

AGENDA
TOWN OF GENEVA
PUBLIC HEARING for a proposed Local Law 1-2024 to override the tax levy limit established in General Municipal Law §3-c.
REGULAR TOWN BOARD MONTHLY MEETING
February 13, 2024

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

1. **Call to order**- 6:00 pm. The Public Hearing Proposed Local Law: " A Local Law to override the tax levy limit established in General Municipal Law §3-c." Legal Notice was published in the Finger Lakes Times on February 2, 2024.

Public Comments-
Written Comments:
Close Public Hearing-

Time:_____ p.m.

2. **Call to order**: The Regular Town Board Meeting. Pledge of Allegiance/Opening – Councilmember Kim Aliperti

3. **Privilege of the floor**:

4. **Gratitudes**:

5. **Approval of the minutes**: Approval of the minutes of the Organizational Meeting of the Town Board on January 9, 2024.

Motion _____ Second _____

Approval of the minutes: Approval of the minutes of the Regular Meeting of the Town Board on January9, 2024.

Motion _____ Second _____

6. **Town Clerk’s report**.

Questions, comments.
The Board acknowledges receipt.

7. **Code Enforcement Officer’s report**.

Questions, comments.
The Board acknowledges receipt.

8. **Highway Superintendent’s Report**:

Questions, comments.
The Board acknowledges receipt.

9. **Water & Sewer Superintendent’s Report**:

Questions, comments.
The Board acknowledges receipt.

10. **Supervisor’s report of finances**

Questions, comments.
The Board acknowledges receipt.

- 11 **RESOLUTION NO. 22-2024**- Approving Abstract-002 February 2024 Bills for Payment and Prepaid Bills.

Motion _____ Second _____

TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 22-2024

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-2, February 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.

12. **RESOLUTION NO. 23-2024** – Authorizing adoption of Local Law 1-2024 to override the tax levy limit. Motion to approve made by

Councilmember _____, second by Councilmember _____.

TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 23-2024

WHEREAS, a resolution was duly adopted January 9, 2024, by the Town Board of the Town of Geneva for a public hearing to be held by said Town Board on February 13, 2024, at 6:00 p.m. at the Geneva Town Hall, 3750 County Road 6, Geneva, New York, to hear all interested parties on a proposed Local Law to override the tax levy limit established in General Municipal Law §3-c; and

WHEREAS notice of said public hearing was duly advertised in the official newspaper of the Town of Geneva, on February 2, 2024, and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing was duly held on February 13, 2024, at 6:00 p.m. at the Geneva Town Hall, 3750 County Road 6, Geneva, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of Geneva, after due deliberation, finds it in the best interest of the Town of Geneva to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Geneva hereby adopts said Local Law No. 1 of 2024, entitled, "A local law to override the tax levy limit established in General Municipal Law §3-c", a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Geneva, and to give due notice of the adoption of said local law to the Secretary of State of New York.

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 February 14, 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. 24-2024- Approving tax levy limit override for special districts and/or fire protection districts

Motion _____ Second _____

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 24 -2024**

WHEREAS the Town Board of the Town of Geneva is the governing body of the special districts and/or fire protection districts set forth in the Schedule attached hereto and made a part hereof; and

WHEREAS, it is the intent of this resolution to override the limit on the amount of real property taxes that may be levied by the Town of Geneva, on behalf of the aforesaid special districts and/or fire protection districts, pursuant to General Municipal Law §3-c, and to allow the Town of Geneva, on behalf of the aforesaid special districts and/or fire protection districts, to adopt a budget for the fiscal year 2023 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c; and

WHEREAS this resolution is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the tax levy limit for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Geneva, County of Ontario, is hereby authorized to adopt a budget for the fiscal year 2025 on behalf of the special districts and/or fire protection districts set forth in the Schedule attached hereto and made a part hereof that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

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 February 13, 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

14. RESOLUTION NO. 25-2024 – Approving Renewal of a Bond Anticipation Note

Motion _____

Second _____

**TOWN OF GENEVA
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 25-2024**

Whereas the Bond Anticipation Note, originally dated March 3, 2005, with Five Star Bank, now with Bank of the Finger Lakes, for the financing of the improvements to the Kashong Point Water Supply Facility, is due on March 1, 2024, at which time \$27,111.91, plus interest, is due; and

Whereas the full amount due cannot be paid without significant cost to property owners, and it need not be paid in full and may be and has been renewed annually with a payment against principal and the interest due; now therefore, it is

RESOLVED the Supervisor of the Town of Geneva is authorized to pay \$5,000.00 toward principal, and the interest due, and to sign a new Bond Anticipation Note with the Bank of the Finger Lakes binding the Town of Geneva for the new balance due, \$22,111.91, plus interest, due in one year.

15. RESOLUTION NO. 26-2024- Bid Authorization for Pump Station Improvements.

Motion _____

Second _____

**TOWN OF GENEVA, NEW YORK,
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 26-2024**

WHEREAS, the Town of Geneva is intending to make improvements to the West Lake Road Sewer Pump Station located at 4169 State Route 14, Geneva, New York, by removing the existing pumps and replacing with new pumps, piping modifications and upgraded electrical equipment, including VFDs and an emergency generator, and required demolition, miscellaneous items upgrade, and site restoration for disturbed areas, undertaken to provide additional sanitary sewage capacity for current conditions and future needs; and

WHEREAS, the project will require two bids: one General Contractor bid for the pump changeout with piping modifications and minor upgrades and the second for electrical upgrades and changes; sequencing and change-out of pumps are to be addressed during construction to avoid the Station being out of service; and

WHEREAS, the project documents (Plans and Specifications) will be prepared and ready to go to bid, and the project will be bid in accordance with NYS Bidding requirements and Town of Geneva procurement Law; now therefore it is

RESOLVED the Town Board authorizes the advertisement of the bids for the West Lake Road Sewer Pump Station in accordance with bidding laws of New York State, and the Board authorizes the Town Clerk to place the advertisement of the project in the official newspaper of the Town of Geneva.

16. RESOLUTION NO. 27- 2024 – Bid Authorization for Kashong Switch Road Tank Rehabilitation.

Motion _____

Second _____

**TOWN OF GENEVA, NEW YORK,
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 27-2024**

WHEREAS, the Town of Geneva, with an Intermunicipal Agreement (IMA) with the Town of Seneca, is intending to complete rehabilitation of the 1,000,000 water storage tank which is located on Kashong Switch Road in the Town of Seneca to provide adequate capacity and storage to serve current demands and needs into the future; and

WHEREAS, the project received funding from the Environmental Facilities Corporation (EFC) in the form of a grant through the Drinking Water State Revolving Fund (EFC Project Number 18619), and the NYS Department of Health provided an approval letter for the project on August 30, 2022 with Standard Terms and Conditions; and

WHEREAS, the project documents (Plans and Specifications) have been prepared and are ready to go to bid, the project will be bid in accordance with NYS Bidding requirements, EFC Requirements and the IMA between the Town of Geneva and the Town of

Seneca; MWBE firms are encouraged to bid on the project, and the Town of Geneva will be the facilitator of the bid per EFC requirements on behalf of the Town of Seneca; now therefore it is

RESOLVED the Town Board authorizes the advertisement of the bids for the Tank Rehabilitation project of the tank located on Kashong Switch Road in the Town of Seneca in accordance with bidding laws of New York State and the IMA between the Town of Geneva and the Town of Seneca, and the Board authorizes the Town Clerk to place the advertisement of the project in the official newspaper of the Town of Geneva.

17. RESOLUTION NO. 28-2024 – Approving Agreement with Geneva City School District for Pickleball Courts.

Motion _____ Second _____

**TOWN OF GENEVA
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 28-2024**

Whereas pickleball is a fast-growing sport, residents requested the Town look into building courts, and the Town investigated the cost of building 2 pickleball courts on town property, primarily using town forces, and the estimate was approximately \$50,000; and

Whereas the supervisor learned the Geneva City School District recently built new tennis courts, the old courts were no longer in use and could be converted to pickleball courts; and

Whereas the supervisor contacted the school superintendent about converting the old tennis courts to pickleball courts and was advised the superintendent had also been approached about this by a group of citizens and was interested in such a project if the Town would contribute half the cost; and

Whereas converting the tennis courts into 8 pickleball courts is estimated to cost approximately \$60,000, and there is also ample parking and a nearby storage shed for equipment; and

Whereas the proposal for the Town to contribute to the cost of this project in return for public access to the courts when school was not in session or district programs using the courts was discussed by the Town Board at its November 14, 2023 meeting, and the Board indicated support; and

Whereas an agreement has been prepared that provides the Geneva City School District will convert part of its tennis courts on the high school campus to 8 pickleball courts, and will allow the public to use the courts, and the adjacent parking lot and storage shed, when school is not in session and the courts are not being used for a district program, such as during school vacations, summer recess and after the high school recesses for the day, and the town will pay one-half the cost of the project, not to exceed \$40,000; now therefore it is

RESOLVED the agreement is approved and may be signed by the supervisor.

18. RESOLUTION NO. 29-2024 – Approving Agreement with Three+One Company, Inc. for Investment Services.

Motion _____ Second _____

**TOWN OF GENEVA
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 29-2024**

Whereas the Town of Geneva has funds in various accounts that could be invested to generate revenue until needed, but the Town has no investment advisor to assist with such decisions; and

Whereas Ontario County and the Town of Canandaigua, among others, have contracted with Three+One Company, Inc. (three+one) for investment services, which include analyzing a municipality's financial position, cash flow needs, and appropriate investment vehicles to generate additional revenue for the municipality, and the county and town are very satisfied with the services of this company and recommend it; and

Whereas a representative of three+one met with the supervisor and town bookkeeper to discuss the services, and the company has presented a Professional Services Agreement to the Town which provides three+one will perform an analysis of the Town's financial situation and cash flow needs and advise the Town for one year on wisely investing funds to generate additional revenue, at a cost of \$14,900, however, the agreement further provides that if, after its analysis, three+one cannot show that working with it will generate additional revenue for the Town in excess of its fee, the Town may cancel the agreement and pay nothing to three+one; now therefore, it is

RESOLVED the Professional Services Agreement with Three+One Company, Inc. is approved and may be signed by the supervisor.

18. Reports of Standing Committees

Economic Development –

Sustainability –

Kashong Conservation Area

Communication –

Parks and Recreation

19. Supervisor's Report:

The town will host another county-sponsored mattress recycling event at 32 White Springs Road on Saturday, April 13. Free to county residents. Don't put old mattresses or box springs in the trash; bring them to the event – it all gets recycled. Pre-registration required but not open yet. Stay tuned and pass the word.

20. Old Business.

21. New Business.

22. Privilege of the floor.

23. Adjourn: Motion _____ Second _____ Time _____