

STATE OF NEW YORK
ONONDAGA COUNTY
TOWN OF CICERO

SS:

The Cicero Town Board held their regular meeting on Wednesday, April 27, 2011, 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
Sharon Edick, Receiver of Taxes
Joseph Snell, Police Chief
Jody Rogers, Director of Parks & Recreation
Wayne Dean, Director of Planning & Development
Shirlie Stuart, Comptroller
Brad Brennan, Assessor
Linda Losito, Secretary to Supervisor
Brenda Colella, Town Attorney
Ronald DeTota, II PE, C & S Engineers

Absent: 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 off your cell phones and be sure to speak clearly into the microphones to enable all to hear.

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

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

SPECIAL RECOGNITION
CICERO SENIOR CENTER 20TH ANNIVERSARY PRESENTATION

Jody Rogers read the following:

Tonight we are celebrating 20 years of offering a Senior Center in the Town of Cicero.

There have been many milestones over the years.

1991 was a monumental year for the senior program:

We moved into our first permanent senior center location at Marketplace Mall just down from Service Merchandise.

We established a Steering Committee to supervise the program and be a sounding board for the seniors.

And we began the nutrition lunch program as well.

Then with the approval of the Town Board we purchased our current location in 1997 and added an addition in 2004.

We began offering transportation to seniors within the community in 2001 with a bus donated by Elliot Meltzer from Tri-State Auto. And later were able to purchase a 14 passenger bus in 2004.

The program has utilized funding from the Town supplemented by Onondaga County Community Development, a member item from Senator Nancy Lorraine Hoffmann and various improvement projects through local Eagle Scout Projects.

We have had and continue to have amazing staff that have the knowledge and experience necessary to understand the needs of older citizens and have offered programs with the assistance of the Cicero Senior Steering Committee members. Judy Dickson, Center Coordinator has just recently celebrated her 15th year with us.

We have been fortunate to have had elected officials who saw the benefit to continuing this program through all these years.

In closing our Center and program has enhanced and extended the quality of the lives of many of our older adults.

All who use our center continue to make new memories on a daily basis.

Judy Dickson – stated when speaking of the 20 years of the Senior Center’s existence, we would be remiss without mentioning the heart and soul of our organization, the seniors. Judy mentioned several seniors who come to the center and what this center means to them. One lady is reaching the wonderful age of 90. This lady said that she reached 90 because of the wonderful exercise program and friendships the center offers. We formed a 90’s club a year ago and now have 27 members who are 90 or older. We provide blood pressure screenings at the center. The Onondaga Health Department provides these screenings once a month. The center, for 5 years straight, has had the best blood pressures taken of all the seniors in all of Onondaga County. Another senior stated that it is the extended family atmosphere. It is a social outlet for seniors their own age who can understand the senior’s problems. Lastly, another senior stated that her children said that they see a different person, more lively, more outgoing. She had finally come out of her shell.

Judy spoke with many, many seniors. The one thing that they all said was to extend to all of you how grateful they are for all of you who put so much effort into starting the center 20 years ago and who continue to support it. It has become a lifesaver for all of them.

Judy also stated that next Wednesday, they will have a “Trip Down Memory Lane” from 1-4 where you can see all kinds of pictures and things from the last 20 years.

A slide presentation was given that was put together by Dawn Maurer from Jody’s office that gives an overview of the program.

Supervisor Boyke presented certificates to all the seniors that attended the meeting.

APPROVAL OF TOWN BOARD MEETING MINUTES

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the minutes of the April 13, 2011 town board meeting.

The motion was approved as follows:

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

DEPARTMENT HEAD INPUT

Town Clerk, Tracy Cosilmon – asked for the annual approval for the Town of Cicero parade permit from J.H. Spire American Legion for their Memorial Day Parade which will be held on Monday, May 30, 2011 at 9 a.m. The parade will start at the Cicero Cemetery on Route 11 and will end at the American Legion on Legionnaire Drive.

Motion was made by Ms. Boyke, seconded by Mr. Conway to approve the parade permit from J.H. Spire American Legion for the Memorial Day Parade held on May 30, 2011.

The motion was approved as follows:

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

Town Clerk, Tracy Cosilmon, asked for approval for the fireworks permit from the Cicero Chamber of Commerce for the fireworks display which will be held on June 11, 2011 at 10 p.m. at Sacred Heart Church.

Motion was made by Ms. Boyke, seconded by Mr. Conway to approve the fireworks permit from the Cicero Chamber of Commerce for the fireworks display which will be held on June 11, 2011 at 10 p.m. at Sacred Heart Church.

The motion was approved as follows:

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

Town Clerk, Tracy Cosilmon, asked for approval to execute the annual Town of Cicero website maintenance agreement with Code Munkeys, in the same amount as last year of \$850.00. This agreement will start on June 1, 2011 through June 1, 2012.

Motion was made by Ms. Boyke, seconded by Mr. Conway to execute the annual Town of Cicero website maintenance agreement with Code Munkeys in the annual amount of \$850.00 starting June 1, 2011 through June 1, 2012.

The motion was approved as follows:

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

Lastly, Town Clerk, Tracy Cosilmon, Regarding the microphone system, all the equipment purchased by the Town is only worth the investment, if it is used properly. I strongly encourage the Board, town employees, professionals, and the public who attend the meetings, to continue enforcing the need to speak slowly, clearly and directly into the microphones. Please be advised that there are an appropriate number of assisted listening devices for the hearing impaired available and anyone who feels they may benefit from using one of these devices, please see me before a meeting and I would be happy to discreetly provide you with this equipment.

Also, Earth Day is this Saturday. The Highway Department will be accepting trash from 8-12. Every bag just needs to have a sticker affixed to the bag.

Police - Chief Snell stated that on Saturday, April 30, 2011 from 12-3 p.m., Walgreens on Route 31 and Torchwood Lane will be collecting old prescription drugs from residents.

Chief Snell stated that last night they honored Dick Webb, who is the Chief of the VIPS volunteers who recently retired.

Park & Recreation – Jody Rogers stated that an Eagle Scout, Alex Folsom, from Troop 116 recently completed his Eagle Scout Project at Plank Road Park by installing 20 Blue Bird houses. She also has 2 other Eagle Scout candidates who will be working on projects for 2011 during the summer.

Jody also stated that several parks in the Town of Cicero have been closed due to the wet conditions.

Tax – Sharon Edick stated that she wanted to thank the seniors for making the Senior Center such a success.

Assessor – Brad Brennan – stated that the Tentative Assessment Roll will be published and filed on May 1, 2011. He will also be filing on that date the notice of the availability of the inventory that was used for the assessment project. Those 2 notices will be on our website and also on the legal bulletin board here in the Town Hall.

Brad stated he was contacted by Comdoc, who holds the contract on the copier in his office. This contract is due to expire in October 2011.

Ms. Zambrano asked Brad to supply a memo regarding this contract to be presented at the next Town Board Meeting on May 11, 2011.

Zoning – Wayne Dean stated that he copied the Board relative to the Wilson's on Deena Course. They are requesting to put up a fence that would extend into a drainage easement. This would not affect drainage. He wanted them to sign a waiver making them responsible for the removal and replacement of the fence. This fence would only extend approximately 6 feet into a 20 foot easement.

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to grant the waiver to place the fence in the easement with the understanding that the Wilson's would be responsible for removal and replacement of the fence.

The motion was approved as follows:

Mr. Conway: Yes
 Mr. Corl: Yes
 Mr. Jennings: Yes
 Ms. Zambrano: Yes, I would like a copy of this waiver, once it is signed, Wayne
 Ms. Boyke: Yes

APPROVAL OF ABSTRACT #8 OF 2011

Motion was made by Mr. Jennings, seconded by Mr. Conway, to approve Abstract #8 of 2011 as follows:

General Fund Voucher #700 to Voucher #795 In the amount of \$317,878.90
 Highway Fund Voucher #215H to Voucher #239H In the amount of \$ 88,809.27

Ms. Zambrano asked the Comptroller about the Nona Mini Mart car washes from April to June and car repairs, with a cost of \$500.00.

Shirlie stated that this was for the police vehicles.

Ms. Zambrano wanted to know how much of the \$500.00 was for car washes?

Shirlie stated that this was for car washes only, no vehicle repairs.

Chief Snell stated that they have checked other avenues and this was the cheapest place for car washes.

The motion was approved as follows:

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

BUDGET MODIFICATIONS

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to approve the following budget modifications.

Budget Modifications – 2011
 Town Board Meeting 4/27/2011

AMOUNT	FROM CODE	TO CODE	
1,000	DB514250 MISC	DB90608MA	MEAL ALLOWANCE

Jim Corl asked what this budget modification was for.

Shirlie stated that it was for meal allowances for the Highway Department, because they were short in that appropriation line, so we moved this money from the miscellaneous line into the meal allowance line.

The motion was approved as follows:

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

AUTHORIZATION FOR SUPERVISOR TO SIGN PHASE 1B FOR
ARCHAEOLOGICAL SURVEY FOR BREWERTON REVITALIZATION –
SARATOGA ASSOCIATES

Ms. Boyke stated that this has been recommended because of the findings of Phase 1A, which we expected. This will be completed by Birchwood Archaeological Co. which did Phase 1A. They will be doing subsurface testing at 15 different locations within the park. In the event that any human remains are found during this investigation, the NYS Historic Preservation Office requires that they would have to stop digging and the remains analyzed from that point forward. The cost for Saratoga Associates overseeing this is \$893.30 and Birchwood would be charging \$3,278.00. All of this is funded through the Schumer Grant.

Ms. Boyke stated that Birchwood would be providing actual hand digging around the homes that the town is interested in securing and some areas around the actual park. The area would be just west of the Route 11 bridge extending towards the railroad bridge.

Motion was made by Mr. Jennings, seconded by Mr. Corl, to authorize the Supervisor to execute Phase 1B for Archaeological Survey for Brewerton Revitalization – Saratoga Associates

The motion was approved as follows:

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

DISCUSSION LOCAL LAW AMENDING SECTION 185-26 OF THE TOWN CODE –
REGARDING CLUSTERING

Ms. Boyke stated that this has been **deferred** until the May 11, 2011 meeting as there has been additional information that needs to be provided for the Local Law.

Jim Corl asked Brenda Colella that since the Public Hearing was closed on that issue, what action does the Board have to take if there is a revision of that particular Local Law?

Brenda stated that it depends on what kind of change it is. If it is a significant change, then it would have to go out for notice again.

Jim Corl asked Brenda what the particular issue was.

Brenda stated that the Local Law needs to identify a particular zoning district or districts, which this would apply to.

Ms. Zambrano asked if this Local Law was being amended to be more of a global authorization for the planning board and not on a case by case basis.

Brenda stated that is how it is now. It needs to identify certain zoning districts, to be consistent with the Town law.

PROPOSAL FOR NYSDEC SPDES PERMIT FOR STORMWATER DISCHARGES
FROM MS4 - ENGINEERING SERVICES

Ron Detota, C & S Engineers – stated that he had a proposal to provide engineering services to assist the Town in their compliance of the 2011 SPDES Phase 2 Stormwater Permit. The scope of work that is contained within the document would pertain to

meetings as well as the presentation of the annual report. The lump sum fee would be \$6,200.00.

Motion was made by Ms. Zambrano, seconded by Mr. Conway, to approve an expenditure of \$6,200.00 for C & S Engineers to provide Engineering services in preparing the NYSDEC SPDES Permit for stormwater discharges from MS4.

The motion was approved as follows:

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

Motion was made by Ms. Zambrano, seconded by Mr. Jennings, to authorize the Supervisor to execute the agreement with C & S Engineers for services in preparing the NYSDEC SPDES Permit for stormwater discharges from MS4.

The motion was approved as follows:

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

PRESENTATION ON EAST CIRCLE DRIVE STIP PROJECT

Ms. Boyke stated that tonite there would be a presentation regarding Darlene's Brook which is located on East Circle Drive and is in regards to the drainage under East Circle Drive, which is the Town's responsibility.

Jim Morrissey, Manager of the Transportation group of C & S Engineers gave a brief presentation for a potential project of replacement or lining of several culverts under East Circle Drive near the 481 exit on Circle Drive and heading south towards South Bay Rd.

Jim Morrissey stated that basically there are 3 culverts that have exceeded their useful life. Ninety five percent of the funding for design is in place for 2011 and they have received a call from DOT several times this year regarding the Town's interest in moving forward with this project.

Ms. Boyke stated that the Town Board would **defer** this project until some time in May to determine what this project is and where the Town would get the money to proceed with this.

A copy of the C & S Engineering's presentation is available in the Town Clerk's office.

BOARD OF ASSESSMENT REVIEW APPOINTMENTS

Ms. Boyke asked the Town Board for approval to appoint the following people as temporary members of the Board of Assessment Review for the year 2011 to participate on the Grievance Board which will be held June 7, 2011 and any time after that as required.

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the following Board of Assessment Review appointments:

Harold Nauman, 100 Aspenwood Circle, North Syracuse
 Steve Porubeck, 105 Oak Drive, North Syracuse
 Kurt Wozzner, World United Realty, who was a previous board member (alternate)

The motion was approved as follows:

- Mr. Conway: Yes
- Mr. Corl: No, because I have not spoken with these people
- Mr. Jennings: Yes
- Ms. Zambrano: Yes
- Ms. Boyke: Yes

BLOCK PARTY/ROAD CLOSURE FOR CICERO GUS MACKER AUGUST 4-8

Jody Rogers read the following statement:

Block Party/Road Closure Permit:

I would like to request Town Board approval to close Hogan Drive South for the Cicero Gus Macker Event August 4 – 8. I have approvals and signatures from the required agencies and will again send a mailing to all residents that live in the Sutton Drive and West Pine Grove. As a note there were no complaints last year relating to traffic problems in or out of their area.

YOUTH BUREAU PARK AND RECREATION SEASONAL APPOINTMENTS

Motion was made by Mr. Jennings, seconded by Ms. Zambrano, to approve the following list of Youth Bureau and Park and Recreational seasonal appointments as follows:

Staff Appointments:

Payrate/Budget Code Changes

- Hire Title: Recreation Attendant
- Budget Code: B7140.1
- Hire Date: June 20, 2011
- Hire Rate: \$7.25/hour
- Jake Copani
- Katherine Winters

New Staff Appointment

- Hire Title: Recreation Attendant
- Budget Code: B7140.1
- Hire Date: June 20, 2011
- Hire Rate: \$7.25/hour

Anthony DelCoro, 6184 Michaeljon Way, Cicero

The motion was approved as follows:

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

YOUTH BUREAU AND PARKS & RECREATION PURCHASE APPROVALS

Motion was made by Ms. Zambrano, seconded by Ms. Boyke, to authorize an expenditure of \$4,260.00, for vegetation control at parks, cemeteries, historical sites Senior Center and park and rides from Highpoint Lawn Service.

Purchase Approvals:

ITEM: Vegetation Control, by a certified applicator, at parks, cemeteries, historical sites, Senior Center, park and rides
 VENDOR: Highpoint Lawn Service of Syracuse
 AMOUNT: \$4,260 – (Year 3 of 3 year contract)
 Budget Codes: A7110.44 \$2,894 Parks (6) + school house
 A7110.53 \$ 410 Beach
 A7150.45 \$ 200 Park and Rides
 A8810.4 \$ 646 Cemeteries
 A6772.45 \$ 110 Senior Cent

The motion was approved as follows:

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

HIGHWAY DEPARTMENT PURCHASE APPROVALS
 Striping paint and glass beads

Motion was made by Mr. Conway, seconded by Ms. Boyke, to authorize an expenditure of \$24,695.35 to Crossroads Highway, to purchase white and yellow striping paint and 40 bags of glass beads, budgeted items for account code A3310.4.

The motion was approved as follows:

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

6-wheel truck w/plow equipment

Discussion:

Motion was made by Mr. Jennings, seconded by Ms. Boyke, to authorize an expenditure of \$192,570.31 to Beam Mack to purchase a 6 wheel truck with plow equipment, with financing being arranged through the Comptroller’s Office.

The motion was approved as follows:

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

10’ SS Sander

Motion was made by Mr. Jennings, seconded by Ms. Boyke, to authorize an expenditure of \$10,977.00 to Tracey Road Equipment, to purchase an E2500 10’ SS Sander with financing being arranged through the Comptroller’s Office.

The motion was approved as follows:

Mr. Conway: Yes
 Mr. Corl: Yes

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

EXECUTIVE SESSION

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to enter into Executive Session for the purpose of discussing a specific personnel matter with the Town Board, Town Attorney and the Comptroller and to reconvene.

The motion was approved as follows:

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

The meeting adjourned into Executive Session at 8:36 p.m.

The meeting reconvened at 8:49 p.m.

PUBLIC INPUT

Don Snyder, Mudmill Road – To the Town Board, Subject: Town wide vote regarding the Cicero Police Department. During the fiscal year 2010, the Town Board voted 5-0 to put up for a public vote regarding the Cicero Police Department. At the public meeting about 4 people spoke in favor of the referendum and about 30 spoke against. The petitions of about 80 names were turned in that were in favor of holding the vote. You, the Town Board, did not have to take a vote that night. However, due to the nature of the people in the room, along with our police members in full uniform, you decided to take a vote, with the outcome being to kill the ability to have the referendum to come to public vote. A number of concerned Cicero voters feel that we need to put the police issue to a public vote. With this in mind, there is a group of Cicero voters that have started a petition drive to have the police issue come to public vote. It should be pointed out that the supporters of the Police Department, because we are neither supporters or negators of them, should sign the petition. If the voters say yes, we want the police left as is, it cannot become an issue for at least 4 years. If anyone would like to collect signatures, you can go to The Talk of Cicero.com on the Internet and download a petition form. You can also pick up a copy of the petition at Lou Bersani's Sports on Lakeshore Rd. or I happen to have a few with me tonight.

Jim DeStefano – on behalf of a Town of Cicero resident – First of all, I want to thank the Town Clerk, Tracy for accommodating the circumstance about the voice in this particular room. You have a great sound system, but it does not work if people do not speak into the microphones. I appreciate the Town Clerk and the Town Board and everyone here speaking into the microphones, so that we can hear the circumstances. I not only wanted to thank the Town Clerk, who has bent over backwards to try and make this situation work but, also your Town Assessor, Brad Brennan, who helped with a mix up with an assessment and so forth. There was a stipulation on record and we got this all worked out and I want to thank him. Again, my thanks to Brad Brennan, the Town Board and the Town Clerk, for getting everyone to talk into their microphones.

Lori Sager – Cicero, NY – first of all I want to personally thank our Comptroller for taking the time to research the proposed project from C & S Engineers and considering the cost of the project and where the monies are coming from. As we all recall, we had an issue with Cicero Commons and we were promised all kinds of money from the State and Federal and that never happened and the Town became 100% responsible for the millions of dollars on that bond issue. I want to personally thank you for taking the time and not just rushing into an approval or non approval of a project that may or may not be needed. As we often hear, everyone is in a rush, and everything has to be done right this minute and if not, the world comes to an end. We may have issues with that area, I live in that area, I know how many cars go over that every day an this is a project that should be looked into.

Ms. Boyke asked Ron Detota if he felt that our 2 pumping stations were in need of replacement.

Ron stated that the 2 Town owned pumping stations had reached the end of their service life, approximately 30 years. Due to their age, many of the parts that would be used for replacements, would not be available. The pumps themselves are out of date. Onondaga County recommended that they be replaced with a more up to date model. He has not received a cost to replace them from Onondaga County.

Ms. Boyke stated that she wanted to move forward with this and would wait to hear back from Ron Detota regarding the cost of replacement of the 2 pumps.

Board Comments

Vern Conway – was glad that the work on East Circle Drive was brought up because it has been 4 or 5 years that the Town has been trying to resolve that problem.

Jim Corl – stated he had the opportunity, along with Councilor Jennings and the Supervisor, to attend Dick Webb’s retirement party yesterday. The VIPS are an intricate part of our police department. They not only provide a lot of community service and save a lot of tax dollars, but participate in a lot of community events for the town. Dick has volunteered hundreds and hundreds of hours over the years. He has been involved with the community and very well respected and the turn out last night was great. At the party, Dick did receive a lot of awards and recognition. Jim wanted to wish Dick the very best in his retirement.

Ms. Boyke stated that she did attend Dick Webb’s retirement party and learned a lot about Dick, specifically that he is a horticulturalist.

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to adjourn the Town Board Meeting.

The motion was approved as follows:

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

There being no further business before the board, the meeting was adjourned at 9:03 p.m.

Tracy M. Cosilmon
Town Clerk

