

Hamlin Town Board
April 10, 2006

The Hamlin Town Board held their regularly scheduled meeting in the Hamlin Town Hall located at 1658 Lake Rd., Hamlin, New York 14464. The meeting was called to order by Town Supervisor Dennis Roach at 7 pm who explained the location of the fire exits for those present. Everyone present participated in Pledge of Allegiance and a Moment of Silence for all deceased residents of Hamlin.

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

Also present: Assessor Melanie Fahmer, Dick Bauman Bldg. Inspector, Highway Sup. Tom Ingraham, Water Sup. Eric Peters, Attorney Ken Licht, Conservation Bd. members Craig Goodrich, Mark Reeves, Tom Breslawski, Tammy Palumbo, Planning Bd. Member Judy Hazen, Library Trustees Carolyn Hungerford, Duane Miller, Fire Marshal B. J. Maier, Recreation Commissioners, Stan Lyons, John Stoia, Zoning Bd. Member Ed Haight, Residents Tom Jensen, Nancy Jennejahn, Lloyd Lochner, Dean Brightly, Tom Rath, Steven Yantz, Linda Wietz, Cindy Roach, Robin Hess of the Suburban News, and Attorney Larry Koss

RESOLUTION OF APPRECIATION FOR JOHN STOIA

Supervisor Roach presented the following Resolution of Appreciation to John Stoia which was unanimously seconded and approved as follows:

WHEREAS, John Stoia served as Hamlin Recreation Commissioner from September 2001 through April 2006 and,

WHEREAS, John Stoia was actively involved as a coach and mentor for a number of Hamlin Recreation Teams and young people of Hamlin and,

WHEREAS, John Stoia was instrumental in revising the Hamlin Recreation Bylaws and performance standards and in creating codes of conduct for players, parents and fans,

THEREFORE BE IT RESOLVED, that the Hamlin Town Board, on behalf of the residents of Hamlin, extends its appreciation to John Stoia for his outstanding performance and dedicated years of service and,

FURTHER BE IT RESOLVED, that John Stoia be furnished a copy of this Resolution which is spread upon the minutes of the April 10, 2006 Town Board meeting.

PRESENTATION ON METEOROLOGICAL TOWERS

Duncan McEachern of Competitive Power Ventures, Inc. was present to introduce himself and explain the proposal to install Meteorological (MET) towers to gather local wind data. We have been working with landowners in the area. The tower height is 197 feet and 6 inches in diameter. The sole purpose of the single pole tower is to gather data on wind speed and direction. This would be temporary structure to gather the information to go further. I just wanted to introduce myself so you will know what we want to do.

Councilperson Rath stated that he wanted everyone to know he is one of the landowners involved. Supervisor Roach stated he knows that he has several questions and how it would impact the town. I have scheduled an informational meeting at St. John's Lutheran Church gymnasium on May 4th at 7pm. We do have to consider as a Town Board where he goes next. There is no permitted use for MET towers within our code. Attorney Licht has drafted a local law for our consideration that would address MET towers. We have a scheduled workshop on April 19th and it would be a good time to take a look at it and discuss it further.

PUBLIC FORUM

No one wished to speak.

APPROVAL OF TOWN BOARD MINUTES FOR MARCH 13, 2006

Resolution #131 A motion was made by Councilperson Rath, seconded by Councilperson Todd to approve the Town Board minutes of March 13, 2006 as presented. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose abstain, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

APPROVAL OF THE HAMLIN-KENDALL JOINT WATER MEETING OF FEBRUARY 15, 2006

Resolution #132 A motion was made by Councilperson Rose, seconded by Councilperson Rath to approve the Hamlin-Kendall Joint Water Meeting of February 15, 2006 as presented. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

APPROVAL OF THE MINUTES OF THE PUBLIC HEARING HELD MARCH 28, 2006

Resolution #133 A motion was made by Councilperson Marchetti, seconded by Councilperson Todd to approve the minutes of the public hearings held on March 28, 2006 as presented. Members polled, Councilperson Marchetti aye, Councilperson Rath

aye, Councilperson Rose abstain, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

PAYMENT OF BILLS FROM THEIR RESPECTIVE FUNDS

Resolution #134 A motion was made by Councilperson Marchetti, seconded dually by Councilperson Rath and Councilperson Rose to approve payment of the bills from their respective funds.

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| General Abstract #4 | #220 - ##313 | \$134,092.47 |
| Library | #038 - #062 | \$ 7,505.42 |
| Highway | #090 - #128 | \$ 29,303.90 |
| Consolidated Water | #034 - #047 | \$ 27,121.46 |
| Hamlin Lighting | #003 | \$ 580.78 |
| Hillcrest Lighting | #003 | \$ 280.03 |
| Morton Lighting | #003 | \$ 171.86 |
| Campbell | #003 | \$ 99.98 |
| Hamlin Kendall Water | #019 - #023 | \$ 8,618.06 |
| Hamlin Walker | #014 - #015 | \$ 2,386.93 |
| Newco Drive | #005 - #006 | \$ 440.91 |
| North Hamlin Water | #003 | \$ 19.13 |
| Hamlin Clarkson Water | #003 | \$ 132.40 |
| Hamlin Kendall #1Ext6 | #003 | \$ 18.60 |
| Moscow Rd. Water | #003 | \$ 332.80 |
| Sewer District #1 | #013 - #015 | \$ 309.43 |

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

AUTHORIZATION OF TRANSFERS OF FUNDS

Supervisor Roach explained he was requesting this due to a budgeted shortage for insurance. We had a couple of new trucks we didn't anticipate and we are negotiating some of the values on a couple of the buildings. I am anticipating that this may cause the rate to decrease.

Resolution #135 A motion was made by Councilperson Rose, seconded by Councilperson Rath to authorize the transfer of funds from A1990.4 to A1910.4 in the amount of \$646.68. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

Supervisors Monthly report acknowledged and filed.

CORRESPONDENCE

- a. Information from Attorney General Eliot Spitzer RE: Neighborhood Watch as a Catalyst for Community and Home Safety.
- b. A copy of Time Warner Cable Franchise fees received.
- c. A copy of a letter from NYS DOT to Mr. Bauman RE: Lead Agency for Truelson Subdivision.
- d. A letter from Senator Maziarz Thanking Supervisor Roach for supporting Bill 1544.
- e. A copy of an article from Mr. Ed Evans RE: Wind Energy.
- f. A copy of a proposed Local Law RE: Exempting family day care homes and group family homes from regulations regarding home occupations.
- g. A copy of a proposed Local Law RE: Amending Section 90-29 of the Code of the Town of Hamlin with respect to the collection of sewer rents.
- h. A copy of a letter from Bero Architecture RE: Proposal for Report of Site Visit, Bell Tower, North Star History Center.
- i. A copy of Monroe County Dept. of Planning and Development, Development Review Response Form RE: Amend Section 125-74(E) of the Town of Hamlin Zoning Board.
- j. A copy of Monroe County Dept. of Planning and Development, Development Review Response Form RE: Amend Chapter 108: Trailers and Trailer Parks.
- k. A copy of a letter from Mr. Peter Toner RE: Attorney Licht's letter of March 6, 2006.
- l. Proposed Town of Hamlin Investment Policy.
- m. A copy of a letter from Mr. David Bradley, Governor's Office of Regulatory Reform RE: BUILD NOW-NY.
- n. Recreation Commission Meeting #3 Minutes of March 14, 2006.
- o. Letter from John Stoia RE: Resignation from Recreation Commission.
- p. A copy of a letter from The Hamlin Recreation Commission RE: Recommendation to appoint Joseph Mandel as a Recreation Commissioner.
- q. A copy of a letter from The Hamlin Recreation Commission RE: Recommendation to appoint Nicole Cring as a Recreation Commissioner.
- r. A copy of a letter from resident John DeRue RE: Recommendation for Monroe County Water Authority.
- s. A copy of e-mail from Sandy Frankel, Town of Brighton Supervisor RE: Sales Tax Intercept Plan.
- t. A copy of the Hamlin Volunteer Ambulance Directors Meeting of 3-9-06.
- u. A copy of a letter from St. John Lutheran Church to Richard Bauman RE: bathroom renovation.
- v. A copy of the Morton Fire District Agenda and Minutes of March 2006.
- w. A copy of a letter from Time Warner Cable, Inc. RE: Subscriber Privacy Notice sent to all customers.
- x. Notice form NYS Canal Corp. regarding the elimination of fee for pass to the travel the canal for 2006 navigational season.
- y. A copy of e-mail from resident Ken Stephens RE: trash dumped in old Hojack rail bed and disruptive ATV traffic.

- z. A copy of e-mail from Kim Lenz RE: sale of the Hamlin-Kendall water department.
- aa. Sample Resolution for the Adoption of the National Incident Management System.
- bb. Copy of David A. Strabel, R.A. bid package RE: Ceiling Installation, Hamlin Town Hall project.
- cc. A copy of Local Law RE: Home Occupations from Ken Licht.
- dd. A copy of Local Law RE: Sewer rents by Ken Licht.
- ee. A copy of an e-mail from Daniel Powers RE: our refund.
- ff. A copy of changes from JP Schepp for the Development Regulations book.
- gg. A copy of Walker Fire District Meeting Minutes of 3-7-06.
- hh. Bid package for Ceiling installation.
- ii. A copy of a letter from DOT RE: RT 19 and Hamlin Clarkson Town Line Road.
- jj. A copy of a letter from County Health RE: Truelson Sub.
- kk. A copy of a letter from County Pure Waters RE: Truelson Sub.
- ll. Dog Control Officers monthly report for March 2006.
- mm. Building Inspector's monthly report for March 2006.
- nn. Fire Marshal's monthly report for March 2006.
- oo. A copy of Local Law # 1-2006 being filed.

LEASING OF WATER SYSTEM TO MONROE COUNTY WATER AUTHORITY

Supervisor Roach gave a background on the opportunity to lease the Hamlin Water System. He explained the number of meetings held by the prior administration and by this board so far this year. He understood the difficulty that each of the board members have in reaching their decision. He then introduced the following resolution which he read.

Resolution #136 A motion was made by Supervisor Roach, seconded by Councilperson Todd for the following:

WHEREAS, the Town Board of the Town of Hamlin has determined that the operation and maintenance of the Joint Hamlin-Kendall Water System would be more economically feasible and in the better interest of current and future water customers in the Town of Hamlin by leasing said water system to the Monroe County Water Authority, and

WHEREAS, the Monroe County Water Authority has offered to lease said water System to both operate and maintain it for a period of 40 years, and

WHEREAS, the Town Board has held public information sessions on December 6, 2005 and March 30, 2006; a Joint Hamlin-Kendall Water District meeting on February 15, 2006, and a Special Town Board Workshop on April 6, 2006, at which time all those in favor of or against said lease had an opportunity to be heard.

NOW, THEREFORE, BE IT RESOLVED THAT, the Town Board of the Town of

Hamlin, authorizes the Supervisor to sign the contract with the Monroe County Water Authority to operate and maintain the Hamlin Water System for a period of 40 (forty) years upon satisfactory resolution of the following specific items:

- a. Determination of the effective date of agreement.
- b. Contract Issues/Desires:
 1. Section 1.3: That the words “the entire operating plant” in the first line be omitted.
 2. Section 7.1: That the value of the inventory be determined prior to signing the contract.
 3. Section 7.2: That a statement be added acknowledging that these allocations will remain available until used or until the end of the agreement, whichever comes first.
 4. Section 7.2: That the Town’s key projects be acknowledged.
 5. Section 7.3: That “Village” be changed to “Town”.
 6. Section 7.3: That the following be listed – “Eric Peters, Current Water Superintendent, Town of Hamlin, to be employed as Maintenance Mechanic 2, with a salary of \$51,423.55”.
 7. Section 8.2: That the words “less depreciation” should follow the words “original costs.”

THAT, this resolution is not subject to a referendum, permissive or mandatory, Pursuant to Public Authorities Law of the State of New York, Section 1096 paragraph 6-a.

Discussion: Councilperson Rath stated his final thoughts and agreed we have had presentations but felt the costs have shown we can maintain and support the water system with moderate increase in rates and compatible with that of Monroe County and will create reserves. Monroe County would be there anytime to evaluate when and if we were in negotiations. The allocation they refer to, I don’t believe the Town of Hamlin will be using them or even half since the Monroe County has a say in it. Councilperson Marchetti agreed with Councilperson Rath.

Councilperson Rose stated that he has been looking into the other various towns such as Brockport, Murray and Albion and what they are paying and the fact we are in arrears, I feel we need to go with Monroe County. We will also have some say in the \$850,000 with this agreement. Councilperson Rose stated according to Eric Peters, we would have to have another employee and full-time clerk with benefits. We would then need to raise the rate.

Supervisor Roach stated he had to agree with Councilperson Rose on the rates and that in the past the rates have not reflected the increase in doing business such as salaries, medical, fuel and we now have a deficit. Also, we don’t have the provisions for a reserve. When this issue first came out there was a large outcry for facts. We didn’t have the facts. We now have the facts and have provided them to the residents. The three meetings we have had were not well attended but were highly publicized. I have not

heard from the residents but have heard from people who have a stake in the system who have something to lose; that is my struggle. I think we are not going to lose control or response time. I have talked with other towns and they are not having any problems. If there were problems there would be an outcry and letters in the paper. This would be beneficial for the residents to go with Monroe County. The \$850,000 is not intended to pay for some people's waterlines. It is intended to improve the system which could I guess be an indirect effect. It is a struggle and I appreciate everyone's honesty. The residents need to know that you have been listening and struggling with this decision.

Councilperson Todd stated other than what has been said by Councilperson Rose and Supervisor Roach I would like to add this. I was at Brockport when they went with Monroe County Water and we had no issues. Maybe Monroe County is not a good name as they are in other counties (besides Monroe County). The people I have talked with have no issues with the Authority. There are a couple of districts that are suspect on longevity and might have some issues. Supervisor Roach stated if we stay we would have to set our current rates as soon as possible. Councilperson Rath mentioned the new 40 million dollar building Monroe County wants to build on the eastside and everyone is going to pay for that. Down the road we might have had to go with Monroe County but I don't think we need to do it now.

Members were then polled: Councilperson Marchetti no, Councilperson Rath no, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye.

Supervisor Roach thanked everyone and recognizes the difficult time the water department has been experiencing the last couple of months.

SEQR FOR LOCAL LAW #2-2006

Resolution #137 A motion was made by Councilperson Rose seconded by Councilperson Rath that according to SEQR, Local Law #2-2006 amending Section 125-74 (e) of the Hamlin Zoning Law 1991 with respect to waiver of subdivision requirements for one-lot subdivisions be a negative declaration of an Unlisted action. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

APPROVAL OF LOCAL LAW #2-2006

Resolution #138 A motion was made by Councilperson Marchetti seconded by Supervisor Roach to amend Section 125-74(e) of the Hamlin Zoning Law of 1991 with respect to waiver of subdivision requirements for one lot subdivisions by adding the following new paragraph:

(10) **Waiver of Requirements**

The Planning Board has the authority, in its discretion, to waive procedures for approval of subdivision plats for resubdivisions consisting solely of alterations of lot lines and for subdivisions which result in the creation of a single lot.

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

RESOLUTION TO AMEND SITE DEVELOPMENT BOOK FOR MINOR SUBDIVISIONS

Supervisor Roach stated that along with Local Law #2-2006, that a resolution is needed to incorporate it into the site development regulations as follows:

1. The definition of “Minor Subdivision” set forth in Part 1, Section 4 is amended by adding the following sentence: A minor subdivision shall include any resubdivision of lots for the purpose of alterations of lot lines where no additional lots are created, and one lot subdivisions.
2. Section 5.3 of Part 1 of the Development Regulation is amended to add subparagraphs 5.3.1 and 5.3.2 as follows:

5.3.1 Resubdivision for Lot Line Adjustments

If a proposed resubdivision consists solely of the alteration of lot lines with no additional lots being created, the normal subdivision procedures, including the requirement for a public hearing, may be waived at the discretion of the Planning Board. Notation of the purpose for such resubdivision (i.e., lot line adjustment) shall be shown on the plat.

5.3.2 One Lot Subdivisions

The normal subdivision procedures, including the requirement for a public hearing, may be waived at the discretion of the Planning Board if the purpose of the proposed subdivision is to create a single lot.

Resolution #139 A motion was made by Councilperson Rose, seconded by Councilperson Marchetti to approve the amending of the Town of Hamlin Development Regulations definition of a minor subdivision in Part 1 Section 4 and Sections 5.3.1 and 5.3.2. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

Supervisor Roach mentioned that the Town Engineer has recommended other changes to the Site Development Book. He recommends these be considered before the Zoning Review Bd. It also has been suggested not to do a reprinting until we can look at these new changes. Councilperson Rose agreed to bring the recommended changes to the Zoning Review Board.

SEQR FOR LOCAL LAW #3-2006

Resolution #140 A motion was made by Councilperson Rath seconded by Councilperson Todd that according to SEQR, Local Law#3-2006 amending Chapter 108 of Code of Town of Hamlin: Trailers and Trailer Parks to be a negative declaration of an Unlisted action. Members polled, Councilperson Marchetti aye, Councilperson Rath aye,

Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

APPROVAL OF LOCAL LAW #3-2006

Resolution #141 A motion was made by Councilperson Rose seconded by Rath amending Chapter 108 of the Code of Town of Hamlin: Trailers and Trailer Parks as follows:

J (1) No structure, enclosure, addition, vestibule, added room, carport, patio roof, utility shed, outbuilding or any similar building shall be constructed or placed on the parcel or to any trailer or mobile home without a building permit first obtained from the Building Inspector. Park owners and/or operators shall apply for all permits. An exception is that winter vestibules constructed for the winter season and not to remain in place over six (6) months need no building permit. All of the aforesaid structures and/or buildings shall be constructed with a fire-resistant shell.

108-20 USE RESTRICTED

No person shall occupy or park for use any house trailer or mobile home within the Town of Hamlin except (1) within the boundaries of a house trailer park or tourist camp, or (2) subject to the provisions of Section 125-37 of the Town of Hamlin Zoning law, on land approved for the location of a farm labor camp. Any resident of the Town of Hamlin may have a nonpaying guest park his vehicle, automobile trailer, or camping trailer on the resident's premises for a period not exceeding fourteen (14) consecutive days during any calendar year, provided that the vehicle is located not less than 10 feet from any building. Notwithstanding the foregoing, any resident of the Town of Hamlin may have a nonpaying guest park such vehicle, or trailer on the resident's premises for a period not exceeding six (6) months in any calendar year upon the issuance of a permit by the Building Inspector. The applicant shall pay the fee as established by the Town Board of the Town of Hamlin. The location of the trailer shall be subject to approval of the Building Inspector. Notwithstanding the foregoing, such permits shall not be available in the RM, RH, SR, and SC zoning districts.

108-24 TEMPORARY PERMITS

- A. Temporary trailer permits may be issued for use by construction contractors and engineers for office use.
- B. Applications for temporary trailer permits shall be made to the Building Inspector. Such applications shall be accompanied with a site map showing the location of the proposed trailer. The applicant should also pay the fee for a temporary trailer permit as established by the Town Board of the Town of Hamlin. The location of the trailer shall be subject to approval by the Building Inspector.
- C. The trailer may not be placed upon the premises prior to ten (10) days before the commencement of construction and must be removed within thirty (30) days following completion of construction. The Building Inspector may revoke any temporary permit in the event construction has not commenced within ten (10)

days of issuance and may take legal action for removal of any trailer remaining on the premises in violation of this section.

Councilperson Rose mentioned the word house trailer not being appropriate. Supervisor Roach agreed. The word was deleted. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

PUBLIC HEARING SET FOR LOCAL LAW'S AMENDING SECTION 125-38 AND SECTION 90-29

Resolution #142 A motion was made by Councilperson Rath seconded by Supervisor Roach to set May 8, 2006 for a public hearing for Local Law # 4-2006 amending Section 125-38 of the Town of Hamlin Zoning Law of 1991 exempting certain family day care homes and group family day care homes from regulations regarding home occupations and Local Law #5-2006 amending Section 90-29 of the Code of the Town of Hamlin with respect to the collection of sewer rents. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

HAMLIN INVESTMENT POLICY

Supervisor Roach mentioned that the town is in the preliminary stages of two audits one for payroll audit with Workman's Comp and the other a single audit for Federal funding we received from Rural Development for the Hamlin Kendall Water #6. One thing they like to look at is the Town's policy on investments. In preparing for these audits I could not locate one. I am requesting approval of the following:

TOWN OF HAMLIN INVESTMENT POLICY

I. SCOPE

This investment policy applies to all moneys and other financial resources available to the Town for investment on its own behalf or on behalf of any other entity or individual.

II. OBJECTIVES

The objectives of the investment activities of the Town of Hamlin are, in priority order:

- To adequately safeguard principal;
- To conform with all applicable federal, state and other legal requirements;
- To provide sufficient liquidity to meet all operating requirements;
- To obtain a reasonable rate of return.

III. DELEGATION OF AUTHORITY

The Town Board's responsibility for the administration of the investment program is delegated to the chief fiscal officer, who shall establish procedures for the operation of the investment program consistent with these guidelines.

IV. DIVERSIFICATION

It is the policy of the Town to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling where possible and appropriate. It is recognized that there are instances when the competitive advantages gained by investing in diverse institutions are outweighed by achieving and maintaining certain deposit levels with a single institution.

V. DESIGNATION OF DEPOSITARIES

The Town Board will authorize the establishment of accounts and business relationships with various banks, trust companies and other financial institutions.

VI. COLLATERALIZING OF DEPOSITS

In accordance with the provisions of General Municipal Law, sec. 10, all deposits of the Town, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act, shall be secured by: "eligible securities;" an "eligible surety bond;" or an "eligible letter of credit" as each is described in General Municipal Law, sec. 10. The chief fiscal officer, may, at his sole discretion, decline to accept certain types of "eligible securities" as collateral if he deems them inappropriate for the Town. Collateral shall not be required with respect to the direct purchase of obligations of the State of New York, obligations of the United States, or obligations of federal agencies, the principal and interest of which are guaranteed by the United States Government.

VII. SECURITY AND CUSTODIAL AGREEMENTS

A security and custodial agreement shall be executed with each financial institution with which the Town establishes an investment relationship. This agreement shall meet the requirements outlined in the General Municipal Law, sec. 10 and other applicable state and federal laws.

VIII. DESIGNATION OF BANKS

The Town Board shall designate commercial banks and trust companies approved to do business in the State of New York to act as custodians of the Town's investments. All financial institutions with which the Town conducts business must be credit worthy.

IX. PERMITTED INVESTMENTS

As authorized by the General Municipal Law, sec. 11, the Town of Hamlin authorizes the chief fiscal officer to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- Special time accounts
- Certificates of deposit
- Obligations of the United States of America
- Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United States of America
- Obligations of the State of New York
- Obligations issued pursuant to LFL sec. 24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district or district corporation
- Obligations of public authorities, public housing authorities, urban renewal agencies, and industrial development agencies where the State statutes governing such entities or whose specific enabling legislation authorizes such investments
- Certificates of Participation (COPS) issued pursuant to General Municipal Law, sec. 109-b

- Obligations of the Town of Hamlin, but only with any moneys in a reserve fund established pursuant to General Municipal Law, sec. 6-c, 6-d, 6-e, 6-g, 6-h, 6-k, 6-l, 6-m, or 6-n

All investment obligations shall be payable or redeemable at the option of the Town within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided.

The total amount invested in any single institution shall not exceed \$10,000,000.00

X. PURCHASE OF INVESTMENTS

The chief fiscal officer shall authorize the purchase and sale of all securities and execute certificates of deposit on behalf of the Town of Hamlin. All purchased obligations, unless registered or inscribed in the name of the Town of Hamlin, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the Town by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, sec. 10.

The purchase and sale of investments may be by competitive bid or a negotiated process. It is recognized that the interest rate bid is not the only consideration in the awarding of an investment; strict compliance is not required.

Resolution #143 A motion was made by Councilperson Rose, seconded by Councilperson Rath to approve the Town of Hamlin Investment Policy per General Municipal Law Article 39. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

AMENDING RESOLUTION #192 OF OCTOBER 11, 2004

Supervisor Roach stated he had another administrative item. The Resolution # 192 of October, 2004 for the Country Creek Sewer District failed to specify that it was to be included in the Consolidated District. For practical circumstances the following resolution is being requested.

Resolution #144 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti that Country Creek Sewer District be included in the sewer district known as the Hamlin Consolidated Sewer District. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

APPOINTMENT OF JOSEPH MANDEL TO HAMLIN RECREATION COMMISSION

Resolution #145 A motion was made by Councilperson Marchetti, seconded by Councilperson Todd to appoint Joseph Mandel to the Hamlin Recreation Commission for the unexpired term of Dennis Roach until August 1, 2009. Members polled:

Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

APPOINTMENT OF NICOLE CRING TO HAMLIN RECREATION COMMISSION

Resolution #146 A motion was made by Councilperson Marchetti, seconded by Councilperson Rath to appoint Nicole Cring to the Hamlin Commission for the unexpired term of John Stoia until August 1, 2008. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

REQUESTING THREE PRICE QUOTES FOR THE HAMLIN TOWN HALL GYMNASIUM CEILING

Discussion: Supervisor Roach stated he would like to amend his request for a resolution based on conversation with a contractor that deals with ceilings and electrical contractor. They saw some items on the materials that could help us with some possible savings. The suggestion from them was to include the term “value engineering authorized for quotes”. This would allow suggested alternatives to be submitted. This term should be included on the cover sheet. The cost being less than \$20,000 under Municipal Law this can go out for quotes. I am just getting quotes and will bring it back to the board. Looking for a thirty-day time period to start using some of the grant money hopefully by June. Councilperson Rath mentioned to include “value engineering is authorized as an option”.

Resolution #147 A motion was made by Councilperson Marchetti, seconded by Councilperson Todd to advertise for three price quotes on the Hamlin Town Hall gymnasium ceiling installation per specifications and drawings of architect’s bid package to include the term “value engineering authorized for quotes as an option”. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

TOWN JUSTICE COURT APPLYING FOR FUNDS THROUGH A GRANT

Resolution #148 A motion was made by Councilperson Rath, seconded by Councilperson Rose to allow the Town of Hamlin Justice court to apply for funds through the Justice Court Assistance Grant Program. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

RELEASE FROM THE LETTER OF CREDIT FOR COUNTRY CREEK ESTATES

Resolution #149 A motion was made by Councilperson Rose, seconded by Councilperson Rath to release \$7,980.00 from the Letter of Credit for Country Creek

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

FOLLOW UP ON REZONING REQUEST FOR WALKER LAKE ONTARIO RD.

SEQR Officer Dick Bauman was asked about the status of the requests. He stated six went out and still waiting for three more. Councilperson Rath stated we could discuss this briefly but I would rather have everything back from our SEQR Officer. Dick Bauman will do some follow up. Supervisor Roach stated we can't expect to see this resolved until probably the May meeting.

NATIONAL INCIDENT MANAGEMENT SYSTEM

NATIONAL INCIDENT MANAGEMENT SYSTEM

It is hereby resolved by the Town of Hamlin, State of New York that:

WHEREAS, in Homeland Security Presidential Directive (HSPD)-5 the President directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for federal, state, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, the collective input and guidance from all federal, state, local and tribal homeland security partners has been, and will continue to be, vital to the development, effective implementation and utilization of a comprehensive NIMS; and

WHEREAS, it is necessary that all federal, state, local and tribal emergency management agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that federal, state, local and tribal organizations utilize standardized terminology, standardized organizational structures, uniform personnel qualifications standards, uniform standards for planning, training and exercising, comprehensive resource management, and designated incident facilities during emergencies or disaster; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the state, including all public safety and emergency response organizations training programs; and

WHEREAS, the National Commission of Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System.

THEREFORE, be it resolved the Town Board of the Town of Hamlin does hereby mandate the National Incident Management System be utilized for all incident management in the Town of Hamlin.

This proclamation to take effect immediately.

Discussion: Councilperson Rath explained the purpose of incident management system with everyone having a copy of the National Incident Management System provided by Morton Fire Dept. This is instrumental in obtaining Federal funding. Councilperson

Todd mentioned there is more involved with training for elected officials. A second course is recommended for the Supervisor. Councilperson Rath thought the ones named would have to take training and others are recommended. Supervisor Roach added information on the testing. Fire Marshal Maier explained it further and stated that everyone is coming on board. Councilperson Todd stated he felt we need to take a further look at it. It is more than just this resolution.

Resolution #150 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti that the Town Board for the Town of Hamlin does hereby mandate the National Incident Management System be utilized for all incident management in the Town of Hamlin.

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

DEPARTMENT HEAD/LIASION REPORTS

Councilperson George Todd had nothing to report.

Councilperson Michael Marchetti reported on the following:

- Still meeting with the Dog Control Officer and as you can see she is using her computer as she is suppose to for her reports.
- I met with the Highway Sup. regarding the Security Guard opening needed for Sunday nights and fill in. We have discussed issues for different times and we feel that Dennis Mohr would be the best candidate. Tom will be meeting with him. The Security will be starting on Friday, April 14th.
- I attended the Kendall Town Board workshop. If there is something that comes up, they would call the meeting to order and therefore they would have two meetings a month. Councilperson Rose stated you would need to publish it as a Town Board meeting. Attorney Licht stated how a Town Board could conduct business. Supervisor Roach gave his personal opinion that he would like to see it scheduled for the year. Councilperson Rath mentioned there are times of the year we are more busy than others. Councilperson Rose gave his opinion on workshop and summer hours and having it scheduled.

Highway Sup. Tom Ingraham reported on the following:

- Last month was spent on truck inspections and painting equipment.
- Now the crew is out doing lawn repairs.
- Highway Sup. went to Albany last month to lobby for more funding.
- Today the post office changed the ingress/egress routes to the post office by reversing the direction of the one-way arrows, the location of the parking and the drop box.
- I have been getting quotes for sealing the Town Hall parking lot and will be doing some changes with the handicap parking. It's been four years since we did it.
- Received three quotes for the spring clean-up. Suburban Disposal is the cheapest.

Water Sup. Eric Peters reported on the following:

- Two breaks over on Hamlin Center Rd. brought to our attention in the morning and brought back up by 12:30 pm. and small leak on Brick Schoolhouse Rd.
- We had a sewer plugged behind apartment buildings with further investigation a problem with the lateral.
- One issue with Wiler Rd. #2 is the boring under Morman Creek. First time around we got three quotes. In lowest quotation they wanted us to do some work so we sent a letter to the other two who had given us a quote. We would like a resolution awarding the quote to Ontario Underground Drilling for \$9,440.00.

AWARD QUOTE FOR BORING UNDER MORMAN CREEK

| | | |
|-----------------------|---|-------------|
| Quotes received were: | Ontario Underground Drilling | \$ 9,440.00 |
| | With Town completing testing, excavations and thrust blocks | |
| | No Bid (complete) | |
| | Upstate Utilities, Inc. | \$17,130.00 |
| | With Town completing testing, excavations and thrust blocks | |
| | (complete) | \$18,650.00 |
| | Turner Underground Installations | No quote |
| | (complete) | \$13,500.00 |
| | With Town completing testing, excavations and thrust blocks | |

Resolution #151 A motion was made by Councilperson Rath, seconded by Councilperson Rose to award the quote for boring under Morman Creek for the Wiler Rd. Water District #2 to Ontario Underground Drilling for \$9,440.00. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

REPORTS (continued)

Councilperson David Rose reported on the following:

- Planning Board minutes are available.
- Friends of the Library last year for the spaghetti dinner they sold 189 tickets and served 159 while this year they sold 296 tickets and served 259. A job well done.
- The Library trustees are working on a behavior policy at the library for cell phone use so they don't disturb persons who are using the library facility.
- New paperwork that has to be made out for the 501-c application and Charlie Plovovich is working on that.
- 15 new cards last month 6, 427 cards in circulation. The people count is 2,766.
- Activities at the Library were announced. Book sale by Friends is April 28th and 29th.
- Seniors Executive Committee meets tomorrow.

Councilperson Paul Rath reported on the following:

- Fire Districts are business as usual.
- Conservation Bd. have some items they have been working on before the boards.

- He attended a community function and he has heard good things from the residents and Councilperson Rath stated it must be due to the Supervisors fine leadership.
- Update on our membership with Monroe County Workman's Comp plan was given. Supervisor Roach stated that it was a good decision to go with them.

Assessor Melanie Fahmer reported on the following:

- It has been a busy season with exemptions.
- Both Marsha and I have attended classes, one on evaluation and the other on computers.
- I would like to thank Marsha for holding down the fort on my recent brief absence and for keeping the office on track.

Building Inspector Dick Bauman reported on the following:

- We are up running with our new software and are in the process of securing a package called PC Anywhere to help with come of the numbering problem.
- I attended my 24-hour recertification requirement so I am good for another year.
- A non-profit organization is in need of a permit. In the past we have waived the fee requirement, Councilperson Rath feels that he would rather vote on them individually rather than give blanket permission to all non-profits.

WAIVING OF FEE FOR LIFETIME ASSISTANCE LOCATED ON LAKE RD. EAST FORK

Resolution #152 A motion was made by Councilperson Rath, seconded by Councilperson Rose to waive the fee requirement for Lifetime Assistance located on Lake Rd. E. F. for building permits for two fences. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd did not vote as he is on the Board of Directors, Supervisor Roach aye. Motion carried.

REPORTS (continued)

- Dick Bauman asked about the Assistant Building Inspector position that we took applications on. John, the only applicant, has worked for the department in the past and is qualified. Supervisor Roach stated he would like to hold that in abeyance until he has a chance to discuss it with the board and perhaps address it further on April 19, if they can't come to an understanding tonight.

Supervisor Roach reported on the following:

- I had a meeting with the Hamlin area Ministers. They are asking to use of the flag pole as an assembly area for the National Day of Prayer on May 4th from 6:30pm to 7pm. There would be no town employees being used. Supervisor Roach stated in the past the Governor has recognized participation in this event. Attorney Licht will look into it. They would like use of the restrooms and electric. The boards discussed who would open the building and Councilperson Rath stated he had no problem with the use of the restrooms, grounds, and electric but not the sign.

NATIONAL DAY OF PRAYER

Resolution #153 A motion was made by Councilperson Rose, seconded by Supervisor Roach that the town hall allow the Hamlin Area Ministers the use of the flag pole, electric and restrooms for the National Day of Prayer from 6:30 pm to 7pm on May 4th. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

Dick Bauman stated he had one more issue and wanted a resolution for Walker Bible Baptist Church as they are ready to come for their permit for the addition.

WAIVER OF BUILDING PERMIT FEE FOR THE WALKER BIBLE BABPTIST CHURCH

Resolution #154 A motion was made by Councilperson Rath and seconded dually by Councilperson Marchetti and Councilperson Todd to waive the fees for building permits for Walker Bible Baptist Church located on Walker Lake Ontario Rd. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

REPORTS (continued)

Supervisor Roach continued his report with the following:

- April 19th work session on the Comprehensive Plan Revision.
- May 4th the presentation at 7 pm on Wind Towers at St. Johns Lutherans Church Gym.
- A letter has been received from DOT on the intersection of Lake Rd. and Hamlin Clarkson Tn. Ln. Rd. They did make an acknowledgement and are going to install one of the new 48" stop sign on the right side and a 36" sign on the left side of the road.
- Report on the accident with the automobile going into the Historical Center. The police report has been received. As far as the steeple, we will be going for one more estimate on the repair, a firm which did the Clarkson one.

Fire Marshal B. J. Marshal reported on the following:

- Working on the Civil Defense generators. Looking for one for St. John's and one for SEAS. They have been out to look at it and will go to the State for some funding.
- Chuck Mosele is coordinating all Fire Prevention/Safety Training. This is really taking off with the whole Westside. We are looking for funding. Frontier donated a lot to us. What started out little is growing by leaps and bounds.
- A house fire on Shore Acres due to poor installation on wood stove with no permits. There has been some Ag burning going on, depending on the weather we look at them individually.

Supervisor Roach mentioned the letter of appreciation for the Safety Day. He also informed the board on the gentleman who had a problem due to our lift station and that has been submitted to our insurance company. Councilperson Marchetti mentioned the presentation for the United Way campaign and is looking for someone to help.

ENTER EXECUTIVE SESSION

Resolution #155 A motion was made by Councilperson Rose, seconded by Councilperson Todd to enter Executive Session at 8:45 pm for a personnel matter. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

COME OUT OF EXECUTIVE SESSION

Resolution #156 A motion was made by Councilperson Rose, seconded by Councilperson Todd to come out of Executive Session at 9:24 pm. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

MOTION TO ESTABLISH A FULL TIME POSITION TO INCLUDE BUILDING INSPECTOR/CODE ENFORCEMENT OFFICER/SEQR OFFICER/FIRE MARSHAL

Councilperson Marchetti stated he doesn't mind advertising but would like to talk with Charlie Hungerford on how it was when he was all three and doesn't feel comfortable with advertising a salary. It was discussed to advertise salary commensurate with qualifications. Councilperson Todd thought that was not a good idea. You need to have an idea before you jump into the pot. Councilperson Rath asked for suggestions. Councilperson Marchetti had a resolution to make it a full time position and at the next Town Board Meeting advertise with a job description.

Resolution #157 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti to establish a full time position to include Building Inspector/Code Enforcement Officer/SEQR Officer/Fire Marshal. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd no, Supervisor Roach aye. Motion carried.

ADJOURNMENT

A motion was made by Councilperson Rose, seconded by Councilperson Rath to adjourn the meeting at 9:30 pm. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, Supervisor Roach aye. Motion carried.

Respectfully submitted,

Kathi A. Rickman/RMC/CMC
Hamlin Town Clerk