

**AGENDA  
TOWN OF GENEVA  
REGULAR TOWN BOARD MONTHLY MEETING  
June 13, 2023**

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

1. Call to order - 6:00 p.m.: The Regular Town Board Meeting. Pledge of Allegiance/Opening by board member Kim Aliperti

2. Privilege of the floor.

3. Gratitude's:

4. Approval of the minutes: Approval of the minutes of the Regular Meeting of the Town Board on May 9, 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. RESOLUTION NO. 41-2023- Approving Abstract-006, June 2023, Bills for Payment, and Prepaid Bills.

Motion \_\_\_\_\_ Second \_\_\_\_\_

**TOWN OF GENEVA, NEW YORK  
RESOLUTION OF THE TOWN BOARD  
RESOLUTION NO. 41-2023**

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 and

Whereas those abstracts and bills have been reviewed by the supervisor's 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. RESOLUTION NO. 42-2023 - Approving Grant Application for Carter Road Watershed Improvement and Educational Park Project.

Motion \_\_\_\_\_ Second \_\_\_\_\_

**TOWN OF GENEVA, NEW YORK  
RESOLUTION OF THE TOWN BOARD  
RESOLUTION NO. 42-2023**

WHEREAS the Seneca-Keuka Watershed Nine Element Plan (9E) indicates that the Castle Creek sub-watershed, in which both the Town and City of Geneva are predominately located, is highly sensitive to intense rainfall events that result in frequent flooding and pollution runoff; and

WHEREAS Marsh Creek is located within the Castle Creek sub-watershed and drains the northern portions of both the Town and City of Geneva; and

WHEREAS the Town of Geneva recently acquired a 22-acre parcel located on Carter Road in the headwaters of Marsh Creek; and

WHEREAS the 9E prioritizes both the upland retention of stormwater and the restoration of floodplains to reduce downstream flooding and improve water quality within Seneca Lake; and

WHEREAS Seneca Watershed Steward Ian Smith (SWS) has conceptualized a means of developing the acquired parcel in such a manner to reduce flooding and improve water quality in accordance with 9E priorities while also providing educational and recreational benefits; and

WHEREAS an initial phase to complete all design and engineering work is budgeted at \$105,000 and is needed to proceed to implementation; and

WHEREAS the New York State Department of State has funding available for such projects that will cover 75% of the total project cost; and

WHEREAS the remaining 25% local match can be provided as *In-Kind* time provided by SWS, Town of Geneva staff and local volunteers, as well as \$15,750 in local funds provided by Town of Geneva; and

WHEREAS a municipality needs to be the applicant for such a grant, and the Town of Geneva, through the supervisor and the supervisor's assistant/bookkeeper, has the capacity to administer the grant if awarded; now therefore, it is

RESOLVED the Town of Geneva agrees to provide the aforementioned local cash match of \$15,750 and may be the applicant for grant funding for this project, and the supervisor is authorized to sign the application and all other documents in furtherance of it and, if awarded, provide grant administration.

**12. RESOLUTION NO. 43-2023** – Opposing an Increase in Height and Duration of the Seneca Meadows Landfill.

Motion \_\_\_\_\_

Second \_\_\_\_\_

**TOWN OF GENEVA, NEW YORK  
RESOLUTION OF THE TOWN BOARD  
RESOLUTION NO. 43-2023**

**WHEREAS** Seneca Meadows, Inc. (SMI) is seeking to increase the life of its existing landfill ("Landfill") located at 1786 Salcman Road in the Towns of Seneca Falls and Waterloo, Seneca County, New York, and

**WHEREAS** the project would add approximately 47 million cubic yards of air space used for the disposal of residential, commercial, institutional, and industrial wastes in the proposed SMI Valley Infill Area (Valley Infill"), and

**WHEREAS** The Valley Infill will involve the construction of approximately 47 acres of newly lined landfill area, as well as overfilling above approximately 191 acres of currently permitted landfill area, and

**WHEREAS** an increase in the existing maximum permitted Landfill height by about 70 feet, and

**WHEREAS** the type of waste being received at the facility (Municipal Solid Waste) and the approved design capacity of the Landfill, which is 6,000 tons per day, would not change, however, Landfill operation would be extended approximately 15 years, depending on the waste volume received in a given year; and

**WHEREAS** the impacts of the Landfill are felt by Town of Geneva businesses, visitors and residents due to the proximity of waste/ garbage truck traffic and PFAS-laden leachate being shipped around our community, with negative impact on our agri-tourism based community character and the negative climate impacts of methane emissions and other environmental impacts of the Landfill; and

**WHEREAS** the project sponsor must obtain the following approvals from the New York State Department of Environmental Conservation ("NYSDEC"): modification of its existing Solid Waste Facility permit under NYCRR Parts 360 and 363; a Change-of-use approval for the Tantalio Landfill Class 4 Superfund Site; and coverage under the SPDES Multi-Sector General Permit for Stormwater Discharges from Industrial Activities (GP-0-17-004). SMI must also obtain approval from the town boards of Seneca Falls and Waterloo ("Town Boards") for the Site Plan for the Valley Infill project Landfill. In addition, the site will require Site Plan Approval from each Town's Planning Board, and the Project will also require Special Use Permit approvals from Seneca Falls Zoning Board of Appeals and the Town of Waterloo. In addition, the project sponsor must also undergo an obstruction review by the Federal Aviation Authority ("FAA"); and

**WHEREAS** traffic to and from the existing Landfill impacts the Finger Lakes community beyond the Towns of Seneca Falls and Waterloo, presents visual blight upon entering the Finger Lakes region from the NYS Thruway, thereby being incompatible with the community character of the region, together with noxious odors emanating from the Landfill and negative impacts on regional roads and air quality and environmental conditions in the immediate area and beyond; and

**WHEREAS** the Town of Geneva is not currently named as an interested party, however the residents of the Town of Geneva will be directly affected by the award of approval or by failure for SMI to receive approval; and

**WHEREAS** the impact of a landfill decreases the value of properties, increases greenhouse gases, violates New York's climate law and guidelines as proposed by the Climate Action Council, and provides the potential for additional toxins to impact the region; now therefore, it is

**RESOLVED** the Town of Geneva opposes any increase in the existing maximum permitted Landfill height by about 70 feet, as well as the extension of the life of the landfill by approximately 15 years, without due consideration of its impact on adjacent communities; and it is further

**RESOLVED** the Town of Geneva seeks to be named an interested party due to the impacts on our community and therefore requests an enhanced public participation process for this proposed expansion; and it is further

**RESOLVED** the Town Clerk is directed to forward a copy of this resolution to the NYSDEC, the Town Boards of Seneca Falls and Waterloo, the Seneca Falls Zoning Board of Appeals, the Planning Boards of the Towns of Waterloo and Seneca Falls, and the Seneca County Board of Supervisors.

**13. RESOLUTION NO. 44-2023 – Approving Professional Services Agreement with MRB Group in Conjunction with the Town of Phelps.**

Motion \_\_\_\_\_ Second \_\_\_\_\_

**TOWN OF GENEVA, NEW YORK  
RESOLUTION OF THE TOWN BOARD  
RESOLUTION NO. 44-2023**

**WHEREAS** the Geneva Town Board is interested in joining with the Town of Phelps regarding the sanitary sewer extension along NYS Route 14 from the intersection of NYS Route 318 to Gambee Road. The Town of Geneva portion is from the municipal boundary of Phelps and Geneva to Gambee Road; and

**WHEREAS**, Due to time constraints MRB Group will be unable to complete a grant application meeting the requirements the state Economic Facilities Corporation (EFC) and Department of Environmental Conservation have in place; however, one requirement that can be completed now is preparation of the Preliminary Engineering Report (PER) to place the project on the Intended Use Plan (IUP). The PER will be developed in accordance with EFC’s requirements for applying for future funding and will serve as a basis for a future grant application. The PER is to be completed and listed on the IUP by June 16, 2023; and

**WHEREAS** the Town of Phelps will take the lead on the project and has authorized MRB Group to proceed with the PER and listed on the IUP for an estimated fee of \$15,000. Based on the length of the improvement the Town of Geneva is approximately 25% of the total length. Breaking that down into the fee the estimated cost is \$3,500 for the Town of Geneva’s portion; now therefore, it is

**RESOLVED that** MRB Group is authorized to include the Town of Geneva in the sanitary sewer PER and the IUP as a joint project with the Town of Phelps at a cost to the Town of Geneva of \$3,500.00, and the supervisor is authorized to sign any documents required in support of this resolution.

**14. RESOLUTION NO. 45-2023 – Approving Sewer Discharge from the Town of Phelps.**

Motion \_\_\_\_\_ Second \_\_\_\_\_

**TOWN OF GENEVA, NEW YORK  
RESOLUTION OF THE TOWN BOARD  
RESOLUTION NO. 45-2023**

**WHEREAS** the Geneva Town Board is interested in joining the Town of Phelps in extending the sanitary sewer along NYS Route 14 from the intersection of NYS Route 318 to Gambee Road. The Town of Geneva portion is from the municipal boundary of Phelps and Geneva to Gambee Road; and

**WHEREAS** this would be a joint project with the Town of Phelps; the sewer discharge from the Town of Phelps will need to go through the Town of Geneva and connect to the sanitary sewer system near Gambee Road on its way to the City of Geneva’s waste-water treatment plant; the sewer will be low pressure and will include a force main to transfer the waste to the connection; and, if this line is built, the Town of Geneva will have businesses and residents that will have access to the public sewer system from the municipal boundary to Gambee Road; now therefore, it is

**RESOLVED** if this project is approved and proceeds, the Town of Geneva will permit the Town of Phelps to discharge sanitary sewer flow to and through the Town of Geneva’s sewer system, provided the City of Geneva agrees to accept this waste stream into its sanitary sewer system and waste-water treatment plant.

**15. RESOLUTION NO. 46-2023 – Approving Agreements to Fulfill USDA Grant.**

Motion \_\_\_\_\_ Second \_\_\_\_\_

**TOWN OF GENEVA, NEW YORK  
RESOLUTION OF THE TOWN BOARD  
RESOLUTION NO. 46-2023**

Whereas the Town of Geneva has been awarded a grant from the U.S. Department of Agriculture to work with the City of Geneva and Hobart & William Smith Colleges to increase composting and divert food waste from the trash; and

Whereas as part of the Statement of Work for the grant the non-profit BluePrint Geneva, Inc. will provide coordination, outreach and education services for a sum set forth in the Statement and provided by grant funds, and the company Growing Cycle LLC will provide

collection buckets, totes and household curbside food waste pick-up services for a sum set forth in the Statement and provided by grant funds; and

Whereas Service Agreements have been prepared to cover these services and payments that need to be executed on behalf of the Town of Geneva and these providers, copies of which are included with this agenda; now therefore, it is

RESOLVED the supervisor is authorized to sign the Service Agreements on behalf of the Town of Geneva.

**16. Could we move the July 11 town board meeting up to 5:00 or 5:30**

**16. RESOLUTION NO. 47-2023 – Authorizing a Public Hearing for a Local Law Amending Parking Requirements.**

Motion \_\_\_\_\_ Second \_\_\_\_\_

**TOWN OF GENEVA, NEW YORK  
RESOLUTION OF THE TOWN BOARD  
RESOLUTION NO. 47-2023**

**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 Amending Regulations Dealing with Parking in Chapters 123 (Short-Term Rentals) and 165 (Zoning) of the Code of the Town of Geneva, attached as Exhibit 1; and

**WHEREAS** the Town Board of the Town of Geneva has reviewed the draft of the aforementioned proposed Local Law 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 said Local Law; now therefore, it is

**RESOLVED** the Town Clerk is directed to schedule a public hearing to be held on July 11, 2023, at 6:00 p.m. at the Geneva Town Hall, 3750 County Road 6, Geneva, New York; and it is further

**RESOLVED** the Town Clerk is authorized to forward to the official newspaper of the Town a Notice of Public Hearing in the form substantially the same as that attached as Exhibit 2; and it is further

**RESOLVED** the Town Clerk 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 Local Law before the Town Board of the Town of Geneva for its consideration; and it is further

**RESOLVED** the Town Clerk 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 Town Board of the Town of Geneva adopted the aforementioned resolution on June 13, 2023 by the following vote:

	<u>Aye</u>	<u>Nay</u>
Mark Venuti	_____	_____
Jeffrey Dunham	_____	_____
Robert McCarthy	_____	_____
Kimberly Aliperti	_____	_____
Mitchell Wilber	_____	_____

Dated: \_\_\_\_\_, 2023

\_\_\_\_\_  
Lorrie S. Naegele, Town Clerk

SEAL

**17. Reports of Standing Committees**

Economic Development –

Sustainability –

Kashong Conservation Area -

Communication –

Parks and Recreation –

**18. Supervisor’s Report:**

The Seneca Watershed Intermunicipal Organization has passed a resolution supporting the application for grant funding that will be made for the Carter Road Watershed Improvement and Educational Park Project that will be submitted in July on behalf of the Town.

John Manion, a former town resident who has expertise in marketing and strategic website design, has volunteered to assist the Seneca Watershed Intermunicipal Organization with community outreach and a redesign of its website..

Selected Meetings and Events

May 10 – County Housing Study Workshop

May 11 – Ted Baker radio show on town topics

May 12 – Meeting on USDA food waste diversion grant with city and BluePrint representatives

Meetings in the field with town residents and Soil & Water Conservation District technicians

May 17 – Meeting regarding implementing and financing state transition to renewable energy

Geneva 2030 executive board meeting

Ontario County Soil & Water Conservation District board of directors meeting

May 19 – Office for the Aging award presentation to town resident Tom McClure

May 22 – County Planning and Environmental Quality Committee meeting

May 24 – County Public Safety Committee meeting

June 1 – Meeting with Highway Superintendent and Code Enforcement Officer about flooding in parts of the town

Meeting with ARC of Ontario

Ontario County Board of Supervisors meeting

June 5 – Meeting of County Alternatives to Incarceration Board of Directors

June 8 – Meeting with John Manion and Ian Smith the regarding needs, challenges and goals of the Seneca Watershed Intermunicipal Organization

June 13 – Meeting of the search committee for a new director of the county's Real Property Tax Service

**19. Old Business.**

**20. New Business.**

**21. Privilege of the floor.**

**22. Adjourn:** Motion \_\_\_\_\_ Second \_\_\_\_\_ Time \_\_\_\_\_