

A. CONVOCAATION:

1. The Canadice Town Board Meeting was held on August 12, 2019 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
- Councilman Teryl Gronwall

Others Present: Nine (9) guests/residents attended the Regular Town Board Meeting.

3. Salute to the Flag.

4. Approval of July 8, 2019 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 Gronwall motioned, Councilman Malmendier seconded, and it was unanimously carried to approve the minutes of the July 8, 2019 Regular Town Board Meeting:

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

B. PUBLIC HEARING: To Entertain Comments Pertaining To The Adoption Of Local Law Number 4 (Intro) Of 2019 Entitled: A Local Law Pursuant To Chapter 97-2011 Of The Laws Of The State Of New York And Section 3-C Of The General Municipal Law Overriding Tax Levy Limit For Fiscal Year 2020 *Supervisor Singer opened the public hearing. There were no comments.

Councilman Statt motioned, Councilman Gronwall seconded, and it was unanimously carried to close the public hearing.

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

C. PRIVILEGE OF THE FLOOR:

1. Ms. Laurie Walker from Canadice Lake Road addressed the Board regarding having her ditch cleaned out in front of her house. Some discussion took place and Superintendent Virgil indicated the highway employee that is mowing would be in that area within a couple of days. Councilman Malmendier also offered to cut any trees in that ditch area that the mower doesn’t cut.

2. Mr. Bob Hoover from West Shore Cove questioned the possible timeline for restoration of private roads for access and plowing over the winter. They may have to personally make some repairs to get through the winter. Supervisor Singer indicated the plan is to make sure the contractors repair roadways and driveways. Final restoration will not take place until the system is operable. Mr. Mike Schaffron from LaBella agreed with Supervisor Singer’s explanation.

D. EXECUTIVE SESSION:

Councilman O'Connor motioned, Councilman Statt seconded, and it was unanimously carried to close the regular meeting and go into executive session to discuss potential litigation and contract terms at 7:45pm.

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

Councilman O'Connor motioned, Councilman Statt seconded, and it was unanimously carried to close the executive session with no action taken and resume the regular meeting at 8:24 pm.

APPROVED Ayes 5 Singer, O'Connor, Statt, Malmendier, Gronwall
 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.

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

APPROVED Ayes 5 Singer, O'Connor, Statt, Malmendier, Gronwall
 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).

4. Planning Board- Mr. Theodore Mayhood.

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

 b. Mr. Jim Moore resigned from the Planning Board.

 c. An error was made on the Paterson sub-division. The property is not in the Honeoye Lakeshore District, which changes the requirements. A discussion took place on possible options to address the situation.

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

 a. Draft 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 July was submitted (see T. C. file).

 b. A new hire was chosen, Brian Bernard. He was a former Highway Superintendent in East

Bloomfield for five years and has 25 years of experience with the Town of Mendon Highway Department.

c. Heavy rains the past few weeks missed us for the most part.

d. Repairs will begin on the salt buildings when the parts arrive.

e. Roadside mowing continues around Town. We are a little behind schedule since the staff is short-handed. Tim assisted with extensive pipe replacements on Purcell Hill Road, but he is mowing again.

f. One candidate for Highway Superintendent was selected at the Republican Caucus, Mr. Jeremy Fraim of Ross Road.

7. Honeoye Lake Watershed Research Task Force- Councilman Gronwall.

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

b. Water quality is great on Honeoye Lake. The lake is stratified which means no mixing events have taken place.

c. The weed harvester is repaired and back in the lake with enhanced security.

d. The Inlet Restoration Project – USFWS & NYSDEC Region 8 requested more enhancements to slow the water flow even more in the new inlet channel. This work has been completed and the grant project will be closed out later this year.

8. Assessor- Mrs. Lisa M. Bennett

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

9. Water District Project –

a. LaBella Minutes: July 11 progress meeting submitted.

b. **Resolution Number 47 of 2019** – Authorizing Change Order No. 8 For Canadice Water District No. 1 Project

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

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

WHEREAS, this Board authorized the construction of Canadice Water District No. 1; and

WHEREAS, bids were solicited and received for said project; and

WHEREAS, Fineline Pipeline was awarded the bid in the amount of \$4,691,805.00; and

WHEREAS, a request to modify the project cost was submitted due to the need to remove loose subsoil and replace with stone to meet the necessary compaction at the tank site; and

WHEREAS, the engineering firm, LaBella, has reviewed the request and approved the same; now, therefore, be it

RESOLVED, that this Board approves Change Order No. 8 with the additional \$2,150.00 being reduced from the Contingency Line and re-appropriated to the construction line of the project budget resulting in the contract price now being \$4,761,930.18; and, be it further

RESOLVED, that this Board also approves an additional one-day (1) extension to the substantial completion date; and, be it further

RESOLVED, that certified copies of this resolution be sent to Kathy Dear from LaBella and Associates, to Fineline Pipeline and retain a copy in the project records.

c. **Resolution Number 48 of 2019** – Budget Adjustment For Water District No. 1 Budget, Net

Interest Expense

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

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

WHEREAS, the Town of Canadice developed the budget for the Water District No. 1 project based on an estimate for the Net Interest Expense; and

WHEREAS, the actual cost for the Net Interest Expense will be more than the budgeted amount; now, therefore, be it

RESOLVED, that this Board hereby authorizes an increase of \$25,000 in the Net Interest Expense line item, from \$40,000 to \$65,000, with a corresponding decrease in the Contingency.

10. Supervisor- Ms. Kristine Singer.

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

Councilman Gronwall motioned, Councilman O'Connor seconded, and it was carried to accept the Supervisor's report.

APPROVED Ayes 4 O'Connor, Statt, Malmendier, Gronwall
 Abstain 1 Singer
 Nays 0

b. Budget Transfer:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
A1990.4	A8020.4	\$ 500.00	Expenditures greater than budgeted amount.

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

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

G. UNFINISHED BUSINESS:

1. Resolution Number 49 of 2019 - Adoption Of Local Law Number 4 (Intro) Of 2019 Entitled: A Local Law Pursuant To Chapter 97-2011 Of The Laws Of The State Of New York And Section 3-C Of The General Municipal Law Overriding Tax Levy Limit For Fiscal Year 2020

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

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

WHEREAS, a Public Hearing was duly held at the Canadice Town Hall on the 12th day of August, 2019 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 4 (Intro) of 2019 as Local Law Number 5 of

2019 entitled: A Local Law Pursuant to Chapter 97-2011 of the Laws of the State of New York and Section 3-C of the General Municipal Law Overriding the Tax Levy Limit for Fiscal Year 2020; and, be it further RESOLVED, that the Clerk of this Board is hereby directed to retain a copy of Local Law Number 5 of 2019 in the Town records, and send a copy of Local Law Number 5 with a copy of this resolution to the Secretary of State for filing within that office and to General Code Publishers for reference.

2. Resolution Number 50 of 2019 – Appreciation – Solar Law Research Committee
Councilman Malmendier motioned, Councilman O’Connor seconded, and it was unanimously carried to approve the resolution.

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

WHEREAS, a research committee was formed by the Planning Board to develop a local law to be adopted by this Board regulating solar projects within the Town of Canadice; and

WHEREAS, the following individuals were members of the research committee:

- Burch Craig
- Stephen Groet
- Darlene Bentley
- Emily Pecora
- Mike Shumway; and

WHEREAS, each member of the research committee spent numerous hours researching information on solar project regulations and performing their duties drafting the proposed legislation; and

WHEREAS, these members demonstrated the highest degree of integrity and dedication to both the Town and its citizens by keeping their best interest now and in the future while drafting the local law; now, therefore, be it

RESOLVED, that this Board, on behalf of the citizens of the Town of Canadice, expresses its appreciation to each member of this Research Committee for their service to the Town; and, be it further

RESOLVED, that the Clerk of this Board send a certified copy of this resolution to each of the members of the Research Committee and to the Secretary of the Planning Board for inclusion in their records.

H. NEW BUSINESS:

1. 2019-20 Snow & Ice Contract Proposal - \$5800 per center-line mile.

2. 2020 Budget Guidelines – try to hold the line on .4 accounts.

3. Resolution Number 51 of 2019 – Resolution Of Sympathy - Annette Collins

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

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

WHEREAS, this Board was deeply saddened to learn of the death of Mrs. Annette Collins; and

WHEREAS, Annette was a long time resident of the Town of Canadice; and

WHEREAS, Mrs. Collins served the Town as the member of several Boards and was always willing to offer her assistance and expertise whenever asked; and

WHEREAS, Annette began her tenure on the Planning Board in January 1982 and serving until December 1996; and

WHEREAS, Annette also served as the Chairperson to the Canadice Planning Board from January 1987 until December 1993; and

WHEREAS, Annette also served as a member of the Comprehensive Plan Committee, the Zoning Commission and also as an Election Inspector; and

WHEREAS, during her tenure of service to the residents of the Town of Canadice, Mrs. Collins demonstrated the highest degree of integrity and dedication, qualities we hope all in public service aspire to exhibit; and

WHEREAS, Annette’s leadership and insight were instrumental in keeping Canadice the great community we are all proud to call home; and

WHEREAS, the Town of Canadice wishes to pay its respects to the memory of this fine citizen, Rest in Peace, Annette; now, therefore, be it

RESOLVED, that the Town Board of the Town of Canadice extends its sympathy to the family of Mrs. Annette Collins; and, be it further

RESOLVED, that this Resolution be entered as part of the permanent records of the proceedings of the Town and be retained in its book of minutes forever; and, be it further

RESOLVED, that the Clerk of this Board send a certified copy of this resolution to her family in care of her son, David Collins.

4. Approval of the Bills –

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

ABSTRACT #8 for 2019-

		Voucher	
General/Highway Account		#311 to #359	\$3,313,095.20
Trust & Agency		#9	\$ 307.53
APPROVED	Ayes 5	Singer, O’Connor, Statt, Malmendier, Gronwall	
	Nays 0		

I. PRIVILEGE OF THE FLOOR:

1. CEO Smith indicated he wasn’t notified by the Richmond Fire Department when the fire took place at Carmel’s on County Road 37. Councilman Statt indicated CEO Smith is on the list to be notified in the future.

J. ADJOURNMENT:

Councilman O’Connor motioned, Councilman Malmendier seconded, and it was unanimously carried to adjourn the meeting at 9:20 pm.

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

Respectfully submitted, _____ Eileen Schaefer, Town Clerk