

A regular meeting of the Lysander Town Board was held at 7:00 p.m. on October 20, 2014 at 8220 Loop Road, Baldwinsville, New York.

MEMBERS PRESENT: Melinda Shimer, Councilor
Andrew O. Reeves, Councilor
Roman Diamond, Councilor
Robert Geraci, Councilor

MEMBERS ABSENT: John A. Salisbury, Supervisor

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

PUBLIC HEARING
CLINTON HEIGHTS
PROPOSED ESTABLISHMENT OF WATER DISTRICT EXTENSION NO. 1

Notice of said Public Hearing was duly published in The Post Standard on October 8, 2014 with same being posted on the Town Clerk's sign board at the Town Hall on September 29, 2014 for the purpose of hearing all persons for or against the proposed establishment of the Clinton Heights Water District Ext. No. 1.

The public hearing was called to order at 7:03 pm.

Greg Card, Springwoods Development, stated that this is a 9-lot subdivision which is located off of Cold Springs Road. He said they have been working on it with the Town for quite a while. He stated there was cooperation between the Village of Baldwinsville and the Town of Lysander for the districts. He said that it will be Village water and sewer even though it is in the Town because it is Town property. He said the storm drainage will be in the Town of Lysander. He said it will be a nice new subdivision for new homeowners and that there is currently two homes under construction.

Attorney Rivizzigno asked if the developer was paying the costs of the establishment of the districts.

Mr. Card stated that they are paying the developer's cost of the sewer, the water, the storm sewers, the road, the utilities and the retention pond. He said the developer pays for everything and that the Town does not pay for these costs.

Councilor Shimer asked for clarification that the first public hearing is to bring Springwood into the Clinton Heights Water District and the other two require separate districts.

Mr. Card said she was correct.

The public hearing was closed at 7:05 pm.

PUBLIC HEARING
SPRINGWOODS DEVELOPMENT
PROPOSED ESTABLISHMENT OF DRAINAGE DISTRICT

Notice of said Public Hearing was duly published in The Post Standard on October 8, 2014 with same being posted on the Town Clerk's sign board at the Town Hall on September 29, 2014 for the purpose of hearing all persons for or against the proposed establishment of the Springwoods Drainage District.

The public hearing was called to order at 7:05 pm.

No one spoke for or against the proposed establishment of the drainage district.

The public hearing was closed at 7:06 pm.

PUBLIC HEARING
SPRINGWOODS DEVELOPMENT
PROPOSED ESTABLISHMENT OF SEWER DISTRICT

Notice of said Public Hearing was duly published in The Post Standard on October 8, 2014 with same being posted on the Town Clerk's sign board at the Town Hall on September 29, 2014 for the purpose of hearing all persons for or against the proposed establishment of the Springwoods Sewer District.

The public hearing was called to order at 7:06 pm.

No one spoke for or against the proposed establishment of the sewer district.

The public hearing was closed at 7:07 pm.

RES. #174/2014

APPROVAL OF MINUTES

Motion by Geraci, seconded by Diamond to approve the minutes of the special town board meeting of September 15, 2014.

VOTE:

Councilor Shimer	Aye	Councilor Geraci	Aye	Councilor Reeves	Aye
Councilor Diamond	Aye				

All Ayes, motion carried and adopted.

BOARD DISCUSSION BEFORE VOTE:

Councilor Diamond stated that the minutes are the responsibility of the Town Clerk. He said the Town Clerk's job is to record all activities that take place at a board meeting. He stated these normally should be approved. He said he will be voting yes to approving all of the meeting minutes.

RES. #175/2014

APPROVAL OF MINUTES

Motion by Diamond, seconded by Geraci to approve the minutes of the regular town board meeting of September 22, 2014.

Councilor Shimer	No	Councilor Geraci	Aye	Councilor Reeves	No
Councilor Diamond	Aye				

Two Ayes, Two Noes, Motion defeated.

BOARD DISCUSSION BEFORE VOTE:

Councilor Shimer stated she has personally not seen these minutes. She said she knows when she first got the minutes the Town Clerk put her signature on the minutes but she was not actually at the meeting. She stated the Deputy Clerk took the minutes and believes it was just a cutting and pasting error. She said she has not seen those minutes with the Deputy Clerk's signature on them.

Councilor Geraci stated he would vote to approve them providing that the Deputy Clerk's signature is on them.

Town Clerk Dell said she could pull them up on her computer and show them to the Board right now.

Councilor Shimer stated that in addition to that there were several parenthetical explanations in the first person that were not part of the minutes that were not stated at the meeting.

Town Clerk Dell responded to Councilor Shimer and told her that today is October 20th and that Councilor Shimer has not sent her an email stating that. She said the protocol as established by the Supervisor, the Board and herself that within 5 days of her sending out the minutes the Board members would comment on them.

Councilor Shimer stated she did comment on them and said that the Town Clerk's name was on it. She stated that was because the signature was on it and she thought that's why there were comments from the Town Clerk in it.

Town Clerk Dell responded to Councilor Shimer and said that it is October 20th and with all due respect why she wouldn't think to call her or ask to see them to make sure the Deputy Clerk's name was on the minutes. Councilor Shimer said she did and asked if the minutes were sent out.

Town Clerk Dell stated she did not. She said she sent Councilor Shimer an email saying that she corrected it.

Councilor Shimer said right, but she did not see them corrected.

Town Clerk Dell asked Councilor Shimer if she asked to see them. She said that it is October 20th and asked her if she sent her an email or called her to see them.

Councilor Shimer stated it is the Town Clerk's job to do the minutes.

Councilor Reeves replied not those minutes because the Town Clerk was on vacation when those minutes were taken. He said those minutes should have been done by the Deputy and there should not be anything in there from the Clerk that was not there at the time remarking about what was said at the meeting.

Town Clerk Dell explained that Deputy Clerk Elaine McMahon did prepare the minutes and the minutes are verbatim from the meeting. She said that Elaine prepared the minutes and that she (Town Clerk) sent them out from the Town Clerk's computer.

Councilor Reeves stated that there are additions to the minutes that don't belong there.

Town Clerk Dell said she did not receive any emails from Councilor Reeves of any corrections.

Councilor Reeves responded to Town Clerk Dell and stated he doesn't send any emails to her because the last time he did she accused him of creating a hostile work environment since the first day.

Town Clerk Dell said because his email was harassing to her.

Councilor Reeves said no it wasn't.

Town Clerk Dell stated she has a copy of the emails if the public would like to see them.

Councilor Reeves stated that is correct. He asked her where in the law does it say that the Town Clerk is the checks and balance, and assurance of honesty when it comes to RFP's.

Town Clerk Dell said that anyone can have a copy of any email that I sent to Councilor Reeves.

Councilor Shimer then called for a vote for those in favor of approving the September 22, 2014 minutes.

Councilor Geraci, Councilor Diamond and Councilor Reeves stated aye.

Councilor Shimer responded to Councilor Reeves telling him he meant nay.

Councilor Reeves then stated nay.

Town Clerk Dell asked who opposed other than Councilor Reeves.

Councilor Shimer stated she opposed.

Town Clerk Dell stated for the record that the minutes are in the Official Minute book in the Town Clerk's Office if anyone would like to review them. She said, as she has stated before, there is no law that says a Town Board has to approve or accept the minutes.

Councilor Reeves stated its good reading and he suggests that anybody go look at them because the propaganda is really good.

Town Clerk Dell addressed Councilor Reeves and said the minutes are done pretty much verbatim from the recording and once again, she feels, just like his emails, that was a harassing comment towards her and a personal attack towards her.

Councilor Reeves said the Town Clerk wasn't here at that meeting and the minutes should have been done by the Deputy. He stated changing the name....

Councilor Reeves said he asked the Town Clerk to explain an email that she sent to him.

Town Clerk Dell responded to Councilor Reeves and said that on September 22, 2014, in a thirteen minute conversation when she was not at that meeting, he made comments that were baseless, without fact and downright lies and she has the emails to show the public that he was lying.

Councilor Reeves stated everyone was true.

RES. #176/2014

APPROVAL OF MINUTES

Motion by Shimer, seconded by Reeves to approve the minutes of the special town board meeting of September 25, 2014.

Councilor Shimer	Aye	Councilor Geraci	Aye	Councilor Reeves	Aye
Councilor Diamond	Aye				

All Ayes, motion carried and adopted.

RES. #177/2014

APPROVAL OF MINUTES

Motion by Reeves, seconded by Shimer to approve the minutes of the special town board meeting of meeting of October 2, 2014.

Councilor Shimer	Aye	Councilor Geraci	Aye	Councilor Reeves	Aye
Councilor Diamond	Aye				

All Ayes, motion carried and adopted.

SUPERVISOR COMMENTS:

None

TOWN BOARD COMMENTS:

Councilor Diamond said that there is going to be a resolution tonight, Item K, to authorize the Town Clerk to advertise for a public hearing on November 6th and this is to exceed the 2% tax cap. He stated he will be voting against this and he thinks that after raising taxes 37 percent last year the Board should be able to work within the budget. He said that if this is defeated tonight he wants to explain to the public that the Board cannot raise taxes above 2 percent this year. He stated that if the resolution is defeated tonight, the Board cannot even consider it or if they do, the Town will be penalized. He said that he just wants the public to be aware of that and he personally doesn't believe that the Board needs to raise taxes this year. He stated that reasonable people can disagree but that is his opinion.

Councilor Shimer stated that they are not through with the budget process at all and they have quite a few things to still look at.

Councilor Diamond said that they still have three meetings left.

Councilor Reeves stated the Board hasn't done anything yet on the financial package, on the bargaining unit agreement, they haven't put anything together on the ice rink and it would be irresponsible of the Board not to at least to schedule this. He said this is why it is being scheduled the same night of the budget public hearing, as was said in the work session, not one person on the Board has any desire to go above the 1.5, not 2 percent tax cap. He stated they are cutting and cutting and trying and their goal is to come under the 1.5 percent.

Councilor Diamond stated that they began the budget process late September, early October. He asked why the budget process began so late this year. He said he knows the school board has looked at doing the budget in August.

Attorney Rivizzigno said that the Town can start the department head process whenever they want but the Board does not get the budget until October 1st.

Councilor Diamond stated he gets that but the school board started two years, he thinks there was a 2.4 increase, he is not sure on the exact number, but the board started looking at the budget in August. He stated that after a 37 percent tax increase they can start it anytime.

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Councilor Reeves stated how they can start it they don't even have numbers and that they don't get it until October 1st.

Councilor Diamond said that they can still be having more discussions in regards to what they are going to do as a Board prior to the budget process and this is what he is suggesting.

Councilor Shimer stated to be clear item K is just to set a public hearing and it is not saying that they are going to go over the cap; it's only if they need to.

DEPARTMENT HEAD REPORTS

Gene Dinsmore, Highway Superintendent, stated he was asked prior to the meeting to read a letter that he had written to the Board to cause them to buy a truck for him after the Board ungraciously denied the first truck that he asked for. He said for some reason this is a matter of confusion around Town so they asked him to read the letter so the public knew where he stood and how the Board came to buy the truck that the Town ended up with. He said it is a three paragraph letter and the public is welcome to ask him for a copy of it but he is not going to belabor the public with the whole thing.

Superintendent Dinsmore then read excerpts from the letter. He said at the end of the first paragraph he wrote, "I strongly urge you to call a special meeting of the Board to reconsider the truck purchase matter." He then reminded the public that prior to this the Board denied him a new truck.

Superintendent Dinsmore said that in the second paragraph of his letter it deals with the specifications of the three trucks that were remaining in consideration. He said in the final paragraph there were two sentences and then read, "The Western Star had a deeper discount making them an easy choice because they're the least expensive. Nothing can beat them engineering and price wise but the Volvo which you have already rejected." He said in the third paragraph of the letter deals with making sure they knew what he was asking and the read, "In case there is confusion by the above information, make no mistake that I am strongly recommending the purchase of the Western Star. Should you not agree on that, make no mistake that I recommend the Freightliner as a more expensive, but acceptable plan B."

Superintendent Dinsmore stated that the object of all of this was that they were at the very end, the last week that you could possibly buy a 2015 model truck. He said the whole thing was to ask them to hold a special meeting, which they did, and low and behold they followed his recommendation so he is elated and he thanks them. He said he does not know what anybody else needs to know but anybody is welcome to a copy of this letter if one so chooses.

Councilor Geraci stated he would never had brought this up since the truck discussion and decision was over and done with but just for the record the Superintendent's initial recommendation all along was the Volvo. He said when the majority of the Board voted not to buy the Volvo the second choice was the Western Star.

CITIZEN COMMENTS ON AGENDA ITEMS

Parks & Recreation Petty Cash

Jim Stirushnik, Dinglehole Road, referred to new business A and asked what the size of the petty cash is and whether the amount has been changed.

Comptroller Rahrle said it is \$400.00. He stated that is the amount the Board set at the organizational meeting. He said it was an increase as it used to be \$200.00.

Cold Springs Park District Assessment

Mr. Stirushnik referred to new business C and stated he does not agree with reducing the fee to zero. He said in years past the citizens of the Town felt a need to have a park and they were levied a tax to raise that tax in an amount of a couple thousand dollars. He stated the increase in the Town's population there will eventually need to be a park and he doesn't feel that the older citizens should be required to pay for a new park for the people who are moving into the Town. He stated that the people who are moving into the Town should be levied a tax to pay for the services they are going to require. He said once the services are in place than everyone pays for the maintenance and the ongoing upkeep. He stated it is a very large investment to start a new park in the terms of hundreds of thousands of dollars to a half million. He said that he believes Councilor Reeves family spent over \$200,000 for their family park in the Town of VanBuren.

Councilor Reeves stated yes but said the builders are still contributing to this. He said it's just the taxpayers are not.

Ronald Merle, developer, stated yes.

Comptroller Rahrle said that was correct and it is only for the Cold Springs peninsula.

Mr. Stirushnik asked how the builders contribute.

Mr. Merle explained when they develop a piece of property they pay per lot to a park fee and he thinks it is \$500 per lot. He stated every developer in the Town for years has paid \$500 per developed lot.

Comptroller Rahrle said that will still happen.

Attorney Rivizzigno stated that this is in the town code.

Mr. Stirushnik said that the interest earned on this is minimal. He stated that they will never have enough money to put a substantial, significant valuable park in for that fee.

Councilor Reeves explained but if they put a park on the peninsula everyone in the Town can use it also. He said that you have to be a little objective. He stated it is the same with the park on Smokey Hollow Road in that everybody in the Town uses it. He said every park is like that and it gets to a point that you can't penalize a homeowner so much because of where they live because everyone is going to benefit from it down the road. He stated it is a whole town cost and it will continue to be a whole town cost.

Mr. Stirushnik stated it is the new homeowners who are moving into the Town increasing the need to have an additional park.

Councilor Geraci said that Mr. Stirushnik makes a good argument but the real point is what Councilor Reeves just said that parks are for everybody. He stated that one has to look at it from the point of view that it is not just the new residents that are causing the need for the new park. He asked what if the new park were a trail from point A to point B. He asked what if the new park was something else besides a piece of geography in that neighborhood. He stated one can make the argument that people who live on Smokey Hollow Road benefit much more because they can use the park right there than someone that lives way out on Plainville Road. He said the same observation was always made in Onondaga County Parks. He explained that the people who live in Baldwinsville have a much greater advantage to use Beaver Lake Nature Center than the people who live in Tully but the people who live in Tully can go to Highland Forest. He said that they are apples and oranges as they are very different parks. He stated and in between there is a zoo and Onondaga Lake Park and we all paying for leisure services equally. He said it doesn't matter if you move in today or if you have lived here for 30 years.

Mr. Stirushnik said he was not disagreeing and feels that once the park is established everyone should pay for it equally but the cost of establishing it is so substantial and should be paid for by those who are causing the need for that park to be established. He stated he would point out that Radisson pays an additional fee to have a pool and various amenities in Radisson. He said it is their choice.

Councilor Geraci explained those people get to use that pool exclusively. He said that is the difference here is these are parks that are for everybody.

Mr. Stirushnik stated it is still his opinion that the original action was valid and it should be continued.

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Authorize Town Clerk To Advertise For A Public Hearing-Tax Cap

Mr. Stirushnik referred to new business K and said it is his opinion that it is the responsibility of the Board to keep its budget under what the cap is and the need for an out or an exception is not valid. He said he expects the Board to budget which is its primary function other than providing for security of its population to budget and expends funds within what it can tax without exceeding state law.

Councilor Reeves said that Mr. Stirushnik has been at every budget meeting and asked him if he has seen the Board doing the surgical cuts or the hatchet cuts. He stated that Mr. Stirushnik has seen cuts and they are not done yet.

Mr. Stirushnik stated that he expects them to get done with needing to exceed the cap imposed by the State. He said there is a reason that cap was imposed because too many municipalities were raising taxes too quickly. He

stated he was sure that the State didn't impose that regulation because they felt it was a nice thing to do on a pleasant day. He said it had to be from some people of the State of New York that felt the municipalities were being to free and loose with the money. He stated that the people give the Board the power to tax but also give the Board the responsibility to manage that money responsibly.

Councilor Reeves said that they all pay taxes too and the cuts will continue.

Authorize Settlement of Union Grievance

Kevin Rode, Greymoor Way, asked if the public will be told what this is in reference to and is there an explanation as to what the grievance was about.

Councilor Reeves stated it cannot be discussed.

Mr. Rode asked if they haven't resolved the grievance yet.

Councilor Reeves explained that the Board has to pass a resolution to resolve it and there is no monetary value.

Retiree Insurance Contribution Set at 15%

Mr. Rode asked what was the percentage of contribution before was for retiree health insurance.

Councilor Shimer stated 10 percent.

Water Meter Replacement

Mr. Rode asked if there was a bidding process for the water meter replacement or was Town Mechanical just picked.

Councilor Reeves said the Engineer would have to answer that question.

Mr. Rode asked if the Board was going to still vote on it tonight when nobody knows if there was a bidding process.

Councilor Reeves said because of the total amount all they were required to do was to get quotes and they did from the Village of Baldwinsville and from Town Mechanical.

Mr. Rode asked if the Village quote was higher.

Councilor Shimer said yes, more than this.

OLD BUSINESS

None

NEW BUSINESS

RES. #178/2014

Parks & Recreation Petty Cash

Motion made by Geraci, seconded by Diamond to designate Anthony Burkinshaw to be the custodian of the Petty Cash account for the Parks and Recreation Department effective August 22, 2014.

VOTE:

Councilor Shimer	Aye	Councilor Geraci	Aye	Councilor Reeves	Aye
Councilor Diamond	Aye				

All Ayes, motion carried and adopted.

RES. #179/2014

Lysander Zoning Code Book Fee Increase

Motion made by Reeves, seconded by Shimer to increase the fee for the cost of the Town of Lysander Zoning Code book from \$18.00 to \$21.00. This increase is to cover the cost of the increase by General Code that produces the book for the Town.

VOTE:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond Aye

All Ayes, motion carried and adopted.

RES. #180/2014

Cold Springs Park District Assessment

Motion made by Geraci, seconded by Reeves that the current assessment of 0.25 (25 cents) per thousand of assessed valuation be reduced to zero.

VOTE:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond Aye

All Ayes, motion carried and adopted.

RES. #181/2014

Add Unpaid Water Bills to Tax Levy

Motion made by Diamond, seconded by Reeves to authorize the Town of Lysander to levy unpaid 2014 Water Bills onto the 2015 County/Town tax bill.

VOTE:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond Aye

All Ayes, motion carried and adopted.

RES. #182/2014

Retiree Insurance Contribution Set at 15%

Motion made by Diamond, seconded by Geraci to set the retirees contribution to the Town's Medical and Dental Insurance plans at 15% of the monthly premium amount effective January 1, 2015.

VOTE:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond Aye

All Ayes, motion carried and adopted.

RES. #183/2014

Authorize Settlement of Union Grievance

Motion made by Reeves, seconded by Shimer to authorize the Town Supervisor to sign a Settlement Agreement put forth to resolve a grievance filed by the Teamsters Local 317 on behalf of Dave Powers.

VOTE:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond Aye

All Ayes, motion carried and adopted.

RES. #184/2014

Emergency Repairs Expense of Ice Rinks

Motion made by Reeves, seconded by Shimer to authorize Davis Mechanical to make emergency repairs to the ice rinks and the town incur and expense of \$28,950.19 for these repairs.

VOTE:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond Aye

All Ayes, motion carried and adopted.

BOARD DISCUSSION BEFORE VOTE:

Councilor Diamond stated that he thinks the repairs are things that the Board needs to do to in order to keep the doors open but he would like to see the ice arena sold to a private company or private institution as soon as possible. He stated it is great that the Town has the ice arena, it is a great benefit to the community and it is extremely expensive. He said they are spending more and more money at band aids and this is something that really troubles and concerns him. He stated he will vote yes to this because he feels that this is what the community would want him to do and what he feels he needs to do.

Councilor Shimer said that Engineer Yager did a very good job at itemizing and explaining all the expenses to the Board.

RES. #185/2014

Water Meter Replacement

Motion made by Reeves, seconded by Geraci to authorize the Supervisor to sign the contract with Town Mechanical, Inc. to change out water meters on a house by house basis within the Town's water districts serviced by the Village of Baldwinsville at a cost of \$90 per meter.

VOTE:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond Aye

All Ayes, motion carried and adopted.

RES. #186/2014

Standard Work Day For Specific Town Employees

Motion made by Shimer, seconded by Reeves to establish a Standard Work Day for specific Town Employees and the Town will report to the NYS Retirement System based on time-keeping records or their record of activities.

Be it resolved that the Town of Lysander hereby establishes the following standard work days for these titles and will report the officials to the New York State and Local Retirement System based on time keeping records or their record activities:

TITLE	STANDARD WORK DAY	NAME	SS NUMBER	REGISTRATION NUMBER	CURRENT TERM	PARTICIPATES IN TIME RECOF	RECORD OF ACTIVITES
ELECTED OFFICIALS							
TOWN JUSTICE	7	MICHAEL BRYANT	3973	6055070-4	01/01/14-12/31/17	NO	2.67
TOWN JUSTICE	7	CHARLES MANTIONE	1458	4104986-7	01/01/12-12/31/15	NO	2.38
HIGHWAY SUPERINTENDENT	8	EUGENE DINSMORE	4170	6003046-7	01/01/14-12/31/17	NO	31.95
APPOINTED OFFICIALS							
COMPTROLLER	8	DAVID RAHRLE	0516	3662497-1	01/01/13-12/31/15	YES	
CLERK TO BOARD	7	KAREN RICE	9138	3651239-0	01/01/14-12/31/14	YES	
DEPUTY TAX RECEIVER	7	ELIZABETH NARDELLI	6515	3967211-8	01/01/14-12/31/14	YES	
DEPUTY TOWN CLERK	7	ELAINE MCMAHON	7262	3950175-4	01/01/14-12/31/14	YES	
DEPUTY TOWN CLERK	7	TERRIE MASSARO	8675	5003274-7	01/01/14-12/31/14	YES	
SECRETARY to SUPERVISOR	7	ROBIN MCINTYRE	6623	6033639-3	01/01/14-12/31/14	YES	
SECRETARY to HIGHWAY SPT	7	CINDY RAHRLE	7306	4241866-5	01/01/14-12/31/14	YES	

VOTE:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond Aye

All Ayes, motion carried and adopted.

BOARD DISCUSSION BEFORE VOTE:

Comptroller Rahrle explained that NYS Retirement requires the Board to establish a standard work day for certain positions because everybody’s work day may be different. He gave the example that a highway worker may work different hours than an office worker. He explained that they did this earlier in the year when they established the hours but they did it by position and it wasn’t quite correct. He stated that NYS wanted it in a specific format where it is broken down between elected officials and those that are appointed officials. He said that they had to establish the work day, give the name of the person in the position, term of office and if the person turned in a time sheet or record of activity. He stated that most elected officials do the record of activity and their reported day every month would get based on the record of activities that they turned in for a three month period. He said when NYS reviewed what was sent in by the Town it was not complete and it was on the wrong form.

Councilor Geraci asked Comptroller Rahrle about an employee on the resolution that no longer works for the Town.

Comptroller Rahrle said that they still have to go back and set the standard work day for that employee when they worked.

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RES. #187/2014

Authorize Town Clerk To Advertise For A Public Hearing-2014 Town Budget

Motion made by Diamond, seconded by Reeves to authorize the Town Clerk Lisa Dell to advertise for a Public Hearing to be held on Thursday November 6, 2014 at 7:00 p.m. at the Lysander Town Building to hear such persons for or against any items relative to the Town of Lysander 2015 Preliminary Budget.

VOTE:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond Aye

All Ayes, motion carried and adopted.

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RES. #188/2014

Authorize Town Clerk To Advertise For A Public Hearing-Tax Cap

Motion made by Reeves, seconded by Shimer to authorize the Town Clerk Lisa Dell to advertise for a Public Hearing to be held on Thursday October 30, 2014 at 7:00 p.m. at Lysander Town Hall, 8220 Loop Road, to hear such persons for or against adopting a local law to override the Tax Levy Limit by a vote of sixty percent (60%) of the Town Board.

ROLL CALL VOTE:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond No

Three Ayes, motion carried and adopted.

BOARD DISCUSSION BEFORE VOTE:

Councilor Diamond said he was asking his fellow colleagues to vote no. He said he doesn’t think that they need to do this and that they can stay within the 2 percent tax cap. He stated that he believe Councilor Reeves said last year at what he believes was at the budget session that because the Board raised taxes he felt that they would not have to raise taxes again this year. He said that Councilor Reeves has made similar comments that he believes they can stay within the tax cap which is 1.5 percent. He stated if Councilor Reeves feels that confident then they should vote no and they don’t need to risk raising taxes.

Councilor Reeves said that there is a good chance and an excellent chance that this will never happen.

Councilor Shimer stated that many municipalities adopt this and they never use it.

Councilor Reeves stated that if the union comes up with a contract that they can’t live within the 1.5 percent and it has been set and approved, what do they do. He asked if they should lay someone off. He said they don’t have enough numbers yet and every number they have seen, working with the Comptroller, they all agree they can come within the 1.5 percent. He said if they don’t do this they may end up being irresponsible just because

they are trying basically, in front of the camera, saying I don't want to raise taxes. He said that nobody here wants to but the responsible thing, what people vote for them to do, is run the town and run the town within the budget. He stated that no one here didn't want to raise taxes 37 percent other than the fact last year the highway program that was instituted needed to be done.

Councilor Diamond said they are right, municipalities do vote to exceed this, and he is not saying that is wrong. He stated what he is saying is that there was a tax raise last year and he doesn't feel that it is required.

Councilor Shimer stated they are voting to have a public hearing.

Councilor Reeves addressed Councilor Diamond and said to let them schedule a public hearing because they have to have lead time. He said they could have had a public hearing sooner than this but they put it out as far as they could hoping that wouldn't have to have this public hearing. He said that they need to be responsible and it's nice to sit here and say hey I'm all for no taxes and said that Councilor Diamond doesn't even own property in the Town and for Councilor Diamond to make that statement is totally careless Councilor Diamond doesn't want a tax rate but Councilor Diamond doesn't pay any.

Councilor Diamond addressed Councilor Reeves and said that there are people in the Town that rent and by the way he rents. He said his rent goes into his taxes and that Councilor Reeves is out of line for bringing up his personal life. He didn't think it was appropriate and feels that there are a lot of residents that agree with his line of thought on this.

Councilor Reeves told Councilor Diamond that he is being irresponsible. He said nobody is saying anything other than lets schedule this thing, that's all, schedule it.

Councilor Geraci stated that the easiest thing to do tonight is to vote this down. He said there is not enough votes to pass it if he votes against it and it is clear that Councilor Diamond is going to vote against it. He stated he doesn't want to be misunderstood but he is not going to vote against this because he really does not care what New York State says. He said he doesn't want New York State to be our nanny. He stated the record will show who voted for a tax increase or who didn't vote for a tax increase when it comes time to vote on the budget. He said this arbitrary number set by New York State, maybe he is talking philosophically here, but he doesn't want the State to be the nanny here. He stated he dearly hope that they come in with a budget that not only doesn't raise taxes but hopefully cuts taxes from what they were raised last year. He said that is the responsible thing to do but he is not going to have New York State tell him to do that and this is why he is going to vote for this to give the opportunity to the Board to go on each individual member to vote to have it on their record of what they will do with taxes.

RES. #189/2014

MORATORIUM IN THE AR-40 ZONING DISTRICT

SET PUBLIC HEARING

REFERRAL TO ONONDAGA COUNTY PLANNING

REFERRAL TO LYSANDER PLANNING BOARD

TYPE II ACTION, NO SEQR DETERMINATION

Motion made by Diamond, seconded by Reeves

RESOLVED, that the Town Clerk be authorized to advertise for a public hearing to be held at 7 p.m. on November 17, 2013, at the Lysander Town Building for the purpose of hearing all persons for or against the adoption of a local law imposing a moratorium on changing the current zoning classification within the agricultural residential 40,000 (AR-40) district within the Town of Lysander; and

BE IT FURTHER RESOLVED, that the proposed local law be referred to the Onondaga County Planning Board and the Town of Lysander Planning Board; and

BE IT FURTHER RESOLVED that the Lysander Town Board has determined that the proposed local law is a Type II action under the State Environmental Quality Review Act ("SEQR") and does not require a SEQR determination.

A proposed local law amending the zoning law of the Town of Lysander, New York, to impose a temporary moratorium on zone changes in the AR-40 zoning district.

WHEREAS, traffic, drainage and agricultural land protection concerns in the AR-40 zoning district and particularly on the Cold Springs Peninsula have been raised; and

WHEREAS, the Town Board proposes to consider possible changes to the Zoning Law and the Comprehensive Plan for the Town of Lysander in respect of the AR-40 zoning district; and

WHEREAS, the Town Board of the Town of Lysander believes it is in the public interest to temporarily halt zone changes for property in the AR-40 zoning districts in the Town of Lysander while the Town Board considers new legislation and changes to plans for the AR-40 zones in the Town;

NOW, THEREFORE,

BE IT ENACTED by the Town Board of the Town of Lysander as follows:

Section 1. The Zoning Law of the Town, of Lysander is amended to add a new Section as follows:

139-148 TEMPORARY MORATORIUM ON ZONE CHANGES FOR PROPERTY IN THE AR-40 DISTRICT

(1) From the effective date of this amendment until May 15, 2015, no zone change applications shall be considered, and no zone changes shall be granted for properties in the Agricultural-Residential AR-40 zoning districts in the Town of Lysander pending a study of changes in zoning regulations and planning documents relating to the AR-40 zoning districts. The Town Board may extend the moratorium in three (3) month intervals for not more than a total of an additional six (6) months by adopting a resolution before the expiration of the moratorium or extended expiration which includes a finding that additional time is necessary to complete the study or adopt changes.

(2) Upon a written application, and after a public hearing held upon (ten) 10 days advance notice by publication in the official newspaper of the Town of Lysander, and upon evidence to be submitted by the applicant of severe economic hardship, the Town Board of the Town of Lysander may grant a temporary or permanent variance, with or without conditions, from the provisions of subsection (1) above. This subsection, in granting variance authority to the Town Board of the Town of Lysander for the purpose of this section of the Zoning Law of the Town of Lysander, New York only, shall supersede the provisions of Sections 267,267-a and 267-b of the Town Law, otherwise known as Chapter 62 of the Consolidated Laws of New York, and shall also supersede the provisions of §139-63 and §139-64 of the Zoning Law of the Town of Lysander adopted October 16, 1995 as Local Law No. 2 of 1995.

Section 2. This local law shall take effect upon filing with State.

VOTE:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond Aye

All Ayes, motion carried and adopted.

BOARD DISCUSSION BEFORE VOTE:

Councilor Shimer stated that there were previously two, three month extensions of the moratorium and they were used up as of September so they are waiting until the Land Use Planning Committee is done with their work and they want to extend the moratorium for another six months.

Councilor Reeves stated that what he has seen so far of the work of the Land Use Planning Committee that this is really going to be good for the Town of Lysander. He said he thinks it will be good for the people who like open space, who like to preserve farmland, and it will be excellent for the builders. He said it's going to try to encourage more houses on less road way, more houses within a sewer district, within a water district so a lot of these costs down the road that the districts inherit can be spread among more houses than they are now. He stated he thinks it is a terrific move in the right direction for the Town of Lysander and he looks forward to the presentation. He said he thinks everybody is going to say the wait was worth it.

RES. #190/2014

Parks and Recreation
Dispose Of Surplus Items From Ice Rink

Motion made by Diamond, seconded by Geraci to declare the following items, located at the ice rink, surplus to be sold for scrap metal.

- 3 Vending Machine/Game Machines
- 2 Clothes Racks (Pro Shop)
- 2 Metal Benches
- Pretzel Machine
- Metal Fan
- 2 Metal Chairs

VOTE:

Councilor Shimer	Aye	Councilor Geraci	Aye	Councilor Reeves	Aye
Councilor Diamond	Aye				

All Ayes, motion carried and adopted.

RES. #191/2014

Establish Extension #1 of the Clinton Heights Water District

Motion made by Reeves, seconded by Shimer

At a regular meeting of the Town Board of the Town of Lysander, in the County of Onondaga, New York held at Town Hall on October 20, 2014.

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

WHEREAS, a map, plan and report relating to the establishment of proposed Water District Extension No. 1 (hereinafter the "District") prepared by Mastroianni Engineering PLLC., duly licensed engineer of the State of New York, in manner and in such detail as has been determined by this Town Board, has been duly filed with the Town Clerk, in accordance with the requirements of article 12 of the Town Law; and

WHEREAS, an Order was duly adopted by this Town Board on September 22, 2014, reciting the filing of said map, plan and report, the improvements proposed, the boundaries of the proposed District, the proposed method of financing, the fact that the map, plan and report describing the same were on file in the Town Clerk's Office for public inspection, and stating all other matters required by law to be stated, and specifying October 20, 2014, at 7:00 P.M., at Town Hall, as the place where this Town Board would meet and consider said map, plan and report, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as required or authorized by law; and

WHEREAS, such Order was duly published and posted as required by law; and

WHEREAS, a hearing on said matter was duly held by said Town Board on October 20, 2014, at 7:00 P.M., at Town Hall, and all those wishing to speak for or against the proposed District Extension were heard; and

WHEREAS, pursuant to said petition, it is the intention of the petitioners, as sole owners of all the taxable property in said District, to construct said Extension of the Water District solely at their own expense, now, after due deliberation, it is, **RESOLVED AND DETERMINED:**

(a) That the notice of hearing was published and posted as required by law, and is otherwise sufficient;

(b) That all property and property owners within the proposed District are benefited thereby;

(c) That all property and property owners benefited are included within the limits of the proposed District;

(d) That it is in the public interest to establish said District; and be it further

RESOLVED AND DETERMINED:

That the Extension of the said District is to be constructed by Card Holdings, LLC, owners of the Exhibit A premises, wholly at their own expense, and they have offered to convey the same without cost to the Town, free and clear of encumbrances, except right of access to said improvement by adjoining landowners; that the cost of said water system shall be borne by the properties benefited thereby; and be it further

RESOLVED AND DETERMINED:

That this resolution shall take effect immediately.

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:

Councilor Shimer	Aye	Councilor Geraci	Aye	Councilor Reeves	Aye
Councilor Diamond	Aye				

All Ayes, motion carried and adopted.

RES. #192/2014

Establish Springwoods Drainage District

At a regular meeting of the Town Board of the Town of Lysander, in the County of Onondaga, New York held at the Town Hall in said Town, on October 20, 2014.

In the Matter :
of the :
Establishment of Springwoods Drainage District :
in the Town of Lysander, in the :
County of Onondaga, New York :

ORDER ESTABLISHING DISTRICT

WHEREAS, a map, plan and report relating to the establishment of a proposed Town of Lysander, Drainage District, prepared by Mastroianni Engineering, PLLC, duly licensed civil engineers of the State of New York, in a manner and in such detail as has been determined by this Town Board, has been duly filed with the Town Clerk, in accordance with the requirements of article 12 of the Town Law; and

WHEREAS, an order was duly adopted by this Town Board on September 22, 2014, reciting the filing of said map, plan and report, the improvements proposed, the boundaries of the proposed district, the proposed method of financing, the fact that the map, plan and report describing the same were on file in the Town Clerk's Office for public inspection, and stating all other matters required by law to be stated, and specifying October 20, 2014 as the date, at 7:00 on said day as the time, at the Lysander Town Hall, as the place where this Town Board would meet and consider said map, plan and report, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law; and

WHEREAS, such order was duly published and posted as required by law; and

WHEREAS, a hearing on said matter was duly held by said Town Board on October 20, 2014 at 7:00 in the afternoon on said day, in the Lysander Town Hall, and all those wishing to be heard for or against the establishment of a drainage district, were heard; and

WHEREAS, pursuant to said petition, it is the intention of the petitioner, as sole owner of all the taxable property in said sewer district, to construct said drainage system in the Springwoods Drainage District solely at its own expense, now, after due deliberation, it is

RESOLVED AND DETERMINED:

- a. That the notice of hearing was published and posted as required by law, and is otherwise sufficient;
- b. That all property and property owners within the proposed district are benefited thereby;
- c. That all property and property owners benefited are included within the limits of the proposed district;
- d. That it is in the public interest to establish said district; and be it further

RESOLVED AND DETERMINED:

That the establishment of the proposed district as set forth in said map, plan and report, be approved; that the improvements herein mentioned be constructed by the petitioner; and such district shall be known and designated as the Springwoods Drainage District of the Town of Lysander and shall be bounded and described as set forth in Exhibit A attached hereto and made a part hereof; and be it further

RESOLVED AND DETERMINED:

That the drainage system is to be constructed by Card Holdings LLC, owner of the Exhibit A premises, wholly at its own expense, and it has offered to convey the same without cost to the Town of Lysander, free and clear of encumbrances, except right of access to said improvement by adjoining landowners; that the cost of connecting the same with the Town of Lysander drainage system shall be borne by the properties benefited thereby; and be it further

RESOLVED AND DETERMINED:

That the Town Clerk be, and hereby is, authorized and directed to file a certificate copy of this Resolution in the Office of the Clerk of the County of Onondaga, which is the County in which the said Town of Lysander is located, and in the Office of the State Comptroller, within ten days after the adoption of this Resolution, pursuant to the provision of section 195 of the Town Law.

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:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond Aye

All Ayes, motion carried and adopted.

RES. #193/2014

Establish Springwoods Sewer District

Motion made by Reeves, seconded by Shimer

RESOLUTION AND ORDER OF THE TOWN OF LYSANDER, NEW YORK, ADOPTED October 20, 2014, APPROVING ESTABLISHMENT OF SPRINGWOODS SEWER DISTRICT SAID TOWN OF LYSANDER

RECITALS

WHEREAS, the Town Board of the Town of Lysander (herein called "Town Board" and "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, (herein called "District") whose petition was signed by the owners of at least one-half (½) of the assessed valuation of all the taxable real property situate in the proposed District and including the signatures of resident owners owning at least one-half (½) of the assessed valuation of such taxable real property situate in the proposed District owned by resident owners, all as shown upon the latest completed assessment roll of said Town, and was accompanied by a map, plan and report, prepared by Mastroianni Engineering, PLLC, competent engineer duly licensed by the State of New York, for the establishment of Springwoods Sewer District in the Town, and the construction of a sewer system therein, consisting of the construction of a sewer system therein, consisting of the installation of 459 linear feet of 8 inch diameter of PVC pipe interconnected by six reinforced concrete manhole structures along with the installation of grinder pumps and pump systems, original equipment, machinery, furnishings, fittings, connections, fill, services, Appurtenances and related site work (herein called the "Sewer Improvement"), which map, plan and report now on file in the office of the Town Clerk of the Town for public inspection; and WHEREAS, pursuant to the Order duly adopted on September 22, 2014, the Town Board has determined to proceed with the establishment of the proposed District and adopted an Order reciting a description of the boundaries of the District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for the construction of the Sewer Improvement in the District, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's office for public inspection and specifying October 20, 2014, at 7:00 P.M., as the time when, and the Town Hall, in the Town, as the place where, the Town Board would meet to consider the establishment of the District 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 in relation thereto, as may be required by Law; and

WHEREAS, certified copies of such Order were duly published and posted pursuant to the provisions of the Town Law; and

WHEREAS, the Town Board has given due consideration to the impact that the proposed District may have on the environment and on the basis of such consideration, the Town Board has found that no substantial adverse environmental impact will be caused by such District; and

WHEREAS, the Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising article 8 of the Environmental Conservation Law and, has determined that the action is a Type II action requiring no further environmental review in connection therewith, and

WHEREAS, a Public Hearing in the matter was duly held by the Town Board on said October 20, 2014, commencing at 7:00 P.M., at said Town Hall, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed District.

NOW, THEREFORE, upon the evidence adduced at such Public Hearing, be it

RESOLVED AND ORDERED BY THE TOWN BOARD OF THE TOWN OF LYSANDER, IN THE COUNTY OF ONONDAGA, NEW YORK, AS FOLLOWS:

Section 1. It is hereby determined that:

- (a) the Notice of Public Hearing was published and posted as required by Law, and is otherwise sufficient;
- (b) all the property and property owners benefited included within the proposed District hereinabove referred to in the recitals hereof are benefited thereby;
- (c) all the property and property owners benefited are included within the limits of the proposed District; and
- (d) it is in the public interest to establish the District.

Section 2. The establishment of the proposed District is hereby approved, as hereinafter described, and said District shall be designated and known as Springwoods Sewer District in the Town, and shall be bounded and described as follows:

Section 3. The Sewer Improvement District is hereby authorized to be constructed in the District and the maximum amount proposed to be expended therefor, including expenses incurred in connection with the establishment of the District, is estimated to be One Hundred Twenty Five Thousand One Hundred Dollars, (\$125,100.00), to be paid by the developer.

Section 4. The permission of the State Comptroller is not required with respect to the District because the estimated cost of the District to the Typical Property (as defined in the Town Law) is not above the Average Estimated Cost to the Typical Properties for the establishment of similar types of districts, as computed by the State Comptroller.

Section 5. The Town Clerk of the Town is hereby authorized and directed within ten (10) days after the adoption of this Resolution and Order, to file certified copies thereof, in duplicate, in the office of the State Department of Audit and Control in Albany, New York, and record the same in the office of the Clerk of the County in which the Town is located.

Section 6. This Resolution and Order shall take effect immediately.

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:

Councilor Shimer	Aye	Councilor Geraci	Aye	Councilor Reeves	Aye
Councilor Diamond	Aye				

All Ayes, motion carried and adopted.

RES. #194/2014

Sale of Surplus Highway Truck

Motion made by Diamond, seconded by Reeves to declare truck 16 to be surplus and authorize its sale at auction with a reserve minimum bid of \$2,000.00, as recommended by Highway Superintendent Gene Dinsmore.

Lysander Town Board regular meeting
October 20, 2014

VOTE:

Councilor Shimer Aye Councilor Geraci Aye Councilor Reeves Aye
Councilor Diamond Aye

All Ayes, motion carried and adopted.

OTHER BUSINESS:

None

RECOGNITION OF CITIZENS:

TOWN BOARD MEETING SCHEDULE

Jim Stirushnik, Dinglehole Rd, made a suggestion to the Board to change their meeting nights to Thursdays or to some other night convenient to the public to avoid Monday holidays and conflicts with Planning Board and Zoning Board of Appeals meetings that are also held on Mondays.

Councilor Shimer thanked Mr. Stirushnik for his suggestion.

.....
Authorize Settlement of Union Grievance

Gene Dinsmore, Highway Superintendent, said he wants to comment on the authorize settlement of the union grievance as obviously Mr. Rode was somewhat in the dark as well as he is. He stated he just wants the people to understand that the Board, on the advice of their counsel from Bond Schoeneck and King, has kept all of the union grievance stuff handled by only the Supervisor himself and the counsel. He said the Board is then made aware of it in Executive Sessions. He stated he is just like Mr. Rode and is anxiously awaiting whatever the freeze on the information is and the counsel from Bond Schoeneck and King decides to let the rest of the world know what's going on he is sure he will find out. He stated that he knows that they are discussing this at length and he is sure they are being thorough but it is not public because of the nature of union grievance business and they like to keep the lid on it until all items are settled. He said he is at much in the dark as Mr. Rode is and he is anxiously waiting for it to be completed and then he is sure he will hear all about it.

Jim Stirushnik, Dinglehole Road, asked what is the procedure for the public to becoming aware and familiar with the settlement of the grievance.

Councilor Reeves said that right now any grievance out there, or any information with grievances, and due to the fact we are in negotiating with the bargaining unit right now nobody knows the timetable and the key thing will be if and when we get a contract then everything will start to fall in.

Mr. Stirushnik stated he is not sure he understands what Councilor Reeves said. He said this apparently relates to an individual and asked how does a contract settlement which covers the whole union interact with that.

Councilor Reeves stated it does whenever you negotiate a contract everything is tied together.

.....
SPRINGWOODS DEVELOPMENT

Greg Card, Springwoods Development, expressed his appreciation to the Board for passing the special districts and a special thank you to Supervisor Salisbury because with his cooperation along with the new Mayor of the Village of Baldwinsville this will become a reality. He said this is two forms of government that work together for the benefit of the future residents of this Town.

ANNOUNCEMENTS:

Councilor Shimer announced the following:

- There will be no board meeting on October 30, 2014 as stated on the agenda.
- A public hearing to override the tax cap and the 2015 preliminary budget will be on November 6, 2014
- A public hearing for a moratorium in the AR-40 zoning district will be held on November 17, 2014.

ADJOURNMENT:

At 7:51 p.m. Councilor Shimer adjourned the meeting.

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

Lisa Dell, Town Clerk

DRAFT-CORRECTED