

TOWN OF CLARKSON  
TOWN BOARD MEETING  
July 28, 2015

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, July 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 Superintendent
Richard Olson	Attorney for the Town

ALSO:

Kristin Coon	Assistant to Supervisor
Chad Fabry	Building Inspector/Code Enforcement Officer
Christine McGough	Assessor
Kathy Kemp	Deputy Town Clerk

\*\*excused

Supervisor Kimball opened the meeting, and Kathy Kemp, Deputy Town Clerk led all those present in the Pledge of Allegiance. A moment of silence was observed for former Clarkson Town Justice Stanley Pogroszewski who recently passed away.

**CLARKSON-PARMA TOWN LINE ROAD WATER DISTRICT**

Supervisor Kimball started the informational session by announcing that current cost estimates for this proposed water district have been reduced because of a subdivision in Parma which would provide ten additional parcels. JP Schepp, Town Engineer was present and reviewed the process. Highway staff from both Clarkson and Parma would do most of the work which makes the project more cost effective. Currently there are 45 parcels which would share the annual costs of the water district. With a connection at Peck Road, the average annual cost per parcel would be \$813.23; connection at Ridge Road would be \$827.80. JP estimates the average annual cost of water to be approximately \$200 per parcel. Attorney Olson remarked that as long as the annual cost per parcel is \$862 or less, the Towns will not have to submit paperwork to the NYS Comptroller's Office. Once all work is completed, charges would be added to the Town and County Tax bill. A lengthy question and answer session followed:

J. London of 4079 Clarkson-Parma Town Line Road questioned what would happen if the land for new ten lots in Parma was sold? Supervisor Kimball said the contractor for this subdivision would have a contract with the Town agreeing to the creation of ten new parcels.

D. Harris of 3205 Clarkson-Parma Town Line Road also questioned the subdivision. Supervisor Kimball reiterated that the subdivision owners have to agree to ten new parcels before they will be allowed to proceed.

J. Hoffman of 3313 Clarkson-Parma Town Line Road wanted to confirm that as the number of parcels increases, the cost per parcel decreases.

B. Chambers of 3289 Clarkson-Parma Town Line Road asked if residents had to hook up to this water line. Supervisor Kimball said no, but if the majority votes for the district, then all property owners would have to pay regardless.

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K. Yousey of 3057 Clarkson-Parma Town Line Road questioned the cost/procedure to cap private or abandoned wells. JP Schepp responded by stating that the Monroe County Water Authority requires private lines and public lines to be separate and they do inspect these annually.

Other points discussed:

- Until mapping is complete, we do not know which side of the road will be utilized, but the connection will be made available on both sides.
- It is estimated that the new subdivision in Parma will be approved in November of 2015.
- Per the Monroe County Water Authority, duct pipe must be used as opposed to plastic pipe.
- There is no State grant money available for water districts in Monroe County as income levels are too high.
- The cost of bringing the water line to the home will be approximately \$15/foot.
- If a resident is unable to sign the petition in-person, it can be done by mail with a notarized signature.

Within the next 30 days, property owners will be notified that a formal petition will be available at their respective town hall. If interested in pursuing this water district, they need to sign the petition. Residents will be given approximately 30 days to sign the petition. If the majority votes in favor of the water district, then a formal public hearing will be scheduled and the project moves forward.

**OPEN FORUM**

No one spoke.

**RESOLUTION REQUIRING CUTTING OF GRASS**

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

**ABSENT:** None

Introduced by: Councilperson Filipowicz

Seconded by: Councilperson Didas

**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

**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;

**07.28.15**

**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 Filipowicz

Seconded by: Councilperson Didas

**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;

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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 Filipowicz

Seconded by: Councilperson Didas

**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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**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 Filipowicz

Seconded by: Councilperson Didas

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at **288 Lawrence 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:**

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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 Filipowicz

Seconded by: Councilperson Didas

**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

**07.28.15**

**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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**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 Filipowicz

Seconded by: Councilperson Didas

**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

**07.28.15**

**RESOLUTION REQUIRING CUTTING OF GRASS**

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

**ABSENT:** None

Introduced by: Councilperson Filipowicz

Seconded by: Councilperson Didas

**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;

**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**

C. Fabry reported that 2015 vehicles are gone and they are waiting for 2016 bids. As soon as they have an amount, K. Coon will talk with Five Star Bank about lease options.

**CODE ENFORCEMENT SCHOOL**

C. Fabry commented that it would be helpful if the Building Department Clerk had code enforcement training. These classes are three days/month for nine months and are free.

Motion by Councilperson Smith

Seconded by Councilperson Didas

To approve Kristen DiFilippo to attend code enforcement training classes.

Unanimously approved

**BUILDING DEPARTMENT FEE SCHEDULE**

It was noted that the fee schedule needs to be revised to reflect the \$1,500 Incentive Zoning Application Fee. This fee was approved by resolution on February 24, 2015.

**DISCUSS PROPOSED LIBRARY TAXING DISTRICT**

Sriram Bakshi, Seymour Library Trustee, spoke in support of the district stating that this district is not being formed just to collect more money through taxes. He reviewed the pros and cons of districting. Supervisor Kimball spoke on behalf of the Board stating the lack of communication surrounding the process of district formation is disconcerting.

**07.28.15**

Carl Gouveia, Director of the Seymour Library, apologized for his lack of communication. He stressed that before the public would vote on the district, the budget would be available for review, thus alleviating any concerns about increased financial burden.

**RESOLUTION BY THE TOWN OF CLARKSON REQUESTING GOVERNOR CUOMO NOT SIGN NYS LEGISLATION A-7735 AND S-5942 CREATION OF SEYMOUR PUBLIC LIBRARY DISTRICT**

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

**ABSENT:** None

Introduced by Councilperson Didas

Seconded by Councilperson Hoy

**WHEREAS**, NYS Assembly Bill A-7735 and NYS Senate Bill S-5942 calling for the creation of the Seymour Public Library District were passed on June 17, 2015; and

**WHEREAS**, the Town Board of the Town of Clarkson believes that the creation of a new taxing authority to wit, the Seymour Public Library District, is not in the best interests of the taxpayers of the Town of Clarkson; and

**WHEREAS**, when similar legislation proposing the creation of a Seymour Library District was discussed in 2014, the Town Board of the Town of Clarkson unanimously opposed such legislation; and

**WHEREAS**, the Town Board of the Town of Clarkson is committed to meeting the Seymour Library's reasonable budget requests in the future without the creation of an unnecessary taxing authority.

**NOW, THEREFORE BE IT RESOLVED** by the Town Board of the Town of Clarkson, Monroe County, New York, as follows:

**SECTION I:** The Town Board does hereby request that Governor Cuomo **not** sign NYS Assembly Bill A-7335 and NYS Senate Bill S-5942, Creation of the Seymour Public Library District.

**SECTION II:** That the Town Board of the Town of Clarkson joins with its partner, the Town Board of the Town of Sweden to continue the long history of cooperatively funding the Seymour Library so as to prevent the creation of an unnecessary taxing authority.

**SECTION III:** That this resolution shall take effect immediately

**VOTE OF THE BOARD:**

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

**NAYS:** Councilperson Smith

**INTERSECTION AT LAWRENCE AND SWEDEN WALKER ROAD**

After a short discussion regarding this hazardous intersection, it was decided that Supervisor Kimball and C. Fabry will jointly review this location. A resolution may be required a safety study by the state to see if this intersection qualifies for a four-way stop or some other type of traffic control strategy.

**FORMER TOWN TREATMENT PLANT**

Maps were shared regarding a former town treatment plant property. It was determined that this parcel can be sold to the interested resident. C. Lyon will be contacted for an appraisal.

**07.28.15**

**TOWN CLERK REPORTS**

Nothing to report.

**MOTION TO ACCEPT RESIGNATION OF DOG CONTROL OFFICERS**

Motion by Councilperson Hoy

Seconded by Councilperson Smith

To accept the resignation of Kathy Beaumont, Dog Control Officer and Paul Beaumont, Deputy Dog Control Officer, effective August 1, 2015.

Unanimously carried

Supervisor Kimball has been in contact with the Town of Hamlin's Dog Control Officer who may consider assuming dog control duties in Clarkson.

**BUILDING INSPECTOR REPORTS**

C. Fabry reported that both of Carl Grasta's projects continue to be very productive. In addition, new builds are going up on Amenity Drive and 415 Lawton Road. Chad has been fielding a lot of questions about the proposed developments on Sweden Walker Road.

**ASSESSOR REPORTS**

C. McGough will be resigning her position as Assessor. She thanked the Town for the opportunity to work in Clarkson. She reported that 2016 rolls are underway. Supervisor Kimball will confer with neighboring towns about the possibility of shared assessor services.

Motion by Councilperson Didas

Seconded by Councilperson Smith

To accept the resignation of Christine McGough effective August 7, 2015.

Unanimously carried

**HIGHWAY SUPT. REPORTS**

M. Farrell, Highway Foreman, reported that staff has been very busy with County jobs as well as work on Redman Road.

**MINUTES**

Motion by Councilperson Didas

Seconded by Councilperson Hoy

To approve July 14, 2015 minutes.

Unanimously carried

**AUDIT—07-02-2015**

Motion by Councilperson Hoy

Seconded by Councilperson Smith

To authorize payment of audit 07-02-2015 to include the following:

Vouchers 20150596-20150651; Total \$34,171.14; Gen. \$26,969.43; Hwy. \$7,069.48; SS \$132.23.

For distribution checks from 30341 to 30391.

Unanimously carried

**EXECUTIVE SESSION**

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To enter executive session at 7:18 P.M.

Unanimously carried

**RETURN TO REGULAR SESSION**

Motion by Councilperson Smith

Seconded by Councilperson Filipowicz

To return to regular session at 8:18 P.M.

Unanimously carried

**07.28.15**

**MOTION TO ADJOURN**

Motion to adjourn at 8:19 P.M. by Councilperson Smith

Seconded by Councilperson Hoy

Unanimously carried

Respectfully submitted,

*Kathy Kemp*

Deputy Town Clerk

Approved 08-11-2015