

A. CONVOCAATION:

1. The Canadice Town Board Meeting was held on December 11, 2017 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: Nine (9) guests/residents attended the Regular Town Board Meeting.

3. Salute to the Flag.

4. Approval of November 13, 2017 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 O’Connor motioned, Councilman Malmendier seconded, and it was unanimously carried to approve the minutes of the November 13, 2017 Town Board Meeting.

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

With the following correction:

Page seven Resolution 59 fourth resolve; term ending changed to 2018.

B. PUBLIC HEARING:

To Entertain Comments Pertaining To Unsafe Structure Findings 6103 Oak Lane.

*Supervisor Singer opened the public hearing.

*CEO Smith received a letter from Mr. Parmelee that the Town has his permission to follow through with the unsafe structure procedure.

*Councilman O’Connor indicated Attorney Chalifoux should research the title before the Town proceeds with the process. Supervisor Singer will contact her.

*Councilman Malmendier asked if we already had quotes for demolition and if we had to advertise further. Supervisor Singer indicated CEO Smith has three quotes and the cost is below the threshold for further bidding or advertising.

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

C. PRIVILEGE OF THE FLOOR:

1. Mr. Ted Mayhood cited an article in the publication of Towns and Topics regarding the Governor signing

a letter to eliminate the 10-year limitation on the veteran’s property tax exemption. He questioned if the Town will be passing a resolution for this change. Assessor Lisa Bennett indicated it is currently being handled for the Town. Supervisor Singer indicated an additional exemption needs to be addressed. The Town had opted out of the solar exemption several years ago with a resolution, but we need to pass a local law.

D. EXECUTIVE SESSION:

Councilman O’Connor motioned, Councilman Malmendier seconded, and it was unanimously carried to adjourn the regular meeting and go into executive session to discuss potential litigation at 7:39 pm.

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

Councilman O’Connor motioned, Councilman Malmendier seconded, and it was unanimously carried to close the executive session and resume the regular meeting at 8:05 pm.

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

E. COMMUNICATIONS:

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

*A discussion was held regarding a communication from Mr. Craig Emmerling concerning the Richmond Recreation Program.

F. REPORTS:

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

a. The financial report for the Town Clerk/Tax Collector for the month of November 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. Annual report for 2018 submitted to the Town Board (see T.C. file).

3. Code Enforcement Officer- Mr. Stephen Smith.

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

b. A discussion took place regarding the CEO’s communications with Mr. Voss and his property at 7122 Canadice Lake Road. The structure is continuing to deteriorate and there are holes in the roof.

Supervisor Singer suggested we pass the resolution to set the public hearing at our January for an unsafe structure process.

4. Planning Board- Mr. Theodore Mayhood.

- a. Draft minutes were submitted to the Town Board (see T. C. file).
- b. One site plan application was passed.
- c. The Planning Board began looking at the NYS model solar energy law. Many of the items in the law are already in our site plan, so further research will take place.

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

- a. No meeting held.

6. Highway Superintendent- Mr. Mike Virgil.

- a. The written report for the month of November was submitted (see T. C. file).
- b. The Canadice Hollow Road project - waiting for information from the engineer.
- c. Installed delineators to locate culverts on various roads and patched potholes.
- d. Conducted a road sign inventory on all Town roads.
- e. Processing paperwork with Dormitory Authority (DASNY) to move the equipment storage building grant forward.

7. Honeoye Lake Watershed Research Taskforce- Councilman Hershey.

- a. Councilman Hershey reported the taskforce did not meet.

8. Assessor- Mrs. Lisa M. Bennett

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

9. Special Reports

- a. Water District Update: The bid packages are out, and twelve organizations have purchased a package. There is a pre-bid meeting this coming Wednesday the 13th at the Town Hall at 10:00 am.

10. Supervisor- Ms. Kristine Singer.

- a. The financial report for the month of November 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:

FROM	TO	AMOUNT	PURPOSE
DA5110.41	DA5110.4	\$ 1,699.51	Expenditures greater than budgeted amount.
A1990.4	A8020.4	\$ 137.47	Expenditures greater than budgeted amount.
A8010.11	A8010.4	\$ 326.99	Expenditures greater than budgeted amount.
A1990.4	A3310.4	\$ 3,491.78	Expenditures greater than budgeted amount.

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

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

G. UNFINISHED BUSINESS:

1. Resolution Number 63 of 2017- Amending Resolution 58 of 2017 - Authorization To Execute An Intermunicipal Agreement With Ontario County For Health Officer Services For The Town Of Canadice 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, Resolution 58 of 2017 authorized the execution of an Intermunicipal agreement with Ontario County for health officer services for the Town; and

WHEREAS, The County Attorney’s office contacted the Supervisor to indicate that the New York State Department of Health required a change in the term of the officer appointment; and

WHEREAS, A correct agreement has been provided by the County Attorney for execution; now, therefore, be it

RESOLVED, That the term stated in Resolution 58 of 2017 be amended from January 1, 2018 to December 31, 2021 to agree with the new Intermunicipal agreement provided to the Town; and, be it further

RESOLVED, That the Clerk of this Board include certified copies of this resolution along with certified copies of Resolution 58 of 2017 with the executed Intermunicipal agreements.

2. Resolution Number 64 of 2017 – Resolution Rescinding Resolution 59 Of 2017

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, Resolution 59 of 2017 appointed Ontario County Public Health Director Mary Beer, RN, MPH as the local health officer for the Town of Canadice; and

WHEREAS, The County Attorney’s office contacted the Supervisor to indicate that the New York State Department of Health required a change in the appointment terminology and term; now, therefore, be it

RESOLVED, That Resolution 59 of 2017 is hereby rescinded.

3. Resolution Number 65 of 2017- Appointment Of Mary Beer, RN, MPH As Local Health Officer For The Town Of Canadice

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, In an effort to comply with the Shared Services Initiative, Ontario County and the Town of Canadice have identified an opportunity to share and coordinate the services of Mary Beer, RN, MPH, the Public Health Director of Ontario County, to act as the Local Health Officer for the Town of Canadice; and

WHEREAS, The Town of Canadice wishes to appoint Mary Beer, RN, MPH, the Ontario County Public Health Director as the Town Local Health Officer; and

WHEREAS, The Ontario County Public Health Director, Mary Beer, RN, MPH, agrees to act as the Local Health Officer for the Town of Canadice, thereby eliminating the need for the Town to appoint and pay a

local health officer; and

WHEREAS, Part BBB of Chapter 59 of the Laws of 2017 specifically authorizes cooperating municipalities to enter into shared services agreements; and

WHEREAS, The Parties wish to enter into a Shared Services Agreement providing for the appropriate service; now, therefore, be it,

RESOLVED, In consideration of the preceding, and pursuant to New York Public Health Law §320, it is mutually agreed upon between Ontario County and the Town of Canadice that Mary Beer, RN, MPH shall be appointed as the Local Health Officer; and, be it further

RESOLVED, Mary Beer, RN, MPH, in furtherance of this appointment, will investigate complaints of public health nuisances arising within the Town and, when necessary to resolve said nuisances, will present the facts and recommendations to the Town Board for their decision and enforcement action; and, be it further

RESOLVED, The payment of any costs to abate a public health nuisance shall be a Town cost; and, be it further

RESOLVED, The duration of appointment will begin January 1, 2018 and will end on December 31, 2021; and, be it further

RESOLVED, That the Clerk of this Board send certified copies of this resolution to Holly Adams, Ontario County Attorney’s Office, 20 Ontario Street, 3rd Floor, Canandaigua, NY 14424, Mary Beer, RN, MPH, Ontario County Public Health, 3019 County Complex Drive, Canandaigua, NY 14424 and NYS Department of Health, Geneva District Office.

H. NEW BUSINESS:

1. Resolution Number 66 of 2017 Authorization For Canandaigua National Bank To Act As Agent For The Town Of Canadice To Accept 2018 Town And County Tax Bills

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 Town Board of the Town of Canadice approves Canandaigua National Bank to act as an agent for the Town of Canadice and collect Town and County Taxes for the year 2018 during the month of January; and

WHEREAS, The Canandaigua National Bank will accept tax bills from January 2nd through January 31st, full payments only (no installment payments) and will deposit these payments to the Town of Canadice Tax Collector Account on the following business day and notify the collector with an itemized listing of taxes received; and

WHEREAS, There will be no charge to the Town for this service; and

WHEREAS, Canadice Town Tax Collector Eileen Schaefer, will be responsible for any check that is returned for any reason; now, therefore, be it

RESOLVED, That Canandaigua National Bank will be accepting tax bills for the Town of Canadice during the month of January 2018 with no expense to the Town; and, be it further

RESOLVED, That these monies will be deposited in the Town of Canadice Tax Collector's savings account with no expense to the Town and the bank will notify the Town the following day with an itemized listing; and, be it further

RESOLVED, That the Clerk of this Board send a certified copy of this resolution to Canandaigua National

Bank and retain a copy in the official Town records.

2. Resolution Number 67 of 2017 – Authorization To Execute An Agreement With Ontario County For Dog Control Services

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, 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 2018; 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 two 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.

3. Resolution Number 68 of 2017 – Update Of The Five-Year Capital Improvement Program Of Town Of Canadice Town Roads And Authorization To Execute 284 Agreement With The Canadice Highway Superintendent

Councilman Statt 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, This Board, by adoption of Resolution Number 61 of 1993, established an ongoing five-year Capital Improvement Program for the Betterment of Town of Canadice Roads; and

WHEREAS, Said resolution states the list of projects shall be updated and adopted by resolution each calendar year; and

WHEREAS, Section 284 of the New York State Highway Law requires an agreement between the Town Board and Highway Superintendent to expend monies received through the levy, State Aid and other sources and;

WHEREAS, The Highway Superintendent has submitted a revised five-year plan and completed the 284 Agreement relative to the expenditure of 2018 monies for approval; now, therefore, be it

RESOLVED, That this Board does hereby approve the following list of rebuild projects to be performed on Town roads during the years 2018 through 2021:

2018

*Canadice Lake Road Sta 147+05 north to Burch Hill Road, Sta 115+20, a distance of .604 miles; cold mix pave road surface, reconstruct shoulders and surface treat with oil and stone. (This is the remaining section of Canadice Lake Road to be re-constructed that was initially slated for completion in 2017, but due to storm repairs and fiscal constraints as a result of the storm repair costs it was not completed.)

*Purcell Hill Road 1.4 miles; from Canadice Lake Road to NYS Rt 15A. Dense graded pug mill and pave (shim 1”); reconstruct shoulders and surface treat with oil and stone.

*Canadice Lake Road from the Springwater town line to Sta 147+05 north of the boat launch; surface treat with oil & stone to preserve.

2019

*Middle Road 1.48 miles from Curtis Road south to County Road 37; Re-grind & profile and surface with a single shot of oil and stone.

2020

*Ross Road 2.66 miles from Canadice Hill Road to Tibbals Road; Re-grind & profile and surface with a single shot of oil and stone.

2021

*Lawrence Hill Road North from Lawrence Hill West to Purcell Hill Road, .96 miles; Re-grind & profile; reconstruct shoulders and surface treat with oil and stone.

*Lawrence Hill Road West from Lawrence Hill Road North to NYS Rt 15A, .51 miles; Re-grind & profile, reconstruct shoulders and surface treat with oil and stone.

2022

*Cratsley Hill Road .75 miles from County Road 37 to bus turn-around; Replace cross culverts, re-profile road, reconstruct shoulders and surface with oil and stone.

And, be it further

RESOLVED, That this Board approves the 284 Agreement as submitted by the Highway Superintendent and authorizes the execution thereof; and, be it further

RESOLVED, That the five-year plan as submitted is accepted as presented with the addition of the 2022 project and amendments to the plan as noted included in this resolution carried forward from the 2017 approved plan; and, be it further

RESOLVED, That the Clerk of this Board and the Highway Superintendent maintain a copy of this resolution with Resolution Number 61 of 1993 in a file within their respective offices.

4. Resolution Number 69 of 2017 – Congratulations -Trevor Healy

Supervisor Singer motioned, Councilman O’Connor seconded, and it was unanimously carried to approve the resolution.

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

WHEREAS, It was recently announced that Canadice student resident, Trevor Healy, was accepted to the National Association for Music Education All National Symphonic Orchestra; and

WHEREAS, The National Association for Music Education All National Symphonic Orchestra All-National Honor Ensembles represent the top performing high school musicians in the United States and its territories; and

WHEREAS, Individuals earn this prestigious honor by demonstrating superior achievement and great dedication; and

WHEREAS, Trevor also performs with the Rochester Philharmonic Youth Orchestra and studies horn at the Eastman Community Music School; and

WHEREAS, Trevor traveled to Orlando, Florida to practice with high school musicians from all over the country ending with a performance at the Disney Coronado Resort; now, therefore, be it

RESOLVED, That this Board, on behalf of the citizens of the Town of Canadice, expresses its congratulations to Trevor on this prestigious accomplishment; and, be it further
 RESOLVED, That this Board is extremely proud to have Trevor as a resident and wishes him the very best as he pursues his musical interests; and, be it further
 RESOLVED, That the Clerk of this Board send a certified copy of this resolution to Trevor Healy.

5. Resolution Number 70 of 2017 – Resolution Setting Date, Place And Time For The 2018 Town Of Canadice Organizational Meeting

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

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

WHEREAS, Town Law requires that the Town Board hold an Organizational Meeting at the beginning of each fiscal year; now, therefore, be it

RESOLVED, That the organizational meeting for the Town of Canadice for the year 2018 will be held at the Canadice Town Hall, 5949 County Road #37 in the Town of Canadice on the 8th day of January 2018 at 7:30 pm for the organization of the Board and for such other business as may be presented to the Board; and, be it further

RESOLVED, That the Town Clerk publish a public notice of said meeting in the official newspaper of the Town in accordance with Town Law.

6. Proclamation request for freedom of choice to attend school outside of a school district. There was no interest from the Board.

7. 2018 Schedules – Meeting and payroll schedules distributed.

8. Resolution Number 71 of 2017 – Appreciation - Mr. William Hershey

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

APPROVED Ayes 5 Singer, O’Connor, Statt, Malmendier
 Abstained 1 Hershey
 Nays 0

WHEREAS, Town Board Member William Hershey did not seek re-election, choosing to retire from his position at the end of this year; and

WHEREAS, Mr. Hershey served on the Canadice Planning Board for three years prior to being elected to the Town Board in November of 2005 and taking office in January 2006; and

WHEREAS, Mr. Hershey also served as a member of the Zoning Commission established to develop the Town Zoning Code during his tenure on the Planning Board; and

WHEREAS, During his tenure Mr. Hershey demonstrated integrity and dedication to both the Town and its citizens and exhibited those unique attributes and qualities which exemplify the characteristics expected of individuals serving in public service; and

WHEREAS, Mr. Hershey has been a wealth of information and valuable resource regarding issues facing the Town relative to the quality of Honeoye Lake and has served as our representative to the Honeoye Lake

Watershed Task Force helping the Town Board understand the complicated ecosystem of the lake and watershed area enabling us to make educated and effective decisions on behalf of the citizens of Canadice; now, therefore, be it

RESOLVED, That this Board, on behalf of the citizens of the Town of Canadice, expresses its appreciation to Mr. Hershey for his service and dedication to the Town; and, be it further

RESOLVED, That this Board extends its best wishes to Mr. William Hershey and hopes that he enjoys years of good health, contentment and happiness with his family and friends; and, be it further

RESOLVED, That the Clerk of this Board send a certified copy of this resolution to Mr. Hershey.

9. Approval of the Bills –

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

ABSTRACT #12 for 2017-

		Voucher	
General/Highway Account		#493 to #554	\$ 86,585.65
Trust & Agency		#33	\$ 379.56
APPROVED	Ayes 5	Singer, O’Connor, Hershey, Statt, Malmendier	
	Nays 0		

I. PRIVILEGE OF THE FLOOR:

1. Town Christmas party, December 20th at noon, dish to pass.

J. EXECUTIVE SESSION: Not held.

K. ADJOURNMENT:

Councilman Hershey motioned, Councilman O’Connor seconded, and it was unanimously carried to adjourn the meeting at 9:56 pm.

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

Respectfully submitted, _____ Eileen Schaefer, Town Clerk