

STATE OF NEW YORK
ONONDAGA COUNTY
TOWN OF CICERO

SS:

The Cicero Town Board held their regular meeting on Wednesday, October 13, 2010, at 7:00 p.m., at the Cicero Town Hall, 8236 S. Main Street, Cicero, NY 13039.

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

Others Present: Christopher Woznica, Highway Superintendent
Joseph Snell, Police Chief
Jody Rogers, Director of Parks & Recreation
Wayne Dean, Director of Planning & Development
Shirlie Stuart, Comptroller
Brad Brennan, Assessor
Pamela Williamson, Secretary to Supervisor
Brenda Colella, Town Attorney
Ronald DeTota, II PE, C & S Engineers
Catie O’Toole, Post Standard

Absent: Sharon Edick, Receiver of Taxes
Anthony Rivizzigno, Town Attorney

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

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

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

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

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

The motion was approved as follows:

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

APPROVAL OF SEPTEMBER 22, 2010 MEETING MINUTES

Motion was made by Mr. Jennings, seconded by Mr. Corl, to approve the minutes of the September 22, 2010 town board meeting.

The motion was approved as follows:

- Mr. Conway: Abstain as I was absent
- Mr. Jennings: Yes
- Ms. Zambrano: Abstain as I didn't get to read them.
- Mr. Corl: Yes
- Ms. Boyke: Yes

DEPARTMENT HEAD INPUT

Town Clerk – None

Highway

Chris Woznica requested approval to purchase 300 yards of topsoil from Gerber Topsoil in the amount of \$5,400.00.

Motion was made by Ms. Zambrano, seconded by Mr. Conway, to authorize an expenditure of \$5,400.00 to Gerber topsoil to purchase 300 yards of topsoil, budget code DB511242.

The motion was approved as follows:

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

Police - None

Comptroller

Shirley Stuart requested that October 23, 2010 at 9:00 a.m. be set for a workshop for the Preliminary Budget for 2011.

Park & Recreation - None

Assessor

Brad Brennan requested authorization to send his Appraisal Aid, Mary Beth Togni to a commercial evaluation course which is being sponsored by the State Office of Real Property Tax Services at no cost, and will be held in Syracuse, October 19th and 20th from 9:00 a.m. to 5:00 p.m. Mary Beth will be driving her own car and we are requesting that her parking costs be reimbursed.

Motion was made by Ms. Zambrano, seconded by Mr. Conway to authorize Mary Beth Togni, to attend the Commercial Evaluation Course and for her parking costs to be reimbursed.

The motion was approved as follows:

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

Engineer - None

Zoning - None

Attorney - None

Tax - None

APPROVAL OF ABSTRACT #19 OF 2010

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve Abstract #19 of 2010 as follows:

General Fund Voucher #1851 to Voucher #1994 in the amount of \$823,605.29
 Highway Fund Voucher #511 to Voucher #559H in the amount of \$375,609.32

The motion was approved as follows:

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

BUDGET MODIFICATIONS

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

**Budget Modifications – 2010
 Board Meeting 10/13/2010**

AMOUNT	FROM CODE		TO CODE	
\$ 313.15	B73101 CO	PERSONAL SERVICES – CO	B7310401 CO	OFFICE SUPPLIES
\$ 132.47	B73101 CO	PERSONAL SERVICES - CO		
\$ 245.88	B7310403 CO	POSTAGE		
\$ 69.00	B731041 CO	TRAINING – TRAVEL –CO	B7310421	FUEL/MISC COM. CONNECT
\$ 745.66	B731044 YB	LEASE – CANTEEN	B73101 YB	PERSONAL SERVICES
\$ 745.66	B7310402 NO	PROGRAM SUPPLIES –FR	B731044 FR	LEASE – FR
\$ 1,000.00	B731041 FR	TRAINING – TRAVEL –FR	B7310421 NO	FUEL/MISC -FR
\$ 29.11	A677246	UTILITIES	A6772471	CLEANING
\$ 21.44	B702047	BROCHURE/NEWSLETTER	B702046	STAFF DEVELOPMENT
\$ 4,810.11	B80101	PERSONAL SERV. – ZONING	B19104	UNALLOCATED INS
\$ 82.50	A13152	EQUIPMENT – COMPTROLLER	A131542	COMP. SOFTWARE

The motion was approved as follows:

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

PUBLIC HEARING TO CONSIDER AN EXTENSION OF
 EVA CIRCLE LIGHTING DISTRICT
 TO INCLUDE NATES LANE AND LANA LANE

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

The public notice read as follows:

PLEASE TAKE NOTICE that a written petition has been submitted in due form containing the required signatures, which has been presented and filed with the Town Board of the Town Cicero, Onondaga County, New York, for the establishment of an extension to the Town of Cicero Eva Circle Lighting District to be known as Eva Circle Lighting District Extension No. 1 (the “Extension”), as described on the map which has been filed with the Town Clerk.

The improvements proposed consist of the construction and maintenance of an electric lighting system, including poles and lamps, by National Grid in order to serve the Extension in accordance with the plans now on file in the office of the Town Clerk of said Town.

The amount to be expended for the performance or supplying of said electrical lighting service by National Grid shall be hereafter contracted by the Town Board of the Town of Cicero acting for and on behalf of said Extension, for the illumination of streets or highways in said Extension pursuant to the provisions of Section 198(6) of the Town Law of the State of New York at a total annual charge not anticipated to exceed \$2003.12 per annum, which said expense shall be levied and collected from the several lots and parcels of land within said Extension, on an ad valorem basis.

In accordance with the provisions of Section 209-d of the Town Law, a public hearing will be held on October 13, 2010 at 7 p.m. at the Town of Cicero Town Hall, 8236 South Main Street, Cicero, New York, to consider said petition, including the environmental significance thereof, and to hear all persons interested in the subject thereof.

The public hearing was opened at 7:11 p.m.

Speaking for:

Ms. Boyke stated that she received a letter from David and Judith Marshall who were unable to attend the board meeting but were in favor of the lights.

Speaking against:

Tony Alberici, 8336 Nates Lane requested some clarification regarding this and asked how much they are going to be paying, where the lights will be placed and asked to see the petition. Several of his neighbors don't want the lights and he wanted to know if the board was aware of that.

Ms. Boyke explained that there was a request to extend the lighting district and that a petition was brought to them asking for this particular district.

Brenda Collella – It will extend the existing district to include Nates Lane and Lana Lane and the parcels that have been identified.

Ms. Zambrano asked if the petition was from the majority of homeowners.

Tony Alberici – Has that been verified?

Shirlie Stuart – Yes, it's set by assessed valuation.

Tony Alberici stated that Eva Circle already has lights and that Nates Lane does not have lights, so how does this work when some have lights and others don't? Who is going to be paying for what?

Brenda Colella explained that it is assessed against the parcel that will benefit from the improvement.

Tony Alberici – How much will that be and how much will that be per homeowner?

Brenda Colella – It's a total cost of \$2,003.12 per year per annum.

Shirlie Stuart stated that she didn't have the figures with her, but, being that it's an extension it consists of the existing people, as well or just the new people and believed it includes everyone and that everyone bears the cost.

Brenda Collella stated that the language says that it's against all parcels benefitted, so it would be the entire district.

Tony Alberici – Eva Circle will be paying for our lights?

Ms. Boyke – Everyone will be sharing the cost within that lighting district.

Tony Alberici stated that the costs that are put on their taxes today will be higher.

Shirlie Stuart stated that isn't necessarily so, because you are bringing in more parcels.

Tony Alberici asked when the lights are paid off, if the cost for them will go away.

Shirlie Stuart explained that you will need electricity to run the lights, so there will always be a cost.

Tony Alberici asked who gets to decide those costs.

Shirlie Stuart – National Grid will project out what your energy costs will be.

Tony Alberici asked if they could expect a \$150.00 increase in taxes for their area.

Shirley Stuart didn't believe that was correct, but, didn't know what the particular tax rate is for that particular district.

Tony Alberici stated that when he looked up the cost for Eva Circle, some tax bills said, \$152.00 for their lighting district.

Mr. Corl asked if David Hess, the representative from National Grid, was invited to this meeting.

Ms. Boyke – No, he was not. We can get those numbers for you. This was done via petition of the majority of people on Lana and Nates Lane.

Mr. Corl asked if Tracy had a copy of the petition with her as he didn't have a copy.

Brenda Colella stated that she had a copy in her file.

Mr. Corl stated that Mr. Alberici has a right to see the petition.

Shirley Stuart agreed and said he can call me tomorrow morning.

Ms. Zambrano – Were you asked to sign a petition?

Tony Alberici stated that he was asked to sign a petition a while ago, but didn't know if he was actually asked to signed the one that originally went around as it has been around twice, and he didn't know which one was submitted.

Ms. Zambrano – Did you refuse to sign the petition?

Tony Alberici –Yes, I did. Do we have any say in where the lights are to be located?

Wayne Dean explained that National Grid determines the layout of the lights to maximize the lighting, minimize the cost, the number of poles needed and where they can run the underground feeds for them. The town or homeowners have no control over that. I believe that extending a lighting district came about, so that every time another section is added, we weren't creating another lighting district. I believe we are trying to do away with that and consolidate instead.

Ms. Boyke - Wouldn't it make more sense to have more people sharing the cost as opposed to having separate lighting districts.

Tony Alberici stated that it doesn't matter as you're going to be paying for them for as long as we live in Cicero. People can put on their house lights and it will light up the street just as well.

Malcolm, Nates Lane, stated that he and his wife acquired the original petition which had about 18 signatures which was determined to be more than half.

Mr. Corl – Was that for the extension or for the original?

Malcolm stated it was for the original and that he just did Lana and Nates Lanes.

Ms. Zambrano asked if there were a sufficient number of those who signed the petition who want this.

Brenda Colella explained that it appears that there was verification not only on petitions, but we set up the resolution under the alternative option, where the Town Board can determine to extend the district making it subject to permissive referendum, because it wasn't clear that the signatures have been authenticated.

Ms. Zambrano – Who would authenticate them?

Brenda Colella – It would be the town and is a procedure that is used for elections. Permissive Referendum means that it would not go into affect until 30 days later. If a petition were filed within 30 days, you have to obtain a certain number of signatures for that, and then it could go to referendum. If not, it would go into effect.

A resident asked if it is determined per household or per person as some people on the petition live in the same house. That would give you 17, but isn't per parcel.

Brenda Colella - It appeared as though the petition was marked as to who lived in the same house. By going with the alternate procedure, we covered that by subjecting it to public referendum.

Ms. Boyke – What is our next step?

Brenda Colella - If the board adopts a resolution tonight we would have to post a notice within 10 days. Within a 30 day period, if anyone wants to protest the resolution and request a referendum, they would have to get a petition with a certain number of signatures which has to be calculated.

Mr. Corl suggested that this decision be tabled and that we have Mr. Hess from National Grid be present with the map of where the lights should go and the petition in front of us, so that we can verify that the people in this extension district signed this petition, so that all board members will have that in front of them.

A resident stated that she was concerned about not knowing the cost, or where the lights were going to go but, since they have more information now, it should be done all over again.

Ms. Boyke explained that we want to verify the fact that the petitions are valid, and to let the residents know the cost and the location for the lights which is determined by National Grid.

Mr. Corl – Mr. Hess will be able to tell you down to the penny what it will cost.

Resident – I think we should know that before we decide whether we want them or we don't.

Ms. Boyke – Did you sign the petition?

Resident – No, I did not.

Ms. Boyke – We can table this.

Brenda Colella – You have a public hearing open. You can close the public hearing and table your determination, on that, or you can continue the public hearing.

Resident – Who gets to vote? Is it the property owner or, who lives in the house? If I own two parcels, can I vote on each of them?

Shirlie Stuart – If she owns one or more properties, she can sign more than one time.

Wayne Dean – My understanding is that it is done on the assessed value and 50% of the assessed value has to be in favor of it.

Mr. Corl asked if all people who live within the home can sign the petition.

Resident – Who can say, we can get streetlights? Is it the property owner, or the person living in the home?

Shirlie Stuart – The property owner.

Karen Ogden, Nates Lane, stated that she was in favor of the lights as her street is very dark and there has been a break in of a car. I would like lights and would be willing to table this to find out the cost and where the placement of the lights will be.

Resident asked if they get a choice of streetlights and would appreciate hearing about the cost for different fixtures.

Mr. Corl – You will have a couple of options.

Resident – Part of that district has already established a certain look and it would be nice if they were all the same. I am also in favor of the lights as one of the houses in the neighborhood was egged.

Mr. Corl asked Chief Snell if streetlights are helpful from a safety standpoint.

Chief Snell stated he really didn't see a benefit or a negative or positive. A lot of times, lights aren't positive for us but, it all depends on the situation. It's based on what the residents want.

Resident - The section that is dark isn't built out and consists of two lots.

Brad Brennan stated that we are passed the deadlines to get the charges on new lots. If we can't make a decision tonight, which appears, we will not, we won't be able to get those charges for this January's tax bill, if we decide to put lights in there. That will defer that into next years January 2012 bill.

Ms. Zambrano – It means it won't go on the tax bill.

Brad Brennan – It is my understanding that we can't put them in until we can raise the money first. We're going to be a little behind.

Louis Caskinette, Nates Lane wanted to know when National Grid puts in the lights, if they are going to clean up the mess afterwards. When work was done previously, they never filled in the holes or anything and the people from Nates Lane had to take care of their own.

Ms. Zambrano –asked if it was the developer.

Louis Caskinette stated he didn't know. The town said they hired it out, but, they never came back to straighten it out. All the owners who had a drain by their house had to take care of them by themselves.

Resident from Nates Lane felt that leaving the house lights on overnight would be just as expensive as having a streetlight.

Ms. Boyke – If we table this, it will give us plenty of time because the streetlights won't be able to go into effect until next year. If we go forward, the decision would have to be made this evening in order to accomplish getting streetlights.

Resident – This has come up two years in a row and a petition was signed a year ago that somehow got lost. No one knows what happened to the petition that I signed a year ago. Now you're saying that if it doesn't get answered today, these people are going to have to wait another year. That isn't fair.

Another Resident stated that hey did the original petition that was submitted and then there was a change of leadership and somehow no records were found. We had to go around and get signatures all over again for the second time and we got a majority of signatures both times. I was told it was properly certified by the Comptroller for the last petition I put in.

Ms. Zambrano asked when it was submitted.

Resident – I submitted it in August 2010. The first one, I submitted over a year ago, before the change in leadership.

The public hearing was closed at 7:45 p.m.

Ms. Boyke recommended going forward with the vote and adopting the resolution.

Board Comments:

Mr. Corl – People have some questions as to unanswered costs and what they are going to be. We also have the issue of having to wait until 2012 before they would actually be installed.

Brenda Colella – The way the resolution is set up doesn't depend upon the petition for this permissive referendum, so the petition doesn't have to be verified. It would go forward and be subject to a 30 day period afterwards.

Ms. Boyke – If we were to vote on this tonight, there would be an opportunity for those to come back.

Brenda Colella – Yes, within 30 days. You will need a larger number of signatures for that than you did for the original lighting district petition.

Ms. Zambrano – If we do that, we're still going to miss the deadline.

Brad Brennan – There is a good chance we will. We have asked the County for an extension through this week to get the Special Districts on. I could certainly request 30 days. Because it is a town district, it's a possibility, but, I won't know for sure until I speak with the County.

Mr. Corl – Our next meeting is on October 27, 2010.

Ms. Boyke – The petition has been submitted and I would like to go forward with the resolution to put the lighting district in place.

Ms. Zambrano – If we pass this tonight, the 30 day period where residents can come, who can come?

Brenda Colella – Anybody in the town can come to the Town Clerk's Office. They would have to personally get a petition together and gather a certain number of signatures and come with that to the Clerk's Office and present it, requesting a referendum. If they have the proper number of signatures, then a referendum would have to be held, before the resolution could take affect.

Resident – What is the number?

Brenda Colella – I do not have that number, but, it could be ascertained.

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to adopt the following resolution and order approving an extension of the Eva Circle Lighting District in the Town of Cicero as follows:

RESOLUTION AND ORDER APPROVING AN EXTENSION OF THE EVA CIRCLE LIGHTING DISTRICT IN THE TOWN OF CICERO

RESOLUTION AND ORDER APPROVING AN EXTENSION OF THE EVA CIRCLE LIGHTING DISTRICT IN THE TOWN OF CICERO

The Town Board of the Town of Cicero, in the County of Onondaga, New York, met in regular session at the Town Hall of the Town of Cicero, located at 8236 South Main Street, Cicero, New York, on October 13, 2010, at 7:00 p.m.

The meeting was called to order by Supervisor Judy A. Boyke and the following Board members were:

PRESENT:

JUDY A. BOYKE	Supervisor
VERN CONWAY	Councilor
JIM CORL	Councilor
LYNN JENNINGS	Councilor
JESSICA ZAMBRANO	Councilor

ABSENT:

NONE

The following resolution was moved, seconded and passed:

WHEREAS, a written petition was submitted in due form containing the required signatures, which has been presented and filed with the Town Board of the Town Cicero, Onondaga County, New York, for the establishment of an extension to the Town of Cicero Eva Circle Lighting District to be known as Eva Circle Lighting District Extension No. 1, as described on the map which has been filed with the Town Clerk, and

WHEREAS, the improvements proposed consist of the construction and maintenance of an electric lighting system, including poles and lamps, by National Grid in order to serve the Eva Circle Lighting District Extension No. 1 in accordance with a certain map, plan and report made a part of such petition and now on file in the office of the Town Clerk of the Town of Cicero, and

WHEREAS, after the filing of said plans in the Office of the Town Clerk for the Town of Cicero, the Town Board duly adopted a resolution reciting: (1) the filing of the petition, the improvements proposed and the properties included within the Eva Circle Lighting District Extension No. 1, (2) the maximum amount proposed to be expended for the improvements, (3) the proposed method of financing the cost of such improvement, (4) the fact that the map, plan and report were on file in the Town Clerk's office for public inspection and all other matters required by law to be stated and (5) specifying that a public hearing would be held on October 13, 2010 at the Town Hall, 8326 S. Main Street, Cicero, New York, for the purposes of hearing all persons interested in said Eva Circle Lighting District Extension No. 1, and

WHEREAS, said resolution was duly published and posted according to law, and the Town Board did, at the time and place specified in said resolution, duly meet and consider such Eva Circle Lighting District Extension No. 1 proposal and heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same; and

NOW, THEREFORE, BE IT

RESOLVED AND DETERMINED THAT,

1. The notice of hearing was published and posted as required by law, and is otherwise sufficient; and
2. All property and all property owners within the proposed district extension are benefited thereby; and
3. That all property and property owners benefited are included within the limits of the proposed district extension; and
4. That it is in the public interest to establish the proposed district extension; and it is
5. That the proposed district extension as set forth in said map, plan and report, be approved;
6. That the performance of supplying electrical street lighting service by National Grid be contracted by the Town of Cicero Town Board acting for and on behalf of the district extension for illumination of streets and highways in said district extension pursuant to the provisions of 198(6) of the Town Law of the State of New York at a total annual charge not anticipated to exceed \$2003.12 per annum, which said expense shall be levied and collected from the several lots and parcels within the district on an ad valorem basis;
7. That such district extension shall be designated and known as the Eva Circle Lighting District Extension No. 1 in the Town of Cicero situated wholly outside of any incorporated village or city, and consisting of the parcels listed on Exhibit A; and it is

FURTHER RESOLVED, that this resolution is subject to permissive referendum as provided in Section 209-e of the Town Law.

Dated: October 13, 2010

EXHIBIT A

051.4-12-13.0 8314 Nates Lane	051.4-13-07.0 8329 Nates Lane
051.4-12-14.0 8318 Nates Lane	051.4-13-08.0 8325 Nates Lane
051.4-12-15.0 8322 Nates Lane	051.4-13-09.0 8321 Nates Lane
051.4-12-16.0 8326 Nates Lane	051.4-13-10.0 8317 Nates Lane
051.4-12-17.0 8330 Nates Lane	051.4-14-01.0 6292 Lana Lane
051.4-12-18.0 8334 Nates Lane	051.4-14-02.0 6298 Lana Lane
051.4-12-19.0 8336 Nates Lane	051.4-14-03.0 6304 Lana Lane
051.4-12-20.0 8338 Nates Lane	051.4-14-04.0 6310 Lana Lane
051.4-12-21.0 8342 Nates Lane	051.4-14-05.0 8313 Nates Lane
051.4-12-22.0 8344 Nates Lane	051.4-14-09.0 6286 Lana Lane
051.4-12-23.0 8346 Nates Lane	

051.4-12-24.0 8350 Nates Lane	
051.4-12-25.0 8354 Nates Lane	
051.4-12-26.0 8358 Nates Lane	
051.4-12-27.0 6293 Lana Lane	
051.4-13-01.0 8363 Nates Lane	
051.4-13-02.0 8359 Nates Lane	
051.4-13-03.0 8355 Nates Lane	
051.4-13-04.0 8351 Nates Lane	
051.4-13-05.0 8345 Nates Lane	
051.4-13-06.0 8337 Nates Lane	

The resolution was adopted as follows:

Mr. Conway: No

Mr. Jennings: Yes

Ms. Zambrano: Yes, I'm divided on this, but think there is a majority of Homeowners, who signed a petition last year and it was never acted upon. To delay it for another year seems unreasonable.

Mr. Corl: No, I don't think we can make an informed decision for these Residents, as to what this is going to cost. I wish Mr. Hess was here. We also don't have any information as to where these lights are going to be placed and I don't have enough information.

Ms. Boyke: Yes, I also have concerns of cost but, when we do have an anticipated cost not to exceed \$2003.00. It will be spread through all of the residents that will benefit from the lighting and the fact, that the folks of the area have come forth twice now in favor of asking to have this lighting district. The concern is that National Grid is not here.

Tracy Cosilmon – I would like to ask that once Mr. Hess is contacted, are all of the people involved in this, going to be properly advised as to what the cost is, what type of lighting they will be having and where they will be? Will they personally be advised?

Ms. Boyke stated she would request that Mr. Hess prepare something for the residents, indicating what type lights are going to be put up and to come up with an estimated cost. She invited anyone who wished to speak with her about this to contact her office.

PUBLIC HEARING TO CONSIDER AN INCREASE IN THE MAXIMUM AMOUNT TO BE
EXPENDED ON IMPROVEMENTS OF FACILITIES IN
CONSOLIDATED LIGHTING DISTRICT #3

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

The public notice read as follows:

PLEASE TAKE NOTICE that the Town Board of the Town of Cicero in the County of Onondaga, New York, duly adopted a resolution and order after public hearing on July 27, 1992, authorizing the consolidation of lighting districts into Consolidated Lighting District No. 3 in the Town of Cicero.

A map and plan relating to the improvement of a portion of Consolidated Lighting District No. 3, prepared by National Grid, has been filed with the Town Clerk for the Town of Cicero.

Due to generally increased costs of labor and materials, the maximum amount to be expended for said improvements in said district needs to be increased by \$4,256.63 per annum.

In accordance with the provisions of Section 209-h of the Town Law, a public hearing shall be held in this proceeding at the Town Hall for the Town of Cicero, 8236 S. Main Street, Cicero, New York, on October 13, 2010, at 7 p.m. to consider an increase in the maximum amount to be expended for said improvements in said district by \$4,256.63 per annum and to hear all persons interested in the subject thereof.

The public hearing opened at 7:54 p.m.

Speaking for - None

Speaking against - None

The hearing was closed at 7:54 p.m.

Board Comments;

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to adopt a resolution authorizing the maximum amount to be expended for said improvements for the Consolidation of Lighting District #3 as prepared by National Grid, at a cost of \$4,256.63 per annum as follows:

Discussion:

A resident explained that they have been paying for the lighting district since at least 2000 and maybe as far back as 1996, but have no streetlights and that everyone in The Birches has been paying this fee, yet the people across Orangeport have the lights. He wanted to know if there will be any cost to them. The town has been collecting the money from us for 10 to 14 years and giving us nothing in return and it is time to step up and put the lights in.

Ms. Zambrano asked if anyone had any idea how that happened.

Brad Brennan didn't know how that happened but stated that we are aware of it. The cost for the new lights will be spread throughout the lighting district and there may be a small increase in the rate per thousand. We do have to pay for the cost of the new lights and the electricity.

Resident stated that he understood paying for the electricity, but felt they shouldn't be paying for the lights as they have already gotten the money.

Brad Brennan – The funds that you were paying over the past years were for the lights on the other street. We are taking the money and will put into a fund for the new lights and the whole district will pay for the new lights.

Resident felt it isn't right.

Ms. Zambrano – How do we resolve this, so that the people who don't have lights aren't paying for the lights?

Brad Brennan – It is a bad situation and the only resolution is to put those lights in, or to remove them from the district. State Law states, that if you're within a district, whether you have the lights or not, you have to pay and that's what's been happening there. We should have put the lights in there years ago for those people.

Resident – Do we know the cost?

Brenda Collella – There is an annual amount of \$4,256.63.

Ms. Zambrano – How many properties are involved?

Brenda Colella didn't know.

Brad Brennan - The whole district will pay and it will be spread amongst all and the Birches is one whole district.

Resident – Our lighting district includes the one across Orangeport.

Brad Brennan – One full district includes the people across the street also.

Resident – It’s not just The Birches that are going to pay.

Brad Brennan – No, I’m sorry, I misspoke.

Resident – Okay, that’s not bad.

Continuation of the vote to adopt the following resolution as follows:

RESOLUTION AND ORDER APPROVING AN INCREASE IN THE MAXIMUM AMOUNT TO BE EXPENDED ON IMPROVEMENT OF FACILITIES IN CONSOLIDATED LIGHTING DISTRICT NO. 3 IN THE TOWN OF CICERO

The following resolution was moved, seconded and passed:

RESOLUTION AND ORDER APPROVING AN INCREASE IN THE MAXIMUM AMOUNT TO BE EXPENDED ON IMPROVEMENT OF FACILITIES IN CONSOLIDATED LIGHTING DISTRICT NO. 3 IN THE TOWN OF CICERO

The Town Board of the Town of Cicero, in the County of Onondaga, New York, met in regular session at the Town Hall of the Town of Cicero, located at 8236 South Main Street, Cicero, New York, on October 13, 2010, at 7:00 p.m.

The meeting was called to order by Supervisor Judy A. Boyke and the following Board members were:

PRESENT:

- | | |
|------------------|------------|
| JUDY A. BOYKE | Supervisor |
| VERN CONWAY | Councilor |
| JIM CORL | Councilor |
| LYNN JENNINGS | Councilor |
| JESSICA ZAMBRANO | Councilor |

ABSENT:

NONE

The following resolution was moved, seconded and passed:

WHEREAS, a map and plan relating to the improvement of a portion of Consolidated Lighting District No. 3 (the “District”), prepared by National Grid, has been filed with the Town Clerk, with such improvements consisting of the construction and maintenance of an electric lighting system, including poles and lamps, by National Grid in order to serve that portion of the District in accordance with said plan; and

WHEREAS, due to generally increased costs of labor and materials, the maximum amount to be expended for said improvements in the District needs to be increased by \$4,256.63 per annum.

NOW THEREFORE BE IT RESOLVED AND DETERMINED, that all of the property and property owners benefited by the proposed increase of the maximum amount to be expended for the improvements are included within the limits of the District and that no property or property owners or interested persons benefited by the proposed increase in expenditures have been excluded therefrom; and it is further

RESOLVED, that the increase in the maximum amount to be expended for the improvements in the District is in the public interest; and it is further

RESOLVED, that that the cost of the proposed improvements is to be assessed in whole or in part against the benefited area and that all real property to be assessed will be benefited by the proposed improvements and that no benefited property has been excluded; and it is further

RESOLVED, that the Town Board of the Town of Cicero hereby approves the increase in the maximum amount to be expended for the improvements in the District, as set forth in the map, plan and report on file with the Town Clerk; and it is further

RESOLVED, that the maximum amount to be expended for the improvements in the District shall be increased by a cost not to exceed \$4,256.63 per annum, the amount stated in the notice of hearing; and it is further

RESOLVED, that this resolution is subject to permissive referendum as provided in Section 209-h of the Town Law.

Dated: October 13, 2010

The resolution was adopted as follows:

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

SET PUBLIC HEARING DATE ON PROPOSED LOCAL LAW AMENDING ARTICLE III
OF CHAPTER 58, ANIMALS OF THE TOWN CODE TO PROVIDE FOR DOG LICENSING
AND IDENTIFICATION REQUIREMENTS

Motion was made by Ms. Boyke, seconded by Mr. Corl, to set November 24, 2010 at 7:00 p.m. at Cicero Town Hall, 8236 South Main Street, Cicero, NY for a public hearing to consider a Local Law amending article III of Chapter 58, entitled Animals of the Town Code to provide for dog licensing and identification requirements.

The motion was approved as follows:

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

SET PUBLIC HEARING FOR THE 2011 PRELIMINARY BUDGET AND THE FIRE
PROTECTION CONTRACTS FOR WEDNESDAY, OCTOBER 27, 2010 AT 6:00 P.M.
(TOWN BOARD MEETING WILL IMMEDIATELY FOLLOW)

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to set Wednesday, October 27, 2010 at 6:00 p.m. at Cicero Town Hall, 8236 South Main St., Cicero, NY, for a public hearing to consider the 2011 Preliminary Budget and for the Regular Town Board Meeting to immediately follow.

The motion was approved as follows:

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

APPROVAL OF SETTLEMENT REGARDING
COBBLESTONE APARTMENTS ASSESSMENT

Brad Brennan explained that there are four parcels included in this settlement and they are apartment homes. We have reviewed the income and expense of the property owners and came up with an evaluation that does support a reduction. We are not seeing any refunds for 2009 and we're hoping, depending on the timing to correct the January town bill. We are looking at approximately a reduction of taxes we would have collected of about \$2,300.00. It is not a huge amount. Also, the highway would be affected and that would be about \$3,700.00. We worked closely with the school district attorney and our attorney and we feel this is a good reasonable adjustment.

Mr. Corl asked if this is still pending in litigation.

Brad Brennan – Yes, it is. We're asking for the go ahead from the board.

Mr. Corl explained that if it is a matter that's pending litigation, it's a matter that needs to be discussed in Executive Session. Anything we discuss on the record could affect the litigation aspect of the case and perhaps the board won't agree on what we have in front of us.

Brenda Colella – That's true. If we get into any details we need to go into Executive Session.

Mr. Corl explained that any discussion relative to this pending litigation should be discussed in Executive Session until we agree to settle the matter amongst us.

Brenda Colella – Yes

Mr. Corl – You may want to defer this to the end of the meeting and go into Executive Session.

Ms. Boyke – I think we should do that as we will be going into Executive Session anyways.

ISSUE TO BE ADDRESSED IN EXECUTIVE SESSION

APPROVAL TO HIRE ANDREW DEGIROLAMO IN THE POLICE DEPARTMENT, PART TIME AT THE RATE OF \$16.52 PER HOUR EFFECTIVE DATE OCTOBER 15, 2010

Chief Snell - Hiring part time officers is to fill vacancy spots that are left for vacation spots. The board was given a justification memo on the hiring of additional part time officers. It said in 2A, we had 345 hours of overtime being used to fill vacant patrol shifts which equates to approximately \$15,000.00 a year at an average of \$45.00 in overtime which is the 345 in overtime hours. It is not the total number of vacant patrol shifts and is just for overtime hours. That number could be reduced by hiring additional part time officers. Over the last 2 or 3 years, I've had part time officers leave the department and I only have four part time officers that currently work patrol shifts. Most of them have full time jobs therefore making it difficult to get them to work days or early in the afternoon. The individual that was selected was due to the fact that he has the availability to work days and early afternoons and he has also passed all of our processes. I have a packet containing this information that I can share with the board during Executive Session.

Motion was made by Mr. Corl, seconded by Mr. Conway, to authorize hiring Andrew DeGirolamo, in the Police Department part time at the pay rate of \$16.52 per hour effective October 15, 2010.

Discussion:

Ms. Zambrano – Andrew graduated from the academy in January and works elsewhere.

Chief Snell – He also works for the Chittenango and North Syracuse Police Department.

Ms. Zambrano – Will he be keeping those?

Chief Snell – Right now, he is showing an interest in Cicero and lives in Cicero and graduated from CNS. It has been his desire from day one to work here and picked up the other two jobs because he needed employment since he graduated from college and the Police Academy.

Ms. Zambrano – You had estimated costs for equipment and clothing at a little more than \$1,500.00 and field training in the amount of \$1,300.00.

Chief Snell – Yes

Ms. Zambrano – That comes to \$2,800.00 to \$2,900.00.

Chief Snell – Correct

Ms. Zambrano stated that Chief Snell brought this up yesterday and she was shocked. We have the ongoing discussion about the police referendum and the Supervisor spoke earlier about the budget. The town is experiencing a severe crisis and I didn't think that this position was a good idea to fill at this time. We need the Chief to look at his staffing and try to save some money and we had a little bit of discussion about that. Chief Snell submitted a memo of justification and I am grateful for that. The other thing that surprises me is the procedure. I am a member of the governing body of this town and the Department Heads do work autonomously and go ahead and interview and select and then come here and in most instances becomes a rubberstamped process. Given the fact that we are in such a severe crisis, I would ask all of the departments to give us a

little heads up and say this is what we're going to need for the future. Having this severe financial crisis, the Chief has been asked to look at his 2011 budget and to try and make additional cuts. How are you doing with that process?

Chief Snell explained that his original Tentative Budget was 3% under 2010 and that he will have additional cuts to Shirlie by Friday. Hiring these part time officers are part of his strategy of cost reducing because you will not have full time costs or health care benefits to pay and they will also work at a cheaper rate than a full time officer.

Ms. Zambrano requested that in the future, the board be given a little more notice. .

Chief Snell – A little over two months ago I did ask the board for permission to go ahead and start the process of looking at additional part time officers and the board approved that.

Continuation of the vote:

The motion was approved as follows:

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

**APPROVAL FOR SUPERVISOR TO SIGN TRAIL LICENSE
FOR CICERO/CLAY SNOW OWLS**

Motion was made by Ms. Boyke, seconded by Mr. Conway, to authorize the Supervisor to execute the annual Trail License for the Cicero/Clay Snow Owls.

The motion was approved as follows:

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

**YOUTH BUREAU PARK AND RECREATION STAFF APPOINTMENTS
AND DELETIONS**

Motion was made by Mr. Jennings, seconded by Mr. Conway, to approve the following Parks & Recreation staff appointments and deletions and for staff appointments to be paid via participant fees.

Staff Deletion:

Stephanie Bailey

Staff Approval:

Elliot Boyce, 8116 Sloop Dr., Cicero, NY
Zachary Coleman, 6193 Palisades Drive,
Michael Lumia, 133 Butterfield Circle, North Syracuse
Michael Tricarico, 5005 Chesapeake Dr., North Syracuse

Hire Title:	Recreation Attendant (FWS Programs)
Budget Code:	B7020.11
Hire Date:	October 4, 2010
Hire Rate:	\$7.25/hour

The motion was approved as follows:

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

YOUTH BUREAU, PARKS AND RECREATION PURCHASE APPROVALS

Motion was made by Mr. Jennings, seconded by Ms. Boyke, to authorize an expenditure not to exceed \$3,000.00 to Papa's Sports to purchase jerseys and participant shirts for youth basketball to be paid via participant fees, budget code B7020.44.

The motion was approved as follows:

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

TREE TRIMMING AND REMOVAL OF TREES AT
RIVERSIDE CEMETERY IN BREWERTON

Motion was made by Mr. Jennings, seconded by Ms. Zambrano, to authorize an expenditure of \$2,650.00 to Sam's Native American Tree Service, per County Contract to trim trees and remove trees at Riverside Cemetery in Brewerton.

The motion was approved as follows:

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

Survey Williams Park

Motion was made by Ms. Zambrano, seconded by Mr. Conway, to authorize an expenditure of \$1,200.00 to Ianuzzi & Romans Landsurveying, to do a survey of William Park for the installation of the Gazebo provided by a grant and to be paid via park fees.

The motion was approved as follows:

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

YOUTH BUREAU, PARKS AND RECREATION
ACCEPT DONATION OF FOUR TREES

Motion was made by Ms. Zambrano, seconded by Mr. Conway, to accept the donation of four trees from Widewaters Group that were received by the town and planted at Plank Road Park.

The motion was approved as follows:

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

HIGHWAY PURCHASE APPROVALS

Ms. Zambrano asked Chris if all of the items he is requesting will be used this year.

Chris Woznica – Yes

Ms. Zambrano wanted all the agenda items done at once

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to authorize an expenditure of \$4,988.30 to purchase 830 tons of runner crush, from TH Kinsella Inc., through County Bid, Account Code DB511042., an expenditure of \$2,215.60 to Crossroads Highway, to purchase a displacement pump and repair kit for the striper, Account Code A3310.4, \$34,000.00 to Lan Co paving for Operators, Equipment and Tack Coat, Account Coder DB5112.55, and an expenditure of \$1,572.63 to Beam Mack to purchase an oil pan and parts for truck #40 a snow plow, Account Code, DB513055.

The motion was approved as follows:

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

Chris Woznica stated that the town has advertised for Wingman and that he has received one application. They are starting to put there list together and some of our old people are coming in to help for this coming year. He asked the board how they wanted them to do this ad and if they would allow family members to wing? This has been on the website, but, we haven't gotten any response. We really need to start putting a wingman list together and anyone can apply.

Ms. Zambrano – We do have a policy that we should follow.

Mr. Corl –You always have a problem getting wing people.

Chris Woznica - Yes, people don't want to be woken up at 2:00 a.m. to come out, when it's 20 below. Personally, I'd like to keep it the way it is as it has worked for many years.

Ms. Zambrano – Is it only on the website?

Chris Woznica – I believe so.

Chris Woznica – In years past, we have advertised it in the newspapers and never got anybody.

Ms. Boyke suggested that we advertize it in the paper.

Chris Woznica – The only problem, is that you're going to get people from Oswego applying and I can't call them and wait for them to get here.

Ms. Boyke – I understand, but we need to cover our bases and have two weeks.

Ms. Zambrano asked if this could be advertized as a call position with the response time.

Ms. Boyke – Let's be specific and say that they must be able to respond in 30 minutes at \$15.00 per hour.

Chris Woznica – Fine

EXECUTIVE SESSION

Motion was made by Ms. Boyke, seconded by Mr. Conway, to move into Executive Session for the purpose of discussing a specific personnel matter and to discuss the previous line item in regards to Cobblestone and to invite the board, the Comptroller and the Assessor into the Executive Session and to reconvene.

The motion was approved as follows:

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

The meeting adjourned into Executive Session at 8:25 p.m.

The meeting reconvened at 8:55 p.m.

Mr. Jennings stated that a motion was made by Ms. Boyke, seconded Mr. Conway, to return to open session, no decisions or votes were taken during the Executive Session.

Motion was made by Mr. Corl, seconded by Ms. Zambrano, relative to Cobblestone Square Apartments Company vs. the Town of Cicero that we authorize the Supervisor to enter into a final stipulation and agreement relative to that pending litigation regarding parcel 053-02-46 and that the assessed value be reduced to \$15,000.00, parcel 053-02-33.5 be reduced to \$30,000.00, parcel 053-02-33.4 be reduced to \$21,000.00 and parcel 053-02-33.3 be reduced to \$31,000.00 and any and all documentation that their attorney deems necessary and appropriate to resolve the pending matter with the Cobblestone Square Apartments.

The motion was approved as follows:

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

Motion was made by Ms. Boyke, seconded by Mr. Conway, to authorize an expenditure of \$7,500.00 to Bowers & Company, to finish the audit for the Justice Department.

The motion was approved as follows:

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

Ms. Boyke stated Mr. Mallette submitted a statement with questions that he wished answered and that she would read it for him.

As a former Town of Cicero Supervisor, I am concerned that most governments have forgotten their largest asset and provider, the resident. I would like to ask the board members the following questions. Cicero is a board operated town, so these questions are directed to the board members, and the liaison if applicable.

End Statement

Q. What is the status of the Brewerton revitalization? Does the board plan on continuing this project? This is a very small portion of the town, why spend this much money when the entire town is in financial distress? Have any monies been spent this year? Any funds budgeted? Why would you approve an \$8,500.00 expenditure for an audit of the Justice Department without an explanation to the people, apparently done in Executive Session?

Ms. Boyke answers the questions:

A. The status on the revitalization right now, is that as previously stated, the archaeological and the endangered species phase I have been completed. This was part of the Saratoga Associates contract which is being paid for through them. I received a call today and I have a meeting with Saratoga Associates tomorrow in regards to those two phases that have been done. They are also supposed to be bringing me at that time, statements from the DOT, who have been in possession of the concepts that were presented to them, approximately, two months ago.

Q. In response to this being a very small portion of the town and why spend this much money, when the town is in distress. A. The money was already appropriated and no more money is being spent than what was initially appropriated at this time.

Q. Has any monies been spent this year?

A. Yes and that's been specific and we've stated it right along. I don't have the full amount but it was \$230,000.00 that was appropriated to Saratoga Associates and I believe we are at approximately \$218,000.00.

Q. Are any funds budgeted?

A. No, there is no money budgeted for economic development.

Q. Why would you approve an \$8,500.00 expenditure for an audit of the Justice Department without any explanation to the people? Apparently done in executive Session?

A. First of all it wasn't done in Executive Session it was at a previous Town Board Meeting. The audit was done because an internal audit had not been done in the town ever and it was necessary because we have a new Judge coming in January and it was necessary to make sure that we are in compliance to all of our town finances.

Q. What firm was appointed to do the audit?

A. Their name is Bowers and Company.

Q. What Board Member asked for them to do the audit?

A. It was my recommendation.

Q. Does each board member have knowledge of the law of Executive Session?

A. Yes

Q. I have never heard any Board Member question any expenditure brought up by any Department. Can any Board Member recall a question on an expenditure?

A. I do believe this was brought up at the last town board meeting by Mr. Corl, in regards to drainage and Jessica is always asking questions about money being spent and I think she will attest to that as well as Vern and myself.

Q. Was there any quotations from other firms requested?

A. Yes, there was in regards to the drainage. There were 3 different quotes that were brought in.

Q. Did any Board Member question why there were no other quotes?

A. There were other quotes.

Q. What is the maximum that can be spent without a bid?

A. Shirlie Stuart stated for contractual it is \$30,000.00 and \$10,000.00 for the other. I'm not sure on the \$10,000.000. It depends whether it's a service as in attorneys, engineering, accounting, or if it is a contract, which is what Chris has to go up against, like paving roads, etc.

Q. A public meeting is where the audience is entitled to hear every word that is spoken. Does this board plan on any corrective action?

A. We have gone through every bit of our records and this room is in full ADA compliance and regulation. Tracy has gone above and beyond to make sure that we are ADA approved.

Q. The board voted to stop Shared Services Agreement with the Town of Salina and the Supervisor said she would interview prospective Assessors. Is there any report on this?

A. Yes, I am in the process of interviewing and I have set up for a second interview with two prospective candidates.

Q. Some time ago, the supervisor asked each department to cut their expenditures by 15%. Did any department do this?

A. Everyone of them did and that was two months ago. As a matter of fact, some of them cut more than 15% where they found an opportunity to help.

I believe I answered all of your questions.

Mr. Mallette – I am concerned we're living in a age where nobody knows what's happening in government. We see the Jordan Elbridge School and I think we're seeing it here. I don't think the people here, know what's happening. I know a little bit about the law and I just don't think that we're following the rules.

Ms. Boyke – The minutes that we present are more extensive than any other town. Our minutes are above and beyond explanation. I have asked about that and I've been told that. We do not have to be as explicit in explaining in our minutes. So, we are going above and beyond. I am concerned, Roy at what you're talking about.

Roy Mallette – I am hard of hearing. I have this thing on that you folks want everybody to wear. It's not going to work unless everybody talks into a microphone. Have you done anything budget wise about this sound system?

Ms. Boyke – This sound system is approved by ADA. Obviously, we have a microphone up here that is bad and we will take care of it. As far as budget, for a better sound system, we are in dire trouble with our budget. You just asked me who cut the budget and now you're looking for me to find money in the budget. It's not possible. We are approved.

Roy Mallette – You took a bond anticipation note out for two hundred thousand dollars.

Ms. Boyke - \$400,000.00

Roy Mallette – Are you going to bond that amount?

Ms. Boyke – No.

Shirlie Stuart – It's a BAN called a Bond Anticipation Note. We do not have any plans to do a Bond.

Roy Mallette – You would have to use a Tax Anticipation Note, I believe.

Shirlie Stuart – No, we use a BAN a Tax Anticipation Note is something different. That would be anticipating tax revenues as they are coming in.

Roy Mallette – Do you have revenue coming in to pay it?

Shirlie Stuart – Yes, we do, it's in the budget. You have to approve X amount in the budget for the next five years to pay towards principal and interest.

Roy Mallette – You have one of the highest budgets this town has ever seen and I just can't believe the amount of money you are spending without asking for some verification on some of this money.

Ms. Boyke – I am not sure what you're talking about.

Roy Mallette – I'm talking about a department heads saying they need \$400,000.00 for a truck or something. Nobody questions whether they got other bids. Where is the financial security for the people? The people are hurting.

Ms. Boyke – We are well aware of it, that this town is hurting. In the budget that we have inherited, we are in trouble. We are working diligently and no one is going to be happy including you, when this budget is finally proposed. The Preliminary Budget right now is ugly. Every single department has been challenged to do everything possible to cut their budget to bear bones. I find it almost insulting that you are challenging us on our expenditures without thinking that we have not fully investigated everything we are approving.

Roy Mallette – We've got about a 20% increase in our Part Town Tax. Is that correct?

Shirlie Stuart – Where did you get that percentage Roy? I don't understand what you are asking.

Roy Mallette – Somebody told me we were going up 19% or 20%.

Shirlie Stuart – Right now, it's 24%, but, it's a Tentative Budget and you've been in government long enough to know about revenues and expenditures and fund balances.

Roy Mallette – This does not include any additional cost for garbage and sewage and things like that does it?

Shirlie Stuart – No, it does not. You are correct.

Ms. Boyke – We have not even gotten to our Special Districts yet.

Roy Mallette – Another thing that disappoints me a great deal. The other day I came in to a budget meeting and everybody sat around a table without a microphone there and I got up, because I could not hear anything. To me that is not right.

Ms. Boyke – Roy, we apologize for that and the rest of our budget meetings are going to be held in this room with microphones, so that all can hear.

Roy Mallette – Okay, I'll take your word on that. I am just a concerned citizen. I haven't raised the rent in my apartment for five years. I'm going to have to jump it pretty good now.

Ms. Boyke – You are as concerned as every single one of us in this room and all of us who sit on this board.

Roy Mallette – How many cell phones are out there?

Ms. Boyke – I believe we have one pager that we pay for.

Shirley Stuart – We have 7 cell phones and I believe years ago, we had 16 or 18.

Ms. Boyke – Many people have their own personal cell phones.

Roy Mallette – Do they get reimbursed for that?

Ms. Boyke – No

Roy Mallette – I'm looking out for the taxpayers as a citizen.

Ms. Boyke – As well as we are.

Roy Mallette – With a 20% increase, you're going to have empty houses for sale all over the place. When I was in office we had a slight depression and every other house in this town had a for sale sign on it. We're going to have the same thing in January.

PUBLIC INPUT

Chris Woznica stated that Roy brought up a good point relative to us buying trucks. We don't go for quotes because Jody, Joe and I, buy off of a State or a County Contract Bid. The State and the County have already done that work for us. We buy off the cheapest price for a truck or cheapest vehicle or piece of equipment that's already out there. We don't have to put it out for bid, because the State or County has already done that for us. That's why, when we come and say we need runnercrush, topsoil or a vehicle, we don't give you other quotes, because that is a State Bid and is a State Bid price. We don't have to get quotes, because that is the cheapest price out there.

Ed Hansen – If a person in Oswego had a truck that you could use or buy really cheap, would you be able to buy that without going through the bidding process?

Chris Woznica – That would require you to go to a competitive bid.

Jody Rogers- As long as you have a set specification, you can go to anybody you want, but, you're going to work off this specification, that the State has or the County has. If somebody wants to come in lower than that, in Oswego County or where ever you could entertain that, but it has to meet the spec's that the State has already gone out on.

Ed Hansen – I know you're trying hard to chop everything down. When you go into your meetings, you need to say it's impossible to raise our taxes and what are we going to do? You may have to cut departments, or renegotiate contracts, or any number of things.

Ms. Boyke – The whole point when we started out, was not pretending. The whole object is that we do not want to and that is the whole reason that we are scrutinizing everything. When was the last time your taxes were raised?

Ed Hansen – We got a shock when the garbage thing was raised up. It's still our taxes.

Ms. Boyke - I understand.

Ed Hansen stated that we would have to pay it as its itemized taxes from the pocketbook and if we don't pay it, it is confiscated.

Ms. Boyke – For the last 5 years our budget has been balanced from our reserve and it's like paying your home expenses out of your own savings account and not putting anything back. I will tell you known, that we are scrutinizing and there is full cooperation with everyone in this town, to do everything possible to make this budget the skinniest best budget that there is.

Ed Hansen stated that you still have the taxpayer to default back to.

Ms. Boyke – That's right.

Ed Hansen asked if you couldn't take anymore money by laws, would you want to still exist.

Ms. Boyke stated that we would continue to reduce services.

Ed Hansen asked if that would be considered.

Ms. Boyke – We are considering that.

Ed Hansen asked if it would be to a point where you won't have to raise our taxes. Social Security isn't going up and people on fixed incomes can't afford anything.

Mr. Corl – There are expenses that we must pay. We need to plow the roads and there are other departments, services and goods that the people of the community need and want and we have to balance that.

Ed Hansen agreed that plowing roads and the sewer system is a vital thing and there are other vital things, but there will be things that people wouldn't even miss.

Ms. Boyke – When the budget is proposed and they certain things aren't there, you will find out how many people miss them.

Ed Hansen – There won't be as many as will squawk at you for raising their taxes.

Ms. Boyke – We hope that is the case.

Ed Hansen explained that special interest groups will pack the room stating they didn't want something taken away and then they squeeze you and everyone has to pay.

Ms. Boyke – There is no squeezing, we don't have that.

Ed Hansen - Well, if you raise our taxes, you squeeze us.

Ms. Boyke stated that she also pays taxes in this town and everything is being done in the best interest. There will be a public hearing where you will have an opportunity to speak again.

Ms. Zambrano - There will be a budget workshop next Wednesday at 4:00 pm., where you can come and listen and then there is a hearing on October 27, 2010 and again on Saturday morning. There will be opportunities for you to provide input. Also expenses have gone up they are collective bargaining expenses, such as Health Insurance that have to be addressed. We have a couple of contracts that are coming up for negotiation and the contract that is not up for negotiation is a generous contract and everyone would like to emulate that contract. It's pretty tough to meet a 4% per year for four years and it's generous not to pay into your health insurance. That's what we have to deal with. Also, some employees don't pay towards health insurance and others do, which isn't fair either.

Ed Hansen expressed that concessions have to be made.

Ms. Zambarano stated that they will have to consider lay off's.

Ray Shader - People need to realize that there hasn't been a tax increase in four years and that the reserve fund was used. Two years ago, they said, if they didn't kick in the Reserve Fund taxes would have gone up 35%. I also have been coming to these meetings for 50 years., back when Roy Mallette was the Supervisor. I don't see any difference in the way it is run today than when he was Supervisor.

Resident – Commented that Mr. Mallette was correct when he said people need to talk into the microphones and hoped the board will be more diligent.

Ms. Zambrano stated there is no way to pull the microphones any closer as they are affixed to the dais.

A resident asked on what date the board voted to end the Shared Services Agreement. She had a copy of a letter that was sent to the Town of Salina, stating that the town is ending the agreement.

Ms. Boyke – The board voted to pursue hiring a full time Assessor which is what was approved at the board meeting. A letter which was produced by our Town Attorney was sent to Salina to end the agreement.

Mr. Conway – The vote was 3 to 2.

Mr. Willis had some speed limit concerns as do others and felt that several roads speed limits were reduced too much. He understood that there have been requests via e-mail by some, to leave the speed limits as they are. Mr. Rybak who was on the previous administration stated you can lower the speed limits, but, there is always a percentage who will always abuse and Chief Snell has quoted statistics that agree with this. East Mud Mill Road speed limit was reduced to 35 mph, but 18% of the people still travel at 60 mph. If it were raised to 45 mph where others and I feel it should be those 18% will still drive at 60 mph. All that has been accomplished is curtailing the majority of law abiding drivers, from efficient daily commute. I also feel the limits shouldn't be set for the convenience of the courts or the police, but for the majority of the town residents who are paying for the town to be an efficient convenient place to live. This all started with the town turning to a Suburban Township, which I feel was a mistake for the town residents as it gives to much power to the Town Board.

SUGGESTED SPEED LIMIT INCREASES:

CHANGE TO 45 MPH

1. Bartell Rd: 81 Bridge to Ladd Rd.	45 mph
2. Ladd Rd: Bartell Rd. to E. Mud Mill	50 mph
3. E. Mud Mill: Rt. 11 to McKinley Rd., not Sneller	45 mph
4. Lakeshore Rd: Past Elementary School to Maple Drive	40mph
5. Whiting Rd: Powerline to Rt. 31	45 mph
6. South Bay Rd.: Lakeshore Rd. to bridge	50 mph
7. Rt. 31 east into Bridgeport, move 30mph east into Huyk Dr.	
8. Thompson Rd. – Northern Blvd to Taft Rd.	40 mph

Sherry Mitchell, Diffin Rd., attended the Budget Workshop last week and she understands that people don't want their taxes raised, but, after Shirly explained what is going on in the town, it gave her a better understanding. I believe she said it was a 24% increase which equates to \$33.00 for ever one hundred thousand of assessed value. I was really impressed with Shirly's ability to explain the process and what was happening and why. With the \$400,000.00 shortfall from revenue and the Teamsters Contract which I find appalling, it makes me livid. I work for a company and I have to pay for my health care and have had to contribute more towards costs and we don't want to pay for more of their costs too.

Board Comments

Mr. Conway - We may want to consider dropping the garbage contract and let people take care of their own contract. The problem with that is that half of the people will have garbage all over the streets and in his opinion wouldn't be the proper way to bring our budget down.

Mr. Corl – You would also increase everyone's garbage as well and I'll go out on a limb and say everyone's garbage costs would double if everyone went out and contracted their own.

Ms. Boyke - I believe the cost is \$85.00 a quarter and when it's incorporated in your taxes, you don't have to worry about it.

Mr. Jennings explained that when this initially started it was \$160.00 and then it went up one year.

Ms. Boyke – It went up due to the cost of gasoline and was an extra cost that was levied for one year and then it was taken off again.

Mr. Jennings – If you travel down Taft Rd., you will notice a new traffic light on Kreisler Dr. If you turn left it's okay, but, it is a very difficult place to make a right hand turn there as there is

little room. They also have beautiful sidewalks, going to somewhere. Please be careful on Taft Rd.

Ms. Zambrano – The Tentative Budget is posted on the website and we do need your feedback. It's going to be tough and taxes will be going up all over the place. We did inherit somewhat of a mess with over estimated revenues and spending. We are trying to do a good job with spending this year.

Mr. Corl stated that every Department Head can attest to the fact that we have gone through each and every line of their budgets over the years and have tried to be as frugal as possible, but providing the services the residents of Cicero want and deserve. Over the past few years, we have invested in our parks, a Teen Center, a Senior Center and other good things within the town. To say we have expended tons of money wastefully is not accurate. That is the first thing I want to say, because that has been a constant theme over the past weeks. We have also improved Drivers Village and improved all of those roads and infrastructure in that area, costing millions of dollars. So, to say, people should have raised your taxes in the last five years so that we wouldn't have to now, is a little disingenuous. Our current town budget that we're relying on this year, is about \$380,000.00 worth of fund balance, where in the past there was a usage of the fund balance, which is probably, not to different than that range. As the budget process unfolds, we understand people's concerns, and to say we're going to have to lay people off, at this point, is sending the wrong message to the town's employees. At least for me, I'm going to make sure that would be a last resort to make sure that we have a budget that does not raise taxes.

Ms. Zambrano – At the last workshop we did talk about cutting spending and everything was on the table for discussion.

Mr. Corl – That's correct and I made a couple of very good ideas.

Ms. Zambrano – I am not in favor of not giving raises to our employees or of lay off's.

Mr. Corl – You want to lay people off.

Ms. Zambrano – No I don't want to, but, if it comes to that, I want everyone to know that we may have to do that. It is possible.

Mr. Corl – It is too early to send that message to our employees. Let's go through the budget process. I see this cloud hanging over the employees head, whether they are going to be here or not. Let's look at the numbers and get through this process before we send alarms to our employees.

Ms. Zambrano – We have a budget out there that is alarming to the residents of this town.

There being no further business before the board, the meeting was adjourned at 9:41 p.m.

Tracy M. Cosilmon
Town Clerk

