

TOWN BOARD MEETING, TOWN OF LIVONIA

March 20, 2024

A 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 St Livonia NY 14487

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.
Charlie Beecher led the pledge.

PRIVILEGE OF THE FLOOR

Charlie Beecher addressed the Town Board about an Ag District and Special District Exemption. He relayed to the Board that when a parcel qualifies as an ag district the assessor values it based on soil. He complimented the work of the assessor's office in Livonia. He presented that when a parcel qualifies for an exemption it does not apply to special districts-specifically the fire district. He asked the Board to consider the ag exemption to apply to special districts across the board for School, and Town and County taxes as well. Supervisor Gott stated he would like the Town attorney to review the law that Mr. Beecher presented. Mr. Beecher asked for the Town Board to consider a local law for ag district exemptions.

Attorney Campbell advised that he would research some model language for a local law, and what the pros and cons for the municipality as a whole are. He will also meet with Lisa Bennett for her input for the numbers as well.

A resident asked about the water project-Supervisor Gott advised no news at this point. Waiting for the 30-day period for the map plan and report to expire before the income study.

Residents of Kathryn's way came and raised concerns about the flooding on the property behind them. The deed of the landowner behind them has it listed as a detention pond, not a retention pond. The resident states that the owner needs to come up with a long-term solution, as they can't even enjoy their property because of the issues caused by the flooding. The Board stated they will make sure that building and zoning makes this issue

TOWN BOARD MEETING, TOWN OF LIVONIA

March 20, 2024

a priority.

A resident came to express concern about an issue that happened at the Public Library. She expressed that she goes to the Library because her internet is always hacked and she was asked to be off of the computers by 2pm so that Teen Time could begin. She states that there was a confrontation between herself and a staff member, and that she was suspended from the library for 30 days for “breaking code of conduct”. She stated she is not happy with the environment at the Library. The resident states she is always hacked, and her email is always taken over, and her phone is always hacked and taken over by her stalker. She changes her phone number all the time and Verizon always sends her new phones. She stated she utilizes the Library for the Internet. Supervisor Gott advised that the Board is working on a resolution.

Councilman Breu reported that John Ellis of the Hemlock Fire Department got 2021 and 2022 audits completed and the state accepted them, he also got approval for an extension on 2023.

Councilman Breu also reported Matt Cicero spoke with Conesus Town Board and they are looking to match 1/3rd of funding that Livonia gives to the ambulance. Supervisor Gott stated that may be steep for the Town of Conesus, but this is a great step in the right direction for the Ambulance.

RESOLUTION 39-2024

APPROVE MEETING MINUTES FROM 2/15/2024 and 3/13/2024

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

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

Resolved to approve the Meeting Minutes from February 15, 2024 and March 13, 2024.

RESOLUTION 40-2024

TOWN CLERK REPORT

Paid to Supervisor for the General Fund	\$10,382.55
Paid to County Treasurer for Dog Licenses	\$126.00
NYS Comptroller’s Office (Bingo and Games of Chance Licenses)	\$0.00
Paid to NYS Ag & Markets for the Spay/Neuter Program	\$44.00
Paid to NYS Environmental Conservation for Hunting/Fishing Licenses	\$422.12

TOWN BOARD MEETING, TOWN OF LIVONIA

March 20, 2024

State Health Department (marriage licenses)	\$22.50
TOTAL DISBURSEMENTS	\$10,997.17

Tax Collection is going well, as of today have collected \$9,397,725.87 on 3,525 postings which is 94%.

Shredding event will be June 8th from 9am-11am at the Town Barns, 50 Commercial St.

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

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

Resolved to approve Clerk Anderson’s monthly report.

DISCUSSION ON SHORT TERM RENTAL ORDINANCE

Supervisor Gott asked the Board if they were interested in having Attorney Campbell draft some language for short term rental ordinance. Councilman English stated he would like to see how the Town of Geneseo’s new local law goes before putting anything into place. The Board agreed as there have not been many complaints recently. The Town Board will re-visit this in an upcoming meeting.

RESOLUTION 41-2024

AUTHORIZE 30 DAY WAIVER FOR SOLITUDE BREWING COMPANY

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

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

Resolved to waive the 30-day notice for Solitude Brewing Company for the State Liquor Authority.

DISCUSSION ON ECLIPSE DAY AT VITALE PARK

Park will be open, and Andy will alert Moe that the park will be busy.

RESOLUTION 42-2024

APPROVE USE OF ARPA FUNDS FOR BOX CULVERT FEES ASSOCIATED WITH BLANK ROAD PROJECT TO THE L.C. WHITFORD CO., INC

On motion of Councilmember Breu seconded by Councilmember English the following

TOWN BOARD MEETING, TOWN OF LIVONIA

March 20, 2024

resolution was

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

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF LIVONIA, NEW YORK, ACCEPTING FUNDING FROM THE AMERICAN RESCUE PLAN ACT AND AMENDING THE TOWN'S ADOPTED BUDGET FOR THE FISCAL YEAR ENDING DECEMBER 31, 2022 SO AS TO APPROPRIATE THE FUNDS RECEIVED BY THE TOWN FROM THE AMERICAN RESCUE PLAN ACT

WHEREAS, on March 11, 2021, Joe Biden, the President of the United States of America, signed into law the American Rescue Plan Act (ARPA) which provides financial assistance to assist in the continued relief from the impact of the Covid-19 pandemic; and

WHEREAS, approximately \$350 billion of The ARPA funding was allotted to assist the United States' state, local, tribal, and territory governments in responding to the coronavirus pandemic; and

WHEREAS, Sections 602(b) and 603(b) of the Social Security Act as added by section 9901 of the American Rescue Plan Act, Pub. L No. 117-2 (March 11, 2021) authorized the Department of the Treasury to make payments to certain recipients from the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund; and

WHEREAS, the Town of Livonia (the Town) is expected to receive \$627,485.28 in funding; such funding to be received in two tranches, with approximately one half within 60 days of the plan passage, and the remaining funding approximately 12 months later; and

WHEREAS, the Town has received the first tranche of ARPA funds from the United States Department of Treasury via transfer from the State of New York in the amount of \$313,742.64; and

WHEREAS, the Town previously allocated \$156,871.32 for the purchase of Ambulance Equipment on April 21, 2022 leaving a balance received of \$156,871.33; and

WHEREAS, the Town Board recognizes that periodic modifications to the adopted budget for the fiscal year are necessary for fiscal management purposes and to implement changes to the Town Board's fiscal policy which have occurred after the adoption of the Fiscal Year 2022 Budget;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF LIVONIA, NEW YORK :

SECTION 1. The Town Board hereby amends the Town's adopted Budget for Fiscal Year 2022, to allocate ARPA funds in the amount of \$112,786.96, to L.C. Whitford for box culvert fees associated with Blank road and authorizes an interfund transfer from the Town's (A) 691 Deferred Revenues Account (where the ARPA funds are being held) to the (A) 1440.4 Engineer Contractual line.

SECTION 2. This Resolution shall become effective immediately upon execution.

TOWN BOARD MEETING, TOWN OF LIVONIA

March 20, 2024

RESOLUTION 43-2024

UPDATE HOURLY RATE FOR LIBRARY PAGE POSITION

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

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

Resolved to update the hourly rate of the Library Page Position from \$14.97 to \$15.00 effective 1/1/2024

RESOLUTION 44-2024

APPROVE HIRE OF NANCY PIGNO AS CHILDREN AND FAMILY SERVICES PROGRAM COORDINATOR

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

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

Resolved to hire Nancy Pigno for the position of Children and Family Services Coordinator for the Public Library, with an annual salary of \$40,767 effective 3/4/2024.

RESOLUTION 45-2024

APPROVE HIRE OF GABRIELLE STUTES AS LIBRARY CLERK

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 hire Gabrielle Stutes as Library Clerk at a rate of pay of \$15.00 an hour effective 3/7/2024.

RESOLUTION 46-2024

APPROVE HIRE OF ANTHONY DALESSANDRO AS PAGE

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

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

TOWN BOARD MEETING, TOWN OF LIVONIA

March 20, 2024

Resolved to hire Anthony Dalessandro as Page at a rate of pay of \$15.00 an hour effective 3/11/2024.

RESOLUTION 47-2024

AUDIT OF CLAIMS

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

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

Resolved to pay claims 135-176 in the amount of \$172,868.23 from the Abstract dated February 29, 2024.

RESOLUTION 48-2024

AUDIT OF CLAIMS

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 pay claims 177-201 in the amount of \$9,353.52 from the Abstract dated March 7, 2024.

RESOLUTION 49-2024

AUDIT OF CLAIMS

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

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

Resolved to pay claims 202-240 in the amount of \$103,434.21 from the Abstract dated March 21, 2024.

With no further business, on a motion of Councilmember Breu seconded by Councilmember Dougherty the meeting was adjourned at 7:47PM . Carried unanimously.

Respectfully Submitted,

TOWN BOARD MEETING, TOWN OF LIVONIA

March 20, 2024

Hayley Anderson
Town Clerk