

A regular meeting of the Lysander Town Board was held at 7:00 p.m. on September 12, 2011 at 8220 Loop Road, Baldwinsville, New York.

MEMBERS PRESENT Barry W. Bullis, Supervisor
 Brian F. May, Councilor
 Jack F. Krisanda, Councilor
 Arthur C. Levy, Councilor

MEMBERS ABSENT: Edward T. Reed, Councilor

STAFF ATTENDING: P. David Twichell, Town Attorney; Hugh Kimball, member of the Planning Board; Frank Costanzo; member of the Zoning Board of Appeals and Lisa Dell, Town Clerk.

OTHERS ATTENDING: County Legislator Richard Lesniak, 3302 Patchett Road; Jim Stirushnik, 8961 Dinglehole Road; Bob Edgett, PAC TV; Norm Ashbarry, 3128 Hidden Lake Drive; Billy Palmer, 104 Melvin Lane; Fred Burtch, 8865 Plainville Road; Brian Licourt, 2166 Connell Terrace; Joan Osier, E. Mud Lake Road; Chris Patrick, 8243 Ashington Drive; Carol Levy, 4033 Brixham Court; Jeanie Kenyon, 440 Hourglass Lane; Aaron Bullis, 4115 Wafer Ash Way; Jason Bullis, 8174 Dexter Parkway; Elizabeth Quilter, 8526 Whisper Ridge Circle; Tim Osier, E. Mud Lake Road; Deb Joiner, Coppernoll Road; and John Shields, The Timbers, L.L.C.

Prior to opening the meeting, Supervisor Bullis asked for a moment of silence to honor the recent deaths of two former longtime Town of Lysander employees, Art Helmbold and Russ Wilson, and for all of those who died during the tragic events on September 11, 2001.

APPROVAL OF MINUTES

August 22, 2011

RES. #127/2011 Motion by Bullis, Second by Levy

RESOLVED that the minutes from the regular Town Board meeting of August 22, 2011 be approved.

VOTE:

Supervisor Bullis	Abstain
Councilor May	Yes
Councilor Krisanda	Yes
Councilor Levy	Yes

Three Ayes, Motion Carried and Adopted

SCHEDULED CITIZENS' CONCERNS

None

REPORTS

Town Clerk:

Town Clerk Lisa Dell reported the following:

- Liverpool Elks is intending to renew their liquor license.
- The Permissive Referendum period for the Bond Resolutions for the West Genesee Sewer District Improvements and the West Genesee Sewer District Extension No. 1 has expired. A certificate of No Referendum has been filed.
- Sandy Dain, Administrative Assistant, Parks and Recreation Department has submitted her resignation effective August 23, 2011.
- Letter of Credit for Clare Park Subdivision will expire on October 7, 2011

- On September 7, 2011 the Town Clerk received notification that the NYS DOT received the traffic speed study request for Route 370 and Hicks Road and a formal investigation will be conducted.

Town Board:

Supervisor Bullis reported that following:

- The final paving has been scheduled to be done for the Clare Park Subdivision before the letter of credit expires.
- The contracts have been signed for the Lysander Park bathroom renovation project.
- The paving resurface has been done on Dexter Parkway and the intent is to put the binder on now and the top coat on in the spring of 2012.
- The Town Hall parking lot has been sealed and striped.
- The time frame for the Whispering Oaks Sewer District Improvement Project appears to be on schedule at this time.

CITIZENS' COMMENTS ON AGENDA ITEMS

None

OLD BUSINESS

Attorney Twichell reported that the punch list has been posted with the Town Comptroller in the form of cash and he has in his possession the original deeds, the easements, title insurance and developer agreements. Attorney Twichell reported he asked for a revised maintenance bond which he received a copy of by email and deems it satisfactory. Attorney Twichell recommended to the Board to accept the street and utilities pending the receipt of the original maintenance bond.

**TIMBERBANKS RESIDENTIAL AND GOLF COMMUNITY
ACCEPTANCE OF STREET AND UTILITIES**

RES. #128/2011 Motion by Bullis, Second by Krisanda

RESOLVED that the street and utilities of Long Shadow Drive .20 miles (From the intersection with Timber Banks Crossing to the end of the Long Shadow Drive cul-de-sac) in the Timber Banks subdivision Section 1B, Phase III, be accepted as an official Town road upon recommendation of the Town Engineer and subject to the approval of the Town Attorney.

VOTE:

Supervisor Bullis	Yes
Councilor May	Yes
Councilor Krisanda	Yes
Councilor Levy	Yes

All Ayes, Motion Carried and Adopted

NEW BUSINESS

None

OTHER BUSINESS

None

SPEAKERS

Fred Burtch, Plainville Road, made the following comments:

TRANSFER OF DEVELOPMENT RIGHTS PROGRAM

- That he submitted a request under the Freedom of Information Law for documents pertaining to the Transfer of Development Rights Program, specifically the application submitted by Warren Abbott and a copy of payment that Warren Abbott would have made and found out they do not exist.
- That the Town has paid \$236,000 out for the TDR program to Barton and Loguidice and the Town Attorney and that when the plans for this started, it was a good idea, but now with only one farmer involved it is a colossal failure.

OLD BELGIUM ROAD CEMETERY

- That in 2005 a few neighbors came in and talked to the Town Supervisor about a neighbor who was vandalizing the old Belgium Road Cemetery with his four wheel drive truck. Mr. Burtch said he tried at the time to request information under the Freedom of Information Law about the cemetery and was unable to obtain any documents, specifically any surveys, abstracts or letters from the Town that may have been sent out to the person who was vandalizing it. Mr. Burtch asked why this person has not received a letter and why he was treated differently.

TOWN BOARD MEETING
PUBLIC COMMENT POLICY

- That he apologizes to the public if he is the reason why the Town Board removed the public comment portion for the agenda and that he thinks it is a travesty that the Board has taken this route.

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ANHEUSER BUSCH PILOT PROGRAM

Billy Palmer, Melvin Lane, asked if the Town could have reached an agreement before a company was hired to do an assessment of the Brewery.

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ADJOURNMENT

As there was no further business, at 7:15 p.m., the Supervisor adjourned the meeting to 7:00 p.m. on September 26, 2011. There was no dissent.

This is a true and complete recording
of the action taken at this meeting.

Lisa Dell, Town Clerk