

STATE OF NEW YORK
ONONDAGA COUNTY
TOWN OF CICERO

SS:

The Cicero Town Board held a Special Town Board Meeting, on Friday, July 1, 2011 at 10:00 a.m., at the Cicero Town Hall, 8236 S. Main Street, Cicero, NY 13039.

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

Others Present: Jody Rogers, Director of Parks & Recreation
Shirlie Stuart, Comptroller
Anthony Rivizzigno, Town Attorney
Douglas Wickman, C & S Engineers

The meeting was opened at 10:00 a.m. with the Pledge of Allegiance. A moment of silence was observed in remembrance of our men and women serving in the Armed Forces in harm's way.

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

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

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

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

The motion was approved as follows:

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

Ms. Boyke stated that the reason for this Special Town Board Meeting is regarding the contract insurance requirements of maintenance for drainage facilities for C. Mattes, Inc.

Mr. Rivizzigno stated that he has looked at this contract after being contacted by Charlie Mattes in regards to the amount of insurance that was required. Charlie was having trouble coming up with the total amount because we have an additional umbrella amount in there of \$5,000,000.00. This was discussed with Doug Wickman and Vern Conway, in terms of the work that Charlie would be doing and we do not feel that that amount of insurance is necessary. Mr. Mattes has not signed the contract and this has not gone into force yet because of the insurance requirement. We wanted to get it in force so that the work could be started. We are recommending that the umbrella portion of this contract be eliminated. Mr. Mattes does have \$3,000,000.00 of regular insurance plus an additional \$2,000,000.00, so that he has \$5,000,000.00 in insurance coverage, which we feel is sufficient for the work that he will be doing for the town.

Mr. Conway stated that the maximum contract that we have for drainage work is \$400,000.00.

Mr. Corl asked about the language in the contract regarding the \$90,000.00 bond. He wanted to know if that was going to be waived.

Doug Wickman stated that the bid amount was for \$95,000.00 to \$96,000.00. He does have to have a bonding for that. I do not know how we could avoid that. He has to have that. Even though it is maintenance, there may be other things that we would want to use this for where the bonding would become more important.

Doug Wickman stated that this standard umbrella coverage has been in effect for years. He also, stated that the verbiage on page 6, item G would be eliminated.

Motion was made by Ms. Boyke, seconded by Mr. Conway, in regards to C. Mattes, Inc. in the Maintenance/Drainage Contract to eliminate from the contract, the supplement on Page 6, Item G from Mr. Mattes' contract to allow him to go forward to perform the maintenance on drainage in the town.

The Resolution was approved as follows:

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

SEWER PUMP REPAIR – JANE LANE

Mr. Jennings stated that Shirlie sent out an e-mail regarding the sewer pump repair on Jane Lane, under an emergency item in the amount of \$1,407.44. The supplier is CED Baldwin Hall/Allen Bradley.

Motion was made by Mr. Jennings, seconded by Mr. Conway to authorize the amount of \$1,407.44 to CED Baldwin Hall/Allen Bradley for the repair of the sewer pump on Jane Lane.

The motion was approved as follows:

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

PROPOSAL TO UPDATE TOWN OF CICERO HIGHWAY SPECIFICATIONS

Ms. Boyke also received some information from C&S Companies in regards to the road/highway specs. At a previous town board meeting there was discussion regarding the out of date specs. Today we have received an updated copy, with the request from C&S, to proceed in working with Chris in regards to updating our specs. for the highway, to reflect the conditions of today.

Ms. Boyke stated that the proposal from C&S Companies is for a lump sum of \$3,950.00. This is no change from the previous services that were offered to be preformed.

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to accept the proposal from C&S Companies to work with Chris Woznica and the Highway Department in regarding to upgrading the road specs. of the town in the amount of \$3,950.00.

Discussion:

Mr. Corl asked Shirlie Stuart, Comptroller if she was aware of this expenditure.

Shirlie Stuart – Yes

Continuation of Vote:

The motion was approved as follows:

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

HIGHWAY INFRASTRUCTURE COMMITTEE

Ms. Zambrano stated that relative to the infrastructure committee we had a long discussion following a presentation by the Bay Colony residents about the disrepair of their roads. If you saw the pictures, they were stunning that such roads could exist in the Town of Cicero without any correction. So that visual, I think spurred the town board to become very concerned with the situation with the roads. In fairness to Chris Woznica, he has brought up the issue many times that the infrastructure of the town is old and that something needed to be done. Though we have all been interested, my interest has been engaged in trying to address that issue. We have proposed an infrastructure committee and I felt strongly, that this committee should be a board committee because it will involve long range planning, expenditures, possible changes in town policies as to how roads are built and inspected and capital improvements. To me it makes sense to make this a board committee. Having said that, I'd like to nominate Mr. Corl to head up this committee with Lynn Jennings, as the other board representative.

Lynn Jennings explained that he had discussion with Chris and when he first read, that a committee was being expanded to so many people, he agreed that we needed something and someone to over see this, but, didn't feel we needed the Chief of Police or some of the others that were mentioned. He felt this should be kept down to a few people as you will get a lot more done. If there are too many people on a committee, it just spins wheels and goes no where.

Ms. Boyke stated that Chris Woznica is on vacation and left last night. He wanted to be here but was unable to attend. After the last meeting there was a discussion between Doug Wickman and he spoke about some interesting things. Chris is obviously, the elected official and Highway Superintendent and agrees that the town needs to be involved. I believe the involvement of the town board is essential to the cost and policy changes. In order to get to that point, it was indicated to me that he felt he needed to be the person to head the committee, because he is the one that has to supply all the information regarding the roads. Also, Vern, obviously being the liaison to the Highway Department and having more knowledge than any of us has, was also recommended by Chris to be on that committee. I had mentioned that I would sit in if possible, when I can. I think a committee should be formed and we should go ahead with it.

Mr. Jennings explained that when Chris talked with him, he mentioned that he would prefer to chair this or set it up initially with the town engineer and Vern. Once they get something established, we should move forward with a committee. Right now, there really isn't anything to present. I would say, before we establish a committee that we should get the initial phase running and see where we're at, before we jump.

Mr. Corl stated that he has also talked with Chris and he indicated before he left that head didn't think a committee was necessary. I think it would be helpful to him that this town board has a handle on what the future requirements of the town are going to be regarding the financing, should we want to do more capital improvements, what is available, or don't we want to proceed in that route. I think a committee would certainly be helpful to

Chris in guiding him as to what this board wants to see happen for the future of this town. It is an issue that has lingered on and Chris has made good efforts in the past to bring it to the board's attention. I think this presentation has been a turning point. By deferring it and not getting a committee formed will be detrimental and a lingering issue. I agree with Jessica that we should move forward with that committee. Some individuals have expressed interest to me and I know Tom Beaulieu is interested, Doug Hill, Vern, would be a great addition as would Shirlye Stuart, Comptroller and the engineer. I think that would be a good base and starting point and for those people to get together and hash out some ideas and then have Chris brought in as an advisor. That's what I have in mind.

Ms. Boyke – What would be your first step then?

Mr. Corl – I think the first step is to establish a committee and have an initial meeting of the individuals. As I indicated, I would be more than happy to take a lead role in it as Jessica said.

Ms. Boyke stated that Chris needs to be there to tell you about the roads. Do you have a list of all the roads?

Mr. Corl – We know that there is a significant infrastructure problem in the town including a significant amount of roads that are in disrepair. The committee will need to identify specific details and issues they're looking at and Chris can be brought in on those, but, we need to start with the broad picture. If there is a problem, the committee will be involved with taking steps to see how they can be rectified over a long term plan and then we can get to the specifics as to which ones need to be addressed.

Ms. Zambrano stated Vern had articulated some concerns to her before the meeting about how to frame Chris's role.

Mr. Conway asked Doug Wickman if anyone is taking test cores to make sure they are to the town's specs. There haven't been many more new developments.

Doug Wickman – We haven't been involved long enough to actually witness construction of a town road, because there has been such a small amount of development. We are certainly anxious to take a look at the town's specifications and review them with Chris and consider the information and background we have with the specifications we have in gated communities and take a look at that first. That is the most important step from our perspective and making sure we go forward with a good plan and than to backtrack and see how the roads that the town has compares to that spec. and how we might proceed in the future.

Mr. Conway – I know that some of the roads that were accepted weren't up to specifications back when they were put in, but they've been in 20 to 25 years. I think this is very important to go forward, where we take test borings and make sure we've got the base we should have and the blacktop.

Mr. Jennings stated that perhaps we should table this until we have further discussion with Chris. We're acting without information. I know that Jim and I have talked with him and we're probably getting different ideas of what he wants. I realize we need to go forward, but as Doug said, the engineers need to come up with something to present, before we can really do anything. Also, as was said, there are no developments. I think this could be tabled until Chris is back from his well deserved vacation, when we can discuss this in more depth.

Ms. Zambrano asked Vern if he believed that Chris should be a voting member of this committee.

Mr. Conway – I think Chris should be an Advisor rather than a voting member, because he is the Highway Superintendent. He also knows the roads and I believe it would be a conflict of interest. I do believe he should be the Advisor to the committee. We have also talked about taking the gutters out on any new projects that we do here in the town. It is a half million dollars a year to keep gutters up. We are better to tear them out when we

redo a road and put under lays in. Also under lays should be put in when there are new developments.

Ms. Boyke – Chris has also talked about the tip ups that they're putting in Bayshore.

Mr. Conway explained that tip ups can be used on some roads and are put them back in, but on other roads they aren't needed. That is something we should decide to do when we put a new road in.

Doug Wickman – There is an awful lot, we'd like to talk about in going forward. All of those are great issues and topics for discussion as a part of the standards. In addition to that, it is worth while to consider how to move forward and what the steps might be, the different approaches that might be considered, the assistance that might be available and members from the community that might be helping out. It seems like a perfect storm opportunity to take a good look at the road structure in the town and how to move forward with a comprehensive plan.

Ms. Boyke stated that we don't have any capital improvement's going on right now so that is something that needs to be followed up with. as well. In our discussion the cost is \$125,000.00 per mile for road repair that we are doing right now. With our budget constraints that we're going to see this year, from the loss of revenue, we will have to put in for capital improvements and it would be a substantial amount of money to do it right.

Mr. Jennings – One correction. I think Chris mentioned that it was \$165,000.00 a mile.

Shirleie Stuart stated that it is \$225,000.00.

Mr. Jennings – It's up so we can't wait.

Mr. Corl – It's a lot of money. As Doug said, it's important as there are a lot of good issues on the table and it is important that we establish a committee. We promised some residents that some action is going to be taken.

Motion was made by Mr. Corl, seconded by Ms. Zambrano, to establish a Highway Infrastructure Committee consisting of Tom Beaulieu, Doug Hill, Vern Conway, Shirleie Stuart, Mr. Corl, Doug Wickman, Lynn Jennings and this committee will meet prior to the next town board meeting.

The motion was approved as follows:

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

Ms. Zambrano stated that Mr. Corl will Chair the committee and that they will depend on him to organize a meeting and have a report at the next town board meeting.

Mr. Corl stated that he was looking potentially at July 8th at 8:30 a.m. to have a meeting and that he would send out an e-mail. The work sessions will be in the conference.

Mr. Corl stated that Chief Snell has been very active on the problems with Lucien's. He has sent out letters to inform people that if there are problems there, that he will take appropriate action.

Ms. Boyke stated that a certified letter was sent to Lucien's from Neil Germain, through the Zoning Office, that they have been put on notice for not complying with the original site plan.

Mr. Rivizzigno stated that he went to a meeting with FEMA yesterday and that Onondaga County is one of the counties that are entitled to some money from FEMA from the

recent storms back in the spring. We were looking for some reimbursement to individuals, but that is not available at the present time.

Ms. Boyke stated as discussed last year, it is illegal for municipalities to donate to an organization who sponsor fireworks.

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to adjourn the meeting.

The motion was approved as follows:

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

There being no further business before the board, the meeting was adjourned at 10:34 a.m.

Tracy M. Cosilmon
Town Clerk

