

Nov. 23, 2021

The Town Board of the Town of Lyons met for a meeting on Nov. 23, 2021 at 6:30 p.m. at the Town Hall.

Present: Jake Emmel, Supervisor
John Paliotti, Councilman
Joanne Greco-Eddy, Councilwoman
James Brady, Councilman
Sal Colatarci, Town Clerk

Also Present: Richard Bogan, Kayla Sturgill, Tony Villani, Adam Bullock, Amy Shaffer, Jim Wedman, Dave and Donna DeWolf, Claire Parantano, Dan LaGasse, Glen Wasman, Dave Doyle, Amber, Linson

Absent: Ralph D'Amato, Councilman, Tim Moore, Highway Supt.

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-Eddy moved to approve the minutes from both the Oct. 27 and Nov. 3, 2021 meetings. Motion seconded by Councilman Brady. Vote:

Councilwoman Greco-Eddy voting aye
Councilman Brady voting aye
Councilman Paliotti voting aye
Supervisor Emmel voting aye

The Board then discussed the suggestion made at the last meeting to purchase a solar radar sign that could be used at various locations in the Town, including Alloway. Code Enforcement Officer Richard Bogan brought in a sample of such a sign and explained to the Board the features of it and the approximate cost. This particular model costs about \$3,300.00. Supervisor Emmel stated that the Town will most likely do something with such a sign in the future.

Councilman Brady then moved to approve the Santa in the Park event to be held on Nov. 27th. Motion seconded by Councilwoman Greco-Eddy. Vote:

Councilman Brady voting aye
Councilwoman Greco-Eddy voting aye
Councilman Paliotti voting aye
Supervisor Emmel voting aye

Councilwoman Greco-Eddy then moved to approve payment of General Fund vouchers #545 through #593 totaling \$63,948.30. Motion seconded by Councilman Paliotti. Vote:

Councilwoman Greco-Eddy voting aye
Councilman Paliotti voting aye
Councilman Brady voting aye
Supervisor Emmel voting aye

Councilman Paliotti then moved to approve payment of Highway Fund vouchers #220 through #237 totaling \$87,754.34

Motion seconded by Councilwoman Greco-Eddy. Vote:

Councilman Brady voting aye

Councilman Paliotti voting aye
Councilwoman Greco-Eddy voting aye
Supervisor Emmel voting aye

Department reports were heard. Code Enforcement Officer Richard Bogan reported from October 27, 2021, through November 22, 2021:

Building Permits issued: ...16
Building Permits Cleared, compliance issued....23

Violation/Order to Remedy issued: ...35
Violations Cleared:32

4 locations , garbage hauled by Burnham summary for the year sent by e mail to board members

Other Permits: 7 sump / inflow inspections, 1 fireworks permit

Fire Safety Inspection for operating permits:, 10,

Appearance Tickets. 2 court cases closed with compliance,1 pending in county court, 1 negotiated settlement pending

Zoning and Planning: 4 applications in progress:
2 solar projects, Route 14 and Dunn Rd
Mast Sawmill. Bastian Rd
Gardner Sub Division, Route 14 N
1 regular Planning meeting 1 ZBA meeting for use variance Mt Pleasant Rd

Assessor Kayla Sturgill reported total Property Transfers(Sales)in October: 14
11 Arms length usable for valuation purposes
3 quit claim(between family members, owner changes etc)-not valuation usable

November has been a busier month with all of the prep work for the town and county bills in addition to the normal scope of work.

The county received the town file to be able to create the town and county bills.

There were several relievis that were added to the file for printing on select bills. These included property maintenance fees(31), an agricultural conversion penalty, former village water and sewer capital charges(120), a public works charge(permit fee not paid), chargebacks relating to transfers of ownership where the new owner is not entitled to the prior owners exemptions and therefore must repay(7), updating the unit charges for the Regional Water tank project. Most of these are determined by me and then added to the file by hand.

Agricultural exemption renewals were updated. There are 239 total exemptions across the town that were reviewed individually. Copies then need to be made of the originals and then all of the forms prepped for mailing.

20 Senior citizens exemptions were also reviewed. They are reviewed on an individual basis to determine if they should be sent a renewal form. The forms then get filled out and ready for mailing.

14 transfers were processed in the computer. Exemption removal notices were printed, and the water authority is notified of any applicable changes of ownership.

The 2nd Tuesday of the month, she has afternoon meetings for the county association.

Apportionments for tax bills of properties that underwent a split and ownership change will be done and prepped to be able to calculate the tax amount due.

There have also been many phone calls, assisting tax payers with forms or questions, helping Mr. Bogan with various questions, questions regarding the new proposed solar fields.

Director of Ambulance Operations John Wiltsie , in a written report stated there were 129 calls in Lyons in October. In addition, there were 14 calls to Clyde/Eastern Wayne, 13 to Newark and one transport to Newark Wayne Hospital.

Mr. Wiltsie also reported that he will be implementing quarterly employee reviews starting in Dec.

Mr. Wiltsie also requested permission to take \$100.00 from the donation fund to purchase candy for the kids who attend the Santa in the Park event on Nov. 27, 2021.

Councilwoman Greco-Eddy moved to grant permission. Motion seconded by Councilman Brady. Vote:

Councilman Greco-Eddy voting aye

Councilman Brady voting aye

Councilman Paliotti voting aye

Supervisor Emmel voting aye

Highway Supt. Tim Moore reported the last of the salt and sand has been hauled to the barn. The floating docks have been moved to Abby Park and stored for the winter season. One complete round of brush and leave pick-up has been completed. More to follow, weather permitting. Christmas decorations are going up, as weather permits.

The quote/bid for the new Mack dump truck, a state bid price contract class 8 #8996, has been received.

Total price for just the truck is \$156,359.86. Mr. Moore is still waiting on a price for the plow equipment and the box from Henderson. Money is already in next year's budget for the truck and the plow equipment. Councilman Brady moved to allow the purchase of the truck at the state bid price so the build date can be scheduled. Motion seconded by Councilman Paliotti. Vote:

Councilman Brady voting aye

Councilman Paliotti voting aye

Councilwoman Greco-Eddy voting aye

Supervisor Emmel voting aye

Mr. Moore also announced the Highway Department has returned to winter hours.

Since Nancy Collins has been elected to serve as a Town Justice, Councilman Paliotti moved to accept her resignation from the Assessment Board of Review, to which she was appointed a few months ago. Motion seconded by Councilman Brady. Vote:

Councilman Paliotti voting aye

Councilman Brady voting aye

Councilwoman Greco-Eddy voting aye

Supervisor Emmel voting aye

The position on the Board of Review will have to be filled prior to Grievance Day in May.

Upon the recommendation of the Town Planning Board, Councilman Brady moved that Mr. John Hawman be appointed as an alternate to that Board. Motion seconded by Councilwoman Greco-Eddy. Vote:

Councilman Brady voting aye

Councilwoman Greco-Eddy voting aye

Councilman Paliotti voting aye

Supervisor Emmel voting aye

Dave Doyle from MRB Engineering Group then addressed the Board regarding a proposal for the wastewater plant disinfection improvements as are required. This matter was discussed at length at earlier meetings. The preliminary plan was dated Nov. 2020 and was approved by the State DEC in Feb.

2021. The project would require grant funding, which the Town intends to apply for. The Town requires submission of design plans and specs by May 1, 2022. Mr. Doyle explained that to keep the project on course, the next step begins with the SEQR application would be to pass a resolution allowing the Supervisor to sign the agreement to move forward with the project. As a result, Councilman Brady moved to allow the Town Supervisor to sign all necessary paperwork to move the project forward. Motion seconded by Councilman Paliotti. Vote:

Councilman Brady voting aye
Councilman Paliotti voting aye
Councilwoman Greco-Eddy voting aye
Supervisor Emmel voting aye

As required by law, the Board discussed setting the date for a public hearing surrounding the approval of the comprehensive plan for the Town.

WHEREAS, the Lyons Town Board (hereinafter referred to as “Town Board”) is considering the adoption of the above-referenced Comprehensive Plan pursuant to NYS Home Rule Law, § 10; and

WHEREAS, the proposed Comprehensive Plan Adoption will be forwarded to the Lyons Town Planning Board and the Wayne County Planning Board for review and recommendation as required under New York State Municipal Law, Article 12-B, Sections 239-l, m and n; and

NOW THEREFORE BE IT RESOLVED, the Town Board offers a resolution in support to schedule a Town Board public hearing for the adoption of the adoption of the Comprehensive Plan to be held on Dec. 29th at 6:45 p.m.. Notice of public hearing to be published at least ten (10) calendar days in advance of the public hearing.

The above Resolution was offered by Councilman Brady and seconded by Councilman Paliotti at a regular scheduled Town Board Meeting held on November 23, 2021. Following discussion, a voice vote was recorded:

Jake Emmel – aye
Jim Brady – aye
Ralph D’Amato – absent
JoAnne Greco – aye
John Paliotti- aye

WHEREAS, the Lyons Town Board (hereinafter referred to as “Town Board”) has reviewed the New York State Environmental Quality Review Act (“SEQRA”) Full Environmental Assessment Form (“EAF”) Part 1, prepared by MRB Group”) on the above-referenced Town of Lyons Comprehensive Plan (hereinafter referred to as “Action”); and

WHEREAS, the Town Board determines that said Action is subject to review by other involved and Interested agencies under the SEQR Regulations; and

WHEREAS, the Town Board determines that it is the most appropriate agency to ensure the coordination of this Action and will provide written notifications to involved and interested agencies, for the purposes of conducting a coordinated review and making the determination of significance thereon under the SEQR Regulations; and

WHEREAS, the Town has prepared and submitted the standard Town Project SEQR Lead Agency Coordination Letter, a list of Involved and Interested Agencies; and

WHEREAS, there are no identified Involved Agencies for this project, only Interested Agencies which include the following: Wayne County Planning Board and the Town of Lyons Planning Board; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby classify the proposed Action as a Type I Action as is further defined under Part 617.5 of the State Environmental Quality Review (SEQR) Regulations.

BE IT FURTHER RESOLVED that the Town Board does hereby declare its intent to be designated as the lead agency for the Action and directs the Town Supervisor to sign and date the Full EAF Part 1.

BE IT FURTHER RESOLVED, that the Town Supervisor is directed to provide notice hereof to the above listed interested agencies, seeking a response in writing on or before noon on Thursday, December 23, 2021.

Motion made by Councilman Brady. Seconded by Councilman Paliotti

Jake Emmel –aye

Jim Brady –aye

Ralph D’Amato –absent

JoAnne Greco –aye

John Paliotti –aye

Councilman Paliotti then moved to close account A380.18- ambulance service charges receivable \$775,693.40 for the year 2018. Monies to be transferred from the fund balance to cover closing the account. Motion seconded by Councilwoman Greco-Eddy. Vote:

Councilman Paliotti voting aye

Councilwoman Greco-Eddy voting aye

Councilman Brady voting aye

Supervisor Emmel voting aye

Councilman Brady then moved to transfer \$20,000.00 from the Highway fund to the capital projects- Highway Equipment Fund. Motion seconded by Councilman Paliotti. Vote:

Councilman Brady voting aye

Councilman Paliotti voting aye

Councilwoman Greco-Eddy voting aye

Supervisor Emmel voting aye

As there was no further business, Councilman Brady moved to adjourn the meeting at 7:25 p.m.. Motion seconded by Councilman Paliotti. Vote:

Councilman Brady voting aye

Councilman Paliotti voting aye

Councilwoman Greco-Eddy voting aye

Supervisor Emmel voting aye

Sal J. Colatarci

Lyons Town Clerk