

A regular meeting of the Lysander Town Board was held at 7:05 p.m. on September 22, 2014 at 8220 Loop Road, Baldwinsville, New York.

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

MEMBERS ABSENT: None

OTHERS ATTENDING: Anthony Rivizzigno, Town Attorney; Elaine McMahon, Deputy Town Clerk; Gene Dinsmore, Highway Supervisor; Dan Boccardo, Bookkeeper; Pac-B and several residents.

APPROVAL OF MINUTES

RES. #151/2014

Motion by Shimer, seconded by Diamond to approve the minutes of the regular Town Board meeting of September 8, 2014.

ROLL CALL VOTE:

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

All Ayes, motion carried and adopted.

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Motion by Diamond, seconded by Reeves to approve the minutes of the special Town Board meeting of September 15, 2014.

This motion and second was eventually withdrawn and it was tabled.

BOARD DISCUSSION BEFORE VOTE:

Councilor Reeves stated he has a tough time with the minutes on this meeting. He said an amendment was made halfway through a resolution that already had a motion and a second. He stated where he has a problem is not with anything that was done other than the fact the order on the minutes don't satisfy me as a true representation of the step by step meeting and what happened at the meeting. He said there was a resolution that had a motion and it had a second and they had an amendment and we were told the amendment was improper but the Board still voted on an up or down vote whether to allow the amendment to continue or not and it was defeated. He stated they then went back and voted on the original resolution and the minutes don't reflect that activity. He said the amendment specified what a truck was in detail and now that appears as part of the discussion before the vote for that reason he has to vote no on these minutes and he thinks they need to go back and be fixed.

Councilor Diamond stated an email went out from the Town Clerk the day after she sent these out and he believes she sent them out the day after the meeting or it may have been two days after the meeting. He said the Town Clerk asked if there were any corrections or any comments in regards to the minutes and she said she would make those corrections if there was anything going on. He stated he does not remember an email from Councilor Reeves to the Town Clerk and asked Councilor Reeves if he contacted the Town Clerk and brought up these concerns.

Councilor Reeves said he sent two emails and Councilor Diamond was copied on them.

Councilor Diamond asked Councilor Reeves what was the Town Clerk's response to him.

Councilor Reeves said she disagreed with him the first time and he disagreed with her. He stated he then contacted the Town Attorney and he gave direction on how to proceed which the Town Clerk agreed to do. He said at 4:35 p.m. on Thursday, she took Friday off, the Board received both sets of minutes with no time to make any more corrections and I am not condemning anyone but he just thinks there were conversations, there were emails back and forth, and he thinks it is out of order how things transpired at that meeting and he thinks they ought to go back to the drawing board and be tweaked a little bit and be a little more accurate.

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Councilor Diamond stated what is disheartening is this is not the first time they have had a conversation about this and there has been other meetings when things have come up and maybe it's time the Board thinks about passing a resolution not to approve any minutes. He said that if they are going to squabble about the minutes in the first place.

Councilor Reeves asked what benefit is that because that plays right into your hand. He said you can put the minutes together; the Clerk can put the minutes together however they want and if we just don't vote on them they become minutes. He said that is what happened to them in the past and he could think that would be the ideal situation for him.

Supervisor Salisbury stated making minutes reflect what truly happened at a meeting is the Board's responsibility.

Councilor Diamond said no, that is the Town Clerk's responsibility.

Supervisor Salisbury stated if the Town Clerk doesn't do it, they have to do it.

Councilor Diamond asked if he was saying that the Town Clerk is not doing her job.

Supervisor Salisbury told Councilor Diamond not to put words in his mouth.

Councilor Shimer said that quite frequently there are corrections and she makes them.

Councilor Diamond stated yes, grammatical mistakes and she is right, she does.

Councilor Shimer said and numerical mistakes (unclear)

Councilor Reeves stated he just voted and approved the minutes. He said he sent an email to the Town Clerk after Councilor Shimer did and asked if she could change the word speck and it wasn't changed. He said what he could do about it. He stated if he refers to spec on a truck it is spec'd. He said he asked her to change specked because he didn't want someone to read it and think the Town has a speck truck they are talking about and the Clerk did not make the changes. He said she did make the changes for Councilor Shimer but he guesses Councilor Reeves doesn't get the same opportunity. (I did not receive the email until Monday Sept 29 when I returned from vacation)

Councilor Diamond asked Councilor Reeves what he meant when he said this plays into your hands.

Councilor Reeves stated that he can get up here, he can grandstand, he can go on and say whatever he wants and it automatically becomes minutes somewhere down the road, no challenge, no nothing because we have done that in the past.

Councilor Diamond stated so there is a conspiracy or something.

Councilor Reeves said no there is no conspiracy it is just that his rhetoric gets a little tiresome sometimes. He stated the best thing to do is take an up or down vote instead of what they have done in the past and just say they are not going to approve them.

Councilor Shimer stated he wanted to clarify something Councilor Diamond said and asked him if he said that they should not approve the minutes if they are going to squabble over them.

Councilor Diamond stated that he said if they are going to fight over whether they are going to approve meeting minutes because we disagree with how the Town Clerk puts something together...

Supervisor Salisbury asked Councilor Diamond if they are fighting because they are doing something he doesn't like.

Councilor Diamond said no, the Town Clerk was elected to make a decision...

Councilor Shimer asked Councilor Diamond what they are fighting about.

Councilor Diamond stated they should be approving the minutes because they have been put together by the Town Clerk and I think they are an accurate representation of what took place.

Councilor Reeves told Councilor Diamond to vote yes.

Supervisor Salisbury said Councilor Diamond applies within a half hour to an hour that the minutes are great. He stated then we read them and wow they are not great. (He sent me an email that there were major changes on (date) and I still have not heard from him. He also has not specifically showed me anything since he has been in office of what is wrong with them. In fact there are still several meeting minutes from 2012 that are not approved)

Councilor Reeves stated generally speaking the minutes have been...

Councilor Diamond said if there are a couple of grammatical errors he is not going to comment...

Councilor Shimer stated she does not correct grammatical errors.

Councilor Reeves said that the minutes have been much better and he voted for them and this whole Board has voted for them however he thinks this stepped over the line Tony gave some good information to the Clerk and the Clerk juggled some things around that need to be juggled back where they belong and this is the reason he is going to vote no. (as compared to what? I never got anything from him in the past that he thought was wrong Also read Johns email that said the resolutions were backyards and I changed it to his liking)

Councilor Diamond said that is fine and that he can vote no. He stated that Friday or Thursday the minutes came out, there was a correction to the minutes, he emailed the Town Clerk and she responded immediately and she made the corrections. He stated the vote needed to be corrected for going into Executive Session. He explained that the Board voted unanimously to go into Executive Session. He stated that he thinks the fact of the matter is that the Town Clerk does respond and he feels this is political and Councilor Reeves even said it was political because this plays right into Councilor Diamond and the Clerk's hands.

Councilor Reeves stated that at 4:35 in the afternoon some of them are working and not waiting to make some corrections. He said when someone emails him at 4:35 in the afternoon and that is the end of their day and the corrections were all into her from all of them and he guess that he is just asking to send it back to the drawing board.

Supervisor Salisbury said he sent it at Executive Session earlier than that but Councilor Diamond had already sent the Clerk an email saying the minutes are great, they are okay.

Councilor Diamond stated he did not, not for those minutes.

Councilor Reeves said it was the first draft Councilor Diamond said everything was fine on. He stated it was the second draft he didn't comment on.

Councilor Geraci stated that he thinks all of this is a technical point about the whether it was a valid amendment to a resolution that was on the table. He said he deferred to the Town Attorney here who he thought made a suggestion to the Town Clerk to do whatever was appropriate and he doesn't have any problem with that. He stated if it makes any sense to the Board he doesn't know the correct thing that they are supposed to do at this point but asked if they could just not vote on this and send it back to the drawing boards and come back to the next meeting for technical issue that the Town Attorney had with the amendment.

Attorney Rivizzigno said he hasn't even seen the minutes and he never read them. He stated he sent the Clerk an email because she asked him how to word the amendment.

Councilor Geraci suggested tabling the minutes or not do a vote on them and come back to where five people can think they are okay.

Councilor Diamond stated he will withdraw his motion but he believes the Town Clerk has already taken the recommendation of the Town Attorney and wanted this on the record. He said he will withdraw the motion at the request of Councilor Geraci.

Councilor Reeves said he thinks that the Clerk has taken the Town Attorney's recommendation and followed it but change some other things that she really should have not changed that have to do with accuracy and order but to get the message out there I don't mind that being out there but he thinks it belongs in the right place in the minutes. He said he is withdrawing his second and making a motion to vote on it. He stated if they table it they get accused of dragging their feet on the minutes and they get told they are the bad guys on the minutes and he thinks it is about time the Clerk finds out they are going to vote on the minutes and they are not going to accept them. (I was waiting for Johns major corrections (I follow the tape recording from start to finish and pretty do the minutes verbatim and in order of the meeting so what did I change that I should not have??!))

Councilor Diamond stated he agrees with Councilor Reeves and he made a second to Councilor Reeves motion to vote on the minutes for the special meeting of September 15, 2014.

Supervisor Salisbury asked **Deputy Clerk McMahon** if she recorded all of this. He explained that they had a motion, they withdrew and a new motion with Councilor Reeves and Councilor Diamond to put the minutes for September 15, 2014 up for vote and he would like a roll call vote.

Councilor Geraci asked if he could do an amendment to table this motion and said he was making a motion to amend the resolution on the table to table the vote on the approving the minutes and asked Councilor Shimer for a second.

Councilor Reeves stated that he is withdrawing his motion and Councilor Diamond said he was withdrawing his second.

SUPERVISORS COMMENTS:

Supervisor Salisbury reported the following:

- That there are some changes on the agenda with but just some numbers, when he gets to those items he will announce the change.
- There will be two special meetings this week on Wednesday and Thursday, September 24 and 25 in the Conference Room because the Board has a great deal of work to do regarding the ice rink. He said the only way they can do it is to call a special meeting because they have a serious time constraint.

TOWN BOARD COMMENTS:

Councilor Diamond reported that he attended the Oktoberfest and it was a great event and gave kudos to the planning committee and to everyone who put the event together. He stated it was an incredible time, the food is always good and he had a lot of fun.

Supervisor Salisbury thanked Councilor Diamond for backing the Village.

Councilor Shimer provided an update on Toomey Residential Project on Doyle Road. She stated that after some modifications suggested by the Town Engineer the Architect got approval for the site plan and they have begun to work at the site and after a few weeks of that the Code Enforcement Officer has given the permit for the foundation to be constructed.

Engineer Yager corrected Councilor Shimer and said he reviewed the site plan and the site plan involved Planning Board action.

Councilor Reeves wanted to congratulate the Village of Baldwinsville for being one of the safest places to live in NYS. He wanted to commend the residents and the police department. He said there were a few folks who were missed in the article and he wants to thank the New York State Police and the Onondaga County Sheriff's Department and they have quite a presence and have done a tremendous job in this community and they deserve kudos along with everyone else.

DEPARTMENT HEAD REPORTS

Theresa Golden, Town Assessor, provided the following report:

June 2014 – August 2014 Assessors' Report

New Basic Star Registration Update: The office has received a number of calls concerning missing Star exemptions, removed as directed by DTF. They must contact DTF to appeal their determination and receive a correction if applicable. All new Basic Star exemptions in 2014 will reregister with DTF this year. Mailings are scheduled for late December.

The Town received 1 Small claim filing and no new Certiori filings for 2014. The Small Claim hearing was held on September 2.

The deadline for all special district changes that will appear on the 2015 County/Town bills is October 1st. This includes individual changes such as clean up charges.

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2015 renewals for enhanced star, senior citizen, and disability exemptions have been mailed. The renewals for firefighter, agricultural, and nonprofit exemptions will be mailed in late December. The deadline for all exemptions is March 1st.

All sales occurring between July 1st, 2013 and June 30, 2014 have been reviewed and verified for 2015 valuation. An analysis by town and neighborhood will determine reappraisal work for the 2015 assessment roll.

Next year processing was completed by the county in mid-July and work began on the 2015 assessment roll. The county installed a new server and V-4 has suffered some technical problems and processing issues. They appear to be improving at this time.

The assessor has been reviewing petitions and ownership information for parcels in the proposed Lamson Road water district. Spreadsheets will be submitted for the boards review, once completed.

CITIZEN COMMENTS ON AGENDA ITEMS

Jim Stirushnik, Dinglehole Road, referred to new business e and f and asked if there is a map plan and report available to the public.

Engineer Yager stated it is available in the Town Clerk's office.

Mr. Stirushnik asked why is there going to be an extension and change of name as printed in the agenda.

Supervisor Salisbury replied there is an extension because the Clinton Heights water district has already been established so the extension is to cover Springwoods. He stated it is an extension of the Clinton Heights to include Springwoods. He said the next two Springwoods are establishing a new drainage district and a new sewer district solely for Springwoods.

Mr. Stirushnik asked which of those the developer are paying for.

Supervisor Salisbury stated all of them.

Mr. Stirushnik asked if there was any cost to the Town.

Supervisor Salisbury said no and they even paid for the Town Engineer's time.

OLD BUSINESS

None

NEW BUSINESS

RES. #152/2014

Truck Purchase for Highway Department

Motion made by Diamond seconded by Geraci to purchase a new truck for the Highway Department off the Onondaga County Contract recommending the purchase from Joe Basil Chevrolet at a cost of \$42,226.10

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 the Highway Superintendent looked at two trucks and he recommended the Chevrolet.

Councilor Reeves asked the Highway Superintendent if there was anything else he needed on the truck and does it cover everything he needs.

Superintendent Dinsmore confirmed the truck was all set.

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RES. #153/2014

Parks and Recreation Personnel Appointment

Motion made by Shimer Seconded by Reeves to appoint Ann Smiley to the position of Clerk I in the Parks Department at an hourly pay rate of \$16.08 per hour on an ‘as needed’ basis for a maximum of 20 cumulative hours per week, effective September 3, 2014 through December 31, 2014.

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 Ms. Smiley has already worked and they had another person that was approved by the Board to do this but had to resign so Ms. Smiley agreed to work on a part time basis until they find out if the Town is going to consolidate with the Town of VanBuren and the Village of Baldwinsville.

Councilor Geraci asked if this appointment goes through December 31st and end or does it go indefinitely.

Supervisor Salisbury said no it only goes through December 31st. He said if they are going to do it again they will put it on for the organizational meeting.

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RES. #154/2014

Sidewalk Repair-Town Office Building

Motion made by Reeves, seconded by Diamond to authorize the Supervisor to sign a contract with Doty Construction for the Town of Lysander Municipal Offices Sidewalk Repair and Maintenance project located at 8220 Loop Road in the amount of \$5,600.00.

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 the front sidewalk at the Town Office building is heaved and they received three bids. One bid was from New Crete for \$8600, another bid was from Kevin Burns, \$8770 and the third bid was from Doty Contracting \$5600.00.

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RES. #155/2014

Radisson Corporate Park Sign and Development Controls

Motion made by Reeves, seconded by Salisbury to accept these controls as articulated in the documents provided by the Radisson Community Association.

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 the last time the Town approved anything with the Radisson Community Association was done in 1983. He said this is probably the third change that has been made and they are approving it officially and it will become part of the Town’s Code Enforcement. He stated the documents are rather long and if anyone wants a copy it will be in the Code Enforcement Office.

Set a Public Hearing Regarding the Establishment of Clinton Heights Water District

Motion made by Salisbury, seconded by Shimer to set a Public Hearing for the purpose of hearing those for and against the establishment of Extension No. 1 of the Clinton Heights Water District, to be held on Monday October 20, 2014 at 7 p.m. at Lysander Town Hall.

At a regular meeting of the Town Board of the Town of Lysander, in the County of Onondaga, New York held on September 22, 2014 at the Town of Lysander Town Hall.

In the Matter
of the
Establishment of Extension No. 1 of the Clinton Heights Water District in the Town of Lysander, in the County of Onondaga, New York.

ORDER CALLING FOR PUBLIC
HEARING TO BE HELD ON
OCTOBER 20, 2014

WHEREAS, a written petition dated September 15, 2014, has been submitted in due form by Card Holdings, LLC (the "petitioner") containing the required signatures, which has been presented and filed with the Town Board of the Town of Lysander, Onondaga County, New York, for the establishment of an extension to the Town of Lysander Clinton Heights Water District, to be known as Extension No. 1, which is bounded and described on Exhibit A attached hereto and made a part hereof, and

WHEREAS, the improvements proposed consist of the construction and maintenance of a water district system to serve said extension in the district in accordance with certain plans made a part of such petition and heretofore adopted by this Town Board, now on file in the office of the Town Clerk of said Town, and WHEREAS, it is the intention of the petitioner to construct approximately 500 linear feet of 8 inch water main within the Springwoods development, at its own expense, to transfer said water district system line to the Town of Lysander, when completed, without any consideration, except the privilege of connecting with the Clinton Heights water district of said Town of Lysander;

NOW, THEREFORE, BE IT ORDERED, that a meeting of the Town Board of the Town of Lysander will be held on October 20, 2014 at 7 p.m. at Town Hall, 8220 Loop Road, Baldwinsville, New York, to consider said petition including the environmental significance thereof and to hear all persons interested in the subject thereof, and for such other and further action on the part of said Town Board, with relation to the premises; and

BE IT FURTHER ORDERED, that the Town Clerk publish at least once in the Official Newspaper, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of section 30 of the Town Law, a copy of this order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

EXHIBIT "A"

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lysander, County of Onondaga, State of New York, being part of Lot 87 in said Town and being more particularly described as follows:

BEGINNING at the intersection of the common line between lands now or formerly owned by Kevin Leach, as recorded in the Onondaga County Clerk's Office in Liber of Deeds #4881, Page #922 and lands now or formerly owned by Sanford J. Taylor and Gregory Millett as recorded in the Onondaga County Clerk's Office in Liber of Deeds #3426, Page #322 with the southerly line of Cold Springs Road (Route 370), said point also being S.67°54'30"E, 200.04 feet from the intersection of the southerly line of said Cold Springs Road with the easterly line of Glenbrook Drive;

thence S.67°11'10"E., along the southerly line of said Cold Springs Road a distance of 548.64 feet to a point, said point being in the westerly line of Lot A, Clinton Heights, Section C as filed in the Onondaga County Clerk's Office, Map #6646;

thence along the westerly line of said Lot A and lots and the westerly line of Lots 65-58 the following:

S.25°11'10"W., a distance of 34.30 feet to a point;

S.03°16'56"E., a distance of 62.70 feet to a point;

S.10°44'52"E., a distance of 87.46 feet to a point;

S.28°11'41"W., a distance of 77.70 feet to a point, said point being the northwesterly corner of Lot 65, of Clinton Heights, Section C;

S.39°23'42"W., a distance of 50.88 feet to a point;

S.03°31'00"W., a distance of 78.30 feet to a point;

S.52°57'06"W., a distance of 41.61 feet to a point;

N.78°31'49"W., a distance of 98.65 feet to a point;

S.78°57'07"W., a distance of 44.06 feet to a point;

S.44°19'05"W., a distance of 103.67 feet to a point;

S.32°52'08"W., a distance of 125.55 feet to a point;

S.53°54'23"W., a distance of 81.12 feet to a point;

S.85°16'20"W., a distance of 118.56 feet to a point;

S.71°36'53"W., a distance of 52.71 feet to a point in the easterly line of Lot 1, Shrivvers Acres, Section B, as filed in the Onondaga County Clerk's Office, Map #4811;

thence N.07°25'21"E., along the easterly line of said Lot 1 and the easterly line of Lots 6-9, Shrivvers Acres, Section A, as filed in the Onondaga County Clerk's Office, Map #4655 and the easterly line of said Taylor/Millett property, a distance of 853.10 feet to the **POINT OF BEGINNING CONTAINING 7.311 Acres** of land more or less.

VOTE:

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

All Ayes, motion carried and adopted.

RES. #157/2014

Set a Public Hearing Regarding the Establishment of Springwoods Drainage District

Motion made by Shimer, seconded by Reeves to set a Public Hearing for the purpose of hearing those for and against the establishment of Extension No. 1 of the Springwoods Drainage District, to be held on Monday October 20, 2014 at 7 p.m. at Lysander Town Hall.

At a regular meeting of the Town Board of the Town of Lysander, in the County of Onondaga, New York, held at Town Hall, 8220 Loop Road, Baldwinsville, NY on September 22, 2014

Establishment of the Springwoods Drainage District,

In the Matter

of the
Establishment of the Springwoods Drainage District
in the Town of Lysander, in the County of Onondaga,

ORDER CALLING FOR PUBLIC
HEARING TO BE HELD ON
OCTOBER 20, 2014

***Lysander Town Board regular meeting
September 22, 2014***

New York.

WHEREAS, a written petition dated September 15, 2014 has been submitted in due form by Card Holdings, LLC containing the required signatures, which has been presented and filed with the Town Board of the Town of Lysander, County of Onondaga, New York, for the establishment of a Town Drainage District, to be known as Springwoods Drainage District, which is bounded and described on Exhibit A attached hereto and made a part hereof, and

WHEREAS, the improvements proposed consist of the construction and maintenance of a drainage system to serve said extension in the District in accordance with a certain map and plan prepared by Mastroianni Engineering, PLLC, made a part of such petition and heretofore adopted by this Town Board, now on file in the office of the Town Clerk of said Town, and

WHEREAS, it is the intention of the petitioners to construct said drainage system at its own expense and to transfer said drainage system to the Town when completed, without any consideration.

NOW, THEREFORE, BE IT ORDERED that a meeting of the Town Board of the Town of Lysander will be held at Town Hall, 8220 Loop Road, Baldwinsville, New York, on October 20, 2014, at 7:00 p.m. on said day, to consider said petition and to hear all persons interested in the subject thereof, concerning the same, and for such other and further action on the part of said Town Board, with relation to the premises.

BE IT FURTHER ORDERED, that the Town Clerk publish at least once in the Official Newspaper, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of section 30 of Town Law a copy of this order certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

EXHIBIT "A"

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lysander, County of Onondaga, State of New York, being part of Lot 87 in said Town and being more particularly described as follows:

BEGINNING at the intersection of the common line between lands now or formerly owned by Kevin Leach, as recorded in the Onondaga County Clerk's Office in Liber of Deeds #4881, Page #922 and lands now or formerly owned by Sanford J. Taylor and Gregory Millett as recorded in the Onondaga County Clerk's Office in Liber of Deeds #3426, Page #322 with the southerly line of Cold Springs Road (Route 370), said point also being S.67°54'30"E, 200.04 feet from the intersection of the southerly line of said Cold Springs Road with the easterly line of Glenbrook Drive;

thence S.67°11'10"E., along the southerly line of said Cold Springs Road a distance of 548.64 feet to a point, said point being in the westerly line of Lot A, Clinton Heights, Section C as filed in the Onondaga County Clerk's Office, Map #6646;

thence along the westerly line of said Lot A and lots and the westerly line of Lots 65-58 the following:

S.25°11'10"W., a distance of 34.30 feet to a point;

S.03°16'56"E., a distance of 62.70 feet to a point;

S.10°44'52"E., a distance of 87.46 feet to a point;

S.28°11'41"W., a distance of 77.70 feet to a point, said point being the northwesterly corner of Lot 65, of Clinton Heights, Section C;

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S.85°16'20"W., a distance of 118.56 feet to a point;

S.71°36'53"W., a distance of 52.71 feet to a point in the easterly line of Lot 1, Shrivvers Acres, Section B, as filed in the Onondaga County Clerk's Office, Map #4811;

thence N.07°25'21"E., along the easterly line of said Lot 1 and the easterly line of Lots 6-9, Shrivvers Acres, Section A, as filed in the Onondaga County Clerk's Office, Map #4655 and the easterly line of said Taylor/Millett property, a distance of 853.10 feet to the **POINT OF BEGINNING CONTAINING 7.311 Acres** of land more or less.

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 the development had some problems in the beginning in getting water and sewer but it is all worked out. He thanked the developers and said it will be a very nice development that the Town will be very proud of it.

The Developer expressed his appreciation to the Town and to Engineer Yager for all their efforts and they did a great job.

RES. #158/2014

Set a Public Hearing Regarding the Establishment of Springwoods Sewer District

Motion made by Salisbury, seconded by Shimer to set a Public Hearing for the purpose of hearing those for and against the establishment of the Springwoods Sewer District to be held on Monday October 20, 2014 at 7 p.m. at Lysander Town Hall.

A regular meeting of the Town Board of the Town of Lysander in the County of Onondaga, New York, was held at Town Hall at 8220 Loop Road, Baldwinsville, New York on September 22, 2014.

In the Matter	:	ORDER CALLING PUBLIC FOR
of the		PUBLIC HEARING TO BE HELD
Establishment of Springwoods Sewer District in	:	ON OCTOBER 20, 2014
the Town of Lysander, County of Onondaga,		
New York, Pursuant to Article 12 of the Town Law.		

WHEREAS, the Town Board of the Town of Lysander (the "Town Board" and the "Town," respectively), in the County of Onondaga, New York, has received a petition, dated September 15, 2014 pursuant to section 191 of the Town Law, for the establishment of Springwoods Sewer District (the "District"), which petition is signed by the owners of taxable real property situate in the proposed District, owning in the aggregate at least one-half of the assessed valuation of all the taxable real property of the proposed District, as shown upon the latest completed assessment roll of said Town, and including the signatures of resident owners of taxable real property owning taxable real property aggregating at least one-half of the assessed valuation of all the taxable real property of the proposed District, owned by resident owners according to the latest completed assessment roll; and

WHEREAS, said petition purported to describe the boundaries of the proposed District in a manner sufficient to identify the lands included therein as in a deed of conveyance and was signed by the petitioners and acknowledged or proved in the same manner as a deed to be recorded; and

WHEREAS, the proposed District which is bounded and described in Exhibit "A", attached hereto and made a part hereof; and

WHEREAS, following preparation of a map, plan and report by Mastroianni Engineering, PLLC, competent engineers duly licensed by the State of New York, for the proposed establishment of said District, and the construction of a sewer system therein, consisting of the installation of 459 lineal feet of 8 inch diameter of PVC pipe interconnected by six reinforced concrete manhole structures along with the installation of grinder pumps where necessary, including land or rights in land, pumps and pump systems, original equipment, machinery, furnishings, fittings, connections, fill, services, appurtenances and related site work (the "Sewer Improvement"), said map, plan and report now on file in the office of the Town Clerk; and WHEREAS, the Town Board will give due consideration to the impact that such construction in District may have on the environment and on the basis of such consideration, the Town Board will determine the environmental impact, if any, to be caused by such construction; and WHEREAS, the maximum amount proposed to be expended for the construction of the Sewer Improvement is estimated to be One Hundred Twenty-five Thousand One Hundred Dollars and No Cents (\$125,100.00), to be paid by Card Holdings, LLC (the "Developer"); NOW, THEREFORE, BE IT ORDERED that a meeting of the Town Board of the Town be held at the Town Hall, 8220 Loop Road, Baldwinsville, New York, on October 20, 2014, at 7 p.m. to consider the establishment of the proposed District herein referred to and the construction of such sewer system therein, and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it FURTHER ORDERED, that the Town Clerk publish at least once in the Official Newspaper, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of section 30 of the Town Law, a copy of this order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing; and FURTHER ORDERED, that the Town Clerk file a certified copy of this order with the Comptroller of the State of New York on or about the date of publication of a copy of this order.

EXHIBIT "A"

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lysander, County of Onondaga, State of New York, being part of Lot 87 in said Town and being more particularly described as follows:

BEGINNING at the intersection of the common line between lands now or formerly owned by Kevin Leach, as recorded in the Onondaga County Clerk's Office in Liber of Deeds #4881, Page #922 and lands now or formerly owned by Sanford J. Taylor and Gregory Millett as recorded in the Onondaga County Clerk's Office in Liber of Deeds #3426, Page #322 with the southerly line of Cold Springs Road (Route 370), said point also being S.67°54'30"E, 200.04 feet from the intersection of the southerly line of said Cold Springs Road with the easterly line of Glenbrook Drive;

thence S.67°11'10"E., along the southerly line of said Cold Springs Road a distance of 548.64 feet to a point, said point being in the westerly line of Lot A, Clinton Heights, Section C as filed in the Onondaga County Clerk's Office, Map #6646;

thence along the westerly line of said Lot A and lots and the westerly line of Lots 65-58 the following:

S.25°11'10"W., a distance of 34.30 feet to a point;

S.03°16'56"E., a distance of 62.70 feet to a point;

S.10°44'52"E., a distance of 87.46 feet to a point;

S.28°11'41"W., a distance of 77.70 feet to a point, said point being the northwesterly corner of Lot 65, of Clinton Heights, Section C;

S.39°23'42"W., a distance of 50.88 feet to a point;

S.03°31'00"W., a distance of 78.30 feet to a point;

S.52°57'06"W., a distance of 41.61 feet to a point;

N.78°31'49"W., a distance of 98.65 feet to a point;

S.78°57'07"W., a distance of 44.06 feet to a point;

S.44°19'05"W., a distance of 103.67 feet to a point;

S.32°52'08"W., a distance of 125.55 feet to a point;

S.53°54'23"W., a distance of 81.12 feet to a point;

S.85°16'20"W., a distance of 118.56 feet to a point;

S.71°36'53"W., a distance of 52.71 feet to a point in the easterly line of Lot 1, Shrivvers Acres, Section B, as filed in the Onondaga County Clerk's Office, Map #4811;

thence N.07°25'21"E., along the easterly line of said Lot 1 and the easterly line of Lots 6-9, Shrivvers Acres, Section A, as filed in the Onondaga County Clerk's Office, Map #4655 and the easterly line of said Taylor/Millett property, a distance of 853.10 feet to the **POINT OF BEGINNING CONTAINING 7.311 Acres** of land more or less.

VOTE:

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

All Ayes, motion carried and adopted.

RES. #159/2014

Personnel Appointment
Code Enforcement Officer

Motion made by Shimer, seconded by Salisbury to appoint Timothy Wolsey of 2346 Lamson Road Phoenix, N.Y. 13135 in the Town of Lysander to the position of Codes Enforcement Officer. The salary for this position will be set at his current salary rate of \$45,500 per year. This position will be a full time position with full benefits, and this appointment is for a probationary period of 3 months ending on December 31, 2014.

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 Mr. Wolsey was on the Civil Service list for the position of Codes Enforcement Officer and the Town made a recommendation that the Town hires someone that lives in the Town of Lysander and of all the people on the list only Mr. Wolsey lived in the Town so they are able to appoint him directly from that list.

OTHER BUSINESS:

RES. #160/2014

EXECUTIVE SESSION

Motion made by Reeves, seconded by Diamond to adjourn to Executive Session to discuss matters relating to personnel matters, specifically grievance.

VOTE:

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

All Ayes, motion carried and adopted

RECOGNITION OF CITIZENS:

LYSANDER YMCA

Elizabeth Quilter, Whisper Ridge Circle, said she is here to official invite everyone in the Town of Lysander to the YMCA preview party on October 4, 2014 from 1:00 pm to 4:00 pm. She stated it is a free event and open to everyone. She said they will be giving a lot more information about the site. She stated the party is held on

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the site which is 8040 River Road that is south of Timber Banks where they are currently building. She said the north east part of the parking lot is paved and the southeast part of the parking lot will be available for parking.

LYSANDER UNION CEMETERY

Norma Ward-Newman, stated she was addressing the Board on behalf of the Lysander Union Cemetery in the Town of Lysander. She said the cemetery is in need of financial assistance to remain solvent. She said keeping the cemetery operating is in the best interest of the Town. She is requesting in the budget for 2015 the Board can include the cemetery as well as the other three cemeteries that are operating independently, Jacksonville, Plainville and Pendergast. She stated that the Lysander Union Cemetery is currently operating with \$10,000 to \$15,000 a year of working funds. She said they solicit donations and with the help of volunteers are struggling to remain open. She stated that there are 4 burials per year and sell one to two lots per year. She provided copies to the Board of a letter from Bonnie Blake, Secretary and Treasurer of the Cemetery. She stated that that they are spending approximately \$3300.00 on mowing per year. She said the cemetery needs to have trees removed in order to protect the grave sites and their building from damage. She stated a quote of \$2008.00 was received to do this and they do not have the funds to spare this and keep operating. She said she is officially requesting that the Board seriously consider in the next budget helping the cemetery so the Town will not have to take over the maintenance of this cemetery. She stated she is requesting that the Town include \$2000 to \$3000 for maintenance in the cemetery. She said that she sees in the budget for 2014 that the Town has under home and community services \$10, 181 allocated for Chase Cemetery with a revenue return of \$4500.00 which the Town is spending approximately \$5000.00 a year. She stated that she spoke with the Town Comptroller in regards to this and he understands that the Town Highway department mows the other cemeteries that the Town has taken over. She said that she feels that keeping the cemeteries in the Town of Lysander operating independently is financially to the Town's benefit. She said she attached a copy of an act to amend the General Municipal Law. She stated the law is 165a which is a voluntary municipal assistance to public cemetery operations enacted May 5, 2010. She said also attached is a Town Topic newsletter for May and June of 2012 regarding Town Boards helping their local cemeteries to avoid a Town takeover by helping financially. She stated she could not urge the Board enough to consider this important request in the Town's budget process for Lysander Union Cemetery as well as for the other ones in the Town of Lysander because it is the moral and right thing to do.

Supervisor Salisbury said the Board will put this in for consideration at budget time.

Attorney Rivizzigno asked who owns the cemetery.

Norma Ward-Newman replied it is a cemetery association and owned by the People.

Attorney Rivizzigno asked if it is a not for profit corporation and she said it was.

Comptroller Rahrle commented that in the Town Topics that the Board members received today that there is an article about the rise of cemetery abandonment in the age of the tax cap. He advised the Board to read it and they can discuss it at budget time.

TOWN HALL SAFETY

Jim Stirushnik, Dinglehole Road, said he noticed there was a cord that was on the ground that was in front of the emergency exits and asked that it be removed so no one would trip.

ANNOUNCEMENTS:

Supervisor Salisbury reported that they will be adding the two special meetings regarding the ice rink on September 24th and 25th at 4:30 pm in the conference room. He said it will be on the Town's website tomorrow and he will notify the news media tomorrow by email of these special meetings. He said he was asked if these will be Executive Sessions and he does not know at this point because they have so much to discuss about the ice rink in order to keep the doors open. He stated that they may have to go into Executive Session but he cannot say for sure right now. He plans on it being a special meeting and if they have to pass a resolution the Board can do it. He stated in a special meeting the Board can pass a resolution and can go into Executive Session. The Board cannot pass resolutions in a work session. He stated that the person who has been operating the rink his last day is Friday and they have to keep it open Friday night and Saturday morning. He said that is where they are at right now. They have the red rink is the main rink which is not operational and they only have one rink that is. He stated the kids are starting full force into training and they are going to have games soon. He said in October they have to be ready and the Board has so many things to look at like insurance and someone to come in and run the rink.

Attorney Rivizzigno suggested that the Board make it a work session with no resolutions on September 24th and on September 25th will be a special meeting.

Supervisor Salisbury agreed to do this.

Supervisor Salisbury said October is a very busy month and there is a number of budget work sessions scheduled.

ADJOURNMENT:

At 7:50 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