

AGENDA
TOWN OF GENEVA
Regular Town Board Monthly Meeting
January 9, 2024

Informal Discussion – 5:30 p.m.: Informal discussion with Town Board, department heads and public.

1. **Call to order** Regular meeting. Immediately following the Organizational Meeting that began at 6:00 p.m.

2. **Privilege of the floor.**

3. **Gratitude's.** Highway staff for doing a fine job clearing town and county roads during and after the Saturday-Sunday snow storm; water & sewer staff for removing snow around the town hall.

4. **Approval of the minutes:** Approval of the minutes of the special year end Town Board meeting of December 20, 2023.

Motion _____ Second _____

5. **Town Clerk's report.**

Questions, comments.
The Board acknowledges receipt.

6. **Code Enforcement Officer's report.**

Questions, comments.
The Board acknowledges receipt.

7. **Highway Superintendent's Report:**

Questions, comments.
The Board acknowledges receipt.

8. **Water & Sewer Superintendent's Report:**

Questions, comments.
The Board acknowledges receipt.

9. **Supervisor's report of finances for the previous month**

Questions, comments.
The Board acknowledges receipt.

10. **2024 RESOLUTION NO. 18-2024** - Approving Abstract-001, January 2024, Bills for Payment and Prepaid Bills.

Motion _____ Second _____

TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 18 -2024

Whereas certain abstracts and bills for services and goods received or to be received by the town have been presented for payment or necessarily paid, Abstract-1, January 2024, and

Whereas those abstracts and bills have been reviewed by the town bookkeeper, the supervisor, and other members of the town board, and are in proper order for payment or approval, now therefore, it is

RESOLVED the pre-paid bills that are presented are approved and the supervisor is authorized to pay the unpaid bills.

11. The supervisor will be away February 3-14 and would like to move the next town board meeting to Monday, Feb. 19 or Wednesday, Feb. 21. Set the meeting for February ____, 2024. Put the new date in Res. 19 and Ex. 2 below.

12. **RESOLUTION NO. 19-2024**– Resolution Introducing a Local Law and Calling a Public Hearing: Tax Levy Limit.

Motion _____ Second _____

TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 19 -2024

WHEREAS, the Town Board of the Town of Geneva, after due deliberation, finds it in the best interests of the Town to schedule a public hearing to solicit public comment upon a proposed Local Law to override the tax levy limit established in General Municipal Law §3-c; and

WHEREAS, the Town Board of the Town of Geneva has reviewed the draft of the aforementioned proposed Local Law attached as Exhibit "1" and deems it in the best interests of the Town of Geneva to proceed in accordance with the Code of the Town of Geneva and the Laws of the State of New York in adopting the Local Law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk is directed to schedule a public hearing to be held on February ____, 2024, at 6:00 p.m. at the Geneva Town Hall, 3750 County Road 6, Geneva, New York; and be it further

RESOLVED, that the Town Clerk, be and hereby is, authorized to forward to the official newspapers of the Town a Notice of Public Hearing in the form substantially the same as that attached hereto as Exhibit "2"; and be it further

RESOLVED, that the Town Clerk be, and she hereby is, directed to post a copy of the proposed Local Law on the Town of Geneva sign board and take any and all other necessary actions to properly bring the aforementioned Local Law before the Town Board of the Town of Geneva for its consideration; and be it further

RESOLVED, that the Town Clerk be, and hereby is, authorized to provide all other notices as required by law for the adoption of this local law.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Geneva on January 9, 2024, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Kimberly Aliperti	_____	_____
Mitchell Wilber	_____	_____
Mark Venuti	_____	_____
Robert McCarthy	_____	_____
Gordon Baxter	_____	_____

Dated: _____, 2024

Lorrie S. Naegele, Town Clerk

13. RESOLUTION NO. 20-2024- Approving Purchase of Mower.

Motion _____

Second _____

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 20 -2024**

Whereas the Town needs a new zero-turn mower, which was provided for at \$15,000.00 in the 2024 Town budget; and

Whereas the Water & Sewer Superintendent can purchase a 2024 Ferris Zero-Turn Mower, model 5902064, from Twin Pines Power Equipment for \$14,524.17, which is below the regular retail price for this mower; and

Whereas the Superintendent will consign to auction the 2019 Ferris Zero-Turn Mower the new mower will replace; now therefore, it is

RESOLVED the Water & Sewer Superintendent is authorized to purchase the 2024 Ferris Zero-Turn Mower, model 5902064, from Twin Pines Power Equipment for \$14,524.17, and to consign to auction the Town's 2019 Ferris Zero-Turn Mower.

14. RESOLUTION NO. 21-2024- Amending Resolution 73-2023, Authorizing Renewal of a Bond Anticipation Note

Motion _____

Second _____

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 21 -2024**

Whereas Town Board Resolution 73-2023, approved on November 14, 2023, authorized renewal of a Bond Anticipation Note for Water District 3, Extension 8, and it wrongly stated the amount due as \$69,388.59, instead of the correct amount of \$69,688.59, and it also wrongly stated, after payment of \$3,700.00, the amount due would be \$65,688.59, instead of the correct amount of \$65,988.59; now therefore, it is

RESOLVED, on the Bond Anticipation Note for Water District 3, Extension 8, the amount due on or about December 16, 2023 was \$69,688.59, and, after a principal payment of \$3,700.00, the amount due on or about December 16, 2024 is \$65,988.59, and the Supervisor is authorized to sign a new Bond Anticipation Note for one year with the Bank of the Finger Lakes for \$65,988.59, plus interest.

15. Reports of Standing Committees

Economic Development –

Sustainability –

Kashong Conservation Area -

Communication –

16. Supervisor’s Report:

The 9-Element Watershed Plan for Seneca and Keuka Lakes has been completed and a final report has been submitted to the NYS Department of State, which provided grant funding. The plan came in under budget so there is about \$25,000 left for projects. This is managed by a group the supervisor is a member of. Storm water and other pollution control projects are underway and planned in the watershed. Having the 9E plan adds points that improve the scores of grant applications and will inform and guide actions to protect the Seneca Lake watershed, which includes Keuka Lake.

The supervisor has been reappointed to the county Planning & Environmental Quality Committee (among other things, oversees the county landfill), and appointed to the county Ways & Means Committee. He is also chair of the county Traffic Safety Board and Alternatives to Incarceration Board, and is on the board of the Ontario County Soil & Water Conservation District

A public meeting on establishing a reuse center in Geneva will be held on February 26 at 6:30 p.m. at the Geneva Community Center, 160 Carter Road. Details to follow.

Selected Meetings and Events

December 13 – Ontario County Traffic Safety Board meeting

Ontario County Public Safety Committee meeting

December 15 – Ted Baker radio show on town topics

December 20 – Ontario County Soil & Water Conservation District board meeting

December 21 – Meeting to discuss landfill landslide and recycling wine bottles with county officials

Ontario County Board of Supervisors meeting

January 4 – Ontario County Board of Supervisors meeting

January 5 – Meeting with Finger Lakes ReUse director and others to begin planning for a Geneva ReUse Center

17. Old Business.

18. New Business.

19. Privilege of the floor.

20. Adjourn: Motion _____ Second _____ Time _____

Exhibit 1

LOCAL LAW FILING

New York State Department of State
Division of Corporations, State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231-0001

(Use this form to file a local law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County of Ontario
City
Town of Geneva
Village

Local Law No. 1 of the year 2024

A local law to override the tax levy limit established in General Municipal Law §3-c
(Insert Title)

Be it enacted by the Town Board (Name of Legislative Body)

County of Ontario
City
Town of Geneva as follows:
Village

Section 1: Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Geneva, County of Ontario pursuant to General Municipal Law §3-c, and to allow the Town of Geneva to adopt a town budget for (a) town purposes (b) fire protection districts and (c) any other special or improvement district governed by the town board for the fiscal year 2024 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.

Section 2: Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by a vote of sixty percent (60%) of the town board.

Section 3: Tax Levy Limit Override

The Town Board of the Town of Geneva, County of Ontario, is hereby authorized to adopt a budget for the fiscal year 2025 that requires a real property tax levy in excess of the limit specified in General Municipal Law §3-c.

Section 4: Severability

If any clause, sentence, paragraph, section, or part of this local law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part of this local law or in its application to the person, individual, firm or corporation, or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

Section 5: Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

EXHIBIT # 2

**TOWN OF GENEVA
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held by the Town Board of the Town of Geneva on the ___ day of February, 2024, at 6:00 p.m., at the Geneva Town Hall, 3750 County Road 6, Geneva, New York, regarding the adoption of a Local Law which would permit the Town Board to adopt a budget for the 2025 fiscal year that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Any resident of the Town of Geneva shall be entitled to be heard upon said proposed Local Law at such public hearing. Copies of said proposed Local Law are available for review at the Town of Geneva Town Hall, 3750 County Road 6, Geneva, New York.

This by Resolution of the Town Board of the Town of Geneva.
Lorrie S. Naegele, Town Clerk
January 9, 2024