

**MINUTES**  
**TOWN OF GENEVA**  
**REGULAR TOWN BOARD MONTHLY MEETING**  
**September 12, 2023**

PRESENT: Supervisor Mark Venuti, Councilmember Jeffery Dunham, Councilmember Mitchell Wilber, and Councilmember Kimberly Aliperti  
ABSENT: Councilmember Robert McCarthy

Recording Secretary: Lorrie S. Naegele, Geneva Town Clerk. The actions described below are not necessarily listed in order of occurrence.

**Others Present:** Code Enforcement Officer Floyd Kofahl; Water and Sewer Superintendent Howard Bailey; Highway Superintendent Bernie Peck; and six Town Residents.

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

1. **Call to order**- The Regular Town Board Meeting. Time: 6:00 p.m.
2. **Privilege of the floor**. None.
3. **Gratitude's**: Jim Hogan for agreeing to assist a neighbor with taking her recycling because she no longer is able to. Five Hobart basketball players and Tom Myers, Mitch Wilber and the Supervisor for helping with the mattress recycling event in August.
4. **Approval of the minutes**: The Regular Meeting of the Town Board on August 8, 2023. **RESOLUTION NO. 56-2023- Correction on this Resolution** Authorizing Renewal of Bond Anticipation Note for improvements to Water District 12. The corrections were \$32,657.59 corrected to \$35,657.59 and balance due of \$29,157.59 was corrected to \$32,157.59. Corrections were made on the August 8, 2023, minutes by the Town Clerk the minutes are now approved. Motion to approve made by Councilmember Dunham, second by Councilmember Wilber. Unanimously approved.
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. **2023 RESOLUTION NO. 59-2023**- Approving Abstract-009, September 2023, Bills for Payment, and Prepaid Bills. Motion to approve made by Councilmember Aliperti, second by Councilmember Wilber. Unanimously approved.

**TOWN OF GENEVA, NEW YORK**  
**RESOLUTION OF THE TOWN BOARD**  
**RESOLUTION NO. 59-2023**

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 Abstract-09 September 2023, vouchers 774-865 total \$866,978.19 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.

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 resolution on September 12, 2023.

Lorrie S. Naegele  
Lorrie S. Naegele, Town Clerk

11. **2023 RESOLUTION NO. 60-2023** - Approving water and Sewer Increase for Town Supplied Water. Motion to approve made by Councilmember Wilber, second by Councilmember Aliperti. Unanimously approved.

**TOWN OF GENEVA, NEW YORK  
RESOLUTION OF THE TOWN BOARD  
RESOLUTION NO. 60-2023**

Whereas the cost of supplying water has increased due to increases in the cost of fluoride, chlorine and employee pay and benefits, and the town needs to replace its antiquated water meters over the next few years; and

Whereas the cost of maintaining the town's sewer lines has increased, expensive work is needed on the Route 14 sewer pump station, the town will be contributing to the expansion of the city's waste-water treatment plant as previously agreed, the cost to the town of using the city's waste-water treatment plant is increasing, and sewer rates have not been increased in 40 years; now therefore, it is

RESOLVED the water rate for Town of Geneva supplied water will be increased 5% effective the first bill of 2024; and it is further

RESOLVED the residential sewer three-month minimum charge will be increased from \$95.00 to \$105.00, and the rate per unit after 1500 cubic feet will be increased from \$4.25 to \$4.45.

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 resolution on September 12, 2023.

Lorrie S. Naegele  
Lorrie S. Naegele, Town Clerk

**12. 2023 RESOLUTION NO. 61-2023** – Approving a Contract with CSEA Ontario County Local 835. Motion to approve made by Councilmember Dunham, second by Councilmember Aliperti. Unanimously approved.

**TOWN OF GENEVA, NEW YORK  
RESOLUTION OF THE TOWN BOARD  
RESOLUTION NO. 61-2023**

Whereas the Town of Geneva and CSEA, Town of Geneva Employees Unit, Ontario County Local 835, which represents 7 Town employees, have engaged in negotiations over a new contract because the existing contract will expire on December 31, 2023; and

Whereas these negotiations have led to a Tentative Agreement between the Town and the Union, which agreement is for three years, and, among other things, includes wage increases of 3.5% in the first and second year, and 3% in the third year; and

Whereas the proposed Tentative Agreement, which has been ratified by the Union and signed by the supervisor, must be approved by the Town Board; and

Whereas the Town Board approves of the Tentative Agreement and finds it in the best interest of the Town that it be approved; now therefore, it is

RESOLVED the Tentative Agreement is approved by the Town Board and may be incorporated into a new Agreement with CSEA, Ontario County Local 835, for the period of January 1, 2024, through December 31, 2026.

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 resolution on September 12, 2023.

Lorrie S. Naegele  
Lorrie S. Naegele, Town Clerk

**13. RESOLUTION NO. 62-2023** – Requesting Ontario County Consider Adopting a Neighbor Notification Law. Motion to approve made by Councilmember Aliperti, second by Councilmember Wilber. Unanimously approved.

**TOWN OF GENEVA, NEW YORK  
RESOLUTION OF THE TOWN BOARD  
RESOLUTION NO. 62-2023**

Whereas New York State passed the so-called Neighbor Notification Law in 2000 as part of the Environmental Conservation Law of the state, which goes into effect when and if a county or city adopts it; and

Whereas the law requires commercial pesticide applicators to notify neighbors in writing at least 48 hours before applying pesticides to residential lawns, trees, and shrubs; it does not apply to farms, cemeteries or golf courses and has other exemptions; it requires homeowners who do their own application to post a sign in advance; and it requires retailers who sell pesticides to provide pesticide information to customers; and

Whereas the purpose of the law is to allow neighbors to take practical actions such as keeping children and pets indoors at the time of application, closing windows, turning off air conditioning, and covering toys and lawn furniture, and to provide information to purchasers of pesticides for home lawn and landscape use; and

Whereas the Town's Sustainability Committee reviewed the Neighbor Notification Law, presented a description of it at the August 8, 2023, town board meeting, and recommended the Town Board consider it and request Ontario County to consider adopting it; now therefore, it is

RESOLVED the Geneva Town Board requests Ontario County, by its Planning and Environmental Quality Committee, and, if supported, Board of Supervisors, consider adopting the Neighbor Notification Law for Ontario County; and it is further

RESOLVED that copies of this resolution be sent to the Ontario County Board of Supervisors for distribution to all county supervisors, to County Administrator Christopher DeBolt, to county Planning Director Thomas Harvey, and to the county's director of the Department of Sustainability and Solid Waste Management, Carla Jordan.

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 resolution on September 12, 2023.

Lorrie S. Naegele  
Lorrie S. Naegele, Town Clerk

14. The Tentative 2024 Town Budget prepared by the Supervisor, who is also the Town's Budget Officer, based in part on requests of department heads, has been delivered to the Town Clerk and Town Board. A special meeting of the town board for review of the Tentative Budget and agreement on a Preliminary Budget for 2024 needs to be set. It would be ideal to have the public hearing on the Preliminary Budget at the October 10 town board meeting; notice must be given at least 5 days before the hearing, so the special meeting should be held by September 29 if possible.

Set date and time for special board meeting/work session: Monday September 25<sup>th</sup> at 6:30 p.m.

**15. Reports of Standing Committees**

Economic Development – No meeting

Sustainability – the fall Fix-it Clinic and Free Stuff Day have been scheduled for Sunday, October 1, with a rain date of October 15. Volunteers welcome as fixers 9-noon, and to unload free stuff 10-noon and help with clean-up 2-3.

Kashong Conservation Area – no meeting

Communication – Looking into notifications to get upcoming events out to the residents better.

Parks and Recreation – No meeting.

**16. Supervisor's Report:** Selected Meetings and Events can be found on the Agenda. Montmorency Property Development, LLC, owner of the building most recently vacated by Real Eats America, is responsible for the water and sewer bills charged against the property that were not timely paid. Penalties have accrued on the water account of nearly \$6000 and on the sewer account of nearly \$12,000. It has paid the bill, including penalties, and has requested the town consider returning some or all of the penalties. The Board will not remove penalties.

Sewer and Water Superintendent Howard Bailey obtained 3 bids each for the grant supported new high efficiency boiler and insulation for the old town hall, and we chose the low bidder for both jobs, which have been ordered (Interstate Heating, Inc. for the boiler, \$7,850, and MIG Building Systems for the insulation, \$7000.

**17. Old Business.** None

**18. New Business.** Armstrong Road basins are starting soon. Sharon Hogan has agreed to place the basins on her property on Armstrong Road to help with the stormwater runoff.

**19. Privilege of the floor.** Lorrie Naegele, N. Whites Point asked since the Town is giving the City so much money to help with water and sewer updates if the City could they charge the Town residents the same as the City residents for water and Sewer? The response was no because the Town participates in sewer upgrades because we use the City's plant. We don't contribute to City water infrastructure.

**20. Adjourn:** Motion to adjourn made by Councilmember Wilber. Second by Councilmember Dunham. Time 6:23 p.m.

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Respectfully, Lorrie S. Naegele, Town Clerk