

TOWN BOARD MEETING, TOWN OF LIVONIA

October 17, 2024

A 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 Street Livonia NY 14487

PRESENT: Eric Gott, Supervisor
Joseph Breu, Councilmember
Peter Dougherty, Councilmember
Andy English, Councilmember
Matt Gascon, Councilmember
Hayley Woodruff, 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. Scott Marshall led the pledge of allegiance.

PRIVILEGE OF THE FLOOR

A resident expressed his continued concern about the amount of Livonia Fire District budget. The board expressed their agreement that the budget is high, however the fire commissioners did drop the budget roughly 25% from last year.

Scott Marshall expressed that the biggest concern for the Ambulance is the capital reserve, and asked the board if they could assist on that.

A member of the fire department added that a Fire engine twenty six years ago cost \$280k and the same exact truck today, with no added bells and whistles cost over one million dollars.

The board members stated it was time to start talking about a merger again, but the struggle is to get Lakeville on board. However they're essentially getting free emergency services as they're not paying adequate taxes, and Livonia is servicing all their calls.

DISCUSSION ON NEW PLAYGROUND AT VITALE PARK

Two residents came and proposed a new playground at Vitale Park. A plan was presented to the board with ideas and inclusion equipment. The park is currently operating with equipment from 1996. Supervisor Gott advised that the Town of Livonia has received a \$20,000 grant from the county. Moe Watson and Councilman English have been working on obtaining estimates and designs. The board did add money to the budget to assist on this project. The residents expressed that the deteriorating playground equipment is causing parents to have to go to other towns to take their kids to a safe

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playground. They asked if the board was open to community and parent involvement in this project. The board accepted community input advised that this could still be a few year long project. Councilman English advised he has been in touch with Bears playgrounds who are significantly cheaper on the front end, for a nice setup; however the cost of maintaining the playground could be concerning. More to come on this project.

DISCUSSION ON WATER DISTRICT

Attorney Campbell advises that Eric Wies delivered the map plan and report for consideration at last meeting, he then met with the committee which resulted in minor refinements. Today, he delivered the final version of the map plan and report. The next step is by resolution is to accept the map plan and report so the subsequent steps necessary can be taken to move forward. Next step would be to move to public hearing. The map plan and report will be officially filed in the Town Clerk's office Friday 10/18/2024. He suggested a special meeting to schedule the public hearing, so that it could be at the November meeting. Saving the month could be preferable in regard to the funding process.

RESOLUTION 108-2024

In the Matter of the Formation of the Town of Livonia Central Livonia Water District and Construction of Water Facilities and Improvements
Located Therein, Within the Town of Livonia,
Livingston County, New York.

RESOLUTION

WHEREAS, the Town Board of the Town of Livonia is considering the construction of certain water delivery improvements within a new water district yet to be perfected and to be known as the "Town of Livonia Central Livonia Water District;" and

WHEREAS, the improvements are to be located in various areas through a portion of the Town of Livonia, County of Livingston and State of New York; and

WHEREAS, prior to completion of the improvements and the financing thereon, a district formation must be perfected to create the "Town of Livonia Central Livonia Water District;" and

WHEREAS, in order to facilitate the creation of the "Town of Livonia Central Livonia Water District" and the intended infrastructure improvements therein, the Town

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Board adopted a resolution on March 13, 2024, authorizing the engagement of Clark Patterson Lee to prepare a Map, Plan and Report to provide the details of the improvements and the costs of such improvements to take place within the newly created district; and

WHEREAS, the cost of such Map, Plan and Report is intended to be borne by the district to be formed in which such improvements will be made; and

WHEREAS, Clark Patterson Lee has prepared such Map, Plan and Report with respect to the establishment of the “Town of Livonia Central Livonia Water District” and all improvements intended to be made therein and presented the same to the Livonia Town Board; and

WHEREAS, the Livonia Town Board now wishes to accept such Map, Plan and Report so that it may schedule a Public Hearing regarding the potential creation of the “Town of Livonia Central Livonia Water District”;

NOW THEREFORE, be it

ORDERED by the Town Board of the Town of Livonia as follows:

1. That the Town Board of the Town of Livonia has been presented with the Map, Plan and Report for the “Town of Livonia Central Livonia Water District” as prepared by Clark Patterson and Lee and hereby accepts the same on behalf of the district to be formed; and
2. Any all costs associated with such Map, Plan and Report shall be passed on to the “Town of Livonia Central Livonia Water District” excepting and unless a valid petition is filed seeking a referendum pursuant to Article 7 of the New York State Town Law, in which case there will be a vote of all eligible persons within the district to be formed. Should the referendum result in the district not being formed, or should the district not be formed for any other reason, the cost of such Map, Plan and Report shall become an expense of the Town as a whole and shall be paid out of the Town’s General Fund.

The question of the adoption of the foregoing Resolution was duly submitted for approval by vote of the Livonia Town Board on Thursday, October 17, 2024, recorded as follows:

On motion of Councilmember Gascon seconded by Councilmember English

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Vote of the Board: **Councilperson Joseph Breau** **aye**
 Councilperson Peter Dougherty **aye**
 Councilperson Andrew English **aye**
 Councilperson Matt Gascon **aye**
 Supervisor Eric R. Gott **aye**

This is to certify that I, the undersigned, Clerk of the Town Board of the Town of Livonia, Livingston Count, New York, was duly adopted by the Town Board of said Town on date above, and that the same is a true and correct transcript of said resolution.

In witness where of I have here unto set my hand and the official seal of the Town Clerk this 17th day of October, 2024.

Hayley Woodruff – Town Clerk

RESOLUTION 109-2024

SCHEDULE SPECIAL MEETING FOR OCTOBER 21, 2024 AT 5:00PM

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

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

Resolved to schedule a Special Meeting on 10/21/2024 at 5:00pm at the Livonia Town Hall, 35 Commercial St. Livonia NY 14487 to set a Public Hearing for the Town of Livonia Central Water District Map Plan and Report.

RESOLUTION 110-2024

APPROVE MEETING MINUTES FROM SEPTEMBER 19, 2024

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

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

Resolved to approve the Meeting Minutes from September 19, 2024

RESOLUTION 111-2024

APPROVE SPECIAL MEETING MINUTES FROM OCTOBER 9, 2024

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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 approve the Special Meeting Minutes from October 9, 2024

RESOLUTION 112-2024

TOWN CLERK REPORT

Paid to Supervisor for the General Fund	\$2,942.26
Paid to County Treasurer for Dog Licenses	\$252.00
NYS Comptroller’s Office (Bingo and Games of Chance Licenses)	\$0.00
Paid to NYS Ag & Markets for the Spay/Neuter Program	\$88.00
Paid to NYS Environmental Conservation for Hunting/Fishing Licenses	\$6,796.24
State Health Department (marriage licenses)	\$157.50
TOTAL DISBURSEMENTS	\$10,236.00

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

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

Resolved to approve Clerk Woodruff’s monthly report for September

RESOLUTION 113-2024

SET PUBLIC HEARING WATER AND SEWER UNIT CHARGES

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

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

Resolved to set the public hearing for Water and Sewer unit charges to November 21, 2024 at 7PM at the Livonia Town Hall.

INTRODUCTION OF 2025 TOWN BUDGET

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See attached.

RESOLUTION 114-2024

SET PUBLIC HEARING FOR LOCAL LAW #1-2024 OVERRIDE TAX LEVY LIMIT

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

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

Resolved to set the public hearing date for November 21, 2024 at 7:00pm at the Livonia Town Hall.

RESOLUTION 115-2024

SET SALARIES FOR ELECTED OFFICIALS

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

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

Resolved to set the following 2025 salaries for certain elected officials: Justices \$17,741; Councilmembers \$9,070; Supervisor \$43,075; Town Clerk \$52,733; Highway Superintendent \$78,602.

DISCUSSION ON DRINKING WATER DISTRIBUTION

Asked by residents to have a small container fill station. Supervisor Gott advised that outdoor units have a starting cost around 40k, the Town may need to look into a local business to have a fill station similar to Wal-Marts.

DISCUSSION ON ASSESSOR CONSULTANT

Lisa Bennett has asked to consider hiring Sylvia Staples, to assist with the update. The Proposal submitted was a total cost of \$5,000 between two years. \$2,500 a year in preparation for the 2026 update. She will come in and help Carlton be prepared. The board agrees this will be money well spent.

RESOLUTION 116-2024

CONTRACT SYLVIA STAPLE FOR UPCOMING ASSESSMENT UPDATE

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

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

Resolved to not hire Sylvia Staples as to consult for the upcoming Assessment update at a cost not to exceed \$5,000.

RESOLUTION 116-2024

AUDIT OF CLAIMS

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

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

Resolved to pay claims 777-778 in the amount of \$19,204.33 from the Abstract dated October 1, 2024.

RESOLUTION 117-2024

AUDIT OF CLAIMS

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

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

Resolved to pay claims 779-799 in the amount of \$146,823.39 from the Abstract dated October 3, 2024.

RESOLUTION 118-2024

AUDIT OF CLAIMS

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

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

Resolved to pay claims 800-847 in the amount of \$121,457.81 from the Abstract dated October 17, 2024

RESOLUTION 119-2024

ENTER EXECUTIVE SESSION TO DISCUSS THE EMPLOYMENT HISTORY

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OF A SPECIFIC INDIVIDUAL

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 Enter Executive Session at 7:43pm.

RESOLUTION 120-2024

RETURN TO OPEN SESSION

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

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

Resolved to return to Open Session at 8:13pm

With no further business, on a motion of Councilmember English seconded by Councilmember Breu the meeting was adjourned at 8:13pm. Carried unanimously.

Respectfully Submitted,

Hayley Woodruff
Town Clerk