

A regular meeting of the Lysander Town Board was held at 7:00 p.m. on March 23, 2015 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 Rivizzigno, Town Attorney; Lisa Dell, Town Clerk; Al Yager, Town Engineer; PAC-B and several residents

PUBLIC HEARING
REVISED COMPREHENSIVE LAND USE PLAN

Notice of said Public Hearing was duly published in The Baldwinsville Messenger on January 21, 2015 and the Post Standard on January 25, 2015 with same being posted on the Town Clerk's sign board at the Town Hall and the Town's website on January 6, 2015 for the purpose of hearing all persons for or against the adoption of the revised Comprehensive Land Use Plan.

The Supervisor re-opened the public hearing at 7:03 pm. The public hearing had been adjourned from the February 9, 2015 and March 9, 2015 regular town board meeting.

Robert Braun, Quaker Lady Circle: Did this whole land use plan, when I asked someone about it, you did not incorporate something like who would like to have one of these community homes in the area. Because when that happens one of the things that you have is you offer an alternative site. So when you read everyone says oh everybody should be happy this is here so I imagine there are a bunch of neighborhoods in Radisson or anywhere else that are willing to have this. You guys should have multiple places picked out when that comes so when one neighborhood doesn't like it you know which neighborhood does.

Councilor Shimer asked one neighborhood doesn't like what?

Mr. Braun: A group home, a community home.

Councilor Diamond: So you are suggesting that we might want to plan for something like this in the land use development in case that ever surfaces again and in the future we already have a location that is spotted for it.

Mr. Braun: That's what the land use plan is, right? So if everyone was happy for it and someone wanted to go and he didn't like that area you already have A, B and C lined up. I don't know if it is possible.

Councilor Reeves: You can do that but it's like leading a horse to water you can't make them drink and as a Board you can make recommendations, you can set it up like that, but if they decide they don't want to go through that process and check out and they want to build on a residential lot that's what they can do. I don't want you to think, I know you probably know better than anybody does, if we set up these alternative areas of suggestion basically it doesn't mean if they came in and said we want to build a group home and we recommend A. Over here we got two or three places that there's no problem and people will have no problem with you moving over there. If they decide that doesn't fit their needs and they want to build in a residential lot over there they still can go there.

Mr. Braun: I don't know. I just know one of the alternatives was you can offer different locations.

Councilor Reeves: They don't have to take it even if you have it designated.

Mr. Braun: Sure, but they may. You have that being proactive versus reactive. Just a thought. I just didn't see anything in there and nobody knew about it so I was wondering why that wasn't incorporated into it.

Councilor Reeves: I think it might be a little discriminatory if we mention group homes in our zoning.

Attorney Rivizzigno: I don't think you can exclude a group home anywhere because it is the State's choice. So it is hard to put it into a comprehensive land use plan to suggest areas because that's not zoning. I understand what he is saying, that's fine, but the bottom line is the State is the one that is going to decide.

All persons, desiring to be heard, having been heard, the public hearing was adjourned at 7:07 pm to the April 13, 2015 regular meeting of the Lysander Town Board.

TOWN BOARD COMMENTS:

Councilor Shimer: Happy spring, happy birthday Mr. Salisbury.

Councilor Diamond: Happy Birthday Mr. Salisbury.

Supervisor Salisbury: Thank you, thank you.

Councilor Diamond: One thing quickly to report, I will make sure it is quick. Last Tuesday we had a public safety meeting and our Town Clerk attended. She gave a report and what she was speaking to was how her office can be a resource to our local fire departments, which she could disseminate information. She was well received and I just want to thank her for attending for giving that presentation.

Town Clerk Lisa Dell: Thank you.

Councilor Reeves and Councilor Shimer: Thank you, Lisa.

Town Clerk Lisa Dell: Thank you.

SUPERVISOR'S COMMENTS

None

DEPARTMENT HEAD REPORTS

Engineer Yager: I have been notified by Onondaga County Department of Transportation that there is an opportunity to apply for funding for transportation projects. This is an additional \$200,000 pot of money that was left over from the County Legislature's action last year to provide, I believe it was \$750,000, to local municipalities for paving projects. Gene (Highway Superintendent) and I are going to pick a project and put in an application hopefully for some funding. Applications are due Friday, March 27, 2015. So we will be working on that this week and get it back to the Department of Transportation and hopefully we can get our share of the \$200,000. I believe that there were four municipalities in the County that didn't receive funding when the initial legislation was passed and we were one of them. I am not sure exactly how that transpired but we did not get any of that money but all our neighbors did. Hopefully we can get included in this opportunity.

Councilor Reeves: From my understanding the County Legislature is making the determination, correct?

Engineer Yager: I don't know, the letter actually says... Oh yes, reviewed and approved by the County Legislature.

Supervisor Salisbury: We will need to get Brian May involved.

Councilor Reeves: I would get ahold of Derek Shepard also. They are both good people.

Engineer Yager: I will leave that up to the politicians. Gene and I will come up with an application.

Councilor Reeves: Well you are working with one.

Engineer Yager: No, as far as the lobbying part of it goes it means a lot more coming from you guys than from me. I am sure Gene will help you out in any way he can in that regard. We will get a solid application together and hopefully we can get some funding.

CITIZEN COMMENTS ON AGENDA ITEMS

None

OLD BUSINESS

None

NEW BUSINESS

RES. #72/2015

*Lysander Town Board regular meeting
March 23, 2015*

Myrtle Grove Cemetery

Motion made by Diamond, seconded by Reeves to grant permission to the Betsy Baldwin chapter of the Daughters of the American Revolution (DAR) to assist in the clean-up of the Myrtle Grove Cemetery, in the town of Lysander.

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 in the Speach Tract off of Route 3I. It's not an active, a real active cemetery, but there are burials there once in a while. So they have volunteered and I put it on here because I like to have volunteers do something like this.

Councilor Diamond: The Daughters of the American Revolution are a pretty big organization and I am sure they have insurance.

Attorney Rivizzigno: They are covered under the towns as volunteers.

Councilor Geraci: I have a question and I apologize I didn't bring it up at the work session. This is great I mean to have volunteers but is this a protocol that we need to have to adopt a resolution to allow volunteers to volunteer?

Attorney Rivizzigno: If we have volunteers working for us they are covered by our insurance.

Councilor Geraci: So if some Brownie group calls up John and says we would like to plant geraniums out front do we have to adopt a resolution?

Attorney Rivizzigno: If they are volunteers, yes.

Councilor Geraci: I never did that in County parks. We had thousands of volunteers.

Attorney Rivizzigno: The County is self-insured.

Councilor Geraci: We are not self-insured?

Attorney Rivizzigno: No. So the County could do what ever they wanted to basically.

Councilor Geraci: So, maybe this isn't an issue, but what you are saying is we have to say you have to wait until the next board meeting to the Brownie group that wants to plant flowers.

Supervisor Salisbury: I could send out an email to the board or poll the board and we can do that quickly.

Attorney Rivizzigno: Everyone can ratify it afterwards.

Councilor Geraci: What you are saying is any volunteers that come into this town regardless of what they want to do, working in the cemetery or whatever; to allow them we have to do a resolution.

Attorney Rivizzigno: For example you can have a group of people that say we want to volunteer and clean up the yard, clean up something or other, you have no control over that and let's say somebody gets hurt, there is a liability issue, you are going to say how did you get here, it's basically trespass. The much better way to do it is to say okay you are our volunteer you are going to do whatever you are volunteering for and you are covered under our insurance policy.

RES. #73/2015

Approve Road Closure Request

Motion made by Salisbury, seconded by Shimer to approve the request to close Vann Road except for local traffic from 8:00 a.m. to 12:00 noon on Sunday April 19, 2015.

VOTE:

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

All Ayes, motion carried and adopted.

BOARD DISCUSSION BEFORE VOTE:

Supervisor Salisbury reported that this is for the Earth Day half marathon and 5K event and the request for the road closure was from Mike Samoraj.

Councilor Geraci reported that Beaver Lake Nature Center has an overlook on Vann Road and the event will be during prime migration season. He said he asked Mr. Samoraj to notify Beaver Lake of the road closure and Mr. Samoraj said he would.

RES. #74/2015

Chase Cemetery

Motion made by Shimer, seconded by Reeves to authorize the Town Engineer to request quotes for the 2015 Chase Cemetery mowing contract.

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 reported that Chase Cemetery is an active cemetery the Town owns and tries to maintain it more than what the town is required to do by New York State and has been doing so for several years.

ANNOUNCEMENTS

Supervisor Salisbury said that the Town Board will be having a special work session on Thursday, March 26, 2015 at 5 p.m. He stated that the Board will be reviewing the changes made to the Town's zoning ordinances before it goes to the Planning Board and the Zoning Board of Appeals. He said the Board will also be discussing the proposed Lamson Road Water District.

RECOGNITION OF CITIZENS:

None

OTHER BUSINESS:

None

ADJOURNMENT:

At 7:17 pm Supervisor Salisbury adjourned the meeting.

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

Lisa Dell, Town Clerk