

The regular meeting of the Groveland Town Board was held on Thursday December 12, 2019 at the Town Hall.

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

Excused:

Other Town Official's in Attendance: Justice Jenean Love, Justice Dave Livingston and Justice Elect Mark Bean

Other Attendees: Matt Halladay, David DiMatteo, Town Attorney

Supervisor called the meeting to order @ 7:36 p.m. Supervisor Carman asked Councilmember Atterbury to lead the pledge to the flag.

A motion by Councilmember Atterbury and seconded by Councilmember Phelps the audited bills be paid. General Fund vouchers numbered 297- 319 for \$ 10,306.74; Highway Fund vouchers numbered 216- 239 for \$ 20,402.19. Motion carried unanimously.

A motion by Councilmember Phelps and seconded by Councilmember Niedermaier to accept the regular meeting minutes of 11/14/2019 approved as presented. Motion carried unanimously.

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

Information handed out/or acknowledged:

1. Food Pantry collection box is located at the town
2. Groveland Fire Dept. Pancake breakfasts- second Sunday of the month
3. Catholic Charities St. Nicholas Annual Appeal
4. Groveland Correctional Facility History and slate artwork donated
5. Liv Co. Broadband survey

Old/New Business

SPARTA FARM- NYSDAM FARMLAND PROTECTION IMPLANTATION GRANT PROGRAM- Matt Halladay with Genesee Valley Conservancy is assisting Sparta Farms in its application process and presented the board with the information and maps in regards to the grant.

The grant that Sparta Farms is applying for is a transition grant, which can be in many different transitioning description. One is transitioning the farm from one family member to another, other types are from dairy to crop farming. Sparta will be utilizing the transition grant from one family member in this case Peter VanArsdale to his daughter Jeanette. This grant is a first come first serve type of grant and would require the support from the town board to move forward.

Attorney DiMatteo inquired the proximity of the farm to interstate 390. Mr. Halladay answered it is fairly close, that they do have nice prime soil.

Attorney DiMatteo then inquired of the allowably for large scale solar farm. Mr. Halladay stated that that would not be possible due to the type if conservation easements that are obtained with the grant.

Mr. Halladay also explained that if Sparta Farms would be accepted into the conservancy there are specific criteria of what would be allowed to be done on the land in the conservancy and they would work with the land owner with any request they may have as it pertains to conservancy land.

Sparta Farms would be the fourth farm to either apply for or be accepted into the conservancy.

Board discussion:

Councilmember Niedermaier would like to add to the town's comprehensive plan the farms that are in the conservancy along with the mapping. Attorney DiMatteo stated that that can be done via a resolution to add and would be a good idea to add it to the plan.

Councilmember Devine stated that the area Sparta Farms is in a flooded area and would not see much in the way of development than farming in the area the grant is being applied for.

Supervisor Carman stated that we are a farming community and agrees with the other board members in regards to development.

A motion by Councilmember Devine and Seconded by Councilmember Atterbury to authorize William Devine, Deputy Supervisor to sign a letter of support for the grant. Motion carried with Supervisor Carman abstaining due to a conflict of interest.

JUSTICE CLERK HOURS- Supervisor Carman received an email from an employee of the court regarding hours worked away from the office and the compensation of such hours for the future. Supervisor Carman felt the Justices should discuss the clerk hours and their expectations.

Executive Session- Councilmember Phelps made a motion to go into executive session, seconded by Councilmember Niedermaier for matters relating to Medical, financial, credit or employment history of a particular person or corporation, or relating to appointment, promotion, demotion, discipline or removal;. Motion carried unanimously.

The board asked the Town Clerk, Attorney DiMatteo and Justices to attend.

Board entered into executive session at 8:03 p.m.

A motion by Councilmember Niedermaier seconded by Councilmember Phelps to close executive session with no action taken. Motion carried unanimously.

Returned to regular session at 8:55 p.m.

AMBUSCADE PARK- Attorney DiMatteo attended the meeting to update the board regarding a potential for a final bill for the pavilion.

Councilmember Atterbury made a motion to go into executive session, seconded by Councilmember Devine for matters relating to proposed, pending or current litigation; Motion carried unanimously.

The board asked the Town Clerk and Attorney DiMatteo to attend.

Board entered into executive session at 8:56 p.m.

A motion by Councilmember Atterbury seconded by Councilmember Devine to close executive session with no action taken. Motion carried unanimously.

Returned to regular session at 8:57 p.m.

Supervisor Carman discussed the potential settlement for a final bill of \$4,700 to Mossien Associates for their services as it pertains to the NYS grant the town was awarded for Ambuscade Park.

A motion by Councilmember Phelps and seconded by Councilmember Devine to accept a final bill of \$4,700 to Mossien Associates. Motion carried unanimously.

Supervisor Carman spoke with Jon Werner the instructor for the building trades at GV BOCES and stated they are done for the winter and will finish in the spring. It will take approximately 2-3 days, once done he will schedule the picnic along with the plaque presentation. Our next step will be the ramp to be ADA accessible and then septic to be done.

Councilmember Devine stated that he thought the roadway for the septic was mapped out already. Supervisor responded that it was he believed as well.

Supervisor Carman stated that he has been in contact with Cathleen Thompson to see if she would be willing to donate more land for the Ambuscade Park and she has requested that no change to the land shall be donated or deeded and that the property will remain as is.

Councilmember Niedermaier inquired if he could ask if we move the fence to the area that is mowed if that would be acceptable to prevent anyone from going onto Thompson property. Supervisor stated that he would like Councilmember Niedermaier to inquire with Ms. Thompson.

HIGHWAY REPORT- Supervisor Carman updated the board on the highway as the Deputy Highway Superintendent could not attend tonight's meeting. The highway has been busy putting up snow fence, hauling salt, plowing along with sanding during the freezing rain storm recently.

The required yearly RPZ testing was scheduled along with the newest inspection of the boiler system for the town hall offices. The boiler inspection has been completed with no issues noted.

The County held its Tier 3 training on Monday night that the Deputy Highway Superintendent attended along with the Town Supervisor and the Town Clerk. The training included new rules, Debris Management update, all Hazard Mitigation Plan review starting in January of 2020 Overview and changes to article 2B Roles and Responsibility in an emergency Updates and changes to the Federal Recovery and Reimbursement process.

In preparation for the New Year, Deputy Highway Superintendent would like to increase Tanner Harvey to \$19.00/ hour and offer Joe Jerome the full time MEO position at \$18.00/ hour beginning 1/6/2020. The full time MEO position will become available following the retirement of D. Mark Caldwell on 12/27/2019.

A motion by Councilmember and seconded by Councilmember to approve Deputy Highway Superintendent Caldwell's recommendation to begin 1/6/2020.

Supervisor Carman stated that Deputy Highway Superintendent Caldwell could not use his all his vacation time prior to his retirement. Supervisor feels that he should receive the time he has earned as this is not in the union contract how to handle unused time for retirement purposes. The accountant has recommended that we issue a single payroll period just for D. Mark Caldwell on December 27, 2019 to include any vacation time along hours worked until the 27th of December 2019. This would keep all of Mark's hours for the MEO position in 2019 and make it easier to track for retirement purposes.

A motion by Councilmember Atterbury and seconded by Councilmember Devine to issue a single payroll period just for D. Mark Caldwell on December 27, 2019 to include any vacation time along hours worked until the 27th of December 2019 payroll period and the wish to recognize his dedication to the town.

PROPOSED COUNTY RESOLUTION- LARGE SCALE COMMERCIAL SOLAR DEVELOPMENT ON PRIME SOIL IN LIV CO.- Supervisor Carman provided a sample resolution from Livingston County regarding the use of large scale commercial solar development on prime farmland. The Supervisor will need to vote on this resolution and wanted the boards input regarding this issue prior to the County meeting.

A motion by Councilmember Niedermaier and seconded by Councilmember Atterbury to support Livingston County's resolution as it pertains to large scale solar farms. Motion carried unanimously.

SURPLUS ITEMS- RESOLUTION 57-2019- Town Clerk notified the board of office items that have been handed down to the Highway Superintendent's office that are no longer in use.

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- 5 drawer metal desk
- 2- 5 drawer metal file cabinets
- 1-wooden cart on wheels
- 1-metal and wood type writer stand
- 1- wooden desk
- 1- Fax machine HP 3180
- 2- 8 foot wood/ metal tables
- 2- 2 drawer metal file cabinets
- 2-small wood/ metal folding tables

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 Atterbury and the results were carried with 0 nay, 5 aye votes. Roll Call Votes: Supervisor Carman, aye; Councilmember Devine, aye; Councilmember Atterbury, aye; Councilmember Phelps, aye; Councilmember Niedermaier, aye.

Supervisor Communication:

NYMIR Risk analysis- We received communication from the representative from NYMIR of recommendations they had along with a checklist. Deputy Highway Superintendent and Town Clerk have been reviewing the list to ensure compliance. Deputy Highway Superintendent will be conducting inventory of road signage along with installing master disconnect switches on all heavy trucks over the course of the winter. We have had the boiler inspected on 12/2/2019 as was recommended and have begun the process for the Youth contract with the Village of Geneseo and in the contract will list the Town of Groveland as an additional insured. Any other recommended areas all have been completed. They have requested a letter regarding compliance / or pending issues which the town clerk will forward after the board meeting.

Other Communication:

Councilmember Niedermaier stated that if the slate picture that was painted by an inmate at Groveland Correctional Facility was something the board liked, other items can be painted via a picture for the town by inmates there through the program they facilitate.

Councilmember Niedermaier also stated that he has been contacted by Alberta Burger's family as she is turning 100 on March 24, 2020. The family is planning a celebration in March of 2020 but unsure of timing yet, he will keep the board notified.

Town Clerk has been notified by the court that the JCAP grant that they have applied for is under review for the ADA accessible electronic door request. As it is the main door for the town building the grant would only pay for half of the cost. Should the grant be approved is this something the board wishes to move forward

with as this is not something that was budgeted. The estimates are \$5190 and \$3670 for the install and materials for the ADA accessible door.

Board discussion:

Declined to contribute at this time to the electronic door for ADA accessibility.

Town Clerk notified the board for the year end meeting date in 2020 falls on New Year's Eve and would like to move it to Wednesday December 30, 2020 instead.

Board discussion: All agreed with Town Clerk's recommendation.

A motion by Councilmember Atterbury and seconded by Councilmember Phelps to adjourn the meeting.

Motion carried. Meeting adjourned at 9:37 p.m. The next meeting will be the yearend meeting December 26, 2019 @ 7:30 p.m. at the town hall.

Kimberly D. Burgess, Town Clerk

Town of Groveland

Dated: December 12, 2019