

Feb. 26, 2020

The Town Board of the Town of Lyons met for a meeting on Feb. 26, 2020, at 6:30 p.m. in the Town Board meeting room.

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

Also Present: Dale Kenville, John Wiltsie, Kayla Sturgill, Richard Bogan, Glenn Wasman, Anthony Villani, Casey Carpenter, students: Mia Mowry, Shaylyn Hixson, Alyssa Gunkel, Zak McEmery

Absent: Joanne Greco, Councilwoman

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 D'Amato moved to accept the minutes from the Jan. 29 meeting and the Feb. 19 workshop. Motion seconded by Councilman Brady. Vote:

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

The Board then discussed a letter received from Glenn Wallis regarding including the Town of Lyons as part of the United States Bike Route (USBR) 11. The Town had reservations about being a part of this plan at an earlier Board meeting as the route through Lyons was on State Route 14. The Board has been asking the State for many years to repair Route 14 in Lyons and the request falls on death ears. The felt not supporting the plan might spark a fire under the state to make the repairs. Mr. Wallis feels being a partner in the project will help bring more tourism to Lyons and Wayne County. After a discussion, Councilman Paliotti moved to support the plan, despite the embarrassing and deplorable conditions of State Route 14, hoping no one will get hurt as they cycle through Lyons under such dangerous conditions. Motion seconded by Councilman Brady. Vote:

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

In a related matter, Councilman Brady suggested that the Town write a letter to the State DOT, putting the State on notice that that the Town has requested on a number of occasions that Route 14 in Lyons needs repair and the issue goes no where within the ranks of the State. Councilman Brady suggested the letter include the stretch of highway needing the repair and include that if the State doesn't make the requested repairs, the Town will do the work and send the bill to the State for reimbursement. The remaining Board members agreed with Mr. Brady's suggestion.

Councilman Brady then moved to name Joan Wallis as a new Town Planning Board member, replacing John Hewes who resigned earlier this year and to name Fred Finewood as alternate to the Board, replacing Ms. Wallis as the current Alternate. Motion seconded by Councilman Paliotti. Vote:

Councilman Brady voting aye
Councilman Paliotti voting aye
Councilman D'Amato voting aye

Supervisor Emmel voting aye

Councilman Paliotti then moved to reimburse Code Enforcement Officer Richard Bogan for \$125.00 in tuition costs he paid to attend a one day conference addressing changes to electrical codes as part of the 2020 State Building Codes. Motion seconded by Councilman Brady. Vote:

Councilman Paliotti voting aye

Councilman Brady voting aye

Councilman D'Amato voting aye

Supervisor Emmel voting aye

Department reports were heard. Code Enforcement Officer Richard Bogan stated, from Jan. 27 through Feb. 24:

Building Permits issued: ... 5

Building Permits Cleared, compliance issued....10

Violation/Order to Remedy issued: ...47

Violations Cleared:26

Renew Landlord Licenses....114 renewals of 131 issued

Other Permits 2 inflow inspections,

Operating permit inspections.... Ongoing inspections,32 fire safety inspections

6 re-inspections

Appearance Tickets ... Reeves, 17 VanMarter La, unsafe structure

Thomas, 37 Lawrence, C&D Stop Work

Zoning and Planning: Planning and ZBA meetings, Mennonite cemetery, Jordan setback, Williams setback

Last minute changes for General Code

Attended Electric Code Seminar

Mr. Bogan then reported to the Board that the final comments/changes for the General Code draft have been completed and sent to them for placement in the codification revision. After discussion, Councilman Brady moved to approve the final comments as submitted and allow General Code to move forward with the codification process. Motion seconded by Councilman Paliotti. Vote:

Councilman Brady voting aye

Councilman Paliotti voting aye

Councilman D'Amato voting aye

Supervisor Emmel voting aye

Councilman Brady then moved to schedule a public hearing on Wed. March 25, 2020 at 6:45 for the purpose of passing a local law to increase the fees for zoning, fire prevention, and building code enforcement, as well as other land use, property maintenance, and related laws. Motion seconded by Councilman D'Amato. Vote:

Councilman Brady voting aye

Councilman D'Amato voting aye

Councilman Paliotti voting aye

Supervisor Emmel voting aye

Assessor Kayla Sturgill stated there were 16 Property Transfers(Sales) in Jan.

8 Arms length usable for valuation purposes

7 quit claim(between family members, owner changes etc)-not valuation usable

1 REO Purchase from Bank

The deadline for exemptions is March 1. Because the date falls on a Sunday, paperwork can be submitted and accepted Monday March 2.

Ms. Sturgill submitted our 2020 level of assessment to NYS. She is claiming 92%. This means that we are assessing properties at 92% of market value. She plans on doing a 2021 town wide update. Most of the towns across Wayne County have dropped below 100% whether they have done a recent update or not, because the real estate market is so active right now.

She then asked for board approval on attending a New York State Assessor's Association course on the Valuation of Amish & Non-Electric properties on 4/3/20 in Canandaigua. This course would be valuable because of the amount of Amish residences in Lyons. After discussion, Councilman D'Amato moved to grant permission. Motion seconded by Councilman Paliotti. Vote:

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

Director of Ambulance Operations John Wiltsie reported there were 154 calls in February. Also, the tires were replaced on the 2017 ambulance as well as a wheel alignment. Mr. Wiltsie also asked the Board for permission to spend \$580.00 out of the donation fund for spring/fall jackets for the ambulance employees. Councilman Paliotti moved to approve the request. Motion seconded by Councilman Brady. Vote:

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

Buildings and Grounds Foreman Dale Kenville stated routine maintenance continues on equipment. A beaver dam was removed on Burton Rd. Several light bulbs were replaced in the downtown section of Town. Helped dig out a ditch on Layton Street and saw and cut Catherine Street and filled with coldpatch.

Highway Supt. Tim Moore reported the department has made 27 plow trips so far this month with 3 days left to go. In addition, snow was hauled from the downtown area. He also notes that the Feb. 6 through Feb 8 time-frame was a very challenging time for the plow crews. He wanted to publicly thank the crew for doing an outstanding job. The County assisted with the removal. Also, tree trimming continues, as does mowing with the excavator. The brush grinding is finished. 500 tons of more salt were ordered. It was delivered today.

Councilman D'Amato moved to approve payment of General Fund vouchers #58 through #109 totaling \$82,601.25

Motion seconded by Councilman Brady. Vote:

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

Councilman Brady moved to approve payment of Highway Fund vouchers #20 through #33 totaling \$38,489.89

Motion seconded by Councilman Paliotti. Vote:

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

The Board then discussed raising rates at the Town cemeteries. The matter was tabled from the last meeting. Town cemetery rates have not been increased since 2016. After discussion; Councilman Paliotti moved to increase burial costs by \$100.00, resulting in full burials increasing to \$700.00, and the cost of cremation burials to \$400.00. The cost of winter burials would increase \$10.00. The sale of plots would remain at \$500.00 per plot. Motion seconded by Councilman Brady. Vote:

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

The price increase will take effect April 1, 2020.

At 7:25 p.m., Councilman Brady moved to go into executive session to discuss the employment of an ambulance department employee, asking Director Ambulance Operations, John Wiltsie and Attorney Villani to remain. Motion seconded by Councilman D'Amato. Vote:

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

At 7:50 p.m., Councilman D'Amato moved to come out of executive session. Motion seconded by Councilman Paliotti. Vote:

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

As there was no further business, the meeting was adjourned.

Sal J. Colatarci

Lyons Town Clerk