

STATE OF NEW YORK
ONONDAGA COUNTY
TOWN OF CICERO

SS:

The Cicero Town Board held their regular meeting on Wednesday, September 12, 2012 at 6:30 p.m. at the Cicero Town Hall, 8236 Brewerton Road, Cicero, NY 13039.

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

Others Present: Sergeant Lurcock, Police Department
Robert Germain, Germain & Germain, Town Attorney
Ron DeTota, C & S Companies, Town Engineer
Sharon Edick, Receiver of Taxes
Dave Christian, Highway

Absent: C. Vernon Conway, Councilor
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.

Supervisor 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) or Unlisted actions under the New York Environmental Quality Review Act unless otherwise determined. Motion was seconded by Councilor Zambrano.

Ayes - 4 and Noes- 0. *Motion carried.*

APPROVAL OF TOWN BOARD MEETING MINUTES

Supervisor Corl moved the adoption of a resolution to approve the minutes of the August 22, 2012 Regular Town Board Meeting. Motion was seconded by Councilor Zambrano.

Ayes- 4 and Noes – 0. *Motion carried.*

APPROVAL OF SPECIAL TOWN BOARD MEETING MINUTES

Supervisor Corl moved the adoption of a resolution to approve the minutes of the August 31, 2012 Special Town Board Meeting. Motion was seconded by Councilor Zambrano.

Ayes- 4 and Noes – 0. *Motion carried.*

APPROVAL OF ABSTRACT #17 OF 2012

Councilor Burtis moved the adoption of a resolution to approve Abstract #17, of 2012 as follows: Motion was seconded by Councilor Zambrano.

General Fund Voucher #1709 to Voucher #1840 In the amount of \$523,888.62
 Highway Fund Voucher # 466H to Voucher #492H In the amount of \$257,849.79

Ayes – 4 and Noes – 0. *Motion carried.*

BUDGET MODIFICATIONS

TOWN BOARD MEETING
 09/12/2012

2012
BUDGET MODIFICATIONS

FROM		\$	TO	
DB511049	CB/F&G/RISER	5000.00	DB513055	Machinery-Other
A71101	Personal Services	136.88	A711011	Parks Laborers
A71501	Personal Services	140.00	A715011	Beach Laborers
A711053	Park & Ride	45.00	A711049	Porta Johns
<u>BUDGET AMENDMENTS</u>		\$		
B2680	Insurance Recovery	10076.15	B312042	Auto Repairs (Police Vec)

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

Ayes – 4 and Noes – 0. *Motion carried.*

MOMENT OF SILENCE IN MEMORY OF LONA FLYNN

Supervisor Corl stated Lona Flynn was our former Town Historian for 40 years.

Tracy Cosilmon stated recently, the Town of Cicero lost one of their most beloved residents at the age of 96. Lona Flynn thrived in our community. She will always be remembered for her dedication to the town, its residents and her 40 years of work as Town Historian, (which to Lona was a “labor of love”). Tracy had the honor and the privilege to know her and to coordinate her retirement party in the Town of Cicero, in which she learned a lot about Lona and her love of pansies and bells. Also, through the coordination of the town, they had a Lona Flynn Ln sign made which now stands in front of the Stone Arabia School and Museum located on State Route 31. Lona loved going to Flag Day at Lakeshore Elementary School and when Tracy would take her Lona would ask her to drive by the school and museum so she could see the sign she loved so much. Lona held many titles throughout her life such as author, historian, mother, tour guide and friend. To Tracy she was an inspiration and she always made her smile. They also had the honor of coordinating a bus tour around the lake which was very educational and inspiring. When she was asked to speak about Lona, Tracy thought that the people in the organizations that meant so much to her should take a moment to speak on her behalf. She asked Jody Rogers who will represent the Cicero Senior Center, Joan Kessel who is the President of the Cicero Historical Society, and the Town Historian, Tom Mafrici.

Because Lona loved bells, and to ring a bell is to awaken a memory; in honor of Lona and all of her wonderful contributions they asked Tom Mafrici to ring a bell, after everyone had spoken, and had a moment of silence in fond memory of a truly inspirational and wonderful woman, who will always mean a lot to all of them.

Joan Kessel shared some of the article of the very first issue of the Cicero Magazine, which is delivered to anyone in the zip code 13039. In the magazine, Joan had written an article titled The Extraordinary Life of Lona Flynn. She talked about her relationship with Lona Flynn, whom she knew and loved. Being born in Cicero, Lona and dozens of other residents have always been known to her. Their families attended the same church, sharing friends, family and their social lives. The year 1969, was the beginning of their adult friendship. Lona’s very good friend had

been appointed Postmaster and Joan was hired to replace Dorothy as the clerk. Joan and Lona were the substitute clerks, only working when the regulars needed time off. They had a unique scheduling system that in years to come was called “job sharing.” Lona worked the morning shift, returning to home to clean her motel, while she was at home to get their children ready for school and then work the afternoon shift. This agreement gave Lona the time she relished for all the dozens of activities, clubs and socializing that consistently filled her days. It was during this time of her life that Lona frequently imparted words of wisdom to her, “Now honey, just don’t teach those Girl Scouts how to cook and sew. Be sure they know how to put air in tires and check the oil in the car.” Little did Lona know that Joan had no idea where to check or put oil in a car. The second advice, most remembered, which she shared with many woman, “Honey, I know David (who is Joan’s husband) is a good man, but you be sure to have your own savings account and your own money,” and yes she does. The one place in life Lona did not enjoy was the kitchen; but, she certainly enjoyed good food and especially enjoyed desserts. It was her son Bernie who was the family cook and the creator of family holiday meals. Lona loved her Christmas cookies because they were made with real butter, no margarine for her. Another of her favorites was homemade pies. A thrifty, but yet often generous woman in the mid 70’s she decided they needed table clothes at their church. She purchased yards and yards of gingham fabric and made table coverings that are still used today. Lona never hesitated to give her money for their many Girl Scout programs. It was very important to her that her friends and she were involved in the community, hustling and bustling about, always in a hurry, always laughing with a constant smile, she was an inspiration to many. But there was a frustrating side of her personality, watch out if she was upset about something; she would certainly let you know with one of her favorite expressions, “I am so mad I could just spit.” Joan shared one last short story demonstrating Lona’s frustrations which was when Hillary Clinton was going to be in Seneca Falls joining in the celebrating of the anniversary of the Woman’s Suffrage Movement and woman finally getting the right to vote. They decided to go. Lona offered to make the room reservations; they did not arrive at Waterloo’s Holiday Inn until nearly 11:00 p.m., with no reservations – nothing for Lona Flynn. A manager was called and after checking the computer she found their reservations, they were in Waterloo, Iowa. Lona must have made the reservations through a 1-800 number and how was she to know there was a Waterloo, Iowa. Lona was fit to be tied, all the surrounding towns were full and she really thought they would be driving back to Cicero. But the hotel manager found them a small room at a mom and pop motel, where they gladly spent the night. They had a fantastic day, in scorching heat. Carrying their folding lawn chairs, on and off the school buses used to transport attendees. They were even on CNN – it was a wonderful day spent with her woman-liber friend Lona Flynn. She will always be grateful for the many words of advice and encouragement, both personal and professional, as well as family support given to her by Lona. Joan hopes she is doing the same thing for today’s young woman. On behalf of Lona’s son Bob she thanked Tracy Cosilmon for asking them to be in attendance this evening. Tonight, for one last time Lona Flynn will be entered into the Town’s official records.

Jody Rogers, Director of Youth Bureau, Parks & Recreation, read the following:

Memories of Lona Flynn
Submitted by Judy Dickson and Debbie Cooley

How do you say “Cicero” without thinking Lona Flynn? It was a very sad day at the Senior Center as we learned of Lona’s passing. She was an integral part of this Center for many years. She traveled with us, exercised with us, and dined with us. Lona was a Book Club member, Red Hatter, and our personal historian. Most importantly, Lona was our friend.

For many years, Lona educated our seniors with our community’s history. We would take trips around Oneida Lake as Lona enthusiastically provided detailed historical facts of various landmarks along the route. The story that intrigued folks most often is of the streetcar that ran down South Bay Road to Oneida Lake. Lona was equally intrigued that many seniors never knew about this bit of town history. When the new series of quarters depicting the 50 States came into circulation, Lona had a standing order in with her bank for several rolls at each issue. She would then supply her friends with the newest quarters. I am proud to have been considered one of her friends.

Lona was also interested to be part of *history in the making*. When our Senior Center was under going construction for our addition, everyone was asked to stay clear of the area, for their own safety. One day, as a huge crane was on site to hoist 3 units in place, who do I see with camera in hand? That’s right...Lona. I learned that there is no telling Lona “NO”.

She was very excited to have a book club here, as she was an avid reader. No surprise that most of her favorite books were biographies of great Americans in history.

Lona didn't live well into her nineties by chance. She was a very active participant of our exercise group for many years. During her eighties, she asked me what I thought of her competing in the NYS Senior Games – as a runner. I gave her encouragement, and she soon had many seniors cheering her on in training and competition. Not only did she have a following to the State games in Cortland, but at the age of 91, she competed in Louisville, KY. A group of seniors traveled with her, wearing shirts with her picture on the front so there was no confusion who our favorite Senior Olympian was.

Lona Flynn was a very special person. I speak for all the seniors at the Center that interacted with her when I say: “Lona was a positive influence in our lives, and we’ve benefited from knowing her.”

Tom Mafriaci, Town Historian of Cicero stated although Cicero has been in existence for over 200 years, few realize that Lona was Cicero’s first Historian. He is the caretaker of Lona’s records and nowhere in her archives is there any evidence that there was another historian that handed the records down to her, so Lona is responsible for everything that is in the possession of Cicero. When his wife and he wrote a book about Cicero, they acknowledged Lona, and in the acknowledgement they wrote:

“Nearly all the photographs and documents in the archives are collected by Lona Flynn, who is the Cicero Town Historian for more than 40 years. Without her hard work and dedication to her job and her town it would have been impossible to write this book or any book about Cicero”.

Tom Mafriaci thanked Lona and stated they will miss her.

A moment of silence was observed in fond memory and Lona Flynn and Tom Mafriaci rang the bell.

Supervisor Corl thanked everyone for speaking and said that Lona Flynn would be missed.

APPROVAL OF FINAL CONTRACT DRAWINGS FOR THE LORETTO PROJECT
(Presentation by Alex Wisniewski and Dave Mooney)

Alex Wisniewski, Site Engineer for the project was in attendance representing Loretto, along with Bruce Bucannan, John Murray and David Mooney. They’ve all been involved with the project and are intimately familiar with the project and its history. In July of 2010, they were before the board, at which point they had secured an amended Planned Unit Development (PUD) approval for the site to be located in the Cicero Commons Project Site. The project site is located in the western perimeter of the Cicero Commons development and encompasses exactly 18.5 acres. As part of the project Loretto intends to extend Jamboree Drive to the South, and then loop it with a new road, which will be an extension of Meltzer Court. Within the development, Loretto intends to build twelve (12) nursing care homes, in the campus. They asked the board for consideration of approval of the public infrastructure that is needed to serve the sight, which will ultimately be dedicated to the Town of Cicero.

Alex Wisniewski gave an overview of the site itself and stated that Loretto will be responsible for maintenance for the private facilities such as: the sidewalks, the driveways, the grounds, etc. They have the capacity to do that, in house.

David Mooney stated it was a real honor to be in attendance tonight. It’s an honor for this project to be in Cicero. He said to sit there and listen to the honor that they gave to Lona Flynn, who had spent years and as a senior in this community was an honor. To know that Cicero values its seniors by the way it was displayed tonight. He stated he was really taken by it and was really impressed. Because that’s what Loretto does, so they are excited to join this community.

Supervisor Corl solicited board comments.

Councilor Zambrano asked when they would break ground.

Alex Wisniewski replied that they were figuring anywhere from fourteen to sixteen months of construction providing Cicero has a nice winter. So, it would be the end of 2013, early 2014.

Councilor Jennings stated so basically the new facility would be taking the people from the old facility of Rosewood and placing them at the new one, but what about somebody who's out here now that would like to have their parents placed there, would it be viable.

Alex Wisniewski responded he would say yes. There's no way for them to predict how many individuals will actually be in Rosewood. With their turnover rate there will be availability. It's a nursing home; it won't be assisted living, so a person who would live here would need nursing home service.

Councilor Jennings stated when they originally talked about it was an assisted living type of facility and they would have a kitchen in each facility that people would monitor.

Alex Wisniewski advised Councilor Jennings that he was correct. But, the difference between this model and a traditional nursing facility is that most nursing facilities having a nursing unit, a nursing station, individuals have rooms that they live in, they go to a dining room, the food comes up, etc. But, these are based on a person's home, a model of a home; there's a kitchen, a hearth room, a dining room, a fireplace – it's like living in a home. However, by the State of New York this is licensed as a nursing facility.

Councilor Burtis asked how many beds there would be.

Alex Wisniewski replied 156 beds and 13 individuals in each home.

Councilor Zambrano asked if the bedrooms would accommodate couples.

Alex Wisniewski stated that the rooms are large enough. In some of their facilities they do have married couples.

Supervisor Corl stated that now everything is in place with the securities, the engineer will review it and they will give an approval at the next Town Board meeting, which will be held in two weeks.

To view the Final Contract Drawings for the Loretto Project go to www.ciceronewyork.net under Agenda's.

PRESENTATION OF THE CICERO ROAD EVALUATION PROJECT (CORNELL ROAD PROGRAM) WITH FINDINGS AND PROPOSED RECOMMENDATIONS BY C&S ENGINEERS

Supervisor Corl stated the board members received a booklet on the program, which was an endeavor that the town board undertook earlier this year, for the approval of the plan and that has been recently completed.

Supervisor Corl wanted to acknowledge a couple of the highway department employees in attendance: Dave Christian and Joe Mayers. Chris Woznica was not able to attend, but he did provide a letter of support Councilor Burtis will read.

Supervisor Corl gave a background on the program, because he feels it's an important planning tool for the Town of Cicero. He did put together some comments to introduce the program itself which is incorporated in the booklet that was provided to the board members.

Supervisor Corl read the following introduction to the Cornell Local Road Program he had written, dated September 12, 2012:

It is no surprise to residents of Cicero to hear that there are significant lengths of our roads in need of reconstruction, maintenance and repair. In the past there has been no objective standard to determine which roads are repaired or get attention on a year-to-year basis. Also, there has never been a formal plan to address the short-term and long-term needs of the roads in our community.

Upon taking office as Supervisor in January of this year, I have placed a focus on long-term planning for the Town. Implementation of the Cornell Local Road program submitted herein is a critical tool for the future of the Town of Cicero. It will help ensure that residents' tax dollars are being utilized in a responsible manner, all the while putting in place a realistic plan to address the failing infrastructure that confronts the Town.

After the Town Board authorized the Town Engineers this spring to oversee and conduct the road evaluation, the Town further approved four individuals from the Highway Department to attend classes provided at Cornell University to become familiar with the program. It was critical to involve our employees in the process of evaluating the roads

within the Town as they are most familiar with them. Coupled with the assistance of a resident volunteer, Mr. Douglas Hill, this was a great combination to make this project a success.

Tax dollars are harder to come by and we have an obligation to make stretch every tax dollar. We must change and do things differently – the statement of ‘we have been doing it that way for years; is no longer acceptable. Rather than reconstructing just a few miles of road, which is very expensive, the plan submitted calls for the dedication of funds in different areas such as reconstruction, rehabilitation and preventative maintenance. As shown in the report we see the various categories of repairs and dollar amounts dedicated to such projects.

It is key that our elected town highway superintendant has embraced this plan that has been developed and has supplemented this report with a letter of support and commitment. In the coming weeks I will submit a preliminary budget and I am committed to ensuring that \$800,000.00 is budgeted to support this plan – this is more resources than has ever been dedicated in our paving line in the history of the Town. The dedication of these funds is contingent upon leadership support as these types of resources to implement this plan could easily be put into our ever-depleting fund balance.

I believe with the continued team approach that has been utilized to create this plan that the implementation will also be a success as are we all here to serve the residents of the Town and have a vested interest in investing in our infrastructure.

Councilor Burtis read the following letter of support from Chris Woznica:

September 10, 2012

Town Board
Town of Cicero
8236 Brewerton Road
Cicero, NY 13039

Dear Board Members:

This plan for our local road network includes a recommended course of action based on overall road conditions and the best use of our tax dollars. We are pleased with the part our highway department had in both the evaluation and the methods used for maintenance and repairs. We agree that the budget should be increased from \$600,000.00 to \$800,000.00 as recommended, in an effort to maintain and improve our roads.

I recognize that this plan will be used as a guide. As experience is gained and we consider input from residents, updates will be needed. As we consider these adjustments, I want to be sure we keep focused on the pavement maintenance facts upon which this program is based. We will be doing our best with highway department resources to rehabilitate and reconstruct the roads in our Town that are in the worst condition. At the same time, to make the best use of our tax dollars, we must focus most of our resources on keeping most of our roads in good condition. This plan will work and it will take a united commitment. I want to assure the board that you have mine.

Sincerely,

Chris Woznica
Highway Superintendent

Ron DeTota repeated that this was a team effort; many individuals participated in the development of the report. He acknowledged the contribution the Town of Cicero highway department had with developing this material; especially Dave Christian, Jim Lottermoser, Steve Hogan and Joe Mayers. These individuals went through the effort of attending the Cornell Local Roads Program classes and were instrumental in moving this project forward. Ron acknowledged the assistance that Doug Hill had with the development of this evaluation. Doug’s extensive experience working with the New York State Department of Transportation provided different perspectives and view points. His assistance was greatly appreciated.

Ron DeTota went over a chart showing the life expectancy of a road. The chart identified the life cycle of a road, with respect to its pavement conditions over time. He stated a road slowly degrades over $\frac{3}{4}$ ’s of its expected life as its conditions drops roughly 40% over this time period. Any road improvement program has to have a balance of maintaining the good roads, because the amount of investment in order to keep it at that level is minimal, while also having consideration on restoring and reconstructing the roads that require that level of rehabilitation.

He also went over the Approach, Evaluation, and Recommendations of the program. A hardcopy of the Cornell Local Roads Program can be obtained at the Town Clerk’s office and can also be viewed by clicking on the link located on Town’s website at: www.ciceronewyork.net.

Supervisor Corl thanked Ron DeTota and everyone for the team effort.

Councilor Zambrano wanted to reiterate that it was an intensive, team effort with the highway department, the town engineers and Doug Hill.

Supervisor Corl stated Chris Woznica had stressed that he wanted some flexibility built into the program because things come up and roads change.
Ron DeTota agreed that to have that flexibility is important.

Councilor Burtis addressed Supervisor Corl that he is very excited to have this plan. He knows it's very important. They have a plan in front of them and they have the highway department with them. Even though the numbers are daunting, they have great information that they really have to have in order to make good decisions.

**PRESENTATION REGARDING THE GUS MACKER BASKETBALL TOURNAMENT AND
BENEFITS TO THE CICERO COMMUNITY – BY VINNY HOLLOPETER ON BEHALF OF
THE FRIENDS OF THE CAN TEEN**

Vinny Hollopeter said recently there had been some questions about the Gus Macker Basketball Tournament that has been an event for 3 years now. He explained that years ago a guy by the name of Scott McNeil played basketball in the driveway with his friends and they played three-on-three basketball and now it has grown into a national organization that has approximately 45 tournaments that runs nationwide every year.

It is three-on-three street basketball, there are four (4) players on each time, with three playing at a time and the fourth person is a substitute. They are a very well organized company, and they are very supportive of the sponsoring organization, which Friends of the CanTeen is. Their "friends" group is a 100% volunteer organization, there are no paid employees, and they are a legal tax-exempt 501C3 Corporation and their soul purpose for existence is to raise funds for the CanTeen. Every nickel that they take in goes to the CanTeen and the function of the CanTeen. They do a lot of Spaghetti dinners, kids programs, festivals, the kids do parades, bake sales other different ways to raise money. But by far, Gus Macker is their largest fundraiser each year. In 2012, there were 216 volunteers that helped with the tournament. They provided 1674 hours of work, so apparently they see the value of the Gus Macker Tournament. They also had thirteen (13) personal or organizational sponsors, whether it be individuals or families. There were also thirty-six (36) business sponsors that helped them out with the tournament. He read the following letter from one of them:

To Whom it May Concern:

In order for our young people to grow up successful in their adult life teen outreach centers such as the Cicero CanTeen must continue to exist as they help to shape and mold our youth with a vision for the future. This takes community involvement for which I am pleased to take a part.

Yours truly,

Roger Burdick
President/CEO Drivers Village

This year, there were 198 teams, that means there is 792 players, from the ages of 7 to 70 years old. This is one of the few opportunities that they get to play in an organized tournament. In addition to the players, moms, dads, aunts, uncles, and grandparents come to town; they spend money and they are there to support the team.

The net amount of money raised for the CanTeen was \$20,200.00.

The total cost to the Town of Cicero was \$1,129.00, which breaks down to the following departments:

Highway	\$ 58.72
Police	\$452.34
Parks & Rec.	\$618.12

That amount is considerably down from 2011 and they are doing everything they can to control any expenses. He thanked Chief Snell, who volunteered his time to set up and organize the security for the event; he is a big supporter of theirs.

According to the Syracuse Convention and Visitor's Bureau, they estimated economic impact to the Cicero community was \$258,168.00. That's in the form of hotel rooms, souvenirs, etc. It seems if we spend \$1,129.00 to bring \$260,000.00 into the community then it seems as if its money well spent.

Vinny Hollopeter went on to say that he doesn't think we do enough for the young people in our community – they represent our future. The CanTeen program has gone a long way toward improving the lives and future prospects for many young men and woman. Almost everyday he seems to bump into a past participant who is now productive, whether it's in college or working

locally or even paying forward some of the support they received by volunteering at the CanTeen and at the different functions and parades that they do.

He invited anyone to come and spend a little time with them to see first hand what they are all about. After all, the kids will tell you that it's not a program, it's a relationship.

Councilor Zambrano asked if they get a lot of teams from outside of Cicero.

Vinny Holloperter replied yes, that they had teams from Buffalo, Canada and downstate New York.

Councilor Zambrano asked how many teams they started out with.

Vinny Holloperter replied 115 teams the first year, and this year there were 198.

Supervisor Corl thanked Vinny and stated they have a great partnership. He noted that Jody and Julie take vacation days, which is their own time, to participate and coordinate the event.

Councilor Jennings thanked Vinny. He had asked Vinny to come in and present this because there had been a lot of questions asked. He wanted to point out also that those that didn't participate, that have small children; they have vendors there, food and things for children to do. The one item he wanted to point out was the cost of about \$1,100.00 to bring in \$260,000.00 for the town. For the police department, their support goes to the Brewerton Fireworks, Brewerton Parade, Bridgeport Parade, Community Festival, Cicero Falcons Pop Warner Homecoming, Gus Macker and the Cicero Little League. From the Parks & Recreation Department they also have support and have volunteers for the Little League Opening Day, Chamber of Commerce, for Cicero, Cicero Festival, the North Syracuse Public Library Strawberry Social, Northern Section Fire Department Softball, the Bridgeport and Cicero Boys and Girl Scouts, Brewerton Chamber of Commerce and the Riverfront Days, Friends of Gus Macker and the CanTeen, Liverpool Amateur Repeater Club and the YMCA Triathletes Training at Williams Park. The reason he wanted to point out that the little bit that was spent for the different departments, is that it is little when you realize how much they do throughout the year for all these activities. There are other monies that are out there, other than what is going on with Gus Macker. He encouraged everyone to go out next year and support Gus Macker and then to go and visit the CanTeen. He thanked Vinny, Jody and Julie for all their efforts.

SUBMISSION OF OPEN GOVERNMENT COMMITTEE RESPONSE

Supervisor Corl stated that earlier this spring the Cicero Open Government Committee submitted a report to the town board. The committee was formed early this year; consisting of several members and they gave a report to the board and asked for a response by today.

Supervisor Corl provided a response, about a week ago, and it was put up on the website and circulated amongst the board members as to his personal response as to some of the things that the Open Government committee was looking for or looking for feedback for. He did that, and he indicated to the board members to provide any additional or further comments via document or email to supplement the report. He hasn't received anything yet; however, what he'd like to see is the recommendations that he put together that he thinks they will send back to Deborah and her group for consideration. There are some unanswered questions that he presented in there and then provide further feedback. He thinks this will also allow the board members to have comments.

Councilor Burtis commented that was good.

Councilor Jennings stated that he read it a couple of times and he does have some questions. He thinks they need to definitely go back and look at it. There were a couple of items that maybe they could find out about. He knows they talked about Streaming, Video streaming, that they could find out how many towns actually do that within Onondaga County, and the cost of it. He just read in the AARP magazine that 68% percent of the seniors don't use any type of the Facebook or Twitter and he's one of them. He did notes that maybe Deborah and the committee can take back, he will also do it via email and send it out to them. On the Open Government report, there was circulated before a format or a form for the board members to sign and that's one item that he doesn't really feel is a necessity because when they were elected they took the Oath of Office, on a Bible, and they signed a document in the Town Clerk's Office, which is on record. Councilor Jennings thinks that should be sufficient because it is actually more stringent than the document he was looking at.

Councilor Jennings commented that since it says, “Since the Open Government was issued others have requested further pledge forms to be signed”, he wants to know who the “others” are. In regards to “As elected officials we are also guided by Public Officers Law which sets forth stringent standards of conduct and criteria that public officials shall conduct themselves in furtherance of open government,” he thinks that speaks for itself.

Councilor Jennings also commented on the following topics:

RFQ’S/RFP’S (Request for Qualifications/Request for Proposals) – he thinks that if they read that the way Supervisor Corl wrote it, they answered that question on what that is and how it works.

Town Newsletter – He see’s that Supervisor Corl put in there that he wanted some feedback from the committee on the costs, do an analysis associated with the newsletter, including postage, printing and such. He thinks what they’ve seen just through certain things they have done in the town, they would be talking around \$5,000.00 to \$7,000.00 for producing something and mailing it out to everybody, which he thinks is a good move because the internet is fine, but not everyone has a computer; not a lot of the seniors are on computers. So he definitely is a fan of hard-copy papers.

News Article - He didn’t understand it the way it was written and feels they need to review it.

Town Board Agenda – There was a statement that the Town Clerk and the Supervisor’s office have gone above and beyond the requirements to provide documents to the public that will be referred to during public meetings. Councilor Jennings commented that it’s under a new law that when they do the agenda, any documents that they have that they can attach to it as much as possible so that the individuals out there not only have the agenda but they have the document that the board is referring to.

Video Streaming – He doesn’t see the cost that is mentioned there. \$6,000.00 certainly could go a long way to help with the roads. They spend between \$1,200.00 to \$1,500.00 a year for a subscription and being a member of the Association of Towns magazine. If anyone has looked at it, there is a dedicated portion in there from Open Government Committee from Albany. If someone has a question or an issue they can pick up the phone, email or fax them and they’ll provide you information. He feels there’s a duplication of certain things that are being presented by their committee that they don’t really need.

Lastly, Councilor Jennings said he thinks the one that hits hardest is the Video Streaming, he would like an in-depth report on that because it’s costly for another lap-top computer, and probably a dedicated camera or someone to operate it. He doesn’t envision people in this area, at 6:30 at night watching a video of the town board; if they’re that interested he thinks they would appear and speak before this board. He will draft an email and submit it to the board and the committee.

Supervisor Corl stated he appreciated a lot of the positive comments from Councilor Jennings relative to his report. He thinks there are a lot of things they can do. In regards to the Streaming, he thinks they have a little difference of opinion; this would allow an opportunity for individuals who may not be able to get out of their homes, perhaps in the winter or at regular times to allow them to participate and view the board. What they asked for was potentially a Pilot study and how it could be implemented and if it is being utilized, and if it is potentially free service first and then potentially look at the costs down the road.

Councilor Jennings stated in regards to the comments it says there is a potentially significant cost and with that cost there is also the possibility that the endeavor may not reach the residents as intended. He thinks that \$6,000.00 is a lot of money to send out for people that aren’t going to see it.

Supervisor Corl advised Deborah Gardner that Councilor Jennings and he are on the same page with that and he articulated some of the reasons why that could be problematic. They are guided by Public Officer’s law, so he thinks this is a good basis for her to go back with.

Councilor Zambrano commented that the report that the committee submitted was comprehensive and so was Supervisor Corl’s response. She emphasized, to everyone, that what was written in the report is not a commitment to spend anything at this point and time; it’s just a discussion, there’s no commitment there. Deborah will take the comments back to the committee, and the board will be interested in their feedback. She acknowledged what a good job Supervisor Corl did with the response.

The Response to Open Government Committee Report can be viewed by going to www.ciceronewyork.net.

APPROVAL TO SUBMIT THE JUSTICE COURT ASSISTANCE
GRANT APPLICATION FOR 2012

The Justice Court Assistance application is something the Justice Court can submit to the Unified Court System for reimbursement of equipment and other types of things. They are allowed to apply for \$30,000.00 per year. He met with Honorable Douglas DeMarche, Jr., relative the packet that the board members have. The majority of the packet was provided by the Safety Coordinator, Bonnie Smith who worked with the court to assemble the packet.

Councilor Zambrano moved the adoption of a resolution to submit the Justice Court Assistance Grant Application for 2012. Motion was seconded by Councilor Burtis.

Ayes – 4 and Noes – 0. *Motion carried.*

AUTHORIZE C. MATTES INC. TO ADDRESS THE FOLLOWING DRAINAGE ISSUES

8380 Tuttle Road

Ron DeTota stated that the Tuttle Road drainage repairs was in response to a resident who approached the Town with photographic evidence of water ponding up right in her front yard, right up next to her garage. The resident felt it would be a threat to her finished floor and the facilities within her home. To make that repair there was a proposal and an estimate prepared by C. Mattes to eliminate that situation.

Supervisor Corl stated he knew that Ron DeTota had spoken with our attorney, Robert Germain, because of a potential liability issue and asked the attorney to comment.

Robert Germain said that the main issue is whether or not the road itself was a public roadway; they determined that it was so they have an obligation to make some repairs. They also have some exposure in term of liability with being on notice of defective conditions. So they talked about if they do make the repairs, one of the things they would request are release documents both for entry and for the repairs themselves.

Supervisor Corl stated that this was discussed at their last work group; it was brought up and it was recommended that they ask Robert Germain for his recommendation. Supervisor Corl commented that this project has been lingering for some time and they should move forward on it.

Robert Germain commented that the fact that it's a public road, sooner or later they would have the cost to repair, whether or not they repair it now they would have to maybe repair it later and hopefully before the damage to the home was worse.

Councilor Jennings stated he did drive out there again, and saw the sandbags in front of the door. But, the thing he looks at is this is private property that they are doing the work on, but he can tell if he looks (and this is on the Chittenango Creek side of Tuttle Rd.), there are about five (5) other properties and once they take a backhoe or whatever in there, our any Town equipment, he guarantees somebody down the street is going to come and take a peek. So, this \$7,500.00 to \$9,000.00 is going to possibly escalate for another five homes. The action he looked at, they are in a flood plain, this home is on the Chittenango side of the creek, so if that overflows are they responsible for all the properties on that side of the street – he thinks they are opening a Pandora's Box. He listed the drainage maintenance items for the amount not to exceed \$9,250.00 and asked why doesn't the town ask the homeowner to pay for the materials and have the Town do the work; it's been done before in this Town in other areas. He thinks if they do it one place, they can certainly do it in another. He asked if this is not considered off-road drainage and would that not be the highway department versus the contractor.

Supervisor Corl replied that he knew Chris wasn't present at the last meeting, and he believed it was a drainage issue and that it should go through the drainage contract through C. Mattes.

Councilor Jennings said he believed they were opening Pandora's Box. He has friends that live on the other side of Tuttle Road, and in a good rainstorm they are going to get flooded too. These people must have understood when they bought these places, and they're sitting with this type of situation, that something is going to happen eventually. So now they are looking at spending

taxpayer's dollars for one individual's property, that eventually they are going to see others come on board and questioned if that was the right way to go. He thinks they need to look at this further; if there is liability there, there's got to be liability down the road at the other places.

Supervisor Corl asked the attorney what the possible repercussions were.

Robert Germain stated that he did agree with that; there may be other liabilities out there, there are always liabilities out there. He reminded the board that in April of this year they adopted a Drainage Improvement and Maintenance Standards Practice Policy that says that the Town should alleviate problems of road drainage and adverse impacts on a lot area even if the work is on private property to be maintained by a private owner. He stated it was a board decision.

Councilor Jennings commented that along with that, if they read further it says, "If an easement is needed it should be prepared at Town expense and work should not proceed until the easement ...", so they're also paying for an easement. But, the first three words in that say "Town should try", it doesn't say that they have to. He thinks it's a bad idea.

Councilor Burtis thinks it's very difficult and that the language they have there is pretty general. Cicero is built on a swamp, and he has seen more drainage issues already than he would have thought and we have been pretty dry. As with Councilor Jennings, he is concerned because the definition is too general for him to want to improve an individual's piece of property. He asked how long the folks on Tuttle Road lived there and if they had that problem before or is this the first situation. He is concerned with the prospect of more residents coming to either ask for their help or demanding their help.

Supervisor Corl replied that there is a complete file in the Zoning Office that goes back to March of last year, or even a little further than that. He knows Councilor Conway has been out there and at the last meeting he was certainly supportive of doing this project and he knows Vern's been out there and doing a lot of research on it. Supervisor Corl stated he had no problem putting it off until Councilor Conway is here and asked Ron DeTota if this project could be undertaken in the fall.

Ron DeTota replied yes.

Supervisor Corl said it was just a matter between now and then if there are any issues. It's been sitting there, but he has no problem putting it off until Councilor Conway comes back.

Councilor Jennings thought Councilor Conway had mentioned it at the last meeting, he had a different idea of how to do this and complimented Councilor Conway's knowledge on it. There was another way that Councilor Conway thought it could be done a little bit better or less expensive. He agrees they should Table it until the next meeting.

Deer Springs Road

Ron DeTota stated in 2011, earlier this year, a drainage project was completed in the rear yards of the properties, (it is actually on Rita Lane), to alleviate a substantial standing water problem. This year the town received a new complaint, in an adjacent area, indicating that the pipe line that was installed (as part of the previous work), should be extended and an additional catch-basin installed with that pipe, as well as an additional sump-pump connection made. He provided some history and stated that the subdivision of this property is located and was developed approximately 30 years ago, they can tell from their evaluation today that it was never graded properly. They feel that this proposed improvement will benefit the situation as such and therefore they recommend that this work be undertaken. They've obtained an estimate from C. Mattes and he feels that the work can be completed for approximately \$3,500.00. Considering the location of this improvement and the work in relationship to the existing structures and availability and the required necessary restoration, they feel that the price that C. Mattes has quoted the town is reasonable.

Supervisor Corl asked if this interlinked with the prior project from last year. He knew that it was one project and that this is another component of it.

Ron DeTota replied that was correct.

Councilor Jennings commented that he didn't have a problem with this one. He also drove over to Rita Lane. It's the very last house on the street and it's an extension of the work that was done before; maybe they should have gone a few more feet on the original and they wouldn't have had this problem. He doesn't know how many of the board members have been over there or on

Tuttle Road, but he would suggest highly that they go out and look at these issues as a committee member.

Supervisor Corl stated he did go over there and checked it out and hopefully this will compliment the other improvements that were made over there.

Supervisor Corl moved for the adoption of a resolution to authorize C. Mattes to address the following drainage issue: Deer Springs Drainage project, costs not to exceed \$3,500.00. Motion was seconded by Councilor Jennings.

Ayes – 4 and Noes – 0. *Motion carried.*

POLICE DEPARTMENT PURCHASE APPROVALS

Repair of Patrol Unit A-1

Supervisor Corl moved for the adoption of a resolution to approve the following purchases for the Police Department:

- A. Repair of Patrol Unit A-1 to Driver's Village in the amount of \$10,213.96 (Driver's Village for \$9,663.96 and Design Shop for striping \$550.00). (Insurance check in the amount of \$8,031.00 has already been received).
- B. Repair of Patrol Unit D-1 with a total cost of repair totaling \$2,045.15 (Insurance check in the amount of \$2,045.15 has already been received).

Motion was seconded by Councilor Zambrano.

Ayes – 3 and Noes – 0. Abstain – 1 Councilor Burtis (Driver's Village is his employer)
Motion carried.

APPROVE THE CORRECTION OF THE HOURLY WAGE FOR PART-TIME POLICE OFFICER, ERIC FLANSBURG TO \$16.52 FROM THE PREVIOUS AMOUNT OF \$16.32

Supervisor Corl moved for the adoption of a resolution to approve the correction of the hourly wage for part-time police officer, Eric Flansburg to \$16.52 from the previous amount of \$16.32. Motion was seconded by Councilor Jennings.

Ayes – 4 and Noes – 0. *Motion carried.*

HIGHWAY DEPARTMENT PURCHASE APPROVALS

Councilor Burtis moved for the adoption of a resolution to approve the following purchase approvals for the Highway Department:

- A. \$526.22 to American Rock Salt for an overage on salt purchase of 19.47 tons
- B. \$5081.04 to Commercial Truck Tire for (8) tires and installation for Truck #29
- C. \$1,353.90 to JGB Enterprises, Inc. for Boom hose with clamps for sewer jet #93
- D. \$3,576.66 to Crossroads Highway for (6) Standoff arm assemblies for truck wings
- E. \$1,900.00 to Lumberjack Tree Service for removal of (2) dead trees (5733 Crabtree Ln. & 6044 Gillette Rd.)

Motion was seconded by Councilor Jennings

Ayes – 4 and Noes – 0. *Motion carried.*

PURCHASE APPROVALS FOR YOUTH BUREAU, PARKS & RECREATION

Councilor Jennings moved for the adoption of a resolution to approve the following purchase approvals for the Youth Bureau, Parks & Recreation:

- A. \$1,530.00 to Mid-State Door Inc. for replacement of door at Senior Center
- B. \$1,056.50 to OCWA (Onondaga County Water Authority) for water use to water fields at Central Park

Motion was seconded by Councilor Zambrano.

Ayes - 4 and Noes - 0. *Motion carried*

SET TOWN BOARD WORK SESSION FOR OCTOBER 10, 2012 AT 5:00 P.M. FOR THE
PRESENTATION OF THE ONONDAGA COUNTY DRAFT SUSTAINABLE
DEVELOPMENT PLAN

Councilor Zambrano stated that the County has asked to come and make a presentation on the Onondaga County Draft Sustainable Development Plan that they have developed. It has been posted also.

Councilor Zambrano moved for the adoption of a resolution to set a Town Board work session for October 10, 2012 at 5:00 p.m., for the presentation of the Onondaga County Draft Sustainable Development Plan. Motion was seconded by Councilor Jennings.

Ayes - 4 and Noes - 0. *Motion carried*

SET TOWN BOARD BUDGET WORKSHOP FOR SEPTEMBER 17, 2012 AT 5:00 P.M.

Supervisor Corl moved for the adoption of a resolution to set a Town Board budget workshop, for the budget purposes, for September 17, 2012 at 5:00 p.m. Motion was seconded by Councilor Zambrano.

Ayes - 4 and Noes - 0. *Motion carried*

FORWARD THE COMPLETED REQUIRED EXAMINATION AND AUDIT FOR THE
JUSTICE DEPARTMENT FOR THE 2011 FISCAL YEAR, TO THE STATE OF NEW YORK
UNIFIED COURT SYSTEM

Supervisor Corl stated that earlier this year they had authorized the audit for the court system which they do on a yearly basis, which will need to be sent to the Unified Court System.

Supervisor Corl moved for the adoption of a resolution to forward the completed required examination and audit for the Justice Department for the 2011 Fiscal year, to the State of New York Unified Court System. Motion was seconded by Councilor Zambrano.

Ayes – 4 and Noes – 0. *Motion carried.*

DISCUSSION ON FLASHING SCHOOL BEACONS (TWO LOCATED ON ROUTE 11 IN
BREWERTON). PROPOSAL TO REPAIR \$22,711.81/PROPOSAL TO DISCONTINUE USE
\$6,872.00 THROUGH SYRACUSE SIGNAL SYSTEMS

Supervisor Corl stated this item was Tabled from the last meeting. Since the last board meeting, Tracy was diligent in looking for other prices, due to the fact that the expenditure from Syracuse Signal was \$22,711.00. She was able to find one other quote and it actually cost more than Syracuse Signal for the repair of those signals. He solicited board comments and asked the town attorney for feedback on the issue.

Robert Germain replied that there also a public safety issue and if it requires repair, it needs to be repaired. He hasn't looked into the propriety of the amount or what the repair is, but if they have the flashing lights then the Town needs to keep it up.

Supervisor Corl said it was a safety issue and he spoke with the Comptroller and she will find areas in the budget where there are additional monies that she can pull from to make sure they can obtain the necessary funds for Syracuse Signal.

Supervisor Corl solicited board comments.

Councilor Burtis stated that he had gone out there and he has a hard time with \$22,711.00. He received some information regarding whether this was the town's responsibility or not. In 1984, the Town put them in, and in 2007 they tried to ask the County, Central Square and the North Syracuse Central School District if they'd like to maintain them – they both said “no” and that they were not interested in maintaining them. New York State did say that state regulations require that flashing beacons for warning signs at a school entrance along a state highway be

installed under New York State Department of Transportation Work Permit, but it didn't really say, where he could find, whether they had to or not. There are other schools in the Town that don't have any flashing beacons, but have school signs, so he is perplexed on this one. He did go out and look at them and a few of them are in real disrepair, the electrical boxes are wide open, one of them is rusted, and one of them is gone and you could open up the lights with your hands. So, \$22,000.00 is strange to him. The poles are good, but one of the recommendations states they need to replace the pole, but there's no problem with the pole, just the electrical on the pole is not good. The lights probably need to be replaced and there's a bunch of corrosion all over the place. He would like to have them there, but he's not sure that it's necessary to spend that much money to get them fixed. He doesn't want to hesitate, but at the same time he would like a little more time to work on it. He's wondering if they could bring a different proposal to the board and getting more detail from Syracuse Signal of what was specifically in their quote and was wondering, from the legal side, since the Town put them up is it their problem to keep the flashing lights there or could they take apart the flashing lights and leave school signs on the fixture.

Robert Germain replied that it's the Town's decision, the school is probably prohibited from sharing in that in any way, shape or form; the schools are exempt under the Education laws.

Councilor Jennings commented that he agreed. Currently, he's assuming either one or all of them are not working anyways. Smith Road school has the triangles and the illuminated signage and to him it's about \$7,000.00 to take these out of commission completely, versus \$22,000.00 plus the repair and hopefully they won't need any repairs in the next couple years after that. But if they put a school sign up and they take some of Cicero's finest to sit out their in those nice cars right by the schools he thinks that will send a better message than a flashing yellow light. Just like on Taft Road, if you put something out there and don't enforce it then there's no reason to put it out there. Gillette School has a main problem with that hill; he knows people coming down the hill are exceeding 30 miles per hour. He thinks it's a lot of money, and he would rather they look at taking those out completely, putting signs up and then put police enforcement out there and see if they can maintain it that way.

Councilor Zambrano stated Chief Snell had a proposal to do just that; to go and monitor the situation, perhaps put some larger signs up. She echoed Councilor Burtis' idea to Table this issue so they can study it a bit more and maybe they can persuade Chief Snell to put something in writing regarding his proposal for monitoring the traffic situation.

Supervisor Corl stated with that being said, he has a different opinion given the fact that they have their council on record giving them a recommendation to go forward and make these necessary repairs. He's concerned if in the unfortunate event someone does get hurt in that area, he thinks it is a safety concern and that any potential issues down the road would cost the Town more in the long run. He'd like to see the board at least authorize the repairs cost of \$22,711.00 and do that if the board members want to have a further discussion with Syracuse Signal over the next couple of days they can, to see if this proposal can be modified. But, it's a liability issue, a safety issue, it has been brought to the town and they have the attorney advising them that they should do it.

Councilor Jennings commented that he has lived by Smith Road School for twenty-five years and there are no lights there, nor have there ever been; all they've got is a sign that says "Slow Down." Even if they only have flashing lights, if they have no one to monitor the situation then they haven't achieved anything. They need to have the presence of law enforcement out there because it's still a drag strip on Taft Road and that was another 40 mile per hour reduction that will never happen. So he thinks they should Table it and look at it. Liability can be anywhere, like the attorney said, whether they had lights or signs.

Robert Germain stated that the owner of Syracuse Signal was in attendance.

Supervisor Corl introduced Scott Strachan, owner and president of Syracuse Signal and advised him that they were all in receipt of his proposal.

Scott Strachan stated he could answer any questions they have. They did send out one of their trucks and the mechanic did unhook the electric. Gillette Road is a County road; the County doesn't really care (they can do what they want to), but as far as state roads go (Route 11), they have to follow their recommendations. They want the proper foundations, so the foundations that are there, the poles and everything would have to be taken out. He already went and discussed it with them and they said it all had to be changed; it does not meet with their standards and it is a state road. As far as Gillette Road goes, there is room to play there, but not a lot. Once they install it they are liable for it for one (1) year. They also had a maintenance contract with the Town of Cicero, which they no longer have. So when they say twenty-two thousand dollars, it

sounds like a lot, and it is a lot of money for taxpayers to pay but the State of New York has determined what to put up there and they want a new foundation.

Councilor Jennings commented that was what he thought Councilor Burtis was alluding to because it does say State regulation requires flashing beacon along a state highway, which is Brewerton, Orangeport Road area. Maybe if they look at it and say the State's doing it, they can't do much their hands are tied, maybe they repair that and go over to Gillette Road and put up the signs and put our local law enforcement out there, since their closer, and maybe satisfy the best of both worlds. He suggested that maybe they should spend the money on one end and put the signage on the other. If the signage doesn't work there's nothing saying it can't come before the board again.

Scott Strachan agreed. He stated he spoke with Supervisor Corl about this at one point and time and he asked what the data was and do these flashing beacons even work. Scott Strachan stated he didn't know that, he's not an engineer, but he doesn't know if they work or if they don't work. He knows that a police officer sitting there with a car does work for awhile. He advised the board they would have to decide if it's a public safety issue and that they had room to play; he could look at some used equipment that they might have, been then it becomes a maintenance issue because the equipment that is out there now is much better quality than what was originally installed. He commented that he did send a truck up there, at no charge, and that it was dangerous.

Supervisor Corl asked him once it was approved how long it would take them to go forward and make sure that these meet standards and get them installed.

Scott Strachan replied that the foundations would be started immediately, but the equipment itself he would buy from a supplier, he would have to let him know. All of the stuff, including the poles is about sixteen (16) weeks out. They can probably get those types of poles faster from different suppliers, but any traffic signal poles right now, because it's the busy season, is at least twelve (12) to sixteen (16) weeks. Their feeling is that they can probably get poles within two to three weeks from wherever and the equipment, which would be the cabinets and stuff, he'd have to talk to his suppliers and get back to the board on that.

Councilor Jennings asked if they had time to go a little farther, because it's not going to be done overnight.

Scott Strachan responded that it would not be done overnight. He could certainly hodge-podge some stuff up to make it flashing beacons, if there was a liability issue with the town or with everybody here they can certainly go and put some used equipment up there in the intern and make them work. They would need to talk with National Grid, all of it would need to be inspected again, and National Grid is very difficult to work with right now, with their time frames.

Supervisor Corl asked if approval was given for what was presented, would he be able to do some temporary measures and would there be any additional costs for that.

Scott Strachan replied that he could and that he would certainly try to make it all work.

Councilor Burtis asked Supervisor Corl if they could give Scott a little time to come up with that. Councilor Burtis is very interested in safety, he's talked to a few people, constituents, neighbors and \$22,700.00 in these times is difficult for something that he didn't know the town approved to put them in back in 1984, and now from what they are hearing they are stuck with it (at least on Route 11 in Brewerton). He asked if there is serious liability there could they patch something together and could they know for sure what that would look like and asked Supervisor Corl if they could possibly modify Gillette Road just to take the device off of there and just leave the signs there, in an effort to save some money.

Robert Germain stated that with Gillette Road they are in better shape, because the highway work permit involves application, inspection and state standards, so there's very little wiggle room there.

Councilor Burtis commented that Gillette Road is in much better shape than Brewerton. Gillette Road is in great shape, except for the electrical components that have rotted off. The lights and poles are in relatively good shape, so it's a bit of a shame but the electrical hasn't made it.

Supervisor Corl stated he still felt that the board should move forward with the approval, getting these temporary measures up in place. He is significantly concerned, and now that they know that Syracuse Signal is doing it at a price which is comparable to the standards, and if not cheaper, a little bit less expensive than some that are comparable. His concern is something

occurring between now and even the next board meeting if that does in that area and they've taken no action, he thinks it's problematic.

Robert Germain agreed.

Scott Strachan stated he could refocus to see if that could be accomplished in a few days. He's not sure if it can be because of their scheduling, but he has a partner that might be able to break away and also take a look at it differently from what he does, and be able to get something temporarily up there, so that they are functional. He advised the board that the power company is very slow, extremely slow, because Syracuse Signal did unhook them.

Councilor Zambrano inquired if they had more wiggle room with Gillette Road, and if they could get a better price.

Scott Strachan replied yes, the County standards are not the same as the New York State standards are.

Supervisor Corl asked Scott Strachan if an expenditure is approved not to exceed the amount that he has quoted, could he come back to the town board meeting in two weeks to give them a better feel, and an update where he could perhaps revise the numbers in some respect, especially with Gillette Road. They would then be able to hatch out any further details to see if they could get the cost down.

Scott Strachan stated he could, for sure.

Supervisor Corl moved for the adoption of a resolution to replace/repair the flashing school beacons (two located on South Bay at Gillette, and two located on Route 11 in Brewerton), and the proposal to repair them in an amount not to exceed \$22,711.81, contingent upon Syracuse Signal also working with the Board and the Town and coming back at the next board meeting so they can have further discussion. Motion was seconded by Councilor Zambrano.

Ayes - 2 and Noes - 2. Opposed – Councilor Burtis & Councilor Jennings
Motion not carried.

Councilor Burtis asked if Syracuse Signal could give them a different estimate.

Supervisor Corl replied that was what he was trying to do; to have him come back.

Councilor Burtis asked why he would come back if they approved \$22,711.81. He stated he couldn't give an open repair order. The lights are not working now. Could Scott Strachan give him an estimate using what he has to do in Brewerton and using used parts, plus Gillette Road.

Councilor Zambrano advised Councilor Burtis that Scott Strachan was willing to do that.

Councilor Jennings commented that no matter what, their hands are tied by state regulations in Brewerton and suggested they spend the money for Brewerton and then look at the Gillette side. If that's not going to work then they can come back. Brewerton has to be repaired, but they have some room with Gillette.

Supervisor Corl asked the town attorney if he had any comments.

Robert Germain replied he thought that's what the motion Supervisor Corl just made was, up to the amount he was stating; that's not authorizing the full expense; it would be up to the board for whatever plan they pursue with them.

Councilor Jennings replied that's Scott Strachan was going to come back to them with that, but Councilor Burtis' thought was that if he went out of there saying up to \$22,000.00, then Syracuse Signal could have gone up to \$22,000.00.

Councilor Zambrano asked if one of the Councilor's would like to make a motion, because right now it's dead in the water.

Councilor Burtis stated he understood that, but he has a hard time okaying a full blown project when it's not one. He was looking for a partial, and the way it was presented he couldn't do that. Possibly, they could use Syracuse Signal's numbers for the Brewerton project, but he isn't comfortable approving the money for Gillette Road. He believes the estimate was \$15,489.00 for the Brewerton project. He hoped that they could take apart Gillette Road, possibly take it all off and just use the school signs that are already on the posts, which are perfectly fine.

Councilor Jennings agreed with Councilor Burtis.

Councilor Burtis moved for the adoption of a resolution to have Syracuse Signal replace/repair the flashing beacons (located on Route 11 in Brewerton) in an amount not to exceed \$15,500.00 and ask Syracuse Signal for an estimate on the Gillette Road project. Motion was seconded by Councilor Zambrano.

Ayes – 4 and Noes – 0. *Motion carried.*

DISCUSSION OF “NO PARKING SIGNS” ALONG ISLAND ROAD FROM FERGERSON ROAD TO THE VICINITY OF STATE WILDLIFE MANAGEMENT AREA

Supervisor Corl stated they were in receipt of a petition by the residents. Chief Joseph Snell sent the board a Memo, dated September 6, 2012, that he received a petition from Mary Cormier of 7601 Island Road. Chief Snell had stated that he had spoken with Mary some time ago about this issue and agreed that there was a problem. Vehicles should be parking at public sites as opposed to on the road, their parking on the road to gain access to state land. Residents are concerned with the amount of traffic parking on the roadway itself.

Supervisor Corl stated that Chief Snell had also agreed with the proposal and the petition. The residents are looking for “NO PARKING SIGNS” and asked the town attorney how they would accomplish that.

Robert Germain replied a Local Law. They would need to move the adoption of a resolution to have a public hearing to commence at any meeting they want, but they do have to do it by Local law is because in order to enforce it, if they need to, there has to be an underlying Local law.

Councilor Jennings stated that it was a County road and the town is only responsible to plow that road, being a Suburban town they can set speed limits on that, but they have no control over putting up these signs.

Robert Germain replied that if it's a County road they can petition the County to do it.

Supervisor Corl replied that they do. They need a local law in the town to enforce it; in the Town Code they have certain designated areas where they have “No Parking” signs, so in order for the town to enforce it they would need a Local law.

Robert Germain stated he didn't know which was County or not, so he will look into it.

Councilor Burtis stated he went and spoke with Mary Cormier and the problem over there is the embankment has broken away. There used to be an area there, it was more farm like, so people are now more in the road.

Robert Germain advised the board that to do it properly they should wait until the next time to call the public hearing so they can properly describe the area and the amount of distance that is going to be marked off.

ACCEPT RESIGNATION OF GEORGE TAYLOR FROM THE ETHICS COMMITTEE, EFFECTIVE AUGUST 20, 2012

Supervisor Corl moved the adoption of a resolution to accept the resignation of George Taylor from the Ethics committee, effective August 20, 2012. Motion was seconded by Councilor Zambrano.

Ayes – 4 and Noes – 0. *Motion carried.*

Supervisor Corl asked Robert Germain if he could look at the committee, because he thinks it needs to be updated and wants to make sure it complies with Town code.

Supervisor Corl solicited any public input

PUBLIC INPUT

Bill Adams, Ferstler Road, asked if there was any progress on the investigation into 7199 Ferstler Road.

Supervisor Corl stated he believed the town attorney was ready to comment on that.

Robert Germain replied that there has been. The town has issued a formal citation and they are moving ahead with the prosecution. They are not willing to make any more comment than that, but they are moving ahead.

Bill Adams said it sounded very good. He'll see them at the next meeting and maybe they can clue them in to what's going on.

Ed Hanson commented that it's an outrageous price to pay for lights. He sees fancy signs on the thruway now that have solar cells on them. Also, this is a company that tried to get the town for hitting one of their signs with a snow plow some years ago. He advised the board to know who they are dealing with. He also questioned the water bill from watering Central Park and the expense of the door at the Senior Center.

Supervisor Corl advised Ed that when they get the prices in from the department heads, the department heads have already gone through the process of making sure that the board has quotes pursuant to the Town's Procurement Policy – three quotes. He stated Jody is very proficient in getting the best deals.

Ed Hanson stated the reason he brought it up was to request that they consider some time that the people that use the Senior Center and the parks pay for the repairs that the users pay for these things rather than the rest of the townspeople that don't use them.

Councilor Jennings commented that the seniors were lucky if they had enough money to go to the Senior Center.

Supervisor Corl said that Ed's question was more philosophical as to what as a Town do they want to do and what function and role do they have and the Town has pretty much adopted the role that these are the things that are important to the community – a Senior Center, a Teen Center, and maintaining good parks.

Dave Christianson, President of Cicero Little League spoke in regards to the water bill for Central Park. This year they did do improvements to the park, they laid down \$72,000.00 worth of sod that they received from a state grant. With a lack of water and pre-planning they were able to have in ground spickets run to all four of the new fields; to keep up with the maintenance of all that sod. Jody Rogers called him, after she received the bill, and said it was \$800.00 more than last year. So, that \$856.50 came out of every player's registration fees \$5.00 goes into a participation fund that goes to the town. So that money was taken out of that fund to help maintain the parks. It used to be an improvement fund, now it's more of a maintenance fund so when costs do incur that money is taken and used by the town.

Deborah Gardner commented on Vinny Hollopeter's presentation. She said it was very nice to find out that the event brought in \$250,000.00 in business. That's the kind of information they need, but a couple of things he did leave out when he talked about the cost he did leave out the payroll taxes and the pension costs – so the cost to the Town was a little bit more. So now they can weigh those two factors, those are numbers that they can weigh because some people like numbers. The qualitative stuff, how many volunteers there are – that's hard to put a price on, so they need numbers. The other thing that he left out, which she personally thinks is even more important, is that according to Dr. Marsha Weitsman of the Center of Community Alternatives who works with children all the time, it costs the state approximately \$200,000.00 a year to incarcerate one youth in a state run facility for one year. So, if one child is saved, a year, from going to jail then having the CanTeen is worthwhile, but they have to look at the numbers. So she asked the Town Board that when they come up with these things don't ask the residents to go searching, provide the numbers. She also inquired about the total of milling credits received by the Town from January 11th to present. Lastly, there were two justice departments issued, she believes two years ago, one she received and the other was denied; she was told it was in the hands of the District Attorney. She asked if it was still in the hands of the District Attorney.

Supervisor Corl replied he thought it was still in the hands of the District Attorney, but they would look into it.

Tim Murphy, Noel Rd., spoke about an editorial that a lot of people in the area of Noel Road and Reis Drive., (so there are multiple writers on it), which began when someone picked up a copy of the Onondaga County Sustainable Development Plan Draft Summary Report 2012 – (on the web at: [County Planning @ ongov.net.](http://CountyPlanning@ongov.net)) and read the following:

1

CICERO TOWN BOARD

9/12/2012

Things started when a couple of residents, known locally as suburbanites, were drinking beer and hunting giant mosquitoes when someone picked up a copy of the Onondaga County Sustainable Development Plan Draft Summary Report June 2012 – on the web at: [County Planning @ ongov.net.](http://CountyPlanning@ongov.net) The page numbers included here represent pages in this report.

We sure were surprised— Where did this come from? Presidential Executive order # 13575, creating the White House Rural Council (WHRC) per United Nations Plan-Agenda 21, anticipating a program to fundamentally control local food and energy production. Government funded programs through NGO (non government organizations) will institute land and energy development standards through Federal Agencies like the U.S. Green Building council and the Council For Local Environment Initiatives (ICLEI) to give us the Sustainable Communities Initiative. This program is designed to be a tax base sharing system between cities and suburbs to encourage regional equity, utilizing mandatory smart growth to balance communities with federal finance to the county's capital improvement plan that requires compliance with a sustainable development plan . Page 36 —“Ensure that all our residents have access to quality communities, jobs, services ...

This evolving or living plan will have dramatic effects on the residents of Cicero and Clay as the final frontier for full build out around the city. There are a few key terms to consolidate the entire plan: socially sustainable, smart growth, and infill with mixed uses, all designed to maximize building density for a net physical benefit to the county, not necessarily Cicero and Clay. So in the suburbs - the American dream of owning a home with a yard where the kids can play – far away from the crime, congestion, and failing schools will be a thing of the past. Then on page 15 of the plan we see how these regional planning entities think: “However – evidence shows that low density suburban development can often be a drain on municipal budgets.” So let's give the once sleepy suburbs of Cicero and Clay a new urbanism, to give alternatives to traditional zoning regulations to maximize density. They want to increase the population enough to provide the critical mass necessary to support village core and on (24) “these areas continue to provide a wide range of housing options for all incomes and ages, maintain densities necessary to support transit...”

Those suburbanites standing around the fire couldn't find any mention about protecting the folks that already live here – from all this infill of mixed commercial development.

2

What about set backs, vegetative berms, green space, low maintenance buffering for the residents who end up next to all this development? It happened to us with a County Commons site and being kept awake by the backup beepers at the Walmart loading dock (In the middle of the night) for the last seven years in Cicero, NY. Don't think it won't happen to you – sit home and don't care till you can't get out of the end of the road. It costs a lot to burn fuel sitting in traffic when green dosen't mean go in Cicero.

Commercial and residential do not blend well – neither do the rich and the poor. All this talk about walkable communities with the minimal front yard set backs fails to address the cost and storage for snow removal, liability, maintenance, mandatory participation, public intrusion and much more. Think of low income & subsidized housing, & senior facilities changing the voting demographics of the town while affecting schools, crime, equipment for emergency personnel, shared social services costs, etc. To impose this program on the unsuspecting residents of Cicero and Clay is a diminishment on our freedom, liberty, and property rights as we see them now.

We need to keep this town board to preserve the voting body to tell the county, state and feds we decide on what deep pocketed special interests creep across the land – whether it is transmission power lines, pipelines, hydrofracking, casinos etc. The large tax breaks they give away in the city they want the suburbs to build out to pay for – but they want to control our land use too.

Who will pay for all this development – surely not local limited government? This is about a (25) “regional program of master planned communities that are pedestrian friendly – identify infill & retrofitting opportunities to encourage mixed uses & housing diversity and to increase density to levels that are supportive of public transit.”

One has to wonder if these are the plans for eminent domain with these trails, loops, spurs, and linkages? (30) “Evaluate the feasibility of establishing a connective greenway system linking protected lands”... then left wondering if it isn't poor planning when these connective greenways become a facilitator for the storm water management and are calculated in to increase development in areas where the water table is close to the surface, & any increase in impervious surfaces adds to contamination & flooding potential? Where is the DEC or environmental review of all this planned development?

3

It seems like every one of the 8 policy areas on sustainable development plan is about intense development like {33} Grow smarter... " Opportunities to retrofit suburban sites to achieve density. "The dividends of this plan will go to the city of Syracuse while the suburbs will suffer for years with dust, traffic, delays, etc. Who will pay for (27) "Evaluate feasibility for small wastewater package system to allow for increase densities to support development focused within the hamlets." Are we talking a sewage treatment plant? Where would it drain into?

Under constitutional statuettes of local governance – both fiduciary & quality of life issues need to be protected. This plan is not consistent with local land use, especially in its discrimination to favor one group over another to supersede local policy & procedures with local zoning.

It is obvious that the towns need jobs (we are not anti business or against growth) but do not think it is fair, just, or right to turn the town into a city to support the Syracuse urban core with this plan for redistributing wealth & relocating people of need to exacerbate costs or services, undermine local hometown rule, & will change the face of this town forever.

Bottom line, the residents of Cicero and Clay moved to the suburbs for a reason. Retail recognized this and responded. Our infrastructure is stressed now. Any new development which will produce jobs will request tax breaks or will be a charitable or non-profit institution. Our County Executive and Syracuse Mayor Miner have plenty of plans to relieve us of our taxes. Creating mini cities of the suburbs is not why folks moved to the suburbs. Our local town government rule should not be superseded by SIDA and county government. Jobs yes, increasing the density of the towns just because there is green space available to increase the tax base for the county is wrong. We pay the price in fire and police, highway services, gasoline, waiting in traffic on stressed roads and increasing crime. These are all services the local government, you and I, will pay for.

Thank you for allowing us to speak on behalf of the neighbors.

Sincerely,

Michael Roche

Donna Lynch

Lewis W Clark

Timothy Murphy
5806 NOEL ROAD
CICERO, N.Y.
13039-4566

Sharon McGowan
5813 Noel Rd
CICERO, NY 13039

Eleanor Janson
Noel Rd
Cicero NY 13039

Dea Shelton
8161 Sophia Dr
Cicero, NY 13039

Peter Bickling Noel Rd

Supervisor Corl complimented Tim Murphy and encouraged him to attend the October 10th, 2012 meeting.

Tom Beaulieu gave his opinion on the condition of the traffic light poles; he felt the ones located on Gillette Road were salvageable and that the state has very stringent rules that have to be met. In regards to the comments made earlier that evening on drainage, he stated that their use to be a Drainage committee, and he thought that they had done a diligent job. The one that was mentioned specifically on Rita Lane he had heard some comments on a catch basin there. He asked if that would normally be done on Town right-of-way and if so why isn't the highway department doing the work instead of contracting it out. In regards to the drainage on Rose Court, the project cost \$9,000.00 and it isn't complete yet. Lastly he went to the Cicero Fire Department in remembrance of 9/11 and they did a great job.

Supervisor Corl replied that he would speak with Chris Woznica and that they would certainly try to utilize anything the highway department could do.

Ed Zaluski did not agree with the "No Parking" signs on Fergerson and Island Road and suggested they look at it again.

EXECUTIVE SESSION RELATED TO PROPOSED, PENDING OR CURRENT LITIGATION, PURSUANT TO PUBLIC OFFICE LAW SECTION 105, A PUBLIC BODY MAY ONLY GO INTO EXECUTIVE SESSION IF THE MATTERS TO BE DISCUSSED:

- Will imperil public safety if disclosed;
- May disclose the identity of a law enforcement agent or informer
- Relate to a current or future investigation or prosecution of a criminal offense which would imperil effective law enforcement if disclosed;
- Relate to proposed, pending, or current litigation
- Relate to public employee collective-bargaining negotiations;

- Involve medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal, or removal of a particular person or corporation;
- Pertain to the preparation, grading, or administration of examinations; or
- Relate to the proposed acquisition, sale, or lease of real property, or the proposed acquisition, sale or exchange of securities, but only when publicity would substantially affect their value

Supervisor Corl moved the adoption of a resolution to enter into Executive Session to discuss proposed pending current litigation and stated that they would not be reconvening. Motion was seconded by Councilor Zambrano.

The Meeting adjourned into Executive Session at 9:58 p.m.

Ayes – 4 and Noes – 0. *Motion carried.*

ADJOURNMENT

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

Ayes- 4 and Noes- 0. *Motion carried.*

There being no further business before the board, the meeting was adjourned at 9:58 p.m.

Tracy M. Cosilmon
Town Clerk