

Hamlin Town Board
November 14, 2005

The regular scheduled meeting of the Hamlin Town Board was held in the Hamlin 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. The location of the fire exits were explained for those present. Everyone present participated in the Pledge of Allegiance and a Moment of Silence for all deceased residents of Hamlin led by Town Supervisor Warner who also offered prayers for Councilperson Todds surgery and the Rath's accident.

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

Also present: Deputy Town Supervisor Mary Hueser, Highway Sup. Tom Ingraham, Water Sup. Eric Peters, Assessor Melanie Fahmer, Bldg. Inspector Dick Bauman, Attorney Ken Licht, Bd. Of Assessment Review Member James Krempasky, Conservation Bd. Members Glenn Quetschenbach and Tammy Palumbo, Planning Bd. Member Judy Hazen, Judge Paul Rath, Recreation Commission/Supervisor Elect Dennis Roach, Councilperson Elect Mike Marchetti, Library Trustee Duane Miller, Residents Cindy Roach, Diane and John Kilburn, Tim Rabjohn, Harold Rose, Tim Henshaw, Deborah Toal, Ida Miller, Tom Jensen, Dan Shapiro, Thomas Breslawski, Gary Thompson, Steve Legere, Nancy Jennejah and Jim Meyer representing Hilton Snow-flyers

PUBLIC FORUM

No one wished to speak

APPROVAL OF TOWN BOARD MEETING MINUTES OF OCTOBER 11, 2005

Resolution #220 A motion was made by Councilperson Rose, seconded by Councilperson Rath to approve the minutes of the October 11, 2005 Town Board meeting as presented. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye and Town Supervisor Warner aye. Motion carried.

APPROVAL OF THE HAMLIN-KENDALL JOINT WATER MEETING MINUTES OF SEPTEMBER 29, 2005

Resolution #221 A motion was made by Councilperson Rath, seconded by Councilperson Rose to approve the minutes of the Hamlin-Kendall Joint Water Meeting of September 29, 2005 as presented. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye and Town Supervisor Warner aye. Motion carried.

APPROVAL OF THE HAMLIN-KENDALL JOINT WATER MEETING OF NOVEMBER 2, 2005

Resolution #222 A motion was made by Councilperson Hollink, seconded by Councilperson Rose to approve the minutes of the Hamlin-Kendall Joint Water Meeting of November 2, 2005 as presented. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye and Town Supervisor Warner aye. Motion carried.

APPROVAL OF THE TOWN BOARD MEETING MINUTES OF NOVEMBER 3, 2005

Resolution #223 A motion was made by Councilperson Rath, seconded by Councilperson Hollink to approve the minutes of the Town Board meeting held on November 3, 2005 as presented. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye and Town Supervisor Warner aye. Motion carried.

AUTHORIZATION OF PAYMENT OF BILLS FROM THEIR RESPECTIVE FUNDS

Resolution #224 A motion was made by Town Supervisor Warner, seconded by Councilperson Hollink to authorize payment of bills from their respective funds as follows:

General Abstract #11	#869 - #1004	\$41,705.83
Library	#165 - #0182	\$ 7,035.84
Highway	#310 - #0342	\$26,221.28
Consolidated Water	#129 #0141	\$28,908.75
Sewer	#075 - #0085	\$ 3,174.39
Moscow Rd. Water	#011	\$ 306.81
Newco Dr. Water	#019 - #0020	\$ 651.82
North Hamlin Water	#010	\$ 19.12
Hamlin Walker Water	#038 - #0039	\$ 2,384.86
Hamlin Clarkson Tn. Ln. Water	#012	\$ 131.91
Hamlin-Kendall Water Dist	#061 - #0062	\$ 9,285.08
Hamlin Kendall Water #1Ext#6	#017 - #0018	\$ 4,170.44
Hamlin Lighting	#010	\$ 468.03
Morton Lighting	#010	\$ 142.20
Hillcrest Lighting	#010	\$ 245.85
Campbell Lighting	#010	\$ 87.13

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

Supervisors Monthly report acknowledged and filed.

CORRESPONDENCE

1. A copy of the County Fishery Advisory Board Meeting Notice.
2. A copy of the Walker Fire District Meeting Minutes of 9-6-05.
3. A copy of the guide to Planned Unit Development.
4. A copy of a letter from Monroe County Community Development Manager RE: Consortium Membership for 2006-2008.
5. A copy of a letter from David Walch asking for re-appointment to the Conservation Board.
6. A copy of the Walker Fire District meeting minutes of 10-4-05.
7. A copy of the Assessor's monthly report for October 2005.
8. A copy of a letter from Time Warner RE: the removal of shows from Digital.
9. A copy of the Building Inspectors report for the month of October 2005.
10. A copy of a letter from Merritt Ackles asking for re-appointment to the Conservation Board.
11. Dog Control Officers report for the month of October 2005
12. A copy of a letter from Tammy Palumbo asking for re-appointment to the Conservation Board.
13. A copy of an e-mail from Mr. Maynard RE: the intersection of East and West Fork and Brick Schoolhouse Road.
14. A copy of a letter RE: National Adoption Day.
15. A copy of the Fire Marshal's monthly report for October 2005.
16. Library Board Minutes of October 5, 2005

PUBLIC HEARING FOR LOCAL LAW #10-2005 AMENDING SECTION 93-3 OF THE CODE OF HAMLIN

Public Hearing was opened by Town Supervisor Austin F. Warner at 7:09pm. Tom Ingraham Highway Sup. explained that he was approached by Jim Meyer of the Hilton Snow-flyers for a crossing from the old Hojack line and crossing Wiler Rd. going north of the bridge to pick up the trail again. For everyones safety in the area we should have signs and the only way to do that is by Local Law. Town Supervisor Warner then opened the hearing for public comments.

Gary Thompson of 270 and 244 Wiler Rd. stated he thinks it is a bad idea. I have no problem with those snowmobilers but it is the renegades that are out there at 4am. I already signed something for them to go through the back of the property. I am against it coming in the front.

Daniel Shapiro of 170 Wiler Rd. stated this would be 40 to 50 feet outside my door. I hear them from Lake Rd. He stated this is a country neighborhood and not in favor of it.

Tim Rabjohn of 244 Wiler Rd. stated he agreed with what has been said. He stated the problem with the noise, no mufflers. The sleds did a job on the road last year. The community should worry who is going to pay for road repair. They have torn up the back

of my property going through a wetland area. We have given them another option to go over a bridge to the back of the property with very little on the road so I am against it.

J. Kilburn of 628 Wiler Rd., I am pretty much against it. I am one of those pedestrians. I think it is a bad idea, it is bad enough we have the trucks going through there.

Jim Meyer spoke about the area where permission has been given by Gary, Tim and Ed to go behind the property. We want to build a bridge next year to cross the creek so they can use the property without being on the road. A general discussion was held with Tom Ingraham Highway Sup. and residents such as Dave Leverenz and Tim Rabjohn on what has been proposed and the future of the bridge being constructed for a crossing. Most felt there are those snowmobilers who are very good. We didn't have a trail till last year so we don't need it.

Public hearing was closed at 7:15pm with Town Supervisor Warner asking for comments from the board. Councilperson Rath stated the intent is for one year for a fix as there is no alternative right now. Without this law we would not be able to put up the signs with the concern for public safety. Next year there may be something different and the bridge may be built. The board continued a discussion with Mr. Rabjohn who stated there is a good possibility there could be a bridge this year. Attorney Licht reminded him of the necessary permits from the DEC. Mr. Meyer stated we don't want to see a trail on the road and would rather see it on private property. The neighbors were asked if they were in agreement if a temporary situation. They were. They also mentioned the speed in that area. Councilperson Rose stated before he votes on this he wants everyone in agreement. With further discussion the neighbors felt comfortable with the law that included a sunset clause.

Resolution #225 A motion was made by Councilperson Rath, seconded by Councilperson Rose that according to SEQR this is a Type I negative action for Local Law #10-2005 amending Section 93-3 as follows:

Subparagraph A(1)(b)

(b) Wiler Road., west side only, from the former Hojack Railroad crossing, north to a point approximately 900 feet north of the West Creek Bridge. This local law shall remain in effect until May 1, 2006 at which date it shall terminate.

Subparagraph B(2)(b)

(b) Wiler Road, west side only, from the former Hojack Railroad crossing, north to a point approximately 900 feet north of the West Creek Bridge.

This local law shall remain in effect until May 1, 2006 at which date it shall terminate.

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

BONDING OF TAX COLLECTOR KATHI A. RICKMAN

Resolution #226 A motion was made by Councilperson Rose, seconded by Councilperson Rath for the following:

Section 1: The Town Board hereby approves the surety form and amount of the official undertaking for the faithful performance of the duties of the Town Clerk and Receiver of Taxes, Kathi A. Rickman for the following:

Type of Undertaking:	Crime Policy
Insurance Policy:	Travelers Casualty Insurance Company of America
Amount:	\$500,000.00

With said Bond having filed a copy in the Town Clerks Office and Monroe County for collecting 2006 Town and County Taxes.

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

INCREASE ACCOUNT #7140.4 FOR CHECK RECEIVED

Resolution #227 A motion was made by Councilperson Hollink, seconded by Councilperson Rath to approve a check received from a grant of \$100.00 to be put into the Recreation Account #7140.4 to purchase baseball equipment. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, and Town Supervisor Warner aye. Motion carried.

SETTING A PUBLIC INFORMATION MEETING FOR LEASING OF ALL HAMLIN AND KENDALL WATER DISTRICTS TO MONROE COUNTY WATER AUTHORITY

The board discussed setting a public information meeting for the proposed lease of all Hamlin and Kendall Water Districts to Monroe County Water Authority for forty years. Kendall has set December 1st for a meeting. Councilperson Rath asked we are setting and informational meeting and we as a board haven't had a chance to discuss this. Do we have all the information to be able to discuss the issues? Town Supervisor Warner stated we will go over the proposal, County services and rates. We will also get the public input. The board discussed possible dates with Councilperson Rath not available the last week of November and Councilperson Hollink also out of town the first week of December. Councilperson Todd feels he will be well enough to attend if later in the month. December 6th at 7pm was decided as the gym is also available on that date.

DISCUSSION ON BUILDING INSPECTORS SOFTWARE PROGRAM

Dick Bauman explained that he has been looking at software. The Town Clerks Office has BAS and the Dog Control Officer just ordered her program from BAS. There are several advantages in going with that as we will be compatible with reports and it will also provide us information for public hearings. When we have to look up people who live within 500 ft. We now have a clerk who has to look up this information. I am also looking at a few other features that this program will provide. The payment can be made over a three year period. It is a good time to do this in the fall as we have a little more time as less permits are issued at this time of the year. They also provide a help desk. Anyone that would benefit from this we are looking at contributing to the cost. The boards final decision was due to the cost this would have to go out for bids and the specifications would need to be gathered by contacting the vendors.

AGREEMENT FOR MUNICIPAL SOLUTIONS

Resolution #228 A motion was made by Town Supervisor Warner, seconded by Councilperson Hollink to renew the agreement for Municipal Solutions for consulting in regards to Cell Tower Applications.

Discussion:

Town Supervisor Warner asked Dick and the board if they had any problems with this company. Dick Bauman explained that they had one application last year and they decided to go to another town. Councilperson Rath asked about the local ordinance. Town Supervisor Warner stated this company is the one that helped up through the ordinance at no cost to us, why wouldn't we want to have the agreement with them. Councilperson Rath stated that the Supervisor has a right to sign an agreement if we got an application but if there is nothing in the ordinance that we have to use them why renew now. Councilperson Rath stated maybe the next Supervisor would want to use another company.

Members polled, Councilperson Hollink aye, Councilperson Rath no, Councilperson Rose no, and Town Supervisor Warner aye. Motion did not carry. Town Supervisor Warner stated it could be brought up for discussion again next month when we have the full board.

DISCUSSION

Councilperson David Rose reported on the following:

- Senior Citizens: Next meeting November 22nd. Last meeting 117 attended, their next meeting will probably be more with the Thanksgiving meal
- Public Library meeting I wasn't able to attend as we had another meeting.
- Planning Board minutes everyone has what took place.

Councilperson Paul Rath reported on the following:

- Nothing to report from the Fire Depts.
- LWRP we haven't heard anything but will follow up with the State.

Assessor Melanie Fahmer reported on the following:

- You all have the new information on the Veterans Exempt. An overview of the exemption law since 1985 was explained for those present and a hearing is needed for the Local Law.

PUBLIC HEARING SCHEDULED FOR RATES OF VETERANS EXEMPTION

Resolution #229 A motion was made by Councilperson Rath, seconded by Councilperson Rose to schedule a public hearing at 7:00pm on December 12, 2005 for Local Law for the Alternative Veterans Exemption(458-a) to be in line with the County. Members polled, Councilperson Hollink aye, Councilperson Rath aye, Councilperson Rose aye, and Town Supervisor Warner aye. Motion carried.

Melanie added that the Senior Exemptions are starting to come in so the residents can leave town with peace of mind that they have filed.

Building Inspector Dick Bauman reported on the following:

- Things are slowing down and we are looking at a Laundramat for the shopping plaza on Hamlin Clarkson Tn. Ln. Rd.
- We are also looking at closing out permits and violation notifications that need to be sent out.

Judge Paul Rath reported on the following:

- We have slowed down quit a bit, its that time of year. Lions has asked for some volunteers for Community Service such as ringing the bell.
- Town Supervisor was asked if he heard anything more on our building. He stated he will make some calls in the morning.
- Also he had a question of whether there has been contact made with the Captain on several issues. Town Supervisor Warner updated everyone.

Deputy Town Supervisor Mary Hueser reported on the following:

- Hamlin Recreation is in full swing with sports here and at St. Johns.
- Community Center still looking at sites and hope to have more information to bring to the board after the first of the year.

Water Sup. Eric Peters reported on the following:

- 110 work orders this month, read 800 meters for billing purposes and 67 seasonal residential shut offs. We did one repair on Orchard St. One new tap on Walker Rd.
- Comments on the draft proposal before the Town Board about turning water over to M.C.W.A.. It needs to be slowed down and really look at it as there are some serious issues that need to be discussed. We have been here 50+ years. We have no reason to fast track this. I still have questions that need to be answered and hope and appeal to your better judgment to take a better look at it.

Highway Sup. Tom Ingraham reported on the following:

- Brush pickup we had 120 loads.
- We are finishing some out of town work.

Councilperson Shirley Hollink reported on the following:

- Not able to attend the Harvest Party but I heard it went well.
- Lunch with Santa is going to be held at St. John's gym this year to accommodate more people.
- I called and talked with George and they have him up and walking.
- I have a question on the Dog Control Officer on the Census Taker. Are we going to advertise as I got from this we were not. I am also interested in what we are paying the person.

Town Supervisor Warner reported on the following:

- Veterans Ceremony on the 11th was nice.
- On the 12th we had a table top exercise on a boat collision that Dennis and I attended which covered what we had to do if there was one.
- November 13th the Lutheran Church had a nice Veterans service.
- Hamlin-Kendall Joint Meeting at 6:30pm this Wed. followed by Zoning Mtg.
- The transition is going well. Dennis is going to go with me to a Council of Government Meeting and Hamlin Association of Ministers Meeting

ADJOURNMENT

A motion was made by Councilperson Hollink, seconded by Councilperson Rath to adjourn the meeting at 8:10pm. Members polled, all ayes. Motion carried.

Kathi A. Rickman, RMC/CMC

Hamlin Town Clerk