

REGULAR MEETING, TOWN OF LIVONIA

April 10, 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 Livonia Town Hall, 35 Commercial Street, Livonia on April 10, 2014.

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.
Supervisor Gott led the pledge.

PRIVILEGE OF THE FLOOR

Supervisor Gott opened the floor to comments and concerns. There were none.

TOWN CLERK'S REPORT – FEBRUARY 2014

Clerk Hay gave the following financial report for February 2014:

<i>Paid To</i>	<i>Amount Remitted</i>
Supervisor (General Fund)	\$888.51
County Treasurer for Dog Licenses	\$150.50
NYS Ag & Mkts for Spay/neuter Program	\$51.00
NYS DECALS	\$0.00
State Health Department (Marriage Licenses)	\$0.00
Total Disbursements	\$1,090.01

TOWN CLERK'S REPORT – MARCH 2014

Clerk Hay gave the following financial report for March 2014:

<i>Paid To</i>	<i>Amount Remitted</i>
Supervisor (General Fund)	\$774.55
County Treasurer for Dog Licenses	\$126.00
NYS Ag & Mkts for Spay/neuter Program	\$68.00
NYS DECALS	\$85.03

REGULAR MEETING, TOWN OF LIVONIA

April 10, 2014

State Health Department (Marriage Licenses)	\$45.00
Total Disbursements	\$1,098.58

2014 TAX COLLECTION REPORT

Clerk Hay gave the following report for the 2014 tax collection:

TOTAL SUPERVISOR RECEIPTS	\$2,958,101.00
CORPORATE TAXES COLLECTED BY TREASURER	\$222,935.90
ADVANCES BY COLLECTOR TO TREASURER	\$2,000,000.00
TAX ROLL ADJUSTMENTS (SEE BELOW)*	\$6,766.60
RETURNED UNPAID TAXES	\$554,510.98
TOTAL UNPAID NOTICE PENALTIES @ \$2 EACH	\$402.00
CASH SETTLEMENT	\$1,764,948.23
TOTAL TAX ROLL	\$7,507,664.71

*Board of Supervisor Resolution Adjustments:

Resolution 2014-33 (Morgan, Donald & Lisa)	\$4,725.13
Section 626	\$2,041.47
TOTAL ADJUSTMENTS	\$6,766.60

Clerk Hay mentioned that she will turn the remaining funds in the tax collection account, consisting of penalties and interest, to the Supervisor once she is sure that all the payment checks have cleared the bank.

RESOLUTION 50-2014

APPROVE FEBRUARY & MARCH 2014 TOWN CLERK'S REPORTS

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 February & March 2014 Town Clerk's Reports.

RESOLUTION 51-2014

APPROVE 2014 TAX COLLECTION REPORT

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 approve the 2014 Tax Collection Report.

REGULAR MEETING, TOWN OF LIVONIA

April 10, 2014

RESOLUTION 52-2014

APPROVE MINUTES

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 approve March 20, 2014 minutes.

DISCUSS VITALE PARK TRACTOR

Supervisor Gott reported that he had asked Tom Vernam to come to the board with a quote for a new tractor. Supervisor Gott received the information from Tom and reported that the final price after trade-in would be \$1,699. He reminded the board that this was not in the budget. We either need to get a new tractor or tune the other one up. He asked the board for their thoughts.

Councilmember Seelos asked why we would need a mower on the tractor when we have a contract for mowing the park. Tom answered that you can't get a small tractor without a mower deck. He added that the last few landscapers have been somewhat lax, and he at times must mow around the parking lot, CLA building and Chip Holt building so that the park looks good.

Councilmember Gascon recalled that we replaced the motor in the tractor a few years ago. Tom agreed and added that it will cost about \$200 to tune it up, which includes changing the oil, etc. Tom indicates that he has had problems starting it up. The bill will be higher than that if additional work needs to be done.

The board discussed this and felt that they would like to budget to replace the tractor next year. Tom responded that the \$1,699 price is only for this year, and he feels that they are giving us a real deal. They are saying that we can get a trade-in of \$250, but Tom doesn't think it is worth that. He thinks it was purchased in 1991.

The board still wants to wait and instructed Tom to get the old one tuned up. The board also instructed Tom to get the mower deck from the highway department, get the blades sharpened and get that on the tractor in case he needs it. They will re-visit the issue at budget time.

RESOLUTION 53-2014

DECLARE HIGHWAY EQUIPMENT AS SURPLUS

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

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

Nays – 0

Resolved to declare the 1998 Sterling 6 wheel truck with plow equipment and sander, and the 2010 Ford F-350 truck as surplus.

REGULAR MEETING, TOWN OF LIVONIA

April 10, 2014

RESOLUTION 54-2014

ACCEPT VANZANDT PROPOSED SETTLEMENT

Supervisor Gott reminded everyone that Barb VanZandt filed an Article 78 claim against the Town last year alleging that the Town damaged her property when working on the road and ditches in front of her house. Supervisor Gott reported that we have reached a proposed settlement agreement and he needs the board's approval. The agreement states:

- That in the area next to the paved portion of VanZandt Road in front of Mrs. VanZandt's residence, between the driveways located to the east and the west, Mrs. VanZandt may spread dirt and grass seed and she will be responsible for maintaining it.
- That in the area east of her east driveway to the east of the orchard driveway, the Town will bring and spread dirt and seed it making it maintainable by Mrs. VanZandt.
- That in the area west of the west driveway to the neighbor's line, the Town will provide and place ditch stones in an effort to stabilize the banks and discourage weeds.
- That the Town of Livonia will use reasonable effort to complete the work on or before May 15, 2014.

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 accept the proposed settlement agreement with Mrs. VanZandt as outlined above.

DISCUSSION RE: JACK EVANS COMMUNITY CENTER ROOF

Supervisor Gott reported that we continue to have issues with the roof on the Jack Evans Community Center. Kevin Lopez did some work in the fall totaling \$500. Water is leaking through the gym roof again. Mike Barnard removed the loose ceiling material so that the gym can still be used safely. He feels that we need a new roof and it cannot be patched any more. Mr. Lopez gave an estimate of \$44,000 for materials and labor. If we are going to replace it, we need to get bid specs together. We cannot use Lopez's estimate as a bid document.

Supervisor Gott will have Mr. Lopez go back up on the roof to see if there is anything obvious that needs fixing. In the meantime Supervisor Gott will talk to Rick Henry at Clark Patterson and see about specs. He will get back to the board.

DISCUSSION RE: VITALE PARK BREAK WALL

Supervisor Gott and Councilmember Seelos spent some time at Vitale Park Monday. They took pictures of the break wall and obtained two estimates from Clark Patterson. To replace the break wall will cost about \$600,000 while repairing it will cost around \$150,000. Clark Patterson recommends that we repair it. He reminded everyone that we budgeted \$50,000 for this project.

DISCUSSION RE: VITALE PARK SIGNAGE

Supervisor Gott and Councilmember Seelos recommend

- Moving the old kiosk at Vitale Park to an area by the sheriff's building. They would place the park rules and the CLA signage on that kiosk.

REGULAR MEETING, TOWN OF LIVONIA

April 10, 2014

- Moving the new kiosk closer to the park entrance. Because this was a donated kiosk the material that is in it must stay in it.
- Placing an exact replica of the new kiosk opposite it for the rules and other information.
- Mounting the 1986 bond sign on the side of the bathroom building. (This sign must stay in the park forever.)
- Refurbishing the dedication sign on the flagpole.
- Redoing the handicap parking signs with something more permanent and getting rid of the buckets.
- Posting the dog rule signs by the basketball ball court and also placing the dog rules in the "Park Rules" rules on both of the kiosks.

Councilmember Grouse asked if we could do away with the handicap parking signs and just have the parking lot painted to indicate the handicap spots. Supervisor Gott will check into that.

RESOLUTION 55-2014

AUTHORIZE SUPERVISOR TO MOVE FORWARD WITH THE PROPOSED CHANGES TO THE SIGNS AT VITALE PARK

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 authorize Supervisor Gott to move forward with the proposed changes (mentioned above) to the signs at Vitale Park.

BASKETBALL COURT UPDATE

Councilmember English reported that we need a new hoop at the basketball court. He recommends a chain hoop instead of netting, as it will be more durable. He thinks we can go without sealing it this year. He also mentioned that he thinks we need a permanent garbage can there. Councilmember Seelos remarked that the park policy is "Carry In, Carry Out." Supervisor Gott stated that we can either put a can there or it gets thrown on the ground. Tom Vernam remarked that he has no way to get over there to empty the garbage can. Councilmember English asked if Tom could use his pickup, or alternately, let Councilmember English know and he will take care of it.

RESOLUTION 56-2014

PAY OFF LAKEVILLE WATER DEBT

Supervisor Gott stated that for the past 5-6 years we have made additional debt service payments on the Hemlock Sewer. We had paid off the South Livonia water line project two years early. Now, we have the ability to pay off the Lakeville Water District debt. The current rate on the financing is 4.875%, and the payoff date is 2027. Mike Lawton suggests loaning General Fund dollars to pay this off and charge them 3% interest. We cannot make that much interest on our money anywhere else. At the end of the year will have our money back.

On motion of Councilmember Grouse seconded by Councilmember English the following

REGULAR MEETING, TOWN OF LIVONIA

April 10, 2014

resolution was

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

Resolved to pay off the entire debt for the Lakeville Water District by loaning money from the General Fund at 3% interest.

SWEEPING

Supervisor Gott shared that Highway Superintendent Dave Coty was interested in having an outfit sweep the roads, streets and cul de sacs. Supervisor Gott spoke with the Village Mayor, Cal Lathan, and we will compensate Village to do that this year instead.

EMPLOYEE HANDBOOK

Supervisor Gott stated that he has forwarded some information to Dave Lippitt to include policies in the Employee Handbook. It will be several months before the handbook is done.

RECREATION BASEBALL – MAJORS AND MINORS

Councilmember English reported that he responded to an email from Jim Purdue concerning the Majors and Minors. He shared that we have had great numbers in the past for these teams, but the last 3-4 years has seen competition from a new league which has started here. We still have good numbers for the younger teams, but as you enter the Majors and Minors we are now suffering. The problem is that Monroe County has taken all our pitchers, and you can't really play without pitchers. If kids don't make the Monroe County travel league when they try out, it is hard for them – what will they do? He said that we also compete against lacrosse for the same age group of kids. We will have to see where we go moving forward, but at some point we will have to make a decision.

SUMMER RECREATION

Councilmember Grouse shared that the school calendar is unusual this year in that graduation is Saturday, June 21, but exams do not end until after graduation. This means that teachers are in school until Thursday June 27, and the school facilities will not be available for use until Friday, June 28. Summer Recreation will start with a trip to Sandy Bottom Thursday June 27. The first day at the school will be June 28 (Friday).

PRIVILEGE OF FLOOR

- A resident asked how we were doing with the part-time park job opening. Supervisor Gott replied that we have four applicants so far and will be conducting interviews.
- A resident asked about the heating system at the JECC. Supervisor Gott said that Brain Deel has been servicing it and right now it is operating well and needs very little upkeep.
- A resident asked if we have permits for the break wall work. Supervisor Gott answered that Clark Patterson will take care of getting those for us.

RESOLUTION 57-2014

AUDIT OF CLAIMS

On motion of Councilmember Seelos seconded by Councilmember Gascon the following

REGULAR MEETING, TOWN OF LIVONIA
April 10, 2014

resolution was

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

Resolved to pay claims 1130-1161 in the amount of \$91,451.01.04 from the Abstract dated 4/4/2014.

With no further business, on a motion of Councilmember Grouse seconded by Councilmember English the meeting was adjourned at 7:44 PM. Carried unanimously.

Respectfully Submitted,

Colleen West Hay, Town Clerk