

**KENDALL TOWN BOARD – SPECIAL MEETING – August 28, 2006 7:00 PM  
1873 Kendall Road, Kendall, New York 14476**

**PUBLIC PRESENT:** James Freemesser

**CALL TO ORDER**

Meeting was called to order by Supervisor Vick at 7:04 PM and the Pledge of Allegiance was led.

**ROLL CALL**

Christine DiNatale, Councilwoman	Present
Donald Pritchard, Councilman	Present
David Schuth, Councilman	Present
Charles Scroger, Councilman	Present
William Vick, Supervisor	Present

**Department Heads Present:** Kenneth DeRoller, Assessor

Supervisor Vick and Town Board Members extensively reviewed letter to Ms. Deborah Laurange, Economic Development Program Administrator, Governor's Office for Small Cities (GOSC) that was prepared under the guidance of our Town Attorney at Woods, Oviatt, and Gillman. This letter was for the purpose to request changes of protocol for the payment of the Small Cities Economic Development Grant funds for the Eagle Creek Marina project. Town Board assisted Supervisor Vick to make appropriate changes once reviewed line by line.

James Freemesser, Eagle Creek Marina, advised the Board that he felt changes were good and confident that Stu Brown and Attorneys did well with letter composition.

**RESOLUTIONS (#125-806 through 126-806)**

**RESOLUTION #125-806 – EAGLE CREEK MARINA - DRAW #8**

Councilman Pritchard moved that the following resolution be adopted:

A resolution releasing \$76,795.58 of Small Cities grant funds for the economic development program, Small Cities grant#591ED522-05 (Eagle Creek Marina, draw #8)

Discussion: Councilman Pritchard advised the board that inclusion in this draw were items not invoiced but quoted; and confirmed items including equipment/labor not accomplished, were not allowed for this draw. Remainder of the items were paid and unpaid invoices, with Jim's certification that these items were completed, which could be included. This draw may be reconsidered later should the protocol be changed from 34½% to the 80%.

Such motion was seconded by Councilwoman DiNatale, Supervisor Vick instructed Clerk Hanlon to call the roll of the Town Board, which was done with the following results:

Councilwoman DiNatale	<i>Aye</i>
Councilman Pritchard	<i>Aye</i>
Councilman Schuth	<i>Aye</i>
Councilman Scroger	<i>Aye</i>
Supervisor Vick	<i>Aye</i>

Supervisor Vick declared that the foregoing resolution was duly adopted.

**RESOLUTION #126-806 – APPROVED LETTER TO BE MAILED TO GOVERNOR'S OFFICE OF SMALL CITIES**

Councilman Pritchard moved that the following resolution be adopted:

Authorization is given to the Supervisor to forward a letter to Ms. Deborah Laurange, Economic Development Program Administrator for the Governor's Office for Small Cities Agency as corrected in the review of the Kendall Town Board and Town Supervisor's extensive discussion resulting in such necessary changes.

Discussion: James Freemesser approves of such changes as voiced to the Town Board. This letter is to support a GOSC decision to approve Freemesser's request for the reallocation of the drawdown of GOSC funds and to have the drawdown of funds based on accepted purchase orders rather than work in place, in order to provide funding for the Project elements that will be completed during the construction season.

Such motion was seconded by Councilwoman Scroger, Supervisor Vick instructed Clerk Hanlon to call the roll of the Town Board, which was done with the following results:

Councilwoman DiNatale	<i>Aye</i>
Councilman Pritchard	<i>Aye</i>
Councilman Schuth	<i>Aye</i>
Councilman Scroger	<i>Aye</i>
Supervisor Vick	<i>Aye</i>

Supervisor Vick declared that the foregoing resolution was duly adopted.

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James Freemesser thanked the Town Board for all their efforts in getting this resolved.

Kenneth DeRoller asked the Town Board to look out for the Assessor's best interest when it came to the Eagle Creek Marina. Taxable status date is March 1, 2007 and to keep aware of good market value. Cost, market, and income are items to consider and be aware of.

***ADJOURNMENT***

With there being no further business Councilman Pritchard moved for adjournment, seconded by Councilwoman DiNatale. Unanimously in favor for adjournment at 7:40 PM.

Respectfully Submitted

Nadine P. Hanlon, RMC  
Kendall Town Clerk