

A regular meeting of the Geneseo Town Board was held on Thursday, January 12, 2012 in the conference room of the Geneseo Town Office Facility.

PRESENT: William Wadsworth, Roberta Irwin, Rick Taylor, Jerry Wrubel

ABSENT: Felicisimo Manapol

ALSO PRESENT: Larry Levey – Highway Superintendent, Ed Russell – Underberg & Kessler, Dwight Folts - Town Planning Board Chairman, David Woods – Town Planning Board, Rebecca McKeown, Darcy Young, Dawn Aprile, Jean Trescott, Mary Calabrese, Francis Millard, Michael Millard

MEETING OPENING, APPROVAL OF MINUTES & VOUCHERS:

At 7:00 pm 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 Board reviewed the minutes of December 22nd. Mr. Taylor moved and Ms. Irwin seconded the motion to approve the minutes of December 22, 2011 as presented. Motion passed with voting as follows: Wadsworth-aye; Taylor-aye; Irwin-aye. Nays: None. Councilman Wrubel abstained from voting as he was not present at the December 22nd meeting.

The Board reviewed and amended the minutes of January 3rd. Ms. Irwin moved and Mr. Wrubel seconded the motion to approve the minutes of January 3, 2012 as amended. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Wrubel-aye; Taylor-aye. Nays: None.

The Board reviewed abstract #1 of vouchers. Mr. Taylor moved and Mr. Wrubel seconded the motion to approve payment in the amount of \$ 316,235.11 for vouchers # 1 thru # 77. Motion passed with voting as follows: Wadsworth – aye; Taylor – aye; Wrubel – aye; Irwin-aye. Nays: None.

GATEWAY PROPOSED REZONING LAW:

Supervisor Wadsworth reported that there is an available updated version of the proposed local law rezoning a portion of the Premium Development property in the Gateway District to Mixed Use II, and providing for 3 story buildings and 14 unit/acre density in Mixed Use II. This proposed local law will be up for consideration at the Town Board's January 26th meeting and is being reviewed at tonight's meeting of the Livingston County Planning Board. Additional comments on the issue have been received from Mary Schryver and Barb Scoville and are in tonight's Board meeting packets.

INTERIM MORATORIUM ON NATURAL GAS & OIL ACTIVITIES:

Mr. Wrubel moved the introduction of the local law entitled the "2012 Interim Moratorium on Natural Gas and Oil Activities" and that the public hearing be scheduled for February 9, 2012 at 5:45 pm. Motion was seconded by Mr. Taylor and passed with voting as follows: Wadsworth –aye; Wrubel-aye; Taylor-aye; Irwin-aye. Nays: None. Grammatical corrections were made to the proposed law. The proposed local law will be referred to the Livingston County Planning Board.

FORECLOSURE LAW:

Supervisor Wadsworth advised that the county will soon be foreclosing on property owners who have not paid their 2010 property taxes. The County sends out certified, return receipt mailings to make sure the property owner is aware of the issue. There are a few Town of Geneseo cases and the Town Supervisor will call everyone on the list to make sure they understand what is happening. Supervisor Wadsworth continued that the County has proposed a policy they would like to have the Town adopt, a sort-of “town intervention”, and the Town has until June to assist these property owners. The Town Attorney is presently reviewing it and we are awaiting his ‘opinion’ letter on the policy.

INSURANCE ISSUES:

Supervisor Wadsworth reported that the position of Court Clerk and Assistant Court Clerk are underinsured and recommended that the Town expend \$107 to **increase the coverage on the Bond for the Court Clerk and Assistant Court Clerk.** Mr, Taylor moved and Mr. Wrubel seconded the motion to increase the coverage on the insurance bond to \$100,000 for the Court Clerk and Assistant Court Clerk. Motion passed with voting as follows: Wadsworth-aye; Taylor-aye; Wrubel-aye; Irwin-aye. Nays: None.

The Board discussed putting out an **RFP for renewal of the Town’s insurance for 2012.** It was the consensus of the Board not to do an RFP this year but to revisit annually at the Organizational Meeting to see if the Town wants to consider an RFP.

FIRE CONTRACT WITH VILLAGE OF GENESEO:

Mr. Taylor moved and Ms. Irwin seconded the motion to approve the 2012 Fire Contract with the Village of Geneseo. Motion passed with voting as follows: Wadsworth-aye; Taylor-aye; Irwin-aye, Wrubel-aye. Nays: None. Board Members signed the contract.

REVISION OF TOWN ZONING CODE:

Planning Board Chairman Dwight Folts and Planning Board Member David Woods addressed the Board urging them to find the funds to undertake revising of the town’s zoning code. If the funds became available this coming October, they estimate the revision project would take 18 months and the cost could be spread out to 2012, 2013 and 3 months in 2014. Supervisor Wadsworth stated that the Town Board will look at the availability of funds when the 2011 books are closed.

NEW LAW REGARDING RECORDS FOR PUBLIC MEETINGS:

Supervisor Wadsworth reported that a new law that will become effective in February which will require that certain records be available to the public prior to open meetings. It is planned that to comply with this law, a packet for the Town Board, Town Planning Board and Town ZBA meeting will be available both on line with the agenda and as a hard-copy prior to the board meeting, starting February 1st.

TOWN OF THE FIRST CLASS STATUS:

Supervisor Wadsworth stated that with the 2010 census, the Town of Geneseo population exceeded 10,000 residents and thereby became a “Town of the First Class”. This has some changes in the of Receiver of Taxes position whereby it would now be an elected position instead of an appointed position. The Town will be undertaking certain actions to attempt to continue the position as an appointed one.

WATER ISSUES:

As per the **Large Water User Policy** applied to 2011 water consumptions, Mr. Wrubel moved and Ms. Irwin seconded the motion to approve reimbursement totaling \$4,330.36 to the indicated water customers as follows, and to add these five (5) payments to voucher abstract #1 as vouchers # 78 through voucher # 82:

2011 Large Water Users

Customer	2011 Water Consumed	Gallons above 2 million	Amt/1000 gals to reimburse	Amt to reimburse
Livingston Co Club	5,315,000 gals	3,315,000 gals	\$.76/1000 gals	\$2,519.40
Kingston Farms	3,689,000 gals	1,689,000 gals	\$.76/1000 gals	\$1,283.64
Bruckel Wash Car	2,324,000 gals	324,000 gals	\$.76/1000 gals	\$246.24
Wegmans	2,303,840 gals	303,840 gals	\$.76/1000 gals	\$230.92
Morgan ACF Estates	2,066,000 Gals	66,000 gals	\$.76/1000 gals	\$50.16

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

The draft **Water Emergency Plan** was reviewed and amended to add Roger McCracken as 3rd in charge on page 4 under responsible personnel. Ms. Irwin moved and Mr. Wrubel seconded the motion to adopt the Water Emergency Plan as amended. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Wrubel-aye; Taylor-aye. Nays: None.

The Board reviewed a letter from Kim Sanford requesting a **change in the payee on water refund check # 3485** from “KJW Farms” to “Leg Up Stables”, along with an explanation for her request. Mr. Taylor moved and Ms. Irwin seconded the motion to reissue check # 3485 with the payee changed from “KJW Farms” to “Leg Up Stables. Motion passed with voting as follows: Wadsworth-aye; Taylor-aye; Irwin-aye; Wrubel-aye. Nays: None.

EXECUTIVE SESSION:

At 7:50 pm Ms. Irwin moved and Mr. Wrubel seconded the motion to go into Executive Session to discuss a personnel issue. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Wrubel-aye; Taylor-aye. Nays: None.

At 8:05 pm Mr. Taylor moved and Ms. Irwin seconded the motion to come out of Executive Session and go back into Regular Session. Motion passed with voting as follows: Wadsworth-aye; Taylor-aye; Irwin-aye; Wrubel-aye. Nays: None. It was reported that no action was taken during Executive Session.

PERSONNEL ISSUES:

Mr. Wrubel moved and Mr. Taylor seconded the motion to appoint **Darcy Young to the Planning Board** for a 7-year term. Motion passed with voting as follows: Wadsworth-aye; Wrubel-aye; Taylor-aye. Nays: None. Ms. Irwin abstained from voting.

Ms. Irwin moved and Mr. Taylor seconded the motion to recommend to the Livingston County Board of Supervisors the appointment of **William Mills as the Town of Geneseo's Representative on the Livingston County Traffic Safety Board**. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Taylor-aye; Wrubel-aye. Nays: None.

Mr. Taylor moved and Ms. Irwin seconded the motion to appoint **Jerry Wrubel as the Town's Alternate Representative to the Livingston County Traffic Safety Board**. Motion passed with voting as follows: Wadsworth-aye; Taylor-aye; Irwin-aye. Nays: None. Mr. Wrubel abstained from voting.

Mr. Wrubel moved and Mr. Taylor seconded the motion to set the **Court Clerk's salary** at \$37,000 for 2012. Motion passed with voting as follows: Wadsworth-aye; Wrubel-aye; Taylor-aye; Irwin-aye. Nays: None.

Ms. Irwin moved and Mr. Wrubel seconded the motion to set the range of pay for a **part-time Court Clerk** from \$11 to \$14/hour, with the specific rate to be agreed upon by the Supervisor. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Wrubel-aye; Taylor-aye. Nays: None.

Mr. Taylor moved and Ms. Irwin seconded the motion to keep the same rate of pay for a **10 hour/week file clerk (at Court)** based on experience, with a range of \$10 to \$12 per hour. Motion passed with voting as follows: Wadsworth-aye; Taylor-aye; Irwin-aye; Wrubel-aye. Nays: None.

Ms. Irwin moved and Mr. Wrubel seconded the motion that upon Linda LeMoyne's resignation from her position as Secretary to the Supervisor, to re-hire her to assist with the budget, to do the accounting and to train the new employee, in a **part-time position of 14 hours/week** at a salary of \$18,000/year. Motion passed with voting as follows: Wadsworth-aye; Irwin-aye; Wrubel-aye; Taylor-aye. Nays: None.

Mr. Taylor moved and Mr. Wrubel seconded the motion to authorize the Supervisor to appoint a **part time Secretary** for 20 hours/week at a pay rate of \$11 per hour, to start when the current Secretary goes to part time. Motion passed with voting as follows; Wadsworth-aye; Taylor-aye; Wrubel; Irwin-aye. Nays: None.

MISCELLANEOUS:

Supervisor Wadsworth stated he has information (12 pages) on the **"NY State programs funded by County Property taxes"** that he will share with Board Members.

Supervisor Wadsworth announced that the Geneseo **Fireman's Banquet** will be held February 11th and all Board Members are invited to attend.

Supervisor Wadsworth reported that he met with Mayor Hatheway regarding various common issues and he requested that the Town Board hold a **joint meeting with the Village Board** at a regularly scheduled Town Board meeting to discuss \$300,000 in structural work that is needed at the Village Building at 119 Main Street.

Approved

Councilman Wrubel thanked the board for giving him the opportunity to attend the **Association of Towns training** session in Rochester last week, announcing that it was both enlightening and overwhelming at the same time.

Supervisor Wadsworth announced that Peter Bondi had dropped off the **movie "Gas Land"** on loan for Board Members and encouraged Board Members to view it.

Also included in Board Member packets were: the December Supervisor's report; Zoning Board of Appeals' notice of public hearing for Applebees signage; and a Town of Avon public hearing notice and draft local law to effect a Moratorium and Prohibition of Natural Gas and Petroleum Exploration and Extraction Activities, etc.

ADJOURNMENT:

At 8:15 pm Ms. Irwin moved and Mr. Wrubel seconded the motion to adjourn the meeting. Motion passed unanimously.
Jean Bennett, Town Clerk