

**MINUTES
TOWN OF GENEVA
PUBLIC HEARING AND REGULAR TOWN BOARD MONTHLY MEETING**

Public Hearing on Local Law 6-2022 for a proposal Local Law Repealing the Existing Chapter 63 of the Code of the Town of Geneva and Adopting a New Chapter 63 Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code.

JULY 12, 2022

PRESENT: Supervisor Mark Venuti; Councilmember Kimberly Aliperti; Councilmember Jeffery Dunham; Councilmember Robert McCarthy and Councilmember Mitchell Wilber.

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

Others Present: Floyd Kofahl, Code Enforcement Officer; Bernie Peck, Highway Superintendent and four residents.

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

Call to order- 6:00 pm. **Public Hearing on Local Law 6-2022** for a proposal Local Law Repealing the Existing Chapter 63 of the Code of the Town of Geneva and Adopting a New Chapter 63 Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code. Legal notices were published in the Finger Lakes Times on July 1, 2022, Sign Board and on the Town Website.

Public Comments- None
Written Comments: None
Close Public Hearing-

Time: 6:01 p.m.

1. **Call to order**: The Regular Town Board Meeting. Pledge of Allegiance/Opening at 6:02 p.m.
 2. **Privilege of the floor**: None
 3. **Gratitudes**: The Supervisor thanked Charlie Bracko and his crew for fixing a big water line break on Dwyer Drive.
 4. **Approval of the minutes**: Approval of the minutes of the Public Hearing Local Law 5-2022 of the Town Board on June 14, 2022. Motion to approve made by Councilmember McCarthy, second by Councilmember Aliperti. Unanimously approved.

Approval of the minutes: Approval of the minutes of the Regular Meeting of the Town Board on June 14, 2022. Motion to approve made by Councilmember Aliperti, 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**
Questions, comments.
The Board acknowledges receipt.
10. **2022 RESOLUTION NO. 53-2022** – Approving Abstract-007, July 2022, Bills for Payment and Prepaid Bills. Motion to approve made by Councilmember Wilber, second by Councilmember McCarthy. Unanimously approved.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 53-2022**

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-007 July 2022, vouchers 0702- 0791 \$95,033.21 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 aforementioned resolution was adopted by the Town Board of the Town of Geneva on July 12, 2022. Unanimously approved.

Date: July 12, 2022

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

11. Review of Short Environmental Assessment Form Part 1, on Local Law No. 6-2022, Followed by the findings of Part 2 and 3.

12. 2022 RESOLUTION NO. 54-2022: Determination of Significance for **Local Law 6-2022** Entitled, "A Local Law Repealing the Existing Chapter 63 of the Code of the Town of Geneva and Adopting a New Chapter 63 Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code. Motion to approve made by Councilmember McCarthy, second by Councilmember Dunham.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 54 -2022**

DETERMINATION OF SIGNIFICANCE – LOCAL LAW NO. 6 OF 2022

WHEREAS, the Town of Geneva Town Board, hereinafter referred to as Town Board, has determined Local Law No. 6 of 2022 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, BE IT 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, Town Board Public Hearing Record on said action; and, the Environmental Record prepared on said action.

BE IT 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 12, 2022, by the following vote:

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

Dated: July 12, 2022

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

13. 2022 RESOLUTION NO. 55-2022: Authorizing Adoption of Local Law 6-2022 Repealing the existing Chapter 63 of the Code of the Town of Geneva and Adopting a new Chapter 63 Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code. Motion to approve made by Councilmember Dunham, second by Councilmember Aliperti.

**TOWN OF GENEVA, NEW YORK RESOLUTION OF THE TOWN BOARD
LOCAL LAW 6-2022
RESOLUTION NO. 55--2022**

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Geneva for a public hearing to be held by said Town Board on June 14, 2022, 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 entitled "A Local Law Repealing the Existing Chapter 63 of the Code of the Town of Geneva and Adopting a New Chapter 63 Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code"; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of Geneva, on July 1, 2022 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 July 12, 2022, 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, pursuant to part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law it has been determined by the Town Board that adoption of said Local Law would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regard to SEQR; 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. 6 of 2022, entitled, "A Local Law Repealing the Existing Chapter 63 of the Code of the Town of Geneva and Adopting a New Chapter 63 Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code", a copy of which is attached hereto and made a part hereof, and be it further

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

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 12, 2022 by the following vote:

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

Dated: July 12, 2022

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

14. 2022 RESOLUTION NO. 56-2022 – Approving Grant Application for Stormwater Management Toolkit for Municipalities. Motion to approve made by Councilmember Wilber, second by Councilmember McCarthy. Unanimously approved.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 56-2022**

Whereas The Seneca-Keuka Watershed Nine Element Plan (9E) prioritizes reducing the frequency and scale of stormwater runoff from multiple sectors as a means of addressing negative water quality impacts in the watershed; and

Whereas although the 9E provides significant guidance on what best management practices (BMPs) can be done and their benefits, it lacks information to guide individuals or groups on how to successfully implement such projects; and

Whereas such information is of particular importance to municipalities where turnover of officials can be high and institutional familiarity with stormwater BMPs applicable to municipal management can be limited; and

Whereas the Seneca Watershed Intermunicipal Organization's Seneca Watershed Steward and the Keuka Watershed Improvement District's Keuka Lake Manager are willing and able to develop a Municipal Stormwater Management Toolkit for the Seneca-Keuka watershed that provides guidance on how to successfully identify and address stormwater management issues; and

Whereas the cost of preparing the Toolkit, making it available for distribution, and doing outreach with it to municipalities is estimated at \$30,000-\$40,000; and

Whereas the New York State Department of State has funding available for such projects that will pay 80% of the cost; and

Whereas the 20% local match can be covered by staff time and will result in no out-of-pocket expense to the applicant; 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 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, grant administration.

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 July 12, 2022. Unanimously approved.

Date: July 12, 2022

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

15. Reports of Standing Committees

Economic Development –Met 6/22/22 discussed issues that impact the City and Town, and city's wastewater treatment plant needing expansion.

Sustainability – No meeting

Kashong Conservation Area – Poured the slab under the pavilion.

Communication – No meeting next meeting August 2, 2022

Parks and Recreation – College tournament is coming to the box. Councilmember Dunham and the Supervisor will come up with the requirements.

Agricultural Enhancement – No meeting

16. Supervisor's Report: Selected Meetings and Activities can be found on the Agenda

The state has flagged Slate Rock Road bridge because they have detected some elevation differences. The town has had to commit \$6500 to having the bridge analyzed. The town's engineering firm, MRB Group, has found the company to do the investigation and is not charging, just passing on the bill.

The Town of Seneca has been in the news because it is polling residents about continuing major landfilling after the current contract and space expires at the end of 2028. I will oppose expanding the county landfill or any landfill at or near the existing site for continuing to import waste from outside the area, but we need to continue to work on solutions to the waste problem, and I believe the next step is to look at a comprehensive Resource Recover Park for the area that will cover recycling, reuse and transfer of waste that cannot be recycled or reused to another facility. The town's property where the town hall is goes west to route 14A and is a potential site with access from 14A. We will be working to come up with a concept we can seek funding for to move to the next level before the county landfill closes. The town may need to provide match or seed funding for this effort. Questions? Issues? Ok to proceed? No town financial or land commitments will be made without town board approval.

The supervisor's computer is 6-7 years old, memory about full, running poorly, so a new one has been ordered. The town's Sonic Wall Security Suite to protect town computers and data is expiring and is being renewed at a cost of \$684.92.

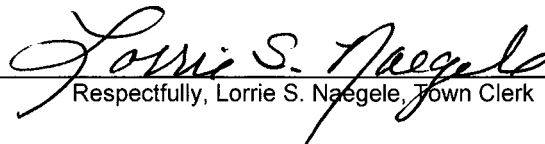
The supervisor and water and sewer superintendent having been meeting with the Cornell "Internet of Things" team to see if there is an application that would assist the town, and they are looking at putting sensors on the electric service at the water plant, the town's largest electricity consumer at about \$60,000 per year, to see if it would be cost effective and useful to receive continuous data on power usage at the plant, the theory being if we see spikes or unusual changes in power usage it would alert us to a problem at the beginning stage and save power and repairs.

17. Old Business. None

18. New Business. Robert McCarthy discussed the letter from the Ontario County Chamber of Commerce. He stated that there is no such organization as Ontario County Chamber of Commerce. Jeff Dunham stated that Seneca Meadows will send a dumpster for the Box Field.

19. Privilege of the floor. Matt Higgins from Snell Road, asked about the timeline and public notification that Ardennes Brewery's site plan request did not wait thirty days to be heard. The Code Enforcement Officer explained that Ardennes did not do a Site Plan modification they did an administrative request to the Planning Board and the notices were sent out in time. Matt also asked, after Ardennes goes to the Zoning Board for the interpretation of the "vegetated buffer" how long do they have if the Zoning Board agrees with the Code Enforcement Officer interpretation does Ardennes have to put the buffer up. The CEO stated 30 Days but if they have a contract with a company and they can't do it until a later date that will be taken into consideration.

20. Adjourn: Motion to adjourn made by Councilmember Wilber, second by Councilmember Aliperti. Unanimously approved. Time 6:45 pm.


Respectfully, Lorrie S. Naegele, Town Clerk