

A regular meeting of the Lysander Town Board was held at 7:00 p.m. on October 2, 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; Lisa Dell, Town Clerk; David Rahrle, Comptroller, Al Yager, Engineer; Pac-B and several residents.

SUPERVISOR COMMENTS:

Supervisor Salisbury stated for those who read minutes on-line all of the minutes are on-line and have been approved except for August 11th and 25th which should be on tomorrow. He said that they hope which was their intent when they started that when minutes are approved at each meeting the next day they will go on the website and that is their intention.

Supervisor Salisbury said at their work session before the regular meeting they entered into Executive Session which there will be a motion at the end of the meeting which is regarding hiring a management consultant for the ice arena.

TOWN BOARD COMMENTS:

None

DEPARTMENT HEAD REPORTS

Lisa Dell, Town Clerk, advised the Board that she received the tentative budget for the year 2015 on October 1, 2014 from the Town's Comptroller and has provided copies to the Board members.

CITIZEN COMMENTS ON AGENDA ITEMS

SPCA CONTRACT

Kevin Rode, Greymoor Way, asked if there was a cost associated with the Town's contract with the SPCA other than if they impound a dog.

Supervisor Salisbury stated no but there is a cost as all the towns contribute to the SPCA which the Board approves every year and it is approximately \$1200 per year. He said if a dog is not claimed there is a cost to the Town but that has not been the case as most dogs or all dogs have been claimed.

Comptroller Rahrle said except for the ones that have to be euthanized.

LYSANDER ICE RINK

Kevin Rode, Greymoor Way, asked what is the cost that the Town is liable for given the actions of this last week and is it more than what the Town is paying for right now.

Supervisor Salisbury stated that it is their intent that there will be no additional cost to the Town. He said up front there will be but right now they will get the building and also the expenses. He stated they are hiring a consultant tonight to aid the Board with this endeavor. He explained that the GBIA has undercharged for years for the ice time. He stated that they have looked at how much the Town can receive and it is the intent and hope of the Board that they will recover all expenses including the \$50,000 the Town pays a year on the bond.

Mr. Rode asked if they have heard from Davis Mechanical on what it will cost to fix both rinks.

Engineer Yager explained it is just under \$50,000 for both rinks provided they do not find any more leaks when they pressure test the red rink.

Supervisor Salisbury stated that is being covered by the amount that the YMCA has given to the Town as maintenance fees and the \$10,000 from the GBIA as a deposit on their purchase offer. He said they have about \$62,000 and he thinks it is going to cost \$52,000 to \$55,000.

Engineer Yager stated that the Davis Mechanical contract is just under \$50,000 and the Board authorized \$6600 in cameras to be installed for security purposes.

Mr. Rode asked if they knew what the consultant will cost the Town.

Supervisor Salisbury explained that he will be told tonight how much the Town will pay the consultant an hour and there is a limit on the number of hours but he does not know if the consultant will accept the offer.

Mr. Rode stated that compared to last year when the audit was done and Davis Mechanical cited issues, how much more did it change in the year and did the Town check back to make sure the issues were repaired.

Supervisor Salisbury stated yes then deferred the question to Engineer Yager.

Engineer Yager stated that they did a 30 day repeat inspection in 30 days and they tested the floor in the Spring and they had made significant clean up improvements and repairs. He said some repairs they have not made.

Mr. Rode stated so the problem with the rinks that were there in the spring they just deteriorated over time.

Engineer Yager said yes, it is just a lack of maintenance, overall lack of maintenance.

Mr. Rode said so the rink issues were there, it is just further deterioration because of lack of repairs.

Supervisor Salisbury stated yes, this was not noted when Davis Mechanical came in last year.

Mr. Rode stated so the Town did look at it.

Jim Stirushnik, Dinglehole Road, stated he has been around since day one of the ice arena and he hopes that the Board will not go down the daisy path again for the third time.

Supervisor Salisbury said they hope that history has taught us a lesson. He stated they are trying not to but if they do not do what they are doing at this time they would have to close the ice rink. He said the Greater Baldwinsville Ice Arena people cannot do it and nobody wants to step up and buy it.

Mr. Stirushnik asked if the Town had a target date of closing the arena.

Supervisor Salisbury said no. He stated they first have to see if the increase in the hourly rate charged for ice time this year and next year see how that is going to effect the Town. He stated it is not a carte blanche open checkbook.

Mr. Stirushnik asked about the amount that will be charged for ice use and that from discussions he heard in work sessions a lesser amount was stated than the \$185.00.

Supervisor Salisbury explained this is because people have already notified all of their groups of the price of \$115 to \$135 and the Town is advising them it is \$150.00 now and next year they will charge \$185.00.

Mr. Stirushnik asked why not charge \$200.00 an hour for ice time.

Supervisor Salisbury explained that the people who were getting \$200.00 an hour have ice arenas that are more luxurious than the Town's. He stated he hopes painting and some sprucing up can be done by volunteers. He added that they are not going to spend close to the 2 million dollars that was spent on the arena.

Councilor Reeves added that the ice rink will remain on the market.

OLD BUSINESS

None

NEW BUSINESS

RES. #165/2014

***Lysander Town Board regular meeting
October 2, 2014***

2014 SPCA Kennel Agreement

Motion made by Reeves, seconded by Diamond to enter into an agreement with the SPCA for FY 2014 to provide Kennel Services for the Town of Lysander as a continuation of the 2013 agreement (Identical) for the same services.

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 said that the agreement is the same as last year and it outlines the cost to the Town when a dog is brought there.

RES. #166/2014

Crimson Ridge Punch List Security

Motion made by Reeves, seconded by Shimer to set the punch list security for the roadway and drainage utilities included in Crimson Ridge Section 3B Subdivision at \$33,450.

VOTE:

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

All Ayes, motion carried and adopted.

RES. #167/2014

Crimson Ridge Maintenance Guarantee Security

Motion made by Shimer, seconded by Geraci to set the maintenance guarantee security for the roadway and drainage utilities within the Crimson Ridge Section 3B Subdivision at \$50,577.50 for a period of three (3) years.

VOTE:

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

All Ayes, motion carried and adopted.

RES. #168/2014

Crimson Ridge Official Town Roads

Motion made by Salisbury, seconded by Reeves that the following street and associated drainage facilities included in the Crimson Ridge Section 3B Subdivision be accepted as official town roads, subject to receipt of as-built drawings, legal deed descriptions and any other required legal paperwork per the Town Engineer's letter dated September 30, 2014.

Street Length
Samantha Drive 0.163 miles.

VOTE:

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

All Ayes, motion carried and adopted.

BOARD DISCUSSION BEFORE VOTE:

Councilor Geraci asked Engineer Yager if the roads were constructed to the new road specifications that were recently adopted and Engineer Yager said they were.

RES. #169/2014

Giddings Crest Section C-7 Punch List Security

Motion made by Geraci, seconded by Shimer to set the punch list security for the roadway, sanitary sewer and drainage utilities included in Giddings Crest Section C-7 Subdivision at \$41,050.

VOTE:

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

All Ayes, motion carried and adopted.

RES. #170/2014

Giddings Crest Section C-7 Maintenance Guarantee Security

Motion made by Salisbury, seconded by Shimer to set the maintenance guarantee security for the roadway, sanitary sewer and drainage utilities within the Giddings Crest Section C-7 Subdivision at \$96,035 for a period of three (3) years.

VOTE:

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

All Ayes, motion carried and adopted.

RES. #171/2014

Giddings Crest Official Town Roads

Motion made by Reeves, seconded by Diamond to that the following street and associated drainage facilities included in the Giddings Crest Section C-7 Subdivision be accepted as official town roads, subject to completion of all required utility construction, receipt of as-built drawings, legal deed descriptions and any other required legal paperwork per the Town Engineer's letter dated September 30, 2014.

Street	Length
Hourglass Lane	0.208 miles

VOTE:

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

All Ayes, motion carried and adopted.

RES. #172/2014

Hire A Consultant For Lysander Ice Rink

Motion made by Reeves, seconded by Shimer to authorize the Supervisor to sign an agreement with Robin L. Bentley-Graham as a consultant to advise the Town of Lysander with matters dealing with the Lysander Ice Arena and to manage the business aspects of the facility, personnel, assignment of ice use time and subleases of arena space through December 31, 2014 for an amount of \$60.00 per hour plus expenses, hours not to exceed 120 billable hours per month with a 30 day notice to cancel.

VOTE:

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

All Ayes, motion carried and adopted.

BOARD DISCUSSION BEFORE VOTE:

Councilor Geraci stated that they are getting some expertise in hopes that in a short period of time the consultant will make recommendations of how to take care of this facility, how to operate it and create a

business plan. He said concurrently to this he is also hearing that they do not have anybody to run the ice arena on a day to day basis, literally today, yesterday and tomorrow, and hopefully the consultant will create this business plan and have oversight over the facility hopefully on a finite period of time, not indefinitely. He stated that the consultant will literally be there to give some oversight on how the facility is run. He said what he wants to get out of this is a game plan for the Town to tell everyone what is the best idea to do with this facility. He stated that he is tired of adults fighting over ice time for their kids and he wants to make sure however this ice arena is operated that people are treated fairly and equitably to the best of everyone's ability.

Councilor Diamond stated he is going to be voting for this resolution but he has some reservations. He said this is very expensive and there are a lot of things that are unknown at this point. He stated the Board has to act because they are in a difficult situation if they want to keep the ice arena functioning and keep the doors open. He said the Board is going to have to make decisions but this is a lot of money and there are a lot of questions that they still don't have answers to. He stated he will vote in favor of this but he has some concerns.

Supervisor Salisbury stated that their concern is that they collect enough money to cover all the expenses and that is what they are shooting for.

Councilor Reeves stated that he would expect business plans and expect several options and give the Board an opportunity to look in several different directions to make a decision when this is all over.

Supervisor Salisbury stated that Councilor Reeves and he have been meeting for the last few weeks with representatives of the ice rink. He said that they want to make sure that this is going to be open for the kids. He stated the easiest thing to do when GBIA really ceased managing it was to lock the doors and say we are done with the ice arena. He stated that none of us wanted to do that and they want to keep it open for the kids but they also did not want to put anymore burden on the residents of the Town of Lysander than they have had over the last twenty years. He stated that it is their intent that they will be able to charge enough money to recover all of the expenses. He said it is an aging facility and it has been there for twenty years. He stated that money that was supposed to be set aside even though they were supposed to be, not by the Town, but by GBIA was supposed to set aside funds to maintain that building, and this was not done. He said the YMCA who the Town's lease was with, they did set aside funds and the Town has used a portion of those funds a couple of times to do other repairs. He said with the major repair on the red rink coming up there is also a minor repair on the purple rink and that will still cost approximately \$12,000. He stated that this is being covered by the money the YMCA had set aside for the Town. He said it has been a very difficult time and they are going to continue working with the two groups that are the main users of the rink. He stated that they have at their disposal a number of parents who volunteered to do things and they are going to see how they can work with the Town and the management consultant to get some other things done.

RES. #173/2014

CNY StormWater Coalition Program

Resolution Supporting Participation in the CNY StormWater Coalition Staff Services and Education Compliance Assistance Program:

Resolution authorizing the items listed below pursuant to requirements of the New York State Pollutant Discharge Elimination System Municipal Separate Storm Sewer System General Permit.

WHEREAS, the Town of Lysander, New York

herein called the "Municipality", after thorough consideration of the various aspects of the problem and consideration of available information, has hereby determined that certain work, as described in Attachment A, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Central New York Regional Planning & Development Board, herein called the "Board", has provided program planning and implementation assistance pertaining to the requirements of the New York State Pollutant Discharge Elimination System (SPDES) StormWater Phase II General Permit for Municipal Separate Storm Sewer System (MS4) operators since 2002, and

WHEREAS, the Board has proposed staff and education assistance services in support of sustaining the CNY StormWater Coalition and to provide a regional public education, outreach and training compliance program to reduce municipal staff burdens, ensure consistency, provide widespread priority audience targeting the most efficient use of limited municipal funds by distributing total program costs over a number of entities within a twelve month timeframe as outlined in Attachment B;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF LYSANDER

1. That John A. Salisbury, Supervisor, or such person's successor in office is the representative authorized to act in behalf of the Municipality's governing body in all matters related the Project;

2. That the Municipality agrees that it will fund its portion of the program cost in the amount of \$3,600, and that those funds will be made available to the Board upon receipt of invoice.
3. That one (1) certified copy of this Resolution will be prepared and sent to the Board upon adoption.
4. That this Resolution will take effect immediately.

VOTE:

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

All Ayes, motion carried and adopted.

BOARD DISCUSSION BEFORE VOTE:

Engineer Yager stated that since 2008 the Town has participated in the CNY StormWater Coalition. He said they provide the Town with training and education services which is part of the requirement for the Town’s MS4 permit with the Department of Environmental Conservation (DEC). He said the cost is \$3600 annually and this is the same amount that the Town paid last year. He stated it is a good service and it gets a lot of information to the public and provides support to him, the Code Enforcement Officer and the Highway Superintendent in the form of education. He said that it does help the Town fulfill the requirements, the minimum control measure one, with the MS4 permit that they operate their sewer storm system under.

Councilor Geraci asked Engineer Yager if he knew of any Towns that do not participate with this program.

Engineer Yager said there is currently 17 towns and villages in Onondaga County that participate and the Village of Baldwinsville didn’t use to participate but they have started to now. He said that the Village of Camillus does not participate.

Councilor Geraci asked how they get away without participating.

Engineer Yager said he could not answer that.

Councilor Reeves asked if there was still a 30 day opt out like they used to. He said Towns could opt out of the program within 30 days.

Engineer Yager stated he was not aware of that.

Councilor Reeves explained that when they first entered into it that was one of the sales pitches they used if the municipality didn’t like it they can opt out within 30 days.

Engineer Yager stated that they offer a great service but it is obviously the Board’s discretion if they would like to act on this or not. He said they have served the Town well since they have been a member of it since 2008.

Councilor Diamond asked if this amount has been budgeted for and Comptroller Rahrle said it was.

OTHER BUSINESS:

None

RECOGNITION OF CITIZENS:

Hire a Consultant for Lysander Ice Rink

Jim Stirushnik, Dinglehole Road, asked if the 30 day cancel clause applies to both parties.

Attorney Rivizzigno said it is reciprocal.

Terrie Konu, Sixty Road, stated she is President of the Syracuse Figure Skating Club and said she has been kept apprised by the Lysander Hockey Association of the status of the ice rink. She asked if she can be invited to any future discussion.

Supervisor Salisbury explained that they were already aware of the need to have her present at any future discussion and asked her to provide her contact information.

ANNOUNCEMENTS:

Supervisor Salisbury announced that there are four budget work sessions scheduled and three additional ones if they are needed. He stated that the budget work sessions will be held in the Conference Room. He said they are work sessions and it will not be an interactive arrangement with the public. He stated that all are welcome to attend. He added that the public hearing for the 2015 budget will be held on November 6, 2014.

ADJOURNMENT:

At 7:33 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