

November 10, 2011

A Public Hearing was held Thursday, November 10, 2011 at 7:30 P.M. in the Highway Building for the purpose of hearing public comment on Proposed Local Law #1 of the year 2011 entitled a Local Law "To Override the Tax Levy Limit Established in General Municipal Law Section 3-C".

The following were present: Supv. Patricia Amidon, Councilmen Thomas Thomson, James Rogers, Reginald Aceto, absent Joseph DelPapa. Also attending were: Assessor Philip Griswold and Town Attorney Charles Shaffer.

Supv. Amidon opened the Public Hearing at 7:30 P.M., followed by the Pledge of Allegiance.

Proposed Local Law #1 of the year 2011 was discussed. Supv. Amidon asked if there were any further positive or negative comments on the proposed local law.

All persons desiring to be heard, having been heard, the Public Hearing was closed at 7:45 P.M. by a resolution moved by Councilman Aceto, seconded by Councilman Thomson and carried. Vote: Ayes-4, Noes-0, absent-1.

#### Local Law #1 of 2011 - To Override the Tax Levy Limit Established in General Municipal Law Section 3-C

Councilman Thomson moved a resolution that Local Law #1 of 2011 entitled a Local Law "To Override the Tax Levy Limit Established in General Municipal Law Section 3-C" be enacted by the Town Board of the Town of Tyre.

Councilman Rogers seconded this resolution, and it was adopted with the following vote: Ayes-Supv. Amidon, Councilmen Thomson, Rogers, Aceto; Noes-0, Absent- Councilman DelPapa.

Resolution follows.

The text of Local Law #1 of 2011 was given to Town Board Members October 20, 2011. Notice of Public Hearing was published in the Finger Lakes Times October 30, 2011. The Public Hearing was held November 10, 2011.

#### Public Hearing - Fire Protection Contract

Councilman Aceto moved a resolution to open a Public Hearing at 7:50 P.M. for the purpose of considering the contracting with Magee Volunteer Fire Department, Inc. for fire protection from January 1st-December 31, 2012, for fire protection to be furnished by said fire department for the fire protection district established in said Town of Tyre and known as Tyre Fire Protection District. Councilman Rogers seconded this resolution.

The proposed amount to be paid to the Magee Fire Department, \$98,280.00 for fire protection and \$2400.00 for facility use, was discussed.

Supv. Amidon asked if there were any further negative or positive comments.

All persons desiring to be heard, having been heard, Councilman Aceto moved a resolution, seconded by Councilman Thomson and carried, that the Public Hearing be closed at 7:55 P.M. Vote: Ayes-4, Noes-0, absent-1.

#### Fire Protection - Contract

At a special meeting of the Tyre Town Board of the Town of Tyre, Seneca County, New York held at the Highway Building, 614 Lamb Road, in said Town of Tyre, on the 10th day of November 2011 at 7:30 o'clock in the P.M., there were:

Present: Supervisor Amidon  
Councilman Thomson  
Councilman Rogers  
Councilman Aceto  
Absent: Councilman DelPapa

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 Highway Building, 614 Lamb Road in the Town of Tyre on November 10, 2011 at 7:30 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 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:

Ayes: Supv. Amidon, Councilmen Aceto, Rogers, Thomson

Absent: Councilman DelPapa

Noes: None

\*Contract follows.

#### Highway

The Supervisor informed the board that the Highway Building driveway has been sealed. The Highway Department installed a guardrail on Dawson Road in the pond area on the Kise property.

#### Meetings

Councilman Aceto moved, seconded by Councilman Thomson and carried, that the Tyre Town Board meetings be held in the Highway Building until further notice.

#### Assessment and Taxation

Assessor Philip Griswold attended an interesting class in Auburn on Critiquing Appraisals to obtain the required Continuing Education Credits.

#### Minutes

Councilman Aceto moved, seconded by Councilman Rogers and carried, to dispense with reading the October 20, 2011 minutes.

#### Financial - Budget

Supv. Amidon opened the Public Hearing at 8:00 P.M. for the purpose of hearing any person or persons in favor of or against any item or items contained in the 2012 Town of Tyre Preliminary Budget and the 2012 Tyre Water District #1 Preliminary Budget.

The budgets were discussed.

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Councilman Aceto moved a resolution that this Public Hearing be adjourned at 8:25 P.M. until November 17, 2011. Councilman Rogers seconded this resolution. Vote: Ayes-4, Absent-1, Noes-0.

Adjournment

Councilman Aceto moved, seconded by Councilman Thomson and carried, that the meeting adjourn at 8:30 P.M.

Submitted by,

Elizabeth Sutterby  
Town Clerk