

REGULAR TOWN BOARD MEETING
April 18, 2012

A Regular Meeting of the Town Board of Lansing was held at the Town Hall Board Room, 29 Auburn Road, Lansing, NY on the above date at 7:00 p.m. The meeting was called to order by the Supervisor, Kathy Miller and opened with the Pledge of Allegiance to the flag. Roll call by Debbie Crandall, Town Clerk, showed the following to be **PRESENT:**

Kathy Miller, Supervisor
Andra Benson, Councilperson
Robert Cree, Councilperson
Ruth Hopkins, Councilperson
Edward LaVigne, Councilperson

ABSENT: None

ALSO PRESENT: Guy Krogh, Town Attorney, Jack French, Highway Superintendent, Steve Colt, Park Superintendent and Recreation Director, Jeff Overstrom, Engineering and Planning Coordinator, Pat Pryor, Tompkins County Representative, Ray Farkas, Dan Veaner, John O'Neill, and Dave and Joyce Heck.

PRIVILEGE OF THE FLOOR:

No one present wished to address the Town Board.

TOMPKINS COUNTY REPRESENTATIVE – PAT PRYOR:

Ms. Pryor reported the following to the Town Board. In addition to her report she informed the board that at the Legislature Meeting on April 17, 2012 the Legislature Honored Corporal Christopher Bordoni and observed a moment of silence in honor of him and all other service members who have died in service to their country.

The County reached an agreement with hauler, Feher Rubbish Removal, Inc., concerning recyclables dumping. The firm had mixed recycling and solid waste in pick-up vehicles and delivered recyclables to a landfill. Under the agreement, approved by a County hearing panel, Feher will pay a \$20,000 fine and the \$5,000 cost of the County's investigation.

Legislature approved funding to offset State Aid Cuts to Youth Programs by allocating up to \$67,500 in contingency funding to fill the gap left by and the anticipated 32% reduction in State aid for these programs. If not restored through local dollars, programs and activities scheduled to be provided to the county's youth over the rest of 2012, through agency and municipal contracts, would be diminished or eliminated. The County wishes to sustain the level of programs and activities within the 2012 budget, enabling youth to be served and also provide time for the Youth Services Department and the agencies it supports to consider ways to adjust to diminished State support.

To: Lansing Town Board

From: Pat Pryor, Legislator, District 6, Tompkins County Legislature

Date: 4/18/2012

Re: Report to the Board

1. Broadband Expansion Project:
 - A. Community Forums on April 19th in Ulysses and May 9th in Newfield/Enfield
 - B. Phone Survey-Survey will take 8-10 minutes; scheduled to be completed in May with results to committee by ???
 - C. Committee is considering options for next steps that could include the release of an RFQ for a county-wide project. Other options, including several smaller successive projects are also being considered.

2. TC Environmental Management Council-Darrick T.N. Evensen appointed from Town of Lansing-term expires 12/31/2012. Darrick has a Masters degree from Cornell in Natural Resources and is currently doing research and his dissertation on social impacts of natural gas development in Marcellus Shale. He previously attended Princeton where his field was public policy and environmental studies. He has taught environmental education to middle schoolers and taught environmental sociology and ethics at Cornell.
3. Hydrilla Happy Hour-Corks & More, 708 W. Buffalo St., Wednesday, April 25th and May 30th. Latest updates from Hydrilla Task Force-informal 5:00-7:00 pm
4. Tuesday, April 17th meeting of TC Legislature is scheduled to vote on requests for tourism funding totaling \$207,800. Three Lansing events: Harbor Fest, \$1300., E. Shore Festival of the Arts, \$750., Ludlowville Park "Unplugged" Concert Series, \$925. This funding will come from the room tax.

Respectfully Submitted:
Pat Pryor

Broadband information can be found on the Tompkins County Legislature website. Ms. Pryor encouraged everyone to access the Broadband Committee page and complete the Internet and Broadband Access Questionnaire. Councilperson, Ruth Hopkins will also make the public aware of this and urge them to complete the form.

PLANNING and ENGINEERING DEPARTMENT REPORT:

Monthly Report:

Mr. Overstrom submitted his monthly activity report for the month of March to all Board Members and the Town Clerk.

[Engineering & Planning Coordinator](#)

[Planning Department](#)

[Town Board Meeting 4/18/2012](#)

[Work Place Violence Program](#)

I will be working on pulling together a revised plan and program based on information provided by Mark Smarr from NYS Department of Labor.

[Status of Warren Road Sewer System](#)

The Town has received the stand-by generator for the lift station. Cable ends need to be installed to be compatible with the connection at the lift station. The metering station is operational. The Lift station requires adjustment on the level controller and alarm notification system. This is being coordinated with the Town Highway Department.

[Additional Sewer Units for Warren Road Sewer District](#)

The Town has requested additional sewer units to be included in the existing Warren Road Sewer District. This request does not include any new infrastructure but will allow additional units for the proposed Lucente project, residential properties not originally included in the District and potential build-out in Springbrook Circle Apartments. A request was sent to the Village of Cayuga Heights for their consideration at their Monday April 16 meeting.

[Consolidated Water District Policy](#)

The Town should consider and possibly put in place a Local Law regarding CWD usage. Specifically, but not limited to, addressing back lot extensions and out of district users. This could potentially reduce costs and time associated with engineering, legal and public meetings and hearings.

Guy has provided a CWD draft water policy for consideration.

This policy may also cover sewer usage in the future.

Unsafe Buildings:

There are several buildings throughout the Town that are unsafe. The office is prioritizing

the unsafe buildings that need attention. The office will be moving forward on the unsafe building on the corner of Lansingville Road and Jerry Smith Road.

Town Attorney, Guy Krogh stated that the Town of Lansing has an unsafe building Local Law that states there are two different types of buildings, unsafe buildings and hazardous buildings. Attorney Krogh explained the necessary process that needs to be followed.

HIGHWAY DEPARTMENT REPORT:

Highway Department Board Meeting 4/18/12

- 1. Cleaned up debris and leveled off dirt on land across the road.**
- 2. Repaired some landscaping around the Town Hall and parking lot.** Replaced the leaning wall and installed fencing at the Town Hall along with curbing in the parking lot.
- 3. Cut Brush with Gradall in Village for 2 weeks.**
- 4. Cut tress and brush and mowed area for dog park.**
- 5. Replaced 80' of 24" Culvert on Reach Run.** There are 5 more to be replaced on Reach Run.
- 6. Started to repair gravel roads on Monday.** There are 2.5 miles of gravel roads and seasonal roads, Brown Rd to Holden Road, the County Line from Snushall Road to 34B, Sweazey Hill and the bottom of Ross Road
- 7. Brush Pickup will Start Monday 4/30/12.**
- 8. Cayuga County Soil and Water will grind brush around the end of May.**
- 9. We are out of Wood Chips.**
- 10. Sun Path Waterline started yesterday, April 17th.**

Highway Tour: The Town Board wishes to take a tour of the Town with Highway Superintendent, Jack French at a date to be determined.

PARK and RECREATION DEPARTMENT REPORT:

Parks & Recreation Department 4/18/12 Town Board Meeting

RECREATION

- **Our spring LBP baseball and LSP softball** are set and ready for the season. Most teams started practicing this week and will start games on May 5th.
- **Our T-BALL level** for LBP and LSP will have a coaches meeting and team selection next Wednesday and then all of our levels will be in action. This year we are projecting 11 teams at our T-BALL level between LBP and LSP. I still have a few coaches to find.
- **The total numbers** for the spring baseball and softball are staying consistent even with all of the additional choices for our children. This year we have 324 players involved and that number tends to grow as practices start.
- **The annual Pitch Hit & Run competition** will take place this season on our opening game day May 5th. This is a FREE skills competition for both boys and girls ages 7-14 with the ability for top performers to advance on to sectional, regional and national levels. Boys and girls compete separately and the emphasis is on the FUN element of baseball and softball.
- **The Third Annual East Shore Festival of the Arts show** is set for Friday May 11th from 6-9 PM. Last year over 500 people attended the opening ceremonies and this year is expected to be even bigger. New this year is the art sale on Saturday May 12th. Live music along with food, wine tasting and a performing art exhibit is all planned.

- **Our Summer Program booklet** is still coming together and will be ready for in early May for the registration process to start. We have also started to work with summer program staffing and the standard health department forms and requirements.

PARKS

- **Our park grounds are dry** and we are ahead of schedule for this time of the year. Unfortunately the lack of snow and rain that has helped our grounds has hurt lake levels. Right now, the lake is easily 20"-24" below normal level. At the current fill rate, it will be July before the lake comes up to the minimum target level.
- **The Summer Concert Schedule** is now set and is **attached**. It looks like another great line up.
- **I am waiting for the outcome of a grant** for which I applied, to determine what concerts we will do in Ludlowville Park. Last year we had 3 Friday dates in July.
- **The park crew** is currently prepping the "B" and "F" pavilions for the new roll down side curtains. They are also getting ready to prep and paint pavilions that need it. We have a lot of projects planned for this season.
- **We conducted interviews** and have hired a really great couple to be the new camp ground managers. David and Kathy Galusha from Tully. We plan to have them in the park prior to May 11th. They will be a perfect fit for our operations.



MUSIC IN THE PARK

*Lansing Parks & Recreation Department invites you to bring your dinner, coolers, and lawn chairs and enjoy pleasant Thursday evenings on the lake at Myers Park listening to some great bands. **2012 Myers Park Concert listing:***

July 5 – 6:30 – *Ithaca Concert Band* This community concert band was founded in 1976 and is comprised of musicians from student to professor, professional to retiree and is open to all. Very well known in our area and was one of the original bands to play in our Concert Series. They return playing all of the well known favorites.

July 12 – 6:30 – *Steve Southworth and The Rockabilly Rays* Long time favorite and ultimate tribute to the legends of the 1950's and early 1960's and boasts a HUGE play list!!!

July 19 – 6:30 – *Free Boody Institute* When Free Boody Institute is in the house everybody's moving & feels the groove. Formed in 2007 this Ithaca ensemble mixes burning rhythms, funky grooves and soulful vocals that make you

bounce. Free Boody Institute's single "Circles" has dominated ReverbNations Top Ten R&B/Soul charts for the last 6 months. As a headliner Free Boody Institute repeatedly has audiences riveted by their engaging performances!

July 26 – 6:30 – Tailor Made *Central New York's premier contemporary Country act with a smattering of great Classic Rock! Playing the local scene since 1994 and have opened for: Sammy Kershaw, George Jones and even Molly Hatchet. Tailor Made also has 3 CD's out with all original material.*

August 2 – 6:30 – The Ageless Jazz Band A very popular dance band that has toured from Ithaca to the Caribbean performing the legendary tunes of Duke Ellington, Count Basie, Glenn Miller and other giants of Big Band Jazz. Their music is timeless and loved by dancers and music lovers of all ages.

August 9 – 6:30 – The Tarps A classic rock cover band, playing mostly tunes from the 50's and 60's and occasionally 70's. You will hear everything from Bill Haley and the Comets and Little Richard to the Beatles and Jethro Tull. Great crowd interaction and expect background information on the tunes and performers. **VERY LISTENABLE, DANCEABLE and VERY FAMILY FRIENDLY!** All local band members since 2005 and Savage Club Members too. Ira Kamp, Tony Lister, Mike Mangini, Danny Scott and Steve Ungberg.

August 16 – 6:30 – 88 Rocks Upstate NY based 88Rocks was formed in 2009. Its goal is to be the BEST working 80's rock cover band in upstate New York. 88Rocks plays a diverse spectrum of artists from the 80's. Hair Metal, Pop Radio Hits and Deep Cuts – 88Rocks does it all!! The members are all seasoned pros and were hand picked for their musicianship and showmanship. The band likes to have fun and doesn't take itself too seriously, but prides itself on delivering great music and incorporating the crowd into the show. Don't miss this show. **Myers Park will be ROCKING!**

Admission is free but donations will be appreciated!

FINAL ORDER CWD – BACK-LOT-EXTENSION – RIDGE RD – PUTNAM:

RESOLUTION 12-78

**RESOLUTION ADOPTING FINAL ORDER AMENDING
BOUNDARY OF CONSOLIDATED WATER DISTRICT
TO INCORPORATE PUTNAM BACK LOTS**

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

WHEREAS, Barry Putnam, an owner of certain lots within the Town of Lansing (TPNs 12.-1-17.4 (4.08 acres), 12.-1-17.3 (7.59 acres) and 12.-1-17.2 (51.43 acres)), asked the Town to provide access to water from the Town of Lansing Consolidated Water District ("CWD") for property along State Route 34B (Ridge Road); and

WHEREAS, the Map, Plan and Report ("MPR") was accepted as final and complete and the Town duly issued a Public Interest Order pursuant to Town Law §§ 209-c and 209-d for the said water district extension by boundary amendment, a Public Hearing was duly held, and the Town Board determined that (i) the final Map, Plan and Report ("MPR") complies with the requirements of Town Law, and (ii) it is in the public interest and to the benefit of all parcels in the proposed district to establish the said CWD Extension, and (iii) all benefited parcels are included, and no benefited parcels were excluded, from such CWD Extension; and

WHEREAS, it was determined that: (1) the proposed CWD Extension is inclusive of the following tax parcel numbers 12.-1-17.4 (4.08 acres), 12.-1-17.3 (7.59 acres) and 12.-1-

17.2 (51.43 acres), being in all approximately 65 acres along Ridge Road, and the assessment map and property descriptions therefor as are on file with the Tompkins County Clerk's Office are expressly incorporated herein; (2) the proposed improvements consist only of the private water lines and a meter pit to be installed for the extension; (3) the estimated cost to the Town of the proposed improvements, together with planning, surveying, engineering, legal, and administrative fees, is \$0.00 (as the Developer is installing all services and paying all costs thereof); (4) the one time estimated cost of connection, including hook-up fees, to the Town is estimated at \$0.00 as the Developer is paying to install all facilities and pay all permit and hook-up costs, including the payment of SCLIWC connection fees and related hook up expenses, and including, but not limited to, an approximate permit connection fee of \$250.00, a ¾" meter estimated at \$265.00, and an estimated 1"-2" service line extension at approximately \$35.00 per linear foot; (5) the maximum amount proposed to be expended by the Town of Lansing for such CWD district extension is \$0.00; (6) the annual operation and maintenance costs will be reflected in the CWD annual O&M assessed fee of \$150.00, plus quarterly water consumption bills, the annual average costs thereof based upon typical one and two family home water use costs in this proposed CWD Extension being \$146.00, for a total first year's cost of \$296.00; (7) the MPR has been and is on file for public review and inspection at the Office of the Town Clerk; (8) a public hearing upon such CWD Extension was duly held as required by law; and (9) the MPR describes in detail how the financing, hook-up costs, and other costs and expenses, were estimated and computed, and therefore complies with Town Law § 209-d(1) as it constituted the detailed statement therein required; and

WHEREAS, the Town Board determined this action to be an Unlisted Action under SEQRA, thus requiring the preparation of an EAF and an environmental review thereof, and the Town Board held a public hearing thereupon and considered the environmental impacts of the CWD Extension in light of the EAF, the Town's Comprehensive Plan, the Town's Land Use Ordinance, the comments from any Involved or Interested Agencies, if any, and comments from landowners and the public, if any, and after due deliberation thereupon and an identification of any potential environmental impacts, the Town Board duly made a Negative Declaration of environmental impact; and

WHEREAS, a Notice of Referendum was timely published as required by law and no request or petitions requesting a referendum were submitted, and the 30-day period prescribed by law has now passed; and

WHEREAS, the Town Clerk has filed (or will file) a Certificate as to such permissive referendum with the County Clerk as required by Town Law § 209-e(4)(a); and

WHEREAS, upon due deliberation upon 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 Town of Lansing Consolidated Water District be expanded by incorporating the lands of Putnam along Ridge Road, as described in the MPR; and it is further

RESOLVED AND SO ORDERED, that the boundaries of the proposed CWD shall now be inclusive of tax parcel numbers 12.-1-17.4 (4.08 acres), 12.-1-17.3 (7.59 acres) and 12.-1-17.2 (51.43 acres), being in all approximately 65 acres along Ridge Road, and the assessment map and property descriptions there for as are on file with the Tompkins County Clerk's Office are expressly incorporated herein, all as shown on the CWD Boundary Extension Map on file at the Town Clerk's Office, to which reference is hereby made and which map is expressly herein incorporated; and it is further

RESOLVED AND SO ORDERED, that the said District Extension hereinabove referred to shall be constructed as set forth in the Order calling a public hearing, at a cost of \$0.00 to the CWD and the Town, as the landowners are paying all costs of improvements of the boundary extension, which owners, the Town Board has determined, and hereby again determines, are especially benefited thereby; and it is further

RESOLVED AND ORDERED that the Town Clerk file a certified copy of this Resolution with the Tompkins County Clerk within 10 days of the adoption of this Resolution and Final Order.

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

Councilperson Andra Benson	Aye
Councilperson Robert Cree	Aye
Councilperson Ruth Hopkins	Aye
Councilperson Edward LaVigne	Aye
Supervisor Kathy Miller	Aye

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on April 18, 2012.

RESOLUTION ON MANDATE RELIEF:

RESOLUTION 12-79

**RESOLUTION URGING NEW YORK STATE
TO CUT UNFUNDED MANDATES AND UNDER FUNDED
MANDATES, TO PREVENT NEW UNFUNDED MANDATES AND TO
RECOGNIZE THE EFFORTS OF
THE MANDATE RELIEF REDESIGN TEAM**

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

WHEREAS, New York State's municipalities and school districts are encumbered with unfunded and under funded mandates from state government, and

WHEREAS, the cost of these mandates is borne by taxpayers, and local governments often have to cut other vital services to comply, and

WHEREAS, it is critical that governments work together to craft solutions to the high cost of government and cooperate in evaluating options to restrain unnecessary spending at all levels of government in order to provide property tax relief to New York State residents and businesses, and

WHEREAS, in order to reduce the burden of local property taxes, it is of compelling public importance that New York State continues to conduct a comprehensive review of mandates imposed on local governments, and

WHEREAS, the Town of Lansing recognizes and supports the efforts of the Mandate Relief Redesign Team as they work with the Legislature to bring relief to local governments and school districts,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Lansing hereby calls upon the New York State Governor, the Legislature, and all Executive Agencies to continue to review unfunded, under funded and prevent new unfunded mandates from state government, and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Lansing is hereby directed to forward a certified copy of this Resolution to New York State Governor, Andrew M. Cuomo and all State and Federal Elected Officials.

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

Councilperson Andra Benson	Aye
Councilperson Robert Cree	Aye
Councilperson Ruth Hopkins	Aye
Councilperson Edward LaVigne	Aye
Supervisor Kathy Miller	Aye

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on April 18, 2012.

ETHICS DISCLOSURE POLICY AND COMPLETION OF ETHICS DISCLOSURE STATEMENT:

RESOLUTION 12-80

RESOLUTION ADOPTING TOWN OF LANSING ETHICS DISCLOSURE POLICY AND COMPLETION OF THE ETHICS DISCLOSURE STATEMENT

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

WHEREAS, on January 21, 2009 the Town Board of the Town of Lansing adopted Local Law #1 of 2009, Ethics Rules and Regulations of the Town of Lansing; and

WHEREAS, the Town Board now wishes to adopt a disclosure policy and require all Elected Officials, Department Heads, Deputy Highway Superintendent, Planning Board members, ZBA members, and outside Contractors that regularly work with or as paid by the Town to complete said form; and

WHEREAS, the Town Board authorizes the Town Clerk to have the above mentioned Town of Lansing Ethics Disclosure Statement distributed to all subject persons and to require that each such person complete and file the same within two weeks of distribution on a yearly basis; and

WHEREAS, the Town Board wishes to delegate the Ethics Board as the official repository of said forms for their review; and

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

RESOLVED, that the Town Board does hereby adopt the following Town of Lansing Ethics Disclosure Statement for completion and directs all Elected Officials, Department Heads, Deputy Highway Superintendent, Planning Board members, ZBA members, and outside Contractors that regularly work with or are paid by the Town, to annually complete said form in accord with the directions and instructions of the Town Clerk:

Town of Lansing Ethics Disclosure Statement

Form must be completed and filed with the Town Clerk by _____ For the Calendar Year _____

YOUR NAME COMPLETE HOME ADDRESS

PLACE of USUAL EMPLOYMENT w/TITLE BOARD or DEPARTMENT of the Town on which you serve or work

*Please do not leave any area BLANK.
If there is nothing to list, please write "NONE" in the space provided.*

If an error is made, please draw a single line through it and initial it.
Answers must cover the 12-months prior to the date you file this form.
Updated forms should be submitted within 30 days of any significant change in information.

A. REAL ESTATE OWNERSHIP: List the address of each piece of property that you or any member of your Household ¹ own or have a significant financial interest ² in that is located in Tompkins County.

Name of Family Member	Relationship	Property Address	Nature of Property
<i>Example: John Smith</i>	<i>Self</i>	<i>259 Dallas Drive, Lansing, NY</i>	<i>Primary Residence</i>
<i>Example: Jack Smith</i>	<i>Father</i>	<i>259 Jets on the Lake, Ithaca, NY</i>	<i>Vacation Home</i>

B. Outside Interests:

1. List the name of any partnership or unincorporated business (located or doing business in the State of New York) or unincorporated association (which does business with the Town of Lansing) of which you or any member of your Household ¹ is a member, partner, officer, or employee, or has a significant proprietary interest in.

Name of Family Member	Business/Organization	Nature & Type of Business or Organization	Nature of Affiliation (Position, Duties)
<i>Example: John Smith</i>	<i>Highway Apartment Complex</i>	<i>Real Estate Corporation</i>	<i>10% Ownership</i>

2. List the name of any corporation organized for profit (located or doing business in the State of New York) or organized not-for-profit (which does business with the Town of Lansing) of which you or any member of your Household ¹ is an officer, director, employee, or who owns or controls, individually or in combination with you or other members of your Household,¹ more than 10% of the outstanding stock.

Name of Family Member	Business/Organization	Nature & Type of Business/Organization	Affiliation (Position, Duties)
<i>Example: John Smith</i>	<i>Coalition for Healthy Children</i>	<i>Non Profit</i>	<i>Board Member</i>

3. List the nature of any self-employment from which you or a member of your Household ¹ has derived a gross income of \$5,000.00 or more during the previous twelve months. (*Omit reference to any not-for-profit entity that has no business dealings with the Town of Lansing*)*

Name of Family Member	Name of Business/Organization	Nature & Type of Business/Organization	Affiliation (Position, Duties)
<i>Example: Self</i>	<i>Yankees Produce</i>	<i>Partnership-Produce Farm</i>	<i>Owner</i>

C. Licensed Professions: If you practice law, are a NYS licensed real estate broker or agent, practice a profession licensed by the NYS Department of Education, or are involved in a corporation or business described in Subsection B above, please include a general description of the principal subject matters undertaken in the stated practice, including the nature of your clients' businesses. This disclosure shall not include the names of individual clients.

Your Profession	Specialty	Nature of Business
Name of Employer or Business		Description of Business Activities
<i>Example: Broker – Mets Planning</i>	<i>Real Estate</i>	<i>Solicit listings of homes for sale and sale of homes</i>

D. Interest in Contracts: Describe any interest you, your spouse, household partner, or your children 18 years of age have in any contract involving the Town of Lansing (excluding your current employment with the Town of Lansing)*.

Contractor	Contract with Town	Nature of Business with the Town
<i>Example: Self</i>	<i>Giants Gravel – Gravel Supplier</i>	<i>Supplies gravel materials to the Town</i>

Town of Lansing Code of Ethics – Section 3 Standards of Conduct: J. No Town Employee shall solicit, accept, or receive any gift having a value of \$75.00 or more. In reference to General Municipal Law § 805-a. Certain action prohibited. 1. No municipal officer or employee shall: a. directly or indirectly, solicit any gift, or accept or receive any gift having a value of seventy-five dollars or more, whether in the form of money, service, loan, travel, entertainment, hospitality, thing or promise, or in any other form, under circumstances in which it could reasonably be inferred that the gift was intended to influence him, or could reasonably be expected to influence him, in the performance of his official duties or was intended as a reward for any official action on his part.

E. Certification

*I hereby certify, under penalty of perjury, that the information disclosed on this form is true and complete and that I have read Section 3 Standards of Conduct: J. of the Town of Lansing **CODE OF ETHICS** along with the General Municipal Law §805-a.*

SIGNATURE

DATE

DEFINITIONS:

¹ “Household” means your spouse or equivalent member of a household sharing living expenses with you, and any of the following if residing with you: child, step-child, brother, sister, parent, or person you claimed as a dependent on your latest state income tax return.

² “Significant financial interest” shall mean an ownership interest of more than ten percent (10%) and shall also mean a security interest of more than \$1,000,000.00 in a property (such as the holder of a mortgage).

*Please attach additional pages if needed and sign and date all attachments.

Adopted April 18, 2012

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

Councilperson Andra Benson	Aye
Councilperson Robert Cree	Aye
Councilperson Ruth Hopkins	Aye
Councilperson Edward LaVigne	Aye
Supervisor Kathy Miller	Aye

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on April 18, 2012.

Tompkins County Representative Pat Pryor asked when the disclosure statements were going to be completed. Town Clerk, Debbie Crandall stated that she was going to have the statements distributed on April 27, 2012 with a completion date to be returned to the clerk by May 14, 2012.

APPROVE AND AMEND POSITION OF CLEANER TO FULL TIME:

After a lengthy discussion Councilperson Ed LaVigne motioned to table the Resolution until more information is received and have Sharon Bowman, Bookkeeper/Personnel Officer attend the next meeting, motion was seconded by Councilperson Robert Cree and carried unanimously.

INTERMEDIATE PRINCIPAL ACCOUNT CLERK TYPIST POSITION:

RESOLUTION 12-81

**RESOLUTION APPROVING AND AMENDING POSITION
OF PRINCIPAL ACCOUNT CLERK TYPIST IN SUPERVISOR’S
OFFICE FROM FULL TIME TO INTERMEDIATE**

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

WHEREAS, the Town has a current position of “Principal Account Clerk Typist” in the Supervisor’s Office in its Civil Service Roster, which position was increased to a full

time position a few years ago, but which position need not longer be full time due to the needs of such position and the nature of the work and services performed, such that the position is hereby reduced to intermediate level; and

WHEREAS, the person currently filling such position is in favor of such change in hours; and

WHEREAS, benefits for such intermediate position shall be prorated as based upon the number of hours defined for such intermediate position; and

WHEREAS, if additional hours are needed, said hours will be determined and at the discretion of the Bookkeeper/Personnel Officer; and

WHEREAS, upon due deliberation thereupon, the Town Board of the Town of Lansing has hereby

RESOLVED, that the position of Principal Account Clerk Typist in the Supervisor's Office, as classified in the Competitive Class of Civil Service, be amended and reduced from a full time (36.5 hours) to intermediate (24 hours) position, and that all benefits accruing to full time employees of the Town be available to and for such position, but prorated for such 24 hours; and it is further

RESOLVED, that the revised job description for such position, as amended, be and hereby is approved; and it is further

RESOLVED, that the Town Personnel Officer so notify the Tompkins County Department of Personnel of such change, and further, that such Personnel Officer be and hereby is authorized to take such other steps as are necessary to give effect to this Resolution by, for, on behalf of, and in the name of the Town of Lansing.

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

Councilperson Andra Benson	Aye
Councilperson Robert Cree	Aye
Councilperson Ruth Hopkins	Aye
Councilperson Edward LaVigne	Aye
Supervisor Kathy Miller	Aye

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on April 18, 2012.

**SCHEDULE PUBLIC HEARING FOR LOCAL LAW #1 – MORATORIUM
UPON HEAVY INDUSTRIAL USES FOR ONE YEAR:**

RESOLUTION 12-82

**RESOLUTION SCHEDULING PUBLIC HEARING
FOR LOCAL LAW #1 OF 2012,
A MORATORIUM UPON HEAVY INDUSTRIAL USES FOR ONE YEAR**

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

WHEREAS, the Town has been conducting a multi-year study concerning updates to both its Zoning Laws and its Comprehensive Plan, including an examination of the use of overlay and other districts to protect important natural and other features of the Town, as well as the creation of a Town Center; and

WHEREAS, the onset and imminent potential approval of oil and gas drilling, particularly through a process known as HVHF, has the potential to bring heavy industrial processes and operations into the Town precisely at a time when the Town is in

the process of examining existing regulations to address the potential impacts of all industries and the need for changes in Town Laws and procedures related to heavy industrial operations and otherwise; and

WHEREAS, such moratorium, proposed to be enacted by Local Law (if adopted) proposes to prohibit the siting or operation of any new heavy industrial activities within the Town, whether temporary or permanent, and including HVHF and natural gas drilling, until the Town can consider several regulations or changes in law to address the issues arising from such heavy industrial activities; and such moratorium further proposes to adopt a hardship exemption to allow relief to properties and landowners disproportionately and harshly affected by such moratorium; and

WHEREAS, since a Moratorium is a Type II Action under SEQRA, no environmental review is required; and

WHEREAS, upon due consideration thereupon, the Town Board of the Town of Lansing has hereby

RESOLVED, 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 2nd day of May, 2012, at 7:05 o'clock P.M., to consider the adoption of proposed Local Law #1 of 2012, and to hear all persons interested in the subject thereof, and to take such action thereon as is required or permitted by law; and it is further

RESOLVED, that 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, in accord with law; and it is further

RESOLVED, that the Town Clerk notify the County Department of Planning via a request for a GML § 239-1, *et seq.*, review as soon as is practical; and it is further

RESOLVED AND DETERMINED that this action is classified as a Type II Action under SEQRA (6 NYCRR Part 617, § 617.5(27, 30)) such that no environmental review is mandated or required.

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

Councilperson Andra Benson	Aye
Councilperson Robert Cree	Aye
Councilperson Ruth Hopkins	Aye
Councilperson Edward LaVigne	Aye
Supervisor Kathy Miller	Aye

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on April 18, 2012.

SET PUBLIC HEARING TO AMEND DOG LAW FOR ALLOWING DOG PARKS:

The question of the adoption of such proposed Resolution was duly motioned by Councilperson Robert Cree, duly seconded by Councilperson Ruth Hopkins.

After further discussions the motion was withdrawn without a roll call vote.

Supervisor Kathy Miller motioned to table the Resolution for further discussion to be held at the Work Session meeting on June 6, 2012 at 7:00 p.m., motion was seconded by Councilperson Ruth Hopkins and carried unanimously.

ACCEPT AND AUTHORIZE LANSING COMMONS DEDICATIONS:

The proposed Lansing Commons Dedications were determined not to be complete at this time and tabled until a later date when all materials are received.

AUTHORIZE AGREEMENT WITH WATCHTOWER re 1999 AGREEMENT:

RESOLUTION 12-83

RESOLUTION APPROVING AND AUTHORIZING AGREEMENT WITH WATCHTOWER TERMINATING 1999 CONTRACT

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

WHEREAS, the Town and Watchtower executed a contract and agreement dated December 23, 1999 (the “Contract”), which, among other things, purported to require Watchtower to contribute money to the Town to defray and contribute to the capital and other costs of a future installation of water lines or the creation of a water district or extension, as well as the creation and installation of sewer lines, wastewater treatment and transportation facilities, and/or a sewer district; and

WHEREAS, such Contract was then predicated upon Watchtower’s plans to build a facility within the Town of Lansing, which plans have since been abandoned and Watchtower no longer needs such services (though reserves the right as a landowner to participate in any future water or sewer district, if ever so created); and

WHEREAS, the Parties have discussed and negotiated the meaning, intent, and enforceability of such Contract for several years without resolution, and since 1999 the Town has neither installed water or sewer lines, services, or districts affecting or benefiting the property of Watchtower owned in the Town of Lansing; and

WHEREAS, given the passage of over 12 years, the terms, conditions, consideration, needs, plans, and purposes of and surrounding such Contract have so materially and substantially changed that the such 1999 Contract has no meaning or effect, particularly given that no portion of such lands are proposed to be located within or benefited by the newly proposed Town Center Sewer District; and

WHEREAS, upon due deliberation thereupon, the Town Board of the Town of Lansing has hereby

RESOLVED, that said proposed Agreement canceling the 1999 contract be and hereby is approved, and that the Town Supervisor and Town Attorney be and hereby are authorized to negotiate, finalize, execute, and file such agreement by, for, on behalf of, and in the name of the Town of Lansing.

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

Councilperson Andra Benson	Aye
Councilperson Robert Cree	Aye
Councilperson Ruth Hopkins	Aye
Councilperson Edward LaVigne	Aye
Supervisor Kathy Miller	Aye

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on April 18, 2012.

APPROVE CONTRACT FOR AUDIT AND AUTHORIZE SUPERVISOR TO EXECUTE:

RESOLUTION 12-84

**RESOLUTION APPROVING CONTRACT WITH
CIASCHI, DIETERSHAGEN, LITTLE, MICKELSON & COMPANY, LLP
FOR FINANCIAL REPORT AND AUDIT OF TOWN OPERATIONS,
PROCEDURES, FUNDS, CASH HANDLING PROCEDURES AND ACCOUNTS
AND AUTHORIZE THE SUPERVISOR TO EXECUTE SAID CONTRACT**

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

WHEREAS, the Town of Lansing Town Board at it's 2012 Organizational Meeting, Resolution 12-25, has appointed Ciaschi, Dietershagen, Little, Mickelson & Company LLP as the Town Accountant(s) for the year 2012, with the Town to obtain services on an as needed and upon request basis; and

WHEREAS, the Town of Lansing has received and reviewed the proposed contract from Ciaschi, Dietershagen, Little, Mickelson & Company, LLP for their services to audit and provide a financial report of town operations, procedures, funds, cash handling procedures and accounts for the year ending December 31, 2011.

WHEREAS, said audit to begin approximately June 25, 2012 and reports to be received no later than August 31, 2012; and

WHEREAS, upon due deliberation thereupon, the Town Board of the Town of Lansing has hereby

RESOLVED, that said proposed contract be and hereby is approved and that the Town Supervisor be and hereby is authorized to execute said agreement, on behalf of, and in the name of the Town of Lansing.

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 Robert Cree	Aye
Councilperson Ruth Hopkins	Aye
Councilperson Edward LaVigne	Aye
Supervisor Kathy Miller	Aye

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on April 18, 2012.

APPROVE AUDIT AND BUDGET MODIFICATIONS:

RESOLUTION 12-85

Councilperson Robert Cree moved that the Bookkeeper is hereby authorized to pay the following bills and to make the following budget modifications.

CONSOLIDATED ABSTRACT # 004	
DATED	<u>4/19/12</u>
AUDITED VOUCHER #'s	<u>268 – 367</u>
PREPAY VOUCHER #'s	<u>268 – 273</u>
AUDITED TA VOUCHER #'s	<u>25 – 31</u>
PREPAY TA VOUCHER #'s	<u>25 & 31</u>

<u>FUND</u>	<u>TOTAL APPROPRIATIONS</u>
GENERAL FUND	\$ <u>88,863.02</u>
HIGHWAY FUND	\$ <u>45,030.55</u>
LANSING LIGHTING	\$ <u>172.93</u>
LANSING WATER DISTRICTS	\$ <u>3,071.98</u>
TRUST & AGENCY	\$ <u>27,212.12</u>
WARREN RD SEWER-CAPITAL PROJ	\$ <u>0.00</u>
LANSING SEWER DISTRICTS	\$ <u>25,700.98</u>
DEBT SERVICE	\$ <u>0.00</u>

BUDGET MODIFICATIONS
GENERAL FUND A
4/18/12 Meeting

<u>FROM</u>	<u>TO</u>	<u>FOR</u>	<u>AMOUNT</u>
A599	A1110.120 Reason	From Fund Balance to Court Clerk Personnel To Correct Budget Program Glitch	32,475.00
A599	A5010.120 Reason	From Fund Balance to Highway Clerk Personnel To Correct Budget Program Glitch	22,243.00
A1440.408	A1420.408 Reason	From Engineering Bus & Ind Park to Attorney Bus & Ind Park To Reallocate Portion of Previous Modification	25,000.00

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

Councilperson Andra Benson	Aye
Councilperson Robert Cree	Aye
Councilperson Ruth Hopkins	Aye
Councilperson Edward LaVigne	Aye
Supervisor Kathy Miller	Aye

BOARD MEMBER REPORTS:

Andra Benson:

Farmland Protection:

The document is almost complete and will be presented to the Town Board

Library:

On Tuesday, April 24th the budget will be presented. The budget and 2 trustee positions will be voted on April 25th, all day at the library.

There is a request for the Town to do the lawn care and snow removal; this would be a tax savings to tax payers. As landlord of the building, this will be discussed along with the lease and grants at a work session meeting.

School Tax Collection:

The school and library tax collection will now be done at the Lansing Library.

Youth Services:

Andra attended the Spaghetti Supper along with Kathy Miller. The youth worked very hard along with high school helpers. The adults cooked and supervised (She volunteered from 2:00 pm – 10:30 pm) and the others participated in the cleaning and serving. There were also photos for sale that were taken by the middle school children.

Farmers Market:

The Farmers Market is selling 50/50 tickets to benefit the Youth Services. The market has been phenomenal in helping youth services. There are many more and new vendors than last year with the projected starting date of June 9th. Lynn Day has done a phenomenal job in getting music groups to play throughout the year. He is also working on a car show and flea market.

Robert Cree:

Village Board Joint Meeting:

Robert had received a call from a Village Trustee and he suggested that the Village and Town Boards hold a joint meeting.

Bolton Point:

The Commission is still reviewing the water bill structure and the minimum water bill issue. They are also addressing the bonding issue for new tanks.

Town Audit:

The Town Board conducted the first phase of their Internal Audit of Records for year-end 2011 today. The second phase will be completed on April 25th. After the audit is complete Robert will be preparing the report to submit to the Town Board.

Ruth Hopkins:

Education Forum Sponsored by the Lansing Gas Drilling Oversight Committee:

Ruth informed everyone that there will be a Shale Gas Development Education Forum on Friday, April 27, from 7:00 to 9:00 pm at the All Saints Church, 347 Ridge Road. Two important issues to be discussed are the Economics of Shale Gas Development along with the Health Issues related to Shale Gas Development. Deborah Rogers, financial analyst with extensive knowledge of shale industry along with Dr. Sandra Steingraber, ecologist and a recipient of the Heinz Award for environmental health writing will be the guest speakers. Ruth encouraged all to attend.

Edward LaVigne:

Scheduled Fundraiser Dates:

Fundraisers for Youth Services are scheduled: June 9th – Chicken Barbeque, August 4th - Pancake Breakfast at Applebees. Dog Park: July 21st – Chicken Barbeque

Youth Service Grant:

Ed informed the board grant writer, Carrie Shearer has written a grant for \$5,000.00 for Youth Services and \$5,000.00 for Recreation. Ed's plan is within three years to have the Youth Service Program be self sufficient.

Lansing Housing Authority:

The installation of the new elevator is moving forward.

LOAP:

Matthew Binkewicz will be the liaison for Lansing, replacing Marilyn Paradise who has moved out of the area. Ed will be looking into fundraisers to build up a surplus to purchase a new LOAP van when one is needed.

Myers Road Speed Limit:

Ed had a letter from a resident concerned about the traffic speed on Myers Road. There is currently a 25 mph speed limit. Debbie suggested that Jack French place the town's speed monitoring device on the road.

Kathy Miller:

Monthly Report:

The Supervisor submitted her monthly report for the month of March to all Board Members and to the Town Clerk.

Sewer Committee:

The Committee is looking at financing and costs for EDU's.

Planning Conference:

Ruth and Kathy attended an excellent planning conference in Saratoga. The Conference was not attended by any of the Town Planning Board or ZBA members.

TOWN COUNSEL REPORT - GUY KROGH:

Agreement with NYS re Purchase of Remaining Rights in State Land on 34B :

Guy informed the Board that the Commissioner of OGS has signed and sealed the land agreement, it is in the hands of the Attorney General waiting for the signature of the NYS Comptroller. Timeframe completion is 2 to 3 weeks.

TOWN CLERK:

Standard Work Day and Retirement Reporting:

Debbie will be collecting records of activities for members in the retirement system. Said records along with the required resolution and process will be discussed at the May 2nd work session meeting.

ENTER EXECUTIVE SESSION:

RESOLUTION 12-86

Councilperson Andra Benson moved to **ENTER EXECUTIVE SESSION TO DISCUSS ROBINSON ROAD LITIGATION AT 9:37 PM.** Councilperson Ruth Hopkins seconded the motion and it was carried by the following roll call vote:

Councilperson Andra Benson	Aye
Councilperson Robert Cree	Aye
Councilperson Ruth Hopkins	Aye
Councilperson Edward LaVigne	Aye
Supervisor Kathy Miller	Aye

EXIT EXECUTIVE SESSION:

RESOLUTION 12-87

Councilperson Andra Benson moved to **EXIT EXECUTIVE SESSION AT 9:50 PM.**
Councilperson Robert Cree seconded the motion and it was carried by the following roll call vote:

Councilperson Andra Benson	Aye
Councilperson Robert Cree	Aye
Councilperson Ruth Hopkins	Aye
Councilperson Edward LaVigne	Aye
Supervisor Kathy Miller	Aye

ADJOURN MEETING:

RESOLUTION 12-88

Councilperson Andra Benson moved to **ADJOURN THE APRIL 18, 2012 TOWN BOARD MEETING AT 9:51 PM.** Councilperson Robert Cree seconded the motion and it was carried by the following roll call vote:

Councilperson Andra Benson	Aye
Councilperson Robert Cree	Aye
Councilperson Ruth Hopkins	Aye
Councilperson Edward LaVigne	Aye
Supervisor Kathy Miller	Aye

Minutes taken and executed by the Town Clerk.

Respectfully submitted,

Debbie S. Crandall