

A regular meeting of the Geneseo Town Board was held on Thursday, December 9, 2010 in the conference room of the Geneseo Town Office Facility.

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

ABSENT: R. Taylor

ALSO PRESENT: L. Levey-Hwy Supt, R. Maxwell-Code Enf Officer, E. Russell-Underberg & Kessler, M. Zea-Conesus Lake Assn., K. Levey, C. Struble, R. Thayer, W. Lloyd

**MEETING OPENING, APPROVAL OF MINUTES & BOOKKEEPING ITEMS:**

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

The Board reviewed the Town Board minutes of November 9<sup>th</sup> and November 15<sup>th</sup>. Mr. Manapol moved and Ms. Irwin seconded the motion to approve the minutes of November 9, 2010 as presented. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Irwin-aye; Dwyer-aye. Nays: None. Ms. Irwin moved and Mr. Manapol seconded the motion to approve the minutes of November 15, 2010 as presented. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Irwin-aye; Dwyer-aye. Nays: None.

The Board reviewed the proposed change order to the 119 Main Street roof project. Mr. Dwyer moved and Ms. Irwin seconded the motion to approve the change order (RC-1) crediting the town/village roof project with unused allowances totaling \$18,364.00. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Irwin-aye; Manapol-aye. Nays: None.

Mr. Dwyer moved and Mr. Manapol seconded the motion to authorize the Supervisor to make the necessary transfers, as attached to the official minute book. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Manapol-aye; Irwin-aye. Nays: None.

The Board reviewed the abstract of vouchers. Vouchers #1022 and #1023 in the amounts of \$108.36 and \$344.79 to Time Warner and Griffith Energy, respectively, were added orally. Mr. Dwyer moved and Ms. Irwin seconded the motion to approve payment for vouchers #962 through #1023 on abstract #15, including the two vouchers additions, in the following amounts:

General A	\$33,026.95
General B	\$290.23
Highway DA	\$26,007.11
Highway DB	\$3,351.74
Water O & M (SWO)	\$2,243.90
Water District #1 Capital	\$120.00
Water District #3 Capital	\$134,218.26
Sewer O & M	\$13.19
Street Light District	\$355.29
Booher Hill Road Capital	\$484.73

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

**PUBLIC HEARING - DOG CONTROL/LICENSING LOCAL LAW:**

At 7:15 pm Supervisor Wadsworth opened the public hearing on the local law regarding the control and licensing of dogs. He explained that New York State will no longer be involved in the licensing of dogs and are turning all dog functions over to the town. He asked if there were any comments on the proposed local law.

Robert Thayer questioned why Livingston County doesn't take this over and make it a county-wide licensing program. He stated he doesn't feel the town should take this on and he doesn't want another fee or increase in fees.

Supervisor Wadsworth responded that if the county took over dog licensing functions, it would probably cost more and the dog licensing fees would be even higher.

Since there were no further comments, the board continued with regular business.

**2011 CODE ENFORCEMENT AGREEMENT WITH GROVELAND:**

The Board reviewed the proposed agreement to provide the Town of Groveland Code Enforcement services in the amount of \$18,000 for 2011. Ms. Irwin moved and Mr. Manapol seconded the motion to authorize the Supervisor to sign the agreement, as on file in the Town Office. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Manapol-aye; Irwin-aye. Nays: None.

**MORGAN ESTATES PHASE II PROJECT:**

Two (2) pieces of correspondence from MRB Group Engineer James Oberst were received regarding maintenance bond/deposit requirements for the Morgan Estates Phase II project. The December 2<sup>nd</sup> correspondence recommended the town request a 1-year maintenance bond for the water and sanitary sewer facilities (as required by the Town Code) equal to 10% of the value of the improvements. Since the total value of the water and sewer facility improvements is \$31,134, this amounts to a maintenance bond/security deposit of \$3,113.40.

Mr. Dwyer moved and Ms. Irwin seconded the motion to require Morgan Estates to submit a 1-year maintenance bond or security deposit in the amount of \$3,113.40 for Morgan Estates phase II watermain and sanitary sewer, with the effective date of the 1-year warranty period to begin at the time the facilities are accepted for dedication. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Manapol-aye; Irwin-aye. Nays: None.

The December 6<sup>th</sup> correspondence from Mr. Oberst advises that a portion of the existing \$36,000 security deposit that the Town holds for stormwater related items can be released, and recommends that the town hold \$10,500 for sedimentation and erosion control work until such time that a full vegetative growth is established.

Mr. Dwyer moved and Ms. Irwin seconded the motion to reduce Morgan Estates' \$36,000 security deposit for sedimentation and erosion control work being held by the Town to \$10,500, provided any balance for reimbursements due to the Town for engineering and attorney work has been paid. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Manapol-aye; Irwin-aye. Nays: None.

**MISCELLANEOUS:**

The **Organizational Meeting** of the Town Board was scheduled for Tuesday, January 4<sup>th</sup> at 5:00 pm and it was agreed a regular meeting will be held at 7:00 pm on January 20<sup>th</sup>.

The Board discussed a request from the **YMCA Committee to use the end room in the Town office facility** for office space. It was suggested that the room in question be permitted for use by any non-profit, community organization(s). Councilman Dwyer recommended a 30-day notice of termination be included in any agreement in case the town should need the space for any reason. Attorney Russell advised that any non-profit organization using the facility must be non-discriminatory, open to all community members and agreed to draft an agreement. Livingston Insurance will also be consulted on any insurance recommendations.

Board packets included the following items: 1) November 12<sup>th</sup> CD/money market bid results - Five Star was awarded the bid for a CD at .52%; 2) An email from Ann Monroe-Baillargeon thanking the town office for assistance she was given when researching the purchase of a Geneseo property; 3) A thank you note from Temple Hill Cemetery for the town's assistance in preparing a base for their new shed structure; 4) A thank you note from David Parish for allowing him to attend a local government workshop in Mt. Morris.

**WATER ISSUES:**

Mr. Dwyer moved and Mr. Manapol seconded the motion to adopt the Order Calling for a Public Hearing for **Extension #6 to Water District #1**, as attached to the official minute book. The public hearing is scheduled for 7:15 pm on Thursday, January 20, 2011. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Manapol-aye; Irwin-aye. Nays: None.

William Lloyd addressed the Board regarding the possibility of Seven Nations Stakes' single family residence at **5071 Route 63 hooking onto the municipal waterline** that leads out to Sweetbriar. He provided the Board with water test results from the well at the house indicating a high chloride (salt) content and high TDS (particle) count, making the well water un-potable. It was the consensus of the Board to have Jim Oberst of MRB Group do a study of the situation and see if town's waterline can handle this single family residence without compromising the integrity of the system and without affecting the other water customers on that line. Supervisor Wadsworth advised Mr. Lloyd that he would bear any costs related to this effort.

**HIGHWAY:**

Highway Superintendent Levey reported that the Town received one bid for 2011 refuse removal from the Transfer Station and Long Point Park, and it was from Waste Management. Their bid was as follows:

Transfer Station – Waste Management  
Open top(40 cy) \$65/month rent plus  
\$545/pull  
Compactor Container \$70/month rent plus  
(40 cy) \$668/pull  
Long Point Park – Waste Management  
\$40/month rent plus  
\$33.68/lift

Hwy Supt Levey recommended the Board award the bid to Waste Management. Mr. Dwyer moved and Mr. Manapol seconded the motion to accept the Hwy Superintendent's recommendation and award the bid to Waste Management for 2011 refuse removal from both the Transfer Station and Long Point Park. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Manapol-aye; Irwin-aye. Nays: None.

**PUBLIC HEARING - DOG CONTROL/LICENSING LOCAL LAW, continued:**

Before closing the public hearing on the proposed dog licensing law, Supervisor Wadsworth asked if there were any additional comments on the proposed law.

Charles Struble stated that keeping purebred licenses is vital to this local law, and he is glad to see that the Town of Geneseo's law allows for purebred licenses. He advised that some of towns across New York State are not going to be issuing purebreds and there may be some legislative action. Mr. Struble's organization "New York Houndsmen" will be advocating to require towns to issue purebred licenses.

Since there were no further comments on the proposed dog licensing law, Supervisor Wadsworth closed the public hearing.

Mr. Manapol moved and Mr. Dwyer seconded the motion to adopt Local Law #6 of 2010 amending Chapter 49 of the Code of the Town of Geneseo to comply with the changes to Article 7 of the New York Agriculture and Markets Law and to implement a dog control and licensing program, as attached to the official minute book. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Dwyer-aye; Irwin-aye. Nays: None.

**ADJOURNMENT:**

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

ATTACHMENTS: Transfers of Funds, Order calling public hearing on water district extension; LL#6 of 2010