

**AGENDA**  
**TOWN OF GENEVA**  
**REGULAR TOWN BOARD MEETING**

**April 9, 2019**

1. Informal Discussion – 6:00 p.m. Informal discussion with Town Board, department heads and public.
2. 6:30 pm. Call to order the Regular Meeting of the Town Board. Flag salute/opening led by Councilperson Jeff Dunham
3. Privilege of the floor.
4. Gratitudes.
5. Approval of the minutes of the March 12 Public Hearing on **Local Law 2-2019** "A local law to override the tax levy limit established in General Municipal Law §3-c".

Approval of the minutes of the March 12 Public Hearing on **Local Law 3-2019** "Approving with Conditions the Rezoning of a Parcel of Land at Turk Road to PUD (Planned Unit Development) and Amending the Official Zoning Map of the Town of Geneva in Accordance with Such

Approval of the minutes of the **Regular Meeting of the Town Board** of March 12, 2019.

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

6. Town Clerk's report.  
Questions, comments.  
The Board acknowledges receipt.
7. Code Enforcement Officer's report.  
Questions, comments.  
The Board acknowledges receipt.
8. Highway Superintendent's Report:  
Questions, comments.  
The Board acknowledges receipt.
9. Water & Sewer Superintendent's Report:  
Questions, comments.  
The Board acknowledges receipt.
10. Supervisor's report of finances for the previous month  
Questions, comments.  
The Board acknowledges receipt.
11. **2019 RESOLUTION NO. 36-2019** – Approving Community Choice Aggregation Memorandum of Understanding.

Whereas by Local Law 2 of 2017 the Town of Geneva established a Community Choice Aggregation Program for the Town of Geneva; and

Whereas by Town Board Resolution No. 74-2017 the Board engaged the services of Joule Assets, Inc. (Joule) as Program Administrator for the Community Choice Aggregation Program; and

Whereas the NYS Public Service Commission has approved the Community Choice Aggregation Opt-Out Program proposed by Joule with modifications; and

Whereas to launch the program Joule is prepared to seek to obtain competitive electricity supply bids that will lead to an Electricity Supply Agreement that will provide electricity below the price of the distribution utility serving town customers; and

Whereas in order to proceed the Town and Joule need to enter into a Community Choice Aggregation Memorandum of Understanding, and, if Joule is able to obtain an acceptable bid, a Supply Agreement; and

Whereas the town attorney has reviewed the proposed Memorandum of Understanding and Supply Agreement submitted by Joule, and has made recommendations to revise these documents, which revisions have been made; now therefore it is

RESOLVED, the Supervisor of the Town of Geneva is authorized to sign the revised Community Choice Aggregation Memorandum of Understanding on behalf of the Town.

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

**12. 2019 RESOLUTION NO. 37-2019: - Approving Abstracts, Bills for Payment and Prepaid Bills.**

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.

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

**13. 2018 RESOLUTION NO. 38-2019 – Approving Purchase of Compactor for Town Recycling and Disposal Station.**

Whereas the 2019 town budget includes \$24,000.00 for the purchase of a compactor for the town's Recycling and Disposal Station to replace an old compactor that will be retired and sold; and

Whereas the town Water & Sewer Superintendent requested proposals and obtained a bid for a new compactor, from Rudco Products, Inc., that has provided compactors to the town in the past that have satisfied the town's need, model RP-3000SB, for \$19,850.00, plus \$1,588.00 for delivery, and the superintendent recommends it be accepted; now therefore, it is

RESOLVED the purchase of the RP-3000SB compactor from Rudco Products, Inc., for \$21,438.00, which includes delivery, is approved.

Motion \_\_\_\_\_, Second \_\_\_\_\_.

**14. 2019 RESOLUTION NO. 39-2019 – Approving MRB Proposal to Analyze City Sewer System and Pay Half the Cost.**

Whereas the Town of Geneva is experiencing growth and new developments that require sewage disposal into the City of Geneva's lines and treatment plant, and there is a question whether the lines and plant can handle the increase, as well as an increase from potential new developments in the City; and

Whereas MRB Group provides general engineering services for the City and the Town, and has proposed to do a capacity analysis and report on certain lines the town feeds into, and the wastewater treatment plant, for a total cost of \$24,600.00, dated February 22, 2019; and

Whereas it would be reasonable and fair for the Town to pay one-half of the cost of the analysis and report, without any like commitment to share in the cost of any recommended repairs or upgrades, and this sum can be covered in the town budget or from the unappropriated sewer reserves; now therefore, it is

RESOLVED MRB Group's February 22, 2019 proposal for professional services to the Supervisor and City Manager is approved and may be signed by the Supervisor; and it is further

RESOLVED the Town will pay one-half the cost of the analysis and report.

Motion \_\_\_\_\_, Second \_\_\_\_\_.

**15. 2019 RESOLUTION NO. 40-2019 - Accepting Review of Town's Financial Records for 2018.**

Whereas Lee Walter, Certified Public Accountant, has reviewed the financial data and records of the Town for the period January 1 through December 31, 2018, and found the Town records, other than items noted in his January 15, 2019 report, to be adequate to fulfill the recordkeeping requirements and to contain all required records; now therefore it is

RESOLVED the January 15, 2019 report of CPA Lee Walter on the 2018 financial data and records of the Town is accepted, and the Supervisor is advised to remedy the items noted in the report as needing action.

Motion \_\_\_\_\_, Second \_\_\_\_\_.

**16. 2019 RESOLUTION NO.41-2019: - Authorizing Agreement with Bernard P. Donegan, Inc. for Financial Services.**

Whereas the Town of Geneva's Water System Capacity Improvement project will require the sale of municipal bonds for long-term financing of the project, which will be paid by the benefitted water users over time; and

Whereas Bernard P. Donegan, Inc. provides municipal advisor services for obtaining such permanent financing, has done so in the past for the Town of Geneva, and has submitted a proposal for providing them for this project dated March 27, 2019, which is standard and reasonable, and which will be paid for by water users benefitted by the project as part of the project expenses; now therefore, it is

RESOLVED the Bernard P. Donegan, Inc. proposal dated March 27, 2019 to provide municipal advisor services on financial matters to the Town of Geneva for the water system capacity improvement project is approved and may be signed by the Supervisor.

Motion \_\_\_\_\_,

Second \_\_\_\_\_.

**17. 2019 RESOLUTION NO. 42-2019: - Authorizing Shuttleworth Proposal for Sealcoating and Striping.**

Whereas the town hall parking lot is sealcoated and striped every other year to preserve the lot and provide parking and other markings that can be easily observed, and also a portion of Lomar Drive, and doing this work is due this year and is needed; and

Whereas Shuttleworth has been doing the job the past few times and proposes to do it this year for \$2,475.00, which is the same price as when it was done two years ago; now therefore, it is

RESOLVED the proposal of Shuttleworth to sealcoat the pavement at the town hall and part of Lomar Drive, and mark parking and other current markings, for \$2,475.00 is approved.

Motion \_\_\_\_\_

Second \_\_\_\_\_

**18. Reports of Standing Committees**

Comprehensive Plan –

Economic Development –

Sustainability –

Kashong Conservation Area -

Communication –

Town Hall Park and Playground –

Agricultural Enhancement –

**19. Supervisor's Report;**

Bill Riker owns property around the corner of Carter and Gambee Roads and approached the supervisor about donating about 20 acres north and west of North Side Fire Company to the town for recreation or development. It requires follow-up – maybe by the code enforcement officer or one of the town committees.

Fix-It Clinic is Saturday, April 27, 9-1, at the highway garage; a new shed has been placed at the Recycling and Disposal Station, behind the attendant's booth, for storing any items brought early – a new feature – and other items we intend to start collecting, like household spent batteries.

Beavers have built another dam on White Springs Brook in the area of the intersection of White Springs Road and Snell Road and must be removed again.

The highway building is being sided and needed electrical work is being done. \$50,000.00 for the siding was budgeted for 2018 but the job was not done and the money was held over for 2019. The additional expense of about \$10,000.00 will be covered from other accounts.

The April 11 Rain Barrel workshop at the Town Hall is full with twenty participants.

The Geneva Area Chamber of Commerce has its next business after hours networking event in the Town at The Eye Care Center at 784 PreEmption Road, Wednesday, April 10, 5-7 p.m.

The Tobacco Action Coalition of the Finger Lakes has inquired into whether the Town would be interested in discussing the possibility of a tobacco-free grounds policy for the Town.

Ontario County Office for the Aging is accepting nominations until April 19 for Senior of the Year Awards. Nominees must be 60 and older and have a record of unpaid volunteer community service. See the supervisor for a nomination form or contact the Office for the Aging at 315-781-1321.

In the case of Stephen Fox vs. the Town, the trial court ruled in the Town's favor and Fox has appealed to the State Appellate Division. The Town's attorney is filing a brief on the Town's behalf, and expects the case will be set for oral argument in the Fall.

The Town and the Planning Board (along with Susan Manning) have recently been sued by Nicholas Massa over the Planning Board's approval of the subdivision of property owned by Susan Manning off of Crescence Drive into four lots in 2008.

The Town water and sewer and highway garages were broken into Friday night, April 5. A window was broken and likely youths went through the buildings, but it appears there was no serious other damage or items stolen. The police were called and made a report and took what evidence they could find.

Selected Meetings and Events

March 13 – Meeting with Town Justices and clerks regarding comments in the review of court records.

March 14 – Geneva 2020 Executive Board meeting.

Geneva Community Power public meeting

March 15 – Ted Baker radio show on town topics

March 18 – Meeting with MRB's Matt Horn on services to municipalities

County Planning and Environmental Quality Committee meeting

Agricultural Enhancement Committee presentation on farm conservation easements at the town hall

March 19 – Breakfast meeting with MRB engineer and town department heads

March 20 – County Public Safety Committee meeting

County Soil and Water Conservation District board meeting

Meeting with MRB engineer on a proposal to investigate a town drainage district

March 25 – Meeting with city manager and others regarding ambulance service covering the city and town

Meeting with NYS solid waste management team re new goals and objectives for the next plan

March 28 – Ontario County Board of Supervisors meeting

April 1 – Meeting with NYS Department of State representative regarding Seneca Lake Nine-Element Watershed Plan

April 2 – Meeting with new Seneca Watershed Steward and Finger Lakes Institute director

Meeting of town Communications Committee

April 6 – Hobart & William Smith Day of Service clean out of gully near corner of Snell Road and PreEmption Road

April 8 – County Planning and Environmental Quality Committee meeting

**20. Old Business.**

**21. New Business.**

**22. Privilege of the floor.**

**23. Adjourn:**

Motion \_\_\_\_\_

Second \_\_\_\_\_