

A regular meeting of the Geneseo Town Board was held on Thursday, June 12, 2008 in the conference room of the Geneseo Town Office Facility.

PRESENT: W. Wadsworth, D. Dimpfl, D. Dwyer, F. Manapol, M. Tenalio

ALSO PRESENT: J. Coniglio-Town Atty, R. Maxwell-Code Enf Officer, M. Wilkie-Town Planning Board Member, M. Guyon-MRB Group, M. Zea-Conesus Lake Assn Representative, T. Lucey-APD Engineering, J. Girolamo-APD Engineering, Taylor McDermott-Lowe's, K. Kamlet-Newman Development, J. Brunner, M. Gillespie-Livingston County News, W. Kennison, C. Aprile, D. Jerum, T. Greiner

MEETING OPENING & APPROVAL OF MINUTES & VOUCHERS:

Supervisor Wadsworth called the meeting to order at 7:00 pm. The pledge to the flag was led by Jim Brunner and a moment of silence was held for service men and women around the world.

The Board reviewed and amended the minutes of May 22nd. Mr. Dwyer moved and Mr. Tenalio seconded the motion to approve the May 22, 2008 minutes as amended. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Tenalio-aye; Dimpfl-aye; Manapol-aye. Nays: None.

The Board reviewed the abstract of vouchers. Mr. Dwyer moved and Mr. Manapol seconded the motion to authorize payment in the indicated amounts for the following vouchers:

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|------------------------------------|--------------|
| General A vo #417 through #501 | \$261,273.23 |
| General B vo #419 through #470 | \$29,202.89 |
| Hwy DA vo # 427 through #504 | \$6,162.01 |
| Hwy DB vo #427 through #503 | \$3,883.46 |
| Water O&M SW0 vo #418 through #502 | \$6,951.81 |
| Water Dist #1 SW1 vo #455 | \$2,847.34 |
| Water Dist #3 SW3 vo #443 | \$4,181.00 |
| Sewer Dist SS1 vo #443 | \$50.25 |
| Special Light Dist SL vo #457 | \$299.03 |

Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Manapol-aye; Dimpfl-aye; Tenalio-aye. Nays: None.

OPENING OF PUBLIC HEARING:

At 7:05 pm Supervisor Wadsworth opened the public hearing amending the boundary of Water District (No. 5) to serve Booher Hill Road. Since there were no comments at this time, the board continued with regular business.

MASTER PLAN COMMITTEE FOR GATEWAY DISTRICT:

Mr. Tenalio moved and Mr. Dwyer seconded the motion to appoint the following residents to the Gateway Master Plan Committee:

Ken Book, Sam Cottone, Harold Stewart, Robert Yull and David Kingston

Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Dwyer-aye; Dimpfl-aye; Dwyer-aye. Nays: None.

Jim Brunner expressed an interest in being on this committee, to which Councilman Tenalio responded that his name will be passed on to the committee chairman.

SPECIAL TOWN BOARD MEETINGS:

The need for additional June town board meetings was discussed. Mr. Tenalio moved and Mr. Dwyer seconded the motion to hold two special Town Board meetings, one on June 23rd at 7 pm to discuss the grant application for the purchase of parklands and to discuss matters associated with the Newman Development project/PDD and the second one on June 26th with a public hearing scheduled on the draft Master Plan for town outside village excluding the Gateway at 7 pm. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Dwyer-aye; Dimpfl-aye; Manapol-aye. Nays: None.

LIVINGSTON COUNTY ALL HAZARD MITIGATION PLAN:

Supervisor Wadsworth informed the Board that the Livingston County All Hazard Mitigation Plan, as developed by Genesee Finger Lakes Planning Council, was approved by FEMA. The Town is encouraged to adopt the county's plan or else the town must develop their own plan and submit it to FEMA for approval. A copy of the county's plan is available in the Town Office or it may be obtained in electronic form upon request. The decision to adopt the county plan or develop their own will be on the agenda for the next regular town board meeting. It was agreed the plan should be shared with the Fire Department and Town Highway Supt.

WATER/SEWER:

The board discussed a request from the neighbors of the Groveland Road water pump station, Robyn Goodman and Irene Belyakov of 4815 Groveland Road, to ***“square up” the odd shapes of their property and the pump station property***, by swaping equal areas of land with the town. Supervisor Wadsworth advised that he met with Ms. Goodman and Ms. Belyakov and they will pay for any surveying that needs to be done. Mr. Dwyer moved and Mr. Tenalio seconded the motion to authorize the Supervisor to negotiate with Ms. Goodman and Ms. Belyakov with regards to adjusting the Groveland Road water pump station lot line, subject to approval by the Town Attorney. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Tenalio-aye; Dimpfl-aye; Manapol-aye. Nays: None.

The Board reviewed a recommendation from the Assessor ***to assign 1 capital water unit on each of four parcels*** to include the extension to water district #1. Mr. Dwyer moved and Mr. Tenalio seconded the motion to assign one (1) water unit to each of the following parcels: 80-1-17, 80-1-18.21, 80-1-18.111 and 80-1-18.112. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye; Dwyer-aye. Nays: None.

The Board reviewed and discussed documents submitted by Fred Allen, Manager of the Geneseo carwash at 4310 Lakeville Road, regarding **water consumption history at the carwash** and his request to resolve his broken meter issue. Mr. Dwyer moved and Mr. Dimpfl seconded the motion to authorize the Supervisor to resolve the issue. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye; Dwyer-aye. Nays: None.

The Board reviewed a **change order for the Groveland Road pump station project** which will result in a credit of \$3,665.98 to the town. This credit is due as a result of conditional and allowance items not being warranted/used and it will be applied to the final pay application from Villager Construction. Mr. Manapol moved and Mr. Tenalio seconded the motion to approve the change order crediting the town with \$3,665.98 and authorize the Supervisor to sign the change order. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye; Dwyer-aye. Nays: None.

PARKLAND PURCHASE GRANT ITEMS:

Mr. Tenalio moved and Mr. Manapol seconded the motion to adopt the **Parkland Acquisition SEQR Resolution** as attached to the official minute book, with Site Description items A.1. and A.2. of Part 1 of the long EAF form amended to reflect 30 acres of the property presently used as Agricultural use. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye; Dwyer-aye. Nays: None.

Mr. Dimpfl moved and Mr. Tenalio seconded the motion to adopt a **resolution Affirming Community Support for the Acquisition of Land and Development of Recreation Facilities**, as attached to the official Board minutes. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye; Dwyer-aye. Nays: None.

CONESUS LAKE/LONG POINT PARK:

Mr. Manapol moved and Mr. Dimpfl seconded the motion to approve the one-year renewal of the **agreement with Boy Scout troop 70** to use the garage at Long Point Park, as attached to the official minute book. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye; Dwyer-aye. Nays: None.

Councilman Manapol updated the Board on the status of the **bathroom construction**. Trusses are to be put up at the end of next week and the construction is on schedule. Councilman Dimpfl suggested the town get waterless urinals and offered to check into it.

Supervisor Wadsworth explained to the board that the 2007 grant applied for to obtain funds to **remediate streambanks in the Conesus Lake Watershed** was held up due to government changes. The submission for the 2008 grant applications will be due before the 2007 grants are awarded. Thus, the grant will be resubmitted for the 2008 year, and as such, a resolution of support is again needed. Mr. Dimpfl moved and Mr. Tenalio seconded the motion to adopt the resolution in support of an application for funds to remediate streambanks in the Conesus

Lake Watershed, as attached to the official minutebook. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye; Dwyer-aye. Nays: None.

Councilmen Manapol and Dimpfl reported on their meeting with a representative from Anchor Marine, a regional supplier of **EZ docks**. The EZ docks are made of durable molded plastic and are guaranteed for 9 years. The original money to bond the bathhouse construction included \$15-\$20,000 for docks but bids for the bathhouse came in higher than projected. It was suggested that money for the dock purchase be included in the budget for 2009.

HIGHWAY:

The Board reviewed a letter from the Livingston County Traffic Safety Board and attached complaint from the Town of Lima regarding the **lack of street lighting** at the exit ramps on 390/the expressway in Livingston County. Supervisor Wadsworth will write a response stating that we believe the Town of Geneseo does indeed have street lighting at the 390 exit ramps but if the Traffic Safety Board believes they are inadequate, they should let the town know.

CLOSING OF PUBLIC HEARING:

At 8:05 pm, since there were no comments on the public hearing of the Booher Hill Road proposed Water District #5 boundary amendments, Mr. Dwyer moved and Mr. Manapol seconded the motion to close the public hearing and adopt the Order Amending Boundary of Water District No. 5, as attached to the official minute book. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye; Dwyer-aye. Nays: None. Board Members signed the order.

FINDINGS STATEMENT FOR GTC (GENESEO TOWN CENTRE) PROJECT:

Town Board Members were in possession of the **Findings Statement for the Geneseo Town Centre project** as adopted by the Planning Board at their May 27th meeting. Attorney Coniglio explained that the Town Board must also adopt SEQR findings for the project and, if different than the Planning Board findings, a record must be developed.

Councilman Tenalio questioned when the dimensional requirements will be addressed and Attorney Coniglio agreed that advisory comments are needed on dimensional requirements including architectural items and aesthetic issues. Lowe's representative Taylor McDermott suggested a meeting between John Mayer from DeWolf Architects and the Planning Board could be scheduled and Attorney Coniglio responded that Planning Board Members meeting with the architects is a critical part of the process which has to happen before the Town Board can take action. Planning Board Member Marge Wilkie and Taylor McDermott of Lowes will work on scheduling that meeting. Additionally, the Architectural Review Board will meet and submit their recommendations to both the Town Board and Town Planning Board simultaneously. Ms. Wilkie added that as the first building in the Gateway District, she feels that Lowes should be a lovely, most acceptable building and aesthetically pleasing as it "sets the scene" for other buildings to be built there. Councilman Tenalio cautioned that the job of

the Architectural Review Board is to take the architect's design and review it, the ARB is not a design committee.

Mike Guyon of MRB Group reviewed the Findings Statement adopted by the Town Planning Board item by item with the Town Board.

Ken Kamlet of Newman Development advised the Town Board that there are problems with the wetlands and the CP-3 drawing of the Lowes building. The CP-3 drawing, which is the Planning Board's choice, has the Lowes building facing Volunteer Road. However, the CP-5 drawing, with the Lowe's building facing Route 20A, mitigates the wetlands more than CP-3 and, Mr. Kamlet continued, the CP-3 drawing may not be approved by the Army Corp of Engineers. However Mr. Kamlet assured the Board that they will do their utmost to get CP-3 accepted.

Mr. Kamlet also questioned the Geneseo Town Centre being 100% responsible for a possible stop light at the Center Street/Route 20A intersection, since other commercial developments are going in on 20A.

The Town Board will continue discussion on the Findings Statement for the Geneseo Town Centre at their special meeting on June 23rd.

EXECUTIVE SESSION:

At 9:40 pm Mr. Dwyer moved and Mr. Tenalio seconded the motion to go into Executive Session to discuss potential litigation, with the Town Attorney remaining. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye; Dwyer-aye. Nays: None.

At 9:55 pm Mr. Dwyer moved and Mr. Dimpfl seconded the motion to come out of Executive Session and go back into Regular Session. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye; Dwyer-aye. Nays: None. It was reported that no action was taken during Executive Session.

ADJOURNMENT:

At 10:00 pm Mr. Dwyer moved and Mr. Manapol seconded the motion to adjourn the meeting. Motion passed unanimously.

Jean Bennett, Town Clerk

Attachments: Parkland Acquisition SEQR resolution; resolution affirming community support for acquisition of land; Boy Scout agreement; Order amending Boundary of Water District #5