

A. CONVOCAATION:

1. The Canadice Town Board Meeting was held on August 14, 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 Mark Statt
Councilman Mark Malmendier

Absent: Councilman William Hershey

Others Present: Twelve (12) guests/residents attended the Regular Town Board Meeting.

3. Salute to the Flag.

4. Approval of July 10, 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 Statt seconded, and it was unanimously carried to approve the minutes of the July 10, 2017 Town Board Meeting.

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

B. PUBLIC HEARING:

To entertain comments pertaining to the adoption of Local Law Number 2 (intro) of Entitled: A Local Law Amending The Town Code Of The Town Of Canadice To Add Chapter 90 Entitled: Water (Change to Municipal Water Systems?)

*Supervisor Singer opened the public hearing and indicated the title for Local Law Number 2 was amended from “Water” to “Municipal Water Systems”.

*Mr. Ted Mayhood had a few comments/questions. Section 90-23 regarding shut-offs. The sentence indicating “when possible” – in non-emergency situations for notifications. He felt the wording should read either- no notification will take place in non-emergency situations or notification will be provided. Pg. 8 Section 90-33 water shut-offs – questioned notification going to the owner and the occupant. Supervisor Singer indicated even if we don’t know the name of the occupant it gives them the knowledge their water may be turned off. Section 90-18 administration – annual inspection – who will take care of that and where will the records be kept. Supervisor Singer indicated the Department of Health requires that item and some of those pieces haven’t been assigned yet.

No further questions were asked and Councilman O’Connor motioned, Councilman Statt seconded, and it

was unanimously carried to close the public hearing.

APPROVED Ayes 4 Singer, O'Connor, Statt, Malmendier
 Nays 0

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

D. COMMUNICATIONS:

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

*Supervisor Singer mentioned the Ontario County Shared Services Report was approved by the Board of Supervisors. On a smaller scale, shared services for Canadice will include Health Officer duties and IT assistance. The Canadice Health Officer resigned and the position will be covered through Ontario County. Ontario County IT may be called for support and assistance also.

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).

*In addition to the monthly revenue disbursements from the Town Clerk's office, a check was received and submitted to the Supervisor for \$573.90 for stumpage.

Councilman Statt motioned, Councilman Malmendier seconded, and it was unanimously carried to accept the Town Clerk/Tax Collector's report.

APPROVED Ayes 4 Singer, O'Connor, Statt, Malmendier
 Nays 0

2. Historian- Mrs. Margaret Bott.

a. No report.

3. Code Enforcement Officer- Mr. Stephen Smith.

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

b. CEO Smith introduced the new Deputy CEO Richard Joki. CEO Smith also is requesting a laptop for their office so they can be more productive when they are both in the office.

4. Planning Board- Mr. Theodore Mayhood.

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

b. From the county report, the Town of Naples will be combining their town and village planning boards and zoning board of appeals into one planning board and one zoning board of appeals.

c. There were two site plans for preliminary review. Both are in the Honeoye Lake-shore District: the Fagans on Pickerel Point and the O'Learys on Sunset Drive. They are demolishing their existing cottages and re-building structures over 800 square feet. Another application was just submitted and will be on the next agenda for preliminary review.

d. The Planning Board is still looking for an alternate member.

5. Zoning Board of Appeals- Mrs. Linda Moorhouse.
 - a. Draft minutes were submitted to the Town Board (see T. C. file).
 - b. Councilman Malmendier commented for the benefit of both the ZBA and Planning Board. In the ZBA minutes there was mention of the engineering plans for the water district and set-backs. Be careful if referencing the LaBella drawings, they are not survey maps and may not be precise enough for what is being discussed. In the future, encroachment on the water district easements will have to be considered also.

6. Highway Superintendent- Mr. Mike Virgil.
 - a. The written report for the month of July was submitted (see T. C. file).
 - b. Two significant rain storms occurred in two different areas of town.
 - c. Second round of roadside mowing is taking place.
 - d. All the culverts are done on Purcell Hill Road.
 - e. The new radios are ordered.
 - f. All the paperwork has been submitted to Matt Nelligan, Senator Funke’s Chief of Staff, to fund the construction of the equipment storage building. It could take 12 to 24 months before the money is received.
 - g. Discussion took place regarding the condition of the small forklift and how much might be needed to replace it.
 - h. Superintendent Virgil received a letter from the owners of a property on Canadice Hollow Road expressing their support in keeping Canadice Hollow Road closed permanently. Currently the road is closed temporarily while a culvert is being replaced.

7. Honeoye Lake Watershed Research Taskforce- Councilman Hershey.
 - a. Water quality is good for this time of year.
 - b. Positive feedback has been received on the shoreline pick-up barge service for the Weed Harvesting Program. There will be a feature article in The Daily Messenger soon regarding the benefits of the program.
 - c. Invasive species “Clean, Drain, Dry” signs have been installed at Sandy Bottom Boat Launch and Trident Marine.
 - d. Channel 13 WHAM TV did an interview August 9th regarding the research grant project (Cornell/FLCC) on climate change on shallow NYS lakes.
 - e. NYS DEC plans to release a draft TMDL Analysis Report for the 30-day public review and comment period in September. After DEC responds, EPA approval is expected by the end of 2017.

8. Assessor- Mrs. Lisa M. Bennett
 - a. The written report for the month of July was submitted (see T. C. file).

9. Special Reports, Water District Update -
 - a. Software Proposal from Williamson Law Book Co - \$4,500 to install the program and \$1,500 per year maintenance contract is proposed.
 - b. Tank Site Property – the paperwork has been filed at the Ontario County Clerk’s office.
 - c. Article in OWL Light News – has a great article on the water project and will have an update in the next issue highlighting the grant received.
 - d. Wholesale Water Purchase Contract – still being discussed.

e. The curb-stop letters and maps were mailed out.

10. Supervisor- Ms. Kristine Singer.

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

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

APPROVED Ayes 3 O’Connor, Statt, Malmendier
 Abstained 1 Singer
 Nays 0

b. Budget Transfers:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
A1990.4	A1110.4	\$ 300.00	Expenditures greater than budgeted amount.
A1990.5	A1910.4	\$ 2,085.18	Expenditures greater than budgeted amount.
DA9060.8	DA9040.8	\$ 419.00	Expenditures greater than budgeted amount.

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

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

F. UNFINISHED BUSINESS

1. **Resolution Number 38 of 2017** – Adoption Of Local Law Number 2 (Intro) Of 2017 Entitled: A Local Law Amending The Town Code Of The Town Of Canadice To Add Chapter 90 Entitled: Municipal Water Systems

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

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

WHEREAS, A Public Hearing was duly held at the Canadice Town Hall on the 14th day of August, 2017 at 7:30 pm, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, The Town Board of the Town of Canadice, after due deliberation, finds it in the best interest of the Town to adopt said Local Law; and

WHEREAS, It is necessary to keep all local laws, as finally adopted, numbered consecutively in the year of their filing in the Office of the Secretary of State; now, therefore, be it

RESOLVED, That this Board adopts said Local Law Number 2(Intro) of 2017 as Local Law Number 2 of 2017 entitled: A Local Law Amending the Town Code of the Town of Canadice to Add Chapter 90 Entitled: Municipal Water Systems; and, be it further

RESOLVED, That the Clerk of this Board is hereby directed to retain a copy of Local Law Number 2 of 2017 in the Town records, and send copies of this resolution and Local law Number 2 of 2017 to the Department of State for Filing and General Code Publishers for inclusion into our Town Code Book.

G. NEW BUSINESS:

1. Resolution Number 39 of 2017 – Authorization To Execute An Inter-Municipal Agreement With Ontario County For The Use Of Funding Relative To The Local Solid Waste Management Plan

*Supervisor Singer indicated there will be an e-waste event scheduled for early November for Canadice and Richmond residents at no charge to the residents. It will probably be set up at the Richmond Town Hall parking lot. The Solid Waste Management Plan is intended to reduce solid waste. A survey will also be processed using some of the funding. Home composting kits may be available for purchase eventually.

*Sustainability Report Cards – received from Casella for 2016 and an overview for 2017.

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

APPROVED Ayes 4 Singer, O'Connor, Statt, Malmendier
 Nays 0

WHEREAS, Ontario County has adopted a Local Solid Waste Management Plan with an ambitious goal to increase waste diversion by 60% by the year 2024; and

WHEREAS, This plan includes a shared funding source from current landfill expansion revenues for municipalities to facilitate meeting this goal; and

WHEREAS, The Supervisors from Canadice and Richmond feel it is in the best interest of both towns, due to their proximity, to pool the funding resource to explore and implement programs to assist in meeting the County's goal; and

WHEREAS, The Supervisors held a meeting with a representative from the County Planning Department to determine how to best utilize the dedicated funds; and

WHEREAS, Working with Ontario County Planning, an electronics collection event will be scheduled; in addition, a survey will be prepared, distributed and tabulated to determine interest in an organics collection program and implementation of such program or other programs as illustrated by the survey responses; now, therefore, be it

RESOLVED, That this Board gives authorization to the Supervisor to execute the agreement for services and payments; 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 Carla Jordan, Ontario County Planning Department; and, be it further

RESOLVED, A fully executed copy will be returned to the Clerk after approval by the County Administrator.

2. Resolution Number 40 of 2017 – Authorization Supporting The Submission Of A Justice Court Assistance Program (JCAP) Grant Application

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

APPROVED Ayes 4 Singer, O'Connor, Statt, Malmendier
 Nays 0

WHEREAS, The NYS Unified Court System has requested applications for the next cycle of the Justice Court Assistance Program Grants; and

WHEREAS, The Justices and Court Clerk have expressed a need to upgrade certain equipment and address security concerns within the facility; and

WHEREAS, This Board and the Town Court are interested in applying for funds to address these concerns with our Justice Court facility; and

WHEREAS, The program requires the Town to adopt a resolution authorizing the application and its submission; now, therefore, be it

RESOLVED, That the Town Board of the Town of Canadice authorizes the submission of a grant application to the NYS Unified Court System; and, be it further

RESOLVED, That the Town Supervisor be authorized and empowered to certify the application in the name of the Town of Canadice; and, be it further

RESOLVED, That the Clerk of this Board provide a certified copy of this resolution for inclusion with the application.

3. Longest Day Adventure Race – is being held September 2nd and 3rd. Portions of the race will travel through Canadice.

4. Weed Harvesting Social Media Posting - Supervisor Singer received an email regarding a Canadice resident that does not live on Honeoye Lake, but was starting a “go-fund-me-page” in order to file a class action lawsuit against the towns of Canadice and Richmond to stop the Weed Harvesting Program. At this time no one had contributed to the fund and there exists a great deal of scientific data in our favor to support the validity of the Weed Harvesting Program if the lawsuit was ever filed.

5. **Resolution Number 41 of 2017** – Declaring Certain Equipment Surplus And Authorizing Its Disposal Councilman O’Connor motioned, Councilman Statt seconded, and it was unanimously carried to approve the resolution.

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

WHEREAS, Old, broken and otherwise unused equipment has been stored for several months; and

WHEREAS, The equipment has no resale value; and

WHEREAS, It is in the best interest of the Town of Canadice to dispose of said equipment according to regulations pertaining to surplus equipment; and

WHEREAS, Ontario County will be hosting an electronic equipment disposal event in the near future; now, therefore, be it

RESOLVED, That the Town Board hereby declares the equipment listed on the attached 2017 Surplus Equipment for Disposal document surplus; and, be it further

RESOLVED, That the equipment be disposed of accordingly; and, be it further

RESOVLED, That the Clerk of this Board retain a copy of this resolution in the Town records with the attached list of equipment declared as surplus.

6. Approval of the Bills –

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

ABSTRACT #8 for 2017-

	Voucher	
General/Highway Account	#334 to #378	\$ 24,837.46
Trust & Agency	#28	\$ 361.57

APPROVED Ayes 4 Singer, O'Connor, Statt, Malmendier
 Nays 0

H. PRIVILEGE OF THE FLOOR:

1. Deputy CEO Richard Joki thanked the Town Board for giving him the opportunity to work for Canadice.

I. EXECUTIVE SESSION

Councilman O'Connor motioned, Councilman Statt seconded, and it was unanimously carried to adjourn the regular meeting and go into executive session to discuss contract negotiations at 8:50 pm.

APPROVED Ayes 4 Singer, O'Connor, 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 9:35 pm.

APPROVED Ayes 4 Singer, O'Connor, Statt, Malmendier
 Nays 0

J. ADJOURNMENT:

Councilman O'Connor motioned, Councilman Statt seconded, and it was unanimously carried to adjourn the meeting at 9:36 pm.

APPROVED Ayes 4 Singer, O'Connor, Statt, Malmendier
 Nays 0

Respectfully submitted, _____ Eileen Schaefer, Town Clerk