

A regular meeting of the Geneseo Town Board was held on Thursday, February 25, 2010 in the conference room of the Geneseo Town Office Facility.

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

ALSO PRESENT: L. Levey-Hwy Supt, A. Carney, B. Carney

MEETING OPENING, APPROVAL OF MINUTES:

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

The minutes of February 11th were reviewed. Ms. Irwin moved and Mr. Taylor seconded the motion to approve the minutes of February 11, 2010 as presented. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Taylor-aye; Dwyer-aye; Manapol-aye. Nays: None.

WARNER ROAD HOUSE AND WARNER ROAD PROPERTY:

Supervisor Wadsworth reported that Hwy Supt Levey has obtained some quotes for **asbestos removal for the Warner Road house**. He is looking at the costs if the asbestos is abated and the highway crew then takes down the house, as well as if the house and asbestos is removed by a contractor. Not all of the quotes have yet been received.

Supervisor Wadsworth reported that two bids were received for the sale of the approximately 56 acres of **surplus vacant Warner Road property** (a portion of tax map # 90-1-17), as follows:

Carman & Burnette, Geneseo, NY	\$75,500
Arthur D. Carney, Geneseo, NY	\$84,000

Mr. Dwyer moved and Ms. Irwin seconded the motion to accept the high bid from Arthur Carney for the Warner Road vacant parcel in the amount of \$84,000. Motion passed with voting as follows: Wadsworth-aye, Dwyer-aye; Irwin-aye; Manapol-aye; Taylor-aye. Nays: None.

Supervisor Wadsworth added that Art Carney has requested that the Town Board consider giving a **right-of-way/easement at the south end of the town highway building/property** so that he can more easily access the (approximately) 56 acre parcel. No action was taken at this time.

SHEPARD ANNEXATION:

Mr. Taylor moved and Mr. Manapol seconded the motion to schedule a public hearing on the annexation of property owned by Shepard properties LLC, at 4154 and 4162 Reservoir Road, .987 acres of a portion of tax map #81-2-26 into the Village of Geneseo at 7:15 pm on March 25th. Motion passed with voting as follows: Wadsworth-aye; Taylor-aye; Manapol-aye; Dwyer-aye; Irwin-aye. Nays: None. The Village will also have to hold a public hearing on this proposed annexation.

PUBLIC HEARING - EXTENSION OF WATER DISTRICT #2:

At 7:15 pm Supervisor Wadsworth opened the public hearing to extend Water District #2 to incorporate the entire parcel at 5446 Booher Hill Road, tax map #100-1-10.1. The front portion of the property is within the original Water District #2. Since there were no questions or comments, the board continued with other business.

WATER ISSUES:

The large volume water consumption policy adopted by the Board in 2009 needed updating since items #3 and #4 identified specific water rates/amounts and those water rates have since increased. Items #3 and #4 were changed to be non-specific so that it would not have to be revised each time rates changed. Mr. Dwyer moved and Mr. Taylor seconded the motion to adopt the following large volume water consumption policy:

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GENESEO ESTABLISHING A RATE TWO TIER RATE SCHEDULE AND ESTABLISHING A POLICY REGARDING REFUNDS FOR OVER PAYMENTS OF WATER CHARGES FOR LARGE VOLUME WATER USERS

WHEREAS, the Town Council of the Town of Geneseo (the “Council”) intends hereby to adopt a two tier rate policy for water users to allow for a discount in the water rate charged to water customers that consume in excess of 2 million gallons of water per fiscal year (“Large Volume Users”), and

WHEREAS, the Council intends by this Resolution to implement a method for annually reconciling the accounts of Large Volume Users after the close of each fiscal year, and

WHEREAS, it further intended hereby to establish a method for determining the amount of any overpayment made by Large Volume Users and also to establish the method for repayment of any such repayment.

IT IS HEREBY RESOLVED AS FOLLOWS:

1. There is hereby established a two tiered rate schedule for Large Volume Users.
2. Large Volume Users are hereby defined as those persons or entities that consume in excess of 2 million gallons of water per fiscal year.
3. The First Tier Rate to be charged Large Volume Users shall be the amount of the current Town water rate per thousand gallons consumed.

4. The Second Tier Rate to be charged Large Volume Users shall be 120% of the Town's current wholesale water cost.
5. During each fiscal year Large Volume users shall initially be charged and billed at the First Tier Rate for all water consumed during the fiscal year.
6. In each January succeeding the close of the prior fiscal year the total number of gallons consumed by each Large Volume User during the fiscal year shall be computed.
7. The Second Tier Rate shall then be applied to that amount of water consumed which is in excess of 2 million gallons during the prior fiscal year.
8. The Town Clerk shall then reconcile the total amount paid by the Large Volume User with which would have been payable by the Large Volume User after adjusting for the Second Tier Rate applicable for consumption in excess of 2 million gallons.
9. Any overpayment computed after such reconciliation shall be refunded to the Large Volume User.
10. This Resolution shall be effective for all water bills incurred after January 1, 2009.
11. The two tiered rate schedule established hereby shall be applied only in those cases in which Large Volume Users are current in the payment of their respective water bills.
12. In the event that a Large Volume User fails to cure any payment delinquency prior to the date for re-levy to the Town and County Tax bills for unpaid charges then the First Tier Rate shall be charged to the Large Volume User for all water consumed during the fiscal year in question.
13. The policy established hereby and the rates established hereby are subject to the annual review by the Town Council, and may be amended annually in the discretion of the Council.

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

The Board reviewed a letter from ***Miriam Adair of Lakeview Lane*** requesting the town install a water curbstop for 5235 Lakeview Lane in exchange for an easement through her property. Mr. Dwyer moved and Mr. Taylor seconded the motion to authorize the Supervisor to respond with a letter to Ms. Adair saying the town will give Ms. Adair a curbstop in exchange for an easement. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Taylor-aye; Irwin-aye; Manapol-aye. Nays: None.

ZONING BOARD OF APPEALS ALTERNATE:

The Board discussed the occasional need for an Alternate Zoning Board of Appeals Member. It was the consensus of the board that an alternate is needed for the ZBA since the board only has five members, but one is not needed for the Planning Board as there are seven members on the Planning Board. Mr. Dwyer moved and Mr. Taylor seconded the motion to introduce a local law creating the position of Alternate Zoning Board of Appeals Member and schedule the public hearing for March 25th at 7:15 pm. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Taylor-aye; Irwin-aye; Manapol-aye. Nays: None.

PUBLIC HEARING - EXTENSION OF WATER DISTRICT #2:

Since there were no comments on the extension of Water District #2, at 7:30 pm Mr. Taylor moved and Ms. Irwin seconded the motion to close the public hearing on Extension #1 of Water District #2. Motion passed with voting as follows: Wadsworth-aye; Taylor-aye; Irwin-aye; Dwyer-aye; Manapol-aye. Nays: None.

MISCELLANEOUS:

Attorney Coniglio has reviewed and approved the SUNY Geneseo agreement with regards to the ***Geneseo community entrance signage***, so Supervisor Wadsworth will sign it, as authorized at the February 11th meeting.

The Board reviewed a ***request from the Wadsworth Library*** to discard the unsold books from their March 31st book sale to the transfer station at no charge. Ms. Irwin moved and Mr. Taylor seconded the motion to grant the Wadsworth Library request to discard their unsold books at the transfer station at no charge. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Taylor-aye; Dwyer-aye; Manapol-aye. Nays: None.

2009 Final Reports for the Town/Village Historian, Code Enforcement Office and Town Clerk were in board packets.

ADJOURNMENT:

At 7:45 pm Mr. Dwyer moved and Mr. Taylor seconded the motion to adjourn the meeting. Motion passed unanimously. Jean Bennett, Town Clerk