

**KENDALL TOWN BOARD
TOWN BOARD MEETING**

Tuesday, July 17, 2018 7:00 p.m.

Kendall Town Hall – 1873 Kendall Road, Kendall, New York 14476

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

ROLL CALL

Councilwoman Flow	present
Councilman Martin	absent
Councilman Newell	arrived at 7:11 p.m.
Councilwoman Szozda	present
Supervisor Cammarata	present

SUPERVISOR’S COMMENTS

Norway Road Water District is now being installed. The difficult work of many years is finally coming to fruition. Sharing services by having the Town of Hamlin do the installation is positive.

Councilwoman Szozda proposed accepting the following minutes. Councilwoman Flow was not present for the meeting held on the 19th, and so chose to abstain from accepting. Supervisor Cammarata seconded the acceptance of both sets. Both sets will be submitted as final to the record.

Town Board Work Session June 5, 2018

Town Board Meeting June 19, 2018

CORRESPONDENCE

Cindy Blosenhauer – letter of interest and resume for Historian position

This applicant has good credentials, and has shown enthusiasm for the position.

Association of Towns – training opportunities regarding SALT changes

The new law of NYS regarding the establishment of “municipal charities” is cumbersome, confusing, and would require much additional work for the tax collector and CFO. Until the IRS weighs in with its ruling, the establishment of the account would seem premature.

Gabrielle Barone of Orleans Economic Development Agency – rumors regarding Lures Restaurant

The Board will respond to this letter with factual information. It is unclear whether the letter is from the Agency or the individual. The response will be sent to the Head of the Agency as well.

International Joint Commission report

Supervisor Cammarata considers the report unacceptable because the Commission refuses to take any responsibility for the destructive flooding last season. If anyone is interested in reading the full report, see the Clerk.

PUBLIC COMMENT

none

REPORTS OF COMMITTEES, BOARDS AND DEPARTMENT HEADS

Standing Committees

Public Safety/Emergency Services & Occupational Safety – Martin
Buildings & Grounds – Martin
Highway – Martin
No reports submitted

Community Relations - Flow
Culture & Recreation – Flow
Information Services – Flow
Homegrown Days plans are in place.
The Recreation Director will be preparing forms for reimbursements from the Orleans
County Youth Board.
The website is continually updated.

Human Resources and Ethics – Szozda
Employee Benefits – Szozda
No reports

Planning, Zoning & Agriculture – Newell
No reports
Finance, Taxes & Special Districts – Cammarata
All principal and interest payments for the water districts 2,3,4 and 5 have been made for
2018.

Orleans County Representative – DeRoller
No report

Boards

Planning Board – A. Kludt, Chair
No report
Zoning Board – P. Bolton, Chair
No report

Department Heads

Assessor – G. Massey
Code Enforcement – P. Hennekey
There have been two house fires this month.
Solar energy systems, pools and pole barns have been the majority of the building permit
applications.
In response to a concern raised by a resident of Thompson Drive regarding the renting of
a home by week, there is nothing in our local regulations precluding that. If there are
specific complaints, such as trespassing or disturbances of the peace, those are complaints
which can be handled through the Orleans County Sheriff's Office. Generally, just
bringing the issues to the attention of the offending party brings cooperation and
resolution.

There was a discussion about how to respond to the letter from Ms. Barone and whether a meeting should perhaps be scheduled to hear any complaints and dispel myths. A letter to Ms. Barone and her boss will be the first step.

Highway - W. Kruger

No report

Historian – vacant

Recreation – M. Werth

No report

Town Clerk – A. Richardson – written report submitted

Town Justices – D. Drennan, D. Gaudio – written reports submitted

Supervisor – A. Cammarata – written report submitted

RESOLUTIONS

Councilwoman Szozda made the following motion, seconded by Councilwoman Flow:

RESOLUTION 75-0718 TOWN OF KENDALL – WATER DISTRICT NO. 9 AUTHORIZATION TO ADVERTISE FOR BIDS

Whereas, the Town of Kendall has received approval for a grant award in the amount of \$150,000 under the State Assistance to Municipalities (SAM) program for the construction of the water system improvements for the Town of Kendall Water District No. 9; and

Whereas, the Town has committed local funds in the amount of \$65,000 to complete the project; and

Whereas, the Town has completed the administrative requirements for the grant award and is expecting a Grant Disbursement Agreement to be issued by the Dormitory Authority of the State of New York (DASNY).

Be it resolved that the Town Supervisor is hereby authorized to advertise for and solicit bids for the construction of the water system improvements.

Be it further resolved that the Town reserves the right to defer the award of the contract until the Grant Disbursement Agreement has been executed.

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

Councilwoman Flow made the following motion, seconded by Councilwoman Szozda:

RESOLUTION 76-0718 TO UNDERTAKE AND IMPLEMENT A REASSESSMENT OF THE TOWN OF KENDALL IN 2019

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 2016; 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:

That the assessor of the Town of Kendall is hereby authorized to undertake and implement a reassessment for the 2019 assessment roll;

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 town's assessment staff in this reassessment; and,

That the Kendall Town Board and the Assessor are authorized to enter into any agreements necessary 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 Attorney for the Town, the Assessor, and a representative from the Office of Real Property Services.

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

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

RESOLUTION 77-0718 BUDGET TRANSFER

Be it resolved to transfer \$250.00 from General Account A8930.4 Research to General Account A8010.4 Zoning Contractual.

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

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

RESOLUTION 78-0718 CDBG GRANT AWARD FOR ADMINISTRATIVE SERVICE TO LABELLA PC

Be it resolved that the Kendall Town Board authorizes Supervisor Cammarata to sign the 2017 CDBG Grant Award for Public Infrastructure Repair Project agreement for administrative services to LaBella PC, 300 State Street, Suite 201, Rochester, NY 14614. At a cost not to exceed \$18,000.00. The agreement is subject to review of form and content by Attorney Meier.

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

Councilwoman Szozda made the following motion, seconded by Councilwoman Flow:

RESOLUTION 79-0718 CONSERVATION EASEMENT BETWEEN ONTARIO LAKESIDE RESORT, NY LLC AND THAT TOWN OF KENDALL

BE it Resolved, that the Kendall Town Board authorizes Supervisor Cammarata to sign a Conservation Easement between the Town of Kendall (Grantee) and Ontario Lakeside Resort, New York LLC having an office c/o Midland Management 758 South Avenue, Rochester, N.Y. 14620 (Grantor).

The Kendall Highway Superintendent and the Attorney for the Town have reviewed and approved this agreement.

Discussion: Supervisor Cammarata said this is the wetlands of Troutburg. When the road was changed during the development of Troutburg, it was required that wetlands be “replaced”. The DEC requires an easement. Mr. Howitt, the current owner of Troutburg asked the town to do this. Attorney Meier said it is a standard request.

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

The following motion was made from the floor:

Councilwoman Flow made the following motion, which was seconded by Councilwoman Szozda:

RESOLUTION 80-0718 AUTHORIZING THE TOWN SUPERVISOR TO SOLICIT BIDS FOR TOWN HALL AND HIGHWAY BUILDING IMPROVEMENTS

Whereas, the Town of Kendall has received approval for a State and Municipal Facilities Program (SAM) grant in the amount of \$75,000 for replacement of the roof and doors at the Town Hall and the roof at the Town Highway Building, and

Whereas, the Dormitory Authority of the State of New York (DASNY), the funding agency, has approved the scope of the project and budget for the project, and

Whereas, specifications for these improvements have been completed and approved by the Town Board,

Be it RESOLVED that the Town Supervisor is hereby authorized to solicit bids for the replacement of the roof on the Town Hall with a metal roof, new doors on the Town Hall, and roof replacement at the Town Highway garage.

Discussion: Councilwoman Flow asked if the new doors would be handicapped accessible. Supervisor Cammarata said, “Right. It’s only the front doors.” The ads will run this Sunday.

Councilman Newell made a motion to pay the claims as presented on Abstract 7. Motion was seconded by Councilwoman Flow; all ayes. Motion carried.

PAYMENT OF CLAIMS

General Fund	Abstract 7	\$16,675.65	Vouchers 417-424,427-460,463-466,468,469,499
Highway Fund	Abstract 7	\$59,871.76	Vouchers 417,463,470-498
Light District One	Abstract 7	\$ 411.54	Voucher 446

Light District Two	Abstract 7	\$ 248.38	Voucher 446
Light District Three	Abstract 7	\$130.83	Voucher 446
Water District Two	Abstract 7	\$10,220.00	Vouchers 425,426
Water District Three	Abstract 7	\$13,510.63	Vouchers 425,426
Water District Four	Abstract 7	\$45,373.13	Vouchers 425,426
Water District Five	Abstract 7	\$21,399.38	Vouchers 425,426
Water District Six	Abstract 7	\$2,016.00	Vouchers 445,462,464,465
Water District Seven	Abstract 7	<u>\$165,322.97</u>	Vouchers 461,467,500
		\$335,180.27	

OLD BUSINESS

Morton Union Cemetery

No progress

Lake Ontario State Parkway Advisory Committee

The current mission is to address the set priorities. The road is being repaired.

Evaluations are being conducted regarding conversion to one lane each way with additional lanes being utilized as bike paths or walkways and adding points of interest.

LWRP Amendment Committee

Nothing new to report

Emergency Management Committee

Orleans Aware application needs some attention.

Homegrown Days

Plans are continuing with additional vendors being involved.

SAM grant

Granted

Beechwood Cemetery – door replacement on building

Supervisor Cammarata and Clerk Richardson will do a walk through on Friday with former Historian, Joette Knapp.

No bids have been received on the door replacement.

NEW BUSINESS

Removal of abandoned utility poles: National Grid – has begun

Potential sewer district projects – possibility of Norway Heights and Bald Eagle Drive residents being able to hook in to Cottages at Troutburg's waste treatment package plant.

Supervisor Cammarata said he would like to adjourn to Executive Session.

Councilwoman Szozda made a motion to move to executive session to discuss pending litigation.

Councilwoman Flow seconded the motion. All ayes. Executive session began at 7:57 p.m. Attendees: Board members and Attorney Meier only.

The Board returned and Councilwoman Szozda motioned to resume the public meeting, seconded by Councilman Newell; all ayes. Meeting resumed at 8:37 p.m.

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

RESOLUTION 81-0718

Resolved, that the Supervisor is hereby directed to sign a certain Settlement Agreement and General Release on behalf of the Town in an ongoing drainage matter involving the Town and a private property owner.

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

With no further business being brought before the Board, Councilwoman Szozda made a motion to adjourn; seconded by Councilman Newell; all ayes. Meeting closed at 8:38 p.m.

Respectfully Submitted,

Amy K. Richardson, Kendall Town Clerk