

Parma Town Board meeting held on Tuesday, April 20, 2010 at the
Parma Town Hall, 1300 Hilton Parma Corners Road, Hilton, New York.

ATTENDANCE

Supervisor	Peter McCann	
Councilman	Carm Carmestro	
Councilman	James Smith	
Councilman	Gary Comardo	
Councilman	James Roose	
Highway Superintendent	Brian Speer	
Recreation Director	Steve Fowler	
Absent	Building Inspector	Jack Barton

OTHERS IN ATTENDANCE

Mike Weldon, Charles Lissow, John Chart, Carol Kluth, Scott Copey, Gene DeMeyer, Jim Zollweg, Park Foreman Joe Petricone, Building Inspector Bob Prince, and other unidentified members of the public.

CALL TO ORDER

Supervisor McCann called the meeting to order at 6:30 p.m. and lead those present in the Pledge of Allegiance to the Flag, followed by a moment of silence. Supervisor McCann noted emergency exit procedures.

PUBLIC FORUM

Supervisor McCann asked if there was any citizen present who would like to address the Town Board on any topic not on the agenda.

WAIVER OF BUILDING PERMIT FEE – TEMPORARY ACCESSIBLE RAMP

Bob Prince informed the Town Board he has spoken with a resident regarding an application for a temporary accessible ramp. He did not know how long the ramp would be needed. He noted the Hilton Rotary Club will be involved in the installation of the ramp and requested permission to waive the application fee. Mr. Prince was asked to identify the length of time the ramp would be in place.

RESOLUTION NO. 91-2010 Motion by Councilman Carmestro, seconded by Councilman Comardo, to waive the building permit fee for a temporary accessible ramp to be installed at 127 North Avenue to assist them in this dire time of need.

Motion carried: Aye 5 Nay 0

Richard Lemcke stated that Mr. Chart donated \$500 to Supervisor McCann's election campaign and asked if Supervisor McCann would be abstaining from any votes regarding the lawsuit Mr. Chart has brought against the Town. Supervisor McCann responded that he would probably not abstain.

John Chart asked for an explanation of what Warrant meant as it pertains to the agenda. It was explained that it is a summary of the bills to be paid.

MINUTES – APRIL 6, 2010

RESOLUTION NO. 92-2010 Motion by Councilman Comardo, seconded by Councilman Roose, to accept the Minutes of the April 6, 2010 meeting and

include the change to the draft “other than the readvertising” at the sentence ending with “...and the Town not incur additional expense” on page three, under the topic of Waiver of Fee – Zoning Board of Appeals.

Motion carried: Aye 5 Nay 0

TOWN CLERK REPORT

The Town Clerk reminded Board members to submit agenda topics for the joint meeting. Councilman Carmestro asked that the Special Police, purchase of senior vehicle and later in the meeting an update on changes to Hovey Street be added to the agenda. The joint meeting will be held next Tuesday at the Town Hall starting at 6:30 p.m.

HIGHWAY DEPARTMENT REPORT

Supt. Speer entered the meeting and reported that crews have started spring brush pickup and noted in addition to our equipment the department is using a truck and chipper from the Village. They are somewhat behind as they are down staffing due to an injury, vacation and an unexpected absence. They are also working on miscellaneous drainage work and other smaller jobs.

Supt. Speer reported the condition of Draffin Road is worse than originally thought. He expects to have to request additional funds as it will require more work than previously reported to the Town Board. He expects that the Monroe County and school district work will be about the same as last year.

Supt. Speer discussed the hiring of summer help for the department. He is now proposing the hiring of three part time seasonal people. One would be a college student from SUNY Brockport who would locate and map information (sewer connections, easements using GIS) at a cost of \$3,000. The other two individuals would be used for flag and miscellaneous work at \$7,000 each. Supt. Speer would like to see the entire amount come from B Surplus to the DB Fund. He suggested funds could then be returned to DB or B Surplus from Townwide Drainage and specific sewer maintenance fees once the breakout of hours can be identified for each district.

There was discussion on the amount going from \$28,000 last meeting to between \$17,000 and \$20,000 this meeting. It was explained that there are now three persons instead of four as originally proposed. There was discussion on the amount expected from County and school work. It was also noted that the Town will have to purchase a GPS unit at an approximate cost of \$800 at some point in the future in order to use and maintain the data collected. Supt. Speer would like to hire the part time help in May. Councilman Carmestro asked who the individuals were who would be hired. Supt. Speer responded they were kids they had last year; Jay Clifford and Greg Earnhart.

AUTHORIZATION TO HIRE PART TIME SUMMER HELP

RESOLUTION NO. 93-2010 Motion by Supervisor McCann, seconded by Councilman Smith, to authorize the hiring of two part time employees for the Highway Department and one college student for GIS survey data collection not to exceed \$20,000.

Motion carried: Aye 5 Nay 0

Hill Road Bridge Public Information Meeting – A public information meeting will be held on April 29, 2010 at 7:00 p.m. at the Parma Town Hall on the Hill Road Bridge Replacement Project.

BUILDING DEPARTMENT REPORT

There was no report as Mr. Barton was away on vacation.

RECREATION DEPARTMENT REPORT

Mr. Fowler reported spring programs are underway and the summer brochure will be going to the printer in mid May. Upcoming events include the Hilton Parma Senior Center 26th Anniversary Dinner on Saturday April 24th; the Parma Community Wide Garage Sale on May 13th through May 15th; and the Great Kite Flying Event at the Parma Town Hall Park on Saturday May 22nd.

The department has completed a Greater Rochester Health Foundation Mini Grant for \$2,340, which will provide the start up funding for a new program called University of FIT. FIT stands for "Fun in Town". The concept involves ten local recreational amenities that will provide a recreational opportunity over a period of ten semesters. To complete a diploma, students have one year to successfully complete the coursework. The first semester's course will be to play Parma's 18 Hole Disc Golf Course at 550 Peck Road. Information on the fitness impact will include the estimated number of calories burned based upon a weight, the length of the course, and the estimated time to complete. The program hopes to have 150 participants by the end of the year.

PARKS DEPARTMENT

Mr. Petricone reported painting is almost completed on the skate park ramps. There was discussion on the skate park rules and how they could be enforced. Helmets were the primary focus of the discussion. It was felt that Park staff should approach offenders and respectfully ask a person to comply. If the offender refused it should be reported to the Town Clerk or the Supervisor's office. A list of the rules will be provided to the Town Board for review.

Parking lot stripping has been started and will be completed at the Town Hall, the VFW lodge and the Historical Museum.

Status of Town Hall Park Field Lighting Project – A letter has been received from Chatfield Engineers indicating an expected completion date of August 31, 2010 and a final payment to be received September 30, 2010. A preconstruction meeting is planned for May. Reimbursement packet requesting \$21,000 as part of the \$250,000 grant was submitted a week ago.

BUSINESS ITEMS

SPECIAL ELECTION – CONSERVATION EASEMENT MARTIN FARM

Supervisor McCann reviewed the status of the special election and noted there are town resolutions before the Town Board for approval. The first resolution He noted as proposed tonight, the special election would be held on June 2, 2010 at the Parma Town Hall from 12:00 p.m. until 9:00 p.m. There will be two lever voting machines; the services of Lafayette Moving would be used to pick up, deliver and return the voting machines as the cost is very reasonable compared to doing it ourselves; eight inspectors will be used; and provisions will be made for voter registration and absentee ballots. Absentee ballots will be available through the Town Clerk's office. Supervisor read the following resolutions.

At a Regular Meeting of the Town Board in the Town of Parma, in the County of Monroe, State of New York, held at the Parma Town Hall on the 20th day of April, 2010.

RESOLUTION SUBMITTING TO REFERENDUM PROPOSITION TO PURCHASE REAL PROPERTY

RESOLUTION NO. 94-2010 Motion by Councilman Comardo, seconded by
Councilman Roose,

WHEREAS, the Town Board passed Resolution No. 68-2010 on March 2, 2010 authorizing the Town Supervisor to enter into a contract to purchase a conservation easement on certain real property known as 396 Burritt Road, Town of Parma, consisting of approximately one hundred fourteen (114) acres for the sum of Two Hundred Fifty-Nine Thousand and 00/100 Dollars (\$259,000.00) including all cost incidental thereto (the "Property"); and

WHEREAS, the purchase of the conservation easement is consistent with the priorities and goals identified in the Town's Agricultural & Farmland Protection Plan, adopted by the Town of Parma on April 7, 2009, to preserve viable farmland within the Town of Parma; and

WHEREAS, the Town has secured a grant in an amount not to exceed \$129,500.00 from Monroe County as part of the County's Green Space Initiative to defray up to one half of the total cost needed to purchase the Property; and

WHEREAS, a public hearing was conducted on December 1, 2009 and on March 2, 2010 in accordance with General Municipal Law §243; and

WHEREAS, the resolution to purchase the Property was made subject to Permissive Referendum pursuant to Article 7 of the Town Law; and

WHEREAS, on or about March 30, 2010, the Town Clerk of the Town of Parma did receive a duly executed petition protesting against such resolution and requesting that the resolution to purchase the Property be submitted to a vote of the qualified electors of the Town of Parma for their approval.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Parma in a regular session duly convened, does hereby authorize that a Special Town Election be held on June 2, 2010 at the Parma Town Hall located at 1300 Hilton-Parma Road Hilton, New York between the hours of 12:00 p.m. and 9:00 p.m. for the purpose of voting by ballot upon the following proposition:

"Proposition:

"Shall the Town of Parma purchase a conservation easement on approximately one hundred fourteen (114) acres of vacant land, (bearing tax account #032.03-2-8) for the cost of One Hundred Twenty Nine Thousand Five Hundred and 00/100 Dollars (\$129,500.00) representing one-half of the total cost of Two Hundred Fifty-Nine Thousand and 00/100 Dollars (\$259,000.00), the balance to be offset by a grant from the Monroe County Green Space initiative, which land, if acquired, will be preserved as farmland in the Town of Parma?"

and

BE IT FURTHER RESOLVED that the Town Clerk is hereby authorized and directed to publish and post notice of such Special Election in accordance with Article 7 of Town Law; and

This resolution shall take effect immediately.

VOTE OF THE TOWN BOARD

Supervisor	Peter McCann	Aye
Councilman	Carmey Carmestro	Nay
Councilman	James Smith	Aye
Councilman	Gary Comardo	Aye
Councilman	James Roose	Aye

Motion carried.

RESOLUTION OF TOWN BOARD OF TOWN OF PARMA
AUTHORIZING REGISTRATION OF QUALIFIED
ELECTORS AND PERMITTING ABSENTEE BALLOTS
FOR SPECIAL TOWN ELECTION ON JUNE 2, 2010

RESOLUTION NO. 95-2010 Motion by Councilman Comardo, seconded by
Councilman Roose

WHEREAS, the Town Board previously authorized that a Special Town Election of the qualified electors of the Town of Parma be held on June 2, 2010 at the Parma Town Hall between the hours of 12:00 p.m. and 9:00 p.m. ("Special Election") for the purpose of voting by ballot upon the following proposition:

Shall the Town of Parma purchase a conservation easement on approximately one hundred fourteen (114) acres of vacant land (bearing tax account #032.03-2-8), for the cost of One Hundred Twenty-Nine Thousand Five Hundred and 00/100 Dollars (\$129,500.00) representing one-half of the total cost of Two Hundred Fifty-Nine Thousand and 00/100 Dollars (\$259,000.00), the balance to be offset by a grant from the Monroe County Green Space initiative, which land, if acquired, will be preserved as farmland in the Town of Parma?

and

WHEREAS, all Town residents registered to vote with the Monroe County Board of Elections are eligible to vote at such Special Election; and

WHEREAS, in order to ensure that no qualified elector is disenfranchised, the Town Board has determined to require that all qualified electors eligible to vote in such Special Election be registered in accordance with Section 84 of Town Law; and

WHEREAS, the Town Board has further determined to permit the acceptance of absentee ballots at such Special Election upon application of the same in accordance with Section 84-a of Town Law;

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes the appointment of the following individuals to serve as a board of registration for the purpose of preparing a register of the qualified electors of the Town of Parma eligible to vote at the Special Election:

Donna K. Curry
Carrie Webster
Kerri Scoccia

and be it

FURTHER RESOLVED that residents registered to vote with the Monroe County Board of Elections are eligible to vote at such Special Election without further registration; and be it

FURTHER RESOLVED that such Board of Registration shall meet at the Parma Town Hall, 1300 Hilton-Parma Road, Hilton, New York each day beginning May 6, 2010, and ending May 21, 2010, excluding Saturdays, Sundays and holidays, between the hours of 8:00 a.m. and 4:00 p.m. and Thursdays until 6:00 p.m. for the purpose of registering any other electors qualified to vote in the Special Election to be held on June 2, 2010 and to provide application for absentee ballots to those otherwise qualified electors pursuant to Section 84-a of Town Law. Completed applications must be received by the Town Clerk at least seven (7) days prior to the Special Election if sent by mail to the voter, or the day before the Special Election, if the application is delivered personally to the voter or his or her agent. Absentee ballots must be received by the Town Clerk no later than June 2, 2010 at 5:00 p.m.

This Resolution shall take effect immediately.

VOTE OF THE TOWN BOARD

Supervisor	Peter McCann	Aye
Councilman	Carmey Carmestro	Nay
Councilman	James Smith	Aye
Councilman	Gary Comardo	Aye
Councilman	James Roose	Aye

Motion carried.

Clarification was provided on the timing for absentee ballot applications, the return of the actual absentee ballot and voters must be qualified voters of the Town of Parma and as such must be registered in order to vote.

LAND USE AGREEMENT – CONSOLIDATED OMEGA CORPORATION

Supervisor McCann reported he had spoken with the Mr. Hunte regarding the Highway Department use of 101 Heinz Street. Omega would like to see the Town rent it on a monthly basis.

RESOLUTION NO. 96-2010 Motion by Councilman Carmestro, seconded by Councilman Smith, to enter into a lease agreement for \$100 per month between the Town of Parma and Consolidated Omega Corporation for use of the property located at 101 Heinz Street by the Town of Parma Highway Department.

Motion carried: Aye 5 Nay 0

BUDGET TRANSFERS

TRANSFERS TO BUDGET

Mar-10

ACCT #	FROM DESCRIPTION	AMT.	ACCT #	TO DESCRIPTION	AMT.	REQUESTED
AOO510101021000	OFFICE EQUIPMENT	700.00	AOO510101043000	EDUCATIONAL	700.00	GAVIGAN
AOO516898948000	MISC REIMBURSEMENT	269.08	AOO516898940100	FRANCHISE FEES	20.78	GAVIGAN
	L UNAPPROPRIATED	3,293.64	AOO516898940200	COMIDA TAX BILL	248.30	GAVIGAN
	FUND BALANCE		LOO574741021000	OFFICE EQUIPMENT	3,293.64	KIRK

RESOLUTION NO. 97-2010 Motion by Councilman Roose, seconded by Councilman Comardo, to approve the Budget Transfers as submitted.

Motion carried: Aye 5 Nay 0

INFORMATIONAL ITEMS

MISCELLANEOUS ITEMS

Soil Testing Town Hall Park - Supervisor McCann reported the soil testing results have been received and are with Chatfield Engineers. The determination will be made by the Monroe County Health Department in conjunction with a representative from the New York State Department of Health. The State Department of Health representative has previously handled a similar case. The Town is waiting to hear from them. When asked if there was contamination, Supervisor McCann responded yes there is contamination but at what level and what remediation would be needed is not known. The response will come from the Monroe County Health Department in conjunction with the State Health Department. The County Health Department has the ultimate decision on what will be done. There was further discussion. He hoped that the results would be available along with any opinion and recommendations from the Monroe County Health Department by the next meeting.

There was discussion on should remediation be necessary that we see if the remediation could be held off till later in the year. Councilman Roose reported that he had spoken with the

gentleman at the Monroe County Health Department who would be making any decisions. This gentleman will work with the representative from the New York State Department of Health in determining what if anything would need to be done.

There was discussion on developing a contingency plan in case the worse case scenario is realized. It was noted that the football, soccer and lacrosse organizations could be affected. It was felt that having a plan in place that could be executed quickly would be appropriate. Thoughts and ideas were shared. Steve Fowler and Joe Petricone will work on contingencies. Supervisor McCann will let them know as soon as he is aware. It was clearly noted that the Town intends to abide by whatever the recommendation is from the Monroe County Health Department regardless of varying opinions that may exist within the public.

Insurance Coverage for Special Police – Supervisor McCann reported the endorsement for the Special Police is now in force.

LIAISON REPORTS

**Councilman Smith reported that the property owners for 5112 and 5114 Ridge Road West who applied to the Town Board on January 19, 2010 for rezoning. The request was tabled in January to give them time to come into compliance for a number of violations. As of April 15th, they have not come into compliance. It was noted that no further plans have been submitted to the Planning Board, no inspections and no further communication from them.

**Councilman Carmestro reported Park activities have already been discussed and that there was nothing new to report from the Fire Department. The Village Board will be holding a community awareness meeting to address residents concerns regarding a hotspot on Hazen Street. He also reported that Hovey Street is going to become one-way. An information meeting is planned and a public hearing is to be held. This will be added to the joint meeting agenda. Other items noted were a turnabout and a trouble spot behind Big M.

**Councilman Comardo reported there had been no Recreation Commission meeting since our last meeting.

**Councilman Roose reported there has been no further action by the Planning Board on the Doug Miller Sports Complex. They are awaiting input from the Conservation Board. Councilman Carmestro acknowledged that letters were sent to the property owner at 4 West Creek Drive (recent fire) regarding the status of the property and the Doug Miller Sports Complex to address parking issues in the fire lane and along Ridge Road.

CORRESPONDENCE

Ryan Hand. Greater Rochester Disc Golf Club	Thanking Town Board for use of VFW and Disc Golf Course. The tournament resulted in 100 pounds of food and \$700 in donations to the Hilton Parma Community Council of Churches
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WARRANT

RESOLUTION NO. 98-2010 Motion by Councilman Comardo, seconded by Councilman Roose, to approve payment of the warrant as submitted below.

FUND TOTALS

AOO	General Fund	\$	61,843.70
BOO	Part Town	\$	3,353.71
DAO	Highway, Townwide	\$	48,437.12
DBO	Highway, Part Town	\$	1,769.90
HCO	Park Lighting Capital Pr.	\$	104.20

SDO	Townwide Drainage	\$	375.00
TAO	Trust & Agency	\$	3448.20
	GRAND TOTAL:	\$	119,331.83

Motion carried: Aye 5 Nay 0

There being no further business brought before the Town Board, Councilman Comardo made a motion to adjourn the meeting at 7:56 p.m., seconded by Councilman Roose and all were in favor.

Respectfully submitted,

Donna K. Curry
Parma Town Clerk