

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

November 18, 2021

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 St. Livonia, NY on November 18, 2021.

**PRESENT:** Eric Gott, Supervisor  
Joseph Breu, Councilmember-Not Present  
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 Dougherty led the pledge.

### **PRIVILEGE OF THE FLOOR**

A resident came and asked what the time frame is for the water project. Supervisor Gott advised the address list will be built and the FAQ's will be sent out. Gott advised no approval on income study yet and advised the decision will be based on income and interest. The Town Board will decide on grant funding, cost and if NYS will let us move forward- Only so much can be levied on each property and NYS will not let the town go over the threshold. Supervisor Gott advised we are still months away from that. A Resident advised that homeowners are advised to voluntarily have water tested and offer results. Supervisor Gott advised that would help at the time of funding application

Another resident asked how many people they're looking to get surveys from. She went on to ask what a realistic time frame is. LCWSA stated 2024 or 2025. Attorney Campbell advised we rely on USDA approving income survey- which is the single biggest factor on if the project is viable, based on where we score on whether the project is affordable or not. He continued to advise the residents that they could be the most help by getting other residents to complete the income survey when it is out. She went on to ask when the interest survey is coming, expressed concern about sending both surveys at the same time. Attorney Campbell advised that sending them together could work both ways, and worries that if the surveys go out at different times, they will think they have already completed the survey. If people respond to the interest survey but then think the income survey is just another interest survey and throw it away then we don't get the

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response we're looking for, for the project. Another resident asked if the board would release the list of address' to get the interest going, and she is willing to go door to door. Supervisor Gott advised the project is aimed to run through the center of town and if they wanted to go door to door they could, but there is currently not a compiled list. He advised Bronson hill will likely get water first because of grant money that has already been approved through the gateway project. Councilmember Gascon responded that he has been an advocate for years for water and expressed the battle that is upon us, and he will continue to advocate. Another resident asked if it was possible to have the interest survey contain a spot for the residents to add their email address. This would allow to easier build a distribution group for those interested in working together.

Attorney Campbell advised every community that has interest in a water project currently, is waiting on USDA. He advised there is a lot of reasons to put together the biggest project, one being because it is easier to remove areas if residents in said area are not interested, but more interest is shown in another district. Supervisor Gott advised it is not an all or none project. A resident asked if she could get a company to test all residents well water for quality. Another resident asked the board if there is anything they can do to help speed things along, or what they can do to help. Attorney Campbell advised to educate people on the survey's coming, and let residents know the steps that this project will take. She asked to be informed when the survey is going to go out so that she could put together a committee of people to inform other residents.

Supervisor Gott advised that what would slow the project down, is other roads trying to get involved. He advised that it is important to move forward with what is proposed currently, as to not add others now. He advised other roads at this point will have to be another project.

Supervisor Gott advised the bridge is well under way, and hopes to have both sides of steel driven this week.

Attorney Campbell will get names and quotes to update comprehensive master plan as other companies previously used are now no longer.

Councilmember Gascon advised The Village is willing to come to the Livonia Town Board meeting for fire commissioner appointment-Committee will make recommendation, and The Village will join us to appoint at the December 9<sup>th</sup> meeting.

### **INTRODUCTION OF LOCAL LAW # 2-2021 – SOLAR REGULATION**

Attorney Jim Campbell introduced Local Law #2-Solar Regulation.

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RESOLUTION 164-2021

**MOU FOR WORK TO BEGIN WITH THE COUNTY FOR VITALE PARK SHORELINE RESTORATION**

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

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

Resolved to authorize Supervisor Gott to sign the Memorandum of Agreement between the Town of Livonia and The County of Livingston.

RESOLUTION 165-2021

**APPROVE 11/10/2021 SPECIAL MEETING MINUTES**

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

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

Resolved to approve the meeting minutes from 11/10/2021.

RESOLUTION 166-2021

**WATER AND SEWER RELEVIES**

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

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

Resolved to authorize the Livingston County Water & Sewer Authority to re-levy all unpaid 2021 special assessments and applicable penalties in the amount of \$5.70 on the 2022 Town and County Tax Bills.

**TOWN CLERK’S REPORT – OCTOBER 2021**

Paid to Supervisor for the General Fund	\$1,575.44
Paid to County Treasurer for Dog Licenses	199.50
NYS Comptroller’s Office (Bingo and Games of Chance Licenses)	22.50
Paid to NYS Ag & Markets for the Spay/Neuter Program	71.00

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Paid to NYS Environmental Conservation for Hunting/Fishing Licenses	1957.55
State Health Department (marriage licenses)	45.00
<b>TOTAL DISBURSEMENTS</b>	<b>\$3,870.99</b>

Dave Coty Retirement?-

Me put together a resolution, eric ordered clock with daves service. Would like to present to him at the December 9<sup>th</sup> meeting. Invite him and his family to come to the meeting that evening.

Timely manner of agenda items-new law

Eric asked said will have agenda on Tuesday morning then updates sent directly to Clerk Anderson

RESOLUTION 167-2021

**APPROVE TOWN CLERK'S REPORT**

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

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

Resolved to approve the October 2021 Town Clerk's Report.

RESOLUTION 168-2021

**APPOINTMENT OF PART TIME CLERK JOAN BURCH**

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

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

Resolved to hire Joan Burch as Part Time Clerk at a pay rate of \$12.50 an hour, effective 11/23/2021.

RESOLUTION 169-2021

**APPROVE ANNUAL AGREEMENT TO SPEND TOWN HIGHWAY FUNDS**

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

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

Resolved to approve the 2022 Agreement to Spend Town Highway Funds in the amount

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of \$691,992.00 for general repairs on 58 miles of town highways to include payroll, crushed stone, culvert pipes, ditching, chip sealing, striping, black top, patching and big rocks on, Stone Hill Road, Pennemite Road, Old Bald Hill Road, Blank Road, and Big Tree Road.

**CORRESPONDENCE:**

Supervisor Gott and the board members were provided a letter from the Town Justice Margaret Graf Linsner stating that the court office docket and records are available to be presented for examination.

RESOLUTION 170-2021

**AUDIT OF CLAIMS**

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

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

Resolved to pay claims 883-917 in the amount of \$289,405.63 from the Abstract dated November 4, 2021.

RESOLUTION 171-2021

**AUDIT OF CLAIMS**

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

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

Resolved to pay claims 918-959 in the amount of \$52,155.22 from the Abstract dated November 18, 2021.

With no further business, on a motion of Councilmember Dougherty seconded by Councilmember Gascon the meeting was adjourned at 7:45PM. Carried unanimously.

Respectfully Submitted,

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Hayley Anderson  
Town Clerk