

Parma Town Board meeting held on Tuesday, December 15, 2009 at the
Parma Town Hall, 1300 Hilton Parma Corners Road, Hilton, New York

ATTENDANCE

Supervisor	Richard Lemcke
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

Gene DeMeyer, Bob Prince, Helen Ives, Steven Fowler, Don Green, John Chart, Dick Kluth, Carol Kluth, Peter McCann, Mike Weldon, Charlie Lissow, Bob McLean, Jim Zollweg and other unidentified members of the public.

CALL TO ORDER

Supervisor Lemcke 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 Lemcke noted emergency exit procedures. It was noted that the meeting is being digitally recorded.

PUBLIC FORUM

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

James Zollweg, Chairman of the Recreation Commission, presented Supervisor Lemcke with a plaque from the Recreation Commission in recognition of his service for the past eighteen years for recreation in the community and in particular for the Town Hall Park.

Town Clerk, Donna Curry, also presented a gift to Supervisor Lemcke ~~acknowledging his many years of service as Town Supervisor from his co-workers at the Parma Town Hall. and noted that since he did not want to receive a gift that it would be a belated birthday present.~~
(Corrected per Resolution No.38-2010)

AUTHORIZATION FOR ACCEPTANCE OF CREDIT CARD SERVICES NATIONWIDE PAYMENT SOLUTIONS

Robert McLean, the account representative from Nationwide Payment Services, was present to answer any questions the Town Board might have regarding the services his company provides. He noted their fee will be 2.45 % for all charges regardless of the type of card, there will be no cost to the Town including any fees for equipment and the account can be set up at our convenience. The Attorney for the Town has reviewed the contract.

It was noted by the Town Clerk that credit card services provided through Business Automated Solutions (BAS) had also been researched but the fee was 2.75% plus an additional \$.60 per transaction and there would be charges for equipment.

RESOLUTION NO. 267-2009 Motion by Councilman Comardo, seconded by Councilman Smith, to enter into a contract with Nationwide Payment Solutions to set up and install the necessary equipment that will allow the Town of Parma to accept credit card payments so long as there is no fees to be paid by the Town

and authorize the Town Supervisor to enter into this agreement which will take effect with the termination of the current provider's agreement.

Motion carried: Aye 5 Nay 0

MINUTES – DECEMBER 1, 2009

RESOLUTION NO. 268-2009 Motion by Councilman Smith, seconded by Councilman Comardo, to accept the Minutes of the December 1, 2009 meeting.

Motion carried: Aye 4 Nay 1 Voting Nay Councilman Carmestro

TOWN CLERK REPORT

Resignation Open Space Committee – A notice of resignation from the Open Space Committee has been received from Donald Harter. No action was taken.

SET PUBLIC HEARING TO REZONE 5112 AND 5114 RIDGE ROAD WEST

Correspondence was received from Daryl Carmichael on behalf of Ellen Carr, owner of 5114 Ridge Road West and Timothy Carr, owner of 5112 Ridge Road West requesting that the northerly .16 acres of 5112 Ridge Road West and the southerly portion of 5114 Ridge Road West be rezoned from Rural Residential to General Commercial. The first 500 feet of 5112 Ridge Road West (from the center of Ridge Road) is already zoned General Commercial. The remaining .16 acres of this parcel and a portion of 5114 Ridge Road West are being used by Cardinal Landscaping for commercial purposes. There was discussion on why this request has come before the Town Board. It was noted that there were several ongoing violations which needed to be resolved. In order to proceed, a request for rezoning or a use variance would need to be obtained. There was discussion that 5114 Ridge Road West is a landlocked parcel and that it was approved that way in 1983. It was determined that this should be considered as two separate applications and the Town Board would like to see verification of an agreement that gives the owner of 5112 Ridge Road West the right to use the property at 5114 Ridge Road West.

RESOLUTION NO. 269-2009 Motion by Councilman Roose, seconded by Councilman Comardo, to hold a public hearing on January 19, 2010 at 6:30 pm at the Parma Town Hall to hear the request to rezone 5112 and 5114 Ridge Road West from Rural Residential to General Commercial; pending the receipt of all required applications, forms, fees and an agreement between the owners of the two parcels for use of the property at 5114 Ridge Road West.

Motion carried: Aye 4 Nay 0 Abstained Supervisor Lemcke

NYS Archives Record Management Grant – The Town Clerk met Monday with the consultant and the Village Clerk to review the draft report compiled by the consultant. The final report is expected next week. The Village Manager has been informed that the grant has been cut \$842.

AUTHORIZATION TO HIRE DEPUTY TOWN CLERK –KERRI SCOCCIA

RESOLUTION NO. 270-2009 Motion by Councilman Comardo, seconded by Councilman Smith, to hire Kerri Scoccia as second Deputy Town Clerk at an hourly wage of ten dollars, with consideration for an increase at the end of her probation period.

Motion carried: Aye 4 Nay 0 Abstained Supervisor Lemcke

Postage Meter Lease Renewal – There was discussion on options for a lease with Pitney Bowes for the current equivalent of our postage meter at the same price we have been paying. Options

for using the school district were discussed. It was determined that we would hold off until after the first of the year and Councilman Carmestro will contact Steve Ayers at the school district.

HIGHWAY DEPARTMENT REPORT

Supt. Speer noted that the Town Board agreed to hire Monroe County Department of Transportation (Resolution 137-2009) as managers for the bridge replacements on Hill Road and Collamer Road. An intermunicipal agreement was presented for approval.

AUTHORIZATION TO ENTER INTO INTERMUNICIPAL AGREEMENT BETWEEN THE COUNTY OF MONROE AND THE TOWN OF PARMA

RESOLUTION NO. 271-2009 Motion by Councilman Carmestro, seconded by Councilman Comardo, to enter into an Intermunicipal Agreement between the County of Monroe and the Town of Parma permitting the Monroe County to act as the Town's agent to manage the replacement of the Collamer Road bridge over West Creek; the Hill Road Bridge over Salmon Creek; and the Hill Road Bridge over Brockport Creek; and to authorized the Supervisor to execute this agreement

Motion carried: Aye 5 Nay 0

AUTHORIZATION FOR ENGINEERING CONTRACTS FOR BRIDGE REPLACEMENTS

Supt. Speer provided a recommendation and cost summary to the Town Board for the bridge replacements on Hill Road and Collamer Road.

Councilman Smith asked if it was necessary to put the services provided out for bid. Supt. Speer noted that this was considered professional services and that numerous proposals were submitted, reviewed and rated by the County to arrive at this choice. The actual construction work will go out to bid.

AUTHORIZATION FOR ENGINEERING CONTRACT BARTON AND LOGUDICE, P.C. REPLACEMENT OF THE HILL ROAD BRIDGE OVER BROCKPORT CREEK AND HILL ROAD BRIDGE OVER SALMON CREEK

RESOLUTION NO. 272-2009 Motion by Councilman Smith, seconded by Councilman Comardo, to enter into contract for the engineering services of Barton and Logudice, P.C. for the Hill Road bridge replacement over Brockport Creek and Hill Road bridge replacement over Salmon Creek.

Motion carried: Aye 5 Nay 0

AUTHORIZATION FOR ENGINEERING CONTRACT FISHER ASSOCIATES REPLACEMENT OF THE COLLAMER ROAD BRIDGE OVER WEST CREEK

RESOLUTION NO. 273-2009 Motion by Councilman Roose, seconded by Councilman Smith, to enter into contract for the engineering services of Fisher Associates for the Collamer Road bridge replacement over West Creek.

Motion carried: Aye 5 Nay 0

BUILDING DEPARTMENT REPORT

Mr. Barton reported he is working on the census report and work is ongoing for the National

Incident Management System (NIMS). He has met with representatives of the Village of Hilton and the Hilton Central School District to update the Hazard Mitigation Plan. There has been further discussion on a community storm water pond to possibly be located off Old Hojack behind the cold storage. He noted that it was felt this would be beneficial to both the Town and the Village to slowdown runoff after storms. Also discussed was using the fire hall as a command post for emergencies, this being the time to add it to the plan and the potential for federal funding. Donald Green asked how large the pond would be and if it would be possible to incorporate a park as part of the project. Mr. Barton estimated the size to be three acres and noted the project is speculation for possible federal funding.

OUT OF DISTRICT APPLICATION – KING HAMLIN – PARMA SEWER DISTRICT
560 HAMLIN PARMA TOWN LINE ROAD

Benjamin Mattern has applied to become an out-of-district customer in the King Hamlin-Parma Sewer District.

RESOLUTION NO. 274-2009 Motion by Councilman Carmestro, seconded by Councilman Smith, to approve the application of Benjamin Mattern, 560 Hamlin Parma Town Line Road, as an out-of-district customer in the King Hamlin – Parma Sewer District.

Motion carried: Aye 5 Nay 0

Sports Dome at 4618 Ridge Road West - Councilman Carmestro asked Bob Prince about the status of violations at the Sports Dome. Mr. Prince reported the food vendor is no longer there; a contract with a new food tenant is being negotiated and what will be required has been explained to them; the final electrical inspection, fire alarm and sprinkler results have been received; and the capacity still remains as ninety nine occupants for the dome and ninety nine occupants for the masonry portion of the building. The owner must apply to the State for a variance to increase the occupancy. There was additional discussion on signage.

RECREATION DEPARTMENT REPORT

Mr. Fowler reported the department year end review has been provided to the Town Board and he has spoken with the gentleman recovering from the batting cage incident this past July. He has recovered from the incident but he does still have some numbness on the left side of his face due to nerve damage.

2010 Community Development Block Grant (CDBG) - Correspondence was received from The Monroe County Department of Planning and Development about a February 12, 2010 deadline for CDBG applications for 2010 allocations. If there is a specific town project, such as the elevated footbridge over Salmon Creek which received 2009 CDBG funding the town should begin the application process.

Councilman Carmestro complimented the department on the great job and the excellent turn out for the Annual Tree Lighting Ceremony.

PARKS DEPARTMENT

Mr. Petricone reported he is working on having the skate park ramps put back together. He will need the assistance of the Highway Department to move pieces to the correct location within the skate park. If this is not possible he will seek bids/quotes for the work.

BUSINESS ITEMS

MICHAEL HIGH – PARKING GRIEVANCE

Mr. High was not present and there was no further information available on this matter.

INTERFUND TRANSFER – DRAINAGE

RESOLUTION NO. 275-2009 Motion by Councilman Carmestro, seconded by Councilman Roose, to approve an interfund transfer of \$16,759 to Part Town Drainage.

Motion carried: Aye 5 Nay 0

RETIREE HEALTH CARE

The Finance Director has requested a decision on what will be paid toward retirees' health care in 2010 for the four retirees that have chosen not to go with the Optimum plan. The Town is paying \$115.81 for participants in the Optimum plan.

RESOLUTION NO. 276-2009 Motion by Councilman Carmestro, seconded by Councilman Roose; to set the portion of retiree health benefit paid by the Town as \$115.81 for all retiree participants regardless of the plan the retiree selects.

Motion carried: Aye 5 Nay 0

MISCELLANEOUS

VACATION CREDIT – GREGORY SPEER

Clarification and resolution for forty hours of vacation time owed to Gregory Speer was concluded as part of the union negotiations.

RESOLUTION NO. 277-2009 Motion by Councilman Carmestro, seconded by Councilman Comardo; to credit Gregory Speer's vacation bank with forty hours of vacation time and allowing a one time carryover that is to be used by the end of 2010.

Motion carried: Aye 5 Nay 0

BUDGET TRANSFERS

There was clarification on a transfer to Miscellaneous Reimbursements. It was indentified as being for GIS services and made to the Research Foundation. There was discussion on transfers for the Highway Department.

TRANSFERS TO BUDGET

DEC

ACCT #	FROM DESCRIPTION	AMT.	ACCT #	TO DESCRIPTION	AMT.	REQUESTED
AOO575752044100	GAS & ELETRIC	250.00	AOO575751044200	TELEPHONE	100.00	GAVIGAN
			AOO575752043100	BOOKS	150.00	GAVIGAN
AOO516898940000	COMMUNITY CABLE	3,400.00	AOO516191047600	LIABILITY INSURANCE	3,400.00	GAVIGAN
AOO516162046000	CONTRACTED SERVICE	1,500.00	AOO516898948000	MISC REIMBURSEMENTS	1,500.00	GAVIGAN
AOO516162044100	GAS & ELECTRIC	5,825.00	AOO516162046900	TOWN HALL CLEANING	425.00	GAVIGAN
			AOO516162048000	MISC EXPENSES	350.00	GAVIGAN
			AOO516162049000	TOWN HALL IMPROVEMENTS	5,000.00	GAVIGAN
			AOO516167046000	CONTRACTED SERVICES	50.00	GAVIGAN
AOO513131048000	MISC EXPENSES	98.00	AOO513131021000	EQUIPMENT	210.23	GAVIGAN
AOO513131043000	EDUCATIONAL	112.23				
AOO576752049000	PROCEEDS	950.00	AOO576752046900	CLEANING SERVICE	1,320.00	GAVIGAN
AOO576752048000	MISC EXPENSES	370.00				
AOO590904081000	WORKERS COMP	9,527.00	AOO516142047400	LEGAL/TOWN	13,852.00	GAVIGAN
AOO590905081000	UNEMPLOYMENT	4,325.00				
AOO570762049005	AEROBICS	250.00	AOO570762049305	CARDIO	250.00	FWOLVER
LOO574741049100	CLEANING SERVICE	1,075.00	LOO574741046000	CONTRACTED SERVICES	5,654.15	KIRK
LOO574741044100	GAS & ELECTRIC	4,579.15				
BOO599990191100	BRUSH	11,000.00	DBO503101	BRUSH REVENUE	11,000.00	SPEER
BOO599990191300	PART TOWN PROJECTS	7,550.00	DBO503103	PART TOWN REVENUE	7,550.00	SPEER
SDO585854040000	DRAINAGE	9,210.00	DBO503102	DRAINAGE REVENUE	9,210.00	SPEER
DAO550514245300	DIESEL	836.01	DAO550514246000	CONTRACTED SERVICES	836.01	SPEER
DAO550514213000	OVERTIME	2,415.00	DAO550514212000	WINTER HELP	2,415.00	SPEER
DBO550901081000	WORKERS COMP	2,680.68	DBO550901081000	NYS RETIREMENT	2,680.68	SPEER
DBO550513045300	DIESEL	5,095.95	DBO550513012000	PART TIME LABOR	4,360.73	SPEER
			DBO550513048000	MISC EXP	735.22	SPEER
AOO511111021000	EQUIPMENT	221.81	AOO511111015000	BALIFF	115.00	SPEER
			AOO511111041000	OFFICE SUPPLIES	81.61	SPEER
			AOO511111045000	PERSONAL CAR	25.20	SPEER
AOO570731046022	HSC USAGE	450.00	AOO570731049632	CHEER CAMP	450.00	FWOLVER

BE IT RESOLVED, by the Town Board of the Town of Parma, New York; that the Town of Parma urges Congress to pass the Community Choice Act.

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Speaker of the House of Representatives, the House Minority Leader, the Senate Majority Leader, the Senate Minority Leader and to each member of the New York Congressional Delegation.

Motion carried: Aye 5 Nay 0

LIAISON REPORTS

**Councilman Smith – no report.

**Councilman Comardo – There was no Special Police meeting since the last Town Board meeting and the Recreation Commission met for a brief meeting and Christmas party.

**Councilman Roose – no report.

**Councilman Carmestro had nothing specific to report. He asked that a page be marked in recognition of Supervisor Lemcke's eighteen years of service as Parma Town Supervisor. He acknowledged Supervisor Lemcke as a leader for fiscal conservatism and as the driving force behind many accomplishments in the Town of Parma. *See end of minutes.*

WARRANT

RESOLUTION NO. 280-2009 Motion by Councilman Comardo, seconded by Councilman Smith, to approve payment of the warrant as submitted below.

FUND TOTALS			
AOO	General Fund	\$	160,983.09
BOO	Part Town	\$	2,860.29
DAO	Highway, Townwide	\$	5,641.93
DBO	Highway, Part Town	\$	3,110.06
SDO	Townwide Drainage	\$	2,925.00
TAO	Trust & Agency	\$	8,441.28
GRAND TOTAL:			\$ 183,961.65

Motion carried: Aye 5 Nay 0

There being no further business brought before the Town Board, Councilman Carmestro made a motion to adjourn the meeting at 7:40 p.m., seconded by Councilman Comardo and all were in favor.

Respectfully submitted,

Donna K. Curry
Parma Town Clerk

IN RECOGNITION OF RICHARD A. LEMCKE
TOWN OF PARMA SUPERVISOR
1992 ~ 2009