

VILLAGE OF GENESEO  
BOARD OF TRUSTEES  
PRESENT:

November 17, 2008

Richard B. Hatheway, Mayor  
Sandra F. Brennan, Deputy Mayor  
Thomas S. LaGrou, Trustee

Marsha B. Merrick, Clerk/Treasurer  
J. Thomas Reynolds, Attorney

PUBLIC PRESENT:

Howard Appell          Dawn Aprile

1. MEETING OPENED:

Mayor Hatheway opened the meeting at 7:00PM. The minutes of the November 3, 2008 meeting were reviewed. Deputy Mayor Brennan moved and Trustee LaGrou seconded the motion to adopt the minutes as presented. The vote was as follows: Deputy Mayor Brennan-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

2. ZONING REVISION STATUS:

Sandy has not heard anything further from Kevin Kelley (Bergmann Associates) since the last meeting. Sandy and the Board went through the comments from the County at a workshop meeting last Tuesday (11/11) and still need to discuss them with Kevin. The Board is also waiting for the transcript of the October 20<sup>th</sup> public hearing from the stenographer. The Board hopes to have the project wrapped up and adopt the code by the December 15<sup>th</sup> meeting.

3. ESTRUCH PLANS:

Marty Estruch (owner of the Quality Inn on Lakeville Road) met with Dick last week and also met with Trustee Fox and the Town Board. He plans to have a Microtel built on the Waring property and hopes to break ground on that project next spring. Secondly, he would like to build another hotel, possibly a Hampton Inn, in the vicinity of the Country Club located to the east on Lakeville Road. The Country Club board of trustees voting on that prospect is an issue, Town zoning in that area is an issue and a sewer connection to the Village system is an issue. Dick told Mr. Estruch that he could not commit to sewer utility service at this time because of the treatment plant capacity issue. The Village is reluctant to extend sewer service to out of district users because there is room for potential development in the Village, and the finite sewer treatment plant capacity has to be available for those projects. As for the zoning issue, there has been a very general discussion at the Town level but no decision has been made.

Discussion followed about the projects and the steps that would need to be taken and specifically the sewer treatment plant capacity. It was determined that sewer service to the Microtel would not be an issue due to the project being located within the Village limits. We have been provided with a summary of potential infiltration problems, but have not as yet prioritizes them. Some, like Wadsworth Street, are major projects that will require long-term financing.

4. AGRICULTURAL DISTRICT:

An application was made by the Whites (owner of Temple Hill Bed and Breakfast) to put the property (three acres) into an agricultural district. The Livingston County Board of Supervisors held a public hearing on that application (and several others) last Wednesday. Dick attended the hearing (as well as Sandy) and voiced objection to the application for reasons that follow:

- It is not agricultural use and has not been so for a significant period of time (at least since 1942).
- There is nothing on the property to suggest it is viable agricultural land or that it has been used for agricultural production in the last century.

- Criteria required for establishing agricultural districts in New York State according to the Agriculture and Markets website include: “ *to encourage the continued use of farmland for agricultural production ... designed to forestall the conversion of farmland to non-agricultural uses*”.

Dick does not feel that the intent of the law is to establish agricultural districts in residential neighborhoods, or to include lands that have not been actively farmed for over a century. Indeed, he found out, the law specifically requires farms to be greater than seven acres and to have been in active production the preceding two years. Such is not the case with the property located on Temple Hill.

Benefits for placing property within an agricultural district include preferential property tax treatment and protection against overly restrictive local laws and private nuisance suits involving agricultural practices (also cited in the website definition and explanation).

The application will now go to committee, then back to the full board and if approved at that level, on to Albany for consideration.

#### 5. LEGAL ITEMS:

Attorney Reynolds gave Clerk Merrick the deed file for 14 Center Street and asked that the Mayor sign the documents. A closing date has not yet been scheduled. Dick asked about the parcel combination step and Ron Maxwell filled out the form and filed it with the Code Office. Tom will follow up on that step combining the remaining portion of the 14 Center Street parcel that the Village will keep with the municipal lot property in order to avoid the subdivision process.

Nuisance law changes: Attorney Reynolds will wait for Trustee Hill’s return to discuss those.

#### 6. RECENT MEETINGS/EVENTS:

- ❖ Wadsworth Statue: the statue was dedicated on November 8<sup>th</sup> and has taken its place on the Courthouse lawn.
- ❖ Tourism Luncheon: held on November 5 at the Quality Inn Valley Oak Event Center. Gary Cox was given an award for the York Heritage Wine Collection.
- ❖ College Officials: The semi-annual meeting with College officials was held on November 6<sup>th</sup> at the Campus House. One item of note was the increased rider-ship on the college funded bus service. The number of cars on campus has declined significantly.

#### 7. CATHOLIC CHARITIES:

A request was received from Catholic Charities to host a Weekend of Caring: Neighbors Helping Neighbors Walk-a-thon on April 25, 2009. Motion made to approve the 4<sup>th</sup> Annual Weekend of Caring was made by Trustee LaGrou and seconded by Deputy Mayor Brennan. All were in favor. Chief Osganian will be apprised.

#### 8. STUDENT ASSOCIATION:

SUNY Geneseo Public Safety Aides invite Board members to a panel discussion concerning the recent consideration of the Amethyst Initiative. The Initiative has been signed by 130 college and university presidents who recognize that dangerous drinking habits occur on campuses despite the legal minimum drinking age of 21. The Initiative is encouraging an informed and unimpeded discussion of the drinking age. The panel discussion will take place on Thursday, December 4<sup>th</sup> on campus.

#### 9. MISCELLANEOUS CORRESPONDENCE:

A note of appreciation has been received from the Livingston County Education Alliance for the in kind donation for the Traber Memorial Garden. Supt. Frazier and the crew helped with that project by removing debris and loaning supplies to the United Way volunteers.

The Alliance is offering a community service award in honor of George Traber. Nominations for that award may be submitted to the Chamber of Commerce office. Sandy will follow through.

Supervisor Wadsworth asked Mayor Hatheway if the Town could review the Village design standards and use them in their efforts to adopt similar guidelines. The Board was supportive.

A letter was sent to the Service Employees Union president (Todd Johnson) and the Geneseo Police Benevolent Association president (Jason Yasso) asking them to attend a meeting on Thursday at 2PM to have a preliminary discussion of health care options as presented to Mayor Hatheway and Clerk Merrick by Bryan Bond.

Notification has been received from the Town that a Board of Appeals hearing will occur on November 25, 2008 in regard to a variance for Premium Development signage located on Volunteer Road.

#### 10. PUBLIC SAFETY:

- Probationary Period: Officer Jason Yasso has completed his probationary period and Chief Osganian has recommended approval of his permanent appointment to the Village. Deputy Mayor Brennan moved to approve Jason Yasso for permanent appointment based on the recommendation of Chief Osganian. Trustee LaGrou seconded the motion and all were in favor. Mayor Hatheway will sign the necessary document for County personnel.
- Chief Osganian submitted a memorandum to the Board members outlining his request to purchase a new police vehicle. The 2008 Ford Crown Victoria will cost \$22,000. Equipment from the retired police vehicle (a 2003 Ford) will be used to outfit the new one. Deputy Mayor Brennan moved to approve the purchase of a 2008 Ford Crown Victoria for a purchase price of \$22,000 as per Chief Osganian's recommendation. Trustee LaGrou seconded the motion and all were in favor.
- School Resource Officer: Mayor Hatheway met with GCS Supt. Tim Hayes last week and reported that the Board was supportive of the concept of the SRO but didn't feel that the Village could afford an additional officer during the times school was not in session.
- Chief Osganian alerted the Board members to the fact that a level three sex offender has moved into the Geneseo Heights apartment complex.

#### 11. PUBLIC WORKS:

No report other than leaf pickup continues. Holiday wreath hanging ideas are being explored.

#### 12. TRUSTEES:

There were no further reports.

#### 13. CLERK/TREASURER:

The October Financial Report was distributed to the Board members.

Budget Transfers: The Board reviewed the budget transfer list. Deputy Mayor Brennan moved to approve the budget transfers as shown below with second from Trustee LaGrou. The vote was as follows: Deputy Mayor Brennan-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

##### **General Fund Transfers**

<u>From Account</u>	<u>To Account</u>	<u>Amount</u>
A599 Fund Balance	A1620.22 Building Project	\$36,158
A1990.4 Contingent	A1930.4 Judgments & Claims	\$17,001

A3120.24 Police Equipment	A3120.23 Police Computers	\$713
A5110.1 Streets Payroll	A5410.1 Sidewalks Payroll	\$698
A1990.4 Contingent	A7140.22 Parks Projects	\$7,617
A7310.1 Youth Payroll	A7310.4 Youth Contractual	\$28,200
A1990.4 Contingent	“	\$6,650
A1990.4 Contingent	A8140.22 Storm Sewer Projects	\$11,338
A3120.45 Police Phones	A3120.42 Police Gas & Oil	\$3,500
A3120.47 Police Computer Support	“	\$3,500
A3120.46 PD Uniform Cleaning	A3120.41 PD Vehicle Repairs	\$1,000
A3410.21 FD Equipment	A4540.21 Ambulance Equipment	\$5,000
A3410.43 FD Gas & Oil	A4540.41 Ambulance Gas & Oil	\$10,000
A8140.4 Storm Sewer Contractual	A5410.4 Sidewalks Contractual	\$3,200
A1325.47 Clerk Miscellaneous	A6410.4 Tourism	\$35
A1450.4 Elections	A8010.4 Zoning Contractual	\$5,000
A8560.1 Shade Trees Payroll	A8560.4 Shade Trees Contractual	\$1,970
A9010.8 NYS Retirement	A9015.8 Police Retirement	\$2,376
A9030.8 Social Security	“	\$2,819

**Water Fund Transfers**

<u>From Account</u>	<u>To Account</u>	<u>Amount</u>
F599 Fund Balance	F1620.22 Building Project	\$67,881
F1420.4 Law	F1910.4 Insurance	\$1,288
F8330.22 Purification Projects	F8330.21 Purification Equipment	\$3,000
F8330.4 Purification Contractual	“	\$2,400
F1990.4 Contingent	F1440.4 Engineering	\$5,612
F599 Fund Balance	F8320.4 Source of Supply Project	\$15,040

**Sewer Fund Transfers**

<u>From Account</u>	<u>To Account</u>	<u>Amount</u>
G599 Fund Balance	G1620.22 Building Project	\$67,879
G1420.4 Law	G1910.4 Insurance	\$288
G1990.4 Contingent	G1440.4 Engineering	\$5,000

Voucher numbers 517-623 (for general/water/sewer funds) were presented for approval. After discussion, Deputy Mayor Brennan moved and Trustee LaGrou seconded the motion to approve general fund vouchers in the amount of \$237,518.77. The vote was as follows: Deputy Mayor Brennan-Aye, Trustee LaGrou-Aye and Mayor Hatheway-Aye.

After discussion Trustee LaGrou moved and Deputy Mayor Brennan seconded the motion to approve water fund vouchers in the amount of \$93,783.45. The vote was as follows: Deputy Mayor Brennan-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye. The motion passed.

After discussion, Deputy Mayor Brennan moved and Trustee LaGrou seconded the motion to approve sewer fund vouchers in the amount of \$33,879.11. The vote was as follows: Deputy Mayor Brennan-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

**14. MEETING CLOSE:**

With no further business to discuss, Deputy Mayor Brennan moved and Trustee LaGrou seconded the motion to adjourn. The vote was as follows: Deputy Mayor Brennan-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye. The motion passed and the meeting adjourned at 8:45PM.

Marsha B. Merrick, Village Clerk