

The Town Board of the Town of Spafford assembled at the Spafford Town Hall, 1984 Route 174, Skaneateles, New York with Deputy Supervisor Ken Lieberman presiding and the following Board members present: Councilor Ken Lieberman and Councilor Jeff Ireland.

The following Town Officers were present: Town Clerk Lisa Valletta, Highway Superintendent Carl Wiers, Accountant Thomas Chartrand, and Code Enforcement Officer Kim Fairchild. Supervisor Stevens called the meeting to order at 7:02 p.m. The Pledge of Allegiance was recited.

HIGHWAY SUPERINTENDENT’S REPORT

- Collard Road area drainage system: Mr. Wiers continues to work with FEMA for possible reimbursement of the involved costs.
- Received a complaint through the Army Corps of Engineers: the land behind the Town Hall may be wetland. A study to determine the status of the land would need to be completed if the area being filled is to be expanded.
- Mr. Wiers requests permission to purchase a new sander for the pickup truck. State Bid includes two companies with suitable sanders: STS Equipment at \$6,650; Marietta Diesel at \$6,968.

A motion to accept the Report was made by Councilor Ireland, seconded by Councilor Lieberman. The motion PASSED. AYES – 3, NAYS – 0.

MINUTES

A motion to accept the minutes of the July 14, 2011 Town Board meetings as submitted was made by Councilor Lieberman, seconded by Councilor Ireland. The motion PASSED. AYES – 3, NAYS – 0.

RESOLUTION 40-2011

Audit of Claims

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

AYES – 3	Stevens, Lieberman, Ireland
NAYS – 0	

Resolved approve payment of the bills General Fund and Highway Fund bills on Abstract #8, (audited abstract totals to be included in September 2011 minutes).

ABSTRACT #7 – JULY 14, 2011

Audited bills for Abstract #5 were as follows:

General Fund	vouchers 228 – 256	\$15,948.13
Highway Fund	vouchers 101 – 119	\$39,640.08
	(Highway Fund includes Machinery & Snow bills when applicable).	
SOAWD	voucher 11	\$ 450.00

TOWN SUPERVISOR’S MONTHLY REPORT & STATEMENT

Town Supervisor’s Monthly Report and Statement of Receipts and Payments for July 2011 was read by Accountant Thomas Chartrand and filed.

RESOLUTION 41-2011

Budget Transfer

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

AYES – 3	Stevens, Lieberman, Ireland
NAYS – 0	

Resolved to authorize the following budget transfer:

GENERAL FUND

From:	A599	Surplus, Books & Blankets	\$3,500.00
	A1990.4	Contingent, Contractual	<u>500.00</u>
			<u>\$4,000.00</u>
To:	A7510.4	Historian, Contractual	\$3,500.00
	A9040.8	Employee Benefits, Workmens Comp.	<u>500.00</u>
			<u>\$4,000.00</u>

RESOLUTION 42-2011

July 2011 Bank Reconciliations

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

AYES – 3	Stevens, Lieberman, Ireland
NAYS – 0	

Resolved to find a positive audit of the July 2011 bank statement as presented by Mr. Chartrand.

A motion to accept the Town Supervisor’s Monthly Reports & Statement as presented was made by Councilor Ireland seconded by Councilor Lieberman. The motion PASSED. AYES – 3, NAYS – 0.

BUDGET CALENDAR

A motion to schedule a Budget Work Session on September 21, 2011 at 7 p.m. was made by Councilor Ireland, seconded by Councilor Lieberman. The motion PASSED. AYES – 3, NAYS – 0.

TOWN CLERK’S REPORT

Town Clerk’s Report and Statement of Receipts and Payments for July 2011 was read. A motion to accept the Report as presented was made by Councilor Lieberman, seconded by Councilor Ireland. The motion PASSED. AYES – 3, NAYS – 0.

CODE ENFORCEMENT OFFICER’S REPORT

Code Enforcement Officer’s Report for July 2011 was read.

- Eleven building permits were issued.
- One Operating Permit was issued for a fireworks display on August 25th.
- Three complaints were received:
 - A vacant building at 1926 East Lake Rd. The owner was contacted. The three years now begins for the vacant building section of the Zoning Ordinance.
 - A swimming pool on Howe Rd without a fence. Conversation with the owner revealed the fence was being replaced that day. It has indeed been replaced.
 - An inflatable swimming pool on Willowdale Rd had no permit. Conversation with the property owner brought an agreement to remove the pool.
- Four cases were in front of the Zoning Board of Appeals.
- Two cases were presented to the Planning Board.
- A Stop Work Order was issued for a fireworks display due to lack of State required insurance.
- Two Certificates of Occupancy were issued.

A motion to accept the Code Enforcement Officer’s report was made by Councilor Ireland, seconded by Councilor Lieberman.

TRANSFER STATION

The Transfer Station equipment brought in by WeCare Waste & Recycling Services, the new contractor for the Transfer Station, is not handling the quantity of materials being brought. Supervisor Stevens and Councilor Clark met with Mr. Russ DeForest of WeCare Waste & Recycling Services to discuss the problems and possible solutions. Mr. DeForest was at the Transfer Station on Saturday, August 6 to view activity and the problems occurring.

Supervisor Stevens proposed to the Town Board replacing the recycling containers with a compactor. All recycling is single stream.

Councilor Clark arrived at 7:16 p.m.

The Board discussed the steps necessary to realize the change to a compactor for recyclable materials.

A motion was made by Councilor Lieberman, seconded by Councilor Clark to replace the three recycling containers with a compactor and to provide work for installation of a second conduit for the electrical line. The motion PASSED. AYES – 4, NAYS – 0.

SUB DIVISION/PLANNING BOARD APPOINTMENT

One application was received for the open position on the Town of Spafford Planning Board. A motion to appoint Kathleen Cormack as a member of the Town of Spafford Planning Board through January 15, 2016 was made by Councilor Ireland, seconded by Councilor Lieberman. The motion PASSED. AYES – 4, NAYS – 0.

BICENTENNIAL PICNIC INSURANCE

A motion to pay the \$1,650.00 insurance premium for the fireworks display planned for the Bicentennial Picnic was made by Councilor Lieberman, seconded by Councilor Ireland. The motion PASSED. AYES – 4, NAYS – 0.

Councilor Ireland departed at 7:22 p.m. due to illness.

PUBLIC COMMENTS

Hydraulic Fracturing

Supervisor Stevens informed the assembly the Town Board is prepared to schedule a Public Hearing for consideration of a moratorium on hydraulic fracturing (hydrofracking) within the Town of Spafford. Concerned individuals should continue to petition the State representatives to support a ban on hydrofracking for the entire Finger Lakes region.

Anita Williams proposed creation of an alliance or coalition to assist towns with issues affecting the watershed. She asks the Town of Spafford to join such a coalition.

RESOLUTION 43-2011

Public Hearing for Proposed Local Law 2011-3

WHEREAS, a Local Law has been introduced before the Board, to wit: Local Law No. 2011-3, A Local Law Placing a 180-Day Moratorium on Hydraulic Fracturing Activities Within the Town, the content of which is on file with the Spafford Town Clerk

NOW, THEREFORE, on a motion by Councilor Clark, seconded by Councilor Lieberman

BE IT RESOLVED, that the Town Board of the Town of Spafford, County of Onondaga, State of New York, shall hold a Public Hearing on said proposed Local Law 2011-3, and that such Hearing shall be held at the Town Hall of the Town of Spafford, located at 1984 Route 174, Skaneateles, New York, on September 8, 2011 at 7:00 p.m.; and be it further

RESOLVED, that the Town Clerk give notice of such Public Hearing by the publication of a notice in at least one newspaper circulated in the Town, specifying the time when and the place where such Public Hearing will be held, and in general terms, describing the proposed Local Law. Such notice shall be published once at least five (5) days prior to the Public Hearing.

AYES – 3 Stevens, Lieberman, Clark
NAYS – 0

PUBLIC COMMENTS

Various comments were made by the public including requests to include a full disclosure clause in any hydrofracking laws.

The following documents were submitted for Town Board review:

- From William Hier, 2423 Route 174, - a letter expressing his opposition to hydrofracking and requesting a ban.
- From Robert and Jan Shadle, 2150 East Lake Rd. – A letter expressing their opposition to hydrofracking. Additionally - notes from the July 26th hydrofracking meeting at Keuka College in Yates County.
- From Anita Williams, Otisco Lake Preservation Association – A letter requesting the Town of Spafford participate in a 5 town coalition to work together to prohibit hydrofracking in the Otisco Lake Watershed. Attached was a document from Bond, Schoeneck & King discussing land use case law.
- From Gianfranco Frittelli – a letter expressing his opposition to hydrofracking.
- From Sandra Weigel, 985 Bacon Hill Rd. - a letter expressing her opposition to hydrofracking.
- From Citizens to Protect the Spafford Watersheds – petitions with one hundred-sixteen (116) signatures (ninety-eight residents, six repeat signatures and twelve not on the Spafford tax roll). The petitions are in opposition to hydrofracking in the Town of Spafford Watersheds of Skaneateles and Otisco Lakes.

RESOLUTION 44-2011

Public Hearing for Proposed Local Law 2011-4

WHEREAS, a Local Law has been introduced before the Board, to wit: Local Law No. 2011-4, A Local Law Regarding the Specifications for Highway Construction for the Town of Spafford, the content of which is on file with the Spafford Town Clerk

NOW, THEREFORE, on a motion by Councilor Lieberman, seconded by Councilor Clark

BE IT RESOLVED, that the Town Board of the Town of Spafford, County of Onondaga, State of New York, shall hold a Public Hearing on said proposed Local Law 2011-4, and that such Hearing shall be held at the Town Hall of the Town of Spafford, located at 1984 Route 174, Skaneateles, New York, on September 1, 2011 at 7:00 p.m.; and be it further

RESOLVED, that the Town Clerk give notice of such Public Hearing by the publication of a notice in at least one newspaper circulated in the Town, specifying the time when and the place where such Public Hearing will be held, and in general terms, describing the proposed Local Law. Such notice shall be published once at least five (5) days prior to the Public Hearing.

AYES – 3 Stevens, Lieberman, Clark
NAYS – 0

9-1-1 COMMUNICATIONS TOWER

Councilor Lieberman updated the Board on the application for a 9-1-1 communication tower currently before the Zoning Board of Appeals (ZBA). The Board discussed the possibility of requesting a percentage of the proceeds from any commercial antennae attached to the tower. The Board also expressed the desire to retain the integrity of the soil cap on the site.

HYDRAULIC FRACTURING

Councilor Lieberman provided a copy of the Executive Summary from the Department of Energy Report on Hydraulic Fracturing. He has read the document and recommends the Board read it prior to the Public Hearing on the moratorium. Councilor Lieberman requested copies be made available to the public.

NYS MAGISTRATES MEETING

Town Justice Schinaman submitted a request to attend the NYS Magistrates Conference in Buffalo, NY. The conference includes the mandatory training for Town Justices. Costs are: \$50.00 conference fee; \$75.00 room fee (one night); and mileage.

A motion was made by Councilor Clark, seconded by Councilor Lieberman to authorize payment for Town Justice Schinaman to attend the NYS Magistrates Conference in Buffalo, NY.

MARRIAGE OFFICER

Lisa Valletta submitted her resignation from the job of Marriage Officer. The position of Marriage Officer is not within the required duties of the Town Clerk; it is a separate office. A motion to accept the Marriage Officer’s resignation was made by Councilor Clark, seconded by Councilor Lieberman. The motion PASSED. AYES – 3, NAYS – 0.

A motion was made by Councilor Lieberman, seconded by Councilor Clark to appoint Kimberly Read as Marriage Officer for the Town of Spafford through December 31, 2011. The motion PASSED. AYES – 3, NAYS – 0.

RESOLUTION 45-2011

Sander For Pick-Up Truck

On a motion by Councilor Lieberman, seconded by Councilor Clark the following resolution was PASSED
AYES – 3 Stevens, Lieberman, Clark
NAYS – 0

Resolved to purchase a sander for the Highway Department pick-up truck from STS Truck & Equipment Trailer Sales for \$6,650.00.

RESOLUTION 46-2011

Budget Transfer

On a motion by Councilor Lieberman, seconded by Councilor Clark the following resolution was PASSED
AYES – 3 Stevens, Lieberman, Ireland
NAYS – 0

Resolved to make the following budget transfer:

HIGHWAY FUND

From	DA599	Surplus, Sale of Equipment	\$6,650.00
To	DA513.2	Machinery, Equipment	\$6,650.00

SPAFFORD LANDING CULVERT

There is currently \$275,000.00 in the budget for replacement of the culvert on Spafford Landing Road. A motion was made by Councilor Clark, seconded by Councilor Lieberman to authorize the preparation of bid documents by Barton & Loguidice engineering firm for the Spafford Landing Culvert. The motion PASSED. AYES – 3, NAYS – 0.

ADJOURNMENT

A motion to adjourn the meeting at 8:25 p.m. was made by Councilor Lieberman, seconded by Councilor Clark. The motion was carried unanimously.

Respectfully submitted by,

Next meeting to be held
Thursday, September 1, 2011 @ 7 p.m.
@ Spafford Town Hall
This will be the Public Hearing for L.L. 2011-4

Lisa M. Valletta
Town Clerk
Town of Spafford