

September 27, 2023

The Town Board of the Town of Lyons met for a meeting on September 27, 2023 at 6:30 p.m. at the Town Hall.

Present: Jim Brady, Supervisor  
John Paliotti, Councilman  
Dan LaGasse, Councilman  
Adam Bullock, Councilman  
Dan DeWolf, Councilman  
Amy Shaffer, Town Clerk  
Tim Moore, Highway Superintendent

Absent:

Also Present: Anthony Villani, Kayla Sturgill, Judy Bailey, Ryan Robbins, Daniel Spitzer, John Hawman, Kaayla Taylor, Glenn Wasman, CJ Britt, Kevin Meehan, Susanne Collins, Sam Miller, Linda Shaffer, John Cinelli

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 Bullock moved to accept the minutes of the August 23, 2023 meeting. Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

Councilman LaGasse moved to approve payment vouchers from 8/24/23 through 9/27/23 totaling \$335,407.26. Councilman Bullock seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

Councilman LaGasse wants to be able to review the vouchers prior to the board meeting. He moved to ensure that all vouchers are in to the Deputy Clerk by noon on the Tuesday prior to the monthly board meeting. Councilman Bullock seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

Supervisor Brady moved to approve the permit submitted by the Lyons Elks #0869 for the Veterans Day at the park. This will be on November 11, 2023. There will be a luncheon to follow at the Elks Club. They have requested the use of the bandstand and sound system. Councilman Bullock seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

Linda Shaffer was present and spoke on behalf of the Lyons United Methodist Church. Prior to the meeting she provided the Town with a copy of the deed between William Scott, The Methodist Church, The Board of Trustees of said church and the Village of Lyons. She wanted to ensure that the Town Board was aware of the deed between the original donors, the church and the Village of Lyons. The church is in need of new clock tower vents. The existing ones are worn and leak when it rains. They have received a couple of quotes over the years. The church is asking if the town is willing to help in any way. The Town Board will determine what if anything can be done.

Councilman LaGasse moved to approve sidewalk reimbursement for 39 Phelps Street in the amount of \$640 (320 sq ft). Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

Councilman DeWolf moved to approve the permit submitted by Losinger/Olson to hold a wedding ceremony in the Lyons Central Park on Saturday, October 14th. Councilman LaGasse seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

At 6:45 PM, Councilman Paliotti moved to open the public hearing for Local Law 3 of 2023 in relation to Zoning Town Center. Councilman Bullock seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

At 6:49 PM, Councilman DeWolf moved to close the public hearing. Councilman Bullock seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

No action will take place on this as it will be before the Town Planning Board for review on Thursday, October 12<sup>th</sup>.

At 6:50 PM Councilman DeWolf moved to open the public hearing for Local Law 4 of 2023 in relation to the Wastewater Disinfection Project. Councilman Bullock seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye

Councilman DeWolf voting aye  
Supervisor Brady voting aye

At 6:53 PM Councilman DeWolf moved to close the public hearing. Councilman LaGasse seconded.  
Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

Councilman DeWolf moved to declare negative declaration and to approve moving forward with the project. Councilman Bullock seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

At 7:01 PM Councilman LaGasse moved to open the public hearing for Local Law 4 of 2023 in relation to Food Truck and Food Trailer Regulations. Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

At 7:04 Councilman DeWolf moved to close the public hearing. Councilman Bullock seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

No action will take place on this as it will be before the Town Planning Board for review on Thursday, October 12<sup>th</sup>.

At 7:15 PM Councilman DeWolf moved to open the public hearing for Local Law 5 of 2023 in relation to Uniform Fire Code and Prevention Code. Councilman LaGasse seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

Councilman LaGasse moved to award the disinfection project to CP Ward and the Electrical portion to Concord Electric for an amount not to exceed \$309,000.00. Prior finding that these are the lowest qualifying bidders. This project is at 0% financing. Initial cashflow may need to be funded by the Town of Lyons. Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye

Supervisor Brady voting aye

There have been some questions as to the ownership of the Elmwood and Rural Cemeteries. Attorney Villani states that anything used for more than 14 years and the previous owners are no longer able to be located are considered abandoned. Attorney Villani will proceed with the paperwork and formalities to officially take them over.

Attorney Spitzer was present representing Delaware River Solar. DRS has asked for a couple of items at this time; 1) Refer to County Planning and 2) Declare negative declaration.

Councilman Bullock moved to declare the intent for the Town to be lead agency, refer to Town Planning Board and refer to the County Planning Board. Councilman LaGasse seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

There was talk about scheduling a public hearing for this on November 15, 2023 at 6:30 PM at the Lyons Community Center.

Sam Miller was present and spoke in relation to 26 Montezuma Street. This is currently a 3-family dwelling. He is looking to tear down the existing structure and put a 40' X 150' single story building with 6 apartments. Supervisor Brady recommends getting more detail on this project. Councilman LaGasse suggests getting signed specs from an architect.

Department reports were reviewed by the Town Board. Public inspection of said reports is available at the Town Hall upon request.

In relation to 114 Broad Street which was tabled at a prior meeting, the board determined that they would like for the owners to come to a board meeting to do a presentation of their plans. This house was designed to be a two-family home.

Councilman Bullock will send locations to the Highway Superintendent as to where to move the radar signs. He moved to do the following: Montezuma St. to Layton St., West Water St. to Catherine Street (between Holly and Canal), Keep the Alloway one out there at this point. Councilman LaGasse seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

The Taylor marker is to be moved from the location near Hometown Auto to be placed in front of the old Taylor House per the board.

At 8:20 PM, Councilman Bullock moved to adjourn. Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye  
Councilman LaGasse voting aye  
Councilman Bullock voting aye  
Councilman DeWolf voting aye  
Supervisor Brady voting aye

Amy L. Shaffer  
Lyons Town Clerk