

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
DETERMINATION OF SIGNIFICANCE – LOCAL LAW NO. 2 OF 2023
RESOLUTION NO. 49-2023**

WHEREAS, the Town of Geneva Town Board, hereinafter referred to as Town Board, has determined Local Law No. 2 of 2023 to be an Unlisted action under the State Environmental Quality Review (SEQR) regulations, and,

WHEREAS, the Town Board has reviewed and accepted the environmental record prepared on said action, and

WHEREAS, the Town Board has considered the potential impacts associated with said action; now therefore, it is.

RESOLVED that the Town Board makes this Determination of Non-Significance based upon: the Short Form Environmental Assessment Form, Parts 1 and 2, prepared for this action; the Town Board Public Hearing Record on said action; and, the Environmental Record prepared on said action; and it is further.

RESOLVED that the Town Board makes this Determination of Non-Significance based on the following reasons supporting this determination:

1. The Town Board considered the action as defined in subdivisions 617.2(b) and 617.3(g) of Part 617 of the SEQR Regulations; and,
2. The Town Board did review the EAF, the criteria contained in subdivision (c) of 617.7 and other supporting information to identify the relevant areas of environmental concern; and,
3. The Town Board did thoroughly analyze the identified relevant areas of environmental concern to determine if the action may have significant adverse impact on the environment; and
4. The Town Board did set forth its determination of significance in written form containing a reasoned elaboration and providing reference to all supporting documentation.

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 July 11, 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

14. 2023 RESOLUTION NO. 50-2023 – Adopting Lactation Accommodation Policy.

Motion _____ Second _____

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Whereas in compliance with NYS Labor Law Section 206-c and Section 7 of the Fair Labor Standards Act, which protects the rights of nursing mothers in the workplace, the Town of Geneva must provide a supportive environment where employees may express breast milk during work hours and be free from discrimination if undertaking that activity; now therefore, it is

RESOLVED the Lactation Accommodation Policy attached to this agenda is adopted and will be added to the Town of Geneva Personnel Manual.

15. 2023 RESOLUTION NO. 51-2023 – Approving Purchase of a Speed Sign.

Motion _____ Second _____

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Whereas speeding is a problem on town roads and other roads in the town; and

Whereas enforcement of speed restrictions is sporadic due to the limited availability of road patrol by deputies of the Ontario County Sheriff's Office; and

Whereas speed signs that advise oncoming vehicles of their speed compared with the lawful posted speed have been shown to be effective in reducing speed; and

Whereas the town has received proposals for trailered and fixed speed signs from three companies and sought the advice of the Undersheriff of the Ontario County Sheriff's Office on the available signs, and a trailered sign from Kustom Signals, Inc. was recommended; and

Whereas the supervisor and highway superintendent recommend the town purchase the SMART 18+ as most suitable for the town, at a price of \$11,608.00 (a model with an additional feature for \$13,863.00 was determined not necessary); now therefore, it is

RESOLVED the supervisor is authorized to accept the quote of \$11,608.00 and purchase the Kustom Signals, Inc. SMART 18+ speed sign.

16. Reports of Standing Committees

Economic Development –

Sustainability – Met July 5 and discussed the status of the Heat Smart Program; holding a special electronic waste collection event at the Recycling & Disposal Station in the fall; the Design Connect report on an expanded Resource Recover Park for the town; and the law that allows counties to require neighbor notification of certain pesticide applications – a presentation will be made to the town board at a future meeting.

Kashong Conservation Area –

Communication –

Parks and Recreation –

17. Supervisor's Report:

The supervisor commented on the draft New York State Solid Waste Management Plan by requesting the state allow municipalities with Recycling and Disposal Stations like the Town of Geneva to accept special waste like household hazardous waste and electronic waste with a minimal amount of licensing and reporting requirements so these activities are feasible for small municipalities.

The supervisor responded to a survey on Ontario County's park system by stating there are no facilities in the Geneva area and the county needs to put resources in this area, where 15% of the county's population resides.

The extreme rain event of July 1 caused flooding in many areas of the town. There are at least two grant applications that will be submitted later this month seeking funding for stormwater control projects in the town.

The Department of Environmental Conservation received the Town's resolution opposing the expansion of the Seneca Meadows landfill and asking to be designated an Interested Agency, and the DEC agreed to recognize the Town as an Interested Agency under State Environmental Quality Review which means the Town will be included in mailings and notices associated with the application.

The highway superintendent and supervisor met with NYSERDA representatives to discuss the report we received on energy savings measures for the highway storage building and old town hall, and they approved what we had proposed, although they need to confirm the insulation system for the highway building would be covered. We have about \$63,000 in grant funds and about \$120,000 in work we'd like to do; the difference can be covered by reserves.

Selected Meetings and Events

June 14 – Traffic Safety Board meeting

County Public Safety Committee meeting

June 15 – Ted Baker radio show on town topics

Meeting with representatives on the USDA food waste diversion grant

June 20 – Breakfast meeting with MRB Group engineer and town department heads

June 21 – Friends of the Geneva Greenway meeting

Geneva 2030 executive board meeting

Ontario County Soil & Water Conservation District board meeting

June 22 – Ontario County Board of Supervisors meeting

Ontario County Landfill workshop

July 5 – County Public Safety Committee meeting

July 6 – Meeting with NYSERDA representatives regarding the grant for building upgrades

18. **Old Business.**

19. **New Business.**

20. **Privilege of the floor.**

21. **Adjourn:** Motion _____ Second _____ Time _____

LACTATION ACCOMODATION POLICY

Adopted _____

Purpose – This policy is established in compliance with NYS Labor Law Section 206-c and Section 7 of the Fair Labor Standards Act, which protects the rights of nursing mothers in the workplace. The Town of Geneva (the Employer) provides a supportive environment where employees may express breast milk during work hours. Employees who choose to express breast milk in the workplace will not be discriminated against in any way.

Break Time – Employees, who are nursing mothers, shall be allowed to use a reasonable unpaid break period (generally between twenty to thirty minutes), in addition to their meal and rest breaks, to express milk for a nursing child for up to three years following childbirth. The employee may elect to have this unpaid break time run concurrently with a regularly scheduled paid break or meal period. For time beyond their usual break times, employees may use personal leave or may make-up the time as agreed upon with their supervisor.

The Employer will provide this unpaid break at least once every three hours if requested by the employee. The Employer will allow the employee to make up time not worked as a result of the unpaid break either before or after the employee's work shift (during normal hours of operation).

Break periods may be taken under this policy during the employee's basic work schedule, as well as during any overtime or additional hours worked.

Location and Privacy - Each Department, upon the request of an employee who chooses to express breast milk, shall designate a room or location other than a restroom or toilet stall, close to the employee's work space, or other location in close proximity to work so that nursing mother can express breastmilk or breastfeed in private. Once designated by the Employer, notice shall be given to all other employees at the work site of the designation and signage shall be used to clearly state when the room is in use for such purpose. The private, designated location must be sanitary, contain at a minimum a chair and a small table or other flat surface, be well-lit at all times and have a lock or a sign for when the location is in use to ensure privacy. The location must also have an electrical outlet. The designated location should be located near a sink with running water, if possible, so that employees can wash their hands and rinse out breast pump parts. Employees may also breastfeed or express breast milk in their own private offices or in other comfortable locations agreed upon with their supervisor. Employees can store their breast milk in the department's refrigerator, if one is available for purposes of storing expressed milk. An employee who makes use of her rights under this policy will be notified as to the location which has been designated for this purpose. Any concerns regarding the particulars of the designated location should be brought to the attention of the Town Supervisor.

Notification – Before an employee returns from parental leave, the Employer will resend this Policy to the employee and request information from the employee regarding the need for a reasonable accommodation to express breastmilk at work. An employee wishing to avail herself of this unpaid break is required to give the Employer advance notice, preferably prior to the employee's return to work following the birth of her child, to allow the Employer an opportunity to establish a location and to schedule leave time for multiple employees, if needed. The Employer will respond to the employee's request for a lactation accommodation no later than five business days from receipt of the employee's request.

Non-Discrimination – The Employer shall not threaten, penalize, or in any other manner discriminate or retaliate in any way against an employee who chooses to express breast milk in the workplace. Any actions on the part of any employee that would create a work environment that is hostile to the right of nursing mothers to take leave for the purpose of expressing breast milk is strictly prohibited.