

Regular Town Board Meeting

Geneva Town Board
3750 County Road #6
Geneva, NY 14456

DRAFT

March 9, 2010

PRESENT: Supervisor Mary E. Luckern
Councilman Anthony Capozzi
Councilman Richard Larsen
Councilman Patrick Riley
Councilman George Smith
Attorney for the Town Jeff Graff

Recording Secretary: Lorrie S. Naegele, Geneva Town Clerk
The actions described below are not necessarily listed in order of occurrence.

Others Present: Charlie Bracko, Water & Sewer Superintendent; Melissa Nault, Planning Board Chair; Bill McAdoo, Code Enforcement Officer; Howard Bailey, Assistant Water & Sewer; Shelly Marquart, Deputy Town Clerk; Lorie Peck, Deputy Town Clerk; Sheriff Philip Povero; Bob Quade, Transfer Station Attendant; Twelve residents and no reporter for the Finger Lakes Times.

Presentation by: Sheriff Philip Povero from the Ontario County Sheriff's Department discussing on sex offenders. Information on sex offenders can be found on the following web site: <http://www.co.ontario.ny.us/sheriff>. Toll free number 1-800-262-3257 can give information on level 1,2 and 3 sex offenders. If you call the toll free number you will need the offenders name, address and other information. Sheriff Povero will facilitate a meeting with Councilman Riley and a committee of residents to discuss this issue further. Kim Stone Gridley asked if there is a perimeter around the school that a sex offender cannot live within. Sheriff Povero stated that anyone that is registered knows that distance. It is a condition of the sex offender's probation and/ or of their parole that they will not be within this radius. They other wise will be violating parole and subject to arrest. The laws can be found on the NYS Division of Criminal Justice Service web site. Sheriff Povero stated after the meeting that the Geneva City School ordinance for perimeter distance for registered offenders is 500 feet.

1) **CALL TO ORDER:** The meeting was called to order, at 7:00 p.m. by Supervisor Luckern. The meeting was opened with the Pledge of Allegiance.

2) **ACCEPTANCE OF THE MINUTES:** RESOLVED, that the minutes of the Regular Meeting February 9, 2010 be approved and accepted. Motion made by Councilman Capozzi, second by Councilman Larsen. **Discussion:** Councilman Riley asked that on page 5, item # 15, under revalue 2011, where it says "will give the town back \$5.00" should be corrected to say "will give the town back up to \$5.00;" correction noted. Motion unanimously approved.

Supervisor Luckern asked to send a letter to Jeff Trickler to recognize him for his efforts in the community and congratulate him. Motion to accept and approve made by Councilman Capozzi, second by Councilman Smith.

Discussion: None
Motion unanimously approved.

3) **TOWN CLERK'S FEBRUARY 2010 REPORT:** (REFER TO ADDENDUM # 1)
Motion to accept and approve made by Councilman Larsen, second by Councilman Riley.

Discussion: Councilman Larsen referred to the document from Regional Computer Recycling and Recovery and stated that the cost to recycle the Town’s old monitors (17 total) and towers (12 total) is not to exceed \$110.00.

Motion unanimously approved.

3A) COMPUTER RECYCLING: Motion to approve Regional Computer Recycling and Recovery from Victor, New York to recycle the Town’s old computers at a cost not to exceed \$110.00. Motion to accept and approve made by Councilman Larsen, second by Supervisor Luckern.

Discussion: None

Motion unanimously approved.

4) CODE ENFORCEMENT OFFICER’S JANUARY & FEBRUARY 2010 REPORT: (REFER TO ADDENDUM # 2 & 3) Motion to accept and approve made by Councilman Riley, second by Councilman Smith.

Bill McAdoo, CEO, discussed his 2009 Annual Report. Bill recognized Bob Pierce for his 17 years of service to the Town as Water Shed Inspector. Bob will be retiring in March 2010. There are no modifications to the Town’s boundary data for the 2010 Census. As of February 22, 2010 it is a state law for all residents to have a Carbon Dioxide Alarm in there home.

Discussion: Councilman Riley asked Bill some questions regarding to the rezoning of State Route 14, pertaining to the property in the Empire Zone. They were: (1.) If the property comes out of the Empire Zone, does it have to be replaced? (2). Is there a financial hardship that the Town may endure because we are pulling out of the Empire Zone? Bill replied he had contacted Valerie Bassett by e-mail, who is the Economic Developer for the City of Geneva. Her response was “ I do not see a problem with the land in the Empire Zone because there’s not a requirement that it be used for zone purposes.” Councilman Riley suggested since the Board asks a lot of Bill in looking into certain items, if he could have the responses to the questions that the Board asked in writing in his Monthly report, instead of verbally. Bill replied he would attach correspondences.

Motion unanimously approved.

4A) RESOLUTION RECOGNIZING BOB PEIRCE’S SERVICE: Motion to recognize Bob Pierce’s services to the Town of Geneva for 17 years. Motion to accept and approve made by Councilman Capozzi, second by Councilman Larsen.

Motion unanimously approved.

5) AUTHORIZE TO APPROVE BILLS: RESOLVED, that the bills are presented for payment on Abstract 03-2010 from voucher # 174 through # 259.

FUND	VOUCHER #	TOTALS
A	General Fund (223 to 256, 259)	\$ 28,797.34
DA	Highway (194 to 207)	\$ 16,530.68
SS	Sewer District (208 to 214, 257)	\$ 3,223.99
SWD	Water Storage & District (215 to 222, 258)	\$ 6,637.48
TOTAL		\$ 55,189.49

TOTALS

ABSTRACT: 3 –2010; MARCH 2010 voucher # 194 to 259	\$ 55,189.49
PRE-PAID –February & March, voucher # 174 to 193	\$ 179,089.84

March – TOTAL

\$ 234,279.33

Motion to approve bills made by Councilman Larsen, second by Supervisor Luckern.

Discussion: None

Motion unanimously approved.

6) COMMENTS: From Mr. John Nicholas on Proposed Modified Water District # 12.

Discussion: (REFER TO ADDENDUM # 4) Letter from Mr. Nicholas dated March 9, 2010.

Michael Roulan, Attorney for Mr. Nicholas, asked the Town Board why Jean Nichols was not included in the Modified Water District # 12. Councilman Larsen explained that in 2004 when the larger Water District # 12 was going in, Mr. Nichols and Mrs. Jean Nichols did not want the water. They filed a petition against the water, which is their right. When this Modified Water District # 12 came into existence the Town thought they did not want the water, they surely were not left out on purpose. There was an Informational Meeting on the Modified Water District # 12 on February 10, 2010 when the petition could be signed and John Nichols was present. The Board will discuss the issue with MRB Engineers.

Motion unanimously approved.

7) AGREEMENT FOR HIGHWAY MONIES: (REFER TO ADDENDUM # 5) Motion to approve an “Agreement for the Expenditure of Highway Monies” between the Town of Geneva Highway Superintendent, the State of New York and the Town Board of Geneva. Motion to accept and approve made by Councilman Larsen, second by Councilman Smith.

Discussion: None

Motion unanimously approved.

8) RESOLUTION NO. 02-2010: Resolution requesting County Assistance for a Re-evaluation Project.

Discussion: Councilman Larsen asked about the Memorandum of Understanding and if the Board could receive a copy of it. Councilman Riley asked if the Board could also have a copy of the scheduling of the Revalue. Supervisor Luckern agreed they should have a copy.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO: 02 –2010**

RESOLUTION REQUESTING COUNTY ASSISTANCE FOR A REVALUATION PROJECT FOR THE
TOWN OF GENEVA, GENEVA, NEW YORK 14456.

WHEREAS, the Town of Geneva has undergone the data collection of real properties within the Town; the Town feels that it is necessary to conduct a revaluation project of all properties for the 2011 assessment roll to maintain a uniform standard of assessment for the Town; and

WHEREAS, the State of New York will provide financial assistance to the Town for the implementation of a system of real property tax administration which conforms to the standards established pursuant to Subdivision 1 of # 1570 of the Real Property Tax Law;

NOW, THEREFORE, it is hereby

RESOLVED, by the Town Board of the Town of Geneva, New York, that the Town of Geneva hereby requests County assistance, specifically from the Real Property Tax Office of Ontario County to help do a revaluation project to achieve and maintain a uniform standard of assessment in accordance with Section 305 of the Real Property Tax Law; and it is further

March 9, 2010 minutes continued:

RESOLVED, that the Supervisor is hereby authorized and directed to expend the necessary funds for the preparation of said plan and the establishment and maintenance of the Real Property Improvement Program and to make application to the Office of Real Property Tax Services for financial assistance therefore pursuant to # 1572 of the New York State Real Property Tax Law.

NOW THEREFORE BE IT RESOLVED, Councilman Capozzi moved that the following resolution be adopted such motion was seconded by Councilman Larsen, the Supervisor called the roll of the Town Board, which was done by the following results on March 9, 2010:

	<u>Aye</u>	<u>Nay</u>
Supervisor Mary E. Luckern	<u> X </u>	<u> </u>
Councilman Anthony Capozzi	<u> X </u>	<u> </u>
Councilman Richard Larsen	<u> X </u>	<u> </u>
Councilman Pat Riley	<u> X </u>	<u> </u>
Councilman George Smith	<u> X </u>	<u> </u>

Dated: March 9, 2010

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

9) RESOLUTION TO AUTHORIZE THE TOWN CLERK TO REQUEST SPEED LIMIT

REDUCTION: Resolution to authorize the Town Clerk to write to the Department of Transportation requesting the following:

Reducing the speed limit on Carter Road, from Gambee Road South to the Geneva City Line, to 30 mph.

Reducing the speed limit on Snell Road, from the corner of White Springs Road, two (2) miles Southwest on Snell Road, to 30 mph.

NOW THEREFORE BE IT RESOLVED, Councilman Larsen moved that the following resolution be adopted such motion was seconded by Councilman Smith. The Supervisor called the roll of the Town Board, which was done by the following results on March 9, 2010:

	<u>Aye</u>	<u>Nay</u>
Supervisor Mary E. Luckern	<u> X </u>	<u> </u>
Councilman Anthony Capozzi	<u> X </u>	<u> </u>
Councilman Richard Larsen	<u> X </u>	<u> </u>
Councilman Pat Riley	<u> X </u>	<u> </u>
Councilman George Smith	<u> X </u>	<u> </u>

Dated: March 9, 2010

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

10) RESOLUTIONNO. 03-2010: Authorizing the Scheduling of Public Hearing and the signing of the Order calling the Public Hearing made by Councilman Larsen, second by Councilman Capozzi.

RESOLUTION NO. 03-2010

**RESOLUTION OF THE TOWN BOARD OF
THE TOWN OF GENEVA
AUTHORIZING SCHEDULING OF
PUBLIC HEARING**

WHEREAS, by written petitions dated February 10, 2010, February 12, 2010, February 13, 2010, February 19, 2010, February 23, 2010, February 24, 2010 and March 3, 2010, submitted in due form by Petitioners, containing the required signatures, which has been presented and filed with the Town Clerk of the Town of Geneva, Ontario County, New York, for the Modified Water District No. 12 (“District”) to serve the several lots and parcels of land within the proposed District; and

WHEREAS, the Town Board deems it to be in the best interests of the residents of the Town of Geneva to pursue the District, pursuant to a Map, Plan and Report made MRB Group last dated January, 2010, and filed with the Town Clerk on February 8, 2010 (See Exhibit 1 attached hereto and made a part hereof.)

NOW, THEREFORE, BE IT RESOLVED

That the Order Calling for Public Hearing, attached hereto, shall be signed by the members of the Town Board of the Town of Geneva and published, posted and entered into the Minutes in accordance with **Section 193 of the Town Law** and the Town Clerk and/or Counsel to the Town are hereby authorized to take any and all further measures necessary to comply with the Town Law in preparation for the final adoption of the aforementioned District.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Geneva on, March 9, 2010 , by the following vote:

	<u>Aye</u>	<u>Nay</u>
Mary Luckern	<u>X</u>	_____
Richard Larsen	<u>X</u>	_____
Anthony Capozzi	<u>X</u>	_____
Patrick Riley	<u>X</u>	_____
George Smith	<u>X</u>	_____

Dated: March 9, 2010

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

SEAL

At a regular meeting of the Town Board of the Town of Geneva, in the County of Ontario, New York, held at the Town Hall of the Town of Geneva on, March 9, 2010.

PRESENT: Town of Geneva
Mary Luckern, Supervisor
Anthony Capozzi, Councilperson

Richard Larsen, Councilperson
Patrick Riley, Councilperson
George Smith, Councilperson

In the Matter

of the

ORDER CALLING PUBLIC
HEARING

Creation of the Modified Water District No. 12
in the Town of Geneva,
County of Ontario, New York.

WHEREAS, by written Petitions dated February 12, 2010, February 13, 2010, February 19, 2010, February 23, 2010, February 24, 2010 and March 3, 2010 submitted in due form by Petitioners, containing the required signatures, which has been presented and filed with the Town Clerk of the Town of Geneva, Ontario County, New York, for the Modified Water District No. 12 (“District”) to serve the several lots and parcels of land within the proposed District; and

WHEREAS, MRB Group has prepared a map, plan and report last dated January 2010, which the Town Board of the Town of Geneva, New York has determined was prepared in such manner and detail as the Town Board has required relating to the creation of the District; and

WHEREAS, such map, plan and report has been duly filed in the office of the Town Clerk of the Town of Geneva, New York, and is available for public inspection thereat; and

WHEREAS, the boundaries of the proposed water district are set forth in Exhibit 1, attached hereto and made a part hereof; and

WHEREAS, the improvements proposed consist of the construction and maintenance of distribution mains with associated appurtenances to serve said District, in accordance with the aforementioned map, plan and report now on file in the office of the Town Clerk of said Town; and

WHEREAS, the maximum amount proposed to be expended for the improvements necessary for distribution to the customers in the District referenced herein, is \$1,121,787.05, with \$500,000 of this amount being paid for from a New York State Grant and \$477,000.00 of this amount being paid for from a U.S. Environmental Protection Agency Appropriation, leaving \$144,787.05 to be financed and repaid by the owners of property within the District; and

WHEREAS, the estimated costs of the District to the typical property or one-family or two-family home is \$279.00 for debt service and \$210.00 for water usage for a total cost of \$489.00. The cost of constructing the improvements shall be assessed, levied and collected from the several lots and parcels of land within the district pursuant to a benefit basis calculation. A hook up fee will be charged; said charge to be determined by the Town Board hereafter; and

WHEREAS, each owner will be required to pay for installation of the water service from the right-of-way to the structure using the water. This will need to be purchased by the affected property owner from a private contractor. The homeowner is responsible for all inside plumbing; and

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WHEREAS, the proposed method of payment of the \$144,787.05, pursuant to the map, plan and report, shall be through the issuance of a Bond by the Town of Geneva, which will be paid on an amortized basis through charges to the property owners in the said water district.; and

NOW, THEREFORE, be it **ORDERED**, that a public hearing of the Town Board of the Town of Geneva will be held at the Geneva Town Hall, 3750 County Road 6, Geneva, New York, on April 13, 2010, at 7:00 p.m. on said day, to consider creation of said District including the environmental significance thereof and to hear all persons interested in the subject thereof, concerning the same, and for such other and further action on the part of said Town Board, with relation to the premises; and

BE IT FURTHER ORDERED, that this Order Calling for a Public Hearing shall be published and posted as required by law. Motion made by Councilman Capozzi, second by Councilman Larsen.

Dated: March 9, 2010

Signature of Town Board Members Present

Mary Luckern
Mary Luckern, Supervisor

Anthony Capozzi
Anthony Capozzi, Councilperson

Richard Larsen
Richard Larsen, Councilperson

Patrick Riley
Patrick Riley, Councilperson

George Smith
George Smith, Councilperson

Town of Geneva Engineering Report
Modified Water District No. 12 (Pre-Emption Road/White Springs Lane to Healey Road)
May 2009/January 2010

Modified Water District No. 12

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Geneva, County of Ontario, State of New York, as shown on a map prepared by MRB group, last dated January 2010, entitled "Modified Water District No. 12", and being more particularly described as follows:

Beginning at a point in the existing centerline of Pre-Emption Road at its intersection with the westerly extension of the existing common division line between Tax Map Parcel (TMP) 119.00-1-15.121 with TMP 119.00-1-13.12; thence,

- 1.) Easterly, along the last mentioned westerly extension, and along the southerly bounds of an existing Water District Extension No.5 to Water District No.3, a distance of 704± feet to a point; thence,
- 2.) Southerly, along the southerly bounds of an existing Water District Extension No.5 to Water District No.3, a distance of 23± feet to a point; thence,
- 3.) Easterly, along the southerly bounds of an existing Water District Extension No.5 to Water District No.3, a distance of 111± feet to a point; thence,
- 4.) Northerly, along the southerly bounds of an existing Water District Extension No.5 to

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Water District No.3, a distance of 23± feet to a point; thence,

- 5.) Easterly, along the last mentioned westerly extension, and along the southerly bounds of an existing Water District Extension No.5 to Water District No.3, a distance of 100± feet to a point; thence,
- 6.) Southerly, through lands of TMP 119.00-1~15.121, crossing Barracks Road, and through lands of TMP 119.00-1-40.11, TMP 119.00-1-41.112 and TMP 133.00-1-8.1, a distance of 8,910± feet to a point at its intersection with the existing southerly line of TMP 133.00-1-8.1 and the existing common division line between TMP 133.00-1-4.2 with TMP 133.00-1-4.1; thence,
- 7.) Westerly, along the existing common division line between TMP 133.00-1-4.2 with TMP 133.00-1-8.1, a distance of 885± feet to a point at its intersection with the existing centerline of Pre-emption Road; thence,
- 8.) Northerly, along the last mentioned existing centerline of Pre-Emption Road, a distance of 251± feet to a point its intersection with the northerly extension of the existing common division line between TMP 133.00-1-3.21 with TMP 133.00-1-1.1; thence,
- 9.) Westerly, along the existing common division line between TMP 133.00-1-3.21 with TMP 133.00-1-1.1, a distance of 966± feet to a point; thence,
- 10.) Northerly, through lands of TMP 133.00-1-1.1, and along the last mentioned southerly extension, and the existing common division line between TMP 133.00-1-1.1 with TMP 133.00-1-2, crossing Healey Road, and through lands of TMP 119.00-1-46.121, a distance of 3,203± feet to a point at its intersection with the existing common division line between TMP 119.00-1-46.121 with TMP 119.00-1-70.11; thence,
- 11.) Westerly, along the last mentioned existing common division line, and also along the existing common division line between TMP 119.00-1-46.121 with TMP 119.00-1-48.1, a distance of 957± feet to a point at its intersection with the existing common division line between TMP 119.00-1-48.1 with TMP 119.00-1-47; thence along said existing common division line the following two (2) courses and distances,
- 12.) Northerly, a distance of 446± feet to a point; thence,
- 13.) Westerly, a distance of 1036± feet to its intersection with the existing common division line between TMP 119.00-1-48.1 with TMP 119.00-1-59.11; thence along said existing common division line the following two (2) courses and distances; thence,
- 14.) Northerly, a distance of 521± feet to a point; thence,
- 15.) Easterly, a distance of 849± feet to a point at its intersection with the existing common division line between TMP 119.00-1-59.11 with TMP 119.00-1-59.2; thence,
- 16.) Northerly, along the last mentioned existing common division line, a distance of 286± feet to a point; thence,
- 17.) Northerly, through lands of TMP 119.00-1-59.11, a distance of 42± feet to a point at its intersection with the existing common division line between TMP 119.00-1-59.11 with TMP 119.00-1-59.12; thence,
- 18.) Northerly, along the last mentioned existing common division line, a distance of 366± feet to a point at its intersection with the existing common division line between TMP 119.00-1-59.12 with TMP 119.00-1-60.1; thence,
- 19.) Easterly, along the last mentioned existing common division line, and also along the existing common division line between TMP 119.00-1-60.1 with TMP 119.00-1-57.1, a distance of 290± feet to a point; thence,
- 20.) Northerly, continuing along the last mentioned existing common division line, and also along the existing common division line between TMP 119.00-1-60.1 with TMP 119.00-1-56, and its northerly extension, a distance of 1,364± feet to a point; thence,
- 21.) Westerly, through lands of TMP 119.00-1-60.1 a distance of 1199± feet, being 500± feet south and parallel to the centerline of Hasting Road, to a point; thence,

March 9, 2010 minutes continued:

- 22.) Northerly, through lands of TMP 119.00-1-60.1, crossing Hastings Road and the common division line of TMP 119.00-1-61.3 and TMP 119.00-1-61.1 a distance of 949± feet to a point; thence,
- 23.) Easterly, along a common division line of TMP 119.00-1-61.1 and a northerly division line of TMP 119.00-1-61.3 and TMP 119.00-1-61.2 a distance of 440± feet to a point, intersecting the west line of TMP 119.00-1-62; thence,
- 24.) Northerly, along the common division line of TMP 119.00-1-62 and TMP 119.00-1-61.1 a distance of 557± feet to a point intersecting the south division line of TMP 119.00-1-6; thence,
- 25.) Easterly, along the last mentioned existing common division line, a distance of 1210± feet to a point at its intersection with the existing common division line between TMP 119.00-1-10.1 with TMP 119.00-1-6; thence,
- 26.) Northwesterly, along the last mentioned existing common division line, a distance of 1,556± feet to a point at its intersection with the existing common division line between TMP 119.00-1-10.1 with TMP 119.00-1-9.1; thence,
- 27.) Westerly, along the last mentioned existing common division line, a distance of 45± feet to a point at its intersection with the existing common division line between TMP 119.00-1-9.1 with TMP 119.00-1-S, also being the southerly bounds of an existing Water District No. 10; thence,
- 28.) Northeasterly, along the last mentioned existing common division line and existing water district boundary, a distance of 657± feet to a point at its intersection with the existing common division line between TMP 119.00-1-9.1 with TMP 119.00-1-9.2; thence,
- 29.) Easterly, along the last mentioned existing common division line, a distance of 1,231± feet to a point at its intersection with the westerly bounds of an existing Water District Extension No.5 to Water District No.3; thence along said existing water district extension boundary the following three (3) described courses and distances,
- 30.) Southerly, through lands of TMP 119.00-1-9.1, and along the existing common division line between TMP 119.00-1-10.1 with and TMP 119.00-1-12.1, a distance of 895± feet to a point; thence,
- 31.) Easterly, continuing along the last mentioned existing common division line between TMP 119.00-1-10.1 with and TMP 119.00-1-12, and its easterly extension, a distance of 441± feet to a point at its intersection with the existing centerline of the Pre-emption Road; thence,
- 32.) Southerly, along the last mentioned existing centerline, a distance of 487± feet to the Point and Place of Beginning, containing 24,833,971, ± square feet or 570± acres of land, more or less.

11) INFORMATIONAL MEETING: Motion to set an Informational Meeting at 7:30 P.M. Monday, March 15, 2010, on Proposed Increased Sewer Rates. Motion to accept and approve made by Councilman Riley, second by Councilman Smith.

Discussion: None

Motion unanimously approved.

12) INCREASE IN WATER RATES IN THE TOWN OF GENEVA: Motion to authorize the increase in water rates in the Town of Geneva as attached, starting April 1, 2010, made by Councilman Larsen, second by Councilman Smith.

Discussion: Councilman Capozzi suggested to wait until the fall to raise the rates. Councilman Larsen explained that the rates have not been changed in eleven years and the Town of Seneca has raised the towns rates 20% and the City of Geneva has raised the rates 11.5% this year. The increase in water rates would cover only the increases that the town has received. Councilman Riley discussion combining the rates, and

March 9, 2010 minutes continued:

Supervisor Luckern replied by stating that when she started as Supervisor, every new Councilman has asked this same question. However MRB has done past studies proving it impossible to combine the Water Districts Rates fairly. Supervisor Luckern will get a notice out to the public in all the various districts before the rate increases.

Motion unanimously approved.

TOWN OF GENEVA WATER RATES revised by Janice 3/17/2010 added Dist 3 Ext. 8

2010

WATER DISTRICT #1 - LENOX AREA

If the consumption is

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$30.40 per 1,000 Cu. Ft.	\$33.25 per 1,000 Cu. Ft.
1000	3000	\$25.45	\$28.30
3000		\$23.50	\$26.15

WATER DISTRICT #1 EXT. #1 – PYRAMID MALL AREA

If the consumption is

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$25.00 per 1,000 Cu. Ft.	\$27.85 per 1,000 Cu. Ft.
1000	3000	\$22.15	\$25.00
3000		\$20.45	\$23.30

- **WATER DISTRICT #1 EXT, #1 BUYS WATER FROM SENECA @ \$1.75 PER 1,000**
- **2010 RATE @ \$2.13 PER 1,000**

WATER DISTRICT #1 EXT. #2 – MOTEL 6 & WENDY'S

If the consumption is

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$36.50 per 1,000 Cu. Ft.	\$39.35 per 1,000 Cu. Ft.
1000	3000	\$24.50	\$27.35
3000		\$20.00	\$22.85

WATER DISTRICT #1 EXT. #3 – WAL-MART

If the consumption is

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$36.50 per 1,000 Cu. Ft.	\$39.35 per 1,000 Cu. Ft.
1000	3000	\$24.50	\$27.35
3000		\$20.00	22.85

WATER DISTRICT #1 EXT. #4 – W. WASHINGTON ST

If the consumption is

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$35.00 per 1,000 Cu. Ft.	\$37.85 per 1,000 Cu. Ft.

1000	3000	\$30.00	\$32.85
3000		\$28.00	\$30.85

WATER DISTRICT #2 – WEST LAKE RD

*** TOWN SUPPLIED**

If the consumption is

Over -	But not over -	Rate is –	New Rate -
0	1000 Cubic Ft.	\$23.70 per 1,000 Cu. Ft.	\$26.00 per 1,000 Cu. Ft.
1000	3000	\$21.00	\$23.10
3000		\$19.40	\$21.35

WATER DISTRICT #2-EXT. #1 – KASHONG PNT.

*** TOWN SUPPLIED**

If the consumption is

Over -	But not over -	Rate is –	New Rate -
0	1000 Cubic Ft.	\$22.99 per 1,000 Cu. Ft.	\$25.30 per 1,000 Cu. Ft.
1000	3000	\$20.38	\$22.40
3000		\$18.81	\$20.70

WATER DISTRICT #3 – WHITE SPRINGS RD

If the consumption is

Over -	But not over -	Rate is –	New Rate -
0	1000 Cubic Ft.	\$39.00 per 1,000 Cu. Ft.	\$41.85 per 1,000 Cu. Ft.
1000	3000	\$31.25	\$34.10
3000		\$29.25	\$32.10

WATER DISTRICT #3 EXT. #4 – WHITE SPRINGS CIRCLE & LANE

If the consumption is

Over -	But not over -	Rate is –	New Rate
0	1000 Cubic Ft.	\$38.50 per 1,000 Cu. Ft.	\$41.35 per 1,000 Cu. Ft.
1000	3000	\$26.00	\$28.85
3000		\$21.00	\$23.85

WATER DISTRICT #3 EXT. #5 – WHITE SPRINGS LANE & CO. RD. #6

If the consumption is

Over -	But not over -	Rate is –	New Rate
0	1000 Cubic Ft.	\$38.50 per 1,000 Cu. Ft.	\$41.85 per 1,000 Cu. Ft.
1000	3000	\$26.00	\$28.85
3000		\$21.00	\$23.85

WATER DISTRICT #3 EXT. #6 – BAY HEIGHTS CIRC

If the consumption is

March 9, 2010 minutes continued:

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$39.00 per 1,000 Cu. Ft.	\$41.85 per 1,000 Cu. Ft.
1000	3000	\$31.25	\$34.10
3000		\$29.25	\$32.10

WATER DISTRICT #3 EXT. #8 – SNELL & TURK ROADS

If the consumption is

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$39.00 per 1,000 Cu. Ft.	\$41.85 per 1,000 Cu. Ft.
1000	3000	\$31.25	\$34.10
3000		\$29.25	\$32.10

WATER DISTRICT #5 – CRESCENCE DR

• **CITY SUPPLIED**

If the consumption is

Over -	But not over -	Rate is -	New Rate
0	1000 Cubic Ft.	\$39.00 per 1,000 Cu. Ft.	\$42.40 per 1,000 Cu. Ft.
1000	3000	\$31.25	\$34.65
3000		\$29.25	\$32.65

DISTRICT #6 – CO. RD #6

If the consumption is

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$39.00 per 1,000 Cu. Ft.	\$42.40 per 1,000 Cu. Ft.
1000	3000	\$31.25	\$34.65
3000		\$29.25	\$32.65

DISTRICT #7 – N GENESEE ST

If the consumption is

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$41.00 per 1,000 Cu. Ft.	\$44.40 per 1,000 Cu. Ft.
1000	3000	\$33.00	\$36.40
3000		\$31.00	\$34.40

DISTRICT #8 – GAMBEE RD & CARTER RD

If the consumption is

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$41.00 per 1,000 Cu. Ft.	\$44.40 per 1,000 Cu. Ft.
1000	3000	\$33.00	\$36.40
3000		\$31.00	\$34.40

DISTRICT #9 – CASTLE RD

If the consumption is

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$41.00 per 1,000 Cu. Ft.	\$44.40 per 1,000 Cu. Ft.
1000	3000	\$33.00	\$36.40
3000		\$31.00	\$34.40

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DISTRICT #10 – RT 14A - & RED JACKET, BJ’S

If the consumption is

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$29.50 per 1,000 Cu. Ft.	\$32.35 per 1,000 Cu. Ft.
1000	3000	\$24.70	\$27.55
3000		\$22.80	\$25.65

DISTRICT #11 - DEBOOVER

If the consumption is

Over -	But not over -	Rate is -	New Rate -
0	1000 Cubic Ft.	\$16.50 per 1,000 Cu. Ft.	\$19.35 per 1,000 Cu. Ft.
1000	3000	\$16.50	\$19.35
3000		\$16.50	\$19.35

CITY OF GENEVA WATER RATES TO THE TOWN

2009 - \$2.92 PER 100 CUBIC FEET
2010 - \$3.26 PER 100 CUBIC FEET
\$.34 PER 100 CUBIC FEET INCREASE
\$3.40 PER MINIMUM BILL

TOWN OF BENTON

WE CURRENTLY CHARGE \$1.55 PER 1,000 GALLONS OF WATER.

THE LAST INCREASE WAS IN 2005 WHEN THE RATE CHANGED FROM \$1.25 TO \$1.55 PER 1,000 GALLONS OF WATER.

NO INCREASE

TOWN OF SENECA

2009 - \$1.75 PER 1,000 GALLONS
2010 - \$2.13 PER 1,000 GALLONS
\$.38 PER 1,000 GALLONS INCREASE
\$2.85 PER 1,000 CUBIC FEET INCREASE

THESE INCREASES ONLY ACCOUNT FOR THE HIGHER RATES TO THE TOWN BY THE CITY OF GENEVA AND THE TOWN OF SENECA FOR 2010.

I HAVE ADDED A 10% INCREASE TO WATER DISTRICT #2.
ANY CHANGES, INCREASES OR DECREASES WOULD BE A TOWN BOARD DECISION.

RESPECTFULLY SUBMITTED,
CHARLES BRACKO, SUPERINTENDENT

13) PA SYSTEM FOR THE TOWN HALL: Motion to TABLE the purchase of a new wireless PA System made by Councilman Larsen, second by Councilman Capozzi.

Discussion: The quote for a wired system and 5 mics was \$4,572. The quote for a wireless system with 5 mics and a new mixer will be \$9,960. Supervisor Luckern recommended that we ask the County if they have any suggestions. Councilman Riley stated, “our Procurement Policy states that the Town will have to receive
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two other quotes due to the cost.” He also suggested looking into rebates from the manufactures. The deadline is June 12, 2010

Motion unanimously approved to TABLE.

14) ATTENDANCE OF BOARD MEMBERS: Motion to TABLE Attorney Jeff Graff’s response about attendance of Planning and Zoning Board Members at their respective meetings made by Councilman Larsen, second by Councilman Capozzi.

Discussion: Supervisor Luckern stated that they have a committee composed of Councilman Riley, Chairperson Melissa Nault and Chairperson John Russo, that will come back to the Board with suggestions of new policies or procedures on attendance.

Motion unanimously approved to TABLE.

15) CHANGE TRANSFER STATION HOURS: Motion to change the transfer station hours on Wednesdays at 10:00 am through 6:00 pm., effective as of Wednesday, April 7th 2010, made by Councilman Larsen, second by Councilman Riley.

Discussion: Councilman Larsen had received several requests to have the transfer station open later on Wednesday for people that work since they cannot get there by 4:00 pm. The suggestion is to change the hours from Wednesdays at 8:00 am through 4:00 pm to Wednesdays at 10:00 am through 6:00 pm.

Motion unanimously approved.

16) ADDENDUM: Motion to approve a contract with TruGreen for \$1,064.00 for spring and early fall lawn applications. Motion made by Councilman Capozzi, second by Councilman Larsen.

Discussion: None

Motion unanimously approved.

17) SUPERVISOR REPORT: Items that the Board of Supervisors have been discussing.

1. They TABLED the resolution for the use of rifles for hunting south of State Route 5 & 20.
2. FLCC and the tearing down of the old Geneva High School.
3. Eric Massa’s resignation and the special election that may take place in July does not affect the Town of Geneva.

18) CORRESPONDENCE:

1. Lt. Gallagher’s report
2. Communication from Town of Phelps-Moratorium on Mining
3. DOT letter concerning Route 14 South- Supervisor Luckern has asked Assemblyman Kolb to write a letter to the DOT to give the speed reduction some consideration.

19) OLD BUSINESS:

Farm Protection Plan: Supervisor Luckern spoke about the Farm Protection Plan, There is a meeting scheduled on March 24, 2010, at 1:30 pm with the Attorney to discuss the zoning information. The Farm Committee can start meeting again after this meeting.

Kashong Conservaion Area: Supervisor Luckern stated that the Town has a committee working on this but it has come to a halt. Councilman Larsen stated that the brush could be cleared away by the Town Highway Department. Also a lot of the Town residents do not know that we own that property and it should be on the

Town Web. Bill McAdoo said he would look into putting it on the Web. Discussion included the need for a sign for the Conservation Area so the residents know where the property is, and also the parking area needs to be completed.

Gravel Pit: Councilman Larsen asked if the Town Attorney had any new information on how the Town should proceed with the property. Jeff Graff, Attorney for the Town stated he was looking into other options.

March 9, 2010 minutes continued:

19A) REZONE OF STATE ROUTE 14 N: Motion to rezone State Route 14 North in accordance to the petitions that was handed in. Motion made by Councilman Capozzi, second by Supervisor Luckern.

Discussion: Supervisor Luckern suggested the Town Attorney draft a Local Law and at the same time see if it works into the Comprehensive Plan. Councilman Capozzi stated the consideration in that area is not in the Comprehensive Plan. Councilman Larsen stated he was not convinced that we should change the Industrial Zone, since it is the only Industrial Zone the Town of Geneva has. Councilman Capozzi stated that it is only a section in the Industrial Zone on the East side of St Rte 14 from Gambee Road south to the City Line. Councilman Riley stated that the Towns industrial property is limited and he is not in favor of pulling out any industrial property at this time. Councilman Capozzi said he thinks you could pull that one little portion out from Gambee Road South to the City Line since most of the use is now mostly B1, B2 and residential.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution failed by the Town Board of the Town of Geneva on, March 9, 2010, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Mary Luckern	<u> X </u>	<u> </u>
Richard Larsen	<u> </u>	<u> X </u>
Anthony Capozzi	<u> X </u>	<u> </u>
Patrick Riley	<u> </u>	<u> X </u>
George Smith	<u> </u>	<u> X </u>

Motion failed

Dated: March 9, 2010

Lorrie S. Naegele
Lorrie S. Naegele, Town Clerk

20) NEW BUISNESS: None

21) PRIVILEGE OF THE FLOOR: None

22) MOTION FOR EXECUTIVE SESSION: Motion to go into Executive Session for disciplinary reasons on three different employees made by Councilman Larsen, second by Councilman Capozzi.

Discussion: None

Motion unanimously approved.

8:35 P.M.
RESPECTFULLY SUBMITTED

Lorrie S. Naegele