

A. CONVOCAATION:

1. The Canadice Town Board Meeting was held on November 13, 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: Seventeen (17) guests/residents attended the Regular Town Board Meeting.

3. Salute to the Flag.

4. Approval of October 9, 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 Hershey seconded, and it was unanimously carried to approve the minutes of the October 9, 2017 Town Board Meeting.

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

B. PUBLIC HEARING:

To Entertain Comments Pertaining To The 2018 Canadice Town Budget

*Supervisor Singer opened the public hearing. No one had any questions or comments.

Councilman O’Connor motioned, Councilman Malmendier 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. Supervisor Singer congratulated Terry Gronwall on his election as our new Town Board member.

2. Little Lakes Community Association Inc.

*Bonnie Sykes, Vice President of the Steering Committee, addressed the Board to provide an overview of the Little Lakes Community Association, Inc. The group applied for and received 501(c)(3) status. A corporation was legally formed with a Board of Directors and by-laws were adopted. Their goal is to serve the towns of Livonia, Canadice, Conesus, Springwater and Richmond including the Hamlet of Honeoye and the community of Hemlock. Visitors to the region and the members of the communities previously mentioned would be able to take advantage of the space at the old Hemlock School/Jack Evans Community Center. Their mission is to restore and preserve the Hemlock School, to build community and welcome

visitors to the treasures of the Little Lakes. Their vision was to establish the association for the charitable purpose of providing benefits to residents and visitors of the Little Lakes Region of NYS, specifically Conesus, Hemlock, Canadice and Honeoye Lakes. The goal is to create an inviting and energetic place where people throughout the area can come together to learn and share knowledge while promoting activities to enhance the quality of life. They will work together to strengthen the community while supporting, promoting and collaborating with local entities as they restore the Hemlock School using sustainable technology in a manner that supports the environment. They are requesting the Town of Canadice consider budgeting \$2,400 for the 2018 fiscal year to support this project. Their goal is to approach each of the aforementioned town boards with a similar financial request. A list of volunteer work already completed and an events time-line of previously held social occasions were included with their request. Ownership of the building is scheduled to transfer/close in May of 2018 from the Town of Livonia to the Little Lakes Community Association, Inc. The Town of Livonia will deduct the cost of maintenance and repairs the association has already incurred from the purchase price. It is expected to be a cost of approximately \$5,000 for the purchase of the building and property. The building is 16,000 sq. ft. and there are approximately 3 1/2 acres in back that could be used for an athletic field. There is interest in having basketball practice in the building. The Steering Committee has been approached for all types of uses for the building. Mrs. Sykes and the Steering Committee members that attended thanked the Board for their time and consideration. Their website is littlakesny.org.

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 reminded everyone of the next E-Waste collection day in the Town of Bristol on December 2nd. Pre-registration is required.

E. 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 Statt motioned, Councilman Hershey 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. Stephen Smith.

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

b. 6133 Oak Lane unsafe structure report submitted (see T.C. file). CEO Smith indicated Mr. Parmelee was originally going to secure the structure and after some discussions decided to let the town take care of it. Per Supervisor Singer, the Town will still have to follow the procedure for unsafe structure findings.

c. Resolution Number 56 of 2017 – Unsafe Structure Findings

Councilman Malmendier 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, the Code Enforcement Officer has made numerous inspections and filed a report, which included photographs, pursuant to Chapter 58, Section 58-1 of the Canadice Town Code with respect to property located at 6133 Oak Lane, Springwater, NY, situate within the Town of Canadice and being further identified as tax map number 174.00-1-49.100; and

WHEREAS, the Code Enforcement Officer has provided credible information that the structure upon the premises is in fact in violation of said code and, as the result of continued neglect, the Code Enforcement Office has deemed the structure unsafe pursuant to Chapter 58-1 of the Canadice Town Code; and

WHEREAS, the Code Enforcement Officer has made repeated attempts to contact the property owner; and
WHEREAS, the property owner indicated he would secure the structure in response to the notification of the violation; and

WHEREAS, as of this date no action has been taken to resolve the pending violations; and

WHEREAS, the Code Enforcement Officer has notified the Town Board that the structure has not been secured as directed; and

WHEREAS, the Town Board has had due consideration hereon; now, therefore, be it

RESOLVED, that the Town Board finds such structure is identified by the Code Enforcement Officer at 6133 Oak Lane, Springwater, NY, situate in the Town of Canadice as defined by Chapter 58-1 of the Canadice Town Code; and, it is further

RESOLVED, that the property owner is ordered to repair or remove the structure in accordance with the report of the Code Enforcement Officer that is attached hereto and made a part of this resolution by reference; and, it is further

RESOLVED, that hearing shall be held on the 11th day of December 2017 before the Town Board of the Town of Canadice, with at least five (5) days’ notice to the owner of the property and any others having an interest therein, to affirm, modify or vacate this order, and to assess all costs and expenses incurred by the Town for the removal of such structure, and to assess such costs and expenses against the land on which this debris is situated; and, be it further

RESOLVED, that the property owner is ordered to complete the aforementioned and identified removal within thirty (30) days of service of the Notice; and, it is further

RESOLVED, that the Town, or its duly appointed agent, may enter and make the necessary demolition in the event that the owner fails to complete said removal within thirty (30) days; and, it is further

RESOLVED, that a copy of this resolution be sent to the Code Enforcement Officer, Town Attorney, and property owner.

4. Planning Board- Mr. Theodore Mayhood.

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

b. Elman’s subdivision approved conditionally.

c. Discussion is currently taking place by the Planning Board regarding solar energy systems and how our code may already address them. They have a copy of the model New York State law, the Town of Seneca’s adopted law and a copy of the Town of Bristol’s proposed regulations that CEO Smith provided.

Some of the items are already addressed; however nothing triggers a site plan application. CEO Smith currently requires plans from the company selling the solar system and a final electric inspection is put in the property file. Mr. Burch Craig indicated he is on the Board for the Finger Lakes Land Trust and most individuals' concerns have been regarding commercial solar fields. The commercial solar fields are usually within easy access to high powered lines and may not be feasible in Canadice.

d. Two site plan applications will be addressed; one at this month's meeting and one next month. We will also have a special use application for a property on Canadice Lake Road.

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

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

6. Highway Superintendent- Mr. Mike Virgil.

- a. The written report for the month of October was submitted (see T. C. file).
- b. Finished all of the roadside mowing.
- c. Met with Ontario County Soil & Water and NYSDEC regarding Canadice Hollow Road culvert replacement. A revised design is being worked on and will be submitted shortly.
- d. Having engine power loss issues with Truck 2.
- e. Hauled two pickup truck loads of electronic waste to the e-waste collection site that was held for Canadice and Richmond.

7. Honeoye Lake Watershed Research Taskforce- Councilman Hershey.

- a. A written report was submitted by Mr. Terry Gronwall (see T.C. file).
- b. The 2017 season was typical for water quality as measured by water clarity, amount of algae in the water and total phosphorus.
- c. DEC has completed and approved the Honeoye Lake Total Maximum Daily Load report and now it will be reviewed by the Governor's office. A 30-day public review and comment period will take place. DEC will also schedule a public information meeting to review their findings and recommendations.

8. Assessor- Mrs. Lisa M. Bennett

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

9. Special Reports

- a. Water District Update:

*Bid documents for the water district are available. A pre-bid meeting for contractors will be held December 13th. The bid opening is scheduled for January 10th and the bid award should be made at the regular Town Board meeting in February. Construction should start by May 1st. Service hook-ups would begin in September of 2018. Major construction would be completed by December 31st of 2018. June 30th of 2019 is the target date for completion of site restoration. 250 out of 381 curb stop maps have been returned.

10. Supervisor- Ms. Kristine Singer.

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

Councilman Malmendier motioned, Councilman O'Connor seconded, and it was carried to accept the

Supervisor’s report.

APPROVED Ayes 4 O’Connor, Hershey, Statt, Malmendier
 Abstained 1 Singer
 Nays 0

F. UNFINISHED BUSINESS:

1. After a brief discussion by the Board, Councilman Malmendier motioned, Councilman O’Connor seconded, and it was unanimously carried to amend the 2018 Budget and reassign the \$1,250 in the Community Event line (A7550.4) of the 2018 budget to be dedicated to the Little Lakes Community Association, Inc. for 2018.

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

2. Resolution Number 57 of 2017 –Adoption of 2018 Canadice Town Budget

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

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

WHEREAS, Budget estimates and request forms were given to Town officials during August 2017 by the Budget Officer; and

WHEREAS, Upon receipt of said forms the Budget Officer prepared a Tentative Budget for 2018 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 28, 2017; and

WHEREAS, After said workshop the Budget Officer prepared and submitted the Preliminary Budget for 2018 to the Town Clerk and Board Members; and

WHEREAS, A duly advertised Public Hearing was held on November 13, 2017 to receive comments pertaining to the 2018 Preliminary Budget; now, therefore, be it

RESOLVED, That this Board does approve of and adopt the 2018 Preliminary Budget as amended per the Public Hearing, as the Town Budget for 2018; 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.

G. NEW BUSINESS:

1. Resolution Number 58 of 2017 Authorization To Execute An Intermunicipal Agreement With Ontario County For Health Officer Services For The Town Of Canadice

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, 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, 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 with 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, 2018; and, be it further
 RESOLVED, That this Board authorizes the Supervisor to execute the Intermunicipal Agreement with Ontario County for Health Officer Services; and, be it further
 RESOLVED, That the Clerk of this Board send a certified copy of this resolution and two executed agreements to Holly Adams, Ontario County Attorney’s Office, 20 Ontario Street, 3rd Floor. Ontario County will return a fully executed copy to the Town Clerk for retention in the Town records.

2. Resolution Number 59 of 2017 – Appointment of Mary Beer, RN, MPH, as Local Health Officer for the Town of Canadice

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, 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, 2018.

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.

3. Resolution Number 60 of 2017 – Reappointment - Edward Johnson To The Town Planning Board
Councilman O’Connor 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 term of Planning Board member, Mr. Edward Johnson, expires on December 31, 2017; and

WHEREAS, Mr. Johnson has indicated that he would like to remain on the Planning Board; and

WHEREAS, The Planning Board has recommended the reappointment of Mr. Edward Johnson to the Planning Board; and

WHEREAS, This Board after due deliberation agrees that Mr. Johnson has been and will continue to be an asset to the Planning Board and is pleased that Mr. Johnson wishes to be reappointed to said Board; now, therefore, be it

RESOLVED, That this Board does hereby reappoint Mr. Edward Johnson to the Town of Canadice Planning Board commencing January 1, 2018 and terminating on December 31, 2024; and, be it further

RESOLVED, That the Clerk of this Board send certified copies of this resolution to Mr. Johnson, the Secretary of the Planning Board.

4. Resolution Number 61 of 2017 – Appointment - Darlene Bentley As Alternate Member To The Town Planning Board

Councilman O’Connor 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 Planning Board has had a vacant alternate member position with a term that would expire December 31, 2023 since the appointment of Mr. Terry Peters as a Planning Board member; and

WHEREAS, The Planning Board has advertised for interested parties to apply for the alternate position; and

WHEREAS, Ms. Darlene Bentley submitted an application to the Planning Board for appointment as the alternate member; and

WHEREAS, The Planning Board has recommended to the Town Board the appointment of Ms. Darlene

Bentley as the alternate member to the Town Planning Board for the term commencing upon the adoption of this resolution; and

WHEREAS, This Board after due deliberation agrees that Ms. Bentley will be an asset to the Planning Board and is pleased that she wishes to be appointed to said alternate position; now, therefore, be it

RESOLVED, That this Board does hereby appoint Ms. Darlene Bentley as alternate member to the Town of Canadice Planning Board commencing with the adoption of this resolution and terminating on December 31, 2023; and, be it further

RESOLVED, That the Clerk of this Board send certified copies of this resolution to Ms. Bentley, the Secretary of the Planning Board.

5. Resolution Number 62 of 2017 – Reappointment - Martin Gascon To The Zoning Board Of Appeals
Councilman O’Connor 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, The term of Zoning Board of Appeals member, Mr. Martin Gascon, expires on December 31, 2017; and

WHEREAS, Mr. Gascon has indicated that he would like to remain on the Zoning Board of Appeals; and
WHEREAS, This Board after due deliberation agrees that Mr. Gascon has been and will continue to be an asset to the Zoning Board of Appeals and is pleased that Mr. Gascon wishes to be reappointed to said Board; now, therefore, be it

RESOLVED, That this Board does hereby reappoint Mr. Martin Gascon to the Town of Canadice Zoning Board of Appeals commencing January 1, 2018 and terminating on December 31, 2022; and, be it further

RESOLVED, That the Clerk of this Board send certified copies of this resolution to Mr. Gascon, the Secretary of the Zoning Board of Appeals and retain a copy in the Town records.

6. Addition of Solar Energy Regulations to our Code if needed – already discussed.

7. Approval of the Bills –

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

ABSTRACT #11 for 2017-

	Voucher	
General/Highway Account	#441 to #492	\$ 143,038.07
Trust & Agency	#32	\$ 361.94

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

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

I. 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 labor relations at 9:04 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 9:25 pm.

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

J. ADJOURNMENT:

Councilman O'Connor motioned, Councilman Malmendier seconded, and it was unanimously carried to adjourn the meeting at 9:26 pm.

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

Respectfully submitted, _____ Eileen Schaefer, Town Clerk