

A Regular Town Board meeting was held on April 6, 2017 at the Lysander Town Building, 8220 Loop Road, Baldwinsville, New York.

MEMBERS PRESENT: Joseph Saraceni, Supervisor
Robert Ellis, Councilor
Peter Moore, Councilor
Robert Geraci, Councilor
Roman Diamond, Councilor

MEMBERS ABSENT: None

OTHERS PRESENT: Anthony Rivizzigno, Town Attorney; Town Engineer Al Yager; Dina Falcone, Town Clerk; Theresa Golden, Assessor; Tony Burkinshaw, Parks and Recreation Supervisor; David Rahrle, Comptroller; PAC-B; and several residents.

Supervisor Saraceni called the meeting to order at 7:03 pm with the Pledge to the Flag.

Continuation of Public Hearing: “Collington Pointe Incentive Zoning Application”

RES#82/2017

Supervisor Saraceni moved to open the Public Hearing at 7:05 pm.

Supervisor Saraceni stated that there is new information before the Board, and advised the audience they are welcome to make comments as the Public Hearing is still open.

Brian Bouchard the Project Engineer of CHA Consulting, who is working on behalf of the developer, stated that the previous meeting minutes are clear and the comments and feedback is as well. The previous application for this project was the incentive to increase the density which was 76 acres to that which was previously shown as 122 lots. In exchange for that density, the developer offered various benefits relating to Patchett Road improvements between Collington and River Road, and cash contributions for water quality/sewer which the town would like to pursue, and added walking trails and plantings. Regarding the public hearing, CHA and the developer have had a lot of feedback, and they have met with the committee and revised the application for what is before us at this time. **Mr. Bouchard** said some of the comments are specific to design details and this is more the incentive application regarding incentive as compared to the benefits. He said that some of the comments were more project specific, and would be further developed as the (approval) process continues, regarding alignment of the road, traffic studies, wetlands, (all of which CHA has provided with a delineation study) filling and grading, cuts and fills, and storm water management. In this regard, they are all technical, and have been contemplated. CHA will be in front of the Planning Board for those particular points.

Regarding the new application (which Mr. Bouchard referred to on the board), the 122 lots in the previous plan basically occupied the entire lot and part of the discussion from the public hearing was the density issue, which the developer is requesting as an incentive. The developer reduced the density to 90 lots. **Mr. Bouchard** stated that it creates a subdivision that provides 50% of the space, and will be retained as green space. The developer provides a buffer to the east, and there is some greenspace that would buffer the new houses and adjacent spaces for new homes and areas to the back which will create a buffer to new homes. As part of the new application, the developer retains its new sentiment which is Patchett Road improvements. It will total \$272K for Patchett Road under the 90 lot plan because it is a per-lot basis. Before [in the previous application] the developer had it graduated in payments happening over time. In this application, the payment will be made as a lump sum. **Mr. Bouchard** explained that before the developer gets to build out, payment will be made in a lump sum, so that the Town can start the work and not have to wait over a course of the years. The developer retained the benefit of the cash contributions, for the 90 lots, which is \$90K, and instead of making these payments like under the old application, where each per lot contribution would be given at a time when a building permit for that lot was issued, the developer makes an aggregate of \$90K and breaks that up into the phasing. Based on the configuration of this, the main road would probably be the first phase which would connect Collington to Patchett, and is about 25 lots. Once that phase is initiated, that \$25K would be paid as opposed to each building permit under the old plan.

Mr. Bouchard stated that the developer completely removed the plantings and walking trail. He said there was a lot of feedback about who would use the trail and there were issues with the long term maintenance of the trail. In the area of the existing pond, which is to the north along the west side of the property, the developer created a green space around the pond, and will be building a small pull off area that could be used by walkers that would be given back to the Town, that could be used as a park in the future. **Mr. Bouchard** said the walking trail on the previous application sounded like a good idea, but the forever use would not have been appropriate and this could be more utilized by the public and could be easily maintainable. The developer took comments from the public hearing into consideration.

Mr. Bouchard stated that what is added to the new plan regarding the properties along Patchett Road is septic. He said what they plan to do, and they have estimated \$46K, is add manholes and sewer laterals up to the property lines for those lots so they can be joined into the benefit of the public sewer adjacent to their properties. The developer has reduced the number of lots and added green space, which is 50% of the property. He said the developer is paying more per lot in benefits which was something many people said should be done. He said that per lot was actually \$4K, and now it is about \$4,500 per lot. He said a lot of benefits that were appreciated have been retained and they have refined the ones received comments on at all of the meetings. He said he hopes to have satisfied comments regarding the new application.

Public Comments Regarding “Collington Pointe Incentive Zoning Application”

Joan Osier of Sudley Way referred to Mr. Dinsmore, the Highway Superintendent, and said that Patchett Road has become a tough road with the YMCA traffic. She said it doesn't get maintained very well. She said it has become busy and in the last couple of years has become difficult to navigate. She wanted to make Mr. Dinsmore aware of it. Ms. Osier said the road would be excellent with shoulders, and was glad to hear of the speed study. Her concern is plowing in the winter.

Ms. Osier stated that with enclosed developments, the families have determined the road is part of their front lawn, and the previous owners in the development have sent letters to the previous Supervisor regarding the speed limit. She wanted to know if there has been consideration for speed limits in enclosed developments. Ms. Osier said the only people who come in are the people who live there. She said 30 mph doesn't seem fast, but there are 30 kids that are under the age of 8 and they run back and forth and congregate in the road and that would probably happen on this road too. She doesn't know if something can be done in the planning process. She stated she received a notice from a family with a special needs child and she is aware of the speed, and is cautioning people regarding speed in the neighborhoods.

Jon Roppel of Patchett Road said he appreciated the developer revising the plans and trying to accommodate the changes that were mentioned. He believes it is too many houses from his perspective, and he is not looking for maximum benefits for sewer or amenities for various things. He is interested in the minimizing the number of cars and traffic on Patchett Road. He thinks they have discussed the speed limit in length, and it should be lowered regardless of a two foot shoulder.

John Corcoran of Collington Pointe Way asked how the density is compared to current development. **Mr. Bouchard** referred to the map and said the existing development to the west is a 12,500 minimum lots, and west of 'here' (while referring to the map) and labeled on the plan, 17, 12, and 30 thousand, range from 12 to 30 thousand, and some are 10,000 square lots in the middle. There's a mix but they average the same if not more area per lot than what is allowed on the 12.5 development to the west; 12.5 minimum districts to the west.

Mr. Corcoran stated that he lives one house away from Collington, and with the YMCA being open, and a potential of 200 cars in and out per day, he would never walk down Patchett Road, as it is dangerous. He mentioned the amount of traffic cutting through River Road, and asked about the original plan in the 40 house range. **Attorney Rivizzigno** stated it would call for an AR-40. Mr. Corcoran's concern is traffic. He said the infrastructure isn't there for that many cars.

Ms. Osier asked if there was consideration for a traffic light on 370 and Collington Pointe. **Mr. Bouchard** said he had discussed the traffic study at a previous meeting. The developer through CHA we has done the counts, and if there would be any other studies that would be documented; it would be through the Planning Board process. The developer/CHA has done the gap study, site study and turning movement study. He said a signal warranted analysis was done, and it was very far off of from needing a signal at the intersection. He said the turning movements to and from this development from Patchett Road are within the allotment that you would expect.

There is nothing that would be changed, there is no mitigation that would be needed to handle additional traffic from this development, and this is based on studies from the Traffic Institute. There would not be a signal warranted based on the 90 lots.

Jeff Ting of Collington Pointe Way stated that on a typical morning there are cars trying to get out onto 370 from Collington to go toward the city. He is not convinced that an additional 200 cars is considered a non-issue. He referred to a comment made in either January or February, in that he would like to see what the tax impact would be to the residents regarding this proposal.

Mr. Ting said that while the plan does reduce the amount of traffic to Patchett Road, it does not solve engineering challenges that would be required to install additional width and shoulders on Patchett Road with regard to homeowners' space.

Mr. Bouchard stated that the Patchett Road improvements will take place at Patchett Road, and there will be no encroachments on people's property. There is no right of way acquisition necessary for Patchett Road improvements. **Town Engineer Al Yager** confirmed that is correct, stated that it's a three route road with a 49.5 foot right-of-way, current with the road, and at some points a maximum width with additional four foot shoulders. The developer should not have to relocate utility poles or do any right of way acquisition.

Mr. Ting referred to a previously asked question about the homes located on the map over the wetlands and he saw that was corrected. He asked if the plan still allows for adjustment of the actual placement of homes relative to the wetlands. **Mr. Bouchard** stated that although he had addressed this at the previous meeting, this is a lot layout and it doesn't show cut lots. The developer is not filling in a pond. A house will not be on top of the pond. The green space is going to be created around the pond. It would be part of the amenity.

Councilor Geraci stated that the protocol the Board is following is that the Board decides whether this is a good program and the Board decides if it goes to the Planning Board. All of those technical issues such as to what it's going to look like, etc., are issues the Planning Board will answer. He said that every one of Mr. Ting's issues has to be answered. **Mr. Bouchard** said this is a package for 90 lots with certain amenities, so yes, the lot line could change grading, alignment, storm water and conveyance, and easements associated with it. He said they are detailed questions, and will follow along with the Planning Board process. He reiterated that this is the package to designate for the 90 lots in exchange for the incentive package. There are no final construction documents yet.

Joe Alfieri of Patchett Road appreciated the clarified point regarding the Planning Board's process. He stated that his position is the same at this time in that he doesn't think the plan contributes to the CLUP. He said the Town needs to consider this beyond Collington. Incentive Zoning is for the benefit of all people of Lysander. He says it falls short of meeting that standard of the CLUP. He encouraged people to read the CLUP.

Supervisor Saraceni stated that the CLUP is available in the Town Clerk's Office for a deposit of \$15. It is a document that was crafted and adopted a couple of years ago. He said that he is impressed with the research and the work that went into it. The CLUP provides the Town with a compass in which to grow as a town and a community.

Jim Stirushnik of Dinglehole Road stated he agreed with the previous resident (Mr. Alfieri). He asked for a definition of green space which is to become Town property. **Supervisor Saraceni** said yes, the purpose of it is to maintain it for preservation purposes and it will not be developed. Mr. Stirushnik said the Town should not take on the maintenance of that property. **Mr. Bouchard** stated that it is 37 acres. He said it would be forever wild, and it would give the Town complete control to protect it. Mr. Stirushnik also said there are safety and security issues.

Councilor Geraci stated that it is not set up as a park; it is "forever wild". He said lots of states set up easements regarding same, and to let nature take care of it. That is the concept of it. The Town is not doing anything unique. The maintenance argument has nothing to do with that land.

Kevin Rode of Greymoor Way asked about the payment for the road improvements; he said it is down to \$272K, and how would that cover the Town's cost of working on Patchett Road? How can it be \$36K difference? **Mr. Yager** said the difference was the old estimate provided that the developer was paying for the engineer, and now the engineering would be done in-house. Mr. Rode said he is not convinced that the payment per lot is enough. Mr. Rode asked if the \$44K for the pond is the cost of building the roads in the area around the pond that is already there.

Mr. Bouchard said it is largely for the parking area and cleaning up the space, and making it usable with grass and parking spaces. Mr. Rode asked if they install the manholes how many properties would be affected by going into the sewer district. **Supervisor Saraceni** said only if they wanted to opt in. **Mr. Yager** said in the past there hasn't been a requirement and the Town will speak with those people when the sewer district extension is done. If they want to connect they get the county and district charges. The developer would pay for the cost of them to be included in the district.

Mr. Rode asked about the Town taking the property to the north, regarding liability concerns. He mentioned lawsuits in the past when someone in Radisson got hurt on the munitions property. He asked if someone gets hurt on Town property where does liability come in, and is there an HOA.

Mr. Alfieri asked about the circumstances regarding the applicant not paying for engineering services. **Mr. Yager** said the applicant asked for a reduction in the estimated costs proportionate to the reduction in the number of lots. He said the project can still get done construction wise. He said the Town will do in-house engineering for it.

Councilor Geraci stated that the total dollar amount from this development to the Town is going to be reduced by 18% because of the reduction of houses. To go from 122 to 90 homes is a 27% reduction in houses, so it is actually not an even quid pro quo the Town is benefitting, because the reduction is 9% higher than the reduction in dollar value.

Mr. Alfieri said project dollar amount should be shifted so the whole cost of the road improvements are shown instead of split. He said it could give people the idea that it should be more clearly provided.

Supervisor Saraceni thanked everyone for their comments and stated that the project will be a topic of discussion at the next meeting, so he encourages people to come to the meetings should there be action. He mentioned the letters that were sent to residents last week, and said the Board will not be taking anymore comments regarding the project.

RES#83/2017

Supervisor Saraceni moved to close the Public Hearing at 7:40 pm.

CITIZENS COMMENTS:

Kevin Rode of Greymoor Way is concerned that the public only had a few days to respond to the Collington Pointe hearing. Mr. Rode asked a question regarding agenda item H, and asked if it referred to Incentive Zoning. **Supervisor Saraceni** stated yes, west of 690. Mr. Rode said he didn't hear much discussion on the Incentive Zone, and asked when the Board discussed it. **Supervisor Saraceni** said the public hearing had been open for months, and the Board was going to act on it last meeting, but two Board members were not in attendance and he wanted everyone on the Board to vote on it. Mr. Rode said he thought there would be more public discussion on it.

Jim Stirushnik of Dinglehole Road asked if the public hearing is closed regarding Collington Pointe. **Supervisor Saraceni** said yes it was closed this evening regarding the new changes. Mr. Stirushnik said he supported Mr. Rode's comments regarding closing the public hearing. He asked about the sixty day time period. **Supervisor Saraceni** said the clock has started, and action needs to be taken within 60 days.

Supervisor Saraceni stated the public hearing has been open for months concerning the original project, but the proposed project is much smaller in scale, and the Board will make a determination if new facts and concerns came up about the project, as it has gotten smaller. He said there didn't seem to be anything new brought to the table. This has been open for months and months, and at some point it needs to be closed. He said it was decided to close it this evening. **Supervisor Saraceni** said the Board doesn't "muzzle" anyone, but officially it is closed. People can write and email the Board. He said at the end of this meeting residents can make comments. As for this public hearing it is closed.

Councilor Geraci stated that if something new was brought to the Board, then it would be different; this public hearing has been open for close to three months, and if it has grown or changed, or more points added, then yes, it should be kept open. He said that all valid points have been heard, but the plan has only gotten smaller. He said that at some point the Board has to make a decision. Everything it has heard up until tonight the Board has heard [nothing new] and they take it all into consideration.

Shirley Ting of Chillingham Way asked about the Collington Pointe petition that was submitted to the Board. **Supervisor Saraceni** said they took the petition into consideration along with all other comments. She says 90 houses is still a lot. She also mentioned that it is not clear about where the roads or the greenspace is located on the map.

TOWN BOARD COMMENTS:

Councilor Diamond thanked the residents and said that public feedback is important and everyone at the meeting has the best interest and well-being of the town. His job is to represent each and every one of the residents.

Councilor Moore thanked everyone for attending and stated that feedback is important and these are not easy decisions for anyone. He also thanked those who came out to the March 24, 2017 Spray Park Forum. Although the project is in its infancy, it is important to get feedback.

Councilor Geraci and **Councilor Ellis** thanked the audience for attending.

Supervisor Saraceni stated that everyone is more than welcome to contact the Board if there are any more concerns on the proposed [Collington] project. He thanked everyone for their patience and wanted to make sure that everyone was kept up to speed. The Board is now charged with making a decision on the project.

Presentation by Jim Hogan of the Greater Baldwinsville Ambulance Corp.

Jim Hogan introduced himself and gave a background on what the Greater Baldwinsville Ambulance Corp. is all about. The Greater Baldwinsville Ambulance Corps is an independent non-profit volunteer based Emergency Medical Services Provider to the businesses and residences of the Town of Van Buren, Town of Lysander, Town of Geddes, and Village of Baldwinsville. ("GBAC") was established in 1962, and has provided more than 50 years of professional emergency medical service to the Greater Baldwinsville Community. GBAC provides Basic Life Support (BLS) and Advance Life Support (ALS) and pre-hospital care. EMS coverage is complimented with paid full-time, part-time and volunteer New York State Certified Providers. There are currently 15 volunteers, 14 full-time employees, and 12 part-time employees. The drivers, EMTs, Medics, Paramedics and helpers cover the district 24 hours a day, 7 days a week, 365 days a year. GBAC has a fleet of five New York State Certified Ambulances, Operations Vehicle and a Squad Car. GBAC provides continuing medical education to its members, as well as First-aid and CPR classes to the public.

Last year they answered 3,800 calls, and the staff is highly trained. It is advanced today, as they carry 30 different medications to treat cardiac emergencies, and bring the ED machine into homes. They have extensive medical equipment. They can do EKG's, they have defibrulators, and can pace a person's heart if it is too slow or too fast. Mr. Hogan said that not many people are aware of the great things this organization does. This organization is funded through donations only. How they survive is a lot of "ifs". For example, if a patient has insurance GBAC will bill the insurance company, but it does a lot for free and some people can't pay because they don't have insurance. It is all based on donations, and they are very important and help them do what they do. Cardiac monitors alone cost \$35,000 and there is one for each ambulance. An ambulance with no equipment runs \$130,000 and each ambulance has over \$100,000 worth of equipment in it. GBAC is unique because it is one of only about a dozen in NYS that does not get tax money. It is a proud organization.

Resident Gail Tosh asked Mr. Hogan about the proposed national legislation regarding the health care bill to take more people off of national health care and planning to reduce the Medicaid and Medicare programs and how that could affect GBAC. Mr. Hogan said it could put an organization like GBAC out of business. He said that for an ambulance to go on a call its \$350, and if they transfer someone to the hospital they get about \$150. He said to Ms. Tosh there are a

lot of articles about that, but what is going to happen? Ms. Tosh said she would hate to see the community lose a service based on what is going on at the national level. Mr. Rode asked Mr. Hogan what the annual budget is for GBAC, and Mr. Hogan said it is always moving budget because they don't know how much money we are going to get. It depends on the insurance, but it's about \$1.5M a year. It is very iffy, because there isn't a base, to take them to the hospital if they have insurance, hopefully they will get money. A resident from the audience asked if funding has increased with Obamacare. He asked if it has been better getting paid regarding people with insurance. Mr. Hogan said no, as they answer to many calls and do not get reimbursed. He said it is amazing how many people do not have insurance, and the other thing that can happen is that some insurance companies want to negotiate with GBAC for a cut rate but they do not agree with that. Some people get paid from their insurance companies, and then keep the money. There is current legislation right now (a bill that hasn't been passed) to make that illegal but right now it is not. Several people thanked Mr. Hogan for the service GBAC provides.

ADOPTION OF MINUTES

RES#84/2017

Motion by Councilor Ellis seconded by Councilor Moore to adopt the March 16, 2017 Town Board Meeting minutes.

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| Supervisor Saraceni | Aye | Councilor Ellis | Aye | Councilor Geraci | Abstain |
| Councilor Moore | Aye | Councilor Diamond | Abstain | | |

All Ayes, motion carried and adopted

DEPARTMENT HEAD REPORTS:

Highway Superintendent Gene Dinsmore stated that he is happy to report that there have not been any recent snow events. He said there were 90 so far over the winter, and HW put down 4200 tons of salt, which puts them at \$200K, right on budget. He said if there is a storm in April, they will be fine. To answer the question about Patchett Road, he said the plow comes down River Road to Patchett Road, to Collington Pointe, and comes back out Patchett Road. The roads are plowed simultaneously. He said the problem is wind drifts with the consistency of the snow. He said Collington Pointe gets plowed two or three times a day. Conversation between **Mr. Dinsmore** and Ms. Osier occurred regarding plowing.

Tony Burkinshaw, Parks and Recreation Supervisor, stated that the Spring Brochure is available. He thanked Jim Hogan with GBAC who was part of the Little Kids Big Trucks event at Lysander Park, which this year will be held on June 3rd. The second public forum for the proposed Spray Park is Saturday, April 8, 2017 1:00 pm to 3:00 pm.

The Parks and Recreation Department received a grant for Explore Archery and will receive 10 sets of bows and arrows, (amount received is \$4,000) and Parks is looking to implement that program in the fall. They are looking for one more instructors. If anyone is interested in learning and wants to teach the free course for a level 2 instructor, contact Mr. Burkinshaw. There is an Earth Day project on Saturday, April 22nd from 10:00 am to 2:00 pm at Lysander Park, and pizza and water will be provided. Parks is trying to work with Girl Scout groups. There is also an Arbor Day project on April 28th. The park will be open April 15, 2017. (See Announcements). Parks is still taking summer registrations for summer programs and looking for people to sit on the Parks and Recreation Commission. Contact Mr. Burkinshaw for more information. The Classic Car Cruise is Thursday, May 4th.

Town Engineer Al Yager stated that there was a meeting on Monday for the residents who are affected by the flood plain maps, specifically Royal Scarlett and Esprit Glade. Radisson has authorized a surveyor to move forward, and they are trying to schedule a meeting for April 24th and will get a letter mailed shortly.

Comptroller David Rahrle stated that the Town has its annual update document for 2016, which has been filed with the State Comptroller's Office. It is a report that consists of about 110 pages with financial statements, balance sheets, notes and debt service information, basically

anything to do financially regarding the Town is on that report. It was filed on the 29th of March, and there is a hard copy on file with the Town Clerk. It is also posted on the website.

Supervisor Saraceni said he will be holding a State of the Town next month at some point where that report will be discussed.

Theresa Golden, Assessor stated that over 1800 Preliminary Assessment Notices were sent out to homeowners, and as for the people in the Radisson area affected by new flood map, the Assessor has taken the preliminary numbers back and reduced 2016 assessments by 10%. Property owners will receive notification of same and official Change of Assessment Notice. If residents feel an assessment is out of line, they can go to the Board of Assessment Review on Grievance Day, which is June 6th this year.

REGULAR AGENDA ITEMS

MOTION TO ALLOW DAN BOCCARDO, DOG CONTROL OFFICER TO ATTEND 2017 ANNUAL ANIMAL AND DOG CONTROL SEMINAR IN BATAVIA

RES#85/2017

Motion made by Councilor Geraci seconded by Councilor Diamond to allow Dan Boccardo, Dog Control Officer, to attend the 2017 Annual Animal and Dog Control Seminar in Batavia, New York, on May 2nd and May 3rd, 2017. The cost of the seminar is \$75. Mr. Boccardo shall be reimbursed for mileage. Training expenses have been budgeted.

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| Supervisor Saraceni | Aye | Councilor Ellis | Aye | Councilor Geraci | Aye |
| Councilor Moore | Aye | Councilor Diamond | Aye | | |

All Ayes, motion carried and adopted

MOTION TO ALLOW GENE DINSMORE, HIGHWAY SUPERINTENDENT TO ATTEND 2017 ANNUAL HIGHWAY SCHOOL AT ITHACA COLLEGE

RES#86/2017

Motion made by Councilor Geraci seconded by Councilor Moore to allow Gene Dinsmore, Highway Superintendent, to attend the 2017 the Annual Highway School at Ithaca College on June 12, 2017 to June 14, 2017. The registration and hotel will cost approximately \$300. The cost of the conference itself is \$110. Training expenses have been budgeted.

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| Supervisor Saraceni | Aye | Councilor Ellis | Aye | Councilor Geraci | Aye |
| Councilor Moore | Aye | Councilor Diamond | Aye | | |

All Ayes, motion carried and adopted

MOTION TO HIRE JIM LEE FOR THE POSITION OF FULL TIME SEASONAL LABORER FOR THE PARKS DEPARTMENT

RES#87/2017

Motion made by Councilor Ellis seconded by Councilor Geraci to hire Jim Lee for the position of Full Time Seasonal Laborer for the Parks Department with a rate of pay according to the Collective Bargaining Union Agreement, effective April 7, 2017.

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| Supervisor Saraceni | Aye | Councilor Ellis | Aye | Councilor Geraci | Aye |
| Councilor Moore | Aye | Councilor Diamond | Aye | | |

All Ayes, motion carried and adopted

MOTION TO HIRE GENE EVANS FOR THE POSITION OF PART TIME SEASONAL LABORER FOR THE PARKS DEPARTMENT

RES#88/2017

Motion made by Councilor Ellis seconded by Councilor Moore to hire Gene Evans for the position of Part Time Seasonal Laborer for the Parks Department with a rate of pay according to the Collective Bargaining Union Agreement, effective April 7, 2017.

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| Supervisor Saraceni | Aye | Councilor Ellis | Aye | Councilor Geraci | Aye |
| Councilor Moore | Aye | Councilor Diamond | Aye | | |

All Ayes, motion carried and adopted

MOTION TO ACCEPT THE RESIGNATION OF SANDY GRANTS-NIEVA

RES#89/2017

Motion made by Councilor Diamond seconded by Councilor Geraci to accept the resignation of Sandy Grants-Nieva as Part Time Court Clerk at 25 hours per week. Ms. Grants-Nieva will be available to work on an "as needed basis" to fill in for vacations, sick and other days for Judge Bryant's regular Court Clerk, with a rate of pay of \$16.02 per hour. Ms. Grants-Nieva's last day will be Friday, April 14, 2017.

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| Supervisor Saraceni | Aye | Councilor Ellis | Aye | Councilor Geraci | Aye |
| Councilor Moore | Aye | Councilor Diamond | Aye | | |

All Ayes, motion carried and adopted

MOTION TO APPOINT JILLIAN HERRERA AS PART-TIME COURT CLERK

RES#90/2017

Motion made by Councilor Geraci seconded by Councilor Diamond to approve the appointment of Jillian Herrera, as Part-Time Court Clerk (25 hours per week) for Judge Michael M. Bryant with a rate of pay of \$16.02 per hour. Ms. Herrera will begin on April 7, 2017.

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| Supervisor Saraceni | Aye | Councilor Ellis | Aye | Councilor Geraci | Aye |
| Councilor Moore | Aye | Councilor Diamond | Aye | | |

All Ayes, motion carried and adopted

MOTION TO APPROVE THE PURCHASE OF A NEW PASSPORT CAMERA AND PRINTER FOR THE TOWN CLERK'S OFFICE

RES#91/2017

Motion made by Councilor Geraci seconded by Councilor Diamond to approve the purchase of a new passport camera and printer in the amount no greater than \$1,695 for the Town Clerk's Office. The funds shall be used from the Contingency account, as this is an unexpected expense as the printer is broken and cannot be repaired. The passport camera and the picture printer work in conjunction with each other.

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| Supervisor Saraceni | Aye | Councilor Ellis | Aye | Councilor Geraci | Aye |
| Councilor Moore | Aye | Councilor Diamond | Aye | | |

All Ayes, motion carried and adopted

Discussion:

Councilor Geraci stated that the Town Clerk's Office processes a lot of passports (referring to the sheet attached in the agenda attachments). Ms. Falcone explained that more pictures are taken because people need pictures for renewals. \$10 is the average cost for a passport picture. The Town Clerk's Office charges \$10 per picture. Councilor Geraci asked if it is up to the Federal Government as to what to charge for passports. Ms. Falcone explained that the execution fee is \$25 across the board for any agency that is a passport acceptance agent.

**MOTION TO ADOPT LOCAL LAW NO. 5 TO AMEND ARTICLE III, SECTION 139-6,
THE ZONING MAP OF THE LYSANDER TOWN CODE**

RES#92/2017

Motion made by Councilor Geraci seconded by Councilor Diamond to adopt Local Law No. 5, to amend Article III, Section 139-6, the Zoning Map of the Lysander Town Code, (see attached map). The Town Clerk is hereby instructed to make the necessary changes in accordance with Section 139-6 of the Town Code. *A roll vote was made.*

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| Supervisor Saraceni | Nay | Councilor Ellis | Aye | Councilor Geraci | Aye |
| Councilor Moore | Aye | Councilor Diamond | Aye | | |

All Ayes, motion carried and adopted

Discussion:

Councilor Geraci stated that this is the incentive zoning overlay. It goes from Emerick Road over to Dunham Road; north of 370. The Board looked at it, as it is wild and undisturbed except for the fact that Whispering Oaks is in the middle of it, and a new smaller development that was just given approval about a year ago is there. He said that everyone on the Board has a different perspective and reason as to how they are going to vote on it, but his goal was to preserve as much green space and open space as we can in this town. The only reason the Board is even talking about this, is that there is an overlay there for more intense development than regular AR-40 development. The community septic system for Whispering Oaks that was built as part of the development by the developer failed, but the Town and the County were allowed to put a sewer system there, and there was never any intention to put a sewer pipe out west of 690 or west of the village. He said he hopes Lysander doesn't turn into Clay or Cicero, although he likes those places and does shop there, but in terms of edge to edge development, once you lose green space, you lose it forever. He also mentioned that 50% of Collington is not going to be disturbed as per the new proposal.

Councilor Diamond said that the beautiful thing about Lysander is that it has a rural feel and is still near shopping. He says the Board needs to be careful about development and the specific areas toward Cabbage Patch and Dunham Road is not in line with the CLUP.

Councilor Moore said with regard to CLUP, this is where the map is with the incentive zone overlay. He said he has been struggling with this decision. He thinks a lot of thought went into CLUP, so it was hard to make a decision for him as he has only been in his seat for a short time. He agrees that he would like to limit development in the Town of Lysander because "we have unique area here" and he would like to keep it here.

Councilor Ellis said that either way the Board votes, it is voting because the Board cares about the green space in the community, and some people feel that the tool to do it is Incentive Zoning, and others feel it is AR-40 or cluster development. He said he, more than anyone, is on the fence regarding this issue.

Councilor Ellis stated that he thinks the Board is utilizing the CLUP very wisely in this instance. He said there is Whispering Oaks, Cabbage Patch is coming, River Mist is across the road, and Irene Drive is there. Right around them is farmland and beautiful open greenspace, and yes there are sewers and water and easy access to 690, but to keep Lysander rural and allow some development, he thinks there is a great mix and feels good about which direction the Town is headed.

Supervisor Saraceni said one of the things that give a document strength is how it is followed over time. He said the Town Board and the Planning Board took the CLUP very seriously with regard to the direction that document was pointing them in. He said when it came down to this, he does like to see growth and development in this Town. He said in looking at the CLUP, it took many hours in the plan and it took a wide range of perspectives. Some were incentive zones, and he read the document over and over and he truly believes it is based on smart growth principals - infill; it doesn't make sense to put a development in the middle of nowhere and to run a water line two miles to get to it, and a sewer line two miles back. That is not smart growth. If you look at how this plan was put together, and where the incentive zones were located, it is based on smart growth. If you look at the map in CLUP, you look where all the color is, but most of the color identifies existing development or future development, and a lot of that has happened on the peninsula. He doesn't think future development should be exclusively borne by

the peninsula. He thinks there are locations that are west of 690 that are adequate for housing. The town is 85% agricultural. He doesn't think that is threatened at all. He agrees with the goals of the CLUP. This Board is in a unique position.

Supervisor Saraceni stated that this is a mix between a Zoning and Planning decision. This is why the Town Board reached out to those boards. ZBA accepted it, the Planning Board unanimously thought it was a bad idea, and he is taking that into consideration. The reason for his vote is going to be the area that is defined in incentive zone is based on smart growth. Putting higher density on infrastructure, the Town is not adding infrastructure that creates. He also took into account that he was open to reducing some of the area in this incentive zone because it doesn't make sense that it is there, it goes against the CLUP. If you build on the north area you have to add grinder pumps or a pump station and that is infrastructure the Town doesn't want to see. For him to vote yes on this zone change is taking his voice out of the development as far as future development in that parcel. The other option for higher density is cluster development. At this point the Supervisor's comments ended, and discussion between Councilor Geraci and Attorney Rivizzigno commenced regarding cluster development.

MOTION TO AUTHORIZE THE TOWN SUPERVISOR TO SIGN CONTRACTS FOR TOWN OFFICE BUILDING MODIFICATIONS PHASE I PROJECT

RES#93/2017

Motion made by Councilor Ellis seconded by Councilor Geraci to authorize the Supervisor to sign the contracts with Kevin Quinn, Caryl Electric, Syracuse Technologies and, CP Alarms for the Town Office Building Modifications Phase I project at an amount not to exceed \$18,875.

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| Supervisor Saraceni | Aye | Councilor Ellis | Aye | Councilor Geraci | Aye |
| Councilor Moore | Aye | Councilor Diamond | Aye | | |

All Ayes, motion carried and adopted

Discussion:

Councilor Geraci said the Supervisor and Mr. Yager did good work regarding layout and security needs. Supervisor Saraceni stated that as he looked into the layout of the building, he noted that he has a unique perspective on when people come into the building. He has a monitor in his office where he can see people (there is a camera in the hallway). He can see people wandering around the building as they look for offices. Eventually if people are not approached, he will come out and greet them, but he says it can be confusing for people coming into this building. He said one of the things he is suggesting is completing a series of modifications to the building to help the public. He recognized that the building is very unsecure.

Supervisor Saraceni mentioned that there was recently a gentlemen who came in who may have been under the influence of some kind of substance. He was confused, and had gone to all of the windows asking strange questions, and then he just disappeared. Supervisor Saraceni said that from the time it took him to go to clerk's office and back, the man was gone. He checked the bathrooms and everywhere in the building. He said that the fact that the public has access to every corner of this building is concerning to him from a public safety perspective, and he is concerned about employees in the building as well. With a minor investment in the building, some changes can be made in that regard.

Phase II would rely on a grant through the courts, because most of that modification would single out the Auditorium section of the building. It's a public safety matter and ease of use for the public.

**MOTION TO AUTHORIZE THE TOWN CLERK TO REQUEST A SPEED STUDY ON
PATCHETT ROAD FROM COLLINGTON POINTE WAY TO RIVER ROAD**

RES#94/2017

Motion made by Councilor Moore seconded by Councilor Diamond to authorize the Town Clerk to request that the NYSDOT perform a speed study on Patchett Road from Collington Point Way to River Road.

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| Supervisor Saraceni | Aye | Councilor Ellis | Aye | Councilor Geraci | Aye |
| Councilor Moore | Aye | Councilor Diamond | Aye | | |

All Ayes, motion carried and adopted

Discussion:

Councilor Geraci noted that municipalities don't have authority over its roads, but the state does.

**MOTION TO ACCEPT \$10,000 AWARD BY THE INSURANCE COMPANY FOR THE
TOWN HIGHWAY VEHICLE**

RES#95/2017

Motion made by Councilor Ellis seconded by Councilor Geraci to accept the \$10,000 award by the insurance company resulting from the accident with the Highway Superintendent's vehicle for its full cash value of \$10,702.50.

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| Supervisor Saraceni | Aye | Councilor Ellis | Aye | Councilor Geraci | Aye |
| Councilor Moore | Aye | Councilor Diamond | Aye | | |

All Ayes, motion carried and adopted

CITIZENS COMMENTS REGARDING TOWN RELATED BUSINESS:

Hugh Kimball of Dexter Parkway made comments regarding the Spray Park. The comments were provided to the Town Clerk and Board members via an email dated Monday, April 10, 2017.

"I now understand that recycled water will not be used. The following is much of what was said at the Board meeting and additional concerns. The cost to purchase the spray facility seems very large as does the cost of operation and maintenance especially when the Town should be trying to stay before the "2%" cap this year and in future years. While the liability exposure from illness is undoubtedly much less than what I feared, there is still some liability along with concerns about injury (kids running into parts of the apparatus and each other, and falls.) I think a chat with our insurance carrier and advisers would be worthwhile along with an indication of what might happen to premiums. I left a State Health Department document with Joe. There are clearly state rules to follow and requirements for County Health Department to bless the opening of the park each season. I think you need to have the Town attorney look at the history and wording that set up the "park fund" to insure that such funds can be used for this purpose as opposed to creating a new park.

Additional concerns: It sounds like water is going to be a significant cost (\$15,000? a year?). That also raises the question of where the water goes. Will it create muddy areas which would result in other problems for the park ground, buildings, and the park users? Another issue could be the attraction of additional geese to the park with the sanitary problem they cause. (Dog leavings might be an additional concern.) I would also be concerned about potential vandalism and wonder if the Town might have to consider lights with motion detectors and possible cameras. Please look at Camillus to see what additional staffing they now need with the addition of a spray park and what the scheduling problems are with weekends and what to do on days when due to cold and rain use would be either unlikely or perhaps the apparatus could be simply turned off. People may stay longer using more of the rest room facilities, leaving more water bottles, cups, and other trash to be handled which will require more work from Park staff and more expense. I am not necessarily opposed to this, but I do think these and other concerns need a great deal of thought and deliberation by the Town Board.”

Bill Herthum of Vermillion Circle stated that his is one of the 54 houses in the flood zone, and having bought the house a year and a half ago it was discouraging, but he said he appreciates what the Board is doing by decreasing the assessment until this issue is resolved. He wanted to thank Mr. Yager, as this is the first he heard of Radisson stepping up and having a meeting. He said he hopes Radisson pays for the entire amount or whatever portion it will cost to do this, especially when the majority of the land is in Radisson’s community land. Mr. Herthum thanked Mr. Yager for all he has done for the residents; he helped them, and they appreciate it.

Kevin Rode of Greymoor Way asked if the Board has discussed working with the YMCA or building something they can share regarding the Spray Park. **Supervisor Saraceni** said the Board is going to explore every option.

Mr. Rode asked about the \$95K in the Contingency fund, and if any of the funds are being used for improvements for Town Hall. **Supervisor Saraceni** said it is from Building and Grounds. He said the expenses that are going to be utilized will come out of the \$90K that was set aside for buildings. **Comptroller Rahrle** said it was used for security. **Comptroller Rahrle** said the Town always had \$50K in the Contingency fund, and that in the last couple of years it was increased to \$95K. Mr. Rode asked if it was the intention of the Board to increase for a Deputy HW Superintendent and **Mr. Rahrle** said that was the intention. **Councilor Geraci** said the goal of the Contingency fund is not to spend it. It is for when there is no other recourse which always happens in the course of a budget year. In an ideal situation you wouldn’t touch it.

Mr. Rode asked if people in Northwest Lysander can still get PAC-B (he referred to Time Warner now as Spectrum). **Supervisor Saraceni** said the Board just started to renegotiate the contracts. The Board is trying to decrease density number for lines and we are discussing services for those who have cable.

Jim Stirushnik of Dinglehole Road said the Board has a good desire for green space and desired land. He said they have a strong instinct for growth, and referred to Onondaga County’s increase in population numbers. He mentioned the assets of the Town relating to development and future use of assets regarding growth, which he thinks should be limited.

ANNOUNCEMENTS BY SUPERVISOR SARACENI

1. **Town Board Meeting:** Thursday, April 20, 2017, 7:00 pm, Work Session begins at 5:30 pm in the Auditorium.
 2. **Town Board Meeting:** Thursday, May 4, 2017, 7:00 pm, Work Session begins at 5:30 pm in the Auditorium.
 3. **Planning Board Meeting:** Thursday, April 13, 2017, 7:00 pm, in the Auditorium.
 4. **Planning Board Meeting:** Thursday, May 11, 2017, 7:00 pm, in the Auditorium.
 5. **Public Forum for Proposed Spray Park:** Saturday, April 8, 2017, 1:00 pm to 3:00 pm in the Auditorium.
 6. **Earth Day Project:** Saturday, April 22, 2017 10:00 am to 2:00 pm at Lysander Town Park (playground mulch).
 7. **Arbor Day Tree Planting:** Friday, April 28, 2017 (time t/b/a)
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ADJOURNMENT

RES#96/2017

A motion was made by Councilor Ellis and seconded by Councilor Geraci to adjourn the regular Town Board Meeting at 9:05 pm and enter into Executive Session to discuss personnel matters.

ADJOURNMENT OF EXECUTIVE SESSION

A motion was made by Councilor Moore and seconded by Councilor Diamond to adjourn the Executive Session to discuss at 10:00 pm.

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

Dina Falcone, Town Clerk