

July 25, 2018

The Town Board of the Town of Lyons met for a meeting on July 25, 2018, at 6:30 p.m. in the Town Board meeting room.

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

Also Present: Cecile Zorn, Denise Eaton, Bob Milliman, Tony Villani, Joe Sapp, Keith Simon, Dale Kenville, Jason DeVito, Bob Briggs, Stuart Smart, Anne Salerno, Sam Toner, Pete and Diane Kitchen, Roger Allen, Helen Dobbins, Richard Bogan, Bruce and Sharon Lubitow, Jessica Graham, Leslie Shaw, Kayla Sturgill

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 stand for the Pledge of Allegiance.

Councilman Emmel moved to approve the minutes from the June 27, 2018 meeting and the July 16, 2018 meeting. Motion seconded by Councilman Paliotti. Vote:

Councilman Emmel voting aye  
Councilman Paliotti voting aye  
Councilman D'Amato voting aye  
Councilwoman Greco voting aye (abstaining on the July 16 minutes)  
Supervisor Manktelow voting aye

Supervisor Manktelow then presented four former employees with certificates of recognition for time served with the Town. Nancy Collins (absent from the presentation), former Councilwoman, Denise Eaton, retiring school traffic control, Bob Milliman, retiring Buildings and Grounds employee, and Cecile Zorn, retiring Deputy Town Clerk were recognized for their dedicated service. After presenting each with a certificate, Supervisor Manktelow invited everyone to share in a piece of cake before reconvening the meeting.

Supervisor Manktelow then introduced Wayne County Sheriff Barry Virts. He addressed the Board and those in attendance regarding continued problems at certain homes in the Town, including 77 Broad Street. He explained that while the Sheriff's Dept. and State Police are called to 77 Broad Street numerous times, unless an officer sees the action being committed or someone signs a deposition to the fact, no arrests can be made. He suggested that neighbors get involved and in addition to simply calling 911 to report something, people sign depositions to help the police officers in making an arrest. The Board thanked Mr. Virts for his time and continued dedication to the Town of Lyons.

Ms. Jessica Graham then addressed the Board requesting permission to house quail on her property at 28 Maple. The Town's local law does not specially address quail within the former Village, but does allow the casual keeping of chickens, often referred to as urban chickens. Ms. Graham gave a short presentation about quails and asked the Board to consider her request. She was asked a number of questions. Code Enforcement Officer Richard Bogan reminded the Board that a precedent would be set by allowing this. The Board decided to table the matter for further review.

The Board then considered a request from Mr. Ryan Bartlett of 64 Broad Street for a permit to expand his parking between the sidewalk and curb to two vehicles. He currently has permission to park one vehicle between the sidewalk and curb contrary to the provisions of section 23.4 of the code of the former Village. The Board had some concerns that this would now open the door to others wanting the same privilege. Councilwoman Greco stated that the former Village Board worked too hard to prevent this from happening on all streets and questions the approval. After a further discussion, Councilman D'Amato moved to grant the request per Mr. Bartlett's specs. Motion seconded by Councilman Emmel. Vote:

Councilman D'Amato voting aye  
Councilman Emmel voting aye  
Councilman Paliotti voting aye  
Councilwoman Greco voting no  
Supervisor Manktelow voting aye

The Board then discussed a quote received last month from Mike Giles of Split Rite to remove or trim a number of trees in the Rural Cemetery. After a discussion, Councilman D'Amato moved to allow all quoted work to be done at cost not to exceed \$15,870.00. Motion seconded by Councilman Emmel. Vote:

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

The Board then spent time discussion a proposal from the NYS Power Authority where by the Town would own and maintain street lights, converting each to an LED bulb. As explained at a workshop, the savings to the Town, after an eight year payback would be roughly \$80,000.00 in energy costs. After a discussion, Councilman Paliotti moved to allow the Supervisor to sign an agreement with the State Power Authority to begin the process. Motion seconded by Councilman D'Amato. Vote:

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

Department reports were heard. Code Enforcement Officer Richard Bogan stated that 18 building permits were issued between June 27 and July 23, 2018. In addition, 36 violations/order to remedy were issued, and 26 violations were cleared. Also, 3 appearance tickets were issued.

Assessor Kayla Sturgill reported there were 28 sales in Lyons in the month of June. Also, she attended an Assessor Association training last week in Ithaca. Her exam grade should be arriving in a few weeks. She also announced she will be taking an on-line course in August, with the exam in Batavia on Aug. 28. Information for the printing of School taxes at the County needs to be at the County by tomorrow.

Ambulance Administrator Keith Simon reported the ambulance went on 108 calls in the month of June. Also, peppermint Days went well this year with just 9 calls at the festival in the park. That's down from last year. The A.E.D. is in. A time will have to be set up when all Town Hall employees can be trained on the machine.

Mr. Simon asked the Board about the possibility of having volunteers respond to calls for the department. He's not sure how insurance coverage would work or if it can even be done.

He then discussed the possibility of purchasing a new ambulance. He stated that Eastern Wayne Ambulance is still interested in our older one and is willing to pay the Town of Lyons \$18,000.00 for it. The price for a new rig would be \$103,757.00. Supervisor Manktelow stated the matter would be discussed later.

Highway Supt. Tim Moore stated milling for the Town's paving projects will begin tomorrow. The following streets will be repaved: Phelps Street, between Canal and Route 14, Lawrence, Catherine, Ditton, and Jackson Streets.

Also, Mr. Moore recently met with the surveyor concerning the storm drain easement on the Rick Wunder property on Dickerson St.

Also, continued working with the engineer and contractor regarding the Canal path bridge. Trees and stumps have been removed where the bridge will go.

Also, did various roadside work and repair work to equipment as well as helping with the peppermint Days events.

In his written report, Buildings and Grounds foreman Ben Follette stated the department has been busy doing various jobs around the Town including weed whacking, garbage pick-up, sweeping streets, picking up brush, and many jobs helping with the Peppermint Days festivities. The Department will also be helping the Highway Dept. with milling and paving of streets beginning tomorrow.

Councilman Paliotti then moved to approve payment of General fund vouchers #347 through #412 totaling \$91,591.37

Motion seconded by Councilwoman Greco. Vote:

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

Councilman Emmel then moved to approve payment of Highway fund vouchers #111 through #116 and #118 through # 128 totaling \$109,637.50

Motion seconded by Councilman Paliotti. Vote:

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

Supervisor Manktelow stated that the Town currently owns a taser gun and cartridges for it that was going to be used by the Town Court security, but then was never used. He suggested the Gun and cartridges be declared surplus as the Wayne County Sheriff's Dept. is interested in them. After a discussion, Councilman Paliotti moved to declare the items surplus. Motion seconded by Councilman D'Amato. Vote:

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

Supervisor Manktelow then stated that the Town has received a quote from Van Bortel Chevy in Macedon for a new 2019 Chevy Silverado pick-up for use by the Code Enforcement Officer. The price is \$27,604.62. The truck would not have to go out to bid as it can be piggy backed off Onondaga Bid # 87712019-C. That price is about \$13,212.00 less expensive than the MSRP. The Town would then sell the current Code car, as there are several municipalities interested in it. After discussion, Councilman Paliotti moved to purchase the Pick-up at stated State pricing cost. Motion seconded by Councilman Emmel. Vote:

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

Supervisor Manktelow voting aye

Supervisor Manktelow informed the Board that the DEC recently met with him at the old Cole Road dump to do an inspection. They then moved on to do an inspection at the Galen/Lyons Landfill. He has not heard anything back on the findings.

He also stated that the Comptroller's Office has completed its audit of the Town. A formal report of findings will be presented in November.

Councilwoman Greco asked to publicly thank Debra Beaudette and her friends for helping to clean up Town sidewalks and curbing prior to Peppermint Days events. The volunteers picked up small trash and paper within the event streets. Also, a special thank you to Dan DeWolf and the entire Peppermint days Committee for another outstanding event.

Also, a big thanks to Bob Stopper and his Canal Greeters for the wonderful turnout coming to Lyons to view the Corning Glass blowing Boat demonstrations on July 18 as well as the viewing the Lois McClure boat that was docked in Lyons.

Mr. Bob Briggs then address the Board with a concern he has about continued dog barking in his neighborhood on Middle Sodus Road. He explained to the Board that he has called the animal control officer, 911, and the DEC on a number of occasions and he is told that there is nothing that can be done as there is no noise ordinance outside the former Village. He asked the Board to consider such an ordinance, or perhaps simply a dog barking ordinance to alleviate the problem.

At 8:45 p.m., Councilman Paliotti moved to go into executive session to discuss a possible criminal investigation. Motion seconded by Councilman D'Amato. Vote:

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

At 9:20 p.m., Councilman Emmel moved to come out of executive session. Motion seconded by Councilman Paliotti. Vote:

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

Councilman Emmel then moved to allow the purchase of the 2018 ambulance as per specs. The price for a new rig would be \$103,757.00. There is no need to go out to bid as this can be piggy backed off the Clarence Center- RP-90 contract. Motion seconded by Councilman Paliotti. Vote:

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

As there was no further business, the meeting was adjourned at 9:25 p.m.

Sal J. Colatarci

Lyons Town Clerk

