

# THE GENEVA CITY COUNCIL

## JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

DECEMBER 5, 2018 – 7:00PM

Presiding – Ron Alcock, Mayor  
Present – Sage Gerling, City Manager

1. ROLL CALL:

Present: Clr. Camera, Clr. D'Amico, Clr. Marino, Clr. Eddington, Clr. Gramling and  
Clr. Hagerman (arrived at 6:36 pm),

Absent: Clr. Greco and Clr. Valentino

2. EXECUTIVE SESSION – PURSUANT TO OPEN MEETINGS LAW, SECTION 105(H)  
FOR THE PROPOSED ACQUISITION, SALE OR LEASE OF REAL PROPERTY OR THE  
PROPOSED ACQUISITION OF SECURITIES, OR SALE OR EXCHANGE OF  
SECURITIES HELD BY SUCH PUBLIC BODY, BUT ONLY WHEN PUBLICITY WOULD  
SUBSTANTIALLY AFFECT THE VALUE THEREOF

ACTION TAKEN by Clr. Eddington; seconded by Clr. Camera  
MOVED THAT Council enter Executive Session at 6:35pm  
MOTION CARRIED (6-3 absent)

ACTION TAKEN by Clr. Eddington; seconded by Clr. Camera  
MOVED THAT Council exit Executive Session and move to their Regular  
Meeting at 6:52pm  
MOTION CARRIED (7-2 absent)

3. FOUNDRY UPDATE

City Manager Gering provided the following Foundry Update:

**I. NYSDEC Neighborhood Remediation Update**

**Remedial Design**

- Continued development of design plans for the block of properties bounded by Lafayette Avenue, Genesee Street, and John Street. Conducted visual structural assessments on additional properties in this block. Construction is expected to occur on this block in 2019. Meetings are expected to be held with these owners in December/January to review remedial design plans.
- Sent soil sampling analytical results to owners of properties along the south side of Middle Street, east of Wadsworth Street, as well as 107 Wadsworth (City-owned property) and 143 Wadsworth. Began development of design plans for this block. Construction is expected to occur on these properties in 2019.
- Continued development of design plans for two properties on the east side of Clinton Street. Construction is expected to occur on these properties in 2019.

- Continued analysis of soil samples collected from six properties on Wadsworth and Herbert Streets north of Pepsi Lane. Soil sampling results are expected to be mailed to owners in December or January. Construction is expected to occur on these properties in 2019.
- Continued analysis of soil samples collected from properties on the east sides of Genesee Street and Geneva Park Place that are adjacent to the railroad tracks. Soil sampling results are expected to be mailed to owners in December or January.

#### **Remedial Construction**

- Completed additional minor restoration activities on properties near the Foundry site (on Exchange, State, Center, and Jackson Streets) that were remediated in 2017 and spring/summer 2018.
- Continued installation of fencing and sheds and completed other minor restoration activities in the group of 17 properties on Middle, Herbert, and Wadsworth Streets. Most fencing and shed installations are expected to be completed in December.
- Continued installation of hardscape features and other restoration activities at properties on the north State-Center-railroad block and at the four properties on the south side of State St. west of the railroad. Fencing is expected to be completed in December, with the exception of fencing in the rear of the Geneva Peeps properties.
- Installed sod and fencing around the solar array at the Geneva Peeps property. Remediation of the rear part of this parcel (50 State St.) will be completed in spring 2019.
- Flew a drone over 2018 construction properties and roadways to collect detailed overhead images to document current conditions.
- Completed end of season shutdown activities.

#### **II. Foundry Remediation**

Foundry remediation and restoration is complete. The City will monitor the grass and tree growth in the Spring.

##### **Resident outreach – City of Geneva**

Residents waiting for remediation continue to utilize the Friday FoodLink Curbside voucher program for weekly fresh vegetables and fruits. Residents with dogs waiting for remediation can use the Dog Park voucher program by registering at the City Clerk's office at City Hall.

Jessica Avila is available to residents and encourages anyone with concerns or ideas to contact her at City Hall on the first floor, at [gnc@geneva.ny.us](mailto:gnc@geneva.ny.us) or 315-759-7354.

#### **4. PROCLAMATION: GENEVA PANTHER FOOTBALL C-TEAM RECOGNITION**

#### **5. PRESENTATION: GENEVA 2020 COMMUNITY REPORT**

Amy Jackson Sellers told everyone that she joined Geneva 2020 in 2015, and she is now the program manager. On September 26, 2018, they released their second community report, and she wanted to go over the highlights tonight. Geneva 2020 was created in 2011 with the help of Mark Gearan, and HWS is still committed. Last year the program was renewed for 5 years.

Ms. Jackson Sellers said that the collective impact is focused on education. It is a coordinated effort where everyone is looking at the same data and everyone is on the same page. She referred to page nine that talks about kindergarten readiness and noted families are given the PACE survey to find out a history of each child's reading, if they have been in Pre-K, medical history, family medical history, and A scores to find serious issues before the child starts acting out. She then focused on page 13 and Literary Success. They have reversed learning to read to reading to learn. She said that literacy scores are low and they are focused on it and the school district has changed the entire curriculum. The community is supportive of the HWS Tutor Corp and the Boys and Girls Clubs mentoring is also going on, and the students are making real connections. All are

connected and looking at data of children who attend these programs. If there is a decline in learning, there is a problem. They are however, seeing really great results with the school district.

There are a lot of great partnerships. Lyons National Bank has funded the program for this year and part of next year. This helps parents at all levels to have ideas at their fingertips to help their children. Next she referred to page 15 on Steam Success where the goal is to get children to pass the ninth grade Algebra Regents. Finger Lakes Community College came in to help along with the Cornell Ag. Tech. who provided five paid internships this year with more being offered next year. The Cornell Ag. Tech. will partner with the school district to focus on Science and Technology.

She referred to pages 17 and 18 noting that the overall graduation rate for Geneva High School in 2010 was 70.7%, and in 2018 it was 83.4%. The rate for black students went from 44.8% to 77.8%, multiracial has increased over the years as well as for Hispanic students. For children with English language issues, the Hispanic Leadership Club was created to help the community as a whole. On page 21, College and Career Readiness focuses on second, sixth, and ninth grades attending a camp at HWS College. Two parents came up with a Career Chat where two lunch periods bring in local professionals and students hear how they got where they are and students learn what they can do. The program provides help with completing the FAFSA to assist students with getting financial aid for college. A bilingual person is available at that time as well.

Geneva 2020 has so many partnerships and so much work to do. This next year they will see how to better support our Geneva families. Strong schools make a strong community, and they are looking at the needs of our children and finding partners to help them. Ms. Jackson Sellers thanked Council for their attention and time.

6. CONSIDERATION OF MEETING MINUTES

ACTION TAKEN by Clr. Eddington; seconded by Clr. Gramling  
MOVED THAT minutes of the October 10, 2018 Special City  
Council Meeting be approved  
MOTION CARRIED (7-2 absent)

ACTION TAKEN by Clr. Hagerman; seconded by Clr. Eddington  
MOVED THAT minutes of the October 17 & 24, and November 7,  
2018 Special City Council Meetings be approved  
MOTION CARRIED (7-2 absent)

ACTION TAKEN by Clr. Hagerman; seconded by Clr. D'Amico  
MOVED THAT minutes of the November 14, 2018 Special City  
Council Meeting be approved  
ROLL CALL: Aye – Clr. Hagerman, Clr. Camera, Clr. Marino,  
Clr. D'Amico and Mayor Alcock  
Abstained – Clr. Gramling and Clr. Eddington  
Absent – Clr. Greco and Clr. Valentino  
MOTION CARRIED

7. CORRESPONDENCE

The City Clerk reported there were no claims filed against the City of Geneva during the month of November. All correspondence has been copied and distributed to Mayor Alcock and all Council members.

8. PUBLIC COMMENT

Sara Britting of 479 S. Main Street told council that she had a handout that she would provide to the city clerk. She began by telling council how busy her day was with receiving phone calls about abandoned cats, picking them up, trying to find medical attention, shelter and food for them, and trying to prepare her comments for tonight's meeting. She told council that if they are going to look at animal services policies, they need to look at it from a county, city and citizen level. Overpopulation of animals is everyone's responsibility, and council needs to look at the laws to come up with humane, well thought out solutions. She said that the Ontario County Humane Society is supposed to be doing this, but they have not. She said that the city needs a local law similar to the ones that the City of Buffalo did. She said council needs to look at animal welfare issues, over-population, cruelty and public education. She said she would appreciate more advance notice in the future and as of yet, Ontario County and the Ontario County Humane Society have done nothing.

Nina Nigro told council that she rescues animals 24/7, and Ontario County does nothing. She said it gets tiring. Colony Caregivers does everything. There are too many feral cats in the city. It is overwhelming how many calls she gets from people needing help.

With no one else coming before council, the mayor closed the public comment at 7:40pm

9. RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY – 7 N. GENESEE ST

City Comptroller Blowers presented the following resolution:

**WHEREAS**, the City of Geneva owns real property at 7 N Genesee St, tax map # 90.82-1-31; and

**WHEREAS**, the Geneva City Council has deemed that the property no longer serves a public purpose and should be sold at auction; and

**WHEREAS**, a public hearing was held on the potential sale of this property on November 7, 2018; and

**WHEREAS**, disposal of this property is determined to be in the best interest of the City of Geneva,

**NOW, THEREFORE BE IT RESOLVED**, that the Geneva City Council, hereby and in due form, directs the City Manager and City Attorney to prepare and execute documents necessary to affect the sale of property at 7 N Genesee St, tax map # 90.82-1-31.

**RESOLVED** this 5<sup>th</sup> day of December, 2018

Mr. Blowers said that these are the results of the properties that recently went out in the sealed bid auction, with the exception of 163 Oak Street which had no bids. The Oak Street property is a vacant lot, so staff will reach out to adjacent property owners to see if they are interested in purchasing. After council passes these resolutions tonight, our attorneys will get the deeds prepared and recorded. Mr. Blowers said we will get as many done by the end of the year as possible.

**ACTION TAKEN** by Clr. Eddington; seconded by Clr. D'Amico  
**MOVED THAT** that this resolution be approved

Clr. Camera said he opposes the sale of 7 N. Genesee Street. He noted that council received a nice memo stating the property is extremely deteriorated, and he made a list of reasons why it should be torn down. He said there is significant water damage and mold in the walls and ceilings. He feels it is hard to believe the new owner could address all of the concerns and make it better than barely livable. He said the neighborhood in general opposes repurposing this house and there is not a lot of room in the backyard except for parking. He said that we have a vested interest in our gateways and need to improve properties and get rid of the bad ones.

Clr. Eddington said he agrees with Clr. Camera that this property is in bad shape, and asked Mr. Blowers if he had a conversation with the potential owner. Mr. Blowers said that he had not spoken to Mr. Proctor and was going off the proposal noting that they will be converting the home back to a single-family residence. Mr. Eddington questioned if the house could be loaded with asbestos, and if the city decided to demolish it, we could be looking at a large amount of money to do that.

**ACTION TAKEN** by Clr. D'Amico; seconded by Clr. Eddington  
**MOVED THAT** that this resolution be **TABLED** in order to obtain more information about the proposed rehab and possible cost of demolition  
**MOTION CARRIED** (7-2 absent)

**ACTION TAKEN** by Clr. Eddington; seconded by Clr. D'Amico  
**MOVED THAT** that the following seven resolutions be voted on together

**ACTION TAKEN** by Clr. Camera; seconded by Clr. Hagerman  
**MOVED THAT** that the following seven resolutions be voted on in blocks first by ones that are vacant lots, and second by ones with structures on them

**ROLL CALL:** Aye – Clr. Hagerman, Clr. Camera, Clr. Marino, Clr. Gramling and Clr. Eddington

Nay - Clr. D'Amico and Mayor Alcock

Absent – Clr. Greco and Clr. Valentino

**MOTION CARRIED**

Clr. Eddington asked about assessments for the vacant properties being based on the lot being vacant and not with a house causing the new owner to pay omitted taxes. Comptroller Blowers told everyone that omitted taxes are paid on prior years taxes where there was an exemption and issues we have had in the past occurred because we were turning the properties around quicker. With these properties, we let potential owners know ahead of time.

Clr. Camera asked if we reassess in 3 years, will the assessor take a fresh look at the property. Mr. Blowers said that the assessor will, and staff has been recommending that new owners do a resubdivision to combine the assessments.

10. RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY – 116 E. NORTH ST

City Comptroller Blowers presented the following resolutions:

**WHEREAS**, the City of Geneva owns real property at 116 E North St, tax map # 90.20-4-16; and

**WHEREAS**, the Geneva City Council has deemed that the property no longer serves a public purpose and should be sold at auction; and

**WHEREAS**, a public hearing was held on the potential sale of this property on November 7, 2018; and

**WHEREAS**, disposal of this property is determined to be in the best interest of the City of Geneva,

**NOW, THEREFORE BE IT RESOLVED**, that the Geneva City Council, hereby and in due form, directs the City Manager and City Attorney to prepare and execute documents necessary to affect the sale of property at 116 E North St, tax map # 90.20-4-16.

**RESOLVED** this 5<sup>th</sup> day of December, 2018

\*AND\*

RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY – 132 N. EXCHANGE ST

**WHEREAS**, the City of Geneva owns real property at 132 N Exchange St, tax map # 90.76-1-8; and

**WHEREAS**, the Geneva City Council has deemed that the property no longer serves a public purpose and should be sold at auction; and

**WHEREAS**, a public hearing was held on the potential sale of this property on November 7, 2018; and

**WHEREAS**, disposal of this property is determined to be in the best interest of the City of Geneva,

**NOW, THEREFORE BE IT RESOLVED**, that the Geneva City Council, hereby and in

due form, directs the City Manager and City Attorney to prepare and execute documents necessary to affect the sale of property at 132 N Exchange St, tax map # 90.76-1-8.

**RESOLVED** this 5<sup>th</sup> day of December, 2018

**\*AND\***

**RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY – 40 WEST AVE**

**WHEREAS**, the City of Geneva owns real property at 40 West Ave, tax map # 104.11-1-80; and

**WHEREAS**, the Geneva City Council has deemed that the property no longer serves a public purpose and should be sold at auction; and

**WHEREAS**, a public hearing was held on the potential sale of this property on November 7, 2018; and

**WHEREAS**, disposal of this property is determined to be in the best interest of the City of Geneva,

**NOW, THEREFORE BE IT RESOLVED**, that the Geneva City Council, hereby and in due form, directs the City Manager and City Attorney to prepare and execute documents necessary to affect the sale of property at 40 West Ave, tax map # 104.11-1-80.

**RESOLVED** this 5<sup>th</sup> day of December, 2018

**\*AND\***

**RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY – 24 HERBERT ST**

**WHEREAS**, the City of Geneva owns real property at 24 Herbert St, tax map # 104.8-2-7.100; and

**WHEREAS**, the Geneva City Council has deemed that the property no longer serves a public purpose and should be sold at auction; and

**WHEREAS**, a public hearing was held on the potential sale of this property on November 7, 2018; and

**WHEREAS**, disposal of this property is determined to be in the best interest of the City of Geneva,

**NOW, THEREFORE BE IT RESOLVED**, that the Geneva City Council, hereby and in due form, directs the City Manager and City Attorney to prepare and execute documents necessary to affect the sale of property at 24 Herbert St, tax map # 104.8-2-7.100.

**RESOLVED** this 5<sup>th</sup> day of December, 2018

ACTION TAKEN by Clr. Eddington; seconded by Clr. Camera  
MOVED THAT that these resolutions be approved  
MOTION CARRIED (7-2 absent)

11. RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY – 72  
WADSWORTH ST

City Comptroller Blowers presented the following resolutions:

**WHEREAS**, the City of Geneva owns real property at 72 Wadsworth St, tax map  
# 104.27-2-19; and

**WHEREAS**, the Geneva City Council has deemed that the property no longer serves  
a public purpose and should be sold at auction; and

**WHEREAS**, a public hearing was held on the potential sale of this property on  
November 7, 2018; and

**WHEREAS**, disposal of this property is determined to be in the best interest of the  
City of Geneva,

**NOW, THEREFORE BE IT RESOLVED**, that the Geneva City Council, hereby and in  
due form, directs the City Manager and City Attorney to prepare and execute  
documents necessary to affect the sale of property at 72 Wadsworth St, tax map  
# 104.27-2-19.

**RESOLVED** this 5<sup>th</sup> day of December, 2018

\*AND\*

RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY – 182 S. WEST  
ST

**WHEREAS**, the City of Geneva owns real property at 182 S West St, tax map  
# 104.14-4-28; and

**WHEREAS**, the Geneva City Council has deemed that the property no longer serves  
a public purpose and should be sold at auction; and

**WHEREAS**, a public hearing was held on the potential sale of this property on  
November 7, 2018; and

**WHEREAS**, disposal of this property is determined to be in the best interest of the  
City of Geneva,

**NOW, THEREFORE BE IT RESOLVED**, that the Geneva City Council, hereby and in  
due form, directs the City Manager and City Attorney to prepare and execute  
documents necessary to affect the sale of property at 182 S West St, tax map  
# 104.14-4-28.

**RESOLVED** this 5<sup>th</sup> day of December, 2018



\*AND\*

RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY – 53-55 COLT ST

**WHEREAS**, the City of Geneva owns real property at 53-55 Colt St, tax map # 104.42-2-33; and

**WHEREAS**, the Geneva City Council has deemed that the property no longer serves a public purpose and should be sold at auction; and

**WHEREAS**, a public hearing was held on the potential sale of this property on November 7, 2018; and

**WHEREAS**, disposal of this property is determined to be in the best interest of the City of Geneva,

**NOW, THEREFORE BE IT RESOLVED**, that the Geneva City Council, hereby and in due form, directs the City Manager and City Attorney to prepare and execute documents necessary to affect the sale of property at 53-55 Colt St, tax map # 104.42-2-33.

**RESOLVED** this 5<sup>th</sup> day of December, 2018

Mr. Blowers noted that on these properties, with the exception of 53-55 Colt Street which is a multi-family, they must remain owner occupied for 5 years.

ACTION TAKEN by Clr. Eddington; seconded by Clr. Marino  
MOVED THAT that these resolutions be approved  
MOTION CARRIED (7-2 absent)

12. RESOLUTION AUTHORIZING COMPTROLLER TO COLLECT TAX LIENS

City Comptroller Blowers presented the following resolution:

**WHEREAS**, the City Comptroller has annually provided a list of properties in which there are certain accounts for housing inspections, grass cutting, rubbish removal and DPW charges, and in accordance with the City Charter must direct that a lien be placed upon these properties in order to allow the City to collect these bills in the same manner as taxes.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Geneva, New York, that a lien be placed against the properties listed herein in the amount set forth and the City Comptroller levy, enforce and collect these liens in the same manner, at the same time and with the penalties as City taxes.

# 2018 CHARGES

SBL#	Property Owner	#	Street	Date of Service	Inv. Date	Amount	Inv #	
90.83-1-2	Stephen D'Amico	53	Avenue B	7/10/2018	7/17/2018	\$162.50	201807173265	Trash
104.11-2-72	William Mc Donald	300	Castle St.	5/4/2018	7/17/2018	\$243.75	201807173262	Trash
104.11-2-72	William Mc Donald	300	Castle St.		8/21/2018	\$1,072.50	201808213310	Sidewalk
104.11-2-73	Stone Store Apartments, LLC	302-304	Castle St.		8/21/2018	\$382.50	201808213311	Sidewalk
104.7-5-51	Gail A. De Vaney Estate	348	Castle St.	2/9/2018	2/12/2018	\$112.50	201802123067	Snow
104.7-5-51	Gail A. De Vaney Estate	348	Castle St.	6/14/2018	6/26/2018	\$196.88	201806263237	Grass
104.7-4-13	Michael J. Roulan	120	Cherry St.	7/25/2018	7/27/2018	\$162.50	201807273275	Trash
90.84-1-56	Paul Iannopollo Jr.	53	E. North St.	7/10/2018	7/17/2018	\$262.50	201807173263	Grass
90.84-1-56	Paul Iannopollo Jr.	53	E. North St.	8/21/2018	8/21/2018	\$196.88	201808213314	Grass
91.17-1-43	Ernan Kiline Jr.	193	E. North St.	4/2/2018	4/2/2018	\$275.00	201804023135	Trash
91.17-1-43	Ernan Kiline Jr.	193	E. North St.	8/3/2018	8/17/2018	\$318.75	201808143300	Trash
104.10-1-62	Timothy Atkinson		Emily St.	6/25/2018	6/26/2018	\$98.44	201806263239	Grass
104.10-1-63	Timothy Atkinson		Emily St.	6/25/2018	6/26/2018	\$98.44	201806263239	Grass
104.10-1-62	Timothy Atkinson		Emily St.	8/20/2018	8/21/2018	\$98.44	201808213315	Grass
104.10-1-63	Timothy Atkinson		Emily St.	8/20/2018	8/21/2018	\$98.44	201808213315	Grass
104.27-2-52	Mary Jane Melillo	97	Exchange St.	3/6/2018	3/8/2018	\$50.00	201803083096	Snow
104.27-2-50.100	Juan Vargas	113	Exchange St.	3/6/2018	3/8/2018	\$75.00	201803083095	Snow
104.27-2-44	Donald Wheeler	161-163	Exchange St.	7/10/2018	7/17/2018	\$162.50	201807173266	Trash
104.26-1-44	Miamel Properties, LLC	39	Genesee St.	7/10/2018	7/17/2018	\$162.50	201807173267	Trash
104.11-3-4	David Wenz	146	Genesee St.	3/6/2018	3/8/2018	\$75.00	201803083094	Snow
104.11-3-29	ROCstar Development II	197	Genesee St.	2/27/2018	2/28/2018	\$312.00	201802283078	Trash
104.49-1-64	Julio Morales Martinez	40	Grove St.	6/13/2018	6/14/2018	\$162.50	201806143329	Trash
104.57-1-23	Carl & Romaine Berczek	86	Grove St.	6/6/2018	6/14/2018	\$262.50	201806143327	Grass
90.20-4-14	Ella Todari	11	Hallenbeck Ave.	6/25/2018	6/26/2018	\$131.25	201806263240	Grass
90.20-4-14	Ella Todari	11	Hallenbeck Ave.	7/10/2018	7/17/2018	\$131.25	201807173264	Grass
104.66-1-48	Brian De Lucia	96	Hamilton St.	2/9/2018	2/12/2018	\$75.00	201802123068	Snow
104.40-2-11	Easy Homes, LLC	130-132	High St.	12/6/2018	12/11/2018	\$215.50	201712112835	Trash
104.40-2-11	Easy Homes, LLC	130-132	High St.	12/20/2017	12/21/2017	\$78.00	201712212846	Trash
104.40-2-11	Easy Homes, LLC	130-132	High St.	1/22/2018	1/26/2018	\$215.50	201801263039	Trash
104.40-2-11	Easy Homes, LLC	130-132	High St.	2/13/2018	2/16/2018	\$78.00	201802163073	Trash
104.40-2-11	Easy Homes, LLC	130-132	High St.	3/6/2018	3/8/2018	\$318.50	201803083097	Trash
104.40-2-11	Easy Homes, LLC	130-132	High St.	3/21/2018	3/21/2018	\$284.25	201803213113	Trash



2018	#	Street	SBL#	Owner	Customer #	Service	P.O. #	Invoice Date	Amount	Due Date
	337	367 Hamilton St.	104.18-3-47.111	Geneva Shopping Center	01-0143	3rd insp't	18-0228	1/22/18	200.00	2/28/18
	387	S Main St.	104.50-2-33	John Gringerl	01-0138	No Show		4/2/18	25.00	4/30/18
	7	N Main St.	104.7-3-1	Jason Sheppard	01-0017	No Show		4/3/18	25.00	4/30/18
	469	471 Exchange St.	104.12-2-8	Stivers Downtown Properties, LLC	01-0035	4th Inspect	04-1818	4/18/18	100.00	5/30/18
	53	Avenue B	90.83-1-2	Stephen D'Amico	03-1318	3rd insp't	03   1318	5/7/18	100.00	6/30/18
	82	Elm St.	104.42-2-52	A.M.R. Legacy, LLC	01-0559	No Show		7/23/18	25.00	8/30/18
	427	Exchange St.	104.43-2-34.100	Stivers Downtown Properties, LLC	01-0035	No Show	07   3118	8/1/18	25.00	9/30/18
	370	Exchange St.	104.43-1-37	Derek Sandroni	01-0564	3rd insp't	08   0318	8/3/18	100.00	9/30/18
	370	Exchange St.	104.43-1-37	Derek Sandroni	01-0564	No Show	09   0718	9/7/18	25.00	10/30/18
	499	Exchange St.	104.12-2-12	Ian M. Boni	01-0565	No Show	08   0618	8/7/18	25.00	9/30/18
	22	24 Linden St.	104.50-1-13.100	Castle Street Redevelopment	01-0375	No Show	10   1718	10/17/18	25.00	11/30/18
	40	Park Place	104.58-1-8.100	Nicholas Massa	01-0348	No Show	10   2318	10/24/18	25.00	11/30/18
	48	Geneva St.	104.11-3-47	Steven D'Anna	01-0478	No Show	10   2518	10/30/18	25.00	11/30/18
	4	Park Place	104.50-2-47	Park House Geneva, LLC	01-0574	No Show		10/30/18	25.00	11/30/18

750.00

Mr. Blowers told everyone that these fees are chargebacks for DPW and code enforcement fines and fees. This resolution is done every December to allow us to collect them on the tax bills.

ACTION TAKEN by Clr. Eddington; seconded by Clr. Marino  
MOVED THAT that this resolution be approved  
MOTION CARRIED (7-2 absent)

13. RESOLUTION DIRECTING STAFF AND ENCOURAGING RESIDENTS TO COMMENT ON THE POTENTIAL NEW FCC RULE REGARDING CABLE FRANCHISES DURING THE ALLOTTED TIME PERIOD

City Comptroller Blowers presented the following resolution:

**WHEREAS**, the City of Geneva has a franchise agreement with Charter Communications; and

**WHEREAS**, this agreement contributes to the City of Geneva's general fund between \$130,000 and \$150,000 per year; and

**WHEREAS**, the Federal Communications Commission has proposed allowing cable companies to charge back municipalities for a wide range of public services before distributing franchise fees. The cable companies would be allowed to assess the value of in-kind services related to public, educational and government channels and deduct that amount from the franchise fees passed to cities; and

**WHEREAS**, this could result in the City of Geneva's franchise fee being significantly reduced and that loss of revenue falling on the taxpayers.

**NOW, THEREFORE BE IT RESOLVED**, that the City of Geneva City Council hereby authorizes the City staff to provide comments to the Federal Communications Commission by December 14th, 2018 and encourages City of Geneva residents to do the same.

**RESOLVED** this 5<sup>th</sup> day of December, 2018

Mr. Blowers told everyone that the city receives franchise fees from Charter Communications which totals around \$130,000 to \$140,000 per year. We received notice from FLTV that a new FCC proposed rule would consider public, educational, and government channels to be in kind services where Charter Communications determines the value and deducts that amount from our franchise fee. The deadline to submit comments opposing this proposed rule is coming up soon for staff and community members. The potential financial impact to municipalities is unknown. He said that it is risky when the company issuing the check for franchise fees is the one who gets to determine the value. He noted that Canandaigua also works with FLTV, and we have been speaking to them.

Clr. Camera stressed that the letter needs to be strongly worded.

ACTION TAKEN by Clr. Eddington; seconded by Clr. Camera  
MOVED THAT that this resolution be approved  
MOTION CARRIED (7-2 absent)

14. RESOLUTION AMENDING THE 2018 SEWER FUND BUDGET

City Comptroller Blowers presented the following resolution:

**WHEREAS**, the Geneva City Council has identified Economic Development among its Strategic Imperatives for Success; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Geneva City Council, hereby, and in due form, does amend the 2018 Sewer Fund Budget as follows:

**REVENUES:**

*Add*

FUND BALANCE: \$200,000

**EXPENSES:**

*Add*

SEWER LINING CAPITAL PROJECT: \$200,000

**RESOLVED** this 5<sup>th</sup> day of December, 2018.

Mr. Blowers said that this is for the sanitary sewer lining and is done every year. Staff moves money from the sewer fund balance to the operating fund to make the account whole.

ACTION TAKEN by Clr. Eddington; seconded by Clr. Camera  
MOVED THAT that this resolution be approved  
MOTION CARRIED (7-2 absent)

15. RESOLUTION DECLARING CITY EQUIPMENT SURPLUS

City Comptroller Blowers presented the following resolution:

**WHEREAS**, the City of Geneva no longer has use for the following items:

- X5 Body Armor panels which expired in 2001 & 2002
- X1 Canon EOS Rebel T3 camera with charger

**NOW, THEREFORE BE IT RESOLVED** by the City Council of the City of Geneva, New York, that the above equipment be declared surplus property, and

**FURTHER BE IT RESOLVED** the proceeds from the sale surplus equipment be placed in the Equipment Amortization Fund Account.

**RESOLVED** this 5<sup>th</sup> day of December, 2018

ACTION TAKEN by Clr. Eddington; seconded by Clr. Hagerman  
MOVED THAT that this resolution be approved  
MOTION CARRIED (7-2 absent)

16. DISCUSSION REGARDING ANIMAL SERVICES AND POLICIES

City Manager Sage Gerling told council that staff is looking for direction on the policy side. She said we are trying to rally as many municipalities as possible to possibly join with us and county to possibly add services to the Ontario County Humane Society or any other agency. She said a good suggestion she heard is to do a third party comprehensive assessment. She encouraged council to talk to our city supervisors to get their support. Staff would like to look at city policy changes, and are looking for the green light from council to do a local ordinance. Council agreed.

Clr. Camera said he doesn't think we have to look very far. Colony Caregivers provided a lot of information, and staff should not need to do much research. He said that our Ontario County Humane Society is underperforming and has been under evaluated for many years. They were found to be deficient compared to other humane societies in our area. Other humane societies do more work for less, and they serve dogs, cats, and other animals better than ours. He said that we need services to get the animal population under control, and council needs to read the information and come prepared. He said that pressure needs to be put on the county to get this moving. We need to give the Ontario County Humane Society a new directive because we should be getting effective services for our tax dollars.

Clr. D'Amico said that he read the Colony Caregivers information, and found it amazing how other counties do so much more and we do nothing. He said we need to get our supervisors involved. He asked if we could do something more formal. Clr. Camera recommended a strong letter.

City Manager Gerling said that council could visit the Ontario County Humane Society with the County and do a tour. Clr. Camera said he would work on the letter and bring it to council for review. Clr. Hagerman said that council needs more information on policies or see what other communities are doing. Clr. Camera said that if the process is going to take more than six months, he recommends passing a resolution right now to speed it up. He wants it to be known that the City of Geneva is against cruelty to animals and we will enforce the NYS laws.

17. BOARDS/COMMISSIONS APPOINTMENTS

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Camera  
MOVED THAT that Stanley Matthews be approved for the Ontario County  
Planning Board, and this recommendation be forwarded to  
Ontario County for final approval  
MOTION CARRIED (7-2 absent)

ACTION TAKEN by Mayor Alcock; seconded by Clr. Hagerman  
MOVED THAT that Sharon Dutcher and James Petropoulos be appointed  
to the City of Geneva Board of Ethics for January 2019  
ROLL CALL: Aye – Clr. Hagerman, Clr. Camera, Clr. Marino,  
Clr. Gramling and Mayor Alcock  
Abstained – Clr. D'Amico and Clr. Eddington  
Absent – Clr. Greco and Clr. Valentino,  
MOTION CARRIED

18. PUBLIC COMMENT

Mayor Alcock opened the public comment portion at 8:24pm, and with no one coming  
before the council, he closed the public comment portion at 8:25pm.

19. MAYOR AND COUNCIL REPORTS

Clr. Eddington said that the Zoning Board of Appeals met on November 27<sup>th</sup> to look at a  
variance application for 33 Middle Street. The action was tabled.

Clr. Camera referred to the property at 132 N. Exchange Street and noted the property  
across the street having a lot of debris behind the house. He said it is on the corner of  
Gates and Exchange Street on the west side of the street. Mr. Blowers said he would look  
into it and speak to DPW about it. Clr. Camera also referred to the Seneca Watershed  
Intermunicipal Organization and wanted to report that donations have been coming in  
including \$5,000 from each of several counties. He noted that the City of Geneva put in  
\$5,000 to help take care of Seneca Lake. He said they made an appeal to Senator Pam  
Helming, and she came up with \$200,000 to start funding of the watershed manager.  
Lastly Clr. Camera said he was listening to the eulogy for President George Bush, and he  
wanted to recognize him as a good guy, and he makes him want to be a better councilor.  
He recommends an article in the December 2<sup>nd</sup> New York Times titled "The Petition  
President" where he reached out to a writer at the Times and the article talks about the  
good relationship between these two adversaries, and he applauds the Bush family.

Clr. Hagerman said that he was recently involved with the community lunch program at the  
Methodist Church. He said it is a great program where volunteers do food prep, cook, and  
serve lunch to area residents. He said that the invitation is open to anyone who wants to  
get involved. Next he said that the BID has been without Don Liberator for a while and  
they really miss his presence in downtown. They are celebrating the grand opening of a  
new Thai restaurant on December 20<sup>th</sup> in One Franklin Square. The BID is working on  
their assessment, and letters went to the downtown property owners noting that the  
assessment has always been a set dollar amount, and they are looking at making it a



percentage of the assessment to help with growth. Clr. Hagerman said that they are working with the Finger Lakes Tourism to get a kiosk at the lakefront, and Geneva Coach is continuing to provide a truck to the BID for their use. Lastly he said that the downtown maps have been updated and distributed, and the Mayor's Tree lighting is this Friday, noting that many shops downtown will be open.

Clr. D'Amico said that the LDC met today with member reappointments. He noted that the current board is about 9 years old. He wondered if council and the LDC board were following the proper policy without interviewing members. City Manager Gerling said that the LDC is in charge of their appointments. They usually ask internally if they need people or we give them names of people who are interested, but they don't follow our board/commission appointment process. Clr. D'Amico said that the marketing video is in the process of being filmed with the cost of \$23,000 being shared by the LDC, IDA, City of Geneva, and Ontario County. It should be finished in early 2019. The LDC Board approved to participate in the Economic Development Summit, and they will talk about how they can contribute. Lastly he asked if there was a report on 29 Linden Street.

Clr. Marino said that the GNRC potluck dinner will be December 13<sup>th</sup> at the GEDC. She invited all to come and get to know their neighbors, hear the 2018 successes, and find out what is to come in 2019. The Youth Corp is also holding their holiday party on December 14<sup>th</sup> at the GEDC. Clr. Marino said that the DRI Downtown Streetscape is out in the community and this is a great opportunity for residents to weigh in on the design concepts. She attended the Inspire Community Leadership Summit for the third year where neighbors shared their successes. She thanked City Manager Gerling and her team for the recent retreat. She also wanted to recognize the neighbors who came out to hear the work we are doing.

Clr. Gramling said that the Community Compact met, and he and City Manager Gerling had a discussion with Schenectady Lieutenant Tom Kelly and Cheryl Heyward at the Center for Dispute Settlement and are looking into a citizens review board process. Members of the Compact gave their input on things to ask these people. The group reviewed the body cam policy and offered suggestions for changes to and clarification of the policy. He and the City Manager are working on an update for the complaint process. He said that people may not know that there is an actual complaint form that needs to be completed in order to file a formal complaint, and he and Mrs. Gerling are updating the information to educate the community. Lastly Clr. Gramling said that he, Clr. Hagerman, and Clr. Marino will be attending a fund raiser for the Geneva Child and Family Resource Center. They will be doing a Board Break-a-Thon where Master Michal of the Geneva Fit Club will be there breaking bricks, and participants can break a board.

Mayor Alcock said that the Hydrant Hose Company #1 held their annual banquet and recognized individuals for completing 50 years of service to the company. The individuals are James Fried, Bruce Moore, Donovan Goodman, Theodore Smith, and Robert Slattery. The Mayor's Tree Lighting will be December 7<sup>th</sup> along with other events such as the Police Department Fill the Cruiser toy event, and free ID's for kids sponsored by Generations Bank. He thanked the Geneva City Youth Corp for helping out at the event.

20. CITY MANAGER REPORT

City Manager Gerling told everyone that the retreat was great and staff is putting together information for all.

- Work has begun at 29 Linden Street – it will have an enclosed first floor with a roof/deck on top. The south wall structure integrity was not there so part was removed.
- The cemetery request for veteran's spouses be considered - after looking into the charter, it was discovered that it is the DPW Director's decision. Staff is looking to other communities to see what they are doing and she will keep council updated.
- The Holiday Market was this past Saturday and there was great feedback for the DRI streetscapes. Staff will be putting together a snapshot of the comments for council to review. She is thrilled to see the Public Art Committee is involved with the projects.

21. ADJOURNMENT

ACTION TAKEN by Clr. Eddington; seconded by Clr. Gramling  
MOVED THAT this meeting be adjourned at 8:55pm  
MOTION CARRIED (7-2 absent)

  
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Deputy City Clerk