

The regular meeting of the Groveland Town Board was held on Thursday April 14, 2016 at the Town Hall.

Present: Bill Carman, Supervisor; John Driscoll, Town Councilman & Deputy Supervisor; Craig Phelps, Bill Devine, Steve Atterbury, Councilman

Absent: None

Other Town Official's in Attendance: None

Other Attendees: Ron Niedermaier

Supervisor called the meeting to order 7:52 p.m.

A motion by Councilman Driscoll and seconded by Councilman Phelps the audited bills be paid. General Fund vouchers numbered 70-101 for \$27,443.31; Highway Fund vouchers numbered 55-82 for \$14,813.66; Fire & Ambulance District voucher numbered 1 for \$98,754. Motion carried unanimously.

A motion by Councilman Phelps and seconded by Councilman Atterbury to accept the regular meeting minutes of 3/10/16 with or as written. Motion carried unanimously.

Supervisor handed out copies of the Town Clerk & Supervisors monthly financial reports. The Supervisor reports were previously emailed to give additional time for review. A motion by Councilman Driscoll and seconded by Councilman Devine to accept the financial reports. Motion carried unanimously.

Information handed out/or acknowledged:

1. Payroll & Vehicle Mileage Log available for review
2. Seasonal portion of David Gray Hill Road remains closed
3. Teen Recognition board will recognize 4 youths from Groveland April 27th
4. Ambuscade Park – Construction Bid packet sent out March 13th for state approval
5. Fire Department Annual Audit is expected to us in 2 weeks from 4/8/16

Old/New Business:

HIGHWAY REPORT – Greg not present.

A.) 1996 East Dump trailer bid results – 0 bids received; Greg stated he will be sending it to the Palmyra auction along with our 2014 Ford Pickup, 1984 Grader.

Supervisor Carman mentioned that Greg has a pallet or 2 or miscellaneous tool items of surplus going to Teitsworth local auction this month.

DAVE BOJANOWSKI, GENESEE VALLEY CONSERVANCY – Mr. Bojanowski is presenting on behalf of the conservancy and Craig Phelps to have the town consider endorsement of the Edgewood Farm PDR application to do a conservation easement. Craig can be part of the discussion but not part of the decision so the board can deliberate without pressure.

Dave presented a map and draft letter if the board approves. Basically, the conservancy and applicant have done their homework and seems to meet the towns well laid out Farmland Land Use Protection Plan. The Conservancy is a land trust that goes from Monroe County to South to protect privately owned land; all of the applications go through the County Farmland Protection Committee as all farms are ranked and this is how Craig's farm came to this point to the conservancy. Putting land in a conservancy puts a sense of stability in Agriculture. The mineral rights stay with the landowner but the state has some restrictions on the types it can be used for such as gas wells are allowable but limits the acreage, windmills are allowable, but solar farms are not allowed due to the land coverage required. The easement does have stipulations that the landowner has to maintain soil conservation.

Councilman Phelps stated the application has about 1600 acres which includes some of his parents land. The application can take up to 2 years to process; the application is part of a statewide competitive process.

Board Discussion with Councilman Phelps present:

What does PDR stand for? Purchase Development Rights.

The map is color coded that lays out the areas of potential subdivision, housing and more restricted areas.

Discussion without Councilman Phelps present:

Who files the all the deeds? Dave stated if approved his office does.

How does the town know how to handle potential applications while pending easement approval? Good question as it is an area that we struggle with but the landowner has the responsibility to abide by the agreement.

A motion by Councilman Driscoll, and seconded by Councilman Devine to approve such application and authorize Supervisor Carman to submit a letter of endorsement for the PDR application of Edgewood Farms to NYS Ag & Market. Motion approved. Councilman Phelps abstain.

The letter was prepared and signed and given to Mr. Bojanowski at the meeting. Councilman Phelps asked to return for the remainder of the regular meeting.

RESIGNATION – PHIL LIVINGSTON, SR. ZBA – Town Clerk is in receipt of Mr. Livingston's resignation effective April 30, 2016 with a recommendation of suggesting his son Phil, Jr. Phil Jr., has reached out to Supervisor Carman to express his interest in serving. Supervisor Carman stated it would be nice to continue having the lake knowledge to serve on the board. The current alternate is Rick Sleggs.

Motion by Councilman Atterbury and seconded by Councilman Phelps to accept Phil Livingston, Sr. resignation effective 4/30/16 from the ZBA.

A motion by Councilman Driscoll and seconded by Councilman Atterbury to appoint Rick Sleggs to fill the term of full member to the ZBA with a term of 5/1/16 to expire 12/31/17, and appoint Phil Livingston, Jr. as the ZBA alternate position effective 5/1/16 through 12/31/16. Motion carried unanimously.

HISTORIAN UPDATE – a meeting was held in January with the Town Clerk, Phyllis & David to discuss the recommendations from county Historian Amie Alden on Co-Historians. The recommendation that co-historians don't general work and how to do you split the work. It was agreed that Phyllis would stay on through June 1st to fine tune the work she had been working on and help train David within that time. On June 1st David Carman will act as the sole Historian for the town. Phyllis is willing to be used as a consultant if needed. The salary was budgeted for \$100, how/what does the board want to pay each person?

Discussion: Board feels that no one is in it for the money.

A motion by Councilman Phelps and seconded by Councilman Driscoll to pay Phyllis half year salary of \$50 and David a full year salary of \$100. Motion carried unanimously.

BUDGET ADJUSTMENTS/TRANSFERS – RESOLUTION 41-2016 – Supervisor Carman stated with the purchase of the town car for the 2 departments to use for banking that started back in February, needs to adjust the department's contractual budgets so the town can truly see the savings planned for the purchase. The court and Town Clerk office was calculated on 11 months with a rate of .56 per mile. The other line items should be self-explanatory.

RESOLVED: That the Groveland Town Board members do hereby authorize LaDelfa Schoder & Walker PC to make the account transfers within the adopted 2016 budget with additional amendment line items mentioned.

Budget Transfer GF Budget as follows:

From A1110.4 (Justice Contr) \$838 to A1990.4 (Contingency)

From A1410.4 (Town Clerk Contr) \$419 to A1990.4 (Contingency)

From A1990.4 (Contingency) \$1926 to A9010.8 (State Retirement)

Increase GF Budget as follows:

Increase A3089.1 (Justice Grant) by \$19,000

Increase A1620.4 (Building Contr) by \$19,000

Budget Transfer HF Budget as follows:

From DA5142.1 (Snow Removal Serv) \$3,219 to DA5130.2 (State Retirement)

The adoption of the foregoing RESOLUTION was duly out in vote on motion of Councilman Phelps and seconded by Councilman Driscoll and the results were carried unanimously with 0 nay 5 ayes.

FIRE ALARM LOCAL LAW DISCUSSION – at the time Fire Chief, Steve Teeter requested the board to consider passing a local law for fees to be charged for false alarms. As of April 1st, the department has since elected a new Fire Chief; Bill Linsner. Mr. Teeter was asked by this board to get a list of the false alarms before the board would consider. The list was supplied by Emergency Management Director Kevin Niedermaier; the list consisted with only one property from 2013-2016. The fire department has tried to work with the property owner but seems to be escalating in an unfriendly manner.

Board Discussion:

It seems unreasonable to create a law for one person despite it is habitual. The cost for false alarms could impact their budgets. It was discussed to have our Code Enforcement Officer who also serves as the Fire Marshall to send a letter to remedy the situation and if he has no luck then the board would reconsider the Fire Alarm local law. All agreed.

HAROLD STEWART – HAMPTON CIRCLE ROADS – Supervisor Carman reported that he is in receipt of a letter from our Attorney, David DiMatteo which he inquired with our Engineer the requirements to have any action in the Phase 2 section. In the meantime, Mr. Stewart has withdrawn his current application of a 2 lot subdivision. Basically, any potential application within the Phase 2 area must meet the list provided by our Engineer in the letter dated March 22, 2016. Letters filed in the Road Dedication Folder. Supervisor will send a letter to Mr. Stewart with the engineer information.

PLANNING BOARD/ZBA ON JUNK LAW AMENDMENTS – Councilman Driscoll stated he is still having a problem getting together with Mr. Maxwell as their schedules don't seem to jive. He hopes to give an update next month.

Communications by Supervisor Carman:

- ✓ Water update as I was sick the week of the recent meeting and unable to attend, he was given a report that the water is still a go and the committee is waiting on the farmer to agree on the same option which he thinks is option 4; it has to be unanimous for it to work.
- ✓ Farm Bureau's Farm of the Year; Jim and Anna McCauley were honored on April 1st; it was a great event.
- ✓ Woodworth Article 78 hearing that dates back to 2014 had the ZBA reconvene their meeting with our Attorney present on 4/11/16.
- ✓ I emailed to see if any update on the \$50k to Gallivan's office and they asked more questions without giving an answer.
- ✓ The Livingston County 2016 Directories – a useful tool for all board members to have handy.
- ✓ The building septic had a collapse earlier this week that our highway crew replaced and installed a clean out drain to alleviate having to pull the toilets every time.
- ✓ NYS \$15.00 Wage rates were approved for the NY City area but for all other Employers as follows:
 - ✓ \$9.70 on December 31, 2016
 - ✓ \$10.40 on December 31, 2017
 - ✓ \$11.10 on December 31, 2018
 - ✓ \$11.80 on December 31, 2019
 - ✓ \$12.50 on December 31, 2020 - Additional increases on a schedule to be determined

- ✓ Time clock/Justice audit. Motion by Councilman Phelps, and seconded by Councilman Driscoll to enter into executive session due to current employment matters. Motion carried unanimously by all present board members; entered at 9:15 p.m. Town Clerk was asked to step out.
A motion by Councilman Phelps and seconded by Councilman Atterbury to exit executive session and enter into regular session at 9:32 p.m. with no action taken in executive session. Motion carried unanimously.

Councilman/Town Clerk/Other communications:

Town Clerk reported she closed out taxes last week with the County Treasurer and it went smoothly; we ended with 48 unpaid tax bills this year. One of our lowest unpaid numbers in a few years.

Town Clerk reported the Workplace Violence training was held 3/31/16 with 11 employees unable to attend; she will be arranging sessions to get the remaining members completed with the goal of no later than May 30th.

Town Clerk reported that Wednesday May 11th both the court and town clerk's office will be closed for the day to attend a training seminar at Houghton College; we intend to carpool together. I am unsure if we feel comfortable taking the town car on such a long distance and prefer to take a larger car.

Councilman Phelps stated he attended the recent Lake Association meeting and they are looking at e-technology rain gauges, using to help with lake levels. The Steward Program will continue this year as they acquired funding. There is some new disease called Hemlock Woolly Algaecide that is affecting the hemlock trees and has been identified in Conesus. The Association is starting with labeling homeowner docks to help with storms to help relocate if docks become detached.

Councilman Phelps really wanted to express his appreciation for the Lake Association and what a great organization it is as they work well with the community as well as protecting the lake.

Others:

Ron Niedermaier stated he has been looking into the idea of a Farmers Market in Groveland; Supervisor Carman looked into with the town's insurance carrier and was stated it is nearly uninsurable but could be done; however there are many loop holes to go through as the state has to give approval first. He will continue to look into it.

A motion by Councilman Driscoll and seconded by Councilman Phelps to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 9:33 p.m. The next regular meeting will be May 12, 2016 @ 7:30 p.m. at the town hall.

Dated: April 14, 2016
Town of Groveland

Sandra L. Bean, Town Clerk