

Parma Town Board meeting held on Tuesday, December 7, 2021 at the
Parma Town Hall, 1300 Hilton Parma Corners Road, Hilton, New York.

ATTENDANCE

Supervisor	Jack Barton
Councilperson	James Roose
Councilperson	Linda Judd
Councilperson	Tina Brown (excused)
Councilperson	David Ciufu
Town Clerk	Carrie Fracassi
Building Inspector	Mark Lenzi
Dir. of Parks and Recreation	Tom Venniro
Highway Supt.	Jim Christ

FILED
TOWN CLERK'S OFFICE
12/22/2021
TOWN OF PARMA

OTHERS IN ATTENDANCE

Rick Nawrocki, Tia Colon, Chris Spallina, Mike Weldon, Nick Lukomskiy, and other unidentified members of the public.

CALL TO ORDER

Supervisor Barton called the meeting to order at 6:30 p.m. and led those present in the Pledge of Allegiance to the Flag, followed by a moment of silence. Emergency exit procedures were noted.

REGULAR MEETING MINUTES – NOVEMBER 16, 2021

RESOLUTION NO. 314-2021 Motion by Councilperson Judd, seconded by Councilperson Rooe to accept the Minutes of the regular meeting held on November 16, 2021, as presented.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

SPECIAL MEETING MINUTES – NOVEMBER 22, 2021

RESOLUTION NO. 315-2021 Motion by Councilperson Roose, seconded by Councilperson Ciufu to accept the Minutes of the regular meeting held on November 22, 2021, as presented.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

TOWN CLERK REPORT

The Town Clerk reported that the VFW and Town Clerk reports for November 2021 were submitted to the Supervisor's Office.

HIGHWAY DEPARTMENT REPORT

Supt. Christ reported crews have been salting. They are working in the shop and preparing to put 1.5 miles of snow fence in place. The State and County reimburses the Town for placement of the snow fence which helps the crews when snow is blowing over the roads. Supt. Christ reiterated the importance of having Kim working full-time in his office. It is hard for the Department to keep up with paperwork and reporting when she has out of the office two days a week and is worse if both he and Kim are out. Supervisor Barton said he has talked to Diana about the need to move forward with this and they will be planning soon. Councilperson Roose said the Board agrees the Highway Department should have a full-time secretary.

BUILDING DEPARTMENT REPORT

Mark Lenzi reported the Department has been slower since Thanksgiving. They are hoping to begin Fire Safety Inspection before the end of the year, and he is working to streamline the BAS system.

He reported that Art Fritz is only working one day a week until the end of the year. They are working with MICO Transmission to clean up the property.

442 Trimmer Road – There are no further updates.

Interactive Zoning Map – He will follow up on this project, he is waiting for a quote.

There was discussion about Laserfiche/General Code and folders available to the Department. The Town Clerk's office, through the Admin function, should be able to give the needed access.

RECREATION DEPARTMENT REPORT

Mr. Venniro reported Recreation revenue to date for 2021 is \$525,227 including playground fundraising of \$50,000. Recreation programs, services and events are operational and running under a reopening safety plan. The Department is in the middle of planning for the winter/spring session.

The 30th Annual Community Tree Lighting and Holiday Elf Hunt was held on December 4, 2021. The event took place at the Village Community Center and was held exclusively outdoors; featuring visits with Santa, an Elf Hunt around the Village, crafts/books with the library, refreshments served by girl scouts and the tree lighting.

Park staff are currently winterizing facilities and working on indoor projects throughout Town facilities.

In addition to the awards mentioned at the last meeting Tom Venniro received the Distinguished Professional Award. All awards will now be nominated at the state level competing against the best of the best statewide.

LIBRARY REPORT

There was no report.

PUBLIC FORUM

Supervisor Barton asked if there was any other citizen who would like to address the Town Board with any questions or concerns. There was none.

BUSINESS ITEMS

HIGHWAY PROPERTY DISPOSAL

RESOLUTION NO. 316-2021 Motion by Councilperson Judd, seconded by Councilperson Ciufu, to approve the disposal of the following equipment.

DATE: 11/22/21

DEPARTMENT: Highway

TAG #	DESCRIPTION / MANUFACTURER	MODEL	SERIAL #	ACQUIRED		A-ACQUIRED		DATE	REMARKS
				FROM	COST	D-DISPOSAL	D-DISPOSAL		
3529	PRINCETON MONITOR	PRINCETON				D-DISPOSAL		Nov-21	

PREPARED BY Kim Ledtke

NAME

Secretary

TITLE

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
 Nay 0
 Excused 1 (Brown)

RESOLUTION

INTRODUCTORY LOCAL LAW #1-2021

A LOCAL LAW PROHIBITING THE ESTABLISHING OF CANNABIS RETAIL DISPENSARIES AND ONSITE CANNABIS CONSUMPTION SITES IN THE TOWN OF PARMA

Supervisor Barton explained the Town held a Special Meeting on November 22, 2021, to gather public input and information on Local Law #1-2021 regarding Cannabis Retail Dispensaries and Onsite Cannabis Consumption Sites in Parma. Most of the attendees spoke for allowing the sale and consumption and a couple residents spoke against it. Since the meeting, the Town Board received additional information and last week there was a meeting with the Village, Town, Josh Jensen, Senator Cooney, and an attorney for the Cannabis Board. The Cannabis Board will limit the amount of licenses in each region so if the Town opts out tonight and decide to opt in later, there may not be any licenses

available for businesses. Councilperson Ciufu, and the Board agreed, would like to get further information from the State after they finish writing the regulations and law; however, he would like to have a timeline for future review. He would hate to lose out on the tax revenue.

RESOLUTION NO. 317-2021 Motion by Councilperson Judd, seconded by Councilperson Roose.

WHEREAS, the Town Board of the Town of Parma did hold and conduct a public hearing on November 22, 2021 to consider the enactment of Introductory Local Law #-1 2021 Legal Notice of which was given as required by law; and

WHEREAS, at such public hearing all interested person were heard concerning the subject matter thereof;

WHEREAS, the Town Board is desirous of adopting such Local Law, in part; and

WHEREAS, the adoption of Local Laws is a routine Town Administration and Management Function, and as such is a Type II Action under SEQR;

NOW, THEREFORE, be it resolved by the Town Board of the Town of Parma, Monroe County, New York, as follows:

Section I. That the Town Board of the Town of Parma finds and determines that the adoption of this Local Law is a Type II Action under SEQR and may proceed without further regards to SEQR.

Section II. That the Town Board of the Town of Parma does hereby enact Local Law #1-2021 to read and provide as follows:

A LOCAL LAW TO OPT OUT OF ALLOWING CANNABIS RETAIL DISPENSARIES AND ON-SITE CONSUMPTION SITES AS AUTHORIZED UNDER CANNABIS LAW ARTICLE 4

Section 1. Legislative Intent

It is the intent of this local law to opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the Town of Parma, New York that would otherwise be allowed under Cannabis Law Article 4 as prohibiting such sites within the Town of Parma is in the best interests of the citizens of the Town of Parma in protecting their health, safety, and welfare.

Section 2. Authority

This local law is adopted pursuant to Cannabis Law §131 which expressly authorizes the town board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses and/or on-site consumption licenses within the jurisdiction of the town and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule Law §24.

Section 3. Local Opt-Out

The Town Board of the Town Parma, New York hereby opts out of allowing cannabis retail dispensaries and on-site cannabis consumption sites from being established and operated within the town's jurisdiction.

Section 4. Severability

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstances, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Permissive Referendum/Referendum on Petition

This local law is subject to a referendum on petition in accordance with Cannabis Law §131 and the procedure outlined in Municipal Home Rule Law §24.

Section 6. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

Section III. That the enactment of this local law is subject to permissive referendum in the manner provided in article 7 of Town Law and subdivision 3 of section 209-e of Town Law.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

ASSESSMENT CLERK APPOINTMENT

Supervisor Barton noted the Town has been working with Civil Service to fill this open position. The Town canvassed all candidates that tested and made the list with no interest from the possible candidates. The position was then advertised, and two applications were received, and candidates interviewed. Mr. Wells, Assessor, is recommending the hiring of Juan L. Muriel. After discussion with Civil Service, the Town can hire the applicant provisionally. He will have to take the test in the future.

RESOLUTION NO. 318-2021 Motion by Councilperson Ciufu, seconded by Councilperson Judd, to approve the hiring of Juan L. Muriel as Assessment Clerk provisionally at a pay rate of \$16.49 per hour pending a background and pre-employment drug screen.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

HOLIDAY HOURS

Supervisor Barton said it has become the practice of the Town to close for a half day before the Christmas and New Year's holiday.

RESOLUTION NO. 319-2021 Motion by Councilperson Roose, seconded by Councilperson Judd, to approve the closure of the Town Hall and all Departments on December 23, 2021, at noon and December 30, 2021, at noon for the holiday.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

APPROVE GENERAL ORDERS – SPECIAL POLICE AND COURT OFFICERS

Supervisor Barton said the General Orders for the Special Police and Court Officers have been through a legal review and need approval by the Board.

RESOLUTION NO. 320-2021 Motion by Councilperson Ciufu, seconded by Councilperson Roose, to approve the General Orders of the Special Police and Court Officers for the Town of Parma.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

Supervisor Barton noted that there is a Special Police meeting with the Village on December 16, 2021, to meet the members of the Special Police and watch a power point about the program.

FENCE ORDINANCE – SCHEDULE PUBLIC HEARING

Supervisor Barton noted that a Public Hearing should be scheduled for public input for the Fence Ordinance. Copies of possible changes have been sent to the Board for review. He suggests that the information be sent to the Zoning Board of Appeals for their input before the Public Hearing.

RESOLUTION NO. 321-2021 Motion by Councilperson Judd, seconded by Councilperson Ciufu, to schedule a Public Hearing to consider the Fence Ordinance in the Town of Parma for February 1, 2022, at 7:00 pm at the Parma Town Hall, 1300 Hilton Parma Corners Road, Hilton NY at which time all interested parties will be heard.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

ZONING BOARD OF APPEALS – APPOINTMENT

Supervisor Barton noted the Board is down two members. He held an interview with a candidate, Mark Lenzi and Veronica Robillard and they have agreed that this candidate would be an asset to the Board. Supervisor Barton said he has been in talks with another possible candidate.

RESOLUTION NO. 322-2021 Motion by Councilperson Roose, seconded by Councilperson Judd, to appoint Ann Williams to the Zoning Board of Appeals effective December 7, 2021, for a term ending December 31, 2023.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

TOWN VEHICLE PURCHASE

Mark Lenzi said the Building Department needs another vehicle to accomplish inspections that are scheduled at the same time, and it is not always possible to schedule them at different times. After some research, used vehicles with over 100,000 miles were going for around \$18,000. He can piggyback on an Onondaga Bid for a 2022 AWD Ford Escape for \$24,000. Mr. Lenzi said he has the money in his 2021 budget. Supervisor Barton said this vehicle is not just for the Building Department but can be used by all departments if they need to be out of the office.

RESOLUTION NO. 323-2021 Motion by Councilperson Judd, seconded by Councilperson Roose, to approve the purchase of a 2022 Ford Escape through the approved piggyback Onondaga Bid 87712022. The amount not to exceed \$24,198.70.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

MONROE COUNTY SNOW AND ICE AGREEMENT

This agenda item will be discussed at a future meeting.

PART TIME RECREATION ASSISTANT

Tom Venniro said the Recreation Department is looking to replace an opening vacated as a part-time Recreation Assistant and is recommending Michael Burns. His role specifically would be participant/senior transport driver. Gary Twentymon resigned recently and will be missed. The program operates with two drivers who alternate days. Mr. Burns is a former employee of the park and had expressed an interest if this position opened. He is a retired Monroe County Sheriff's Deputy and former town employee. This is a budgeted position and Mr. Burns will complete all necessary hiring procedures.

RESOLUTION NO. 324-2021 Motion by Councilperson Roose, seconded by Councilperson Ciufu, to approve the hiring of Michael Burns at a rate of \$15.75 per hour pending a background and pre-employment drug screen with a start date of December 15, 2021.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

PARKS DEPARTMENT TRACK LOADER PROCUREMENT

Several meetings ago there was discussion about selling the Park's Department John Deere Tractor at auction with plans to purchase a Track Loader. The auction has ended and brought in \$57,415.00 which is over what the trade-in value would have been. Mr. Venniro is seeking a resolution to procure a T66 T4 Bobcat Compact Track Loader under NY State Contract #PC69396 (Group 40625-Heavy Duty Equipment) at a listed price of \$62,949.88. This will come out of the 2022 Equipment Line Budget.

RESOLUTION NO. 325-2021 Motion by Councilperson Ciufu, seconded by Councilperson Judd, to approve the sale of the current piece of equipment at \$57,415.00 and the purchase of a 2022 T66T4 Bobcat Compact Track Loader under NYS Contract No. PC69396 (Group 40625-Heavy Duty Equipment) for an amount not to exceed \$62,949.88. This transaction will happen in the 2022 budget.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

INFORMATIONAL ITEMS

MISCELLANEOUS

Supervisor Barton said he received a letter from Omega today increasing the rent on the property the Town utilizes for storage of materials at 101 Heinz Street from \$200 to \$250 due to the cost of business.

RESOLUTION NO. 326-2021 Motion by Councilperson Roose, seconded by Councilperson Judd, to recognize and approve the rent increase of \$50 to \$250 for use of the land located at 101 Heinz Street.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

Supervisor Barton said he needs authorization to sign the agreement for ambulance services in the Spencerport Fire District inside the Town of Parma.

RESOLUTION NO. 327-2021 Motion by Councilperson Roose, seconded by Councilperson Judd, to authorize the Supervisor to sign the Agreement for ambulance service in the Spencerport Fire District inside the Town of Parma.

Motion carried: Aye 4 (Barton, Roose, Judd, Ciufu)
Nay 0
Excused 1 (Brown)

COVID TEST KITS

The Town is receiving a delivery of COVID Rapid Test kits to distribute to the community. After discussion, it was decided the Town would begin distribution on Monday, December 13, 2021, at both the Town Clerk's Office and Recreation Department during business hours until gone. Residents will have to show proof of residency due to the limited supplies. Any adult showing proof of residency will receive one kit which contains two tests.

LIAISON REPORTS

**Councilperson Brown was excused. There was no report.

**Councilperson Roose reported there is a new road (Giovanni Lane) going in at Wilder Estates. Supervisor Barton said that he would like the Planning Board to begin approving and using historical names for roads in the Town.

**Councilperson Judd had no report.

**Councilperson Ciufu had no report.

LAKE SHORE

Supervisor Barton noted that he received an email and there are missing easement agreements from 3 property owners. The Town Attorney is working to get those signed. Engineer cannot tell the state we are ready to go until these are signed.

Mike Weldon asked if the fence ordinance will address front yard gates. Mark Lenzi said changes to the ordinance will not effect the code as far as front yard gates.

There was no further business before the Town Board, Councilperson Roose made a motion to adjourn the meeting at 8:15 p.m., seconded by Councilperson Ciufu and all were in favor.

Respectfully submitted,



Carrie Fracassi
Parma Town Clerk