

A regular meeting of the Geneseo Town Board was held on Thursday, January 14, 2010 in the conference room of the Geneseo Town Office Facility.

PRESENT: W. Wadsworth, D. Dwyer, R. Irwin, R. Taylor

ARRIVING LATE: F. Manapol

ALSO PRESENT: J. Coniglio-Town Atty, E. Russell- Underberg & Kessler, C. LaVigne-Assessor, L. Levey-Hwy Supt, R. Maxwell-Code Enf Officer, D. Koch

MEETING OPENING, APPROVAL OF MINUTES & VOUCHERS:

Supervisor Wadsworth called the meeting to order. The flag was pledged and a moment of silence was held for service men and women serving around the world.

The Board reviewed the minutes of the January 5th Organizational Meeting. Mr. Dwyer moved and Ms. Irwin seconded the motion to approve the minutes of January 5, 2010 as presented. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Irwin-aye; Taylor-aye. Nays: None. Mr. Manapol did not vote since he had not yet arrived at the meeting.

The Board reviewed the December 31st voucher abstract #13. Mr. Dwyer moved and Ms. Irwin seconded the motion to approve payment in the amount of \$4,102.24 for the following vouchers:

General A vo # 1010 thru #1015

General B vo #1011 thru #1014

Hwy DA vo #1011 thru #1012

Hwy DB vo #1011 thru #1012

Water O&M SW0 vo #1011 thru #1014

Sewer Dist #1 SS1 vo #1013

Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Irwin-aye; Taylor-aye. Nays: None.

At this time Councilman Manapol arrived at the meeting.

Voucher abstract #1 of 2010 was reviewed. Voucher #103 to Craft Clothes in the amount of \$284.50 was added orally to the General A voucher list. Councilman Dwyer pointed out that the \$139,000 voucher to the Village for 2010 Fire Protection was on the abstract for payment. Though there was a large increase from 2009, a comparison of fire district rates and levies for various towns in the county showed that Geneseo's Fire District levy/rate was still very reasonable. Mr. Taylor moved and Mr. Dwyer seconded the motion to approve payment in the indicated amounts for the following vouchers:

General A Fund vo #1 through #103 \$51,040.89

General B Fund vo #4 through #74 \$11,843.06

Hwy DA Fund vo #13 through #102 \$32,089.43

Hwy DB Fund vo #13 through #102 \$4,918.10

Water O&M SW0 Fund vo # 13 through #102 \$6,844.89

Fire Protection SF voucher #50	\$139,000
Special Light District SL Fund vo #3	\$365.66

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

The minutes of December 10th and 21st were reviewed. Mr. Dwyer moved and Mr. Manapol seconded the motion to approve the minutes of December 10, 2009 and December 21, 2009 as presented. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Manapol-aye. Nays: None. Ms. Irwin and Mr. Taylor abstained from voting.

PUBLIC HEARING – REQUEST TO REZONE KOCH PROPERTY:

At 7:15 pm Supervisor Wadsworth opened the public hearing on the local law to rezone the Koch property on Lakeville Road denoted by tax map # 81-1-32.119 from Low Intensity Office (OFF) to residential zoning to allow for a residence to be built there.

Since there were no comments at this time, the Board continued with other business.

FIRE CONTRACT:

Ms. Irwin moved and Mr. Taylor seconded the motion to approve the Fire Contract with the Village of Geneseo, as on file in the Town Office. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Taylor-aye; Manapol-aye. Nays: None. Mr. Dwyer abstained from voting.

TAX ASSESSMENTS ON CONVERTED CONDOMINIUMS:

The Board considered a draft local law which would prevent properties converted to condominiums from being subject to the tax assessment limitations provided by current New York State law. Ms. Irwin moved and Mr. Taylor seconded the motion to introduce the draft local law amending Chapter 96 of the Code of the Town of Geneseo to add Article IV entitled "Tax Assessment of Converted Condominium Units" and schedule a public hearing at 7:15 pm on January 28th, 2010. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Taylor-aye; Dwyer-aye; Manapol-aye. Nays: None.

CONESUS LAKE ITEMS:

The Board considered two requests from the Conesus Lake Association to use the pavilion at Long Point Park for the upcoming summer season. Mr. Manapol moved and Mr. Taylor seconded the motion to grant the use of the Long Point Park pavilion to the CLA for their August 22nd annual meeting and waive the fee. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Taylor-aye; Irwin-aye; Taylor-aye. Nays: None. Mr. Manapol moved and Mr. Taylor seconded the motion to grant the CLA use of the park pavilion on Thursday through Sunday for their annual Arts & Crafts Show & Sale to be held July 17th and 18th, and charge them for 3 days

at resident prices, \$600, plus the cost of a dumpster. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Taylor-aye; Irwin-aye; Dwyer-aye. Nays: None.

WATER ISSUES:

Highway Supt Levey updated the Board on the status of the **Booher Hill Road waterline project**. Easement documents have been prepared and are ready for signatures. Hwy Supt Levey and a notary will meet with residents on Monday to obtain signatures on the easement paperwork.

Supervisor Wadsworth updated the Board on 2 requests for **relief for water loss** caused by malfunctions of water systems, one from 5380 West Lake Road and the other from 4399 Blue Heron Drive. In accordance with the town's water loss policy, this would result in a water billing credit of \$384.46 on the account for 5380 West Lake Road, and the issuance of a check in the amount of \$442.17 for the loss at 4399 Blue Heron Drive. Since the Blue heron Drive property has been sold and the final water bill paid by the former owner, this relief must be achieved with a check.

In accordance with the **large volume water user policy**, Mr. Manapol moved and Mr. Dwyer seconded the motion to refund the indicated amount to the following water customers:

Livingston Country Club – hi flow meter	\$297.44	vo #105
PEMM LLC – Bruckel car wash	\$4.84	vo #106
Wegmans Food Market	\$344.33	vo #107

Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Dwyer-aye; Irwin-aye; Taylor-aye. Nays: None. These three payments will be processed as vouchers # 105, #106 and #107 making the SW1 voucher total approved amount \$646.61. It was agreed the large volume water user policy will have to be amended to reflect increasing water rates.

HIGHWAY ISSUES:

Upon the recommendation of Highway Supt Levey, Mr. Dwyer moved and Ms. Irwin seconded the motion to adopt the following resolution:

STATE ROADS

SNOW & ICE CONTROL

RESOLVE, that the agreement which became effective July 1, 1974, between the County of Livingston and this Town, relating to the control of snow and ice on State Highways within this Town, and such adjacent territory within said County as might be agreed upon by the County and the Town Superintendent of Highways, and the changes and modifications of said agreement heretofore approved by this Town, be and the same hereby are extended for an additional period of one year, until June 30, 2012.

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

Highway Superintendent Levey reported on the status of the **Warner Road house**. A review of the house for asbestos will cost \$2280.

MISCELLANEOUS:

Supervisor Wadsworth updated the Board on various items: **employee evaluations** of department heads has been completed; Thoma Associates has all of the Town's information for applying for a **Farmland Protection grant** and will be doing so soon; the 30 day permissive referendum period on the **lease agreement for 4630 Millennium Drive** has passed without a petition being received, so the lease agreement with Livingston County will be signed; all data has been submitted to Thoma Associates for making application for a grant for **public water on Lima, Elm and North Roads**.

A letter from Computel Consultants offering to review **Time Warner franchise fees** and recover underpaid amounts was considered by the Board. Attorney Coniglio advised that due to the amount that could be involved, it may be subject to bid. No action was taken.

Councilman Dwyer advised the Board that former Town Councilman Mike Tenalio was willing to continue **advising the Town/Town personnel on Information Technology/computer issues**. It was the consensus of the Board that they welcome Mr. Tenalio's volunteer expert assistance.

Also included in board packets was the **December Supervisor's report** and the Livingston County Health Department public **water supply inspection report** for the town's water system.

PUBLIC HEARING – REQUEST TO REZONE KOCH PROPERTY:

At 7:50 pm since there were no further comments on the public hearing to rezone the Koch property from Low Intensity Office to Residential, Mr. Taylor moved and Mr. Manapol seconded the motion to close the hearing. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Dwyer-aye; Irwin-aye; Taylor-aye. Nays: None.

EXECUTIVE SESSION:

At 7:50 pm Mr. Dwyer moved and Mr. Manapol seconded the motion to go into Executive Session regarding a personnel matter and contract negotiations, with Attorney Coniglio and Highway Superintendent Levey remaining. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Manapol-aye; Irwin-aye; Taylor-aye. Nays: None.

At 9:10 pm Mr. Dwyer moved and Mr. Taylor seconded the motion to come out of Executive Session and go back into Regular Session. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Taylor-aye; Irwin-aye; Manapol-aye. It was reported that no action was taken during Executive Session.

SUMMER RECREATION PROGRAM:

Ms. Irwin moved and Mr. Taylor seconded the motion to pay the Village of Geneseo the 2009 summer recreation balance due amount of \$4,584. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Taylor-aye; Dwyer-aye; Manapol-aye. Nays: None. This payment will be processed as voucher # 104, making the approved General B voucher total amount \$16,427.06.

GENESEO COMMUNITY ENTRANCE SIGNAGE:

Councilman Manapol reported he has been working with SUNY Geneseo, Livingston County and the Village of Geneseo on replacing the "Welcome to Geneseo" signs at four locations at entrances to Geneseo with new ones consistent with the look of the welcoming sign at the Gateway District. Each entity would purchase a sign. SUNY Geneseo has agreed to remove all of their other signs on Route 63, but would like a contract with the other entities regarding the upkeep of the signage. Attorney Coniglio was given a copy of the contract.

Ms. Irwin suggested that the sign purchased by the Town should indicate a welcome to the *Town* of Geneseo, not just the historic village, county seat and home of SUNY Geneseo. Attorney Coniglio questioned the procurement policy requirements for this purchase.

The Board agreed this issue should be tabled to give Attorney Coniglio a chance to review the (SUNY Geneseo) contract and make recommendations to the Town Board.

ADJOURNMENT:

At 9:30 pm Mr. Dwyer moved and Ms. Irwin seconded the motion to adjourn the meeting. Motion passed unanimously.

Jean Bennett, Town Clerk