

## REGULAR MEETING, TOWN OF LIVONIA

September 4, 2014

A regular meeting of the Town Board of the Town of Livonia, County of Livingston and the State of New York was held at the Livonia Town Hall, 35 Commercial St., Livonia, NY on September 4, 2014.

**PRESENT:** Eric Gott, Supervisor  
Andy English, Councilmember  
Matthew Gascon, Councilmember  
Angela Grouse, Councilmember  
Frank Seelos, Councilmember  
Colleen West Hay, Clerk  
Jim Campbell, Attorney, Town of Livonia

**OTHERS PRESENT:** Several residents

The meeting was called to order by Supervisor Gott at 7:00 PM.  
The Pledge was led by Frank Seelos.

### **PRIVILEGE OF THE FLOOR**

#### Audit Results

Supervisor Gott announced that we will have the audit results at the meeting on October 16. He thanked Mike Lawton for all of his work to have everything ready for them.

#### Eagle Scout Updates

Supervisor Gott gave an update on upcoming Eagle Scout projects:

- Andrew Strassenburgh is working on a signage proposal for Vitale Park.
- A scout by the last name of Randolph is proposing a sign for Hemlock Park that identifies it as a Town of Livonia park. He would also like to do some plantings around the new sign. Part of the proposal involves removing the City of Rochester sign, as the property is no longer owned by them.
- A Scout by the last name of Horan is proposing to work on the cemetery on Clay Street in Hemlock. He would like to repair tombstones, clean up trees, etc.

#### Break Wall at Vitale Park

Supervisor Gott reported that Rick Henry, from Clark Patterson Lee, is proposing that we repair the break wall at Vitale Park rather than tear it out and redo it. We will not need a permit from the DEC to repair it. With the Highway Department doing most of the work, and with buying the material on county bid, the estimated cost is \$50,000 to \$75,000. Councilmember Grouse asked if that included replacing the asphalt walkway. Supervisor Gott replied yes.

#### Poplar Hill Road

Supervisor Gott mentioned that at a previous meeting a resident reported that the shoulder on Poplar Hill Road was in need of repair. That was done last week.

#### Federal Road Speed Reduction Request

Supervisor Gott reminded everyone that at the last meeting, a gentleman asked for a speed limit

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reduction on Federal Road. The gentleman was going to provide Supervisor Gott with a list of names of people on that road and their concerns. Supervisor Gott has not yet received this information, but asked the board for approval to request a reduction of 10 MPH for Federal Road from Big Tree Road to Niver Road. The board was in agreement.

RESOLUTION 101-2014

**ACCEPT MINUTES FROM MEETING ON AUGUST 14, 2014**

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

ADOPTED Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)  
Nays – 0

Resolved to accept the August 14, 2014 minutes.

RESOLUTION 102-2014

**ACCEPT MINUTES FROM SPECIAL MEETING ON AUGUST 19, 2014**

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

ADOPTED Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)  
Nays – 0

Resolved to accept the August 19, 2014 minutes.

**TOWN CLERK’S REPORT – AUGUST 2014**

Clerk Hay gave the following financial report for August 2014:

<i>Paid To</i>	<i>Amount Remitted</i>
Supervisor (General Fund) (includes \$10 overpayment to be refunded)	\$3,754.57
County Treasurer for Dog Licenses	\$385.00
NYS Ag & Mkts for Spay/neuter Program	\$172.00
NYS DECALS	\$4,400.21
State Health Department (Marriage Licenses)	\$135.00
<b>Total Disbursements</b>	<b>\$8,846.78</b>

Clerk Hay reported that she had to make adjustments to the monthly report as follows:

- The software is not correctly calculating the amount to remit to the County Treasurer for dog licenses whenever we have exempt and/or purebred licenses. (This month had both.) We had 111 licenses, but one was for an exempt dog, for which no fee was collected. One hundred ten licenses at \$3.50 equals \$385.00.
- Catherine Brown paid for her and her husband’s hunting license with one check and overpaid by ten dollars. We did not catch the error until after she left the office. We deposited the check (included in the Local Shares Remitted) and Clerk Hay completed a voucher to reimburse Mrs. Brown.

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RESOLUTION 103-2014

**APPROVE AUGUST 2014 TOWN CLERK'S REPORT**

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

ADOPTED Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)  
Nays - 0

Resolved to approve the August 2014 Town Clerk's Report.

RESOLUTION 104-2014

**(RE)ESTABLISH A STANDARD WORK DAY OF SIX HOURS**

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

ADOPTED Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)  
Nays - 0

Resolved to (re)establish a standard work day of six (6) hours for purposes of reporting to the NYS & Local Retirement System. This satisfies the "minimum" amount (maximum - 8 hours) established by the Retirement System. This shall apply to all employees participating in the NYS Retirement System.

RESOLUTION 105-2014

**APPROVE FORM RD 2417-A/B**

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

ADOPTED Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)  
Nays - 0

Resolved to approve the "Standard Work Day and Reporting Resolution for Elected and Appointed Officials" (Form RS 2147-A/B) for certification and submission to the NYS Retirement System.

RESOLUTION 106-2014

**DISCUSSION & RESOLUTION REGARDING REIMBURSEMENT FOR UNION CEMETERY TREE REMOVAL**

Supervisor Gott received a request from the Union Cemetery Association asking the town for financial help to offset the cost of removing trees from the cemetery. The total bill was \$1,600. Supervisor Gott stated that there are funds in the cemetery account, and we have done this in the past. He reminded the board that part of the money in the cemetery account is used for the mowing contract, but there will be money left. The budgeted amount for cemeteries is \$2,500, and about \$900 to \$1,000 of that will be used for mowing. The board discussed the request

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On motion of Councilmember Grouse seconded by Councilmember Seelos the following resolution was

ADOPTED     Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)  
                  Nays – 0

Resolved to reimburse the Union Cemetery Association \$1,200 for tree removal expenses.

RESOLUTION           107-2014

**DISCUSSION/RESOLUTION REGARDING TOWN HALL PARKING LOT SEALING PROPOSALS**

Supervisor Gott reported that we received two proposals for parking lot sealing and striping.

- Seal a Deal Asphalt Sealing (Warsaw) quoted \$995 for sealing and if we have them seal the parking lot, they will stripe it at their cost, which is \$185.
- Livingston Asphalt Sealers quoted \$1,465 to seal the parking lot and \$450 to stripe it.

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

ADOPTED     Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)  
                  Nays – 0

Resolved to hire Seal a Deal Asphalt Sealing for sealing and striping the parking lot at a cost not to exceed \$1,180.

Supervisor Gott will contact Seal a Deal and ask them to perform the work on a weekend after “Autumn in the Village.”

RESOLUTION           108-2014

**DISCUSSION & RESOLUTION RE: HISTORICAL SOCIETY COMPUTER**

Betty Miles reported that the Historical Society computer cannot run on Windows 7, and Windows XP is no longer supported by Microsoft. The Historical Society wants to be able to run a scanner and digitize. Mrs. Miles obtained a proposal from Rock Hopper in Livonia for a scanner, a re-conditioned computer and monitor, anti-malware software, Photo Plus software, and a combination laser jet scanner/printer/copier. Supervisor Gott supports the idea of the Town splitting the cost with the Historical society. Mrs. Miles added that they take the photo prints to Copy Town and have them printed for 25 cents a print. The scanner is so they can digitize the newsletters, news articles, etc. Supervisor Gott stated that we have budgeted for some part-time help that did not materialize, and the money can come from there, if it is the board’s pleasure

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

ADOPTED     Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)  
                  Nays – 0

Resolved to pay \$635 to help offset the cost of a computer system and software for the Historical Society.

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RESOLUTION 109-2014

**“CHILDREN AT PLAY” AND “NO OUTLET” SIGNS**

Supervisor Gott stated that residents of Florence Lane have requested a “Children at Play” and a “No Outlet” sign. Supervisor Gott stated that he spoke with Highway Superintendent Dave Coty several month ago regarding the signs and they have not been placed yet. Highway Superintendent Coty felt that the “Children at Play” sign would create a potential liability for the town, but the county attorney said there would be no additional exposure.

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

ADOPTED Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)  
Nays – 0

Resolved to ask Highway Superintendent Coty to install a “No Outlet” sign and a “Children at Play” sign on Florence Lane.

RESOLUTION 110-2014

**APPOINT MOE WATSON AS PARK MANAGER**

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

ADOPTED Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)  
Nays – 0

Resolved to Appoint Moe Watson to be the Vitale Park Manager at \$14.32/hour effective 8/19/14.

Councilmember Gascon asked about the double-wide trailer at the park. Supervisor Gott answered that he will look at it more this fall. There are drainage issues that need to be addressed as well.

A resident reported that you can see daylight through the roof of the swing. Supervisor Gott responded that both pavilions need new roofs also, and he has asked for a couple of prices, but has not received any proposals yet.

**BLANK ROAD CULVERT PIPE**

Councilmember English asked why Fine Line Pipeline replaced the Blank Road culvert pipe. Supervisor Gott answered that the Highway Department couldn't perform the work because it was in a gorge. The pipe was plugged and blocked, and we had to do something. We referenced the County bid sheet and their price was \$5,000 to rent a machine and an operator. We also received prices from CP Ward & Fine Line Pipeline. Fine Line had the best price, so we had them do it.

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RESOLUTION 111-2014

**AUDIT OF CLAIMS**

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

ADOPTED Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)  
Nays – 0

Resolved to pay claims 1569-1587 in the amount of \$53,152.45 from the Abstract dated August 28, 2014.

RESOLUTION 112-2014

**AUDIT OF CLAIMS**

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

ADOPTED Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)  
Nays – 0

Resolved to pay claims 1588-1609, in the amount of \$27,936.50 from the Abstract dated September 4, 2014.

With no further business, on a motion of Councilmember Seelos seconded by Councilmember English the meeting was adjourned at 7:32 PM. Carried unanimously.

Respectfully Submitted,

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Colleen West Hay, Town Clerk