

The regular meeting of the Groveland Town Board was held on Thursday November 10, 2022 at the Town Hall.

Present: Bill Devine, Supervisor; Sandra Bean, Deputy Supervisor and Councilmember; and John Macauley, Councilmember

Other Town Officials: D. Mark Caldwell, Highway Superintendent

Others present: R. Niedermaier

Absent: Steve Atterbury, Councilmember and Amy Hunter; Councilmember

Supervisor Devine called the meeting to order @ 8:55 a.m. Councilmember Macauley led the pledge to the flag.

Supervisor Devine requested a moment of silence to honor Dave Anderson, Town highway employee that passed away suddenly on October 19, 2022. Mr. Anderson retired from the town after 32 years of full-time service and continued to work for the town part-time.

A motion by Councilmember Bean and seconded by Councilmember Macauley requested the audited bills be paid. General Fund vouchers numbered 254 – 287 for \$11,891.57; Highway Fund vouchers numbered 170- 186 for \$13,069.24. Motion carried.

A motion by Councilmember Macauley and seconded by Councilmember Bean to accept the regular meeting minutes of October 13, 2022 as presented. Motion carried.

Supervisor Devine forwarded copies electronically of the Town Clerk & Supervisors monthly financial reports. The supervisor financial report with monthly statement of all money received and disbursed. Councilmember Bean and seconded by Councilmember Macauley to accept both financial reports. Motion carried.

Information handed out/or acknowledged:

1. Food Pantry Box- located in the town hall

Old/New Business:

HIGHWAY REPORT UPDATE- Highway Superintendent Caldwell stated highway crew has continued ditching on various roads. Plow equipment has been placed on all of the trucks except one in preparation for winter weather. Snow fence has started to be put up during the unseasonably warm weather. Ambuscade Park has been winterized and Lakeview Cemetery mowing will be complete at the end of this week.

Supervisor Devine asked if there was any news regarding the new truck order that was placed. Highway Superintendent stated he was asked by the salesman if the town still wanted as they have been asked to reduce the number builds, they have on contract. Highway Superintendent stated that the town absolutely still wanted the truck as the cost only keeps going up.

LOCAL LAW OF 2022 – UPDATE TO 1203 UNIFORM AND BUILDING CODE- Supervisor Devine stated that new legislation mandates each municipality to update their 1203 Law before 2023. Code Officer Maxwell has reviewed the model law provided by New York State and even though some of the criteria may not fit such as parking garages in the town we are required to have in our law. The new 1203 Law was sent to the board in advance of the meeting for their review and discussion.

Board discussion: discussion of the civil penalties that needed to be implemented if ever challenged legally. Requested amounts to be updated. All agreed with the amounts to be entered on page 29.

A motion by Councilmember Bean and seconded by Councilmember Macauley to schedule a public hearing for December 8, 2022 at 9 am. Motion carried.

WATER DISTRICT #1- WETLAND DELINEATION RESOLUTION 59-2022- Supervisor Devine was contact by Eric Wies, the engineer for the water district. The town will need to do a water delineation for new district. The Company for the water delineation project is CC Environment & Planning.

WHEREAS the Town Board has met at the time and place at the regular town board meeting the town board has reviewed the proposed contract with CC Environment & Planning November 10, 2022; and

WHEREAS, the Town is desirous of procuring services for wetland delineation to the town's Water District number 1 and now therefore be it;

RESOLVED this Town Board does hereby accept the Agreement with CC Environment & Planning, and authorizes Supervisor Devine to sign the agreement.

The adoption of the foregoing RESOLUTION was duly out in vote on motion of Councilmember Bean and seconded by Councilmember Macauley and the results were carried with 0 nay, 3 ayes. Roll Call Votes: Supervisor Devine, aye; Deputy Supervisor & Councilmember Bean, aye; Councilmember Macauley, aye; Councilmember Atterbury and Councilmember Hunter, absent.

BUDGET AMENDMENT- RESOLUTION 60-2022- Supervisor spoke with the accountant regarding the Highway Fund as the board has been made aware of the cost of fuel and supplies has significantly increased. The amount that was budgeted for revenues of equipment was more than the board budgeted for so it seems appropriate to reallocate that this year into the Highway Fund Budget.

Budget Amendment 2022 HF Budget as follows:

Increase HF Revenue – DA2650 (Sale of Scrap Material) \$3,884.00
Increase HF Revenue- DA2665 (Sale of Equipment) \$27,500.00

Increase HF Revenue- DA 3501- (CHIPS) \$111,210.00
Increase HF Expenditures- DA5110.4 (General Repair Cont.) \$22,350.00
Increase HF Expenditures- DA5112.2- (CHIPS) \$111,210.00
Increase HF Expenditures- DA 5130.2- (Machinery Equipment) \$ 9,034.00

The adoption of the foregoing RESOLUTION was duly out in vote on motion of Councilmember Macauley and seconded by Councilmember Bean and the results were carried with 0 nay, 3 ayes. Roll Call Votes: Supervisor Devine, aye; Deputy Supervisor & Councilmember Bean, aye; Councilmember Macauley, aye; Councilmember Atterbury and Councilmember Hunter, absent.

INTERMUNICIPAL MACHINERY TOOLS SHARED SERVICES – RESOLUTION 61-2022 - the contract is extending for 1 year for 2021. No changes other than updated equipment and wages as listed in the contract.

WHEREAS, the Town Board has met at the time and place at its regular meeting, to review the Extension Intermunicipal Agreement with Livingston County Highway of sharing machinery, tools, equipment and services with each other; and

WHEREAS, the Town may enter into this type of Machinery, Tools, Equipment and Services Sharing Agreement to NYS Highway Law Section 142-b and Section 142-d; and

WHEREAS, the County enter into this type of Machinery, Tools, Equipment and Services Sharing Agreement to NYS Highway Law Section 133-a; and

WHEREAS, the Town Board agrees with such contract and authorizes Acting Supervisor William Devine to sign the 1-year contract to expire December 31, 2023; and

THEREFORE BE RESOLVED; that the Highway Superintendent will possess such powers and authority to determine the needs and availability of such equipment and labor and the rates are variable based on union contract rates.

The adoption of the foregoing RESOLUTION was duly out in vote on motion of Councilmember Bean and seconded by Councilmember Macauley and the results were carried with 0 nay, 3 ayes. Roll Call Votes: Supervisor Devine, aye; Deputy Supervisor & Councilmember Bean, aye; Councilmember Macauley, aye; Councilmember Atterbury and Councilmember Hunter, absent.

Supervisor Communication:

Supervisor Devine updated the board that the engineer from NYS DOT and Tracy Sutherland from National Grid have been emailing back and forth as the cost for the project is almost four times the amount the State originally approved. The project is currently in the engineers from National Grid's hands and awaiting their approval of placement as the poles were originally to close to the road at 25 feet and needed to be 30 feet per NYS standards. NYS DOT is wanting these in place, if possible, by Thanksgiving.

Supervisor Devine would like to also recognize in the minutes Ron Niedermaier as he recently received NYS Old New Yorker award for 2022 for his work as a "Volunteer of the Year". The board congratulated Ron as well on his accomplishment.

Other communication: Town Clerk Burgess was notified that Town Planning Chairman Seth Burnette has accepted a promotion at work and will no longer be able to provide the position the dedication it deserves. He will continue the position until the end of the year but the board will need to find a replacement. Mr. Burnette will send a formal resignation letter in the future.

Town Clerk updated the board regarding the water project bills that have come in so far; however, we are still waiting for the instructions on how to set up the capital project accounts as creation of a water district is brand new for our municipality to be able to process the bills appropriately.

A motion by Councilmember Macauley and seconded by Councilmember Bean to adjourn the meeting. Motion carried. Meeting adjourned 9:22 a.m. The next meeting will be the regular Town Board meeting scheduled on December 08, 2022 at 9:00 a.m. at the town hall and is open to the public.

Kimberly Burgess, Town Clerk
Town of Groveland
Dated: November 10, 2022