

A regular Town Board Meeting was held on September 5, 2024, at Lysander Town Hall, 8220 Loop Road, Baldwinsville, New York.

MEMBERS PRESENT:

Kevin Rode, Supervisor
Peter Moore, Councilor
Robert Geraci, Councilor
Jeffrey Kudarauskas, Councilor

MEMBERS ABSENT: None

OTHERS PRESENT: Town Clerk, Dina Falcone, David Herkola, Town Attorney, Al Yager, Town Engineer, Kevin Merrill, Parks and Recreation Supervisor, and several guests and residents.

Supervisor Rode called the meeting to order at 6:30 PM with a pledge to the Flag.

ADOPTION OF AUGUST 15 MINUTES

RES#136/2024

Motion made by Councilor Kudarauskas seconded by Councilor Moore to adopt the August 15, 2024, Town Board Meeting minutes.

Supervisor Rode	Aye	Councilor Kudarauskas	Aye	Councilor Geraci	Abstain
Councilor Moore	Aye				

Citizens Comments

Fred Burtch of Plainville Road thanked the Town Clerk for handling his FOIL request. He read aloud the FOIL information that was requested. He spoke of the results of the information that was provided to him and asked for clarification.

Supervisor Rode explained that TOL had more people working at that time because of the day camps that were held in the past. He mentioned that hirings and firings would be covered under a personnel issue.

Town Board Comments

The Board thanked those for attending and chose to move on to the agenda.

Supervisor's Comments

Supervisor Rode mentioned Harvest Festival that is scheduled this upcoming weekend and the Parade of Homes at the end of the month.

Supervisor Rode stated that tax receiving hours are 9:00 AM to 4:00 PM. He mentioned that he filled out the tax collection time incorrectly in July as the tax bills had to be completed, and at the time TOL did not have a tax receiver.

A moment of silence was held for the young woman who was hit by a car in August. **Supervisor Rode** said the Village has mentioned getting flashing lights in the four corners and at crosswalks. However, there must be a state approval process for that to happen.

There will be an executive session after the meeting regarding pending litigation and legal matters.

Department Head Reports

Theresa Golden, Assessor, reported on total assessed value which went up from 2023 to 2024 assessment roll. The taxable value went up from \$18M. The amount exempted from TOL was under \$19M. With the change to the income, TOL went to 776 exemptions, and the amount went up to \$31.7M. She stated that this is why the taxable value went up significantly, but in this case the total assessed value covered the increase, which is not always the case.

Total Assessed Value: 2023: \$2,436,199,308/2024: \$2,464,218,059 (+\$28,018,751)

Total Value: 2023: \$2,167,372,841/2024: \$2,185,443,705 (\$2,185,443,705)

Regular Agenda Items

**MOTION TO APPROVE THE SPECIAL EVENT LICENSE
FOR THE 2024 PARADE OF HOMES IN TIMBER BANKS**

RES#137/2024

Motion made by Councilor Kudarauskas seconded by Councilor Moore to approve the Special Event License for the 2024 Parade of Homes in Timber Banks.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

The Parade of Homes is scheduled for September 19th through September 29th.

**MOTION TO AUTHORIZE THE TOWN SUPERVISOR
TO SIGN THE CUSTOMER SERVICE AGREEMENT WITH UNIFIRST**

RES#138/2024

Motion made by Councilor Geraci seconded by Councilor Kudarauskas to authorize the Town Supervisor to sign the Customer Service Agreement with UniFirst.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

**MOTION TO HOLD AND ADVERTISE FOR A PUBLIC HEARING TO CONSIDER A LOCAL
LAW UNDER ARTICLE XXIX (29) TO EXTEND THE MORATORIUM ON “SOLAR FARMS”**

RES#139/2024

Motion made by Councilor Moore seconded by Councilor Kudarauskas to hold a public hearing on Thursday, September 19, 2024, at 6:30 PM in Lysander Town Hall to consider a local law under Article XXIX (29) to extend the moratorium on “solar farms” in the Town of Lysander. This moratorium will be extended to March 15, 2025, if approved. This motion shall authorize the Town Clerk to advertise for same.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

**MOTION TO HOLD AND ADVERTISE FOR A PUBLIC HEARING TO CONSIDER A
LOCAL LAW UNDER CHAPTER 102-7 TO EXTEND THE MORATORIUM ON TIER 2
BATTERY ENERGY STORAGE**

RES#140/2024

Motion made by Councilor Geraci seconded by Councilor Moore to hold a public hearing on Thursday September 19, 2024, at 6:30 PM in Lysander Town Hall to consider a local law under Chapter 102-7 to extend the moratorium on “Tier 2 Battery Energy Storage” in the Town of Lysander. This moratorium will be extended to March 15, 2025, if approved. This motion shall authorize the Town Clerk to advertise for same.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

MOTION TO HOLD AND ADVERTISE FOR A PUBLIC HEARING TO ADOPT A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GML 3-C

RES#141/2024

Motion made by Councilor Geraci seconded by Councilor Kudarauskas to hold a public hearing to adopt a local law to override the tax levy limit established in General Municipal Law 3-c, on Thursday, September 19, 2024, at 6:30 PM in Lysander Town Hall. This resolution shall authorize the Town Clerk to advertise for same.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

MOTION TO SET THE PUNCH LIST SECURITY FOR WHISPERING OAKS PHASE IV SECTION 3 AT \$51,500

RES#142/2024

Motion made by Councilor Moore seconded by Councilor Geraci to set the punch list security for Whispering Oaks Phase IV Section 3 at \$51,500 as recommended in the Town Engineer's letter dated 8/28/2024.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

MOTION TO SET THE MAINTENANCE SECURITY REQUIREMENTS FOR WHISPERING OAKS PHASE IV SECTION 3 AT \$93,178

RES#143/2024

Motion made by Councilor Kudarauskas seconded by Councilor Moore to set the maintenance security requirements for Whispering Oaks Phase IV Section 3 at \$93,178 as recommended in the Town Engineer's Letter dated 8/28/2024.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

Mr. Yager suggested adding these items to the agenda and discussed some issues before the board made its decision. Mr. Yager said he received the legal descriptions that are required for the easement agreements this date, and the town attorney is going to prepare those easements and get them filed. They will wait to sign the subdivision map until those easements are filed. Mr. Yager stated that the developer did do some punch list work: topsoil, hay and seed mulch, and disturbed areas including inlet protection. There was a sediment control around all the catch basins and catch basin inlets through there, which will help with that erosion problem. He said that it looks like the developer started to dig the swale behind the lots adjacent to the private drive. There is still some work to do there, but the machine is still there, and it looks like they are close to completing it. Mr. Yager stated that he is comfortable at this time that they have addressed the big concerns and would be comfortable with the board moving forward with dedication just contingent on the final easement agreements being filed with the County Clerk's office.

MOTION TO ACCEPT DEDICATION OF RUBICON ROAD, 0.175 MILE CUL-DE-SAC, AND ASSOCIATED SANITARY SEWER, PUBLIC WATER AND STORM SEWER UTILITIES IN THE WHISPERING OAKS PHASE IV SECTION 3 DEVELOPMENT

RES#144/2024

Motion made by Councilor Kudarauskas seconded by Councilor Moore to accept dedication of Rubicon Road, 0.175-mile cul-de-sac, and associated sanitary sewer, public water and storm sewer utilities included in the Whispering Oaks Phase IV Section 3 development.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

Subject to the receipt of the filing of easements.

MOTION TO APPOINT PAM CELESTIAN AS DEPUTY TAX RECEIVER

RES#145/2024

Motion made by Councilor Geraci seconded by Councilor Moore to appoint Pam Celestian as Deputy Tax Receiver at a rate of pay \$19 per hour, part-time as needed during tax collection periods effective September 3, 2024.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

Position not to exceed 20 hours per week.

**MOTION TO AUTHORIZE \$14,392.50 OF ARPA FUNDS
FOR ROOF REPAIRS AND REPLACEMENT AT CANTON WOODS SENIOR CENTER**

RES#146/2024

Motion made by Councilor Geraci seconded by Councilor Kudarauskas to approve payment to the Village of Baldwinsville for Canton Woods Senior Center roof repairs and replacement in the amount of \$14,392.50 from available ARPA funds.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

The total bill for the roof was \$164,392.50. The Village of Baldwinsville received a \$100,000 grant, and the Town of Van Buren received a CDBG grant for \$50,000.

**MOTION TO AUTHORIZE THE
TOWN SUPERVISOR TO SIGN 3 CONTRACTS WITH RICCELLI NORTHERN**

RES#147/2024

Motion made by Councilor Moore seconded by Councilor Kudarauskas to authorize the Town Supervisor to sign three (3) contracts totaling \$110,099.00 to Riccelli Northern for paving the following parking lots and driveways:

- Lysander Town Hall, 8220 Loop Road: \$65,956.00
- Lysander Trooper’s Barracks, 3071 Belgium Road: \$21,706.00
- Lysander Highway Garage, 2726 West Entry Road: \$22,437.00

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

Projects will be completed with ARPA funds.

**MOTION TO HOLD AND ADVERTISE FOR A PUBLIC HEARING TO AMEND
TOWN CODE 320-51.1 TO MAKE SPECIFIC PROVISIONS (FARM ANIMAL LOCAL LAW)**

RES#148/2024

Motion made by Councilor Kudarauskas seconded by Councilor Moore to hold a public hearing to consider the adoption of a local law amending Section 320-51.1 of Lysander Town Code making specific provisions for hatching and raising chickens (not to exceed 30 days) for educational purposes.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

ADJOURNMENT INTO EXECUTIVE SESSION

RES#149/2024

Motion made by Councilor Kudarauskas seconded by Councilor Moore to adjourn the Town Board meeting at 7:08 PM and enter Executive Session regarding pending litigation. No action will be taken.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

ADJOURNMENT OF EXECUTIVE SESSION

RES#150/2024

Motion made by Councilor Moore seconded by Councilor Kudarauskas to adjourn Executive Session at 7:53 PM.

Supervisor Rode Aye Councilor Kudarauskas Aye Councilor Geraci Aye
Councilor Moore Aye

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

Dina Falcone, Town Clerk