

**TOWN OF KENDALL**  
**TOWN BOARD MEETING**  
Tuesday, January 15, 2013, 7:30 P.M.

Supervisor Gaesser opened the meeting at 7:30 p.m. and led the Pledge of Allegiance.

**ROLL CALL**

Councilman Pritchard	present
Councilman Joseph	present
Councilman Schuth	present
Councilwoman Szozda	present
Supervisor Gaesser	present

Also present , Attorney Sansone, Clerk Richardson, Planning Chairman Gray, Ty Whitehair, Al and Bev Lofthouse, Ken DeRoller

**SUPERVISOR'S REMARKS**

2012 year-end accounting is being completed.  
W-2's have been handed out.  
The audit continues.

**ACCEPTANCE OF MINUTES**

Councilman Pritchard motioned to accept the following minutes, as presented, seconded by Councilwoman Szozda; all ayes:

December 18, 2012 Regular Town Board Meeting  
December 31, 2012 Recessed Town Board Meeting  
January 2, 2013 Organizational Meeting of Town Board

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

**Standing Committees**

Public Safety/Emergency Services & Occupational Safety –Joseph, Chair  
Buildings, & Grounds –Joseph, Chair  
Information Services –Joseph, Chair

A collection of hazardous waste may be arranged.

Fire extinguishers have been tested. Some procedure changes have been suggested. Additional extinguishers should be available for the Highway Building.

The website has been updated.

Highway –Gaesser, Chair

Storm clean-up done well.

New truck is being worked on and should be in service soon.

Culture & Recreation –Pritchard, Chair – registrations begin tomorrow

Planning, Zoning & Agriculture -Schuth, Chair

Community Relations –Schuth, Chair

The Planning Board has a vacancy. Applications are being collected.

The Zoning Board will be looking at a variance application for the installation of a dock from the Cottages at Troutburg. This will also be forwarded to the County Planning Board. The County Planning Board may hold a public hearing in the Town of Kendall regarding this.

Human Resources and Ethics –Szozda, Chair

Employee Benefits –Szozda

No report

Finance, Taxes & Special Districts –Gaesser, Chair

No report

## Boards

Planning Board – P. Gray, Chair

Minutes have been caught-up and accepted through December.

A Hearing has been scheduled on farm labor camp use of a house on Center Road.

The Planning Board vacancy should be filled as soon as possible.

Zoning Board – K. Banker, Chair - no report

## Department Heads

Assessor – G. Massey – no report

Code Enforcement – CEO Hennekey – no report

Highway - W. Kruger – no report

Historian – K. Corcoran – annual report submitted

Recreation – B. Flow – excused; no report

Town Clerk – A. Richardson – written report submitted

Town Justice - C. Lape & S. Cliff – written reports submitted

Supervisor – D. Gaesser – written report submitted

## CORRESPONDENCE

Letter received January 12, 2013 from Planning Board members Conte and D'Agostino, requesting that on-the-job training in 2012 be used in lieu of formal training, to meet the legal training requirements.

## PUBLIC COMMENT

Al Lofthouse – asked if there was an estimate of when the potential labor camp will be completed, and taken off the tax rolls. Chairman Gray said he thought it would move along quickly.

**RESOLUTIONS**

Councilman Pritchard made the following motion, seconded by Councilman Joseph:

**RESOLUTION 33-0113            IN-KIND RENTAL AGREEMENT WITH THE ORLEANS COUNTY OFFICE OF THE AGING FOR 2013**

Be it RESOLVED that the Town Board of the Town of Kendall authorizes Supervisor Gaesser to negotiate and execute an in-kind agreement with the Orleans County Office of the Aging for use of building space in the Kendall Town Hall for the Orleans County Office of the Aging’s Elderly Nutrition Program, subject to attorney approval as to form, content and legal compliance.

Supervisor Gaesser called for a vote, resulting in all Ayes; motion carried.

Councilman Joseph made the following motion, seconded by Councilman Pritchard:

**RESOLUTION 34-0113            AUTHORIZING AN AGREEMENT WITH ORLEANS COUNTY FOR ANIMAL CONTROL SERVICES**

BE IT RESOLVED that the Town Board hereby authorizes Supervisor Gaesser to negotiate and execute an inter-municipal services agreement with the County of Orleans for animal control services, subject to attorney approval as to form, content and legal compliance.

Supervisor Gaesser called for a vote, resulting in all Ayes; motion carried.

Supervisor Gaesser made the following motion, seconded by Councilman Pritchard:

**RESOLUTION 35-0113            BUDGET ADJUSTMENT**

Be it RESOLVED, to make the following budget adjustment for Self-Insurance:

Transfer \$1000.00 from A1990.40, Contingent, to A9040.80, Workman’s Comp. Self-Insurance.

Supervisor Gaesser called for a vote, resulting in all Ayes; motion carried.

**PAYMENT OF CLAIMS**

Councilman Pritchard motioned to accept the claims, as presented, for payment, seconded by Councilwoman Szozda; all ayes.

General Fund	Abstract 1	\$12,166.06	Vouchers 1-18,33,34
Highway Fund	Abstract 1	\$22,232.65	Vouchers 3,8,19-32
Water District Six	Abstract 1	\$55.78	Vouchers 6,35
Capital Project	Abstract 1	<u>\$10,618.75</u>	Vouchers 36,37
		\$45,073.24	

## OLD BUSINESS

### Water Expansion- Course of Action Plan

Councilman Pritchard sent an e-mail because he understood that the Board would not be able to meet with the grant writer or Town Engineer until April, because they were waiting for updated census information. This is disappointing, and Councilman Pritchard asked if the surveys, regarding desire and need for water, can be distributed before these meetings. Councilwoman Szozda felt that could not be done until after the engineer has provided input on the most viable options. Councilman Pritchard said the areas of petition should be surveyed now to determine willingness to pay for the debt service of public water. Estimates could be made to give realistic estimates of cost, and the density information can be calculated. Councilman Joseph said projections have been made, and Councilwoman Szozda has agreed to collect and provide the contact information of the volunteers, and will let the neighborhood volunteers know what needs to be done. Councilwoman Szozda said the area of best chance of qualification needs to be determined. Councilman Pritchard said all the petitioned areas need to be surveyed in order to begin that determination. Supervisor Gaesser feels that letting three months pass waiting is not wise. Data needs to be gathered now to be in a position to move when the numbers are released. Councilman Pritchard said the first survey information would include a range of possible cost, not income at this point, and would like to see them collected as soon as possible. Councilwoman Szozda agreed to this, and spoke about grant source options. Councilwoman Szozda said she had a call from Becky Hughson, on Carton Road asking about water for Carton Road. Supervisor Gaesser said Highway Superintendent Kruger has been in contact with the Town of Murray Water Superintendent about this, but there is no estimate of when Murray may run a line to its town line. With the Hughsons being the only current residents on that road, a private line run to connect with a potential line of Murray would most likely be their best option. Councilwoman Szozda will begin surveys and organize the team of neighborhood volunteers. West Kendall Road needs to submit a petition. Councilwoman Szozda said she will arrange that to be simultaneous with the survey to save time.

Re-zoning RA (residential agriculture) districts with water service to RR (rural residential)

Councilman Schuth will have a report on this in February.

## NEW BUSINESS

### Planning Board Training Issue

Councilman Schuth stated that Town Law requires planning and zoning board members to complete at least four hours of training annually. Two of the current members have not completed formal training, but Town Law does provide for alternate procedures to include informal and hands-on experiences. The members need to submit letters listing the learning experiences to count in lieu of formal training. The Town Board can then decide to accept that as training. Another option is to require additional training hours in the following year.

Chairman Gray felt the hours of learning in 2012, due to the work on the Cottages at Troutburg project, was significant.

Councilman Pritchard felt on-the-job training should be used, partly because of NYS cut backs, which has made getting the hours of training more difficult. Alternative methods will need to be considered. Webinars are available, for instance.

Supervisor Gaesser suggested additional work sessions be scheduled, wherein the members could complete training as a team. This should include discussion, also. There would also likely be a cost benefit to the town with this method. What training is available and the availability of the ten members will be investigated by Councilman Schuth.

Councilman Pritchard felt the decision not to waive, but to recognize the non-traditional training received is prudent.

Supervisor Gaesser asked Chairman Gray to provide a letter to the Town Board stating what was studied. This will be on February's agenda. Attorney Sansone will provide a resolution.

Councilman Joseph spoke about the possibility of providing a hazardous waste disposal opportunity within the town. The company is HAZ-MAN, and the cost is \$3500 to the town, and then there are costs to each participant, depending on his material to be disposed. This will be researched as to its viability for Kendall.

Councilman Schuth motioned for adjournment, seconded by Councilman Joseph; all ayes. Meeting adjourned at 8:45 p.m.

Respectfully Submitted,

Amy K. Richardson  
Kendall Town Clerk