

Town Board Meeting
August 18, 2016
7:00 p.m.

Present: Supervisor Lanning, Councilor Howard, Councilor Badami, Councilor Coville, Attorney Smith. **Absent:** Councilor Brace.

Recognition of Ben Evans and Tom Tanner: Supervisor Lanning recognized a great cross section of the community who came by at 6 p.m. to thank Ben Evans and Tom Tanner for their years of service to the Town. Supervisor Lanning presented Ben Evans a certificate of appreciation for 27 ½ years of service to the Town and for 6 ½ years of service from Tom Tanner.

Governor Cuomo's Signed July 21, 2016 Proclamation: Supervisor Lanning presented the signed proclamation from Governor Cuomo which gave authority for the Village to convey its interest in Austin Park from the Village to the Town of Skaneateles. He said that Attorney Smith is filing the necessary paperwork and deeds.

Councilor Howard thanked the Supervisor for all the effort he put in to seeing this through, even driving it to Albany. Supervisor Lanning also thanked the Town Clerk for her efforts in completing the paperwork.

Department Reports:

▪*Highway, Water, Transfer Station:* Allan Wellington reported that they replaced a driveway culvert pipe, excavated ditches along Gully Road, mowed roadsides, and sealed 7 miles of road with help from the Towns of Marcellus, Sennett, Otisco and Tully. In the Water Department they repaired lawns damaged from water breaks and made several hydrant repairs. At the Transfer Station an application for State assistance for our Household Hazardous Waste collection day on September 24th was approved to reimburse the Town for half the cost. He thanked Clerk Aaron for helping with the grant application.

Councilor Howard asked how much the reimbursement will be. Allan said around \$10,000.

▪*Parks:* Sue Murphy reported that the waterfront passed an inspection by the Onondaga County Health Department and the NYS Health Department. Both the PlayDay program and the waterfront passed all health requirements. She hopes to keep the waterfront open until Labor Day.

Gene LaForte's Report – Update on Austin Pavilion renovation project:

- Due to the existing concrete substrate not accepting a level 3 polish / LVT substitute was selected. The material will be installed on August 22nd through the 25th.
- GWB gypsum wall board and minor details are now being completed at door openings and windows
- Painting first coat has been completed final coat to be done on Monday 22nd
- Ceiling grid is 95% complete
- Tiles are in place 87 %

- Store front glass door has been located (missing in shipment for two weeks) will arrive today at Bon-Ton Warehouse
- Store front scheduled installation for August 24th (includes glass infills pending window delivery)
- Operable windows still on order no ship date as of this date / expected to arrive September 12th.
- Doors and hardware complete 19th
- Clean up site pull dumpster by August 24
- C/O request August 25th

▪*Budget:* Bridgett Winkelman said she is working with Departments on completing their budgets.

▪*Fire Department Report:* Peter Buehler reported that the annual inspection of the fire department would be at 9:30 a.m. on September 4th at Station #1. The members put in 1513 man hours during the month of July.

Peter reported that they had four trainings in August and five meetings. He said the construction of the new pumper body for the replacement of Engine 21 has been delayed by the manufacturer. Labor Day plans have been finalized. Bands are scheduled for Saturday and Sunday with the Mere Mortals on Sunday. The chicken barbecue will be both days. The car show and children's fair is on Saturday and the parade and fireworks on Sunday. Tickets are still available for the High Stakes Money Drawing.

No Public Comment

Resolution #16-194

Introductory Local Law 2016-C – Amendment to the Abandonment Law: Attorney Scott Molnar representing the Town Board on this Local Law reviewed the recommendations of the Town Planning Board and the Town Zoning Board requesting clarification be added to the end of Section 131-3 (H) and 148-48 as follows:

The Planning Board and the Zoning Board of Appeals concur that the proposed modifications are acceptable as suggested by the Town Board, provided that a clarifying sentence be added at the end of Sections 131-3(H) and 148-48 as follows:

131-3(H).....For purposes of this section, an application is inactive when the applicant has not provided written communication, either electronic or conventional, nor appeared on the record at a regular meeting of the Planning Board to provide information concerning the application.

148-48.....For purposes of this section, an application is inactive when the applicant has not provided written communication, either electronic or conventional, nor appeared on the record at a regular meeting of the Planning Board or Zoning Board of appeals to provide information concerning the application.

Attorney Molnar said that the changes define when an application is considered inactive.

He reviewed the resolution before the Town Board and recommended that the Town Board be Lead agency and that they refer Introductory Local Law 2016-C to SOCPA. He said the Town Board has reviewed Part I of the EAF and asked if they were prepared to review Part II of the EAF. Supervisor Lanning said that the proposed local law should be referred to SOCPA and that the Town Board will do SEQRA at the September 15th meeting.

Supervisor Lanning said that this would impact nine (9) applications currently before the Boards.

On a motion of Supervisor Lanning, seconded by Councilor Howard and with unanimous (4-0) affirmation of the Town Board to declare the Town Board Lead Agency and refer Introductory Local Law 2016-C Amendment to the Abandonment Law to Syracuse Onondaga County Planning Agency (SOCPA).

Resolution #16-195

Introductory Local Law 2016-E – A Local Law Amending the Town Code regarding Flood Damage Prevention: Attorney Smith said that this has been referred to the Town Planning and Zoning Boards and to Syracuse Onondaga County Planning Agency (SOCPA). All agencies agreed with the Local Law as presented.

Attorney Smith said that it has been over 30 years since FEMA recommended changes to the flood damage prevention regulations. The regulations provide a procedure that residents can file a claim if property is damaged by a flood event. He has taken the property regulations and incorporated them into the Town code.

On a motion of Councilor Badami, seconded by Councilor Howard and with unanimous (4-0) affirmation of the Town Board Introductory Local Law 2016-E was adopted to be known as Local Law 3 of 2016.

Attorney Smith said that this would be forwarded to NYS Department of Environmental Conservation (NYSDEC) and once approved by them will be forwarded to FEMA for approval. He said that the Town code can be updated and the Local Law can be filed with the Secretary of State.

Resolution #16-196

Nursery School License Agreement: Attorney Smith reported that the Town of Skaneateles and the Nursery School came to an agreement on the license agreement as a whole, but that the Nursery School is requesting one additional change. The original agreement would freeze the yearly fee for three years. They have asked this to be for four years.

On a motion of Councilor Badami, seconded by Councilor Coville and with unanimous (4-0) authorization of the Town Board, Supervisor was authorized to sign the ten (10) year license agreement effective September 1, 2016 to June 30, 2026 for an annual license fee of \$5,800 and beginning on October 1, 2019, the Town may at its option increase the fee each year during the term of this license by no more than three (3) percent.

Councilor Howard thanked Courtney Jones and the Board of the Skaneateles Nursery School for their patience and perseverance. Courtney Alexander thanked the Town Board and Village

Board for all their hard work to see this through. Councilor Badami said it is nice to see what can happen when there is a common goal. The Town Board had a mountain in front of it and moved it.

Crow Hill Road Petition to Extend Water District: Supervisor Lanning said there are water shortage issues throughout the Town. The cost of establishing, extending and maintaining water districts is born by the residents within the water district. No tax dollars are used. He said the purpose of the Andrews Road water district that is currently being considered by the Board is to build a west side tower that will provide the needed water pressure for all public water users including the village and provide the needed pressure for our fire department's firefighting needs. He said this will not be an easy or quick fix but this Board has advanced the ball forward. Without the water tower it is unlikely any extension to the existing water districts will be approved.

Councilor Howard said that she has reviewed the June 2015 C & S engineering study on the water tower that outlined four options with cost estimates and locations that would address the water pressure issues. Ken Kaufman from the Town's engineering committee also reviewed and commented on this report. She is not sure she was completely aware of this study when she voted against doing a map, plan and report for the Andrews Road/County Line Road request for water. She does want to address the water tower but believes that is separate from the Andrews Road water concerns. Extending public water to this area opens it up for development and her main concern is the protection of the lake. She believes the Town should just be looking at the water tower issues.

Councilor Badami said that the property for the location considered for the water tower (Hillside Drive) would have to be acquired. The Andrews Road property is being given to the Town. He is also concerned about the development conundrum but he is a proponent to proceed as he is cognizant about the development concerns and wants to look at ways to address this as well as serve the residents who need water.

Councilor Howard said she is also sympathetic to their needs. This area is mainly agriculture and open space and there is no guarantee 50 years from now that this property won't be developed. She believes the Town Board needs to look farther down the road.

Councilor Badami agreed saying that he doesn't believe it should be an impediment to looking into all options. He doesn't want the Town Board to be paralyzed and do nothing because of the fear of the outcome. People are without water and we are here to serve our residents who are asking for help.

Councilor Howard believes in serving all residents as well but also to protect the tributaries and open space in the watershed in order to protect our lake.

Supervisor Lanning said there have been a series of studies on adding a water tower on the west side that go back 20 years. There are different scenarios. He said that the previous Supervisor aggressively pursued this issue and he believes there will need to be compromise.

Senator DeFrancisco's Announcement that the Town's Grant Request of \$80,000 to fund the Skaneateles Austin Park building renovation has been submitted: Supervisor Lanning said that this is a work in progress and thanked Senator DeFrancisco for supporting the improvements to Austin Park.

Janice Miller – Regarding the Sims Building Bathroom Renovations: As part of the funding from Senator DeFrancisco, Supervisor Lanning asked architect, Janice Miller to provide a concept plan to upgrade the 1963 Sims Building bathrooms.

Janice Miller displayed a design for a new building that would replace the current Sims Building. The Adirondack style building would have a center aisle with bathrooms on the side towards the Skaneateles Y and storage on the left side. The current building is 78 feet wide and 600 sf. The proposed building is 30'x30' with an 8' front overhang for a total of 900 sf. The building would be handicap accessible with industrial type men and women bathrooms. The front would face the ball fields. She also recommended a new flag pole and landscaping. There could be naming rights on the center aisle wall. The Town Board thanked Ms. Miller for providing this concept at no charge to the Town.

Supervisor Lanning said the cost has not been determined but the Town will be required to give detail plans to Senator DeFrancisco. Supervisor Lanning and the Board requested that Janice Miller submit a written proposal to provide a detail plan and specs for the Town to submit to the Senator.

7:15 p.m. Public Hearing – Introductory Local Law 2016-D – Moratorium on the Commercial Solar Uses: Attorney Smith said that the Planning Board recommended including the word “collective” to the definition of “Commercial Solar Use” in the proposed local law. The rights of the individual homeowners will be preserved even during the moratorium. The “collective” would be a group of homes or businesses contracting together which would be considered a commercial solar use.

Supervisor Lanning said that earlier this year the Public Service Commission (PSC) announced new rules allowing for community net metering (CNM). He said PSC's Shared Renewables Program, which will be launched later this year, is expected to especially benefit low and moderate-income families in New York. The Town Board does not have zoning in place to accommodate this and that is why the moratorium is being proposed.

Supervisor Lanning noted receipt of the affidavit of posting dated July 22, 2016 and the affidavit of publication dated July 27, 2016. No one asked to have the public notice read. Supervisor Lanning said that the local law is to consider up to a one year a moratorium on commercial solar uses in the Town of Skaneateles.

On a motion of Councilor Coville, seconded by Councilor Howard and with unanimous (4-0) affirmation of the Town Board the public hearing was opened.

Tom Hughes questioned if a collective was considered two homes side by side and questioned procedures for hardship cases.

Supervisor Lanning said that two or more homes would be considered a collective. Attorney Smith said that there is a procedure whereby a request could be made to the Town Board for a variance to the Moratorium.

Jane Richards they could block the view of the lake and can be very ugly.

Councilor Howard said that that is why the Town is researching zoning laws that would be best for our Town. Supervisor Lanning said that it is important to prevent good agriculture land being used up by solar.

With no further comments Councilor Badami made a motion, seconded by Councilor Howard and with unanimous (4-0) affirmation of the Town Board the public hearing was closed.

Resolution #16-197

On a motion of Councilor Howard, seconded by Councilor Badami and with unanimous (4-0) affirmation of the Town Board Introductory Local Law 2016-D was adopted to be known as Local Law 4 of 2016.

Resolution #16-198

Authorize Hiring Andre Tanguay – Laborer/Cemeteries: With a recommendation from Karl Eldredge, Councilor Howard made a motion seconded by Councilor Coville and with unanimous (4-0) affirmation of the Town Board to authorize hiring Andre Tanguay as seasonal part time Laborer at the cemeteries at \$15 per hour.

LED Lighting – Basketball Courts: Supervisor Lanning said that the Town Board received three (3) quotes for replacing the lighting at the basketball courts ranging from \$11,420 to \$21,715. He said that the payback would be between 7 and 10 years and the environmental payback is immediate. He said right now the Town has to pay a demand charge on top of the KW use and the LED lights use 70% less electricity.

Sue Murphy asked if timers could be added. Supervisor Lanning said that they are installed with timers.

Gene LaForte questioned now that the Town will own the park who maintains all the lights. The Town Board said that the Town does but that since the LED lights do not generate heat that they last between 15 and 20 years. There is a warranty on the fixtures.

Councilor Badami said it is an upfront investment that the Town will get back and said it is nice to see spending to save money and the environment.

Attorney Smith asked to advise the Board on this in Executive Session before they made their decision.

Resolution #16-199

Schedule Budget Work Session: On a motion of Councilor Howard, seconded by Councilor Badami and with unanimous (4-0) affirmation of the Town Board, a special meeting to begin

review of the 2017 budget was scheduled for 5 p.m. on September 7, 2016 at the upstairs conference room of Town Hall.

Draft Open Space Plan – Schedule Informational Presentation: The Town Board agreed that the informational presentation would be scheduled at the next meeting for 6:30 p.m. on September 1, 2016.

Resolution #16-200

Minutes of August 4, 2016: On a motion of Councilor Howard, seconded by Councilor Badami and with unanimous (4-0) affirmation of the Town Board the minutes of August 4, 2016 were accepted as presented.

Announcements/Correspondence/Updates

- Receipt of Comments from the Village Planning Board on the Comprehensive Plan:* The Town Board expressed their gratitude to the Village Planning Board and Trustee Stokes-Cawley for submitting comments. The comments were also forwarded to Joel Russell.
- Clean Energy Communities & Climate Smart Communities:* Supervisor Lanning noted that the Governor recently announced the launch of Clean Energy Communities, a 16 million initiative to help local governments reduce energy consumption.
- Thank you from Marty Cregg/Chase Design:* Marty Cregg submitted an email to Sue Murphy thanking her and the Town for the tribute to their employee Todd Abernethy that they held at Austin Pavilion. He said the Pavilion was a great venue and proves its worth to the community. He stated that Sue represents the Town well and thanked the staff for cleaning and prepping the facility for them. Supervisor Lanning said he was very impressed with the celebration and the way Chase Design transformed the pavilion.
- Transfer Station Events: Transfer Station Events: Shred Event 9 a.m. to Noon on 9/17/16; and Household Hazardous Waste Event 7:30 a.m. to noon on 9/24/16*

Budget Amendments/Adjustments: No budget amendments.

Resolution #16-201

Abstract #16-16: On a motion of Councilor Coville, seconded by Councilor Badami and with unanimous (4-0) affirmation of the Town Board voucher # 1071- #1162 from the following funds:

General Fund:	\$39,324.81	Part Town:	\$3,450.09
Highway:	\$ 3,565.69	Highway P/T:	\$3,547.06
Water:	\$ 1,712.33	Sewer #6:	\$ 28.03
T & A:	\$ 5,124.98		

Total: \$56,752.99

Public Comment:

Mary DiRubbo said that residents of County Line Road north of Crow Hill Road have a petition they would like to present to the Town Board to extend water to their residences. This represents over 50% of the property owners and over 50% of the assessed value. She said that in 2002 she

started looking into the requirements for extending water. This is their 2nd well since 2002. This one is 300' deep.

Tom Hughes said that their well bottoms out every two weeks and that it is 175' deep. Everyone in that area is drawing their water from the same source.

Supervisor Lanning said there is funding available but can be based on household income. He said the Board is concerned about development. Mary DiRubbo said that they have large lots and it is pretty much built out in their area.

Supervisor Lanning said that the intent of the Board is to try to establish a water tower on the west side of Town and he believes this has to move forward before another water extension can be considered.

Resolution #16-202

Executive Session: On a motion of Councilor Coville, seconded by Councilor Badami and with unanimous (4-0) affirmation of the Town Board, the meeting was adjourned to Executive Session at 7:47 p.m. to discuss a personnel issue and contractual issue.

On a motion of Councilor Coville, seconded by Councilor Howard and with unanimous (4-0) affirmation of the Town Board the meeting was returned to open session at 8:03 p.m.

Resolution #16-203

Outreach Coordinator: On a motion of Supervisor Lanning, Seconded by Councilor Badami and with unanimous (4-0) affirmation of the Town Board the Budget Officer was authorized to pay Jacque McConnaghy the total of both Outreach Coordinator positions between April 29, 2016 and July 7, 2016.

Resolution #16-204

LED Lights – Austin Park Basketball Courts: On a motion of Supervisor Lanning, seconded by Councilor Howard and with unanimous (4-0) affirmation of the Town Board, the low bid was awarded to Jacomb, LLC for the LED lights at the basketball court in the amount of \$11,420.00.

Meeting adjourned at 8:05 p.m.

Respectfully submitted,



Janet L. Aaron
Town Clerk