

STATE OF NEW YORK
ONONDAGA COUNTY
TOWN OF CICERO

SS:

The Cicero Town Board held their regular meeting on Wednesday, September 25, 2013 at 6:30 p.m. at the Cicero Town Hall, 8236 Brewerton Road, Cicero, NY 13039.

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

Others Present: Tracy Cosilmon, Town Clerk
Christopher Woznica, Highway
Joseph Snell, Police Chief
Robert Germain, Germain & Germain, Town Attorney
Bruce W. Letts, C & S Companies, Town Engineer

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

The Cicero Town Board acknowledges the importance of full public participation in all public hearings and therefore urges all who wish to address those in attendance to utilize the microphones located in the front of the room. At this time please turn off your cell phones and asked all town councilors to speak clearly into the microphones to enable all to hear. If anyone is unable to hear please let them know so can take any corrective action.

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

Councilor Jennings requested a moment of silence be observed in remembrance of our men and women serving in the Armed Forces in harms way.

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

Supervisor Corl moved the adoption of a resolution that all actions taken tonight are Type Two (2) or Unlisted actions under the New York Environmental Quality Review Act unless otherwise determined. Motion was seconded by Councilor Conway.

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

APPROVAL OF TOWN BOARD MEETING MINUTES

Councilor Jennings moved the adoption of a resolution to approve the minutes of the September 25th, 2013 Regular Town Board Meeting. Motion was seconded by Councilor Burtis.

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

BUDGET MODIFICATIONS

TOWN BOARD MEETING
09/25/2013

2013
BUDGET MODIFICATIONS

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

TOWN BOARD MEETING
09/25/2013

2013
BUDGET MODIFICATIONS

FROM		\$	TO
A71501	Parks Personal Services	1706.13	
A715011	Beach Laborer	95.87	A715042 Improvement/Rehab
A71501	Personal Services	791.54	A711040 Supplies
A71501	Personal Services	300.00	A677254 Senior Fuel
A6772471	Senior Cleaning	430.00	A677254 Senior Fuel
A135511	Assessment Review Board	215.00	A135543 Assessor Software
B31204	Police Contractual	4660.00	B312041 Police Uniform
A141042	Town Clerk Computer Labor	129.57	A14104 Town Clerk Contractual
A162040	Buildings Contractual	164.93	A162046 Police Building
A35104	Dog Control Contractual	678.16	A35204 Control of Other Animals
DB511055	Hwy Contractual Maint	2500.00	DB511045 Typar/Pipe
DB511051	Concrete Blocks	2500.00	DB511045 Typar/Pipe
DB511049	CB/F&G/Riser	1000.00	DB511045 Typar/Pipe
DB513055	Hwy Machinery-Other	243.57	DB513057 Body Maintenance
DB514211	Snow/Personal Services	6960.98	DB51101 Summer/Personal Service
DB19104	Unallocated Insurance	47000.00	
DB90108	NYS Retirement	25000.00	
DB90408	Worker's Comp	37000.00	
DB514241	Snow/Salt	74517.60	
DB90308	FICA	3825.00	
DB51421	Snow Personal Services	25000.00	
DB51101	Summer Personal Services	25000.00	DB51302 Hwy Machinery Equipment 237,342.60

2013 BUDGET AMENDMENTS

Revenues	Appropriation		
	A960	41380.04	
			A12201 626.26
			A13151 23578.68
			A13301 5629.52
			A50101 1681.87
			A14101 620.00
			A67721 9243.71
	A522	41380.04	
	B960	20768.00	
			B312014 1156.10
			B70201 9504.99
			B731011 10106.91
	B522	20768.00	

Motion was seconded by Councilor Jennings.

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

PRESENTATION ON THE 2013 GUS MACKER BASKETBALL TOURNAMENT BY
VINNY HOLLOPETER ON BEHALF OF THE FRIENDS OF THE CANTEEN

Supervisor Corl announced that we had special guests with us this evening and a presentation on the Gus Macker Basketball Tournament that was hosted in the town of Cicero - Vinny Hollopeter and Julie Raddell were there.

Vinny Hollopeter said our Gus Macker Tournament was held August 9th thru the 11th, right outside Driver's Village, and it was a great event with the exception of a certain persons free throw shooting (Supervisor Corl apologized for his shooting skills). Players ranged in age from 6 to over 50. They had a mascot game, a North Syracuse School District competition on Friday night, lots of food, a dance contest, performances by CMC Dance, Northeast Academy of Martial Arts, Karate Johns and children spent the day making crafts and jumping in the bounce balls.

The CNS Optimist Group handled team registrations and their special senior citizens kept the kids entertained in the kid's court area.

Last year he explained what Gus Macker is, and just briefly it's an organization that plans and sets up these golf tournaments; he believes there is over 30 of them now in the country. They go around and they are used for fundraising. It's a very well-run organization and it has been in existence for a long time. It started in Gus Macker's driveway when he was a kid and it has been growing strong ever since; they have done it four times now and it has always been a great success.

The other part of it is that they raise funds for the Friends of the CanTeen group. They are a 501C3 corporation and every nickel that they take in goes directly to the CanTeen - there are no paid people or anything like that. They do other fundraisers, but Gus Macker by far is the biggest. In 2013, they had a total of 199 teams represented by 796 athletes and 36% of them were from outside the local area; (they get people from Buffalo and out of Pennsylvania and downstate), so it's a big draw; it's well known in the basketball world and they get people coming from all over. But even more importantly, they had 152 volunteers working and many of them are taxpayers in the area; they provided 1580 volunteer hours and that represents \$45,600.00 value in dollars (that rate is given to us on grant applications so that's what the professionals use, but that's the value of the volunteers). Again, those are all local people that are just anxious to help out and they think it's a good idea and they show it by getting there.

Sponsors - They had major sponsors representing \$29,500 of income. Our vendors, food vendors, and people who sold trinkets and things like that were \$920.00. We had \$550.00 spent on ads. In-kind donations represented \$600.00, so again, businesses and organizations in the community supported us to the tune of almost \$32,000.00 - it was \$31,570.00. The people and the businesses in the community definitely appreciate what we are doing and they see the need for it. Total dollar value contributed was \$77,000.00 and what's really exciting about this, and what people probably don't realize, is that according to the Syracuse and Central New York Visitors Bureau, the economic impact to the community is \$266,000.00. The cost to the town was \$2,148.00 that he believes was for the police officer and some of the Parks & Recreation people bringing down benches and things like that. Our own councilor, Lynn Jennings and Police Chief Joseph Snell both volunteered their time, so there was no cost to the town for that.

Bottom line, what the whole reason for it is that the CanTeen raised \$29,500.00. So they brought in some additional revenue and that is thanks to our community. And as a business person, it just seems that if you can spend \$2,100.00 and bring in \$266,000.00 (and the icing on the cake is giving the CanTeen \$29,000), it just seems like a win, win, situation for everybody. It's a great program. The community does sponsor it/support it and it's just a good time. Everybody had a good time! Overall, it was very successful for this year and we are already signed up again for next year.

On a more personal note, with other government (both state and federal) funds being cut, it's more important than ever for the Friends group to raise money. We are charged with the responsibility of raising over \$40,000 this year in order to keep the CanTeen functioning.

Our young people are our future, and in his opinion we don't spend enough on them. The CanTeen program is renowned for being a good steward of monies. Anytime they talk to anybody at the state or the county, they are amazed at what they do for the little money that we get. We get a good bang for the buck thanks primarily to Jody Rogers, Toni'Lyn Brauchle and all of the volunteers and the kids will tell you that it's not a program - it's a relationship.

He'd invite anyone to come see either our relationship on any time or show up at Gus Macker and see what's going on. It is a good time and he can't say enough about it - it's a lot of work. Even the volunteer hours, that was just the volunteer hours for that weekend. There are meetings beforehand, planning and everything else that goes into it. So, it's a lot of volunteer work, but it pays off. They wouldn't be volunteering if they didn't see the worth in it. It's a good program and we appreciate the town supporting it and we also appreciate your supporting the CanTeen directly.

He solicited any questions.

Councilor Zambrano asked if he had a specific date for next year.

He replied that he did, thanks to Julie's article; it is August 8th thru August 10th, 2014. It's probably going to be even bigger and better because Julie Raddell and Lori Lake-Toms are pretty much involved in setting these things up and they always do think big – they do a great job!

Councilor Zambrano asked when they actually start planning.

He said Julie has probably started already. They've already signed up with Gus Macker for next year.

Councilor Zambrano asked if they raised about 75% of the \$40,000.00 with Gus Macker, do they raise the rest of the money with events such as spaghetti dinners.

Vinny Hollopeter replied yes. With dinners, community festivals and things like that. The kids do a lot of it too -they help out. That's the whole idea - to get them involved. The interesting part that he really enjoys about the CanTeen is that they are never at a loss to have some of the kids that went through the program, that have now graduated, are working, or going to college, come back. and they are always anxious to help us. The kids really recognize the value of the program and they are very protective of it; they make their own rules and they keep the other kids in line. There is adult supervision there all the time. This year they are up to 60 – 75 kids a day.

Councilor Jennings commented that it was a lot of good work.

Supervisor Corl thanked Vinny for the update. It's fantastic for the community and he knows that Julie and Jody actually take vacation days to work over there. Jody was doing everything from taking out the garbage to setting up outhouses. It really is an amazing event and it was great to see everyone pitch in. Gary Natali volunteered refereeing.

Vinny Hollopeter said a lot of the volunteers were there.

Supervisor Corl asked the volunteers to stand up.

A large round of applause was given.

Vinny Hollopeter thanked the board for all of their support.

**SET PUBLIC HEARING DATE TO CONSIDER A ZONE CHANGE FROM
AGRICULTURAL TO GENERAL COMMERCIAL FOR THE PROPERTY LOCATED AT
6262 STATE ROUTE 31 (TAX MAP NUMBERS 051.4-12-01.0 & 051.4-12-02.1)**

Supervisor Corl moved the adoption of a resolution to set the date for October 23, 2013 beginning at 6:30 p.m. at Cicero Town Hall, 8236 Brewerton Road, Cicero, NY for a public hearing to consider a zone change from Agricultural to General Commercial for the property located at 6262 State Route 31 (Tax Map Numbers 051.4-12-01.0 & 051.4.-12-02.1). Motion was seconded by Councilor Zambrano.

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

NOTICE THAT THE ZONE CHANGE FOR 6860 SOUTH BAY ROAD
(Tax Map 038.-02-05.2) WILL TAKE PLACE ON OCTOBER 9, 2013)

Supervisor Corl mentioned that in the legal notices it did indicate that there would be a public hearing for the zone change for 6860 South Bay Road, however, that zone change will be for October 9th and there will be a follow-up publication.

PUBLIC HEARING TO EXCEED THE NEW YORK STATE TAX CAP

Supervisor Corl stated that they cancelled the public hearing; they are working through the budget process. There is still time to do it if necessary, but he is very confident that everything is shaping up well to stay below the state mandated tax cap.

APPROVE THE FINAL CONTRACT DRAWINGS AND STORMWATER POLLUTION
PREVENTION PLAN (SWPPP) FOR TOCCO VILLAGIO PROJECT LOCATED ON
LEGIONNAIRE DRIVE AND AUTHORIZATION FOR SUPERVISOR TO SIGN SWPPP,
CONTRACT DRAWING TITLE SHEET AND OTHER NECESSARY DOCUMENTS
OUTLINED IN A LETTER FROM C&S ENGINEERS

Supervisor Corl introduced Amy Franco, an associate from Clough Harbour & Associates.

Amy Franco explained that they finally reached the point now where they can get to contract drawings for this project. It's the residential and commercial development off of Legionnaire, off of Route 31. The northern part of Legionnaire is residential and south is going to be commercial. At this point, they are just looking to develop the northern part of the residential, with future commercial to come. For the contract drawing portion, we are looking at the public portions of the development; which includes the roads and the stormwater, drainage, sanitary, those types of items.

Amy Franco solicited any questions.

Councilor Jennings asked if the proposed road specs were going to be to the updated roads specs for Cicero.

Amy Franco replied that they will.

Supervisor Corl asked how Clay was doing on their portion of the development. Have they given final approval?

Amy Franco replied that they have. Last week was Clay's approval of the contract drawings and the district formations.

Councilor Jennings said there was a lot of rumors out there and explained that he attends the Legion once in a while for dinner. The question is still out there about using Legionnaire as the only entrance and exit on that build out, that there is not going to be anything in the Clay side that will come back into Route 31.

Amy Franco answered that there is a right-in, right-out on the Clay side which is the existing curb-cut now and that will remain, and that it was based on the Department of Transportation.

Councilor Jennings asked if that was by law.

Amy Franco replied yes. The full access is off from Legionnaire which now is where the traffic light is.

Supervisor Corl said he knew that in the spring that this project went through the planning board stages and they had created a PUD (Planned Unit Development) earlier. He knows our Chairman had a public hearing, and he had included the post office and some of the people that would be impacted on the conversation.

Councilor Zambrano asked Amy when construction might start.

Amy Franco replied that she knew that Mr. Alberici was finishing up a project in Lysander right now that he wants to finish, so he's probably looking towards more in the spring.

Supervisor Corl asked Bruce Letts if he had any comments on the proposal.

Bruce Letts replied that they worked with Amy and reviewed everything. Everything appears to be satisfactory and ready to be sent.

Supervisor Corl solicited any further board questions.

Board questions – none.

Supervisor Corl asked Bruce Letts if the resolution that they've put together on No.9 on the agenda covers anything. He knew that Bruce had mentioned something about an outside user agreement for the sewers.

Bruce Letts replied that at some point, because the Town of Clay's sewers will be tributary to the sewers in Cicero, there has to be an outside user agreement between them and it might be a good way to make sure that is addressed by not issuing building permits before that agreement is executed and it is something that he would have to sign and it is between you and the Town of Clay.

Supervisor Corl asked Robert Germain if it would make sense to include that in the motion upon Robert's review.

Robert Germain replied sure.

Supervisor Corl moved the adoption of a resolution to approve the final contract drawings and Stormwater Pollution Prevention Plan (SWPPP) for Tocco Villagio Project located on Legionnaire Drive and authorization for Supervisor to sign the SWPPP, contract drawings, title sheet and other necessary documents outlined in a letter from C&S Engineers dated September 19, 2013, including posting the amount of \$23,850.00 (in a T-Account) and authorization for the Supervisor to sign the outside user agreement upon attorney approval. Motion was seconded by Councilor Jennings.

Robert Germain added with the understanding that there will be no issuance of building permits until there is an outside user agreement at least.

Supervisor Corl replied okay, so amended.

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

**APPROVAL TO PARTICIPATE IN THE 2014 CENTRAL NEW YORK STORMWATER
COALITION (PARTICIPATION FEE IS \$3,600.00)**

Supervisor Corl explained that this was something we do every year. He asked Bruce Letts if he had any comments on it, by us participating, some of the benefits.

Bruce Letts replied that certainly the reason that we have participated for so many years and it seems to be the most official way to get the paperwork done and that has proved to be true in the past and he thinks it is still a good idea.

Supervisor Corl said he knew that they take care of the outreach programs and education, things that we would have to do ourselves.

Bruce Letts said it was quite time consuming.

Supervisor Corl moved the adoption of a resolution for approval to participate in the 2014 Central New York Stormwater Coalition and expend the fee in the amount of \$3,600.00 for participation (as listed below):

**Resolution Supporting Participation in the
CNY Stormwater Coalition Staff Services and Education Compliance Assistance Program**

Resolution authorizing the items listed below pursuant to requirements of the New York State Pollutant Discharge Elimination System Municipal Separate Storm Sewer System General Permit.

WHEREAS, _____
(Legal Name of Municipality)

herein called the "Municipality", after thorough consideration of the various aspects of the problem and consideration of available information, has hereby determined that certain work, as described in Attachment A, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Central New York Regional Planning & Development Board, herein called the "Board", has provided program planning and implementation assistance pertaining to the requirements of the New York State Pollutant Discharge Elimination System (SPDES) Stormwater Phase II General Permit for Municipal Separate Storm Sewer System (MS4) operators since 2002, and

WHEREAS, the Board has proposed staff and education assistance services in support of sustaining the CNY Stormwater Coalition and to provide a regional public education, outreach and training compliance program to reduce municipal staff burdens, ensure consistency, provide widespread priority audience targeting the most efficient use of limited municipal funds by distributing total program costs over a number of entities within a twelve month timeframe as outlined in Attachment B;

NOW, THEREFORE, BE IT RESOLVED BY _____
(Governing Body of Municipality)

1. That _____
(Name and Title of Chief Elected Official)

or such person's successor in office is the representative authorized to act in behalf of the Municipality's governing body in all matters related the Project;

2. That the Municipality agrees that it will fund its portion of the program cost in the amount of \$3,600, and that those funds will be made available to the Board upon receipt of invoice.

3. That one (1) certified copy of this Resolution will be prepared and sent to the Board upon adoption.

4. That this Resolution take effect immediately.

Motion was seconded by Councilor Burtis.

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

YOUTH BUREAU, PARKS & RECREATION DEPARTMENT APPROVALS

Purchase Approvals

Councilor Jennings moved the adoption of a resolution to approve the following purchase approvals and staff appointments:

- A. \$1,351.75 to National Grid to replace lighting at William Park thru SmartWatt program (energy savings) – indoor and outdoor fixtures (Estimated energy savings per year \$897)
- B. \$3300.00 to Papa's Sports for Jerseys for Youth Basketball (approx.. 275 participants)

Staff Appointments

Marissa Kubinyak
Hire Title: Recreation Attendant – Center Monitor CanTeen
Hire Date: September 16, 2013
Hire Rate: \$10/hour

Patricia White
Hire Title: Recreation Attendant – FWS Programs
Hire Date: October 22, 2013
Hire Rate: \$7.25/hour

Motion was seconded by Councilor Zambrano.

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

POLICE DEPARTMENT PURCHASE APPROVALS

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

- A. \$4,659.91 to CNY Emergency Vehicles for Six (6) Replacement Ballistic Vests, (reimbursement in the amount of \$2329.55 will be received from the Federal Government)

Motion was seconded by Councilor Conway.

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

Councilor Zambrano asked Chief Snell how long these vests typically last.

Chief Snell replied about 5 years and explained that the fibers breakdown due to sweat, perspiration, and the wear and tear on them, plus whether we have snow and rain. They replaced a good chunk of them two years ago, so they will be good another couple of years before they have to replace them.

Councilor Zambrano asked if each officer gets issued their own vest.

Chief Snell replied yes. They are personally fitted.

Supervisor Corl asked if they could have some other organization use the old ones.

Chief Snell said he was waiting for a call back from the Department of Justice, just to make sure that they can legally give them out. They have a couple of EMS (Emergency Medical Services) organizations that requested them. Most of the vests are in real good shape, but the manufacturer warranty is out on them. They understand that, and they've asked Robert Germain to come up with a hold harmless agreement from the Town, but they are still waiting to hear back from the Department of Justice on it.

HIGHWAY DEPARTMENT PURCHASE APPROVALS

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

- A. \$1,500.00 to Vitale Robinson for 100 yds. Topsoil
- B. \$3,000.00 to Keystone Builders Supply for 10 rolls Marifi Fabric
- C. \$5,000.00 to TH Kinsella for #2 Stone

Motion was seconded by Councilor Zambrano.

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

CONSIDER EQUIPMENT PURCHASES FOR HIGHWAY DEPARTMENT PURSUANT TO THE 5 YEAR MAINTENANCE PLAN (AS ADOPTED ON AUGUST 28TH, 2013):

Councilor Burtis moved the adoption of a resolution to approve the following purchase approvals for the Highway Department pursuant to the 5 Year Maintenance Plan as adopted on August 28th, 2013:

- A. (1) S750 Bobcat Skid-Steer Loader in the amount of \$33,200.00 (not to exceed)
- B. (1) 2014 Mack Granite GU713 10 Wheel large dump truck with snow and ice removal equipment and hopper for \$205,800.00 (not to exceed)

Motion was seconded by Councilor Jennings.

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

Supervisor Corl acknowledged and thank Chris Woznica for his insight and going through the process. They had asked Chris a lot of tough questions and Chris brought various vendors to the Town and he also brought stacks of quotes.

APPROVE REQUEST FOR THE JUSTICE DEPARTMENT TO ALLOW MR. JOSEPH CHING TO INTERN IN THE OFFICE AND COMPLETE 120 HOURS OF WORK STUDY FOR COLLEGE CREDIT

Supervisor Corl said he was going to defer the request at this time. The court wants to have an intern and he thinks it is a fantastic idea, so he indicated that he would put it on the agenda but it was contingent upon receiving some additional information on this individual and he has not received any yet.

Deferred until October 9th, 2013.

SET FRIDAY, OCTOBER 4TH AT 8:30 A.M. FOR THE PRESENTATION OF THE 2014 TOWN BUDGET BY TOWN CLERK, TO THE BOARD PURSUANT TO NEW YORK STATE LAW

Councilor Corl moved the adoption of a resolution to set Friday, October 4th, 2013 at 8:30 a.m. for the presentation of the 2014 Preliminary Town Budget by Town Clerk, to the Board pursuant to New York State Law. Motion was seconded by Councilor Burtis.

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

Supervisor Corl said it was a formality where the Town Clerk by law has to present that to the Town Board at that time. It is a short meeting, probably less than 3 minutes.

RESOLUTION TO CREATE THE POSITION OF DIRECTOR OF CODE ENFORCEMENT PENDING APPROVAL OF JOB CLASSIFICATION BY ONONDAGA COUNTY CIVIL SERVICE (Classification as drafted by Bernie English)

Supervisor Corl stated that he had presented a memo to the Town Board on September 23rd, relative to some ongoing conversations with Bernie English who has been instrumental in developing and reorganizing our Codes office and at this point they want to begin implementing his operational report and step 1 of that is to have a leader in the office who is Codes based, strictly Codes based, as opposed to getting into the field of Planning and Development. Because there are so many deficiencies and things that need to be addressed he recommended that we go this route. Bernie has developed some duties of this individual which would be submitted to County Personnel.

In his memo, Supervisor Corl did indicate that Bernie would be available to talk to anybody, but he wanted to know if anyone had any questions about that. He thinks that is certainly the way to go for the office.

Councilor Jennings said he didn't get to talk to Bernie yet, and asked if this was a new position that Civil Service doesn't have currently.

Supervisor Corl said it is an old position.

Councilor Zambrano said it was an old title.

Supervisor Corl agreed that was correct. It was an old title, but it's never been on the books in the Town of Cicero.

Councilor Jennings asked if the County will have to create a test for this.

Supervisor Corl replied yes they will.

Councilor Jennings commented that it was a time consuming thing.

Supervisor Corl said what they indicated was that once we get approval on this they (the County), will sign off and we can appoint somebody provisionally and then they will call for the test.

Councilor Zambrano moved the adoption of a resolution to create the position of Director of Code Enforcement pending approval of job classification by Onondaga County Civil Service (classification as drafted by Bernie English). Motion was seconded by Councilor Burtis.

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

RESOLUTION TO ACCEPT AFFIDAVITS OF GOOD MORAL CHARACTER IN LIEU OF FORMAL BACKGROUND CHECKS PURSUANT TO §5603.1 OF NEW YORK STATE GAMING COMMISSION RULES AND REGULATIONS (applicable for Racing and Wagering Games, i.e. bell jar, casino nights and bingo).

Councilor Jennings moved the adoption of a resolution to accept Affidavits of Good Moral Character in lieu of formal background checks pursuant to §5603.1 of the New York State Gaming Commission Rules and Regulations (applicable for Bingo and Games of Chance, i.e., bell jar, casino nights and bingo). Motion was seconded by Councilor Zambrano.

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

Councilor Jennings gave an example and stated that if the church nearby has 50 people licensed to help with bingo it would cost them a fortune to have background checks done on every one of the individuals. So what this would provide would be the affidavit swearing that an individual has no criminal background against them and they haven't robbed a bank or anything and they would sign this.

Robert Germain explained that this was not the same as the background check, but it's in lieu of one. They had struggled with this. Cicero already does way more with this than any other municipality in this regard. In the old days when we could get background checks easily, it was an easier scope of work but we are already taking on too much responsibility and liability as it is.- this well help streamline that and help Tracy immensely.

PUBLIC INPUT

Ed Zaluski said today his wife turned 86 years of age, and that Friday they will be married 56 years.

The audience applauded.

Don Snyder asked the Supervisor if on October 4th, once the budget is presented to them, that is going to go on the web and be available to the taxpayers?

Supervisor Corl replied actually when he files it on Monday, (he has till Monday pursuant to Town Law), he will be filing it with the Town Clerk and they will probably get it on the web by Tuesday. It is just more of a formality. He thinks the deadline is October 5th that the Town Clerk has to actually present it to the Town Board.

A resident said he has been in his home for 20 years and his street is in bad repair. He asked what the policy was and how they go about knowing when a street is going to be repaired.

Chris Woznica told the gentleman to call him in the morning. They have the Cornell Roads Program which prioritizes all the roads in the town so he will be able to give him a better idea of when it's going to be.

Supervisor Corl asked the gentleman what his name was and where he lived.

The gentleman stated his name was Mitchell Patterson from Parkerhouse Path.

Supervisor Corl thanked Mitchell for coming. Just to give him some insight he explained that last year one of their initiatives was to evaluate all the roads in the Town of Cicero because they are in such poor condition, which we did and then we also increased our budget line to try and catch up on the roads. So it has been a priority. As he can see tonight they did buy some more equipment. We are investing in our Highway department and unfortunately those investments haven't been made in the past, but they are doing whatever they can to fund the road program.

Lori Sager thanked the Highway department for fixing their roads. She told Mitchell Patterson that miracles do happen in Cicero. She asked if the \$33,200.00 that was approved tonight for the

Skid Steer Loader comes out of the budget or is that a separate expense to the Highway department.

Supervisor Corl explained that it was not budgeted. However, they adopted the maintenance program in August, so he sat down with our Comptroller to see where in our budget we could potentially, towards the end of the year see where we are going to have additional funds. So we did amendments so they could purchase that equipment now. As they go into next year, there's a new set of equipment that will be purchased and they are looking towards inclusion in the budget.

Lori Sager asked if they are taking money from another department area somewhere to pay for this and if our taxes are going to go up to pay for this next year.

Supervisor Corl replied no. It all has to be used within the Highway department. They can't take money from different departments; it has to be from Highway.

Lori Sager asked if that was the same for the \$205,800.00 approved for a 10-Wheel large dump truck with snow, ice equipment and hopper.

Supervisor Corl replied that was correct.

Lori Sager asked if with the Highway department, if that was kind of latitude with money in their department budget to just move things from side to side for these types of expenditures.

Supervisor Corl explained going forward they are going to building those into the budget. The good news is that last year there was \$900,000 to be budgeted, to be used from the fund balance and they didn't use that. They actually put in an additional \$400,000 from the budget. So right now when they go through the budget they can look at those lines where in the past there was maybe too much money in there and then they can look towards making those reductions and he thinks the board has a lot of oversight, so they are kind of pinpointing where those line items are where there might be additional savings.

Councilor Zambrano told Lori that the budget modifications sheets speak to some of those, where the money is being moved from one line to another.

Lori Sager told Councilor Zambrano that was a good point. At one time, and when they talked about budget modifications at previous town board meetings, the board would discuss some of the modifications, dollar amounts, how much went to highway, how much went to the general fund and all of that, she didn't see that happen tonight. Maybe it was because they had such a long agenda. With just the enormity of the money that comes in, it is still a sizable sum, so she is always kind of curious where does the money go and she does appreciate the board being up front about where the money is going and what they are able to do with it.

Councilor Zambrano explained that the Highway Department budget is the largest percent of the budget (46 or 47% of the budget), so they have to project their expenditures for the year and then variably there is money to move around, so as Supervisor Corl said we have been sticklers about monitoring how the money has been spent. So they've been trying to save and it has been this board's commitment to invest in the Highway department, so that's what we are trying to get the roads program going and to make sure that the Highway department has the equipment that they need. With that much money they ended up moving about \$300,000 within highway, coming from existing funds.

Lori Sager asked if they had any idea of what percentage our property tax will go up in January.

Supervisor Corl told her he could probably tell her on Tuesday. They are still working on the budget, they had a workshop today and he will be filing it on Monday.

Lori Sager said she knew that there is a so called law that there was a 2% cap on budget increases. She doesn't look at it as a cap, but a 2% increase in our taxes and that gets compounded from the previous year and she knows that there are little ways to go around that and to me it's a falsehood to say it's a 2% cap. But she does appreciate, and she knows that Tim Burtis is involved with the finances and all of that, and she's hoping that they really take seriously how hard we all work. They are to be the caretakers of all of our hard work and she appreciates whatever they can do to keep their expenses low.

Tim Burtis asked Chris Woznica if there was any estimated time when the new equipment would be in.

Chris Woznica replied that the Bobcat is in stock and it should be here maybe next week and the Mack truck will probably be in after winter some time.

Councilor Zambrano said that was another reason for developing a plan because it takes such a long time to get the big, heavy equipment - it takes months.

Tom Beaulieu said it was mentioned with the new roadway over on Legionnaire, or the extension thereof, for this development and the question was brought up by Councilor Jennings if the new specification for additional asphalt are going to be applied in this building situation for this roadway section and he thinks he heard yes from Supervisor Corl.

Supervisor Corl replied that was correct and from the developer.

Tom Beaulieu said the developer would be required, and if that's your spec he doesn't have negotiating room. He assumes hearing that and any additional future development in the town going into next year, does each member of this town board still in agreement that this specification is something that we are going to need in the future and we are not going to be looking to modify it in the future and perhaps try to coddle some of the developers that might come in and say, "We can't really build a road to that spec, it costs us too much money and we need you to modify it". Does this town board stand on what we did last year as far as approving a new specification for blacktop and sticking with that.

Councilor Jennings replied he would say yes. Because if they back down to where they were previously all it's going to do is create more problems with the roadways in the future, more expenditures on the town to fix roads and that was one of the main reasons the new specs were put in place; is to try to save patchwork and such, so he definitely thinks we will stick with that.

Councilor Burtis said he didn't think that with the new developers, for the time that he has been on the board, that they, (the planning, zoning, or town board), have coddled any of them

Tom Beaulieu asked Councilor Burtis doesn't he think that they had a little bit of a disagreement on the new specs. They just didn't think that it was going to be necessary to do it. Doesn't he recall all that discussion?

Councilor Burtis replied he did remember that. They didn't move so...

Tom Beaulieu said of course they should not be unhappy. They did not have to put gutters in and that is an expensive trade off.

Councilor Burtis said he thought that they were doing what was right for the town.

Councilor Conway said he felt the same way. What they have been doing has come a long way in the last year.

Supervisor Corl explained that the process that they went through, they were taking a look at the road conditions and he thinks that they've made some compromises with removing the gutters so they made the roads a little bit narrow, which will save us some costs, but then we still have the high durability of the roads and we wanted to be assured that what we put in is going to last a long time. He thinks that part of, not the whole, but part of the reason that we are in such a predicament is because there has been a lack of the product that we receive as a town when we accept that the road doesn't last as long as it should and you can see where that has gotten us. He thinks that we included everybody in the process; we have meetings in the town hall, we invited the developers and Councilor Conway was at most of those and we ended up with the "green model".

Tom Beaulieu told Councilor Zambrano he assumed she was still very much in approval for the new specifications for the town roads.

Councilor Zambrano stated she voted for those specifications. She was on the infrastructure committee and she fought many battles to try to get the road specs changed, so her commitment is obvious.

Tom Beaulieu noticed that they did some crack-sealing over at Marra's Landing and he doesn't think that road is seven years old. They just finished building out a couple of homes there in the last year, so if that road already needs crack-sealing it definitely points out that even our newer roads are suffering under the loads that they weren't designed to actually take. In regards to the purchase of a 10-Wheeler, he still don't see how in the long run it benefits the town roads by continuing to put a load on these per square inch that we understand mathematically demonstrates

that we are destroying our roads with our trucks. How can we approve these vehicles that are overweight?

Supervisor Corl explained that when they developed the 5 Year Plan it was with Chris Woznica, some of his employees, it was in collaboration with our engineers, with our consultant Doug Hill, and we came up with a plan and it will fit the needs of the Highway department for being able to get to outlying areas without having to make several trips and that is what the decision was. They relied on our Highway department and our engineers to come up with a plan.

Chris Woznica explained that they not only used the 10-Wheeler for plowing snow, but it is also used for hauling dirt and stone out to job sites, removing gutters and you can't do that with a 6-Wheeler. If they look at the whole picture, they also have school buses and garbage trucks on these roads every day. Garbage trucks way upwards of 75-80 thousand pounds and there are two of them on every road, every day and those trucks are getting heavier as the day goes on; where a snow plow is plowing snow and it is getting lighter as the day goes on – you're putting the salt down. There is no easy answer, there's no right answer. Can we do it with 6 Wheelers? You'd end up making the routes longer, people would start complaining because instead of taking 3/12 hours a route it would take 5 hours and that affects school bus pick-ups and deliveries.

Supervisor Corl asked if we utilized those to get asphalt for paving.

Chris Woznica replied yes to haul asphalt. They don't just use them as plow trucks; they use them all year around.

Supervisor Corl asked where they go for the asphalt.

Chris Woznica replied Jamesville.

Supervisor Corl said he thinks that part of the plan is that they might be purchasing a 10-Wheeler now, but in a year or two they might be purchasing two 6-Wheelers.

Tom Beaulieu said the State runs out of Onondaga East and Onondaga West. He's sure some of their plow routes are longer than ours are and they are running 6-Wheelers. So they trade off is going to be this – they are talking about people complaining about not being plowed and so on, are those going to be the same people who are coming in here and asking you when we are going to fix their roads because we've helped and participated in destroying them ourselves. They are going to ask that same question, that's why all these roads are falling apart in the same condition because they've been overtaxed and overloaded.

Supervisor Corl commented that they were “under-built”.

Councilor Zambrano said there were extensive discussions about the selection of the equipment, so all those things that Tom Beaulieu mentioned had been considered by the highway department, by the town board certainly, and by the consultants.

Tom Beaulieu said the bottom line is that the math doesn't lie. If you put a certain load on the road and it exceeds the limit, they are going to destroy the road and we proved that with the numbers that they showed. All the roads that exist, they are not going to be building them to the new spec so they are going to continue to have a load that will exceed the safe load per square inch on each one of these roads.

Chris Woznica stated that he and his family had attended The American Diabetes Dinner at Justin's Grille to celebrate the success of the Tour de Cure bicycle ride held from Verona Beach State Park on June 8th. This ride ranges from 15 miles to 100 miles, with over 1000 riders participating. The ride is held every year, and there's a wonderful fundraiser to help raise money for the research and cure for diabetes. This year the ride's donations raised over \$348,000.00, locally. So on behalf of his family, he thanked everyone their tonight for their generous contributions and he extended a special thanks to Ron DeTota and C&S Engineering for their generosity in this fundraiser. It was a wonderful family affair, it's a lot of fun and it raises a lot of money for a very good cause.

ACKNOWLEDGEMENT OF JONATHON HELMES

Supervisor Corl acknowledged Jonathon Helmes from Boy Scout Troop 3112, who would be receiving a badge for Citizenship in the Community.

EXECUTIVE SESSION

Supervisor Corl made a motion to go into Executive Session to discuss issues relative to public employee collective-bargaining negotiations pursuant to Public Office Law Section 105. He invited the Town Highway Superintendent, along with our Town Attorney and designated the Town Attorney to take any minutes thereafter. Motion was seconded by Councilor Zambrano.

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

The meeting adjourned into Executive Session at 7:45 p.m.

Supervisor Corl moved the adoption of a resolution to reconvene into Regular Session. Motion was seconded by Councilor Jennings.

The meeting reconvened to Regular Session at 8:04 pm.

Supervisor Corl moved the adoption of a resolution approving the contract between the CSEA and the Town of Cicero for highway employees represented by the CSEA and authorizing the Supervisor to execute the same. Motion was seconded by Councilor Zambrano.

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

ADJOURNMENT

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

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

There being no further business before the board, the meeting was adjourned at 8:08 p.m.

Tracy M. Cosilmon
Town Clerk