

November 5, 2015

A Special Meeting of the Tyre Town Board was held Thursday, November 5, 2015 at 7:30 P.M. at the Magee Volunteer Fire Department Building, 1807 St. Rt, 318, Seneca Falls, NY 13148, in the Town of Tyre.

The purpose of the meeting was to hear public comment on the 2016 Town of Tyre Preliminary Budget and the 2016 Tyre Water District #1 Preliminary Budget; and to hear public comment in considering the contracting with the Magee Volunteer Fire Department, Inc. for fire protection to be furnished to the Tyre Fire Protection District.

Pledge of Allegiance.

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

Others present: Town Attorney Charles Shaffer, Highway Supt. Cassius Shumway, ZCEO David Page, Bookkeeper Nancy McGreevy, PBM Karen Thomson, Lawrence Kesel, Henry Bickle; and Dallyn Jenkins - Beverly Animal Shelter.

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

Supv. McGreevy congratulated Elizabeth Sutterby - Town Clerk, James Rogers - Councilman, Kenneth Sutterby - Councilman, Cathy Doyle - Tax Collector and Larry Mills - Town Justice. The Town of Tyre was the winner as a result of these people being elected. The people of the Town of Tyre have clearly spoken.

Financial - Budgets

Councilman Thomson made a motion, seconded by Councilman DelPapa and carried, that the Public Hearing be opened at 7:35 P.M. for the purpose of hearing any person or persons in favor or against any item or items contained in the 2016 Town of Tyre Preliminary Budget and the 2016 Tyre Water District #1 Preliminary Budget.

John Paul Partee, 2107 St. Rt. 318, questioned where the money came from to budget over a 10% increase in salaries and questioned the retirement figure in the budget. The Bookkeeper explained the money came from Capital Reserve.

Planning Board members are supposed to be paid as they are responsible for decisions they make.

Mr. Partee asked how the Board could justify a 10% increase in justice salaries. The Bookkeeper explained that employee wages in the Town of Tyre are lower than other towns. Councilman Aceto replied the work load is not the same as it used to be.

The Supervisor stated that Mr. Partee's comments are so noted.

Supv. McGreevy asked if there were any other positive or negative comments on the Preliminary Budgets. None were forthcoming.

All persons desiring to be heard, having been heard, Councilman Rogers moved, seconded by Councilman DelPapa and carried, that the Public Hearing on the 2016 Town of Tyre Preliminary Budget and the 2016 Tyre Water District #1 Preliminary Budget be closed at 7:45 P.M. Vote: Yeas-4, Nay-0, Absent-0.

Public Hearing - Fire Protection

Councilman Aceto moved, seconded by Councilman Rogers and carried, that the Public Hearing be opened at 7:48 P.M. for the purpose of considering the contracting with Magee Volunteer Fire Department, Inc., for fire protection to be furnished by said fire department for the fire protection district established in said Town of Tyre and known as the Tyre Fire Protection District effective January 1, 2016 to December 31, 2016. Vote: Yea-4, Nay-0, Absent-0.

The proposed amount to be paid to the Magee Volunteer Fire Department, Inc., is \$107,958.00 with an additional \$2400.00 to be paid for the use of the public section of the fire department building.

Supv. McGreevy asked if there were any comments in regard to the proposed contract with the Magee Volunteer Fire Department. The Supervisor again asked if there were any comments. None were submitted.

Councilman Thomson moved, seconded by Councilman Aceto and carried, that the Public Hearing be closed at 7:49 P.M. Vote: Yea-4, Nay-0, Absent-0.

Minutes - October 8, 2015

Councilman Aceto asked that clarification be made in the October 8, 2015 minutes, page 4 - Paul Porter comment. "Rents land to Daniel Schwartz. He has two driveways and uses both."

Councilman Aceto moved, seconded by Councilman Rogers and carried, that the minutes be amended to read: "Rents land to Daniel Schwartz. Mr. Schwartz has two driveways and uses both."

Councilman Aceto moved, seconded by Councilman Thomson and carried, to dispense with reading the minutes of October 8, 2015 and they be accepted as amended. Vote: Yea-4, Nay-0, Absent-0.

Dogs

Dallyn Jenkins, Beverly Animal Shelter, Inc., attended the meeting. Councilman Aceto inquired of Ms. Jenkins if she was interested in the position of Dog Control Officer for the Town of Tyre, which appointment will be made in January at the Organization Meeting. Ms. Jenkins will be willing to fill that position. Ms. Jenkins also stated she didn't have any changes to be made in the Shelter Agreement. Supv. McGreevy thanked Ms. Jenkins for attending the meeting.

Dogs - Shelter Agreement

Councilman Aceto moved a resolution, seconded by Councilman Thomson and adopted, that the Town of Tyre enter into an agreement with Beverly Animal Shelter, Inc., effective January 1, 2016 and terminate December 31, 2016. The Shelter will provide shelter, care and food at \$13.00 per day for a maximum of 7 days. Vote: Yea-4, Nay-0, Absent-0. Agreement follows.

Financial - Budgets

Councilman Aceto moved a resolution to adopt the 2016 Town of Tyre Preliminary Budget as the 2016 Town of Tyre Annual Budget. Councilman DelPapa seconded this resolution and it was carried. Vote: Yea-4, Nay-0, Absent-0.

Councilman Thomson moved a resolution to adopt the 2016 Tyre Water District #1 Preliminary Budget as the 2016 Tyre Water District #1 Annual Budget. Councilman DelPapa seconded this resolution. Yea-4, Nay-0, Absent-0.

Supv. McGreevy thanked Bookkeeper Nancy McGreevy for the hours she worked in preparing these two budgets.

Fire Protection - Contract

At a Special Meeting of the Tyre Town Board of the Town of Tyre, Seneca County, New York held at the Magee Volunteer Fire Department Building, 1807 St. Rt. 318, Seneca Falls, NY 13148, in said Town of Tyre, on the 5th day of November, 2015 at 7:30 o'clock in the P.M., there were

Present: Supv. McGreevy
Councilman Aceto
Councilman DelPapa
Councilman Rogers
Councilman Thomson

Absent: None

Councilman Aceto offered the following resolution and moved its adoption: WHEREAS, there has been established in this Town a fire protection district known as the "Tyre Fire Protection District" embracing the territory in said Town wholly outside of any City or Village as such territory is more fully described in a resolution establishing such district duly adopted by this board, and

WHEREAS, it is necessary to enter into a contract for the furnishing of fire protection to the said fire protection district, and

WHEREAS, due notice has been given of a Public Hearing to be held in the Magee Volunteer Fire Department Building, 1807 St. Rt. 318, Seneca Falls, NY 13148, in the Town of Tyre, on November 5, 2015 at 7:48 o'clock in the P.M. to consider a contract for the furnishing of fire protection to the said fire protection district, the notice duly specifying the time and place of the hearing as aforesaid, and giving in general terms the proposed contract, and the said hearing having been held, and all persons interested in appearing having been heard, it is hereby

RESOLVED: That this Board contract with the Magee Volunteer Fire Department, Inc., for the furnishing of fire protection to the Tyre Fire Protection District which is described in the contract.

And it is further,

RESOLVED: That the contract to be entered into aforesaid be in the form as annexed hereto.*

And it is further

RESOLVED: that such contract be executed on behalf of this Board by the members thereof.

Seconded by Councilman Rogers and duly put to a vote which resulted as follows:

Yeas: Supv. McGreevy, Councilmen DelPapa, Rogers, Aceto, Thomson

Nays: None

Absent: None

*Contract follows.

Tyre Water District #1 and Tyre Sewer District #1

Adam Cummings, P.E. - Barton & Loguidice, was unable to attend the meeting. Updates on Tyre Water District #1 and Tyre Sewer District #1 are not available.

Zoning

Supv. McGreevy mentioned that Town Board members have been provided with a copy of the updated Town of Tyre Zoning Map prepared pursuant to Local Law No. 5.

Band Hall Building

The Highway Dept. will winterize and close the Band Hall Building for the winter season. Some tables and chairs will be transferred to the Highway Office.

Highway - Bush Hog Mower

Highway Supt. Shumway reported on the condition of the 1970's Bush Hog SM60 Mower.

Estimates for a new mower were obtained from:

Monroe Tractor	
Landpride DB2660 Ditch Bank Mower	\$9800.00
Seneca Farm & Home	
Bush Hog SM60 Rotary Cutter	\$9837.00
Main & Pinckney Equipment, Inc.	
Bush Hog SM60 Ditch Bank Mower Series Rotary Cutter	\$11,960.00

Councilman Rogers moved the following resolution:

Highway Fund:

WHEREAS, the Machinery Contractual account has expended \$2114.00, in less than two mowing seasons, for major repairs to the 1970's SM60 Bush Hog mower, 60" cut, PTO driven, and

WHEREAS, the Bush Hog mower is once again out of commission with more major repairs necessary, and

WHEREAS, the Highway Superintendent has recommended that continued costly repairs for this piece of equipment is not in the Town's best interest, and

WHEREAS, prices for a replacement mower 60" cut, PTO driven have been acquired, presented to the board with the recommendation of mower replacement at a cost of \$9700.00 to be approved by Board Resolution for immediate purchase by transferring funds from the Machinery Capital Reserve to Machinery Contractual account.

RESOLVED, That the Supervisor is hereby authorized to order the journal transfer of \$9700.00 from Highway Fund Account Code 1001R Machinery Capital Reserve - to Highway Fund Account Code 5130.4 Machinery Contractual Account.

Councilman DeIPapa seconded this resolution. Vote: Yea-4, Nay-0, Absent-0. The resolution was duly adopted.

Supervisor Report/Correspondence

Correspondence was received from Mr. Gregory Eisenhut, Local Government Liaison for Mercy Flight Central, describing their services.

October 30, 2015 Receipt of Check for \$300,000.00 payment as stipulated in the Community Mitigation Plan with Lago. Community Mitigation Fund Account established with Community Bank in Waterloo on November 2nd.

November 3, 2015 Receipt of Claim regarding 8/29/15 fatal accident on NYS Route 5 & 20 - Ralph C. Brown, Claimant. Supv. spoke with insurance company attorney.

Pay Cheney & Blair bill - \$41.00 for consultation work.

Financial - Bill

Councilman Aceto moved a motion, seconded by Councilman Rogers and carried, that Cheney & Blair be paid from the General Fund Voucher #375 in the amount of \$41.00. Vote: Yea-4, Nay-0, Absent-0.

Adjournment

Councilman Aceto moved to adjourn at 8:20 P.M. Councilman Thomson seconded this motion and it was carried. Vote: Yea-4, Nay-0, Absent-0.

Submitted by:

Elizabeth Sutterby
Town Clerk