

STATE OF NEW YORK
ONONDAGA COUNTY
TOWN OF CICERO

SS:

The Cicero Town Board held their regular meeting on Wednesday, May 23, 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 : Christopher Woznica, Highway
Jody Rogers, Director of Parks & Recreation
Shirlie Stuart, Comptroller
Joseph Snell, Police Chief
Jolee Olszewski, Secretary to the Supervisor
Neil Germain, Germain & Germain, Town Attorney
Ron DeTota, C & S Companies, Town Engineer

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.

The meeting was opened at 6:30 p.m. with the Pledge of Allegiance led by the Boy Scouts from Troop 333.

A moment of silence was observed in remembrance of our men and women serving in the Armed Forces in harms way.

Supervisor Corl recognized the members of Troop 333 and presented them with a Certificate of Recognition.

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 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 May 9, 2012 Regular Town Board Meeting. Motion was seconded by Councilor Conway.

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

APPROVAL OF ABSTRACT # 10 OF 2012

Councilor Burtis moved the adoption of a resolution to approve Abstract # 10 of 2012 as follows: Motion was seconded by Supervisor Corl.

General Fund Voucher # 847 to Voucher # 970 In the amount of \$356,809.71
Highway Fund Voucher # 256H to Voucher #276H In the amount of \$ 79,249.83

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

BUDGET MODIFICATIONS

TOWN BOARD MEETING
05/23/2012

2012
BUDGET MODIFICATIONS

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

FROM		\$	TO
DB511047	Misc	100.00	DB511048 Training
B70201	Personal Services – Parks	2400.00	B714010 Day Camp Personal Services
A79894	Farmers Market Contractual	226.00	A798942 Farmer Market - Marketing
A711041	Parks – Vehicle Operation	1500.00	
A7110411	Parks – Fuel	1500.00	A715042 Parks – Improvements/ Rehab.

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

ACCEPT RETIREMENT OF HOWARD L. GRANT, POLICE OFFICER WITH THE CICERO
POLICE DEPARTMENT EFFECTIVE MAY 16, 2012

Supervisor Corl moved the adoption of a resolution to accept the retirement of Howard L. Grant, Police Officer with the Cicero Police Department effective May 16, 2012. Supervisor Corl stated Mr. Grant worked for the Town of Cicero for 33 years and highlighted some of Mr. Grant's accomplishments, along with the various positions he held throughout the years, listed below, and presented him with a token of appreciation:

Positions held

Sergeant – Promoted 1989

Captain – Promoted 1994

Interim Chief of Police – Assigned 1995

Retired as: Senior Investigator – 2003 – 2012

Acknowledged as Resident Expert in Identity Theft Cases – Worked with Several State, Federal and Local Law Enforcement Agencies throughout the United States.

Received Several Commendations

Attended several police training courses in management and leadership

Received Lifetime Achievement Award in 2012.

Motion was seconded by Councilor Zambrano who expressed regrets.

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

PUBLIC HEARING TO CONSIDER A LIGHTING DISTRICT IN WALLINGTON MEADOWS TO
INCLUDE LAVENDER LANE AND PIZZUTO DRIVE

David Hess from National Grid stated he looked at Wallington Meadows for an extension of a lighting district on Pizzuto Drive, Lavender Lane and originally Alizarin Ave, but they are going to pull Alizarin out at this point due to low housing on that street. The proposal would be fifteen (15) street lights to go in, with one additional light on the wood pole at the intersection of Whiting Road, which is on the East side there. Installation would probably be sometime late fall, maybe before Halloween and the lighting would match the existing lighting on the other sections of the subdivision. Each light roughly with energy is about \$275.00 a year, per light.

*For referencing purposes, a copy of the parcel numbers will be included in the Town Board Meeting Minutes Book as Attachment A.

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 a Lighting District in Wallington Meadows to include Lavender Lane and Pizzuto Drive.**

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 **23rd** day of **May, 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: May 1st, 2012

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

Public Hearing was opened at 6:50 p.m.

Speaking for –

Tom Beaulieu stated he knows Alizarin Ave is not build out yet, but he's sure at some point when it is those homeowners will want the lighting district included on the rest of that street so he thinks they should consider putting the lights up even if they are not functional.

Speaking against – None

Public Hearing was closed at 6:51 p.m.

Supervisor Corl solicited any comments or discussion from the Town Board

Supervisor Corl moved the adoption of a resolution to approve a lighting district in Wallington Meadows to include Lavender Lane and Pizzuto Drive. Motion was seconded by Councilor Zambrano.

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

PRESENTATION ON THE NEW CICERO FARMERS' MARKET BY JULIE RADDELL

Julie Raddell gave a brief history on how the project began explaining that about a year ago, they surveyed the community because they wanted to make sure that this was something that they felt was wanted and needed in the community.

- Surveys - They received more than 500 surveys, almost every single one with a huge "yes" to having a market here and now. They moved forward and what they wanted to do with this project all along is get as much community and citizen input and opinion involved in the creation.
- Logo – They advertised a contest within the community to help design the logo. Entries were submitted from people with graphic designs backgrounds and the top entries were again submitted to the community for them to vote on. The winning entry was a Cicero resident.
- Location – Driver's Village was chosen for a few reasons. They offered location at no price to the town. Actual market will be located between Burlington Coat Factory and Circle Drive – high traffic area, yet protected in a parking lot.
- Day/Time – Tuesdays; from 3 to 7 pm. The time was chosen to accommodate as many as possible. Starting the market at 3 pm give local senior citizens a chance to shop early and without having to worry about traffic. Keeping the market open until 7 pm gives an opportunity for those that work during the day to see it and shop after work.
- Vendors – Slow start due to mild winter. So far nine stalls sold which covers fruits, vegetables, flowers, plants, maple products and alpaca products.
- Non profits – One free non profit space a week to help local causes raise awareness for their organization.
- Food Stamps – Market has been approved to accept Food Stamp benefits and other income-based benefits (Farmers Market Nutrition Program and Seniors Farmers Market Nutrition Program) from eligible shoppers. A great way to make sure the market is accessible to as many as possible, plus these services do not cost the town anything.

- Social Media – Active Facebook page with more than 150 fans. Has been very beneficial to hear opinions from the customers. Will be used to highlight seasonal produce and recipes to share.
- Grand Opening – Tuesday, June 5 at 2:50 for a ribbon cutting.
- Marketing – Bridge Street will be broadcasting. Also the Syracuse New Times, Star Review, Post Standard and 93Q have all helped to advertise the market.

CICERO FARMERS' MARKET GOVERNING BOARD APPROVAL

Julie Raddell introduced and requested approval for the following persons to be appointed to the Cicero Farmers' Market Governing Board:

Robert DiFlorio, 8924 Beach Rd., Brewerton
 Catherine Kasparian, 8264 Codys Corner, Cicero
 Helen Paige, 5962 Hebrides Trail, Cicero
 Angela Tucciarone, 8460 Chinkapin Circle, Cicero
 Lillian Silva, 5569 Legionnaire Dr #100, Cicero
 Shirlye Stuart, 8191 Maple Rd., Clay
 Ruth Beasley - Parks & Recreation Commission
 Terry Formica – Driver's Village Liaison

Councilor Jennings moved the adoption of a resolution to approve the above said persons to be appointed to the Cicero Farmers' Market Governing Board. Motion was seconded by Supervisor Corl.

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

CICERO'S OPEN GOVERNMENT COMMITTEE PRESENTATION

Supervisor Corl stated that earlier this year the Town of Cicero established a Town of Cicero Open Government Committee. The Chair is Deborah V. Gardner and over the course of the last several months, they have had several meetings and have been working on recommendations to the town board.

Deborah V. Gardner thanked the board for allowing them the opportunity to present their recommendations and asked that all questions be held till the end. Committee members are from the community and were appointed by the board. They are: Dennis Kirk, Town Clerk Tracy Cosilmon, Deborah V. Gardner, David Kirk, Michael Labulis, Karen Lee, and Mark Vanesky. They have been working on these recommendations for the last four months, actually since January 17th. Tonight they are giving an overview of their report. Each detailed proposal in its entirety is contained in a written report that was sent to the town board, yesterday and will be available on the town website tomorrow morning. Transparency in government is not a new issue; it is almost 100 years old. Open Government is the governing doctrine which holds that citizens have the right to access the documents and proceedings of the government to allow for effective public oversight. Just because we do not like a policy or a procedure does not mean that the policy or procedure is contrary to open government. Their Mission Statement is: The purpose of this committee is to come up with ideas on how to make information more accessible to the residents and then suggest ways to implement those ideas. Throughout their entire four (4) months they did try to remain focused on their mission. Some of the procedures that were initiated by the town board are:

- Publication of detailed agenda
- Posting of documents to be discussed at Town Board meetings
- Elimination of acronyms without providing definitions
- Prior agendas located on web site
- Expanded use of website to provide easy access to public information

They strongly believe all recommendations should be reviewed by appropriate personnel and/or committees for technical, operational, legal, and economic feasibility; as Michael Labulis stated this is their disclaimer.

Some of the committee members went over some of the following proposal topics:

- Streamline all meetings and workshops to the internet for viewing in real time.
- Taxpayer-friendly Budget
- Written commitments by elected officials
- Clarification of Requests for proposals/quotations
- E-Policing
- Social medias
- Email newsletter

- Newspaper strategy

Deborah V. Gardner stated that the future of the committee involves other ideas that they would like to discuss as a committee and present in the fall. If anyone has any suggestions, to please contact any one of them and they will add the suggestion to their list. They may be reached through Tracy Cosilmon, Town Clerk. All of their proposals will be available on the town's website, tomorrow. She thinks if one reads all the proposals it will give a lot more information. Each of the proposals is each half a page, if not a page long. She thanked the town board for giving them the opportunity to serve their community. They look forward to a detailed response for each proposal at the first board meeting in September, if possible. They hope to see the commitment to open government in Cicero for years to come. She solicited any questions from the board.

Supervisor Corl inquired about streaming. He asked if they had checked to see how many municipalities have that tool as an outreach. Deborah V. Gardner responded that she did not.

Councilor Zambrano commented that they did a remarkable job of all of the things that they put together. Having just gotten the report yesterday, she hasn't been able to review it in detail, so she is glad they are giving them several weeks to take a look and respond to it.

Councilor Jennings said he took offense, in the very beginning, when they covered board comments. He knows this was an issue that was acted on about two meetings ago, that there would be no more Board Comments. Deborah V. Gardner stated she believed she said Department Head. Councilor Jennings stated that was not it. Again, this week he had been out around the town and he had residents come up and say they need to take a second look at Board Comments. That is one item of open government, as far as he's concerned, this committee is an advisory committee and he thinks that is one of the things they need to have for open government is to be able to answer questions that residents address to board members. Deborah V. Gardner stated the committee would put that on their list and when they get together in the fall they would discuss it. Councilor Jennings stated that the second thing was, and he was glad to see a couple here tonight, was the Department Heads. Tonight and they had one or two issues already this evening, that none of the board members had the expertise or background to answer. Again, open government, these are the elected officials, they need to have elected officials participate in town board meetings. Lastly, he wanted to comment, because there are no more board comments, so he wanted to comment now under open government. Yesterday, he had a lot of time to go through the town manual again. In the last meeting minutes one of the councilors did not even acknowledge a yes or a no, however, the minutes reflect four yeses, one no. He doesn't know how that happened, but if one looked in the Town Law Manual, three different issues or pages, states emphatically, that the roll call will be by name, called by the Town Clerk of each member of the board. It's mentioned in three places, he will get with the attorney again. But, this eliminates singling out him or whoever should vote against a resolution that it appears by name. It doesn't say who voted yes, or who abstained. There are examples in the Town Law Manual that specifically show how this should be done. This is another matter the committee should look into and he will avail his book to them to show them he has highlighted it in three different areas.

Supervisor Corl thanked Deborah V. Gardner for how she started off the meeting acknowledging all the various points they have undertaken since January, the Town board has done that as a group to make sure that they've made strides. He thinks there were about six points there as to what they've done to make local government more accessible, more informative. To Councilor Jennings point, the issue of making sure that everything is on the agenda. As everybody knows, he requests the agenda items the Friday prior, just to make sure that they are included so the public knows exactly what is going to be discussed in detail, so there are no surprises, and they can come and hear the meeting. Councilor Jennings wanted to clarify with Supervisor Corl that if he wanted to say that Memorial Day was coming up and make sure you support the Veteran's he would have to put it on the agenda. After 23 years in the military, he should have the right to express himself to the residents of the town that elected him. Supervisor Corl stated that nobody ever said nobody could speak at the town meetings, but he thinks they are doing a good job. Councilor Jennings said that the supervisor said that they could not comment at the end of a meeting. Supervisor Corl replied that during the course of a meeting they discuss various topics and he thinks they are doing a good job including that and that is one of the recommendations that they are already following. Councilor Jennings responded that he will pursue this and that they still need to look at it, maybe with a petition.

To view the Committee on Open Government Report submitted to the Town Board, go to ciceronewyork.net (under Town Board Agenda). A copy may also be obtained at the Town Clerk's Office.



OpenGov Report Submitted.pdf

PUBLIC HEARING TO CONSIDER A SPEED REDUCTION(SPEED LIMIT CHANGE) ON BULL STREET, BRIDGEPORT IN THE AREA FROM 7675 BULL STREET TO STATE ROUTE 31, 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 a Speed Reduction on Bull Street, Bridgeport in the area from 7675 Bull Street to State Route 31.**

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 **23th** day of **May, 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: May 1st, 2012

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

Supervisor Corl stated that earlier this year they received a petition from residents in that particular neighborhood to ask that the town boards consider a speed reduction in this particular area due to the high rate of speeds cars are traveling and the residential characteristics of that neighborhood. Chief Snell has been out there, and conducted some radar and patrolling of that area since that time and therefore the board went forward and scheduled the public hearing for this evening.

Public Hearing was opened at 7:27 p.m.

Speaking for:

A resident on Bull Street asked what was the proposed speed reduction and why did they decide from there onto Route 31. Supervisor Corl stated that particular area from 7675 was where the last resident who signed the petition and that particular area was more the residential characteristics just past the park lines. The resident stated she never saw a petition and she lives at 7675. Supervisor Corl stated one of the neighbors circulated it and he wasn't sure why they did not approach her. The resident asked if based on the petition where the last house apparently signed it if that's where they try to cut it off to have the reduction. Supervisor Corl replied after the petition was received, Chief Snell did go out there and looked at the neighborhood and made a determination as to if there was a speed reduction in that neighborhood if that would be an appropriate area. Chief Snell stated they ran the Speed Sentry device on Bull Street for all traffic coming towards State Route 31. They left it up for about a week and also ran some radar down there. The Speed Sentry device indicated that there is a speed issue on that road, they did run some radar up there and the officers indicated that there may be an issue with narrow shoulders as well as the park entrance. There's been a lot of residential development in that area, especially on Bull Street and from Route 31 down to probably the park area. So his concern is the number of pedestrians, bicyclists using the entrance to the park now and the narrow shoulders, which are almost non-existent and the ditches on both sides.

A resident stated that he doesn't understand how they determine it. Chief Snell stated he did not determine where the reduction started or stopped, it was the board that made the determination as to what part would be lowered. Supervisor Corl stated that if there is an additional area that he believes that there's an additional area that should be lowered to; they can certainly take his comments and potentially extend that. The resident stated it should be the whole entire road, right until the gun club, because that's where they pick up all the speed. The resident stated he didn't care what the speed was as long as it was enforced.

Tom Beaulieu stated that he uses that road quite a bit, as part of the bike route that they use. He's hoping at some point the Highway superintendent will go out there and consider signage on Bull Street. There are a lot of people that come out on the street, across the road there, neighbors meet other neighbors and there are school buses that come out there. A good place to start was the park entrance but it could be extended, certainly. With all the conjecture and discussion on it, the town has an Infrastructure Committee with people that have 130 years of experience in traffic control and they have not utilized that committee and he thinks they need to start doing it.

Councilor Zambrano asked Chris Woznica, Highway Superintendent what the length of Bull Street was.

Chris responded about a mile and a half. They have a section marked off.

Speaking against: None

Don Roberts, Route 31 stated he doesn't live on Bull Road, but if they put up a sign for 30 miles per hour but don't enforce it, then it would be a waste of time. He suggested random patrolling.

Supervisor Corl stated he had a discussion with Chief Snell and given the fact that on Route 31 the speed limit is 30 there, to make it consistent through this particular area that would probably be an appropriate speed, at least from what they've designated to Route 31 and the characteristics of the neighborhood.

Supervisor Corl solicited any comments or discussion from the Town Board

Councilor Jennings agreed with some of the residents. He has driven that a few times and the petition they originally had asking for the reduction, the board did not act on it, nor never commented on it. He never said he was in favor, nor was he against. He fully suspects the reduction of the speed from the curve from the Rod & Gun Club down to Route 31.

Councilor Jennings asked Chief Snell what the average speed was on Bull Road. Chief Snell replied about 37-38 miles per hour, which means you've got a portion of about 19% that were anywhere from 10 miles an hour over, which is significantly higher than their average.

Jody Rogers stated that Parks & Recreation are working at increasing the use of Gateway Park and they have four (4) lacrosse leagues that are practicing there Monday thru Thursday and the Bridgeport Fire Department is back on Wednesday nights. So, that park is getting quite a bit of use four days a week now and that definitely increases the traffic that comes off of Route 31.

Supervisor Corl stated that he thinks this is a positive step in the right direction and at the next meeting they can schedule a public hearing potentially to decrease the remainder portion of the road.

Public Hearing was closed at 7:36 p.m.

Supervisor Corl moved the adoption of a resolution for a speed reduction (speed limit change) on Bull Street to 30 Miles per Hour on Bull Street, in the area from 7675 Bull Street to State Route 31, to be known as Local Law 8 of 2012. Motion was seconded by Councilor Zambrano.

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

SET PUBLIC HEARING DATE TO CONSIDER A ZONE CHANGE FROM NEIGHBORHOOD COMMERCIAL/GENERAL COMMERCIAL TO MULTIPLE RESIDENTIAL, FOR THE PROPERTY LOCATED 8463 & 8453 WAYFARER DRIVE (PARCEL IDENTIFICATION NO.'S 088.-08-21.0&22.0)

Michael Asterino representing J&G Custom Homes, substituting for Hal Romans, was in attendance requesting a zone change from Neighborhood Commercial/General Commercial to Multiple Residential. The last time they were there the proposal was for seven (7) two unit townhouses, it has been reduced to three (3) two unit townhouses per the Planning Board.

Councilor Zambrano moved the adoption of a resolution to set June 27th, 2012 at 6:30 p.m., at the Cicero Town Hall, 8236 Brewerton Road, Cicero, NY, for a Public Hearing to consider a Zone Change from Neighborhood Commercial/General Commercial to Multiple Residential, for the property located at 8463 & 8453 Wayfarer Drive (Tax Map No.'s 088.-08-21.0 & 22.0), to be known as a local law. Motion was seconded by Councilor Conway.

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

SET PUBLIC HEARING DATE TO CONSIDER AN AMENDMENT TO CHAPTER 181 – STREETS AND SIDEWALKS TO ADD ARTICLE III MAINTENANCE STANDARDS

Supervisor Corl stated they had a proposal for Maintenance Standards for sidewalks within the Town. This issue came up at one of the Planning Board meetings, in the development stages of the Chase Bank which is going on Route 11, and it came to his attention and the attorney's attention that they do not have a proposal or anything on the books regarding the maintenance of sidewalks within the town. The attorney did draft up a proposal which was provided to the Zoning office and the board members so now they want to set a public hearing date.

Supervisor Corl moved the adoption of a resolution to set a Public Hearing June 13, 2012, beginning at 6:30 p.m., local time, at the Cicero Town Hall, 8236 Brewerton Road, Cicero, NY, to consider an Amendment to Chapter 181 – Streets and Sidewalks to add Article III Maintenance Standards, to be known as a local law. Motion was seconded by Councilor Zambrano.

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

POLICE DEPARTMENT PURCHASE APPROVAL
(APRIL VEHICLE REPAIRS)

Supervisor Corl moved the adoption of a resolution to approve an expenditure in the amount of \$1232.13 for the Police Department (April vehicle repairs). Motion was seconded by Councilor Zambrano.

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

ACCEPT AMENDED DRAINAGE AGREEMENT WITH C&S ENGINEERS TO INCLUDE INITIAL
WORK ON THE DRAINAGE MASTER PLAN (DRAINAGE MASTER PLAN-PART 1)

Ron DeTota, C&S Engineers stated the proposal was to amend the previously approved Maintenance and Improvement & Drainage Facilities Contract to include efforts to begin a Master Plan for the community. What this effort would involve is the inspection of approximately half of the major watercourses in the Town of Cicero, to evaluate the crossings at each associated culvert and bridge. They propose to field inspect these locations, do measurements, identify conditions, materials, pictures upstreams & downstreams and to also measure the depths of sediment within the culverts. Through time, sediment is washed from upland areas and deposit typically through the culverts. What this does is it greatly reduces the conveyance capacity at those locations. The time of a significant rainfall event the culvert that was once sized correctly to accommodate the areas becomes problematic; it becomes a bottle-neck at that location, thus having the waters back up with the associated flooding of the upstream properties. What they recommend is the Town take this approach, which is kind of long term, to take some preventative maintenance and insurances to be in a position that if something does come up they can be accommodated. They would also come up with some associated costs to restore the conveyance capacities at those locations and also to present to the town a long term budget as well as a Capital Improvement plan that prioritize these efforts to get the most bang for the buck. In the past, what has happened and it still needs to continue, is that if situations develop to be addressed they need to be taken care of immediately. What they're hoping this will do, as far as this effort, is to come up with a plan that identifies areas that need to be addressed so that the time and money towards restoring those to make them function as their original intent. To summarize this, what they would do is prepare a brief report that summarizes their findings which would include and overall map of the areas they inspected, along with their recommendations and all the pertinent culvert information that was obtained during this. This is just looking to amend the original agreement that was previously approved earlier this year; it would not represent an additional cost, it would reallocate the funds that were dedicated for the drainage improvements to redirect them towards this effort.

Councilor Jennings stated the letter from C&S states the total estimate for this would be \$7,700.00 that will come out of the \$47,136.00 that they previously approved; they will have a balance of approximately \$39,436.00. Ron DeTota stated that was correct. Councilor Jennings stated he looked at the map with Doug Wickman, their other engineer on this item. But, one thing that sticks out, which he documented around 2011 was Vollmer Creek. He asked where they were on that because that was a very high priority item, but he doesn't think anything was ever done on it. He stated it was something that they need to look into. Ron DeTota advised Councilor Jennings that they could discuss it after the meeting.

Supervisor Corl stated the focus here, the main watercourses, have been something that the town back in the 1970's had some type of Master Plan for the main watercourses, and there have been no updates to date. So he thinks it's a good course of action to take a look at these main water channels and to address it. It could help alleviate some of the minor issues that we are having.

Ron DeTota stated it certainly could and more importantly it could hopefully eliminate a catastrophic event from happening if the conditions were right.

Councilor Conway asked Chris Woznica, Highway Superintendent, if he didn't have that pretty much all done a year and a half to two years ago.

Chris Woznica replied they cleaned it from a house on Mud Mill Road, East to the lake and it was all wide open and flowing well.

Ron DeTota added that they're efforts exclude Vollmer Creek, with Mud Creek the tributaries to Mud Creek as well as the Muskrat Bay tributaries.

Supervisor Corl moved the adoption of a resolution to accept the Amended Drainage Agreement with C&S Engineers to include the initial work on the Drainage Master Plan (Drainage Master Plan-Part1), as set forth in the May 17, 2012 letter and also for the Supervisor to sign the document. Motion was seconded by Councilor Zambrano.

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

ACCEPT PROPOSAL SUBMITTED BY BOWERS AND COMPANY CPAs PLLC, TO PERFORM
THE AUDIT OF THE 2011 JUSTICE COURT RECORDS PURSUANT TO SECTION 2019-A IN
THE AMOUNT OF \$1,800.00

Supervisor Corl stated that the Town Comptroller did suggest that we, along with our Justice Court, move forward and have an audit pursuant to Section 2019-A of the Town Law. That we have an audit of our 2011 Justice Court records. Since that time we did submit and publish that we were soliciting qualifications and quotes from different firms to see what they could provide the town. They only received two quotes back. Last year, Bowers and Company did the work, and did a good job, so he feels it would be appropriate to award them the work. He solicited comments from the board members.

Councilor Zambrano thinks we were overdue to have these audits, and given the discrepancy in the fees, going with Bowers would be a good idea

Councilor Burtis agreed.

Councilor Zambrano moved the adoption of a resolution to accept the proposal submitted by Bowers and Company CPAs PLLC, to perform the audit of the 2011 Justice Court Records pursuant to Section 2019-A in the amount of \$1,800.00. Motion was seconded by Councilor Burtis.

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

ACCEPT PROPOSAL SUBMITTED BY BOWERS AND COMPANY TO PERFORM THE AUDIT
PURSUANT TO SECTION 9005.1 OF THE NYS DEFERRED COMPENSATION PLAN IN THE
AMOUNT OF \$1,700.00

Supervisor Corl stated each year they do an audit at the NYS Deferred Compensation Plan pursuant to Section 9005.1. There were two quotes provided and Bowers and Company came in at \$1,700.00. He feels it appropriate to award it to Bowers and Company.

Councilor Jennings asked what a NYS Deferred Compensation Plan is. It says to complete an unaudited financial statement of assets and change from the prior year which will include a series of administrative procedures to assure that salary deferrals by Town of Cicero are properly invested and accounted for.

Supervisor Corl stated that under our deferred compensation, if employees choose to contribute money to it for retirement they can do so and the money is withdrawn from their paycheck and placed into a separate account prior to being distributed. So basically, it's just a safeguard to make sure that they are properly administering and following the rules.

Councilor Zambrano advised Councilor Jennings that they are not taxed on any money that they put into the Deferred Compensation Plan.

Councilor Zambrano moved the adoption of a resolution to accept the proposal submitted by Bowers and Company to perform the audit pursuant to Section 9005.1 of the NYS Deferred Compensation Plan in the amount of \$1,700.00. Motion was seconded by Councilor Conway.

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

APPROVAL FOR 8 PEOPLE TO ATTEND THE SYRACUSE-ONONDAGA COUNTY PLANNING
AGENCY ANNUAL PLANNING SYMPOSIUM, TO BE HELD ON JUNE 7, 2012, FOR A TOTAL
AMOUNT OF \$520.00

Supervisor Corl stated there is required for Planning Board members and he had also solicited Town Board members to attend if they choose to, also. At the meeting they will be discussing Sustainable Streets, Walkable Communities and probably most importantly, the Onondaga County Sustainable Development Plan. It would be beneficial for the Planning and Town Board Members to attend.

Councilor Jennings asked if any Zoning Board Members will be attended. Someone stated that two people would attend but they were told they would have to pay their own fees.

Supervisor Corl stated if there are any Zoning Board Members that wanted to attend he would fully support the Town sending them because there are a great deal of issues at the symposium that will be discussed.

Councilor Zambrano moved the adoption of a resolution to approve an expenditure for a total amount of \$520.00 (at a rate of \$65.00 per person), for the following eight (8) people to attend the Syracuse-Onondaga County Planning Agency Annual Planning Symposium, to be held on June 7, 2012: Steve Procopio, Jessica Zambrano, Jim Corl, Bob Smith, Sharon May, Joe Ruscitto, Pat Honors and Chuck Abbey and also include any Zoning Board Members wanting to attend. Motion was seconded by Councilor Jennings (with that addition).

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

APPROVAL FOR ADDITIONAL FEE OF \$25.00 FOR MEMBERSHIP DUES TO THE
INTERNATIONAL CODE COUNCIL
(ORIGINALLY APPROVED ON FEBRUARY 8, 2012 FOR \$100.00)

Supervisor Corl moved the adoption of a resolution to approve an additional \$25.00 for membership dues to the International Code Council (originally approved on February 8, 2012 for \$100.00). Motion was seconded by Councilor Jennings.

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

ACCEPT DONATION TO THE CEMETARY FUND IN AN AMOUNT OF \$5.00 FROM THE
FAMILY OF HANNAH LORE WILLIAMS RECEIVED MAY 5, 2012,
AT RIVERSIDE CEMETARY

Councilor Jennings moved the adoption of a resolution to accept a donation to the Cemetery Fund in an amount of \$5.00 from the family of Hannah Lore Williams received May 5, 2012 at Riverside Cemetery. Motion was seconded by Councilor Conway.

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

YOUTH BUREAU AND PARKS AND RECREATION
EMERGENCY PURCHASE APPROVALS

TREE REMOVAL

Councilor Jennings moved the adoption of a resolution to authorize an emergency purchase in the amount of \$2,400.00 to Lumberjack Tree Service for the removal of three (3) dead trees at Taft Settlement Cemetery, budget code A8810.4. Motion was seconded by Councilor Burtis.

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

REPAIR (4) FLOATING DOCK ANCHORS AT WILLIAM PARK

Councilor Jennings moved the adoption of a resolution to authorize an emergency purchase for \$1,400.00 to Commercial Steel for the repair of 4 floating dock anchors at William Park, budget code A7150.42. Motion was seconded by Councilor Zambrano.

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

DISCUSSION ON A PROPOSAL TO APPROVE THE FOLLOWING
JUSTICE COURT EXPENSES:

MAGNETOMETER

a.) to Rapiscan Systems for a Meter 300 WTMD Magnetometer (metal detector)
Supervisor Corl stated his position on the magnetometer was for now we can use the wands we currently have. There is a Justice Court Assistance Program Grant (JCAP) that we will try to obtain one through.

VIDEO SURVEILLANCE EQUIPMENT

Supervisor Corl moved the adoption of a resolution to authorize an expenditure of \$2,605.45 to C&G Video Systems for the video surveillance equipment. Motion was seconded by Councilor Zambrano.

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

WIRELESS DURESS SYSTEM

Supervisor Corl moved the adoption of a resolution to authorize an expenditure of \$1,173.00 to Time Warner Cable for a Wireless Duress System. Motion was seconded by Councilor Jennings.

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

HIGHWAY PURCHASE APPROVALS

VALVE KIT FOR 4 IN 1 BUCKET FOR LOADER #25

Councilor Burtis moved the adoption of a resolution to authorize an expenditure of \$2,515.00 to Five Star Equipment for a valve kit for 4 in 1 bucket for loader #25, account code DB513049. Motion was seconded by Councilor Conway.

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

200 YARDS OF TOPSOIL FOR ROADSIDE DRAINAGE

Councilor Burtis moved the adoption of a resolution to authorize an expenditure of \$3,800.00 to Gerber Topsoil for 200 yards of topsoil for roadside drainage, account code DB511242. Motion was seconded by Councilor Jennings.

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

SET DATES FOR WORK SESSIONS TO INTERVIEW BUDGET OFFICERS (MAY 30TH)

Supervisor Corl stated they received three (3) proposals for a Budget Officer. Today was the date they needed to be submitted. The three interested parties were: James Rowley, Bowers & Company, and Fiscal Advisors. He thinks it would be prudent for the Board to interview all three parties and see what they have to offer for services to the town as a Budget Officer.

Supervisor Corl moved the adoption of a resolution to set dates for work sessions to interview Budget Officers for Wednesday, May 30th, 2012 at 5:30 p.m. and Thursday, May 31st, 2012 at 5:00 p.m. Motion was seconded by Councilor Zambrano.

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

AUTHORIZE SUPERVISOR TO EXECUTE THE BREWERTON REVITALIZATION GRANT (7010 RIVERFRONT BOARDWALK). COMMENTS BY JOHN GUARIGLIA FROM SARATOGA ASSOCIATES

Supervisor Corl stated this week he circulated an email to the Board members, which he received in late April, regarding some Brewerton grants. There was an additional grant that was forwarded to the Town last year and it was not executed. Along with John Guariglia, from Saratoga Associates, he had a conference call with John Wimbush from the State of New York relative to that particular grant and the necessity if the Town wants to pursue it. It needs to be executed so we can secure that grant and further determination with the other links of the Brewerton project.

John Guariglia stated during 2010 the Town was awarded a grant from the Department of State in the amount of \$250,000.00. This is a matching grant and is to be used to help pay for the design and construction of the proposed boardwalk that would extend from Riverfront Park, east under Route 11 Bridge, south along the bridge abutment and end in the vicinity of Bennett Street and the Route 11 intersection.

This was planned a long time ago to be Phase IV of the Brewerton Revitalization Project and because it was submitted under the 2009 Grant Request, there is an initial time limit on this grant that if it is not executed in the very near future, the money will be withdrawn from the State.

Councilor Jennings stated that they are going into budget talks very shortly and they are talking about \$125,000.00. He thinks it would be better if they hold off until they get into the budget, see where they are at that point and then talk about it if they have in fact that time frame until 2013. Because they still have Phase II, which he doesn't know where they are with that or if the Nations have decided they can do something and also the two houses up there that are still in limbo.

John Guariglia stated this project would run differently than the first two projects, so they wouldn't have to go through the Department of Transportation, which has been the bottle-neck of the initial one. This would be run straight through the Department of State and could run much quicker. So, say the contract was signed this week they would actually get three years from this week to do something with this grant.

Councilor Jennings asked if it's a matching fund and if we don't have the money this year or the next year where would they stand then. John Guariglia replied if they signed it and don't proceed along it or show no activity the Department of State would probably give them a little time, but they would probably be on a short leash.

Supervisor Corl commented that he doesn't think it hurts to have the document signed, sent back to the State and then they can at least secure it and then financially decide what banking they want to pursue and what time frame.

Councilor Jennings asked Jody Rogers for any input. Jody Rogers questioned the safety and the security under the bridge and what not. She doesn't know how they will address that. But, she thinks it's a good idea to sign on and then figure it out as they go along and hopefully they will have an answer from the Nations and all these other projects they have in.

John Guariglia said ironically one of the ideas of this project was to create an easy access to Riverfront Park that way people didn't have to cross Route 11. Safety was being thought of in regards to that.

Councilor Jennings asked if the grant was part of Phase IV and was advised we are currently in Phases II and III.

Councilor Zambrano asked John Guariglia if they accepted the grant to secure it, as Supervisor Corl said to keep the option open. She inquired if this is one of the grants they can use in kind, services are matching funds. John Guariglia advised her it was.

Councilor Conway stated when EDR was running this there was right of way stuff that came up and it was impossible to get the right of ways to do this project. John Guariglia stated that he didn't know. Councilor Conway stated that they also needed the property on the west side of Route 11. That property on the first house goes all the way down to the river, so you had to have this property to develop this. He feels they should apply for this grant.

Councilor Burtis asked what they mean by in order to keep this grant they would need to start it or produce something. John Guariglia replied they would first need to sign it to show that they are interested. It was strongly recommended by the Department of State to start something this year such as a survey or a preliminary design or to meet with the Department of Transportation and Canal Corp. just to get their input; to show some type of activity.

Councilor Zambrano asked when the money was released to Cicero, she was advised it was awarded 2010 as the contract wasn't executed the money is still sitting there.

Councilor Zambrano moved the adoption of a resolution to authorize the Supervisor to execute the Brewerton Revitalization Grant, 710 Riverfront Boardwalk. Motion was seconded by Councilor Conway.

Ayes – 4 and Noes – 1. *Councilor Jennings opposed* due to lack of information at this time.
Motion carried.

PUBLIC INPUT

Deborah V. Gardner addressed the concerns about the lack of Board Comments on the agenda and stated that she is neither for or against the inclusion of these comments. She also stated, amongst other things, that since open government refers to public access to documents and proceedings, the lack of Board Comments is not an open government issue.

Jody Rogers, Director of Parks & Recreation commented in regards to the open government comments. She wanted to say, and it may be controversial, but the staffs in this building are stretched very thin. She spoke on the behalf of her department by saying she doesn't know if they can take on additional work with a newsletter and an email newsletter. They already use numerous outlets, they were approached about the website for the town and they are working very hard at keeping that up themselves. She believes Tracy maintains the website for all the other departments. They maintain theirs and they have a lot of information. They are spread very thin and she doesn't know if that additional work can be taken on and done well and in her department if she can't do it well she's not taking it on. She wanted to know if the Board or the Supervisor was going to ask the Department Heads for comments about some of these requests from the Open Government Committee because she thinks they would get some responses from some of the other people. Also, she wanted to say that asking some of the non-union employees to take on additional duties when they did not get a raise last year, it's making it difficult to ask those employees to do additional work.

Tom Beaulieu made some additional comments on the discussion on Bull Street. He's hoping that Chris Woznica might take an opportunity, when it's all been decided, how these signs are going to be laid out, that he might be able to post some of those where they are highly visible, in fact better than the County has been putting up. He was in contact with Legislator Kathy Rapp, she was helpful in getting Island Road signed for them and they are reaching out to her also because they have several roads in Cicero which are highly utilized by bikers. Highway did post some roads but the county isn't participating. There are a lot of roads that the county maintains, therefore they should sign them. There are a lot of people that utilize those roads and it makes it safer. He also commented that if they are going to be trying to save money on the budget this year, and he knows we will hit the wall with the \$600,000.00, he sees a lot of additional money they haven't really budgeted. Somehow, somewhere that \$600,000.00 plus a lot of the money being spent now is going to have to be put into the budget with revenues or ways to cut expenditures.

Jody Rogers stated there is a triathlon club in the community and if anyone has been out on Mud Mill, Lakeshore and all those roads. They're riding, running and everything. Our community is right for that type of activity and the YMCA is going to start their swims at William Park and go from there running and biking.

Councilor Jennings commented along with what Jody and Tom said by mentioning that when he was out and about today, by Beacon North, he wasn't sure what the company was, but evidently they allow their people to go out and run. So, there are a lot of people out there, so he agrees that we need to really pursue that before somebody else gets hurt on these roads.

Sue Timmons thanked the Department Heads that were present for their attendance and asked where the Assessor was. Supervisor Corl advised her that he does not need to be in attendance, that if she has an issue she wants to address with the Assessor it can be set up.

Loomis Pardee stated he had the chance to visit some cemeteries recently and wanted to compliment Jody Rogers because her cemeteries were the best ones that they saw. Jody stated they have a new contractor that is doing a great job.

ADJOURNMENT

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

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

There being no further business before the board, the meeting was adjourned at 8:46 p.m.

Tracy M. Cosilmon
Town Clerk