

July 28, 2021

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

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: Amy Shaffer, John Wiltsie, Dale Kenville, Mary Tatum, Kayla Sturgill, John Hawman, Carolyn Grasso, Katie Villani, Adam Bullock, Richard Bogan

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 Paliotti moved to approve the minutes from the June 30, 2021 meeting. Motion seconded by Councilman D'Amato. Vote:

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

Councilman Brady then moved to approve Local law 2-2021 of which a Public Hearing was held at the May 2021 Town Board meeting. Motion seconded by Councilman Paliotti. Vote:

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

Councilwoman Greco then moved to approve payment of General Fund vouchers #350 through #403 totaling \$112,053.40. Motion seconded by Councilman D'Amato. Vote:

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

Councilman Brady then moved to approve payment of Highway Fund vouchers #123 through #149 totaling \$72,566.68.

Motion seconded by Councilman Paliotti. Vote:

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

Mike Giles then presented the Board with estimates regarding the removal of trees in the Rural Cemetery. He stated that there are about 18 trees that are need of removal. He explained that in most cases, a climber would be needed to remove the trees, adding to the cost of the project. He explained that the cost would be \$2,500.00 per tree. The Board decided the project would have to be done over several years, and would get back to Mr. Giles as to which ones and how many should be removed each year.

Department reports were heard. Code Enforcement Officer Richard Bogan reported from June 28, 2021, through July 26, 2021:

Building Permits issued: ...22
Building Permits Cleared, compliance issued....21

Violation/Order to Remedy issued: ...29
Violations Cleared:43
3 locations canceled for Town mowing, up for tax sale.

Other Permits 2 sump / inflow inspections, 1 sidewalk use permit,

Fire Safety Inspection for operating permits: 2 commercial, 1 apartment house
Apartment inspections scheduled to resume in August

Appearance Tickets. 3 rescheduled in Town Court, 3 disposed

Zoning and Planning: 1 zoning issue pending.

Assessor Kayla Sturgill reported Property Transfers(Sales) in June totaled 15
10 Arms length usable for valuation purposes

3 quit claim(between family members, owner changes etc)-not valuation usable
1 REO purchase from Wayne county land bank
1 Purchase by Wayne county land bank(22 Lawrence)

11 properties were subject to back taxes from 2018 and 2019 this year by the county. Not all of them went to auction, several of them were bought by the Wayne county land bank.

2018

70111-12-982665 – 12 Butternut St(auction)

71111-05-112853 – 123 Broad St(auction)

71111-09-138667 – 46 Canal St

71111-09-157668 – 58-66 Canal St

71111-13-172491 – 39 Shuler St

2019

70111-08-797749 – 51 Layton St(auction)

71111-05-076883 – 17 Rice St

71111-05-112925 – 26 Maple St(auction)

71111-05-114806 – 114 Broad St(auction)

71111-09-141667 – 50 Canal St

71111-13-179465 – 39 Elmer St

You can view the auction listings for the county at collarcityauctions.com and scroll down until you find Wayne County. Bidding will close Wednesday, August 11 at 10 AM

Class at Cornell in Ithaca was very good. It was an intense amount of topics reviewed in 4 days, followed by a non-graded exam. After being restricted by Covid, it was nice to be able to see colleagues and instructors again.

NYS has issued the final-Final Roll Enhanced STAR IVP Corrections Report for me to update any exemptions if need be, then correspond the new school district totals with the district administrators.

Director of Ambulance Operations John Wiltsie reported:

Calls Town Lyons :111 Mutual Aid

Newark: 21

EWEMS: 1

Town Sodus: 1

Total Calls for June: 134 Transports NWCH to WCNH 3

The Department is short staff EMT's which is causing a lot of Over time.

Today, 7/28/21, Wayne EMS study committee met to discuss improving EMS throughout the County, including but not limited to EMS Staffing, shortage, and looking at possible group purchases of supplies.

Peppermint days went well even with the rain. Calls were much lower than previous years.

Highway Supt. Tim Moore reported that the highway crew did a fantastic job moving the monuments from the former American legion to the park. Help was provided by both Ken Block and Weslor Enterprise.

The storm drain project in front of the Fire House and former Legion is now completed.

Roadside mowing continues.

The Highway Department is helping neighboring Towns and the County with various projects.

The Board then discussed request from the Lyons Town Court to be given the green light to apply for a JACP grant for the upcoming year. The Town has allowed this practice over the past several years.

Councilman Brady then moved the Town Board of the Town of Lyons authorizes the Lyons Town Court to apply for a JCAP grant in the 2021-22 grant cycle up to \$30,000.00. Motion seconded by

Councilwoman Greco. Vote:

Councilman Brady voting aye

Councilwoman Greco voting aye

Councilman Paliotti voting aye

Councilman D'Amato voting aye

Supervisor Emmel voting aye

Councilman Brady then moved the following resolution regarding Support and Authorization of 2021 New York State Consolidated Funding Application,

Wastewater Infrastructure Engineering Planning Grant Application Re-submission:

WHEREAS, Town of Lyons (Town), Wayne County, supports the submission of a 2021 Consolidated Funding Application (CFA) on behalf of the Town, for the Wastewater Infrastructure Engineering Planning Grant (EPG) program to conduct a study of its sanitary sewer collection system with respect to Inflow and Infiltration (I&I), as a planning activity for upgrades to the sanitary sewer system; and

WHEREAS, the New York State Environmental Facilities Corporation (EFC), in conjunction with the New York State Department of Environmental Conservation (DEC), offers grants to municipalities to help pay for the initial planning of eligible Clean Water State Revolving Fund (CWSRF) water quality projects through the EPG program; and

WHEREAS, planning activities for upgrading an existing wastewater system are identified as a funding priority under the EPG program; and

WHEREAS, the Town's sanitary sewer system serves portions of two Environmental Justice areas, which may be positively impacted by wastewater system upgrades; and

WHEREAS, the Town meets the EPG eligibility requirements and municipal median household income thresholds associated with the EPG program; and

WHEREAS, this planning activity falls under grant award Category 1, eligible for a maximum \$30,000 grant, with a required local match equal to 20% of the requested grant amount, consisting of cash and/or in-kind services; and

WHEREAS, the \$30,000 grant will require a Local Match of \$6,000; and

WHEREAS, funding received will allow the Town to investigate I&I, identify potential solutions, and prepare an engineering planning report enabling the Town to seek further financing for construction through the CWSRF program to advance the required water quality improvements.

NOW THEREFORE BE IT RESOLVED, that the Town Board, on behalf of the Town, identifies the Town Supervisor as its authorized representative, able to execute necessary documents relative to and as required for the 2021 CFA; and

BE IT FURTHER RESOLVED, that the Town Board does hereby authorize and obligate the Local Match hereby appropriated from the Town sewer fund; and

BE IT FURTHER RESOLVED, that the Town recognizes and fully supports the submission of the 2021 CFA for an EPG to conduct a study of its sanitary sewer collection system with respect to I&I.

Motion seconded by Councilwoman Greco. Vote:

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

Councilwoman Greco then moved the following resolution regarding the Support and Authorization of the 2021 New York State Consolidated Funding Application, Water Quality Improvement Project Wastewater Treatment Disinfection Improvements:

WHEREAS, Town of Lyons (Town), Wayne County, supports the submission of a 2021 Consolidated Funding Application (CFA) on behalf of the Town, for the Water Quality Improvement Project (WQIP) program for disinfection upgrades to the Town's Wastewater Treatment Facility (WWTF); and

WHEREAS, the New York State Department of Environmental Conservation (DEC) provides a competitive statewide reimbursement grant program for local governments, administered to directly address documented water quality impairments; and

WHEREAS, the DEC has notified the Town of its intent to modify the Town's State Pollutant Discharge Elimination System (SDPES) Discharge Permit to add an effluent disinfection requirement and has provided a schedule of compliance for implementing an effluent disinfection process at the Town's WWTF located on Old Clyde Road; and

WHEREAS, a Preliminary Engineering Report (PER), prepared to evaluate alternatives for effluent disinfection, recommends ultraviolet disinfection to be the most cost effective means to implement effluent disinfection at the WWTF, and further recommends a capital improvement project (the "Project") which includes the installation of ultraviolet disinfection equipment and necessary ancillary infrastructure;

NOW THEREFORE BE IT RESOLVED, that the Town Board, on behalf of the Town, will complete the necessary actions to authorize expenditures for the Project, and authorizes the Town Supervisor to execute necessary documents relative to and as required for the CFA application; and

BE IT FURTHER RESOLVED, that the Town Board shall provide a match of at least 25% of the total of any grant funding awarded, as a local match, appropriated in the form of in-kind services or cash contributions appropriated from the Town Sewer Fund, bond proceeds, or other available funding sources; and

BE IT FURTHER RESOLVED, that the Town Board for the Town of Lyons recognizes and fully supports the submission of the 2021 CFA for the WQIP on behalf of the Town for improvements to the WWTF.

Motion seconded by Councilman Paliotti. Vote:

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

The Board discussed a disputed issue regarding sidewalk reimbursement for WAYNECAP on Broad Street. The contractor working for WAYNECAP failed to get a permit to build the apron (on Church St.) leading into what was the former basketball court, now used for parking. As a result, the job was never inspected by the Town Code Enforcement Officer, thus Town code states the \$2.00 per square foot reimbursement is not allowed. The Board had a few more questions it wanted answered before making a final decision. The matter was tabled until the August 2021 meeting.

Councilman Brady then discussed a proposal from Mark DeCracker to paint a sidewalk mural at the Veterans Memorial recently placed at the Downtown Park. A proto-type picture was presented to the Board for review. Councilman D'Amato moved to grant permission but the Board has some changes it would like to make and wants to see the final proto-type before work begins on the project. Motion seconded by Councilwoman Greco. Vote:

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

Councilman Brady voting aye
Supervisor Emmel voting aye

Supervisor Emmel then announced that the Town has received word from the State DOT that it has completed its study regarding the request for a reduced speed limit in Alloway. After a study was done, it was determined by the State that a reduction of the speed limit is not warranted at this time. Mr. John Hawman thanked the Board for its efforts but also stated that the Alloway committee spear heading the effort has other ideas and thoughts and are not giving up yet.

Meanwhile, Mr. Hawman asked about his request to make the corner of Catherine and Holley Street a four way stop. Councilman Brady explained he did some research into that and the location does not come close to meeting the criteria a four way stop and it would not be allowed. Again, Mr. Hawman said he would pursue other avenues in the hopes of getting the four way stop at the intersection.

At 7:30 p.m., Councilman Brady moved to go into executive session to discuss a contract issue, asking Attorney Villani to remain. Motion seconded by Councilman Paliotti. Vote:

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

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

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

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

Sal J. Colatarci

Lyons Town Clerk