

June 28, 2017

The Town Board of the Town of Lyons met for a meeting on Wed June 28, 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: Jim Wedman, Pete and Jan Mastracy, Sharon Lubitow, Scott Bailey, Anne Salerno, Stuart Smart, Kayla Sturgill, Evelyn Sturgill, Joan Wallis, Chris and Doc savage, Richard, Bogan, Keith Simon, Pat Gorthy, Katie Villani, Ralph D'Amato, Alan Huestis

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 DeSain moved to accept the minutes from both the May 31 and June 16 meetings. Motion seconded by Councilwoman Collins. Vote:

Councilman DeSain voting aye
Councilman Emmel voting aye but abstaining from the June 13 minutes
Councilwoman Collins voting aye
Councilwoman Greco voting aye but abstaining from the June 13 minutes
Supervisor Manktelow voting aye

The matter of allowing one of our ambulances to be stationed at the Hogback races four times a year was discussed. This issue was tabled from the last regular meeting in May. Hogback officials are willing to pay two of the Town ambulance employees to be at the races, along with a rig, as well as make a donation to the ambulance department for use of the ambulance. After a discussion, Councilwoman Greco moved to allow the Town ambulance to attend the three scheduled summer races, paying each EMT \$200.00 each and giving \$200.00 to the Town ambulance department. Motion seconded by Councilman Emmel. Vote:

Councilwoman Greco voting aye
Councilman Emmel voting aye
Councilwoman Collins voting aye
Councilman DeSain voting no
Supervisor Manktelow voting no

At the last regular meeting Keith Simon explained that he had received just one quote for the install of a stand-by generator at the ambulance base. The Board instructed him to try to get at least one more quote. As a result, Mr. Simon did obtain 2 more quotes. However, after a discussion on the matter, the Board felt it might be best to table the issue until a review condition of the ambulance department.

Supervisor Manktelow then discussed with the Board a recent meeting both he and Code Enforcement Officer Richard Bogan had with a representative from General Codes. The company would codify all of the Town's codes and place them in a binder, as well as place the entire code book on the web site. It also provides annual updates, as required by the Town. The matter will be addressed in greater detail at a future meeting.

Department reports were heard. Assessor Kayla Sturgill reported that the final assessment roll has been printed and will be available to the public July 1. She reminded the Board that she will be attending Appraisal Principals and procedures July 16 through 21. This course was already approved by the Town Board at an earlier meeting. Also, the Assessor's Office will be closed July 18, 19, 20, 25, and 26.

Keith Simon reported that the ambulance department responded to a total of 92 calls in May. Also, he has secured extra crews to work during Peppermint Days Weekend.

Code Enforcement Officer Richard Bogan reported that 36 permits were issued between May 30 and June 26, 2017. Also, 62 violations were issued and 2 appearance tickets were issued for non-compliance. In addition, 8 operating permits were issued.

Highway Supt Tim Moore reported that his department has been very busy with various projects throughout the Town. Also, milling of selected former Village Streets will begin around July 5 and paving of those streets will begin about July 17. The rebuilding of storm drains and tiling work has already begun on the selected streets.

Buildings and Grounds Foreman Ben Follette in a written report stated a number of projects being done including the installation of four pet waste stations. Two are located in central park, one behind the fire station along the canal, and one in the ally-way on Canal Street.

Also, Supervisor Brian Manktelow reported that the State Dept. of Ag and Markets had recently completed a Dog Control Officer inspection of the Town's Animal Control Officer, Hugh Compton. All services provided by him were rated as satisfactory, with no violations found.

Councilwoman Collins then moved to approve payment of General Fund vouchers #289 through #350 totaling \$84,832.21. 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 #95 through #108 totaling \$88,664.36. 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 aye

Upon the recommendation of Code Enforcement Officer Richard Bogan, Councilman DeSain moved to reimburse Carolyn Cook \$546.00 for sidewalk reimbursement at 49 and 51 Spencer Street for 273 square feet of public sidewalk along the east side of both addresses. Motion seconded by Councilwoman Collins. Vote:

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

The Board then discussed a matter regarding the placement of waste receptacles at Trombino's Restaurant at 11-15 Pearl Street. The building essentially sits on its footprint with about 1 foot away from the property line all around it. It is being suggested that the waste receptacles be placed on a platform adjacent to the east door. This platform would encroach on the Town right of way. According to Code Enforcement Officer Richard Bogan, the matter has been discussed with Town Highway Supt. Tim Moore who believes the platforms would not impact snow removal or street maintenance. After a discussion, the Town Board had no objections to the suggestion.

Town Clerk Colatarci explained that he had received a phone call from Joan Delaro, from the Main Street Program indicating that the Town Board needed to pass a resolution allowing the Main Street Program to be the lead agency in the application process for a \$500,000 grant through the 2017 Consolidated Funding Application. Earlier this year, the desire was to have the Town be the lead agency, and the Board passed a resolution to that effect at the May 2017 meeting. However, this has since changed. As a result, Councilwoman Collins moved the following resolution, being seconded by Councilwoman Greco:

WHEREAS, the Lyons Main Street Program desires to apply for (\$500,000) in financial assistance through the 2017 Consolidated Funding Application (CFA) under the New York Main Street Program; and

Whereas, the application proposes funding to assist property owners to complete building renovations to downtown "main street" buildings on William, Canal, Church and Pearl Streets; and

Whereas, the proposed funding will contribute to ongoing community revitalization efforts: and

Whereas, the grant application requires that the applicant obtain the approval endorsement of the governing body of the municipality in which the project will be located.

NOW, THEREFORE, BE IT RESOLVED, that the Lyons Town Board of the Town of Lyons approves and endorses the 2017 New York Main Street application for assistance prepared and to be submitted by the Lyons Main Street program.

Passed by the following vote of all Town Board Members voting in favor thereof:

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

In addition, Councilman DeSain moved to rescind the earlier resolution whereby the Town was designated as the lead agency. Motion seconded by Councilwoman Greco. Vote:

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

Supervisor Manktelow expressed concern over the time it takes NYSEG to replace burned out street lights. He explained that there are some still out from last December. He told the Board and those in attendance that he has contacted Assemblyman Bob Oakes office in an effort to alert the State Public Service Commission about the long delay in replacing the bulbs.

In addition, Supervisor Manktelow mentioned that he has been notified that another 376 of the State's rebate checks are about to go out to residents of Lyons. About 500 were mailed to some Lyons homeowners several months ago. He stated his concern for this being such a painfully slow process for residents of Lyons.

Doc and Chris Savage addressed the Board concerning the horrific condition of 35 Phelps Street. They questions how long a home needs to remain condemned before the Town will take action. Code Enforcement Officer Richard Bogan explained there isn't a time limit and that the owner of the property will be in Town Court shortly for two violations, and the process will proceed from there.

At 8:05 p.m., Councilwoman Collins moved to go into executive session to discuss a highway dept. union matter as well as a general personnel issue, asking Town Attorney Villani to remain. Motion seconded by Councilman Emmel. Vote:

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

At 8:30 p.m., Councilman Emmel moved to come out of executive session. 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

Councilman DeSain then moved to allow the Town Supervisor to sign a response letter back to the union representing the Town Highway Department regarding the matter in question that was discussed in executive session. Motion seconded by Councilwoman Greco. Vote:

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

Councilman Emmel then moved to close the Town Hall on Monday July 3 and Tuesday July 4 in observance of the independence Day Holiday. Motion seconded by Councilwoman Collins. Vote:

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

As there was no further business, the meeting was adjourned at 8:40 p.m.

Sal J. Colatarci
Lyons Town Clerk

