

**The regular meeting of the Groveland Town Board was held on Thursday June 10, 2021 at the Town Hall.**

**Present:** Bill Devine, Acting Supervisor; Ron Niedermaier, Councilmember; Amy Phelps, Councilmember

**Other Town Officials:** D. Mark Caldwell, Highway Superintendent

Other Attendees:

Excused: Steve Atterbury, Councilmember

**Acting Supervisor Devine called the meeting to order @ 8:59 a.m.** Highway Superintendent Caldwell led the pledge to the flag.

Acting Supervisor Devine requested a moment of silence to honor Supervisor Carman who passed away peacefully at his home on May 31, 2021 surrounded by his loving family.

A motion by Councilmember Phelps and seconded by Councilmember Niedermaier the audited bills be paid. General Fund vouchers numbered 120 - 149 for \$ 9,090.26; Highway Fund vouchers numbered 79-93 for \$22,938.06. Motion carried.

A motion by Councilmember Niedermaier and seconded by Councilmember Phelps to accept the regular meeting minutes of 5/13/2021 approved as presented. Motion carried.

Acting Supervisor Devine forwarded copies electronically 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 Phelps to accept both financial reports. Motion carried.

**Information handed out/or acknowledged:**

1. Food Pantry Box- located in the town hall

**Old/New Business:**

HIGHWAY REPORT- Highway Superintendent Caldwell reported the crew has been working on for the County quite a bit and have started putting gravel down on Bennett Hill Road. Road side mowing has begun, with a bit of down time for the road side mowing as there was difficulty finding a tube for the tire on the road side mower.

An advertisement for one fulltime highway position and one seasonal road side mowing position has been out and have received a few applicants. After today's meeting the Highway Superintendent will begin the review process of the applicants.

Highway Superintendent Caldwell stated there was road damage to Dantz road from farm equipment as the road was just stoned and oiled last year. How does the board wish to handle the

matter as pictures have been taken and it has been documented. Highway Superintendent Caldwell did notify the farmer about the road damage.

Board discussion: Get an estimate for the damage separate from the work that will be done following this year's oil and stone that will be done on Dantz Road.

NYS STANDARD WORK DAY RESOLUTION 38-2021 Board reviewed the list with additional employee calendars passed around for board signatures. Social security and membership numbers not listed for security reasons.

A motion by Councilmember Phelps and seconded by Councilmember Niedermaier to accept the resolution as presented. Motion carried.

Standard Work Day and Reporting Resolution # 38 -2021								
BE IT RESOLVED, that the Town of Groveland location code 30533 hereby establishes the following as standard work days for elected and appointed officials and will report following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:								
TITLE	Standard Work Day Hrs/day	Name	register #	SS#	Term Begin/Ends	Record of Activities Result	Tier 1 (check for Tier 1 only)	Check if not * completed time keeping system
<b>Elected Officials</b>								
<b>Appointed Officials</b>								
Historian	6	David Carman			1/1/2020-12/31/2020	0.64		
Planning Board Chairman	6	Seth Burnette			1/1/2021-12/31/2021	0.225		
Code Enforcement Officer	6	Ronald Maxwell			1/1/2021-12/31/2021	19.5		
Supervisor Secretary	6	Sandra Bean			1/1/2021-12/31/2021	3.41		
On this 10th day of June 2021 _____, Town Clerk Date enacted: June 10, 2021								
I, Kimberly Burgess, clerk of the governing board of the Town of Groveland, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the 10th of June, 2021 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.								
I further certify that the full board, consists of five members, and that three of such members were present at such meeting and that 3 of such members voted in favor of the above resolution.								
* Those that did not do record keeping we asked but chose not to participate								
IN WITNESS WHEREOF, I have hereto Set my hand and the seal of the Town of Groveland.								
Affidavit of Posting: I _____, being duly sworn, deposes and says that posting of the Resolution began on _____ and continued for at least 30 days. That the Resolution was available to the public on the:								
<input type="checkbox"/> Employer's Website @ www.grovelandny.org - under Public Notices <input type="checkbox"/> Official sign board at the main front entrance								
Town Clerk Seal								

CONTINUATION OF OPERATIONS DURING A PUBLIC HEALTH EMERGENCY- RESOLUTION 39-2021- Livingston County Emergency Management Director Austin met with Town Clerk Burgess to review the town's policy and what the town burn rate for PPE equipment would potentially be during another public health emergency similar to COVID. The policy was given to the board for their review.

Board discussion: All agreed with the changed and recommendations.

WHEREAS to meet the requirements of New York State Labor Law has been developed in accordance with the amended New York State Labor Law section 27-c and New York State Education Law paragraphs k and l of subdivision 2 of section 2801-a (as amended by section 1 of part B of chapter 56 of the laws of 2016), as applicable.

WHEREAS this town board does hereby adopt a Policy known as Town of Groveland Continuation of Operations during a Public Health Emergency to help ensure government compliance, and foster positive employee environment; and

RESOLVED the Continuation of Operations during a Public Health Emergency Policy hereby designates the Town's plan in the event the Governor declares a State disaster emergency involving a communicable disease; such policy being on file in the Town Clerk's office.

The adoption of the foregoing RESOLUTION was duly out in vote on motion of Councilmember Phelps and seconded by Councilmember Niedermaier and the results were carried with 0 nay, 3 ayes. Roll Call Votes: Councilmember Devine, aye; Councilmember Phelps, aye; Councilmember Niedermaier, aye. Councilmember Atterbury, absent

CDC MASK GUIDANCE REVIEW- Acting Supervisor Devine stated on May 19, 2021, Governor Cuomo removed the mandate for face coverings for fully vaccinated people. How does the board wish to proceed as it relates to the town hall.

Board discussion: Board agreed to follow the CDC guidance and allow fully vaccinated people to enter without a face mask to the town hall.

AMBUSCADE PARK- Councilmember Niedermaier reported the exterior of the pavilion is now complete .BOCES building trades has installed the sinks and still need to set the toilets for the bathrooms and intend to finish in the fall. Councilmember Niedermaier spoke with Code Officer Maxwell regarding the bathrooms and using the pavilion without finished bathrooms. Code Officer Maxwell stated the town can allow use of the pavilion as long as we have the port a potty available for use.

Town Clerk Burgess stated there has been a request from the Sons of the American Revolution to reserve the park for September 11, 2021 from 11:30am- 2:30pm for their meeting to recognize Town Board, BOCES and for the hard work in the upgrades to the park. Town Clerk inquired if the board wanted to open the park as it still is under construction.

Board discussion: Go ahead and open the park with the understanding there are no reservation just they need to contact the town clerk's office and give their phone number in case of any issues. The park is still carry in, carry out and that there is not water on site. A porta potty is available for use and cleaned weekly and that the park is still under construction.

Highway Superintendent Caldwell stated that he reviewed the Kiosk stake markers placed by the Eagle Scout and thought another placement may be better and made the suggestions to the Eagle Scout.

Councilmember Niedermaier discussed the brick memorial further along with inquiring if the County Highway has the ability to hydro seed if need to at the park. Highway Superintendent Caldwell stated he believes this fall the highway crew can rent a machine to remove the rocks once the septic has been installed and seed once done

BOARD MEETING SCHEDULE- RESOLUTION 40-2021-Acting Supervisor Devine stated that with the recent changes it might be beneficial to change the board meeting times to a morning, and inquired If that was anything the other board members are interested in changing the meetings times.

Board discussion: All agreed moving forward that morning would work best, however recognize the need to have the ability to have the public input. Recommended to have regular meeting in the morning and schedule special meetings as needed for the public in the evenings with the proper posting required.

WHEREAS, NYS Town Law requires that the town boards of towns of the second class meet periodically to accomplish certain matters such as auditing claims, and

WHEREAS, NYS Open Meeting Law and Public Officers Law both require that reasonable effort be made to hold such meeting in facilities that permit barrier free access for the physically handicapped, now therefore be it,

RESOLVED, that all regular meetings of the Groveland Town Board, throughout the remainder of the year 2021 will be held at 9:00 a.m. in the Town Hall of Groveland located at 4955 Aten Road with the following schedule:

THURSDAY - July 8, 2021  
THURSDAY - August 12, 2021  
THURSDAY - September 9, 2021  
THURSDAY - October 7, 2021  
WEDNESDAY - November 10, 2021  
THURSDAY - December 9, 2021  
THURSDAY - December 30, 2021

The adoption of the foregoing RESOLUTION was duly out in vote on motion of Councilmember Niedermaier and seconded by Councilmember Phelps and the results were carried with 0 nay, 3 ayes. Roll Call Votes: Acting Supervisor Devine, aye; Councilmember Phelps, aye; Councilmember Niedermaier, aye. Councilmember Atterbury, absent

Acting Supervisor Communication:

- **Water District-** Attorney DiMatteo has been in contact and made a few recommendation regarding the public hearing as it pertains to creation of the water district and has posed a few questions to the Engineer on the project. Eric Weis has also notified the Town the project is in their cue at the USDA- RD and they had a bunch of questions that needed to be answered. Since the Town requires significant grant money, the funding will need to come from the Federal USDA-RD office, versus through the NYS USDA-RD office. The NYS USDA-RD gets a budgeted amount every year and funding a project like the town's cannot fit within that budget. However, ever year the NYS USDA-RD office submits additional projects to the Federal pooling. The pooling is the result of other state offices not spending their

budgets. The pooling happens in the summer and we will likely have an answer before August 10<sup>th</sup>. This process was anticipated and is how the bigger projects are typically funded.

- **David Gray Hill**- Attorney DiMatteo's Office contacted the Town Clerk with a few questions relating to the qualified abandonment purposes.
- **Fire Dept. Contract**- Acting Supervisor Devine recommended to a 1 year extension on Fire contract as union contract is this year and with the passing of Supervisor Carman it seemed best for the town to continue the same rate with the extension.

Board discussion: Agreed with the request for the extension, Councilmember

Niedermaier notified the board of two new truck purchase the Fire Department just made to their fleet.

Other Business/ Announcements:

Councilmember Niedermaier attended a Land Protection Workshop that was very interesting as it did pertain to the town comprehensive plans.

A motion by Councilmember Phelps and seconded by Councilmember Niedermaier to adjourn the meeting. Motion carried unanimously. Meeting adjourned. The next meeting will be the regular meeting July 8, 2021 @ 9:00 a.m. at the town hall and is open to the public. Motion carried.

Kimberly D. Burgess, Town Clerk

Town of Groveland

Dated: June 10, 2021