

The regular meeting of the Groveland Town Board was held on Thursday February 13, 2025 at the Town Hall.

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

Other Town Officials: Tanner Harvey, Highway Superintendent

Others in Attendance: R. Niedermaier, K. Molinari, Peterbilt representative, E. Weis, CPL Engineer

Supervisor Devine called the meeting to order @ 8:35 a.m. Supervisor Devine led the pledge to the flag.

A motion by Councilmember Hunter and seconded by Councilmember Bean the audited bills be paid. General Fund vouchers numbered 24 -44 for \$10,918.42; Highway Fund vouchers numbered 14- 35 for \$56,316.05 and Capital Fund voucher number 2 for \$70.00. Motion carried unanimously.

A motion by Councilmember Hunter and seconded by Councilmember Przysinda to accept the regular meeting minutes of 1/09/2025 as presented. Motion carried unanimously.

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

Information handed out/or acknowledged:

1. Food Pantry Box- located in the town hall

Old/New Business:

HIGHWAY REPORT- Highway Superintendent Harvey requested Mr. Molinari from Peterbilt to come to discuss ordering another truck for the town.

Mr. Molinari discussed the NYS Emissions Act and the ability in the past to opt out with a letter from the town's legal department written to DEC opting out of the emission restriction however now NYS recently rescinded the ability to do this.

Municipalities will have to follow the guidelines set forth with the 2026 emission compliance. There is a second truck available for purchase at a cost comparable to the truck that is being built currently for the town, for ease of discussion we will label truck #1 and truck #2. The town has truck #1 on order now, if the town agreed to purchase truck #2 all of the town trucks would be compliant with emission until 2035.

If the town decides not to order a significant cost increase will happen to order a truck at a later date.
Board discussion:

Councilmember Bean stated that it is a concern that this truck was not budgeted for, with looking at the 2025 budget.

Councilmember Przysinda inquired could the cost go down if the town did not purchase right now.

Mr. Molinari stated no, with how the emission regulations are being regulated. If the truck is not committed to today, and the town places an order for a truck for 2026 the emission cost alone would be a minimum increase of approximately \$40,000 plus surcharges. He also gave the warranty information as requested by the board

Councilmember Hunter questioned whether are we getting so consumed with the emission regulations that we are not looking at the overall well-being, and purchasing out of fear of the unknown.

Councilmember Bean asked for the fleet inventory, the board along with the highway superintendent reviewed the inventory of what vehicles potentially would be surplus and what potential values of vehicles could get if sold.

The Highway Superintendent had provided the lease agreement for both truck #1 and truck #2. Truck #2 does not include any snow plow equipment yet. The Highway Superintendent stated that he can't rent a plow truck if one goes down like he can a grader or a loader. The town does not have an employee anymore that has the expertise of a mechanic like in the past either.

Councilmember Bean reviewed the fleet list again and stated even with our backup trucks for budgetary reasons we may be better to fix and repair them even if they are old than going into further debt as we will have 3 newer trucks in the fleet.

Supervisor Devine agrees with wanting to move forward with purchasing truck #2 but is concerned about how to progress moving forward with not having it budgeted.

Councilmember Macauley inquired if CHIPS could pay for the truck. The Highway Superintendent stated it has to pay for the truck in full not pay for payments/ installments like the lease option that was presented.

Mr. Molinari respectfully requested that the board provide him with answer either way regarding truck #2 today as he has other municipalities wanting to purchase if Groveland does not wish to.

A motion by Councilmember Hunter and seconded by Councilmember Bean to decline to purchase truck #2 as presented. Motion carried. Supervisor Devine, abstained; Councilmember Bean, aye; Councilmember Hunter, aye; Councilmember Macauley, abstained; and Councilmember Przysinda, aye.

Highway Superintendent Harvey gave his Highway report to the board. Seasonal-use roads have become an issue for travelers using GPS still as we have had 3 recent accidents on seasonal-use roads. The Highway Superintendent has added additional orange signage to notify drivers of such road usage.

The news has been reporting the shortage of salt from American Rock Salt, there has been no issue for our town however we have been told from Livingston County Highway should the town have difficulties please contact them as well. Highway Superintendent Harvey stated Groveland has been doing well for salt, at some point in the summer months he will be renegotiate the amount of salt the town receives as we have more black top roads than when the original contract was done over 13+ years ago.

The Highway Superintendent inquired if Councilmember Przysinda can look into the lighting at the Highway barn shop side. Councilmember Przysinda stated he would be glad to, just will need the electric bill to move forward. The Town Clerk will provide that to the councilmember.

Highway Superintendent Harvey would like to advertise for the part-time summer employee sooner than last year so interviews can happen earlier. Councilmember Bean stated to contact the accountant to get proper hours and pay rate, she also gave recommendations for advertisements.

Highway Superintendent Harvey stated that the 2003 Kenworth needs some repairs and has done some research into purchasing a newer tractor for the town. There is the ability to utilize CHIPS money and have the approval letter for such use from CHIPS. Highway Superintendent Harvey discussed his CHIPS funding and use with the town board.

The board agreed that CHIPS funding falls within the Highway Superintendent's responsibility and agreed that if he wants this purchase and has the authorization to purchase from the State, the town board agrees.

A motion by Councilmember Bean and seconded by Councilmember Przysinda authorizing the prepayment of the 2022 Peterbilt. Motion carried unanimously.

WATER DISTRICT #1 UPDATE- Eric Weis, Engineer with CPL notified the Supervisor he was able to attend the board meeting late in the afternoon the day prior to the board meeting. Supervisor Devine wanted clarification for the board on where the project was.

Mr. Weis stated that the plans have been submitted to USDA Rural Development for funding information due to financial agreement changes with the addition of the WIIA grant money. The current financial contract only allows for 5% contingency in the funding plan with USDA, with the plan as presented to the board if the town rebid the process it would only add an additional couple of weeks and would allow for the full amount of each grant to be utilized along with the increase of contingency. The project still can't be awarded until NYS EFC approval happens, the town has to amend the district due to the increase in grant funding which needs to be done via public hearing and go back to USDA Rural Development prior to the amendment of the district. Councilmember Bean asked why would the town rebid, Mr. Weis explained the rebid process to the board and stated that it would hold the project up minimally. All board members stated everyone wants this project to move forward.

Mr. Weis stated it is stalling currently at NYS EFC which normally takes approximately 90 days which it was submitted back in November when the town received its funding approval from the WIIA Grant.

Councilmember Bean is concerned that if the town rebids the contractor could increase their price knowing they can get more money along with delaying the project with rebidding.

Mr. Weis responded all of the items as was stated above have to happen whether or not the project is rebid or not, the gamble is the contingency money percentage. Mr. Weis would like to try and speak with USDA Rural Development to see if they will allow for a 10 % contingency. If they will then Mr. Weis feels there will be no need to rebid.

A motion by Councilmember Bean and seconded by Councilmember Przysinda authorizing Supervisor Devine to decide to either rebid the project or maintain the project concerning Water District #1. The decision will be following a discussion had by Eric Weis, CPL and USDA Rural Development allowing the increase of contingency from 5% to 10%, if not the town board authorizes Supervisor Devine to rebid the project utilizing one contractor.

Motion carried unanimously.

Councilmember Hunter left the meeting at 10:48 a.m.

AGREEMENT TO SPEND HIGHWAY FUNDS RESOLUTION 29-2025- Highway

Superintendent Harvey filled out the form for the board to review and to be submitted as required to Livingston County.

WHEREAS, in the sum of \$160,000 may be expended for general repairs upon 4.0 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewals thereof, and

WHEREAS, Highway Superintendent has designated road improvements commencing from County Road 2 leading to Wilson Road towards Barber Hill Road, a distance of 1.5 miles there shall be expended not over the sum of \$100,000 Type Black Top, 22ft width of traveled surface, thickness 3" with subbase gravel, and

WHEREAS, Highway Superintendent has designated road improvements commencing from County Road 2 leading to Lattimer Road towards the seasonal portion of Lattimer Road, a distance of 2.5 miles there shall be expended not over the sum of \$60,000.00 Type oil and stone 22ft width of traveled surface, thickness 1", subbase oil and stone

RESOLVED, that pursuant to provisions of Section 284 of the Highway Law, the town board agrees that monies levied and collected for the repair and improvement of highways, and received from the state for the year 2025 will be utilized as specified above.

The adoption of the foregoing RESOLUTION was duly out in vote on motion of Councilmember Bean and seconded by Councilmember Przysinda and the results were carried with 0 nay, 4 ayes. Roll Call Votes: Supervisor Devine, aye; Deputy Supervisor & Councilmember Bean, aye; Councilmember Hunter, not present; Councilmember Macauley, aye; Councilmember Przysinda, aye.

AUDIT RESOLUTION 30-2025- Supervisor Devine stated all audits were completed by the January 20th required NYS Comptroller's date; however, the town board could not pass the resolution to recognize the audits until today's meeting.

WHEREAS, the Town Board has met at the time and place at its regular meeting, to review the 2024 examination of the Justice Court, Tax Collection, Town Clerk and Supervisor's policies and procedures of their account books.

WHEREAS, two councilmen did meet with each department as indicated on audit sheets at the Town Hall to provide a process to monitor and review the work performed by those who handle money as part of their town duties; and

RESOLVED: the town board performed the examination and verification of the 2024 account books with court and town clerk and appeared to be in good order in Pursuant to Town Law, Section 27(1), Section 64(1), and Section 123.

The adoption of the foregoing RESOLUTION was duly out in vote on motion of Councilmember Przysinda and seconded by Councilmember Macauley and the results were carried with 0 nay, 4 ayes. Roll Call Votes: Supervisor Devine, aye; Deputy Supervisor & Councilmember Bean, aye; Councilmember Hunter, not present; Councilmember Macauley, aye; Councilmember Przysinda, aye.

RESOLUTION 31-2025 SURPLUS RESOLUTION The Highway Superintendent discussed surplus a few items with the board.

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:

- STIHL Chainsaw 2013-261C
- STIHL Chainsaw 2013 MS362
- 2003 Kenworth w/900 tractor 1XKWDB0X73J394249

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 adoption of the foregoing RESOLUTION was duly out in vote on motion of Councilmember Macauley and seconded by Councilmember Przysinda and the results were carried with 0 nay, 4 ayes. Roll Call Votes: Supervisor Devine, aye; Deputy Supervisor & Councilmember Bean, aye; Councilmember Hunter, not present; Councilmember Macauley, aye; Councilmember Przysinda, aye.

RESOLUTION 15-2025- MODIFICATION TO PREPAID PAYMENTS- Town Clerk spoke with the town board and let board know that a check that was sent to the credit card company was processed by them but never applied to the balance. The town supplied them with the processed check and were given the credit. Recently we have had issues with the credit card receiving payment on time and being charged penalties. Town Clerk polled colleagues in other municipalities and they are having the same issue with the same company as this is the municipal credit card company it seems. One had a solution to pay via ACH, and has had great success, the town accountant is on board and we would process the bill the same as we always did, the only difference is that we would do the ACH in-house. Board all agreed to modify the prepaid resolution from the organizational meeting to allow for this type of transaction to meet the best needs of the municipality and its taxpayers.

WHEREAS, Pursuant to Town Law Section 118 (2) to authorize the payment in advance of audit of claims for public utility services, which includes fuel oil by specific definition, postage, freight and express charges. All such claims shall be presented at the next regular meeting for Audit; and

WHEREAS, this board also recognizes the need to do advance payments for the Health Insurance coverage along with the Konica Minolta Lease; and

WHEREAS, this board also recognizes the need to do advance payments in the form of ACH payments if necessary to avoid late fees and potential interest penalties accrued should a check not be received due to unforeseen circumstances out of the municipal control, and

RESOLVED, the listed above prepaids will contribute to the overall success of the town in delivering services to the public and its employees effectively and efficiently. The health and welfare of its employees are important to the everyday flow.

The adoption of the foregoing RESOLUTION was duly out in vote on motion of Councilmember Macauley and seconded by Councilmember Przysinda and the results were carried with 0 nay, 4 ayes. Roll Call Votes: Supervisor Devine, aye; Deputy Supervisor & Councilmember Bean, aye; Councilmember Hunter, not present; Councilmember Macauley, aye; Councilmember Przysinda, aye.

Supervisor Communication: Supervisor Devine stated the Watershed Council is working with Camp Stella Maris to see if they can prevent Algae Blooms this summer. It will be monitored by SUNY Geneseo and Brockport.

A letter is being sent to NYS for Non-payment of plowing services for State roads from Livingston County as they have yet to pay for any plowing services this year.

Other Communication:

Town Clerk Burgess stated the Foil Policy appears that it will need to be updated following an article read in the new Town and Topics received and supplied to the municipality by the Association of Towns.

The EPF grant that the Town received in 2012 had minimal money used from Ambuscade Park and was closed formally by the town in 2020 due to funding and contractor issues. There was a sign that was required to be maintained in perpetuity. The sign was removed due to fading and rust damage over the years needs to be replaced and reinstalled once redone. The Town Clerk was given the new sign description and approval for the proper signage. The Highway Superintendent will get the sign made.

A motion by Councilmember Bean and seconded by Councilmember Przysinda to adjourn the meeting. Motion carried. Meeting adjourned 11:15 a.m. The next meeting will be the regular meeting March 13, 2025 @ 8:30 a.m. at the town hall and is open to the public. Motion carried.

Kimberly Burgess, Town Clerk
Town of Groveland
Dated: February 13, 2025