

The regular meeting of the Groveland Town Board was held on Thursday November 14, 2019 at the Town Hall.

Present: Bill Devine, Town Councilmember & Deputy Supervisor; Ron Niedermaier, Councilmember; Amy Phelps, Councilmember

Excused: Bill Carman, Supervisor; Steve Atterbury, Councilmember

Other Town Official's in Attendance: Donald "Mark" Caldwell, Deputy Highway Superintendent

Other Attendees: None

Deputy Supervisor called the meeting to order @ 7:38 p.m. Deputy Supervisor Devine asked Councilmember Niedermaier to lead the pledge to the flag.

A motion by Councilmember Phelps and seconded by Councilmember Niedermaier the audited bills be paid. General Fund vouchers numbered 254- 296 for \$26,493.14; Highway Fund vouchers numbered 197- 215 for \$ 219,093.44. Motion carried.

A motion by Councilmember Phelps and seconded by Councilmember Niedermaier to accept the regular meeting minutes of 10/10/2019 approved as presented. Motion carried.

Copies of the Town Clerk & Supervisors monthly financial reports. The supervisor financial report with monthly statement of all money received and disbursed. Councilmember Phelps and seconded by Councilmember Niedermaier to accept both financial reports. Motion carried.

Information handed out/or acknowledged:

1. Food Pantry collection box is located at the town hall –Thank you received
2. Groveland Fire Dept. Pancake breakfasts- second Sunday of the month
3. Thank you from Livingston County Historical Museum
4. Catholic Charities benefit Gala invitation

Old/New Business:

HIGHWAY REPORT- Deputy Highway Superintendent stated they have been working on ditching and cross training the newest hires on the excavator. The crew has started getting the snow fence placed for winter and plows have been installed on 4 trucks. The new 2020 Peterbilt was delivered today, Kevin Molinari the salesman for the new truck could not be here tonight due to a previously scheduled meeting.

All paperwork for CHIPS has been prepared and turned in for reimbursement. Livingston County Soil and Water has slated the trees for Ambuscade Park to come in the spring of 2020 for planting. The town will be receiving a check from Soil and Water for the cost to remove the ash trees and any work that was done to date for the removal of trees at Ambuscade Park.

Deputy Highway Superintendent met with Michelle Leroux, a risk control specialist with NYMIR our new insurance carrier. Ms. Leroux reviewed the town fleet along with town policies during our meeting, she gave recommendation on items that we may improve upon.

AMBUSCADE PARK- Councilmember Devine stated that he was at the park today and the bathrooms are now all closed in.

Councilmember Niedermaier stated BOCES still need to do the wrap and the metal siding but it is coming together nicely.

Deputy Highway Superintendent stated that early next year the priority will need to be the parking area as it will need to be ADA compliant as well.

SURPLUS ITEMS- RESOLUTION 56-2019- Town Clerk notified the board that copier has been replaced as the town has had it for 7 years and the cost for printing has increased annually.

WHEREAS the Town Board has met at the time and place at its regular meeting the town board has reviewed the proposed surplus list, now therefore be it;

Surplus:

- 1- Konica Minolta Copier Bizhub C280

RESOLVED the items to be declared surplus as the items are no longer of use to the town, and authorize the sale or disposition if no monetary value. Any sold items must turn an itemized slip in with payment to the town.

The question of the adoption of the foregoing RESOLUTION was put into vote. Motion by Councilmember Niedermaier and seconded by Councilmember Devine and the results were carried with 0 nay 3 aye votes. Roll Call Votes: Councilmember Devine, aye; Councilmember Phelps, aye; Councilmember Niedermaier, aye. Supervisor Carman, absent; Councilmember Atterbury, absent.

COPIER REPLACEMENT- Town Clerk notified the board that new copier was installed on November 13, 2019. The representative still needs to come out to train on new printer.

INTERMUNICIPAL MACHINERY TOOLS SHARED SERVICES – RESOLUTION 57-2019 - the contract is extending for 1 year for 2020. 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 Supervisor William Carman to sign the 1 year contract to expire December 31, 2020; 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 question of the adoption of the foregoing RESOLUTION was put into vote. Motion by Councilmember Niedermaier and seconded by Councilmember Devine and the results were carried with 0 nay 3 aye votes. Roll Call Votes: Councilmember Devine, aye; Councilmember Phelps, aye; Councilmember Niedermaier, aye. Supervisor Carman, absent; Councilmember Atterbury, absent.

LOCAL LAW # ? OF 2019 CHANGE THE OFFICE OF HIGHWAY SUPERINTENDENT FROM AN ELECTED OFFICE TO AN APPOINTED OFFICE- Town Clerk reported that a proposition following the public hearing was placed on the election ballot for the November 5, 2019 election, this was to change the office of

elected highway superintendent to an appointed office. The proposition failed with a vote count of 249 no votes and 133 yes votes. This count does not include the absentee ballots that will be counted on November 19, 2019. There are 37 absentee ballots to be counted, the count will be after the board meeting and will not change the proposition failure.

The office of highway superintendent shall remain an elected position.

Councilmember Niedermaier stated that he would like to do another proposition in the future regarding the Highway Superintendent elected to appointed. He felt there needs to be changes in the wording in the law regarding residency requirements.

Councilmember Phelps stated that the highway budget is the largest part of the town budget and agrees that the residency requirement needed to be worded differently.

Councilmember Devine stated that voters need to be made aware of the proposition on a ballot as he didn't think many of the voters in Groveland knew there was a proposition on the back of the election ballot.

AED UPDATE-Town Clerk reported Karen Dewar, Director of EMS for Livingston County stopped up and reviewed our machine and did some research for us regarding the current machine. Director Dewar contacted Phillips the manufacturer of our AED machine directly and found that our machine has a recall on it; however if we have not seen any issues with it either chirping or the light not flashing then our machine is ok.

Our machine has an 8 year warranty and a life expectancy of 10 years, we are at the life expectancy end. The representative of Phillips stated that they have had AED machine like ours in the field for over 20 years, way past what they say are the life expectancy. If the town were to trade the machine in it would have a trade in value of \$125 due to the recall. Currently we have replacement pads and battery replacement for 2020 and 2021. Director Dewar inquired about the ability to purchase pads and batteries in the future for the machine and it was told to her that Phillips would send a letter to the town by certified mail that they are discontinuing to supply replacement items for our machine.

Town Clerk asked Director Dewar if we should replace or not. Director Dewar felt not right now as we have cost associated with the replacement items we currently have and we check our AED machine monthly. Director Dewar said it is something that the board should in the future should budget or at least be aware that the purchase is in the future but doesn't see the need right now.

Board Discussion: Councilmember Phelps stated that following the information that was received that it is not necessary to replace currently, that continued maintenance checks monthly on the AED machine along with any updates from the manufacturer regarding recalls or part availability the necessity at this time is not there. If any concern with machine presents the board will make it a priority in the future.

A motion by Councilmember Phelps and seconded by Councilmember Niedermaier to not purchase a new AED machine at this time. Motion carried

Other Communication:

Town Clerk handed out the proposed update to the town zoning law at last month's meeting for the board to review and make a decision on when to introduce the proposed Zoning updates. Town Clerk stated that the end of the year along with the first part of the New Year are one the busiest time for the town board meetings. Town Clerk suggested for February to introduce the proposed update for local Zoning law. Board discussion: All agreed with the timeframe.

Councilmember Niedermaier inquired how the highway was planning on plowing Lakeview Cemetery as there was a concern in the past.

Deputy Highway Superintendent Caldwell responded that he will be plowing it and doesn't see a concern as it will only be plowed on an as needed basis for a funeral service. Snyder Brothers contacts the Deputy Highway Superintendent when a funeral service is to be held so he can have the roadways in the cemetery prepared.

Councilmember Niedermaier brought up that there are many farms that have either been accepted in the Farm Conservatory or have applied for grant from the conservatory. He feels they should be placed in the Farmland Protection law. He may have a meeting for the Farmland Advisory Committee for input regarding adding the farms that are in conservatories to the law.

A motion by Councilmember Phelps and seconded by Councilmember Niedermaier to adjourn the meeting. Motion carried. Meeting adjourned at 8:21 p.m. The next meeting will be the regular meeting December 12, 2019 @ 7:30 p.m. at the town hall.

Kimberly D. Burgess, Town Clerk
Town of Groveland
Dated: November 14, 2019