

**Town of Richmond
Town Board Meeting
Tuesday, April 9, 2019 7:00 pm
8690 Main Street, Honeoye, NY 14471**

**Supervisor Caroline Sauers
Councilman Stephen Barnhoorn
Councilman Daryl Marshall
Councilman David Violas
Councilwoman Amy Linehan**

21 Residents and guests

7:00 pm

Privilege of the floor.

Resident Bonnie Sykes

Little Lakes Community Center

Events are being planned for June 30th – July 6th , Patriots' Week.

"America is a tune, it must be sung together." (Gerald Stanley Lee)

- Sunday, 6/30 – Kickoff chicken barbeque by the Ladies Auxiliary
- Monday, 7/1 – TBD
- Tuesday, 7/2 – TBD
- Wednesday, 7/3 – Fireworks
- Thursday, 7/4 – 4th of July Parade which will include:
 - Floats
 - Dancers
 - Antique cars
 - Horses
 - A kids' art contest
- Friday, 7/5 – Veterans' Motorcycle Cruise, food vendors, a band. The cruise proceeds will benefit Katie's Closet which provides school clothes for kids.
- Saturday, 7/6 – TBD

The community group would like help with advertising and they need to raise \$300.

**Paul Schmitt
Honeoye Junior Baseball**

- Presented the Board with a drawing for the 8' by 10' shed to be used for storing equipment at the Honeoye Junior Baseball fields.

Councilman Barnhoorn motioned to authorize Honeoye Junior Baseball to proceed with construction of an 8' by 10' equipment shed at the Honeoye Junior Baseball fields which is an Eagle Scout project.

Councilman Marshall 2nd.

All in favor.

Corey Figueiredo

Owner/ President Future Forest Consulting, Inc.

Sandy Bottom Park Forest Management and Replanting

Councilman Marshall asked Mr. Figueiredo multiple questions about the status of the logging project at Sandy Bottom Park.

Responses:

- The project will be done next week.
- Tomorrow the East Lake Road 3M property will be seeded and ruts leveled out. Mr. Figueiredo is working with the leasing farmer.
- They are done pulling tree tops out. The tops and brush will remain in the northern section, from the field to the boardwalk within 100' of the creek. Mr. Figueiredo may donate some time to clear more.
- There is concern from the Board that remaining tops and brush will flow down to the Main Street Bridge in an extreme flooding event.
- Mr. Figueiredo stated that his company has already done a lot of pro bono work.
- On the east side of Sandy Bottom Park, logs will be removed and tops mulched around the maintenance building. Logs along the trail will be removed next week.
- Discussion ensued regarding smaller logs along the boardwalk trail and a big ash tree lying in the swamp.
- Regarding completing the job, it should be done in winter when the ground is frozen.
- Roughly 100 trees still need to come out.
- Mr. Figueiredo is donating 600 trees to be planted and will do some seeding.

Councilman Barnhoorn motioned to approve **Abstract 04 2019** with the exception of voucher #1158.

Councilwoman Linehan 2nd.

Councilman Barnhoorn	Aye
Councilman Marshall	Aye
Councilwoman Linehan	Aye
Councilman Violas	Aye
Supervisor Sauers	Aye

Code	Voucher #s	Fund	Prepays	Unpays	Totals
A	1112-1159	GENERAL	\$ 7,234.40	\$ 36,135.02	\$ 43,369.42
DA	2050-2064	HIGHWAY	\$ 89,694.89	\$ 9,512.28	\$ 99,207.17
SL	4003	STREET LIGHT DISTRICT		\$ 562.05	\$ 562.05
SW	3004-3005	HONEOYE WATER DISTRICT	\$ 95,999.37		\$ 95,999.37
SW1	3004-3005	SHETLER RD WATER DISTRICT	\$ 11,773.09		\$ 11,773.09
SW2		EAST LAKE RD WATER DISTRICT			\$ -
SW3		ASHLEY/WHITE WATER DISTRICT			\$ -
H4		SHETLER RD WD EXT #1 CP			\$ -
H5		ABBAY RD DEEP CULVERT			\$ -
H6		SHETLER RD WD EXT #2 CP			\$ -
H7		PINEWOOD, CURTIS, CANANDICE RDS			\$ -
ES		SOLID WASTE MANAGEMENT			\$ -
SF		RICHMOND FIRE DISTRICT			\$ -
			\$ 204,701.75	\$ 46,209.35	\$ 250,911.10

Councilman Barnhoorn motioned to approve the Supervisor's Reports from **January 2019** and **February 2019**.

Councilman Violas 2nd.

All in favor.

Planning Board

Chairwoman Michelle Hodgeman

- Minor Subdivision – Thomas Schenkel – Tabled to the April 25th meeting.
- Minor Subdivision – Scott Harris – Public Hearing is scheduled for April 25th meeting.
- BK Ward property – Thorough paperwork submitted explaining septic, flood zone, and additional information from the DEC.
- Sketch Plan Discussion – Broadway Group – Proposing new larger Dollar General store on Main Street. The Planning Board didn't want a cookie-cutter square building. They also requested sidewalks, landscaping, etc. The representative will present the requests to the developer.
- Councilman Barnhoorn updated the Planning Board on the proposed code change to the Wolinski property which has been sent to the County for review.
- Len Wildman presented the Ontario County Planning Board report.
- The new site plan application was approved. They will meet with Code Officer Spencer Shumway to streamline the application process.

Zoning Board of Appeals

(Excerpt from minutes)

- Public Hearing – Scott and Peggy Harris – 44 Briggs Street, Tax Map #135.20-1-40.000. Requesting an area variance for relief from the 100 foot minimum width when subdividing one lot into two. Approved.
- Public Hearing – Jean Riorden – 8575 North Shore, Tax Map #150.05-1-42.000. Requesting an area variance to build a 14' x 38' addition off an alcove, seeking relief from the 25% maximum lot coverage. Approved.
- Public Hearing – Doug Rogers – 5237 County Road 36, Tax Map #149.15-1-25.000. Requesting an area variance for 15 feet of relief of the required 20 foot setback on the west side of the property to construct a new woodshop. No decision.
- Public Hearing – Doug Rogers – 5237 County Road 36, Tax Map #149.15-1-25.000. Requesting an area variance for approximately 30-35 feet of relief from the required 50 foot setback from the shoreline to install two new deck platforms. No decision.

Lake Quality

Honeoye Lake Watershed Task Force

Chairman Terry Gronwall

- FLCC Muller Field Station Open House Saturday, April 13th from 10 am to 2 pm. Walleye fish culture presentation, nature walks for kids, and more activities.
- HVA Roadside Cleanup Saturday, May 11th, 8 am till 12 pm. The event will start off with a free hot breakfast from 8 AM - 9 AM sponsored by and at the United Church of Christ 8758 Main St. Honeoye, NY. HVA volunteers will distribute garbage bags and coordinate road assignments from 8AM - 9 AM at the UCC.
- DEC has contracted with Princeton Hydro, a certified lake management consultant, to do a feasibility study of using Alum Treatment and/or an Aeration System for Honeoye Lake In-Waterbody Nutrient Inactivation
- NYS DEC Honeoye Lake Total maximum Daily Load (TMDL) analysis project
 - Honeoye Lake TMDL is pending approval for it to be effective.
- Gave the Waldon Project students an overview presentation of the Honeoye Lake watershed and with the assistance of Ontario County oil and Water Conservation District, a tour of our Inlet Restoration Project as part of their watershed education module.

Code Committee

Councilman Barnhoorn

- Presented the Board with proposed revisions to Ch. 162 On-Site Wastewater Treatment Systems for review and discussion at the April 23rd workshop.

Councilman Barnhoorn motioned to refer the Proposed Annexation of Park Parcels to the Town Planning Board.

Councilman Violas 2nd.

All in favor.

Town of Richmond

Town Board Resolution

04 2019 40

RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING FOR A PROPOSED LOCAL LAW

**CHANGING THE ZONING DISTRICT CLASSIFICATION OF A CERTAIN PARCEL AND AMENDING A PORTION
OF THE TOWN OF RICHMOND ZONING MAP**

WHEREAS, the Town Board of the Town of Richmond, after due deliberation, finds it in the best interests of the Town to schedule a public hearing to solicit public comment upon a proposed Local Law Changing the Zoning District Classification of a Certain Parcel to the F Industrial District and Amending a Portion of the Town of Richmond Zoning Map accordingly; and

WHEREAS, the Town Board of the Town of Richmond has reviewed the draft of the aforementioned proposed Local Law attached hereto as Exhibit "1" and deems it in the best interests of the Town of Richmond to proceed in accordance with the Code of the Town of Richmond and the Laws of the State of New York in adopting said Local Law; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be, and she hereby is, directed to schedule a public hearing to be held on May 14, 2019, at 7:00 p.m. at the Richmond Town Hall, 8690 Main Street, Honeoye, New York; and be it further

RESOLVED, that the Town Clerk, be and hereby is, authorized to forward to the official newspapers of the Town a Notice of Public Hearing in the form substantially the same as that attached hereto as Exhibit "2"; and be it further

RESOLVED, that the Town Clerk be, and she hereby is, directed to post a copy of the proposed Local Law on the Town of Richmond sign board and take any and all other necessary actions to properly bring the aforementioned Local Law before the Town Board of the Town of Richmond for its consideration; and be it further

RESOLVED, that the Town Clerk be, and hereby is, authorized to provide all other notices as required by law for the adoption of this local law.

Councilman Barnhoorn motioned to adopt the resolution.

Councilman Marshall 2nd.

Roll call vote was performed by Richmond Town Clerk Linda A. Grace.

Councilman Barnhoorn	Aye
Councilman Marshall	Aye
Councilwoman Linehan	Aye
Councilman Violas	Aye
Supervisor Sauers	Aye

- A brief discussion ensued regarding the County's interest in this zoning change.

Parks and Recreation Committee

Len Wildman, Chairman

- Coming Events:
 - April 26th – Arbor Day at the Town Hall – One tree will be planted at 5:30 pm.
 - May 4th – Love Your Park Day – Sandy Bottom Park and Nature Trails –Beach cleanup and tree planting.
 - May 11th – Forest Church: The United Church of Christ will meet in the forest and plant trees.
 - June 1st – Community Day – Family Events. Brochures will be available.
- Architects of the Park Management Plan are Len Wildman, Ed Jackson, Solon Barnard, and Karyn Hermann.
- Friends of Sandy Bottom Park is a non-profit group. Donations are accepted and information can be found on its Facebook page. Groups or organizations are encouraged to host tree planting events.

Comprehensive Plan Committee

Councilwoman Linehan

- The committee is meeting every other week.
- The sub-committees are Economic Development and Infrastructure. A transportation Grant is being explored at the County.
- The group is working through each section of the existing plan. We will be seeking out specific requests and soliciting input from various groups.
- Mail Chimp has been set up for better communication.

Recreation

Director Holly Stoddard

- Ongoing Activities
 - Fitness Room
 - Aerobics

- Women's Volleyball
- Senior Citizens' Activity on April 10th
- Spring Tumbling
- Upcoming Activities
 - Afterschool Volleyball for K-6th
 - Afterschool Basketball for K-6th
 - Swim Lessons

Councilman Barnhoorn motioned to approve hiring the Recreation Assistants listed and presented by Director Stoddard for the 2019 spring, summer, and fall recreation activities.

Councilwoman Linehan 2nd.

All in favor.

- Discussion followed regarding the Memorandum of Understanding between the Cornell Cooperative Extension and the Town of Richmond for the 4-H Camp Bristol Hills Pool Use. Some questions remain with the wording of the agreement. Director Stoddard will discuss this with Executive Director Tim Davis and bring the document back to the May meeting.

Highway Department

Superintendent Thomas E. Fleig

- Allens Hill Road Culvert Pipe project is 50% complete. They will be black topping on Monday.
- The 2019-20 salt allotments have been ordered.
- He would like approval to send Truck #9, the 2013 International dump truck with front and side plow to the auction in Palmyra.

Councilman Marshall motioned to put the 2013 International dump truck with front and side plow in the Palmyra Municipal Auction in May.

Councilman Barnhoorn 2nd.

All in favor.

- The fourth pipe must be installed next week located north of the south walking trail bridge on the Sandy Bottom Nature Trail. Discussion ensued regarding the remaining tops and logs left in the park, potential flooding hazards from the remaining debris, and the need for additional cleanup from the logging operation.

Councilman Marshall motioned to prepare an RFP (Request for Proposals) to remove remaining tree tops and debris left behind from the logging operation in Sandy Bottom Park, for consideration at the April 23rd Town Board Workshop.

Councilman Barnhoorn 2nd.

All in favor.

- Truck #9, the 2019 International Paystar is at an equipment show at Tech Park tomorrow and is also featured in a Regional International Calendar this year.
- The “Local Roads Matter 2019” meeting in Albany with Highway Superintendents from across the state was not successful. The state is not fully funding the CHIPS (Consolidated Local Street and Highway Improvement Program). Money was also lost from bridge repair and extreme weather categories.

Code Enforcement

Code Officer Spencer Shumway

- **OUTSTANDING PERMITS:** At the end of March, there were five outstanding permits thirty months old or older. Two of these permits are over the three year limit. All were notified.
- **FIRE AND SAFETY INSPECTIONS:** I was able to schedule and complete three Fire and Safety inspections in March. All were multi-family units and all passed inspection. More are being scheduled.
- **FEES COLLECTED:** There were fourteen building permits issued in March. A total of \$1,238.45 in fees was collected by the Building and Zoning Department for these permits. Project estimates for these permits came to \$202,005. There was another \$40.10 collected to renew a permit. This brings the total of fees collected by this office in March to \$1,278.55.
- **CERTIFICATES OF OCCUPANCY OR COMPLIANCE:** Seven permits were completed and issued certificates in March.
- **VIOLATIONS OR COMPLAINTS:** There were two violation letters issued in March. One has been corrected. The other has till 4/10/19 to respond.
- **REQUEST FOR INTERPRETATIONS:** In March, there were no new request applications for the Planning or Zoning Boards.
- **DOCUMENTED OVERTIME:** As stated in the employee’s handbook, I am reporting compensatory time that I had accumulated for the month of March. If exact days and hours are needed by the Supervisor, I have them all documented. With certification classes and Board meetings in the evenings, I would like to report sixteen hours to be used in the month of April. Please let me know if this is approved by the Supervisor.
- **FLOODPLAIN VIOLATIONS:**
 - Attorney Sheila Chalifoux sent letters out last week. There are still a couple of properties that don’t meet the NYS DEC standards. The deadline is May 29th.
 - Problems continue at Creekplace Manor Mobile Home Park. Residents are being charged excessive amounts for water use that they can’t explain. They have been directed to contact the NYS Attorney General for complaints against landlords.

Town Clerk Linda A. Grace

- Revenues and disbursements for March, 2019 were \$2680.50.
- 2019 Town and County Taxes were settled with Ontario County on April 8, 2019.

Supervisor Sauers

- Mill Creek Remediation Project
 - Multiple residents are still reluctant to sign easements. Another informational meeting may be helpful. Councilman Violas will arrange this.
 - Discussion followed regarding acquiring the trees needed for this project. There are several problems with harvesting them from property bordering the creek, the Standera property, as well as impacting the farmer leasing the park land. Other sources for the required trees will be investigated.

Town of Richmond

Town Board Resolution

04 2019 41

RESOLUTION AUTHORIZING THE SALE AND CONSUMPTION OF ALCOHOL AT THE SANDY BOTTOM PARK PURSUANT TO TOWN CODE § 153-20

WHEREAS, the Honeoye Lake Rotary Club (“User”) has submitted a Request for the exclusive use of the Pavilion at the Sandy Bottom Park for the purpose of Wine and Beer Tasting (“Event”) to be held on June 1, 2019 between the hours of 9:00 AM and Dusk; and

WHEREAS, Town Code § 153-12(B)(1) prohibits the use of alcoholic beverages within Sandy Bottom Park, except authorized by the Town Board pursuant to Town Code § 153-20; and

WHEREAS, User has requested the Town Board’s authorization to sell and serve alcohol at the Event pursuant to Town § 153-20; and

WHEREAS, User shall execute a Hold Harmless and Indemnification Agreement specifically and unconditionally agreeing to hold the Town of Richmond and all of its officers and/or departments harmless from, and indemnify the Town against, any and all injuries, claims, liabilities, debts or actions of any type whatsoever resulting from the use of Sandy Bottom Park in connection with the Event; and

WHEREAS, User shall submitted the requisite insurance documents and the Town shall review them, ensuring each of the Town’s Insurance Requirements will be met; and

WHEREAS, User shall obtain the appropriate liquor license from New York State permitting it to sell and serve alcohol at the Event and provide a copy to the Town; and

WHEREAS, pursuant to Town Code § 153-20, the Town Board waives and allows the usage of glass containers for this User and Event only; and

WHEREAS, the Town of Richmond shall rely upon the said Indemnification of the Town, insurance documents and license in determining whether or not to authorize the sale and consumption of alcohol at the Event; and

NOW, THEREFORE, IT IS RESOLVED, that the Town Board authorizes the sale and consumption of alcohol at the Event.

Councilman Barnhoorn motioned to adopt the resolution.
Councilwoman Linehan 2nd.

Roll call vote was performed by Richmond Town Clerk Linda A. Grace.

Councilman Barnhoorn	Aye
Councilman Marshall	Aye
Councilwoman Linehan	Aye
Councilman Violas	Aye
Supervisor Sauers	Aye

**Town of Richmond
Town Board Resolution
04 2019 42**

**RESOLUTION OF APPRECIATION: GORDON DECILLIS
RICHMOND PLANNING BOARD**



WHEREAS, Richmond Planning Board Member and Chairman Gordon DeCillis has elected to step down;
and

WHEREAS, on April 7, 1987, Gordy was appointed by the Richmond Town Board to fill the unexpired term of Raymond Jacquier; and

WHEREAS, Gordy faithfully and diligently served on the Planning Board from 1987 through December 31, 2003 and from January 1, 2014 through February 2019; and

WHEREAS, Gordy further served as Chairman of the Planning Board from January 1, 1991 through December 31, 1997 and again, from January 1, 2014 through December 31, 2018; and

WHEREAS, Gordy helped guide Commodore Plastics (now Dolco Packaging) through the permitting and site plan approval process, and reviewed many other key projects; and

WHEREAS, through Gordy's leadership style and example, he encouraged input from each Planning Board member; and

WHEREAS, Gordy served as a member of the Code Review Committee, offering valuable insights into Code revisions and amendments, and consistently advocating for a streamlined process; and

NOW, THEREFORE BE IT RESOLVED, this Town Board wishes to express its appreciation and gratitude to Gordy DeCillis for 21 years of unstinting public service to the Town of Richmond; and

BE IT FURTHER RESOLVED, that Gordon DeCillis be furnished a copy of this Resolution, which is spread upon the minutes of the April 9, 2019 Town Board meeting.

Councilman Barnhoorn motioned to adopt the resolution.

Councilman Marshall 2nd.

Roll call vote was performed by Richmond Town Clerk Linda A. Grace.

Councilman Barnhoorn	Aye
Councilman Marshall	Aye
Councilwoman Linehan	Aye
Councilman Violas	Aye
Supervisor Sauers	Aye

**Town of Richmond
Town Board Resolution
04 2019 43**

RESOLUTION AUTHORIZING TRANSFERS TO RESERVE ACCOUNTS

RESOLVED, the Richmond Town Board hereby authorizes the following transfers be made to the following reserve accounts:

\$11,000 to be moved from **A201** (General Fund Municipal Savings Account) and transferred to **A231P** (Park Reserve) (These funds are designated in the 2019 Town Budget as **A.7110.2R**); and

\$100,000 to be moved from **DA201** (Highway Municipal Savings Account) to **DA231** (Highway Equipment Reserve). (These funds are designated in the 2019 Town Budget as **DA5130.2R**).

Councilman Barnhoorn motioned to adopt the resolution.
Supervisor Sauers 2nd.

Roll call vote was performed by Richmond Town Clerk Linda A. Grace.

Councilman Barnhoorn	Aye
Councilman Marshall	Aye
Councilwoman Linehan	Aye
Councilman Violas	Aye
Supervisor Sauers	Aye

- A cottonwood tree at the Honeoye Junior Baseball Fields needs to be removed. An HJB parent who works with Asplundh, a contractor for tree removal with National Grid has volunteered to do the job at no cost to the Town.

Councilman Marshall motioned to allow Louie Basile (Asplundh Tree Expert, LLC) to remove the large cottonwood tree near the dugout at the Honeoye Junior Baseball Fields, provided this is sanctioned by Asplundh as well as covered by their insurance.

Councilman Barnhoorn 2nd.

All in favor.

Councilman Marshall motioned, in addition to the previous motion, that the wood be cut in 8 foot lengths for removal by the Town of Richmond.

Councilman Barnhoorn 2nd.

All in favor.

- Discussion ensued, revisiting the issue of acquiring trees for the Mill Creek Remediation Project.

Councilman Barnhoorn motioned to move into Executive Session to discuss the employment history of a particular individual.

Supervisor Sauers 2nd.

All in favor.

9:43 pm

Councilman Barnhoorn motioned to exit Executive Session.

Councilman Violas 2nd.

All in favor.

10:48 pm

No action was taken.

Councilman Barnhoorn motioned to adjourn the Regular Town Board Meeting.

Councilman Marshall 2nd.

All in favor.

10:49 pm

The next Regular Town Board Meeting will be held on Tuesday, May 14, 2019 at 7:00 pm.

The next Town Board Workshop will be held on Tuesday, April 23, 2019 at 7:00 pm.

Respectfully submitted,

Linda A, Grace, Richmond Town Clerk

April 25, 2019