

## MEETING, TOWN BOARD OF GENOA

December 13, 2006

A Regular Meeting of the Town Board of Genoa, Cayuga County, State of New York was held at the Town Hall, 1000 Bartnick Road, Genoa NY on December 13, 2006

Present:	Stuart Underwood, Supervisor	Also Present:	Hans Pecher
	Dale Sellen, Council Member		Kim Bennett, Town Justice
	Ken Manzari, Council Member		Stephanie Piechuta, SCCS student
	Cheryl Shields, Council Member		Guy Krogh, Thaler & Thaler
	Sue Moss, Town Clerk		Fran Mitchell

The meeting was called to order at 7:40 p.m. by S. Underwood with the Pledge of Allegiance to the Flag.

### **ADDITIONS TO AGENDA:**

Guy Krough, a lawyer from Thaler and Thaler, attended the meeting on behalf of Dana Mandel, a Town of Genoa resident. Mr. Mandel has concerns that he is not being treated equally concerning the structure being built next door to Mr. Mandel's place of business. Mr. Krogh says the building is being constructed as a home, not a business, as is stated on the building permit. He says that work on the building is proceeding even though it is not in compliance. There is no description of the building, no energy plan, no constructions plans (an architect was not consulted) . The roof is not in compliance, and the drawing submitted shows a one-floor plan but the actual building is two stories. There is no handicap access and Mr. Krogh feels the building permit should not have been issued and no building code inspection has taken place. Mr. Krogh submitted, to the Town Board, photographs taken of the structure.

Mr. Mandel wants the Town board to take a fresh look at the situation and the Code Enforcement Officer to do an inside review. Discussion followed and the Board asked how long they had to review this situation. Supervisor said that the Town Board would address this situation at the February or March Town Board meeting.

Justice Kim Bennett passed out a NYS "Town & Village Justices" pamphlet to the Board. He stated that Court statistics for 2004-2006 will be handed out at the January Board meeting

He asked to discuss the decrease in the Court Clerk's salary for 2007. The Board members explained that the increase for 2006 was for extra hours needed to get the repository records in order. This has been done so the extra hours are not needed in 2007. Justice Bennett asked that the Board send a letter to the Court Clerk explaining the decrease in salary for 2007.

## **CLERK'S REPORT**

Report on Revenues from Clerk's Office for November 2006

Dog Licenses: \$ 35.78  
Building Permits: \$ 90.00  
Marriage License \$ 7.50  
Total to Supervisor: \$133.28

### **RESOLUTION: ACCEPT NOVEMBER CLERK'S REPORT**

On a motion by Shields, seconded by Sellen, the following resolution was ADOPTED

Ayes: 5: Underwood, Shields, Sellen, Manzari  
Nays: 0

Resolved: To accept Clerk's Report for October

## **APPROVAL OF MINUTES:**

### **RESOLUTION: APPROVE NOVEMBER 8 REGULAR MEETING MINUTES**

On a motion by Shields, seconded by Manzari, the following resolution was ADOPTED

Ayes: 5: Underwood, Shields, Sellen, Manzari  
Nays: 0

Resolved: To accept November 8 minutes

## **REPORT OF TOWN OFFICIALS**

### **WATER REPORT**

Shields, Cheryl

Average daily usage for October was 63,900

1,919,300 total gallons

Fire hydrants are being serviced

New water line has been installed in the Town Barn

A curb valve stem has been replaced at the Presbyterian Church in King Ferry

The Genoa water tower was broken into. The latch on the gate was bent out to gain access and then the lock bracket on the ladder was unbolted for access to the top of the tower where it appeared that just a railing had been bent. The lock on the top hatch of the tower was still intact. This issue is being looked into.

### **WATER COMMITTEE**

No report

### **BUILDING & GROUNDS**

No report

### **PROGRAMS & GRANTS**

No report

CODE ENFORCEMENT REPORT:

Manzari

Permits issues, inspections conducted

HIGHWAY REPORT

Sellen, Dale

Work continues on Weeks Road. A coat of calcium is down for stabilization and dust control. More ditching and installing culverts is being done.

The new 2007, 10 wheeler has been ordered from Stadium International. This truck should be ready to go with Viking Plow equipment in early spring if everything goes well. This truck was ordered from the OGS state bid contract. Ordering before January should save at least \$15,000.

Plows and sanders are installed and having been used for trial runs.

More patching is being done and roadside mowing is done for 2006.

There was discussion at the last County Highway Superintendents meeting of the misuse of the county highway frequency. In the future, employees are not to call base anymore to have a vehicle removed or to call in hazards. Instead, they are to call 911 so as not to tie up frequency. It was suggested that 2 more cell phones be added to the existing plan. Frank will submit more information at the next meeting.

SUPERVISOR'S REPORT

Underwood, Stuart

Opened discussion on finding another Town Attorney. One who is familiar with municipal law. A bill has not been submitted to the Town this year.

**RESOLUTION: ACCEPT SUPERVISOR'S REPORT**

On a motion by Shields, seconded by Manzari, the following resolution was

**ADOPTED**

Ayes: 4: Manzari, Sellen, Shields, Underwood

Nays: 0:

Resolved: To approve Supervisor's Report

BILLS

The bill from Eastern Shore Insurance had accrued a late fee of \$500 +. This bill was never received in October and the Supervisor called and the late fee was removed from the bill.

**RESOLUTION: ACCEPT NOVEMBER BILLS**

On a motion by Shields, seconded by Sellen, the following resolution was

**ADOPTED**

Ayes: 4: Underwood, Shields, Sellen, Manzari

Nays: 0

Resolved: To accept above mentioned bills

ASSESSORS UPDATE

No report

## DOG REPORT

Collier

Supervisor read log submitted to the Board covering July to December 2006

### RESOLUTION: APPROVE DOG CONTROL REPORT

On a motion by Manzari, seconded by Sellen, the following resolution was

ADOPTED

Ayes: 4: Underwood, Shields, Sellen, Manzari

Nays: 0

Resolved: To approve Dog Control Report

## OLD BUSINESS

Kay Dougherty had an unpaid bill.

### RESOLUTION: APPROVE PAYMENT OF UNPAID BILL TO KAY DOUGHERTY

On a motion by Manzari, seconded by Sellen, the following resolution was

ADOPTED

Ayes: 4: Underwood, Shields, Sellen, Manzari

Nays: 0

Resolved: To approve Kay Dougherty bill payment

New copier purchase to be discussed at the next meeting

An auditor will be hired for the year end report for 2005

## NEW BUSINESS

A year-end meeting is scheduled for Thursday, December 28 at 7:30 p.m. A notice will be placed in The Citizen.

### RESOLUTION: APPROVE YEAR END MEETING FOR DECEMBER 28

On a motion by Shields, seconded by Manzari, the following resolution was

ADOPTED

Ayes: 4: Underwood, Shields, Sellen, Manzari

Nays: 0

Resolved: To approve scheduled meeting

At this meeting, a plaque will be presented to Dave Reeves for his many years of service to the Town of Genoa.

The Water Quality Report is available, at the Town Hall, for review.

Code Enforcement issues need to be reviewed (fees, rules, regulations, etc.) The Supervisor asked K. Manzari to look into other Towns' Code Enforcement rules.

D. Sellen mentioned having an alternate Highway Supervisor in case F. Sellen is ill or out for an extended period of time. Right now there is no money available to pay someone. If someone in the Highway Department takes the position, would extra money be added to their salary?

Fran Mitchell returned from a Cayuga County budget meeting and reported that the budget has passed. The equalization rate for the Town of Genoa has decreased 10%. There may be a revaluation taking place in 2007.

With no further business:

On a motion by Shields, seconded by Sellen, the meeting was adjourned at 9:30 p.m.

Ayes: 4: Underwood, Shields, Sellen, Manzari

Nays: 0