

**Regular Town Board Meeting
April 23, 2014**

The Hamlin Town Board held their regular scheduled meeting in the Hamlin Town Hall located at 1658 Lake Road, Hamlin, NY. The meeting was called to order at 7 pm by Supervisor Peters. The locations 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. Invocation by Pastor Huber from Walker Bible Baptist Church.

Present: Councilperson Jason Baxter, Councilperson Dave Rose, Councilperson Martin Maier, and Supervisor Eric Peters. Also present: Highway Superintendent Steven Baase.

Residents: Cindy Lutweller, Dottie Butcher.

PUBLIC FORUM

No one wished to speak. Supervisor Peters subsequently closed this forum.

APPROVAL OF THE AUTHORIZATION OF PAYMENT OF BILLS FROM THEIR RESPECTIVE FUNDS

Resolution #136 Motion was made by Councilperson Rose, seconded by Councilperson Baxter, requesting town board authorization to pay the bills from their respective funds.

Polled votes, Baxter aye, Maier aye, Rose aye, Peters aye. Motion carried.

MONTHLY TOTALS			ABSTRACT 4A ACCOUNT TOTALS
ACCOUNTS	VOUCHER#	AMOUNT	
General	2014-291 to 2014-295	8141.81	
	2014-317 to 2014-336	5824.11	
Account Total			\$ 13,965.92
Library	2014-300	801.82	
	2014-306	35.76	
Account Total			\$ 837.58
Highway	2014-303	1328.22	
	2014-307 to 2014-316	2557.61	
Account Total			\$ 3,885.83
Sewer	2014-301 to 2014-302	281.21	
	2014-305	44.00	
Account Total			\$ 325.21
Light	2014-304	1538.69	
Account Total			\$ 1,538.69
Employees Trust	2014-296 to 2014-299	2093.20	
Account Total			\$ 2,093.20

** Visa Charges Rochester Lead Works 158.71

****These are not included in the Grand Total**

			\$
GRAND TOTAL			22,646.43
MONTHLY TOTALS			
<u>ACCOUNTS</u>	<u>VOUCHER#</u>	<u>AMOUNT</u>	<u>ABSTRACT ACCOUNT TOTALS</u>
General	12288-12299	5370.37	
Account Total			\$ 5,370.37
Library			
Account Total			\$ -
Highway	12283-12286	12539.79	
Account Total			\$ 12,539.79
Sewer	12281-12282	56.97	
Account Total			\$ 56.97
Light			
Account Total			\$ -
Employees Trust			
Account Total			\$ -
Huntington Park			
Account Total			\$ -
GRAND TOTAL:			\$ 17,967.13

CORRESPONDENCE

- a. An e-mail from Mr. Tassey re: the Hilton School District
- b. Time Warner’s updates
- c. Southern Tier/Finger Lakes Water Infrastructure Conference – May 21, 2014
- d. Local Government Leadership Institute – June 18, 2014
- e. A copy of the Employer Forum
- f. NYSEG and RG&E advice for Contractors and Customers to be safe when working and playing outdoors
- g. An e-mail from Mike Barry re: RMSC Internship Opportunity
- h. NYSEG and RG&E Inspection of 35,000 wooden transmission and distribution poles

APPROVAL TO APPOINT CHARLIE HUNGERFORD AS BACKUP BUILDING INSPECTOR TO BE PAID ON A PER DIEM BASIS.

Supervisor Peters advised that this is for when Chad Fabry, the Building Inspector, is on vacation. Chairperson Rose inquired whether Mr. Hungerford had agreed to any times, and Supervisor Peters advised that it would be as needed and is convenient since Mr. Hungerford is usually on-site due to the

library construction and he has stated that he wouldn't mind helping out. Chairperson Rose asked for confirmation that Mr. Fabry was planning to be away from the office on vacation for a period of three (3) weeks, and Supervisor Peters confirmed that was the case. Supervisor Peters added that he would need to speak with the Town of Clarkson to determine what the arrangements and rate of compensation would be; a normal invoice would cover everything.

Resolution #137 Motion was made by Councilperson Rose, seconded by Councilperson Baxter to authorize the appointment of Charlie Hungerford as backup building inspector to be paid on a per diem basis.

Polled votes, Baxter aye, Maier aye, Rose aye, Peters aye. Motion carried.

APPROVAL TO ADVERTISE FOR A HAMLIN RECREATION DIRECTOR, WITH APPLICATIONS BEING ACCEPTED UNTIL MAY 16, 2014 AT 4:00PM AT THE TOWN CLERK'S OFFICE.

Supervisor Peters stated that this is a change because the original dates that were agreed upon failed; the Recreation Commission did not get the advertisement placed in the paper for two weeks running as agreed upon. So, the dates had to be "bumped" up by two weeks to accommodate necessary advertising time. Councilperson Baxter stated that he met with Brandon (Niedzwiecki of the Recreation Commission) and Anke (Applebaum – Interim Recreation Director) and they originally were going to try for a layover because of what happened (with advertising) but after discussion determined that they would simply change the response dates to ensure they got a representative sample of applicants for consideration.

Resolution #138 Motion was made by Councilperson Maier, seconded by Councilperson Baxter, to advertise for a Hamlin Recreation Director with applications being accepted until May 16, 2014 at 4:00pm at the Town Clerk's office.

Polled votes, Baxter aye, Maier aye, Rose aye, Peters aye. Motion carried.

DISCUSSION

- Councilperson Rose stated that he received a call from a woman who resides in the Ryan Homes but wished to remain anonymous. He stated that he sympathized with her because she was just recovering from a stroke. She had the line to her swimming pool cut by four-wheelers and a golf cart. She tells him she can pick out the homes because they park the 4x4's by the sides of their garage(s). It is by Settler's Lane and Councilperson Rose suggested that you could go through there and see the tracks; the Sheriff's Department could then be notified. Highway Superintendent Baase stated they've had the same problems with snowmobilers, and that when he has contacted the Sheriff's Department they have told him that they have to actually see the snowmobilers in the act of violating ordinance or law – that seeing and following tracks is not enough. There's simply not a lot that they can do; it's an ongoing problem. Supervisor Peters stated that he just found out about this today and he will be contacting the Sheriff's substation and ask them to patrol up there a little more. Superintendent Baase stated that they have a pretty good idea who the violators are, though. Councilperson Rose suggested that if this is the case that perhaps the Sheriff's could stop by their residences and let them know that they're under suspicion and are being monitored. Superintendent Baase stated that he did catch one person last year and they took the violator to their parents. The issue was that that was a younger child, and these violators are older and more destructive. Councilperson Rose stated that the woman who called him told him that the violators are out in the greenway doing wheelies, etc. He added that one farmer in the north end caught a kid driving an ATV all over his cabbage field so he hid in the hedgerow and when the kid came close he jumped out, grabbed the ATV, and told the kid to "get off." He put the ATV in the back of his pickup truck and began to drive off. He told the kid

who he was and to tell his parents to “come pay me a visit.” The kid reportedly asked the farmer how he was supposed to get home, and the farmer told him “walk.” Councilperson Rose stated that there were no more problems after that. Supervisor Peters reconfirmed that he would contact the Sheriff’s substation for discussion.

- Supervisor Peters advised that he had received a second letter from Peter Tassej regarding the superintendent in the Hilton School District. He stated that the author of the letter (original and second) reported working on behalf of Hilton School District residents of Hamlin. Supervisor Peters stated that he had read the letters and the research contained therein and actually tends to agree with much of it. He wanted to ensure awareness because it’s going to become a greater issue, especially in Hilton. Supervisor Peters stated that “he is known to me” and it’s going to become a larger issue with the upcoming tax cap/tax freeze, compensation, etc. It’s a concern since Hamlin does not have its own school district, we are at the mercy of three school districts. Supervisor Peters said that if any resident is within that school district, they may want to contact the school district and express their concerns.
- Supervisor Peters advised that he received a letter today from Community Development indicating they’ve received \$27,000 towards the sidewalks; this will allow us to put some in. Councilperson Rose stated that he was on a webinar with Candidate for Assessor Liz Spencer regarding the STAR program and the rebate; he found it very informative. He stated that it’s “typical New York State and there’s going to be a lot of problems.” It will also involve the Town Clerk’s office. Town Clerk Rickman added that her office will be participating in that same webinar on 4/24/14. Supervisor Peters indicated that there may be issues because too much of the census is weighted towards downstate. Councilperson Rose stated that we’re supposed to get 1.46% rebate but there’s different ways to approach it; what concerns him most is that Albany does these things and the most eligible are the ones that “end up on the front line.” People are going to be upset and come to the Town Clerk’s and Assessor’s offices to complain. The only good thing that Councilperson Rose stated he can see is that Albany is providing a number to call if a citizen has any concerns.

Highway Superintendent Steve Baase reported:

- The Highway crew is done with the dog shelter. They’ve just got to finish with the fence and put a pipe in and smooth the ground out.
- The lawns are all fixed from the winter’s plow damage.
- They’re taking the snow fences down. They were going to do it earlier because it seemed to be drying out but then it rained again so they had to wait.
- Everyone wants to get onto the park fields and play baseball but he’s been warning the Recreation Department to stay off them until they dry out a little otherwise it will cost their department thousands to repair it. Superintendent Baase stated that he’s not solely concerned with the Recreation Department but with the many baseball teams and coaches in town that are desperate to get out on the fields and start playing. They all just need to wait. Councilperson Rose stated that his granddaughter plays modified and hasn’t played one game yet at the school because the fields are still too wet. His other granddaughter plays JV and has only played three game. Everyone is going to have a lot of makeup games. Superintendent Baase stated that a lot of the school fields are tile-grained and they have bigger budgets to take better care of the fields. The Town’s budget is a lot less so we have to be more careful.
- The roadway at Sandy Harbor, the actual entrance road to the harbor, has collapsed. The only way people can get in and out is because he put a roadplate over the culvert just to the south of the mailboxes. Superintendent Baase said he advised the state but they ignored it; people would be trapped if not for the roadplate. He’s been discussing with the state but they said it was the Park’s land, then he was referred to the DEC. Superintendent Baase stated that the DEC doesn’t have any roads and believes they’re just trying to “pawn it off.” He called the state back and they

told him that they do not have any records of roads in that area so it is the Town's road. He stated that he spoke with the Town's attorney and left messages with Senator Joe Robach's and Assemblyman Steve Hawley's offices but they're both in Albany right now and he hasn't heard anything back yet. The Highway Department is going to have to get a crane in the marina next week to get the boats into the water, which he could postpone but he's more concerned about heavy rain. The pond is draining out to the lake and the road is collapsing; it's going to start undermining the actual ditch and the roadplate could fall at any time. The people at the marina will be trapped. He added that he has the materials and could repair it, but the issue is that it's a state road. Superintendent Baase stated that it would be appreciated if they would work with him to repair it, even if his department repaired it and then were reimbursed by the state much like occurs with snowplowing but the state doesn't acknowledge the road – they say that they turned it over to the Town. Superintendent Baase stated that he checked all records, since many years ago the state had turned over some roads to the Town but the closest he could find is a reference to Sandy Shore, which was turned over, but Sandy Harbor was not. Councilperson Rose, who used to be the Highway Superintendent, stated that he remembered when the State wanted the Town to take this road over and he stated that he refused to do it because they wouldn't agree to make the road 2-lanes, cut down some of the trees, etc. The Town took over Newco Drive in the 1970's but Sandy Harbor was not part of it. He stated that it was very aggravating because the state wouldn't take any responsibility for it. Supervisor Peters suggested just fixing it, but Councilperson Rose questioned whether doing that would then allow the state to just say we (the Town) owns it now. Superintendent Baase added that the state's already come out to look at it and has put cones around the site – the state workers told him they know they need to get out to fix it, but apparently their supervisors told them not to fix it. He is seeking to speak with Senator Joe Robach about this, which was supported by Councilperson Rose. The Board inquired who the supervisor was that told the workers not to fix it, and Superintendent Baase advised that it was Terry LaFrance in Spencerport but added that the office on Jefferson Road was above the Spencerport office. He stated he has tried to contact them as well, but now they're just not answering the phone which is why he is now trying to contact politicians. Superintendent Baase stated that if it caved in, in less than a day he could have a drainage pipe in there but then they'd have to sue the state.

- In reference to the Parks Department: Superintendent Baase reminded the Board about a previous meeting when he was talking about getting a used John Deere tractor and talked about the trade-in and for around \$5,000 they could get a good deal. John Deere initially said for \$3,000 over the \$5,000 they could get a new tractor with warranty. They need a reliable tractor though. This year he put \$5,000 towards a new tractor and three years after that at only \$2,500/year they could lease to own. This would allow them to get a new tractor without having to come up with any additional money this year. The mower is in pretty good shape (they've replaced implements, etc.) but ultimately they will need a new mower too. We're set for about three more years with the mower, though. The tow-behind mower may need to be replaced soon too though. They're giving up \$20,000 in trade for our tractor, which is \$4,000 above what they originally offered. We had to borrow a tractor last year, but this year it is not available. Councilperson Rose advised that having a tractor is important in the care of the fields, and that he has no issue with the initial installment so at least it leaves you with some funds in case something unexpected comes up. Superintendent Baase stated that there is yearly interest but no penalty for paying ahead of schedule.

APPROVAL TO TRADE IN THE NEW HOLLAND TRACTOR TOWARDS PURCHASE OF A JOHN DEERE 5065E CAB UTILITY TRACTOR (65HP) AT A COST OF \$32,159.27 LESS THE \$20,000 TRADE-IN AND THE \$5,000 THE HIGHWAY DEPARTMENT IS PUTTING DOWN LEAVING \$7,157 TO FINANCE.

Resolution #139 Motion was made by Councilperson Maier, seconded by Councilperson Rose to authorize trading in the New Holland Tractor towards the purchase of a John Deere 5065E Cab Utility tractor (65hp) at a cost of \$32,159.27 less the \$20,000 trade-in and the \$5,000 the Highway Department is putting down, leaving \$7,157 to finance.

Polled votes, Baxter aye, Maier aye, Rose aye, Peters aye. Motion carried.

REPORTS: Town Supervisor Eric Peters

- Supervisor Peters discussed the cell tower balloon test on Moscow Road, questioning whether they had actually done the test or not because he did not receive any confirmation of the event. Superintendent Baase advised that the test did in fact occur. Neither was aware whether it was a full size balloon that was used or not; the testers reportedly wanted to use a smaller balloon and do mock-up pictures for the public, but town code requires the balloon be the same size as the ray. Councilperson Rose stated that the last time they did this, they had Brockport college students drive around and take pictures from Center Road, Wiler Road, etc. Supervisor Peters agreed, adding that the last time they did it the balloon was the actual size because he could see it from his house. He remained firm that they needed to comply with code, though. The cell test had been postponed due to weather and actually occurred on a Tuesday.

ADJOURNMENT

Motion to adjourn was made by Councilperson Maier, seconded by Councilperson Baxter to adjourn the meeting at 7:40pm as all business had been concluded.

Polled votes, Baxter aye, Maier aye, Rose aye, Peters aye. Motion carried.

Respectfully submitted,

Kathi A. Rickman, MMC
Hamlin Town Clerk