

TOWN OF CLARKSON  
TOWN BOARD MEETING  
April 23, 2024

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, April 23, 2024, at the Clarkson Town Hall, 3710 Lake Road, Clarkson, NY at 6:00 P.M.

**PRESENT:**

Ursula Liotta	Supervisor
John Culhane	Councilperson
Nick D'Amuro	Councilperson
Sharon Mattison	Councilperson
Evan Wexler	Councilperson
Susan Henshaw	Town Clerk
Robert Viscardi	Highway Superintendent
Keith O'Toole	Attorney
Kevin Moore	Building Inspector

Supervisor Liotta opened the meeting. She led everyone in the Pledge of Allegiance. A moment of silence was observed for our servicemen and women, first responders and veterans, particularly those who have paid the ultimate price, along with thanks to healthcare workers who tirelessly work to save lives every day.

**HISTORICAL MOMENTS**

Town Historian Leanna Hale discussed a picture that was sent to her of a historical marker in Rochester, Michigan. Around 1817, many people seemed to move further west from the western New York area. She mentioned that in the year 1816 it was called "the year without a summer" in western New York and New England. This was due to a large volcanic eruption in the West Indies which affected New England and Northern Europe which led to a killer frost during the month of May with temperatures in the 40's that extended throughout the summer. This event did not seem to affect Michigan and its surrounding areas. Ms. Hale cannot confirm the reason behind such a large population moving westward, however she believes the temperature of that specific year may have been the answer. She remains skeptical.

The *Night at the Museum* event is scheduled for May 18 from 4:00pm-8:00pm involving all the museums in the Brockport area, including the Clarkson Academy. There will be a cursive writing contest for adults, conducted by the students of the Clarkson Schoolhouse. The students will be the judges.

**PUBLIC HEARING**

Supervisor Liotta opened the public hearing and read aloud the legal notice regarding Local Law #3-2024: Creating additional permitted uses under the Town of Clarkson's Zoning Law [§140-22(B)(2)(f): Dance Studios and §140-22-(B)(2) Section 2-I: Family Support Centers]. Building Inspector Kevin Moore further mentioned that applications to the Planning Board will still need to be made for site plan review regarding special use permits. There was no public comment.

**RESOLUTION #124**  
**CLOSE PUBLIC HEARING**

Introduced by Councilperson D'Amuro  
Seconded by Councilperson Culhane  
Motion to close the public hearing for Local Law #3-2024.

**BE IT RESOLVED AS FOLLOWS:**

**Section 1.** That the Town Board of the Town of Clarkson closes the public hearing for Local Law #3-2024: Creating additional permitted uses under the Town of Clarkson's Zoning Law.

**VOTE OF THE BOARD**

AYES: Supervisor Liotta, Councilpersons Culhane, D'Amuro, Mattison and Wexler  
NAYES: None

4-23-2024

**RESOLUTION #125**  
**MOTION TO ADOPT A NEGATIVE DECLARATION UNDER SEQR**  
**REGARDING LOCAL LAW #3-2024**

Introduced by Councilperson Mattison

Seconded by Councilperson Wexler

Motion to adopt a negative declaration under SEQR regarding Local Law#3-2024.

**BE IT RESOLVED AS FOLLOWS:**

Section 1. That the Town Board of the Town of Clarkson classifies Local Law #3 - 2024 as an Unlisted action and adopts a Negative Declaration under SEQR.

VOTE OF THE BOARD

AYES: Supervisor Liotta, Councilpersons Culhane, D'Amuro, Mattison and Wexler

NAYES: None

**RESOLUTION #126**  
**LOCAL LAW #3-2024**  
**MOTION TO CREATE ADDITIONAL PERMITTED USES UNDER THE TOWN**  
**OF CLARKSON'S ZONING LAW**

Introduced by Councilperson Culhane

Seconded by Councilperson D'Amuro

Motion to create additional permitted uses under the Town of Clarkson's Zoning Law.

**BE IT RESOLVED AS FOLLOWS:**

**Section 1.** That the Town Board of the Town of Clarkson approves Local Law #3 of 2024 which amends the Town of Clarkson's "Local Law No. 1-1973 of the Town of Clarkson.

VOTE OF THE BOARD

AYES: Supervisor Liotta, Councilpersons Culhane, D'Amuro, Mattison and Wexler

NAYES: None

**NEW BUSINESS**

**RESOLUTION #127**  
**MOTION TO AUTHORIZE SIGNING THE DJ CONTRACT FOR GOOD**  
**NEIGHBOR DAY**

Introduced by Councilperson Mattison

Seconded by Councilperson D'Amuro

Motion to authorize signing the DJ contract for Good Neighbor Day.

VOTE OF THE BOARD

AYES: Supervisor Liotta, Councilpersons Culhane, D'Amuro, Mattison and Wexler

NAYES: None

Supervisor Liotta read a contract regarding the round-about that was prepared by NYS DOT discussing the Maintenance Jurisdiction Plan of 2009.

**RESOLUTION #128**  
**MOTION TO AUTHORIZE PREPARATION OF AN MOA 3-YEAR CONTRACT**  
**REGARDING THE ROUND-ABOUT BETWEEN TOWN OF CLARKSON,**  
**VILLAGE OF BROCKPORT AND THE LION'S CLUB**

Introduced by Supervisor Liotta

Seconded by Councilperson D'Amuro

Motion to authorize preparation of an MOA 3-Year contract regarding the Round-about between the Town of Clarkson, Village of Brockport and the Lion's Club.

VOTE OF THE BOARD

AYES: Supervisor Liotta, Councilpersons Culhane, D'Amuro, Mattison and Wexler

NAYES: None

**4-23-2024**

Supervisor Liotta mentioned that LGSS advised us to close 3 capital fund accounts: Clarkson Parma Townline Road from 2017, Lake Cook Sewer Project from 2019, and Clarkson Hamlin Water Project Route 18 from 2020. All have been zeroed out and can be closed.

**RESOLUTION #129**

**MOTION TO AUTHORIZE CLOSING CAPITAL FUND ACCOUNTS PER LGSS**

Introduced by Councilperson Mattison

Seconded by Councilperson D'Amuro

Motion to authorize closing the above-named capital fund accounts per LGSS.

**VOTE OF THE BOARD**

AYES: Supervisor Liotta, Councilpersons Culhane, D'Amuro, Mattison and Wexler

NAYES: None

**RESOLUTION #130**

**MOTION TO AUTHORIZE SUPERVISOR TO CERTIFY THE 2023 ANNUAL FINANCIAL REPORT (AFR) WITH NYS COMPTROLLER**

Introduced by Councilperson Culhane

Seconded by Councilperson Wexler

Motion to authorize supervisor to certify the 2023 Annual Financial Report (AFR) report with NYS Comptroller.

**VOTE OF THE BOARD**

AYES: Supervisor Liotta, Councilpersons Culhane, D'Amuro, Mattison and Wexler

NAYES: None

**RESOLUTION #131**

**TO WAIVE THE 30-DAY WAITING PERIOD FOR THE LIQUOR LICENSE APPLICATION FOR TIMBER RIDGE GOLF COURSE**

Introduced by Councilperson Mattison

Seconded by Councilperson D'Amuro

**WHEREAS**, Timber Ridge Golf Course LLC has delivered to the Town of Clarkson Town Board a Standardized Notice Form for Providing 30-Day Advance Notice of intent to file a new application for an On-Premises Alcoholic Beverage License for liquor, wine, beer and cider to be sold at 7061 West Ridge Road, Clarkson, NY 14420; and

**WHEREAS**, pursuant to the applicable provisions of the Alcohol and Beverage Control Law Section 64, Subdivision 2(a), the Town of Clarkson has been notified of their intent to file an application for a liquor license with the New York State Liquor Authority; and **WHEREAS**, a thirty (30) day hold before said application can be filed is mandated by New York Alcohol and Beverage Control Law, unless, this time period is waived by the municipality; and

**WHEREAS**, the Town of Clarkson Town Board does not intend to comment upon such application.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Clarkson Town Board hereby waives the thirty (30) day notice requirement contained in Section 110-b of the Alcoholic Beverage Control Law, and states that it does not intend to offer any comments regarding the application of the Timber Ridge Golf Course LLC, 7061 West Ridge Road, Clarkson, NY 14420; and

**BE IT FURTHER RESOLVED** that the Town Clerk is hereby authorized to issue a letter to the applicant and to the New York State Liquor Authority to confirm the Town's receipt of the Notice of Intent to file for the liquor license and a waiver of the thirty (30) day hold on the processing of said application.

**VOTE OF THE BOARD**

AYES: Supervisor Liotta, Councilpersons Culhane, D'Amuro, Mattison and Wexler

NAYES: None

4-23-2024

**RESOLUTION #132**  
**MOTION TO APPROVE MERIT INCREASE FOR HIGHWAY EMPLOYEE**  
**BRYCE GAESSER**

Introduced by Councilperson Culhane

Seconded by Councilperson Mattison

Motion to approve merit increase for highway employee Bryce Gaesser from MEO step 11 @ \$25.99/hour to MEO step 13 @ \$26.77/hour.

**VOTE OF THE BOARD**

AYES: Supervisor Liotta, Councilpersons Culhane, D'Amuro, Mattison and Wexler

NAYES: None

**RESOLUTION #133**  
**MOTION TO AUTHORIZE PORTA-POTTY RENTAL & SERVICING**  
**AGREEMENT WITH ROCHESTER PORTABLE TOILETS INC.**

Introduced by Councilperson Culhane

Seconded by Councilperson Mattison

Motion to authorize porta-potty rental agreement rental & servicing with Rochester Toilets Inc.

**BE IT RESOLVED AS FOLLOWS:**

**Section 1.** That the Town Board of the Town of Clarkson authorizes the Supervisor to enter into a rental and servicing agreement for porta-potties (portable toilets) with Rochester Portable Toilets, Inc. The agreement will be on a month-to-month basis until terminated by either party or until the end of 2024, whichever event comes first.

**VOTE OF THE BOARD**

AYES: Supervisor Liotta, Councilpersons Culhane, D'Amuro, Mattison and Wexler

NAYES: None

**RESOLUTION #134**  
**SCHEDULE PUBLIC HEARING FOR PROPOSED LOCAL LAW:**  
**INTRODUCTORY LOCAL LAW #4-2024**  
**TOWN OF CLARKSON**

Introduced by Councilperson Wexler

Seconded by Councilperson D'Amuro

**A LOCAL LAW** to amend the existing regulations relating to dog control within the Town of Clarkson.

**WHEREAS**, the Town Board has before it proposed Introductory Local Law #4 of 2024 which would amend the existing regulations relating to dog control within the Town of Clarkson. By way of example, these regulations include dog barking, dog leashing, nuisance behavior and humane treatment of dogs; 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 14th day of May 2024, 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 Liotta, Councilpersons Culhane, D'Amuro, Mattison and Wexler

NAYES: None

4-23-2024

**RESOLUTION #135**  
**ACKNOWLEDGE RECEIPT OF SUPERVISOR'S MARCH & APRIL**  
**FINANCIAL REPORT**

Introduced by Councilperson Mattison

Seconded by Councilperson D'Amuro

Acknowledge receipt of Supervisor's March and April Financial Reports.

**VOTE OF THE BOARD**

AYES: Supervisor Liotta, Councilpersons Culhane, D'Amuro, Mattison and Wexler

NAYES: None

**Supervisors Report**

Supervisor Liotta discussed the Rochester Museum and Science Center power-point recap of the solar eclipse event. They enjoyed a 3-day festival with food trucks, 10,000 + attendees from 29 different states, including travelers from Canada, Puerto Rico, Germany, South Korea and the UK. They provided over 150 lectures over the last 3 years on the subject. There were no reports of stranded travelers or injuries. They feel they achieved their goal of memorable viewing and a solid travel experience for locals and visitors. Clarkson was seemingly a ghost town, but the weather shifted the last 2 days as did the travelers. Thank you to the Highway Department for overseeing and being available for the event. The local fire department, EMS along with the Monroe County Sheriff's Office was well prepared and if they had not been, we could have had a different scenario. Everything went well and it was an enjoyable event. The light tower at the corner of Ridge Road and Lake Road will remain until April 30.

The Sidewalk Initiative Program was discussed. County Legislator Jackie Smith will advocate on behalf of the town to help benefit our municipality's sidewalks along county roads if the board feels it is needed. The program is being reviewed and Supervisor Liotta will advise and if further action is taken.

The final documents have been completed for the WIBA#1 project. All paperwork has been sent on to the state. The bid is expected soon.

**Town Board Reports**

**Councilperson D'Amuro** – mentioned that he received notification from the State Preservation Office that the National Park Service has some inquiries that he and attorney Keith O'Toole will be reviewing and will respond to regarding the Certified Local Government. We are waiting for the final stamp of approval which we should see shortly.

Councilperson D'Amuro brought up the issue of disc golf and stated that Kimball Park would be the perfect location. MRB Group will assist in obtaining a T-Mobile grant. The projected map of the disc golf course has been reviewed by all town board members and they feel it is impressive. It would be considered a low-risk investment for the municipality even if we are not awarded the grant. Further discussion ensued.

**Councilperson Mattison** – in keeping with tradition, the town has always placed flags at the graves of our veterans at the Garland Cemetery and West Clarkson Cemetery for the Memorial Day holiday. This will take place on Monday, May 13 at 5:30 pm. All those wishing to volunteer can gather at the Garland Cemetery. Flags and maps will be supplied. Residents Tom and Dawn Guarino will tend to the placement of flags at the West Clarkson Cemetery.

**Councilperson Culhane** – has updated the costs for town hall repairs from the incentive zoning projects. He mentioned that we are under the projected budgeted costs for the items completed. There is still a "to-do" list that will be reviewed. Decisions will be made soon.

**Councilperson Wexler** – is in contact with Kathy at Sara's Farm Market regarding the Good Neighbor Day event.

**4-23-2024**

**Town Clerk** – reminded those present about the Rabies Clinic scheduled for Thursday, May 2 from 5:30pm–7:30pm at the Highway garage. We have many volunteers for the event.

Ten new round tables have been delivered to Kimball and Goodwin Lodge for our renters. They will be replacing the older tables on the premises.

**Building Inspector** – Kevin Moore advised that Whitehall Mansion has received their site plan approval.

All asbestos has been remediated from the old NYS Troopers barracks on Lake Road.

**Highway Report** – Superintendent Viscardi discussed junk days starting this Saturday, April 27 – May 4. Brush and leaf pick up continues throughout the town until all roads have been completed at least once.

He attended a meeting on April 19 at the Seymour Library regarding the remodeling/renovations of the building. LaBella Engineering, library personnel and representatives from the Towns of Sweden and Clarkson as well as the Village of Brockport gathered to discuss interior renovations. Clarkson’s responsibility will include the sewer lines and bringing them from outside the building to the main connection.

**RESOLUTION #136****MOTION TO APPROVE MINUTES 4-09-2024**

Introduced by Councilperson Wexler  
Seconded by Councilperson Culhane  
Motion to approve minutes 4-09-2024.

**VOTE OF THE BOARD**

AYES: Supervisor Liotta, Councilpersons Culhane, D’Amuro, Mattison and Wexler  
NAYES: None

**RESOLUTION #137****AUDIT 4-23-2024**

Introduced by Councilperson Mattison  
Seconded by Councilperson D’Amuro  
To authorize payment of audit 4-23-2024 totaling \$25,034.83, AA General \$8,714.69, General- Outside Village \$1,168.51, DA Highway - Town Wide \$13,935.69, DB-Highway-Outside Village \$808.08, SS – Sewer \$407.86 and distribution of checks from Joint Checking #4433-4465.

**VOTE OF THE BOARD**

AYES: Supervisor Liotta, Councilpersons Culhane, D’Amuro, Mattison and Wexler  
NAYES: None

**RESOLUTION #138****MOTION TO ADJOURN**

Introduced by Supervisor Mattison  
Seconded by Councilperson Culhane  
Motion to adjourn at 6:55 PM.

**VOTE OF THE BOARD**

AYES: Supervisor Liotta, Councilpersons Culhane, D’Amuro, Mattison and Wexler  
NAYES: None

Respectfully submitted,

*Susan Henshaw*  
Town Clerk

Approved 5-14-2024

