

## **REGULAR MEETING, TOWN OF LIVONIA**

June 17, 2021

A regular meeting of the Town Board of the Town of Livonia, County of Livingston and the State of New York was held at Vitale Park in Lakeville, NY on June 17, 2021.

**PRESENT:** Eric Gott, Supervisor  
Joseph Breu, Councilmember  
Peter Dougherty, Councilmember  
Andy English, Councilmember  
Matt Gascon, Councilmember  
Hayley Anderson, Clerk  
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. Councilmember Breu led the pledge.

### **PRIVILEGE OF THE FLOOR**

Barb VanZandt spoke and requested to hook up to Town Water while doing her upgrades at her home. Barb states that after review she needs approval from the Board, and the quote for the project has increased drastically. Supervisor Gott advised that the town has authorized income studies to be done to hopefully put water in on all her properties.

Mary Underhill presented from the Livingston County Watershed and reports with updates on the research taking place in the lake and tributaries, SUNY Brockport and SUNY Geneseo students are conducting the research. State boat launches are open and staffed and decontamination equipment is operational. Now have a drone, underwater camera and ROV. These resources help be proactive against invasive species in our waterways.

Councilmember English stated Mo Watson asked for the board to approve another camera, out by the road at Vitale Park. This will improve safety at the park considering recent incidents. The board would like to get information from the power company before approval to make sure this is possible.

Clerk Anderson reported she is fielding a lot of calls inquiring about Vitale Park being closed on July 3<sup>rd</sup>. Councilmember English discussed his concerns now that the restrictions have been lifted by the Governor. Supervisor Gott explains that if the park were going to be open for the third, the decision would have needed to be made sooner. Organizing an event of that size takes time, vendors such as the porta potty's, security

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and most importantly staff. The board agreed that next year, this should not be an issue, and the plans can be made accordingly.

RESOLUTION 81-2021

**APPROVE MEETING MINUTES FROM 5/20/2021**

On motion of Councilmember Breu seconded by Councilmember Dougherty the following resolution was

ADOPTED Ayes - 5 (Gott, English, Gascon, Breu, Dougherty)  
Nays – 0

Resolved to approve the meeting minutes from 5/20/2021.

RESOLUTION 82-2021

**FARMLAND PROTECTION PROGRAM-GENESEE VALLEY CONSERVANCY**

Matt Halladay presented and states-

Livonia has made protecting agriculture with a conservation easement a priority through its adoption of a Right to Farm law and a Farmland Protection Plan. This FPIG application-the Town's first-and the continued availability of the NYSDAM Farmland Protection program will support the Town as it seeks to maintain agriculture as an important land use and industry in our community, while balancing competing land uses with other economic needs.

276 acres will be protected land.

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

ADOPTED Ayes - 5 (Gott, Gascon, Breu, Dougherty, English)  
Nays – 0

Resolved to support the Fire Creek Farms application to the New York State Farmland Protection Implementation Grants (FPIG) being submitted by Genesee Valley Conservancy.

RESOLUTION 83-2021

**VITALE PARK PROJECT GRANT**

Approval for bridge project came this week. The timber needs to be ordered for the decking. The cost is \$21,000 and will be reimbursed by the state within 2-3 months. County Highway anticipates building the bridge this fall.

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

ACCEPTED Ayes - 5(Gott, English, Gascon, Breu, Dougherty)  
Nays – 0

Resolved to approve Supervisor Gott signing the approval for the timber to be ordered for the decking.

RESOLUTION 84-2021

**TOWN CLERK’S REPORT – MAY 2021**

Paid to Supervisor	\$4,080.20
Paid to County Treasurer for Dog Licenses	\$231.00
NYS Comptroller’s Office (Bingo and Games of Chance Licenses)	\$0
Paid to NYS Ag & Markets for the Spay/Neuter Program	\$82.00
Paid to NYS Environmental Conservation for Hunting/Fishing Licenses	\$533.80
State Health Department (marriage licenses)	\$135.00
<b>TOTAL DISBURSEMENTS</b>	<b>\$5,062.00</b>

Clerk Anderson shared quotes she received from Lineage and Xerox for a new copier/scanner/printer. Our current machine will no longer be serviced and obtaining parts will no longer be possible. She discussed both quotes with Bookkeeper Hay and compared capabilities and pricing. She reported that it is her opinion it would be best for the entire Town Hall to go with the quote from Lineage. This will allow every department to work together, securely, and efficiently. The lease is a 5-year lease. These products are ever changing, improving and evolving. We do not pay for prints we do not use or supplies we do not use. This machine will allow the Town Hall to enter the current era, and aid in eliminating as much paper as possible, while safely keeping our records.

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

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to approve Town Clerk’s report for May 2021.

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RESOLUTION        85-2021  
**LINEAGE COPY/SCAN/PRINTER**

On motion of Councilmember Breu seconded by Councilmember Dougherty the following resolution was

ADOPTED    Ayes -            5 (Gott, Breu, Dougherty, English, Gascon)  
                 Nays –            0

Resolved to lease the machine through Lineage and authorize Clerk Anderson sign into contract.

RESOLUTION        86-2021  
**INTRODUCE LL #1 – 2021 - SOLAR ENERGY SYSTEMS**

Town Attorney, James Campbell officially presents a proposed Local Law to create Article 17 of chapter 150 of the zoning ordinance.

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

ADOPTED    Ayes -            5 (Gott, English, Gascon, Breu, Dougherty)  
                 Nays –            0

Resolved to acknowledge presentation of proposed LL #1 - 2021, a proposed Local Law to create Article 17 of chapter 150 of the zoning ordinance -Solar Energy Systems; and further

Resolved to authorize the Attorney for the Town to refer said proposed Local Law to the Livingston County Planning Board pursuant to General Municipal Law 239-m.

RESOLUTION        87-2021  
**INTRODUCE LL#2-2021 - BATTERY ENERGY STORAGE SYSTEMS**

Town Attorney James Campbell officially presents a proposed Local Law to create Article 18 of Chapter 150 of the Zoning Ordinance.

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

ADOPTED    Ayes -            5 (Gott, English, Gascon, Breu, Dougherty)  
                 Nays –            0

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Resolved to acknowledge presentation of proposed LL #2 - 2021, a proposed Local Law to create Article 18 of chapter 150 of the zoning ordinance - Battery Energy Storage Systems; and further

Resolved to authorize the Attorney for the Town to refer said proposed Local Law to the Livingston County Planning Board pursuant to General Municipal Law 239-m.

RESOLUTION 88-2021

### **SHORELINE RESTORATION PROJECT-ADOPT FINDINGS OF SEQR**

The Town Board reviewed State Environmental Quality Review Short Environmental Assessment Form (SEQR SEAF) documents relative to the Shoreline Restoration Project.

On motion of Councilmember Breu seconded by Councilmember Dougherty the following resolution was

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays - 0

Resolved to adopt the answers made on Part 2 of the SEQR SEAF for the Shoreline Restoration Project as the official findings of Part 2.

RESOLUTION 89-2021

### **SHORELINE RESTORATION PROJECT- NEGATIVE DECLARATION**

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

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays - 0

Resolved to adopt a negative declaration for the Shoreline Restoration Project based on the official findings of Part 2 of the SEAF, stating that there is a determination that no negative environmental effects will take place because of the proposed action.

RESOLUTION 90-2021

### **SHORELINE RESTORATION PROJECT-AUTHORIZE SUPERVISOR TO SIGN SEQR DOCUMENTS**

On motion of Councilmember E seconded by Councilmember G the following resolution was

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays - 0

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Resolved to authorize Supervisor Gott to sign all SEQR documents relative to the Shoreline Restoration Project.

RESOLUTION 91-2021

**REPLACEMENT OF ACCESS PIPE TO PARK-ADOPT FINDINGS OF SEQR**

The Town Board reviewed State Environmental Quality Review Short Environmental Assessment Form (SEQR SEAF) documents relative to the replacement of the access pipe at Vitale Park.

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

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to adopt the answers made on Part 2 of the SEQR SEAF for the replacement of an access pipe at Vitale Park as the official findings of Part 2.

RESOLUTION 92-2021

**REPLACEMENT OF ACCESS PIPE TO PARK-NEGATIVE DECLARATION**

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

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to adopt a negative declaration based on the official findings of Part 2 of the SEAF for the replacement of an access pipe at Vitale Park, stating that there is a determination that no negative environmental effects will take place because of the proposed action.

RESOLUTION 93-2021

**REPLACEMENT OF ACCESS PIPE TO PARK-AUTHORIZE SUPERVISOR TO SIGN SEQR DOCUMENTS**

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

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

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Resolved to authorize Supervisor Gott to sign all SEQR documents relative to the Vitale Park access pipe replacement.

RESOLUTION 94-2021

**AUDIT OF CLAIMS**

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

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to pay claims 447-475 dated 06-03-2021 in the amount of \$200,327.99

RESOLUTION 95-2021

**AUDIT OF CLAIMS**

On motion of Councilmember Breu seconded by Councilmember Dougherty the following resolution was

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to pay claims 476-795 dated 06-10-2021 in the amount of \$7,290.27

RESOLUTION 96-2021

**AUDIT OF CLAIMS**

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

ADOPTED Ayes - 5 (Gott, Breu, Dougherty, English, Gascon)  
Nays – 0

Resolved to pay claims 496-535 dated 06-17-2021 in the amount of \$71,791.79

With no further business, on a motion of Councilmember Gascon seconded by Councilmember English the meeting was adjourned at 8:10PM. Carried unanimously.

Respectfully Submitted,

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Hayley Anderson  
Town Clerk

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