

TOWN OF CLARKSON
TOWN BOARD MEETING
February 25, 2014

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, February 25, 2014 at the Clarkson Town Hall, 3710 Lake Road, Clarkson, NY at 6:00 PM.

PRESENT:

Paul Kimball	Supervisor
Allan Hoy	Councilperson
Christa Filipowicz	Councilperson
Patrick Didas	Councilperson
Sharon Mattison	Town Clerk
Robert Viscardi	Highway Supt.
Richard Olson	Attorney for the Town

ALSO:

Kristin Coon	Ass't to Supervisor
Christopher Lyon	Assessor
Chad Fabry	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

Bill Andrews gave a brief update on the Village of Brockport.

MOTION TO APPOINT TOWN COUNCILPERSON

Motion by Councilperson Filipowicz

Seconded by Councilperson Didas

To appoint Jackie Smith of 59 Sherwood Drive as a Town Councilperson effective 02-23-2014 and ending 12-31-2014. Jackie has been appointed to fulfill the remainder of Scott Tantalo's term.

Unanimously carried

PROPOSED ZONING CODE; HAMLET MIXED USE

This matter was tabled until further notice.

RESOLUTION SETTING INCENTIVE ZONING APPLICATION FEE

Introduced by Councilperson Hoy

Seconded by Councilperson Smith

NOW, THEREFORE, BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Clarkson does establish a fee of \$1,500.00 for the Incentive Zoning application pursuant to Section §140-61 B(6) of the Clarkson Code.

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

VOTE OF THE BOARD

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

NAYS: None

Discussion: Our Code has a provision that the Town Board would establish an Incentive Zoning application fee. Other municipalities appear to be setting an initial deposit amount of \$1,500 to go towards engineering fees and legal notices. Attorney Olson recommends that Clarkson follow suit.

UNCOLLECTED ENGINEERING/ATTORNEY FEES

Tabled until further notice to allow for another collection letter to be sent.

02.25.14**TOWN EVENTS**

Supervisor Kimball commented that Family Fun Night has not been very well attended in the past few years. He would like to try one more year to increase participation. He proposes that we have our Family Fun Night activities, including a fireworks display, in conjunction with the Lion's Club Car Show at the Vet's Club on Friday, June 27th.

MOTION APPROVING FIREWORKS DISPLAY

Motion by Councilperson Hoy

Seconded by Supervisor Kimball

To approve firework displays to be held on June 27th at the Vet's Club as part of Clarkson's Family Fun Night and the Lion's Club Car Show along with Good Neighbor Day Festival scheduled for August 15th.

VOTE OF THE BOARD

AYES: Supervisor Kimball, Councilpersons Hoy and Smith

NAYS: Councilpersons Didas and Filipowicz

MOTION TO ACCEPT C.D.B.G FOR TOWN HALL

Motion by Councilperson Hoy

Seconded by Councilperson Filipowicz

To authorize the Supervisor to sign the CDBG for the Town Hall project.

Unanimously carried

Discussion: K. Coon reported on a CDBG grant originally approved in 2010. The funds, totaling \$33,098, are still available. Supervisor Kimball, K. Coon and B. Viscardi met with a representative from CDBG to discuss the proposed work.

MOTION TO APPOINT MARY WANZER, ARB MEMBER

Motion by Councilperson Didas

Seconded by Councilperson Hoy

To appoint Mary Wanzer to the Architectural Review Board effective 02-25-2014 ending 12-31-2016.

Unanimously carried

MOTION TO APPOINT MARY EDWARDS, ARB MEMBER

Motion by Councilperson Smith

Seconded by Councilperson Filipowicz

To appoint Mary Edwards to the Architectural Review Board effective 02-25-2014 ending 12-31-2014.

Unanimously carried

MOTION TO APPOINT MICHAEL BEADLING, ZBA MEMBER

Motion by Councilperson Filipowicz

Seconded by Councilperson Hoy

To appoint Michael Beadling to the Zoning Board of Appeals effective 02-25-2014 ending 12-31-2015.

Unanimously carried

BUILDING INSPECTOR REPORTS

C. Fabry reported that construction is ongoing with Autumn Woods and Deerfield. The Deerfield project has been very demanding. Two buildings are already occupied at Autumn Woods with the third building to be occupied in approximately three to five weeks. In addition there is new construction underway on Wedgewood and Amenity.

ASSESSOR REPORTS

C. Lyon reported that there are only a few residents left to finalize exemption paperwork.

02.25.14

HIGHWAY SUPT. REPORTS

B. Viscardi shared his list of equipment needs for 2014:

- He proposes to trade in the 2005 pickup and replace it with a ¾ ton Ford 2014 pickup with an 8 foot plow. State bid price is \$32,407.07.
- Bobcat program – same price back for a brand new one with an upgraded (Tier 4, 2-speed) engine which will be beneficial. They will give us the exact same price as last year.
- Mini excavator – currently the Town borrows this equipment from Hamlin. After the initial purchase there is a possible rollover program. Contract options were discussed.
- Caterpillar loader program – the town of Hamlin, Village of Brockport and the town of Sweden are taking advantage of this municipal lease/purchase program. For example, with a five-year contract for \$15,589.59, at the end of the year, for an additional \$2,000, we get a new loader.
- 35 ton lowboy trailer

B. Viscardi reported drainage problems at Ridgewood Lodge. The sidewalk currently pitches towards the lodge. This will need to be corrected this summer.

MOTION TO APPROVE PURCHASE OF MINI EXCAVATOR

Motion by Councilperson Didas

Seconded by Councilperson Hoy

To approve purchase of the mini excavator at a cost of \$58,048.32 via piggyback City of Ithaca contract – pending Attorney Olson’s approval.

Unanimously carried

MOTION TO APPROVE PURCHASE OF FORD F250

Motion by Councilperson Filipowicz

Seconded by Councilperson Smith

To approve purchase a 2014 Ford F250 pickup with plow via State bid contract at a cost of \$32,407.07.

Unanimously carried

MOTION TO APPROVE PURCHASE OF BOBCAT SKID STEER

Motion by Councilperson Smith

Seconded by Councilperson Didas

To approve purchase of a 2014 S570 Bobcat skid steer via State bid with trade-in, at a net cost of \$6,119.05.

Unanimously carried

MOTION TO APPROVE PARTICIPATION IN LEASE/PURCHASE PROGRAM FOR CAT 938 LOADER

Motion by Councilperson Hoy

Seconded by Councilperson Smith

To approve participation in a five-year municipal lease/purchase program for a CAT 938 loader at a cost of \$15,589.59 per year – contingent upon contract approval by Attorney Olson.

Unanimously carried

MOTION TO APPROVE SALE OF EQUIPMENT

Motion by Councilperson Filipowicz

Seconded by Councilperson Hoy

To sell the following equipment at the spring auction: Truck #4, F250 pickup 4x4 with plow; Truck #59, a 1995 6-wheel plow and wing; and a 1969 Rogers lowboy.

Unanimously carried

02.25.14

MOTION TO APPROVE EQUIPMENT TRADE-IN VALUE

Motion by Councilperson Filipowicz

Seconded by Councilperson Smith

To approve the trade-in value of the following equipment: 2008 L70 Volvo loader with a trade-in value of \$75,000; and 2012 Bobcat skid steer with a trade-in value of \$23,746.55.

Unanimously carried

MOTION TO APPROVE PURCHASE OF 35 TON LOWBOY TRAILER

Motion by Councilperson Didas

Seconded by Councilperson Hoy

To approve purchase of a 35 ton lowboy trailer from the Town of Hamlin at a cost of \$3,500. The cost of a new trailer is approximately \$40,000. This 1972 trailer should last the Town five to six years.

Unanimously carried

TOWN CLERK REPORTS

S. Mattison spoke with JP Morgan Chase Bank regarding credit card services for the town clerk's office. They recommended FIS PayDirect Company as they will provide credit card processing services while allowing all fees to be paid by the card holder at 2.6% or \$1 minimum fee. A one-time fee of \$58.50 would be charged to the Town of Clarkson for the USB card reader. Attorney Olson will review the contract and report his findings.

MINUTES

Motion by Councilperson Didas

Seconded by Councilperson Hoy

To approve February 11, 2014 minutes.

Unanimously carried

AUDIT—2-02-2014

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To authorize payment of audit 2-02-2014 to include the following:

Vouchers 20140124-20140153; Total \$24,442.51; Gen. \$7,708.68; Hwy. \$16,600.84; SS \$132.99

For distribution checks from 25996 - 26024 (checks 25993 and 25995 replaced voided check 25934 to Mon. Co. Clerk, check 25994 voided)

Unanimously carried

RESOLUTION ALLOWING ATTORNEY-CLIENT PRIVILEGE

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

ABSENT: None

Introduced by Councilperson Hoy AT 6:35 P.M.

Seconded by Councilperson Filipowicz

Whereas, Section 108(3) of the Public Officers Law exempts "any matter made confidential by federal or state law" from the provisions of the Open Meetings Law; and

Whereas, Section 4503 of the New York State Civil Practice Law and Rules provides for confidential and privileged communications between an attorney and his or her client in the course of professional employment; and

Whereas, the Town Attorney has requested the opportunity to discuss legal matters with his client, the Town Board;

02.25.14

NOW, THEREFORE, BE IT RESOLVED;

That the Town Board enters into a private session with its attorney to discuss legal matters and that in addition to the Town Board and the Attorney, the following individuals shall be included:

1. Town Clerk
2. Building Inspector
3. Assessor
4. Superintendent of Highways
5. Assistant to the Supervisor

VOTE OF THE BOARD

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

NAYS: None

RETURN TO REGULAR SESSION

Motion by Councilperson Filipowicz

Seconded by Councilperson Didas

To return to regular session at 8:40 P.M.

Unanimously carried

MOTION TO ACCEPT SERVICE FROM STONE BRIDGE BUSINESS PARTNERS

Motion by Councilperson Smith

Seconded by Councilperson Filipowicz

To undertake forensic litigation support from Stone Bridge Business Partners for the estimated amount of \$3,500 and not to exceed cap of \$5,000.

Unanimously carried

MOTION TO ADJOURN

Motion to adjourn at 8:46 P.M. by Councilperson Filipowicz

Seconded by Councilperson Smith

Unanimously carried

Respectfully submitted,

Sharon S. Mattison

Town Clerk

APPROVED 03-25-2014