

**Regular Town Board Meeting
October 22, 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.

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

Residents: James Smith, Joel Yager.

PUBLIC FORUM

Supervisor Peters reminded all those present of the rules of Public Forum and opened the Public Forum. No one responded, and the Public Forum was closed.

APPROVAL OF REGULAR TOWN BOARD MEETING MINUTES OF OCTOBER 14, 2014.

Resolution #230 Motion was made by Councilperson Rose, seconded by Councilperson Baxter, requesting Town Board approval of Regular Town Board Meeting Minutes of 10/14/2014. Polled votes, Baxter aye, Goodrich aye, Maier aye, Rose aye, Peters aye. Motion carried.

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

Resolution #231 Motion was made by Councilperson Baxter, seconded by Councilperson Maier, requesting town board authorization to pay the bills from their respective funds. Polled votes, Baxter aye, Goodrich aye, Maier aye, Rose aye, Peters aye. Motion carried.

<u>MONTHLY TOTALS</u>	TOWN OF HAMLIN		<u>ABS: 10A</u>
<u>ACCOUNTS</u>	<u>VOUCHER#</u>	<u>AMOUNT</u>	<u>ACCOUNT TOTALS</u>
General	2014-1214	62.39	
	2014-1219 to 2014-1223	1557.59	
	2014-1234 to 2014-1252	11571.36	
Account Total			\$ 13,191.34
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Library	2014-1215	29.01	
	2014-1224	497.16	
	2014-1227	86.95	
Account Total			\$ 613.12
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Highway	2014-1226	43.40	
	2014-1230 to 2014-1233	15332.65	
Account Total			\$ 15,376.05

Sewer	2014-1225	43.75	
	2014-1228 to 2014-1229	188.00	
Account Total			\$ 231.75
Huntington Park			
Account Total			\$ -
Employees Trust	2014-1216 to 2014-1218	2091.44	
	2014-1253	3680.50	
Account Total			\$ 5,771.94
Visa Charges	Barcode Planet	295.38	
	Chark's Glass & Mirror	110.00	
	Spirit of Halloween	271.77	
	U.S Postal Service	49.00	\$ 726.15
GRAND TOTAL			\$ 35,910.35

SUPERVISOR'S MONTHLY REPORT ACKNOWLEDGED AND FILED.

CORRESPONDENCE:

- a. Intermunicipal agreement between Clarkson-Hamlin-Parma-Sweden for the Sweeper.
- b. Time Warner Programming Notice.
- c. Rochester Works Newsletter.
- d. Rochester Area Business Ethics Foundation – Special Event- Training.
- e. Notice from Roy Teitsworth, Inc. Re: October Netauction Closing.
- f. Trauma Sensitive Yoga sent by Mental Health Asso.
- g. Customer Survey from Pitney Bowes.
- h. Zone C report.
- i. Career Fair Hosted by Amerks.
- j. A CRT Collection update by Monroe County.
- k. A notice of the October 2014 PAC Meeting.
- l. A notice from United Way – October is Domestic Violence month.
- m. DEC's notice of the Cleanup at Brockport's MGP Site.
- n. A copy of a letter sent to Mr. Larkin RE: the Utilities at the former Library.
- o. A copy of a License for using the Parking Lot for Food Distribution.
- p. DCO report for September.

SEEKING TOWN BOARD RESOLUTION TO AUTHORIZE THE SUPERVISOR TO SIGN THE INTERMUNICIPAL AGREEMENT BETWEEN HAMLIN, CLARKSON, SWEDEN, AND PARMA, ESTABLISHING HAMLIN AS THE LEAD TOWN FOR THE PURPOSES OF ADMINISTERING THE CONTRACT AGREEMENT.

Supervisor Peters clarified that this is for the jointly owned sweeper.

Resolution #232 Motion was made by Councilperson Rose, seconded by Councilperson Maier, to authorize the Supervisor to sign the Intermunicipal Agreement between Hamlin, Clarkson, Sweden, and Parma, establishing Hamlin as the lead Town for the purposes of administering the contract agreement. Polled votes, Baxter aye, Goodrich aye, Maier aye, Rose aye, Peters aye. Motion carried.

SEEKING TOWN BOARD RESOLUTION TO ESTABLISH REVOCABLE LICENSE FOR USE OF TOWN PARKING AREA FOR FOOD DISTRIBUTION WITH LIFE SOLUTIONS OF HAMLIN.

Supervisor Peters clarified that this would start 10/25/14 and that it would be continuous, on the fourth Saturday of each month only. The Board discussed, and it was determined that there is already a Certificate of Liability insurance on file for them (million dollar coverage); the Building Inspector had provided a copy of it to the Supervisor. Supervisor Peters advised that Life Solutions was “a little nervous” about using it this weekend (due to the litany of events scheduled for this Saturday at the site), but with everything in place if they choose to use it next month they’ll already be approved to proceed.

Resolution #233 Motion was made by Councilperson Maier, seconded by Councilperson Baxter, to establish revocable license for use of Town parking area for food distribution with Life Solutions of Hamlin.

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

SEEKING TOWN BOARD RESOLUTION TO ADVERTISE FOR THE OPEN POSITION ON THE PLANNING BOARD WITH APPLICATIONS DUE TO THE TOWN CLERKS OFFICE BY THE CLOSE OF BUSINESS ON 14 NOVEMBER 2014.

Resolution #234 Motion was made by Councilperson Maier, seconded by Councilperson Rose, to advertise for the open position on the Planning Board with applications due to the Town Clerks Office by the close of business on 14 November 2014.

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

SEEKING TOWN BOARD RESOLUTION TO REFUND THE FULL AMOUNT OF THE LION CHARLIE MAIER LODGE TO SHANNON MCMULLEN FOR RENTAL ON THE 18TH OF OCTOBER.

Supervisor Peters advised that there was a significant problem with parking and the Hornets. They (the McMullen family) had paid the rental fee up front and couldn’t park there; there were also people walking in and out of the lodge and it was a 2-year old’s birthday party. Supervisor Peters stated that when it was brought to his attention he immediately agreed to refund it because it wasn’t an enjoyable experience and they weren’t able to use the facility like they had planned. Councilperson Rose inquired whether the Hornets were walking through, indicating that it’s happened before. Supervisor Peters concurred and added that he received a letter from the people who rented the facility, as routed to him by Recreation Director Anke Applebaum. Apparently the Hornets had an unscheduled game; Recreation Director Applebaum had informed Supervisor Peters that she wasn’t aware that they were going to be there so she hadn’t foreseen the issue. The Hornets had reportedly run a cord across the parking lot to use the electric, even though Supervisor Peters had advised Clayton (Hornets) against it. Pictures were provided, and the hazard was noted. One of the complaints specifically stated that there were older people attending the party and the cord was a tripping hazard. Supervisor Peters read directly from the complaint, stating “shortly after we arrived, a woman affiliated with the football team entered through the front door demanding to use the bathroom. I understand the bathrooms are public and they had access to them but she walked directly through the space we rented without regard and was extremely rude to us. She said ‘screw you, I will use the f-ing bathroom until 3:30’ along with other profanities.” Supervisor Peters

reminded the Board members that this was a birthday party for a two year old. He went on to read “luckily, my daughter hadn’t arrived yet. A handful of other people came in the front door but were not rude about it, just uninformed that this was not a public space. On top of all this, one of my family members informed me that there was a person from the football game who entered the bathroom and smoked a cigarette; I entered the bathroom and it was full of cigarette smoke. Not only is this illegal and extremely dangerous in an indoor setting and a fire hazard, but we had a large number of children between the ages of 2-12 who were utilizing the bathroom during the party and were exposed to second hand smoke. There’s definitely some big problems with the way the space...is coordinated and I appreciate you coming right over to the site to attempt to resolve the problems on short notice. We were disappointed with what transpired before and during the party due to the issues stated above.” Supervisor Peters also noted that they had to use the back parking lot, had to walk across the front of the building, and Anke (Applebaum, Recreation Director) came up with some cones. One of the pictures showed some people trying to keep some spots open for people who were coming to the party. While Supervisor Peters noted that there’s two sides to every story, his feeling is that the Lodge had been rented and they (Hornets) had not scheduled their engagement with the Recreation Department which they are directed to do as part of the agreement they have with the Town. He also stated that he is very disturbed that they were again using the electricity; they’ve been told to not plug into the poles. Supervisor Peters advised that he was not sure what exactly was plugged in; he added that he sent an email to Mr. Champion but has not yet heard back. Councilperson Rose observed that this is not the first time for issues with the Hornets, to which Supervisor Peters generally agreed but stated his goal was to make a motion to refund the customer’s money. Councilperson Rose stated that he had no issue with that goal, but that before the next season starts the Board should meet with them – either that or void the contract due to continued failure to follow the rules. He added that they’ve been told not to use the electricity and continue to disregard what the Town tells them. Councilperson Rose stated that failure to do so would actually be doing an injustice to the Town’s own taxpayers. A person in the audience requested to speak, and “Jim” stated that the Hornets are using the electricity for the loudspeaker; he added that he can hear it “all the way” to his own house. Supervisor Peters noted that if the Hornets are playing a game, that’s “going to happen,” but they’ve been asked not to use the electricity and their agreement is specific in this instance. Councilperson Rose added his understanding that Anke (Applebaum, Recreation Director) had suggested to them that they rent/fence in a port-a-potty much like the Recreation Department does, and observed that she got a “nasty” response from them. Supervisor Peters stated that he has a “whole file of letters” sent between the Hornets and Recreation. Supervisor Peters added that it appears the Hornets are either not letting their people know or not enforcing that while they can use the restroom, they are not to do so through the Lodge since it’s not part of their agreement. Supervisor Peters’ disappointment was noted; adding that he and the Recreation Director will complete a letter of apology to send with the refund.

Resolution #235 Motion was made by Councilperson Maier, seconded by Councilperson Baxter, to refund the full amount of the Lion Charlie Maier Lodge (\$150.00 plus security deposit) to Shannon McMullen for rental on the 18th of October.

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

DISCUSSION:

- Subsequent to resolution, Councilperson Rose added that this is not the first time for these issues, and it seems like every month there’s a different infraction. He recalled that the Hornets used to play in Clarkson but he was not sure why they left. He stated that he has nothing against football but if they can’t “play by the rules and regulations then it’s time they found another place to play football.” Supervisor Peters queried about the possibility of a later resolution to make the area adjacent to the lodge parking for the lodge only. He added that the Highway Department has created a lot of auxiliary parking and suggested perhaps this area could be designated specifically for the Lodge. Councilperson Rose inquired of Highway Superintendant Steve Baase whether a sign could be posted to this effect, and Superintendant Baase advised that wording would be

critical depending on the different functions that might be scheduled. Councilperson Maier quietly advised that the infractions may not all be due to Mr. Champions people, but may be people who are just attending the football event(s). Supervisor Peters discussed Recreation Department procedure and stated that generally Recreation Director Anke Applebaum will not rent the Lodge if she is aware of a Hornets event and noted that the bathrooms are dual use, but the issue is that an email was sent to her advising that the last home game was on the 19th so this was not expected. Supervisor Peters stated that he did not know if this was a game, but that it was supposed to have been scheduled through the Recreation Department. Highway Superintendant Baase noted that for two months, the Hornets are there practicing every Saturday; it's just known. Councilperson Rose stated that the greater issue is liability to the Town; that if someone tripped and got hurt on the cord the Town could be sued. Supervisor Peters agreed, stating that while he was not pleased about them using the Town's electricity, the greater issue is the liability. He added that it could be tabled because the Hornets are done for this year, but that it should be revisited before the next season. Councilperson Rose stated that he's in favor of sending them a letter, advising of the need to meet with the Town Board before the 2015 season starts, and that failure to abide by the agreement will result in loss of the agreement. Highway Superintendant Steve Baase stated that the kids that play for the Hornets are good kids and they just want to play; the issues usually come from their family members who show up to watch the game or from the visiting team, like older brothers or teens who may fight. Supervisor Peters stated that the last time he had a discussion with Mr. Champion, he simply advised him to be a good neighbor and have his team police the fields – it may be as simple as a general statement to all in attendance at the beginning of the game that, for example, the bathrooms are accessible from the outside only. He added that the game is focused on discipline and following the rules, and that should be the way they operate both on and off the field. He did acknowledge that it's harder to control visiting teams, and added that it's usually not the kids but instead adults/parents. He agreed to write the suggested letter, and added that he would suggest that as an act of good faith that they should refund the money.

- Supervisor Peters advised the Board of the imminent need to discuss health care because the cost is increasing a lot. He referenced the information provided to the Board by the Bookkeeper, Norman St. John, and stated that he had compared what we have now (Excellus Platinum 2) vs. Excellus Plus Gold 5. The coverage is virtually identical; the key difference is the copays and the difference in premiums is significant. One of the options the Town has is to go to the new plan and increase from \$1,000 to \$1,500 (what is put on the HRA Account) to help cover the increase in copay cost and the Town would still save \$7,500 over the original plan. He noted that there are still some people who haven't decided if they will use the insurance, and each person added exponentially increases the cost. He added that he spoke with other Town Supervisors at the meeting last Friday and noted that quite a few Towns have done this (moved to the higher copay plan and increased the HRA Card). Supervisor Peters stated that they would like to do it in November so people can have the plan for a year from the time it changes. He noted that the Town does cover one individual who lives out of the area who has to use Univera/Medicare plan; the cost for that plan went up to \$266/month from \$130/month. He noted that while he does not know what's going to happen with Medicare, funding this is going through the exchanges so bridge policies are getting very expensive. Councilperson Goodrich inquired about high deductible plans, and Supervisor Peters noted there are other plans available through the exchange. The other option would be to ask employees to contribute more to the plan, but he added that he does not want to do that as long as the Town can afford to do it. The Board discussed that older employees do not pay anything, and that the rates adjust based on years of service such that the newer employees are paying 75%. Supervisor Peters said it would be difficult asking those who had been "grandfathered in" to start contributing but some employers are looking at that. He's trying to keep the same benefits without increasing what the Town has to pay out – as long as we can. Councilperson Rose noted he doesn't know how much longer the

Town will be able to do that, with the cumulative effect of all the insurance increases and not wanting to cut services to those in the Town. He observed that we're already at a minimum in road/highway services, etc. Supervisor Peters agreed, noting that many Town offices are down to one person staffing it so the question becomes "what services do you want to cut." The plan presented is the closest to what we have, and the money put on the cards has to be used or it comes back to the Town. Supervisor Peters observed that the Medicare rates haven't been announced yet so their potential effects are unknown. He suggested the Gold Plan and putting more money on the HRA accounts because not everyone uses them and most of the items are still covered in full. Councilperson Rose voiced agreement, noting that some people have zero premium but high deductibles, and he would be concerned for them if they incurred any serious illness. Councilperson Goodrich inquired whether the Bookkeeper would have a listing of how much of the cards was used by staff members, since consideration should be given to utilization versus increase. Supervisor Peters advised that most likely he does because they must keep track by voucher submission to verify expenditure since there's certain things it can't be used for (example given by Councilperson Rose was cough drops). Councilperson Rose also stated that under the current plan, a visit to the emergency department is \$75 but under the proposed plan it jumps to \$250, and inpatient hospitalization increases from \$150 to \$500. It was brought up that Blue Cross/Blue Shield is one of the most expensive plans that also has one of the lowest approval ratings by consumers. Supervisor Peters advised that they also invited MVP for discussion and noted that their rates and coverage are almost identical (price points), but observed that the current proposal would not require people to change companies. It was noted that MVP previously bought out Preferred Care; a person in the audience advised that they have MVP and the rates nearly doubled last year and are expected to jump again next year. He also stated that he had recently been hospitalized and, after receiving a bill over \$10,000, MVP was able to "write off" approximately \$5,000. After all was said and done, it cost him \$200 for two days in the hospital. He added that they have contracts with all the doctors and hospitals; the initial \$5000 write-off was due to the contractual agreements. He added that you have to complete a "minimum/maximum" before you hit the "donut hole." He also stated that Kodak always offered 2 plans, with the better rates going to the single person. Supervisor Peters advised the individual that he was referencing a Medicare based plan, and this was about generalized health insurance. He advised the Board that, as far as he was concerned, he would like to remain with Excellus. He added that the Town goes through a broker, with whom they spoke about the issue to help find the lowest prices. Supervisor Peters indicated the current plan would bring a \$28,000 increase versus a \$7,500 increase with the proposed plan, reminding the Board that some funds may actually come back to the Town and that the HRA expense is not really included in the cost. Highway Superintendent Steve Baase stated he would appreciate it if someone could come to his department to explain it to his staff, noting that if government does nothing to stop these annual double-digit increases no one will be able to afford it. A person in the audience queried whether the Town could join together with other municipalities to form a larger group so that the rates can go down; he used the Teachers Association as an example. Supervisor Peters advised that there is a County Consortium but they have limits on the number of employees you need to have involved in it. Councilperson Rose agreed, advising that they've looked into it before but they don't have enough people involved to have the lower rates. Supervisor Peters stated that they've discussed the possibility of having all the Westside towns try to submit together but nothing has been done towards possibility of implementation. It would also take a lot of planning; with the way this was announced and the budgetary timelines that exist it just isn't feasible at this time; perhaps in the future. Councilperson Rose also advised that it may be more difficult because there are contract employees involved as well, to which Supervisor Peters agreed and added that if they are in the middle of their own contract negotiations it could significantly affect timeliness and outcome.

SEEKING TOWN BOARD RESOLUTION TO ADOPT THE EXCELLUS PLUS GOLD 5 PLAN FOR THE 2015 CALENDAR YEAR FOR EMPLOYEE HEALTHCARE BENEFITS AND INCREASE THE HRA CARD TO \$1,500.00 FROM \$1,000.00.

Resolution #236 Motion was made by Supervisor Peters, seconded by Councilperson Baxter, to adopt the Excellus Plus Gold 5 Plan for the 2015 calendar year for employee healthcare benefits and increase the HRA card to \$1,500.00 from \$1,000.00.

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

REPORTS:

Highway Superintendant Steve Baase reported:

- Just working to accomplish everything before winter.

ADJOURNMENT

Motion to adjourn was made by Councilperson Maier, seconded by Councilperson Goodrich, to adjourn the meeting at 8:07pm as all business had been concluded.

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

Respectfully submitted,

Kathi A. Rickman, MMC
Hamlin Town Clerk