

TOWN OF CLARKSON  
TOWN BOARD MEETING  
April 28, 2015

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, April 28, 2015 at the Clarkson Town Hall, 3710 Lake Road, Clarkson, NY at 6:00 PM.

PRESENT:

Paul Kimball	Supervisor
Allan Hoy	Councilperson
Christa Filipowicz	Councilperson
Patrick Didas	Councilperson
Jackie Smith	Councilperson
Sharon Mattison	Town Clerk
Robert Viscardi	Highway Supt.
Richard Olson	Attorney for the Town

ALSO:

Kristin Coon	Ass't to Supervisor
Chad Fabry	Building Insp/Code Enf.
Christine McGough	Assessor's Office

\*\*excused

Supervisor Kimball opened the meeting, and Sharon Mattison, Town Clerk led all those present in the Pledge of Allegiance. A moment of silence was observed for those serving in the military.

**OPEN FORUM**

Al Spaziano, Project Leader and Mike Tremiti of Morgan Management spoke on behalf of the Brook Field at Clarkson project. Supervisor Kimball stated that the Board would like to have an informal public information meeting illustrating the three different plans. Councilperson Didas added that the public needs to be educated on what was originally proposed as well as the current plans. It was suggested that the meeting be held at Goodwin Lodge and include picture boards of similar projects, a site map, and any other props that would be useful to residents. A two-week notice will be given to all residents who live within 500 feet of the proposed project location. In addition, the meeting will be advertised in the Hamlin Herald.

**PUBLIC HEARING: LOCAL LAW #2-2015; LOCAL LAW TO CHANGE ASSESSMENT GRIEVANCE DAY IN THE TOWN OF CLARKSON**

Supervisor Kimball called the public hearing to order at 6:05 PM. No one spoke. Supervisor Kimball closed the public hearing. Attorney for the Town, Richard Olson stated that a Local Law will be necessary to reverse this action before the 2016 Assessment Grievance Day.

**RESOLUTION ADOPTING LOCAL LAW #2-2015 LOCAL LAW TO CHANGE ASSESSMENT GRIEVANCE DAY IN THE TOWN OF CLARKSON**

Introduced by: Councilperson Smith  
Seconded by: Councilperson Filipowicz

**Whereas**, on April 14, 2015, this board ordered that a Public Hearing be held to consider this proposed local law and set April 28, 2015 at 6:00 p.m. at the Town Hall, 3710 Lake Road Clarkson as the date, time and place of the Public Hearing; and

**Whereas**, the notice of this hearing was duly published and posted as required by law; and

**Whereas**, the Public Hearing was duly held on April 28, 2015 at 6:00 p.m. at the Town Hall, 3710 Lake Road, Clarkson, New York and all parties in attendance were permitted an opportunity to speak on behalf or in opposition to said proposed Local Law, or any part thereof, and

**04.28.15**

**Whereas**, this action is a Type II action under the State Environmental Quality Review Act and not subject to further review; and

**Whereas**, the Town Board after due deliberation finds it in the best interest of the Town to adopt said Local Law;

**Now, therefore**, be it resolved:

**Section 1.** That the Town Board of the Town of Clarkson hereby enacts Local Law #2-2015, "Local Law to Change Assessment Grievance Day in the Town of Clarkson."

**Section 2.** That the Town Clerk is to file a copy of this Local Law with New York State as required by law.

**Section 3.** That this resolution shall take effect immediately

**VOTE OF THE BOARD**

AYES: Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Smith

NAYS: None

\* **Local Law #2 attached at end of minutes**

**SPECIAL DISTRICTS**

Supervisor Kimball stated that he received an email from Chatfield Engineers regarding Clarkson Parma Town Line Road, on the Parma side. There is a proposed 10-lot subdivision they have decided to re-visit the possibility of a water district in this area.

**SUPERVISOR REPORTS**

Sup. Kimball reported that he received a call from Pat Bassett regarding proposed development. P. Bassett will be attending the May 12<sup>th</sup> Town Board meeting.

**TOWN CLERK REPORTS**

S. Mattison had nothing to report

**BUILDING INSPECTOR REPORTS**

C. Fabry reported he is very busy with building permit applications. Both Bowen properties recently sold. The house was sold to a pair of investors who want to open a veteran halfway/outreach house. The house is zoned for it and only has some minor construction issues to complete. The other property was sold to an individual to use for storage. The land is for sale as well. C. Grasta has six new foundations in the ground for the Autumn Woods complex. Work is progressing nicely on the old nursing home project.

**ASSESSOR REPORTS**

C. McGough reported that the 2015 tentative roll has been posted to the website and will be delivered tomorrow. Change of assessment notices will go out in the mail tomorrow. Councilperson Didas asked for an update on the status of her certification. C. McGough remarked that she has applied to NYS to be the sole appointed assessor. She was informed that she would have to reapply after six months as a data manager. June 30<sup>th</sup> is the six-month mark and she will reapply at that time. If that is approved, then she can become the sole appointed assessor. Once appointed as the sole assessor, we will no

longer need to retain Christopher Lyon as the acting assessor. She has three years to complete courses required for certification. She has completed one and has two scheduled for this summer. Christine's intent is to have all courses completed within one year.

#### **04.28.15**

#### **HIGHWAY SUPT. REPORTS**

B. Viscardi stated that spring work is underway. Spring Junk Days begin Saturday, May 2<sup>nd</sup> with Spring Brush Pick-Up starting on May 4<sup>th</sup>. He remarked that last year they purchased three older vehicles: Two 6-wheelers and an Army tractor trailer for approximately \$15,000. These were all rebuilt over the winter. At this time, he is proud to report that the value of the tractor is \$50,000 and the other two vehicles approximately \$25,000 each. He is estimating that these trucks will last another ten years. The Board voiced their appreciation for the hard work done by the Highway Department.

B. Viscardi reported that the turbo went on the Transfer Station truck and this will be repaired. The box for recyclables has to be replaced which will cost approximately \$6,000. Plastic/glass/paper is all dumped into the same box and we pay Suburban Disposal \$160 twice a month to empty these containers. Bob will report back at the next meeting on what it would cost to haul our own comingles.

#### **AUDIT—04-02-2015**

Motion by Councilperson Hoy

Seconded by Councilperson Smith

To authorize payment of audit 04-02-2015 to include the following:

Vouchers 20150336-20150370; Total \$25,705.34; Gen. \$8,229.47; Hwy. \$17,323.22; SS \$152.65

For distribution checks from 30099 - 30131

Unanimously carried

#### **EXECUTIVE SESSION**

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To enter executive session at 6:25 P.M. to discuss a personnel matter.

Unanimously carried

#### **RETURN TO REGULAR SESSION**

Motion by Councilperson Hoy

Seconded by Councilperson Filipowicz

To return to regular session at 6:40 P.M.

Unanimously carried

#### **MOTION TO ADJOURN**

Motion to adjourn at 6:40 P.M. by Councilperson Hoy

Seconded by Councilperson Didas

Unanimously carried

Respectfully submitted,

Sharon S. Mattison

Town Clerk

Approved 05-12-2015

**LOCAL LAW #2-2015; LOCAL LAW TO CHANGE ASSESSMENT GRIEVANCE  
DAY IN THE TOWN OF CLARKSON**

**§1. Title**

This law shall hereinafter be known and cited as “Local Law to Change Assessment Grievance Day in the Town of Clarkson.”

**§ 2. Purpose and intent.**

Pursuant to Article 5 of the New York State Real Property Tax Law, The Town is required to have an annual grievance day for property owners to grieve their assessment. Said Law sets a statewide day of the 4<sup>th</sup> Tuesday in May. The law also requires that the appointed Sole Assessor be in attendance for Grievance Day. As of the enactment of this Local Law, Clarkson’s Assessor also is the Sole Assessor in the Town of Canandaigua in Ontario County. Being that it is not possible for the Assessor to be in both places at once, the purpose of this Local Law is to change the Grievance Day in the Town of Clarkson.

**§3. Legislative authority.**

This local law is enacted pursuant to Article 5 of the Real Property Tax Law, Article 2 of the Municipal Home Rule Law; and Article IX of the New York State Constitution

**§4. Change in Grievance Date.**

That the day for Grievance Day in the Town of Clarkson is established as the day following the 4<sup>th</sup> Tuesday of May.

**§5. Severability.**

If any clause, sentence, phrase, paragraph or any part of this chapter shall for any reason be adjudicated finally by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this chapter but shall be confined in its operation and effect to the clause, sentence, phrase, paragraph or part thereof directly involved in the controversy or action in which such judgment shall have been rendered. It is hereby declared to be the legislative intent that the remainder of this chapter would have been adopted had any such provisions been excluded.

**§ 5. Repealer.**

All local laws or parts of local laws inconsistent or in conflict with this local law are hereby repealed to the extent of such conflict or inconsistency.

**§6. Effective Date**

This Local Law shall become effective upon enactment and filing with the Secretary of State.