

A. CONVOCAATION:

1. The Canadice Town Board Meeting was held on November 10, 2014 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: Five (5) guests/residents attended the Regular Town Board Meeting.

3. Salute to the Flag.

4. Approval of October 13, 2014 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.

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

Councilman O’Connor motioned, Councilman Statt seconded, and it was unanimously carried to approve the minutes of the October 13, 2014 Town Board Meeting;

With the following correction- Pg. three, item six, I; change then to them.

B. EXECUTIVE SESSION:

Councilman O’Connor motioned, Councilman Hershey seconded, and it was unanimously carried to close the regular meeting and go into executive session to discuss a Collective Bargaining Agreement at 7:36 pm.

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

Councilman O’Connor motioned, Councilman Statt seconded, and it was unanimously carried to close executive session and return to the regular meeting at 7:47 pm.

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

C. PUBLIC HEARING: To Entertain Comments Pertaining To The Proposed Town Of Canadice 2015 Budget.

*Supervisor Singer indicated the only changes in the current preliminary budget vs the budget workshop copy of the preliminary budget - additional funds for the dog census that needs to take place next summer and a slight change in assessed values after grievance adjustments were completed. The tax rate is the same in both and it keeps us below the tax cap by \$2,300.

Councilman Statt motioned, Councilman Hershey seconded, and it was unanimously carried to close the public hearing.

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

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

E. COMMUNICATIONS:

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

*Received an acknowledgement from NYS DOT regarding the request to lower the speed limit on Canadice Lake Road.

*Letter of appreciation from Mr. & Mrs. Finster for all the help the Planning Board provided to them.

*The Grapevine Newsletter of the Honeoye Valley Association will be available on their website and not mailed out anymore to save funds.

F. REPORTS:

1. Town Clerk/Tax Collector- Mrs. Eileen Schaefer.

a. The financial report for the Town Clerk/Tax Collector for the month of October was submitted (see T. C. file).

Councilman Hershey motioned, Councilman Statt 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 October was submitted (see T. C. file).

b. Update 6523 S Old Bald Hill Rd- CEO Best is still trying to contact the property owners to make sure the debris is cleaned up. If clean-up has not taken place or continued by the next meeting, quotes will be needed for the Town to handle it.

4. Planning Board- Mr. Theodore Mayhood.

a. October draft minutes were submitted (see T. C. file).

b. The Planning Board held a public hearing to take comments regarding the draft version of the Revised Comprehensive Plan.

c. A public hearing took place on the amended Moore application and the preliminary approval was denied.

d. Councilman O'Connor questioned if the Alternate Planning Board position has been filled. Mr. Mayhood indicated only one application was submitted. Since the application was from Mr. Moore, it was felt the application shouldn't be considered during the review for his business. There was talk that someone else was applying, but no other application/letter of interest was submitted.

Nays 0

WHEREAS, Budget estimates and request forms were given to Town officials during August 2014 by the Budget Officer, and
 WHEREAS, Upon receipt of said forms the Budget Officer prepared a Tentative Budget for 2015 and submitted same to the Town Clerk and Board members; and
 WHEREAS, A duly advertised budget workshop was held to discuss the Tentative Budget on September 22, 2014; and
 WHEREAS, After said workshop the Budget Officer prepared and submitted the Preliminary Budget for 2015 to the Town Clerk and Board Members; and
 WHEREAS, A duly advertised Public Hearing was held on November 10, 2014 to receive comments pertaining to the 2015 Preliminary Budget; now, therefore, be it
 RESOLVED, That this Board does approve of and adopt the 2015 Preliminary Budget as amended per the Public Hearing as the Town Budget for 2015; and, be it further
 RESOLVED, That the Clerk of this Board send a certified copy of this resolution along with two certified copies of the adopted budget to Ms. Karen DeMay, Clerk, Ontario County Board of Supervisors.

2. Richmond Fire Department Exempt Formation Status- Councilman Statt provided Supervisor Singer with the paperwork showing the exempt formation legislation. He will also send Supervisor Singer the correct PO Box to mail checks to the Richmond Exempt Organization.

3. Employee Handbook; Sections 5 & 6-

- *Supervisor Singer needs to check the union contract to see what the funeral leave option includes.
 - *Supervisor Singer – 5.6 Family and Medical Leave Act- the Town is not obligated but “may grant” at the Town’s discretion if they meet the criteria.
 - *Councilman O’Connor – pg. 27 leave of absence request form -we will need to draft one.
 - *Supervisor Singer - pg. 30 Compensatory time – still working on this section for the union contract.
 - *6.3 Call in pay, delete this section it’s in the union contract and delete 6.6.
- The Board will review section seven at the next meeting.

4. Resolution Number 57 of 2014 – Setting Date, Place And Time For A Public Hearing To Entertain Comments Pertaining To The Canadice Comprehensive Plan Revision And The State Environmental Quality Review (SEQR) Of The Proposed Revision

*On the December 10th agenda for Ontario County Planning.

Councilman Malmendier 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, This Board adopted the Canadice Comprehensive Plan on October 14, 1996; and
 WHEREAS, Said plan requires periodic review; and
 WHEREAS, The Canadice Planning Board and the research committee formed by the Planning Board has spent numerous hours reviewing the plan and drafting suggested changes; and
 WHEREAS, A public hearing was held on October 27, 2014 by the Planning Board to entertain comments on the proposed revisions; and

WHEREAS, The Canadice Planning Board has recommended to this Board that said revisions to the plan be adopted; and

WHEREAS, The revision of a comprehensive plan is a Type I action as stated in the New York State Environmental Review (SEQR) regulations; and

WHEREAS, It is a requirement of New York State to conduct a public hearing to entertain comments pertaining to the State Environmental Quality Review (SEQR) process; now, therefore be it

RESOLVED, That this Board will conduct a public hearing to entertain comments pertaining to the Canadice Comprehensive Plan Revision and the State Environmental Quality Review (SEQR) at 7:30 pm on December 8, 2014 at the Canadice Town Hall, 5949 County Road 37; and, be it further

RESOLVED, That this Board intends to declare itself Lead Agency for this action; 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 fourteen (14) days prior thereto; and, be it further

RESOLVED, That the Clerk of this Board send copies of the proposed revisions and draft of the EAF to all interested parties or agencies as designated in the original document.

5. Water District Update –

a. Supervisor Singer indicated the Archeologist Phase I Cultural Investigation has been submitted to SHPO, they will be sending a hard copy to the Town. Nothing of significance was discovered. The Comptroller’s package still needs to be updated with some information. Some discussion took place regarding the proposal for one of the possible sites of the water tower. Also since Andrew Emborsky is with a different law firm, we need to approve another agreement for legal services.

b. **Resolution Number 58 of 2014** Authorization To Accept Proposal For Legal Services From Bennett Schechter Arcuri & Will, LLP

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, This Board is currently pursuing the creation of a water district along the County Road 36 corridor within the Town; and

WHEREAS, A referendum was presented to those within the district on August 20, 2011 and approved by the voters; and

WHEREAS, Andrew Emborsky, Esq. has provided services associated with the creation of Canadice Water District No. 1 to date; and

WHEREAS, Andrew Emborsky, Esq. had been associated with Kruk & Campbell, P.C. but has since taken a position with Bennett Schechter Arcuri & Will, LLP; and

WHEREAS, This Board desires to continue having Andrew Emborsky, Esq. represent the Town for legal matters associated with the creation of Canadice Water District No. 1; now, therefore, be it

RESOLVED, That this Board authorizes the Supervisor to enter into an agreement with Andrew Emborsky, Esq. of Bennett Schechter Arcuri & Will, LLP for legal services pertaining to the creation of Canadice Water District #1; and, be it further

RESOLVED, That the Clerk of this Board send certified copies of this resolution to Mr. Andrew Emborsky, Esq. of Bennett Schechter Arcuri & Will, LLP, Mr. Michael Schaffron and Mr. William Reemtsen both of LaBella Associates, D.P.C. and retain a copy in the records of the Town.

H. NEW BUSINESS:

1. Resolution Number 59 of 2014 – Authorization To Execute An Agreement With Ontario County For Dog Control Services

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, It has been determined by this Board that it is in the best interest of the Town to contract with Ontario County for dog control services; and

WHEREAS, This Board agrees to the terms set forth in the contract provided by Ontario County for the year 2015; now, therefore, be it

RESOLVED, That this Board gives authorization for the execution of said agreement by the required Town Officials; and, be it further

RESOLVED, That the Clerk of this Board send three signed copies of the agreement along with a certified copy of this resolution to Karen DeMay, Clerk of the Ontario County Board of Supervisors; and, be it further

RESOLVED, That upon the signing of said agreement by the duly authorized Ontario County representative and approval of the Office of the Ontario County Attorney, one copy of said agreement shall be returned to the Canadice Town Clerk for filing.

2. 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 #11 for 2014-

	Voucher#	
General Account		\$ 13,754.04
Highway Account		<u>\$ 47,344.94</u>
Total General, & Highway=	#432 to #483	\$ 61,098.98

Trust & Agency #15 \$ 494.67

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

I. PRIVILEGE OF THE FLOOR:

1. Councilman O’Connor announced that Veteran’s Day services will be held at the Gazebo in front of the Richmond Town Hall at 11:00 am, Tuesday November 11th.

2. Councilman Statt questioned if 911 was notified of the changes to the Canadice Fire Protection contracts. Supervisor Singer indicated there have been discussions with 911.

3. Councilman O’Connor mentioned that today is the 239th birthday of the United States Marine Corps.

J. ADJOURNMENT:

Councilman O'Connor motioned, Councilman Hershey seconded, and it was unanimously carried to adjourn the meeting at 8:48 pm.

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

Respectfully submitted, _____ Eileen Schaefer, Town Clerk