

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 1st day of July 2025 at 7:00 PM.

PRESENT:

Donald Wester	-----	Supervisor
Gary Sparks	-----	Deputy Supervisor
John Fama	-----	Councilman
Jerome Butterbrodt	-----	Councilman
Julie C. Shutt	-----	Town Clerk

ABSENT:

Brian McCarty	-----	Councilman
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OTHERS PRESENT: Ron Maxwell - Code Enforcement Officer, Donald Young - Town Attorney, Cristyn Reynolds - Conesus Representative to the Livingston County Youth Board, and approximately 10 other members of the community.

Supervisor Wester opened the meeting at 7:05 PM with a moment of silence and Councilman Fama led everyone in the Pledge of Allegiance

PRIVILEGE OF THE FLOOR:

Supervisor Wester recognized Livingston County Teen Recognition award recipient for Conesus: Onnolee Shutt and Livingston County Senior Citizen of the Year for Conesus: Jenny Hensler.

ANNOUNCEMENTS AND COMMUNICATIONS

Next Town Board Tuesday, August 5, 2025 at 7:00 P.M.

DISCUSSION: SUPERVISOR'S REPORT**RESOLUTION #48 ACCEPT SUPERVISOR'S REPORT**

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

ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVE that the Town Board accepted the Supervisor's monthly report for June 2025 as follows:

Receipts

General Fund \$16,644.59

Highway Fund \$8,237.71

Special Districts \$0.00

TOTAL: \$24,887.30

Disbursements:

General Fund \$63,680.39

Highway Fund \$330,332.29

Special Districts: \$0.00

Cell Tower: \$0.00

TOTAL: \$394,012.68

Vote of the Board: Councilman Butterbrodt - Aye, Councilman Fama - Aye, Councilman McCarty - Absent, Deputy Supervisor Sparks - Aye, Supervisor Wester - Aye

DISCUSSION: TOWN CLERK'S REPORT

RESOLUTION #49 ACCEPT TOWN CLERK'S REPORT

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

ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVE that the Town Board accepted the Town Clerk's monthly report for June 2025 as follows:

Total Local Shares Remitted \$799.00
 New York State Department of Health \$22.50
 NYS Ag. & Markets for spay/neuter program \$9.00
 NYS Environmental Conservation \$0.00
 TOTAL \$830.50

Vote of the Board: Councilman Butterbrodt - Aye, Councilman Fama - Aye, Councilman McCarty - Absent, Deputy Supervisor Sparks - Aye, Supervisor Wester - Aye

DISCUSSION: ASSESSOR REPORT

Assessor Mike Rados is changing his hours from Tuesdays to Wednesdays from 9:00 AM – 1:00 PM. It is still advised to call ahead for an appointment. The Final Assessment Roll has been filed with the county. We are now working on the 2026 roll year.

DISCUSSION: HIGHWAY DEPARTMENT REPORT

Highway Superintendent Dan Marusiak was absent due to surgery.

DISCUSSION: CODE ENFORCEMENT REPORT

Code Enforcement Officer Ron Maxwell updated us on the following: It's a very busy time down on the lake. One cottage was recently demolished. Two others are working on permits and erosion control permits and he just received another permit today. Conesus Golf Club got their approval to subdivide The Barns which is for sale. There are a couple other two-lot subdivisions going on. The DEC put a stop work order on the two new builds down on East Lake Rd. at the gravel pit. The DEC is requesting they each complete a SWIT permit.

DISCUSSION: PARK REPORT

Councilman Butterbrodt updated us on the following: The Park Committee met June 16th. They are wondering what the Eagle Scout Project cost, other upcoming projects will cost, how much do we have all together? There was an issue with flag being able to raised and lowered – that is now resolved and a new flag will be put up this week. Ideas: Farmer's Market, Kid's Summer Carnival. The gutters on the pavilion need cleaning. Park Handyman Chris Crane should be able to do that. The small pavilion needs new gutters. New sidewalks and roof replacement project currently being bidded out. Bids due July 10 at 4:00 PM at which time they will be opened.

DISCUSSION: UPDATES ON KEY ISSUES

Conesus Lake Association: Councilman John Fama informed us of the following:

Upcoming Watershed Education Center Programs can be found at conesuslake.org. CLA Steering Committee Meeting (held quarterly) will be next week. Senator Pam Helming will be there.

Livingston County Update: Supervisor Wester updated us on the following:

Livingston County Board of Supervisor is running smoothly. They are hopeful they have reached an agreement with Empire Access for the new Broadband project. Livingston County's goal is that every single resident will have access to Broadband internet. It's a 4 year project.

Town of Conesus Update: Supervisor Wester updated us on the following:

While Conesus fared a bit better than towns north of here with the recent storms, there was a plugged culvert on East Lake Rd. East Lake Rd. is a county road, so Supervisor Wester reached out to County Highway Superintendent Jason Wolfanger who quickly responded. The County Highway Dept. has been working this week to resolve the issues.

Dan Walkley will be stepping down from his role at the Recycling Center before long. We'll need a good, responsible and honest person to take his spot.

Alissa deWit has expressed interest in being an alternate on the ZBA.

DISCUSSION: UPDATES ON KEY ISSUES - CONTINUED

Zoning Board of Appeals: Councilman McCarty updated us on the following:

ZBA Meeting Summary – June 30, 2025

Meeting Opened:

- Minutes from May 19, 2025, approved.
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Public Hearings

1. Ryan & Jessica DeBarros – 6155 East Lake Rd

- **Request:** 6-ft privacy fence in front yard (code max: 4 ft).
- **Concerns:** Safety, trespassing, dog enclosure.
- **ZBA Response:** There were alternative locations on the property where a fence could be installed in compliance with current zoning regulations. The Board also noted visibility concerns and considered the situation a self-created hardship.
- **Decision: Denied**

2. Scott Smith – 5508 East Lake Rd

- **Request:** Front yard setback (11 ft) and 49% lot coverage (code max: 35%) for tear-down/rebuild.
 - **Details:** Reduces existing lot coverage (from 57% to 49%); similar house size.
 - **ZBA Response:** Favorable view due to overall reduction in non-conformity.
 - **Decision: Approved**
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Other Discussion

- **Unscheduled Business:**
Jeff Martin raised concerns about a possible Andrew Ribble campground.
 - No application submitted; ZBA cannot act.
 - Rick McGrane stated nothing has been formally proposed and that the project would face significant regulatory challenges.
- **Housekeeping:**
Town website needs to be updated to reflect the current ZBA member list.

UNFINISHED BUSINESS/UPDATES

DISCUSSION: HIGHWAY SHOP REPAIRS PROJECT UPDATE

Highway Project Update: They are waiting for floor to completely cure before getting on the floor to jack up the front of the building to replace the iron beams around the doors.

Change Order has been submitted: Replacing doors on front of the building. They need to replace two of the five operators for the overhead doors. These are original operators. Contractors will not hook the new doors up to the existing operators due to their age.

RESOLUTION #50 APPROVE CHANGE ORDER FOR HIGHWAY SHOP REPAIRS PROJECT

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

ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVE that the Town Board approves the Request for Change Order Authorization for 2 Commercial Magnum Trolley Operators in the amount of \$3,220.00 each for a total of \$6,440.00 added onto the Highway Shop Repair Project.

Vote of the Board: Councilman Butterbrodt - Aye, Councilman Fama - Aye, Councilman McCarty - Absent, Deputy Supervisor Sparks - Aye, Supervisor Wester - Aye

DISCUSSION: NEED FOR ALTERNATE ZBA MEMBER

As noted previously, Alissa deWit is interested in becoming an Alternate Member on the Zoning Board of Appeals

RESOLUTION #51 APPOINT ALTERNATE MEMBER TO ZBA

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

ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVE that the Town Board appoints Alissa deWit to the Town of Conesus Zoning Board of Appeals as an Alternate Member.

Vote of the Board: Councilman Butterbrodt - Aye, Councilman Fama - Aye, Councilman McCarty - Absent, Deputy Supervisor Sparks - Aye, Supervisor Wester - Aye

DISCUSSION: FIRE SYSTEM UPGRADE UPDATE

Deputy Supervisor Sparks called and talked to a representative. The manufacturer of the current fire system control panel is out of business. If repair is needed, it will be an upgrade. This is not something that has to be done immediately, but should be investigated and budgeted for.

DISCUSSION: HOMETOWN BANNERS

Councilman Butterbrodt looked into the Hometown Banners like many other towns have to honor veterans and contacted the Conesus American Legion. He did not get a response. This topic is being left alone for now.

DISCUSSION: NOISE ORDINANCE

Supervisor Wester brought up our current Noise Ordinance. He is proposing making us more in line with other towns. Looking to make it consistent across all seven days a week.

Town Attorney Don Young will look into other towns to see what their noise ordinance is currently is.

DISCUSSION: METAL STORAGE CABINET FOR ZONING/CODE/ASSESSOR

RESOLUTION #52 APPROVE PURCHASE OF METAL STORAGE CABINET

On a motion of Councilman Butterbrodt and seconded by Deputy Supervisor Sparks, the following resolution was

ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVE that the Town Board approves the purchase of a metal cabinet for use for storage of files by Zoning, Code and Assessor's Office.

RESOLVE that the Town Board approves the cost at approximately \$705.00 for an assembled cabinet which does not include the price of shipping.

Vote of the Board: Councilman Butterbrodt - Aye, Councilman Fama - Aye, Councilman McCarty - Absent, Deputy Supervisor Sparks - Aye, Supervisor Wester - Aye

DISCUSSION: NYS SNOW AND ICE CONTRACT

RESOLUTION #53 APPROVE NYS SNOW AND ICE CONTRACT

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

ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVE that the Town Board approves the Snow and Ice Control Contract for State Highways effective July 1, 2024 through June 30, 2029.

Vote of the Board: Councilman Butterbrodt - Aye, Councilman Fama - Aye, Councilman McCarty - Absent, Deputy Supervisor Sparks - Aye, Supervisor Wester - Aye

PUBLIC COMMENTS:

Tawn Feeney came forward to share what the neighbors of Andrew Ribble's property on Dugway Rd. are concerned about and why they feel that what he is proposing is not legal. She gave handouts to each member of the Town Board. Mr. Ribble has not been doing any construction since he previously removed his little cabins. Tawn reports that Mr. Ribble is widening the access road/driveway. Currently, Mr. Ribble has not submitted a complete application to the ZBA.

DISCUSSION: PAYMENT OF VOUCHERS**RESOLUTION #54 ACCEPT THE CLAIMS**

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

ADOPTED AYES 4 NAYS 0 ABSENT 1

RESOLVE to pay the vouchers in the following amounts:

General Fund: Vouchers #184 - #216 totaling \$31,771.52

Highway Fund: Vouchers #95 - #112 totaling \$43,011.02

**Vote of the Board: Councilman Butterbrodt - Aye, Councilman Fama- Aye,
Councilman McCarty - Absent, Deputy Supervisor Sparks - Aye, Supervisor Wester - Aye**

DISCUSSION ADJOURN MEETING

Supervisor Wester thanked all for the privilege of their time.

On a motion of Councilman Fama and seconded by Councilman Butterbrodt, the meeting was adjourned at 8:20 PM

Respectfully submitted,



Julie C. Shutt, Town Clerk