

Parma Town Board meeting held on Tuesday, February 20, 2007 at the Parma Town Hall, 1300 Hilton Parma Corners Road, Hilton, New York.

ATTENDANCE

Councilman	Kenneth Blackburn
Deputy Supervisor	Joseph Reinschmidt
Councilman	Carm Carmestro
Councilman	James Smith
Highway Supt.	Brian Speer
Recreation Director	Steve Fowler
Building Inspector	Jack Barton
Absent Supervisor	Richard Lemcke

OTHERS IN ATTENDANCE

Gene DeMeyer

CALL TO ORDER

In Supervisor Lemcke's absence, Deputy Supervisor Reinschmidt called the meeting to order at 7:00 p.m. and led those present in the Pledge of Allegiance to the Flag, followed by a moment of silence. Deputy Supervisor Reinschmidt noted emergency exits. The meeting is being digitally recorded.

PUBLIC HEARING FOR THE ADOPTION OF LOCAL LAW 3-2007 - ADMINISTRATION AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING CODE (PART 1203)

Deputy Supervisor Reinschmidt opened the public hearing at 7:05 p.m. He read the legal which was published in the Suburban News and posted on the Town Bulletin Board and at the Post Office. A copy was available for viewing in the Town Clerk's office and on the Town website.

Deputy Supervisor Reinschmidt asked if anyone would like to speak. Deputy Supervisor Reinschmidt reviewed the evolution of this code and noted that it identifies and defines all the components. The intent is to get all municipalities under one code so that everyone has the same provisions for administration and enforcement. There being no input from the public the Public Hearing was closed at 7:09 p.m.

RESOLUTION NO. 66-2007 Motion by Councilman Smith, seconded by Councilman Carmestro, to approve Local Law #3-2007 adopting the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code (Part 1203).

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

Mr. Barton noted that this code requires operational permits and that there has been dialogue with surrounding towns regarding this. There was discussion regarding a fee to be charged. It was determined that a \$50.00 flat rate be instituted for operating permits with the intent to review after a year. At that point there will be a feel for the number of permits that will be issued and what impact it will have on the department. Discussion followed regarding the role of the Fire Marshal regarding these permits.

** See Resolution No. 70 under Building Department Report.

PUBLIC FORUM

Deputy Supervisor Reinschmidt asked if anyone present would like to address the Town Board on any topic not on the agenda. There was no response.

MINUTES – FEBRUARY 20, 2007

RESOLUTION NO. 67-2007 Motion by Councilman Smith, seconded by Councilman Blackburn, to accept the Minutes of the February 6, 2007 meeting with the following correction: The vote for RESOLUTION NO. 57-2007 should read *Motion carried: Aye 5 Nay 0.*

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

TOWN CLERK REPORT

The Town Clerk reported that the Clark Patterson Associates engineering interview has been rescheduled to 5:45 p.m. on March 6, 2006.

Monroe County Planning and Development was contacted regarding their referral form and the 30 day response time. It was indicated to the Town Clerk that there is a heavy volume of requests and that the referral may not be received before the March 6th Public Hearing.

A part time office position is open in the Town Clerk's office. An employment ad has been run in the Suburban News.

HIGHWAY DEPARTMENT REPORT

Supt. Speer reported that he will be in Albany for the next Town Board meeting. The Highway Foreman was injured and will be having an operation. The severity of the injury and the length of time that the employee will be out are yet to be determined. The department has been very busy with the weather conditions.

HIGHWAY BUDGET

Supt. Speer asked that a motion be made to return to the highway budget the \$36,000.00 that was removed during the budget process so that the position eliminated can be reinstated. There was discussion as to where the funding would come from. Councilman Blackburn stated that funding was removed from the B part of the budget and by doing so there will be a shortage of \$36,000 for summer work projects including County work.

RESOLUTION NO. 68-2007 Motion by Councilman Blackburn, seconded by Deputy Supervisor Reinschmidt, to reinstate \$36,000.00 removed from the B Fund into the budget to come from the DB Fund.

Motion failed: Aye 2 Nay 2 Councilman Carmestro voting Nay
Councilman Smith voting Nay
Supervisor Lemcke Absent

RECREATION DEPARTMENT REPORT

Mr. Fowler reported that the committee has met with Barkstrom and LaCroix Architects and LaBella Associates on February 13, 2007. The interview with DeWolff Partnership Architects was postponed until February 21, 2007. It is the Commission's intention to have a recommendation to the Town Board for the March 6, 2007 meeting.

The Spring 2007 Recreation Brochure has gone to the printer and will be back next week.

REQUEST FOR USE OF TOWN PARK BASEBALL FIELDS BY NASF GIRLS FAST PITCH SOFTBALL AND BABE RUTH TEAMS

Requests for use of the Town Park baseball fields have been received from the NASF Girls Fast Pitch Softball team and four age brackets of Babe Ruth. Both entities represent Hilton and their schedules have been reviewed and black out dates will be provided. No additional work by the Parks Department is expected beyond the normal requirement. Councilman Smith asked if these groups have been approached to contribute towards fertilizer and grass seed. It was Councilman Smith's feeling that in fairness to the soccer and football clubs these teams should also contribute for fertilizer and grass seed. There was discussion regarding charges and how funds are raised by the organizations.

RESOLUTION NO. 69-2007 Motion by Councilman Carmestro, seconded by Councilman Blackburn, to honor the requests of the NASF Girls Softball team and the Babe Ruth 10U, 12U, 13 Prep and 15U teams for use of Town Park baseball fields for the upcoming season.

Motion carried: Aye 3 Nay 1 Councilman Smith voting Nay
Supervisor Lemcke Absent

BUILDING DEPARTMENT REPORT

DEPUTY FIRE MARSHAL

Jack Barton reported that interviews for Deputy Fire Marshal have been completed. Four applicants were interviewed and all are certified. Length and type of experience were the deciding factors. Mr. Barton recommended that the Town Board offer Timothy McElligott, of Churchville, the position at \$11.00 per hour with a raise to be determined at the six month review to bring him in line with what the previous Fire Marshal's wage.

RESOLUTION NO. 70-2007 Motion by Councilman Carmestro, seconded by Councilman Smith, to approve the appointment of Timothy McElligott as Deputy Fire Marshal for the Town of Parma with a starting wage of \$11.00 per hour.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

Mr. Barton informed the Town Board that he will be out of town February 23rd and 26th.

OPERATIONS PERMIT FEES

Mr. Barton recommended that a flat fee of \$50.00 across the board be charged. The Town Board can come back to review after data is collected on the number and types of permits that are issued.

RESOLUTION NO. 71-2007 Motion by Councilman Carmestro, seconded by Councilman Blackburn, to approve an across the board \$50.00 fee for Operational Permits.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

PARKS DEPARTMENT

There was no report.

BUSINESS ITEMS

ENVIRONMENTAL PROTECTION OVERLAY DISTRICT (EPOD) PERMIT FEES

Developers and builders will be made aware of this if they are in an EPOD district. This regulation mirrors Federal and State requirements in coastal economic zones. It would primarily impact stream corridors, wooded lots and flood zone areas. The DEC comes in and flags the property and the town would be responsible for follow up inspections. The fee is to cover the inspection(s). There was discussion regarding the amount of time that would be required.

RESOLUTION NO. 72-2007 Motion by Councilman Blackburn, seconded by Councilman Smith, to authorized the Building Department to enact a permit fee of \$50.00 when an Environmental Protection Overlay District (EPOD) is involved in a development proposal.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

STEPHANIE COURT LIGHTING APPROVAL

A response was received from RG&E regarding the Town's request to have two additional streetlights installed along Stephanie Court. The installation cost will be \$1,303.26. In addition, there is an expected increase of \$25.29 per month to this lighting district for the fixture (\$15.64/month), lamp (\$3.96/month) and direct buried cable (\$5.69/month), which is over and above the cost of installation.

RESOLUTION NO. 73-2007 Motion by Councilman Carmestro, seconded by Councilman Smith, to approve the cost of installation of \$1,303.26 and expected charges of \$25.29 for two additional streetlights to be installed by RG&E along Stephanie Court in the Town of Parma.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

INFORMATIONAL ITEMS

JUDGE SCIORTINO APPOINTED LIAISON

Honorable Michael Sciortino has been appointed by the Monroe County Magistrate's Association as a Liaison to the Supervising Judges of the Town and Village Courts in the Seventh Judicial District. Judge Sciortino will assist Monroe County Court Judge Renzi and Monroe County Family Court Judge Rivoli. They have been appointed to supervise efforts to improve the operation of town and village courts in the Seventh Judicial District and to act as liaisons between local courts, state courts and localities.

LIAISON REPORTS

**Councilman Smith reported that the Recreation Commission has started interviews of firms for study of recreational facilities.

**Councilman Carmestro reported that there are still a high number of outstanding tax exemption applications. The deadline is March 1st. The Fire Department has finalized the purchase of the St. Leo's property for a new fire hall. A public information meeting will be

held March 15, 2007. They are requesting a bond of 6.15 million dollars of which 4.8 million will be for the construction of the building. The bond vote is scheduled for March 20, 2007.

**Councilman Blackburn has met with the Parks Department and noted that the Code Enforcement Officer has had a complaint regarding snowmobiles.

**Councilman Reinschmidt had nothing specific to report.

WARRANTS

RESOLUTION NO. 74-2007 Motion by Councilman Carmestro, seconded by Councilman Reinschmidt, to approve payment of the A Fund, General Fund bills, in the amount of \$43,244.10.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

RESOLUTION NO. 75-2007 Motion by Councilman Carmestro, seconded by Councilman Blackburn, to approve payment of the B Fund, Part Town Bills, in the amount of \$5,481.39.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

RESOLUTION NO. 76-2007 Motion by Councilman Carmestro, seconded by Councilman Smith, to approve payment of the DA Fund, Highway Town Wide bills, in the amount of \$47,142.23.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

RESOLUTION NO. 77-2007 Motion by Councilman Carmestro, seconded by Councilman Reinschmidt, to approve payment of the DB Fund, Highway Outside bills, in the amount of \$19,011.60.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

RESOLUTION NO. 78-2007 Motion by Councilman Carmestro, seconded by Councilman Blackburn, to approve payment of the SD Fund, West Avenue Sewer bills, in the amount of \$2,12.06.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

RESOLUTION NO. 79-2007 Motion by Councilman Carmestro, seconded by Councilman Blackburn, to approve payment of the SS3 Fund for the Dunbar Road East Sewer bills, in the amount of \$219.50.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

RESOLUTION NO. 80-2007 Motion by Councilman Carmestro, seconded by Councilman Carmestro, to approve payment of the T Fund for Trust and Agency bills, in the amount of \$334.50.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

RESOLUTION NO. 81-2007 Motion by Councilman Carmestro, seconded by Councilman Reinschmidt, to approve payment of the SD Fund for Townwide Drainage bills, in the amount of \$1,747.31.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

RESOLUTION NO. 82-2007 Motion by Councilman Carmestro, seconded by Councilman Blackburn, to approve payment of the ST Fund for Wilder Estates Sewer bills, in the amount of \$210.00.

Motion carried: Aye 4 Nay 0 Supervisor Lemcke Absent

HIGHWAY EQUIPMENT RESERVE FUND

Councilman Smith and Highway Supt. Speer have raised the question as to whether the newly established Highway Equipment Reserve Fund can only be used to purchase equipment or can

it fund the lease of equipment. The Town Board would like more information on this and will discuss it at the workshop session to be held before the March 6, 2007 Town Board meeting after the engineer interview.

There being no further business brought before the Town Board, Councilman Carmestro made a motion to adjourn the meeting at 8:16 p.m., seconded by Councilman Blackburn and all were in favor.

Respectively submitted,

Donna K. Curry
Parma Town Clerk