

TOWN OF CLARKSON
TOWN BOARD MEETING
May 23, 2023

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, May 23, 2023 at the Clarkson Town Hall, 3710 Lake Road, Clarkson, NY at 6:00 P.M.

PRESENT:

Christa Filipowicz	Supervisor
**Nick D'Amuro	Councilperson
John Culhane	Councilperson
Tom Guarino	Councilperson
Leslie Zink	Councilperson
Susan Henshaw	Town Clerk
Robert Viscardi	Highway Superintendent
Keith O'Toole	Attorney
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 and veterans, particularly those who have paid the ultimate price.

OPEN FORUM- Lee Hicks of Big Time Auto Service, 7978 Ridge Road, inquired if any decision had been made regarding the zoning for his business. He is currently zoned highway commercial and he would like the ability to sell cars in that same location. The past several meetings Supervisor Filipowicz advised that he needs to be zoned highway industrial in order to sell cars at his location. Mr. Hicks had been critical in the past and compared his situation to that of a property that was rezoned in 2016, which is now included in the current industrial zone on Ridge Road. A map (attached) was provided to show Mr. Hicks and the public, that the area that was rezoned in 2016 was surrounded and adjacent to the industrial zone. The map illustrates the rationale for that rezoning. Unfortunately, Mr. Hicks' property is not near this area. When Mr. Hicks asked about a special use permit the board and Attorney O'Toole explained that special use permits are used to put further stipulations on uses already permitted in a particular zoning. It would not apply in this instance. O'Toole advised that the comprehensive plan has been approved by the town board and the committee is working on reviewing and defining zoning, and will continue throughout the year. The Supervisor advised Mr. Hicks on the process for rezoning which would include filling out an application, hiring an engineer to do a site plan, SEQRA, advertise and hold a public hearing, etc. She cautioned that this would be considered 'spot zoning' and would be at odds with the comprehensive plan and zoning. This would benefit the property owner not the comprehensive plan. Mr. Hicks advised the

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Board he was not going to do this. He advised he will return in a few weeks. **See attachment**

Rick Davis, 2764 Redman Road, wanted to discuss the house located at 8438 Ridge Road and what are the updates on that property. Kevin Moore advised he met with the property owner and the town engineer. Mr. Moore advised he is putting a report together with all information from his meeting. He advised the house has working plumbing and the electric is being updated. Paul Kembrowski, 8428 Ridge Road, mentioned the same concerns. Mr. Moore advised the owner has 120 days from the day the plans were shown, to complete the project. He stressed to the owner that the town board is becoming increasingly concerned with the property and its timeline. Brandon St. John, 8452 and 8458 Ridge Rd owns the properties across the street. He advised years ago the poor condition his houses were in when he purchased them. He mentioned that next door to him the house was in such disrepair, the town purchased it and demolished it. The property in question is in worse condition than his at the time. This makes it hard for these property owners to rent their homes. Supervisor Filipowicz advised that years ago the property he mentioned was in foreclosure and the county owned it. That the town is following all codes and laws in place and doing all we can according to code. She mentioned that letters for different code violations have been sent. Mr. Moore advised he is working on the report.

Mike Carter, 51 Tearose Meadow Lane inquired about the vacant lot at the end of his road, and if the town will be mowing it. Superintendent Viscardi mentioned the town must move forward according to code. Once the lawn reaches 10 inches, the town is able to site the property and legal notices will be sent and are posted in all required areas.

Jason Toomey, 9250 Ridge Road West (vacant lot) introduced himself as owner of Big Ash Fireplace and Stoves and wanted to meet everyone.

NEW BUSINESS -

Mowing Violations - Chapter 45 Brush, grass, rubbish and weed violations letters have been sent to the following properties:

2548 Lake Road	8181 Ridge Road	1648 Lawrence Road
3871 Lake Road	8280 Ridge Road	2352 Sweden Walker Road
3891 Lake Road	8286 Ridge Road	
3907 Lake Road	8314 Ridge Road	
3947 Lake Road	8581 Ridge Road	
3953 Lake Road		

RESOLUTION #156**MOTION FOR BUILDING INSPECTOR TO SEND LETTERS OF TOWN CODE VIOLATIONS**

Introduced by Councilperson Guarino
Seconded by Councilperson Zink

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Motion for Building Inspector to send letters of Town Code violations to property owners.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D'Amuro

RESOLUTION #157

**MOTION TO ROLLOVER 40 VACATION HOURS FOR HIGHWAY
EMPLOYEE STEVEN FONTE**

Introduced by Councilperson Zink

Seconded by Councilperson Culhane

Motion to rollover 40 vacation hours for highway employee Steven Fonte.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES: None

ABSENT: D'Amuro

RESOLUTION #158

**MOTION TO ROLLOVER 80 VACATION HOURS FOR HIGHWAY
EMPLOYEE ROBERT WILSON**

Introduced by Councilperson Zink

Seconded by Councilperson Guarino

Motion to rollover 80 vacation hours for highway employee Robert Wilson.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D' Amuro

RESOLUTION #159

**MOTION TO ROLLOVER 19.5 VACATION HOURS FOR HIGHWAY
EMPLOYEE CORRY JOHNSON**

Introduced by Councilperson Zink

Seconded by Councilperson Culhane

Motion to rollover 19.5 vacation hours for highway employee Corry Johnson.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D'Amuro

RESOLUTION #160

**MOTION TO APPROVE MERIT INCREASE FOR HIGHWAY EMPLOYEE
ROBERT WILSON**

Introduced by Councilperson Guarino

Seconded by Councilperson Zink

5-23-2023

Motion to approve merit increase for Highway employee Robert Wilson from MEO step 9 @ \$23.90/hr to MEO step 11 @ \$24.62/hr.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D'Amuro

RESOLUTION #161

MOTION TO APPROVE MERIT INCREASE FOR HIGHWAY EMPLOYEE

BRYCE GAESSER

Introduced by Councilperson Culhane

Seconded by Councilperson Zink

Motion to approve merit increase for Highway employee Bryce Gaesser from MEO step 8 @ \$23.55/hr to MEO step IO@ \$24.26/hr.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D'Amuro

RESOLUTION #162

MOTION TO APPROVE MERIT INCREASE FOR HIGHWAY EMPLOYEE

CORRY JOHNSON

Introduced by Councilperson Guarino

Seconded by Councilperson Zink

Motion to approve merit increase for Highway employee Corry Johnson from MEO step 8 @\$23.55/hr to MEO step 10@ \$24.26/hr.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D'Amuro

RESOLUTION #163

**MOTION TO APPROVE MERIT INCREASE FOR CORRECTED AMOUNT
FOR HIGHWAY EMPLOYEE ADAM JOHNSON**

Introduced by Councilperson Culhane

Seconded by Councilperson Zink

Motion to approve merit increase for corrected amount for Highway employee Adam Johnson from MEO step 8@ \$23.55/hr to MEO step 10@ \$24.26/hr.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D'Amuro

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RESOLUTION #164

ACKNOWLEDGE RECEIPT OF SUPERVISOR'S APRIL FINANCIAL REPORT

Introduced by Councilperson Guarino

Seconded by Councilperson Zink

Acknowledge receipt of Supervisors April financial report.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D' Amuro

OLD BUSINESS

RESOLUTION #165

**MOTION TO PLACE ADDITIONAL SECURITY CAMERA
FOR TOWN CLERK(S) OFFICE**

Introduced by Councilperson Guarino

Seconded by Councilperson Culhane

Motion to place additional security camera for town clerks' office.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D' Amuro

Supervisors Report -

Monroe County Broadband Meeting- Supervisor Filipowicz attended a meeting on May 5 regarding upgrades to community access and funding strategies. There is a tiny area between route 31 and county line road that is lacking. The county will help identify underserved as well as unserved areas. Updates will be advised once received.

Open House - Councilperson D' Amuro and Supervisor Filipowicz hosted the event on May 13, inviting residents to stop in and discuss anything on their minds. No one stopped in but perhaps in the future.

Leadership Logic Meeting- will take place tomorrow where they discuss anything on the radar. If the board has anything particular, they wish to add please let Supervisor Filipowicz know.

Grievance Day - is tomorrow for assessments. This is an opportunity for Clarkson residents to discuss with the Board of Assessment Review any final information regarding a challenge to their assessment, and for the board to review. Once completed, Tammy will finalize the roll for the July 1 filing date.

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Memorial Day Ceremony- at the Oliver Middle School, will take place on Friday, May 26. This is an assembly for the school to honor veterans and those we've lost. Councilpersons Zink, Culhane and Supervisor Filipowicz are able to attend this year.

Brockport Vets Club - This Saturday is the Memorial Day Celebration at the Brockport Vets Club here in Clarkson at 11:00 am. It is a nice ceremony and a time to recognize and remember the men and women of our military who have lost their lives in defense of our nation. Councilperson Guarino, Susan and Supervisor Filipowicz will be attending.

MRB Group - Supervisor Filipowicz, Superintendent Viscardi, Courtney Miller and Mike Farrell met with Lori Fox and Emily Honen to provide an overview for the future planning of Hafner Park and our concept of creating a town "campus" that could include a new town hall, amphitheater, ADA and inclusive paths, activities, bathrooms and a fitness trail so that they can apply for grants for us. Scott Mattison has done work on the site plan for us, and it proved to be a productive meeting. Two documents have been sent over for approval tonight.

RESOLUTION #166**MOTION TO ACCEPT 2023 NYS CONSOLIDATED FUNDING APPLICATION
NYS PARKS PLANNING GRANT SEQR-TYPE II ACTION**

Introduced by Councilperson Zink

Seconded by Councilperson Guarino

Motion to Accept 2023 NYS Consolidated Funding Application for NYS Parks Planning Grant SEQR Type II Action.

WHEREAS, the Town of Clarkson Town Board (Hereinafter referred to as "Town Board") is proposing to submit a 2023 Consolidated Funding Application (CFA) for the NYS Parks Grant program to complete planning for Hafner Park; and

WHEREAS, this action constitutes "information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies" and "conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action" which under the New York State Environmental Quality Review (SEQR) Act are listed as Type II actions for which it has been determined there are no significant adverse effects on the environment; and

NOW, THEREFORE, BE IT RESOLVED THAT, the Town Board does hereby classify the above-referenced action to be a Type II Action under 6 N.Y.C.R.R. Section 617.5

[c] [24] [27] of the State Environmental Quality Review (SEQR) Regulations; and

BE IT FURTHER RESOLVED THAT, Type II Actions are not subject to further review under Part 617 of the SEQR Regulations; and

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BE IT FINALLY RESOLVED THAT, the Town Board in making this classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D' Amuro

RESOLUTION #167

MOTION TO APPROVE SUPPORT & AUTHORIZATION FOR THE TOWN OF CLARKSON 2023 NYS CONSOLIDATED FUNDING APPLICATION

Introduced by Councilperson Guarino

Seconded by Councilperson Culhane

NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION ENVIRONMENTAL PROTECTION FUND PROJECT FOR PARK PLANNING FOR HAFNER PARK.

WHEREAS, the Town of Clarkson, Monroe County, supports the submission of the 2023 consolidated Funding Application (CFA) on behalf of the Town, for construction funding of a planning project for Hafner Park;

WHEREAS, in accordance with the NYS OPRI-IP invites eligible applicants to apply for funding opportunities through the consolidated funding application to undertake activities that focuses on a planning document to propose improvements at Hafner Park;

WHEREAS, a value of the Town's planning documents recognizes our recreational assets are important to us; and

WHEREAS, the Town strives to provide accessible green space and enjoyable programs in all seasons for the community and provide opportunities for relaxation, experiential learning inside and outside, and socialization to enhance personal growth and well-being for all individuals; and continuously improve the quality and safety of our facilities and services; and

NOW, THEREFORE, BE IT RESOLVED by the Town Board on behalf of the Town of Clarkson, New York authorizes the Town Manager to submit a NYSPRHP Environmental Protection Fund Grant application for a Parks Planning grant regarding the Town-owned Hafner Park and be considered the authorized representative for the project, able to execute all necessary documents relative to this project; and

BE IT FURTHER RESOLVED, the Town Board does hereby authorize and obligates local matching funds where needed that will be hereby appropriated from the General Fund Budget line; and

BE IT FURTHER RESOLVED; that the Town of Clarkson recognizes and fully supports the submission of this 2023 Park Grant CFA submission for a planning project for Hafner Park.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D'Arnuro

5-23-2023

Bid Documents - Thank you to Superintendent Viscardi for assistance in preparing the packets needed for painting the exterior of the Town Hall bid process. Bid packets are now available in the town hall and are due back by June 12.

Pole Barn Residence - this has been put on hold until further discussion. Kevin Moore and Supervisor Filipowicz are recommending a member from Town Board, Planning Board and the Zoning Board for a work group and finalize the secs and zoning restrictions before holding a public hearing. Kevin Moore will be reaching out to help form the group.

Recognition - Supervisor Filipowicz and the Town Board would like to recognize Superintendent of highway Bob Viscardi for 25 years of service. He started here on May 20, 1998 and was increasingly promoted to foreman and then was elected and re-elected three times as Highway Superintendent. Bob will receive a \$2000.00 longevity check on Thursday at the "All Hands" meeting. Congratulations to Bob on behalf of our residents, we thank you.

Town Board Reports -

Payroll - Councilperson Culhane is working to continue improvements our payroll and cutting costs.

DISC - Councilperson Culhane plans to work with all town employees on their individual assessments and then share them with everyone once completed.

Flag Placement - will be this Thursday at the Garland cemetery.

Solar/Battery Meeting- will take place Tuesday, May 30 at the town hall. Councilperson Zink wishes to discuss possible changes to the local law on both.

Zoning Code - another meeting was held last week and the hope is to have all items concluded by the Fall.

Good Neighbor Days - Councilperson Zink distributed a flyer detailing different events for the evening. Discussion on how many children attend the event annually, so we can be prepared for pony rides and other children's games.

Town Clerk- Susan wished to remind everyone that Clerks Summer Hours begin on Tuesday, May 30. We will be open Mon-Thur 8:00am-4:00 pm, Tues 8:00am 6:00 pm, Fri 8:00 am - 1:00 pm. Shred Day is Saturday-June 3, 10:00 am - 12:00 pm in front of the highway department. Susan passed out a flyer pertaining to the Hamlin Vets Brick Fundraising Program. Interest in purchasing a brick was mentioned and more follow-up information to come. Porta Johns have been ordered for the Good Neighbor Days.

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Buck Run Solar - Keith O'Toole advised that he spoke to Buck Run Solar today and they are completing their portion of the project to date.

Accessory Permits - Kevin Moore and Keith O'Toole are working on a chart of regulations with Bergmann.

Highway - Superintendent Viscardi wished to thank everyone he has worked with during his 25 years of service for the town along with the wonderful residents. Dave Goodwin especially for helping give him his start. He discussed the road project on Gilmore Road. He mentioned the drainage for the county and dead ash trees the highway is continuing to work on. The highway is helping with county work, particularly Redman Road, from route I 04 to route 31, chip sealing it in July or August. They purchased a 2017 Plow Truck at the auction for approximately \$20,000.

RESOLUTION #168**APPROVE MINUTES 5-09-2023**

Introduced by Councilperson Zink
 Seconded by Councilperson Guarino
 To approve minutes from 5-09-2023.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink
 NAYES:None
 ABSENT: D'Amuro

RESOLUTION #168**APPROVE MINUTES 5-16-2023**

Introduced by councilperson Guarino
 Seconded by Councilperson Zink
 Approve minutes from 5-16-2023

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink
 NAYES:None
 ABSENT: D' Amuro

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RESOLUTION #169
AUDIT 5-23-2023

Introduced by Councilperson Guarino

Seconded by Councilperson Culhane

To authorize payment of audit 5-23-2023 totaling \$321,672.77. AA General \$29,123.25, BB General- Outside Village \$7,177.37, DA Highway - Town Wide \$284,114.05, DB Highway - Outside Village 1,035.62, SS - Sewer \$222.48 and Distribution of checks: Joint Checking #0003428-0003468

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D'Amuro

RESOLUTION #170
MOTION TO ENTER INTO EXECUTIVE SESSION

Introduced by Councilperson Guarino

Seconded by Councilperson Culhane

Motion to go into executive session for discussions relating to proposed, pending or current litigation. Matters relating to collective negotiations under Taylor Law. Matters relating to medical, financial, credit or employment history of a particular person or corporation. Matters related to the appointment, promotion, demotion, discipline or removal of a particular person or corporation.

That the Town Board enter into a private session with its attorney to discuss legal matters at 6:55 PM.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink

NAYES:None

ABSENT: D'Amuro

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RESOLUTION #171
MOTION TO EXIT OUT OF EXECUTIVE SESSION

Introduced by Councilperson Guarino
Seconded by Councilperson Culhane
Motion to exit out of executive session at 7:43 PM.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino and Zink
NAYES:None
ABSENT: D'Anmro

RESOLUTION #172
MOTION TO ADJOURN

Introduced by Councilperson Zink
Seconded by Councilperson Culhane
Motion to adjourn at 7:45 PM.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, Guarino, D' Arnuro, and Zink
NAYES:None

Respectfully submitted,

Susan Henshaw
Town Clerk

Approved 6-13-2023

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