

TOWN OF CLARKSON  
TOWN BOARD MEETING  
November 11, 2008  
VETERAN'S DAY

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, Nov. 11, 2008 at the Clarkson Town Hall, 3710 Lake Road, Clarkson, NY at 7:00 PM

PRESENT:

Paul Kimball	Supervisor
Christa Filipowicz	Councilperson
Allan Hoy	Councilperson
Patrick Didas	Councilperson
Sheldon Meyers	Councilperson
Sharon Mattison	Town Clerk
David Goodwin	Highway Supt.
Richard Olson	Attorney for the Town

ALSO:

William Ey	Ass't to Supervisor
**Pam Dolliver	Assessor
**Larry Gurslin	Building Insp/Code Enf.

\*\*excused

Supervisor Kimball opened the meeting, and Sharon Mattison, Town Clerk led all those present in the Pledge of Allegiance. A moment of silence was observed for those serving in the military.

**OPEN FORUM**

Marge Crane, 89 Clarkson Hamlin T L Rd. inquired as for the status of the Petition that was submitted to the State Comptroller regarding Water Dist. #2. Attorney Olson advised Marge Crane that all paperwork has been submitted.

**PUBLIC HEARING SCARPULLA SANITARY SEWER DISTRICT**

Supervisor Kimball opened the public hearing and stated there will be no expense to the Town. No one spoke.

Supervisor Kimball closed the public hearing.

At a regular meeting of the Town Board of the Town of Clarkson, Monroe County, New York, held at the Town Hall, 3710 Lake Road in said Town, on the 11th day of November, 2008, at 7:00 P.M., there were:

PRESENT: Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Meyers

ABSENT: none

**RESOLUTION ADOPTING NEGATIVE SEQRA DECLARATION**

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In the Matter  
of  
The Creation of The Scarpulla  
Sanitary Sewer District; Town of  
Clarkson, Monroe County, New York

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**WHEREAS**, The Town Board on this 11<sup>th</sup> day of November, 2008 has before it a resolution to create a Sewer District, to be known as the Scarpulla Sanitary Sewer District; and

**WHEREAS**, the Town Board is required to consider the environmental impact of the creation of said district; and

**11.11.08**

**WHEREAS**, the creation of this district is an Unlisted Action pursuant to 6 NYCRR PART 617; and

**WHEREAS**, an Environmental Assessment Form has been prepared and has been duly reviewed by this Board;

**NOW**, upon the information before the Board, and upon the motion of Councilperson Hoy, seconded by Councilperson Meyers, it is

**RESOLVED AND DETERMINED** that:

- A. The creation of this district will not have a significant effect on the environment;
- B. The negative declaration is hereby adopted;
- C. This resolution is effective immediately.

Dated: November 11, 2008

PAUL M. KIMBALL  
 ALAN HOY  
 CHRISTA FILIPOWICZ  
 PATRICK DIDAS  
 SHELDON MEYERS  
 Members of the Town Board of  
 the Town of Clarkson, Monroe  
 County, New York.

At a regular meeting of the Town Board of the Town of Clarkson, Monroe County, New York, held at the Town Hall, 3710 Lake Road in said Town, on the 11<sup>th</sup> day of November, 2008, at 7:00 P.M., there were:

**PRESENT:** Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Meyers

**ABSENT:** none

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In the Matter

of

The Creation of The Scarpulla  
Sanitary Sewer District, Town of  
Clarkson, Monroe County, New York

**RESOLUTION  
ESTABLISHING SANITARY  
SEWER DISTRICT**

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**WHEREAS**, a petition for the creation of a Sanitary Sewer District in the Town of Clarkson, to be known as the Scarpulla Sanitary Sewer District, said petition being dated and acknowledged on October 08, 2008, was duly presented to this Board together with the necessary map and plan attached thereto; and

**WHEREAS**, an order was duly adopted by the Town Board on the 14<sup>th</sup> day of October, 2008, reciting the filing of said petition, the improvements proposed, the boundaries of the proposed district, and the estimated expense thereof, and specifying November 11, 2008, at 7:00 P.M., as the time, and the Town Hall, 3710 Lake Road, as the place where the said Board will meet to consider the petition and to hear all persons interested in the subject thereof concerning the same; and

**WHEREAS**, such order was duly posted and published and served as required by law; and

**11.11.08**

**WHEREAS**, a hearing in the matter was duly held by the Board on the 11<sup>th</sup> day of November, 2008, commencing at 7:00 P.M., in the Town Hall, 3710 Lake Road in said Town, and considerable discussion upon the matter having been had and all persons desiring to be heard having been duly heard; and

**WHEREAS**, it is *not* proposed or required that the Town shall finance the cost of this district or construction of the improvements or the providing of service therein by the issuance of bonds, notes, certificates or other evidence of indebtedness:

**NOW**, upon the evidence given at such hearing, upon the motion of Councilperson Filipowicz, seconded by Councilperson Hoy, it is

**RESOLVED AND DETERMINED that:**

**A.** The petition aforesaid is signed and acknowledged or proved as required by law, in due compliance with the requirements of Section 191 of the Town Law as to sufficiency of signers with respect to the boundaries of the proposed district as herein approved, and it is otherwise sufficient;

**B.** All the property and property owners within the proposed district are benefited thereby;

**C.** All the property and property owners benefited are included within the limits of the proposed district; and

**D.** It is in the public interest to grant in whole the relief sought; and it is further

**RESOLVED AND DETERMINED** that the establishment of the district as proposed in said petition be approved; that the improvements therein mentioned be constructed upon the required funds being made available or provided for; and that such district shall be designated and known The Scarpulla Sanitary Sewer District and shall be bounded and described as follows:

**ALL THAT TRACT OR PARCEL OF LAND**, situate in the Town of Clarkson, County of Monroe, State of New York and being more particularly known as Lot R-1 of the Brockport Equipment Resubdivision as shown on a map of an instrument survey prepared by Avery Engineering and Land Surveying Associates, PC, and filed in the Monroe County Clerk's Office in Liber 318 of Maps, at Page 42; and

**WHEREAS**, all the lands and territory above described are situate within said Town of Clarkson and outside of an incorporated village or city; and it is further

**ORDERED** that the Town Clerk of this Town shall, within ten (10) days after the adoption of this resolution, cause a certified copy thereof to be recorded in the office of the Clerk of the County of Monroe and cause a certified copy thereof to be filed in the office of the State

**PUBLIC HEARING JOSEPH EXTENSION TO THE CLARKSON MANOR SANITARY SEWER DISTRICT**

Supervisor Kimball opened the public hearing and stated there will be no expense to the Town. No one spoke.

Supervisor Kimball closed the public hearing.

At a regular meeting of the Town Board of the Town of Clarkson, Monroe County, New York, held at the Town Hall, 3710 Lake Road in said Town, on the 11th day of November, 2008, at 7:00 P.M., there were:

**11.11.08**

**PRESENT:** Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Meyers

**ABSENT:** none

**RESOLUTION ADOPTING NEGATIVE SEQRA DECLARATION**

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In the Matter  
of  
The Creation of the Joseph Extension Number to the  
Clarkson Manor Sanitary Sewer District; Town of  
Clarkson, Monroe County, New York

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**WHEREAS**, The Town Board on this 11<sup>th</sup> day of November, 2008 has before it a resolution to create a Sewer District Extension, to be known as the Joseph Extension to the Clarkson Manor Sanitary Sewer District; and

**WHEREAS**, the Town Board is required to consider the environmental impact of the creation of said district extension; and

**WHEREAS**, the creation of this district extension is an Unlisted Action pursuant to 6 NYCRR PART 617; and

**WHEREAS**, an Environmental Assessment Form has been prepared and has been duly reviewed by this Board;

**NOW**, upon the information before the Board, and upon the motion of Councilperson Hoy, seconded by Councilperson Didas, it is

**RESOLVED AND DETERMINED** that:

- A. The creation of this district extension will not have a significant effect on the environment;
- B. The negative declaration is hereby adopted;
- C. This resolution is effective immediately.

Dated: November 11, 2008

PAUL M. KIMBALL  
ALAN HOY  
CHRISTA FILIPOWICZ  
PATRICK DIDAS  
SHELDON MEYERS  
Members of the Town Board of  
the Town of Clarkson, Monroe  
County, New York.

At a regular meeting of the Town Board of the Town of Clarkson, Monroe County, New York, held at the Town Hall, 3710 Lake Road in said Town, on the 11<sup>th</sup> day of November, 2008, at 7:00 P.M., there were:

**PRESENT:** Supervisor Kimball, Councilpersons Hoy, Filipowicz,  
Didas and Meyers

**ABSENT:** none

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In the Matter  
of  
The Creation of the Joseph Extension  
To the Clarkson Manor Sanitary Sewer District,  
Town of Clarkson, Monroe County, New York

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**RESOLUTION  
ESTABLISHING SANITARY  
SEWER DISTRICT EXTENSION**

**11.11.08**

**WHEREAS**, a petition for the creation of a Sanitary Sewer District extension in the Town of Clarkson, to be known as the Joseph Extension to the Clarkson Manor Sanitary Sewer District, said petition being dated and acknowledged on October 14, 2008, was duly presented to this Board together with the necessary map and plan attached thereto; and

**WHEREAS**, an order was duly adopted by the Town Board on the 14<sup>th</sup> day of October, 2008, reciting the filing of said petition, the improvements proposed, the boundaries of the proposed district extension, and the estimated expense thereof, and specifying November 11, 2008, at 7:00 P.M., as the time, and the Town Hall, 3710 Lake Road, as the place where the said Board will meet to consider the petition and to hear all persons interested in the subject thereof concerning the same; and

**WHEREAS**, such order was duly posted and published and served as required by law; and

**WHEREAS**, a hearing in the matter was duly held by the Board on the 11<sup>th</sup> day of November, 2008, commencing at 7:00 P.M., in the Town Hall, 3710 Lake Road in said Town, and considerable discussion upon the matter having been had and all persons desiring to be heard having been duly heard; and

**WHEREAS**, it is *not* proposed or required that the Town shall finance the cost of this district extension or construction of the improvements or the providing of service therein by the issuance of bonds, notes, certificates or other evidence of indebtedness:

**NOW**, upon the evidence given at such hearing, upon the motion of Councilperson Hoy, seconded by Councilperson Meyers, it is

**RESOLVED AND DETERMINED that:**

**A.** The petition aforesaid is signed and acknowledged or proved as required by law, in due compliance with the requirements of Section 191 of the Town Law as to sufficiency of signers with respect to the boundaries of the proposed district extension as herein approved, and it is otherwise sufficient;

**B.** All the property and property owners within the proposed district extension are benefited thereby;

**C.** All the property and property owners benefited are included within the limits of the proposed district extension; and

**D.** It is in the public interest to grant in whole the relief sought; and it is further

**RESOLVED AND DETERMINED** that the establishment of the district extension as proposed in said petition be approved; that the improvements therein mentioned be constructed upon the required funds being made available or provided for; and that such district extension shall be designated and known as the Joseph Extension to the Clarkson Manor Sanitary Sewer District and shall be bounded and described as follows:

**ALL THAT CERTAIN PLOT, PIECE OR PARCEL OF LAND, situate in the Town of Clarkson, County of Monroe and State of New York being a part of Lot No. 13 in Section 5 of Township 4 in the triangular tract, described as follows:**

**BEGINNING** at a point on the west line of Lake Road (66 feet wide) a distance of 132.00 feet northerly from the intersection of the south line of Lot 13 and the west line of Lake Road;

**THENCE** westerly forming a right angle with the west line of Lake Road, a distance of 330.00 feet;

**THENCE** northerly forming a right angle with course (1) a distance of 140.00 feet;

**THENCE** easterly forming a right angle with course (2) a distance of 330.00 feet to the west line of Lake Road;

**11.11.08**

**THENCE southerly along the west line of Lake Road forming a right angle with course (3) a distance of 140.00 feet to the point of BEGINNING.**

**WHEREAS**, all the lands and territory above described are situate within said Town of Clarkson and outside of an incorporated village or city; and it is further

**ORDERED** that the Town Clerk of this Town shall, within ten (10) days after the adoption of this resolution, cause a certified copy thereof to be recorded in the office of the Clerk of the County of Monroe and cause a certified copy thereof to be filed in the office of the State Department of Audit and Control at Albany, New York.

Dated: November 11, 2008

PAUL M. KIMBALL  
ALLAN HOY  
CHRISTA FILIPOWICZ  
PATRICK DIDAS  
SHELDON MEYERS

Members of the Town Board of  
the Town of Clarkson, Monroe  
County, New York.

**RESOLUTION – CRIME BOND FOR TAX COLLECTOR**

Motion by Councilperson Hoy

Seconded by Councilperson Didas

**AUTHORIZING SURETY, FORM AND AMOUNT OF OFFICIAL UNDERTAKING FOR THE FAITHFUL PERFORMANCE OF THE DUTIES OF THE TOWN CLERK AND RECEIVER OF TAXES AND ASSESSMENTS**

*Be it resolved by the Board of the Town of Clarkson as follows:*

Section. 1. The Board hereby approves the surety, form and amount of the official undertaking for the faithful performance of the duties of the town clerk and receiver of taxes and assessments, as follows:

Type of undertaking: **Crime Bond**

Insurance company: **Utica Mutual Insurance Company**

Amount: **\$250,000.00**

Section 2. A true copy of this resolution shall be affixed to the undertaking to indicate this Board's approval thereon in accordance with Town Law section 25.

Unanimously carried.

**CONFERENCE AUTHORIZATION**

Motion by Councilperson Filipowicz

Seconded by Councilperson Didas

For Judge Hammel and Judge Wilcox to attend NYS Magistrates Conference in NYC February 15-18, 2009.

Unanimously carried

**ADVERTISE FOR BOARD OPENINGS**

Motion by Councilperson Didas

Seconded by Councilperson Filipowicz

The Board ordered Town Clerk Mattison to advertise the Board openings and to contact current members who's term will expire 12/31/08 requesting a letter of intent if they wish to continue serving. The deadline for letter of intent is November 26, 2008. Interviews will be held at the Courthouse on December 2, 2008.

Unanimously carried

**11.11.08**

**AUTHORIZATION FOR VACATION TIME CARRY OVER**

Tabled to 12-09-2008 Town Board meeting

**BUILDING INSP. REPORT**

Insp. Gurrslin informed the Board that he would be on vacation November 14-17, 2008. Gurrslin has worked with several residents whom FEMA has advised their home is located in a flood zone therefore will need to obtain additional insurance. Insp. Gurrslin submitted his resignation but has agreed to stay on until a replacement has been found.

**ACCEPT RESIGNATION**

**LARRY GURSSLIN, BLDG. INSP., CODE ENFORCEMENT, FIRE MARSHALL**

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To accept with regret, the resignation of Larry Gurrslin.

Unanimously carried

**ADVERTISE FOR BUILDING INSPECTOR/CODE ENFORCEMENT/FIRE MARSHAL POSITION**

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To place ad for part time opening in Hamlin Clarkson Herald with all applications to be returned no later than November 26, 2008.

Unanimously carried

**HIGHWAY SUPT. REPORT**

Redman Rd. bridge projects complete, road scheduled to open Monday, Nov. 17<sup>th</sup>.

Snow fence work to begin; brush pick up underway. Supt. Goodwin received estimates for vinyl graphic Hamlet signs from Lona Wood Art Co. along with pictures of non-masonry signs for the Town motto sign. Councilperson Didas will meet with the ARB to get their input on the signs.

**MOTION TO CALL FOR BIDS ON SHARED SERVICES STREET SWEEPER**

Motion by Councilperson Didas

Seconded by Councilperson Hoy

To call for bids on the Intermunicipal Shared Services street sweeper by sealed bid to be received no later than 3:00pm on December 4, 2008, at which time the bids will be publicly opened and read aloud in the Town Hall.

Unanimously carried

**MINUTES**

Motion by Councilperson Meyers

Second by Councilperson Hoy

To approve October 28, 2008 minutes.

Unanimously carried.

**EXECUTIVE SESSION**

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To move into Executive Session to discuss a personnel matter.

Unanimously carried

Motion by Councilperson Hoy

Seconded by Councilperson Filipowicz

That the Board return to regular session. Unanimously carried

**MOTION TO APPROVE MERIT RAISE**

Motion by Councilperson Hoy

Seconded by Councilperson Meyers

To approve 3% merit increase for Ursula Liotta as recommended by Town Clerk, Sharon Mattison.

Unanimously carried

**11.11.08****AUDIT**—11-01-2008

Vouchers 20081344-20081445; Total \$38,775.57; Gen. \$25,759.83; Hwy. \$9,265.57;  
SL \$3040.48; SS \$709.69

Motion by Councilperson Hoy

Second by Councilperson Meyers

Unanimously carried.

**AUDIT**—11-03-2008

Vouchers 20081446-20081446; Total \$80.00; Gen. \$80.00

Motion by Councilperson Hoy

Second by Councilperson Meyers

Unanimously carried.

Motion to adjourn at 8:50 p.m. by Councilperson Hoy

Seconded by Councilperson Filipowicz

Unanimously carried.

Respectfully submitted,

Sharon S. Mattison

Town Clerk

**APPROVED NOVEMBER 25, 2008**