

**Town of Lyme**  
**September 14, 2016**  
**Regular Monthly Meeting of the Town Board**  
**6:30 P.M.**

**Supervisor Aubertine opened tonight's meeting with a Prayer and the Pledge of Allegiance at 6:30 p.m.**

**Present at tonight's meeting: Supervisor Aubertine, Councilwomen Harris and Gosier, Councilmen Bourquin and Villa and approximately 5 others.**

**Privilege of the Floor**

**Phillip Fay** has been attending Town Board Meetings since June of this year and has brought to the attention of the Town Board several zoning violations on the Duck Harbor Road. One of these violations has over \$20,000.00 dollars in outstanding fines. Mr. Fay has FOIL requested the zoning records and to date it appears the Town has taken no action. The land owner has been bringing in building debris and other things on a weekly basis. It also appears that he is starting to bury vehicles on the property. Mr. Fay would also like to make the Town Board aware of several wells that are within 100 feet of this property and when the vehicles start to leak fluids, will the Town be taking responsibility for the contamination of these wells?

The owner of the property will be leaving the State in about one month, for the winter. Mr. Fay wondered if the Town is waiting until next year to collect fines.

Mr. Fay suggested that if the problem is more than the existing zoning officer can handle then they should consider hiring someone else.

Concerning another request; Mr. Fay has requested a 30 percent reduction in his tax assessment due to the "junkyard" like conditions the Town has allowed in his neighborhood. What actions has the Town Board taken in response to this request?

Mr. Fay would like a response within 15 business days.

Supervisor Aubertine stated that something would be done this week and he understands the Fay's concerns.

### **County Legislator William Johnson**

Mr. Johnson is not sure where they stand with the response in regard to a list of questions Attorney Gebo posed concerning the proposed radio tower. He did say that the County Attorney had spoken with Attorney Gebo yesterday.

Jefferson County has indicated that they will be purchasing a minimum of 1,046 radios for the fire departments, ambulances, and police officers that will work with the new system. The emergency departments will have to shoulder some of their own expenses. There has been a distribution process put in place to determine how many radios will be provided to each entity.

Councilman Villa is opposed to putting a 200 foot radio tower on NYS Route 12E and the entrance to the Village. He feels there are other places that would be better suited.

Councilwoman Gosier asked if there is any new information concerning the Wilson property. Mr. Johnson stated that it appears the property will be sold to the Valentines.

The Town Board decided to TABLE any Resolutions pertaining to the radio tower until the details of the parcel size are determined and set forth in the paperwork to be provided to the Town by Jefferson County.

### **Officer's Reports**

**Due to accounting software problems Accountant Satterley could not provide the August 2016 Supervisor's Report.**

### **Clerk's Report – August 2016**

Total State County and Local Revenues:	\$6,303.48
Total Local Shares Remitted:	\$5,965.64

## **Audit of the Bills**

***RESOLUTION 2016 – 134: Motion by Councilman Bourquin and seconded by Councilwoman Gosier approving Abstract #17 in the amount of \$9,564.85. Five ayes. Motion carried.***

***RESOLUTION 2016 – 135: Motion by Councilman Bourquin and seconded by Councilwoman Gosier approving Abstract #18 in the amount of \$97,462.75. Five ayes. Motion carried.***

***RESOLUTION 2016 – 136: Motion by Councilman Villa and seconded by Councilwoman Harris approving the Minutes of the August 10, 2016 Regular Monthly Meeting of the Town Board. Five ayes. Motion carried.***

## **Committee Reports**

### **Assessor's Report – Marsha Barton**

**Small Claims Hearings** – Two Small Claims Hearings were held on September 24, 2016. The Town has not received the decisions as of yet. One of the property owners were represented by an attorney.

**Supreme Court - Laniak** – The Judge has extended the hearing dates at Attorney Gebo's request to enable the Town to have another appraisal provided to help determine the final figures regarding the situation.

The Assessors are currently working on maintenance for the 2017 Tax Roll.

Marsha expressed a concern with several unexpected expenses throughout the year.

### **Municipal Water Board Report – Marsha Barton**

#### **Maintenance on the Old Town Springs Road**

There was an unexpected expense of \$1200.00 for replacing a valve.

### **Testing of Large Water Meters**

A bill has been received from Dan Reed for testing of the large water meters as annually required, in the amount of \$1375.00.

### **Three Mile Bay Waste Water Study**

Gregor Smith has requested an extension for the submission of the study report to EF be extended to February 28, 2017.

### **Extension of Water District #4**

GYMO is working on paperwork for the extension of Water District #4.

### **DANC Request**

The Municipal Water Board has sent a request to DANC to turn the water over in the Three Mile Bay tower more often this winter. This will allow us to go through this winter to see how the mixer will perform.

### **Three Mile Bay Water Tower Repairs**

Gregor Smith will be submitting specs for the bids to repair both the inside and outside of the tank. Gregor has also had a representative from a painting company look at the condition of the tank. He will be providing the Town with an analysis in the near future. The Water Board is hoping to have everything in order so we can advertise for bids so we might at the least, have the inside done next summer.

### **New Business**

**Dog Control Officer** – Some of the Towns are considering quitting the Dog Control service with the County and providing our own, due to the rising costs associated with dog control. The Town's feel it could be much more affordable if we hired our own dog control officer. Brownville, Clayton, Cape Vincent and Lyme are

considering this change but before doing so several details have to be worked out.

***RESOLUTION 2016 – 137: Motion by Councilwoman Gosier and seconded by Councilwoman Harris scheduling a Special Meeting on October 6, 2016 to consider and work out details pertaining to the Town providing a Local Dog Control Officer of its own and discontinuing the Dog Control service provided by the County. Five ayes. Motion carried.***

***RESOLUTION 2016 – 138: Motion by Councilman Bourquin and seconded by Councilwoman Gosier scheduling a Public Hearing for the 2017 Tax Cap Override on October 12, 2016 at 6:25 p.m. Five ayes. Motion carried.***

***RESOLUTION 2016 – 139: Motion by Councilwoman Gosier and seconded by Councilwoman Harris approving a 2017 Budget Work Session on Thursday October 6, 2016 at 7:30 p.m. to be held at the Municipal Offices, 12175 NYS RT 12E, Chaumont, NY. Five ayes. Motion carried.***

***RESOLUTION 2016 – 140: Motion by Councilwoman Gosier and seconded by Councilman Bourquin approving the purchase of a 12 x 16 prebuilt shed in the amount of \$3,085.00 from North Country Storage Barns, Philadelphia, New York. Four ayes. One nay. Motion carried.***

***Councilman Villa feels that it is inappropriate and is concerned about spending this year.***

#### **Zoning Law Revisions**

***RESOLUTION 2016 – 141: Motion by Councilwoman Gosier and seconded by Councilwoman Harris scheduling a Joint Meeting with the Town Planning Board on Tuesday October 4, 2016 at 6:30 p.m. at the Municipal Offices located at 12175 NYS Route 12E, Chaumont, to discuss the Zoning Law revisions as presented by the Town Planning Board. Five ayes. Motion carried.***

**Tour de Chaumont Bike Tour** will take place this coming Saturday, September 17, 2016. The ride is sponsored by the Town of Lyme Park and Rec program. There will be 10, 25 and 50 mile rides for participants to choose from.

**Councilwoman Gosier** – Harry Wilson has finalized the estimate for the repairs to the stones in the Fox Creek Cemetery and has put it in the mail today. Julie feels that the whole cemetery needs work; anything that the Town can do will be a good start.

**Councilman Villa** would like to see the estimate prior to making any decisions.

**Emergency Management Meeting** will take place here at the Municipal Offices on September 19, 2016 at 7 p.m.

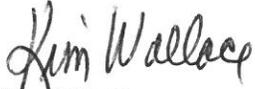
***A Motion was offered by Councilman Bourquin and seconded by Councilwoman Harris moving the Town Board into Executive Session to discuss Teamster negotiations and Ad Hoc Members concerning Article X at 8:25 p.m. Five ayes. Motion carried.***

***A Motion was offered by Councilman Bourquin and seconded by Councilwoman Gosier moving the Town Board back into open session at 8:58 p.m. Five ayes. Motion carried.***

***RESOLUTION 2016 – 142: Motion by Councilman Bourquin and seconded by Councilwoman Gosier approving a meeting between the Towns of Clayton, Orleans and Lyme to discuss the Ad Hoc Article X nominees. Five ayes. Motion carried.***

***Upon a Motion by Councilman Villa and seconded by Councilwoman Harris the meeting was adjourned at 9:00 p.m. Five ayes. Motion carried.***

***Minutes Respectfully Submitted by,***

  
***Kim Wallace***

***Town of Lyme, Town Clerk***