

**A. CONVOCAATION:**

1. The Canadice Town Board Meeting was held on August 11, 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: Seven (7) guests/residents attended the Regular Town Board Meeting.

3. Salute to the Flag.

4. Approval of July 14, 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 July 14, 2014 Town Board Meeting.

**B. PUBLIC HEARING:** To Entertain Comments Pertaining To Unsafe Structure Proceeding For 6523 South Old Bald Hill Road.

\*CEO Best indicated a demolition permit has been issued and the property owner has ninety days from August 2<sup>nd</sup> to remove the structure. Supervisor Singer indicated the Board will recess the Public Hearing and reconvene at the next meeting to see if any action has taken place.

Councilman O’Connor motioned, Councilman Hershey seconded, and it was unanimously carried to recess the public hearing until the September meeting.

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

**C. PRIVILEGE OF THE FLOOR:**

1. Mrs. Herbison questioned if any changes have taken place for the water district project schedule. Supervisor Singer indicated the original archaeological digs requested have been completed, but some deeper digs are being required on Poplar Cove. At this time however, the water district schedule listed on the website is still viable. After some discussion regarding the possibility of a natural gas company getting established in Canadice at the same time as the water district; Mrs. Herbison questioned how many names might be needed on a petition that would request the natural gas line be constructed? Supervisor Singer indicated if there are over 400 potential water customers, the petition should have a substantial number of those names on the petition.

**D. COMMUNICATIONS:**

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

**E. REPORTS:**

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

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

Councilman Hershey 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 July was submitted (see T. C. file).

b. Code Interpretation – Frederick Wolf; scheduled for the August ZBA meeting.

4. Planning Board- Mr. Theodore Mayhood.

a. July draft minutes were submitted (see T. C. file) (Due to weather conditions the meeting took place a week later on August 4<sup>th</sup>).

b. Mr. James Moore may challenge the interpretation of a home occupation requirement that a home business cannot occupy more than 25% of the gross floor area of the principal building. His home occupation application has been tabled at this time. Two of the issues were the area requirements and he did not have a plan/process for disposal or handling of the chemicals yet. Since then the CEO’s office sent a letter indicating no further business can take place on the property until a valid permit is issued.

c. The Natural Resource Extraction Committee has been meeting regularly.

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

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

6. Highway Superintendent- Mr. Mike Virgil.

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

b. The flood damage July 28<sup>th</sup> seems to be worse than from the storm in May. Many of the repairs made to the roads were undone or washed out.

c. Mowing was completed of all the roadsides one time and maintenance of equipment took place.

d. There is concern regarding the possibility of a substantial increase on the cost of salt. There are 814 tons we can purchase on our contract at the current rate. Superintendent Virgil indicated we don’t want to purchase too much or it can impact the contract for next year. After some discussion it was decided 100 tons would be ordered.

e. Discussion took place regarding the rubber-tired excavator. Councilman O’Connor questioned the

feasibility of replacing the motor instead of purchasing another excavator. Superintendent Virgil will check into the costs.

f. Mr. Mayhood thanked the Highway Department for the quick work on their road so they were able to get out fairly quickly after the storm.

7. Honeoye Lake Watershed Research Taskforce- Councilman Hershey.

a. The July Honeoye Lake Watershed Taskforce newsletter has been posted to the website.

b. Water clarity has been pretty good.

c. Mr. Gilman completed the study on the Zebra Mussel population- there are 25% of the number of Zebra Mussels counted in 2000. He will be working on the ten-year macrophyte survey.

d. Harvesting is in full operation.

e. Still waiting on the Honeoye Lake Inlet Restoration Grant and the DEC WQIP Grant.

f. Councilman Hershey will be attending a post flood emergency stream intervention training class this week and in turn Ontario County Soil & Water staff will provide the training to Highway Superintendents.

g. Mr. Gronwall commented on the flooding that took place on July 28<sup>th</sup>. The lagoon had risen 2.25 feet in an hour. Honeoye Lake never rose more than 1.4 feet in three hours.

8. Assessor- Mrs. Lisa M. Bennett.

a. Supervisor Singer indicated the Assessor’s office is just wrapping up the final paperwork from the revaluation.

9. Special Reports-

a. Fire District Contracts – 2014 Adjustment, 2015 proposed.

Councilman O’Connor had another meeting with the Springwater Fire Commissioners and they agreed to refund \$10,000 from the 2014 contract since they were unable to provide ambulance service. He is meeting with the Richmond Fire Commissioners this week to find out the justification for their request of \$25,000. As of August 5<sup>th</sup> there were six EMS calls that went to Springwater in 2014 and Richmond responded to five of those. Supervisor Singer will send a formal letter to Springwater requesting the \$10,000 be refunded to Canadice. Councilman O’Connor indicated Springwater bases the cost of their ambulance calls on \$250 a call. Richmond originally based the cost of their ambulance calls on \$500 per call and now they base it on \$875 per call.

**b. Resolution Number 46 of 2014 – Setting Date, Place and Time For A Public Hearing To Entertain Comments Pertaining To Fire Protection District Contracts**

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 of Canadice currently contracts with the Richmond Fire District, Springwater Fire District and the Hemlock Fire District for fire protection and ambulance service within the Town's fire protection districts; and

WHEREAS, Said contracts will expire on December 31, 2014; and

WHEREAS, This Board is reviewing the services provided by each of the Districts; and

WHEREAS, This Board desires to ensure the residents of the Town have adequate fire and ambulance services; and

WHEREAS, This Board will pursue executing new contracts for a one year period commencing January 1, 2015 and terminating December 31, 2015 that it feels best meets the needs of the residents of the Town; and

WHEREAS, Members from this Board and representatives from each fire district are continuing to review rates, services and assessed values in each service district in order to establish equity based on services provided and ensure Canadice residents have adequate protection; now, therefore, be it

RESOLVED, That this Board will conduct a public hearing to entertain comments pertaining to said contracts at 7:30 pm on September 8, 2014 at the Canadice Town Hall, 5949 County Road 37; and, be it further

RESOLVED, That the Clerk of this Board publish notice of said hearing in the official newspaper in accordance with Town Law and send copies of this resolution to the Richmond Fire District, the Springwater Fire District and the Hemlock Fire District.

10. Supervisor- Ms. Kristine Singer.

a. The financial report for the month of July 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	A1010.4	\$ 156.63	Expenditures greater than budgeted amount.
A1990.4	A1910.4	\$ 1.18	Expenditures greater than budgeted amount.
A1990.4	A5010.11	\$ 1,800.00	Expenditures greater than budgeted amount.
A1220.11	A1460.11	\$ 1,500.00	Expenditures greater than budgeted amount.
A1340.12	A1460.11	\$ 996.00	Expenditures greater than budgeted amount.
DA5148.1	DA5142.1	\$15,219.38	Expenditures greater than budgeted amount.
DA5112.21	DA5110.41	\$ 169.49	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 47 of 2014** – 2014 Budget Modifications

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 has received funds in excess of budgeted amounts from NYS for Extreme Winter Recovery Funds and 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

additional monies that would be received; now, therefore, be it  
RESOLVED, That this Board directs the Budget Officer to make the following 2014 budget modifications:

Revenues

Increase DA2665, Sales of Equipment \$80,000.00

Increase DA3501, Consolidated Highway Aid \$10,556.00

Expenditures

Increase DA5130.2, Machinery, Equipment, Capital by \$80,000.00

Increase DA5142.4, Snow Removal, Cont. by \$10,556.00

**F. UNFINISHED BUSINESS:**

1. Flooding follow-up –

\*Councilman Hershey feels we need to come up with some possibilities for issues on the private roads since many of the residents will not work together and it may become a safety hazard eventually. He is not in favor of having more laws, but it is becoming a greater problem with the storms that are taking place and no repairs made to the private roads.

\*Supervisor Singer indicated a drainage district might be a possibility.

\*Councilman Hershey is considering writing a grant for a type of recycling program that would provide funds for equipment to remove some of the organic material out of the ditches and culverts.

\*Councilman Hershey indicated that Ontario County Emergency Management has five deputies that could be trained to complete the flood damage estimates FEMA requires almost immediately after a storm when the Highway Superintendents are busy trying to make repairs to the roads. Possibly the Board of Supervisors could make some suggestions.

\*Councilman Hershey also mentioned Ontario County Emergency Management might be better equipped to get road closed signs set up when there are flooding emergencies taking place.

2. Employee Handbook – Sections 1-4.

\*Councilman O'Connor questioned page six, the last paragraph regarding possession of any weapon. Seems like a very broad description.

\*Councilman Hershey questioned page four, the procedure for filling vacancies. Is the procedure just to advertise or is there something else that should be included? Supervisor Singer indicated the procedure only encompasses the advertisement of the position in the situation Councilman Hershey is referencing.

\*Councilman Malmendier questioned some text on page 14 and the Board indicated he should drop the wording for the Highway Garage. Councilman Malmendier also mentioned page 15 at the bottom regarding purchasing cell phones. Supervisor Singer indicated the Superintendent and the Deputy Superintendent are the only ones issued phones by the Town.

\*Supervisor Singer indicated the Board can look through the chapters further and discuss it at the next meeting.

3. Comprehensive Master Plan Update Document Review -

Councilman Malmendier spoke with Mr. Mayhood briefly before this meeting and he should have something formatted by the next board meeting.

4. Councilman O'Connor questioned the Stop Sign changes that still need to be addressed. The engineers

report supports some of those changes. A sign indicating there is a change in traffic patterns would be a good idea to announce those changes. Also wherever a stop sign is located there should be a sign in advance that announces the upcoming stop sign. Superintendent Virgil will check out the options and report back to the Board.

5. Councilman Malmendier is suggesting no parking signs should be posted on the east side of Canadice Lake Road at two locations. First near the northern drive-in launch and the second location would be at the car-top launch at the south end. He also commented on the speed limit on Canadice Lake Road; Supervisor Singer indicated we are still having trouble getting the speed limit reduced even though it has been formally requested more than once.

**G. NEW BUSINESS:**

1. Attorney Proposal – Supervisor Singer provided the Board with information from an attorney from Boylan Code. She was unable to be here tonight. It will be discussed again.

**2. Resolution Number 48 of 2014 – Acceptance Of Proposal**

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, The Town of Canadice is responsible for maintaining any abandoned cemetery within its borders; and

WHEREAS, The most recent individual that was providing the service notified the Town that they would no longer be able to maintain the Canadice Hollow Cemetery; and

WHEREAS, The service has historically been a cutting three or four times a season based on actual growth; and

WHEREAS, The Supervisor received a quote from RV Lawncare to provide the service; and

WHEREAS, RV Lawncare has done a site inspection and will provide the service for \$45 per cutting, suggesting that it be done monthly May through September to keep it more manageable with the possibility of an October cutting depending on the growing season; and

WHEREAS, The aggregate annual cost is well below the minimum required for competitive bidding and is agreeable to this Board; now, therefore, be it

RESOLVED, That this Board accepts the proposal from RV Lawncare for services to maintain the Canadice Hollow Cemetery; and, be it further

RESOLVED, That the Clerk of this Board send a copy of this resolution to RV Lawncare and retain a copy in the records of the Town.

3. 2015 Budget – Supervisor Singer asked for direction from the Board. She will work up some numbers and provide a baseline to start from.

4. 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 #8 for 2014-

	Voucher#	
General Account		\$ 14,144.02
Highway Account		\$ 67,851.83
Richmond Fire District		\$ 1,664.27
Hemlock Fire District		\$ 423.12
Springwater Fire District		<u>\$ 733.41</u>
Total General, Highway, Fire Districts- #297 to #335		\$ 84,816.65
Trust & Agency	#10	\$ 344.16
APPROVED	Ayes 5	Singer, O'Connor, Hershey, Statt, Malmendier
	Nays 0	

**H. PRIVILEGE OF THE FLOOR:**

1. Mr. Mayhood mentioned the signs coming into Town on the main roads are in pretty bad shape and should probably be replaced. Supervisor Singer indicated it might be a good idea to see if Mr. Engard would be able to design something new to replace them with.
2. Supervisor Singer reminded everyone that the Republican Caucus will be held tomorrow night here at the town hall.
3. Councilman Hershey commented on some of the Town Supervisors and the paper being alarmed by the drop in sales tax revenue and questioned if Supervisor Singer is concerned. Supervisor Singer indicated she always budgets very conservatively and is not concerned.
4. Councilman Malmendier mentioned DEC has updated their draft management unit plan if anyone wants to make any comments.

**I. ADJOURNMENT:**

Councilman O'Connor motioned, Councilman Malmendier seconded, and it was unanimously carried to adjourn the meeting at 10:14 pm.

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

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