

**A Regular Town Board meeting was held on November 19, 2020, at Lysander Town Hall, 8220 Loop Road, Baldwinsville, New York.**

**MEMBERS PRESENT:** Robert A. Wicks, Supervisor  
Peter Moore, Councilor  
Robert Geraci, Councilor  
Jeffrey Kudarauskas, Councilor  
Roman Diamond, Councilor

**MEMBERS ABSENT:** None

**OTHERS PRESENT:** Dina Falcone, Town Clerk; Anthony Rivizzigno, Town Attorney; Al Yager, Town Engineer, Tony Burkinshaw, Parks and Recreation Supervisor, Jerry Hole, Highway Superintendent; PAC-B, and several guests and residents.

**Supervisor Wicks called the meeting to order at 7:00 PM with the Pledge to the Flag.**

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**Adoption of Minutes**

**RES#218/2020**

**Motion by Councilor Geraci seconded by Councilor Kudarauskas** to adopt the November 5, 2020 Town Board Meeting minutes.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

**Supervisor Wicks** advised everyone to wear their masks as there has been a rise in COVID cases in Onondaga County.

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**Public Hearing – River Mist Water Supply District Extension No. 2**

**MOTION TO OPEN PUBLIC HEARING FOR RIVER MIST WATER SUPPLY DISTRICT EXTENSION NO. 1**

**RES#219/2020**

**Motion by Councilor Geraci seconded by Councilor Kudarauskas** to open the public hearing at 7:03 PM.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

**Comments Regarding Public Hearing**

**Supervisor Wicks:** *Is there anybody who wants to speak for or against the proposed water district?*

**Al Yager:** *If anybody wants to see the map we can put it up, it's a lot in the middle of the frontage of Emerick Road and Cabbage Patch. The resident that owns the lot is interested in having public water supply, and you know, they are surrounded by a water district already - and the road on the other side and all the way around them, so it's merely a formality so that they can get public water.*

**Councilor Geraci:** *This is what house?*

**Mr. Yager:** *The house that's surrounded by the Cabbage Patch Whispering Oaks development, so it's got a new house on both sides.*

**Councilor Geraci:** *They are asking to be included in this water district?*

**Mr. Yager:** *That is correct.*

**Councilor Geraci:** *Have you heard anything about the houses that are north going in?*

**Mr. Yager:** *They do not have adequate pressure for water.*

**Councilor Geraci:** *So they can't get it up there.*

**Mr. Yager:** *Correct. Not without a booster station.*

**Councilor Geraci:** *Not without a booster station. They can't go any further up there is what you're saying... And who would pay for that?*

**Mr. Yager:** *The developer would. There are three lots.*

**Mr. Rivizzigno:** *Also will be of no cost to the town.*

**Mr. Yager:** *All costs would be paid by the property owners. They deposited in the escrow account to cover the cost.*

**Supervisor Wicks:** *Wasn't there somebody else that was going to come in on this or no?*

**Mr. Yager:** *Actually, the resident is pregnant and because of COVID...*

**Supervisor Wicks:** *Okay so they are not coming.*

**Mr. Yager:** *Just Jeff from Plumley is here if anybody has any questions. He is the engineer of record for the Map, Plan and Report.*

**Councilor Geraci:** *I should know this but the houses on the other side... Irene Drive...*

**Mr. Yager:** *They already are in the Emerick Road Water district. It's the same water pressure. It's all determined by the elevation of the water tower.*

**Supervisor Wicks:** *I spoke with the village, they didn't have any issues with this as well. So, all three engineers Plumley, and Mr. Yager, and, well, you – (pointing to the engineer) represent the village now, correct?*

**Plumley Engineer:** *Technically, yes.*

**Supervisor Wicks:** *Is there anybody who wants to speak on that – for or against? Okay.*

**MOTION TO CLOSE PUBLIC HEARING FOR RIVER  
MIST WATER SUPPLY DISTRICT EXTENSION NO. 1**

**RES#220/2020**

**Motion by Councilor Geraci seconded by Councilor Kudarauskas** to close the public hearing at 7:05 PM.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

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**Public Hearing – Local Law to Amend Solar Code Section 320-86.2**

**MOTION TO DETERMINE UNLISTED ACTION/NEGATIVE  
DECLARATION REGARDING SOLAR CODE LOCAL LAW**

**RES#221/2020**

**Motion made by Councilor Geraci seconded by Councilor Kudarauskas** that the Lysander Town Board having reviewed the SEQR regulations, determined that the proposed Solar Code Amendment in Town Code Section 320-86.2 is an UNLISTED ACTION, and having reviewed the Short Environmental Assessment form, and finding no significant or adverse impacts resulting from the proposed changes, the Lysander Town Board issues a NEGATIVE DECLARATION.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

**MOTION TO OPEN PUBLIC HEARING FOR  
LOCAL LAW TO AMEND SOLAR CODE SECTION 320-86.2**

**RES#222/2020**

**Motion by Councilor Geraci seconded by Councilor Kudarauskas** to open the public hearing at 7:07 PM.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

**Comments Regarding Public Hearing**

**Supervisor Wicks:** *Is there anyone that is wishing to speak regarding the proposed amendment to the Solar Code?*

**Ms. Falcone:** *We have an email from Carson Weinand. Would you like me to read it? Should I stand up?*

**Supervisor Wicks:** *You can, sure.*

**Ms. Falcone:** *This is from Carson Weinand, he is the developer from CVE North America.*

*“CVE would like to submit the following statement for the public hearing tonight:*

*CVE intends to develop and construct a 6MW community solar farm on a 77 acre portion of parcel 079.-01-10.1, having an address at 2825 West Entry Rd within what is known as the “Radisson Corporate Park.” The parcel is zoned PUD Industrial and solar would be a permitted use under the current industrial zoning code. CVE has worked extensively, for over 8 months, with the Empire State Development Corporation to agree on a deal and execute an Access Agreement, signed by Holly Leicht, EVP, Real Estate Development and Planning for ESD on 10/29/20.*

The project would have a useful life of 35 years and allow over 300 local residences to subscribe and receive monthly discounts on their utility bills. Construction would take about 4 months and require 50 local laborers. Ongoing maintenance would require monthly visits from a local electrician and landscaper. A PILOT would be executed with the appropriate authorities having jurisdiction and generate an estimated \$25,000 - \$40,000 / year, without any additional strain on town services – including schools, traffic, sewer, water, and police.

When CVE started negotiations with ESD, CVE consulted with the Town to ensure land use and zoning was favorable. It's unfortunate to see the possibility of a last minute change. CVE is eagerly trying to execute under Governor Cuomo's Renewable Energy Standard, which call for 70% renewables by 2030, yet it's discouraging when localities prevent that from happening.

Furthermore, the site itself is largely covered in wetlands and will not be able to host the type of facility that the Town hopes for. There is about 15 - 20 acres in the south east corner that provide just enough space to make solar economical. This site, as a whole, will never be able to support the construction of another facility like the McLane or Paperworks or Anheuser Bush facilities nearby.

Thank you for your consideration. Hopefully, the Town understands where CVE is coming from – and the impacts such zoning change would have on the solar development community.”

**Supervisor Wicks:** *Anyone else want to speak on this issue?*

**MOTION TO CLOSE PUBLIC HEARING FOR  
LOCAL LAW TO AMEND SOLAR CODE SECTION 320-86.2**

**RES#223/2020**

**Motion by Councilor Diamond seconded by Councilor Kudarauskas** to close the public hearing at 7:10 PM.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

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**Citizens Comments**

**None.**

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**Supervisor's Comments**

**Supervisor Wicks** said there are upticks in COVID cases in Onondaga County and New York State, as well as the Town of Lysander. He said some other towns have felt the need to go to a State of Emergency, which essentially shuts down a lot of the services, such as meetings for the public. TOL is going to try and keep Town Hall and the meetings open as long as possible, with limited seating and mandatory masks. There are temperature checks as people come into the building for the meetings. If anyone has a temperature over 100 degrees, they are not going to be allowed in. If anybody answers 'yes' to any questions on the intake sheet, they are not going to be allowed in, as TOL is doing this to make sure people are kept safe. **Supervisor Wicks** is encouraging people to stay home. Even though Town Hall is open, this will mean less exposure to COVID. Again, if you don't need to come to the meetings, please stay home.

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**Town Board Comments**

Town Board members thanked those in attendance, and gave well wishes to those affected by COVID. **Councilor Moore** stated that the Scouts meetings will be held virtually due to gathering restrictions.

**Department Head Reports**

**Jerry Hole, Highway Superintendent**, said they are prepared for winter. HW has come up with a plan for COVID if it affects the HW employees. He said they finished the annual roadwork and are looking forward to next spring. He mentioned the new vehicles as well.

**Tony Burkinshaw, Parks and Recreation Supervisor** noted that it is his last night with Town of Lysander. He thanked the Board and his co-workers for the opportunity to work with them, and thanked the community for the love and support they have shown Parks and Recreation. **Supervisor Wicks** presented Mr. Burkinshaw with a letter for his 15 years of service, and wished him well in his new endeavor. He said TOL’s loss will be the Village of North Syracuse’s gain. **Supervisor Wicks** said he is going to miss him, and said he is a great guy to work with and did a great job in the park. He said TOL has a nice spray park now, and Mr. Burkinshaw had a lot to do with that.

**Ms. Falcone** wished Mr. Burkinshaw well. She said it was nice working with him. She mentioned that her kids grew up at the Lysander Day Camp, and it was some of the best times of their lives, and he did a great job with that camp.

**Regular Agenda Items**

**MOTION TO APPROVE THE RIVER MIST  
WATER SUPPLY DISTRICT EXTENSION NO. 2**

**RES#224/2020**

**Motion made by Councilor Geraci seconded by Councilor Kudauraskas** to approve the River Mist Water Supply District Extension No. 2 with all costs associated with the extension to be paid by the property owner.

Supervisor Wicks	Aye	Councilor Kudauraskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Abstain		

**All ayes, motion carried and adopted**

*Discussion:*

*Councilor Diamond abstained from the motion, as he said they are family members.*

**MOTION TO ADOPT A LOCAL LAW  
TO AMEND SOLAR CODE SECTION 320-86.2**

**RES#225/2020**

**Motion made by Councilor Geraci seconded by Councilor Kudauraskas** to adopt a Local Law amending Town Code Section 320-86.2.

Supervisor Wicks	Aye	Councilor Kudauraskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

*Discussion:*

*Supervisor Wicks said that he and Mr. Yager had a conference call with Carson Weinand who represents the company. There were also several other meetings regarding this issue. Supervisor Wicks said that part of the issue with industrial development and in the discussion with the Board, industrial development is there for the town to promote jobs. Regarding solar, it doesn’t promote jobs, and it has taken up property in that industrial development area. Although Mr. Weinand says the land can’t be developed for other business, Mr. Yager seems to think that it may be able to be developed by someone else.*

**MOTION TO ADOPT THE 2021 MS4 STORMWATER COALITION AGREEMENT**

**RES#226/2020**

**Motion made by Councilor Geraci seconded by Councilor Diamond** to adopt the 2021 MS4 Stormwater Coalition Agreement for \$3,600 payable in the calendar year 2021.

Supervisor Wicks           Aye   Councilor Kudarauskas           Aye           Councilor Geraci           Aye  
Councilor Moore           Aye   Councilor Diamond           Aye

**All ayes, motion carried and adopted**

*Discussion:*

*Mr. Yager said that the Stormwater Coalition helps TOL meet minimum control measures for the MS4 permit that is mandated through NYS DEC to operate storm sewers.*

**MOTION TO AUTHORIZE THE TOWN SUPERVISOR TO SIGN THE 2021 CNY SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS AGREEMENT**

**RES#227/2020**

**Motion made by Councilor Geraci seconded by Councilor Kudauraskas** to authorize the Town Supervisor to sign the 2021 Central New York Society for the Prevention of Cruelty to Animals Agreement for \$3,916.62.

Supervisor Wicks           Aye   Councilor Kudarauskas           Aye           Councilor Geraci           Aye  
Councilor Moore           Aye   Councilor Diamond           Aye

**All ayes, motion carried and adopted**

**MOTION TO AUTHORIZE THE TOWN SUPERVISOR TO SIGN THE HOST COMMUNITY BENEFIT AGREEMENT BETWEEN TOL AND SSC LYSANDER, INC.**

**RES#228/2020**

**Motion made by Councilor Kudauraskas seconded by Councilor Geraci** to authorize the Town Supervisor to sign the Host Community Benefit Agreement between the Town of Lysander and SSC Lysander, LLC.

Supervisor Wicks           Aye   Councilor Kudarauskas           Aye           Councilor Geraci           Aye  
Councilor Moore           Aye   Councilor Diamond           Aye

**All ayes, motion carried and adopted**

*Discussion:*

*This is a solar farm that is going across the street from the YMCA. The agreement pays the town \$28,000 which makes the town whole at the occurring tax rate above and beyond what the PILOT agreement payments the developer is requesting. There is also one going on Church Road.*

**MOTION TO HOLD A PUBLIC HEARING FOR THE 2021 FIRE PROTECTION AGREEMENT/ENTERPRISE FIRE COMPANY NO. 1**

**RES#229/2020**

**Motion made by Councilor Moore seconded by Councilor Diamond** to hold a public hearing on Thursday, December 3, 2020, at 7:00 PM in Lysander Town Hall, to hear all those for or against the 2021 Fire Protection Agreement between the Town of Lysander and Enterprise Fire Company No. 1. This resolution shall authorize the Town Clerk to advertise for same.

Supervisor Wicks           Aye   Councilor Kudarauskas           Aye           Councilor Geraci           Aye  
Councilor Moore           Aye   Councilor Diamond           Aye

**All ayes, motion carried and adopted**

**MOTION TO AUTHORIZE THE TOWN SUPERVISOR TO SIGN  
THE PROPOSAL FROM CARRIER IN THE AMOUNT OF  
\$5,400 TO DECOMMISSION THE FAILING HVAC SYSTEM**

**RES#230/2020**

**Motion made by Councilor Kudarauskas seconded by Councilor Moore** to authorize the Town Supervisor to sign the proposal from Carrier in the amount of \$5,400 to decommission the failing iVue HVAC controller and replace it with the iVue standard web appliance software.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

*Discussion:*

*Supervisor Wicks said it is proprietary software to Carrier. Mr. Yager said to go to another system TOL would have to change all the components for each zone on the boiler (with a cost of \$25K) – as such, TOL will stay with Carrier. iVue is a processor with a hard drive.*

**MOTION TO AUTHORIZE THE SUPERVISOR TO ACCEPT THE QUOTE FROM CLINTON  
TRACTOR FOR ONE NEW HOLLAND WORKMASTER 35 COMPACT TRACTOR WITH  
BACKHOE FOR \$30,043.44**

**RES#231/2020**

**Motion made by Councilor Kudarauskas seconded by Councilor Moore** to authorize the Town Supervisor to accept the quote from Clinton Tractor for one New Holland Workmaster 35 Compact Tractor with the New Holland 925GBH Subframe Mounted Backhoe, for a total of \$30,043.44.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

**MOTION TO AUTHORIZE THE TOWN SUPERVISOR TO SIGN THE CONTRACT  
WITH AML PROPERTY MAINTENANCE IN THE AMOUNT OF \$4,200 FOR  
SNOW REMOVAL AT THE TROOPER'S BARRACKS**

**RES#232/2020**

**Motion made by Councilor Diamond seconded by Councilor Kudarauskas** to authorize the Town Supervisor to sign the contract with AML Property Maintenance in the amount of \$3,200 for snow removal at the Lysander Trooper Barracks for the 2020/2021 winter season.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

**MOTION TO ALLOW THE HW SUPERINTENDENT TO ENTER INTO A  
PURCHASE AGREEMENT WITH TRACY ROAD EQUIPMENT  
FOR A 2022 WESTERN STAR 4700 SINGLE AXLE CAB ETC.  
NOT TO EXCEED \$222,000**

**RES#233/2020**

**Motion made by Councilor Moore seconded by Councilor Kudarauskas** to allow the Highway Superintendent to enter into a purchase agreement with Tracy Road Equipment for a 2022 Western Star 4700 single axle cab and chassis with Henderson snow and ice control package for a total sum not to exceed \$222,000 per Onondaga County Contract #8996.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

**MOTION TO DECLARE THE 2004 FORD F550  
CREW CAB WITH DUMP AS SURPLUS (HW DEPARTMENT)**

**RES#234/2020**

**Motion made by Councilor Kudarauskas seconded by Councilor Diamond** to declare the 2004 Ford F550 crew cab with dump as surplus, to be sold through Auctions International.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

*Discussion:*

*Mr. Hole said it was the one they received the replacement for.*

**MOTION TO ACCEPT THE RESIGNATION OF TONY BURKINSHAW**

**RES#235/2020**

**Motion made by Councilor Geraci seconded by Councilor Moore** to accept the resignation of Tony Burkinshaw effective November 26, 2020.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**

*Discussion:*

*The Councilors gave Mr. Burkinshaw accolades and wished him well in his new position.*

**MOTION TO APPROVE BUDGET MODIFICATION TRANSFERS**

**RES#236/2020**

**Motion made by Councilor Kudarauskas seconded by Councilor Diamond** to approve the Budget Modification transfers as provided by the Comptroller.

Supervisor Wicks	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Aye
Councilor Moore	Aye	Councilor Diamond	Aye		

**All ayes, motion carried and adopted**



**Adjournment**

**A motion was made by Councilor Diamond and seconded by Councilor Kudarauskas to adjourn the regular Town Board Meeting at 7:35 PM.**

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

Dina Falcone, Town Clerk