

July 16, 2020

The monthly meeting of the Tyre Town Board was held Thursday, July 16, 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 – here; Councilman James Rogers – here; Councilman Kenneth Sutterby – here; Councilman Thomas Thomson – here

Others Present: Administrative Assistant Karen Birch; Bookkeeper Michael Gross; ZEO Craig Reynolds; Larry Kesel – PB; Residents – Hank Bickel, Cassie Bickel, David Page, Laurie Loncosky, Patrick Wood

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

Supervisor McGreevy introduced Mr. Charles Shaffer, Esq., representing the Town of Tyre and Mr. Thomas Blair, Attorney – Blair Law Firm

The Public Hearing Regarding Proposed Local Law #1 of 2020 Amending the Town of Tyre Zoning Law previously scheduled for this evening has been cancelled. A resolution to reschedule this Public Hearing will be addressed later in the agenda.

Motion to open the Public Hearing regarding entering into a Franchise Agreement with Spectrum Northeast, LLC

Motion made by Councilman Aceto and seconded by Councilman Sutterby – all in favor – so moved. Public Hearing is opened at 6:32 p.m.

Supervisor McGreevy asked for comments for those wishing to speak at this Public Hearing this evening are to be limited to – Entering into a Franchise Agreement with Spectrum Northeast, LLC which is the sole topic of this Public Hearing. The Board will hear comments and questions only, and will give consideration to them in its decision making process. The Board will also take written comments for consideration and will place those comments into the record. All speakers shall come up to the podium and state their name, and where they reside for the record. In addition anyone listening on the phone may also comment.

Supervisor McGreevy asked again if there was anyone who would like to address the Board with comments specific to entering into a Franchise Agreement with Spectrum Northeast, LLC. As there are no further comments, I would entertain a motion to close this Public Hearing.

Motion made by Councilman Thomson and seconded by Councilman Rogers – all in favor – so moved. Public Hearing closed at 6:34 p.m.

Lauren Kelly, from Spectrum, was on the phone to answer any questions at the Public Hearing and she thanked the Town Board for their patience during this Franchise Agreement process and stated she would make herself available to everyone that may have questions regarding the service to be provided in the town. Supervisor McGreevy asked Ms. Kelly to schedule a meeting to discuss internet access in the Town of Tyre. He stated that this is an issue for so many residents in the township who lack access to internet services and complaints are regularly heard from residents who do not have access to internet at their homes. Ms. Kelly stated she would send Supervisor McGreevy and his assistant an e-mail to set up a meeting.

Minutes: Approval of June 18, 2020 minutes and July 6, 2020 minutes – Councilman Aceto moved, seconded by Councilman Rogers, to dispense with reading the minutes of the June 18, 2020 and July 6, 2020 meetings and they be accepted as written.

VOTE: Yea – 5; No – 0; Abstain – 0; Absent – 0

Scheduled Speakers: None

Department Reports:

Town Clerk: Nothing to report

Highway Department: Supervisor McGreevy stated that according to Highway Superintendent Bob Eddington, he wished to begin patchwork on several of the roads in the township. A detailed listing of the roads and their associated costs were previously distributed to the Town Board members for their review. There were no comments raised over the plans for the roads. Supervisor McGreevy stated that the highway department reported they are conducting mowing throughout the township, as well as they are continuing to wait the delivery of the new truck.

Town Assessor: Supervisor McGreevy stated the Phil Griswold reported no new information for this meeting.

Attorney Charles Shaffer: Nothing to report

Fire Department: Chief Reynolds reported that Magee Fire Department responded to the following calls: Fire – 8; EMS – 7; and MVA's – 3

June 5, 2020 – Responded mutual aid to Junius for a fully engulfed tractor trailer fire on State Route 318. The fire was contained to the power unit.

June 24, 2020 – Responded mutual aid to Junius for a fully engulfed mobile home fire on Caroline Road.

Junius Town Supervisor Ernie Brownell wanted Chief Reynolds to thank Bob Eddington and Ed Lawrence for helping with removing some debris at the fire on Caroline Road. The Junius Highway crew members were tied up working on another big project.

Supervisor McGreevy thanked Chief Reynolds and the members of the Magee Fire Department for their work and dedication.

Zoning Enforcement Officer: ZEO Officer Reynolds issued 4 permits since the last Town Board Meeting. He is currently awaiting on 4 more applications to come in. Mike Simon and ZEO Reynolds did an onsite inspection at the 3-S Gateway property regarding their grading project. Mike did find some issues that needed to be addressed. Nothing major. Mike and ZEO Reynolds spent a few hours doing some stormwater facility inspections at several locations. ZEO Reynolds received 2 complaints and both of them have been addressed. Several onsite inspections have been conducted and the team is working very busily on the Love's project.

Planning/Website/Training: The Planning Board met on June 23, 2020 with live streaming provided by Fingerlakes1.com and Cisco Webex teleconferencing. A public hearing was conducted to hear any comment on a minor subdivision application by Richard and Gail Banks for 10 acres of land on Pucker Street owned by Michael and Rebecca Schmucker. A public hearing was also opened to receive comment on the Love's Travel Center subdivision and site plan applications as well as the SEQRA review. A representative from Bohler Engineering provided an update of the subdivision and site plan including a modification of the subdivision to accommodate the placement of a large pole sign that meets NYS Thruway Authority requirements. Because there were some issues of the application for Love's Travel Center, the Public Hearing was not closed and will continue at the July 28, 2020 Planning Board Meeting.

The Planning Board received a letter dated June 10, 2020 from Mr. Joe Bowes, Ithaca Neighborhood Housing Services (INHS) requesting an extension of the subdivision and site plan application approvals for Pine View Circle Phase 2. INHS was not successful in obtaining state funding for the project in 2019 and intends to re-submit the project for 2020 consideration. A resolution was passed by the Planning Board to extend the application approvals to June 30, 2021.

Subsequent to the June Planning Board meeting, Chairman Seem requested that the Planning Board hold a work session to allow members more time for review and evaluation of the Love's Travel Center project. A special meeting has been noticed for July 21, 2020 at 6:30 p.m. in the Tyre Municipal Building.

Mr. Kesel reports that most training is completed for the 2020 year. The 2021 training is already being worked on. The town website is still a work in progress. Supervisor McGreevy thanked all of the men and women of the Planning Board for all of their hard work.

Dog Control Officer: Nothing to report

Bookkeeping: Bookkeeper Gross reported that the Abstract of Audited Vouchers #6 were submitted. The Supervisors Report is also available for viewing. The 2020 taxable real property tax report is available as well.

Band Hall Committee: Nothing to report

Building Committee: Nothing to report

Highway Committee: Councilman Sutterby reported that Junius Fire Department will be shutting down their water access for the winter and therefore Tyre Highway Department will not be able to obtain water from them. Councilman Sutterby submitted options for water access at the Town Highway Building via an estimate for a drilled well and treatment equipment.

Old Business:

Spectrum/Charter Communications Update: Tom Blair gave the board an update on this situation. He stated that the Public Hearing this evening was concluded and the agreement is a non-exclusive agreement, so other interested parties are able to come into Tyre to conduct their own business. Tom gave a historical perspective of the work with Spectrum/Charter. Tom stated that the document will be ready for Supervisor McGreevy's signature in the near future and this long awaited process is finally completed. Tom further advised the board that this Franchise Agreement is only for television and content only. Town Clerk, Carolyn Sosnowski, asked how this agreement will take effect. Tom indicated they have sixty days to get the agreement to the Public Service commission.

New Business:

Resolution to Schedule a Public Hearing for Proposed Local Law #1 of 2020 Amending the Town of Tyre Zoning Law

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 Approving a Franchise Agreement with Spectrum Northeast, LLC

Motion made by Councilman Aceto 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 Creating the Position of Laborer PT (Part-time)

Motion made by Councilman Aceto 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.

Supervisor Correspondence/Report:

E-mail dated 6/25/20 from Alice Covert regarding Magee Fire Department concerns

Letter dated 7/13/20 from Lance Young, Executive V.P. and General Manager, del Lago Resort & Casino regarding W.A.R.N. Notice. Also note a letter was sent by the Seneca County BOS on June 30, 2020 to Governor Cuomo asking him to fast track the re-opening of del Lago.

Tyre Community Garage Sale is being held Friday, August 28, 2020 thru Sunday, August 30, 2020. Flyers are available here at the Town Municipal Building and a copy of the flyer has been posted on our website.

Financial – Bills:

General Fund – Town Wide – 113-114; 379-405

Highway Fund – 113; 114; 379; 545-557

Water District #1 – 817-819

Water District #2 - 817

Trust and Agency – 11; 12

Councilman Sutterby moved, seconded by Councilman Rogers that the bills be approved for payment: VOTE: Yea – 5; Nay – 0; Abstain – 0; Absent – 0

Adjournment:

Councilman Aceto moved, seconded by Councilman Thomson that the meeting be adjourned at 7:36 p.m. VOTE: Yea – 5; Nay – 0; Abstain – 0 Absent - 0

Submitted by,

Carolyn Sosnowski
Town Clerk