

KENDALL TOWN BOARD  
Tuesday, April 18, 2023, 7:00 p.m.  
Kendall Town Hall – 1873 Kendall Road, Kendall, New York 14476

Supervisor Cammarata called the meeting to order at 7:06, and led the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE

ROLL CALL

Councilwoman Flow	present
Councilman Jennings	present
Councilman Martin	absent
Councilwoman Szozda	present
Supervisor Cammarata	present

SUPERVISOR'S REMARKS

SUPERVISOR'S COMMENTS:

"The independent auditor's called and confirmed that they will be at the Kendall Town Hall on April 25 & 26th if necessary, for our annual audit. They will also do the annual audit for our justice department in the coming months.

W D #11: Since the USDA has not updated their MHI thresholds to date and do not expect it to until October of 2023. I contacted USDA for a status. If we applied for a market loan the interest rate would be 3.75 until June of 2023 and it is unknown beyond that date. So even if the interest was 4% and we did not have any grant funding the annual cost per benefit user would exceed the State Comptrollers threshold.

Trash: I attended a meeting regarding the new contract between Orleans County and Modern Disposal. I think we are in a much better position than the towns of Carlton and Yates. Another meeting is being established to discuss various options.

Meeting Date Change: It has been our policy to support the Kendall School District when ever possible. They did request to use the Kendall Town Hall on May 16th for their annual election. Thus to accommodate the school's request we will change our scheduled Town Board Meeting from May 16 to May 18th, 2023, at 7 pm at the Kendall Town Hall."

OPEN PUBLIC HEARING at 7:11 p.m.

TO COMMENT ON LOCAL LAW 5, known as A LOCAL LAW TO ADOPT A BRUSH AND WEEDS LAW OF THE TOWN OF KENDALL

Neither the supervisor nor board members offered any introduction or comment regarding this proposed law.

Truda Slocum – submitted a letter (copy attached) in opposition to this law, and read a statement from her husband, who was unable to attend and participate due to a lack of accommodations for deaf citizens.

Jason Hardenbrook – spoke in opposition to this proposed law. Those who live in the woods will not mow their property to these standards because it would destroy wildlife habitat and defeat the purpose of choosing to live where they do.

Mr. McGregor asked the Town Board what the desired purpose of proposed Local Law 5 is. Supervisor Cammarata said he would not engage in dialogue, but would answer that question after the meeting.

No one else answered the call to comment.

The Town Board agreed to take the comments offered under consideration.

CLOSE PUBLIC HEARING at 7:18 p.m.

The following minutes were accepted, as submitted:

January 17, 2023

March 21, 2023

## PUBLIC COMMENT

Eric Maxon – asked the supervisor why he would not answer Mr. McGregor’s simple question. Others may have the same question, and it could be answered on record to avoid misunderstandings.

Supervisor Cammarata stated he had explained his ground rules before the meeting started and was not answering questions at the public hearing.

David Bentley – said that at a work session recently, it was stated that at least three bids would be sought for installing the sewer district, and wondered if the same was done for the proposed water district eleven, or if only LaBella Engineering was considered.

Supervisor Cammarata said he heard him, and would talk to Mr. Bentley after the meeting to explain the process.

Mr. Bentley had gathered other pricing from another engineering company, and it stated lower pricing than the estimates of potential costs submitted by LaBella.

Mr. Bentley read a portion of an intermunicipal agreement, and asked if Kendall will be responsible for the costs of the Town of Hamlin sewer lines.

Supervisor Cammarata answered that the Town of Kendall users will not be responsible for any of Hamlin’s costs. He encouraged Mr. Bentley to come into his office and have what he is misunderstanding explained.

Mr. Bentley asked if there was an accounting record available for the sewer project. Supervisor Cammarata said all the information is available in the Map, Plan and Report.

Mr. Bentley said he has more questions. Supervisor Cammarata said Mr. Bentley's time was done.

## REPORTS OF COMMITTEES, BOARDS AND DEPARTMENT HEADS

### Standing Committees

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

Community Relations – Flow  
Culture & Recreation – Flow  
Information Services – Flow  
April 22 is the Lions' Club cleanup day.  
Geranium sale to benefit the Garden Club has begun.  
Buffalo dinner from the Methodist church on April 22.  
All summer recreation program registrations are now open.  
IT is in good shape for now.  
Memorial Day plans are going well.

Human Resources and Ethics – Szozda  
Employee Benefits – Szozda  
Univera medical insurance sought some information, but sent it too late to be answered. A second request is likely. It is probably due to new reporting laws about prescriptions.  
New York State Retirement system wants all employee information, whether or not they are enrolled in its system or not.

Planning, Zoning & Agriculture – Jennings  
A site plan for migrant housing was approved.  
The re-zoning request for near the corner of Rte. 18 and Countyline Roads is still in progress.  
There is talk of the early stages of a Farm Land Protection Plan being considered. It may be incorporated into the update of the Comprehensive Master Plan.  
The Master Plan update will likely be outsourced. Grant writers are being considered.

Finance, Taxes & Special Districts – Cammarata  
Audit is imminent.

Orleans County Legislature – John Fitzak  
The Office of the Aging will host a presentation and Q/A session about its services in Kendall tomorrow at noon.

## Boards

### Planning Board – B. Newell, Chair

Andrew Kludt stepped in as Chairman for a meeting which Chair Newell could not attend.

Many grants are difficult to obtain, so the applying for the grants available for farmland preservation efforts may be more effective.

### Zoning Board – P. Bolton, Chair

No report submitted

## Department Heads

Assessor – L. Hewitt – no report

Code Enforcement – P. Hennekey – several variances have been applied for; busy with permits; the Westside News has not been getting delivered regularly. This is a problem, as paid notices are not being disseminated and residents are left uninformed.

The Town Board will consider other options for a newspaper.

Highway - W. Kruger – no report

Historian – L. Richardson – no report

Recreation – M. Werth Town Clerk – no report

A. Richardson – written report submitted

Town Justice – D. Kluth – written report submitted

Supervisor – A. Cammarata – written report submitted

An annual report was submitted from the Librarian this month.

**RESOLUTIONS**

Flow made the following motion, which was seconded by Jennings:

**RESOLUTION 53-0423 MAY MEETING DATE CHANGE**

BE IT RESOLVED, to change the Kendall Town Board’s Meeting scheduled for Tuesday, May 16, 2023 at the Kendall Town Hall at 7 p.m. to Thursday, May 18, at 7 p.m., to accommodate the Kendall School District’s request to hold its election at the Kendall Town Hall.

Cammarata called for a vote, which resulted in all ayes, and declared the motion carried.

Jennings made the following motion, which was seconded by Flow:

**RESOLUTION 54-0423 TO REFER ZONING MAP AND COMPREHENSIVE PLAN CHANGE TO THE ORLEANS COUNTY AND TOWN OF KENDALL PLANNING BOARDS**

WHEREAS, a petition was filed with the Kendall Town Board seeking rezoning of two (2) parcels in the town of Kendall from Hamlet to General Business, to wit:

Parcel ID No. 33.4-1-19.1 and Parcel ID No. 33.4-1-17.1, and

WHEREAS, the Kendall Town Board would like to refer the matter to the Orleans County and Kendall Town Planning Boards for recommendations,

NOW, THEREFORE, be it resolved, to refer the rezoning of the above-referenced parcels from Hamlet to General Business, together with the corresponding update to the Comprehensive Master Plan, to both the Orleans County and Town of Kendall Planning Boards for review and recommendations.

Cammarata called for a vote, which resulted in all ayes, and declared the motion carried.

Szozda made a motion to approve the bills, as presented on Abstract 4. This was seconded by Jennings. All in agreement.

**PAYMENT OF CLAIMS**

General Fund	Abstract 4	\$ 17,132.67	Vouchers 197-212,214-229,256
Highway Fund	Abstract 4	\$ 19,947.18	Vouchers 199,227,230-251
Light District One	Abstract 4	\$ 378.00	Voucher 220
Light District Two	Abstract 4	\$ 239.14	Voucher 220

Light District Three	Abstract 4	\$ 121.05	Voucher 220
Water District Six	Abstract 4	\$ 8,538.20	Vouchers 228,252,253
Water District Seven	Abstract 4	\$ 10,083.18	Voucher 254
Water District Nine	Abstract 4	\$ 3,118.05	Voucher 253
Sewer District One	Abstract 4	\$ 30,767.70	Voucher 255
Solar Project WK	Abstract 4	<u>\$ 1,400.00</u>	Voucher 213
<b>TOTAL:</b>		<b>\$ 91,725.17</b>	

PENDING ISSUES

Morton Union Cemetery – still waiting for response

Thompson Drive Community Park Initiatives – no discussion

Sewer Project – Dormitory group asked for more information to present to REDI commission.

Joule - CCA – bids will be collected this week

Memorial Day observance – plans are progressing

Decisions may need to be made on various matters, so this meeting will be recessed tonight until May 2nd at 7:00 p.m.

With no further business being brought forward, Flow made a motion to recess. Seconded by Jennings. All ayes. Meeting recessed at 7:53 p.m.

Respectfully Submitted,

Amy K. Richardson,  
Kendall Town Clerk