

Canandaigua Town Board
Regular Meeting
June 6, 2011
7:00 pm

Present: Terry Fennelly	Councilperson
Oksana Fuller	Councilperson
Ralph Brandt	Councilperson
Sam Casella	Supervisor
Tim Jensen	Director of Development
Derek Brocklebank	Attorney for the Town
Pam Helming	Councilperson necessarily absent

Others present: Dennis Brewer, Lew Smith, Kevin Reynolds, Greg Hotaling, Bob Johnston and Yvonne Chavez

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

Pledge of allegiance lead by Councilman Brandt

Moved by Councilman Brandt, seconded by Councilperson Fuller that the minutes of May 9 and 23, 2011 be approved as presented.

4 ayes: Fennelly, Fuller, Brandt, Casella

Moved by Councilman Brandt, seconded by Councilperson Fennelly that after review and audit of bills abstract # 8 \$72,376.66 general fund, \$73,838.50 highway fund, \$159,375.23, water fund \$159,375.23, Sewer Capital project \$1,680, Hickox Rd water capital project \$228,806.59, H17 R. Outhouse Park Cap project \$99,212, Fox Ridge Lighting \$739.58, Centrepoint lighting \$133.19, Lakewood Meadows lighting \$22.90, Fallbrook Meadows lighting \$107.20, that the bills be paid. Discussion. It was agreed that the bill for Suite Kote #20111084 be pulled.

4 ayes: Fennelly, Fuller, Brandt, Casella

PRIVILEGE OF THE FLOOR

Bob Johnston of 4110 County Road 16- asked that something be done with the drainage issues behind his house. He was in 3 years ago and asked that something be done. MRB did a study in 2009 and he feels it has not been followed.

Greg Hotaling, -Town Engineer and Jim Fletcher will research this and report back at the June 27, meeting.

PRESENTATION OF PETITIONS, COMMUNICATIONS, AND CORRESPONDENCE

1. Letter from Finger Lakes Regional Watershed Alliance regarding hydrofracking.
2. Newsletter from Ontario County Soil & Water Conservation District
3. Fire report from the City of Canandaigua
4. The Lake Reporter

HIGHWAY REPORT

No report

DEVELOPMENT OFFICE REPORT

1. CDBG Grants – The application for Purdy/Mobile Rd. sewer was completed and submitted to the Office of Community Renewal on 5/27/11.
2. Wyffels PDR – Jason Engle from NYSDAM emailed to say that his review of the application is ongoing and that he will contact this office within a week or two to go over any remaining issues.
3. Outhouse Park – MRB has finalized some preliminary designs and provided a revised budget which will be discussed at the next board meeting.
4. COMP Plan – a public hearing date will be set by the Comp Plan committee.
5. Fees – the draft has been revised in accordance Town Board comments made at the 5/9/11 workshop.

6. 2011 Code updates – staff is working on recommendations for Subdivision which will be forwarded for your consideration.
7. The Hammock Apartments – nothing new to report
8. Villas Trail – nothing new to report

ASSESSOR'S REPORT

No report

SUPERVISOR'S REPORT

1. Announced that the Commissioner of Ag and Markets asked him to sit on the committee that reviews and evaluates the Farmland Protection Implementation Grants program.
2. Pactiv received the CDGB grant.

REPORTS OF ANY STANDING COMMITTEES

1. Onanda is open and schools will be coming down on field trips.
2. The Peanut Line Trail opened on June 4th.

REPORTS OF COMMITTEES, BOARD AND COMMISSIONS

No report.

RESOLUTIONS AND MOTIONS;

Moved by Councilperson Brandt, seconded by Councilperson Fuller

**TOWN OF CANANDAIGUA TOWN BOARD RESOLUTION
TO SET PUBLIC HEARING DATE FOR PROPOSED AMENDMENT TO ALLOW
CHAPTER 111 OF TOWN CODE – FEES**

WHEREAS, the Town Board has identified the need to amend Chapter 111 of Town Code, and

WHEREAS, the Town Board has been presented with the draft of a local law and wishes to commence with public review of same, and

NOW, THEREFORE, BE IT RESOLVED, that a public hearing by the Town Board with respect to possible enactment said local law will be held on June 27^h, 2011 at 7:00 p.m., in the Town Hall, Town of Canandaigua, New York.

4 ayes: Fennelly, Fuller, Brandt, Casella

Tabled:

1. Moved by Councilperson _____, seconded by Councilperson _____,
TOWN OF CANANDAIGUA TOWN BOARD
SEQR RESOLUTION - DESIGNATING LEAD AGENCY STATUS
COORDINATED REVIEW
CANANDAIGUA LAKE UNIFORM DOCKING AND MOORING LOCAL LAW
PURSUANT TO 6 NYCRR PART 617 STATE ENVIRONMENTAL QUALITY REVIEW ACT

WHEREAS, the Town of Canandaigua Town Board (hereinafter referred to as Town Board) has received from the Town Zoning Officer Parts I and II of the Short Environmental Assessment Form; and

WHEREAS, the Town Board has reviewed the Environmental Record regarding the proposed amendments to the Canandaigua Lake Uniform Docking and Mooring Law; and

WHEREAS, the Town Board determines that said Action is also subject to review and approval by other involved agencies under the provisions of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, the Town Board has previously declared its' intent to be designated as the lead agency on March 7, 2011, for this Action and provided written notifications to involved agencies, for the purposes of conducting a coordinated review under the provisions of SEQR; and

WHEREAS, the Town Board has not received any written objections from the involved agencies to the Town Board being designated lead agency under the SEQR Regulations for the above described Action.

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby designate itself as the lead agency for this Action.

Tabled

2. Moved by Councilperson _____, seconded by Councilperson _____,

TOWN OF CANANDAIGUA TOWN BOARD
CANANDAIGUA LAKE UNIFORM DOCKING AND MOORING LOCAL LAW
RESOLUTION TO SET THE PUBLIC HEARING

WHEREAS, the Town of Canandaigua Town Board (hereinafter referred to as Town Board) has received a proposed local law from the Canandaigua Lake Watershed Council Subcommittee to amend Chapter 96 of the Canandaigua Town Code titled Canandaigua Lake Uniform Docking & Mooring Law (hereinafter referred to as Action) in its entirety; and

WHEREAS, the proposed Action requires a referral to the Ontario County Planning Board for its review under the provisions of Sections 239 -l & -m of the New York State General Municipal Law; and
WHEREAS, the proposed Action also requires the setting of a public hearing;

NOW, THEREFORE BE IT RESOLVED, that the Town Zoning Officer is hereby directed to submit a referral to the Ontario County Planning Board for review and recommendation at their July 13, 2011, meeting.

BE IT FURTHER RESOLVED that the Town Board does hereby establish that a public hearing is to be held upon said local law on Monday, July 18, 2011, commencing at 7:00 pm, in the main meeting room, lower level of the Canandaigua Town Hall 5440 Routes 5 & 20 West;

BE IT FINALLY RESOLVED that the Town Board does hereby direct the Town Clerk to place a legal notice of said public hearing in the official newspaper and to post notice thereof on the Town Bulletin Board in the Town Hall.

3. Moved by Councilperson Brandt, seconded by Councilperson Fuller,

WHEREAS, the Town of Canandaigua authorized the Highway Superintendent to install a rear gate closing off access to the highway grounds, and

WHEREAS, the Town of Canandaigua has expended \$19,876.14 for that installation, therefore be it

RESOLVED, that account A1620.203 Building Grounds-Capital Improvement be established, and

RESOLVED. that the following budget transfer be made:

From: A1990.400 Contingency Account	\$19,880.00
To: A1620.203 Bldg. Grounds-Capital Improvement	\$19,880.00

NOW THEREFORE BE IT RESOLVED, that the expenditures be transferred as follows:

From: A1620.400 Building Contractual	\$19,876.14
To: A1620.203 Bldg.Grounds-Capital Improvement	\$19,876.14

4 ayes: Fennelly, Fuller, Brandt, Casella

4. Moved by Councilperson Brandt, seconded by Councilperson Fennelly,

WHEREAS, the Town of Canandaigua has agreed to pledge support of Finger Lakes Television (Public Access Channel 12) in the amount of \$1700.00, therefore be it

RESOLVED. that the following budget transfer be made:

From: A1990.400 Contingency Account	\$1,700.00
To: A7989.400 FLTV Support	\$1,700.00

4 ayes: Fennelly, Fuller, Brandt, Casella

Tabled

5. Moved by Councilperson , seconded by Councilperson ,

Town of Canandaigua Town Board Resolution
Public hearing date and Referral to County Planning Board
2011 Comprehensive Plan Update

WHEREAS, the Town Board, is considering a proposed update to the Town of Canandaigua Comprehensive Plan, and, and

WHEREAS, NYS Town Law requires that the Town Board hold a public hearing before deciding on said update, and

WHEREAS, NYS General Municipal Law requires that said update be referred to the Ontario County Planning Board for review, and

NOW, THEREFORE, BE IT RESOLVED, that said update along with all other relevant materials be referred to the Ontario County Planning Board for review at their July 13th meeting, and further

RESOLVED, that a public hearing by the Town Board with respect to possible adoption of said update will be held on July 18th, 2011 at 7:00 p.m., in the Town Hall, Town of Canandaigua, New York.

6. Moved by Councilperson Brandt, seconded by Councilperson Fennelly,

WHEREAS, NYS Town Law and the Town of Canandaigua Zoning regulations require Planning Board members to obtain the necessary number of training hours annually; and,

WHEREAS, Yates County is offering a training session which meets this training requirement and is being offered @ NYS Ag Experiment Station (Geneva, NY) on Monday, June 6; and,

WHEREAS, monies specifically allocated for this training are available in A8020.400 leaving a balance of approximately \$5,645 after payment for this training respectively;

NOW THEREFORE, BE IT RESOLVED, that Charles Oyler at a cost of \$5 attend this training session in Geneva on this date.

4 ayes: Fennelly, Fuller, Brandt, Casella

OTHER BUSINESS

Supervisor Casella thanked Lew Smith for his service on the Environmental Conservation Board.

When a workshop is held it will be recorded.

Moved by Councilman Brandt, seconded by Councilman Fennelly that the board move into executive session to discuss the sale or lease of real property at 7:45pm.

4 ayes: Fennelly, Fuller, Brandt, Casella

The board moved out of executive session at 8:25pm.

The meeting was adjourned at 8:25pm.

Judith H. Carson
Town Clerk

