

**KENDALL TOWN BOARD**  
Tuesday, June 20, 2023, 7:00 p.m.  
Kendall Town Hall – 1873 Kendall Road, Kendall, New York 14476

Supervisor Cammarata called the meeting to order at 7:01 p.m. and referenced location of fire exits, requested cell phones be silenced, and lead the Pledge of Allegiance.

**ROLL CALL**

Councilwoman Flow – Present  
Councilman Jennings – Present  
Councilman Martin – Present  
Councilwoman Szozda – Present  
Supervisor Cammarata – Present

**SUPERVISOR'S REMARKS**

The Town has received acceptance to submit an application with the Northern Borders for a \$1,000,000.00 dollars towards our sewer project. We have submitted letters of support from Senator Gillibrand, Senator Ortt, Assemblyman Hawley, Orleans County Planning and Tourism as well as from Bald Eagle Marina. I would like to thank them for all their assistance in moving this project forward.

The amenities for the Thompson Drive Park have been ordered and expect deliveries to arrive at the Kendall Highway Garage for installations. These include Park Benches, Grills, and Picnic Tables. We still need signage and a name.

The Community Worship Service will be held on August 6, at the Community Gazebo Park at 10 am. Concordia Lutheran Church will provide the refreshments. Pastor Worrall of Morton Baptist Church will lead. All are welcome!

School Tax Bills can now be paid at the Kendall Town Hall. A representative from the Kendall Central School will be at the town hall to process the payments. The Town Clerk will not be involved in collecting payment. This is a result of constructive discussions between school personnel and the town supervisor. I would like to thank Kendall Central School Superintendent Nick Picardo, Chris Nascela, Lisa Levitt, and Amy Richardson for their assistance in making this much needed payment process come to fruition. More information regarding this will be forthcoming.

Supervisor Cammarata read a letter from LaBella Associates giving an update about the sewer project, which will be on the town website.

**CORRESPONDENCE**

Assemblyman Hawley will be holding a Town Hall meeting for the Village of Holley, Town of Murray, and the Town of Kendall on Saturday, June 24<sup>th</sup> at 12:15 p.m. at the Kendall Town Hall.

Kendall is at 100% equalization rate for NYS Real Property.

Kendall Fire Department requested the alcohol ordinance be lifted and submitted a fireworks permit application..

## **ACCEPTANCE OF MINUTES**

The motion to accept the May 2, 2023 and May 8, 2023 minutes was made by Lynn Szozda and seconded by Paul Jennings. There was no discussion and the motion was carried.

## **PUBLIC COMMENT**

Truda Slocum asked when the Town would apply for grants for Water Districts.

Supervisor Cammarata answered that the USDA Grant would not come out until October and that Grant would give the lowest interest rates and longest loan period.

Truda Slocum said that she had read in a newspaper that the census would not be coming out until October 2024.

Supervisor Cammarata replied that the USDA had said it would be out in October 2023 and that if it was delayed another year, the Town would need to go to Plan B, but the USDA Grant is preferred. The Town can also develop Water Districts as a shared service with other towns, which has been done in the past and lowers the cost. The Town wants to develop Water Districts as soon as possible, but is at the mercy of the USDA's timing.

Truda Slocum offered to find the article in question and bring it to the Town Board.

Supervisor Cammarata said that if the USDA is not an option, then the Town will have to look at other funding options with shorter loan periods and higher interest rates, though the Town is limited by the State Comptroller's threshold and is already \$500 over with current estimates.

Public Comment was closed.

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

### **STANDING COMMITTEES**

Councilman Martin reported that he and the Highway Department were discussing possible sidewalk work. He also distributed an Energy Savings Plan from National Grid for the Town Hall and Highway Department buildings to the Town Board. Any questions the Board has about it should be directed to him so that he can pass them on to Larry Krause.

Councilwoman Flow met with Warren Kruger and two representatives from the County Health Board about the septic system at the Town Hall. The County cannot design a replacement septic system, so an engineer will need to be used. The Kendall Comprehensive Master Plan is on the Town Website under the Departments tab and work is continuing to get minutes from Town Board meetings and Planning and Zoning Board meetings up faster. The Community Worship Service is coming up on August 6<sup>th</sup> at 10 a.m. It's been three years since it was last held, because of Covid. Free rabies clinic information is also on the website. The Kendall Fire Department's Carnival information will also be on the website. Recreational activities are also available to sign up for through the website. Information about school tax collection will be uploaded.

Councilwoman Szozda reported that Univera will possibly raise the 2024 rates by 10%.

Councilman Jennings reported that the Zoning Board meeting was rescheduled for June 20<sup>th</sup> and so was taking place during the Town Board meeting. There were two subdivision requests. The Planning Board requested that the Town Board generate an opinion about suspending the requirement to hold public hearings for simple subdivisions, in the interest of using the Planning Board's time efficiently.

Supervisor Cammarata reported that he is waiting on Allied to send a draft of the Town and Justice's audits.

John Fitzak reported that there will be an informational meeting at The Grove restaurant on June 27<sup>th</sup> of the Association of Municipalities regarding the proposed District Court. There will be Public Hearings July 19<sup>th</sup> and 20<sup>th</sup> in Shelby and Albion on the topic as well.

## **BOARDS**

Bruce Newell reported that the Planning Board meeting was rescheduled for the next day and there will be two public hearings, as referenced by Councilman Jennings. He also gave more information about major and minor subdivisions; a minor subdivision is the division of a lot into four or less parcels. The Planning Board is seeing an increasing number of minor subdivisions and as long as both lots meet town code after subdivision, there isn't cause to prevent it. When there are lots that are being divided more than once, it increases the likelihood of there being reason to review it. A simple subdivision is being considered a lot that is being divided into two parcels. The Planning Board will still review them, but no longer hold public hearings regarding them. Grant applications are still being worked on regarding the Town's Comprehensive Master Plan.

## **DEPARTMENT HEADS**

Daniel Strong reported on behalf of Paul Hennekey that they're relatively busy with building applications and that there are several new builds in progress.

Written reports from the Town Clerk, Town Justice, and Supervisor were submitted.

## **RESOLUTIONS**

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

### **RESOLUTION 71-0623 GRANT APPLICATION VIA AGRICULTURAL AND FARMLAND PROTECTION PLAN**

BE IT RESOLVED, that the Kendall Town Board will designate a maximum \$6,667.00 for a grant application through the NYS Agricultural and Farmland Protection Plan. If the Town of Kendall receives support from various agencies agreeing to partner by providing in-kind services, the Town of Kendall's total cost can be reduced to \$1,667.00

Supervisor Cammarata called for a vote and the resolution was passed.

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

**RESOLUTION 72-0623 BUDGET AMENDMENT**

BE IT RESOLVED, to increase Highway Revenue Account DA3502.00 DASNY Repayment, by \$18,000, and to increase Highway Expenditure Account DA5230.40 Machinery Contractual, by \$18,000.

Supervisor Cammarata called for a vote and the resolution was passed.

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

**RESOLUTION 72-0623 BUDGET AMENDMENT**

BE IT RESOLVED, to increase Highway Revenue Account DA3502.00 DASNY Repayment, by \$18,000, and to increase Highway Expenditure Account DA5230.40 Machinery Contractual, by \$18,000.

Supervisor Cammarata called for a vote and the resolution was passed.

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

**RESOLUTION 74-0623 CANCELING WORKSESSION JULY 4, 2023**

BE IT RESOLVED, the Town Board of Kendall, New York, hereby cancels its scheduled work session on Tuesday, July 4, 2023. Notifications will be placed in the Hamlin Herald and on the town's webpage.

Supervisor Cammarata called for a vote and the resolution was passed.

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

**RESOLUTION 75-0623 WAIVER OF OPEN CONTAINER LAW**

Be it resolved that the Town of Kendall Open Container Ordinance be waived during the Kendall Fireman's Carnival in 2023 as follows:

Thursday July 13 from 6:00 pm to 12:00 midnight

Friday July 14 from 4:00 pm to 2:00 am

Saturday July 15 from 12:00 noon to 2:00 am., and

that this waiver shall cover an area ½ mile South and ½ mile East of the intersection of Kenmor Road and Kendall Road, and

Further, such waiver is in effect only on the specified dates and times set for herein and only in the geographical area described herein.

Supervisor Cammarata called for a vote and the resolution was passed.

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

**RESOLUTION 76-0623 KENDALL FIRE DEPARTMENT FIREWORKS DISPLAY PERMIT**

WHEREAS, the Kendall Fire Department has submitted an application for a permit for a public display of fireworks to the Kendall Town Clerk, so

Be it Resolved, that the Kendall Town Board authorizes the Kendall Town Clerk to issue a Conditional Public Display of Fireworks Permit, Pursuant to the applicable provisions of section 405.00 of the Penal Law of the State of New York and the New York State Fire Code Section 3308.1 to the Kendall Fire Department for fireworks display commencing at 10:30 pm, on Saturday, July 15, 2023. Permit will be granted after review by the Code Enforcement Officer, and receipt of a map of detonation area, waivers from surrounding property owners, and certificates of insurance and competency as pyrotechnicians from Young Explosives.

Supervisor Cammarata called for a vote and the resolution was passed.

**PAYMENT OF CLAIMS**

Councilwoman Flow moved to approve payment of the following claims, seconded by Councilman Jennings:

General Fund	Abstract 6	\$ 17,524.24	Vouchers 328-369
Highway Fund	Abstract 6	\$ 19,380.87	Vouchers 330,369-392
Light District One	Abstract 6	\$ 356.55	Voucher 357
Light District Two	Abstract 6	\$ 225.59	Voucher 357
Light District Three	Abstract 6	\$ 112.00	Voucher 357
Water District One	Abstract 6	\$ 4,502.32	Voucher 393
Water District Two	Abstract 6	\$ 1,290.45	Voucher 393
Water District Three	Abstract 6	\$ 1,653.45	Voucher 393
Water District Four	Abstract 6	\$ 3,183.45	Voucher 393
Water District Five	Abstract 6	\$ 1,070.46	Voucher 393
Water District Six	Abstract 6	\$ 839.69	Vouchers 370,395,396
Sewer District One	Abstract 6	<u>\$ 10,608.26</u>	Voucher 394
	<b>TOTAL:</b>	<b>\$ 60,747.33</b>	

Supervisor Cammarata called for a vote and the motion was approved.

## **PENDING ISSUES**

Regarding Morton Union Cemetery, Mike Seaman's boss wanted more information about why there was a price increase on bids from New York Fence and American Fence. Councilwomen Flow and Szozda put together information for him about the impact the Covid Pandemic had on prices.

The Sewer Project was discussed previously in the meeting.

The grills for the Thompson Drive park are ready and the park needs a name. There has not been input from the public about a name for the park, so the name will be decided on at the July meeting.

## **NEW BUSINESS**

There are several quotes for energy-saving, one for the Town Hall and one for the Highway Department building. The Highway Superintendent wants to improve energy costs at the Highway Department separately from the Town Hall. Questions about LED lighting installed at the Town Hall should be directed to Councilman Martin. The current quote indicates a savings of 12,788 kilowatt hours per year at the Town Hall, or \$1,841 per year.

Councilman Jennings made a motion to adjourn the meeting, seconded by Councilman Martin. The motion was passed and the meeting was adjourned at 7:51 p.m.

Respectfully Submitted,

Lydia Richardson, Deputy Town Clerk