

VILLAGE OF GENESEO
BOARD OF TRUSTEES

April 7, 2008

PRESENT:

Richard B. Hatheway, Mayor	Marsha B. Merrick, Clerk/Treasurer
John Fox Jr., Trustee	J. Thomas Reynolds, Attorney
Bradley R. Hill, Trustee	Eric Osganian, Police Chief
Thomas J. LaGrou, Trustee	

PUBLIC PRESENT:

Howard Appell	Weston Kennison	David Dwyer	Jim Brunner
Will Wadsworth	Matt Griffo	Charles Aprile	Ryan & Mrs. Colvin
Martie Fox	Paula Henry	Mike Tenalio	Sean Ledwith
Ted Saunders	Gretchen Roth	Julie Matthews	Jamie Bennett

1. MEETING OPENED:

Mayor Hatheway opened the meeting at 7:00 PM. The minutes of the March 24, 2008 meeting were reviewed and tabled until Trustee Brennan returns.

Village Clerk Merrick administered the oath of office to Trustees Fox and LaGrou and both signed the oath of office book.

Supervisor Wadsworth and Town Board members were present to welcome the new Village Board members.

Mayor Hatheway mentioned that the AIA document (contract) for the Geneseo Building roof replacement project has been prepared and is being reviewed by Town and Village counsels. It is anticipated the roof project will begin within ten days of signing the contract and will be finished within 120 days of the signing.

2. ORGANIZATIONAL ITEMS:

A. Mayor Hatheway appointed Trustee Brennan as Deputy Mayor and stated that she has agreed to perform in that capacity. As far as committee assignments, Trustees Fox and Hill have agreed to serve on the public safety committee and Trustees LaGrou and Brennan on the public works committee.

B. At Mayor Hatheway's recommendation, Trustee Hill moved to re-appoint Charles Nesbitt as member of the Planning Board for a 5-year term expiring in 2013. Trustee Fox seconded the motion and all were in favor.

C. At Mayor Hatheway's recommendation, Trustee Hill moved to re-appoint Gail Dorr as member of the Zoning Board of Appeals for a 5-year term expiring in 2013. Trustee Fox seconded the motion and all were in favor.

D. Mayor Hatheway suggested adopting Robert's Rules of Order to conduct Village Board meetings. Trustee Fox so moved with second from Trustee Hill and the vote was unanimously in favor.

E. Mayor Hatheway proposed holding official Village Board meetings on the first and third Monday of each month at 7:00PM. Trustee Hill so moved with second from Trustee Fox and the motion carried unanimously. Mayor Hatheway suggested scheduling the next Village organizational meeting on Monday, April 6, 2009. Trustee Fox so moved with second from Trustee Hill. The motion carried unanimously.

F. Trustee Fox moved that the official newspaper be the *Livingston County News*. Trustee LaGrou seconded the motion and all were in favor.

G. Mayor Hatheway suggested that the standard workday for Village employees would be eight hours, for retirement reporting purposes. Trustee Fox so moved with second from Trustee Hill. The vote was as follows: Trustee Fox-Aye, Trustee Hill-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

H. Trustee Hill moved the following regarding advance payment of claims, per Village Law #5-524(6):

WHEREAS, the Board of Trustees has determined to authorize payment in advance of audit of claims for public utility services, postage, freight and express charges, seminar fees, and any other time sensitive items and,

WHEREAS, all such claims shall be presented at the next regular Board meeting for audit, and

WHEREAS, the claimant and officer incurring or approving the same shall be jointly and severally liable for any amount disallowed by the Board of Trustees,

NOW THEREFORE, BE IT RESOLVED:

Section 1. That the Board of Trustees authorizes payment in advance of audit of claims for public utility services, postage, freight and express charges, seminar fees, and any other time sensitive items, and all such claims shall be presented at the next regular meeting for audit and the claimant and officer incurring or approving the same shall be jointly and severally liable for any amount disallowed by the Board of Trustees.

Section 2. This resolution shall take effect immediately.

Trustee LaGrou seconded the motion. The vote was as follows: Trustee Fox-Aye, Trustee Hill-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

I. Trustee Hill moved and Trustee Fox seconded the motion to adopt the following resolution pertaining to mileage reimbursement:

WHEREAS, the Board of Trustees has determined to pay a fixed rate for mileage as reimbursement to officers and employees of the Village who use their personal vehicles while performing official duties on behalf of the Village:

NOW THEREFORE BE IT RESOLVED:

Section 1. The Board of Trustees shall approve reimbursement to such officers and employees at the rate of \$.505 per mile.

Section 2. This resolution shall take effect immediately.

The vote was as follows: Trustee Fox-Aye, Trustee Hill-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

J. Trustee Hill moved to designate the following banks as depositories for the Village: Key Bank of New York, HSBC Bank, Five Star Bank, Bank of Castile and Steuben Trustee LaGrou seconded the motion and all voted in favor.

K. Trustee Fox moved and Trustee LaGrou seconded the motion to designate Frontier as long distance carrier for pay phone service in the Village. The vote was unanimously in favor.

L. Trustee Hill moved that the expenses of Village administration and the Village Clerk's office be allocated by the formula 40% from the General Fund; 30% from the Water Fund; and 30% from the Sewer Fund. Trustee LaGrou seconded the motion and all were in favor.

M. Trustee Fox moved and Trustee Hill seconded that the Deputy Supt. of Streets salary shall be allocated by the formula 60% from the General Fund; 20% from the Water Fund; and 20% from the Sewer Fund. The vote was unanimously in favor.

N. Trustee LaGrou moved and Trustee Fox seconded that the Motor Equipment Operator position salary shall be allocated at the formula: 70% from the General Fund; 15% from the Water Fund; and 15% from the Sewer Fund. The vote was unanimously in favor.

The Board reviewed the procurement and investment policies.

3. GENESEO BUILDING ROOF PROJECT:

A project kick off meeting including the contractors, the engineers, and Village and Town representatives was held last Wednesday, Mayor Hatheway reported. Once the contract has been returned to Leo J. Roth Inc, they will begin to build a scaffold around the building. When they erect the scaffolding out front, they will re-direct pedestrian traffic during construction; once it is finished there will be access to the sidewalk and the building via a covered walkway. The project should be completed by early August. There will be an abatement sub-contractor working in the attic first and that portion of the work will be completed by mid-May. With regard to the abatement process, Mayor Hatheway assured the Board that there is no concern from a health standpoint; according to federal guidelines no air monitoring will be required as there will be *negative air pressure* during abatement, meaning that fibers or any other substances will not be in the building. Offices will continue to function while this process is going on. In addition to the actual roof work, insulation will be added in the ceiling, the tin panels will be reinstalled in the large room upstairs, and some of the trusses will be repaired as well as other carpentry work. A crane will lift materials up to the roof (this part of the project will be the noisiest) as well as take boxes of the old slate off the roof. The crane work will be performed in the early morning hours before Main Street gets busy. Dick has been in touch with Lowell Conrad and Doug with Scott Hicks, discussing the project with them. Hopefully the slate roof will be torn off in early to mid-May taking three weeks and then the new faux slate will be applied. There will be a general foreman on site, as well as a safety foreman. There will be a trailer in the municipal lot with a 26' fenced off clearance area as part of the abatement process. The trailer will be self-contained for the worker to wash and clean up after working in the attic space.

Additional issues will include the relocation of police vehicle parking, as access to the basement garage will not be available for that purpose. There will be meetings every two weeks with Village and Town officials. Code Officer Ron Maxwell will be the "go-to" person for the project and will work with John VanBuren, the contact person for the contractor, Leo J. Roth. Any questions or concerns must be funneled through Ron. Supt. Welch will also be involved for exterior issues especially.

Billing for the project will take place through the Town as lead agency and they will in turn bill the Village for their portion. Mayor Hatheway stipulated that the project will expend approximately \$110,000 out of the general fund with other funding coming from the water and sewer accounts. Hopefully the \$600,000 building reserve fund will not be used for this initial phase of the building project, Mayor Hatheway concluded.

4. YMCA UPDATE:

A public meeting was organized and run by YMCA representatives earlier this evening to explain their program, Mayor Hatheway stated. As for the timing in terms of hiring staff and organizing a program, YMCA representative Wess Audsley felt that the Village would be able to wait for a proposal to be forthcoming from the Y. When that occurs, it would be similar to the proposal provided to Perry. Perry representatives were very supportive of the Y taking their recreation program over and enhancing it. One of the points stated over and over by the Y folks is that they are not critical of our current summer recreation program, as it has been operated in the village for years; their hope is to enhance it. Dick added that folks seem to be concerned about the idea of a fee for the program, but costs normally incurred for childcare must also be taken into account. For some participants, the proposed Y fee may be less than they are currently spending on childcare during the summer months.

Trustee Hill feels that with the short amount of time to put this together, perhaps the Village could run their standard program in the morning and the Y could run a program in the afternoon. Trustee LaGrou wondered why there was an urgency to establish a YMCA program this summer; Mayor Hatheway responded that the timing is right because Recreation Director Kathy Booth has just

retired and a new program director had to be hired. In addition, a group of community members has been working to establish a Y in the area for over a year. Tom wondered if the Y folks would “go away” if the Village didn’t enlist their services this year; Trustee Fox responded that they are working with the college on a study as to where the services are needed and where they can be best utilized. Part of the question is whether the College cooperates with the Y to build a facility, or ARC does, or if it is a Countywide program. John is part of that steering committee and will report on what they are trying to do collectively for this County. Matt Griffo said Y participation is being explored in two separate initiatives, one for the Geneseo youth recreation program and one for an area-wide (perhaps County wide) program. The steering committee has been pretty active, he added.

It was noted that Livingston County Youth Bureau Director Keith Mitchell doesn’t want to eliminate the possibility of state funding for the program; there has been discussion about that.

Mayor Hatheway proposed that Wess be asked to meet with Board members to discuss questions they might have. Another consideration is that programs occurring in other facilities (SUNY Geneseo, Geneseo Central School) have been incorporated under the “auspices” of youth recreation. Clerk Merrick will provide the Board members with a list of programs that are under that “umbrella”. These programs run at varying times throughout the year and place a special burden on the Clerk’s office. Scheduling, requests for insurance coverage and other issues are a weekly task, Clerk Merrick added. Perhaps with Y involvement, many of these programs would be under their “umbrella” and the task would be theirs for scheduling, arranging facilities and staffing with trained, background-checked personnel.

Sean Ledwith hopes that there would be another public meeting to answer more questions before the Board makes a decision in the matter.

Gretchen Roth wondered about pool use (the Geneseo Central pool will be unavailable this summer) and rainy day outlets for the Village program and hopes that a decision can be made soon so that she can proceed with her program (hiring, program development etc.). Dick responded that he feels a decision must be made within a couple of weeks (and at least by May 1) whether or not to proceed with the summer recreation program as it has been run in the past or to contract with the YMCA to provide a program for area youth. Brad added that it is safe to say that if a decision cannot be reached by May 1st, perhaps involving the YMCA in the recreation program can be reviewed again before next summer. Dick said he feels that this is a wonderful opportunity for the Village and for the Community of Geneseo; rather than put up roadblocks he would like to encourage the true spirit of cooperation so that we can offer the most possibilities and programs for area youth.

5. HEALTHY CAMPUS COMMUNITY COALITION:

Trustee Hill reported on the meeting last Monday with the Campus Coalition. Officer Goulet spoke about the foot patrols and what issues might be addressed during those patrols. Along with that, a program was presented to area high school students regarding underage drinking and springtime events (proms, etc.). Meetings of the coalition will be held semi-annually and they always welcome new topics for discussion.

John Fox assisted with community clean-up day yesterday and it went well. There were 100 participants or more, 70 or 80 of them college students and 20-30 residents, according to John who took pictures during the event and shared them with the Board. Reports from the participants were that it was a great time and a great program. All of the streets were covered. Brad was unable to attend but thought it was a great public relations event and hopes to expand on it from this point forward.

6. DOT STUDY ROUTE 63:

Dick attended a meeting a week ago at the DOT Jefferson Road facility. The purpose of the meeting was to unveil their conclusions of the recently concluded Route 63 corridor study. DOT

presented six options, from building a new road to performing spot improvements. The favored option was a bypass from Mt. Morris to Leroy costing approximately \$250 million dollars. Another option similar in scope would cost \$400 million. Unfortunately and ironically, by improving safety measures along the corridor including bypasses around Pavilion School and York School, truck traffic would not be reduced. Those measures just make it more efficient and safer for the trucks to travel along the corridor. There is no incentive for the trucks not to use Route 63; it is a *catch-22* situation, Mayor Hatheway concluded.

7. PARKS GRANT:

With regard to the parks grant, Mayor Hatheway reported that the priorities (for Highland Park) as they are listed in the report prepared by former Trustee Lofquist include a perimeter walking trail, acquisition of additional parklands, demolition of the former DPW building on Highland Road, landscaping, development of an additional soccer field, improvement of bathrooms, and upgrading the playground. Dick wonders how to proceed and enlisted the help of Trustee LaGrou to be the Board liaison for the grant application. Trustee Fox said it would be interesting to take the *Town of Geneseo Open Space Study 2007* prepared by David Robertson & Colleen Garrity (SUNY Geography Department) and compare it to the inventory that Bill provided. Dick said that they are “under the gun” to get the grant application started and list the priorities. We must decide whether to focus the application on Highland Park, or to take a broader view including a gazebo and bathrooms for the Village Park as well. The Board agreed that the scope should be narrowed to Highland Park for now due to the timeframe involved for the grant process. Dick will communicate that to Bill who will be back in town around the 15th. Attorney Reynolds, in the meantime, will work on the property appraisals for acquiring additional land contiguous to the park.

8. 14 CENTER STREET:

Dick stated that Sandy and Doug had received estimates for demolition (from an outside contractor); the price to demolish east and west wings was around \$18,000 and the cost to raze the whole house would amount to \$28,000. Doug says he can access a piece of equipment and demolish the house for the cost of equipment rental and cost of debris disposal.

With regard to negotiation on the bid received, a discussion occurred with Mr. Neyhart, who knows he will lose money if he agrees to move the house and rehab it on Second Street. He knows what these costs will amount to except for foundation work. With regard to moving the electric poles, and other things that were requested, they would not amount to a lot of cost, Supt. Welch stated. Dick conveyed (to Mr. Neyhart) that the Board is not willing to incur any more cost with the property (the \$14,500 that was requested).

Trustee LaGrou wondered if the west wing could be removed and then the house sold perhaps with restrictions on the sale (no rental, etc.) Attorney Reynolds didn't think deed restrictions would be advisable in this case. Trustee LaGrou feels that if taking a wing off would give an entrance to the lot and perhaps recoup some of the cost of the house, it would be a good idea. Dick doesn't feel that enough parking would be gained but a two-way entrance to the lot could be achieved. Tom felt that it would be good to get some money back from the house and be out from under it. Dick said that perhaps he would ask Supt. Welch to finish demolishing the west wing (it had already begun last summer) and then possibly the garage. Along with that, RG&E will be asked to move the electric pole to gain entrance to the municipal lot.

9. PERSONNEL CHANGES:

Sam West has sent his letter of resignation effective April 25. This is the first officer to leave the department in four years. Chief Osganian plans to explore hiring officers based on what happens

during the SRO discussion and in light of Officer West's resignation but is not planning to fill Officer West's position until June 1.

10. MISCELLANEOUS CORRESPONDENCE:

Eddie Caruso has applied for a liquor license for Mama Mia's. The Board wonders if they can comment (to the Alcohol & Beverage Control Board) on the application and the response was yes.

Dick will be attending a meeting with regard to former Trustee Lofquist's Genesee Transportation Council grant application.

Permission was granted to a group of family members of the Department of the Army, Company A, 2nd Battalion, 108th Infantry of the NY Army National Guard to hold a fundraising walk on May 24th. They are expecting 50 walkers, Mayor Hatheway reported.

Regarding the sign grant applications for the Genesee Store and Royaltees, Deputy Clerk Mack sent a memorandum notifying Board members that approval was given for the two sign grants from Stu Brown's office, Attorney Reynolds and the Planning Board. Trustee Fox moved to approve sign grants in the amount of \$945 for The Genesee Store and \$648 for Royaltees (two separate businesses contained within 90 Main Street. Trustee Hill seconded the motion and all were in favor.

A noise permit application has been received for an event on April 26 (live music) from 5-9PM at 11 Orchard Street. Trustee Hill will make contact with the event organizers. The permit was approved upon motion by Trustee Hill and second from Trustee LaGrou. All were in favor.

11. PUBLIC SAFETY:

The new regime has taken office in the Fire Department including Andrew Chanler as Chief, David Dewar as 1st Assistant Chief, George Hicks as 2nd Assistant Chief and Karen Dewar as Ambulance Captain, according to Trustee Hill. The officers would like to be sworn in at the next meeting of the Village Board. Andrew also plans to submit a report to the Board on a monthly basis.

The Board received Chief Osganian's monthly report.

12. PUBLIC WORKS:

No report.

13. TRUSTEES:

Trustees Fox and LaGrou had nothing to report at this first meeting. Trustee Hill's items had already been discussed earlier.

14. CLERK/TREASURER:

Clerk Merrick had no report.

15. RENTAL HOUSING:

Trustee LaGrou verified that he is not part of the rental-housing group. The last meeting of the group was cancelled but another meeting is scheduled for this week, according to Attorney Reynolds. Rental Housing group member Will Wadsworth has assured Attorney Reynolds that the group will sign the agreement individually and the issue will be resolved soon.

16. MEETING CLOSE:

With no further business to discuss, Trustee Fox moved and Trustee Hill seconded the motion to adjourn. The vote was as follows: Trustee Fox-Aye, Trustee Hill-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye. The motion passed and the meeting adjourned at 9:50PM.

Marsha B. Merrick, Village Clerk