

Hamlin Town Board Meeting  
July 14, 2008

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

Present: Councilperson Tom Breslawski, Councilperson Michael Marchetti, Councilperson Paul Rath, Councilperson Dave Rose, Supervisor Dennis Roach.

Also present: Assessor Melanie Fahmer, Attorney Ken Licht, Highway Superintendent Tom Ingraham, Planning Board Member Tom Jensen, Conservation Board Members, Dave Walch, Mark Reeves, Aaron LaFaro, and Ed Evans, Library Director Adrienne Lattin, Assistant Historian Bob Kruger, Library Board of Trustee Member George Bott, Recreation Commissioner Stan Lyons. Residents present: Nancy Jennejahn, Clayton Champion, Paul Lapinski, Lloyd Lochner, Irene Frediani, Ron Fey, Audrey Bower.

Supervisor Roach explained that the boardroom improvements are the result of a grant given to the Town by Senator George Maziarz. Local labor was used for the renovations.

**PRESENTATIONS**

Presentation was given by Dave Walch, Chairperson of the Town of Hamlin Conservation Board. The Conservation board has been involved in several projects within Hamlin. They participated in Earth Day at Hamlin Beach, Free Fishing Day at Hamlin Beach. They are planning on a second Earth Day and a Tree Giveaway. They are also participating in Coastal Clean Up at Hamlin Beach on September 20 at area 3.

Presentation was given by Clayton Champion, President of the Hamlin Hornets Pop Warner Football team. The team is a non-profit organization sponsored by the Pop Warner League. They will begin practice August 4, 2008 with the first game being Labor Day weekend and continuing through October. Pop Warner will supply the insurance for the football/cheerleading teams. The Hornets will repair any damage done to the field by the football players. The only fundraising they will be doing will be 50/50 lottery held during the games. They will be selling hot dogs and hamburgers, which will be cooked by certified food handlers affiliated with the team. Mr. Champion has requested permission for a 10' x 12' storage shed to be purchased by the Hornets to be placed near the Morton Building to allow them to store their equipment.

Attorney Ken Licht requested to view the insurance policy when Mr. Champion received it. Attorney Licht will also prepare a standard agreement between the Town and the Hamlin Hornets Organization.

**PUBLIC FORUM**

Supervisor Roach reminded all those present of the rules of Public Forum.

Paul Lapinski Redman Road inquired as to whether or not the Town has received an application from any Wind Tower companies.

Supervisor Roach stated that he would make public any applications or inquiries from Wind Tower companies when they are received.

**APPROVAL OF REGULAR TOWN BOARD MEETING MINUTES OF JUNE 9, 2008**

Resolution #162 Motion was made by Councilperson Rose, seconded by Councilperson Rath to approve the regular Town Board Meeting minutes of June 9, 2008. Members polled: Councilperson Breslawski aye, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Roach aye. Motion carried.

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

Resolution #163 Motion was made by Supervisor Roach seconded by Councilperson Rath to authorize the payment of bills from their respective funds. Members polled: Councilperson Breslawski aye, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Roach aye. Motion carried.

<u>ACCOUNTS</u>	<u>VOUCHER#</u>	<u>AMOUNT</u>	<u>ACCOUNT TOTALS</u>
General	2618	3555.00	
	2620	8375.00	
	2621-2624	3950.52	
	2637	813.66	
	2640-2642	818.08	
	2649-2650	1422.74	
	2693-2791	105867.42	
<b>Account Total</b>			<b>\$ 124,802.42</b>

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Library	2625-2627	350.66	
	2643-2644	69.69	
	2651	78.47	
	2660-2672	4555.16	
<b>Account Total</b>			<b>\$ 5,053.98</b>

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Highway	2646	43.40	
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	2673-2692	34546.70
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<b>Account Total</b>		<b>\$ 34,590.10</b>
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Sewer	2628-2629	106.36
	2645	48.72
	2655-2659	1417.36

<b>Account Total</b>		<b>\$ 1,572.44</b>
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Trust	2632-2634	1753.99
	2636	9241.25
	2647-2648	22318.09
	2652	1529.30

<b>Account Total</b>		<b>\$ 34,842.63</b>
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Light	2630-2631	1005.98
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<b>Account Total</b>		<b>\$ 1,005.98</b>
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Huntington Park	2792	575.00
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<b>Account Total</b>		<b>\$ 575.00</b>
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<b>GRAND TOTAL:</b>		<b>\$ 202,442.55</b>
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Supervisor's Monthly report acknowledged and filed.

Correspondence:

- a. State Board of Real Property letter RE: Notification that our equalization rate is now 45%.
- b. FEMA letter RE: Flood Insurance program.
- c. Dept. Of State letter RE: Community Projects Appropriation Contract #TM08542.
- d. A copy of the Monroe County Land use Report of 2007.
- e. Governor Paterson letter RE: The Report of Local Government Efficiency and Competitiveness.
- f. An e-mail from Time Warner RE: Channel Changes.
- g. Genesee Transportation Council letter RE: Funding Opportunity for Transportation Planning.

- h. Town Attorney Licht letter RE: Hamlin-Clarkson Townline Water Dist. #2.
- i. County Executive Maggie Brooks letter RE: Lake Level Control.
- j. Protect our Kids Promotional Flyer RE: Removing Tobacco Ads from Retail Stores.
- k. Assemblyman Reilich letter RE: Upstate Economic Development Director.
- l. NYS Department of Transportation letter RE: Study of Intersection of State Routes 18 & 19.
- m. Congresswoman Slaughter letter RE: Lake Levels in Lake Ontario.
- n. United Court System's Security Assessment of the Town Court.
- o. Beehler Construction letter RE: Request Deferment of Payment of Recreation Fees – Hamlin Meadows.
- p. County Executive Maggie Brooks letter RE: Plan 2007 – Lake Level Control for Lake Ontario/St. Lawrence River.
- q. Town of Greece Supervisor John Auberger letter RE: Plan 2007 – Lake Level Control for Lake Ontario/St. Lawrence River.
- r. Copy of a letter from Supervisor Roach to the International Joint Committee RE: Plan 2007 – Lake Level Control for Lake Ontario/St. Lawrence River.
- s. Time Warner Cable letter RE: Separation of Time Warner Cable Inc. from Time Warner Inc.
- t. Town of Hamlin Request to Waive Penalty Fee from Terry Wright.
- u. State of NY Agriculture and Markets letter RE: RFPs for Farmland Protection Implementation Projects.
- v. Email from Troy Nesbitt RE: ALTOONAMIRROR.COM article on Turbines.
- w. Chair Conservation Board, Dave Walch letter RE: LWRP Issues.
- x. Supervisor Roach letter RE: Suggested Issues for Zoning Review Workshop and Other Boards.
- y. Copy of Supervisor Roach letter to Mr. Larry Gore RE: Questions Posed at Public Hearing.
- z. Chatfield Engineers letter RE: BSH Road East Water District Certification of Actions within an Ag. District.
- aa. Supervisor Roach letter to Town Board RE: Future Water Districts.
- bb. Supervisor Roach letter to NYS Dept of Ag and Markets RE: Notice of Intent and Certifications of Finding to Undertake Action in an Ag. District.
- cc. Hamlin Volunteer Ambulance, Inc. Monthly Meeting Minutes, May 2008.
- dd. Copy of Chair, Town of Hamlin Conservation letter to DEC Region 8 RE: Participation in DEC Site Visits in conjunction with LWRP.
- ee. JUSTCIA, Newsletter of the Judicial Process Commission, Inc.
- ff. Supervisor Roach letter to President, Hamlin Seniors RE: Meals at Sweden Senior Center.
- gg. Supervisor Roach letter to Property Owners (between Martin Road and Lake Road West Fork) RE: Petition for Public Water.

- hh. Town of Sweden Supervisor Lester letter RE: Nutrition Program at Sweden Senior Center.
- ii. Supervisor Roach letter to Town Board, President, Hamlin Seniors RE: Nutrition Program at Sweden Senior Center.
- jj. Assessor's Monthly Report – June 2008
- kk. Monroe County Dept. of Environmental Science letter RE: Household Hazardous Waste Collection Event.
- ll. GAR Associates, Inc. Proposal for Reassessment Project Services for the Town of Hamlin.
- mm. NYS Dept. of Ag. and Markets letter RE: Preliminary and Final Notice of Intent Monroe County Ag. District #5 – Construction of a Water main.
- nn. Association of Towns of the State of NY letter and report RE: Publication of the Association's Report on Local Government Efficiency.
- oo. Building Inspector's Monthly Report for June 2008.
- pp. Walker Fire District Monthly Meeting Minutes for June 3, 2008.
- qq. Chatfield Engineers, P.C. letter RE: Country Creek Estates Phase 2.

**APPROVAL OF WATER SERVICE CONNECTIONS WITHIN MONROE COUNTY AGRICULTURAL DISTRICT NO. 5**

Resolution # 164      Motion was made by Councilperson Marchetti, seconded by Councilperson Rose to approve water service connections within Monroe County Northwest Agricultural District No. 5 as follows:

WHEREAS, the Town Board of the Town of Hamlin has created Brick Schoolhouse Road East Water District pursuant to Town Law for the express purpose of providing public water supply to the residents of the District; and

WHEREAS, all the land area within the Brick Schoolhouse Road East Water District is also within Monroe County Northwest Agricultural District No. 5; and

WHEREAS, the Town Board has filed a Notice of Intent to Undertake an Action Within an Agricultural District and to evaluate the impact of providing a source of public water supply within this area on lands within Monroe County Northwest Agricultural District No. 5;

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby resolves to limit connections to the public water supply only to existing non-farm uses, and to farm related uses within that portion of Brick Schoolhouse Road East Water District which is within the limits of Monroe County Agricultural District No. 5.

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

**APPROVAL TO RELEASE \$82,697.74 FROM THE LETTER OF CREDIT FOR COUNTRY CREEK ESTATES PHASE 2**

Resolution #165 Motion was made by Councilperson Rose, seconded by Councilperson Breslawski to release \$82,697.74 from the letter of credit being held for Country Creek Estates Phase 2.

Members polled: Councilperson Breslawski aye, Councilperson Marchetti abstain, Councilperson Rath aye, Councilperson Rose aye, Supervisor Roach aye. Motion carried.

**APPROVAL TO WAIVE THE \$25 SHED PERMIT FEE FOR HAMLIN FIRE DEPARTMENT**

Resolution #166 Motion was made by Councilperson Rath, seconded by Councilperson Rose to waive the \$25.00 Shed Permit Fee for the Hamlin Fire Department, Inc., which is a non-profit organization.

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

**APPROVAL TO WAIVE THE \$10.00 RE-ROOFING PERMIT FEE FOR THE MORTON BAPTIST CHURCH**

Resolution #167 Motion was made by Councilperson Breslawski, seconded by Councilperson Marchetti to waive the \$10.00 re-roofing permit fee for the Morton Baptist Church, a non-profit organization.

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

**APPROVAL TO WAIVE THE \$10.00 RE-ROOFING PERMIT FEE FOR ST. ELIZABETH ANN SETON CHURCH**

Resolution #168 Motion was made by Councilperson Rose, seconded by Councilperson Breslawski to waive the \$10.00 re-roofing permit fee for St. Elizabeth Ann Seton Church, a non-profit organization.

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

**DISCUSSION:**

- a. Resident Terry Wright requested the Town Board waive the penalty fee for failure to obtain a permit on an above ground pool. The pool was installed in the mid-1980's and the homeowner assumed the pool installer got the permit. The Town Board feels it is Mr. Wright's responsibility to obtain the permits and denied the request.
- b. Beehler Construction has requested to defer payment of recreation fees for Hamlin Meadows until the issuance of the building permits

**APPROVE REQUEST BY BEEHLER CONSTRUCTION TO DEFER PAYMENT OF RECREATION FEES FOR HAMLIN MEADOWS UNTIL ISSUANCE OF BUILDING PERMITS**

Resolution #169 Motion was made by Councilperson Rath, seconded by Councilperson Marchetti to approve the request made by Beehler Construction to defer payment of recreation fees for Hamlin Meadows until the issuance of building permits. Members polled: Councilperson Breslawski aye, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Roach aye. Motion carried.

- c. Acknowledgement of Correspondence w. Supervisor Roach has requested a meeting to be scheduled between himself and Conservation Chairman Dave Walch. Brief discussion continued.
- d. Review of proposed Church Road No. 2 Water district cost estimates and other potential future areas. An estimate done by Chatfield Engineering on an 8" water line is \$497,000 or approximately \$2,317.00 per resident per year for 30 years. Supervisor Roach feels this needs to be researched further and other options explored. Brief discussion continued.

**REQUEST CHATFIELD ENGINEERING TO UPDATE COST ESTIMATES IN AREAS GREATER THAN NINE UNITS FOR CONSIDERATION FOR A FUTURE CONSOLIDATED WATER DISTRICT**

Resolution #170 Motion was made by Councilperson Rath, seconded by Councilperson Breslawski for Chatfield Engineering to update the cost estimates in areas greater than nine units for consideration for a future consolidated Water District. Members polled: Councilperson Breslawski aye, Councilperson Marchetti abstain, Councilperson Rath aye, Councilperson Rose aye, Supervisor Roach aye. Motion carried.

- e. Proposed contract for emergency closure services. Discussion continued, request for the service to go to bid.

**APPROVAL TO ADVERTISE FOR A BOARD-UP SERVICE COMPANY**

Resolution #171 Motion was made by Councilperson Rath, seconded by Councilperson Rose to advertise for a board-up service company with bids being accepted by Wednesday, August 6, 2008 at 4 pm to be opened on Friday, August 8, 2008 at 10 am. Members polled: Councilperson Breslawski aye, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Roach aye. Motion carried.

- f. Proposed Local Law to permit swimming pools in commercial districts.

**APPROVAL TO SCHEDULE A PUBLIC HEARING TO CONSIDER A LOCAL LAW TO PERMIT SWIMMING POOLS IN COMMERCIAL DISTRICTS WITH SINGLE FAMILY DWELLINGS**

Resolution #172 Motion was made by Councilperson Rose, seconded by Councilperson Rath to schedule a public hearing on August 11, 2008 at 7:00pm to consider a Local Law to permit swimming pools in commercial districts with single-family dwellings.

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

- g. Participation in and contribution to the County Nutrition Program offered at the Sweden Center. Sweden has asked that Town of Hamlin participate monetarily in their Nutrition Program since 13% of Hamlin Seniors are active participants. Town Board feels that Sweden is not charging enough to cover their costs. Councilperson Rose stated the Seniors would discuss this at their next Executive Meeting.
- h. Review of GAR Associates, Inc. Proposal for Reassessment Project Services for the Town of Hamlin. Town Board members would like to meet once more with the representative from GAR.

**APPROVAL TO SCHEDULE A TOWN BOARD WORKSHOP JULY 29, 2008 AT 5 PM WITH GAR ASSOCIATES, INC.**

Resolution #173 Motion was made by Supervisor Roach, seconded by Councilperson Marchetti to schedule a workshop on July 29, 2008 at 5 pm with GAR Associates, Inc. to discuss the reval.

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

- i. Review of alteration plans for proposed Town Hall Entry Addition to accommodate handicap accessibility. Supervisor Roach asked that each Town Board member look over the proposed plan keeping in mind that the plan cost is more than the grants received to do the work.

**REPORTS:**

Councilperson Rath: Nothing to report.

Councilperson Rose: The Planning Board has adopted the updated Development Regulations.

**0APPROVAL OF THE TOWN OF HAMLIN UPDATED DEVELOPMENT REGULATIONS**

Resolution #174 Motion was made by Supervisor Roach, seconded by Councilperson Rose to approve the Town of Hamlin updated Development Regulations. Members polled: Councilperson Breslawski aye, Councilperson Marchetti abstain, Councilperson Rath aye, Councilperson Rose aye, Supervisor Roach aye. Motion carried.

Councilperson Rose continued: There are eleven new homes to be built in Hamlin. The Senior Citizens are meeting July 15, 2008 at 9 am.

Councilperson Marchetti: Hilton Parma is working diligently on their new firehouse.

Councilperson Breslawski: Recreation is discussing the possibility of flooding the back area behind the court to form an ice rink. They are looking into insurance. Recreation has had some complaints of parent conduct on the fields. They would like to set up a "Stranger Danger" informational program with Deputy Charlie Campanella. The Friends of the Library are having a book sale on August 21, 22, and 23 at St. John's Church. The Library board has come up with a budget. Patron count is up at the library. The Farmer's Market is in full swing. 12 fishing poles were donated to the Free Fishing Day.

Assessor Melanie Fahmer: Final assessment roll is done. Phase 2 of Country Creek has been filed.

Highway Superintendent Tom Ingraham: The waterline is in which took just less than 3 weeks. Half comes up to pressure, half doesn't. The Water Authority is going to come and check out the situation to see if they can help. Delivery of pipes is expected either Monday or Tuesday for Brick Schoolhouse Road. Highway has done work for the county in Henrietta, Parma and on Moscow Road. They will be blacktopping on various roads in Town: Cook Road, Newco Drive, Fencewood Lane, and Church Road. Blacktop costs went up \$9 per ton last month; it is now up to \$64.64. Salt costs re-bid is going up 20%. The new truck is in and will hopefully be ready by September. With the latest hail/wind storm Highway picked up 15 loads of brush. The Playground was sealed.

Library Director Adrienne Lattin: The Summer Reading program numbers are up from previous years.

Assistant Historian Bob Kruger: There is a large pothole that will be taken care of by Highway. The top window in the stone barn could possibly be sealed with plywood. The recommendation was made to repair the Belfry not restore it. Landscaping will be done in the fall.

**ADJOURN TO EXECUTIVE SESSION**

Resolution #175 Motion was made by Supervisor Roach, seconded by Councilperson Rose to adjourn to Executive Session at 8:50pm to discuss personnel issues.

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

**RETURN FROM EXECUTIVE SESSION 10:50 PM**

**ADJOURNMENT**

A motion was made by Supervisor Roach, seconded by Councilperson Rose to adjourn the meeting at 10:51 p.m. as all business has been concluded.

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

Respectfully,

Marcia O. Mosele  
Deputy Town Clerk