



**VILLAGE OF LYONS**  
76 WILLIAM STREET  
LYONS, NEW YORK 14489-1586  
315-946-4531  
TDD 1-800-662-1220

December 26, 2013

Ms. Connie Rios  
5 North Canal Street  
Lyons, New York 14489

Dear Ms. Rios:

I have reviewed the petition to seek a referendum on the question whether the Village of Lyons Elector Initiated Dissolution Plan shall take effect. This was presented to me on December 18, 2013. My findings are as follows:

615 original signatures were presented. I have verified each individual signature to the Wayne County Board of Elections Summary Voter Master List dated November 20, 2013.

I do determine, to the best of my ability, that the number of signatures on the petition is sufficient and the petition is valid.

Sincerely,

Denise Darcangelis  
Clerk Treasurer

- Exhibit D -

**FW: Letter to Petitioners to bring back to vote**

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From: **Denise Darcangelis** (clerk@rochester.rr.com) You moved this message to its current location.  
Sent: Fri 1/03/14 9:46 AM  
To: **Andrew DeWolf** (dewolfap@hotmail.com)  
1 attachment  
Letter to Petitioners to bring back to vote.docx (13.2 KB)

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**From:** Denise Darcangelis [mailto:clerk@rochester.rr.com]  
**Sent:** Thursday, December 26, 2013 9:38 AM  
**To:** SDMGA@aol.com; Richarde@rochester.rr.com; 'Corrine Kleisle'; 'JJBlandino@rochester.rr.com'; Dennis Alvaro (dennis@santellilumber.com); 'nesbittandwilliams@fltg.net'; Sowards, Connie (CSowards@mrbgroup.com)  
**Subject:** Letter to Petitioners to bring back to vote

For your information only.

Denise

- Exhibit D -



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January 2, 2014

Special Meeting of the Village Board of Trustees has been scheduled for Thursday, January 9, 2014 at 6:30 P.M. at the Lyons Village Hall, 76 William Street, Lyons, N.Y. 14489. Purpose of the meeting is to act on setting the date for the referendum asking whether the consolidation or dissolution plan should take effect.

Denise Darcangelis, Clerk-Treasurer

- Exhibit E -



**VILLAGE OF LYONS**  
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August 9, 2012

Mr. Jack Bailey  
35 High Street  
Lyons, New York 14489

Dear Mr. Bailey:

I have reviewed the petition for Local Government Dissolution that was presented on August 2, 2012, to Karen DeSain, Deputy Clerk, of the Village of Lyons. My findings are as follows:

241 original signatures were presented. Of the 241 signatures, 5 individuals were not on the current list as registered voters, 3 individuals have different addresses than what was recorded on the Detailed Voter Master Call List from the Wayne County Board of Elections, one person witnessed her own signature, and one signature line contained two names with no printed name or date.

I do determine, to the best of my ability, that the number of signatures on the petition is sufficient and the petition is valid.

Sincerely,

Denise Darcangelis  
Clerk Treasurer

"THE VILLAGE OF LYONS IS AN EQUAL OPPORTUNITY EMPLOYER AND PROVIDER"

- Exhibit F

## OneLyons files specific objections to anti-dissolution group's petition

By JULIE ANDERSON [janderson@fltimes.com](mailto:janderson@fltimes.com) | Posted: Tuesday, December 31, 2013 10:39 am

LYONS — OneLyons has filed specific objections to a petition seeking another referendum on village dissolution.

According to the documents, filed by the pro-

dissolution group with the village clerk Monday morning, objections to the “form and content” of the petition in accordance with state Department of State guidelines could invalidate the entire petition.

The opposition group Save the Village of Lyons filed the original petition on Thursday, seeking another public vote on dissolution, which was approved by village residents in a 619-585 vote in November 2012.

Specific objections to the petition include:

- The petition fails to substantially conform to the standards required by GML 17-A, Title III, Sections 779 and 785 of state law, nor does it comply with the New York State Department of State Citizens Guide for Local Government Consolidation or Dissolution.

“As an elector who signed the Original Elector Initiated Dissolution Petition and was the contact person for such,” OneLyons member Jack Bailey noted, “I retain the rights to object to the validity of the second petition if it fails to meet the same requirements the initial petition was held to as my rights as a village elector and resident would then be compromised.”

- OneLyons says the petitions must include the following statement above the designated section for signatures or the petitions may be invalidated: “In witness whereof, we have signed our names on the dates indicated next to our signatures.”

The statement is missing on all the pages.

- The petition fails to consecutively number the pages as required. This impairs efforts to research and reference the validity of signatures on the petition, according to OneLyons.

The Citizen’s Guide states, “... the new law requires ‘substantial compliance’ with the sections relating to the petition and liberal application of the rules relating to the form of the petition. These requirements are intended to prevent fraud, but not to provide a means to have petitions invalidated simply for ‘technicalities.’”

-Exhibit G

“The petition fails in the first two requirements alone and therefore, should be invalidated and not certified by the clerk of the Village of Lyons because it fails to meet the substantial adherence requirement of the law,” Bailey says in the document. “Even if the above objections are considered technicalities under the law, we contend they are substantial defects, then the substantial objections below negate the objected signatures and the petition fails to meet the threshold requirement under Section 785 of GML 17-A, meaning that there were not enough legal signatures to continue and this should not be certified or continued.”

- Along with the above objections, more than 165 signatures and addresses are being challenged, due to illegibility, not being registered with the Board of Elections, for the witnesses not marking the petition sheet with the number of confirmed signatures, and because some of the witnesses signed petitions that they had signed themselves.

The petition includes 615 signatures, well over the 491 needed to force a second referendum.

If all of the 165 contested signatures are ruled invalid as OneLyons claims, Save the Village of Lyons will be short by nearly 40 signatures and dissolution will continue as planned for Dec. 31, 2015.

Former Village Trustee Joanne Greco called the objections a “farce.”

“This makes me so mad. Do you realize how much this group has cost the village? With hours spent on FOIL requests, court fees, lawsuits ... why does it have to be so tough?” Greco said. “Why can’t people be allowed to voice their opinion through a vote, now that they have an educated choice based on real information?”

“You don’t vote for a president without knowing his platform. Why would you vote for dissolution without knowing the details?” she continued. “And now that citizens do, they won’t be able to vote on it again? Why are they so scared? Just let it go to a vote and let people have their opinion.”

One person who signed the petition said she “felt pressured to sign because the group sent Lyons Village Police Department employees to my house.”

The woman, who requested anonymity, said the officers were not in uniform, but “it’s a small community. I know these people. And on a Saturday in the middle of the afternoon when I am rushing to get my kids out the door, two police officers are knocking and asking me to sign the petition.”

“I am uncomfortable with that in a small community, and they weren’t even village residents. And because they were law enforcement, I felt that if I didn’t sign I will be a target,” she said.

Village Clerk Denise Darcangelis, who is responsible for certifying the petition and who received the objections, said she is working with Village Attorney Art Williams to see what the next plan of action is.