

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 September 2026 at 7:00 PM.

PRESENT:	Gary Sparks	-----	Deputy Supervisor
	Brian McCarty	-----	Councilman
	John Fama	-----	Councilman
	Jerome Butterbrodt	-----	Councilman
	Julie C. Shutt	-----	Town Clerk
	Donald Wester	-----	Supervisor
	Dan Marusiak	-----	Highway Superintendent

OTHERS PRESENT: Code Enforcement Officer, Ron Maxwell, and approximately 5 other residents/guests.

Supervisor Wester opened with a moment of silence.

Councilman McCarty led us in the Pledge of Allegiance.

PRIVILEGE OF THE FLOOR:

None

ANNOUNCEMENTS AND COMMUNICATIONS

- Supervisor Wester brought to attention that Edward Gates of Conesus earned the rank of Eagle Scout.
- Next Regular Town Board Meeting will be Tuesday, October 6, 2026 at 7:00 P.M.

DISCUSSION TOWN CLERK'S MINUTES

RESOLUTION #66 ACCEPT TOWN CLERK'S MINUTES

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

ADOPTED AYES 5 NAYS 0

RESOLVE that the Town Board accepted the Town Clerk's minutes for August 4, 2026.

Vote of the Board: Councilman Butterbrodt - Aye, Councilman Fama- Aye,

Councilman McCarty - Aye, Deputy Supervisor Sparks - Aye, Supervisor Wester – Aye

RESOLUTION #67 ACCEPT TOWN CLERK'S MINUTES

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

ADOPTED AYES 5 NAYS 0 ABSTAIN 1

RESOLVE that the Town Board accepted the Town Clerk's minutes for the Special Meeting held on August 25, 2026.

Vote of the Board: Councilman Butterbrodt - Aye, Councilman Fama- Abstain,

Councilman McCarty - Aye, Deputy Supervisor Sparks - Aye, Supervisor Wester – Aye

DISCUSSION SUPERVISOR'S REPORT

RESOLUTION #68 ACCEPT THE SUPERVISOR'S REPORT

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

ADOPTED AYES 5 NAYS 0

RESOLVE that the Town Board accepted the Supervisor's monthly report for July 2026 as follows:

Receipts:

General Fund \$44,515.32
 Highway Fund \$17,738.90
 Special Districts \$0.00
TOTAL \$62,254.22

Disbursements:

General \$82,398.01
 Highway \$101,480.05
 Special District \$0.00
 Cell Tower \$0.00
TOTAL \$183,878.06

Vote of the Board: Councilman Butterbrodt - Aye, Councilman Fama- Aye,

Councilman McCarty - Aye, Deputy Supervisor Sparks - Aye, Supervisor Wester – Aye

DISCUSSION TOWN CLERK REPORT

RESOLUTION #69 ACCEPT THE TOWN CLERK'S REPORT

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

ADOPTED AYES 5 NAYS 0

RESOLVE that the Town Board accepted the Town Clerk's monthly report for July 2026 as follows:

Total Local Shares Remitted \$1,404.32
 New York State Department of Health \$0.00
 NYS Ag. & Markets for spay/neuter program \$16.00
 NYS Environmental Conservation \$0.00
 TOTAL \$1,420.32

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

DISCUSSION ASSESSOR REPORT

None at this time. The Assessor was on vacation from August 15 – 30.

DISCUSSION CODE ENFORCEMENT REPORT

Code Enforcement Officer Ron Maxwell reported on the following:

A lot of house permits were issued at the end of 2025 before the code change. One has started on Marrowback. The septic system perk test did not do well and the septic system is costing \$60,000. The overall number of building permits so far this year is down from usual.

Supervisor Wester updated us on the Steven Wright case. He is due back in court in early October. He has been asked to comply by moving. It is likely that he will start getting fined if he does not clean up the mess. It may go to trial.

DISCUSSION HIGHWAY SUPERINTENDENT REPORT

Superintendent Marusiak updated us on the following: The crew has been mowing. They have done CHIPS sealing on Marrowback. They have been mixing salt and sand for winter. He is hopeful that they will be working with the Town of Livonia Highway Dept to top Niver Rd. and Holmes Hill Rd. the week of September 14th. He said he has not heard anything about the Jones Hill Rd. project as of yet.

DISCUSSION PARK UPDATE

Councilman Butterbrodt/Deputy Supervisor Sparks reported on the following:

Engineer Jeffrey Wilson reviewed the wooden playsets at Ricky Greene Park. His recommendation is that the train and monster truck are beyond repair and should be removed. He believes that the boat could be repaired, but according to NYMIR, our insurance company, the boat is no longer in compliance with New York State. All three sets must go.

The Sons of the American Legion do need to do some volunteer work to keep their charter. It is believe that they may remove the play sets for us. Highway Superintendent Marusiak offered to pick up the pieces if they got them to the parking lot. The Highway equipment is too large and heavy to get back there – the ground is wet and it will make a mess.

Robin Hensel who works for the Recycling Center and is willing to do some jobs at the park is making arrangements to get the baby changing stations, hand dryers, and soap dispensers up in the park bathrooms.

Last month, Historian Brenda Eddy mentioned that a production company wanted to use the cabin to shoot a documentary. A concern in cleaning up the cabin is the bat dung. They are looking for someone to remediate the issue and the production company will pay the cost in trade for using the cabin for their film location.

Brenda Eddy asked about the possibility of having her camper available for the film crew since they might be here overnight. This would allow a representative from the History Keepers to be around keeping an eye on things all of the time. Brenda asked if the park could be reserved Sept. 29 – Oct. 3.

Supervisor Wester mentioned the need for updating the swings – adding more because some are broken/missing as well as updating them to code with the coated chains and rubber mats underneath the swings.

RESOLUTION #70 PURCHASE OF SWINGS, CHAINS AND MATS

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

ADOPTED AYES 5 NAYS 0

RESOLVE that the Town Board agrees to the purchase of 3-4 new swings with rubber-coated chains and the rubber mats to go underneath the swings.

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

DISCUSSION UPDATES ON KEY ISSUES:

Conesus Lake Association Representative

Councilman Fama reported on the following:

Upcoming program at the Chip Holt Center – “How Old is That Fish?” - Sept. 18th

Watershed Education Center Program: Aquatic Invasive Species – Sept. 30th

Conesus Lake Association Annual Meeting – Tuesday, Sept. 15

September 15 – Watershed Education Center – CLA Annual ??

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

All Livingston County updates are in the green binder that sits on the shelf across from the Town Clerk window downstairs in the Town Hall.

There is a GLOW Paint Collection Event on Sept. 19 at the Livingston County EMS Bldg. on Gypsy Lane in Mt. Morris.

The free GLOW Electronics Recycling Event is Sept. 26 at the Livingston County EMS Bldg on Gypsy Lane in Mt. Morris.

Town of Conesus Zoning Board of Appeals Representative

Councilman McCarty reported the following:

The ZBA did meet on August 31. Michael Donovan requests a variance for his deck/dock at 5757 Mariners Drive that he says was constructed in the 1990's. It has been identified as violating Zoning Code 155-13B because of it's location on property line.

UNFINISHED BUSINESS/UPDATES

DISCUSSION: UPDATE ON UPGRADE FIRE/SECURITY SYSTEM

It is looking like this will be completed in September.

DISCUSSION: UPDATE ON SPECTRUM FRANCHISE RENEWAL

Town Attorney, Donald Young, is working on this matter.

DISCUSSION: UPDATE ON FLYING ONLY THE UNITED STATES FLAG ON TOWN FLAG POLES

The Town Board shared their thoughts. The general consensus is to leave it be unless we are approached. All are in agreement that the only flag that should be flown is the U.S. flag.

NEW BUSINESS

DISCUSSION: LIVONIA AMBULANCE

The Special Meeting information session went well on August 25th.

There is a budget workshop on September 10 and the input from the information session will be used at the workshop.

DISCUSSION: USE OF TOWN FIELDS FOR TRAVEL SOFTBALL LEAGUE

Dusti Silvernail Embesi reached out to ask if the Town Board would consider letting a fully insured travel softball league use the fields at the park or at the corner of McGinty. The Town Board seemed happy to have the fields be used again.

RESOLUTION #71 USE OF SOFTBALL FIELDS

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

ADOPTED AYES 5 NAYS 0

RESOLVE that the Town Board agrees to the use of the Town's ball fields by an insured travel softball league.

RESOLVE that the Town Board requests that the Town of Conesus be named as an additional insured on the team's insurance.

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

PUBLIC COMMENTS:

Charlie Dickerson said that he found a company called Picnic Furniture that makes things out of plastic/poly/composite instead of wood. The cost of a train set from them is over \$18k.

Cathy Dickerson suggested downloading the National Playground Association Specs.

DISCUSSION: PAYMENT OF BILLS

RESOLUTION #72 ACCEPT THE CLAIMS

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

ADOPTED AYES 5 NAYS 0

RESOLVE to pay the vouchers in the following amounts:

General Fund: Vouchers #250 - #273 totaling \$44,118.85

Highway Fund: Vouchers #109 - #127 totaling \$99,159.63

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

RESOLUTION #73 ADJOURN THE MEETING

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

ADOPTED AYES 5 NAYS 0

RESOLVE to adjourn the meeting at 8:18 P.M.

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

Respectfully submitted,

Julie C. Shutt
Town Clerk