

TOWN OF CLARKSON
TOWN BOARD MEETING
June 13, 2017

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, June 13, 2017 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 Supt.
Richard Olson	Attorney for the Town

ALSO:

Kristin Coon	Ass't to Supervisor
** Chad Fabry	Building Insp/Code Enf.
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.

OPEN FORUM

Bill Andrews was present and reported on activity in the Village of Brockport. Harold Mundy spoke on behalf of the fire department.

BUILDING PERMIT REFUND; JODY DANIELS

Jody Daniels of Clarkson Parma Town Line Road requested a refund for Green Area Trust and building permit fees as his plans to build have changed.

Motion by Councilperson Didas

Seconded by Councilperson Filipowicz

To refund Green Area Trust and building permit fees to Jody Daniels of Clarkson Parma Town Line Road.

VOTE OF THE BOARD

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

NAYS: None

AMERICAN TOWER LEASE AGREEMENT

R. Olson reviewed the amended agreement. Currently they receive and pay the tax bills; this amended agreement states that we would pay the tax bills. He requested that this change be eliminated from the agreement.

UPDATE RETURN CHECK FEE

S. Mattison reported that our returned check fee of \$10 has not been updated since 1986. Currently banks charge \$40 and she recommends that we do the same. R. Olson suggested we raise the fee to \$40 unless there is a lower amount required by law.

Motion by Councilperson Hoy

Seconded by Councilperson Smith

To increase the returned check fee to \$40 unless there is a lower amount required by law.

VOTE OF THE BOARD

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

NAYS: None

06.13.17

MOTION AUTHORIZING SUPERVISOR TO SIGN BROKER OF RECORD LETTERS

Supervisor Kimball reported that Brian Baty has changed firms.

Motion by Councilperson Smith

Seconded by Councilperson Hoy

To authorize Supervisor to sign broker of record letters to retain Brian Baty.

VOTE OF THE BOARD

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

NAYS: None

RESOLUTION AUTHORIZING SUPERVISOR TO SIGN MONROE COUNTY WATER AUTHORITY RETAIL LEASE AGREEMENT- 2017 RENEWAL

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

ABSENT: None

Introduced by: Councilperson Didas

Seconded by: Councilperson Filipowicz

To authorize the Supervisor to sign MCWA Retail Lease Agreement - 2017 renewal for the Operation of Water Districts.

VOTE OF THE BOARD

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

NAYS: None

Discussion: This lease agreement will replace and supersede the existing lease in its entirety and will be in effect for an additional 40 years from today per the terms and conditions of the agreement. Attorney Olson advised the Board to pay close attention to Section 2.7 of the agreement.

MOTION AUTHORIZING SUPERVISOR TO SIGN CONTRACT TO APPROVE FIREWORKS DISPLAY-GND FESTIVAL

Motion by Councilperson Didas

Seconded by Councilperson Smith

To authorize supervisor to sign contract with Young Explosives Corp. allowing fireworks display to be held August 25th at the Clarkson Good Neighbor Day Festival at Hafner Park, 3645 Lake Road, Clarkson, NY. A Certificate of Liability Insurance for Young Explosives Corp. was provided. The Town of Clarkson is aware of Article 405 regarding firework permits.

VOTE OF THE BOARD

AYES: Supervisor Kimball, Councilpersons Hoy, Didas and Smith

NAYS: Councilperson Filipowicz

MOTION AUTHORIZING SUPERVISOR TO SIGN SUBSTITUTION OF COLLATERAL KEY BANK; 2017 BOBCAT

Motion by Councilperson Smith

Seconded by Councilperson Didas

To authorize the Supervisor to sign substitution of collateral with Key Bank; 2017 Bobcat.

VOTE OF THE BOARD

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

NAYS: None

06.13.17

MOTION AUTHORIZING THE PURCHASE OF PROPERTY KNOWN AS 8470 RIDGE ROAD, Tax Map No. 054.13-1-17.1

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To authorize the purchase of property from Monroe County known as 8470 Ridge Road, tax map number 054.13-1-17.1, at a purchase price of \$7,485.00. Ownership of this property would allow the Town to add Ridge Road access to Hafner Park.

VOTE OF THE BOARD

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

NAYS: None

MOTION AUTHORIZING FIREWORKS DISPLAY; CPM GOLF LLC, dba DEERFIELD COUNTRY CLUB

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To authorize Young Explosives Corp. to hold a fireworks display on June 24th, 2017 at CPM Golf LLC; dba Deerfield Country Club at 100 Craig Hill Drive, Clarkson, NY. A Certificate of Liability Insurance for Young Explosives Corp. was provided and is on file with the Town of Clarkson. The Town of Clarkson is aware of Article 405 regarding firework permits.

VOTE OF THE BOARD

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

NAYS: None

RESOLUTION AUTHORIZING SEWER CONNECTION AT 8100 RIDGE ROAD

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

ABSENT: None

Introduced by: Councilperson Filipowicz

Seconded by: councilperson Smith

WHEREAS, the Town Board has before it a request, from the current owner of 8100 Ridge Road, to connect to the sewer main located on the west side of St. Katherine Way

WHEREAS, the descriptions of required easements will be finalized

WHEREAS, a standard out-of-district agreement will be signed by the property owner and the Town Supervisor along with payment of required fees.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. That the Town Board of the Town of Clarkson authorizes connection of the sewer at 8100 Ridge Road, Clarkson NY.

VOTE OF THE BOARD

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

NAYS: None

Discussion: R. Olson explained that when St. Katherine Way was developed by Joe Smith approximately 20 to 25 years ago, 8100 Ridge Road was hooked up to the sewer main. As part of the contract, the property owner, Mr. Topping, was required to get easements from a little sliver of land next to him that wraps around his property from the developer, and from a little sliver of land by the first house on St. Katherine on the west side. Easements have been drawn up and B. Viscardi is working with Mr. Topping for exact descriptions. The agreement will then be signed by the appropriate parties. Mr. Topping will sign a standard agreement, submit an application to the Town and pay the required fee.

06.13.17

MOTION ACKNOWLEDGING RECEIPT OF SUPERVISOR'S FINANCIAL REPORT

Motion by Councilperson Hoy

Seconded by Councilperson Didas

Acknowledging receipt of Supervisor's Financial Report.

VOTE OF THE BOARD

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

NAYS: None

HISTORIAN

Supervisor Kimball reported that in 2016 we authorized Leanna Hale to purchase a software program called Past Perfect at a purchase price of \$800. K. Coon explained that there are several add-ons to this program which will add to the cost. In addition, L. Hale would like portable access and would like to purchase a laptop which would accommodate Past Perfect. This would be an additional cost of approximately \$750 to \$900. K. Coon will email information to Board members that explains more about Past Perfect. The Board is requesting that L. Hale attend a Board meeting to justify these expenses. B. Andrews suggested that L. Hale could speak with Pat O'Brien as she has some experience with Past Perfect.

TOWN CLERK REPORTS

S. Mattison reported that Town and County tax collection is complete. Approximately \$5 million was collected, which included almost \$16,000 in interest, down about \$1,700 from 2016. She will be heading up the rain barrel project on June 26th at 6:30 p.m., \$35 per person, at the Highway Garage.

BUILDING INSPECTOR REPORTS

C. Fabry was excused.

ASSESSOR REPORTS

L. Spencer reported that the May 23rd BAR session went very well. D. Levandowski confirmed that he was willing to serve another term. She did five stips and the BAR members signed off on all. Data mailers have been mailed out and she expects a 30 to 40% return. Letters to commercial properties as well agricultural exemption recipients will be going out soon, requesting updated soil maps. The appraisal company has already been out doing commercial properties. Land values in neighborhoods are being updated in preparation for the reval. She will be out of the office quite a bit in the next few weeks, doing data collection, also for the reval.

HIGHWAY SUPT. REPORTS

B. Viscardi received a resignation from one of his latest new hires, reducing the number of employees to seven. K. Donohue has been working part-time for the past year and he would like to update his status to full-time laborer, Step 1 at \$13.77 per hour, bringing the employee count to eight.

Motion by Councilperson Filipowicz

Seconded by Councilperson Didas

To hire K. Donohue full-time laborer, Step 1 at \$13.77 per hour.

VOTE OF THE BOARD

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

NAYS: None

B. Viscardi reported that the completion date for the new office is July 1st. He also commented on the deteriorating front steps to the Town Hall. He will explore some repair options. For now the area will be taped off to prevent any possible injuries.

06.13.17

RESOLUTION REQUIRING CUTTING OF GRASS

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

ABSENT: Councilperson Smith

Introduced by: Councilperson Didas

Seconded by: Councilperson Smith

Whereas, the Town Board has received a report from Chad Fabry, Building Inspector that property at **42 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;

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, Filipowicz and Didas

NAYS: None

RESOLUTION REQUIRING CUTTING OF GRASS

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

ABSENT: Councilperson Smith

Introduced by: Councilperson Didas

Seconded by: Councilperson Smith

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

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;

06.13.17

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, Filipowicz, Didas and Smith

NAYS: None

RESOLUTION REQUIRING CUTTING OF GRASS

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

ABSENT: Councilperson Smith

Introduced by: Councilperson Didas

Seconded by: Councilperson Smith

Whereas, the Town Board has received a report from Chad Fabry, Building Inspector that property at **4068 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;

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, Filipowicz, Didas and Smith

NAYS: None

RESOLUTION REQUIRING CUTTING OF GRASS

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

ABSENT: None

Introduced by: Councilperson Didas

Seconded by: Councilperson Smith

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

06.13.17

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, Filipowicz, Didas and Smith

NAYS: None

SARA'S FARM MARKET

The Board would like to thank Sara's Farm Market. They have donated approximately \$1,000 of product this summer.

MINUTES

Motion by Councilperson Didas

Seconded by Councilperson Smith

To approve May 23, 2017 minutes.

VOTE OF THE BOARD

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

NAYS: None

AUDIT—6-01-2017

Motion by Councilperson Hoy

Seconded by Councilperson Smith

To authorize payment of audit 6-02-2017 to include the following:

Vouchers 20170384 - 230170439; Total \$58,180.34; Gen. \$31,810.71; Hwy. \$22,977.94; SL \$3391.69

For distribution checks from 32265 to 32312

VOTE OF THE BOARD

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

NAYS: None

EXECUTIVE SESSION

Motion by Councilperson Didas

Seconded by Councilperson Smith

To enter executive session at 6:45 P.M. to discuss a personnel matter.

VOTE OF THE BOARD

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

NAYS: None

RETURN TO REGULAR SESSION

Motion by Councilperson Didas

Seconded by Councilperson Smith

To return to regular session at 6:58 P.M.

VOTE OF THE BOARD

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

NAYS: None

06.13.17

MOTION TO ADJOURN

Motion to adjourn at 7:04 P.M. by Councilperson Smith

Seconded by Councilperson Didas

VOTE OF THE BOARD

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

NAYS: None

Respectfully submitted,

Sharon S. Mattison

Town Clerk

Approved 06-27-2017