

**A. CONVOCAATION:**

1. The Canadice Town Board Meeting was held on October 12, 2015 at 7:30 pm at the Canadice Town Hall.

2. Roll call showed the following-

- Present: Supervisor Kristine Singer
- Councilman John O’Connor
- Councilman William Hershey
- Councilman Mark Statt
- Councilman Mark Malmendier

Others Present: Six (6) guests/residents attended the Regular Town Board Meeting.

3. Salute to the Flag.

4. Approval of September 14, 2015 Regular Meeting Minutes-

Note: Minutes of the preceding meeting shall be approved without being read, unless the reading thereof is called for by a Member of this Board - the minutes are available for review at the Office of the Town Clerk.

Councilman Hershey motioned, Councilman Malmendier seconded, and it was unanimously carried to approve the minutes of the September 14, 2015 Regular Town Board Meeting-

APPROVED Ayes 5 Singer, O’Connor, Hershey, Statt, Malmendier  
Nays 0

Approval of September 28, 2015 Budget Workshop Meeting Minutes-

Note: Minutes of the preceding meeting shall be approved without being read, unless the reading thereof is called for by a Member of this Board - the minutes are available for review at the Office of the Town Clerk.

Councilman O’Connor motioned, Councilman Statt seconded, and it was unanimously carried to approve the minutes of the September 28, 2015 Budget Workshop Meeting-

APPROVED Ayes 5 Singer, O’Connor, Hershey, Statt, Malmendier  
Nays 0

**B. PRIVILEGE OF THE FLOOR:**

1. Mrs. Dorothy Gronwall asked if the Town has found land for the water tower. Supervisor Singer indicated unofficially yes.

2. Mr. Don Cook wanted to thank Jason Hasselman and Rebecca Schubmehl, the stewards who worked at the boat launch on Honeoye Lake this past summer. They did a great job checking boats and educating the boaters. There were two other volunteer stewards that did a great job and worked fishing tournaments besides Mr. Cook; Dan Lalonde, and Mike Wiedner. Hydrilla is getting closer to our area which is why we have the stewards program. It has been found in a pond at Tinker Park in Henrietta. Also thanks to Terry and Dorothy Gronwall for all of their water testing and plant surveying; this was all done voluntarily. Thanks to Bill Hershey for all the years he has done a great job with Ontario County Soil and Water. This

Saturday Mr. Cook will be heading up the 21<sup>st</sup> annual NYS Federation of Lakes Association Conference at Moonwinks on Cayuga Lake. Mr. Gronwall will be presenting at the conference. Canandaigua Lake Watershed Alliance will meet Tuesday the 20<sup>th</sup> at the Canandaigua Middle School.

3. Mr. Cook provided pictures to the Board of a break-wall being built on Honeoye Lake and the need for rules and regulations that are the same throughout the watershed to deal with a potential run-off. Councilman O'Connor indicated there is a permit issued by DEC for that construction. Mr. Cook indicated there was no attempt to stop any erosion if there was a heavy storm. He feels there should be a uniformity of regulations in the watershed. Councilman Hershey indicated the changes Richmond has incorporated were just recently approved; they have not had major differences in regulations for very long. He also indicated DEC didn't require fencing for this project. Mr. Cook feels this is where our regulations could be strengthened or have a plan to address situations like this. Councilman Hershey indicated installing the silt fencing in a good location during construction can be an erosion issue also. Mr. Gronwall mentioned this was an ongoing project with Richmond and South Bristol and strengthened four different areas of their regulations relating to erosion control for the lake. He doesn't think these regulations will address building a boathouse or break-walls, but erosion control for building houses or cottages on the lake. Mr. Gronwall would encourage looking at the changes Richmond and South Bristol made. Mr. Ted Mayhood indicated the Planning Board did take a look at the regulations back at the time all the towns were reviewing local regulations and felt Canadice had sufficient laws. Councilman Hershey mentioned the way it should be addressed is to file a complaint with DEC and no one wants to file a water quality complaint, which means their laws are never truly enforced. Supervisor Singer indicated she will get a copy of what Richmond just adopted.

**C. COMMUNICATIONS:**

Note: Communications are filed with the Town Clerk. Discussion on any item may be called for by any Member of this Board.

**D. REPORTS:**

- 1. Town Clerk/Tax Collector- Mrs. Eileen Schaefer.
  - a. The financial report for the Town Clerk for the month of September was submitted (see T. C. file). Councilman O'Connor motioned, Councilman Malmendier seconded, and it was unanimously carried to accept the Town Clerk/Tax Collector's report.

APPROVED            Ayes 5            Singer, O'Connor, Hershey, Statt, Malmendier  
                              Nays 0
  
- 2. Historian- Mrs. Margaret Bott.
  - a. No report.
  
- 3. Code Enforcement Officer- Mr. Robert Best.
  - a. The written report for the month of September was submitted (see T. C. file).
  - b. Unsafe Structure 7039 Ross Road, Brown's property- Supervisor Singer and CEO Best visited the site. Mr. Harrington will take Mr. Best onto the property. Supervisor Singer indicated it has been cleaned up considerably and the structure that was to be demolished is down. CEO Best doesn't feel there are any code

violations left that the Town can address. DEC is still requiring more tires be removed.

c. Supervisor Singer indicated a new structure is almost done at Turtle Rock Hollow. She sent a note to the attorney to find out the status of when the site plan will be submitted. Councilman Hershey questioned if there is a septic system. Supervisor Singer indicated water is located only in the main building, none of the sleeping cabins. It has some type of distribution system, no septic which is one of the items that needs to be addressed. The sleeping cabins are less than 144 square feet and don't need a building permit, but need electrical inspections. If a deck is added, a permit would be needed for that. Mr. Mayhood indicated the attorney sent him a note that a site plan was going to be submitted over a week or two ago and nothing has been received. Supervisor Singer has contacted the attorney.

4. Planning Board- Mr. Theodore Mayhood.

a. Draft minutes were submitted to the Town Board (see T. C. file).

b. No further discussion took place on the code updates yet. There were two timber harvest applications submitted to the Planning Board since no exemptions applied. One application has been withdrawn due to health issues. Mr. Foltz, the agent for the job, was at the meeting and he isn't certain if Mr. Dunn wants to pay for the site plan map needed to continue.

c. No one has responded to the ad for the Planning Board position.

5. Zoning Board of Appeals- Mrs. Linda Moorhouse.

a. The ZBA did not meet, so there are no draft minutes.

6. Highway Superintendent- Mr. Mike Virgil

a. The written report for the month of September was submitted (see T. C. file).

b. Wedging and shoulder work is being scheduled for Purcell Hill Road, Canadice Lake Road and several other Town roads so they are ready for oil & stone in 2016.

c. The new plow truck has been delivered.

d. Second round of roadside mowing is in progress.

7. Honeoye Lake Watershed Research Taskforce- Councilman Hershey.

a. Mr. Terry Gronwall reported the water clarity was 2.25 meters or 7 ½ feet which is an increase over the previous week.

b. The last sample for blue-green algae was taken. No high toxins have been found through October 5<sup>th</sup>.

c. Since 2003 water quality data has been collected and the only other year the water quality was this high was in 2008.

d. The yard waste disposal project has two dates scheduled for November, the 7<sup>th</sup> and 14<sup>th</sup> from noon until 4:00 pm at both the Canadice and Richmond transfer stations.

e. The DEC TMDL (Total Maximum Daily Load) public meeting presentation is posted on DEC's web site and the URL will also be posted on the Canadice website.

8. Assessor- Mrs. Lisa M. Bennett

a. The written report for the month of September was submitted (see T. C. file).

9. Special Reports

a. Water District Report:

- 1. The Town is getting close to a potential property for the water tank.
- 2. LaBella is almost done gathering information for the final engineering.
- 3. Councilman Malmendier indicated there is no news yet from National Fuel.

b. Highway Facility Committee – Superintendent Virgil has some estimating done and will reconvene the subcommittee to complete a report.

10. Supervisor- Ms. Kristine Singer.

a. The financial report for the month of September was submitted (see T.C. file).

Councilman Statt motioned, Councilman Hershey seconded, and it was carried to accept the Supervisor’s report.

APPROVED            Ayes 4            O’Connor, Hershey, Statt, Malmendier  
                                  Abstained 1    Singer  
                                  Nays 0

b. Budget Transfers:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
A1990.4	A9055.8	\$ 13.25	Expenditures greater than budgeted amount.
DA5112.21	DA5110.41	\$ 1,842.99	Expenditures greater than budgeted amount.
DA5148.1	DA5110.1	\$ 15,914.59	Expenditures greater than budgeted amount.

Councilman Hershey motioned, Councilman Malmendier seconded, and it was unanimously carried to approve the budget transfers.

APPROVED            Ayes 5            Singer, O’Connor, Hershey, Statt, Malmendier  
                                  Nays 0

c. **Resolution Number 45 of 2015** – 2015 Budget Modifications

Councilman Hershey motioned, Councilman Malmendier seconded, and it was unanimously carried to approve the resolution.

APPROVED            Ayes 5            Singer, O’Connor, Hershey, Statt, Malmendier  
                                  Nays 0

WHEREAS, The Budget Officer has received funds in excess of budgeted amounts from the Sale of Equipment; and

WHEREAS, There are appropriation lines that have exceeded budgeted amounts; and

WHEREAS, The expenditure of funds from certain appropriation lines was in anticipation of the receipt of the additional monies that would be received; now, therefore, be it

RESOLVED, That this Board directs the Budget Officer to make the following 2015 budget modifications:

Revenues

Increase DA2665, Sales of Equipment by \$32,500.00

Expenditures

Increase DA5130.2, Machinery, Capital by \$32,500.00.

**E. UNFINISHED BUSINESS:**

1. Renaming of Townline Road- Some additional names were submitted from the residents of Townline Road. Supervisor Singer indicated Ontario County 911 did not favor any of the four and after the Board discussed the options it was decided to use Tibbals Road.

Councilman Hershey motioned, Councilman Statt seconded to rename Townline Road to Tibbals Road, and it was carried to approve the motion.

APPROVED           Ayes 4           Singer, Hershey, Statt, Malmendier  
                          Nays 1           O'Connor

2. **Resolution Number 46 of 2015** – Authorization To Execute Snow And Ice Control Contract And Amendment With Ontario County

Councilman Malmendier motioned, Councilman Statt seconded, and it was unanimously carried to approve the resolution.

APPROVED           Ayes 5           Singer, O'Connor, Hershey, Statt, Malmendier  
                          Nays 0

WHEREAS, The Town of Canadice entered into a contract with Ontario County for the removal of snow and ice control from County Roads 36 and 37 that are within the Town; and

WHEREAS, Said contract expired on September 30, 2015; and

WHEREAS, Ontario County and the Town have agreed to the terms of a new contract and amendment; and

WHEREAS, The contract will commence from October 1, 2015 and terminate September 30, 2016; and

WHEREAS, This Board has reviewed said snow and ice contract and amendment with Ontario County as proposed and agrees to the terms contained in said contract; and

WHEREAS, Included in the agreement a procedure is to be established for collection of data from the service towns to review actual expenses incurred by the towns for providing said service when establishing future reimbursement rates; and

WHEREAS, The rate of reimbursement for 2015-16 will be \$5342.67 per mile (1% increase) for the base contract and an additional \$800 per mile for the contract amendment with the option to re-open the contract to address rapidly rising or falling commodity prices; now, therefore, be it

RESOLVED, That this Board authorizes the Supervisor to execute said contract and amendment with Ontario County for the above mentioned term; and, be it further

RESOLVED, That the Clerk of this Board send a certified copy of this resolution with the executed contracts to William Wright, Ontario County Public Works, 2962 County Road 48, Canandaigua, NY 14424. Ontario County will return a fully executed contract and amendment to the Town Clerk for retention in the Town files.

3. **Resolution Number 47 of 2015** – Setting Date, Place and Time for a Public Hearing to Entertain Comments Pertaining to the Proposed 2016 Canadice Town Budget

Councilman O'Connor motioned, Councilman Hershey seconded, and it was unanimously carried to approve the resolution.

APPROVED           Ayes 5           Singer, O'Connor, Hershey, Statt, Malmendier  
                          Nays 0

WHEREAS, The Budget Officer furnished Town officers with budget estimate forms for input; and

WHEREAS, Based on said forms and other pertinent information the Budget Officer prepared the 2016

Tentative Budget and filed said budget with the Town Clerk and members of this Board; and  
 WHEREAS, This Board conducted a budget workshop meeting on September 28, 2015; and  
 WHEREAS, Based on the input provided at said workshop the Budget Officer prepared the 2016 Proposed Budget; now, therefore, be it  
 RESOLVED, That this Board will conduct a Public Hearing to hear comments pertaining to the 2016 Proposed Budget, Monday, November 9, 2015 at the Canadice Town Hall, 5949 County Road 37, Town of Canadice, New York at 7:30 pm; and, be it further  
 RESOLVED, That the Clerk of this Board publish a public notice of said public hearing in the official newspaper of the Town at least five (5) days prior thereto.

4. Councilman Malmendier provided a sample of the new sign that will be used at all of the roads entering Canadice. They will be 24 x 36 and the quote is \$77.96 if 20 signs are purchased. The warranty is seven years.

Councilman Malmendier motioned, Councilman Hershey seconded to purchase 20 signs from Ewing Graphics, and it was unanimously carried to approve the motion.

APPROVED           Ayes 5           Singer, O’Connor, Hershey, Statt, Malmendier  
                           Nays 0

**F. NEW BUSINESS:**

1. A meeting will be set up between two representatives from Canadice and two each from Richmond and Hemlock Fire Districts/Departments to discuss changing our fire protection map now that Springwater is not included in the map. Two names have already been submitted to represent Hemlock. Councilman O’Connor and Councilman Statt will represent Canadice.

**2. Resolution Number 48 of 2015 – Congratulations – Mr. Jesse Hallett**

Councilman Hershey motioned, Councilman Statt seconded, and it was unanimously carried to approve the resolution.

APPROVED           Ayes 5           Singer, O’Connor, Hershey, Statt, Malmendier  
                           Nays 0

WHEREAS, The rank of Eagle Scout is the highest honor bestowed upon a member of the Boy Scouts of America; and  
 WHEREAS, Less than 4% of all scouts earn the rank of Eagle Scout; and  
 WHEREAS, This award requires years of dedication, work and personal commitment; and  
 WHEREAS, Past recipients have been individuals such as Astronaut Neil Armstrong, Supreme Court Justice Stephen Breyer and Former President Gerald Ford; and  
 WHEREAS, Jesse has demonstrated all the fine qualities necessary to achieve this prestigious award; and  
 WHEREAS, Jesse is using his excellent leadership skills and sense of devotion to scouting in order to mentor up-and-coming scouts by serving as a Senior Scout in addition to working as an instructor at camps; and  
 WHEREAS, The kiosk located at Harriett Hollister Spencer Park designed and constructed by Jesse as his Eagle Scout project has been designated as a model for other New York Parks; and  
 WHEREAS, This Board is proud and honored to have Mr. Jesse Hallett as a resident of the area and wishes to commend him on receiving this designation; now, therefore, be it

RESOLVED, That this Board congratulates Mr. Jesse Hallett on his achievement and thanks him for his dedication to the community; and, be it further

RESOLVED, That this Board wishes Mr. Hallett continued success as he soars with the Eagles; and, be it further

RESOLVED, That the Clerk of this Board prepare a certified copy of this resolution to be presented to Mr. Jesse Hallett at the Eagle Scout Court of Honor November 11, 2015.

3. Flooding Correspondence – The Board discussed the correspondence from Mr. Wolicki. Supervisor Singer has already responded to the concerns.

4. Correspondence from Don Cook on Erosion Control- Discussed during privilege of the floor.

5. Approval of the Bills –

Councilman Hershey motioned, Councilman Malmendier seconded, and it was unanimously carried that the bills are to be paid in the following amounts:

ABSTRACT #10 for 2015-

		Voucher#	
		General/Highway: #383 to #428	\$ 89,781.65
		Trust & Agency: #13	\$ 2,514.53
APPROVED	Ayes 5	Singer, O’Connor, Hershey, Statt, Malmendier	
	Nays 0		

**G. PRIVILEGE OF THE FLOOR:** There was no one to be heard.

**H. ADJOURNMENT:**

Councilman O’Connor motioned, Councilman Malmendier seconded, and it was unanimously carried to adjourn the meeting at 9:16 pm.

APPROVED Ayes 5 Singer, O’Connor, Hershey, Statt, Malmendier  
Nays 0

Respectfully submitted, \_\_\_\_\_ Eileen Schaefer, Town Clerk