

TOWN OF ELBRIDGE TOWN BOARD
PUBLIC HEARINGS & REGULAR MEETING
JULY 18, 2007

SWEARING IN OF JUSTICE: Before the Public Hearings, Judge Patricia DeRue swore in Gale T. Mitchell as newly appointed Judge effective July 18, 2007 – December 31, 2007.

Judge Patricia DeRue, Gale Mitchell, Barbara Ely, Dan & Wendy Titus, Amy Thorpe and Ella Thorpe were present and then left after the swearing in.

CALL TO ORDER: Supervisor Bush called the Public Hearing to order at 7:06PM and led the Pledge of Allegiance.

PRESENT: Supervisor Ken Bush, Councilor George Betts, Councilor Rita Dygert, Councilor Bruce Ralston and Councilor Vern Richardson.

OTHERS PRESENT: Dirk Oudemool, Attorney; Anthony Dela, of Greene Seifter; Brenda Kayn, Auditor; Robert Herrmann, Code Enforcement Officer; Floyd Duger, Dan Conroy, Kim Rinaldo, Greg & Sara Holden, Floyd Duger, Rick Thorpe, Shannon Merrill, Debra Stapleton, Deputy Town Clerk and Karen Platten, Town Clerk.

PUBLIC HEARINGS:

#1 The Town Board of the Town of Elbridge held a Public Hearing on July 18, 2007 at 7:00 PM at the Town Municipal Building, Route 31, Jordan, New York to consider the application of H&H of Elbridge LLC to change the zoning classification of parcels number 040.-04-23, 25.1 and 26.1 and 26.2 from Business Transitional to a Planned Development District.

Legal notice that appeared in the July 6, 2007 Post Standard was available and was posted at the Town Clerk's Office, Jordan and Elbridge Post Offices, Elbridge M&T Bank and Jordan Lyons Bank.

Supervisor: Does anyone wish to speak in favor? Anthony Dela, Attorney from Greene & Seifter representing H&H explaining what they are planning to do. It is a 79-acre lot with 4 or 5 tax parcels and wants to make it into one parcel and ask for zone change.

Tessy Plastics want to expand and build medical plastics facility in the rear and need the ability to finance. Once zoned as planned development, which would then show the Town, and us what can or cannot be done with the property. Bank will want to finance this as one lot. Would really like it to be an Industrial Park. This an early overview and just to let the town know the plan. Then we will need to do subdivision, site plan review and the county asked a traffic study should be done too.

Supervisor: Does anyone wish to speak against? No one.

Supervisor Bush declared the Public Hearing closed at 7:14PM.

Supervisor Bush noted that the landscaping being done by east driveway is looking good. Anthony Dela left at 7:15PM

#2 The Town Board of the Town of Elbridge held a Public Hearing on July 18, 2007 at 7:00 PM at the Town Municipal Building, Route 31, Jordan, New York to consider amending Section 30.37 of the Municipal Code, the purpose of which is to modify some of the requirements for Planned District and to rename it Planned Industrial District.

Legal notice that appeared in the July 6, 2007 Post Standard was available and was posted at the Town Clerk's Office, Jordan and Elbridge Post Offices, Elbridge M&T Bank and Jordan Lyons Bank.

Supervisor: Does anyone wish to speak in favor? No one.

Supervisor: Does anyone wish to speak against? No one.

Supervisor Bush declared the Public Hearing closed at 7:15PM.

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#3 The Town Board of the Town of Elbridge held a Public Hearing on July 18, 2007 at 7:00 PM at the Town Municipal Building, Route 31, Jordan, New York to consider adding a new chapter 37 to the Municipal Code to be entitled Temporary Storage and provide therein restrictions upon the use of PODs, trailers, truck bodies, etc. for storage of any property.

Legal notice that appeared in the July 6, 2007 Post Standard was available and was posted at the Town Clerk's Office, Jordan and Elbridge Post Offices, Elbridge M&T Bank and Jordan Lyons Bank.

Supervisor: Does anyone wish to speak in favor? Dan Conroy of Sandbank Road- he is in favor but didn't know the time of the restrictions and discussion followed. Attorney Oudemool said code officer could give permission with a permit in an emergency or a job site one can be authorized by the planning board depending what is being done.

Supervisor: Does anyone wish to speak against? No one.

Supervisor Bush declared the Public Hearing closed at 7:18 PM.

#4 The Town Board of the Town of Elbridge held a Public Hearing on July 18, 2007 at 7:00 PM at the Town Municipal Building, Route 31, Jordan, New York to consider amending Section IV of the Subdivision Regulation to provide a definition of Lot Line Realignment and to provide an expedited procedure for the approval of such a matter.

Legal notice that appeared in the July 6, 2007 Post Standard was available and was posted at the Town Clerk's Office, Jordan and Elbridge Post Offices, Elbridge M&T Bank and Jordan Lyons Bank.

Supervisor: Does anyone wish to speak in favor? No one.

Supervisor: Does anyone wish to speak against? No one.

Supervisor Bush declared the Public Hearing closed at 7:20PM.

Attorney Anthony Dela, Shannon Merrill and Kim Rinaldo left at 7:20PM

REGULAR MEETING: Regular meeting began at 7:21PM.

Judge DeRue re-entered @ 7:25PM.

ADOPT MINUTES: On a Motion of Councilor Dygert, seconded by Councilor Richardson to dispense with the reading of the minutes of June 20, 2007 and adopt as written.

SUPERVISOR'S REPORT: Report is on file

COMMUNICATIONS:

FROM:

- 1) NYS Department of State-re: Local Law No.2, 2007 was filed on June 14, 2007, also Local Law # 4, 2007 was filed on June 19, 2007.
- 2) Onondaga County Department of Aging & Youth-re: posters sent for information on Long Term Care Insurance Resource Center.
- 3) Eastern Shore Associates-re: various Aflac products.
- 4) Senator John A DeFrancisco-re: funding source for the security fence for the Town's Highway Garage.
- 5) NYS Department of Agriculture and Markets-re: request for proposals for Farmland Protection Implementation Projects.
- 6) Association of Towns-re: concerns of the siting of power plants in your town.

REPORTS: Brenda Kayn, Auditor presented her report with a copy having been given to the board members today. She went through the different areas and explained. Altogether the audit was very clean. She explained the reportable matters plus her own thoughts to

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help on the budget etc. The board should be pleased with the audit. The audit is on file and she finished with the report at 7:44PM.

Assessor: Report is on file. Nothing to add other than Paige will be in while Penny is at a class in Utica in August.

Supervisor Bush

Highway Superintendent: No report ready.

Councilor Ralston reported the trail from canal path to town center is done.

The containment area has been worked on. The kerosene tank will be removed as soon as empty. Pressure washer will then run on gas.

Code Enforcement Officer: Report is on file. 17 building permits issued in June for a total cost of \$1,566,925.

Bob Herrmann said the Dollar General and Family Dollar are in progress. They are trying to monitor the road traffic to keep the road clear. Both hope to be completed in September. DOT doesn't have updated drawings for the sidewalk for Dollar General so site plan is completed. Family Dollar was being hooked up to water today.

Dog Control Officer: Report is on file. A few problems with dogs having to be picked up. Tickets are still being issued. A little boy was bitten and is going to have the rabies shots. DCO took the dog to the SPCA to be confined.

Outreach Worker: Councilor Dygert reported PEACE had a picnic at the fish hatchery with approximately 50 seniors attending. They could fish for \$2.00 and were provided a fishing pole, putting on the bait, taking the fish off then filleting and could eat it. All were served strawberry shortcake – very nice

Mark, Leo and myself are trying to revitalize the FISH volunteer organization. Would like to purchase a vehicle. Met with someone representing a local bus company to provide quotes. Barclay said they would help with the issue to help the seniors and need to explain in a letter to him. Call a bus service is for those only being transferred to somewhere in Onondaga County, it doesn't go to Cayuga County. Therefore transportation is a problem for those who don't drive. Procurement of a vehicle probably won't be a problem but finding the volunteer operation of the program will be.

Recreation Director: Report is on file. Softball & baseball program is over. The two-week program of swimming and recreation is going very well. Attended a couple sessions. Tomorrow night is musical theater put on at the school by some of the kids. Also collected food for the food pantry.

A new copy machine was purchased for the town center for recreation and senior programs use.

Financial report will be in August.

Planning Board: Councilor Dygert attended their meeting. Tessy was presenting their site plan, a couple of public hearings coming up. Tessy has an 85,000 sq.ft. addition. Future plans include an expansion of a 92,000 sq. ft addition. Hope to hire 168 employees. Currently have 300 employees. Thus that's why a traffic study is being done.

OLD BUSINESS: None

NEW BUSINESS:

Councilor Richardson explained the application. State was supposed to appoint a committee to see who gets the grants, which has not been done yet. Hope to have the money by next spring.

On a motion of Councilor Richardson, seconded by Councilor Ralston the following resolution was

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ADOPTED: 5 AYES BETTS RALSTON RICHARDSON DYGERT BUSH
0 NAYS

Resolved: that the Town Board of the Town of Elbridge authorizes the Supervisor to sign the 2007 Justice Court Assistance Program application. (Application attached)

On a motion of Councilor Dygert, seconded by Councilor Richardson the following resolution was

ADOPTED: 5 AYES BETTS RALSTON RICHARDSON DYGERT BUSH
0 NAYS

Resolved: that the Town Board of the Town of Elbridge approves the Elbridge Meadows MHP application per recommendation of CEO Robert Herrmann.

Discussion followed.

Bob Herrmann noted that the park with the manager has worked hard obtaining the necessary straps and then install it under the mobile homes.

Ricky Thorpe, park manager also said it took much hard work to get it as it looks today.

Took out 16 dumpsters, painting was done and septic lines were replaced.

New sign is being put up. Redemption center will get a new face-lift soon and they will do their own sign. It is part of Elbridge Meadows property.

Bob Woollis is moving his home.

NYSEG is putting new poles.

The Board thanked Bob Herrmann and Ricky Thorpe.

Ricky Thorpe left at 8:14PM.

On a motion of Councilor Dygert, seconded by Councilor Betts the following resolution was

ADOPTED: 5 AYES BETTS RALSTON RICHARDSON DYGERT BUSH
0 NAYS

Resolved: that the Town Board of the Town of Elbridge will set August 15, 2007 to hold a Public Hearing to consider repealing existing section 30.44 and replacing with a new Section 30.71 article VII to the Municipal Code to be entitled signs, the purpose of which is intended to create a more attractive physical appearance of the Town and promote public welfare and safety.

On a motion of Councilor Dygert, seconded by Councilor Ralston the following resolution was

ADOPTED: 5 AYES BETTS RALSTON RICHARDSON DYGERT BUSH
0 NAYS

Resolved: that the Town Board of the Town of Elbridge authorizes the Supervisor to sign and approved the indemnification agreement regarding Verizon Wireless. (Formal agreement attached)

Discussion followed on the Weedsport Winter Wanderers request.

On a motion of Councilor Richardson, seconded by Councilor Betts the following resolution was

ADOPTED: 5 AYES BETTS RALSTON RICHARDSON DYGERT BUSH
0 NAYS

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Resolved: that the Town Board of the Town of Elbridge does not have a local ordinance or local law that would prohibit the snowmobile trail on National Grid's property.

Councilor Ralston explained the request for the funds for the security fence around the fuel island which provides a control area.

On a motion of Councilor Ralston, seconded by Councilor Betts the following resolution was

ADOPTED: 5 AYES BETTS RALSTON RICHARDSON DYGERT BUSH
0 NAYS

Resolved: that the Town Board of the Town of Elbridge authorizes the Supervisor to sign the application for the C-CAP for the security fence.

No action taken on public hearing #1 unless satisfied that the traffic study is adequate.

On a motion of Councilor Dygert, seconded by Councilor Ralston the following resolution was

ADOPTED: 5 AYES BETTS RALSTON RICHARDSON DYGERT BUSH
0 NAYS

Resolved: that the Town Board of the Town of Elbridge adopts the amendments to Section 30.37 of the Municipal Code.

Discussion followed regarding the time on a storage unit and original resolution was amended for the Local Law.

On a motion of Councilor Ralston, seconded by Councilor Dygert the following resolution was

ADOPTED: 5 AYES BETTS RALSTON RICHARDSON DYGERT BUSH
0 NAYS

Resolved: the Town Board of the Town of Elbridge adopt the new Chapter 37.6 subdivision A titled "Temporary Storage" for addition to the Municipal Code. This permit may be extended for not more than (2) 30-days periods.

Attorney Oudemool explained that the county likes our idea but will give us an official comment by the next meeting; sort of a special procedure. It will be an amended subdivision matter done by the planning board – a one-step process.

No action of public hearing #4 as SOCPA has not reviewed and has asked for an extension to the review. An analysis needs to be done for the peak hours of traffic and the highway needs to remain safe. The Town has an obligation before approving this, as Lead Agency; to make sure the town is aware of the impact to be sure there is not a safety problem.

Discussion followed.

COMMITTEE REPORTS:

Councilor Betts: Unfortunately the Village of Jordan will not be able to supply the hydrants for Sandbank Road. Workload in the Village has been high and has not allowed for them to do it.

Councilor Ralston: Bid openings for the roof project had 13 contractors pick up bid contracts and 12 returned. Ranged between \$57,000 – \$85,000. J&B Installations was awarded the contract and contract has been given to Attorney to prepare.

Phase 2 is the oil separator project and engineers have been out here.

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Received approval for connecting to Village of Jordan Sewer Line. County also approved.

We are going to replace the entrance on front of building.

Receiving \$50,000 from DeFrancisco office for fencing is a plus.

Asked Attorney Oudemool regarding Global Signal – attorney is waiting for their reply and will call tomorrow.

Preparing for addition this fall and plan for the addition to do in the spring and will need an architect.

Put a new outside door on the highway lunchroom.

The fence will start at the corner of the highway garage go down the drainage ditch and a gate, then go around the salt barn and then connect to storage shed with 2 or 3 gates. It is heavy-duty eight-foot chain link fence. Also researching surveillance cameras.

Councilor Richardson: Gale Mitchell will be attending Justice classes next week in Potsdam. Will be sitting with Justice DeRue and other town courts. His first time at court will be August 6th. He's looking forward to it.

Councilor Dygert: Civil service report has come in and Mark and Bob's names came within reach.

Attorney Oudemool stated the board should have a new resolution at next meeting to establish a probationary period.

Advisory Committee met and they're pleased to have three members from the ag committee.

Nearly finished up with signage and moving forward on fencing.

Next advisory meeting is August 8th. Will be discussing the fees for signs.

Supervisor Bush: Pleased with the progress on the building.

Had a call from Bob Walsh, president of Allred; as he is very anxious about the application that has been before the state for 6 months and now the state says there is a problem with the driveway cut. They are ready to have paving done and now a utility pole needs to be moved. Supervisor Bush said he made a call to DeFrancisco's office. Now tomorrow morning Mr. Walsh is going down to DOT to determine what is wrong. Supervisor Bush went through the new building which is beautiful. They were in CNY Magazine regarding a small subsidiary that is part of their company and has something to do with the wing of flying machines. Will be featured in Airways magazine. National Geographic & MSNBC has contacted them.

Also they are very pleased with their neighbor Tom O'Brien, he has been very cooperative. Landscaping is being done very nicely. Water, electric, septic is all approved; just the driveway is not approved. Attorney Oudemool said that Bob Herrmann could issue a temporary certificate for occupancy.

AUDIENCE PARTICIPATION: Dan Conroy said he was glad that J&B Installation got the contract. At Gurney Woods they have planted a roofing grass product. It's the up and coming special flat grass on Chatfield Road.

Supervisor Bush asked Bob if he had the information from the school. Schools are exempt from the zoning.

ADJOURNMENT: With no further business, on a motion of Councilor Richardson seconded by Councilor Betts the meeting was adjourned at 9:11 PM. UC

Respectfully submitted,

D. Karen Platten, Town Clerk

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