

**KENDALL TOWN BOARD**  
**SPECIAL MEETING**  
Tuesday, March 30, 2021 7:00 p.m.

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

**ROLL CALL**

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

**SUPERVISOR'S COMMENTS**

Supervisor Cammarata thanked the members for attending this special meeting, and stated the meeting was properly noticed, with the express subject matter being the justice position matter.

**PUBLIC COMMENT**

No public was present.

**RESOLUTIONS**

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

**RESOLUTION 54-0321 RESCINDING RESOLUTION 53-0321 ACCEPTING THE HONORABLE DAVID GAUDIOSO'S RESIGNATION AS TOWN JUSTICE WHICH WAS PASSED ON MARCH 16, 2021**

Whereas, the Town Board has requested and received a letter from Justice Gaudioso, stating that he wishes to withdraw his resignation, which was to take effect April 5, 2021, so then

Be it hereby RESOLVED to rescind, in full, RESOLUTION 53-0321 ACCEPTING THE HONORABLE DAVID GAUDIOSO'S RESIGNATION AS TOWN JUSTICE, and to notify all proper organizations of this reversal.

DISCUSSION: Supervisor Cammarata said a certified copy of this resolution will be provided to Judge Gaudioso. He will then contact the district senior judges. Councilwoman Szozda asked if Mr Gaudioso would still be an acting judge. Clerk Richardson said the judge would not be doing his court cases. Supervisor Cammarata told the Board that the Attorney for the Town had been asked how to go about this, with Judge Gaudioso and the Clerk present. Clerk Richardson said that answer indicated that a letter would be submitted by Judge Gaudioso by the time of this meeting. She suggested the resolution be restated, since no letter has been submitted. The Board agreed, so the amended resolution, as stated here, was moved by Councilman Newell, and seconded by Councilwoman Flow:

**RESOLUTION 54-0321 RESCINDING RESOLUTION 53-0321 ACCEPTING THE HONORABLE DAVID GAUDIOSO'S RESIGNATION AS TOWN JUSTICE WHICH WAS PASSED ON MARCH 16, 2021**

Whereas, Justice Gaudioso has stated that he wishes to withdraw his resignation as Town Justice, which was to take effect April 5, 2021, so then

Be it hereby RESOLVED to rescind, in full, RESOLUTION 53-0321 ACCEPTING THE HONORABLE DAVID GAUDIOSO'S RESIGNATION AS TOWN JUSTICE, and to notify all proper organizations of this reversal.

Supervisor Cammarata called for a roll call vote, with the following results, and declared the motion carried:

Councilwoman Flow	aye
Councilman Martin	absent
Councilman Newell	aye
Councilwoman Szozda	aye
Supervisor Cammarata	aye

There were other subjects brought up for discussion, including the heating/cooling system upgrade project, and short term rental issues at the lakefront roads, and the recent letter from the school asking the Town to accept the school roads through dedication, and the court security search.

Councilman Newell is working with a number of lakefront owners, including the Planning Board Chairman, on the short term rental issue, and asked if the committee should be made officially sanctioned by the Town or should it remain a private group which may wish at some point to address the Boards. Clerk Richardson suggested that if Mr. Newell or Mrs. Pfister were to take a lead role in this group, consulting with the attorney would be prudent to avoid the appearance of an ethics breach. Supervisor Cammarata said he thinks it would not pose a problem because the group is only gathering information, not making decisions. Councilman Newell may talk to the attorney if he wishes. The codes would most likely encompass all zoned areas.

Councilwoman Szozda made a motion to adjourn, seconded by Councilman Newell; all ayes; meeting adjourned at 7:34 p.m.

Respectfully Submitted,

Amy K. Richardson,  
Kendall Town Clerk

