

STATE OF NEW YORK
ONONDAGA COUNTY
TOWN OF CICERO

SS:

The Cicero Town Board held their regular meeting on Wednesday, February 9, 2011, at 7:00 p.m., at the Cicero Town Hall, 8236 S. Main Street, Cicero, NY 13039.

Present: Judy A. Boyke, Supervisor
Jessica Zambrano, Councilor
C. Vernon Conway, Councilor
Lynn Jennings, Councilor
James Corl, Jr. Councilor
Tracy Cosilmon, Town Clerk

Others Present: Christopher Woznica, Highway Superintendent
Joseph Snell, Police Chief
Jody Rogers, Director of Parks & Recreation
Wayne Dean, Director of Planning & Development
Shirlie Stuart, Comptroller
Brad Brennan, Assessor
Linda Losito, Secretary to Supervisor
Anthony Rivizzigno, Town Attorney
Ronald DeTota, II PE, C & S Engineers
Caitlin Donnelly, Star Review

Absent: Sharon Edick, Receiver of Taxes

The meeting was opened at 7:00 p.m. with the Pledge of Allegiance. A moment of silence was observed in remembrance of our men and women serving in the Armed Forces in harms way.

Ms. Boyke indicated where the fire exits were and read the following statement:

The Cicero Town Board acknowledges the importance of full public participation in all public hearings and, therefore, urges all who wish to address those in attendance to utilize the microphones located in the front of the room. At this time please turn of your cell phones and be sure to speak into the microphones to enable all to hear.

S.E.Q.R.
(State Environmental Quality Review Act)

Motion was made by Ms. Boyke, seconded by Mr. Jennings, that all actions taken tonight are Type Two (2) actions under the New York State Environmental Quality Review Act unless otherwise determined.

The motion was approved as follows:

Mr. Conway: Yes
Mr. Corl: Yes
Mr. Jennings: Yes
Ms. Zambrano: Yes
Ms. Boyke: Yes

PROCLAMATION FOR THE RUMO FAMILY

Ms. Boyke stated that we are honored to have Paul and Julie Rumo and their children Zachary, Emily, Kenson, Kenzie and Kenley, with us this evening. They are residents of the Town of Cicero and almost a year ago today, they brought home three new sons from Haiti. During the long two year process and an earthquake that devastated the island nation, where the boys were, the Rumo's worked with government officials and an adoption agency, as did other adopting families, to clear the way for the boys to come to the United States. Each day was an anticipation of being told, that the boys were coming, and almost a year ago today they arrived. This past year I'm sure that the Rumo family and the children have encountered some major adjustments and changes. With all the love that a family can bring and share, we can all see that this family has shown the kindness of the human heart. The Rumo's were presented a proclamation, declaring February 9, 2011 as the Rumo Family Day as follows:

Whereas, we would like to recognize the compassion and commitment of the Rumo Family and also to raise awareness of the need for every child to have a safe, loving, and permanent home, and

Whereas, adopting a child is a great joy and also a great responsibility. Parents are a child's first teachers, and adoptive families help children learn character and values, the importance of giving back to their community and country, and the courage to realize their potential, and

Whereas, the Rumo Family: brought home Kenson, Kenzie, and Kenley, in need of a hopeful and loving life and on December 23, 2010 the adoption was finalized, and

Whereas, we would like to honor the Rumo Family, who have shown us the depth and kindness of the human heart their love and dedication inspires the next generation to achieve their dreams, and

Whereas, the Town of Cicero would like to welcome Kenson, Kenzie and Kenley to our community and also honor the Rumo family

NOW, THEREFORE, I, Judy A. Boyke, Supervisor of the Town of Cicero, New York do hereby proclaim February 9, 2011 as Rumo Family Day.

IN WITNESS WHEREOF, I have hereunto set my hand this ninth day of February, in the year two thousand eleven,

APPROVAL OF JANUARY 26, 2011 MEETING MINUTES

Motion was made by Mr. Jennings, seconded by Mr. Conway, to approve the minutes of the January 26, 2011 town board meeting.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

APPROVAL OF SPECIAL TOWN BOARD MEETING MINUTES
OF FEBRUARY 1, 2011

Motion was made by Mr. Jennings, seconded by Mr. Conway, to approve the minutes of the February 1, 2011 Special Town Board Meeting.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

DEPARTMENT HEAD INPUT

Town Clerk

Tracy Cosilmon requested approval for the annual Software Support/Maintenance Agreement with Business Automation Services, Inc., for the Town Clerk's Office. This is the software system that the Town Clerk's Offices uses for all daily business. All of the updates for the dog licenses were included at no additional cost. The annual amount is \$1,120.00 and there has been no increase.

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to authorize the Supervisor to execute the annual Software Support Maintenance Agreement with Business Automation Services, Inc, for the Town Clerk's Office in the amount of \$1,120.00.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

Chairs and Tables

Tracy Cosilmon stated that late this afternoon, she received some information. She has been working on getting some new tables and chairs and was able to acquire a good price which was under \$1,000.00, but, with freight, it goes over. The chairs would have wheels and the other chairs currently being used, can be utilized in other areas of the town hall offices or the Senior Center. The purchase would be through W. B. Mason, who was formerly Ianuzzi's. I have received several quotes and have worked with several vendors and would like to recommend W. B. Mason to order four five foot tables in the amount of \$999.00 plus freight of \$85.00 and twelve chairs in the amount of \$999.00.

Motion was made by Ms. Boyke, seconded by Mr. Conway, to authorize an expenditure of \$999.00 plus freight, to purchase four, five foot tables and \$999.00 to purchase twelve chairs for an expenditure of \$999.00 from W. B. Mason.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

Highway

Chris Woznica requested approval for an additional \$200.00 to repair the spring on truck #19, Account Code DB513055.

Motion was made by Mr. Corl, seconded by Mr. Conway, to authorize an additional \$200.00 to Allied Spring, to cover the repair to truck #19.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

Specialty Muffler

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to authorize an approximate expenditure of \$4,000.00 to purchase a specialty emissions muffler for truck #16, the 2005 Sterling, from Tracey Road Equipment.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

Comptroller – None

Park & Recreation

Jody Rogers requested approval of a part time person Sydney Harbaugh, 6111 Rossland Circle as a Recreation Attendant at the payrate of \$7.25 per hour effective February 14, 2011.

Motion was made by Mr. Jennings, seconded by Mr. Corl, to approve the hiring of Sydney Harbaugh, as a part time Recreation Attendant for the FWS Program, effective February 14, 2011 at the pay rate of \$7.25 per hour.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

Jody Rogers requested that a public hearing date be set for March 9, 2011 for the 2011 Community Development, Riverfront Park, Phase II, Grant submission.

SET PUBLIC HEARING DATE FOR SUBMISSION OF THE 2011 COMMUNITY DEVELOPMENT FOR RIVERFRONT PARK, PHASE II

Motion was made by Ms. Boyke, seconded by Mr. Corl, to set the date March 9, 2011 at 7:00 p.m. for a public hearing to consider the submission of a Grant application through the 2011 Community Development for Riverfront Park, Phase II.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

Assessor

Brad Brennan stated that the notices regarding the re-assessment process was mailed out last Friday and most everyone should have received them. If you don't receive it, Please call me. We have been taking calls from concerned residents but, the volume hasn't been as heavy as we anticipated. We do have an employee from GAR Associates in our office for the whole week, which is something they do as assistance to us. It is not a requirement, but, it is very helpful to have that informed person in there. It is working well and I'm happy with the reception of the values. While there are some concerns obviously, it sounds like it was a very well done project. The workshops are booking up well and are good and informative. Lastly, all exemptions, new exemptions and renewals are due, by March 1, 2011. That gives us only a couple of weeks. For anyone who hasn't gotten their exemption in, please get it taken care of, otherwise you will lose out on a substantial tax savings.

Zoning - None

Police – None

APPROVAL OF ABSTRACT #3 OF 2011

Motion was made by Ms. Boyke, seconded by Mr. Conway, to approve Abstract #3 of 2011 as follows:

General Fund Voucher #140 to Voucher # 268 In the amount of \$487,715.96
Highway Fund Voucher #67H to Voucher #93H In the amount of \$259,795.65

Discussion:

Ms. Zambrano stated that she noticed that there were refunds in this abstract for engineering services and wanted to know why there were so many.

Shirlie Stuart explained that these refunds have been sitting in trust and agency, which is a escrow account for over the past four years. There have been some periodically, but, not on a clean up basis. The last initial clean up was when I was here in 2000 to 2003. These are monies that need to go back to the contractor that have been sitting and the projects are done. We asked O'Brien & Gere to go through them, okay them and then all engineering and legal fees have been paid. It was about \$37,000.00 and my Deputy Diane, did a wonderful job.

Ms. Zambrano - Are there more?

Shirlie Stuart – There are a few more and some go back to the 1990's.

Ms. Zambrano - How are these supposed to get cleaned up?

Shirlie Stuart explained that they can get cleaned up as they get released from the engineering and attorneys and all fees have been paid and the project has been completed.

Ms. Zambrano – How do we avoid this in the future?

Shirlie Stuart – You would do it on a yearly basis if you're able to get the engineers to say yes.

Ms. Zambrano – O'Brien & Gere had to go through all of these. Are we going to get a bill from them for this for that service?

Shirlie Stuart – No

Ms. Zambrano – I also see that we're paying Feher Rubbish \$132,000.00. Is that a monthly fee?

Shirlie Stuart – Yes, it is.

Ms. Zambrano - If we multiple that times 12, we're going to end up paying them 1.6 million dollars.

Shirlie Stuart – That's correct.

Ms. Zambrano – When is that contract up.

Shirlie Stuart – In July

Ms. Zambrano – That's an awful lot of money.

Mr. Corl - He was the lowest bidder on that contract.

Shirlie Stuart – That's right.

Ms. Zambrano - When I look at the payroll, Income Tax, SS, FICA, Medicare and NYS withholding comes to approximately \$50,000.00. Is that the average for each pay period?

Shirlie Stuart – That's correct, but, some of that is employee funds which are contributions from their payroll.

Ms. Zambrano – If that's an average amount and we have 26 pay periods, it's 1.3 million dollars.

Shirlie Stuart explained that anything sitting in a Trust and Agency is paid by the employee. The town's portion comes out of the budget, so don't confuse the two. Anything that has a (T) in front of it is the escrow account and that is the employee's portion.

Ms. Zambrano stated that is a lot of money that she is concerned about spending. There are also two items for salt and if you add the two together, it's \$152,000.00. Later on, we will bring up to buy more salt and that bill and the adjustment to previous bills, comes to \$200,000.00

Shirlie Stuart stated that was correct and that we'll be at our maximum in that budget line. When Chris asks permission to buy the salt that will be it, for those funds. I think he has done his homework and he feels it will get us through this season and possibly the beginning of next season.

Ms. Zambrano – The money in the salt line will be exhausted, so if you need more salt, we'll have to do budget modifications.

Chris Woznica – That's correct.

Shirlie Stuart – Anything as far as the payroll account or those things listed with (T's) do not have to be on the abstract by law.

Mr. Corl asked if the \$500.00 was toward the NYS DEC Consent Order. What is that for?

Shirlie Stuart - I believe Ron DeTota can answer that.

Ron DeTota - It is for the non filing of the report, which is item number 9 on this agenda. Because they hadn't received it in their office, it hadn't been generated. Apparently, they sent out a notice in September that got lost. I can't answer to that, but, the next one came in and the fee placed on that was originally, \$3,000.00. We never had a contract to prepare that document and I took it upon myself to call the State to hopefully negotiate a lesser amount if the town brought itself in compliance with that permit year. They were gracious enough to reduce that down to \$500.00.

Mr. Corl – That wasn't for number 9 on the agenda. Are you talking about the Landfill?

Ron DeTota – I'm talking about the Stormwater Permit, the SPDES MS4 Permit. I don't know anything about the landfill.

Wayne Dean – This is a requirement of the State to see that we're complying with the requirements for being in an MS4 that you file annually. In the past, O'Brien & Gere, was provided information with the help of Jody, Chris and myself. Apparently, it got lost in the shuffle with the change in administration and engineers and it wasn't filed in time. They notified us in September, but, I never saw the notice of violation, or know where it went to. We received another notice stating it wasn't filed.

Ms. Zambrano asked who the correspondence went to.

Wayne Dean and Ms. Boyke both stated they didn't know.

Ms. Boyke - It never came to me, and the first time we found out about it, we were acting upon it when we were fined for not filing it on time.

Ms. Zambrano – How do we avoid this in the future?

Ms. Boyke – Now we know that this report has to be filed and we have it on our agenda.

Wayne Dean – One item that I've been involved with is the formation of the coalition and they already do a number of items that are required in this report. One of the items that they may address in the future is the preparation of these reports for all of the communities, towns and villages, in the county. With that, hopefully, it will be a savings overall and will be a more uniform response to the State, concerning what is done to comply with the requirements.

Mr. Corl asked if the check has been sent out.

Shirley Stuart – I have it, but, it has to be approved. They're sent out on Thursday, after the Town Board Meeting and the abstract has been approved. They are all prepared but, are not sent out until they are approved.

Mr. Corl stated that he was still unclear about the Germain & Germain expenditure. He understood that there was a conflict of interest, but he was still unsure of the authorization to handle that particular file and whether or not we have a scope of services letter to dictate what they are going to be handling, their hourly rate and things of that nature.

Tony Rivizzigno – They are handling at the same rate that I would charge. I just brought them on because of the conflict, but, I didn't get board approval for that. If that's a problem, I'll take care of the fee myself. I didn't want to get involved with that particular litigation because of the things that have happened in the past with this particular litigant, so I asked Germain & Germain, who represent our Planning Board if they would be willing to handle the litigation of it. The fee is the same as mine being \$190.00 per hour under litigation and it has been pretty contentious to the town for a long time.

Mr. Corl – It could be pretty costly.

Tony Rivizzigno – Judge Walczyk is doing his best to keep it within reason, but, it is an uphill battle with the litigant.

Ms. Zambrano – Should we get board approval for this?

Tony Rivizzigno – It probably, would make sense authorizing the Germain Law Firm to handle this one.

Mr. Corl – Perhaps they could provide us with a scope of services letter, saying what they will do from this point forward, so that we know what to expect.

Tony Rivizzigno stated that he would get that.

Ms. Zambrano – Can we expect to have that for the next Town Board Meeting?

Tony Rivizzigno - Yes

Continuation of the vote for the abstract:

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

BUDGET MODIFICATIONS

Motion was made by Mr. Jennings, seconded by Mr. Conway, to approve the following budget modifications as follows:

Budget Modifications	2011
Town Board Meeting	2/9/2011

AMOUNT	FROM CODE	TO CODE
\$1,800.00	A11101 Personal services	\$1,800.00 A11101 OT Overtime Personal Service

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	No
Mr. Jennings:	Yes

Discussion:

Ms. Zambrano asked what this was for.

Shirlie Stuart - This is personal service within the Justice Department and are funds we are taking out of Personal Service and putting into the overtime line.

Ms. Zambrano asked why we need overtime.

Shirlie Stuart explained that we were down three weeks with only one Justice Clerk, so our one Justice Clerk and Clerk I, took the spot of the other Justice Clerk at Court during the night.

Continuation of the vote:

Ms. Zambrano:	Yes
Ms. Boyke:	Yes

PRESENTATION OF MS4 SPDES 2009-2010 PROGRAM ANNUAL REPORT

Ron DeTota stated that he has provided a copy of the report and if anyone is interested in asking a question, they can submit their questions to Wayne's Office and they will address those questions in the report coming out at the end of March. This report is from

March 10, 2009 to March 9, 2010 and basically contains six minimum measures. The first Minimum Measure is Public Education and Outreach. The Town of Cicero has contracted with the Central NY Regional Planning and Development Board to provide this component of the Permit itself. It involves brochure mailing, radio spots, newspaper ads, as well as other advertisements that are put out by the Central NY Regional Planning and Development Board on behalf of the MS4 that contribute to the support of their efforts, with the Town of Cicero being part of that. Minimum Measure II is Public Involvement Participation and that component pertains to the entire cleanup that the town promotes, such as the spring and fall road side cleanups, Earth Day volunteer cleanup and other cleanup at public events. The third minimum measure is Illicit Discharge Detection and Elimination. Basically an illicit discharge is if you have an illegal connection to a drain. Example, if you had a garage that does operations with the changing of oil and various fluids, and has a direct discharge to a storm drain that discharges over land. What this program does, is help to make the public more aware of this non compliance violation. The County has also entered into a contract with the surrounding communities to provide inspection services and go to the mapped outfalls that have been identified in previous years and to inspect them on a regular basis to insure that the flow that is being discharged from them meets current water quality standards. In this report itself, I believe there were 105 inspections, with no detections of discharge, which is a very good thing. Minimum Measure IV, Construction Site Runoff Control, is the part during the design phase of a project where you hear people talking about stormwater management facilities, retention and detention basins and other methods to provide water quality as well as to address the changes in the stormwater runoff which is typically the increase due to the improvements. What this program does, is provide guidelines set forth by the state and adopted by the town to allow for that development to insure that the flows that are being treated by the new projects, don't exceed existing rates of discharge for the previous land use. Minimum Measure IV is Post Construction Controls and basically, once those facilities are constructed it is part of the overseeing operation and management efforts, to insure that those facilities comply with their basis of design and that they're functioning as they were originally constructed. A lot of the work that the town's Drainage Committee undertakes is part of that component, to insure cleaning of swales, drainage pathways as well as the excavation of ponds to restore their volume. Minimum Measure VI is Stormwater Management from a Municipal Operation and is taking a look at the town's operation, more importantly, with Chris's operations. One of the things that is great, is the salt dome and the fact it is covered, the amount of pavement that is cleaned and the roads that are swept by the town once or twice a year, as well as the school parking lots. Cleaning and sweeping removes the contaminants from the pavement itself, so that when it does rain, the contaminants are not transported off into the waterways. Also, Jody is in charge of maintaining the green areas of the town that they own, so with her work, she see's that the grass clippings are handled properly, the application of fertilizer and nitrogen are kept to a minimum level and that they follow the best development guidelines and maintenance guidelines that are set forth by the State. I can speak on that and say that Jody had done a terrific job in complying with those. That's pretty much it, but, I will mention that at the end of 2009, the DEC performed an audit on the town's stormwater management program and I know, Wayne was part of that as well as O'Brien & Gere. The audit went very well and I believe it came back with just minor adjustments needing to be made. For the most part, the program that the town has implemented and continues to carry out is functioning well and doing its part.

Ms. Boyke thanked Ron and stated his report was very informative and very specific.

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to accept the MS4 SPDES 2009 -2010 annual report as presented.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

APPROVAL OF MAINTENANCE GUARANTEE SECURITIES
AND PARK LAND CONTRIBUTION
FOR WALLINGTON MEADOWS SECTION NO. 7A

Ron DeTota asked to be recused from items 10 and 11 due to his relationship with the developer, as his office prepared those design documents and turned this over to James Fensken of Bryant and Associates, who serves as the town engineer for this particular project.

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve Maintenance Guarantee Securities and Park Land Contribution for Wallington Meadows Section No. 7A and that securities be posted with the town in the amount of \$25,250.00 as recommended by Bryant Associates for overland drainage, utilities, roadway and monuments and for the developer to consult with the town attorney, if the developer wishes to use the lump sum security method in lieu of the value of securities method. Additionally, the Contractor will post a cash, or check payment, payable to the Town of Cicero in the amount of \$9,500 for Park land Contribution and in addition to the Guaranteed total, the town should obtain securities in the amount of \$33,500 from the Developer, Combat Construction, Inc., for work not completed, or in need of repair, for Wallington Meadows, Section No. 7A, per the recommendation of Bryant Associates.

Discussion:

Ms. Zambrano asked for an overview

James Fensken explained that the project site was originally much larger and the developer only wanted to dedicate half of the project to the town, so the security values for the section that they would like dedicated. Bryant Associates letter of February 2, 2011, explains how he came up with the values.

Ms. Boyke – This reduces it to 20 single family residential lots.

James Fensken - Yes, it does.

Ms. Boyke explained that the developers are suffering from the slow down in this development.

Ms. Zambrano – You're asking for \$25,250.00 for securities for drainage, utilities, roadway and monuments.

James Fensken explained that those are performance guarantees for the facilities that have been installed at this point. The guarantee totals are for work that is incomplete or is in need of repair at this time and need to be done in the future.

Ms. Zambrano – Those five items are \$33,500.00.

James Fensken – Correct

Chris Woznica asked where they want to dedicate half the street, did they want to delete the turn around and then have us continue on.

James Fensken stated that that would be addressed in the next item, but he thought it is impractical to build a turn around at this point and that we need to discuss this matter.

Ms. Zambrano – The last part is for \$9,500.00 in park land contributions.

James Fensken stated that he has spoken with Jody and believed that this is a practice that the town does for each parcel and they get \$475.00.

Ms. Zambrano asked if this becomes revenue for us.

Shirlie Stuart – It is not revenue, but, they are 277 Funds that have to be used within the parks.

Continuation of the vote:

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

APPROVAL OF EASEMENTS AND RIGHT OF WAYS FOR
WALLINGTON MEADOWS SECTION 7A.

Discussion:

James Fensken stated that his company received a final plan from Ianuzi and Romans Land Surveyors for the temporary easement for this part. The contractor and developer decided to split the section, where there isn't a nearby turnaround. Originally, the development had a turn around, but, in this case, the remaining portion of the road has to be accepted as a temporary easement to the town until the town makes final acceptance on that remaining section.

Ms. Boyke – There is only one more section.

James Fensken – Yes and the concern that has come up by Chris, is that you usually put in a turn around.

Chris Woznica stated that as long as they get a letter from the developer, or the engineer, indemnifying us and saying we're not liable for any damage, from snow removal, or anything else, I wouldn't have a problem keeping that whole road open. It would be a lot easier for us and for fire protection if we could go straight through. However, we would need a letter, not holding us liable for any type of damage to the gutter or the road.

James Fensken explained that the description of the easement is correct, but, they could possibly add a subject to clause, that would indemnify the town of any liability. A question for the town attorney, if the town takes on a temporary easement and maintains it, could the town open itself up to possible liability, not so much for damages, but if someone were to get hurt on a town road. We may need to put up a temporary barricade to discourage traffic through there particularly in the summer.

Wayne Dean – If the road is left and we only accept a portion of it, that's proposed, it creates a dead end road that exceeds the fire code for fire trucks. They could go to the end, but, there would be no place for them to turn around, so they would have to back out of there. By not providing a turnaround that happens, but, by leaving it open, it eliminates that need for a turnaround, but, I want you to be aware that in other places, where this has happened, it becomes problematic for trash, litter, etc. I wanted to bring that to your attentions, that is the potential here and my office gets all the calls.

Ms. Boyke – I understand.

Chris Woznica – That was my only concern.

Mr. Corl asked Chris if he would be plowing a portion of this road, without the town formally accepting it.

Chris Woznica – Right

Mr. Corl – Are you comfortable with that.

Chris Woznica - As long as we aren't liable for any damages.

Ms. Zambrano – How many houses are occupied there?

Chris Woznica – No houses have been built there yet.

Wayne Dean – The entire road consists of 20 lots.

Ms. Boyke asked how many more feet would there be after that turnaround.

James Fensken – Probably another 1,000 feet.

Ms. Boyke – That really isn't that much further and it will take you out to Pizzuto and circles around.

Chris Woznica – The plows will chip the gutters if the plow digs into the road. I need to know if we will be liable when we haven't accepted the road.

Mr. Corl stated that it would be like plowing a private road, if the town hasn't accepted it.

Ms. Zambrano asked Chris if he was plowing it now.

Chris Woznica – No

Tony Rivizzigno explained that the easement takes care of that part. Instead of a turnaround it provides the ability for the plows to go through and keep on going. If they don't have that, they have a problem in going to the end of the road and having no place to turnaround.

Chris Woznica – This year, there would be a problem with all the snow build up in the turnaround. We aren't plowing it now, but, I think this is for the future. I don't think they're going to do any building this winter, and I don't know where they stand for next year.

Ms. Zambrano – Why should we accept it now, then?

Ms. Boyke – We need it because they broke off the 20 lots.

Wayne Dean stated that they want to break this off due to economic reasons and develop only half of it. They also want to begin selling lots and building homes on them, rather than the entire subdivision that was proposed.

Ms. Zambrano asked if we could defer this for 30 to 45 days.

Wayne Dean stated that he didn't know what good that would do.

Ms. Boyke asked what the purpose would be, to defer this.

Ms. Zambrano – It's because the liability is there and he's going to plow the road.

Ms. Boyke – No, that isn't going to be accepted yet as this isn't even in place.

Ron DeTota stated that this is in Wallington Meadows which is off Whiting Road. Our client's intention was to subdivide the entire parcel. The roads, sewers and drainage are in and he has expended a tremendous amount of capital to install those features. He has a contract with Ryan Homes and due to the economy, they aren't selling the homes and it has been slower than anticipated.

To lessen the tax burden on himself and his company, he's before the board now with a parcel subdivision. He needs this subdivision in order to create the lots and without these lots, he can not make these sales or go forward and build houses for people to move into

the Town of Cicero. So, he's looking to do this at this time. As I said, it was his intention to dedicate the roads and there was talk of putting in a temporary turnaround, but, I think that it was the developer's judgment that it may be more beneficial to the town to allow that continued conveyance of the plows themselves in the winter months. I spoke with Mike recently and asked when they would finalize this and sell these other homes. His intention is to be back before the town this fall to subdivide the residual land that's left over from this subdivision, into the lots he initially planned to do. Right now, they have some contracts on the table. I think he said of the 20 there are 6 homes that have been spoken for. There have been deposits made and agreements are out there to construct on those lots. Hopefully, things are moving forward and there are indications that the market will become more active. That is where he is at today. What the town has requested, which seems reasonable to me, is anything outside of normal wear and tear would be replaced. With the condition that James recommends, that protects the town which I think is good. I certainly understand Chris's concern on behalf of my client and the Town of Cicero too. I'm looking out for them too. I'd want that enforcement and mechanisms in place to insure that the product, once it is delivered, will be like brand spanking new.

Mr. Corl – We're still left with the town plowing a road that's not turned over to the town.

James Fensken – The temporary easement will be written in such a way that the town would accept maintenance responsibilities.

Mr. Corl asked Chris if the town plows any roads that we have easements over.

Chris Woznica – No, we don't.

Ron DeTota stated that he would speak on behalf of a different client of theirs, which is Hancock Airpark. We worked with Lori Deitz from Hancock Airpark for awhile and believed that there were easements across those streets.

Chris Woznica – Those are county roads that we're maintaining for the county. All of those roads belong to Onondaga County.

Ron DeTota – I stand corrected.

Ms. Boyke asked if there were any more questions.

Ms. Zambrano asked if Tony could draft a letter to the developer, with the letter Chris is proposing.

Tony Rivizzigno – We will get an indemnification agreement together from the developer.

Ms. Boyke – It appears that this situation wouldn't even occur until next fall or winter because of the fact that the development hasn't even started.

Chris Woznica – The only other problem I'm going to have is within two years, the top has to be put on this road. If he doesn't develop it for 3 or 4 years, I don't want to be held liable for putting a top on the road.

Ms. Boyke stated she was sure it would all be in the letter that the attorney will draw up.

Chris Woznica – Once we start plowing those roads that will wear the base and binder off.

Ms. Boyke – Hopefully it will be open and all sold off by that time. With having 6 out of the 20 sold already, it sounds like the opportunity is there and they may open up the last section.

James Fensken stated that the town wouldn't accept that final roadway until it meets the town's standards and you would have a performance guarantee for that too.

Mr. Corl – My concern is that we'd be setting a precedent of granting these types of temporary easements in the town. Once you do it for one person or organization, we'll have a stream of other people saying if we grant a temporary easement, they'll plow the road. That's a long term concern.

Wayne Dean stated that he could appreciate Mr. Corl's concern, but, you have to look at it on a case by case basis and what makes sense. I think in this case it does make sense to do what is proposed rather than install a turn around.

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to approve the easements and right of ways for Wallington Meadows, Section 7A.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	No, I'm concerned about liability and setting a precedent for easements. I am not comfortable at all with the town plowing roads that we don't own and haven't been dedicated to us.
Mr. Jennings:	Yes
Ms. Zambrano:	Yes, I'll go with the recommendations of the engineers and Wayne Dean.
Ms. Boyke:	Yes

APPROVAL FOR THE SUPERVISOR TO EXECUTE THE CONTRACT AGREEMENT FOR SYRACUSE SIGNAL

Motion was made by Mr. Conway, seconded by Mr. Jennings, to authorize the Supervisor to execute the annual Maintenance Contract Agreement with Syracuse Signal upon review of the Town Attorney.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

APPROVAL FOR THE SUPERVISOR TO EXECUTE THE CONTRACT AGREEMENT WITH CNY VET SERVICES FOR ANIMAL SHELTERING

Tracy Cosilmon explained that the board has received a memo and a copy of the agreement. In the past we've always carried an agreement with the SPCA to house dogs that are taken there due to the fact they have no identification on them. If they have a tag, our Dog Control Officer can return them to their home. The Dog Control Officer and I had an opportunity to visit CNY Vet Services, formally Animal Kingdom, and are very fortunate to have such a clean, well run facility, with a dedicated staff. The animals will be well socialized with people and walked three times a day. Currently, the Town of Clay also contracts with them and CNY Vet Services, will be providing 24/7 service and I would like to recommend them. Their cost of \$140.00 is less than the SPCA cost, which was another contributing factor in my recommendation and I would like to ask for approval of this contract agreement. We will also maintain the SPCA contract as backup.

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to authorize the Supervisor to execute the Contract Agreement with CNY Vet Services for Animal Sheltering.

The motion was approved as follows:

Mr. Conway: Yes
 Mr. Corl: Yes, very nice job Tracy
 Mr. Jennings: Yes
 Ms. Zambrano: Yes
 Ms. Boyke: Yes, a fine job by Barb and Tracy.

Ms. Boyke stated that she attended a Supervisor's Meeting and this issue was brought up, so she brought this to the attention of Tracy and Barbara and they pursued it.

Motion was made by Ms. Zambrano, seconded by Mr. Jennings, to authorize reducing the fee charged for housing a dog from \$160.00 to \$150.00 for all dogs taken to CNY Vet Services.

The motion was approved as follows:

Mr. Conway: Yes
 Mr. Corl: Yes
 Mr. Jennings: Yes
 Ms. Zambrano: Yes
 Ms. Boyke: Yes

SET BID DATE FOR MARCH 4, 2011 AT 10:00A.M.
 FOR WILLIAM PARK BEACH GAZEBO

Motion was made by Ms. Boyke, seconded by Mr. Corl, to set Friday, March 4, 2011 at 10:00 a.m. at Cicero Town Hall, 8236 South Main St., Cicero, NY, to accept bids for a new gazebo to be placed at William Park Beach.

The motion was approved as follows:

Mr. Conway: Yes
 Mr. Corl: Yes
 Mr. Jennings: Yes
 Ms. Zambrano: Yes
 Ms. Boyke: Yes

UPDATE ON THE LORETTO GREEN HOUSE PROJECT BY PIONEER COMPANY

David Norcross, with Pioneer Companies stated that he was pleased to report that the Loretto Green House Project is moving forward and that they are still on schedule for a September 2011 construction start. Loretto has completed 100% of the design and construction documents for that project and we have submitted the road and municipal infrastructure, sewer, water and drainage to the town engineer for their review and approval. We would like to expedite the approval by the Town Board of those documents and if possible, would like to return at your next meeting this month, so that the Town Board could approve those infrastructure drawings.

Ms. Boyke – We have received those and I have spoken with Ron.

Ron DeTota stated that they received the design documents that Mr. Norcross refers to and we are in the process of reviewing those. We anticipate that if this board should be so inclined, that engineering will be reviewed and our recommendation is expected to have the board, grant the applicant approval for the design documents or contracts. I thought it may be beneficial, knowing the projects aggressive time schedule and where it's at and that if Mr. Norcross appeared this evening, to give an update on where the project is and if this board has any concerns, they could be discussed and if necessary, Mr. Norcross

could take that back to the design board and we could work out any concerns that may arise tonight and would be incorporated into the finalized design documents.

Ms. Boyke asked Dave if all of his designs are in and if they've been approved other than the infrastructure, which we need to do now.

Dave Norcross – Correct and the rest of the site plan design is basically as submitted and approved by the Planning Board. There have been no changes in that master plan and remains unchanged. It has taken a substantial amount of time to finish all of the detailed design of the houses, the elevations, and details of engineering, to get to this point to be able to submit the drawings and for the town engineer to review. Should there be any comments, on behalf of the engineer, we have some time to go back and forth with any requested changes and when we come back in two weeks and we can incorporate anything that needs to be changed.

Ms. Boyke stated that she understood that we have clarified the turn lane.

Dave Norcross – Yes, we have after some back and forth with the NYS DOT, we have reached an understanding with them, relative to what the mitigation with the Meltzer Court and Route 11 intersection. The DOT has agreed that will essentially amount to a left hand turn lane in the northbound lane of Route 11. It would allow stacking of vehicles to make a protected left hand turn into Meltzer Court Dr.

Ms. Boyke stated that after receiving their information, they are in the process of submitting a letter to the State, looking to reduce the speed to 45mph in that area, which will accommodate that stacking and the turn lane.

Dave Norcross stated that they appreciate that as that will improve the safety in that area and will minimize the length of the stacking lane that will have to be constructed.

Ms. Zambrano - The speed limit right now is 55mph. and it's proposed to go down to 45mph.

Dave Norcross - That was what they suggested.

Ms. Zambrano asked if a resolution was needed for this.

Ms. Boyke – I have to submit a letter first.

Tony Rivizzigno suggested that the board adopt a resolution and ask the State to change the speed limit as we can't change it.

Mr. Corl asked Dave how the grant was relative to the ground work. Was that granted for the infrastructure?

David Norcross – No, it was not. They were unsuccessful in obtaining that grant.

Ms. Zambrano – Is the construction of this project dependent on a grant?

David Norcross – Not for the infrastructure.

Ms. Zambrano – What about the construction of the buildings?

David Norcross – Loretto still has a HEAL 12 Grant through the Department of Health that's still in place that has been unaffected. It is the only grant that Loretto sought from the Department of Health. The other grant was unrelated to the Department of Health.

Ms. Zambrano – The Department of Health Grant is for how much?

David Norcross – It was approximately 12 million dollars.

Ms. Zambrano – The newspaper said a week or so ago that the project was on hold because of non-granting of grants.

David Norcross stated that he read that article and was concerned about it and spoke with the Senior Executives at Loretto and they have confirmed that this project is moving ahead and that they expect any issues that exist between the Federal Government and the State Government relative to these grants will be ironed out.

Ms. Zambrano – You know how it goes with grants. It's not a grant until you actually get the money in your hands.

David Norcross stated he was familiar with the details, but, Loretto is confident that those issues will get sorted out.

Ms. Zambrano – I'm keeping my fingers crossed.

Mr. Corl – After you present the documents at the next meeting, what will be your next step?

David Norcross – The next step would be the submission of the project to HUD and they will need approximately 4 to 6 months to review and approve the project which will get us to September, when we expect to break ground.

APPROVAL TO PURCHASE TWO (2) POLICE VEHICLES UNDER THE NEW YORK STATE BID

Chief Snell asked approval to purchase two 2011 Crown Victoria at an individual cost of \$21,116.00 each, for a total cost of \$42,233.00. The purchase needs to be made by March 1, 2011 as Ford will no longer be making this model after that date. We will be trading in four cars and purchasing two. Our fleet will be downsized by two and we will see how it works out. I don't anticipate any cost saving in mileage or fuel as we're still running the same amount of miles, but, I am anticipating on our repair costs.

Ms. Boyke – This would be part of the preventive maintenance.

Chief Snell – We are anticipating major repairs. I gave you a revised table of our current situation and have had to submit another as we had a transmission failure and had to put that vehicle on the trade in list as it is too costly to repair the transmission.

Ms. Boyke stated that trade in is better than auction.

Chief Snell – On auction you may get \$600.00 to \$700.00 for them, so we're better off trading them in. We've done it in the past and we seem to be better off. You aren't going to get a lot for them and we're probably talking up to \$3,000.00 for all four vehicles. You also wouldn't have to go through a bid process and they just come and pick them up. The \$42,000 is for the vehicles and they will probably take off some for the trade in of the vehicles. They've given us some estimates on trade in values, but, you can't count on it until they actually look at the vehicles.

Ms. Boyke asked Shirlie if this has been set aside in reserve in the budget.

Shirlie Stuart – It's under contingent, so if you had a resolution to purchase these, I'm going to need a resolution to move that money.

Ms. Zambrano – We took that money because this board talked about the fact that we needed to look at downsizing of the Police Department. Given the fact that people just paid their taxes, everyone reads the newspapers and we're in tough economic shape in the town, I think it's not wise to make this expenditure until we've had a chance to look at the Police Department and think about downsizing. I know that isn't a very popular subject with some people, but, the reality is, that I think we really need to do this. Economics are not particularly good right now. As a matter of fact the town is hurting a little. I find this unbelievable.

Mr. Jennings - Chief Snell gave us a listing of the four vehicles and the current mileage on each of them is over 100,000 miles and there is one down with transmission problems and they are old. If we sit and wait, what is going to be the cost to maintain these other three vehicles? I understand what Councilor Zambrano is saying, but, if we kept these vehicles until January 2012 they'd surpass 125,000 each, which is about the maximum for a vehicle. We are downsizing the fleet and would be getting two new cars and hopefully they'll be under a warranty I think it's a good move, money wise. It isn't the best of time, and we got our assessments this week and we read in the paper everyday, what is going on, but, we still have to do what we do for service for our residents and this is what we're here for.

Ms. Zambrano – I appreciate your argument, but if we had some input from the Police Department about downsizing, we went through the budget process which the Police Department was asked to cut down. I didn't see a whole lot of savings there. We purposely pulled the \$52,000.00 out to buy new cars, so that there was a message there, that we were serious about downsizing. I understand the argument, but, I don't think we're in a situation to be approving this right now.

Mr. Jennings – The other major concern I have is the safety of the Officer's that are driving those vehicles and you really have to look at that. I haven't yet, but will approach the Chief to ride in one of these. The other day, I asked why they let them idle and was told it had to do with the computer system and if you turned the vehicle off that it takes 30 minutes to bring you back online. A lot can happen in a town with a computer down for 30 minutes in a Police car. At this point, I think it is a good move and there are certain things, for the safety of the Officers and the community that we must look at.

Ms. Zambrano stated that she still gets complaints about the number of Police cars that are sitting over in the parking lot, that are being unused.

Chief Snell – That would be two less.

Mr. Corl – I think it is a critical tool that the Officers need to patrol the town.

Chief Snell- If I ran one car 24/7, I'd be in here every six months asking for a new car.

Motion was made by Mr. Jennings, seconded by Mr. Conway, to authorize an expenditure of \$42,233.00 to purchase two, 2011 Ford Crown Victoria Police cars.

The motion was approved as follows:

Mr. Conway: Yes

Mr. Corl: Yes and I'd like to comment as to the downsizing. I don't think we have ever discussed that during budget time, or at any Town Board Meeting about downsizing the Police Dept. The only thing I ever heard on December 8th, from the resident's is that they wanted to maintain and continue to have a strong Police force.

Ms. Zambrano – Wrong, not everybody.

Mr. Corl – The majority. The people that were there wanted to see a strong Police force. There was no talk of downsizing or reduction or anything of that nature. I think Chief Snell has done a very good job and is running a very efficient department with the resources he has to provide the residents of the community with what they need. I think it is important and I think there is a good plan that Chief Snell has set up here, in maintaining the cars and keeping in mind, fiscal responsibility.

Ms. Zambrano – I would like to make a comment. I don't believe that what happened on December 8th, was a carte blanc for the Police Department to keep spending money as they have been. That's number one. I just don't think that people said that and they

would like to see the Police Department cut back. Secondly, there was discussion about downsizing of the Police Department as well as other departments during budget meetings. If you weren't here to hear that, I'm sorry, but, it was mentioned.

Chief Snell – We did give up one full time position in last year's budget. We have one person on IOD and when that person does retire under disability, that position has been recommended to be removed from the budget as well. So that will be two full time positions that will be removed from the budget and we will be looking for ways to reduce. We understand the issues, but, my concern right now, is for the public safety of this community and for Police protection. I don't think we spend our money unwisely and we spend what we have budgeted and we even try to turn some back every year.

Ms. Boyke asked Tracy to finish the roll.

Ms. Zambrano – I appreciate your comments Chief Snell. Thank you.

Continuation of the vote:

Mr. Jennings:	Yes
Ms. Zambrano:	No
Ms. Boyke:	Yes

Motion was made by Mr. Jennings, seconded by NO SECOND, to move the money from the contingency fund for the purchase of the two 2011 Ford Crown Victoria Police cars in the amount of \$42,233.60.

Discussion:

Mr. Corl asked Shirlie if they should move the entire budget of \$52,500.00 over.

Shirlie Stuart – Whatever you wish me to move.

Mr. Corl – I would suggest that we remove that from the contingency line and that it be put into the operating budget.

Shirlie Stuart – The amount is \$52,500.00 originally.

Ms. Boyke – Why would we do that Shirlie?

Shirlie Stuart – It is totally up to you. That is what the Chief had budgeted for those two cars and the equipment line was \$52,500.00.

Ms. Boyke asked it we would need the rest of the money to upgrade the cars.

Shirlie Stuart – That is from a whole different line. All you need to move is the \$42,233.60 for the two vehicles.

Mr. Corl – I just thought it would be easier from an accounting standpoint to move the entire amount into that line.

Chief Snell - We budgeted for the vehicles, but, we also try to keep \$4,000 to \$5,000.00 as a little extra in the equipment line should something break, or need to be purchased, such as a bar light, or something that needs to be purchased throughout the year that would be considered equipment. That gives us the cushion for that.

Mr. Corl – I would suggest that the whole \$52,500.00 be amended and added to the motion. Do you have any objection Lynn?

Mr. Jennings - I have no objection.

Ms. Boyke – So, the total is \$52,500.00

The motion previously made by Mr. Jennings, and seconded by Mr. Corl, is amended to move \$52,500.00 from the Contingency Fund for the purchase of the two 2011 Ford Crown Victoria Police vehicles.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	No
Ms. Boyke:	Yes

Ms. Zambrano – You have to wonder why we moved that money out in the first place. It's as if we were going to turn around and approve this to begin with.

Shirlie Stuart – My understanding is that if we were going to go with a referendum and for some unknown reason, it got voted down, we'd have that money sitting somewhere else other than the Police Department.

Ms. Zambrano – I agree, but, part of that was also looking to down size the Police Department.

APPROVAL TO PURCHASE TWO (2) POLICE RADIOS UNDER THE NEW YORK STATE BID

Chief Snell stated that this is a 2009 grant, but, by the time it became available to us, it is 2010. We'd like to purchase two portable radios. Several years back, portable radios were about \$300.00 a piece and now they are \$3,000.00 a piece. We would like to purchase two additional ones under the grant and the total cost is \$6,535.00. We have in the grant that was given to us, \$6,200.00, which means there will be about a \$300.00 cost to the town at this point. I have been told by the County, that this happened in previous years and that not all of the money is spent under that grant and generally the \$6,535.00 would be covered under the grant.

Ms. Boyke – Do we have money budgeted for that?

Shirlie Stuart – We'll be reimbursed.

Chief Snell – We purchase and then they reimburse and they are very good at it.

Motion was made by Mr. Jennings, seconded by Mr. Corl, to authorize Chief Snell to purchase two police portable radios under the New York State Grant in the amount of \$6,535.00 and for \$300.00 of the cost to come from the town's budget, with reimbursement of at least \$6,200.00 and possibly the entire amount of \$6,535.00, to come from the grant.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	No
Ms. Boyke:	Yes

YOUTH BUREAU AND PARK AND RECREATION PURCHASE APPROVALS

Motion was made by Ms. Zambrano, seconded by Mr. Jennings, to authorize an expenditure of \$1,050.00, to North Syracuse Lawn and Snow, to overhaul the John Deere Tractor from the parks budget.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

Jody Rogers announced that the following Central New York Recreation & Park Society winners from her department are as follows:

Toni' Lyn Braucle	David M. Goukas Memorial Award
Lori Lake-Toms	Volunteerism Award
Gus Macker Tournament	Exceptional Program Award
Al Stirpe	Public Service
Bill Alley	Stewardship Award

Jody stated that a Celebration Awards Ceremony will be held on February 11th at the Holiday Inn Express on Carrier Circle, with a buffet lunch being served and they are thrilled about this.

HIGHWAY SALT

Emergency Salt purchase

Chris explained that we need an emergency purchase of an additional 4300 tons of salt from Cargill Salt, at a cost of \$196,780.00.

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to authorize an emergency expenditure of \$196,780.00 to purchase 4300 tons of salt from Cargill Salt to finish the season.

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

PUBLIC HEARING

Fred Woznica asked if there has been any projected assessment rates for the taxes this year and if there has been any consideration taken regarding the reduction of the sales tax received and the 14% increase projected for school tax due to the shortfall.

Brad Brennan – No. All of those line items are based on last year's budgets. We compare what you paid last year to what you would pay under the new assessments. We did not look at anything that may happen in September 2011 or for January 2012. The analyst is based on last year's budgets.

Fred Woznica – They could go up more than what has been projected.

Brad Brennan – Yes, if the budgets go up, because that analyst is not the projection of your taxes for this coming tax period, it's an analyst of what you paid last year.

Fred Woznica also was concerned about a raise in his assessment for a parcel of property on Cicero Center Road, under the power lines. He didn't know if it was viewed when it was flooded, but the proposed increase would negate the profit on the crop.

Ms. Boyke stated that Fred should come in and see me or Brad. It is sometimes hard to find vacant lands.

Brad Brennan – Yes, it's always a problem and GAR was looking at flood zones and wetland overlays and it's possible, they missed it on your property so you need to go through the review process with them. If you're unhappy with them, feel free to speak with me as I will have the data when they are complete.

Engineering Comments

Ron DeTota stated that each board member was given a copy of a draft for maintenance and improvement of drainage facilities for their review and he asked that the board members take a look at it before the next meeting and if they have any comments or suggestions, that he would like them to call or e-mail him and they could incorporate that into another document that they would like finalized. He suggested that concentration be focused to the section on the contractors bid proposal as well as the agreement. Within each of those two sections are more of the items we have discussed at previous meetings, as well as the dollar figures. The requirement of the successful bidder will be to provide the materials at no more than a 5% markup to the town as well as other pertinent items. The goal would be, if we receive everyone's comments that it's okay, that at the next meeting a resolution for the advertisement would be passed. It would be advertising for bids to be received on March 8, 2011 and then at that time we will canvass the bids and come back with our recommendations to the town board as to who the contract should be awarded to, which could be done at the March 9, 2011 Town Board Meeting, which would leave the successful bidder approximately a month to supply the necessary paperwork, insurance and requirements for us to execute the necessary documents in order to be able to move forward in the beginning of April.

Attorney – None

Board Comments:

Ms. Boyke - Borio's is having a Winterfest on February 12, 2011 from 11:00 a.m. to 4:00 p.m. They will be having dogsled races, ice carving, music, face painting, food, beverages and smores. There will be several outdoor activities including volleyball and there will be prizes. She invited everyone to attend.

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to adjourn the Town Board Meeting.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

There being no further business before the board, the meeting was adjourned at 8:44 p.m.

Tracy M. Cosilmon
Town Clerk

