

STATE OF NEW YORK
ONONDAGA COUNTY
TOWN OF CICERO

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The Cicero Town Board held their regular meeting on Wednesday, January 28, 2015 at 6:30 p.m. at the Cicero Town Hall, 8236 Brewerton Road, Cicero, NY 13039.

Present: Jessica Zambrano, Supervisor
Mike Becallo, Councilor
C. Vernon Conway, Councilor
Dick Cushman, Councilor
Mark Venesky, Councilor

Others Present: Christopher Woznica, Highway
Joseph Snell, Police Chief
Jody Rogers, Director of Parks & Recreation
Robert Germain, Germain & Germain, Town Attorney
Stephen Snell, O'Brien & Gere, Town Engineer
Bob Smith, Building Advisory Committee
Don Snyder, Building Advisory Committee
Tracy M. Cosilmon, Town Clerk

Supervisor Zambrano opened the meeting at 6:30 p.m. and led the Pledge of Allegiance.

Supervisor Zambrano indicated where the fire exits were in the event of an emergency and requested that all electronic devices such as cell phones be silenced.

Councilor Conway requested a moment of silence in remembrance of our men and women serving in the Armed Forces in harm's way.

APPROVAL OF MINUTES:

Councilor Venesky moved the adoption of a resolution to accept the minutes of the January 14, 2015 Regular Town Board Meeting Minutes. Motion was seconded by Supervisor Zambrano.

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

DICK CUSHMAN, TOWN COUNCILOR:

Supervisor Zambrano said Dick Cushman had been inducted at the Special Town Board Meeting to fill Tim Burtis' vacancy. She introduced Dick Cushman, Councilor till the end of the year.

APPROVAL OF ABSTRACT No.s 3 &4:

Supervisor Zambrano moved the adoption of a resolution to approve Abstract no.s 3 & 4 as presented.

Motion was seconded by Councilor Conway.

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

Abstracts can be viewed on the Town's website: www.ciceronewyork.net

BUDGET MODIFICATIONS/AMENDMENTS:

TOWN BOARD MEETING
01/28/2015

Supervisor Zambrano moved the adoption of a resolution to accept and approve the following budget modifications/amendments as presented:

TOWN BOARD MEETING
01/29/2015

2014 - YEAREND
BUDGET MODIFICATIONS

FROM		\$	TO	
A10104	Town Board Contractual	3.12	A10101	Town Board Personal Services
A131541	Comptroller Computer Labor	901.00		
A131542	Comptroller Software	118.46	A13151	Comptroller Personal Services
A131542	Comptroller Software	19.04	A1315435	Comptroller Postage
A135511	Assessment Review Board	1737.20	A13551	Assessor Personal Services
A142041	Attorney Union	394.08	A142042	Attorney – Town Code
A162041	National Grid	288.45	A162042	Telephone
A35104	Dog Control Contractual	826.72	A35101	Dog Control Personal Services
A50104	Hwy Supt Contractual	.13	A50101	Hwy Supt Personal Services
A51322	Hwy Garage Equipment	4020.51	A51324	Hwy Garage Equipment
A677246	Seniors Utilities	207.88	A677242	Senior Supplies
A7110411	Parks Fuel	2111.72	A71101	Parks Personal Services
A90608	Medical Insurance	1396.64	A90608 EX	Eyecare Reimbursement

2014 BUDGET AMENDMENTS

Revenue			Appropriations	
B3389 GTSC	Governor’s Traffic Safety Grant	2383.47	B31201 GTSC	
B3389 PTS	Police Traffic Services	1410.02	B31201 OT PTS	
B3389 CPS	Child Passenger Safety	398.07	B31201 CPS	
A3060 DASNY	Central Park Grant	39000.00	B711045 DASNY	
A3060 DASNY	Central Park Grant	61000.00	B711045 DASNY	

Motion was seconded by Councilor Venesky.

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

DONATION:

Supervisor Zambrano moved the adoption of a resolution to accept a donation of \$1,250.00, check number 502, from Mike Becallo for the Brewerton Revitalization Project for the construction of the handicapped access ramp. Motion was seconded by Councilor Venesky.

Ayes – 4, Noes – 0, and Abstentions - 1. Motion carried. *Councilor Becallo abstained.*

FINANCIAL ADVISORY SERVICES AGREEMENT:

Public Input:

Don Snyder said it was obvious that we need to do this because we are thinking about the bond issue for the highway and whatever else we might do. He said he was concerned because there is a fee schedule on the back but nowhere is there any number mentioned of what we think the estimated figure would be for this. And obviously if the advisor is a talented advisor, if you tell them you are going to borrow \$5 million dollars they should be able to tell you within an order of magnitude what that’s going to cost. And once we know that, then obviously his next question would be do we have that budgeted somewhere in our funds, or is it going to come out of a contingency or something else to pay for that.

Supervisor Zambrano told Robert Germain he was probably more familiar with Fiscal Advisors than she was, as he prepared this bond resolution. She asked him if he had any clue as to the fees.

Robert Germain said he did not know what the estimated cost would be.

Supervisor Zambrano asked Councilor Venesky if he had gotten a chance to speak to Mr. Benjamin Maslona of Fiscal Advisors.

Councilor Venesky said he had put a call into Mr. Maslona, but he did not return his call.

Councilor Venesky said we use Fiscal Advisors and the reasons why they are entertaining this is because Shirlie Stuart had asked us to take a look at this, and these folks, and that company will shop bonds and try to get any municipality the best deal. He said he understands Shirlie's advice and concern, when we used them last year we were able to get around .75 percent on a note that we took and they were able to shop that and find it for us, so it's one of those things where he is hoping that we can come in with a rate that's very similar to that, but he does not have an exact figure on what that is going to cost today.

Someone in the audience asked if they agreed upon...(inaudible)

Supervisor Zambrano said we have a contingency fund and we have several line items like the Supervisor's lines that we could use so we should be able to cover this. She said we have the agreement that was proposed by Mr. Maslona, and although Councilor Venesky was unable to reach him today he has indicated that he will be available for us at any time to discuss the specifics of this. She thinks that everyone realizes that we are entertaining this because on the agenda we have a bond resolution that we are going to discuss and vote upon.

Supervisor Zambrano solicited any discussion about the agreement, in which there was none.

Councilor Becallo commented that we don't know the fees.

Supervisor Zambrano said the fee schedule was included.

Supervisor Zambrano said if we are going to vote on a bond resolution then we have to have a financial advisor.

Councilor Venesky said he would vote on that because he thinks we need to do that for the resolution to shop the rate. He said after the conversation with them we can choose to break the agreement if something is not right or if there was something that we were opposed to.

Councilor Venesky moved the adoption of a resolution to have the Supervisor execute the Financial Services Agreement with Fiscal Advisors & Marketing, Inc., to act as the financial advisor to the Town of Cicero. Motion was seconded by Councilor Conway.

Ayes – 4 and Noes – 1. Motion carried. *Councilor Becallo opposed.*

BUILDINGS ADVISORY COMMITTEE REPORT: BOB SMITH

Supervisor Zambrano said they've had months of discussion regarding the highway garage roof, and it's in bad shape. It was built in 1995/1996 and there are leaks, there is ice build-up, there is mold that has gathered and causes problems, and there is energy loss from the condition of the roof. She said because we were looking at potentially spending a lot of money on the roof and because we have had other issues with the buildings in our town complex she did ask Bob Smith (Planning Board Chairman) and Don Snyder (Zoning Board of Appeals member) to put a group together to come up with some kind of assessment and perhaps a recommendation on how we deal with the challenges that we are facing with our buildings. She said our buildings are old and if they are not old then they are in poor condition (we have some that are modular trailers, the highway garage was built in 1966, the CanTeen center is probably in the best shape right now, and we face a number of challenges with the town hall complex).

Supervisor Zambrano said Mr. Smith and Mr. Snyder put together a group of consultants and they have been working very diligently looking at plans, talking to people, and making visits; they graciously agreed to do all of this. She asked if one or both of them would speak about what they see in the task ahead.

Bob Smith said they had talked as a group, this was just asking talent that we might be able to find to come in and look at the picture as a whole. He said he had asked Supervisor Zambrano to please make sure Don Snyder was involved because Don has vast experience in building maintenance by keeping Upstate Medical Center running for a lot of years. After just the first visit he would have probably run if it weren't for Don Snyder being there with them. Mr. Bloss is helping them and they've got two builders who are coming on Friday. He said that the best attack on the overall program was to "triage" where we are at with the buildings that we have in this complex. He thinks most people have indicated, because this has been going on for years that the town barn was our biggest issue.

Bob Smith said the whole group went through the garage from top to bottom, not only looking at the roof; which does leak. He said the engineering report was good, but the concern came from the fact that we want to put \$150,000 potentially into a roof, onto a building that isn't going to work. So they surveyed the building; that's the first step, they are going to do that with each of the facilities in the complex. Friday they are touring the police department, and they've got two builders with a lot of experience who have agreed to come and donate their time to help us because it is, by and large, a residential structure, so they are looking to evaluate the buildings first and to do this quickly.

Bob Smith said Don brought a form so that they can access each of the components of the building, not just the one that we know is an immediate issue. Their next step is to survey all the department heads and ask:

- What the challenges are that they have right now with the structures that they have,
- and what do they anticipate their needs to be five, ten years from now; to make an estimate of what they are going to need or where they are going to be

Bob Smith said when the town barn was built there was probably 10,000-15,000 people living in town and we have added hundreds of miles since then. He said there's no doubt about it - the town barn has done a great job for you. After they get the assessments and the recommendations together they are looking to put together a comprehensive plan with pictures and stuff, and have a presentation that will probably be a good hour when they come to the Town Board to show them:

- where we are at,
- what we see that needs to be done in the future,
- and possibly come up with some ideas on how we need to proceed,
- and what some of the challenges are you folks are going to have to probably address.

Bob Smith told the Town Board members *we are looking at you, not as a politically body, but as the board of directors, and all of the people in this town are shareholders that are paying taxes.* He said there is an expectation that our facility should be good enough to meet the needs of the community and those final decisions have to be yours; all we can do is give you a picture of where we are at and what we think is going to come, and maybe give you some suggestions on our suggestions that we are brain storming.

Bob Smith said the town barn is in bad shape. He would ask that we look at what we can do to keep it going. He told Chris Woznica there are leaks, but the leaks, truthfully, aren't his biggest problem from what they see. The first problem is there is snow/ice falling off the roof and because of the old style of the building. If you were going to build a town barn now you would obviously have a door at each end so that the truck door goes up, the truck gets inside quick, parks, and then the door closes and you retain your heat. Bob Smith said Mr. Bloss has some excellent ideas on how we handle the HVAC (heating, ventilating, and air conditioning) so that we don't lose it every time we open up all ten doors to get the trucks out; all the heat goes up and actually that heat is what is melting and causing the biggest ice issue and putting a new roof on won't solve that. He said he doesn't know what the solution is. They brainstormed some ideas but he doesn't have anything to come back and tell them at this moment.

Councilor Venesky thanked Mr. Smith, Mr. Bloss, and Mr. Snyder.

Supervisor Zambrano said she wanted to hear from Mr. Snyder.

Councilor Venesky said we know we have a problem with the roof, but that is not the major problem. He asked Bob Smith if his recommendation then to us would be to just take a deep breath, sit tight, and wait until you guys come back so we get a comprehensive picture of what we are looking at with the buildings. Right now, what he is hearing is it's not really worth putting any money in that building, maybe patching the roof to stop the leaks, but it's not worth repairing or replacing that roof at all until we get a full report from you.

Bob Smith said time table wise, Don Snyder and himself will be back to report on a regular basis, but they are looking to wrap their findings up in sixty days. They know that there are issues, but he thinks their summation of where we are at with the town barn could be very accurate.

Don Snyder said what they are saying is that we need to look at the town barn before we spend ten bucks on it. Our shed is not big enough to do what it should do and it shouldn't be because it was built 50 years ago, so we know it is too small. He said past boards may have made poor decisions but they had to make the decisions they made at the time. He thinks what we are probably going to find out is that this board will probably be the first board that will look at:

- long term planning,
- long term budgeting, like they have done for two years now with the highway purchase of trucks,
- and the board is also looking at long term as it relates to the roads, and they are going to probably be looking at the same kind of thing with the town barn.

Don Snyder said they have a list of 13 or 14 major items that don't include the roof that are concerns in the highway barn.

Supervisor Zambrano said she was interested in what we immediately needed to correct. She thinks everyone realizes that we need to do something with the roof. And to O'Brien & Gere's credit, they did what we asked them to do, which was to take a look at the roof; we didn't ask them to look at the building or the entire complex but, when they brought us their figures it was like reality shock because the numbers were so big. She always suspected that there were other problems, which she thinks they are now in the process of identifying, so what she is looking at is what we need to do short, medium, and then long range so that we can develop this plan and budget accordingly.

Don Snyder said those are the kinds of details that they will give to her. Even at a point where if it's decided that the town barn should not be where the town barn is, they would make a recommendation as to what that new town barn should look like and maybe in the area it should go.

Supervisor Zambrano said that was what we expected, that it wasn't just a roof problem.

Don Snyder said I am sure if you asked the engineer if he would put a new roof on the building and took the same tour that we took, the engineer would probably come back with the same response of "no, I probably wouldn't." Obviously, there will probably be more detail on this because if you look at space problems he thinks it is safe to say that we have more serious space problems outside of this building than inside this building, even though we have some here, but there are some solutions he thinks we can come to.

Councilor Venesky said he talked about this last year with Chris Woznica, and they cannot put any sort of electrical tape up there because that's a metal roof; to melt that ice temporarily... we are looking at band-aids and he understands that.

Don Snyder said we are not sure that's true, but again, depending on how the ice builds up, the tapes may work for a little bit and then if the ice builds up too much when it falls it takes your tapes with it, so it's not something you can just say "well if this was my house here's what I'd do".

Supervisor Zambrano asked Chris Woznica if there was no ice on the roof now.

Chris Woznica said that was correct.

Bob Smith said we have to get through the short period of time. Chris Woznica has mentioned that there was some discussion about having a service of some variety come up and have them de-ice it (like they do with airplanes) to get us through this winter.

Supervisor Zambrano said she wanted Steve Snell to speak a little bit regarding this.

Bob Smith thinks that O'Brien & Gere did an excellent job with the numbers for the roof and the engineering services, and if that's the route they take then the numbers are in line. The question comes down to spending the \$150,000 when you look at the entire building, because you can fix it up, you can fix all the statutory problems that you have, but at the end you are going to have a fully compliant building that isn't going to meet your needs.

Supervisor Zambrano asked Steve Snell to comment to help us think through this.

Steve Snell said the town received a couple quotes from a roofing company, one to seal the roof that was a pretty significant cost of \$50,000 to do the entire roof. You could just look at sealing maybe the areas that are known to leak right now, and then you can try to talk to another contractor that would look at reinsulating the portions and replacing the insulation that's damaged and deteriorated from the inside; that's a possibility. He said it's the insulation that's the biggest problem with that building.

Don Snyder said one of the problems that he had told him that Chris was concerned about and saw was because we have to get the trucks out and get them going but the minute we open that door then the insulation that we put there...all the heat goes out, melts the snow above the doors.. He asked how we are going to see if there is some neat way of dealing with the ice other than just insulation.

Steve Snell said the heaters that are in there now blow the heat into the building, and nothing is moving the heat down. All the insulation, if it's deteriorated, than all the thermal properties are gone so it's not working at all, so it's melting at the top of the roof and it gets down to the roof edge and it freezes, and then if it warms up enough then it comes off.

Councilor Venesky said his concern is, and he thinks that we are all on the same page, we know we have a problem and we have identified a bigger problem now. But the immediate problem, in his mind, is the ice on the end of the roof that causes a safety hazard, so that's number one. His question to them is can they come up, before sixty days, with a proposal of what we need to do; he thinks he knows what we need to do but he thinks we need something official to bring back to the board and then the board, he is sure, will work on it.

Supervisor Zambrano asked if we can actually get work done on the roof during the next two months.

Don Snyder - Yes, as it relates to the ice solution. We've got good pictures now of the roof so we know what it looks like, we know what's there and we know what's there isn't working; the engineer very clearly and rightfully so talked about insulation. The question that you get into is if insulation will make a major change then what that insulation worth is, and if that insulation is a major item, as well as fixing the leaks than where do you go?

Supervisor Zambrano said she doesn't want a quick fix just for the sake of fixing it and she realizes that there is some danger with the ice buildup, but whatever it is that we do we can't just do something that's a knee-jerk reaction.

Don Snyder said the one thing that we probably need to do in a formal way with the staff out there is Chris Woznica needs to have a policy and a procedure of what they do and don't do when the ice potential danger is there, and it may mean that they don't go through the doorway unless they are in a truck because if we don't have that then our insurance carrier is going to kill us. So if we have ice tomorrow and we can't solve it tomorrow, but we could deal with the staff saying "gang you can't walk through that doorway. You drive through that doorway or you use the man door down at Chris' office." He thinks we have to do that at as a minimum and he would do that as soon as possible.

Supervisor Zambrano asked Steve Snell if he could work with Chris Woznica and with the building's advisory group principals here to see what we can do here to see what we can figure out for a short term basis while we try to figure out what's the best way to spend money on a long term basis, keeping in mind that we may have other expenditures that also may need to be corrected on a priority basis. She asked if that was fair or if she was overstating it?

Bob Smith said it was absolutely fair.

Supervisor Zambrano said we have to be considered about the safety, and not just the safety of our employees but also safety for the public.

Supervisor Zambrano told Chris Woznica you are listening to all of this discussion and I want you to be satisfied that we are trying to address the issues. She said she wanted to acknowledge publicly to Chris' credit that he has been bringing these issues up for years; long before most of us were sitting up here.

Bob Smith said you should also acknowledge the fact that Chris has made do, and his entire highway department has made do, and figured out how to Band-Aid that place and make it so that we at least have a service to try to get through is remarkable.

Supervisor Zambrano said Chris Woznica told her that he would continue to band-aid it if he had to.

Councilor Venesky said what you are going to find with our highway department is that Chris has made do, in his opinion, and done a good job with a lot of things that he has had to deal with; people, equipment. He thanked Chris Woznica for bringing to his/our attention just how bad that building is and said he knew we had some problems but it sounds like there is a lot more here that we have to deal with.

Supervisor Zambrano asked if it would be sixty days with periodic reports.

Someone said yes.

Councilor Venesky asked Bob Smith and his group if they would be back prior to that because we need to talk about the ice situation first.

Supervisor Zambrano told the group if they wanted to speak at the next meeting to let her know and that she trusted that they would continue to work with Steve Snell from O'Brien & Gere. She stated again that Steve Snell and O'Brien & Gere did exactly what we wanted them to do, but she doesn't think that some of us were prepared for the large amounts of money that we were talking about.

Supervisor Zambrano asked Steve Snell to talk about the NYSERDA (New York State Energy Research and Development Authority) grants that might be available.

Steve Snell said he did hear back from a gentleman who is from the Central New York Regional Planning and Development Board; he did indicate that there was a couple of incentives out there. There is a \$10,000.00 National Grid insulation incentive, that's up to \$10,000.00; twenty percent of the installed cost for a roof or attic insulation or twenty percent of the installed cost for wall insulation. There is also a solar incentive and this is regulated to entering into a power purchase agreement where a third party owns the solar ray and the municipality agrees to buy the power generated; it's probably not something for this particular project that she'd want to consider.

Supervisor Zambrano said they may be talking about it in the near future.

Supervisor Zambrano told Don Snyder that he is good at finding grants and asked if he would work on this too.

Supervisor Zambrano said Councilor Conway and Councilor Venesky certainly have provided good leadership on this and asked if she could continue to rely on them to keep it moving forward.

Councilor Venesky said he thinks they did all that's needed to talk about that evening on the highway roof repair, they are not going to do anything until they make sure that they are addressing the problems properly and that they are properly identified.

Don Snyder said except for the safety issues with staff; they have to deal with that the next morning.

Supervisor Zambrano asked if we need a written policy and procedure.

Don Snyder said he would think, he is guessing that is what your human resources people would say is that you've got to have a written policy as to their safety and to our liability.

Chris Woznica said there already is one and they also have signs up regarding the falling ice.

Supervisor Zambrano asked if the two of them would take a look at the policy and see if we need to make any changes.

Someone in the audience said they were concerned about the GFIs in highway and the water, she said GFIs are only about \$25.00.

Supervisor Zambrano solicited any further discussion.

Councilor Conway said no, but that they have a lot of problems back there.

Supervisor Zambrano thanked Steve Snell, Bob Smith, Mr. Snyder and Mr. Bloss.

HIGHWAY REFERENDUM:

Supervisor Zambrano said we have been very concerned about the condition of our roads, following implementation of the Cornell Roads Program and some experience by our highway department with fixing roads; they are becoming more efficient, getting more done, finding other ways to fix the roads; we need money to do all of this and what has been proposed is to go out for referendum. She said she was going to let Councilor Venesky talk about this because he has provided leadership in this regard as well.

Councilor Venesky: We all know that we have a problem, we've had a problem with the roads in Cicero, and it's nothing new. If you take a look at the neighborhoods, I've walked them, and you live in them. We have recognized a problem where roads were built years past. We now have standards; the previous board set standards on how our roads should be constructed and we also, a previous board, adopted the Cornell Roads Program, which is a good program; it gives us an opportunity to qualify and quantify the roads that we have and then it allows the highway superintendents discretion to say "well this is where we need to focus based on the formulas and based on the model – it's a good model". Also, I think that going to a referendum that allows the town to borrow money does a couple things; it allows us to continue and put together a comprehensive long term plan to fix the roads. What we talked about, and Mr. Snyder brought this up before, is that the town began to get into a habit, which could have turned into a bad habit, of borrowing money and not clearly understanding how we are going to pay that back or where our obligations were going to go. This clearly gives us the authorization to borrow money. We put it in front of the taxpayers and say look this is what it costs (and we are not hiding costs, this is what it costs), and we have a comprehensive plan in conjunction with our highway superintendent and our highway folks to fix those roads long term. One of the things I like about this is it gives us an opportunity to borrow money at a potentially very low interest rate. We were able to buy some other stuff last year, we had to finance as a town. I don't like borrowing money, but it's a reality. It gives us an opportunity to finance some things at less than one percent. And I am optimistic that in this environment if we are going to be borrowing some money to do the roads that:

- we have a clear path to paying that money back
- we are getting a very good interest rate, and I think the time is right to explore that

So what we are doing with this referendum, this is not *the referendum*, we are not voting tonight with the citizens of the Town of Cicero. What it is doing is allowing us to have a referendum and put it to the people. I think once everybody understands that we're serious about repairing the roads; we are trying to do it in a financially responsible way, and we are trying to put a long term solution together for the Town of Cicero, I am confident that the voters, when they see that, they will approve it. One other thing we've discussed is I would like to change the official record to read the referendum would be held on Tuesday, March 31st, 2015 from the hours of 12:00 o'clock p.m. to 8:00 p.m.

Chris Woznica commented that usually we line up the contractors late February, early March, because by April they have already got their work scheduled, and the amount of miles of road that we plan on doing we may not get those contractors to get this work done because it is a very busy time for these contractors who start lining up their work in mid-March.

Councilor Venesky said we are going to do roads this year.

Supervisor Zambrano said we are going to pave roads this year, one way or another we are going to pave.

Councilor Venesky told Chris Woznica he would do what he is doing right now because we are going to use them.

Supervisor Zambrano told Chris Woznica that he needs to proceed with his plans, with the 284 Agreement and decide on the roads.

Public Input:

Don Snyder said we have to do one whale of a sales job on this referendum. We have to make sure that the number that we say it's going to cost per thousand, for what he hopes is no more than twenty years, because if we think that our roads are going to last more than twenty years he thinks we are crazy. He doesn't have a problem with doing a building for thirty years, but said he doesn't want to be paying for a road that Chris is now repaving. He said we need to make sure that this number is out quickly, we need to be able to show people through the newspapers, through our website, or whatever, what the roads look like. Another thing he suggests is to make this thing an anti-political move, is to use the Cornell Road Study and the highway superintendent and his staff to decide what roads get done. He truly believes that we need to fix our roads, and yes we've got to pay for them, and yes it's going to take us twenty years to pay for it.

Don Snyder said he is scared that the \$5 million dollars isn't enough, but at least \$5million is better than the money that we have right now.

Councilor Venesky thanked Don Snyder and asked Chris Woznica to speak in regards to the Cornell Roads Program.

Chris Woznica said the way the Cornell Roads Program was initiated was Cornell took an inventory of all the roads, took a survey of all the roads, and their feeling was the worse the road is – the longer out it is to be fixed. It's not going to cost any more to fix it in fifteen years than it is next year, so their philosophy is you maintain the good roads first, and that's what we've been doing. But we also have been thrown in the mix some bigger and bad roads and it's worked to our advantage, and it has worked out very well. As a result of this they are getting a lot more miles done, with the help of C&S, Doug Wickman did a fabulous job when he came up with some new ideas on underdrains and it has worked out very well. He thinks the town is going to get some good roads now.

Councilor Venesky asked Chris if he had the discretion to change the plan at any time.

Chris Woznica said yes, and they do change the plans.

Councilor Becallo said so this referendum is not going to say what roads are going to be repaired.

Supervisor Zambrano said no.

Councilor Venesky said Cornell Roads does the roads.

Supervisor Zambrano explained that there is a statutory requirement, part 284, it's an agreement between the town board and the highway superintendent about what roads will get done and the town board is responsible for finding the money for those, so we do have an agreement and there's active discussion about what gets done.

Chris Woznica said right now he and his staff have about four years' worth of roads already listed and they will be presenting the next five years roads to them in probably another month or so.

Supervisor Zambrano said to Mr. Snyder's point that she just wanted to emphasize that the Cornell Roads Program is the evaluation, but it's not hard and fast because Chris has exercised judgment to be able to change that. It is to the agreement of the engineers and the town board that we come to the conclusion and she thinks that agreement has worked well and we all have been satisfied with that; she'd venture to say that they've had some success.

Tracy Cosilmon said March 31, 2015 was fine because there was no court. Robert Germain said that date was acceptable.

Adoption of a bond resolution that is subject to a mandatory public referendum:

Councilor Venesky moved the adoption of a bond resolution that is subject to a mandatory public referendum to be held on Tuesday, March 31, 2015 at the Cicero Town Hall from the hours of 12:00 o'clock p.m. to 8:00 p.m. We are asked to read the supporting resolutions in their entirety as part of this resolution, but describe this initiative as the Town resolving to borrow the sum of up to Five Million Dollars (\$5,000,000.00) for the purpose of the resurfacing of some roadways within the Town identified as in need of maintenance/repair. It is the intention of the Town Board to put final approval of this initiative to a public vote in the form of a mandatory referendum.

The text of the full resolution is as follows:

BOND RESOLUTION DATED JANUARY 28, 2015.

A RESOLUTION AUTHORIZING, **SUBJECT TO MANDATORY REFERENDUM**, THE RESURFACING OF ROADS IN AND FOR THE TOWN OF CICERO, ONONDAGA COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$5,000,000, AND AUTHORIZING THE ISSUANCE OF \$5,000,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF.

BE IT RESOLVED, by the Town Board of the Town of Cicero, Onondaga County, New York, as follows:

Section 1. The resurfacing of roads in and for the Town of Cicero, Onondaga County, New York, including curbs, gutters, drainage, landscaping, sidewalks, grading or improving rights-of-ways, and costs incidental thereto, at a maximum estimated cost of \$5,000,000 is hereby authorized, subject to mandatory referendum.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost shall be by the issuance of \$5,000,000 bonds of said Town hereby authorized to be issued therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivisions 20(c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized **will exceed five years**.

Section 4. The faith and credit of said Town of Cicero, Onondaga County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law. Pursuant to the provisions of Section 94 of the Town Law, the Town Board hereby elects, upon its own motion, to cause a proposition with respect to this resolution to be submitted for the approval of the qualified electors of the Town of Cicero, Onondaga County, New York, residing within the Town, such election to be held and conducted in the manner prescribed by the applicable provisions of the Town Law and the applicable provisions of the Election Law.

The motion was seconded by Councilor Conway.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilor Venesky: Yes
 Councilor Cushman: Yes
 Councilor Conway: Yes
 Councilor Becallo: No
 Supervisor Zambrano: Yes

The resolution was thereupon declared duly adopted.

Resolution for the holding of a Special Town Election of the Town of Cicero:

Councilor Venesky moved the adoption of the following resolution and read it in its entirety:

RESOLUTION DATED JANUARY 28, 2015.

A RESOLUTION PROVIDING FOR THE HOLDING OF A SPECIAL TOWN ELECTION OF THE TOWN OF CICERO, ONONDAGA COUNTY, NEW YORK, FOR THE PURPOSE OF SUBMITTING A PROPOSITION OF THE QUESTION OF APPROVING OR DISAPPROVING BOND RESOLUTION DATED JANUARY 28, 2015.

WHEREAS, the Town Board of the Town of Cicero, Onondaga County, New York, has, at a meeting duly called held and conducted on January 28, 2015, adopted a bond resolution authorizing the issuance of \$5,000,000 serial bonds of the Town to pay the cost of the resurfacing of roads in and for the Town, including curbs, gutters, drainage, landscaping, sidewalks, grading or improving rights-of-ways, and costs incidental thereto, which does not take effect until a proposition for the approval thereof has been approved at a special election by the qualified electors of said Town; and

WHEREAS, this Town Board now desires to call such a special election of said Town for the submission of such proposition; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Cicero, Onondaga County, New York, as follows:

Section 1. A special election of the qualified electors of said Town shall be held on the 31st day of March, 2015 at the Town Hall for the purpose of voting upon a proposition with respect to the bond resolution referred to in the preambles hereof. Voting shall be by paper ballot and the polls at such special election shall be kept open between the hours of 12:00 o'clock P.M. to 8:00 o'clock P.M., Prevailing Time.

Section 2. The Town Clerk is hereby authorized and directed to give notice of such special election by publication in The Post-Standard and Star Review, a newspaper published in said Town, the first publication of such notice to be made at least ten days prior to the time of such special election. In addition, the Town Clerk shall post or cause to be posted a copy of such notice on the sign board maintained pursuant to subdivision 6 of Section 30 of the Town Law at least ten days prior to such election. Said notice shall be in substantially the following form, to-wit:

NOTICE OF SPECIAL ELECTIONTown of Cicero, Onondaga County, New York

NOTICE IS HEREBY GIVEN that a special election of the Town qualified electors of the Town of Cicero, Onondaga County, New York, will be held at the Town Hall on the 31st day of March, 2015, at which the polls will be kept open between the hours of 12:00 o'clock P.M., and 8:00 o'clock P.M., Prevailing Time, for the purpose of voting by paper ballot, on the adoption or rejection of a proposition with respect to a bond resolution dated and duly adopted January 28, 2015 by the Town Board of said Town.

The polls will be kept open for the purpose of voting during the aforesaid hours and the proposition to be voted upon will be in substantially the following form, to-wit:

PROPOSITION

Shall the bond resolution dated January 28, 2015, authorizing the issuance of \$5,000,000 bonds, to pay the cost of the resurfacing of roads in and for the Town of Cicero, including curbs, gutters, drainage, landscaping, sidewalks, grading or improving rights-of-ways, and costs incidental thereto, and authorizing such class of objects or purposes, providing a period of probable usefulness of fifteen years and that the maximum maturity of such bonds will exceed five years, delegating to the Supervisor the power to sell and issue such bonds and to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of such bonds, pledging the faith and credit of the Town to the payment of the principal of and interest on such obligations, and providing for an estoppel provision, be approved?

Section 3. The following persons are hereby selected from the list of election inspectors and ballot clerks previously designated by this Town Board for general election purposes, pursuant to the Election Law, to act as election inspectors and ballot clerks for said special election to be held on March 31, 2015.

Councilor Venesky said the names of the people are to be determined.

Section 4. The persons named above shall be paid in the sum of \$140.00 (to be determined) for their services.

Section 5. This resolution shall take effect immediately.

Supervisor Zambrano said there is a fee schedule, which is \$140.00 per day for the inspectors.

Tracy Cosilmon said they would need at least one inspector from each party. The Board of Elections recommended four inspectors because of the size of our town, but it was the Town Board's determination.

Councilor Venesky said he would recommend four inspectors as well.

Councilor Venesky solicited any further discussion from the Board.

Councilor Becallo said we are about to borrow \$5 million dollars and you're going to worry about...(inaudible)

Councilor Venesky said exactly, they are trying to be cost effective on this.

Supervisor Zambrano asked if there were any other clarifications to the resolution.

Councilor Becallo asked if it was two or four (inspectors).

Supervisor Zambrano said it was four. She asked Robert Germain if that was okay.

Robert Germain said the rule is at least two; it has to be one of each party.

Supervisor Zambrano said they decided on four; she believed it was a consensus of four.

Robert Germain said that was fine.

Councilor Conway seconded the motion.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilor Venesky: Yes
 Councilor Cushman: Yes
 Councilor Conway: Yes
 Councilor Becallo: No
 Supervisor Zambrano: Yes

The resolution was thereupon declared duly adopted.

HIGHWAY DEPARTMENT:

Purchase approvals:

Councilor Conway moved the adoption of a resolution to approve the following purchases:

- \$1,081.34 to Vitale Ready Mix for past due bill from 2014, due to an incorrect charge
- \$4,000.00 to PBS Brake for brake parts for truck #51

Motion was seconded by Supervisor Zambrano.

Ayes – 5 and Noes – 0. Motion carried.

Changes to Wing person list:

Supervisor Zambrano said there are changes in the Wing Person List of active workers to be called for the highway department. She noted that the changes included five (5) people coming off the list: Gary Repko, Lu-anne Squires, Leo Remillard, Cheryl Cooper and Clifford Case. And the addition of three (3) people: Michael Kearney, Richard Mayers and Howard Payrot.

Supervisor Zambrano asked the Board to adopt a resolution for the following updated list for these wing people to be on call for the rest of this season at a rate of \$15.00:

WINGPEOPLE LIST
Ahern, Donald
Baldwin, James H.
Carey, Kevin
Coon, John
DeFuoco, Michael
Devine, Thomas
Elderbroom, Harvey
Ferstler, P. Michael
Garvey, B. Joe
Harvey, Brandon
Henderson, Robin
Hogan, Allan
Joss, Randy
* Kearney, Michael
Kearney, Peter
LaDue, Brandon
LaRochelle, Ian
Leonard, Anthony
Lottemoser, Jeffrey
Mayers, Benjamin
Mayers, Eric
Mayers, Laura
*Mayers, Richard
McLaughlin, Richard
Mutter, Brandon
Mutter, Brett
Nadeau, Samantha
*Payrot, Howard
Reardon, Ronald
Reles, Craig
See, Michael
Sherback, Brittany
Slate, Ray
Stone, Adelbert
Stuhler, Charles
Taylor, TJ
Ventre, Roger
Wood, Stewart
Woznica, Frederick
Woznica, Joseph
Woznica, Pamela
Zacholl, Arthur
Zech, Carlton
* newly added

Motion was seconded by Councilor Venesky.

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

POLICE DEPARTMENT:

Chief Joseph Snell said the police department was requesting the purchase of three (3) tasers, these are actually electronic control devices (ECDs); this is a budgeted item and it would come out of the equipment line for \$5,052.70, and there’s an additional cost of \$1,100.00 for specialized holsters for the units and \$410.00 for additional probes, as well as a data port download for \$164.75. The data port download is the device that if the taser is ever used we can download the data from the taser to a data port and the data port will replicate exactly what the user did when the taser was used. So if you used it for a one second trigger pull it would show one second so there would be no disputing how the unit was used; whether it was abusive or non-abusive and if it was done within policy. The justification is that over the last two years we have seen a significant increase in the use of force against police officers in the town of Cicero, we have seen an increase in the number of domestic violence calls; we’ve had robberies, we’ve had stabbing in the last six to seven months, officers have had thirty-two documented subject management reports completed where they’ve had to use physical force against a defendant. The purpose of the taser really is twofold. One is to reduce the liability to the town, in that it would eliminate the possibility that an officer would have to literally physically have to subdue somebody and become injured, and that was one of the concerns that our insurance carriers have is reducing our liability and our injuries to our officers. The other is, is that it also gives us another option of ever possibly ever having to use a firearm. You see many times nationally where officers have to use a firearm to defend themselves against someone, let’s say, with a knife; this gives us another option. Where literally the taser could be utilized with someone who doesn’t have a firearm but someone who is possibly threatening us with deadly physical force that wouldn’t be a firearm, so it gives another option to use for that, which is reducing the liability to

the town. He has also attached a lot of documentation to these reports from many national organizations including the AMA (American Medical Association) which clearly states that with these there is no significant, scientific, or medical research that shows that these items are dangerous as far as causing death. Have there been situations across the country where death has happened with the taser, yes. But every one of those has been subject to autopsy reports, they've been subject to finding if these people had complications that would have probably occurred one way or another causing their death and it really wasn't the taser that caused it. Right now, throughout Onondaga County and Central New York, we are probably the last agency to not be carrying the tasers at this point; State Police carry them, the Sheriffs department carries them, most of your town and village police departments are utilizing them now. And what he tells his officers is we can tell by success, by not having the tasers and by not having to use them and what he means by that is what is not documented nationally in statistics is that when a taser is pulled and an individual is threatened with it the individual just normally gives up; whether if they may have been wanting to take the officer on, resist arrest, but once they see the taser out they generally give up and those statistics aren't documented but that's one of the huge benefits to having them.

Supervisor Zambrano said her recollection is that there has been some staff training already completed.

Chief Snell said that was correct, they have actually prepared for this; they have three trained certified instructors, one is Sergeant Snell who actually put himself through the school and taking his own vacation time to do it, we've got Officer Ashley Smith, who when we hired her had already been taser instructor certified, and then we have our firearms instructor Officer Michael Serafin who we sent to the school to be certified. So we have three instructors, before we receive the tasers we are going to start the training and then once we get them we can do the practical training with them, so we can get them on the street within the next thirty to forty-five days.

Councilor Venesky said to Chief Snell that with the purchase of three of them, not every officer will have his or her own but they will use these per shift so he is thinking that we'll have the two patrol officers and probably the sergeant.

Chief Snell said that is correct. They'll have three of them on the streets so there will always been one available.

Councilor Venesky moved the adoption of a resolution to approve \$6,474.68 to Taser International for the purchase of three (3) Tasers and the Dataport Download (not included on the initial disposal). Motion was seconded by Councilor Cushman.

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

PLANNING AND ZONING DEPARTMENT:

Supervisor Zambrano said there is mandatory training that is required for our code enforcement officers and they have do have some major training events that are published at the beginning of the year for which they need to attend. The local training is going to be held from March 31st to April 3rd and we have four code enforcement officers, plus a director. Because it's for four days we can't send everybody and close the office for four days without a code enforcement officer so we are proposing to send three locally but we need approval to send one other code enforcement officer to Lake Placid, as this is the only one that's readily available for us. We do this every year and it's a necessary cost. We are not paying for non-mandatory training, but this is one she thinks we have to bear the expense for.

Councilor Becallo commented who would put a meeting in March in Lake Placid; it doesn't sound like the greatest idea in the world.

Supervisor Zambrano moved the adoption of a resolution to approve expenditure (not to exceed) of \$814.00 for a Code Enforcement Officer to attend mandatory in-service Code Enforcement training to be held March 2-5, 2015, inclusive, at Northern Adirondack Building Officials seminar in Lake Placid, N.Y. (the person attending had not been determined yet) Motion was seconded by Councilor Cushman.

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

PARKS AND RECREATION DEPARTMENT:

Councilor Becallo moved the adoption of a resolution to approve the following purchases:

- \$8,316.80 to Empire Tractor for a Kubota to replace the 1988 tractor

Motion was seconded by Councilor Venesky.

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

- \$24,036.50 to Burdick Chevrolet for a new van for the CanTeen to replace the 2004 Chevrolet 12 passenger van

Councilor Venesky said he had a conversation with Jody Rogers regarding this and the \$24,036.50 is not coming out of taxpayer's money.

Jody Rogers said that was correct. It is being paid by Friends of the CanTeen and they will submit this money to the Town for the payment of this van. It is a van that's about \$38,000 in total and we are getting it off of State contract.

Councilor Venesky said he just wanted to let everyone know and give Jody recognition because she did diligence on coming down with a vehicle and negotiating the price and finding the vehicle, so it's not coming out of our money.

Motion was seconded by Councilor Venesky.

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

- Request for the Supervisor to execute the 2015 Municipal Agreement between the Town of Salina and Cicero for funding for the multi-municipal CanTeen program

Motion was seconded by Supervisor Zambrano.

Supervisor Zambrano said this agreement, essentially, is to be able to receive funds from the Town of Salina that will go to maintaining the CanTeen.

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

SOLARIZE CNY CAMPAIGN:

Supervisor Zambrano said Cicero has become very interesting to a bunch of solar vendors who want to come and sell solar energy, or have us buy into solar energy programs. She thinks probably the most elaborate presentation was from SunEdison, based out of New York City, who have come up and wanted to come and address the board and the audience. We have a landfill that's around 15 acres and their proposal was to use four or five acres to install solar panels and then sell them back to National Grid and the Town would realize some benefits from that; savings of over \$1 million dollars over twenty years. So since that time we have been approached; we are being groomed and courted by other solar energy companies that want to come and avail themselves or the resources in the Town of Cicero. Luckily, Dana Johnston came along and said don't sign anything yet. She was going to let Jody Rogers talk about the proposal they were talking about right now; there are actually two programs.

Jody Rogers said tonight they were only really talking about one of those proposals. She introduced Dana Johnston she is a volunteer ambassador with the Central New York Regional and Planning Development Board, she came to us with the proposals; the deadline is Friday this week, so that's why this is being put on the agenda. And also a gentleman from the Village of Central Square with Dana, he is interested in this program as being a person to be trained and be one of the people that help to educate the community, both homeowners and small businesses. The resolution that they are looking at tonight is a resolution between the town becoming a partner along with municipalities throughout a five county region; Van Buren is one of the communities that most recently approved it and there are a number of them she believes, Elbridge and others within Onondaga County but it reaches beyond our county, and we partner with the Central New York Regional Planning and Development Board to support NYSERDAs (New York State Energy Research and Development Authority) Community Solar New York Program. Basically, this program is offering the ability of our community at the town as a hub to schedule workshops, offer a location where people can come together, be educated about solar and also, possibly having volunteers from our community trained along with Dana's volunteers to make those

presentations. So we are as the town are finding locations for workshops, we are going to educate the community about the solar program, and the other important part of this is that through this program small businesses and homeowners are able to learn about solar energy and then potentially, the volume purchasing discounts would come into place if we have enough people that want to purchase these solar units for their residents or for small business; we bundle it together, Central New York does a RFP (request for proposal) in order to come up with the best pricing for all of these people to obtain it.

Dana Johnston wanted to explain the benefits of the program to the people that live here and the businesses that are here, and the non for profits here. All of them can equip their buildings with either leased or owned systems and the main opportunity here and there are incentives that are being offered from the Federal government, from New York State government, and from National Grid; NYSERDA is shepherding these all to provide tremendous discounts to the people that install solar; it makes the entire grid more resilient so when we have a big storm like we just had, in the event that downstate or other parts of the state the grid was incapacitated, all these additional power sources add to the overall resiliency of the overall grid. For the homeowners, for the business, and it's not just small business any size business can do this, and not for profits also; churches, specific organizations, chambers of commerce, or any kinds of other not for profits can also partake in this.

Dana Johnston said the main opportunity here is the lowest costs you are going to see on solar because of bulk/volume purchasing and also, that the whole thing is simplified; the solarized program makes everything easy for people to understand; they don't have to deal with competing vendors and wonder whose claims are right. We ran a program last year, the first pilot program was Solarize Syracuse and there were eleven volunteers running this program, it was in City of Syracuse, Town of DeWitt, Manlius, and Onondaga. We had 700 people come to workshops; there were 500 people who wanted their properties evaluated with a free evaluation from Solar, and in the end we had 77 buildings in four months, 77 buildings with over 500 kilowatts power and that was a tremendous accomplishment and that's why they are back this year. NYSERDA had told them that they had done such a great job with those three towns, so now they are working on the five counties and they are looking for project leaders, and Cicero would be a project leader, which means your hub, as was well described, and you will help organize these events with us. And it's sort of a status symbol really, because you are looking into the future and you're providing opportunities for your people now.

Dana Johnston solicited any questions.

Councilor Venesky said he was interested, the Town of Clay had put solar panels in, he was just wondering how much money they have been able to save their community.

Jody Rogers said this program is not municipal. This isn't about our township as the town municipal solar, that's coming, and that's down the road; that's the next step. This program is currently just for homeowners, businesses, nonprofit, school districts, or any of those folks that want to get involved and this program's deadline is Friday. We need to get on this program so we can help with the current program. The one Councilor Venesky was talking about we are going to bring to the board in the next couple of months because we are also working with the same regional planning board on that, and bundling municipalities together, and surveying property that municipals have if they are a valuable spot.

Supervisor Zambrano said she may be wrong, but to answer Councilor Venesky's question the Town of Clay is realizing about \$16,000 in savings from their program, but the solar panels there don't compare to the five acres at the landfill that we were looking at.

Supervisor Zambrano solicited any further questions, in which there were none.

Resolution:

Councilor Cushman moved the adoption of a resolution to authorize the Supervisor to provide a "Letter of Commitment" to the CNY Regional Planning and Development Board to include in its proposal to NYSERDA (New York State Energy Research and Development Authority) for the Solarize CNY campaign to be administered through CNY Regional Planning and Development Board with local support by the Town of Cicero, NY for community meetings and outreach. Motion was seconded by Supervisor Zambrano.

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

PLANNING BOARD RETAINER AGREEMENT:

Supervisor Zambrano said the Planning Board independently appoints their attorney, however, the Board has to agree to pay the attorney; this is the same arrangement that we had in 2014, nothing has changed, it's for the same period of time. The resolution includes the yearly amount and the monthly installments.

Supervisor Zambrano solicited any questions, in which there were none.

Supervisor Zambrano moved the adoption of a resolution to approve the Planning Board Retainer Agreement with Germain and Germain for the period January 1, 2015 through December 31, 2015, at an annual rate of \$6,500.00 per annum, to be paid in a monthly installment of \$541.66, and to authorize the Supervisor to sign the agreement. Motion was seconded by Councilor Cushman.

Ayes – 4 and Noes – 1. *Motion carried.* Councilor Becallo voting no.

JOB FAIR:

Tracy Cosilmon said Supervisor Zambrano had received a call from a Pascale Mevs who is from CenterState Corporation of Economic Opportunity; she is a Community Engagement Manager, Work Train. She had asked of us was to hold an informational session here at the town hall on January 30th and to assist in helping to dispute the information to the community. It's an opportunity for Certified Nursing Assistants in Cicero; they work with Loretto to provide job training.

Supervisor Zambrano said the training session starts in February. They are trying to open three or 4 more buildings at Loretto so they need staff, and are trying to recruit local members of the community. The medical assistants that they do have working are from the city, and she thinks that everyone realizes that there were a number of patients that were transferred from city nursing homes up here to Loretto, so the nursing home staff that they have had in the past has trouble getting here because they don't have cars and we don't have public transportation for them so they thought they might have more success if they recruit locally. She said for anyone interested in working at Loretto in patient care this would be a wonderful opportunity.

PUBLIC INPUT:

In regards to solar energy, Don Snyder said he has had three vendors that he has been dealing with and he is glad that we are now looking at it and is going to educate us because there are some vendors out there that are not necessarily all that reputable. He had a vendor that made a nice presentation but when they got done and he figured the numbers out they were literally talking about \$2 to \$3 a month savings and it was going to be a 30 year situation. He called the representative and brought that to her attention – it has now been six weeks since she called him back, so he just wanted to warn everyone. He thinks that what we approved tonight with partnering with NYSERDA and their situation will help all of us.

Deborah Gardner had a question about the Highway referendum; she wanted to know if we were going to be voting on two items.

Someone said no.

Deborah Gardner said just one item, okay. And mandatory meetings whatever is decided you have to abide by, is that correct?

Councilor Venesky asked in what regard.

Deborah Gardner said if the citizens decide “yes” borrow \$5 million dollars then you have no choice, you have to go out and borrow the money, is that correct?

Councilor Venesky said no and he would let Robert Germain/*- speak to that. They don't have to borrow all of the \$5 million dollars if we choose not to.

Deborah Gardner asked what we are voting on, exactly. She said the reason she is asking that is she is going to go home tonight and she'll be telling her friends about this and they are going to say "exactly what are we voting on", so can they reduce it into a very concise statement that the

Robert Germain explained that they had read the actual text of the proposition. The reason it's mandatory is there are two types of referendums, there is *mandatory* and there's *permissive*. If you're doing something big like this, if the Board has the choice of doing it on their own motion, without putting it out to vote, they could do it on their motion; they would need a super-majority of the board and then after that passes, because it's such a big thing, the public would have the right to start a petition campaign and force it to a referendum, and that's what a permissive referendum is. So this is mandatory referendum, and the Board is not doing it that way, their doing it the other way where they say "we are going to go right to the public" that's why it's a pass that doesn't need a super-majority.

Deborah Gardner said so if she votes *yes* then she is saying *yes, I want you to borrow money*.

Councilor Venesky said *yes*, and we are going to pay the money back.

In regards to the solarization, Judy Boyke said she believes we have something in Town Code in regards to that reflecting back to when Paul DeLima put their solar panels in; and they really had to jump through many hoops, so they should check that out. She said many, practically all of the new developments have Home Owner's Associations and they would not allow it and the resale value with some of the homes that have solar panels now don't sell. Also, only new roofs, or roofs that are in 100 percent excellent repair are the only roofs that can be used because of the fact of the insulation. She said Don also mentioned that if you were to sell your home and the person who bought it didn't want it then you would have to pay the expense of removing it as well.

Judy Boyke said something she had asked at the last board meeting was in regards to the Ethics Bylaws. She believes Mr. Tomney stated they had them and they were turned into Tracy Cosilmon. She had asked about getting a copy, and it was mentioned about putting them on the website.

Supervisor Zambrano said they could put them on the website.

Judy Boyke asked if the highway referendum fails then what Plan B. was.

Councilor Venesky said the way he saw it there was one of two choices that was available to us, the first is to BAN (bond anticipation note) for the roads, as previous boards have done or we could go to our savings fund and take the money out to fund the roads.

Bob Smith, in regards to the ethics complaints, said we have thirteen people the police department was investigating and it has been a month and a half, so he was wondering if there has been any resolution.

Supervisor Zambrano asked Chief Snell if the investigation was complete.

Chief Snell said no.

Supervisor Zambrano said so it was still ongoing.

EXECUTIVE SESSION:

Supervisor Zambrano said the Board would be going into executive session to discuss four collective-bargaining issues to be discussed and she believed that they would reconvene for at least some of the issues.

Supervisor Zambrano made a motion that the Town Board enter into executive session and invite the Town Attorney and also Chief Joe Snell to accompany us to provide security.

Motion was seconded by Councilor Venesky.

The meeting adjourned into Executive Session at 8:17 p.m.

Supervisor Zambrano said the Board said the Board had terminated its executive session at 9:02 p.m. moved by Councilor Cushman and seconded by Councilor Venesky.

The meeting reconvened to Regular Session at 9:06 p.m.

Resolution:

Councilor Venesky made a motion to approve the Settlement and Last Chance agreement between the Town of Cicero and Lynette Wood and Teamster Local 317, and authorize the Supervisor to execute the same. Motion was seconded by Councilor Cushman.

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

Supervisor Zambrano asked if there was any other issue to be brought up by the Board, in which there were none.

Supervisor Zambrano moved the adoption of a resolution to adjourn the Town Board meeting.

Motion was seconded by Councilor Venesky.

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

There being no further business before the Board the meeting was adjourned at 9:07 p.m.

Tracy M. Cosilmon
Town Clerk