

Nov. 26, 2019

The Town Board of the Town of Lyons met for a meeting on Nov. 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: John Wiltsie, Jim Wedman, Glenn Wasman, Kayla Sturgill, Casey Carpenter, Richard Bogan, Joan Wallis, Scott Bailey, Dale Kenville, Tony Villani, Amy Shaffer, Ora Rothfuss

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 accept the minutes from the Oct. 30, 2019 meeting. Motion seconded by Councilman Paliotti. Vote:

Councilman Brady voting aye
Councilman Paliotti voting aye
Councilman D'Amato voting aye
Councilwoman Greco abstaining as she was absent from the meeting
Supervisor Emmel voting aye

Mr. Ora Rothfuss from the County Planning Department then addressed the Board to explain the Brownsfield Coalition Grant. Being a part of the grant, the Town of Lyons would be part of the funding to inventory, assess, and plan for cleanup of any brownfield sites in the targeted areas of the community. In return, the Town of Lyons would provide 5 hours of in-kind contributions per month at an approximate rate of \$36.07 per hour. Over the three year grant period, the Lyons contribution would be about \$6493.00 in in-kind services. After a few questions, Councilman Paliotti moved to allow the Supervisor to sign a letter of commitment for the EPA Brownsfield Assessment Coalition Grant. 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

The full resolution is as follows:

WHEREAS, The Comprehensive Environmental Response, Compensation and Liability Act (CERCLA or the Superfund Law) was amended by the Small Business Liability Relief and Brownfields Revitalization Act (Brownfields Law) to include section 104(k), which provides federal financial assistance for brownfields revitalization, including grants for assessment, cleanup, and revolving loan funds; and

WHEREAS, Assessment Grants provide funding for developing inventories of brownfields, prioritizing sites, conducting community involvement activities, conducting site assessments, and developing cleanup plans and reuse plans related to brownfield sites; and

WHEREAS, The Federal Environmental Protection Agency (EPA) is now accepting applications to the 2020 Brownfield Assessment Grant Program; and

WHEREAS, Applicants may form a coalition and apply for up to \$600,000 in hazardous substances and petroleum funding; and

WHEREAS, Wayne County is applying for funding as the lead applicant of a coalition seeking to assess brownfield sites in communities in the County; now, therefore, be it

RESOLVED, the Town of Lyons authorizes the submission of a 2020 Brownfield Assessment Grant application with the Town identified as a member of a coalition; and be it further

RESOLVED, that the Town Supervisor is hereby authorized and directed to execute any agreements or documents necessary to implement the resolution on behalf of the Town of Lyons.

Councilman Brady then moved to appoint Ms. Martha Finewood to the Town's Zoning Board of Appeals, replacing Mr. Bob Milliman, who resigned a couple months ago. Motion seconded by Councilman D'Amato. Vote:

Councilman Brady voting aye

Councilman D'Amato voting aye

Councilwoman Greco voting aye

Councilman Paliotti voting aye

Supervisor Emmel voting aye

The Board also discussed a request from ZBA Chairman Jim Wedman about creating three alternates to sit on the Board. However, current local law allows for NO alternates on that Board.....

The Board then discussed new welcome signs within the Town. The Board has received three different proposals/ideas from three different individuals/groups. After a discussion, it was decided that the matter be referred to the Town's Planning Board for review and recommendations. The Planning Board would then make suggestions back to the Town Board for final approval.

Department reports were heard. Code Enforcement Officer Richard Bogan reported that from Oct. 31 through Nov. 22, 2019, the following are recorded:

Building Permits issued: ... 10

Building Permits Cleared, compliance issued....8

Violation/Order to Remedy issued: ...27

Violations Cleared:29

Other Permits 5 inflow inspections,

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

20 re inspections

Appearance Tickets ... none this month

Zoning and Planning: planning meeting, Hill Road, Haunted House

Sole Assessor Kayla Sturgill reported there were 18 Property Transfers(Sales) in Oct.

6 Arms length usable for valuation purposes

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

1 Foreclosure

1 REO purchase from bank

The move to the new office went very well.

December 5, 6, 7th Ms. Sturgill will be in Hudson NY taking a class on reassessments. The office will be closed Thursday Dec 5.

Tuesday Dec 10 is the Wayne County Assessor's Association Christmas Party at EB Gator's here in Lyons. She will be sworn in as Vice-President of the Association.

Agricultural exemptions, and RP-467 renewal forms will be going out sometime in the next few weeks.

There is a drop box set up in the lobby of the building so people can drop exemption forms off to Assessor if that's all they have, or if she is not in the office.

Ambulance Director of Operations John Wiltsie reported that the new doors and windows have been installed at the ambulance base. Meanwhile, the generator will be installed next Monday, Dec. 2.

Buildings and Grounds Foreman Dale Kenville reported leaf and brush pick up continues while weather permits. Signs have been repaired that were damaged in various wind storms. Removed the flags and banners downtown as well as put up the Christmas decorations. Continue to clean DI's around Town.

Highway Supt. Tim Moore reported that trucks are now all prepared for the snow season. CHIPS reimbursement paperwork has been submitted to the State for reimbursement. The Highway and Buildings and Grounds department went back to winter hours effective Nov. 5.

Mr. Moore requested that he be given permission to hire another part time seasonal employee as Ed Eaton plans to spend more time in Arizona this year.

After discussion, Councilman Brady moved to grant requested permission. 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

Councilman Paliotti then moved to approve payment of General Fund vouchers #635 through #686 totaling \$87,965.97

Motion seconded by Councilman D'Amato. Vote:

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

Councilman Brady then moved to approve payment of Highway Fund Vouchers #205 thru #230 totaling \$59,072.99

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

Supervisor Emmel then reminded everyone that the regular Dec. meeting will be held on Monday the 30th at 6:30 p.m.

The Town's reorganizational meeting will be held on Thurs. Jan. 2, 2020 at 6:30 p.m.

Town Clerk Colatarci then indicated that it was time once again to pass a resolution for the State Retirement System to establish hours worked per week and days per month; as well as establishing the standard work day. The resolution is as follows:

Councilman Paliotti presented the following Resolution and moved its adoption. It was seconded by Councilwoman Greco.

WHEREAS: Elected and appointed officials are required by the New York State Retirement System to establish hours worked per week and days per month,

NOW, THEREFORE BE IT RESOLVED: The Town of Lyons/Location code 30106 hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the time keeping system records or the record of activities maintained and submitted by Councilman Ralph D'Amato, Town Clerk Sal Colatarci, and Town Attorney Marty Catherine Villani to the clerk of the Town of Lyons.

Vote on the resolution was approved unanimously.

A copy of the full resolution accompanies these minutes.

Councilman Brady then moved to pay the Wayne County Water and Sewer Authority \$96,000.00 for work done thus far on the Lead service line replacement program. This covers the cost of servicing 32 lines in Lyons. 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

Meanwhile, Councilman Brady then moved to pay the next payment to Roadtec in the amount of \$33,419.17 as the next payment for its work done on the lead service program. 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 close account A380.16- ambulance service charges receivables \$632,281.42 for the year 2016. Monies to be transferred from the fund balance to cover closing the account. Motion seconded by Councilman D'Amato. Vote:

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

Councilman D'Amato then moved to transfer \$100,000.00 from Highway Fund to the Capital Projects-Highway Equipment Fund. Motion seconded by Councilman Brady. Vote:

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

Councilwoman Greco then moved to change the employment status of Amy Shaffer (Clerk to the Supervisor) from part time to full time effective Nov. 4, 2019. 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

The Board then reviewed the agreement between the Wayne County Water and Sewer Authority and the six towns, including Lyons, regarding the regional water storage system improvements and services. Attorney Villani explained that the Board does not need to take any action at this time, however resolutions approving the agreement will have to be made in the not too distant future.

Mr. Scott Bailey then suggested to the Board that perhaps it should be considering raising the fees and fines related to code/zoning offenses and inspections. He said that CEO Richard Bogan has many repeat offenders and perhaps raising fees and fines would discourage such repeat offenses. The Board said it would review that issue the first of the new year.

At 7:50 p.m., Councilman Brady moved to go into executive session to discuss a pending union contract. 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

At 8:25 p.m., Councilman D'Amato moved to come out of executive session. 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

As it was overlooked during the regular open session of the meeting, Councilman D'Amato moved to approve the application for the "Santa in the Park" event being held Sat. Nov. 30. The organizer has provided proof of insurance and the Code Enforcement Officer, Highway Supt, Ambulance Director of Operations, and the Town Clerk have all signed off on it. Motion seconded by Councilwoman Greco. Vote:

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

As there was no further business, the meeting was adjourned at 8:30 p.m.

Sal J. Colatarci

Lyons Town Clerk

