

**The regular meeting of the Groveland Town Board was held on Thursday July 11, 2013, at the Town Hall.**

**Present:** James C. Merrick, Supervisor; Bill Carman, Town Councilman & Deputy Supervisor; Craig Phelps, John Driscoll, Councilman

**Absent:** James Love, Councilman; Greg Adamson, Highway Superintendent

**Other Attendees:** Town of Geneseo Supervisor, Will Wadsworth

Supervisor handed out the monthly financial reports.

**Supervisor called the meeting to order @ 8:04 p.m.**

A motion by Councilman Carman and seconded by Councilman Phelps the audited bills be paid. General Fund vouchers numbered 154-177 for \$15,722.20; Highway Fund vouchers numbered 139-160 for \$27,294.43; Cemetery Fund vouchers numbered 5-6 for \$169.96. Motion carried.

A motion by Councilman Driscoll and seconded by Councilman Carman to accept the minutes of the regular meeting of June 13, 2013 minutes be accepted with as written. Motion carried.

A motion by Driscoll and seconded by Councilman Phelps to accept the monthly financial reports as submitted. Motion carried.

**Information handed out/or acknowledged:**

- 1) Liv. Co. Board of Supervisors minutes
- 2) Post Office public meeting 6/27/13 conclusion – Office will be open M-F 1:00-5:00p.m. effective sometime after August
- 3) Letters in Town Clerks office filed from Tim Sullivan
- 4) NYS Auditors will be conducted an audit on the Town's financials
- 5) Budget time – forms handed out to each department due back August 19<sup>th</sup>
- 6) Acquiring additional free energy audit options

**Old/New Business:**

HIGHWAY REPORT – none given

ASSESSOR POSITION DISCUSSION – CONTRACT ENDS 9/30/13 –Town of Geneseo Supervisor, Will Wadsworth updated the board that conducted 5 interviews last week and stated they were all good viable candidates but one stood out with personality and qualifications. Committee members from both Geneseo and Groveland sat through interviews last week. After doing reference checks they offered the position to Tammy Baker who lives in Caledonia for \$38,000 and would offer without benefits. Councilman Carman asked if that was reasonable and not under bidding? Supervisor Wadsworth stated she seemed open to it and thinks it is reasonable; plus the Town of Conesus is possibly looking for an Assessor and we may be able to add to her salary if that comes through.

Supervisor Wadsworth showed a copy of a break down to board members of the cost of a shared assessor which showed Groveland paying a bit more than we currently pay for an Assessor. If all goes through we would like Tammy to train with existing assessors starting August 1<sup>st</sup> for 15 hours; 10 in Geneseo and 5 in Groveland. Each town would pay her the break down of her salary for an hourly rate of \$22.81/hour. Her full salary would start October 1<sup>st</sup>.

A motion by Councilman Carman and seconded by Councilman Driscoll to agree to the selection of Tammy Baker for Assessor with offering a salary of \$38,000 without benefits effective October 1, 2013 and having her start August 1<sup>st</sup> to train with our assessor 5 hours a week at \$22.81 per hour and have Town of Geneseo to start drafting the Intermunicipal agreement to share assessor services. Motion carried.

BICENTENNIAL UPDATE – Farm Days was nice would have liked to see more people come through, we figured maybe 100 participants. Anna Macauley did a great job organizing the event. Lake Days are coming July 27<sup>th</sup> which require youths to reserve spots which are still available. Pete Dolan has been organizing this event and doing a fabulous job as well.

ARC has offered free shuttle service as for the September closeout event a thank you for our helpful process in expediting when they installed the Kid Start School– 2 buses from 11 a.m. to end of fireworks. This is a huge budget saver as many other things have come up to eat the funds more than planned.

Town Clerk reported she is working on getting Ambulance service for the September event through Village of Geneseo; if they are not available then Village of Dansville may be able to help out.

BICENTENNIAL REQUEST FOR MUSIC OUTSIDE OF SPONSORS COLLECTED – discussion –

Bill Graham has been on the committee to get music for the close out event at Ambuscade Park and has a letter of 2 local bands with their group prices. Town Clerk stated that money has not been budgeted in this area but feels it would be a much needed and enjoyable portion to the event and wondered if there are additional monies in the town budget.

Discussion: Board agreed it would be nice to have. Councilman Carman to he could go out and recruit donations if needed for the music. Clerk said she would resend sponsor notices to those who have not responded to the first round. All agreed to book the 2 bands that Bill Graham had suggested.

REPEAL OF NYS SAFE ACT – RESOLUTION 38-2013 – As requested at the last board meeting.

**RESOLUTION CALLING FOR THE REPEAL OF THE NEW YORK SAFE ACT OF 2013**

By: Membership of the Groveland Town Board

**WHEREAS**, the New York State Legislature recently enacted and Governor Andrew Cuomo signed into law The New York Secure Ammunition and Firearms Enforcement Act of 2013 ("NY SAFE ACT"); and

**WHEREAS**, this Legislation is viewed by many citizens of the State of New York as being extremely controversial as it may infringe upon the rights guaranteed under the second Amendment of the United State Constitution; and

**WHEREAS**, each and every issue that comes before the New York State Legislature before an enactment deserves a fair and open discussion which incorporates all points of view in order to ensure that all citizens are heard and that the Legislation incorporates the various points of view expressed during that discussion and benefits all of the citizens of the State of New York; and

**WHEREAS**, the NY SAFE ACT was adopted after minimal public discussion, and having been on the desks of the members of the New York State Legislature for only a few hours, thereafter was literally adopted in the night and signed into law by Governor Andrew Cuomo; and

**WHEREAS**, in 2011 amendments were made to the Open Meetings Law (Public Officers Law Section 103), requiring a public body prior to a meeting to post on its website, to the extent practicable, for public benefit all records that may be considered or discussed at that meeting; and

**WHEREAS**, A.107 has been pre-filed before the New York State Assembly for the 20132014 Regular Session, to amend the Public Officers Law (Sections 84 and 90) in relation to publishing records of public interest by agencies and the State Legislature, reading in part "...The people's right to know the process of governmental decision-making and to review the documents and statistics leading to determinations is basic to our society. Access to such information should not be thwarted by shrouding it with the cloak of secrecy or confidentiality..."; and

**WHEREAS**, the State of New York has a tradition and long history of conducting its deliberations and debates in the public view and that in the enactment of the NY SAFE ACT the New York State Legislature and Governor Andrew Cuomo acted in contradiction of this long, time honored tradition of an open government; and

**WHEREAS**, the members of the Town Board of the Town of Groveland at their meeting held July 11, 2013 at Groveland, New York wish to express concern that the passage of the SAFE Act may have a negative impact on local businesses in the Town of Groveland; and

**WHEREAS**, the members of the Groveland Town Board at their regular meeting of July 11, 2013 at Groveland, NY, wish to express their concern that any legislation which addresses the ownership of guns and the sale of ammunition in the State of New York be conducted only after an open debate pursuant to which the public is allowed to participate and express their points of view; now, therefore, be it

**RESOLVED**, that the Town Board of the Town of Groveland, NY calls for the repeal of the New York Secure Ammunition and Firearms Enforcement Act of 2013 ("NY SAFE ACT");

**RESOLVED**, that the Town Board of the Town of Groveland, NY, supports the positions adopted by resolution from the New York State County Clerk's Association, the State Sheriff's Association, the Inter-County Association of Western New York and the Inter- County Committee of the Adirondacks;

**RESOLVED**, that the Groveland Town Board hereby directs that certified copies of this resolution be forwarded to Governor Andrew Cuomo, members of the New York State Legislature, New York State Association of Towns, members of the Livingston County Board of Supervisors, and Members of the Town Boards of each Town in Livingston 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 nay 4 aye votes. Roll Call Votes: Supervisor Merrick, aye; Councilman Carman, aye, Councilman Phelps, aye; Councilman Driscoll, aye.

NYS RETIREMENT - RESOLUTION 39-2013 – The resolution is an ongoing process in order to be in compliance. We were informed that all planning and zoning members regardless of salary, if we reimburse any person for their services we must offer the retirement system to them. We have to maintain proof that they have been offered up to 55 years. These are some of the ones that have responded to the request. The resolution has redacted the employee social security numbers for protection but will be the final resolution will be submitted with them.

Record of Activities (ROA) of Seth Burnette and Randy Clymo were reviewed and accepted as presented.

TITLE	Name	regis ter #	Term Begin/Ends	Particip ates in employ ers Time Keeping	Stand ard Work Day Hrs/da y	Days/Month  (based on Record Activities)	Tier  (check for Tier 1 only)	Check if not *  completed time keeping system
<b>Elected Officials</b>								

<b>Appointed Officials</b>								
Planning Member	Seth Burnette	3882	01/01/2012-12/31/2016	N	6	0.32		
Historian	Phyllis Dreywood	4320	01/01/2013-12/31/2013	N	6			x
Planning Chairman	Randy Clymo	1468	01/01/2010-12/31/2014	N	6	0.58		

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 the 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 stated above to the clerk of this body:

I, Sandra L. Bean, 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 11th day of July, 2013 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 four of such members were present at such meeting and that 4 of such members voted in favor of the above resolution.

\* Those that did not do record keeping we asked but chose not to participate

The question of the adoption of the foregoing RESOLUTION was put into vote. Motion by Councilman Phelps and seconded by Councilman Carman and the results were carried with 0 nay 4 aye votes. Roll Call Votes: Supervisor Merrick, aye; Councilman Carman, aye, Councilman Phelps, aye; Councilman Driscoll, aye.

**Communications:**

Town Clerk reported all bicentennial community picnic invitations have been mailed to the 600 households.

Supervisor Merrick passed around some thank you cards from those who were interviewed for Assessor positions.

Supervisor Merrick reported he met with NYS auditors July 3<sup>rd</sup> for an introduction meeting before they begin their audit. They will contact the Town Clerk when with the dates to come start the audit.

Councilman Carman asked if we have heard back from SHPO for the archeology report from Ambuscade Park. Town Clerk has not but will reach out to Lyn LeFeber on Monday.

A motion by Councilman Driscoll and seconded by Councilman Phelps to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 8:50 p.m. The next regular meeting will be on Thursday August 8, 2013 @ 7:30 p.m. at the town hall.

Dated July 12, 2013  
Town of Groveland

\_\_\_\_\_  
Sandra L. Bean, Town Clerk