

October 20, 2022

The regular monthly meeting of the Tyre Town Board was held Thursday, October 20, 2022 at 6:30 p.m. in the Tyre Municipal Building, 1082 Gravel Road, Seneca Falls, NY 13148, in the Town of Tyre.

Supervisor Partee called the meeting to order at 6:30 p.m.

Pledge of Allegiance

Roll Call: Councilman Reginald Aceto – absent; Councilman Jeffrey Bennett – absent; Councilman Henry Bickel – here; Councilman Kenneth Sutterby – here; Supervisor Beth Partee – here

Others Present: Bookkeeper Michael Gross; Marge Fahrenholtz; Justin Mahoney; Joe Tavano, Jr.; Dennis Stone; Pat Mahoney; Larry Kesel; Char Verkey; Rod Verkey

Open Privilege of the Floor: None

Approval of Meeting Minutes: September 15, 2022 and October 6, 2022 minutes

Motion to dispense with the reading of the minutes and approve them as written made by Councilman Sutterby and seconded by Councilman Bickel.

Vote: Aye – 3; Nay – 0; Absent – 2; Abstain – 0

Motion carried

Committee Reports:

Highway Committee – Nothing

Building Committee – Nothing

Records and Communication Committee – Supervisor Partee reported that residents have asked about the Town setting up a facebook page. Supervisor Partee is working on writing up a social media policy first and then will bring this topic back to the Board for further discussion.

Residents have also inquired if Supervisor Partee is going to write a letter to the Town at the end of the year? To make sure everyone receives communication it was decided by the Board that this would be a good idea. Supervisor Partee will work on getting this done.

Insurance and Finance Committee – Supervisor Partee reported that the Town received an unemployment claim from an elected official (highway superintendent). Elected officials are not entitled to unemployment insurance benefits per the Unemployment Insurance Law. Claim was protested with NYS Department of Labor (DOL). Upon reviewing the information provided, the DOL agreed with Supervisor Partee's protest and determined that the previous Highway Superintendent as an elected official would not be covered under the Unemployment Insurance Law. \$5,340.50 was received by the claimant thus far, but any charges made to the Town's account for this claim will be credited. A follow-up call to the DOL indicated that no additional benefits will be paid to the claimant, but there has been no decision yet as to whether or not NYS will require the money the claimant received to be returned.

Sewer and Water Committee – Mike Simon, Engineer is still working on the map, plan and report for the proposed extended water district.

Fire Department Committee – Councilman Sutterby reported that the Lawyer that is helping the Town with the Fire Department process is back in his office. There is a Special Meeting on October 27, 2022 at 6:30 p.m. to discuss Fire Protection and the public is invited and encouraged to attend. Councilman Sutterby reported he is not certain what answers will be offered at this meeting.

Supervisor Partee reported that the septic system inspection for the former MVFD is scheduled for October 30, 2022 and will cost \$120.00. After the inspection is completed Supervisor Partee will schedule a pump out for this septic system. This is required per Seneca County law when the ownership of any property is transferred.

Personnel Committee – Nothing

Band Hall Committee – There have been two scheduled events at the Band Hall in October. A third event is scheduled for October 29, 2022 at 6:30 p.m. and will be a game night and folks can attend in costume for Halloween.

Broadband Committee – Nothing

Reports of Officers and Departments:

Town Clerk: Nothing

Highway Superintendent: Highway Superintendent Bush reported that Worden Road was paved by hand and that the County Highway Department assisted them with this. This road will be re-addressed next year. Town of Seneca Falls let them borrow a roller for this project.

Dog Control Officer: Nothing

Fire Chief: Chief Tavano reported that there were 14 calls in the Town of Tyre. The average response time to leaving the fire house with trucks is 2 minutes and 2 seconds. The average response time until on scene is 10 minutes. Trainings are continuing for mass casualty, battery fires, and car fires. They have a walk-thru scheduled for Loves, del Lago, and Petro on November 22, 2022. There was a fatal traffic accident on 318/Gravel Road. There was also a pedestrian struck in front of Magee Diner. The tire shop at Love's Truck Stop is still having problems with their alarm system but the one at Wendy's has been resolved. The open houses were well attended.

Assessor: Nothing

Planning Board/ZBA/Training Records: The Planning Board meeting was held in person on September 27, 2022. There was only one major agenda item for consideration regarding a minor subdivision application to subdivide an existing lot with the subdivision to be subsumed into its neighboring lot. Some additional clarification is needed and proper notification of the neighboring land owners of

the proposed change with a public hearing. The decision was deferred until the October 25, 2022 meeting to allow changes and notifications to take place.

The Planning Board continues to deal with the shifting of responsibilities for secretary and training coordinator.

Zoning Enforcement Officer: ZEO Heizmann reported that she issued two permits in the last month. A pole barn replacement on Gravel Road for residential use and Dunkin Doughnuts on Route 414.

Bookkeeper: Bookkeeper Gross has uploaded the Abstract of Audited Vouchers #9; cash receipt summary report; financial statement for year to date; and the Supervisor's monthly report. Next month the payroll will start to be processed thru Williamson Law Books.

Resolutions and Motions:

RESOLUTION acknowledging and accepting the findings of the 2021 Audit performed by the CPA Firm of Mengel Metzger Barr & Co. LLP

The adoption of the foregoing Resolution was moved by Councilman Sutterby, seconded by Councilman Bickel, and duly put to a vote, which resulted as follows:

VOTE: Aye – 3; Nay – 0; Absent – 2; Abstain - 0

The Resolution was duly adopted.

RESOLUTION of the Tyre Town Board to Amend the General Fund (A Fund) 2023 Preliminary Budget

The adoption of the foregoing Resolution was moved by Councilman Sutterby, seconded by Councilman Bickel, and duly put to a vote, which resulted as follows:

VOTE: Aye – 3; Nay – 0; Absent – 2; Abstain – 0

The Resolution was duly adopted.

RESOLUTION of the Tyre Town Board to Amend the Highway Fund (DA Fund)
2023 Preliminary Budget

The adoption of the foregoing Resolution was moved by Councilman Sutterby, seconded by Councilman Bickel, and duly put to a vote, which resulted as follows:

VOTE: Aye – 3; Nay – 0; Absent – 2; Abstain – 0

The Resolution was duly adopted.

RESOLUTION of the Tyre Town Board to Schedule a Public Hearing on the Town of Tyre 2023 Preliminary Budget, the Fire Protection District 2023 Preliminary Budget, the Tyre Water District #1 2023 Preliminary Budget, and the Tyre Water District #2 2023 Preliminary Budget

The adoption of the foregoing Resolution was moved by Councilman Sutterby, seconded by Councilmen Bickel, and duly put to a vote, which resulted as follows:

VOTE: Aye – 3; Nay – 0; Absent – 2; Abstain – 0

The Resolution was duly adopted.

RESOLUTION Approving the Purchase of 2023 John Deere 624 P Wheel Loader for Highway Department

The adoption of the foregoing Resolution was moved by Councilman Sutterby, seconded by Councilman Bickel, and duly put to a vote, which resulted as follows:

VOTE: Aye – 3; Nay – 0; Absent – 2; Abstain – 0

The Resolution was duly adopted.

RESOLUTION Declaring Highway Equipment as Surplus and to Direct that it be Sold and the Profits Realized from the Sale be Deposited into the Highway Account

The adoption of the foregoing Resolution was moved by Councilman Sutterby, seconded by Councilman Bickel, and duly put to a vote, which resulted as follows:

VOTE: Aye – 3; Nay – 0; Absent – 2; Abstain – 0

The Resolution was duly adopted.

RESOLUTION Accepting the Quotation from Morchaela Management for Security Camera Installation and WIFI Connectivity Services for the Town Highway/Band Hall Campus

The adoption of the foregoing Resolution was moved by Councilman Sutterby, seconded by Councilman Bickel, and duly put to a vote, which resulted as follows:

VOTE: Aye – 3; Nay – 0; Absent – 2; Abstain – 0

The Resolution was duly adopted.

RESOLUTION Accepting the Quotation from Morchaela Management for Security Camera Installation for the Fire Department Building

The adoption of the foregoing Resolution was moved by Councilman Sutterby, seconded by Councilman Bickel, and duly put to a vote, which resulted as follows:

VOTE: Aye – 3; Nay – 0; Absent – 2; Abstain – 0

The Resolution was duly adopted.

Unfinished Business:

Dedication of Love’s Waterline Extension – still waiting on signatures

New Business:

RESOLUTION of the Tyre Town Board Increasing the Appropriation for Account A1440.4 Engineer – Contractual

The adoption of the foregoing Resolution was moved by Councilman Sutterby, seconded by Councilman Bickel, and duly put to a vote, which resulted as follows:

VOTE: Aye – 3; Nay – 0; Absent – 2; Abstain – 0

The Resolution was duly adopted.

Supervisor Report/Correspondence:

September 19, 2022 – From the NYS Public Service Commission – Order approving Compliance Filing 65 Subject to Conditions (Application of Trelina Solar Energy Center, LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 to Develop, Construct and Operate a Solar Generating Facility with a Maximum Generating Capability of 80 MW in the Town of Waterloo, Seneca County).

September 22, 2022 – From the Office of the New York State Comptroller, received Town of Tyre’s Fiscal Stress Score based on their review of the 2021 Annual Financial Report for the Town. The Town of Tyre’s fiscal stress condition is “No Designation” (no susceptible fiscal or environmental stress).

September 28, 2022 - From the Seneca County Clerk, received certified copy of the fully executed Water and Utility Easement between del Lago Resort & Casino LLC and the Town of Tyre (executed on September 16, 2022).

October 4, 2022 – Digital Newsletter received from the Association of Towns of the State of New York.

October 6, 2022 – from NYSEG -Press release encouraging customers to take advantage of payment options, budget billing, energy saving tips and energy efficiency programs ahead of projected rising winter energy costs.

October 11, 2022 – Letter received from NYS Department of State confirming their filing of LL4 of 2022 on September 28, 2022.

October 15, 2022 – From Meredith Little, via Town website, requesting information about an ancestor buried in Tyre.

Bills:

General Fund – Townwide: 120-121; 489-526; 652

Highway Fund : 120-121; 489; 513; 649-656

Fire Protection District: nothing

Water District #1: 829-833

Water District #2: 830-832

Trust & Agency: 18-20

Councilman Sutterby moved, seconded by Councilman Bickel that the bills be approved for payment: VOTE: Aye – 3; Nay – 0; Abstain – 0; Absent – 2

Adjournment:

Councilman Sutterby moved, seconded by Councilman Bickel that the meeting be adjourned at 7:39 p.m. VOTE: Aye – 3; Nay – 0; Abstain – 0; Absent – 2

Submitted by,

Carolyn Sosnowski
Tyre Town Clerk