

**A Town Board meeting was held at Town Hall on May 20, 2021, in 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, and several residents and guests.

**Supervisor Wicks called the meeting to order at 7:00 PM with the Pledge to the Flag. Supervisor Wicks stated that an agenda item will be added.**

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**MOTION TO ADOPT MINUTES**

**RES#82/2021**

**Motion by Councilor Moore seconded by Councilor Diamond to adopt the May 6, 2021 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**

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**Citizens Comments**

**Kevin Rode** of Greymoor Way asked if the questions and answers regarding the proposed warehouse were going to be posted. **Mr. Yager** said that Jack Corey [Planning Board Chair] said the Planning Board will post all of the questions and answers and they will be posted on the website.

**Supervisor Wicks** answered a question Mr. Rode asked at the last meeting regarding the transfer of funds. The Supervisor said the money was moved from Clerk I to the Deputy Tax Receiver's position. He explained that in order for the person in that position who was a Clerk I to assist with the receiving of taxes, she had to be made a Deputy Tax Receiver, so they had to transfer the money over. All of this information is in accordance with the NYS Comptroller's Office.

**Nina Covaleski** of Radisson asked if there was any progress regarding Brundage Road. She said when she drove by last, the trucks were double parked. **Supervisor Wicks** said he has been out there every day this week with the State Police addressing the issue. The State Police Sargent from the Lysander barracks is going to get the schedule of the trucks and assured him that he is going to put as many people as he can assign to that area. **Supervisor Wicks** also talked with a representative from Anheuser-Busch, and they are still working through that process to assist the town with that. He also stated that there may be an opportunity to make that area a one-way street, or limited parking, to address the problem. He is waiting to see what Anheuser-Busch comes up with before he brings it to the Board to make any decisions.

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**Supervisor's Comments**

**Supervisor Wicks** stated that grievance day information for assessments is by the door. He asked the Assessor to list the days for people so they understand when grievance day is and what the process is. It is also on the website.

**Supervisor Wicks** stated that in conversations in work session, they discussed the marijuana legislation. The legislation is very comprehensive, as it is over 100 pages. It is difficult to understand even for attorneys. There are two opportunities for towns and villages. One is, do you want to allow retail consumption establishments in the town, and the second one is do you want to allow retail sales of marijuana in the town? If we don't do anything, then it automatically goes into effect. There will be a question and answer session on June 3<sup>rd</sup> at the Town Board meeting where more information will be available.

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**Town Board Comments**

**Councilor Diamond** stated that he wanted to introduce a resolution to rescind the Town Supervisor’s guidelines regarding town board meetings requiring people who have been vaccinated to have to show proof of being vaccinated or be forced to wear a mask during a town board meeting.

**Supervisor Wicks** said he doesn’t think that he can do that. He said that authority is given to him by statute that is part of the Supervisor’s responsibilities which he showed Councilor Diamond previously. Mr. Rivizzigno concurred and said he agrees he can’t take authority away from the Supervisor. Discussion ensued regarding Councilors proposing a resolution and Supervisor’s authority. The Town Supervisor has certain responsibilities under Town Law.

**Councilor Diamond** said he will do some research and look into it at the next Town Board meeting.

**Councilor Geraci** said he is concerned that the Town Board can’t decide to discuss and revamp a particular policy. The reason this is an issue, is that he understands the safety risks with COVID, but this “show me your papers sir” before you go any further, and he doesn’t like what is happening in the country. He said we are segregating ourselves to those that are and those that aren’t and we need to be careful about that. He said to let people decide what they want to do regarding wearing masks.

**Councilor Moore** stated that he likes hearing the conversation about protecting people’s personal rights, but as far as who has the right to make one policy over another, he says the attorney should decide. He asks that we get clarification on that aspect of it. He encouraged everyone to attend the marijuana discussion and asked for a timeline of the spray park opening.

**Supervisor Wicks** said he is not disagreeing with some of the things the Councilors said about individual rights, but when it comes to public safety, he has been doing it most of his life. So sometimes you have to make decisions. He knows that if people come to these meetings, there are a number of older individual that attend, and he said that a lot of them are uncomfortable when they see people without masks. He is trying to at least let those people know that if they do see somebody without a mask, that somehow it is verified that they were vaccinated because although he would like to think that everyone is honorable and honest, we all know that that isn’t the case. So some people could walk in and they could even have COVID when they come in. Certainly he thinks that the inconvenience of showing a proof of vaccination, which everyone has to have that if they are going to a ball game, if they go to certain stores in the county, if they go to a concert, they are going to have to show that anyway. If he’s responsible he has to make a decision whether people like it or not.

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**Department Head Reports**

**Kevin Merrill, Director of Parks and Recreation** stated that he is making plans to open the spray park. According to Mr. Merrill and Mr. Yager, they are awaiting an inspection on the plumbing. There will be two tennis courts marked for Pickleball as well.

**Councilor Geraci** stated that he was not happy with Mr. Merrill’s plan, and asked why the spray park couldn’t be open sooner rather than later, and open on the weekends. After some discussion, Mr. Merrill said he would do what he can to have the spray park open on Memorial Day weekend.

**Ms. Falcone** thanked Mr. Hotaling for his work with PAC-B, and congratulated him on his retirement.

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**Regular Agenda Items**

**MOTION TO ADOPT THE ORGANIZATIONAL CHART FOR THE TOWN OF LYSANDER**

**RES#83/2021**

**Motion made by Councilor Geraci seconded by Councilor Diamond** to adopt the Organizational Chart for the Town of Lysander.

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

**MOTION TO APPROVE SUMMER HOURS**

**RES#84/2021**

**Motion made by Councilor Moore seconded by Councilor Kudarauskas** to approve summer hours beginning Tuesday, June 1<sup>st</sup> and ending Tuesday, September 7<sup>th</sup>. (Memorial Day to Labor Day). The hours will be 8:30 AM to 4:00 PM, Monday through Friday.

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

**MOTION TO ACCEPT THE RESIGNATION OF DAVID RAHRLE**

**RES#85/2021**

**Motion made by Councilor Moore seconded by Councilor Geraci** to accept the resignation of David Rahrle from the position of Town Comptroller, effective May 27, 2021.

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

*Discussion:*

*The Councilors thanked Mr. Rahrle for all of this help throughout the years.*

**MOTION TO APPOINT THERESE PEARCE AS TOWN COMPTROLLER**

**RES#86/2021**

**Motion made by Councilor Geraci seconded by Councilor Kudarauskas** to appoint Therese Pearce as Town Comptroller effective May 28<sup>th</sup>, 2021 at her current rate of pay, part-time three days per week.

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

**MOTION TO APPOINT DAVID RAHRLE AS BOOKEPPER TO THE SUPERVISOR**

**RES#87/2021**

**Motion made by Councilor Diamond seconded by Councilor Kudarauskas** to appoint David J. Rahrle as Bookkeeper to the Supervisor part-time as needed effective May 28<sup>th</sup>, 2021 at a rate of pay of \$38.50 per hour.

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

*Discussion:*

*Mr. Rahrle has been training Ms. Pearce with some of the current workload which will be shared by the Supervisor and Ms. Mott. Mr. Rahrle will be helping Ms. Pearce with the budget process as well. He will act as a consultant for Ms. Pearce any time over the next year or so, and if anyone has any questions.*

**MOTION TO WAIVE PERMIT FEE FOR  
FIREWORKS DISPLAY FOR THE VILLAGE OF PHOENIX**

**RES#88/2021**

**Motion made by Councilor Diamond seconded by Councilor Geraci** to waive the permit fee of \$300 for a Fireworks Display (pyro permit fee) on behalf of the Village of Phoenix for their June 25, 2021 fireworks with an expected duration of ten (10) minutes (at dusk), for property located at 9354 River Road, Phoenix, New York. *(Same as last year)*

Supervisor Wicks      Aye      Councilor Kudarauskas      No      Councilor Geraci      Aye  
Councilor Moore      Aye      Councilor Diamond      Aye

**MOTION TO AUTHORIZE THE TOWN SUPERVISOR TO SIGN  
THE APPRAISAL QUOTE FROM CNY POMEROY IN THE AMOUNT OF \$3,600**

**RES#89/2021**

**Motion made by Councilor Moore seconded by Councilor Kudarauskas** to authorize the Town Supervisor to sign the appraisal quote from CNY Pomeroy Appraisers in the amount of \$3,600 for the parkland swap, and authorize the \$3,600 to be paid from the In Lieu of Parks fund.

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

*Discussion:*

*Mr. Yager said it is 9.1 acre swap with Mr. Whitney and squares up the back property line of the park. We get more road frontage out of it than Mr. Whitney gets on 48. It is usable for parkland purposes. One of the uses that was discussed is to extend the mile trail through the property and make it a mile and a half trail.*

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**ADJOURNMENT INTO EXECUTIVE SESSION**

**RES#90/2021**

**A motion was made by Councilor Diamond and seconded by Councilor Kudarauskas** to adjourn the Town Board Meeting and enter into Executive Session at 7:43 PM to bring the board members up to date on the current contract and issues that recently came up with negotiations between the TOL and administrative personnel.

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

**ADJOURNMENT OF EXECUTIVE SESSION**

**RES#91/2021**

**A motion was made by Councilor Diamond and seconded by Councilor Moore** to adjourn Executive Session at 8:05PM.

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

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

Dina Falcone, Town Clerk