

Hamlin Town Board Meeting  
May 14, 2007

The regular scheduled meeting of the Hamlin Town Board was held in the Town Hall located at 1658 Lake Rd., Hamlin, New York. Supervisor Dennis Roach called the meeting to order at 7 pm. The location of the fire exits and defibrillator was explained for those present. Everyone participated in the Pledge of Allegiance and a Moment of Silence.

Present: Supervisor Dennis Roach, Councilperson Michael Marchetti, Councilperson David Rose and Councilperson George Todd. Excused: Councilperson Paul Rath

Also present: Code Enforcement Officer B. J. Maier, Conservation Bd. Members Mark Reeves and Tom Breslawski, Planning Board Member Tom Jensen, Recreation Commissioner Stan Lyons, Assessor Melanie Fahmer, Highway Sup. Tom Ingraham and Attorney Ken Licht, Residents Paul and Dorothy Lapinski, Renee Cliff.

**RESOLUTION OF APPRECIATION FOR TAMMY PALUMBO**

Supervisor Roach read a Resolution of Appreciation for Tammy Palumbo who has already relocated with her family. This resolution was approved by the entire Town Board as follows:

**RESOLUTION OF APPRECIATION**

WHEREAS, Tammy Palumbo served on the Conservation Board of the Town of Hamlin from January 2003 until May 2007, and,  
WHEREAS, Tammy Palumbo demonstrated a high level of professional knowledge and civic responsibility in her position serving to assist the Town in the development of sound open area planning and preservation of natural and scenic resources and,  
WHEREAS, Tammy Palumbo displayed a sensitivity to the environment with an active interest and involvement in ornithology, regularly sharing her knowledge with other board members and town officials and,  
WHEREAS, Tammy Palumbo volunteered her time and efforts in support of other Town activities and endeavors including the Open Space Index, the Radio Tower Committee and the annual tree give away.  
THEREFORE BE IT RESOLVED, that the Hamlin Town Board, on behalf of the residents of Hamlin, extends its appreciation to Tammy Palumbo for her conscientious performance and dedicated years of service and,  
FURTHER BE IT RESOLVED, that Tammy Palumbo be furnished a copy of this Resolution, which is spread upon the minutes of the May 14, 2007, Town Board meeting.

**PUBLIC FORUM**

Paul Lapinski of 417 Redman Rd. stated he is a member of the Hamlin Preservation Group and we are not against Green Power but against Wind Turbines. Mr. Lapinski stated he has been reading the minutes and the majority of the Town Board members are not attending the Wind Tower Committee meetings. He did acknowledge that Councilperson Marchetti does but asked why others are not attending. When asked, Councilperson Todd stated he has not attended any. Supervisor Roach acknowledged that he has attended some. Councilperson Rose stated he attended one and was waiting

for the committee's recommendations. By the lack of attendance at these meetings, Mr. Lapinski asked will the Town Board's vote going to be with the recommendation of the committee? Supervisor Roach stated the committee is an advisory committee and will make their recommendations to be considered by the Town Board. We are trying to be impartial and by our attendance at these meetings we have caused some concerns. It is best to use the committee as it has been set up to be. Mr. Lapinski stated after the eight to ten months it will take some time for the board to go through the information provided by the committee. Supervisor Roach stated that we are reading the minutes and we are able to keep up to date on the items mentioned. To date Supervisor Roach stated he has not seen a lot of constructive things from the committee. Mr. Lapinski also added he was a NIMBY (not in my back yard). He passed out a photo of his back yard with explanation. He asked the Town Board to keep Hamlin the rural character as set forth in the Master Plan.

Scott Horst of 3880 Roosevelt Hgwy. came to talk to the Town Board to do something about the speed of drivers on Roosevelt Hgwy. He asked if someone has been to an accident where someone has been injured or even killed. I came to the board several years ago about the speed. Saturday night there was another accident where a car rolled over several time with teenagers in it. I have been involved in 14 accidents. I was there when my neighbor up the street was killed. I have asked to be kept involved and I have not been. I have reports from the Fire Dept. and police reports. I went to the prior Supervisor on this. We were told we needed to have three deaths before the State will do something. Why to we have to wait? I am asking this group to step forward and help.

Councilperson Rose stated the town has been doing something with mention of the correspondence sent by the Supervisor. It is the jurisdiction of the State as it is a State Highway. Supervisor Roach stated he has for Scott the letters and e-mails he has sent. I apologize if you expected me to send copies of these to you but I have them for you now and once the survey is done by the State, we are going to meet. As it stands now there is some action initiated by the State and I understand your frustration but we have taken action. Scott Horst explained how the average 47 mile an hour was determined. I want to be involved 110%. I will go to Albany and I will get the reports that you need. I want to be involved. You have my phone number and I don't want to be left out of the loop. This speedway needs to be broken up. Highway Sup. Ingraham would also like something done with the trees.

Mark Reeves of 3640 Brick Schoolhouse Rd. mentioned the letter going to the residents from the Wind Tower Committee. First he commented on the numerous advertisements of the meetings for the committee from the Hamlin Clarkson Herald to the Town's website, the sign in front of the Town Hall and other articles as well as paid ads. If you are going past that, the letter being proposed should be accurate. The letter states this is to make you aware of the project being considered by the Town of Hamlin for constructing industrial size wind turbines designed to generate electricity. To my knowledge we don't have a formal proposal. If we are going to send anything out lets make it accurate. It also stated they are to be placed on agricultural land and a height of 400 feet. Like I stated, to my knowledge, we don't have a proposal. Finally Mark read

an e-mail dated April 27<sup>th</sup> from the new Chairperson in which the chair states that some committee members have granted interviews or written opinion letters. While you have every legal right to do so, this activity tends not only to be divisive, but also undermines our potential progress. It further states when you offer your opinion as to this committee's progress, which may or may not be accurate, or simply air your personal viewpoint, you tend to fragment the work of this group. If we are to have any hope of success we must all work hard to individually maintain as neutral a position as possible until a final conclusion has been reached. All reports, press releases or general comments, should be issued by the chair and should accurately reflect the work of this group. Please save your comments for the meetings. I can assure you all will be heard. Mark stated when I volunteered I didn't know I was going to be asked not to voice my opinion. When I got this I didn't like it and I wanted to make you all aware of what is going on.

Paul Lapinski mentioned he came in the fall and was given handouts and an information sheet. Supervisor Roach clarified that the information was from an independent engineering company not affiliated with the Town of Hamlin and was made available at an informational meeting held in May 2006. This was on wind towers in general and not misleading. There have been no wind tower proposals made to the Town of Hamlin. I understand that land lease agreements that have been obtained from Hamlin residents. Paul Lapinski stated that the real issue is the money. Supervisor Roach stated that he was going to make the developer available to talk to the wind tower committee. However, I was told they didn't want that. In fact, I was taken to task for even mentioning it. What do you want? The wind tower committee didn't want it. I can't bend to everyone's desires. Paul Lapinski felt the town was being unfair to the wind tower committee, as they don't know what they are looking at. Supervisor Roach asked if Linda had a problem looking at things. She replied no. If she is having a problem, as the chair she is now to be part of the Town Board Reports and she can voice concerns them.

Public forum was then closed.

### **APPROVAL OF TOWN BOARD MINUTES OF APRIL 9, 2007**

Supervisor Roach stated he received a correction to the minutes from the wind tower committee. Supervisor Roach read the following: "The Wind Tower Committee passed a motion in their March minutes to send a letter to all residents. Mark reported that the committee has decided to delay mailing it, in that we may want to include something with it. Maybe include a survey. Letter is on hold for now and we will get back to you. Supervisor Roach stated with the exception does anyone have any corrections or comments. Being none the following motion was made."

Resolution #142      A motion was made by Councilperson Rose, seconded by Councilperson Todd to approve the minutes of April 9, 2007 meeting with the correction. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried, minutes approved.

**PAYMENT OF BILLS FROM THEIR RESPECTIVE FUNDS**

Resolution #143      A motion was made by Supervisor Roach seconded by Councilperson Marchetti to authorize the payment of bills from their respective funds as follows:

<b>MONTHLY TOTALS</b>			<b>ABSTRACT</b>	<b>5</b>
<u>ACCOUNTS</u>	<u>VOUCHER#</u>	<u>AMOUNT</u>	<u>ACCOUNT TOTALS</u>	
General	476	4265.00		
	478	1483.77		
	481-484	219.77		
	485-488	2965.25		
	493-495	4371.07		
	507	884.36		
	560	3745.00		
	561-623	26792.24		
	630	2282.25		
			<b>\$ 47,008.71</b>	
<hr/>				
Library	491-492	514.18		
	496-497	419.96		
	508	47.07		
	516-528	5569.41		
			<b>\$ 6,550.62</b>	
<hr/>				
Highway	509	43.40		
	529-559	26428.43		
	632	7428.92		
			<b>\$ 33,900.75</b>	
<hr/>				
Sewer	479-480	535.33		
	489-490	321.81		
	510	19.74		
	512-514	531.33		
	631	224.33		
			<b>\$ 1,632.54</b>	
<hr/>				
Consolidated	2	150.00	<b>\$</b>	<b>150.00</b>
<hr/>				
Huntington Park			<b>\$</b>	<b>-</b>
<hr/>				
Trust	474-475	11750.54		

	498-501	3718.22	
	502-504	20342.62	
	511	1646.73	
			<b>\$ 37,458.11</b>
<hr/>			
Light	477	1142.32	
			<b>\$ 1,142.32</b>
<hr/>			
Hamlin Walker	1	129.60	
			<b>\$ 129.60</b>
<hr/>			
Wiler Rd.#2			<b>\$ -</b>
<hr/>			
<b>GRAND TOTAL:</b>			<b>\$ 127,972.65</b>

Members polled, Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

Supervisor's monthly report acknowledged and filed.

### **CORRESPONDENCE**

- a. A copy of the Monroe County Fire Advisory Board minutes of 3-19-07.
- b. A copy of the Recreation Commission Minutes of March and April 2007.
- c. A copy of a letter from T. Rice RE: Roosevelt Highway
- d. A copy of a memo from Supervisor Roach RE: on-line Zoning School.
- e. A copy of a letter from Supervisor Roach to MS. Brooks, County Executive RE: Monroe County Open Access Fiber Project.
- f. A copy of a letter to Supervisor Kimball RE: out-of-district water user.
- g. A copy of a letter to Supervisor Kimball RE: Out-of-district sewer use.
- h. A copy of a letter to Mr. O'Buckley, NYS DOT, and RE: Traffic conditions on RT 18.
- i. A copy of a letter from Assemblyman Hawley to Mr. Buckley RE: RT 18.
- j. A copy of a letter to the DCO RE: wage increase request.
- k. A copy of E-Mail from Greg Speer RE: a man wandering around.
- l. A copy of a pamphlet RE: Pesticide Neighbor Notification Law.
- m. A copy of a proposal from Chatfield Engineers for the Roosevelt Highway Water District Extension.
- n. A copy of the Hamlin Library Board of Trustees minutes for 4-4-07.
- o. A copy of a letter from Senator Schumer RE: the Weed and Seed Communities Competitive Program.
- p. A copy of the Tower Committee's letter they would like to send out.

- q. A copy of e-mail from Ed Evans RE: his resignation from the Wind Tower committee.
- r. A copy of the DCO report for April 2007.
- s. A letter from the Department of State RE: the ICC membership they have purchased for us.
- t. A letter from Brockport Ecumenical Outreach Committee RE: the Annual Bienvenida celebration.
- u. A letter from Julie Lloyd RE: the Westside Relay for Life.
- v. A letter from Attorney Licht RE: Recreation Fees.
- w. A copy of the Assessor's monthly report for May 2007.
- x. A copy of the Department of States letter RE: the Brockport Yacht Club.
- y. A copy of the MCMWCP – Workplace Violence Prevention Program.
- z. A memo from JP, Chatfield Engineers RE: the Sewer main extend ion.
- aa. A copy of a letter from Senator Schumer RE: Distance Learning and Telemedicine Grant Program.
- bb. A copy of a letter RE: the Environmental Protection Fund and Land & Water Conservation fund public informational meeting.
- cc. A copy of a letter from Ms. Snyder RE: Wind Turbines.
- dd. A copy of a letter from Governor Spitzer RE: Local Government Efficiency and Competitiveness.
- ee. A copy of a letter from Attorney Licht RE: Farmer's Market.
- ff. A copy of the Special Franchise's.
- gg. A copy of a letter from Dewberry asking for help to up date the National Flood Insurance Program maps.
- hh. A copy of a letter from Attorney Licht RE: Questions Regarding wind Towers.
- ii. A copy of a Collateral Source bill and its sponsors.
- jj. An e-mail regarding the Monroe County Youth Services Contact.
- kk. A copy of the Mandate relief proposals to be submitted to the legislature from Governor Spitzer.
- ll. A copy of the Building Inspectors monthly report for April 2007.
- mm. A copy of e-mail from Linda DeRue RE: Wind Tower Committee.
- nn. A copy of a letter from Assemblyman Hawley RE: Route 18
- oo. A copy of a letter from Monroe County RE: sales tax.
- pp. A letter from Ms. Lenhard, Supervisor of Ogden RE: Bob Freeman, July 19<sup>th</sup> at 11 am.
- qq. A letter from Ed Haight RE: Resignation from the Wind Tower Committee.
- rr. A letter sent to the Managers of Hidden Creek Mobile Home Park from Supervisor Roach.
- ss. A written report from the Wind Tower Committee.
- tt. A letter from Supervisor Roach RE: Final Updates to Town of Hamlin Emergency Plan.

**PUBLIC HEARING SCHEDULED FOR TOWN OF HAMLIN FEES**

Resolution #144 A motion was made by Councilperson Rose seconded by Councilperson Todd to schedule a public hearing at 6:45 pm on June 11, 2007 for revising the Town of Hamlin Fees. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

**INFORMATIONAL MEETING SCHEDULED FOR ROOSEVELT HIGHWAY WATER DISTRICT #2**

Resolution #145 A motion was made by Councilperson Rose, seconded by Councilperson Marchetti to schedule an informational meeting at 6:00 pm on May 29, 2007 for Roosevelt Highway Water District #2. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

**PUBLIC HEARING SCHEDULED FOR ONE-ACRE FLOATING ZONING DISTRICTS**

Resolution #146 A motion was made by Supervisor Roach, seconded by Councilperson Rose to schedule a public hearing at 6:00 pm on June 4, 2007 for one-acre floating zoning districts. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

**APPROVAL OF REVISIONS TO THE TOWN OF HAMLIN EMERGENCY PLAN**

Supervisor Roach explained the several meetings with the Fire Chiefs and various personnel that were needed to address the revisions suggested. There is an acknowledgement page, new Table of Contents, replacement for Annex 8 and Appendix 8 with Hamlin Area and Wide Area of Scanner Vacancies. The plan includes a position of Emergency Preparedness Manager. In the past, that position was assigned to the Fire Marshal but with the added responsibilities we have given him, I think we should look for another person to be placed in that position in a non-pay status. The board discussed whether to advertise for the position or not. Councilperson Todd suggested in his experience this would need to be someone who has the authority to make decisions.

Resolution #147 A motion was made by Supervisor Roach seconded by Councilperson Rose to approve the revisions to the Town of Hamlin Emergency Plan as presented and to designate the Deputy Town Supervisor as the Emergency Preparedness Manager. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

**TRIBUTE TO ACTIVE SERVICE MEN AND WOMEN**

Supervisor Roach stated he felt it would be inappropriate to have a resolution of appreciation for just one service member but would be more appropriate for a general policy to recognize all Hamlin resident service members returning from Iraq or Afghanistan. He also wants to establish a wall of pictures of active duty service men and women to be displayed while on active duty. Supervisor Roach would be willing to work with the VFW and through advertisement in the Herald to help identify eligible service members.

Resolution #148        A motion was made by Supervisor Roach, seconded by Councilperson Rose to recognize through a Resolution of Appreciation all Hamlin resident service members returning from duty in Iraq and Afghanistan and to establish and a wall displaying pictures of active duty service members during their active duty term. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

**PROCLAIMING DAY OF WELCOME**

Resolution #149        A motion was made by Councilperson Todd seconded by Supervisor Roach to proclaim the week of June 17-24, 2007 as a week of recognition of the presence and contributions of our local farms and farm workers and proclaiming Sunday, June 24, 2007 as a Day of Welcome (Bienvenida) to the migrant farm workers.

PROCLAMATION

- WHEREAS,            Agriculture is the number one industry in New York State and,
- WHEREAS,            The approximately 1,000 migrant farm workers who come to the Hamlin, Clarkson and Brockport area constitute the backbone of our area's agricultural workforce and,
- WHEREAS,            The farm workers are members of our community for approximately six months of each year, during which time they plant and harvest our crops and,
- WHEREAS,            As residents of the Hamlin, Clarkson, Brockport community, migrant farm workers make a substantial contribution to our local business economy,

Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.



**RETRACTING RECREATION FEE FOR COMMERCIAL DEVELOPMENT**

Resolution #150      A motion was made by Councilperson Rose seconded by Councilperson Marchetti to retract Resolution #175-2006 that established a recreation fee for Commercial Development and to refund the one commercial recreation fee collected under said resolution. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried.

**ACCEPTING THE RESIGNATION OF ED EVANS AND ED HAIGHT FROM THE WIND TOWER COMMITTEE**

Supervisor Roach entered the following letter that had been sent to the Town Board:

April 19, 2007

Dear Supervisor Roach and Town Board,

I want to thank you for giving me the chance to serve Hamlin one more time but in my opinion, the Wind Tower Committee has become a working model of a typical dysfunctional system. The way and the reason Mark Reeves was replaced as Chairman of that committee was the final proof for me. It convinced me that the likelihood of my being able to influence the findings of that committee is about the same as my being able to change the course of a falling apple by shouting at it.

I still believe, however, that there is only one way to make sure Hamlin remains rural. Since the Town is no more likely to buy the development rights to farmland than it is to take out bonds to build a community center, rest rooms on the athletic fields, or sidewalks to our parks, the job is left to wind farms. A good set of setback regulations around windmills would allow farming to continue indefinitely and prevent residential development at the same time. The financial rewards to the Town and the people would be a welcome bonus.

Since it is a kind of hobby. I will continue to gather information about wind energy and keep in touch with my contacts in and around the wind energy business. Please feel free to ask me to share this information directly with the Town Board at any time. I will continue to send some of the more interesting material to you unsolicited.

Finally, please accept this e-mail as my official resignation from the Wind Committee. I would like a copy of it given to Tom Jensen to be read into the minutes of the next Wind Committee meeting and I would also like it read into the minutes of the May Town Board meeting. Thank you again.

Sincerely,  
Ed Evans

Resolution #151 A motion was made by Councilperson Marchetti seconded by Supervisor Roach to accept the resignation of Ed Evans and Edward Haight from the Wind Tower Committee as read into the minutes effective April 19, 2007. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye.

### **YOUTH SERVICES CONTRACT**

Resolution #152 A motion was made by Councilperson Rose, seconded by Supervisor Roach to approve the 2007 Youth Services Contract with the Monroe County Youth Bureau with \$6,215.00 payable to the Town for program funding. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

### **DISCUSSION**

- a. Wind Tower Committee proposed letter to all residents of the Town of Hamlin. Supervisor Roach included the Chairperson in the discussion that he agreed with Mark Reeves comments. Is there a need to update the letter? The Supervisor's opinion is yes, and asked for more information to update people be included and still invite them to come in. He felt the letter was advisory and suggested using the Hamlin Express as it is delivered to every residence as a way to get it out and to save postage. The deadline is May 18<sup>th</sup> which is this Friday. The chair of the wind tower committee will update the letter at their next meeting and the Supervisor can e-mail it out to the board members.
- b. Wind Tower Committee proposal to retain Attorney Ms. Jill Yonkers an associate of Attorney Daniel Spitzer in a five-hour block. The cost is \$180.00 an hour and a five hours block would be \$900.00. Councilperson Rose asked where the money would be taken from. The board discussed the minimum of a five-hour block as used for the \$900.00 with Councilperson Marchetti having suggested running the majority questions through our attorney. If he can't get the answer then they could refer them to Ms. Yonkers. Attorney Licht can answer 99% of them. Dave Lukas of the Wind tower Committee felt there may be engineering questions, which Attorney Licht may not be able to answer. Questions would be directed to Attorney Licht and if he could not answer they would go to Ms. Yonkers. It was discussed that the expense could be taken from litigation.

Resolution #153 A motion was made by Councilperson Marchetti, seconded by Councilperson Todd to approve the retaining of Attorney Ms. Jill Yonkers at her hourly rate of \$180.00 per hour for an initial five-hour block not to exceed \$900.00 with all questions, to first be reviewed by Attorney for the Town prior to submission to Ms. Yonkers for opinions. Renewal is to be requested by Town Board. The Wind Tower Committee Co-Chairperson is authorized to correspond with Ms. Yonkers. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

- c. Town of Hamlin Workplace Violence Prevention Program. HRH has provided a proposed a program and policy. Thank you to B. J. Maier and Pat MacIntosh for doing the initial survey with the employees. There is also a requirement of all work places to be surveyed. I have handed out the completed review. Town Board Members are asked to review the policy and surveys for next months meeting. At which time suggested recommendations could be brought forward for approval.
- d. Collateral Source Bill. This bill missed passing last time around. This bill is protection for the town if sued by their employees in personal injury actions. The bill provides public employers with the same protections already granted to private employers and everyone else by having jury awards against them for lost future earnings offset by any accident disability pension or other source of compensation that a public employee will receive to replace those very same lost earnings.

Resolution #154      A motion was made by Councilperson Rose, seconded by Councilperson Marchetti to send a letter to our State Senator and Assemblyman asking for their support in the passing of Collateral Source Bill (S.4164/A.2989). Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

- e. Interview of applicants for vacant position on the Hamlin Conservation Bd. The board discussed the scheduling with June 5, 2007 at 6:30 pm agreeable.
- f. Update on requests for water and sewer at last month's meetings. In regards to the water use request, the Town of Clarkson is working with Monroe County Water Authority. The Town of Clarkson has approved out-of-district sewer use for certain Clarkson residents for 4" pressed sewer line with the Town of Clarkson collecting and paying as an out-of-district user to the Town of Hamlin. The board discussed the boring under Town Line Rd. A resolution to approve the out-of-district sewer use was deferred until the Town of Clarkson resolution could be reviewed.
- g. Supervisor Roach gave a thank you to the following residents and organizations for a job well done in their efforts to clean up around Hamlin and work on the playground this past week, including Sunday: Diane Kilburn and residents on Wiler Rd.; Mom's Club for cleaning up on Hamlin Clarkson Tn. Ln. Rd. near IGA; Cub Scout Troop 724; Hamlin Youth and Help Hamlin Kids Committee for the clean up and mulching of the playground; and Hamlin Wheel Fest Committee for the entrance into the Ryan Tract.
- h. Supervisor Roach also wished to thank Nancy Jennejahn and the Hamlin Flag Committee for coordinating the donations and new flags for the poles on Lake Rd.
- i. A discussion on the possibility of a farmers market as a town activity to be held in the Town Hall parking lot on Sundays was held with the board. Attorney Licht explained the General Municipal Law and the difference of being a town-sponsored activity as opposed to allowing the use of the property. Supervisor Roach is willing to work with the Town Clerk and will

check with the insurance company. Councilperson Todd stated you might want to talk with other people who have that type of business in the area of our Town Hall.

## **REPORTS**

Councilperson David Rose reported on the following:

- Senior Citizens have brought up the by-law changes and will probably come to the Town Board next month. They will be meeting at St. John Lutheran Church beginning this month.
- Library and Planning Board minutes are available.

Assessor Melanie Fahmer reported on the following:

- Final Assessment roll is ready for inspection. We also have had no more information middle class STAR.

Code Enforcement Officer B. J. Maier reported on the following:

- Finished the inspection on Bradford Manor
- Next week I will be out of the office for a few days at the ICC Meeting with Code Council as they are proposing sprinklers in the houses.
- Pools and Certificate of Compliance now require alarms.
- Quotes on grass cuttings. Curb Solution is \$25.00 minimum for ¼ acre. The other is Dale Nichols is \$20 to \$22 for the first trip. B. J. recapped last year's problems after awarding the bids.

## **GRASS CUTTING AWARD**

Resolution #155      A motion was made by Supervisor Roach, seconded by Councilperson Rose to award a contract to Dale Nichols for grass cutting for the 2007 season. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

- B. J. Maier reported on Fire prevention in Holley on Saturday.

## **REPORTS (CONTINUED)**

Wind Tower Committee reported on the following:

- Dave Lukas presented a one hundred and thirty seven page document on noise and the health effects of wind turbines. A reference was made to page 109.
- Chair Linda DeRue reported that on May 1<sup>st</sup>, Dave Lukas was appointed co-chair. She also reported on a possible timetable for completion with the committee targeting January 2008 for the board to consider their recommendation. A trip is scheduled for Saturday May 19th.
- Questions were asked by Linda regarding the forming of sub-committee's and whether we could have them? Supervisor Roach explained that the Wind Tower Committee is an advisory committee. They do not make decisions; they make recommendation to the Town Board. Since you are an advisory committee you

are not subject to the open meeting laws. The charter asked that your meetings be open to the public but does not make you subject to the Open Meeting Law. Linda explained how she would like the sub-committee to work. The board discussed the noise ordinance and does it address wind towers.

- Linda also has recommended that the two vacancies on the committee not be replaced. Supervisor Roach and the other board members felt they should be replaced.

### **OPENINGS ON THE WIND TOWER COMMITTEE**

Resolution #156 A motion was made by Councilperson Marchetti, seconded by Councilperson Rose to advertise for the two vacant positions on the Wind Tower Committee with applications to be accepted until 4 pm on June 1, 2007 in the Town Clerk's Office. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

### **REPORTS (CONTINUED)**

Highway Sup. Tom Ingraham reported on the following:

- Spring Cleanup. We had 31 thirty-yard boxes compared to last year 27 boxes. One recycling that was a lot of cardboard. Haven't got a bill yet but it looks like the cost will be around \$8,500 down from last year. There were 120 tires, 50 batteries, and 41 propane tanks. We started hauling metal that is about \$5,000. Brush we had 126 loads and in the fall we had 62. Last spring we had 125 loads.
- We will be doing some topsoil and drainage this week.
- We will be paving the Walker Fire Dept. parking lot.
- Repaired a sewer manhole and working on a problem at the Exempts.
- Everything got sold at the Municipal Auction. I don't have the figures yet.
- We are keeping up with the grass in parks and Charlie is marking the fields.
- Security is going every night. Supervisor Roach pointed out that they don't have a master key and they had to call someone in for a light.
- We have approximately 100 yards of chips at \$1,900.00 for the playground and we have about 1/3 done.

Councilperson Michael Marchetti reported on the following:

- Hamlin Fire Department gave the Town of Hamlin a plaque for all that they do for them.
- United Way is done.
- Open house for the Hamlin Ambulance is May 20<sup>th</sup>, noon to 4 pm.
- Hilton-Parma Fire Dept. is going ahead with the building.

Councilperson George Todd had nothing to report.

Supervisor Roach added the following information:

- The Historian reports that her book is still selling. Also that New York State Office of Parks, Recreation and Historic Preservation has notified her that at the

November meeting the Schoolhouse and Barn will be put on the National Registry. The Historian also feels she can take care of the Bell Tower with her account this year.

- Memorial Day Parade is on May 28<sup>th</sup> at 1 pm from the K & K to the VFW.

### **EXECUTIVE SESSION**

Resolution #157 A motion was made by Supervisor Roach, seconded by Councilperson Todd to enter into an Executive Session at 9:03 pm for a personnel matter. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

### **COME OUT OF EXECUTIVE SESSION**

Resolution #158 A motion was made by Councilperson Rose, seconded by Councilperson Todd to come out of Executive Session at 9:15 pm. Members polled: Councilperson Marchetti aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

### **ADJOURNMENT**

A motion was made by Supervisor Roach, seconded by Councilperson Rose to adjourn the meeting at 9:18 pm as all business had been concluded.

Respectfully submitted,

Kathi A. Rickman, RMC/CMC  
Hamlin Town Clerk