

Minutes
Town of Geneva
Regular Town Board Meeting
September 14, 2016

PRESENT: Supervisor Mark Venuti Councilmember Jeffery Dunham
 Councilmember Robert McCarthy Councilmember Melissa Nault
 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: Charlie Bracko, Water & Sewer Superintendent; Bill McAdoo, Code Enforcement Officer; seven residents and no reporter from the Finger Lakes Times.

1. **Informal Discussion-** 6:30 pm. Informal discussion of Town Board, department heads and public.
2. **Call to order:** the Regular Meeting of the Town Board. 7:00 pm.
3. **Privilege of the floor:** None
4. **Approval of the minutes:** Approval of the minutes of the Regular Meeting of the Town Board on August 9, 2016. Motion to approve made by Councilmember McCarthy, second by Councilmember Nault. 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. **Supervisor's report:** of finances for the previous month, and budget comparisons.
Questions, comments.
The Board acknowledges receipt.
8. **Highway Superintendent's Report:** The Board acknowledges receipt.
9. **Water & Sewer Superintendent's Report:** The Board approved and asked the Superintendent to place a dog waste container for people to dispose of their dog waste at the Kashong Conservation Area.
The Board acknowledges receipt.
10. **RESOLUTION NO. 77-2016** - Approving Abstracts and Bills.

TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 77-2016

Whereas certain bills for services and goods received or to be received by the town have been presented for payment, and

Whereas those 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, now, therefore, it is

RESOLVED that the supervisor is authorized to pay these bills.
Abstract 9-2016 September, all voucher # 821 to 930

FUND		VOUCHER #	TOTALS
DA	Highway	(850- 871)	\$ 148,389.20
SWD	Water Storage & District	(872-885)	\$ 10,184.97
SS	Sewer District	(886-893)	\$ 4,386.35
A	General Funds	(894--930)	\$ 41,698.51
	Town Street Lighting		\$.00
	Kashong Lighting		\$.00
Total			\$ 204,659.03
ABSTRACT: 9- 2016; September Voucher 850 to 930			\$ 204,659.03
PRE-PAID –paid during August, voucher 821 to 849			\$ 90,772.56
September– TOTAL			\$ 295,431.59

Motion to approve bills made by Councilmember Palmieri, second by Councilmember Dunham.

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 September 14, 2016 unanimously approved.

Dated: _____, 2016

Lorrie S. Naegele, Town Clerk

11. **RESOLUTION NO.78- 2016** – Approving Contract with George Frantz for Agricultural Plan update. Motion to approve made by Councilmember Nault, second by Councilmember McCarthy.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 78-2016**

Whereas the Town of Geneva approved an Agricultural & Farmland Protection Plan dated July 9, 2012; and

Whereas the Town has formed an Agricultural Enhancement Committee to work with farmers and other landowners to encourage best management practices for farming and controlling stormwater; and

Whereas the Town's Farmland Protection Plan needs to be updated and expanded into an agricultural enhancement plan that will help create the conditions for best management practices and attract funding to support those practices; and

Whereas George Frantz & Associates has been working with the Town for the past two years on its Comprehensive Plan and on revising the zoning code, has expertise in writing an Agricultural Enhancement plan, and has proposed to work with the Town to update and expand its plan for \$3,600.00, and the Town is pleased with his knowledge of the Town, work product and reasonable prices; now therefore, it is

RESOLVED that the Town may accept the proposal of George Frantz & Associates to assist with creating a new agricultural enhancement plan from the Town's 2012 Plan at the proposed price of \$3,600.00.

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 September 14, 2016 unanimously approved.

Dated: _____, 2016

Lorrie S. Naegele, Town Clerk

12. **RESOLUTION NO. 79-2016** – Approving Budget Transfer from Comprehensive Plan/Zoning to Agricultural Enhancement & Stormwater Control. Motion to approve made by Councilmember Nault, second by Councilmember Dunham.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 79-2016**

Whereas the Town Board has approved hiring George Frantz & Associates to assist the Town with creating a new agricultural enhancement plan at the cost of \$3,600.00; and

Whereas the Town has \$1,724.23 remaining in an account used for the Agricultural & Farmland Protection Plan dated July 9, 2012 that can be used for this purpose; and

Whereas spending in 2016 on the zoning code update was budgeted under Comprehensive Plan/Zoning, A8687.5, for \$25,000, and this amount will not be spent in 2016 and would allow a transfer of \$2,500 from this line to a recently revised budget line for Agricultural Enhancement and Stormwater Control, A8010.5, to cover this new initiative; now therefore, it is

RESOLVED \$2,500 will be transferred from A8687.5 to A.8010.5.

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 September 14, 2016 unanimously approved.

Dated: _____, 2016

Lorrie S. Naegele, Town Clerk

13. **RESOLUTION NO. 80-2016** – Authorizing Amendment to Cell Tower Lease. Motion to approve made by Councilmember Palmieri, second by Councilmember Dunham.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 80-2016**

Whereas the Town has leased a 60 by 60 foot parcel on Town Hall property for a cell tower now owned by Crown Communication LLC under an Option and Lease Agreement dated August 16, 2006 that included an access easement to the parcel from Route 14A; and

Whereas the Town's property is composed of two parcels, one of which borders Route 14A and part of Crown's access easement passes through it; and

Whereas Crown discovered the original lease mistakenly failed to include in the access easement description this parcel of the Town's that borders Route 14A, and Crown has requested the Town remedy this by entering into a First Amendment to Option and Lease Agreement; and

Whereas Town attorney Jeffrey Graff has reviewed the proposed First Amendment and suggested certain revisions, and Crown has agreed to those revisions and made them on the revised First Amendment submitted to the supervisor, and has agreed to pay Jeffrey Graff's fee that was charged to the Town for his review; now therefore, it is

RESOLVED the supervisor may sign this First Amendment to Option and Lease Agreement.

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 September 14, 2016 unanimously approved.

Dated: _____, 2016

Lorrie S. Naegele, Town Clerk

14. **RESOLUTION NO. 81-2016** – Authorizing Renewal of Bond Anticipation Note. Motion to approve made by Councilmember Nault, second by Councilmember McCarthy.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 81-2016**

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 9, 2015 in the amount of \$56,657.59, coming due September 9, 2016, together with interest at the rate of 1.65%; 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 before September 9, 2016, 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 \$53,657.59, plus interest.

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 September 14, 2016 unanimously approved.

Dated: _____, 2016

Lorrie S. Naegele, Town Clerk

15. **RESOLUTION NO. 82-2016** – Approve Payment Requisition Application #3 to Rizzo Construction of \$66,048.94 for Water District 6 Project. Motion to approve made by Councilmember Nault, second by Councilmember Palmieri.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 82-2016**

Whereas F. Rizzo Construction, Inc. is installing the new water main and related components for Water District 6 and has completed the installation of the main and connections to users at this point; and

Whereas Rizzo has made an application for payment against its approved contract of \$463,569.00, in the amount of \$69,525.20, which, less retainage of \$3476.26, has been approved by the town's engineers, MRB Group, for a net amount due of \$66,048.94; now therefore it is

RESOLVED the Application for Payment No. 3 of F. Rizzo Construction, Inc., which has been approved by MRB Group in the amount of \$66,048.94, is approved, and \$66,048.94 may be paid.

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 September 14, 2016 unanimously approved.

Dated: _____, 2016

Lorrie S. Naegele, Town Clerk

16. **RESOLUTION NO. 83-2016** – Approve Addition of \$6,800 to MRB for Water District 6 Project. Motion to approve made by Councilmember Dunham, second by Councilmember Nault.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 83-2016**

Whereas the town's engineers, MRB Group, have had to expend greater hours in observation services for the Water District 6 water main replacement project than was estimated in the budget for the project; and

Whereas the construction budget for the project was overestimated, and, even with additional funds due MRB Group, the project should still come in on budget; now therefore, it is

RESOLVED MRB's request for an additional \$6,800 in the project budget for its observation services is approved to the extent the overall budget is not exceeded.

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 September 14, 2016 unanimously approved.

Dated: _____, 2016

Lorrie S. Naegele, Town Clerk

17. **Comprehensive Plan.** The town's 2015 Comprehensive Plan has received the Award for Comprehensive Planning from the New York Upstate Chapter of the American Planning Association. The award will be given at the Association's September 29 luncheon meeting in Buffalo. Congratulations to the town, the comprehensive plan committee, and the town's consultants on the plan, George Frantz & Associates.

18. **Highway Superintendent:** Councilperson Jeff Dunham wants to revisit whether the town board should appoint a highway superintendent or just allow deputy highway superintendent Bernie Peck to manage the department until the November 8 election. At the August 9 meeting the board agreed it would not appoint a highway superintendent. Councilman Dunham would like to appoint Bernie Peck as interim Highway Superintendent since he is filing that position now. The Supervisor suggested because the election is only a month away and the democratic caucus will be Monday the 19th of September the Board will revisit this at the October meeting.

17. **Meeting Date Changed:** November town board meeting would be Tuesday, November 8, but that is Election Day, so the Board agreed to move the meeting to Wednesday, November 9.

18. **2017 Tentative Budget:** The 2017 Tentative Budget was delivered to the Town Board by the Town Clerk. The Board set a work session on the 2017 town budget for Monday October 4th at 6:00 pm. If all is in agreement the Preliminary Budget can be approved at the October 11 town board meeting, at which we will set a public hearing on the Preliminary Budget for a date in between board meetings or for the November 9 board meeting, at which the budget can be adopted.

19. **Reports of Standing Committees**

Kashong Conservation Area – Meetings will be the third Thursday of every month, working on osprey nest, trail maintenance and invasive species.

Comprehensive Plan – met August 29 and discussed new definitions and standards for areas zoned for Agriculture. Next meeting will be October 3 at 7.

Economic Development – met August 24; next meeting October 26 at 7. Paul Schroeder has joined the committee.

Sustainability – Meetings will be held the fourth Thursday of the month. Discussed Solid Waste Plan. Next meeting Sept 29, @ 7 pm.

Communication – meeting September 22 at 7.

Town Hall Park and Playground – Working on a bike park behind the Town Hall.

Agricultural Enhancement and Stormwater Control – met August 18; next meeting September 29 at 7.

20. **Supervisor's Report and see agenda for Selected Meetings and Activities of the Supervisor:** I am on the steering committee of Geneva 2020, a group working on improving college and career readiness for Geneva's children, and we recently met and learned the high school graduation rate continues to improve and this year is 87%, well above the state and area average,

Officials involved in the joint municipal water line project (Route 14 from Gambee Road north) met at the town hall on September 1. Construction will likely being spring 2017 and the Town of Geneva section should be completed in 2016 and brought on line. The entire project, including water lines through Waterloo, Phelps and Junius, is expected to take a year. The Town of Geneva will take the lead on the bidding process.

At the request of the manager of Seneca Lake Terrace, on Sept. 11 I went to Seneca Lake Terrace and read a proclamation declaring Sept. 11-17 Assisted Living Week in the Town of Geneva.

21. Old Business: WD 6 financing \$118,000 to approve a Bond Anticipation Note at initially 1.65% with Bank of the Finger Lakes for about 20 years, instead of a fixed serial bond with higher interest rate, and the Board agreed. Broadband hopefully will be on site by October.
22. New Business: The Town will have a welcome package for all residents with information on all the Town has to offer them from the transfer station to the Kashong Conservation area and web site information.
23. Privilege of the floor: Shawn Peisher; 1270 Mott Rd. Phelps NY. Shawn stated that three weeks have passed since the meeting with the applicants at 4599 Whites Point and the Town and their attorneys about the stop work order and asked if they can go ahead and start preserving the foundation and complete their other requests. The Supervisor explained that the attorneys are working on the response it should come by tomorrow or Friday.
24. Adjourn: Motion to adjourn made by Councilmember Dunham, second by Councilmember McCarthy.
Unanimously approved. 8:06 p.m.

Respectfully Submitted