

Nov. 24, 2020

The Town Board of the Town of Lyons met for a meeting on Nov. 24, 2020, at 6:30 p.m. at the Lyons Community Center

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: Jim Wedman, John Murtari, Joan Wallis, Richard Bogan, Caroline Grasso, Carol Bailey, John Wiltsie, Tony Villani

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 October 28, Nov. 4, and Nov 19, 2020 meetings. Motion seconded by Councilman Paliotti. Vote:

Councilman Brady voting aye
Councilman Paliotti voting aye
Councilwoman Greco voting aye
Councilman D'Amato voting aye (abstaining from the Nov. 19 minutes)
Supervisor Emmel voting aye

Councilman D'Amato then moved to approve the payment of General fund vouchers #558 through #610 totaling \$85,929.98. Motion seconded by Councilman Paliotti. Vote:

Councilman D'Amato voting aye
Councilman Paliotti 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 #192 through #210 totaling \$25,394.86.

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

Councilman Paliotti then moved to reappoint Mr. Jim Wedman to another term on the Town's Assessment Board of Review. Motion seconded by Councilwoman Greco. Vote:

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

Supervisor Emmel voting aye

Joan Wallis, Town Planning Board member, then delivered the monthly Planning Board report to the Town Board. Among the items in the report....

- The board moved to not recommend giving a special permit to operate a kennel Sherri Hutchinson of Montezuma Street.
- Keith Gardner made a presentation to the board detailing his proposed subdivision on Route 14 north of the "village." The subdivision would include 7 building lots with a road off Route 14 common to all 7 lots and running through each lot. The presentation was enhanced by the use of the Smart board, as Mr. Gardner presented and explained his subdivision map. The board requested that Mr. Villani be available to the Planning Board through the subdivision process.
- Mr. Villani then discussed with the board special permits and variances and the responsibilities of the Planning Board when considering requests for each.

Department reports were heard. Code Enforcement Officer Richard Bogan reported that from October 27, 2020, through November 20, 2020, the following activity was recorded:

Building Permits issued: ...22

Building Permits Cleared, compliance issued....19

Violation/Order to Remedy issued: ...28

Violations Cleared:43 (note, violations requiring mowing by Burnham cleared, seasonal)

Other Permits 2 fire safety for operating permit, 2 address assignment
6 sump / inflow inspections

Appearance Tickets .. 4 on going cases postponed by no access to court

Zoning and Planning: 1 ZBA meeting, 1 planning board meeting, 1 Special permit issued, 2 denied, 1 appearance on behalf of the Town at County Planning

Assessor Kayla Sturgill, in her written report stated total Property Transfers (Sales) in Oct. totaled 10
9 Arm's length usable for valuation purposes
1 quit claim(between family members, owner changes etc.)-not valuation usable

Agricultural renewals are on track to be sent out the end of November, beginning of December.

Senator Pam Helming has written a letter to the Governor asking him to sign an executive order that would suspend the renewal process for senior citizens for one year. These renewals usually get mailed closer to January 1. Ms. Sturgill will be holding off on them, waiting to see what the Governor does.

Apportionments will be done for town and county bills upon request.

Director of Ambulance Operations John Wiltsie reported a total of 146 in October 2020. Of those 110 were in Lyons. 22 in Newark and 8 to Clyde. Also, 6 were transports from the Newark Hospital back to the County Nursing Home.

Also, the brakes on the 2017 rig have been replaced.

Mr. Wiltsie also requested that some ALS supplies, medications, I.V. supplies be surpluses. He explained a couple of agencies are interested in the supplies. Councilman Brady then moved to declare the supplies surplus. 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

Upon a request from Mr. Wiltsie, Councilwoman Greco moved to allow the expenditure of \$2,800.00 out of the donation account for new uniforms and boots for the ambulance employees. Motion seconded by Councilman Brady. Vote:

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

Highway Supt. Tim Moore reported that hot patching has been completed. Most of the new street signs have been installed, a few more yet to be placed. The pick up truck is on the road. Brush and leaf pick up continues, as weather permits. Snow plow markers have been placed around town and snow removal trucks are ready to go. The Wayne County Highway Dept. is cutting shoulders for the Town. Christmas decorations will be going up soon.

At 6:45 p.m., Councilman D'Amato moved to open the Public Hearing for the purpose of adopting a codification of the local laws, ordinances, and certain other resolution of the Town into a municipal code to be designated the "code of the Town of Lyons." 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

The Public Hearing would remain open until all comments have been heard.

Code Enforcement Officer Richard Bogan gave a presentation regarding the creation of the new codification.

As there were no more comments or questions, Councilman Brady moved to close the Public Hearing. Motion seconded by Councilwoman Greco. Vote:

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

Councilman Brady then moved to approve part 2 of the Environmental Assessment Form related to the codification project. Motion seconded by Councilwoman Greco. Vote:

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

Councilman Brady then moved to adopt the negative declaration of the SEQRA report. 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 D'Amato then moved to allow the Town Supervisor to sign Part 3 of the SEQRA declaration. Motion seconded by Councilman Brady. Vote:

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

Councilman D'Amato moved to declare a negative declaration and instruct the Town Clerk to post said declaration. 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

Councilman Brady then moved to adopt local law 2-2020 (Town Codification). 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 necessary paperwork will be filed with the Secretary of State.

Councilman Paliotti then moved to allow the Town Supervisor to sign the final documents related to the lead water service line replacement program. The first document is for agreement to the contract price for doing the work. The second, for the final payment to RoadTeck of \$22,141.44. And the third, for the final certificate of completion of the work. Motion seconded by Councilman Brady. Vote:

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

After a discussion, Councilman Brady moved to accept the quote of \$10,750.00 from Weslor for the manufacture and powder coating of six brackets to hold the granite panels with the names of Lyons veterans, which has been located in front of the former American legion on Water Street in Lyons, to be placed in the downtown park this coming spring. 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

At 7:30 p.m., Councilman D'Amato moved to go into executive session to discuss a pending litigation matter. 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

At 7:55 p.m., Councilman Paliotti moved to come out of executive session. 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

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

Sal J. Colatarci

Lyons Town Clerk