

REGULAR MEETING, TOWN OF LIVONIA

December 11, 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 December 11, 2014.

PRESENT: Eric Gott, Supervisor
Andy English, Councilmember
Matthew Gascon, Councilmember
Frank Seelos, Councilmember
Colleen West Hay, Clerk

ABSENT: Angela Grouse, Councilmember; Jim Campbell, Attorney, Town of Livonia

OTHERS PRESENT: Village Trustees: William Kurtz, Jr., Robert Leader, Chris Genthner, Ralph Parker; Nick Mazza, Several residents

The Town Board meeting was called to order by Supervisor Gott at 7:00 PM.
The Village Board meeting was called to order by Chris Genthner at 7:00 PM.

The Pledge was led by Robert Leader.

RESOLUTION 149-2014

TOWN BOARD - RE-APPOINT DAN VALLONE AS FIRE COMMISSIONER

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

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

Resolved to re-appoint Dan Vallone to a five-year term (expires December 31, 2019) as Fire Commissioner for the Livonia Joint Fire District.

VILLAGE BOARD - RE-APPOINT DAN VALLONE AS FIRE COMMISSIONER

On motion of Trustee Leader seconded by Trustee Kurtz the following resolution was

ADOPTED Ayes 4 (Genthner, Kurtz, Leader, Parker)
Nays - 0

Resolved to re-appoint Dan Vallone to a five-year term (expires December 31, 2019) as Fire Commissioner for the Livonia Joint Fire District.

Supervisor Gott informed everyone that Bert Brinkerhoff has submitted a letter of resignation from the Livonia Joint Fire Commission, so we will need to run another ad and have another committee to appoint a replacement.

VILLAGE BOARD ADJOURNS

With no further business, on motion of Trustee Kurtz, seconded by Trustee Parker the Village Board adjourned at 7:03 PM. Carried unanimously.

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PRESENTATION OF NYMIR CHECK

Supervisor Gott introduced Nick Mazza, former County Administrator and Board Member for NYMIR. Nick explained that the Town of Livonia paid a “capitalization fee” to join NYMIR for insurance. Every year for five years, NYMIR has been giving towns back a portion of their initial investment. He presented a check to the Town in the amount of \$1,484, which is the town’s fifth and last payment. They have been able to do this because they have generated surpluses over the years. They only insure local government and have been able to keep rates flat every year, and in some cases have been able to reduce rates.

Supervisor Gott reported that he received a letter dated November 25 announcing that their will be no rate increase for 2015.

TOWN CLERK’S REPORT – NOVEMBER 2014

<i>Paid To</i>	<i>Amount Remitted</i>
Supervisor (General Fund)	\$3,766.07
County Treasurer for Dog Licenses	\$213.50
NYS Ag & Mkts for Spay/neuter Program	\$75.00
NYS DECALS	\$2,764.30
State Health Department (Marriage Licenses)	\$45.00
Total Disbursements	\$6,863.87

RESOLUTION 150-2014

ACCEPT NOVEMBER 2014 TOWN CLERK’S REPORT

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

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

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

RESOLUTION 151-2014

APPROVE CONTRACT WITH FIVE STAR BANK FOR TAX COLLECTION

Clerk Hay presented the 2015 contract with Five Star Bank for tax collection for approval. She explained that nothing has changed since last year. The cost will still be twenty cents per bill for processing.

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

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

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Resolved to approve the 2015 contract with Five Star Bank for tax collection and authorize Clerk Hay to sign it.

RESOLUTION 152-2014

APPROVE MINUTES FROM MEETING ON NOVEMBER 20, 2014

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

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

Resolved to approve the November 20, 2014 minutes.

RESOLUTION 153-2014

JANUARY MEETING SCHEDULE

Supervisor Gott brought up the fact that the next board meeting is scheduled for January 1, 2015, but that is a holiday.

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

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

Resolved to cancel the Town Board meeting on January 1, 2015 and have one meeting (organization meeting) in January, on January 15 at 7 PM at the Town Hall.

RESOLUTION 154-2014

APPROVE TREE REMOVAL AT VITALE PARK

Supervisor Gott informed the board that he asked Mo to get a price to remove a large cottonwood tree Vitale Park. The tree is leaning toward the outlet, and he feels it should be taken down before it ends up in the outlet. Brian Galbraith gave a price of \$3,000 to remove the tree, chip the brush and remove the wood. If he leaves the wood, the cost would be \$2,000. Supervisor Gott asked Highway Superintendent Dave Coty if the Highway Department would be able to dispose of the wood, and he said yes.

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

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

Resolved to approve Brian Galbraith to remove the cottonwood tree from Vitale Park and chip the brush at a cost not to exceed \$2,000. Further resolved to approve the Highway Department to remove the leftover wood.

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RESOLUTION 155-2014

BUDGET AMENDMENT

A budget amendment is needed because in November, 2013 (i.e. after adoption of the 2014 budget) a full-time employee chose to enroll in the Town's medical insurance plan with Excellus. She had previously elected to accept the medical insurance payroll buyout.

The cost of the additional premium payments and HSA transfers has caused the medical insurance account to go over budget.

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

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

Resolved to increase the Library Fund budget \$6,400 for 2014; L599-Appropriated Fund Balance and L9060.8-Medical Insurance.

CORRESPONDENCE

- Clerk Hay informed the Board that she received a letter from the Ambulance District and an email from the Lakeville Fire District regarding their recent election results.
- Supervisor Gott said he received a letter of resignation from Bert Brinkerhoff for the Livonia Joint Fire District.

RESOLUTION 156-2014

ACCEPT RESIGNATION OF BERT BRINKERHOFF AND APPOINT COMMITTEE

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

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

Resolved to accept the resignation of Livonia Joint Fire Commissioner Bert Brinkerhoff and to appoint Councilmembers Seelos and Gascon, along with Village Board representatives, to a committee to interview candidates.

ZONING BOARD OF APPEALS VACANCY

Supervisor Gott mentioned that Chris Rider is not interested in being re-appointed to the Zoning Board of Appeals. He spoke with Building and Zoning Director Adam Backus and his clerk, Jeanne Brown, about advertising for a replacement.

PRIVILEGE OF THE FLOOR

- Councilmember Seelos asked if there was an update on the library. Supervisor Gott answered that a meeting is in the process of being re-scheduled to December 18 at 6:30. The architects will be there and we will see what the new figures will be.
- Councilmember Seelos also asked if there was an update on the breakwall repairs at Vitale Park. Supervisor Gott replied that there has been no progress.

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RESOLUTION 157-2014

AUDIT OF CLAIMS

Supervisor Gott pointed out that the library architects asked to get a draw because they have to re-vamp the design. There is a voucher in today's Abstract for \$25,000. There is a balance owed to them that will not be paid until the work is complete.

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

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

Resolved to pay claims 1823-1886 in the amount of \$213,954.15 from the Abstract dated December 10, 2014.

With no further business, on a motion of Councilmember English seconded by Councilmember Gascon the meeting was adjourned at 7:23 PM. Carried unanimously.

Respectfully Submitted,

Colleen West Hay, Town Clerk