

MOTION TO ENTER CLOSED SESSION

Councilperson Joseph Wetmore moved to **ENTER CLOSED SESSION FOR CONFIDENTIAL LEGAL ADVICE INCLUDING AS RESPECT TO MATTER WHERE LITIGATION IS LIKELY, PENDING, THREATENED, ETC. AT 6:48 PM.**

Councilperson Andra Benson seconded the motion.

All in Favor – 5 Opposed – 0

MOTION TO EXIT CLOSED SESSION

Supervisor Edward LaVigne moved to **EXIT CLOSED SESSION AT 7:05 PM.**

Councilperson Joseph Wetmore seconded the motion.

All in Favor – 5 Opposed – 0

RESOLUTION ADOPTING LOCAL LAW NO. 3 OF 2021 – TEMPORARY MORATORIUM ON CERTAIN LAND USE DEVELOPMENT AND ZONING REVIEWS AND APPROVALS IN THE RURAL AGRICULTURAL ZONE FOR A PERIOD OF ONE YEAR

Town Board Discussion:

- Planning and Comprehensive Plan take time
 - Volunteers giving their time
- Planning in Town is important
 - Decide appropriate zoning for Town
- Planning Board, Planner, and Town Counsel all opposed to moratorium
- Proposed adding \$40,000 to budget to complete zoning updates
- Finish zoning updates without moratorium in one year
- Possible lawsuit with moratorium

Councilperson Joseph Wetmore and Councilperson Bronwyn Losey withdrew their motions for this proposed resolution, and it was not put to a roll call vote. It may be considered at another time.

RESOLUTION 21-

RESOLUTION ADOPTING LOCAL LAW NO.3 OF 2021 OF THE TOWN OF LANSING – A TEMPORARY MORATORIUM ON CERTAIN LAND USE DEVELOPMENT AND ZONING REVIEWS AND APPROVALS IN THE RURAL AGRICULTURAL ZONE FOR A PERIOD OF ONE YEAR

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

WHEREAS, the Town Board of the Town of Lansing is authorized to adopt local laws that advance and protect the health, safety and welfare of the community; and

WHEREAS, the Town Board recognizes that regulations that oversee the Rural Agricultural (RA) Zoning District are insufficient to provide for the promotion and protection of public health, safety, general welfare, property and environment in the Town; and

WHEREAS, New York State Municipal Home Rule Law grants the Town broad powers to adopt procedures and local laws to promote and protect the public health, safety, general welfare, property, and environment in the Town in order to protect against adverse risks and impacts of development in accordance with the Town of Lansing Comprehensive Plan and Agriculture and Farmland Protection Plan; and

WHEREAS, a proposed final draft of such Local Law has been duly presented to the Town Board by the Town Clerk on October 6, 2021; and

WHEREAS, moratoria are Type II Actions under the State Environmental Quality Review Act (SEQRA) regulations (6NYCRR section 617.5(c)(30)), and it is hereby

determined that this proposed action—the adoption of a land use moratorium—does not require further environmental impact review, a determination of significance, or the preparation of any other SEQRA documents; and

WHEREAS, the Tompkins County Planning Department has been given the opportunity to comment on the proposed local law; and

WHEREAS, in an October 8, 2021, letter from Katherine Borgella, AICP, Tompkins County Commissioner of Planning and Sustainability, to C.J. Randall, Town of Lansing Director of Planning, pursuant to §239 -l, -m, and -n of the New York State General Municipal Law offered the following comment:

In considering changes to the Town’s zoning code we note the Town’s 2018 Comprehensive Plan adopting resolution which states, “All future zoning changes based upon this comprehensive plan update shall and hereby are required to examine density and its impacts on transportation and infrastructure as required under SEQRA, by the Plan itself and consistent with the official County Planning §239 comments to this Comprehensive Plan, dated May 1, 2018, page 2.

WHEREAS, the comment was carefully considered by the Town Board;

WHEREAS, a duly noticed Public Hearing was held at the Lansing Town Hall, 29 Auburn Road, Lansing, New York, being in the Town of Lansing, on the 20th day of October 2021, at 6:35 pm, to consider public input and comments upon such proposed Local Law, and to hear all persons interested in the subject thereof, and to take such action thereon as is required or permitted by law; and

WHEREAS, upon deliberation there upon, the Town Board of the Town of Lansing has hereby

RESOLVED, that the Town Board of the Town of Lansing hereby enacts, adopts and approves this local law in the form as presented to this meeting, being the same as was presented at the Public Hearing held on the 20th day of October, 2021; and further be it

RESOLVED, that the Town Board shall hereafter create, and populate by appointment, an advisory committee to be named the “Codes Committee,” as a standing advisory committee consisting primarily of Town staff members, and the goal and purpose of this committee will be to gather and substantiate relevant information concerning land use regulations and to make recommendations to the Town Board in furtherance of the intent and purpose of this Local Law.

RESOLVED, this Local Law shall take effect immediately upon adoption by the Town Board of the Town of Lansing.

The question of the adoption of such proposed Resolution was duly motioned by Councilperson Joseph Wetmore, duly seconded by Councilperson Bronwyn Losey, and put to a roll call vote with the following results:

Councilperson Andra Benson –
Councilperson Bronwyn Losey –
Supervisor Edward LaVigne –

Councilperson Doug Dake –
Councilperson Joseph Wetmore –

Councilperson Joseph Wetmore and Councilperson Bronwyn Losey withdrew their motions for this proposed resolution, and it was not put to a roll call vote. It may be considered at another time.

PRESENTATION – ADULT-USE CANNABIS – JOHN DANN

Mr. Dann submitted the following to the Town Board prior to the meeting and reviewed it as part of his presentation:

“In March of this year, adult-use or “recreational” cannabis was made legal in New York state through the Marijuana Regulation and Taxation Act, or MRTA. New York was the 16th state to legalize recreational cannabis, and has been followed by Virginia, New Mexico, and Connecticut, which means there are now 19 states in the US where adults 21 and over can buy cannabis for recreational use. This does not mean cannabis was illegal in NY until this time; NY has had a robust medical cannabis program since 2015, which as of today includes 37 dispensaries across the state.

The MRTA also loosely outlined the licensing structure that would be used to regulate the state’s cannabis industry. There will be 11 types of licenses granted by the Office of Cannabis Management, one of the control boards established by the MRTA. These licenses cover every aspect of the industry, from cultivation to processing, distribution, and sales. Of the 11 licenses, the granting of 9 is completely governed by the OCM; if an applicant applies for a license anywhere in the state and the area is zoned to allow that activity, be it retail, agricultural, industrial, etc., the OCM can grant the license. This includes the granting of a microbusiness license, which in concept is similar to a microbrewery. It is the only license that grants full vertical integration, meaning that those who have a microbusiness license have full control of their product from seed to sale.

Municipalities have been given the option to opt out of two of the license types – licenses for retail dispensaries and licenses for on-site consumption establishments. Opting out would prevent the OCM from granting these two types of licenses in these districts and would prevent the district benefitting from the tax revenue collected through retail sales. A retail dispensary is similar in concept to a liquor store. Product can be purchased there, but not consumed there. A New York on-site consumption establishment will be similar to a bar. Products purchased there must be consumed there. A municipality can opt out of either retail dispensaries or on-site consumption without opting out of the other. It’s worth mentioning again that opting out of these licenses does not opt a district out of a microbusiness, which means cannabis sales can still legally occur within a district that has opted out of dispensaries and cafes. Opting out does not prevent cannabis from being delivered within the boundaries of a district that has opted out either. When the MRTA was passed, municipalities that wanted to opt out of dispensary or on-site sales had to do so by December of 2021; there is currently a bill being considered by the state senate that would extend this deadline to December of 2022.

Retail dispensaries are the primary type of retail facility that exists throughout the US and these have been operating successfully here in NY (as part of the medical cannabis program) since 2016. Several states, including Alaska, Arizona, California, and Colorado have on-site consumption establishments, as does Canada. Many other states, including Washington, Oregon, New Jersey, and Massachusetts, are working on the legislation that would allow for on-site consumption based on these working models. This means that both the retail dispensary and the on-site consumption establishment have a proven track record of success in other states and countries that have adopted adult-use legislation. There is also evidence that NY is already improving on the legislation adopted by other states and countries, such as the lower retail tax rate NY is implementing. These pieces of evidence, combined with the fact that microbusinesses and delivery services will still be able to operate in a district that has opted out, means that, should the Town of Lansing wish to do so, remaining opted into the retail portion of the MRTA is a safe, sensible, and lucrative choice.”

Town Board Discussion:

- If the Town opts-in, no action is required (by default everyone is in)
- If the Town opts-out, will lose sales tax revenue
- Opt-in and Opt-out only applies to two licenses
 - Retail dispensaries
 - On-site consumption establishments
- Alcohol and cannabis cannot mix at the same location
- Sales tax on cannabis is different than regular sales tax
- Federal Government considers cannabis a controlled substance

PRIVILEGE OF THE FLOOR – GUIDELINES

Available on Town of Lansing website and as a handout.

The public shall be allowed to speak only during the Public Comment / Privilege of the Floor period of the meeting, or during public hearings, or when they have reserved and been granted time upon the agenda.

Speakers must be recognized by the presiding officer (or his or her designee) and step to the front of the room.

Speakers must give their name and state whether they are speaking as a resident, a member of the public, or for any other person or organization.

Speakers must limit their remarks to 3 minutes, and comments unrelated to the subject matter of the public hearing are not allowed.

Speakers may not yield any remaining time they may have to another speaker.

With the permission of the presiding officer a Board or committee member may interrupt a speaker for the purpose of clarification or information (and not for any other reason or to debate or disagree). Such time shall not be counted against the speaker's 3-minute limit.

All remarks shall be addressed to the Board or committee as a body and not to any member thereof, nor to any member of the public whether present at such public hearing or not.

Speakers shall observe the commonly accepted rules of courtesy, decorum, dignity and good taste.

Interested parties or their representatives may address the Board by written communications. Written documents and evidence may be submitted as part of the record of the public hearing.

Persons who exceed 3 minutes, violate rules of courtesy, decorum, dignity or good taste, or deliberately or by their behavior interfere with other person's right to comment or participate in the public hearing, or who deliberately or by their behavior interfere with governmental administration will be cut off, removed, or have non-recognized comments removed from the record, or any combination of the above. Before a comments or statements will be excised from the record, the speaker will be verbally warned that they are in violation of the rules for this public hearing.

PRIVILEGE OF THE FLOOR – COMMENTS

(Available in person and via Zoom)

One resident spoke about cannabis:

- Federal Government – controlled substance
- Town Board decide what area retail establishments will be allowed
- Wait to see what other Towns do first, then opt-in
- Comprehensive Plan – determine where cannabis is allowed
- Does law enforcement have metric to determine “under the influence”

LANSING COMMUNITY LIBRARY REPORT – CHRISTINE EISENHUT

The following report was available on Town of Lansing website and as a handout.

TOWN BOARD UPDATES FROM THE LANSING COMMUNITY LIBRARY October 20, 2021

1. The library is now open with extended evening hours, express browsing without an appointment and curbside pick-up Monday/Wednesday 10-6,

Tuesday/Thursday 10-7, Friday and Saturday 10-2. Computers may now be used without an appointment.

2. The Friends of the Library on-line auction was a great success and reached its goal.
3. Fall Tween Book Club and Take and Make Craft – The book selection is *Greystone Secrets #1: The Strangers* by Margaret Peterson Haddix. This month's kit includes puzzles and games.
4. Fall Take and Make Crafts – Clothespin Puppets and Ghost Pom Pom Popper – Pickup begins on October 18th.
5. Financial Wellness for Small Business - On Wednesday, October 20th at 7pm, Matthew Kisloski a Financial Wellness Officer at Visions Federal Credit Union will give a presentation via Zoom regarding budgeting, building credit, financial statements, and banking. To receive a link for the program, please register with the library.
6. The library continues to provide free delivery to Woodsedge.
7. The library has an Empire Pass and passes to the Museum of the Earth and the Cayuga Nature Center available for check-out.
8. The LCL's Wi-Fi is not password protected. The community is welcome to park in the lot to access the Internet.

LANSING YOUTH SERVICES REPORT – MEGHAN LYONS

The following report was available on Town of Lansing website and as a handout.

Lansing Youth Services Town Board Report October 2021

LYS's next meeting will be on October 21st at 6pm

1. **Mad Science – Mondays 9/20-10/25 Held at Myers Park**
 - Enrolled: 15
 - Life Skills: social skills, learning to learn
 - Program explores engineering and science principles and theories through hands on projects.
2. **Outdoor Adventures – Tuesdays 9/21-10/26 Held at Myers Park**
 - Enrolled: 14 (Has a waiting list)
 - Life Skills: leadership, learning to learn
 - Program involves teaching outdoor skills, learning about local flora and fauna and being open to discovery as it unfolds in each season.
3. **Unusual Art – Wednesdays 9/22-10/27 Held at All Saints Parish**
 - Enrolled: 17
 - Life Skills: wise use of resources, marketable skills
 - Program includes unique art projects such as “broken art” youth voice and creativity lead the way in this offering.
4. **Outdoor Cooking – Thursdays 9/23-10/28 Held at Myers Park**
 - Enrolled: 12 (Has a waiting list)
 - Life Skills: marketable skills, problem solving
 - Different outdoor cooking options and recipes are the focus of this program, no one leaves hungry. Recipe selections are guided by youth.

5. Youth Employment Program

- 4 youth are working at the Lansing Community Library, registration, orientation, training and securing placements are taking place in the fall months to prepare for January 2022.
6. LYS reviewed bylaws at September Meeting. They plan to vote on the revised bylaws at the October Meeting.
7. Meghan Guerra Lyons (Youth Services Liaison) coordinated a training for youth commissions in October on Cultural Humility and creating DEI statements with trainer Fatima Banister. The first training occurred on October 4th and the second training will be on the 13th. Both trainings attended by Stacie Mastin.

LYS Goals:

1. Create orientation packet for new members - outlines of fiscal revenue and funded programs. Set expectations to visit programs/uniform template to monitor programs.
2. Online placement for agendas, minutes, and reports
3. Regular tracking of goals
4. Conduct community needs assessment (focus on impacts of the pandemic)
5. Use DEI statement to track metrics and funded programs
6. Incorporate more youth input at meetings for feedback into program decisions.

TOMPKINS COUNTY LEGISLATOR REPORT – MIKE SIGLER

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

**Tompkins County Legislator
Michael Sigler
October 20, 2021**

Hello and thank you for having me again. The big news this week is the County Legislature has passed a budget to send to the public for comment. The budget already included a tax rate decrease. We added some more money in from the fund balance to also bring the tax levy increase to zero. That budget now goes to a public hearing set for November 9th at 7 pm.

Since I was last in, the Legislature approved the use of up to \$7 million of the county government's unassigned fund balance to fund a Community Recovery Fund Program. The program would provide grants in support of community recovery following the negative impacts of the COVID-19 pandemic. The Request for Proposals will go out soon. We are just finishing up the language.

Bill Troy was unanimously appointed as Tompkins County's Attorney effective November 1, 2021. Troy is an internal promotion, having worked as Deputy County Attorney for several years. Current Attorney Jonathan Wood is retiring at the end of 2021.

COVID-19 is still a challenge in the County with cases hovering around 130, but that is declining, and we've seen days where there were single digit cases reported. We've been focused on hospitalizations which are in the single digits, and we'll be turning to the vaccination of children once that is approved by the federal government. We are holding Pfizer booster clinics right now.

A resolution supporting a physical study of addresses in Tompkins County that lack broadband internet access passed 11-3 with Legislators Lane (D-Dryden), Champion (D-Ithaca), and Klein (D-Danby) in opposition. This physical study replaces the currently paused and previously supported "Fujitsu Study." I believe this will allow us to more quickly hook up the few hundred homes that still don't have broadband. We need a targeted approach which this is. There's really no more time to wait on getting these families broadband.

We are talking about new paid holidays at the County including Juneteenth.

The Youth Services department is seeking applicants for the Governor's youth council. For more information, visit <https://www2.tompkinscountyny.gov/news/tompkins-county-seeks-youth-applicants-new-york-state-governors-youth-council>

Attorney General Letitia James held a press event Wednesday at the Alcohol & Drug Council of Tompkins County announcing that Tompkins County will be receiving between \$1-\$1.75 million in opioid settlement monies.

You might have heard that Mike Hall, our Airport Director, has retired. We began the interview process for a new Airport Director this month.

County Administration and the Sheriff's Office met to discuss the launch and implementation of the pilot program for non-emergency calls, traffic enforcement and data alignment for the Reimagining Public Safety process. Staff agreed to schedule a working meeting and will move forward with the implementation of the plans upon budget approval by the Tompkins County Legislature and City of Ithaca Common Council.

PARKS AND RECREATION REPORT – PATRICK TYRRELL

The following report was available on Town of Lansing website and as a handout.

Parks & Recreation 10/20/21 Town Board Meeting

RECREATION

- Congratulations to Kyle Dake on his 3rd World Championship.
- Small Fry Football & Flag Football have concluded their seasons. We had a very successful year in a new league that is very competitive.
- Fall Soccer has also wrapped up for the year.
- We hosted several modified soccer games this season.
- Ithaca College and Cornell Club softball teams have been playing fall softball on Christopher field.
- Trunk or Treat will be taking place at Myers Park again this year on Halloween, you may pre-register on our website per car, not per person.

PARKS

- The Isaac Cove sign has been installed at Salt Point.
- All kayaks, canoes, boat slip holders and dry dockers must be out of their spots on or by Nov. 1st.
- The Veteran's Watch Fire was very successful, we are hoping that they continue that tradition going forward.
- We spent a week with heavy machinery cleaning up the beach from all the rainstorms.
- Camping has ended for the season and we'll be turning off the water soon.
- Salt Point hunting is now under the supervision of the DEC, hunters must register at the hunting cooperative station in King Ferry. Call 315-364-7777.
- Ludlowville Park usage still remains very high.

Please use caution if you are going to be boating on Cayuga Lake, there is a lot of floating debris from all the storms that can cause major damage to your boat or you.

HIGHWAY REPORT – MICHAEL MOSELEY

Reviewed the following with the Town Board and the report was available on Town of Lansing website and as a handout.

HIGHWAY REPORT October 20, 2021

RESTORATION OF CONSOLIDATED WATER DISTRICT EXTENSION #5 (CWDX5-PERUVILLE RD) – Tree planting.

VILLAGE BRUSH PICK UP – Full crew worked together to pick up village resident’s brush.

FLOOD DAMAGE REPAIR – Repaired damaged shoulder washouts from prior rainstorms.

PAVING – New pavement overlay on Salmon Creek Road from Red Bridge to Ludlowville Road plus shoulders. Hot mix patch work done on Dug Road.

STONE & OIL – Town Barn Road, Verizon Lane, and parking lot for Bolton Point.

CONTINUING EDUCATION – Attended Cornell Local Roads class with Deputy Highway Superintendent.

CONSTRUCTION OF BUS SHELTER PAD, SIDEWALK, & BAKER BBQ PAVILLION – Worked with Park & Rec. to finish sidewalk project and Baker BBQ pavilion project.

Mike also reported:

- Paving next week
 - Will be reimbursed from CHIPS money
- Sidewalk
 - Near TCAT bus stop
 - Thanks to Parks and Recreation Department and NYS Department of Transportation

DIRECTOR OF PLANNING REPORT – C.J. RANDALL

Reviewed the following with the Town Board and the report was available on Town of Lansing website and as a handout.

CORE PLANNING FUNCTIONS

- **Completed and circulated draft annual 2022 Work Plan and Mid-Year report**
- **Planner conducting future classification and review of development applications**
- **Attended (with all annual department staff) core PESH trainings on 9/9**
- **Continued Planner / SMO Stormwater Management / drainage district coordination with County Planning, Town Highway Department, and Town Engineers**
- **Data and GIS Services**
 - Reviewed cloud-based software for planning and permitting on 9/10, 9/15, 9/16, and 9/30
- **Agricultural and Farmland Protection Committee staff support**
 - Circulated info on ORES review of Silverline Energy Center (200 MW) and Yellow Barn Solar on 9/23
 - Circulated draft Local Law on temporary development moratoria in Rural Agricultural (RA) Zoning District on 9/23
- **Conservation Advisory Council staff support**
 - Reviewed potential conservation easement on 9/1
 - Attended meeting on 9/2
 - Circulated Bell Station letters on 9/9
 - Reviewed Cayuga Lake Scenic Byway Overlay District geographic extent on 9/22
 - Submitted grant application for Open Space Index project on 9/24

- **Planning Board staff support**
 - Cancelled 9/13 working meeting
 - Review of draft Local Law on Short-Term Property Rentals on 9/27
 - Review of draft Local Law on temporary development moratoria in Rural Agricultural (RA) Zoning District on 9/27
- **Zoning Board of Appeals staff support**
 - 99 Armstrong Rd – 16' Area Variance from Minimum Front Yard Setback to enable emplacement of 28' x 24' carport – granted 9/14
 - 281 Bill George Rd – 30' Area Variance appeal from Minimum Yard Setback from Cayuga Lake to enable emplacement of 10' x 12' accessory building – Public Hearing continued 9/14
- **Interdepartmental Infrastructure Coordination**
 - Coordinated and attended monthly Department Head meeting on 9/1
 - Coordinated and attended Town Center Committee meeting on 9/1; prepared and submitted final report to Park Foundation for grant funding on 9/30
 - Coordinated and attended Water & Sewer Advisory Committee meeting on 9/1
 - Attended Town Highway Building Renovation Project prototype review on 9/20
 - Attended municipal website demonstration on 9/28
- **Attended FEMA Community Rating System Baseline Assessment with County Planning on 9/1**
- **Attended Lansing Advisory Committee on Power Plant Future (LAC-PPF) meeting on 9/9**
- **Chaired Tompkins County Planning Advisory Board (PAB) meeting on 9/14**
- **Attended Ithaca-Tompkins County Transportation Council (ITCTC) Planning Committee meeting on 9/14**
- **Postponed Electric Vehicle Working Group meetings upon exhaustion of Charge Ready NY funding on 9/17**

LAND USE POLICY WORK PROGRAM

- **Land Use Ordinance Update**
 - Land Use Ordinance Audit narrative report forthcoming
 - Reviewed draft Local Law on Short-Term Property Rentals with legal and staff on 9/7;
 - Prepared schedule of adoption and scope of work for Rural Agricultural (RA) / AG Zoning District update Q4 2021 to Q3 2022
- **Office of Renewable Energy Siting application review**
 - Circulated info on Silverline Energy Center (200 MW) and Yellow Barn Solar (160 MW) on 9/23
- **Environmental Protection Overlay Districts**
 - Scope of work and schedule of adoption forthcoming based on 2021 CAC Work Plan

C.J. also reported:

- Should hear mid-December on decision of four (4) grants

Ed LaVigne noted:

- May need hoist truck for sewer work – in future
- Consolidate some committees

ENGINEER'S REPORT – DAVE HERRICK

No report.

AGRICULTURE COMMITTEE REPORT – CONNIE WILCOX

No report.

CONSENT AGENDA

- a. **MOTION TO APPROVE BROKERAGE AGREEMENT WITH LAMA REAL ESTATE RESPECTING TOWN CENTER PROPERTY MATTERS**

MOTION M21-23

MOTION TO APPROVE BROKERAGE AGREEMENT WITH LAMA REAL ESTATE RESPECTING TOWN CENTER PROPERTY MATTERS

Motion to approve Buyer's Commercial Brokerage Agreement with Lama Real Estate respecting Town Center property matters (as executed by broker/agent upon 9/29/21), and to authorize the Town Supervisor to execute the same.

- b. **MOTION AUTHORIZING CONSERVATION ADVISORY COUNCIL TO PREPARE AND SEND THANK YOU LETTERS RELATIVE TO BELL STATION LANDS**

MOTION M21-24

MOTION AUTHORIZING CONSERVATION ADVISORY COUNCIL TO PREPARE AND SEND THANK YOU LETTERS RELATIVE TO BELL STATION LANDS

Motion that the advice and recommendation of the Conservation Advisory Council relative to Bell Stations lands be and hereby is approved, and that the Conservation Advisory Council prepare and send respective thank you letters on behalf of the Town Board to Senator Pamela Helming, Governor Kathy Hochul, Assemblymember Anna Kelles, DEC Commissioner Basil Seggos, and NYSEG CEO and President Carl Taylor.

- c. **RESOLUTION SCHEDULING PUBLIC HEARING FOR SPECIAL DISTRICTS PROPOSED 2022 BUDGETS**

RESOLUTION 21-129

RESOLUTION SCHEDULING PUBLIC HEARING FOR SPECIAL DISTRICTS PROPOSED 2022 BUDGETS

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

RESOLVED, that the Town Board of the Town of Lansing has prepared the Assessment Rolls of parcels of land included in the Lansing Consolidated Water District ("CWD"), CWD Extensions 1, 2, 4 (Lansing Station Road and Drake Road) and 5 (Peruville Road) and for lands within Lighting Districts Numbers 1, 2, and 3, (Ludlowville, Warren Road, and Lakewatch), and for the Lansing Drainage Districts Numbers 1, 2, 4, 5, 6, 7, 8, and 10 (Pheasant Meadows, Whispering Pines, Lake Forest, Farm Pond Circle, Lansing Commons, Woodland Park, Cayuga Way, and Novalane), and the Lansing Sewer Districts (Cherry Road and Warren Road) (all together, the "Districts"), and the Town has apportioned and assessed upon such parcels of land in proportion in the amount of benefits the improvements shall confer upon the same the cost chargeable to said Districts in connection with the construction and capital costs of the providing of public water, lighting, stormwater management and drainage, and sewer transportation and treatment payable in the year 2022 and therefore, pursuant to § 239 of the Town Law, the Town Board shall hold a Public Hearing at the Lansing Town Hall, 29 Auburn Road, Lansing, New York 14882, and via ZOOM, at 6:31 p.m., on the 3rd day of November, 2021 to hear and consider any objections which may be made to said roll.

d. **RESOLUTION SCHEDULING PUBLIC HEARING FOR THE TOWN OF LANSING PRELIMINARY BUDGET FOR 2022**

RESOLUTION 21-130

RESOLUTION SCHEDULING PUBLIC HEARING FOR THE TOWN OF LANSING PRELIMINARY BUDGET FOR 2022

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

NOTICE IS HEREBY GIVEN, that the Preliminary Budget of the Town of Lansing, Tompkins County, New York for the fiscal year beginning January 1, 2022, will be completed and filed in the office of the Town Clerk of said Town on October 21, 2021, where it will be available for inspection by any interested persons at all reasonable hours; and

FURTHER NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Lansing will meet, and review said Preliminary Budget and hold a Public Hearing thereon at the Lansing Town Hall, 29 Auburn Road, Lansing, New York 14882, and via ZOOM, 6:32 p.m. on the 3rd day of November, 2021 and that at such hearing any person may be heard in favor of or against the Preliminary Budget as compiled or for or against any items therein contained; and

FURTHER NOTICE IS HEREBY GIVEN, pursuant to Section 108 of the Town Law, that the following are proposed yearly salaries of elected Town Officials of this Town:

Supervisor	\$ 30,306.00
Councilperson (4)	
Total	\$ 38,964.00
Each	\$ 9,741.00
Town Clerk	\$ 52,000.00
Highway Superintendent	\$ 82,466.00
Town Justice (2)	
Total	\$ 41,140.00
Each	\$ 20,570.00

e. **RESOLUTION MEMORIALIZING CHANGES TO TENTATIVE BUDGET AND AUTHORIZING PREPARATION AND FILING OF PRELIMINARY BUDGET**

RESOLUTION 21-131

RESOLUTION MEMORIALIZING CHANGES TO TENTATIVE BUDGET AND AUTHORIZING PREPARATION AND FILING OF PRELIMINARY BUDGET

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

WHEREAS, pursuant to Town Law Article 8, and §§ 106 and 107 therein, the Town and its various officers and employees coordinate fiscal reviews and activities to help and cause the Town’s Budget Officer to prepare a Tentative Budget, and such Budget is presented formally by the Town Clerk and the Town Board thereafter reviews, investigates, updates and amends the same, whereupon it becomes a Preliminary Budget; and

WHEREAS, a Preliminary Budget must exist by a specific date and public hearings are held thereupon before the formality of adoption by formal vote and resolution as a Final Budget; and

WHEREAS, upon deliberation hereupon, the Town Board of the Town of Lansing has hereby RESOLVED as follows:

1. To date, the agreed-upon changes and updates to the Tentative Budget consist of the following:

(i) Assessment decreased by \$224,090. Revenue accounts A1001, A1081, DA1001 and DA1081 changed slightly.

(ii) B8020.420 Planning Consultant Expense increased by \$40,000 and B1120 County Sales Tax Revenue increased by \$40,000 – net result \$-0-.

2. These changes shall be made to the Tentative Budget, which shall become a Preliminary Budget and subjected to public hearing as required by law.

f. **RESOLUTION REQUESTING REDUCTION OF SPEED LIMIT ON ALESSANDRO DRIVE, CHELSEA’S WALK, ESTATES DRIVE, HORIZON DRIVE, LAURA LANE, LESLIE LANE, AND ROSINA DRIVE**

RESOLUTION 21-132

**RESOLUTION REQUESTING REDUCTION OF SPEED LIMIT
ON ALESSANDRO DRIVE, CHELSEA’S WALK, ESTATES DRIVE, HORIZON
DRIVE, LAURA LANE, LESLIE LANE, AND ROSINA DRIVE**

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 Alessandro Drive, Chelsea’s Walk, Estates Drive, Horizon Drive, Laura Lane, Leslie Lane, and Rosina Drive concerned about safety of pedestrians and excessive speed and a representative of the neighborhood has presented petitions signed by the residents in support thereof; and

WHEREAS, Alessandro Drive, Chelsea’s Walk, Estates Drive, Horizon Drive, Laura Lane, Leslie Lane, and Rosina Drive are Village and Town Highways; and

WHEREAS, the residents and property owners of Alessandro Drive, Chelsea’s Walk, Estates Drive, Horizon Drive, Laura Lane, Leslie Lane, and Rosina Drive request a reduction in the speed limit to no more than 25 miles per hour to improve public safety; 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 Alessandro Drive, Chelsea’s Walk, Estates Drive, Horizon Drive, Laura Lane, Leslie Lane, and Rosina Drive in the Village and Town of Lansing for the purpose of considering reduced speed to enhance safety.

g. **RESOLUTION ESTABLISHING 2022 WATER RATES FOR THE TOWN OF LANSING CONSOLIDATED WATER DISTRICT AND USERS THEREOF, INCLUDING DISTRICT EXTENSIONS AND OUTSIDE USERS**

RESOLUTION 21-133

**RESOLUTION ESTABLISHING 2022 WATER RATES FOR THE TOWN
OF LANSING CONSOLIDATED WATER DISTRICT AND USERS THEREOF,
INCLUDING DISTRICT EXTENSIONS AND OUTSIDE USERS**

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

WHEREAS, the Town of Lansing is a member municipality of the Southern Cayuga Lake Intermunicipal Water Commission (“Bolton Point”) and a signatory to Bolton Point’s Intermunicipal Cooperative Agreements as periodically updated since 1979 (the “Agreement”); and

WHEREAS, the Town and the Consolidated Water District (“CWD”) purchase water from Bolton Point as a supplier for the CWD, CWD extensions and districts, outside users, fire-fighting and other municipal purposes, and for use and consumption by residents; and

WHEREAS, the 2022 water rate from Bolton Point is \$5.77 per thousand gallons, and the Town must set its rates for the CWD and its districts and users; and

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

RESOLVED, that the Town Board of the Town of Lansing does hereby establish the following water rates for the Town of Lansing residents within the Town of Lansing Consolidated Water District for the year 2022.

Water Rate (SCLIWC)	\$ 5.77 per thousand gallons
Operation and Maintenance Fee (TOL)	<u>\$.93 per thousand gallons</u>
TOTAL RATE	\$ 6.70 per thousand gallons

BE IT FURTHER RESOLVED, that #1, #2, #4 and #5 accounts are not included in the current Town of Lansing Consolidated Water District. Therefore, the Town Board of the Town of Lansing does hereby establish the following water rates for the Town of Lansing residents in the #1 accounts being Algerine and Lansing Station Roads, #2 and #4 accounts being Drake Road and #5 accounts being Peruville Road. This rate will also include future water district extensions established in the year 2022.

Water Rate (SCLIWC)	\$ 5.77 per thousand gallons
Operation and Maintenance Fee (TOL)	<u>\$ 1.53 per thousand gallons</u>
TOTAL RATE	\$ 7.30 per thousand gallons

BE IT FURTHER RESOLVED, that #9 account Outside User Agreement residents using CWD services and water must pay 2 times the combined water and tax rate of the users that are not included in the current Town of Lansing Consolidated Water District, as outside users must equalize the taxed capital costs of the CWD that inside users must pay. This rate will be charged until such time as the applicant’s lands are brought within the Consolidated Water District.

Water Rate (SCLIWC)	\$ 5.77 per thousand gallons
Operation and Maintenance Fee (TOL)	<u>\$ 8.83 per thousand gallons</u>
TOTAL RATE	\$ 14.60 per thousand gallons

h. RESOLUTION APPROVING THE 2022 AMENDMENT TO THE MUNICIPAL COOPERATIVE AGREEMENT FOR THE GREATER TOMPKINS COUNTY MUNICIPAL HEALTH INSURANCE CONSORTIUM

RESOLUTION 21-134

RESOLUTION APPROVING THE 2022 AMENDMENT TO THE MUNICIPAL COOPERATIVE AGREEMENT FOR THE GREATER TOMPKINS COUNTY MUNICIPAL HEALTH INSURANCE CONSORTIUM

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

WHEREAS, the Town of Lansing (municipality) is a Participant in the Greater Tompkins County Municipal Health Insurance Consortium (the "Consortium"), a municipal cooperative organized under Article 47 of the New York Insurance Law, and

WHEREAS, the municipal participants in the Consortium, including this body, have approved and executed a certain Municipal Cooperation Agreement (the "Agreement"; effective date of October 1, 2010), and

WHEREAS, Article 47 of the New York Insurance Law (the "Insurance Law") and the

rules and regulations of the New York State Department of Financial Services set forth certain requirements for governance of municipal cooperatives that offer self-insured municipal cooperative health insurance plans, and

WHEREAS, the Agreement sets forth in Section Q2 that continuation of the Consortium under the terms and conditions of the Agreement, or any amendments or restatements thereto, shall be subject to Board review and upon acceptance of any new Participant hereafter, and

WHEREAS, by motion 001-2021 the Consortium's Board of Directors recommends approval of the 2022 Amended Agreement, and

WHEREAS, the Municipal Cooperative Agreement requires that amendments to the agreement be presented to each participant for review and adopted by its municipal board,

WHEREAS, the Town of Lansing is in receipt of the proposed amended Agreement and has determined that it is in the best interest of its constituents who are served by the Consortium to amend the Agreement as set forth in the attached 2022 Amended Municipal Cooperative Agreements, now therefore be it

RESOLVED, that the Town of Lansing approves and authorizes the Chief Executive Officer to sign the 2022 Amendment to the Municipal Cooperative Agreement of the Greater Tompkins County Municipal Health Insurance Consortium, and

RESOLVED, further, that the Clerk of the Town of Lansing is hereby authorized to execute this Resolution to indicate its approval, transmit a copy thereof to the Board of Directors of the Greater Tompkins County Municipal Health Insurance Consortium, and take any other such actions as may be required by law.

i. **RESOLUTION AUTHORIZING HIGHWAY INTERMUNICIPAL SHARED SERVICES AGREEMENTS**

RESOLUTION 21-135

**RESOLUTION AUTHORIZING HIGHWAY INTERMUNICIPAL
SHARED SERVICES AGREEMENTS**

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

WHEREAS, this Resolution is intended to authorize the Town Supervisor to sign a contract on behalf of the Town of Lansing to permit the Highway Superintendent to share services with other municipalities who possess a similar authorization for the borrowing or lending of materials and supplies and the exchanging, leasing, renting or maintaining of machinery and equipment, including the operators thereof, for the purpose of aiding the Highway Departments in the performance of their duties; and

WHEREAS, the Town of Lansing has the power and authority to contract for the purpose of renting, leasing, exchanging, borrowing or maintaining of machinery and equipment, with or without operators, with other municipalities, inter alia, under the General Municipal Law; and

WHEREAS, similarly, the Town of Lansing has the power and authority to borrow or lend materials and supplies to other municipalities, and

WHEREAS, it is hereby determined that the Town of Lansing has machinery and equipment which is not used during certain periods; and

WHEREAS, it is determined that the Town of Lansing may sometimes have materials and supplies on hand which are unusable, not in accord with specifications, old, or not immediately needed; and

WHEREAS, it is hereby determined that by renting, borrowing, exchanging, leasing or maintaining highway machinery and equipment and the borrowing or lending of materials and supplies, the Town of Lansing may avoid the necessity of purchasing certain needed highway machinery and equipment, or the purchasing of or storing a large inventory of certain extra materials and supplies, thereby saving the taxpayers money; and

WHEREAS, Lansing desires to design a simplified method of effecting the goals of shared services, but with due regard to protecting the fiscal and other interests of the Town of Lansing and its citizens; and

WHEREAS, it is the intent of the Town of Lansing to authorize the Town of Lansing Highway Superintendent to enter into renting, exchanging, borrowing, lending or maintaining arrangements with the persons serving in similar capacities in other municipalities without the necessity of obtaining approval of the Town Board prior to the making of each individual arrangements; and

WHEREAS, a standard contract has been prepared which is expected to be adopted and placed into effect in other municipalities, which contract will grant the person holding the position comparable to that of the Town of Lansing Highway Superintendent authority to make similar arrangements; and

WHEREAS, it is hereby determined that it is and will be in the best interests of the Town of Lansing to be a party to such shared services arrangements; and

WHEREAS, upon due deliberation of the foregoing, and based upon discussion thereupon, the Town Board of the Town of Lansing has hereby

RESOLVED, that the Town Supervisor be and hereby is authorized to sign, on behalf of and in the name of the Town of Lansing, Intermunicipal Shared Services Agreement (the "Agreement") that shall outline the terms and conditions upon which the Town of Lansing may enter into renting, exchanging, borrowing, lending, or maintaining arrangements with other municipalities who have signed such Agreement, or any substantially similar agreement, as determined by the Town of Lansing Supervisor; and it is further

RESOLVED, that upon the execution of such Agreement, the Town of Lansing Highway Superintendent shall thereafter, pursuant to the terms and conditions of such Agreement, administer such Agreement by and in the name of the Town of Lansing, and such Highway Superintendent may further execute such shared services agreements as he deems in the best interests of the Town in accord with the Agreement.

j. **APPROVE AUDIT AND BUDGET MODIFICATIONS AND SUPERVISOR'S REPORT**

RESOLUTION 21-136

The Supervisor submitted his monthly report for the month of September 2021, to all Board Members and to the Town Clerk. The Supervisor's Report was reviewed by Councilperson Joseph Wetmore. The bills were reviewed by Councilperson Joseph Wetmore and Councilperson Doug Dake. 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 # 010

DATED 10/20/2021

AUDITED VOUCHER #'s 894 - 990

PREPAY VOUCHER #'s 894 - 898

AUDITED T & A VOUCHER #'s 76 - 82PREPAY T & A VOUCHER #'s 76 - 78

<u>FUND</u>	<u>TOTAL APPROPRIATIONS</u>
GENERAL FUND (A&B)	\$ <u>113,426.54</u>
HIGHWAY FUND (DA&DB)	\$ <u>104,381.36</u>
LANSING LIGHTING (SL1,2,3)	\$ <u>1,413.53</u>
LANSING WATER DISTRICTS (SW)	\$ <u>29,543.45</u>
TRUST & AGENCY (TA)	\$ <u>49,591.02</u>
WARREN RD SEWER (SS1-)	\$ <u>233.44</u>
CHERRY RD SEWER (SS3-)	\$ <u>372.50</u>
DRAINAGE DISTRICTS (SDD1-10)	\$ <u>616.25</u>
PERUVILLE RD CWD#5 (HC)	\$ <u>25,964.57</u>

BUDGET MODIFICATIONS**GENERAL FUND A**
October 20, 2021

<u>FROM</u>	<u>TO</u>	<u>FOR</u>	<u>AMOUNT</u>
A599	A1420.400	From Fund Balance to Attorney Additional Needed	\$ 25,000.00
A599	A1430.100	From Fund Balance to Longevity Additional Needed	\$ 500.00
A599	A1440.403	From Fund Balance to Engineering Transportation Additional Needed	\$ 20,000.00
A599	A1440.406	From Fund Balance to Engineering Misc Water Additional Needed	\$ 1,000.00
A599	A1440.408	From Fund Balance to Engineering Town Center Additional Needed	\$ 5,000.00
A599	A1610.400	From Fund Balance to Technology Contractual Additional Needed	\$ 7,000.00
A599	A1630.403	From Fund Balance to Community Center Electric Additional Needed	\$ 300.00
A599	A3120.100	From Fund Balance to Police- Parks Additional Needed	\$ 700.00
A599	A5132.410	From Fund Balance to Hwy Garage Supply & Maint Additional Needed	\$ 2,000.00
A599	A9050.800	From Fund Balance to NYS Unemployment Ins Additional Needed	\$ 2,500.00

GENERAL FUND B
October 20, 2021

<u>FROM</u>	<u>TO</u>	<u>FOR</u>	<u>AMOUNT</u>
B599	B9050.800	From Fund Balance to NYS Unemployment Ins Additional Needed	\$ 750.00

**HIGHWAY FUND DA
October 20, 2021**

<u>FROM</u>	<u>TO</u>	<u>FOR</u>	<u>AMOUNT</u>
DA599	DA5130.400	From Fund Balance to Machinery Contractual Additional Needed	\$ 50,000.00

**PERUVILLE RD CWD#5
October 20, 2021**

<u>FROM</u>	<u>TO</u>	<u>FOR</u>	<u>AMOUNT</u>
HC8340.100	HC8340.400	From Hwy Personnel Srvcs to Contractual Additional Needed	\$ 10,000.00
HC8340.100	HC8340.420	From Hwy Personnel Srvcs to Engineer Additional Needed	\$ 2,500.00

**LAKEWATCH LIGHTING DIST SL3
October 20, 2021**

<u>FROM</u>	<u>TO</u>	<u>FOR</u>	<u>AMOUNT</u>
SL3-599	SL3-5182.400	From Fund Balance to Contractual Additional Needed	\$ 2,500.00

**WATER FUND SW
October 20, 2021**

<u>FROM</u>	<u>TO</u>	<u>FOR</u>	<u>AMOUNT</u>
SW599	SW8340.400	From Fund Balance to Transmission & Dist Cont Additional Needed	\$ 20,000.00
SW599	SW9710.705	From Fund Balance to Peruville rd CWD#5 Interest Additional Needed	\$ 1,200.00

**CONSENT AGENDA MOTIONS M21-23 – M21-24 AND
RESOLUTIONS 21-129 – 21-136**

RESOLUTION 21-137

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

RESOLVED, that the Consent Agenda Motions **M21-23 – M21-24** and Resolutions **21-129 – 21-136**, are hereby approved as presented and amended, and

The question of the adoption of such proposed Consent Agenda Motions and Resolutions were duly motioned by Councilperson Joseph Wetmore, duly seconded by Supervisor Edward LaVigne, and put to a roll call vote with the following results:

Councilperson Andra Benson – Aye	Councilperson Doug Dake – Aye
Councilperson Bronwyn Losey – Aye	Councilperson Joseph Wetmore – Aye
Supervisor Edward LaVigne – Aye	

Accordingly, the foregoing Motions and Resolutions were approved, carried, and duly adopted on October 20, 2021.

**RESOLUTION AUTHORIZING ISSUANCE OF NOTICE OF AWARD AND
EXECUTION OF ROOFING CONTRACT FOR OLD TOWN HIGHWAY BARN
ROOF REPAIR AND REPLACEMENT PROJECT**

This proposed resolution was not put to a roll call vote.

RESOLUTION 21-

**RESOLUTION AUTHORIZING ISSUANCE OF NOTICE OF AWARD
AND EXECUTION OF ROOFING CONTRACT FOR OLD TOWN
HIGHWAY BARN ROOF REPAIR AND REPLACEMENT PROJECT**

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

WHEREAS, the Town Board approved bid specifications for the parts and materials needed for the above project, the bids were lawfully posted and advertised, and a public bid opening duly conducted; and

WHEREAS, the bid submitted and opened was reviewed and analyzed by the Town Engineer and such bid was determined to be: (i) below estimated project costs (and therefore with budgets for such projects); (ii) submitted by a qualified bidder; and (iii) in substantial compliance with bid requirements, and such bidder is not listed on any debarment list nor deemed a non-responsible bidder; and

WHEREAS, this is a Type II SEQRA action, being an ongoing maintenance project upon an existing building and a repair and replacement in kind, and no further environmental review is thus mandated, and deliberation upon the foregoing the Town Board did RESOLVE as follows:

1. The Town Board accepts the bid and the supplemental delivery schedule as presented by J&B Installations, Inc. of Skaneateles, New York, in the sum of \$63,500.00 and the Town Engineer is directed to issue a Notice of Award to such bidder in such amount.
2. The contract prepared with and for such bid shall be completed, and once completed to the satisfaction of the Town Engineer and Town Counsel, shall be executed by the Town Supervisor or the Town Engineer, each acting severally and individually, being herein duly authorized to so act 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 _____, duly seconded by Councilperson _____, and put to a roll call vote with the following results:

Councilperson Andra Benson –
Councilperson Bronwyn Losey–
Supervisor Edward LaVigne –

Councilperson Doug Dake –
Councilperson Joseph Wetmore –

This proposed resolution was not put to a roll call vote.

**MOTION REJECTING ALL BIDS FOR OLD TOWN HIGHWAY BARN ROOF
REPAIR AND REPLACEMENT PROJECT**

MOTION M21-25

**MOTION REJECTING ALL BIDS FOR OLD TOWN HIGHWAY BARN ROOF
REPAIR AND REPLACEMENT PROJECT**

Motion rejecting all bids for old Town highway barn roof repair and replacement project.

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

Councilperson Andra Benson – Aye
Councilperson Bronwyn Losey – Aye
Supervisor Edward LaVigne – Aye

Councilperson Doug Dake – Aye
Councilperson Joseph Wetmore – Aye

Accordingly, the foregoing Motion was approved, carried, and duly adopted on October 20, 2021.

**MOTION SCHEDULING PUBLIC HEARING ON ADULT-USE CANNABIS
(RECREATIONAL MARIJUANA) RETAIL DISPENSARIES AND
CONSUMPTION ESTABLISHMENTS IN THE TOWN OF LANSING**

MOTION M21-26

**MOTION SCHEDULING PUBLIC HEARING ON ADULT-USE CANNABIS
(RECREATIONAL MARIJUANA) RETAIL DISPENSARIES AND
CONSUMPTION ESTABLISHMENTS IN THE TOWN OF LANSING**

Motion scheduling Public Hearing on adult-use cannabis (recreational marijuana) retail dispensaries and consumption establishments under the NYS Marijuana Regulation & Taxation Act (MRTA) and NYS Cannabis Control Board in the Town of Lansing, scheduled for November 17, 2021 at 6:31 pm, at the Lansing Town Hall, 29 Auburn Road, Lansing, NY, or via Zoom.

The question of the adoption of such proposed Motion 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 Bronwyn Losey – Aye
Supervisor Edward LaVigne – Aye

Councilperson Doug Dake – Aye
Councilperson Joseph Wetmore – Aye

Accordingly, the foregoing Motion was approved, carried, and duly adopted on October 20, 2021.

**RESOLUTION ADOPTING TOWN OF LANSING MANDATORY TRAINING
REQUIREMENTS FOR WORKPLACE VIOLENCE PREVENTION AND
SEXUAL HARASSMENT PREVENTION FOR ALL COMMITTEE AND BOARD
MEMBERS**

RESOLUTION 21-138

**RESOLUTION ADOPTING TOWN OF LANSING MANDATORY
TRAINING REQUIREMENTS FOR WORKPLACE VIOLENCE
PREVENTION AND SEXUAL HARASSMENT PREVENTION FOR
ALL COMMITTEE AND BOARD MEMBERS**

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

WHEREAS, in 2019 the New York State Legislature issued requirements for all employers in the State to have comprehensive sexual harassment prevention policies in place with corresponding, annual training. Every person who works in the State at any time during the year must receive thorough sexual harassment prevention training to comply with the mandatory policy; and

WHEREAS, per the Public Employee Safety and Health Act (PESH), Article 2, Section 27-a of the NYS Labor Law, an “Employee” is defined as a person that is permitted to work by an employer. This would apply to anyone, regardless of compensation, that is

performing work on behalf of the Town, full-time, part-time, temporary, seasonal, volunteers, committee members, etc.; and

WHEREAS, per 12 NYCRR PART 800.6 Public Employer Workplace Violence Prevention Programs, Section (h)(1), each employee must be trained at the time of the employee's initial assignment and at least annually thereafter; and

WHEREAS, these trainings are state-mandated, the Town of Lansing is obligated to comply; and

WHEREAS, the Town of Lansing adopted Local Law #1 of 2007, Workplace Violence Protection Local Law; and

WHEREAS, the Town of Lansing adopted Resolution number 18-135, which states "the Town... shall require all employees and officers to undertake interactive training as required by the New York State Department of Labor and the NYS Division of Human Rights. These training requirements shall become a part of official policy duly integrated in Town personnel policies."; and

WHEREAS, after due consideration, the Town Board of the Town of Lansing has duly resolved as follows:

1. All committee and board members must complete Workplace Violence Prevention and Sexual Harassment Prevention Training by November 19, 2021.
2. Workplace Violence Prevention and / or Sexual Harassment Prevention Training completed with another entity is sufficient if documentation showing same is submitted to Town of Lansing.
3. Any committee and board member who has not completed Workplace Violence Prevention and Sexual Harassment Prevention Training by November 19, 2021, will be removed from the committee on December 31, 2021, and will not be appointed to another Town of Lansing committee for at least one year.
4. Beginning January 2022 committee and board members must complete Workplace Violence Prevention and Sexual Harassment Prevention Training at the time of their initial assignment and at least annually thereafter.
5. This policy and its rules and requirements shall take effect immediately.

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

Councilperson Andra Benson – Aye
Councilperson Bronwyn Losey – Aye
Supervisor Edward LaVigne – Aye

Councilperson Doug Dake – Aye
Councilperson Joseph Wetmore – Aye

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on October 20, 2021.

A SHORT BREAK WAS TAKEN AT 8:37 PM

BOARD MEMBER REPORTS

Andra Benson – reported the following:

Lansing Library – written report above

Lansing Youth Services – written report above

Conservation Advisory Council (CAC)

- Bell Station thank you notes
- Scenic Byway – overlay district

Bronwyn Losey – reported the following:

Zoning Board of Appeals (ZBA)

- Variance approved

Cayuga Lake Watershed Intermunicipal Organization (CWIO)

- Bell Station
- Submitted list of projects to NYS Department of State – Lansing specific

Lansing Advisory Committee on Power Plant Future (LAC-PPF)

- Consultant update
- Bell Station
- Somerset plant
 - Crypto currency site
- Hillary Lambert, from CWIO
 - History on water data in this area
- Friends of Salt Point
 - Clean up day
 - Isaac Cove Plaque for Gus Isaac

Doug Dake – reported the following:

Planning Board

- Lot line adjustment – 168 Salmon Creek Road
- Short term rental discussion
- Moratorium – not recommended

Joseph Wetmore – reported the following:

Cannabis Committee

- John Dann presentation

Broadband Committee

- Spectrum audit
- Disappointed with Tompkins County Broadband Committee
- Looking at what Dryden is doing

Edward LaVigne – reported the following:

Broadband – Tompkins County will not bill Town for \$5,000 which was previously agreed to be paid

Jen Lyons, aide to Dr. Anna Kelles, called and discussed the following:

- Constituent called regarding tax relief for bad water – not located in water district
 - Can apply for NYS grants
 - Septic systems on the Lake
 - Aid through HUD
 - Clean water act
- Water District #3 – survey completed
- Bit Coin
- Dark fiber needed – from Guthrie area to old power plant

American Rescue Plan Act Funding (ARPA)

- Maybe used for final mile
 - Education, economics, medical, etc.
- Read email encouraging reaching out to House representatives

MOTION AUTHORIZING TOWN SUPERVISOR TO WRITE LETTER, ON BEHALF OF THE TOWN BOARD, TO CONGRESSMAN REED FOR SUPPORT EXPANDING ELIGIBILITY OF AMERICAN RESCUE PLAN ACT FUNDING FOR LOCAL GOVERNMENTS

MOTION M21-27

MOTION AUTHORIZING TOWN SUPERVISOR TO WRITE LETTER, ON BEHALF OF THE TOWN BOARD, TO CONGRESSMAN REED FOR SUPPORT EXPANDING ELIGIBILITY OF AMERICAN RESCUE PLAN ACT FUNDING FOR LOCAL GOVERNMENTS

Councilperson Joseph Wetmore, moved that the Town Supervisor is authorized to write a letter, on behalf of the Town Board, to Congressman Reed urging support measures similar to those found in S3011, expanding the eligibility of American Rescue Plan Act funding for local governments. Specifically:

- (1) Allows localities to allocate up to \$10 million of ARPA funds to provide government services without needing to calculate lost revenue.
- (2) Allows towns to use \$10 million or 30 percent of its ARPA allocations (whichever is more) to be used under a new, separate provision that further allows infrastructure-related activities authorized under federal surface transportation laws or Title I of the Housing and Community Development Act of 1974.
- (3) Allows funding to be used to provide “emergency relief from natural disasters or the negative economic impacts of natural disasters, including temporary emergency housing, food assistance, financial assistance for lost wages, or other immediate needs.”

Councilperson Andra Benson, seconded the motion.

All in Favor – 5 Opposed – 0

Accordingly, the foregoing Motion was approved, carried, and duly adopted on October 20, 2021.

Broadband

- Need study for build out
 - Use ARPA funds
 - Joseph Wetmore will get budget

WORK SESSION MEETING ITEMS OF DISCUSSION

Short-Term Property Rentals in the Town of Lansing – C.J. Randall

- Planning Board
 - Life safety, registration, and basic safety instructions
- Piggyback on Tompkins County software
- Register with Town
- Properties inspected and be safe
 - Address occupancy and life safety

Ed noted:

- Discuss November
- Possible public hearing December

Zoning Updates – C.J. Randall

- Reviewed updated Town of Lansing Code Updates document Q4 2021 to Q3 2022
 - Complete August 2022
 - Without moratorium

MOTION TO ADJOURN MEETING

Councilperson Joseph Wetmore moved to **ADJOURN THE MEETING AT 9:30 PM.**

Councilperson Andra Benson seconded the motion.

All in Favor – 5

Opposed – 0

Minutes taken and executed by the Town Clerk.

Respectfully submitted,

Deborah K. Munson, RMC
Town Clerk