

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

**August 13, 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 Aliperti
3. Privilege of the floor.
4. Gratitudes.
5. Representative of T.Y. Lin International will be making a presentation on the services they can provide for commercial fire safety inspections in lieu of the town code enforcement officer doing them.
6. Approval of the minutes: Approval of the minutes of the Regular Meeting of the Town Board of July 9, 2019.

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

7. Town Clerk's report.  
Questions, comments.  
The Board acknowledges receipt.
8. Code Enforcement Officer's report.  
Questions, comments.  
The Board acknowledges receipt.
9. Highway Superintendent's Report:  
NOTE: INCLUDES Inventory of Highway Machinery, Tools and Equipment per Highway Law section 142 (3).  
Questions, comments.  
The Board acknowledges receipt.
- 10 Water & Sewer Superintendent's Report:  
Questions, comments.  
The Board acknowledges receipt.
11. Supervisor's report of finances for the previous month  
Questions, comments.  
The Board acknowledges receipt.
12. **2019 RESOLUTION NO. 57-2019** – 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. **2019 RESOLUTION NO. 58-2019**: – Designating Town Lead Agency for SEQR for Water System Capacity Improvement Project.

**WHEREAS**, the Geneva Town Board on July 9, 2019 declared its intent to be designated the Lead Agency for the Town of Geneva Water System Capacity Improvement Project under the provisions of the State Environmental Quality Review (SEQR) Regulations; and

**WHEREAS**, the Town Board provided written notices to this effect to the involved and interested agencies; and

**WHEREAS**, the Town Board has not received any written objections from the involved agencies to the Board's being designated as the lead agency under the SEQR Regulations; and

**WHEREAS**, the Town Board has previously determined that it is the most appropriate agency to insure the coordination of this Action and for making the determination of significance under the SEQR Regulations; now therefore it is

**RESOLVED** the Town Board designates itself as the lead agency for this Action.

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 August 13, 2019 unanimously approved.

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

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

**14. 2019 RESOLUTION NO. 59-2019: – Water System Capacity Improvement Project Determination of Environmental Significance.**

**WHEREAS**, the Geneva Town Board has determined its Water System Capacity Improvement Project to be an Type 1 Action pursuant to Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

**WHEREAS**, the Town Board has reviewed and accepted the completed Full Environmental Assessment Form Parts 1, 2, and 3 on the Action prepared by the MRB Group; and

**WHEREAS**, the Town Board has completed the coordinated review and public comment period provided for under the SEQR Regulations; and

**WHEREAS**, the Town Board has designated itself lead agency under the SEQR Regulations for making the determination of significance upon said action; and

**WHEREAS**, the Town Board has given consideration to the criteria for determining significance as set forth in Section 617.7(c) (1) of the SEQR Regulations and the information contained in the Full Environmental Assessment Form Parts 1, 2, and 3; now therefore, it is .

**RESOLVED**, said Action **WILL NOT** result in any significant adverse environmental impacts based on the review of the Full Environmental Assessment Form; and it is further

**RESOLVED** the Town Board does hereby make a Determination of Non-Significance on said Action, and the Supervisor is directed to issue a Negative Declaration as evidence of the Town Board determination of environmental non-significance.

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 August 13, 2019 unanimously approved.

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

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

NOTE: The board should move into executive session for two purposes: (1) to discuss matters leading to the appointment of a particular person, i.e., Lorie Peck as town assessor; and (2) to discuss the contract negotiations with the union representing certain town employees.

**15. 2019 RESOLUTION NO. 60-2019: – Reappointing Lorie Peck Town Assessor.**

Whereas on August 2, 2010 Lorie Peck was deemed to meet the minimum qualification standards of sole appointed assessor by the NYS Department of Taxation and Finance, Office of Real Property Tax Services, Educational Services Board, was appointed Town of Geneva Sole Assessor by the Town Board at its meetings of August 4 and 10, 2010, and has served as the assessor of the Town of Geneva since then; and

Whereas Assessor Peck was reappointed sole assessor by the town board on July 9, 2013, to a six-year term pursuant to Real Property Tax Law section 310 , and that term expires September 30, 2019; and

Whereas Assessor Peck during her past term has timely and properly performed two town-wide revaluations of real property and otherwise performed the duties of assessor, including annually completing at least twelve credits of continuing education courses on the various duties of the position; and

Whereas county and state officials, and the town’s appraiser for commercial properties, who work with Assessor Peck, speak highly of her work ethic, growing knowledge, ability and professionalism; and

Whereas the supervisor and town board member McCarthy, who have reviewed the assessor’s performance, recommend reappointment to a new six-year term as provided by Real Property Tax Law section 310; now therefore, it is

**RESOLVED** Lorie Peck is reappointed sole assessor of the Town of Geneva for a six-year term that begins October 1, 2019 and ends September 30, 2025.

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

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

**16. 2019 RESOLUTION NO. 61-2019: – Approving Application for a Great Lakes Emerging Champions Mini-Grant.**

Whereas weather patterns are changing and resulting in more intense rain storms leading to property damage and excess nutrients entering Seneca Lake; and

Whereas green infrastructure implementation in the watershed would reduce the negative effects of such storms, and area stakeholders are interested in seeking solutions, but at this time most manuals on green infrastructure are technical in nature and inaccessible to normal residents and business owners; and

Whereas the Seneca Watershed Steward of the Seneca Watershed Intermunicipal Organization and the Finger Lakes Institute are interested in developing a Green Infrastructure Manual for the Finger Lakes Region that will incorporate functional and informative content that is accessible to a wider audience and inspires action, while also guiding users to regional resources when greater detail or support is necessary; and

Whereas the Great Lakes Commission has a program that could provide funding for the development of this manual called the Great Lakes Emerging Champions Mini-Grant program, and Ian Smith, the Watershed Steward, prepared an application for a grant for this purpose with the Town of Geneva as the applicant; now therefore, it is

RESOLVED, the Town of Geneva approves and supports the application and will support the preparation of the manual should the grant be awarded.

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

**17. 2019 RESOLUTION NO. 62-2019: – Approving Recreation and Drainage Fees for Building Construction.**

Whereas the Comprehensive Plan of the Town of Geneva recognizes the need to expand park and recreation opportunities for Town residents, and to better control drainage and storm water management for the preservation of property and the health of Seneca Lake; and

Whereas the Town Board has authority to establish fees and amend the fee schedule related to building and other construction under Chapter 63 of the Town Code, section 63-16, and also under Chapter A170, section A170-2, by resolution of the Town Board; now therefore, it is

RESOLVED Section 63, Building Construction, is amended by adding two fees: a Park and Recreation Fee per residential dwelling unit of \$500.00; and a Drainage and Storm Water Management Fee of \$10.00 per 100 square feet of impervious surface constructed.

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

**18. 2019 RESOLUTION NO. 63-2019: – Authorizing Hiring a Part-Time Assistant to the Code Enforcement Officer.**

Whereas the town is experiencing a great increase in new development and construction that requires the attention of the Code Enforcement Officer (CEO), and the CEO has regular inspections and work that need to be attended to, and these functions require the preparation of forms and documents for applicants, town boards and other entities, and the Code Enforcement Officer needs assistance with such administrative tasks in order to timely carry out his duties; and

Whereas the town clerk's office and town hall reception area is also in need of administrative assistance from time to time that exceeds the availability of current town employees; and

Whereas there is sufficient surplus in the CEO's budget to cover most of the expense of a part-time assistant for the rest of this year, and surpluses from other budget lines are available to make up any shortfall; now therefore it is

RESOLVED the hiring of a part-time administrative assistant is authorized, not to exceed twenty hours per week, and at a starting rate of \$15.00 per hour.

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

**19. 2019 RESOLUTION NO. 64-2019 – Authorizing Renewal of Bond Anticipation Note.**

Whereas a bond resolution of the Town of Geneva for improvements to Water District 12 was adopted by the Town Board on June 29, 2010, and amended August 10, 2010, which has resulted in a series of annual Bond Anticipation Notes, now with the Bank of the Finger Lakes, last renewed September 6, 2018 in the amount of \$47,657.59, coming due September 6, 2019, together with interest at the rate of 2.69%; and

Whereas the full amount due cannot be paid without significant cost to property owners, and it need not be paid in full and may be and has been renewed annually with a payment against principal and the interest due; now therefore, it is

RESOLVED the Supervisor of the Town is authorized to pay \$3,000.00 toward principal, and the interest due, on or about September 6, 2019, and to sign a new Bond Anticipation Note for a year with the Bank of the Finger Lakes binding the Town of Geneva for the balance due of \$44,657.59, plus interest.

Motion \_\_\_\_\_

Second \_\_\_\_\_

20. **2019 RESOLUTION NO. 65-2019** – Approving Renewal of the Town’s Insurance Coverage through C.S. Burrall & Son, Inc.

Whereas C.S. Burrall & Son, Inc. has been the Town’s insurance agent for about sixty years, and for the past several years has provided coverage through Trident Insurance Company; and

Whereas the coverage was shopped last year with another company but the price and coverage offered by Trident through Burrall was superior; and

Whereas coverage for the next policy year, August 17, 2019 to August 17, 2020, with Trident, has been proposed by Burrall, at a cost of \$50,976.00 which is a 16.6% increase (the prior year being \$43,727), but this is consistent with the industry for this coming year and reflects a loss ratio increase and an increase in coverage; now therefore, it is

RESOLVED, the policy by Trident presented by Burrall may be accepted and paid when due.

Motion \_\_\_\_\_

Second \_\_\_\_\_

19. Reports of Standing Committees

- Comprehensive Plan –
- Economic Development –
- Sustainability –
- Kashong Conservation Area -
- Communication –
- Town Hall Park and Playground –
- Agricultural Enhancement –

18. Supervisor’s Report:

The Town submitted a grant application (App. No. 94946) to the State under the Climate Smart Communities program for a grant to support a feasibility or planning study for a section of a trail over the abandoned rail line that goes through property of the Cornell AgTech Station. This section would start at the Geneva Community Center on the west side of Carter Road and go west and a little southerly and end up at the end of the town where it could connect with an Ontario Pathways trail. Thanks to Jacob Fox for preparing and submitting the application.

The Ontario County Soil and Water Conservation District submitted a grant application to the State and is undertaking other actions to benefit town properties. They submitted a planning grant under the Water Quality Improvement Project program for a Seneca Lake Watershed Stormwater Retention Project to hold back storm water on stream 129 as it flows through the property of George Smith on its way to the Kashong Conservation Area and Seneca Lake – this stream has caused damage to the restaurant and store, and road, at Kashong on at least 3 occasions over the past five years. The District is also working on contractor quotes for work on the outlet of the pond on Ralph Poole’s property. The District will also follow up on a possible water retention project on land off Turk Road for agriculture enhancement funding.

The town was awarded approximately \$100,000.00 more in State grant funding for the Water System Improvement Project that is underway and is shared with the Town of Seneca.

The lawsuit brought by Nicholas Massa against the Town Planning Board regarding drainage issues at a 4-lot subdivision on Crescence Drive has been settled, and construction of two homes is underway with a third and fourth likely to begin later in the year.

Two new property assessment challenges have been filed against the Town. One by Michael Roulan and one by George Michaels. Attorney James Wolford has been representing the town in actions like this and has agreed to charge \$200.00 per hour for his time, reduced from his normal rate of \$300.00 and his requested rate of \$225.00. The supervisor would like approval to sign his engagement letter.

TBC Corp, which owns the Midas property, has also filed a petition challenging its assessment; it has filed in the past and the town has been represented by attorney Wolford who is looking into this action also.

Sexual Harassment Prevention Training will be at the town hall on September 18 at 7:30 a.m. and 2:30 p.m. and will last one hour. All town employees must attend one of the sessions.

Selected Meetings and Events

19. Old Business.

20. New Business.

21. Privilege of the floor.

22. Adjourn:

Motion \_\_\_\_\_

Second \_\_\_\_\_