

STATE OF NEW YORK  
 ONONDAGA COUNTY  
 TOWN OF CICERO

SS:

The Cicero Town Board held their regular meeting on **Wednesday, May 25, 2016** at **6:30 p.m.** at the Cicero Town Hall, 8236 Brewerton Road, Cicero, NY 13039.

**PRESENT:**

Mark Venesky	Supervisor
Mike Becallo	Councilor
C. Vernon Conway	Councilor
Dick Cushman	Councilor
Jonathan Karp	Councilor

**OTHERS PRESENT:**

Christopher Woznica	Highway Superintendent
Joseph Snell	Police Chief
Neil Germain	Germain & Germain, Town Attorney
Stephen Snell	O'Brien & Gere, Town Engineer
Tracy M. Cosilmon	Town Clerk
Bill Meyers	Veterans Advocate
Bob Smith	Planning Board Chair

Supervisor Venesky opened the 10<sup>th</sup> regular meeting of the Town Board at 6:30 p.m. by noting the locations of the three emergency exits, asked that all electronic devices be silenced and noted if anyone had difficulty hearing to bring it to the Board's attention.

Councilor Conway led the Pledge of Allegiance, and then requested a moment of silence for our troops in harm's way.

**Approval of Town Board Meeting Minutes**

Councilor Conway made a motion to approve the minutes from the Town Board meeting held on May 11, 2016. Motion was seconded by Councilor Cushman.

Ayes – 5, Noes – 0, and Abstentions- 0. *Motion carried unanimously.*

**Approval of Abstract Numbers 20 & 21**

Councilor Cushman made a motion to approve Abstract # 20 (dated May 18, 2016) and Abstract # 21 (dated May 25, 2016) as they were presented. Motion was seconded by Councilor Karp.

Ayes – 5, Noes – 0, and Abstentions- 0. *Motion carried unanimously.*

**Budget Modifications/Amendments**

Councilor Cushman made a motion to accept the Budget Modifications/Amendments as posted:

BUDGET MODIFICATIONS

FROM		\$	TO	
A168041	Computer Maint/Support	1500.00	A16804	Contractual Supplies
A14104	Town Clerk Contractual	150.00	A141041	Town Clerk Contractual
A162040	Buildings Contractual	200.00	A162041	Police Building
A162041	National Grid	8200.00	A162040 SB	Building – South Bay
A99029	Unemployment	9550.00		
A19504	Property Tax	600.00	A36204	Safety Expenses
A715045	Parks Misc	130.00	A711048	Staff Training and Membership
B99029	Transfer – Unemployment	.10	B97307	BAN Interest
DB19104	Hwy Unallocated Insurance	3500.00	DB511012	Hwy Summer Help
DB513053	Hwy Snow Blower Repair	168.28		
DB513056	Hwy Vehicle Inspections	81.72	DB513050	Hwy Gradall/Badger

2016 BUDGET AMENDMENTS

Revenue	Appropriations
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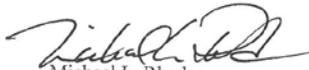
Motion was seconded by Supervisor Venesky.

Ayes – 5, Noes – 0, and Abstentions- 0. *Motion carried unanimously.*

### Bill Meyer – Vietnam Veteran Recognition

Supervisor Venesky introduced former Onondaga County Legislator, and our current Veterans Advocate Bill Meyer who was there to speak about Vietnam Veteran Recognition.

Bill Meyer said, the information that I have for this evening is informational only. There will be no voting. I put in front of you earlier today some information that came to the Supervisor's Office a few weeks ago that came from the Defense Department. A few years ago the United States Government formally started a process to recognize Vietnam Veterans. That process to contact 7 million veterans would obviously be a very difficult undertaking for the federal government, so they decided to reach out to community partners and they wanted to have a community based recognition. So under the direction of the Supervisor, I started contacting some of the Veterans organizations in town and they gave me a very enthusiastic response. So I just wanted to make sure that you had this information (as shown below). The organizations are in their process; notice they had to go through the same process that this body does in that they have to contact their executive committee, contact the members and decide what process they would like to go forward. They were very enthusiastic by having an opportunity to have this recognition. The recognition is a minimum of two times per year, three years, and they were emphatic that they preferred to have it at their post, rather than to have it here; they felt that they had an opportunity that way to reach the most number of veterans:

	<p>OFFICE OF THE DEPUTY CHIEF MANAGEMENT OFFICER 9010 DEFENSE PENTAGON WASHINGTON, DC 20301-9010</p>	<p>RECEIVED FEB 22 2016 TOWN OF CICERO SUPERVISOR'S OFFICE FEB 9 2016</p>
<p>The Honorable Jessica Zambrano Mayor of Cicero 8236 Brewerton Road Cicero, NY 13039</p>		
<p>Dear Mayor Zambrano:</p>		
<p>I write to invite you and the City of Cicero to join the more than 8,000 states, communities, businesses, and organizations who have become a Commemorative Partner for the 50<sup>th</sup> Anniversary of the Vietnam War. The Commemorative Partner Program assists in thanking our Vietnam Veterans and their families in their hometowns. We owe these Veterans a special debt of gratitude for their service during a turbulent time in our Nation's history, and our goal is to honor every Veteran, consistent with the primary objectives established by Congress for this Commemoration in Public Law 110-181. Just as we honored Veterans who served in World War I, World War II, and the Korean War, we are determined to thank and honor our Vietnam Veterans for their service, valor, and sacrifice more than 50 years ago.</p>		
<p>We would greatly appreciate your City joining us in this effort. The only requirement for a Commemorative Partner is to conduct at least two events per year through 2018, during which you take the opportunity to distinctly thank and honor our Vietnam Veterans and their families. The events can be as simple or as grand as you desire, and in conjunction with other events you've already planned. If your City participates in this program, the information on your events can be included on the Commemoration website (<a href="http://www.vietnamwar50th.com/">http://www.vietnamwar50th.com/</a>).</p>		
<p>The point of contact for the Commemorative Partner Program is Ms. Yvonne Schilz who can be reached at (703) 697-4919 or <a href="mailto:yvonne.e.schilz.civ@mail.mil">yvonne.e.schilz.civ@mail.mil</a>. Alternatively, you may also contact our Commemoration Director, Major General (Retired) James Jackson at (703) 697-4902, or <a href="mailto:james.t.jackson54.civ@mail.mil">james.t.jackson54.civ@mail.mil</a>.</p>		
<p>I appreciate your consideration in becoming a Commemorative Partner. Enclosed is information regarding the Commemoration. We look forward to the chance to work in close partnership with the City of Cicero to recognize the service, valor, and sacrifice of our Vietnam Veterans and their families.</p>		
<p>Thank you.</p>		
<p>Sincerely,</p>		
<p> Michael L. Rhodes Director</p>		
<p>Enclosure: As stated</p>		



## The United States of America Vietnam War Commemoration

*Join the Nation ... Thank a Vietnam Veteran!*

The 2008 National Defense Authorization Act (Public Law 110-181 § 598) empowers the Secretary of Defense to conduct a program on behalf of the nation that commemorates the 50th anniversary of the Vietnam War. This law also authorizes the Secretary to coordinate, support and facilitate federal, state and local government commemorative programs and activities. To that end, "The United States of America Vietnam War Commemoration" was formed.

By presidential proclamation on May 25, 2012, the Commemoration extends from Memorial Day 2012 through Veterans Day 2025. Congress articulated five objectives for this Commemoration:

1. To thank and honor veterans of the Vietnam War, including personnel who were held as prisoners of war, or listed as missing in action, for their service and sacrifice on behalf of the United States and to thank and honor the families of these veterans.
2. To highlight the service of the Armed Forces during the Vietnam War and the contributions of federal agencies and governmental and non-governmental organizations that served with, or in support of, the Armed Forces.
3. To pay tribute to the contributions made on the home front by the people of the United States during the Vietnam War.
4. To highlight the advances in technology, science, and medicine related to military research conducted during the Vietnam War.
5. To recognize the contributions and sacrifices made by the allies of the United States during the Vietnam War.

According to the Department of Veterans Affairs, 9 million Americans served on active duty in the U.S. Armed Forces during the period of the Vietnam War; approximately 7 million are living today. To reach these large numbers, the Commemoration has enlisted the assistance of many thousands of Commemorative Partner organizations at the local, state and national levels to conduct hometown-centric events and activities that thank and honor Vietnam veterans and their families in their local communities.

Join the nation, become a Commemorative Partner and thank a Vietnam veteran today! Apply online at [www.vietnamwar50th.com](http://www.vietnamwar50th.com), where visitors can find more information and enjoy photos, videos and compelling Commemoration stories.

Published: December 2015 [www.vietnamwar50th.com](http://www.vietnamwar50th.com)



## The United States of America Vietnam War Commemoration Commemorative Partner Program

The Commemorative Partner Program is an organizationally based, hometown-centric, veteran-focused program designed for federal, state and local organizations to assist a grateful nation in thanking and honoring our Vietnam veterans and their families where they live and work. It is the primary vehicle by which our nation thanks and honors our Vietnam veterans and their families. Commemorative Partners participate by planning and conducting events or activities that recognize Vietnam veterans and their families' service and sacrifice. Commemorative Partners must commit to conducting two events or activities each year for a three-year period.

Commemorative events and activities should be dignified, memorable occasions that show a sensitivity and appreciation for the solemnity of war, the losses suffered by many and the sacrifices of all who served. Events or activities should meet one or more of the congressionally articulated objectives (below) of the program, and as a minimum, with an emphasis on the first:

1. To thank and honor veterans of the Vietnam War, including personnel who were held as prisoners of war or listed as missing in action, for their service and sacrifice on behalf of the United States and to thank and honor the families of these veterans.
2. To highlight the service of the Armed Forces during the Vietnam War and the contributions of Federal agencies and governmental and non-governmental organizations that served with, or in support of, the Armed Forces.
3. To pay tribute to the contributions made on the home front by the people of the United States during the Vietnam War.
4. To highlight the advances in technology, science, and medicine related to military research conducted during the Vietnam War.
5. To recognize the contributions and sacrifices made by the allies of the United States during the Vietnam War.

*It costs nothing to become a Commemorative Partner.* Organizations simply submit a completed application and Statement of Understanding (SOU). To obtain an application, organizations can visit [www.vietnamwar50th.com](http://www.vietnamwar50th.com), then click on the Commemorative Partner Program tab for further information on how to apply. Once a completed application and SOU are submitted, the approval process should take no longer than 30 days. Partners are kept informed through electronic notifications. Once approved, organizations will receive a starter kit consisting of a Commemoration flag, Commemorative Partner certificate, and other materials. Additionally, they will have authorization to use The United States of America Vietnam War Commemoration Commemorative Partner seal for approved purposes and access to the Commemorative Partner Portal to order additional materials for events.

- For questions regarding the application process: [whs.vnwar50th\\_cpp@mail.mil](mailto:whs.vnwar50th_cpp@mail.mil)
- For online application forms:  
[www.vietnamwar50th.com/commemorative\\_partners/online\\_application\\_forms](http://www.vietnamwar50th.com/commemorative_partners/online_application_forms)
- To download printer-friendly application forms:  
[www.vietnamwar50th.com/commemorative\\_partners/application\\_forms](http://www.vietnamwar50th.com/commemorative_partners/application_forms)

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[www.vietnamwar50th.com](http://www.vietnamwar50th.com)



## Fact Sheet

The United States of America  
Vietnam War Commemoration

### Vietnam Veteran Lapel Pin

*... a lasting memento of the nation's thanks!*

- **Purpose:** To recognize, thank and honor United States military veterans who served during the Vietnam War period.
- **Eligibility:** Living United States veterans who served on active duty in the U.S. Armed Forces from November 1, 1955 to May 15, 1975, regardless of location, are eligible to receive one lapel pin.
- **Presentation:** These lapel pins will be presented in a dignified manner to each Vietnam veteran during public events held in their communities by Commemorative Partners. Accompanying remarks should reflect the nation's thanks for their service and sacrifice. In the rare instance when an honoree cannot attend a public event, the pin may be presented during a private ceremony.
- **Symbolism:**
  - **Eagle** - The eagle represents courage, honor and dedicated service to our nation. As one of the most recognizable and notable American symbols, it is emblazoned with distinction on numerous military insignia.
  - **Blue Circle** - The color blue matches the canton of the American flag and signifies vigilance, perseverance and justice. The circle shape and blue color also match the official seal of the Commemoration.
  - **Laurel Wreath** - A time-honored symbol representing victory, integrity and strength.
  - **Stripes** - The stripes behind the eagle represent the American flag.
  - **Stars** - The six stars represent the six allies who served, sacrificed and fought alongside one another: Australia, New Zealand, the Philippines, the Republic of Korea, Thailand, and the United States.
  - **Message** - "A Grateful Nation Thanks and Honors You" is embossed on the back, closest to the heart of the wearer, along with the Commemoration's name.



Current as of July 2015

[www.vietnamwar50th.com](http://www.vietnamwar50th.com)

Bill Meyer said, based on your input then there will be a resolution by this body to authorize the Supervisor to make a formal request to partner with the Federal Government for this Vietnam Era recognition.

Bill Meyer solicited any questions and encouraged anyone with future questions to contact him.

Councilor Cushman asked Bill Meyer if there was any kind of time frame as to when we have to do the approval and make that motion.

Bill Meyer said, there is not an exact time frame. However, from the time that this board decides to act until you get a formal conformation it takes a minimum of 30 days, which is going to fit pretty well with the organizations because based on their meeting schedule it would take that long anyways. Again, they were very enthusiastic that this was going to be an opportunity to host an event like this and they looked at it also as an opportunity to reach out to the Veterans community and to not only thank them for their service, but maybe even to broaden it. I think you will notice in some of the paperwork that the Federal Government had the intent not only to recognize the veterans themselves, but also their families and allies; they are particularly looking for the opportunity of the communities to customize it to meet their situation. So even though we have to follow some of the guidelines there is a great deal of latitude to fit the communities needs and desires.

Supervisor Venesky thanked Bill Meyer for everything he is doing for the Veterans in the Town of Cicero.

**Continuation of Public Hearing to consider District Zoning Changes  
for Comprehensive Plan Update**

Supervisor Venesky: We are now going to continue the public hearing to consider District Zone Changes for our Comprehensive Plan Update. Before we start, I'd just like to say that there is not a lot, but there is misinformation going around out there and some people who are spreading this misinformation, some whom may even be present tonight, are saying that the Town is looking to randomly change areas – that is the furthest thing from the truth. We are trying to take an organized approach to something that has not been tackled before in this town. As Bob Smith, our Planning Board Chair correctly presented to folks last week, the zoning has not kept pace with growth; there has not been a plan. So what we are trying to do is we are trying to formulate a plan in conjunction with the citizens in the Town of Cicero.

There's also some misinformation that if we proactively rezone areas in the Town of Cicero that we are going to force people to have to sell their homes in a cash only basis. Again, that is absolutely not true. I would invite everyone to do this, if there is any question as to what this board has to say or what we've said I would like you to read the minutes, and if there are any further questions I would invite you to call me, or any one of the staff here in the Town of Cicero; we will be as honest and forthright with you as we possibly can.

This is a continuation of the public hearing that was held on May 11, 2016 hearing to consider District Zone Changes for our Comprehensive Plan Update. Our primary interests are the Commercial Corridors going North on Route 11 from Route 31 to Brewerton, Route 31 between the Clay line and South Bay Road, and also a section of East Taft Road. No vote is going to be taken this evening. Post cards will be sent out. We did not postcard people yet because there were some additional things that had to happen, but they will be sent after this meeting. We will have public input from the properties going North on Route 11 from Route 31 to Brewerton at the June 8, 2016 meeting, and public input for the area on Route 31 between the Clay line and South Bay Road, and also a section of East Taft Rd. at the June 22, 2016 meeting.

Due to the number of folks that are here tonight and may want to speak, I would ask you to hold your comments of yay or nay to five minutes.

Supervisor Venesky reopened the public hearing at 6:41 p.m.

Speaking for – None

Speaking against –

Tim Murphy:

CICERO, N.Y. TOWN BOARD PUBLIC HEARING MAY 25, 2016  
Town-wide Zone Changes for High Density Housing and the Commercial Corridor

1. Maybe you need some errors and omission insurance with your arbitrary and capricious spot zoning. Impacted Cicero residents didn't get any notification of the added use (high density residential) to the regional commercial zone. It looks like you snuck it in and hoped that no one would see it when you used added a use instead of formally changing the zone designation. Both Noel Rd. and Lincoln Ave. have already suffered the economic impact on spot zoning (as you say of Lincoln Ave.) Why are existing Cicero residents not protected by our own zoning laws? Why change the zoning by adding residential use to that parcel and then increase non-conforming spot zoning. Under existing zoning, the parcel should be restricted to commercial use with acceptable buffering.

2. Why would the town add high-density residential use to the zoning code right before introducing a town-wide zone change in the form of an update to the Comprehensive Plan? If this is all about economic development for tax income, why add residential to a commercial zone making commercial traffic capacity for residential buildout, which will be contrary to your fiduciary responsibility?

3. Syracuse has a net population loss due to high taxes and regulations, who are we building these apartments for?

4. What do you mean "per parcel zoning doesn't work"? That's the way zoning has been managed in the past. So what if parcels have multiple zones? Isn't it arbitrary and capricious for the town to change all the zoning on Route 11 because they deem it a commercial corridor? This isn't an objective decision; it appears to be political and discretionary.

5. We have already heard the speech about needing economic development to increase tax income. High density housing will not meet this objective, it will cost the town in services provided to the increased population. With the increased demand on the town's finances, the hope for a new town hall may be lost in the budgetary adjustments necessary to support the increased population.

6. The Commercial Corridor zone change will help building developers, not the existing long-term residents. This is discriminatory zoning against current residents; it will increase costly sprawl; and infrastructure costs. It will make the suburbs ripe for change by mobility counselors whose goal is to diversify housing and add high density housing in suburban settings. This is in direct opposition to the Cicero Code Purpose for "orderly growth, protect and conserve the value of property, and to prevent overcrowding" Full build-out, as proposed in the Comprehensive Plan, is not what most residents want.

7. The Town of Cicero is geographically constrained by Oneida Lake, Cicero Swamp and Route 81. Why ignore the intersection capacity analysis and pedestrian demand assessment done by the NYS Dept. of Transportation? The accessibility of NYS complete street law from 2012 said we need to accommodate pedestrians, etc, and this heavily trafficked commercial corridor,



Supervisor Venesky: They are going to be sent out. And first of all, let me just clear the record Mrs. Boyke, we are holding public hearings so that the public is informed. We are publicizing it. We are going to postcard all of the properties and all of the surrounding properties of folks who are affected. For the life of me, I do not understand why you would say that we are not informing the public, because we are. I wasn't at that hearing, but I have in front of me Section 210-25 of Chapter 210 of Town Codes, and it seems pretty clear to me what was said. And certainly, anything that we do together as a town, as residents in the Town of Cicero, we are going to take into consideration all of the folks needs, and hopefully everything. That's why we have public hearings, so that people can let us know what needs to be addressed so that we don't miss something. But I have that in front of me, I read it today, I read it a couple of times, and I don't understand what your objection is to this.

Judy Boyke: You can't get a mortgage. All you can do is pay cash.

Supervisor Venesky: That is not true, Mrs. Boyke. I'm sorry.

Judy Boyke: Well, you can be sorry and I can be sorry. I know it because I've had it happen to me. I'm in the real estate business.

Supervisor Venesky: I understand that. I don't believe what you're saying is correct.

Judy Boyke: I'm not here to argue with you, I'm just stating what my facts are.

Judy Boyke: I would also like to know if someone would please let us know where we are with all of the reports going on for the sewers between here and Brewerton. There were several meetings. I was here for when Matt Driscoll was here, and he said once you get the engineering reports (and you said they were done), that there would be another informational, and he said it was feasible that you would get on the list, 'you' meaning 'the Town of Cicero', and it would at least three to four years before it would come to fruition. He said that, and I agree with him.

Supervisor Venesky: We are not ready yet to have a public hearing on sewers, but rest assured Mrs. Boyke, that we are working on obtaining financing and approvals to add 2.3miles of sewer line to Route 11 between the Twin Rinks and Orangeport Road. I think it's crucial to the future development to the Town of Cicero and to the residents. So, we are working on it, but we are not ready yet to have a public hearing and what we are doing about it yet. But yes, there have been quite a few meetings.

Judy Boyke: Why can't you just share the information that you have?

Supervisor Venesky: Well, because we are in the process of negotiation, and sometimes when you negotiate you don't let everything out, but your negotiating until you come up with it.

Judy Boyke: I know that.

Supervisor Venesky: Well then, you answered your own question.

Councilor Karp: Mrs. Boyke, did you say that 210-25 was not amended in 2011.

Judy Boyke: I just printed it off the website.

Councilor Karp: Okay. Did it say that it was not amended in 2011?

Judy Boyke: It says 'amended'.

Councilor Karp: Okay. I must have misheard you.

Supervisor Venesky asked if anyone else wanted to speak against.

Faye Gregory: I have a trust issue with this. I'm curious why the zone was changed across from Fairview to do this and now you are coming back with a Comprehensive Plan for other areas.

Supervisor Venesky: We didn't change zoning in one area. There was no spot zoning.

Faye Gregory: We are not talking about the same thing here. I guess that's what I am here to try and understand. Is it the same thing?

Bob Smith: A number of years ago the properties surrounding Faye's neighborhood was Agricultural. It was changed in at least two separate sections from Agricultural to Commercial, General Commercial, which allows a lot of uses. But, I think what you are saying is that he comes in and they apply for a Site Plan. We can't deny it if it meets the use, but I think what Faye is asking...I don't think any of these gentlemen were here, is why they did that.

Faye Gregory: No. No. No. Not because of that. What I am saying is did we not change the zoning over behind Sun Auto?

Bob Smith: No. That was changed years ago. Yes, it was.

Faye Gregory: If the apartments are made there what is that zone there for?

Bob Smith: It would be Commercial. But, I don't think you are going to see apartments, from what I understand.

Faye Gregory: Okay...oh, unfortunately.

Bob Smith: You're not going to like what I am hearing.

Faye Gregory: Probably not. It's probably an extension of an auto mall, or something worse. Why now is the County getting involved with the planning?

Supervisor Venesky: I asked them to. If the Town of Cicero is going to be eligible for County monies and Federal monies then we have to have a Comprehensive Plan. Quite frankly, we asked them to come in and take a look at our zoning. Those maps that you see there Ms. Gregory, those were done by the County. The County put a lot of hours into that.

Faye Gregory: I understand that. Does anybody have an idea of the time frame on this, from now until you start your plan?

Supervisor Venesky: Well, we have already started the plan. That's why we are here. After this meeting, postcards will go out to the residents. I would like to have folks who live on the Route 11 Corridor. I mean, look at the Route 11 Corridor. If you look at it it's already Commercial, we just have some areas that aren't.

Faye Gregory: I understand that. I know you are saying that you are trying to make this more 'business-friendly', but how is it going to make it more friendlier for the residents?

Supervisor Venesky: There are a couple of realities. You have to look at the realities of what we are trying to do. I won't pontificate, but I guess I am. The future of the Town of Cicero, tax wise, is not good for any of us, and I live here, unless we make some changes. If you take a look at the Route 11 Corridor from Route 31 to the hamlet of Brewerton, there is very little residential; there's one residential neighborhood there. But the reality of the fact is when I look at the tax situation here, as compared to the Town of Clay, for example, I look at my cost to serve. What is my cost, my cost because I take ownership of this enterprise, what is our cost to provide the residents with snowplowing, with police protection, with road repair, with dog licenses, with assessments and all the things that the good people in this town do for us, right? Because we work for you. Our cost to serve is roughly double to our neighbors in the Town of Clay. So if you take a look at the tax dollar, you are giving the Town of Cicero somewhere between 12/14 cents out of that dollar; the rest goes to the school district, the other portion goes to the County, County Sewer and all that stuff. If you compare that to the Town of Clay, which I think is a very well run town, their cost to serve is about 7 cents to the tax payer. Why is that? Why is that, because in my opinion if you take a ride down Route 31 and you look at Great Northern Mall, you look at the restaurants, you look at the hotels, you look at the bookstores, you look at the brand new Ford dealership being built there, they pay huge money into the coffers of the Town of Clay so they can provide those services at less cost to the taxpayer. Because the Town of Cicero has focused on being a 'bedroom' community and maybe that was design...I don't think so. I don't think it was all by design. And also, because we didn't have an organized approach to zoning, to business growth...and I'm not saying that past administrations were bad, and all that kind of stuff, I'm just saying that right now, at this point and time, we are in a better position to have a more organized, long-term approach to what our community is going to look like.

Faye Gregory: So are you saying that you will be using Clay as a model?

Supervisor Venesky: I look at all successful enterprises. I benchmark our town against other towns that are doing well and I'm saying, 'Why are they doing better than we are? What can we do better? How can improve our prostheses? How can we lower our costs? How can we continue to provide good service to each other because that's what it is, at a reasonable cost?' So I look at all those things, yes I do.

Faye Gregory: Some of the business people here don't always follow by your codes, so will there be more accountability for these people that come in, if they are not following by code?

Supervisor Venesky: Yes. What I found is, when we look at codes, part of the problem here in the Town of Cicero is we haven't done a good job of letting people know what those codes are. So when we have businesses who want to come into the Town of Cicero now, or who are interested in locating in the Town of Cicero the approach of this Codes department, this Planning Board, and this Town Board is that we are going to walk you through. We are going to make sure that you understand what the requirements are. We are going to work with you. It's not a punitive thing, we want to help people; we want to make this a very attractive community for business without infringing on the quality of life in our neighborhoods. Now, are some things going to change? Yes, they are. Can we manage them? Well, we are going to do our best to do it, case and point: the racetrack that is being built by Mr. Donnelly and his investors in the Town of Hastings. We are going to be affected in October, by 20,000 people a day attending an event that has not happened before. He is going to have a Labor Day race. He is going to bring the Indy Cars in for an event. He is going to have the American Motorcycle Association, who is going to have two national events here. Is it going to change the quality of life? Yes, it is. And that's why we try to be proactive. That's why I had New York State Commissioner Driscoll here; he sat in this office, he sat in this building just two weeks ago, and we reviewed the problem with him personally. So we are trying to manage the issues. We are trying to do it in an intelligent way that will best serve all of us together, because I live here with you. We all live in the Town of Cicero.

Faye Gregory: But are we prepared for those 20,000 people?

Supervisor Venesky: We are going to try to get prepared. We are going to have a meeting in June with David Smith, who was just hired by Matt Driscoll; he is the Assistant Regional Director. We are going to have another meeting with the police department, our fire departments and our EMTs (Emergency Medical Technicians). We are going to try to manage this. It's not going to be perfect right away, but we are going to manage it the best we can. We are being proactive about it; we're not going to wait until things screw up and then point fingers. I'm not into pointing fingers; I'm into results and making things happen.

Supervisor Venesky asked Bob Smith if he would like to add anything.

Bob Smith: About 210 (Section Chapter 210-25 (B)(2) of the Town Code), I also have sold real estate for a few years and it has been a problem. [Chapter] 210, which isn't part of this zoning code, or anything, 210 basically covers if a house burns down or damaged it can be rebuilt. The issue did come about because of the mortgage, as Mrs. Boyke pointed out. The problem is when you have a building that's in a district where it doesn't belong. What was happening is the building would burn down, and generally in most cases the bank owns the majority of the building, and the reason the banks were having an issue with it is if you needed to rebuild that exact house you would come in here and get a building permit, but the Codes office couldn't issue it because it's a non-conforming use. Truthfully, there are not a lot of them along the areas that the Board is looking at; it is a bigger problem throughout the town. Our code is a little antiquated. Personally, I applaud you guys for trying to tackle it. You take *Agriculture Use*, and this is what is going to impact exactly what Mrs. Boyke is talking about, *Agricultural Use* has two uses under the Code; it's black and white (and it is on the website by the way): *Agricultural Use* in second one-family dwelling. You get done with that, the next thing the Codes Office has to look at is the area requirements; it's where you got a Variance, you got to go through ZBAs (Zoning Board of Appeals). The first line: Residential Use in an Agricultural District requires a minimal 1 acre. I'm not picking on them, but there is a whole stretch of Lakeshore Road that is zoned Agricultural. Those lots are ¼ acre lots; they are about 100 to 150 feet deep. So you are Lakeshore Road and you want to sell your house sitting in an Agricultural Zone; it gets complicated. I happen to work at a business, also, that trains appraisers. The appraisers are being forced to check the zoning; it's online now and it makes it a lot easier. Back in the old days where we didn't have easy access to this stuff, things went through the fence. So, we list the house, no matter who it is on Lakeshore Road, we sell the house. Depending on which appraiser goes out, the appraiser goes out and appraises the house and says, 'It's in an Agricultural Zone'. They go to the internet, the next thing they look at, because that's their business, they look at the area requirements; this thing sits on ¼ acre where the zoning requires an acre – we are not even

talking about redoing these. The bank says, "What if the house burns down?" That's what Mrs. Boyke is referring to, I believe. If the house burns down, the bank's question is, "How do we rebuild it, because it's a Non-conforming Use?" That's what this Section 210 was; to offer some relief. That's not to say that there aren't banks out there right now, with the current atmosphere, they don't care if we have Chapter 210-25, they are not going to mortgage a property because the zoning doesn't protect their investment. Mrs. Boyke is right, that's another issue, and I don't know if this board has addressed it, but we have bigger problems with that section on a lot more roads in this town because most of the properties that you have discussed are thankfully zoned, by and large, to what you are speaking of. So, when we talk about post carding and stuff, and all due respect, just so everyone understands, the last time we had the public meeting we weren't absolutely clear on where the areas were that the Board was talking about, exactly. I think there has been some discussion now, and they know exactly what we are looking to talk about. Talking about property values, people should understand there's more than just...you have a post-war cape up on Route 11, probably built in the 40s or the 50s, nice property. Route 11 has changed dramatically, and where a change in the zoning helps the property owners, which I don't think anyone here wants to hurt them, where it helps them: you're living in it, you have lived there for 30 or 40 years, and you're in the Cape right on Route 11, and now you want to move. You go to sell your house...they don't care what your zoning law says. The property values, your first business market is going to be families or somebody who is starting out that wants to buy your house. I don't know, but I haven't run into many people who say buying a house, on the same highway with a major tourist attraction coming up the road, and I can't get out of my driveway. There are a lot of choices; that's going to make it tough. You're next biggest market for those homes, and you can see it if you go South of Town Hall, there's a lot of four cases right on Bear Road; a pizza shop, one was an antique dealership, a real estate company, and I think a real estate company. But anyway, all four of those houses don't have Residential Use. They were listed at various times; they could not find a residential buyer. That's realty, that's not a zoning law. That reality is what's happening on Route 11 is growing up this way. Sometimes there is no rhyme or reason it seems, but it's there. So your next biggest market is to sell your post-war cape because it's going to be in the commercial market, because you are surrounded by it. If anything, you want to sell your house, but if it's not zoned appropriately you are also going to lose that market. You're going to take a hit as a property owner in the fact that the use has changed, the traffic has changed, so your next biggest market would be to sell it to somebody who wants to build commercial. If you come in, and you take a purchase offer on your home, what they are going to say is, "We want come in, and check it. We want to make sure that we can use it." They are going to come in, the first thing they are going to be told by Codes is it's not zoned appropriately, it's Agricultural; which is most of what this is, and not Residential. It's Agricultural, so you're going to need to change your zoning. It's happening right up the street. The house is about to go on the market, the Developer called and asked me, "Can I change the zoning. It's Agricultural?" It's \$1,725 dollars to walk in and start the discussion. Plus, you have to get engineering, you're going to have to have a survey, you're going to end up with your costs for a Developer to turn a Non-conforming Use into an appropriately used piece of property. It's probably going to run, at least, five to ten thousand dollars. Where do you think the Developer is going to take that money? They are going to take it off of the purchase price of the house that was a non-conforming use that they had to get rezoned so they could get use out of it. If you want to protect your property values one of the best markets when you are in a Commercial corridor is to have it appropriately zoned so somebody purchases it, they can open a beauty shop, or something like that. It's a double-edged sword, yes. You have a post-war house and you're going to put it on the market...and lots of nice homes in this circumstance, but if it's not zoned appropriately it is going to affect your property values. And no matter what we say about zoning, most of the viable uses for these properties is determined by what's going on around them and we can't ignore it. You can't have a house...the pizza shop down here, can you imagine trying to sell that to someone to live in it? The only way you are going to sell it is to take a beating on the price, and if you want to sell it to a commercial enterprise and it's not zoned appropriately you are going to take a beating out of the price. When you go for a zone change it's discretionary, somebody stands up and says, "Oh well, this is spot zoning, and I don't like it". Because it's one parcel, the Town Board has got to defend that. Many town boards will just say it's not worth it and they walk away from it, plus the expense. What this Town Board is trying to do is take a look at what we have in reality, not particularly what we want, but it's what we have and try to make it the best so that we have the property values in place, and that it's zoned appropriately for the uses that we have it. I mean, you just can't change them. We are not talking about residential neighborhoods, those are already zoned. It is a service to the community because you are protecting the property values. I mean, that's all just common sense. I don't care what the Code says - it's common sense. People don't want to live on a commercial corridor and raise their kids.

Judy Boyke: It's true Bob. It's too late for the people who still live there now and their age has put them up into a situation where commercial is going up all around them. How are you getting to put commercial in there when they are on septic? Yes, we've talked about sewer; it's down the road, we all know that.

Bob Smith: Where are they? They are in a bad spot, and if their properties are not properly zoned they are going to take it from both markets that they can sell their house to; they are going to take a reduction from the homeowner for residential, and they are going to take it from a commercial developer; it's unbelievable.

Supervisor Venesky: Chairman Smith, thank you very much. I think you helped us a lot here. It sounds like we are getting into an individual contest, and I don't want to go there.

Supervisor Venesky asked if there was anyone else wanted to speak. There was no one.

Supervisor Venesky: We are not going to close the public hearing at this time. We will continue the public hearing and allow public input, along with Board discussion at the next two (2) Town Board meetings, scheduled for June 8<sup>th</sup> & June 22<sup>nd</sup>, 2016. Therefore, I make a motion to adjourn the public hearing until June 8, 2016. Motion was seconded by Councilor Karp.

Supervisor Venesky solicited any Board discussion.

Councilor Becallo: In response to Chairman Smith, the expense of changing the zone, the Town should look at reducing the fee. As you know my motto, reducing the fee of getting the zone changed. The other point was with the Board, as you know I don't praise many people very often, but I have to praise this board. The fact that I do believe a couple of years ago this would have been shoved through pretty quickly, at one meeting; we have kept this open, so I commend this Board for listening and keeping it open as long as you have.

Ayes – 5, Noes – 0, and Abstentions- 0. *Motion carried unanimously.*

#### **Set Public Hearing Date – New Local Law**

Councilor Becallo moved for the adoption of a resolution to set a Public Hearing for June 8, 2016 commencing at 6:30 p.m. local time to consider regulating the placement of Portable Private Basketball/Recreational Equipment from obstructing roadways within the Town. Motion was seconded by Councilor Karp.

Ayes – 5, Noes – 0, and Abstentions- 0. *Motion carried unanimously.*

#### **Personnel**

##### **Highway Department:**

Councilor Conway moved for the adoption of a resolution to approve the following individuals for Highway Department summer help at a pay rate of \$12.00/hour, effective June 6, 2016, for 10 weeks, Monday through Thursday 6:00 a.m.-4:00 p.m.:

- Ben Mayers
- Collin Emmulat
- Michael Krick

Supervisor Venesky: I would like to just correct that. That will be 10 hour days Monday through Thursday and no overtime would be paid to those employees. Motion was seconded by Councilor Cushman.

Ayes – 5, Noes – 0, and Abstentions- 0. *Motion carried unanimously.*

##### **Parks and Recreation Department:**

###### **A. Appointments**

Councilor Karp moved for the adoption of a resolution to appoint the following individuals:

- Brittany Parody, as Recreation Attendant, at a pay rate of \$10.00/hour effective 6/20/2016
- Sarah Downum, as Recreation Attendant, at a pay rate of \$10.00/hour effective 6/22/2016
- Greg Collins and Michael Gorney as Lifeguards, at a pay rate of \$10.00/hour effective 6/5/2016
- Michael Gorney, as Lifeguard, at a pay rate of \$10.00/hour effective June 5, 2016
- Devyn Pryor, as Assistant Swimming Facilities Manager, at a pay rate of \$14.50/hour effective June 5, 2016

Motion was seconded by Councilor Cushman.

Ayes – 5, Noes – 0, and Abstentions- 0. *Motion carried unanimously.*

**B. Pay rate change for Adam Gates, Swimming Facilities Manager**

Councilor Karp moved for the adoption of a resolution to approve the change of rate pay for Adam Gates, Swimming Facilities Manager to \$15.50/hour. Motion was seconded by Supervisor Venesky.

Supervisor Venesky solicited any Board discussion.

Councilor Becallo: What was it before?

Supervisor Venesky explained that because Adam Gates was going to be the Manager and will be overseeing and mentoring the other folks it was decided he would make, and he wanted to make, an additional dollar an hour because he is certified.

Ayes – 5, Noes – 0, and Abstentions- 0. *Motion carried unanimously.*

**Standard Work Day – NYS Local Retirement System**

Councilor Cushman moved for the adoption of a resolution that the Town of Cicero hereby establishes the following standard work days for these titles and will report the officials to the New York State and Local Retirement System based on time keeping system records or their record of activities.

Title	Standard Work Day (Hrs/day) Min. 6 hrs Max. 8 hrs	Name (First and Last)	Social Security Number (Last 4 digits)	Registration Number	Tier 1 (Check only if member is in Tier 1)	Current Term Begin & End Dates (mm/dd/yy-mm/dd/yy)	Record of Activities Result*	Not Submitted (Check only if official did not submit their Record of Activities)
<b>Elected Officials</b>								
Town Supervisor	8	Mark Venesky	[REDACTED]	[REDACTED]	<input type="checkbox"/>	01/01/16-12/31/17	26.23	<input type="checkbox"/>
Town Clerk	8	Tracy Cosilmon	[REDACTED]	[REDACTED]	<input type="checkbox"/>	01/01/16-12/31/17	20.35	<input type="checkbox"/>
Tax Receiver	8	Sharon Edick	[REDACTED]	[REDACTED]	<input type="checkbox"/>	01/01/14-12/31/17	22.30	<input type="checkbox"/>
<b>Appointed Officials</b>								
					<input type="checkbox"/>			<input type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>
<b>Elected Officials</b>								
Highway Superintendent	8	Christopher Wiaznica	[REDACTED]	[REDACTED]	<input type="checkbox"/>	01/01/16-12/31/17	23.11	<input type="checkbox"/>
Town Justice	8	Douglas DeMarche Jr.	[REDACTED]	[REDACTED]	<input type="checkbox"/>	01/01/15-12/31/18	5.62	<input type="checkbox"/>
Town Justice	8	David Bruffett Jr.	[REDACTED]	[REDACTED]	<input type="checkbox"/>	01/01/13-12/31/16	5.48	<input type="checkbox"/>
Town Board	8	Jonathan Karp	[REDACTED]	[REDACTED]	<input type="checkbox"/>	01/01/16-12/31/16	3.69	<input type="checkbox"/>

Tracy Cosilmon: It is an annual work day resolution that is required by New York State Retirement. The newly elected officials, they have amended the resolution so that it does not have to include appointed positions, so this is anyone that does not actually do the time sheets. We have to, by law, for the first three months, we have to keep track of what our hours are here. They are calculated in the Comptroller’s Office; she does a formulation that does this and we have to report to the New York State Retirement so that we qualify for the New York State Retirement.

Motion was seconded by Councilor Conway.

Ayes – 3, Noes – 0, and Abstentions- 2. *Motion carried.* Supervisor Venesky and Councilor Karp abstaining.

**Drainage – Award Contract for the 2016 Maintenance of Drainage Facilities**

Councilor Becallo moved for the adoption of a resolution awarding the 2016 Contract for the Maintenance of Drainage Facilities to LaFleur Constructors, Inc. for a total of \$197,450.00. The Contract period for this work shall begin upon execution of this Contract and continue through December 31, 2016, and thereafter on a yearly basis for up to four (4) additional years unless terminated by either party thirty (30) days after notifying the other party in writing. Motion was seconded by Councilor Karp.

Supervisor Venesky: This agenda item was deferred from the May 11<sup>th</sup> meeting. Sealed bids were received for Drainage Maintenance and Improvements on May 2, 2016. This project includes repair and maintenance work as may be required of drainage facilities generally

consisting of rear yard swales, channels, stormwater management areas and related appurtenances of the various Drainage Districts of the Town of Cicero. There were four bidders. The low bid of \$197,450.00 was submitted by LaFleur Constructors, Inc. O'Brien & Gere submitted a letter dated May 3, 2016. The letter states that O'Brien & Gere has reviewed LaFleur Constructors, Inc.'s experience and qualifications and based on their knowledge and experience, LaFleur Constructors, Inc. is a quality Contractor who has completed a number of successful projects of similar work for the Town and for other local municipalities. Based on their findings O'Brien & Gere saw no reason for the Town not to award the Contract to LaFleur.

**BIDDER LIST:**  
**TIME OF BID:** The Cicero Town Board received sealed bids on May 2, 2016 at 11:00 a.m., at the Cicero Town Hall, 8236 Brewerton Road, Cicero, NY

**AD ISSUED:**  
 Sealed bids for the construction of the Drainage Maintenance and Improvements will be received at the office of the Town Clerk, Town of Cicero, 8236 Brewerton Road, Cicero, New York, 13039, until 11:00 a.m., Local Time, May 2, 2016 and there at said office at said time publicly opened and read aloud.

This project includes repair and maintenance work as may be required of drainage facilities generally consisting of rear yard swales, channels, stormwater management areas and related appurtenances of the various Drainage Districts of the Town of Cicero, Onondaga County, New York. The Contract period for this work shall begin upon execution of this Contract and continue through December 31, 2016 and thereafter on a yearly basis for up to four (4) additional years unless terminated by either party thirty (30) days after notifying the other party in writing.

The Contract Documents may be obtained only from Plan & Print Systems, Inc., 6160 Eastern Avenue, Syracuse, New York 13211, phone number 1-800-924-5145, fax number (315) 463-1510 upon payment of a non-refundable amount of \$45 per set. Checks shall be made payable to the Town of Cicero. Cash will not be accepted as a deposit for the Contract Documents.

Contract Documents are available for searching and viewing at [www.planandprint.com](http://www.planandprint.com). Click on the Plan Well logo, then click Go under Public Plan Room.

Bidding Documents may be picked up at Plan and Print Systems, M-F -8:30 to 5:00, or be delivered via UPS or FedEx upon request to Plan and Print Systems. Plans may be shipped to the bidder upon receipt of an additional non-refundable freight charge of \$35 payable to Plan and Print Systems by separate check or money order. Bidder has the option to provide Plan and Print Systems with Bidders UPS or FedEx shipping account number to expedite the delivery of the documents.

Copies of the above described Contract Documents may also be examined at no expense at the Town of Cicero, 8236 Brewerton Road, Cicero, New York, 13039.

The Owner is exempt from the payment of sales and compensating use taxes of the State of New York and of cities and counties on all materials, equipment and supplies sold to the Owner pursuant to this Contract. Also exempt from such taxes are purchases by the Contractor and his Subcontractors of materials, equipment and supplies to be sold to the Owner pursuant to this Contract, including tangible personal property to be incorporated in any structure, building or other real property forming part of the Project. These taxes are not to be included in the Bid.

Each Bid must be accompanied by cash, certified check, cashier's 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.

<u>BIDDERS</u>	<u>DATE REC'VD</u>	<u>BID BONDS</u>	<u>BID AMOUNT</u>
1. C. Mattes, Inc. 6351 South Bay Rd. Cicero, NY 13039	5/2/16 10:14 a.m.	5%	\$217,484.80
2. D.E. Tarolli, Inc. 6602 Herman Rd. Warners, NY 13164	5/2/16 10:30 a.m.	5%	\$272,880.00
3. L.P. Trucking & Excavating, Inc. Louise D. & Pete Schipano I 8290 Gore Road Rome, NY 13440	5/2/16 10:37 a.m.	5%	\$245,760.00
4. LaFleur Constructors, Inc. 6814 Kingdom Road Memphis, NY 13112	5/2/16 10:44 a.m.	5%	\$197,450.00

Supervisor Venesky solicited any further Board discussion. There was none.

Ayes – 5, Noes – 0, and Abstentions- 0. *Motion carried unanimously.*

**Highway Department**

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

- \$5,000.00 to Sunnycrest Inc. for twelve (12) 2x2x2 and two (2) 2x2x4 catch basins
- \$9,809.00 to Elderlee Inc. for the replacement of a failed guiderail on Superior/Michigan Ave.

Supervisor Venesky solicited any Board discussion. There was none.

Ayes – 5, Noes – 0, and Abstentions- 0. *Motion carried unanimously.*

**Parks and Recreation Department**

Councilor Karp moved for the adoption of a resolution to approve the following:

- Accept a \$200.00 donation from Northern Onondaga Public Library for a movie licensing sponsorship as part of the Town's movie series
- Send to County Auction (1) Giant Vac walk behind mower 36" purchased in 1996, and (1) Leaf Vacuum purchased in 2002

Motion was seconded by Councilor Cushman.

Supervisor Venesky solicited any Board discussion. There was none.

Ayes – 5, Noes – 0, and Abstentions- 0. *Motion carried unanimously.*

**Recognition of Police Chief, Joseph Snell**

Supervisor Venesky: One of the things that I have learned in my life is that you are only as good as your people. I can tell you, after having the privilege of being the Supervisor here for 5 1/2 months that we have a terrific amount of talent and some very good people who work for the Town of Cicero. I would like to recognize our Chief Snell. Chief Snell not only does a job mentoring and training his officers, and working with people in his community, but he was selected as the Adjunct Professor of the Year for Keuka College. That's quite an achievement, and we just wanted to recognize you for a job well done.

**Public Input**

Ray Schader asked if there was a list for the drainage work that LaFleur was getting paid \$197,000 for.

Steve Snell said there is no list. He explained that the \$197,000 is basically the amount of labor and equipment; time and material. The contract is good for the first year. The Town would have to approve it next year to continue that for the following year.

Ray Schader replied, but we are going to pay them \$197,000.00.

Steve Snell replied, not necessarily. It's only what the Board authorizes.

Ray Schader asked how LaFleur knew how to bid \$197,000 when he doesn't know what he has to do.

Steve Snell explained that LaFleur would provide estimates to the Board to review.

Councilor Becallo: Yesterday, I was doing door-to-door over at Williamson Parkway, and I came across Dewey's [Dewey Schryver] lake in the back yard. I know that you were given an email. I just wanted to make sure that we are looking into addressing that, in a way.

Supervisor Venesky: We are looking at it. We are also looking at having a meeting with the Department of Environmental Conservation (DEC). Some of that area back there has been declared as wetland and we are not allowed to do anything, but I am not going to say anymore until we have the DEC folks...we have asked for a meeting here, with the DEC. We are on it Dewey, and I understand your concerns. We may have our hands tied by the Department of Environmental Conservation, so we have called for a meeting.

Dewey Schryver: It's not just me. I have eight residents that are suffering from this problem; it's a serious problem back there. I know our Drainage Commissioner here, he said didn't know what to do about it, and I guess the Town Engineer, according to him the Town Engineer didn't know what to do about it. If it were me, I would get somebody that does know what to do.

Supervisor Venesky: I looked at your property. We've looked at it. We have also looked to see if there is some sort of obstruction in the Town of Clay, because that whole area drains down through, under the Caughdenoy Bridge, into the Town of Clay. We felt it prudent that we bring in DEC to look at this and to help us with it. Honestly, I don't have all the answers, so we are calling in people to help.

Dewey Schryver: I have been going through this probably for 20 years, and all we get is 'were trying'.

Supervisor Venesky: Well, we are trying to do something about it.

Dewey Schryver: All I get is, 'We're trying.'

Supervisor Venesky: You know what, I don't know who else who has called a meeting with the DEC on your behalf, but we have. We are trying to do something. I can't always give you the answer that you want to hear, but we are trying to come up with something, or at least an understanding. But, I have seen your property up in there. You've shown it to me and thank you for that.

Dewey Schryver: You haven't seen it this year, it gets worse every year. You didn't see it. I can't use my backyard now, and neither can some of the other neighbors. We have one neighbor that has probably close to a foot of water within 10 feet of his house.

Councilor Cushman: I looked at it myself. He has got one neighbor that has cattails growing right up to the wall for his back of his building. The entire backyard is cattails.

Supervisor Venesky: I think Richard Hooper is taking the lead on that. So you'll coordinate that meeting and we'll be there on that.

Richard Hooper: Steve Snell actually is contacting the DEC, and hopefully we will be invited to that meeting.

Steve Snell: I have been in contact with the DEC; it's an entirely regulated area. There's nothing back there that the Town can go ahead and do. It could be beavers back in there; I mean there could be other issues going on. The first step is to meet with the DEC and find out what they can offer; that's the starting point.

Councilor Cushman: And all of the homeowners would be invited to that meeting?

Dewey Schryver: My house, and other houses, probably you couldn't sell today because of the situation that's there.

Supervisor Venesky: We're bringing them in Dewey. We've asked them to come in. They are the governing body and they are telling us, to Steve's point, that the Town is not legally able to do anything, so we brought them in to look at it. Actually, we've invited them in. Once we have the meeting with them certainly I will carry your cause to them, and I know you will. But that's the reality of it. That's where we are.

Dewey Schryver: And when do you expect this will happen?

Supervisor Venesky asked Councilor Cushman or Steve Snell if they knew when.

Steve Snell said the DEC will coordinate who the appropriate persons are, when they're available, or arrange a meeting.

Dewey Schryver: All of these people we are talking about can't use part of their yard because it's too wet; there's water on it.

Supervisor Venesky: I will say it one only more time, we are not legally allowed to do anything to that property, by law. So we have invited, and thank you Steve for taking the point on that to make the connections, the Department of Environmental Conservation; a representative to come and actually look and talk to us about what remedies might be available because we as a town legally allowed to do anything. So on your behalf, and on the behalf of those residents and your neighbors, we have taken that step to do that. But I cannot tell you what the outcome might be.

Ken Barber: This is my first time here as a resident, of about 40 years, to bring up a problem. We are a family. We are among those who Dewey recognized as having a serious problem not being able to use our land. I can't mow the back one-third of my lawn, and others on both sides are the same way. Is there a way, within the bounds of this town government, of getting something moved upon soon? Its darn near...you've got an emergency situation, and we would respect you and the others of the Board that it be given its proper place as far as what is needed to get the situation under control. It is not under control now. Thank you for hearing me. We are crying out for help.

Supervisor Venesky told Steve Snell if we need to put something on official letterhead to get the DEC here, we will get them here as fast as we can.

Supervisor Venesky promised Ken Barber he would do his best, every day and thanked him.

**Adjournment**

Supervisor Venesky made a motion to adjourn the Town Board meeting.

Motion was seconded by Councilor Karp.

Ayes – 5, Noes – 0, and Abstentions- 0. *Motion carried unanimously.*

There being no further business before the Board the meeting was adjourned at 7:36 p.m.

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Tracy M. Cosilmon  
Cicero Town Clerk