

VILLAGE OF GENESEO
BOARD OF TRUSTEES

October 17, 2011

PRESENT:

Richard B. Hatheway, Mayor
Margaret Duff, Trustee
John Fox, Deputy Mayor
Thomas J. LaGrou, Trustee

Marsha B. Merrick, Village Clerk/Treasurer

PUBLIC PRESENT:

None

1. MEETING OPENED:

Mayor Hatheway opened the meeting at 5:00PM. The minutes of the October 3, 2011 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, and Mayor Hatheway-Aye. The motion carried.

The minutes of the October 3, 2011 public hearing on Code amendments were reviewed. Trustee Duff moved to approve the minutes as presented with second from Deputy Mayor Fox. The vote was as follows: Deputy Mayor Fox-Aye, Trustee Duff-Aye, and Mayor Hatheway-Aye. The motion carried.

2. II PROJECT:

Deputy Mayor Fox reported that the paving has been completed on University Drive and Wadsworth Street and hopefully Lower Court paving will be completed soon. They plan to remove the plates off the excavation across Main Street tomorrow and finish paving that area.

The only other item pending with the II project is the Dotterweich claim for sewer backup. On or about September 19th, there was a sewer backup at the property owned by Paul & Jennifer Dotterweich at 18 Wadsworth Street. Apparently the sewer line from the house was not connected properly to the main and the result was a backup into the basement of the dwelling. John stated that truly there is responsibility placed on the part of MRB Group Engineers, Babcock Enterprises, and the Village for the claim. John's proposal is to split it three ways. To his knowledge it has cost about \$6,000 to remedy the situation.

3. LIVINGSTON COUNTY CONNECTIVITY PROPOSALS:

Mayor Hatheway reported that the consultant selection committee members interviewed four engineering/planning firms on Friday to identify the one that will be recommended to the Board of Supervisors to work on a plan to connect methods and modes of transportation throughout the County. The project has been funded with a UPWP grant through the Genesee Transportation Council. This county-wide connectivity plan is a relatively new concept with a goal of how best to connect residents with services. In the past transportation concepts have been looked at municipality by municipality rather than on the broader county-wide basis.

4. LIVINGSTON COUNTY TRAFFIC SAFETY BOARD:

Mayor Hatheway spoke with Bill Mills, Genesee's representative to the Board, saying that the Board would like to explore the possibility of recommending that DOT consider lowering the speed limit in front of the Central School. While the school is in the Village, Route 39 in that area is a State

Highway. The Village Board was in agreement that Dick write a letter to the Traffic Safety Board endorsing the proposal so that it can be put before them for consideration.

5. ARTICLE 78 DECISION:

The Board was provided with a copy of the decision handed down on October 6th by Acting Justice of the Supreme Court, Judge Wiggins regarding the application for a Special Use Permit in order to convert 18 Wadsworth Street from a one-family dwelling into a two-family dwelling. The Planning Board had denied that petition earlier in the summer. The owners then filed an Article 78 seeking mandate that the special permit be permitted. After oral arguments on October 3rd, Judge Wiggins concluded that the matter be remanded to the Planning Board for further hearing and development of evidence.

On a related note, based on goals stated in the Comprehensive Master Plan, the Village Board adopted legislation on October 3rd disallowing the conversion of one-family to two-family dwellings in the R-1 and R-2 Residential Districts. That legislation has been sent to the Secretary of State.

Clerk and Planning Board secretary Mack contacted Attorney Reynolds to determine what the steps would be for Planning Board reconsideration of the special use permit; he said the Dotterweich's will need to submit an application to the Planning Board and start the process over.

6. DEC LETTER:

Notification was received from NYS Department of Conservation that the Urban Forestry Tree Planting grant application submitted by the Village was not selected for funding this year. A total of 163 proposals were submitted from across New York State and 61 were selected. The grant funding would have been used for additional trees in Highland Park. Trustee Brennan will contact DEC personnel to ask how the application can be strengthened

7. FACILITIES USE:

A resident of Northview Drive feels that as a taxpayer he is entitled to use the Depot for Cub Scouts meetings without paying the \$25 per meeting fee. The Board discussed the issue and the consensus was that a fee of \$25 for three months might be feasible based on the scouts meeting for one hour twice a month. Mayor Hatheway will follow up on the request.

Trustee LaGrou entered the meeting.

8. CODE OFFICE:

The Code Office and Attorney Reynolds are working on a situation brought to light by a complaint whereby a Village resident is allegedly storing firewood on the Village right of way. Attorney Reynolds will send a letter to the resident.

Corrin Strong sent a letter protesting being billed for Attorney Reynold's time to review a proposal he had made regarding weddings on his residential property. Attorney fees have not been billed back to the developers until recently. Engineering fees historically have been billed back. Following discussion, the consensus of the Board was that attorney fees for the advice given to the Planning Board in this particular instance should not be charged back and that the fee would be waived. However, attorney fees for review of plans submitted to the Planning Board remain a billable expense to a developer, similar to engineering fees.

Town attorney Jim Coniglio has drafted a proposed intermunicipal agreement for management of the code office between the Town and Village. The Board members will review that agreement.

9. GENESEO BUILDING:

Representatives of Lu Engineers were at the Geneseo Building last week to collect samples of mortar, caulk and paint from the exterior of the building for analysis. Clark Patterson architect Jon Norris will be here on Wednesday to take measurements of windows etc.

The work on the back entryway to the building has been completed. Lights in the Geneseo Building, DPW building and at the Wastewater Treatment Plant were retrofitted by the lighting contractor last Thursday and Friday. They will be more energy efficient and brighter.

10. MISCELLANEOUS CORRESPONDENCE:

The R-2 residential district amendment (disallowing attached or row houses in R-2) has been forwarded to the County Planning Board. The Village public hearing is set for November 7th at 5:30PM.

The next Livingston County Association of Village Boards meeting will be in Livonia on November 16.

The park reservation form has gone through several revisions. Clerk Lund wondered about allowing bounce houses and other inflatable devices for birthday parties etc. Insurance Agent Chanler has suggested requiring a Certificate of Insurance from the company supplying the device. Deputy Mayor Fox suggested that if inflatable devices were to be used, folks would need to bring portable generators to power them because there isn't enough power at the Park for those items. It was noted the staff has put a lot of time and effort into creating this form.

The fall College/Village meeting has been scheduled for November 2 at 8AM at the Campus House (17 Main Street).

11. PUBLIC SAFETY:

No report.

12. PUBLIC WORKS:

Supt. McTarnaghan submitted the following:

- Ten new 1" meters have been installed at the Meadows Apartments.
- A 4" compound meter was installed at Geneseo Central School.
- The new main on University Drive has been completed and is in service.
- Water meter reading is taking place for the November billing
- A new hydrant has been installed in Vital's yard on Riverside Drive.
- A water break was repaired on Court Street.
- The annual emptying and haul away of the sludge in the sludge beds took place this past week.
- The crews are working with Babcock on the II Project and with DDS on the gas line installation on Route 20A including many stakeouts.
- Working on a new design installation at the old County Jail. The meter that is in there now is the wrong style for that type of usage.
- Supt. McTarnaghan will be out of town from October 15-25.

Supt. Frazier reported the following:

1. Leaf collection started and will continue until December.
2. The crews were busy servicing the equipment for leaf season and the dump trucks for snow plowing. One truck had to go to the dealer for a new turbo, other than that all trucks will be ready for winter.

3. The salt order was placed with a company out of Ohio. American Rock Salt was not awarded the delivery bid for this year. (The Board wondered why and will follow up.)
4. The crew poured a new concrete sidewalk apron to the crosswalk at Main and Park Street.
5. The crew cleaned up the front yard of 18 Wadsworth St, poured a new sidewalk, top soiled the yard, relayed the landscape rock in front of the house, and planted a few plants in the planter in front of the house. This will be some of our contribution to the overall bill for this sewer tie-in.
6. University and Wadsworth were paved. Top soil is placed and seeded. Sidewalks are being poured on Wadsworth, Court, and University. Main Street cross-cut will be paved Tuesday. Storm sewer is still underway up Court Street. All cross-cuts will be touched with asphalt as they go up Court.
7. DDS/RGE, are almost finished with their final tie in on Second Street. They will be doing the restoration this week on Second and next on Main, South, the Village Park, and Second Street.
8. We supplied a lift for some testing on the Geneseo building caulk, paint, and mortar.
9. The crew repaired a catch basin on Lower Court and did some milling before the paving will be done on that street.

13. TRUSTEES:

Trustee Duff: no further report.

Deputy Mayor Fox: The “good neighbor” inserts will be ready when the water bills go out.

Trustee LaGrou: Tom asked the Board to consider the Geneseo-Groveland basketball program and its inclusion under the Geneseo Youth Recreation “umbrella” for insurance purposes. The organizers, Ted Saunders, Tracy Rollins and Beki Kaye have added a Little Dribblers program available for 1st to 3rd grade boys and girls as well as the program for 3rd and 4th grade kids. All paperwork has been completed and submitted. The program takes place at Geneseo Central School. Trustee LaGrou moved to include this program under the youth recreation umbrella pending approval by insurance agent Chanler. Trustee Duff seconded the motion and all were in favor.

14. CLERK/TREASURER:

Joe Fenicchia, a CPA from the firm of Freed, Maxick & Battaglia began the audit today of the Highland Park Project. The single audit is a requirement of the State in order to receive the final grant payment.

Following review by Trustee Brennan, voucher numbers 384-463 (for general, water, and sewer funds) were presented for approval. After discussion, particularly about the copier purchase for the Fire Department, Deputy Mayor Fox moved and Trustee Duff seconded the motion to approve general fund vouchers in the amount of \$102,436.73. The vote was as follows: Trustee Duff-Aye, Deputy Mayor Fox-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

After discussion Trustee Duff moved and Trustee LaGrou seconded the motion to approve water fund vouchers in the amount of \$30,404.56. The vote was as follows: Trustee Duff-Aye, Deputy Mayor Fox-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

After discussion, Trustee LaGrou moved and Trustee Duff seconded the motion to approve sewer fund vouchers in the amount of \$41,623.88. The vote was as follows: Trustee Duff-Aye, Deputy Mayor Fox-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye.

After discussion, Deputy Mayor Fox moved to approve Infrastructure Improvements Project vouchers in the amount of \$199,055.16. Trustee Duff seconded the motion and all were in favor.

15. OLD BUSINESS:

Trustee Duff wondered if the Board is going to further consider stricter parking requirements for rental housing units. The Village Zoning Code currently requires only one parking place for each apartment unit. Discussion followed.

16. MEETING CLOSE:

With no further business to discuss, Trustee LaGrou moved and Trustee Duff seconded the motion to adjourn. The vote was as follows: Trustee Duff-Aye, Deputy Mayor Fox-Aye, Trustee LaGrou-Aye, and Mayor Hatheway-Aye. The motion passed and the meeting adjourned at 6:25PM.

Marsha B. Merrick, Village Clerk