

**REGULAR MEETING  
TOWN OF CONESUS  
JULY 18, 2023**

A regular meeting of the Town Board of the Town of Conesus, County of Livingston and the State of New York was held at the Town Hall, 6210 South Livonia Road, Conesus, New York on the 18th day of July 2023.

<b>PRESENT:</b>	Donald Wester	-----	Supervisor
	Jerome Butterbrodt	-----	Councilman
	Richard Corrigan	-----	Councilman
	John Fama	-----	Councilman
	Gary Sparks	-----	Councilman/Deputy Supervisor
	Sharon M. Knight, MMC/RMC	-----	Deputy Town Clerk
	Dan Marusiak	-----	Highway Superintendent

**OTHERS PRESENT:** Kelley Wester, Keith Tucker, Paula Lunn, Charlie Dickerson, and Cathy Dickerson

Councilman Corrigan led the Pledge to the Flag.

**ANNOUNCEMENTS AND COMMUNICATIONS**

Next Town Board Tuesday August 15, 2023, 7PM

**DISCUSSION – OPENING OF BID – TOWN HALL IMPROVEMENTS**

Supervisor Wester announced one bid from Adam Rogers, ACR Construction Inc., Rick Trip, Project Manager, 6339 Railroad Avenue, Conesus was opened. No other bids were submitted. A visitor asked if the Board would be checking for judgments against ACR Construction. Other questions from Board Members included types of materials to be used, make, model, lighting specs, start and completion dates. These types of answers were provided in the specs and our Attorney will review to make sure all specs all are followed.

The Board appeared to support the award received July 18, 2023 at 9:30 A.M. pending approval of the Town of Conesus Attorney in the amount of \$48,000.00.

**DISCUSSION - MINUTES**

Minutes were not available for consideration.

**RESOLUTION # ACCEPT SUPERVISOR’S REPORT**

On a motion of Councilman Corrigan and seconded by Councilman Sparks the following resolution was

ADOPTED AYES 5 NAYS 0

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**RESOLVE to accept Supervisor Wester report as follows:**

Monthly statement of supervisor  
To the TOWN BOARD of the TOWN of Conesus  
Pursuant to Section 125.2 of the TOWN LAW, I hereby render the following detailed  
statement of all moneys received and disbursed by me, as Supervisor, during the  
month of June 2023

SOURCE	RECEIPTS	AMOUNT RECEIVED
<b>GENERAL FUND:</b>		
Clerk Fees		18.05
Zoning Fees		450.00
Planning Fees		150.00
Recycling Center		8,577.20
Interest - Checking		1.05
Interest - Ricky Greene Savings		0.05
Interest - NYCLASS		3,456.63
Interest - R. Green - NYCLASS		24.37
Interest - ARPA - NYCLASS		1,006.85
Dog Licenses		341.00
Building Permits		1,553.90
Justice Fines		8.00
Refund of Prior Yr.		761.95
Park Donations		200.00
	Total	16,549.05
<b>HIGHWAY FUND:</b>		
Interest Checking		1.84
Interest NYCLASS		7,942.68
	Total	7,944.52
Special Districts		0.00
	Total	0.00
	Total	24,493.57

Fund or Account	DISBURSEMENTS	Amount Expended
<b>FUND</b>		
GENERAL		60,097.38
HIGHWAY		205,435.53
SPECIAL DISTRICT		0.00
	Total	265,532.91

Dated:    JULY 7, 2023   

Donald Wester, Supervisor

**Councilman Jerome Butterbrodt - Aye, Councilman Richard Corrigan - Aye, Councilman John Fama - Aye, Deputy Supervisor Gary Sparks - Aye Donald Wester Supervisor – Aye**

**RESOLUTION # AMEND AGENDA**

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On a motion of Councilman Butterbrodt and seconded by Councilman Fama the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to amend the agenda by adding budget transfers.

**Councilman Jerome Butterbrodt - Aye, Councilman Richard Corrigan - Aye, Councilman John Fama - Aye, Deputy Supervisor Gary Sparks - Aye Donald Wester Supervisor – Aye**

**REPORTS OF TOWN OFFICIALS:**

**Highway Superintendent – *Dan Marusiak*:**

- Finished up Clarks Road
- An update on Turkey Hill Road was given
- A culvert was formed and poured by hand on Dacula Shores
- Councilman Corrigan and the full Board shared their appreciation of the Highway Guys and Bob’s mowing.

**Code Enforcement Report** – Supervisor Wester reported Ron Maxwell is working on new homes being built.

**Assessor Report** – Supervisor Wester reported Mike Rados is on vacation

**UPDATES ON KEY ISSUES:**

**Conesus Lake:** Councilman Fama

- Updates of upcoming events were shared. See website for additional information.

**Conesus and Livingston County Planning Board: Reports:** Supervisor Wester

- Verizon is installing a new cell tower in Livonia and it’s expected it will improve service in the Town of Conesus.

**ZBA Reports:** Councilman Corrigan

- Two variances have been requested.
- There has been discussion on where measurements begin for setbacks. Is it the center of the road or the shoulder of the road.

**Livingston County/Town Report:** Supervisor Wester

- GLOW is offering “Free Electronics Collection” in Mt. Morris.
- GLOW is offering a Household Hazardous Waste collection
- The Livingston County Dog Report was reviewed and it was determined that a dog is available for adoption.
- Channel 13 reported on Conesus Lake with miss information. Some of the beach areas of the lake were closed, not the entire lake beaches. The Chairman of the Water Shed Council has been determined to be the spokesperson to the media for future events/notifications. The Department of Health will let us know when all beaches are re-opened.

**Town Facilities Maintenance Report:**

- Greene Memorial at Ricky Greene Park may need additional engineering. It’s believed the water leak has been fixed and toilets have been replaced. We are waiting for

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improvements cost on the cabin/gazebo as \$20,000.00 is waiting to be claimed from the County.

- A proposal to replace the main copier and the highway copier was reviewed as provided by Toshiba. Deputy Clerk Patti Carlson contacted Xerox and they will not service our main copier. It was questioned if our contact with Xerox has expired as it was entered into two and one half to three years ago. The County is contracted with Toshiba. The number of pages allowed in the proposal was not clear and Supervisor Wester will provide additional information at the next meeting.

**APPROVAL OF MINUTES** - Tabled

**RESOLUTION #APPROVAL OF BUDGET TRANSFERS**

On a motion of Councilman Corrigan and seconded by Councilman Sparks following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to approve the following budget transfers:

**GENERAL FUND**

*Transfer From:*

A1990.4	Contingency	\$ 3,000.00
AUB	Unexp. Balance	<u>\$22,729.00</u>
	<b>TOTAL</b>	<b>\$25,729.00</b>

*Transfer To:*

A1220.2	Supervisor Equip & Cap.	\$ 90.00
A1330.4	Tax Collection, Contr	\$ 59.00
A1410.1A	Deputy Town Clerk Serv.	\$ 5,165.00
A1460.4A	Records Management	\$ 368.00
A1460.4A	IT Support	\$ 9,524.00
A1620.2	Building Equip. & Cap.	\$ 2,166.00
A8090.4	Compact of Town	\$ 1,520.00
A8090.4A	Watershed Inspector	\$ 30.00
A9060.8	Hospital & Medical	\$ 6,807.00
	<b>TOTAL</b>	<b>\$25,729.00</b>

**Councilman Jerome Butterbrodt - Aye, Councilman Richard Corrigan - Aye, Councilman John Fama - Aye, Deputy Supervisor Gary Sparks - Aye Donald Wester Supervisor – Aye**

**DISUSSION VISITOR’S COMMENTS**

Resident Keith Tucker addressed the Board with his concerns of his recently subdivided property “Silo Farm” and acceptance of an offer to purchase all but three acres. It’s understood the property will be used to grow cannabis. Many concerns were shared including but not limited to

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the assumed use of high concentration of fertilizer, the property is in the Conesus Lake Water Shed, and rat control. He requested the Board consider a ban on growing cannabis. After a lengthy discussion it was noted New York State is the authority to issue licenses to grow. There are currently 4/5 areas approved within Livingston County as well as Ontario County.

Resident Charlie Dickerson addressed the Board requesting no contingencies dollars be included in the contract for siding the building. He questioned if Middle Road is still on the list for clean-up., water meters are the only way to confirm if water leaks are occurring, he shared his church's decision to purchase a copier outright to save money.

Resident Paula Lunn asked if the roof on the cabin was repaired. She will be getting a price for Board consideration to install a foundation to the playground.

Resident Tucker requested a pickleball court if dollars are available.

**RESOLUTION #AUDIT OF HIGHWAY FUND CLAIMS**

On a motion of Councilman Sparks and seconded by Councilman Fama the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVED that Highway Fund Vouchers as set forth in Abstract No. 12 of 2023 in the amount of \$146,908.77 are approved.

**Councilman Jerome Butterbrodt - Aye, Councilman Richard Corrigan - Aye, Councilman John Fama - Aye, Deputy Supervisor Gary Sparks - Aye Donald Wester Supervisor – Aye**

**RESOLUTION # AUDIT OF GENERAL FUND CLAIMS**

On a motion of Councilman Sparks and Councilman Corrigan seconded by following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVED that General Fund Vouchers as set forth in Abstract No 12 of 2023 in the amount of \$15,213.57 are approved.

**Councilman Jerome Butterbrodt - Aye, Councilman Richard Corrigan - Aye, Councilman John Fama - Aye, Deputy Supervisor Gary Sparks - Aye Donald Wester Supervisor – Aye**

**RESOLUTION # OPEN EXECUTIVE SESSION**

On a motion of Councilman Fama and Councilman Sparks seconded by following resolution was  
ADOPTED AYES 5 NAYS 0            0

**RESOLVE** to enter executive session for the purpose of the medical, financial, creditor employment history of a person or corporation, or matters leading to the appointment,

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employment, promotion, demotion, discipline, suspension, dismissal or removal of a person or corporation and discussion regarding proposed, pending, or current litigation inviting Deputy Town Clerk Sharon M. Knight, MMC/RMC. TIME 8:30P.M.

**Councilman Jerome Butterbrodt - Aye, Councilman Richard Corrigan - Aye, Councilman John Fama - Aye, Deputy Supervisor Gary Sparks - Aye Donald Wester Supervisor – Aye**

**RESOLUTION # CLOSE EXECUTIVE SESSION**

On a motion of Councilman Corrigan and Councilman Sparks seconded by following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to approve the Grant Committee prepare grants for opportunities for the Town of Conesus.

**Councilman Jerome Butterbrodt - Aye, Councilman Richard Corrigan - Aye, Councilman John Fama - Aye, Deputy Supervisor Gary Sparks - Aye Donald Wester Supervisor – Aye**

**RESOLUTION # CLOSE THE MEETING**

On a motion of Councilman Fama and Councilman Corrigan seconded by following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to adjourn the meeting at 8:38 P.M.

**Councilman Jerome Butterbrodt - Aye, Councilman Richard Corrigan - Aye, Councilman John Fama - Aye, Deputy Supervisor Gary Sparks - Aye Donald Wester Supervisor – Aye**

Respectfully submitted,

*Sharon M. Knight, MMC/RMC*

Sharon M. Knight, MMC/RMC  
Deputy Town Clerk