

Hamlin Town Board Meeting
January 8, 2007

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

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

Also present: Assessor Melanie Fahmer, Code Enforcement Office B. J. Maier, Highway Sup. Tom Ingraham, Attorney Ken Licht, Conservation Bd. Members Mark Reeves and Tom Breslawski, Planning Bd Member Tom Jensen, Residents David Lukas, Kathy and Ted Habgood, John and Linda DeRue, Meagan Keenan, Kim Spellan, Patricia and Troy Nesbitt, Nancy Jennejahn, Lloyd Lochner, Andy Simpson, Ann Yockel, Dorothy and Paul Lapinski, Sue Kingsbury, Diane Grimm, Larry Fisher, Steven Snyder, Jerry Borkholder, Brockport Students Kevin Sawdey and Justin

RESOLUTION OF APPRECIATION FOR DONNA STASSEN

Supervisor Roach introduced and read the following Resolution of Appreciation for Donna Stassen which was unanimously approved by the Hamlin Town Board. Supervisor Roach made the presentation to Donna

RESOLUTION OF APPRECIATION

WHEREAS, Donna Stassen served on the Zoning Board of Appeals of the Town of Hamlin from January 1, 2004 until December 31, 2006, and,
WHEREAS, Donna Stassen demonstrated a high level of professional knowledge and civic responsibility in her position and,
WHEREAS, Donna Stassen displayed a sensitivity to all applicants appearing before her and carefully considered the personal desires of the applicants versus the codes of the Town,
THEREFORE BE IT RESOLVED, that the Hamlin Town Board, on behalf of the residents of Hamlin, extends its appreciation to Donna Stassen for her conscientious performance and dedicated years of service and,
FURTHER BE IT RESOLVED, that Donna Stassen be furnished a copy of this Resolution, which is spread upon the minutes of the January 8, 2007, Town Board meeting.

RESOLUTION OF APPRECIATION FOR TERRY DINGEE

Supervisor Roach introduced and read the following Resolution of Appreciation for Terry Dingee which was unanimously approved by the Hamlin Town Board as following:

RESOLUTION OF APPRECIATION

WHEREAS, Terry Dingee served on the Zoning Board of Appeals of the Town of Hamlin from August 8, 1983 until December 31, 2006, a total of 23 years of devoted public service, and,
WHEREAS, Terry Dingee demonstrated a high level of professionalism in his position and,

WHEREAS, Terry Dingee devoted additional time and effort with the Tower Committee, the Zoning Workshop, the Comprehensive Master Plan Committee and other workshops for the good of the Town of Hamlin,
THEREFORE BE IT RESOLVED, that the Hamlin Town Board, on behalf of the residents of Hamlin, extends its appreciation to Terry Dingee for his conscientious performance and dedicated years of service and,
FURTHER BE IT RESOLVED, that Terry Dingee be furnished a copy of this Resolution, which is spread upon the minutes of the January 8, 2007, Town Board meeting.

PUBLIC HEARING FOR THE ENTITLED SENIOR CITIZENS TAX EXEMPTION

Supervisor Roach opened the public hearing at 7:03 pm for consideration of Local Law #1-2007 amending Local Law #5-2003 pertaining to the Town of Hamlin Code, Chapter 104, Article II, Section 104-4 "Entitled Senior Citizens Tax Exemption". The proposed law was read for those present. The Town Clerk provided proof of publication of the official notice. The public was invited make comments. No one wished to comment.

Resolution #63 A motion was made by Councilperson Rose, seconded by Councilperson Rath to close the public hearing for Local Law #1-2007 at 7:05 pm. Members polled. Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

PUBLIC HEARING FOR THE PARTIAL PROPERTY TAX EXEMPTIONS FOR PERSONS WITH DISABILITIES AND LIMITED INCOME

Supervisor Roach opened the public hearing at 7:05 pm for consideration of Local Law #2-2007 amending Local Law #6-2003 pertaining to the Town of Hamlin Code, Chapter 104, Article IV, Section 104-8 "Partial Property Tax Exemption for Persons with Disabilities and Limited Income." The proposed law was read for those present. The Town Clerk provided proof of publication of the official notice. The public was invited to offer their comments. No one wished to speak.

Resolution #64 A motion was made by Councilperson Marchetti, seconded by Councilperson Rath to close the public hearing for Local Law #2-2007 at 7:08 pm. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

PUBLIC FORUM

Public Forum was opened by the Supervisor who asked everyone who wished to speak to stand and give your name and address.

Paul Lapinski of 417 Redman Rd. stated he would like to speak about agenda item #16 changes proposed for the Comprehensive Plan. His question is who requested the changes be made. Supervisor Roach stated they are changes that came from the public hearing and some that had been submitted by e-mail and are part of the public hearing folder. Supervisor Roach stated going one by one the first was asked at the hearing, the

second was inferred and followed up by e-mail the next day to be added and the third was asked at the public hearing. There was a question on special taxing districts asked.

Mr. Lapinski stated what you want to do is add it. Supervisor Roach stated it is being presented to the Town Board tonight to consider along with these changes. Mr. Lapinski asked why is it being considered? Supervisor Roach stated one of the concerns for the wind towers that was expressed was a concern for property values and what is being done on behalf of residents for the possible construction of the wind towers? One solution would be a creation of a special tax district. By making this change it would allow this to be considered. Mr. Lapinski stated is what you are saying that the possibility of the wind towers coming to our area could have a negative effect on real estate values? Supervisor Roach stated what I am saying that is something to be considered on behalf of those people who have that concern, and if that concern continues, that would be one way to address it. Mr. Lapinski stated if this is a change of this magnitude, shouldn't this be brought back to the public again. Supervisor Roach stated this is not something that is going to affect anyone other than to allow consideration of it if it is put into the Master Plan.

Supervisor Roach stated as I have said in the past the Master Plan is not law. It is something that is just used as guidance when the Town Board considers putting laws into effect. If a law was enacted it indeed would have a public hearing before it was approved.

Mr. Lapinski stated if he was considering buying property in the town and looked at the Comprehensive Plan and saw it in it I would consider looking at some other area. I therefore ask you to have another public hearing so the public can consider agenda item #16, specifically for item number (c). Supervisor Roach stated we had a public hearing. These are changes for consideration by the Town Board. Mr. Lapinski stated you could have more than one hearing. Supervisor Roach stated number 16 is before number 17 and if there were to be significant changes we would need to have another hearing. Supervisor Roach stated if they are approved and the Town Board considers them a significant change then we could consider having another hearing.

David Lucas of 1288 Moscow Rd. stated I am the person who asked the question and I have been to all the meetings. There was nothing at the December 13th meeting about special tax districts. To piggyback on Paul's comments, I don't understand the changes to the tax districts. Why would there be a change if there were no perceived negative impact. If that was correct why would the town indirectly admit to us potentially being negatively impacted. If we are negatively impacted isn't the town setting themselves up for lawsuits. Supervisor Roach stated the intent is to take into account everyone's position and by adding this I thought I had. Supervisor Roach stated the purpose of the public hearing was to listen to the concerns and to take into account those concerns and accommodate them.

Mr. Lucas asked how much potential revenue has the town been promised by the wind turbine developer that was here and what is the potential distribution? In the hearing on

the final draft of the Comprehensive Plan there was reference of a community center/library. Is there any revenue that is going to support them and if so my question is why as a large percentage of those who responded to the survey do not want them. Supervisor Roach stated to answer some of your statements/questions, I don't know how much the town would make and how it would be distributed. Tonight one of the agenda items is the wind tower committee. I have a proposed wind tower committee charter with objectives of the committee to be reviewed by the Town Board tonight and to be voted on before the January 16th meeting. It includes specifically to research and identify the benefits associated with wind towers and optimize to distribute the benefits. Nothing has been decided on the wind towers other than the Master Plan to review them. The wind tower committee will be tasked to answer these questions. Supervisor Roach stated strongly there has been no decision made on wind towers. The Town Board has four options, one "yes", two "no", three "maybe" with conditions, and four "do nothing". It would be irresponsible to do nothing. The committee is to look at what is in the best interest for the town along with a number of things. The Town Board has not made any agreement or negotiations on wind tower. Councilperson Rose added there would be no Town Board Member on the committee. Members who are selected will be making the decision but a Town Board member may be in attendance as it is an open meeting. Councilperson Rath stated there may be members that serve on the committee that have served on other committees or Town Board but those who serve will be open minded. Mr. Lucas asked would any Town Board Member abstain from voting for the committee members if they have a vested interest in the project and will any applicant be rejected if any family member has direct or indirect monetary interest in the wind towers. Councilperson Rath stated he wants to get a well balance committee established. Mr. Lucas asked for the Attorney is there a conflict for Councilperson Rath. Attorney Licht stated not what is being considered tonight.

Kim Yantz 44 Cook Rd., "don't we need at least 12 to 18 months to determine whether a wind tower is feasible?" Mark Reeves who was on the cell tower committee and we had six months and we met almost every week and the deadline got tight. When you have several people in a room it takes time.

Kathy Habgood 142 Cook Rd., not being familiar with town law asked about the law and when do we see these changes in the law. Supervisor Roach explained that the Comprehensive Master Plan is a vision and not a law. If the Town Board agrees on it tonight it becomes part of the plan and this is what is used by the town to base our zoning laws on. If what you are asking about consideration of a special taxing district, a law would have to be proposed that would require a public hearing before it could become law. The complete process was further explained to her.

Jerry Borkholder 391 Morton Rd. asked if this was put on the back burner could this be added later. Supervisor Roach stated if we took off agenda item 16, we could vote on the Comprehensive Plan, as there are no significant changes. You could put this in as an addendum at a later point. Supervisor Roach stated we could. Councilperson Rath explained more on the guidance that is reviewed periodically in the Comprehensive Plan

to access the town's needs. Mr. Borkholder mentioned we seem to be doing things out of sequence in this area.

Dorothy Lapinski of Redman Rd., "will there be an open forum with the committee?" Yes one at each meeting to be decided if it would be at the beginning or end of the meeting by the Chairman.

Ted Habgood of Cook Rd. mentioned a lot of work went into the Master Plan and to turn the northwest corner of Hamlin being turned into an industrial park and changing the premise of the plan to keep the rural character to stay in Hamlin. Supervisor Roach stated keeping it rural is part of the plan.

Jack Shevlin 768 Redman Rd., "why would we move forward and tie up taxpayer resources.? Why are we moving forward so fast?" Supervisor Roach stated that if in 18 months the results of the testing indicates that wind towers could be a possibility and a developer comes in it will be too late and it would be better to have the plans in place. No one has determined that wind towers are in the best interest of the town and that is what hopefully this committee will determine.

Jerry Borkholder mentioned that this could be two years and the wasting of town resources. "Why are we moving so fast and spending time, resources and money?"

Councilperson Rath and Supervisor Roach tried to answer some of the repeated questions being asked. Supervisor Roach felt it is irresponsible for the Town Board not to prepare. Supervisor Roach felt there was a lot of room for a developer to take on the town. If the committee comes up and says no, but with nothing on the books we are jeopardizing our selves where we cannot control them. Jerry Borkholder agreed but asked about a moratorium. Supervisor Roach explained a six-month time frame on a moratorium. This would give us more time.

Nancy Jennejahn of Walker Lake Ontario Rd., what we are doing is the same thing we went through on the cell tower. We need time to get the law together.

Tony Nesbitt of Cook Rd. getting back to the Master Plan asked about protection for the infrastructure.

Dave Lucas raised the question of the zoning board and gave an example of the maximum height by a law. Supervisor Roach stated there is nothing in our law on industrial type towers. Mr. Lucas stated if we have nothing why wouldn't we put a clause limiting the height of a structure. We already have it in the law. Supervisor Roach repeated again that the Master Plan is only a vision. Attorney Licht explained the variance process and that the town is best off. He gave an example of Adult uses and towns adopted proactive stance to limit the use. Anyone coming into the town they were bound by those restrictions.

Councilperson Todd stated the committee should concentrate on the wind towers, like it has been said there is no one knocking on our doors but we don't wait until then.

Paul Lapinski commended the board for going forward and the fairness with which the committee is being formed.

Mr. LaFargo tried to explain what he has found on wind energy by doing some research in books and Internet.

Jason a student from Brockport mentioned how wind towers are quiet and a cheap form of energy.

Tricia Nesbitt mentioned the survey three years ago and maybe another survey should be done just on wind towers.

Supervisor Roach explained how the wind tower committee would be voted on. The names were given to those present. After much discussion the public forum ended at 8:42 pm.

APPROVAL OF TOWN BOARD MINUTES OF DECEMBER 11, 2006

Resolution #65 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti to approve the December 11, 2006 Town Board minutes as presented. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

APPROVAL OF MINUTES OF COMPREHENSIVE MASTER PLAN PUBLIC HEARING HELD ON DECEMBER 13, 2006

Resolution #66 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti to approve the minutes of Comprehensive Master Plan Public Hearing held on December 13, 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 MINUTES OF THE JANUARY 2, 2007 ORGANIZATIONAL MEETING

Resolution #67 A motion was made by Councilperson Rose, seconded by Councilperson Rath to approve the minutes of the January 2, 2007 Organizational Meeting as presented. Members polled, Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

AUTHORIZATION OF PAYMENT OF BILLS FROM THEIR RESPECTIVE FUNDS

Resolution #68 A motion was made by Supervisor Roach, seconded by Councilperson Todd to approve payment of bills from their respective funds as follows:

Abstract #13-General Fund	#1080 - #1145	\$38,781.19
Library	# 208 - # 226	\$15,423.29
Hamlin Kendall Water #1Ext #5	# 86	\$ 590.00
Consolidated Water	# 186 - # 188	\$ 146.46
Wiler Rd. #2	# 01 - # 02	\$ 935.83
Sewer	# 81 - # 86	\$ 127.75
Light	# 14	\$ 1,176.97
Abstract January- General Fund		\$12,769.21
Highway		\$ 7,428.92
Highway		\$13,317.12

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

AUTHORIZATION OF TRANSFERS FROM THEIR RESPECTIVE FUNDS

Resolution #69 A motion was made by Councilperson Rose, seconded by Councilperson Marchetti to authorize the 2006 transfer of funds from their respective funds as follows:

<u>FROM ACCOUNT</u>	<u>TO ACCOUNT</u>	<u>AMOUNT</u>
A1410.11 TC Clerical Sal	A1410.4 TC Expense	\$ 3,672.35
A7140.2 – Playground & Rec.	A7020.1c-Rec. Program Asst.	\$ 100.00
L7410.2 – Library equipment	L7410.4 Library Expense	\$15,425.00

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

Supervisor's Monthly report acknowledged and filed.

CORRESPONDENCE

- a. A copy of the Recreation Commission meeting of 12-12-06.
- b. A copy of a letter from Maggie Brooks RE: Comprehensive Master Plan.
- c. A copy of the Walker Fire Dist. Minutes of 12-5-06.
- d. A copy of a letter from Maggie Brooks and Robert Duffy RE: Asset Building in Monroe County.
- e. A copy of a notice on a public hearing RE: Community Development.

- f. A copy of a letter sent to Supervisor Vick of Kendall RE: closing of Hamlin-Kendall Ext. #5.
- g. A copy of a public hearing notice from Monroe County RE: Uniform Tax Exemption Policy.
- h. A copy of the Hamlin Volunteer ambulance Inc. minutes of 12-17-06.
- i. A copy of a letter from Attorney Sonneborn RE: regulating construction of boathouses and structures on navigable bodies of water.
- j. A letter from Dave Walch, Hamlin Conservation Board RE: Heritage Woods.
- k. A copy of an article RE: condominiums.
- l. A copy of Monroe County Pure Waters rate schedule for 2007.
- m. A copy of a letter from Senator Schumer RE: the EPA accepting applications for grants to reduce childhood lead poisoning.
- n. A copy of a notice RE: Special Hauling Permits.
- o. Assessor's monthly report for the month of December 2006.
- p. A copy of a letter to JP Schepp RE: water improvements grants.
- q. A copy of the Walker Fire District year-end meeting of 12-26-06.
- r. Building Inspector's Year-end report for 2006.
- s. Building Inspector's monthly report for December 2006.
- t. A copy of NYS Dept. of Environmental Conservation Division of water RE: Public Hearing & Public Information meeting to amend Water Quality Regulations.
- u. A copy of a letter from International Institute of Municipal Clerks accepting Town Clerk Kathi A. Rickman into the IIMC Master Municipal Clerk Academy.
- v. A copy of the Monroe County Fire Advisory Board meeting of 11-29-06.
- w. A copy of the Hamlin Library Board minutes of 12-6-06.
- x. NYMIR Policy Holder Notice dated 1-3-07

APPROVAL OF LOCAL LAW #1-2007 AMENDING ENTITLED SENIOR CITIZENS TAX EXEMPTION

Resolution #70 A motion was made by Councilperson Rose, seconded by Councilperson Rath to approve Local Law #1-2007 amending the Town of Hamlin Code, Article II, Section 104-4 "Entitled Senior Citizens Tax Exemption", contingent upon approval by Monroe County. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

APPROVAL OF LOCAL LAW #2-2007 AMENDING PARTIAL PROPERTY TAX EXEMPTIONS FOR PERSON WITH DISABILITIES

Resolution #71 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti to approve Local Law #2-2007 amending the Town of Hamlin Code, Article IV, Section 104-8, "Persons with Disabilities and Limited Income Exemptions" contingent upon approval by Monroe County. Members polled,

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

ADVERTISING FOR BIDS FOR ELECTRIC-HYDRAULIC HEAVY DUTY MOBILE LIFTING SYSTEM

Resolution #72 A motion was made by Councilperson Marchetti, seconded by Councilperson Rath to authorize the Highway Superintendent to advertise for bids on a 4-jack Electric-Hydraulic Heavy Duty Mobile Lifting System with bids to be opened on Tuesday, February 6, 2007 at 11 am. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

AMENDING TOWN OF HAMLIN EMPLOYEE HANDBOOK

Resolution #73 A motion was made by Councilperson Rose, seconded by Councilperson Marchetti to amend Town of Hamlin Employee Handbook for non-elected employees, section 4.21 Uniforms as follows:

- a. From: "The Town contributes \$125.00 towards the purchase of Safety Shoes or Safety glasses each year for Highway Department Employees" to "The Town contributes \$135.00 towards the purchase of Safety Shoes or Safety glasses each year for Highway Department Employees".
- b. From: "Highway Department and Water Department employees receive 11 uniforms per person and one pair of coveralls for full-time employees every other year", to "Highway Department employees receive 11 uniforms per person and one pair of insulated coveralls or coat for full-time employees every other year".
- c. Delete "The Water Department employees also receive one pair of insulated coveralls or a coat every other year".

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

APPROVAL OF CHANGES TO THE PROPOSED COMPREHENSIVE MASTER PLAN

Resolution #74 A motion was made by seconded by Councilperson Rath, seconded by Councilperson Todd to amend the proposed Comprehensive Master Plan with the following change as identified at the December 13, 2006 Public Hearing.

Change 4.2d(4)

From: "Raise the minimum square footage (living space) for single family residential, excluding senior housing, to 1600."

To: "Increase the minimum square footage (living space) for single family residential, excluding senior housing."

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

Resolution #75 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti to amend the proposed Comprehensive Master Plan with the following change as identified at the December 13, 2006 Public Hearing.

Change 4.6b

From: "Pursue alternative energy generation projects to enhance economic and agricultural opportunities and contribute to the Town's tax base."

To: "Review alternative energy generation programs which could enhance economic and agricultural opportunities and best benefit the Town."

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

Suggested change number three absent a motion it was not considered. Based on those changes a and b being accepted Supervisor Roach asked if anyone felt another public hearing needed to be held on the Final Comprehensive Plan. No one responded. Supervisor Roach moved on to the next item on the agenda.

ACCEPTING THE COMPREHENSIVE MASTER PLAN

Resolution #76 A motion was made by Councilperson Todd, seconded by Councilperson Rath for the following:

"WHEREAS, the Town Comprehensive Master Plan Committee of the Town of Hamlin after careful study has recommended to the Town Board a Comprehensive Master Plan for the Town of Hamlin; and

WHEREAS, the Town Board has carefully reviewed and considered the Comprehensive Master Plan and finds that said plan constitutes a suitable, logical and timely plan for the future development of the Town of Hamlin; and

WHEREAS, the Town Board by Resolution number 285 of 2006 accepted the Environmental Assessment prepared by Chatfield Engineers; and

WHEREAS, Monroe County consents to the Hamlin Town Board serving as lead agent under SEQRA; and

WHEREAS, a public hearing was conducted on December 13, 2006, at which time the residents of the Town of Hamlin had the opportunity to be heard and to submit comments on the Comprehensive Master Plan;

NOW, THEREFORE, Be it resolved that the document consisting of text, maps and charts, entitled Town of Hamlin Comprehensive Master Plan, and dated January 2007 is hereby adopted as the Comprehensive Master Plan for the Town of Hamlin.

RESOLVED, FURTHER, that in order that the Comprehensive Master Plan shall at all times be current with the needs of the Town of Hamlin, and shall represent the best consensus thinking of the Town Board, and all support boards and committees of review;

the Town Board shall annually review the Comprehensive Master Plan and recommend extension, changes or additions to the plan, which they consider necessary. Should the Town Board find that no changes are necessary, this finding shall be duly noted. The Town Board shall, in addition, periodically perform a detailed reevaluation of the plan and report their findings.”

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

AGREEMENT FOR EXPENDITURES OF HIGHWAY MONIES

Resolution #77 A motion was made by Councilperson Rose, seconded by Councilperson Todd to execute the agreement for Expenditures of Highway Monies according to Section 284 of the Highway Law, so as to expend \$235,523 of Highway monies on 33 miles of Town road for the year 2007. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

APPROVAL OF LOCAL LAW #3-2007 REPEALING SECTION 125-43(D) AND REPLACING WITH NEW SECTION

Resolution #78 A motion was made by Councilperson Rath, seconded by Councilperson Rose to approve Local Law #3-2007 repealing Section 125-43(D) of the Zoning Code of the Town of Hamlin and replacing it with new Section 125-43(D) “Roadside Stands” as presented at a public hearing held December 11, 2006. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

AUTHORIZING HIGHWAY SUPERINTENDENT TO ADVERTISE FOR BIDS FOR A NEW FOUR WHEEL DRIVE TRACTOR

Resolution #79 A motion was made by Councilperson Todd, seconded by Councilperson Marchetti authorizing the Highway Superintendent to advertise for bids on a new 4-wheel drive tractor and mowers for roadside mowing. Bid to be opened on Wednesday, February 7, 2007 at 11 am. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

APPOINTMENT OF DOG CONTROL OFFICER

Resolution #80 A motion was made by Councilperson Todd, seconded by Councilperson Rath to appoint James Atkins as Dog Control Officer for the period of January 1, 2007 to June 30, 2007 at a salary of \$7,900 for the year. Subject appointment to be reviewed and considered for the balance of the year 2007 by the Town Board no later than the June 2007 Town Board Meeting. Members polled, Councilperson

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

APPOINTMENT OF ASSISTANT DOG CONTROL OFFICER

Resolution #81 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti to appoint Bill Pennington as Assistant Dog Control Officer on an on-call basis when the Dog Control Officer is unavailable at an hour rate of \$7.50 to be paid on a 26 pay period basis. Subject appointment to be reviewed and considered for the balance of the year 2007 by the Town Board no later than the June 2007 Town Board Meeting. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

2006 TOWN CLERK YEAR END REPORT

Resolution #82 A motion was made Supervisor Roach, seconded by Councilperson Rath to accept the 2006 Town Clerk Year End Report as presented. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

DISCUSSION/REPORTS

Supervisor Roach reported on the following:

Councilperson Rath was asked to help schedule a meeting with the four Fire Chiefs, Fire Marshal, and Supervisor to discuss expectations and the newly enacted NYS Fire Code and Town of Hamlin Open Burning Law.

Request has been made to the Community Center Exploratory Committee to provide a status report and recommendation for conceptual design presentation to Town Board at February 12, 2007 Town Board Meeting.

Upcoming meetings, I am asking for the posting of a Special Town Board Meeting for 7 pm on January 16, 2007

How many board members are going to take advantage of Hawley invitation in March?

The list of wind tower committee applicants were asked to be voted on with the Attorney and Town Clerk to count the ballots. Councilperson Rath did not vote. Several votes were taken due to ties. Supervisor Roach then recommended a nine person committee.

REVISED NUMBER OF WIND TOWER COMMITTEE MEMBERS

Resolution #83 A motion was made by Councilperson Rose, seconded by Councilperson Todd to revise the number of member from seven to nine to serve on the Wind Tower Committee. Members polled, Councilperson Marchetti aye, Councilperson

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

Members of the Wind Tower Committee are Jerry Borkholder, Linda DeRue, Ed Evans, Edward Haight, David Lukas, Art McFarlane, Glen Quetschenbach, Mark Reeves, Andrew Simpson.

DISCUSSION/REPORT (CONTINUED)

Councilperson Rose reported on the following:

The yearly figures of persons walking through the doors of the Library were given as 28, 783 for 2006.

February 23rd will be a craft day

Senator Maziarz presented a \$5,000 check to the Library which may be used to purchase furniture for the Library.

Planning Board approval of 5730 W. Wautoma needs to have the Building Inspector review for codes, septic needs to assure it is up to code. All this needs to be done before a C of O can be issued.

Assessor Melanie Fahmer reported on the following:

Exemptions are coming in.

Working with B. J. on the open permits.

Code Enforcement Officer B. J. Maier reported on the following:

15 Open permits, and we had 195 unregistered vehicles and we are down to 76.

Dealing with property maintenance.

Highway Sup. Tom Ingraham reported on the following:

We are doing some drainage work and still geared up for snow.

Councilperson Michael Marchetti reported on the following:

New Dog Control Officer

Councilperson George Todd had nothing to report.

ADJOURNMENT

A motion was made by Councilperson Marchetti, seconded by Councilperson Todd to adjourn the meeting as all business had been concluded. Members polled, all ayes.

Respectfully submitted,

Kathi A. Rickman, RMC/CMC
Hamlin Town Clerk

