

TOWN OF ELBRIDGE
TOWN BOARD PUBLIC HEARING AND
REGULAR MEETING
NOVEMBER 7, 2007

PUBLIC HEARING: Supervisor Bush called the Public Hearing to order at 7:00 PM and Highway Superintendent Pelmeur 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; Dennis Pelmeur, Highway Superintendent; Leo Cooper, Outreach Worker; Jack Horner, Historian; Debra Stapleton, Deputy Town Clerk; Michael Denton, Advocate Newspaper; Mark Grasmeyer, Senior Program Coordinator; Floyd Godfrey, William & Tammy Jones, Jay & Kim Bethel, Antonio & Debra Argese, Danielle Barnum, John Meixner, Roland Porter, Dana Anthonson, Dan Conroy and Karen Platten, Town Clerk.

PUBLIC HEARING: The Town Board of the Town of Elbridge held a Public Hearing on November 7, 2007 at 7:00 PM at the Town Municipal Building, Route 31, Jordan, New York to consider the adoption of the proposed 2008 Budget.

Legal notice that appeared in the October 15, 2007 Advocate was available and was posted at the Town Clerk's office, Elbridge M&T Bank, Jordan Lyons Bank and Jordan and Elbridge Post Offices.

Supervisor Bush: Does anyone wish to speak in favor of the proposed 2008 Budget? No one.

Supervisor Bush: Does anyone wish to speak against the proposed 2008 Budget? No one. Supervisor Bush declared the hearing closed at 7:03 PM having heard all persons.

For information Supervisor Bush noted that the rates inside the villages went up a little less than 5 cents per 1000 and outside will be going up 20 cents per 1000. It's a minimal tax rate and a conservative budget.

REGULAR MEETING: The Town Board of the Town of Elbridge met in regular session on November 7, 2007 at 7:04 PM in the Town Municipal Building, Route 31, Jordan, New York.

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

OTHERS PRESENT: Dirk Oudemool, Attorney; Dennis Pelmeur, Highway Superintendent; Leo Cooper, Outreach Worker; Jack Horner, Historian; Debra Stapleton, Deputy Town Clerk; Michael Denton, Eagle Newspapers; Mark Grasmeyer, Senior Program Coordinator; Floyd Godfrey, William & Tammy Jones, Jay & Kim Bethel, Antonio & Debra Argese, Danielle Barnum, John Meixner, Roland Porter, Dana Anthonson, Dan Conroy and Karen Platten, Town Clerk.

ADOPT MINUTES: On a motion of Councilor Betts, seconded by Councilor Richardson to dispense with the reading of the minutes of October 17, 2007 and adopt minutes as written. UC

MOTION TO PAY BILLS & BUDGET MODIFICATIONS: Councilor Betts seconded by Councilor Dygert made a motion that General Bills, Abstract # 10, Voucher # 625 - 686 in the amount of \$89,366.22 were ordered paid and Highway Bills, Abstract # 10, Voucher 158H - 175H in the amount of \$ 52,453.03 were also ordered paid for a total disbursement of \$141,819.25.

And authorized the Supervisor to transfer the following monies into the designated accounts:

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FROM: A1910.0 Contingency	\$3008.
TO: A7310.14 School /Home/Com.Worker	
FROM: DA5130.4 Machinery – Contractual	\$5000.
TO: DA5130.1 Machinery – Pers. Serv.	
FROM: DA5130.4 Machinery – Contractual	\$1000.
TO: DA5148.1 Service to other Govts. – Personal Services	
FROM: SW1-8310.4 (Hart Lot) Water Admin. Contractual	\$ 50.
TO: SW1-9031.8 (Hart Lot) Medicare	
FROM: SW1-8310.4 (Hart Lot) water Admin. -Cont.	\$ 150.
TO: SW1-9040.8 (Hart Lot) Workman’s Comp.	
FROM: A9010.8 Retirement	\$ 750.
TO: A1920.0 Municipal Dues	
FROM: A9010.8 Retirement	\$2000.
TO: A9040.8 Workman’s Comp.	
FROM: A1990.0 Contingency	\$ 50.
TO: A7610.4 Prog. for Aging – Cont.	
FROM: A1990.0 Contingency	\$ 100.
TO: A5010.4 Highway Supt. Contractual	
FROM: B9010.8 Retirement	\$ 350.
TO: B9040.8 Workman Comp.	

COMMUNICATIONS:

FROM:

- 1) NYS Comptroller Office – re: teleconference Thursday, November 15, 2007 6:30 – 8:45PM. Registration & Site information will be on next flyer or OSC’s website. www.osc.state.ny.us.
- 2) Allred – re: Open house on November 1, 2007 at 4:00 PM.
- 3) Onondaga County Department of Aging and Youth –re: Request for Proposal for transportation alternative in localities.
- 4) NYS DOT – re: RT 5, Hamilton Road to Cayuga Co. line T/O Elbridge, Onondaga Co. – conducting a Highway Safety Investigation.
- 5) NYS Department of State – re: Local Law No. 8 (Fences) filed on October 15, 2007.
- 6) Onondaga County Community Development – re: Hart Lot Water Transmission Line \$90,000.
- 7) Office of Real Property Services – re: STAR Administrative Aid Allocation Schedule.
- 8) NYS Department of State – re: Shared Municipal Service Incentive Grant program.
- 9) The Salvation Army –re: Christmas Bureau 2007 distribution day is Friday, December 21 1:00 PM – 7:00 PM at the ONCENTER.
- 10) Environmental Commission – re: Minutes of August meeting
- 11) Empire State Development – re: Allred Capital Project, Public Hearing November 1, 2007 at 2:30 PM.
- 12) Department of Environmental Conservation – re: training sessions for local government officials and new handbook.

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- 13) Elbridge Town Court – re: court closed on November 12, December 24, December 31, 2007 and January 21, 2007.
- 14) Board of Elections – re: Election Day November 6, 2007 6:00 AM to 9:00 PM at JE Community Center and Elbridge Fire Department.
- 15) NYS DOT –re: request for lower speed limit on Laird Road – extended .1 mile south.
- 16) Village of Jordan – re: meeting minutes of November 1, 2007.
- 17) Vivian Wilson – re: retirement as Recreation Director effective December 31, 2007.

Guests: Floyd Godfrey of 5529 Sunview Drive– re: petition for water district on Sunview Drive. Residents on Sunview had a meeting with 15 representatives from 25 parcels and have a petition to present to the board for consideration with the possibility of attaching to the Route 5E Water District and forming a Sunview Drive Water District. They asked if the town board would consider conducting a feasibility study to determine the costs for Sunview Drive as a water district.

It was noted by Supervisor Bush that proposals would have to be drawn up by an engineering firm to determine the cost and would then get back to the residents. Councilor Betts said he would try to address this at the December 5th meeting and Mr. Godfrey said there was no urgency.

Tony Argese of 1778 Whiting Road - re: speeding on Whiting Road in Memphis. Stated that Whiting Road has become a raceway. People drive 60 – 70 mph. Presented the board with a petition of 40 names in asking for help. There is a 30 mph sign already there but no one pays any attention. Police came down through twice and haven't seen them again. Possibly some blinking lights saying this will be strictly enforced. Some of the signs have been knocked down. Area that is in Town of Camillus and Town of Van Buren is enforced. Saunders trucks also travel too fast. Appreciate any help you can give us as many travel 70 mph.

Supervisor Bush noted it is a county road. Will forward this petition to the other towns with a letter from the board asking for their support

REPORTS:

Assessor: Report is on file. There has been an extension on the STAR rebate to the end of December. The assessor is getting ready for the re-val of next year.

Highway Superintendent: Report is on file. Have been getting ready for the winter. Shared services has been going both ways with the villages.

Code Enforcement Officer: Report is on file.

Dog Control Officer: Report is on file for the past three months.

Historian: Jack Horner attended 7 classes at the conference in Hunter, NY. Very good classes and now need time to implement. Thanked the board for allowing him to attend the conference.

Outreach Worker: Leo Cooper reported that on September 24 & 25 he attended the first ever held, National Medicare Training Workshop in Syracuse. It was put on by the centers of Medicaid and Medicare Services, which is located in NYC.

Also attended on October 30th the meeting the Office of Aging had on Medicare needs. On October 26 & 31 met with Rita and Mark working on the grant for FISH Program.

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November 12th will be the 1st Tuesday luncheon, moved to the Monday due to Election Day last Tuesday.

HEAP 2007 program begins November 1 and have put in for new applications for people calling.

Planning Board: Not a lot going on at this time.

Recreation Director: Recreation report is on file. 167 signed up for soccer. Basketball registration has ended. CCYO meeting will be held to set up the basketball games schedule.

Received a letter from Vivian Wilson, recreation director that she will be retiring December 31, 2007. It leaves some time to find a new director.

Senior Program Coordinator: Mark spoke on the HEAP program and Larry Matthews has set up office hours out here for a few days for people to sign up. They will coincide with the senior luncheons.

Attended a big health fair for seniors at the Fairgrounds sponsored by Senator DeFrancisco.

The community center reservations are filling up.

December 10th starts the after 50 strength-training program for. Monday and Thursday at 10:00 AM. It is free and will be run by Meghan Blumer.

OLD BUSINESS: Councilor Dygert gave the board a revised version of the Noise Law and said he hasn't had much feedback and needs direction from the board. Do you want a public hearing or want the advisory board to review?

Councilor Betts suggested having a public workshop after the meeting tonight to discuss.

NEW BUSINESS:

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 advertises for letters of interest for a secretary/alternate member to the Planning Board. Letters to be sent to the Town Clerk by November 26, 2007.

Councilor Dygert noted that Meghan Schader is resigning December 31, 2007.

Person would take effect in January unless for training earlier.

On a motion of Councilor Ralston, 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 proposes the following year-end schedule as follows:

Wednesday, November 21st close at 1:00 PM (day before Thanksgiving)

Thursday & Friday, November 22nd & 23rd. Closed for Thanksgiving

No meeting Wednesday, November 21st (Thanksgiving Eve)

Monday, December 24th closed (Christmas Eve)

Wednesday, December 26th Meeting to pay bills (time to be announced)

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Friday, December 28th - Pay Bills
Monday, December 31st close at 12:00 noon (New Year's Eve)

Supervisor Bush asked that the clerk make a list to put on the door.

Discussion on the following resolution: Councilor Dygert said Project Rose was established to educate communities on older drivers safety and to encourage the establishment for extension of volunteer transportation programs. This grant can provide up to \$4000 for funding. If successful will develop a survey to identify and determine the level of need and where. Deadline is next Monday and grant is nearly complete. In addition to this survey we would do a mailing to advertise and recruit volunteer drivers. Leo Cooper said it is needed as we are so far from transportation. The grant is to promote safe and responsible drivers.

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 Senior Program Coordinator to submit a grant proposal for Project Safe Roads to the Onondaga County Department of Aging and Youth.

On a motion of Councilor Betts, 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 appoint, as seasonal on call, part-time positions at the request of Highway Superintendent Pelmeur: Harold Meaker, Roger Darling and Lester Bozeat effective immediately at hourly rate of \$14.36.

Discussion noted that help for the court office was brought in to have reports up-to-date and filed with the state. It will be for 16-18 hours per week. No idea how long but losing full time clerk has made the court behind. Assistant court clerk only works 3 days a week and there is much to be done.

On a motion of Councilor Richardson, 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 appoint Elaine McMahon as temporary court assistant due to the medical leave of the court clerk, per the judges' request and recommendation at an hourly rate of \$18.00.

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COMMITTEE REPORTS:

Councilor Betts: Discussed the proposals for engineering studies to be done for Sunview Drive water line and for a transmission line from Gorham Road to Hart Lot.

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

ADOPTED: 5 AYES BETTS RALSTON RICHARDSON DYGERT BUSH
0 NAYS

Resolved: that the Town Board of the Town of Elbridge is requesting proposals for an engineering feasibility study for providing water service at the request of 50% of the residents of Sunview Drive in Elbridge. The purpose would be to provide the projected unit cost for the approximately 23 residential units along this street, which measures approximately 1690'. The water would originate from a 12" main located on the south side of Route 5. Proposals are to be returned by 3:00 PM, December 3, 2007.

On a motion of Councilor Betts, 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 is requesting proposals for engineering costs to construct an alternate water transmission line to service the Hart Lot Water District. Services would originate at the village of Elbridge 12" transmission line at the intersection of Gorham Road and Jordan Road extending just over 4100' to the district. Proposals are to be returned by 3:00 PM, December 3, 2007.

It was noted a grant for \$90,000 from Community Development and \$68,000 from Congressman Walsh for this project. Not sure these monies will be sufficient.

Councilor Betts met with Camillus resident, Mr. Meeks on Route 5 and discussed the Town of Elbridge sign near the Camillus/Elbridge line.

Showed pictures of the Sennett/Route 5, Weedsport/Route 31 and Lysander/Route 31 projected signs. Will set with the Highway Superintendent, Pelmear regarding the NYS Highway Permit.

Tom Brennan has ordered materials and is working on the signs.

Three hydrants have been installed on Sandbank Road.

Regarding public safety, Red Cross is first and then the school, they know all the procedures and I feel comfortable with it all. We have all the contacts. There are current plans with the Villages and the Town and meeting with the Camillus Police department to possibly adopt that plan. There were representatives from village boards, fire departments, town, school building and grounds, food vendor and transportation. Will meet again in early December. Thanked Bob Herrmann, Dennis Pelmear and all the other municipalities.

Councilor Ralston: The roof project is completed with a 20-year warranty - the contractor is responsible for the first year and Goodyear is for the remaining 19 years. Inclusive warranty for 20 years.

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Abscope was awarded the contract for the oil separator project.
Reviewed the file for engineering regarding the parking lot. It will be mostly done by the highway crew and then will proceed as weather allows.
Gave Plumley the some initial drawings on the proposed addition so they can give us an estimate. Won't proceed on that until next spring.
Received 4-5 letters of interest on the maintenance position but haven't reviewed them yet.

Councilor Richardson: Met with Judge Mitchell.

Also had a call from a resident on Gorham Road that wants cable and will do a cost estimate.

Councilor Dygert: Attended a couple of meetings. First was a meeting at Cornell Cooperation Extension put on by representatives of Ag & Markets regarding the availability of grant monies for municipalities for farm and ag land protection. Depending on eligibility, the grant monies could be available for up to \$25,000. Many attended the Ag advisory Committee meeting. The speaker explained the economic value of agriculture to a town - a very informative and interesting meeting. Continuing to work on zoning - zoning districts.

Supervisor Bush: Asked if the board wanted to make a motion on the preliminary budget.

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

ADOPTED: 5 AYES BETTS RALSTON RICHARDSON DYGERT BUSH
0 NAYS

WHEREAS: the Town Board of the Town of Elbridge, on the 7th of November 2007 commencing at 7:00 PM, held a Public Hearing on the Preliminary Budget approved by this Board and filed with Town Clerk for fiscal year 2008 and having heard all persons desiring to be heard on the matter of the budget for such year, having discussed and considered, now therefore be

Be it further resolved: that the Preliminary Budget, be adopted and established as the Annual Budget of the Town of Elbridge for the fiscal year beginning January 1, 2008 and that such budget be entered in detail in the minutes of the proceedings of the Town Board

Resolved: that the Town Clerk shall prepare and certify as provided by law duplicate copies of said Annual Budget hereby adopted and shall deliver them to the Supervisor of the Town who shall deliver one copy to the Onondaga County Legislature for the levy of taxes.

Councilor Ralston said this includes monies set aside for improvements. Also the energy audit is done. Want to make the buildings more energy efficient.

Supervisor Bush said the town is conducting a United Way Fund and anyone can add to the amount.

Supervisor Bush also congratulated the people who won the election, Judge Gale Mitchell, Highway Superintendent Dennis Pelmar, Councilor Rita Dygert and Councilor George Betts.

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Allred open house was found to be exciting and interesting by all those that attended. It's a wonderful facility and great to have in our town. They expressed thanks to the town. Dollar General participated in the ribbon cutting ceremony this past Saturday. They are pleased to be here and it's up and running. They are working on the landscaping. Lonely Joe is being filmed in the town of Elbridge and the thanked the people in the town and very appreciative to all the people in the town. They allowed our school drama department to attend. "Hollywood East"

Jay & Kim Bethel, Antonio & Debra Argese left at 8:00 PM.
Eagle Newspaper reporter left at 8:03.

MONTHLY REPORTS ON FILE: Dog Control Officer, Supervisor, Town Clerk, Water Superintendent, Recreation and Zoning Officer.

AUDIENCE PARTICIPATION:

Dana Anthonson owner of property on Laird Road – upset with the lowering of the speed limit on Laird Road. Wondered why it was done as the area hasn't changed in years. Feels the speed limit is ridiculous.

Initially was coming because he is upset in regards to the Elbridge Rod & Gun Club and upset with the people that signed the petition. He is a member of the club and feels he is paying for two lawyers, the town and the club's. Mr. Anthonson said he is not happy with these two issues.

Much dialogue took place with the Mr. & Mrs. Jones, Board members, John Meixner and Dan Conroy.

The Jones said there are no Police agencies at the gun club in August or September.

John Meixner of Laird Road - Said he met with the gun club and never had any intention of closing the gun club and wanted this clarified as a matter of record. Just want the problems resolved.

Attorney Oudemool said this matter should be dealt with by the Zoning Board of Appeals.

Bill Jones, member of the gun club – Said he met with Attorney Oudemool in March and gave many proposals by the gun club and all were turned down.

Attorney Oudemool said that he said nothing has been rejected or turned down. All proposals are still on the table.

Dan Conroy of Sandbank Road – Is the noise ordinance being done just because of this club? And John Meixner should have called the State Police if he thought bullets were near him. Doesn't seem the club should be responsible for a stray bullet, more it should be the person that did it. I don't want our tax dollars to fight this.

Supervisor Bush stated it is clear no monies are spent but the board has to respond to a petition. It's our responsibility.

Mrs. Jones, membership secretary, said the gun club would go bankrupt in paying for their attorney and felt they has to hire an attorney to protect themselves after such accusations.

Much discussion continued.

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Floyd Godfrey left at 8:29 PM.

EXECUTIVE SESSION: Councilor Betts, seconded by Councilor Richardson that this board moves into executive session with Legal Counsel for a personnel issue at 8:30PM.

Returned to Regular Session:

Returned to regular session at 8:52PM with all members present.

Discussion continued on the gun club issue and the communication between the two attorneys.

Councilor Ralston stated that he has some real concerns as to the town's responsibility. It is a noise and safety issue and that is what the town is pursuing. The allowing of berms is not our board's decision. Operating time is a concern. Have looked into the agreement of the police department coming out to practice and found no actual agreement. The charter to operate is loosely written. It was noted that it is a non-for-profit organization. No intention of closing the club. Would like to come to some agreement that the sheriffs and police department be able to use it as well as residents would have some quiet time and safety concerns taken addressed to be able to live there too. Councilor Ralston said he has concerns as to the board's responsibility. Major concern is the operation times of the club.

Bill Jones responded that they are looking at a grant from NRA to help pay for the berm type barriers. They operate now 8:00 AM – sunset Monday - Saturday and 9:00 AM – sunset on Sunday.

Attorney Oudemool said that in 1998 a special permit was issued for pistol use. These type of issues need to be processed with the Zoning Board of Appeals. Need quiet times, the zoning board should do sound levels and hours. All details should be done with the Zoning Board of Appeals. Even moving soil needs a permit.

The Jones said they were told they didn't need a permit. Also why weren't they told to be referred to the Zoning Board of Appeals in the beginning?

The gun club said they just don't know what the real issue is --- is it noise, bullets, membership or what and how should the club address this?

Attorney Oudemool said we are trying to come to some kind of agreement with the Zoning Board of Appeals, Town Board, John Meixner and Gun Club with the use of the land.

Much discussion continued.

Dan Conroy asked how does this affect the Jordan Gun Club?

Attorney Oudemool noted that the board only reacts to constituent complaints; we don't go looking for problems.

Supervisor Bush said we are trying to get the rules, etc. for a gun club so another club or another administration will know how to handle it. This is what we are trying to do. Need to have this dialogue to be able to continue. Attorney Oudemool has tried to explain.

Bill Jones said he didn't come to talk tonight but just to listen.

Supervisor Bush said they can come to any individual board member to talk and glad they stayed.

The Joneses thanked the board and left at 9:41PM.

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Dan Conroy – questioned Sunview Drive petition wondering if they hook up to Route 5 & not contribute. A few years ago they didn't want to hook up.

Discussion continued.

Roland Porter of Laird Road – The gun club could do all these modifications now, but shouldn't it be made clear to them that they should wait until the Zoning Board of Appeals makes their recommendations? Shouldn't it be in writing?

Also doesn't feel the sheriffs should be practice there. How many clubs could be coming there to practice? Feels there is severe over-usage of the gun club. Discussion continued.

ADJOURNMENT: With no further business, on a motion of Supervisor Bush seconded by Councilor Richardson the meeting was adjourned at 10:03 PM. UC

Respectfully submitted,

D. Karen Platten
Town Clerk