

REGULAR MEETING, TOWN OF LIVONIA

November 6, 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 November 6, 2014.

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

ABSENT: Matthew Gascon, Councilmember; 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

Supervisor Gott opened the Privilege of the Floor for comments and concerns. No one wished to comment.

TOWN CLERK’S REPORT – OCTOBER 2014

Clerk Hay gave the following financial report for October 2014:

<i>Paid To</i>	<i>Amount Remitted</i>
Supervisor (General Fund)	\$3,924.50
County Treasurer for Dog Licenses	\$259.00
NYS Comptroller’s Office (Bingo and Bell Jar Licenses)	\$48.75
NYS Ag & Mkts for Spay/neuter Program	\$82.00
NYS DECALS	\$2,426.12
State Health Department (Marriage Licenses)	\$22.50
Total Disbursements	\$6,762.87

RESOLUTION 133-2014

ACCEPT OCTOBER 2014 TOWN CLERK’S REPORT

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

ADOPTED Ayes - 4 (Gott, English, Grouse, Seelos)
Nays – 0

Resolved to accept the October 2014 Town Clerk’s Report.

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RESOLUTION 134-2014

APPROVE RECORDS DISPOSITION FOR TOWN CLERK

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

ADOPTED Ayes - 4 (Gott, English, Grouse, Seelos)
Nays – 0

Resolved to authorize Clerk Hay to dispose of records per the Records Disposition Authorization Form dated 11/6/2014.

RESOLUTION 135-2014

APPROVE MINUTES FROM MEETING ON OCTOBER 16, 2014

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

ADOPTED Ayes - 4 (Gott, English, Grouse, Seelos)
Nays – 0

Resolved to approve the October 16, 2014 minutes.

DICUSS VITALE PARK PART-TIME POSITION

Supervisor Gott reminded everyone that we advertised for a part-time park employee. We had nine applicants. The committee selected three individuals to interview, and those interviews took place Wednesday evening. The committee felt that all three candidates were good. They decided to hire two people so that we have back-up. We will not be adding hours, but dividing the hours between the two employees. The individuals are John Meyers and Dan Meade. Mo will be working out their schedule.

Councilmember English remarked that he feels Mo's heart is into the park already. He thinks these candidates will give Mo a lot of support.

Councilmember Grouse asked if they will be closing the ladies' room for cleaning and re-stocking supplies. Supervisor Gott answered that we hope to have the same female next summer for the ladies' room, and she will work just ten hours a week. We will check with her in the spring to see if she is interested in working at the park again.

RESOLUTION 136-2014

HIRE JOHN MEYERS AND DAN MEADE AS PART-TIME WORKERS FOR VITALE PARK

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

ADOPTED Ayes - 4 (Gott, English, Grouse, Seelos)
Nays – 0

Resolved to approve the hiring of John Meyers, Jr. and Dan Meade as part-time park workers

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(cleaners) at a rate of pay of \$10.60/hour effective November 6, 2014.

RESOLUTION 137-2014

RE-APPOINT ROBBYN HAAK TO PLANNING BOARD

Supervisor Gott informed the board that Robbyn Haak’s term on the Planning Board will expire at the end of the year. She is willing to continue serving, but isn’t sure that she can stay for a full seven-year term. The board understands her concerns, but would still like to re-appoint her. If she needs to leave mid-term, they will search for another candidate to complete her term.

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

ADOPTED Ayes - 4 (Gott, English, Grouse, Seelos)
Nays – 0

Resolved to re-appoint Robbyn Haak to the Livonia Join Planning Board for a term commencing January 1, 2015 and expiring December 31, 2021.

RESOLUTION 138-2014

APPROVE RECREATION NEW HIRES

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

ADOPTED Ayes - 4 (Gott, English, Grouse, Seelos)
Nays – 0

Resolved to approve the hiring of Angela Kaminsky and Kylee Wilson for the positions of Recreation Aides at a rate of pay of \$8.00/hour effective 10/30/14.

RESOLUTION 139-2014

AUTHORIZING COUNCILMEMBER GROUSE TO LOOK INTO INSURANCE OPTIONS FOR THE CHIP HOLT CENTER FUNDRAISER

Councilmember Grouse mentioned that the Chip Holt Center wanted to do a fund raiser this past summer entitled the “Anything that Floats Regatta,” but they were not able to secure insurance. Andrew Chanler suggested that a possible solution would be for the Town sponsor the event in the form of an insurance rider through NYMIR. Because the Town owns the Chip Holt building and the park property, we would have exposure no matter what, so it would be in our best interest to have insurance for the event. Andrew Chanler advised that the NYMIR process takes 3-4 months. Councilmember Grouse asked for Town Board approval of looking into the possibility for 2015.

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

ADOPTED Ayes - 4 (Gott, English, Grouse, Seelos)
Nays – 0

Resolved to authorize Councilmember Grouse to look into the possibility of the Town obtaining

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an insurance rider through NYMIR for a fundraising event that the Friends of Chip Holt Nature Center would like to conduct in 2015.

RESOLUTION 140-2014

AUTHORIZING LCWSA RELEVIES

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

ADOPTED Ayes - 4 (Gott, English, Grouse, Seelos)
Nays – 0

Resolved to authorize Livingston County Water and Sewer Authority to relevy all unpaid 2014 special assessments (serial bond debt service) and applicable penalties in the amount of \$12,449.81 on the 2015 Town and County Tax Bills.

RESOLUTION 141-2014

AFFIDAVITS OF GOOD MORAL CHARACTER

Clerk Hay mentioned that it will soon be time to start issuing Bingo and Games of Chance Licenses for 2015. She added that New York State Law requires that background checks are performed for all members-in-charge and assistants-to-members-in-charge, but it does not proscribe how those should be performed.

The Sheriff's office will no longer sign the Findings and Determinations form, and even if they would, that would only constitute a check of their records. A person could still have been convicted of a crime in another municipality, i.e. another county elsewhere in the state, or in another state, making these local checks very limited.

Based on research that Attorney Campbell performed earlier this year, she asked the board to pass a resolution that would set the policy for the Town of Livonia.

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

ADOPTED Ayes - 4 (Gott, English, Grouse, Seelos)
Nays – 0

Resolved that every organization applying for a Bingo and/or Games of Chance License from the Town of Livonia shall submit each year with the application an Affidavit of Good Moral Character signed by every Member-in-Charge and Assistants-to Members-in-Charge (see attached copy at end of minutes) asserting that they have never been convicted of a crime; And further

Resolved that this Affidavit shall constitute a background check for Bingo and/or Games of Chance licensing purposes.

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RESOLUTION 142-2014

AUDIT OF CLAIMS

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

ADOPTED Ayes - 4 (Gott, English, Grouse, Seelos)
Nays – 0

Resolved to pay claims 1734-1779 in the amount of \$28,977.45 from the Abstract dated November 6, 2014.

PRIVILEGE OF THE FLOOR

A question was asked about the County Tax Rate. Supervisor Gott answered that the levy is up just over 2%, however, the tax rate per thousand will decrease about one third of a penny.

With no further business, on a motion of Councilmember Grouse seconded by Councilmember English the meeting was adjourned at 7:16 PM. Carried unanimously.

Respectfully Submitted,

Colleen West Hay, Town Clerk

**AFFIDAVIT OF GOOD MORAL CHARACTER
MEMBERS-IN-CHARGE AND ASSISTANTS-TO-MEMBERS-IN-CHARGE**

The undersigned, each for himself or herself, does hereby declare, subject to the penalties for perjury and related offenses under Article 210 of the Penal Law of the State of New York as follows:

1. That he or she is a member of (Fill in name of organization and identification number)

_____ and has been a member in good standing of such organization for at least one year immediately prior to the date hereof.

2. That he or she is not an owner, co-owner, or lessee of the premises where the aforementioned organization intends to conduct Bingo, or if said premises are owned by a corporation, that the undersigned is not an officer, director or a stockholder thereof owning more than ten per cent (10%) of the outstanding stock.

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3. That the undersigned is familiar with the provisions of the laws of the State of New York and the Town of Livonia and the N.Y. State regulations pertaining to the conduct of Games of Chance and/or Bingo.
4. **That the undersigned does hereby declare that he or she is a person of good moral character and has never been convicted of a crime, including all misdemeanors such as DWI and all felonies. (Crimes over ten years old are still considered crimes.)**
5. That the undersigned will not receive, directly or indirectly, any commission, salary, compensation, reward or recompense for holding, operating, conducting or assisting in the holding, operating or conducting of the Games of Chance and/or Bingo, nor has the undersigned been promised any such commission, salary compensation, reward or recompense except that if any of the undersigned are bookkeepers or accountants who assist by rendering professional services such as bookkeeper or accountant, a total amount not exceeding the amounts provided by the Rules and Regulations of the New York State Racing and Wagering Board is to be paid.
6. Deponent makes this affidavit knowing that the Town of Livonia relies upon the truth herein in issuing the license to the above-named organization.

Name (printed)	Signature	Residence Address

(Attach additional sheets if needed.)

Date: _____