

TOWN OF CLARKSON  
TOWN BOARD MEETING  
July 26, 2016

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, July 26, 2016 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
Jackie Smith	Councilperson
Sharon Mattison	Town Clerk
** Robert Viscardi	Highway Superintendent
** Richard Olson	Attorney for the Town

ALSO:

Kristin Coon	Assistant to Supervisor
Chad Fabry	Building Inspector/Code Enforcement
Elizabeth Spencer	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 as well as the late Andrew Virgilio who previously served as both Board Member and Justice for the Town of Clarkson. Bill Andrews shared a fond memory of Mr. Virgilio.

**OPEN FORUM**

No one spoke.

**PUBLIC HEARING, LOCAL LAW #1-2016; LOCAL LAW TO PROVIDE FOR EXPEDITED PROPERTY MAINTENANCE FOR PERSISTENT VIOLATORS**

Supervisor Kimball called the public hearing to order at 6:05 PM. Allan Smith of 743 Clarkson Hamlin Town Line Road stated he lives next door to an “abandoned property.” He feels it has now become a quality of life issue as rodents are now taking over. Chad Fabry commented that this new local law will speed up the process enabling the Town to keep these abandoned lawns mowed regularly.

Motion to close the public hearing at 6:10 PM by Councilperson Hoy

Seconded by Councilperson Smith

Unanimously carried

**RESOLUTION ADOPTING LOCAL LAW #1-2016 TO PROVIDE FOR EXPEDITED PROPERTY MAINTENANCE FOR PERSISTENT VIOLATORS**

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

**ABSENT:** None

Introduced by: Councilperson Filipowicz

Seconded by: Councilperson Didas

**WHEREAS**, on July 12, 2016 this Board ordered that a Public Hearing be held to consider this proposed local law and set July 26, 2016 at 6:00 p.m. at the Town Hall, 3710 Lake Road, Clarkson, New York as the date, time and place of the Public Hearing; and

**WHEREAS**, the notice of this hearing was duly published and posted as required by law; and

**WHEREAS**, the Public Hearing was duly held on July 26, 2016 at 6:00 p.m. at the Town Hall, 3710 Lake Road, Clarkson, New York and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

**07.26.16**

**WHEREAS**, this action is a Type II action under the State Environmental Quality Review Act and not subject to further review; and

**WHEREAS**, the Town Board after due deliberation finds it in the best interest of the Town to adopt said Local Law;

**NOW, THEREFORE, BE IT RESOLVED:**

SECTION 1. That the Town Board of the Town of Clarkson hereby enacts Local Law #1-2016, "A Local Law to Provide for Expedited Property Maintenance for Persistent Violators."

SECTION 2. That the Town Clerk is to file a copy of this local Law with New York State as required by law.

SECTION 2. That this resolution shall take effect immediately.

**VOTE OF THE BOARD**

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

NAYS: None

Adopted 07-26-2016

**RESOLUTION REQUIRING CUTTING OF GRASS**

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

**ABSENT:** None

Introduced by: Councilperson Smith

Seconded by: Councilperson Filipowicz

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **288 Lawrence Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

**NOW, THEREFORE, BE IT RESOLVED:**

**Section 1.** That the Building Inspector is directed to mail and post the notice as set forth in Local Law #2-2009;

**Section 2.** That if the condition is not remedied within ten (10) days of the notice, the Building Inspector shall notify the Highway Superintendent who is directed to take appropriate action to remedy the condition;

**Section 3.** That this resolution shall take effect immediately.

**VOTE OF THE BOARD**

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

NAYS: None

**07.26.16**

**RESOLUTION REQUIRING CUTTING OF GRASS**

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

**ABSENT:** None

Introduced by: Councilperson Smith

Seconded by: Councilperson Filipowicz

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **334 Gilmore Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

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**Section 3.** That this resolution shall take effect immediately.

**VOTE OF THE BOARD**

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

**NAYS:** None

**RESOLUTION REQUIRING CUTTING OF GRASS**

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

**ABSENT:** None

Introduced by: Councilperson Smith

Seconded by: Councilperson Filipowicz

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **3770 Lake Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

**Now, therefore, be it resolved:**

**Section 1.** That the Building Inspector is directed to mail and post the notice as set forth in Local Law #2-2009;

**07.26.16**

**Section 2.** That if the condition is not remedied within ten (10) days of the notice, the Building Inspector shall notify the Highway Superintendent who is directed to take appropriate action to remedy the condition;

**Section 3.** That this resolution shall take effect immediately.

**VOTE OF THE BOARD**

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

NAYS: None

**RESOLUTION REQUIRING CUTTING OF GRASS**

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

**ABSENT:** None

Introduced by: Councilperson Smith

Seconded by: Councilperson Filipowicz

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **8470 Ridge Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

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**Section 3.** That this resolution shall take effect immediately.

**VOTE OF THE BOARD**

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

NAYS: None

**RESOLUTION REQUIRING CUTTING OF GRASS**

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

**ABSENT:** None

Introduced by: Councilperson Smith

Seconded by: Councilperson Filipowicz

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **8438 Ridge Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**07.26.16**

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

**Now, therefore, be it resolved:**

**Section 1.** That the Building Inspector is directed to mail and post the notice as set forth in Local Law #2-2009;

**Section 2.** That if the condition is not remedied within ten (10) days of the notice, the Building Inspector shall notify the Highway Superintendent who is directed to take appropriate action to remedy the condition;

**Section 3.** That this resolution shall take effect immediately.

**VOTE OF THE BOARD**

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

NAYS: None

**RESOLUTION REQUIRING CUTTING OF GRASS**

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

**ABSENT:** None

Introduced by: Councilperson Smith

Seconded by: Councilperson Filipowicz

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **4 Larrigan Crossing, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

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**VOTE OF THE BOARD**

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

NAYS: None

**07.26.16**

**RESOLUTION REQUIRING CUTTING OF GRASS**

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

**ABSENT:** None

Introduced by: Councilperson Smith

Seconded by: Councilperson Filipowicz

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **8162 Ridge Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

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**Section 3.** That this resolution shall take effect immediately.

**VOTE OF THE BOARD**

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

NAYS: None

**RESOLUTION REQUIRING CUTTING OF GRASS**

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

**ABSENT:** None

Introduced by: Councilperson Smith

Seconded by: Councilperson Filipowicz

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **759 Clarkson Hamlin Town Line Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

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**VOTE OF THE BOARD**

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

NAYS: None

**BUILDING PERMIT FEE SCHEDULE**

C. Fabry will schedule a meeting in September with Councilpersons Filipowicz and Didas to review and update the current fee schedule.

**EMPLOYEE HANDBOOK REVISION**

In Richard Olson's absence, this matter will be tabled until the September 13<sup>th</sup> Town Board meeting.

**COURTESY PARCEL COMBINATION PROCEDURES**

Liz Spencer has discussed this procedure with both Richard Olson and Tim Murphy. She pointed out that a main concern for the County is that all taxes must be paid in full. This topic will be revisited at a future meeting, after Liz and Richard Olson have drafted a procedure.

**PLANNING BOARD VACANCY**

Supervisor Kimball reported that Scott Hanko is moving out of Clarkson and will therefore have to resign his position on the Planning Board. We will make this position available to other support board members before advertising in the paper.

**APPROVE REIMBURSEMENT FOR VEHICLE DAMAGE**

Motion by Councilperson Didas

Seconded by Councilperson Hoy

To reimburse \$302.40 for vehicle damage incurred on June 23, 2016 while traveling in a Town of Clarkson work zone located on Britton Road.

Unanimously carried

**SUPERVISOR REPORTS**

Supervisor Kimball reported that a DRC meeting was held earlier this evening regarding Phase II of Carl Grasta's duplex project/HOA. These duplexes will be on separate lots. To assist in educating the Planning Board and residents, Carl will put together a list describing what the HOA will and will not cover. Each parcel would be individually owned and owners would pay a percentage of their property value to be used for repairs, lawn mowing, snow removal, etc. Bev Lane was cited as an example.

Supervisor Kimball reported that K. Coon has begun work on the 2017 budget. The tax cap is 0.68.

**TOWN CLERK REPORTS**

S. Mattison had nothing to report.

**BUILDING INSPECTOR REPORTS**

C. Fabry had nothing to report.

**ASSESSOR REPORTS**

Liz Spencer will be meeting with a State representative tomorrow regarding land values. She will be inventorying the hospital on Thursday along with the Town of Sweden Assessor.

**07.26.16**

**MOTION TO APPROVE ASSESSOR ATTEND CONFERENCE**

Motion by Councilperson Didas

Seconded by Councilperson Hoy

To approve L. Spencer to attend NYS Assessor's Association conference in Lake George in September. Cost to be approximately \$1,400 with partial reimbursement anticipated from the State.

Unanimously carried

**HIGHWAY SUPT. REPORTS**

Supt. Viscardi was excused.

**MINUTES**

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To approve July 12, 2016 minutes.

**VOTE OF THE BOARD**

AYES: Supervisor Kimball, Councilpersons Hoy, Didas and Smith

NAYS: None

ABSTAIN: Councilperson Filipowicz

**AUDIT—07-02-2016**

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To authorize payment of audit 7-02-2016 to include the following:

Vouchers 20160552-20160596: Total \$35,145.21; Gen. \$7,898.91; Hwy. \$27,035.26; SS \$211.04

For distribution checks from 31315 to 31456. (Voucher #201600583 cancelled/not paid per Hwy. Dept. #31416 replaced #31289, #31417 replaced #31287)

Unanimously carried

**EXECUTIVE SESSION**

Motion by Councilperson Smith

Seconded by Councilperson Hoy

To enter executive session at 6:30 P.M. to discuss a personnel matter.

Unanimously carried

**RETURN TO REGULAR SESSION**

Motion by Councilperson Filipowicz

Seconded by Councilperson Smith

To return to regular session at 6:40 P.M.

Unanimously carried

**MOTION TO ENTER CONTRACT FOR PROFESSIONAL SERVICES FOR FORENSIC REVIEW**

Motion by Councilperson Filipowicz

Seconded by Councilperson Smith

To enter into professional services contract for forensic review of the Justice Court.

Unanimously carried

**MOTION TO ADJOURN**

Motion to adjourn at 6:45 P.M. by Councilperson Filipowicz

Seconded by Councilperson Didas

Unanimously carried

Respectfully submitted,

*Sharon S. Mattison*

Town Clerk

Approved 08-09-2016