

ORGANIZATIONAL MEETING  
STATE OF NEW YORK  
COUNTY OF ONONDAGA  
TOWN OF CICERO

SS:

The Town of Cicero Board held their Organizational Meeting on January 7, 2011 at 5:00 p.m., at Cicero Town Hall, 8236 South Main Street, Cicero, New York 13039.

Present: Judy A. Boyke, Supervisor  
Jessica Zambrano, Councilor  
Lynn Jennings, Councilman  
C. Vernon Conway, Councilman  
James E. Corl, Jr., Councilman  
Tracy M. Cosilmon, Town Clerk

Others Present: Joseph Snell, Police Chief  
Christopher Woznica, Highway Superintendent  
Sharon Edick, Receiver of Taxes  
Jody Rogers, Director of Parks & Recreation  
Shirlie Stuart, Comptroller  
Wayne Dean, Director of Planning & Development  
Brad Brennan, Assessor  
Linda Losito, Secretary to Supervisor  
Anthony Rivizzigno, Gilberti, Stinziano, Heintz & Smith, P.C., Town Attorney  
Brenda Colella, Attorney  
Doug Wickman, C & S Companies, Town Engineer  
Ron DeTota, C & S Companies, Town Engineer  
Mark Parrish, O'Brien & Gere, Engineers  
Doug DeMarche, Jr. Cicero Town Justice

The meeting was opened at 5:00 p.m. with the Pledge of Allegiance.

Lynn Jennings asked everyone to remain standing for a moment of silence for the men and women serving in our Armed Forces at home and overseas.

Ms. Boyke stated that this evenings meeting is for the 2011 Organizational Meeting and that there will be no public input tonight and that at our next regularly scheduled board meeting, you will all be invited to participate on Wednesday, January 12, 2011.

Ms. Boyke indicated where the fire exits were and read the following statement:

The Cicero Town Board acknowledges the importance of full public participation in all public hearings and, therefore, urges all who wish to address those in attendance to utilize the microphones located in the front of the room. At this time please turn off your cell phones and be sure to speak into the microphones to enable all to hear.

State Environmental Quality Review Act (S.E.Q.R.)

Motion was made by Ms. Boyke, seconded by Mr. Conway, that all action taken tonight are Type 2 or Unlisted Actions, and have a negative impact on the environment unless otherwise determined.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
Mr. Corl: Yes  
Mr. Jennings: Yes  
Ms. Zambrano: Yes  
Ms. Boyke: Yes

APPROVAL OF FINAL ABSTRACT #25 OF 2010

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the final Abstract #25, of 2010 as follows:

General Fund with Special Districts	Voucher # 2530 to Voucher #2592	\$448,834.29
Highway Funds	Voucher #721H to Voucher # 748H	\$317,641.32

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

ATTORNEY FOR THE TOWN

Motion was made by Ms. Boyke, seconded by Mr. Jennings, to approve Anthony Rivizzigno, Attorney for the town at an annual retainer of \$70,000.00.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: No, Last year we sat here and I didn't vote in favor as there were no proposals for professional services put out for engineering or legal. Last year I advocated for requests for proposals to go out so that we could make a selection of a firm based on what other firms would have to offer and the financial proposals they may have made. Since that time there have been letters in the Post Standard, most recently, December 14<sup>th</sup> in which the state has criticized schools for not receiving competitive bids for professional services. In November of this past year, I made a motion that we move forward and get requests for proposals for legal and engineering fees, however that turned into a request for qualifications, which was merely nothing more than getting resumes from firms and gave no financial information. Those letters were sent out by the Supervisors Office over my objection per an e-mail dated December 2, 2010 in which I further requested that before any requests for proposals which got turned into request for qualifications, go out, that we have specific information relative to retainer amounts and request specific dollar figures from firms that were interested in representing the town on legal and engineering fees. These requests for qualifications that came back, had no financial information and are of no use to the town and are basically a waste. Mr. Corl requested that the e-mail be part of the record, inserted as follows:

**Jim Corl**

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**From:** Jim Corl [jcorl1@twcny.rr.com]  
**Sent:** Thursday, December 02, 2010 6:31 AM  
**To:** 'Jessica Zambrano'  
**Cc:** 'LLJ9596@aol.com'; 'Judy Boyke'; 'aeroconway@aol.com'  
**Subject:** RE: RFQ for legal services...  
**Attachments:** Town of Cicero Proposals Legal.doc

Hello Jessica,

Yes I had a nice Thanksgiving and I am glad to hear you did also. I have attached hereto my proposed scope of services to go out, it includes some minor modifications.

I do not object to the letters being sent by the Supervisor's office and returned to that office. However, I do not agree with the proposal that you submitted yesterday afternoon due to the fact that it does not include the fee structure that the Town currently utilizes for attorneys i.e. the retainer system. If we are going to restructure our current payment arrangements with attorneys that is a for a different conversation therefore, I would object to any scope of services being sent out that does not set forth what we are willing to pay using the retainer system as opposed to an hourly rate. Failing to include a 'not to exceed' retainer amount will not give true comparative figures as to what we are currently paying and potential savings. The scope of services I provided was based on a retainer ie. putting all services to be covered for one monthly price.

Also, any other counsel should be included as deemed appropriate and I still suggest that publication would be appropriate. For engineering if anything has been sent out just let me know. In any event, please advise accordingly.

-Jim

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**From:** Jessica Zambrano [mailto:jdm01@health.state.ny.us]  
**Sent:** Wednesday, December 01, 2010 5:09 PM  
**To:** jcorl1@twcny.rr.com  
**Subject:** RFQ for legal services...

Hi Jim. Hope you had a good Thanksgiving.

I have had feedback on the write-up for the legal RFQ and have incorporated the changes--see attached. This is what we would like to send out on Tuesday 12/02/10. I think it is more appropriate for everything to be sent from Judy's office--on letterhead--and for responses to go there as well. Let me know ASAP if yo have more comments/changes.

Thanks for your help on this! Jessica

*(See attached file: Attorney RFQ for Cicero.doc)*

Jessica Zambrano, RN., MS  
OPMC Investigator  
New York State Department of Health  
217 South Salina Street  
Syracuse NY 13202  
VM: (315) 477-8511  
FAX: (315) 477-8585  
[jdm01@health.state.ny.us](mailto:jdm01@health.state.ny.us)

**DISCUSSION:**

Ms. Zambrano asked Mr. Corl how long he has been sitting as an elected official on this board.

Mr. Corl – 7 Years.

Ms. Zambrano – Prior to 2010, how many requests for proposals went out for engineering or legal services?

Mr. Corl – That was not the practice. Over the last year and a half I have advocated for that and I think it can be further advocated by the way the State is looking further into professional services and how municipalities, school districts are skipping professional service bids and to make sure and ensure, that we're receiving the best bang for our buck and that taxpayers money is spent wisely. I think that is the way to go. Last year, I said, lets move forward and I think it is the way other municipalities need to be looking to save taxpayers dollars as everyone is in dire straits with financial situations.

THE POST-STANDARD  
CONTACT US  
You can reach the newsroom by calling 470-2265 or submit news by e-mail to citynews@syracuse.com

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# LOCAL

## Gaiser resigns as Clay Town Justice

Clay Town Justice Christopher Gaiser submitted his resignation Friday, according to Robert Germain, the town's attorney.



The reason for Gaiser's resignation is unknown and he was unable to be reached for comment. Germain said Gaiser's resignation is effective Dec. 31.

## Schools criticized for skipping bids

**An audit says Skaneateles, Solvay and West Genesee spent too much for services.**

By Catie O'Toole  
Staff writer

A state audit Monday criticized three school districts in Onondaga County for not seeking bids for professional services, missing out on possibly saving taxpayers more than \$94,000.

The Skaneateles, Solvay and West Genesee school districts didn't use competitive bids when awarding special education professional service contracts between July 2008 through August 2009, according to Comptroller Thomas P. DiNapoli.

The comptroller pointed out the "general municipal law does not require competitive bidding for some types of professional services, (but) it does require districts to develop policies and procedures governing the procurement of professional services."

"These procedures should include justification and documentation for awards that are made to providers who did not submit the lowest cost proposal," according to the audit.

Auditors noted that none of the districts documented the reasons why they selected the special education providers they chose.

■ **Skaneateles district:** It paid \$95 an hour — instead of the lowest hourly rate of \$52 — for occupational therapist and physical therapist services, and the lowest hourly rate of \$57 for speech services, according to the comptroller's audit. If the district sought bids and paid the lower amount, it potentially could have saved \$60,000, the audit said.

■ **West Genesee district:** It paid \$57 an hour for occupational therapist and physical therapist fees, instead of the lowest hourly rate of \$52. The district also paid \$57 to \$114 an hour for speech services, instead of the \$57 lowest hourly rate.

■ **Solvay school district:** It

AUDIT, PAGE A-4

Ms. Zambrano stated that in her personal opinion, that it seemed to her that it is interesting that he did not seek RFP's when he was in the majority, but, only when he is in the minority. I was interested and I supported the idea of getting RFQ's and we didn't have enough time to get RFP's. That would have taken a lot of time and money and effort. However, that would have been a good suggestion had I not been satisfied with the engineering and legal services that have been provided in 2010. I am glad to have gotten the additional information and I think it is valuable to have that information in the event that we want to make a change in the future. As for competitive bid, as far as salaries or retainer fees, etc., that was already established by adoption on the budget as to what we were going to pay legal and engineering fees. Am I correct Madame Supervisor?

Ms. Boyke – You are correct and I believe that was what the discussion was and that there was no need for an RFP.

Mr. Corl – That's a good point, however, how I look at it, when we're on the board, it's not the majority or the minority or where you sit, especially at a local level. We shouldn't use town partisan in that respect, though I understand your position. Relative to the budget, although we had money budgeted for X amount of dollars, doesn't mean it has to be spent and that is the purpose for going out for bids, so that we could actually see what other firms dollars figures are and not necessarily what has been budgeted.

Ms. Boyke – The opportunity was there and one Attorney did provide that specific document, so it was apparent that was on their mind and they had the opportunity to do so.

Ms. Zambrano – I believe all of the letters indicated that if any of the firms had questions, they could contact us directly.

Mr. Jennings stated that on December 17<sup>th</sup>, he had the opportunity to review the five applications or RFQ's that came in. There was mention made on dollar amounts but, he saw no reason to make a change.

Ms. Boyke – The cost savings from the past year is over \$200,000.00.

Mr. Corl stated that as he said before, there was only one firm that mentioned a dollar amount in those that were received back. The proposal that he submitted was basically the same thing that went out, except for the financial portion which said that all proposals would include an amount not to exceed \$75,000.00 and that the retainer would be paid in monthly increments to the contract that was awarded. Any additional rates that weren't inclusive of the retainer would be set forth in an hourly rate. The proposal that I had, was to seek out every firm that wanted to come back and to make a proposal that included financial information, so that we could base a decision on that.

Ms. Zambrano – The basic retainer fees for legal services in 2009 was \$155,000.00. In 2010 that basic retainer fee was reduced to \$70,000.00 and we are proposing to continue that same rate this year. I appreciate your concern, for savings, I just wish for six years, you would have been more conscientious of savings.

Mr. Corl – This may be the time to do it and to see what is available. As I said, last year I proposed it and I'm still proposing it.

#### **CONTINUATION OF THE VOTE:**

Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

#### ENGINEER FOR THE TOWN

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the engineering firm of C & S Companies, as Engineer for the town at an annual retainer fee of \$50,000.

The motion was approved by a vote resulting as follows:

Mr. Conway	No:
Mr. Corl:	No, for the same reasons.
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

#### ALTERNATE ENGINEER FOR THE TOWN

Motion was made by Ms. Zambrano, seconded by Mr. Jennings, to appoint the engineering firm of Bryant Associates, P.C., as alternate engineers to serve at the discretion of the town board.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

#### 2011 BENEFIT ELIGIBILITY

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, that the 2011 permanent part-time position must work 1040 hours to be eligible for part-time benefits and 2011 full-time positions must work 40 hours per week to be eligible for full-time employee benefits.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

The following are the 2011 appointments and salaries to be paid to the following employees of the Town of Cicero to serve, except where otherwise required by law, at the pleasure of the town board during the year 2011.

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the following salaries for 2011:

TOWN BOARD

Lynn Jennings	Councilor	\$11,013.00
Jessica Zambrano	Councilor	\$11,013.00
James Corl, Jr.	Councilor	\$11,013.00
C. Vernon Conway	Councilor	\$11,013.00

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

The motion was made by Ms. Boyke, seconded by Mr. Jennings, to appoint Michele Ottaway as Justice Clerk effective January 25, 2011.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the following salaries for 2011:

JUSTICE DEPARTMENT

Robert Walczyk, Jr.	Town Justice	\$36,000.00
Douglas DeMarche, Jr.	Town Justice	\$36,000.00
Jenifer Bowers	Clerk I FT	\$28,475.09
Michele Ottaway	Justice Clerk	\$33,120.83
Linda Cerio	Justice Clerk	\$33,120.83
Penelope Chase	Clerk 1 FT	\$29,615.00

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

The motion was made by Ms. Zambrano, seconded by Mr. Jennings, to approve the following salaries for 2011:

SUPERVISOR

Judy Boyke	Supervisor	\$46,371.00
Linda Losito	Secretary to Supervisor	\$31,313.00

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the following salaries for 2011:

TOWN CLERK

Tracy M. Cosilmon	Town Clerk	\$42,627.00
Sharon Putman	Deputy Town Clerk	\$32,645.00

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

APPOINTMENT OF COMPTROLLER

The motion was made by Ms. Zambrano, seconded by Mr. Conway, to approve the appointment of Shirlie Stuart, as Comptroller for the Town of Cicero, effective January 1, 2011.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the following salaries for 2011:

COMPTROLLER'S OFFICE

Shirlie Stuart	Comptroller	\$58,975.34
Diane Cellucci	Account Clerk I, Deputy Comptroller	\$41,562.50

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

ASSESSOR

The motion was made by Ms. Boyke, seconded by Mr. Jennings, to approve Brad Brennan as Shared Assessor for the Town of Cicero and Town of Salina per contract.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

ASSESSOR'S OFFICE

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the following salaries for 2011 per the Teamsters Contract.

Lynette Wood	Assessment Clerk	\$28,369.60
Mary Beth Togni	Real Property Appraisal Aide	\$37,674.00

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

DIRECTOR OF PURCHASING

The motion was made by Ms. Zambrano, seconded by Mr. Jennings, to appoint Linda Losito, as the Director of Purchasing and Trash Coordinator.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the following salaries for 2011:

RECEIVER OF TAXES

Sharon Edick	Receiver of Taxes	\$48,161.00
Sharon Krasowski	Deputy Receiver of Taxes	\$32,645.65
Sharon Hollenbeck	Clerk I (seasonal)	\$ 13.24/hr.
Tom Edick	Clerk I (seasonal)	\$ 13.24/hr.
(562/max.hrs/yr for both Sharon Hollenbeck & Tom Edick)		

Mr. Corl stated that he wanted to clarify one thing. As Liaison to the Receiver of Taxes, both he and Mrs. Edick per the last budget meeting were under the impression that she would be entitled to 619 hours for her part time positions. In previous years she has had 800 hours but, during the budget process, it got pushed back to 700 and then eventually to 619 hours. Sharon brought up to me, that she is concerned that she isn't going to have an adequate number of hours to properly take care of her office and be able to service the clientele.

Ms. Boyke explained that she and Sharon Edick have spoken about this and with the raises that were proposed in the budget, the hours were reduced to 562 hours. If there are problems in servicing the clientele and taking on a little more work, I told Sharon that we could accommodate that, as we have no reason to cause any problems with our residents.

Mr. Corl – Are you satisfied Sharon?

Sharon Edick – Yes, I am.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

The motion was made by Ms. Zambrano, seconded by Mr. Conway, to approve the following salaries for 2011:

CODES ENFORCEMENT OFFICE

Wayne Dean	Director of Planning & Development	\$27,584.05
Wayne Dean	Drainage	\$27,584.05
Steven Procopio	Codes Enforcement Officer	\$41,628.69
Maureen Wafer	Deputy Codes PT (1040 max. hrs./yr.)	\$ 14.32/hr.
Gary Repko	Deputy Codes Officer PT (1040 max. hrs./yr.)	\$ 14.32/hr.
John Dunham	Deputy Codes Officer PT (1040 max. hrs./yr.)	\$ 14.32/hr.
Suzanne Evans	Clerk I PT (1040 max. hrs./yr.)/Drainage	\$ 12.62/hr.
Tonia Mosley	Clerk I FT	\$30,576.22
Heidi LaLone	Clerk I FT	\$30,576.22

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

The motion was made by Mr. Jennings, seconded by Ms. Zambrano, to approve the following salaries for 2011:

PARKS AND RECREATION DEPARTMENT

Jody Rogers	Park & Recreation Director	\$55,676.60
Julie Raddell	Recreation Supervisor	\$36,995.87
C. Dawn Maurer	Typist I	\$34,202.62
Jennifer Smiley	Recreation Attendant PT (1040 max.hrs./yr)	\$ 10.00/hr.
Tim Richards	Park Labor Crew Leader	\$47,151.71
Michael Hogan	Park Laborer FT	\$35,917.32
Bill Alley	Park Laborer FT	\$38,470.54
Bill Lawrence	Park Laborer FT	\$37,174.55
Judy Dickson	Senior Center Coordinator FT	\$34,419.56
Nancy Noble	Recreation Attendant PT (1040 max.hrs./yr)	\$ 11.80/hr.
Deborah Cooley	Recreation Attendant PT (1040 max hrs./yr)	\$ 12.10/hr.
	Bus Drivers	\$ 10.50/hr.
Jody Rogers	Youth Bureau Director	\$ 6,480.14 State Funded/OCFS
Toni'Lyn Brauchle	Youth Development Program Leader	\$35,972.46 State Funded/OCFS
Vacant	Asst. Youth Development Program Leader	\$ 0 State Funded /OCFS
Katherine Winters/ Michelle Szymanoski	Recreation Attendant/Center Monitors PT (1800 max.hrs./yr for both)	\$ 10.00/hr. Grant Funded

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

APPOINTMENT OF PARK & RECREATION COMMISSION MEMBER

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to re-appoint Colleen Wickert to a seven-year term to the Park & Recreation Commission as Vice Chairman to expire 12/31/2017.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

APPOINTMENT OF PARK & RECREATION COMMISSION MEMBER

The motion was made by Ms. Boyke, seconded by Mr. Jennings, to appoint Lori Lake Toms, Chairperson, to a one year term to the Park & Recreation Commission to expire 12/31/2011.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

GREATER CICERO COMMUNITY YOUTH BOARD MEMBERS REAPPOINTMENT TO A 3 YEAR TERM AND THE CHAIRMAN TO A ONE YEAR TERM

The motion was made Ms. Boyke, seconded by Mr. Jennings, to appoint the following to the Greater Cicero Community Youth Board Warren Darby Onondaga County Sheriffs Office, Teresa Roth, Director Village of North Syracuse, Laurie Maddaloni, 3625 Whispering Woods Terrace, Baldwinsville, NY 13027, Dean Boucounis, P.O. Box 2431, Syracuse, NY 13220 and Kristen Stanton, 8763 Sienna Dr., Cicero, NY 13039, to a three year term expiring 12/31/13. Also to correct the 2010 appointments made at the January 4, 2010 meeting that include, Vince Hollopeter, Dr. David Morton, Zondra VanderWalker and Sheri Mitchell to a 3 year term to expire 12/31/2012 and not 12/31/16.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the following salaries for 2011:

HIGHWAY DEPARTMENT

Christopher Woznica	Highway Superintendent	\$57,968.00
Theresa Walsh	Secretary to Highway Superintendent	\$32,164.72

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

HIGHWAY DEPARTMENT

Foremen

Michael See  
Richard Mutter

M.E.O.'S

David Christian  
David Clark  
Peter Ferstler  
John Harrington  
William Henderson  
Steven Hogan  
Randy Joss  
Daren LaDue  
Stephen LaRochelle  
James Lottermoser  
Joseph Mayers  
Justin Petterson  
Leo Remillard  
Keith Robbins  
Joseph Ross  
Ronald Ketchum  
Mark Sherback  
Joseph Spenard  
Timothy Taylor  
Terry Wicks

MECHANICS

Carl Price/Mechanic  
Christopher Prevost/Mechanic

**Discussion:**

Mr. Corl stated that the rates set forth have not been approved by the board yet because there has been no contract approved yet with the CSEA.

Shirlie Stuart – That is my understanding.

Ms. Boyke asked if this is the current CSEA rate.

Shirlie Stuart – No, that is the new rate.

Ms. Boyke stated that we have received the marked up actions that were taken but, there was an error and we had to have it re-written and we will have those for our Wednesday meeting.

Mr. Corl explained that he understood that but the point is that they are approved per the CSEA Contract which has not been approved.

Ms. Boyke – We will take the approved out and say per the budgeted salary increases which have been approved.

Shirlie Stuart asked Tony Rivizzigno how he would like this worded.

Tony Rivizzigno – That' fine as it's budgeted.

Mr. Corl stated the he knew it is proposed and is in draft and suggested making it subject to whatever the CSEA Contract will entail and subject to approval by this board.

Mr. Rivizzigno – You could wait until Wednesday's meeting and do it then.

Mr. Jennings – I would like the word, per the approved budget added as well.

Ms. Zambrano – What is the language?

Mr. Jennings suggested adding the words, per the approved budget and contract.

Ms. Zambrano asked if it could say, per approved budget only.

Ms. Boyke – Sure

Mr. Corl – It could potentially be higher.

Mr. Rivizzigno – It wouldn't be higher.

Ms. Boyke – No, the budget has been approved so this salary as it stands right now is per the budget. The contract that has been negotiated would not affect the salary because the budget has already been approved. The contract itself would affect the language of the budget which we can approve on Wednesday.

Mr. Rivizzigno – If the approved contract were to be less than what you have here, it would become retroactive.

Mr. Corl suggested approving this without putting the salary amounts in.

Mr. Rivizzigno - You could do that too.

Mr. Corl – The pay rates should be excluded and will be whatever is approved by the Town Board.

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to appoint the following individuals previously read as the positions in the Highway Department with the salaries being confirmed as soon as the CSEA Contract has been approved by the Town Board.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

The motion was made by Ms. Boyke, seconded by Mr. Jennings, to approve the following salaries for 2011:

#### HIGHWAY TEMPORARIES

Wingperson (seasonal)                      \$15.00/hr.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

The motion was made by Ms. Boyke, seconded by Mr. Conway, to approve the following salaries for 2011.

#### POLICE DEPARTMENT ADMINISTRATION

Joseph Snell	Chief of Police	\$69,113.41
Daniel Kazmierczak	Clerk I FT	\$30,477.31
Angela Kleist	Clerk I PT (1040 max. hrs./yr.)	\$ 12.79/hr.
John Fortino	Court Baliff	\$ 23.96/hr
Susan Coppins	PT Clerk I (not to exceed 100hr/yr.)	\$ 12.79/hr.

The motion was approved by a vote resulting as follows:

- Mr. Conway: Yes
- Mr. Corl: Yes
- Mr. Jennings: Yes
- Ms. Zambrano: Yes
- Ms. Boyke: Yes

POLICE DEPARTMENT

The motion was made by Ms. Boyke, seconded by Mr. Jennings, to approve the list of full time and part time officers as read excluding their rate of salary until the PBA Contract has been negotiated.

Ms. Zambrano – Do we have a new PBA Contract?

Ms. Boyke – It’s in negotiations.

Ms. Zambrano – These are just the steps.

Ms. Boyke – Yes, these are the steps that were budgeted at the budget itself.

**FULL TIME OFFICERS                      2011  
STEPS**

**PROBATIONARY**

- 3 Daniel Leneker**  
**James Snell**
- 4 Stephen Amyot**
- 5 Thomas Leo**
- 5 John Cottrell**
- 6 Michael Aregano**
- 6 Wayne Galutz**
- 6 James Meyers**
- 6 Douglas Pennock**
- 6 Michael Serafin**

**SERGEANTS**

- Robert Lurcock**
- John Baldini**

**PART TIME OFFICER**

**PROBATIONARY**

- Andrew Degirolamo**
- Step 1 - \$17.26**
- Step 2 - \$18.93**
- Step 3 Gerard Neri**

- Step 4 David Butler**  
**Heidi Mahan**  
**James Gray**
- Step 5 John Fortino**  
**Leslie Herrick**
- Step 6 Howard Grant**  
**Wayne Freeman**  
**Bruce Main**  
**J. Zepp**

Ms. Zambrano asked that the fees be eliminated as we did for the CSEA.

Ms. Boyke – We can do that.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

The motion was made by Ms. Zambrano, seconded by Mr. Jennings, to approve all the remaining positions as stated below as the following salaries for 2011:

MISCELLANEOUS POSITIONS FOR THE TOWN

Barbara Chiarizia	Dog Control Officer PT 25 hours per week	\$16.66/hr.
Barbara Chiarizia	Overtime	\$2,000.00
Anthony Desimone	Bingo Inspector	\$4,256.00
Thomas Mafri	Town Historian	\$1,500.00
Paul Deischer	Board of Assessment Review Chairman	\$ 145.00 per occasion
Tonia Mosley	Planning Board Clerk	\$ 207.00 per occasion
Nancy Morgan	Zoning Board of Appeals Clerk	\$ 150.00 per occasion
C. Dawn Maurer	Parks & Recreation Comm. Clerk	\$ 80.00 per occasion
Lynette Wood	Board of Assessment Review Clerk	\$ 11.50/hr.
Eloise Corbett	Clerk I PT 824 max. hrs/yr	\$ 12.74/hr.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the following salaries for 2011

CITIZEN BOARD MEMBERS

Zoning Board of Appeals/Ad-Hoc	\$100.00 per occasion
Planning Board	\$103.50 per occasion
Board of Assessment Review	\$ 93.15 per occasion

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

APPROVAL OF TOWN CUSTODIAN AND PAYRATE

Motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the annual custodial pay rate for Richard Boisey at the annual rate of \$12,697.00 for cleaning Town Hall, the annual pay rate of \$6,422.00 to clean the Senior Center.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

APPROVAL OF POLICE AND HIGHWAY CUSTODIAN AND PAYRATE

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the Police and Highway custodial cleaning with Imre Uhos, Blue Seal Janitorial at the annual rate \$780/mth.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

BANK DEPOSITORIES FOR THE TOWN

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to designate M & T Bank as the bank depository for the town.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

INVESTMENT FIRMS FOR THE TOWN

The motion was made by Ms. Zambrano, seconded by Ms. Boyke, to designate M.B.I.A. Class, J. P. Morgan Chase as investment firms for the town.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

SCHEDULE FOR TOWN BOARD MEETINGS

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to designate the second and fourth Wednesdays of the month for Regular Town Board Meetings to begin at 7:00 p.m.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

TOWN HALL BUSINESS HOURS

The motion was made by Ms. Boyke, seconded by Mr. Jennings, to establish the business hours at the Cicero Town Hall for 8:30 a.m. to 4:30 p.m., Monday through Friday.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

2011 HOLIDAYS

The motion was made by Ms.Boyke, seconded by Mr. Jennings, to approve the following holidays for 2011:

January 17	Monday	Martin Luther King Day
February 21	Monday	President's Day
April 22	Friday	Good Friday
May 30	Monday	Memorial Day
July 4	Monday	In observance of Independence Day
September 5	Monday	Labor Day
October 10	Monday	Columbus Day
November 11	Friday	Veteran's Day
November 24	Thursday	Thanksgiving Day
November 25	Friday	In observance of Thanksgiving
December 23	Friday	In observance of Christmas ½ Day
December 26	Monday	In observance of Christmas Day
January 2, 2012	Monday	In observance of New Years

\*Non Union Employees:

Three Floating Holidays and Three Personal Days at the discretion of department heads for Full Time employees only.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

HEALTH AND DENTAL INSURANCE CARRIER

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve Blue Cross/Blue Shield EPO as the Town's health insurance carrier and Blue Cross/Blue Shield for dental coverage and each employee must pay contributions as follows.

Teamsters Union Employees No contribution per contract  
 CESA Union Employees – has been negotiated, waiting for approval  
 PBA Union Employees – per the contract that is in negotiations has been approved  
 Non Union – 8%

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Ms. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

OFFICIAL TOWN NEWSPAPER

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to designate the Star Review, formerly Star News, as the official town newspaper with The Post-Standard as alternate.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

2011 MILEAGE REIMBURSEMENT

The motion was made by Ms. Boyke, seconded by Mr. Jennings, that all town employees using their own vehicles for town business shall be allowed a mileage reimbursement rate of .51 cents per mile, as adopted by the Internal Revenue Service, when authorized by the Town Board for such use during the year 2011. This amount is subject to change in the event that the Internal Revenue changes this amount.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

2011 PETTY CASH ALLOTMENTS

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the following petty cash allotments:

Town Clerk	Tracy Cosilmon	\$200.00 change bank
Highway Superintendent	Christopher Woznica	\$200.00 petty cash
Central Petty Cash	Linda Losito	\$200.00 petty cash
Receiver of Taxes	Sharon Edick	\$250.00 change bank
Park and Recreation	Jody Rogers	\$200.00 petty cash
Court Clerk (Walczyk)	Linda Cerio	\$150.00 change bank
Court Clerk (DeMarche)	Michele Ottaway	\$150.00 change bank
Police Department	Joseph Snell	\$200.00 petty cash
Zoning/Planning Office	Wayne Dean	\$200.00 change bank

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

SIGNATURE AUTHORIZATION FOR OTHER CHECKS

The motion was made by Ms. Boyke, seconded by Mr. Jennings, to authorize all other checks to require the signature of the Town Supervisor or Deputy Supervisor and the signature of the Comptroller or Deputy Comptroller.

The motion was approved by a vote resulting as follows:

Mr. Conway: Yes  
 Mr. Corl: Yes  
 Mr. Jennings: Yes  
 Ms. Zambrano: Yes  
 Ms. Boyke: Yes

AUTHORIZATION TO PAY 2011 DUES

The motion was made by Ms. Boyke, seconded by Mr. Jennings, to approve payment of annual dues for 2011 as follows: Subject to any monetary changes for 2011.

NYS Association of Town	1,500.00
NYS Planning Federation	225.00
International Code Council Governmental Membership Dues	100.00
Onondaga County Planning Federation Dues	50.00
NYS Building Officials (4 individuals x 45.00)	180.00
National Fire Protection	150.00
NYS Town Clerks Association	60.00
Onondaga County Town Clerks Association	20.00
Onondaga County Supervisor Association	20.00
NYS/CNY Recreation and Park Society (4 individuals)	386.00
NYS Tax Receivers/Collectors Association	25.00
Onondaga County Tax Receivers/Collectors Association	15.00
Onondaga County Highway Superintendent Association	75.00
NYS Assoc. of Town Superintendent of Highways	150.00
NYS Association of Chiefs of Police	100.00
Onondaga County Chiefs of Police Dues	50.00
CNY Assoc. of Chiefs	50.00
Onondaga County Court Clerk's Association (2 x 25.00)	50.00
Onondaga County Magistrate's Assoc. Judges Walczyk/DeMarche'	80.00
NYS Magistrates Association	350.00
Association of NYS Youth Bureau	140.00

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	No
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

2011 NYS ASSOCIATION OF TOWNS ANNUAL MEETING DELEGATE

The motion was made by Mr. Jennings, seconded by Ms. Zambrano, to appoint Supervisor Judy Boyke, as delegate from the Town of Cicero and Jessica Zambrano as the alternate for the 2011 Association of Town's Meeting in New York City, February 20-23, 2011.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

PHOTO COPY FEES

The motion was made by Ms. Zambrano, seconded by Mr. Jennings, to approve charging .25 for photo copies per page.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

COORDINATOR FOR HANDICAP REGULATIONS

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to appoint Steve Procopio, as Coordinator for Handicapped Regulations.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

APPOINT FREEDOM OF INFORMATION LAW RECORDS ACCESS OFFICER  
AND APPEALS OFFICER

The motion was made by Ms. Zambrano, seconded by Mr. Jennings, to appoint Tracy Cosilmon as Records Access Officer for Freedom of Information Law Requests and Jody Rogers, as Appeals Officer for Freedom of Information Law issues.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

TOWN SAFETY COMMITTEE COORDINATOR

The motion was made by M. \_\_\_\_\_, seconded by M. \_\_\_\_\_, to appoint TBD as the Town Safety Committee Coordinator.

**Decision Deferred to establish a Safety Committee.**

NUISANCE ANIMAL CONTROL 2011 CONTRACT APPROVAL

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the 2011 contract between the Town of Cicero and William Berry, to provide Nuisance Animal Control at the pay rate of \$65.00 per animal not to exceed \$1,000.00. Patricia Richards and Jessica Fowler as backup dog control service in the absence of Barbara Chiarizia at the pay rate of \$15.00 per hour.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

APPOINTMENT OF PLANNING BOARD MEMBERS

The motion was made by M. \_\_\_\_\_, seconded by M. \_\_\_\_\_, to approve the reappointment of (TBD ) Ad-Hoc 2 years to the Planning Board Member expiring 12/31/2012.

**Defer the appointment of the Ad Hoc Position for Mr. Marzullo to review applications.**

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the appointment of Joe Ruscitto, to a seven year term on the Planning Board to 12/31/2017.

The motion was approved as follows:

Mr. Conway:                Yes

**Discussion:**

Mr. Corl – This is to fill the position of Dick Cushman who has been on the Planning Board for approximately 13 years. He comes highly recommended. At the December 20, 2010 meeting there was informal discussion regarding Richard Cushman and his re-appointment and various members asked if he was retiring. Mr. Cushman responded by saying he did not know. Mr. Smith stated that it was up to the town board and it was stated that they hoped he would come back. Mr. Cushman has been an asset to the Town of Cicero. He is a Professor, retired Post Master, has excellent credentials and possesses background knowledge in development and planning within the town. I would ask this board to re-appoint Mr. Cushman and it is my understanding that he would like to continue on the Planning Board. He has done a very good job and as I said, comes highly recommended and has the experience. Last year we appointed three new members to the Planning Board who have not seen the development and growth that this town has gone through over the last ten years. There are only one or two individuals on the board that have the background knowledge and have overseen all of that development and have done so, proficiently. If you read the minutes of the Planning Board, you will see that Mr. Cushman is very diligent and does his homework and adds a great deal to the board. I would ask this board instead of appointing the new individual, that we appoint Mr. Cushman to the Planning Board.

Ms. Boyke explained that in response to that, we certainly appreciate all of the dedication that Mr. Cushman has brought to the Planning Board, but, opportunities arise and other individuals have shown an interest in becoming involved with the town and particularly in the Planning Board areas. Mr. Ruscitto, brings knowledge to the town and has lived in the town all of his life and will bring new ideas as well. Mr. Marzullo has spoken with him and has highly recommended him. He also appreciates Mr. Cushman's contributions as well, but, is also looking to give an opportunity to someone new.

Mr. Corl stated that he appreciated that but, Mr. Cushman has been a resident of the town for 65 years. I understood the importance of new ideas, but, we have three new members along with Mr. Marzullo, which makes four. New ideas are wonderful to have, but, Mr. Cushman has the background and experience and has overseen much of the development and would be a great resource to rely on when answering those tough questions as to what may have happened.

Ms. Zambrano – Do we not have a motion on the floor?

Tracy Cosilmon – Yes

Mr. Conway stated that he voted.

Ms. Zambrano – Yes he did, I heard him.

**Continuation of the vote:**

Mr. Corl:                    No  
 Mr. Jennings:            Yes  
 Ms. Zambrano:            Yes  
 Ms. Boyke:                Yes

APPROVAL FOR PLANNING BOARD CHAIRMAN AND PAYRATE

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to appoint Mark Marzullo, as Planning Board Chairman at a pay rate of \$210.00 per occasion.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

APPOINTMENT OF ZONING BOARD MEMBERS

The motion was made by M. \_\_\_\_\_, seconded by M. \_\_\_\_\_, to reappoint TBD to a 2 year term as AD-HOC to the Zoning Board expiring 12/31/2012.

**Decision deferred until all applicants have an opportunity to be interviewed.**

The motion was made by Ms. Zambrano, seconded by Mr. Jennings, to appoint Don Snyder to a 5 year term on the Zoning Board Appeals to expire 12/31/2015.

**Discussion:**

Mr. Corl asked that we not appoint Mr. Snyder but reappoint Chuck Stanton who has been a member of the board for the last several years. I believe Gary Natali who is the current Chairman of the Board for right now, and who I hope will continue to be after this evening has written a letter of recommendation dated December 16, 2010 regarding the reappointment of Chuck Stanton.

**Town Council**  
Jessica Zambrano, Deputy Supervisor  
Lynn Jennings  
Vern Conway  
James E. Corl, Jr.

**Supervisor**  
Judy A. Boyke  
(315) 699-1414

**Town Clerk**  
Tracy M. Cosilmon  
(315) 699-8109

**Receiver of Taxes**  
Sharon M. Edick  
(315) 699-2756  
Fax (315) 699-9562



**Highway Superintendent**  
Christopher J. Woznica  
(315) 699-2745  
Fax (315) 699-2746

**Town Justices**  
Carl T. Putzer  
Robert S. Walczyk, Jr.  
(315) 699-8478  
Fax (315) 699-7017

# TOWN OF CICERO

COUNTY OF ONONDAGA

P.O. BOX 1517, CICERO, NEW YORK 13039-1517 • FAX 315-699-0039 • e-mail: jboyke@ciceronewyork.net

To: Judy Boyke – Town Supervisor  
Town Board Members

From: Gary Natali - Chairman  
Zoning Board of Appeals

cc: Terry Kirwan, Esq.  
Wayne Dean

Date: December 16, 2010

Subject: Charles Stanton Re-Appointment

Chuck Stanton is up for re-appointment on January 1, 2011.

In the last three years, Mr. Stanton (Chuck) has made significant contributions to the Zoning Board of Appeals. He has taken part in 2 workshops with a unique presentation on "How I prepare for a Zoning Board of Appeals Meeting". He introduced the use of Windows Live Search Maps to verify the property data. He also uses the Pictometry Live link which is an aerial view of the property and identifies easements and wetlands. This is very helpful in winter when it is difficult to determine property lines, with snow present.

Chuck is always well prepared for every property on the agenda. He completes the five (5) factors to support the findings for each property in every motion he makes. Chuck was instrumental in resolving the Long Point property variance that was a very possible Article 78; either by the property owner or neighborhood group represented by council.

Chuck is a graduate of Clarkson University and has a Civil Engineering degree. He has worked for C&S Companies since November 1996 as Construction Services Manager. He has received many awards for work in his field (see attached resume). The four (4) hour training requirement has been fulfilled.

Chuck has volunteered to work with me in recruiting and training referees for the August 2011 Gus Macker 3 on 3 Basketball Tournament that will benefit the Canteen.

Chuck is a valuable asset to the Zoning Board of Appeals and is an inspiration to all the Zoning Board of Appeals members. I strongly recommend his re-appointment.

**Youth Bureau**  
Parks and Recreation  
(315) 699-5233

**Comptroller**  
(315) 699-2759

**Assessor**  
(315) 699-1410

**Zoning and Planning**  
(315) 699-2201

**Town Council**  
 Jessica Zambrano, Deputy Supervisor  
 Lynn Jennings  
 Vern Conway  
 James E. Corl, Jr.

**Receiver of Taxes**  
 Sharon M. Edick  
 (315) 699-2756  
 Fax (315) 699-9562

**Supervisor**  
 Judy A. Boyke  
 (315) 699-1414



**Town Clerk**  
 Tracy M. Cosilmon  
 (315) 699-8109

**Highway Superintendent**  
 Christopher J. Woznica  
 (315) 699-2745  
 Fax (315) 699-2746

**Town Justices**  
 Carl T. Putzer  
 Robert S. Walczyk, Jr.  
 (315) 699-8478  
 Fax (315) 699-7017

# TOWN OF CICERO

COUNTY OF ONONDAGA

P.O. BOX 1517, CICERO, NEW YORK 13039-1517 • FAX 315-699-0039 • e-mail: jboyke@ciceronewyork.net

To: Judy Boyke – Town Supervisor  
 Town Board Members

From: Gary Natali - Chairman *Gary Natali*  
 Zoning Board of Appeals

cc: Anthony Rivizzigno, Esq.  
 Terry Kirwan, Esq.  
 Wayne Dean

Date: January 7, 2011

Subject: Charles Stanton's Re-Appointment

I feel compelled to make this last minute appeal to the Town Board to reconsider re-appointing Chuck Stanton for another 5 year term on the Zoning Board of Appeals. I am sure you each received Mark Rabbia's detailed analysis (see attached) of Chuck's contribution to the Zoning Board of Appeals. Mark is a 12 year Zoning Board of Appeals member who is a degreed Aerospace Engineer who totally supports Chuck's ability. This alone should carry much weight. On 1/1/10, the Town Board selected C&S as the new engineering company for the Town; Chuck Stanton has been employed there since 1996 and is a Construction Services Manager, who manages multi-million dollar projects.

The real issue to Chuck not being re-appointed is pure and simple – political! The Zoning Board of Appeals is a "quasi-judicial body". Which is a fancy way of saying the Zoning Board of Appeals is a layman's court and politics has no place interfering with it. The Zoning Board of Appeals is expected to be apolitical (above politics). The Zoning Board of Appeals answers to no one except the State Supreme Court in the event of an Article 78. Chuck's party affiliation should not be considered in your decision.

We are fortunate that the last 30 year history of the Zoning Board of Appeals members is still alive. Vern Conway was on the Zoning board of Appeals for 27 years, being Chairman for most of those years and I have been on the Zoning Board of Appeals for 15 years being the Chairman for the last 3 years. During the last 30+ years, only vacancies due to resignations were filled by appointment and never has a sitting Chairman not been re-appointed during his term. That is the way an apolitical board must work to be totally independent. Vacancies should be appointed from the Ad-Hoc position since the Town has an investment in the Ad-Hoc's training.

The voters of the Town of Cicero expect the Town Board to hire the best people for a given job regardless of political party. Chuck Stanton's is the best person for the Zoning Board of Appeals. Terry Kirwan, the Zoning Board of Appeals attorney, has told me on several occasions that Chuck is an outstanding asset.

**Youth Bureau**  
 Parks and Recreation  
 (315) 699-5233

**Comptroller**  
 (315) 699-2759

**Assessor**  
 (315) 699-1410

**Zoning and Planning**  
 (315) 699-2201

Mr. Corl also stated that Mark Rabbia also wrote a very compelling e-mail which credits Chuck with a great deal of input that he gives to the board, given his background and the way he prepares and various other accolades and I would like that entered into the minutes. I would ask this town board that we re-appoint Chuck Stanton given the fact that he has been dedicated, diligent in his duties to the Zoning Board. To lose him on that board would be a great loss to the town.

Ms. Zambrano stated that with all due respect to Chuck Stanton, I did make a motion to nominate Don Snyder and there was a second and I think we have to follow through with the motion and see the result before we can entertain your suggestion.

The motion was approved as follows:

Mr. Conway:	No
Mr. Corl:	No
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

APPROVE PAYRATE FOR ZONING BOARD CHAIRMAN

The motion was made by Ms. Zambrano, seconded by Mr. Jennings, to approve the pay rate of \$190.00 per occasion for John Winters as Zoning Board of Appeals Chairman.

**Discussion:**

Mr. Corl stated that he would once again call upon the board to reconsider that and re-appoint Gary Natali, who has served this town for many years and has been the Chairman to the Zoning Board of Appeals for the for the last three years. Mr. Natali comes highly recommended and if you were to take a look at his record and if you were to read the minutes you would all know that he is very prepared for the meetings. He conducts himself and assures that the board is conducted in a very professional manner and is well respected amongst other townships. If you speak with other municipalities, or other attorneys that appear in front of our Zoning Board, it comes with high accolades and is due to Gary Natali's leadership on that board. I supported John Winters when his appointment came up last year and it is no disregard towards him. He has had one years experience on the board however Gary's experience on the board has kept us out of a lot of trouble and we have not been sued. I think we should look at Gary in reappointing him. He has been an excellent Chairman who has kept us out of legal problems and if someone has a grievance and files an Article 78 and it goes to the Supreme Court and we haven't had any issues whatsoever, so I ask the board to reconsider and appoint Gary.

Ms. Boyke – There is a motion from the board Jim.

The motion was approved by a vote resulting as follows:

Mr. Conway:	No
Mr. Corl:	No
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

Ms. Boyke thanked Mr. Natali for his dedication. I have spoken with him regarding transitioning with the new chairperson and cooperating. I would also like to thank Chuck Stanton for working on the ZBA and hoped he would continue applying somewhere within the town.

Mr. Corl – I think the proper thing would be to appoint them.

Ms. Boyke – Thank you Mr. Corl for your acknowledgement in that as well.

APPROVE APPOINTMENT OF ZONING BOARD OF APPEALS ATTORNEY

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to appoint Terry Kirwan as attorney for the Zoning Board of Appeals at a pay rate of \$3,500.00 per year for 2011.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

Ms. Boyke stated she wished to address Mr. Corl's comment. This is no reflection on their capabilities or qualities. Obviously, there are other residents within the town who also want to bring that to the table and want that opportunity and that is what we're doing. We're allowing them to serve the town as well.

Mr. Corl explained that when there are openings or vacancies we can seek out new people and that would be the time for the Town Board to fill those positions with new individuals, but, when people are doing their jobs, you should re-appoint them as they are respected amongst their peers and are an asset to our town. Last year we appointed Mr. Abbey, Mr. Honors, Mr. Card and Mr. Marzullo.

#### 2011 DEPARTMENT HEAD APPOINTMENTS

The following are appointments for 2011, which do not require Town Board approval:

Ms. Jessica Zambrano, Deputy Supervisor  
 Linda Losito, Secretary to Supervisor  
 Sharon Putman, Deputy Town Clerk  
 Sharon Krasowski, Deputy Receiver of Taxes  
 Michele Ottaway, Justice Clerk  
 Linda Cerio, Justice Clerk

#### SENIOR ADVOCATE ASSIGNMENT

The motion was made by Mr. Jennings, seconded by Ms. Zambrano, to appoint Supervisor, Ms. Boyke, as Senior Advocate.

The motion was approved by a vote resulting as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

The motion was made by Ms. Boyke, seconded by Ms. Zambrano, to approve the 2011 committee assignments.

#### 2011 COMMITTEE ASSIGNMENTS

The following are Town Board committee assignments for 2011 to serve at the pleasure of the Town Supervisor:

Mr. Jennings – Park & Recreation, Police

Mr. Conway – Highway Department, Planning Board, Fire Departments

Mr. Corl – Assessor, Assessment Board of Review, Drainage

Mr. Corl – I am unable to do that. I am unable to accept those assignments.

Ms. Boyke - All of them?

Mr. Corl explained that for the past year he was the Liaison to the Justice Court and the Police and as for the Assessors Office, Brad Brennan, was here at the last meeting and requested that we re-look at and we appoint John Delessandro to continue to work in his office. That office is going to be significantly understaffed this coming year. We know it is going to be a busy year in that office and I voted against the budget. In that budget, it was specifically left out, that a position in his office would not be funded and Brad is going to be working by himself and two clerks. At the last Town Board Meeting, the State recommended one person for every 2,500 parcels. We have over 13,000 parcels which would require about five people in that office. Also, the Assessment Committee recommended five people in that office. That office is the only full time position that was cut within this town and it will have a significant impact on that office. I can not be a Liaison to an office which has been underfunded, understaffed, in that regard. Brad has done an excellent job, I fought to keep him here, because of the way he treats people, the way he handles himself and the way the consolidated effort has worked with Salina.

Ms. Boyke - So the reason is, you don't want to be the Liaison to the Assessor's Office or the Assessment Board of Review or Drainage? Is that what you're saying?

Mr. Corl – I haven't gotten to drainage yet.

Ms. Boyke – What I'm doing right now, is appointing so, I'd appreciate it, if you were to accept, or not accept.

Mr. Corl explained that was his reasoning for the Assessor's Office and he declined. In regards to drainage, Mr. Woznica and Vern Conway resigned from the Drainage Committee because they don't agree with the billing practices that are going on in that particular department and what is going on with the Drainage Committee and the way it's billed. We have had over \$40,000.00 in overruns and I've asked questions, and still don't have a good answer.

Ms. Boyke stated that's the reason she was asking Jim to take over the Drainage Committee, was that the Town will be well represented and your concerns that you have shown through the last six months. That is the reason she was asking him take over the drainage.

Mr. Corl stated that he appreciated that, but, under the current contract that this board has entered into and the way the payment structure has been structured and approved by this board, without his approval. Mr. Woznica and Mr. Conway are also not in agreement of it.

Ms. Boyke stated that they should speak for themselves.

Mr. Corl asked Chris if he agreed with the practices.

Chris Woznica – You're putting me on the spot.

Ms. Boyke – I don't think this is the place for this. This is discussion only with the Town Board. If there is an issue with either of those, I wish they would come to see me. I am asking you and the reason I am appointing you is because of your understanding of these areas and these departments and I felt with you being liaison that we certainly, would have some representation which you feel we have not. That's the reason for my appointment.

Mr. Corl explained that he has met with Mr. Wickman regarding the drainage and that he still doesn't understand the billing practices and why there are overruns and that he doesn't have any answers.

Ms. Boyke explained that the year has past and we have a new year coming up and there are new proposals and procedures in place.

Ms. Zambrano stated that this could be in the opportune position to make the changes that you think need to be made.

Mr. Corl – Not, in the Drainage Department, when it's being looked at, by the District Attorney's Office.

Ms. Boyke asked if it was secret, or if it was something that he could share.

Ms. Zambrano asked what they're looking at.

Mr. Corl stated he didn't know, but, had heard that there is an investigation.

Ms. Zambrano stated that we are now dealing in rumor.

Ms. Boyke stated that this need's to be taken off this agenda right now. Again, Ms. Boyke asked Mr. Corl to serve at her pleasure by appointing him to Assessor Office, Assessment Board of Review and Drainage.

Mr. Corl – I respectfully, decline but, would be happy to accept the Police Department as he was Liaison over there last year.

Mr. Boyke – If you refuse, these, I'll find someone else to take these positions. I am going to recommend Ms. Zambrano to the Drainage Committee to represent the ZBA and the Tax Receivers Department.

Ms. Zambrano – Drainage, ZBA, Tax Receiver

Ms. Boyke – Town Clerk, Urban Development, Zoning/ Planning Department, Comptroller, Brewerton Revitalization Meetings, Justice Department

Ms. Zambrano accepted her assignments.

The next Town Board Meeting will be held on Wednesday, January 12, 2011 at 7:00 p.m.

Motion was made by Ms. Boyke, seconded by Mr. Jennings to adjourn the meeting.

The motion was approved as follows:

Mr. Conway:	Yes
Mr. Corl:	Yes
Mr. Jennings:	Yes
Ms. Zambrano:	Yes
Ms. Boyke:	Yes

There being no further business before the board, the meeting was adjourned at 6:22 p.m

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Tracy M. Cosilmon  
Town Clerk