

TOWN OF KENDALL
TOWN BOARD MEETING
Tuesday, February 16, 2010, 7:30 P.M.

Supervisor Gaesser called the meeting to order at 7:30 p.m., and led the Pledge of Allegiance

ROLL CALL

Councilman Pritchard	present
Councilman Joseph	present
Councilman Schuth	present
Councilwoman Szozda	present
Supervisor Gaesser	present

Also present: Attorney Sansone, Clerk Richardson, CEO Larry Gursslin, Planning Chair Gray, Planning Board member Joyce Henry, several residents

SUPERVISOR'S REMARKS

- 2010 tax levy received in full
- both fire districts have been paid
- self-insurance has been paid in full
- a joint school-town board meeting will be held regarding the town park and the school road dedication
- single audit with Amato and Fox will begin March 1st and continue for a week
- Pennysaver article about highway costs did not include Kendall. Supervisor Gaesser gave Kendall's numbers for comparison.
- Representatives from the Office of Community Renewal will be visiting for a meeting with Supervisor Gaesser and Councilman Pritchard about the Marina. This visit will include a site visit of the Marina.

ACCEPTANCE OF MINUTES

Councilman Pritchard moved that the following minutes be accepted as presented:

- 2010 Organizational Meeting January 5, 2010
- Town Board Meeting January 19, 2010

Councilman Schuth seconded; all ayes; minutes accepted.

REPORTS OF COMMITTEES, BOARDS AND DEPARTMENT HEADS

Standing Committees

Public Safety/Emergency Services & Occupational Safety –Joseph, Chair
Buildings, & Grounds –Joseph, Chair
Information Services –Joseph, Chair

Councilman Joseph reported that new office locks have been installed where necessary, and the lighting in some offices has been improved.

Highway –Gaesser, Chair – a minor accident occurred between a car and one of the town's snowplows

Culture & Recreation –Pritchard, Chair –written reports submitted

Planning, Zoning & Agriculture -Schuth, Chair – variance hearing scheduled

Community Relations –Schuth, Chair – various school and church events planned, KFD Casino Night planned
Human Resources and Ethics –Szozda, Chair – new hires paperwork in process
Employee Benefits –Szozda – no report
Finance, Taxes & Special Districts –Gaesser, Chair- Special District Water District 6 bond counsel meeting upcoming. This close-out will occur as soon as possible. Supervisor's written report submitted.

Boards

Planning Board – P. Gray, Chair – Jeff Conte's interview went well; pleased with appointment; junk yard law being finalized for presentation to Town Board; moratorium work continues
Zoning Board – P. Rowles, Chair – no report

Department Heads

Assessor – G. Massey – no report
Code Enforcement – L. Gurssl – written report submitted
Highway - W. Kruger – written report submitted
Historian – J. Knapp – no report
Recreation – B. Flow – written report submitted
Town Clerk – A. Richardson – written report submitted
Town Justice - C. Lape & V. Maxon – no report

CORRESPONDENCE

Thank you from Mary Campbell for use of the Town Hall for the Community Chorus celebration

Supervisor/Legislator meeting next week about emergency management

PUBLIC COMMENT

Allen Lofthouse – asked what it will cost the town for additional State Retirement costs.
Supervisor Gaesser responded that he has nothing in writing about the proposed changes.

Mr. Lofthouse asked if there is a town equipment inventory, specifically of highway equipment.
Supervisor Gaesser responded that there is, for insurance purposes.

RESOLUTIONS

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

RESOLUTION 48-0210- EXTENSION OF MUNICIPAL SNOW AND ICE CONTRACT

Be it RESOLVED that the Town Board of the Town of Kendall authorizes Supervisor Gaesser to execute an agreement with the New York State Department of Transportation to extend the Municipal Snow and Ice Contract between the Town of Kendall and the New York State Department of Transportation for the 2011/2012 contract year, subject to attorney approval as to form, content and legal compliance.

Supervisor Gaesser called for a vote, resulting in all ayes, and declared the motion carried.

Councilman Joseph made the following motion, seconded by Councilman Pritchard:

RESOLUTION 49-0210 - RENTAL AGREEMENT WITH ORLEANS COUNTY OFFICE OF THE AGING FOR USE OF THE BUILDING SPACE AT THE KENDALL TOWN HALL

Be it RESOLVED that the Town Board of the Town of Kendall authorizes Supervisor Gaesser to execute an agreement with the Orleans County Office of the Aging for their Elderly Nutrition Program for 2010, subject to attorney approval as to form, content and legal compliance.

Discussion: Attorney Sansone gave explanation of his suggested changes.

Supervisor Gaesser called for a vote, resulting in all ayes, and declared the motion carried.

Councilman Schuth made the following motion, seconded by Councilman Joseph:

RESOLUTION 50-0210 - ESTABLISHING ADDITIONAL, REGULARLY SCHEDULED WORK SESSIONS

WHEREAS, Resolution 20-0110 established regularly scheduled conference sessions (workshop) to occur on the first Tuesday of each month at 7:30PM, and...

WHEREAS, this monthly conference session does not provide sufficient time for Town Board members to fully prepare for regularly scheduled Town Board meetings or to follow up on prior Town Board actions,

Now be it hereby **RESOLVED** that the Town Board of the Town of Kendall establishes and provides for additional, regularly scheduled work sessions to occur on the Saturday prior to the third Tuesday of each month from 9:00AM to 11:30AM, and on each Monday evening from 6:00PM to 9:00PM, excluding holidays.

Be it further resolved that the Town Clerk shall place a notice in the Official Newspaper to notify the public about these regularly scheduled work sessions.

Discussion: Supervisor Gaesser explained that with his new established hours, productivity requires that informal discussions on various projects and duties occur as often as possible, and that this enables the utilization of the availability of the councilpersons' time, and offers more options for public observance of town business. Councilwoman Szozda expressed concern that these meetings would not be accessible to the public, and would be too often. Attorney Sansone assured that the meetings could be moved to the conference room, or adjourned, if necessary. No decisions would be made at these sessions.

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

Councilman Pritchard	aye
Councilman Joseph	aye
Councilwoman Szozda	aye
Councilman Schuth	aye
Supervisor Gaesser	aye

Supervisor Gaesser declared the motion carried.

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

RESOLUTION 51-0210 - APPOINTING AMY RICHARDSON AS WATER COLLECTIONS CLERK FOR 2010

Be it resolved to appoint Amy Richardson, 15938 Roosevelt Highway, Kendall, New York, as Water Collections Clerk (PT) to collect, record, and turn over monies collected for water usage by Water District 6 consumers for the year 2010 at an annual salary of \$600.00, to be paid semi-annually.

Supervisor Gaesser called for a vote, resulting in all ayes, and declared the motion carried.

Councilman Pritchard made the following motion, seconded by Councilman Schuth:

RESOLUTION 52-0210 - APPOINTING JEFFREY CONTE TO THE PLANNING BOARD

WHEREAS, there is currently a vacancy on the Kendall Planning Board, and said position was advertised and applications were received, and ...

WHEREAS, the Planning Board considered the applicants and has recommended Jeffrey Conte to the Town Board for this position, and ...

WHEREAS, Mr. Conte accepts this recommendation,

Now, therefore, be it **RESOLVED**, that the Town Board of the Town of Kendall does hereby appoint Jeffrey Conte, 1475 Kendall Road, Kendall, NY to the Planning Board with this term of office to expire on December 31, 2014.

Discussion: Councilman Schuth said Mr. Conte was interviewed by the entire Planning Board, and it is felt he will be a strong asset.

Supervisor Gaesser called for a vote, resulting in all ayes, and declared the motion carried.

Councilman Joseph made the following motion, seconded by Councilman Pritchard:

RESOLUTION 53-0210 – BUDGET TRANSFER

WHEREAS, the adopted budget for 2010 provided \$15,000 in account A1220.14 Town Supervisor Bookkeeper - Personal Services, and ...

WHEREAS, resolution 14-0110 appointed Lynne Johnson as the Bookkeeper for the Town of Kendall for the first three months of 2010 at a contractual rate of \$1,500 per month, and ...

WHEREAS, by this resolution, the bookkeeper will be paid from account A1220.43 Town Supervisor Contractual Bookkeeper instead of from A1220.14 Town Supervisor Bookkeeper - Personal Services, and ...

WHEREAS, it is necessary to fund account A1220.43 Town Supervisor Contractual Bookkeeper with an additional \$4,500 to compensate Lynne Johnson as Bookkeeper for the Town of Kendall for the first three months of 2010,

Now, therefore, be it **RESOLVED**, that the Town Board of the Town of Kendall does hereby authorize the transfer of \$4,500 from account A1220.14 Town Supervisor Bookkeeper - Personal Services to account A1220.43 Town Supervisor Contractual Bookkeeper.

Supervisor Gaesser called for a vote, resulting in all ayes, and declared the motion carried.

Councilwoman Szozda asked what the plans for bookkeeper are after March. Supervisor Gaesser responded that there will probably be a position of data entry clerk. The bookkeeper position is an appointment of the Supervisor.

Councilman Schuth motioned to pay the claims, as presented, seconded by Councilman Pritchard. A vote resulted in all ayes; claims approved

PAYMENT OF CLAIMS

General Fund	Abstract 02	\$19,750.93	Vouchers 69-82, 84-97, 99,-101,113,114,135
Highway Fund	Abstract 02	\$22,110.45	Vouchers 69,104-112,115-134,136-142
Street Lighting 1	Abstract 02	\$559.01	Voucher 76
Street Lighting 2	Abstract 02	\$321.59	Vouchers 76
Street Lighting 3	Abstract 02	\$185.21	Voucher 76
Water District 5	Abstract 02	\$10,312.49	Voucher 102
Water District 6	Abstract 02	\$947.12	Vouchers 74,95,98,103
Fire District 1 (K)	Abstract 02	\$155,157.00	Voucher 68
Fire District 2 (M)	Abstract 02	\$ 57,149.00	Voucher 67
Library	Abstract 02	<u>\$161.91</u>	Voucher 83
		\$266,654.71	

OLD BUSINESS

Joint Hamlin-Kendall Water District

Supervisor Gaesser has found a file with some history of this subject, which needs review. An organizational meeting is necessary and will probably occur in the beginning of April.

Potential Water District Petitions

Councilman Joseph expressed the need to run a feasibility study. The results can be posted on the website.

Water District #6 BAN and Closeout - Bond Counsel Inquiry

Councilman Pritchard said there has been no response from Woods Oviatt attorney

Inter-Municipal Agreement with KCS

Joint meeting is scheduled

Court Security Upgrade

Supervisor Gaesser has received documentation from Justice Lape. Plans will be submitted to the State for approval.

NEW BUSINESS

Grant for the Study of Potential New Water Districts

There was discussion about applying for a grant to study the most prudent way to proceed.

NYMIR (general liability insurance)- New policy received from Albion Agencies - changes in real property descriptions are desired

There being no further business properly coming before this Board, Councilman Joseph motioned for adjournment, seconded by Councilman Schuth. All ayes. Supervisor Gaesser adjourned the meeting at 8:52 p.m.

Respectfully Submitted,

Amy K. Richardson
Kendall Town Clerk