

At 7:00 p.m. Supervisor Webb A. Stevens called to order the meeting of the Spafford Town Board. Councilors Bill Vinzant, Richard Fesko, Ken Lieberman, and Merrill Clark were present. Highway Superintendent Carl Wiers, Accountant Thomas Chartrand and Town Clerk Lisa Valletta were also present.

HIGHWAY SUPERINTENDENT’S REPORT

- A wheel fell off one of the new trucks – not driver error. The rim and tire came off completely, the studs weren’t seated properly. The repair is covered under the warranty.
- Earth Day is April 28, will the Town of Spafford be participating?

RESOLUTION 29-2007

Earth Day

On a motion by Councilor Clark, seconded by Councilor Lieberman the following resolution was PASSED
AYES – 5 Stevens, Vinzant, Fesko, Lieberman, Clark
NAYS – 0

Resolved to allow a Town of Spafford Highway employee to use one Town of Spafford Highway truck to transport trash collected on Earth Day to the O.C.R.R.A. facility.

A motion to accept the Highway Superintendent’s Report was made by Councilor Vinzant, seconded by Councilor Lieberman. The motion PASSED. AYES – 5, NAYS – 0.

FEBRUARY 8 & FEBRUARY 15 MINUTES

A motion to accept the minutes of the February 8 regular meeting and the February 15 special meeting as submitted by the Town Clerk was made by Councilor Vinzant, seconded by Councilor Clark. The motion PASSED. AYES – 5, NAYS – 0.

RESOLUTION 30-2007

Audit of Claims

On a motion by Councilor Fesko, seconded by Councilor Lieberman the following resolution was PASSED
AYES – 5 Stevens, Vinzant, Fesko, Lieberman, Clark
NAYS – 0

Resolved the bills on Abstract #3, be paid in the following amounts:

General Fund	#65 through # 93	\$15,726.40
Highway Fund	#27 through # 46	\$52,766.09

(Highway Fund includes Machinery & Snow bills when applicable).

RESOLUTION 31-2007

Water District Expenses

On a motion by Councilor Fesko, seconded by Councilor Lieberman the following resolution was PASSED
AYES – 5 Stevens, Vinzant, Fesko, Lieberman, Clark
NAYS – 0

Resolved subject to approval by the Town Board of Marcellus and the Town Board of Otisco the bills in relation to the establishment of the Spafford Area Water District are to be paid in the following amounts:

Capital Fund	#11 through #16	\$204,105.19
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TOWN SUPERVISOR’S MONTHLY REPORT & STATEMENT

Accountant Thomas Chartrand reviewed the February 2007 Town Supervisor’s Report. Mr. Chartrand explained the General Fund General Abstract #2 is the Fire District portion of the collected taxes. Highway Fund Highway Abstract #2 is the new equipment purchase. Expenses related to the water district are shown in Capital Development, Abstract #2.

RESOLUTION 32-2007

Budget Transfers

On a motion by Councilor Vinzant, seconded by Councilor Fesko the following resolution was PASSED AYES – 5 Stevens, Vinzant, Fesko, Lieberman, Clark
NAYS – 0

Resolved to approve the following budget transfer:

GENERAL FUND			
From	A599	Surplus, 2006	\$20,000.00
			<u>\$20,000.00</u>
To	A5132.2	Garage, Equipment	<u>20,000.00</u>
			<u>\$20,000.00</u>

TOWN SUPERVISOR’S MONTHLY REPORT & STATEMENT

A motion to accept the Town Supervisor’s Monthly Reports & Statement as presented was made by Councilor Clark, seconded by Councilor Lieberman. The motion PASSED. AYES – 5, NAYS – 0.

TOWN CLERK’S REPORT

A motion to accept the Town Clerk’s February 2007 Cash Report as presented was made by Councilor Fesko, seconded by Councilor Vinzant. The motion PASSED. AYES – 5, NAYS – 0.

Mr. Chartrand informed the Board that the Annual Financial Statement for the fiscal year 2006 has been completed and filed with the State. A copy has been delivered to the Town Clerk and will be available for review.

RESOLUTION 33-2007

Appleton Disposal Bill

On a motion by Councilor Lieberman, seconded by Councilor Vinzant the following resolution was PASSED AYES – 5 Stevens, Vinzant, Fesko, Lieberman, Clark
NAYS – 0

Resolved to pay the bill submitted by Appleton Disposal after the Town Clerk has verified the correct amount with Appleton Disposal.

WIRTH SPECIAL PERMIT

Town Clerk Lisa Valletta explained the Zoning Board of Appeals has issued a Special Permit to Brad and Lisa Wirth. The wording of the permit is as follows:

Pursuant to the approval of the Town of Spafford Zoning Board of Appeals, which approval

was granted at a special meeting of the Town of Spafford Zoning Board of Appeals, held on the 6th day of March, 2007, permission is hereby granted to the Applicant, effective upon the mutual execution of this Permit, to utilize the parking structure located on certain premises in the Town of Spafford, owned by the Applicant, which premises are located at Lot No. 10 Red Tail Lane, Skaneateles, New York.

This Permit shall become effective upon the satisfaction of the following conditions;

1. The Applicant must obtain from the Zoning Board of Appeals variances from the Town of Spafford Zoning Ordinance’s side yard setback requirements for a secondary structure.

2. if the Applicant withdraws its application for the aforementioned variances, or the Zoning Board of Appeals otherwise denies the Applicant’s request for the aforementioned variances, the Applicant must alter the dimensions of the parking structure such that it complies with the Zoning Ordinance’s side yard setback requirements for a secondary structure.

The Applicant, by the acceptance of this Special Permit, agrees to all of the above terms and conditions; and in the event the Applicant shall fail for any reason to perform any of the said terms and conditions, said permit shall be revoked.

RESOLUTION 34-2007

Wirth Special Permit

On a motion by Councilor Vinzant, seconded by Councilor Lieberman the following resolution was PASSED AYES – 5 Stevens, Vinzant, Fesko, Lieberman, Clark NAYS – 0

Resolved to authorize Town Clerk Lisa Valletta to sign the Special Permit on behalf of the Town of Spafford.

RESOLUTION 35-2007

New York State Town Clerk Association Annual Conference

On a motion by Councilor Lieberman, seconded by Councilor Vinzant the following resolution was PASSED AYES – 5 Stevens, Vinzant, Fesko, Lieberman, Clark NAYS – 0

Resolved to pay General Fund voucher #91 in the amount of \$571.00 and #92 in the amount of \$60.00, funding Mrs. Valletta’s attendance at the New York State Town Clerk’s Association annual conference

RESOLUTION 36-2007

Alternative Veterans Exemption Increase

WHEREAS, the Town Board of the Town of Spafford has in the past granted partial exemption from real property taxation for real property owned by certain persons who have served in the United States military, said exemption being known as the Alternative Veterans Exemption, and

WHEREAS, the Onondaga County Legislature has passed a resolution increasing the maximum exemptions on the Alternative Veterans Exemption, and

WHEREAS, the Town of Spafford has on previous occasions, adopted the Onondaga County Legislature’s amendments on various real property exemptions, and

WHEREAS, the new maximum exemption limits adopted by the Onondaga County Legislature are as follows:

Basic Program ----- \$36,000
 Combat Program ----- \$60,000
 Veterans Disability ----- \$120,000

NOW THEREFORE, on a motion by Councilor Vinzant, seconded by Councilor Lieberman
 BE IT RESOLVED the Town Board of the Town of Spafford does hereby affirm the above changes to
 the maximum exemption limits on the Alternative Veterans exemption for real property tax.

Town Supervisor Webb Stevens aye
 Councilor Bill Vinzant aye
 Councilor Richard Fesko aye
 Councilor Ken Lieberman aye
 Councilor Merrill Clark aye

REVALUATION

Supervisor Stevens opened a discussion with the Board members and Town Assessor Robert Brown of the benefits and disadvantages of conducting a revaluation. The discussion continued. Comments included:

- Equalization rate is projected to be 63% next year.
- Once the assessment is at 100% an annual, neighborhood assessment program can be implemented.
- An annual program is difficult for a part-time assessor to maintain.
- Lakefront property is increasing in value much more quickly than other properties.
- Consider appealing to New York State to modify the law preventing “welcome neighbor” assessing.
- Increases in rebuilt/modified lake property affect all properties on the lakes; tax burden is not only adjusted on the rebuilt/modified parcel but on unchanged lake parcels as well.
- The more time between revaluations, the larger the impact.
- Usually, property values are changed by a revaluation by one third increasing, one third staying the same and one third decreasing.
- If a revaluation is conducted, the new values would not be effective until the 2008-2009 school year and 2009 for property tax.

RESOLUTION 37-2007

Revaluation

On a motion by Councilor Vinzant, seconded by Councilor Lieberman the following resolution was

PASSED AYES – 3 Stevens, Vinzant, Lieberman
 NAYS – 2 Fesko, Clark

Resolved to conduct a town-wide revaluation in the Town of Spafford.

Mr. Chartrand will prepare a budget transfer to re appropriate 2006 revaluation fund into the 2007 revaluation fund. This transfer will be presented to the Town Board at the April meeting. Mr. Brown will obtain bids from possible appraisers for consideration by the Town Board.

BUILDING DEPARTMENT FEE SCHEDULE

The following proposed fees were submitted to the Town Board for review:

- All building applications fees: ----- \$25.00
- Demolition permit fee:-----\$25.00
- Variance application fee:----- \$50.00

Building permit fee is determined by the construction value:

To determine calculated construction value:

- Residential property* -----\$90.00 per sq. foot
- Non-habital property*----- \$35.00 per sq. foot
(sheds, garages, decks, etc)

Mobile home permit fee:

- Single wide-----\$125.00
- Double wide *same as residential property*

**Refer to schedule for actual permit cost*

Installation of swimming pools:

- Above ground-----\$60.00
- In ground-----\$120.00

Installation of wood stove-----\$60.00
or similar unit

Special Use Permit-----\$50.00

In the event that the building permit must be renewed (permit valid for one year) a fee equal to 50% of the original permit fee will be charged prior to re-issuance of permit. Temporary Certificate of Occupancy is 50% of original cost of the building permit.

FOR IMPLEMENTATION OF CONSTRUCTION CODE

(Septic, plumbing and electrical inspections are the responsibility of the home owners)

Fees will be based on local construction factor.

Up to	\$2,000	\$45.00
\$2001 - \$25,000		\$45.00 for first \$2,000 plus \$4.00 for each additional \$1000 or fraction thereof
\$25,001 - \$50,000		\$137.00 for first \$25,000 plus \$3.00 for each additional \$1000 or fraction thereof
\$50,001 - \$100,000		\$212.00 for first \$50,000 plus \$2.00 for each additional \$1000 or fraction thereof
\$100,001 - \$500,000		\$312.00 for first \$100,000 plus \$1.50 for each additional \$1000 or fraction thereof
\$500,001 - \$1,000,000		\$912.00 for first \$500,000 plus \$1.50 for each additional \$1000 or fraction thereof
\$1,000,001 - \$5,000,000		\$1,662.00 for first \$1,000,000 plus \$1.50 for each additional \$1000 or fraction thereof
\$5,000,001 - \$50,000,000		\$7662.00 for first \$5,000,000 plus \$1.50 for each additional \$5000 or fraction thereof

RESOLUTION 38-2007

Building Department Fee Schedule

On a motion by Councilor Fesko, seconded by Councilor Lieberman the following resolution was

PASSED AYES – 5 Stevens, Vinzant, Fesko, Lieberman, Clark
NAYS – 0

Resolved to adopt above fees for the Town of Spafford Building Department, effective immediately.

CODE ENFORCEMENT OFFICER

A motion to accept the resignation of Councilor Clark as Code Enforcement Officer for the Town of Spafford was made by Councilor Lieberman, seconded by Councilor Fesko. The motion PASSED.
AYES – 5, NAYS – 0.

The Town Attorney and the Department of State are in agreement on the determination that a Town Board member cannot serve as the Code Enforcement Officer for the Town. It presents the conflict of the Board member functioning as his own boss.

RESOLUTION 39-2007

Appointment of Code Enforcement Officer

On a motion by Councilor Fesko, seconded by Councilor Clark the following resolution was
PASSED AYES – 5 Stevens, Vinzant, Fesko, Lieberman, Clark
NAYS – 0

Resolved to appoint Jeffrey Ireland as Code Enforcement Officer for the Town of Spafford.

SOUTHERN ONONDAGA AREA WATER DISTRICT

Barton & Loguidice has presented an amendment to the engineering services contracted for the Southern Onondaga Area Water District (SOAWD). This is the second amendment presented to the Town Board for approval. This second amendment is for conduct of a Phase 1 Environmental Site Assessment at the Proposed Tank Site. The estimated cost of this study is \$2,300 and funds allocated for Barton & Loguidice services will be reassigned to cover this cost.

RESOLUTION 40-2007

SOAWD Amendment #2

On a motion by Councilor Fesko, seconded by Councilor Vinzant the following resolution was
PASSED AYES – 5 Stevens, Vinzant, Fesko, Lieberman, Clark
NAYS – 0

Resolved to approve Amendment #2 to the Engineering Services, authorization for Barton & Loguidice to proceed with the Phase 1 Environmental Site Assessment at the proposed tank site for SOAWD.

WICKWYER POINT SLOPE STABILIZATION/CULVERT REPLACEMENT

Barton & Loguidice submitted a proposal for engineering services on Spafford Landing Road. The Town of Spafford is seeking to construct retaining walls at two locations on Spafford Landing Road. There was a discussion of the proposal and the following amendments were requested:

- The “title” of the project is to be “**Spafford Landing Road** Slope Stabilization/Culvert Replacement” instead of “*Wickwyer Point*
- The Scope of Services, page 6, section IV, Fee Proposal
 - to be changed from: “For the Scope of Service presented above, B&L proposes to be compensated on a time plus expense basis in the not-to-exceed amount of *Thirteen Thousand Seven Hundred Dollars (\$13,700)*” to: “For the Scope of Service presented

above, B&L proposes to be compensated on a time plus expense basis in the not-to-exceed amount of **Ten Thousand Five Hundred Dollars (\$10,500)**”

- The Scope of Services, page 6, section V, Town Board Authorization
 - To be changed from : “Barton & Loguidice, P.C. is hereby authorized by the *Town of Middlesex* to proceed with services described herein,” to: “Barton & Loguidice, P.C. is hereby authorized by the **Town of Spafford** to proceed

RESOLUTION 41-2007

Spafford Landing Road Slope Stabilization/Culvert Replacement

On a motion by Councilor Lieberman, seconded by Councilor Fesko the following resolution was

<u>PASSED</u>	<u>AYES – 5</u>	<u>Stevens, Vinzant, Fesko, Lieberman,</u>	Clark
	<u>NAYS – 0</u>		

Resolved to authorize Barton & Loguidice, P.C. to proceed with the services described in the February 15, 2007 proposal with the aforementioned amendments to said proposal.

STATE HISTORIC PRESERVATION OFFICE

A letter was received from the NYS Historic Preservation Office stating the Borodino Schoolhouse, District #8 on the Malcolm property in the Town of Spafford has been accepted on the National Registry of Historic Places.

MASON DIXON ENERGY GAS LEASE

The \$300 lease payment from Mason Dixon Energy for the Town of Spafford property located near the intersection of Bacon Hill Road and Route 41 has been received.

RESOLUTION 42-2007

Change Of Meeting Date

On a motion by Councilor Vinzant, seconded by Councilor Lieberman the following resolution was

<u>PASSED</u>	<u>AYES – 5</u>	<u>Stevens, Vinzant, Fesko, Lieberman,</u>	Clark
	<u>NAYS – 0</u>		

Resolved to convene the next meeting of the Town Board of the Town of Spafford on the first Thursday of April, April 5, 2007 instead of the second Thursday of April.

Adjournment

On a motion by Councilor Vinzant, seconded by Councilor Lieberman the meeting adjourned at 8:20 p.m. subject to the Call of the Town Clerk. Carried unanimously.

Respectfully submitted by,

Next meeting to be held
April 5, 2007 @ 7 p.m.
@ Spafford Town Hall

Note date is one week early

Lisa M. Valletta
Town Clerk
Town of Spafford