

CANANDAIGUA TOWN BOARD
REGULAR MEETING
MARCH 15, 2010
7:00 pm

Present: Terry Fennelly	Councilperson
Pam Helming	Councilperson
Oksana Fuller	Councilperson
Ralph Brandt	Councilperson
Sam Casella	Supervisor
Jim Fletcher	Highway Superintendent
Tim Jensen	Director of Development
Carol Maue	Attorney for Town

Others present: Pat VanDyne, John Miller, Karen Parkhurst, Russ Kenyon, Kevin Reynolds, Jack Kellogg, Ed Perego, Betsy Landre, Greg Hotaling and Yvonne Chavez

Pledge of allegiance

Supervisor Casella called the meeting to order at 7:00pm.

Motion moved by Councilperson Helming seconded by Councilperson Brandt to amend the minutes of March 8, 2010.

5 ayes: Fennelly, Helming, Fuller, Brandt, Casella

Motion moved by Councilman Brandt, seconded by Councilperson Fuller to approve the minutes of February 22, 2010 and March 8, 2010 as amended.

5 ayes: Fennelly, Helming, Fuller, Brandt, Casella

Motion moved by Councilperson Brandt, seconded by Councilperson Fuller that after audit and review of bills abstract #4 \$76,017.67 general fund, \$118,637.46 highway fund, \$3,149.61 water fund, \$34,320. Fire protection, \$1,283.49 Fox Ridge lighting, \$161.95 Centerpoint lighting, \$14.04 Lakewood Meadow lighting, \$112.07 Fallbrook Meadows lighting, \$29,348.07 trust and agency that the bills be paid.

Discussion. 5 ayes: Fennelly, Helming, Fuller, Brandt, Casella

PRIVILEGE OF THE FLOOR

Ed Perego- CIG Insurance went over the insurance proposal for coverage for the period 2010-2011. He suggested we switch to the carrier Selective. Their rate is competitive and we would have additional coverage. We would have more property coverage and the umbrella would increase from 7 million to 10 million

Discussion followed.

Motion moved by Councilman Brandt, seconded by Councilperson Fuller that on a contingent basis pending approval from the insurance committee that we authorize the Supervisor to sign the contract with CIG for the amount stated on the CIG Marketing Worksheet dated March 15, 2010 for a total not to exceed \$102,330. 4 ayes: Fennelly, Fuller, Brandt, Casella 1 nay: Helming *–did not feel there was sufficient time to review the information. 4/5/10*

Betsy Landre – Finger Lakes Land Trust, gave a status report on the Hicks Farmland Protection Project. The Finger Lakes Land Trust is the project manager. The funding agency is NYS Department of Agriculture and Markets. The Grant Award is \$461,599, Contingency Fund request is \$92,320, Town of Canandaigua: \$12,500. The funding covers a share of development rights and transaction costs. The project consists of three separate parcels which will be sold as conservation easements to the FLLT. The FLLT will hold, monitor and enforce the conservation easements. Due to the project being held up with Ag and Markets reviewing the documents an extension will have to be requested. The Supervisor also needs to be authorized to sign necessary documents to complete the transaction.

Motion moved by Councilman Brandt, seconded by Councilman Fennelly to allow the Supervisor to sign all necessary documents for the Hicks PDR project to ensure the timely filing of an extension and any other necessary papers.

5 ayes: Fennelly, Fuller, Brandt, Helming, Casella

Greg Hotaling – MRB, Group, gave a overview of the proposed Cramer Road Water Extension. This project was identified as #3 in the Hydraulic Analysis report. 202B money would be used on this project. The system would improve hydraulics and flexibility to the parent district. The threshold on this district would be higher than what Audit and Control allows. Thus, they would have to approve it, unless more 202B money was added. There are now 5 existing homes in the proposed district

It was the consensus of the board that the proposed Cramer Road Water Extension report be accepted and that no additional 202B money be added to it. An informational meeting will be forth coming.

Yvonne Chavez - Town resident, questioned the board's discussion regarding closing the codes committee meeting and the procedure they are contemplating implementing for the codes committee.

A discussion followed on the implementation of the proposed process for the codes committee.

Jack Kellogg- Ashton Place, had questions on the above process.

Karen Parkhurst – Laura Lane, would like to have a place on the web site for public comments.

It was the consensus of the board that Town Board resolutions will be posted on the web site prior to a meeting.

PRIORITY BUSINESS

Presentation of petitions, communications, and correspondence

1. Letter from NYSDOT regarding culvert replacement project-Town of South Bristol
2. African Violet event

HIGHWAY REPORT – Jim Fletcher

- Road projects for this year are New Michigan, Wells Curtice, Middle Cheshire Road and Monks Road.
- Starting cleanup on County Road 30 from the water main project
- Will be working with Farmington Water Dept. on replacing a water main on Purdy Road. Will also do drainage work and repave the road.
- Bathroom started at West Lake Road schoolhouse.
- Went to Albany for advocacy day to see if we can get the same amount of CHIIPS money that we did last year. Told part time help it may not be until later this year or if at all before they are re-hired.
- Second mailing is going out for the Co. Rd. 4/Grandview/Route 21 sewer project survey.
- Intersection light is up at Middle Cheshire/Wyffels Road.

DIRECTOR OF DEVELOPMENT – Tim Jensen

- The open application report is posted on the web site.
- Jean Chrisman is doing inspections on Special Use Permits
- Discussing modification of pre-subdivision with Bero's .
- RSM received final subdivision approval. They brought in a concept plan for another proposal for a reduced number of lots on the upland.
- The board will be receiving a request for a waiver on charges from Steve Mancini.
- Doing research on Outhouse Park
- Working on having MRB attend staff meetings.

REPORT OF COMMITTEES

Codes – no report

Fire – no report

Insurance – no report

Parks – no report

REPORT OF SPECIAL COMMITTEES, BBOADS AND/OR COMMISSIONS

Environmental – Kevin Reynolds

- Met last Thursday. They selected Kevin as their representative to the Comprehensive Plan Committee.
- Working on Chapter 11 revisions – gave goals and revisions to Tim Jensen
- Will be touring FCR facility

SUPERVISOR'S REPORT

- Met with Barb Rose – Parks committee, and they are looking into a potential new trail
- The Kiwanis club is donating \$1200 for a pavilion at Blue Heron Park
- Received packets from the census bureau that will go to all households.
- Working with NYS Parks and Recreation on the alienation of Outhouse Park.

Attorney Maue commented that the Town can designate a portion of the Outhouse land that is being acquired as the replacement for the alienated land from the current Outhouse Park. Discussion followed.

RESOLUTIONS/MOTIONS

Motion moved by Councilman Brandt, seconded by Councilperson Fuller that the Supervisor be given conditional approval to sign the Public Sector HR and the Environmental Design and Research, P.C. contracts once changes are received from Attorney Maue.

5 ayes: Fennelly, Helming, Fuller, Brandt, Casella

Motion made by Councilperson Brandt, seconded by Councilperson Helming, that Christian Nadler be appointed the Zoning Board of Appeals attorney and that the Supervisor sign the contract with Gates and Adams.

5 ayes: Fennelly, Helming, Fuller, Brandt, Casella

1. Motion moved by Councilperson Brandt, seconded by Councilperson Fuller, for the following items to be surplusd #1503 Fax machine, #1081 Okidata printer.

5 ayes: Fennelly, Helming, Fuller, Brandt, Casella

Tabled. 2. Motion moved by Councilperson _____, seconded by Councilperson _____, to re-appoint Alton Blake as Health Officer per Public Health Section 320 for a term from 2010-2014 at an annual

3. Motion moved by Councilperson Brandt, seconded by Councilperson Fuller, for the Supervisor to sign the Canandaigua Lake Watershed Commission contract for Soil Erosion and Sediment Control Plans Review Fee. Discussion.

5 ayes: Fennelly, Helming, Fuller, Brandt, Casella

4. Moved by Supervisor Casella, seconded by Councilman Brandt

TOWN OF CANANDAIGUA TOWN BOARD RESOLUTION AUTHORIZING PURCHASE OF SOFTWARE - ADOBE ACROBAT 9

WHEREAS, staff has identified the need for three licenses of Adobe Acrobat 9 in order to facilitate maintenance of the Town of Canandaigua web site, and otherwise contribute to greater office efficiency; and

WHEREAS, the cost for the software will be shared by the Town Assessor's Office and the Development Office; and

WHEREAS, staff has received a cost estimate for this purchase from a CDW-G; and

NOW, THEREFORE, BE IT RESOLVED, the Town of Canandaigua Town Board does hereby authorize purchase of the above described software at a cost not to exceed \$800.00

5 ayes: Fennelly, Helming, Fuller, Brandt, Casella

TABLED 5. A motion was made by Councilperson _____, seconded by Councilperson _____ that the Town Board Rules of Procedure be adopted as presented.

6. Moved by Councilman Brandt, seconded by Councilperson Fuller, to allow the highway superintendent, Jim Fletcher to have Livingston Lighting and pole install one town owned intersection light at the intersection of Park Meadow Lane and Middle Cheshire Road for the purpose of pedestrian safety and identifying a intersection at night. The cost for materials and labor to install on pole number RGE 113 is \$ 1,731.69.

5 ayes: Fennelly, Helming, Fuller, Brandt, Casella

7. Motion made by Councilperson Brandt, seconded by Councilperson Fuller, for Judy Carson to attend the New York State Town Clerk's Association conference in Saratoga, April 25-28, 2010, at cost of \$407.10, plus travel expenses.

5 ayes: Fennelly, Helming, Fuller, Brandt, Casella

8. Motion made by Councilperson Helming, seconded by Councilperson Fuller, that Patrick Vimislik be appointed as the Zoning Board of Appeals alternate for a 5 year term ending 12/31/14. Discussion.

2 ayes: Fuller, Helming 3 nays: Fennelly, Brandt, Casella

Motion moved by Councilman Brandt, seconded by Councilman Fennelly that Roy Beecher be appointed as the Zoning Board of Appeals alternate for a 5 year term ending 12/31/14. Discussion.

3 ayes: Fennelly, Brandt, Casella 2 nays: Helming Fuller

9. Motion made by Councilperson Brandt, seconded by Councilperson Fuller, that the Town adopt the standard contract language dated 3/15/10 with changes previously talked about. Discussion

5 ayes: Fennelly, Brandt, Casella, Helming, Fuller

Tabled 10. Moved by Councilperson _____, seconded by Councilperson _____,
WHEREAS, the Town Board of the Town of Canandaigua ("Town Board") heretofore adopted a Zoning Code, and
WHEREAS, the Town Board has determined that ongoing review and update of the Town of Canandaigua Code, is necessary
NOW, THEREFORE BE IT RESOLVED that the Town Board hereby directs the Director of Development to undertake a broad and systematic review of the Town of Canandaigua Zoning and Subdivision Code and other such chapters as may be directly related to the Development Office functions and, as needed, make recommendations to the Town Board with respect to modifications of said law, and
BE IT FURTHER RESOLVED, that the Director of Development may utilize such town staff as necessary to assist in this endeavor and to confer with such town officers including but not limited to the planning board chair, zoning board of appeals chair and staff as needed.

ATTORNEY'S REPORT

Will e-mail charge back process on 3/16/10.

OTHER BUSINESS

Tim Jensen- final amendment to the code will be going to General Code. Changes will come back to the Town Board in the form of a Local Law for their review.

Supervisor Casella – asked if Miller Park can continue to be leased to a farmer and farmed. Attorney Maue will look into this.

Short discussion on Fire Contracts.

Councilperson Helming – asked about the Jan. – Feb. monthly financial report.

Motion made by Councilman Brandt, seconded by Councilman Fennelly that the meeting be adjourned at 10:50 pm.

Judith H. Carson
Town Clerk