

**Town of Hamilton Council Special Hearing
Thursday, November 30, 2020 at 5:00 p.m.
Via ZOOM VIDEOCONFERENCING**

Present: Eve Ann Shwartz, Peter Darby, Shari Taylor, Darrell Griff, Mary Dinski
Others Present: Sue Reymers, Town Clerk, Mark Miller, Codes Enforcement Officer.

Call to order & Welcome: The meeting was called to order at 5:00 p.m.

Supervisor Eve Ann Shwartz stated that last month at the November 12 meeting we, the town board met and approved a resolution to order the remedy of the existing violations and unsafe structure of the building at 7478 Willey Road belonging to Ashton Boyd and Kristina Shockley (Tax Map #:199.12-1-32).

The board also agreed that they would schedule a hearing to be held today at five o'clock with zoom video conferencing. Owners of the property were notified by certified mail with a return receipt a copy was put directly on the property. We were required to give them five days' notice.

We have not heard anything from them and so tonight because they have not appeared, Supervisor Shwartz would like a decision from this board to pass the second resolution ordering that the violations be remedied by town employees or independent contractors. All costs and expenses incurred by the Town of Hamilton to resolve the violations and/or to secure and make safe, noting that the Local Law for Unsafe Structures and Buildings allows for the fees to include but not limited to, attorneys fees, and that those accruing costs will be added to the next tax role for total town taxes on the parcel belong to Ashton Boyd and Kristina Shockley.

Sue Reymers and Mark Miller interjected that in reviewing the law again, that it is when the homeowner does not complete or start within 30 days or does not complete within 60 days, then the town board can pass second resolution to tackle the property. At this point, we cannot move forward. Clerk Reymers said that the certified mail went out November 19 and it was posted on the building on November 23. The board discussed the 30-day timeframe and potential costs. The staff will contact the attorney for more guidance on the 30 days.

RESOLUTION 2020-119: Resolution to Adjourn Hearing

On a motion of Councilmember Darby, seconded by Councilmember Dinski, the following resolution was: ADOPTED: Ayes: 5, Nays: 0
Resolved that the hearing be adjourned and resume on December 10, 2020.

Executive Session**RESOLUTION 2020-120: Executive Session**

On a motion of Councilmember Griff, seconded by Councilmember Dinski, the following resolution was: ADOPTED: Ayes: 5, Nays: 0

Resolved that this Board move into an Executive Session for the purposes of litigation pertaining to an assessment at 5:15 p.m.

RESOLUTION 2020-121: Return to Regular Session

On a motion of Councilmember Darby, seconded by Councilmember Dinski, the following resolution was: ADOPTED: Ayes: 5, Nays: 0

Resolved that the Board return to regular session at 5:23 p.m.

With no further business, on a motion of Councilmember Darby, seconded by Councilmember Dinski, the meeting was adjourned at 5:24 p.m. Carried unanimously.

Respectfully submitted,
Suzanne K. Reymers
Town Clerk