

KENDALL TOWN BOARD  
Kendall Town Hall ó 1873 Kendall Road, Kendall, New York  
PUBLIC HEARING - July 21, 2015 7:00 p.m.  
Regular Meeting ó July 21, 2015, immediately following Public Hearing

Supervisor Cammarata called the meeting to order at 7:00 p.m., and led the Pledge of Allegiance.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

Councilman Martin	excused
Councilman Newell	present
Councilwoman Szozda	present
Supervisor Cammarata	present

Also present, Attorney Meier, Clerk Richardson, CEO Hennekey, Dep. CEO Strong, Planning Board Chair Kludt, Harry Butler, Bill and Donna Hance, Judy Wennick, Dan Pixley, Al and Bev Lofthouse, Margaret Primmer, Jack Gillman, and Hwy. Supt. Kruger arrived at 7:41 p.m.

Supervisor Cammarata opened the PUBLIC HEARING ó LOCAL LAW 1 OF 2015 ó A LOCAL LAW TO RECODIFY THE ZONING ORDINANCE OF THE TOWN OF KENDALL at 7:04 p.m.

Judy Wennick, Lakeshore Road ó asked for a summary explanation of the law.

Attorney Meier re-capped the process, and stated that there have been minor changes suggested, but in material respects, it should be only a reorganization of current legislation.

Councilman Newell said the fine for code infractions was raised, but other changes were generally clerical. The code is available online, and a physical copy is available in the Town Clerk's office.

Daniel Pixley, Norway Heights ó asked how pre-existing non-compliant lots are handled.

Attorney Meier said it will be grandfathered.

Mr. Pixley asked about the handling of vacant lots.

Attorney Meier said this will make no changes in that area.

Mr. Pixley asked what requirements must be met for pre-existing situations.

Attorney Meier said the original requirements are what will be required.

With no one else wishing to speak, Supervisor Cammarata closed the public hearing and opened the regular meeting at 7:10 p.m.

**SUPERVISOR'S REMARKS**

Audit of the Town of Kendall Justice Department was completed, and the report is anticipated.  
Homegrown Days are scheduled.

**CORRESPONDENCE**

Jim Stedman ó resignation from Kendall Recreation Committee  
Barb Flow ó resignation from Kendall Medical Office Oversight Board  
NYS Governor's Office - Citizen Preparedness Corps Training  
NYS Department of Public Service ó Telecommunications Study

Councilwoman Szozda moved to accept the following minutes, seconded by Councilman Newell; all ayes:

Town Board Meeting May 19, 2015

Town Board Meeting June 16, 2015

## **PUBLIC COMMENT**

Dan Pixley ó asked for an update on the Cottages at Troutberg project.

CEO Hennekey said he met with Marathon Engineering about the SWIFF report and progress being made. Few new builds are in progress, and the main concerns this season have been to prepare the site, open the pool and landscaping.

Mr. Pixley asked if the site remains in compliance with the plan.

CEO Hennekey said yes.

Councilman Newell said the growth rate discussed was not actually part of the plan. PILOT questions would have to be answered by the IDA of Orleans County.

## **REPORTS OF COMMITTEES, BOARDS AND DEPARTMENT HEADS**

### **Standing Committees**

Public Safety/Emergency Services & Occupational Safety ó Martin

Buildings, & Grounds ó Martin

Highway ó Martin

Community Relations ó Martin

No reports submitted

Supervisor Cammarata said the Innovations Committee met to decide what they wish to address.

Culture & Recreation - Szozda

Human Resources and Ethics ó Szozda

Employee Benefits ó Szozda

NYS Retirement updates to records are being completed.

Planning, Zoning & Agriculture ó Newell

Information Services ó Newell

Still e-mail issues to address

General Code will be reviewing the Local Laws

Finance, Taxes & Special Districts ó Cammarata

Two residents on Carton Road are seeking out-of-district water. They have the information, and it is up to them to proceed.

Still awaiting Justice audit results

Orleans County Representative ó DeRoller ó not present

## **Boards**

Planning Board ó A. Kludt, Chair ó meeting may be cancelled due to lack of agenda; appointment of new member is welcomed

Zoning Board ó P. Bolton, Chair ó no report

## **Department Heads**

Assessor ó G. Massey ó no report

Code Enforcement ó P. Hennekey

Normal summer level of building permit issuance

Troutberg progress being made

Kenmor Road abandoned house issue still being worked on

Highway - W. Kruger

Historian ó Vacant ó semi-annual report submitted by exiting Historian, Kim Corcoran

Recreation ó B. Flow ó written report submitted

Town Clerk ó A. Richardson ó written report submitted

Town Justices ó D. Drennan, D. Gaudio ó written reports submitted

Supervisor ó A. Cammarata ó written report submitted

## **RESOLUTIONS**

Councilwoman Szozda made the following motion, which was seconded by Councilman Newell:

### **RESOLUTION 77-0715 LWRP**

Whereas, the Town of Kendall ó situated on the south shore of Lake Ontario in Orleans Countyó is interested in maintaining and improving its waterfront assets in order to increase its quality of life, promote tourism, and preserve its resources and character; and

Whereas, in the 1990s the Town of Kendall partnered with the Town of Carlton, Town of Yates, and Orleans County to create the Kendall-Yates-Carlton Local Waterfront Revitalization Program (LWRP); that plan was finally approved by the New York State Department of State in 2002; and

Whereas, over the past thirteen-plus years the LWRP has helped to advance coastal development projects and policies identified therein with varying degrees of success; and

Whereas, local leaders feel that given the completion of certain LWRP objectives, the passage of time, and the rise of new issues to address, the Town of Kendall stands to benefit greatly from undertaking an update to the LWRP so it can best plan and prepare its waterfront for the future; and

Whereas, Orleans County, as it overarches the 24-mile length of Lake Ontario shoreline in the three towns, is leading an effort to update the LWRP; the County intends to submit a Consolidated Funding Application in Round V (2015) of New York State's Regional Economic Development Councils to secure grant dollars for that purpose; now therefore

Be it resolved that the Town of Kendall hereby expresses its general support for an LWRP update and

Be it further resolved that the Town of Kendall gives its consent to Orleans County to act on its behalf to apply for a grant from the New York State Department of State Local Waterfront Revitalization Program to perform an LWRP update.

Discussion: if grant is obtained, Councilman Newell will take the lead on this project.

Supervisor Cammarata called for a vote, which resulted in all ayes; and declared the motion carried.

Councilman Newell made the following motion, which was seconded by Councilwoman Szozda:

**RESOLUTION 78-0715 APPOINTING MICHELLE WERTH AS DIRECTOR OF YOUTH & ADULT RECREATION**

Whereas, a vacancy will exist in the position of Director of Youth and Adult Recreation as of August 1<sup>st</sup>, 2015, and it is the recommendation of the departing Director that Michelle Werth be her replacement, so then be it resolved,

To appoint Michelle Werth, of 2099 W. Kendall Road, Kendall, N.Y. to the position of Town of Kendall Director of Youth and Adult Recreation, as of August 1<sup>st</sup>, 2015, with such term ending on December 31<sup>st</sup>, 2015.

Supervisor Cammarata called for a vote, which resulted in all ayes; and declared the motion carried.

Councilwoman Szozda made the following motion, which was seconded by Councilman Newell:

**RESOLUTION 79-0715 APPOINTING H. MICHAEL ROTH TO THE TOWN OF KENDALL PLANNING BOARD**

Whereas there is currently a vacancy in the Town of Kendall Planning Board due to Joyce Henry's resignation, and said position was advertised and a letter of interest and application was received, and

Whereas, the Planning Board met with Mr. Roth and considered his submission, and Planning Board Chairman Andrew Kludt has presented a letter of recommendation for Mr. Roth to the Town Board for this position and Mr. Roth has agreed to serve,

Now, therefore, be it RESOLVED to appoint H. Michael Roth, of 16665 Banner Beach Road, Kendall, N.Y. 14476, to the position of member of the Planning Board, with his term to begin August 1<sup>st</sup>, 2015 and to expire on December 31<sup>st</sup>, 2015.

Supervisor Cammarata called for a vote, which resulted in all ayes; and declared the motion carried.

Councilman Newell made the following motion, which was seconded by Councilwoman Szozda:

**RESOLUTION 80-0715 AUTHORIZING SUPERVISOR CAMMARATA TO ENTER INTO AN AGREEMENT TO PROVIDE A BAND FOR THE STREET DANCE CELEBRATION**

Whereas there is an event including a street dance planned for August 15, 2015,

Be it resolved to authorize Supervisor Cammarata to enter into an agreement with Country Class, a local band, to provide music for said street dance on August 15, 2015 from 7:30 pm to 10:30 pm, at a cost not to exceed \$550.00, and be it further resolved to authorize Supervisor Cammarata to pay the band on that date.

Supervisor Cammarata called for a vote, which resulted in all ayes; and declared the motion carried.

Councilwoman Szozda made the following motion, which was seconded by Councilman Newell:

**RESOLUTION 81-0715 ACCEPTING THE RESIGNATION OF BARBARA FLOW FROM THE KENDALL MEDICAL OFFICE OVERSIGHT BOARD**

Be it resolved to accept the resignation of Barbara Flow from the Kendall Medical Office Oversight Board, effective July 31<sup>st</sup>, 2015.

Supervisor Cammarata called for a vote, which resulted in all ayes; and declared the motion carried.

Councilman Newell made the following motion, which was seconded by Councilwoman Szozda:

**RESOLUTION 82-0715 ACCEPTING JIM STEDMAN's RESIGNATION FROM THE KENDALL RECREATION COMMITTEE**

Be it resolved to accept, with regret and sincere gratitude for his many years of volunteer service to the Kendall youth programs, the resignation of Jim Stedman from the Kendall Recreation Committee, by his request to the Recreation Director, and forwarded to the Town Clerk, effective as of June 23, 2015.

Supervisor Cammarata called for a vote, which resulted in all ayes; and declared the motion carried.

Councilwoman Szozda made the following motion, which was seconded by Councilman Newell:

**RESOLUTION 83-0715 ESTABLISHING STANDARD WORK DAY FOR EMPLOYMENT TITLES**

Whereas, The NYS Retirement System requires government entities to establish standard work day hours for elected and appointed officials and hourly employees for reporting to the NYS Retirement System.

Now therefore, Be It Resolved, that the Town of Kendall, location code 30127, hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees Retirement System based on the time keeping system of the record of activities maintained and submitted by these members to the clerk of this body.

<b>TITLE</b>	<b>STANDARD WORK DAY (Hrs/day)</b>
Bookkeeper	6
Court clerk	6
Code Enforcement	6
Justice 2	6
Town Assessor	6
Highway Superintendent	8
Highway workers/Laborers	8

Supervisor Cammarata called for a vote, which resulted in all ayes; and declared the motion carried.

Councilman Newell made the following motion, which was seconded by Councilwoman Szozda:

**RESOLUTION 84-0715 STANDARD WORK DAY AND REPORTING RESOLUTION FOR ELECTED AND APPOINTED OFFICIALS**

BE IT RESOLVED, that the Town of Kendall, Location Code 30127 hereby establishes the following standard work days for these titles and will report the officials to the New York State Retirement System based on time keeping system records or their record of activities:

Elected Officials	Standard Work Day (HRS./day )	Names	Current Term Begin & End Dates	Record of Activities Result(ROA )	Not Submitted (ROA)	Participates Hourly time keeping
Highway Superintendent	8	Warren Kruger	1/1/14-2/31/16	21		no
Justice 2	6	David Gaudioso	1/1/15-12/31/17	10		no
<b>Appointed Officials</b>						
Code Enforcement	6	Daniel Strong	1/1/15-12/31/15	5.6		no
Town Assessor	6	Gene Massey	10/1/13-/30/19	22		no
Court Clerk	6	Jessica Maier	3/1/15-12/31/15	8		no
Bookkeeper	6	Norm St. John	2/17/15-12/31/15	4		no

Supervisor Cammarata called for a vote, which resulted in all ayes; and declared the motion carried.

Councilwoman Szozda motioned to pay the claims, as presented, seconded by Councilman Newell; all ayes:

**PAYMENT OF CLAIMS**

General Fund	Abstract 7	\$18,465.51	Vouchers 463-517,520,521,523-527
Highway Fund	Abstract 7	\$38,438.16	Vouchers 468,521,528-562
Light District One	Abstract 7	\$ 345.47	Voucher 498
Light District Two	Abstract 7	\$ 208.14	Voucher 498
Light District Three	Abstract 7	\$ 106.89	Voucher 498
Water District One	Abstract 7	\$ 4,502.32	Voucher 518
Water District Two	Abstract 7	\$ 12,140.45	Vouchers 518,522
Water District Three	Abstract 7	\$ 1,653.45	Vouchers 518
Water District Four	Abstract 7	\$ 3,183.45	Voucher 518
Water District Five	Abstract 7	\$ 1,070.46	Vouchers 518
Water District Six	Abstract 7	<u>\$ 1,574.33</u>	Voucher 499,519,523
		\$ 81,688.63	

Highway Superintendent Kruger offered an overview of current highway work.

**OLD BUSINESS**

Information Technology Issues and Plan ó plan in place to correct problems and improve website

Public Water Expansion ó Supervisor Cammarata believes the income surveys are completed. Applying for USDA grants is the next step.

**NEW BUSINESS**

Energy Efficiency Review ó Wendell Engineering will meet with Cammarata and Kruger and will advise on grant funding opportunities and programs available.

Kendall's Finest ó Supervisor Cammarata wants to acknowledge the local servicemen and women currently serving by hanging their photos in the Courtroom. Councilman Martin will do the work of bringing this to fruition.

With no further business coming before the Board, Councilwoman Szozda motioned for adjournment, seconded by Councilman Newell; all ayes; adjournment at 7:50 p.m.

Respectfully Submitted,

Amy Richardson