

TOWN OF CLARKSON
SPECIAL INTERMUNICIPAL MEETING
August 9, 2011

The Town Board of the Town of Clarkson attended a special intermunicipal meeting on Tuesday, August 9, 2011 at the Sweden Town Hall, 18 State Street, Brockport, NY at 6:00 PM

PRESENT:

Paul Kimball	Supervisor, Town of Clarkson
Christa Filipowicz	Councilperson, Town of Clarkson
Allan Hoy	Councilperson, Town of Clarkson
Patrick Didas	Councilperson, Town of Clarkson
Sheldon Meyers	Councilperson, Town of Clarkson
Sharon Mattison	Town Clerk, Town of Clarkson
** Richard Olson	Attorney for the Town

ALSO:

John H. Milner	Supervisor, Town of Sweden
** Michael C. Myers	Councilperson, Town of Sweden
Robert A. Carges	Councilperson, Town of Sweden
Rebecca Donohue	Councilperson, Town of Sweden
Patricia P. Connors	Councilperson, Town of Sweden
James Bell	Attorney, Town of Sweden
Karen Sweeting	Town Clerk, Town of Sweden
Leisa Strabel	Finance Director, Town of Sweden
M. Connie Casteñeda	Mayor, Village of Brockport
Kent Blair	Trustee, Village of Brockport
Scott Hunsinger	Trustee, Village of Brockport
Carol Hannan	Trustee, Village of Brockport
Margay Blackman	Trustee, Village of Brockport
Leslie Morelli	Clerk, Village of Brockport
Robert Leni	Attorney, Village of Brockport
Ray DiRaddo	Special Counsel Attorney

**excused

Sweden Supervisor, Jack Milner called the meeting to order at 6:00 PM and led all those present in the Pledge of Allegiance. Supervisor Milner then turned the meeting over to Clarkson Supervisor, Paul Kimball.

Supervisor Kimball stated the purpose of the joint meeting is to vote on the proposal to establish a joint fire district, which vote calls for a joint public hearing on September 6th to hear all interested persons on the creation of the Brockport Fire District. Mr. Kimball pointed out that there has been a request to change the proposal. The change in the proposal is that now the three boards are calling for a mandatory referendum on the establishment of the fire district. Mr. Kimball asked special counsel, Attorney Ray DiRaddo to explain.

Mr. DiRaddo stated the Memorandum of Understanding (MOU) agreed upon by all three boards included a proposal to establish the Brockport Fire District. That proposal needs to be amended to reflect the change to a mandatory referendum. The amended proposal will be subject to a favorable mandatory referendum and the dissolutions of the current towns' fire districts. Mr. DiRaddo distributed copies of the amended proposal, short EAF form, proposed district maps and resolutions to all board members.

Village Trustee Blair asked what the voting process would be for the mandatory referendum. Mr. DiRaddo explained that one district wide voting opportunity would take place.

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Clarkson Councilperson Meyers asked for clarification that the dissolution of current districts would be subject to a favorable referendum. Mr. DiRaddo explained that within the process the dissolution of the towns' current fire protection districts depends on the successful establishment of the Brockport Fire District.

Village Trustee Blackman questioned the wording in the proposal under "management of the joint fire district" concerning the original appointments of the five fire commissioners. It states, "appointed by a majority vote of the members of the Town Boards." Mr. DiRaddo explained that the Village, by law, does not participate in the appointment of the original five fire commissioners although three (3) must be residents of the Village. Once the fire district is formed there are no municipal lines. The fire commissioners are appointed to fulfill the position until the next election (depending on formation either December 31 of 2011 or 2012). Then any resident within the formed fire district may run for election as stated within the proposal.

MOTION TO APPROVE AMENDED PROPOSAL

Motion by Clarkson Supervisor Kimball

Seconded by Sweden Councilperson Connors to approve the amended proposal as related to the amendment of the MOU.

VOTE BY ROLL CALL AND RECORD

Brockport Village Trustees:

Trustee Blackman	<u>Aye</u>
Trustee Blair	<u>Aye</u>
Trustee Hunsinger	<u>Aye</u>
Trustee Hannon	<u>Aye</u>
Mayor Castaneda	<u>Aye</u>

Clarkson Town Board:

Councilperson Hoy	<u>Aye</u>
Councilperson Filipowicz	<u>Aye</u>
Councilperson Meyers	<u>Aye</u>
Councilperson Didas	<u>Aye</u>
Supervisor Kimball	<u>Aye</u>

Sweden Town Board:

Councilperson Carges	<u>Aye</u>
Councilperson Connors	<u>Aye</u>
Councilperson Donohue	<u>Aye</u>
Councilperson Myers	<u>Absent</u>
Supervisor Milner	<u>Aye</u>

***see attached amended proposal at end of minutes**

RESOLUTION CALLING FOR A JOINT PUBLIC HEARING FOR THE ESTABLISHMENT OF THE BROCKPORT FIRE DISTRICT

WHEREAS, the Board of Trustees of the Village of Brockport, the Town Board of the Town of Sweden, and the Town Board of the Town of Clarkson, Monroe County, New York (The Boards) having determined that it is in the public interest of the citizens of the Village of Brockport, the Town of Sweden and the Town of Clarkson, to participate in a joint meeting to consider the proposal regarding the establishment of a joint fire district, to be called the Brockport Fire District; and

WHEREAS, the Boards having met at a joint meeting held on August 9th, 2011, and the Boards having determined that it is in the public interest to make the proposal to establish the joint fire district to be called the Brockport Fire District; and

WHEREAS, the object and purposes for which it is proposed that a new fire district be created is to provide fire protection within the areas of the proposed Brockport Fire District; and

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WHEREAS, The Boards having determined by a majority vote of each board that it is in the public interest to hold a public hearing on the proposal to establish the Brockport Fire District, pursuant to Town Law, which fire district would encompass the Village of Brockport, the Town of Sweden and a portion of the Town of Clarkson.

NOW THEREFORE NOTICE IS HEREBY GIVEN:

Sec. 1. That the following resolution for the establishment of a joint fire district, to be called the Brockport Fire District, will be presented to the Boards for their consideration at a joint public hearing to be held at the Auditorium of the Brockport Middle School, 40 Allen St., in the Village of Brockport, State of New York on September 6, 2011, at 7:00 P.M. At such hearing all persons interested in the establishment of the district will be heard.

Sec. 2. The Resolution to be considered is as follows:

A Resolution authorizing the Board of Trustees of the Village of Brockport, the Town Board of the Town of Sweden and the Town Board of the Town of Clarkson, Monroe county, New York, to establish a joint fire district to be known as the Brockport Fire District, which fire district will encompass the Village of Brockport, the Town of Sweden and portions of the Town of Clarkson, subject to the Terms and Conditions as set forth in the proposal dated July 28, 2011 and as amended August 9, 2011; which resolution is subject to referendum.

Sec. 3. That a brief description of the boundaries of the proposed Brockport Fire District is as follows:

The proposed fire district shall encompass the entire Town of Clarkson excepting Lots 7, 8, 9, 10, 11, 12 and 13 of Section 15; Lots 6 and 12 of Section 18; and all lots comprising Section 19; (those portions of the Town of Clarkson lying within the bounds of the Walker and the Hilton Parma Fire Districts); the entire Town of Sweden, including the Village of Brockport, all located within the County of Monroe State of New York.

MOTION for adoption of this resolution by Sweden Supervisor Milner
Seconded by Village Mayor Castañeda

VOTE BY ROLL CALL AND RECORD**VILLAGE OF BROCKPORT**

Margaret B. Blackman	Aye
Kent R. Blair	Aye
Scott W. Hunsinger	Aye
Carol L. Hannon	Aye

TOWN OF SWEDEN

Supervisor John H. Milner	Aye
Robert A. Carges	Aye
Patricia P. Connors	Aye
Michael C. Myers	Aye
Rebecca Donohue	Aye

TOWN OF CLARKSON

Supervisor Paul M. Kimball	Aye
Allan Hoy	Aye
Patrick Didas	Aye
Sheldon Meyers	Aye
Christa Filipowicz	Aye

08.09.11

LEAD AGENCY DETERMINATION AND AGREEMENT FOR THE ESTABLISHMENT OF THE BROCKPORT FIRE DISTRICT

WHEREAS, The Village Board of the Village of Brockport, the Town Board of the Town of Sweden and the Town Board of the Town of Clarkson ("The Boards") desire to conduct a coordinated environmental review procedure for the following actions involving the Boards:

- The Establishment of a Joint Fire District for the Village and the Towns
- The Dissolution of the Town of Sweden Fire Protection District
- The Dissolution of the Town of Clarkson Fire Protection District

NOW THEREFORE BE IT RESOLVED, that the Boards hereby agree to the following terms and conditions as part of compliance with the State Environmental Quality Review Act, Article 8, NYS Environmental Conservation Law, and the implementing regulations set forth in Title 6 NYCRR Part 617.

1. The Clarkson Town Board shall serve as lead agency for all actions involving the Boards.
2. The Lead Agency shall complete Environmental Assessment Form (EAF) Part II and shall make a determination of significance in accordance with 6NYCRR Part 617.
3. The determination of the Lead Agency shall be binding on the Involved Agencies pursuant to 6NYCRR 617.6 (b)(3)(iii).

This agreement is authorized pursuant to 6 NYCRR 617. 6 (b) (2) (i).and pursuant to the vote of the respective Boards.

MOTION for adoption of this resolution by Sweden Councilperson Connors
Seconded by Village Mayor Castañeda

VOTE BY ROLL CALL AND RECORD

Brockport Village Trustees

Maria Connie Castaneda	Aye
Margaret B. Blackman	Aye
Kent R. Blair	Aye
Scott W. Hunsinger	Aye
Carol L. Hannon	Aye

Sweden Town Board

Supervisor John H. Milner	Aye
Robert A. Carges	Aye
Patricia P. Connors	Aye
Michael C. Myers	Aye
Rebecca Donohue	Aye

Clarkson Town Board

Supervisor Paul M. Kimball	Aye
Allan Hoy	Aye
Patrick Didas	Aye
Sheldon Meyers	Aye
Christa Filipowicz	Aye

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MOTION TO ADJOURN

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To adjourn to the Clarkson Town Hall, 3710 Lake Road, Clarkson, New York at 6:15 PM.

Vote of the Board

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

NAYS: None

RECONVENE MEETING AT CLARKSON TOWN HALL

MOTION by Councilperson Filipowicz and seconded by Councilperson Meyers to reconvene the meeting at the Clarkson Town Hall, 3710 Lake Road, Clarkson, New York at 6:30 PM. Present were Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Meyers.

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

No one spoke

BALL PARK UPDATE

Supervisor Kimball stated that he has had conversations with Sup't. Goodwin regarding whether extending the park's open hours would cause damage control issues with the fields. The possibility of moving the gates further away from the road was suggested in order to, thereby making the fence able area of the parking lot smaller, thereby reducing the cost. Councilperson Hoy asked whether the park legislation regarding closing time of 10PM would cover all Town parks. Town Clerk Sharon S. Mattison will verify this and report back to the Board.

MOTION TO RENAME CLARKSON RECREATIONAL PARK TO RIDGEWOOD PARK

Motion by Councilperson Filipowicz

Seconded by Councilperson Hoy

To rename Clarkson Recreational Park to Ridgewood Park and purchase a sign with the name Ridgewood Park.

Unanimously carried

UPDATE ON 3726 LAKE ROAD PROPERTY

Now that the cobblestone building has been removed, the Town plans to move the driveway into the middle of the property and extend the driveway to the Post Office to enable drivers to pull out. The existing driveway on the South side of the property would be removed and converted to green space.

REQUEST FOR WATER SERVICE ON CLARKSON PARMA TOWN LINE ROAD

Lisa M. Smith a Clarkson Parma Town Line Road resident requested that a public water line be installed on Clarkson Parma Town Line Rd. from Peck Rd. to Ridge Rd. The Town will develop a preliminary estimate of the cost involved to the affected residents so they can decide whether or not to proceed.

08.09.11

**A RESOLUTION AUTHORIZING THE TOWN OF CLARKSON TO ENDORSE
A PLAN TO DISSOLVE THE CLARKSON FIRE PROTECTION DISTRICT;
CALL FOR PUBLIC HEARING**

WHEREAS, The Town Board of the Town of Clarkson has begun the process to establish a joint fire district, to be called the Brockport Fire District, and

WHEREAS, the dissolution of the Clarkson Fire Protection District would be necessary upon the establishment of the Brockport Fire District, and

WHEREAS, the Town Board of the Town of Clarkson, having been presented a Dissolution Plan for the Clarkson Fire Protection District, endorses such plan for the purposes of commencing dissolution proceedings and in order to receive public comment on the plan.

BE IT RESOLVED, That the Town Board of Town of Clarkson, Monroe County, New York, hereby endorses such Dissolution Plan dated August 9, 2011, and

BE IT FURTHER RESOLVED, That the Clerk of the Town of Clarkson is hereby authorized to publish, post and make available, pursuant to law, copies of such Dissolution Plan, and

BE IT FURTHER RESOLVED, that Town Board of the Town of Clarkson will hold a public hearing on the Dissolution Plan on September 20th, 2011 at the Clarkson Courthouse, 3655 Lake Road, Clarkson, New York 14430 at 6:00PM for the purpose of hearing all interested parties regarding said Dissolution Plan.

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

VOTE BY ROLL CALL AND RECORD

Supervisor Paul M. Kimball	Aye
Allan Hoy	Aye
Patrick Didas	Aye
Sheldon Meyers	Aye
Christa Filipowicz	Aye

***see attached Dissolution Plan at end of minutes**

AUTHORIZE COURT CLERK TO ATTEND CONFERENCE

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To allow Court Clerk Rejewski, upon recommendation of both town justices, to attend training in Niagara Falls, Sept. 26th – 28th, 2011. Cost of the trip to include mileage and meals only.

Unanimously carried

HISTORIAN REPORTS

Historian, Leanna Hale was not present for the meeting.

BUILDING INSPECTOR REPORTS

Inspector Fabry reported a few neighbor disputes, and said several decks and new houses are under construction.

ASSESSOR REPORTS

Assessor Lyon stated he is still in the process of updating the roll and is processing exemptions for next year.

TOWN CLERK REPORTS

Town Clerk Sharon S. Mattison stated that she had no report at this time.

08.09.11

HIGHWAY SUPT. REPORTS

Sup't Goodwin reported meeting with Dick LaCroix regarding the new ADA accessible Town Hall entry. He recommended that whoever makes the doors needs to install them. There will also be new steps installed on the South exterior side of the building. Goodwin stated his crew has been busy with County road work. He stated repairs need to be made to an in-floor truck hoist at the garage which is 25-30 years old and is leaking badly. Goodwin estimated the cylinder cost to be approximately \$7,500 and the labor can be done by his crew.

MOTION TO SEND HIGHWAY SUPERINTENDENT TO CONFERENCE

Motion by Councilperson Meyers

Seconded by Councilperson Hoy

To allow Supt. Goodwin to attend 2011 Annual Highway conference on September 27-30th, 2011 in Buffalo.

Unanimously carried

Discussion: Councilperson Meyers offered to research types and prices of trees for planting in front of the highway building, to be set back on the berm. He was referred to John Plummer in Greece or Andy Plenninger for tree information.

CLARKSON HORSEMAN'S ASSOCIATION

Jackie Pessin of 4662 Johnnycake Lane, Albion asked if her group could have their own food vendor for Good Neighbor Days to serve the horse area. Supervisor Kimball stated that in the past this has had a detrimental effect on the other vendors. Sup't Goodwin suggested moving the vendors closer to the horse arena.

MINUTES

Motion by Councilperson Filipowicz

Seconded by Councilperson Didas

To approve the July 26, 2011 and July 28, 2011 minutes.

Unanimously carried

AUDIT - 8-1-2011

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To authorize payment of audit 8-1-2011 to include the following:

Vouchers 20110817 -20110872; Total \$60,485.41; Gen. \$37,168.36; Hwy. \$6,774.91;

H \$13,599.66; SF \$13.65; SL \$2,928.83

For distribution checks from 23084 - 23132

Unanimously carried

MOTION TO ADJOURN

Motion to adjourn at 7:18 PM by Councilperson Hoy

Seconded by Councilperson Meyers

Unanimously carried

Respectfully submitted,

Sharon S. Mattison

Town Clerk

APPROVED 09-13-11

PROPOSAL TO ESTABLISH THE BROCKPORT FIRE DISTRICT

INTRODUCTION

The proposal is to establish a Joint Fire District to be called the Brockport Fire District encompassing the Town of Sweden, the Village of Brockport and part of the Town of Clarkson. In accordance with the determination by the Town Board of the Town of Clarkson, the Town Board of the Town of Sweden and the Village Board of the Village of Brockport (herein referred to as the involved municipalities) that the establishment of a joint fire district is in the public interest, the following proposal is set forth for approval by the involved municipalities at a joint meeting to be held on August 9, 201^{Insert date of joint meeting}. At this joint meeting, this proposal will be reviewed and discussed. To move forward the involved municipalities must approve this proposal and a resolution to hold a joint public hearing to receive public comment on the proposal must be made and approved by the involved municipalities.

MANAGEMENT OF THE JOINT FIRE DISTRICT

The Brockport Fire District encompasses part of the Town of Clarkson, the Town of Sweden, and the Village of Brockport, which village is wholly incorporated within the Towns of Sweden and Clarkson, will be governed by a board of fire commissioners.

The powers of this new board of fire commissioners will be as prescribed by law, regarding their establishment, operation and management.

The property and affairs of the Brockport Fire District will be under the management and control of a board of five fire commissioners, appointed by a majority vote of the members of the Town Boards, who shall hold their respective office until December 31, 2011, provided the district is established October 1, 2011. If the joint fire district is not established on or before October 1, 2011, members of the new board of fire commissioners will hold their respective office until December 31, 2012. The appointed commissioners shall be comprised such that the number that are residents of the Village of Brockport shall be three and the number that are residents of the Towns shall be two, one from each Town.

If the joint fire district is established before October 1, 2011, the first election of the Brockport Fire District Board of Fire Commissioners is to be held on December 13, 2011, at which election five fire district commissioners and a treasurer of the Brockport Fire District shall be elected. If the joint fire district is established on or after October 1, 2011, the first election of the Brockport Fire District Board of Fire Commissioners is to be held on December 11, 2012, at which election five fire district commissioners and a treasurer of the Brockport Fire District shall be elected.

At the election in December, the person receiving the greatest number of votes for the office of fire district commissioner shall be elected for a term of five years (term ending 12-31); the person receiving the second highest number of votes shall be elected for a term of four years; the person receiving the third highest number of votes shall be elected for a term of three years term ending; the person receiving the fourth highest number of votes shall be elected for a term of two years (; and the person receiving the fifth highest number of votes shall be elected for a term of one year term ending. The candidates for office of fire district commissioners must be residents of the newly formed district. At each subsequent annual election, a commissioner will be elected for the full term of five years. Under current law, the commissioners shall receive no compensation for their services.

ACQUISITION OF REAL PROPERTY AND EASEMENTS

It is proposed that at the time of the establishment of the fire district, a resolution allowing the board of fire commissioners to acquire real property or easements be adopted by the Village and Town Boards.

EMPLOYMENT OF NECESSARY LABOR AND ASSISTANTS

Once the district is established, the Brockport Fire District may employ necessary labor and assistants, at a compensation rate approved by the Board of Fire Commissioners.

FIRE DISTRICT TREASURER

The initial appointed board of fire commissioners shall appoint, to serve at its pleasure, a district treasurer. This fire district treasurer shall serve until December 31, the term ending depending on the date of formation of the joint fire district.

On December, at the annual election, the position of fire district treasurer will also be elected. The position of Fire District Treasurer is, at that time, elected for a three-year term. The newly elected members of the board of fire commissioners and the treasurer will commence their terms on January 1 in the year following their election.

APPOINTMENT OF A DISTRICT SECRETARY

The initially appointed board of fire commissioners shall appoint, to serve at its pleasure, a district secretary. In January annually, the board of fire commissioners must hold an organizational meeting. At this organizational meeting, a secretary is appointed.

FISCAL YEAR

The fiscal year of the joint fire district shall begin on the first day of January and end on the thirty-first day of December.

TRANSFER OF FIREHOUSES, LAND AND APPARATUS, FORGIVENESS AND WAIVER OF OBLIGATIONS

1. Contingent upon the successful establishment of the Joint Fire District, SWEDEN and CLARKSON will forgive the debt repayment in the original amount of \$175,000.00, pursuant to the Memorandum of Understanding last executed on September 14, 2010.
2. CLARKSON and SWEDEN will waive any revenues exceeding expenditures for dispatch in the 2011 calendar year, and any such revenues will be utilized for fire-related services as determined by the current fire chiefs of the Brockport Fire Department.
3. SWEDEN and CLARKSON agree to waive any claims to the Brockport's 2010 fire budget surplus, contingent upon the formation of the joint fire district.
4. With no admission by Brockport as to the accuracy or validity of any such claims, SWEDEN and CLARKSON agree to waive claims to the \$640,000.00 ambulance surpluses used by BROCKPORT in its general fund, said surpluses being separate and distinct from the current reserves addressed in paragraph 11 herein.
5. With no admission by Brockport as to the accuracy or validity of any such claims, SWEDEN and CLARKSON agree to waive claims to the 2010 and 2011 workers' compensation program refunds that should have been credited to the fire budget or placed in a reserve for future fire department workers' compensation premiums.

6. BROCKPORT will provide a report of fire department expenses through June 30, 2011 to be reviewed by SWEDEN and CLARKSON within 60 days after the execution of this MOU.
7. BROCKPORT will provide an estimate of the year-end budget on or before October 1, 2011. It will be reconciled in January 2012 and any surplus will be applied proportionately to the payments of all parties under their respective agreements and the Modification and Extension Agreement.
8. Contingent upon the successful establishment of the joint fire district CLARKSON agrees to transfer to the joint fire district the real property located at 3653 Lake Road (including a portion of the plot of land on which the building is situated) to the joint fire district for no consideration.
9. Contingent upon the successful establishment of a joint fire district, SWEDEN agrees, at its sole expense, to transfer to the joint fire district a building, the location to be determined, for no consideration. The construction and acquisition costs of the location and building will have a minimum value of \$125,000.00.
10. Contingent upon the successful establishment of the joint fire district, BROCKPORT agrees to turn over all assets of the BROCKPORT FIRE DEPARTMENT to the joint fire district, including the transfer of the firehouses on West Avenue and on Market Street (including the plots of land on which the buildings are situated), together with all of the fire apparatus and fire equipment owned by BROCKPORT with the exception of the antique 1877 Silsbee Steamer and 1845 Hand Pumper.
11. Contingent upon the successful establishment of the joint fire district, BROCKPORT agrees to use all existing or future funds in the truck replacement, fire communications equipment and fire chief vehicle reserve funds of the BROCKPORT as a down payment on a piece of firefighting equipment, which equipment will be determined by the current fire chiefs of the BROCKPORT FIRE DEPARTMENT (for example a new fire truck).

LABOR FOR THE FIRE DISTRICT

The Board of Fire Commissioners can accept the services of the Brockport Volunteer Firefighters Association Inc., the current volunteer fire department organized and operating within the area encompassing the Brockport Fire District.

The commissioners of the Brockport Fire District, if unable to provide such fire protection by volunteer services may employ and fix the compensation of such firefighters as may be necessary to provide such protection. Moneys, if any, paid to firefighters shall be deemed a part of the cost of maintenance and operation of the fire district.

BUDGET OF JOINT FIRE DISTRICT

After the adoption of the annual budget of the Brockport Fire District, the fire district secretary shall prepare and deliver to the Town Clerks of Clarkson and Sweden two certified copies of the annual budget, and file a certified copy of the annual budget with the Clerk of the Village of Brockport. Neither the town board, town supervisor, town clerk or any other officer or employee of any such town, nor the board of trustees, mayor, clerk, treasurer or any other officer or employee of any such village, shall make any change to this annual budget of the fire district.

CONDITIONS

The proposal to establish the Brockport Fire District is subject to

- 1) A favorable referendum, call for by the municipalities, to establish the fire district
- 2) The dissolution of the Clarkson Fire Protection District,
- 3) The dissolution of the Sweden Fire Protection District,
- 4) Transfer operations of the Brockport Fire Department to the newly established fire district.

FIRE PROTECTION

Until December 31, 2012 11:59 PM, the Village Fire Department will continue to provide fire protection to the Village of Brockport, the Sweden and Clarkson Fire Protection Districts.

DISSOLUTION PLAN CLARKSON FIRE PROTECTION DISTRICT

The Town Board of the Town of Clarkson proposes to dissolve the Clarkson Fire Protection District, contingent upon the establishment of the Brockport Fire District.

- (a) The type of entity to be dissolved is a fire protection district. The name of the local government entity to be dissolved is the Clarkson Fire Protection District.
- (b) The territorial boundaries of the Clarkson Fire Protection District encompass the entire geographic area of the Town of Clarkson, excepting Lots 7, 8, 9, 10, 11, 12 and 13 of Section 15; Lots 6 and 12 of Section 18; and all lots comprising Section 19 (those portions of the Town of Clarkson lying within the boundaries of the Walker and Hilton Parma Fire Districts); and further excepting that portion of the Village of Brockport that lies within the Town of Clarkson.
- (c) The fiscal estimate of the cost of dissolution of the Clarkson Fire Protection is approximately \$25,000 for professional fees, publications fees and disbursements. The Town of Clarkson currently pays \$245, 050.51, to the Village of Brockport for fire protection. That item will be eliminated from Clarkson's Town budget because of dissolution.
- (d) The Clarkson Fire Protection District does not employ any individuals. Accordingly, there is no plan for the transfer or elimination of public employees because of the dissolution.
- (e) The Clarkson Fire Protection District currently possesses no assets. However, the Town of Clarkson, pursuant to law, will transfer to the Brockport Fire District title to a portion of the Town's real property located at 3653 Lake Road, Clarkson, New York, subject to re-subdivision. The portion to be transferred includes a structure which currently houses the equipment and apparatus of the Brockport Fire Department. The estimate of value of this real property and building in current money of the United States is approximately \$ 200,000.00.
- (f) The Clarkson Fire Protection District has no liabilities and indebtedness, bonded and otherwise.
- (g) The Clarkson Fire Protection District is situated in a portion of Town of Clarkson. Currently, the Town of Clarkson has a fire protection agreement with the Village of Brockport which ends on December 31, 2012, which could be terminated earlier according to a Memorandum of Understanding as well as a Modification and Extension Agreements executed by the Village of Brockport, Town of Clarkson and the Town of Sweden.
- (h) The residents of the Clarkson Fire Protection District will be furnished fire protection services by the newly established Brockport Fire District following the dissolution of the Clarkson Fire Protection District. The level of fire protection services will remain the same as is currently provided within the Clarkson Fire Protection District by the agreement with the Village of Brockport.
- (i) The Clarkson Fire Protection District has no assets, liabilities or indebtedness. Any taxes levied, collected, and allocated to the Clarkson Fire Protection District will be expended by the effective date of dissolution, pursuant to the terms of the fire protection agreement with the Village, which expires December 31, 2012. There will be no unexpended taxes for the fire protection district as of December 31, 2012. Should there be any unexpended monies in the Clarkson Fire Protection District budget, such monies will be paid to the newly formed Brockport Fire District, which will be used for fire protection until the Brockport Fire District can levy its own taxes commencing January 2013.
- (j) The Clarkson Fire Protection District did not adopt, nor make, any rules or regulations for the Clarkson Fire Protection District. Accordingly, there will no rules or regulations remaining after the effective date of dissolution.
- (k) The effective date of the proposed dissolution is June 30, 2012 at 11:59 PM, contingent upon the successful establishment of the Brockport Fire District.

(l) The public hearing on the proposed dissolution plan will be held at the Clarkson Courthouse, 3655 Lake Road, Clarkson, New York 14430, on September 20, 2011 at 6:00 P.M.

(m) In order to carry out this dissolution, the Brockport Fire District must be established so that there is uninterrupted fire protection for those residents of the Town of Clarkson currently provided fire protection by the Clarkson Fire Protection District.