

RICHMOND TOWN BOARD
REGULAR MEETING
RICHMOND TOWN HALL
8690 MAIN STREET
HONEOYE, NY 14471
TUESDAY, May 8, 2012/7:00 PM

Supervisor Ralph Angelo
Council Member Gary Hubble (absent)
Council Member Stephen Barnhoorn
Council Member Thomas Gendreau
Council Member John Chrisman

48 Residents and guests

Privilege of the floor

John Berry

Ontario County Sewer

Ontario County is planning to implement house by house inspection of sewer connections. This may require entry into homes to determine if too much wastewater is going through the system. Homeowners will receive letters of explanation and will schedule inspections. Many homeowners don't realize that a sump pump hooked up to the sewer system is illegal. Residents asked questions and Council Member Chrisman asked what would happen if entry is refused. The County would be compelled to take legal action if entry was prevented.

Dave Ives

Proprietor of Buck's Landing at Trident Marine

Mr. Ives introduced himself to the Board and residents. He will be opening his restaurant and bar May 21. He has not applied for a vessel liquor license as has been reported. He formerly owned The Roost and is looking forward to using his experience to provide the town with a safe and friendly environment. He is serving lunch and dinner, fish fries on Friday and Saturday, cocktails, prime rib, and a great meal selection.

Some music will be provided. Hours will be Sunday through Thursday, 11 am to 10 pm. Friday and Saturday 11 am to 11 pm. He will be closing the deck ½ hour before closing. He knows

RICHMOND TOWN BOARD
REGULAR MEETING
RICHMOND TOWN HALL
TUESDAY, May 8, 2012/7:00 PM

some people have concerns, but he wants to be a good neighbor. He will pay strict attention to noise, garbage, etc. His door is always open and he is now hiring. Mr. Ives welcomed everyone to Buck's Landing.

Kris Singer

Supervisor Town of Canadice

Supervisor Singer asked for the renewal of the contract for Captain Redbeard's Feast to be held at Sandy Bottom Park on Labor Day weekend 2012.

Council Member Barnhoorn motioned to authorize Supervisor Angelo to sign the 2012 contract with Hearts for Captain Redbeard's Feast.

Council Member Gendreau 2nd.

All in favor.

Audrey Carrier

President Honeoye Lake Area Chamber of Commerce

The Chamber is excited about the a few new businesses that have come to town, Buck's Landing, a new antique shop, East Lake Grill, and the addition of beer and wine to Mill Creek's offerings. Ms. Carrier would like the Board to approve holding The Olde Village Market on the front lawn of the Town Hall this season on Saturdays from 8am to 1pm. The Chamber has provided the Town with the required insurance rider.

There was discussion regarding multiple issues, potential confusion, moving the trash service out back, gravel needed to be hauled in, and alternate sites including Sandy Bottom. One resident was concerned about the potential inconvenience of traffic buildup. Community supporter Ed Soback spoke enthusiastically about the positive aspects of the market and the boost to the economy of the town. Resident Kent Emirbayer encouraged the Board to give it a try this year.

Discussion continued.

7:54 PM

Council member Chrisman offered his business parking lot if the Board declined to approve the Town Hall.

RICHMOND TOWN BOARD
REGULAR MEETING
RICHMOND TOWN HALL
TUESDAY, May 8, 2012/7:00 PM

Council Member Gendreau motioned to authorize the Honeoye Lake Area Chamber of Commerce to hold The Olde Village Market on the Town Hall property in front of the gazebo. The first season will be to assess and work out issues. This authorization is for the 2012 summer season only.

Council member Chrisman 2nd.

All in favor.

Resident Michelle Hodgeman

Big Tree Road

Ms. Hodgeman would like to propose that the water district goes up Big Tree Road. She said that if the district was larger the cost per customer would be less. The Board explained that they would need to be petitioned by the interested parties. Big Tree Road would have to be a separate district from the Ashley/White Roads District.

Council Member Barnhoorn motioned to approve the minutes from the April 10, 2012 Town Board Meeting.

Council Member Chrisman 2nd.

All in favor.

Council member Barnhoorn motioned to approve Abstract 05 2012.

Council Member Gendreau 2nd.

All in favor.

Code	Voucher #s	Fund	Prepays	Unpays	Totals
A	1163-1204	GENERAL FUND	\$ 4,315.66	\$ 26,278.99	\$ 30,594.65
DA	2068-2082	HIGHWAY	\$ 5,360.68	\$ 80,375.55	\$ 85,736.23
SL	5005	STREET LIGHT DISTRICT		\$ 521.67	\$ 521.67
SW	3082-3097	HONEOYE WATER DISTRICT	\$ 8,714.95	\$ 3,466.01	\$ 12,180.96
SW1	3082-3097	SHETLER RD WATER DISTRICT	\$ 72.67	\$ 183.00	\$ 255.67
SF		RICHMOND FIRE DISTRICT			
			\$ 18,463.96	\$ 110,825.22	\$ 129,289.18

RICHMOND TOWN BOARD
REGULAR MEETING
RICHMOND TOWN HALL
TUESDAY, May 8, 2012/7:00 PM

Planning Board

Chairman Ed Jackson

Member Barbara Randall has been working diligently on the Right-to-Farm Law. She has spent a lot of time with Ontario County Planning drafting this law. A map was provided to the Board which showed the affected areas of Richmond. The law has been sent to NYS Agriculture and Markets. It will then go back to the Ontario County Planning Board. It has been well received. Tonight they would like the Board to vote to begin the official process. Discussion ensued.

Council member Barnhoorn motioned to send the Right-to-Farm Law to the Ontario County Planning Department to review and return to us.

Council Member Gendreau 2nd.

All in favor.

Chairman Jackson reported on the May 1 meeting and the presentation by Kent Emirbayer. Mr. Emirbayer gave a complete explanation of the campground project he is proposing. He has made application to the Zoning Board of Appeals and will meet with them next Tuesday.

Chairman Jackson stated that Dave Roome is adding a business in the Honeoye Business Park. He will go through the SEQR process.

A number of people are going to training at Bushnell's Basin regarding the Historic Trails Project with Genesee Finger Lakes Region Park Committee.

Streetscape Committee

Chairperson Audrey Carrier

The committee meets every 3rd Monday. The gazebo benches have been rebuilt and replaced. Kent Emirbayer and Gary Hubble donated the wood and built them. There have been two more donations of benches. There was discussion about the type of wood used for benches.

Streetscape is starting a tree donation project that would put a tree on each side of the pocket parks.

The sidewalk project in front of Mill Creek Café is moving forward.

RICHMOND TOWN BOARD
REGULAR MEETING
RICHMOND TOWN HALL
TUESDAY, May 8, 2012/7:00 PM

The Sullivan Monument is being moved. They have the DEC paperwork for the permit. Superintendent Fleig got a price of \$800 to move the monument. Library Director Wendy Krause asked that it be done by June 1.

Streetscape will now be linked to the Town of Richmond website.

Jeannie Richeson is donating \$500 to the Town for Christmas lighting.

Council Member Barnhoorn got an email from Greg Trost at the NYSDOT regarding repairs to State Route 20A. The project will be let on June 7. There are 45 days between letting and awarding the project. The work will continue into Bristol.

Highway Department

Superintendent Thomas E. Fleig

In March, a group including himself and Council Member Hubble met with representatives from the Honeoye Lake Park Association regarding overflowing drainage pipe issues on Sherbrooke Street. The group followed the pipes and quickly found problems with deteriorated pipes, severed and exposed pipes, and new construction on top of pipes. The Association representatives could see the problem was their own and are looking into solutions.

Superintendent Fleig attended a meeting on hydraulic fracturing. One thing that must be in place is some type of bonding for our roadways if hydraulic fracturing is done in our area. Our town roads are not strong enough to bear the load of heavy equipment on a continual basis. We should have a video recording of existing roads, and load limit signs should be posted. We only have logging road use laws. We need local laws to enforce proper road usage with the gas companies. Superintendent Fleig wants to work on this now while we have time and can investigate the situation in Pennsylvania where towns have dealt with this.

Hydraulic Fracturing Committee Member Randy Walker pointed out that our roads could be impacted by hydraulic fracturing in neighboring towns.

Superintendent Fleig's position is to do what needs to be done to protect the town.

A discussion began about the bid for the 6x4 dump truck, plow and wing sander. The

RICHMOND TOWN BOARD
REGULAR MEETING
RICHMOND TOWN HALL
TUESDAY, May 8, 2012/7:00 PM

recommended bid had been discussed at the April meeting. Discussion continued regarding leasing versus purchasing, the NYS Comptroller's position on this which suggested a cost/benefit analysis, and doing business with Tenco or Viking.

8:53 PM

Council Member Chrisman stated that we already budgeted for the lease. The only question that remained is which plow kit to purchase.

Council member Chrisman motioned to approve the recommended lease purchase of the Regional International 6x4 dump truck with Viking equipment.

Supervisor Angelo 2nd.

Council Member Barnhoorn	Nay
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Council Member Gendreau	Nay
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Council Member Chrisman	Aye
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Supervisor Angelo	Aye
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Motion denied.

Superintendent Fleig would like to readvertise the old boom mower because the high bid was only \$4000. There was discussion of where equipment could be advertised and looking into other avenues was recommended.

There was a storm Thursday at 11:30 pm to 4:30 pm the next day. We replaced a pipe on East Lake Road. Some residents were quite angry and extremely verbal because East Lake Road was closed. A line item for an electronic sign will be included in next year's budget.

Council Member Barnhoorn asked Superintendent Fleig who helped him with the storm damage. Superintendent Fleig said he had Mike Stoddard and Rob Deats, the rest of the crew did not respond to their calls.

The Sullivan Monument needs to be moved. Superintendent recommended to the Board to have the town dig the hole and then Joe Snyder will rig it and build a base footer for \$800.

RICHMOND TOWN BOARD
REGULAR MEETING
RICHMOND TOWN HALL
TUESDAY, May 8, 2012/7:00 PM

Council Member Gendreau motioned to hire Joe Snyder to put the footer in and rig the monument.

Council Member Barnhoorn 2nd.

All in favor.

Council Member Barnhoorn wanted to know what we could do to help Sally Blackmer's property which was impacted by the last storm. He would like her culvert pipe replaced. Superintendent Fleig acknowledged many gulleys down East Lake Road need pipes replaced as well.

Council Member Chrisman's place of business was again flooded. Even though Superintendent Fleig was under the gun during the storm, he got out there and pulled out 5 downed trees that would have flooded Mill Creek Café. There was discussion about the creek situation.

Council Member Barnhoorn motioned to recess the regular Town Board Meeting.

Council Member Gendreau 2nd.

All in favor.

Council Member Barnhoorn motioned to convene as the Honeoye Consolidated Water District Board of Commissioners.

Council Member Gendreau 2nd.

All in favor.

Water Department

Deputy Water Superintendent Roger Moran would like to thank Superintendent Fleig and the Highway Department for the use of equipment and a 10 wheeler for gravel to fix the leak behind the Town Hall. He fixed several other leaks and is now pumping 10-15,000 gallons a day less than last month.

Council Member Gendreau motioned to authorize Deputy Superintendent Moran to contact Ross Valve to make the repairs to the automatic valve on Briggs St. cost not to exceed \$3431.22.

Council Member Barnhoorn 2nd.

All in favor.

RICHMOND TOWN BOARD
REGULAR MEETING
RICHMOND TOWN HALL
TUESDAY, May 8, 2012/7:00 PM

Council Member Barnhoorn motioned to recess as the Honeoye Consolidated Water District Board of Commissioners.

Council Member Gendreau 2nd.

All in favor.

Council member Barnhoorn motioned to reconvene the regular Town Board Meeting.

Council Member Gendreau 2nd.

All in favor.

Buildings and Grounds

Deputy Superintendent Moran reported that the memorial has been repaired and the head is back in place. Some dead trees are going to be removed and chipped from the park area on East Lake Road.

Code Enforcement

Code Officer Jim Moore submitted his report.

Council Member Barnhoorn asked about a new business on Shetler Road. Code Officer Moore said it is a home occupied business. 50 feet is the setback for businesses in that area. There was discussion about the requirements for this business which repairs lawn mowers and chain saws. Planning Board Chairman Ed Jackson said that 3 people have asked him why the Planning Board allowed that business in that area. Council Member Chrisman was concerned that requirements for the potential business moving into the old Becker Motors property were so stringent that the potential buyers were scared away. And now this new business seems to have slid through with no requirements. Discussion continued.

9:23 PM

Recreation

Recreation Director Holly Stoddard

Director Stoddard submitted her report of ongoing activities: tumbling, dance, and volleyball. Upcoming activities include spring soccer and the summer rec program.

She requested that the Board approve the designated 12 lifeguards, 11 re-hire Recreation Assistants, and 8 new Recreation Assistants.

RICHMOND TOWN BOARD
REGULAR MEETING
RICHMOND TOWN HALL
TUESDAY, May 8, 2012/7:00 PM

Council Member Barnhoorn motioned to approve the list of hires for the 2012 summer recreation season.

Council Member Gendreau 2nd.

All in favor.

Town Clerk

Town Clerk Linda Grace submitted her financial report. The copier has still not sold and will be advertised on eBay classifieds.

Supervisor Angelo began a discussion of the water vote details.

He also referred to a meeting that took place regarding the future of what is presently our town owned water department. Attorney Russ Kenyon introduced a resolution that would allow the town to pursue other options for that department.

**Town of Richmond
Town Board Resolution
05 2012 29**

**RESOLUTION REQUESTING A HOME RULE BILL BE INTRODUCED IN THE 2012 NYS LEGISLATIVE
SESSION**

WHEREAS, The Honeoye Consolidated Water District and the Shetler Road Water District (Public Water Supply ID #34-01158 and #34-30033) are public water districts wholly located in the Town of Richmond, Ontario County, New York State; and

WHEREAS, The Richmond Town Board in its role as the Board of Water Commissioners is responsible for the operation and maintenance of these public water districts; and

WHEREAS, The Richmond Town Board has entered into negotiations with the Monroe County Water Authority and is considering entering into a Lease Agreement for the Monroe County Water Authority to operate and maintain these public water districts; and

WHEREAS, The Town of Canadice has recently created a new water district which would be supplied by the Water Districts under the control of the Town Board of the Town of Richmond acting as the Board of Water Commissioners, and

WHEREAS, Entering into a Lease Agreement with the Monroe County Water Authority would benefit the ratepayers in these public water districts with a potential of significantly reduced water rates and fulltime professional maintenance and operation; and

WHEREAS, In order for the Monroe County Water Authority to operate the Town of Richmond's Water Districts and the new Town of Canadice Water District, an Amendment must be made to the Monroe County Water Authority Statute allowing the Town of Richmond and the Town of Canadice to be added to the existing list of municipalities whose water systems can be leased, operated, and maintained by the Monroe County Water Authority; and

WHEREAS, In order to accomplish being added to the existing list, a Home Rule Bill must be formally introduced in the 2012 New York State Senate and Assembly seeking this Amendment.

Now, therefore be it

RESOLVED, The Richmond Town Board, as the Board of Water Commissioners for these public water districts, hereby requests Senator Patrick M. Gallivan and Assemblyman Sean T. Hanna to author and submit to the 2012 Session of the New York State Legislature the necessary Home Rule Bill to effectuate this Amendment; and

Be it further RESOLVED, That the Richmond Town Clerk is directed to send certified copies of this Resolution to Senator Patrick M Gallivan, Assemblyman Sean T. Hanna, and Nicholas Noce, Executive Director of the Monroe County Water Authority.

Council Member Gendreau so motioned.

Council member Chrisman 2nd.

The question of the adoption of the foregoing was duly put to a roll call vote which resulted as follows:

Councilman Hubble	voting	Aye
Councilman Barnhoorn	voting	Aye
Councilman Gendreau	voting	Aye
Councilman Chrisman	voting	Aye
Supervisor Angelo	voting	Aye

RICHMOND TOWN BOARD
REGULAR MEETING
RICHMOND TOWN HALL
TUESDAY, May 8, 2012/7:00 PM

9:40 PM

Council Member Barnhoorn motioned to move into Executive Session for pending and threatened litigation and the employment history of a particular individual.

Council Member Gendreau 2nd.

All in favor.

Council Member Barnhoorn motioned to exit Executive Session and reconvene the regular Town Board Meeting.

Council Member Gendreau 2nd.

All in favor.

10:32 PM

Council Member Barnhoorn motioned to establish an annual auto allowance of \$500 to cover travel expenses incurred by the Recreation Director.

Council member Chrisman 2nd.

All in favor.

Council Member Barnhoorn motioned to adjourn the regular Town Board Meeting.

Council Member Gendreau 2nd.

All in favor.

Meeting adjourned.

10:33 PM

Next regular Town Board Meeting is Tuesday, June 12, 2012 at 7:00 PM.

Linda A. Grace, Richmond Town Clerk

May 31, 2012