

**TOWN OF KENDALL  
TOWN BOARD MEETING**  
Thursday, December 11, 2008 7:30 P.M.

Supervisor Gillman called the meeting to order, and led the pledge of allegiance.

***ROLL CALL***

Councilman Gaesser	excused belatedness, arrived at 7:55 p.m.
Councilman Joseph	present
Councilman Schuth	present
Councilwoman Szozda	present
Supervisor Gillman	present

Councilman Schuth moved to accept the minutes of the Regular Town Board Meeting October 9, 2008, seconded by Councilman Joseph. All in favor.

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

Standing Committees

Public Safety/Emergency Services & Occupational Safety – B. Joseph, Chair  
– no report

Highway – D. Gaesser, Chair – Supervisor Gillman thanked Superintendent Kruger for fashioning a salt chute at great savings to the Town

Buildings, & Grounds – B. Joseph, Chair – energy upgrade work for highway building should begin soon; phone system is in

Planning, Zoning & Agriculture - D. Schuth, Chair – there will be vacancies and reappointments on the Planning and Zoning Boards; the DEC is requesting input on the proposed permitting process for the transport of untreated firewood

Community Relations – D. Schuth, Chair – thanks to the Lion’s Club for their sponsorship of the Christmas Tree Lighting; 4<sup>th</sup> grade chorus concert for the Seniors is scheduled; Community chorus concert on December 19<sup>th</sup> will benefit the community park; churches very active during advent

Human Resources and Ethics – L. Szozda, Chair – written report submitted

Finance, Taxes & Special Districts – J. Gillman, Chair – new bookkeeping system

Information Services – B. Joseph, Chair – new bookkeeping program in transition; justice office has a new printer and fax machine

Employee Benefits – L. Szozda, Chair – written report submitted

Culture & Recreation –D. Gaesser, Chair – recreation budget is tight, but on track

Orleans County Representative – K. Rush – not present, no report

## Boards

Planning Board – Paul Gray, Chair – November saw a sub-division approval; clean-up of junk and excessive vehicles is underway; the December meeting is cancelled

Zoning Board - K. Banker, Chair – no report

## Department Heads

Assessor – G. Massey – written report submitted

Code Enforcement – L. Gursslin – 1841 Kendall Road conflict should not involve Town government, as it is a landlord-renter issue; a Norway Heights building in poor condition will be condemned; the auto repair shop on Bridge Road has been contacted regarding the number of vehicles; other properties' issues are being addressed

Highway - W. Kruger – winter road care has begun; plow markers have been set up and nearly \$800 worth have been stolen, and a Sheriff's report has been filed; the upcoming Bicentennial; Norway Road trench has been improved, using CHiP funds

Historian - J. Knapp – Supervisor Gillman thanked Mrs. Knapp for her work providing lobby displays

Recreation – B. Flow – written report submitted

Town Clerk – A. Richardson – written report submitted

Town Justice - R. Ernenwein & C. Lape – financial report received by Supervisor Gillman

## ***RESOLUTIONS***

Councilman Joseph made the following motion:

### **RESOLUTION 139-1208 DECLARING NEGATIVE SEQR REGARDING THE ADOPTION OF THE ORLEANS COUNTY ALL-HAZARD MITIGATION PLAN**

The motion was seconded by Councilman Schuth. Supervisor Gillman called for a vote, resulting in all ayes. Motion carried.

Councilwoman Szozda made the following motion:

### **RESOLUTION 140-1208 ADOPTING ORLEANS COUNTY ALL-HAZARD MITIGATION PLAN**

WHEREAS the Town of Kendall, with assistance from the appointed Hazard Mitigation Planning Team and Genesee/Finger Lakes Regional Planning Council, has gathered and provided information for the completion of the Orleans County All-Hazard Mitigation Plan in order to better prepare for natural disasters and reduce their impacts to our communities; and

WHEREAS, the Orleans County All-Hazard Mitigation Plan was prepared in compliance with requirements implemented by the Disaster Mitigation Act of 2000; and

WHEREAS, the Town of Kendall is a local unit of government which has supported and participated in the planning process and provided input to the Plan, and the actions in the Plan; now, therefore, be it

RESOLVED, that the Town of Kendall, upon review of the proposed Plan, does hereby adopt such Plan as this jurisdiction's official All-Hazard Mitigation Plan, and affirms that the Town of Kendall will provide updates to the Plan at least as often as every five years; and be it

FURTHER RESOLVED, that a certified copy of this resolution shall be sent to the chairman of the Orleans County Legislature.

The motion was seconded by Councilman Schuth. Supervisor Gillman called for a vote, resulting in all ayes. Motion carried.

Councilman Gaesser made the following motion:

#### **RESOLUTION 141-1208 GENERAL FUND TRANSFERS**

It is hereby resolved to authorize the bookkeeper to make the following budget transfers:

\$800.00 from Reserve for Recreation Account Number A889 to Youth Programs Equipment Account Number A7310.2.

\$250.00 from Employee Benefits, State Retirement Account Number A9010.8 to Home and Community Services, Cemetery, Beechwood Contractual Account Number A8810.41,

And \$2,560.00 from Employee Benefits, State Retirement Account Number A9010.8 to Elections, Contractual Account Number A1450.4.

The motion was seconded by Councilman Joseph. Supervisor Gillman called for a vote, resulting in all ayes. Motion carried.

Councilman Joseph made the following motion:

#### **RESOLUTION 142-1208 TO ADJUST FUNDS (HIGHWAY)**

It is hereby resolved to make the following budget adjustments to apply additional Consolidated Highway Aid "CHIP"

Increase Revenue DA3501 Consolidated Highway Aid by the sum of nine thousand nine hundred and two dollars (\$9,902.00)

Increase Appropriations DA5112.2 Permanent Improvement equipment by the sum of nine thousand nine hundred and two dollars (\$9,902.00)

The motion was seconded by Councilman Gaesser. Supervisor Gillman called for a vote, resulting in all ayes. Motion carried.

Councilwoman Szozda made the following motion:

**RESOLUTION 143-1208 TO ADJUST FUNDS (HIGHWAY)**

It is hereby resolved to make the following budget transfers:

Transfer from Appropriations DA5112.2 Permanent Improvement Equipment the sum of fifty four thousand forty-nine dollars and forty-four cents (\$54,049.44)

To Appropriations DA5140.4 Brush and Weeds Contractual the sum of forty-nine dollars and forty-four cents (\$49.44)

To Appropriations DA5142.1 Snow Removal Personal Service the sum of fourteen thousand dollars (\$14,000)

To Appropriations DA5142.4 Snow Contractual the sum of forty thousand dollars (\$40,000)

The motion was seconded by Councilman Schuth. Supervisor Gillman called for a vote, resulting in all ayes. Motion carried.

Supervisor Gillman made the following motion:

**RESOLUTION 144-1208 WATER DISTRICT 6 WATER RATES**

It is hereby resolved to set a rate of \$4.00 per each thousand gallons of water used, in addition to a \$15.00 per quarter, per user, service fee on the Water District 6 customers.

The motion was seconded by Councilman Gaesser.

A discussion was held regarding whether a minimum of \$15.00/quarter is desired, or a \$15.00 add-on to each bill is necessary. The Town Board decided to take the

recommendation of the Town of Murray Water Superintendent, and leave the resolution as is. The \$15.00 fee can be altered at any future time.

Supervisor Gillman called for a vote, resulting in all ayes. Motion carried.

A motion was made by Councilman Schuth to accept the payment of claims, seconded by Councilwoman Szozda. All ayes, motion passed.

***PAYMENT OF CLAIMS***

General Fund	Abstract 012	\$ 22,724.63	Vouchers 1455-1462, 1480, 1513-1525, 1527-1530, 1532, 1534, 1535,1537
Highway Fund	Abstract 012	\$ 89,553.03	Vouchers 1460, 1474-1479, 1481-1510, 1535,1560
Library	Abstract 012	\$ 23.37	Voucher 1526
Street Lighting 1	Abstract 012	\$ 451.05	Voucher 1461
Street Lighting 2	Abstract 012	\$ 263.05	Voucher 1461
Street Lighting 3	Abstract 012	\$ 147.50	Voucher 1461
Water District 6	Abstract 012	<u>\$ 27,563.58</u>	Vouchers 1463-1473, 1511,1512,1531,1533,1536
		\$140,726.21	

**OLD BUSINESS**

Banner Beach Road Dedication – After Supervisor Gillman made comments, Councilman Gaesser warned the Board that at this point in their process, the issue is NOT an issue for the Town, and no expense should be incurred by the Town of Kendall. This is a private property and lakefront association issue.

Attorney Leone assured the Board that he has not charged legal fees to the Town which should have been borne by the Banner Beach residents.

Workshop scheduled for December 25 is cancelled.

A motion was made by Councilman Gaesser to recess, seconded by Councilman Joseph Supervisor Gillman recessed the meeting at 9:14 p.m., until December 30, 2008 at 7:30 p.m.

Respectfully Submitted,

Amy K. Richardson  
Kendall Town Clerk