

Village of Lansing

MINUTES of a meeting of the Board of Trustees of the Village of Lansing held on Monday, October 5, 2009, in the Village Office.

Present: Mayor Donald Hartill; Trustees Larry Fresinski, Lynn Leopold, John O'Neill and Julie Baker; Attorney David Dubow; Clerk/Treasurer, Jodi Dake

Mayor Hartill called the meeting to order at 7:34 P.M. and opened the public comment period. There were many students present who were observing for government class. There were no comments.

Motion-To Close the Public Comment Period

Trustee Fresinski moved to close the public comment period. Trustee O'Neill seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye	Trustee Julie Baker-Aye
Trustee John O'Neill-Aye	Trustee Lynn Leopold-Aye
Trustee Larry Fresinski-Aye	

The next item on the agenda was to approve the minutes from September 17th & 21st.

Motion - To Approve the Minutes from September 17th

Trustee Baker moved that the draft meeting notes, as reviewed and revised by the Clerk/Treasurer and the Board, are hereby adopted as the official minutes. Trustee Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill-Abstain	Trustee Julie Baker-Aye
Trustee John O'Neill-Aye	Trustee Lynn Leopold-Aye
Trustee Larry Fresinski-Abstain	

Motion - To Approve the Minutes from September 21st

Trustee Leopold moved that the draft meeting notes, as reviewed and revised by the Clerk/Treasurer and the Board, are hereby adopted as the official minutes. Trustee O'Neill seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye	Trustee Julie Baker-Aye
Trustee John O'Neill-Aye	Trustee Lynn Leopold-Aye
Trustee Larry Fresinski-Abstain	

David Dubow reported that the Planning Board approved a resolution at its meeting on Tuesday Sept. 29th, recommending approval of Mr. Ivar Jonson's request to change the name of Bomax Circle to Jon Stone Circle and is now recommending that change to the

Board of Trustees. Dubow explained that when the Lansing Trails II subdivision was originally approved it was called Bomax Circle because it was a simple extension of Bomax Drive. Ivar Jonson, the developer, thought renaming it to Jon Stone Circle would be more of a tribute to him and his project. “Jon” being part of his last name and “Stone” referring to the stone filled circle. In the past the, the Planning Board has deferred to the developer when naming the roads unless there is a strong reason not to do so. There is only one person that currently lives on that road and that is Ivar Jonson’s daughter. John O’Neill felt that it was already named Bomax Circle and shouldn’t be changed. There are many other roads that he has named after his family in the Lansing Trails development.

Resolution #5566-To Rename Bomax Circle as Jon Stone Circle

Trustee Fresinski moved to this resolution. Trustee Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee John O’Neill-Oppose
Trustee Larry Fresinski-Aye

Trustee Julie Baker-Aye
Trustee Lynn Leopold-Aye

David stated that six months ago Homewood Suites started the process to have a NYS Tourist-Oriented sign on the Route 13 exit ramp. Since Homewood Suites is not on Triphammer Rd. and is difficult to locate, the State requires that there be additional signage to direct motorists to the location. Based upon the Sign Law amendment recently adopted by the Board, Homewood Suites is proposing that a Local Tourist-Oriented directional sign be located within the North Triphammer Road right-of-way. David explained that the proposed new sign requires that Homewood Suites obtain the written consent from the Village as the owner of the right-of-way. The Village Board will therefore need to authorize in writing the installation of the sign. Dubow proposed that the best way to accomplish this would be with a simple license agreement specifically permitting the sign to be located within a designated area of the road right-of-way. The exact location of the sign will need to be approved by John Courtney, Superintendent of Public Works. The proposed sign is 2 ½ square feet and meets all of the Sign Law requirements. There was some discussion as to where to locate the sign. There is a unique problem in this area with the lay out of the traffic lanes. Dubow encouraged the Trustees to speak with John Courtney regarding the placement of the sign so that a specific location can be determined. The Board authorized Dubow to proceed with drawing up a draft License Agreement for the Board’s consideration and approval.

The next item on the agenda was to consider the proposed Cornell Integrated Deer Research & Management Program. The “Earn-a-Buck Program” is a Cornell program designed to reduce the number of deer and their associated impacts on campus. At the last Board meeting the Board considered a letter from Jay Boulanger requesting limited bow hunting on two Cornell parcels that fall within the Village and are located south of Route 13 and east of Brentwood Drive. The Board asked Jodi to send Jay a letter stating that they are in favor of permitting Cornell to hunt on the identified parcels in the Village if they agree to abide by all of our laws and regulations. Cornell has now submitted a

written agreement as required by our local law. The agreement was reviewed by the Board. Jay also included Cornell's 2009 Deer Hunting Regulations which conform to all NYS hunting laws and include additional restrictions. The Board proceeded with its review of Part I of the SEQR Short Environmental Assessment Form and its completion of Part II, finding that there would be no significant adverse impact on the environment.

Resolution #5567 -SEQR Review Related to Authorization of Limited Bow Hunting Within Village Pursuant to Cornell University Integrated Deer Research and Management Program for 2009

WHEREAS:

- A. This matter involves consideration of the following proposed action: Authorization for limited bow hunting for deer in the Village of Lansing within the area situated south of Route 13 and east of Brentwood Drive and designated on the map attached to the Cornell University correspondence dated September 2, 2009 in conjunction with the Cornell Integrated Deer Research and Management Program for 2009, which program is to be authorized by the Village Board of Trustees in accordance with Chapter 67 (entitled "Firearm and Bow Safety") of the Village Code, and specifically Section 67-6 of said Chapter 67; and
- B. The proposed action is an Unlisted Action for which the Village of Lansing Board of Trustees is an involved agency for the purposes of environmental review; and
- C. On October 5, 2009, the Village of Lansing Board of Trustees, in performing the lead agency function for its independent and uncoordinated environmental review in accordance with Article 8 of the New York State Environmental Conservation Law - the State Environmental Quality Review Act ("SEQR"), (i) thoroughly reviewed the Short Environmental Assessment Form (the "Short EAF"), Part I, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review, (ii) thoroughly analyzed the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c), and (iii) completed the Short EAF, Part II;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Village of Lansing Board of Trustees, based upon (i) its thorough review of the Short EAF, Part I, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review, (ii) its thorough review of the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR

Section 617.7(c), and (iii) its completion of the Short EAF, Part II, including the findings noted thereon (which findings are incorporated herein as if set forth at length), hereby makes a negative determination of environmental significance (“**NEGATIVE DECLARATION**”) in accordance with SEQR for the above referenced proposed action, and determines that neither a Full Environmental Assessment Form, nor an Environmental Impact Statement will be required; and:

- 2. The Responsible Officer of the Village of Lansing Board of Trustees is hereby authorized and directed to complete and sign as required the Short EAF, Part III, confirming the foregoing **NEGATIVE DECLARATION**, which fully completed and signed Short EAF shall be attached to and made a part of this Resolution.

Trustee Leopold moved this resolution. Trustee Fresinski seconded the motion. A vote was taken:

Mayor Donald Hartill–Aye
Trustee Lynn Leopold-Aye
Trustee Larry Fresinski-Aye

Trustee John O’Neill-Aye
Trustee Julie Baker-Aye

Lynn stated that Cornell has a very technical plan. She added that Lowell Garner at 15 Oakcrest Road has reported four dead fawns this year. Don added that this program has been very successful in the past. John O’Neill stated that the deer are nice but there are too many of them. Don stated that cars take out about 40 deer each year.

Resolution #5568 -To Authorize Limited Bow Hunting Within Village Pursuant to Cornell University Integrated Deer Research and Management Program for

WHEREAS:

- A. This matter involves consideration of the following proposed action: Authorization for limited bow hunting for deer in the Village of Lansing within the area situated south of Route 13 and east of Brentwood Drive and designated on the map attached to the Cornell University correspondence dated September 2, 2009 in conjunction with the Cornell Integrated Deer Research and Management Program for 2009, which program is to be authorized by the Village Board of Trustees in accordance with Chapter 67 (entitled "Firearm and Bow Safety") of the Village Code, and specifically Section 67-6 of said Chapter 67; and
- B. The Village of Lansing Planning Board has performed a review of the proposed action and the documents and materials submitted with respect thereto, including, but not limited to (i) the correspondence from Cornell University (and attachments thereto) dated September 2, 2009 requesting the

proposed action, and (ii) the correspondence from Cornell University (and attachments thereto) dated October 1, 2009 confirming Cornell University's agreement to comply as required to the terms, provisions, requirements and restrictions provided for in Chapter 67 (entitled "Firearm and Bow Safety") of the Village Code, and specifically Section 67-6 of said Chapter 67; and

- C. On October 5, 2009, the Village of Lansing Board of Trustees determined that the proposed action is an Unlisted Action for which the Board is an involved agency, and thereupon, in performing the lead agency function for its independent and uncoordinated environmental review in accordance with Article 8 of the New York State Environmental Conservation Law - the State Environmental Quality Review Act ("SEQR"), the Board (i) thoroughly reviewed the Short Environmental Assessment Form (the "Short EAF"), Part 1, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review, (ii) thoroughly analyzed the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c), (iii) completed the Short EAF, Part 2; and (iv) made a negative determination of environmental significance ("Negative Declaration") in accordance with SEQR for the above referenced proposed action and determined that an Environmental Impact Statement would not be required; and
- D. On October 5, 2009, the Village of Lansing Board of Trustees completed its review of the proposed action, all information and materials rightfully before the Board related thereto, and all issues raised d in the course of the Board's deliberations related thereto;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Village of Lansing Board of Trustees, pursuant to Chapter 67 (entitled "Firearm and Bow Safety") of the Village Code, and specifically Section 67-6 of said Chapter 67, hereby grants authorization and approval for the proposed action in accordance with and subject to (i) the correspondence from Cornell University (and attachments thereto) dated September 2, 2009 requesting the proposed action, and (ii) the correspondence from Cornell University (and attachments thereto) dated October 1, 2009 confirming Cornell University's agreement to comply as required to the terms, provisions, requirements and restrictions provided for in said Chapter 67 and Section 67-6.

Trustee O'Neill moved this resolution. Trustee Baker seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye
Trustee Larry Fresinski-Aye

Trustee John O'Neill-Aye
Trustee Julie Baker-Aye

During the Mayor's comments he stated that tomorrow the City of Ithaca will be making a decision with respect to their municipal water system and whether they would like to join Bolton Point. On Sept 23rd Don and Michael Newman, on behalf of the SCLIWC, met with Common Council. The City of Ithaca is considering getting water from Bolton Point instead of building a new water treatment plant and improving their current water source on Six Mile Creek. One of the questions has been whether the City should first be a customer and then become a member of Bolton Point at a later date. Only members of Bolton Point (two from each of the municipalities that comprise Bolton Point – the Towns of Dryden, Ithaca, and Lansing and the Villages of Cayuga Heights and Lansing) have a vote on all Commission matters. Recently, in a 6 to 4 vote the Commission voted to allow the City to join as an immediate member subject to a successful negotiation of the terms of membership. Don explained the position of the Bolton Point members who favor the City joining the Commission as a member: The advantage is that a municipal water system like Bolton Point is dominated by fixed costs and so producing more water reduces the costs to everyone. In Bolton Point's case, the current rate is \$2.58 per thousand gallons compared to a projected rate of \$1.83 if the City joins. For the total annual budget of Bolton Point which is currently \$2.7 million, this would mean a savings of nearly \$800,000 each year for our current customers. It would therefore be to everyone's advantage if the City chooses to become a member of Bolton Point. Don finds it very frustrating that some of the other Commission members do not agree with this approach and the economics involved. Some members of the Commission are concerned with the timeliness of the Ithaca City Council's decision-making if it were to become a member. Lynn asked if the City was including dredging costs in their estimate. She is concerned because the reservoir is about 2/3 full already.

There have been complaints of speeding on Cayuga Heights Road, particularly since it was recently repaved. In response to those concerns, the Village has added signage and moved the radar equipment from North Triphammer Road to Cayuga Heights Road. There are about 500 cars a day on this road. The data collected from the radar detector shows that 22% of the cars go 21-30mph, 57% go 30-40mph, 11% go 41-50mph and 1% go over 50mph. The Village will continue to collect data. If the data confirms that this continues to be a problem, it will be harder for the police to ignore our request to patrol that area. We plan to buy another radar sign.

Don stated that we are preparing for winter. The International Truck will be getting a wing attached next week. Our new Sterling Truck has been serviced and is ready to go. John Courtney is looking into a salt spreader for the Sterling. The salt order has been placed. We are buying on State Contract. Don feels we have good equipment and good people so he doesn't think we will have any difficulties with snow plowing.

Don reported that the Tompkins County Health Department is concerned with the water tank behind the office. There will be two options when the tank comes down. We can feed from the Burdick Hill Tank or we could use the airport ground tank. Even though the roof trusses on the Burdick Hill tank are half gone, a recent inspection has indicated that there is no danger for 4-5 years so the Commission has decided to delay the

construction of new tanks at that location until next year. Because of the exterior lead paint on the existing Burdick Hill tank, it has been determined that it will be cheaper to remove and replace that tank as opposed to refurbishing it. When the tank has been removed behind the Village office we plan to reconfigure our office complex.

John O’Neill asked if the bus stop at the corner of Sheraton and Substation Alley could be removed. No one uses it and it would provide a clear view at the corner.

Lynn stated that she is struggling with the gardens at the corner of Pyramid Drive. She has spoken with a representative from the Shops at Ithaca Mall and they stated that they could no longer take care of the gardens due to budget issues. Andy Scriabba planted day lilies in the garden in front of his place but the deer ate them all. It was suggested that next summer we give this project to the youth employment people.

Lynn also complained of the speeding on East Shore Drive. Don will send a request to the State to have a speed sign installed.

It was reported that at the Town of Lansing “Meet the Democratic Candidates Night” the main topic of discussion was gas drilling. The Town of Lansing had previously signed a lease for drilling in Ludlowville Park and the gravel quarry. The Village is concerned with the damage the big trucks will do to our infrastructure. Don stated that the DEC regulations are more stringent here than in Pennsylvania. The proposed DEC Regulations will require full disclosure for contents of the hydro fracturing fluids.

Motion- To Go Into Executive Session for Pending Litigation

Trustee Fresinski moved to go into executive session. Trustee O’Neill seconded the motion. A vote was taken:

Mayor Donald Hartill–Aye	Trustee John O’Neill-Aye
Trustee Lynn Leopold-Aye	Trustee Julie Baker-Aye
Trustee Larry Fresinski-Aye	

The Board went into executive session at 8:43pm.

Motion- To Come Out of Executive Session

Trustee Fresinski moved to come out of executive session. Trustee Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill–Aye	Trustee John O’Neill-Aye
Trustee Lynn Leopold-Aye	Trustee Julie Baker-Aye
Trustee Larry Fresinski-Aye	

The Board came out of executive session at 8:59pm.

Motion- To Adjourn

Trustee Baker moved for adjournment. Trustee Leopold seconded the motion to adjourn. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye
Trustee Larry Fresinski-Aye

Trustee John O'Neill-Aye
Trustee Julie Baker-Aye

The meeting adjourned at 9:00 pm.

Jodi Dake
Clerk/Treasurer