

KENDALL TOWN BOARD
Kendall Town Hall – 1873 Kendall Road, Kendall, New York
August 19, 2014 7:00 p.m.

Supervisor Cammarata called the meeting to order at 7:07 p.m. and led the Pledge of Allegiance.

ROLL CALL

Councilman Joseph	present
Councilman Newell	excused
Councilwoman Szozda	present
Supervisor Cammarata	present

Also present, Clerk Richardson, Attorney Meier, Planning Chair Kludt, CEO Hennekey, Highway Supt. Kruger, Assessor Massey, Orleans County Legislator DeRoller, Al and Bev Lofthouse, Tim Quintern

SUPERVISOR'S REMARKS

Supervisor Cammarata thanked the previous Town Supervisors for their efforts to resolve the NYS Home and Community Renewal situation with Eagle Creek Marina, and read a letter received from NYS Home and Community Renewal regarding the block grant, which relieves the Town of all contractual repayment obligations. This is excellent, long-awaited news.

Supervisor Cammarata opened the public Hearing at 7:12 p.m.

OPEN PUBLIC HEARING ON LOCAL LAW 2 - SENIOR CITIZEN TAX EXEMPTION

No one chose to speak.

Supervisor Cammarata closed the Public Hearing at 7:14 p.m., and opened the regular meeting.

CORRESPONDENCE

- New York State Homes & Community Renewal (Eagle Creek Marina CDBG Block Grant)
- Handout from Post Office Meeting
- Board of Elections re. Upcoming Election Dates

ACCEPTANCE OF MINUTES

Councilwoman Szozda moved to accept the minutes, as presented, seconded by Councilman Joseph; all ayes:

Town Board Meeting July 15, 2014

REPORTS OF COMMITTEES, BOARDS AND DEPARTMENT HEADS

Standing Committees

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

Nick Schicker has resigned as handyman. A current highway department employee will likely replace him.

Boiler inspections and maintenance is scheduled for September for both Town buildings. E-mail issues will be addressed by an automatic deletion system. If you need to keep old e-mails, please print them.
A new computer is necessary for the Deputy Clerk area.

Highway – Cammarata

Community Relations – Cammarata

Homegrown Days celebrations were enjoyed by all who attended.

Culture & Recreation - Szozda

Human Resources and Ethics – Szozda

Employee Benefits – Szozda

Feasibility study with Niagara County regarding healthcare costs is addressed later in the meeting.

Planning, Zoning & Agriculture – Newell

No report

Finance, Taxes & Special Districts – Cammarata

Hamlin check toward water district has been received.

Orleans County Representative – DeRoller

Infrastructure 5-year plan is included in this year's county budget discussions.

NYS Association of Counties is also pressuring the State Legislature to address infrastructure problems, including the Parkway.

Boards

Planning Board – A. Kludt, Chair

Codification review is nearly complete.

No County Planning Board meeting this month.

Zoning Board –P. Bolton, Chair

Fine with Codification being approved.

Department Heads

Assessor – G. Massey

Final Assessment Roll is complete.

Code Enforcement – P. Hennekey

Building permits issued for fences, barns, roofing. Property maintenance issues are numerous. Troutburg – nothing new.

Highway - W. Kruger

Homegrown Days Banners hung.

Rain has caused delays in several planned projects this summer, altered schedules, and caused increased mowing needs.

Millings have become available for use in the Bridge Road project from the Rte. 31 work.

Rock Salt prices will be increased this winter.
A packet about sign misspellings has been provided.
The County will be sending snow contract information in time for budgeting process.

Historian – K. Corcoran – no report
Recreation – B. Flow –written report submitted
Town Clerk – A. Richardson – written report submitted
Town Justices – D. Drennan, S. Cliff – written reports submitted
Supervisor – A. Cammarata – written report submitted

PUBLIC COMMENT

Tim Quintern, Norway Road – asked about the income surveys and a timetable to expect news regarding water expansion.

Supervisor Cammarata said there have been 30 responses to the income survey received by the engineer. The next step is a second mailing to those who did not respond. Timetable is unknown, but the process is in progress.

Mr. Quintern asked if any consideration has been given to breaking the contract with MCWA. Mr. Quintern was under the impression that the decision to sign with MCWA was not popular with the public. Supervisor Cammarata said that is not being addressed.

Councilwoman Szozda said this water process is still at its beginning stages. Addressing what is and is not approved by MCWA would be addressed later, if other steps occur.

Councilman Joseph said the decision involving MCWA was painstaking and thorough, and absolutely in the best interest of the water customers of Kendall. Replacement and maintenance costs are covered by MCWA, and the “no plastic pipe” issue was a myth. MCWA itself has installed plastic pipe. Plastic is absolutely allowed if a cost savings can be demonstrated. A Town-run water department would be cost-prohibitive. The contract was scrutinized over the course of at least six years, and was, and is, to the benefit of the Kendall residents who are water customers.

RESOLUTIONS

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

RESOLUTION 84-0814 ADOPTION OF LOCAL LAW 2 OF 2014: A LOCAL LAW INCREASING THE MAXIMUM INCOME ELIGIBILITY LEVEL FOR THE SENIOR CITIZEN TAX EXEMPTION

Whereas, the Kendall Town Board has adopted and maintained a senior citizen tax exemption, which exempts a certain portion of taxable assessed value from ad valorem taxes based on a sliding scale household income schedule, and

Whereas, the law implementing the exemption was last modified in 1997, and

Whereas, the Town Board desires to update the exemption schedule to reflect increases in household incomes due to inflation since 1997, and

Whereas, the Town Board conducted a public hearing to consider adoption of proposed Local Law 2 of the year 2014 on August 19, 2014 in the Kendall Town Hall, 1873 Kendall Road, Kendall, NY 14476, at which time all persons wishing to be heard in favor or in opposition thereto were heard,

Now, therefore be it **resolved** that Local Law 2 of 2014 of the Town of Kendall, Orleans County, New York, being a local law entitled “A Local Law Increasing the Maximum Income Eligibility Level for the Senior Citizen Tax Exemption Under Section 467 of the Real Property Tax Law” be adopted, as attached; and

Further, be it **resolved**, that upon passage of this resolution, the Kendall Town Clerk is authorized to submit this Local Law to the New York State Department of State for filing.

Supervisor Cammarata asked for a vote, resulting in all ayes, and declared the motion carried.

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

RESOLUTION 85-0814 CORRECTION TO THE APPROVED ABSTRACT 7 CAPITAL PROJECT FUND, ACCOUNT H522-1440.4 ENGINEERING, CONTRACTUAL, DUE TO AN APPROVED AND AUDITED CLAIM BEING PULLED POST- MEETING

Resolved, to make the following corrections to Capital Project Fund Abstract 7:
Voucher 448, payable to Labella Associates, D.P.C. from account H522-1440.4, in the amount of \$1,257.16, shall not be paid pending receipt of reimbursement from The Wegman Group, LLC, but once so reimbursed, shall be resubmitted and included with an abstract for approval by the Town Board; and be it further

Resolved, that the abstract shall be corrected as follows:

Correct Abstract 7 - Capital Project Fund, account H522-1440.4, total amount to \$0 (zero dollars); and

Correct Abstract 7 - Total payment of claims to \$99,538.34; and be it further

Resolved, that the corrections be duly noted in the bookkeeping records to accurately reflect these changes.

Supervisor Cammarata asked for a vote, resulting in all ayes, and declared the motion carried.

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

RESOLUTION 86-0814 BUDGET ADJUSTMENT AND TRANSFERS

Whereas, a restitution was paid to the Town of Kendall, in settlement of the Unlawful Disposal of Solid Waste in the Beechwood Cemetery (Case 1406002301) in the amount of \$1,170.37; and

Whereas it has been determined that the proper use of that money is to offset the costs associated with maintaining and running said cemetery; so now be it

Resolved, to make the following budget adjustment:

Increase Revenue Account A2610 Fines and Forfeitures from \$11,000 to 12,170.37, and

Increase General Fund Appropriations Account A8810.41 Beechwood, Other from \$1,400 to \$ 2,570.37.

Discussion : This was from a collected fine. The cameras placed in the cemetery after vandalism in 2012 helped to catch this perpetrator.

Supervisor Cammarata asked for a vote, resulting in all ayes, and declared the motion carried.

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

RESOLUTION 87-0814 JOIN NIAGARA COUNTY IN STUDYING THE FORMATION OF A CONSORTIUM TO GARNER HEALTH CARE COST SAVINGS

Whereas, the Counties of Niagara and Orleans have been exploring the formation of a consortium to reduce health care insurance costs for municipalities, and

Whereas, as part of these efforts, Orleans County municipalities have been invited to participate in a study to ascertain potential savings, at no cost to each municipality, and

Whereas any insurance cost savings could be beneficial to the Town of Kendall, now therefore, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to participate in the health care insurance consortium study and to furnish documentation as required to ascertain the benefits of participation by the Town of Kendall, and further be it

RESOLVED, to appoint Councilwoman Lynn Szozda to the ad hoc advisory committee.

Supervisor Cammarata asked for a vote, resulting in all ayes, and declared the motion carried.

Councilwoman Szozda made motion to accept the claims, as presented, for payment, seconded by Councilman Joseph; all ayes:

PAYMENT OF CLAIMS

General Fund	Abstract 8	\$ 21,715.45	Vouchers 534-587,616,619,620
Highway Fund	Abstract 8	\$ 24,523.51	Vouchers 537,554,588-615,617,618
Light District One	Abstract 8	\$ 382.67	Voucher 544
Light District Two	Abstract 8	\$ 232.43	Voucher 544
Light District Three	Abstract 8	\$ 124.54	Voucher 544
Water District Six	Abstract 8	<u>\$ 93.00</u>	Vouchers 538,543,545,616
		\$ 47,071.60	

OLD BUSINESS

Single Audit results – Court Audit – no information

Water Expansion – Income Survey Agreement, progress – previously addressed

Codification – decision is imminent

Natural gas line expansion opportunities being explored - no report

Beechwood Cemetery Chapel repair – already covered

NEW BUSINESS

With no further business coming before the Board, Councilwoman Szozda motioned for adjournment, seconded by Councilman Joseph; all ayes. Supervisor Cammarata adjourned the meeting at 8:09 p.m.

Respectfully Submitted,

Amy K. Richardson, Kendall Town Clerk