

PRESENT:

Richard B. Hatheway, Mayor  
Sandra F. Brennan, Deputy Mayor  
Matthew P. Cook, Trustee  
Margaret Duff, Trustee  
Mary V. Rutigliano, Trustee

Marsha B. Merrick, Village Clerk/Treasurer  
David Woods, Planning Board Chair  
Eric Osganian, Police Chief

ALSO PRESENT:

Matt Leader-LCN

Sarah Simon-Genesee Sun

Eddie Lee

Don Livingston

1. MEETING OPENED:

Mayor Hatheway opened the meeting at 5PM. The minutes of the April 18, 2016 regular meeting were reviewed. Trustee Duff moved to approve the minutes as presented with second from Trustee Cook. The vote was as follows: Deputy Mayor Brennan-Aye, Trustee Cook-Aye, Trustee Duff-Aye, Trustee Rutigliano-Aye, and Mayor Hatheway-Aye.

2. COLLEGE-VILLAGE COMPACT:

Mayor Hatheway had distributed a draft document to all Board members via email. President Battles had encouraged another look at the document as one of her first goals in office. The wording in one section of the most recent draft might be altered a little following a suggestion by Chief Chanler. Chief Osganian said the newer version has had some of the wording clarified and been organized better than the last one, circa 2012. Mayor Hatheway worked on the revised document with Chief Osganian, Asst. Dean of SUNY Students Wendi Kinney, SUNY PD Chief Kilcullen, and SUNY VP Bonfiglio. The two-page document has been reviewed/approved by the President's Cabinet at this point, now we are seeking approval from the Village. The Trustees agreed with the Cabinet's approval. When the document is in its final form, there will most likely be a formal signing arranged.

3. ROBERT OSWALD-HIGHLAND PARK REQUEST:

Mr. Oswald works for Livingston Fitness, housed in Lattimore Physical Therapy on Morgan View Road in the Town. He would like to hold an outdoor boot-camp fitness class in Highland Park each morning, Monday-Thursday, May 16-July 28 from 7-8AM. Group size would be from 5-15 people per class and participants range in age from 13-adult. They had offered a similar class at Kelsey Field last summer, but there was very little participation.

Mr. Oswald realizes that Livingston Fitness is a for-profit business, but would like to offer a fitness class in a nice park setting with restroom facilities available.

Mayor Hatheway noted that the Village didn't know anything about the program at Kelsey field last year. Rob responded that it was on a trial basis and only one person showed up. In checking with the Village Attorney and Insurance Agent, Mayor Hatheway reported that a public park is generally not intended to be used on long-term basis by private entities. The fear is that the Village would be setting a precedent and many other groups would want to use the park for a similar purpose. However, use of the park is a Village Board decision on a case-by-case basis. Deputy Mayor Brennan stated that Livingston Fitness would need to provide an insurance certificate with the stated limits of liability spelled out in the park reservation form, which would also need to be completed. Rob said that they are in the process of changing insurance carriers, so it would be a perfect time to get the required limits of coverage in place.

Trustee Duff said she supported the concept of group exercise, but has concerns about setting a precedent about a for-profit program using the park. She worries about the liability if their equipment (Rob mentioned the use of tractor tires, agility ladders, and sand bags) is out there and maybe kids would get into it

since Summer Recreation begins July 5 and there is early drop off available for children. Also, allowing the entity to use a public park would give an unfair advantage to a business needing space to hold their program.

Deputy Mayor Brennan liked the fitness aspect and the ability to provide more opportunities for fitness activities. Following discussion, Deputy Mayor Brennan moved that the Board vote tonight on granting approval for Livingston Fitness to move forward with their plans for a boot-camp fitness program offering, contingent upon approval from the Insurance Agent Chanler and Attorney Reynolds. Trustee Cook seconded the motion. Further discussion took place with Rob agreeing to hold the camp from 6:30AM until 8AM so that fitness equipment is removed before any younger kids show up. A fee for use of the park (\$25 per week) was also discussed and Rob stated that would not be a problem. Following discussion, Mayor Hatheway called for the vote and it was as follows: Deputy Mayor Brennan-Aye, Trustee Cook-Aye, Trustee Rutigliano-Aye, Mayor Hatheway-Aye and Trustee Duff-Nay. Rob thanked the Board for their consideration.

#### 4. FOUNTAIN UPDATE:

Moorland Studios has submitted a proposal for consultation services for repair of the fountain; that will be submitted to the insurance carrier for Upstate Milk, the owner of the truck that struck the landmark. It appears that Moorland Studios has located rock similar to what the base of the fountain is made of, in case it cannot be repaired and needs to be replaced.

Anna Kowalchuk, director of the Livingston County Historical Society Museum, has suggested moving Emmeline to the Museum until such time that the basin has been repaired/replaced and she can be returned to her perch. The Museum is a secure facility. Insurance Agent Chanler was consulted and thought it was a great idea. The Board was also supportive. Thus, it was agreed that Emmeline could live temporarily at the Museum until the basin has been returned. The Museum is insured through Chanler Agency as well so the bear will be covered in any event.

#### 5. GAMES OF CHANCE:

The Board reviewed the sample legislation for the Village to allow raffles to be held. Deputy Mayor Brennan moved to schedule a public hearing on June 6 at 5:15PM to consider a local law allowing certain Games of Chance in the Village of Geneseo. Trustee Duff seconded the motion and the vote was as follows: Deputy Mayor Brennan-Aye, Trustee Cook-Aye, Trustee Duff-Aye, Trustee Rutigliano-Aye, and Mayor Hatheway-Aye.

#### 6. JANITORIAL SERVICES – GENESEO BUILDING:

Four quotes were received for cleaning, ranging from \$100 per week to \$210 per week. After review of the quotes received, Clerk Merrick recommended hiring Jill Quintana for the position. Jill currently cleans for Central Presbyterian Church and the Interfaith Center. She agreed to be placed on the Village payroll as an employee. The Board was supportive. Jill can start the job right away.

#### 7. PLANS FOR ASSOCIATION MEETING-JUNE 2016:

The next meeting of the Livingston County Association of Village Boards will take place on June 15 with Geneseo hosting. The thought is to hold the meeting at the Warplane Museum and have the Village Café cater the event, Mayor Hatheway stated. The museum has been reserved so far and then contacting the caterer will be the next step. The Board supported the proposal.

#### 8. LIQUOR LICENSE APPLICATION:

- 8 ½ Center Street: A State Liquor Authority Standardized Notice Form for providing a 30-day advanced notice to a Local Municipality was received for a new Tavern/Bar (*Intermissions*) at 8 ½ Center Street next to the Riviera. Don Livingston, the proprietor of the new establishment that is similar to a facility at GEVA Theater, submitted the form to the Village Clerk on April 26.

- 71 Main Street: A State Liquor Authority Standardized Notice Form for providing a 30-day advanced notice to a Local Municipality was received for Kelly's Saloon Inc., proprietor Sarah Dieter submitted the form to the Village Clerk on April 1.

9. LETTER TO DEPT. OF TRANSPORTATION:

A group of officials met recently to discuss requesting DOT to reduce the speed limit in front of Geneseo Central School on Route 39 (Avon Road) from 40 mph to 30. Included in the group were GCS Superintendent Hayes, Sheriff Dougherty, Ann Chwieko from Senator Gallivan's Office, Supt. Tim Hayes, Mayor Hatheway, , Fire Chief Chanler, Supervisor Wadsworth, Highway Superintendent Levey, and representatives of the Livingston County Traffic Safety Board. Tim Hayes will draft a letter to the State Dept. of Transportation to ask them to consider a speed limit reduction.

10. MISCELLANEOUS CORRESPONDENCE:

SUNY Geneseo is searching for a new Vice President for Advancement. Community folks have been invited to meet the candidates. A Senior Associate to the President is also being considered. Luncheons and dinners are being held for those potential candidates.

SUNY Commencement is Saturday, May 14<sup>th</sup> and information has been received from Chuck Reyes, Director of Environmental Health & Safety. Plans are similar to those of other years and GPD and GFD will be kept in the information loop.

Bill Bacon has been named the new Director of Economic Development. He will be reaching out in the near future to schedule a meeting.

The Town ZBA has scheduled a public hearing on May 24<sup>th</sup> for a property on Reservoir Road. Property owners have requested a permit to build an addition that fails to meet a front yard setback.

In celebration of Arbor Day last Friday, Mayor Hatheway accepted four lilac bushes donated by the Garden Club and planted in Highland Park.

Livingston County Board of Supervisors Resolution No. 2016-140 proclaims May 1-7, 2016 Municipal Clerks Week. The resolution reads: *Resolved, that the Livingston County Board of Supervisors do recognize the week of May 1-7, 2016 as Municipal Clerks Week, and further extend appreciation to our Clerk of the Board and to all Livingston County Town and Village Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.*

11. PUBLIC SAFETY:

Deputy Mayor Brennan moved to declare 22 individual Surviair brand, Panther self-contained breathing apparatus units with face piece masks and 36 carbon wrapped air cylinders surplus to the needs of the Village. Trustee Duff seconded the motion and all were in favor. It was noted that the last air packs declared surplus were sent to South America for use and Chief Chanler is hoping for a similar placement for these units.

The following members have resigned from the Geneseo Fire Department: Jacob DeBell, Djoni Elkady, Allison Hausberger, Admin Kolenovic, Nicholas Mamatoss, Justin McGowan, Haley Rose, Kevin Sager, Casey Stiller, Tanzeen Sultana and Evan Walsh. Deputy Mayor Brennan moved to accept the resignations with second from Trustee Duff. The motion passed unanimously.

There were 22 fire calls and 89 ambulance calls during the month of April, Deputy Mayor Brennan reported. Also noted, unfortunately, there were no applications received for the summer live in program, a collaborative effort whereby students would receive free lodging at the College if they would commit to Village ambulance duty. The program will be pursued again next year, however. The Open House held this past week was a huge success. Trustee Rutigliano attended the event.

Police Dept. items were highlighted by Trustee Rutigliano. Community outreach continues with drug and alcohol talks at Geneseo Central, and freshmen students shadowing police officers for possible career paths. Deputy Mayor Brennan said that perhaps the new Board members could ride with the officers at night as she did a few years ago.

Part-time officer Phil Bauers resigned from the Department effective May 17, 2016; it was noted that the parking meter attendant has returned from being off for shoulder surgery. Chief Osganian noted that the State will do an audit on one of Senator Gallivan's grants that the Department received. It is a routine process that takes place occasionally.

Chief Osganian received a response from the Division of Criminal Justice on the accreditation process, the summary report will be arriving soon.

## 12. PUBLIC WORKS:

DPW crews were working on the spring brush pick up today.

Trustee Cook gave the water/sewer report: crews worked on a heat exchanger problem at the wastewater plant along with a pump in the digester building. Another pump was removed for repair. Work was done on the chemical storage tank at the water treatment plant and the ongoing meter replacement program continues. They have replaced about 100 meters in the past year. Trustee Cook toured both facilities a couple weeks ago, but that resulted in just a "bare bones" understanding of all that takes place with water and wastewater treatment. He gave kudos to the crew members for doing what they do.

A copy of notification arrived today from NYS Department of Environmental Conservation to MRB Group stating that MRB's submission of the Project Engineering Report for the Wastewater Treatment Plant Evaluation on September 15, 2015 was received. There were several comments contained within the letter and Mayor Hatheway will confer with Bill Davis and Steve McTarnaghan about the letter.

In the event that there is a retirement in the position of Senior Water/Wastewater Treatment Plant Operator, there will need to be a Civil Service exam requested before filling the position. Hopefully that will be a smooth transition. Mayor Hatheway will be contacting the County Personnel Office to review the procedure.

## 13. TRUSTEE REPORTS:

Deputy Mayor Brennan: Sandy reported that she met with the merchant's group last week and has a number of questions for Supt. Frazier.

Trustee Cook: Matt has been talking with a few people inquiring about the addition of a question/answer period at the end of the meetings. It was noted that folks can request a spot on the agenda at any time and all of the meetings are open to the public.

Trustee Duff: nothing further.

Trustee Rutigliano: Mary has been asked to be on a committee that the merchant's group is forming to liven up the Summer Festival. They hope to connect with vendors from the Letchworth Arts & Crafts Show. Committee members will include someone from Rotary, merchants and some other folks.

Mary also met with Chief Osganian and talked about his latest activity reports.

## 14. CLERK/TREASURER'S REPORT:

Clerk Merrick expressed appreciation to Deputy Clerk Mack for working extra hours to accomplish the task of water/sewer billing this quarter. Water meter books were late in coming back from the meter reading crew and it made for a rush at the end of April to get the readings into the computer, fine tooth comb the billing report for any errors and finally print the bills (late Friday night). After they are sent out (a two day process), tax bills will be printed and delivered by the County and that mailing will take place. The Clerk's Office will be a busy place right through the summer.

Clerk Merrick is working to close the books for March and then finalize the 2016-17 budget and get the tax bill information to the County for processing.

## 15. OLD/NEW BUSINESS:

Trustee Cook is still considering attending the International Town/Gown Association Conference in Chicago from June 5-8. SUNY VP Bonfiglio has stated that the College can partially underwrite the cost of attending which would be \$250 for registration plus meals, lodging and transportation. Mayor Hatheway will email him to see what he has in mind. Matt will find out more as to the cost for the Village and get back to the

Board at the next meeting. If Matt attends the conference and Mayor Hatheway is also away, there will be only three Board members for the June 6<sup>th</sup> meeting.

16. ADJOURN:

With no further business to discuss, Deputy Mayor Brennan moved to adjourn the meeting with second from Trustee Duff. The motion carried and the meeting adjourned at 6:18PM.

Marsha B. Merrick, Village Clerk