

STATE OF NEW YORK  
ONONDAGA COUNTY  
TOWN OF CICERO

SS:

The Cicero Town Board held their regular meeting on Wednesday, April 11, 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: 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  
Neil Germain, Germain & Germain, Town Attorney  
Douglas Wickman, C & S Companies, Town Engineer  
Dave Christian, Highway

Absent: Christopher Woznica, Highway

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 Environmental Quality Review Act unless otherwise determined. Motion was seconded by Councilor Burtis.

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 28, 2012 Regular Town Board Meeting. Motion was seconded by Councilor Zambrano.

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

APPROVAL OF ABSTRACT #7 OF 2012

Councilor Zambrano moved the adoption of a resolution to approve Abstract #7, of 2012 as follows: Motion was seconded by Councilor Jennings.

General Fund Voucher #552 to Voucher #637 In the amount of \$497,165.82  
Highway Fund Voucher #160H to Voucher #187H In the amount of \$120,059.43

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

## BUDGET MODIFICATIONS

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

**2012**  
**BUDGET MODIFICATIONS**

FROM		\$	TO
A711044	PARKS MISCELLANEOUS	2.30	
A711041	VEHICLE OPERATION	3,000.00	A71104 MECHANICS
A13551	ASSESSOR PERSONAL SER	68,000.44	A13554 ASSESSOR CONT

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

**PRESENTATION BY GREG GELEWSKI, RECYCLING OPERATIONS MANAGER FROM  
 OCRRA (ONONDAGA COUNTY RESOURCE RECOVERY AGENCY)**

Supervisor Corl introduced Greg Gelewski, from OCCRA, by stating he obtained a Bachelor's of Science Degree in Wildlife and Fisheries Management, over 15 years of experience in Environmental Science Remediation, for both the public and private sector. As a Recycling Operation Manager for OCCRA, he manages the County's award winning and nationally recognized Curbside Recycling Program, Household Hazards Waste Program, Household Battery Collection Program, OCCRA's Organic Program and the most recent accomplishments, The Composite Composting Program, which was awarded the 2010 Program of the Year, the 2011 Compost System Excellence Silver Award of the Solid Waste Association North America and the New York State DEC 2011 Environmental Excellence Award. Mr. Gelewski provided everyone in attendance some general information about OCCRA and gave a presentation.

To view the presentation, please visit our website @ [www.ciceronewyork.net](http://www.ciceronewyork.net)



MunicipalCompostingInfrastructure\_gbg.pdf

or visit OCCRA's website @ [www.OCCRA.org](http://www.OCCRA.org)

**SET PUBLIC HEARING DATE FOR APRIL 25<sup>TH</sup>, 2012, TO CONSIDER A ZONE CHANGE  
 FROM REGIONAL COMMERCIAL TO GENERAL COMMERCIAL FOR THE PROPERTY  
 LOCATED AT 7888 BREWERTON ROAD, TAX MAP #037-02-26.3, TO BE KNOWN AS A  
 LOCAL LAW**

Brad Hunt, an attorney with the McKenzie, Hughes Firm in Syracuse, is the lawyer for JP Morgan Chase for this project. Chase is proposing to construct a new bank building on the corner of Route 11 and Hogan Drive; it's a vacant lot that use to be the former Mobil gas station. They've submitted a Site Plan Application to the Planning Board and they also have a Zone Change Application for which they are asking for a Zone Change from Regional Commercial to General Commercial. They actually submitted the application at the request of Town officials following a Planning Board work session 3 weeks ago. This Zone Change is not compliant with the Regional Commercial Zone because the lot depth is 251 ft. Under the town code, Regional Commercial lots have to be 500 ft. deep. General Commercial requires only 250 ft.

Supervisor Corl stated the Planning Board already made a positive recommendation on this Zone Change.

Supervisor Corl moved the adoption of a resolution to set the 25<sup>th</sup> day of April, 2012 for a Public Hearing to consider a Zone Change from Regional Commercial to General Commercial for the property located at 7888 Brewerton Road, Tax Map #037.-02-26.3, to be known as a local law. Motion was seconded by Councilor Zambrano.

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

PUBLIC HEARING TO CONSIDER A SPEED REDUCTION (SPEED LIMIT CHANGE) TO 40 MILES PER HOUR ON EAST TAFT ROAD FROM THOMPSON ROAD TO NORTHERN BOULEVARD AND FOR THE INSTALLATION OF APPROPRIATE SIGNAGE, TO BE KNOWN AS LOCAL LAW 4 OF 2012.

Supervisor Corl gave an update on the project. Unfortunately, in late February, Ms. Shaffer lost her life at the corner of Totman and Northern Boulevard. The event shook the community; it's a very alarming and sad situation. Mr. Shaffer was in attendance with his daughter. Cindy Smith, who is advocating for safety improvements, in that area, was also present. From a County perspective, the town has taken a two-step approach:

1. A speed reduction in that area to make it consistent with the other areas of Taft Road.

2. Supervisor Corl sent a letter to the Department of Transportation (DOT), along with various letters and petitions that have been supplied. The DOT stated that there have been road counts and traffic counts in that area. They're diligently gathering accident reports, going back to 2008. They've been searching the state-wide system and they've already contacted the Town and the Sheriff's department. Once that's done, the DOT expects to have a preliminary report early to mid-May and report back to the town as to preliminary findings and potential improvements that could be made in that area., to avoid these types of things.

TOWN OF CICERO PUBLIC HEARING NOTICE

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 speed reduction (speed limit change) to 30 Miles per Hour on East Taft Road from Thompson Road to Northern Boulevard and for the installation of appropriate signage.

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, New York 13039, on the 11<sup>th</sup> day of April, 2012, commencing at approximately 6:30 P.M., local time, at which time all interested persons will be given an opportunity to be heard.

DATED: March 15, 2012

TOWN BOARD OF THE TOWN OF CICERO,  
COUNTY OF ONONDAGA, NEW YORK  
BY: TOWN CLERK

Public Hearing was opened at 7:10 p.m.

Speaking for –

Cindy Smith thanked the board for working on this so quickly and diligently. They have a lot of letters and support for the speed reduction. There have been several serious accidents in that area, in the past 18 months, so the residents and the people that do work in that area appreciate their support in making it a consistent speed in that area.

Ralph Smith stated the problem on Totman Road has been going on for quite a while.

Ray Schader felt that the unfortunate accident could not have been prevented by a lower speed limit, and that we can not regulate common sense and bad judgments of drivers. He stated it was driver error. He supported the 40 miles per hour speed limit, but not a 30 mph speed zone and made suggestions to improve the traffic in that area.

Cameron, a Senior Manager from Fed Ex, stated that just in the last 6 months, 2 of his 104 employees had accidents in that area. Both were making turns from East Taft Rd. onto Totman Rd. An employee, who had their family with them, was hit from behind and Ms. Schaffer was also hit from behind. Many businesses in that area supported the reduction of speed, along with adding a turn lane and a turn signal.

Gary Mahoney, a Fed Ex employee, stated people are going over the speed limit in that area. He feels lowering the speed limit and putting in a light there, or even putting in a blinking yellow light would help people turning onto Totman Rd.

Speaking against –

Larry Hoffman stated he was a resident in the area for thirty-seven years and this is the only fatality that he knew of and said it was driver error. Therefore, he was against the speed reduction.

Ron Ence stated he has a business on Northern Boulevard, and that a speed reduction is not going to save lives. He felt people just need to use more common sense and there should be less signs, because they're distracting.

Deborah Gardner stated the people she has spoken to feel the speed limit is fine the way it is. She hoped that the board was listening with an open mind. She asked the board to consider the ideas that were suggested, and to think about them before they made up their mind.

Danielle, a Fed Ex employee, felt the speed reduction wouldn't solve the problem and suggested that a turning lane or a light be installed, that would at least reduce the amount of accidents.

Hearing was closed at 7:30 p.m.

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

Councilor Burtis stated one life lost was enough for him. He agrees with what had been said about the cause of the accident being a driver error. But, at this point all they can do is reduce the speed limit and pray it doesn't happen again.

Councilor Conway thinks there's a lot of room for discussion on which way the board should go on this. Maybe two or three caution lights in that area, so people have a reason to slow down. He feels more studying should be done on this.

Councilor Burtis stated the speed reduction isn't the final answer. What they're talking about today is a speed reduction.

Supervisor Corl stated that all the town can do is a speed reduction, because it's a County road. That's why they've been working with the Commissioner, and ultimately when their study comes in it's up to them to make the necessary road improvements; whether they determine if it's a turn lane or some type of signal, is solely at the discretion of the County. The Town does have jurisdiction over the road and the speed limit because Cicero is a suburban town.

Councilor Zambrano asked if the Commissioner stated when the study would be done and they would have a report.

Supervisor Corl stated early to mid May he would have preliminary type determinations. He was assured by the County that they were working on this as quickly as they could.

Councilor Zambrano asked if the County supported the speed limit.

Chief Snell stated that in his opinion, speed kills. They have a Speed Sentry, that they've used for several years, and they consistently find that when you lower a speed limit, that 15 to 20 percent of the traffic that travels any road speeds anywhere from one mile over the speed limit to about ten miles and over and then it decreases significantly after that. People feel when they see a 45 mile or 50 mile speed limit; they've got a nine mile grace period. It seems to be common throughout all of the studies they have done. He believes that by reducing any speed limit, it will reduce the traffic speed consistently throughout that 15 to 20 percent. Also, reducing the speeds will reduce the impact of an accident, which can save lives and reduce serious injuries. As far as the other issues, he thinks there should be turn lanes and a traffic light at the intersection.

Councilor Zambrano asked if the Commissioner was considering the turn lanes and a traffic light.

Supervisor Corl stated yes.

Councilor Jennings agreed that if they were going to do anything at that intersection, they would need to do the following three items: reduce the speed, a turn lane and a light. A lot of people driving on Taft Road are speeding. He stated they put a turn light on Kreisler & Taft Rd. and it has helped. It's a four-lane highway not a four-lane road, and without putting all three items in place, it will never function.

Jessica Zambrano agreed with the audience comments that it is more than just speed. However, the only thing under their control right now is to reduce the speed. She feels more studies need to be done and agrees with Chief Snell's recommendation.

Supervisor Corl stated he is in favor of the speed reduction and the basis is obviously the impact. He will continue to work with the Commissioner.

Supervisor Corl moved the adoption of a resolution for a speed reduction (speed limit change) to 40 Miles per Hour on East Taft Road from Thompson Road to Northern Boulevard and for the installation of the appropriate signage. To be known as Local Law 4 of 2012. Motion was seconded by Councilor Zambrano.

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

PUBLIC HEARING TO CONSIDER AN AMENDMENT OF THE TOWN OF CICERO CODE, CHAPTER 124 HOUSING STANDARDS, ARTICLE VI-PROPERTY MAINTENANCE REQUIREMENTS. THE PURPOSE OF THE PROPOSED AMENDMENT IS TO ADD LANGUAGE TO THE CODE TO ADDRESS SWIMMING POOL MAINTENANCE AND ABANDONMENT ISSUES WITHIN THE TOWN, TO BE KNOWN AS A LOCAL LAW.

TOWN OF CICERO PUBLIC HEARING NOTICE

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 an Amendment of the Town of Cicero Code, Chapter 124 Housing Standards, Article VI Property Maintenance Requirements to add language to the Code to address swimming pool maintenance and abandonment issues within the Town. Text of the proposed amendment language is posted on the Town web site and will be available in the Town Clerk's Office.

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, New York 13039, on the 11<sup>th</sup> day of April, 2012, commencing at approximately 6:30 P.M., local time, at which time all interested persons will be given an opportunity to be heard.

DATED: March 15, 2012

TOWN BOARD OF THE TOWN OF CICERO,  
COUNTY OF ONONDAGA, NEW YORK  
BY: TOWN CLERK

Supervisor Corl stated the purpose of the amendment is to add language to the code, to address swimming pool maintenance and abandonment issues within the Town of Cicero. There have been a few areas in the town, whether the property is foreclosed or abandoned, the maintenance of the pools has been creating issues in some neighborhoods.

Public Hearing was opened at 7:40 p.m.

Speaking for –

Deborah Gardner stated this is a “no brainer”; it's unacceptable, a health risk and no one knows that better than Councilor Zambrano, given her profession.

Ralph Smith asked where the particular pool was located.

Supervisor Corl stated it was on McCamidge Drive, but that the issue was Town wide.

Councilor Zambrano stated she was very familiar with the complaints of the neighbors in that area.

Mark Venesky stated if there was a foreclosure situation, perhaps the bank that forecloses on that, would be responsible for any costs incurred by the Town.

Supervisor Corl stated that part of the local law states that any costs that are incurred will be put on the tax bill.

Speaking against – None

Hearing was closed at 7:44 p.m.

Supervisor Corl solicited any comments or discussion from the Town Board

Councilor Burtis was all in favor of the amendment. What they are talking about is the ability to fix the pool situation, they can add it to the tax bill, but the bigger idea is take care of the issue so that the neighbors and the community at large are not scared of their neighbor's pool situation.

Councilor Conway stated that there are swimming pools and there are a lot of other things that they get with abandoned properties such as life safety issues, where they get junk piled in the yards and possible fires.

Councilor Jennings stated that there are problems going onto private property to enforce this. You couldn't go onto that individual's property, if there was a fence around the pool. He questioned if Codes states there is a problem, are the police or the Department of Health going to be involved with this. He thinks it's a good law, he just hopes we'll be able to enforce it.

Councilor Zambrano stated that particular pool, on McCamidge, is in her neighborhood. The property was abandoned and the fence was broken. One of the concerns of the neighbor was that kids could get in there, so it was a safety hazard all the way around. She is in favor of this law.

Supervisor Corl stated this year we have a new attorney, who drafted this law which will cover how the Zoning office determines how to handle this situation.

Councilor Jennings suggested that maybe they need to include in the language any vessel holding stagnant water that could create a health hazard.

Supervisor Corl stated this hearing was to address the pool issue and it's a good starting point.

Councilor Zambrano stated there were formal complaints submitted last year, so this law was drafted to allow better enforcement.

Supervisor Corl moved the adoption of a resolution to approve an amendment of the Town of Cicero Code, Chapter 124 Housing Standards, Article VI-Property Maintenance Requirements. The purpose of the amendment is to add language to the Code to address swimming pool maintenance and abandonment issues within the Town of Cicero, to be known as Local Law 5 of 2012. Motion was seconded by Councilor Zambrano.

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

PUBLIC HEARING TO CONSIDER AN AMENDMENT OF THE TOWN CODE, SECTION  
198-23 TO CHANGE THE SPEED ZONE (SPEED LIMIT) ON LAKESHORE ROAD FROM  
7005 TO 7047 LAKESHORE ROAD TO 30 MILES PER HOUR AND FOR THE  
INSTALLATION OF APPROPRIATE SIGNAGE, TO BE KNOWN AS A LOCAL LAW

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

The public notice read as follows:

TOWN OF CICERO PUBLIC HEARING NOTICE

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 an Amendment of the Town of Cicero Code, Section 198-23 to change the speed zone (speed limit) on Lakeshore Road from 7005 to 7047 Lakeshore Road to 30 Miles Per Hour and for the installation of appropriate signage.

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, New York 13039, on the 11<sup>th</sup> day of April, 2012, commencing at approximately 6:30 P.M., local time, at which time all interested persons will be given an opportunity to be heard.

DATED: March 15, 2012

TOWN BOARD OF THE TOWN OF CICERO,  
COUNTY OF ONONDAGA, NEW YORK  
BY: TOWN CLERK

Jody Rogers stated this was basically the speed zone in front of Joseph William Park, on Lakeshore Road. It was brought to her attention by the Highway Department, that the speed zone could not be enforced by the Police Department because it was not an official speed area on their books. A speed zone within the town can not be less than 30 miles per hour, per Chief Snell. This is basically before the park, in front of the park and after the park. Jody stated this is not just a seasonal summer issue, it's year long. There is pedestrian traffic, as well as equipment and vehicle traffic coming across the roadway.

Public Hearing was opened at 7:55 p.m.

Speaking for –

Ray Schader felt it was too bad that we have to increase it. But, in order to put it up to code it would have to be raised to 30 mph.

Ed Zaluski stated before the park, there's a blinking light, that he feels will slow them down a little.

Jody Rogers stated the blinking light will stay. It's something they turn on seasonal from Memorial Day to Labor Day. But, that's where the speed limit would go up to 30 mph.

A resident suggested perhaps putting a yellow sign for the lower speed limit.

Chief Snell replied that we could. However, the police could not enforce it.

Councilor Burtis asked if we had any recommended signs.

Dave Christian/Highway Department stated they could install recommended speed signs on any curve or blind spot area.

Neil Germain, Town Attorney stated the board could include it as a recommendation in their motion or it could be added later.

Speaking against – None

Hearing was closed at 7:59 p.m.

Supervisor Corl solicited any comments or discussion from the Town Board - None

Supervisor Corl moved the adoption of a resolution to consider an Amendment of the Town of Cicero Code, Section 198-23 to change the speed zone (speed limit) on Lakeshore Road from 7005 to 7047 Lakeshore Road to 30 Miles per hour and for the installation of appropriate signage. To be known as Local Law 6 of 2012. Motion was seconded by Councilor Jennings.

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

PUBLIC HEARING TO CONSIDER THE INSTALLATION OF A THREE-WAY STOP SIGN  
AT THE CORNER OF RIDGEWOOD DRIVE AND FOREST DRIVE IN THE TOWN, TO BE  
KNOWN AS A LOCAL LAW

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

The public notice read as follows:

TOWN OF CICERO PUBLIC HEARING NOTICE

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 the installation of a three-way stop sign at the corner of Ridewood Drive and Forest Drive in the Town.

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, New York 13039, on the 11<sup>th</sup> day of April, 2012, commencing at approximately 6:30 P.M., local time, at which time all interested persons will be given an opportunity to be heard.

DATED: March 15, 2012

TOWN BOARD OF THE TOWN OF CICERO,  
COUNTY OF ONONDAGA, NEW YORK  
BY: TOWN CLERK

Public Hearing was opened at 8:00 p.m.

Speaking for –

Bob Feek stated the issue is the visibility in that area, it is very difficult to be seen or to see to make a left or right turn off of Ridgewood Drive.

Don Snyder was concerned about the rules and regulations on plantings, as it relates to the road. He thought there was a rule relative to the height of a fence, or the height of plantings that can be in the front yard. He would think we should have something that relates to corners.

Councilor Conway stated that there was.

Supervisor Corl stated that the homeowner was approached and their front yard meets town code.

Don Snyder suggested looking at the codes and possibly making changes to them.

Ralph Smith was in favor.

Chief Snell stated his recommendation for a three-way stop was based on his concern for the pedestrians. If the hedges weren't there, he probably wouldn't have recommended the three-way stop.

A resident stated that last year they received a ticket for failure to stop at the existing stop sign. She stated you do have to creep out into the road because you can not see. She wants the area safe at any cost.

Speaking against –

Ken Pickard stated his driveway was across from Ridgewood Drive and said if someone stopped at the stop sign, they could not see up the road looking north. He felt it was unfortunate that one incident is going to create this. He took an unofficial poll in the neighborhood and the only complaint they had with that corner, was the squealing of tires at night when they come around that corner. His driveway is where they would be placing the stop sign. He is against it and stated it would interfere with the plowing of his driveway. He made a recommendation to the board to postpone this until he talks to the neighbors to see if they would cut their hedges.

A resident stated the so called hedge was put in back in the 1950's. He does trim the hedges about three times a summer. He is willing to make modifications, he's not against that. He was never told he had a code infraction, and stated the three-way stop would cause more of a problem. Councilor Burtis asked if he would be willing to trim it, the owner said yes.

A resident asked if they could have someone from the Department of Transportation look at that intersection.

A resident stated trimming hedges wouldn't eliminate the problems.

Hearing was closed at 8:30 p.m.

Supervisor Corl solicited any comments or discussion from the Town Board

Councilor Burtis thought it would be great to fix the stop sign and suggested having the highway department adjust it. They could get it in the right spot and then take a look at it again to see if they really need to add a three-way stop sign.

Councilor Conway – None

Councilor Jennings agreed with Councilor Burtis and suggested they go back and look at it.

Councilor Zambrano agreed to making modifications, see how it goes and then discuss it again.

Supervisor Corl suggested they will continue this at the May 9<sup>th</sup>, 2012 meeting and advised residents to submit any additional information they want the board to review or consider. They will make a decision at that point.

**APPROVE ANNUAL FIREWORKS PERMIT FOR THE GREATER CICERO CHAMBER OF COMMERCE, TO BE HELD ON JUNE 9, 2012 AT 10:00 P.M. AT SACRED HEART CHURCH**

Councilor Jennings moved the adoption of a resolution to approve the Supervisor to execute the Annual Fireworks Permit for the Greater Cicero Chamber of Commerce, to be held on June 9, 2012 at 10:00 p.m. Motion was seconded by Councilor Conway.

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

**YOUTH BUREAU PARKS & RECREATION STAFF APPOINTMENTS/DELETIONS**

Councilor Jennings moved the adoption of a resolution to approve the following staff appointments/deletions. Motion was seconded by Councilor Conway.

Staff Approval:

- |                 |                                       |
|-----------------|---------------------------------------|
| 1. Hire Title:  | Recreation Attendant (Center Monitor) |
| 2. Budget Code: | B7310.1                               |
| 3. Hire Date:   | April 4, 2012                         |
| 4. Hire Rate:   | \$10.00/hour – 20 hours per week      |

Carissa Gilbert, 8405 Filaree Circle, Baldwinsville, 13027

Staff Removal:

- |                 |                                       |
|-----------------|---------------------------------------|
| 1. Hire Title:  | Recreation Attendant (Center Monitor) |
| 2. Budget Code: | B7310.1                               |
| 3. Hire Date:   | April 4, 2012                         |
| 4. Hire Rate:   | \$10.00/hour – 20 hours per week      |

Sarah Murphy to be removed effective April 02, 2012

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

**APPROVE REVISED TOWN OF CICERO EMPLOYEE SAFETY POLICY**

Supervisor Corl moved the adoption of a resolution to approve the following Revised Town of Cicero Employee Safety Policy. Motion was seconded by Councilor Jennings:

**2012 EMPLOYEE SAFETY POLICY  
TOWN OF CICERO**

**POLICY:** It shall be policy that the Town of Cicero will comply with all applicable Federal, State, and local safety and health regulations under the General Duty Clause of the Federal Occupational Safety and Health Act of 1970. The town will strive for and continue to provide employee's a work environment as free as practicable from recognized hazards. All employees are expected to comply with all safety and health requirements whether established by the Town, Federal or State Law.

**COMMENT:** The Cicero Town Board appointed a Safety Committee. The committee shall consist of the following:

- A. Chairperson
- B. Various Department Heads
- C. Safety Coordinator
- D. Local Union Members
- E. Non-Union Members

The Safety Committee shall meet quarterly and conduct business from an agenda. Some of the committee's duties are but not limited to:

- Establish safety policies and goals.

- Review the effectiveness of the safety program.
- Schedule required training (Town Wide).
- Develop a light duty return to work policy.
- Establish a procedure for employees to follow in the event of on the job injuries or illnesses.
- Investigate all accidents, hazardous incidents and fires that may occur in or on town property, and use this information in a positive fashion in an attempt to reduce an employee's susceptibility to injury or illness.

**SAFETY COORDINATOR:** The Cicero Town Board has appointed a Safety Coordinator to assist department heads and supervisors in their continuing efforts to fulfill certain general industry standards that pertain to employee safety. Some specific duties include:

- Posting notices and or safety posters that may be required by law or the town's insurance carrier.
- To investigate and correct if possible any unsafe or unhealthy conditions or potential hazards.
- Organize and facilitate any and all safety training (and retraining) of town employees.
- Conduct safety and health inspections of work areas and various buildings.
- Represent the town during walk through investigations conducted by insurance companies and other various compliance agencies.

**SAFETY RULES AND REGULATIONS:** All Department Heads have implemented specific rules and regulations regarding employee safety practices. The regulations can be found in the employee handbook, located on bulletin boards and can even be issues as separate booklets. It shall be to the discretion of the department head to decide the most feasible way to inform their employees about specific department safety regulations. The important issue is to inform the employees as to where these materials can be located. Some typical regulations include LOCK OUT/TAG OUT, Employee Personnel Protective Equipment, NYS Right to Know, HAZCOM Plan, smoking policies and how to observe certain safety procedures relevant to their daily operations. Violations of safety policies shall be handled like any other department infraction. It shall be noted that failure to discipline employees who willfully and deliberately violate company safety policies can subject the employer to sanctions for violating the general duty clause of PESH (29USC article 654 (b.) \$7,000 to \$70,000 penalties).

**SAFETY TRAINING:** Training shall be an essential component of our safety program. This training will help us to identify the safety and health responsibilities of our employees as well as our managers. Training topics will vary widely depending on the various departments needs. OSHA and PESH mandatory training will be carried out by those employees certified to do so, on an annual basis or whenever mandated by various standards (29 CFR, 1910 article 5).

**EMPLOYEE TRAINING:** Employee training programs will be designed to ensure that all employees understand and are aware of hazards to which they may be exposed. Emphasis shall be placed on informing employees the proper methods for avoiding such hazards. Employee training can occur in a variety of ways and can be as formal as classroom instruction or as informal as brief tailgate safety sessions. All employees must participate in safety training. The training shall give a forward to department heads on a written attendance form. Training employees in safe and proper job performance is money well spent. The Town of Cicero recognizes that an effective safety and health program for our workers will result in an improved morale, fewer accidents and illnesses, reduced liabilities and lower insurance premiums.

**SUPERVISORY TRAINING AND RESPONSIBILITIES:**

Supervisors shall be trained to understand the key role they are expected to play in job site safety. They shall analyze the work under their supervision to anticipate and identify potential hazards and inform those employees on a daily basis of various hazards they may be subjected to. Supervisors shall also be held responsible and accountable for a superior level of employee protection and performance. They shall be trained to institute work practices which reflect the safest and most efficient methods available for accomplishing the required tasks.

In addition the supervisor will:

- Be familiar with all safety procedures relevant to the operations in which they supervise.
- They shall assist in inspections of various work areas.
- Identify conditions that are recognized as unsafe.
- Report all accidents and injuries to the appropriate people.
- Assist employees in filling out any and all pertinent medical forms and ensure that all employees receive appropriate medical care.
- Based on associated documentation the employee's supervisor shall discuss with the effected employees, effective ways to reduce similar injuries or illnesses and possible ways to perform their tasks in a safer fashion.
- Shall be totally committed to the safety and health of the employees under their supervision.

The safety committee and or safety coordinator, shall upon request, assist all supervisors with accomplishing their duties with regard to safety.

**EMPLOYEE SUGGESTIONS:**

Employees are often in the best position to identify safety and health hazards. The Safety Committee as well as management shall encourage employees to bring potentially unsafe conditions to the attention of their supervisor, safety coordinators and the Safety Committee through the use of the USGPO form. These forms shall be readily available to all employees.

**SUMMARY:**

An effective program includes provisions to identify, evaluate and to prevent or control general workplace hazards that may arise and are based on foreseeable conditions and or experiences. Although compliance with the law, including specific standards is an important objective, an effective program looks far beyond the law to address all recognizable hazards. An effective safety and health program shall include the following:

1. Management commitment
2. Employee involvement
3. Hazard Prevention and Control
4. Safety Training

Safe working conditions and practices are your responsibility as a town employee. It is only through a concerted effort that the Town of Cicero can help you go home every day the same way you arrived, healthy and safe.

Councilor Zambrano moved the adoption of a resolution to approve the revised Town of Cicero Employee Safety Policy. Motion was seconded by Councilor Jennings.

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 \$8,500.00). Motion was seconded by Councilor Jennings:

- A. \$5,000.00 to Merritt Seed for grass seed, mulch and fertilizer
- B. \$3,500.00 to Merritt Seed for grass seed, mulch and fertilizer for winter lawn repairs

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

#### APPROVAL TO HIRE DALE BARNHART AS A DEPUTY CODES ENFORCEMENT OFFICER, AT A PAY RATE OF \$14.96 PER HOUR (NOT TO EXCEED 1040 HOURS PER YEAR), EFFECTIVE APRIL 16, 2012

Councilor Zambrano moved the adoption of a resolution to hire Dale Barnhart, as Deputy Codes Enforcement Officer, at a pay rate of \$14.96 per hour (not to exceed 1040 hours per year), to begin April 16, 2012 and contingent upon approval from Onondaga County Civil Service. Motion was seconded by Councilor Jennings.

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

#### BOARD OF ASSESSMENT REVIEW APPOINTMENTS

Supervisor Corl moved the adoption of a resolution to appoint (2) two temporary alternate members, Harold Naumann and Kurt Wossner to the Board of Assessment Review, at a rate of \$93.15 per session (not to exceed a total of \$500.00 each) for the period of June 5, 2012 through June 8, 2012. Motion was seconded by Councilor Zambrano.

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

Supervisor Corl moved the adoption of a resolution to appoint Wendy Contos, as a Temporary Board of Assessment Review Greeter (as a Contractor), at a rate of \$11.00 per hour (not to exceed \$300.00), for the period of June 5, 2012 through June 8, 2012. Motion was seconded by Councilor Zambrano.

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

#### ACCEPT RESIGNATION MARK MARZULLO, PLANNING BOARD CHAIR

Supervisor Corl moved the adoption of a resolution, to accept with regrets, the resignation of Mark Marzullo, as Planning Board Chair. Motion was seconded by Councilor Zambrano.

Ayes - 4 and Noes - 1. *Councilor Jennings opposed.*  
*Motion carried.*

#### APPOINT BOB SMITH AS PLANNING BOARD CHAIR

Supervisor Corl moved the adoption of a resolution, to appoint Bob Smith as Planning Board Chair through December 31, 2012. Motion was seconded by Councilor Zambrano.

Ayes - 4 and Noes - 1. *Councilor Jennings opposed.*  
*Motion carried.*

## ADOPTION OF A RESOLUTION FOR ENGINEERING PROPOSALS

Douglas Wickman, Town Engineer stated the first item was for a proposal for General Drainage services. The estimated cost for 2012 is a little over \$47,000.00. It's the same as it was last year, with the same services, although this does include all the inspections that would be necessary throughout the year for drainage improvements and maintenance efforts that are budgeted for this year. It also includes efforts to develop a standard set of procedures, for standards of practice, so they can do a better job being consistent from year to year as they review requests for maintenance efforts and improvement throughout the town.

The second proposal is to evaluate town streets using the Cornell Local Roads Program; they propose to hire an intern, have that intern trained by Cornell, in use of the Cornell Local Roads Program. The Intern would ride with a Town employee in a Town truck, so that the Town employee will also get an appreciation for the process of evaluating the roads throughout the town. The data will all be put into a data base as the evaluations are all being completed. They propose to prepare a map showing in one document a summary of what they find as a result of this evaluation and also to present a range of costs that would be associated with tackling this issue. The price of this effort is \$19,200.00.

Supervisor Corl moved for the adoption of a resolution for General Drainage Services for 2012, as outlined in the April 5, 2012 letter drafted by Douglas Wickman, C&S Engineers. Such amount shall not exceed the amount cited in the letter of \$47,136.00. Motion was seconded by Councilor Zambrano.

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

B. Proposal to evaluate the town streets using the Cornell Local Roads Program  
Supervisor Corl moved for the adoption of a resolution to adopt the engineering services proposal for the Cicero local roads evaluation pursuant to the letter of Doug Wickman, C&S Engineers, dated April 6, 2012, and also the authorization of two (2) representatives from the Highway Department to attend the program with the Intern that will also be attending. Motion was seconded by Councilor Zambrano.

Ayes - 3 and Noes – 2. *Motion Carried*

Councilor Jennings – *voted no* on the engineering proposal, but yes to sending two highway department employees to attend the program.

Councilor Conway – *voted no*

## REQUEST FOR DISPOSAL OF FIXED ASSETS AND DECLARE AS SURPLUS

Supervisor Corl moved for the adoption of resolution to dispose of the following fixed assets and declare the items as surplus (as they are of no use to the Town). Motion was seconded by Councilor Zambrano.

1. (2) Two Old Metal Tables to the Town metal pile
- 2.) Typewriter-Zoning- AN09SA5441
- 3.) HP Color Printer-
- 4.) Victor Adding Machine 084006298 model # 1297
- 5.) Monroe Adding Machine AB061091 model # 7130
- 6.) HP Printer Supervisor's office
- 7.) Microline Printer 4/26/02 Clerk's office 111B2006005
- 8.) (1) one set of defective speakers Dell
- 9.) Battery backup JB0235029860- BE500U
- 10.) DVD-CD Drive 401509006948-Liteon
- 11.) Dell power connect 2708-MAC001C23670B41
- 12.) Dell Hard drive S/NO 031658226
- 13.) Zoning-Z2006-1 Hard Drive- no serial #
- 14.) Zoning Hard Drive Z2010-1 Sampro 00045654007122
- 15.) Hard Drive Athlon Serial # 80045545002623
- 16.) Keyboard BT526DGS827- Logitech
- 17.) Keyboard 44310044- no brand name
- 18.) Hard Drive Zoning Beno 56X ATX-45OWP4 no serial # hollow shell
- 19.) Acer Monitor 84604640740
- 20.) Monitor KDS-786N FBUL37310244 Zoning
- 21.) Monitor 1772E Serial # HJ7439453950161 Star Logic Monitor –Zoning
- 22.) Monitor 1772E Serial # HJ7439453950975 Star Logic Monitor- Zoning
- 23.) Hard drive Dell- hollow shell

- 24.) Slim line Hard drive serial # HL2H311
- 25.) Desk Key Board Tray- to the metal pile
- 26.) Smith Corona typewriter NZ3HH
- 27.) Hard drive Tax Office- CPU Windows XP Serial # 0045648438529 (2005)
- 28.) Hard drive Tax Office- CPU Windows XP Serial # 104965758 Ultra 2005\
- 29.) Printer-Tax Office- Deskjet 693C 1996 Serial # US66P11196
- 30.) (27) Telephones- Mega-phone brand

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

APPROVAL TO HOLD THE APRIL 25<sup>TH</sup>, 2012 REGULAR TOWN BOARD  
MEETING AT 4:30 P.M.

Supervisor Corl moved the adoption of a resolution to hold the April 25<sup>th</sup>, 2012 Regular Town Board Meeting at 4:30 P.M. Motion was seconded by Councilor Zambrano.

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

PUBLIC INPUT

A resident stated that over on Taft Rd. underneath both speed limit signs, either side of Totman Road, there are contraptions that have been on there a couple of weeks, covered with plastic. He inquired what they were. Supervisor Corl advised that they were probably some device the County put there and that he would call and find out.

Don Snyder suggested they limit the number of Public Hearings the board holds in one night. He expressed his concerns with the Racino. Also, he suggested the town hire residents of the town, before trying to hire people outside the town. He also stated that he use to be a member of the Drainage Committee, but he has not had any contact from anyone on the board. Supervisor Corl advised him that they no longer have a Drainage Committee, but they do have a Drainage Workgroup. He inquired why the town was considering an intern when a Committee on Infrastructure was already started last summer and expressed his dislike of the next Town Board meeting being held at 4:30 p.m.

Deborah Gardner announced the meeting for the Committee on Open Government will be held Tuesday, April 17<sup>th</sup>, 2012 at 6:00 p.m., at the Ice Rink in Cicero. She was curious as to how much grass seed has cost in past seasons when there was a typical snowfall and felt there has been an overabundance of salt used this year. Also, she requested the highway department to put Vernon Rd., South high on their list of roads to be patched.

MaryEllen Venesky congratulated the board on their first quarter. She suggested that the highway department be more proactive next year on things that are needed such as mulch, or a sweeper.

Bob Smith stated that the Planning Board is independent. But, he thinks the people in the town and the community is better served when they work together. Bob Smith stated the town really should have a plan and process as to the roads that are going to be done every year.

A resident stated he and his wife were trying to build a home on Lakeshore Road, and are trying to get a sewer lateral and for past month or so they've been waiting for a price so they could pay the town and get this resolved. He wants to be allowed to have a private contractor to give him a price, to do the work. He wants to be able to allow private contractors to do the sewer laterals and water lines. Supervisor Corl advised him that they currently don't have a policy on how to handle these situations. But, they have a proposal on how they are going to address these issues and if it's adopted, he will give him a copy.

A resident suggested the town having a Machinist fix or make needed parts for the Road Sweeper used for the Highway department.

DEPARTMENT HEAD INPUT

Engineer Comments

Douglas Wickman stated at the last meeting they had discussed a new process for making new connections to the sanitary sewer. He has spoken with Steve Procopio, from the Zoning and

Planning Office and he is comfortable with this process. It does include provisions for allowing a contractor that is acceptable to the town, that isn't the town emergency contractor, which is Lanco. It gives the option of either using the town's emergency contractor or a contractor that's acceptable to the homeowner and the town.

Supervisor Corl moved the motion to adopt the Typical Sanitary Sewer Connection Process, on a letter dated March 21, 2012, signed by Doug Wickman and that will be the policy to be utilized by the Codes Office. Councilor Jennings seconded the motion.

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

Douglas Wickman stated there was a report that needs to be made on the Town's Standard Processes for dealing with Storm Water Management. Report on water quality efforts and efforts the town is making to maintain and improve water quality. Most of that report is prepared by the Central New York Regional Planning Board, under contract with the town and all the other towns and villages in Onondaga County. But, the town does have to make some additions to that based on their own input and their own efforts over the year. C&S Engineers is proposing to do that as an additional service to the drainage contract for a cost not to exceed \$1,800.00. The report must be submitted to the Department of Environmental Conservation (DEC), by June 1<sup>st</sup>, 2012. The Town needs to have a public hearing, discussing the reports and the contents in May; this would include that effort as well. Supervisor Corl stated at the next meeting he will set a public hearing date for May.

Supervisor Corl moved the adoption of a resolution to approve the following two expenditures.

Douglas Wickman stated the drainage group has been meeting. They've been looking at projects for 2012. They have the existing contract with Charlie Mattes for doing improvements and maintenance for this year. They are reusing the same contract from last year and he would like authorization for Charlie Mattes to proceed on the following two projects:

1. Asa Eastwood. This is for an under drain in a rear yard, for several lots. The maximum cost would be \$7,400.00 and the estimated cost is \$6,800.00.
2. Electric Railway. This is a project that was done a number of years ago. A number of residents tied roof leaders into an under drain system, which caused an overload of the under drain and it caused a fairly substantial mess in these rear yards. So, they are proposing to go back in and redo that with a larger 8" under drain, tie in all of the sump pumps and the roof leaders and clean the place up. The maximum cost would be \$12,560.00 (not to exceed \$13,450.00).

Councilor Zambrano seconded the motion.

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

Town Clerk – Tracy Cosilmon announced Earth Day is April 21, 2012, she coordinated with the Town Hall employees to meet at the Cicero Town Hall at 8:30 a.m. She reminded everyone that the Town Highway Department will be accepting trash from 8:00 a.m. to 11:00 a.m. from residents. Also, the next Planning Board meeting will be April 23<sup>rd</sup>, 2012, at 7:00 p.m.

Highway – Dave Christian invited the board to Opening Day for Cicero Little League at 11:00a.m.

Police - None

Comptroller - None

Youth Bureau, Parks & Recreation –

#### EMERGENCY PURCHASE APPROVALS

Jody Rogers requested an Emergency Purchase approval for repairs to John Deere Tractor PTO Shaft to North Syracuse Lawn and Snow, (not to exceed \$1,800.00).

Supervisor Corl moved the adoption of a resolution to approve an expenditure to North Syracuse Lawn and Snow, not to exceed \$1,800.00, for repairs to the John Deere Tractor PTO Shaft. Motion was seconded by Councilor Zambrano.

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

Assessor - None

Tax Receiver - None

Attorney – None

Justice –

Supervisor Corl requested, on behalf of the judges, approval for the Justice Court Clerks to attend training on Assigned Council Program, on April 13th, 2012.

Supervisor Corl moved the adoption of a resolution to approve training for the Court clerks, to be held on April 13, 2012. Motion was seconded by Councilor Zambrano.

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

Board Comments

Councilor Burtis stated we need to have as many public hearings as necessary to get things done. It's unfortunate, but necessary. His job and his concerns are to try and save money. It gives him no joy to make an agreement with an engineering company to try to do something we should have done a long time ago, with the roads. It is frustrating for him to approve that kind of money. But, unfortunately or fortunately that is what he thinks needs to be done in order to be serious about the roads and the town. He thanked Dave Christian for his attendance.

Councilor Jennings announced April 22<sup>nd</sup>, 2012 is the grand opening of The CanTeen, over by the high school. He is the liaison to the Town Clerk's Office, which has kept him well informed on programs and policies.

Councilor Conway asked if they could add life safety into Codes Chapter 124 Housing Standards, Article VI- Property Maintenance Requirements. Because if their are going to go out and look at a pool or an abandonment issue, there could be life safety articles other than right there on the scene. Supervisor Corl stated at this point they would have to do an amendment.

Councilor Zambrano mentioned that at the Planning Board, they approved the Site Plan Application for Aspen Dental that's moving from North Syracuse, into one of the outparcels of Target. There's also Chase Bank, which will be going on the corner of Hogan Road and NYS Route 11.

Supervisor Corl stated he already advised department heads in a meeting, that he would like budget proposals by July 1<sup>st</sup>, this year. It is earlier than usual, but he thinks it's important that they start early. He will be speaking with department heads individually about budget and cost. They are aware of the 2% Tax Cap, which the Governor and Legislator have adopted. Secondly, he reminded everyone that most of the information of what was discussed was on the website. He encouraged board members to stop in and see him at any time, or to contact him with any questions.

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

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

There being no further business before the board, the meeting was adjourned at 10:16 p.m.

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Tracy M. Cosilmon  
Town Clerk

