

May 21, 2020

This meeting was conducted during the COVID-19 Pandemic and under NYS Governor's Executive Order 202.14

Suspension of law allowing the attendance of meetings telephonically or other similar service: Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.

The monthly meeting of the Tyre Town Board was held Thursday, May 21, 2020 at 6:30 p.m. in the Tyre Municipal Building, 1082 Gravel Road, Seneca Falls, NY 13148, in the Town of Tyre.

### **Pledge of Allegiance**

**Roll Call:** Supervisor Ronald McGreevy – here; Councilman Reginald Aceto – absent; Councilman James Rogers – here; Councilman Kenneth Sutterby – here; Councilman Thomas Thomson – here

**Others Present:** Bookkeeper Michael Gross; ZEO Craig Reynolds; Jim Sinicropi – Fingerlakes1

Supervisor McGreevy – have had roll call – quorum present – meeting called to order at 6:30 p.m.

Supervisor McGreevy stated the following: “Before we get started I would like to take this opportunity to thank our first responders and everyone on the front lines of the Coronavirus Pandemic for their service and their dedication during this most challenging time. I would also like to give thanks to Chief Craig Reynolds and the members of the Magee Fire Department for last evening's distribution of cloth face masks to Tyre residents. These masks were provided to us courtesy of the Seneca County Emergency Management office, and we thank them as well for their support. I also want to thank Jim Sinicropi and the folks at Fingerlakes 1 for live streaming our meeting this evening. Thank you”

**Minutes:** Approval of February 27, 2020 minutes – Councilman Sutterby moved, seconded by Councilman Rogers, to dispense with reading the minutes of the February 27, 2020 meeting and they be accepted as written.

**VOTE:** Yea – 4; No – 0; Abstain – 0; Absent – 1

**Scheduled Speakers:** None

**Department Reports:**

Supervisor McGreevy stated that due to restrictions on attendance this evening he was provided with some written reports from some of the department heads.

Town Clerk: Carolyn Sosnowski reports that things have been going well during the pandemic. Residents are mailing in dog licenses, etc. so things can still be processed and sent back thru the mail.

Highway Department: Mr. Eddington reports that patch work on Chase and Black Brook Roads will begin very soon. They have taken delivery of the new John Deere excavator. The new Peterbilt 10 wheel truck is awaiting a final part and is scheduled to be delivered in the near future. Potholes continue to be filled throughout the Town and road side mowing should commence very soon as well.

Town Assessor: Assessor Griswold reports that during these challenging times he has had to adjust his normal workday protocol. All of his interactions with tax payers have been by telephone, fax, e-mail, or regular mail. He is working on monthly deeds, split parcels, bank code and address changes. He also continues to administer the STAR Program. Assessor Griswold prepared a file for the County Real Property Tax Office. This is the tentative assessment roll which a copy has been provided to the Town Clerk. Assessor Griswold submitted a public notice to the newspaper that informs tax payers that he will be available to answer questions in regards to the tentative assessment roll. Grievance Day will be held Tuesday, May 26, 2020 from 5:00 – 9:00 p.m. at the Tyre Town Hall, 1082 Gravel Road, Seneca Falls, NY 13148. Social distancing protocols will be strictly followed.

Attorney Charles Shaffer: Nothing to report and he is available by phone this evening if needed.

Fire Department: Chief Reynolds reports during the month of March, 2020 there were 5 Fire calls, 2 EMS calls, and 0 MVA's. During the month of April, 2020 there were 5 Fire calls, 3 EMS calls, and 0 MVA's.

March 10<sup>th</sup> – Responded to Clyde River Drive for a fully engulfed structure fire

March 15<sup>th</sup> – Responded mutual aid to Junius for a working house fire on Birdsey Road

April 3<sup>rd</sup> – Responded mutual aid to Savannah for a working house fire

April 6<sup>th</sup> – Responded to East Tyre Road for a dryer fire. The fire was contained to the dryer. The house sustained heavy smoke damage.

Magee's call volume was down during the months of March and April, but they have already seen an increase of calls so far this month.

#### Zoning Enforcement Officer:

ZEO Reynolds reported that he has issued four permits:

- Matt Lando – pole barn
- John Wise – pole barn
- Dean High – 3 car garage
- Bonnie Root – porch

The Love's Project is still moving forward. Putting a lot of packets together for the PB, the County, and the ZBA.

Michael Schmucker Subdivision (subdividing 10 acres from his 95.6 acre parcel)

Issued a few certificates of compliance for projects completed

Conducted several on-site inspections

#### Planning/Website/Training:

Mr. Seem reports that the Planning Board's last report to the Town Board was on January 16, 2020. On January 28, 2020 the Planning Board approved the subdivision application by the Seneca County Chamber of Commerce to sub-divide and sell approximately one acre of land from their Finger Lakes Gateway Property on State Route 318.

The February 25, 2020 meeting had two primary agenda items – the first being the Montezuma Winery and Hidden Marsh Distillery request to amend their approved site plan application to construct a new storage building at their location on State Route 5 & 20. The second major agenda item was presentation and discussion of updated plans for the Love's Travel Center Project. Representatives of Love's presented additional development plans and requested input prior to their formal submission of their application. Love's and the Planning Board found the presentation and following discussion to be very beneficial. A third agenda item regarding the Burkholder Project was again delayed.

The March 23, 2020 meeting was cancelled due to guidance from Governor Cuomo.

The April 28, 2020 meeting was held remotely by use of Seneca County's CISCO Webex teleconferencing system. By the time of the meeting, Love's had submitted their sub-division and site plan applications and the Planning Board needed to determine if the application was substantially complete and therefore could be accepted. A resolution was passed accepting the application and agreeing to hold a public hearing. The Planning Board determined to send the application to Seneca County for GML-239 review and declared itself as lead agency for SEQR. In accordance with guidance from the State, expanded draft minutes were posted on the Tyre website within two weeks of the meeting. It is anticipated that the May 26, 2020 Planning Board Meeting will be held at the Tyre Municipal Building without public attendance. We plan to live stream the meeting on youtube using our own resources. We will hold the public hearing for the amended Montezuma Winery amended site plan application and then consider its approval. We also hope to wrap up the Burkholder Project since we now have the SWPPP Report in hand.

Mr. Kesel reported that the Town of Tyre Training Department issued individual member status for the first quarter to the Planning Board and Zoning Board of Appeals Chairmen last April. Also reminded individual members that cancellation reminders received from adjacent counties are forwarded as soon as they are received in the office. In addition, new Webinar training opportunities including some with short notice are also forwarded immediately to members allowing them to take advantage of online training during the COVID-19 Pandemic.

Dog Control Officer: Supervisor McGreevy spoke with Dallyn Jenkins by phone today. She stated that there are currently no calls regarding Tyre to report. The shelter has applied for the payroll protection plan and also they are receiving an Emergency Grant from Golisano for the loss of Boarding Revenue. The Town of Tyre has received a report from the NYS Ag & Markets – Municipal Shelter Inspection Reports – dated February 19<sup>th</sup> and April 16, 2020 as well as Dog Control Officer Inspection Report dated February 19, 2020.

Bookkeeping: Michael Gross advised the Board members that he had sent out his reports through one drive. The 2017 and 2018 audits were completed and those reports were also made available to the board members. In addition, the Supervisor's monthly report and trial balance were also sent to the Board members on one drive. Supervisor McGreevy thanked Mr. Gross for all of his hard work.

Band Hall Committee: Nothing to report

Building Committee: Nothing to report

Highway Committee: Councilman Sutterby indicated that patchwork will begin soon on several roads.

**Old Business:**

Spectrum Update – Attorney Tom Blair had participated in a conference call with Charter representatives Lauren Kelly and Amanda Lanham on Tuesday, May 19, 2020. Ms. Lanham had stated that she will return the draft franchise agreement to us with their final open issues. Attorney Blair feels that we are very close to finalizing this agreement.

**New Business:**

Resolution regarding Nearpass Road Rehabilitation Project

Motion made by Councilman Sutterby and seconded by Councilman Thomson. Adopted by roll call vote as follows:

	YEA	NAY	ABSTAIN	ABSENT
Councilman Thomson	X			
Councilman Rogers	X			
Councilman Aceto				X
Councilman Sutterby	X			
Supervisor McGreevy	X			

Resolution duly adopted. Resolution follows.

Resolution regarding del Lago Resort & Casino Amended and Re-Styled Pylon Sign Site Plan Approval.

NOTE – Receipt of letter dated April 16, 2020 from Mr. Peter Vars, P.E. of BME \ Associates which included:

Amended & Re-Styled Site Plan Drawing (last revised 3/2/20)  
Pylon Sign Architectural Renderings  
Tyre Town Board Resolutions dated June 15, 2017 (SEQRA Negative Declaration and Site Plan approval)

This letter further requests that the Tyre Town Board schedule a Public Hearing to hear and approve the Amended Site Plan and to Re-Instate the Site Plan Approval previously Granted.

I would therefore entertain a motion to schedule a Public Hearing in regards to this request to be held here, at the Tyre Municipal Building, 1082 Gravel Road, Seneca Falls, NY 13148 on June 18, 2020 at 6:35 p.m.

Motion made by Councilman Sutterby and seconded by Councilman Rogers. Adopted by roll call vote as follows:

	YEA	NAY	ABSTAIN	ABSENT
Councilman Thomson	X			
Councilman Rogers	X			
Councilman Aceto				X
Councilman Sutterby	X			
Supervisor McGreevy	X			

Resolution regarding Increasing the 2019 Appropriation for Account A1620.4 Building - Contractual

Motion made by Councilman Rogers and seconded by Councilman Sutterby. Adopted by roll call vote as follows:

	YEA	NAY	ABSTAIN	ABSENT
Councilman Thomson	X			
Councilman Rogers	X			
Councilman Aceto				X
Councilman Sutterby	X			
Supervisor McGreevy	X			

Resolution duly adopted. Resolution follows.

Resolution regarding Increasing the Appropriation for Account A1410.12 Deputy Town Clerk 2

Motion made by Councilman Rogers and seconded by Councilman Thomson. Adopted by roll call vote as follows:

	YEA	NAY	ABSTAIN	ABSENT
Supervisor McGreevy	X			
Councilman Sutterby	X			
Councilman Rogers	X			
Councilman Aceto				X
Councilman Thomson	X			

Resolution duly adopted. Resolution follows.

Resolution regarding Creating New Account Code A1620.1 Building – Custodian PT- Personal Services

Motion made by Councilman Sutterby and seconded by Councilman Thomson. Adopted by roll call vote as follows:

	YEA	NAY	ABSTAIN	ABSENT
Supervisor McGreevy	X			
Councilman Sutterby	X			
Councilman Rogers	X			
Councilman Aceto				X
Councilman Thomson	X			

Resolution duly adopted. Resolution follows.

Resolution regarding Increasing Appropriation for Account A1220.45 Supervisor Contractual – CPA/Auditor

Motion made by Councilman Sutterby and seconded by Councilman Thomson. Adopted by roll call vote as follows:

	YEA	NAY	ABSTAIN	ABSENT
Supervisor McGreevy	X			
Councilman Sutterby	X			
Councilman Rogers	X			
Councilman Aceto				X
Councilman Thomson	X			

Resolution duly adopted. Resolution follows.

No other new business came before the board.

**Supervisor Correspondence/Report:**

Note – Letter received 3/2/20 from Mr. Scott King – Seneca County Department of Health, Director of Environmental Services regarding Sanitary Survey Report Tyre Water District #1, which stated, “the enclosed water sample results indicate that the water was of a satisfactory quality on the day of inspection.”

## **Financial – Bills:**

General Fund – Town Wide – 109-110; 318-345

Highway Fund – 109-110; 318; 345; 530-535

Municipal Building - 1061

Water District #1 – 810-813

Water District #2 - 812

Trust and Agency –7-8

Payment of March 19, 2020 Monthly Bills – Moved by Councilman Sutterby, seconded by Councilman Rogers that the bills be approved for payment: VOTE: Yea – 4; Nay – 0; Abstain – 0; Absent – 1

Payment of April 16, 2020 Monthly Bills – Moved by Councilman Thomson, seconded by Councilman Sutterby that the bills be approved for payment: VOTE: Yea – 4; Nay – 0; Abstain – 0; Absent – 1

Payment of May 21, 2020 Monthly Bills – Moved by Councilman Rogers, seconded by Councilman Thomson that the bills be approved for payment: VOTE: Yea – 4; Nay – 0; Abstain – 0; Absent - 1

## **Adjournment:**

Councilman Thomson moved, seconded by Councilman Rogers that the meeting be adjourned at 7:14 p.m. VOTE: Yea – 4; Nay – 0; Abstain – 0 Absent - 1

Submitted by,

Carolyn Sosnowski  
Town Clerk