

June 26, 2019

The Town Board of the Town of Lyons met for a meeting on June 26, 2019, at 6:30 p.m. in the Town Board meeting room.

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: Richard Bogan, Kayla Sturgill, Dale Kenville, Bob Stopper, Gwen Murawski, Steve Murawski, Richard Henry, Judy Bailey, Anthony Villani, Jason DeVito, John Wiltsie, Anne Salerno, Stuart Smart, Pete Mastracy, Bruce and Sharon Lubitow, Joan Wallis, Amy Shaffer, Anthony Bogan, Dan DeWolf, Anthony Bogan, Elaine Sinniger, Glen Wassman, Richie Santelli

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 approve the minutes from the May 22, 2019 meeting. Motion seconded by Councilwoman Greco. Vote:

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

Mr. Rich Henry, Town of Lyons Planning Board Chairman, addressed the Board concerning an on-going discussion needed with the Town Board regarding the updated Town Codes, as well as future planning within the Town in general. He would like to have several meeting with his Town Planning Board as the new local codes/local laws/ local ordinances are being discussed. Mr. Henry was informed that at the moment, the codes are in the hands of General Code in Rochester and the rough draft should be back to the Town for review sometime in July.

Gwen Murawski, from the County Meals on Wheels Program then addressed the Board regarding the possibility of using the Town Hall as a drop off location for the noontime meals to be delivered to residents needing the service in Lyons. The food would be dropped off at the Town Hall around 11:30, then the volunteers delivering those trays would pick them up and make the deliveries. The food is currently being dropped off at the Community Center, but there are times when there is no one available at the Center to let the volunteers in. There was a discussion about the feasibility of using the Town Hall as the drop off location. Mr. Glenn Wassman, who was in the audience, suggested perhaps his store downtown could be used. Other suggested places included the Library and the School District Bus Garage.

Mr. Bob Stopper then addressed the Board regarding several concerns he has with the canal and the docking in Lyons. He explained that there still is no Wi-Fi service at the docks and no security cameras installed. Also, he feels certain homeless people, living along the canal bank under the bridge, are creating a bad environment for those wanting to stop in Lyons. A copy of his entire address to the Board is attached to these minutes. He asked that the Town Board respond to his requests by Oct. 1, 2019.

Upon the recommendation of Code Enforcement Officer Richard Bogan, Councilman D'Amato moved to reimburse Mr. Zachary Smith \$144.00 Mr. Richard Henry \$608.00, Mr. Frank Amico \$600.00, and

Mike Salerno \$312.00 for sidewalk reimbursement costs at the allowable \$2.00 per square foot rate. All had applied and paid for a permit for the projects. 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

The Board then discussed the moving of the monument in front of the American Legion on Water Street. Town Clerk Colatarci stated that he had contacted both Fratto Curb and Concrete in Geneva/ Auburn Monuments in Auburn and Mr. Bob O'Hora in Canandaigua. Both indicated that another masonry wall, or similar structure would have to be created to set the four slabs of granite with the inscribed names onto the frame work. Supervisor Emmel stated he was meeting with Niccoletta Construction later this week to address that segment of the project.

Meanwhile Councilman Paliotti stated that he has had conversations with Mr. Richie Santelli concerning repair of the triangle adjacent to the Elementary School, masonry repairs at Taylor Park, and the repair of the dock on the south side of the canal. Other Board members felt the project should be put out for quotes. Mr. Santelli, who was in attendance stated he suggested that specs for the project can be written up so everyone is quoting on the same requested work. Both Councilman Brady and Code Enforcement Officer Bogan stated they would be willing to assist in writing the specs.

Councilman Paliotti then moved to change the date of the regular monthly meeting in July to the 24th, rather than the 31st. Motion seconded by Councilwoman Greco. Vote:

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

Department reports were heard. Code Enforcement Officer Richard Bogan stated that from May 21 through June 24, a total of 40 Building Permits were issued

Building Permits Cleared, compliance issued.... 44

Violation/Order to Remedy issued: ... 43

Violations Cleared:42

Other Permits: 8 inflow inspections, 4 Landlord license issued, 10 water pipe inspections

Operating permit inspections.... Ongoing re-inspections, 5 fire safety inspections

Appearance Tickets ...

7537 Old Lyons Rd, electric defects \$ 7000.00 fine, repairs scheduled

Zoning and Planning: planning and zoning, county planning scheduled 33-39 Water Street application

Assessor Kayla Sturgill reported there were 12 Property Transfers(Sales) in May

11 Arms length usable for valuation purposes

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

Final Roll will be available to the public after July 1.

6 properties in Lyons were up for auction at the annual Wayne County auction that was held in June. Only 1 property still remains in the possession of the county. 4 properties were placed in the Wayne County landbank with either the intent to rehab, demolish or sell. The 6 properties were:

70111-08-750920: Vacant land on Layton St-not sold
71111-09-197713: 2 Family residence at 22 Lawrence St-landbank
71111-09-243736: 1 Family residence at 37 Lawrence St-sold
71111-13-080352: 1 Family residence at 163 Geneva St-landbank
71111-13-155454: Vacant land on Elmer St-landbank
71111-13-166452: Vacant land on Elmer St-landbank

The payments in lieu of taxes(PILOTS) through the Wayne County IDA will expire December 31, 2019 for JAMKO and LORWES. I have put the properties back into Roll Section 1, and they will be subject to full school taxable value in September and the full town and county taxable in January 2020.

The state has issued a Final Equalization rate for 2019 of 100%. Right now the Assessor is looking at doing an update in 2021.

Reminder the office will be closed July 16, 17, 18, 2019 while I am at conference.

Ambulance Director of Operations, John Wiltsie stated Calls in May 2019 totaled : 103
Met with Councilwoman Greco last Friday June 21,2019 discussed staffing shortage. Discussed options
Option 1: We can keep town employees and fill in open shifts with EMS staffing.
Option 2 The town part time employee's become EMS staffing employees .

Mr. Wiltsie spoke with council woman Greco that he would remain on as Fulltime Ambulance Coordinator to handle overseeing State reports and Schedule and every day operations.
The Town of Macedon has Town Ambulance Employees and also uses EMS staffing for fill Shifts. He believes Option 1 would be beneficial at present time.

Mr. Wiltsie also discussed older portable radios arc getting out dated and they don't make parts for the radio's. He asked permission to buy (6) Portable radios on NYS contract through Flower city Radio's cost of \$3,165.54 and take money from donation account. After discussion, Councilwoman Greco moved to allow the purchase. 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

On July 6th LT A will be having Primary crew at Lyons Farmers market for safety day to do blood pressures and show our equipment. They will be available to responded calls.

Peppermint Days : LTA will be posting at Central park in case of any Medical Emergencies and also cover 911 calls .

Highway Supt. Tim Moore stated Stumps are being ground from various trees that were cut down throughout the Town. Ditching work is being done on the south side of Town. With the help of the Water Authority, the entire lateral storm drain on Broad Street has been cleaned. All streets in the former Village that were earmarked to be resurfaced have been completed.

Hot mix patching has begun on various streets. The new tractor and mower have arrived and are being used.

Buildings and Grounds Foreman Dale Kenville reported the lights on South Canal park are working. The new picnic tables have been placed. Did a multitude of jobs including cold patching, weedwacking, mowing, picking up brush, repair work, and tree removal.

Councilwoman Greco then moved to approve payment of General Fund vouchers #317 through #384 totaling \$104,845.85

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 Brady then moved to approve payment of Highway Fund vouchers #96 through # 120 totaling \$98,016.74

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

The Board then reviewed the Parks and Facilities permit submitted by the Peppermint Days Committee for this year's events. Mr. Dan DeWolf, Chairperson for the event, was on hand to answer any questions. Mr. DeWolf explained that everything is pretty much the same for this year's festivities and every department that needs to be informed of the scheduling has been contacted, including the Sheriff's Dept. Also, Town Clerk Colatarci stated that the committee has submitted the necessary insurance coverage for the four day event. After some questions and comments, Councilwoman Greco moved to allow the Peppermint Days Committee to hold the event on July 11 through July 14 as outlined in the permit application. 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

Also, Supervisor Emmel asked Board members who is expected to be in the parade on July 13th.

Town Attorney Villani stated that he had been asked some time ago to look into locating a lease agreement between the former Village and the State, created when the bridge over the canal was dedicated as a Memorial Bridge. He explained that he has not been able to do so. No such agreement is filed with the County Clerk. He has since sent a FOIL request to the State DOT in an effort to locate this alleged lease.

Per instruction from Town Attorney Villani, Councilman Paliotti moved to allow the commencement of a lawsuit against the owner of 42 Elmer Street in Lyons (former Cold Storage Building) and to allow the Town Supervisor to sign all necessary paperwork to allow the lawsuit to move forward. Motion seconded by Councilwoman Greco. Vote:

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

At 8:45p.m., Councilman Paliotti moved to go into executive session to discuss a personnel issue, asking Mr. Dale Kenville to remain. 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

Mr. Kenville left the executive session at 8:50 p.m., at which time Town Cemetery Sexton Amy Shaffer was asked to enter the executive session to discuss a personnel matter at the cemeteries.

Ms. Shaffer was excused from the executive session at 9 p.m.

At 9:10 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

Councilwoman Greco voting aye

Supervisor Emmel voting aye

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

Sal J. Colatarci

Lyons Town Clerk