

Town of Lyme
November 12, 2008
Public Hearing for the Water Distribution System Law
6:15 P.M.
Regular Monthly Meeting
6:30 P.M.

Supervisor Aubertine called the Public hearing to order at 6:15 p.m. Present at tonight's meeting: Supervisor Aubertine, Councilmen Johnson and Countryman, Clerk Wallace, Water Board Chairman Marsha Barton and approximately 10 others. Councilmen Madill and Schreib conducting interviews for Teen Center Director.

Public Hearing Notice Reads as Follows:

Please take notice that the Town Board of the Town of Lyme, shall hold a Public Hearing on Wednesday, November 12, 2008 at 6:15 P.M. at the Town Offices, 12175 NYS Route 12E, Chaumont, New York, to consider a Local Law with respect to regulating the use of public water facilities and the furnishing of water to consumers to be known as the Water Distribution System Law. A full text of the proposed Local Law is available at the Town Clerk's Office during normal business hours. All persons wishing to be heard on this issue should be present at the time and place foretated or have written comments submitted to the Town Board prior to time and date. Any persons requiring special accommodations to attend and participate in such Public Hearing should notify the Town Clerk at least three business days prior to hearing.

Published in the Watertown Daily Times on October 15, 2008.

BY ORDER OF THE TOWN CLERK OF THE TOWN OF LYME
Kim Wallace

The Town Board will not be making a Motion on the Water Distribution System Law this evening due to some last minute improvements and changes. The Town Board will vote on its adoption at the December 10th Regular Monthly Meeting

Charlie Mount – Does not see where it addresses “repayment”. It is unusual but it does occur.

Marsha Barton - If a customer is over billed a credit will be applied to the account.

The Pubic Hearing was adjourned at 6:25 p.m.

Public Hearing Minutes
Respectfully Submitted by
Kim Wallace, Town Clerk

**Town of Lyme
Regular Monthly Meeting
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6:30 P.M.**

Privilege of the Floor

Supervisor's Report

RESOLUTION 2008 - 158: Motion by Councilman Countryman and seconded by Councilman Schreib accepting the October 2008 Supervisor's Report as submitted. Five ayes. Motion carried.

RESOLUTION 2008 - 159: Motion by Councilman Madill and seconded by Councilman Countryman approving Abstract #21 in the amount of \$1,710.00. Five ayes. Motion carried.

RESOLUTION 2008 - 160: Motion by Councilman Johnson and seconded by Councilman Schreib approving Abstract #22 in the amount of \$144,309.62. Five ayes. Motion carried.

Clerk's Report – October 2008:

Total State County and Local Revenues - \$5,797.59

Approval of Minutes

RESOLUTION 2008 – 161: Motion by Councilman Countryman and seconded by Councilman Madill accepting the October 8, 2008 Joint Meeting and Regular Town Board Meeting Minutes as written. Five ayes. Motion carried.

RESOLUTION 2008 – 162: Motion by Councilman Countryman and seconded by Councilman Madill accepting the October 22 Budget Work Session Minutes, the October 29th Budget Work Session, November 5th, Budget Work Session and the November 6th Public Hearing on the 2009 Preliminary Budget. Five ayes. Motion carried.

Committee Reports

Assessor's Report – No Report This Month

Municipal Water Board Report:

Old Town Springs Road – Water District #5 - A letter was sent to all residents of the District informing them that Bernier and Carr were completing studies. The letter gave them the opportunity to let the Water Board know if they did not want someone on their property. They were also given an update on the status of the District.

Point Salubrious Water Project Study – Nothing new to report at this time.

New York State DEC Request – Mike Contino – Real Property Supervisor for the DEC requested that their newly acquired property in Three Mile Bay be granted exempt from water billing. He said New York State would not pay water bills. The property originally had 2 hook-ups or full EDU's. One meter was removed and the other was left, as it is in the asphalt. The Water Board reduced the EDU count from 2 to ¼ and ¼. The situation was discussed with Mr. Contino's Supervisor and they would pay what they currently owe, minus the penalties and then they would like to be removed from the water billing. Marsha told Mr. Contino that she would have to be directed by the Town Board to cease the billing.

USDA Request – A letter was received from the USDA, which states, as a condition of our loan, a proposed budget for the fiscal year ending December 31, 2009 must be submitted by December 1, 2008. A copy of the Town's adopted budget will be sufficient, with the summary sheet they enclosed. Sovie and Bowie should be preparing the paperwork.

DANC's Annual Certification – Bryon Perry from DANC has requested the number of EDU / Hookups. A letter has been returned to him, informing him that there are 185 total for the Town. The numbers are as follows:

District #1	31
District #2	129
District #3	1
District #4	24

Three Mile Bay Cemetery Report – Terra's work in the cemetery is almost complete. She has a little weed eating to do and will then turn in her final voucher. The excessive rain has made it an unusually difficult year.

Julie has had several phone calls concerning information about lot prices and interments.

Julie is back in winter mode, doing research to determine the current legal owners of all the older lots. This is a big job but is going very well.

Planning Board – Boo - The Town of Lyme Planning Board proposes updating our current 1999 Comprehensive Plan. Due to changes in our community, the environment and both recent and prospective growth, the Planning Board feels the time is past due to revise the plan for the future. They will use various methods, including a mail survey followed by public meetings to identify needs and get citizen input. The Planning Board will also receive assistance in conducting and evaluating the survey, as well as other data from the County Planning Board staff. They also plan to obtain information from the NYS Planning Federation.

Because any plan for the Town of Lyme must recognize and include plans affecting the Village of Chaumont, the Planning Board has been working together with the Village Planning Board to develop the survey. They will

have a draft survey available soon and plan to test it by asking Town and Village officials to fill out the survey questions too determine if it is clear enough before it is disseminated to the general public.

Youth Committee Report - Charlie Mount - The winter basketball program is waiting for approval from the school. There has been a change of leadership and policy at the school.

The Committee has reviewed the applicants for the Teen Center Director and would like to recommend to the Town Board, Mike Nichols is appointed as soon as possible as to get the Youth Program underway.

ZEO no report

ZBA - Ernie Brister - The ZBA held its monthly meeting on November 5th, there were no hearings or variances granted. After the meeting they held a work session with Anthony Leone, the new owner of the Creek Side property in Three Mile Bay, to help him fill out a Special Permit for a business on this property, at his request. Between the ZBA and ZEO most questions were answered. Mr. Leone is to complete the Permit and submit it to the ZEO.

Police Report - Written Report Submitted for October 2008. Leo would like to have the ability to relocate the new speed trailer. Pat Weston will take a look to see if he can get Leo's vehicle set up so he'll be able to move the speed trailer himself.

RESOLUTION 2008 - 163: Motion by Councilman Schreib and seconded by Councilman Countryman approving the Highway Department to put a hitch on the Police Cruiser. Five ayes. Motion carried.

Resolutions and Motions

Municipal Snow and Ice Agreement - Addendum B - The Office of the State Comptroller has informed us that due to the high cost of fuel during the 2007/2008 winter season, the Municipal Snow and Ice Agreement reimbursement is being increased. The Municipality requests that the Municipal Snow and Ice Agreement estimated expenditure be revised to reflect the additional costs associated with the high cost of fuel. All the terms and conditions of the original contract extension remain as follows:

The expiration date of the latest contract extension shall be extended from June 30, 2008 to October 31, 2008.

Total Revised Estimated Expenditure:

Original Estimated Expenditure	\$ 60,120.39
Material Adjustment	329.80
Equipment Adjustment	2,883.92
Revised Estimated Expenditures	63,334.11

RESOLUTION 2008 - 164: Motion by Councilman Schreib and seconded by Councilman Countryman approving the Snow and Ice Extension

Amendment for 2007 – 2008 with the State adjustment per Addendum B of an increase in the amount of \$3,213.72. Five ayes. Motion carried.

Teen Center Director – moved to executive session

ZBA Appointments – move to executive session

Correspondence –

Land Use Planning Work Shop – November 19, 2008 at JCC
NYS Government Finance Officer's Association – December 4,
2008, Fayetteville, NY – Annual conference – April 1-3, Albany –
Central Region Summer Seminar – August 5 & 6, Geneva

New Business

CREG Systems Proposal – Estimate submitted for chimes on new entry door and a remote wireless necklace for people in building while working alone. There will also be a keypad installed next to the back door.

RESOLUTION 2008 – 165: Motion by Councilman Schreib and seconded by Councilman Johnson approving the price quote from CREG Systems Corp/ Security Plus for the purchase and installation of (1) LCD Keypad, (1) wireless panic pendant, and (1) wireless door contact in the amount of \$815.00. Five ayes. Motion carried.

TIERS Bill – The Town Board discussed the TIERS statement in the amount of \$1,078.60 for services since January 2008. Charlie Mount of the Three Mile Bay Volunteer Department stated to the Board that they do more for TIERS for mutual aid than they do for the Town of Lyme. There have also been cases where the Three Mile Bay paramedics went on the TIERS calls.

RESOLUTION 2008 – 166: Motion by Councilman Schreib and seconded by Councilman Countryman stating that the Town of Lyme will not pay for services billed to the Town by the Town of Clayton for services provided by TIERS from January through August of 2008. Five ayes. Motion carried.

George Perkins recently informed Supervisor Aubertine that since the purchase of the forklift it has not been serviced. Tom Stanley has submitted a quote in the amount of \$400.00 for preventive service on the lift.

Resolution 2008 – 167: Motion by Councilman Countryman and seconded by Councilman Madill accepting the price quote from Stanley Industrial Equipment in the amount of \$400.00 for the following

***Service call for preventive service on forklift at Transfer Site
Oil and filter change
Lube complete chassis / mast/ and steer axle***

Change air filter
Check all fluids / brake / hydraulic / anti freeze
Check operation of machine for any further problems
Travel time and labor \$ 290.00
Parts (approximate) 100.00

A Highway Employee will accompany Mr. Stanley during the servicing of the forklift in order to familiarize the Town with the servicing procedure necessary for proper maintenance of the machine.

Five ayes. Motion carried.

Old Business

Saint Lawrence Wind Farm Easement Request – We had correspondence from Attorney Gebo and he recommended going and checking out the site to be certain that it will not interfere with any future plan of the Town. Should be done prior to inclement weather and Board Members can visit the site individually, at their leisure. This will ensure that we are being proactive and progressive.

Salt – Norm – IMUS cannot supply the Town salt at this time. Councilman Schreib did get a hold of the Morton Salt Company. They will be giving us a quote. The company does have a large supply in Ogdensburg. The price is approximately \$65.00 per ton, pick up price.

Dick Nagel – Transfer Site was open on Veterans Day, the employees were not notified to close. The rest of the Town took a holiday while that part of the work force was still working.

Executive Session – Motion by Councilman Countryman and seconded by Councilman Johnson to go into Executive Session to discuss personnel issues.

Mike/Warren S/O 7:45 pm

Motion by Councilman Countryman and seconded by Councilman Schreib calling the Meeting back to open Session at 8:30 p.m.

RESOLUTION 2008 -168: *Motion by Councilman Johnson and seconded by Councilman Countryman appointing Nora LaChance as the new Teen Center Director for the Town of Lyme Youth Committee.*

Four ayes. Motion carried. Supervisor Aubertine voted against the decision, he prefers to see local people hired.

Motion by Councilman Countryman and seconded by Councilman Johnson adjourning tonight's meeting at 8:35 p.m.

Minutes Respectfully Submitted by

Kim Wallace
Town Clerk