

**Town of Lyme  
May 13, 2015  
Regular Monthly Meeting  
6:30 P.M.**

Supervisor Aubertine called tonight's meeting to order at 6:30 p.m. and it was opened with a Prayer and the Pledge of Allegiance.

Present at tonight's meeting: Supervisor Aubertine, Councilmen Bourquin, Villa and Henderson, ZEO/CEO Jim Millington, County Legislator Bill Johnson, Julia Gosier, Assessor Chair Marsha Barton, Town Accountant Cathy Satterley, Highway Superintendent Pat Weston, Planning Board Chairman Frank Congel, Planning Board Member Sue Warner and approximately 4 others.

**Supervisor's Report – Town Accountant Cathy Satterley**

***RESOLUTION 2015 – 63: Motion by Councilman Villa and seconded by Councilman Henderson approving the April 2015 Supervisor's Report as submitted by Town Accountant Cathy Satterley. Four ayes. Motion carried.***

**Privilege of the Floor**

**Jefferson County Legislator William Johnson** – The proposed sales tax increase is in the States hands and is being drafted in the Senate. After it goes through the necessary channels it will come back to the County for a final vote.

Bill has spent the past three days interviewing radio vendors for the County's new system.

**Councilman Villa** expressed his disappointment in regard to the way the County handled the Wilson Property.

Legislator Johnson said that he understands our frustration. The Counties Ad Hoc Committee have been the ones to take direction of selling the property.

## Officer's Reports

### Highway Superintendent – Pat Weston

The Highway Department has recently painted the winter equipment, been fixing pot holes, rolled the ball fields, hung the flags and banners. They will be starting work on County Route 5 soon.

According to the State Comptroller the lease for the new 2015 International cannot be paid for out of the Capital Reserve Account. New accounts that are recommended by the Comptroller should be established.

Councilman Villa, in good conscience, cannot support the Town approving the purchase of two new trucks this year. He is concerned with burning up all of our finances and if we got ourselves in a position of needing another piece of equipment we would not have the funds to do so.

***RESOLUTION 2015 – 64: Motion by Councilman Bourquin and seconded by Councilman Henderson amending Resolution 2015 - 24 from leasing the 2015 International Truck to purchasing. It will now be purchased outright and there will be no lease. Three ayes. Motion carried. Councilman Villa was opposed to the Resolution.***

***RESOLUTION 2015 – 65: Motion by Councilman Bourquin and seconded by Councilman Villa approving the Agreement for the Expenditure of Highway Moneys between the Town Supervisor of the Town of Lyme, Jefferson County, New York, and the undersigned members of the Town Board Pursuant to the Provisions of Section 284 of the Highway Law.***

***The Town of Lyme agrees that the moneys levied and collected in the Town for the repair and improvement of highways, and received from the State for State Aid for the repair and improvement of highway, shall be expended as follows:***

- 1. GENERAL REPAIRS: The sum of \$67,612.00 shall be set aside to be expended for primary work and general repairs upon six miles of Town Highway, including sluices, culverts and bridges having a span of less than five feet and boardwalks and renewals thereof.***

**2. PERMANENT IMPROVEMENTS:** *The following sums shall be set aside to be expended for the permanent improvements of the Town's Highways:*

*(a) On the Road commencing at 12E and Three Mile Point Road South and extending 2.1 miles, a distance of 200 feet; there shall be expended not over the sum of \$2000.00.*

*Type-drainage, width of travel surface – three drain boxes, thickness – 8 inch pipe (200 feet), sub base – ¾ minus stone.*

*(b) On the Road commencing at Robinson; .96, Merchant 1.07, Beach 1.45, Pine Woods 1.49 and leading to all together, a distance of five miles that shall be expended not over the sum of \$5,612.00.*

*Type-3/4 minus stone dust, width of travel surface 12 feet, thickness-coating, sub base – surface gravel roads (2000 ton).*

*(c) On the Road commencing at 12E and leading to the Old Town Springs Road, a distance of one mile there shall not be expended not over the sum of \$60,000.00.*

*Type-12.5 mm blacktop, width of travel surface 20 feet, thickness – 1 ½ inches, sub base – none.*

**Executed this 13<sup>th</sup> Day of May, 2015 by the following Town Board Members:**

**Supervisor Aubertine  
Councilman Bourquin  
Councilman Villa  
Councilman Henderson**

**All unanimously voting in favor of the Agreement for the Expenditure of Highway Moneys for year 2015.**

*Motion carried.*

**Clerk's Report – May 2015**

Total State, County and Local Revenues:	\$2,100.52
Total Local Shares Remitted:	\$1,852.54

**Bid of Surplus Highway Equipment**

***RESOLUTION 2015 – 66: Motion by Councilman Bourquin and seconded by Councilman Villa denying the sole bid from Andrew Hall, of Clay New York in the amount of \$558.00 for the 1985 MACK Dump Truck and \$558.00 for the 2000 MACK Truck (salvage piece only). Four ayes. Motion carried.***

***RESOLUTION 2015 – 67: Motion by Councilman Bourquin and seconded by Councilman Henderson approving Abstract #9 in the amount of \$520.35. Four ayes. Motion carried.***

***RESOLUTION 2015 – 68: Motion by Councilman Henderson and seconded by Councilman Villa approving Abstract #10 in the amount of \$70,684.70. Four ayes. Motion carried.***

***RESOLUTION 2015 – 69: Motion by Councilman Villa and seconded by Councilman Henderson approving the Minutes of the April 8, 2015 Regular Monthly Meeting of the Town Board as written. Four ayes. Motion carried.***

**Committee Reports**

**Assessor's Report- Marsha Barton**

**Tentative Roll** – Total assessed value on the 2015 Tentative Roll is \$408,564,025.00. This is an increase of \$2,644,378.00. This increase will change after Grievance Day.

**Grievance Day** – Grievance Day will be Tuesday, May 26<sup>th</sup> starting at 1:00 p.m. There is one property owner who has stated that he will be filing 37 grievances on behalf of himself and his neighbors. The Board of Assessment Review is setting

up a second day; Wednesday, May 27<sup>th</sup> in order to have time to hear all grievances.

**Change of Assessment Notices** – Change of Assessment Notices were mailed on May 4<sup>th</sup> to all property owners who have a change in their assessment for 2015.

**Municipal Water Board Report – Marsha Barton**

**May Water Board Meeting** – Has been rescheduled to Wednesday May 20<sup>th</sup> at 6:30 p.m., due to a conflict with the Grievance Day procedures.

**Water Facility** – Revenues generated to date at the Water Facility are \$2,012.75. There have been a couple of repairs this month; one due to a Canadian coin.

**Inspection of Water Tower** – The Municipal Water Board has received two quotes for the inspection of the Water Tower. Pat and Billy recommend that Liquid Engineering do the inspection. They have stated that they can proceed with the inspection without having to drain the water out of the tower; which will save time and money.

***RESOLUTION 2015 – 70: Motion by Councilman Bourquin and seconded by Councilman Henderson approving the quote of \$3,050.00 from Liquid Engineering for the inspection, cleaning and reporting of the Three Mile Bay water tower.***

***This Potable Water System Proposal is made this date, by and between the Town of Lyme, of the State of New York, and Liquid Engineering Corporation, of Billings, Montana. Liquid Engineering Corporation will provide all labor, specialty equipment and insurance to professionally evaluate our water tower.***

***Interior and exterior inspections will review structural , sanitary, safety, security and any installed coating conditions. Reporting will be provided based on water tank inspection criteria, referencing OSHA, EPA, AWWA, TCEQ and NFPA requirements. Minimum items examined will include ladders, shell, roof, vent, manways, welds, seams, foundation, anchors, safety systems, hatches, external overflow and plumbing.***

*Underwater interior video documentation will be completed with real-time, closed circuit, high-resolution color underwater video equipment. All pertinent findings will be recorded on DVD format (including Dive Maintenance Technician's findings and narrative summary).*

*Services will include detailed interior video documentation of the potable water tank.*

*In service removal of accumulated bottom sediment is accomplished using Liquid Engineering's proprietary HydroDyne cleaning equipment. Normal cleaning prices provided include removal of sediment accumulations up to the first three inches (3") in depth or cubic yards given on the reservoir information breakout. Material that cannot be vacuumed with Liquid Engineering's HydroDyne is considered debris.*

*The deliverable provided on site will consist of Liquid Engineering's report, including summary recommendations and immediate Needs Assessment, which documents discrepancies that require urgent action and is supplemented by the interior DVD documentation.*

*Four ayes. Motion carried.*

**Problem with Mixer** – Utility Service Group has checked the problem we are having with the mixer in the Three Mile Bay Water Tower. They have found paint chips in it and may have to have it cleaned.

**Year End Balances** – Marsha has been reviewing the year end deficits in the Water Districts for 2014, she will have a year-end report of the Water Reserve Fund for the June Meeting.

**Planning Board Report** – Frank Congel

The Planning Board has met with full attendance, also attending was Judi Bates from the Zoning Board of Appeals, CEO/ZEO Jim Millington, and assistance from County Planning.

They discussed finding two at large members and expanding efforts in an attempt to get representation from the community.

The Planning Board will be formulating ground rules at their next meeting and also make the Zoning Ordinance Review Group concurrent with the Planning Boards scheduled meetings.

**Youth Committee Report – Charlie Mount**

Summer Baseball, Pee Wee A and B, Grasshopper and girls softball are all underway.

**ZEO/CEO Report – Jim Millington**

Jim is seeing positive movement with residents cleaning up their properties.

**April 2015 Zoning and Code Enforcement Activity**

Building/Zoning Permits Issued:	6
Certificates of Occupancy Issued:	1
ZBA Referrals:	2
Site Visits and Inspections:	6
Investigations:	1

**Permits Issued For:**

Home or Cottage:	1
Garage/Barn	3
Addition:	1
Other:	1

***RESOLUTION 2015 – 71: Motion by Councilman Henderson and seconded by Councilman Bourquin approving and adopting the finalized Town of Lyme Emergency Management and Disaster Preparedness Plan. This plan will be reviewed and updated annually and approved at the organizational meeting. Four ayes. Motion carried.***

***RESOLUTION 2015 – 72: Motion by Supervisor Aubertine and seconded by Councilman Henderson TABLING any IMA action in the Inter-Municipal***

*Agreement until the Town and Village Boards can meet in order to clarify certain areas of the document. Four ayes. Motion carried.*

#### **2015 LWRP (Local Waterfront Revitalization Program) Grant**

Geordie McGee is interested in selling his waterfront lot on Sawmill Bay. The Town would be interested in looking into the possibility of purchasing the property; depending on many variables.

#### **Three Mile Bay Cemetery**

The Town has received concerns with the property bordering the Three Mile Bay Cemetery in regard to junk, animal bedding and goat manure. Cemetery Superintendent Julia Gosier is very concerned with the mess. She stated that it is "disgusting".

Goats are running at large, grazing in the cemetery and they are harassing people.

Julia would like to see a section of fence erected between the cemetery and the bordering property to help block the area of concern.

Supervisor Aubertine has received two quotes on fencing that would run from the bridge culvert out to the back shed. The quotes were extremely expensive and the Town will have to look into other ideas to rectify the problem.

#### **Old Business**

**Wilson Property** – The Town has received the paperwork for filing a sealed bid to the County for the purchase of the Wilson property, 12319 NYS Route 12E, parcel #61.51-1-3.6.

**Councilman Bourquin** stated as soon as we take ownership of the property we would be responsible for approximately \$64,000.00 in remediation costs for the cleanup and we would only have a certain amount of time to do so.

Commented [KW1]:

**Councilman Villa** feels that the Town should submit and bid and go through the process and see it to the end. We should not give up at this point.

Supervisor Aubertine is concerned with the \$64,000.00 in remediation costs and several thousand dollars for construction costs.

***RESOLUTION 2015 – 73: Motion by Councilman Villa and seconded by Councilman Henderson approving the submission of a sealed bid, not to exceed \$10.00; remediation plan to be included, to Jefferson County, for the purchase of the Wilson Property located at 12319 NYS Route 12E, Chaumont, NY. Four ayes. Motion carried.***

Councilman Villa will contact the County Purchasing Department to see if the Town could be exempt from some of the requirements of the bidding process.

Supervisor Aubertine will meet with the County to check into the bidding procedure.

#### **Privilege of the Floor**

Dave Bourquin – Flow meters have been tested and there were a lot of interesting readings. Many of the hydrants tested are in need of minor repairs.

***RESOLUTION 2015 – 74: Motion by Supervisor Aubertine and seconded by Councilman Villa moving the Town Board into Executive Session at 8:40 p.m. to discuss a litigation matter. Four ayes. Motion carried.***

***RESOLUTION 2015 – 75: Motion by Councilman Villa and seconded by Councilman Henderson moving the Town Board back into Open Session at 9:15 p.m. Four ayes. Motion carried.***

***RESOLUTION 2015 – 76: Motion by Councilman Villa and seconded by Councilman Bourquin to advertise for an Order Establishing District, in the matter of the Establishment of the Extension of Water District Number 2 (Lance Development), in the Town of Lyme, County of Jefferson. Four ayes. Motion carried.***

***With a Motion by Councilman Villa and seconded by Councilman Bourquin the  
Town Board agreed to adjourn tonight's meeting at 9:20 p.m. Four ayes.  
Motion carried.***

***The Minutes of Tonight's Meeting are Respectfully Submitted by,***

***Kim Wallace  
Town Clerk***