

Feb. 22, 2017

The Town Board of the Town of Lyons met for a meeting on Wed Feb. 22, 2017, at 6:30 p.m. in the Town Board meeting room.

Present: Brian Manktelow, Supervisor  
Jake Emmel, Councilman  
Nancy Collins, Councilwoman  
Joanne Greco, Councilwoman  
Phil DeSain, Councilman  
Sal Colatarci, Town Clerk  
Tim Moore, Highway Supt.

Also Present: Kayla Sturgill, Richard Bogan, Jim Wedman, Pete Mastracy, Sharon Lubitow, Ann Salerno, Stuart Smart, , Phil Dodson, Bob Ohmann, Bob Milliman, Joan Delaro, Keith Simon, Karen DeSain, Marty Aman, Larry Perry, Leslie Shaw, Sean Dobbins, Katie Villani:Town Atty.

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 Emmel moved to approve the minutes from the Jan. 25, 2017 meeting as well as the Feb. 8, 2017 workshop minutes. Motion seconded by Councilwoman Greco. Vote:

Councilman Emmel voting aye  
Councilwoman Greco voting aye  
Councilwoman Collins voting aye  
Councilman DeSain voting aye  
Supervisor Manktelow voting aye on Feb 8<sup>th</sup> minutes but abstaining from Jan 25 minutes as he was not in attendance.

Supervisor Manktelow then introduced Marty Aman, from the Wayne County Water and Sewer Authority. He addressed the Board asking for a Town decision regarding the capital charge that shows up on water bills. As it currently stands, if water is shut off to an address, that property owner does not have to pay a capital charge. The capital charge is the fee charged by the Town to go toward costs of maintenance and repairs to water and sewer infrastructure, as well as paying off former Village water and sewer debt. The question is: Should everyone be assessed the capital charge, whether the water is on or off? Mr. Aman explained that it is costing the Town about \$10,000.00 a year as a result of some of the 50 + property owners not paying the capital charge. The Board told Mr. Aman it would consider the proposed change to the billing system.

Mr. Phil Dodson, President of the Main Street Program then addressed the Board to update the Board on the function of the program. He reviewed the make-up of the program and reviewed the mission statement of the Main Street Program and provided a map of the geographic territory that makes up the Main Street District in Lyons. He also discussed many of the events that the Program sponsors. He and Main Street Director Joan Delaro thanked the Town for its support of the Program.

Mr. Bob Ohmann and Mr. Sean Dobbins then addressed the Board regarding a sales campaign promoting the Town of Lyons. The campaign would consist of about 50 commercials per week over a four week period, run on various channels on Time Warner Cable. Plus a four week bonus schedule during the holiday season in December. Total cost of the ad campaign is about \$3,340.00 including production costs. They were requesting that the Town pay a 1/3 of that cost with the reminder coming from both the Chamber and the LIDC. The Board indicated it would review the request.

Department Reports were heard. Keith Simon, ALS Tech, stated that the renovation work is moving along at the ambulance base. Also, he requested that a number of items at the ambulance base be declared surplus. Councilman DeSain moved to surplus kitchen cabinets with countertop and sink, an old 19: tube TV, an old bookcase, a black office chair, a recliner, 3 stools, 1 desk, a meatal cart, and one 18” cabinet stand. Motion seconded by Councilman Emmel. Vote:

Councilman DeSain voting aye  
Councilman Emmel voting aye  
Councilwoman Greco voting aye  
Councilwoman Collins voting aye  
Supervisor Manktelow voting aye

Kayla Sturgill, Assessor, reported that 92 percent of the enhanced STAR, 71 percent of the senior citizen, and 82 percent of the agricultural exemptions have been received by the office. Also, she will be available in her office on Wed. March 1 until 4 p.m. to accept exemption papers, as that is the last day to file. Also, roadside reviews will begin March 2. In addition, She stated that she continues to sign up for classes towards her certification. Councilman Emmel moved that she be allowed to purchase a membership in the Greater Rochester Association of Realtors at an annual cost of about \$700.00. Motion seconded by Councilman DeSain. Vote:

Councilman Emmel voting aye  
Councilman DeSain voting aye  
Councilwoman Collins voting aye  
Councilwoman Greco voting aye  
Supervisor Manktelow voting aye

Code Officer Richard Bogan reported that 11 building permits were issued over the past month, while 7 permits were cleared and compliance issued. He also issued 16 violation notices, while 13 violation were cleared. Also, he provided the Town Board with a list of other considerations with regard to what is being referred to as the “Town Center” above and beyond what was presented by Mr. Sawtelle and Mr. D’Amato. Item such as local vehicle and traffic laws, parking laws, animal control issues, open container laws, noise ordinances, and littering laws.

Buildings and Grounds Foreman Ben Follette reported that much routine maintenance was done on equipment. Some trees have been trimmed and garbage cans have been emptied. The lawn mower trailer used at the cemeteries has been rebuilt and painted. Also, the department has marked out sidewalk approaches. The flower planters will be taken to Bundschuh’s in Macedon to be filled for the spring/summer season.

Highway Supt. Tim Moore reported that the remaining leaves have been picked up, thanks to the nice weather of late. Also, Mr. Moore met with the County water Authority to discuss what streets he would like to pave this summer. The Authority will get what they need to make the projects happen. Removed snow from the downtown area earlier this week and did some pot hole patching. Mr. Moore would like to attend Advocacy Day in Albany on March 7 and 8. Councilman DeSain moved to allow Mr. Moore to attend. Motion seconded by Councilman Emmel. Vote:

Councilman DeSain voting aye  
Councilman Emmel voting aye  
Councilwoman Collins voting aye  
Councilwoman Greco voting aye  
Supervisor Manktelow voting aye

Councilwoman Collins moved to approve General Fund vouchers #57 through #111 totaling \$588,394.34

Motion seconded by Councilwoman Greco. Vote:

Councilwoman Collins voting aye  
Councilwoman Greco voting aye  
Councilman Emmel voting aye

Councilman DeSain voting aye  
Supervisor Manktelow voting aye

Councilman Emmel then moved to approve payment of Highway Fund vouchers #21 through #42 totaling \$78,391.17

Motion seconded by Councilman DeSain. Vote:

Councilman Emmel voting aye  
Councilman DeSain voting aye  
Councilwoman Collins voting aye  
Councilwoman Greco voting aye  
Supervisor Manktelow voting aye

The Board then discussed the price quote of \$24,650.00 received from Dave Burnham lawn Service to mow all the Town's parks and trails, and the Town Hall property from April 15, 2017 through Oct. 31, 2017. The matter was tabled at the last Board meeting. After discussion, Councilman DeSain moved to accept the quote for the 2017 season. Motion seconded by Councilman Emmel. Vote:

Councilman DeSain voting aye  
Councilman Emmel voting aye  
Councilwoman Greco voting aye  
Councilwoman Collins voting aye  
Supervisor Manktelow voting aye

Supervisor Manktelow reported that the annual report for the Galen/Lyons Landfill has been filed with the State.

The Board then discussed Highway Supt. Tim Moore's request to purchase a new dump truck and plow package at a total cost of \$219,691.07 for a Mack truck and \$211,048.50 for an International truck. The Mack price includes a stainless steel oil pan, while the International price does not and would cost about 2 thousand dollars more. It was explained that this purchase would not require bidding as it is a "piggy back" bid price from Onondaga County. Similar to State pricing, this allows another municipality to piggy back off a price granted to another municipality. After discussion, Councilman Emmel moved to allow the purchase of the MACK truck and plow package pending clarification of a pricing discrepancy of \$6,448.00 listed on the quote sheet. Motion seconded by Councilman DeSain. Vote:

Councilman Emmel voting aye  
Councilman DeSain voting aye  
Councilwoman Greco voting aye  
Councilwoman Collins voting aye  
Supervisor Manktelow voting

The purchase is subject to a 30 day permissive referendum.

The Board then further discussed the proposed Code update for the Town. A package was presented to the Board and it has been reviewing it. The Town Board held a workshop on Feb. 8 to review and discuss the proposal. Tonight, another letter of concern from Andrew and Kirsta DeWolf regarding the Town's intentions toward growth and regulatory burdens, by some of the proposals contained within the draft copy of the Code proposal. It was decided that the proposal should proceed forward, and the public will be allowed a time to comment at a public hearing prior to final adoption by the Town Board.

Supervisor Manktelow then reported that he and Town Clerk Colatarci with a representative from NYMIR, our insurance carrier and provided a verbal list of corrections that need to be made within the Town. A formal written list will be forthcoming.

Ann Salerno addressed the Board regarding the continuous problem of dog dropping throughout the downtown area of Lyons. Again she suggested that a sign be placed in the green space near Dr. D'Amico's building on Canal Street as this appears to be a popular spot for dog droppings as people are walking their dogs in that area.

She also expressed a concern about what the County might do with the ECCC building (former Hammitts) on Water Street. She hopes the County won't simply want to tear it down, but would hope there could be a uses for it. Supervisor Manktelow explained that the County also would like to get it back in the tax rolls.

At 8:15p.m., Councilman Emmel moved to go into executive session to discuss a union contract with the highway department. Motion seconded by Councilwoman Collins. Vote:

Councilman Emmel voting aye  
Councilwoman Collins voting aye  
Councilwoman Greco voting aye  
Councilman DeSain voting aye  
Supervisor Manktelow voting aye

At 8:45p.m., Councilwoman Greco moved to come out of executive session. Motion seconded by Councilman DeSain. Vote:

Councilwoman Greco voting aye  
Councilman DeSain voting aye  
Councilman Emmel voting aye  
Councilwoman Collins voting aye  
Supervisor Manktelow voting aye

Councilwoman Collins then moved to allow the Supervisor to sign the new 3 year union contract with the Town's Highway Dept. as discussed in executive session. Motion seconded by Councilwoman Greco. Vote:

Councilwoman Collins voting aye  
Councilwoman Greco voting aye  
Councilman Emmel voting aye  
Councilman DeSain voting aye  
Supervisor Manktelow voting aye

The Board also instructed Town Attorney Villani to review and proceed with the process of updating the Town's policy with the County water and Sewer Authority to charge a capital charge to all properties, whether there is water going to the building or not, as was discussed earlier in the meeting. She said she would do so.

As there was no further business, the meeting was adjourned 8:55 p.m.

Sal J. Colatarci

Lyons Town Clerk

