

A regular meeting of the Lysander Town Board was held at 7:00 p.m. on December 2, 2013 at 8220 Loop Road, Baldwinsville, New York.

MEMBERS PRESENT: John A. Salisbury, Supervisor
Arthur C. Levy, Councilor
Melinda Shimer, Councilor
Andrew O. Reeves, Councilor
Russ W. Johnson, Councilor

MEMBERS ABSENT: None

OTHERS ATTENDING: Anthony Rivizzigno, Town Attorney; Gene Dinsmore, Highway Superintendent; Al Yager, Town Engineer; Timothy Wolsey, Code Enforcement; Lisa Dell, Town Clerk and several residents.

PUBLIC HEARING
WEST PHOENIX FIRE PROTECTION DISTRICT
PROPOSED CONTRACT WITH ENTERPRISE FIRE COMPANY NO. 1

Notice of said Public Hearing was duly published in The Post Standard on November 17, 2013, with same being posted on the Town Clerk's sign board at the Town Hall and on the Town's website on November 7, 2013, for the purpose of hearing all persons for and against the proposed 2014 and/or 2015 contract with the Enterprise Fire Company No. 1 for fire protection services in the West Phoenix Fire Protection District in the amount of \$100,166 for 2014 and \$103,170 for 2015.

The Public Hearing was called to order at 7:03 pm.

No one spoke for or against the proposed contract(s).

The Public Hearing was closed at 7:05 p.m.

APPROVAL OF MINUTES*

November 7, 2013 and November 18, 2013

RESOLVED that the minutes from the regular Town Board meetings of November 7, 2013 and November 18, 2013 be approved.

**Tabled*

TOWN BOARD COMMENTS

Councilor Shimer expressed appreciation on behalf of Kit Thompson, Lysander Public Safety Committee, to Dan Boccardo for getting the Engine 91 program up and running on the Town's website.

SUPERVISOR COMMENTS

None

DEPARTMENT HEAD REPORTS

None

CITIZENS' COMMENTS ON AGENDA ITEMS:

None

OLD BUSINESS:

None

NEW BUSINESS:

HIGHLAND MEADOWS SUBDIVISION
ACCEPTANCE OF STREET AND UTILITIES

RES. #241/2013 Motion by Johnson, Second by Levy

RESOLVED that the following street, associated drainage facilities and sanitary sewers included in the Highland Meadows Phase 1 Subdivision be accepted as official town roads, subject to receipt of as-built drawings per the Town Engineer letter dated November 22, 2013.

Street	Length
Mercer Street	0.303 miles

VOTE:

Supervisor Salisbury	Aye	Councilor Reeves	Aye	Councilor Shimer	Aye
Councilor Johnson	Aye	Councilor Levy	Aye		

All Ayes, Motion Carried and Adopted

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WHISPER RIDGE SUBDIVISION
REDUCTION IN PUNCH LIST SECURITIES

RES. #242/2013 Motion by Shimer, Second by Reeves

RESOLVED to reduce the punch list securities required for the Whisper Ridge subdivision be reduced to \$6,300, as the developer has completed all remaining punch list items other than placement of the monuments and preparation of as-built drawings.

VOTE:

Supervisor Salisbury	Aye	Councilor Reeves	Aye	Councilor Shimer	Aye
Councilor Johnson	Aye	Councilor Levy	Aye		

All Ayes, Motion Carried and Adopted

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NYS TROOPER BARRACKS
APPROVAL OF SNOWPLOWING CONTRACT

RES. #243/2013 Motion by Levy, Second by Johnson

RESOLVED to authorize the Supervisor to sign a contract with Marc P. Casson for snow plowing at the NYS Trooper Barracks in the amount of \$ 1440.00 for the 2013-2014 winter season.

VOTE:

Supervisor Salisbury	Aye	Councilor Reeves	Aye	Councilor Shimer	Aye
Councilor Johnson	Aye	Councilor Levy	Aye		

All Ayes, Motion Carried and Adopted

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TOWN CLERK'S OFFICE
APPROVAL TO SELL FEDERAL DUCK STAMPS

RES. #244/2013 Motion by Johnson, Second by Levy

RESOLVED to authorize the Town Clerk to sign the Federal Duck Stamp Consignment Agreement with the Department of Interior, U.S. Fish and Wildlife Service, Federal Duck Stamp Office, AMPLEX Corporation on behalf of the Town of Lysander.

VOTE:

Supervisor Salisbury	Aye	Councilor Reeves	Aye	Councilor Shimer	Aye
Councilor Johnson	Aye	Councilor Levy	Aye		

All Ayes, Motion Carried and Adopted

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BRUNDAGE ROAD

RES. #245/2013 Motion by Johnson, Second by Shimer

RESOLVED to close Brundage Road to truck traffic at the railroad crossing for safety reasons at the recommendation of the Lysander Highway Superintendent.

VOTE:

Supervisor Salisbury	Aye	Councilor Reeves	Aye	Councilor Shimer	Aye
Councilor Johnson	Aye	Councilor Levy	Aye		

All Ayes, Motion Carried and Adopted

WEST PHOENIX FIRE PROTECTION DISTRICT
ENTERPRISE FIRE COMPANY
APPROVAL OF 2014 CONTRACT

RES. #246/2013 Motion by Johnson, Second by Levy

RESOLVED to accept the 2014 Contract made between the Town of Lysander and the Enterprise Fire Company No. 1 to provide fire protection to the West Phoenix Fire Protection District in the amount of \$98,708.

VOTE:

Supervisor Salisbury	Aye	Councilor Reeves	Aye	Councilor Shimer	Aye
Councilor Johnson	Aye	Councilor Levy	Aye		

All Ayes, Motion Carried and Adopted

COMPREHENSIVE PLAN UPDATE COMMITTEE
APPROVAL TO APPOINT LEGAL SERVICES

RES. #247/2013 Motion by Johnson, Second by Levy

RESOLVED to appoint the MacKenzie Hughes LLP Law Firm represented by Ted Spencer and Brad Hunt to assist the Comprehensive Plan Update Committee with land use planning laws not to exceed \$4000. (The sub-committee interviewed three law firms.)

VOTE:

Supervisor Salisbury	Aye	Councilor Reeves	Aye	Councilor Shimer	Aye
Councilor Johnson	No	Councilor Levy	Aye		

Four Ayes, Motion Carried and Adopted

Councilor Johnson commented that he will be voting no as he was not aware of any previous Board discussion regarding this resolution and wanted to know how it came to the agenda. A conversation then ensued among the Board and William Lester, member of Lysander Planning Board, regarding how this came to be and why the appointment is necessary.

WHISPERING OAKS SEWER DISTRICT IMPROVEMENT
APPROVAL OF FINAL PAYMENT – CONTRACT NO.2 - FORCE MAIN CONSTRUCTION

RES. #248/2013 Motion by Johnson, Second by Levy

RESOLVED that final payment for Contract No. 2-Force Main Construction for Whispering Oaks Sewer District Improvements in the amount of \$2,500 be made to WD Malone Trucking & Excavating Inc., Per Barton & Loguidice’s recommendation.

VOTE:

Supervisor Salisbury	Aye	Councilor Reeves	Aye	Councilor Shimer	Aye
Councilor Johnson	Aye	Councilor Levy	Aye		

All Ayes, Motion Carried and Adopted

JUSTICE COURT
APPROVAL TO OPEN NEW BANK ACCOUNT

RES. #249/2013 Motion by Reeves, Second by Shimer

RESOLVED that Town Justice Elect Michael M. Bryant be authorized to open a Bail Account and a Fine Account with M&T Bank with the condition that deposits or withdrawals not be made until such time as he officially assumes office on January 1, 2014.

VOTE:

Supervisor Salisbury	Aye	Councilor Reeves	Aye	Councilor Shimer	Aye
Councilor Johnson	Aye	Councilor Levy	Aye		

All Ayes, Motion Carried and Adopted

TIMBER BANKS
TAX CERTIORARI
APPROVAL TO HIRE APPRAISER

RES. #250/2013 Motion by Shimer, Second by Reeves

RESOLVED to approve the hiring of an appraiser, North East Appraisal Management, Inc. for the Town's share not to exceed \$11,000 as a joint venture with Baldwinsville Central School District for the Timber Banks Tax Certiorari for the appraisal up to and including testimony at trial if needed.

VOTE:

Supervisor Salisbury	Aye	Councilor Reeves	Aye	Councilor Shimer	Aye
Councilor Johnson	Aye	Councilor Levy	Aye		

All Ayes, Motion Carried and Adopted

Supervisor Salisbury reported that the parcel in dispute involved the golf course, the marina, vacant land and the land that has been constructed.

RECOGNITION OF CITIZENS:

None

OTHER BUSINESS:

None

ADJOURNMENT:

At 7:35 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