

A regular meeting of the Lysander Town Board was held at 7:00 p.m. on March 10, 2014 at 8220 Loop Road, Baldwinsville, New York.

MEMBERS PRESENT: John A. Salisbury, Supervisor
Melinda Shimer, Councilor
Andrew O. Reeves, Councilor
Robert Geraci, Councilor
Roman Diamond, Councilor

MEMBERS ABSENT: None

OTHERS ATTENDING: Anthony P. Rivizzigno, Town Attorney; Al Yager, Town Engineer; David Rahrle, Comptroller; Lisa Dell, Town Clerk, Pac-B and several residents.

APPROVAL OF MINUTES

RES. #43/2014

Motion by Shimer, seconded by Reeves to approve the minutes of the February 10, 2014 regular Board meeting.

VOTE:

Supervisor Salisbury	Aye	Councilor Shimer	Aye	Councilor Geraci	Aye
Councilor Reeves	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted.

TOWN BOARD COMMENTS

Councilor Diamond: Just a quick question. Tony, there was a letter to the union I think we sent it out December 16th or December 17th, we were asking if the Town was going to review the settlement of \$26,000. Have we heard back on that? Is there a report?

Attorney Rivizzigno: I think Colin Leonard is handling that.

Councilor Diamond: Thank you.

SUPERVISOR COMMENTS

None

DEPARTMENT HEAD REPORTS

JANUARY 2014-FEBRUARY 2014 ASSESSORS' REPORT

Theresa Golden, Assessor, presented the following report to the Board:

- New Basic Star Registration Update: Onondaga County mailed reminders to 16,000 property owners in mid-February that had not reregistered. Assessors will receive notification of exemptions to remove from Albany.
- Reminder post cards were sent and phone calls made for renewals not yet received. (Senior Citizen, Enhanced Star and Disability) The deadline was March 1st.
- The ORPTS has notified Assessors of exemptions that may be reapplied after payback of Income tax liabilities.
- Re valuation numbers should be completed and entered by the first week in March. Preliminary Notices will be mailed the week of March 10th and Informal meetings scheduled March 17 thru April 25.
- Final inventory field review and valuation changes are in progress as weather permits.
- Information concerning Alt Veterans exemption has been forwarded to the School Districts as requested. The approval deadline has passed for exemptions to apply on the 2014 assessment roll. To date: We have received no notification of approval by any School District.
- Trends for the Town of Lysander and Van Buren received from ORPTS for 2014.

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Residential +1, Commercial +4 and Vacant Land -5. Trends are used for time adjustment of sales only.

WEST GENESEE SEWER DISTRICT EXTENSION NO. 2

Al Yager, Town Engineer, reported that at the February board meeting the Town Board approved the extension to the water quality improvement grant from NYSDEC for the Whispering Oaks project. The intent to that is there are remaining funds in that grant, approximately \$400,000. The DEC has agreed that the Town can use those remaining funds to extend the West Genesee Sewer District to Goodfellow Lane and Blue Ridge Circle. It's a total of 19 homes with an estimated construction cost of \$379,000 of which 85 percent of it will be paid for by the grant. The estimated debt service is of construction is approximately \$353.00 per home. This number is higher than West Genesee Sewer District Extension No. 1. The reason for that is because many of the complaints received from the residents in West Genesee Sewer District Extension No. 1 included the homeowner out of pocket for connection and installation of the grinder pump.

With this new district the homeowner will only be responsible for the gravity connection to the grinder pump, the abandonment of their existing on-site wastewater treatment system and the actuator required by the Onondaga County Health Department on their water service line. This should cut the out of pocket costs to the homeowner by approximately 75 percent and drop it to around \$3000 to the highest estimate number. In addition to the construction debt service charge, there is contribution to the Whispering Oaks debt service that covered the cost of installing the new force main that parallels NYS Route 370 that these will be tied in to at an estimated cost of \$21.06 per year. There is also an excess capacity charge that was included in the Whispering Oaks project which totals \$37.41 per year.

These costs are expected to go down as more users are added to that force main along Emerick and Dunham Roads and the rates will be adjusted accordingly on an annual basis. The anticipated first year cost for a connected user with West Genesee Sewer District Extension No. 2 is \$849.48. A non-user first year cost \$411.48. If a homeowner decides they do not want to connect to the sewer district they are still going to be required to pay the debt service as a benefit to their property. Ultimately it does not affect too many parcels in this project. There is only total of 21 parcels, one of which is a non-building lot so it would not be eligible for sewer service anyways. The 20th parcel is a double lot with an existing home with those homeowners indicated that they will most likely combine those two lots into one tax parcel. The Town Board will be setting a public hearing tonight for the proposed extension on April 14, 2014.

The complete Map, Plan and Report is on file in the Town Clerk's Office for public review.

Questions:

Comptroller Rahrle: Those residents don't know anything about the cost of this project and will they find that out at the public hearing.

Engineer Yager: We actually did a public information meeting with these residents in June of 2012 and there was overwhelming support from the residents that attended. Actually the estimated cost that they were given at that time were higher. The costs were prepared by Barton and Loguidice using consulting engineering for design construction and inspection.

Chris Patrick: Who is doing the engineering for this project?

Engineer Yager: The Town Engineer, myself, will lead the project.

CITIZEN COMMENTS ON AGENDA ITEMS

WEST ENTRY ROAD SPEED ZONE STUDY

Kevin Rode, Greymoor Way: The speed zone study, what brought that on?

Engineer Yager: Seeing as Genes not here, I will answer that. Well we have had several accidents at the "S" curve by the railroads tracks this year, people going off the road. Another thing there was a pothole right on the fog line, that wasn't really that deep of a pot hole, that someone hit, blew a tire and bent a rim. It just seems like people are going awful fast on West Entry Road especially with the amount of trucks that are entering the highway.

NYS RETIREMENT SYSTEM ESTABLISHMENT OF WORK DAY FOR TOWN COUNCILOR

Mr. Rode: The day's work by the Town Councilors, is this just a day, a meeting day that counts as 7 hours or is this every day councilor for four years?

Supervisor Salisbury: David will explain that because everybody in the Town that pays into retirement has to have a number of hours per day.

Comptroller Rahrle: Kevin let me explain. How it works for elected officials is that they have to do a log for three months and they keep track of their time that they are working on town business whether it be a town board meeting, meeting with constituents, telephone calls, whatever and at the end of three months they turn the log into myself and to the Town Clerk. Then I would tally up the total number of hours each month and divide by the days, which in this case is 7 hours, to come up with how many days they worked.

Mr. Rode: Okay. And I see the insurance buyout on here and we are moving that from 50 percent to 25 percent of the annual premium. Does, are we going to run into more union issues with this or is that all taken care of?

Supervisor Salisbury: I believe that all... well...

Attorney Rivizzigno: Maybe.

Supervisor Salisbury: What?

Attorney Rivizzigno: I said maybe.

Supervisor Salisbury: That's in negotiations but we understand how they have charged us so it's not going to be a problem.

Comptroller Rahrle: We should be okay going forward.

Mr. Rode: Very good, thank you.

Supervisor Salisbury: Well, I'll tell you when we get (unclear) health care savings is.

OLD BUSINESS

None

NEW BUSINESS

NYS RETIREMENT SYSTEM REPORTING
ESTABLISHMENT OF WORK DAY
TOWN COUNCILOR

RES. #44/2014

Motion made by Diamond, seconded by Salisbury that effective January 1, 2012 the Town of Lysander hereby establishes the standard work day for the title of Town Councilor at 7 hours per day. Effective January 1, 2014 the title of Town Justice will have a standard workday set at 7 hours per day. The Town will report days worked to the New York State and Local Employees Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this Body as per the guidelines set forth by the New York State Retirement System.

VOTE:

Supervisor Salisbury	Aye	Councilor Shimer	Aye	Councilor Geraci	Aye
Councilor Reeves	Abstain	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

BOARD DISCUSSION BEFORE VOTE:

Councilor Reeves: Since this applies to me as the only one sitting here I am going to recuse myself.

Supervisor Salisbury: Okay. I know Bob you had questions those were answered previously?

Councilor Geraci: I would like to make a recommendation. Mr. Rahrle's explanations satisfy me although I would just leave it at three months and call it a day and use averages from that point forward. But my question

to the Board and to actually to our Attorney, why can't we be more specific in this resolution to specify exactly how we are going to determine those days. Put in words what Mr. Rahrle has said because right now you read this resolution it's pretty nebulous in terms on how you earn a 7 hour day.

Supervisor Salisbury: I have read the past resolutions they don't even give this much information. Those are set for every elected official isn't it?

Comptroller Rahrle: Actually a work day as far as NYS retirement was concerned was set for every position whether they are elected or appointed. What we haven't done is set the work day for the Town Board position and Town Justice position. This is according to NYS retirement system.

Councilor Geraci: I think you are missing my point. I have no problem with the formula that you came up with. It's an excellent formula.

Comptroller Rahrle: I didn't come up with it. NYS did.

Councilor Geraci: I have no problem with the formula, I think it's an excellent formula. It's not specified in the resolution so when new Town Board members read this thing four years from now or seven years from now they are not going to know what the formula was.

Comptroller Rahrle: Okay, we are doing this because NYS retirement asked us to pass this resolution to set the standard work day for these town positions.

Councilor Geraci: All I'm asking is..

Comptroller Rahrle: They didn't ask us to pass a resolution to decide how we got there because they already gave us the instructions how we get there.

Councilor Geraci: It's in writing to use a log and to divide it by a number of hours?

Comptroller Rahrle: Yes it is.

Councilor Geraci: You have that somewhere?

Comptroller Rahrle: I do.

Councilor Geraci: I guess I don't even know why we are arguing. I mean if we can just put that as part of the resolution that there is a set of guidelines established by the NYS retirement system to use a formula.

Councilor Reeves: As per...

Attorney Rivizzigno: Just put as per guidelines per NYS retirement system.

Councilor Geraci: As it reads right now it just seems arbitrary and somewhat nebulous to me and I understand what we are doing, I think it's great but let's just be more specific.

Attorney Rivizzigno: At the end of the resolution Lisa just add as per guidelines set forth by the NYS retirement system.

Town Clerk Dell: Okay.

AMENDMENT

LYSANDER EMPLOYEE HANDBOOK SECTION 805 INSURANCE BUY-OUT*

Motion made by Reeves, seconded by Shimer to change Section 805 Disclosure of Insurance Benefits of the Town of Lysander Employee Handbook "Buy-Out" of coverage from 50% to 25% of the current annual premium effective January 1, 2014.

**Tabled, no vote.*

BOARD DISCUSSION BEFORE VOTE:

Supervisor Salisbury: Next is the change in the insurance benefits buy-out from 50 percent to 25 percent and in 2013 and 2014 the savings to the Town in this buy-out has resulted in a savings of \$35,000, almost \$36,000.

Councilor Geraci: I do have questions. John, I wrote you an email on January 22 asking two questions with respect to this buy-out. Number one this buy-out in tonight's meeting there is no specificity in terms of who is going to be eligible for that, it's pretty generic and in the prior months we had the Town Comptroller, the Highway Superintendent and I guess the other individual title is Assessor-Clerk. There were two questions that I had. One was do we have a firm, written directive from the union that they are not charging us for any of the insurance that they are providing to these people? It was my understanding whether that the employee takes the insurance or not because of the agreement that the previous Town Supervisor signed, the Town is paying for that insurance regardless. That's number one. Number two, in that agreement there were certain positions listed and it was not the Assessor-Clerk and I also asked if the Teamsters have provided written documentation that it was okay to provide this insurance to in fact this other title that was not listed. The Comptroller and the Highway Superintendent were in fact listed in that agreement. I don't want to be sitting here voting for something where the Town is not only going to be paying back to an employee who doesn't want the insurance but has to pay 100 percent of that premium back to the Teamsters. If you have got something in writing that shows that that would be great to see. And thirdly, I just got this sheet that shows the savings five minutes before this meeting. If you want me to vote on something I would like to see this stuff way ahead of time so I can review it. I'm not that smart.

Supervisor Salisbury: Well we requested this today, one of them, for 2014 so I apologize but it's pretty simple in that looking at the total savings for each year is spelled out this is in accordance with the health insurance requirements of the union and I think those have all been straightened out.

Councilor Geraci: I want to see it in writing and I have not seen a letter from the Teamsters, whoever that representative might be, that says you know Town what you are doing is okay and this is why we are going to say it's okay for 2014. And I don't understand at all what the 25 or 26 thousand dollar payment to the Teamsters was all about. I have nothing in writing in front of me that says what the Town worked out with the Teamsters to have to pay them back whatever amount of money. And I could be, maybe we are not paying them anything back, but I heard the number 25 or 26,000 in fact Mr. Reeves called me up and told me that number. So I would like to know what's going on. I don't know what's going on.

Councilor Diamond: Neither do I. I think it is absolutely ridiculous just what Councilor Geraci said. When you get this five minutes before a board meeting and expect to make informed decisions, it's ludicrous.

Comptroller Rahrle: Then why didn't you ask when you guys tabled this a month ago?

Councilor Diamond: We did ask for this information. We got it five minutes before a board meeting.

Councilor Geraci: Am I allowed to speak to the Comptroller? I wrote a memo to John Salisbury on January 27 asking for specificity on these issues. Never got a reply.

Councilor Reeves: I think the only issue we are addressing tonight anyway is page 2. And that pertains to three people.

Supervisor Salisbury: And page one takes into account what the union audit has done.

Councilor Reeves: But we are not addressing anything with the union audit?

Supervisor Salisbury: No.

Councilor Reeves: Page two with the buyout the only people eligible would have been Rahrle, Dinsmore and Halstead. And according to the union by-laws which is what from the beginning we did stub our toe on it, its specifies contributions but the contributions have to be I think it's just individual.

Supervisor Salisbury: I would also like to bring up something. We have a work session where we can discuss things and if there was a problem with this it should have been brought up at the work session and then we would have withdrawn the resolution instead of you know, we have a motion on the floor, and now all of a sudden have a problems.

Councilor Geraci: There were no work sessions that enabled us to discuss...

Supervisor Salisbury: We had a work session tonight, a work session like any work session if you have a problem you bring it up we discuss it and then...

Councilor Diamond: Councilor Geraci asked if you are going to discuss anything on the agenda and you said no. You didn't want to...

Councilor Shimer: Mr. Diamond I object to your tone.

Councilor Diamond: I'm just responding to a statement. You said we had a work session and we did. But it had nothing to do with the Board meeting.

Councilor Geraci: Look, for the record I would love to see this work out. All I would like to see is, I don't want to get in trouble with the Teamsters here where they are going to say well hello, you owe us a 100 percent of that premium.

Supervisor Salisbury: Well that's fine we will just table this.

Councilor Reeves: I have no problem with tabling it.

Councilor Shimer: We will table it.

Councilor Geraci: Great.

Councilor Reeves: We'll say, you know, and I don't have any problem with Mr. Geraci, I don't have any problem with Mr. Diamond. The last thing that was discussed at the work session was the insurance and I don't recall being asked any questions when we were discussing it in the work session even talking about trying to add more information that wasn't on here and again, maybe the meeting starts at 7:00, that doesn't mean that a question can't be asked or say geez, I'm uncomfortable with this. This isn't the first time this has happened. That is what the work session is for. You get the agenda and if you are uncomfortable with anything none of us have any problem with taking anything off of the agenda and nobody wants to vote on anything that all five of us don't understand and don't agree to. And, you know, tabling doesn't bother me at all, it never does, but what does bother me is showboating out here when the question could have been asked in there.

Councilor Geraci: Okay, I appreciate what you just said and the fact it's going to be tabled makes me happy because all I want is to do the right thing, there is no showboating, I'm sorry.

Supervisor Salisbury: I would like the public to know that we send out the agenda on Wednesday to the Board members to ask for replies back before we finalize the agenda if there is a problem. No responses, so then we send it out on Friday to the department heads, board members, to the two papers and put on our website. So I am surprised that we are now at this point but anyways we tabled it and there will be no more discussions.

Councilor Reeves: I'm going to speak on this. I have had discussions with Bob and Bob has showed interest in this, he did send an email out to you. And tonight we didn't have any discussion out of Mr. Diamond, I don't think there has been an email from you to anyone on this Board asking for information or specifics on this and for the first question you asked tonight was what the status on the union situation. You didn't ask the Supervisor. You had how many, two, three weeks from our last meeting. You need to also step up and ask some questions, get some information, not just sit here at the Board and pick.

Councilor Diamond: Councilor Reeves, you are out of line, you really are.

Supervisor Salisbury: Stop right now.

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AMENDMENT
NYCLASS MUNICIPAL COOPERATION AGREEMENT

RES. #45/2014

Motion made by Salisbury, seconded by Geraci to adopt the amended Cooperative Investment Agreement with NYCLASS for the Town Of Lysander.

WHEREAS, New York General Municipal Law, Article 5-G, Section 119-o ("Section 119-o" empowers municipal corporations [defined in Article 5-G, Section 119-n to include school districts boards of cooperative educational services, counties, cities, towns and villages] and districts to enter into, amend, cancel and terminate agreements for the performance among themselves (or one for the other) of their respective functions, powers and duties on a cooperative or contract basis;

WHEREAS, the Town of Lysander wishes to invest certain of its available investment funds in cooperation with other corporations and/or districts pursuant to a municipal cooperation agreement;

WHEREAS, the Town of Lysander wishes to assure the safety and liquidity of its funds;

Now, therefore it is hereby resolved as follows:

The New York Cooperative Liquid Assets Security System is hereby authorized to execute and deliver the Cooperative Investment Agreement in the name of and on behalf of the Town Of Lysander.

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VOTE:

Supervisor Salisbury Aye Councilor Shimer Aye Councilor Geraci Aye
Councilor Reeves Aye Councilor Diamond Aye

All Ayes, motion carried and adopted.

BOARD DISCUSSION BEFORE VOTE:

Comptroller Rahrle: For the benefit of new town board members NY Class is an investment vehicle that is a co-op between other Towns, Villages, School Districts where you can invest funds and just for the record right now we don't have any money at all with them. In years past, before the interest rates hit the tanks, their interest rate was always better than what we could get at the bank. So we would usually put some money in the fund but not all of our excess savings because obviously you want to keep a relationship with your local banks as well. So even though we don't have any money in any of the accounts right now. We have two accounts, one for the general fund and one for the highway fund, they have asked us to pass this resolution and you will see the reasons why on the page labeled C-2. (Comptroller Rahrle then read from the page labeled C-2.) That's the three reasons why we are amending the agreement and they need our permission because we are a member.

Councilor Geraci: Yes this looks terrific David. What a, do you have a sense of, I guess maybe I didn't follow you exactly but kind of total dollars you are thinking of moving into this thing?

Comptroller Rahrle: None at this point.

Councilor Geraci: None at this point and how would we do it in the future? Do you just do that administratively?

Comptroller Rahrle: Yes.

Councilor Geraci: And the subject will just come up at some point in the year? Do we move \$50,000 over?

Comptroller Rahrle: Exactly. Obviously once, if there interest rates start looking favorable then I will bring it up. At this point...

Councilor Geraci: I know the bank is negative.

Comptroller Rahrle: Well theirs is worse. I haven't even paid attention to it because the last few months we haven't even had any money.

Councilor Geraci: Thank you.

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RES. #46/2014

WEST ENTRY ROAD
REQUEST FOR SPEED ZONE STUDY

Motion made by Shimer, seconded by Reeves to authorize the Town Clerk to submit a speed zone study request for West Entry Road to the NYS Department of Transportation.

VOTE:

Supervisor Salisbury Aye Councilor Shimer Aye Councilor Geraci Aye
Councilor Reeves Aye Councilor Diamond Aye

All Ayes, motion carried and adopted.

BOARD DISCUSSION BEFORE VOTE:

Councilor Geraci: After we do the speed zone study then what happens?

Supervisor Salisbury: If they recommend a change in the speed zone then it gets posted.

Councilor Geraci: So that's what they do.

Councilor Reeves: They will send you a written report.

APPROVAL TO ADVERTISE
SUMMER ENGINEERING INTERN POSITION

RES. #47/2014

Motion made by Shimer, seconded by Salisbury to authorize the Town Supervisor to advertise for a summer engineering intern position that was included in the 2014 highway superintendent budget to assist the Town Engineer in the annual update of the Comprehensive Pavement Management Plan for the town roads and, continue the drainage district infrastructure mapping and condition assessment project and, start a condition assessment of the roadway closed drainage systems.

VOTE:

Supervisor Salisbury	Aye	Councilor Shimer	Aye	Councilor Geraci	Aye
Councilor Reeves	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

BOARD DISCUSSION BEFORE VOTE:

Engineer Yager: As you know our pavement management plan is a living document, every year it needs to be updated. Last year we spent quite a bit of time as it was the initial set up of it, (unclear) weeks preparing it. We anticipate 2 to 2 ½ weeks of work on updating the pavement management plan. One of Gene's other goals this summer is to get a better idea of what the condition of our closed drainage system is. In some of our older subdivisions we know we have a lot of corrugated metal pipe that has exceeded its service life and we want to get an idea of what the costs are going to be to rehabilitate that pipe as we do road work projects. That is one of the other big tasks the intern will be used for as well as continuing of our drainage system mapping project.

Councilor Geraci: Do you have a dollar figure? It was budgeted but I don't know the dollar figure.

Engineer Yager: The budget amount was \$6000, right Dave?

Councilor Diamond: I guess my big question is this something you and Gene can do or are you going to need an intern every year like the Cornell study with the intern.

Engineer Yager: What it comes down to is that we may not need an intern as things go on. Right now we have quite of bit of construction going on in the Town with developer projects. We have two infrastructure improvement projects this summer, one the project we just talked about, the West Genesee Sewer District Extension No. 2 plus we have suburban green infrastructure grant we received from Onondaga County for an I & I project (Inflow and Infiltration) for up in Indian Springs. There is just quite a bit of construction work going on that keeps me tied up along with all of my other responsibilities as Town Engineer. Annual reviews (unclear). Last summer I fell, to be perfectly honest, because of the construction going on, I fell way behind on a lot of things. Now I am starting to get caught up. I'm trying to avoid that situation this coming summer so that's the intent of resolutions E and F. I will say of the intern costs a portion of it will be recouped via drainage district charges because part of the work we want to have him do is some mapping right now. We have drainage districts that we've got various pieces of infrastructure all over the place, we don't know what size they are, what condition they are and the exact locations. So once we get a better handle on a lot of this stuff we have very limited records and resources right now maybe we won't need an intern. But for the next two years...

Supervisor Salisbury: We are not going to make any commitment to that because this is like a 5 year plan that has to be upgraded every year and we do not want this plan to degrade to the where we had the problem we faced three years ago.

Engineer Yager: We want to have updated estimate numbers every year as costs escalate. It's a good idea so when we look at the budget for 2015 we can say okay these roads are scheduled to be done. Here's the current condition of them in 2014 not in 2013 maybe we need to look at an alternative practice, maybe they degraded to a point where we may want even postpone and let them keep degrading and put our maintenance money into another project.

Councilor Reeves: I think last year they did, the intern did locate the culverts.

Engineer Yager: That was an outlying....

Councilor Reeves: This year you are basically doing a search and destroy. See how bad they are...

Engineer Yager: We really didn't look at, we only looked at cross culverts in the western town roads that were connected via open ditches. This year we are going to take a look at closed drainage within the subdivision

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(unclear) town right away, i.e. catch basins and the pipes connecting them. There is no good way to evaluate that stuff without utilizing camera and a light and really getting a close look at it. We do anticipate it being a two man effort, one person on the downstream end, with a light shining it back up, and the other person on the upstream end with a camera on a pole to get a picture of the inside of the pipe.

Councilor Reeves: This will require some assistance on the highway department too.

Engineer Yager: Absolutely. This will require all these pipes to be cleaned and jetted prior to evaluation.

Comptroller Rahrle: Before you vote can we make one small correction? It should say 2014 highway superintendent budget. Just to make it clear.

Councilor Geraci: I have a question. Let me start off by saying that I cannot discuss E without discussing F and I'm just going to say for both of them, I'll vote in favor of both of them, but not without some concern. I just want to register the concern that if you add \$6000 to the \$18,720 for Engineering Aid position we are up to \$25,000. I know the summer engineer probably doesn't get any benefits but the Engineering Aid position might. We are still up to \$25,000 and I am just wondering about the escalation of the cost of engineering in this Town and I said I will vote for these but I am concerned where engineering is going in terms of expenses. Before I got on the Board I was told that engineering costs are going to stay below whatever the Town used to spend on engineering.

Councilor Shimer: Do you understand why the Town spend, how the result of the Town spending so little, or the Town is paying so much less, little attention to what we are paying attention to now?

Councilor Geraci: I am not making any allegations Melinda, I guess I don't. All I am trying to say is that I am registering a concern, okay? I'm just registering a concern.

Councilor Shimer: I hear the concern but you understand why this is the situation that we are in?

Councilor Geraci: I guess that's such a general... explain. I guess I don't. What do you mean? What are you saying?

Supervisor Salisbury: We had no inventory of the condition of our roads or our culverts and now we are trying to establish we have done the roads now we need to do the culverts because we have culverts that are in serious situations. They, if they are not taken care of, the road could collapse.

Engineer Yager: There is a great white paper that I will provide to you if you like that Cal DOT did. They had major culvert collapse, it was actually on an interstate, obviously that does not apply to the Town of Lysander but a few people got killed. Collapsing culverts that were constructed with corrugated metal pipe. They happen all over the country all of the time.

Councilor Geraci: Again I am not, I will never second guess you or anybody that is set out to do the job of what you are supposed to be doing. My only question is in terms of dollars and cents. Have we looked at other ways of getting this work done? Our Highway Department employees in the off seasons when you can't pave and you don't snow plow anymore can they go out and do some of this work or do we really have to spend this kind of money? I think it is an open question I don't expect a black and white answer. I'm hoping that we are being imaginative about using existing personnel.

Supervisor Salisbury: And we addressed all those when we adopted (cross talk) the budget and then it was adopted.

Councilor Geraci: Okay I wasn't here John.

Supervisor Salisbury: I understand that.

Engineer Yager: I got a little bit of feedback on that. As far as evaluating closed drainage you want to do that in the dry periods of the year. Obviously the pipes have to be cleaned and jetted and first so you look at the inside of them and get the debris out. Obviously with our limited construction season in Upstate New York our highway crew typically is focused on road projects at that time a year.

Supervisor Salisbury: And vacations. That is the only time they can take vacations.

Engineer Yager: And vacations. That is the only time they take vacations. There is a lot of people in our highway department that get five weeks of vacation. I think the majority of our highway department get five weeks' vacation. So at any given week during the summer when there is nine guys on our staff, there can be as

few as three or four guys actually in the shop. Its leaves us with very limited staff during what is already a short period construction season or dry season in Upstate New York.

Supervisor Salisbury: And you get more bang for your buck. The highway people are paid higher than these people they're better used to repair our roads, the highway people.

**APPROVAL TO ADVERTISE
ENGINEERING AID POSITION**

RES. #48/2014

Motion made by Reeves, seconded by Shimer to authorize the Town Supervisor to advertise for an Engineering Aid position included in the 2014 Engineering budget to assist the Town Engineer in the inspection of developer funded construction projects and, inspection of town infrastructure improvement projects.

VOTE:

Supervisor Salisbury	Aye	Councilor Shimer	Aye	Councilor Geraci	Aye
Councilor Reeves	Aye	Councilor Diamond	No		

Four Ayes, motion carried and adopted

BOARD DISCUSSION BEFORE VOTE:

Councilor Diamond: I was able to vote for the intern. I understand the importance and I think it's important that we continue the process. However I have some concerns creating a new positions. Not only is this a new salary it's going to be a little bit, almost close to \$19,000 it will be plus health care benefits.

Supervisor Salisbury: No.

Engineer Yager: It's part time. Not to exceed 20 hours per week.

Councilor Diamond. Okay. I recognize the position, I recognize the importance, I just feel that you guys...

Supervisor Salisbury: You also recognize that there were five members of this Board that went through the budget in detail and voted on it, and after a public hearing, passed it and now it looks like we are going through the budget every time we take something that was in the budget and approve it.

Councilor Diamond: It's our job to pass and vote on this isn't it? If we are supposed to vote on this we also may vote no on this also.

Supervisor Salisbury: And I appreciate that but what we are trying to get at is you have had a number of days to ask these questions and to make these comments and I know that we don't see you very often so you don't ask them. Anyways we have...

Engineer Yager: One more thing I kind of want to add on this. This is a part time temporary position if at the end of the summer, the work dries up, we can simply lay the employee off.

Councilor Diamond: Do we have to pay...

Engineer Yager: Unemployment? No, it is not a full time position.

Comptroller Rahrle: We do have to pay unemployment. If the person works enough weeks out of the year and it doesn't have to necessarily be here.

Councilor Reeves: Out of the engineering money paid out last year with the Planning Board, districts that our Engineer worked on and such, how much of that money stayed in the Town that was recouped basically out of that salary last year?

Comptroller Rahrle: Roughly \$50,000.

Councilor Reeves: Which would have been subcontracted out otherwise and when we work in a district we work at \$75.00 an hour and to an outside engineer it is \$150 an hour or more and it goes out the door.

Engineer Yager: I will say that both of these positions, a significant portion of their salary that is paid out of the highway budget or the general fund budget will be recouped by special districts or developer funded escrow accounts, if not 100 percent, at least 75 percent.

Councilor Diamond: Creating a new position, do you think that in the future we can maybe get a job description. Is there an existing one?

Engineer Yager: Certainly, I have to type it up.

Councilor Diamond: Okay.

Hugh Kimball, Dexter Parkway: Can I be out of order and ask a quick question? Could you possibly change the resolution to either indicate part time or not to exceed 20 hours?

Comptroller Rahrle: If I can say something here these resolutions are only authorizing him to advertise. We are not creating a position. We are not setting any parameters.

Supervisor Salisbury: But it is not a part time position, it is not a 20 hour position. It is a part time position in it's like a summer intern. And if many companies hire summer interns because they are reasonable, they work hard and we get a lot of bang for our buck. That's all we are doing. We are really saving money in the long run.

.....
ADVERTISE FOR PUBLIC HEARING
PROPOSED ESTABLISHMENT OF THE WEST GENESEE SEWER DISTRICT
EXTENSION NO. 2

RES. #49/2014 Motion made by Salisbury, seconded by Reeves

ORDER DATED MARCH 10, 2013

AN ORDER PROVIDING FOR A PUBLIC HEARING ON THE ESTABLISHMENT OF THE WEST GENESEE SEWER DISTRICT, EXTENSION NO. 2 IN THE TOWN OF LYSANDER, ONONDAGA COUNTY, NEW YORK PURSUANT TO ARTICLE 12-A OF THE TOWN LAW.

WHEREAS, a map, plan and report dated March, 2014 prepared by Allen J. Yager, P.E. Town of Lysander Engineer, has been presented to the Town Board and filed in the Office of the Clerk of the Town of Lysander detailing the establishment of a new sewer district in the Town of Lysander, Onondaga County, New York, to be known as the West Genesee Sewer District, Extension No. 2 of the Town of Lysander, pursuant to Article 12-A of the Town Law; and

WHEREAS, the boundaries of the proposed sewer district are set forth in metes and bounds on Schedule A attached hereto and made a part of this order and are shown on the map prepared by Allen J. Yager, P.E. Town of Lysander Engineer, on file in the Town Clerk's Office, and

WHEREAS, the sewer improvements proposed consist of furnishing and installation of approximately 2170 lineal feet of new 2-inch HDPE force main pipe and appurtenances for sewer laterals within the public right of way, furnishing of approximately 2100 linear feet of HDPE sewer lateral pipe and furnishing of 21 sewage grinder pumps and electric controls tracer wire for grinder pump connection, together with appurtenances thereto within the proposed sewer district as described in the report of Allen J. Yager, P.E. Town of Lysander Engineer to provide sanitary sewer service and the availability of sanitary sewer service to properties within the proposed sewer district, at a maximum estimated project cost of \$400,567.50, and

WHEREAS, it is proposed that the above-described maximum project cost, which includes district formation, legal and engineering expense, will be financed in part by a Water Quality Improvement Project grant from the New York State Department of Environmental Conservation and in part by serial bonds and bond anticipation notes of the Town of Lysander on behalf of the proposed sewer district, to be amortized over 30 years, and

WHEREAS, it is proposed that the project and financing costs, along with contributions to the capital cost of construction of the force main by the Whispering Oaks Sewer District, excess capacity charges for the increased force main size, operation and maintenance expenses (estimated at \$50 per user connected to the force main), and other appropriate future district expenses, will be paid by assessments upon the several lots and parcels within the proposed district which the Town Board shall determine are benefited by the improvements, in proportion as nearly as may be, to the benefit which each lot or parcel shall derive therefrom, and

WHEREAS, the first year annual cost of the proposed sewer district to a typical property in the proposed district connected to the sewer, which typical property is a one-family house and lot connected with a grinder pump connected to the force main, is estimated at \$452.92, plus the annual transportation and treatment charge of the Onondaga County Department of Water Environment Protection (currently \$388.00), plus the one-time cost of connection to the grinder pump, installation of water service actuators, and decommissioning

Lysander Town Board regular meeting
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of the existing onsite wastewater treatment system, which can vary significantly, but is estimated at approximately \$3,000, plus the annual cost of electricity to power the grinder pump, estimated at \$30, and

WHEREAS, the map, plan and report aforesaid are on file in the Town Clerk's Office for public inspection during regular business hours;

NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Lysander, Onondaga County, New York, as follows:

Section 1. That the Town Board of the Town of Lysander shall meet at the Lysander Town Hall, 8220 Loop Road, Baldwinsville, New York, on April 14, 2014 at 7:01 p.m., prevailing time, to conduct a public hearing to hear all persons interested in the proposed sewer district concerning the same.

Section 2. That the Town Clerk of the Town of Lysander is hereby authorized and directed to publish a copy of this order in the official Town newspaper and cause an additional copy thereof to be posted on the signboard of the Town of Lysander, in the time and manner required by law. The Town Clerk shall also file a copy of this order with the New York State Comptroller's Office.

Section 3. This order shall take effect immediately.

VOTE:

Supervisor Salisbury	Aye	Councilor Shimer	Aye	Councilor Geraci	Aye
Councilor Reeves	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

.....
APPOINTMENT OF ENGINEERING INTERN

RES. #50/2014

Motion made by Reeves, seconded by Geraci to extend the appointment of our 2013 summer engineering intern Mr. Taylor Smith for the week of March 17, 2014 to assist the Town Engineer with the clerical portions of the NYSDEC MS4 reporting, NYSDEC Landfill annual report and indexing the infrastructure as-built drawings at a cost not to exceed \$520 to be paid for out of the Engineering Budget.

VOTE:

Supervisor Salisbury	Aye	Councilor Shimer	Aye	Councilor Geraci	Aye
Councilor Reeves	Aye	Councilor Diamond	Aye		

All Ayes, motion carried and adopted

BOARD DISCUSSION BEFORE VOTE:

Supervisor Salisbury: This is the gentleman who was our summer intern last summer, has a week that he can come back here to help Al on some of the reporting requirements that Al has and on our landfill annual report which will save engineering fees so we can get paid for right?

Engineer Yager: This is essentially clerical duties to all of the data from the lab reports that have to be entered into an excel spreadsheets to be included in the report. The same thing with the MS4 we have to input all the data the highway crew worked last summer into that report. So its clerical duties honestly I generally spend two or three weeks pulling together MS4 reports. I'm hopeful by using an intern to do a few days' work I can cut that by some amount of time going forward. The same thing with the landfill report.

Councilor Reeves: This has anything to do with the engineering of the landfill in the hamlet last year? This a different thing?

Engineer Yager: No this is the report that I submit to the DEC from the testing that we had done.

Councilor Reeves: So we are going to do this internally this year or is it still going to be done...

Engineer Yager: No we are doing the report internally. That is the intent. We used a consultant to do the testing and it was merely a function of cost in that by the time I rented all the equipment, paid for all the sample bottles, had the lab analysis done and everything, and I would have still needed another set of hands to do the testing it would have cost us about \$500 overall and it gives a consistency to who is doing the testing which is what the DEC likes to see.

Town Clerk Dell: Can I ask what you are referring to?

Engineer Yager: Annual landfill reporting.

Town Clerk Dell: I don't have that resolution.

Supervisor Salisbury: Page two.

Town Clerk Dell: I don't have a page two. I wasn't given anything.

Supervisor Salisbury: But you normally come to the work sessions and I had it for you. This item is something that occurred today it is for the week of March 17th so we had to do it tonight. That's when you generate a page two of an agenda.

ANNOUNCEMENTS:

MORATORIUM ON ZONE CHANGES

Supervisor Salisbury: Our committee that is looking at land use has been doing an outstanding job but they are going need more time to study it so we are going to at next meeting on March 24th do an extension of a moratorium on zone changes. It does not mean that if somebody that wants to build that has been approved AR40 that, that won't go through but as far as zone changes, there will be a moratorium and we will extend it for three months and then will probably extend it for another three months. The County is going to assist us if you want to talk about that right now it will be helpful.

Engineer Yager: The Syracuse Metropolitan Council has included \$40,000 in their 2014 annual work plan to assist the Town with some traffic modeling in the future. Its intended we will use this data in our comprehensive land use plan to target areas that have inadequate infrastructure to support growth. The unfortunate part of that is their annual fiscal year starts April 1st which is when they will prepare a scope of services for the Town and then from there they have limited staff. They do not anticipate getting the work completed until sometime in October. With that being said, they do produce good data and they do assist many other municipalities in the area. It is a useful part of the (unclear) comprehensive land use plan.

OTHER BUSINESS

EXECUTIVE SESSION*

Motion by Shimer, seconded by Reeves, to adjourn to Executive Session to discuss a personnel matter.

**No vote.*

BOARD DISCUSSION BEFORE VOTE:

Councilor Geraci: Can you be more specific about the personnel matter.

Supervisor Salisbury: Nope.

Kevin Rode, Greymoor Way: You have to be.

Supervisor Salisbury: I don't have to be on a personnel matter.

Mr. Rode: The Opens Meeting Law says you should.

Attorney Rivizzigno: You don't need to name the person.

Councilor Geraci: I want to know the issue.

Attorney Rivizzigno: Concerning their position with the Town? I don't know, I'm asking, I don't know what the issue is.

Supervisor Salisbury: Yes it is concerning a position with the Town.

Attorney Rivizzigno: That is sufficient.

Supervisor Salisbury: Does that answer it?

Councilor Geraci: No, why can't you be a little more specific. I don't want to know the name of the person I just want to know what the issue is before I agree..

Supervisor Salisbury: If we are having an executive session...

Attorney Rivizzigno: To discuss the issue you may in fact be discussing the person because if you say I want to talk about the highway superintendent, you don't have to say his name, you are going to know who it is if that were the case.

Councilor Geraci: You can say something like, I'll just make this up, we want to talk about retirement benefits for a certain individual. I mean that's pretty generic to me. I don't know if that's what the issue is if I hit the nail on the head but that to me that is fairly generic.

Supervisor Salisbury: Well, I'll tell you what then. We won't have an executive session.

RECOGNITION OF CITIZENS

TOWN BOARD MEETING MINUTES

Lisa Dell, Town Clerk: Mr. Supervisor you just mentioned a little bit ago I think commenting to Councilor Diamond, you send the agenda out and you want people to, the Board members to comment on agenda items. Well, again the minutes haven't been approved, there are several minutes that have not been approved and January 2nd and January 27th were on the agenda. I have spoken to you several times about the minutes and that is why I am speaking publically now...

Supervisor Salisbury: I am going to interrupt you. Because I have spoken publically about this where the minutes have got inaccurate or incomplete information we haven't approved it until Melinda gets a copy of the tape and goes through every single minute and your tape. So we are not going to approve it.

Town Clerk Dell: Okay I understand that.

Supervisor Salisbury: So any minutes that have been approved is after you worked with the Board and you agreed with the practice that you would follow to get the minutes approved.

Town Clerk Dell: I understand that. Why I am up here tonight is because I send my minutes in a timely manner and I think all of you can agree to that. You have plenty of time, each Board member, to contact me and I ask you in an email to contact me after you read them, after all you are in the meeting that night, so you generally know what goes on, and if you have an issue with anything I would ask that you contact me in a timely manner so I could correct it if something needs to be corrected. I feel that the Board is not being consistent and I think they should be. If you are not going to approve, or you are going to pick and choose the minutes you are going to approve, then don't approve the minutes at all because there is no law that requires a Town Board to approve minutes of the Town Clerk. And secondly I will speak as a citizen and I apologize I didn't say my name, and I live at 7934 Haddon Hall Way , and what I watched tonight from some Board members, telling two other Board members that they should bring up their questions in a work...

Supervisor Salisbury: Lisa, that is not appropriate at this meeting.

Town Clerk Dell: Okay, thank you.

Supervisor Salisbury: Thank you.

TOWN HEALTH INSURANCE

Norm Ashbarry, Hidden Lake Drive: A few months ago there was some question, I believe Mr. Johnson brought it up, with regard to the opt out program of the health insurance isn't it?

Supervisor Salisbury: Yes.

Mr. Ashbarry: With regards to the Town Supervisor position, is that a position or is it not a position that is entitled to the insurance.

Supervisor Salisbury: It is a position that is entitled to the insurance.

Mr. Ashbarry: It is?

Supervisor Salisbury: Yes it is.

Mr. Ashbarry: And also the opt out part of it.

Supervisor Salisbury: Yes it is.

Mr. Ashbarry: Are you taking advantage of the opt out program?

Supervisor Salisbury: No, I'm taking advantage of the insurance.

Mr. Ashbarry: So it's one or the other, right? You either get the insurance or you opt out?

Supervisor Salisbury: You have the choice.

DOG CONTROL LAWSUIT
STATUS/UPDATE

Mr. Ashbarry: The other question is what is the status of the dog warden lawsuit against the Town, the former dog warden.

Attorney Rivizzigno: The same as the last time you asked me. It's on trial for September.

Mr. Ashbarry: You never told me September, you said something like...

Attorney Rivizzigno: You didn't hear me then.

Supervisor Salisbury: It doesn't matter.

Mr. Ashbarry: That's fine, that's all I'm asking.

PROPOSED LAMSON ROAD WATER DISTRICT
STATUS/UPDATE

Jim Stirushnik, Dinglehole Road: What is the status of the so called Lamson Road water district?

Supervisor Salisbury: We have to meet again with the people. We put a stop on it and because of the cost and we have to get back to meet with them.

Mr. Stirushnik: Is there any time frame out there?

Supervisor Salisbury: Nope.

Mr. Stirushnik: Thank you.

ADJOURNMENT:

Supervisor Salisbury adjourned the meeting at 7:55 p.m.

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

Lisa Dell, Town Clerk