

At 7:10 p.m. Supervisor Webb A. Stevens called to order the meeting of the Spafford Town Board. Councilors Richard Fesko, Ken Lieberman, and Merrill Clark were present. Highway Superintendent Carl Wiers, Assessor Robert Brown, Tax Collector Charles Parsons, Accountant Thomas Chartrand and Town Clerk Lisa Valletta were also present. The Pledge of Allegiance was recited.

HIGHWAY SUPERINTENDENT'S REPORT

- The gravel roads have been sprayed with dust control.
- Will the Town Board send a letter of appreciation to the Highway employees for their work through the past winter season?

RESOLUTION 52-2007

Letter of Appreciation

On a motion by Councilor Clark, seconded by Councilor Lieberman the following resolution was PASSED
AYES – 4 Stevens, Fesko, Lieberman, Clark
NAYS – 0

Resolved send a letter of appreciation to the Town of Spafford Highway employees for their work during the past winter.

A motion to accept the Highway Superintendent's Report was made by Councilor Lieberman, seconded by Councilor Fesko. The motion PASSED. AYES – 4, NAYS – 0.

APRIL 5 TOWN BOARD MINUTES

A motion to accept the minutes of April 5, 2007 Town Board meeting as submitted by the Town Clerk was made by Councilor Fesko, seconded by Councilor Lieberman. The motion PASSED. AYES – 4, NAYS – 0.

RESOLUTION 53-2007

Audit of Claims

On a motion by Councilor Lieberman, seconded by Councilor Fesko the following resolution was PASSED
AYES – 4 Stevens, Vinzant, Fesko, Lieberman
NAYS – 0

Resolved the bills on Abstract #5, be paid in the following amounts:

General Fund	#122 through # 152	\$ 20,743.33
Highway Fund	# 63 through # 78	\$24,750.80

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

RESOLUTION 54-2007

Water District Expenses

On a motion by Councilor Fesko, seconded by Councilor Lieberman the following resolution was PASSED
AYES – 4 Stevens, 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	# 20 through #23	\$64,861.50
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TOWN SUPERVISOR'S MONTHLY REPORT & STATEMENT

Accountant Thomas Chartrand reviewed the April 2007 Town Supervisor's Report. Receipts include \$2,000 in Town Clerk fees; \$995.80 in interest; and \$472 for the youth program. The balance of the capital fund account is \$203,356.10 before the submitted bills. This balance includes the interest received.

The balance in the Highway snow removal payroll fund looks to be sufficient for the remainder of the year, barring extreme weather in November and December. There is also an adequate balance to begin the salt pile for next winter.

A competing bank approached one of Mr. Chartrand's other client towns. The town officials spoke of the proposal with Alliance Bank and asked them for a counter proposal. Mr. Chartrand advised the Vice President of Alliance that the other towns he works with may be approached as well. As a result of the conversation, Alliance Bank has increased the interest rate for all of the towns Mr. Chartrand has a contract with, including the Town of Spafford.

TOWN SUPERVISOR'S MONTHLY REPORT & STATEMENT

A motion to accept the Town Supervisor's Monthly Reports & Statement as presented was made by Councilor Lieberman, seconded by Councilor Clark. The motion PASSED. AYES – 4, NAYS – 0.

TOWN CLERK'S REPORT

A motion to accept the Town Clerk's April Cash Report as presented was made by Councilor Fesko, seconded by Councilor Lieberman. The motion PASSED. AYES – 4, NAYS – 0.

TAX COLLECTOR'S FINAL REPORT

Mr. Charles Parsons explained the new computer software made the processing of the paperwork and filing was much easier than it had been previously. Penalties and interest on deposits realized over \$12,000 minus fees and corrections. This is three times the amount realized last year. The Board commended Mr. Parsons for his work.

A motion to accept the Tax Collector's report was made by Councilor Clark, seconded by Councilor Lieberman. The motion PASSED. AYES – 4, NAYS – 0.

ASSESSOR ROBERT BROWN

Mr. Robert Brown reported he had sent letters in March to seven potential appraisers regarding the revaluation of properties in the Town of Spafford. Mr. Brown has received only two responses: Mr. Larry Fitts and Mr. Robert Maxwell. Mr. Fitts conducted the most recent revaluation in the Town of Skaneateles and bid on the 2003 Town of Spafford revaluation. Mr. Maxwell conducted the 2003 revaluation in the Town of Spafford. Mr. Brown requested the two appraisers submit bids by May 25, 2007 for the Town Board's review.

Mr. Brown would like to send letters to all the "200 class" property owners (single family homes, two-family homes, three family homes and camps). These letters would contain the data currently on file for the property and ask the property owner to confirm or correct that data. The cost of the mailing and printing would be \$558.25. An advance payment of \$400 for postage would be required. There was a brief discussion of the appraiser's job specifications. Supervisor Stevens advised Mr. Brown to submit a voucher for the postage.

VETERAN'S MEMORIAL PARK

A motion to allot \$400 to the Veterans Memorial Park for flowers, etc was made by Councilor Fesko, seconded by Councilor Lieberman. The motion **PASSED**. **AYES – 4, NAYS – 0**.

WHEREAS, the Town Board of the Town of Spafford recognizes and appreciates the professionalism, diligence, intelligence and integrity of both the attorney and non-attorney or lay justices within our town who bring a specialized experience to the bench particularly with issues unique to our community who elected them;

NOW THEREFORE, on a motion by Councilor Fesko, seconded by Councilor Lieberman be it

RESOLVED, that the members of the Town Board of the Town of Spafford support the continuation of the three hundred (300) year tradition of both lawyer and non-lawyer or lay justices presiding in Town Courts, and it is further

RESOLVED, that the members of the Town Board of the Town of Spafford hereby oppose any requirement that Town Justices be attorneys, and it is further

RESOLVED, that the members of the Town Board of the Town of Spafford oppose any efforts to eliminate local and convenient access to justice by our citizens; and find that the local presence of the Town Court of the Town of Spafford provides a meaningful and necessary presence within our community for judicial resolution of conflicts, continued public safety of our citizens and the protection of constitutional guarantees for all of our citizens.

Webb A. Stevens, Supervisor	AYE
Richard Fesko, Councilor	AYE
Ken Lieberman, Councilor	AYE
Merrill Clark, Councilor	AYE
Billy Vinzant, Deputy Supervisor	absent

RESOLUTION 57-2007

Regarding Easements for the Southern Onondaga Area Water District

IN THE MATTER OF THE ESTABLISHMENT FO THE SOUTHERN ONONDAGA (SPAFFORD)
WATER DISTRICT, COUNTY OF ONONDAGA AND STATE OF NEW YORK

WHEREAS, the above water district was formed by this board on or about March 27, 2006;

WHEREAS, the town engineers, Barton & Loguidice, P.C. have surveyed and laid out the water lines to be constructed in said water district and have filed a copy of said maps with the Town Clerk as Job No. 823.004, sheets G-32, F-36 and G-37;

WHEREAS, it will become necessary for the Town of Spafford on behalf of said water district to enter into easements and/or right of way agreements with the property owners of land over which the water line will be installed and maintained. The names and addresses of said property owners are attached hereto as Schedule "A" and made a part hereof;

NOW THEREFORE, be it Resolved by the Town Board of the Town of Spafford as follows:

1. The following person is directed and authorized as the official representative of the Town and Water District to execute and deliver any documents necessary as required by the Project.

Webb A. Stevens, Town Supervisor

Said motion was made by Councilor Ken Lieberman and seconded by Councilor Richard Fesko.

Voting:

Webb A. Stevens	Aye	Richard Fesko	Aye
Ken Lieberman	Aye	Merrill Clark	Aye
Billy Vinzant	absent		

NOTE: Schedule "A" has been attached to the hard copy of this resolution and placed in the SOAWD file in the Town Clerk's office.

BORODINO PARKING LOT

Supervisor Stevens explained Onondaga County Community Development (OCCD) requires an engineer's design for construction of the Borodino parking lot. OCCD further advised Supervisor Stevens that all engineering costs would have to be paid by the Town. The remaining OCCD funds cannot be used for any additional engineering or other "soft" costs.

Supervisor Stevens read the following portion of the letter, including proposal, from Ken Kaufman, P.E.:

.....Per your request, I am pleased to offer the following proposal for design and construction phase services for the parking lot to serve the Grange Hall.

I propose to provide the following services in connection with this project:

1. Prepare drawings (hand drawn) and specifications in form and content suitable for bidding as a Public Works Construction Project.
2. Coordinate with NYS DOT, Community Development and other interested parties.
3. Attend meetings as requested.
4. Provide assistance with bidding and award of the contract.
5. Review contractor's submittals.
6. Visit the project site periodically while work is in progress to observe the work and address any questions or issues.
7. Certify contractor payment applications.
8. Perform a final inspection of the work and prepare a punch list.

I propose to provide these services for a fee of \$75 per hour plus direct expenses, not to exceed a total of \$5,000. Please note this fee does not include any site surveying services, the reproduction of plans and specs for review and bidding or NYSDOT or NYSDEC Permit fees, if any. I will invoice the Town monthly and payment will be expected within 30 days of invoice. I guarantee satisfaction with the services I provide, and the Town reserves the right not to pay any amount that it feels is unnecessary, unsatisfactory or unreasonable. The Town may terminate my services at any time, and if terminated I will invoice the Town for services provided up to the date of termination.

I am fully insured, and have Professional Liability Insurance with a limit of \$1,000,000.

As we discussed, I will need survey and topographic maps for the site, and the Town may have to hire a surveyor to prepare these maps. I can coordinate that effort.

If this proposal is accepted, I am prepared to start work on the project.....after May 14.

RESOLUTION #58-2007

Accept Kaufman Proposal

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

PASSED AYES – 4 Stevens, Fesko, Lieberman, Clark
NAYS – 0

Resolved to accept the above proposal from Ken Kaufman, P.E. for design of the Borodino parking lot.

NORTHEAST CORNER IN BORODINO

The northeast corner in Borodino is the site where the I.G.A. once stood. Mr. Frank Marcheterre owns the neighboring property which extends two feet away from his building towards the town property. Mr. Marcheterre is currently in court for the condition of his properties, including the one that neighbors the Town's property on the NE corner in Borodino. Mr. Marcheterre pointed out that the Town should clean its own property if it is demanding his be cleaned. There is brush, some debris, and rough areas along the side of the Town property. Supervisor Stevens stated the NE corner property needs to be cleaned and made ready for mowing; the width of the area that needs attention varies from 6 feet to 16 feet.

The court case against Mr. Marcheterre is proceeding; Supervisor Stevens stated there have been some inquiries from residents regarding the case's progress. In the past, interest of some residents has interfered with a resolution; to avoid this problem; Supervisor Stevens is reluctant to discuss any aspect of the case.

In regards to the Town property, if the cost of cleaning the area is less than \$1,000 it can be done without bidding the project. The plan after the cleaning is done, to place topsoil and seed the area. Councilor Fesko suggested determining the boundary line and requesting estimates for the work from some local contractors. Councilor Clark asked if the Highway Department would be able to do the work instead of hiring it done. Highway Superintendent Wiers stated it was a matter of finding the time for the Highway employees to do the work. Supervisor Stevens stated the project shouldn't be done by the Highway Department. He suggested hiring a local outfit with smaller equipment to do the work.

A motion was made by Councilor Lieberman to locate a local contractor to clear and seed the NE corner in Borodino as discussed; and if the estimate is under \$1,000 authorize signing a contract with the contractor. Councilor Fesko amended the motion: Supervisor Stevens to have the location of the boundary marked; then he is authorized to hire a local contractor for not more than \$1,000 to perform the work on the NE corner in Borodino as discussed. Councilor Clark seconded the motion made by Councilor Fesko. The motion PASSED. AYES – 4, NAYS – 0. Mr. Chartrand reminded Supervisor Stevens that the contractor would need to provide a certificate of insurance to the Town.

SPAFFORD CEMETERY

Borotek, Inc, the company hired to fix the older section of Spafford Cemetery in preparation for mowing, has completed everything but the seeding. However, some small stones have surfaced and Borotek, Inc. has offered to clear the stones for a fee of \$500. Supervisor Stevens asked if the Board members would like Borotek, Inc. to clear the stones or leave them and just seed the area. Following a discussion, the Board agreed to proceed with seeding the area.

NUNNERY ROAD

Mr. Frank Moran, Nunnery Road, collected signatures on petitions for a reduction of the speed limit on Nunnery Road. He read the wording of the petition to the Board:

The undersigned, due to the increase in summer and year round residents resulting in greater vehicle traffic as well as pedestrian usage, and the many sharp curves on this road, request that the maximum speed limit on Nunnery Rd., Spafford, NY, be reduced from 55 M.P.H. TO 40 M.P.H. We consider this change essential to maintain safe driving and walking conditions in our community.

There was a brief discussion of the procedure involved in requesting a speed study.

RESOLUTION 59-2007

Nunnery Road

IN THE MATTER OF THE REQUEST OF THE RESIDENTS OF
NUNNERY ROAD FOR A REDUCED SPEED LIMIT

WHEREAS, the current legal speed limit for Nunnery Road is fifty-five miles per hour (55 mph) and,

WHEREAS, the Town Board of the Town of Spafford believes that to be an excessive speed and,

WHEREAS, a petition signed by the residents of Nunnery Road and the surrounding area requesting a lower speed limit has been received by the Town Board of the Town of Spafford and,

WHEREAS, said residents were instructed to contact the Town Board to request a lowering of the speed limit,

NOW THEREFORE, on motion made by Councilor Fesko, seconded by Councilor Clark,

BE IT RESOLVED, that the Town Board of the Town of Spafford does hereby approve of a reduction of the speed limit on Nunnery Road in the Town of Spafford.

Webb A. Stevens	Aye	Richard Fesko	Aye
Merrill Clark	Aye	Ken Lieberman	Aye

PUBLIC HEARING

Supervisor Stevens reminded the Board of the public hearing scheduled for June 2, 2007 at 9:30 a.m. to open received bids for the heating system in the Borodino Grange.

ADJOURNMENT

On a motion by Councilor Lieberman, seconded by Councilor Fesko the meeting adjourned at 8:08 p.m. subject to the Call of the Town Clerk. Carried unanimously.

Respectfully submitted by,

Next regular meeting to be held
June 14, 2007 @ 7 p.m.
@ Spafford Town Hall

Lisa M. Valletta
Town Clerk
Town of Spafford

**REGULAR TOWN BOARD MEETING
& PUBLIC HEARING**

-DRAFT-

May 10, 2007

A Public Hearing is scheduled
for June 2, 2007 @ 9:30 a.m.