

The regular meeting of the Groveland Town Board was held on Thursday March 8, 2012, at the Town Hall.

Present: James C. Merrick, Supervisor; Bill Carman, Deputy Supervisor; John Driscoll, Councilman; A quorum was met.

Greg Adamson, Highway Superintendent; Randolph Meyer, Town Attorney

Absent: Craig Phelps, James Love, Councilman

Other Attendees: none

Supervisor handed out the monthly financial reports.

Supervisor called the meeting to order @ 7:56 p.m.

A motion by Councilman Carman and seconded by Councilman Driscoll the audited bills to be paid. General Fund vouchers numbered 48-77 for \$14,526.79; Highway Fund vouchers numbered 32-56 for \$21,126.37; Cemetery Fund voucher number 2 for \$136.59; Motion carried.

A motion by Councilman Driscoll and seconded by Councilman Carman to approve the minutes of the regular meeting of February 9, 2012 as written. Motion carried.

A motion by Councilman Carman and seconded by Councilman Driscoll to accept the monthly financial reports as submitted. Motion carried.

Information handed out/or acknowledged:

- 1) Liv. Co. Board of Supervisors minutes
- 2) County Youth Teen Recognition nomination forms are due – looking for Groveland students
- 3) Court awarded a JCAP grant for \$1,260 of the \$29,000 requested – acoustic ceiling & bathroom privacy partition
- 4) Supervisor received a letter from Supervisor Wadsworth in regards to Tim Sullivan
- 5) Supervisor received a letter from Attorney Meyer in regards to Tim Sullivan
- 6) Unified Court System audit report received – 30 days to respond

Old/New Business:

HIGHWAY REPORT – Greg reported our insurance carrier Selective performed a free building inspection; which found a few emergency lights not working and the breaker box in the highway was reading hot. They have fixed all the problems and will provide a written response to the insurance company.

HAROLD STEWART – Attorney Meyer stated that he has had the title examined by Genesee Valley Title Company and the deed pages are being reviewed. Harold wanted to follow-up to the December decision for road dedication of the 2 roads and ask for the board to consider adjusting the road bond once dedication is completed on the upper roads to reduce the road bond for the single road. Harold recommends \$10,000 to be an adequate amount. A motion by Councilman Driscoll and seconded by Councilman Carman to authorize Greg to work with our Town Engineer to determine a reasonable reduced bond amount. Motion carried.

SUNDAY NIGHT CONCERT - Town Clerk passed around the schedule of concerts. This is Livonia's 17th year running this program in Vitale Park on Conesus Lake. We have donated \$100.00 in the past years. A motion by Councilman Carman and seconded by Councilman Driscoll to donate \$100 for the concert event. Motion carried.

APPLICANTS INTERESTED TO FILL THE ZBA VACANCY – Town Clerk is in receipt of 3 letters of interest to fill a single Zoning Board of Appeals vacancy. The vacancy would fill David Doty term

expiring December 31, 2013. Copies of each interested person’s letters were passed around that included: Robert (Bob) Bunce, Lou Lombardo and Kevin Niedermaier.

Board discussion: After looking at resumes it appears that Kevin is most qualified with his experience previously serving on the Town Planning Board.

A motion by Councilman Carman, and seconded by Councilman Driscoll to appoint Kevin Niedermaier to fill the ZBA vacancy term that expires December 31, 2012. Motion carried.

APPLICANT INTERESTED TO FILL BOA VACANCY – Town Clerk is in receipt of a letter from J. Eric Zeller that is interested in filling the Board of Assessment Review vacancy. The vacancy would fill Jerry Malme’s term expiring September 30, 2013. A motion by Councilman Carman and seconded by Councilman Driscoll to appoint Mr. Zeller to fill the BOA vacancy term that expires September 30, 2013. Motion carried.

RECORD RETENTION DISPOSAL SHEET – Records Management Officer, Sandra Bean presented an authorization sheet with records that have met or exceeded the retention schedule. Board reviewed list and no objections to the list of items to be destroyed.

<u>Records Series</u>	<u>Dates of Records</u>	<u>Schedule Item</u>	<u>Retention</u>
Abstract	2005	Fiscal 11.[255]	6 Years
Voucher	2005	Fiscal 1.[275]	6 Years
Insurance	2003	Policy 4.[299]	6 years after expiration
Town Clerk Report	2004-2005	Fiscal 1[283] Reports/ Monthly Statements	6 years.
Tax Collection Records	2004-2005	1[595]a	6 years
Duplicate	2009	Duplicate 19[19]	0
Public Access to Records	2007-7/28/2011	Foil request 4.[409]a	6 month 5 years after a superseding certificate is filed of terminated employment
Employee W 4	2007 2006	Fiscal 18.[362]	

DEPARTMENT ANNUAL REPORTS – RESOLUTION board members had time to look over department budgets and didn’t see any discrepancies.

WHEREAS, the Town Board has met at the time and place at its regular meeting, to review the 2011 annual reports submitted by the Justice Court office, Town Clerk, and Code Enforcement office; at which these reports were previously submitted at the regular Town Board meeting of February 9, 2012 to take time for review, now therefore be it;

RESOLVED this Town Board does hereby accept such Annual Reports that reflects with the Town Annual Report of the Town Accounts office from Baldwin Business; fiscal year ending December 31, 2011 and that such 2011 annual reports be adopted, by this Board, be entered in the minutes of the proceedings of this Town Board.

The question of the adoption of the foregoing RESOLUTION was put into vote. Motion by Councilman Driscoll and seconded by Councilman Carman and the results were carried.

ROAD USE PLAN AGREEMENT – Supervisor had Town Attorney, Randy Meyer give an update the sample agreement is to be utilized if an application comes through we will use as a tool to negotiate road work. NYSDEC is requiring as part of a Hydrofracking application they will be required to have an agreement in place at the local municipality to pay for the work required to repair or prevent the road

deterioration. Therefore, no agreement can be set in stone as each application will be project specific and may require more or less negotiating. Basically, we will put this in the cabinet until it is necessary.

COMMITTEE FOR HYDROFRACKING – Deputy Supervisor Carman reported he has formed his committee which consists of himself, Jon White, Amy Phelps, Mitje Raschi, Helen Wadsworth and Jennifer Wildman. They have had 2 meetings thus far and have been very informative with one of them including a presentation by Independent Oil & Gas Association of New York. This presentation was focused on pro-Hydrofracking. Part of their presentation did a hypothetical drilling on 4 wells in Town of Avon with 1 pad with approximately 6 acres of land is estimated to bring \$215,846 the 1st year on town taxes and royalties, \$1,358,734 1st year additional taxes paid to school, fire and library and \$1,574,580 1st year total municipal revenue from 1 drilling pad on town property. It really showed a side that really could benefit tax payers more than he could have imagined. Now April 3rd he is having Suny Geneseo Environmental Geology Professor Richard Young do his presentation which will so the anti side to Hydrofracking. The meeting is again for the committee only.

Communications:

Supervisor Merrick passed around a letter from NYS Transportation Department that states concrete restoration is planned on I-390 from Route 408(Exit 7) to Route 20A (Exit 8) during the summer 2012 along with the ramp repair on Exit 7 ramps. There will be long term lane closers in both directions.

Supervisor Merrick passed around a letter from Livingston County Water and Sewer Authority is adding in its scope of improvements for water main to connect existing main on Dacula Shores Road to the existing main on West Lake Road in the Town of Groveland, they will be extending the scope to include 600 linear feet of new water main on Dacula Shores Road which would service four residences located within the water district, but currently are without public water service.

Councilman Carman inquired what the Correctional Facility is doing about extending their water. It was assumed that they pulled the plug for budgetary reasons, but Greg was informed the State is improving their system internally and can do it at a cost of .79 cent per thousand.

Supervisor Merrick passed around a copy of the Court audit completed by the Unified Court System. The last page shows all the recommendations that our court are looking to implement. Town Clerk reported that the Unified Court Auditor indicated that this was one of his first court audits, and the report shows it was a one year audit but they were here for 3 months and the scope was a 10 year audit. All in all there was no evidence of mishandling funds, but shows areas that it could occur and want changes in place to alleviate the possibility. Some of the concern was found in the Courtroom Software of which are being corrected.

A motion by Councilman Driscoll and seconded by Councilman Carman to adjourn the meeting. Motion carried. Meeting Adjourned at 8:34 p.m. The next meeting will be the regular meeting on Thursday April 12, 2012 at the town hall.

Dated March 8, 2012
Town of Groveland

Sandra L. Bean, Town Clerk