

## REGULAR MEETING, TOWN OF LIVONIA

November 19, 2015

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 Street, on November 19, 2015.

**PRESENT:** Eric Gott, Supervisor  
Andy English, Councilmember  
Matt Gascon, Councilmember  
Angela Grouse, Councilmember  
Frank Seelos, Councilmember  
Colleen West Hay, Clerk

**ABSENT:** Jim Campbell, Attorney, Town of Livonia

**OTHERS PRESENT:** Several residents.

The meeting was called to order by Supervisor Gott at 7:00 PM.  
Councilmember English led the pledge.

### **OPEN SESSION**

#### **Drainage Plan for Pizza Paul's Parking Lot**

Supervisor Gott mentioned that there is a memo from Building & Zoning Director Adam Backus in the Board members' packets regarding Pizza Paul's in Lakeville. Paul Miller demolished the building adjacent to Pizza Paul's to create additional parking. Because this changes the use of the property, he needs site plan approval and a drainage plan.

Mr. Backus stated in the memo that he thinks this is an opportunity for the Town to create some substantial drainage in the area, which would help the residents and the Town. Highway Superintendent Dave Coty plans to work on Lakeville Park Road, which borders the new parking area for Pizza Paul's. Mr. Backus stated that he would like to consider the bigger picture and incorporate a more uniform drainage pattern that would affect these properties in a beneficial manner. He asked to be able to talk to the Town engineer to explore options for a cohesive plan.

Supervisor Gott stated that he doesn't need Board approval, just consensus. The Board agreed that this would be a good idea. Supervisor Gott told Mr. Miller to work with Mr. Backus and the Planning Board, and Supervisor Gott will have Mr. Backus contact the Town engineers as soon as possible.

#### **Wilkins Creek Study**

A resident asked about the status of the study regarding Wilkins Creek. Supervisor Gott answered that we don't have the grant money yet. We have chosen the engineering firm;

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we are just waiting for the money.

The resident asked what they are going to do to fix the problem. Supervisor Gott answered that we will have to wait for the study. He is not sure what they will recommend. Once the study is completed, we can apply for an Environmental Protection Fund grant. He added that a property owner that was involved with the current streambank work has backed out and is now not willing to allow work to the streambank that goes through his property. There may be dollars left from that project that we might be able to allocate to Wilkins Creek.

RESOLUTION 137-2015  
**APPROVE MEETING MINUTES FROM 11/5/2015**

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 approve the meeting minutes from November 5, 2015.

RESOLUTION 138-2015  
**NATIONAL GRID PROPOSAL FOR TOWN HIGHWAY**

Supervisor Gott reminded the Board that National Grid is proposing to replace the indoor lighting at the highway facility. They have already done the external lighting. If we pay a lump sum up front, the cost would be \$4,268.84, which would take three years to recoup. The Board discussed this and felt it would be beneficial.

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 approve the Energy Savings Plan at a cost of \$4,268.84 proposed by National Grid for the Town of Livonia Highway Garage.

**DISCUSS FUTURE OF JACK EVANS COMMUNITY CENTER (JECC)**

Supervisor Gott reminded the Board that income from the Jack Evans Community Center (JECC) has been falling and is now at least \$35,000 short of expenditures every year. We recently lost our biggest tenant, who was there for twenty-five years.

Recently, Supervisor Gott heard from someone who is interested in placing a business there. Supervisor Gott does not think it would be fair to enter into a rental agreement with

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this individual if the Town Board is going to be closing the center. He asked the Board what they would like to do.

- Councilmember English shared that he feels the Town should close the center. He doesn't think that keeping it open is the best way to use taxpayer dollars.
- Councilmember Grouse stated that there is not much community use of the property either.
- Councilmember Gascon was in favor of closing the center, but wants the tenants to have ample notice.

After some discussion, the Board agreed to keep the center open until at least June 1, 2016. We will still use Paul for snow removal this winter.

RESOLUTION 139-2015

**AUTHORIZE SUPERVISOR TO CONTACT INTERESTED PARTIES RE THE POTENTIAL CLOSING OF THE JACK EVANS COMMUNITY CENTER**

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 authorize Supervisor Gott to contact Jack Evans' son regarding the potential closing of the JECC; and further resolved to direct Attorney Campbell compose a letter to the tenants after Supervisor Gott talks with Jack Evans' son; and further resolved to authorize Supervisor Gott to discuss the potential closing with Sheila Staley.

RESOLUTION 140-2015

**DECEMBER TOWN BOARD SCHEDULE**

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

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

Resolved to cancel the second Town Board meeting in December.

**STREAMBANK UPDATE**

Supervisor Gott reported that things continue to go well on North Gully regarding the streambank work. The crew will be shut down for two weeks for deer hunting, and then they will resume work. Supervisor Gott also shared that Jim Cornell on Cleary Road decided not to participate. Supervisor Gott took Mr. Cornell on a tour, and while he was impressed with the work they were doing, he didn't like the look of the rocks.

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**BACKGROUND CHECKS FOR LIBRARY STAFF**

Councilmember Grouse reported that the Library Board has asked if they could process background checks of their employees through the same process that our Recreation Department uses. Library Director Frank Sykes would be responsible for conducting the checks. The Town Board agreed.

RESOLUTION 141-2015

**AGREEMENT TO SPEND TOWN HIGHWAY FUNDS**

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 approve the Agreement to Spend Town Highway Funds dated 11/19/2015 allowing the sum of \$594,500 to be expended for general repairs on 57.15 miles of town highways for the following expenses: payroll, crushed stone, culvert pipe, ditching, chip sealing, striping, blacktop, rocks and patching for the following roads: Stone Hill, Backus, Cadyville, Densmore, Kathryn’s Way, Niver and Decker.

RESOLUTION 142-2015

**AUDIT OF CLAIMS 11/19/2015**

Councilmember Grouse questioned the voucher for reimbursement to Jerry Cavigliano. Supervisor Gott explained that on the day we had major flooding, Mr. Cavigliano’s culvert pipe was washed out. Fineline Pipeline replaced it, but it left a large hump. Highway Superintendent Coty said he was going to repair it. In the meantime, the entire exhaust system was ripped off the truck, when Mr. Cavigliano attempted to drive over it. While Supervisor Gott cannot do the repair work, he did look at the damage. It has been forwarded to our insurance company and Supervisor Gott did approve the voucher.

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 pay claims 2758 to 2803 in the amount of \$63,519.84 from the Abstract dated 11/19/2015.

**HIGHWAY CONTRACT UPDATE**

Supervisor Gott mentioned that he and Councilmember English will be meeting with the Union regarding the Highway contract on Monday.

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**WORKPLACE VIOLENCE COMMITTEE UPDATE**

There will also be a Workplace Violence Committee meeting Monday morning.

With no further business, on a motion of Councilmember English seconded by Councilmember Seelos the meeting was adjourned at 7:26 PM. Carried unanimously.

Respectfully Submitted,

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Colleen West Hay, Town Clerk