

Hamlin Town Board Meeting
February 11, 2019

The Hamlin Town Board held their regular meeting in the Hamlin Town Hall Located at 1658 Lake Road Hamlin, New York. The meeting was called to order at 7:00 by Supervisor Eric Peters. The locations of the fire exits and defibrillator were explained to 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 Ken Miller

Present: Councilperson Jennifer Voelkl, Councilperson Jason Baxter, Councilperson Phil Hurlbutt, Councilperson Dave Rose and Supervisor Eric Peters.

Also Present: Town Attorney Maureen Werner, Highway Superintendent Steve Baase, Building Inspector Code Enforcement Officer Cheryl Pacelli, Deputy Town Clerk Keylee Gilfilian, Librarian Christine Gates, Recreation Director Anke Applebaum and Zoning Board Chairperson Norm Basse.

Residents: Joel Yager, Mark Ballerstein, Cindy Lutwiller, Shawn Baxter, Patty Jo Groenendaal, Karen LoBracco and Becky thompson

PUBLIC FORUM:

Shawn Baxter of 33 Hamlin Parma Town line Road addressed the board:

02-11-2019

ATTN: TOWN OF HAMLIN
TOWN BOARD MEMBERS.

DEAR TOWN BOARD,

I AM HERE TONIGHT TO PROVIDE EVIDENCE OF POTENTIAL
"CONFLICT OF INTEREST" PERTAINING TO THE NEWLY HIRED TOWN

ATTORNEY AND THE MAIN COMPLAINTANT AGAINST ME. THE PACKET OF PAPERS THAT HAS BEEN GIVEN TO YOU, CLEARLY SHOWS THAT THE TOWN ATTORNEY MAUREEN WERNER AND THE MAIN NEIGHBORHOOD COMPLAINTANT; LUCINDA LUTWILLER HAVE DONE LEGAL TRANSACTIONS AND BUSINESS TOGETHER. WHETHER THEY DISCUSSED MY CASE WITH THE TOWN PRIOR TO MAUREEN BEING HIRED IS UNPROVEN AT THIS TIME. HOWEVER, THE CODE ENFORCEMENT OFFICER CHERYL PACELLI WAS RECORDED STOPPING SEVERAL TIMES LOOKING FOR SOMETHING AFTERWARDS.

AS YOU LOOK AT THE LAST PAGE OF THE DEED WHICH CONSISTS OF THE NOTARY PUBLIC SIGNING YOU CAN SEE THE DATE OF OCTOBER 15. THE OFFICIAL DATE IS OCTOBER 15, 2018 AND TO BE RESPECTFUL I DIDN'T INCLUDE THE ENTIRE DEED AS OTHER NAMES AND ADDRESSES ARE ON IT. THEN ON OCTOBER 23, 2018 IS WHEN THE CODE ENFORCEMENT OFFICER DROVE BY AND TOOK PICTURES. AT THIS POINT I FELT THAT I WAS FINE AS I WASN'T DOING ANYTHING WRONG AS NO "JUNK" WAS STORED ON THE YARD AROUND THE VEHICLES OR IN THE DRIVEWAY. THEN ON OCTOBER 31, 2018 ONCE AGAIN I RECEIVED, NOT A VIOLATION NOTICE, BUT AN APPEARANCE TICKET.

PG#1

SINCE THEN I HAVE ALSO BEEN SENT A CODE VIOLATION NOTICE FOR POLITICAL SIGNS ON MY VEHICLES. AFTER I EXPLAINED THAT THEY ARE NO DIFFERENT THAN A BUMPER STICKER BEING DISPLAYED I WAS SENT A LETTER OF COMPLIANCE. PLEASE CAREFULLY READ THE LAST TWO PAGES OF EMAILS BETWEEN THE CODE ENFORCEMENT OFFICER CHERYL AND LUCINDA. WHAT IS DISTURBING IS THAT I HAVE BEEN BROUGHT BACK TO COURT FOR WHAT CHERYL ORIGINALLY STATED WAS FINE UNTIL THE NEW ATTORNEY MAUREEN WAS HIRED.

WHAT SOME OF YOU ELECTED TOWN BOARD MEMBERS AND OTHER OFFICIALS OF THE TOWN OF HAMLIN HAVE DONE TO ME IS TERRIBLY WRONG AND APPAULING. I ACTUALLY REFER TO SOME OF YOU AS "ADULT BULLIES." I WISH I COULD TELL YOU THAT THIS WAS JUST MY PERSONAL OPINION, BUT IT'S NOT. MANY OF MY NEIGHBORS SUPPORT ME AND DO GET ALONG WITH ME JUST FINE. THEY HAVE OFFERED TO COME AND VOICE THEIR OPINIONS, I HAVE TOLD THEM THAT I DON'T WANT THEM TO BECOME TARGETED BY THIS CORRUPT ADMINISTRATION. I HAVE ADVISED THEM TO LET THEIR VOICE BE HEARD AT THE BALLOT BOX. YOU TERMINATING ME FROM THE CONSERVATION BOARD WAS A GREAT MISTAKE ON YOUR PART.

IN CONCLUSION, WHAT I AM REQUESTING IS THAT THE NEWLY HIRED TOWN ATTORNEY BE REMOVED FROM THIS CASE. SHE CAN STILL BE ALLOWED TO DO OTHER LEGAL MATTERS, BUT EXCUSED FROM MINE. IF THE TOWN STILL WANTS TO DEAL WITH ME THEN THEY SHOULD GET AN UNBIASED ATTORNEY. IT'S NOT RIGHT THAT I HAVE TO PAY FOR MY OWN ATTORNEY WHILE THE COMPLAINANT GETS TO HAVE HER OWN PERSONAL ATTORNEY WITH MINE AND OTHER RESIDENTS TAX PAYING DOLLARS. NOW IS THE TIME TO DO WHAT'S RIGHT FOR EVERYONE.

RESPECTFULLY, SHAWN BAXTER
Shawn Baxter

PG#2

APPROVAL OF TOWN BOARD MINUTES:

Resolution #87 Motion was made by Councilperson Dave Rose, Seconded by Councilperson Jennifer Voelkl requesting Town Board approval of Town Board Meeting Minutes of January 23, 2019.

Polled votes: Councilperson Baxter aye, Councilperson Voelkl aye, Councilperson Hurlbutt aye, Councilperson Rose aye and Supervisor Peters aye. Motion Carried

AUTHORIZATION OF PAYMENT OF BILLS:

Resolution #88 Motion was made by Councilperson Phil Hurlbutt, Seconded by Councilperson Jason Baxter requesting Town Board approval of the authorization of payment of bills from their respective funds as follows:

<u>MONTHLY TOTALS</u>			<u>Abstract 2</u>
<u>ACCOUNT</u>	<u>VOUCHER#</u>	<u>AMOUNT</u>	<u>ACCOUNT TOTALS</u>
General	2019-0068	343.33	
	2019-0074	243.10	
	2019-0079 to 2019-0080	440.40	
	2019-0124 to 2019-0157	43604.54	
Account Total			\$ 44,631.37
Library	2019-0075	157.39	
	2019-0086 to 2019-0099	4053.31	
Account Total			\$ 4,210.70
Highway	2019-0102 to 2019-0123	38207.13	
Account Total			\$ 38,207.13
Sewer	2019-0100 to 2019-0101	414.17	
Account Total			\$414.17
Employees Trust	2019-0069 to 2019-0070	27071.72	
	2019-0071 to 2019-0072	2605.50	
	2019-0076	149.00	
	2019-0081	160.76	
	2019-0083 to 2019-0084	3246.04	

Account Total			\$ 33,233.02
Paychex	2019-0067	352.54	
	2019-0073	303.75	
	2019-0082	99.74	
Account Total			\$756.03
Redman Rd Wtr District	2019-0085	2904.00	
Account Total			\$ 2,904.00
Hamlin-Morton-Walker	2019-0077	660105.74	
Account Total			\$ 660,105.74
Hilton-Parma	2019-0078	32468.73	
Account Total			\$ 32,468.73
Visa Charges	4imprint	163.36	
	In Motion Hosting	28.98	
	University of Texas at Dallas	25.00	
	Walmart	110.11	
Account Total:			\$327.45
GRAND TOTAL:			\$ 817,258.34

Polled votes: Councilperson Baxter aye, Councilperson Voelkl aye, Councilperson Hurlbutt aye, Councilperson Rose aye and Supervisor Peters aye. Motion Carried

SUPERVISORS MONTHLY REPORT HAS BEEN ACKNOWLEDGED AND FILED

CORRESPONDENCE

- A. Fire Marshall's Report for January
- B. NYSLRS Newsletter and Employers e news
- C. Fishery Advisory Board agenda
- D. MCSO Weekly News
- E. DEC-Alliance Precision Plastics Site
- F. NWS Buffalo- Storm Warnings and Advisories
- G. Building Inspectors report
- H. Letter to review Hamlin Code 520-51
- I. Packet provided by Resident Shawn Baxter
- J. Letter from resident about the Dog Warden and staff.

ADOPT LOCAL LAW NO. 1 FOR 2019

Resolution #89 Motion was made by Councilperson Jason Baxter, Seconded by Councilperson Dave Rose to adopt local law number 1 for 2019 reducing the minimum lot size in the R-VL Zoning District to a minimum lot size of two acres with a minimum lot width of 250 feet.

Polled votes: Councilperson Baxter aye, Councilperson Voelkl aye, Councilperson Hurlbutt aye, Councilperson Rose aye and Supervisor Peters aye. Motion Carried

RENEW THE INTER-MUNICIPAL LEASE AGREEMENT FOR KENNELS WITH TOWN OF CLARKSON

Resolution #90 Motion was made by Councilperson Jason Baxter, Seconded by Councilperson Jennifer Voelkl to renew the inter-municipal lease agreement for kennels at the Town of Hamlin with the Town of Clarkson.

Polled votes: Councilperson Baxter aye, Councilperson Voelkl aye, Councilperson Hurlbutt aye, Councilperson Rose aye and Supervisor Peters aye. Motion Carried

ACKNOWLEDE RECIEPT OF LETTERS TO REVIEW HAMLIN TOWN CODE 520-51

Resolution #91 Motion was made by Councilperson Dave Rose Seconded by Councilperson Phil Hurlbutt to acknowledge receipt of letters to review Hamlin Town Code 520-51.

Polled votes: Councilperson Baxter aye, Councilperson Voelkl aye, Councilperson Hurlbutt aye, Councilperson Rose aye and Supervisor Peters aye. Motion Carried

REPORTS:

Councilperson Jason Baxter reported on the following:

- Hamlin Volunteer Ambulance: 61 calls YTD which was an increase from previous year. There is still no movement on the ALS services.
- Dog Control: Contractors looking at kennels. Dogs have been coming and going. There is a large number of volunteers and it is going well.
- Hilton Parma Fire district- EMS calls 16 YTD. Fire calls 35 YTD.

Councilperson Jennifer Voelkl reported on the following:

- Zoning Board – Two agenda items and both were scheduled for public hearings. Pond on Brick Schoolhouse rd. and separating lots on Redman road for estate planning. The Zoning board is looking to fill vacancy soon as the chair will not be at the next two meetings.
- Chamber of Commerce- Breakfast meeting at the Arlington.

Councilperson Dave Rose reported on the following:

- Planning Board-Working with a resident to get it worked around to add an in law apartment.
- Library-Meeting canceled due to weather rescheduled for Wednesday night.

Councilperson Phil Hurlbutt reported on the following:

- Town Justices – Concerns over roof and furnace. Pipes froze when it got cold due to failed heat tape but it has been corrected.
- Conservation Board-DEC approved coastal erosion for Newco Dr. They are doing their tree giveaway on April 20, 2019.
- Fire Department: 47 calls YTD one of the new vehicles in service the second is almost ready.

Highway Superintendent Steve Baase reported on the following:

- Lots of salt!
- Residents asking about early brush pickup because the bad storm. Nothing scheduled currently as we probably have more bad weather coming our way. Residents are always welcome to bring brush down to the highway department.
- Ordering flowers through Monroe County in Bloom this week.
- Dealing with drainage issues.
- Working on equipment blew a tire during ice storm.

Building Inspector Code Enforcement Officer Cheryl Pacelli reported on the following:

- 21 permits issued where the cost received was \$3311.54.
- 56 phone calls into the office.
- Sent out 12 Violation notices.
- Will be attending FLBOA yearly training on March 12, 13 and 14th.

Assessor Dan Stafford reported on the following:

- Reminder of exemption renewals have been sent out. About 85% have returned the necessary paperwork.

Librarian Christine Gates reported on the following:

- Getting ready for WXXI night at Kendall Elementary school. Promoting upcoming programs and helping people get library cards.
- Meeting room updates complete. Charlie Hungerford was instrumental in coordinating.
- STEAM program for home school ages two-teen next week robot invasion.

Recreation Director Anke Applebaum reported on the following:

- Family night at Barclay elementary was canceled. Will attend the one in March at Oliver Middle School.
- Key staff being trained on inclusivity. Will be assessing accessibility of Town of Hamlin Building. Will be uploaded into a data base.
- Working on next brochure.
- Sports registrations are coming in.

Supervisor Eric Peters reported on the following:

- Received an email from The Hamlin Hornets wanting to renew the contract.
- Started installing new computers

DISCUSSION:

- A discussion was held on Life Solutions
- A discussion was held thanking the Dog Warden Dave Maynard and Deputy Dog Warden Caroline Thompson for going above and beyond. A resident dog got out on a very cold night. They rescued the dog and even brought the dog back to her home because she had no way of picking up the dog. They really went above and beyond.

ADJOURNMENT:

Motion was made by Councilperson Dave Rose, Seconded by Councilperson Jennifer Voelkl requesting Town Board approval to adjourn the meeting at 7:58 pm as all business had been concluded.

Polled Votes: Councilperson Jennifer Voelkl aye, Councilperson Dave Rose aye and Supervisor Eric Peters aye. Motion Carried

Respectfully submitted,

Kathi A. Rickman, MMC
Hamlin Town Clerk