

**A regular meeting of the Lysander Town Board was held at 7:00 p.m. on July 13, 2015 at 8220 Loop Road, Baldwinsville, New York.**

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

**MEMBERS ABSENT:** Roman Diamond, Councilor

**OTHERS ATTENDING:** Tony Rivizzigno, Town Attorney; Lisa Dell, Town Clerk; Al Yager, Town Engineer; Pac-B and several residents.

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**SUPERVISOR'S COMMENTS:**

Supervisor Salisbury: On the agenda we are going to table resolution F and J and we are adding a new resolution which for convenience sake will be O. It is a special permit requested by the Liverpool Elks to sell alcohol outside for their annual musical festival.

I also wanted to make a couple of comments. We have an art display that has been put up by the Baldwinsville Elementary Schools in the rotunda area. We encourage people to come and see the art. When you read that they are in the second and third grades they have done an outstanding job in their art presentation. We encourage the schools to do this and throughout the year they do this. We have a program for the summer and the art is there.

Also the Key Bank in Baldwinsville gave us all of their historical pictures of Baldwinsville. We put little labels on them to show what the pictures are. They are along the walls outside of the auditorium. It is really interesting. We have the three pictures of the Seneca hotels. There were three Seneca hotels all in the same spot in Baldwinsville which is the northwest corner which is now a bridal shop and that was where the Seneca hotels were located. Each of the hotels burned. The first and the second were replaced and then the third was not. The years that they were in their place that is all noted on their pictures. We also have maps in the main rotunda. It's the town of Lysander. We cannot get the town of Lysander map when it was established in 1794 because it went supposedly to Lake Ontario north and east to Oneida Lake. We have not been able to find that map. So the map we have, one I think is around 1950, the others are 1870. We have the hamlets of Lysander, Plainville, Jacksonville, Little Utica and the Village of Baldwinsville. There are the old family names of who had the property at that time. They are very interesting so come in and spend an hour or so looking at them.

Also we got a nice letter today from Onondaga County. We plow their roads and sign a contract that we are paid \$6,867 per mile for keeping designated County roads plowed. A couple of years ago the Supervisors of the County negotiated a contract where we also receive a severity factor depending on the inches of snow received. So this year they designated a 34 percent increase in our basic due to the severity of the snow. We went from \$6,867 per mile up to \$9,202 per mile. We are getting a check for \$75,530 and it will go into our highway fund. The County has always received from the State a severity amount. A couple of years ago the contract that was negotiated they now give the towns part of that severity factor. That was approved by the County Legislature which we thank them very much.

We are also having a work session next Monday at 5 pm in conference room.

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**TOWN BOARD COMMENTS:**

Councilor Shimer: This past Friday Tim Wolsey and Grey Payne and myself did the final walk through the Toomey Residential Community Services Children's community resident on Doyle Road. After nine months they are now going to receive their certificate of occupancy and an opening date has not been announced as of yet.

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**DEPARTMENT HEAD REPORTS**

None

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**CITIZEN COMMENTS ON AGENDA ITEMS**

**CRIMSON RIDGE SUBDIVISION**

Dan Barnaba: I am the owner of Eldan Homes and Radisson Associates and a co-developer with Jim Bonder of the Crimson Ridge Section IV community. I am having a hard time reconciling what is going to be accomplished tonight. From what I can tell the Board intends to set the security amount for work that has been performed and work that still needs to be performed. We were hoping tonight that the Board will pass a

resolution accepting dedications of the work that we have done, specifically the utilities contingent upon posting securities and other items that the Town Engineer might need. This is so we can file the subdivision map and there is a technical difference here between what we are asking for. I'm not so sure that filing the subdivision map is binding the town into accepting the utilities. The filing of the subdivision map starts the process of all the legal work and the title work that we need to do to sell these building lots and start our customers' homes. It's not the Board's decision tonight to not rule on this is the problem. The problem is the Board is not meeting again for two weeks. I didn't think it would be asking the Board too much to pass something contingent upon your attorney or engineer releasing this because we can't file the subdivision map until the Planning Board Chairman signs the map. The ultimate authority to do this is in the hands of your Planning Board Chairman.

Supervisor Salisbury: Has he not been available?

Mr. Barnaba: No, we just haven't presumed to ask him to sign it because we need the board to pass a resolution first.

Engineer Yager: He can't sign the map until the board passes a resolution accepting dedication and the securities are posted.

Supervisor Salisbury: We are lacking what on this?

Engineer Yager: The securities.

Supervisor Salisbury: This is a normal thing that we require security before it is passed and that has not changed in the last three and a half years that I know of.

Mr. Barnaba: That's true we don't know the amount until we are told the amount and we were not told the amount until very recently. It takes time to go to the market and between either with the bank or an insurance company to get the bonds we need. We are working on it but we were just given the amount less than 30 days ago. All we are asking...

Supervisor Salisbury: I thought you were going to say three days ago. How long ago were you given that amount?

Mr. Barnaba: Two weeks ago.

Supervisor Salisbury: Two weeks ago?

Mr. Barnaba: Two weeks ago. The point I am trying to make is that there are several hurdles that we have to cross and this is just one. We just don't want it to delay the entire process until the board meets again. Maybe the board can meet on an emergency basis just on this matter which if you can get that meeting together in a day or two after we get our securities that we would be happy to do it that way.

Councilor Reeves to Attorney Rivizzigno: On this, if the securities came in, we have done this before and it is appropriate for the Supervisor to take a poll of the board over the phone.

Attorney Rivizzigno: I don't have the deed descriptions or anything.

Engineer Yager: They are in your mailbox this morning.

Mr. Barnaba: I delivered them over a week ago.

Attorney Rivizzigno: I thought you were going to have them sent to me.

Councilor Reeves: What we could do with this, once everything is squared away, John could do a poll of the board members and then you will get the okay and at the following meeting we will formalize it in a resolution.

Mr. Barnaba: That works for us.

Supervisor Salisbury: Have you requested this before for the board to pass this without...

Mr. Barnaba: Without dragging this on, I have been doing this for 17 years doing land development work in this town and it is not uncommon for a town board or a planning board for that matter to pass a resolution on a contingency that something gets done understanding we are not asking for this map to be filed or these utilities to be dedicated until it is signed by the Planning Board Chairman.

Supervisor Salisbury: One of the things is that when things are passed on a contingency then it never gets into the minutes that the contingency has been fulfilled which is probably our fault but we stopped this a few years ago doing that. We are not being unrealistic. If you got notice two days ago that you needed the bond it would be different. But two weeks ago...

Mr. Barnaba: I appreciate that but John this has been a little bit of a moving target. Your town just passed subdivision regulations that affect the town. Have you seen the subdivision regulations?

Supervisor Salisbury: Does it affect the town?

Mr. Barnaba: Yes it did. I finished a couple of sections of this subdivision in the past and I didn't have to prepare as built drawings for the work that I did until after the subdivision was built out and then it occurred 5 or 6 years after the fact. Now we are being told that we have to have the as built drawings prepared for this section of the community before we are allowed to finalize the map. That is just another hurdle that was placed in front of us.

Supervisor Salisbury: Instead of looking it as a hurdle, its good business that we have the as built.

Mr. Barnaba: I love playing by the rules but it would have been nice to have been included in the conversation about the rules as they were being changed.

Councilor Reeves: When we get everything cleared here, a phone call, you can get an answer.

Mr. Barnaba: It works.

Councilor Reeves: Then we just put it on the agenda, we take a vote, formalize it and then it goes into effect.

Mr. Barnaba: All we are trying to do is start construction on about 3 or 4 homes for your future residents. That's all we are trying to do.

Councilor Reeves: We can work together on this.

James Bonder: I do have four lot sales in this subdivision and I talked to Al last week and I think I even had an email exchange with your attorney trying to figure out if I could put up cash if I could collect money on these lots. I am doing everything in my power based on the short ability that I have had to go out and look for someplace to get these bonds or securities and it just hasn't happened as quickly as you liked. I'm working with three different bonding companies. Last week I had the feeling that there was nobody interested in this market just because of the normal market conditions. Now as of this afternoon I have three people calling me telling me I can have bonds in the next two or three days. It's not like we are not actively doing these things.

Councilor Geraci: What kind of commitment did we make to ourselves here in terms of when we are going to do a phone poll? I guess what I am saying is I'm thinking that we want to do right by these folks and I don't have a problem passing a resolution, a contingent resolution. It's kind of a standard operating procedure. It's up to us to tell one another when it's been fulfilled. I want to do it the easiest way and if we are going to settle this in a few days, that are fine, but if we pass a contingency provision we don't have to worry about being available by phone. But I will do what you want to do.

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**BALDWINVILLE ICE ARENA**  
**INTENT TO OBTAIN LIQUOR LICENSE**  
**REQUEST FOR WAIVER OF 30 DAY WAITING PERIOD**

Jim Stirushnik, Dinglehole Rd: I'm a taxpayer, citizen, not a developer. I feel it is perfectly appropriate for this board to not pass resolutions with contingencies. I think developers are businessman, they have staff, they know the rules, they should be able to get things here in time so the board does not need to use contingency as a backup. I also as a citizen don't like the idea of the board making telephone calls and emails to make decisions before they are before the public. I want to draw the board's attention to new business, M, "To record the board's email vote and approval of waiving the 30 day period for liquor license requested by the Baldwinsville Ice Arena for July 6, 2015." In my mind what was the need for this urgency to waive the 30 day waiting period which is part of the law?

Supervisor Salisbury: Just to try to get the license quicker to.... We practically do it for everyone who makes the request.

Councilor Geraci: I think it is a legitimate question Jim because at least from my perspective it's a formality for the town to be asked to give this permission. It's really the State Liquor Authority that says yay or nay of whether you are good business or not and should be entitled to sell alcohol. So for me personally I am deferring

that responsibility to the State Liquor Authority. We don't have the auspices to basically review those kinds of things. I think it is a formality and a cordiality that the State allows the town to pass off on something like this so we know what's going on. Ultimately the responsibility for safe and correct alcohol sales remain with the State. So I have no problem expediting these things.

Mr. Stirushnik: I as a citizen have a problem with this board making decisions by email or by telephone not in public session. I also have a problem when I saw ice arena which has a large number of children, young adults, why are they serving alcohol? I haven't been over there. Maybe they opened a gin mill, a strip tease bar, or whatever is going on but I would like to know why and why in public session a place that caters substantially to children and young adults has been granted a liquor license and have an opportunity to comment about it from the public about it and not that its already been accomplished before I even know about it.

Supervisor Salisbury: We don't give them the liquor license. We just waive the 30 day waiting period which is the period in which it can be questioned.

Mr. Stirushnik: The 30 day waiting period allows the public to have a comment and become informed, discuss the problem, discuss the situation before it happens. You have denied the public the right to comment on this or discuss it.

Supervisor Salisbury to Town Clerk Lisa Dell: Lisa, by the way, have we ever gotten a comment while you have been here of a liquor license.

Town Clerk Dell: Not to my knowledge but you would have to have put it out to the public and it is usually reported at a board meeting when they intend to ask for the waiver or intent to renew their liquor license. I post it on my sign board.

Mr. Stirushnik: May I respond to that inference?

Supervisor Salisbury: The inference from?

Mr. Stirushnik: That we have never had a reason for denying this.

Supervisor Salisbury: I was only asking to just see if we ever got a response from the public and that is not to justify doing it, it's just a question I asked.

Mr. Stirushnik: A regular bar or regular business restaurant that dispenses alcohol to adults I can see the public not being concerned.

Attorney Rivizzigno told Mr. Stirushnik that the rink in Cicero has a liquor license and that they cater to the older guys that play hockey at night.

Mr. Stirushnik: I was concerned with the mixing of alcohol with a youth facility.

Attorney Rivizzigno: I understand. It's the same thing over there.

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**BALDWINSVILLE ICE ARENA**  
**INTENT TO OBTAIN LIQUOR LICENSE**  
**REQUEST FOR WAIVER OF 30 DAY WAITING PERIOD**

Kevin Rode, Greymoor Way: So are there rules when they can and can't serve? I would think at school functions...

Attorney Rivizzigno: That is set by the Liquor Authority.

Mr. Rode: Okay. We have no say. If someone replied negative to a liquor license Lisa is that...

Town Clerk Dell: As Town Clerk I have never received a complaint. I don't know if the Supervisor or a Town Board member did.

Mr. Rode: I know every year a renewal comes up and gets mentioned.

Town Clerk Dell: Right.

Mr. Rode: Is that just like an option for someone to ask about why or say yes or no.

Supervisor Salisbury: It would have to go to the liquor authority, not to us.

Town Clerk Dell: Basically for an example and Tony can agree or not agree, say there is a problem bar, there is a lot of fights or arrests and so forth, or its next door to your house, and the town gives notice that they are intending to renew their liquor license. That would be your time to come to the board, and say, look, I have had people in my yard doing stuff and there are fights and I would like you to let the State Liquor Authority know of this.

Mr. Rode: It's just like John said it's a formality or like Bob said they let the town know this person is renewing their liquor license.

Town Clerk Dell: Yes.

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**GENERAL CODE PROPOSAL**  
**CODIFICATION OF TOWN LAWS**

Kevin Rode: On the codification I saw that there was an extra \$5900 option. I don't think we are going for that but what did that entail?

Town Clerk Dell: It was for the editorial and legal analysis. They look at our laws and they compare them to other towns or other legislation to make sure our laws are current and not outdated and so forth.

Supervisor Salisbury: We are not doing that right?

Town Clerk Dell: Unless the Board wants to, that would be nice. That would be my wish but that is up to the Board.

Mr. Rode: Why wouldn't we want to check to see what other towns are doing?

Attorney Rivizzigno: They are all online.

Mr. Rode: Okay, you can check them yourself. It's a lot to look at.

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**WEST GENESEE SEWER DISTRICT**  
**EMERGENCY REPLACEMENT OF WATER MAIN**

Kevin Rode: In the work session, the one issue is the repair for \$35,000.

Supervisor Salisbury: That is all we are doing tonight.

Mr. Rode: But we also have an issue with something else.

Supervisor Salisbury: That will be brought to the board when we have it all worked out. We just wanted to say there is a potential problem there.

Mr. Rode: The site of the potential problem, does that only service three customers?

Engineer Yager: It services the whole district and the pipe is underneath a commercial facility, actually underneath their kitchen. So if that pipe ever sprung a leak we would be liable for damage to that commercial facility. So if we had a water main break under the kitchen of the Fireside and it flooded the kitchen in the Fireside, it is our main, we caused the damage.

Mr. Rode: We are probably going to move that right?

(Crosstalk)

Engineer Yager: Yes we want to get it out of there.

Mr. Rode: My question is so that would that would be borne by the entire district?

Engineer Yager: Correct.

Mr. Rode: The two inch main only services...

Engineer Yager: By the way NYS Town Law reads it will be borne by the district as a whole. It is part of the infrastructure of the district as a whole.

Mr. Rode: The \$35,000?

Engineer Yager: Yes.

Mr. Rode: That district is only covering...

Engineer Yager: That pipe only services a small portion of the district but the debt service, my understanding the way the debt service is done, is the district as a whole.

Attorney Rivizzigno: You can't take a district and separate it into little districts. Even though it affects this part over here the whole district has to pay.

Mr. Rode: So the \$35,000 fix is going to be borne by the whole district of 42 units or whatever units there are.

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**OLD BUSINESS**

**None**

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**NEW BUSINESS**

**RES. #129/2015**                      **Appoint Lysander Parks Summer Day Camp Staff**

Motion made by Reeves, seconded by Shimer to appoint the following person for 2015 Summer Programs for the Parks and Recreation Department effective 7/10/15 with their rates of pay:

Name:	Summer Program:	Rate of Pay per hr.:
Rachel Pinard	Camp Crayola Staff	\$8.75

**VOTE:**

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

**All Ayes, motion carried and adopted.**

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**RES. #130/2015**                      **Springwood  
Drainage District**

Motion made by Salisbury, seconded by Geraci to establish the Springwood Drainage District as a unit charge district for fee assessment.

**VOTE:**

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

**All Ayes, motion carried and adopted.**

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**RES. #131/2015**                      **Pompo Woods  
Drainage District**

Motion made by Salisbury, seconded by Shimer to establish the Pompo Woods Drainage District as a unit charge district for fee assessment.

**VOTE:**

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

**All Ayes, motion carried and adopted.**

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**RES. #132/2015**                      **Crimson Ridge  
Phase V Subdivision Security**

Motion made by Reeves, seconded by Geraci that the punch list security for the roadway, sanitary sewer and drainage utilities included in Crimson Ridge Phase V Subdivision is set at \$30,000 for the following roadway.

Street                      Length  
Verona Court              0.140 miles

**VOTE:**

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

**All Ayes, motion carried and adopted.**

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**RES. #133/2015**

**Crimson Ridge**  
**Phase V Subdivision – Maintenance Security**

Motion made by Shimer, seconded by Reeves that the maintenance guarantee security for the roadway, sanitary sewer and drainage utilities within the Crimson Ridge Phase V Subdivision is set at \$54,913 for a period of three (3) years.

**VOTE:**

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

**All Ayes, motion carried and adopted.**

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**RES. #134/2015**

**Crimson Ridge**  
**Phase V Subdivision – Street and Utilities Acceptance**

Motion made by Geraci, seconded by Reeves to a that the following street, sanitary sewers and associated drainage utilities included in the Crimson Ridge Phase V Subdivision be accepted as official town roads, subject to receipt of as-built drawings, approval of any easement and deed descriptions required by the Town Attorney and the developer posting the required securities to be cash or equivalent with the Town Clerk.

Street                      Length  
Verona Court              0.140 miles

**VOTE:**

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

**All Ayes, motion carried and adopted.**

**BOARD DISCUSSION BEFORE VOTE:**

Supervisor Salisbury asked Engineer Yager if there are any changes to be made.

Engineer Yager: I believe that we are all set with the deed descriptions. Tony will have to review them. (Unclear) as built drawings. Steve Sehnert indicated to me that the data has been collected and will be transmitting the hard copies to me. We really are just waiting on the developer for the posting of the securities with the Town Clerk.

Supervisor Salisbury: But that is all stated in here correct?

Attorney Rivizzigno said he wanted included in the wording of the resolution that the required securities are to be cash or equivalent such as bond or letter of credit.

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**RES. #135/2015**

**Timber Banks**  
**Section 1B Phase V Subdivision Security**

Motion made by Salisbury, seconded by Geraci that the punch list security for the roadway, sanitary sewer and drainage utilities included in Timber Banks Section 1B Phase 5 Subdivision is set at \$42,500 for the following roadways.

Street                      Length

Bramble Run 0.047 miles  
Forest Ridge Lane 0.155 miles

**VOTE:**

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

All Ayes, motion carried and adopted.

**RES. #136/2015**

**Timber Banks**  
**Section 1B Phase V Subdivision Maintenance Security**

Motion made by Salisbury, seconded by Shimer that the maintenance guarantee security for the roadway, sanitary sewer and drainage utilities within the Timber Banks Section 1B Phase 5 Subdivision is set at \$47,745 for a period of three (3) years.

**VOTE:**

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

All Ayes, motion carried and adopted.

**RES. #137/2015**

**Timber Banks**  
**Section 1B Phase V Subdivision Streets and Utilities Acceptance**

Motion made by Salisbury, seconded by Reeves that the following street, sanitary sewers and associated drainage utilities included in the Timber Banks Section 1B Phase 5 Subdivision be accepted as official town roads.

Street Length  
Bramble Run 0.047 miles  
Forest Ridge Lane 0.155 miles

**VOTE:**

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

All Ayes, motion carried and adopted.

**RES. #138/2015**

**Motion to Table Referring**  
**Whispering Oaks Subdivision Phase IV**  
**Incentive Zoning Application to Boards**

Motion made by Salisbury, seconded by Reeves to table referring the Whispering Oaks Phase IV incentive zoning application to the Town of Lysander Planning, Zoning Board of Appeals and County Planning Board for review to a future town board meeting.

**VOTE:**

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

All Ayes, motion carried and adopted.

**RES. #139/2015**

**Set Public Hearing**  
**Proposed Local Law – Amend Vehicle and Traffic Law**

Motion made by Salisbury, seconded by Shimer to authorize the Town Clerk to advertise for a public hearing on August 10th 2015 at 7:00 p.m. in the Town Hall Auditorium to amend the Town of Lysander Vehicle and Traffic Law and hear all persons for or against a proposed local law to amend the Vehicle and Traffic Law of the Town of Lysander to include the placement of traffic “Stop” signs at the following intersections:

Bramble Run entering Forest Ridge Lane  
*Lysander Town Board regular meeting*  
**July 13, 2015**

Forest Ridge Lane entering Timber Banks Parkway  
Forest Ridge Lane entering Long Shadow Drive  
Verona Court entering Villa Ridge Court

**Town of Lysander**

Local Law No. Five (5) of the year 2015.

**A local law amending Chapter 129 entitled "Vehicles and Traffic" of the Code of the Town of Lysander.**

**Be it enacted by the Town Board of the Town of Lysander ("Town Board") as follows:**

**Section One (1). PURPOSE AND INTENT.**

This Local Law provides for an amendment to Chapter 129 entitled "Vehicles and Traffic" relative to the installation of stop signs on (1) Bramble Run entering Forest Ridge Lane, (2) Forest Ridge Lane entering Timber Banks Parkway, (3) Forest Ridge Lane entering Long Shadow Drive, and (4) Verona Court entering Villa Ridge Court. The Town Board accordingly desires to amend Section 129-36 of the Town of Lysander Code, to adopt and approve the same pursuant to its authority to rule or regulate the same under (NYS) Vehicle and Traffic Law Section 1682 and/or under its Home Rule Authority.

**Section Two (2). STOP SIGNS.** Section 129-36 of the Town of Lysander Code is hereby amended to require the placement of a stop sign on (1) Bramble Run entering Forest Ridge Lane, (2) Forest Ridge Lane entering Timber Banks Parkway, (3) Forest Ridge Lane entering Long Shadow Drive, and (4) Verona Court entering Villa Ridge.

**Section Three (3). SEVERABILITY.** If any clause, sentence, paragraph, subdivision, section or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstances is adjudged invalid, illegal or unconstitutional by any court of competent jurisdiction, such order or judgment shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances. Further, in adjudging such invalid, illegal or unconstitutional provision, the court shall attempt to modify same to a provision which is not invalid, illegal or unconstitutional and which best achieves the intent of the invalid provision.

**Section Four (4). EFFECTIVE DATE.** This Local Law shall take effect immediately upon its filing in the office of the Secretary of State.

**VOTE:**

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

**All Ayes, motion carried and adopted.**

**BOARD DISCUSSION BEFORE VOTE:**

Supervisor Salisbury: We are going to have these public hearings every time we put up stop signs because it changes our local law.

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**RES. #140/2015**

**Emergency Replacement – Water Main – West Genesee Water District**

Motion made by Salisbury, seconded by \_\_\_\_\_ to authorize the emergency replacement of the 2” galvanized water main west of Dexter Parkway in the West Genesee Water District at a cost not to exceed \$35,000 under the county bid contract for emergency repairs subject to appropriation by the Town.

**VOTE:**

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

**All Ayes, motion carried and adopted.**

**BOARD DISCUSSION BEFORE VOTE:**

Supervisor Salisbury: This being a district the people that live within this district are responsible for the repair and this is the third leak we have had in two years on this particular pipe.

Engineer Yager: This will be the fifth leak we have had in five years.

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**RES. #141/2015**

**Resolution to Waive 30 Day Waiting Period For Liquor License**

Motion made by Salisbury, seconded by Shimer to record the Board’s email vote and approval of waiving the 30 day waiting period for the Liquor License request of the Baldwinsville Ice Arena for July 6, 2015.

**VOTE:**

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

**All Ayes, motion carried and adopted.**

**BOARD DISCUSSION BEFORE VOTE:**

Supervisor Salisbury: This was required back in July 6<sup>th</sup> so we did do a poll of the board and all of those responded which was more than three approved that.

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**RES. #142/2015**

**General Code Proposal for Codification Services of the Town Laws**

Motion made by Salisbury, seconded by Reeves to accept the General Code Proposal for Codification Services of the Town Laws in an amount not to exceed \$10,000.

**VOTE:**

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

**All Ayes, motion carried and adopted.**

**BOARD DISCUSSION BEFORE VOTE:**

Supervisor Salisbury: This is as a result of doing our Comprehensive Land Use Plan which caused a revision of our subdivision codes and our planning codes. There will be three sections because the CLUP has become another section of our local laws. I put in here not to exceed \$10,000. The bid is approximately \$7000.00. We have to buy 5 books at \$75.00 each and I just put in the number, \$10,000, just that it is not going to exceed that. It should not exceed probably \$8500.

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**RES. #143/2015**

**Approval for Liverpool Elks to Hold Annual Musical Festival**

Motion made by Salisbury, seconded by Geraci to approve the request by the Liverpool Elks to obtain a special permit to serve alcohol outdoors during their annual music festival.

**VOTE:**

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

**All Ayes, motion carried and adopted.**

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**RECOGNITION OF CITIZENS:**

Jim Stirushnik, Dinglehole Road: Just an update according to my conversation with the Clerk of the Planning Board, the Planning Board will be meeting on Thursday, July 23, 2015 at 7:00 pm and not on July 20<sup>th</sup>.

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Town Clerk Lisa Dell: I would have done this under department head reports but I know that I have to have a report to you a week in advance and this just happened today so I will get up under recognition of citizens. From my observations and from speaking to a town board member there was a meeting of the board today behind closed doors and I just want to remind you that the open meetings law says and I will read it, "every meeting of a public body shall be open to the general public except that in executive session of such body may be called." I think that all of you know that you have to call an executive session out of an open meeting and if I am wrong please tell me.

Supervisor Salisbury: I will right now. We had a conference call with our attorney that can be done behind closed doors. We did not have an illegal meeting. We had a probably half hour conference call with our attorney.

Attorney Rivizzigno: They can seek legal advice. Its confidential.

Supervisor Salisbury: And if the Clerk had bothered to ask me I could have told her and not embarrass you.

Town Clerk Dell: I am not embarrassed. I like to be educated. I would like to see where that is written.

Councilor Reeves: Two attorneys at the same time. We doubled our pleasure.

Mr. Stirushnik: At the taxpayers' expense.

Attorney Rivizzigno: It's all covered in our retainer. We didn't charge.

Supervisor Salisbury: We have a retainer that covers that.

Councilor Reeves: That's another false illegal meeting. I think that's 6 so far.

Supervisor Salisbury: Lisa, it would be helpful if Elaine would find out the facts before she tells you.

Town Clerk Dell: It wasn't Elaine, John. I left and I saw the closed doors and I saw four of your cars and I called Councilor Geraci and asked him if you guys were meeting and he said yes. I asked him what the reason was because the Town Clerk wasn't notified nor was the public. I can't not find anything in the law 5 years of being Town Clerk that you can do that. I apologize if I am wrong but I would like to see the law.

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**ANNOUNCEMENTS:**

Supervisor Salisbury announced that a special work session will be held on Monday, July 20, 2015 at 5:00 pm in the conference room. The next regular meeting of the Board will be on July 27, 2015 at 7:00 pm and the work session before at 6:00 p.m.

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**OTHER BUSINESS:**

None

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**ADJOURNMENT:**

At 7:42 p.m. Supervisor Salisbury adjourned the meeting.

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

Lisa Dell, Town Clerk