

Parma Town Board meeting held on Tuesday, March 2, 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 Supt.	Brian Speer
Recreation Director	Steve Fowler
Building Inspector	Jack Barton

OTHERS IN ATTENDANCE

Assessor Don Wells, Park Foreman Joe Petricone, Assistant Historian Don Stilson, Fire Marshall/Building Inspector Bob Prince Eleanor Witty, Scott Copey, Gene DeMeyer, Pat Buskey, Helen Ives, Don Green, Mike Weldon, Sr., Jim Zollweg, Harold Wyant, Mike Wyant, Robert Crowley, Marilyn DeMeyer, Roger O'Dell, Village Trustee Larry Speer, Doug Haslip and other 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 HEARING FOR THE PURCHASE OF MARTIN FARM
CONSERVATION EASEMENT**

Supervisor McCann opened the new public hearing 6:32 p.m.; read the following legal notice; and noted that it had been published and posted as required by law.

**Legal Notice
Town of Parma
Public Hearing
Purchase of Conservation Easement for the Martin Farm
396 Burritt Road Tax ID# 264089 032.03-2-8**

PLEASE TAKE NOTICE that the Town Board of the Town of Parma shall hold and conduct a public hearing to consider the purchase of a conservation easement for the Martin Farm located at 396 Burritt Road. The public hearing will be held at the Parma Town Hall, 1300 Hilton Parma Corners Road on the 2nd day of March, 2010 at 6:30 p.m. and all interested persons shall be heard concerning the subject matter thereof.

Dates: February 17, 2010
Donna K. Curry, Town Clerk
Town of Parma

Scott Copey, Chairman of the Farmland and Open Space Committee, thanked the Supervisor and Town Board for another opportunity to provide public comment and input on what the committee hopes will be the cornerstone of a long term program. He also recognized Marilyn DeMeyer, Pat Buskey and Don Green as members of the committee. Mr. Green informed the audience of an upcoming agricultural awareness education opportunity that will be presented by the American Farmland Trust for local farmers and landowners of farmed land. It will be held on Wednesday, March 24, 2010 at 7:00 p.m.

at the VFW Lodge on Peck Road and will include information for farmers and farm land owners on today's farming needs and future preservation ideas.

Mr. Copey started the presentation on the conservation easement purchase for the Martin Farm by summarizing the Agricultural and Farmland Protection Plan which was approved by the Town Board, the Monroe County Farmland Protection Board and the New York State Department of Agriculture and Markets this past year. It was noted the Plan is available for viewing on the Town website. Recommendations of the Plan include public education and outreach; utility extension policies; agency and nonprofit partnerships; and establishment of a dedicated fund for purchase of land and or easements for development rights.

He explained that the criterion used was modeled after the New York State Department of Agriculture and Markets criteria and some other considerations. This included farmland viability such as soil suitability, whether a parcel is actively farmed, stability of the current farm operation; and potential for future farming of the parcel. Development pressures and other considerations of the State including zoning classification, the proximity other developed areas, in our case Village of Hilton and Town of Greece; the availability of utilities; and conservation of resources such as wetlands, waterways and habitats. Additional considerations included impact on community character, willingness of the landowner, and funding sources.

He noted the Martin parcel consists of 114 acres of which 110 acres consist of Class 1 or 2 primary agricultural soils. Ninety three acres are currently farmed, four and a half acres are wetland and 1.8 acres are woodlands. The Martins have actively farmed this parcel for decades. This parcel received thirty two out of thirty nine total possible points when ranked on the basis of the criterion. He noted the willingness of the landowner and their contact with the Genesee Land Trust. In addition the committee considered the impact on the community character because of the location and visibility of the parcel; the existing grant opportunity; and the stewardship of the property to provide ongoing care of the property and monitoring of the easement that would be provided by an agreement between the Town and Genesee Land Trust.

He report that both attorneys have reviewed and signed the contract and returned to the Town. Mr. Copey reviewed what transpired with the grant as he understood it. He noted the Town received a Green Space Initiative Grant for \$129,500 from Monroe County. This grant requires a fifty percent match. Mr. Copey reviewed the process of valuing the property and the associated costs. The conservation easement has been valued at \$228,000 with closing costs of \$31,000, which includes \$10,000 for perpetual monitoring, for a total of \$259,000.

It was Mr. Copey's understanding that if the Town Board approved the expenditure tonight they would make it subject to permissive referendum and a petition from the public could be submitted within 30 days of the date of that resolution. He reviewed reasons to preserve farmland citing fuel costs, defining the character of the Town of Parma and that farming s the leading industry which brings new dollars to the local economy and keeps our taxes low. He summarized by saying that some portion of the Town's budget surplus is due to the existence of farmland in the Town. When you compare your tax bill to a similar property in a heavily developed town the difference is seen in the tax bill. As a town becomes more developed, the burden of providing those services comes back to the taxpayer.

Supervisor McCann asked if anyone in the audience would like to ask questions or speak on this matter. *(Clerk notation Councilman Smith entered the meeting during the following discussions.)*

Rick Lemcke noted that several months ago the Town Board held a public hearing approving the conservation easement purchase of the Martin Farm. and asked why another public hearing was necessary. Supervisor McCann noted it was stated by Mr. Copey during the first public hearing that this could be put up to permissive referendum and it was not done at the time. He indicated he was not comfortable with signing a check for \$129,500 without putting it out for permissive referendum and seeing where it goes.

Pat Buskey asked if something was done incorrectly at the first public hearing and if a permissive referendum was required. Supervisor McCann responded that he did not think anything was done incorrectly and a permissive referendum is not required.

Mr. Lemcke stated the opportunity at the first public hearing according to Town Law is a petition could have been presented within the 30 day time period with the necessary signatures. A petition was not presented and the time frame is starting all over again. Supervisor McCann responded that the Town Board at that time did not make the resolution subject to permissive referendum and when we get to that point tonight it will be stated that this action will be subject to permissive referendum.

Mr. Lemcke stated that all acts or resolutions of the town board are subject to a referendum on petition meaning a permissive referendum. He interpreted that if any act the Town Board does to spend money is subject to permissive referendum. He felt that it automatically implies that any action of a town board or village trustees when there is an expenditure of money is subject to a permissive referendum. Supervisor McCann stated that it was not in the prior resolution as this is going to be this time. He read that section of the proposed resolution which states: "further resolved that this Resolution is subject to a Permissive Referendum, as provided in Article 7 of Town Law".

Councilman Carmestro also asked if this action was subject to permissive referendum. Supervisor McCann reiterated that it was not. Supervisor McCann responded that it was not indicated in the original resolution and will be in the resolution presented tonight. Councilman Carmestro asked why we are doing this again if it was not required. The Supervisor responded that a vote will be taken to determine if this will be done.

Mr. Buskey asked if this was being brought up again because it was felt there was lack of public support for this. Supervisor McCann felt that it is not a lack of public support but his way of thinking is that an expenditure of that amount should have been brought up in the budget process and allocated at that time. Mr. Buskey felt there was public support for this out there. He reviewed portions of the survey results specifically citing that 94% of the survey respondents indicated support of the Town in efforts to preserve farmland and open space. He reiterated that he felt there was public support and a vote would come back resoundingly yes. However, he was concerned that this could jeopardize the funding from the county and further delaying the process. Parties have expended money on the premise that this was approved in good faith and will set an unnecessary precedent and that there would be several more months of delay. He was also concerned that this would set and unnecessary precedents for future projects and deter them as well. He hoped the Town Board would take this into account because the public support is there.

Councilman Roose recalled from the last Board meeting that the attorney noted that Mr. Copey stated this was subject to permissive referendum. Mr. Copey responded that he stated it is subject to permissive referendum and it is his understanding that it is by default. In saying that, he felt they were doing the duty of making it known at the hearing that it is subject to permissive referendum. In addition, after having talked with the attorney, the Town Board can make this (any) resolution subject to a permissive referendum. He expressed that he would like to see it done right.

Councilman Carmestro expressed that this has already been passed and did not feel this process needed to be done tonight unless the majority of the Board wanted to add the permissive referendum wording. He also felt that this could jeopardize the funding from Monroe County. There was further discussion on the delay and the Attorney for the Town recommended we do it.

Mr. Buskey did not feel this should be addressed again because two people were very vocal the last time and it was a recommendation from the attorney not a requirement. He felt it was unfair to do this after parties had been involved for three months.

Gene DeMeyer asked if the Town attorney was aware of how far the process has gone. Supervisor McCann indicated the attorney was aware as they had spoken extensively on the topic. Mr. DeMeyer did not feel he understood if he was duplicating all the formalities.

Mr. Copey felt you could get an opinion from ten attorneys and get ten different opinions. He felt the previous action was not incorrect nor is the proposed action tonight. He felt both ways were right. He wished to sincerely express that the Farmland and Open Space Committee is not disagreeing with the Town Board. They recognize that the Town Board is in the driver seat and authorizes the purchase of land. The committee is an advisory committee and he does not want this in any way to complicate anything in the future. He noted that the committee is there to help make that way. He was confident that it would go through if voted upon and he is willing to help the Town Board make that happen.

Mr. Buskey was in agreement with Mr. Copey. He reiterated his concern over the three month delay, the risk of losing the money, additional expense incurred and why at this point this must be done. He was confident that a vote would come back in favor of the purchase. It was his understanding that just about anything is open to a permissive referendum.

Brian Speer noted that if the money is spent from surplus funds you do not need a permissive referendum and stated that he agreed with the Supervisor that we should be doing this. He noted that you can set up a reserve account but before you use it has to be subject to permissive referendum.

Rick Lemcke felt that \$129,500 went into a capital reserve fund and that the money must be used for that purpose only unless a mandatory referendum is held.

Mr. Copey noted the adage "measure twice cut once" to indicate he would prefer to do this twice rather than once and at some point have this come back to the Town under a lawsuit to find that something was done wrong.

Mr. Lemcke asked who would pay the cost of the referendum. Supervisor McCann noted it would be borne by the Town. There was discussion on who would vote. Qualified electors of the Town, those who are registered to vote, would be eligible to vote in a referendum. It was also noted that five percent of the voters who voted in the last gubernatorial election, in this case 267 signatures would be required on a petition to hold a referendum on this purchase.

Don Green believes if a referendum is done we would get the support needed to approve the purchase. He also felt the Farmland and Open Space Committee is a very good team and has done an excellent job. He would like to look at the bigger picture. He expressed concern about expending the energy now on this matter and then when a future issue comes up that would require a referendum, such as a bond issue, it may take the wind out of the sails on that matter. He felt you would have to go back to the public and ask again. He commented that people remember stuff.

There was further discussion on being aware of this matter being subject to permissive referendum.

Roger O'Dell asked for clarification that if we do this he felt this will be establishing a future course of conduct to have referendums. He wanted to know if it was the intention of the Town Board to go in that direction. Supervisor McCann responded he did not believe so and he did not think this would set a precedent.

Mr. Buskey expressed that he would rather see this kind of energy expended on some type of bond put out to the entire Town for funding of farmland preservation. He felt this will set a precedent for every future purchase and did not want to see this happen every time.

Mr. O'Dell noted that it is not a requirement that there will be a petition. It only allows that there can be one. Supervisor McCann noted someone would have to solicit signatures on a petition to force this referendum and petitions would be available in the Town Clerk's office.

Supervisor McCann noted if this is subject to permissive referendum the time table would be to publish and post a legal notice of adoption within ten days of passage of the resolution this evening in the official Town paper and on the lobby bulletin board. The

resolution would become effective thirty days after adoption unless a petition protesting the resolution and requesting the resolution be submitted to a vote.

There was confusion on if it was 30 or 40 days. It was clarified that the petition must be submitted within thirty days of approval of the resolution and the legal notice must be published and posted within ten days. If a valid petition is received, a date for the election must be set within sixty to seventy five days of receiving the petition.

Supervisor McCann asked if there were any other questions.

Councilman Comardo shared that discussion with the County Legislator indicated the grant money is secured through the end of 2010.

Mr. Buskey asked if the resolution was going to be basically the same but with the added verbiage for the permissive referendum. The response was yes. There was discussion on if the resolution was not passed would the previous resolution be valid. Councilman Carmestro felt it should be and Supervisor McCann felt he could agree to that.

Supervisor McCann closed the public hearing at 7:20 p.m.

**EXTRACT OF MINUTES OF REGULAR MEETING OF THE
TOWN BOARD OF THE TOWN OF PARMA MAKING SEQRA
DETERMINATION AND ESTABLISHMENT OF LEAD AGENCY**

RESOLUTION NO. 67-2010 Councilman Comardo presented the following resolution and moved that it be adopted and it was seconded by Councilman Smith.

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

WHEREAS, on December 1, 2009, the Town Board of the Town of Parma (the "Board") conducted a public hearing to consider approving a resolution to purchase a conservation easement on certain real property known as 396 Burritt Road consisting of approximately one hundred fourteen (114) acres and more particularly identified as tax account #032.03-2-8 (the "Project"); and

WHEREAS, to aid the Board in determining whether such Project and financing and other actions of the Board in connection therewith (the "action") might have a significant effect on the environment, the Board caused to be prepared a full Environmental Assessment Form or similar information ("EAF"), a copy of which is attached hereto; and

WHEREAS, the Board duly reviewed the EAF and related documents with respect to the above-referenced project and duly considered the impacts which may be expected to result from the proposed action with the criteria set forth in the State Environmental Quality Review Act and the applicable regulations promulgated thereunder ("SEQRA"); and

WHEREAS, the Board determined that the Project was a Type I Action pursuant to SEQRA; and

WHEREAS, the Board is primarily responsible for undertaking, funding or approving the foregoing Project and its anticipated impact is primarily of local significance; and

WHEREAS, the Board determined that the Project included no other involved agencies; and

WHEREAS, based upon the foregoing the Board previously issued a Negative Declaration under SEQRA for the Project, a copy of the Resolution, dated December 1, 2009, is attached hereto; and

WHEREAS, the Board has determined to conduct an additional public hearing on March 2, 2010 to consider the Project; and

WHEREAS, there has been no significant or material change to the Project; and

WHEREAS, nothing contained within the Project will change or alter the previous determination of no significant adverse environmental impact by the Board;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF PARMA, NEW YORK AS FOLLOWS:

1. The Board hereby re-declares itself and is hereby designated as Lead Agency for the proposed action and therefore responsible for determining whether an environmental impact statement is required in connection therewith and otherwise complying with the procedural and substantive requirements of SEQRA.
2. Based upon the review by the Board of the EAF and other necessary criteria, the Board hereby re-affirms its findings and determination that the proposed action is an "Type I action" under SEQRA and will result in no significant impacts and, therefore, such action is not one which "may include the potential for at least one significant adverse environmental impact," (b) "there will be no significant adverse environmental impacts," and (c) no "environmental impact statement" need be prepared, as such quoted terms are defined in SEQRA. Reasons supporting this determination are attached hereto and hereby made a part of this resolution for the purposes of SEQRA. This determination constitutes a negative declaration for purposes of SEQRA and it has been prepared in accordance with Article 8 of the Environmental Conservation Law.
3. A copy of this resolution shall be placed on file in the office of the Town Clerk where the same shall be available for public inspection during business hours and such notice of negative declaration shall be filed in such offices, posted in such places and published in such manner as shall be necessary to conform to the requirements of SEQRA.

This resolution shall take effect immediately.

VOTE OF THE TOWN BOARD

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

Motion carried: Aye 5 Nay 0

**RESOLUTION AUTHORIZING PURCHASE OF CONSERVATION EASEMENT
SUBJECT TO PERMISSIVE REFERENDUM**

Councilman Smith felt that it was necessary to do this.

Councilman Comardo stated he was influenced by the advice of the attorneys and would like to head off any possible controversy in the future. He acknowledged that we are not obligated to do. He cited the large sum of money involved, and would like to close the door on the possibility of further controversy.

Councilman Carmestro questioned when a permissive resolution would be needed in the future, felt that we were leaving ourselves open to future requests to have referendums and it is not necessary to do on every decision. Councilman Comardo responded that this was something out of the ordinary, a large sum of money; if there is the support there appears to be there will not even be a vote and it would give people who might not support it a voice init. He did not feel it was unreasonable. Councilman Carmestro felt that if there were people opposed to this we would have heard about this by now. Most people he has spoken with are in favor. Councilman Comardo agreed that this may be

the case and if that is the case then this will not even come to a vote. He does not see a downside to this. It assures that everyone that wishes to will be heard. Feels we have every reason to believe that the funding is secured till the end of the year. The County Legislator was contacted and advice was sought from others to verify the funding was secure. There was further discussion on this.

Supervisor McCann asked if there was any one else who wished to speak.

RESOLUTION NO. 68-2010 Councilman Comardo presented the following resolution and moved that it be adopted and it was seconded by Supervisor McCann.

WHEREAS, the Town Board previously received a recommendation from the Town's Farmland and Open Space Committee 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 and more particularly identified as tax account #032.03-2-9 8 (the "Property"); and (*Corrected 5/4/2010 Resolution # -2010*)

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 conservation easement; and

WHEREAS, the balance of the purchase price shall be appropriated from surplus funds of the Town; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Parma, in a regular session duly convened, does hereby resolve to purchase a conservation easement on the Property identified above for an amount not to exceed the sum of \$259,000 including all costs incidental thereto, and further authorizes and directs the Supervisor to execute and deliver to the owner of the Property any documents to effectuate the transfer thereof; and be it

FURTHER RESOLVED, that this Resolution is subject to a Permissive Referendum, as provided in Article 7 of Town Law.

VOTE OF THE TOWN BOARD

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

Motion carried: Aye 3 Nay 2

Notice will be posted in the newspaper.

MINUTES – FEBRUARY 16, 2010

RESOLUTION NO. 69-2010 Motion by Councilman Comardo, seconded by Councilman Smith, to approve the minutes of the February 16, 2010 Town Board meeting.

Motion carried: Aye 4 Nay 0 Abstain: Councilman Carmestro

Councilman Carmestro inquired about the approved shared services with the Town of Ogden for inspection services. He was particularly interested in whether the insurance issue was resolved. It was noted that the agreement was reviewed by Attorney Badain, some revisions were made and the Town of Parma will pick up insurance exposure. Councilman Carmestro asked about accountability for hours and Supervisor McCann indicated there would be accountability. Councilman Carmestro also expressed that he would like to see an exit interview process put into place in light of a recent resignation on the Planning Board. There was discussion on this being a worthwhile process and there will be follow up with Mr. Holden.

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. There was no response.

TOWN CLERK REPORT

The Town Clerk reported the February Town Clerk report has been submitted; an ad for open positions on the Planning Board, Board of Assessment Review and the Farmland and Open Space Committee was drafted, posted and placed in the Suburban News; and a copy of the North Greece Fire District financial audit has been received and filed.

Stephen O'Neill of Cardinal Creek Golf Course has notified the Town that he is applying for a seasonal license to sell beer and wine from April to November from the NYS Liquor Authority.

The date for the joint meeting with the Village is now tentatively set for April 27, 2010. We are awaiting confirmation from the Village.

The Clerk noted that there had been several requests to waive fees for pavilions at the Town Hall Park. Discussion resulted in agreement to waive the fee for the Hilton Gazebo Band's use of the Lloyd Pavilion for a yet to be determined date and for use of the Lions and Burritt Pavilions on August 22 and 29th for scrimmage and preseason games. A third requests was from a private party to hold a wedding at the Lloyd Pavilion on June 5th. That pavilion is already scheduled for use due to the soccer tournament and it was felt traffic and parking would be a problem. The Hess Pavilion was suggested but the volume of people and parking could still be an issue. The Town Clerk will offer the Hess pavilion at the normal fee and inform the party of what is happening in the park that day.

A letter was received from the Town Assessor and filed with the Town Clerk regarding Anthony Meleo's resignation from the Board of Assessment Review.

HIGHWAY DEPARTMENT REPORT

Supt. Speer reported it had been quiet up until Thursday. The department had some problems moving the heavy snow and received minimal complaints under the conditions. The salt supply is good because the mine supply is good.

BUILDING DEPARTMENT REPORT

The Building Department report for February has been submitted. Mr. Barton and Mr. Prince will be attending the annual training conference where they will complete the twenty four education hours required by the New York State. This will happen the week of March 15th. Mr. Fritz and Mr. McElligott will be covering the office and attending some of the training to go towards their training hour requirements.

**AUTHORIZATION OF PAYMENT TO NATHANIAL CONTRACTORS FOR
COURTROOM ADDITION**

RESOLUTION NO. 70-2010 Motion by Councilman Roose, seconded by Councilman Smith, to authorize the payment of \$44,454 to Nathaniel Contractors, Inc. for the completion of the Court Clerk office addition.

Motion carried: Aye 5 Nay 0

RECREATION DEPARTMENT REPORT

Mr. Fowler reported on expected savings of \$6,100 compared to the 2009 "Park It In Parma" Celebration cost if the following changes occur: having fireworks on Saturday only, cutting the portable light system from eight to three; finding an alternative to parking assistants, renegotiating the same deal with Best Rentals as in 2009; and eliminating the arrangement for advanced Senior Citizen Chicken BBQ tickets. There was further discussion on charging a fee for food vendors to recoup the additional cost of garbage pickup and additional electric usage. It was felt a \$50 fee would be reasonable for both days.

PARKS DEPARTMENT

Joe Petricone reported the installation of twenty-four surge protectors has been completed. The annual inspection of Town buildings by the Fire Marshals has started.

The Town Clerk conveyed appreciation for the prompt response made by Bruce Smith to a snow condition at the Town Hall building during last Thursday's court night.

BUSINESS ITEMS

HAYLO ORGANIZATION TOWN HALL PARK USE

A request was received from the HAYLO Organization to hold their annual Westside Round Robin Tournament at the Town Hall Park on Sunday June 13th. Councilman Carmestro reported he had met with their representative and spoken with the Parks Department. They have agreed to pay for one septic pumping and a fee of \$100 to cover the cost for additional trash to be removed. Councilman Carmestro will contact Ms. Civiletti tomorrow morning to let her know the result of tonight's meeting and ask her to contact the Town Clerk's office regarding use of pavilions. Once a decision is made on what pavilions they will want, that request should be brought back to the Town Board for approval. Councilman Smith felt that there should be ongoing review of all events to determine costs to the Town, what went well and what can be done to improve.

TOWN HALL PARK SOIL REMEDIATION

Supervisor McCann reported that he has spoke with our attorney after the last meeting. It was felt that ample time had passed for Mindy Zoghlin to respond and the Supervisor requested the attorney notify her that if there were any requests regarding this that they be submitted before tonight's meeting as the Town would be acting on this tonight.

The Town Board was in agreement to move forward with the soil testing. Chatfield Engineers will be contacted to set the process in motion. Supervisor McCann will also have Chatfield contact Ms. Zoglin so her client will be informed of when the soil testing will be done should her client wish to be present. Discussion included avoiding having to

repeat the testing process, getting it done because playing seasons will be starting, that the testing process has been agreed upon by Monroe County Department of Health, New York State Department of Health and New York State Department of Environmental Conservation; that those present are not to be a hindrance and are there to observe; and if anyone else would like to attend they can request to be notified when the testing will be done. Concern expressed that this be put to rest.

DISPOSAL OF FIXED ASSET

RESOLUTION NO. 71-2010 Motion by Councilman Carmestro, seconded by Councilman Smith, to authorized disposal of HP Monitor from the Town Clerk Office.

Motion carried: Aye 5 Nay 0

TIME WARNER CABLE 2010 TAX PAYMENT

RESOLUTION NO. 72-2010 Motion by Councilman Carmestro, seconded by Councilman Roose, to accept \$3005.57 from Time Warner Cable and pay \$720.78 as a credit from franchise fees paid to the Town of Parma for the full payment of the 2010 Town & County tax bills for Time Warner Cable tax account numbers:

264001	500.00-0-258./HILT	\$169.97
264089	500.00-2-580./BKPT	\$ 33.05
264089	500.00-2-580./HILT	\$374.55
264089	500.00-2-580./SPEN	\$143.21

Motion carried: Aye 5 Nay 0

SELF DEFENSE TRAINING VOUCHER

Supervisor McCann informed the Town Board as an informational item about a \$200 voucher request for four hours of self defense training for a member of the Special Police. He indicated that he will talk with the Chief of the Special Police about the training program.

BUDGET TRANSFERS

TRANSFERS TO BUDGET

Feb-10

FROM ACCT # DESCRIPTION AMT.	TO ACCT # DESCRIPTION AMT.	REQUESTED
LOO574741043000 EDUCATIONAL 40.61	LOO574741048000 MISC 40.61	KIRK
B UNAPPROPRIATED FUND BALANCE 23,074.26	DBO550513021000 EQUIPMENT 23,074.26	GAVIGAN
*** ADDITION ****		
A UNAPPROPRIATED FUND BALANCE 39,000.00	AOO516162049000 TOWN HALL IMPROVEMENTS 39,000.00	GAVIGAN

It was noted that the transfer to DB Equipment is for the final payment on the lease for the loader and the transfer to Town Hall Improvements is for the court addition.

RESOLUTION NO. 73-2010 Motion by Councilman Roose, seconded by Councilman Comardo, to approve the Budget Transfers as submitted.

Motion carried: Aye 5 Nay 0

MISCELLANEOUS

Monroe County Sheriffs - Councilman Carmestro reported that there is a new Zone C Captain.

2010 Local Government Conference - Councilman Comardo indicated he would like to attend the 2010 Local Government Conference in Albany coming up in May.

Councilman Smith indicated that he had attended previously and found it to be a good learning experience. Councilman Comardo will see if he can still sign up. No one else indicated that they wished to attend.

INFORMATIONAL ITEMS

SIGN ORDINANCE

Mr. Barton noted that there was discussion last year at budget time about addressing changes to the sign ordinance. He noted that there are some agricultural violations and is looking for guidance from the Town Board for how to address. It was suggested that Building and Zoning Enforcement staff review the violations, what it will take to remediate look at, provide a report and comments for changes and enforcement.

PROPOSED TOWN CODE CHANGES

A draft copy of proposed revisions to the Parma Town Code has been provided to the Town Board. Changes have been requested by the Building, Zoning and Town Clerk departments. Mr. Barton has been working with Stuart Brown Associates on these issues and input was sought from the Planning, Zoning and Conservation Boards. Some of the items included are revisions resulting from a recent Supreme Court loss, Building Department administrative adjustments, addressing concerns about waterfront property and Peddling and Soliciting. Approval of the changes will require a public hearing. The Town Board was asked to review and provide comments.

MISCELLANEOUS

Village Trustee Speer noted that the Village did not meet tonight but will be meeting next week instead.

Museum Sign - Don Stilson, on behalf of the Hilton Parma Historical Society, requested that a sign be purchased and placed below the north entrance of the Town Hall Park to identify the museum from the road. Mr. Stilson will talk to the Building Department. It was also suggest that a map for how to get to it be located on the website.

Board of Assessment Review – Don Wells, Assessor, has suggested Gene DeMeyer as an applicant for the opening vacated by Anthony Meleo. There was discussion on advertising and interviewing. Supervisor McCann noted that the opening has been advertised for one week already and the second ad will run this coming Sunday. Mr. Wells will include his liaison.

LIAISON REPORTS

There were no Liaison reports. Councilman Roose thanked Mr. Prince for following up on an issue with the K&K property.

CORRESPONDENCE

Meals on Wheels

Invitation to tour the Red Cross kitchen facility and participate in meal delivery on March 24, 2010.

Aurora House	Announcement for their fund raising “Starry Night” benefit dinner April 30, 2010 and request for a silent auction donation or purchase of an ad.
Environmental Finance Center Syracuse University	Conference notice – “Smart Management for Small Communities: Practical Resources for Local Governance”
American Farmland Trust	Request to take action to support agricultural and environmental programs like the Farmland Protection Program for future generations

PAVILION RENTAL - AURORA HOUSE

RESOLUTION NO. 74-2010 Motion by Councilman Smith, seconded by Councilman Carmestro, to donate a pavilion rental to Aurora House as an auction item for their annual fund raiser.

Motion carried: Aye 5 Nay 0

There being no further business before the Town Board, Councilman Carmestro made a motion to adjourn the meeting at 8:40 p.m., seconded by Councilman Comardo. All were in favor.

Respectfully submitted,

Donna K. Curry
Parma Town Clerk