

Hamlin Town Board Meeting  
May 23, 2018

The Hamlin Town Board held their regular meeting in the Hamlin Town Hall Located at 1658 Lake Road Hamlin, New York. The meeting was called to order at 7:00 by Supervisor Eric Peters. The locations of the fire exits and defibrillator were explained to those present. Everyone was invited to participate in the Pledge of Allegiance and a moment of silence for the deceased residents of Hamlin.

Invocation by: Father William Spilly

Present: Councilperson Jason Baxter, Councilperson Jennifer Voelkl, Councilperson Dave Rose, Councilperson Martin Maier and Supervisor Eric Peters.

Also, Present: Highway Superintendent Steve Baase, Building Inspector Code Enforcement Officer Cheryl Pacelli and Deputy Town Clerk Keylee Gilfilian.

Residents: Jake VanWuyckhuyse, Amber Cooper, Derek Ryan and Chris Andrews.

**PUBLIC FORUM:**

With no one wishing to address the board, Supervisor Peters subsequently closed the forum.

**APPROVAL OF TOWN BOARD MINUTES:**

Resolution #130 Motion was made by Councilperson Martin Maier, Seconded by Councilperson Dave Rose requesting Town Board approval of Town Board Meeting Minutes of May 14, 2018.

Polled Votes: Councilperson Jason Baxter aye, Councilperson Jennifer Voelkl aye, Councilperson Martin Maier aye, Councilperson Dave Rose aye and Supervisor Eric Peters aye.  
Motion Carried.

**AUTHORIZATION OF PAYMENT OF BILLS:**

Resolution #131 Motion was made by Councilperson Jennifer Voelkl, Seconded by Councilperson Martin Maier requesting Town Board approval of the authorization of payment of bills from their respective funds as follows:

<u>MONTHLY TOTALS</u>		TOWN OF HAMLIN		<u>Abstract: 5A</u>
<u>ACCOUNT</u>	<u>VOUCHER#</u>	<u>AMOUN T</u>	<u>ACCOUNT TOTALS</u>	
General	2018-0566 to 2018-0570	4811.36		
	2018-0584 to 2018-0609	42340.09		
<b>Account Total</b>				<b>\$ 47,151.45</b>
Library	2018-0571 to 2018-0572	597.99		
<b>Account Total</b>				<b>\$ 597.99</b>
Highway	2018-0577 to 2018-0583	5645.28		
<b>Account Total</b>				<b>\$ 5,645.28</b>
Sewer	2018-0573	63.04		
	2018-0576	88.66		
<b>Account Total</b>				<b>\$ 151.70</b>
Light	2018-0574	1619.52		
<b>Account Total</b>				<b>\$ 1,619.52</b>
Employees Trust	2018-0575	1476.32		
<b>Account Total</b>				<b>\$ 1,476.32</b>

Paychex	2018-0565	79.38	
<b>Account Total</b>			<b>\$ 79.38</b>
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<b>Visa Charges</b>	Drivers License Guide Co.	29.70	
	Office Max/Depot	149.95	
	Build A Sign	210.47	
	Bargain Balloons	194.20	
	ebay	128.48	
<b>Account Total</b>			<b>\$ 712.80</b>
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<b>GRAND TOTAL:</b>			<b>\$ 57,434.44</b>

Polled Votes: Councilperson Jason Baxter aye, Councilperson Jennifer Voelkl aye, Councilperson Martin Maier aye, Councilperson Dave Rose aye and Supervisor Eric Peters aye. Motion Carried.

**Correspondence:**

- a. C zone Weekly Report 5/9/2018
- b. National Weather Service-NWS Buffalo Weekly Briefing 5/22/2018
- c. DEC Delivers-Canal Street Manufacturing Site (Rochester)-DEC Invites Public Comment on Brownfield Application and Work Plan
- d. CANCELLATION NOTICE-May PAC Meeting
- e. Letter from Mary Jane Dreher
- f. Charter Communications-Upcoming Changes
- g. Canal NY Annual Meeting & Cruise Friday, June 8, 2018
- h. UNICON Construction News Reel
- i. USA's Inaugural Rochester BCTC Conservation Dinner

**SECURE A BOND**

Resolution #132 Motion was made by Councilperson Dave Rose, Seconded by Councilperson Martin Maier to secure a bond.

Whereas, The Town of Hamlin has entered an Agreement with the Town of Kendall for Waterline Installation,

And Whereas, As a Condition of the Funding of said waterline the Town of Hamlin is Required to Post a Performance Bond,

And Whereas, the Cost of said Performance Bond will be Reimbursed to the Town of Hamlin by the Town of Kendall,

And Whereas it is Necessary for the Supervisor of the Town of Hamlin to Sign an Agreement with CNA Surety for said Bond,

Be it resolved that the Hamlin Town Board authorizes the Town Supervisor to Sign said Bond Agreement.

Polled Votes: Councilperson Jason Baxter aye, Councilperson Jennifer Voelkl aye, Councilperson Martin Maier aye, Councilperson Dave Rose aye and Supervisor Eric Peters aye.  
Motion Carried.

### **BUDGET AMENDMENTS**

Resolution #133 Motion was made by Councilperson Jennifer Voelkl, Seconded by Councilperson Martin Maier to approve the following budget transfers. Transfer \$2687.87 from account 1990.40 Contingent Expense account to account 7550.40 Celebrations Expense account. To reimburse the Hamlin VFW for flags and mounts for lake rd.

Polled Votes: Councilperson Jason Baxter aye, Councilperson Jennifer Voelkl aye, Councilperson Martin Maier aye, Councilperson Dave Rose aye and Supervisor Eric Peters aye.  
Motion Carried

### **REPORTS.**

Supervisor Eric Peters reported on the following:

- Redman Road petition is finalized and ready to be mailed. Lower cost than mentioned at the previous meeting of \$896.94 per parcel. There is no time frame for these residents to respond, as the petition needs to be signed in front of a Notary Public. Want to ensure people have enough time to come in and sign around vacations and work hours.
- Received quarterly sales tax. Slight increase from last year.
- Received a letter from a resident on greenwood parkway who would like to buy the land in front of her house from the town. We have found where this property was conveyed to us but we have not found the deed yet. Do we have any issue disposing of this property? None of the Town board members had any problems moving forward. This resident would still need to go to Zoning Board for a variance for the garage she would like to build after this property is acquired.  
Councilperson Jason Baxter noted they property owner would have to merge the properties as you cannot build a building that is on two different pieces of properties.
- Attended the Supervisors meeting at The Strong Museum of Play. They are undergoing a huge expansion. This expansion will add 100,000 sqf and a parking garage. They will be

selling off excess parking for housing and a hotel. This project will be beginning in upcoming weeks and be done by 2020.

Superintendent Steve Baase reported on the following:

- Bid for lowboy trailer will go in next week for the Low Boy Trailer. Opening date will be June 22 and this will be awarded on June 27<sup>th</sup>.

#### DISCUSSIONS:

- Councilperson Jennifer Voelkl noted that the Flags on Lake Road look nice.
- Councilperson Jason Baxter asked to discuss the letter from resident Chris Andrews in regards to 3 Sandy Harbor homeowners receiving fines for failure to obtain permits. Councilperson Jason Baxter does not think this is the route we want to take with our resident. We had to wait for the DEC and battle Mother Nature. This is just an I- beam to protect their property. He believed all applications should have been considered at once meaning these properties should have been considered with the yacht club. These residents have paid quite a bit in permit fees; they shouldn't have to pay more. Councilperson Jennifer Voelkl explained there was a lot of confusion with the DEC. Personally she would not mind removing the fees as they went to Planning and Zoning board and it was hard to get straight answers. This is already a negative situation. Councilperson Dave Rose explained it was a very confusing situation. Councilperson Jason Baxter explained the residents have learned the requirements and will honor them moving forward. This is different than a "normal" project like a garage they are protecting their investments. Building Inspector Code Enforcement Officer Cheryl Pacelli asked the Town Board to keep in mind the West Side of Sandy Harbor could be receiving fines as well for putting in fill without a permit. Councilperson Jason Baxter made a motion requesting Town Board to Remove the two fines and refund the third fine. Supervisor Eric Peters noted the commercial venue went through and followed the procedure. As time went on procedures were solidified. Building Inspector Code Enforcement Officer Cheryl Pacelli spent a lot of time working with residents. Everyone knew they had to wait for permit. The DEC was holding them back not the Town of Hamlin. This is a difficult precedent to set. Councilperson Martin Maier asked how this would affect us legally. Councilperson Jason Baxter explained he lived it and is not comfortable fining these people. Councilperson Jennifer Voelkl stated Building Inspector Code Enforcement Officer Cheryl Pacelli has been going above and beyond to help all residents especially Lake Front resident. Maybe removing this fine will set the precedent that the Town of Hamlin goes above and beyond.

Building Inspector Code Enforcement Officer Cheryl Pacelli explained she works for the Town Of Hamlin and follows the code she is given, if they would like to remove the fines it is up the Town board.

Councilperson Jennifer Voelkl Seconded Councilperson Jason Baxter's Standing motion.

**REMOVE PENALTIES FOR 2 SANDY SHORE RESIDENTS AND REFUND 1 RESIDENT WHO HAS ALREADY PAID THE FINE:**

Resolution #134 Motion was made by Councilperson Jason Baxter's, Seconded by Councilperson Jennifer Voelkl requesting Town Board removing failure to obtain permit fines for 2 Sandy Shore residents and refund 1 Sandy Shore resident.

Polled Votes: Councilperson Jason Baxter aye, Councilperson Jennifer Voelkl aye, Councilperson Martin Maier aye, Councilperson Dave Rose aye and Supervisor Eric Peters aye. Motion Carried.

ADJOURNMENT: Motion was made by Councilperson Dave Rose, Seconded by Councilperson Martin Maier requesting Town Board approval to adjourn the meeting at 7:54 pm as all business had been concluded.

Polled Votes: Councilperson Jason Baxter aye, Councilperson Jennifer Voelkl aye, Councilperson Martin Maier aye, Councilperson Dave Rose aye and Supervisor Eric Peters aye. Motion Carried

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Respectfully submitted,

Kathi A. Rickman, MMC  
Hamlin Town Clerk