

Nov. 18, 2015

The Town Board of the Town of Lyons met for a meeting on Wed. Nov. 18, 2015, at 7:00 p.m. in the Town Board meeting room.

Present: Brian Manktelow, Supervisor
Dan LaGasse, Councilman
Nancy Collins, Councilwoman
Ralph D'Amato, Councilman
Phil DeSain, Councilman
Sal Colatarci, Town Clerk
Tim Moore, Acting Highway Supt.

Also Present: Tony Villani, Atty., Jim Wedman, Pete Mastracy, Bruce and Sharon Lubitow, Joanne Greco, Jake Emmel, , Linda D'Amato, , Joe Sapp, Ed Eaton, Barb Eaton, Diane Kitchen, Tony Calabrese, Jason DeVito, Bob Milliman, Tom Sawtelle, Tina McQuillen, Barb DiSanto, Pete DeRycke, Sam Toner, Chris Mierke, Rodney Lake, Brian Engels, Sergei Bartishevich, Leslie Shaw, Stuart Smart,

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 Pledge of Allegiance.

Before starting the meeting, Supervisor Manktelow stated that the Town would like to recognize the two out-going Councilmen, Dan LaGasse and Ralph D'Amato, as well as Jake Emmel, who served as Highway Supt. and an employee of the Town Highway Department for many years. Mr. Manktelow present all three with a proclamation honoring each for their years of service. Following the ceremony, cake was served to everyone in attendance.

Supervisor Manktelow then called the meeting to order

Supervisor Manktelow made an opening statement with regard to the Town's Ambulance Department. He said he continues to hear rumors that the Town is not supporting the department nor the Ambulance Administrator, and those rumors are not true. The Town is backing everyone within the department but its hands are tied at the moment as the State is spear-heading the investigation. Again, he stated that anonymous letters to the Health Department has taken the situation out of the Town's hands. He also stated that an inspector from the Medicaid Department as well as a representative from the State Atty. General's Office will be meeting with Town officials later this week.

Councilman D'Amato moved to accept the minutes from the Oct. 28 meeting, the Nov. 4 workshop, and the Nov. 5, Public Hearing. Motion seconded by Councilman DeSain. Vote:

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

Fire Commissioner Brian Engels addressed the Board explaining that there may not be enough money left in the Fire District budget to meet payroll until the Town gives the Commissioners funding from Jan. 2016 taxes collected. The District is requesting that in 2016, the Town provide an advance on the amount due, then pay the District the difference when the tax money is available. Mr. Engels thanked the Town Board for its support during this dissolution process.

Councilman LaGasse then moved to approve the purchase of seven, five drawer legal size file cabinets at a state bid price of \$2,901.40 including delivery and installation purchased from Caitlin Office Interiors in Newark. Motion seconded by Councilwoman Collins. Vote:

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

Councilman D'Amato also mentioned that he has secured three 4 drawer lateral cabinets, declared as surplus by Cornell University. The Town will need to make arrangements to pick them up in Ithaca.

Town Clerk Colatarci explained to the Board that he was informed by the County that Mr. Jim Wedman needs to be re-appointed to the Town's Assessment Board of Review to another term, as his has expired. Also, another name needs to be considered to fill a vacancy created by the resignation of Anthony Tiballi, who has moved out of Lyons. Mr. Weidman's term will run through 2020, the new appointee will serve out the term expiring in 2019. After a discussion, Councilman LaGasse moved to reappoint Mr. Wedman to another term. Motion seconded by Councilman DeSain. Vote:

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

Councilwoman Collins suggested that Ms. Eleanor Bump be considered to fill the vacancy created by the resignation of Anthony Tiballi. After a discussion, Councilman D'Amato moved to name Ms. Bump to fill the vacancy through 2019. Motion seconded by Councilman DeSain. Vote:

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

Department reports were heard. Assistant Ambulance Administrator John Wiltsie, in an oral report to Town Clerk Colatarci stated that the ambulance responded to 112 calls during the month of October..

Code Enforcement officer Tom Sawtelle reported that the Town should schedule a public hearing on the creation of a new zoning fee to encompass the entire Town of Lyons, as there currently are 2 separate fee schedules; one for the former Village, the other for the Town. The Board decided it would hold a Public Hearing on the matter on Monday Dec. 14, 2015 at 7 p.m. Atty. Villani will prepare the necessary legal paperwork.

Assessor Tina McQuillen reported that she is currently working on vacant land and agricultural valuation. She also told the Board that there were quite a few sales in Lyons in October. She said she still plans to hold a taxpayer informational meeting about the assessment update sometime in January 2016.

Highway Supt. Tim Moore reported that most of the trucks are set for winter. The new Dodge 5500 one ton is here and registered. The mower man has been mowing where crops are now gone. Also, the Town has been helping the Village DPW with a number of things. Paperwork for the CHIPS program has been submitted. Mr. Moore said he was having a meeting with Village employees tomorrow morning to try to formulate a plan for snow plowing.

Supervisor Manktelow asked Town Attorney Villani if any further progress has been made to the snow and ice contract with the County of Wayne. There had been some confusion concerning the verbiage in the contract with regard to who is responsible, should a mishap occur, if the Town is plowing a County road. It was the Town of Lyons will hold off on signing the contract until more information becomes available.

Councilman D'Amato moved to approve payments to General Fund vouchers # 446 through #474 totaling \$38,428.80 and Highway Fund vouchers # 177 through # 188 totaling \$31,907.04. Motion seconded by Councilwoman Collins. Vote:

Councilman LaGasse voting aye
Councilwoman Collins voting aye

Councilman DeSain voting aye
Councilman D'Amato voting aye
Supervisor Manktelow voting aye

Councilman D'Amato moved to allow the Town Supervisor to Sign the contract with Bernard P. Donegan Inc., outlining their terms for providing financial consulting services to the Town in connection with the Town's water and sewer operations and other financial matters, pending agreed changes made to the contract by the Town Atty., including specifying the term of the contract to be 2 years. Motion seconded by Councilman LaGasse. Vote:

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

Supervisor Manktelow reported that Village Retirees have received health insurance termination letter from their respective insurance companies. Both he and Town Bookkeeper Diane Kitchen will be meeting with an insurance representative Monday to discuss various options.

Councilman LaGasse then expressed concern over having unity with all residents of Lyons and perhaps getting away from the title of "Town" on the vehicles that will be in service beginning in January. He suggested that the vehicles simply say "Lyons" and that any logo used also reflect that title. He also questioned if perhaps the Highway Dept. be referred to as Lyons Public Works. The issue will be discussed further at the Dec. 14 workshop/public hearing.

At 8:30 p.m., Councilman D'Amato moved to go into executive session to discuss pending litigation concerning the ambulance department, asking that Atty. Villani remain. Motion seconded by Councilwoman Collins. Vote:

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

At 9:00 p.m., Councilman LaGasse moved to come out of executive session. Motion seconded by Councilman DeSain. Vote:

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

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

Sal J. Colatarci

Lyons Town Clerk

