

A Regular Town Board meeting was held on June 2, 2022, at Lysander Town Hall, 8220 Loop Road, Baldwinsville, New York.

MEMBERS PRESENT:
Robert A. Wicks, Supervisor
Robert Geraci, Councilor
Peter Moore, Councilor
Jeffrey Kudarauskas, Councilor
Kevin Rode, Councilor

MEMBERS ABSENT: NONE

OTHERS PRESENT: Dina Falcone, Town Clerk; Anthony Rivizzigno, Town Attorney; Ken Svitak, Highway Superintendent, Kevin Merrill, Parks and Recreation Director, Al Yager, Engineer, and several guests and residents.

Supervisor Wicks called the meeting to order at 7:00 PM with the Pledge to the Flag.

Adoption of Minutes

RES#67/2022

Motion by Councilor Geraci seconded by Councilor Kudarauskas to adopt the May 19, 2022 Town Board Meeting minutes.

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

All ayes, motion carried and adopted

Citizens Comments

Town Board Comments

The Councilors thanked everyone for attending and watching on PAC-B, and chose to move on to the agenda.

Supervisor's Comments

Supervisor Wicks took a moment to recognize the victims of the tragedy in Uvalde, at the Robb Elementary School.

Department Head Reports

Kevin Merrill, Parks and Recreation Director mentioned that Pickleball for Beginners is underway and it offers basic instruction while allowing beginners to learn the game. The program is for adults and children over 10 years old. There is also 'Beginner Pickleball' games (for beginners only) on Tuesday evenings. Kickball registration has begun and all of the information is available on the website, including the forms for registration. The Spray Park is open as well.

Ken Svitak, HW Superintendent stated that the roads are being worked on, and asked those driving to please use caution when in construction zones.

Mr. Yager gave the MS4 report as follows:

[This is a synopsis of] the MS4 for the record that's mandated by the DEC, that report was submitted yesterday. Six minimum control measures, minimum control measure one is public education, which we partner with the Stormwater Coalition on. They've done a great job. There are [many] publications, papers and websites. They did 17 individual training sessions for contractors and professionals last year. Minimum control measure two is public outreach. We're trying to find more effective ways to reach the public and notify them about concerns with stormwater.

We did a survey in 2021 through the CNY stormwater coalition, and we're starting to implement some of those changes for 2022. Minimum control measure three is illicit discharge detection and elimination. We have one reported illicit discharge last year that really just ended up being iron sulfide in a spring with spring water coming out of the ground [and it looks] like rusty water coming out of the ground, so not an unlisted discharge. Minimum control measure four is stormwater maintenance - stormwater pond maintenance inspection for construction sites - we have 42 active species permits open for construction to the town. We had 17 sites that were active last year and five new permits that were filed. We issued two notices of violation last year that were corrected. Control measure five water [is] maintenance from the town side of our facilities. We did prepare for maintenance on one pond. In addition to that mode, all of our stormwater management areas last year are in good housekeeping - street sweeping, cleaning catch basins [and] the guys did complete a street sweeping log. We did not get any logs for catch basins so it did not log any catch basin cleanings for last year. With all this being said there is going to be a new MS4 permit that is adopted most likely in November of this year. That is going to significantly increase our burden from a record keeping standpoint and a maintenance standpoint. We're going to be mandated to sweep all of our streets twice a year, we're going to be mandated to at least for the first three years of being mandated, to clean every one of our catch basins and log them on a sediment [and] clean and inspect every one of our catch basins and log in the amount of sediment that we take out. So, we have a significant burden coming from record keeping with a maintenance standpoint that we're going to have to work with the Highway Department to overcome. These are EPA regulations. They are EPA mandates that go back to the DEC and the DEC pushes them down to us. Right now, public comment closes in - I think the first couple days of June, [when public comment for the draft permit closes]. They've said that they are going to have the new permit to be effective by November. So it's not it's a concern of a pollutant from a pollutant standpoint, but as long as there's not oils or chemicals in it, it's not hazardous waste. Just build a sediment pond dump your backdrop and let the water feature on the side of the pond leave the solids behind. Really most of what's left behind is pretty good topsoil, you can screen it and repurpose it as a beneficial use. So that backdrop out basically you send the three guys you're going to have one guy flag and do a traffic control of two guys running the machines.

Dina Falcone, Town Clerk explained the reasoning behind the proposed local law for NO PARKING signs to be located on Hayes Road. The Seneca River Fire Department held a special workshop meeting for concerns related to parking that is occurring on both sides of Hayes Road. Emergency vehicles will be unable to pass through parking on both sides of the road. It is a safety issue. Ms. Falcone noted that she will send notices to residents and businesses on Hayes Road regarding the public hearing on June 16th.

Regular Agenda Items

MOTION TO HOLD AND ADVERTISE FOR A PUBLIC HEARING FOR PROPOSED LOCAL LAW TO AMEND V&T SECTION 295 NO PARKING SIGNS ON HAYES ROAD

RES#68/2022

Motion made by Councilor Rode seconded by Councilor Kudarauskas to hold a public hearing on June 16, 2022 at 7:00 PM in Lysander Town Hall for a proposed Local Law to Amend Vehicle and Traffic Law Section 295, Article IV §295-28. This will authorize NO PARKING signs be placed 1/8 of a mile South of the Route 370 intersection North on Hayes Road. [This resolution authorizes the Town Clerk to advertise for same.]

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

All ayes, motion carried and adopted

TABLED

Motion made by _____ seconded by _____ to allow the Town Supervisor to sign the agreement between the Town of Lysander, the Town of Van Buren, the Village of Baldwinsville, and the Rotary Club of Baldwinsville for the promotion and production of the Baldwinsville Summer Concert Series.

**MOTION TO APPROVE BUDGET MODIFICATION FORM
REGARDING PARKS AND RECREATION**

RES/69/2022

Motion made by Councilor Moore seconded by Councilor Kudarauskas to approve the Budget Modification Form provided by the Town Comptroller to transfer \$8,188.96 from Parks and Recreation account #A0-07110-102, and \$2,142.64 from Parks and Recreation account # A0-07310-109 to Parks and Recreation account # A0-07110-103.

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

All ayes, motion carried and adopted

MOTION TO AUTHORIZE SUBMISSION OF RS 2417 FOR KEN SVITAK

RES#70/2022

Motion made by Councilor Rode seconded by Councilor Kudarauskas to authorize submission of form RS 2417-A (Standard Workday and Reporting Resolution for Elected and Appointed Officials) to the New York State and Local Retirement System for Highway Superintendent Kenneth Svitak.

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

All ayes, motion carried and adopted

**MOTION TO AUTHORIZE THE TOWN SUPERVISOR
TO SIGN THE LETTER OF INTENT FOR CNY STORMWATER COALITION/NYS
DEC WQI GRANT/MS4 MAPPING**

RES#71/2022

Motion made by Councilor Geraci seconded by Councilor Moore to authorize the Town Supervisor to sign the letter of intent authorizing the CNY Stormwater Coalition to apply for a NYSDEC Water Quality Improvement Grant Application for a MS4 Mapping Project that will be a requirement of the new NYSDEC MS4 storm sewer operations permit.

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

All ayes, motion carried and adopted

**MOTION TO AUTHORIZE THE TOWN SUPERVISOR TO SIGN THE
AGREEMENT WITH BARTON & LOGUIDICE FOR \$6,200 FOR NYDEC
LANDFILL BASE LINE MONITORING ASSISTANCE**

RES#72/2022

Motion made by Councilor Kudarauskas seconded by Councilor Geraci to authorize the Town Supervisor to sign the Barton & Loguidice proposal in the amount of \$6200 for the NYSDEC mandated 2022 Second Quarter Lysander Landfill Baseline monitoring assistance.

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

All ayes, motion carried and adopted

Discussion:

Per Mr. Yager, as lab costs keep rising, B&L was able to give TOL the best price.

TABLED

Motion made by _____ seconded by _____ to accept the Highway Department 2022 Equipment Replacement Plan as presented.

**MOTION TO APPROVE THE BUDGET MODIFICATION
FORM FOR HW DEPARTMENT TRANSFERS**

RES#73/2022

Motion made by Councilor Moore seconded by Councilor Kudarauskas to approve the Budget Modification Form provided by the Town Comptroller for Highway Department transfers for the Chips Program, Road Construction Improvements, and Road Maintenance.

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

All ayes, motion carried and adopted

**MOTION TO AUTHORIZE THE HW SUPERINTENDENT
TO SIGN THE PROPOSAL FOR THE PURCHASE
OF A WESTERN STAR TRUCK FOR \$252,945**

RES#74/2022

Motion made by Councilor Moore seconded by Councilor Kudarauskas to authorize the Highway Superintendent to sign the proposal to purchase one 2024 Western Star 47X single axle truck with the Henderson Plow package in the amount of \$252,945.00 subject to manufacturer midyear MSRP price increases.

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

All ayes, motion carried and adopted

**MOTION TO AMEND MS 584/PAVEMENT MANAGEMENT PLAN
TO INCLUDE ROADS IN 2022 PMP PART 2 WITH ALL WORK FUNDED
BY NYS TOURING ROUTE & PAVE**

RES#75/2022

Motion made by Councilor Rode seconded by Councilor Kudarauskas to amend the MS 584 Form, Pavement Management Plan, to include the roads in the Town of Lysander 2022 Pavement Management Plan Part 2, with all work funded by the State Touring Route & Pave NY programs.

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

All ayes, motion carried and adopted

Discussion:

Supervisor Wicks noted that additional funds were received which are allocated to the HW Department for additional projects.

**MOTION TO ACCEPT THE GRANT AWARD
FROM KIWANIS FOR GEMS+ CAMP**

RES#76/2022

Motion made by Councilor Moore seconded by Councilor Kudarauskas to accept the grant award in the amount of \$1,500 from the Baldwinsville Kiwanis Club for the benefit of the GEMS+ Camp.

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

All ayes, motion carried and adopted

Discussion:

Mr. Merrill advised that the Kiwanis Club gave the GEMS+ Camp a grant award based on previous years where a grant was applied for and awarded. He and the director of the GEMS camp submitted the application to Kiwanis and explained the whole program and the benefits of it; thus the award. Plus funds for scholarships for next year.

TABLED

Motion made by _____ seconded by _____ to authorize the Town Supervisor to sign the addendum to the Bonadio & Co., LLP engagement letter dated December 6, 2021 to allow for the change of fee estimate based upon the extent of additional services requested.

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

All ayes, motion carried and adopted

Discussion:

Lengthy discussion ensued regarding Councilor Kudarauskas' concern with the verbiage of the proposal letter by Bonadio. He didn't like the use of the sentence: "refusal of assistance by employees". He stated that if he was a business [writing a proposal] he would not have written something to that effect. He will not agree with the letter as written, as he said we have a Comptroller in place who already knows how to do this. Councilor Rode said it sounds like a checklist is being formed and where appropriating monies is to come from, even though the verbiage could be a barrier as to how it's written. Concerns stemmed from the fact that the checklist is seemingly fairly straight forward as to escrows, as these items can be done in house. Mr. Rode said the local laws lay out the timeline of developers checks. Mr. Yager noted that the confusion began when the previous comptroller was briefly employed at TOL. The motion is tabled. Supervisor Wicks stated that this is about best practices moving forward.

**MOTION TO APPOINT DAVID STUENZI TO THE SEASONAL/PART TIME TITLE
OF RECREATION LEADER AT AN HOURLY RATE OF \$16.51**

RES#77/2022

Motion made by Councilor Moore seconded by Councilor Geraci to appoint David Stuenzi to the seasonal/part-time title of Recreation Leader at an hourly rate of \$16.51 effective June 6, 2022 through October 31, 2022.

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

All ayes, motion carried and adopted

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

RES#78/2022

Motion made by Councilor Rode seconded by Councilor Geraci to declare the following Parks and Recreation Department items as surplus:

2011 ExMark Lazer LZX34KC726 Serial#948122

String Trimmers: Stihl FS90R s/n#292254571 and Stihl FS70R s/n#512848449

4 mounted tires: Toyo WLT Open Country LT245/75R17

Wheelbarrows: Quantity – 2

Miscellaneous Cordless Hand tools:

Ryobi P2603 Hedge Trimmer s/n# AX 102202093

Ryobi SA1802 Drill/Driver s/n# non-existent

Ryobi RJC181 Reciprocating Saw s/n# G045045649

Ryobi FL1800 Flashlight s/n# non-existent

Ryobi Circular Saw model# and s/n# non-existent

Ryobi Batter Charger s/n#1423701

Ryobi P100 18v battery; Qty: 2, s/n# EG13135D022662 and EG13135D022657

Scotts Accugreen walk-behind seed spreader s/n# 3224700730

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

All ayes, motion carried and adopted

ADJOURNMENT INTO EXECUTIVE SESSION

RES#79/2022

A motion was made by Councilor Kudarauskas and seconded by Councilor Moore to adjourn the regular Town Board Meeting and enter into Executive Session to discuss an employee’s history at 7:48 PM.

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

All ayes, motion carried and adopted

ADJOURNMENT OUT OF EXECUTIVE SESSION

RES#80/2022

A motion was made by Councilor Kudarauskas and seconded by Councilor Rode to adjourn Executive Session at 8:28 PM.

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

All ayes, motion carried and adopted

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

Dina Falcone, Town Clerk