

VILLAGE OF GENESEO  
BOARD OF TRUSTEES

October 18, 2010

PRESENT:

Richard B. Hatheway, Mayor  
Clerk/Treasurer

Marsha B. Merrick, Village

John Fox, Jr., Deputy Mayor  
Sandra F. Brennan, Trustee  
Margaret E. Duff, Trustee  
Thomas J. LaGrou, Trustee

PUBLIC PRESENT:

Howard Appell

1. MEETING OPENED:

Mayor Hatheway opened the meeting at 5:30PM. The minutes of the September 27, 2010 regular meeting were reviewed. Deputy Mayor Fox moved to approve the minutes as presented with second from Trustee Duff. The vote was as follows: Deputy Mayor Fox-Aye, Trustee Duff-Aye, Trustee LaGrou-Aye, Mayor Hatheway-Aye and Trustee Brennan-Abstain.

The minutes of the October 4, 2010 regular meeting were reviewed. Trustee Brennan moved to approve the minutes as presented with second from Deputy Mayor Fox. The vote was as follows: Trustee Brennan-Aye, Deputy Mayor Fox-Aye, Mayor Hatheway-Aye, and Trustees Duff and LaGrou-Abstain.

2. WATER SUPPLY:

- ❖ Livingston County Water & Sewer Authority-Village contract: Mayor Hatheway gave a brief history of the contract between the Livingston County Water & Sewer Authority and the Village to provide a supplemental supply (500,000 gallons per day from Hemlock Lake) to Village users through a capital improvement project the County undertook in 2004. Prior to this, the Livingston County Health Department had placed a moratorium on any further development in the Town/Village of Geneseo due to their contention there was not an adequate supply of water to permit further development. They determined the system was over committed according to a formula that assumes water systems must have supply equivalent to double the maximum daily demand. Even though operating procedures had decreased the maximum daily demand substantially, the Health Department encouraged the Village to seek a backup supply.

The original project cost estimate for approximately 11,000' of 12" transmission line was \$500,000, but actual costs turned out to be \$740,000. The Village and County agreed to a debt pay back at 5.25% over the course of 29 years with a quarterly payback amount of \$13,200. Wording was included in the contract (signed on April 3, 2006) that when the County had permanent financing in place the rates would be adjusted.

The Village has been paying back the debt at that base rate (\$13,200) since September 2006. In June of this year, Cathy VanHorne (County

Director of Public Works) and Harold Stewart (Chairman, Livingston County Water & Sewer Authority) asked to meet with Mayor Hatheway and Clerk Merrick to discuss a new rate for the loan. After speaking with their financial advisor and as a result of an audit, they wished to have the Village Board consider *Amendment No. 2 to Agreement for the Sale of Water from the Livingston County Water and Sewer Authority to the Village of Geneseo* at a new rate of 5%. By dropping the rate to 5% and applying interest earned by the Village (paying at 5.25% when the BAN rate for the County was ranging from 3.15% to 4.25%), the debt would be expired in 2028 rather than 2035. Clerk Merrick was then instructed to write to Charles Bastian, BPD Municipal Finance advisor and ask whether or not the 5% rate was reasonable. Mr. Bastian called and asked for justification from the Authority for the 5% rate and suggested that perhaps the rate should be lower in view of the current economic climate. Mayor Hatheway wrote to the Authority and asked them to consider a rate of 4%.

A second meeting was scheduled for October 14 and the Authority presented justification for the 5% rate from their fiscal advisor but asked if the Board would consider a rate of 4.5%, further lowering the date of debt expiration to February 2027 while keeping the same *base rate* payment of \$13,200 quarterly. It is this agreement that Mayor Hatheway brought before the Board for their consideration tonight. He further explained that the Village could not finance this project on its own, as the Village does not own the pipe (it's part of the Authority's infrastructure), and does not have jurisdiction in the area where it is located (West Lake Road to Hemlock Lake).

Trustee Brennan stated that she was initially against the concept, but does agree that should the need arise for the supplemental supply, the infrastructure is now in place to supply that need. The Mayor reiterated that prior to the project, according to the Health Department, the Village was over-allocated and should further development needs arise in the Village, Town of Geneseo or the Town of York, the system would not be adequate to supply those needs. His recommendation was to agree to the new rate of 4.5% and authorize his signature on the document. Trustee Brennan moved to agree to *Amendment No. 2 to Agreement for the Sale of Water from the Livingston County Water and Sewer Authority to the Village of Geneseo* at a rate of 4.5% on the balance of the cost of Improvements not yet repaid to the Authority. The balance due as of September 31, 2010 was \$615,502.46 (using the 4.5% rate). Quarterly payments in the amount of \$13,200 will continue through 11/20/2026 with the final payment of \$9,655.24 due on 2/20/2027 (as per the amortization schedule received 10/18/2010). Trustee Brennan further moved to authorize Mayor Hatheway to sign the agreement. Deputy Mayor Fox seconded the motion and the vote was as follows: Trustee Brennan-Aye, Trustee Duff-Aye, Deputy Mayor Fox-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

- ❖ Watershed Council budget: Mayor Hatheway explained that the Village is a member of the compact of municipalities (Towns of Conesus, Geneseo, Groveland, Livonia, Sparta, Villages of Avon, Geneseo and Livonia and Livingston County) surrounding the lake (because each either borders the

lake or uses the lake as a water supply) and therefore is responsible for a portion of the budget. The Village share is slated to increase by \$1,000 for next year for a total of \$18,057.56. Equal partners in the expense are the Villages of Avon and Geneseo (30% each) and then Towns of Conesus, Geneseo, and Groveland (4% each), and Town and Village of Livonia (5% total), Town of Sparta (1%), and Livingston County (22%).

### 3. HIGHLAND PARK PROGRESS:

Trustee Brennan reported that she sees the project coming together. The drainage has been worked on and tomorrow they will seed the swale area. Landscaper Laurie Broccolo will be working on that area and is well known for the work she does that is environmentally sustainable. Recently there was an article featuring her work in Design NY magazine.

Outside confirmation of what a real asset Highland Park is within the confines of the Village came from the LeFrois contractor who did the site work on the project through MRB's Ryan Colvin to Mayor Hatheway.

Water sewer and electric has been connected to the new bathrooms and leveling work has been completed for the new pavilion.

Attorney Reynolds is still working to wrap up the deal to purchase the Chiara property.

### 4. LIVINGSTON COUNTY PLANNING DEPARTMENT INITIATIVE:

The County Planning Department is putting together a Livingston County Transportation Connectivity Plan to be funded by the Genesee Transportation Council under their Unified Planning Work Program. The revised objective is to *develop a countywide transportation plan that fosters partnerships and connections between government, private, nonprofit and educational agencies for the purpose of supporting and promoting a vital and sustainable Livingston County for existing and future residents and visitors alike.* The committee was assembled by County Planning Director Angela Ellis and includes: Representatives from RGRTA, Kathy Trainor from the College, a representative from Catholic Charities, Kaaren Smith from the County Office for the Aging, County Economic Director Patrick Rountree, Tourism Director Lisa Burns, Eric Grace from the Conservancy, Department of Health Director Joan Ellison, County Community Services/Mental Health Director Gail Long, Mayor Hatheway and Trustee Brennan. The plan is to use the Village as a case study to show how a mass transportation plan could work. The application for the UPWP grant is due in a couple of days, Mayor Hatheway reported.

### 5. LOCAL LAW PROPOSAL:

Chief Osganian and Attorney Reynolds have been working on an amendment to Chapter 57- Firearms in the Village Code. Chief Osganian would like to include a definition as to what *firearms* are included (specifically to include BB guns following an incident in the Village). Sample wording has been developed and the Board set a public hearing for the Local Law to amend the chapter for November 15 at 5:45PM.

## 6. UPCOMING MEETINGS:

Trustee Brennan noted that there is an informational meeting planned to present façade guidelines developed in conjunction with the County Economic Development program to the businesses owners November 8 at 7PM in the courtroom. Architect Rick Hauser of In Site: Architecture will be presenting the new guidelines.

The next meeting of the Association of Village Boards of Livingston County will be this week with the Village of Avon hosting.

The College is hosting the next Village/College meeting at the Campus House on October 26 at 8AM.

The Chamber of Commerce invites everyone to the 4<sup>th</sup> Annual Tourism Harvest Luncheon at the Valley Oak Event Center (Quality Inn) in Geneseo on November 10<sup>th</sup>.

## 7. PUBLIC SAFETY:

Deputy Mayor Fox presented information from the Fire Department: there were 22 ambulance calls and 4 fire calls last week along with seven quality of life issues, up from 1 last week. The Department loaned the 3<sup>rd</sup> ambulance to Avon as theirs was in for repairs. The Department decided it was easier to loan the equipment than to provide manpower coverage for neighboring areas. A couple of members were recently dismissed for conduct issues, a rarity in the Department. The annual fund drive letters will be mailed out next month. They will use the funds for protective clothing and additional portable radios. Trustee Brennan reported on Police Department items:

- PD received another vest grant totaling \$735 for two vests – since 2003 the Department has received \$7,350 in funding for this purpose.
- According to a news article, the Greece Police Department looks for “the best of the best” in hiring new officers. The GPD is one of the departments that Greece has hired officers from. Eric made copies of the article available for the Board members.
- Officer Szczesniak spoke at a GCS health class about the dangers of alcohol and about driver safety.
- The PD assisted with traffic control for the annual ARC 5K run.
- Chief Osganian met with a Lamron newspaper reporter about the quality of life violations issued this year.
- Chief Osganian met with the Livingston County Traffic Safety Advisory Board on October 6.
- Additional patrols have been requested at GCS for various recent football games.
- Officer Yasso and K-9 officer Rosko performed two separate K-9 demonstrations at the Genesee Valley Hunt Races upon request.
- Chief Osganian attended a tabletop emergency drill exercise at SUNY on October 12. The exercise involved a walk-through response for an active shooter scenario.

- On October 18 Officer Szczesniak assisted with the Kid ID Kit Program at Geneseo Elementary School. Approximately 70 children were fingerprinted.

## 8. PUBLIC WORKS:

Trustee Duff reported the following items from Supt. Frazier:

1. Leaf season is here; crews have started the collection process and will continue through December 2<sup>nd</sup>.
2. Flowers have been dismantled and pots have been taken in for the season
3. Highland Park: storm lines and manholes are complete, the trail work has begun, the concrete sidewalks are poured and asphalt work is going to be completed Tuesday. The apron for the grass pavers is poured and the pavers will start being installed this week. The fence is complete. The DPW crew has installed the gas, electric and phone lines in underground conduit to eliminate the overhead lines to the Depot (wires will be installed this week) than RGE will connect the service at the street.

Buildings: The footers have been poured for the restroom/concession building. The DPW crew has tied in the water and sewer lines to the building, and concrete block walls are beginning to be built. As for the pavilion, piers have been poured, stonework has been completed and the floor is ready for concrete.

4. The playground equipment is here and the Village crew will be excavating the area for installation. There will be an area that is 55' x 35' at a depth of 28". The area will be leveled and then the posts will be set with concrete. The area will then be backfilled with dirt, fabric will be laid and then wood chips will be used. There will be a green border around the area to finish it off.
5. 325 tons of salt was delivered to the salt shed, in anticipation of winter weather arriving. There was approximately 75 tons leftover from last winter. One salt truck is ready to go and the others will be outfitted soon.

Trustee LaGrou reported on behalf of Supt. McTarnaghan that the new pickup has been

delivered. Along with that, the annual accumulation of sludge from the drying pits will be hauled away tomorrow. The annual inspection of the water plant will take place on Thursday the 21<sup>st</sup> at 9:30AM. Board members are welcome to attend that inspection if they wish. There will be another smoke testing of the sanitary sewer system at the Armory on the 26<sup>th</sup>. Most of the water plant computer issues have been resolved. Preliminary work is being planned in conjunction with the I&I project that will take place next year, specifically a new manhole at the rear of #4 Main Street. A waste gas burner is being researched for use at the wastewater treatment plant and the crew has been reading water meters this month in anticipation of water/sewer billing that will take place on November 1<sup>st</sup>.

9. TRUSTEES:

Trustee Brennan: Sandy wanted to reiterate the value gleaned from attending planning and zoning conferences. She shared with the board the blurb in the Planning magazine about the session she contributed to during the recent conference in Lake Placid. There is always knowledge gained from attending the continuing education sessions.

Trustee Duff: nothing further

Deputy Mayor Fox: John reported that someone that has an interest at the College and is a resident of the Village has observed that the heaviest class days for students are Tuesday and Thursdays. Dick questioned this general observation, but concurred that heavier use of vehicles could be occurring on Tuesdays and Thursdays, as part of the parking discussion.

Trustee LaGrou: Tom is working on the risk assessment in preparation for the safety policy that must be developed for Village workers according to the Dept. of Labor's Public Employee Safety & Health division. A policy must be adopted by November 18.

10. CLERK/TREASURER:

Voucher numbers 389-476 (for general, water and sewer funds) were presented for approval. After discussion, Deputy Mayor Fox moved and Trustee Duff seconded the motion to approve general fund vouchers in the amount of \$105,232.56. The vote was as follows: Deputy Mayor Fox-Aye, Trustee Brennan-Aye, Trustee Duff-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

After discussion Deputy Mayor Fox moved and Trustee LaGrou seconded the motion to approve water fund vouchers in the amount of \$32,668.49. The vote was as follows: Deputy Mayor Fox-Aye, Trustee Brennan-Aye, Trustee Duff-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

After discussion, Trustee Brennan moved and Trustee Duff seconded the motion to approve sewer fund vouchers in the amount of \$61,789.99. The vote was as follows: Deputy Mayor Fox-Aye, Trustee Brennan-Aye, Trustee Duff-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

After discussion Trustee Brennan moved to approve Highland Park Project vouchers in the amount of \$158,871.98. Deputy Mayor Fox seconded the motion and all were in favor.

11. OLD BUSINESS:

Groveland Ambulance contract: Mayor Hatheway presented a brief history of the contract rate for ambulance service to a portion of the Town of Groveland over the years. Chief Chanler has provided a definitive and defensible method of calculation for the contract based on the number of ambulance calls, whether or not there was a transport involved and whether or not reimbursement was received from ambulance billing to the insurance carrier. Mayor Hatheway suggested scheduling a meeting with Groveland Supervisor Merrick to discuss the calculation. Deputy Mayor Fox agreed and a meeting will be scheduled in the near future.

The Board discussed personnel issues with regard to contract negotiations and health insurance contributions.

12. MEETING CLOSE:

With no further business to discuss, Trustee Brennan moved and Trustee Duff seconded the motion to adjourn. The vote was as follows: Deputy Mayor Fox-Aye, Trustee Brennan-Aye, Trustee Duff-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye. The motion passed and the meeting adjourned at 7:35PM.

Marsha B. Merrick, Village Clerk