

Hamlin Town Board Meeting September 10, 2012

The Hamlin Town Board held their regular scheduled meeting in the Hamlin Town Hall located at 1658 Lake Road, Hamlin, New York. The meeting was called to order at 7 pm by Supervisor Breslawski. The location of the fire exits and defibrillator were 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 Jason Baxter, Councilperson Martin Maier, Councilperson David Rose, and Supervisor Thomas Breslawski.

Excused: Councilperson Craig Goodrich.

Also present: Attorney Ken Licht; Highway Superintendent Steve Baase; Acting Building Inspector Chad Fabry; Conservation Board Members Ed Evans and Nick Kramer; Town Historian Bob Kruger; Library Director Katherine Hughes Dennett, Library Trustee Bunnie Beardsley; Justice Court Clerk Patience McPherson; Town Justice Paul S. Rath; and Finance/Personnel Pat MacIntosh.

Residents: Sue Evans and Eric Peters.

PRESENTATION OF JUSTICE COURT BY PAUL S. RATH, TOWN JUSTICE

It's been a great year. The Town Court handles criminal cases, infractions, offenses, violations, misdemeanors and also arraigns some felony charges. We are on call 24/7 so we can get called out in the middle of the night. In addition to that, we also handle civil cases, which are your landlord/tenant, small claims cases and regular civil cases where people are suing each other.

Each year we handle about 1,000 cases. There are more cases during the summer due to the park being open. In 2011, we took in just over \$78,000. Approximately \$35,000 comes back to the town in the form of revenue, although that is not our main function. We are not a revenue generating facility for the Town. It's just nice to know that some of that money does come back to the Town to offset some of the costs. Our budget was turned in on time.

Each year there are grants available. Right now Patience is working on a grant for computer equipment; it's due in October and she has most of the paperwork done. She has been very diligent in getting grants for various equipment items.

In addition to working on cases, we have been working with the Dog Warden and also with the Building Inspector. The Dog Warden is cleaning up his cases and sending out tickets. As we are looking at the legislation of the Town, I have forwarded my concerns to Tom Breslawski. As certain things come up and can be improved on, I will forward them to you, just to make the laws a little stronger and more efficient.

I encourage each of you to come out. We are there every other Wednesday at 7:00 pm and on the 2nd and 4th Tuesday of each month at 2:00 pm. The 2nd and 4th Tuesdays are when the District Attorney and Public Defenders are there. It's usually the customer's second appearance in Court, where it's negotiated, plea bargained, or decided whether to go forward with a trial. On Wednesday it's their first appearance in Court; it's arraignment night.

Judges are required to complete 12 hours of training each year. It's quite extensive training just to keep us up-to-date, along with all the updates we get through our emails, especially the DWI laws.

Patience is great as far as getting her reports ready, making sure we have all the forms and keeping us organized out there. We can't do it without her.

PRESENTATION BY KAY HUGHES-DENNETT, LIBRARY DIRECTOR

LOOKING BACK

- We are the newest Public Library in Monroe County
- Established in 2000 in one storefront
- Expanded to two storefronts in 2001
- Expanded to last two storefronts in 2004
- Located between Mark's Pizzeria and the NOB

STATISTICS FROM 2000 TO 2011

<u>Year</u>	<u>Collection Size</u>	<u># Items Circulated</u>	<u>Patrons Visits</u>
2000	10,229	8,604	5,146
July-December 2001	14,543	26,445	11,775
2006	25,060	68,838	31,574
2011	27,853	76,081	30,559

SIZE CRUNCH

Library is too small

- Couldn't hold 10th Anniversary in our own space
- Newly expanded reading area is still too small
- Computer area crowded and unattractive
- Meeting room not adequate for most programs

Prep Work – Part 1: Bauch's IGA

- Very poor condition
- Very expensive to renovate
- Would have to buy the plaza or continue to rent

Prep Work – Part 2: Old Burke's Hardware

- Need to buy, expand and renovate
- Expensive
- Will building and land pass an Environmental Impact Study?

Prep Work – Part 3: Old Hamlin Inn

- Newly renovated
- Limited parking
- Second floor would need to be reinforced
- Further renovation needed to meet ADA guidelines
- Still be in a rental property

OUR FINAL DECISION – BUILD

- Town purchased house on adjacent lot
- Town commits to Library built on its property
- Architectural drawings and quotes for materials obtained
- NYS Library Construction Grant submitted
- Break ground in spring of 2013
- Occupy building by December 2013

DO WE NEED A NEW LIBRARY? YES!

- Need to stop paying rent
- Need more room for computers
- Need larger meeting room
- Need expanded seating
- Need more room for the collection

We had 21 summer programs over the course of the summer. We had 914 participants in our 2012 program. We held two of our programs (Wild Wings Birds of Prey and a scrap art program) at the Town Hall because we did not have enough room for them. We had 62 people in one and 115 in the other one. We had a really, really busy summer.

PUBLIC FORUM

Supervisor Breslawski reminded all those present of the rules of Public Forum and opened the Public Forum. No one wished to speak so the Public Forum was closed.

APPROVAL OF REGULAR TOWN BOARD MEETING MINUTES OF AUGUST 13, 2012

Resolution # 257 Motion was made by Councilperson Baxter, seconded by Councilperson Rose, requesting Town Board approval of the regular Town Board meeting minutes of August 13, 2012.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

APPROVAL OF SPECIAL TOWN BOARD MEETING MINUTES OF AUGUST 23, 2012

Resolution # 258 Motion was made by Councilperson Maier, seconded by Councilperson Baxter, requesting Town Board approval of the Special Town Board Meeting minutes of August 23, 2012.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

AUTHORIZATION OF PAYMENT OF BILLS FROM THEIR RESPECTIVE FUNDS

Resolution # 259 Motion was made by Supervisor Breslawski, seconded by Councilperson Rose, requesting Town Board approval for the authorization of payment of bills from their respective funds.

**MONTHLY
TOTALS****ABSTRACT 9**

<u>ACCOUNTS</u>	<u>VOUCHER#</u>	<u>AMOUNT</u>	<u>ACCOUNT TOTALS</u>
General	10153	30000.00	
	10154-10156	429.28	
	10278	236.34	
	10279-10281	789.40	
	10287	309.87	
	10290	3490.00	
	10291-10295	2695.87	
	10346-10381	21461.17	
	10382-10410	19673.15	
Account Total			\$ 79,085.08
Library			
	10296-10298	664.97	
	10307-10316	8166.87	
Account Total			\$ 8,831.84
Highway			
	10285	43.40	
	10317-10345	37161.48	
Account Total			\$ 37,204.88
Sewer			
	10286	48.65	
	10299	78.89	
	10304-10306	2572.22	
Account Total			\$ 2,699.76
Huntington Park			
Account Total			\$ -
Light			
	10300	892.98	
Account Total			\$ 892.98
Consolidated/Hml.Ken#5	1	11558.12	
Account Total			\$ 11,558.12
Employees Trust			
	10157	2031.06	
	10282-10284	2231.36	
	10288-10289	27106.98	
	10301	2053.91	
Account Total			\$ 33,423.31
GRAND TOTAL:			\$ 173,695.97

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

APPROVAL TO TRANSFER FUNDS FROM SOCIAL SECURITY TO WORKER'S COMP

Resolution # 260 Motion was made by Councilperson Rose, seconded by Councilperson Maier, requesting Town Board approval for the authorization of transfers as follows:

<u>From Account</u>	<u>To Account</u>	<u>Amount</u>
DA9030.80-Social Security	DA9040.80-Workers Comp.	\$7,543.20

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

Supervisor's Monthly report acknowledged and filed.

CORRESPONDENCE:

- a. CANCELLATION: Theft Forces Cancellation of Tonight's Movie at the Bowl
- b. Comptroller Thomas P. DiNapoli's Weekly News, August 6 - 12, 2012
- c. UPDATE: Highland Park Bowl Theft
- d. Time Warner Cable - Notification of Account Number Change
- e. 2012-2013 Draft HEAP State Plan and Public Comment Period
- f. Comptroller Thomas P. DiNapoli's Weekly News, August 13 - 19, 2012
- g. Stormwater Coalition: 2011 Program Highlights
- h. Monroe County Dep't of Finance: Sales Tax Distribution for Second Qtr. 2012
- i. News You Share: Join Time Warner Cable at The Great NYS Fair!
- j. NYS Office of Parks, Recreation and Historic Preservation, re: Lake Ontario State Parkway Benedict Beach Water District – Grant of Easement
- k. Comptroller Thomas P. DiNapoli's Weekly News, August 20 - 26, 2012
- l. Monroe County Office of Emergency Management: Public Assistance Workshop with NYSDHSES
- m. J. O'Connell & Associates, Inc. Newsletter, Vol. 1 Issue 1, September 2012
- n. Comptroller Thomas P. DiNapoli's Weekly News, August 27 - September 2, 2012
- o. Time Warner Cable - Channel Change Notifications
- p. Hamlin Dog Control Log, 8/1/12-8/31/12
- q. Letter from Pete Tonery, re: 832 Moscow Road
- r. Governor Cuomo: Celebrating Our Workforce
- s. News You Share: Supporting broadband expansion in New York State
- t. Building Department Report, August 2012
- u. Time Warner Cable - Analog/Digital Channel Notification
- v. U.S. Census Bureau Announces 2011 ACS Release Schedule

SPECIAL TOWN BOARD MEETINGS SCHEDULED FOR BUDGET WORKSHOPS

Resolution # 261 Motion was made by Councilperson Baxter, seconded by Councilperson Rose, requesting Town Board resolution to schedule Special Town Board meetings for the purpose of conducting Budget Workshops on September 20th, October 11th, October 16th and October 25th (if needed) at 6:30 pm.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

STEVEN HUNDLEY APPOINTED TO BOARD OF ASSESSMENT REVIEW

Resolution # 262 Motion was made by Councilperson Maier, seconded by Councilperson Baxter, requesting Town Board resolution to appoint Steven Hundley to the Board of Assessment Review to fill an unexpired term ending on September 30, 2015.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

APPROVAL TO ADVERTISE OPEN POSITION ON RECREATION COMMISSION

Resolution # 263 Motion was made by Councilperson Baxter, seconded by Councilperson Rose, requesting Town Board resolution to advertise the open position on the Recreation Commission, with applications due to the Town Clerk's Office by 4 pm on September 28, 2012.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

AMEND STANDARD WORK DAYS FOR NON-ELECTED OR APPOINTED EMPLOYEES

Resolution # 264 Motion was made by Councilperson Rose, seconded by Councilperson Baxter, requesting Town Board resolution to amend Resolution #113, dated February 13, 2012, regarding Standard Work Days for Non-Elected or appointed employees with the following:

Standard Workday and Reporting Resolution:

Be it resolved, that the Town of Hamlin hereby establishes the following as standard work days for all non-elected or appointed employees and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained on bi-weekly time sheets and attendance records.

	<u>Standard Work Hours</u>
Clerks full time	8 hours
Bookkeeper to the Supervisor full time	8 hours
Deputy Town Clerk full time	8 hours
Court Clerk part-time	6 hours
Deputy Court Clerk part-time	6 hours
Clerks part-time	6 hours
Custodian part-time	6 hours
Clerk to support boards-part-time	6 hours
Seasonal-part-time	6 hours
Court Officer	6 hours
Recreational seasonal part-time	6 hours
Highway full-time	8 hours
Highway seasonal part-time	6 hours
Library Director full-time	8 hours
Library Clerks part-time	6 hours

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

APPROVE WINTER FUEL PRICE PROTECTION AGREEMENT WITH BURNWELL

Resolution # 265 Motion was made by Councilperson Maier, seconded by Councilperson Baxter, requesting Town Board resolution to approve and authorize the Supervisor to execute the Winter Fuel Price Protection Agreement with Burnwell Gas Distributors.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

NAT O. LESTER HIRED AS INDEPENDENT CONTRACTOR FOR JUSTICE COURT

Resolution # 266 Motion was made by Councilperson Rose, seconded by Councilperson Maier, requesting Town Board resolution to hire Nat O. Lester as an independent contractor for the purpose of prosecuting violations of the Code of the Town of Hamlin in the Hamlin Justice Court, on an as needed basis, at a rate of \$150.00 per hour, to be paid on a services rendered basis.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

APPROVE UP TO \$8,500 FOR A USED DOG CONTROL VEHICLE

Resolution # 267 Motion was made by Councilperson Rose, seconded by Councilperson Baxter, requesting Town Board resolution to approve expenditures of up to \$8,500.00 from account AA.7150.44 by the Dog Control Officer for a used van or truck with a cap meeting the specifications required by New York State for Dog Control vehicles.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

GYMNASIUM USE FEE WAIVED FOR HAMLIN HORNETS ON SEPTEMBER 12, 2012

Resolution # 268 Motion was made by Councilperson Baxter, seconded by Councilperson Maier, requesting Town Board resolution to waive the Gymnasium use fee for the Hamlin Hornets on September 12, 2012.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

PITNEY BOWES GLOBAL FINANCIAL SERVICES AGREEMENT APPROVED

Resolution # 269 Motion was made by Councilperson Rose, seconded by Councilperson Maier, requesting Town Board resolution to approve and authorize the Supervisor to execute the Pitney Bowes Global Financial Services Agreement for the postage meter.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

TOM MUSSLER APPOINTED AS ASSISTANT DOG CONTROL OFFICER

Resolution # 270 Motion was made by Councilperson Maier, seconded by Councilperson Baxter, requesting Town Board resolution to appoint Tom Mussler to the position of Assistant Dog Control Officer until December 31, 2012 at a salary of \$8.00 per hour.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

DISCUSSION:

- 1. Intermunicipal Agreement with Parma** – A meeting will be held with the Parma Supervisor next week for further discussion.
- 2. Emerald Ash Borer Response Plan** – There is no rush right now. In September the Emerald Ash Borer become dormant for the winter and treatment is not recommended until May or June. The recommendation from Cornell Co-op is to wait until the infestation gets within 10 miles. The closest area right now is 15 miles. You need to keep the public informed and have a plan ready. The first step would be to have the Conservation Board do an inventory of the trees and then wait to see if the Emerald Ash Borer advances on the town. The Supervisor will ask Jay Bailey from the State Park for any information he has on this.
- 3. Dog Kennel** – We are not required to go to the Planning Board. A press release and information on the website would be sufficient for public notification. We are in the process of getting estimates and we are on track to meet the December deadline to be operational.

REPORTS:

Councilperson Baxter reported on the following:

- Recreational was present at the Carnival and has a jump on their registrations for fall programs. They have been pretty busy. They turned their budget in.

Councilperson Rose reported on the following:

- I attended the Hamlin Fire Commissioner's Meeting and they are proceeding with the Red Alert System. This will help with the consolidation for the communications. They are looking into a ventilation system for the building to remove the diesel exhaust from the building. They are working on their budget and working toward the consolidation so that on March 1st everything will be in place.
- I would like to thank Jason, Tom, Marty, Kathi, and Steve for helping out at the senior's picnic. It turned out to be a success; everyone was happy. We got the food to the seniors on time.
- Marty filled in for me at the Planning Board Meeting. I had another meeting, so I couldn't be there.

Councilperson Maier reported on the following:

- Planning Board – They had three things on the agenda: An application for a Conservation Development Permit on Summer Haven that was previously submitted June 4th; it was okayed. Hamlin Meadows Homeowners Association had an application seeking a subdivision approval located on Roosevelt Highway zoned SC. They did not have a condo map and the Planning Board did not want to move forward until they matched the condo map against the map that was presented that night. They will come back next month. The third applicant could not attend.

- Conservation Board – They came up with the Emerald Ash Borer Response Plan that Nick worked very hard at.
- The Walker Fire District – Their budget is almost finalized.
- Consolidation Meeting for the fire district is at 7 pm on September 12th at Hamlin.

Highway Superintendent Steve Baase reported on the following:

- We have been very busy. The County found some money so they have been opening up some different projects. We just finished working with Wheatland on 3 different roads in Greece. We finished working with Ogden on the BOCES School District.
- Last week they released Redman Road back to us and gave us another 300 ton of blacktop.
- We oil and stoned all our town roads and they are all swept.
- We took the millings from Route 19 and dumped them out back to put in more driveways and parking lots.
- Route 260 and 19 – they are supposed to start on Wednesday.
- We are going to start construction on the new salt building on Thursday.
- Football – it has been better this year. They have one guy that is patrolling the area. There have been very few complaints.
- Junk Drop Off will be September 22nd through September 30th.
- Brush Pick Up will be October 22nd through October 26th.

Building Inspector Chad Fabry reported on the following:

- I'm real busy, a lot of action; a little bit of time. It makes for a busy, fun-packed day. There have been a lot of permits, decks, sheds, and trailer park activity. Neighbor complaints are ever present. There is nothing exceptional to report.
- There was a fire on 2979 Brick Schoolhouse Road on Saturday night. It was a minor thing in someone's shop.

Conservation Board Ed Evans reported on the following:

- The three kids of the guy that chiseled his name in the rock at the park showed up to relive a part of their dad's life. Their dad had passed away 36 years before. The stuff that they learned that day about their father by traversing the Hamlin CCC site was really quite touching and is going to work out to our benefit. On Wednesday, one of the ladies will be going to visit a brother and he has a huge scrapbook full of pictures. They used to think that they were pictures of the army. They are thinking now that they are pictures of the CCC Camp.
- We have a phone conference with Albany and Letchworth this week that will finalize the plan on Moscow Road and the house final lease agreement for the Friends of Hamlin Beach. The outcome of that phone conference will certainly impact our LWRP. The state is really into this thing and I will report back to your office, Tom, after I find out all the new, wonderful things that are going to befall that area.
- The property changes impending on Moscow Road will have a great effect on the LWRP. Back when we were up for redoing the LWRP, we ran into some problems. One of the biggest problems the state agencies had with reissuing our LWRP was the fact that we had no property in the LWRP area zoned commercial with the site set on complimenting water recreation, fishing, etc. If the town gets involved in any of these changes that are going on in the LWRP area, I would respectfully request that they recall what went into the LWRP rewrites and the States reservation about our lack of commercial zoning in that particular area.

Librarian Kay Hughes-Dennett reported on the following:

- In my presentation I left off that we went from 566 kids going through our craft program last year to 915 this year.
- We have been very, very busy. We have suspended everything until the last week, which is our normal programming start time for the fall. We start with our Munchkin Monday for 2-5 year olds. Thursday night, our Story Hour is for 5 year olds and above. We are starting a Baby and Mommy class on Wednesdays, which is for 6 to 18 months. We have Saturday Craft Programs once a month and 3 movie times during kid's vacations. We will start our fall program soon.
- We have had some somewhat worrisome issues of vandalism at the Library. We had ice cream cones through the book drop, which ruined some books, and kids turned off water in three places in the bathroom. I want to get out of that plaza really badly! We had a bike stolen the other day also.

Historian Bob Kruger reported on the following:

- I would like to thank Denny Roach for giving me a hand painting the coal shed.
- Heritage Day will be held on September 23rd, 1-4 pm at the Northstar History Center. The Heritage Award recipients this year are Edward Evans, Charles Maier, and Edwin Rath. Friends of Hamlin Beach State Park are going to have a booth there. The Hojack Hoboes Bluegrass Band will be playing until 3 pm and that is when the awards will be handed out. I hope everyone can make it.

Supervisor Breslawski reported on the following:

- We have the budget worksheets. Our Finance Department is working on entry into the system. You will have worksheets available to you as soon as possible before the September 20th meeting.
- I met with Jerry Doberstein from Paris Kirwin and received a check for \$2,773 from NYMIR, which is the Municipal Insurance Reciprocal. That was our 4th distribution and it brings our total returns to \$11,095, which is the entire initial capital investment that we made.
- I would like to get together with Chad to see a demonstration of the WEBQA program.

ADJOURN TO EXECUTIVE SESSION

Resolution # 271 Motion was made by Councilperson Rose, seconded by Councilperson Maier, requesting Town Board resolution to enter into Executive Session at 8:04 PM to discuss the employment history of a particular person.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

RETURN FROM EXECUTIVE SESSION

Resolution # 272 Motion was made by Councilperson Maier, seconded by Councilperson Rose, requesting Town Board resolution to return from Executive Session at 9:02 PM.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

APPROVAL TO ADVERTISE VOLUNTEER POSITION AS DEPUTY FIRE MARSHAL

Resolution # 273 Motion was made by Councilperson Rose, seconded by Councilperson Goodrich, requesting Town Board resolution to advertise for a Deputy Fire Marshal, as a volunteer position, with applications due to the Town Clerk's Office by 4 pm on Friday, October 5, 2012.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

ADJOURNMENT

A motion was made by Councilperson Rose, seconded by Councilperson Baxter to adjourn the meeting at 9:04 PM as all business has been concluded.

Polled Votes: Councilperson Baxter aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Breslawski aye. Motion carried.

Respectfully submitted,

Kathi A. Rickman, MMC
Hamlin Town Clerk