

June 29, 2016

The Town Board of the Town of Lyons met for a meeting on Wed. June 29, 2016, 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, Ed Divelbliss, Tony Villani, Atty., Pete and Jan Mastracy, Joan Delaro, Rick Wunder, Larry Hartwell, Tina McQuillen, Pat Gorthy, Stuart Smart, Ann Salerno, Sharon Lubitow, Leslie Shaw, Joan Wallace, Larry Ann Evans, Ed Eaton, Jason DeVito, Dale Kenville, John Wiltsie, Ben Follette, Bob Milliman, Phil Dodson

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.

Councilwoman Greco moved to accept the minutes from the May 26 meeting and June 15 workshop. Motion seconded by Councilman Desain. Vote:

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

Mr. Ed Divelbliss then addressed the Board concerning a letter the Town received from former Mayor Terry VanStean with regard to Mr. Divelbliss acquiring all the old Christmas decorations the former Village had in storage. The letter was to reassure everyone that Mr. Divelbliss obtained those decorations legally and with full approval of the Village Board. In the letter, the former Mayor explained that the decorations were declared surplus and it is clearly documented in the Village minutes. Mr. Divelbliss explained to the Town Board that he requested the clarification letter from Mr. VanStean as he was being accused of taking the decorations illegally.

Mr. Divelbliss was asked to remain so the matter could be discussed further in executive session.

Councilwoman Collins then moved the following resolution:

Resolution by the Town of Lyons, NY approving and endorsing Town of Lyons, NY in its application to NYS Homes and Community Renewal for funding under the NYS Homes and Community Renewal for Funding under the New York Main Street Program

WHEREAS, the Town of Lyons, NY desires to apply for \$500,000.00 plus \$15,000.00 for Streetscape grant in financial assistance through the 2017 Consolidated Funding Application (CFA) under the NYS Homes and Community Renewal for Funding 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 Main Street between William Street and Canal Street and Church Street and Montezuma and Geneva Street (NYS Route 14); and

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town of Lyons, NY of the Town of Lyons, NY approves and endorses the 2017 NYS Homes and Community Renewal for Funding under the New York Main Street Program for assistance prepared and to be submitted by Town of Lyons, NY

Seconded by Councilman Emmel

Councilwoman Collins voting aye
Councilwoman Greco voting aye
Councilman DeSain voting aye

Councilman Emmel voting aye
Supervisor Manktelow voting aye

Councilman Emmel then moved to allow the Town to pay \$1,800.00 plus travel expenses (\$250.00 or less) to Rotella Grant Management to write the grant for the NYS Main Street Grant. Motion seconded by Councilman DeSain. Vote:

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

Per a recommendation from Town Attorney Villani at the last meeting, Councilman DeSain moved to accept the new health insurance plan that goes into effect July 1, 2016 for Town Employees Excellus Simply Blue Plus Platinum 2). Motion seconded by Councilman Emmel. Vote:

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

A discussion was then held concerning plans for flowers around the downtown areas for the 2017 season. Councilwoman Collins then moved to place the planting of the flowers out to bid, allowing anyone interested in the job to submit a price. Motion seconded by Councilman DeSain. Vote:

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

Councilwoman Collins moved to approve General Fund vouchers #292 through #356 totaling \$189,727.32 and Highway Fund vouchers #103 through #123 totaling \$124,384.91 Motion seconded by Councilman DeSain. Vote:

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

Department reports were heard. John Wiltsie stated that the ambulance responded to a total of 112 calls in the month of May.

A meeting has been scheduled for July 12 for all ALS techs to review the new policies and narcotics plan. A crew will be posted in the Park on Saturday July 16 (Peppermint days) offering free blood pressure screenings.

Supervisor Manktelow then mentioned that the State Health Department had recently met with Town officials and it is hoped that the Town Ambulance Service will have it's ALS status back with a couple of months.

Highway Supt. Tim Moore reported that the Highway Dept. did over 6 miles of oil and stoning, helping the Town's of Arcadia, Sodus, and the County.

Mr. Moore also reported that he attended Highway School in Ithaca earlier in the month.

The Ventrac snow blower and the bucket truck will be in the Town's procession this week.

He also stated that he will be getting a price to pave Montezuma Street just to see what that cost would be.

Councilman DeSain then moved to allow the Supervisor to sign an agreement with GreenRenewable to grind the brush pile at the old Village dump on Cole Road at the quoted price of \$8,725.00. Non green waste materials will not be disposed of. Motion seconded by Councilwoman Collins. Vote:

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

Buildings and Grounds Foreman Ben Follette reported that he has several projects lined up for July including Peppermint days, sweeping streets, watering flowers, picking up brush, mowing and weed whacking several areas, and trimming trees with the new bucket truck.

He also reported that he has obtained a quote for metal grates to be placed around the downtown trees to prevent stones and dirt from flying out of the sidewalk where the tree is planted, as well as preventing someone from twisting their ankle while walking. The quote totaled about \$6,000.00 for 3 tree grates. The Board instructed him to obtain more quotes.

Councilwoman Greco then moved to authorize the Town Supervisor to close various street, as needed, for the Peppermint days events July 14 through the 17. Motion seconded by Councilman Emmel. Vote:

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

Tina McQuillen reported that the final assessment roll will be filed and ready by the July 1 deadline. Following the recent assessment update, the Town has picked up about 14 million dollars in additional taxable values. The 2016 school tax will be the first bill reflecting the new numbers. Lyons had 19 home sales in May.

Supervisor Manktelow reminded everyone that the Peppermint Days parade would be held on Sat. July 16 at 6 p.m.

Town Clerk Colatarci then discussed a recent quote the Town received from Innovative Solutions (Dennis Lewis) with regard to updating the Town's computer networking system. He explained that the upgrade would eliminate several issues the Town has been having over the past several years. Total cost for equipment would be \$1,971, with labor costs anywhere between \$990.00 and \$1,375.00 depending upon the total number of hours needed to get the job completed. Supervisor Manktelow stated that there is money in the current budget to get the job done now. After discussion, Councilwoman Collins moved to update the networking in the Town Hall at a cost not to exceed \$3,346.00 (equipment plus labor). Motion seconded by Councilman DeSain. Vote:

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

The Board then discussed the one sealed bid received from Mr. Peter DeRycke, 3 Ditton St., totaling \$25.00 for the 6 former Village park benches that were declared surplus by the Town. Councilman DeSain moved to award the benches to Mr. DeRycke for said bid price. Motion seconded by Councilman Emmel. Vote:

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

Highway Supt. Tim Moore will inform Mr. DeRycke and will be instructed to come to the Town Clerk's office with the money, at which time the benches will be released to him.

A lengthy discussion then took place between Justices Wunder and Hartwell and the Town Board concerning the crowded courtroom on some Town Court days. On June 28, over 170 cases were scheduled causing a parking issue and a Court Room capacity issue, as well as safety concerns. Town Board members suggested that the Justices hold court an extra day in each week to alleviate the crowding issue. Justice Wunder stated he wasn't sure if the County had enough Assistant District Attorneys to send to Lyons another day of the week. Mr. Wunder also stressed that another day of court would increase costs associated with Town Court. Supervisor Manktelow stated he would meet with County D. A. Rick Healy in the hopes of obtaining more man-power from his office to allow an extra day each week of Town Court. A meeting with a Town Board rep., the two Town Justices, and the D.A.'s Office will be scheduled.

Supervisor Manktelow then explained why a capital charge is part of Lyons resident's water bills from the County Water Authority. There is water debt incurred by the Town from the former Village totaling over \$576,000.00 and sewer debt of about \$310,000.00 coming from the sewer plant upgrade done by the former Village. The capital charges on the water bills helps to pay off those debt charges.

Councilwoman Greco stated that the summer concert series is all set and she will contact the Shopping to run the ads advertising the Wed. night concert line-up.

Mrs. Pat Gorthy addressed the Board concerning a desire to have a mural painted on the east side of Mike Victorious' auto shop on Montezuma Street (the wall facing Route 14). Everyone involved in having the painting done is on board with the plan but it was then discovered that a current law/ordinance on the former Village books would require a \$250.00 application fee through the Code Enforcement Office. After

a discussion, Councilman DeSain moved to waive the required fee. Motion seconded by Councilman Emmel. Vote:

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

There was then a discussion between concerned citizen in Lyons and the Board about repeated calls by the police to various properties in Lyons, one being 77 Broad Street. The residents were asking what the Town could do to remove the problems from these houses. Supervisor Manktelow again stated that the Town is working toward a full time Code Enforcement officer, which would help in these kinds of matters.

At 9:10 p.m., Councilman Emmel moved to go into executive session to discuss the Christmas light issue with Mr. Divelbliss as well as pending litigation. Motion seconded by Councilman DeSain. Vote:

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

Mr. Divelbliss was excused from the session at 9:30 p.m.

At 10:05 p.m., Councilwoman Collins moved to come out of executive session. Motion seconded by Councilman Emmel. Vote:

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

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

Sal J. Colatarci
Lyons Town Clerk