

VILLAGE OF GENESEO  
BOARD OF TRUSTEES

August 8, 2011

PRESENT:

Richard B. Hatheway, Mayor  
John Fox, Jr., Deputy Mayor  
Sandra F. Brennan, Trustee  
Margaret Duff, Trustee

Marsha B. Merrick, Clerk/Treasurer

PUBLIC PRESENT:

Josh Williams  
Paul Schmied

Howard Appell

Michael LoVerde – Boy Scouts

1. MEETING OPENED:

Mayor Hatheway opened the meeting at 5:00PM. The minutes of the July 11, 2011 regular meeting were reviewed. Trustee Brennan moved to approve the minutes as presented with second from Trustee Duff. The vote was as follows: Trustee Brennan-Aye, Trustee Duff-Aye, Mayor Hatheway-Aye and Deputy Mayor Fox-Abstain.

The minutes of the July 25, 2011 regular meeting were tabled.

2. BILL GREEN – ENERGY ISSUES:

Mr. Green, representing Energy Enterprises Inc. thanked the Board for allowing him to introduce a program aimed at saving money on utility expenses. They work with architects, engineers, contractors, and equipment manufacturers, to obtain the lowest possible cost for energy. Mr. Green would perform an assessment of all of the Village's facilities to see where savings can be realized. Mr. Green works with many school districts and currently with ARC for their many facilities throughout Livingston and Wyoming counties.

Discussion followed and Mr. Green left a proposal to have Energy Enterprises perform an energy audit for all Village facilities to see what savings might be realized.

3. SEWER GRIEVANCE DATE:

The Board discussed a date for the sewer grievance process (annual assessment of sewer units for commercial properties). September 19<sup>th</sup> was chosen between 4 and 6PM.

4. UPWP UPDATE:

Mayor Hatheway restated that the County obtained a Genesee Transportation Council grant (on the order of \$103,000) under the UPWP to study the possibility of a *countywide transportation plan that fosters partnerships and connections between government, private, non-profit and educational agencies for the purpose of supporting and promoting a vital and sustainable Livingston County for existing and future residents and visitors alike*. Although the project area includes all 26 municipalities in the County, the Village of Genesee has been selected as the Pilot Plan Study Area due to its central location and the fact that there have been several transportation-related studies completed. A local committee was formed, with the initial meeting taking place August 3 at the Genesee Building. The group discussed how to develop such a plan for Genesee (not only the Village, but in the Town out to Wegman's Plaza and Morganview Estates). The next step will be for the Planning Department to draft a request for proposals (RFP) for an engineering/planning firm to perform the study. The Planning Department also will appoint a steering committee. David Woods, representing both the Village and Town Planning Boards, has volunteered to be a

member of that committee. The timeframe will be to get the RFP out in early fall and then the selection process will take place in early November. The project should be completed in about a year. Mayor Hatheway concluded by saying that studies have shown there are a significant number of people in the county who need public transportation in order to get to work, medical appointments, grocery shopping, etc. Angela Ellis (County Planning Director) has cast a very broad net and included many organizations into the mix. It will be exciting to see how it all develops and what the plan will look like at the conclusion of the project.

#### 5. BANNER REGULATIONS:

Copies of the current banner guidelines were distributed to the Board members. Also distributed was a list of banner display requests throughout the year numbering about a dozen. Mayor Hatheway, in light of a recent conflict during the month of October, asked if the Board would consider decreasing the display time period from 14 days down to 7. Another consideration and one that was adopted as part of the 2011-12 budget process, was to charge groups \$50 for the banner display. Mayor Hatheway doesn't feel that it costs the Village taxpayers extra money to display the banners. The equipment is borrowed, the crew is on the payroll and it is different than hiring someone to mow the grass at the Library or Museum or charging for extra details of police officers for fund-raising events.

Trustee Brennan stated that the discussion started at budget time, but if there are only 12 or so groups that use the display line and if the cost is proposed at \$50, that would not cover the cost of that labor performed by the Village crew. Trustee Brennan also suggested that perhaps a 9 day timeframe was better than 7 but still less than 14 days.

Following further discussion, Mayor Hatheway stated that this is "food for thought" at this point, and can be part of the Code revisions that are being reviewed. Trustee Brennan will draft a revision for the Board to review. To clarify also, at this point in time the \$50 fee is still under consideration, although no group has yet been charged.

#### 6. PARISH OUTREACH REQUEST:

The Geneseo Parish Outreach Center (a ministry of the Geneseo United Methodist Church) walk is slated for September 17 at 9AM. The walk route will encompass Main, Center, Second, North and then down Court Street using a crossing guard at the Main Street intersection with Court. The Board was supportive. The Board did wonder if the crossing guard was to be a GPD officer; if that were the case, a fee would be involved. It was recommended that the walk organizers speak with Chief Osganian.

#### 7. II PROJECT UPDATE:

Mayor Hatheway reported that as the project has progressed, it has been discovered that the storm sewer on Court Street is in worse shape than was anticipated. That was to have been included in the overall project, but budgetary constraints forced it to be dropped. Now that the storm water lines from Wadsworth Street have been tied into the collector line on Court, engineers (and the contractor) have determined that the Court Street line really should be replaced; it is contributing to the inflow and infiltration problem we have been working to address. Also, cross connections in the area between University Drive and Lower Court will be eliminated by replacing the line. Due to the contractor's bid for the entire project being lower than the engineers' original estimate, there is enough money in the bond resolution adopted by the Board to cover the cost of the additional work. The contractor, Babcock Enterprises, is working on Court Street now; they are scheduled to finish up in that area and mill/repave the street. If the Court Street storm work were treated not as a change order, but as a separate project, the bidding process would have to be initiated. That would delay

completion until next year, meaning the street that is to be repaved now would have to be torn up again next spring. The unit prices for labor and materials for the additional work are the same as those that were submitted last March, which were submitted by the lowest bidder. In other words, the lowest bidder for the project has proposed that he will do the additional work on Court Street at the same rate he used to win the bid 6 months ago. Mayor Hatheway concluded by saying that according to MRB's recommendation, it makes good economic and engineering sense to consider this Court Street storm work an extension of the original project, and to get the work done early this fall while the contractor still has equipment on site. MRB is of the opinion that doing it now will be far less expensive than it will be by delaying it until next spring; additionally, once the road is resurfaced, it will not need to be dug up again

MRB's engineer Pat Nicoletta has submitted a proposal for engineering services for the storm line replacement. The additional work will necessitate additional engineering. That work will include items already completed such as a site visit to determine proper alignment of the storm line, coordination with the contractor to develop a cost estimate, and additional survey work to determine the precise location of the storm line and tunnel among other items. Additional services will be creating design plans, construction administration and observation services. MRB has proposed that this additional work would cost \$26,500. However Mayor Hatheway asked MRB to review where we stand with respect to the original engineering contract, to determine if there is some slack in the amount that was agreed upon. MRB agreed to do this and to bill on an hourly basis for this additional work; they also agreed to look at the possibility of decreasing construction administration/observation services. Following discussion by the Board, Deputy Mayor Fox moved to authorize MRB Group to proceed with providing engineering services for this extension of the original project at a cost not to exceed \$26,500 and to authorize Mayor Hatheway to sign the proposal to proceed. Trustee Brennan seconded the motion and the vote was as follows: Trustee Brennan-Aye, Trustee Duff-Aye, Deputy Mayor Fox-Aye, and Mayor Hatheway-Aye. The motion carried.

As a side note, the curbing on Wadsworth Street is finished and the roadbed is ready for blacktop. Residents in the area have been very supportive and have found off-site parking in the interim with the help of Superintendents McTarnaghan and Frazier.

Deputy Mayor Fox mentioned in his portion of the Trustee Reports that 90% of the roadwork was completed by the 26<sup>th</sup> of July as well as all of the back lot (sanitary sewer) work. There is still some work to accomplish at the site of the York water vault. Work on University was started on the 20<sup>th</sup> of July. John will be talking with SUNY Asst. VP for Facilities George Stooks about the work being done with water meters at the College.

Deputy Mayor Fox commended the construction administration and observation work done by MRB's field inspector Victor Nowrocki who, in John's estimation, has paid for himself in terms of savings realized during the project.

#### **8. MISCELLANEOUS ITEMS:**

A note was received from MRB that Hampton Inn owner Marty Estruch has been given a certificate of occupancy. However, the site work has not been quite completed and a check for \$7,000 has been received from the developer to guarantee that work will be finished.

The Village's 2012 contribution to the Conesus Lake Watershed Council has decreased a bit from last year according to a letter received from the County Health and Planning Departments. Next year's fee will be \$21,617, a decrease of \$195 from 2011.

Deputy Mayor Fox and Chief Chanler have compiled some figures and will be starting the discussion with the Town of Groveland with regard to the ambulance contract for emergency medical services for 2012.

A letter was received today from Jacobson Law Firm P.C. who is representing Roclan Associates (Valley View Apartments on Groveland Road) vs. the Town of Geneseo regarding their assessments. Currently the complex is assessed at \$1.3 million and they feel it should be \$441,500.

A letter has been received from two residents of the Indian Meadows subdivision, regarding storm water concerns on Tuscarora Avenue. Mayor Hatheway gave the letter to Supt. Frazier to review.

Mayor Hatheway reminded the Board members that Senator Gallivan will be in town on August 23 at Miceli's Deli. Mayor Hatheway will meet with the Senator's administrative assistant prior to that meeting and plans to add to the discussion topics the impact of prevailing wages, health care and pension costs and the Wicks law on local government budgets. Congresswoman Hochul will also be hosting a drop-in event at the Geneseo Building on August 15 between 1 and 4PM. Constituents may drop by and ask questions.

Mayor Hatheway is still researching the proposal from EnerPath to replace existing fluorescent lighting with more efficient bulbs. The difference between the original proposal and the one using prevailing wages was quite substantial. Dick has been talking with RG&E about doing the work with the Village DPW crew rather than contracting with EnerPath.

#### **9. PUBLIC SAFETY:**

An arson investigation is proceeding at the Highlands for a fire that occurred last week; other items are listed in the Chief's monthly report. Officer Goulet is back to work following the accident that occurred on July 22; the vehicle was totaled and the Village will be getting a check for that loss.

Deputy Mayor Fox reported that specifications are still being developed for the façade work at the Firehouse. The diesel exhaust system bid has also been put on hold pending research on other methods of exhaust removal.

#### **10. PUBLIC WORKS:**

Supt. Frazier reported the following items:

1. The crew has been installing a planter that separates the paved area from the grass paver area at Highland Park. Trees, light poles, flowers and grasses will be in the planter.
2. Rubbish day was the 1<sup>st</sup> of August, and usually takes two days to complete.
3. The crew prepared the area for a water line at the Central School that runs from the field house to the ball fields. They also ran electric in the ditch for the score boards. The school supplied all the material for these installations.
4. The crews will be starting on sidewalk replacement this month.
5. A wooden fence was installed across the border of Mr. Evangelista's property at Highland Park.
6. DPW workers have been using vacation time during July and August.
7. Two bids were received for a new dump truck body/salt spreader (Everest 10' stainless steel box) that would be installed on one of our existing trucks. One bid was from Smart Systems in the amount of \$37,405 and the other from Valley Fab in the amount of \$34,247.36. Motion to approve the bid from Valley Fab based on the recommendation of Supt. Frazier from Trustee Duff with second from Trustee Brennan. The vote was as follows: Trustee Brennan-Aye, Trustee Duff-Aye, Deputy Mayor Fox-Aye, and Mayor Hatheway-Aye. The motion carried.

Mayor Hatheway noted that a long-standing storm water drainage issue was being addressed in the vicinity of 82 Main Street today.

11. TRUSTEES:

Brennan: Trustee Brennan noted that Arlene Somerville has added two enhancements to the genealogy.com website. Information on those will be forthcoming.

With regard to the Village's Sign Improvement Program, the Planning Board proposed amendments to the program some time ago. Approval of the amendments was tabled waiting for the County to initiate their program. Trustee Brennan would like the Board to consider those amendments at this point in time. The most important item is #5: *Design Review: Applicants must submit an application for participation in the program. Graphic representation must be included with the application. Such design shall be reviewed and recommended by the Village Planning Board. Design elements not specifically related to signage are not eligible (ie. design work that could be used on letterhead or advertising).* Additional criteria are listed in the guidelines. Following discussion Trustee Brennan moved to accept the sign improvement program guidelines as listed in the document dated January 2010 from the Planning Board. Trustee Duff seconded the motion and the vote was as follows: Trustee Brennan-Aye, Trustee Duff-Aye, Deputy Mayor Fox-Aye, and Mayor Hatheway-Aye.

Trustee Duff: Margaret received a call and note from a local resident concerned with bicycles on the sidewalk. The resident is concerned about elderly walkers and others that might come in contact with a bicyclist. She would like to see signage or other public awareness methods used to alert bicyclists that sidewalks are not to be used for that purpose as well as to alert bicycle riders and parents that, according to NY State Law helmets are a requirement for those riders under the age of 14. The resident discussed the issues with Police Department personnel as well. The bicycle rodeo (public awareness) events were mentioned in the course of the conversation.

Deputy Mayor Fox: John mentioned additional items for the II project mentioned above and would like the Board to enter into executive discussion at the end of the meeting to talk about the Groveland Ambulance contract.

12. CLERK/TREASURER:

Clerk Merrick received notification of the intent to renew liquor licenses at Kelly's Saloon and for Campus Auxiliary Services. She continues to work on books in order to complete the annual report to the State Comptroller by the end of the month.

13. EXECUTIVE SESSION:

Deputy Mayor Fox moved to enter into executive session to discuss issues relating to a contract with another municipality. Trustee Duff seconded the motion and following a unanimous vote the session began at 6:55PM.

Deputy Mayor Fox moved to come out of executive session at 7:04PM. Trustee Brennan seconded the motion and all were in favor. No formal action was taken during the session.

14. MEETING CLOSE:

With no further business to discuss, Trustee Duff moved and Trustee Brennan seconded the motion to adjourn. The vote was as follows: Deputy Mayor Fox-Aye, Trustee Brennan-Aye, Trustee Duff-Aye, and Mayor Hatheway-Aye. The motion passed and the meeting adjourned at 7:05PM.

Marsha B. Merrick, Village Clerk