

**KENDALL TOWN BOARD – REGULAR MEETING - JANUARY 12, 2006 7:30 PM**  
**Kendall Town Hall, 1873 Kendall Road, Kendall, NY 14476**

***PUBLIC PRESENT:***

David Balka, Roger Herman, Jacob & Brian Bartlett, Harry and Dot Butler, Bob Nelson Sr., Sarah Morton, Kelsey Wadhams, Mary and Don Mann, Fred D'Andrea, Heather Kuepper, Gertrude Hauck, Bryan Hardenbrook, Zac Claus,

***CALL TO ORDER***

Meeting was called to order by Supervisor Vick at 7:30 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
Douglas Heath, Attorney	Present

**Department Heads Present:** Kenneth DeRoller, Assessor; Warren Kruger, Highway Superintendent; Barbara Flow, Recreation Director; Paul Gray, Planning Board Member; Kenneth Rush, Orleans County Legislator

***SUPERVISORS REMARKS***

Supplied copies of Abstracts of Claims. Plan is to dispense of the long reading of these bills. Will have ample time to review these should questions come up. Will allow questions during payment of claims. Every one has been working hard. Councilman Scroger attended the training school on Supervisor Vick's behalf which allowed Bill to continue on his fact finding missions. Councilman Pritchard has worked hard on the Eagle Creek Marina Project getting everything in order, collecting data and compiled in chronological order. Councilwoman DiNatale has been working on Benefits, and Water District #5. Councilman Schuth getting info on out of district users in the water districts and other water district concerns.

***APPROVAL OF MINUTES***

Clerk Hanlon requested the board to waive acceptance of minutes until January 26<sup>th</sup> as a result of tax collection and all the new changes in 2006. The board will review and approve at the January 26<sup>th</sup> meeting.

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

**Public Safety Committee: C. Scroger, Chair**

Getting his arms around what the committee is going to be interested in.

Report on Association of Towns Training Sessions: Very informative and handouts were brought back to share. Felt all members should attend once during their term. New laws passed in 2005 legislation which affects Town Boards. More detailed report to follow.

**Occupational Safety – D. Pritchard, Chair**

Have not met yet but E-mailed committee members. Will work on the scope and/or mission, set of objectives and some initial activities. Current scope includes practices for all properties, employees, locations and activities of the Town of Kendall. Proposed initial activities are the determination of regulatory and legal requirements to develop a formal process to receive and respond to safety concerns from employees and to review current safety practices and procedures.

**Highway – C. Scroger, Chair**

Met with Warren Kruger, Highway Superintendent and discussed many issues. Skip felt the Highway Department is a well run organization. Will meet in the next month. Bill asked that Warren bring up Generator Project.

**Buildings, Grounds, & Cemeteries – C. DiNatale, Chair**

Committee has not met yet. Chris has met with Janitorial employee and covered cleaning expectations. Has started putting together a Policy for sales of Assets & Surplus for future discussion.

**Planning, Zoning, & Agriculture – D. Schuth, Chair**

Zoning Board to reschedule their meetings so David could attend their meetings. Zoning Board has a concern of their knowledge of current or potential large projects with the Town. David suggested that a meeting be held with Town Board, Planning Board and Zoning Board to bring everyone up to speed. Out of District Water Records are being reviewed by David.

**Community Relations & Recreation – C. DiNatale, Chair**

Chris has met with Barb Flow, Recreation Director. Chris has provided the Recreation Departments Annual Report and Barb will be here later. Chris announced that she will be taking names of those interested in serving on a committee for the 2012 Bicentennial Celebration. Has five people so far. Those interested can contact Chris.

**Human Resources & Ethics – C. Scroger, Chair**

Would like to schedule three training modules for employees for the year which include: Violence in the Workplace, Sexual Harassment in the Workplace and Americans with Disabilities Act and how it impacts the Town.

**Finance, Taxes & Special Districts – W. Vick, Chair**

General comments relating to constituent inquiries. Bill hopes that constituents come to the Town to get the best information to answer their questions or concerns. Best sources at the Town Hall include the Town Clerk, Assessor or Supervisor, or Board Members to provide good quality information. If concerns come up will assemble a general statement regarding a particular issue at a given time so all will provide the proper information.

Water District #5: Our figure has caused major questions as to the tax line for this district. Our charge is much more than Hamlin's charge. Bill currently looking into this issue and will report at a later time with all the correct facts.

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**Information Services – D. Schuth, Chair**

Committee has not met yet. Look at how we provide information internally, to town members, and to the public. Look at improvements to sound system. Many other committees overlap at this time.

**Employee Benefits – W. Vick, Chair**

Resolution to be presented tonight for payroll services. Revenue vs. Expenditures report has been put in front of this board for January through December of 2005. Agreements have been made with Highway Superintendent Kruger regarding his financials for the year. These documents need to be changed for reporting purposes for the coming year. Need to look closely at any incoming revenues or expenses and need to change them appropriately and immediately when these monies change. Fund Balance was discussed and explained by Supervisor Vick. We are going into 2006 with a \$7,826.00 shortage. Result of the prior administrations actions. Very important to understand this. This Board has an obligation so this does not occur again.

**Eagle Creek Marina – D. Pritchard, Chair**

Donn Pritchard was asked to be the lead person for this project. Master file will be accumulated from all departments to cover FOIL responsibilities. This will also allow him to be a good resource of the project and a good project administrator. Request for 3<sup>rd</sup> draw, and upon review of the summary of expenses there was a irregularity. Summary of Expenditures will be corrected and upon correction then the Board will have to approve payment. Correction is to remove the irregularity, which affects more than 50% of the third draw.

Due to provide a Semi Annual Report to Small Cities office. Working on the narrative for this report and once satisfied with this will forward to the state.

Regulatory Compliance of the project. New Code Enforcement Officer is investigating and reviewing the project very ably he added. CEO has meeting scheduled with Architect and a site visit is planned with members of the board and CEO. Would like to have CEO speak to current issues when he comes in from Zoning Meeting. Supervisor Vick indicated he was pleased with all the work that is being done by our officials on this project.

**Planning Board – T. Cole, Chair/ Paul Gray, Member reporting**

Adult Entertainment - Paul Gray said that Tom unable to attend tonight due to injury and asked Paul to step in . In packets tonight the Planning Board is submitting the draft proposal of the Adult Entertainment Zoning Ordinance. This proposal was jointly worked on by the Planning, Zoning and previous Town Board over several month period last year. Would like to submit to this board for review and comments. Along with this is an Adult Business Case study that must be done to show that this Local Law Zoning Ordinance is needed within the Town of Kendall to address the effects of adult usage. Would like to get on the agenda at a Work Session to discuss in greater detail. Must be sent to county planning board for their review and make changes deemed necessary and then a Public Hearing must be scheduled. Adult Entertainment is an allowed activity within the United States by the Supreme Court. Without a Zoning Ordinance we can not regulate it. Can not deny an application. Need to regulate it and put controls around it.

Planning Board is also working on the Noon Subdivision. Early last year a preliminary plat was submitted but drawings were stamped by Schultz Associates. Worked with Noon and offered suggestions. Have not met with him recently but it is ongoing work.

**Department Heads**

**Assessor – K. DeRoller**

This time of year heavily engaged in the exemption process. 169 renewals for Senior Star verifications. 50 or more applications for Age Exemptions (55 or older or certain income limitations). In the midst of changing the process to an optional income verification program. Send file to the State of New York to confirm income level at today's \$66,050. If below this income, can participate in Senior Star which allows an addition \$20,000 adjustment in overall assessment. Design to keep Senior Citizens in their homes and to reduce the burden and shift it across the state. This office takes this process seriously and takes income information confidentially. 60% of our Seniors have signed up for this process.

Ag Assessment – every year we have around 7,000 acres in the Ag district in Kendall and another 1,000 outside the Ag District. Process over 100 applications. Not just one exemption, it is based on soil types. About 400 applications moving through and expect a couple hundred people to visit his office between now and March 1<sup>st</sup>.

Works closely with Kendall Fire Department with the Assessor's rolls and records to be sure that Emergency Response system is up to date and know residents ownership. This helps with 911 situations.

Sales – have been a record year. Have seen creative financing. 103 sales last year about \$6,000,000 in sales. Half of that was an agreed buyer and seller. Have seen 6% to 10 % increase in sales in Town and about 25 sales along the lack front. Assessor's job is to be sure that Assessment is equal to the market. Trying to level the burden among all of us to participate fairly to keep a good government locally in action.

**Highway – W. Kruger**

Weather has been good to us. Photo distributed of work done by Highway Staff replacing the deck on the 1 ton 20 year old pick up. Overhauled 2 engines, Drott in shop for regular maintenance. Bob Cat is down with a hydraulic problem. Special Thank you to RG Bell for his donation of time on heavy electrical work on the panel box at the garage. His volunteer work will hopefully cut costs on our electrical bills. Full time guy has been out sick for the last few weeks. With no show, have been cleaning up litter on roadsides. Discussion at Highway Meeting that NYS will conduct a road inventory – width of road, bridges etc. This to help in the formula for revenue sharing. Looking at applying for a drainage grant. Hope to visit Albany to lobby for issues including local revenue, sales tax on gas, hopefully to help cut the red tape to get highway funding.

2006 Highway plan: Purchase stone in March or April before price increases. Remove hydrant and road side markers, Remove necessary brush and fix yards if needed. Paint plows and put away. Do spring clean up throughout the town and cemeteries. Sweep roads at intersections. Major project for summer, depending on funds, includes joint project with Town of Murray to completely re-do West Kendall Road from Roosevelt Highway South to Ridge Road. Widen the road, fix drainage issues and complete road repair.

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**Zoning Board – C. Patt, Chair**

Will be changing meeting to the third Tuesday of each month at 7:00 PM. Having a special meeting on January 31<sup>st</sup> for a public hearing on a variance request. There will not be a meeting in February.

**Code Enforcement – S. Hardenbrook**

First priority is the oversight of the Eagle Creek Marina project. Has meeting scheduled with Freemesser, that Donn and Skip will be attending. Has reviewed site plans and working with LOSP, DEC, Health Dept, etc. Will be meeting with Architect tomorrow afternoon. Concerns of his have been made known to Architect and Freemesser.

**Recreation – B. Flow**

Annual Report has been submitted.

Submitted her year end report this evening. Recreation will be busy this month with the start of soccer registrations.

**Town Clerk – N. Hanlon**

Heavily into Tax Collection Season. To date have collected \$294,226.00 which is about 15% of our bills. Have been extremely busy with new transition, year end and new year tasks. Postage Meter – Cost for stamps.com is \$191.88/year; Pitney Bowes is \$239.88 per year. As a result of our Post Office being next door, not only getting exercise going across the road but we are saving that yearly fee by having our post office just across the street. Recommendation was not to get any type of postage meter at this time.

**Orleans County Legislator – K. Rush**

Has been appointed Co-Chairman of Legislator, George Bower has been elected Chairman. Changed Meeting times to 2<sup>nd</sup> and 4<sup>th</sup> Wednesday of each month. Meeting on 2<sup>nd</sup> Wednesday starts at 4:30 PM; 4<sup>th</sup> Wednesday starts at 6:30 PM. Hopefully this will allow for the public to attend. Nursing home will have renovations completed by April 2007. Conference sessions before their meetings will start 2:30 to 4:30 PM. Legislation will be passed at both meetings.

**LaBella Associates LLP – Sergio Esteban and Michael Schaffron**

Sergio congratulated new board and advised the board that they are only a phone call away. Stated they have been involved with the Town for 14 years. Michael also welcomed all the new board members and also emphasized they are here to help. Have worked on the majority of water projects in Kendall but also have been asked for consultation on other issues. Will help with questions on any projects and will provide input regarding the MCWA lease if required.

**CORRESPONDENCE**

- Town of Kendall Planning Board Meeting Minutes – October 25, 2005
- Town of Kendall Planning Board Meeting Minutes – November 22, 2005
- Concerned Residents regarding Eagle Creek Marina Published Article
- Time Warner Cable - Application for the Order Approving Renewal for Town of Kendall (Attachments on file in the Town Clerk's Office)
- American Red Cross – Blood Drive Donation Report from Town Hall Community Blood Drive held on 12/22/2005.
- Orleans County Supervisors and Legislators Association – 2006 Meeting Schedule & Host Town
- Orleans County Supervisors and Legislators Association - Organizational Meeting January 24, 2006

**PUBLIC PARTICIPATION**

No public participation

**PAYMENT OF CLAIMS**

General Abstract #1	\$39,001.40	Vouchers 1-10
Highway Abstract Supplemental #13	\$29,346.20	Vouchers 348-371
Highway Abstract #1	\$10,000.00	Voucher 1
Agency Abstract #1	\$ 83.75	(Withholding Refund)

Councilwoman DiNatale moved that the Payment of Claims be approved for payment, seconded by Councilman Pritchard, and the vote resulted as follows:

Councilwoman DiNatale	Aye
Councilman Pritchard	Aye
Councilman Schuth	Aye
Councilman Scroger	Aye
Supervisor Vick	Aye

Supervisor Vick declared that the motion to pay bills is carried.

**RESOLUTIONS: 34-106 through 42-106**

**RESOLUTION # 34-106 – LABELLA ASSOCIATES P.C., TOWN ENGINEER**

Councilman Schuth moved that the following resolution be adopted:

A resolution appointing *Labella Associates, P. C.* as Town Engineer for the Town of Kendall for the year 2006.

Such motion was seconded by Councilman Pritchard, and the vote resulted as follows:

Councilwoman DiNatale	Aye
Councilman Pritchard	Aye
Councilman Schuth	Aye
Councilman Scroger	Aye
Supervisor Vick	Aye

Supervisor Vick declared that the foregoing resolution was duly adopted.

**RESOLUTION # 35-106 – DEPUTY CODE ENFORCEMENT OFFICER JOB DESCRIPTIONS**

Councilwoman DiNatale moved that the following resolution be adopted:

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A resolution creating job description for Deputy Code Enforcement Officers.

Deputy Grade I: Must be NY State certified or obtain full certification within 12 months of appointment, and must have zoning enforcement experience. Must be competent in written and oral communications skills and be able to issue permits, do construction inspections, do zoning and property maintenance inspections, provide expert witness testimony in court cases, provide consultation to the CEO, and provide full CEO duties including attending meetings whenever the CEO is not available (i.e. sickness, vacation, training, etc.). Attend a minimum of 2 zoning board, 1 planning board and 1 town board meeting/year.

Deputy Grade II: Must obtain NY State certification within 18 months of appointment. Primary duties include addressing zoning and property maintenance issues of concern (inspections, letters, and conferences), issue appearance tickets when necessary in consultation with the CEO or 1<sup>st</sup> Deputy CEO, and provide testimony in court cases dealing with violations. Attend a minimum of 2 zoning board meetings/year.

Such motion was seconded by Councilman Pritchard and the vote resulted as follows:

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 # 36-106 – TRANSFER OF FUNDS (Self Insurance for Highway)**

Councilman Pritchard moved that the following resolution be adopted:

A Resolution transferring funds as follows:

<u>Amount</u>	<u>From Agency Account #</u>	<u>To Account #</u>
\$171.00	TA 26	DA9040.8

to provide for additional monies needed above budget for self insurance in highway account.

Such motion was seconded by Councilman Scroger and the vote resulted as follows:

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 # 38-106 – 2007 REASSESSMENT OF THE TOWN OF KENDALL**

Councilwoman DiNatale moved that the following resolution be adopted:

A Resolution to undertake and implement a reassessment for the 2007 assessment roll.

Whereas, Section 305 of the New York State Real Property Tax Law mandates uniform and equitable assessments; and

Whereas, computer – assisted mass appraisal systems, technical advice and financial assistance are available by cooperative agreement with the New York State Office of Real Property services and the Orleans County Real Property Tax Service Agency; and

Whereas, the last town-wide reassessment of our real property took place in 2004; and

Whereas the Town Board is convinced that a reassessment is necessary to comply with Section 305 of the New York State Real Property Tax Law;

Now therefore, be it resolved by the Town Board of Kendall, New York as follows:

Section 1. That the Assessor of the Town of Kendall is hereby authorized to undertake and implement a reassessment for the 2007 assessment roll.

Section 2. That the Kendall Town Board does hereby agree, in conjunction with the New York State Office of Real Property Services, and the Orleans County Real Property Tax Services Agency to support the towns assessment staff in this reassessment.

Section 3. That the Kendall Town Board and the Assessor are authorized to enter into any necessary agreements to achieve this purpose. Any agreements resulting in expenditure by the Town of Kendall must first be approved by the Town Board. Any agreement with a private contractor to provide services for this reassessment shall be entered into only upon review by the Town Attorney, the Assessor, and a representative from the Office of Real Property Services.

Such motion was seconded by Councilman Schuth and the vote resulted as follows:

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 # 39-106 – PAYCHEX – PAYROLL SERVICES/TRANSFER OF FUNDS FOR COST**

Councilwoman Pritchard moved that the following resolution be adopted:

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A Resolution authorizing the Supervisor to contract with Paychex for payroll services and to provide for the necessary fund transfers to accomplish the change.

This change is to be implemented so as to begin with payment of the Highway Department payroll for the two week period ending January 13, 2006, and the General Salary Payroll for the 1 month period ending January 31, 2006.

The Supervisor is hereby authorized to create the account A1320.41 Payroll Service.

The Supervisor is authorized to make the following budget and fund transfers to provide for payment of the cost of payroll services:

<u>Amount</u>	<u>From Account #</u>	<u>To Account #</u>
\$2300.00	A1320.4 Independent Audit & Acctg.	A1320.41 Payroll Service
\$ 600.00	A1320.4 Independent Audit & Acctg	A1220.12 Bookkeeper Pers. Serv.
\$ 100.00	A1320.4 Independent Audit & Acctg	A1220.42 Bookkeeper Cont. Exp

Such motion was seconded by Councilman DiNatale and following a discussion of the proposal, 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 #40-106 – BOOKKEEPER JOB DESCRIPTION**

Councilman Scroger moved that the following resolution be adopted:

A Resolution providing a job description for the classification of Bookkeeper funded in the budget by account A1220.12.

**JOB DESCRIPTION**

Classification: Bookkeeper

The position reports to or is provided for by the Town Supervisor. The position is to provide for the collection of payroll data from the Highway Superintendent, the Town Clerk, the Supervisor and any other Department Head so designated including hours worked, appropriate deductions for benefits, payment of actions as authorized by the salary schedule, and either personal and pertinent data required to implement the payment of wages and salaries to Town of Kendall Employees.

The bookkeeper is to assemble and transmit the required information on a timely basis to the Payroll Services so that payroll checks may be issued on the next Thursday following the end of the payroll period.

The Bookkeeper will serve as the only authorized source to provide for correction of information, shortages, overages and the addition and/or removal of employees to the payroll system, with the exception that the Supervisor may or will provide for this information in the event that the Bookkeeper is unable to or in unavailable.

This position is to be deemed to be HIGHLY CONFIDENTIAL. No disclosure of any information regarding the information assembled or provided in carrying out the duties of the position may be made except to the Town Supervisor. Information provided by a Department Head may be discussed with that same person to provide for correction or clarification.

Such motion was seconded by Councilman Schuth and the vote resulted as follows:

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.

**UNFINISHED BUSINESS:**

- JOSEPH HUNT LIBRARY TRUST FUND – investigating the account. Revenues will not be available until CD maturity date. Supervisor Vick stated that the bank can offer interest on a monthly or quarterly basis. Will add to Work Session Agenda for further discussion.

**NEW BUSINESS:**

- Date Stamping of Documents: Request the Town Clerk to date stamp all items that come into the town. Attorney Heath concerned should item be date sensitive. Will it get to the appropriate hands in time and not hold the Town Clerk responsible should it not be done. Need to review and set up appropriate policy. Supervisor Vick just concerned about what is received when and by whom.

**RESOLUTION #41-106 – MOVE INTO EXECUTIVE SESSION**

Councilman Scroger moved that the following resolution be adopted:

A resolution to move into Executive Session to discuss matters that may imperil public safety if disclosed.

Such motion was seconded by Councilman Schuth, and the vote resulted as follows:

Councilwoman DiNatale	<i>Aye</i>
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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 #42-106 – RETURN TO SESSION FROM EXECUTIVE SESSION**

Councilman Scroger moved that the following resolution be adopted:

A resolution to return back into session from Executive Session were no formal actions were taken by the Kendall Town Board. Such motion was seconded by Councilwoman DiNatale, and the vote resulted as follows:

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.

**RECESS OF MEETING TO JANUARY 26, 2006 AT 7:30 pm**

With there being no further business Councilman Pritchard moved for recess of meeting until January 26, 2006 at 7:30 PM, seconded by Councilman Schuth. Unanimously in favor for recess at 10:10 PM.

**Scheduled Meetings:**

- Hamlin/Kendall Joint Water Board Organizational Meeting: January 11, 2006 at 7:30 PM at the Hamlin Town Hall
- Regular Town Board Meeting: January 12, 2006 at 7:30 PM
- Town Board Work Session : January 26, 2006 at 7:30 PM

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**JANUARY 26, 2006 – KENDALL TOWN BOARD MEETING – 7:30 PM**  
**RECONVENED FROM JANUARY 12, 2006**  
**Kendall Town Hall, 1873 Kendall Road, Kendall, New York**

**PUBLIC PRESENT:**

Lisa Stenshorn, Fred D’Andrea, Al and Bev Lofthouse, Gertrude Hauck, Stephen Scarpulla, James Stedman

**CALL TO ORDER**

Meeting was called to order by Supervisor Vick at 7:30 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
Douglas Heath, Attorney	Present

**Department Heads Present:** Kenneth DeRoller, Assessor; Scott Hardenbrook, Code Enforcement Officer

**APPROVAL OF MINUTES**

Councilwoman DiNatale moved that the Kendall Town Board Organizational Meeting minutes of January 5, 2006 be approved as presented by the clerk, seconded by Councilman Scroger, and the vote resulted as follows:

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 motion to accept the minutes as presented is carried.

**RESOLUTIONS: #43-106 through #48-106**

**RESOLUTION # 43-106 – CHRISTINE SYRACUSA – DEPUTY CODE ENFORCEMENT OFFICER I**

Councilman Scroger moved that the following resolution be adopted:

A Resolution appointing Christine Syracuse as Deputy Code Enforcement Officer Grade I, effective February 1, 2006 through December 31, 2006.

Such motion was seconded by Councilwoman DiNatale, and the vote resulted as follows:

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>

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Supervisor Vick declared that the foregoing resolution was duly adopted.

**RESOLUTION #44-106 – STEPHEN SCARPULLA – DEPUTY CODE ENFORCEMENT OFFICER II**

Councilman Scroger moved that the following resolution be adopted:

A Resolution appointing Stephen Scarpulla as Deputy Code Enforcement Officer Grade II, effective February 1, 2006 through December 31, 2006.

Such motion was seconded by Councilman Schuth, and the vote resulted as follows:

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

Supervisor Vick declared that the foregoing resolution was duly adopted.

Stephen Scarpulla was introduced by Supervisor Vick and welcomed him aboard.

**RESOLUTION #45-106 – ROBERT NELSON – KENDALL PLANNING BOARD**

Councilman Schuth moved that the following resolution be adopted:

A Resolution appointing Robert Nelson to the Kendall Planning Board for a 5 year term effective February 1, 2006 through December 31, 2010.

Such motion was seconded by Councilman Scroger, and the vote resulted as follows:

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 #46-106 – FRANCES SWEENEY – CONFIDENTIAL BOOKKEEPER**

Councilman Scroger moved that the following resolution be adopted:

A Resolution appointing Frances Sweeney as the Confidential Bookkeeper effective February 1, 2006 through December 31, 2006.

Such motion was seconded by Councilwoman DiNatale, and the vote resulted as follows:

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 #47-106 – RELEASE OF FUNDS FOR EAGLE CREEK MARINA – DRAW 3**

Councilman Pritchard moved that the following resolution be adopted:

A Resolution releasing \$8,645.22 of Small Cities grant funds for the economic development program, Small Cities grant #591ED522-05 (Eagle Creek Marina, draw 3).

Discussion: will allow 4 signatures for release of funds, Pritchard indicated forms are on the way to update this. Will need to pass additional resolution to add two additional names. State does recommend 4 signatures. Those signatures that are currently on file with the State are those needed to release funds.

Such motion was seconded by Councilman 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.

**RESOLUTION #48-106 – AGREEMENT WITH OCCU-MED OF WESTERN NEW YORK**

Councilman Scroger moved that the following resolution be adopted:

A resolution authorizing a contract be signed by Supervisor Vick for CDL Drug and Alcohol testing with Occu-Med of Western New York for the year 2006.

Such motion was seconded by Councilman Pritchard, and the vote resulted as follows:

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.

**ADJOURNMENT**

With there being no further business Councilman Scroger moved for adjournment, seconded by Councilwoman Pritchard. Unanimously in favor for adjournment at 7:45 PM.

Respectfully Submitted

Nadine P. Hanlon, RMC  
Kendall Town Clerk

corrected 2/9/2006

**KENDALL TOWN BOARD – REGULAR MEETING - JANUARY 12, 2006 7:30 PM**

**Kendall Town Hall, 1873 Kendall Road, Kendall, NY 14476**