

Town of Lyme  
November 14, 2018  
2019 Preliminary Budget Hearing-6:15 P.M.  
2019 Water Rates Public Hearing-6:25 P.M.  
Regular Monthly Board Meeting-6:30 P.M.

**2019 Preliminary Budget Hearing:**

Supervisor Aubertine called the 2019 Preliminary Budget Hearing to order at 6:15 p.m., read the notice as it appeared in the Watertown Daily Times as follows:

Preliminary Budget of the Town of Lyme for the fiscal year beginning January 1, 2019 has been completed and filed in the Office of the Town Clerk at 12175 NYS Route 12E, Chaumont, New York where it is available for inspection by any interested person during normal business hours, Monday thru Friday 9 a.m. to 4 p.m.

Further notice is hereby given that the Town Board of the Town of Lyme will meet and hold a Public Hearing thereon at the Municipal Offices at 6:00 p.m. on Wednesday, November 14, 2018 and that at such Hearing any person may be heard in favor of or against any item or items therein contained.

Pursuant to Section 113 of Town Law the proposed salaries of the following Town Officers hereby specified are as follows:

|                         |             |
|-------------------------|-------------|
| Town Supervisor:        | \$14,280.00 |
| Highway Superintendent: | \$59,517.00 |
| Town Clerk              | \$34,000.00 |
| Town Councilmen (3)     | \$ 5,134.33 |
| Deputy Supervisor       | \$ 6,201.00 |
| Assessors (2)           | \$13,465.00 |
| Assessor Chair          | \$17,952.00 |
| Town Justices (2)       | \$10,145.50 |
| Tax Collector           | \$ 6,082.00 |

Supervisor Aubertine opened the floor for public comment and hearing none a Motion was offered Councilwoman Gosier, and seconded Deputy Supervisor Bourquin to close the 2019 Preliminary Budget Hearing at 6:20 p.m.; all were in favor and the motion was carried.

**2019 Water Rates Public Hearing:**

Supervisor Aubertine called the 2019 Water Rates Public Hearing to order at 6:25 p.m.; reading the notice as it appeared in the Watertown Daily Times as follows:

The Town Board of the Town of Lyme, shall hold a Public Hearing on Wednesday, November 14, 2018 at 6:15 p.m. at the Town Municipal Offices, 12175 NYS Rt. 12E, Chaumont,

New York to consider the adoption of the 2019 Water Rates for the Towns Water Districts 1 thru 5. Bi-monthly rates per EDU are as follows:

|                  |         |
|------------------|---------|
| District #1      |         |
| Debt-            | \$15.00 |
| DCC-             | \$38.25 |
| O&M-             | \$24.00 |
| Capital Reserve- | \$ 9.00 |
| O&M Reserve-     | \$ 3.00 |

|                  |         |
|------------------|---------|
| District #2      |         |
| Debt-            | \$38.00 |
| DCC-             | \$38.25 |
| O&M-             | \$33.00 |
| Capital Reserve- | \$ 9.00 |
| O&M Reserve-     | \$ 3.00 |

|                  |         |
|------------------|---------|
| District #3      |         |
| DCC-             | \$38.25 |
| O&M-             | \$15.00 |
| Capital Reserve- | \$ 9.00 |
| O&M Reserve-     | \$ 3.00 |

|                  |         |
|------------------|---------|
| District #4      |         |
| Debt-            | \$27.00 |
| DCC-             | \$38.25 |
| O&M-             | \$24.00 |
| Capital Reserve- | \$ 9.00 |
| O&M Reserve-     | \$ 3.00 |

|                  |         |
|------------------|---------|
| District #5      |         |
| Debt-            | \$61.00 |
| DCC-             | \$38.25 |
| O&M              | \$20.00 |
| Capital Reserve- | \$ 9.00 |
| O&M Reserve-     | \$ 3.00 |

A full text of the above referenced Local Law is on file with the Town Clerk and may be inspected during normal business hours. All persons wishing to be heard on the issue should be present at the time and place asforestated or have comments submitted to the Town Board prior to that date.

Supervisor Aubertine opened the floor for public comment and hearing none a Motion was offered by Councilwoman Gosier and seconded by Deputy Supervisor Bourquin to close the 2019 Water Rates Public Hearing at 6:25 p.m. All were in favor and the motion was carried.

**Call to Order:**

Supervisor Aubertine called the meeting to order at 6:30 p.m., opening the meeting with a prayer and the Pledge of Allegiance.

Those present included Supervisor Aubertine, Deputy Supervisor Bourquin, Councilwoman Gosier, Councilman Villa, Councilman Jones, Legislator William Johnson, Marsha Barton, Ariana Matraw, Gunther Schaller, Glenn Goldberg and Paula Borden.

**Privilege of Floor:**

**Jefferson County Legislator Bill Johnson:** Mr. Johnson reported that passed the County Budget. Stayed under the 2% cap just barely 1.99%. Slight increase in the taxes.

**Anne Harris:** I would like to request a lot line adjustment for a piece of property that my husband purchased. We are in the process of selling this property and just need this last item taken care of so we can close. I spoke to Jim Millington the Zoning Officer. He stated it's already a nonconforming lot. Supervisor Aubertine stated he spoke with Jim Millington and he had no objections to the lot line adjustment. Supervisor Aubertine stated he would sign the property maps tomorrow.

**Glenn Goldberg:** Mr. Goldberg appeared to present a petition to the Town Board in support of lowering the speed limit on South Shore Rd. Extension. At the moment the speed limit is 35 miles per hour asking that it be reduced to 15 miles per hour. Supervisor Aubertine reported we went through this in 2011. I don't have a problem doing a resolution in support of reducing the speed limit. Supervisor Aubertine stated I believe the petition will help. State and County still has control over our roads. They will do a traffic survey. Request it be done in the summer. Supervisor Aubertine stated a letter of support from the Town Board requesting a reduction in the speed limit would be sent out to the State and County.

**Resolution 2018 127:** Supervisor Aubertine made a motion to support the request of the South Shore Rd. Extension residents to reduce the speed limit from 35 miles per hour to 15 miles per hour. Councilman Villa seconded the motion, all were in favor and the motion was carried.

**Robert Buckland:** It seems we have a local realtor who is buying properties to turn them into rentals. Concerns with the concept of AirBnB. Concerns with parking issues this winter due to being advertised for winter fishing. I believe the Town Board needs to address this issue. Supervisor Aubertine reported he will have the Town Planning Board work on this issue.

**Budget Amendment:**

**Resolution 2018-128:** Councilman Villa made a motion to approve the Budget Amendments to General Fund A the State Aid 3089.1-Other an increase in the amount of \$262,500.00 and to Buildings-EQ 1620.2.1 an increase in the amount of \$262,500.00;  
General Fund A: Supt of Highways- PS (Clerk) 50101.1.0.40 an increase in the amount of \$201.00  
Town Dev Fund-CE 63104.1.0.0 an increase in the amount of \$6,690.00

**Budget Amendment Cont:**

General Fund A:

|   |  |
|---|--|
| Summer Rec-PS 71401.1.0.0                 | an increase in the amount of \$75.00   |
| Summer Rec-PS (Rec Director) 71401.1.0.44 | an increase in the amount of \$272.00  |
| Lyme Parks & Rec – CE 72104.1.0.0         | an increase in the amount of \$33.00   |
| Buildings – CE 16204.1.0.0                | a decrease in the amount of \$7,271.00 |

General Fund B:

|  |                                      |
|--|--------------------------------------|
| Planning – PS (Secretary) 80201.2.0.37 | an increase in the amount of \$76.00 |
| Planning – CE 80204.2.0.0              | a decrease in the amount of \$76.00  |

Highway Fund DA:

|                                  |   |
|----------------------------------|---|
| Machinery – PS 51301.3.0.0       | an increase in the amount of \$2,681.00 |
| Brush and Weeds – PS 51401.3.0.0 | a decrease in the amount of \$2,681.00  |

Highway DB:

|   |   |
|---|---|
| Social Security 90308.4.0.0             | an increase in the amount of \$1,774.00 |
| General Repairs – CE 51104.4.0.0        | a decrease in the amount of \$800.00    |
| Permanent Improvements – PS 51121.4.0.0 | a decrease in the amount of \$974.00    |

Councilwoman Gosier seconded the motion, all were in favor and the motion was carried.

**Supervisor’s Report**

**Resolution 2018-129:** Councilman Villa made the motion to approve the Supervisor’s Monthly Financial report; Councilman Jones seconded the motion; all were in favor and the motion was carried.

**Clerk’s Report October 2018:**

Monthly Receipts were as follow: Total Local Shares Remitted: \$4,151.09; Total State County & Local Revenues: \$4,192.09, Total Non – Local Revenues: \$41.00.

**Audit of the Bills (Abstract #21 & 22)**

**Resolution 2018 – 130:** Deputy Supervisor Bourquin made the motion to approve Abstract #21 in the amount of \$78,771.40; seconded by Councilman Villa; all were in favor and the motion was carried.

**Resolution 2018 – 131:** Deputy Supervisor Bourquin made the motion to approve Abstract #22 in the amount of \$69,382.84; seconded by Councilman Villa; all were in favor and the motion was carried.

**Approval of the October 10, 2018 Minutes:**

**Resolution 2018 – 132:** Councilman Villa made a motion to approve the Minutes of the October 10, 2018 Regular Board Meeting, seconded by Councilwoman Gosier; all were in favor and the motion was carried.

**Approval of the October 22, 2018 Budget Meeting Minutes:**

**Resolution 2018-133:** Councilwoman Gosier made a motion to the October 22, 2018 Budget Work Session Meeting Minutes with a correction. The Tax Cap was corrected from 2.50% to 2%. Seconded by Councilman Jones; all were in favor and the motion was carried.

**Committee Reports**

**Assessor's Report:**

Marsha Barton stated we anticipate a lot of confusion regarding the Star Program. By next year, we will be completely out of the Enhanced Star renewals, it will be all under NYS Dept. of Taxation and Finance. We will continue to administer the Senior Citizen Exemption, Veterans Exemptions, and the Agricultural Land Exemption.

All three Assessors will be attending a one day Seminar on Dec 3, 2018 for continuing education credits.

**Municipal Water Board Report:**

The Water Board would like to recommend amending the Water use Law to Include the using HDPE pipe. This pipe may make new water districts more affordable for our residents.

**Resolution 2018 – 134:** Councilman Villa made a motion to approve the Water Board recommendations to amend the Water Use Law to include the use of HDPE pipe. Seconded by Councilwoman Gosier; all were in favor and the motion was carried.

**Resolution 2018 – 135:** Councilwoman Gosier made a motion to schedule a Public Hearing at 6:25 p.m. on December 12, 2018; for the proposed amended Water Use Law. Seconded by Deputy Supervisor Bourquin; all were in favor and was carried.

**Planning Board:**

There was no Planning Board Report this Month.

**Youth Commission:**

There was no questions on the Youth Commission Report.

**ZEO/CEO Report:**

Total Permits Receipts: \$1,801.00, Total RV Permits: YTD: \$1,700.00, Total Permits Receipts YTD - \$13,292.00

**TMB Cemetery:**

Councilwoman Gosier stated there would be no more activity at the TMB Cemetery this year. They had the last burial/cremation for the season.

**New Business**

**2019 Final Budget:** Supervisor Aubertine stated we had the Budget hearing. Increase taxes by \$65.00. 2019 Taxes to raised \$380,333.00 it's a 0.02% increase.

**2019 Final Budget Resolution 2018 - 136:** Councilman Villa made the motion to Adopt the 2019 Final Budget of the Town of Lyme; Seconded by Councilwoman Gosier; all were in favor and the motion was carried.

**Anthony Dibella Resignation Letter:** Supervisor Aubertine stated we've received a letter of resignation from Anthony Dibella. An employee of the Town of Lyme Transfer Site.

**Resolution 2018 – 137:** Councilman Villa made the motion to accept the resignation letter from Anthony Dibella, seconded by Councilman Jones, all were in favor and the motion was carried.

**Resolution 2018 – 138:** Councilman Villa made the motion to advertise the in the Watertown Daily Times, Saturday's 9 – 4 @ \$13.28 per hr. the position that was left vacant by the resignation of Anthony Dibella; seconded Councilman Jones; all were in favor and the motion was carried.

**Resolution 2018 – 139:** Supervisor Aubertine made a motion to appoint Supervisor Deputy Bourquin and Robin Groovesteen as the Interview Committee for the Town of Lyme Transfer Site; seconded by Councilman Jones; all were in favor and the motion was carried.

**Recognition of Resident Letter:**

Supervisor Aubertine recognized a letter of concern from Richard Cousineau on the apparent establishment of Airbnb rental units. Stating we will be addressing this issue.  
(See Attached Letter)

**NYS Snow & Ice Contract**

**Resolution 2018 – 140:** The following Resolution 2018 – 140: was offered for adoption by Deputy Supervisor Bourquin, which resolution was seconded by Councilwoman Gosier agreeing to the extension of the "Fixed Lump Sum Municipal Snow and Ice Agreement".

This Agreement made this 14<sup>th</sup> day of November, 2018 by and between THE PEOPLE OF THE STATE OF NEW YORK (hereinafter referred as the "STATE"), acting by and through the "COMMISSIONER of Transportation of the State of New York (hereinafter referred to as COMMISSIONER"), and the Supervisor of the Town of Lyme (hereinafter referred to as "MUNICIPALITY") as follows:

WHEREAS, the COMMISSIONER and the MUNICIPALITY have entered into an AGREEMENT NO. D005387 entitled "Fixed Lump Sum Snow and Ice Agreement between the New York State Department of Transportation and Municipality of the Town of Lyme" date 2/3/1992; and

WHEREAS, the term of said Agreement is for a period of three years commencing July 1, 1991 and said Agreement provides that the parties may at the of each year of the term of the Agreement extend such term for an additional year; and

WHEREAS, the present term of the said Agreement, as extended, expires June 30, 2019; and WHEREAS, Section 7 of the said Agreement provides that the COMMISSIONER shall furnish the MUNICIPALITY with a suitable map for each term of the Agreement, or for any extended term thereof, modified to show the changes, if any, to the State Highways affected by this Agreement.

WHEREAS, Section 9 of the said Agreement provides for an annual update of the estimated expenditure to be determined by the COMMISSIONER subject to the provisions of Section 9 at the time of the Agreement;

NOW, THEREFORE, in consideration of the mutual covenants and benefits between the parties,

WITNESSETH:

1. The aforementioned "Fixed Lump Sum Snow and Ice Agreement between New York State Department of Transportation and the "Municipality" is hereby extended for a period of one year; now to expire June 30, 2019, unless further extended.
2. The State Highways or parts thereof affected by this Agreement are as delineated All the terms and conditions of the contract remain in effect except as follows:

The lump sum payment specified in Section 9 of the aforementioned Agreement shall be \$4,681.99 per lane mile for 18.9 lane miles for a total of \$88,489.56 for the 2017/2018 season and for the remainder of the term of the Agreement commencing July 1, 2016, unless changed by future update.

IN WITNESS WHEREOF, This Agreement has been executed by the State, acting by and through the duly authorized representatives of the COMMISSIONER, and the MUNICIPALITY, which has caused this Agreement to be executed by its duly authorized officer on the date and year first above written.

All Board Members were in agreement to accept the contract as written and the Motion was carried.

**Planning Board Appointment:** Letter of Resignation from Marshall Marshall  
**Resolution 2018 – 141:** Deputy Supervisor Bourquin made the motion to accept the resignation letter of Town of Lyme Planning Board Member Marshall Marshall with regrets; seconded by Councilwoman Gosier with regrets; all were in favor and the motion was carried.

**Resolution 2018 – 142:** Deputy Supervisor Bourquin made the motion to appoint Adam Brown to the Town of Lyme Planning Board; seconded by Councilman Villa; all were in favor and the motion was carried.

### **Old Business**

#### **Sub-Division Law:**

Supervisor Aubertine stated Jim Millington has recommended adopting a Sub – Division Law. We would have to have a Public Hearing. It would have to be sent to County Planning for review. Needs to be reviewed by the Town Attorney. Look at adopting January 2019.

**Health Insurance Buyout Option:** Deputy Supervisor Bourquin made the motion to make no changes to the Town of Lyme Health Insurance Buyout Option; seconded by Councilman Jones; Councilwoman Gosier: yea; Councilman Villa: nay.

#### **Online Privilege of Floor:**

No one spoke for online privilege of floor.

#### **Executive Session**

**Resolution 2018 – 143:** Supervisor Aubertine made a motion to go into Executive Session at 7:37 p.m.; seconded by Councilman Villa; all were in favor and the motion was carried.

#### **Return to Open Meeting**

**Resolution 2018 – 144:** Upon a motion by Deputy Supervisor Bourquin; seconded by Councilwoman Gosier; a return to Open Meeting occurred at 7:57 p.m.

#### **Appointment of Coaches as Per Recommendation of Youth Commission:**

**Resolution 2018 – 145:** Councilman Villa made the motion appoint the coaches recommended by the Youth Commission; seconded by Councilman Jones; all were in favor and the motion was carried.

#### **Adjournment:**

**Resolution 2018 – 146:** Deputy Supervisor Bourquin made the motion to adjourn; seconded by Councilwoman Gosier; all were in favor and the motion was carried; Meeting adjourned at 7:58 p.m.

Respectfully Submitted

Paula Borden  
Interim Town Clerk