

TOWN OF CLARKSON  
TOWN BOARD MEETING  
July 14, 2015

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, July 14, 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	Assessors 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**

Tom Mayer of 8359 Ridge Road has lived in Clarkson since 1977. He is concerned about a neighboring property that has a chicken coop in the front yard and the lawn has not been cared for. He is requesting that the Town Board have this property evaluated to determine if there are any code violations. Supervisor Kimball reassured him that he will have Chad Fabry, the Code Enforcement Officer, inspect this property.

Kurt Smith of 3123 Clarkson Parma Town Line Road questioned when the ditching project would start on his road. Highway Superintendent Bob Viscardi stated this work is scheduled to begin tomorrow, July 15<sup>th</sup>. Supervisor Kimball added that this is a County-owned road so the Town needs to get the County's permission to do this work in order to receive reimbursement.

Cody Dean, Chief Brockport Ambulance shared up-to-date statistics and services offered with the Board. C. Dean stated that Brockport Ambulance has proven themselves and that there no longer is a reason not to return to Brockport Ambulance. Brockport Ambulance received an award: *2014 Agency of the Year*, which they had to apply for this award.

**PROPOSED EXPRESS MART PRESENTATION**

Supervisor Kimball reported that he met with the DRC for preliminary discussions regarding the development of the southeast corner (McCagg house) of the intersection at Ridge Road and Sweden Walker Road.

Betsy Brugg of Woods Oviatt Gilman led the Express Mart presentation. Drawings of the proposed development were shared and reviewed. The site size is approximately 2.9 acres and will include a convenience store, two fast food stores (e.g. Tim Hortons, Dunkin' Donuts; Subway), one with a drive-through, and a drive-through car wash. They have tried to make the design "village friendly" in keeping with the Town's desire for a hamlet style. The biggest issue is the split zoning; currently RS-20 and need Highway Commercial. The Planning Board is already reviewing the concept of this proposed development. A lengthy question and answer session ensued including issues regarding zoning, design, visibility, landscaping/green space, sidewalks, drainage, curb cuts, and shared access.

**07.14.15**

Ms. Brugg questioned whether or not the Town Board would be in support of this zoning change/proposed development before Express Mart continues pursuing this project.

It was decided that Ms. Brugg would leave the renderings at the Town Hall for further review by Board members.

**RESOLUTION REQUIRING CUTTING OF GRASS**

**PRESENT:** Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Smith

**ABSENT:** None

Introduced by: Councilperson Didas

Seconded by: Councilperson Smith

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **334 Gilmore Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

**NOW, THEREFORE, BE IT RESOLVED:**

**Section 1.** That the Building Inspector is directed to mail and post the notice as set forth in Local Law #2-2009;

**Section 2.** That if the condition is not remedied within ten (10) days of the notice, the Building Inspector shall notify the Highway Superintendent who is directed to take appropriate action to remedy the condition;

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

**VOTE OF THE BOARD**

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

**NAYS:** None

**RESOLUTION REQUIRING CUTTING OF GRASS**

**PRESENT:** Supervisor Kimball, Councilpersons, Hoy, Filipowicz, Didas and Smith

**ABSENT:** None

Introduced by: Councilperson Didas

Seconded by: Councilperson Smith

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **3770 Lake Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

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**Section 1.** That the Building Inspector is directed to mail and post the notice as set forth in Local Law #2-2009;

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**VOTE OF THE BOARD**

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

NAYS: None

**RESOLUTION REQUIRING CUTTING OF GRASS**

**PRESENT:** Supervisor Kimball, Councilpersons, Hoy, Filipowicz, Didas and Smith

**ABSENT:** None

Introduced by: Councilperson Didas

Seconded by: Councilperson Smith

**Whereas,** the Town Board has received a report from Chad Fabry, Building Inspector that property at **3250 Lake Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas,** the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas,** pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

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

**VOTE OF THE BOARD**

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

NAYS: None

**RESOLUTION REQUIRING CUTTING OF GRASS**

**PRESENT:** Supervisor Kimball, Councilpersons, Hoy, Filipowicz, Didas and Smith

**ABSENT:** None

Introduced by: Councilperson Didas

Seconded by: Councilperson Smith

**Whereas,** the Town Board has received a report from Chad Fabry, Building Inspector that property at **8470 Ridge Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**07.14.15**

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

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**VOTE OF THE BOARD**

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

NAYS: None

**RESOLUTION REQUIRING CUTTING OF GRASS**

**PRESENT:** Supervisor Kimball, Councilpersons, Hoy, Filipowicz, Didas and Smith

**ABSENT:** None

Introduced by: Councilperson Didas

Seconded by: Councilperson Smith

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **8438 Ridge Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

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

**Section 1.** That the Building Inspector is directed to mail and post the notice as set forth in Local Law #2-2009;

**Section 2.** That if the condition is not remedied within ten (10) days of the notice, the Building Inspector shall notify the Highway Superintendent who is directed to take appropriate action to remedy the condition;

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

**VOTE OF THE BOARD**

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

NAYS: None

**07.14.15**

**RESOLUTION REQUIRING CUTTING OF GRASS**

**PRESENT:** Supervisor Kimball, Councilpersons, Hoy, Filipowicz, Didas and Smith

**ABSENT:** None

Introduced by: Councilperson Didas

Seconded by: Councilperson Smith

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **7661 Ridge Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

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

**Section 1.** That the Building Inspector is directed to mail and post the notice as set forth in Local Law #2-2009;

**Section 2.** That if the condition is not remedied within ten (10) days of the notice, the Building Inspector shall notify the Highway Superintendent who is directed to take appropriate action to remedy the condition;

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

**VOTE OF THE BOARD**

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

**NAYS:** None

**RESOLUTION REQUIRING CUTTING OF GRASS**

**PRESENT:** Supervisor Kimball, Councilpersons, Hoy, Filipowicz, Didas and Smith

**ABSENT:** None

Introduced by: Councilperson Didas

Seconded by: Councilperson Smith

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **8162 Ridge Road, Clarkson, NY** has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

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

**Section 1.** That the Building Inspector is directed to mail and post the notice as set forth in Local Law #2-2009;

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**Section 2.** That if the condition is not remedied within ten (10) days of the notice, the Building Inspector shall notify the Highway Superintendent who is directed to take appropriate action to remedy the condition;

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

**VOTE OF THE BOARD**

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

NAYS: None

**BUILDING INSPECTOR VEHICLE PURCHASE**

Supervisor Kimball reported that B. Viscardi and C. Fabry are reviewing vehicle options and lease options. Pick-up trucks are higher in resale. Arrangements will be made for a state bid in two weeks.

**RESOLUTION ADOPTING REVISED STANDARD WORKDAY FOR RETIREMENT PURPOSES**

**PRESENT:** Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Smith

**ABSENT:** None

Introduced by Councilperson Hoy

Seconded by Councilperson Didas

To adopt the revised Standard Work Day and Reporting Resolution for retirement purposes. Revisions include the addition of K. Coon, C. McGough, K. Kemp, M. D. Rejewski, S. Burke and U. Liotta to the reporting resolution.

**VOTE OF THE BOARD**

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

NAYS: None

**PARKS REVIEW COMMITTEE**

Supervisor Kimball asked for a volunteer to chair a Parks Committee, beginning in September. Councilperson Smith volunteered.

**DISCUSS PROPOSED LIBRARY DISTRICT**

Supervisor Kimball advised Carl Gouveia, Seymour Library Director, that he and the other Board members were surprised by his obtaining approval from the Assembly and Senate for a library district as they were not aware that this was taking place. The legislation will go before the Governor next. Mr. Gouveia reviewed the process of district formation. Council Didas requested that the Town Board be kept informed of this continuing process. Mr. Gouveia commented that the NYS Department of Education has recommended that most libraries move toward districting. If the district is approved by the Governor, it would then go before voters in the Town of Sweden, Village of Brockport and Town of Clarkson. This election would allow voters to choose whether or not they are in favor of a library district or to keep things the same. Discussion took place on the pros and cons of a library district, governing structure, as well as financial/budget responsibilities.

Kayla Devine of the NYS Budget Office recently contacted Supervisor Kimball requesting a letter indicating Clarkson's official position on the library district legislation. After further discussion, it was decided that Attorney Olson will draft a letter stating that Clarkson supports legislation that would allow residents to vote on whether or not they are in favor of a library district.

Supervisor Kimball commented that Mr. Gouveia has done an excellent job at the Seymour Library. Mr. Gouveia thanked him and reviewed progress on continued renovations/improvements to the library.

**07.14.15**

**MOTION DIRECTING ATTORNEY TO DRAFT LETTER ALLOWING RESIDENTS TO VOTE FOR OR AGAINST A LIBRARY DISTRICT TO DETERMINE THE COMMUNITY'S PREFERENCE**

Motion by Councilperson Smith

Seconded by Councilperson Hoy

Motion to direct Attorney Olson to draft a letter stating that Clarkson supports legislation that would allow residents to vote on whether or not they are in favor of a library district.

Unanimously carried

**MOTION SCHEDULING A PUBLIC INFORMATION MEETING TO DISCUSS PROPOSED EXTENSION TO CLARKSON PARMA TOWN LINE ROAD WATER DISTRICT**

Motion by Councilperson Filipowicz

Seconded by Councilperson Didas

To schedule a public information meeting to be held on July 28<sup>th</sup> at 6:00 PM at the Town Hall.

Unanimously carried

Discussion: The Town Clerk will send letters to the involved residents on Clarkson Parma Town Line Road along with Town of Parma officials notifying them of the meeting.

**MOTION ACKNOWLEDGING RECEIPT OF SUPERVISOR'S FINANCIAL REPORT**

Motion by Councilperson Didas

Seconded by Councilperson Hoy

Acknowledging receipt of Supervisor's Financial Report.

Unanimously carried

**TOWN CLERK REPORTS**

S. Mattison reported that Bret Schmidt, Safety and Health Inspector for the NYS Dept. of Labor inspected the Town Hall this week. He had a couple minor suggestions and will send a written report in the near future.

**BUILDING INSPECTOR REPORTS**

C. Fabry was absent.

**ASSESSOR REPORTS**

C. McGough was absent.

**HIGHWAY SUPT. REPORTS**

B. Viscardi reported that highway crews are currently working on six road projects in Greece and a drainage project in Clarkson.

**MINUTES**

Motion by Councilperson Smith

Seconded by Councilperson Didas

To approve June 9, 2015 minutes.

Unanimously carried

**MINUTES**

Motion by Councilperson Smith

Seconded by Councilperson Didas

To approve June 23, 2015 minutes.

Unanimously carried

**07.14.15****AUDIT—07-01-2015**

Motion by Councilperson Hoy

Seconded by Councilperson Smith

To authorize payment of audit 07-01-2015 to include the following:

Vouchers 20150551-20150595; Total \$30,560.76; Gen. \$5,857.09; Hwy. \$21,246.87;

SL \$3,394.30; SS \$62.50

For distribution checks from 30299 - 30340

Unanimously carried

**EXECUTIVE SESSION**

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To enter executive session at 7:30 P.M. to discuss a personnel matter.

Unanimously carried

**RETURN TO REGULAR SESSION**

Motion by Councilperson Hoy

Seconded by Councilperson Smith

To return to regular session at 8:25 P.M.

Unanimously carried

**MOTION TO APPROVE SALARY INCREASE; DONALD SIGLER MEO**

Motion by Councilperson Didas

Seconded by Councilperson Smith

To approve a salary increase for Donald Sigler from MEO Step 4 to Step 6 at \$18.65/hr.

Unanimously carried

**MOTION TO ADJOURN**

Motion to adjourn at 8:26 P.M. by Councilperson Filipowicz

Seconded by Councilperson Didas

Unanimously carried

Respectfully submitted,

*Sharon S. Mattison*

Town Clerk

Approved 07-28-15