

A regular meeting of the Geneseo Town Board was held on Thursday, April 9, 2009 in the conference room of the Geneseo Town Office Facility.

PRESENT: W. Wadsworth, D. Dwyer, F. Manapol, M. Tenalio
ABSENT: D. Dimpfl
ALSO PRESENT: J. Coniglio-Town Attorney, C. LaVigne-Assessor, L. LeMoyné-Secretary to the Supervisor, M. Zea-CLA representative, A. Rauss-Bergmann Associates, H. Latorella, S. Brennan-Geneseo Village Trustee

MEETING OPENING, APPROVAL OF MINUTES & VOUCHERS:

Supervisor Wadsworth called the meeting to order at 5:10 pm.

Minutes of the March 9th joint meeting of the Town and Village Boards were unable to be approved since the three town board members attending were not all present at today's meeting. Mr. Tenalio requested that a sentence/phrase be added that at the meeting he stated the town's contribution to the Tourism committee should be increased to the original contribution level.

Minutes of the March 26th meeting were reviewed. Mr. Dwyer moved and Mr. Tenalio seconded the motion to approve the minutes of March 26, 2009 as presented. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Tenalio-aye; Manapol-aye. Nays: None.

The board reviewed the abstract of vouchers. Voucher #312 for NYS Unemployment Insurance in the amount of \$1,608.75 was added orally to the General A Fund vouchers. Mr. Dwyer moved and Mr. Tenalio seconded the motion to approve payment in the indicated amounts for the following vouchers:

General A Fund vo #233 through #312	\$124,524.65
General B Fund vo #234 through #272	\$3,030.24
Hwy DA Fund vo #234 through #310	\$5,054.61
Hwy DB Fund vo #234 through #301	\$3,040.49
Water O&M SW0 Fund vo # 233 through #309	\$5,675.55
Water Dist #4 Capital SW4 vo #244	\$12,803.87
Special Light District SL Fund vo #263	\$314.21

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

SUMMER CONCERT SERIES:

Hank Latorella addressed the board to bring board members up-to-date on the Geneseo concert series to be held this summer in the village park. He advised that monetary support for the concerts is coming in slowly. The Village of Geneseo is providing the park and the liability insurance for the concerts and has also allocated \$1500 to the concert series, which will not be used if support funds come in from local businesses. Mr. Latorella asked if the town would either like to sponsor a concert for \$1000 or allocate \$1500 similar to the village arrangement, whereby the \$1500 would be contributed only if the fundraising efforts fall short of the amount needed. He

indicated that the concert series will be sponsored by APOG rather than the Council on the Arts.

Mr. Manapol moved and Mr. Dwyer seconded the motion to match the village's contribution up to \$1500 for the summer concert series, contingent on need. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Dwyer-aye; Tenalio-aye. Nays: None.

GATEWAY DISTRICT DESIGN STANDARDS:

Andy Rauss of Bergmann Associates reviewed the draft design standards proposed for the Gateway District with the Board. The Board made the following changes to the document: Section A.1. changed from "... Route 20A Corridor as an important gateway to the Village of Geneseo and as a retail..." to "...as an important gateway to Geneseo and as a retail..."; In Section A.1. remove the phrase "Given its transitional nature" in the sentence "Given its transitional nature, there is a need for clear standards ..." so that it reads: "There is a need for clear standards..."; In the last sentence of Section A.1., add " for all future development." so that it reads "The Zoning Code shall supersede where conflicts exist between the Gateway District Design Standards and the Zoning Code for all future development."; In Section A.2.c. replace "...should complement the historic character and value..." and replace with "... should complement the surrounding architectural context and value...". Mr. Tenalio expressed concern that if the Board adopts these new standards, will the Town have to go back and require them of Lowe's? Attorney Coniglio responded that the town cannot apply them retroactively. When reviewing Section 3.a.(2) that states that "No building, structure, parking lot, or use shall be built within a 100 foot buffer zone of the Route 20A or Lima Road right-of-way.", the question was asked if there is a buffer zone on Route 20A for Lowe's and what it is. The response was that Lowes has a 100 foot buffer zone on Route 20A but no buffer zone is required on Volunteer Road. Section 3.c.(4)(e) of the draft document states that the "subterranean storage of storm water runoff is encouraged where practicable" but Mr. Rauss stated that it is optional and not required, as it is very expensive. On page 9, under e. Public Transit, the draft document refers to a public transit stop to be constructed on an easement provided to the Town. Mr. Tenalio asked who would build the transit stop(s), to which Mr. Rauss responded that LATS (Livingston Area Transportation Services) would, that the Town would just have the spot identified. When asked how it is decided where a future transit stop easement is needed, Mr. Rauss answered that it is determined by the distance from an existing transit stop.

Planning Board Member Hank Latorella asked if the document is worded that new development should "compliment" the others in the area, what if the developer chooses the "worst" building to compliment? Mr. Rauss responded that once the Master Plan is completed and the zoning code is updated to reflect the plan, the Town will be up to the standards that they want to be.

Attorney Coniglio advised that the design standards could either be adopted by resolution or by local law. If adopted by resolution, a local law would be drafted that says Architectural/Design standards will be adopted by the Town Board by Resolution from time to time. Then any needed changes could be done by resolution. If the design

standards are adopted by local law, a public hearing would be needed each time there is any change, however small. Attorney Coniglio added that if the standards were done by local law and a development plan comes with shrubs that are not on the list that is allowed as part of the local law, they would need a variance to allow that type of shrub. It was agreed Attorney Coniglio will take a look at what is broad enough in the standards to be included in a local law.

The Board agreed that the Town's Planning Board should "weigh in" on this proposed Gateway District Design Standards.

On behalf of the Town Board, Councilman Tenalio thanked Andy Rauss of Bergmann Associates and the committee for their work on the draft design standards and suggested that after the Planning Board's review, the Town Board will revisit this and take action based on recommendations from Attorney Coniglio and the Planning Board.

Mr. Rauss asked if Bergmann Associates should continue moving forward. It was the consensus of the Town Board that Bergmann Associates should hold off working on the Gateway District Master Plan until the Design Standards are in place.

STREET LIGHTING:

The Board reviewed a letter from Rochester Gas & Electric regarding the ***street light proposed at the Groveland Road /Long Point Road intersection***. Due to the location of high voltage wires, the cost of a street light at the southwest corner of the intersection is estimated at \$14.47/month plus an additional one-time cost of \$543 for the installation. The quotes for the cost of the two other options were: \$9.68/month for a street light at the existing pole at the southeast corner; and \$14.72/month for a new street light at the northeast corner. In considering this street light location, both cost and light coverage should be considered. Board members agreed to have Hwy Supt Larry Levey look at the situation and make a recommendation.

MISCELLANEOUS CORRESPONDENCE:

The Board reviewed a letter from the ***Wadsworth Library requesting to dispose of the remaining books from their annual book sale at the Transfer Station free of charge***. Mr. Tenalio moved and Mr. Dwyer seconded the motion to allow the Wadsworth Library to dispose of remaining books from their sale at the Transfer Station at no charge. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Dwyer-aye; Tenalio-aye. Nays: None.

The following correspondence and discussion items were reviewed/discussed:

- 1) notification from the Town of Livonia of the adoption of Local Law #1 of 2009 creating a Mixed Use District and related SEQR documents;
- 2) Historian memo inviting Board Members to visit his display honoring Volunteers in the entrance to the Geneseo Building in honor of National Volunteer Month;
- 3) April 26th SUNY Geneseo Crew Club BBQ invitation;
- 4) Livingston County awarded bids for the jail project yesterday;

- 5) Mr. Manapol reported that SUNY Geneseo Vice President Bonfiglio questioned the procedure for getting a park & ride lot at Exit 8 to NYS Route 390, similar to the one at Exit 9. The Board agreed that Mr. Bonfiglio should be advised that Dave Goehring at the Jefferson Road NYS DOT office or retired NYSDOT employee Claren Kruppner could answer his question;
- 6) comments for updating the town/village website should be forwarded to Councilman Tenalio. He has requested ideas from various people for the upgrade of the website, those ideas will be put together and an RFP will be put out;
- 7) Lowes may give \$25,000 grant for a gazebo to hold concerts in. Hank Latorella will talk with Livingston County to see if they are interested in having the gazebo located on the former SNF Facility/Livingston County grounds;
- 8) a request for support from the SUNY Geneseo Triathlon Club was reviewed. No action was taken.

CONESUS LAKE/LONG POINT PARK:

After reviewing the recommendations from Recreation Leader Jim Brownell, Mr. Manapol moved and Mr. Tenalio seconded the motion to hire the following lifeguards for the 2009 summer season at Long Point Park:

Margaret Betette
 Kristen Bondi
 Laura Bondi
 Madelyn Bruckel
 Casey Freese
 Brittany Kemp
 Morgan Kuhn;

And to set the following lifeguard pay schedule:

Head Lifeguard/Recreation Leader	\$13.00/hour
Assistant to Head Lifeguard/Recreation Leader	\$ 9.00/hour
Returning Lifeguards	\$ 8.25/hour
New Lifeguards	\$ 8.00/hour

And to set the following hours for the beach to be open:

Mon thru Fri 11 am – 5 pm
 Sat & Sun 10:30 am – 6 pm

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

The ***Geneseo Central School Booster Club*** requested the Town Board waive the fee for the ***use of the pavilion at Long Point Park*** on June 14th for their spring sports banquet. Mr. Manapol moved and Mr. Dwyer seconded the motion to grant their request and waive the fee, provided a proper certificate of insurance is provided. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Dwyer-aye; Tenalio-aye. Nays: None.

WATER/SEWER ISSUES:

The Board reviewed a memo from Assessor Carol LaVigne requesting that the Board assign capital water units to the new commercial building at 4577 Morgan View Road, a building leased by the (former) Lattimore Physical Therapy. Supervisor Wadsworth advised that he and Hwy/Water Supt Levey are looking into different options of applying capital water units to commercial properties, including by meter size, as LCWSA does. Mr. Tenalio moved and Mr. Manapol seconded the motion to assess the building at 4577 Morgan View Road at 1 capital water unit. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dwyer-aye. Nays: None.

EXECUTIVE SESSION:

At 6:30 pm Mr. Dwyer moved and Mr. Manapol seconded the motion to go into Executive Session to discuss legal matters. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Manapol-aye; Tenalio-aye. Nays: None.

At 6:45 pm Mr. Manapol moved and Mr. Tenalio seconded the motion to come out of Executive Session and go back into Regular Session, with the Town Attorney remaining. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Tenalio-aye; Dwyer-aye. Nays: None.

HARMONY DAY CARE CENTER:

Mr. Manapol moved and Mr. Tenalio seconded the motion to charge Roger Collins a total of \$1200 for reimbursement to the Town for MRB Group engineering charges charged for review of the Harmony Day Care Center proposal and authorize the Code Enforcement Officer to issue a Certificate of Occupancy. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Tenalio-aye; Dwyer-aye. Nays: None.

LIVINGSTON COUNTRY CLUB WATER ISSUES:

Mr. Tenalio moved that the Town provide a \$6000 credit to the Livingston Country Club against future water consumption, to be consistent with the town's water loss policy and to be effective immediately. Mr. Dwyer seconded the motion and it passed with voting as follows: Wadsworth-aye; Manapol-aye; Tenalio-aye; Dwyer-aye. Nays: None.

ADJOURNMENT:

At 6:50 pm Mr. Dwyer moved to adjourn the meeting. It was seconded by Mr. Manapol and passed unanimously.

J. Bennett, Town Clerk