

MINUTES
TOWN OF GENEVA
PUBLIC HEARING for Proposed Extension to Sewer District No.1
PUBLIC HEARING for Proposed Water District 8, Extension No. 1
REGULAR TOWN BOARD MEETING
May 11, 2021

PRESENT: Supervisor Mark Venuti Councilmember Mark Palmieri
 Councilmember Robert McCarthy Councilmember Kimberly Aliperti

ABSENT: Councilmember Jeffery Dunham

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

Others Present: Bernie Peck, Highway Superintendent; Charlie Bracko, Water & Sewer Superintendent; Floyd Kofahl, CEO and no residents.

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 for Proposed Extension to Sewer District No.1
Public Comments- None
Written Comments-None
Close Public Hearing- Time: 6:01 p.m.

2. **Call to order**- 6:01 pm. The Public Hearing for Proposed Water District 8, Extension No. 1
Public Comments-None
Written Comments-None
Close Public Hearing- Time: 6:02 p.m.

3. **Call to order**: The Regular Town Board Meeting. Time: 6:02 p.m.

4. **Privilege of the floor**. None

5. **Gratitudes**. The Supervisor thanked all the committee Chairpersons for all their efforts. Councilman Palmieri thanked Eric Reuscher for helping with copying information for the Kashong Conservation Area.

6. **Approval of the minutes**: Approval of the Regular Meeting of the Town Board of April 12, 2021. Motion to approve made by Councilmember McCarthy, second by Councilmember Aliperti. Unanimously approved.

7. **Town Clerk’s report**.
Questions, comments.
The Board acknowledges receipt.

9. **Code Enforcement Officer’s report**.
Questions, comments.
The Board acknowledges receipt.

10. **Highway Superintendent’s Report**:
Questions, comments.
The Board acknowledges receipt.

11. **Water & Sewer Superintendent’s Report**:
Questions, comments.
The Board acknowledges receipt.

12. **Supervisor’s report of finances for the previous month**
Questions, comments.
The Board acknowledges receipt.

13. **2021 RESOLUTION NO. 51-2021**- Approving Abstracts, Bills for Payment and Prepaid Bills. Motion to approve made by Councilmember Aliperti, second by Councilmember Palmieri. Unanimously approved.

TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 51 -2021

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-005 May 2021 voucher 0402-0509, \$200,937.27 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 May 11, 2021. Unanimously approved.

Date: May 11, 2021

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

14. 2021 RESOLUTION NO. 52 -2021: Approving creation of Extension to Sewer District No. 1. Motion to approve made by Councilmember Aliperti, second by Councilmember McCarthy.

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF GENEVA
APPROVING CREATION OF EXTENSION TO SEWER DISTRICT NO. 1
RESOLUTION NO. 52-2021**

WHEREAS, a written Petition dated March 11, 2021, has been presented and filed with the Town Clerk of the Town of Geneva, Ontario County, New York, requesting establishment of Extension to Sewer District No. 1 ("District") with boundaries as described in a Map, Plan and Report relating to the establishment of the District, attached hereto as Exhibit 1, and the Map, Plan and Report, last dated February 2021, was prepared by Bergmann Associates in a manner and such detail as has been determined by this Town Board to be sufficient and has been duly filed with the Town Clerk, in accordance with the requirements of Article 12 of the Town Law; and

WHEREAS, an Order was duly adopted by this Town Board on April 13th, 2021, reciting the filing of said Map, Plan and Report, the improvements proposed, the boundaries of the proposed District, the fact that the Map, Plan and Report describing the same were on file in the Town Clerk's Office for public inspection, and stating all other matters required by law to be stated, and specifying May 11, 2021, at 6:00 p.m., at the Town of Geneva Town Hall, 3750 County Road 6, Geneva, New York, as the place where this Town Board would meet and consider said Map, Plan and Report and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as required or authorized by law; and

WHEREAS, the hearing on said matter was duly held by said Town Board on May 11, 2021, at the Geneva Town Hall, at which all interested persons desiring to be heard were heard; 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 previously by the Town Planning Board that approval of this District would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regard to SEQR.

NOW, THEREFORE, upon the evidence given at said public hearing, be it RESOLVED as follows:

That said Petition is signed, acknowledged or proved as required by law and is otherwise sufficient;

The Order Calling Public Hearing was duly published in the Town's official newspaper on April 29th, 2021 and duly posted on the Town's official sign board on April 13th, 2021, all as required by law and is otherwise sufficient;

- 3. All of the property owners within the proposed District are benefited thereby;
- 4. All of the property and property owners benefited are included within the limits of the proposed District;
- 5. It is in the public interest to establish said District;
- 6. The proposed expenses for on-going maintenance and capital improvements, as set forth in the Map, Plan and Report referred to herein, be and are hereby approved;
- 7. The costs and expenses of the proposed on-going construction, on-going maintenance and improvements associated with said District be assessed, levied and collected from the several lots and parcels of land within said District in proportion as nearly as may be to the benefit which each lot or parcel will derive therefrom;
- 8. The benefit basis will be calculated based on equivalent dwelling units (EDU). The Town Board will establish EDUs by a separate resolution.
- 9. That the establishment of the District, as set forth in said Map, Plan and Report, be and hereby is approved; that the improvements therein mentioned be constructed by the Petitioner; and such District shall be bounded and described as set forth in Exhibit 1 attached hereto and made a part hereof; and be it further resolved
- 10. That the Town Clerk be, and hereby is, authorized and directed to file a certified copy of this Resolution in the Office of the Clerk of the County of Ontario and in the office of the State Department of Audit and Control at Albany, 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 May 11, 2021, by the following vote:

	Aye	Nay
Mark Venuti	<u> X </u>	<u> </u>
Jeffrey Dunham ABSENT	<u> </u>	<u> </u>

Robert McCarthy
Mark Palmieri
Kimberly Aliperti

 X _____
 X _____
 X _____

Dated: May 11 2021

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

At a regular meeting of the Town Board of the Town of Geneva, in the County of Ontario, New York, held at the Town Hall of the Town of Geneva on May 11th, 2021.

PRESENT: Town of Geneva
Mark Venuti, Supervisor
Jeffrey Dunham, Councilperson- ABSENT
Robert McCarthy, Councilperson
Mark Palmieri, Councilperson
Kimberly Aliperti, Councilperson

In the Matter
of the

ORDER ESTABLISHING
SEWER DISTRICT

Creation of Extension to Sewer District No. 1
in the Town of Geneva,
County of Ontario, New York.

WHEREAS, the Town Board, has upon Resolution adopted on May 11th, 2021, approved the establishment of Extension to Sewer District No. 1, pursuant to Article 12 of the Town Law, said district having been approved in accordance with the details in a map, plan and report last dated February, 2021, prepared by Bergmann, having been filed with the Town Clerk of the Town of Geneva.

THEREFORE, BE IT ORDERED that the establishment of Extension to Sewer District No. 1, as set forth in said map, plan and report, be approved in accordance with the provisions of the Resolution attached hereto as Exhibit A and that the Town Clerk be, and hereby is, authorized and directed to file a certified copy of this Order in the Office of the Clerk of the County of Ontario and a certified copy thereof with the State Comptroller, within ten (10) days after the adoption of this Order.

Dated: May 11th, 2021.

Signature of Town Board Members Present

Mark Venuti
Mark Venuti, Supervisor

ABSENT
Jeffrey Dunham, Councilperson

Robert McCarthy
Robert McCarthy, Councilperson

Mark Palmieri
Mark Palmieri, Councilperson

Kimberly Aliperti
Kimberly Aliperti, Councilperson

15. 2021 RESOLUTION NO. 53-2021: Approving creation of Water District 8, Extension No. 1. Motion to approve made by Councilmember Palmieri, second by Councilmember Aliperti.

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF GENEVA
APPROVING CREATION OF WATER DISTRICT 8, EXTENSION NO. 1**

RESOLUTION NO. 53 -2021

WHEREAS, a written Petition dated March 11, 2021, has been presented and filed with the Town Clerk of the Town of Geneva, Ontario County, New York, requesting establishment of Water District 8, Extension No. 1 ("District") with boundaries as described in a Map, Plan and Report relating to the establishment of the District, attached hereto as Exhibit 1, and the Map, Plan and Report, last dated February 2021, was prepared by Bergmann in a manner and such detail as has been determined by this Town Board to be sufficient and has been duly filed with the Town Clerk, in accordance with the requirements of Article 12 of the Town Law; and

WHEREAS, an Order was duly adopted by this Town Board on April 13th, 2021, reciting the filing of said Map, Plan and Report, the improvements proposed, the boundaries of the proposed District, the fact that the Map, Plan and Report describing the same were on file in the Town Clerk's Office for public inspection, and stating all other matters required by law to be stated, and specifying May 11th, 2021, at 6:00 p.m., at the Town of Geneva Town Hall, 3750 County Road 6, Geneva, New York, as the place where this Town Board would meet and consider said Map, Plan and Report and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as required or authorized by law; and

WHEREAS, the hearing on said matter was duly held by said Town Board on May 11th, 2021, at the Geneva Town Hall, at which all interested persons desiring to be heard were heard; 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 previously determined by the Town Planning Board that approval of this District would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regard to SEQR.

NOW, THEREFORE, upon the evidence given at said public hearing, be it RESOLVED as follows:

That said Petition is signed, acknowledged or proved as required by law and is otherwise sufficient;

The Order Calling Public Hearing was duly published in the Town's official newspaper on April 29th, 2021 and duly posted on the Town's official sign board on April 13th, 2021, all as required by law and is otherwise sufficient;

3. All of the property owners within the proposed District are benefited thereby;
4. All of the property and property owners benefited are included within the limits of the proposed District;
5. It is in the public interest to establish said District;
6. The proposed expenses for on-going maintenance and capital improvements, as set forth in the Map, Plan and Report referred to herein, be and are hereby approved;
7. The costs and expenses of the proposed on-going construction, on-going maintenance and improvements associated with said District be assessed, levied and collected from the several lots and parcels of land within said District in proportion as nearly as may be to the benefit which each lot or parcel will derive therefrom;
8. The benefit basis will be calculated based on equivalent dwelling units (EDU). The Town Board will establish EDUs by a separate resolution.
9. That the establishment of the District, as set forth in said Map, Plan and Report, be and hereby is approved; that the improvements therein mentioned be constructed by the Petitioner; and such District shall be bounded and described as set forth in Exhibit 1 attached hereto and made a part hereof; and be it further resolved
10. That the Town Clerk be, and hereby is, authorized and directed to file a certified copy of this Resolution in the Office of the Clerk of the County of Ontario and in the office of the State Department of Audit and Control at Albany, 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 May 11, 2021, by the following vote:

	Aye	Nay
Mark Venuti	<u> X </u>	<u> </u>
Jeffrey Dunham ABSENT	<u> </u>	<u> </u>
Robert McCarthy	<u> X </u>	<u> </u>
Mark Palmieri	<u> X </u>	<u> </u>
Kimberly Aliperti	<u> X </u>	<u> </u>

Dated: May, 11 2021

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

At a regular meeting of the Town Board of the Town of Geneva, in the County of Ontario, New York, held at the Town Hall of the Town of Geneva on May 11th, 2021.

PRESENT: Town of Geneva
Mark Venuti, Supervisor
Jeffrey Dunham, Councilperson- ABSENT
Robert McCarthy, Councilperson
Mark Palmieri, Councilperson
Kimberly Aliperti, Councilperson

In the Matter
of the

ORDER ESTABLISHING
WATER DISTRICT

Creation of Water District 8, Extension No. 1
in the Town of Geneva,
County of Ontario, New York.

WHEREAS, the Town Board, has upon Resolution adopted on May 11th, 2021, approved the establishment of Water District 8, Extension No. 1, pursuant to Article 12 of the Town Law, said district having been approved in accordance with the details in a map, plan and report last dated February, 2021, prepared by Bergmann, having been filed with the Town Clerk of the Town of Geneva.

THEREFORE, BE IT ORDERED that the establishment of Water District 8, Extension No. 1, as set forth in said map, plan and report, be approved in accordance with the provisions of the Resolution attached hereto as Exhibit A and that the Town Clerk be, and hereby is, authorized and directed to file a certified copy of this Order in the Office of the Clerk of the County of Ontario and a certified copy thereof with the State Comptroller, within ten (10) days after the adoption of this Order.

Dated: May 11th, 2021

Signature of Town Board Members Present

Mark Venuti
Mark Venuti, Supervisor

ABSENT
Jeffrey Dunham, Councilperson

Robert McCarthy
Robert McCarthy, Councilperson

Mark Palmieri
Mark Palmieri, Councilperson

Kimberly Aliperti
Kimberly Aliperti, Councilperson

16. 2021 RESOLUTION NO. 54--2021: – The Town Thanks Phillip Wilke for 10 years of Planning Board Service. Motion to approve made by Councilmember McCarthy, second by Councilmember Aliperti. Unanimously approved.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 54-2021**

Whereas town resident Phillip Wilke has faithfully and well served the town for ten years as a member of the Planning Board; and

Whereas Phil has recently resigned his position on the Planning Board; now therefore, it is

RESOLVED, the town board, on behalf of the people of the Town of Geneva, expresses its gratitude to Phillip Wilke for his faithful ten years of service as a member of the Planning Board, and wishes him well in his future endeavors.

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 May 11, 2021. Unanimously approved.

Date: May 11, 2021

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

17. 2021 RESOLUTION NO. 55-2021- The Town thanks Teresa Ilacqua for 7 years of Planning Board Service. Motion to approve made by Councilmember Palmieri, second by Councilmember Aliperti. Unanimously approved.

**TOWN OF GENEVA
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 55-2021**

Whereas former town resident Teresa Ilacqua faithfully and well served the town for seven years as a member of the Planning Board, and before that as secretary to the Planning Board; and

Whereas Teresa recently met an untimely death by an accident in her home; now therefore, it is

RESOLVED, the town board, on behalf of the people of the Town of Geneva, offers its condolences to Town employee and surviving spouse Paul Ilacqua and the rest of Teresa's family, and expresses its gratitude for Teresa's faithful years of service as a member of and secretary to the Planning Board.

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 May 11, 2021. Unanimously approved.

Date: May 11, 2021

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

18. Reports of Standing Committees

Economic Development – April 28th meeting reviewed Economic Comprehensive Plan

Sustainability – (1) the town is sponsoring “Free Stuff Day” at the Recycling and Disposal Station on Sunday, May 16; from 10-noon people can drop off useful items in working condition, and from noon-2, people can take these items, no charge; whatever is left will be taken to places that can use them like the Salvation Army.

(2) the town and city are working together on a mattress collection event that will be held at the town Recycling and Disposal Station on Saturday, August 7; a truck will be parked in the lot in front of the water-sewer building and people will drive through and drop off mattresses, which will be taken to a recycler near Buffalo; county funding was obtained to cover the cost.

Kashong Conservation Area – working on pavilion, proposed Osprey nest with a live cam and a KIOSK.

Communication – No meeting

Parks and Recreation – there will be a bike park resurfacing work weekend May 22-23; contact the supervisor if you would like to help.

Agricultural Enhancement – No meeting

Safety and Fire Protection-April 15 met with North Side Fire Company, Next meeting June 16, at 7 pm

19. Supervisor’s Report; Selected Meetings and Events are listed on the Agenda

The town entered into a Community Choice Aggregation Electricity Supply Agreement with Constellation NewEnergy Inc., a company the town has done business with in the past. Constellation was one of five companies that bid to be the town’s electricity supplier in the CCA program, and was chosen based on price and experience. The town’s administrator for the CCA program, Joule Assets, Inc., recommended the selection of Constellation. Town residents will have three options with Constellation, standard fossil fuel, 50-50 renewable, and 100% renewable, or to opt out entirely. The default will be 100% renewable, which will cost about \$3 per month more than standard fossil fuels.

CCMI, Inc., which is planning purchase property and build a new manufacturing facility in the Town on Route 14 north, has submitted its grant application for CDBG funding to support the construction of its facility and it looks promising. The town board previously approved supporting this application.

Jim Martinez, who designed and led the construction of the town bike park, will return the weekend of May 22-23 to give a dirt workshop for the Friends of the Geneva Bike Park and work with them to resurface the park, at a cost of about \$1,000.00. Anyone interested in helping should contact the supervisor by calling the town hall or at supervisor@townofgeneva.com.

The town was successful in being one of the first five applicants to approve the Conservation Kick program of the Great Lakes Commission and will receive \$10,000.00 to be used toward a project that will reduce storm-water pollution on a town farm; it will be matched with \$10,000.00 from the town’s storm-water control fund. Ontario County Soil and Water Conservation District agents are working with the town to identify and design an appropriate project that will be constructed this year. At this time the Cornell farm west of Carter Road that dumps a lot of storm-water on Carter Road residences and that runs east to the lake and has caused flooding in the North Genesee Street area in the past is the primary target.

The application for grant funding for a phosphorous removal trial from farm field tile drainage that was approved by the town board was successful, and the trial will be undertaken by Seneca Watershed Steward Ian Smith and the Finger Lakes Institute of Hobart & William Smith Colleges.

First quarter 2021 sales tax revenue to the Town was up 3.90% over the same quarter in 2020.

The town’s code review committee has been meeting and should have proposals for the town board to consider at its June meeting.

The supervisor and water-sewer superintendent, with review by the town attorney, have been working on a new agreement with the city for use of its waste water treatment plant, and revisions to the town’s sewer code to make it consistent with the city’s sewer code. An agreement and proposed local law should be available for review by the town board at its June meeting.

The town is applying with the county for a summer youth employee paid by the county to assist at the Recycling and Disposal Station.

The town’s request to lower the speed limit on Carter Road was turned down by the NYS DOT again.

20. Old Business. None

21. New Business. Someone is interested in the old Alison building to use as a mini storage facility. The board stated that’s not the preferred use and if they came up with multiple uses it would be looked on more favorable.

22. Privilege of the floor. None

23. Adjourn: Motion to adjourn made by Councilmember Aliperti, second by Councilmember Palmieri. Unanimously approved.
Time 6:27 p.m.

Respectfully, Lorrie S. Naegele, Town Clerk