

The regular meeting of the North Dansville Town Board was called to order at 7:00 PM by Supervisor Dennis Mahus. Roll was taken and found Councilperson Schwenzer and Leven present. Councilperson Conklin and Horr were absent. Highway Superintendent MacWhorter was also in attendance. Guest: Fred McDowell, Douglas Rodgers, Deborah Rodgers, Sandy Briggs, Paul Briggs, Tina Arend, Ken Arend, Joe King, Gail Hoag, Randa Weidman, Nancy Young, William Maracle, Wanda Redance and Janette Redance.

Pledge to the Flag followed.

Town Clerk presented the minutes from the August 5, 2014 regular meeting, copy on file. A motion by Councilperson Schwenzer and a second by Councilperson Leven to accept the minutes as presented. All in favor. MOTION CARRIED.

Supervisor Mahus opened the Public Hearing on the proposed zoning change to properties in the Cumminsville area. Clerk Wolfanger read the Legal Notice that was published in the Genesee Country Express. Mahus stated that the Town received a request from a property owner to rezone his property to allow it to be developed for two possible businesses to locate in Danville. The Town Board looked at the present use of the property in the area found that many of the lots are presently being used for business operation. Board members felt it might be time to change the Zoning Classification in this area from Medium Density Residential (MR) to Business (B). Supervisor requested comments or questions from the board and members in attendance.

Douglas Rodgers: How will the change from a MR zoning classification to a B classification affect the property tax situation, would this increase taxes?

Mahus: This should not increase taxes. We have done this in other areas in the Town and a tax increase did not take place due to the rezoning.

William Maracle: What would happen if something happened to my home and it was totally destroyed? Would I be allowed to rebuild on my lot?

Mahus: Yes you could rebuild on the present foundation foot-print. If you wished to make your home larger you, like anyone else, might have to go through the Zoning Board of Appeals to do so.

Nancy Young: Would this include all of Cumminsville Rd and if so would it allow my neighbor to operate a business in their home?

Mahus: Yes that could be a possibility.

Nancy Young: Would rezoning open the door for possibly extending the VILLAGE Sewer System into the area?

Mahus: Possibly

With no further questions Supervisor Mahus stated that he would have the hearing open and revisit it later in the meeting.

Town Clerk's report for the month of August 2014 was presented, copy on file. The report shows monies taken in for the month were \$ 2,055.00 of which \$ 1,162.34 was turned over to the Supervisor. A motion by Councilperson Leven and a second by Councilperson Schwenzer to accept the report as presented. All in favor. MOTION CARRIED.

Zoning/Code Officer's report for the months of July and August were presented, copies on file. A motion by Councilperson Schwenzer and a second by Councilperson Leven to accept the reports as presented. All in favor. MOTION CARRIED.

Justice reports from Justice Werth and Justice Weidman for the month of July 2014 were presented, copies on file. The reports show monies taken in for the month were \$3,321.00 and \$5,204.00 respectfully. A motion by Councilperson Leven and a second by Councilperson Schwenzer to accept the reports as presented. All in favor. MOTION CARRIED

Town /Village Planning Board: No report.

The Town received a letter from the Livingston County Planning Board acknowledging receipt of the Town's request for a review of the proposed rezoning of 26 parcels in the Cumminsville area.

The Town also received a Notice of the meeting for the Livingston County Planning Board on August 24, 2014 at 7:00pm.

A notice for training was received from the Monroe County Department of Planning and Development for the Fall 2014 Land Use Decision- Making Training Program.

Town/Village Zoning Board of Appeals: No report.

Assessor's report: No report.

Cemetery report for the month of August was presented, copy on file. A motion by Councilperson Schwenzer and a second by Councilperson Leven to accept the report as presented. All in favor. MOTION CARRIED.

Budget report for the month of August was presented, copy on file. A motion by Councilperson Horr and a second by Councilperson Schwenzer to accept the report as presented. All in favor. MOTION CARRIED.

Correspondence:

Notification from NYMIR pertaining to the insurance rates for 2015.

A letter from the NYS Festival of Balloons Committee outlining the events for this years' Labor Day Weekend Balloonfest.

Notice of Petition for Civil action Park Hills I & II LLC vs. Town of North Dansville, Board of Assessment Review, Assessor, Livingston County

Price quote received from New York Municipal Insurance Reciprocal for the 2014-15 year, \$15,976.66 (board members were given copy of proposal to review)

Cemetery: No report.

Airport: Supervisor Mahus informed the board that he has not received a notice to start work on any of the FAA projects at Dansville Municipal Airport.

Mahus also reported that the FAA coded the application incorrectly for the Force Account (where the Town can perform work for their share of FAA Projects) and therefore it was not acted on.

Dansville Recreational Park (Frontage Rd.): The Park is still being used almost every day.

Re-visit Public Hearing: Supervisor Mahus entertained comments from anyone in attendance. NO Comment.

A motion by Councilperson Schwenzer and a second by Councilperson Leven to close the public Hearing. All in favor. MOTION CARRIED.

Supervisor Mahus informed those in attendance that the board will take no action on the rezoning issue until the October 7, 2014 meeting due to the board being two members short this evening.

A motion by Councilperson Schwenzer and a second by Councilperson Leven to pay all bills as audited, General Account Voucher(s) #179-#200 incl., totaling \$44,771.14, Highway Account Voucher(s) # 73-#82 incl., totaling \$8,802.60, Airport Voucher(s) #9 , totaling \$10,850.00 and Water District Voucher(s) #2 totaling \$1,330.80. All in favor. MOTION CARRIED.

Supervisor Mahus informed the board that work is underway for the 2015 Tentative Town Budget.

Supervisor Mahus informed those in attendance that the Town met with Laura Landers from FreedMaxick, the company the Town chose to perform an audit of the 2013 Town records, financial and procedural, today at 6:00pm to review the exit audit report that was generated by FreedMaxick. Board members were given a copy of the report for their review. A copy of the report is on file in the Town Clerks Office.

Livingston County Snow and Ice Control:

RESOLUTION: AUTHORIZING THE SUPERVISOR TO SIGN THE 2014-NO. 09-1-2014 2015 SNOW AND ICE CONTROL CONTRACT WITH THE COUNTY OF LIVINGSTON

Motion by: Councilperson Schwenzer

Second by: Councilperson Leven

AGREEMENT made September 2, 2014 between THE COUNTY OF LIVINGSTON, with offices at the Livingston County Government Center, 6 Court Street, Geneseo, New York 14454, and TOWN OF NORTH DANSVILLE, a municipal corporation, with its office at 14 Clara Barton St., Dansville, New York 14437.

WHEREAS, pursuant to Highway Law Section 102 (1), the County Superintendent of Highways has general charge and supervision of the work of constructing, improving, repairing and maintaining all county roads and bridges within the County; and

WHEREAS, pursuant to Highway Law Section 135, the Board of Supervisors shall annually appropriate and expend such sum as it deems proper for the removal of snow from County Roads and for sanding, or otherwise treating them for the purpose of removing the danger due to snow and ice thereon; and

WHEREAS, pursuant to Highway Law Section 135-a, the County Superintendent of Highways may contract with a Town and a Town Superintendent for the removal of snow from County Roads or for sanding or otherwise treating them for the purpose of removing the danger due to snow and ice thereon, subject to the approval by resolution of each of the legislative bodies of the County and Town; and

WHEREAS, the County of Livingston, desires to enter into a contract with the Town for control of snow and ice conditions on County Roads; and

WHEREAS, the Town is willing to undertake the control of snow and ice conditions on County Roads within said Town, now therefore be it

Resolved, that with the passage of this resolution, the Supervisor of the Town of North Dansville is authorized to sign the County Snow & Ice Control Contact as presented for 1.89 miles of County Roads located within the Town of North Dansville for the period beginning October 15, 2014 and ending October 14, 2015 at a fee to be paid to the Town in the amount of \$4,000.00 per centerline mile.

Roll Call Vote: AYES; Councilperson Schwenzer, Leven, Supervisor Mahus.

NOES; NONE

ABSENT; Councilperson Conklin, Horr

MOTION CARRIED 3to 0

Notice of Petition was received from Benderson Properties Inc vs. the Board of Assessment of Review for the Town of North Dansville, Assessor for the Town of North Dansville and the North Dansville Town of in regards to assessment of Benderson A Notice of Petition (Civil Action) was received from Park Hills I & II LLC vs. the Town of North Dansville Board of Assessment of Review, North Dansville Assessor and the North Dansville Town in regards to assessment of Park Hills properties. Copies of both Petitions were given to the Assessor and the Attorney for the Town, John C Putney Esq.

A motion by Councilperson Leven and a second by Councilperson Schwenzer to adjourn. All in favor. MOTION CARRIED

Meeting adjourned at 7:43pm.

Respectfully submitted

Timothy R Wolfanger
Town Clerk/Tax Collector