

**A. CONVOCAATION:**

1. The Canadice Town Board Meeting was held on October 13, 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: Ten (10) guests/residents attended the Regular Town Board Meeting.

3. Salute to the Flag.

4. Approval of September 8, 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 Malmendier seconded, and it was unanimously carried to approve the minutes of the September 8, 2014 Town Board Meeting.

Approval of September 22, 2014 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.

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

Councilman Malmendier motioned, Councilman Hershey seconded, and it was unanimously carried to approve the minutes of the September 22, 2014 Budget Workshop Meeting.

**B. PRIVILEGE OF THE FLOOR:**

1. Wendy Krause, Director of the Honeoye Public Library, would like to thank the Town Board for their continued support. Due to new members on the Town Board, some background information was provided about the library. The Honeoye Public Library is an Association Library owned and regulated by the trustees; two from Canadice, four from Richmond and one from South Bristol. They are chartered to serve the Town of Richmond. Canadice and South Bristol are unchartered since they have no library, but contribute to the Honeoye Public Library. Ontario County Board of Supervisors previously voted to stop funding libraries. It was a loss of about \$6,000 over a three year period. The Division for Youth dollars goes to the Richmond Recreation Department now instead of the library. The addition to the building is paid for. The new meeting space is free to be used by groups or organizations from Canadice, Richmond or South Bristol. The performances at the gazebo were very well attended. Copies of the annual report were passed



3. Code Enforcement Officer- Mr. Robert Best.
  - a. The written report for the month of September was submitted (see T. C. file).
  - b. Update 6523 S Old Bald Hill Rd- the Board will leave the process in the “recess mode”. If it’s substantially completed by the next meeting the Board can continue to delay making a decision one way or the other.
  
4. Planning Board- Mr. Theodore Mayhood.
  - a. September draft minutes were submitted (see T. C. file).
  - b. Public hearing for the modified site plan application on Southwest Shores will take place at the next meeting.
  - c. Site plan application for the auto repair/sales on Ross Road approved.
  - d. Site plan application for Joe Bear Drive approved.
  - e. Natural Resource Extraction Committee is waiting for the State’s decision on regulations before completing any more research. Mr. Brice June joined the committee.
  
5. Zoning Board of Appeals- Mrs. Linda Moorhouse.
  - a. October draft minutes were submitted (see T.C. file).
  
6. Highway Superintendent- Mr. Mike Virgil
  - a. The written report for the month of September was submitted (see T. C. file).
  - b. Still cleaning up from the two storms.
  - c. Canadice Lake Road down by the canoe launch is almost done.
  - d. Half of the “No Parking” signs are placed and the stop signs have been changed.
  - e. The infrared heater was replaced.
  - f. Some of the Highway Superintendents are collectively trying to get more funds for the county snow and ice contracts due to the increased salt cost.
  - g. The rubber tired excavator is the only item that needs to be resolved.
  - h. Councilman O’Connor questioned the salt storage shed reimbursement from DEC. Supervisor Singer indicated the current criteria won’t allow them to go back that far.
  - i. Supervisor Singer questioned the status of the road damage from the timber harvest activity. Superintendent Virgil indicated he just needs to provide them with a bill.
  
7. Honeoye Lake Watershed Research Taskforce- Councilman Hershey.
  - a. Water quality is still very good.
  - b. Samples were collected June through September 22<sup>nd</sup>, only one blue green algae sample exceeded the high toxin level.
  - c. Ten year macrophyte survey is still being analyzed.
  - d. Still waiting to hear back for approval on the grants that have been applied for.
  - e. Zebra mussel counts are down 30 to 35% from 2002. Five specimens have been sent to DEC to see if they are Asian clams. Mr. Gronwall indicated if they are; it will be another nutrient source to deal with.
  - f. Mr. Gronwall commented on the summer of 2014 being the second best summer for water quality.

Both 2008 and 2014 had a cold winter, late ice-out and a cool summer.

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. No special reports.

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>                             |
|-------------|-----------|---------------|--|
| DA5112.1    | DA5110.1  | \$ 6,173.76   | Expenditures greater than budgeted amount. |
| DA9060.8    | DA5130.4  | \$ 3,098.24   | Expenditures greater than budgeted amount. |
| A1990.4     | A5132.2   | \$ 3,495.00   | Expenditures greater than budgeted amount. |
| A1460.11    | A1220.11  | \$ 3,500.00   | Expenditures greater than budgeted amount. |
| A1340.11    | A1340.12  | \$ 2,000.00   | Expenditures greater than budgeted amount. |
| A5010.1     | A5010.4   | \$ 1,000.00   | Expenditures greater than budgeted amount. |

Councilman O’Connor 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

**E. UNFINISHED BUSINESS:**

1. **Resolution Number 53 of 2014** – Setting Date, Place and Time For A Public Hearing To Entertain Comments Pertaining To The Proposed 2015 Canadice Town Budget

\*Supervisor Singer indicated the budget includes an increase of 1.056 (the cap amount) for the library and the request is for 2%. Councilman O’Connor indicated the Board held the other increases to 1.056 and should keep the library budget to the same increase.

\*Supervisor Singer questioned what the Board would like inserted for the Richmond Recreation Department budget request. After some discussion it was decided to wait until the public hearing next month in order to review the information provided tonight.

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, 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 2015

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 22, 2014; and  
 WHEREAS, Based on the input provided at said workshop, the Budget Officer prepared the 2015 Proposed Budget; now, therefore, be it  
 RESOLVED, That this Board will conduct a Public Hearing to hear comments pertaining to the 2015 Proposed Budget, Monday, November 10, 2014 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 notice of said public hearing in the official newspaper of the Town at least five (5) days prior thereto.

2. Water District Update –

\*Supervisor Singer indicated the archeological digs are completed, but we won't receive the report for a few weeks. Currently we are looking to authorize an option to purchase the property for placement of the water tower, which is another item the Comptroller needs to have.

a. **Resolution Number 54 of 2014** – Authorization To Execute Option To Purchase And Right Of First Refusal Contract With Truman And Rose Mary Bruce  
 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 determined it was in the best interest of residents living in the County Road 36 corridor to move a proposal forward for the installation of a public water system to service these individuals; and

WHEREAS, Resolution Number 35 of 2011 created Canadice Water District #1 after having had the Map, Plan and Report adopted with Resolution Number 30 of 2011 and holding a public hearing on June 13, 2011; and

WHEREAS, A referendum was held on August 20, 2011 resulting in voter approval for the creation of Canadice Water District #1; and

WHEREAS, The proposal includes the installation of a water reservoir tank to maintain supply and pressure for the District; and

WHEREAS, It is necessary to purchase approximately two (2) acres of property to accommodate the tank at the appropriate elevation and access for maintenance and monitoring; and

WHEREAS, A portion of property owned by Truman and Rose Mary Bruce meets the needs of the District; and

WHEREAS, Truman and Rose Mary Bruce are willing to sell the Town the necessary property under the terms identified in the prepared Option to Purchase documents; and

WHEREAS, It is necessary for the Town of Canadice to have a contract in place to continue with the creation and construction of the District; and

WHEREAS, This Board appreciates the cooperation and willingness of Mr. and Mrs. Bruce to allow the Town to purchase the necessary acreage to construct the water tank under the terms and conditions of the contract; now, therefore, be it

RESOLVED, That this Board authorizes the Supervisor to execute the necessary documents with Truman and Rose Mary Bruce for the option to purchase a portion of their property; and, be it further

RESOLVED, That the execution of said contract is contingent upon the approval of the Attorney and Engineer of the project and Truman and Rose Mary Bruce’s attorney or chosen representative if desired; and, be it further

RESOLVED, That the Clerk of this Board send a certified copy of this resolution to Mr. & Mrs. Truman Bruce along with the executed contract, once approved and executed, and also provide certified copies of this resolution to Andrew Emborsky, Attorney for the Town, Michael Schaffron, Project Engineer, retain a copy in the official records and also a copy in the project files.

3. Comprehensive Master Plan Update Document Review –

\*Councilman Malmendier made more changes per Mr. Maywood’s notes and a couple of things from Supervisor Singer. The Planning Board will have a public hearing at their next meeting, so they can plan on having a recommendation of the updated draft version to the Town Board. A link will be provided for Ontario County Planning to view the plan.

4. Employee Handbook – Sections 5 & 6-

\*Supervisor Singer suggested waiting until the November meeting since these sections have items dependent on the outcome of the union contract that is currently in negotiations.

\*Councilman O’Connor questioned the darkened items in sections 5 & 6. Councilman Malmendier indicated he pulled some items from the Town of Canandaigua’s handbook. The highlighted sections he feels we may want to look at closely or change.

5. Councilman Malmendier had three items under unfinished business –

\*Time Warner Cable service area; Supervisor Singer hasn’t heard anything yet.

\*The possible work with Tibbals Cemetery will wait until spring.

\*Any movement regarding the “Welcome to Canadice” signs? Supervisor Singer has a couple of books where we can order signs and Mr. Engard has artwork ready.

**F. NEW BUSINESS:**

**1. Resolution Number 55 of 2014 – Authorization To Execute Snow And Ice Control Contract With Ontario County**

Councilman Statt 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 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 will expire on September 30, 2014; and

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

WHEREAS, The contract will commence on October 1, 2014 and terminate September 30, 2015; and

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

WHEREAS, The rate of reimbursement for 2014-15 will be \$5289.79 per mile (1% increase) 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 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 to the Town Clerk for retention in the Town files.

2. Municipal Energy Program - The Association of Towns sent paperwork explaining the possible savings with a municipal energy program. They would just be gathering our usage data at this point, no costs involved. It could qualify for the tax freeze savings. The Board decided it was a good idea at this point.

3. PathStone Energy Efficiency Workshops – They would like to hold energy efficiency workshops in the area. Councilman Malmendier suggested they might also be held at the meeting room in the Honeoye Public Library.

4. Drainage Districts – Supervisor Singer indicated this is just a suggestion for some areas along the Honeoye Lakeshore District; a few of the residents there will not cooperate with each other to keep their private roadways or culverts maintained. No one wanted to pursue the idea at this time.

5. Gallery Chairs – Some discussion took place regarding the poor condition of the chairs in the meeting room. One suggestion was to replace just a few at a time. A rack for storing the metal folding chairs was discussed. Supervisor Singer had two possibilities of which one was preferred. The door was measured to make sure either choice would fit. Superintendent Virgil offered to build something.

6. Approval of the Bills – Councilman Malmendier motioned, Councilman Hershey seconded, and it was unanimously carried that the bills are to be paid in the following amounts:

ABSTRACT #10 for 2014-

|  | Voucher#         |  |
|--|------------------|--|
| General Account                        |                  | \$ 16,518.05                                 |
| Highway Account                        |                  | <u>\$ 83,297.19</u>                          |
| Total General, & Highway- #378 to #431 |                  | \$ 99,815.24                                 |
| Trust & Agency                         | #12 to #14       | \$ 2,580.03                                  |
| APPROVED                               | Ayes 5<br>Nays 0 | Singer, O’Connor, Hershey, Statt, Malmendier |

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

**H. 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 and Pending Litigation at 9:55 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 executive session and return to the regular meeting at 10:40 pm.

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

**I.     ADJOURNMENT:**

Councilman O'Connor motioned, Councilman Statt seconded, and it was unanimously carried to adjourn the meeting at 10:41 pm.

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

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