

Parma Town Board meeting held on Tuesday, March 16, 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, Gene DeMeyer, Helen Ives, Carol Kluth, Jim Zollweg, Tracy Jarvis, Ed Arnold, Stan Hoy, Greg Rombola, Melissa Rombola, Sharon Smith, Jack Timmons 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 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.

Hilton Fire Department Ladies Auxiliary Chicken Barbeque Sign – Tracy Jarvis was present to request the Auxiliary’s fundraising sign be allowed on Town property at the corner of Routes 259 and 104 and inquired what could be done to allow the signs at other locations. There was extensive discussion on the current requirements and that these kinds of signs are in violation of the code as it currently exists. It was noted that exceptions have been made in the past, there are numerous organizations that are affected by this and the sign ordinance is coming up for review. There was discussion on recent violation notices prompted by a complaint; that action is required to follow up on those complaints; and that the Town Board should not override the current code. Currently, the correct process would be to appeal to the Zoning Board of Appeals which would allow the sign to stay in place until the Zoning Board of Appeals made a decision.

Martin Farm Conservation Easement - Edward Arnold questioned where the purchase of development rights stood with regard to the Martin Farm. He stated he was not for or against this purchase but felt the public should have a say in how tax dollars are spent and that it should be put to a vote. Supervisor McCann explained that the Town Board gave the go ahead for the conservation easement subject to a permissive referendum at the last meeting. If the requisite 267 signatures are obtain, the decision will be put out to the public for a vote. If approved the conservation easement will be purchased and if turned down the purchase will not take place. It was his opinion that the public should be able to decide on these types of decisions as part of the budget process and will be looking to set up accounts during our upcoming budget process to address these kinds of issues. Mr. Arnold felt that surplus money is the equivalent of overtaxing residents but he also understood the need for surplus for emergencies but did not feel it should be for discretionary spending.

Mr. Arnold also inquired how the value of the land was determined for the conservation easement. He was concerned that this would lower the assessed value of the property because restrictions were being placed on the parcel and in turn generate less tax revenue. It was explained that a formula was used to calculate the value of the development rights. The Farmland and Open Space Committee and Genesee Land Trust worked on the formula. The Assessor, Don Wells, explained that under the current law the Assessor must assess based on the current use in this case as a farm. In the true market, an appraiser would determine the value of the property based on what the built out use would be. If the use changes, the assessment will change to reflect the new current use. Mr. Wells felt that if there is any change to the tax base it will go up.

Union for the Park, Recreation and Building Departments – Stan Hoy commented that he understood that the Recreation Department is now unionized. He questioned if there were alternatives for the department such as contracting out this work or combining with the Highway Department. He expressed that he was not against unions but likened this to the bigger garage you have the more you put in it. He wanted to know if alternatives were being looked at. Supervisor McCann noted that the Recreation, Parks and Building departments recently entered into a collective bargaining unit separate from the Highway Department and that he will be talking with union negotiators at some point in the future. There is not a current union agreement at this time.

Request for no passing zone and Town Hall Park use violations – Jack Timmons requested that the area in front of the Town Hall be designated as a no passing zone. The Town will follow up with New York State Department of Transportation. Mr. Timmons also noted he is a frequent user of the Town Hall Park and complimented the staff on the job they do. He expressed concern that many dogs are not on leashes; that owners do not clean up after their dogs and that snowmobilers are entering the park through the cornfields and disc golf park. He also indicated he has observed abuses in the disc golf area. It was noted that a notice had been published in the Suburban News and signs have been posted in the park regarding these issues. There was discussion on having another notice in the paper with a stipulation that continued disregard for this policy will jeopardize being able to have dogs in the park; locating a bag dispenser and trash container on the trail where the majority of abuse has occurred in hopes of having pet owners comply; asking park users to report abusers to park staff when observed; and requesting the Sheriff Department Snowmobile Unit to patrol the area to deter abuses in the future.

Lighting on fields at the Town Hall Park - Ed Arnold expressed that he did not agree with the cost numbers provided previously for lighting the baseball fields. He questioned whether the fields even needed to be lighted because when they are used there are enough daylight hours for field use; cited additional poles ruining the view, environmental concerns for conserving energy and that the State could use having the money back.

MINUTES – MARCH 2, 2010

RESOLUTION NO. 75-2010 Motion by Councilman Carmestro, seconded by Councilman Comardo, to approve the minutes of the March 2, 2010 Town Board meeting.

Motion carried: Aye 5 Nay 0

TOWN CLERK REPORT

The Town Clerk reported the February VFW report has been submitted; the Annual Financial Report and the Special Police Annual Report have been filed in the Town Clerk's office

Notice was received from the Monroe County Clerk of the Legislature regarding Notice of a 30 Day Period for Proposal for Inclusion of Predominately Viable Agricultural

Lands into Certified Monroe County Agricultural Districts. The 30 day allows for additions of land to the agricultural district.

Hilton Rotary has requested use of the playgrounds and the north end of the Town Hall building for their annual East Egg Hunt on Saturday, April 3, 2010. The Hunt will start at 9:00 am and set up will begin at 8:00 am. The Town Board was in agreement to allow this use.

A Renewal Application Notice Form has been received for Forks Park Softball Complex renewal of their beer and wine liquor license.

HAYLO REQUEST FOR PAVILION RENTAL FEE WAIVER

HAYLO has requested waiver of the pavilion fee for the Lloyd Pavilion during their upcoming tournament.

RESOLUTION NO. 76-2010 Motion by Councilman Carmestro, seconded by Councilman Smith, to waive the Lloyd Pavilion rental fee on June 13, 2010 for the HAYLO Lacrosse Tournament.

Motion carried: Aye 5 Nay 0

The US Census Bureau has requested use of the small meeting room the last week in April to train census workers. The Town Board was in agreement to allow use of the room for the week.

Hilton Boy Scout Pack 278 out of Northwood has reserved the Hess Pavilion on Saturday, June 12, 2010. In conjunction with this gathering, they would like to hold a bike rodeo. They are requesting the use of the tennis courts or parking lot at the museum for their bike rodeo. There would be approximately forty scouts and their families. There was discussion and it was determined that the museum parking lot would be the better choice. Concern was expressed that the tennis courts had just been resurfaced and it would take away from tennis users on the weekends. Insurance paperwork is already on file for the scouts. The Town Board was in agreement to allow contingent upon verification that the museum will not be in use that day.

HIGHWAY DEPARTMENT REPORT

Supt. Speer provided a detailed presentation to the Town Board on the state of the department's equipment. Each of the trucks and all other significant pieces of equipment were reviewed. He also provided a report summarizing where the department stands in relation to its budget and noted that he does not take in any funds. Any payments received are handled by the Finance Department. There was discussion on establishing long range equipment replacement plan and holding planning workshops before budget time.

BUILDING DEPARTMENT REPORT

Mr. Barton and Mr. Prince have been attending an annual training conference to obtain mandated training which the State requires. Mr. Fritz and Mr. McElligott have also been able to attend some classes.

RECREATION DEPARTMENT REPORT

Mr. Fowler requested authorization for the final payment to Monroe County for the Town's portion of work done on the raised pedestrian walkway on the bridge located at Wilder Road and Bennett Road. The final bill is \$13,630.47 putting the final cost of the walkway at \$38,965.53. It was noted the Town Board had approved up to \$40,000 on this project in January of 2009. In addition, the Town has received a Community

Development Block Grant through Monroe County Planning and Development for \$30,000 which makes the actual Town cost \$8,965. Request for reimbursement will be made as soon as the final payment has been made to Monroe County.

RESOLUTION NO. 77-2010 Motion by Councilman Comardo, seconded by Councilman Carmestro, to approve the final payment of \$13,603.47 to Monroe County for the raised pedestrian walkway on the Wilder Road Bridge.

Motion carried: Aye 5 Nay 0

PARKS DEPARTMENT

Joe Petricone reported welding of the skate park ramps is expected to begin Thursday and when completed volunteers who offered last year will be contacted to help paint the ramps. He also reported fifteen chairs at the VFW have been repaired. They are four years old and the company has been contacted about any applicable warranty. A variance has been applied for to meet a set back requirement for signs at park entrances.

BUSINESS ITEMS

SPENCERPORT JUNIOR RANGERS REQUEST FOR FIELD USAGE

The Spencerport Junior. Rangers is seeking permission to use fields or open green space at the Town Hall Park starting August 2nd through September 2nd. There was discussion on possibilities including the use of the open area opposite the soccer fields. Councilman Carmestro noted he had spoken with Mr. Fowler and Mr. Petricone and recommended not allowing use. Based on the discussion, he cited too many uncertainties including the pending soil testing; that the Town is already obligated to other programs; and it was felt the park cannot handle more capacity at this time. Mr. Fowler was asked to respond to the Spencerport Junior Rangers with the Town Board's decision.

RESOLUTION NO. 78-2010 Motion by Councilman Carmestro, seconded by Councilman Comardo, to decline the request by the Spencerport Jr. Rangers for the use of the Town Hall Park Fields.

Motion carried: Aye 5 Nay 0

MISCELLANEOUS

TRAINING HOURS CARRYOVER – JAMES ZOLLWEG

RESOLUTION NO. 79-2010 Motion by Councilman Comardo, seconded by Councilman Roose, that the Parma Town Board has reviewed and accepted the training hours of James Zollweg for 2009; and approved the carryover of two hours from 2009 to 2010.

Motion carried: Aye 5 Nay 0

INFORMATIONAL ITEMS

COMPUTEL CONSULTANTS – CABLE FRANCHISE FEES

Supervisor McCann reported he had requested information on Computel. The Town of Clarkson highly recommends their service and was able to save \$17,000 the first year; which was split with Computel. They estimate savings of \$5,000 to \$7,000 each year; which does not have to be split with Computel. The Town of Henrietta also realized an initial savings of \$20,000. There is no up front cost to the Town. They receive fifty

percent of the first year's savings as their fee. It is Computel's position that by correcting this problem, increased franchise fee revenues will result in the future. Supervisor McCann would like to move forward with using this service. There was no objection.

ANNUAL UPDATE DOCUMENT

Supervisor McCann reported that the Annual Update has been completed and received from Hungerford and Vinton. There is a copy available for the Town Board to review. Mr. Hungerford has made a couple of recommendations and overall staff is doing a good job.

AGENDA INFORMATION DEADLINE

Supervisor McCann noted that a time table has been established for submission of agenda items that will require some preparation or forethought by the Board. The deadline will be Wednesday before Town Board meetings and will allow Board members sufficient time to review any information for upcoming meetings. This has been requested as a matter of courtesy and will not preclude items being added after the cutoff when truly necessary.

MISCELLANEOUS

Spencerport Ambulance Corp Meeting- Last Monday, the Spencerport Ambulance Corps met with representatives from the municipalities within their district to discuss formation of a taxing district. Supervisor McCann, Councilman Carmestro and Councilman Smith were in attendance. There are approximately 1,100 parcels in the Town of Parma that are served by this organization. The discussion was very preliminary and no decision has been made by the ambulance corps to move forward in this direction. It was suggested that per unit charges be considered versus a property tax. Merits of this were discussed and additional perspectives were shared.

LIAISON REPORTS

**Councilman Smith reminded everyone of the Farmland and Open Space Committee workshop for local farmers and owners of agricultural land to be held at the VFW Lodge at 7:00 p.m. on March 24, 2010. The Historical Society will be hosting the Monroe County Historians on April 14, 2010. They will also be holding their annual meeting and dinner on April 15th. Attendance has been up and consideration may have to be given to changing their meeting locations to the Town Hall.

**Councilman Carmestro reported the Fire District has received their fire district tax funds and are looking for a new attorney more versed in fire Department protocol. The Department has closed on the Hale Haven property.

The Parks Department will be having a sign placed on the Morton building entrance stating Private Do Not Enter. This is in response to a couple of recent incidents.

Village elections are being held today. There will be a new Mayor and two Trustee positions filled. Two new mowers have been purchased and consideration is being given for joint meeting topics.

**Councilman Comardo had no report.

**Councilman Roose reported that at the last Planning Board meeting neighboring residents of the Mercy Flight subdivision described runoff issues they have been experiencing for quite some time. It was noted that some of the Planning Board members were at that site on Monday to see the situation firsthand and believe that they have found some solutions. Councilman Roose noted that based on the discussion at last night's Planning Board meeting it looked like the builder will be able to fix the problem relatively easily.

The Doug Miller Soccer Complex is applying to build the Glacier Ridge Snow Tubing proposal. There was discussion on the location, the snowmaking equipment involved and

the process. Councilman Carmestro expressed concern that the prior compliance issues at the Dome have not been completed. It was noted they are not in violation at this time and it is Mr. Barton's understanding that they are applying with New York State for a variance to allow more than ninety-nine people in the dome. The building department is finishing up their response and has not seen a variance from the State yet. There was discussion on their application for a fill permit. Mr. Barton noted they have not reapplied since the site plan has changed. Once they get a better idea of what the grades will be; they will come back to reapply. Councilman Carmestro would like to see one project completed before another is started. Mr. Barton noted it was his understanding from what was presented to the Planning Board that the property owner would like to open Glacier Ridge next year and soccer fields the following year. There was clarification on where the snow tubing area will be located on the property. The proposed site plan is available in the building department.

Town Hall Park Soil Testing - Supervisor McCann noted the soil testing on fields at Town Hall Park was scheduled for last Friday but a conflict caused it to be cancelled and it is now scheduled for this week.

WARRANT

RESOLUTION NO. 80-2010 Motion by Councilman Smith, seconded by Councilman Comardo, to approve payment of the warrant as submitted below.

FUND TOTALS			
AOO	General Fund	\$	73,193.49
BOO	Part Town	\$	2,946.28
DAO	Highway, Townwide	\$	72,189.40
DBO	Highway, Part Town	\$	1,138.55
TAO	Trust & Agency	\$	1,403.73
GRAND TOTAL:			\$ 150,871.45

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 8:16 p.m., seconded by Councilman Smith. All were in favor.

Respectfully submitted,

Donna K. Curry
Parma Town Clerk