

HAMLIN TOWN BOARD MEETING  
March 13, 2006

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 Roach at 7 pm who explained the location of the fire exits and defibrillator for those present. Everyone present participated in the Pledge of Allegiance to the Flag and Moment of Silence for all deceased residents of Hamlin.

Present: Councilperson Michael Marchetti, Councilperson Paul Rath, Councilperson George Todd and Town Supervisor Dennis Roach. Excused Councilperson David Rose.

Also present: Highway Sup. Tom Ingraham, Water Sup. Eric Peters, Bldg. Inspector Dick Bauman, Attorney Ken Licht, Planning Bd. Member Judy Hazen, Conservation Bd. Member Tammy Palumbo, Library Trustee Duane Miller, Residents Nancy Jennejahn, Nicholas Howcraft, Thomas Breslawski, Lloyd Lochner, Brad Menear, Clark Mahoney, Irene Frediani, Tom Jensen, John Kilburn, Frank DeLapa

**RESOLUTION OF APPRECIATION FOR JAMES DOAN**

Supervisor Roach read a Resolution of Appreciation for James Doan which was unanimously seconded and approved as follows:

**RESOLUTION OF APPRECIATION  
James Doan**

WHEREAS, James Doan lifelong resident of Hamlin and local businessman served on the Conservation Board for 10 years from January 1996 through January 2006 and,  
WHEREAS, James Doan considered conservation and the environment important factors in the growth and development of the town and,  
WHEREAS, James Doan actively participated in the 1997 and 2005 updates of the Open Space Index and,  
WHEREAS, James Doan is the current President of the Monroe County Farm Bureau and,  
WHEREAS, James Doan fulfilled his duties through open communications and careful consideration of the environment and its effects on our Community and rendered decisions, which respected the owners' rights while providing necessary protection for neighbors, the environment and the residents of Hamlin,  
THEREFORE BE IT RESOLVED, that on behalf of the residents of Hamlin, the Hamlin Town Board extends its appreciation to James Doan for his exceptional performance and dedicated years of service and,  
FURTHER BE IT RESOLVED, that James Doan be furnished a copy of this Resolution, which is spread upon the minutes of the March 13, 2006 Town Board meeting.

**RESOLUTION OF APPRECIATION FOR FRANK MARANDO**

Supervisor Roach read a Resolution of Appreciation for Frank Marando which was unanimously seconded and approved as follows:

**Resolution of Appreciation  
Frank Marando**

WHEREAS, Frank Marando served the Town of Hamlin as a member of the Conservation Board from January 2005 serving until January 2006,  
WHEREAS, Frank Marando conscientiously demonstrated interest in the growth and development of the town and the protection of the environment,  
WHEREAS, Frank Marando actively participated in the successful completion of the 2005 Open Space update,  
WHEREAS, Frank Marando declined compensation for parts of his service,  
THEREFORE BE IT RESOLVED, that on behalf of the residents of the Town of Hamlin, the Hamlin Town Board extends its appreciation to Frank Marando for his time and service and,  
FURTHER BE IT RESOLVED, that Frank Marando be furnished a copy of this Resolution, which is spread upon the minutes of the March 13, 2006 Town Board meeting.

**PUBLIC FORUM**

Tammy Palumbo of the Conservation Bd. thanked the Town Board for allowing everyone to speak at the public hearing held last week. In response to Mr. Carpenter's comment that it was unusual for the Conservation Bd. to be looking at this project, she explained that the board does look at proposals around the creeks and also keeps an eye on them for various reasons, including the fact that fallen trees would dam them up. We then advise that they might need cleaning out. Also the Conservation Bd. would like to change our recommendation for the proposed rezoning to low density based on Page 17 of the 1997 Comprehensive Plan. The policy under Community goals states that farmland sold to contractors or private individuals is encouraged to be limited to residential, low density single family units.

Supervisor Roach gave an update on the SEQR process for the proposed rezoning which has just been submitted, and needs 30 days for responses. Therefore the April meeting would be the earliest the board could render a decision on the proposed rezoning.

Nick Howcraft of Brick Schoolhouse Rd. brought in a petition opposing the proposed rezoning and asked anyone from the audience if they would like to sign it. He made it available for everyone after the meeting.

Irene Frediani of 146 Hamlin Clarkson Tn. Ln. Rd. mentioned the length of time the developer of the Senior Citizen is taking for this project. Supervisor Roach explained that another engineer is now working on this project so it is in their hands. She mentioned the selling of these projects in other towns and now is a good time for sales.

**APPROVAL OF TOWN BOARD MTG. MINUTES OF FEBRUARY 13, 2006**

Resolution #110 A motion was made by Councilperson Rath, seconded by Councilperson Todd to approve the minutes of February 13, 2006 Town Board Meeting as presented. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Town Supervisor Roach aye. Motion carried.

**APPROVAL OF EMERGENCY TOWN BOARD MEETING MINUTES OF FEBRUARY 16, 2006**

Resolution #111 A motion was made by Councilperson Todd, seconded by Councilperson Rath to approve the minutes of February 16, 2006 Emergency Town Board Meeting as presented. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Town Supervisor Roach aye. Motion carried.

**APPROVAL OF MINUTES OF PUBLIC HEARINGS HELD ON MARCH 8, 2006**

Resolution #112 A motion was made by Councilperson Todd, seconded by Councilperson Marchetti to approve the minutes of the public hearings held on March 8, 2006 as presented. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Town Supervisor Roach aye. Motion carried.

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

Resolution #113 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti to approve payment of bills from their respective funds as follows:

General Abstract #3	#109 - #219	\$68,329.57
Library	#021 - #037	\$ 5,765.80
Consolidated Water	#020 - #033	\$24,257.13
Highway	#051 - #089	\$92,141.65
Hamlin Lighting Dist	#002	\$ 614.53
Morton Lighting Dist.	#002	\$ 180.95
Hillcrest Lighting Dist.	#002	\$ 294.58
Campbell Lighting Dist.	#002	\$ 105.25
Moscow Rd. Water Dist.	#002	\$ 290.40
Hamlin Kendall Water #1	#002	\$ 139.37
Hamlin Clarkson Tn. Ln.	#002	\$ 123.40
N. Hamlin Water Dist.	#002	\$ 19.13
Newco Dr. Water	#003 - #004	\$ 416.23
Sewer Dist.	#008 - #012	\$ 560.80
Hamlin Walker Water	#010 - #013	\$ 2,531.36
Hamlin/Kendall Water	#010 - #018	\$10,220.79

Members polled: Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Town Supervisor Roach aye. Motion carried.

Supervisor's Monthly report acknowledged and filed.

### **CORRESPONDENCE**

- a. A letter from Senator Schumer RE: 2006 Save America's Treasures Grant Program.
- b. A letter from Time Warner Cable RE: rate increases.
- c. A letter from RG & E RE: names and numbers.
- d. A letter from Supervisor Roach RE: intersection of Rt.19 and Hamlin Clarkson Town Line Road to Mr. Sherman NYS DOT
- e. A copy of the Hamlin Volunteer Ambulance, Inc, Directors Meeting 2-9-06.
- f. A copy of a Local Law RE: lot line adjustments.
- g. A copy of a letter from Mr. Tonery RE: 5733 West Wautoma Beach Road.
- h. James Doan's resignation from the Conservation Board.
- i. A copy of the Building Inspector's monthly report for February 2006.
- j. A copy of NYS Real Property Service Residential Assessment Ratio.
- k. A copy of "Calling for Nominations" for Young Citizen of the year from Karla Boyce from Rochester-Monroe County Youth Bureau.
- l. A copy of a letter from Honey and Frank DeLapa RE: 5733 West Wautoma Beach Road.
- m. Fire Marshal's report for the month of February 2006.
- n. Assessor's Monthly report for the month of February 2006.
- o. A copy of LaBella Associates, PC letter RE: Structural Review of Bell Tower at North Star School House Proposal
- p. A copy of Kenneth D. Licht, Attorney at Law letter RE: 5733 West Wautoma Beach Road
- q. Walker Fire District Minutes of February 7, 2006
- r. February 2006 Dog Control Officer monthly report
- s. Monroe County Comparative Table for Equalization
- t. Letter from DOT regarding our request to look at Rt. 19 & Hamlin Clarkson Tn. Ln. Rd. intersection.
- u. Letter to staff of Bldg. Dept. from Supervisor Roach forwarding a letter from Mr. & Mrs. Robert Stevens regarding a job well done.
- v. Recreation Commission minutes of January 10, 2006.
- w. Recreation Commission minutes of February 7, 2006.
- x. A copy of a letter from Alexander MacWilliam regarding public hearing held on Local Law #1-2006.
- y. A copy of positive notes for the Truelson Subdivison from Kyle Rath.
- z. A copy of letter from Senator Bruno acknowledging correspondence in support of Senate Bill 1544.
- aa. A letter from Time Warner Cable regarding residents of Chase Road who wish service.
- bb. A letter addressed to Judge Paul Rath from NY Magistrates requesting support of amending laws.

**AUTHORIZATION FOR BIDS TO REPLACE HUNTINGTON PARK LIFT STATION**

Water Sup. Eric Peters explained the on-going cost of the Huntington Park lift station. Every couple of years you are spending \$5,000 on repairs, it is an on-going cost. It is time to update to a more modern system. He is suggesting doing something before the system goes down as he only has about a four hour window to respond now. Last year a quote of \$67,000 was obtained. This is a custom design for a specific operation not an off-the-shelf item. This does affect a large section of Huntington Park. Councilperson Rath stated we got thirty years out of a temporary one. What are we gaining? The amount of \$6,300 is only for replacing the pumps; there are other issues. Eric explained the newer systems and the efficiency of running them while also explaining the present one not being three phase power. Supervisor Roach asked if the shortage between the reserve and the cost could be made up with labor or operating funds? Eric stated he felt that it could be made up with the normal sewer operating budget. If the capitol reserve is depleted, are we going to see another problem where we might wish we had some back in there? That is a possibility but Eric stated it was his understanding that is the reason that the reserve was started up. Councilperson Todd asked how many quotes were obtained? Eric explained only one and further explained those who would be able to do retro fits. Supervisor Roach stated the resolution would be only for the solicitation of bids.

Resolution #114 A motion was made by Councilperson Marchetti, seconded by Councilperson Rath to authorize the Water Superintendent to initiate the necessary actions to solicit bids for the purpose of replacing the lift station located within Huntington Park. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

**DATE SET FOR SPRING CLEANUP**

Resolution #115 A motion was made by Councilperson Marchetti, seconded by Councilperson Todd to set the Spring Cleanup date for April 24<sup>th</sup> through May 6<sup>th</sup> for items to be brought to the transfer station located at 4180 Brick Schoolhouse Rd. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

**DATE SET FOR BRUSH PICKUP**

Resolution #116 A motion was made by Supervisor Roach, seconded by Councilperson Rath to set the Brush Pickup starting on April 24<sup>th</sup> through April 28<sup>th</sup> with only one pass down each road, brush to be cut into lengths of eight feet or less and piled parallel with the road. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

**PUBLIC HEARING DATE SET FOR LOCAL LAWS #3 AND #4-2006**

Supervisor Roach presented information on the joint zoning workshop which has been moving along and has reached a place for two local laws to be considered. Just is a waiver of public hearing procedure for the Planning Board for the consolidation or alteration of lot lines resulting in a single approved lot. The second local law to consider is amending Chapter 108 Trailer and Trailer Parks for a building permit for items such as enclosure, addition, vestibule, utility sheds etc. and for the use restriction of trailers and camping trailer within the Town of Hamlin. Some possible dates could be March 28<sup>th</sup> or April 5<sup>th</sup>.

Resolution #117 A motion was made by Supervisor Roach, seconded by Councilperson Rath to set March 28<sup>th</sup>, 2006 at 6 pm for public hearings for Local Law # 3-2006 amending Section 125-74(e) of the Hamlin Zoning Law of 1991 and Local Law #4-2006 amending Chapter 108 Trailer and Trailer Parks. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

**TRANSFER OF LIBRARY'S YEAR END BALANCE TO SPECIAL PROJECT'S FUND**

Resolution #118 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti to transfer the Library's year end balance of \$377.25 to the Library's Special Project's Fund. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

**AUTHORIZATION TO SELL SURPLUS EQUIPMENT AT MUNICIPAL AUCTION**

Resolution #119 A motion was made by Councilperson Todd, seconded by Councilperson Marchetti to authorize the sale of surplus equipment at the Spring Municipal Auction in Palmyra on May 20, 2006 to include a 1995 Ford F150 pickup, a 2000 F150 pickup and multiple pieces of radio equipment. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

**AWARDING OF THE BID FOR THE QUONSET ROOF PROJECT**

Highway Sup. Tom Ingraham gave an overview of the bids received. The following bids have been received on March 8, 2006 for the Quonset roof project at 4180 Brick Schoolhouse Rd.:

Weather Tight Installation	\$15,500
Monolithic Coatings, Inc.	\$14,850

Resolution #120 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti to award the bid for the Quonset roof project to Monolithic Coatings, Inc. at \$14,850. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

**ITEMS OF DISCUSSION**

Supervisor Roach reminded everyone present of the Public Information Meeting regarding the proposed lease to Monroe County Water Authority on Thursday March 30, 2006 at 7 pm in the Kendall High School Auditorium.

**LOCAL LAW #1-2006 AMENDING 125-48**

Town Supervisor asked for a resolution for Local Law #2-2006 which had a public hearing on March 8<sup>th</sup> for amendment. This would now have to be Local Law #1-2006. A SEQR determination also needs to be done.

Resolution #121 A motion was made by Councilperson Rath, seconded by Councilperson Todd that according to SEQR, Local Law #1-2006 amending Chapter 125-48 would be a negative declaration of an Unlisted Action. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

Resolution #122 The following motion was made by Councilperson Rath, seconded by Councilperson Marchetti as read by Supervisor Roach.

Town Board  
Town of Hamlin  
Monroe County, New York  
Local Law #1-2006

WHEREAS, a special committee established by the Town Board has recommended that the Town of Hamlin Zoning Law of 1991 be amended to require new Certificates of Occupancy upon changes of ownership of any multi-family building on a single lot, and

WHEREAS, said recommendation was discussed at a public hearing on March 8, 2006, which public hearing was duly advertised and notices as provided by law,

NOW, BE IT RESOLVED that the Zoning Law for the Town of Hamlin approved by the Hamlin Town Board on September 4, 1991 be amended as follows:

1. Subparagraph (D) of Section 125-48 of the Town of Hamlin Zoning Law of 1991 is amended to provide as follows:
  - D. Conversions of single-family dwellings to two-family dwellings must meet the criteria of duplexes. In cases where it is not feasible, separate utilities will not be required, subject to approval by the Code Enforcement Officer.
2. Add a new Section 125-48.1 entitled "Certificate of Occupancy Required Upon Transfer of Multi-Family Buildings," as follows:
 

125-48.1 Certificate of Occupancy Required Upon Transfer of Multi-Family Buildings

No owner of any duplex, triplex, quad, apartment house or other multi-family building shall sell, transfer, grant or otherwise dispose thereof, to another, unless a new Certificate of Occupancy has been obtained from the Building Inspector. The Building Inspector shall waive the requirement of a new Certificate of Occupancy when title is transferred (1) by a deed in lieu of foreclosure, or by a court appointed referee, (2) by a trustee in bankruptcy, (3) by an assignment for benefit of creditors, (4) by the Monroe County Sheriff, pursuant to a judicial sale, (5) as a result of a tax foreclosure, (6) between husband and wife, (7) to a person who had immediate previous legal ownership in whole or in part, pursuant to the formation, reorganization, or dissolution of a partnership, a corporation, or other form of joint ownership, (8) by a corporation to its shareholder, (9) or by a person who retains life use and/or interest in the property. A new Certificate of Occupancy shall not be required under this section when a property owner retains title to the property and records a new mortgage due to refinancing of the property. The owner requesting a Certificate of Occupancy shall give the Building Inspector sufficient notice to allow the inspection of the property to take place not less than fourteen (14) days, nor more than forty-five (45) days prior to the transfer of the property, and shall pay the fee in accordance with the rates set by the Town Board from time-to-time.

3. This Local Law shall become effective upon filing with the Secretary of State.

Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

### **APPOINTMENT OF TOM BRESLAWSKI TO THE CONSERVATION BD.**

The board has accepted the resignation of James Doan and the Conservation Bd. at their last meeting recommends one of the persons who was interviewed, Mr. Tom Breslawski.

Resolution #123 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti to appoint Tom Breslawski to the Conservation Bd. to fill the unexpired term of James Doan which was to expire on December 31, 2006. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

### **ITEMS OF DISCUSSION**

Supervisor Roach stated it had been reported to him the apparent structural problem at the North Star History Center with the bell tower, a list to the south. I had requested LaBella to give me an estimate on coming in to take a look and see what the cause might be and what the action to resolve it might be. They came in with a lump sum of \$850.00. "Having not done this before, it did seem excessive to me" stated Supervisor Roach. It was suggested to give the architect who is looking at the gym a call.

### **TIME WARNER PETITION FROM RESIDENTS OF CHASE ROAD**

A letter was received from Time Warner regarding a petition from residents of Chase Rd. in Hamlin. Time Warner can't provide service from Hamlin and would need the feed from the Town of Parma. This would require a resolution.

Resolution #124 A motion was made by Councilperson Todd, seconded by Councilperson Marchetti to permit Time Warner Cable to provide cable service feed from Town of Parma to residents of Chase Road, Town of Hamlin with any franchise fees

collected from these customers to be attributed to the Town of Hamlin per the franchise agreement. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

### **SUPPORT ENFORCEMENT OF SPEED LIMIT WITHIN HIDDEN CREEK MOBILE HOME PARK**

A letter from Morgan Management, managers of the Hidden Creek Mobile Home Park, has been received requesting the Town of Hamlin support of the enforcement of the speed limit within the mobile home park. In 2002 the Town Board by Local Law approved a 20 mph speed limit within the park. Morgan Management seeks to have the Monroe County Sheriff more actively involved in issuing tickets for any traffic violations in there. They have gone to the Monroe County Sheriff and are asking our support on the issuance of tickets. I applaud their efforts as this is another step on improving things there.

Resolution #125 A motion was made by Supervisor Roach, seconded by Councilperson Todd to send a letter of support from the Town of Hamlin to the Monroe County Sheriff Dept. Zone C in support of Morgan Management and Hidden Creek Manufactured Home Community to patrol Hidden Creek Mobile Home Park and issue traffic tickets to violators within the Hidden Creek Community.

Discussion: Councilperson Todd asked if this letter should be sent to the Sheriff with a copy to Zone C. When asked if it was also advisable to send a letter in support of Harper Park, Supervisor Roach stated according to the NY V&T Law it is the owner's or person's in general charge responsibility to ask. It is of course something we could do but we were asked by Morgan Management. He then amended his motion to send the correspondence to the Sheriff.

Amended motion by Supervisor Roach, seconded by Councilperson Todd to send a letter of support from the Town of Hamlin to the Monroe County Sheriff with a copy to Monroe County Sheriff Dept. Zone C in support of Morgan Management and Hidden Creek Manufactured Home Community to patrol Hidden Creek Mobile Home Park and issue traffic tickets to violators with the Hidden Creek Community. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

### **DISCUSSION REGARDING ITEMS OF CORRESPONDENCE**

Supervisor Roach made reference to three items of correspondence g, l, and p. Two are correspondence to the Supervisor and Town Board from residents in regards to concerns of action by the ZBA on 5733 West Wautoma Beach. The other is from Attorney for the Town. I had forwarded all correspondence to him. He has responded with his opinion and recommendation which are listed as item p in correspondence. I am seeking Town Board approval to refer the Attorney for the Town's letter of recommendation to the Zoning Board of Appeals for consideration in their actions.

Supervisor Roach read from the correspondence as follows: “In its decision rendered February 20, 2006, it imposed a condition to the variances that the applicant obtains a Certificate of Occupancy for the existing structure on the eastern lot within one year of this approval. The structure referred to was the garage with storage, and the Certificate of Occupancy presumably referred to a Certificate of Occupancy for a single family residence upon conversion of that garage to a residence.

In this case the lot would become illegal in the event the subdivision is approved by the Planning Board. Under the circumstances, it would be appropriate for the ZBA to refine the wording of Condition 2 and explicitly provide that the variance will be null and void unless the present structure (garage) is converted to a single family residence and a Certificate of Occupancy issued for such residence within one year from the date of decision, and that the existing structure (the garage with storage) must be completely removed in the event such a Certificate of Occupancy is not issued.

Refinement of that decision would prevent the applicant from benefiting if he is not able to obtain the permits necessary for the conversion of the structure and obtain a Certificate of Occupancy within the prescribed period.

With respect to a further issue raised, no permits should be granted which may be necessary to convert the structure to a single family residence until and unless the subdivision is formally approved by the Planning Board”.

Resolution #126 A motion was made by Supervisor Roach, seconded by Councilperson Rath to forward the correspondence from Attorney Licht to the Zoning Board of Appeals for consideration. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

## **REPORTS**

Councilperson George Todd reported on the following:

- Recreation Commission could not have a meeting as they did not have a quorum.

Councilperson Michael Marchetti reported on the following:

- Reported from the Planning Bd. that we have a new beauty salon in Larry’s Auto store and a dog grooming business on N. Hamlin Rd. Also Pat Lawler is selling some of his land to the residents of Wiler Rd.
- A few issues with the Dog Control Officer that we are working on but otherwise everything is fine.

Highway Sup. Tom Ingraham reported on the following:

- 59” of snow and used 2,000 tons of salt.
- The men having been taken care of some fallen trees in the Huntington Park Subdivision parks.
- We have been cleaning and painting some equipment in the garage.

- Two new trucks have come in.
- I sent a letter to Nato Pennella regarding Traciann detention pond as he was complaining that there is still a Letter of Credit.
- Last month I sent a crew to Workmen's Compensation training.
- Regarding Park Security, the two gentlemen that take care of it would like to have another person in place to cover vacations and one might have to go out for a knee operation.

### **ADVERTISING FOR A PARK SECURITY PERSON**

Resolution #127 A motion was made by Councilperson Rath, and seconded by Supervisor Roach to advertise for a part-time Security Officer to be used as a fill in. Applications to be received by March 31<sup>st</sup> at 4 pm in the Town Clerk's Office. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

### **REPORTS (continued)**

Bldg. Inspector Dick Bauman reported on the following:

- BAS Software has been recently installed and we are working through all the trials and tribulations to get it up and running.
- In this year's budget I budgeted for a part-time Building Inspector as I had last year to help two to three times a week for inspections for all the decks and pools. I would like to advertise for a part-time, certified Building Inspector. While I am out on an inspection, he could be in the office to issue permits. Supervisor Roach asked what he anticipated for a duration. April 15 or May 1<sup>st</sup> to November 1<sup>st</sup>. That is what I had last year and it worked out well. Supervisor Roach stated we would be advertising for a certified Code Enforcement Officer. Dick stated yes as I am only part-time and he could cover the day I am off and issue permits. Councilperson Marchetti asked that, when it is advertised are you going to advertise certain days or two to three days a week? Dick responded that it will probably be posted as two to three days a week. Supervisor Roach asked if this is something that is going to keep two people busy a couple days a week or is it something that can be accomplished by making your position full time. Dick stated that he needed it based on the number of permits issued last year and making my position full time wouldn't help as when I am out on the road doing inspections the office isn't covered.

### **ADVERTISING FOR A PART-TIME BLDG. INSPECTOR**

Resolution #128 A motion was made by Councilperson Todd, seconded by Councilperson Rath to advertise for a part-time certified Building Inspector/Code Enforcement Officer with applications to be submitted to the Town Clerk's Office by 4 pm on March 31, 2006. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

**REPORTS (continued)**

Water Sup. Eric Peters reported on the following:

- We had a leak on Brick Schoolhouse Rd.
- Materials are here for the Wiler Rd. #2 water district.
- J. P. has sent out six letters for quotes for just boring.
- Turned in 1,439 lbs. of brass for \$1,007 and 805 lbs. of copper for \$1,065.

Councilperson Paul Rath reported on the following:

- Nothing new to report on Morton Fire Dept. Walker Fire Dept. just had their banquet which was nice.

Supervisor Roach reported on the following:

- Library Report, Xerox is no longer servicing the copier as it is so old. The McGrath papers have been returned for resubmission on new forms. Library staff asked to attend training that is customer service related. There will be some special programs during the April break and Summer Reading Program. People count is 2,542 cards issued.
- Friends of the Library spaghetti dinner is set for April 2 from 12 noon to 6 pm. The Friends of the Library will also be having a book sale at the end of April.
- Judge Rath has asked for support to the NYS Magistrates Association on proposed legislation for several amendments to laws such as increasing the reimbursement from \$25.00 to \$200.00 payable by the County Government for interrupters, amending section 65-c of the ABC Law authorizing suspension of a defendant's drivers license for failure to pay court assessed fine, section 221.05 of Penal Law to authorize suspension of a defendant's drivers license for unjustly failing to pay an assessed fine for conviction of unlawful possession of marijuana and conviction for V&T violation to have classroom defensive driving class required instead of online classes.

**EXECUTIVE SESSION**

Resolution #129 A motion was made by Supervisor Roach, seconded by Councilperson Todd to go into Executive Session at 8:00 pm to discuss possible litigation. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

**COME OUT OF EXECUTIVE SESSION**

Resolution #130 A motion was made by Councilperson Rath, seconded by Supervisor Roach to come out of Executive Session at 8:20 pm. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

**ADJOURNMENT**

A motion was made by Councilperson Rath, seconded by Supervisor Roach to adjourn the meeting at 8:20 pm. Members polled: all ayes.

Respectfully submitted,

Kathi A. Rickman, RMC/CMC  
Hamlin Town Clerk