REGULAR MEETING, TOWN OF LIVONIA
November 17, 2016

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 November 17, 2016.

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 Town Board meeting was called to order by Supervisor Gott at 7:00 PM.
Matt Gascon led the pledge.

OPEN SESSION
Supervisor Gott reported that it appears as though our budget is in fantastic shape this year. Even with the purchase of a new copier and the possible purchase of an Utility Task Vehicle (UTV), we will be adding to the fund balance once again. Supervisor Gott will have full budget reports in January.

RESOLUTION 145-2016
APPROVE MEETING MINUTES
On motion of Councilmember English seconded by Councilmember Gascon the following resolution was
ADOPTED Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)
Nays – 0

Resolved to approve the meeting minutes from November 3, 2016.

TOWN CLERK'S UPDATES – 11/16/16

Dog Census
- Clerk Hay reported that she sent the names of 28 individuals to dog control who have indicated that they have a dog or dogs and who have not licensed them within 30 days.

Local Government Records Management Improvement Fund Grant

- CMIT started installing the server today. They report that we still have computers that are running on Windows XP and Windows 10 Home Version. These are not compatible with the new Domain and pose a security risk. They recommend that we replace the Windows XP computers and purchase Windows 10 Professional OS for Adam's and Alison's computers.
- 51 boxes were sent to Image Data on 11/7. Image Data will be ready for more boxes on the first to second week of December. Supervisor Gott will check to see if anyone from the county is going to Albany during that time frame to be able to take boxes.
- Image Data will send back the records that are done at that time.
- We are still working on the SBLs and have started maps. If there is time/money, we will include additional files.

RESOLUTION 146-2016
APPROVE TOWN CLERK REPORT
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 approve the Town Clerk report.

RESOLUTION 147-2016
MASONRY PROPOSAL FOR EDUCATION CENTER
Supervisor Gott shared that we obtained two quotes for labor to do the masonry floor and block work for the Education Center at Vitale Park: Jim Kearny at $5,000 and Ken Panipinto at $6,000.

On motion of Councilmember English seconded by Councilmember Gascon the following resolution was
ADOPTED Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)
Nays – 0

Resolved to hire Jim Kearny at $5,000 for labor to do the masonry floor and block work for the Education Center at Vitale Park.

RESOLUTION 148-2016
ACCEPT PROPOSAL FOR ASBESTOS SURVEY
Building and Zoning Director Adam Backus received two estimates for an Asbestos Survey for the old Education Center at Vitale Park. The proposals were within pennies of

each other. Mr. Backus recommends that the Town Board chose Lozier Environmental Consulting, Inc. because their quote includes three times as many samples as the other company's quote.

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 accept the proposal from Lozier Environmental Consulting, Inc. for an asbestos survey of the old Education Building at Vitale Park at a cost of $2,276.

RESOLUTION 149-2016
RADIO EQUIPMENT AGREEMENT WITH COUNTY
Supervisor Gott shared that the County undertook a huge grant funded project to upgrade the county's emergency communications system. The project is now entering the implementation stage, which requires the integration of law enforcement, fire, emergency medical services and town highway related communications equipment in order for the upgrade project to be operational. The Town Board needs to pass a resolution approving a user agreement between the Town and the County to accept the radios and responsibility for them. Attorney Campbell has reviewed the agreement and has no issue with it.

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 approve the Agreement By and Between the County of Livingston and the Town of Livonia for discounted purchase pricing for radio communications and related equipment until December 15, 2019; and further

Resolved to accept the radio communications equipment upon the terms and conditions outlined in said Agreement.

RESOLUTION 150-2016
INTERMUNICIPAL AGREEMENT WITH LIVINGSTON COUNTY
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 renewal of the Inter-municipal Agreement for Machinery, Tools, Equipment and Services Sharing for one additional twelve month period commencing 01/01/2017 and terminating on 12/31/2017.

DISCUSS UTV FOR PARK

Supervisor Gott mentioned that Vitale Park workers Mo and John are doing a larger scope of work at Vitale Park than has previously been done. As discussed at the last board meeting, Councilmember English has obtained two quotes, one from Lakeland and one from Mattie's, for a UTV to assist them with their work. Supervisor Gott stated that it was not necessary to put it out to bid, because according to our purchasing policy, the price is below the bid threshold.

It has come to our attention that Minnehan's is selling a used 2010 UTV (1,500 hours) with a plow and heated cab. They are asking $8,500. Jim Campbell, Attorney for the Town, advised Supervisor Gott that the Town can buy from an individual without a problem.

Supervisor Gott asked the Town Board to approve the purchase of the used Bobcat from Minnehan's, provided that Jennings checks it out and agrees that it is in good shape. If Jennings feels that the Bobcat is not in good shape, then he would like approval to purchase a new John Deere from Lakeland's not to exceed their quote.

RESOLUTION 151-2016

APPROVE UTV PURCHASE FOR VITALE PARK

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

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

Resolved to approve the purchase of a used Bobcat, plow and cab from Minnehan's for a cost of $8,500, provided that Jennings checks the machine over ahead of time and says it is in good shape; and further

Resolved that if the used Bobcat is not approved by Jennings, then Supervisor Gott is authorized to purchase a new John Deere UTV from Lakeland's for a price not to exceed $9,022.

RESOLUTION 152-2016

AGREEMENT TO SPEND TOWN HIGHWAY FUNDS

Supervisor Gott reviewed the Agreement to Spend Town Highway Funds as submitted by

Highway Superintendent Dave Coty.

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 approve the 2017 Agreement to Spend Town Highway Funds in the amount of $594,760 for general repairs on 57.15 miles of town highways to include payroll, crushed stone, culvert pipes, ditching, chip paving, stripping, black top, rocks, patching and grinding on Stone Hill Road, Backus Road, Niver Road, Decker Road, Cleary Road, Kathryn Way, and upper Big Tree.

RESOLUTION 153-2016
APPOINT MARGARET GRAF LINSNER AS JUSTICE
Supervisor Gott reminded everyone that a committee was formed from the Village Board and Town Board to interview candidates for the position of Justice and make a recommendation for appointment. He thanked Councilmembers Grouse and Seelos for serving on the committee.

Councilmember Grouse explained that the committee received six letters of interest, but because one candidate staged a write-in campaign, the committee decided to wait and see what would happen at the election. Margaret Graf Linsner won the election and the committee decided to recommend her for appointment. They felt that it would not make sense to train and pay someone else to serve from now until December 31. They recommend that Ms. Linsner be appointed now so that she can get in the office, attend training, and serve starting in December.

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 appoint Margaret Graf Linsner as Justice effective November 17, 2016 to December 31, 2016.

COURT TO ACCEPT ONLINE PAYMENTS
Court Clerk Kolleen Redman reported that the court office goal is to start accepting online payments after the first of the year. The office will continue to take payments in the office as well; this will just offer another payment method to defendants. Fees associated with the payment processing will be incurred by defendant, not the Town.

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VITALE PARK EDUCATION CENTER
Supervisor Gott reported that he met with Charlie Braun and Gene Bolster regarding the Education Center at Vitale Park. He reported that the Town and Conesus Lake Association (CLA) will work on an agreement that will outline responsibilities and of each party. The CLA is currently conducting a fund drive. They plan to earmark up to $20,000 for items for the building. Both sides are looking forward to partnering together.

Councilmember English asked if we had a demolition date set yet. Supervisor Gott replied that the LCWSA was going to turn the water off today, while electric and other utilities still need to be turned off. Mr. Braun reminded the Board that there is a phone line in the building and he is not sure if there is an internet connection or not, but we should make sure that those are disconnected as well.

LIBRARY UPDATE
The Friends of the Livonia Library have received their 501(c)3 tax exempt status. They are conducting fundraising campaigns to continue to offset the cost of furniture, fixtures, etc.

Supervisor Gott reported that the building crew is currently parking in the Community Bank parking lot. While it is not convenient for the construction workers, it is better for the neighbors. He added that this is a huge construction project on a very small lot, and we are trying to be good neighbors.

FIRE COMMISSIONER APPOINTMENT FOR LIVONIA JOINT FIRE DISTRICT
Councilmember Seelos reported that it is time to appoint a fire commissioner to a five-year term for the Livonia Joint Fire District. The incumbent is John Bair, and he would like to continue as commissioner. Both the Town Board and the Village Board are in favor of re-appointing Mr. Bair. It is the Town Board's turn to attend the Village Board meeting to make that appointment. The Town Board agreed to attend the next Village Board meeting on December 14 at 7 PM to take care of the appointment. Clerk Hay will advertise it and put it on the web site.

RESOLUTION 154-2016
AUDIT OF CLAIMS
On motion of Councilmember Grouse seconded by Councilmember Seelos the following resolution was
ADOPTED Ayes - 5 (Gott, English, Gascon, Grouse, Seelos)
Nays – 0

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Resolved to pay claims 842 to 893 in the amount of $53,544.52 from the Abstract dated 11/17/2016.

With no further business, on a motion of Councilmember English seconded by Councilmember Gascon the meeting was adjourned at 7:30 PM. Carried unanimously.

Respectfully Submitted,

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Colleen West Hay, Town Clerk