

**MINUTES
TOWN OF GENEVA
REGULAR TOWN BOARD MEETING**

April 9, 2019

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

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; Floyd Kofahl, Code Enforcement Officer; and four residents.

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.
3. Privilege of the floor. Pat Cardinale, Carter Road: Asked the Board to consider extending the GI zoning to his property.
4. Gratitude's. Lorie Peck the Assessor for going forward with the revalue even with all the computer issues. Sarah Kofahl for helping the Assessor and the CEO it is much appreciated. Amy Naegele for her quickness in posting items on the WEB and her help with the communication committee.
5. Approval of the minutes of the Public Hearing on **Local Law 2-2019** "A local law to override the tax levy limit established in General Municipal Law §3-c". Public Hearing, **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" and **Regular Meeting** On March 12, 2019. Motion to approve made by Councilmember Dunham, second by Councilmember Aliperti. Unanimously approved.
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. Motion to approve made by Councilmember McCarthy, second by Councilmember Aliperti.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 36 -2019**

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.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was approved by the Town Board of the Town of Geneva on April 9, 2019. Unanimously approved.

Date: _____ 2019

Lorrie S. Naegele, Town Clerk

12. 2019 RESOLUTION NO. 37-2019: - Approving Abstracts, Bills for Payment and Prepaid Bills. Motion to approve made by Councilmember Palmieri, second by Councilmember McCarthy.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 37 -2019**

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 #4 April 2019 total \$892,197.58, 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 approved by the Town Board of the Town of Geneva on April 9, 2019. Unanimously approved.

Date: _____ 2019

Lorrie S. Naegele, Town Clerk

13. 2019 RESOLUTION NO. 38-2019 – Motion approving Purchase of Compactor for Town Recycling and Disposal Station. Motion made by Councilmember Dunham, second by Councilmember Palmieri. Unanimously approved.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 38 -2019**

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.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was approved by the Town Board of the Town of Geneva on April 9, 2019. Unanimously approved.

Date: _____ 2019

Lorrie S. Naegele, Town Clerk

14. 2019 RESOLUTION NO. 39-2019 – Motion approving MRB Proposal to Analyze City Sewer System and Pay Half the Cost. Motion made by Councilmember Aliperti, second by Councilmember Palmieri. Unanimously approved.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 39 -2019**

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 the total being \$12,300.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was approved by the Town Board of the Town of Geneva on April 9, 2019. Unanimously approved.

Date: _____ 2019

Lorrie S. Naegele, Town Clerk

15. 2019 RESOLUTION NO. 40-2019: Accepting Review of Town's Financial Records for 2018. Motion to approve made by Councilmember McCarthy, second by Councilmember Dunham. Unanimously approved.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 40 -2019**

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.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was approved by the Town Board of the Town of Geneva on April 9, 2019. Unanimously approved.

Date: _____ 2019

Lorrie S. Naegele, Town Clerk

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

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.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was approved by the Town Board of the Town of Geneva on April 9, 2019. Unanimously approved.

Date: _____ 2019

Lorrie S. Naegele, Town Clerk

17. 2019 RESOLUTION NO. 42-2019: - Authorizing Shuttleworth Proposal for Sealcoating and Striping. Motion to approve made by Councilmember Palmieri, second by Councilmember Dunham. Unanimously approved.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 42 -2019**

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.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was approved by the Town Board of the Town of Geneva on April 9, 2019. Unanimously approved.

Date: _____ 2019

Lorrie S. Naegele, Town Clerk

18. Reports of Standing Committees

Comprehensive Plan – Waiting for revisions of the design standards

Economic Development – next meeting Wednesday, May 22, at 7:00 pm.

Sustainability – No Meeting.

Kashong Conservation Area – No Meeting.

Communication – New welcome packet should be available for new residents by June.

Town Hall Park and Playground – No Meeting.

Agricultural Enhancement – Conservation easements were discussed.

22. Supervisor's Report; Selected Meetings and Events can be found on the Agenda

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. CEO and Councilmember Dunham will visit the site and report.

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. The Board did not wish to pursue this at this time. No Town employees smoke.

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 Board agreed to hire Sheila Chalifoux as attorney for the case.

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.

20. Old Business. None.

21. New Business. Councilmember Jeff Dunham asked about Exemptions for veterans through the County.

22. Privilege of the floor. None.

23. Adjourn: Motion to adjourn made by Councilmember Palmieri, second by Councilmember Aliperti. Unanimously approved.
Time: 8:00 pm.

Respectfully Submitted