

**A Regular Town Board meeting was held on July 18, 2019 at Lysander Town Hall, 8220 Loop Road, Baldwinsville, New York.**

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

**MEMBERS ABSENT:** Robert Geraci, Councilor

**OTHERS PRESENT:** Dina Falcone, Town Clerk; Tony Rivizzigno, Town Attorney; Al Yager, Town Engineer; David Rahrle, Comptroller; Tony Burkinshaw, Parks and Recreation Supervisor, and several residents.

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

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**Supervisor Saraceni** introduced Dan Murphy from Syracuse Onondaga County Planning Agency (SOCPA) regarding Local Waterfront Revitalization Program (LWRP) grants as follows:

New York State's Local Waterfront Revitalization Program is a locally prepared, land and water use plan and implementation strategy for a community's natural, public, working, or developed waterfront. In partnership with the Department of State, a municipality develops community consensus regarding the future of its waterfront and implements the plan to make the most of its waterfront.

**LWRPs MUST:**

- Create a Waterfront Advisory Committee for the plan
- Include Public Engagement
- ID LWRP Boundaries
- Inventory of natural / historic resources to be protection
- Establish Goals and Objectives of the LWRP
  - Refine 44 State Coastal Management Program policies
- ID Future Land and Water Uses
- Harbor Management Plan (in-water portion of the LWRP)
- ID local laws and regs necessary to implement the LWRP (including draft zoning amendments)
- ID state /fed actions that will be subject to consistency with the local program (provided by DOS)

**LWRPs MAY look at:**

- Economic Revitalization
- Community Resilience
- Watershed Management Plan

**Post-LWRP Communities MUST:**

- Adopt a Local Waterfront Consistency Review Law
  - Waterfront Assessment Form checklist
- Administer laws/regs etc. to ensure actions comply w/ LWRP
- Monitor state, fed actions for consistency
- Consider LWRP in SEQR review of projects

**Grant Details:**

- \$150,000 max award from NYS
- 25% Local Match = \$37,500
- Match to be met with In-Kind municipal and SOCPA staff participation; No Cost to Municipalities
- NYS and Consultant contracts to be administered through Town of Lysander
- Anticipate 18-months to complete draft LWRP, beginning in early 2020

**Supervisor Saraceni** noted that there will be a motion added to the agenda to apply for the LWRP grant for funding and removing item "H" as there is no paperwork yet to consider that motion. The item will be tabled. As for item "B" there will be a dollar amount association with it "not to exceed \$13,500"

## Baldwinsville Rotary Donation to Parks and Recreation

The Baldwinsville Rotary Club presented a check in the amount of \$1,150 to the Town of Lysander for a bench and an Adirondack style chair for the park. **Supervisor Saraceni** thanked the Rotary Club and Kiwanis and discussed membership with regard to volunteer activities to benefit the community.

## Eagle Scout Project by Kyle Rogers

Kyle Rogers, an Eagle Scout, was thanked and publicly acknowledged as he worked on an Eagle Scout Project in Lysander Park by creating a life-size checkboard and two benches.

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## CITIZENS COMMENTS:

**Michael Kempisty**, a non-resident, spoke regarding his mother's property on Chaucer Circle. He said he filed a grievance with the Board of Assessment Review (BAR) as "non-residents". He referenced what the grievance entailed, and quoted the NYS Department of Taxation website as relates to rights for a non-resident to grieve assessments and the hearing process. He said that he explained his request to the Assessor and the responsibilities of the BAR. He noted that the Assessor has no authority over the BAR members. He said he didn't understand where the Supervisor said it is "out of his hands" as the Board appoints the BAR members. Mr. Kempisty stated that he didn't get the hearing that he is entitled to. Diatribe ensued regarding the law, the BAR members, hearings, etc. He said that this matter has been an ongoing deal "on principal". He mentioned the Town Attorney billing over \$12K for fighting the assessment over [nine] years and stated that TOL collects at most \$80 a year on the parcel. While Mr. Kempisty continued, he questioned the Town Clerk as he asked why his concerns with wanting to review the Oath Book weren't addressed. He said she thought 'he had yelled at her' and said that he "*gets emotional because we are in America and we pledge allegiance to the flag.*" He asked why he can't tape record her. He also explained that the Sheriffs and Troopers were called to TOL as a result of his behavior. He said it was as waste of taxpayer money to have officials come to question the situation. He feels that he hasn't been treated as a guest in TOL.

**Gene Dinsmore** of Highland Drive asked what the acronym "SOCPA" and "LWRP" meant. It was explained that it is Syracuse Onondaga County Planning Agency, and the Director of Planning was explaining the LWRP grant, which means Local Waterfront Revitalization Plan. And SOCPA stands for Syracuse Onondaga County Planning Agency.

**Gail Tosh** of Emerick Road asked about the stone and oil work that was done on her road, and said many people in her neighborhood have asked when the job will be finished. They are questioning what the next step is in the paving process. **Supervisor Saraceni** said that would be a good question for the HW Superintendent who is not at the meeting. Ms. Tosh asked if the Supervisor knew the next steps. **Supervisor Saraceni** said he didn't know where they are in that process. He mentioned that Jerry Hole is the HW Superintendent. Ms. Tosh asked further questions about the decisions for treatment, the budget, and concerns by residents for safety on their road. Ms. Tosh said there was no signage or communication before the work was to be done. She said in the future they would appreciate being notified. **Supervisor Saraceni** said he would pass the information along to the independently elected HW Superintendent, Mr. Hole.

**High Kimball** of Dexter Parkway mentioned the redevelopment on the river plan that he read about, and he advised that everyone who might work on it to look on the *Land Use Plan* because there is a section in there on the river.

**Kevin Rode** of Greymoor Way asked about the tabled motion relating to Chillingham. He said he talked with the Town Engineer about the incentive zoning payment and that \$272K payment is yet to be received by the town. **Supervisor Saraceni** said TOL does not have all the paperwork which is one of the reasons it was tabled. Mr. Rode asked if houses are being built, and **Supervisor Saraceni** said houses have started to be built. He said TOL approved five homes but as they allowed five, they won't get occupancy permits until those fees are paid. He said there is a lot of incentive for that developer to get as for payments. Mr. Rode said the only thing he felt with incentive zoning is that the developer would make the payment when he started building houses. He said TOL surpassed that with a motion a month ago, now, a month later, he asked if there would information on July 18<sup>th</sup> and at the work session last month, and it's now July 18<sup>th</sup> has come and TOL has nothing. He asked if nothing does happen, what kind of recourse does TOL have against the developer?

**Supervisor Saraceni** said at some point the developer is going to want to close on those homes and make money, especially if cost is sunk into the homes, [the developer] is going to want to move on with the project, and that is an incentive. Mr. Rode asked if TOL has a timeline. **Supervisor Saraceni** said there is a timeline, but it is dependent on a number of things, including the weather. Mr. Rode asked about the roadwork on Patchett Road that is anticipated.

**Supervisor Saraceni** said TOL had hoped to do it this year. Discussion ensued regarding building of homes and work that is to be done on Patchett Road in the future.

**Fred Burtch** of Plainville Road followed up with the complainant from Chaucer Circle regarding feeling the need to have a recording device when around public officials in TOL. Mr. Burtch said that he used to bring a recording device when he talked to the previous clerk, and also had the police called and was asked to be removed. He said he finds the current clerk fantastic, and every time he has had an experience and asked her a question, or for her advice, she's has left no stone unturned. She would help anybody, and he thinks that if people use patience and be polite, that she's a fantastic person. He suggested that if the complainant reach out to her again he might find with patience and politeness that he can get somewhere and she will be willing to help.

Mr. Burtch said it is his opinion that the recent voting in TOL that was held was "*spray park referendum park vote number two*", but with over one hundred less people participating in the vote. He said he witnessed a lot of support online for the spray park, and the issue that he noticed with that seems like the majority of the support was coming from either the Town of Van Buren or people that are registered Democrats in TOL. He said unfortunately they can't help anybody in a Republican Primary. **Supervisor Saraceni** said Mr. Burtch is taking a park improvement project, relating it to politics in the town, and it is clearly a violation of the [meeting] rules. Mr. Burtch said he wished he would have had an opportunity to go knock on doors and get signatures and talk with people to help Mr. Dinsmore get on the ballot because he is pretty sure there are more changes coming this fall.

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**TOWN BOARD COMMENTS:**

**Councilor Diamond** thanked the Eagle Scouts and congratulated him on the project and thanked him for choosing Lysander to work on the project.

**Councilor Moore** thanked the community for its efforts with volunteering and noted what a great community we have.

**Supervisor Saraceni** received a request from PAC-B to announce that they are providing a viewer survey which can be found on [pacbtv.org](http://pacbtv.org).

**Supervisor Saraceni** announced that the spray park is near completion and there will be a grand opening August 16<sup>th</sup> that will run from noon until dark. He thanked John White for providing the fireworks display. Details to follow.

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**ADOPTION OF MINUTES**

**RES#130/2019**

**Motion by Councilor Diamond seconded by Councilor Moore** to adopt the June 20, 2019 Town Board Meeting minutes.

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

**All Ayes, motion carried and adopted**

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**DEPARTMENT HEAD REPORTS:**

**Tony Burkinshaw, Parks and Recreation Supervisor** mentioned the Car Crusin in the Village, and there are over 50 cars there (this evening). He has an opportunity to purchase a vending machine and wanted to bring it in front of the Board. It would be purchased by the Parks and Recreation Department. Discussion ensued regarding the potential of purchasing the vending machine. He requested that it be placed on the agenda.

**Mr. Burkinshaw** mentioned the BBQ to benefit the Seneca River Volunteer Fire Department which will be held this coming Saturday from noon until sold out. He also mentioned the community campout where people would be putting up tents beginning at 3:00 PM and the events related to it that day. Mr. Burkinshaw excused himself so that he could attend the car show.

**Comptroller David Rahrle** mentioned that TOL is looking into "cyber" insurance, as there have been several instances where municipalities and businesses are currently being targeted. PERMA also recommended the insurance. He will be getting quotes for the coverage.

**Town Clerk Dina Falcone** mentioned that she is holding a donation drive for the Backpack Program which benefits children in the Baldwinsville School District. Donations can be dropped off in the lobby of the Town Clerk’s Office during business hours in the month of August.

*The Backpack Program In the 2018-19 school year supplied food to the BEE Full pantries at Baker High School, Durgee Jr. High School and Ray Middle School. The Backpack program also supplied food to elementary students in the district at Elden, Reynolds, Mac Namara and Van Buren. The elementary students are given bags of food to take home in their backpacks on Friday nights so that they have food over the weekend and on school breaks.*

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**REGULAR AGENDA ITEMS**

**MOTION TO AUTHORIZE SIGN-A-RAMA TO CONSTRUCT  
SIGN FOR SPRAY PARK IN THE AMOUNT OF \$1,935**

**RES#131/2019**

**Motion made by Councilor Ellis seconded by Councilor Moore** to authorize Sign-A-Rama to construct the “Welcome/Rules” sign for the spray park in the amount of \$1,935. (*Sign-A-Rama won the bid as per the procurement policy procedure*).

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

**All Ayes, motion carried and adopted**

**MOTION TO AUTHORIZE D.E. TAROLLI TO SPEND  
THREE ADDITIONAL DAYS TO COMPLETE SPRAY PARK  
EARTH WORK IN AN AMOUNT NOT TO EXCEED \$13,500**

**RES#132/2019**

**Motion made by Councilor Moore seconded by Councilor Ellis** to authorize D.E. Tarolli to spend three additional days to complete the spray park earth work with an amount not to exceed \$13,500.

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

**All Ayes, motion carried and adopted**

*Discussion:*

*The splash park is still under budget. They need an extra three days because of the weather and one other pump installation.*

**MOTION TO WAIVE THE FIREWORKS PERMIT FEE FOR RADISSON’S  
FOUNDER’S DAY CELEBRATION**

**RES#133/2019**

**Motion made by Councilor Ellis seconded by Councilor Moore** to waive the permit fee of \$300 for a Fireworks Display (pyro permit fee) on behalf Radisson Community Association for their August 10, 2019 Founder’s Day Celebration. (Rain date is August 11). The fireworks display is to begin at dusk with an expected duration of 10 to 15 minutes, in the Kerri Hornaday Memorial Park.

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

**All Ayes, motion carried and adopted**

**MOTION TO AUTHORIZE THE SUPERVISOR TO SIGN THE LETTER OF INTENT FOR  
THE WATER QUALITY IMPROVEMENT PROJECT GRANT APPLICATION**

**RES#134/2019**

**Motion made by Councilor Moore seconded by Councilor Diamond** to authorize the Supervisor to sign the Letter of Intent for the Water Quality Improvement Project Grant Application (Final Urbanized Area MS4 Mapping Project). *Final application to be completed by Town Engineer.*

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

**All Ayes, motion carried and adopted**

*Discussion:*

*Part of the mandated MS4 permit is that we have to be able to take our stormwater mapping and place it in GIS formatting online. This grant will fund that mandate. It is an Intermunicipal agreement and there is no cost.*

**MOTION THAT PUNCH LIST, SECURITY, SANITARY SEWERS AND DRAINAGE  
UTILITIES INCLUDED IN HIGHLAND MEADOWS PHASES 3 AND 4 SUBDIVISION  
BE SET AT \$112,250 FOR GIDDINGS TRAIL**

**RES#135/2019**

**Motion made by Councilor Ellis seconded by Councilor Diamond** that the punch list security for the roadway, sanitary sewers and drainage utilities included in Highland Meadows Phases 3 and 4 subdivision be set at \$112,250 for the following roadway:

<u>Street</u>	<u>Length</u>
Giddings Trail	0.473 miles

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

**All Ayes, motion carried and adopted**

**MOTION FOR MAINTENANCE GUARANTEE SECURITY ROADWAY,  
SANITARY SEWERS AND DRAINAGE - HIGHLAND MEADOWS  
PHASES 3 AND 4 BE SET AT \$197,694 FOR THREE YEARS**

**RES#136/2019**

**Motion made by Councilor Moore seconded by Councilor Diamond** that the maintenance guarantee security for the roadway, sanitary sewers and drainage utilities within the Highland Meadows Phases 3 and 4 subdivision be set at \$197,694 for a period of three (3) years.

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

**All Ayes, motion carried and adopted**

**MOTION TO ADOPT GIDDINGS TRAIL (0.473 Miles) AS AN OFFICIAL TOWN ROAD**

**RES#137/2019**

**Motion made by Councilor Ellis seconded by Councilor Moore** that the following street, sanitary sewers and associated drainage utilities included in the Highland Meadows Phases 3 and 4 subdivision be accepted as an official town road:

<u>Street</u>	<u>Length</u>
Giddings Trail	0.473 miles

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

**All Ayes, motion carried and adopted**

**TABLED**

**Motion made by \_\_\_\_\_ seconded by \_\_\_\_\_** that the following street, sanitary sewers and associated drainage utilities included in the Collington Pointe East, AKA Copper River, Phase I Subdivision be accepted as official town roads.

<u>Street</u>	<u>Length</u>
Chillingham Way	0.269 miles

**MOTION TO DESIGNATE SOLVAY BANK  
AS THE OFFICIAL BANK FOR DEPARTMENT HEADS**

**RES#138/2019**

**Motion made by Councilor Diamond seconded by Councilor Moore** to designate Solvay Bank, Baldwinsville branch, as the OFFICIAL BANK for said department heads: Dina Falcone, Town Clerk, and Anthony Burkinshaw, Recreation Supervisor

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

**All Ayes, motion carried and adopted**

*Discussion:*

*Solvay Bank is able to provide the town with competitive rates, better service and they do many things to serve the community. Mr. Rahrle said he will eventually move all accounts to Solvay Bank.*

**MOTION TO DECLARE ITEMS  
SURPLUS IN THE PARKS AND RECREATION DEPARTMENT**

**RES#139/2019**

**Motion made by Councilor Ellis seconded by Councilor Diamond** to declare the following item as surplus from the Parks and Recreation Department: *(The soccer goals to be scrapped for metal value, the monitor and computer to be disposed of thru electronic recycling).*

- Soccer Goals (12) 8’x12’ galvanized pipe *(no asset tag assigned)*
- One Dell monitor, tag #811 and Nexlink desktop computer tag #1213 *(obsolete)*

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

**All Ayes, motion carried and adopted**

**RES#140/2019**

A RESOLUTION OF THE TOWN BOARD OF THE TOWN OF LYSANDER

AUTHORIZING APPLICATION TO THE NEW YORK STATE DEPARTMENT OF STATE  
FOR GRANT FUNDING TO SUPPORT DEVELOPMENT OF A  
GREATER BALDWINSVILLE LOCAL WATERFRONT REVITALIZATION PLAN (LWRP)

WHEREAS, the Town of Lysander supports the grant application made to the New York State Department of State for the development of a *Greater Baldwinsville Local Waterfront Revitalization Plan* (LWRP); and

WHEREAS, New York State's Local Waterfront Revitalization Program facilitates the creation of locally prepared, land and water use plan and implementation strategy for a community's natural, public, working, or developed waterfront. In partnership with the Department of State, a municipality develops community consensus regarding the future of its waterfront and implements the plan to make the most of its waterfront; and

WHEREAS, the Town of Lysander includes approximately 30 miles of waterfront along the Seneca River and Cross Lake, part of the eligible New York State Barge Canal System, and desires to foster increased public access and recreation opportunities, natural and scenic resource protection, and revitalization of communities along its waterways; and

WHEREAS, a joint funding application has been prepared for submission from the Town of Lysander on behalf of the Town of Van Buren, Town of Lysander and Village of Baldwinsville, to encompass a coordinated plan for the land and water area of the three jurisdictions; and

WHEREAS, the required local match will be met by a commitment of staff time between the municipalities and Onondaga County to equal 25% of the total cost of the project; no direct cash match is required for the project; and

NOW, THEREFORE, BE IT RESOLVED, if New York State Department of State awards the above mentioned grant, the Town of Lysander agrees to participate and support and the preparation of a Greater Baldwinsville Local Waterfront Revitalization Plan project in partnership with the Village of Baldwinsville and Town of Van Buren, Onondaga County and the New York State Department of State.

BE IT FURTHER RESOLVED, the Town of Lysander agrees to be named the grant application and award designee and is authorized to enter into related contracts on behalf of the project and its participating municipal partners.

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

**All Ayes, motion carried and adopted**

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**NEW BUSINESS (TOWN BOARD):**

Vending machine will be discussed at next meeting.

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**ADJOURNMENT**

**A motion was made by Councilor Moore and seconded by Councilor Diamond to adjourn the regular Town Board Meeting at 8:01 PM.**

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

Dina Falcone, Town Clerk