

STATE OF NEW YORK  
ONONDAGA COUNTY  
TOWN OF CICERO

SS:

The Cicero Town Board held their regular meeting on Wednesday, November 14, 2012 at 6:30 p.m. at the Cicero Town Hall, 8236 Brewerton Road, Cicero, NY 13039.

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

Others Present: Tracy Cosilmon, Town Clerk  
Joseph Snell, Police Chief  
Neil Germain, Germain & Germain, Town Attorney  
Ron DeTota, C & S Companies, Town Engineer

Mr. Corl indicated where the fire exits were and read the following statement:

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

The meeting was opened at 6:30 p.m. with the Pledge of Allegiance.

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

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 Conway.

Ayes - 5 and Noes- 0. *Motion carried.*

APPROVAL OF TOWN BOARD MEETING MINUTES

Councilor Jennings moved the adoption of a resolution to approve the minutes of the October 24, 2012 Regular Town Board Meeting. Motion was seconded by Councilor Zambrano.

Ayes- 5 and Noes – 0. *Motion carried.*

APPROVAL OF ABSTRACT #21 OF 2012

Councilor Burtis moved the adoption of a resolution to approve Abstract #21, of 2012 as follows: Motion was seconded by Councilor Zambrano.

General Fund Voucher # 2171 to Voucher # 2348 In the amount of \$789,149.79  
Highway Fund Voucher # 583H to Voucher #648H In the amount of \$236,819.05

Ayes – 5 and Noes – 0. *Motion carried.*

BUDGET MODIFICATIONS

Councilor Burtis moved the adoption of a resolution to approve the following budget modifications as follows:

**2012**  
**BUDGET MODIFICATIONS**  
 TOWN BOARD MEETING  
 11/14/2012

<b>FROM</b>	<b>\$</b>	<b>TO</b>
B80102 Zoning Equipment	5000.00	
B801047 Zoning Computer Labor	579.25	
		B80104 Zoning Contractual – Radios
DB511041 Highway Equipment Rental	5000.00	
DB511051 Highway Concrete Blocks	8000.00	
		DB50112 Highway Misc Safety Equip – Radios
DB50114 Highway Misc Safety	6543.47	DB50112 Highway Misc Safety Equip - Radios
A1620405 Parks Building Cont	2125.00	
A71101 Parks Personal Services	9993.25	
		A71102 Parks Equipment – Radios
B31204 Police Contractual	200.00	B312054 Police Computer Labor
A81604 Landfill	1045.00	A8664 Code Enforcements
A13301 Tax Personal Services	122.75	A13301 OT Tax Personal Services OT
A90408 Workers Comp	2908.16	A10104 Town Board Contractual – LOSAP
A14104 Attorney Contractual Exp	12845.00	A142044 Attorney – Litigation
A135511 Assessment Review Board	1840.10	A13554 Assessor Contractual
B702011 Fall/Winter Staff - Parks	800.00	B702041 Office Supplies – Parks
A71101 Parks Personal Services	3200.00	A711046 Mechanics – Parks
A711044 Parks Miscellaneous	100.00	A711045 Parks Improv/Rehab.
A711044 Parks Miscellaneous	100.00	A711051 Parks Computer Labor
B731041 Canteen – Training, Travel	1000.00	B7310402 Canteen Program Supplies
B702044 Parks Program Expenses	1200.00	B702041 Parks Office Supplies
A162040 Building Contractual	1500.00	A1410435 Town Clerk Postage
A14104 Building Contractual	500.00	A141011 Town Clerk Records Personal Ser
DB513047 Highway Body Maint	2000.00	DB513043 Hoses
DB513045 Highway Motors	1000.00	DB513043 Hoses
DB90608 Medical Insurance	38184.00	DB97854 Highway Lease - Truck

**BUDGET AMENDMENTS**

**Revenue**

**Appropriations**

Councilor Zambrano mentioned that later on in the agenda one of the items for approval is the purchase of radios and there are several budget modifications shifting money from various codes to another in order to pay for the radios. They also have a budget modification for shifting money to pay for an audit if it gets approved later in the agenda.

Motion was seconded by Councilor Zambrano.

Ayes – 5 and Noes – 0. *Motion carried.*

**PRESENTATION BY DIRECTOR OF PARKS & RECREATION, JODY ROGERS AND  
 HIGHWAY SUPERINTENDENT, CHRIS WOZNICA REGARDING PURCHASE OF NEW  
 EQUIPMENT RADIO COMMUNICATION SYSTEM**

Supervisor Corl stated that at the end of the year they are going to have to make some transitions with portable radios because of the changing of the frequencies and Jody Rogers has taken the lead on behalf of the town to administer the correct purchases.

Jody Rogers thanked Chief Snell and Chris Woznica. They had a number of meetings to discuss what the future of radio communication for the town is.

Jody explained that there are two (2) internal communication systems in the town. One is at town hall which handles Parks & Recreation, Codes, Town Clerk, Dog Control and then there’s one within the highway department, which Chris has thirty-seven (37) radios for his equipment, trucks, pick-ups and the larger trucks in his internal system and then there’s a county wide system. There was a lot of conversations back and forth, Chief Snell assisted with working with the County to get them potentially a “group talk” through the highway department, through the County Digital System.

When they looked at that system within Town Hall, the cost for upgrading the system that they have, which is antiquated, reprogramming radios, replacing radios, fixing the antenna and all of that would be around \$7,500.00. So they felt the best cost effective way to continue with communication, at least for Codes and Parks & Recreation is to eliminate the Town's internal system and go to the highway talk group by purchasing radios.

The system at Town Hall has a lot of "dead space" within the town where they can't communicate. The cost was not feasible, as this isn't the future of communication, but a digital system is. Chief Snell had a lot of information about that for them. So, as it relates to Parks & Recreation and Codes, they are going to go to the digital system on a highway talk group.

Jody is going to, instead of replacing all eight (8) of her radios in her vehicles, replace seven (7). They are all going to be portable, so they can be utilized by the town in the event that there's a natural disaster or some kind of emergency within the town. Those radios can be given out per the Supervisor to anyone that needs them to be part of an Emergency Management System. They are also small computers; the radios are about \$1,500.00 a piece - it's the radio, its programming, its software. They can be programmed to a channel that could be in contact with police, fire, and our highway department or Parks & Recreation or Town Supervisor. So in the long run that type of communication will be the best, cost wise, the best system to go with. There are no dead zones with using the digital system, so you would be able to hear throughout the town and the county and the ability for others to borrow our radios in the event that they are needed is also a really good idea.

With Chris' system in highway, because he has so many radios and they are \$1,500.00 each. He has decided to upgrade and reprogram his mobile radios that he has in his vehicles and only purchase four (4) additional digital radios to be in the highway talk group.

In Codes, in speaking with Supervisor Corl and Steve Procopio, they are going to purchase three (3) of the digital radios. Theirs is approximately \$4,500.00. Highway is going to purchase four (4) so they can communicate through the digital system, but also that's going to be monitored through Chris' main office and then he can dispatch through the radio system, internal system, that highway has and Jody's radios would be seven (7).

Jody stated that the frequency is going to change at the end of December, to a narrow band, and that is what precipitated the discussions about what is the best future communication for the community, as it relates to their own departments and then going beyond that in the event in an emergency, which we hopefully never have, but if we do they will be prepared.

Jody thanked Chief Snell and Chris Woznica again for all their assistance.

Councilor Zambrano asked how old the radios were from the various departments that Jody was proposing to replace.

Jody replied that a majority of them can't even be reprogrammed; they would have to be replaced. Some of hers are maybe twenty years old and as a debate on what they are going to do on the old equipment, they are going to hang on to them to see what the best use of it is.

Chief Snell said that some of the problem is that effective January 1<sup>st</sup>, they are going from wide band to narrow band and it's a federal requirement in which you won't be allowed to be on the wide band anymore. He applied for licenses for the highway and for the town for a narrow band frequency just in case they decide to keep the Town channels. So if they do need to ever move in that direction again they will still have the frequencies to do that.

Chief Snell stated that the narrow band frequencies are okay, but what the federal government is trying to do is force everybody into the digital world and it's really forcing interoperability, so that all agencies can talk together. A lot of the highway departments now are on the 911 system, fire departments and police are so everyone can talk together. 911 will not be monitoring the Highway or Parks while they are on there. The only time they would monitor them is if they went to a frequency that allows police to talk to highway. But normally, any other normal transmissions, 911 would not be monitoring; they only monitor police and fire.

Chief Snell stated a lot of the portable radios that they have are HD1000's, they are convertible to the town, to the narrow band. The mobile radios are not convertible, but the portable radios are, so their recommendation is to keep as many as they can that can be converted and down the road if they needed to they could.

Jody Rogers said the other thing that brought this home was when there was the potential of Hurricane Sandy coming up through this area. Supervisor Corl called a meeting of all departments to talk about how they were going to handle this if in the event they had a disaster in the Town. It really brings it home quicker to say “how are we all going to be able to communicate” and “who is going to need to be able to communicate” and this gives them the opportunity. Technology and the digital system is the way of the future; older systems work, but not as efficiently.

Supervisor Corl commented that the Codes department currently doesn't have any type of capability; they don't have any of these types of devices at all, so this will be helpful for their department to have three (3) of them so they can speak with each other or leave one here when they are out in the field to communicate back in. They will also be able to communicate with Highway on these.

Councilor Burtis said short of an emergency, he imagines there have been some conversations regarding cell phone use and asked how that comes into play.

Chief Snell replied that the problem with cell phones is that there have been times, especially 9/11, and the cell phones were dead; they would not work, the air became overwhelmed and that's what happens in a lot of natural disasters. Chief Snell commented that the cell phones would not be reliable.

Jody Rogers commented that she was the only one in her department that has a town issued cell phone. So in the event that they wanted others to have that they would have to issue cell phones to her employees. Jody stated that their radio communication that they have right now is the best system. It might be cheaper to go to cell phones, but she thinks it's difficult to issue them; they get lost a lot easier.

Councilor Zambrano said it was a significant investment for \$33,000.00, but clearly they need to move in that direction. She asked what the longevity would be for the new equipment.

Chief Snell replied 15 to 20 years for the digital system. He said the benefit of this is that the cost will go down eventually. Right now, digital is the thing, so they have to buy Motorola. Currently, the County has a contract with Motorola, so we have to buy Motorola. We are locked into it, but down the road they may be able to go out and obtain cheaper models.

Councilor Burtis asked if this would be good throughout the town and the county as far as coverage.

Chief Snell stated 911 has now extended out to Cayuga, Cortland, Madison and Oneida County, who have now all joined digital aid.

Supervisor Corl commented that he believes on a day to day basis the police won't have the communication with the highway, but they do have the capability of switching over to the other band, so they could all talk if they needed to.

Chief Snell replied that was correct.

Councilor Conway said that they have Onondaga County and Oswego County on fire control now.

Chief Snell advised him that they don't dispatch for them.

Councilor Burtis asked if these were “secure channels.”

Jody Rogers replied that people can monitor them within the community.

Supervisor Corl wanted to note that under “C” where it was \$9,500.00, it actually came out to be \$8,560.00 because a final quote came in after the agenda was published.

Supervisor Corl thanked Jody, Chief and Chris for all their help and input.

## APPROVE PURCHASES OF MOTOROLA XT5 PORTABLE RADIOS WITH SOFTWARE

Supervisor Corl moved the adoption of a resolution to approve the following purchases listed below of Motorola XT5 Portable Radios with Software due to discontinuation of current band on December 31, 2012:

- A. \$12,185.25 to United Radio for (7) Portable Digital Radios for the Parks and Recreation Department (including software and hardware)
- B. \$4,496.25 to United Radio for (3) Portable Digital Radios for the Planning/Zoning/Codes Department (including software and hardware)
- C. \$8,560.00 to United Radio for (20) Narrow Band Compatible Truck Radios for the Highway Department (including software and hardware)
- D. \$5,995 to United Radio for four (4) Portable Digital Radios for the Highway Department (including software and hardware)

Motion was seconded by Councilor Jennings.

Ayes – 5 and Noes – 0. *Motion carried.*

## PURCHASE APPROVALS FOR YOUTH BUREAU, PARKS &amp; RECREATION

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

School Use, Youth Basketball Instruction, Additional Fill, and Replace and Dispose of Old Chairs

- A. \$2210.00 to North Syracuse School Central School District – Treasurer for School for Use of the Facilities for Fall Recreation Programs (via fees)
- B. Amount not to exceed \$3800.00 to John Haas (via fees) for Youth Basketball Instruction
- C. Amount not to exceed \$3800.00 to Gary Dembkowski (via fees) for Youth Basketball Instruction
- D. \$396.00 to Jack Brown Excavating for additional Fill material for William Park (original request 10/24/12 for \$1008.00)
- E. \$1151.96 to W.B. Mason for (4) new Office chairs and dispose of old chairs as surplus
- F. \$150.00 for the Holiday Parks and Recreation Commission's Dinner meeting

Motion was seconded by Councilor Conway.

Ayes - 5 and Noes - 0. *Motion carried.*

ACCEPT RESIGNATION OF DAVID KERWIN, RECREATION ATTENDANT (CANTEEN)  
EFFECTIVE NOVEMBER 8, 2012

Councilor Jennings moved the adoption of a resolution to accept the resignation of David Kerwin, Recreation Attendant (Center Monitor) at the CanTeen effective November 8, 2012. Motion was seconded by Councilor Burtis.

Ayes - 5 and Noes - 0. *Motion carried.*

OPEN A CHECKING ACCOUNT AT M&T BANK FOR THE PARKS & RECREATION  
DEPARTMENT TO HANDLE PAYPAL PAYMENTS FOR ACCOUNTING PURPOSES

Supervisor Corl stated that they were going to be establishing a PayPal account for online registration. This is something that Jody and Julie have been working on and he thinks this will be a good idea for the town and they will monitor that to see potentially if it can be used in other departments.

Supervisor Corl moved the adoption of a resolution to open a checking account at M&T Bank for the Parks & Recreation Department to handle PayPal payments for accounting purposes. Motion was seconded by Councilor Conway.

Jody Rogers asked Supervisor Corl if they could add to the resolution that the signers on that checking account be Julie Raddell and Jody Rogers.

Councilor Jennings amended the motion

Ayes - 5 and Noes - 0. *Motion carried.*

**AUTHORIZE SUPERVISOR TO SIGN 2013 HAULER AND MUNICIPAL REGISTRATION RENEWAL WITH ONONDAGA COUNTY RESOURCE RECOVERY AGENCY (OCCRA)**

Supervisor Corl moved the adoption of a resolution for the Supervisor to Sign the 2013 Hauler and Municipal Registration Renewal with Onondaga County Resource Recovery Agency (OCCRA). Motion was seconded by Councilor Zambrano.

Ayes - 5 and Noes - 0. *Motion carried.*

**ADD SUPERVISOR TO ZONING'S CHECKING ACCOUNT AND JULIE RADELL TO THE PARKS AND RECREATION'S CHECKING ACCOUNT AS ADDITIONAL SIGNEES**

Supervisor Corl moved the adoption of a resolution to add the Supervisor to Zoning's checking account and Julie Radell to the Parks and Recreation checking account as additional signees.

Councilor Jennings asked if there was not another individual within Zoning that would be on that account.

Supervisor Corl replied that the Comptroller wanted to have two (2) signers. Currently there is only one signer, which is Councilor Zambrano.

Motion was seconded by Councilor Zambrano.

Ayes - 5 and Noes - 0. *Motion carried.*

**RETAIN BOWERS AND COMPANY TO CONDUCT AN AUDIT OF THE LENGTH OF SERVICE AWARDS PROGRAMS (LOSAP), SPONSORED BY THE TOWN, PROGRAM PURSUANT TO 219-A OF GENERAL MUNICIPAL LAW (NOT TO EXCEED \$3,000.00)**

Supervisor Corl stated the Comptroller had circulated a memo which stated that the Town of Cicero sponsors the LOSAP program for the South Bay Fire Department being that they are individually owned by the members. It's the only LOSAP program that the Town sponsors and there is the Office of the State Comptroller who has provided a memo that makes the local municipality responsible for that program and the LOSAP program should be audited once a year. As a host of that the burden becomes the towns to get that done.

Councilor Jennings stated that he had read both documents and on page 3, Bowers and Company's quote was \$3,000.00 for year ending December 31, 2011, however, Testone, Marshall and Discenza were \$7,500.00 for years ending December 31, 2009 through 2011. He wanted to know why the difference in the years and also stated that he doesn't remember if they ever went out for proposals for this; he doesn't remember voting on it.

Supervisor Corl advised him that the Comptroller worked with the South Bay Fire Department and they actually went out and got proposals for the audit.

Councilor Jennings asked why the difference in the years, one being three years and one being a one year audit.

Supervisor Corl replied that it hasn't been done at all. The memo came out in 2008, which required the local municipalities to do this. The Town of Cicero has never done it, when they

probably should have been. So he wanted to start with at least getting the town on board at least for the year ending 2011. LOSAP audits must be completed within 270 days of the end of the sponsor's fiscal year.

Councilor Jennings asked if they still need to go back and do 2009 and 2010.

Supervisor Corl replied that he thought South Bay's position, and per his conversation with them, they are just going to do 2011, provide it to the state, and see if there is any feedback.

Councilor Zambrano commented that when they do the audits they are going to have to look at the books from the previous years, so she thinks it's a cost savings to just do the one year; they can't ignore the previous books, so she is in favor of going with the \$3,000.00 for the one year since they are obligated to do that and they are going to have to look at those records anyway.

Supervisor Corl stated that he thought Bowers also did the Justice Audit and the only two formal bidders on that were Bowers and Testone, Marshall and Discenza and they came in the lowest also, but South Bay actually did the bidding so to speak for the town on this.

Councilor Jennings commented that this is an estimate for \$3,000.00, so it may be less than the \$3,000.00. According to the fee structure it says, "In accordance with AICPA Audit and Accounting Guide an Employee Benefit Plan, the fee estimate is \$3,000.00." He said that's an estimate and asked if that may be more or it may be less.

Councilor Zambrano replied that they could approve an amount not to exceed \$3,000.00

Councilor Jenning commented that he could live with that.

Councilor Conway said that South Bay is the only fire department that is completely in the Town of Cicero, so the Town has to pay their Worker's Compensation or whatever. Whereas, the other fire departments all have either fire districts or protection districts so they can set their own rates in the fire districts. That is the reason that South Bay comes in by itself.

Supervisor Corl stated that earlier that evening they did make the budget modifications. Shirley did provide the modifications necessary within the budget to pay for this.

Supervisor Corl moved the adoption of a resolution to Retain Bowers and Company to Conduct an Audit of the Length of Service Award Programs (LOSAP), Sponsored by the Town, and Program Pursuant to Section 219-A of General Municipal Law (Not to Exceed \$3,000.00). Motion was seconded by Councilor Conway.

Ayes - 5 and Noes - 0. *Motion carried.*

AMEND STANDARD WORKDAYS FOR ELECTED AND APPOINTED OFFICIALS AND  
TO REPORT THE DAYS WORKED TO THE NEW YORK STATE AND LOCAL  
EMPLOYEE'S RETIREMENT SYSTEM

Councilor Jennings said it says, "To Amend the Standard Workdays for Elected and Appointed Officials", and to the best of his knowledge they don't have work days for elected and appointed officials.

Supervisor Corl advised him that this was originally approved in the spring. It is being amended because of the fact that Shirley had to recalculate some of the figures based on the hours provided by employees.

Councilor Jennings asked what employees.

Supervisor Corl replied elected officials.

Councilor Jennings said he assumed that somebody here within the town or some of our workers are working towards a State retirement.

Councilor Zambrano commented that everyone is on the State retirement.

Councilor Jennings said he really didn't understand what they are saying is that they are setting standard work days, but they do not have standard work days for elected or appointed officials.

Councilor Zambrano asked him if he recalled when they first became Councilors and Shirlie for three months had them tally how much time they were spending on the job and then she took the calculation as an average.

Councilor Jennings said that he was not required to do that; he does not have a State retirement, he has a Federal one.

Councilor Zambrano stated she did, but it was an average for elected officials, because as he said correctly, they do not have set hours. But, this has nothing to do with her retirement.

Supervisor Corl advised Councilor Jennings that if he had any questions Shirlie could answer them. Shirlie is asking for an amendment because when she sent it to the State it came back and the calculations were incorrect; the way she has to compute those for elected officials.

Councilor Zambrano clarified it that it's not really State employees that they are talking about - it's the name of the system.

Councilor Jennings moved the adoption of a resolution to Amend the Standard Workdays for Elected and Appointed Officials and to Report the Days Worked to the New York State and Local Employees Retirement System. Motion was seconded by Councilor Burtis.

Ayes – 5 and Noes – 0. *Motion carried.*

#### PURCHASE APPROVALS FOR HIGHWAY DEPARTMENT

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

Catch Basins, Truck Radios, Software, Chargers, Pressure Washer, Frames and Grates

- A. \$3,328.00 to Sunnycrest Inc., for (10) Catch basins
- B. \$4,400.00 to PBS Brake & Supply for a Karcher full size Commercial Pressure Washer
- C. \$2,580.00 to Crossroads Highway for (12) Frames and Grates
- D. Acceptance of the following Wingperson List provided by Highway Superintendent at a pay rate of \$15.00/per hour, for the 2012-2013 season:

Alexander, Wayne  
 Alley, William  
 Arcuri, Sal  
 Carey, Kevin  
 Coon, John  
 Cooper, Cheryl  
 Cretaro, Brad  
 DeFuoco, Michael  
 DeVaul, Donald  
 Devine, Thomas  
 Elderbroom, Harvey  
 Ferstler, Michael  
 Garvey, Brian  
 Henderson, Robin  
 Hogan, Allan  
 Hyde, Zachary  
 Kearney, Peter  
 LaDue, Brandon  
 LaMacchia, Jason  
 LaRochelle, Ian  
 Leonard, Anthony  
 Lottermoser, Jeffrey  
 Lottermoser, Joseph  
 Mautz, Julius  
 Mayers, Eric  
 Mayers, Laura  
 Mayers, Nathan  
 McLaughlin, Richard  
 Mutter, Chad

Nadeau, Samantha  
 Reardon, Ronald  
 Reles, Craig  
 Remillard, Leo  
 Repko, Gary  
 Salanger, Robert  
 See, Michael  
 Slate, Ray  
 Stone, Adelbert  
 Taylor, TJ  
 Ventre, Roger  
 Wood, Brett  
 Wood, Stewart  
 Woznica, Frederick  
 Woznica, Pamela  
 Zacholl, Arthur  
 Zech, Carlton

Motion was seconded by Supervisor Corl.

Ayes – 5 and Noes – 0. *Motion carried*

#### POLICE DEPARTMENT PURCHASE APPROVALS

Supervisor Corl stated that at the previous meeting they had accepted the monies for a grant which was provided for computer equipment and for the police vehicles. They have also been provided a quote, which has been published on the Town website.

Computers for the Police Department's vehicles (the purchase is covered by a Department of Homeland Security grant which the Town Board previously accepted)

- A. \$17,818.00 for (7) Fujitsu T901 Computers with clamshell mount
- B. \$2,122.00 for (1) Fujitsu T901 Computer

Motion was seconded by Councilor Zambrano.

Ayes – 5 and Noes – 0. *Motion carried*

#### AUTHORIZE THE SUPERVISOR TO EXECUTE THE AGREEMENT BETWEEN THE COUNTY OF ONONDAGA AND THE TOWN OF CICERO FOR CONTROL OF SNOW AND ICE CONDITIONS ON COUNTY ROADS

Supervisor Corl stated that since July of this year he had been working with the other town Highway Superintendants and Town Supervisors on having a more equitable contract with the County of Onondaga for snow plowing. We currently plow just about 30 miles of County roads within the town and when they started the negotiations, the County wanted to stick with the \$6,300.00 dollar level which was last years amount. Through the course of negotiations they came to an agreement; Clay has already approved theirs. It calls for an agreement where this year will be \$6,600.00 per mile, with every year over the course of the following four years, for a five year agreement, a 2% increase. Also in addition to that the towns will receive an additional amount depending upon the severity of the winter. There's a Severity Clause for Region 3, which we are in, set by the State and the average State Severity Factor is about 18.7 over the course of the last five seasons. If we have that average type of winter, there will be an additional \$1,122.00 per mile.

Supervisor Corl said this was a good contract and it was something that was negotiated over the course of several months; he's been keeping the Board updated relative to correspondence between the Supervisors and the County.

The contract also includes in there, in the event that gas prices do escalate or salt prices escalate, provisions to allow the towns to either renegotiate or to back out of the contract.

Supervisor Corl solicited comments from the board.

Councilor Zambrano commented that this contract amounts to about \$200,000.00 a year for 2013. She did attend some of the meetings with the other supervisors, at which time they decided to

come together and take a hard stand with the County to negotiate the price. The smaller towns didn't feel that they would benefit, but she thinks that a separate committee was formed and Supervisor Corl was part of that and he was instrumental in writing the original draft to the County proposing why the municipalities needed a higher rate than what the County was proposing. Luckily, the County came around; there were five towns last year that didn't agree to do County roads. She thinks that there will be a universal agreement this year that all the County roads will be done by the municipalities because of the increased revenues.

Councilor Zambrano commented that it was a good effort and Supervisor Corl was a part of it. She congratulated Supervisor Corl and said she felt we would benefit from this.

Councilor Burtis said he thought it was an acceptable agreement with the County.

Councilor Zambrano moved the adoption of a resolution to Authorize the Supervisor to Execute the Agreement between the County of Onondaga and the Town of Cicero for Control of Snow and Ice Conditions as outlined in the Contract Agreement. Motion was seconded by Councilor Jennings.

Ayes – 5 and Noes – 0. *Motion carried*

#### AUTHORIZE SUPERVISOR TO EXECUTE THE CNY SPCA ANIMAL CRUELTY SERVICES AGREEMENT

Councilor Jennings moved the adoption of a resolution to Authorize the Supervisor to Execute the CNY SPCA Animal Cruelty Services Agreement from January 1, 2013 to December 31, 2013 in the amount of \$2,846.00 (2013 Budgeted Item). Motion was seconded by Councilor Conway.

Ayes – 5 and Noes – 0. *Motion carried*

#### ACCEPT RESIGNATION OF MICHELE THOMPSON (JUSTICE CLERK)

Supervisor Corl moved the adoption of a resolution to Accept the Resignation of Michele Thompson, Justice Clerk effective on October 23, 2012. Motion was seconded by Councilor Zambrano.

Ayes – 5 and Noes – 0. *Motion carried*

#### RESOLUTION IN OBJECTION TO THE PROPOSED SUSTAINABLE DEVELOPMENT PLAN

Supervisor Corl stated that over the course of the last several weeks, at the last meeting he circulated a resolution and objection to the Sustainable Development Plan. There had been a presentation to the Town, by County representatives. Since that time, he circulated a proposed resolution and at the last board meeting he had asked for any additional input from board members; he hasn't received any as of yet. The Town Engineer, Mr. Wickman, did provide some input, some minor modifications, language, and some things that he thought might be helpful and he has incorporated those and circulated that also to the board members.

Supervisor Corl said he thought we had a good resolution to send to the County to ask them to take a step back, take a look at the plan, and involve this community more before making and taking any actions on the draft plan, because it certainly will have an adverse effect on the property owners here in the Town of Cicero.

Councilor Zambrano read the following Resolution on Sustainable Development Plan:

Resolution on Sustainable Development Plan  
Town of Cicero

Whereas, the Town of Cicero has is in receipt of a draft summary report of Onondaga County's Sustainable Development Plan (hereafter referred to as the "Plan");

Whereas, representatives of Onondaga County's planning department held a public informational session at the Cicero Town Hall on October 10th 2012 at 5:00 PM;

Whereas, input was gathered and questions were asked by elected and appointed officials from Cicero and surrounding municipalities;

Whereas, there were many unresolved and unanswered questions relative to the "Plan" and how it would impact developing communities such as Cicero and how it would affect landowners that want to develop their property within the current rules and regulations of the municipality;

Whereas, there were concerns about infringement upon 'home rule' that would adversely affect property owners;

Whereas, there has not been a comprehensive sewage study to determine whether in fact there would be adverse affects in the event there are continued extensions of current sewer systems;

Whereas, the Town of Cicero is certainly not opposed to 'green initiatives' as we have accepted 'cluster development', we are reducing the width of our roads, and we are replacing concrete gutters with permeable shoulders to reduce runoff from our roadways;

Whereas, the Town of Cicero encourages a facilitated meeting to initiate development of a collaborative sewer use plan;

Therefore, be it resolved the Town of Cicero hereby requests that prior to any consideration of the adoption of the "Plan" that the County of Onondaga, with assistance from involved communities, conduct an overall sewage study with the goal of finding a cooperative approach for reducing excess flow and addressing this complex issue.

Councilor Zambrano moved the adoption of a resolution in Objection to the Proposed Sustainable Development Plan. Motion was seconded by Councilor Burtis.

Ayes – 5 and Noes – 0. *Motion carried*

SET PUBLIC HEARING DATE TO CONSIDER ZONE CHANGES FROM  
AGRICULTURAL AND GENERAL COMMERCIAL TO GENERAL COMMERCIAL PLUS  
(BEHIND McDONALDS AND ALONG THE NORTH SIDE OF McDONALDS ON  
ROUTE 11 IN BREWERTON) FOR THE PROPERTIES BEARING TAX MAP NO'S  
116-01-13.1 AND 116-01-06.1 FOR DECEMBER 12, 2012, BEGINNING AT 6:30 P.M.

Supervisor Corl moved the adoption of a resolution to set December 12, 2012 at 6:30 p.m., at the Cicero Town Hall, 8236 Brewerton Rd., Cicero, N.Y., to consider Zone Changes from Agricultural and General Commercial to General Commercial Plus (behind McDonalds and along the North side of McDonalds on Route 11 in Brewerton) for the properties bearing tax no.'s 116.-01-03.1 and 116.-01-06.1.

Councilor Jennings asked how the town goes about making this Zone Change. Does it come to the Planning Board or is there anything out there where this is initially coming to the Board.

Supervisor Corl replied that what will happen after the meeting is that the zone change will automatically be referred to the Planning Board for their input and it will also go to the County for referral and those should be back before the twelfth. The applicant will be here at that time to explain why they want the zone change for that parcel.

Councilor Conway commented that part of it is Commercial now; it's where Syracuse Utilities is out there and they want to move that shop back on that property, which is not used, by the water tower. He stated he can't see a reason why the zone change wouldn't be granted.

Councilor Zambrano stated that at that time they were just setting the public hearing to get input from the public.

Motion was seconded by Councilor Zambrano.

Ayes – 5 and Noes – 0. *Motion carried*

REPLACE PUMP LOCATED AT MAPLE MANOR AT A COST OF \$3,176.42  
(XYLEM PRODUCT)

Ron DeTota stated they were notified by Onondaga County that one of the two pumps in the Maple Manor Pump Station had failed. It's an older pump that was installed back in 1991, so it's been in service close to 22 years. In working with the county, they determined that the price to repair the pump, to rebuild it would cost approximately \$2,200.00. The cost to the town to purchase a brand new pump would be \$3,933.00. Fortunately, the town is able to have the pump provider, Xylem Pumps to honor the County's discount, then that drops the list price of the pump down to \$2,910.42, with an additional cost of \$266.00 of shipping and handling for a total price of \$3,176.42 and that would be for a brand new pump with all new components.

Ron DeTota recommended that the Board exercise the new pump approach with the hopeful expectation that they would receive another twenty years out of that new unit that's installed.

Councilor Burtis inquired about a warranty.

Ron DeTota replied that the warranty was limited.

Councilor Conway commented that to have a 22 year old pump rebuilt, and then have something else break on it and then they would have to spend the \$3,100.00 again. For the additional \$500.00 he recommended that they put the new pump in.

Councilor Conway moved the adoption of a resolution to Replace Pump located at Maple Manor at a cost of \$3,176.42 (Xylem Product). Motion was seconded by Councilor Burtis.

Ayes – 5 and Noes – 0. *Motion carried*

RETAIN PUBLIC SECTOR HR CONSULTANTS LLC TO UPDATE THE TOWN  
EMPLOYEE HANDBOOK

Supervisor Corl stated that the Town Employee Handbook has not been updated since 1997.

Councilor Jennings commented that the cost was over \$1,000.00 and asked if they went out for a RFP (Request for Proposal) or a RFQ (Request for Qualifications) for this or if this was just a selection by recommendation.

Supervisor Corl replied that Shirlie Stuart went with the same company that provided the original handbook and did not get any other quotes, but he thought it would be a good idea to have her do that.

Councilor Jennings said the fee for service was \$2,000.00, but the additional cost for a workshop to distribute and review updated handbook with employees, the fee for two workshops would be \$750.00. He thinks that if the town had this completed that they should be able to handle that internally with Shirlie as Human Resources.

Supervisor Corl stated that Shirlie did say that she could do that.

Councilor Burtis commented that the workshop was just optional.

Councilor Jennings stated that he was against it, optionally.

Councilor Zambrano said that it seems to her that they have had a lot of changes with the safety committee and with requirements for employees this year and she wondered if our Human Resources department could do a little more work. She agreed with Councilor Jennings that they should probably look at what else could be done.

Councilor Jennings stated that Shirlie did provide him with the copy of the current employee handbook, as well as one from Clay and it worked out very well. He thought they should "table" this and go back to Shirlie and find out.

Supervisor Corl said that Shirlie may also want to consult with all the Department heads before they even hire anybody to see if there are issues that they specifically want to address or identify issues that need to be resolved. That way upfront, they tell the proposed bidder or company coming in that these are specific things that need attention.

Councilor Zambrano agreed with that. She thinks that the Department heads have got to have a lot of input into what they want to see as far as policies and procedures for their employee handbook.

Councilor Burtis said he would be happy to “table” this topic. He said it appears that the Public Sector handles over 300 municipalities throughout New York State, it appears as if they have this all locked up, he doesn’t know if they are going to find another person but believes that they should try.

Councilor Jennings said if they were the sole source of this service then that would be a different story, but if there is someone else “in-house” then that would be fine.

Supervisor Corl stated they would “table” the issue and asked Councilor Burtis to follow up with Shirlie Stuart on some of those things.

#### CANCEL THE DECEMBER 26, 2012 TOWN BOARD MEETING

Deferred until the December 12<sup>th</sup>, 2012 Regular Town Board meeting.

#### REVISE THE TOWN HALL SCHEDULE ON DECEMBER 24<sup>TH</sup> FROM A HALF DAY TO BEING CLOSED ON SAID DAY

Deferred until the December 12<sup>th</sup>, 2012 Regular Town Board meeting.

#### PUBLIC INPUT

Mark Vanesky had questions regarding the radio purchases. He asked how many vehicles the Parks department has on the road at any given time. He also asked questioned why if they had seven vehicles and they are going to buy seven radios then why wouldn’t they assign a radio to an employee when he/she takes the vehicle; sign it out and then sign it back in.

Councilor Jennings advised Mark Vanesky that when the employees are out there they may be dispersed to different areas, some of them in Brewerton, some in Cicero or North Syracuse. He said the Senior Bus and the CanTeen are a different issue, so that’s five out of the seven radios and then there’s one in the office.

Mark Vanesky addressed Chief Snell regarding the Motorola Contract with the County.

Chief Snell said that right now they are forced into purchasing Motorola radios, because they are the ones that designed that entire program and put it into 911, so there was a contract signed with them. Once the contract expires then the town will have the options of going out and looking at different types of radios.

A resident asked if agenda item 7a, 7b, and 7c were being paid via fees.

Councilor Jennings replied yes.

The resident asked if there was a schedule that shows that or if it was a guess.

Councilor Jennings advised her that it was not a guess, that Jody Rogers has registrations. The fees are there and she has a projected amount. Whatever the fees are they will not be supplemented by town funds.

The resident asked if the town absorbs the administrative costs or if they were included in the participant fees.

Supervisor Corl said that they keep an administrative fee. The money goes into one account, they pay and write the checks for the coaches and other individuals and at the end of the day there is an administrative fee that the town keeps.

The resident asked if there was an accounting of that is available to the public.

Supervisor Corl advised her that they could provide that.

The resident commented that she enjoys PayPal and stated as a consumer she does not have to pay any fees, the town would, so would that be built into the way the consumer is charged.

Supervisor Corl responded that per the agreement with PayPal, that was reviewed by the attorney, yes. If the person uses that service there will be an additional fee tacked on to what they pay.

Councilor Jennings said with "Stadium Roar" this service is free to the town but a nominal fee of \$1.99 will be charged directly to the registrant. The additional fee will be collected by Stadium Roar and will never be deducted from any user fees we collect. Additionally, PayPal will charge a fee of 2.9% plus \$.30cents per transaction. The fee will be passed onto the registrant as a "convenience fee" and it will not have any reflection upon the town.

The resident inquired why they were purchasing the computer listed as agenda item 15B if they really didn't need it.

Chief Snell explained that they needed it as a backup unit if the others went down.

The resident also commented that she thought it was a good business decision to close the town hall on December 24<sup>th</sup>, and it's also good for the moral of the employees and that they should also close on December 31<sup>st</sup>.

Tom Beaulieu asked when the last time they used the hot-mix machine was.

Councilor Burtis replied that he was told that they don't during the summer, but during the fall and the winter.

Tom Beaulieu commented that instead of going outside the town for shared services they should go inside the town. He suggested a way to save money by having the highway department paint the stripes on the parking lot since they have the machine. He questioned and commented on the holiday days off that employees have. Also that maybe someday down the road things will have to change, that we can't afford all the benefits.

Supervisor Corl stated that the contracts are specific for designated days off and the days off can differ per contract.

A resident commented that a half day coming into work on Christmas Eve is doable and should continue to exist. She suggested that perhaps they do away with the Teamster Contracts, that maybe those are the sectors that need to realize that they need to come in line with the private sector.

#### ADJOURNMENT

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

Ayes- 5 and Noes- 0. *Motion carried.*

There being no further business before the board, the meeting was adjourned at 8:06 p.m.

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Tracy M. Cosilmon  
Town Clerk

