

TOWN OF KENDALL
TOWN BOARD MEETING
Tuesday, September 17, 2013, 7:00 P.M.

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

ROLL CALL

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

Also present, Al and Bev Lofthouse, Highway Superintendent Warren Kruger, CEO Paul Hennekey and Planning Board Member Joyce Henry

SUPERVISOR'S REMARKS

Councilwoman Szozda and Assessor Massey and Supervisor Gaesser met officials from the Town of Carlton, and are considering a shared services agreement for assessment duties.

ACCEPTANCE OF MINUTES

Councilman Schuth motioned to accept the minutes from August 20, 2013, as presented, seconded by Councilwoman Szozda; all ayes.

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
No reports

Highway –Gaesser, Chair
Several issues on the agenda, including purchases

Culture & Recreation
No report

Planning, Zoning & Agriculture -Schuth, Chair
No report

Community Relations –Schuth, Chair
Scarecrow Festival and Farmers' Market on October 5th.
Homecoming parade and games this week.

Human Resources and Ethics –Szozda, Chair
Employee Benefits –Szozda

The estimates for increases in healthcare benefits costs are 8 – 10 %.

Finance, Taxes & Special Districts –Gaesser, Chair
Department Heads have the budget worksheets

Orleans County Representative – Ken Rush
Not present

Boards

Planning Board – P. Gray, Chair – no report
Zoning Board – K. Banker, Chair – no report

Department Heads

Assessor – G. Massey – no report

Code Enforcement – CEO Hennekey

The issues on Lomond Shores are being addressed. Site visits have been made. Both properties have been cleaned of debris, and the buildings sealed. There are no visible signs of raccoon infestations, nor any apparent way for the animals to be entering or leaving the buildings. The property owner has been co-operative. A report from the Orleans County Health Department stated that the properties do not pose a health or safety risk to the community. The report did site property maintenance issues, which are being addressed.

The Zoning Board has determined that accessory structures should not be allowed on properties without a primary structure.

Troutberg - Coastal Erosion issues are being researched.

Construction of cottages is underway.

Highway - W. Kruger

Road patching and shoulders, ditches, and drainage ways are being finished.

Sidewalk work will be started in October.

Prep for snow clearing will be started.

Culvert pipes have been replaced on West Kendall Road, near the cemetery.

The dump truck from Oakfield is in good shape and at a modest price. The earnings from the school project more than cover the cost.

Historian – K. Corcoran – no report

Recreation – B. Flow –written report submitted

Town Clerk – A. Richardson – written report submitted

Town Justice - C. Lape & S. Cliff – written reports submitted

Supervisor – D. Gaesser – written report submitted

CORRESPONDENCE

Judge Lape's resignation

PUBLIC COMMENT

Mr. Lofthouse questioned two vouchers. Supervisor Gaesser answered his questions.

RESOLUTIONS

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

RESOLUTION 61-0913 APPOINTING ASSESSOR

Be it hereby resolved to reappoint Arthur Eugene Massey as Assessor for the Town of Kendall, for the term commencing on October 1, 2013 and ending on September 30, 2019.

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

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

RESOLUTION 62-0913 ACCEPTING JUDGE LAPE'S RESIGNATION

Be it hereby resolved that the Town Board does accept the resignation of Craig Lape as Town Justice for the Town of Kendall, effective September 10, 2013.

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

Supervisor Gaesser made the following motion, seconded by Councilwoman Szozda:

RESOLUTION 63-0913 TRUCK RESOLUTION APPROVING PURCHASE OF TRUCK FROM TOWN OF OAKFIELD

WHEREAS, it is the desire of the Highway Superintendent of the Town of Kendall to purchase a 1998 MACK 10 Wheel Dump Truck Model No. RD6 VIN No. 1M2P264C4WM026033 with snow removal accessories to supplement the fleet of vehicles necessary to maintain roads throughout the Town of Kendall; and,

WHEREAS, the Town of Oakfield has declared the above-described truck to be surplus equipment; and,

WHEREAS, due to its condition, features, mileage and future use potential, the purchase of this vehicle for \$40,000 would be a considerable value, and constitute a cost savings to the Town of Kendall as compared to an equivalent vehicle with similar mileage, condition and features; so,

NOW, BE IT RESOLVED, that Town of Kendall Board approves the purchase of the truck and accessories from the Town of Oakfield for use by the Town of Kendall Highway Department.

DISCUSSION: Supervisor Gaesser has discussed this with the Attorney for the Town. Because this was declared surplus by the Town of Oakfield and is an intermunicipal transaction, it is not necessary to bid.

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

Councilman Schuth	aye
Councilwoman Szozda	aye
Supervisor Gaesser	aye

Supervisor Gaesser declared the motion carried.

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

RESOLUTION 64-0913 DECLARING HIGHWAY TRUCK AS SURPLUS

Be it hereby resolved to declare as surplus the Town of Kendall Highway Department's 2001 Dodge Pickup Truck, VIN No. 1B7HF16Y01S748757; and be it also resolved,

To authorize the Highway Superintendent to sell said vehicle at Municipal Auction.

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

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

RESOLUTION 65-0913 ADOPTION OF LOCAL LAW 1 OF 2013: REVISIONS TO THE TOWN OF KENDALL ZONING REGULATIONS WITHIN RURAL AGRICULTURE, WATERFRONT RESIDENTIAL AND RURAL RESIDENTIAL.

Whereas the Kendall Town Board has considered the Revisions to the Town of Kendall Zoning Regulations within Rural Agriculture, Waterfront Residential and Rural Residential Zones as prepared by the Kendall Planning Board, and whereas this document has been submitted to the Orleans County Planning Board, and the attorney for the town, John Sansone, and

Whereas, the Town Board conducted a public hearing to consider adoption of proposed Local Law #1 of the year 2013 on September 3, 2013 and September 17, 2013 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 #1 of 2013 of the Town of Kendall, Orleans County, New York, being a local law entitled "Revisions to the Town of Kendall Zoning Regulations within Rural Agriculture, Waterfront Residential and Rural Residential Zones" be adopted; 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, and to incorporate these changes into the Town of Kendall Zoning Ordinance for enforcement.

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

Councilman Schuth	aye
Councilwoman Szozda	aye
Supervisor Gaesser	aye

Supervisor Gaesser declared the motion carried.

Supervisor Gaesser made the following motion, seconded by Councilman Schuth:

RESOLUTION 66-0913 SETTING BUDGET HEARING DATES

Be it RESOLVED to hold the following special meetings and hearings:

1. A Special Meeting for the presentation of the Tentative Budget to be held Tuesday, October 1, 2013 at 7:00 PM
2. Preliminary Budget Hearing to be held Tuesday, October 29, 2013 at 7:00 PM

Be it further RESOLVED to instruct the Town Clerk to place notices in the official newspaper for these meetings and hearings.

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

Councilwoman Szozda motioned to accept the claims, as presented; seconded by Councilman Schuth; all ayes:

PAYMENT OF CLAIMS

General Fund	Abstract 9	\$ 11,625.81	Vouchers 597-605, 607-617, 619-623
Highway Fund	Abstract 9	\$ 67,494.89	Vouchers 598,604,624-648
Light District One	Abstract 9	\$ 404.87	Voucher 617
Light District Two	Abstract 9	\$ 241.51	Voucher 617
Light District Three	Abstract 9	\$ 131.99	Voucher 617
Library	Abstract 9	\$ 239.10	Voucher 606
Water District Six	Abstract 9	<u>\$ 51.51</u>	Vouchers 618,623
		\$ 80,189.68	

OLD BUSINESS

Water Expansion- Course of Action Plan

The engineers have the information necessary to advise the Board.

Bicentennial Commemorative Tree and Stone

Councilman Schuth shared pictures of the templates available and estimates of cost.

With no further business coming before the Board, Councilman Schuth motioned for adjournment, seconded by Councilwoman Szozda; all ayes; Supervisor Gaesser adjourned the meeting at 8:03 PM.

Respectfully Submitted,

Amy K. Richardson, Kendall Town Clerk

