

TOWN OF CLARKSON
TOWN BOARD MEETING
November 10, 2009

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, November 10, 2009 at the Clarkson Town Hall, 3710 Lake Road, Clarkson, NY at 6:00 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
Chad Fabry	Building Insp/Code Enf
Christopher Lyon	Acting Assessor

**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

Mike Cunningham of 27 Gilmore Road addressed the Board as a representative of Salmon Creek Snowmobile Club. The Club is looking to develop a snowmobile trail along the National Grid power line that runs from Hamlin riding trails and in doing so will need permission to cross Town property to include a section of the canal path per letter on file. Salmon Creek Snowmobile Club provided the Town with a Certificate of Insurance.

General discussion among Board members took place.

Motion by Councilperson Didas

Seconded by Councilperson Hoy

To grant permission to Salmon Creek Snowmobile Club to gain access to the towpath using town property.

Unanimously carried

WIND GENERATOR COMMITTEE UPDATE

Susan Beck, Committee Chairperson presented the Board with the following report:

Town of Clarkson Wind Generator Committee
Report to the Clarkson Town Board
November 10, 2009

Members

Susan Beck.....Community Representative & Wind Generator Committee
Chairperson
Richard Olson.....Town Attorney
Scott Tantalo.....Conservation Board Representative
Patrick Didas.....Town Board Representative
Paul Dittman.....Zoning Board of Appeals Representative
Don Osborne.....Planning Board Representative
Shawn Lessord.....Community Representative
Mike Cunningham, Jr.....Community Representative

Objective

Prepare a preliminary report to the Town Board by December 1, 2009; prepare a final report by January 15, 2010. Final report will include a proposed local law for windtower allowability in the Town of Clarkson.

Approach

The committee agreed to meet biweekly, beginning Jun 15, 2009. Meetings have been held as planned, with close to 100% member attendance. The committee reviewed a number of New York town documents covering local law pertaining to wind energy facilities. We determined the best approach to developing local law for Clarkson was to use the Wind Energy Facilities Law of the Town of Kendall as a baseline, and to make modifications as appropriate for Clarkson.

Status

The committee has completed and reviewed the following sections:

Section 210 – Definitions, including a Size Classification and Zoning Allowability Matrix
Section 725 – Wind Energy Overlay District
Section 726 – Wind Energy Conversion Systems
Section 727 – Large Wind Energy Conversion Systems

Remaining sections to be completed:

Section 728 – Small Wind Energy Conversion Systems
Section 729 – Medium Wind Energy Conversion Systems
Section 730 – Enforcement; Penalties; Abatement; Limitations; Bonds; Funds and Remedies for Violations for all WECS

Estimated Time Necessary for Completion of Our Objective

The committee realizes that we will not be able to complete the task by the expected date. We are confident that, by continuing to meet biweekly, we will ready to present a **preliminary report** to the Clarkson Town Board by **January 26, 2010**, and to deliver **the final report** by **March 9, 2010** to the Board. We, therefore, request an extension to the above dates.

Town of Clarkson Wind Generator Committee
Report to the Clarkson Town Board
November 10, 2009

Size ,Classification and Zoning Allowability Matrix
[Preliminary]

Turbine Size	Neighborhood Res RS-10 Blue	Suburban Residential RS-20 Blue	Agriculture Preservation Green	HD Res Hamlets (all) Comm Light Indust Rec Conserv General Indus All Others Historical
Small Up to 35'	Yes	Yes	Yes	Yes
Medium Greater than 35' up to 100'	No	Yes	Yes	No
Large Greater than 100' up to 400'	No	Yes	Yes	No

Supervisor Kimball thanked all committee members for a job well done and stated that a public Hearing will be scheduled for November 24, 2009 to consider a proposed Local Law to extend the previously enacted moratorium on the construction of wind generators.

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

ABSENT: NONE

RESOLUTION SETTING PUBLIC HEARING

Introduced by: Councilperson Filipowicz

Seconded by: Councilperson Meyers

LOCAL LAW #3-2009
TOWN OF CLARKSON, MONROE COUNTY

**A LOCAL LAW TO REVISE LOCAL LAW #1-2009 AND TO EXTEND THE MORATORIUM ON
THE CONSTRUCTION OF WIND GENERATORS IN THE TOWN OF CLARKSON**

11.10.09

WHEREAS, the Town Board has before it a proposed Local Law to extend the previously enacted moratorium on the construction of wind generators in the Town of Clarkson while the matter is studied and a report is transmitted to the Town Board; and

WHEREAS, based on the report of Susan Beck, Chair of the Wind Energy Committee, substantial progress has been made and further time is required to formulate a final proposal to this Board; and

WHEREAS, in order to adopt said Local Law, the Town Board of the Town of Clarkson is required to hold and conduct a public hearing thereon;

NOW, THEREFORE, BE IT RESOLVED:

SECTION 1. That the Town Board of the Town of Clarkson shall hold and conduct a Public Hearing on the 24th day of November, 2009, at 6:00 p.m. at the Town Hall, 3710 Lake Road, Town of Clarkson, New York, 14430 to consider the attached Local Law; at which Public Hearing all interested persons will be heard concerning the subject matter thereof.

SECTION 2. That the Town Clerk shall cause due notice of such public hearing to be published as required by law.

VOTE OF THE BOARD

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

NAYS: None

ADOPTION OF 2010 BUDGET

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To adopt the 2010 Budget

Unanimously carried

Discussion: Library payment is contingent upon the contribution paid by the Village of Brockport.

*see 2010 budget summary at end of minutes

ADOPTION OF 2010 SPECIAL DISTRICTS

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To adopt 2010 Special Districts

Unanimously carried

*see 2010 budget summary at end of minutes

ADOPTION OF 2010 FIRE PROTECTION BUDGET

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To adopt 2010 Fire Protection Budget

Unanimously carried

*see 2010 budget summary at end of minutes

LODGE FEES

A list of comparable lodges and their fees were handed out for review. The Board determined that the current rates should stand for weekend rentals and a new schedule with lower rates should be implemented for rentals Monday through Thursday as follows: Clarkson Resident renting Monday, Tuesday, Wednesday or Thursday will pay \$75.00 Non Clarkson resident renting Monday, Tuesday, Wednesday or Thursday will pay \$125.00.

11.10.09**Motion by Supervisor Kimball****Seconded by Councilperson Hoy**

To change fee structure for Monday through Thursday rentals to \$75.00 per day for Clarkson residents and \$125.00 per day for non-residents. Weekend rates will not change.

Unanimously carried

JUSTICE COURT CELL PHONE

Court Clerk Rogers is the contact person for the Court in case of an emergency. Her cell number is available to and utilized by the Public Defender, ADA, MCS Dept., jail personnel as well as both Judges. Court Clerk Rogers has requested reimbursement of \$40.00 per month toward her personal cell phone bill to cover the cost of usage for Town business.

Motion by Councilperson Hoy**Seconded by Councilperson Meyers**

To reimburse on a monthly basis, Court Clerk, Colleen Rogers, \$40.00 for the use of her personal cell phone for Town business.

Unanimously carried

ADVERTISE FOR BOARD VACANCIES

Motion by Councilperson Didas

Seconded by Councilperson Filipowicz

To have the Town Clerk advertise the Board vacancies and contact current members whose term will expire 12/09 requesting letter of intent if they wish to continue serving. The deadline for letter of intent is November 24, 2009. A notice will also be posted on the Town website.

Unanimously carried

RESOLUTION-CRIME BOND FOR TAX COLLECTOR

Motion by Councilperson Hoy

Seconded by Councilperson Filipowicz

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.

CRIME PREVENTION DISCUSSION

Councilperson Didas met with C Zone Crime Prevention Officer regarding the rash of car burglaries in Clarkson. The officer is willing to come to Clarkson and hold a crime prevention education session for any and all interested residents. The Town will advertise and post on website once a date has been determined.

11.10.09

RESOLUTION AUTHORIZING NATIONAL GRID TO INSTALL ADDITIONAL STREETLIGHTS IN LIBERTY COVE SECTION 4

At a meeting of the Town Board of the Town of Clarkson, Monroe County, New York, held in the Town Office in the said Town on the 10th day of November, 2009.

NOW, THEREFORE, BE IT RESOLVED:

Sec.1. That National Grid is hereby authorized and directed to do the following work in the Town of Clarkson, Liberty Cove Section 4, Street Light Account No. 14191-22009.

Install: Three 100 watt high pressure sodium lamps, luminaries and direct embedded fiberglass poles along with approximately 370 feet of direct buried cable.

Annual costs: approximately \$1211.

Sec.2. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilperson Filipowicz
Seconded by Councilperson Hoy

Discussion:

VOTE BY ROLL CALL AND RECORD:

Supervisor Kimball Aye

Councilperson Hoy Aye

Councilperson Filipowicz Aye

Councilperson Didas Aye

Councilperson Meyers Aye

Submitted and Adopted – November 10, 2009

WEBSITE UPDATE

Supervisor Kimball has been working with webmaster, Waylen Brey in updating the website by adding a link to the homepage. The link allows residents to input their e-mail address allowing the town to keep them informed of special events, public hearings, meeting date changes and other reminders.

BUILDING INSPECTOR REPORTS

Bldg. Insp. Chad Fabry will put together a written report on the progress of the Proposal to Replace Chapter 130 of the Clarkson Code and his conversation with Ogden Police Officer Krauss.

ASSESSOR REPORTS

Acting Assessor, Chris Lyon had nothing to report

HIGHWAY SUPT. REPORTS

Supt. Goodwin reported brush and leaf pickup is underway. Completed a cross culvert project on Drake Road. Replaced a catch basin at Wellington Woods and East Ave. Currently installing snow fence and plows on trucks.

11.10.09**AUTHORIZATION FOR VACATION TIME CARRYOVER—HIGHWAY DEPT. EMPLOYEES**

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To allow all eligible Highway Dept. employees to carryover up to 80 hours vacation, but not to exceed their actual remaining hours of vacation whichever is less.

Unanimously carried

MOTION AUTHORIZING HIGHWAY SUPT. TO PURCHASE ON STATE BID

Motion by Councilperson Hoy

Seconded by Councilperson Meyers

To authorize the purchase of a 2010 International 6-wheel cab and chassis, 7400 SFA 4x2, on State bid in the amount of \$61,242.00. The 2010 International will replace Truck #5, a 1992 International, which will be sold at auction. The Highway Dept. will outfit the new truck with a plow and dump body which will result in a large savings to the Town.

Unanimously carried

MINUTES

Motion by Councilperson Filipowicz

Second by Councilperson Hoy

To approve October 27, 2009 minutes.

Unanimously carried

AUDIT—11-01-2009

Vouchers 20091266-20091348; Total \$54,377.35; Gen. \$33,328.29; Hwy. \$17,359.49
SL \$3,089.47; SS \$600.00

Motion by Councilperson Hoy

Second by Councilperson Didas

Unanimously carried

EXECUTIVE SESSION

Motion by Councilperson Hoy

Seconded by councilperson Meyers

To enter into Executive Session at 6:45 p.m. to discuss a personnel matter.

Unanimously carried

REGULAR SESSION

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To return to regular session at 7:11 p.m.

Unanimously carried

Motion to adjourn at 7:12 p.m. by Councilperson Hoy

Seconded by Councilperson Filipowicz

Unanimously carried

Respectfully submitted,

Sharon S. Mattison

Town Clerk

APPROVED NOVEMBER 24, 2009

Town of Clarkson Budget Summary for the Year 2010

FUND	APPROPRIATIONS	REVENUES	UNEXPENDED BALANCE	RELEVY MONIES	PROPOSED TAX
A GENERAL	\$1,005,453.43	\$445,995.00	\$43,500.00	\$0.00	\$515,958.43
B GENERAL OUTSIDE VILLAGE	\$479,632.46	\$101,425.00	\$65,500.00	\$0.00	\$312,707.46
DA HIGHWAY-TOWN-WIDE	\$1,148,273.52	\$427,647.44	\$541,500.00	\$0.00	\$179,126.08
DB HIGHWAY-OUTSIDE VILLAGE	\$174,840.78	\$22,751.40	\$86,000.00	\$0.00	\$66,089.18
TOTAL	\$2,808,200.19	\$997,818.84	\$736,500.00	\$0.00	\$1,073,881.15
<u>SPECIAL DISTRICTS:</u>					
<u>WATER DISTRICTS:</u>					
SW - 6 LAWRENCE RD.	\$11,282.00	\$50.00	\$0.00	\$0.00	\$11,232.00
SW - 7 SWEDEN WALKER RD.	\$13,974.00	\$150.00	\$5,110.00	\$0.00	\$8,514.00
SW - 8 CLARKSON HAMLIN T.L.	\$6,536.00	\$75.00	\$0.00	\$0.00	\$6,461.00
SW - 9 LAWRENCE RD. WEST	\$28,025.00	\$750.00	\$8,400.00	\$0.00	\$18,875.00
SW - 10 EAST AVENUE	\$8,319.06	\$5,546.04	\$0.00	\$0.00	\$2,773.02
SW - 11 WILER ROAD	\$1,183.00	\$0.00	\$0.00	\$0.00	\$1,183.00
SW - 12 ROOSEVELT HWY. # 2	\$7,030.00	\$0.00	\$0.00	\$0.00	\$7,030.00
<u>LIGHTING DISTRICTS:</u>					
SL - 1 GREENFIELD # 1	\$990.00	\$10.00	\$0.00	\$0.00	\$980.00
SL - 2 GREENFIELD # 2	\$590.00	\$10.00	\$100.00	\$0.00	\$480.00
SL - 3 ROSE MEADOW	\$7,650.00	\$50.00	\$0.00	\$0.00	\$7,600.00
SL - 4 WEDGEWOOD	\$8,160.00	\$100.00	\$0.00	\$0.00	\$8,060.00
SL - 5 BURCH FARMS	\$3,710.00	\$50.00	\$200.00	\$0.00	\$3,460.00
SL - 6 BRIANNA	\$7,100.00	\$125.00	\$100.00	\$0.00	\$6,675.00
SL - 7 DEER CREEK EST.	\$1,400.00	\$18.00	\$50.00	\$0.00	\$1,332.00
SL - 8 NORTHFIELD	\$3,400.00	\$20.00	\$200.00	\$0.00	\$3,180.00
SL - 9 OLD PINE	\$2,450.00	\$25.00	\$200.00	\$0.00	\$2,275.00
SL - 10 LIBERTY COVE	\$1,800.00	\$0.00	\$0.00	\$0.00	\$1,800.00
<u>SEWER DISTRICTS:</u>					
SS - 1 CLARKSON MANOR	\$750.00	\$750.00	\$0.00	\$0.00	\$0.00
SS - 2 GREENFIELD MANOR	\$2,427.00	\$1,000.00	\$400.00	\$0.00	\$1,027.00
SS - 3 CLARKSON MEADOWS	\$7,561.00	\$175.00	\$0.00	\$0.00	\$7,386.00
SS - 4 NORTH COLONY	\$717.00	\$250.00	\$116.00	\$0.00	\$351.00
SS - 5 BRIANNA MEADOWS	\$4,425.00	\$62.00	\$0.00	\$0.00	\$4,363.00
SS - 6 ROSE MEADOWS	\$422.00	\$25.00	\$0.00	\$0.00	\$397.00
SS - 7 BURCH FARM	\$422.00	\$30.00	\$0.00	\$0.00	\$392.00
SS - 8 SWEDEN WALKER RD.	\$1,155.00	\$95.00	\$9.00	\$0.00	\$1,060.00
SS - 9 GARLAND RIDGE	\$3,254.00	\$0.00	\$0.00	\$0.00	\$3,254.00
SS - 10 KOZI-RIDGE	\$670.00	\$0.00	\$0.00	\$0.00	\$670.00
SS - 11 LIBERTY COVE	\$670.00	\$0.00	\$0.00	\$0.00	\$670.00
SS - 12 TANTALO SEWER CHTL RD	\$157.71	\$0.00	\$0.00	\$0.00	\$157.71
SS - 13 WEDGEWOOD SEWER	\$3,115.00	\$0.00	\$0.00	\$0.00	\$3,115.00
<u>FIRE PROTECTION:</u>					
SF - 1 BROCKPORT	\$238,563.00	\$500.00	\$0.00	\$0.00	\$238,063.00
	\$3,186,017.96	\$1,007,884.88	\$751,576.00		\$1,426,557.08

RECAP OF TAX RATES

DESCRIPTION	ACTUAL	TENTATIVE
	2009	2010
(A) GENERAL	\$1.05	\$1.69
(B) GENERAL OUTSIDE VILLAGE	\$1.04	\$1.03
(DA) HIGHWAY - TOWN-WIDE	\$1.31	\$0.59
(DB) HIGHWAY OUTSIDE VILLAGE	\$0.21	\$0.22
	\$3.61	\$3.53
	=====	=====

% CHANGE

-2.20%

(\$0.08)

GENERAL _____
 SPECIAL DISTRICTS ADOPTED _____
 FIRE ADOPTED _____