

March 25, 2015

The Town Board of the Town of Lyons met for a meeting on Wed. March 25, 2015, at 7:00 p.m. in the Town Board meeting room.

Present:

Dan LaGasse, Councilman
Nancy Collins, Councilwoman
Ralph D'Amato, Councilman
Phil DeSain, Councilman
Sal Colatarci, Town Clerk
Tim Moore, Acting Supt. of Highways

Also Present: Jim Wedman, Pete Mastracy, Bob Milliman, Tom Gowan, Bruce and Sharon Lubitow, Atty. Tony Villani

Absent: Brian Manktelow, Supervisor

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.

In the absence of Supervisor Manktelow, tonight's meeting was conducted by Councilman (Deputy Supervisor) Dan LaGasse.

All stood for Pledge of Allegiance and then remained standing for a moment of silence in memory of former Lyons Town Highway Supt. Chuck Thoms who passed away last week.

Councilman DeSain moved to accept the minutes from the Feb. 25 meeting as well as the March 4 and March 11 workshops. Motion seconded by Councilman D'Amato. Vote:

Councilman DeSain voting aye
Councilman D'Amato voting aye
Councilwoman Collins voting aye
Councilman LaGasse voting aye

Department reports were heard. Ambulance Administrator Paul Fera Jr. reported that there were a total of 117 calls in the Month of Feb.

Code Enforcement Officer Bob Darcangelis, in his written report stated he issued 3 building permits in Feb. as well as issuing 10 orders to comply. One property in the Town was condemned.

Assessor Tina McQuillen, in her written report, stated that she has completed adding all the new construction to the 2015 roll. All exemptions have been filed. Change of assessment notices will be mailed out, then prepare for informal hearing and grievance day on May 26. She explained she plans on holding a taxpayer information session in July to explain to the people why the Town need to go forward with a town-wide reassessment.

Acting Highway Supt. Tim Moore reported that the Highway Dept. continues to plow snow. Two of the trucks have had spring work done to them. Also, the Town is helping the Village and some rural mailboxes have been fixed after being hit by plows. Mr. Moore also said the Town may want to start thinking about replacing the older pick up truck as it is beginning to have some mechanical issues.

Councilman D'Amato moved to accept General Fund vouchers #88 through #128 totaling \$66,745.03

And Highway Fund vouchers #41 through #62 totaling \$42,384.93

Motion seconded by Councilman DeSain. Vote:

Councilman LaGasse voting aye
Councilwoman Collins voting aye
Councilman DeSain voting aye
Councilman D'Amato voting aye

Councilman LaGasse gave an update on the garbage/recycling drop off site on Clyde Road. The last day residents will be able to bring their garbage and recyclable will be Saturday April 25.

The site is no longer taking the electronic items. An ad will appear in the paper and more information is available on the Town's web site. Also, Councilman D'Amato moved to spend \$96.00 for two signs to be placed at the location indicating that the site is closed effective April 25, 2015. Motion seconded by Councilwoman Collins. Vote:

Councilman D'Amato voting aye
Councilwoman Collins voting aye
Councilman DeSain voting aye
Councilman LaGasse voting aye

Councilman LaGasse stated he received a phone from Ambulance Administrator Paul Fera Jr. last week indicating the 2003 Ford Explorer "Fly Car" was involved in an accident. The insurance company wants to total the vehicle and cut a check to the Town for \$3,934.00. After a discussion, Councilman D'Amato moved to accept the insurance companies check and to have the car removed from storage at Jim's Mobile Station. Motion seconded by Councilman DeSain. Vote:

Councilman D'Amato voting aye
Councilman DeSain voting aye
Councilwoman Collins voting aye
Councilman LaGasse voting aye

Councilman LaGasse then discussed a recent correspondence from Mr. Bob Stopper concerning what he would like to see done along the Lyons canal bank/dock. The main concern from Mr. Stopper and Dan Crane, Supt. of the NYS Canal Corp. Section 6 is the retaining wall on the low profile wooden dock on the north side of the canal. It is composed of 6x6 timbers. How deep the timbers extend into the ground is not known and it's also not known if the timbers are anchored under concrete. The wooden step railing anchors are not safe and could be pushed over if someone leaned against it. Also, sections of the fender/bumper planking are missing, rotted and contain loose protruding bolts. It is hoped the NYS Canal Corp can assist with the fender/bumper installation.

Councilman LaGasse then discussed the out-come of a recent meeting with the Wayne County Water and Sewer Department. He outlined various topics discussed including how much assistance the Authority will receive from the then former Village DPW crew, what equipment may or may not be turned over for usage, and the need to create water and sewer districts. As the creation of such districts is the responsibility of the Town, Atty. Tony Villani explained that there was a delay in forming said districts because the Town was waiting to get an opinion from the State on just how this would be done. The districts need to be in place by June 1, 2015. After numerous phone calls and letters, the Department of State has informed the Town that the districts would be created simply by operation of law; meaning the once Village boundaries, would be one whole district and any other water districts already in the Town, i.e. Gristmill, Westphal, would be other districts. Mr. Villani explained that he still wants to make sure the State Attorney General's Office and the Comptroller's Office agrees with the State Departments opinion, but believes there will be no problem having the districts in place by June 1, 2015. The Town Assessor is also working to help create needed sewer districts.

The Board then discussed the possibility of adopting a local law that would remove the residency requirement of the Code Enforcement Officer and the Animal Control Officer working for the Town of Lyons. Atty. Villani explained a simple Public Hearing on the matter is all that's required to pass the local law. After discussion, Councilwoman Collins moved to hold the Public Hearing on Wed. April 8, 2015 at 7:15 in the Town Board Room. Motion seconded by Councilman DeSain. Vote:

Councilwoman Collins voting aye
Councilman DeSain voting aye
Councilman D'Amato voting aye
Councilman LaGasse voting aye

Notice of Public hearing will be published in the Times of Wayne newspaper, the Town bulletin board and the Town web site.

At 8 p.m., Councilman D'Amato moved to go into executive session to discuss a possible employment issue. Motion seconded by Councilman DeSain. Vote:

Councilman D'Amato voting aye
Councilman DeSain voting aye
Councilwoman Collins voting aye

Councilman LaGasse voting aye

At 8:55 p.m., Councilman DeSain moved to come out of executive session. Motion seconded by Councilwoman Collins. Vote:

Councilman DeSain voting aye

Councilwoman Collins Voting aye

Councilman D'Amato voting aye

Councilman LaGasse voting aye

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

Sal J. Colatarci

Lyons Town Clerk