

Hamlin Town Board  
August 9, 2004

The regular meeting of the Hamlin Town Board was held in the Town Hall located at 1658 Lake Rd., Hamlin, New York. The meeting was called to order by Town Supervisor Austin F. Warner, III at 7:00pm who explained the location of the fire exits for those present. Conservation Bd. Member Tammy Palumbo led everyone present in the Pledge of Allegiance and a Moment of Silence for all deceased residents of Hamlin and neighboring Town Supervisor Lester who suffered a broken leg.

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

Also present: Deputy Town Supervisor Mary Hueser, Fire Marshal B. J. Maier, Tom Ingraham Highway Sup., Dick Bauman Bldg. Inspector, Melanie Fahmer Assessor, Attorney Ken Licht, Secretary to Supervisor Pat MacIntosh, Conservation Bd. Member Tammy Palumbo, Planning Bd. Judy Hazen, Town Engineer J. P. Schepp, Residents Irene Frediani, Gerry Hutchinson, Cheryl and Larry Bloncher, Robert Gavens, Svitlano Kachalukc, Mikhail and Nadia Sagan, Jim Guion, Eugene Van Houten, Duane and Ida Miller, Pat Carpenter, Deb Redick

**PUBLIC FORUM**

Tammy Palumbo of Conservation Bd. stated that the board members are out updating the Open Space Inventory and we are parked along the roads. We do have orange stickers in the cars and we are wearing our badges.

Gerry Hutchinson of 1701 Apple Hollow Lane commented on the playground conditions that more chips are needed and the weeds. I know we have had a lot of rain. Also I would like to see us get serious on the walking track around the park for strollers and walking.

Robert Gavens of 24 Alder Bush Lane, first thanked the Supervisor for coming out July 31<sup>st</sup> regarding the high waters. He had petitions and pictures to share with the board and Highway Sup. on the neighbors concerns for damage to property as this has been happening year after year. Town Supervisor Warner asked if Mr. Gavens wanted to be the point person to contact.

Frank Yeager of Brookedge Drive voiced some of the same concerns regarding drainage in Lake Breeze Estates. Highway Sup. Tom Ingraham stated he walked the area Thursday and saw a few spots to get the backhoe in when it is a little dryer. It was discussed that the dredging done previously was up to the bridge. We need to have it dry. The last time this project was done a contractor was hired. Councilperson Rose reminded those inquiring that it is still under the DEC control and also mentioned the Monroe County Sewer Quadrant. Part of West Creek is also located there and the problem they had with working around the flowers located in that area.

Pat Carpenter of 28 Alder Bush asked when it was last dredged with the response being five or six years ago. Intent was to keep it mowed stated Councilperson Rose.

Tammy Palumbo stated that she would be walking that area with Jim from the Conservation Bd. for the Open Space Index.

Debra Smith of 60 Huntington Parkway brought her daughter with her who is home schooled. The subject she wanted to address was leash law and the two dogs across the street from me. Only one is a pit bull. They have an invisible fence. She continued her presentation by giving an example of the children walking by and the tragedy waiting to happen.

Jerry Hutchinson asked what is the policy when dogs are at the park. Town Supervisor Warner stated he was not aware of any problems at the parks.

### **APPROVAL OF MINUTES FOR JULY 12, 2004 TOWN BOARD MEETING**

Resolution #154 A motion was made dually by Councilperson Hollink and Councilperson Rose with a second by Councilperson Rath to approve the minutes of July 12, 2004 Town Board Meeting as presented. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

### **AUTHORIZATION OF PAYMENT OF BILLS FROM THEIR RESPECTIVE FUNDS**

Resolution #155 A motion was made by Councilperson Todd, seconded by Councilperson Rath to approve payment of bills from their respective funds:

General Abstract #8	#608 – #722	\$140,204.85
Library	#100 - #121	\$ 14,262.97
Highway	#177 - #208	\$ 30,810.87
Hamlin Lighting	#008	\$ 416.77
Morton Lighting	#008	\$ 128.96
Hillcrest	#008	\$ 232.98
Campbell	#008	\$ 82.20
Sewer	#047 - #052	\$ 329.70
Consolidated Water	#089 - #107	\$ 21,521.58
Hamlin/Kendall Water #1Ext. #6	#020	\$ 16.69
Hamlin/Walker Water	#034 - #036	\$ 4,921.48
Newco Drive Water	#013 - #014	\$ 659.26
N. Hamlin Water	#007	\$ 19.22
Hamlin/Clarkson Tn. Ln. Water	#005	\$ 30.00
Hamlin/Kendall Water	#043 - #047	\$ 20,009.20
Moscow Water	#006	\$ 210.00

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 THEIR RESPECTED ACCOUNTS**

Resolution #156 A motion was made by Councilperson Rath, seconded by Councilperson Hollink to authorize the following transfers:

<b><u>From Account</u></b>	<b><u>To Account</u></b>	<b><u>Amount</u></b>
SP-7110.4	SP-9030.8	\$250.00
SW2-8310.1	SW2-8310.4	\$ 40.00
A7020.2 Admin. Equip.	A7020.4 Admin. Exp	\$500.00

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

Supervisors Monthly report acknowledged and filed.

**CORRESPONDENCE**

1. A copy of the Recreation Commission Meeting of 7-8-04.
2. A copy of a letter from ABS Foundation Services.
3. An e-mail re: the Fast Ferry.
4. A copy of Task force on Courts.
5. A copy of the Hamlin Fire District Meeting of 5-17-2004.
6. A copy of the Special Hamlin Fire District Meeting on 6-1-04.
7. A copy of the Hamlin fire District Meeting of 6-21-04.
8. A copy of the Hamlin Library Meeting of 7-7-04.
9. Hamlin Youth Group August News
10. Local Government Records Mgt. Improvement Fund Deadline
11. Town Of Hamlin Records Management Policies
12. Letter from Town Supervisor to Mark Kronenberg
13. E-Mail from Bob King regarding "Peaches Crop"
14. E-Mail and Letter regarding condition of drainage on Traciann Drive
15. A copy of Time Warner Programming Affiliate Agreements
16. July 2004 Building Department monthly report
17. July 2004 Dog Control Officers monthly report
18. E-Mail from Mel Snyder regarding opening his business
19. Monroe Cty. News Release regarding crow testing positive for West Nile
20. Assessors July 2004 Monthly report
21. Information regarding Flood Map Modernization Program
22. Time Warner Program Affiliates Agreement
23. Hamlin Volunteer Ambulance minutes of July 15, 2004
24. Fire Marshal's July 2004 Monthly report

**PUBLIC HEARING  
GUION WATER DISTRICT**

Proof of publication was available for those present. The floor was open for a presentation by Mr. Jim Guion in the absence of his engineer who was out of town. Mr. Guion stated that in talking with J. P. from Chatfield Engineers. Basically I will be extending the water main from Hamlin Clarkson Town Line Rd. approximately 1,800 ft. I had Planning Bd. approval, DEC and when it got to Monroe County due to wells they said no. My plans are to develop the lots with water and when completed deed the water line over to the town. What they do after that is not my concern. What is the time line? First a copy of the resolution needs to be provided to the DEC and after that I am not sure of the time frame.

Cheryl Boncher of 3 Hamlin Clarkson Tn. Ln. Rd. asked the question once the water district is completed and turned over to the town would we be able to hook on. J. P. Schepp explained after that the additional residents would need to pay the tap in, pipe and engineering.

Mr. Jim Guion wanted assurance that once the water district is formed and turned over to the town I don't want to pay a fee for thirty years if a new district would be put in. Councilperson Rath stated that would be a different district with new boundaries.

Being no further questions, the public hearing was closed by Town Supervisor Warner.

**APPROVAL OF THE GUION WATER DISTRICT**

Resolution #157      A motion was made by Councilperson Rose, seconded by Councilperson Todd to accept the Guion Water District based on the map submitted.

Discussion: Attorney Licht asked about SEQR. J. P. Schepp stated that the SEQR was done with the subdivision approval. J.P. was asked by Attorney Licht if there were any implications. The board discussed the process that has been done on this project.

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

**PRESENTATION FOR DISTRICTS FOR BEEHLER BOWER SUBDIVISION**

Mr. Bower was present to request a public hearing for the districts needed. Monroe County will be providing the water. A letter from the town is needed from the Town Supervisor allowing Monroe County to provide water.

Resolution #158 A motion was made by Councilperson Rath, seconded by Councilperson Rose to schedule a public hearing for the Beehler-Bower Subdivision districts as follows: Sanitary Sewer, Lighting, Storm Water and Sidewalk for September 13<sup>th</sup>, 2004 at 7:10pm. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Town Supervisor Warner

**INCREASING ACCOUNT #SW1-8310.4**

Resolution #159 A motion was made by Councilperson Todd, seconded by Councilperson Rath to increase account #SW1-8310.4 budget by \$204.00 for a check received by contractor for damages. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Town Supervisor Warner aye. Motion carried.

**APPROVAL TO PAY LABELLA ASSOCIATES, PC HAMLIN-KENDALL WATER DISTRICT #5 BY TOWN OF KENDALL**

Resolution #160 A motion was made by Councilperson Hollink, seconded dually by Councilperson Todd and Councilperson Rose to approve the Town of Kendall to make payment to LaBella Associates in the amount of \$1,225.00 for the Hamlin-Kendall Water District #5. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

**APPROVAL OF PAYMENT TO RANDSCO PIPELINE**

Resolution #161 A motion was made by Councilperson Rath, seconded by Town Supervisor Warner to make payment to Randsco Pipeline, Inc. in the amount of \$24,295.93 contingent upon approval by the USDA-Rural Development. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Town Supervisor Warner aye. Motion carried.

**BROCKPORT SCHOOL DISTRICT USE OF TOWN HALL**

Resolution #162 A motion was made by Councilperson Rose, seconded by Councilperson Rath to approve the use of the Town Hall by the Brockport School District for the Brockport School Tax Receiver from September 1<sup>st</sup> to November 1, 2004. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

**REAPPOINTMENT OF DANE EMENS TO THE PLANNING BOARD**

Resolution #163 A motion was made by Councilperson Todd, seconded by Councilperson Rath to reappoint Dane Emens to the Planning Board. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

## **DISCUSSION ON EMPLOYEE HANDBOOK**

Town Supervisor Warner gave information from the five towns that responded to each board member on the question of sick time and jury duty and how they figure it. I asked Pat to check the months of January, February and March only two hours were used during those months. Jury Duty is basically unlimited.

Councilperson Hollink asked for an updated version of the items we discussed before we adopt this. Town Supervisor Warner stated he didn't think we needed it as these were the only two subjects discussed. She agreed however there were other changes made with the Town Supervisor stating maybe then we should have another workshop and go over it again. Councilperson Todd asked can't you just make copies. Further discussion was held by the board regarding the need for revised copies as there was a lot of discussion on a lot of topics. The Town Supervisor will get a copy to them by the end of the week for their review.

The Town Supervisor wanted a few things clarified for appointed salary to be vacation based on years worked. All agreed. Town Supervisor asked what are we doing on the sick time. Councilperson Hollink stated her opinion on sick time that it should not be added into the overtime. Councilperson Rath stated he felt the same as Shirley noting this is a relatively short time period and just a few hours. Councilperson Todd doesn't know. Councilperson Rose felt it has never been an issue and it is used during an emergency. You just can't bring people in from the street to plow. Councilperson Todd offered a compromise on wording it to be on emergency situations. Town Supervisor Warner stated it has not been abused. Councilperson Rose elaborated on past emergency's that have taken place.

## **ADOPTION OF DISASTER PLAN**

B. J. Maier thanked the board for looking this over. He stated all the towns are using it in case of an incident. He explained the process of notification and depending on the incident who would be in charge. Examples given in regards to fire departments and the stand off on Church Rd. It works well. It is designed for a wide range of situations. Dispatching in Brockport is working well and there is always room for add on's. I updated everything which is a continued process. I will be doing a dispatch notification log which I am working on now. Councilperson Todd discussed with B. J. Maier the notification list and the County.

Resolution #164      A motion was made by Town Supervisor Warner, seconded by Councilperson Rath to approve the revisions made to the Disaster Plan and accept the update as presented. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd no and Town Supervisor Warner aye. Motion carried.

## **UPDATE ON BASEMENT MOISTURE PROBLEM**

Town Supervisor Warner stated the board had the information on the cost of \$125,000 for the basement. Councilperson Hollink asked where are the references he stated he would supply. They weren't included. Councilperson Rath and Hollink looking for more information as they were ones interested in correcting the outside of the basement.

## **REPORTS**

Councilperson Rose reported on the following:

- Senior Citizen Meeting: A gentleman, Charlie Bell from Webster came in and made a presentation on medical, dental and prescription plan from Canada. Also August 24<sup>th</sup> is the Senior Citizen picnic at Hamlin Beach.
- Planning Board subdivisions were presented but nothing on the dog kennel for Church Rd.
- I missed the Library meeting so Duane Miller, Secretary gave a report that the new sign is up, meeting room has some last items to finish. They are also working on the 2005 budget.

Councilperson Paul Rath reported on the following:

- The Conservation Bd. is working on their Open Space.
- A new contact for the LWRP revision with no more information on our update.

Melanie Fahmer Assessor reported on the following:

- Marsha has taken a couple of classes on the new computer requirements.
- A summer project for our office is taking care of the items brought up from the basement.

Dick Bauman Building Inspector reported on the following:

- We had five boxes come up from the basement and is coming very handy as banks are asking for various records so it is getting more important. We have needed to buy two new fire proof cabinets.
- A lot of complaints coming in on drainage.
- Trying to keep up with inspections and the issuing of Building Permits. Also mentioned was the inspections on generators. Councilperson Hollink asked was he doing the inspections and if this was part of the new code. The inspection done by the Building Dept. was further explained and yes this is part of the new code.
  
- Another problem with the Building Permit Fees recently it was with an antenna so we need to look at them. Councilperson Rath asked about the building permit fees and covering the inspections. Councilperson Todd asked if there is an update on the court floor, no was replied.

Deputy Town Supervisor Mary Hueser reported on the following:

- A recreation meeting is coming up.
- Hamlin Fire District, nothing new but the new buildings are up.
- Town Supervisor Warner added information on the up coming carnival as a big event in Hamlin next to the Wheel Fest and Heritage Day.

Highway Sup. Tom Ingraham reported on the following:

- They are finishing up at BOCES in Spencerport.
- Doing some Town and County work, Jacobs Rd., North Hamlin Rd. and paving W. Wautoma in October. We may be going to Greece.
- 10-12 loads of chips are down at the Highway Bldg.
- In regards to Verizon don't know where it stands as everyone is on vacation. I'd like to get moving on that. Town Supervisor stated that the engineering study is done.
- Speed Trailer in town for the last two weeks; we have been concentrating on Rt. 18 and will be moving to Wiler Rd.
- K&K car wash working on drainage issues with the engineer and J.P. and the owner. We will probably help out with the work so as to get rid of some of the drainage there.
- New truck just about done.

Councilperson Shirley Hollink reported on the following:

- Hawaiian Luau is next Thursday August 19th at Hamlin Beach.
- Heritage Day is August 27<sup>th</sup> with the Dady Brothers playing with five nominations for the Heritage Award. The event features honoring educators and we have a list of our teachers and principals started. Could use some help at the event, hopefully Mary will do the popcorn.
- The historian has a problem with a roof that is leaking.
- As far as security we had some broken windows at the Lion's Trailer.
- Working on the newsletter.

Councilperson George Todd reported on the following:

- Mary reported on the Recreation.
- Zoning Bd. Mtg. please read the minutes as I was on vacation.
- Nothing going on in the court.

Kathi A. Rickman, Town Clerk reported on the following:

- On the second step of Records Management we would like to apply for the next grant with Stu Brown noting a date change from February to December. Also we need to inventory the Historical Bldg. The board held a discussion on what has to be done.

### **APPROVING RECORDS RETENTION GRANT WITH STU BROWN**

Resolution #165      A motion was made by Councilperson Rath, seconded by Town Supervisor Warner to have Stu Brown for second phase of Records Retention Grant in the amount \$1,200. Members polled, Councilperson Hollink aye, Councilperson Rath

aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

### **REPORTS (continued)**

Town Supervisor Warner reported on the following:

- I have a meeting with Congresswoman Slaughter for grants and on the Research Center. I also will be setting up an appointment with Maziarz on the Research Center.
- A person who wants to remain anonymous has donated five digital cameras. Alfred Campbell who works with them has agreed to train the department heads and various committee's. The cameras can be signed in and out.
- Town Supervisor Warner mentioned the Town Clerk's recent class. The Town Clerk elaborated on the second phase of her Certified Training at Cornell University. Town Supervisor stated that he attended a Zoning School in July that was very informative.

### **EXECUTIVE SESSION**

Resolution #166 A motion was made by Councilperson Rath, seconded by Councilperson Hollink to go into Executive Session at 8:33pm. 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 RE-ENTER THE BOARD MEETING**

Resolution #167 A motion was made by Councilperson Todd, seconded by Councilperson Rath to come out of Executive Session at 8:57pm. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

### **CHAIRPERSON OF SUPPORT BOARDS**

Resolution #168 A motion was made by Councilperson Todd, seconded by Councilperson Rath that all Support Boards will appoint their own Chairperson. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Town Supervisor Warner aye. Motion carried.

### **ADJOURNMENT**

A motion was made by Councilperson Todd, seconded by Councilperson Rath to adjourn the meeting as all business has been concluded. 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