

A regular meeting of the Geneseo Town Board was held on Thursday, October 8, 2009 in the conference room of the Geneseo Town Office Facility.

PRESENT: W. Wadsworth, D. Dimpfl-aye; Manapol-aye; Tenalio-aye

ABSENT: D. Dwyer

ALSO PRESENT: J. Coniglio-Town Atty, M. Zea-CLA Representative, A. Somerville-Geneseo Tourism Committee, L. Wadsworth-Geneseo Tourism Committee, B. Green, T. Hill, M. DaBramo, H. Appell, K. VClark, T. Curtin, B. Wilcox, E. Avedisin, C. Avedisin, R. Yull, P. Bruckel, J. Bruckel

MEETING OPENING, APPROVAL OF MINUTES & VOUCHERS:

At 7:00 pm Supervisor Wadsworth called the meeting to order. Councilman Dimpfl led the pledge to the flag and a moment of silence was held for service men and women around the world.

The Board reviewed the minutes of September 10th, September 17th and September 24th. The minutes of September 17th were amended. Mr. Dimpfl moved and Mr. Manapol seconded the motion to approve the minutes of September 10, 2009 as presented. Motion passed with voting as follows: Wadsworth-aye; Dimpfl-aye; Manapol-aye; Tenalio-aye. Nays: None. Mr. Tenalio moved and Mr. Dimpfl seconded the motion to approve the minutes of September 17, 2009 as amended. Motion passed with voting as follows: Wadsworth-aye; Dimpfl-aye; Manapol-aye; Tenalio-aye. Nays: None. Mr. Tenalio moved and Mr. Manapol seconded the motion to approve the minutes of September 24, 2009 as presented. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Tenalio-aye. Nays: None. Mr. Dimpfl abstained from voting as he was absent from that meeting.

The Board reviewed the abstract of vouchers. Voucher #825 in the amount of \$150.00 was removed from the abstract. Mr. Dimpfl moved and Mr. Tenalio seconded the motion to approve payment in the indicated amounts for the following vouchers:

General A vo #750 thru #833	\$65,741.27
General B vo #752 thru #798	\$6025.93
Hwy DA vo #752 thru #835	\$11,627.67
Hwy DB vo #752 thru #821	\$58,088.09
Water O&M SW0 Fund vo #754 thru #826	\$5,369.44
Sewer Dist #1 SS1 vo #753	\$20.00
Special Light District SL vo #786	\$295.85

Motion passed with voting as follows: Wadsworth-aye; Dimpfl-aye; Manapol-aye; Tenalio-aye. Nays: None. Mr. Manapol requested that a bill for \$300 for bulbs be sent to Chairman Merrick at Livingston County for partial reimbursement for voucher # 751.

BOARD OF ASSESSMENT REVIEW VACANCY:

A letter from resident Mary Roodenburg expressing her interest in the vacancy on the Board of Assessment Review was in Board packets. Mr. Dimpfl moved and Mr. Tenalio

seconded the motion to appoint Mary Roodenburg to a five year term on the Board of Assessment Review, through September 30, 2014. Motion passed with voting as follows: Wadsworth-aye; Dimpfl-aye; Tenalio-aye; Manapol-aye. Nays: None.

PUBLIC HEARINGS ON LOCAL LAW & INCREASING WATER & SEWER RATES:

At 7:10 pm Supervisor Wadsworth opened the public hearing on the proposed local law providing for the ***adoption of Design Standards for the Gateway District*** by Town Board resolution and the public hearing on ***increasing water and sewer rates***. He asked if anyone wished to comment on either hearing.

Comments on proposed Local law for adopting Gateway Design Standards by Resolution:

Bill Green asked who was on the committee to develop the Design Standards. Supervisor Wadsworth responded that Mike Tenalio was the Board Member working with the committee. Mr. Tenalio added that Ken Book was the Committee Leader, while other committee members included David Kingston, Sam Cottone, and Bob Yull, with Harold Stewart also a committee member for most of the time. Andy Rauss of Bergmann Associates was the primary planning consultant on the project. The committee worked with Andy approximately 2 years, consulting with Town Planning Board Members on a regular basis. Mr. Tenalio explained that the Design Standards document has had a number of rounds of review and that the board hopes to adopt the Design Standards by resolution after adoption of the proposed local law to allow for it.

Bill Green asked how this document would affect “shovel ready” projects. Mr. Tenalio responded that it will not affect any project already through the process, only future projects.

Bob Wilcox stated he has looked at the proposed Design Standards and they look pretty good to him.

Since there was no further public input on the proposed local law and Design Standards at this time, Supervisor Wadsworth informed the Board that Dawn Aprile of Premium Development has requested that the public hearing on the proposed local law for Design Standards to be adopted by resolution be left open for comments. Mr. Dimpfl moved and Mr. Tenalio seconded the motion to keep the public hearing on the proposed local law amending Chapter 106 to allow for design standards for the Gateway District to be adopted by Resolution open for written comment for 12 days through October 20th. Motion passed with voting as follows: Wadsworth-aye; Dimpfl-aye; Tenalio-aye; Manapol-aye. Nays: None.

Livingston County Planning Board Member Bob Yull arrived at the meeting and reported that the County Planning Board voted to approve the local law that was referred to them with advisory comments.

Since the proposed local law would allow for the Design Standards in the Gateway only, it was agreed a **public hearing should be held at 7:15 pm on October 22nd to allow for Design Standards to be adopted by Town Board resolution in the Low Intensity Office (OFF) and Business (B) Districts** also. The Town Clerk will notify owners of property in the OFF and B Districts. Attorney Coniglio will look at the response from the Livingston County Planning Board on the local law for design standards in the Gateway District to see if a local law for design standards in the OFF and B districts also needs to be referred to the county planning board for their review.

Comments on proposed Rate increases for Water and Sewer:

Bill Green stated he has heard rumors about the county taking over Geneseo's water system and asked if the rate increase is related to that. Attorney Coniglio responded that there is no plan at this time for the county to take over the Town of Geneseo water.

Bill Green asked how the gross receipts tax being imposed by New York State / Governor are affecting the town. He advised that this gross receipt tax was imposed starting June 1st, and included water, sewer, gas and electric, and included municipalities and was increased from .3% to 2%. Mr. Green continued that this tax is supposed to be in effect through 2014.

Supervisor Wadsworth responded that the town has not heard anything on this in any official way and requested that Mr. Green pass on any information he has on this to the town.

Mr. Green suggested contacting the Public Energy Commission and Supervisor Wadsworth advised that the town will research this issue and get back to him.

Howard Appell asked what the increase amounts are for water and sewer. Supervisor Wadsworth responded that the water consumption charges would increase from \$3.40/1000 gallons to \$4.20/1000 gallons, while the quarterly sewer charges would increase from \$71/unit/quarter to \$83/unit/quarter.

At 7:50 pm Mr. Tenalio moved and Mr. Manapol seconded the motion to close the public hearing on the proposed rate increases for water and sewer rates. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye. Nays: None.

GENESEO TOURISM:

Arlene Somerville and Louise Wadsworth addressed the Board to report on the past accomplishments and upcoming plans of the **Geneseo Tourism Committee**. Arlene stressed the value of investing in tourism, and informed the Board of the committee's accomplishments for 2009, including the success of the tourism website, www.geneseony.com. The website had 8,889 hits during the month of July; 9,614 in August; and 10,712 in September. Louise Wadsworth discussed the importance of the tourism

brochure, 10,000 which are distributed by more than 150 organizations each year and includes distribution at SUNY Geneseo’s seven (7) orientations. Ms. Somerville reviewed new marketing initiatives for Geneseo Tourism, such as literature exchanges, and inclusion in the “Life in the Finger Lakes” brochure and the Letchworth State park summer vacation guide. Ms. Somerville and Ms. Wadsworth showed the 2010 tourism budget and requested the Town Board contribute \$3000 towards tourism in their 2010 budget.

Mr. Tenalio moved and Mr. Dimpfl seconded the motion to increase the tourism contribution from \$2000 to \$3000 in the 2010 budget. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Dimpfl-aye; Manapol-aye. Nays: None. Board Members thanked the Tourism Committee for all of the volunteer work their committee does to increase tourism in Geneseo.

RE-DESIGN OF TOWN & VILLAGE WEBSITE WWW.GENESEONY.ORG:

Many of the public present expressed their interest in having information on town meetings more prominently posted on the town’s website, and perhaps having a calendar as well as an automatic email list that you can sign up for. Board Members welcomed these suggestions, since they just received proposals for the re-design of www.geneseony.org. The Board reviewed a summary/evaluation of the six (6) proposals that they received, as below.

Proposal submitted by: Range of costs: Designed/redesigned websites:

Alternative Aspect Bergen, NY	\$8,250.00 plus \$25/month website hosting	www.alternativeaspect.com www.Upstatemettrology.com www.videomemoriespreserved.com
Design FM Rebecca Price & Lari Whiting Livonia, NY	\$2,950 plus \$200 training class 2-4 hrs \$20/month website hosting	Town of Livonia - www.livoniany.org T/V of Avon – www.avon-ny.org Town of York - www.yorkny.org Liv Co Chamber of Commerce- www.livingstoncountychamber.com & other
Computer Magic Thomas Hill Geneseo, NY	\$3,000 (includes training) plus \$75/hr changes & additions \$50/month website hosting	Geneseo tourism – www.geneseony.com BOCES migrant center – www.migrant.net Royaltees – www.thegeneseostore.com www.teresahouse.org & others
Layer 8 Group Inc Rochester, NY	\$12,470 \$115/hour training (estimates)	www.buckprop.com www.davenportmachine.com www.sunking.com www.rdhc.org

	5 hrs) \$30/month website hosting	www.ihshousing.com & others
LittleHive Avon, NY	\$500 set up fee plus \$60/month to maintain \$100 hourly fee Further investigation needed for detailed proposal	Old site of www.old.protechworkbox.com they redesigned to www.protechworkbox.com (Both can be viewed)
Logical Solutions.net	\$14,125 - \$17,625 (includes training) plus \$90/month website hosting	Rochester United Way – www.uwrochester.org Rochester Museum & Science Center – www.rmssc.org Town of Victor – www.victorny.org & many others

Mr. Tenalio reported that Village Trustee John Fox has also reviewed the proposals for the shared town and village website redesign and his first choice was Computer Magic/Tom Hill. He added that one benefit is that Tom Hill has also designed the Tourism website. Mr. Tenalio moved and Mr. Manapol seconded the motion to award the redesign of www.geneseony.org to Computer Magic/Tom Hill at the cost indicated above. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye. Nays: None.

CREATION OF A SIDEWALK DISTRICT:

The Board discussed the creation of a sidewalk district within the Gateway District as a way to handle the maintenance of sidewalks. Attorney Coniglio stated that a map, plan and report must be filed in order to create the district. This document would include a plan for sidewalk construction, operation & maintenance, as well as an estimate of costs to be raised by special assessments. Councilman Dimpfl questioned why the Town would want to get into sidewalk maintenance and suggested that a multi-use path (which would allow for bicycles and walkers) instead of a sidewalk may be more suitable, however, Attorney Coniglio pointed out that it would raise additional liability issues. Mr. Tenalio moved and Mr. Manapol seconded the motion to adopt the following resolution:

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF
GENESEO APPROVING THE FORM OF MAP PLAN AND
REPORT IN CONNECTION WITH THE FORMATION OF THE
GATEWAY SIDEWALK DISTRICT**

WHEREAS Section 209 of the New York State Town Law authorizes the Town Council to establish a Sidewalk District to provide for the maintenance of publicly used sidewalks within the Town; and

WHEREAS a request has been made by Newman Development Corp. (Newman) for the formation of a Sidewalk District to provide for the maintenance of sidewalks to be constructed by Newman, its successors and assigns, adjacent to Volunteer Road and New York State Route 20A; and

WHEREAS in the event such district shall be established the expense of such maintenance shall be raised by special assessments levied against real property located within the district in proportion as nearly as possible to the benefit that each property will derive therefrom as; and

WHEREAS , Town Law section 209-c requires the preparation of a map plan and report for a sidewalk District in such manner and in such detail as determined by the Town Council; and

WHEREAS a Town Law section 209-d requires that the map plan and report be filed in the office of the Town Clerk prior to the Town Council adopting an order calling a public hearing on the establishment of said district; and

NOW THEREFORE BE IT RESOLVED that a map plan and report shall be prepared consisting of the final approved site plans for the Gateway Town Centre Planned Development District, the subdivision plats approved in connection therewith, a depiction of the sidewalks to be included within the proposed district, a description of the parcels to be included within the district, along with a plan of maintenance showing estimated costs for annual maintenance and repair along with a method of apportioning said costs to the benefited landowners; and

RESOLVED that the Town Attorney is authorized to assist in the preparation of said map plan and report; and

BE IT FURTHER RESOLVED that the estimates of costs for annual maintenance and repair may be prepared by the Town Highway Superintendent along with any such additional technical consultants as the Town Highway Superintendent deems necessary; and

BE IT FURTHER RESOLVED, that any costs incurred for the preparation of said map plan and report shall be borne by the benefited landowners within the district.

Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye. Dimpfl-nay.

WATER & SEWER ISSUES:

Mr. Dimpfl moved and Mr. Manapol seconded the motion to **increase the water rate** from \$3.40/1000 gallons to \$4.20/1000 gallons consumed, effective with November's consumption and billed on the February 1st, 2010 water bill **and to increase the sewer rate** from \$71/unit/quarter to \$83/unit/quarter, effective on the February 1st, 2010 billing. Motion passed with voting as follows: Wadsworth-aye; Dimpfl-aye; Manapol-aye; Tenalio-aye. Nays: None.

Supervisor Wadsworth updated Board Members on the status of **public water supply** to the Lima/Elm/North Road area. The Town Board will hold an informational meeting on Thursday, November 5th at 7:00 pm at the Geneseo Building. Attorney Coniglio will have a petition available for signing that night for interested residents.

Mr. Dimpfl moved and Mr. Manapol seconded the motion to adopt the following **sewer units for the commercial properties** in the town's sewer district #1, as adopted by the Geneseo Village Board:

Changes in sewer units to be effective with the November, 2009 billing:

Commercial Business Name/Owner	Current Sewer Units	Sewer Units effective 11/2009	Account Number
Applebees	31	36	12-1848
Morgan Estates ACF	25	31	12-1168
PEMM LLC (Mobil Mart)	5	6	12-1190
PEMM LLC (Car Wash)	47	40	12-1189
Regis Corp (Cost Cutters)	2	1	12-1176
Wegmans	61	55	12-1181

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

HIGHWAY:

Supervisor Wadsworth reported that Hwy Supt Levey has investigated and concurs with the Livingston County Highway's assessment of 14.57 county road miles within the town. Mr. Tenalio moved and Mr. Manapol seconded the motion to authorize the

Supervisor to sign the **Livingston County Snow & Ice Agreement** for the contract year October 15, 2009 through October 14, 2010 at a flat annual rate per centerline mile of \$4,000.00, as recommended by Hwy Supt Levey and as on file in the Town Office. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Manapol-aye; Dimpfl-aye. Nays: None.

MISCELLANEOUS:

Peter Bruckel addressed the Board. When he built **Morgan Estates Senior Apartments** seven years ago, the Town granted the property a **tax exemption**, which helped to keep apartment rents at a reasonable level. They plan to build 22 more senior apartments this year and he requested that the Board grant the same tax accommodation for the second phase. It was the consensus of the board to support this “tax accommodation” for the second phase of Morgan Estates Senior Apartments. The Board will check into the process for doing this.

Mr. Dimpfl moved and Mr. Manapol seconded the motion to schedule the **public hearing on the 2010 budget** at 7:15 pm on October 22nd. Motion passed with voting as follows: Wadsworth-aye; Dimpfl-aye; Manapol-aye; Tenalio-aye. Nays: None.

Mr. Tenalio moved and Mr. Dimpfl seconded the motion to respond to the Geneseo Village Planning Board that the Town Board concurs with the **Village Planning Board being the Lead Agency for the SEQR process for the Hampton Inn proposal** from Mart Inn, Inc. Motion passed with voting as follows: Wadsworth-aye; Tenalio-aye; Dimpfl-aye; Manapol-aye. Nays: None.

Councilman Manapol reported that Boy Scout Troop # 70 (AKA Troop # 4070) is requesting to **camp overnight for one night at Long Point Park** the night of November 13th (thereby using the Park November 13th and 14th). Mr. Manapol advised that if the restrooms are closed, the scouts can use the facilities at the museum. Mr. Manapol moved and Mr. Tenalio seconded the motion to approve the Boy Scout Troop #70's (AKA Troop #4070) request to use Long Park on November 13 and 14 for an overnight camping event. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Tenalio-aye; Dimpfl-aye. Nays: None.

Supervisor Wadsworth reported that Craig Chiara has applied for a liquor license at the restaurant he is opening at the Livingston County Club, called **The Nines at Livingston**.

August and September **Supervisor's reports** were in Board packets.

ADJOURNMENT:

At 8:45 pm Mr. Tenalio moved and Mr. Dimpfl seconded the motion to adjourn the meeting. Motion passed unanimously. Jean Bennett, Town Clerk