

**KENDALL TOWN BOARD**  
Kendall Town Hall – 1873 Kendall Road, Kendall, New York  
June 16, 2015 7:00 p.m.

Supervisor Cammarata called the meeting to order at 7:34 p.m. , and led the pledge of Allegiance.

**ROLL CALL**

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

Also present, Clerk Richardson, Attorney Meier, CEO Hennekey, Hwy. Supt. Kruger, Karl Driesel, Tim Quintern, Al and Bev Lofthouse, one unidentified person.

**SUPERVISOR’S REMARKS**

- Agreement for assessment shared services will be renewed
- Hamlin-Kendall Joint Water District dissolution – meeting to resolve long-standing issues will take place by the end of June
- Final tabulation of income surveys is underway

**CORRESPONDENCE**

Barb Flow – letter of interest in Town Board vacant position  
H. Michael Roth – letter of interest in Planning Board vacancy  
Village of Medina – sales tax distribution resolution  
Orleans County Legislature – response to sales tax distribution resolution  
NYS Ag and Markets – inspection report on Orleans County Animal Shelter  
Kendall Central School – School Board election results

Councilwoman Szozda made a motion to accept the following minutes, as presented; seconded by Councilman Newell; all ayes:  
Town Board Meeting April 21, 2015

**PUBLIC COMMENT**

Timothy Quintern, Norway Road – asked if Norway Road was included in the area being considered for public water expansion.  
Supervisor Cammarata answered the area contains parts of Norway, Creek and Kendall Roads – from Rt.18, south.  
Mr. Quintern asked if this expansion would be one district.  
Sup. Cammarata responded that it may be considered three separate districts, based on income survey results.  
Mr. Quintern asked for a timeline as to grant approval.  
Sup. Cammarata answered that the Board will approve the work done by LaBella, and LaBella will send the information to the USDA, where it will be weighed against requirements, and assigned a value in the USDA’s point system for possible grants as they become available.  
Being listed with the USDA is critical.

Mr. Quintern said he is part of construction team building a “stamp plant”, which could bring in living wage jobs and new people to the area. Having public water might help to attract those people to Kendall.

Supervisor Cammarata agreed and will continue the process to obtain water for those who seek it. The hardest part has been getting the income surveys returned.

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

### **Standing Committees**

Public Safety/Emergency Services & Occupational Safety – Martin – no report

Buildings, & Grounds – Martin – no report

Highway – Martin – no report

Community Relations – Martin – Innovation Committee will meet soon. Carol d’Agostino is now the spokesperson for this committee. Ken DeRoller is scheduler.

Culture & Recreation – Szozda – Newsletter ready to go out

Human Resources and Ethics – Szozda – no report

Employee Benefits – Szozda – health care rates will be raised by approximately 13% for 2016

Planning, Zoning & Agriculture – Newell – Site Plan for woodworking business on Crandall Avenue has been approved; a variance was granted for the same business

Information Services – Newell – domain release has been given to Clara Lake of C&H PC for website

Finance, Taxes & Special Districts – Cammarata – Water BAN will be renewed

Orleans County Representative – DeRoller – not present

### **Boards**

Planning Board – A. Kludt, Chair – interview of member applicant planned

Zoning Board – P. Bolton, Chair – no report

### **Department Heads**

Assessor – G. Massey – no report

Code Enforcement – P. Hennekey – Kenmor Road property has still not been cleaned; Safeguard has been repeatedly contacted, with urgency being expressed. Several properties are scheduled for auction by the County. Norway Heights problem property is making progress.

Highway - W. Kruger – rain is slowing some projects; ditches are cleaned; chip sealing and paving have started. MCWA has repaired a leak at Rt. 18 and Kendall Road corner. State school was informative, reviewing new legislation and technology available. All but two of the street lights have been fixed. Donation to and attendance at carnival and other community events is urged.

Historian – K. Corcoran – no report

Recreation – B. Flow –written report submitted

Town Clerk – A. Richardson – written report submitted

Town Justices – D. Drennan, D. Gaudioso – written report submitted by Judge Gaudioso

Supervisor – A. Cammarata – written report submitted

## **RESOLUTIONS**

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

### **RESOLUTION 71-0615 Inter-municipal Agreement with Kendall School District**

Be it hereby RESOLVED to authorize Supervisor Cammarata to enter into an inter-municipal agreement with the Kendall School District, pertaining to the Kendall Community Park, subject to attorney approval as to form, content and legal compliance.

Supervisor Cammarata called for a vote, resulting in all ayes; motion carried.

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

### **RESOLUTION 72-0615 INTRODUCING LOCAL LAW 1 of 2015 – A Local Law to Recodify the Zoning Ordinance of the Town of Kendall**

Whereas, the Town Board of the Town of Kendall engaged the services of General Code to organize, parallel to State standards, and codify the Town of Kendall’s Zoning Ordinance, and

Whereas, the Town Board of the Town of Kendall referred the task of reviewing the proposed draft of General Code’s efforts to the Town of Kendall Planning Board, so that it could aid the Town Board in ensuring internal consistencies, eliminating redundancies, and prepare for final format as an official resource, and

Whereas, the Planning Board has completed its review and has recommended adopting the proposed draft, so,

Now, therefore be it resolved that Local Law Number 1 for the year 2015 of the Town of Kendall, Orleans County, New York, being a local law entitled “A Local Law to Recodify the Zoning Ordinance of the Town of Kendall,” is hereby introduced and placed on the desks of the members of the Town Board. Be it further

RESOLVED, that the Town Board shall conduct a Public Hearing to consider adoption of proposed Local Law 1 of 2015 on July 21, 2015 at 7:00 p.m. in the Kendall Town Hall, 1873 Kendall Road, Kendall, New York, at which time all those wishing to be heard in favor or in opposition shall be heard, and be it further

RESOLVED, that the Attorney for the Town of Kendall shall cause notice of said public hearing to be posted on the official signboard of the Town of Kendall, the website for the Town of Kendall, and published in the official newspaper for the Town of Kendall at least five (5) days prior to the date of said public hearing and mail all appropriate notices as required by law for the adoption for Local Law Number 1 for the year 2015.

DISCUSSION:

Councilman Newell asked that the notification of this public hearing include an explanation of what codification is, and asked if the Attorney is responsible for the notices being prepared.

Clerk Richardson said that is a requirement that a notice of a proposed law explain in common language its intent, in this case that is a reorganization of the code, NOT to be revisions. Attorney Meier said he would prepare the notices, but said he did not want to include language which would minimize the impact of this law.

Councilman Newell asked if the attorney was completing the SEQR. Attorney Meier said yes, and that it would be in the Board's hands before the July meeting, as part of the law's final form, to be submitted to the County for its review.

CEO Hennekey reminded the Board that prior to filing, if approved, Code Enforcement has to have the new books in place, completed and correct.

Supervisor Cammarata called for a vote, resulting in all ayes; motion carried.

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

**RESOLUTION 73-0615 URGING STATE REPRESENTATIVES TO AMEND THE NEW YORK STATE ELECTRONIC EQUIPMENT RECYCLING AND REUSE ACT**

See attachment

Supervisor Cammarata called for a vote, resulting in all ayes; motion carried.

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

**RESOLUTION 74-0615 WAIVER OF OPEN CONTAINER LAW FOR HOMEGROWN DAYS**

BE IT RESOLVED that the Town of Kendall Open Container Ordinance be waived during the 2015 Town of Kendall Street Dance as follows:

Saturday, August 15 from 6:00 p.m. to 12:00 midnight

And, that this waiver shall cover a square in the area 1/4 mile South and 1/4 mile East commencing at the intersection of Kenmor Road and Kendall Road, and

Further, such waiver is in effect only on the specified date and time set forth herein and only in the geographical area described herein.

Supervisor Cammarata called for a vote, resulting in all ayes; motion carried.

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

**RESOLUTION 75-0615 APPOINTING BARBARA FLOW TO KENDALL TOWN BOARD**

Whereas a vacancy exists on the Town of Kendall Town Board, and the Kendall Town Board has interviewed and approved the submission of Barbara Flow, 2584 Norway Rd, Kendall, NY, to fill such position until the next general election, so be it

RESOLVED, to appoint Barbara Flow to the Town Board of the Town of Kendall, her term as Councilwoman commencing August 1, 2015, with such term ending December 31, 2015.

Supervisor Cammarata called for a vote, resulting in all ayes; motion carried.

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

**RESOLUTION 76-0615 ACCEPTING HISTORIAN KIM CORCORAN'S RESIGNATION**

Be it hereby resolved that the Town Board does, with regret and much appreciation for her dedication and the enthusiasm she brought to the position, accept the resignation of Kim Corcoran as Town Historian, effective June 30, 2015.

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 residents interested in serving as Kendall Town Historian. Qualified individuals should direct their letters of interest and resumes to the Town Clerk, by hand, or by mail at P.O.Box 474, Kendall, New York 14476. 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, resulting in all ayes; motion carried.

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

**PAYMENT OF CLAIMS**

General Fund	Abstract 6	\$ 21,222.28	Vouchers 365-381,384-422
Highway Fund	Abstract 6	\$ 25,343.19	Vouchers 373,417,423-462
Light District One	Abstract 6	\$ 349.83	Voucher 403
Light District Two	Abstract 6	\$ 210.19	Voucher 403
Light District Three	Abstract 6	\$ 108.27	Voucher 403
Water District Six	Abstract 6	\$ 43.92	Vouchers 402,419
Library	Abstract 6	<u>\$ 759.96</u>	Vouchers 382,383
		\$ 48,037.64	

**OLD BUSINESS**

Information Technology Issues and Plan – in progress, hiring C&H PC; must now pay for website updates

Public Water Expansion – previously updated

Water District refunding – decision is to NOT to seek refunding at this point. Interest rates will be monitored.

Marina – not sold and not pending; current owners and operation remain

**NEW BUSINESS**

Energy efficiency program with Wendel Engineering may be beneficial, if Kendall still has enough energy issues to seek this. Improvements still have a cost to implement. Attorney Meier spoke about the program, which he has researched in his position as Medina Mayor. The program allows municipalities to go through an energy general contractor. There is no cost to schedule a walk-through.

With no new business coming before the Board, Councilwoman Szozda motioned for adjournment, seconded by Councilman Newell; all ayes. Meeting adjourned at 7:45 p.m.

Respectfully Submitted,

Amy Richardson, Kendall Town Clerk