

**REGULAR MEETING, TOWN OF LIVONIA**  
August 6, 2020

A regular meeting of the Town Board of the Town of Livonia, County of Livingston and the State of New York was held at Vitale Park on August 6, 2020.

**PRESENT:** Eric Gott, Supervisor  
Joseph Breu, Councilmember  
Peter Dougherty, Councilmember  
Andy English, Councilmember  
Matt Gascon, Councilmember  
Colleen West Hay, Clerk  
Jim Campbell, Attorney, Town of Livonia

**OTHERS PRESENT:** Several residents.

The Town Board meeting was called to order by Supervisor Gott at 7:00 PM.  
Jim Kemp led the pledge.

**ANNUAL AUDIT PRESENTATION**

Supervisor Gott introduced Randy Shepard from Bonadio. Mr. Shepard handed out copies of the Town's financial statements to the board and went over highlights of the audit. He remarked that it was an uneventful year, and there were no misstatements and no adjustments needed. Bonadio had no disagreements with management. Bonadio issued an "unmodified" or clean audit opinion. He added that the Town is in a good financial position. All funds are positive other than the Capital Projects Fund and Sewer Fund. He asked if there were any questions, but there were none.

Supervisor Gott extended thanks to Bookkeeper Mike Lawton, the department heads, and the Town Board. Thanks to them, every February or March, Supervisor Gott is proud to announce a lower tax rate and strong fund balances. He explained that the negative fund balance in the Capital Projects Fund is a result of loans from fund to fund for the Library. He hopes to pay those off in 1-2 years, pending board approval. The deficit in the Sewer Fund is also the result of an internal loan and will likewise be satisfied soon.

**EAGLE SCOUT PROJECT**

Supervisor Gott introduced Brendan Meyers. Mr. Meyers had approached the Town Board earlier this year regarding an Eagle Scout project proposal. The project is now finished, and Mr. Meyers presented it to the Town Board.

Mr. Meyers showed photos of the work he and his volunteers did to create two benches - one on either side of the pond on Beardsley Trail (at the end of Florence Lane). The project is completed, except he is still waiting for the plaques. He was also able to create a parking area with the leftover stone.

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He reported that he personally put in about 55 hours on the project. Seventeen people helped him the first day, then 6-7 the next time he worked on it.

Supervisor Gott commended Mr. Meyers and stated that this was a great project. It was easy for the Town because Brendan did his own work on obtaining materials and arranging for labor. Clerk Hay asked for information for the web site.

### TOWN CLERK'S REPORT – JULY 2020

Paid to Supervisor for the General Fund	\$4,331.49
Paid to County Treasurer for Dog Licenses	392.00
NYS Comptroller's Office (Bingo and Games of Chance Licenses)	0.00
Paid to NYS Ag & Markets for the Spay/Neuter Program	130.00
Paid to NYS Environmental Conservation for Hunting/Fishing Licenses	740.06
State Health Department (marriage licenses)	135.00
<b>TOTAL DISBURSEMENTS</b>	<b>\$5,728.55</b>

### **Mistake in June Report**

- Clerk Hay explained that she made a mistake in the June report because a dog license was renewed online the last day of June, but the credit card company did not deposit the money into the clerk account until July. Because of the mistake, the report was short one dog last month. She did not discover the mistake until reconciling with the bank after the meeting last month. She adjusted this month's report to include the dog from June.

### **Shredding Event**

- Clerk Hay scheduled the annual shredding event for August 29 from 9-11 AM. She ordered a sandwich board sign from Sign Blazers to advertise the event. (Cost of sign \$200)

### **Bulk Cleanup Tickets**

- We have given out 192 tickets for Bulk Cleanup.
- People are calling because they are confusing Bulk Cleanup with the Village's SCUD.

### **Rabies Vaccination Clinics**

- The Department of Health will conduct a rabies vaccination clinic at the Livonia Highway Barn on September 15 from 5-7 PM. Pre-registration is required this year, and everyone must wear a mask.
- There will also be a clinic on August 11 in Groveland and September 29 in Dansville.
- Clerk Hay explained that she and Wendy will not be attending the clinic to license dogs, as they have done in the past because they do not want to encourage people to congregate.

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**New Records Retention Schedule**

- There is a new records retention scheduled called the LGS-1. This will replace the MU-1 and the town board will need to adopt this new retention schedule by January 1. Clerk Hay announced that she and Wendy will be attending virtual trainings regarding the changes and will ask the town board to adopt the new schedule later this year.

RESOLUTION 111-2020

**APPROVE TOWN CLERK'S REPORT**

On motion of Councilmember Breu seconded by Councilmember English the following resolution was

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to approve the July 2020 Town Clerk's Report.

RESOLUTION 112-2020

**APPROVE 7/2/20 MEETING MINUTES**

On motion of Councilmember Dougherty seconded by Councilmember Gascon the following resolution was

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to approve the meeting minutes from 7/2/20.

**CONESUS LAKE WATERSHED MANAGER'S REPORT**

Supervisor Gott introduced Watershed Manager Mary Underhill. Ms. Underhill shared the following:

- Students from SUNY are doing aquatic weed surveillance on the lake. They have reported that in some areas the weeds are low, and some are at peak. The information has been very helpful.
- The county is still working on soil/water conservation efforts and is currently contracting for a project.
- The Harmful Algal Blooms (HABs) grants are moving into the design phase. The designers will be coming up with a demonstration project for the eastern shore at Vitale Park, which may include part of the point. Councilmember English asked if the design would include plants. Ms. Underhill shared that there will probably be a combination of some rocks, some logs, and some plantings. The goal is to provide a view of the lake while stabilizing the shoreline.
- The plan for the old outlet has been modified. Instead of replacing the undersized culverts with a concrete box culvert, the county is going to build a wooden bridge. This will allow for increased water flow, while maintaining emergency access. Supervisor Gott mentioned that Don Higgins suggested the bridge. Supervisor Gott added that it will look much nicer than a concrete culvert and will be comparable in price. Although Mr.

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Higgins has retired, his successor has committed to see it through.

- Ms. Underhill reported that Interpretive Panels need to be installed near the rain barrel and the rain garden, then those projects can be considered complete. Supervisor Gott mentioned that we have been waiting for some time for a contractor to grade off the area before we install the signs. Supervisor Gott contacted another contractor who said he would do the job.
- The 2019 Conesus Lake Annual Report Card is on the county web site, and an education page was recently added.
- Ms. Underhill is now part of the county Planning Board and is looking at solar energy projects and development in the watershed to provide advisory comments.

Supervisor Gott extended his thanks for all the work Ms. Underhill does for the town and the lake. He pointed out that she spearheaded the meetings on these grants and has been the driving force behind these opportunities.

RESOLUTION 113-2020

### **CREATE LIBRARY ASSISTANT POSITION**

On motion of Councilmember Dougherty seconded by Councilmember English the following resolution was

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to create the position of Library Assistant effective 4/18/2019.

### **PRIVILEGE OF THE FLOOR**

#### Conesus Lake Association

Gene Bolster, from the Conesus Lake Association (CLA) reported having trouble with the weather station at the north end of the lake. It is a manufacturing problem and the station has been taken off-line. He shared that the other weather station recorded 7 inches of rain in the last 30 days.

Mr. Bolster also stated that the CLA does not get involved in land use projects unless they have the potential to impact the lake. As such, they did look at the stormwater runoff for the proposed solar project on West Lake Rd (Town of Geneseo). According to their engineers, there is not supposed to be any more runoff than if used for agricultural use. Supervisor Gott interjected that runoff is a big concern because of Grayshores Road. They suffer serious runoff during rain events. Our town engineers are going to double check their figures.

Wayne France announced that this will be his last Town Board meeting representing the CLA as president. He thanked the board for their partnership with the CLA. He shared that Scott Proctor will be the new president and Mr. France will transition to chairman.

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Hemlock Fire District/Department

Councilmember Breu reported that he spoke to Laura Panipinto regarding an email the Town received from a resident who made a donation to the Hemlock Fire Department. Ms. Panipinto explained that donations go to the fire *department*, not the fire *district*. When Ms. Gascon was at the last meeting, she was asking the Board for support for the Hemlock Fire District. Ms. Panipinto informed Councilmember Breu that the district's Board of Commissioners continued meetings via Zoom during the COVID shutdown, but the Hemlock Fire Department did not. Councilmember Breu also mentioned that the Hemlock Fire Department appointed a new secretary, which complicated matters. This explains why the mail was not checked and donation checks were not cashed. The problem is being addressed now, and Chief Ellis reached out to the folks involved to explain.

Wilkins Tract Speed Limit

Councilmember Breu reported that there are no speed limit signs on Wilkins Tract. According to Highway Superintendent Dave Coty, if a speed limit is not posted, then the limit is 55 MPH. Councilmember Breu asked for a speed test and shared the results with the board. The speeds of vehicles were checked from 6/15/2020 through 7/10/2020. The total number of vehicles counted was 1,720, and 287 were going faster than 35 MPH. In fact, 225 traveled at 51+ MPH. He asked what we would have to do to designate the speed limit as 35 MPH. Supervisor Gott answered that the first step would be to find out what speed limit is designated on that road. He suspects it is 35 MPH already. He will reach out to the New York State Department of Transportation first. If the speed limit is currently 35, we will post signs to that effect. If it is 55, we will ask for a reduction.

Watershed Education Virtual Presentation

Gene Bolster shared that on August 26, Dr. Lewis McCaffery will present a Watershed Education Virtual Presentation. Clerk Hay will post the flyer on the web site.

Tree Trimming at Hemlock Lake Park

Councilmember Gascon reported that Mike Benson did a ton of tree trimming at Hemlock Park and it looks great.

RESOLUTION        114-2020

**AUDIT OF CLAIMS**

On motion of Councilmember Dougherty seconded by Councilmember English the following resolution was

ADOPTED	Ayes -	5 (Gott, Breu, Dougherty, English, Gascon)
	Nays –	0

Resolved to pay claims 571 through 618 in the amount of \$153,307.50 from the Abstract dated July 16, 2020.

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RESOLUTION 115-2020

**AUDIT OF CLAIMS**

On motion of Councilmember Gascon seconded by Councilmember Breu the following resolution was

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to pay claims 619 through 625 in the amount of \$4,517.67 from the Abstract dated July 21, 2020.

RESOLUTION 116-2020

**AUDIT OF CLAIMS**

On motion of Councilmember Breu seconded by Councilmember English the following resolution was

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to pay claims 626 through 674 in the amount of \$37,666.68 from the Abstract dated August 6, 2020.

**PRIVILEGE OF THE FLOOR, CONTINUED**

- Councilmember Dougherty wished to thank Mo Watson for working on the sign board at the front of Vitale Park.
- Councilmember English shared that he has been talking to Mo, and at some point we will need to find another person for the park manager position. He and John Meyers are getting worn out.

RESOLUTION 117-2020

**EXECUTIVE SESSION**

On motion of Councilmember Gascon seconded by Councilmember Breu the following resolution was

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to enter into Executive Session at 7:54 PM with Attorney Campbell and Clerk Hay to discuss the employment history of a specific individual.

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RESOLUTION 118-2020

**RETURN TO REGULAR SESSION**

On motion of Councilmember Gascon seconded by Councilmember Breu the following resolution was

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to return to Regular Session at 7:58 PM.

With no further business, on a motion of Councilmember Dougherty seconded by Councilmember English the meeting was adjourned at 7:58 PM. Carried unanimously.

Respectfully Submitted,

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Colleen West Hay, RMC, CMC  
Town Clerk