

April 28, 2021

The Town Board of the Town of Lyons met for a meeting on April 28, 2021 at 6:30 p.m. at the Lyons Community Center

Present: Jake Emmel, Supervisor  
John Paliotti, Councilman  
Joanne Greco, Councilwoman  
Ralph D'Amato, Councilman  
James Brady, Councilman  
Sal Colatarci, Town Clerk  
Tim Moore, Highway Supt.

Also Present: John Wiltsie, Richard Bogan, Dan LaGasse, Tom Finewood, Carolyn Grasso, Dan DeWolf, John Hawman, Mary Jo Smokoski, Josh Perry, Assemblyman Brian Manktelow

Absent:

This meeting was duly noticed by contacting the Times of Wayne newspaper, as well as posting a notice on the Town bulletin board and on the Town's web site.

All stood for the Pledge of Allegiance.

Councilman Brady moved to accept the minutes from the March 31 meeting as well as the April 21, 2021 workshop. Motion seconded by Councilman D'Amato. Vote:

Councilman Brady voting aye  
Councilman D'Amato voting aye  
Councilman Paliotti voting aye  
Councilwoman Greco voting aye  
Supervisor Emmel voting aye

Councilwoman Greco then moved to approve payment of General Fund vouchers #165 through #229 totaling \$127,516.04

Motion seconded by Councilman D'Amato. Vote:

Councilwoman Greco voting aye  
Councilman D'Amato voting aye  
Councilman Paliotti voting aye  
Councilman Brady voting aye  
Supervisor Emmel voting aye

Councilman Paliotti then moved to approve Highway Fund vouchers #63 through #76 totaling \$8,568.30.

Motion seconded by Councilman Brady. Vote:

Councilman Paliotti voting aye  
Councilman Brady voting aye  
Councilman D'Amato voting aye  
Councilwoman Greco voting aye  
Supervisor Emmel voting aye

Councilman D'Amato then moved to allow Councilman Brady to sign Town of Lyons checks when needed. Motion seconded by Councilman Paliotti. Vote:

Councilman D'Amato voting aye  
Councilman Paliotti voting aye  
Councilwoman Greco voting aye

Councilman Brady voting aye  
Supervisor Emmel voting aye

Councilwoman Greco then moved to allow the Lyons Community Center to conduct a food truck and vendor fair at the Center on May 22, 2021 from 10 a.m. to 4 p.m. All necessary paperwork has been provided by the Center and has been approved by the Code Enforcement Officer, the Supt. of Highways, and Director of Ambulance Operations. Motion seconded by Councilman Brady. Vote:

Councilwoman Greco voting aye  
Councilman Brady voting aye  
Councilman D'Amato voting aye  
Councilman Paliotti voting aye  
Supervisor Emmel voting aye

The Board then discussed a request from Excelsior Electrical Inspectors to be added on a list of Town approved electrical inspectors. Code Enforcement Officer Richard Bogan suggested the request not be granted as there are already three agencies on the list, all taking care of any inspection matters with no problems. Councilman Brady moved not to add Excelsior to the list. Motion seconded by Councilman D'Amato. Vote:

Councilman Brady voting aye  
Councilman D'Amato voting aye  
Councilwoman Greco voting aye  
Councilman Paliotti voting aye  
Supervisor Emmel voting aye

Department reports were heard. Code Enforcement Officer Richard Bogan reported from March 29, 2021, through April 26 2021:

Building Permits issued: ...27  
Building Permits Cleared, compliance issued....16

Violation/Order to Remedy issued: ...37  
Violations Cleared: .....32  
4 locations turned over to Burnham for clean up

Other Permits 5 sump / inflow inspections  
1 address assignment / change

Fire Safety Inspection for operating permits: 2 commercial  
1 residential

Appearance Tickets. 1 new case in Town Court, 2 pending

Zoning and Planning: 1 ZBA meeting for comprehensive plan presentation

On- going in service training, 4 hours credit this month

Assessor Kayla Sturgill, in a written report, stated:  
Transfers for March, 2021 totaled 9  
6 valid sales  
3 not valid

Change in assessment notices, and any exemption removal notices will be going out tomorrow.

Tentative roll and all notices will be published May 1.

Grievance day is Tuesday May 25 from 4pm to 8pm.

Director of Ambulance Operations John Wiltsie reported:

Calls: Town of Lyons: 137 Mutual Aide: Newark, 16 Town Sodus,1

Lyons Ambulance provided stand by coverage at Football games for Schools that used Lyons high school football field. We responded to all 911 calls if dispatched.

The Town of Lyons Ambulance is in full compliance under NYS DOH certifications Artical 30. The crews do a Part 800 check to make sure Ambulance is ready for calls.

If any tax payer has concerns or questions about the Town ambulance they are more than welcome to stop by and talk. My door is always open Mon-Thursday 9am-4pm. unless I am out on a call.

Starting Opening day of Lyons Farmers market the Ambulance will provide free Blood pressure checks. We plan on being there every Saturday 9am –11 am unless we have a call. Stop by meet the on duty crew. We will stage at William & Church St. Opening day June 19th, 2021.

Highway Supt. Tim More reported spring clean-up work is well underway. Both Town and former Village streets have been cleaned and brush is being picked up. A few large trees have been taken down. Brush grinding has final begun. Empire (Joe Bartucca) is doing that job. The drainage project at the fire hall is on-going and Mr. Moore is starting to figure out this year's paving and resurfacing projects. Mr. More asked if the Town was willing to pay Mr. Bartucca to grind what is now piled at the drop off site at the end of Clyde Rd. It would be an added charge as he has fulfilled his contracted amount of brush grinding. After a long discussion, the Board agreed to allow the extra grinding to be completed.

Councilman Paliotti then moved to schedule a Public Hearing at 6:45 p.m. at the May 26, 2021 Town Board meeting for Local Law 2-2021 for the reimbursement of Town expenses incurred for consultant and professional service. Motion seconded by Councilman Brady. Vote:

Councilman Paliotti voting aye

Councilman Brady voting aye

Councilman D'Amato voting aye

Councilwoman Greco voting aye

Supervisor Emmel voting aye

Councilman D'Amato moved to allow the Supervisor to sign a letter, asking for a one year extension for the delivery of approved engineering plans for the implementation of effluent disinfection at the wastewater treatment plant. Motion seconded by Councilwoman Greco. Vote:

Councilman D'Amato voting aye

Councilwoman Greco voting aye

Councilman Brady voting aye

Councilman Paliotti voting aye

Supervisor Emmel voting aye\

The Board then discussed having a spring clean-up day. It was suggested that perhaps two days would suffice in an effort to allow residence to clean up their properties and bring items to roll-offs that would be made available at the Highway Barn on Clyde Road. After a long discussion on the matter, it was decided that the two days would be Wednesday June 9<sup>th</sup> from 9 a.m. to 3 p.m. and on Saturday June 12<sup>th</sup> from 9 a.m. to 1 p.m. Advertising will address which items will not be allowed.

Mr. Josh Perry then addressed the Board asking if the Town could install a few no littering signs on the south side of the former Village. He explained that he personally had picked up numerous bags of trash And believes those dumping their trash along the roadside and canal banks should face fines if caught and convicted. Supervisor Emmel said they would take care of it.

At 7:30 p.m., Councilman Brady moved to go into executive session, asking Assemblyman Brian Manktelow to remain. Motion seconded by Councilman D'Amato. Vote:

Councilman Brady voting aye  
Councilman D'Amato voting aye  
Councilman Paliotti voting aye  
Councilwoman Greco voting aye  
Supervisor Emmel voting aye

At 8:00 p.m., Mr. Manktelow was excused.

At 8:30 p.m., Councilwoman Greco moved to come out of executive session. Motion seconded by Councilman D'Amato. Vote:

Councilwoman Greco voting aye  
Councilman D'Amato voting aye  
Councilman Brady voting aye  
Councilman Paliotti voting aye  
Supervisor Emmel voting aye

Councilman Brady then moved to authorize the Town Attorney to move forward to recoup expenses incurred with the demolition of a home on Broad Street last month, following a fire. Motion seconded by Councilman D'Amato. Vote:

Councilman Brady voting aye  
Councilman D'Amato voting aye  
Councilman Paliotti voting aye  
Councilwoman Greco voting aye  
Supervisor Emmel voting aye

Councilwoman Greco then moved that as the Town has received an appeal notice from Mr. James Wedman regarding the denial of some FOIL requested items, and as this is the first meeting since receiving the appeal letter, that the Town refer the matter to the Town Attorney for review and advice. Motion seconded by Councilman Brady. Vote:

Councilwoman Greco voting aye  
Councilman Brady voting aye  
Councilman Paliotti voting aye  
Councilman D'Amato voting aye  
Supervisor Emmel voting aye

Councilman D'Amato then moved that the Town appoint Councilman Brady and Councilwoman Greco to meet with two Town Planning Board members regarding the update of some Town codes and to report back to the Town Board at the May meeting. Motion seconded by Councilman Paliotti. Vote:

Councilman D'Amato voting aye  
Councilman Paliotti voting aye  
Councilman Brady voting aye  
Councilwoman Greco voting aye  
Supervisor Emmel voting aye

As there was no further business, the meeting was adjourned at 8:45 p.m.

Sal J. Colatarci

Lyons Town Clerk

