

The regular meeting of the Groveland Town Board was held on Thursday October 13, 2016 at the Town Hall.

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

Absent: None

Other Town Official's in Attendance: None

Other Attendees: Ron Niedermaier

Supervisor called the meeting to order @ 7:57 p.m.

A motion by Councilman Phelps and seconded by Councilman Devine the audited bills be paid. General Fund vouchers numbered 238-262 for \$29,971.62; Highway Fund vouchers numbered 183-198 for \$13,495.67. Motion carried unanimously.

A motion by Councilman Atterbury and seconded by Councilman Phelps to accept the regular meeting minutes of 9/8/16 as submitted. 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 Phelps and seconded by Councilman Atterbury 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. Fireman's breakfasts have started 2nd Sunday each month October – March 8am – 11am
4. General Election Tuesday November 8th, 6 am – 9 pm both Districts
5. Town Clerk emailed an article related to Email, Text under FOIL
6. American Rock Salt is expanding its mining permit another 1700 acres into Leicester and Mt. Morris – SEQRA is underway.

Old/New Business:

PRELIMINARY 2017 BUDGET - Town Clerk had previously emailed the Preliminary Budget and provided copies of the budget that Supervisor Carman and Accountant, LaDelfa, Walker & Schoder, LLP prepared. The public hearing notice was published, read by Supervisor and opened @ 8:00 p.m.

The accountant submitted for the Tax Cap calculation: the tax cap was calculated at \$747,961; the total levy that is proposed is \$739,841. Therefore, the levy is below the cap by \$8,120; an override of the cap is not necessary and we have indicated on the form that you do not plan to override the cap in 2017.

Board & Public Discussion:

Councilman Atterbury gave kudos to the Supervisor for negotiating so well on the fire contract.

Supervisor Carman stated he gave information to the fire department and spoke with Steve Teeter of the available fire department grants and the county person who can help at no charge; Steve stated the department is not interested in working with the county.

Public Hearing closed by Supervisor at 8:59 p.m. with no public comments.

Resolution 54-2016

WHEREAS, the Town Board has met at the time and place specified in the Notice of the Public Hearing on the Preliminary Budget held October 13, 2016 and heard all persons desiring to be heard thereon, now therefore be it

RESOLVED that this Town Board does hereby adopt the Preliminary Budget as the Annual Budget of this Town for the fiscal year beginning on the first day of January 2017 and that such Budget as so adopted with no amendments, And by this Board, be entered in detail in the minutes of the proceedings of this Town Board and be it

FURTHER RESOLVED that the Town Clerk of this Town shall prepare and certify, in duplicate, copies of said Annual Budget as adopted by this Town Board, together with the Estimates, if any, adopted pursuant to Section 202-A Sub. 2 of the Town Law and deliver one copy thereof to the Supervisor of this Town to be presented by him to the Board of Supervisors of this County.

The question of the adoption of the foregoing RESOLUTION was put into vote. Motion by Councilman Phelps and seconded by Councilman Driscoll and the results were carried with 0 noes 5 ayes votes. Roll Call Votes: Supervisor Carman, aye; Councilman Devine, aye; Councilman Driscoll, aye; Councilman Phelps, aye; Councilman Atterbury, aye.

BUDGET ADJUSTMENTS/TRANSFERS – RESOLUTION 53-2016 – Town Clerk prepared the line transfers based on the monthly supervisors' budget report along with tonight's abstract.

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

Budget Transfer GF Budget as follows:

From A7550.4 (Celebrations) \$1085 to A1420.4 (Attorney Contr)

From A7550.4 (Celebrations) \$97 to A1440.4 (Engineer Contr)

Increase Budget Revenues & Expenditures of HF as follows:

From DA5142.1 (Snow Removal Services) \$925 to DA9060.81 (Medical Reimbursement)

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

RESIGNATION LETTER, TAMMY BAKER, ASSESSOR & SUPERVISOR SECRETARY – Town Clerk is in receipt of the resignation letter of which she reported that notifications were submitted to the county and state real property service agencies. Her effective date October 14, 2016. We are contracted with T/Geneseo for Assessing and waiting to see how or when they will fill the vacancy. Supervisor Carman has discussed with Supervisor Wadsworth stating his intent is to hire a part time Assessor with giving them fulltime to help in the code office.

There are only 5 Assessors within the county and not sure Will's idea will work. It might be in our best interest to reach out to each Assessor and see if anyone is interested taking Groveland if we opt out of the Cap; Supervisor Carman asked Councilman Driscoll to draft a letter and he will have his secretary mail them out. Board all agreed.

SUPERVISOR SECRETARY – Supervisor Carman has interviewed candidates and has offered the position to Christine Lennington, pending board approval. A motion by Councilman Atterbury, seconded by Councilman Driscoll to appoint Christine Lennington effective 10/17/16-12/31/16 with the remaining salary of \$5,000. Motion carried.

BOARD OF ASSESSMENT – Town Clerk reported Bruce Dehm's term expired on 9/30/16 and is willing to be reappointed to a 5 year term. A motion by Councilman Phelps and seconded by Councilman Driscoll the term is effective 10/1/16 – 9/30/2021. Motion carried.

CEMETERY SEXTON – with the position previously covered under the highway superintendent and the need to fill the position now it was discussed adding this someone already working for the town. A motion by Councilman Devine, seconded by Councilman Atterbury to appoint, Kim Burgess effective 10/14/16 –

12/31/16 with a salary of \$100 for the remainder of the year. It was discussed the annual salary would be \$300 come 1st of the year. Motion carried.

ADDRESSING OFFICIAL – with the position previously covered under the highway superintendent and the need to fill the position now it was discussed the most towns have the code enforcement officer to serve in the position. A motion by Councilman Driscoll, seconded by Councilman Devine to appoint Ron Maxwell effective 10/14/16 – 12/31/16 - \$35 per new address. Motion carried.

ENERGY ENTERPRISES, INC. – ENERGY AUDIT – the packet information was emailed with the agenda last week. Supervisor Carman has discussed at the county level as they are also looking at doing an electric audit.

Board discussion:

Supervisor Carman stated the project negotiates a price for all owners in the town and acts as the Community Choice Administrator (CCA); the county meets next week to learn more about it.

It sounds interesting but might be worth learning more about at the county level, and sure many other companies are going to be knocking on the doors to do the same thing; might be worth it for us to let them compete. It is planned to be discussed again at the November 10th with more information.

The question that concerns the board, what are the timelines for the contract and what happens if the rates fluctuate more or less within the contract, what protects the town and the taxpayers if this occurs?

ELECTED VS APPOINTED HIGHWAY – Supervisor provided a copy of a letter from the town attorney regarding the steps to make convert to an appointed position and wanted to know if the board thinks this is something they should pursue. He gave his opinion: “his heart says it should be elected but his head says our taxpayers deserve board oversight and accountability.” Councilman Driscoll and Phelps agree with Carman; and stated we were so lucky to have 30+ years of Greg and now we have to know that we may never get another Greg; but the next person does deserve the benefit of the doubt. Board decided to move the discussion to the January regular meeting and see if the Town Clerk can come up with sample local laws.

COHEN LAW GROUP – they are now offering a Cable franchise free legal assessment and if we are interested we must notify them by November 23rd. Board stated this is the company that wanted \$7+grand to do the assessment and now for free. They gave us the review over the phone and we still have it and maybe best to leave it until the company reaches out to us while the free internet is included. All agreed.

HIGHWAY UPDATE – Town Clerk reported the cell phone has been put on a reserve but due to the contract we could not shut it off without penalty, the office has been cleaned out and currently being painted, we had the IT come do a computer scrub and forward all emails to the Supervisor until the position is filled. I have worked with the crew and has cleaned updated the fleet list with the crew based on the insurance policy as this will help everyone identify for coding on the vouchers.

Supervisor reported the crew is working on trucks to get ready with plows. They have been doing sluice pipes for new driveways and grading dirt roads.

He spoke with Caldwell regarding his attempt to have crew go work on the David Gray Hill Road which the board decided not long ago that we were not doing work on the road. Board all agreed especially since it becomes legally closed by November 1st for the winter.

AMBUSCADE PARK – the committee reported they are waiting for an update from the contractor who is working with the Architect and state parks office to see if they all are open to reducing some of the materials and design to something more affordable. Hoping in the next week or so we should know something.

Supervisor Communication:

- ✓ Water line update: It was confirmed the line will be coming through and will go as plan up Maple Beach Road and the Water Authority will have to make up any shortage of funds if the state will not off set. Councilman Phelps stated the farmers met last week with LCWSA and their offer seems fair.
- ✓ The Conesus Lake Water rates held a public hearing that is raising the quarterly fee from \$34 to \$37 but the rate per thousand is going down from \$4.00/thousand to \$3.50/ thousand.
- ✓ If anyone is looking to see the election ballot I have provided a copy to the town clerk.
- ✓ We did win the Article 78 petition, however there is still a period they can appeal the decision.
- ✓ The salt mine has submit an application to the NYSDEC to extend their underground mining as they currently mine about 9,000 acres of underground between Groveland and Geneseo, they are looking to add 1,700 acres west of the mine within Mt. Morris and Leicester. We have the information at the Town Clerk office if anyone is interested in reading it.
- ✓ The fire department dropped off a draft 5 year contract for us to go through and see if we want anything added. I will have the Town Clerk email the information after tonight.

Other Communications:

Councilman Phelps reported he attended the Conesus Lake Steering committee and reported some of the highlights:

- The lake is 2 inches above winter weather
- A vine called mile a minute is not aquatic but invasive vine getting close to the lake
- There has been an active kayak club operating
- At Vitale Park the old 48x36 sand point building is being torn down with a new building being located on the eastside of the park.
- The Boat wash has been up & running with funding secured for a few years
(Ron Niedermaier said he attended the meeting and heard they didn't have funding)

Ron Niedermaier inquired if the cleaning crew cleans this building would be an option to have them clean the highway office on a regular basis? Town Clerk stated we have been discussing it, but watching it for now as the soot and waste oil furnace might not be a practical thing along with the cost. The contract renewal is in January and the board will revisit it then.

A motion by Councilman Phelps and seconded by Councilman Driscoll to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 9:15 p.m. The next regular meeting will be November 10, 2016 @ 7:30 p.m. at the town hall.

Dated: October 13, 2016
Town of Groveland

Sandra L. Bean, Town Clerk