

A Preliminary 2026 Budget Hearing and 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 7th day of October 2025 at 7:00 PM.

**PRESENT:**

Donald Wester	-----	Supervisor
Gary Sparks	-----	Deputy Supervisor
Jerome Butterbrodt	-----	Councilman
Julie C. Shutt	-----	Appointed Town Clerk
Dan Marusiak	-----	Highway Superintendent

**ABSENT:**

Brian McCarty	-----	Councilman
John Fama	-----	Councilman

**OTHERS PRESENT:** Ron Maxwell, Code Enforcement Officer and approximately 8 other guests

Supervisor Wester opened with a moment of silence and Deputy Supervisor Sparks led everyone in the Pledge of Allegiance

Supervisor Wester opened the Preliminary 2026 Budget Hearing at 7:07 PM.

Residents with questions or concerns about the preliminary budget were welcomed to come forward one at a time to speak.

One resident spoke with questions regarding revenue from taxes.

Public Hearing closed at 7:50 PM

## REGULAR TOWN BOARD MEETING

The Regular Board Meeting opened at 7:50 PM:

### **PRIVILEGE OF THE FLOOR: Lydia Edlund – Representative from Little Lakes Community Center – Presenting an idea for a food drive**

Lydia shared about a program run through Little Lakes Community Center in the old Hemlock School building. This program helps out food pantries in Hemlock and Honeoye to keep food stocked, to purchase new refrigerators and freezers, etc. They are asking the Town Board if they can run a food drive at the entrance to the CLEAN Recycling Center on Saturday morning prior to Thanksgiving. The Town Board is concerned about the fact that there is already a Food Pantry (by appointment) downstairs in the Town Hall that is supplied via Food Link and there is a Pop Up once monthly that is

### **ANNOUNCEMENTS AND COMMUNICATIONS**

Next Town Board Thursday, November 6, 2025 at 7:00 P.M.

Supervisor Wester acknowledged Rian deWit and Audrey deWit becoming Eagle Scouts.

### **DISCUSSION TOWN CLERK'S MINUTES**

#### **RESOLUTION #71 TO ACCEPT TOWN CLERK'S AUGUST 5, 2025 MINUTES**

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

ADOPTED AYES 3 NAYS 0 ABSENT 2

RESOLVE that the Town Board accepted the Town Clerk's minutes of the August 5, 2025 Town Board Meeting and requests that they be posted to the Town of Conesus website.

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

**DISCUSSION: THE SUPERVISOR'S REPORT**

**RESOLUTION #72 TO ACCEPT THE SUPERVISOR'S REPORT FOR AUGUST 2025**

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

ADOPTED AYES 3 NAYS 0 ABSENT 2

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

Receipts:

General Fund \$16,233.82

Highway Fund \$8,144.15

Special Districts \$0

TOTAL \$24,377.97

Disbursements:

General \$309,269.65

Highway \$44,178.20

Special District \$0.00

Cell Tower \$0.00

TOTAL \$353,447.85

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

**RESOLUTION #73 TO ACCEPT THE SUPERVISOR'S REPORT FOR SEPTEMBER 2025**

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

ADOPTED AYES 3 NAYS 0 ABSENT 2

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

Receipts:

General Fund \$23,055.89

Highway Fund \$252,778.03

Special Districts \$0

TOTAL \$275,833.92

Disbursements:

General \$60,030.36

Highway \$265,491.11

Special District \$0.00

Cell Tower \$0.00

TOTAL \$325,521.47

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

## **DISCUSSION TOWN CLERK'S REPORT**

### **RESOLUTION #74 TO ACCEPT THE TOWN CLERK'S REPORT FOR SEPTEMBER 2025**

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

ADOPTED AYES 3 NAYS 0 ABSENT 2

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

Total Local Shares Remitted \$1,579.50

New York State Department of Health \$22.50

NYS Ag. & Markets for spay/neuter program \$9.00

NYS Environmental Conservation \$0.00

TOTAL \$1,611.00

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

## **DISCUSSION ASSESSOR REPORT**

Assessor Rados submitted a report which was read by Supervisor Wester:

We have entered all sales that we have received from the county. We continue to work on the 2026 reassessment project. We will be away at the Assessor's Conference from October 6<sup>th</sup> – 9<sup>th</sup>. We will be checking our email and phones periodically. We have no concerns currently, but if anyone has questions or concerns, please feel free to contact us.

## **DISCUSSION HIGHWAY SUPERINTENDENT REPORT**

Highway Superintendent Marusiak reported on the following:

They're hauling in salt and sand and mixing salt and sand in preparation for winter. The boom mower was down for a few weeks but is now up and running. Mark is the newest highway department employee, and he just passed his CDL road test and has his CDL license now.

## **DISCUSSION CODE ENFORCEMENT REPORT**

Code Enforcement Officer Ron Maxwell reported on the following:

New code books have arrived.

Two houses are being taken down on East Lake Rd. Ron had a feeling that something was not right. He got in touch with people from the NYS DEC in order to find out the proper way to go about this. NYS DEC met with the homeowners and Code Enforcement. Supervisor Wester thanked the Code Enforcement Office for doing a great job protecting the town, the environment and the homeowners themselves.

## **DISCUSSION HIGHWAY BARN PROJECT**

Deputy Supervisor Sparks and Highway Superintendent Marusiak updated us on the following:

There is a final walk through scheduled. Electric has been worked on. Doors are in. Downspouts will need to be reinstalled on the front of the building. Highway Superintendent Marusiak shared that last night was the first night since early April that they had their trucks parked in the barn. There is a 5% holdback for possibly as much as a year so that the Town can have time to check on things once finished and make sure everything truly meets expectations.

## **DISCUSSION PARK UPDATE**

Councilman Butterbrodt updated us on the following:

Contract has been signed for the Sidewalk Project at Ricky Greene Park. Holley Construction from Avon is the contractor.

Elaine Jacobs is requesting that the handicap toilet in the men's room be replaced in the spring. It has had a lot of issues each summer.

Elaine Jacobs spoke saying that 4 of the grills at the park need to be replaced. They are tipped over and some have holes.

It has been suggested that we make the park a "carry in and carry out" rule – much like other parks in the area. Signage will be added next spring. Hazel will notify people of this new rule when they call for reservations.

## **DISCUSSION UPDATES ON KEY ISSUES:**

### **Town of Conesus and Livingston County Planning Board Representative/ Livingston County Board of Supervisor/GLOW/Liv. County Water & Sewer (LCW&S)**

- Supervisor Wester attended the most recent Conesus Lake meeting. The big concern was lake levels. They discussed that there are a lot of other factors including Water and Sewer Authority maintaining levels but also 9 million gallons per day are currently evaporating! We definitely need rain.

### **Town of Conesus Zoning Board of Appeals Representative**

- ZBA has nothing to report as the September 29<sup>th</sup>, 2025 meeting was canceled, and Councilman McCarty is absent.

### **Town of Conesus Planning Board:**

Town Planning Board approved a two-lot subdivision.

## **DISCUSSION RECYCLING CENTER**

Dan Walkley has been replaced by John Beach and Robert Hensel.

## **DISCUSSION ROAD DITCH WORK PLAN AND MOU**

Town Attorney, Don Young has several questions on this. Don and Julie will reach out to Heather Ferraro at Livingston County to get the answers before moving forward.

## **DISCUSSION 2026 PRELIMINARY BUDGET AND PUBLIC HEARING**

### **RESOLUTION #75 TO ACCEPT PRELIMINARY BUDGET AND CALL FOR A PUBLIC HEARING ON PRELIMINARY BUDGET**

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

ADOPTED AYES 3 NAYS 0 ABSENT 2

BE IT RESOLVED, that the Conesus Town Board hereby approves, with any modifications, the tentative budget as the Preliminary Budget for the upcoming fiscal year; and, be it further

RESOLVED, that such Preliminary Budget shall be filed in the Office of the Town Clerk where it shall be available for inspection by any interested person during office hours; and be it further

RESOLVED, that the Town Board shall meet at the Conesus Town Hall on November 6, 2025 at 7:00 PM for the purpose of holding a Public Hearing upon such Preliminary Budget; and be it further

RESOLVED, that the Town Clerk shall give notice of such Public Hearing in the manner required by law, and that such notice shall be published once in the Official Newspaper and posted on the Town's Sign Board at least five (5) days before such meeting and shall be in substantially the following form:

### **NOTICE OF HEARING ON PRELIMINARY BUDGET FOR THE TOWN OF CONESUS FOR THE YEAR 2026**

Notice is hereby given that the Preliminary Budget of the Town of Conesus, Livingston County, New York (the "Town") for the fiscal year beginning January 1, 2026, has been completed and filed in the Office of the Conesus Town Clerk at Conesus Town Hall at 6210 S Livonia Rd, Conesus, NY, where it is available for inspection by any interested person during office hours.

Further notice is hereby given that the Town Board will meet and review said Preliminary Budget and hold a Public Hearing thereon at Conesus Town Hall at 6210 S Livonia Rd, Conesus, NY, at *November 6, 2025, at 7:00PM*, and that at such hearing any person may be heard in favor of or against the Preliminary Budget as compiled or for or against any item or items therein contained.

Further notice is hereby given that, pursuant to Town Law Section 108, the proposed yearly salaries of the Supervisor, each member of the Town Board, the Town Clerk, the Town Justice(s) and Town Superintendent of Highways are hereby specified as follows:



**RESOLUTION #75 TO ACCEPT PRELIMINARY BUDGET AND CALL FOR A PUBLIC HEARING  
ON PRELIMINARY BUDGET ~CONTINUED~**

Supervisor \$14,000

Town Board Members \$2,700 each

Town Clerk \$36,700 (inclusive of Tax Collector \$3,900, Records Management Officer \$2,900, and Registrar of Vital Statistics \$400)

Town Justice \$7,700 each

Town Superintendent of Highways \$71,400

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

**DISCUSSION LOCAL LAW ON TAX LEVY AND PUBLIC HEARING**

Many towns are now adopting a local law as a safety net in case audited. The local allow covers the Town if they do go over the tax cap. It appears as though we may only be within \$300.00 of going over at this time.

**Resolution #76 to Call for Public Hearing on Local Law to Override the Tax Levy Limit for the  
Fiscal Year 2026**

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

ADOPTED AYES 3 NAYS 0 ABSENT 2

WHEREAS, New York General Municipal Law expressly authorizes a local government to override the tax levy limit by the adoption of a local law approved in accordance therewith; and

WHEREAS, the Town Board now has before it a draft local law which will allow for an override of said tax levy limit for the Town of Conesus for 2026.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Conesus, that a public hearing shall be had on the 6th day of November at 7:00 p.m., in relation to a Local Law to Override the Tax Levy Limit for the Fiscal Year 2026.

BE IT FURTHER RESOLVED that the Town Clerk will advertise for said public hearing in a manner consistent with law.

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

**PUBLIC COMMENTS:**

Charles Dickerson spoke about the amount of money spent on the Highway Dept. and thought it would be nice to put pictures of the project on the website.

**RESOLUTION #77 TO ACCEPT THE CLAIMS**

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

ADOPTED AYES 3 NAYS 0 ABSENT 2

RESOLVE to pay the vouchers in the following amounts:

General Fund: Vouchers #276 - #298 totaling \$187,483.39

Highway Fund: Vouchers #147 - #162 totaling \$74,050.06

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

**DISCUSSION ADJOURN THE MEETING**

**RESOLUTION #78 TO ADJOURN MEETING**

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

ADOPTED AYES 3 NAYS 0 ABSENT 2

RESOLVE to adjourn the meeting at 9:00 PM.

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

Respectfully submitted,



Julie C. Shutt

Town Clerk