

September 10, 2024

Supervisor Horr called the Regular meeting to order at 7:00pm. Roll call was taken, and found Councilperson Infantino, Colella, Bacon, and Luce were present. Also present was Town Supervisor Gregory Horr, and Highway Superintendent James MacWhorter.

Pledge to the Flag followed, led by Councilperson Luce.

Guests Include: Beth Allen, Donna Didas, Charlie Perkins, Rick Lafford, Ann Lafford, Scott Mitchell, Ethan Loop, Stephen Loop, Brian Woodhams, Aimee Zimmer, John Longuil, and Kathy Button.

Supervisor Horr opened the Public Hearing on Local Law # 3 which is a LOCAL LAW ESTABLISHING A PROHIBITION ON TOBACCO SMOKE, CANNABIS SMOKE AND SMOKING ON TOWN OF NORTH DANSVILLE PROPERTY. The Town Clerk stated the public hearing was advertised in the Tribune and read the heading of the local law to the public. There were no comments from the public. The hearing will remain open until the end of the meeting.

Privilege of the floor: Mr. Hurley a resident of 28 Maple Street expressed his thoughts on the tree removal process that the Town is starting. He was concerned that he was not made aware that somebody would be entering his property to mark trees that are to be removed that are in the flight path of planes landing at the Dansville Municipal Airport. Supervisor Horr acknowledged that the Town should have notified the homeowners before marking the trees, and did apologize for that. Councilperson Colella stated the project is in the initial stages and the first step was to figure out the cost to the Town for their upcoming budget. He also stated that there will be a meeting with the residents when the Town gathers the information needed to complete this project.

Privilege of the floor: Rick Lafford Ambassador for the USA Pickle Ball Association for Livingston and surrounding Counties. Rick addressed the board along with Ann Lafford to request an area in the Town of North Dansville to build new pickle ball courts. There is no place in Dansville that has good quality courts. He stated that there are surrounding towns that were able to secure grant funding to build new courts. Naples, Hornell, and Nunda. He would like to see Dansville citizens stay here to play, as well as bring people in from surrounding towns. Ann Lafford stated that they have begun the research to find grants that would be available, but before they can do that they need to specify where they would build the courts. The area they are looking at is Frontage Road Park. They believe that would be the perfect location as it has space, parking, and no houses in the surrounding area. They are asking for approval of this location so they can move forward with grant funding. A motion by Councilperson Bacon and a second by Colella to allow the group to proceed with grant funding for pickle ball courts at Frontage Road Park. All in favor. MOTION CARRIED.

A motion by Councilperson Bacon and a second by Infantino to approve the regular meeting minutes from the August 13, 2024, meeting. All in favor. MOTION CARRIED.

The Town Clerk's report for the month of August 2024 was presented, copy on file. The report shows monies taken in for the month were \$15,000.50 of which \$2745.91 was turned over to the Supervisor for placement in the appropriate account. A motion by Councilperson Bacon and a second by Infantino to accept the report as presented. All in favor. MOTION CARRIED.

Zoning/Code Officer's report for the month of July/August 2024 was presented, copy on file. A motion by Councilperson Infantino and a second by Luce to accept the report as presented. All in favor. MOTION CARRIED.

Councilperson Colella spoke with Code Enforcement Officer Tammy Malone today regarding the property on 9465 Canal Street. The CEO spoke with the occupant and asked for permission to enter the property. The occupant was unaware of the situation and asked to give her time to move out. The CEO asked the occupant to let her know a day or so before she moves out, so that permission can be given for her to enter and inspect the property. If there are sufficient violations, the CEO can move forward with the next step to condemn the property.

Justice reports from Justice Werth, and Weidman for the month of August 2024 were presented, copy on file. The report shows monies taken in for the month were \$6,799.00, and \$12,786.00, respectively. A motion by Councilperson Bacon and a second by Luce to accept the report as presented. All in favor. MOTION CARRIED.

Town/Village Planning Board meeting minutes for August 2024. There were no minutes submitted.

Town/Village Zoning Board of Appeals: Minutes submitted for the August 15, 2024. A motion by Councilperson Luce and a second by Infantino to accept the report as presented. All in favor. MOTION CARRIED.

Livingston County Planning Board agenda for September 12, 2024, meeting was submitted for information only.

Executive Summary report for the month of August 2024 was presented, copy on file. A motion by Councilperson Bacon and a second by Luce to accept the summary as presented. All in favor. MOTION CARRIED.

A motion by Councilperson Luce and a second by Bacon to approve the sexton report for the month of August 2024. All in favor. MOTION CARRIED.

#### Committee Reports:

Cemetery: Superintendent MacWhorter stated that the cemetery continues to be in great shape. Councilperson Luce states that the plan is to close the cemetery house for the winter after the crew is done work for the season. This will be around mid November.

Highway: Superintendent states that Poags Hole stone and oil has been completed. He will be working on submitting invoices to CHIPS for reimbursement. The highway crew has also been working up at the tracks on Depot Road. They have been cleaning out the ditch and grading to prevent flooding in the future. The crew has also been helping the village this week with Spruce Street, and also helped the Town of Sparta with some road work.

Airport: Councilperson Bacon let everyone know that as of September 1, the Town of North Dansville now manages the airport. The Town has appointed Rick Lafford as the temporary airport manager. He will be the contact for the current day to day operations. Rick has passed his Class A/B operator for underground storage tanks at the airport, which will absolve any violations/sitations the Town received from the DEC.

The Town will be inquiring on requesting bids from engineering firms to assist in grant writing for a new fuel farm. Councilperson Bacon requested help in the wording of the advertising for this bid.

The board members discussed the issue of LMC leaving their cranes up and in the path of aircraft. This has been an ongoing issue. Supervisor Horr will reach out to LMC, and if it happens in the future, Supervisor Horr will get with Rick Lafford if this issue continues, to help devise a letter to send to LMC that it is a violation of Federal Aviation Safety leaving the cranes erected in the flight path without proper notification to the Traffic Safety Board.

Councilperson Bacon stated that Dansville Aero gave the last 10 day fuel tank reading to the Town. The reading was 1,394 gallons. Dansville Aero is asking for \$6.00 per gallon for a total of \$8,364.00. Councilperson Bacon reached out and asked Dansville Aero to supply us with the original bill of sale for what they paid for the fuel to make sure they are not making a profit. The bill will be on hold until we receive confirmation of price per gallon. The Town will be looking for a distributor for the 100 octane low lead aviation fuel.

Councilperson Bacon opened discussion on stage 1 of tree removal on Maple Street. The first phase would be 34 Maple street. There were 3 quotes provided with Farrell's tree service being

the lowest at \$. After accepting the bid, the airport committee members will go back to speak with the family at 34 Maple Street and put an agreement in writing.

A motion by Councilperson Colella and a second by Luce to accept the low bid by Farrell's Tree Service for phase 1 for the 11 trees located at 34 Maple Street, and the Town's portion of property in the amount of \$12,800.00. All in favor. MOTION CARRIED.

Audit Report: Review payroll, bank statements, Reconciliation. E-mails were sent to all board members Reconciliation Summary of Banking Accounts and Bank Statements (General, Highway, Airport, Water District and Trust & Agency) for the period ending August 31, 2024, for their review. The Town Clerk presented a hard copy of these materials for board review if they so wished. Board members had no concerns with the information contained in the financial material.

McWhorter Road Land Erosion: Supervisor Horr spoke with an engineer regarding a temporary solution to the erosion. The engineer did not think anything temporary would work and it would be a waste of money. He suggested doing a geo study on the river flow, and will give us a cost on how much that would be. This study will help when grants become available.

Supervisor Horr Stated that Brian Wood has agreed to be an on call maintenance person for the Town Hall.

Supervisor Horr stated that the heating/cooling units in the Town Hall should be replaced. He will be working with the Genesee Region Planning Council to hopefully apply for grants to help with the cost of this project. The current system is 25 years old, and no longer efficient.

Court Clerk: Supervisor Horr met with Justice Kenney. There were 4 candidates for the position. The 3 Judges did not agree on the same candidate. Justice Werth and Kenney would like the Town/Village to offer the position to the candidate they wanted at 20 hours per week at \$20.00 per hour to start. The Town and Village will split the cost of this. A motion by Councilperson Bacon and a second by Infantino to approve the candidate on a temporary basis, pending the background check on the candidate. It was noted that Justice Weidman would like to go with a different candidate. All in favor. MOTION CARRIED.

A motion by Councilperson Bacon and a second by Infantino to approve \$325 for the ice sculpture at Winter in the Village. All in favor. MOTION CARRIED.

A motion by Councilperson Colella and a second by Bacon to close the public hearing on Local Law #3 of 2024. All in favor. MOTION CARRIED.

**RESOLUTION NO: 9-1-24: A LOCAL LAW ESTABLISHING A PROHIBITION ON TOBACCO SMOKE, CANNABIS SMOKE AND SMOKING ON TOWN OF NORTH DANSVILLE PROPERTY**

Motion by: Councilman Colella  
Second by: Councilman Bacon

Whereas, the North Dansville Town Board has prepared and submitted for review Local Law#3 of 2024, A Local Law establishing a prohibition on tobacco smoke, cannabis smoke and smoking on Town of North Dansville property.

Whereas a legal notice was published in the Evening Tribune informing the public of the hearing held on September 10, 2024, at 7:00pm to which there were no comments from the public, now therefore be it

Resolved, with the passage of this resolution the Town Board of the Town of North Dansville does hereby adopt Local Law #3 of the year 2024, and be it further

Resolved that the Town Clerk is instructed to submit this Local Law to the State of New York, Department of State for filing.

ROLL CALL VOTE:

Council Member Bacon: Aye  
Council Member Luce: Aye  
Council Member Colella: Aye  
Council Member Infantino: Aye

Supervisor Horr: Aye  
MOTION CARRIED 5-0

Supervisor Horr confirmed the budget workshop meeting on Tuesday September 17, 2024, at 5:00pm.

A motion by Councilperson Bacon and a second by Colella to pay all bills as audited, General Account Vouchers #172- #192 totaling \$53,469.68, and Highway Account Vouchers #57- #64 totaling \$65,890.81. All in favor. MOTION CARRIED.

A motion by Councilman Bacon, seconded by Infantino, to adjourn the meeting. All in favor, MOTION CARRIED. Meeting ended at 8:10pm.

Respectfully submitted,

Lori Tyler  
Town Clerk/Registrar