

PRESENT:

Richard B. Hatheway, Mayor
Sandra F. Brennan, Deputy Mayor
Margaret Duff, Trustee
Benjamin Gajewski, Trustee
Bob Wilcox, Trustee

Marsha B. Merrick, Village Clerk/Treasurer

ALSO PRESENT:

Glenn & Kim Punzi

1. MEETING OPENED:

Mayor Hatheway opened the meeting at 5:00PM. The minutes of the July 21, 2014 meeting were reviewed. Trustee Duff moved to approve the minutes as amended with second from Trustee Gajewski. The vote was as follows: Trustee Duff-Aye, Trustee Gajewski-Aye, Trustee Wilcox-Aye, and Mayor Hatheway-Aye.

2. GLENN W. PUNZI – PROPRTY MAINTENANCE CONCERNS:

Mr. Punzi came before the board to explain the situation he has been having with his RV that is parked in his yard. In 2008 he put in a finished surface on which to park the RV, according to the Village Code in effect at that time. In addition to the RV, Mr. Punzi has an “Easy Up” canopy on his driveway that is not in violation of the current Code language. A complaint about the property was received on April 24th and since that time, Mr. Punzi has applied for and received a Special Use Permit to house the RV according to Code amendments put in place in 2012 (Local Law #2, 2012).

Mr. Punzi feels that he is being singled out in the Village and wonders how many other folks that have RV’s in their yards are required to complete the process of obtaining a Special Use Permit that includes a publication fee of \$75 and mailing notices to all of the surrounding property owners costing approximately \$60. He came before the Board to ask if they would waive the \$75 publication fee, or if that was not possible, to let them pay it in installments. He stated that he has consulted with a Constitutional attorney about being singled out, but doesn’t want to pursue that course of action.

Deputy Mayor Brennan entered the meeting.

Mr. Punzi also wondered about the twenty foot limit on the equipment length as the average RV is 32 feet in length and the average length of a boat is 22 feet. He was also told by the Code Officer that they do not routinely inspect properties, they act only on complaints. Deputy Mayor Brennan upheld that procedure as she cited NYS Dept. of State Division of Code Enforcement NCCR Title 19 Part 1203 establishing minimum features for a local code enforcement program. *Part 1203.3(i) sets the requirement for responding to complaints. The Code Enforcement Official shall respond to bona fide complaints. This includes investigation, correcting the noncompliant issue and documenting the activity. There is no language in the regulation that*

describes the Code Enforcement Official “patrolling” the municipality. There was also discussion about the nature of the complaint, as it was anonymous, and not on the proper Code Enforcement Complaint Form.

Mr. & Mrs. Punzi thanked the Board for their consideration and left the meeting.

Following discussion among the Board members, it was determined that they would discuss the possibility of revisiting the current practice of the Code Officers acting only on receipt of a complaint. They will consider having the Code Officers become more pro-active, but first will need to examine all of the ramifications of that potential change in policy. Secondly, they will assure Mr. Punzi that he will not be forced to renew the Special Use Permit granted to him. The Permit will stay in effect as long as he owns the property. With regard to the \$75 public hearing fee Mr. Punzi still owes, the Board agreed to grant the request to pay the balance in installments. The total fee must be paid before the middle of April 2015 when outstanding invoices are levied to the property taxes. Mayor Hatheway will convey the above to Mr. & Mrs. Punzi.

3. SUNY PRESIDENTIAL SEARCH PROCESS:

Mayor Hatheway stated that there is now an 18-page document online describing the College in great detail and its relationship with the community, the characteristics/attributes the search committee is looking for in a candidate and the timeline for nominating a new president. They will be looking for candidates now through early October. On October 14 the committee will choose 10-12 candidates for off-campus interviews; then that list will be whittled with further interviews through November. A suggestion of three potential candidates will be made to the SUNY Chancellor in December and the successful candidate will be considered by the SUNY Board of Trustees in January. It is anticipated the successful candidate will begin his/her term in summer 2015.

4. SUMMER RECREATION PROGRAM:

According to a recent communication from the Y, weeks one and two of the program saw 88/89 participants respectively; weeks three and four had 99/108 participants. Overall, participation has increased over last year by about 50%. In four weeks the program surpassed the total number of participants for all of last year. This year’s program seems to be more focused on fun and includes more activity choices, according to reports from participants and supervisor Jeff Rose.

5. TOURISM REPORT:

A nice letter was received from the Co-Chairs of the Tourism Committee, Mary Kay Nitsche and Arleen Somerville. The letter described the SUNY orientation events that are held to familiarize students with the community. The letter states: *As a group, we believe that the college is a critical component in what makes our community unique and so attractive. At the same time, we are convinced that the community contributes to the comfort and warmth of the students’ experience at SUNY Geneseo. We continue to look for ways to strengthen that mutually beneficial relationship and hope that you’ll join us in that effort.* The letter was sent to both governing boards (Town and Village) and SUNY Geneseo.

6. OAK STREET REQUEST:

The Board approved the annual Oak Street block party to be held on August 18 between 5-9:30PM. Clerk Merrick will notify the Police and Fire Departments.

7. IDA REVIEW:

A letter was received from the US Department of Agriculture (USDA) asking for answers to compliance review questions for the Livingston County IDA. The USDA is in the application process for the Rural Business Enterprise Grant Program and part of that process includes a civil rights compliance review. The review determines whether the borrower is adhering to all of the civil rights laws covering their program. Julie Marshall of the Livingston County IDA provided the Village's name and address because of our knowledge of the agency. Mayor Hatheway will respond to the request.

8. TOWN'S 225TH ANNIVERSARY PROGRAM:

David W. Parish, historian, wrote that on September 10 at 7PM in the Geneseo Building, Jerome Walrath will be presenting a program on his boyhood memories of Lower Court Street and Geneseo. Mayor Hatheway has been asked to say a few words at the beginning of the program entitled, *Saluti a voi, la mia famiglia Geneseo*.

9. PORTAGEVILLE BRIDGE PROJECT:

There will be a public hearing on the Draft Environmental Impact Statement (DEIS) for the project on Tuesday, August 26th held at the Genesee River Restaurant in Mt. Morris. The notice includes contact information for the submission of written comments. The DEIS is online at www.dot.ny.gov/portagevillebridge

10. LAKE ONTARIO WATERSHED REVIEW:

There is a draft 86 page document that has been compiled on the watershed, but it is not available as yet for publication.

11. GENESEO MERCHANT'S PLANS:

Deputy Mayor Brennan reported that she has the agenda for tomorrow's meeting with the merchants. It includes information on the upcoming Wine Stroll (this Friday) and someone from Channel 13 talking about a holiday advertising campaign. Holiday decorations will also be discussed as the merchants plan to spend \$6,000 on various decorations and lights with the Village committing an additional \$3,000. The Merchants are also planning a social hour at the Homestead on September 26th.

12. MISCELLANEOUS CORRESPONDENCE:

The Vice President of Phi Lambda Chi Sorority has asked permission to block off Wadsworth Street for a fundraising event on Labor Day, September 1st. Initially Clerk Merrick, on request of the Board, emailed a request for a detailed description of the event and perhaps an in-person visit to a Board meeting by the organizers to discuss the request. The VP wrote back and stated that she is home for the summer and cannot attend a Board meeting but that the event would be held between the hours of 12:30 and 3:30PM and would involve and benefit KidStart, a program serving preschool children at Hampton Corners in Groveland. The event organizers expect between 200 and 300 people to attend. Discussion followed. Mayor Hatheway will respond to the organizer and check also with Wendi Kinney on Campus.

Notification was received from the director of Environmental Health & Safety on Campus that there will be a fireworks display on Sunday, August 24, 2014 at Letchworth Field. Details of the event will be shared with the surrounding public safety agencies (GFD, GPD and LCSO).

13. PUBLIC SAFETY:

Deputy Mayor Brennan reported that Chief Osganian is setting up interviews with prospective part-time officers.

No report from the Fire Department per Trustee Wilcox.

14. PUBLIC WORKS:

Trustee Duff reported the following items for Supt. Frazier:

1. Suit-Kote is in town today sealing streets, they may finish up tomorrow.
2. Rubbish day is today, it will take 2 days to get around the Village.
3. Crew helped out at the STP on the digester cover, we moved the cover back into place.
4. We handled the heavy rains well again last week. We have such an inflow of storm water into the sanitary sewer that it makes the plant very full during these events.
5. We ran our camera in two areas of the sewer problems after the storm and found no issues.
6. Hydrant flushing went on during the past week, crews were ready for action if needed.
7. Our annually sewer flushing is taking place.
8. Crew was lite the last couple of weeks due to vacations, and this month.

Trustee Gajewski reported that the W/S crew has been mowing, painting fire hydrants and dealing with an issue on Crossett Road involving a water line. After the line was bled, it appeared to be a homeowner issue and not the Village's. There was a sewer line tie in to a work trailer on School Street. The digester issue continues to be the big project. The first item of business was to get the cover back in place. Ben showed the Board pictures of what was involved. Today the fiberglass contractor was working on the ballast boxes, with two of the twelve boxes they need to fix. It might take two weeks to get this portion of the project completed. The main problem is the sludge that needs to be cleaned out of the digester in order for the gas line to be repaired. Supt. McTarnaghan and MRB's Bill Davis continue to monitor the situation.

Mayor Hatheway mentioned a call received last Monday from the manager at Fox Run Apartments. Apparently with the heavy rains, there was a sewer issue again at that location. Jason and Steve were notified immediately.

15. TRUSTEE REPORTS:

Deputy Mayor Brennan: Sandy reported that she will be attending a Merchant's Association meeting this week as well as a Code Office meeting.

Deputy Mayor Brennan asked the Board to consider changing the start time of the Village Board meetings from 5PM to 5:30PM. Following discussion, Trustee Wilcox moved to amend the meeting start time to 5:30PM beginning August 18 (the next meeting) with second from Trustee Duff. All were in favor and Clerk Merrick will publish the notice in the official paper.

Trustee Duff: Margaret talked with a local florist who relocated off of Main Street. He is considering moving his business back to Main Street but wonders about the parking situation. He and Margaret talked about the possibility of a parking garage being constructed in the municipal lot. Margaret realizes that it is a costly solution, but that fees paid over the years would more than pay for the structure. Margaret wonders if it can be put on a capital project wish list or agenda.

Trustee Duff also reported that the pay phone at Highland Park is not working.

Trustee Gajewski: no further report.

Trustee Wilcox: Bob reported that the tourism committee is moving along and working on the website. Bob will be going to a meeting tomorrow as part of the Healthy Campus Community Coalition and the County

Healthy Communities that Care. The County group is starting an extensive off campus study of underage drinking. He will report back.

16. CLERK/TREASURER'S REPORT:

The Board discussed the meeting schedule for September. Due to the Labor Day holiday, meetings will be held on Monday, September 8 and Monday, September 22 at 5:30PM. Meetings will be back on schedule for October and the rest of the calendar year.

17. ADJOURN:

With no further business to discuss, Trustee Duff moved to adjourn the meeting. Deputy Mayor Brennan seconded the motion and all were in favor. The meeting closed at 6:15PM.

Marsha B. Merrick, Village Clerk