

A Regular Town Board meeting was held on January 18, 2018 at Lysander Town Hall, 8220 Loop Road, Baldwinsville, New York.

MEMBERS PRESENT: Joseph Saraceni, Supervisor
Robert Ellis, Councilor
Peter Moore, Councilor
Robert Geraci, Councilor
Roman Diamond, Councilor

MEMBERS ABSENT: None

OTHERS PRESENT: Attorney Anthony Rivizzigno; Jerald Hole, Highway Superintendent; Dina Falcone, Town Clerk; Al Yager, Town Engineer; David Rahrle, Comptroller; Theresa Golden, Assessor; Tony Burkinshaw, Parks and Recreation Supervisor; and several residents.

Supervisor Saraceni called the meeting to order at 7:00 PM with the Pledge to the Flag.

Supervisor Saraceni noted that there were no additions or deletions to the agenda.

Public Hearing No. 1

Cold War Veteran's Tax Exemption

Town Clerk Dina Falcone read the proof of publication as follows, *"The legal notice was published in the December 28, 2017 Post Standard. Please take notice that a public hearing will be held by the Town Board of the Town of Lysander on Thursday, January 18, 2018 at 7:00 P.M. at Town Hall, 8220 Loop Road, Baldwinsville, New York 13027, to consider the adoption of a local law amending Chapter 121, Article Nine of the Code of the Town of Lysander relating to the tax exemption for Cold War Veterans in accordance with §458-b of the New York Real Property Tax Law. Copies of said local law are available for review at the office of the Town Clerk. By order of the Town Board of the Town of Lysander, dated December 21, 2017."*

RES#23/2018

A motion to open the Public Hearing occurred at 7:03 PM. **The motion was seconded by Councilor Moore and Councilor Ellis.**

CITIZENS COMMENTS REGARDING PUBLIC HEARING

Gene Dinsmore of Highland Drive stated that he is in favor of the local law.

Jim Stirushnik of Dinglehole Road asked Ms. Golden how many parcels are eligible for all Veteran's exemptions. **Ms. Golden** said she didn't have the number for all Veterans but does for this particular bill. She said on the 2017 roll, there were 103 exemptions. The dollar value based on the rates from this tax bill from 2018 is \$5,426.93. **Ms. Golden** said the typical war eras are covered under different exemptions. The Cold War exemption is relatively new and this is what is being addressed tonight, the ten year limit. She did not have the information for the other war eras for alternative Veteran's exemptions.

RES#24/2018

A motion to close the Public Hearing occurred at 7:03 PM. **The motion was seconded by Councilor Moore and Councilor Geraci.**

All persons, desiring to be heard, having been heard, the public hearing was terminated at 7:05 PM.

BUSINESS HIGHLIGHT: The Deli at 12 West Genesee

Michele Kivisto spoke about The Deli. She said her aunt and uncle took over the deli in September. The hours are 11 AM to 7 PM Monday through Friday, and 11 AM to 5 PM on Saturday. They are closed on Sundays. They have a website and Facebook. The website is thedeliat12.com. The deli has an assortment of sandwiches, soups, homemade cookies and half-moons. They make trays for catering as well. She mentioned a sign she saw that said *"spread kindness like confetti"* and that is what they try to do at The Deli every day. She said they love being part of this community.

CITIZENS COMMENTS REGARDING AGENDA ITEMS

Kevin Rode of Greymoor Way said that the Code Enforcement report contained a discrepancy in the annual total. **Supervisor Saraceni** said it would be corrected.

Mr. Rode referred to the Spray Park, and asked what would be needed if people wanted to make it a permissive referendum; what the process would be. **Attorney Rivizzigno** said they would have to file a petition in a form similar to a nomination petition with the Town, indicating they want to challenge the resolution within 30 days. Mr. Rode asked what the wording would be. **Mr. Rivizzigno** said it is just wording objecting to the resolution. He said it would be a referendum on the issue basically. **Mr. Rivizzigno** said permissive referendum means that if the people choose to have the referendum, then there would be one. If there is no petition, it is done and over with. Mr. Rode asked how many signatures would be needed. It was stated by the Town Clerk that in this case 300 [or more] signatures would be needed as it is a percentage of registered voters who voted in the last gubernatorial race. The Board of Elections would also have information on petitions and referendums.

Fred Burtch of Plainville Road said he carried a petition for a referendum regarding a fence in the past and asked about the wording [of a petition] and how a current referendum regarding the spray park would be used. **Supervisor Saraceni** said Mr. Burtch isn't going to get information or advice from the Town Attorney. Discussion regarding signatures and carrying petitions ensued.

Jim Stirushnik asked about the fee changes regarding the Town Code updates. He asked if they were verified at the Organizational Meeting. **Ms. Falcone** said "yes" the fees were discussed and updated at the last meeting.

Gene Dinsmore asked about the Planning Board position and if it was posted. **Supervisor Saraceni** said it was posted on the website and in the Messenger. Mr. Dinsmore mentioned that Planning Board should consist of five members and not seven.

Jim Stirushnik agreed with Mr. Dinsmore and thinks the Planning Board should be a five member board.

Fred Burtch agreed with Mr. Dinsmore and Mr. Stirushnik and asked the Board to consider combining the Planning and Zoning Boards. **Attorney Rivizzigno** said they can't do it because they are two different functions. **Supervisor Saraceni** said Van Buren does it, and **Mr. Rivizzigno** said he doesn't know how they do it. He said they use the same attorney as well.

TOWN BOARD COMMENTS

Councilor Diamond recognized the Lysander Ice Arena as it was named number 34, and it is in a position to win \$50K for a new lighting system. He referenced the article in Syracuse.com. He said it was recognized as one of the top ice arenas in the country. There were 34 of them.

Councilor Moore spoke about the recent rainfall and he said that someone at work told him there was flooding happening in Lysander, and Mr. Moore called the Highway Superintendent and said it reminded him that we have a great community where people step up to the plate and talk to whoever they can to make it safe for the community.

Councilor Geraci exclaimed the same remark about the Lysander community.

Councilor Ellis complemented the Highway Department and said that they have had a tough few weeks with the weather, and they have done an incredible job.

Supervisor Saraceni said the Town was awarded a \$30K JCAP grant which will cover most if not all of the Phase II building renovations on the court side of the building. They will be creating a DA's office in the back, and a retention area for prisoners. He discussed the move and where the Court Clerk's area will be located, and moving the entrance where people can pay their fines. The Codes office will move from where it is to the front area where the court is now. Mr. Yager's office will move where Dan Boccardo's office is now, which is near the Comptroller's Office. Dog Control will be located with the Codes office. He thanked the Justice Court system/OCA for awarding the grant to the Town of Lysander. **Supervisor Saraceni** thanked Mr. Yager, Judge Mantione and Patti Maguire as he said they did most of the work for putting the request together.

Supervisor Saraceni thanked the Highway Department for their efforts during the last thaw, frozen ground and the five inch rainfall. He said they were out and about clearing grates, etc.

ADOPTION OF MINUTES

RES#25/2018

Motion by Councilor Geraci seconded by Councilor Moore to adopt the January 4, 2018 Town Board Meeting minutes.

Supervisor Saraceni	Aye	Councilor Ellis	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

DEPARTMENT HEAD REPORTS:

Jerald Hole, Highway Superintendent, said that that HW worked hard and put in untold hours moving snow at all hours and they are doing the best they can and ask the public to be patient. He said that the public can help if they can with catch basins that have leaves over them, as there will be another thaw. If someone sees something blocking a culvert or pipe and it's safe, he suggested using a rake and pulling it aside if possible.

Theresa Golden, Assessor, reported the following:

- *The 2016 State budget has eliminated all new Star exemptions (Basic and Enhanced) starting with the 2016 assessment roll. Star exemptions are "grandfathered" for existing property owners with exemptions in place prior to 2016. New owners will register with DTF online or by phone for the Star Income Tax credit / check. Property owners will be required to pay their school bill in full and will receive the Star savings by check from DTF. The Assessor's office can no longer accept new Star applications. Checks are being mailed to qualified property owners. Update: Letters requesting income information are being mailed; this is needed to calculate tax relief credit checks.*
 - *The County Clerk's office has updated to a new program which will affect deed processing by tax mapping and the Assessor's Office. Update: The switch has occurred and deeds are uploaded into V-4 at the County. This has not made the process faster, because of missing and incorrect information. The program also has an issue with street deeds, new parcels, and multiple owners. Every deed imputed must be checked and corrections made when indicated.*
 - *The State ORPTS is developing a new computer program to replace RPS V-4. The program is being tested at locations across the state. No date has been set for the conversion at this time. Update the new system will be called ACES.*
 - *All exemption renewals for 2018 will be mailed by years end. Exemptions are being processed as received for the 2018 assessment roll.*
 - *Valuation update 2018: Commercial sale arrays have been completed including countywide sales for past 5 years. Residential review has indicated 9 neighborhoods for reappraisal in 2018 (1972 properties). To date 6 neighborhoods have been completed.*
 - *Ms. Golden reported that she had attended continuing education and that her requirements have been met through September 2018, including ethics recertification.*
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REGULAR AGENDA ITEMS

**MOTION TO AUTHORIZE SUPERVISOR TO SIGN 2018
CANTON WOODS SENIOR CENTER AGREEMENT**

RES#26/2018

Motion made by Councilor Geraci seconded by Councilor Ellis to authorize the Town Supervisor to sign the 2018 Canton Woods Senior Center Agreement.

Supervisor Saraceni	Aye	Councilor Ellis	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

**MOTION TO AUTHORIZE SUPERVISOR TO SIGN
THE GENERAL CODE SUPPLEMENT INVOICE**

RES#27/2018

Motion made by Councilor Diamond seconded by Councilor Ellis to authorize the Town Supervisor to sign the General Code Supplement invoice in the amount of \$3,706. This invoice reflects the cost of the changes, revisions, additions, deletions and review of the Code of the Town of Lysander.

Supervisor Saraceni	Aye	Councilor Ellis	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

MOTION TO APPROVE GENERAL CODE CHANGES

RES#28/2018

Motion made by Councilor Moore seconded by Councilor Diamond to approve the General Code changes that were made to the Lysander Town Code by the Code Committee, and approval of such changes, revisions, deletions and additions be submitted to General Code.

Supervisor Saraceni	Aye	Councilor Ellis	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

Discussion:

Councilor Diamond commended the Code Committee on its hard work. Supervisor Saraceni thanked the committee and for the public input. The committee did it in six to eight weeks. There were many nuances that needed to be tweaked. Once this goes through we will have a uniform code so that the code that is online will match the books we use as references.

MOTION TO ALLOW SUPERVISOR TO SIGN LETTER TO AMTRUST

RES#29/2018

Motion made by Councilor Diamond seconded by Councilor Geraci to allow the Town Supervisor to sign the letter to AmTrust Financial Services, Inc. appointing Haylor, Freyer & Coon, Inc. as the Town of Lysander's exclusive agent of record for the Disability Policy written through Wesco/AmTrust.

Supervisor Saraceni	Aye	Councilor Ellis	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

MOTION TO ADOPT LOCAL LAW NUMBER 1 OF 2018
REGARDING COLD WAR VETERANS TAX EXEMPTION

RES#30/2018

Motion made by Councilor Diamond seconded by Councilor Ellis to adopt a local law amending Chapter 121, Article IX of the Code of the Town of Lysander relating to the tax exemption for Cold War Veterans in accordance with §458-b of the New York Real Property Tax Law.

Supervisor Saraceni	Aye	Councilor Ellis	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

Discussion:

Councilor Diamond said he is in support of this motion and he thanked all who have served.

MOTION TO APPOINT COLIN CUSIK TO THE POSITION OF ENGINEER INTERN

RES#31/2018

Motion made by Councilor Moore seconded by Councilor Ellis to appoint Colin Cusick to the position of Engineer Intern, effective January 1, 2018, with the rate of pay at \$15.00 per hour.

Supervisor Saraceni	Aye	Councilor Ellis	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

Discussion:

Mr. Yager said that his appointment had expired December 31st and he worked Christmas break before he started his new position. He worked the first week of the year. Mr. Yager is looking for another engineer intern.

MOTION TO ADOPT RESOLUTION DETERMINING CONSTRUCTION
OF SPRAY PARK FACILITY IN LYSANDER TOWN PARK
WILL NOT HAVE SIGNIFICANT EFFECT ON ENVIRONMENT

RES#32/2018

Motion made by Councilor Ellis seconded by Councilor Diamond to adopt a resolution determining that the construction of a spray park facility in Lysander Town Park will not have a significant effect on the environment.

Supervisor Saraceni	Aye	Councilor Ellis	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

MOTION TO AUTHORIZE ISSUANCE AND SALE OF SERIAL BONDS UP TO THE AMOUNT OF \$400,000 FOR THE CONSTRUCTION OF A SPRAY PARK FACILITY

RES#33/2018

Motion made by Councilor Geraci seconded by Councilor Moore to authorize the issuance and sale of serial bonds up to the amount of \$400,000 for the construction of a spray park facility in Lysander Town Park.

Supervisor Saraceni	Aye	Councilor Ellis	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

Discussion:

Counselor Geraci stated that the Town is not actually borrowing at this point, but it gives the town the opportunity to put the project out to bid so the Board can make a decision going forward within the budget constraints set up tonight. Supervisor Saraceni said it is the next step in a process. He said the Town is not spending money right now, but authorizing a certain amount of money up to that goal. He said the Town has taken a significant amount of time planning, with public outreach, and a \$100K grant from the state, with the money from the in lieu of parks to help; it has worked the numbers as to the impact to the residents. He said he is comfortable with voting on this motion tonight.

MOTION TO AUTHORIZE HW SUPERINTENDENT TO SIGN OCWA PERMIT

RES#34/2018

Motion made by Councilor or Ellis seconded by Councilor Geraci to authorize the Town Highway Superintendent to sign the OCWA Permit which grants permission for the installation of 960 LF of DICL water main and one hydrant, to serve the proposed School Bus Garage Facility located at 2810 West Entry Road in the Radisson Water Supply District, with no pavement to be cut. The OCWA annual hydrant maintenance fee associated with this hydrant will be paid by the Baldwinsville Central School District.

Supervisor Saraceni	Aye	Councilor Ellis	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

MOTION TO APPOINT DOUGLAS BEACHEL TO TOL PLANNING BOARD

RES#35/2018

Motion made by Councilor Diamond seconded by Councilor Moore to appoint Douglas Beachel to the Town of Lysander Planning Board to fill a vacancy, for a seven-year term with a term expiring December 31, 2022.

Supervisor Saraceni	Aye	Councilor Ellis	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

Discussion:

Supervisor Saraceni said that Mr. Beachel has extensive experience with developments and as there are some coming in the future, he will be a vital asset to the Board being on the other side of the fence. He will have a unique perspective in site plan presentation. He is perfectly suited for the Planning Board. The position was advertised in the Messenger and on the website. There was another candidate who applied because of the ad in the Messenger as well.

CITIZENS COMMENTS RELATED TO TOWN BUSINESS

Kevin Rode expressed his concern with the snow in cul-de-sacs in Radisson; specifically plowing across Town roads. **Supervisor Saraceni** said this is in Mr. Hole's area. He said that there have been "No Plowing Here" signs placed in cul-de-sacs but not exclusively in cul-de-sacs. He said when someone sees that happening, the HW Department puts those signs there. Supervisor Saraceni will have an opportunity to write an article and maybe include that as a reminder. **Mr. Hole** said some signs that were put up were already in the shop. He said they are effective, but people are questioning who put the signs there. He said HW will add "Town of Lysander" to the signs. He has also considered a permit process for commercial plows. The problem there would be enforcement.

Mr. Hole said it is a major issue in Radisson and on the country roads. Discussion continued regarding the snow/plowing issues/snow placement/property and code and recent flooding on Fenner Road. Mr. Rode suggested the Town and County should work together. Mr. Rode asked about the budget for the security officer. He said it isn't in the budget.

Fred Burtch of Plainville Road spoke regarding the flooding on Fenner Road. He discussed plowing and the recent flooding, and wasn't sure if residents know to contact Onondaga County in the event of road issues. Mr. Burtch asked Joe about what developments he was referring to earlier in the meeting. **Supervisor Saraceni** said the Melvin Farm project might come back around.

Mr. Burtch asked about the spray park and said with the bond/cost of the park, if it has to be bonded, he thinks the public should be involved in the decision making process. He asked about the process for a petition. Discussion ensued regarding spending and infrastructure issues. He expressed his concern about spending. Mr. Burtch said the HW is doing a great job, and he saw people on social media complaining about issues. He said he read plow operators remarks, and he discussed Facebook and that is the format that people choose to express their opinions. He asked the Supervisor why the chairs aren't filled at Board meetings. **Supervisor Saraceni** said he would hope that people are happy with what is going on. Mr. Burtch said there are hundreds of comments about plowing, the sewage spill, and the roads. He said people grieve on social media. Mr. Burtch asked that the Board take a look at that issue and noted how some people are uncomfortable coming to meetings.

Supervisor Saraceni said he addressed social media. He said he doesn't go on social media as it is a haven for negativity. He thinks that unfortunately in this country people have lost a lot of couth; people have forgotten to how to talk to each other and make a point without being insulting and angry, and that often comes across in social media. **Supervisor Saraceni** said there is a lot of misinformation on social media, and he stopped reading it about a year ago. He said he couldn't keep up with the lies, and if he went on social media and tried to address every falsehood and lie he saw, that is all he would be doing all day. **Supervisor Saraceni** said that is not what the residents of this Town would want him to do. He said he's always open to receiving phone calls. He stated that he is ready to launch something that would address residents' concerns in the future. **Supervisor Saraceni** said he talks with a lot of people and he hears good things; he does not shy away from public scrutiny. Discussion ensued with questions and **Councilor Ellis** and **Supervisor Saraceni** remarked that the [public comments period] is a time for comments.

ANNOUNCEMENTS

Town Board Meeting: Thursday, February 1, 2018, 7:00 PM, Work Session begins at 5:30 PM in the Auditorium.

Town Board Meeting: Thursday, February 15, 2018, 7:00 PM, Work Session begins at 5:30 PM in the Auditorium.

Public Meeting regarding Proposed Rte. 48 Sidewalk District: Tuesday, January 23, 2018, 7:00 PM in the Large Group Room.

ADJOURNMENT

A motion was made by Councilor Diamond and seconded by Councilor Ellis to adjourn the regular Town Board Meeting at 7:55 PM.

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

Dina Falcone, Town Clerk

**A RESOLUTION AUTHORIZING THE ISSUANCE
AND SALE OF SERIAL BONDS FOR THE CONSTRUCTION OF
A SPRAY FACILITY IN LYSANDER TOWN PARK**

WHEREAS, this Board, by resolution, has authorized the construction of a spray facility in Lysander Town Park; and

NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Lysander (the "Town"), Onondaga County, New York, as follows:

Section 1. For the object or purpose of the construction of a spray facility in Lysander Town Park ("Spray Park"), and to provide funds to defray the cost thereof, FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) of the General Obligation Serial Bonds of the Town, shall be issued pursuant to the provisions of New York Local Finance Law.

Section 2. FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) is estimated as the maximum cost of said construction of a Spray Park.

Section 3. The plan or the financing of the said construction of a Spray Park consists of the issuance of General Obligation Serial Bonds of the Town in the principal sum of FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00), to be issued pursuant to Local Finance Law.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid object or purpose is fifteen (15) years, pursuant to subdivision 19(c) of paragraph a of section 11.00 of Local Finance Law. It is further determined that the maximum maturity of the Serial Bonds herein authorized will exceed five years.

Section 5. The faith and credit of said Town are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same, respectively, become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. Subject to the provisions of Local Finance Law, the power to authorize the issuance of and to sell Bond Anticipation Notes in anticipation of the issuance and sale of the Serial Bonds herein authorized, including renewals of such notes is hereby delegated to the Town Supervisor. Such notes shall be of such terms, form and contents, and shall be sold in such manner as may be prescribed by said Supervisor, consistent with the provisions of Local Finance Law. The power to further authorize the issuance of the Bonds and bond anticipation notes and to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the consolidation with other issues and the use of substantially level or declining debt service, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the Supervisor.

The Supervisor is hereby authorized to sign and the Town Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and the Town Clerk is hereby authorized to affix to such Bonds and bond anticipation notes the corporate seal of the Town.

Section 7. This Resolution, when effective, shall be published in full by the Town Clerk together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Town. The validity of such bonds may be contested only if:

- a. Such bonds are authorized for an object or purpose for which said Town is not authorized to expend money, or
- b. The provisions of law, which should be complied with at the date of publication of this resolution, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication, or
- c. Such bonds are authorized in violation of the provisions of the Constitution.

Section 8. This resolution is subject to a permissive referendum.

Section 9. This Resolution shall constitute the declaration of the Town's "official intent" to reimburse expenditures authorized by Section 1 with proceeds of the Bonds and notes, as required by United States Treasury Regulation Section 1.150-2.

Section 10. This resolution shall take effect immediately.

WHEREFORE, the foregoing resolution was put to a vote of the members of the Town of Lysander Town Board this 18th day of January, 2018, the result of which vote was as follows:

<u>BOARD MEMBER</u>	<u>VOTE</u>
ROBERT GERARCI	Yes
ROMAN DIAMOND	Yes
PETER J. MOORE	Yes
ROBERT H. ELLIS	Yes
JOSEPH P. SARACENI, SUPERVISOR	Yes

Dated: January 18, 2018

ESTOPPEL NOTICE
NOTICE

The resolution, a summary of which is published herewith, has been adopted on January 18, 2018, and an abstract thereof has been published and posted as required by law. The validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose of which the Town of Lysander, in the County of Onondaga, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of the notice, or such obligations were authorized in violation of the provisions of the constitution.

Dina M. Falcone
Lysander Town Clerk