

**Town of Lyme
November 11, 2015
Public Hearing – Tax Cap 6:25 P.M.
Regular Monthly Meeting -6:30 P.M.**

Supervisor Aubertine called the Public Hearing to order at 6:25 p.m.

Present at tonight’s Meeting: Supervisor Aubertine, Councilwoman Harris, Councilmen Villa, Henderson and Bourquin, Highway Superintendent Pat Weston, Town Accountant Cathy Satterley, Jefferson County Legislator Bill Johnson, and approximately 4 others.

Tonight’s Public Hearing is a Local Law to override the tax levy limit established in General Municipal Law §3-c.

It is the intent of this Local Law to allow the Town of Lyme Town Board to adopt a Budget for the fiscal year commencing January 1, 2016 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

The Tax Rate Schedule page in the 2016 Proposed Budget shows the 2016 property taxes to be raised are \$368,730.00 that is \$5,117.00 over the 2015 tax figure of \$363,613.00; showing an increase of 1.4073%, the Town Board was not able to remain under the suggested .073%.

Supervisor Aubertine reiterated that this is a very good budget and he commended the Town Board members for doing a good job.

There were no public comments heard at tonight’s Public Hearing.

A Motion was offered by Councilman Villa and seconded by Councilwoman Harris closing the Public Hearing at 6:32 p.m. Five ayes. Motion carried.

Supervisor Aubertine opened tonight’s Regular Monthly meeting at 6:32 p.m. with a Prayer and the Pledge of Allegiance.

In honor of Veterans Day Supervisor Aubertine asked for a moment of silence, remembering all Veterans.

Supervisor's Report – October 2015

RESOLUTION 2015 – 173: Motion by Councilman Henderson and seconded by Councilwoman Harris approving the October 2015 Supervisor's Report as submitted by Town Accountant Cathy Satterley. Five ayes. Motion carried.

Privilege of the Floor

Jefferson County Legislator – Bill Johnson

The County is in the process of designing and implementing the new emergency radio system that will be used by all emergency departments, such as police, fire departments, ambulances, etc. The new system will require 12 towers throughout the County and the Town of Lyme is one location where they are interested in placing a tower. The new system will offer better coverage and “inter-operability” between agencies and Counties. Currently there is no easy way to talk between the inter-agencies, they all use different frequencies with limited range.

Councilman Villa raised some concerns with the idea of erecting a tower on municipal property and questioned as to whether or not it would be in the best interest of the Town. He would like to see any request from the County for the use of Town owned land, in writing, prior to making any decisions. Councilman Villa stated that the Town has been “let down” by the County in the past, with specific regard to the Wilson property; that situation ended up being detrimental to this Town and community.

Councilman Villa stated that “one hand helps the other” and he feels that the County hasn't done much to help the Town and it does not sit well with him.

Councilman Villa and Henderson each stated that they were upset with the County. The County could not work together with us on the Wilson property or Dog Control but would now like to have us work with them.

Legislator Johnson suggested having Joe Plumber come to the December meeting to answer any questions the Town Board may have concerning the new system and the particulars involved.

Office Systems – Rick Kehoe

Mr. Kehoe presented the Town Board with a proposal summary, recommendations, a document cost analysis and price options for a Konica Minolta bizhub C364e; this machine would replace our Taskalfa 3550ci copier.

RESOLUTION 2015 – 174: Motion by Councilman Henderson and seconded by Councilwoman Harris approving the purchase of a Konica Minolta bizhub C364e Workgroup System with a purchase price not to exceed \$9,634.53 (at NYS Contract Pricing) with a Full Maintenance / Supply Agreement of \$645.00 annually, which includes all parts, labor, travel, PM visits, drums, heater rollers and supplies for black and color toner for one year or up to 75,000 monochrome copies. Color copies based on usage at .05cents per copy. (Excludes paper and staples only). Guaranteed response time of not more than 8 hours and 2 hour response time under serious conditions. Email service alerts, free loaner, guaranteed maintenance/supply rates and the Konica Minolta “Customer One Guarantee”.

35 images per minute scan speed (black & white or color)

80 pages per minute print speed (black & white)

Scan-once document feeder

2-GB RAM memory

250-GB hard drive

Full duplex system

Three paper cassettes

Bypass tray

Up to 11 x 17 paper

Up to 140 lb index/100-lb cover paper weight

Network print/scan

All Town Board members were in agreement of the purchase and the Motion was carried. Five ayes. Motion carried.

David Bourquin and Charlie Mount – Three Mile Bay Fire Department – They stated that there hasn't been a lot of information regarding the new radio system. The County has never gone to them to explain what the "plan" is. The Three Mile Bay fire Department has never been asked for their input or notified of any meetings that have been held regarding the subject.

Julia Gosier – saw in the Watertown Daily times where the Town of Wilna is responsible for their own dog control and have opted out of the County program.

Highway Superintendent Report – Pat Weston

The Highway Department has been getting ready for winter and doing a little work around the buildings. Despite the weather for this time of year there is plenty to keep the Highway Department busy.

Clerk's Report – October 2015

Total State, County and Local Revenues:	\$3,996.44
Total Local Shares Remitted:	\$3,658.71

Audit of the Bills

RESOLUTION 2015 – 175: Motion by Councilman Henderson and seconded by Councilman Bourquin approving Abstract #21 in the amount of \$42,142.28. Five ayes. Motion carried.

RESOLUTION 2015 – 176: Motion by Councilman Bourquin and seconded by Councilman Henderson approving Abstract #22 in the amount of \$66,587.78. Five ayes. Motion carried.

RESOLUTION 2015 – 177: Motion by Councilwoman Harris and seconded by Councilman Henderson approving the Minutes of the Regular Monthly Meeting of the Town Board held on October 14, 2015 as submitted by Clerk Wallace. Five ayes. Motion carried.

Assessor's Report – Marsha Barton

Field Maintenance – The Assessors are finishing up their maintenance for the upcoming year. They have added about 1.7 million dollars to the tax roll so far.

Exemption Processing – The Assessors are preparing the exemption renewal forms for the 2016 Assessment Roll. The renewal forms will be mailed on the 1st of December. March 1st is the deadline for all exemptions, either renewal or new applications.

2018 Reval – Marlene Norfolk will be meeting with the Assessors after the first of the year to begin planning the schedule for the 2018 reval. The Assessor's will be planning a meeting with Jefferson County Real Property and a representative from New York State Department of Taxation and Finance to coordinate the project.

The majority of recent sales are coming in very close to the assessments, which should mean they won't see a dramatic change in values.

Municipal Water Board Report – Marsha Barton

2015 Water Relevy – The following delinquent amounts have been forwarded to Jefferson County to be applied to the 2016 Town and County Tax Bills. The majority of the past due amounts are due to properties that have been abandoned and are being foreclosed upon. There are also some vacant properties that never pay their bills throughout the year. In those cases, the only way we have to collect the money is by relevying.

Water District #1	\$ 63.36
Water District #2	\$4,399.71
Water District #4	\$ 486.99
Water District #5	\$2,914.43
Total	\$7,864.49

Three Mile Bay Water Tower Inspection – Liquid Engineering has completed their inspection and provided the Water Board with a written report and a CD. Billy

Scarpocchi and Pat Weston are going to review the CD and also the 2012 CD to compare the inspections. As soon as that is done, Marsha will report on their findings. It has been recommended that in 3 to 4 years we do a complete sandblast and recoating on the inside of the tank. The tank would have to be taken off line while the repairs are completed.

Marsha has discussed the situation with Billy and he feels we should wait until spring to see if there is any further damage before doing anything. It is possible we may be able to wait until the complete fix in 3 or 4 years.

The Municipal Water Board is taking measures to help prevent any further damage, such as a new mixer and the pipe insulation in the water tower. They are also going to speak to DANC to see if they can turn the tank over more this year, which should help prevent freezing.

Master Meters and Insulation – Billy will be installing the new meters and insulation in the Three Mile Bay Water Tower this week.

Three Mile Bay Cemetery Report – Julia Gosier

Julie flagged stones that need attention in the Cemetery. She placed about 43 flags and has gotten almost half way through the cemetery.

Several large stones have slipped off their bases; Julie feels that it is vandalism. She would like to get someone else's thoughts before she files a police report.

ZEO / CEO – Jim Millington

Building/Zoning Permits Issued:	12
Certificates of Occupancy:	1
ZBA Referrals:	2
Site Visits and Inspections:	15
Stop Work Orders Issued:	1
Complaints:	1
Investigations:	1

Permits Issued For:

Home or Cottage:	2
Garage/Barn:	3
Deck or Porch:	1
Remodeling:	1
Addition:	2
Other:	3

New Business

Hip Hop Request

RESOLUTION 2015 – 178: Motion by Councilman Villa and seconded by Councilwoman Harris approving the request from the Lyme Youth Commission for the insurance coverage supporting the group name “Hip-Hop Dance Class” for grades 5 – 7 with classes to be held at the Lyme Central School. The class instructor will be Jennifer Sosa with tutorial to commence on November 15, 2015 and continue through mid-April 2016. Five ayes. Motion carried.

RESOLUTION 2015 – 179: Motion by Councilman Bourquin and seconded by Councilman Henderson approving a Local Law to override the tax levy limit established in General Municipal Law §3-c.

The proposed Local Law #4 of the year 2015, Town of Lyme, County of Jefferson, State of New York. It is the intent of this Local Law to allow the Town of Lyme to adopt a budget for the fiscal year commencing January 1, 2016 that requires a real property tax levy in excess of the “tax levy limit” of .73% as defined by General Municipal Law §3-c.

This Local Law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a Local Government’s governing body to override the property tax cap for the upcoming fiscal year by the adoption of a Local Law approved by a vote of sixty percent of said governing vote.

The Town Board of the Town of Lyme, County of Jefferson, is hereby authorized to adopt a budget for the fiscal year commencing January 1, 2016 tht requires a

real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

If a court determines that any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgement shall not affect, impair, or invalidate the remainder of this Local Law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgement or order shall be rendered.

This Local Law shall take effect immediately upon filing with the Secretary of State.

By order of the Town Board, Town of Lyme

Five ayes. Motion carried.

Selling of Wood from the Transfer Site

A resident had contacted Supervisor Aubertine in regard to purchasing or obtaining all the excess trees and wood that is taken to the Transfer Site for disposal. There is a large quantity of good burnable wood that rests in the landfill and is not used but left to decompose.

Upon all the information that has been provided by the Legal-Council from the Association of Towns and our insurance company, the Town Board has determined it to be in their best to **not allow** residents to take the wood due to liability reasons and also trying to govern who would be the recipients of the timber; that in itself could prove to be problematic.

Old Business

Three Mile Bay Lighting District

RESOLUTION 2015 – 180: Motion by Councilman Bourquin and seconded by Councilman Henderson approving a date of December 9, 2015 scheduling a Public Hearing at 6:20 p.m. concerning the extension of the Three Mile Bay Lighting District. The Public Hearing will be held at the Municipal Office located at 12175 NYS Route 12E, Chaumont, NY and advertising for the particulars of this Public Hearing will appear in the Watertown Daily Times. Five ayes. Motion carried.

RESOLUTION 2015 – 181: Motion by Councilman Bourquin and seconded by Councilman Henderson authorizing the advertising and scheduling of a Public Hearing concerning the billing procedure for the Three Mile Bay Lighting District. The Hearing will be held at 6:25 p.m. on December 9, 2015 at the Municipal Building 12175 NYS Route 12E Chaumont, NY 13622. Five ayes. Motion carried.

Planning Board Application and Vacancy

RESOLUTION 2015 – 182: Motion by Councilman Henderson and seconded by Councilman Bourquin appointing Marshall Marshall to fill the vacancy of the Alternate Planning Board position. Five ayes. Motion carried.

Property Acquisition Discussion

RESOLUTION 2015 – 183: Motion by Councilwoman Harris and seconded by Councilman Henderson moving forward with Attorney Gebo's recommendation of making an offer with a "First Right of Refusal" to Geordie Magee for the purchase of the tax parcel 61.51-1-42.1, consisting of 5.40 acres of vacant waterfront property. The deposit accompanying the purchase documents will be \$5000.00.

Roll call vote as follows:

<i>Councilman Henderson</i>	<i>Aye</i>
<i>Councilwoman Harris</i>	<i>Aye</i>

<i>Councilman Bourquin</i>	<i>Nay</i>
<i>Councilman Villa</i>	<i>Aye</i>
<i>Supervisor Aubertine</i>	<i>Aye</i>

Four ayes. Motion carried.

Upon a Motion offered by Councilwoman Harris and seconded by Councilman Henderson the meeting was adjourned at 9:10 p.m. Five ayes. Motion carried.

The Minutes of tonight's meeting are respectfully submitted by,

Kim Wallace
Town Clerk