

**KENDALL TOWN BOARD  
TOWN BOARD MEETING**

Tuesday, August 20, 2019 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	present
Councilman Newell	present
Councilwoman Szozda	present
Supervisor Cammarata	present

**SUPERVISOR’S COMMENTS**

- Water District 8 (Kendall and Creek Roads) dispute with the NYS Department of Transportation regarding the replanting of trees has been settled. “They have allowed us to do it as a contingency plan, depending on what remains in our budget, is the number of trees we will cut down in order to lay the pipe down.” Thank you to Senator Robert Ort for his assistance.
- Awaiting USDA approval of funding for Water District 10
- Sewer district – application for grant has been submitted
- Justice Audit of 2018 is scheduled for next week
- REDI meetings have been ongoing (this has do to with the lakefront flooding issues)

**EAGLE SCOUT RECOGNITION**

Supervisor Cammarata made the following motion, seconded by Councilwoman Flow:

**RESOLUTION 74-0819 EAGLE SCOUT RECOGNITION**

Whereas Ryan Barrett was a student in the Kendall Central School District, Town of Kendall, Orleans County, New York and

Whereas, this young man is a member of the Boy Scouts of America, and has been involved with Troop 94 located in the Town of Kendall, and

Whereas he has, through years of hard work and dedication, demonstrated leadership to his troop and community, culminating in the achievement of Eagle Scout rank, an award of the highest merit, now

Therefore, be it resolved that the Town Board of the Town of Kendall, Orleans County, New York does hereby recognize the efforts, dedication and leadership shown by Ryan Barrett in his attainment of the rank of Eagle Scout and,

Further, on behalf of all of the residents of the Town of Kendall, we commend and congratulate this young man on his attainment of the rank of Eagle Scout and,

Further, we wish him well in all of his endeavors.

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

Supervisor Cammarata made the following motion, seconded by Councilwoman Flow:

**RESOLUTION 75-0819 EAGLE SCOUT RECOGNITION**

Whereas John Rath was a student in the Kendall Central School District, Town of Kendall, Orleans County, New York and

Whereas, this young man is a member of the Boy Scouts of America, and has been involved with Troop 94 located in the Town of Kendall, and

Whereas he has, through years of hard work and dedication, demonstrated leadership to his troop and community, culminating in the achievement of Eagle Scout rank, an award of the highest merit, now

Therefore, be it resolved that the Town Board of the Town of Kendall, Orleans County, New York does hereby recognize the efforts, dedication and leadership shown by John Rath in his attainment of the rank of Eagle Scout and,

Further, on behalf of all of the residents of the Town of Kendall, we commend and congratulate this young man on his attainment of the rank of Eagle Scout and,

Further, we wish him well in all of his endeavors.

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

Councilman Martin expressed how impressed he is with this War Memorial project, and congratulated the young men on this achievement.

**CORRESPONDENCE**

Verizon re. abandoned poles – being addressed

Tim Warth of Radio Technologies re. Tillman proposed tower – nothing new

Orleans County Board of Elections re. budgeting for three 2020 election costs

The minutes of the July 16, 2019 meeting were accepted unanimously.

**PUBLIC COMMENT**

- Mrs. Slocum reported that Verizon removed the abandoned pole in front of her house.

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

**Standing Committees**

Public Safety/Emergency Services & Occupational Safety – Martin

Buildings & Grounds – Martin

Highway – Martin

The highway department has been busy attending to the lake front issues.

Community Relations – Flow

The community worship service was well attended. It had to be held inside at the Town Hall due to weather concerns.

Culture & Recreation – Flow

Library organization continues.

There will be dedication ceremony for the war memorial scheduled in September.

Information Services – Flow

Conversion of all the computers to Windows 10 will begin this Fall and will be costly.

Human Resources and Ethics – Szozda

Employee Benefits – Szozda

The health insurance agent for the town is seeking any deals available for the healthcare coverage for employees in 2020. A 7% increase is expected.

Planning, Zoning & Agriculture – Newell

Planning Board gave verbal feedback to the decision on rezoning. The Planning Board was disappointed in the Town Board's decision not to approve the rezoning.

There is a solar farm application expected.

Finance, Taxes & Special Districts – Cammarata

Nothing further to add to comments made earlier.

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 – no report

Code Enforcement – P. Hennekey

Many building permits being issued, including a large new build.

Highway - W. Kruger – no report

Historian – Cindy Blosenhauer – no report

Recreation – M. Werth – no report

Town Clerk – A. Richardson – written report submitted

Town Justices – D. Kluth, D. Gaudioso – written reports submitted

Supervisor – A. Cammarata – written report submitted

## **RESOLUTIONS**

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

### **RESOLUTION 76-0819 JCAP JUSTICE COURT GRANT APPLICATION**

Be it resolved to authorize the Kendall Justice Department to apply for a Justice Court Assistance Program Grant in the 2019-2020 cycle for up to \$30,000.

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

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

### **RESOLUTION 77-0819 REAPPOINTMENT OF ASSESSOR**

BE IT RESOLVED, to reappoint Arthur Eugene Massey as sole Assessor for the Town of Kendall, for a six year term, which will expire September 30, 2025.

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

Councilman Newell made the following motion, seconded by Councilman Martin:

### **RESOLUTION 78-0819 SOLAR FEES**

Be it hereby resolved to increase the residential solar energy generation permit application fee from twenty dollars (\$20) to fifty dollars (\$50); and also

Be it resolved to establish a commercial solar energy generation permit application fee of seven hundred fifty dollars (\$750). These fees are to be established immediately.

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

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

### **RESOLUTION 79-0819 ACCEPTING APPLICATION REQUESTING MODIFICATION TO THE COTTAGES AT TROUTBURG WPDD**

**WHEREAS**, the Town Board of the Town of Kendall, New York desires to consider the application by The Cottages at Troutburg to modify Local Law 2 of 2012 A LOCAL LAW AMENDING THE TOWN OF KENDALL ZONING MAP TO CREATE A WATERFRONT PLANNED DEVELOPMENT DISTRICT (WPDD) PURSUANT TO LOCAL LAW 1 OF 2012 of the Town of Kendall to allow for non-wind generated alternative energy systems (solar) as a permitted accessory use within the WPDD, and

**WHEREAS**, Jack Howitt of Midlakes Development and Construction LTD, regarding the Cottages at Troutburg, has met with the Town Board at its work session to review his plans, and has submitted fourteen copies of his letter of intent, of the map indicating the location of the proposed solar energy system, and of the Long Form Environmental Assessment Form as required for modifying an existent WPDD according to Local Law 1 of 2012 AUTHORIZING THE CREATION OF WATERFRONT PLANNED DEVELOPMENT DISTRICTS IN THE TOWN OF KENDALL, so then

**BE IT RESOLVED**, to accept this application as complete, and upon payment of fee being received by the Town Clerk, (and upon approval of the application by the Attorney for the Town and the Engineer for the Town as to form and content)\*, this application will be referred to the Town of Kendall Planning Board for its review and recommendations.

Discussion: Councilman Newell asked what constitutes a complete application, and whether it can be modified after filing. Attorney Meier said if there are changes made, it will be considered a new application. Councilman Newell said he was under the impression that there were changes to be made on the SEQR portion of the submission. Supervisor Cammarata said that is true, and that several small changes need to be made. The attorney suggested adding the wording in blue above (\*), so that when the corrections are made, the resubmission should be re-dated but not re-charged. CEO Hennekey suggested the application not be considered complete until the changes are made. The Board decided to vote, with the phrase added, notwithstanding the expected changes. An amended motion was not made, but the intent to amend it due to discussion is assumed.

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

Councilwoman Szozda motioned the bills be paid as presented on Abstract 8. Motion seconded by Councilwoman Flow; all ayes:

**PAYMENT OF CLAIMS**

General Fund	Abstract 8	\$ 16,430.33	Vouchers 492-535,572
Highway Fund	Abstract 8	\$ 61,533.99	Vouchers 496,530,536-568
Light District One	Abstract 8	\$ 395.54	Voucher 515
Light District Two	Abstract 8	\$ 236.52	Voucher 515
Light District Three	Abstract 8	\$ 138.15	Voucher 515
Water District Six	Abstract 8	\$ 47.82	Vouchers 516,531
Water District Seven	Abstract 8	\$ 900.74	Voucher 569
Water District Eight	Abstract 8	\$ 7,128.00	Voucher 571
Water District Nine	Abstract 8	<u>\$ 4,296.65</u>	Vouchers 570,573
		\$ 91,107.74	

**OLD BUSINESS**

Morton Union Cemetery – still awaiting call backs

Lake Ontario State Parkway Advisory Committee – no further meetings held

LWRP Amendment Committee – no further meetings held

Emergency Management Committee – no further meetings held

Clean Energy Community – a new consultant will be meeting with Supervisor Cammarata and Councilman Newell

LED Streetlights – waiting for National Grid to act

Potential Sewer District being formed – application for funding has been submitted

NYS REDI program re. Lake Ontario – nothing to report

Condemnation of three properties – The Town Board is choosing no action at this time, pending the outcome of some NYS towns' similar issues and litigation.

#### **NEW BUSINESS**

Town Hall landscaping – Preston Landscaping has suggested an autumn start. Its bid was the lowest received.

With no further business being properly brought before the Board, Councilman Martin made a motion for recess until September 3<sup>rd</sup> at 7:00 p.m. Motion was seconded by Councilwoman Flow. Meeting recessed at 7:45 p.m. Discussion continued regarding the necessity of establishing an account for Troutburg's expenses, and how to do that.

#### **KENDALL TOWN BOARD RECESSED TOWN BOARD MEETING**

Tuesday, September 3, 2019 7:00 p.m.

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

The meeting from August 20, 2019 was reconvened at 7:00 p.m.

Supervisor Cammarata informed the Board that the pending business was not ready for resolution, and therefore the meeting could be closed.

Councilwoman Flow made a motion to adjourn the meeting, seconded by Councilwoman Szozda; all ayes.

Meeting adjourned at 7:05 p.m.

Respectfully Submitted,

Amy K. Richardson

