

REGULAR TOWN BOARD MEETING
November 15, 2017

A Regular Meeting of the Lansing Town Board was held at the Town Hall Board Room, 29 Auburn Road, Lansing, NY on the above date at 6:30 p.m. The meeting was called to order by the Supervisor, Edward LaVigne and opened with the Pledge of Allegiance to the flag. Roll call by Deborah K. Munson, Town Clerk, showed the following to be

PRESENT:

Andra Benson, Councilperson	Katrina Binkewicz, Councilperson
Robert Cree, Councilperson	Doug Dake, Councilperson
Edward LaVigne, Supervisor	

ABSENT: None

ALSO PRESENT: Guy Krogh, Town Counsel, Charlie “Cricket” Purcell, Highway Superintendent, Mike Sigler, Tompkins County Legislator, Dan Veaner, Lansing Star, Ted Laux, John O’Neill, Village of Lansing, Steve Colt, Director Parks and Recreation, Michael Long, Town Planning Consultant, Christine Montague, Melanie Malone, Benji Parkes, Brian Streb, Dave Schlesinger, Pete Walker, Cheerleaders (3 squads), and a few other attendees.

LANSING RECREATION CHEERLEADERS

Pete Walker reported the following and the cheerleaders presented Supervisor, Edward LaVigne, and Director of Parks and Recreation, Steve Colt, with three plaques.

Eight cheerleaders started the season and they were able to recruit more to have a total of twenty four. The girls on the three cheerleading squads range from second to sixth graders and the squads are: Junior, Senior, and Flag Football. The cheerleaders raised about \$4,000 and the Town of Lansing gave them \$2,000, so they were able to buy uniforms, etc. At the Youth Football Cheerleaders Competition the Junior Squad received first place, the Senior Squad third place, Jump-off first place, and the Stunt-Team first place.

PROCLAMATION HONORING 2017 LANSING HIGH SCHOOL BOYS NYS CHAMPION SOCCER TEAM

Supervisor Edward LaVigne, presented the following Proclamation to Benji Parkes, Head Coach, Brian Streb, Assistant Coach, and Dave Schlesinger, Assistant Coach, of the 2017 Lansing High School Varsity Boys Soccer Team.

A PROCLAMATION HONORING
Lansing High School
2017 NYS State Champion Class “C” Boys Soccer Team

WHEREAS, the 2017 Lansing High School Varsity Boys Soccer Team attends school in Lansing, New York; and

WHEREAS, the members of the 2017 Lansing Boys Varsity Soccer Team are Nick Parkes (captain), Josh Zajac (captain), Jack Yahn, Langston Hopkins, Lansing Miller, James Blair, Mason Edwards, Taylor Overton, Jason Littlefair, Nic Whittaker, Darius Desnoes, Erik Goehler, Jacob Williamson, Aidan Hulsebosch, Matt Weil, Joe Besemer, Ethan Burt, Trey McDonald, Ethan Zemanick, Quinn Page, Henry Myers, George Taylor, John Rogers, Matthew Kirkwood, Tyler Smith (manager), Kenton Edward (manager); and

WHEREAS, the 2017 Lansing Varsity Boys Soccer Team was coached by Benji Parkes (head coach), Brian Streb (assistant coach), Dave Schlesinger (assistant coach); and

WHEREAS, the 2017 Lansing Varsity Boys Soccer Team went on to win the IAC Championship, the Sectional Championship, the Regionals, the NYS Class "C" Championship in double overtime; and

NOW, THEREFORE, BE IT RESOLVED, that I Edward LaVigne, Supervisor of the Town of Lansing, along with my fellow Town Board members, do hereby honor the 2017 Lansing High School Boys Soccer Team on this day, November 15, 2017 for winning the New York State Class "C" Championship.

_____ Date: _____
Edward LaVigne, Town Supervisor

MOTION TO OPEN THE PUBLIC HEARING ON THE CAYUGA ORCHARD APARTMENTS CWD EXTENSION

Councilperson Robert Cree, moved to **OPEN THE PUBLIC HEARING ON THE CAYUGA ORCHARD APARTMENTS CWD EXTENSION** at 6:44 pm.

Councilperson Doug Dake seconded the motion.

All in Favor - 5 Opposed - 0

No one addressed the Town Board.

MOTION TO CLOSE THE PUBLIC HEARING

All persons desiring to be heard, having been heard, Councilperson Robert Cree, moved to **CLOSE THE PUBLIC HEARING ON THE CAYUGA ORCHARD APARTMENTS CWD EXTENSION** at 6:45 pm. Supervisor Edward LaVigne, seconded the motion.

All in Favor - 5 Opposed - 0

MOTION TO OPEN THE PUBLIC HEARING ON THE PROPOSED LOCAL LAW #9 OF 2017 EXTENDING COLD WAR VETERAN EXEMPTIONS

Councilperson Andra Benson, moved to **OPEN THE PUBLIC HEARING ON THE PROPOSED LOCAL LAW #9 OF 2017 EXTENDING COLD WAR VETERAN EXEMPTIONS** at 6:45 pm. Councilperson Robert Cree, seconded the motion.

All in Favor - 5 Opposed - 0

No one addressed the Town Board.

MOTION TO CLOSE THE PUBLIC HEARING

All persons desiring to be heard, having been heard, Councilperson Robert Cree, moved to **CLOSE THE PUBLIC HEARING ON THE PROPOSED LOCAL LAW #9 OF 2017 EXTENDING COLD WAR VETERAN EXEMPTIONS** at 6:46 pm.

Councilperson Andra Benson seconded the motion.

All in Favor - 5 Opposed - 0

LANSING COMMUNITY LIBRARY REPORT – AMI STALLONE

The following report was available as a handout.

**TOWN BOARD UPDATES
FROM THE LANSING COMMUNITY LIBRARY
November 15, 2017**

- 1. Friends of LCL Book Sale** – The Friends of the Lansing Community Library raised over a thousand dollars with their fall book sale. Thank you to all of the community members who came and purchased books.

2. **Science Saturday** – Science Saturday presented by Cornell Center for Materials Research Educational Outreach Program was held on November 4th from noon-2 PM.
3. **New T'ai Chi Class** – Instructor John Burger will be teaching an additional T'ai Chi class at the library on Thursdays from 2:30-3:30 PM starting November 2nd.
4. **Family Sensory Storytime** is being offered by Debbie Geise at the library on Saturday, Nov 11th at 11 AM. This program, designed especially for children ages 3-7 with sensory processing challenges, is growing in popularity! The library believes this program is tapping into an important need in the community and embracing families who might not have felt welcome at the library before. Email michellec@lansinglibrary.org to register for this event.
5. **Friends of LCL's Annual Meeting** – The Friends invite all community members to their Annual Meeting on Tuesday, November 14th at 6:30 PM at the library.
6. **Artwork** by Lansing MS and HS students will be on display Nov – Dec.
7. **Thanksgiving Hours** – The library will be closing at 5:00 on Wed., November 22nd. It will be closed Thursday, the 23rd and Friday, the 24th.
8. **A Look Forward:**
 - a. **Artisan Fair** – The Friends' annual Artisan Fair is scheduled for December 1st & 2nd @ 3:00 – 6:00 PM on Friday and 10:00 AM – 5:00 PM on Saturday.
 - b. **Photos of Cuba with Dan Segal** – Tuesday, December 5th at 7:00 PM.

TOMPKINS COUNTY REPRESENTATIVE – MIKE SIGLER

Reviewed the following with the Town Board and the report was available as a handout.

**Tompkins County Legislator
Michael Sigler
November 15, 2017**

Hello and thank you again for having me... and thanks to the voters of Lansing, you'll have me for four more years. I'm happy and humbled to again be headed to the County Legislature. Mike Koplinka-Loehr did a lot of voter outreach and in the end won more than 1000 votes. I thank Mike for a hard fought race where I think the issues and positions were clear; I worked hard supporting the mine, power plant, and ending the natural gas moratorium.

I'll continue the fight on those issues, but I'll also try and discover what the top issues were for the voters who cast their lot with my opponent. I'm counting on some of you to give me those insights and I hope folks will come to me with those issues that may not be on a burner and get them there.

County Administrator Joe Mareane has taken a medical leave from the County. He had planned to retire in February, but he needs to focus on his illness and on his recovery so his last day was the 13th and he'll officially be retired November 30th. My prayers are with Joe. We couldn't have asked for a better County Administrator. I learned a great deal about the budget and budgeting from him and about community involvement. I don't think the man slept as he was always out in the community even marching in our Bicentennial parade.

Deputy County Administrator Paula Younger will be serving as interim Administrator pending the selection of a replacement for Mareane—a process already well-underway.

We adopted the County's 2018 budget and the capital program for the next five years. The budget was approved by unanimous vote.

The \$180 million budget increases the County tax levy by 2.32% and represents an increase in local spending of 2.87%. The tax rate of \$6.58 per thousand is down by 4 cents (0.60%) from 2017. The levy increase falls below the County's tax cap of 3.53%, as calculated by New York State.

The Legislature welcomed its newest member, Legislator Shawna Black, representing District 11 (Town of Ithaca.) She was sworn in at ceremonies just before the Legislature meeting and fills the unexpired term of Peter Stein, who resigned in September. I was impressed with her campaign even though she did not have an opponent. She stuck to issues that are in the county's wheelhouse and I know she met with Peter Stein often about the job.

The Legislature, by a vote of 12-2 (Legislators Shawna Black and Dooley Kiefer voted no), authorized County Attorney Jonathan Wood to commence civil litigation against opioid manufacturers and others who have harmed the County by promoting the abuse of opioids, and to retain counsel to represent the County in such litigation. Tompkins County will join many other New York Counties in pursuing legal action against opioid manufacturers and others that have promoted the abuse of opioids.

By unanimous vote, Legislators approved a resolution expressing formal support of pending Senate and Assembly bills before the New York State Legislature known as the "Tax Returns Uniformly Made Public Act." The proposed legislation would require presidential candidates to disclose their personal finances before they could appear on the ballot. I proposed a substitute version, which the Legislature ultimately approved, that also urged that the measure go further and include candidates for statewide office, such as for Governor, Assembly, Senate, Comptroller and Attorney General, and New York candidates for the U.S. Congress.

We had a special recognition proclamation providing formal special recognition at this Veterans Day, "with respect for, and in recognition of, the contributions our service members have made to the cause of peace and freedom around the world." We thanked all veterans for their service to this nation.

Lastly, the Office of Human Rights has been in the news a bit lately with the leave of absence of Director Karen Baer. Dr. Kenneth I. Clarke, Sr. has been appointed to serve as Special Advisor to the office. He will provide executive leadership and oversight to the office in the absence of a full-time Director.

He holds a Doctorate of Ministry from United Theological Seminary, a Masters of Divinity from Colgate Rochester Crozer Divinity School, and a Bachelor of Arts from Morgan State University.

Thank you again for having me and thank you to Lansingite Marcia Lynch, the County Public Information Officer whose reports I draw extremely liberally from.

Dugouts: Supervisor Edward LaVigne, stated the dugouts are moving along and the first slab of concrete was poured today. He thanked Highway Superintendent Charlie "Cricket" Purcell for the highway crew working on this.

HIGHWAY SUPERINTENDENT REPORT – CHARLIE "CRICKET" PURCELL

Cricket reported the following:

Salmon Creek (Red Bridge) – There will be a ribbon cutting ceremony on Saturday November 18, 2017 at 10:00 am.

Winter – The Highway Department is all set.

Brush Pile – The grinder will come later this month to take care of it.

PARKS AND RECREATION REPORT – STEVE COLT

The following report was available as a handout. "Lansing is for the Birds" handout was also available.

Parks & Recreation Department
11/15/17
Town Board Meeting

RECREATION

- **Both of our Small Fry Football Cheerleading teams** did very well at the season ending competition, including several individual first place finishes.
- **Our Flag Cheer team** is hosting a competition this Saturday at the High School. This is the first year for this team and the first time to host a competition.
- **Our early winter programming** has all started and includes Gymnastics, Bowling, Jump Around, Basketball and Friday Night Soccer at The Field. Our participation numbers are very good. The gyms that we use are very close to being too full of players...
- **Our Ski Program bus** is sold out and we are taking names for a waiting list and hoping we get enough to contract a second bus. The issue then will be finding another driver.
- **The newly formed Chess Club** for 3rd and 4th graders has sold out with 22 players registered. We had hoped we would get 10 or 12.... Surprisingly, many of the kids have had some experience with playing chess.
- **Saturday Swimming Lessons** will be starting in early December. It is nice to have the HS Pool back up and open. These lessons are for students in grades K-4 and are designed to work on basic skills and build confidence.
- **Holiday Cookie Exchange** is a one-day baking camp for students in grades 3 – 8. The camp takes place in the Community Center and is always a popular program.
- **After the holidays**, we will be offering Travel Basketball for grades 4 -6 and also our Youth Wrestling Program. Information for these programs is TBA.

PARKS

- **The parks and ballfields** have had final clean up and water lines have been winterized. Our crew does an amazing job with maintenance and grounds. They deserve all of the credit for the many compliments that we hear from people that see our parks and ballfields.
- **Some additional signage** will be up soon with regards to hunting at Salt Point. The crew does this each year so that walkers are aware.
- **On Tuesday November 21st a PERMA representative** will be here to review our buildings, parks and playgrounds with regards to safety and the Town's exposure. Typically, we do very well with this walk-through.

Steve also reported the DEC, for their annual donation, will be giving the Town of Lansing 175 units (bushes, trees, etc.) in the spring. He noted the Boy Scouts and Cargill usually help with the planting.

Supervisor Edward LaVigne, thanked Steve and the Recreation Department for getting kids started in programs. He noted, as a result we have successful teams later on.

Steve stated the credit goes to the volunteers.

PLANNING CONSULTANT REPORT – MICHAEL LONG

Reviewed the following with the Town Board and the report was available as a handout.

- **Lake Forest Circle Drive – L1 Zone** - Major subdivision of 16 lots plus storm water.
 - Tompkins Co. 239 review (Letter 11/12/2014) has been completed.
 - Storm water plan revisions requested T.G. Miller. Letter dated 11/19/2014.
 - Revisions are being made to the SWPPP materials. Submitted 10/26 revised maps. Letter (Oct. 27, 2015) from Tim Buhl in response circulated. Comments on map sent on map 10/28/2015.

- “Public Hearing”- held December 14, 2015.
 - SEQRA, Preliminary Plat approval December 14, 2015 – included waiver of new town highway specs.
 - Discussion regarding existing easements and potential changes – propose meeting with owner and staff to resolve outstanding issues.
 - Revised SWPPP documents submitted for review T.G. Miller March 16, 2016. Additional changes required. – Second review letter sent 6/19/2017 with additional comments.
 - Final Plat approval – TBD.
- **Ag Plan** – Follow up meeting – finalize report meeting June 1, 2015
 - Joint Planning Board and Town Board meeting held– June 22, 2015
 - Town Board adopted Ag Plan on Sept. 16, 2015.
 - Farm Day – Held Oct. 15, 2016 at Town Hall
 - Farm Lecture Louise Bement - Oct. 7, 2017 – Community Celebrations \$1,200 Grant awarded – 3-4 Agriculture Poster Boards.
 - Louise Bement and Connie Wilcox assisting with poster boards via History Center.
- **Cell Tower – Crown Castle** (Verizon Wireless tenant) – applicant represented by Matthew Kerwin attorney of Barclay Damon (Syracuse, NY).
 - Preliminary application materials received 3/21/2016.
 - Copy application submitted to structural engineer for review and comments.
 - Sketch Plan review meeting – April 11, 2016
 - Planning Board mtg. discussion April 25, 2016 -Tower Height does not comply with the current height fall zone regulations.
 - Balloon site test / Visual Analysis TBD
 - Revised site plan – lowered tower to 95 height - submitted April 28, 2017 revisions.
 - Public Hearing / Visual Simulations presentation – May 22, 2017 mtg.
 - 239 Review Tompkins County Planning – submitted May 11, 2017- response TBD
 - NYSEG letter re: fall zone / Requested May 22, 2017.
 - Amended Site Plan application – 50 foot collapsible tower – Letter from NYSEG 61 foot away from the transmission line –
 - 239 Review – submitted revised plan and additional visual impact location – October 17, 2017.
 - SEQRA / Neg. Dec. – Planning Board approved 11/13/2017.
 - ZBA – Area Variance Request 11/21/2017 meeting.
 - Site Plan approval – possible 11/27/2017.
- **Comprehensive Plan** – Town Board appointment of additional new members Jan 4, 2016
 - Committee Public Hearing – August 10, 2016----
 - Committee Final Document – approved Sept 14, 2016.
 - Town Board Resolution Sept 14, 2016 Thanking members for their service and requested Planning Board to review and give input on this document.
 - Planning Board work sessions – Sept, 12, Sept. 26, Oct 24, Nov 14, Dec 12, Jan 23, Feb 13, Feb 27, March 13, April 24, May 8, 2017, May 15, 2017 , and June 12, 2017.
 - Finalize Comprehensive Plan version to Town Board July 18, 2017. (Posted to web)

- Planning Board Blackline version of changes to the 2016 Comp Plan available 8/14/2017.
 - Informational session planned – (8/30 at 6:30pm Community Center)
 - Planning Board Public Hearing – Oct 30th
 - **Planning Board Revisions and Recommendation to Town Board 11/13/2017**
 - Town Board Public Hearing -TBD.
 - 239 Review from Tompkins County Planning - Received initial comments – formal with SEQRA Review Process - TBD
 - Town Board Adoption of SEQRA findings and Comprehensive Plan – TBD.
- **NYSEG – Cell Tower** (100 foot height) intersection of Peruville Rd at NYS Rt. 34
 - Transfer Substation, electrical relays. Site improvements
 - Preliminary sketch plan review – April 24, 2017 meeting
 - Recommended investigation of alternate sites – Town Highway Site?
 - Fall Zone issues (140 foot height required)
 - 239 Review – sent 3/23/2017
 - **Investigation of Town Highway site – alternate location lease agreement in discussion**
 - **Recommendation from Planning Board to locate at the Town Barn Site**
 - Public Hearing / SEQRA / TBD.
- **Rochester Cornerstone Group** – RFP Town Land – Town Board Purchase agreement.
 - **Phase 1** – 13.5 acres with 72 dwelling units with package plant.
 - August & October deadline for grant applications.
 - Wetland delineation, survey and Storm water plan underway.
 - 239 Review submitted request 8/2/2017. – recommendations letter received 8/25/2017
 - Sketch Plan Review – 8/14/2017 meeting
 - NYS DEC meeting re: Package Plant – 8/23/2017.
 - Public Hearing – 8/28/2017 meeting.
 - Additional Package of Planning Board Materials – 9/7/2017 & 9/18/2017. Electronic.
 - Revised site Plan with Elgin Septic System – only Phase 1 Sept 11, 2017
 - NYS DOT meeting re: Highway Work Permit – 9/21/2017 -
 - NYS DOT review letter Oct 16, 2017 of changes needed.
 - **Site Plan Discussion – November 13, 2017 meeting.**
 - **SEQRA / Site Plan Approval – proposed 11/27/2017**
 - **Grant submission – 12/4/2017**
- **Cayuga Farms / Cayuga Orchard** – Site Plan modification
 - Town Road ownership interior roadway – built to town road specifications.
 - Package Plant System – NYS DEC - Meeting 8/23/2017
 - Water System – Bolton Point – Meeting 8/23/ 2017 master meters?
 - Highway Comments – ok but need to comply with town highway specs.
 - 239 Request – revised site plan sent 9/7/2017.
 - **Amend site plan approval – October 16, 2017 meeting.**
 - **Extend Consolidated Water District – 11/15/2017**
- **Cargill – Shaft #4 Surface Site Plan Improvements.**

- SEQRA Neg. Dec issued by NYS DEC August 2017.
- Sketch Plan Review Meeting – Planning Board 9/11/2017.
- Requested 239 Review – 9/6/2017.
- Cargill Mine tour – 9/15/2017.
- Public Hearing – 10/16/2017.
- Site Plan approval w/ condition of SWPPP – 11/13/2017

- **Verizon 235 Conlon Road - Cell Tower antenna replacement site plan.**

- Application submitted – needs \$1000 check.
- Submit to 239 Review
- SEQRA / Site Plan Approval - TBD

Future Projects:

- **Cayuga Operating Plant** – Proposed 18 Megawatt Solar Farm – \$25 million dollar investment
 - Press Conference Announcement – June 7, 2017
 - NYSERDA Grant applications - TBD
 - SWPPP / SEQRA Review - TBD
 - Site Plan Approval – TBD

Mike also reported the following:

Comprehensive Plan - The Planning Board recently made a few minor changes, but it is very similar to the proposed plan from July 2017. The revised plan and the changes have been given to the Town Board.

Myers Park Project – The grant for capital improvements was submitted and typically announcements, for awarding the grants, are made in December.

AGRICULTURE COMMITTEE REPORT – CONNIE WILCOX

In Connie's absence, Mike Long reported the following:

Town Historian, Louise Bement, made a nice display of several agriculture panels; showing 200 years of history.

The next Agriculture Committee Meeting will be on December 4, 2017 at Linda's Diner.

Scott Doyle was at the last meeting and spoke about grants.

COMPREHENSIVE PLAN UPDATE – CONNIE WILCOX

In Connie's absence, see Mike Long's report on this within his Planning Consultant Report.

ENGINEER'S REPORT – DAVE HERRICK

No report.

PRIVILEGE OF THE FLOOR

A resident reported the Halloween Trunk or Treat event was very nice. They thanked the organizers and hopes it will continue.

A resident stated that it is hard to know which property the Town Board is talking about with only the name of the property mentioned. They asked the Town Board to give the address of the property for further clarification.

A resident asked for an update on the CWDX3 (Buck Rd, etc.) water extension.

RESOLUTION ISSUING PUBLIC INTEREST ORDER AND APPROVING THE ESTABLISHMENT OF CAYUGA ORCHARD CWD EXTENSION FOR BALANCE OF CAYUGA ORCHARD LANDS

Supervisor Edward LaVigne, stated this is located on Triphammer Road, near Michaleen's Florist and Garden Center. He noted it is still 102 units.

RESOLUTION 17-146

RESOLUTION ISSUING PUBLIC INTEREST ORDER AND APPROVING THE ESTABLISHMENT OF CAYUGA ORCHARD CONSOLIDATED WATER DISTRICT EXTENSION FOR BALANCE OF CAYUGA ORCHARD LANDS

The following Resolution was duly presented for consideration by the Town Board:

WHEREAS, a petition and proposed Map, Plan, and Report duly sealed by a NYS licensed engineer ("MPR"), has been submitted by the Town Engineer to extend the Consolidated Water District ("CWD") to all of the lands of the proposed Cayuga Orchard Apartments Project (formerly known as Cayuga Farms) (hereafter, "Cayuga Orchard"), along Triphammer Road upon the balance of TPN 37.1-6-3.362 (the "Project"); and

WHEREAS, a portion of the land in Cayuga Orchard is already in the CWD and some lands are not within the bounds of the CWD, and this process is simply to include the balance of the lands and to assure continuity and the ability to locate and service mains along the public streets of such project, and the Town has thus determined that extending the CWD is feasible and to the benefit of the CWD, and thus the MPR has been reviewed by the Town Board and is accepted and deemed final, complete, and in compliance with Town Law §§ 209-c and 209-d, and the Project is declared and deemed to be in the public interest, and the Town Board desires to now proceed towards completion of the Project pursuant to the authority of Article 12-A, and finds that all proceedings to date have been in compliance therewith; and

WHEREAS, this action was previously classified as a Type I Action under SEQRA and the lead agency, under a coordinated review that duly considered the extension of water and utilities to the project and site, previously issued a Negative Declaration, and an examination of such FEAF and prior SEQRA findings in relation to this project (PB R15-14, July 2015) and the extension of the CWD has been examined and the Town Board has found that no impacts arising from this extension are or are likely to cause any actual or potential impact to become a moderate or significant impact such that no supplemental review under SEQRA is determined to be necessary; and

WHEREAS, the Town Board duly issued an Order calling a Public Hearing upon the Project (the "Order"), such Order meeting the requirements of Town Law, and such public hearing having been duly held a 6:35 pm upon November 15, 2017 at Town Hall, 29 Auburn Road, Lansing, New York, upon the question of adoption of the Public Interest Order, and all persons interested in the subject thereof were duly heard and all evidence taken; and

WHEREAS, the owner of 100% of the land within this extension supports this extension, the same was and remains a requirement of site plan review for the Cayuga Orchard Apartments and water is a needed utility for site development, and such sole owner, as the only eligible voter, has submitted a written waiver of a right to referendum; and

WHEREAS, the Town desires to proceed towards establishment of the Project and finds that all proceedings to date have been in compliance with said Town Law Article 12-A and that this extension is in the public interest; and after conducting the aforesaid public hearing and in consideration of all evidence reviewed and considered thereat and otherwise, the Town Board of the Town of Lansing has hereby duly

RESOLVED AND DETERMINED, that: (i) the Notice of Public Hearing was published and posted as required by law and was otherwise sufficient; (ii) all property and property

owners within the proposed extension (Cayuga Orchard) are benefited thereby; (iii) all benefited properties and property owners are included within the said extension; and (iv) the establishment of said extension is in the public interest; and it is further

RESOLVED AND DETERMINED, that the boundaries of said CWD extension are wholly outside the boundaries of any incorporated city or village, and are defined as inclusive of all that land identified and described as p/o 37.1-6-3.362, being 20.8 acres, as shown and described in the MPR, all together with the land surveys, metes and bounds maps and descriptions, and such other descriptions and maps as are on file in the Tompkins County Clerk’s Office for the foregoing tax parcel numbers and as described in the MPR (including at Appendix A, therein), each of which is incorporated into this Resolution as if set forth here in full; and it is further

RESOLVED, that the maximum amount proposed to be expended by the Town or the District for the construction of the Cayuga Orchard CWD extension is \$0.00, as no current public improvements are expected for such district extension as: (i) this is infill upon a parcel where service is already available and a site plan approval already exists; but (ii) when and if any water service infrastructure is to be constructed or installed, the cost to the Town and District will be \$0.00 as all expenses and costs of improvement are the responsibility and expense of the Developer, subject to the continuing approvals and permits of the Town and Bolton Point; and it is further

RESOLVED AND DETERMINED, that the construction and improvements identified in the afore-described Order Calling a Public Hearing be and the same are hereby approved and authorized to be provided to such areas of the Cayuga Orchard Extension after issuance of the Final Order of formation of and for this district extension.

The question of the adoption of such proposed Resolution was duly motioned by Councilperson Doug Dake, duly seconded by Councilperson Robert Cree, and put to a roll call vote with the following results:

Councilperson Andra Benson – Aye	Councilperson Katrina Binkewicz – Aye
Councilperson Robert Cree – Aye	Councilperson Doug Dake – Aye
Supervisor Edward LaVigne – Aye	

Accordingly, the foregoing Resolution and Public Interest Order were approved, carried, and duly adopted on November 15, 2017.

RESOLUTION AND FINAL ORDER APPROVING CAYUGA ORCHARDS CWD EXTENSION

RESOLUTION 17-147

RESOLUTION AND FINAL ORDER APPROVING CAYUGA ORCHARDS CONSOLIDATED WATER DISTRICT EXTENSION

The following Resolution was duly presented for consideration by the Town Board:

WHEREAS, a petition and proposed Map, Plan, and Report duly sealed by a NYS licensed engineer (“MPR”), was submitted by the Town Engineer to extend the Consolidated Water District (“CWD”) to all of the lands of the proposed Cayuga Orchard Apartments Project (formerly known as Cayuga Farms) (hereafter, “Cayuga Orchard”), along Triphammer Road upon the balance of TPN 37.1-6-3.362 (the “Project”), and a portion of the land in Cayuga Orchard is already in the CWD and some lands are not within the bounds of the CWD, and this process will simply include the balance of the lands in a district to assure continuity and the ability to locate and service mains along the public streets of such project, and the Town has thus determined that extending the CWD is feasible and to the benefit of the CWD and the Project is declared and deemed to be in the public interest, and the Town Board desires to now proceed towards completion of the Project pursuant to the authority of Article 12-A, and finds that all proceedings to date have been in compliance therewith; and

WHEREAS, this action was previously classified as a Type I Action under SEQRA and the lead agency, under a coordinated review that duly considered the extension of water and utilities to the project and site, previously issued a Negative Declaration, and an examination of such FEAF and prior SEQRA findings in relation to this project (PB R15-14, July 2015) and the extension of the CWD has been examined and the Town Board has found that no impacts arising from this extension are or are likely to cause any actual or potential impact to become a moderate or significant impact such that no supplemental review under SEQRA is determined to be necessary; and

WHEREAS, the Town Board duly issued an Order calling a Public Hearing upon the Project and such public hearing was duly held and the Project approved and all findings as required to be made were duly made, and a permissive referendum was not required as the sole landowner is the site developer who petitioned for this extension, such extension is required as part of a site plan approval, and such sole owner has submitted a written waiver of the right of referendum; and

WHEREAS, upon due deliberation upon all the foregoing, and in compliance with Article 12-A of the Town Law, the Town Board of the Town of Lansing has hereby

RESOLVED AND DETERMINED, that no additional SEQRA review is necessary or required due to the passage of time, as (i) no significant changes in the property or project have occurred, and (ii) the Town finds that conducting SEQRA review as soon as is possible in relation to any project is consistent with the goals and requirements of SEQRA; and it is further

RESOLVED AND SO ORDERED, that the Cayuga Orchard Consolidated Water District be and hereby is approved, and the boundaries of the said District shall now and hereafter be inclusive of the Extension and each and all of any portion or all of such tax parcels as are within such Extension, all as more particularly mapped, shown, described in the MPR and the Public Interest Order as are on file Town Clerk's Office; and it is further

RESOLVED AND SO ORDERED, that the owner of the parcel of property now so incorporated in this extension is especially benefited thereby, and the Town shall assess, levy, and collect tax and special improvement and benefit assessments upon the several lots and parcels of land within the said extension which the Town Board has determined, and hereby again determines, are especially benefited thereby; so much and from each as shall be in just proportion to the benefit thereof, each and all to pay the operation and maintenance costs of such extension, together with any future indebtedness lawfully incurred for such district and extension; and it is further

RESOLVED AND ORDERED, that in accord with Town law § 209-g, and within 10 days of the adoption of this Final Order the Town Clerk shall:

1. File with the Tompkins County Clerk; (i) a certificate certifying that no referendum was requested or required in relation to the conditional order approving the Public Interest Order for this Project; together with (ii) a certified copy of this Resolution; and
2. File a certified copy of this Resolution with the NYS Department of Audit and Control, Albany, New York.

The question of the adoption of such proposed Resolution was duly motioned by Councilperson Katrina Binkewicz, duly seconded by Supervisor Edward LaVigne, and put to a roll call vote with the following results:

Councilperson Andra Benson – Aye	Councilperson Katrina Binkewicz – Aye
Councilperson Robert Cree – Aye	Councilperson Doug Dake – Aye
Supervisor Edward LaVigne – Aye	

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on November 15, 2017.

RESOLUTION ADOPTING LOCAL LAW #9 OF 2017, EXTENDING COLD WAR VETERANS EXEMPTIONS

RESOLUTION 17-148

**RESOLUTION ADOPTING LOCAL LAW #9 OF 2017,
EXTENDING THE COLD WAR VETERANS EXEMPTION**

The following Resolution was duly presented for consideration by the Town Board:

WHEREAS, the State of New York has re-authorized the extension of Cold War Veterans Exemptions beyond the original 10-year sunset period, and in order to continue such exemption the Town must re-authorize and approve the continuation of the exemption for such period by local law; and

WHEREAS, this Action has been classified as a Type II Action under SEQRA and a public hearing was duly called and conducted upon such local law at the Lansing Town Hall, 29 Auburn Road, Lansing, New York, upon the 15th day of November, 2017, at 6:37 pm, to consider the adoption of said proposed Local Law #9 of 2017, a local law to extend the Cold War Veterans Exemptions as authorized by NYS and required by law; and

WHEREAS, upon due deliberation upon the foregoing and said local law and the comments and input from the public hearing (if any), the Town Board of the Town of Lansing has hereby resolved, and determined and ordered, as follows:

RESOLVED, that Local Law Number 9 of 2017 be and hereby is approved and adopted in the form as presented to this meeting, and in such form “be it so enacted;” and it is further

RESOLVED and ORDERED that, in accord with the Municipal Home Rule Law, the final, adopted version of this local law shall be filed with the Town Clerk, and the said Town Clerk shall within 20 days hereof file the same with the NYS Department of State, Division of Corporations, State Records and Uniform Commercial Code, One Commerce Plaza, 99 Washington Avenue, Albany, New York 12231, as required by Municipal Home Rule Law.

The question of the adoption of such proposed Resolution was duly motioned by Councilperson Robert Cree, duly seconded by Councilperson Andra Benson, and put to a roll call vote with the following results:

Councilperson Andra Benson – Aye	Councilperson Katrina Binkewicz – Aye
Councilperson Robert Cree – Aye	Councilperson Doug Dake – Aye
Supervisor Edward LaVigne – Aye	

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on November 15, 2017.

**TOWN OF LANSING, TOMPKINS COUNTY, NEW YORK
LOCAL LAW NUMBER 9 OF 2017**

A LOCAL LAW TO EXTEND COLD WAR VETERANS EXEMPTIONS

Be it enacted by the Town of Lansing as follows:

SECTION 1: LEGISLATIVE INTENT AND EFFECT: This Local Law shall be known as “Local Law Number 9 of 2017.” It is the intent of this Local Law to extend Cold War Veterans real property tax exemptions, as authorized by New York State, for the full 10 years, or such other period as New York may continue to allow such exemptions, and to thus allow and continue such

exemptions as are reflected in and allowed by Town of Lansing Local Law #3 of 2017.

SECTION 2: EXTENSION OF COLD WAR VETERANS REAL PROPERTY TAX EXEMPTIONS: The real property tax exemption of Real Property Tax Law § 458-b, as recently extended by Act of the State Legislature (Bill Nos. S 5722-A and A 8135) and signed into law by the Governor (2017 N.Y. Laws 290, 2017 N.Y. Ch. 290, § 1, effective September 12, 2017), shall be approved in the Town of Lansing and the exemption shall be continued as to qualified applicants or beneficiaries without regard to the original 10-year limitations period, and for so long hereafter as such exemption is: (i) authorized and approved by New York State; and (ii) approved and granted by the Town of Lansing; but (iii) in all cases subject to the proper qualification of any applicant or beneficiary.

SECTION 3: SEVERABILITY: If any portion of this Local Law, or the application thereof to any person, entity, or circumstance, shall be determined by any court or tribunal of competent jurisdiction to be invalid or unenforceable, such determination shall be confined in its operation to the invalid part hereof, or in its application to such person, entity, or circumstance as is directly involved in the controversy in which such determination shall have been rendered, and the remainder of this Local Law shall not be impaired thereby and such determination shall not be deemed or construed to apply to other persons, entities, or circumstances.

SECTION 4: EFFECTIVE DATE: This Local Law shall take effect immediately.

RESOLUTION AND ORDER CALLING PUBLIC HEARING UPON PUBLIC INTEREST ORDER FOR FORMATION OF DRAINAGE DISTRICT #10 FOR NOVALANE SUBDIVISION

Supervisor Edward LaVigne, stated this connects East Lake and Lake Watch.

RESOLUTION 17-149

RESOLUTION AND ORDER CALLING PUBLIC HEARING UPON PUBLIC INTEREST ORDER FOR FORMATION OF DRAINAGE DISTRICT #10 FOR NOVALANE SUBDIVISION

The following Resolution was duly presented for consideration by the Town Board:

WHEREAS, John Young (the “Developer”) is proposing the dedication of stormwater lots and easements to and for stormwater facilities for the Novalane Subdivision, and the development plan, subdivision plat, and project SWPPP have always envisioned that the common facilities and stormwater operation, maintenance, reporting, and repair obligations would be managed by a drainage district operated by the Town as an Article 12-A improvement district, and the Final Plat Subdivision approval issued by the Planning Board therefore requires district formation as a condition thereof; and

WHEREAS, a Map, Plan and Report (“MPR”) that complies with Town Law §§ 209-c and 209-d was prepared by the Town’s Engineer and, it being in the public interest to form such district, the Town desires to proceed towards establishment of Drainage District #10 pursuant to the provisions of Town Law Article 12-A (the “Project”) and finds that all proceedings to date have been in compliance therewith and that the final Map, Plan and Report, dated November 13, 2017, complies with the requirements of Town Law §§ 209-c and 209-d, particularly as to the descriptions and expenses set forth therein for the boundaries and first year’s expenses for the proposed district; and as it is found to be in the public interest and to the benefit of all parcels in the proposed district to establish the

Town of Lansing Drainage District #10, and as all benefited parcels are included within such district and no benefited properties have been excluded from the district; and

WHEREAS, this action was previously classified as a Type I Action under SEQRA and the lead agency, under a coordinated review that duly considered drainage and stormwater facilities, and the creation of this drainage district and this Project, and previously issued a Negative Declaration, and an examination of such FEAF and prior SEQRA findings in relation to this Project has been undertaken and the Town Board has found that no impacts arising from this Project are or are likely to cause any actual or potential impact to become a moderate or significant impact such that no supplemental review under SEQRA is determined to be necessary; and

WHEREAS, upon due deliberation hereupon, the Town Board hereby adopts an Order pursuant to Town Law §209-d as follows:

1. The boundaries of the proposed district are inclusive of all that land now and formally part of the Novalane Subdivision Phase I, including approximately 14.80 acres, of which 12.88 acres are the benefitted lots proposed to be in the District, being comprised of six residential building parcels and one stormwater management parcel, all being more particularly known as TPNs 36.-2-1, 36.-2-2, 36.-2-3, 36.-2-4, 36.-2-5, 36.-2-6, each as owned by John Young, and each of said parcels and the district boundaries being thus further depicted in the Subdivision and Stormwater maps, incorporated herein, and the descriptions for land records thereof as are on file at the Tompkins County Clerk's Office.
2. The proposed improvements consist of stormwater retention ponds, vegetated swales and ditches to convey stormwater to pond forebays, rip rap, a culvert, and other related stormwater facilities and drains, all of which are set forth upon the Final Subdivision Plat and in the SWPPP (which are incorporated herein). All costs of installation will be paid for by the Developer. The future maintenance responsibilities of the Drainage District #10 include inspections, sediment and debris removal, vegetation management, animal and nuisance management, erosion control, and structural repairs. The Developer will provide easements and rights-of-way to the Town and the District for normal maintenance and emergency access, and title to the ponds and forebays are proposed to be dedicated to the Town or District, as then applicable. Further responsibilities of the District include the need to periodically inspect on-site privately built and maintained stormwater facilities (on individual residential lots) and require their preservation, maintenance, and improvement, as required by law.
3. The estimated cost to the Town and the District for the proposed improvements is \$0.00, which is the maximum amount proposed to be expended by the Town or the District. There is no hook-up cost for or to the drainage district, and there is no financing needed for this project.
4. The MPR describes in detail how the financing, hook-up costs, and other costs and expenses of the proposed drainage district were estimated and computed, including the first year's estimated average maintenance cost of \$631.33 per parcel. Such costs are proposed to be paid through special benefit assessments for the benefited parcels of the proposed district, to be collected with the annual Town and County tax bill. The average cost was computed by identifying the frequency that each maintenance activity is required; then establishing the number of hours and cost per hour for such maintenance activity and then arriving at a total district first year's estimated cost of \$3,788.00. Such amount was then applied to the total acreage and a pro-rata formula was applied to each lot for payment in accordance with the total cost per acre, all as shown more particularly on pages 7-9 of said MPR. This statement of detail as to how the costs were calculated is and shall be deemed the required computation statement required to be filed with the Town Clerk by Town Law § 209-d(1).
5. The MPR is on file for public review and inspection at the Office of the Town Clerk, and a public hearing upon such proposed district will be held at 6:39 pm upon December 20, 2017, at the Lansing Town Hall, 29 Auburn Road, Lansing, New York,

and to thereat hear all persons interested in the subject thereof, and to take such action thereon as is required or permitted by law.

6. The Town Clerk of the Town of Lansing, Tompkins County, New York, is hereby authorized and directed to cause this Resolution and Order to be published in the Town’s official newspaper and posted not less than 10 nor more than 20 days before such public hearing.

The question of the adoption of such proposed Resolution was duly motioned by Councilperson Andra Benson, duly seconded by Councilperson Doug Dake, and put to a roll call vote with the following results:

Councilperson Andra Benson – Aye	Councilperson Katrina Binkewicz – Aye
Councilperson Robert Cree – Aye	Councilperson Doug Dake – Aye
Supervisor Edward LaVigne – Aye	

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on November 15, 2017.

RESOLUTION AUTHORIZING MPR FOR CWD EXTENSION COVERING BALANCE OF LANDS OF CARGILL, INC.

RESOLUTION 17-150

RESOLUTION AUTHORIZING MAP, PLAN & REPORT FOR CWD EXTENSION COVERING BALANCE OF LANDS OF CARGILL, INC.

The following Resolution was duly presented for consideration by the Town Board:

WHEREAS, Cargill, Inc. owns property at 1001 Ridge Road, NYS Route 34B, Lansing, New York, TPN 23.-1-6.2, in the Rural Agriculture (RA) zone, which is partially within and partly outside of the Town of Lansing Consolidated Water District (“CWD”), and the Water and Sewer Advisory Committee has reviewed and recommends the extension of the CWD to cover the entirety of such parcel, including to promote infill; and

WHEREAS, the Town desires to fully examine the feasibility, parameters and costs of such a CWD extension and, upon due deliberation thereupon, the Town Board of the Town of Lansing has hereby

RESOLVED, that the Town Board of the Town of Lansing hereby directs the Town Engineer to proceed with the preparation of a Map, Plan and Report (“MPR”) pursuant to Town Law §§ 209-c and 209-d relative to a proposed CWD Extension to service and incorporate the whole of the Cargill, Inc. lands, including an examination as to any agricultural or other water system impacts that may arise therefrom, and the sum of \$2,000 is appropriated therefor as subject to permissive referendum per Town Law Article 7 and § 209-b.

The question of the adoption of such proposed Resolution was duly motioned by Councilperson Doug Dake, duly seconded by Councilperson Robert Cree, and put to a roll call vote with the following results:

Councilperson Andra Benson – Aye	Councilperson Katrina Binkewicz – Aye
Councilperson Robert Cree – Aye	Councilperson Doug Dake – Aye
Supervisor Edward LaVigne – Aye	

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on November 15, 2017.

RESOLUTION SCHEDULING PUBLIC HEARING UPON SPECIAL USE PERMIT FOR CARGILL MINE SHAFT #4

Michael Long, Town Planning Consultant, stated this is currently in the RA District. He reported the Planning Board has completed the site plan review and recommended to the Town Board a proposed change to the storm water plan. Michael Long noted there are minor engineering changes which will be finalized in a new design.

RESOLUTION 17-151

RESOLUTION SCHEDULING PUBLIC HEARING UPON SPECIAL USE PERMIT FOR CARGILL MINE SHAFT #4

The following Resolution was duly presented for consideration by the Town Board:

WHEREAS, an application was made by Cargill Incorporated, owner, including by and through Edward G. Davidson of Spectra Environmental Group, Inc., for a special use permit and site plan approval for surface improvements at 1001 Ridge Road, NYS Route 34B, Lansing, New York, TPN 23.-1-6.2, zoned Rural Agriculture (RA), for the siting and construction of an administrative and maintenance buildings, an elevator hoist and hoist house building, and related driveway, parking, stormwater, and general site improvements (the “Project”); and

WHEREAS, the Planning Board held a sketch plan review meeting on September 11, 2017, whereat site planning input was duly provided upon a pre-application basis, such input having mainly been focused upon stormwater, buffering, traffic, and related Project issues, and the developer has since then amended the site and project plans several times, and submitted an application that was deemed complete upon October 13, 2017, but subject to final stormwater review, whereafter a public hearing upon the Project was duly scheduled by the Planning Board for the site plan review and consideration of recommendations to the Town Board relative to special permitting; and

WHEREAS, the owner has and will complete a “Full SWPPP” for the Project, including properly sized stormwater retention practices and treatment sites and, in furtherance thereof, the developer’s engineer has designed the on-site stormwater retention management practices for this site and the Project, and its proposed building and land uses are all permitted uses under the Town of Lansing Land Use Ordinance in the Rural Agricultural (RA) Zone, subject to obtaining site plan approval from the Planning Board and a Special Use Permit from the Lansing Town Board; and

WHEREAS, the Town Planning Board considered and carefully reviewed the requirements of the Town’s Laws relative to site plan review and the unique needs of the Town due to the topography, the soil types and distributions, and other natural and man-made features upon and surrounding the area of the proposed site plan, and also duly considered the Town’s Comprehensive Plan and compliance therewith; and

WHEREAS, NYSDEC as “Lead Agency” completed a “Negative Declaration” on the shaft #4 modification to the existing Cargill Salt Mine Permit, and the Town of Lansing participated in this process under the State Environmental Quality Review Act (“SEQRA”) and, as involved agencies, the Lansing Town Board and Planning Board participated in a coordinated review in which DEC duly issued a negative declaration of moderate or significant potential negative environmental impacts arising from this Project and such permit amendment; and

WHEREAS, prior preliminary Project plans, and related information, were duly delivered to the Tompkins County Planning Department per General Municipal Law § 239, *et seq.*, as well as to the New York State Department of Transportation (“NYSDOT”), and the Project site plans have duly and already incorporated the requests and requirements previously addressed by County Planning and NYSDOT, and the Tompkins County Planning Department responded by an updated § 239 response letter dated September 29, 2017 and therein determined that the Project has no negative inter-community or county wide impacts; and

WHEREAS, a public hearing was duly held before the Planning Board upon October 16, 2017, and the public was duly allowed to speak upon and address the Project and the Cargill Shaft #4 surface improvements and site plan, whereafter the Planning Board considered approval of the Project site plan upon receipt of final stormwater input and SWPPP updates, all including and in accordance with the provisions of the Town’s Land Use Ordinance, § 701.4 *et seq.*, and including concerns addressing site drainage, lighting, nearby residences, landscaping, parking, and buffering, screening, driveway and any potential on and off site environmental impacts; and

WHEREAS, the Planning Board issued a conditional site plan approval and a recommendation and referral to the Town Board for Special Use Permit review pursuant to the Town’s Land Use Ordinance, such referral occurring upon November 13, 2017, and the Land Use Ordinance requires that the Town Board conduct a prompt public hearing and approve or deny the permit within 62 days, though the applicant and the Town have agreed to the public hearing upon the special permit occurring on December 20, 2017, and based upon such concurrence all proceedings are deemed timely and substantially complete, and the Project duly ready for a special use permit review by the Town Board; and

WHEREAS, upon due consideration and deliberation by the Town of Lansing Town Board, now therefore be it RESOLVED as follows:

1. That a Public Hearing be held at the Lansing Town Hall, 29 Auburn Road, Lansing, New York, being in the Town of Lansing, on the 20th day of December, 2017, at 6:35 pm, to consider a special use permit for the proposed Cargill Mine Shaft #4, and to thereat hear all persons interested in the subject thereof, and to take such evidences or action thereon as is required or permitted by law.
2. The Town Clerk of the Town of Lansing is hereby authorized and directed to cause a Notice of Public Hearing to be published in the official newspaper of the Town of Lansing, and also to post a copy thereof on the Town signboard maintained by the Town Clerk, as soon as possible and at least 10 days before such hearing.

The question of the adoption of such proposed Resolution was duly motioned by Councilperson Robert Cree, duly seconded by Supervisor Edward LaVigne, and put to a roll call vote with the following results:

Councilperson Andra Benson – Aye	Councilperson Katrina Binkewicz – Aye
Councilperson Robert Cree – Aye	Councilperson Doug Duke – Aye
Supervisor Edward LaVigne – Aye	

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on November 15, 2017.

RESOLUTION REQUESTING REDUCTION OF SPEED LIMIT ON WILSON ROAD

RESOLUTION 17-152

RESOLUTION REQUESTING REDUCTION OF SPEED LIMIT ON WILSON ROAD

The following Resolution was duly presented for consideration by the Town Board:

WHEREAS, the Town Board of the Town of Lansing has received a request from the residents along Wilson Road concerned about excessive speeds, and a representative of the neighborhood has presented a petition signed by the residents in support thereof; and

WHEREAS, Wilson Road is a Town Highway; and

WHEREAS, Wilson Road from Conlon Road crossing over Buck Road and continuing to Brickyard Road has increased in population, and this increase in population includes several families with school aged children who need a safe place to enjoy the outdoors without fear of vehicles traveling at high rates of speed, and there currently is no posted speed limit on this stretch of roadway, which allows for vehicles to travel up to 55 mph; and

WHEREAS, upon consideration and deliberation upon the same, the Town Board of the Town of Lansing has hereby

RESOLVED, that the Town Board of the Town of Lansing supports the requested reduction in speed limit and hereby directs that the Town requests the New York State Department of Transportation to conduct a traffic study along Wilson Road in the Town of Lansing for the purpose of considering reduced speed to enhance safety.

The question of the adoption of such proposed Resolution was duly motioned by Councilperson Katrina Binkewicz, duly seconded by Supervisor Edward LaVigne, and put to a roll call vote with the following results:

Councilperson Andra Benson – Aye	Councilperson Katrina Binkewicz – Aye
Councilperson Robert Cree – Aye	Councilperson Doug Dake – Aye
Supervisor Edward LaVigne – Aye	

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on November 15, 2017.

RESOLUTION HIRING JENNIFER MCLAUGHLIN AND SHELDON MEADE AS PART-TIME SCHOOL CROSSING GUARDS FOR THE LANSING SCHOOL DISTRICT

Supervisor Edward LaVigne, stated this is for crossing Ludlowville Road between the Middle School and where the buses park.

RESOLUTION 17-153

RESOLUTION HIRING JENNIFER MCLAUGHLIN AND SHELDON MEADE AS PART-TIME SCHOOL CROSSING GUARDS FOR THE LANSING SCHOOL DISTRICT

The following Resolution was duly presented for consideration by the Town Board.

WHEREAS, the resignation of Cheryl Adams and Courtney Hamilton as Part-Time School Crossing Guards for the Lansing School District, created openings for the position; and

WHEREAS, there is a need for Part-time School Crossing Guard's; and

WHEREAS, acceptable and qualified individuals were located, and are therefore proposed to be hired to fulfill such job requirements; and

WHEREAS, after review and discussion of such proposal, the Town Board of the Town of Lansing has hereby

RESOLVED, that Jennifer McLaughlin hereby is approved to be employed as Town of Lansing Employee, as Part-Time School Crossing Guard, for the Lansing School District, with such employment commenced on October 26, 2017 at the rate of \$11.11 per hour, and it is further

RESOLVED, that Sheldon Meade hereby is approved to be employed as a Town of Lansing Employee, as a Part-Time School Crossing Guard for the Lansing School District, with such employment commenced on October 31, 2017 at a rate of \$12.12 per hour.

The question of the adoption of such proposed Resolution was duly motioned by Councilperson Andra Benson, duly seconded by Supervisor Edward LaVigne, and put to a roll call vote with the following results:

Councilperson Andra Benson – Aye
Councilperson Robert Cree – Aye
Supervisor Edward LaVigne – Aye

Councilperson Katrina Binkewicz – Aye
Councilperson Doug Dake – Aye

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on November 15, 2017.

**RESOLUTION SETTING PUBLIC HEARING UPON FINAL DRAFT
COMPREHENSIVE PLAN**

Councilperson Katrina Binkewicz, stated the week before Christmas is bad timing for the Public Hearing. She noted there are items to discuss at a working session first.

Councilperson Katrina Binkewicz, proposed to discuss this at the regular January Town Board Meeting during the working session, then more discussion in February, if necessary, and the public hearing in February.

Councilperson Doug Dake, stated this has gone on far too long and has been hashed over and over for seven (7) years. He noted the Planning Board has been reviewing the Comprehensive Plan for about one year and they addressed most of the public comments. Doug reported, this is a compromise and balance of the original draft. He stated, the Planning Board has addressed most of the comments and now it is a balance which the original draft was not. Doug noted, the Planning Board has done a fine job with this.

Councilperson Andra Benson, stated December schedules are tough and January would be a better time for the public hearing.

Councilperson Robert Cree, stated he agreed with Councilperson Doug Dake. He noted, the Town Board knew this was coming.

Councilperson Katrina Binkewicz, stated the Town Board should have time to go over the Comprehensive Plan, discuss it in public, and December is not a fair time. She agreed, the Planning Board has done a good job.

Supervisor Edward LaVigne, stated the Comprehensive Plan is available for review. He questioned postponing the public hearing since it's been talked about for seven (7) years already. Supervisor Edward LaVigne, reported the concerns have been addressed and compromises have been made. He noted, this will be the fourth (4) public hearing and there have been other public meetings also.

One resident commented that she would like the public hearing pushed to January.

RESOLUTION 17-154

**RESOLUTION SETTING PUBLIC HEARING UPON FINAL DRAFT
COMPREHENSIVE PLAN PURSUANT TO TOWN LAW § 272-a**

The following Resolution was duly presented for consideration by the Town Board:

WHEREAS, a Comprehensive Plan Committee was established by Town Board resolution dated Aug 15, 2012 (the "CPC") and over the intervening four-plus years the CPC prepared several draft plans, gathered information and data, conducted surveying, conducted public information sessions, conducted dozens of public meetings, and drafted, edited, and developed several plans, culminating in a draft Comprehensive Plan dated July 11, 2016 (the "Committee Plan"), with copies duly made available at the Lansing Town Clerk's Office, the Lansing Town Supervisor's Office, the Town Planning Office, as well as at the Lansing Community Library and the Village of Lansing Offices, said plan also being available online and through the Town's website, which Committee Plan

was, in accord with Town Law § 272-a, subjected to a duly scheduled and held public hearing occurring upon August 10, 2016, whereat all members of the public wishing to speak or present opinions or evidence were duly heard, and such hearing was duly closed but the comment period was left open for additional written submissions until August 31, 2016; and

WHEREAS, the Committee Plan was never adopted or approved by the Town or any of its boards, but was instead, upon September 14, 2016, in accord with Town Law § 272-a(5) and the directions of the Town Board and other provisions of law, formally referred by the CPC to the Planning Board for review and such editing or changes as the Planning Board deemed appropriate, and the Planning Board worked on the Committee Plan for over a year, including approximately 13 public meetings and additional public working sessions, and throughout such time various persons and members of the public brought issues to the attention of the Planning Board; and

WHEREAS, during this time an Agricultural Committee was formed and an Agricultural Plan was developed, approved, and implemented and made a part of the then existing Comprehensive Plan and this draft, updated Comprehensive Plan, which agricultural plan was duly reviewed and approved by the New York State Department of Agriculture and Markets and also subjected to two public hearings and several public meetings and information sessions; and

WHEREAS, during this time the Town Board also held a public information session concerning the process and procedures and contents of the updated Comprehensive Plan then under review and drafting by the Planning Board as they worked upon the referred Committee Plan, such public information session having been held upon August 30, 2017; and

WHEREAS, the Planning Board drafted and amended significant portions of the draft Comprehensive Plan and was formally a reviewing and advisory agency, and thus the Planning Board duly noticed and conducted its required public hearing upon October 20, 2017, whereat all members of the public were entitled to speak and present such opinions and evidence as they deemed appropriate, and the Planning Board thereafter completed its review of the comments and evidence submitted during its review and at its public hearing, and completed its draft and updates of the Comprehensive Plan upon November 13, 2017, duly directing the final changes to be made, as required by Town Law § 272-a (the "Planning Board Plan"); and

WHEREAS, the Planning Board Plan, being a draft final proposed Comprehensive Plan for the Town of Lansing, was formally referred to the Town Board, along and together with the comments received and all documents as submitted, for final review, amendment, consideration, and environmental and GML § 239 reviews, and it is thus and now required by Town Law § 272-a that the Town Board conduct its public hearing within 90 days of the date of referral from the Planning Board; and

WHEREAS, and upon due consideration and deliberation by the Town Board of the Town of Lansing, *now therefore be it RESOLVED as follows:*

1. That a Public Hearing will be held at the Lansing Town Hall, 29 Auburn Road, Lansing, New York, being in the Town of Lansing, on the 20th day of December, 2017, at 6:37 pm, to consider the adoption of the proposed final draft Comprehensive Plan, and to thereat hear all persons interested in the subject thereof, and to take such evidences or action thereon as is required or permitted by law.
2. The Town Clerk of the Town of Lansing, Tompkins County, New York, is hereby authorized and directed to cause a Notice of Public Hearing to be published in the official newspaper of the Town of Lansing, and also to post a copy thereof on the Town signboard maintained by the Town Clerk, as soon as possible and at least 10 days before such hearing.

3. The SEQRA Part 1 FEAF has been reviewed and declared complete, and the Town Board hereby proposes to be lead agency for a coordinated environmental review, and the following findings are made:

- i. This action is classified as a Type I Action, even though it is an amendment of an existing plan, not an adoption of a new plan, and not a substantial re-ordering of planning or other priorities.
- ii. The Town Board of the Town of Lansing proposes to be the Lead Agency for coordinated environmental review, subject to consent or any requests regarding such coordinated review by any interested agency.
- iii. The other Involved Agencies are: the Town of Lansing Planning Board.
- iv. The Interested Agencies are: The Town of Lansing Zoning Board of Appeals; the Village of Lansing; the Town of Groton; the Town of Ulysses, the Town of Locke; the Town of Genoa; the Town of Dryden; the County of Tompkins; the County of Cayuga; the NYS Regional Director of Parks in the Finger Lakes Region; NYSDEC; NYS Office of Parks, Recreation and Historic Preservation; the NYS Department of Agriculture; the Tompkins County Planning Department; the Clerk of the Tompkins County Legislature; the U.S. Army Corps of Engineers; the Cayuga Lake Watershed Intermunicipal Organization; the Tompkins County Highway Division; and NYSDOT.
- v. The Town Board directs that a Notice of Intent be duly issued to all involved agencies, together with FEAF Part 1 and a copy of the draft final Comprehensive Plan, and that notice of this public hearing and information as to where to obtain information be provided to all interested agencies.

4. The Town Board directs that the Town Clerk and Town Planner ensure that this final draft comprehensive plan and the FEAF Part 1 be delivered to the County Department of Planning with a request for a final General Municipal Law §§ 239-1 and – m review.

The question of the adoption of such proposed Resolution was duly motioned by Councilperson Robert Cree, duly seconded by Supervisor Edward LaVigne, and put to a roll call vote with the following results:

Councilperson Andra Benson – Nay	Councilperson Katrina Binkewicz – Nay
Councilperson Robert Cree – Aye	Councilperson Doug Dake – Aye
Supervisor Edward LaVigne – Aye	

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on November 15, 2017.

APPROVE AUDIT and BUDGET MODIFICATIONS AND SUPERVISOR’S REPORT

RESOLUTION 17-155

The Supervisor submitted his monthly report for the month of October 2017, to all Board Members and to the Town Clerk. The Supervisor’s Report was reviewed by Councilperson Robert Cree. The bills were reviewed by Councilperson Robert Cree and Supervisor Edward LaVigne.

Councilperson Robert Cree moved that the Supervisor’s Report be approved as submitted and the Bookkeeper is hereby authorized to pay the following bills and to make the following budget modifications.

CONSOLIDATED ABSTRACT # 011
DATED 11/15/2017

AUDITED VOUCHER #'s	<u>1035 – 1134</u>
PREPAY VOUCHER #'s	<u>1035 - 1037</u>
AUDITED T & A VOUCHER #'s	<u>82 - 89</u>
PREPAY T & A VOUCHER #'s	<u>82 - 85</u>

<u>FUND</u>	<u>TOTAL APPROPRIATIONS</u>
GENERAL FUND (A&B)	\$ <u>162,298.60</u>
HIGHWAY FUND (DA&DB)	\$ <u>222,823.90</u>
LANSING LIGHTING (SL1, 2 &3)	\$ <u>1,550.84</u>
LANSING WATER DISTRICTS (SW)	\$ <u>240,093.17</u>
TRUST & AGENCY (TA)	\$ <u>51,292.04</u>
WARREN ROAD SEWER DISTRICTS (SS1-)	\$ <u>10,175.38</u>
CHERRY ROAD SEWER DISTRICT (SS3-)	\$ <u>4,642.27</u>
DRAINAGE DISTRICT (SDD-)	\$ <u>315.00</u>

**BUDGET MODIFICATIONS
GENERAL FUND A
11/15/2017 Board Meeting**

<u>FROM</u>	<u>TO</u>	<u>FOR</u>	<u>AMOUNT</u>
A1990.400	A1440.406	From Contingency to Engineer - Misc Water Exts Budget Underestimated	\$ 1,000.00
A1990.400	A1640.403	From Contingency to Town Barn - Elec Budget Underestimated	\$ 750.00
A1990.400	A3120.100	From Contingency to Police - Parks Budget Underestimated	\$ 55.00
A1990.400	A3310.110	From Contingency to Crossing Guard Budget Underestimated	\$ 300.00
A1990.400	A7110.403	From Contingency to Parks Elec Budget Underestimated	\$ 500.00

**GENERAL FUND B
11/15/2017 Board Meeting**

<u>FROM</u>	<u>TO</u>	<u>FOR</u>	<u>AMOUNT</u>
B599	B9010.800	From Fund Balance to NYS Retirement Budget Underestimated	\$ 2,651.00
B599	B9030.800	From Fund Balance to Social Security Tax Budget Underestimated	\$ 1,200.00
B599	B9089.800	From Fund Balance to Medicare Budget Underestimated	\$ 350.00

**WARREN RD SEWER FUND SS1-
11/15/2017 Board Meeting**

<u>FROM</u>	<u>TO</u>	<u>FOR</u>	<u>AMOUNT</u>
SS1-599	SS1-8130.400	From Fund Balance to Treatment & Disposal Budget Underestimated	\$ 8,600.00

**CHERRY RD SEWER FUND SS3-
11/15/2017 Board Meeting**

<u>FROM</u>	<u>TO</u>	<u>FOR</u>	<u>AMOUNT</u>
SS3-599	SS3-8130.400	From Fund Balance to Treatment & Disposal Budget underestimated	\$ 2,150.00

**WATER FUND SW
11/15/2017 Board Meeting**

<u>FROM</u>	<u>TO</u>	<u>FOR</u>	<u>AMOUNT</u>
SW599	SW8310.402	From Fund Balance to Legal Budget underestimated	\$ 1,000.00
SW599	SW8320.400	From Fund Balance to Source of Supply - Contractual Budget underestimated	\$ 36,000.00
SW2141	SW8320.401	From Meter Sales-Lansing Sta to Source of Supply-Lnsg Sta Budget underestimated	\$ 280.00
SW2142	SW8320.402	From Meter Sales -Drake Rd to Source of Supply - Drake Rd Budget underestimated	\$ 307.00
SW8340.400	SW8340.401	From Transmission & Dist Cont to Cont CWD Repairs Burdick Hill Repairs	5,000.00

Councilperson Andra Benson seconded the motion and it was carried by the following roll call vote:

Councilperson Andra Benson – Aye
Councilperson Robert Cree – Aye
Supervisor Edward LaVigne – Aye

Councilperson Katrina Binkewicz – Aye
Councilperson Doug Dake – Aye

Accordingly, the foregoing Resolution was approved, carried and duly adopted on November 15, 2017.

BOARD MEMBER REPORTS

Andra Benson

Library – Andra stated the Cocktails and Costumes Fundraiser was very successful and brought a lot of people together. She reported Susie Gutenberger gave a great talk at the Friends of the Library annual meeting last night which included numbers of people using the computers, how many thousands of books are taken out, etc.

Councilperson Doug Dake, stated he is happy the library is used a lot.

Councilperson Katrina Binkewicz, noted the library is a safe and nurturing place.

Lansing Youth Services – Andra reported Lansing Youth Services is doing well and has just ended their fall programs. She noted the winter programs will start soon.

Robert Cree

ZBA – Robert reported the ZBA has not met yet, but they will meet next week and there are two items on the agenda.

Doug Dake

Planning Board – Doug stated Mike Long covered that report.

Katrina Binkewicz

Intermunicipal (watershed) Organization Meeting – Katrina reported a large new boat was purchased for the floating classroom. She noted they might take adult trips with it.

Village Greenway Committee – Katrina reported they are finalizing their plans to upgrade the parks. She suggested people visit the parks.

TOWN COUNSEL REPORT

Guy Krogh

Nothing to report at this time.

BOARD MEMBER REPORTS

Edward LaVigne

Bolton Point – Ed reported he is involved with the contract negotiations.

Committee Openings – Ed reported there will be openings on both the Planning Board and ZBA. He noted the openings have been posted and applicants need to complete an application.

Dugouts – Ed reported they have been started and more money is coming in for them.

BBQ Pavilion – Ed reported there is discussion that this could be 16 feet deep x 48 feet long and be located by the fence. He noted the parking will be moved and this will add some additional parking places. Ed stated, in his opinion, Town money will not be used for this.

Water Districts – CWDX4 (Drake Rd) - Town Counsel Guy Krogh, reported he has been in communication with the NYS Comptroller's Office and they indicated that this will be approved.

Water Districts – CWDX5 (Peruville & Armstrong Rd) - Ed reported a resident passed petitions for a new water district on Peruville and Armstrong Roads. He noted this will go to the Water and Sewer Advisory Board for recommendation to the Town Board.

Water Districts – CWDX3 (Buck Rd, etc.) – Ed reported more residents want to join in and a petition is being passed with a cutoff date of December 1, 2017. He noted it will then go to the Water and Sewer Advisory Board (WASB). Depending on the recommendation of the WASB, Ed stated it could be discussed at the December 20th Town Board Meeting.

Councilperson Doug Dake, requested to have residents send e-mails in regarding the water districts.

MOVE MEETING TO WORK SESSION MEETING

Meeting moved to the Work Session at 7:53 p.m., at which time a short break was taken and the work session began at 8:03 p.m.

WORK SESSION MEETING ITEMS OF DISCUSSION

Town Land – Snowmobile Club – There was discussion regarding the snowmobile club using the Town of Lansing land across the road. Some questions were raised about insurance and other people also using the land. The Board felt this was a policy issue and decided Steve Colt, Guy Krogh and the representative from the snowmobile club should

work together to make this fair for everyone. This will be discussed further at the Town Board Meeting on December 20, 2017.

Dugouts – There was a brief discussion regarding putting names on the dugouts.

MOTION TO ENTER EXECUTIVE SESSION

Supervisor Edward LaVigne, moved to **ENTER EXECUTIVE SESSION TO DISCUSS TWO CONTRACTS PERTAINING TO REAL PROPERTY RIGHTS WHERE PUBLIC DISCLOSURE OF THE TERMS WOULD MATERIALLY AFFECT CONSIDERATION AND MATERIAL TERMS AT 8:17 PM.**

Councilperson Doug Dake, seconded the motion.

All in Favor - 5 Opposed - 0

MOTION TO EXIT EXECUTIVE SESSION

Councilperson Robert Cree, moved to **EXIT EXECUTIVE SESSION AT 9:12 PM.**

Councilperson Doug Dake, seconded the motion.

All in Favor - 5 Opposed - 0

ADJOURN MEETING

Meeting adjourned at the call of the Supervisor at 9:13 p.m.

Minutes taken and executed by the Town Clerk.

Respectfully submitted,

Deborah K. Munson
Town Clerk