

**KENDALL TOWN BOARD
MEETING**

Tuesday, January 19, 2016, 7:00 p.m.

Kendall Town Hall ó 1873 Kendall Road, Kendall, New York 14476

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

ROLL CALL

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

SUPERVISOR'S REMARKS

Assessor Agreement with Carlton is finalized.

Town of Hamlin has sent the check for disbursement of funds to the residents affected by the Hamlin-Kendall Water District.

Councilwoman Szozda made a motion to accept the following minutes, as received, seconded by Councilwoman Flow; all ayes:

Town Board Meeting December 15, 2015

Special Meeting December 30, 2015

PUBLIC COMMENT

Al Lofthouse, Center Road ó asked how and when the water districts' disbursements will be made to the affected residents.

Supervisor Cammarata answered that he does not know. The review process is not complete.

REPORTS OF COMMITTEES, BOARDS AND DEPARTMENT HEADS

Standing Committees

Public Safety/Emergency Services & Occupational Safety ó Martin

The defibrillator will be hung and available for use on Saturday, January 23rd.

Buildings, & Grounds ó Martin

There is a leaking spigot on the side of the building. Councilman Martin will fix this on Saturday, also. A leaking roof issue has been addressed.

Highway ó Martin

Snow clearing has gone well.

Community Relations ó Flow

Upcoming events: Hamlin-Kendall Euchre Tournament, Lions' Chicken BBQ

Culture & Recreation ó Flow

Lego camp is a new activity this year, and all other events are proceeding on target.

Information Services ó Flow

Community Band and Historian updates have been added to the website.

Human Resources and Ethics ó Szozda
No report
Employee Benefits ó Szozda
No report
Planning, Zoning & Agriculture ó Newell
No reports
Finance, Taxes & Special Districts ó Cammarata
AUD will begin in February
Highway Snow and Ice Agreement money has still not been received
Orleans County Representative ó DeRoller
No report

Boards

Planning Board ó A. Kludt, Chair
Written report submitted
Zoning Board ó P. Bolton, Chair
No report

Department Heads

Assessor ó G. Massey
No report
Code Enforcement ó P. Hennekey
Building permit business is slowing down
Property maintenance issues are being addressed, and are progressing
Cottages at Troutburg ó one new cottage permit issued
Highway - W. Kruger
Unable to attend due to storm (arrived at 7:45, and gave report then)
Historian ó H. Koch
Recreation ó M. Werth ó written report submitted
Town Clerk ó A. Richardson ó written report submitted
Town Justices ó D. Drennan, D. Gaudioso ó written reports submitted
Supervisor ó A. Cammarata ó written report submitted

RESOLUTIONS

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

RESOLUTION 39-0116 – AUTHORIZING AN ADVERTISEMENT FOR AN OPEN POSITION ON THE ZONING BOARD OF APPEALS

Whereas, a position of Zoning Board of Appeals Member is vacant as of December 31, 2015, and í

Whereas, the Town Board of the Town of Kendall desires to notify citizens about this open position and to receive letters of interest, applications, and resumes from interested citizens, and í

Whereas, the Town Board of the Town of Kendall will be accepting resumes and applications for this position, with such deadline of receipt to the Kendall Town Clerk by February 29, 2016,

Now, therefore be it RESOLVED to authorize the Town Clerk to place an ad in the Hamlin Herald in two consecutive weeks, and post to the town website, for the advertisement of public notice for this position.

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 Flow:

RESOLUTION 40-0116 – SEQR RESOLUTION – NEGATIVE DECLARATION

- 1) Whereas, in accordance with the New York State Environmental Quality Review regulations (SEQR), the Town Board of the Town of Kendall announced its intent to serve as Lead Agency on October 20, 2015, to conduct an environmental review of public water supply improvements within the Norway Road Water District service area, and has determined the project will ensure a safe and reliable potable water supply and fire protection for area residents and businesses, and,
- 2) Whereas, the Town Board has determined that the proposed action is a Type I action as defined under SEQR, as portions of the project are located in an Orleans County Agricultural District, and
- 3) Whereas, the Town Board, in its capacity as Lead Agency, has caused to be prepared an environmental assessment of the significance of and potential environmental impact of the action described above, and
- 4) On November 23, 2015, the Town Board notified the Involved and Interested Agencies of its intention to act as Lead Agency for this project and circulated Part 1 of the full Environmental Assessment Form, and none of the Involved Agencies objected to the Kendall Town Board serving as Lead Agency for this project, and as the Town will obtain all necessary permits and approvals from Involved Agencies and will comply with agency requirements, and

- 5) Whereas, the Town Board has prudently considered the Environmental Record prepared for this action, including any comments received from the Involved Agencies, and the proposed Negative Declaration, so then

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Kendall declares that it will serve as Lead Agency for the water system improvements proposed in the Norway Road Water District; and also

RESOLVED that the Town Board declares that, based on the Environmental Record which has been prepared, the project will not result in any large and important impacts, and therefore, will not have a significant adverse impact on the environment. A Negative Declaration under SEQR is therefore issued for this project, and the Town Supervisor is hereby authorized and directed to prepare and issue, on behalf of the Town, the form entitled "Negative Declaration Notice of Determination of Non-Significance."

Discussion: Kendall Road one will be done separately. RG&E has been notified of this potential project.

Supervisor Cammarata called for a roll call vote, with the following results:

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

and declared the motion carried.

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

RESOLUTION 41-0116 AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH GENERAL CODE

Whereas, the Town of Kendall has been working with General Code to implement a more modern system for distributing and maintaining the Code of the Town of Kendall, and

Whereas, the Town Board has adopted the Codification prepared by General Code, and

Whereas, the Town of Kendall intends to continue the process of enhancing our distribution and maintenance of the Code of the Town of Kendall, now, therefore be it

RESOLVED, to authorize Supervisor Cammarata to enter into a contract with General Code for on-going support, pending the Attorney for the Town's approval as to legal form and content.

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

Councilman Newell made the following motion, from the floor as an addition to the agenda, seconded by Councilwoman Szozda:

RESOLUTION 42-0116 Town Board Resolution to Make the Following Budget Transfers

Reduce accounts:

AA1670.40 by \$1,100.00
AA5132.40 by \$8,100.00
AA5182.40 by \$800.00

Increase Account:

AA9901.90 by \$10,000

Discussion: Councilman Martin asked why this resolution is necessary. Supervisor Cammarata said, "it is for the movement of money for Warren's sidewalks."

Clerk Richardson asked if the "AA" is correct. Supervisor Cammarata said they should be just "A".

Clerk Richardson asked if this pertains to the 2015 Budget, or the current Budget. Supervisor Cammarata said he believed it would be for the 2015 Budget. Clerk Richardson suggested the resolution include a statement clarifying this. Supervisor Cammarata left the room to confer with the bookkeeper as to how he wanted that worded. Supervisor Cammarata returned to the room and stated this resolution pertains to 2015, and called for a vote, and all voted in favor, as presented. Supervisor Cammarata declared this resolution carried.

Councilwoman Flow motioned to pay the claims, as presented an Abstract 1, seconded by Councilwoman Szozda; all ayes:

PAYMENT OF CLAIMS

General Fund	Abstract 1	\$ 30,276.72	Vouchers 1-9,11-22,24,26
Highway Fund	Abstract 1	\$ 50,874.71	Vouchers 2,14,24,27-50
Light District One	Abstract 1	\$ 417.57	Voucher 12
Light District Two	Abstract 1	\$ 251.84	Voucher 12
Light District Three	Abstract 1	\$ 133.75	Voucher 12
Water District Two	Abstract 1	\$ 3,675.00	Voucher 25
Water District Six	Abstract 1	\$ 1,433.78	Vouchers 13,23,26
Fire District	Abstract 1	<u>\$ 37,050.00</u>	Voucher 14
		\$ 124,113.37	

OLD BUSINESS

Codification:

Councilman Newell reported:

Copying and prep of new books is nearing completion

11 inch by 17 inch maps showing the various zoning areas will be incorporated into the books. Very large copies of the maps will be available from Jim Bensley. Electronic availability online has a few options. Councilman Newell presented the options, and sought the Board's input. The decision was to go with the basic option.

Councilwoman Szozda asked if the budget burden is all Code Enforcement for this on-going expense. Supervisor Cammarata said this expense will be to split between Code Enforcement, Planning Board and Zoning Board of Appeals.

Cottages at Troutberg Update

Councilman Newell reported that the DEC has produced a letter regarding the sewer system. As build-out occurs, allowing up to 8 units using the system as a holding tank rather than a full treatment system has been raised to 20 units. Councilman Newell wanted to know what the DEC justification for this increase is.

Code Enforcement Officer Hennekey said the original agreement with the Town was that the entire infrastructure, including the package plant, was to be in place before build-out. In conferences with the DEC representative, her opinion is that the plant will not operate efficiently until the 20 unit mark is reached, and that the storage tank option poses no health or safety issues. If it were to, the Town could stop issuing Certificates of Occupancy. The DEC has not inspected the facility. It would not routinely inspect the plant until there is outflow.

Refunding for Water Districts: 2-5

John Alessi, of Hodgson and Russ, will be meeting with Supervisor Cammarata.

Supervisor Cammarata thanked Superintendent Kruger as he arrived from snowplowing for the effort his department put forth during this week's snowfall.

Highway Superintendent said the snow is the main concern for now.

The payment from NYS should have been to the Town by December, but has been delayed due to a cumbersome and inefficient system change in the administration of this fund. Payment should be imminent, but political changes need to be made so this does not recur every year. The Highway Superintendents' Association is lobbying for improvement.

NEW BUSINESS

LWRP Update ó Councilman Newell reported that the LWRP review, involving Kendall, will begin in earnest in March, according to County Planner Bensley.

NYS Affordable Solar Program ó Community Distributed Solar Discussion ó Councilman Newell participated in a webinar regarding low income residents' support available to solar energy markets, and community cooperative ideas, and provided the Board members with a packet of information.

E-scrap for camp - information will be on the website. Residents can dispose of electronic waste at no cost and some of the Sunnking profits will be donated to Camp Good Days and Special Times.

With no other proper business coming before the Board, Councilman Newell made a motion to adjourn, seconded by Councilwoman Szozda; all ayes; meeting adjourned at 8:06 p.m.

Respectfully Submitted,

Amy Richardson, Kendall Town Clerk