

STATE OF NEW YORK
ONONDAGA COUNTY
TOWN OF CICERO

SS:

The Cicero Town Board held their regular meeting on Wednesday, March 28, 2012 at 6:30 p.m. at the Cicero Town Hall, 8236 Brewerton Road, Cicero, NY 13039.

Present: Jim Corl, Supervisor
Jessica Zambrano, Councilor
C. Vernon Conway, Councilor
Lynn Jennings, Councilor
Tim Burtis, Councilor
Tracy Cosilmon, Town Clerk

Others Present : Dave Christian, Highway
Sharon Edick, Receiver of Taxes
Jody Rogers, Director of Parks & Recreation
Shirlie Stuart, Comptroller
Joseph Snell, Police Chief
Jolee Olszewski, Secretary to the Supervisor
Brad Brennan, Assessor
Steve Procopio, Coding & Zoning
Robert Germain, Germain & Germain, Town Attorney
Douglas Wickman, C & S Companies, Town Engineer

The meeting was opened at 6:30 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.

Mr. Corl 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 off your cell phones and be sure to speak clearly into the microphones to enable all to hear.

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

Supervisor Corl moved the adoption of a resolution that all actions taken tonight are Type Two (2) actions under the New York State Environmental Quality Review Act unless otherwise determined. Motion was seconded by Councilor Zambrano.

Ayes - 5 and Noes- 0. *Unanimously Carried.*

APPROVAL OF TOWN BOARD MEETING MINUTES

Councilor Jennings moved the adoption of a resolution to approve the minutes of the March 14, 2012 Regular Town Board Meeting, with the corrections noted. Motion was seconded by Councilor Conway.

Ayes- 5 and Noes – 0. *Unanimously Carried.*

APPROVAL OF ABSTRACT # 6 OF 2012

Councilor Conway moved the adoption of a resolution to approve Abstract # 6, of 2012 as follows: Motion was seconded by Councilor Zambrano.

General Fund Voucher # 459 to Voucher #551 In the amount of \$417,715.40
 Highway Fund Voucher # 140H to Voucher #159H In the amount of \$ 88,664.22

Ayes – 5 and Noes – 0. *Unanimously Carried.*

BUDGET MODIFICATIONS

2012
BUDGET MODIFICATIONS

FROM		\$		TO
B312040	POLICE CONTRACTUAL	100.00	B312054	POLICE COMPUTER LABOR
A168041	COMPUTER SUPPORT	1349.00	A168042	INSTALL – NEW EQUIP
A715045	MISC	24.35	A715044	TAXES – PARKS
B702048	SPECIAL ACTIVITIES PARKS	5.00	B702046	STAFF DEVELOPMENT
B80101	ZONING PERSONAL SERVICES	4000.00	B70101 OT	OVERTIME – ZONING
DB90608	HIGHWAY MEDICAL INS	3000.00	DB90608 MI	HIGHWAYMEDINCENTIVE

Councilor Jennings moved the adoption of a resolution to approve the following budget modifications as follows: Motion was seconded by Councilor Burtis.

Ayes – 5 and Noes – 0. *Unanimously Carried.*

LAUNCHING OF THE NEW TOWN OF CICERO WEBSITE

Supervisor Corl announced the launching of the new Town of Cicero Website and acknowledged Tracy Cosilmon, Town Clerk, who has been working on this for the last several months, for all her endeavors.

Tracy Cosilmon thanked the town board for allowing them to launch a new website, along with Dan Lovell from Code Monkeys and David Kirk, for all their assistance. Tracy stated the new website is very informative. Tracy gave an informative overview of how to use the website to find important topics, department information, agreements, upcoming events and meetings. She also highlighted the area on the website which gives information on the history of the town; there is also a link one can click on to connect to the Cicero Historical Society website at www.ciceronyhistorical.org.

Tracy coordinated for Ed Zaluski, one of Cicero’s honored World War II Veterans, to ride in the St. Patrick’s Day Parade. Tracy showed the audience pictures of Ed Zaluski meeting County Executive, Joanne Mahoney.

PETITIONS RELATIVE TO THE RACINO

Supervisor Corl solicited any petitions relative to the Racino. He had heard there was a group that had wanted to present a petition to the board.

Margaret Mix stated she lives in the proposed area and that she was not in favor of it. She is concerned about the traffic it would create on Taft Road, the effect it might have on wildlife in that area. Her understanding was that it would be built in Cicero, but the profit would go to Syracuse. Margaret stated there are over 700 people that have signed petitions against it who are from the North Syracuse, Cicero area. The petition was submitted to the Town Supervisor.

Supervisor Corl stated there are a lot of uncertainties regarding the Racino, but they are trying to obtain further information.

PUBLIC HEARING TO CONSIDER A ZONE CHANGE FROM NEIGHBORHOOD COMMERCIAL/GENERAL COMMERCIAL TO MULTIPLE RESIDENTIAL FOR PROPERTY LOCATED AT 8463, 8453 & 8443 WAYFARER DRIVE, BEARING TAX MAP NUMBERS 088.-08-21.0., 088.-08-22.0 & 088.-08-23.0

Supervisor Corl stated the applicant contacted the town saying that after meeting with the Planning Board they are amending their application and will resubmit an application in the near future. Because the application has been withdrawn there is no necessity to have a public hearing.

PUBLIC HEARING TO CONSIDER A ZONE CHANGE FROM R-10 RESIDENTIAL TO PLANNED UNIT DEVELOPMENT (P.U.D) FOR THE PROPERTY LOCATED AT 8514-8518 LAKESHORE ROAD BEARING TAX MAP NUMBERS 76.-01-04.0 & 76.-01-06.0

Proof of publication and posting was presented to the Town Board by the Town Clerk.

The public notice read as follows:

PLEASE TAKE NOTICE that there will be introduced before the Town Board of the Town of Cicero, County of Onondaga and State of New York, an application to consider a Zone Change from R-10 Residential Use to P.U.D. (Planned Unit Development) for the Landings at Maple Bay on approximately 2.7 acres of property located at 8514-8518 Lakeshore Road and bearing tax map numbers 76.-01-04.0 & 06.0. To be known as Local Law 3 of 2012.

PLEASE TAKE FURTHER NOTICE that the public hearing will be held on the aforesaid application at the Town Hall located at 8236 Brewerton Road, Cicero, NY 13039, on the 28th day of March 2012, commencing approximately 6:30 P.M., local time, at which time all interested persons will be given an opportunity to be heard.

Hal Romans, Surveyor and Planner for the applicant, was in attendance with Mike Lopresti, who is the managing member for this developer that wants to develop this property on Lakeshore Road. The property is approximately 2.68 acres, so it's just about 2 ³/₄ acres, it's on the East side of Lakeshore Road, West Murray Drive is just South of the project. There is the existing marina that sits there now. What they are proposing is a private road or driveway that comes in, it's approximately 318 ft. long. It would be built to the Town of Cicero Highway specifications. The project is going to allow 13 attached residential units. The existing zoning of the property is residential, what they are asking for is a residential Planned Unit Development (P.U.D.) for 13 attached units that would have a Homeowners Association for the common area. The common area is everything outside of the buildings. Basically, there is an envelope that goes around each unit. The common area is everything that is around it, it would also take care of the private road, and the marina. There is an existing driveway that's on the north side of the property, which comes down now to access the marina it would be gated up at the beginning, so the common public doesn't mistake it for a public access point. The fire department would have keys to the locks for the gate. There is an existing sanitary sewer and water on Lakeshore Road, they would connect to the sanitary sewer, and it would either be private or public based upon what the board recommends. The Planning Board has said that they would prefer for the sanitary sewer and the roadway to be private. The sewer is going to be built to public standards, whether it is private or not. The only difference would be is that the HOA would be responsible for that sewer section that comes into the property. The properties would still pay into the sanitary sewer and drainage district taxes that the town has. There would be no exception on that. They have already talked to Pat Sherlock at OCWA. They would prefer that the water would be in an easement for them. I sent the drawings recently to Pat Sherlock, from OCWA, to see if they had any concerns or comments. He sent an email stating the only thing he wanted them to do is to make the OCWA easement encompass the entire ingress/egress easement for the private drive.

So they can push their laterals across the private road. Of the 13 units, there are two that have a driveway onto Lakeshore Road, the rest all have driveways off of the private drive. There's going to be a natural beach area and a proposed fire pit location. The reason they show a fire pit location is in residential zoning areas, you are allowed to do outside burning, in this town and in most towns. They feel that as this has a Homeowners Association to govern those areas, if you don't dictate a certain spot, then you're liable to have people try to dictate their own spot. That is something they would have to pull from a building permit from the town of Cicero, to make sure it meets all of their requirements. As part of the submittal he did, there was a referral from county planning and they basically said it should be disapproved for the following two reasons.

1. It did not meet the mixed use intent of the current code P.U.D. zoning. This board, as this is a Home Rule state, the local municipality has the power to decide zoning issues and usage within their town. So, it really falls to this board. In the area there are single family, detached, homes to the north, there's Cooper's bar/restaurant to the south. There's additional single family detached homes going farther south on Murray Drive. The marina used to be a commercial marina. It is really undersized to be an opened commercial marina today.
2. On the site layout, local water may present a significant life, safety and fire challenge for emergency service access, particularly, fire. It needs to be closely evaluated by OCWA and local emergency service providers prior to approving the zone change for this site. From OCWA's standpoint they don't see any issues. They are proposing that a water main come in on the south side of the private road. Usually what happens on any development project is the first thing they do is get town board approval of the sanitary sewer and storm water facilities. Once that is done, they send it to OCWA for their final design. If at the time that the final design comes forth, its determined in order to maintain a certain pressure at the end hydrant, they'll have them loop the water line along the south side of the property back out onto the 10 inch water main and they have room to do that.

He sent these drawings to Chief Purdy and he also met with Dave Cowburn and another gentleman before the planning board meeting. They had eight concerns that they discussed. The South Bay Fire Department has the following concerns:

1. The existing hydrant is too low – they'd like to see it 1 foot higher to make accessing it or using it with their hose connections easier – *they agreed to do that.*
2. Have a flow test done by OCWA on the hydrants prior to and after the existing hydrants. *OCWA has flow tests on just about all of their hydrants, but typically before they do a full design they'll send somebody out and redo the tests. What they are asking for is also a test at the end. OCWA usually does flow tests, and they designed a system to make sure they have adequate flow at that point; if it doesn't with just a dead end run to the hydrant then they will require them to move the system and they will if necessary.*
3. The water line. *It will be looped if necessary if the flow is affected by having a dead-end line in there.*
4. Access to the proposed two-story buildings with ground ladders from the lakeside. *It will be very labor intensive. When they first looked at this they hadn't looked at the grading plan and they thought that the slope behind the units on the lakeside dropped off faster than it does. It actually drops off in the first 10 feet, about 2 to 3 feet max which is typical. He did check to make sure there was 150 feet of service, so if you had a fire truck sitting out on the private road around the buildings, there would be access.*
5. Marina access roads are not strong enough or large enough for fire apparatus and only large enough for ambulance rescue vehicles on the far side of the harbor. *The existing driveway is about 9 feet wide in one area; they are going to upgrade it so its 10 feet wide and they will provide a 30 ft. turnaround, which would be sufficient for the rescue and ambulance trucks. It was never really intended for ladder trucks to go down into that area or into the walkway; it's a 10 ft. wide*

asphalt walkway, if an emergency vehicle needed to get down there such as an ambulance or a rescue vehicle it could, but not a large scale fire truck.

6. Once a fire vehicle is committed to the dead end road lane, in hose line or attempting to reverse laying other fire service vehicles, they will have limited access. *The concern was that if you brought a truck in and if you were living there and were trying to get out you may have limited access getting out. That is true on any public road that is a cul-de-sac. This pavement is as wide as or wider than the typical town of Cicero roadway, so from that standpoint they are making a private roadway/driveway that meets town road standards. There is a turnaround that meets NYS fire code for a proper turnaround for a private road as far as the size and the location of it, back from the end of the roadway.*

7. Fire pit is not recommended. It is proposed that the stated fire pit is to be recreational and 2 to 3 feet in diameter. They recommend it not be created as it is only 30 feet from the structures on shore. Onshore wind directions could affect residential air quality, create possible fire hazards, and initiate complaints. *They show a fire pit because it is a residential community that they are developing, and they feel, with a HOA, if they don't dictate a place for it that meets code, which this would, then the HOA might have trouble with people just trying to have their own fire location.*

Hal Romans stated the only change seen in the plan showed today is they changed from a Condominium Association to a Homeowners Association. The HOA still has to go in front of the state for review and approval. The difference is it takes away any tax or advantage that one might see in a condominium association. All the members would be on the board of the association after a certain point; typically when about 40% of the units are sold. Then the developer turns over the control of the HOA Board to the residents. Until that time, the developer is the board of the HOA and is responsible for everything.

Lastly, they made a change to make sure the road cross section met the town of Cicero's current road cross sections as he had shown. He also noted that the buildings were at one time going to be three-story buildings, they are now going to be two-story.

They still show the proposed fence that they had already proposed along the south side, it's going to be a six-foot high stockade fence. They show evergreens staggered along the southern boundary as a means to provide screening.

He stated the Planning Board had seen this and they got a positive recommendation to bring it back to the board for decision.

Councilor Zambrano asked if all the units would be identical and how much would they sell for.

Mike Lopresti, who is the managing member for this developer, stated that they are looking at prices in the high \$200,000.00 to the \$300,000.00 range. He stated the intent is for the units to have the same similar design, maybe slightly different earth tones. But, it is basically the same model. The first floor is a pull out garage with some living space, and the second floor is the balance of the living space.

Supervisor Corl stated that in the previous plan they were three stories, so they've reduced the height and they were bigger.

Mike Lopresti replied that was because in looking at the potential end users, you may have a lot of people that buy these, or use these on a seasonal basis or they are gone for a portion of the winter time. The important part is having the garage inside and some living space on the first floor makes it more accessible for somebody who is in the 55 and over age. Not that this is specified for them, they just want to make it more accessible to everybody.

Supervisor Corl asked with the fire pit area if they could make it a propane fire pit as opposed to a wood fire pit.

Mike Lopresti stated they could look at something like that. Definitely with an HOA, it's easier to do that.

Supervisor Corl opened the public hearing.

The public hearing was opened at 7:15 p.m.

Speaking for:

A resident said that right now that area is a mess. He thinks the original idea of building houses wouldn't work, but he is 100% in favor of this project.

Supervisor Corl informed everyone that one of the original proposals was to construct seven or eight homes.

A resident expressed his concern about the dead end road and the comments that were made about a large fire truck going in there and not being able to turn around. He inquired if it would be possible to consider a turnaround at the end so they could turn a fire truck around if they had to.

Hal Romans said the turn around is adequate for a fire truck to turn around in. It meets fire code. What the fire department is talking about is if there's a fire in a house and they're parked out front fighting the fire and somebody wants to leave in a car, they have to go around the emergency vehicle to get out. So, it's just like any other cul-de-sac, which has been approved in the town of Cicero. This turn around meets the state fire code, as far as what you are allowed to do such as a circular turn around at the end a "hammerhead" or a "y" head or you can do the approved one as long as its no farther than 150ft. from the terminus of the road. This is only 110ft. from the center line to the terminus of the road, so it meets the state fire code. The reason that the state allows that is you have instances like this where you may have a roadway that comes to the end of the property, you don't have sufficient space to do a circular turnaround. So, when they met and the fire chiefs were at the Planning Board meeting they specifically said, at the meeting, that the turnaround was sufficient for them.

Dave VanNamee, Assistant Chief with South Bay Fire Department, clarified that their biggest concern is the hydrant. You have to drive in to that hydrant, to connect a piece a hose to that. The truck has to be physically turned around or they would pull the hose off the truck and reverse it to have supply to where a fire would be at one of those structures. Whenever they come into a scene, they hit a hydrant, they lay in and that's where they get their supply from. In case of a dead end hydrant they either have to come in reverse and then go back by the fire again or drive in forward, drop the hose, and hand-jack it back. It takes up time and the possibility of somebody being trapped or in danger and they would not have a supply. With the dead end hydrant, the concern is if they do bring a hydrant in off of Lakeshore Road, the possibility of starving water from using that hydrant on Lakeshore Road and not having adequate flow on that dead end hydrant. Regarding the other concern with the fire pit; being 30 ft. away from the structures and two stories. Anybody that lives on the lake knows winds off the lake come up real quick and real soon. Any type of fire, open fire, wood, whatever, we've got sparks, smoke, debris, and now you have to worry about smoke alarms going off, false alarms and then going out on different calls for that. Thirteen units, twenty-six people, that's a lot of people using that fire pit at one time. The option and recommendation would be a natural gas style fire pit like the one Borio's has on their deck. You'd have the ambience and it's really nice. When you're done, you shut it off. You don't have the wood, the debris, or the varmints.

Hal Romans stated that was something they could do.

Craig Peters, Lakeshore Road said he saw a fire one night; he watched a kid burn up in a car. He doesn't live there any more, but in comparison to what was there, the proposed project would enhance his property and make property values go up. The place is falling apart right now. The basement is probably full of water, it's a dangerous structure the way it sets and it's frustrating. It seems excruciating to get this project to go through. He sees it as nothing but a benefit for the town, and the whole community in general, so he's all for it.

Lou Bersani, Lakeshore Road, stated he was in favor of the whole concept because there will be thirteen (13) new taxpayers, taxes on the common ground and the type of people that will probably purchase this type of thing will be retired or professional people. It will probably generate very few children for the school system. So, it's a win, win on taxes for everyone. He had heard some concerns at the last public hearing, that were ridiculous, regarding the taxes that each one would have to pay as a condominium, only half of what's normal. But, nobody ever brought up the subject of the common ground being taxed also. There's a lot of lakefront footage, at \$1,800.00 per foot, which is very substantial, and he thinks it may help a lot of the overtaxed people.

Speaking against: None

The hearing was closed at 7:24 p.m.

Supervisor Corl solicited any comments or discussion from the Town Board.

Board Comments:

Councilor Jennings read the following from the Onondaga County Planning Board: Now therefor be it resolved that the Onondaga County Planning Board recommends this said application be disapproved for the following reasons:

1. The side layout does not meet the mixed use intent of a proposed P.U.D. zoning.
2. The site layout and local water infrastructure may present significant life, safety, and fire challenges for emergency services. Access, particularly for fire needs to be closely evaluated by OCWA and local emergency service providers prior to approving a zone change for this site. Councilor Jennings stated he has been here since they went through the condo situation and the HOA, and he thinks there are still grey areas out there and he has to agree with South Bay Fire Department. Safety is a big concern. Councilor Jennings acknowledged that there was a Planning Board member in attendance at the meeting. He stated that they have been on this for quite a while and wanted to say that he's not really in favor of this project, at this point, given the fact that there are grey areas out there that he thinks were mentioned this evening. The positives were good, the taxes, having new homes, cleaning the area. He knows what's out there by Coopers, he's been out there, but he thinks we need to look a little farther into the County's recommendation and to what it is they're proposing. They've mentioned a fire pit and a turn around. He believes we need to go a bit farther before this is actually approved.

Supervisor Corl asked if Councilor Jennings was speaking of Bob Smith, as the member of the Planning Board, which was in attendance this evening.

Councilor Jennings confirmed it was.

Supervisor Corl stated it was on the table March 26th, 2012, in front of the Planning Board. Steve Procopio was there, along with Toni Mosley, who worked and presented the minutes to them. The minutes showed a positive recommendation; which we addressed on many of the issues. Supervisor Corl asked if anyone from the Planning Board would like to address the board.

Councilor Jennings announced Joe Ruscitto, from the Planning Board, was also in attendance.

Supervisor Corl welcomed Joe Ruscitto to speak if he'd like.

Councilor Zambrano stated she had attended plenty Planning Board meetings in which this project has been discussed repeatedly. The discussions have always been very thorough and comprehensive. So, she does understand Councilor Jennings concerns. But, she does believe our local Planning Board is in a superior position to make a determination about what is good for our region as opposed to the County Planning Board that sits downtown and doesn't really know what's going on here.

Bob Smith stated that this project actually started back in 2010, when they brought in the first proposal. They've spent a great deal of time and have had numerous meetings on it. It looks very different from what was originally proposed. Two members of the South Bay Fire Department were at the meeting. The fire pit area, becoming a gas pit is a great idea. Steve Procopio, the Zoning officer advised him, that in Cicero, you are entitled to have a small recreational fire, year round. They felt as a Planning Board, instead of having the opportunity to have 13 individual camp fires, they thought it was much better to have a centralized, well-maintained fire pit. It just seems more logical and safer to have a monitored, maintained fire pit. The people who move in there have the same rights as all the rest of us in the Town of Cicero, they could each put out a fire pit. The gas pit is a great idea and that's sort of been their experience with this developer, the entire way through the process. It started out as single family homes, but, the Planning Board didn't like it, so the developer went to three-story (which the board didn't like either). A great deal of consideration was given to the fire department being able to be in there. Anyone can see in their minutes, that they asked the fire chief, Chief Purdy, specifically if he wanted them to make the turn-around bigger – he declined. Chief Purdy said it was fine as it was constructed because the developer had already agreed to make it bigger. It's not a perfect situation; it never is with a dead-end road. This one is actually shorter than what the fire code prohibits, it's less distance. They also had a concern for the turn-around so that if someday, something should happen and the town takes over the road they insisted it be built by town code, and it's on the plan then they could move a snow plow or a snow removal vehicle around down there. Those considerations had a great deal of discussion. For the road that goes across the top, that's going to be gravel with the turn-around out on the island. That wasn't ever really supposed to be that size, and it doesn't have to be, it was a walkway and one of the Planning Board members happens to be very involved with the ambulance crew and if there was an opportunity to get back into there and to get access to the lake directly with an ambulance, which is a real possibility. You could use the gravel road because it would support it. So they actually asked the developer to make it bigger, so that they could have as a town, another access point to the lake, which the developer agreed to do. The Planning Board are the ones who also insisted that they put a gate up at the end of that road after they asked them to make it bigger. The reason for the gate was their concern for snowmobilers coming off of Lakeshore Road. They did not want it to be an open invitation. The walkway down the other side, on the inside of the marina, is only intended to be a walkway. It was never intended to have anything drive down it. First off, they are not going to want to have vehicles traveling in the back. Their experience on the Planning Board is they can do a great design, but the fact is when the developer goes home and it's all sold, things happen. They don't want to encourage vehicle or traffic along that inside walkway and it was never a plan to do that, nor was it ever their intention. The water pressure situation was a concern. They are concerned about a dead-end hydrant. They could move it to other locations, but that wasn't a choice. To maintain pressure OCWA, has assured them that there won't be an issue. If there is even a hint of an issue, the developer has agreed to a 10 inch main, which will adequately make sure the pressure is correct. Whatever they do with a 10 inch water main, by looping it, they will have enough water. The fire department did look at the turn-around and that was the case. Cooper's, on one side, also provides a beautiful parking lot 18 feet away from the houses on the end. The Planning Board insisted that a fence be put up along that property line. Because, quite frankly their concerned. Coopers is an ongoing entertainment place, restaurant, bar and they wanted to make sure they reduced the number of complaints between Cooper's patrons and the residents of this new project. They insisted that a fence be put up, that was with the idea, that if there was a need, the fire departments could take the fence down pretty fast. But, by and large, they didn't want to see our police resources and our zoning office consistently called up there. So, they had to do the best they could with putting some sort of division between the two properties to separate the uses. Then, they don't operate in a vacuum, the developer shared with them that he has an option on the other side of the road. That's the primary reason for the walkway. They may be allowed to use the lakefront. None of the slips can be sublet, (that's in the HOA rules). In other words, an owner can't rent you their slip for \$10 or \$15 dollars. The marina just isn't large enough to accommodate it, and only the homeowners in these 13 units, as they understand it, will have access to the slips. They did not want to encourage traffic on the roadway/walkway and they were making it bigger so they could accommodate an ambulance. But, once everybody goes home and the town has this subdivision, and you have a 10ft road there, it's going to be an open invitation for people to come down in. They even had the developer agree to post signs at the entrance of the community, which clearly says that it's a private road and it's a

private community. The Planning Board really wanted to discourage traffic from using it from the road or going down. They are to be prominent and they agreed to that. They are not use to a gated community in Cicero, they had to look to some other communities and some other experiences with this type of development and it's been a long process. As far as betting, everything they could possibly bet, they've tried. They have communicated with the fire department, they've communicated with OCWA. As far as Onondaga County, all he can say is that a number of projects seem to come back disapproved. The town board doesn't always see the projects. But recently, at least for the last year, they're getting disapproval, after disapproval from Onondaga County. He can't judge their motives, he's not down there, but there has been quite a bit of discussion about how much development goes on outside of the municipality and the City of Syracuse. They finally came down, they insisted it would be a private road, but it's the board's choice. Selfishly, they have a town road, town code type facilities in there and the HOA has to maintain them. So, their looking at a \$3 to \$4 million dollar increase on our tax base, if they sell for what they are estimating, and the town doesn't have to provide any services. It seems like a win, win, for the community. Planning is coming to a reasonable solution that's going to work. It would be wonderful if they could come to a perfect solution every time, but anyone that lives along the lake knows they have 40 ft. lots, easements stuck all over the place. At the end of the day this was the very best plan they could get from the developer, from their point of view, and the developer could still get a project that was economically feasible and frankly, it's an improvement to the town. He drove up there the other night to look at it, just before the Planning Board meeting, because it has gone on so long. A number of people that spoke in the beginning, it's awful up there. We're never going to get it to be a public marina; it's just not big enough. They tried to cover every single thing. In fact, that afternoon they were still working on the fire code issues. New York States fire code is fairly restrictive. This isn't something they just did, it's been since 2010. There have been a lot of accommodations, a lot of mitigations and it's about as good as they will be able to get. They believe its going to improve the area and add an asset to our community.

Councilor Jennings stated the Planning Board is a good board; he has sat in on some of their meetings. He stated they had things come up tonight that really didn't come up a lot in the past. They mentioned the hydrant at the end. All he'd like to see is something, whether it's from Onondaga County, or it's from the fire departments, in writing prior to the final approval on this, that everyone is satisfied with the hydrant and with the turn-around because there are a lot of issues out there.

Bob Smith replied that the fire department issue was extensively discussed. It may not have been because he thinks the town board has been primarily focused on zoning issues and they spent a lot of time on the fire hydrant situation. The fire hydrant has been moved around a couple of times to where they thought it was the best location and OCWA could assure them that there was adequate coverage. As far as the turn-around, that's also been moved. If you read the minutes, you would see that they offered to make it bigger – 10ft., and they asked the fire department, and based on their equipment, they specifically said they were happy with it, that it was acceptable. The fire code is fairly restrictive, and they've been sort of tough. Fire safety is always one of their concerns; it's one of the things they have to consider. Extensive discussion went into this to get the best solution.

Supervisor Corl stated the actual verbiage from the county is that those issues need to be closely evaluated by OCWA and local emergency services and the Planning Board obviously evaluated that issue.

Bob Smith replied that they even discussed landing a helicopter on that peninsula. To give him an idea of the depths of their conversation, which was the reason for widening the road and he found out today that probably the County won't let the helicopter land there with the new restrictions. They were trying to get the best deal and they spent considerable time discussing the merits of landing a helicopter out there to improve it. The road was made wider as a consideration for the board to improve public safety. The developer was not under any obligation to do that, but as a community service they expanded it and made it so they could get an ambulance out to the edge of the lake. There was considerable talk about whether they would put in a boat launch – there is no boat launch. If the residents want to put their boat in the water they have to go to a public launch or a marina, because they didn't want to encourage the public just going in there

and using this in an unregulated manor. They discussed a lot of different public safety issues and they came down to the best solution possible.

Hal Romans stated that they are willing. If the board puts forth a resolution, and if they made it conditioned upon the fire hydrant being raised to 1 foot at the northeast corner of the roadway and that they address the concerns about water flow with OCWA and the fire department, because typically what happens is you get approval of this from a design standpoint, such as the Planning Board, then you go right to the OCWA design before you even do any construction. They would do that and also make the fire pit a natural gas fire pit. If they make a resolution contingent upon those things, and any other engineering and legal they would offer up, obviously they would work on resolving it with OCWA. They would work with the fire department and Pat Sherlock, from OCWA, directly to make sure it has the water flows that are required for fire protection there. They would make sure that a gas fired fire pit was put on the building permit. The existing hydrant that's at the entrance to the roadway, they already said they will do that. In this kind of a project, which is really what you do is work to try and get the best solution based upon what is required by the county and towns. He does agree with Bob Smith in one respect, which is that County Planning looks at these things very briefly, they have a number of these things that come in, and obviously they did not talk to Pat at OCWA, because OCWA had already seen the plans and already had in their mind that everything was okay. So, this Planning Board here for the town did its due diligence and fully reviewed the project.

Supervisor Corl inquired with the existing business next door, if there was any way of putting in the covenant, that it's existing.

Hal Romans stated they could definitely mention it in the HOA documents. But, he thinks it would be better if they said that they would provide future residents with a disclosure affidavit fully explaining that.

Supervisor Corl stated that would be helpful.

Hal Romans stated that way somebody can't say they didn't realize that the bar/restaurant next door was a bar/restaurant.

Supervisor Corl stated with the fencing, and things of that nature, that will be a bit of a buffer.

Hal Romans replied that the fencing and the staggered trees were the big items as far as he was concerned. Obviously, they have the units being built at today's building code. It is light years ahead as far as what was allowed even five years ago, as far as their fire protection, sound proofing and everything else. So, really what they have is new buildings going up on a project built to today's code. This last upgrade in the New York State Building Code was significant.

Councilor Burtis stated he had the Planning Board meeting minutes and clearly it says the turn-about works for the fire department and that Chief Purdy responded that the width and the depth should work for them. For the private road, the HOA would be responsible. The private road would be private, and the plowing and the trash would be taken care of by the HOA. He advised everyone that the Planning Board voted yes. Along with Supervisor Corl, he went and spoke with Mr. Cooper to make sure that the people are aware that Mr. Cooper has a bar, a club, and he is open. It is going to be somewhat loud. Mr. Cooper does want to be there for the good of the neighborhood. Also, Councilor Burtis expressed his appreciation for the developer hanging in there with the town since 2010. They appreciate the developer wanting to make the town better.

Dave VanNamee, on behalf of the South Bay Fire Department, stated that they were all in favor of this project. As they went through it they came up with a lot of questions but everything has been resolved. With that contingency, going forward, they are very comfortable with this project. They just don't want to get three quarters into this project and realize that the hydrant at the end of the road is useless and then have a lot of rework to do. So with the contingency in place, they are very comfortable with the project going forward.

Councilor Conway asked if they had thought of being able to use a portable Deck Gun in there.

Dave VanNamee responded that with the new style of equipment right now, they have what they call Blitzfires. They are a portable unit that one person can pull off, which they have right now on both vehicles, on both of their apparatus, and plus their two normal mutual aide companies Cicero and Bridgeport for any type of structure fire. They are able to set a Deck Gun up in a portable situation and supply it with water in less than probably six minutes from the time of deployment. He's very comfortable with it, it can be brought to the back of the structure, it can be unmanned, it oscillates on its own, and you're covering exposures, structures and anything else in the area. So, the equipment is out there, they do have it now and so do their mutual aide companies.

Councilor Conway asked if they have figured anything for the prevailing wind, a west wind, coming down the lake for the use of that equipment.

Dave VanNamee stated depending on what the resources are for the time being, you would call for the additional mutual aide. That box alarm would request that, so they would be getting extra companies coming in and if they have to they could use the other hydrant which is on the other end of Cooper's. You would come in and bring it from that side and then bring in the portable equipment that way. This would all be pre-planned out, once they get a final plan, it will be put in the box alarm system with Onondaga County Fire Control, so if they do get a box alarm for this area they would be getting multiple companies coming to this area and it would say how they would attack it as they run it through command and control.

Supervisor Corl moved the adoption of a resolution to approve a Zone Change from R-10 Residential Use to P.U.D. (Planned Unit Development) for the Landings at Maple Bay on approximately 2.7 acres of property located at 8514-8518 Lakeshore Road and bearing tax map numbers 76.-01-04.0 & 76.-01-06.0, to be known as Local Law 3 of 2012. With the following conditions: 1. To raise the existing fire hydrant at least 1 foot to make the steamer fitting more accessible. 2. Have a flow test done by OCWA, on the hydrants prior to and after the existing entrance hydrant. 3. Proposed dead end hydrant shall be looped into the water system if flow could be affected by life, safety and fire loads. 4. Fire pit is proposed. That fire pit shall be a natural gas fire pit and it will be incorporated into the HOA, It will be the only designated fire pit on the property. 5. There will be a sunset provision on this approval and it will be for two years. 6. Road sanitary and storm water sewers are all private and owned by the Homeowners Associations and the roads will be built in the accordance with applicable town standards. 7. There shall be restriction on the Homeowners Association prohibiting the subletting of docks by owners. 8. The gate on the north will be fully installed when construction begins and there should be coordination with the fire department for access to the key and that shall be provided to them. 9. The Homeowners Association shall handle all the trash removal. 10. There will be, within the Homeowners Association, language to reference and indicate that there's an existing business operation next door. 11. Following the plan which has been presented to the town board. 12. All of the fencing and the other associate shrubs which are indicated on the plan, especially the portion next to the business, which will be installed upon construction. Motion was seconded by Councilor Zambrano.

Supervisor Corl stated the motion will carry, however, it will be subject to engineering and attorney approval.

Ayes- 5 and Noes – 0. *Unanimously Carried.*

EXECUTIVE SESSION

Supervisor Corl moved the adoption of a resolution to enter into Executive Session to discuss pending litigation in particular Smeader vs. Town of Cicero. Supervisor Corl invited the Chief of Police, the Town Attorney, and Claudia Ryan, who is representing the town on this matter. Councilor Jennings seconded the motion.

Ayes – 5 and Noes - 0. *Unanimously Carried.*

The Meeting adjourned into Executive Session at 7:55 p.m.

The Meeting reconvened at 8:30 p.m.

Supervisor Corl moved the adoption of a resolution that the Town of Cicero settles the matters entitled Raymond Smeader and Melissa Cohen, Plaintiffs vs. the Town of Cicero Index #062902, RJI # 33-061682 and the town expenditure amount not to exceed \$2,500.00, to resolve the matter and authorize the supervisor to execute the settlement documents regarding this agreement. Motion was seconded by Councilor Zambrano.

Ayes – 5 and Noes - 0. *Unanimously Carried.*

DISCUSSION OF A ONE (1) YEAR EXTENSION OF REFUSE COLLECTION (BRUSH) CONTRACT WITH ALTMAN ENTERPRISES WASTE MANAGEMENT, LLC

Supervisor Corl stated for the last month/month and a half, they've discussed the town potentially doing the brush pickup, as it was done several years ago before they hired the work out on a contract basis. He spent many hours with Councilor Burtis, Mr. Christian and Chris Woznica looking over what they would need to do in the form of equipment, labor, training, workers compensation, and trips to Jamesville to dispose of the bags. The total analysis that they did, looked like they would need, over the course of probably this year and next year, a total amount of equipment exceeding \$320,000.00 including a six-wheel truck, grapple truck, chipper and potentially an additional truck in the future. Not to mention the dumping fees, 300 loads to Jamesville, on the gas and what not. Supervisor Corl thanked Dave Christian and Rick Mutter for all their time with this. But, after that analysis was undertaken, along with Councilor Burtis, he recommends that they continue to outsource this work. He had an opportunity to speak with Mrs. Altman, and they are in agreement to extend their current contract, that we currently have, for a one (1) year period, which the contract allows us to do. They will drop the price from \$320,000.00 down to \$304,000.00 that's one benefit of staying with the contract. The second thing is they will begin pick up on April 16th, 2012, as where last year they didn't pick up until early May. The offices have been inundated with many calls, so he thinks this is the most logical decision to make for this year and its something that if they want to set up the program they can explore that with a little more time to see what they need to do.

Councilor Burtis stated they were looking for ways to save money and looking to see if this was the best option. However, it became quickly apparent that it was a better option to just extend the Altman Enterprise agreement that they had. They might think about it later, but at this point with the budget and finances being the way that they are, this is their best course of action right now. They were a little bit, with the weather being what it was, and residents, under the gun to try and put together a program with the highway department and they were getting short on time. Over time, maybe they can look at it again when they are not in a rushed mode, but at the same time, for us right now, this is the best course of action to take financially.

Supervisor Corl added that it wasn't a labor issue, nobody complained about it and they appreciate their cooperation and support.

Supervisor Corl moved the adoption of a resolution extending and amending the Brush Contract between the Town of Cicero and Altman Enterprises, Waste Management for a period of one (1) additional year, at a base cost not to exceed \$304,000.00, plus the cost of the mailing of the post cards and the post cards themselves. Date of pick up to begin April 16th, 2012 through November 16th, 2012, including Christmas tree pick up for January 7th, 2013 through January 31st, 2013 and authorizing the Supervisor to execute, amend, and sign the amendment to the agreement and for approval of the expenditure of the post cards and postage (Not to Exceed \$3,500.00). Motion was seconded by Councilor Burtis.

Councilor Zambrano asked if the effective dates are the agreement from the time that they sign until when.

Supervisor Corl stated that they will sign the agreement, probably in the next few days, and that will be extending the current contract for one year, which will go to next February.

The town attorney stated the motion addressed that.

Councilor Zambrano stated it said one year.

Supervisor Corl stated it would be for one year and the grass clippings and brush is from April 16th, 2012 to November 16th, 2012 and basically you're looking at the Christmas tree pick up from January 7th, 2013 to January 31st, 2013.

Ayes – 5 and Noes - 0. *Unanimously Carried.*

Shirlie Stuart, Comptroller requested approval for the expenditure of the post cards and postage as well, it wasn't included in the resolution.

Supervisor Corl moved the adoption of a resolution for the expenditure of the post cards and postage (Not to Exceed \$3,500.00), to be added to the resolution. Motion was seconded by Councilor Burtis.

Ayes – 5 and Noes - 0. *Unanimously Carried.*

CREATE AN ADDITIONAL DEPUTY CODES ENFORCEMENT OFFICER POSITION

Supervisor Corl moved the adoption of a resolution to create an additional Deputy Codes Enforcement Officer position. Motion was seconded by Councilor Zambrano.

Ayes – 5 and Noes - 0. *Unanimously Carried.*

APPROVAL TO HIRE ONE (1) DEPUTY CODES ENFORCEMENT OFFICER, AT A PAY RATE OF \$14.96 PER HOUR (NOT TO EXCEED 1040 HOURS PER YEAR)

Supervisor Corl asked Councilor Zambrano if she would talk about the process that they went through to make their selection.

Councilor Zambrano explained that the town advertised, first on the website and then through the newspapers. They had a large number of applicants who were very interested in the positions. They decided to put together an interview panel the way Civil Service interviews are usually carried out, with some standard questions to ask each applicant. In the screening process they were looking for applicants that had experience in the construction business, who had experience with inspections and who certified or about to become certified as a Codes Enforcement Officer. She thinks they interviewed nine (9) applicants all together. The interview process was done by herself, the Supervisor and Steve Procopio, who is our Chief Enforcement Officer and they came to a consensus of who would be a good fit. Unfortunately, their second candidate, in the meantime got another position, so right now their only in the position to hire one (1) candidate.

Supervisor Corl stated that all the board members saw all the resumes and had the opportunity to ask the board members and Steve Procopio any questions. The candidate that they are going to hire is Larry Ball, who is present tonight. He has a great deal of experience with code enforcement background, inspections and plan review with the City of Syracuse. His resume is quite extensive and he feels he will be a great addition.

Supervisor Corl moved the adoption of a resolution for the approval to hire Larry Ball, 9405 Woods Road, Bridgeport, NY as Deputy Codes Enforcement Officer, at a pay rate of \$14.96 per hour (not to exceed 1040 hours per year), to begin April 2nd, 2012. Motion was seconded by Councilor Zambrano.

Ayes – 5 and Noes - 0. *Unanimously Carried.*

PURCHASE APPROVALS FOR YOUTH BUREAU, PARKS & RECREATION

Councilor Jennings moved the adoption of a resolution to approve the following purchase approvals for the Youth Bureau, Parks & Recreation Department (total expenditure amount of \$28,552.00). Motion was seconded by Councilor Zambrano.

- A. \$8,105.00 to AAA Quick Plows & Lawns Inc., for cemetery maintenance
- B. Amount not to exceed \$2,500.00 to Wild Goose Chasers of CNY (sole vendor locally for Goose Control at William Park)
- C. \$1,117.00 to Usherwood Office Technology (sole vendor for our type of machine) for the annual Service Contract for Duplicator
- D. \$5,460.00 to Jack Brown Excavating (County Contract) for topsoil for parks, Senior Center and Town Hall
- E. \$3,120.00 to Jack Brown Excavating for Infield Mix for baseball/soccer fields
- F. \$4,300.00 to Merritt Seed (County Contract) for seeds for parks, Senior Center, and Town Hall
- G. \$1,170.00 to Jack Brown Excavating for Infield Mix 60 cy – CP#3 Field Renovation at Central Park
- H. \$1,600.00 to Batavia Turf Farms for Sod for infield CP #3 at Central Park
- I. \$1,180.00 to Kinsella (County Contract) for #1 Stone for drainage for Central Park

Ayes - 5 and Noes - 0. *Unanimously Carried.*

APPROVAL OF PART-TIME SEASONAL STAFF FOR CLUB REC, DAY CAMP,
PARK LABORERS, AND LIFEGUARDS FOR THE PARKS AND RECREATION
DEPARTMENT

Jody Rogers requested approval for the following staff appointments:

Danielle Carnifax, 6168 Mudmill Road, Brewerton 13029
Lorin Williams, 5375 Fortuna Parkway, Clay 13041
Title: Recreation Attendant
Rate of Pay: \$7.25/hour (B7020.11)
Start Date: April 9, 2012

Jody Rogers requested approval to add the following rate of pay and budget code to an existing staff person. This employee will be working a one-week long recreation program (Club Rec) during an employment/school break from the CanTeen:

Chris Chirinos
Sarah Murphy
Title: Recreation Attendant
Rate of Pay: \$7.25/hour (B7020.11)
Start Date: April 9, 2012

Jody Rogers requested approval for the following part-time staff for the Summer Day Camp program:

Tanner Russell, 11 Holly Lane, Liverpool 13090
Title: Recreation Leader
Rate of Pay: \$12.00/hour (B7140.1)
Start Date: June 19, 2012

Sean Pease, 7891 Rinaldo Blvd W, Bridgeport, 13030
Laura Walker, 6828 State Route 31, Cicero, 13039
Title: Recreation Attendant
Rate of Pay: \$9.75/hour (B7140.1)
Start Date: June 19, 2012

Gannon Andrews, 8100 Ashery Lane, Cicero, 13039
Anthony DelCoro, 6184 Michaeljon Way, Cicero, 13039
Title: Recreation Attendant
Rate of Pay: \$7.50/hour (B7140.1)

Start Date: June 19, 2012

Jody Rogers requested approval for the following seasonal staff for Joseph F William Memorial Beach Lifeguards:

Sean McCarthy, 618 Boston Rd, Mattydale, 13211
 Title: Swimming Facilities Manager
 Rate of Pay: \$10.50/hour (A7150.1)
 Start Date: May 5, 2012

Jacqueline McCabe, 8448 Flat Car Circle, Cicero, 13039
 Title: Assistant Swimming Facilities Manager
 Rate of Pay: \$9.75/hour (A7150.1)
 \$9.50/hour (B7050.12 during swim lessons)
 Start Date: May 5, 2012

Julia Davidson, 219 Willey Road, Bridgeport, 13030
 Title: Lifeguard
 Rate of Pay: \$8.50/hour (A7150.1)
 \$10.50/hour (B7050.12 during swim lessons)
 Start Date: May 5, 2012

Richard Blackburn, 8568 Treeview Circle, Cicero, 13039
 Mackenzy Nutter, 6272 Gulf Stream Path, Cicero, 13039
 Nicholas Snow, 7355 Lakeshore Road, Cicero, 13039
 Benjamin Walczyk, 9530 Shepard Dr, Brewerton, 13029
 Title: Lifeguard
 Rate of Pay: \$8.50/hour (A7150.1)
 \$8.50/hour (B7050.12 lifeguarding during swim lessons)
 \$9.50/hour (B7050.12 while instructing swim lessons)
 Start Date: May 5, 2012

Jody Rogers requested approval for the following staff for summer seasonal Park Laborers:

Zachary Maurer, PO Box 243, Parish, NY 13131
 Title: Park Laborer
 Rate of Pay: \$8.50/hr.
 Budget Code: A711011
 Start Date: June 4

Anthony Brauchle, 8155 Mantova Dr, Clay, NY 13041
 Title: Park Laborer
 Rate of Pay: \$8.50/hr.
 Budget Code: A711011/A715011
 Start Date: June 4

Daniel Gulino, 6117 Gaspe La., Cicero, NY 13039
 Title: Park Laborer
 Rate of Pay: \$8.50/hr.
 Budget Code: A711011
 Start Date: July 23

Councilor Jennings moved the adoption of a resolution to approve the following part-time seasonal staff for Club REC, Day Camp, Park Laborers, and Lifeguards for the Youth Bureau, Parks and Recreation Department. Motion was seconded by Councilor Zambrano.

Ayes - 5 and Noes- 0. *Unanimously Carried.*

PURCHASE APPROVALS FOR HIGHWAY DEPARTMENT

Councilor Burtis moved the adoption of a resolution to approve the following purchase approvals for the Highway Department, (total expenditure amount of \$40,475.00.

Motion was seconded by Councilor Conway:

- A. \$7,390.00 to Tartaglia for one sweeper rental for the month of April 2012
- B. \$1,425.00 to Gerber Topsoil for 75 yards of topsoil
- C. \$31,660.00 to Crossroads Highway for 2475 gallons of Road Striping Paint and 80 bags of glass beads

Ayes - 5 and Noes - 0. *Unanimously Carried.*

PUBLIC INPUT

Deborah Gardner, advised everyone that the next meeting for the Committee on Open Government, will be held on April 3rd, 2012, 6:00 p.m., at Driver's Village, under the clock. Again, they invite the general public to please attend. They invite everyone as observers only, they are a working committee. If anyone has any comments for them they suggest you either email, telephone or speak to one of them after the meeting.

Bill Meyer, County Legislature spoke on behalf of the Racino issue. He stated he was one of the "no" votes on the Racino issue. He gave credit to Supervisor Corl and to the past supervisor Judy Boyke. He had conversations with both of them prior to the vote. To his great dismay, even after there is a new legislature, with many new members and with Supervisor's Corl new position, he approached the legislature to, at least now, give proper respect to the Town of Cicero and to its board to open up the discussions. Unfortunately, that hasn't happened. He notified the board members that he met with Supervisor Corl and Deputy Supervisor, Jessica Zambrano a few days ago and they plan to have future discussions on this important issue. So he hopes they will have input. He saw this board in action tonight as having much more public input on issues. At times he wished his body was following the positive steps they have taken. He congratulated the board and hopes to hear more from them.

Supervisor Corl stated that he will be meeting with Bill Meyer and he has a list of issues that Bill has agreed to bring those to the County so they can be incorporated into the discussion and get us more involved with where they stand, because they haven't been. Frankly, they need to be involved from the early stages of something so important that could potentially change the dynamics of the town.

Bill Meyer stated that the fact is very clear that the first responders and the major life safety issues and the zoning issues concerning the proposed facility are in this building and he thinks it's terrible that the Town wasn't given the proper respect to have their input before the vote was taken. He respectfully contacted his colleagues since the situation has changed and as we know the folks at Albany have had their first vote on allowing what they call full gaming in the State of New York. If a racino was in they would be in a proverb position, in his opinion, to go from a racino to a casino. He understands all the benefits that the applicant has presented; he just thinks that there are other sides to the picture and in particular for the residents of the Town of Cicero. For the safety and the zoning issues the town should be at the table to have the opportunity to ask all these pertinent issues.

Supervisor Corl stated before that vote was taken, Bill Meyer did call him, so he was able to provide some input to try and get into the legislation. The proposed resolution that did pass the County Legislature called for revenue sharing of the facility with municipalities, however, he advocated for there to be language to say specifically the Town of Cicero or any other municipality in the township. Because it just says municipality. Does that mean city or does it mean county, because they want to be at the table.

Bill Meyer stated that unfortunately, in his mind, that is not 100% clear. The last he knew the City of Syracuse was the owner of this proposed site. This would make it tax exempt at least for the land. Obviously, there would be communication with the local assessor and the proposed developer as far as the assessed value of the improvements.

But, with that being said, the resolution that passed provided the County of Onondaga, with additional money, but did not provide additional money specifically for the Town of Cicero. Supervisor Corl's duty as Chief Fiscal Officer for the town, is the life, safety and zoning issues to address. In Mr. Meyer's opinion the town should have been higher on the dedicated funds or local agreement than the County of Onondaga because they would be providing the services. So, again he agrees with the Supervisor, they did try and get an amendment to include the Town of Cicero, unfortunately the sponsor did not agree to that so they weren't able to get it in the resolution.

Mark Venesky stated that he and his wife live a stone's throw away from where the Racino is proposed to go up. They had someone come around the neighborhood, who asked them to sign a petition against the Racino. A comment was made, and he thinks that the young lady that came to his house was paid by the Turning Stone Casino people, and she said that their neighbors told her that he would probably be against it so they decided to do a petition. He said no. Because he doesn't think first of all to Mr. Meyers point, they haven't had any discussion on this. Secondly, he wanted to go on the record by saying if the town of Cicero is not going to benefit from this, and if the town is potentially responsible for policing and maintaining it. If we are not going to receive some sort of tax benefit from this, we aren't going to lower our taxes and drive some sort of revenue for this then he can't say he's for it.

DEPARTMENT HEAD INPUT

Town Clerk

Tracy Cosilmon announced that the next Planning Board Meeting will be held on Monday, April 9th, 2012. She did have the opportunity to attend a Notary class and obtained great information that she was able to share with the other Notaries for the town. Tracy was honored to have Joanne Mahoney attend their Town Clerks Association Luncheon. Thirdly, she just attended a meeting, in Geneva, for the New York State Department of Health and Committee on Open Government with Bob Freeman and it was very informative and very interesting. There is a possible upcoming public forum that they are working on with Bob Freeman, which can hopefully answer some questions on Open Government. Supervisor Corl acknowledged Tracy for coordinating the CPR/AED and Defensive Driving training.

Highway - None

Police - None

Comptroller – None

Youth Bureau, Parks & Recreation -

EMERGENCY PURCHASE

Jody Rogers requested approval for an emergency purchase for repairs to Truck #50, which is a Chevy Dump Truck 2004, replacing rotted fuel lines, and fuel pump. Not to exceed \$2,000.00 out of their mechanics line.

Councilor Jennings moved the adoption of a resolution to approve an emergency purchase for repairs to Truck #50, Chevy Dump Truck 2004, replacing rotted fuel lines and fuel pump. Not to exceed \$2,000.00 out of their mechanics line. Motion was seconded by Supervisor Corl.

Ayes- 4 nd Noes- 0.

Abstained – 1. Councilor Burtis *Motion Carried*

Jody Rogers announced that the town's Easter Egg Hunt is Saturday, March 31st, for ages 3 to 9 years old. They are still taking registration, so please call. She thinks they are over 150 children already.

Jody Rogers requested permission to hold a short presentation on April 25th, 2012, by Julie Raddell. It will be an update, show the logo and where they are at with the Farmer's Market. Julie is in the process of submitting a grant to the Fresh Connect Program, which is a grant from NYS Agriculture & Markets to try and get a small grant towards our Farmer's market.

Assessor - None

Tax Receiver –

Sharon Edick stated she had received an invitation to go to Meals on Wheels and that it was an eye-opening day. She advised anyone that hadn't gone before to go. She went with Supervisor Corl and some others. They had a great time. The people they met were wonderful; they were so pleased to see a new face. It was an emotional day and it was so much fun.

Planning & Zoning - None

Engineer Comments

Doug Wickman stated he will be preparing proposals for some engineering services that he hopes to be considered at the next town board meeting. One is for an evaluation of all of the town's roads using a civil engineering intern, which they would hire for the summer. The second is an evaluation of all major storm water outfalls in the town of Cicero, a Master plan and the third is for their typical drainage services which have already started. He also wanted to mention, that he sent a letter relative to the typical sanitary sewer connection process. The town has one now, this one varies from the one that exists in two significant ways. 1. This one would require that the entire cost for a sanitary sewer lateral be paid for by the individual that would be served by that lateral. *With a sanitary sewer lateral, there are many homes that have and are continuing to use a septic system and they have access to a sanitary sewer and they decide that they want to gain that access, so a lateral would need to be installed. This would allow this to happen, but it would have to be paid for by the property owner.*

2. The property owner would have the option of using the town's contractor or a contractor that they feel comfortable with as long as that contractor is acceptable to the town. There have been instances where residents have wanted to use a contractor that they know and have confidence in and they have not been able to do that. So that would be the second major change.

There are a number of folks that have requested laterals and he is hoping that they can start to use this process and as that's happening, modify the current established plan and get that into the Town Code Book. So, as long as that's acceptable to the town board and this process is acceptable to the town board, he is asking the boards permission to start using it.

Supervisor Corl asked Steve Procopio if he had a chance to look at the proposal.

Steve Procopio stated he received an email regarding it. But, he thought they would have a discussion before they started implementing it.

Supervisor Corl stated he reviewed the proposals and didn't have any objection to them. He will give him until the next meeting for his proposal.

Attorney - None

Board Comments

Councilor Burtis

Councilor Burtis stated Chris Woznica will be out of the office for a while and Rick, Dave and Terri will be in the office during regular hours. He wanted to assure everybody that he is here to help the Town save money. He is frugal, but not cheap; he thinks there is a difference. He doesn't say no to everything, they are still trying to run a town and

make improvements. Councilor Burtis is trying to do his best to find ways to cut costs and find some savings there. He encouraged everyone to treat each other with respect.

Councilor Jennings

Councilor Jennings thanked everyone for donating to Meals on Wheels. He also advised the codes department that somebody on Brewerton and Rt. 31 landed an airplane with no propeller. There is a shed-looking structure there and he would like to know what the purpose of this is.

Councilor Conway wished everyone a Happy Easter.

Councilor Zambrano acknowledged all of Tracy's efforts in coordinating the start up of the new website, it looks great! She has great confidence that it will continue to get better. Councilor Zambrano acknowledged Bonnie Smith for all her efforts with the Safety program.

Supervisor - None

Motion was made by Supervisor Corl to adjourn the Town Board Meeting.

There being no further business before the board, the meeting was adjourned at 9:16 p.m.

Tracy M. Cosilmon
Town Clerk