

TOWN OF POMPEY BOARD MINUTES

A Regular Monthly Meeting of the Town Board of the Town of Pompey was held on December 5, 2016. In attendance: Supervisor Carole Marsh; Councilors Carl Dennis, Greg Herlihy and Victor Lafrenz; Attorney Jeffrey Brown; Budget Officer Tom Chartrand; Highway Superintendent Tom Purcell; Code Enforcement Officer Fred Hill and Town Clerk Ann Christmas.

Absent: Councilor Giovanni LaFace

Supervisor Marsh called the meeting to order at 7 p.m. followed by the Pledge of Allegiance and a moment of silence for our service men and women as well as Clark Wingard who recently passed away.

The Supervisor's monthly report was submitted and reviewed. It was a good month for Town Clerk fees. Court fines continue to be down. Currently they are down \$19,000.00 from what was budgeted. We received payment from the Fayetteville-Manlius School District for the collection of school taxes. We also received payment of the franchise fees.

- R-185-16 Motion by Dennis, seconded by Herlihy to authorize the Supervisor to make any necessary end of year budget transfers. All in favor. Motion carried.
- R-186-16 Motion by Herlihy, seconded by Dennis to authorize payment of the OCEBA health insurance bill when it comes in. All in favor. Motion carried.
- R-187-16 Motion by Dennis, seconded by Lafrenz to authorize payment of the final 2016 general fund payroll so that it coincides with the highway payroll on December 15, 2016. All in favor. Motion carried.
- R-188-16 Motion by Herlihy, seconded by Dennis to hold the Reorganizational Meeting on January 4, 2017 at 6 p.m. All in favor. Motion carried.
- R-189-16 Motion by Dennis, seconded by Herlihy to accept the retirement letter of Wesley Rosenberg, Jr. effective December 19, 2016. All in favor. Motion carried.
- R-190-16 Motion by Herlihy, seconded by Dennis to approve the hiring of a replacement highway department employee effective December 19, 2016. All in favor. Motion carried.

- R-191-16 Motion by Herlihy, seconded by Dennis to authorize the payment to Wesley Rosenberg, Jr. of the 40 hours of unused vacation time. All in favor. Motion carried.
- R-192-16 Motion by Marsh, seconded by Herlihy to acknowledge the appointment of Robert Purcell as Deputy Highway Superintendent. All in favor. Motion carried.
- R-193-16 Motion by Herlihy, seconded by Dennis to appoint Wesley Rosenberg, Jr. as a part-time highway department employee to work at the request of the Highway Superintendent effective December 20, 2016. All in favor. Motion carried.

There was a lengthy discussion of the stone wall that has been installed in the Town's right of way at 2027 Limber Pine Circle. Code Enforcement Officer stated that it needs to be removed. Councilor Dennis stated that being in the right of way it will be in the way of the snow plows and will cause damage to our trucks. Attorney Brown stated that it clearly is in the Town's right of way. All of the other residents who have this type of wall are set back at least 15 feet and this one is right on the edge of the road. Highway Superintendent Purcell stated that he had talked to the homeowner. Attorney Brown received a call from Kerry Mannion on behalf of the homeowner. While he was out of town. He will contact him this week.

Attorney Brown updated the Town Board on Scott Schaal. The owner in 2008 maintained that he is a nursery and NYS Ag & Markets saw this as a farm operation. His operation may have changed since then. He has been in communication with Mr. Schaal's attorney about the complaints being made. It is Attorney Brown's opinion that we should go to NYS Ag & Markets with the appropriate facts and ask them to write an opinion on the status of the property currently. Code Enforcement Officer Hill informed the Town Board that Lloyd Sutton had stopped in the Town Hall today. He informed Code Enforcement Officer Hill that Mr. Schaal had told him that he was going to be building his home on that property. Mr. Schaal never pulled any permits for the buildings. Code Enforcement Officer Hill feels that quite a bit has changed since 2008—more employees and much more noise. He has also checked with the Onondaga County Department of Transportation about the driveway on Pratts Falls Road; a permit was never issued.

Code Enforcement Officer informed the Town Board that Don Chrysler has the main beams secured and one-half of the rafters put in.

Supervisor Marsh spoke about the Resolution that the Town of Dewitt adopted concerning maintaining the existing alignment of Route 81 through Syracuse. It needs some modifications to apply to Pompey. Councilor Dennis feels it is well written.

R-194-16 Motion by Herlihy, seconded by Dennis to adopt the Resolution Memorializing the Intent of the Town Board of the town of Pompey, County of Onondaga, regarding the need to maintain the existing alignment of Interstate Route 81 through Syracuse contingent upon the review of the Resolution by Attorney Brown (See attached).

Roll Call Vote Taken:

Councilor Dennis	Yes
Councilor Herlihy	Yes
Councilor Lafrenz	No
Supervisor Marsh	Yes

Motion carried.

Supervisor Marsh update those in attendance about the meeting that they had with a representative from Time Warner Cable along with Senator Valesky and Supervisors from the 4 other towns. Attorney Brown felt there was a good discussion. They were provided with a map indicating where additional build-out was likely. Jesse Walser was very helpful at the meeting.

R-195-16 Motion by Dennis, seconded by Lafrenz to authorize the following to attend the NYS Association of Towns Educational Conference in New York City: David Tessier, Ann Christmas, Greg Herlihy and Fred Hill. All in favor. Motion carried.

R-196-16 Motion by Dennis, seconded by Herlihy to authorize the pre-payment of the registration fees to the attend the conference. All in favor. Motion carried.

R-197-16 Motion by Dennis, seconded by Herlihy to approve the codification of Local Law Nos. 4 & 5 of 2016 in an amount not to exceed \$2,305.00. All in favor. Motion carried.

R-198-16 Motion by Dennis, seconded by Lafrenz to approve the bank reconciliations and monthly report of the Town Clerk and Supervisor. All in favor. Motion carried.

R-199-16 Motion by Dennis, seconded by Lafrenz to approve the payment General Fund Abstract Nos. 373-423, totaling \$21,914.05; Highway Fund Abstract Nos. 204-224, totaling \$33,478.95; Special District Abstract No. 46, totaling \$490.08; Trust & Agency Abstract Nos.19-20, totaling \$2,438.91. All in favor. Motion carried.

Public Comments

Renee Rotondo stated that Mr. Schaal is operating a business on Pratts Falls Road. It is extremely dangerous where he located his driveway on Pratts Falls Road. She feels the gate should be locked during the winter. Mr. Schaal pays hardly anything in taxes compared to her. She can think of no reason to let him continue operating his business. He has thumbed his nose to the Town. Mr. Schaal advertises his address for his landscaping business at Gardner Road. This illegal business is across the street from our beautiful resource, Pratts Falls Park. She also questioned Shawn's Paving on Sweet Road. She asked if the Town had considered moving the solar panels on Route 20. This is setting a precedent of allowing them on Route 20 closer than 200 feet from the road. She also questioned about the pole barn with six unregistered vehicles on Henneberry Road and Pratts Falls Road.

Don Neugebauer stated that he left the meeting with Time Warner Cable not feeling optimistic. He wondered what else can be done. Attorney Brown suggested setting up a meeting with the PSC and Empire State Development who is in charge of the state broadband. Supervisor Marsh stated that she would talk to Senator Valesky on December 6, 2016 asking to set up a meeting with the PSC and Empire State Development. He also asked if there was an attendance policy for elected officials attending meetings. Attorney Brown stated such a policy would be nonbinding on duly elected officials.

R-200-16 Motion by Dennis, seconded by Herlihy to adjourn at 7:50 p.m.
All in favor. Motion carried.

Respectfully submitted,

Ann Christmas
Pompey Town Clerk

Pompey Town Board Resolution
12/5/16

Motion by Councilor Carl Dennis, seconded by Councilor Gregory Herlihy.

**MEMORIALIZING THE INTENT OF THE TOWN BOARD OF THE TOWN OF
POMPEY,
COUNTY OF ONONDAGA, REGARDING THE NEED TO MAINTAIN THE EXISTING
ALIGNMENT OF INTERSTATE 81 THROUGH SYRACUSE**

WHEREAS, for the last 50 years, Interstate 81 has served as a vital backbone for the economy of the Central New York, connecting commuters, businesses, tourists, visitors, and through- travelers alike; and WHEREAS, among its important functions, Interstate 81 provides vital links with access to downtown Syracuse, all of our hospitals, Syracuse University, Destiny USA, present and future businesses and residents along 81 corridor, to business and residents within the Town of Pompey; and

WHEREAS, turning Interstate 81 to Route 481 leaves no alternative north- south Route for emergency access, national defense, national disaster, and general maintenance and repairs; and

WHEREAS, although there are a variety of ways to deal with I- 81's aging infrastructure, the existing "Interstate" function and designation must be preserved, because any solution which would remove I- 81's vital function from its present alignment would irreparably harm the regional economy and corresponding employment dependent upon the highway network in addition to negatively impacting Pompey's neighborhoods and its residents quality of life; and

WHEREAS, Pompey is close to the eastern border of Syracuse and its neighborhoods already suffer the consequences of commuter traffic to and from the City of Syracuse. Consequently, moving Interstate 81 to Route 481 will only exacerbate local traffic leaving a heavy toll on already taxed Pompey resources. Namely, increasing the wear and tear on Pompey's local roads and infrastructure that are already insufficient and underfunded; and

WHEREAS, increased traffic causes increased noise, dust, toxic emissions and atmospheric deposition of pollutants on land and water, business, homes, and schools; and

WHEREAS, redirecting Interstate 81 to Route 481 is not smart environmental policy because the distance traveled for through traffic and further stop and go intercity commuting traffic is increased. This is polluting, inefficient, requires the use of greater amounts of petroleum based fuels, hurts the regional economy, and is detrimental to social welfare and the environment; and

WHEREAS, the future of I- 81 presents one of the greatest planning decisions to face New York

State in decades and the outcome will impact our region for the next 100 years; and

WHEREAS, it is the consensus of the Pompey Town Board that any decision reached by the NYS DOT should satisfy function first, and should be closely tailored to satisfy that function; and

WHEREAS, we support smart growth and the creation of a new and welcoming entrance to Syracuse, and the integration of the hospitals and university areas with the rest of downtown, we believe it must not be accomplished by compromising one of the most significant advantages of living, working, doing business and visiting Onondaga County;

WHEREAS, Pompey supports a balanced, comprehensive approach, a regional transportation plan is necessary to ensure smart choices are made, a plan that can provide environmental, social and economic benefits to all of Central New York, one that promotes alternative and mass transit options including alternate fuels, electric vehicles, and a light rail system; for our suburban communities are in dire need of a traffic diet as well; now, therefore be it

RESOLVED, that the Pompey Town Board memorializes its determination that the existing Interstate 81 alignment through Syracuse and Central New York must remain and its function and designation as an interstate highway must not be removed or impaired; and, be it further

RESOLVED, that the Supervisor of the Town of Pompey is hereby directed to cause a copy of this resolution to be transmitted to the New York State Department of Transportation, to the Syracuse Metropolitan Transportation Council, and to the various legislative members representing Onondaga County at the state level.

Adopted