

A Regular Town Board meeting was held on August 3, 2023, at Lysander Town Hall, 8220 Loop Road, Baldwinsville, New York.

MEMBERS PRESENT:

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

MEMBERS ABSENT: None

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

Supervisor Wicks called the meeting to order at 6:32 PM with the Pledge to the Flag.

Adoption of June 15, 2023 Minutes

RES#138/2023

Motion by Councilor Rode seconded by Councilor Moore to adopt the June 15, 2023 Town Board Meeting minutes.

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

All ayes, motion carried and adopted

Adoption of July 20, 2023 Minutes

RES#139/2023

Motion by Councilor Rode seconded by Councilor Moore to adopt the July 20, 2023 Town Board Meeting minutes.

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

Two abstentions, three ayes, motion carried and adopted

MOTION TO OPEN THE PUBLIC HEARING
AMENDING LL NO. 1 OF 2023 (SUBSECTION 4D/CONSTRUCTION CODE)

RES#140/2023

Motion made by Councilor Geraci seconded by Councilor Kudarauskas to open the public hearing at 6:32 PM.

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

All ayes, motion carried and adopted

Per General Code: L.L. No. 1-2023 (Ch. 122, Construction Codes, Uniform), Subsection 4D is missing a lead-in paragraph [the secondary subsections (1) through (5) are included]. As such, and to avoid making too substantive a change to the legislation, Subsection D has been designated “(Reserved)” in the Code. The language adopted by other municipalities for the lead-in paragraph of this section:

“D. Applications for building permits. Applications for a building permit shall be made, in writing, on a form provided by or otherwise acceptable to the Code Enforcement Officer. The application shall be signed by the owner of the property where the work is to be performed or an authorized agent of the owner. The application shall include such information as the Code Enforcement Officer deems sufficient to permit a determination by the Code Enforcement Officer that the intended work complies with all applicable requirements of the Uniform Code and the Energy Code. The application shall include or be accompanied by the following information and documentation:”

MOTION TO CLOSE THE PUBLIC HEARING
AMENDING LL NO. 1 OF 2023 (SUBSECTION 4D/CONSTRUCTION CODE)

RES#141/2023

Hearing all comments, motion made by Councilor Moore seconded by Councilor Kudarauskas to close public hearing at 6:32 PM.

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

All ayes, motion carried and adopted

Citizens Comments

Fred Burtch mentioned the Madison County solar fire and concern for its residents who were relocated due to toxins. He said he attended public hearings on solar and researched same. He said the companies who spoke said it wasn't brought up as a topic. **Supervisor Wicks** noted that there could be a statewide moratorium in the future. Mr. Burtch mentioned the current solar farms on Lamson and Dinglehole, and others in Van Buren. He said the town should make sure the firefighters are prepared in an event something happens. **Supervisor Wicks** said the firefighters are trained in those types of matters, and Mr. Burtch said the solar farm wasn't taking the water.

Town Board Comments

Councilor Kudarauskas said he and Councilor Rode met with Budweiser to talk about the trucks on Brundage Road, and they found out there was a lack of communication with drivers on where to park. Budweiser is working with Lynn Tanner of Radisson regarding signage and flyers for the truck drivers.

Councilor Rode noted that rifle hunting was approved in New York State.

Supervisor's Comments

Supervisor Wicks met with the Van Buren Supervisor and Rachel May regarding the 631 bypass. She understands the problem and the County's plan, as the village is a choke point. There's an artery design that is being discussed. The only way to relieve the pressure on the village is to have a bypass. She is in favor of sending a letter to NYSDOT. Discussion ensued regarding Assemblyman Magnarelli, DOT issues and Micron. The feedback has been positive.

Department Head Reports

Tony Rivizzigno mentioned that a public hearing should be held regarding the solar moratorium extension.

Kevin Merrill, Parks and Recreation Director stated that there are many programs available, and the information can be found on the website. The spray park is open 10:00 AM to 7:00 PM. More programs include fitness classes, arts and crafts club, and sports related camps/day programs.

Councilor Geraci asked Mr. Merrill where the park is regarding projects, including the restroom renovations. **Mr. Merrill** advised that they are reviewing a grant, but there is not enough funding for what needs to be done on that building. He said parks is not immediately doing anything, and he will look into reapplying for the grant, as more bathrooms are needed. **Councilor Geraci** asked if there is a plan he is putting together. **Mr. Merrill** said no, but he will work on that. He said the pickleball court is done. **Councilor Geraci** asked about the spray park and attendance. **Mr. Merrill** said he is waiting for a vendor to call back about a valve that needs to be replaced, and regarding attendance, said that it's based on a guess. Monday through Friday, there are 100 or more kids a day at the spray park.

On the weekends he guessed approximately 400 or 500 kids. **Mr. Merrill** mentioned the Pickleball Tournament to benefit the Baldwin foundation in September. Discussion ensued regarding the tournament.

Ken Svitak, HW Superintendent was asked by **Supervisor Wicks** if the deer in the road was taken care of, and how deer in the Town of Lysander are handled. **Mr. Svitak** advised that the county was going to take care of it, if it is on a county owned road, and on a town owned road the deer would be dragged to the curb.

Dina Falcone, Town Clerk mentioned that hunting licenses went on sale August 1st. Doe permits are available and there is a limited supply of duck stamps for waterfowl hunting.

Regular Agenda Items

**MOTION TO ADOPT LL NO. 6 AMENDING LL NO. 1 OF 2023
SUBSECTION 4D (CH. 122, CONSTRUCTION CODES, UNIFORM)**

RES#142/2023

Motion made by Councilor Kudarauskas seconded by Councilor Geraci to adopt Local Law No. 6 of 2023, amending Local Law No. 1 of 2023, Subsection 4D (Ch. 122, Construction Codes, Uniform).

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

All ayes, motion carried and adopted

**MOTION TO ACCEPT THE TOWN COMPTROLLER'S AND BONADIO'S AUDIT
REPORTS OF THE TOWN OF LYSANDER JUSTICE COURT**

RES#143/2023

Motion made by Councilor Kudarauskas seconded by Councilor Rode to accept the Town Comptroller's and Bonadio's Audit Reports of the Town of Lysander Justice Court for the fiscal years ending 2021 and 2022.

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 change the Highway Secretary's hours from the current schedule to Monday through Friday, Town Hall hours, effective Monday, August 7, 2023.

**MOTION TO HOLD AND ADVERTISE FOR
A PUBLIC HEARING FOR THE EXTENSION OF THE SOLAR MORATORIUM**

RES#144/2023

Motion made by Councilor Geraci seconded by Councilor Moore to hold a public hearing on Thursday, August 17, 2023, at 6:30 PM, to consider a Local Law to approve the extension of the solar moratorium from October 20, 2023 to April 20, 2024. This motion shall authorize 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

ADJOURNMENT INTO EXECUTIVE SESSION

RES#145/2023

Motion made by Councilor Moore and seconded by Councilor Geraci to adjourn the Town Board Meeting and enter into Executive Session to discuss a specific employee’s work history at 6:58 PM.

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

All ayes, motion carried and adopted

ADJOURNMENT OF EXECUTIVE SESSION

RES#146/2023

Motion made by Councilor Rode and seconded by Councilor Moore to adjourn Executive Session at 7:31PM.

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

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

Dina Falcone, Town Clerk