

TOWN OF CLARKSON
TOWN BOARD MEETING
June 13, 2023

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, June 13, 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
Stacey Yanklowski	Deputy Town Clerk

** 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.

HISTORICAL MOMENTS

Leanna Hale discussed the War of 1812. Several Clarkson Militia are buried in the West Clarkson cemetery. June 14, 1777 the Continental Congress adopted a plan to make our first flag. Subsequently, the flag was then flown on John Paul Jones ship in the Battle of Brandywine. Ms. Hale discussed her distant cousin from Clarkson, Sandra Maw Hare. She advised of a poem she found and shared with all, giving full description and meaning of the United States flag, Old Glory.

OPEN FORUM

Supervisor Filipowicz mentioned her sympathies in the loss of long-time resident Lorna Stinebiser.

COMMUNICATIONS

Healthcare – Supervisor Filipowicz mentioned the impending 2024 increase of 14-17% to employee healthcare.

Air Quality Update- Letter from County Executive Adam Bello was shared advising poor air quality could continue for up to 3 weeks. Masks are available at the county if needed.

Real Property Notice – Clarkson is now at 100%.

Monroe County Land Use – Decision Making course deadline is Friday, June 16. Kevin Moore will be attending.

NEW BUSINESS

Employee Benefits Summary- changes in rates were sent to employees regarding rate changes. Brian Baty advised of a decrease in cost for the same current benefits our employees have. He is able to increase the coverage for less money.

6-13-2023

RESOLUTION #174

ACKNOWLEDGE RECEIPT OF SUPERVISOR'S MAY FINANCIAL REPORT

Introduced by Councilperson Zink

Seconded by Councilperson Guarino

Acknowledge receipt of Supervisors May Financial Report.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

Accessory Structure Law- Kevin Moore discussed current Pole Barn laws and the ability to have multiple sheds on a property. He feels it necessary to change this prior to the new zoning codes.

RESOLUTION #175

SCHEDULE PUBLIC HEARING FOR PROPOSED LOCAL LAW:

INTRODUCTORY LOCAL LAW #4-2023

TOWN OF CLARKSON

Introduced by Councilperson D'Amuro

Seconded by Councilperson Guarino

Schedule a public hearing for proposed Local Law: Introductory Local Law #4-2023

Town of Clarkson.

A LOCAL LAW TO AMEND THE Town of Clarkson's "Local Law No. 1-1973 of the Town of Clarkson".

WHEREAS, the Town Board has before it proposed Introductory Local Law 4 of 2023 to amend "Local Law No. 1-1973 of the Town of Clarkson" which will amend the zoning regulations involving accessory structures and accessory uses; and

WHEREAS, in order to adopt said Local Law, the Town Board of the Town of Clarkson is required to hold and conduct a public hearing thereon;

NOW, THEREFORE, BE IT RESOLVED:

SECTION 1. That the Town Board of the Town of Clarkson shall hold and conduct a Public Hearing on the 27th day of June, 2023, at 6:00 p.m. at the Town Hall, 3710 Lake Road, Town of Clarkson, New York, 14430 to consider the changes which are contained on the attached Local Law; at which Public Hearing all interested persons will be heard concerning the subject matter thereof.

SECTION 2. That the Town Clerk shall cause due notice of such public hearing to be published as required by law.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

RESOLUTION #176

MOTION TO ADJUST THE EMPLOYEES BENEFITS COVERAGE

Introduced by Councilperson Guarino

Seconded by Councilperson D'Amuro

Motion to adjust the employees' benefits coverage.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

RESOLUTION #177

MOTION FOR A RESOLUTION REGARDING UNSAFE BUILDINGS OR STRUCTURES AT 8438 RIDGE ROAD, CLARKSON, NY

Introduced by Councilperson Zink

Seconded by Councilperson Culhane

MOTION FOR A RESOLUTION REGARDING UNSAFE BUILDINGS OR STRUCTURES AT 8438 RIDGE ROAD, CLARKSON, NY

6-13-2023

WHEREAS, the Building Inspector of the Town of Clarkson has filed his report in writing with the Town Board of the Town of Clarkson containing his findings and recommendations dated on or about May 29, 2023 regarding certain structures situate on premises at 8438 RIDGE ROAD, Town of Clarkson, NY designated by Tax Map No. 054.13-1-13, in which report said Building Inspector states his opinion that said structures are unsafe and dangerous to the public and recommends their demolition and removal, and/or repairs within 45 days and,

WHEREAS, the Town Board of the Town of Clarkson, upon due deliberation, has considered said report and has determined that the building(s) are unsafe and dangerous and wishes to order their demolition and/or repair in the manner described in the proposed "Order" before us, and

WHEREAS, the Town Board wishes to hold a public hearing, so that members of the public and the property owners of record have an opportunity to be heard regarding the Order and to thereafter determine whether said Order should be revoked, modified or affirmed, and

WHEREAS, the Town Board wishes to give notice of the public hearing in the manner required by Clarkson Code §48-8, and

NOW, THEREFORE, BE IT RESOLVED, that

1. This matter is classified as a Type II action under the State Environmental Quality Review Act., and
2. The proposed Order attached as Exhibit A hereto is hereby adopted and the Town Supervisor is authorized to execute said Order on behalf of the Town Board, and
3. A Notice, substantially the same in form and content as that attached be served in compliance with the provisions of Clarkson Code §48-9 along with a copy of the executed Order, and
4. The Town Board of the Town of Clarkson shall hold and conduct a Public Hearing on the 27th day of June, 2023, at 6:00 p.m. at the Town Hall, 3710 Lake Road, Town of Clarkson, New York, 14430 to determine whether said Order should be revoked, modified or affirmed; at which Public Hearing all interested persons, including the property owners of record, will have an opportunity to be heard.
5. That the Town Clerk shall cause due notice of such public hearing to be published as required by law.
6. That the Town Clerk shall cause a copy of the attached "Notice", along with a copy of the executed Order, be recorded at the Monroe County Clerk's office as required by law.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

RESOLUTION #178**MOTION TO APPROVE THE PROPOSAL FOR THE ANNUAL AUDIT FOR STOKES, VISCA, HUCKO AND BARONE**

Introduced by Councilperson Guarino

Seconded by Councilperson Culhane

Motion to approve the proposal for the annual audit for Stokes, Visca, Hucko and Barone, including federal funds for the water district.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

This would be an audit of all the towns general funds, that exclude the Town Clerks office as well as Justice Court as they do separate audits.

Temporary Moratorium on Land Development – Supervisor Filipowicz advised that within the mixed used hamlet zoning district of Clarkson, the town needs more time to prepare the needs of possible land development and how to direct residents moving forward. The purpose is to enhance the quality of life and sense of place as well as to sustain the growth and development of Clarkson. This will be for an initial 6- month period.

6-13-2023

RESOLUTION #179
SCHEDULE PUBLIC HEARING FOR PROPOSED LOCAL LAW:
INTRODUCTORY LOCAL LAW #5-2023
TOWN OF CLARKSON

Introduced by Councilperson Zink

Seconded by Councilperson Guarino

Schedule a Public Hearing for Proposed Local Law: Introductory Local Law #5-2023

Town of Clarkson

WHEREAS, the Town Board has before it proposed Introductory Local Law No. 5 of 2023 entitled A LOCAL LAW TO ESTABLISH A TEMPORARY MORATORIUM ON CERTAIN LAND DEVELOPMENT APPLICATIONS THAT ARE PENDING OR MAY SUBSEQUENTLY BE FILED WITH THE TOWN OF CLARKSON;

WHEREAS, in order to adopt said Local Law, the Town Board of the Town of Clarkson is required to hold and conduct a public hearing thereon;

NOW, THEREFORE, BE IT RESOLVED:

SECTION 1: That the Town Board of the Town of Clarkson shall hold and conduct a Public Hearing on the 27th day of June, 2023, at 6:00 p.m. at the Town Hall, 3710 Lake Road, Town of Clarkson, New York, 14430 to consider the changes which are contained on the attached Local Law; at which Public Hearing all interested persons will be heard concerning the subject matter thereof.

SECTION 2. That the Town Clerk shall cause due notice of such public hearing to be published as required by law.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

Grass Violations – Kevin Moore advised of three more property addresses for Chapter 5, Brush, Grass and Weed violations.

3891 Lake Road

8354 Ridge Road

8348 Ridge Road

RESOLUTION #180

MOTION FOR BUILDING INSPECTOR TO SEND LETTERS OF TOWN CODE VIOLATIONS

Introduced by Councilperson Culhane

Seconded by Councilperson Guarino

Motion for Building Inspector to send letters of code violations.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

OLD BUSINESS

Battery Storage – Councilperson Zink discussed the possibility of having a sunseting restriction after 2 years. Sunseting would mean after a 2-year timeframe, battery storage would now be allowed. The idea is to allow battery storage to advance and develop and make decisions at that particular time. The law can continue to be reviewed even after a 2-year period.

RESOLUTION #181

MOTION TO CALL FOR A PUBLIC HEARING ON THE NEW BATTERY LAW

Introduced by Councilperson Zink

Seconded by Councilperson Culhane

Motion to call for a public hearing on the new battery law for Tuesday, July 11, 2023.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

6-13-2023

Solar Law – Councilperson Zink discussed the setbacks being modified to a 500 ft setback, rather than the 300 ft setback, recommended by the Planning Board. Discussion ensued about current solar sites, setbacks and vegetation with information provided by Kevin Moore. The desire is to protect the residents from seeing the solar panels. The board decided on a setback of 350 ft. back/100 ft. on the side. Further discussion will be at the public hearing.

RESOLUTION #182
MOTION TO CALL FOR PUBLIC HEARING REGARDING SETBACKS TO
THE CURRENT SOLAR LAW

Introduced by Councilperson D'Amuro

Seconded by Councilperson Guarino

Motion to call for a public hearing regarding setbacks to the current solar law on Tuesday, July 11.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

Supervisors Report –

Leadership Logic – Supervisor Filipowicz met with the ladies for her monthly meeting last week.

OMS Memorial Day Celebration – Supervisor Filipowicz, Councilpersons Zink and Culhane all attended the service on May 26.

Veterans Ceremony – several of our town leaders attended the ceremony at the Vets Club on Saturday, May 27.

Solar/Battery Workshop – Councilperson Zink hosted the workshop on May 30. This was very informative with good discussion on the topics.

Managers Meeting – was held on June 6, with heads of all departments. Good ideas and feedback were had.

Payroll System- thank you goes out to Courtney Miller for her time and efforts in implementing the new payroll system. The system is very new and does present some challenges that we all are working through.

Porta Johns – there are some concerns with a particular issue with one located at Hafner Park. Discussion as to possible new placement of the porta john were mentioned. We will continue to monitor this situation.

Tree Program – Councilperson Culhane will be heading the memorial tree program located at Kimball Park. He will work closely with Sara's Farm Market for the best trees available for this area along with pricing and advertising to the residents.

Town Board Reports -

Veterans Outreach – Councilperson D'Amuro mentioned there will be a pause placed on this program for the summer and resume in the Fall.

Clarkson Historic Commission – Councilperson D'Amuro mentioned we have five members which complete the committee. Chairperson John Barr will be stepping down and will be missed. Al Hoy will be stepping into that position as chairperson.

Big Block of Cheese – Councilperson D'Amuro would like to host Saturday, June 24 for walk in meet and greet at the Town Hall.

6-13-2023

CFA Grant – Councilperson D’Amuro will be submitting a grant request for the Town Hall bathrooms this summer.

Student Intern – Councilperson has reached out to a particular student who is interested in business and politics and he hopes he will join Nick for the summer.

Shred Day – Councilperson Guarino discussed the event and how well it was attended.

Paint Bids – Supervisor Filipowicz mentioned we received no bids for painting at Town Hall.

Zoning Committee/BAR- Councilperson Zink wanted to further mention her appreciation for the work John Barr has done on these committees. He will be missed.

Good Neighbor Day – Councilperson Zink mentioned that Councilperson Guarino is working with the vendors for the event. Brockport High School Alumni and Jubilee Church as well as a local Daycare will be having booths. Possible further vendors are the Monroe County Sheriff’s and local food pantries as well. Superintendent Viscardi will be heading up the Fishing Derby. Councilperson Culhane will be tending to Employee Recognition at the event.

Comprehensive Plan – Councilperson Zink discussed goals and action items of this plan, for the future. She mentioned specifically drainage, parks, bike trail, business advisory and hamlet zoning.

Monthly Meeting – Councilperson Culhane discussed the last meeting and how the entire employee team was present and was nice for all to attend.

Lions Club – Councilperson Culhane discussed with Councilperson Zink that he wishes to ensure there is enough food available at Good Neighbor Days. Conversations were had with the Lions and the possibility exists that we need to have an additional food vendor available.

Town Clerk – Deputy Stacey Yanklowski advised that we wrapped up the Town and County tax season and we collected \$6.2 million of the \$6.3 million requested. Shred Day was a success and we want to thank Tom Guarino, Adam Johnson and County Legislature Jackie Smith for their assistance that morning.

Highway – Superintendent Viscardi mentioned highway will be mowing one resident lawn with grass code violations on Lake Road. For town work, highway is working on the Gilmore Road restoration project. A combination of oil and stones will be done by noon Thursday. He met with neighboring towns to discuss the Seymour Library parking lot. For county work, they have three drainage problems on all the County Line Roads to work on. Some work will be done on Redman Road in July. He stressed that potholes will be fixed this summer within the Seymour Library parking lot using reserved funds from the three municipalities involved.

RESOLUTION #183**APPROVE MINUTES 5-23-2023**

Introduced by Councilperson Zink

Seconded by Councilperson Guarino

To approve minutes from 5-23-2023.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D’Amuro, Guarino and Zink

NAYES: None

6-13-2023

RESOLUTION #184
APPROVE MINUTES 5-30-2023

Introduced by councilperson Guarino

Seconded by Councilperson Zink

Approve minutes from 5-30-2023.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

RESOLUTION #185
AUDIT 6-13-2023

Introduced by Councilperson Guarino

Seconded by Councilperson D'Amuro

To authorize payment of audit 6-13-2023 totaling \$102,971.76. AA General \$33,737.38, BB General- Outside Village \$17,641.97, DA Highway - Town Wide \$8,927.98, DB Highway - Outside Village 1,016.81, HH - Capitol Projects \$37,648.50, SS - Sewer \$111.80 and Distribution of checks: Joint Checking #0003466-0003539, Trust and Agency #006289.

RESOLUTION #186
MOTION TO ENTER INTO EXECUTIVE SESSION

Introduced by Councilperson Zink

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 7:02PM.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

RESOLUTION #187
MOTION TO EXIT OUT OF EXECUTIVE SESSION

Introduced by Councilperson Zink

Seconded by Councilperson Guarino

Motion to exit out of executive session at 7:32 PM.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

RESOLUTION #188
MOTION TO ADJOURN

Introduced by Councilperson Culhane

Seconded by Councilperson Zink

Motion to adjourn at 7:33 PM.

VOTE OF THE BOARD

AYES: Supervisor Filipowicz, Councilpersons Culhane, D'Amuro, Guarino and Zink

NAYES: None

Respectfully submitted,

Susan Henshaw

Town Clerk