

**Town of Lyme
September 11, 2013
Regular Monthly Meeting
6:30 P.M.**

Supervisor Aubertine opened tonight's Meeting with a Prayer and the Pledge of Allegiance. At this time Supervisor Aubertine recognized this as being the anniversary of September 11th and the circumstances surrounding this date in history twelve years ago.

Present at tonight's meeting: Supervisor Aubertine, Councilwoman Harris, Councilmen Bourquin and Henderson, Highway Superintendent Pat Weston, ZEO/CEO Jim Millington, Three Mile Bay Cemetery Superintendent Julia Gosier, Assessor and Water Board Chairwoman Marsha Barton, Planning Board Chairman Frank Congel, Planning Board Member Maria Millington, ZEO Member Harry Staudenmayer, BAR Member David Bourquin and approximately 3 others.

Supervisor's Report

RESOLUTION 2013 – 118: Motion by Councilman Henderson and seconded by Councilwoman Harris approving the August 2013 Supervisor's Report as submitted by Town Accountant Cathy Satterley. Four ayes. Motion carried.

Privilege of the Floor – None Heard

Officer's Report's

Highway Superintendent's Report – Pat Weston

Pat has recently billed the County \$25,000.00 for miscellaneous work that has been done through the spring and summer of 2013.

Shared Services with the County has resulted in \$10,128.00 worth of work, with one more mowing to be billed to the County.

CHIPS - \$86,418.48 has been spent out of an available \$109,257.00. The South Shore Road on Point Peninsula and the Robinson Roads still have to be surface treated.

Pat would like to discuss the possibility of purchasing a new loader for the Highway Department. The loader now being used has some very detrimental issues. There is a significant amount of corrosion and rotting along with continual breakdowns. The axle housing is rotting out and the main wire harness needs replacing. They aren't sure of what costs are going to be associated with the repairs and they can't give an exact estimate until they can get the loader to the shop to see exactly what is wrong with it.

The fenders on the machine are gone, there are make shift stairs to get up into the loader and it is getting dangerous, Pat feels that it definitely is time to replace it. Pat stated that if OSHA came in while the loader was being utilized they would probably shut down the Highway Department.

Pat has looked into new loaders under State Bid and has found a brand new Hyundai for \$119,000.00 with the trade of our old loader. Pat would like to use what he needs for this purchase out of the Capital Reserve Account and he will wait for the purchase of a new truck. The next truck scheduled to be replaced will be the 2000 MACK.

Superintendent Weston recommends that the present loader be replaced.

Pat received a quote for a CAT for \$122,000.00. Councilman Bourquin stated that for a \$2000.00 difference in price he would rather go with an American made model.

Pat stated that the Hyundai has a three year – 3000 hour warranty with several other added features the CAT does not have; Pat would like to purchase the Hyundai.

Supervisor Aubertine and Councilman Henderson would be in favor of the purchase now, especially since we have the money in the reserve fund and it is set aside for highway equipment.

RESOLUTION 2013 – 119: Motion by Councilman Henderson and seconded by Councilman Bourquin approving the purchase of the Hyundai HL757-9 Wheel Loader with Cummins B6.7C Diesel Engine, 3 spool valve, AM/FM Radio, A/C, SCALE SYSTEM Front Attachment including cylinders from Tracey Road Equipment, with a three-year, three thousand hour bumper to bumper warranty at a cost of \$119,012.00, that includes a trade in of the present loader of \$15,000.00. This loader has been purchased under New York State Contract, Award #22063 Group 40603-Contract #PC65308. Four ayes. Motion carried.

Clerk's Report – August 2013

Total State, County and Local Revenues: \$10,712.94

Audit of the Bills

RESOLUTION 2013 – 120: Motion by Councilman Bourquin and seconded by Councilwoman Harris approving Abstract #17 in the amount of \$79.43. Four ayes. Motion carried.

RESOLUTION 2013 – 121: Motion by Councilman Henderson and seconded by Councilwoman Harris approving Abstract #18 in the amount of \$58,536.02. Four ayes. Motion carried.

Approval of the Minutes

RESOLUTION 2013 – 122: Motion by Councilwoman Harris and seconded by Councilman Henderson approving the Meeting Minutes of the August 14, 2013 Regular Monthly Meeting of the Town Board as submitted by Clerk Wallace. Four ayes. Motion carried.

Committee Reports

Assessor's Report – Marsha Barton

The Assessor's will be starting their new field work; there has been a lot of construction, they still need to keep current with maintenance and there have

been a number of combined parcels recently. So there is ongoing paperwork and field work.

The Small Claims Hearings will be completed on September 12th; it has been an interesting experience. There have been three different Hearing Officers, each with their own style. There have been six decisions to date; two were not changed and four were reduced. The reductions in assessments were \$24,000.00, \$33,100.00, \$42,000.00 and \$37,000.00.

Basic STAR Exemption Registration – The new STAR procedure created by the State is creating a lot more work for the Assessors. The registration is for Basic STAR recipients, not those property owners over 65 years of age. The Assessors are willing to help anyone who may need guidance through the registering process.

Municipal Water Board Report – Marsha Barton

Water Facility – Revenues to date are \$6,281.50 and are equal to last years. There have been a few service calls. The new coin receptors have been installed and the Town will order two more to have on hand. Dar Brown will be cleaning the old receptors and try to find out if that may help with the recent problems.

Swamp Road Extension – The Water Board is composing a survey letter to go out to all the property owners in the requested Swamp Road District 2 Extension. The residents are being asked to detail how much they spend on water and replacing appliances, etc; due to water quality. Gregor Smith of Bernier and Carr has been asked to look into the possibility of including the Lance and Harris properties in the extension. The thought is that the commitment of added EDU's could make the extension more affordable.

Billy Scarpocchi and Pat have completed the test holes in Water District #2 and would now like to have Leak Detection come in. The costs associated with the project would be about \$1000.00.

RESOLUTION 2013 – 123: Motion by Councilman Bourquin and seconded by Councilman Henderson approving Leak Detection for the necessary work required in Water District #2. Four ayes. Motion carried.

The Water Board has received the disc from the recent inspection completed by Liquid Engineering. The Board will have to discuss solutions for the water freezing during the winter months in the water tower.

Three Mile Bay Cemetery Report – Julia Gosier

The mowing has gone very well this year, everything looks very nice.

Planning Board Report – Frank Congel

The Planning Board is continuing the work on improvements and edits to the Town Zoning Ordinance. By the end of the year the Planning Board will provide a more detailed report to give the Town Board a better perspective of what they are doing.

The County Planning Board Members have not been able to attend any of the Town’s meetings up to this point.

ZEO/CEO Report – Jim Millington

August 2013

Building / Zoning Permits Issued	11
Demo Permits Issued:	1
Certificate of Occupancy Issued:	1
Building Permits Denied:	4
ZBA Referrals:	12

Permits Issued For:

Home / Cottage:	2
Garage / Barn:	1
Deck /Porch:	2
Additions:	1
Other, Pools, Slabs, Sheds, Roofs:	3
Septic:	2

New Business

Rebecca and Paige Kron - Girls Softball Travel Team Request

Mrs. Kron believes that sponsoring a travel team will help the girls involved socially, physically and psychologically and will also be a benefit to the Town and region. Currently, in order for the girls to play competitive travel softball they have to travel to Cicero or Ogdensburg.

Mrs. Kron would like to spearhead the start-up and growth of a program, which would hopefully grow, not only with softball but branch off into other sports teams at a more competitive level.

This program will also aid the girls, giving them an opportunity to play college level ball, in turn advancing their skills and enhancing their ability to excel beyond the classroom.

The Mission Statement for this program is to provide girls and young women of Northern New York the opportunity to compete and succeed at the game of softball against the best local, regional, and national competition. To maximize player development, both physically and mentally, foster a strong work ethic and to learn to set goals. To develop a family environment where players feel safe and accepted by their peers, coaches, and others within the organization, and to understand and display good sportsmanship and character at all times.

Mrs. Kron stated that she will encourage good sportsmanship by demonstrating positive support for all players, parents, coaches, umpires, board members and staff at league sponsored events.

It will cost \$600.00 to join the team, the girls must turn 16 prior to January 1, 2014. The money associated with the cost of joining the team will be for uniforms, registration for tournaments, helmets and umpire fees.

The team will do some fundraising that will help defray the out of pocket costs.

Mrs. Kron is requesting that the Town of Lyme cover the program with their liability insurance. The girls are required to carry their own medical insurance for medical coverage.

RESOLUTION 2013 – 124: Motion by Councilwoman Harris and seconded by Councilman Bourquin allowing Rebecca Kron to coach a travel U16 girls softball team for a period of one-year. All paperwork associated with insurance coverage for the team and players, along with signed insurance waivers must be filed in the Town Clerk’s Office prior to playing. The girls will be allowed to use all Town owned ball fields providing there are no conflicts with the fall baseball program. Four ayes. Motion carried.

PIP (Public Involvement Program) Party Request – Public Service Commission

RESOLUTION 2013 – 125: Motion by Councilwoman Harris and seconded by Supervisor Aubertine approving Councilman Dave Henderson, Attorney Mark Gebo and Kris Dimmick as “observers” in the Public Service Commission Public Involvement Program. Any necessary paperwork will be completed and forwarded to the appropriate parties. Three ayes. Motion carried. Councilman Bourquin abstained from voting.

USTA Tennis Court Grant

Carolyn Quinn – Spoke to Councilwoman Harris regarding the resurfacing of the Village tennis courts and the possibility of obtaining a community grant. The Village had received a quote of approximately \$20,000 to have the courts repaired and resurfaced. This particular grant would have a maximum award of \$10,000.00. Mrs. Quinn stated that she has grant writing experience and would help in any way possible.

Superintendent Weston will provide an estimate for all the work that will be involved in the tennis court upgrades.

Old Business

DANC GIS Mapping – TABLED from the August 2013 Regular Monthly Meeting

RESOLUTION 2013 – 126: Motion by Councilman Henderson and seconded by Councilwoman Harris accepting the DANC “Free” GIS Mapping System and Software Program. If the Town decides to discontinue the program and would like to cancel, DANC must receive written correspondence prior to April 8, 2014 as to the Town’s intent regarding services. Four ayes. Motion carried.

Municipal Water Board Vacancy

The Town Board agreed to TABLE the decision to appoint a new member to the Municipal Water Board at this time. Of the recent applicants the Municipal Water Board does not recommend anyone at this time.

Jennifer Sosa was the only applicant for the position at this time. Chairwoman Marsha Barton stated that Jennifer would be excellent in many positions but they are hoping for an applicant who would have more technical experience.

Solar Proposal – Councilman Henderson

The Town Board will discuss the solar proposal in depth during the budget work sessions. The marketing seems to be better than the reality. It is said that the inverters may only be good for 10 to 12 years but the technology is changing quickly. It’s a good idea and it sets a precedent.

Tax Cap Override

The Town Board decided that if it looked like we need to adopt the Tax Cap Law after the 2014 Budget is prepared they would pass the Law then.

RESOLUTION 2013 – 127: Motion by Supervisor Aubertine and seconded by Councilwoman Harris TABLING the scheduling of the Tax Cap Override Public Hearing until after the upcoming budget sessions. Four ayes. Motion carried.

RESOLUTION 2013 – 128: Motion by Councilwoman Harris and seconded by Councilman Henderson authorizing the naming of a newly constructed road on the South Shore of Point Salubrious to be named Benson Point Drive East. Five ayes. Motion carried.

Privilege of the Floor – None Heard

RESOLUTION 2013 – 129: Motion by Supervisor Aubertine and seconded by Councilwoman Harris moving the Town Board into Executive Session at 8:00 p.m. to discuss an attorney retainer, personnel, and a litigation matter. There may be a Motion upon moving back into Open Session. Four ayes. Motion carried.

RESOLUTION 2013 – 130: Motion by Councilwoman Harris and seconded by Councilman Bourquin moving the Town Board back into Open Session at 8:35 p.m. Four ayes. Motion carried.

RESOLUTION 2013 – 131: Motion by Councilman Bourquin and seconded by Councilman Henderson authorizing Supervisor Aubertine to sign the Retainer Agreement with Ayers Law Firm, to handle a possible litigation matter. Ayer's Law Firm will be paid in the amount of \$2,500.00. Four ayes. Motion carried.

A Motion was offered by Councilwoman Harris and seconded by Councilman Bourquin to adjourn tonight's meeting at 8:39 p.m. Four ayes. Motion carried.

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

**Kim Wallace
Town Clerk**