

December 15, 2022

The regular monthly meeting of the Tyre Town Board was held Thursday, December 15, 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 – here; Councilman Jeffrey Bennett – here; Councilman Henry Bickel – here; Councilman Kenneth Sutterby – here; Supervisor Beth Partee – here

Others Present: Bookkeeper Michael Gross; Dallyn Jenkins; Mike Reese; Chuck Mollenkopf; April Mollenkopf; Dennis Stone; John Harris, Jr.

Supervisor Partee introduced Jeff Graff, Attorney for the Town and Mike Simon, Town Engineer

PRESENTATIONS:

Har-Rob – John Harris from Har-Rob discussed with the Board the importance of servicing and inspecting all of the fire department equipment in order for it to be put back into service. All of this servicing and inspecting needs to be done or there will be a liability issue. It was discussed that maintenance records on all equipment is very important to maintain. Councilman Bennett asked how the Town would get the equipment to Har-Rob to be serviced/inspected? Mr. Harris responded that Har-Rob will get the equipment to their shop and it would fall under Har-Rob's liability. Mr. Harris is familiar with a lot of the fire equipment already as they used to do work for the former MVFD.

Other companies were discussed with Chief Tavano added into the conversation.

LaBella Associates – Mike Simon shared the Map, Plan & Report for Water District #3. He apologized as this came in much higher in price than he anticipated. He reviewed the Map, Plan & Report including the dollar figures. It was discussed

and decided by the Board that the proposed Water District #3 would be without the residents on Black Brook Road. This will bring the cost down so that hopefully residents will feel more comfortable with the dollar amount. Mr. Simon reviewed that the debt service will go on the taxes and each resident will get a quarterly bill for water usage. Mr. Simon reported that the State Comptroller's Office will still need to approve this proposed new water district. The next step will be to get signatures on the petition and see what percentage of the residents in the proposed water district want the public water line. The next step after that will be to get water testings done and testimonials from residents on the quality of their well water so that this information can be submitted to the Comptroller's Office with all of the paperwork.

Councilman Aceto made a motion to take Black Brook Road off the table and re-issue the Map, Plan & Report, seconded by Councilmen Bennett. This was duly put to a vote which resulted as follows:

VOTE: Councilman Aceto – Aye
 Councilman Bennett – Aye
 Councilman Bickel – Abstain
 Councilman Sutterby – Aye
 Supervisor Partee – Abstain

Motion is carried

Open Privilege of the Floor: Nothing

Approval of Meeting Minutes: November 10, 2022 and November 17, 2022 minutes

Motion to dispense with the reading of the minutes and approve them as written made by Councilman Sutterby and seconded by Councilman Aceto. This was duly put to a vote which resulted as follows:

Vote: Aye – 5; Nay – 0; Absent – 0; Abstain – 0

Motion carried

Reports of Officers and Departments:

Town Clerk: Nothing to report

Highway Superintendent: Nothing to report

Dog Control Officer: DCO Jenkins reported that the shelter is overwhelmed. There is an anti-puppy mill on the Governor's desk to be signed.

Fire Chief: Chief Tavano reported that there were 12 calls in Tyre. They are conducting weekly trainings, confined space team trainings, hands on operation trainings, OSHA trainings, aerial operations trainings, ice rescue trainings, Narcan trainings, basic essential fire fighter trainings. The ladder truck is out for repairs, walk-thrus have been completed for local businesses, and they were on standby for Seneca Falls Fire Department during the festivities of It's a Wonderful Life.

Assessor: Nothing to report

Planning Board/ZBA/Training Records: Nothing to report

Zoning Enforcement Officer: ZEO Heizmann reported there were no permits issued and no complaints for this month.

Bookkeeper: Bookkeeper Gross has uploaded the Abstract of Audited Vouchers #11; cash receipt summary report; year-to-date financial report; and the Supervisor's monthly report. Getting ready for the end of year.

Committee Reports:

Highway Committee – Supervisor Partee was notified of a \$1.5M Federal Grant for the Federal Lands Access Program that was awarded to the Town.

Building Committee – Councilman Aceto reports that the camera systems are up and running at the fire house and at the band hall.

Records and Communication Committee – Nothing to report

Insurance and Finance Committee – Nothing to report

Fire Department Committee –

Plan of Implementation: Nothing to report

By-Laws: Councilman Sutterby stated that the by-laws needs to have a clear procedure of who is allowed to vote for what things. He also stated that there has to be a solid definition of an active fireman.

Truck Servicing: It was decided with agreement from Chief Tavano that the 903 truck would be sent to Har-Rob for servicing/inspection first. It was agreed upon by the Board that Supervisor Partee would contact Har-Rob for a quote on 903 only at this time.

Councilman Bennett asked if there was any way possible to hook on to the pick up truck that is parked outside and get it towed to an inside holding facility. Chief Tavano offered space at Petro for the truck to be parked inside. Councilman Bennett will take charge in getting the truck to Petro so that it is out of the weather. It was also discussed and decided that Dennis Stone will look at Firehouse #3 and fix the windows and doors.

Band Hall Committee – The Band Hall was closed for the winter season but will re-open in April 2023. There is one reservation already scheduled for December 2023. Thanks to Pat Mahoney and Dennis Stone for making the Band Hall available for a birthday party in December.

Broadband Committee – Supervisor Partee is still in negotiations.

Resolutions and Motions:

RESOLUTION authorizing adoption of Local Law No. 5 of 2022 “A Local Law Repealing Solar Energy Local Law #4 of 2018 and Amending the Zoning Law of the Town of Tyre”.

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

VOTE: Aye – 5; Nay – 0; Absent – 0; Abstain - 0

The Resolution was duly adopted.

RESOLUTION authorizing adoption of Local Law #6 of 2022 “A Local Law Amending the Town of Tyre Site Plan Review Regulations”.

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

VOTE: Aye – 5; Nay – 0; Absent – 0; Abstain – 0

The Resolution was duly adopted.

RESOLUTION authorizing and directing the Town Supervisor to complete and submit the Federal Lands Access Program (FLAP) Agreement Worksheet and to Accept FLAP Funding.

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

VOTE: Aye – 5; Nay – 0; Absent – 0; Abstain – 0

The Resolution was duly adopted.

RESOLUTION declaring office equipment and building supplies as surplus and to direct that it be sold and the profits realized from the sale be deposited into the General Fund Checking Account.

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

VOTE: Aye – 5; Nay – 0; Absent – 0; Abstain – 0

The Resolution was duly adopted.

RESOLUTION accepting the proposal from the certified accounting firm of Mengel Metzger Barr & Co. LLP for accounting services in connection with the audit of the basic financial statements of the Town of Tyre for the year ended December 31, 2022.

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

VOTE: Aye – 5; Nay – 0; Absent – 0; Abstain – 0

The Resolution was duly adopted.

RESOLUTION accepting the proposal from the certified accounting firm of Mengel Metzger Barr & Co. LLP for accounting services in connection with the audit of the agreed-upon procedures of the Justice Accounts of the Town of Tyre for the year ended December 31, 2022.

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

VOTE: Aye – 5; Nay – 0; Absent – 0; Abstain – 0

The Resolution was duly adopted.

RESOLUTION Scheduling Special Town Board End of Year Meeting on December 29, 2022

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

VOTE: Aye – 5; Nay – 0; Absent – 0; Abstain – 0

The Resolution was duly adopted.

RESOLUTION Scheduling 2023 Tyre Town Board Organizational Meeting on January 5, 2023

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

VOTE: Aye – 5; Nay – 0; Absent – 0; Abstain – 0

The Resolution was duly adopted.

Unfinished Business:

Love’s Watermain Dedication – still no update
Kennel Law – no update available

New Business:

Social Media Policy – Supervisor Partee is working on a Social Media Policy for the Town

Supervisor Report/Correspondence:

November 18, 2022 – From NYS Agriculture and Markets, letter received (re: dog control officer inspection report completed on 11/1/22).

November 18, 2022 – From Mercy Flight Central, letter received (re: support requested in the amount of \$5,000.00 for 2022).

November 28, 2022 – From NYSEG, via e-mail, press release announcing that NYSEG will suspend late payment charges on customer bills from December 1, 2022 through April 15, 2023 for all customers. This action is in response to current market conditions that have raised energy supply prices and to provide relief from financial hardships customers may face during the winter heating season.

December 5, 2022 – From NYS Canal Corporation, letter received (re: Earthen Embankment Integrity Program – Notice of Release of Final Generic Environmental Impact Statement and Final Embankment Guide Book).

December 5, 2022 – From Association of Towns of the State of New York, monthly digital newsletter received.

December 8, 2022 – From Seneca County Health Department Division of Environmental Health Services, Permit to Discharge received for the property at 1807 Route 318.

December 13, 2022 – From Eastern Federal Lands Highway Division, via e-mail, letter received (re: notification received that the Town of Tyre was awarded \$1,520,000.00 in FLAP Funding for the project submitted in response to the Call for Projects by the Eastern Federal Lands Highway Division of the Federal Highways Administration).

Bills:

General Fund – Townwide: 124-125; 564-571; 574-590; 668; 673

Highway Fund: 124-125; 564; 572-573; 662-667; 669-672; 674-678

Fire Protection District: Nothing

Water District #1: 839-841

Water District #2: 841

Trust & Agency: 23-24

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

Adjournment:

Councilman Bennett moved, seconded by Councilman Sutterby that the meeting be adjourned at 9:52 p.m. VOTE: Aye – 5; Nay – 0; Abstain – 0; Absent – 0

Submitted by,

Carolyn Sosnowski
Tyre Town Clerk