

STATE OF NEW YORK  
ONONDAGA COUNTY  
TOWN OF CICERO

SS:

The Cicero Town Board held a Special Town Board Meeting on Friday, March 14, 2014 at 5:00 p.m. at the Cicero Town Hall, 8236 Brewerton Road, Cicero, NY 13039.

Present: Jessica Zambrano, Supervisor  
Tim Burtis, Deputy Supervisor  
C. Vernon Conway, Councilor  
Mark Venesky, Councilor  
Mike Becallo, Councilor

Others Present: Bonnie Smith, Deputy Town Clerk  
Joseph Snell, Police Chief  
Robert Germain, Germain & Germain, Town Attorney  
Bruce W. Letts, C & S Companies, Town Engineer

Supervisor Zambrano explained this was a special meeting of the Town Board - since our regular meeting of March 12<sup>th</sup> had to be rescheduled.

Supervisor Zambrano asked everyone to keep a good thought and a good prayer for our Town Clerk Tracy Cosilmon. Her beloved grandfather Thomas Garofalo passed away this week and his funeral service was today. Mr. Garofalo was 92 years old. He was described in his eulogy as a loving family member and a hard-worker, adjectives that also are applicable to Tracy.

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

The Town acknowledges the importance of full public participation in all meetings and hearings. We therefore urge all who wish to address the Board and others in attendance to utilize the microphone at the front of the room. If anyone is unable to hear, let us know so that adjustments can be made, as necessary.

I would like to point out the exits from this room – there are two at the back and one up front to the audience’s left.

At this time, I would ask that, if you have not already done so, please silence your phones and other electronic equipment so that the proceedings are not disrupted. We also ask the audience to keep chatter at a minimum, so as not to disturb others.

I also want to mention that the Town Board will be going into executive session tonight and will be reconvening.

The meeting was opened at 5:00 p.m. with the Pledge of Allegiance.

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

**RATIFYING THE SUPERVISOR’S DECISION TO CANCEL THE MARCH 12, 2014  
REGULARLY SCHEDULED MEETING**

Deputy Supervisor Burtis moved the adoption of a resolution in compliance with Town Law Section 62 ratifying the Supervisor’s decision to cancel the March 12<sup>th</sup>, 2014 regularly scheduled meeting due to public safety concerns as a result of a snow and travel emergency. Motion was seconded by Councilor Becallo.

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

**APPROVAL OF TOWN BOARD MEETING MINUTES**

Councilor Becallo moved the adoption of a resolution to approve the minutes of the February 26, 2014 Regular Town Board Meeting. Motion was seconded by Councilor Conway.

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

**BUDGET MODIFICATIONS**

Supervisor Zambrano explained that this was for the final reckoning for 2013; in which money is moved from one line to other to balance the books. We also have some budget modifications for 2014 and also some amendments because we have received a few grants.

Deputy Supervisor Burtis moved the adoption of a resolution to approve the following budget modifications:

TOWN BOARD MEETING  
03/12/2014  
2014  
BUDGET MODIFICATIONS

2013 Yearend Budget Modifications

FROM	\$	TO	
Fund A			
A711042	Utilities	1125.33	A711045G Riverside Park Town Portion
A677245	Senior Misc	737.62	A67721 Senior Personal Services
A14404	Engineer Contractual	160.00	
A19304	Special Items Judgements	292.48	A81604 Landfill 452.48
A11101	Balliff	62.12	A10104 Justice Personal Service
A122041	Supervisor Computer Labor	87.02	A12204 Supervisor Contractual
A131542	Comptroller Computer Soft	1131.34	A13151 Comptroller Personal Ser .46
			A13154 Comptroller Contractual 1120.69
			A1315485 Comptroller Postage 10.19
A135511	Assessment Review Board	.31	A13551 Assessor Personal Services
A135544	Assessor Computer Labor	181.44	A14104 Town Clerk Contractual 29.99
			A1410435 Town Clerk Postage 151.45
A162041	Buildings – National Grid	471.61	A1620403 Hwy Garage 283.00
			A16204052 Buildings Mats 20.61
			A1620460 Buildings Contracts 168.00
A35101	Dog Control Personal Services	457.45	A35104 Dog Control Contractual
A51324	Garage Contractual	805.51	A51874 Street Lighting Contractual
A677255	Senior Postage	109.37	A677254 Senior Fuel 89.37
			A6772471 Senior Cleaning 20.00
A677242	Senior Supplies	498.11	
A677246	Senior Utilities	239.51	A677245 Senior Misc
A677245	Senior Misc	60.00	
A677246	Senior Utilities	9.33	
A711040	Parks Supplies	205.31	A677211 Recreation Attendant – Bus
A715041	Parks Utilities	172.29	A711051 Parks Computer Labor 99.00
			A715042 Parks Improvements 73.29
A19904	Contingent Account	462.62	A90108 State Retirement 452.48
			A87604 Disaster Contractual 10.14
A90108	State Retirement	4638.49	
A90558	Disability Ins	2470.66	A90308 Social Security
A90608	Medical Ins	450.99	
Fund B			
B312014	Police Admin Clerk	3947.44	
B31202	Police Equipment	46.28	B31201 Police Personal Services 7227.86
B312021	Police Computer Equip	545.07	B31201 L Police Longevity 375.00
			B31201 OT Police Overtime 11006.69
B312040	Police Contractual	2070.58	B31201 H Police Holiday Pay 571.20
B312041	Police Uniform Expenses	5225.25	B70201 Parks Personal Services 746.11
B312042	Police Auto Repairs	4210.14	B702012 Parks Commission Clerk 160.00
B312043	Police Gas	663.95	B702011 Parks Fall/Winter Staff 330.27
B3120435	Police Postage	556.10	B702042 Parks Commission Contrac 4.95
B312046	Police Telephone	107.18	B702048 Parks Special Activities 80.63
B312046T	Utilities Police Trailer	1058.19	B801043 Zoning Car Maint 140.12
B312047	Police Training	341.69	B8010435 Zoning Postage 25.03
B312048	Police Radio/Maint	413.28	B90408 Workers Comp 1020.00
B702043	Parks Contractual	1321.96	
B801045	Zoning Map Update	165.15	
B90408 C	Canteen Worker Comp	1020.00	
Fund DB (Highway)			
D042204	Hwy Drug Testing	218.00	
D0511042	Hwy Runner Crush	4924.05	
D0511044	Hwy Engineering	623.78	
D0511047	Hwy Misc	258.94	
D0511049	CB/F&G/Riser	452.08	
D0511051	Hwy Concrete Blocks	183.88	
D051301	Hwy Mechanic	592.11	
D0513011	Hwy Mechanic OT	3140.80	
D051304	Hwy Oil/Fluid Bulk	369.54	
D0513041	Hwy Brakes/Parts/Repairs	993.30	
D0513042	Hwy Tires	2169.76	
D0513043	Hwy Hoses	1269.98	
D0513044	Hwy Springs	1430.12	
D0513045	Hwy Motors	704.97	
D0513053	Hwy Snow Blower/Repair	672.87	
D0513055	Hwy Machinery-Other	887.40	
D0513056	Hwy Vehicle Inspection	34.05	
D0514041	Hwy Seed/Straw	2780.38	
D051421	Hwy Snow/Personal Services	1610.41	
D0514212	Hwy Snow/Personal Serv PT	326.70	
D0514241	Hwy Snow/Salt	8600.78	

FROM		\$	TO		
DB514243	Hwy Snow/Fuel	3392.34			
DB51424MB	Hwy Mailboxes	247.06			
DB97107	Hwy Serial Bonds	.34			
DB90608 MA	Hwy Meal Allowances	4.00	DB511043	Hwy Fuel	1293.39
			DB513046	Hwy Filters/Truck Misc	3318.12
			DB513049	Hwy Payloader Repairs	610.71
			DB514047	Hwy Contract/Brush	2320.00
			DB51421	Hwy Snow Personal Serv	20728.23
			DB90308	Hwy Social Security	4419.63
			DB90608	Hwy Medical and Dental	3009.97
			DB90608 MA	Hwy Meal Allowance	100.01
			DB90608 CA	Hwy Clothing Allowance	87.58
DB90308	Hwy Social Security	8839.26			
DB90608	Hwy Medical & Dental	6019.94			
DB90608 CA	Hwy Clothing Allowance	287.63			
DB90608 CDL	Hwy CDL Benefit	220.00			
DB90608 EX	Hwy Eyecare Reimbursement	106.32			
DB90608 LI	Hwy Life Insurance	411.86	DB511255	Hwy Capital Paving	15885.01
Fund SD (Drainage)					
SD85404 040	Drainage Contractual	9187.18	SD90108 0400	NYS Retirement	6256.43
			SD90308 0400	Social Security	2514.83
			SD90808 0400	Teamster Legal	415.92

**2013 Yearend Budget Amendments**

DB599	Appropriated Fund Balance	6466.50			
DB960	Budgeted Appropriations	6466.50			
DB511255	Capital Paving Contractual	6466.50			
Yearend Budget Amendment for Demolition and Code Violations					
A1570	Charges – Demolition Unsafe Building	38775.00			
A1589	Public Safety Income (Clean-up)	13012.29	A36504	Demolition	46575.00
			A86644	Code Enforcements	5212.29

**2013 Yearend Budget Amendment for Grants**

Records Management Grant – Zoning Department (scanning)							
B80102	LGRMIF	Equipment	2250.00	B3389	LGRMIF	18389.00	
B80104	LGRMIF	Contractual	16139.00				
DWI Grant – Police Department							
B2260			7541.00	B312049	DWI	423.80	
JCAP Grant – Justice Department							
A11104	JCAP	Contractual	4035.01	A3060	JCAP	4035.01	
Tennis Grant – Parks and Recreation Department							
B702044	TENNIS	Equipment	1604.24	B3389	TEN	1604.24	
Bullet Proof Grant – Police Department							
B3389	G		4659.91	B31202	G	Equipment	4659.91
Brewerton Revitalization Community Dev – Parks and Recreation							
A2797	CD		20321.93	A711045	CD	Contractual	20321.93
Darlene's Brook – Drainage							
SD3389	DB		11451.00	SD85404 0400	DB	Contractual	11451.00

**2014 Budget Modifications**

A162040	Buildings Contractual	224.00	A1620460	Buildings Contracts	
A90408	Workers Comp	9622.00	A90408 SB	South Bay Workers Comp	
A19104	Liability Insurance	17866.00	A90408 SB	South Bay Workers Comp	
A162044	Security – Time Warner	6812.00	A16202	Buildings Equipment – Security	
DB94856	Principal – Lease	7596.00	DB97857	Interest – Lease	
DB511047	Hwy Misc	400.00	DB511044	Hwy Engineering	
DB513057	Hwy Body Maintenance	100.00	DB513056	Vehicle Inspections	
Budget Amendment for Grants – 2014					
B3389	TENNIS Grant	1604.24	B702044	Equipment	
A3060	JCAP	4035.01	A11104	JCAP	
B3389	LGRMIF	18389.00	B80102	LGRMIF	2250.00
			B80104	LGRMIF	16139.00
B2705	Donations – Kinney Drug	695.00	B312040	Police Contractual	
A3789	Economic Brewerton	58310.23	A69894	S	

Motion was seconded by Councilor Venesky.

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

**MADISON COUNTY SOIL AND WATER CONSERVATION DISTRICT**

Supervisor Zambrano explained that they were going to have a presentation by Steve Lorraine, District Manager from the Madison County Soil and Water Conservation District. Steve Lorraine is the Regional Director of this agency and was going to come and give us an overview of his efforts to keep Chittenango Creek clear. This is an agreement that we go into every year and our share is part of the entire effort. Mr. Lorraine could not be here, but did volunteer to come to the next meeting and they need to let him know if we want him to actually attend.

Councilor Conway asked if they wanted to approve this or to adjourn it until the next meeting.

Councilor Becallo said he actually had a couple of questions and wished that Mr. Lorraine was in attendance.

Councilor Conway explained that this is an agreement that the Town has done with Madison County for a number of years; cleaning the bottom half of Chittenango Creek, with the logs in there. We don't go up all the way to Chittenango; we just do the bottom (like a third of the creek) to get the logs out that get torn out every spring. The agreement is a five year agreement for \$3,650.00 per year and they have probably been doing this for 20 years.

Councilor Becallo had questions regarding the fund itself where it states all interest earned remains in the fund. Are there years that there is no log jam activity or little log jam activity? We have a reserve fund; he wants to know how much money is in it. Councilor Becallo stated that Madison County didn't put down their address or anything in this agreement.

Supervisor Zambrano explained that it has been a common agreement for years.

Councilor Becallo said a part of any agreement is you always put your state, who you are and where you are located.

Councilor Conway said they would have Steve Lorraine come to the next meeting.

Councilor Becallo asked Councilor Conway if he knew the answer about the fund.

Councilor Conway told Councilor Becallo he couldn't tell him where they keep it. He remembers years ago when they entered into this (which was about 20 years ago), and it has always been the same amount.

Supervisor Zambrano said we are not the keeper of the fund and she's sure they use the fund money; if they have an emergency or they need extra funds they have some money to go in and dip into it to fund whatever effort they need to.

Councilor Becallo wants to know if there were years where they really didn't use that money; he just wants to know how much money is in the fund.

Councilor Conway suggested that they call Steve Lorraine and ask for the budget that they use and discuss it at the next meeting.

Supervisor Zambrano tabled the issue until the next meeting scheduled for March 26, 2014.

**PERSONNEL MATTERS**

*Appoint Joseph M. Ziemba to the Court Attendant position effective March 14, 2014*

Supervisor Zambrano asked Chief Snell how many applicants there were.

Chief Snell stated that they interviewed four (4) individuals out of about 13 applicants.

Deputy Supervisor Burtis moved the adoption of a resolution to appoint Joseph M. Ziemba to the Court Attendant position effective March 14, 2014 at a rate of \$12.00 per hour. Motion was seconded by Supervisor Zambrano.

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

*Appoint Richard Hooper, Director of Code Enforcement, as the local administrator responsible for implementing and administering Chapter 122 of the Town Code, Flood Damage Prevention*

Deputy Supervisor Burtis solicited any discussion regarding the position.

Supervisor Zambrano asked Bruce W. Letts to speak about the position a little bit; it has to do with flood damage and control.

Bruce W. Letts explained that what brought this about was the Town is in the process of getting FEMA (Federal Emergency Management Agency) flood mapping revised in the Hiller Heights area to get some of those properties out of the floodplain and as part of the paperwork for that process there has to be somebody responsible for implementing the FEMA rules and regulations - a designated representative from the town. Richard Hooper will be filling out the necessary paperwork to help get those properties out of the FEMA floodplain.

Deputy Supervisor Burtis moved the adoption of a resolution appointing Richard Hooper, Director of Code Enforcement, as the local administrator responsible for implementing and administering Chapter 112 of the Town Code, Flood Damage Prevention. Motion was seconded by Councilor Conway.

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

#### *Amend the Wingperson List from Highway*

Deputy Supervisor Burtis moved the adoption of a resolution to amend the Highway Department's Wingperson List by removing William Alley, John Coon, Nathan Mayers, and Brent Wood and adding Ian LaRochelle, Benjamin Mayers, and Charles Stuhler at a rate of \$15.00 per hour, effective immediately. Motion was seconded by Councilor Conway.

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

#### **LOSAP (Length of Service Awards Program)**

Supervisor Zambrano requested Town Attorney, Robert Germain to provide some background information regarding LOSAP.

Robert Germain explained that he knows we agreed to settle this once before and gave the following recap:

The LOSAP case has been around for a long, long time (he didn't actually handle this for the Town, another law firm did but he is very familiar with the case itself). LOSAP is a Length of Service Awards Program for the firefighters that was in place since approximately 1991. The original legislation that was approved by the state called for an "end of benefits" at age 61 for the firefighters. At some point, some of the firefighters were reaching the age of 61 and they were continuing to earn enough requisite credits to get credits for service, but since the legislation said that it was ended at age 61 the departments were not paying those credits. So at some point the EEOC started claim against many, many, municipalities across the state claiming there was age discrimination. We didn't engage in any discrimination; we followed the law as it was written and then when we found out about it, along with the other municipalities in the state, we became self-compliant and fixed it in about 2008 - we've been in current compliance since then. What this addresses is the length of service between 1991 and 2008. When we became self-compliant, there's a gap that became the course of a federal case. The EEOC issued a determination letter back in January of 2009, which laid out the case and so on. We agreed to settle it previously, about a year and a half ago, (this Board and a bunch of other municipalities), but the EEOC engaged in some further activity on it, so it's been a while. But what we agreed to originally is still the case - there are no additional funds due, there's no additional interest or costs due, it's just been a delay. We've already agreed to do this and we are agreeing again because now it's been awhile, but now it's time.

Supervisor Zambrano said they just got the actual figures of how much the three (3) towns owed to the North Syracuse Fire Department and the figure reflects the past payments, plus the annuity going forward that comes to \$102,226.01, and we are to pay one-third (as well as Clay and North Syracuse), which was agreed upon.

Deputy Supervisor Burtis moved the adoption of a resolution again authorizing settlement and payment of the claim known as EEOC Charge Number 525-2-8-00676 related to accrued and owed Length of Service Award Program (“LOSAP”) benefits for the Cicero portion of the Village of North Syracuse Fire Department firefighters pursuant to a written Determination of the U.S. Equal Employment Opportunity Commission dated January 9<sup>th</sup>, 2009 which established that although the Town of Cicero complied with the LOSAP laws as written by the State Legislature and adopted in 1991, additional benefits for firefighters who reached age 62 and continued to earn the requisite credits are owed by the Town to the firefighters. The Town of Cicero joined several other municipalities in settling the EEOC claim. The amount of the past accrued benefits to be paid is \$34,075.34. This resolution also further authorizes the payment to be made by borrowing funds from the A Fund until repayment can be made. The Supervisor and/or Town Clerk as administrator are hereby authorized to execute documents and take other necessary action to resolve this claim and matter. It is noted the Town previously agreed to settle this same claim in June, 2012, and that Cicero has been in current compliance since 2008. Motion was seconded by Councilor Conway.

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

**DRAINAGE CONTRACT AWARD**

Councilor Conway moved the adoption of a resolution awarding the Contract for the Maintenance of Drainage Facilities, 2014 to LaFleur Contractors, Inc., for the total bid of \$118,560.00. Motion was seconded by Supervisor Zambrano. The Bidder List is as follows:

**BIDDER LIST**

**TIME OF BID:** The Cicero Town Board received sealed bids on March 5, 2014 at 11:00 a.m., at the Cicero Town Hall, 8236 Brewerton Road, Cicero, NY

**AD ISSUED:**

**ADVERTISEMENT  
NOTICE TO CONTRACTORS  
CONTRACT FOR MAINTENANCE OF DRAINAGE FACILITIES  
TOWN OF CICERO**

Sealed bids for the Contract for Maintenance of Drainage Facilities, will be received by the Town Board, Town of Cicero, Onondaga County, New York, at the office of the Town Board, 8236 South Main Street, Cicero, New York, until 11:00 A.M. Local Time, March 5, 2014, and there at said office, at said time, publicly opened and read aloud.

The project includes the maintenance of drainage facilities as may be required by the Town of Cicero during the term of the contract.

The Contract Documents consisting of the Advertisement, Information for Bidders, Bid, Agreement, General Provisions, General Specifications, Technical Specifications, and Payment Items may be obtained from C&S Engineers, Inc., 499 Col. Eileen Collins Boulevard, North Syracuse, New York, 13212 upon deposit of \$50.00 per set (Check Payable to C&S Engineers, Inc.). Any bidder, submitting a sealed bid, upon returning the documents in good condition within thirty (30) days of the bid date will be refunded the full amount of their deposit. Any non-bidder will not be refunded his deposit.

Copies of the above-described Contract Documents may be examined at no expense at the office of the Town Clerk, Town Hall, 8236 South Main Street, Cicero, New York.

This project is a Materials, Labor and Equipment project and the contractors should not include in their Bid the Sales and Compensating Use Taxes on the cost of materials which are to be incorporated into the project and which are to be separately sold by the Contractor to the municipality prior to incorporation into the project.

**EACH BID MUST BE ACCOMPANIED BY CASH, CERTIFIED CHECK OR BID BOND IN AN AMOUNT NOT LESS THAN FIVE PERCENT (5%) OF THE AMOUNT OF THE BID IN THE FORM AND SUBJECT TO THE CONDITIONS PROVIDED IN THE INFORMATION FOR BIDDERS.**

The right is reserved to waive any informalities in the Bid and to reject any or all bids.

TOWN BOARD, TOWN OF CICERO

By: \_\_\_\_\_  
Jessica Zambrano, Supervisor

Dated: February 13, 2014

<b>BIDDERS</b>	<b>DATE REC'VD</b>	<b>BID SECURITY</b>	<b>BID BONDS</b>	<b>BID AMOUNT</b>
D.E. Tarolli, Inc. 6602 Herman Road Warners, N.Y. 13164	03/05/14 10:20 a.m.		5%	\$152,000.00
La Fleur Contractors, Inc. 6814 Kingdom Road Memphis, N.Y. 13112	03/05/14 10:35 a.m.		5%	\$118,560.00
C. Mattes Inc. 6351 South Bay Road Cicero, N.Y. 13039	03/05/14 10:45 a.m.	\$6,000.00		\$119,832.00

Before the vote Supervisor Zambrano asked Bruce W. Letts, Town Engineer to provide a little bit of background on the bidding process and results.

Bruce W. Letts said he had sent the Board a copy of his letter and the bid tabulation. On March 5<sup>th</sup> we took bids for the maintenance of drainage facilities in the town of Cicero. There were (3) three bidders and LaFleur Contractors, Inc., was low bid at \$118,560.00. C. Mattes Inc., was second low bid at \$119,832.00 and D.E. Tarolli, Inc., was at \$152,000.00. The bids are based on unit prices that we plug in as our best guess of what the efforts are going to take throughout the year. They are recommending that the Town accept the low bid of LaFleur Contractors, Inc., because it appears that they have the equipment and the personnel to do the project. This project is for 2014, and it has a stipulation in the contract that at the end of 2014 it can be extended if both parties (the Town and the Contractor) agree for another year for (4) four more years, on a year by year basis; this would allow it at least to go through 2014 and then at the end of 2014 the Town could revisit their choices.

Councilor Venesky asked Bruce W. Letts if it was correct that we have used LaFleur in the past.

Bruce W. Letts replied that was correct.

Councilor Venesky asked Bruce W. Letts wasn't there some issues with the quality of LaFleur's work.

Bruce W. Letts said personally he wasn't involved back then, but he does know that the Town has a way that they like things done and maybe there was a little bit of a learning curve for LaFleur. But, unless there's an overwriting factor, the Town is required to go with the low bidder unless there is an overriding factor.

Councilor Venesky said his only concern is just making sure they are getting the quality because of the issues that they had in the past.

Robert Germain commented that if it gets really bad he then gets involved.

Deputy Supervisor Burtis asked if they have to go with the lowest bid.

Robert Germain replied yes.

Supervisor Zambrano asked if LaFleur met all the qualifications.

Bruce W. Letts replied that was correct. LaFleur will have to get bonding as part of the contract so the bonding company thinks that LaFleur is qualified and C&S does also.

Councilor Becallo asked in regards to the maintenance of the drainage facilities, where are the locations?

Bruce W. Letts replied that they vary from year to year depending on where there are specific problems that the Highway department doesn't have the manpower or the equipment to do - so it's on a case by case basis.

Supervisor Zambrano explained that the drainage committee goes out and decides which projects need to be done or taken care of.

Councilor Conway explained that this is not on-road drainage. This is off-road where we have to get back into swales and things like that and it has also been talked about that if LaFleur aren't doing the jobs the way they should be then we can take and rebid it - you can't deny somebody because you have no reason to.

Supervisor Zambrano stated that the Highway Department Superintendent does attend the drainage committee and the highway department does assist even if it is off-road drainage; they are involved, so they are an integral part of this too.

Councilor Becallo stated that he liked what Councilor Conway said - if it's not working out than they can revisit it.

Deputy Supervisor Burtis asked what does not working out mean.

Councilor Conway replied if it doesn't go to the specs that are quoted to do the job. For example, if the contractor is supposed to wrap the pipe and they don't wrap the pipe that is a reason to get

rid of them. He spoke to Doug Wickman regarding this and C&S will have people checking now and then.

Deputy Supervisor Burtis commented that it was difficult because C.Mattes has done a lot of work for us in the past and has saved the Town a lot of money. It's unfortunate, but he wasn't the lowest bidder.

Councilor Conway said the contract is only for a year, with extensions put in.

Supervisor Zambrano stated there was a motion on the table that has been seconded and they needed a vote.

Ayes- 4 and Noes – 1. Deputy Supervisor Burtis voting no.

*Motion carried.*

### **CORNELL ROADS PROGRAM**

Bruce W. Letts explained this is the agreement for the expenditure of Highway Funds 2014, which was generated from the study that we did with the Cornell Local Roads Program. Basically, what it provides for is major reconstruction of 4.6 miles of road and crack-sealing of 6.27 miles of road, for a total of a little over 10 miles of road that will either be majorly reconstructed or at a minimum crack-sealed. The total amount that was budgeted per the Cornell Roads Study on annual basis this year is \$800,000.00, which he believes is the same amount as last year. The purpose of this program is not to just keep up with the roads failing; it's to improve a little bit on a year-by-year basis.

Supervisor Zambrano told the new members of the Town Board that prior to the Cornell Roads Program what was happening was that roads were being torn up, (milled) and rebuilt, and we were only getting 2 or 3 miles of roads done per year which wasn't enough to cover the needs of the town; in which we had a situation of rapidly deteriorating roads. We have 130 miles of roads and a winter like this doesn't help our road situation. Her fear is that our forward progress from last year has been stymied a little bit because of the winter. We actually ended up spending \$822,000 on road repaving and repair from last year and part of the budget modifications and amendments that you see reflect the coverage for that. She is confident in saying that we are trying to keep the roads, to repair them and to put them in good shape – it's a concerted effort.

Councilor Becallo asked Supervisor Zambrano to go over the repayment of the Cornell Roads Program.

Supervisor Zambrano explained that at the Organizational Meeting we bonded for \$650,000.00, we have \$150,000.00 appropriated from the Highway Fund. So in order to balance the books from last year, we exceeded, we've moved money around in the DB line in order to fund that.

Councilor Venesky said it is unfortunate, coming into this and taking a look at the road situation that we have in the town, but the fact of the matter is that the Town did not do a very good job insisting that the road specifications were met and then following up to make sure that in fact that the roads that were built years and years ago were built properly. So unfortunately as a town we are stuck with a huge cost.

Councilor Venesky moved the adoption of a resolution approving the road projects for 2014 at a cost of \$800,000.00 and authorizing the execution of the Highway Agreement between the Highway Superintendent and the Town Board in accordance with Section 284 of the Highway Law. Motion was seconded by Councilor Conway.

Ayes- 4 and Noes – 0. Abstained – 1. Councilor Becallo abstaining.

*Motion carried.*

Councilor Becallo abstained. He said it was a good program and he understands the importance of this program, but he just doesn't agree with the financing - it's kicking the can down the road; it puts a lot on the future of this community and we need to figure out a different way to pay this off. (Councilor Becallo requested his comments be put in the minutes).

Supervisor Zambrano said she sympathized with Councilor Becallo's point of view and she shares the same concerns. The Highway Department budget is almost half of our regular budget and she has been trying for years to see if we couldn't get some savings out of the Highway department. We have to have discussions on the best use of salt, management of personnel services, and we have to continue to question the expenditures in the Highway department

because we have to find some savings. But we also have to make sure that the roads are being repaired. We get dozens of complaints within a month about the road situation and we are a long way from being at an acceptable level.

Councilor Venesky wanted to go on record stating that he supports what Councilor Becallo has to say; they both have a concern about borrowing money for projects without necessarily having a clear vision as to how we are going to pay that back. He can say that when we move into the budget process for fiscal year 2015 for next year it will be something that they take a very good look at and they may have to in fact alter some of the monies that we are spending.

Councilor Becallo said he felt like we were mirroring the federal government - they can borrow and borrow and borrow, and they can print more money (which is not the right thing either), but we cannot - we don't have that luxury, which isn't a luxury, but we can't do that either.

Deputy Supervisor Burtis stated that the roads are our #1 asset. If we are going to borrow for anything than it should be for that, but he agrees with what has been said and it has never been far away from his thoughts either, but it is what it is. He doesn't know how many options we have had - you can take it out of the money that we have in savings and you'll have one, two, three hundred thousand dollars left and he's not sure that is the right thing either.

Councilor Becallo said he and Councilor Venesky are new and they bring completely new ideas, so we'll see.

Supervisor Zambrano said the conversations are not new, but she does understand that the two of them need to understand the budget process much more intently than they do right now. We do have debt service that is going to be falling off and they have looked at that; this has been a long range look at roads, not something that is short-sighted.

## **JUSTICE DEPARTMENT**

### *Office Renovations*

Councilor Venesky explained that they were moving some of the offices around to make the building more secure and to accommodate the judicial branch of our local government that does business here. They are also going to have a wall put up, windows moved and some other things; this is something that has been studied and he thinks the Board is all in agreement that it needs to be done.

Councilor Venseky moved the adoption of a resolution to accept the low bid from CAZA Contractors in the amount of \$18,900 for renovations to the Justice Department offices which are to be relocated into the space currently occupied by the Parks and Recreation Department. Motion was seconded by Deputy Supervisor Burtis.

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

Supervisor Zambrano added that on March 21<sup>st</sup> there will be an actual movement of the Parks & Recreation department into the Justice department and Justice will move into Parks & Recreation; that's the move only. The renovations will take place over a period of time because we have to special order at least one door which will take at least 8 weeks to come in. Even though the move is going to take place, all of the renovations won't be done because of the special order needs.

Councilor Venesky said his understanding that the money will come out of the Building fund.

Supervisor Zambrano said that was correct. We have a building fund that's \$100,000, and there is actually 2 to 3 thousand dollars left from grant money that should reduce the \$18,900 cost and then the rest of it will come from the building fund.

## **HIGHWAY DEPARTMENT**

### *Transfer Tape, Electronic Cuttable Film*

Councilor Conway moved the adoption of a resolution to approve \$3,000.00 to 3M for Transfer Tape, electronic cuttable film for the sign machine. Motion was seconded by Councilor Venesky.

Councilor Becallo asked the other councilors if they knew how much they had left in stock and would it get them through the whole year.

Councilor Conway said it should. When he talked to Chris he was told they had enough to do 2 or 3 more signs.

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

## **PARKS AND RECREATION DEPARTMENT**

### *Repairs to 2008 F350*

Councilor Becallo moved the adoption of a resolution to approve \$1,800.00 to All Car Care for repairs to 2008 F350 plow/sander-brakes, ball joints and front axle U joints. Motion was seconded by Supervisor Zambrano.

Councilor Becallo said he asked just for a quote for this and from what he knows it's seem pretty dead on, but it was a verbal agreement from what he has and there was no purchase order of any kind. He said he just wanted to give the Board that background information.

Ayes- 4 and Noes – 0. Abstained – 1. Councilor Becallo abstaining - stating there was no purchase order, nor a quote.

### *Replace Roofing on Wait Station at Sleeth Park*

Councilor Becallo moved the adoption of a resolution to approve \$1,600.00 to Caza Contractors to replace roofing on the wait station at Sleeth Park. Motion was seconded by Deputy Supervisor Burtis.

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

### *Signs for Parks*

Councilor Becallo moved the adoption of a resolution to approve \$1,250.00 to Design Shop Signs & Graphics for signs for parks.

Councilor Becallo said before they voted on this a community member actually told him that we have a sign machine here in town and we could probably make these signs for cheaper or he can make an amendment to the amendment for taking out the \$250.00 from what the town puts in and have the leagues pay for it.

Supervisor Zambrano asked Councilor Becallo if he had discussed this with Jody Rogers.

Councilor Becallo replied that he had not.

*Supervisor Zambrano suggested that they table the motion until Councilor Becallo has this discussion; in fairness to the Director.*

Councilor Becallo replied absolutely.

Councilor Venesky said if they have the ability to make signs here, which he knows we do, then we can shave some bucks off of that.

Councilor Becallo said - or because it's the leagues; it's their sign, they are asking for signs for their fields. Its \$250.00 so why can't they just take it out of the league fees? There are two routes they could take on that.

Deputy Supervisor Burtis asked what type of sign.

Councilor Becallo replied the additional sign to be installed below existing sign stating "Home Of" with youth league name for Central, Skyway and Plank Road Parks. The Youth League's would be more recognized at various facilities that are their base of operations when visiting teams come to the town. Youth Leagues are sharing the costs of signs with Town and Vendor will supply similar material/metal and brackets to match existing signs. So these, to him, are directly for the leagues, not really Town related, so if they want these signs then the leagues

should pay for them out of their league fees or if we could make them cheaper in house then we can make them cheaper in house.

Deputy Supervisor Burtis said they would look into it.

Supervisor Zambrano said if there's this kind of discussion then that discussion needs to take place, with all due fairness to the program director, before we get to this meeting.

Councilor Becallo told Supervisor Zambrano - I own my own business and I am out and about all day long and I can only do so much and I am given the agenda pretty much the day before the meeting and I am never going to use that as an excuse and you can put that in the minutes. Never use that as an excuse. I'm working with what I have. I'm doing what I can for the community and not all my questions will get answered before the meeting. And the public, I said it last meeting and I will say it again, the public has the right to know every single question that I ask and they will always know every single question that I ask and if it has to come out during the board meeting than it has to come out during the board meeting.

Supervisor Zambrano pointed out to Councilor Becallo that he had the agenda since last Tuesday and there was time...

Councilor Becallo said he didn't have the agenda since last Tuesday, he had these since last Tuesday (the agenda items purchase approvals requests) and when you work like he does... he's not going to argue, he's going to ask every question that he wants to ask. The agenda was passed on Tuesday for the Wednesday and he didn't do much preparation after since the weather was bad. He had to work.

#### *Wild Goose Chasers of CNY Contract*

Councilor Becallo moved the adoption of a resolution to approve \$2,850.00 to Wild Goose Chasers of CNY for Goose Control Contract.

Councilor Venesky said he began attending these meetings a couple of years ago and thinks he was here when a previous board decided to hire this company to do this. As he recalls, at that time we were going to spend \$1500.00, and if you take a look at it just three years later it has almost doubled in price. His question is if this is an effective way to deal with the geese problem in the parks.

Councilor Becallo said he asked and was given no scientific proof from the Director of the Parks and Recreation program that this actually works and from the information she gave him it is chasing geese from one park to another park, to another park, down to town. He went online to do some research and he found that there's this technology called "Away With Geese.Com". With Away With Geese.Com they use lights, much like what they have in airplane runways and one of these reaches 2.5 acres; so Williams Park isn't much bigger than that. He's assuming that it will be another \$300.00 each, they have a two year warranty and they are non-harassing and what she does is she harasses with the dogs. He contacted the people at Away With Geese.Com and there is actually three municipalities in the State of New York that use it; they contacted him and they vouch for it. They can look into it.

Deputy Supervisor Burtis asked if they were non-harassing.

Councilor Becallo replied that they were non-harassing; they were just lights.

Supervisor Zambrano suggested they table the issue.

Deputy Supervisor Burtis said please do.

*The request was tabled.*

#### *Basketball Instruction – Steve Jones*

Councilor Becallo moved the adoption of a resolution to approve \$1,250.00 to Steve Jones for basketball instruction. Motion was seconded by Deputy Supervisor Burtis.

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

*Basketball Instruction – John Haas*

*Councilor Becallo moved the adoption of a resolution to approve \$3,000.00 (NTE) to John Haas for basketball instruction. Motion was seconded by Deputy Supervisor Burtis.*

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

*Basketball Instruction – Gary Dembkowski*

Councilor Becallo moved the adoption of a resolution to approve \$3,000.00 to Gary Dembkowski for basketball instruction. Motion was seconded by Councilor Venesky.

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

**SET PUBLIC HEARING DATE TO CONSIDER ADOPTION OF PROPOSED  
LOCAL LAW 1 OF 2014 TO BE KNOWN AS THE  
“BEST VALUE COMPETITIVE BIDDING LAW”**

Supervisor Zambrano explained that they were supposed to have a public meeting for the meeting that was scheduled for Wednesday night but that meeting was postponed until tonight and we have to go out and publicize it.

Councilor Venesky moved the adoption of a resolution to set the Public Hearing Date for March 26, 2014 to consider adoption of proposed Local Law 1 of 2014 to be known as the “Best Value Competitive Bidding Law” using the best value award methodology in the competitive-bid process according to Section 103 of the General Municipal Law and defined in Section 163 of the State Finance Law. The purpose of this local law is to allow the Town of Cicero to take advantage of newly passed legislation (Amendment of Section 103 of the GML/A08692/S6117) allowing for greater procurement options that are swifter and more cost effective. The legislation also allows municipalities’ greater flexibility in awarding bids that may escalate over time due to inferior performance of goods or services. Motion was seconded by Supervisor Zambrano.

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

**SET PUBLIC HEARING DATE TO CONSIDER A ZONE CHANGE FOR  
CARMEL RUNNE**

Councilor Conway moved the adoption of a resolution to set the Public Hearing Date for March 26, 2014, beginning at 6:30 p.m. to consider a Zone Change from General Commercial, Agricultural AG District & Planned Unit Development District to General Commercial Plus District for the property located at Tax Map Numbers 090.-01-02.1, 090.-01-32.0, 33.0, 34.1, 36.1, 37.0, 38.0, 39.0, 40.0, 41.0, 42.0, 43.0, 44.0, 45.0, 46.0, 47.0, 48.0, and 49.0. The hearing will only take place pending the submission and evaluation of the EAF (Environmental Assessment Form).

Supervisor Zambrano said the EAF form was submitted and they should all have a copy.

Motion was seconded by Supervisor Zambrano.

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

**EXECUTIVE SESSION**

Supervisor Zambrano moved for the adoption of a resolution for the Town Board to enter into executive session to discuss the following items:

- Discussion regarding the status and potential settlement of (2) two pending or proposed or litigation claims against the Town

- Discussion of a potential settlement of an employee collective-bargaining situation
- Discussion of employment matters related to a particular public employee; potentially leading to discipline of that individual

The Town Attorney was invited to join the Town Board into executive session, and Supervisor Zambrano stated that they would be reconvening.

Motion was seconded by Deputy Supervisor Burtis.

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

The meeting adjourned into executive session at 5:53 p.m.

Supervisor Zambrano stated that Councilor Becallo made a motion to reconvene into regular session. The motion had been seconded by Deputy Supervisor Burtis.

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

The Regular Meeting reconvened at 6:25 p.m.

#### *Decision from Executive Session*

Councilor Venesky moved for the adoption of a resolution to resolve the claim of and to authorize payment to Philomena Goodeve in an amount not to exceed \$1,762.00 for a local income exemption for people with disabilities that had been inaccurately denied to her for 2013. Motion was seconded by Supervisor Zambrano.

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

### **DISCUSSION ITEMS**

#### *Breanna Stewart named AAC Player of the Year*

Supervisor Zambrano mentioned that Breanna Stewart was here last August and we had a Breanna Stewart Day because she has received so many accolades as being a superb athlete in girls' basketball. It was happily brought to her attention that Breanna was named *Player of the Year* in the American Athletic Conference tournament. Breanna averaged 19.5 points per game in her last season, she averaged 8 rebounds, and she is completing her sophomore year at UCONN and she goes onto play in all the world games and she travels the world. Breanna is a huge celebrity and Supervisor Zambrano is very glad to know her and she's going to try and recruit Breanna for the Gus Macker event.

#### *NOPL (Northern Onondaga Public Library)*

Supervisor Zambrano said they had a meeting with NOPL a couple of meetings ago and Kate McCaffrey, the Director and Rob Bick, President of the Board of NOPL gave a presentation and it was obvious that NOPL is trying very hard to provide a lot of services to meet community needs; they have a lot of diversity in their programs, they host the NOPL Knitters and many, many groups over there. They were specifically cited in an article in the *New York Times* for their Farm program; they have plots of land where kids and other groups can go and farm. They were highlighted as one of the libraries that are trying to keep up with the times.

**PUBLIC INPUT**

TO: Cicero Town Board

FROM: Donald Snyder

DATE: March 14, 2014

SUBJECT: When do we tell the taxpayers

When do we tell the taxpayers what is in the 2014 BUDGET that does not come from our current tax levy.

Let me remind you:

Capital Paving

In 2012 our budget included \$650,000 for Capital paving (DB5112.55)

In 2013 our budget included \$150,000 for Capital paving. Spend \$800,000....borrow \$650,000

Our 2014 budget includes \$75,000 for Capital paving. Spend \$800,000.....borrow \$725,000

Highway Equipment

Our 2014 budget has \$75,000 for Equip/cap outlay (DB5130.2)

Equipment replacement plan calls for \$295,000 to be spent in 2014. Borrow \$ 220,000

Concern

If we follow the approved 2014 budget, the TOWN will borrow \$725,000 & \$220,000 or \$945,000 this year.

We borrowed \$650,000 in 2013 and we are only paying interest in 2014.

We have now reduced the Highway paving budget by \$575,000 so we could stay under the 2% tax cap and cut no other services. We are now in a position where we will have to continue to borrow if we want to repair our roads and replace our Highway equipment.

I also must remind you that in 2013, you as a Board approved three labor contracts with a no consolidation, no layoff clause. This means we are not able to look at our labor force for any savings for two years.

What is our plan to start paying the principal down on this borrowing plan?

Donald Snyder read the letter as shown above. He said the letter was initiated because he was in a meeting this week with some members of our town and he asked them if they realized that we in fact have been borrowing some money to do some necessary work and he told them their taxes went up last year, but it did not cover everything. His question today is "What is our plan to start paying the principal down on this borrowing plan?" What they should have done last year is raise the taxes; he thinks for his house at \$170,000.00 it would have cost him about \$60 more a year, but that \$60 they would have hit him for last year would then go on for the next 10 years and we would have about a million dollars a year to spend on these items. We are now looking at a situation where our bully governor is telling us that as long as you keep under the 2% Tax Cap we are going to give you some benefits. We are going to really get caught behind the 8 ball here. He thinks 60 to 65% of the budget is labor and if we can't touch labor and we can't because of our three contracts than that doesn't leave a lot of room to cut, to stay within the budget, so we need to think about that now, not when we do the budget process in June, because it may mean we delay some spending. One of the things that he was concerned about that was taken off of the agenda tonight was the money for Brewerton. Great project! He loves it! But, if we haven't got the money then we haven't got the money and he thinks we have to really take that attitude because he doesn't know how else we are going to get out of this.

Councilor Venesky said he and Councilor Becallo are new this year; they've had side-bar conversations on where we are going and he will tell anybody if we don't have the money next year then we are not paving roads, or whatever. We agreed that we were going to have an open and transparent government and that's exactly what we are going to have. He also believes in telling people the truth, so if we can't afford it - we can't afford it. And we are going to take a really good look at the budget next year.

Deputy Supervisor Burtis said he doesn't know that they should discontinue paving roads but we do need to figure out a plan of how to pay for it. He reminded everybody that when we do a Bond Anticipation Note all we can do is pay interest for the first 12 months and then we are supposed to determine how to pay it back. When he approved the

\$650,000 last year his hope was that we could pay that \$650,000 or a portion of it off and it still continues to be his hope, but here we are with history – the way that we have it which Councilor Venesky stated which is all true and it is getting difficult. We have money in different accounts: we have \$1.3 million in the Highway DB fund and they have two other funds as well. It is true, they are going to have to come down to some hard decisions and frankly, he thought it would be a little easier as we went forward and it has gotten a lot harder. What he is sure of is that our roads are a major A #1 concern; a major asset in our town besides residents and he thinks that is what we are physically responsible for. Unfortunately, we have had a very difficult winter and that's where we find ourselves.

Councilor Becallo agreed that it was tough and said it's not going to get any easier. We do pave these roads and every winter we destroy the roads; it's an endless cycle that we need to figure out -especially with the salt. There's got to be another way – there probably is and we have to figure it out. We have got to stop *kicking the can* down the road. We are teetering on the edge of a cliff and we are doing everything we can to try to hold on at this point and we are probably past that point. He doesn't want to be negative but he knew what he was getting himself into when he ran and he is going to run this as it's his business because that's what it is. We need to protect what we have and we are losing that. He understands how important the roads are, but when you are borrowing this much money at some point, it's going to be sometime soon and we are going to pay for it.

Councilor Conway said they will have to work on it and see where they can cut corners and start doing something that way; if we have to cut back on equipment than we will cut back on equipment, if we have to patch trucks then we will patch the trucks and he thinks this is the only way we are going to do it. That's the easiest way – to stretch the life of some of the equipment and if you want to go back 10 to 12 years ago we had all old stuff here. We are very fortunate that we have new equipment but we are just going to have to start closing the door and quit buying equipment.

Councilor Venesky said he and Councilor Becallo will be here for 4 years and some of these contracts will come up again; they will endeavor to be fair, but they are going to be realistic on the next set of contracts coming around.

Supervisor Zambrano asked Councilor Venesky if he meant the collective-bargaining contracts.

Councilor Venesky replied yes.

Supervisor Zambrano said she had already expressed her concerns when they were talking about the Cornell Roads program; it is going to be dire this year, particularly with the governor's proposal that we not exceed the tax cap and it is not a 2% Tax Cap, it's a 1.6% Tax Cap and it may be even lower than that. These are challenging times and we are paying for the mistakes of the past. There had not been any long-range planning before the last administration. There certainly was no planning on paving roads and buying equipment and we have gotten ourselves into a terrible situation. The landscape today is much different than it was when we started the Cornell Roads program. She certainly agrees that we need to be very conservative about money and she thinks all the comments here are well deserved and accurate and it will be challenging. They will have to see how it plays out and make the best decisions possible at the time.

Councilor Conway said there was one thing that they did last year. They took and tried different ways of doing the roads; different materials and so on and so forth and it's going to take another two years to see where the areas are and how they stood it. It's going to make a big difference on doing roads.

Supervisor Zambrano said that was a good point. Things were done one way until 2012 and there was no changing them. The Board of 2012, was innovative, they tried to get some changes and tried to see what the issues where and tried to come up with alternatives to methods for repairing and also different methods for financing.

Deborah Gardner asked if the list of the scheduled road repairs was on the internet.

Supervisor Zambrano said that it was not.

Deborah Gardner asked if it would be put on the internet.

Supervisor Zambrano said she was hoping that the Highway Superintendent was here tonight so he could sign the agreement and they could also sign the agreement.

Deborah Gardner asked wasn't there a list generated of, in the future Vernon Road was scheduled to be repaired in 2017; she understands that it is subject to revision, but is that on that internet.

Supervisor Zambrano said she doesn't think it went up because it was a guideline at the time and it was subject to change from year to year.

Donald Snyder thought the Cornell Road Study was currently on the Town's website.

Councilor Venesky said that it was also in conjunction with our engineers; they take a look at that on a yearly basis.

Deborah Gardner mentioned that at the February 12<sup>th</sup> meeting, according to the minutes, Mr. Woznica stated that at this time of year he does not have time for email and this was in response to Councilor Becallo stating that Mr. Becallo did not get a reply to his email to Mr. Woznica. In March of 2012, she sent an email to Mr. Woznica that also went unanswered; she thinks that this might be a routine and wonders how many other residents sent emails to the Highway department that went unanswered. Since the Highway department will not or cannot respond to these messages she would like to suggest that email address be removed from the Town's website and for those people who may already have the address and send email, perhaps an auto-responder can be activated stating that this account is not monitored. That's good customer service. An email is an effective way to communicate – it is a shame that the Town does not utilize it fully - after all this is the 21<sup>st</sup> Century. She asked the board to please consider it.

Loomis Pardee asked if anything was being done on trying to get the Fire Protection District and the Fire District so that it's more equal; that seemed to be the majority of the people upset over that.

Supervisor Zambrano said they did have a meeting and they agreed to explore different options and we are in the process of doing that. We are talking to a bunch of people; we're thinking that we need some kind of study to get people to buy into the idea of expanding the district and perhaps getting other people to also join.

Councilor Venesky explained to Loomis Pardee that they are going from department to department and they have no plan yet but what they are doing is they are trying to understand each individual fire department's point of view and then they are also (and this is preliminary), going to look to have a plan that is acceptable to not only the residents but to the fire departments in this town. We understand that it's a problem and they have taken that first step. So yes, they are working on it.

Paul (no last name given) had some questions about the brush contract that is currently coming up; just some grey areas. He said for years the town has chipped at brush roadside with a chipper; the actual highway department did it that way, our last contractor Rod Altman, he did it for four years that way, and other people did it other ways. But it really doesn't specify in the contract how it should be picked up other than the Town requires a grapple truck – it's kind of grey. Is the Town going to allow the next contractor to use a chipper and chip that brush roadside.

Supervisor Zambrano said it is possible. They will make that decision when they see the bids that come in. There are questions that have been raised and the county has issued an amendment.

Paul said he had the amendment; but it's still kind of grey.

Supervisor Zambrano said there are decisions to be made at the time that they open the bids and see what's available from the bidders.

Paul asked if garbage trucks are acceptable to put the big brown bags in. Was it acceptable to the Town? He has watched these guys do it for 10 years and he said they were doing it all wrong. Why wouldn't you take 2000 of those bags and put them in the back of a packer truck and make one dump every day. He talked to Altman's crew last year and he asked them how many times they dump a day, they said 6 or 7. He asked one of Syracuse Hauler's guys when they were picking up his trash how many houses they could put in their packer truck and they said 1000. He asked them how many times do they stop and dump their truck and they told him they don't stop all day. Paul thinks this is the most effective way to do it. If the Town is requiring a grapple truck, he doesn't think it's the proper way to do it.

Deputy Supervisor Burtis explained that they are picking up brush, not just lawn bags. He's not sure about the garbage truck.

Paul asked even if you had a grapple truck, which is fine, will the Town allow you to chip that stuff roadside? Even if you do have a grapple truck, do you have to put the brush in a grapple truck?

Deputy Supervisor Burtis said his understanding is that Altman has one truck for lawn bags, and later they will come around and pick up the heavier stuff.

Paul asked if the Town was going to allow you to use a chipper and pick it up roadside.

Councilor Zambrano said she thought so but, she needed to check into it. She asked Paul if that question has been asked at the County and was that one of the questions submitted.

Paul replied no.

Councilor Zambrano said they would ask the County, but they would not be able to reach the County until Monday morning.

### **ADJOURN**

Supervisor Zambrano moved the adoption of a resolution to adjourn the Town Board Meeting. Motion was seconded by Deputy Supervisor Burtis.

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

There being no further business before the Board, the meeting was adjourned at 06:52 p.m.

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Tracy M. Cosilmon  
Town Clerk