

Hamlin Town Board
December 13, 2004

The Hamlin Town Board held their regular scheduled meeting in the Hamlin Town Hall at 1658 Lake Rd., Hamlin, New York. The meeting was called to order by Town Supervisor Austin F. Warner, III at 7:00pm. The location of the fire exits was announced. Councilperson David Rose led everyone in the Pledge of Allegiance and a Moment of Silence for all deceased residents of Hamlin especially the sister of Pat MacIntosh, Secretary to the Supervisor.

Present: Councilperson Shirley Hollink, Councilperson Paul Rath, Councilperson Rose, Councilperson Todd and Town Supervisor Austin F. Warner, III.

Also present: Melanie Fahmer Assessor, Tom Ingraham Highway Sup., Attorney Ken Licht, Deputy Town Supervisor Mary Hueser, James Krempasky Bd. of Assessment Review, Planning Bd. members, James Nesbitt, David Martin, Dane Emens, Judy Hazen, Chairman James Breslawski, Library Trustee Duane Miller, Resident Tom Jensen, Extra Mile Recipient Duane Rockow, wife and neighbor.

PUBLIC FORUM

Planning Bd. member Dane Emens presented a letter which was read by Town Supervisor Warner in support of the reappointment of James Breslawski to the Planning Bd. Fellow Bd. members James Nesbitt and David Martin also expressed their support and comments on the excellent job that James Breslawski has done and that he is an asset to the board.

EXTRA MILE AWARD

Councilperson Shirley Hollink read a letter sent nominating Duane Rockow for the Extra Mile Award. She also read some of the many comments from neighbors and friends in support of Duane Rockow receiving the award. Duane Rockow was present to receive the certificate and his name has been placed on the plaque located in the Town Hall.

APPROVAL OF TOWN BOARD MINUTES OF NOVEMBER 8, 2004

Resolution #223 A motion was made by Councilperson Rose, seconded dually by Councilpersons Hollink and Rath to approve the minutes of November 8, 2004 meeting as presented. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Town Supervisor Warner aye. Motion carried.

APPROVAL OF HAMLIN-KENDALL JOINT WATER MEETING MINUTES OF NOVEMBER 10, 2004

Resolution #224 A motion was made by Councilperson Rath and seconded by Councilperson Rose to approve the Hamlin-Kendall Joint Water Meeting minutes of November 10, 2004 as presented. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd abstain, and Town Supervisor Warner aye. Motion carried.

PAYMENT OF BILL FROM THEIR RESPECTIVE FUNDS

Resolution #225 A motion was made by Councilperson Todd, seconded by Councilperson Hollink to approve payment of bills from their respective funds with the addition of Chatfield Engineering bill for Moscow Rd. Water in the amount of \$678.76 as follows:

General Abstract #12	#1048 - #1152	\$43,942.63
Library	#0170 - #0191	\$ 7,461.62
Highway	#0287 - #0317	\$45,086.37
Hamlin Lighting	#0012	\$ 486.78
Morton Lighting	#0012	\$ 147.48
Hillcrest Lighting	#0012	\$ 253.51
Campbell Lighting	#0012	\$ 89.90
Huntington Park District	#0005-#0007	\$ 3,028.24
Sewer Dist. #1	#0076 - #0086	\$ 4,835.79
Consolidated Water District	#0142 - #0151	\$13,598.43
Hamlin/Kendall Water #1Ext #6	#0025 - #0026	\$ 73.03
Hamlin/Walker Water District	#0047 - #0048	\$ 3,869.78
Newco Drive Water Dist	#0021 - #0022	\$ 420.26
N. Hamlin Water Dist.	#011	\$ 19.35
Hamlin/Clarkson Tn Ln Rd Water	#0009	\$ 3,652.50
Hamlin/Kendall Water Dist.	#0070 - #0073	\$ 8,208.99
Moscow Water Dist.	#0012- #0013	\$ 851.10

Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

AUTHORIZATION OF TRANSFERS FROM RESPECTIVE ACCOUNTS

Resolution #226 A motion was made by Councilperson Todd, seconded by Town Supervisor Warner to authorize the transfers from the following respective accounts:

<u>From Account</u>	<u>To Account</u>	<u>Amount</u>
A3989.4 Other Public Safety	A3620.4 – Bldg. Inspector Exp.	\$778.25
A1355.lb – Photo Data Clerk	A1355.4-Assessor Cont. Exp.	\$ 35.00

A3610.1 Bd. Assess. Rev. Salary	A1355.4 Assessor Cont. Exp.	\$ 10.62
A1110.1 Justice Salary	A1110.4 Justice Expense	\$1,000.00
A1990.4 Contingent	A1450.1 Election Salary	\$3,255.72
A5132.4a Hwy. Garage Electric	A5010.4 Hwy. Supt. Exp.	\$ 73.66
A1990.4 Cont.	A3620.1 Bldg. Insp. Salary	\$1,878.30
A1990.4 Cont.	A3620.1a Asst. Bldg. Insp. Salary	\$4,414.10
A7310.4 Youth Services	A7140.1 Playground & Rec. Salary	\$ 50.00

Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

Supervisor's Monthly report acknowledged and filed

CORRESPONDENCE

1. A press release RE: Trespassing from Bob King.
2. A copy of a traffic study of Redman and Roosevelt Highway.
3. A copy of a letter from Webster Szanyi RE: Newton –V- Hilton School District.
4. A copy of a letter from the Town of Parma RE: information on Budgets.
5. A copy of a letter from Joseph Marron, Chairman of the Monroe County Advisory Committee RE: Hilton Apple Festival Recycling and the Hamlin Youth Group.
6. A letter from Time Warner RE: rate increase.
7. A letter from Joyce Henry, Treasurer of the Morton Fire District, Thanking Melanie and Marsha for their help on the Morton Fire Budget.
8. A copy of the Hamlin Library Board of Trustees Minutes of 11-3-04.
9. A letter from Lanny and Colleen Northrup RE: a water line on Brick Schoolhouse Road.
10. A letter asking for reappointment from Glenn Quetschenbach to the Conservation Board for 2005.
11. A letter from Patience McPherson asking for re-appointment for her Deputy Court Clerk Mary Ann Knapp for 2005.
12. A letter from Patience McPherson asking for re-appointment as Court Clerk for 2005.
13. A letter from James Breslawski asking for re-appointment as Planning Board member for 2005.
14. A letter from Craig Goodrich asking for re-appointment as a Conservation Board Member for 2005.
15. A letter from Marsha Prince asking for re-appointment as Clerk to the Board of Assessment Review Board and Assessor Clerk for 2005.
16. A copy of the Hamlin Youth Group December news.
17. A copy of the Task Force on Courts.
18. A letter from Time Warner Cable RE: MSG-Fox Sports NY.

19. A letter from Captain John Letteney stating he is working as the Zone Commander.
20. A letter from Anne Peterson Director of The Housing Council RE: the 2004 Annual Report.
21. A letter from NYS Office of Technology RE: the Draft Generic Environmental Impact Statement.
22. A letter from Diane Hennekey RE: reappointment of Patricia Jo Groenendaal as Assistant Recreation Director for 2005.
23. A copy of a letter to Mr. Mathews RE: David Walch as the EMC Representative for the year 2005.
24. A copy of a letter from Richard Bauman asking for reappointment as Building inspector and Code Enforcement Officer for the year 2005.
25. A copy of the Recreation Commission Meeting minutes of 11-8-04.
26. A copy of a letter from Diane Hennekey asking for the re-appointment of Patricia Batty as Recreation Director for 2005.
27. A copy of a letter from Klaus Pohl asking for reappointment to the Zoning Board of Appeals for another term.
28. A copy of a letter from Duane Miller asking for the re-appointment of Charles Plovanich as Library Trustees for a 5 year term.
29. A copy of a letter from Cynthia Olds asking for re-appointment as Clerk to the support boards and Assistant Building Inspector for 2005.
30. A copy of the Assessor's monthly report for November 2004.
31. A copy of a letter from Assemblyman Nesbitt sent to Bernadette Castro RE: the Towns interest in obtaining Hamlin Beach State Park.
32. A copy of Local Government Records Management Improvement Fund Grant filed by Stu Brown Associates.
33. A copy of the Dog Control Officers monthly report for November 2004.
34. A copy of a letter to Governor Pataki RE: the restoring the monies back to the local courts.
35. Hamlin Library Meeting minutes of 11-18-04.

ACCEPTING APPLICATION FOR PAYMENT #2 FOR LAKE ONTARIO STATE PARKWAY BORING

Resolution #227 A motion was made by Councilperson Rose, seconded by Councilperson Rath to accept the application for payment #2 in the amount \$28,976.90 to Upstate Utilities, Inc. for the Lake Ontario State Parkway Boring contingent on Water Sup. Eric Peters approval. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

EXTENDING ALL ELECTED AND APPOINTED OFFICES

Resolution #228 A motion was made by Councilperson Rose, seconded by Town Supervisor Warner to extend all Elected and Appointed Terms of Office to the January Organizational Meeting. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

SETTING DATE/TIME FOR JANUARY ORGANIZATIONAL MEETING

Resolution #229 A motion was made by Councilperson Rath, seconded by Councilperson Todd to set the Organizational Meeting for January 3rd, 2005 at 6pm. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

CREATION AND HEARING SET FOR WILER RD. WATER DISTRICT #2

Resolution #230 A motion was made by Councilperson Rath, seconded by Councilperson Rose to set the Public Hearing for Wiler Rd. Water District #2 as follows:

WHEREAS, a written petition signed between November 16, 2004 and November 19, 2004, both dates inclusive, in due form and containing the required signatures, has been presented to and filed with the Town Board of the Town of Hamlin, Monroe County, New York, for the creation of a Water District in the Town of Hamlin, Monroe County, New York, to be known as the Wiler Rd Water District No. 2 to be bounded and described as follows:

BEGINNING at a point – “A”, said point being the intersection of the center line of Roosevelt Highway with a line parallel to and 500 feet easterly of the centerline of Wiler Rd and also being along an easterly boundary line of Wiler Rd Water District; thence

- (1) northerly, 500 feet more or less, along the easterly boundary line of the Wiler Rd. Water District to a point; thence
- (2) easterly, 5,566 feet more or less, along a line parallel to and 500 feet northerly of the center line of Roosevelt Highway to a point, said point being along an easterly boundary line of Town of Hamlin Walker Lake Ontario Rd. Water District Extension and also being 500 feet westerly of the center line of Walker Lake Ontario Rd.; thence
- (3) southwesterly, 523 feet more or less, along the easterly boundary line of Town of Hamlin Walker Lake Ontario Rd. Water District Extension to a point, said point being along the center line of Roosevelt Highway; thence
- (4) westerly, 5,409 feet more or less, along the center line of Roosevelt Hgwy. to a point, said point being the point of beginning – “A”.

All the lands and territory above described are situate within said Town of Hamlin and outside of any incorporated village or city; and

WHEREAS, the improvements proposed consist of the erection, construction and maintenance of a water system with fire protection to serve the said District, including a water main and all incidental equipment, including the necessary access of lands, in accordance with certain plans made a part of such petition, and heretofore adopted by this Board, and now on file in the office of the Clerk of said Town; and

WHEREAS, the maximum amount proposed to be expended for the improvements is \$75,647.43; and

WHEREAS, the estimated cost to a typical residence during the first year will be \$600.00 for hook-up fees, \$100.00 for internal plumbing changes, \$566.45 for repayment of bonding, and \$202.40 for purchase of water (estimated at 80,000 gallons per year at an estimated cost of \$2.53 per 1,000 gallons) for a total cost of \$1,468.85; and

WHEREAS, the estimated average cost to a typical single family residence after the first year will be \$566.45 per year for repayment of long term bonding for thirty years plus average water charges of \$202.40 per year, for a total cost per household of \$768.85 per year; and

NOW, on a motion of Councilperson Rath and seconded by Councilperson Rose, it is

ORDERED, that a meeting of the Town Board of said Town of Hamlin, Monroe County, New York shall be held at the Town Hall. 1658 Lake Rd in said Town, on the 26th day of January 2005 at 7:00pm, to consider said petition and to hear all persons interested in the subject thereof and for such other action on the part of said Town Board with relation to the said petition as may be required by law or proper in the premises; and it is further

ORDERED that the Town Clerk give notice of such hearing by publishing in the Hamlin Clarkson Herald, a newspaper of circulating in the Town, and by posting a certified copy of this resolution on the signboard of the Town of Hamlin maintained in the Town Hall at the Town Clerk's Office. Such publication and posting shall not be less than ten (10) nor more than twenty (20) days before the date designated for the hearing aforesaid; and it is further

ORDERED, that in accordance with Section 206-a(1) of the Town Law, the expenses of the district, including all extensions hereafter established, shall be a charge against the entire area of the district as extended.

Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

Town Board set a workshop set for January 26th, 2005 at 6pm to look at animals, noise and fence issues.

PUBLIC HEARING RESCHEDULED FOR REZONING OF KRONENBERG/BEEHLER PROPERTY

Resolution #231 A motion was made by Councilperson Rose, seconded by Councilperson Hollink to reschedule a public hearing for the rezoning of Kronenberg/Beehler Property located on Roosevelt Hgwy. for January 10, 2005 at 7pm. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Town Supervisor Warner aye. Motion carried.

PUBLIC HEARING RESCHEDULED FOR REZONING OF WALKER BAPTIST CHURCH

Resolution #232 A motion was made by Councilperson Todd, seconded by Councilperson Rose to reschedule a public hearing for the rezoning of the Walker Baptist Church Property located on Walker Lake Ontario Rd. for January 10, 2005 at 7pm. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Town Supervisor Warner aye. Motion carried.

Town Supervisor Warner stated he had a question from the Gun Club on whether the distance for shooting would have anything to do with them. They have been sent a copy of the Attorney's information that was also given to the board.

PAYMENT TO RANDSCO PIPELINE, INC.

Councilperson Rath asked a question on whether the town got anything back noting the time frame? The partial payment estimate was reviewed for deductions.

Resolution #233 A motion was made by Councilperson Rose, seconded by Councilperson Todd to approve final payment to Randsco Pipeline, Inc. in the amount of \$5,631.32 contingent upon approval by the USDA-Rural Development and accept the change order #2 in the amount of \$5,330.80 contingent on Water Sup. Eric Peters approval. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Town Supervisor Warner aye. Motion carried.

REPORTS

Councilperson Todd reported the following:

- Zoning Bd. minutes are available. Big issue is the Top's gas station.
- Recreation Commissioners will be meeting regularly to clean up some issues such as communications. Also there is a question of recreation commissioner vacancies, with so many program assistants that are paid why volunteer? Information on new recreation programs will be mailed out to residents shortly.

Councilperson Hollink reported on the following:

- Lunch with Santa was reported as well attended; I was unable to attend.
- Also spoke with Historian Mary Smith and will not get the book done this year.

Highway Sup. Tom Ingraham reported on the following:

- Gearing up for the winter with our equipment
- Cutting trees along the lake front.
- Letter from State DOT on increasing the actual size of Stop sign at Redman and Route 18
- No parking will be taking place on the corner of Rt. 18 and Rt. 19 intersection and may have some work done at the intersection.
- Friday a letter of intent was sent to the State Emergency Management for a mitigation grant on Lake Breeze.
- I need a resolution for the grant for the basketball court improvements.
- Happy Holidays to all.

BASKET BALL COURT GRANT

Resolution #234 A motion was made by Councilperson Hollink, seconded by Councilperson Rath for \$4,500.00 grant for the basketball court improvements. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Town Supervisor Warner aye. Motion carried.

REPORTS (continued)

Deputy Town Supervisor Mary Hueser reported on the following:

- George reported on Recreation.
- Town Supervisor Warner is helping get a grant for Ambulance radio's. Ambulance Corp is also working on requirements for new ambulance. Councilperson Todd asked if they had checked with the County on some radios.
- Commissioner vote on Tuesday from 6pm to 9pm.

Assessor Melanie Fahmer reported on the following:

- Last week we did a dry run with the new computer program and will be doing another one this week.
- Tuesday we will be attending a training session on the new system and then we will be ready to go.
- Happy Holidays

Councilperson Paul Rath reported on the following:

- Conservation Bd. minutes are available. In regards to the LWRP we are providing information again to them. We will have to change our Consistency Law to address the policies when they are ready.
- Morton & Walker had elections in their fire district for commissioners.
- Attended a workshop and the two big topics was networking and health insurance and the rising costs. This is a big benefit we pay; we need to look at the rising cost.

Councilperson David Rose reported on the following:

- Report on the Planning Bd. having to look at a four lot on Walker Rd. and on County Line Rd. a couple came in to open a quilt shop. Top's got a negative declaration on SEQR.
- Hamlin Seniors had 97 members present at the last meeting and enrollment is 169. Their annual Christmas party will be at the Village Inn tomorrow.
- In regards to the Library the tree lighting was held on December 4th and thanked Tom Ingraham for the great job with lights and tree stand. Librarian contract extended.
- Happy Holidays.

Town Supervisor Austin F. Warner, III reported on the following:

- A letter has been sent to Congresswoman Slaughter for appropriation consideration for sewers on Newco.
- Bonding done for Chase, Moscow and Wiler Rd. Water District last week and came in at 5.29%

EXECUTIVE SESSION

Resolution #235 A motion was made by Councilperson Rose, seconded by Councilperson Rath to adjourn the meeting to an Executive Session at 7:46pm for a personnel matter. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

COME OUT OF EXECUTIVE SESSION AND ADJOURNMENT

Resolution #236 A motion was made by Councilperson Rath, seconded by Councilperson Todd to come out of Executive Session at 8:50pm and adjourn the meeting. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

Respectfully submitted,

Kathi A. Rickman, RMC
Hamlin Town Clerk