

REGULAR MEETING OF THE VILLAGE OF LYONS BOARD OF TRUSTEES HELD ON TUESDAY, JULY 19, 2011, AT 6:00 P.M. AT THE VILLAGE HALL, 76 WILLIAM STREET, LYONS, NEW YORK.

PRESENT: Corrine Kleisle, Mayor
Dennis Alvaro, Deputy Mayor
Richard Evangelist, Joanne Greco, Terry VanStean, Trustees
Denise Darcangelis, Clerk-Treasurer
Richard Bogan, Police Chief

ABSENT: Michael Salerno, General Working Foreman
Arthur Williams, Village Attorney

Also present: Dan LaGasse, John McCranels, Jerry Ashley, and Scott Bailey

Mayor Kleisle welcomed everyone present and all stood for the pledge to the flag.

RESOLUTION offered by Mr. VanStean, second by Mr. Evangelist

RESOLVED that the minutes of the regular meeting held on June 21, 2011, and the meeting held on July 5, 2011, be approved as submitted.

AYES: Mr. Alvaro, Mr. Evangelist, Ms. Greco, Mr. VanStean

RESOLUTION offered by Ms. Greco, second by Mr. Alvaro

RESOLVED that the audit be approved as submitted #46-#55A, \$146,752.29, #55-#126 General, Water and Sewer Fund \$381,148.66; #127-#128 Trust & Agency Account Drug Forfeiture \$391.57; #129 GIGP \$729.20; #130 Community Development Account \$15,311.15; #131-#133 Capital Project-WWSB \$637,042.66.

AYES: Mr. Alvaro, Mr. Evangelist, Ms. Greco, Mr. VanStean

Mayor Kleisle announced the 95 Water Street property deed transfer took place today. This is being filed at the Wayne County Clerk's Office. The property was deeded to us from Wayne County, then from us to the Lyons Heritage Society.

The Treasurer's report was given and will be placed on file.

RESOLUTION offered by Mr. Alvaro, second by Ms. Greco

RESOLVED that authorization is granted for the Clerk Treasurer to loan \$230,105.09 to the Water Fund and \$36,668.28 to the Sewer Fund as a due to the General Fund for expenses as directed by New York State Office of the State Comptroller.

AYES: Mr. Alvaro, Mr. Evangelist, Ms. Greco, Mr. VanStean

RESOLUTION offered by Mr. Alvaro, second by Ms. Greco

RESOLVED that inasmuch as the Village of Lyons receives funds from the Governor's Office for Small Cities that a Fair Housing notice must be published every three months, whereas the Notice for Fair Housing is published on behalf of the Village of Lyons.

AYES: Mr. Alvaro, Mr. Evangelist, Ms. Greco, Mr. VanStean

Mayor Kleisle discussed the proposed contract with the Wayne County Water and Sewer Authority to the Village of Lyons. Mayor Kleisle referred the contract to Arthur Williams, Village Attorney. Mr. Williams reviewed the contract and stated it was fine to be adopted. The Village of Lyons will be purchasing water from the Wayne County Water and Sewer Authority at \$2.14 per 1,000 gallons.

RESOLUTION offered by Mr. Evangelist, second by Mr. Alvaro

RESOLVED that Mayor Kleisle is authorized to sign the agreement for the sale of water from the Wayne County Water and Sewer Authority to the Village of Lyons.

AYES: Mr. Alvaro, Mr. Evangelist, Ms. Greco

NAYE: Mr. VanStean

Mayor Kleisle stated the structural concrete deck for the West Water Street Bridge that was placed on May 27, 2011, under weather conditions, did not meet contract specifications. This has been inspected by Jim Jordan

of NYSDOT and Matthew Schooley of Barton and Loguidice. It has been determined that no repair action is required at this time. Should any spalling, scaling, or other distress of the structural concrete deck occur between now and July 1, 2012, Vector Construction will be responsible for the repair. For information only.

Mayor Kleisle reported effective September 1, 2011, the New York State Department of Environmental Conservation will be transferring the administration of the Wastewater Treatment Plant Operator Certification to New York Water Environment Association (NYWEA). There will now be a processing fee for certification and renewal applications to support the administration of this program. The fee for initial certification has been set for \$150.00 and certification renewals at \$160.00 every five years. For information only.

RESOLUTION offered by Ms. Greco, second by Mr. Alvaro

RESOLVED that authorization is granted for Mayor Kleisle to sign change order No. 1 from O'Connell Electric Co. Inc. to install one new turbo blower equipped with built in controls and an integral VFD, money to come from the contingency fund from our GIGP Capital Improvements Grant.

AYES: Mr. Alvaro, Mr. Evangelist, Ms. Greco, Mr. VanStean

Mayor Kleisle reported the Village of Seneca Falls contracts with a firm, on an as needed basis, to help with repairs on water breaks in an emergency situation. Mayor Kleisle has Request for Proposals to send out if the Village chooses to do so. The Wayne County Water and Sewer Authority, as well as, the Village of Newark have also agreed to assist with water breaks in an emergency situation on an as needed basis.

RESOLUTION offered by Mr. Evangelist, second by Mr. VanStean

RESOLVED that Mayor Kleisle send out specifications for Request for Proposals to assist the Village of Lyons, during an emergency situation, with water breaks.

AYES: Mr. Alvaro, Mr. Evangelist, Ms. Greco, Mr. VanStean

Mayor Kleisle reported with the retirement of Warren Wheaton, from the Water Department, the Village of Lyons needs someone to do scheduling, time cards and all related items with the Water Plant. She recommends Michael Salerno, General Working Foremen, to fill this void.

RESOLUTION offered by Mr. VanStean, second by Ms. Greco

RESOLVED that Michael Salerno be placed in charge of all duties related to the Lyons Water Treatment Plant.

AYES: Mr. Alvaro, Mr. Evangelist, Ms. Greco, Mr. VanStean

Trustee VanStean stated he will meet with Michael Salerno, General Working Foreman, later this week to discuss the vacancy of the Motor Equipment Operator Position.

Trustee Evangelist read the Lyons Police Department report for the month of June. On file for future information.

Trustee Evangelist reviewed the number of hours the Lyons Police Department worked for Peppermint Days. He stated he tried to meet with Denise Eaton and Joanne Greco, but did not get a date set up. He still has several concerns with the Peppermint Days festival and is looking to get answers. Trustee Greco assured him the meeting will take place next week. Mayor Kleisle commented the Lyons Police Department puts in several hours for this festival, the Department of Public Works puts in many hours prior and after the festival, the Village of Lyons contributes to the fireworks, we give up our streets, park, etc. She hates to hear, "Why is the Village interfering?" The Village pays for the cost of the Lyons Police Department, Department of Public Works and the electric in the park. The Village should have a say in what happens. All of this needs to stop. The Village of Lyons contributes 100%. The Town of Lyons is on vacation during this time and is unable to help. The help we do get from the Town of Lyons is volunteer hours. The brunt of the cost falls on the Village of Lyons. She feels when Trustee VanStean goes to the Peppermint Days meeting he should have a say on behalf of the Village of Lyons. The Village of Lyons contributes over and above. Mayor Kleisle feels when we questioned certain things we are not out of line.

Police Chief Bogan updated the Village Board on 93 Geneva Street, Sunshine Oil and Fuel. He reported he posted an order pursuant to the Village of Lyons Nuisance Abatement Law, Article XI, Order to Discontinue Public Nuisance. The management of the Sunoco Station was performing illegal activities that were harmful to the youth of our community. Business records have been seized. All doors have been padlocked and all licenses were removed. The business will remain closed until new management is found.

Trustee Evangelist reviewed the Code Enforcement Report. Town Supervisor, Brian Manktelow, will be ordering his uniforms. Michael Nelson, Code Enforcement Officer reported 58 Elmer Street has been condemned, and he has been working with the children in the Village who have been volunteering their time to assist with home improvements within the Village.

Trustee Alvaro reported the New York Main Street committee is in the process of reviewing changes requested for the property at 34-44 William Street. Mr. Bradley, owner of the property, has requested to replace windows

rather than update his kitchen cabinets. Rebecca Gamba, Director of Grants Development for the Village of Lyons, feels the New York Main Street may have to meet again to review this change. She would like to send his latest request to the Planning and Zoning Boards. Mayor Kleisle commented as long as he is not changing the size of the windows, she feels this does not have to go to the Planning or the Zoning Boards. She suggested they find out what SHPO, State Historic Preservation Office, approved and go from there.

Trustee Greco advised the Village Board the Lyons Fire Department will be filing a grant application with assistance from Rebecca Gamba for the 2011 Assistance to Firefighters Grant. This grant helps to insure the Fire Departments have the essentials needed to be safe on the job. For information only.

Chief Bogan reported there are a lot of streets within the Village of Lyons that are not in a good position to support parking on both sides of the street. He asked the Village Board if he could discuss this with the Village Attorney, Arthur Williams. Permission was granted.

Trustee VanStean thanked Chief Bogan, for keeping the Village Board updated via e-mails on issues that have taken place within the Village.

RESOLUTION offered by Mr. Evangelist, second by Mr. VanStean

RESOLVED that the meeting be adjourned.

AYES: Mr. Alvaro Mr. VanStean, Ms. Greco, Mr. VanStean

Meeting adjourned at 7:05 P.M.

Denise Darcangelis, Clerk-Treasurer

