

October 13, 2010
Public Hearing - Extension Of The Wind Moratorium – 6:15 P.M.
Followed by the
Regular Monthly Meeting – 6:30 P.M.

Supervisor Aubertine called tonight’s Public Hearing to order at 6:15 p.m.

Present at tonight’s meeting: Supervisor Aubertine, Councilmen Bourquin, Johnson, Councilwoman Harris, County Legislator Bob Thomas, Highway Superintendent Pat Weston, Assessor’s Marsha Barton and Roz Gotham, Planning Board Chairman Paul Norton and approximately 30 others.

Clerk Wallace read the Public Hearing Notice as published on October 1, 2010 in the Watertown Daily Times stating the Town Board of the Town of Lyme shall hold a Public Hearing to consider the adoption of a local law with respect to extending the moratorium for a period through October 12, 2011, on applications or proceedings of applications for Wind Power Generating Facilities allowing the Town Board to consider and implement sufficient regulations.

Supervisor Aubertine went over the ground rules he expected to be followed at tonight’s meeting.

The following residents submitted, in writing, comments to the Town Board regarding tonight’s hearing:

Extension of the Moratorium:	For	Against
1. Jim and Sandy Branski	X	
2. Steve Rutigliano	X	
3. Bert Bowers	X	
4. Jean Stover		X
5. Andrew Hamlin	X	
6. Walter Huda	X	
7. Deanne Scanlon	X	
8. Scott Discount and Sean Coffee	X	
9. Lorraine and Bill Revelle	X	
10. Warren and Murial Barkley	X	

- | | | |
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| 11. | Robert Curley | X |
| 12. | Dave Henderson | X |
| 13. | Betty Lou Kishler and Robert Egby | X |
| 14. | Patricia Hughes | X |
| 15. | Joyce and David Crossley | X |
| 16. | David Smith and Meryl Corshen | X |
| 17. | Leigh and James Petras | X |
| 18. | Barbara and Richard Cousineau | X |
| 19. | Stephen Brent | X |
| 20. | Judy Kowalski | X |
| 21. | Christopher Johnston | X |
| 22. | Mike Kelly | X |
| 23. | Joel Block | X |
| 24. | Judith M. Gaughey | X |
| 25. | Richard Freshour | X |

All letters are attached as an addendum to the meeting minutes in the order stated.

Supervisor Aubertine opened the floor for public comments.

Dawn Munk – Three Mile Bay – The full context of this letter is provided as Attachment # 26.

Pete Rogers – Commended the Town Board for holding another Public Hearing. As he drove here tonight he tried to envision what it would look like here in the Town of Lyme to see turbines on the horizon. He feels the Town should continue to do research on the matter and applauds the Town Board for taking the time to visit this situation once again. Once turbines are here there is no going back.

Bruce Way – 20-year resident of the Town of Lyme. When Maple Ridge was first developed, people were very optimistic. However, now there are many reports of the reduction of quality of life. He asked that the Town Board be cautious in their decision making, once we have the turbines we can't go back. He would like to see the moratorium extended.

Tim Conboy – Project Development Manager for St. Lawrence Wind Farm Project – The full context of this letter has been provided as Attachment #27.

Julia Gosier – 28589 Empie Road, Three Mile Bay – The full context of this letter has been provided as Attachment #28.

Paul Mason – Cape Vincent Resident – Spoke against the extension of a moratorium. Many people of the North Country don't have deep pockets and could use the extra income and tax breaks. There is a lot of land in the Town of Lyme and plenty of room for the turbines and also for the people on the Lake to enjoy their land.

Ed Kloehn – Does not have deep pockets but is in favor of the moratorium.

Scott Discount – Is in favor of the extension of the moratorium. He would like to see the Town do some fact-finding because new things have come up in recent years. Also it would be a good idea to see what the Attorney General says after their investigation in Cape Vincent.

Don Metzger – Supports a moratorium. Mr. Metzger has a problem with, and questions the ability of Cape Vincent being the Lead Agency in this situation. As of yesterday afternoon the 114 page findings statement document was not available in the Town of Lyme or the Cape Vincent Library. This document was held very close to the vest of the Cape Vincent Planning Board. Mr. Metzger had to make a special trip and pay \$28.00 to receive a copy of this document. He is amazed at how the Cape Vincent Planning Board failed to acknowledge the receipt of the FEIS.

Charlie Mount – Three Mile Bay – Opposes the extension of the moratorium. The Town Board has had 42 months to do their fact finding. He opposes laws that take away property rights.

Bill Brown – Morris Track Road, Chaumont - Opposes the moratorium. He has lived here for 68 years and only has a few years left, if the Town doesn't want wind mills on his land then buy it!

Joy Borowicz – Chaumont – Would like to see the moratorium continued and agrees that there should be a committee; things have changed since the law was written.

Steve Rutigliano – Three Mile Point – Is in favor of the extension of the moratorium for at least one more year. There has been an enormous bat and

bird kill on Wolfe Island. If people would visit some of the web sites, there is information for and against wind development. He also feels that the moratorium should include transmission lines.

Joel Block – Point Salubrious – When he first heard about the turbines he was very ecstatic but the more he has read and studied he feels that they are not good for this Town. Technology is changing and new designs are on the way, these turbines being suggested for the Town of Lyme are not that efficient.

Bert Bowers – Chaumont – Concerned with actions in Cape Vincent, they are not in concert with the DEC process.

Diane Rutigliano – Three Mile Point – She is in favor of extending the moratorium and has been a resident of Three Mile Bay for 60 years. On Route 22 you will notice windmills standing idle, producing no power; due to poor quality of steel one has collapsed, the whole farm is shut down. We are on flat land here and we will see the windmills no matter where we are once they are up. The beauty can never be replaced; it would be a blight on the land to have wind turbines in the Town of Lyme.

Rick Cousineau – Wind farming is a relatively new industry, we should take the time to learn what we can before proceeding.

Patty Hughes – Is in favor of the moratorium extension. She also stated that Bert Bowers had nothing to do with writing and the distribution of the flyer.

Don Metzger – As a follow up – The Cape Vincent Planning Board has lost the ability to be an effective lead agency for the two Towns. Every member of the Cape Vincent Planning Board sat like a “bump on a log” with Edsall’s comments, that is not proper behavior of a Lead Agency. 5.7 miles of high tension transmission lines would lie within the Town of Lyme and the whole Town would be cut in half by 100’ wide transmission line. We need to look at the whole perspective.

Scott Discount – The moratorium should include the transmission lines.

Julie Gosier – Wanted to clarify what she had said about the lawsuit. St. Lawrence Wind may consider a lawsuit. The State of New York says that

continuous moratoriums are illegal and not meant to stall solving a problem. She respects the dilemma the Town Board has before them but the voters of Lyme put them there to do a job, so get it done.

Bert Bowers – The Cape Vincent Planning Board has violated the SEQR process, the transmission lines will be used by BP and ST. Lawrence Wind. The full effect of the transmission lines needs to be examined. The entire process is flawed.

Richard Freshour – If the transmission line isn't included in the moratorium they already have a foot in the door; we might as well have a couple of wind towers too.

Dick Nagel – The transmission line used to be a railroad bed with dirty old steam engines running through it.

Steve Rutigliano – Family bought land back in 1947. The farmers raised money for themselves by selling off lots, it was done all around Chaumont Bay. He feels discriminated against. He has been a good tax paying resident for many years. The wind companies come in and belittle, stirring up problems. Cape Vincent is under investigation for alleged crimes.

Tim Conboy – The SEQR is available at www.stlawrencewind.com.

Scott Discount – The recent survey concerning the Comprehensive Plan showed that two-thirds of the people wanted no or slow growth in the Town of Lyme, the residents here like a small town environment. If two-thirds of the people have spoken look at what laws should be enacted for zoning.

RESOLUTION 2010 - : Motion by Supervisor Aubertine and seconded by Councilwoman Harris closing tonight's Public Hearing at 7:10 p.m. Four ayes. Motion carried.

Supervisor Aubertine called tonight's Regular Meeting to order at 7:10 p.m. The meeting was opened with a Prayer and the Pledge of Allegiance.

Councilman Johnson is in favor of wind power in the right place, he feels that east of NYS RT 12E is the right place. The Town had a Zoning Law,

we need to put a Zoning Law back in place to protect the residents of this Township.

RESOLUTION 2010 - 125: Motion by Councilman Johnson and seconded by Councilman Harris extending the Wind Moratorium for one year, through October 13, 2011.

Article 1. – Statement of Authority. The Town Board of the Town of Lyme, pursuant to the authority granted it under Article 16 of the Town Law and Sections 10 and 20 of the Municipal Home Rule Law of the State of New York, hereby enacts as follows:

Article 2. – Statement of Purpose and Findings. The Town Board of the Town of Lyme has been made aware of interest in Wind Power Generating Facilities desiring to locate in the area. At the same time, the Town Board is aware that there have been complaints and questions about the establishment of Wind Power Generating Facilities being located in the area. Currently, the Town of Lyme Code does not contain provisions for regulations of such facilities. It is the purpose of this local law to extend a moratorium for a period of one year through October 13, 2011, on applications or proceedings of applications for Wind Power Generating Facilities allowing the Town Board to consider and implement sufficient regulations.

Article 3. – Enactment. The Town Board of the Town of Lyme does hereby enact as follows:

Section 1. Definitions.

Wind Generating Facilities: Those facilities, which generate original power on site to be transferred to a transmission system for distribution to customers. The definition of wind power generating facilities shall include individual wind power generating facilities erected and used for private use. It should also include accessory facilities such as transmission lines, access roads, meteorological towers and other related facilities whether the primary wind generating facilities are located within or outside of the Town of Lyme.

Section 2.

Commencing with the effective date of this local law and for a period through October 13, 2011, no person shall be allowed a permit to site or locate a wind power generating facility as defined in this law within the Town of Lyme.

Article 4. – Severability. If any part of this Chapter shall be found to be void, voidable, or unenforceable for any reason whatsoever, it shall not affect the validity or enforceability of any remaining section or provision of this Chapter.

Article 5. – Effective Date. This Local Law shall take effect immediately upon filing with the Secretary of State.

Three ayes. Councilman Bourquin voted naye. Motion carried.

Privilege of the Floor

County Legislator Bob Thomas – Glad he came to listen. The County is currently in their budget process and he doesn't have anything further to report at this time.

Julie Gosier – In the past the moratoriums have been viewed as a time when you don't discuss wind. How can you get information on a committee when you have a strangle hold over your head.

Supervisor Aubertine – As a Board it may be possible to talk with developers. In 2007 it was adopted as a policy not to talk with wind developers.

Dick Nagel - Include full disclosure to boards solely for collecting information.

Don Metzger – The moratorium includes small turbines and he hoped it would not apply. Cape Vincent attempted to have a moratorium but they were unsuccessful in having it passed. The Cape Vincent Lead Agency does not seem to acknowledge that the Attorney General is looking at the past 6 years of three of their governmental agencies. Let the Attorney General give

a report and let the Town's have a chance to review the findings of the investigated agencies.

Officer's Reports

Supervisor's Report – September 2010 – Tom Bowie:

RESOLUTION 2010 - 126: Motion by Councilman Johnson and seconded by Councilman Bourquin approving Budget Transfer #3 as suggested by Bookkeeper Tom Bowie as follows:

General Fund A

	<u>From</u>	<u>To</u>
<i>A9060.8 Hospital Insurance</i>	<i>\$7,684</i>	
<i>A1620.42 Buildings – Water Facility</i>		<i>207</i>
<i>A7140.4 Playground-Contractual</i>		<i>218</i>
<i>A7140.4 Teen Center – Contractual</i>		<i>34</i>
<i>A8810.4 Cemeteries – Contractual</i>		<i>7,100</i>
<i>A8810.41 Cemeteries – Contractual</i>		<i>125</i>
<i>Total</i>	<i>7,684</i>	<i>7,684</i>

General Fund B

<i>B8010.4 Contractual</i>	<i>150</i>	
<i>B7410.4 Library-Contractual</i>		<i>150</i>

Highway DB

<i>DB5112.2 Capital Outlay</i>	<i>2,500</i>	
<i>DB9060.8 Health Insurance</i>		<i>2,500</i>

Four ayes. Motion carried.

RESOLUTION 2010 - 127: Motion by Supervisor Aubertine and Councilman Johnson scheduling a Budget Work Session for Wednesday October 27, 2010 at 6:30 p.m. Four ayes. Motion carried.

RESOLUTION 2010 - 128: Motion by Councilman Bourquin and seconded by Councilwoman Harris approving the September 2010 Supervisor's Report as presented by Tom Bowie. Four ayes. Motion carried.

Highway Superintendent's Report – Pat Weston

The Highway Department has completed their summer work and is now starting to prepare for winter. Most of the paperwork has been completed for the Municipal Snow and Ice Agreement with NYS DOT. This year's extension will include a 3.08% increase to the equipment portion of the contract.

The Town Board discussed with Superintendent Weston the price quote from Beam Mack for a new highway truck purchase.

RESOLUTION 2010 - 129: Motion by Councilman Johnson and seconded by Councilman Bourquin approving the purchase of a 2011 Beam Mack, 10-wheeler plow / dump truck for a total of \$198,960.00. The purchase price includes the purchase of the truck and the necessary applications needed from Henderson to have the vehicle equipped for plowing. Four ayes. Motion carried.

Clerk's Report – September 2010

Total State, County and Local Revenues:	\$10,532.94
Total Local Shares Remitted:	5,735.66

Audit of Bills

RESOLUTION 2010 - 130: Motion by Supervisor Aubertine and seconded by Councilman Johnson accepting Abstract #19 in the amount of \$25,232.69. Four ayes. Motion carried.

RESOLUTION 2010 -131: Motion by Councilman Bourquin and seconded by Councilman Johnson approving Abstract #20 in the amount of \$117,105.32. Four ayes. Motion carried.

Approval of Minutes

RESOLUTION 2010 -132: Motion by Councilwoman Harris and seconded by Councilman Bourquin accepting the Meeting Minutes of September 8, 2010 as submitted by Clerk Wallace. Four ayes. Motion carried.

Department Reports

Assessor's Report – Marsha Barton

New Basic STAR Legislation – A new law has passed which will be implemented for the 2011 Tax Roll. Previously, the Basic STAR had no income limits. The Basic STAR will now be limited to property owners who earn \$500,000 or less. They are still working out the particulars of how the information will be verified.

2011 Tax Roll – The Assessor's are currently working on field work, updating property record cards with new construction and changes. In addition, they are completing value changes.

Exemption Preparation – The Assessor's are beginning the process to mail out the Town's exemption renewals and preparing the paperwork for income verification.

Municipal Water Board Report – Marsha Barton

Water Facility – As of September 22, 2010 the Water Facility has generated \$7,294.75. The Water Board is trying to purchase a new coin receptor. The one at the facility has been repaired many times. They would like to purchase a new one of the same kind but cannot locate one. Guy Gosier is checking with Frontenac Crystal Springs to get information from what company they purchase their meters from.

Division of Safety and Health Report – The Water Board reviewed the report received from the Division of Safety and Health. There were a few issues that affected the Water Distribution system. Dave Rush volunteered

to meet with Pat and Bill to make sure all issues were being taken care of. One issue was to confirm that they had the training requirements. They do have the training but Pat is going to have the County come down and do a refresher course. The other issue was an oxygen meter. Superintendent Weston is going to purchase the needed equipment.

Water District #5 Restoration Complaints – All complaints have been turned over to Bernier and Carr. Marsha will be following up with Gregor Smith to make sure all complaints have been addressed and corrected.

The Water Board is still waiting for information on how the Town can use the left over money from WD #5.

Water Consumption Report – Dave Rush will be completing a water consumption database that will be helpful in budget preparations in the future.

Village of Chaumont Water Billing – A check has been received in the amount of \$2,758.29 from the Village of Chaumont for their water usage. This will be applied to Water district #1. The check covers the charges from 3/10 – 7/10/10.

Three Mile Bay Cemetery Report – Julia Gosier

Julie did a lot of research to get the best and most cost-effective stakes for marking lots in the cemetery. She was able to get a good deal at Harbor Freight and get foam sheets to cut more conspicuous discs to mark the tops of the stakes at Michaels.

Julie met with George Perkins and discussed the laying out of the lots. He is going to mark out the lots and place the stakes. Julie will stay involved with the process.

George Perkins and Larry Radley have done some good brush cutting and cleanup work in the older sections of the cemetery. George says he can use Town equipment and remove some of the old tree stumps.

The Cemetery looks good, many thanks to George, Larry and the Highway Department for all their help.

Planning Board Report – Paul Norton

The Comprehensive Land Use Plan for the Town of Lyme has been submitted to the Town Board and should be considered an update to the Lyme Comprehensive Plan adopted in 1999.

The Plan Update benefited from public input and community surveys with 613 returned and completed surveys, thirteen town-wide base maps including: agricultural districts; prime agricultural soils; land use by parcels; historic landmarks; topography; watersheds; traffic patterns; scenic view areas; aerial photography, and landscape character areas. It also includes a series of residential, commercial, and overall planning considerations with example sketches.

The Town Board appointed and directed the Planning Board to use a planning process and prepare a Comprehensive Plan. The Planning Board recommends the Comprehensive Land Use Plan for the Town of Lyme to the Town Board.

The Committee completed its required steps and those it deemed necessary by NYS Town Law Section 272-a. These steps have included: conducting a community input survey process (winter/spring 2009), holding several public informational/input sessions during the process of developing the Comprehensive Plan (summers of 2009 and 2010), and finally, holding a public hearing on September 30, 2010.

In addition, according to General Municipal Law section 272-a of the NYS Town Law states, the Town Board must also conduct a public hearing on the Comprehensive Plan, and it is subject to the provisions of the State Environmental Quality Review Act (SEQRA) under Article Eight of the Environmental Conservation Law. Draft forms for which will be forwarded shortly. Attorney Gebo should also be consulted if there are any legal questions regarding the SEQRA process.

The Town of Lyme Planning Board with cooperation with the Village of Chaumont Planning Board, in conjunction with the Jefferson County Department of Planning, and the public, has worked for approximately 23 months in developing the Comprehensive Land Use Plan for the Town of Lyme. The Planning Board respectfully submits the Plan to the Town Board for their anticipated adoption. Chairman Norton will accept questions at any time.

Andy Nevin has offered to give a power point presentation to the Town Board at their convenience.

The County has also offered to help the Planning Board with updating the Town Zoning Law.

Police Report – September 2010 – Written Report submitted by Leo Wilson.

Youth Committee Report – Charlie Mount

It has been a busy summer. They are just finishing up the soccer program, the new fields have had a lot of use.

Last weekend there was a work day on the new fields. It has been a good year and they have received a lot of help. Business have donated refreshments and some equipment for working on the fields has been donated as well. 118 people have volunteered their time on the new fields this year.

The Morris Track Field held a program that had members from the Town of Lyme, Cape Vincent, Dexter and Sackets, teaching 6 – 12 year olds the fundamentals of baseball.

The Teen Center will be opening the first week of November.

ZEO Report – submitted by Jim Millington

	Issued
Zoning Permit Application	15
Demolition Permits	2
ZBA Applications	4
Complaints	2
Site Visits	25
Stop Work Orders	1
Investigations	3
Letters/ Correspondence	1
Special Permits	2

Other Actions:

1. Verison Tower Zoning Permit Extension
2. Rook Marina Granted Tentative Approval Pending DEC/EPA

Letters

3. RV and Seasonal Permits on hold until next year per recommendations from ZBA
4. Visiting Seasonal Vehicle Sites to Inform Owners of Current Changes in Permit Laws

Ed DeMattia – Is aware of a grant for ice fishing parking for up to \$400,000.00. There is a lot of leeway for the acquisition of property to make a Town parking area. Ed will be looking into the possibilities.

Old Business

Alternative Health Care Insurance Benefits Policy Proposal

Title.

This article shall be known as the Local Law Providing an Alternative to Health Insurance Benefits.

Purpose.

It is the purpose of this article to codify the Town of Lyme procedure to allow employees to take a cash payment in lieu of certain health insurance benefits. This procedure was established by resolution of the Town of Lyme Board on September 21, 2010. This policy results in a savings of health insurance costs to the Town of Lyme and a cash benefit to eligible Town employees.

Eligibility.

A full-time employee, including an elected official, or a retiree who is eligible for medical insurance coverage made available through the Town may receive a cash buy out in lieu of receiving medical insurance benefits. To be eligible for the medical insurance buy out, the employee must provide documentation of comparable medical health insurance coverage.

Exclusion.

Any employee covered by the Teamsters agreement is excluded from this policy.

Procedure.

Any Town of Lyme employee who wishes to take advantage of this alternative must make a request in writing to the Town of Lyme Supervisor. Said letter must indicate which plan or plans the employee wishes to terminate, a termination date, with respect to the medical insurance benefits, the source of the alternative medical insurance coverage. The Supervisor will take the appropriate steps to terminate the insurance subsequent to the receipt of the letter.

Amount of buy out.

An employee who is eligible for the medical insurance buy out will receive an amount equivalent to 33% of the average cost of the annual premium for the type of coverage (family, dual, individual, retiree) chosen by the employee. The Town Board may, through Town Board resolution, change the amount of the buy out.

Method of payment.

Any Town of Lyme employee who is eligible to receive health insurance coverage provided by the Town of Lyme and who has an alternative provider of similar health insurance coverage and benefits may elect to waive said health insurance coverage and benefits. The eligible employee must sign an appropriate waiver of health insurance coverage and waiver of liability to the Town.

Plans include.

The health insurance plans which are subject to this article include general medical insurance coverage and benefits, dental coverage and benefits and vision care coverage and benefits. In the event that additional health insurance plans are added to those offered to Town of Lyme employees, the Town Board of the Town of Lyme may extend this article to apply to said additional health insurance plan (s) by passing a resolution to that effect.

Reinstatement.

Any employee or elected official having chosen to opt out of the Town health insurance plan shall also have the right to be reinstated in the plan, upon 30 days' prior written notice to the Town Supervisor,

and a pro rated settlement of that quarter shall be made. Such reinstatement will take effect on the first day of the month following the date that written notice is approved and accepted by the Town Board.

RESOLUTION 2010 - 133: Motion by Councilman Bourquin and seconded by Councilman Johnson approving the Clerk's request for the Alternative to Health Care Insurance Benefits starting the fourth quarter of 2010. Four ayes. Motion carried.

Department of Labor

RESOLUTION 2010 - 134: Motion by Councilwoman Harris and seconded by Councilman Johnson approving the Workplace Violence Prevention Policy and Incident Reporting as required by the State of New York Department of Labor. The mandatory postings have been placed where deemed necessary by the Department of Labor. The designated contact people for the purpose of reporting situations or concerns are Supervisor Scott Aubertine or Kenneth Bird from NYS Department of Labor. Four ayes. Motion carried.

New Business

Cedar Grove Cemetery - TABLED until the Town Board can explore records pertaining to work to be done by the Highway Department within the Cemetery.

Purchase of Burials in Point Peninsula Cemetery – The Town has been approached by individuals who would like to purchase burial space in the Point Peninsula Cemetery. Julia Gosier explained the there would be a problem with full burials because there are no maps or records for referencing where graves are located. A few years ago the Town Highway Department dug up 87 head stones while doing some work in the cemetery. Cremain burials only go down approximately 18". By allowing cremains to be buried in the cemetery the odds of digging up any remains is remote.

Supervisor Aubertine will draft a letter to the Bartholics and the details will be coordinated with Julie.

RESOLUTION 2010 - 135: Motion by Councilwoman Harris and seconded by Councilman Johnson allowing the Bartholics two cremain

burials at the Point Peninsula Cemetery as coordinated by Julia Gosier. Four ayes. Motion carried.

RESOLUTION 2010 - 136: Motion by Supervisor Auberitne and seconded by Councilman Johnson scheduling a Public Hearing for the Local Law regarding Dog Licensing on Wednesday November 10, 2010 at 6:15 p.m. Four ayes. Motion carried.

Transfer Site Part Time Employees – The Town Board feels that it is important to keep the employees at the Transfer Site gainfully employed during the off-season. There are several areas around the Town where some extra attention could be directed. Someone will need to give direction as to areas of interest and keep George working throughout the winter months due to the hours of operation being changed at the transfer site.

Correspondence

Renaming of Groucho Run – The residents of Groucho Run have made a request to the Town Board to consider renaming their road the original name of “Beaver Meadow Mews”. Seems there is some confusion in the development off County Route 179. Just recently another sign with the name of “Groucho Run” has been mounted on a development driveway just east of the original “Grouch Run”. All the residents of Grouch Run, County Route 179 have signed a letter of request.

RESOLUTION 2010 - 137: Motion by Supervisor Aubertine and seconded by Councilman Johnson allowing the renaming of “Groucho Run” to “Beaver Meadow Mews” as requested by the residents of said private road as follows:

*Pierre and Brigitte Fallot
David and Cheri Hayner
Thomas and Barbara Cotter
Christopher and Melissa Balk*

Four ayes. Motion carried.

Seaway Trail, Inc – Is publishing a new “Only along the Great Lakes Seaway Trail” book. They would like to have people share their favorite

local stories about real events, people, and places, especially those with a maritime flavor – stories that in some way are unusual, astonishing, unexpected, indeed, ‘legendary.’ This book will have a definite historical quality but they plan to mix in a few stories of the supernatural and native legends, but mainly it will be all the true historic material. They would like to have the responses by October 15, 2010.

Please respond directly to the consultant team by contacting:

Ron Toelke, Toelke Associates

9 Daley Road, Old Chatham, NY 12136

ron@toelkeassociates.com

phone (518) 392-3040 or fax (518) 392-3121

<http://www.toelkeassociates.com>

Jefferson County Planning – In a letter dated September 29, 2010 from Jennifer I. Voss, Community Development Coordinator: Regarding the Town of Lyme, New Highway Garage Construction and Town Office Renovation Project, USDA-RD, Pre-Planning Study, JCDP file # 2010 – 33.

At its September 28, 2010 meeting, the Jefferson County Planning Board reviewed the above referenced project acting in its capacity as the Local Clearing house of Intergovernmental Reviews under Federal and State Executive Orders. County Planning Board members concluded that the project will benefit the Town by replacing and updating the currently inadequate facilities.

The Board resolved to support the application.

JCIDA – UTEP (Uniform Tax Exemption Policy) – Regarding the Jefferson County Industrial Development Agency Proposed Re-adoption of Uniform Tax Exemption Policy and Guidelines, which is required to be adopted and reviewed from time to time pursuant to Section 874 of the General Municipal Law. The Agency has been developing proposed revisions to the “UTEP” for nearly two years.

The Agency will conduct a public hearing relating to the review and adoption of the proposed UTEP on November 3, 2010 at 7:00 p.m. in the Amphitheater at JCC, Coffeen Street, Watertown, NY.

RESOLUTION 2010 - 138: Motion by Supervisor Aubertine and seconded by Councilwoman Harris requesting that a representative from JCIDA attend our meeting of October 27, 2010 at 6:30 p.m. to answer any questions or concerns regarding the UTEP. Four ayes. Motion carried.

Lyme Improvement League Letter – A letter was addressed to Superintendent Pat Weston and the Town Maintenance Department thanking them for the timely installation of the street banners. The work the Highway Department did was very much appreciated in regard to the banners and also the work they had done preparing the area for the new trees in front of the Blue Heron was a great help.

Resolutions and Motions

A Motion was made by Councilman Bourquin and seconded by Supervisor Aubertine TABLEING the appointments of representatives of a Village Steering Committee until the November 10, 2010 Board Meeting. Four ayes. Motion carried.

RESOLUTION 2010 -139: Motion by Councilman Bourquin and seconded by Supervisor Aubertine approving Roswell Gotham to receive additional pay to oversee the review of the Justice Court Annual Records Examination. Roswell will be working with Supervisor Aubertine and Councilman Johnson on the annual audit during the review of the Justice Court records. Four ayes. Motion carried.

RESOLUTION 2010 - 140: Motion by Councilman Bourquin and seconded by Councilwoman Harris scheduling a Joint Meeting with Lyme Central School Board on November 17, 2010 at 6:30 p.m., to be held at the school. Four ayes. Motion carried.

Privilege of the Floor

Supervisor Aubertine – After reviewing the meeting videos, one thing has struck him. It seem the Privilege of the Floor time has become a sounding board for criticism and ridiculing of Town Employees. This is not the place to do that. The Town Board cannot keep the public from mentioning names or what might be on your mind, as elected officials we sometimes have to put up with those types of comments. Supervisor Aubertine would appreciate that if in the future anyone has a problem with an elected or

appointed official, rather than stating the concerns during public information time he would rather have a letter sent to himself or the Town Board identifying the complaints or concerns.

Dick Nagel – The average earnings in NYS are down and there are no raises for people on social security. When starting the budget process this year he would ask that the Town Board would consider the current economic environment.

Julia Gosier – The first couple of years of managing the Three Mile Bay Cemetery were difficult but with the help of George Perkins, Larry Radley and the Highway Department everything is running smoothly. Every one of those gentlemen have been wonderful. They are always there with a smile and willing to help. Julie has received a lot of compliments this year on the cemetery.

At 9:40 p.m. a Motion was made by Supervisor Aubertine and seconded by Councilwoman Harris moving the Town Board into Executive Session to discuss a personnel issue. Four ayes. Motion carried.

At 10:15 p.m. a Motion was made by Councilman Bourquin and seconded by Councilwoman Harris moving the Town Board back into an open meeting. Four ayes. Motion carried.

At 10:15 p.m. a Motion was made by Councilwoman Harris and seconded by Councilman Johnson adjourning tonight's meeting. Four ayes. Motion carried.

Tonight's Meeting Minutes are respectfully submitted by,

*Kim Wallace
Town of Lyme Clerk*