

Approved

A regular meeting of the Geneseo Town Board was held on Thursday, September 8, 2011 in the conference room of the Geneseo Town Office Facility.

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

ALSO PRESENT: Larry Levey-Highway Superintendent, Ron Maxwell-Code Enforcement Officer, Linda LeMoyné-Secretary to the Supervisor, David Woods-Planning Board Member, Kathy Trainor, Tom Hill, Donna Kelsey, Arlene Somerville- Livingston County Tourism Committee, Warren Linsner, Marty Linsner, Bob Wilcox, Sandy Wilcox, Kim Harvey

MEETING OPENING, APPROVAL OF MINUTES & VOUCHERS:

Supervisor Wadsworth called the meeting to order at 7:00 pm. The pledge to the flag was led by Rick Taylor and a moment of silence was held for our service men and women both home and abroad.

The minutes of August 24th and 25th were reviewed by the Board. Mr. Taylor moved and Mr. Manapol seconded the motion to approve the minutes of August 24, 2011 as presented. Motion passed with voting as follows: Wadsworth-aye; Taylor-aye; Manapol-aye; Dwyer-aye; Irwin-aye. Nays: None. The minutes of August 25th were amended and Mr. Dwyer moved to approve the minutes of August 25th as amended. Motion was seconded by Mr. Taylor and passed with voting as follows: Wadsworth-aye; Dwyer-aye; Taylor-aye; Manapol-aye. Nays: None. Ms. Irwin abstained from voting since she was absent from the August 25th meeting.

The Board reviewed abstract #9 of vouchers. Three (3) vouchers were added orally to the abstract, as follows: #707 to Five Star Bank in the amount of \$32,506; #708 to RG&E in the amount of \$104.03 and voucher #709 to Genesee Valley Conservancy in the amount of \$35.00. Mr. Dwyer moved and Ms. Irwin seconded the motion to approve payment for vouchers # 653 through #709 on abstract #9 as amended in the amount of \$89,102.89. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Irwin-aye; Manapol-aye; Taylor-aye. Nays: None.

TIME WARNER CABLE:

The Board discussed Time Warner Cable's offer to extend cable to a portion of Long Point Road and the Geneseo United Methodist Church on Route 63. Because these areas do not meet the minimum 20 houses per mile as required by the Time Warner Franchise Agreement for service extension, the Town would have to "give up" their franchise fees in the amount of the cost of the extension (estimated to be \$16,146 for the Long Point Road area and \$3,055 for the Methodist Church), in exchange for the expansion. Since \$15,000 in franchise fees has been budgeted in the 2012 preliminary budget, it was agreed that before any decision is made, the Board will have to look at what it does to the budget to forgo the franchise fees.

GENESEO TOURISM:

Arlene Somerville addressed the Board on behalf of the Geneseo Tourism Committee. Arlene stressed the value of investing in tourism, and informed the Board of some of the

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committee's accomplishments within the last year. Their tourism website, www.geneseony.com has been very successful, with 20,481 visitors in July, 2011 (a 43% increase over July 2010) and 19,430 visitors in August, 2011. Other accomplishments included: improving the quality of the cover and inside photos of their annual brochure and distributing over 7000 copies; continual updating of the Main Street map and major events; a full page ad in the Letchworth State Park Vacation Guide; providing information for 7 summer orientation events for incoming SUNY students and parents; and numerous other accomplishments.

Arlene reviewed some of the committees' plans for 2012 to increase the Tourism Committee's effectiveness. In addition to the annual full page ad purchased in the Letchworth State Vacation Guide in past years, an ad will also be placed/purchased in the fall issue of the Letchworth State Vacation Guide. Bringing motor coach tours to Geneseo is in the committee's 2012 plans and they will be meeting with the tour representative next week. Additionally they plan to advertise at restaurant tables and will be working with a SUNY Communications course to refine how they market themselves.

Arlene presented the 2012 Tourism budget to the Board and requested a \$1000 increase from the Town, bringing the total contribution to \$4,500. They will be requesting the same amount from the Village of Geneseo.

Councilman Manapol suggested the Town Board commit to contributing \$5000 annually for the next 3 years. Councilman Taylor responded that it is a good idea but this board can only legally do it for this year, since board members can change. Ms. Irwin moved and Mr. Taylor seconded the motion to approve a \$5000 contribution to Tourism for 2012 and to adjust the 2012 budget accordingly. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Taylor-aye; Dwyer-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.

REVISING TOWN ZONING CODE:

Planning Board Member David Woods reviewed the revised Request For Proposals, dated 9/30/11, that he had drafted for the "overhaul" of the Town Zoning Code. According to New York State Law, Mr. Woods advised, the zoning law/revisions that are adopted must be "in-line" with the Master Plan. The project should have a Steering Committee with a Chairman and he suggested the committee be comprised of 1 Town Board Member, 1 Town Planning Board Member (in addition to the Committee Chairman), 1 Zoning Board of Appeals Member, 1 Code Enforcement Officer, 1 Livingston County Planning Department Member, the Town Attorney if he has time (or at least Town Attorney involvement) plus others as the Town Board deems appropriate. Mr. Woods suggested giving the planning/consulting firms a three week turn-around time, with the due date for proposals roughly three weeks from when they are mailed out to six (6) firms. If any questions arise from any of the consulting firms when putting together their proposal, the question, as well as the response, should be in writing so that the questions and answers can be shared with all firms planning to submit a proposal. Mr. Woods added that the

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project will probably take 1 to 1 ½ years to complete and, if it is split over the 2012, 2013 and 2014 budget years, the submission date should be changed to sometime next year, perhaps June. And, the contract with the planning firm should have a payment schedule, with not-to-exceed amounts, “x” to be paid in 2012, “y” in 2013 and “z” in 2014. Mr. Woods continued that the RFP and contract will state that the work will *not* be billed on an hourly basis and the end product should belong to the Town of Geneseo, not the consultants. The most important criteria for selection of the consultants will be recent experience of the firm in the development of comparable zoning laws and the background and experience of the personnel to be assigned to the project. Mr. Woods estimated that it will take approximately 3 months from the time that the RFP is released to the signing of a contract.

The Board discussed the timing of the RFP, including the possibility of starting the project in October or November of 2012. Councilman Dwyer suggested that the Steering Committee could be formed and meet, identifying the changes that need to be made more specifically and getting the project more refined. Board Members expressed concern that the cost is charged to the General B Fund and agreed to wait to make a decision on an RFP for zoning code revisions until the 2012 budget is done.

2012 BUDGET:

The 2012 Tentative budget was provided to Board Members. Supervisor Wadsworth requested the Board look it over and bring back any questions they may have on it.

CONESUS LAKE/LONG POINT PARK:

The Board reviewed and discussed a letter from Diana Cannon of Tobacco Action Partnership of Livingston County requesting the Town Board adopt a ***tobacco free policy for Long Point Park***. Board Members agreed that it would be hard to enforce such a policy but putting up signs would help. Supervisor Wadsworth will talk with the other Town Supervisors in Livingston County to see if any of them have such a policy for their park(s).

The Board reviewed the ***Agreement with SUNY Geneseo Student Association for use of the Long Point Park Boathouse*** by the Crew Club. The annual charge for use of the Boathouse remains at \$750. Mr. Manapol moved and Mr. Taylor seconded the motion to renew the Agreement with the SUNY Geneseo Student Association for use of the Boathouse at Long Point Park by the Crew Club as on file in the Town Office and authorize the Supervisor to sign it. Motion passed with voting as follows: Wadsworth-aye; Manapol-aye; Taylor-aye; Dwyer-aye; Irwin-aye. Nays: None.

WATER ISSUES:

Letters in support of ***public water in the Lima/North/Elm Road area*** from Lima Road property owner Rick Hilimire and Elm Road property owner Daniel Strom were in Board packets and reviewed by the Board. After a short discussion, Mr. Manapol moved and Mr. Taylor seconded the motion to expend the approximately \$5,000 estimated to proceed with the tasks required to continue with the next stage of the Rural development grant

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

Supervisor Wadsworth reported that after review of the 2012 water budget, **water rates** to town customers will have to increase. The new charge will be effective with the consumption in November, 2011 and billed in February 2012. A charge of \$4.50/1000 gallons was agreed upon and it was the consensus of the Board to charge the same rate to the Town of Groveland customers. Mr. Taylor moved and Ms. Irwin seconded the motion to schedule the public hearing on the water rate increase to \$4.50/1000 gallons for October 13th at 7:15 pm. Motion passed with voting as follows: Wadsworth-aye; Taylor-aye; Irwin-aye; Dwyer-aye; Manapol-aye. Nays: None. Livingston County Water and Sewer Authority will be notified of the proposed charge and the public hearing.

The Board also discussed changing the **water charge of \$30/quarter** that is billed to each meter to \$30/quarter/unit. For example, a duplex that has one water meter is presently billed a quarterly \$30 fee in addition to \$4.20/1000 gallons consumed. Since the duplex has two residential "units", the quarterly bill would include a \$60 fee, \$30 for each unit. Mr. Taylor moved and Ms. Irwin seconded the motion to schedule a public hearing for 7:30 pm on October 13th to make this change to the billing structure for multiple unit accounts. A notice of the public hearing will be mailed to those affected by this proposed change. Motion passed with voting as follows: Wadsworth-aye; Taylor-aye; Irwin-aye; Dwyer-aye; Manapol-aye. Nays: None.

HIGHWAY ISSUES:

The Board reviewed the proposed **Livingston County Snow and Ice Control contract** with the Town of Geneseo. In the contract the County proposes to pay the Town an annual rate of \$4,000 per centerline mile for snow and ice control on county roads located in the Town of Geneseo. Since there are 14.57 miles of county roads within the Town, this will amount to \$58,280.00. Mr. Dwyer moved and Mr. Taylor seconded the motion to authorize the Supervisor to sign the contract and adopt the following resolution:

RESOLVED, that pursuant to Highway Law Section 135-a providing for snow and ice control on County Roads within the Town, the Supervisor and the Town Highway Superintendent be and they are directed to execute a contract with the County Highway Superintendent of the County of Livingston for the Town to undertake and perform snow and ice control on County Roads located in the Town for the period beginning October 15, 2011 and ending October 14, 2012 at the rates therein provided.

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

The Board reviewed a copy of a letter dated August 24th from Geneseo residents Martha and Eric Myer to David Goehring, NYS DOT Regional Traffic Safety Director. In their letter, the Myers' express their concerns over both the **varying speed limit and the passing zone on Avon Road/NYS Route 39** in the area from the Village/Town north to Country Club Road, which includes the Geneseo Central School. Supervisor Wadsworth

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reported that a copy of the letter has been sent to William Mills to share with the Livingston County Traffic Safety Board and that Highway Superintendent Levey has also written to Mr. Goehring expressing his concerns about that area. A letter will be drafted from the Town Board requesting that the NYS DOT examine this area of Route 39 to see if the varying speed limit and passing zone are inappropriate and should be changed.

MISCELLANEOUS:

Highway Superintendent Levey reported that he looked at the ***street light in front of 5353 West Lake Road***, as the board had requested at their last meeting. Since it is on the 'S' curve, he does not advise removing it totally. The Board will continue to explore other options.

Supervisor Wadsworth reported that the State University of New York Construction Fund is proposing ***tearing down the Holcomb School*** located on SUNY Geneseo's campus and ***building a stadium***. For this project, they are establishing themselves as Lead Agency for SEQR. Mr. Dwyer moved and Mr. Taylor seconded the motion to concur with the State University of New York Construction Fund being Lead Agency for the SEQR process. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Taylor-aye; Irwin-aye; Manapol-aye. Nays: None.

Code Enforcement Officer Maxwell reported that New York State is requesting the assistance of ***Code Enforcement Officers to go to Binghamton*** to help evaluate building damage in the areas that have been flooded after Hurricane Irene. Mr. Maxwell expects to leave on Monday, provided that the water has receded, and will be gone for 2 to 3 days.

EXECUTIVE SESSION:

At 8:50 pm Ms. Irwin moved and Mr. Dwyer seconded the motion to go into Executive Session to discuss highway negotiations. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Dwyer-aye; Manapol-aye; Taylor-aye. Nays: None.

At 9:00 pm Mr. Dwyer moved and Ms. Irwin seconded the motion to come out of Executive Session and back into Regular Session. Motion passed with voting as follows: Wadsworth-aye; Dwyer-aye; Irwin-aye; Manapol-aye; Taylor-aye. Nays: None. It was reported that no action was taken.

ADJOURNMENT:

At 9:00 pm Mr. Dwyer moved and Ms. Irwin seconded the motion to adjourn the meeting. Motion passed unanimously. Jean Bennett, Town Clerk