

KENDALL TOWN BOARD
Kendall Town Hall – 1873 Kendall Road, Kendall, New York
February 17, 2015 7:00 p.m.

Supervisor Cammarata called the meeting to order at 7:02 p.m. and led the Pledge of Allegiance.

ROLL CALL

Councilman Joseph	absent
Councilman Martin	present
Councilman Newell	present
Councilwoman Szozda	present
Supervisor Cammarata	present

Also present, Attorney Meier, Clerk Richardson, CEO Hennekey, Orleans County Legislator DeRoller, Planning Board Chairman Kludt, Hwy. Supt. Kruger, Bev and Al Lofthouse, Tim Quintern

SUPERVISOR'S REMARKS

Checks received from Towns of Hamlin and Carlton, for Water District Five debt and Assessor Shared Services, respectively.

The Annual Update Document will be completed by Tim Hungerford and submitted to the State of New York. The annual audit will begin on Thursday morning.

CORRESPONDENCE

Councilman Joseph's resignation

ACCEPTANCE OF MINUTES

Councilwoman Szozda motioned for acceptance of the minutes, as follows; all ayes:

2015 Organizational Meeting January 6, 2015

(No second to this motion was made)

REPORTS OF COMMITTEES, BOARDS AND DEPARTMENT HEADS

Standing Committees

Public Safety/Emergency Services & Occupational Safety – will now be Chaired by Martin

Buildings, & Grounds – will now be Chaired by Martin

Information Services – will now be Chaired by Newell

No reports

Highway – Martin

No report

Community Relations – Martin

No report

Culture & Recreation – Szozda

Memorial Day celebration prep underway

Human Resources and Ethics – Szozda

No report

Employee Benefits – Szozda

Next benefits consortium meeting is scheduled

Planning, Zoning & Agriculture – Newell
No reports

Finance, Taxes & Special Districts – Cammarata
No report

Orleans County Representative – DeRoller
Genesee Community College is expanding to include a student information center and a community events center.
There is a new incoming Workforce Development Director, and training will be enhanced.

Boards

Planning Board – Kludt, Chair
No report
Zoning Board – Bolton, Chair
No report

Department Heads

Assessor – G. Massey – no report
Code Enforcement – P. Hennekey
Close-out of previous permits is on-going
Highway - W. Kruger
Snow removal has been all-consuming
A snow blower with a cab is on loan to be evaluated for sidewalk snow clearing
An accident with a highway truck damaging a car has been reported to the insurance company
Historian – K. Corcoran - no report
Recreation – B. Flow –written report submitted
Town Clerk – A. Richardson – written report submitted
Town Justices – D. Drennan, S. Cliff – written reports submitted for December
Supervisor – A. Cammarata – written report submitted

PUBLIC COMMENT

Al Lofthouse – asked who is covered through MVP, rather than Univera.
Supervisor Cammarata answered it is the retirees. It would not save money to switch them to Univera.
Mr. Lofthouse announced that his grandson, Gordon, is now an Eagle Scout, and thanked the Town and especially Superintendent Kruger for the aid given Gordon in completing his cemetery project toward this achievement.

Tim Quintern - has read that NYS is considering passing a regulation that would prohibit the use of rough cut lumber for construction, even in farm use, to standardize building codes internationally, and asked if the Board has any contacts to be able to block this.
Code Enforcement Officer Hennekey has heard nothing about this proposal.

RESOLUTIONS

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

RESOLUTION 46-0215 ACCEPTING COUNCILMAN JOSEPH'S RESIGNATION

Be it hereby RESOLVED, to accept, with sincere regret and much appreciation for his seven years of exemplary service to the Town of Kendall as Councilman, Bart Joseph's resignation, effective immediately. His diligence and attention to the details of his responsibilities as public servant have been recognized and much valued.

Be it further RESOLVED, in order to fill this vacancy, to direct the Town Clerk to place an ad in the official newspaper seeking Town of Kendall electors interested in serving on the Town Board for the remainder of the term ending December 31, 2015. Qualified individuals should direct their letters of interest and resumes to the Town Clerk, on or prior to March 30, 2015, by hand, or by mail. The Town Board of the Town of Kendall reserves the right to accept or reject any or all candidates.

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

Councilman Martin made the following motion, seconded by Councilwoman Szozda:

RESOLUTION 47-0215 APPOINTING JESSICA MAIER AS COURT CLERK

Be it resolved to, upon the advice of Town Justices Drennan and Gaudio, appoint Jessica Maier, 1832 Walker Lake Ontario Road, Hilton, New York, to the position of Town of Kendall Justice Court Clerk, as of March 1, 2015, and through December 31, 2015, at an annual salary of \$5,500, prorated.

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

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

RESOLUTION 48-0215 RESCINDING RESOLUTION 35-0115 AND APPOINTING NORM ST. JOHN AS BOOKKEEPER

Be it hereby RESOLVED, to rescind Resolution 35-0115 APPOINTING HUNGERFORD VINTON LLC AS CONFIDENTIAL BOOKKEEPER, and be it hereby further

RESOLVED, to appoint Norm St. John of 1203 Redman Road, Hamlin, New York, as bookkeeper, effective immediately, through December 31, 2015, at \$25.00 per hour, up to a maximum of \$4,800.00. In addition, Tim Hungerford of Hungerford Vinton will remain as a consultant, on an as needed basis for 2015, at an hourly rate of \$75.00, not to exceed \$1,870.00.

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

Councilwoman Szozda made the following motion, seconded by Councilman Martin:

RESOLUTION 49-0215 FISCAL ADVISORS

Be it Resolved, to authorize Supervisor Cammarata to sign an agreement with Fiscal Advisors for the purposes of undertaking a review of municipal debt as per letter proposal dated February 9, 2015, which shall be completed at no cost to the town, subject to review and approval by Attorney Meier, as to form and content.

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

Councilman Martin made the following motion, seconded by Councilman Newell:

RESOLUTION 50-0215 RESCHEDULING MARCH WORKSESSION AND MEETING

Whereas there are multiple scheduling issues in March, be it

RESOLVED, to reschedule the worksession of Saturday March 14th at 9:00 a.m., to Monday March 23rd, at 3:30 p.m., and also, to reschedule the Tuesday March 17th meeting to Thursday March 26th, at 7:00 p.m.

The Town Clerk shall place a legal notice of these changes in the official newspaper.

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

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

RESOLUTION 51-0215 BUDGET TRANSFER

Be it resolved to transfer \$69.93 from account A1910.4 Unallocated Insurance to Account A1950.4 Taxes on Property.

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

Councilwoman Szozda made the following motion, seconded by Councilwoman Szozda:

RESOLUTION 52-0215 APPOINTING RICHARD ESPOSITO TO RECREATION COMMISSION

Whereas there is currently a vacancy on the Kendall Recreation Commission,

Be it hereby RESOLVED, to appoint Richard Esposito of 1751 Petersmith Road, Kent, New York, to the Recreation Commission, with his term expiring 12/31/2017.

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

Councilman Martin made the following motion, seconded by Councilwoman Szozda:

(Clerk's note: this resolution was tabled, and NOT passed – see discussion)

RESOLUTION 53-0215 MCWA EASEMENT - APPROVAL OF AQCUSITION OF AN EASEMENT BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW

WHEREAS, The Monroe County Water Authority (“Authority”) is responsible for the future replacement of the existing water main along Woodchuck Alley, in the town of Kendall; and

WHEREAS, the acquisition of one (1) easement is necessary for the construction, installation, operation, and maintenance of a replacement water main; and

WHEREAS, the approximately [167' x 15'] easement necessary for the replacement water main is located along the frontage of 16682 Woodchuck Alley (Tax Acct. No. 21.-1-42), which is owned by Benjamin Poprawski; and

WHEREAS, the acquisition is necessary to allow for the completion of the construction, installation, operation, and maintenance of the replacement water main which will allow the Water Authority to continue to provide potable water supply and fire protection to the area; and

WHEREAS, §1096(6-a) of New York's Public Authorities Law requires the Water Authority to obtain the prior approval of the above-referenced acquisition by the Town Board.

NOW, THEREFORE, let it be

RESOLVED, that the Town hereby approves of the Water Authority's acquisition of Woodchuck Alley easement in accordance with §1096(6-a) of the New York Public Authorities Law and be it further

RESOLVED that a copy of this resolution be provided to the Monroe County Water Authority.

DISCUSSION: Highway Superintendent Kruger questioned the purpose of this easement.

Attorney Meier responded that this is a private easement between a resident and MCWA, but under Public Authorities Law, the municipality must also consent to the easement.

Highway Supt. Kruger asked if the purpose is to run a water line to this house.

No one on the Board knew.

Superintendent Kruger advised the Board to have an understanding of the intent of this resolution before passing it.

Councilman Newell interpreted the resolution as MCWA’s attempt to have paperwork in place in the anticipation of future needs for access.

Superintendent Kruger stated all easements were in place at the installation phase of that water line, and would still be in place.

Attorney Meier said his understanding is that MCWA requires this easement to perform maintenance and/or repairs.

Supervisor Cammarata motioned to postpone voting on this until more information is provided by MCWA. No second to the motion, but the resolution was declared tabled and no vote was taken.

(TABLED)

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

PAYMENT OF CLAIMS

General Fund	Abstract 2	\$ 39,640.27	Vouchers 56-82,84-95,134,136,137
Highway Fund	Abstract 2	\$ 24,531.27	Vouchers 61,63,70,96-133,135
Light District One	Abstract 2	\$ 546.27	Voucher 58
Light District Two	Abstract 2	\$ 314.49	Voucher 58
Light District Three	Abstract 2	\$ 179.88	Voucher 58
Water District Six	Abstract 2	\$ <u>66.95</u>	Vouchers 57,63,83
		\$ 65,279.13	

OLD BUSINESS

Water Expansion - awaiting recommendations from LaBella

Codification – awaiting revised pages and CD’s. There will not be a sufficient number of books for all who should have one, and the costs are quite varied depending on what is ordered. Online maintenance is available, but expensive. Councilman Newell will seek input from Code Enforcement Officer Hennekey, and the Planning Board and Zoning Board of Appeals Chairmen.

Natural gas line expansion – estimates are cost prohibitive thus far, but did not address expansion to lakefront, where population density is higher. More information is anticipated.

Town's electric supplier – will stay with National Grid as supplier, anticipate rebate

Ad hoc committee for Healthcare Consortium – 3 potential plans have been formulated for analysis

Cemetery Committee – records need updating, and someone should walk the cemetery when weather permits to match physical monuments with written records.

NEW BUSINESS

Supervisor's appointment of Councilperson Margaret Lynn Szozda as Deputy Supervisor

Re-assignment of Standing Committee Chairmanship, on an interim basis in the following areas:

Public Safety/Emergency Services & Occupational Safety – Martin

Buildings, & Grounds – Martin

Information Technology Services – Newell

Website designer – a website designer is being “worked with” to get legal notices published, and Supervisor Cammarata considers this subject completed.

Supervisor Cammarata made a motion to move to Executive Session for purpose of discussing the proposed acquisition, sale or lease of Real Property, seconded by Councilwoman Szozda; all ayes; meeting moved to conference room for executive session at 7:38 p.m. Highway Superintendent Kruger, Clerk Richardson, and resident Ken DeRoller were asked to attend.

The executive session did not result in any decisions being made.

The open meeting was reconvened at 9:15 p.m.

Councilwoman Szozda called for adjournment, seconded by Councilman Newell; all ayes; meeting adjourned at 9:17 p.m.

Respectfully Submitted,

Amy K. Richardson, Kendall Town Clerk