

March 20, 2014

The monthly meeting of the Tyre Town Board was held Thursday, March 20, 2014 at 7:30 P.M. at the Magee Volunteer Fire Department, 1807 St.Rt. 318, Tyre, NY.

Pledge of Allegiance.

Roll Call: Supv. Ronald McGreevy-here, Councilmen Reginald Aceto-here, Joseph DelPapa-here, James Rogers-here, Thomas Thomson-here.

Also present: Town Attorney Charles Shaffer, ZCEO David Page, Planning Board Chairman Robert Seem, PBM Lawrence Kesel, Bookkeeper Nancy McGreevy, Magee Fire Chief Craig Reynolds, Jeff Shipley, Executive Director-Seneca County Chamber of Commerce.

Bond, Schoeneck & King - Virginia Robbins, Esq., Robert Tyson, Esq., Barton & Loguidice - Adam Cummings, P.E., B M E Associates - Bruce Boncke, P.E. and Mike Simon.

Supv. McGreevy - have had roll call, quorum present, called the meeting to order at 7:30 P.M.

Minutes

Councilman Aceto moved, seconded by Councilman Thomson and carried to dispense with reading the minutes of February 20, 2014. Vote: Yea-4, Nay-0, Absent-0.

Councilman Rogers moved, seconded by Councilman DelPapa that the minutes of February 20, 2014 be accepted as written. Vote: Yea-4, Nay-0, Absent-0.

Public Comment

Jeff Shipley, Executive Director, Seneca County Chamber of Commerce, informed the board that the Chamber passed a resolution February 19th supporting the casino and resort in the Town of Tyre.

Supv. McGreevy thanked Mr. Shipley for this information.

Tina McDonald, Rt. 89, Tyre - is in favor of the casino resort. Spoke of the opportunity for employment at a decent wage.

John Duffy - Middle Black Brook Road, Tyre - supports the casino. Spoke of previous information given about crime at Indian run casinos and Foxwood...no information given for local casinos or racinos. Mr. Duffy spoke with Town of Farmington Supv. Ted Fafinski regarding their crime rate, which according to court records has increased just over 10% - DWI, petty larceny and harassment. There wasn't any effect on the surrounding community as these situations occurred on the racino property.

Gail McMillian - Lamb Road, Tyre - lived in Tyre for 43 years. 100% in favor of the casino. Spoke of the ways people gamble - 50/50 drawings, bingo, etc.

Sue DelPapa - East Tyre Road, Tyre - submitted a petition 'Casino Yes Tyre' signed by 188 residents of Tyre in favor of the casino.

Michael Davis - 11114 Turnpike, Clyde - President Finger Lakes Building Trade - \$125 million at state rate will be paid for construction workers. Wilmore committed to hiring local people to do this work.

Mario Fratto - Attorney Casino Free Tyre - people who elected the town government voted against the casino on the November ballot.

Cathy Davis - Middle Black Brook Road, Tyre - loves Tyre, didn't want light in the sky from casino or change in environment and wildlife.

Department Reports

Town Clerk reported that Minute Book 1920-1952 is at Kofile Preservation until the end of July to be restored and rebound.

Highway - nothing to report.

Assessor - Unable to attend the meeting. Supv. McGreevy read assessor report. STAR Program registration has ended..28 taxpayers in Tyre did not reapply for the Basic STAR exemption. Doing field review for new construction, demolition, etc.

Town Attorney Shaffer - Necessary to establish the 2014 meeting of the Board of Assessment Review. (Grievance Day). Proposed date May 29, 2014 - Band Hall Building - 5:00 P.M.

Fire Department - Chief Craig Reynolds informed the board of the emergency calls on the thruway, utilization of the emergency shelter in conjunction with the Red Cross and the smoke detector program.

Supv. McGreevy thanked Chief Reynolds and department members for their invaluable service to the town.

ZCEO David Page - issued 1 permit this month.

Planning and Zoning - Lawrence Kesel reported on the training at Lyons and also at Pittsford, NY. Planning Board will be working on a Dog Kennel Local Law in the future.

Bookkeeper Nancy McGreevy reported the Verizon cell phone account has been cancelled. Tyre Capital Fund #3 Escrow has been established at Community Bank, Waterloo as of February 27, 2014.

Band Hall Renovation

Supv. McGreevy reported dry wall up, water, sewer, electric lines are in at the Band Hall Building.

Casino - PUD

Bruce Boncke, BME Associates, submitted a PUD Overlay Application including a letter application and related material on behalf of Whitetail 414, LLC for the development of the Wilmot Casino and Resort on a parcel of real property identified as Tax Map Parcel #12.00-01-36, on the east side of NYS Rt. 414 to the immediate north of the NYS Thruway.

Supv. McGreevy thanked Mr. Boncke and Mr. Simon.

Supv. McGreevy inquired of Adam Cummings if Barton & Loguidice had examined the application and if it was complete.

Adam Cummings stated he had examined the application and found it to be complete.

Whitetail 414 LLC

Councilman DelPapa moved a resolution referring the Planned Unit District Application and Development Plan of Whitetail 414, LLC to the Town of Tyre Planning Board and the Seneca County Planning Board, and scheduling a Public Hearing regarding PUD District Application and Development Plan for April 17, 2014, and declaring its intent to comply with the requirements of the State Environmental Quality Review Act.

Councilman Thomson seconded this resolution and it was duly put to vote which resulted as follows:

	Yea	Nay
Supv. McGreevy	X	
Councilman DelPapa	X	
Councilman Rogers	X	
Councilman Aceto		X
Councilman Thomson	X	

The resolution was thereupon duly adopted.

Resolution follows.

Projected Financial Impacts & Benefits

Councilman Thomson moved a resolution requesting the Seneca County Industrial Development Agency to assist in evaluating the projected financial impacts and benefits to the Town of Tyre and other affected local taxing jurisdictions of the proposed Wilmot Casino and Resort.

Councilman DelPapa seconded this resolution and duly put to vote, which resulted as follows:

Supervisor McGreevy	Yea
Councilman DelPapa	Yea
Councilman Rogers	Yea
Councilman Aceto	Yea
Councilman Thomson	Yea

The resolution was thereupon duly adopted.

Resolution follows.

Public Hearing Proposed Local Law #2 of 2014

Councilman Rogers moved a resolution to schedule a Public Hearing April 17, 2014 at 7:30 P.M. at the Magee Volunteer Fire Department, 1807 St. Rt. 318, Tyre, NY, regarding Proposed Local Law No. 2 of 2014 to establish a date for the 2014 meeting of the Board of Assessment Review.

Councilman DelPapa seconded this resolution and duly put to a vote which resulted as follows:

Supervisor McGreevy	Yea
Councilman DelPapa	Yea
Councilman Rogers	Yea
Councilman Aceto	Yea
Councilman Thomson	Yea

The resolution was thereupon duly adopted.

Resolution and copy of Proposed Local Law #2 follows)

Meeting

Councilman Thomson moved, seconded by Councilman DelPapa, and carried, that all future meetings of the Tyre Town Board will be held at the Magee Volunteer Fire Department until further notice. Vote: Yea-4, Nay-0, Absent-0.

Councilman Thomson thanked the fire department for the privilege of the Town Board holding meetings in their building.

Financial - Transfer

Councilman Thomson moved a resolution to transfer \$1000.00 from A1990.4 Contingency Fund to A5010.4 Highway Sypt. Contractual Fund. Councilman DelPapa seconded this resolution and it was adopted. Vote: Yea-4, Nay-0, Absent-0.

Supervisor Report

Supv. McGreevy made reference of a letter from Marcie Morelli Stiner regarding concerns with the proper placement of a casino, the Tyre Comprehensive Plan and the PUD law as adopted.

A letter was received from Tyre property owner Leon Jurgill, Jr. expressing thanks to the Town Board and other Tyre residents for supporting the proposed casino project which he believes "is a huge opportunity that cannot be missed."

The Supervisor and a number of other town residents attended the Open House held March 4, 2014 at the Magee Volunteer Fire Dept. regarding NYS DOT's proposed Route 89 bridge rehabilitation project.

Financial - Bills

Councilman Thomson moved a resolution, seconded by Councilman DelPapa and carried that General Fund bills 104&105,245-262; Highway 104&105,510-515, 703; Capital H2 901; Water 807-810 be approved for payment. Vote: Yea-4, Nay-0, Absent-0.

Adjournment

Councilman Thomson moved, seconded by Councilman DelPapa and carried, that the meeting adjourn at 10:25 P.M.

Submitted by:

Elizabeth Sutterby
Town Clerk