

TOWN OF CLARKSON
TOWN BOARD MEETING
October 12, 2021

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, October 12, 2021 at the Clarkson Town Hall, 3710 Lake Road, Clarkson, NY at 6:00 P.M.

PRESENT:

Christa Filipowicz	Supervisor
Allan Hoy	Councilperson
Patrick Didas	Councilperson
**Tom Guarino	Councilperson
Leslie Zink	Councilperson
Susan Henshaw	Town Clerk
Robert Viscardi	Highway Superintendent
Richard Olson	Attorney
Liz Spencer	Assessor
**Kevin Moore	Building Inspector

**excused

Supervisor Filipowicz opened the meeting. She led everyone in the Pledge of Allegiance. A moment of silence was observed for our service men and women, first responders, as well as those on the front lines fighting COVID.

OPEN FORUM

Martha Clasquin of 34 Sherwood Dr inquired about the 2022 Budget, the Town-Wide assessment and ARPA money. Supervisor Filipowicz advised the last town-wide assessment was done in 2019 and will be completed again in 2022. She also advised, with the input from Superintendent Viscardi, that ARPA money may be used towards water and sewers in the town, especially the Lynnwood and Sherwood Drive areas and possibly Drake Rd. The requirements of the ARPA money are extremely detailed and specific and Superintendent Viscardi is still working on the details. A more concrete estimate will be forthcoming.

Sheila Maynard of 6 Valleyview Dr requested more detail about ARPA money. Councilperson Didas and town attorney Richard Olson discussed due to COVID, more people working from home, not going out as much have increased the use on the town wide water and sewer systems as well. Ms. Maynard was encouraged to review the information from ARPA online for a better understanding of how this money is allowed to be distributed.

PUBLIC HEARING

Supervisor Filipowicz opened the public hearing for the apartment and multi-family housing moratorium. Town attorney Dick Olson advised this moratorium should last approximately 6 months, but could be extended at that time if need be. Councilperson Hoy mentioned that in 2016 the local law stated 70% single family homes and 30% apartment/multi-family dwellings were allowed. Today we are at 76.8% for single family vs 23% apartments/multi-family. With the addition of the Brookfield subdivision included, that brings the total to 71% single families versus 29% apartment. He wanted to thank town Assessor Liz Spencer for her help with all these figures for the public hearing. No one from the public spoke.

10-12-2021

RESOLUTION #191
CLOSE OF PUBLIC HEARING

Introduced by Councilperson Didas

Seconded by Councilperson Zink

To close Public Hearing on Moratorium on Multi-Family Dwellings

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Hoy, Didas, Zink

ABSENT: Guarino

NAYES: None

OLD BUSINESS

Supervisor Filipowicz read through SEQRA regarding significant or adverse environmental impacts for opting out of allowing cannabis retail dispensaries and on-site consumption sites in Clarkson. All questions were answered with a response of no. Attorney Olson advised that this Local Law is subject to a permissive referendum. This means that there would be a referendum if, within 45 days from October 12, a petition requesting a referendum was submitted to the Town Clerk and signed by 10% of the voters who voted in the last gubernatorial election. The number of signatures required would be approximately 270. There are several costs for conducting a referendum that the town would incur.

RESOLUTION #192
SEQRA DETERMINATION FOR CANNABIS LAW

SEQR FOR LOCAL LAW #1-2021

TOWN OF CLARKSON, MONROE COUNTY

Introduced by Councilperson Didas

Seconded by Councilperson Hoy

WHEREAS, the Town Board has before it a proposed Local Law #1-2021.

WHEREAS, in order to adopt said Local Law, the Town Board of the Town of Clarkson must comply with SEQR;

NOW, THEREFORE, BE IT RESOLVED:

Section 1. That the Town Board declares itself to be the Lead Agency.

Section 2. That the Town Board classifies this as a Type 2 Action

Section 3. That having thoroughly reviewed the Environmental Assessment Form and having determined that this Local Law will have no significant environmental impact, the Town Board has issued a Negative Declaration.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Didas, Hoy and Zink

ABSENT: Guarino

NAYES: None

10-12-2021

RESOLUTION #193
ADOPTING CANNABIS LOCAL LAW #1– 2021

Introduced by Councilperson Didas

Seconded by Councilperson Hoy

To adopt Cannabis Local Law #1-2021

Whereas, the Town Board has before it a Local Law entitled Local Law #1-2021 “A Local Law to Opt Out of Allowing Cannabis Retail Dispensaries and On-Site Consumption Sites as Authorized Under Cannabis Law Article 4”; and

Whereas, the Town Board has, pursuant to law, held public hearings to consider said proposed Local Law; and

Whereas, this action is an Unlisted action under the State Environmental Quality Review Act and the Town Board has issued a Negative Declaration; and

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

Now, therefore, be it resolved:

Section 1. That the Town Board of the Town of Clarkson hereby enacts **Local Law #1-2021 “A LOCAL LAW TO OPT OUT OF ALLOWING CANNABIS RETAIL DISPENSARIES AND ON-SITE CONSUMPTION SITES AS AUTHORIZED UNDER CANNABIS LAW ARTICLE 4”**.

Section 2. That the Town Clerk is ordered to publish a legal notice indicating the adoption of this Local Law and to file a copy of this Local Law with New York State.

Section 3. This local law is subject to a referendum on petition in accordance with Cannabis Law §131 and the procedure outlined in Municipal Home Rule Law §24.

Section 4. That this Local Law shall take effect upon filing.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Didas, Hoy, Zink

ABSENT: Guarino

NAYES: None

RESOLUTION #194
ADOPTING MORATORIUM ON MULTI-FAMILY DWELLING #2-2021

Introduced by Councilperson Zink

Seconded by Councilperson Hoy

To adopt a moratorium on multi-family dwellings

Whereas, the Town Board has before it a Local Law entitled " Local Law #2-2021 "A Local Law to Establish a Moratorium on the Approval of, or the Construction of, Multi-Family Dwellings in the Town of Clarkson”; and

Whereas, the Town Board has, pursuant to law, held a public hearing to consider said proposed Local Law; and

Whereas, this action is a "Type II" action under the State Environmental Quality Review Act and 6NYCRR617.5(c)(33 & 36) and not subject to review pursuant to SEQRA; and

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

Now, therefore, be it resolved:

Section 1. That the Town Board of the Town of Clarkson hereby enacts Local Law #2-2021 “A Local Law to Establish a Moratorium on the Approval of, or the Construction of, Multi-Family Dwellings in the Town of Clarkson”.

Section 2. That the Town Clerk is ordered to publish a legal notice indicating the adoption of this Local Law and to file a copy of this Local Law with New York State.

Section 3. That this Local Law shall take effect upon filing.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Didas, Hoy, Zink

ABSENT: Guarino

NAYES: None

10-12-2021

NEW BUSINESS

Professional Services Agreement for Commercial Assessments – Town attorney Richard Olson reviewed and Supervisor Filipowicz has signed this agreement.

Preliminary 2022 Budget – Supervisor Filipowicz reviewed this preliminary budget and highlighted the increase in library budget, the \$305,000 host payment from solar projects to date which will be used towards town hall renovations. The tax rate remains flat at \$3.34, the differences in the town accounts and specific purpose of movement of funds into each account. \$30,000 increase to highway for roadwork needed. \$10,000 to library reserve fund, \$30,000 for mini-excavator, \$70,000 for 2 pick up trucks. Showing a 0% tax rate increase and we are under the tax cap by \$2,427. Possible changes may occur however this is the budget that will call for a public hearing at the October 26 town board meeting.

RESOLUTION #195

CALL FOR PUBLIC HEARING ON PRELIMINARY 2022 BUDGET

Introduced by Councilperson Hoy

Seconded by Councilperson Zink

To call for a public hearing regarding the Preliminary 2022 Budget to be held on October 26 at 6:00 P.M. at the Clarkson Town Hall, 3710 Lake Road, Clarkson, NY. At this time all interested parties will be heard.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Didas, Hoy, Zink

ABSENT: Guarino

NAYES: None

10-12-2021

Supervisor Report – Supervisor Filipowicz discussed the revised library budget. **See attachment**

Town Board Reports – Councilperson Zink reviewed the results from the Comprehensive Plan survey where 217 residents responded. A summary of the survey is that residents feel strongly about the towns' open spaces, small community feel, affordable housing, family-owned restaurants and continual request to support our parks and recreation services. **See attachment**

Assessor – Liz Spencer wanted to advise that there is a video on her webpage that describes the assessment process. There are also 2 links to brochures that take you to the New York State Tax and Finance website that are very informative. The links describe fair assessment and understanding the equalization rate. She strongly encourages everyone to take a look.

Superintendent – Superintendent Viscardi advised that highway finished milling the southbound lane of Drake Road from Clarkson-Hamlin Townline Road to Ridge Road. The shoulder was put on today and painting will be next week. Next year will be the northbound side. A reminder that October 22 and 23 are Junk Days and October 25 starts Brush Days for the week.

RESOLUTION #196

ACKNOWLEDGE RECEIPT OF SUPERVISOR'S SEPTEMBER FINANCIAL REPORT

Introduced by Councilperson Didas

Seconded by Councilperson Hoy

To acknowledge receipt of August report

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Didas, Hoy, Zink

ABSENT: Guarino

NAYES: None

10-12-2021

RESOLUTION #197
APPROVE MINUTES 9-28-2021

Introduced by Councilperson Zink
 Seconded by Councilperson Hoy
 To approve minutes from 9-28-2021

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Didas, Hoy, Zink
 ABSENT: Guarino
 NAYES: None

RESOLUTION #198
AUDIT 10-12-2021

Introduced by Councilperson Hoy
 Seconded by Councilperson Didas
 To authorize payment of audit 10-12-2021 totaling \$27,450.35 AA General \$9,801.95, BB General- Outside Village \$1,747.90, DA Highway - Town Wide \$15,646.29, SS – Lighting \$254.21 and Distribution of checks: Trust and Agency #6215-6216, Joint Checking #4514-4552.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Didas, Hoy, Zink
 ABSENT: Guarino
 NAYES: None

RESOLUTION #199
ENTER INTO EXECUTIVE SESSION

Introduced by Councilperson Zink
 Seconded by Councilperson Didas
 To enter into executive session 6:50pm

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Didas, Hoy, Zink
 ABSENT: Guarino
 NAYES: None

RESOLUTION #200
EXIT OUT OF EXECUTIVE SESSION

Introduced by Councilperson Didas
 Seconded by Councilperson Zink
 To exit out of executive session 7:45pm

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Didas, Hoy, Zink
 ABSENT: Guarino
 NAYES: None

RESOLUTION #201
ADJOURN

Introduced by Councilperson Zink
 Seconded by Councilperson Didas
 To adjourn the meeting at 7:50pm

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Zink, Didas, Hoy
 ABSENT: Guarino
 NAYS: None

Respectfully submitted,

Susan Henshaw
 Town Clerk

Approved 10-26-2021

