

REGULAR MEETING, TOWN OF LIVONIA
December 6, 2018

A regular 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 on December 6, 2018.

PRESENT: Eric Gott, Supervisor
Andy English, Councilmember
Matt Gascon, Councilmember
Frank Seelos, Councilmember
Peter Dougherty, Councilmember
Colleen West Hay, Clerk
Jim Campbell, Attorney, Town of Livonia

OTHERS PRESENT: Dave Hanny, Senior Managing Environmental Scientist; Several Residents.

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

BARTON & LOGUIDICE PRESENT WILKINS CREEK STUDY FINDINGS

Supervisor Gott introduced Dave Hanny of Barton and Loguidice engineering firm to go over the Wilkins Creek Study findings. He reminded everyone that the Town of Livonia, in conjunction with the county, applied for and received a grant for a study after one of the large heavy rainstorms three years ago did a lot of damage between Wilkins Creek Road and Conesus Lake.

Mr. Hanny gave an overview of the project, which covered the Wilkins Creek sub-watershed. He remarked that much of the town and village of Livonia are involved, as well as the Northeast corner of Conesus Lake. He added that the lake is important to the economy of the area and to the quality of life of the nearby residents. The purposed of the study was to identify ways to improve water quality and reduce flooding from storms.

A first step of the study was to perform site reconnaissance. Engineers spoke with residents to identify areas of concern in relation to flooding and erosion. Erosion impacts the lake by adding sediment and phosphorus. The study found that 370 lbs of phosphorus and 69 tons of sediment (equivalent to 5 dump truck loads) are added to the lake yearly through Wilkins Creek.

The engineers then identified projects with the goal of reducing flooding and erosion and ranked them according to their ability to improve water quality and reduce flooding. The next step is to apply for grants to fund the projects.

REGULAR MEETING, TOWN OF LIVONIA
December 6, 2018

Mr. Hanny reviewed several of the proposed projects. They involved installing riparian vegetation in key areas, putting up fencing to discourage livestock from walking through the creek, streambank stabilization, and adding additional stormwater storage areas to hold water back and release it over a period of time. Barton and Liguidice also performed a regulatory review and have recommendations to potentially enhance Town of Livonia stormwater ordinances that are in place.

Councilmember English asked about projects on private property as it can be hard to convince homeowners to give easements. Mr. Hanny answered that it is true that it is easier to obtain access to public property rather than private property, but even so, some homeowners are interested. This issue was considered as a factor in ranking the projects.

Mr. Hanny explained that they held a public meeting in early November, and there was a Public Comment Period, which ended last week. They will take the comments into consideration and finalize the report by the end of year. He hopes to use the report to secure funding for some of these projects. The report is available at the library and on the county planning department's web site.

Councilmember English asked if we have any idea as to the costs of the proposed projects. Mr. Hanny answered that preliminary costs were included in the report for each project that was identified, but until each project goes out to bid, we will not have final numbers.

OPEN SESSION / PRIVILEGE OF THE FLOOR

Demolition Derby

Councilmember Gascon reported that Hemlock Fair has been approached to host a demolition derby on 9/14/19. He wanted to know how the Board felt about it, and if Board members had any concerns about noise, permits, or beer sales. He added that this derby is one of the largest in the northeast, and they are looking for new venue. The one-day event will draw people Canada, Vermont, Maryland, Pennsylvania, New York and more. People would come into town on Friday and the event would be held Saturday.

Councilmember English asked about the time of the event. Councilmember Gascon responded that it will run from noon to possibly midnight. They might have to get a one-day permit for them to sell alcohol. Attorney Campbell can talk to Adam about any permits that might be needed, and Clerk Hay can help with the letter regarding alcohol sales if needed. In general the Board felt it would be an economic boon to the area and they were in support of it. Councilmember Gascon reported that they hope to get local clubs to help out. Attorney Campbell suggested they reach out to the Little Lakes group.

REGULAR MEETING, TOWN OF LIVONIA
December 6, 2018

RESOLUTION 174- 2018

APPROVE MINUTES FROM 11/15/18

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

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

Resolved to approve the minutes from November 15, 2018.

RESOLUTION 175 - 2018

APPROVE MINUTES FROM 11/19/18

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

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

Resolved to approve the minutes from November 19, 2018.

TOWN CLERK’S REPORT AND UPDATES

November 2018 Financial Report:

Paid to Supervisor for the General Fund	\$3,063.62*
Paid to County Treasurer for Dog Licenses	\$220.50
NYS Comptroller’s Office (Bingo and Games of Chance Licenses)	\$0
Paid to NYS Ag & Markets for the Spay/Neuter Program	\$118.00
Paid to NYS Environmental Conservation for Hunting/Fishing Licenses	\$2,726.92
State Health Department (marriage licenses)	\$0
TOTAL DISBURSEMENTS	\$6,126.38

*In July 2018, the DEC swiped \$2.66 less from our account than they were supposed to. They are not going to fix the error, so the overage is being turned over to the Supervisor this month.

Newsletter

- The Winter newsletter covering the months of December, January and February has been published. We currently have 57 subscribers.

Web Site Calendar

- Clerk Hay will be trying a new format for the web site calendar to make it easier for people to see what is going on in the Town and Village.

Correspondence

- Clerk Hay received a letter from Judge Linsner advising the Town Board that the court’s records and docket are available for examination per Section 2019-a of the

REGULAR MEETING, TOWN OF LIVONIA
December 6, 2018

Uniform Justice Court Act. Supervisor Gott remarked that he will do the audit in February and bring it to the Board for approval before it is submitted.

RESOLUTION 176- 2018

APPROVE TOWN CLERK’S REPORT

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

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

Resolved to approve the Town Clerk’s Report for November 2018.

RESOLUTION 177- 2018

APPROVE SUPPLEMENTAL PAY RATE SCHEDULE

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

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

Supplemental Salary Schedule

Resolved to re-hire the following recreation aides effective 1/1/18:

<u>NAME</u>	<u>2017 RATE</u>	<u>2018 RATE</u>
Anthony Davin	\$9.70/hr.	10.40
Allison Coon	9.70	10.61
Lauren Czudak	11.40	12.10
Johnna Finster	9.70	10.61
Jake Futter	9.70	10.40
Samantha Kress	9.90	10.61
Cody Lambert	9.90	10.61
Ryan Lambert	9.70	10.61
Marcus Lewis	9.70	10.40
Madison McCafferty	9.70	10.61
Kayley McCarron	9.70	10.61
Brody Metcalf	9.90	10.61
Ellen O’Neil	9.90	10.61
Kylee Wilson	9.18	9.90
Chelsea O’Day	9.70	11.10
Alyssa Plane-Albany	9.70	10.40
Thomas Ryan	9.70	10.61

REGULAR MEETING, TOWN OF LIVONIA
December 6, 2018

Abby Simmons	9.70	10.61
Kara Waddell	9.70	10.61

And further, Resolved to hire the following recreation aides to be paid the minimum wage of \$10.40 per hour effective 6/1/18: Nina Monteleone, Kennedy Neckers and Jordan Perdue.

And further, Resolved to re-hire Steve Gilbert to the position of Laborer effective 4/1/18 at the rate of \$14.92 per hour.

And further, Resolved to re-hire Paul Dwyer to the position of M.E.O. effective 2/07/18 at the rate of \$19.11 per hour.

And further, Resolved to pay Maurice Watson an additional \$750 (for 2018) for administering the shelter reservations @ Vitale Park. (payroll #24; 11/21/2018)

And further, Resolved to re-hire Shelia Staley to the position of Cleaner effective 1/1/18 at the rate of \$13.59 per hour.

And further, Resolved to re-hire Tosha Mercado to the position of Cleaner effective 5/26/18 at the rate of \$10.40 per hour.

RESOLUTION 178-2018

APPOINT JEANNE BROWN TO FILL VACANCY ON PLANNING BOARD

Supervisor Gott indicated that two candidates were interviewed to fill the position on the Planning Board left by the resignation of Don Simpson. Adam Backus is recommending that Jeanne Brown be appointed.

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

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

Resolved to appoint Jeanne Brown to fill vacancy on the Joint Planning Board left by the resignation of Don Simpson for the term ending 12/31/2023.

RESOLUTION 179-2018

RENEW CONTRACT FOR DOG CONTROL

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

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

Resolved to renew the Dog Contract with Livingston County for the term 1/1/2019 through 12/31/2020 at a cost of \$4,900 for 2019 and a cost for 2020 to be determined by the County budget.

REGULAR MEETING, TOWN OF LIVONIA
December 6, 2018

SHORT-TERM RENTAL COMMENTS

Supervisor Gott stated that he received comment from the County Planning Board regarding the referral for the proposed local laws to regulate Short-term Rentals and Noise. He gave Board members copies of the comments from the county, along with copies of letters he has received through the mail. He reminded Board members that he forwarded emails to them as he received them. He stated that the Board will not do anything about the proposed local laws until May, because snow birds are out of town for the winter.

FIRE COMMISSIONER APPOINTMENT

Councilmember Seelos reminded the Board that every December, the Village Board and Town Board get together to appoint a Fire Commissioner for the Livonia Joint Fire District. They do this by alternating attendance at each other's meetings. Incumbent Donald Ray has asked to be re-appointed, and the committee is recommending his re-appointment. This year, it is the Town Board's turn to go to the Village Board meeting on December 12 at 7 pm.

RESOLUTION 180 - 2018

AUDIT OF CLAIMS

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

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

Resolved to pay claims 931-979 in the amount of \$209,369.46 from the Abstract dated 12/6/2018.

With no further business, on motion of Councilmember Seelos seconded by Councilmember Dougherty the meeting was adjourned at 7:38 PM.

Respectfully Submitted,

Colleen West Hay, RMC, CMC
Town Clerk