

CITY COUNCIL OF GENEVA
JOURNAL OF PROCEEDINGS

2008

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7 West Avenue	
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Council Liaison appointed	21

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

JANUARY 2, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor

Present - Richard E. Rising, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Alcock, Clr. D'Amico, Clr. Valentino, Clr. Cosentino,
Clr. Hagerman, and Clr. Greco

Absent: Clr. Augustine.

2. APPROVED MINUTES OF NOVEMBER 14 and 28, 2007 MEETING

ACTION TAKEN by Clr. Greco; seconded by Clr. Hagerman
MOVED THAT the minutes of the November 14 and 28, 2007 Council
Meeting be approved as printed
MOTION CARRIED UNANIMOUSLY (8-1 Absent)

3. PUBLIC HEARING – TO RECEIVE COMMENTS ON THE POSSIBLE SALE OF CITY
PROPERTY AT THE SOUTHEAST END OF SYNDICATE STREET.

Mayor Einstein opened the public hearing on the possible sale of City property at the
southeast end of Syndicate Street at 7:03 PM, giving the privilege of the floor to anyone
wishing to address the possible sale.

There being no one appearing, Mayor Einstein adjourned the public hearing at 7:04 PM.

4. CLAIMS FILED AGAINST THE CITY

The City Clerk reported the following claim was filed against the City during the month
of December 2007:

On December 14, 2007 a Notice of Claim was filed by Mollie Schneible. The claim
alleges damage to the rear wheel of Ms. Schneible's car when she ran over a water main cap
that had come out of the ground.

5. CORRESPONDENCE

The City Clerk reported the following correspondence was received for Mayor Einstein and City Council during the month of December 2007:

- Letter from the Dept. of Health stating the results of the Radium testing done on the City's public water supply
- Letter from the State Canal Corporation

6. PRESENTATION – African American Men's Association

Victor Nelson told Council that the African American Men's Association was established in April 1978 in Geneva to address concerns of African American Men involving employment, inclusion, motivation of youth, and representation in the legal system. The organization hopes to instill in youth that there are no limits to achieving success. The organization's website is www.aamageneva.org.

Roger Williams gave Council some information about two programs that the organization is currently running. Their College Life Skills Program prepares high school seniors and juniors for college. This program is co-sponsored by Hobart and William Smith Colleges, Geneva City School District, and Assemblyman Brian Kolb. The Young Champions Mentoring Program helps to focus young men on positive decision making skills and the importance of education. Parents also get involved. He went on to say that the mentors are all trained members of this organization.

7. PUBLIC PETITIONS

Ken Camera of Lafayette Avenue addressed Council with a follow up to two issues he had brought up to Council last month. He feels that research shows that turning off the fire horn does not affect the City's ISO rating, and other communities have recently turned off their horns. He wondered if shutting off the horn would really affect firefighter response time. His second issue is the proposed ethanol plant for Seneca County. He feels there will be hundreds of trucks making trips to the plant daily and millions of gallons of water will be taken out of the lake each year. He asked that an environmental impact study be done and presented Council with a petition signed by 260 people in the City who would like to have the impact study done, and he will have more signatures coming.

John Wright, Assistant Chief of the Geneva Fire Department presented Council with a petition signed by 267 people, including downtown property owners, who are in favor of keeping the fire horn.

Josephine Clair of Geneva told Council that she is in favor of keeping the fire horn because it alerts the public to a possible fire. She feels the horn ties the community together because people may pause and say a prayer or follow up to see if there is anything needed at the scene. She does, however, question the noon hour horn, and asks if it could be replaced by some other kind of sound or music. She feels the community should stop thinking of tourists first.

Fire Chief Bruce Moore told Council that the City Fire Department had 691 fire calls in 2007, and of those, 86 were box alarms. That averages out to less than 2 box alarms per week. The fire horn is the primary alarm for 30 or so businesses and can run in a power

7. PUBLIC PETITIONS (Cont.)

outage. In answer to Clr. D'Amico's question, Chief Moore told Council that the noon whistle is done as a test to make sure the horn is working properly.

Cynthia Hsu of 2 Elmwood Place thanked the Councilors who had left office. She especially thanked Councilor Capraro for his work on the gun amnesty program and the issue of shared services. She thanked Councilor Espenscheid for her work on the TUDD ordinance and her "green" initiative. She requested that the current Council consider about placement of ads for the City Manager search in newspapers other than the Finger Lakes Times and trade journals.

Bob Stivers welcomed all of the councilors and the new Mayor, and said he is hoping for a year of progress. He said downtown is moving in the right direction, but it still needs help. He finished by saying he hopes that Council will stand behind what they say.

8. OLD BUSINESS

Fire Horn Issue:

Clr. D'Amico said he has received many phone calls pertaining to the fire horn. He trusts and respects the fire department, and he would like to make a motion:

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco

MOVED THAT a resolution be adopted directing the fire chief to get the fire horn back to full strength and allow the fire chief and fire commissioners to make decisions in the future pertaining to the fire horn.

Clr. Hagerman asked if there was some way to add a lower volume sound before the box alarm horn begins. This could warn people that the horn will be going off. Clr. Greco said that an additional horn sound would change the call box numbers, since the number of times the horn goes off coincides with the box number. He added that the horn finishes going off before firefighter pagers sound, giving the firefighter an advantage.

Clr. O'Malley told everyone that he had spoken to fire company members and was told that the system was instituted because it was the only sound that carries to all borders of the City. He feels that the horn cannot be toned down because it is very important to firefighter response time and any number of seconds is important.

Clr. Cosentino said that he feels it is clear that the horn needs to stay, and he agrees with Ms. Clair's earlier comment that there is a human aspect to the sounding of the fire horn; someone is in need.

Clr. Alcock said that he agrees with Clr. D'Amico's motion. His office is across the street from City Hall, and he knows that the intention of the horn is to jar people into some kind of action. If the horn increases firefighter response time, it is good to keep it.

Clr. Valentine asked Fire Chief Moore if he felt that the horn needed to be put back to full strength. Chief Moore responded that the removal of any of the horns does compromise the system, and tests have shown that the horn cannot be heard at all points of the City at this time. Clr. Valentine commented that he feels the horn adds to the ambiance of the City and quick fire department response time is needed.

8. OLD BUSINESS (Cont.)

There was some discussion about tilting the horns in different directions or placing them higher on top of City Hall to help lessen the sound at the street level, and the Fire Chief said he would look into doing that.

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

Other old business:

Clr. Cosentino asked about the camera he had asked for on the corner of North and Exchange Streets. City Manager Rising said that the City is committed to installing the camera, but the issue is where to place it. Clr. Cosentino wondered if brighter streetlights would be helpful. City Manager Rising told Council that he had asked Police Chief Pane to get a report of the cameras' effectiveness.

Clr. O'Malley asked if the gun amnesty program, with a reward given, could run all the time to get the guns off the streets as soon as possible rather than making people wait until the next designated day.

9. COUNCIL ORGANIZATIONAL ITEM – Deputy Mayor Appointment

ACTION TAKEN by Mayor Einstein; seconded by Clr. O'Malley
MOVED THAT Clr. Greco be appointed Deputy Mayor
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

10. AUTHORIZED SALE OF CITY PROPERTY AT THE SOUTHEAST END OF SYNDICATE STREET

Clr. Greco presented the following resolution:

WHEREAS, a public hearing with regard to the proposed sale of City owned property being a 40' X 80' parcel of property located on the southeast end of Syndicate Street, Geneva, New York, was held on January 2nd, 2008 at 7:00 PM; and

WHEREAS, a bid was received from Frank Trotta, 427 Washington Street, Geneva, New York 14456 in the amount of Five Hundred Dollars (\$500.00); and

WHEREAS, the City of Geneva has no current or anticipated future use of said property and that the proposed bid has been determined to be fair and equitable.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the City Manager is hereby authorized to execute all required documents conveying the above described property to Frank Trotta, 427 Washington Street, Geneva, New York 14456 in the amount of Five Hundred Dollars (\$500.00).

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

11. ESTABLISHED REGULAR COUNCIL MEETING NIGHT

Clr. Cosentino presented the following resolution:

WHEREAS, the Geneva City Charter provides that the City Council shall, at its organizational meeting, designate its official regular council meeting time, and

WHEREAS, in the past, City Council has met on the first Wednesday evening of each month as its official regular meeting night, and

WHEREAS, this Council is desirous to continue to conduct their regular meetings on the first Wednesday of every month beginning in January of 2008.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York, that the official Council meeting for the conducting of its regular business for the City of Geneva shall be the first Wednesday of each month commencing at 7:00 PM beginning in January of 2008.

ACTION TAKEN by Clr. Cosentino; seconded by Clr. Greco

MOVED THAT this resolution be adopted

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

12. DESIGNATED OFFICIAL NEWSPAPER

Clr. Hagerman presented the following resolution:

WHEREAS, the Geneva City Charter provides that the City Council shall designate an official newspaper for the publishing of public notices, and other official notifications for the City of Geneva, and

WHEREAS, The Finger Lakes Times has previously been designated as the official newspaper for the City for such purposes.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York, that The Finger Lakes Times be and the same hereby is designated as the official newspaper for the City of Geneva.

ACTION TAKEN by Clr. Hagerman; seconded by Clr. Alcock

MOVED THAT this resolution be adopted

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

13. APPROVED 2008 DOG CONTROL CONTRACT WITH ONTARIO COUNTY

Clr. D'Amico presented the following resolution:

WHEREAS, the City of Geneva desires to obtain services in connection with management of dog control within the City, and

WHEREAS, Ontario County desires to provide dog control services for the annual sum of \$11.00 for every enumerated dog within the City and for the purpose of the year 2008 agreement the number of dogs is agreed to be 1,290.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva that the City Manager be and he hereby is authorized to execute an agreement with Ontario County for the year 2008 dog control under Article VII of the Agricultural and Markets Law of the State of New York, and

FURTHER BE IT RESOLVED that payment as set forth by this resolution shall be made from Account #3510, 2008 Budget, Pg. GF-50.

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

14. APPROVED VARIOUS CONTRACTS AND AGREEMENTS FOR 2008

Clr. Valentino presented the following resolution:

WHEREAS, it is necessary and proper for the City of Geneva to enter into contracts and agreements with the following businesses and community organizations for the year 2008, with funding levels based on the year 2008 Budget adopted by City Council on October 17, 2007.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the City Manager enter into contracts and agreements with the Volunteer Fire Companies, the Finger Lakes Arts Council, the Geneva Historical Society, Finger Lakes Public Access TV, the Boys and Girls Clubs of Geneva, Finger Lakes Youth Sports, Mercy Flight Central, the B.I.D., Geneva Arts Development Council, Inc., and Geneva Little League.

FURTHER BE IT RESOLVED that these agreements and contracts will be prepared by the City Attorney, and the City Manager is hereby authorized and directed to execute said agreements and contracts.

ACTION TAKEN by Clr. Valentino; seconded by Clr. O'Malley
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

15. PROPOSAL TO AUTHORIZE PURCHASE OF 316-322 AND 326 EXCHANGE STREET (THE COOKERY)

Clr. O'Malley presented the following resolution:

WHEREAS, by Agreement dated the 15th day of June, 2007, Kevin Wei, a/k/a Su Qin Wei and Ki Shui Nwai offered to purchase real property located at 316-322 and 326 Exchange Street, Geneva, New York and more particularly described as tax map #104.43-1-12 and tax map #104.43-1-13 together with North Side of Tillman Street and West Side of Exchange Street which are more particularly described as tax map #104-43-1-14 and tax map #104.43-1-11 from the City of Geneva for the sum of Fifty Thousand Dollars (\$50,000.00) and as further consideration for said purchase agreed to commence demolition and construction of a two (2) story restaurant on said site within one (1) year of date of purchase; and

WHEREAS, pursuant to said Agreement in the event that purchasers failed to proceed with the proposed project, the City retained a right of reverter to repurchase the property for the original purchase price of Fifty Thousand Dollars (\$50,000.00) without interest; and

WHEREAS, the City has been informed by the purchasers that they do not intend to proceed with their plans to demolish and construct a two (2) story restaurant; and

WHEREAS, it appears to be in the best interest of the citizens of Geneva and in furtherance of the economic development of the Exchange Street neighborhood to repurchase said property for the purchase price amount of Fifty Thousand Dollars (\$50,000.00) without interest.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the City Manager is hereby authorized to execute all required documents necessary to effectuate purchase of real property located at 316-322 and 326 Exchange Street, Geneva, New York and more particularly described as tax map #104.43-1-12 and tax map #104.43-1-13 together with North Side of Tillman Street and West Side of Exchange Street which are more particularly described as tax map #104-43-1-14 and tax map #104.43-1-11 from Kevin Wei, a/k/a Su Qin Wei and Ki Shui Nwai for the sum of Fifty Thousand Dollars (\$50,000.00); and

BE IT FURTHER RESOLVED that payment shall be made from the revenue received from the sale of City properties in the 2007 budget.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Greco
MOVED THAT this resolution be adopted

City Manager Rising told Council he had received a letter from Kevin Wei's attorney asking for the City to allow Mr. Wei to proceed with his plans to demolish the building and obtain a building permit. City Manager Rising told Council that due to the condition of the building, Mr. Wei was asked to proceed with demolition, but did not appear in court so Judge Gage issued an order for the work to be done. City Attorney Cannon suggested that Council table this resolution to allow Mr. Wei a chance to move along with demolition.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Valentino
MOVED THAT this resolution be tabled
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

15. PROPOSAL TO AUTHORIZE PURCHASE OF 316-322 AND 326 EXCHANGE STREET (THE COOKERY) (Cont.)

Clr. D'Amico and Clr. Cosentino said they feels it is important for the public to know that Council wants this project to happen, and Clr. Cosentino said he would like to make sure the plans don't keep getting pushed back.

16. APPOINTMENTS TO BOARDS AND COMMISSIONS

ACTION TAKEN by Clr. Greco; seconded by Clr. Valentino

MOVED THAT Donald McGuigan be re-appointed to the Fire Commission Board, Joan Murphy and Richard Sheils be re-appointed to the Planning Board; Arlene Eddington, David Hathaway, and Donna Baxter be re-appointed to the Recreation & Youth Advisory Board; Marisa DeSantis and Michael Tinkler be re-appointed to the Human Rights Commission; John Cataline be re-appointed to the Aid to the Handicapped Committee; Robert P. Stewart and Nicholas J. Gillotti be re-appointed to the Zoning Board of Appeals; H. Merrill Roenke and Timothy J. Buckley, Esq. be re-appointed to the Historic Districts Commission; Martin Goffinet and Jerry Bond be re-appointed to the Shadetree Committee.

MOTION CARRIED UNANIMOUSLY (8-1 absent)

17. DISCUSSION ABOUT COMMITTEE TO LOOK AT THE CITY ATTORNEY'S POSITION

Mayor Einstein announced that he had appointed a committee to look at the City Attorney position to see if it needs to be full-time rather than part-time or possibly shared services. The committee will consist of Clr. O'Malley, Clr. Alcock, and Barbara Roesch-Rokow. When questioned, Mayor Einstein explained that the budget has been on his mind for some time, and this could be an opportunity to restructure services and look into shared services.

Some Council members said that they felt this should have been discussed with Council before the appointment of the committee.

18. MAYOR'S REMARKS

Mayor Einstein thanked City Manager Rising and staff for the transition briefings for the new Mayor and Council members.

He also thanked the City Clerk and her daughters for their work on the Swearing-in Ceremony.

19. CITY MANAGER'S REMARKS

City Manager Rising told everyone that the City will still be picking up leaves in the next several months.

There will be two additional Quality Communities Meetings this month. Information will be on the City's website and a press release will be done.

City Manager Rising went on to say that the City is in the process of updating the multi-year financial plan that is due to the State by February 1st, so Council will need to have a work session January 23rd at 5:30 PM.

Finally, he told Council that they have a draft of the 2008 City employee work plan on their desks and asked all of them to review the draft to discuss at a later meeting.

20. NEW BUSINESS

Clr. Cosentino brought up a problem in the City with stray cats. He wondered if there was a place to call to get assistance. City Manager Rising said he would get a list of private service providers together.

Based on a radio program Clr. Cosentino had heard in December, he wanted to make it clear to the residents that no one has been chosen to fill the City Manager position at this point. Council will be going through the process, and the committee is working toward that goal.

Mayor Einstein brought up an e-mail received by Council by Ken Millington about a mural project he is interested in working on. He said he would like to talk to the Geneva Business Improvement District because he believes they have a project already in the works. Clr. Cosentino mentioned using the back of the Smith Opera House if the mural was to be a tourist attraction.

21. COUNCIL LIAISON REPORTS

Clr. Greco said that the opening weekend for the completed recreation complex will be January 26-27. The Recreation Department spring and summer programs are being worked on. They are looking into a downtown skate park. An exam for the director's position is being given in February and the director has not given a date for her retirement yet. Clr. Cosentino wondered if the Recreation Department has had any sense that the enclosure is drawing more people.

Clr. D'Amico thanked the Human Rights Commission Director, Karen Baer, for having a get-together for the commission. Ms. Baer came to the microphone and told Council that she is in the middle of a huge federal case, and the City Attorney plays a big part in that case and other fair housing law matters.

Clr. Cosentino brought up an idea he feels could save the City money. He wondered if the city school district offices on Elizabeth Blackwell Drive could be re-located to free up space in that building for taxable businesses. He also mentioned possibly moving the daycare center across the street to the GEDC building. Clr. O'Malley said these would be good issues for Quality Communities to look at.

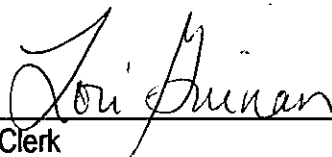
22. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico
MOVED THAT City Council adjourn to Executive Session to discuss real
estate matters, Town sewer agreement, and a personnel matter.
ROLL CALL – Aye: Clr. Greco, Clr. Hagerman, Clr. Cosentino, Clr. Alcock,
Clr. D'Amico, Clr. O'Malley, Mayor Einstein
Nay: Clr. Valentino
MOTION CARRIED

The Executive Session convened at 8:55 PM. Those in attendance were all Council
Members (7-1 absent, Clr. Valentino left executive session at 9:30 PM), Mayor Einstein, and
the City Manager. The Executive Session adjourned at 10:10 PM.

23. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at
10:10PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

COUNCIL WORK SESSION

JANUARY 23, 2008 – 5:30 PM

Presiding - Stu Einstein, Mayor
Present - Richard E. Rising, City Manager
- Tara Clark, City Comptroller
- Jennifer Slywka, Personnel Officer

1. ROLL CALL

Present: Clr. O'Malley, Clr. Alcock, Clr. D'Amico, Clr. Valentino, Clr. Cosentino,
Clr. Augustine, Clr. Hagerman, and Clr. Greco

2. AUTHORIZING THE CITY COMPTROLLER TO TRANSFER FUNDS IN THE 2007 BUDGET

Clr. D'Amico presented the following resolution:

Whereas, the City Comptroller is requesting to transfer the following funds:

GENERAL FUND TRANSFERS

FROM

1990.4046 Contingency \$21,988.99

TO

5010.1004 Highway Overtime \$ 13.42
7180.4030 Ice Rink Utilities \$ 4,276.11
6989.1001 Economic Development Salaries \$ 532.52
1640.4046 Gas & Oil \$17,166.94

WATER FUND TRANSFERS

FROM

1990.4000 Contingency \$ 4,005.88

TO

8320.1001 Water Plant Salary \$ 4,005.88

2. AUTHORIZING THE CITY COMPTROLLER TO TRANSFER FUNDS IN THE 2007 BUDGET
(Cont.)

SEWER FUND TRANSFERS

FROM

1990.4000 Contingency \$ 2,063.00

TO

8130.1001 Treatment Plant Salary \$ 2,063.00

NOW, THEREFORE, BE IT RESOLVED that the City Comptroller is hereby authorized to transfer funds as requested above.

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

3. AUTHORIZING MAYOR TO SIGN LEGAL DOCUMENTS

Clr. O'Malley presented the following resolution:

WHEREAS, R. Stuart Einstein has been duly sworn in as Mayor of the City of Geneva;
and

WHEREAS, as Mayor, R. Stuart Einstein is required from time to time to execute various legal documents related to contracts and agreements; and

NOW, THEREFORE BE IT RESOLVED that Mayor R. Stuart Einstein is authorized to sign various legal documents on behalf of the City of Geneva.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. D'Amico
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

4. IMPLEMENTATION OF RESTORE GRANT

City Manager Rising gave Council an update reminding them that we were successful with our state grant application receiving \$2,000,000. He told them that the Planning staff is currently reconnecting with the applicants to see where they are with their projects and how soon they expect to be finished. Applicants are being reminded that they need to pay for improvements and this program is a reimbursement program.

There was some discussion about what might happen to any money where an owner withdraws or doesn't finish their project in a timely manner. Clr. Cosentino ended the conversation saying that the City needs an answer from the State soon on what will happen if someone drops out.

5. CITY MANAGER RECOMMENDATION – INTERIM LEGAL SERVICES

City Manager Rising told Council that as of February 1st the City is looking at a 60 day period without legal services with the City Attorney leaving. He suggested a mix of a local private attorney for routine, less complex tasks, and a full-service legal firm for more complex matters. He told Council that the cost is unknown at this point. He did speak to the Ontario County Administrator and was told that their legal services would be limited due to availability. They may be able to answer some legal questions based on time and availability.

City Manager Rising said that Council will need to execute two contracts at the February meeting for a 60 day basis. There was some discussion on how to go about getting a list of qualified attorneys who would be able to handle our minimum skill set. It was decided that letters would be sent to local City and Town attorneys, and Clrs. D'Amico, O'Malley, and Valentino will work with City Manager Rising to go through the information received back to make a recommendation to Council at the February meeting.

6. WORK SESSION – 2008-2010 MULTI-YEAR FINANCIAL PLAN

City Manager Rising directed Council to the 2008-2010 Multiyear Financial Plan in their packets and told them that the budget goals have not changed. The two components that are required are the financial accountability report and financial improvement program. He noted that the City had several one-time revenues in 2008 that will not be recognized in 2009 and 2010.

City Comptroller Tara Clark went over the different figures reminding Council how the City's fund balance is crucial, and she explained the difference between restricted and unrestricted funds. There was a question about budgeting retirements, and Council was told that if a retirement is announced ahead of time, funds are allocated in the budget for it.

7. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico

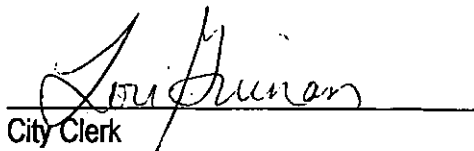
MOVED THAT City Council adjourn to Executive Session to discuss real estate issues, potential litigation, and personnel.

ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

The Executive Session convened at 7:00 PM. Those in attendance were all Council Members (9), Mayor Einstein, the City Manager, the City Comptroller, and the Personnel Officer (Personnel Officer left the meeting at 8:10 PM). The Executive Session adjourned at 9:17 PM.

8. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 9:17PM.


City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

FEBRUARY 6, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor

Present - Richard E. Rising, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Alcock, Clr. D'Amico, Clr. Augustine, Clr. Cosentino,
Clr. Hagerman, and Clr. Greco

Absent: Clr. Valentino

2. APPROVED MINUTES OF DECEMBER 5 and 12, 2007 MEETING

ACTION TAKEN by Clr. Greco; seconded by Clr. Augustine
Clr. Augustine asked that a correction be made to the December 12th minutes on page 439

MOVED THAT the minutes of the December 5 and 12, 2007 Council
meeting be approved as amended
MOTION CARRIED UNANIMOUSLY (8-1 Absent)

3. CLAIMS FILED AGAINST THE CITY

The City Clerk reported the following claim was filed against the City during the month of January 2008:

On January 8, 2008 a notice of claim was filed by Charles Livecchi of 2255 Lyell Ave, Suite 200, Rochester, NY. The claim is for injuries sustained by reason of the alleged negligence and misconduct of the City when \$1,000 was added to his tax bill and the assessment on his property at 46 Hallenbeck Ave was raised with no proper notice for protest.

4. CORRESPONDENCE

The City Clerk reported the following correspondence was received for Mayor Einstein and City Council during the month of January 2008:

- Letter from the NYS Office of Real Property Services congratulating the City on the completion of the 2007 reassessment
- Letter from the Dept of Health announcing the Annual Business Meeting of the Finger Lakes Water Works Conference
- Letter from Sophie Elkin
- Letter from Assemblyman Brian Kolb acknowledging receipt of resolution
- Letter from Kevin O'Buckley acknowledging receipt of resolution
- Thank you letter from Mercy Flight for 2008 contribution
- Letter from NYS Canal Corp about upcoming Canal Clean Sweep

5. PRESENTATION – Youth as Partners

The Director of the Ontario County Youth Bureau, Patty D'Amico, introduced several youths who told Council about their ideas for helping the kids in our community:

- One of their biggest issues is safety, and they recommended more street lighting. The group looks at street lights to see if more lights can be added. They would like to see timers at crosswalks to count down the light change for people crossing at the crosswalk. They would also like to see increased policing.
- Their next issue is promoting respect between youth and adults. They announced that they are having a Festival of Nations at Geneva High School. They are working at getting students at North Street and West Street Schools to start a pen pal program where the students from the two schools will begin writing to each other and eventually meet so they are familiar when they enter the middle school. At the high and middle schools, they would like a student/teacher mediation program to eliminate miscommunication.
- The group feels that the community needs more events such as dances to bring youths together. They would like Council to consider letting a diverse group of students work with Council to allow the students to share their ideas.
- Transportation is a problem for many youth in the community and the group feels that youth need access to buses to get to activities, and they are considering fundraisers to help support transportation.
- They talked about a possible indoor skate park and lounge for kids to use year round.

6. PUBLIC PETITIONS

Mickey Gilbert Shultz, President of BID, told Council that they had their annual dinner with a great turnout. She said that the BID appreciates all of the City's help.

Ken Camera of Lafayette Ave told Council that he had prepared a resolution for them to consider asking the Seneca County IDA to rescind their negative declaration and do a full environmental impact study on their ethanol plant.

Doug Knipple of 109 Maxwell Ave voiced his concerns about the City Manager search hoping that Council will be looking for someone who has adequate experience and demonstrated success for this type of job.

Barney Simeon Goldstein of 100 N. Main Street posed several questions to Council about the resolution appointing A. Clark Cannon as interim attorney for the City. He asked if Mr. Cannon would be an independent contractor with no benefits, what the cost effective rate would be, would the billing arrangement be a flat rate or hourly, and in the interim, would there be any possible conflicts of interest?

Richard Austin of 68 Sharon Street told Council that he is concerned about how the future of Geneva is being shaped. He reminded Council that their role is not just one day of the month, and they shouldn't berate the City or other Council members outside of the Council meetings. They need to know that teamwork and compromise can prevail if they work together. He said that Council members should exercise their views during meetings rather than on websites and letters to the editor.

6. PUBLIC PETITIONS (Cont.)

Cynthia Hsu of 2 Elmwood Place followed up on the status of the DEC funding for 305 Main Street. City Manager Rising told her that the City had not accepted it yet. The City is waiting to see if the EPA grant is going to be enough to do the work. The DEC funding will only be used if needed. The City's consultants are taking the necessary steps and working with SHIPO.

7. DETERMINING THAT THE GENEVA CENTRAL BUSINESS DISTRICT REVITALIZATION PROGRAM II WILL NOT HAVE A SIGNIFICANT IMPACT ON THE ENVIRONMENT (NEGATIVE DECLARATION)

Clr. Alcock presented the following resolution:

WHEREAS, the City of Geneva has received funds to implement the Geneva Central Business District Revitalization Program II; and

WHEREAS, the City of Geneva City Council, as "Lead Agency" with respect to compliance with SEQR, has classified the program as an "Unlisted Action" under SEQR; and

WHEREAS, the City has completed a Short Environmental Assessment Form and has determined that the project will entail positive impacts and will not:

1. Generate adverse changes in air or water quality, noise, or solid waste production;
2. Adversely impact flooding, erosion or drainage;
3. Cause the removal or destruction of large quantities of vegetation or fauna;
4. Cause a conflict with current community plans or goals;
5. Impair or adversely impact important historical, architectural or archeological resources;
6. Create hazards to human health;
7. Substantially change existing land uses; and/or
8. Encourage the attraction of large numbers of people to the area.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva that the Geneva Central Business District Revitalization Program II will not have a significant adverse impact on the environment; and

BE IT FURTHER RESOLVED that a Negative Declaration under SEQR be issued relative to the Geneva Central Business District Revitalization Program II.

City Manager Rising explained to everyone that this project involved the Commons on Exchange Street, the parking lot, which includes installation of multi-purpose building, possible fencing, landscaping, renovations to backs of buildings, improvement of walkway, and internal business improvement in the area.

ACTION TAKEN by Clr. Alcock; seconded by Clr. D'Amico
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

8. AUTHORIZING RETENTION OF CITY OF GENEVA INTERIM LOCAL COUNSEL

Clr. D'Amico presented the following resolution:

WHEREAS, a committee has been formed to make recommendation to the Geneva City Council as to the necessity for full-time or part-time legal services; and

WHEREAS, it appears that the committee will make its recommendation within the next sixty (60) days; and

WHEREAS, it is deemed appropriate that during this interim period that a local counsel be retained for the purpose of representing the City of Geneva in City Court for vehicle & traffic and municipal code compliance issues, real estate matters, local contractual issues, and transitional consultation with Harris Beach, PLLC pertaining to potential litigation matters; and

WHEREAS, a proposal from A. Clark Cannon, 17 Seneca Street, Geneva, New York has been reviewed by a committee of council for the purposes of providing interim legal services pending final determination of the legal services committee; and

WHEREAS, A. Clark Cannon has the requisite experience to provide interim services at a cost effective rate.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the City Manager is hereby authorized to enter into a service contract with A. Clark Cannon, 17 Seneca Street, Geneva, New York for the purpose of providing local representation to the City of Geneva for an interim period pending further action by this Council.

City Manager Rising informed everyone that Mr. Cannon's services would be under contract at \$150 per hour, and he would not be considered a City employee and would not receive city employee benefits. Mr. Cannon will bill the City for time incurred at an hourly rate. He will retain his practice, and this arrangement, hopefully, will be for no more than 60 days.

Clr. Augustine voiced her opposition to this resolution since Attorney Cannon's resignation is what created the need for this resolution, and he will now be contracting with the City at a higher rate of pay. When she questioned the need for disclosure of his clients, City Manager Rising said that the City has not required Mr. Cannon to disclose his clients, but he must follow the code of ethics set by the Bar Association. City Manager Rising said he does not expect any projects coming up that would create a conflict of interest.

Clr. O'Malley commented that he feels this arrangement would work better than trying to hire someone for a month or two who isn't up on all of the City's issues.

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco

MOVED THAT this resolution be adopted

ROLL CALL – Aye: Clr. O'Malley, Clr. Alcock, Clr. D'Amico, Clr. Cosentino,
Clr. Hagerman, Clr. Greco, and Mayor Einstein

Nay: Clr. Augustine

Absent: Clr. Valentino

MOTION CARRIED

9. AUTHORIZING RETENTION OF OUTSIDE LEGAL COUNSEL

Clr. O'Malley presented the following resolution:

WHEREAS, the City has requested proposals from full service law firms for representation in potential litigation, labor negotiations and Fair Housing discrimination matters, and

WHEREAS, the City has received a proposal from Harris Beach, PLLC, a Professional Limited Liability Corporation with offices located at 99 Garnsey Road, Pittsford, New York 14534, copy of which is attached hereto and made a part hereof; and

WHEREAS, after review, it appears that the proposal from Harris Beach, PLLC will provide required legal services in a cost effective manner.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the City Manager is hereby authorized to enter into a contract with Harris Beach, PLLC, a Professional Limited Liability Corporation, 99 Garnsey Road, Pittsford, New York 14534 for the purpose of that firm providing necessary full service legal expertise to the City of Geneva on an as needed basis.

Clr. Augustine asked about the special, blended rate that the firm is giving the City, and City Manager Rising explained that the rate is special for this interim period and will be around \$195/hour.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

10. AUTHORIZING PUBLIC HEARING

Clr. Augustine presented the following resolution:

WHEREAS, a Public Hearing is required pursuant to the City of Geneva's Traditional Urban Design District Ordinance for the purpose of receiving comments pertaining to the application for demolition made by Kevin Wei, residing at 10 Slosson Lane, Geneva, New York for structures located at 316-322 and 326 Exchange Street, Geneva, New York.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that a Public Hearing shall be held on March 5th, 2008 at 7:00 PM which Public Hearing shall be for the purpose of receiving comments with regard to proposed demolition of structures located at 316-322 and 326 Exchange Street, Geneva, New York.

BE IT FURTHER RESOLVED that notice of said Public Hearing shall be posted in accordance with law.

10. AUTHORIZING PUBLIC HEARING (Cont.)

City Manager Rising gave an update saying that Mr. Wei is still in the court process, and Mr. Rising hopes that Mr. Wei will present a demolition permit and contract for demolition soon.

Clr. Augustine asked if Mr. Wei could be asked to attend the public hearing to answer any questions that may come up

Clr. Cosentino asked if Council could find out what, if any, changes have been made to the scope of the project.

ACTION TAKEN by Clr. Augustine; seconded by Clr. D'Amico
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

11. AUTHORIZING PUBLIC HEARING

Clr. Cosentino presented the following resolution:

WHEREAS, a public hearing is required pursuant to the Geneva City Charter for the purpose of receiving comments on the proposed private sale of real property located at 7 West Avenue, Geneva, New York to Scott Lester, Eelport Road, Naples, New York.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that a Public Hearing shall be held on March 5th, 2008 at 7:00 PM which Public Hearing shall be for the purpose of receiving comments with regard to proposed private sale of real property located at 7 West Avenue, Geneva, New York.

BE IT FURTHER RESOLVED that notice of said Public Hearing shall be posted in accordance with law.

Clr. D'Amico asked if there was a time frame established for the demolition, and City Manager Rising said it could be put into the purchase agreement.

Clr. O'Malley asked how the price is considered, and City Manager Rising said that it is done on a case by case basis.

ACTION TAKEN by Clr. Cosentino; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

12. AUTHORIZING PUBLIC HEARING

Clr. Greco presented the following resolution:

WHEREAS, a Public Hearing is required pursuant to the City of Geneva Charter for purposes of leasing real property to a private entity known as "Geneva Red Wings, Inc." and located at McDonough Park, Geneva, New York.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that a Public Hearing shall be held on March 5th, 2008 at 7:00 PM which Public Hearing shall be for the purpose of receiving comments with regard to the proposed lease of McDonough Park, Geneva, New York to Geneva Red Wings, Inc. copy of proposed lease is attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that notice of said Public Hearing shall be posted in accordance with law.

Clr. D'Amico asked if the lease could be transferable, and City Manager Rising said that could be put into the agreement.

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

13. REQUESTING REDUCTION OF SPEED LIMIT ON ROUTES 5 & 20

Clr. Hagerman presented the following resolution:

WHEREAS, State Routes 5 & 20 along the west side of Seneca Lake is posted for 45 mph, and functions as a major thoroughfare that bisects the City of Geneva; and

WHEREAS, such a speed limit reinforces 5 & 20 as a major barrier that disconnects the Geneva lakefront area from downtown Geneva, creating an unfriendly environment for pedestrians and increased safety hazards for vehicles traveling on and crossing this highway; and

WHEREAS, the City of Geneva, with funding from the NYS Quality Communities Program, is completing a comprehensive plan for downtown and the lakefront, which has identified Routes 5 & 20, including its speed limit, as a major detriment to effective planning and use of these areas by residents and visitors;

NOW, THEREFORE BE IT RESOLVED that the City Council of Geneva, New York requests the State of New York reduce the legal speed limit on Routes 5 & 20 to 35 mph from the South Main Street overpass north and east to the City (Ontario County) – Seneca County line.

BE IT FURTHER RESOLVED that this resolution be submitted to Governor Eliot Spitzer, State Senator Michael Nozzolio, State Assemblyman Brian Kolb, and New York State Department of Transportation Regional Director Kevin O'Buckley for action.

ACTION TAKEN by Clr. Hagerman; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

14. MAYOR APPOINTMENTS – City Council's Liaisons to Boards and Commissions

Aid to Handicapped Committee -	Clr. Cosentino
Business Improvement District -	Clr. Hagerman
Ethics Committee - *	Clr. Augustine
Geneva Housing Authority -	Mayor Einstein
Green Committee - *	Clr. Hagerman
Historic Districts Commission -	Clr. O'Malley
Human Rights Commission -	Mayor Einstein
Industrial Development Agency -	Clr. Greco
Lakefront Development -	Clr. Alcock
Planning Board -	Clr. D'Amico
Quality Communities Steering Committee -	Clr. Cosentino / Mayor Einstein
Recreation Advisory Board -	Clr. Greco
Shadetree Committee -	Clr. Greco
Town of Geneva -	Clr. D'Amico
Zoning Board of Appeals -	Clr. Valentino

EXTERNAL COMMITTEES

College Neighbors -	Clr. Augustine
Geneva Historical Society	Clr. O'Malley
HWS Community Advisory Committee -	Mayor Einstein
Appointments -	Clr. D'Amico / Clr. Greco
Negotiations -	Clr. Greco

[* Ethics and Green Committees will be named at future meetings]

15. APPOINTMENTS TO BOARDS AND COMMISSIONS

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico
MOVED THAT Peter Readel be re-appointed as Chair of the Zoning Board of Appeals
MOTION CARRIED UNANIMOUSLY (8-1absent)

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico
MOVED THAT Anthony DiConstanzo be appointed to the Planning Board and Dianne Reid be appointed to the Aid to Handicapped Committee.

There was some discussion among Council about the process for appointing people to the various boards and commissions, and it was suggested that Council take a look at the process. Clr. Augustine stated that she was voting against these appointments because she didn't have the information prior to the vote.

ROLL CALL – Aye: Clr. O'Malley, Clr. Alcock, Clr. D'Amico, Clr. Cosentino, Clr. Hagerman, Clr. Greco, and Mayor Einstein

Nay: Clr. Augustine

Absent: Clr. Valentino

MOTION CARRIED

16. MAYOR'S REMARKS

Mayor Einstein told everyone that the City Manager screening committee met yesterday and the City received 26 applications. He explained the process the committee will be using to go over the applications before they meet again on February 28th. He feels they should have their recommendations to Council for the March meeting.

Mayor Einstein announced that there will be a Council meeting Wednesday, February 20th at 5:30 to continue discussion of the City Manager search process and receive recommendations from the City Attorney committee.

17. CITY MANAGER'S REMARKS

City Manager Rising referred to the Community Assistant position listed in the newspaper, and told everyone that it is the Community Aid position approved by Council with a slightly different title. The ad states that the candidates must be a legal resident of Ontario County or contiguous counties. He added that the City's objective is to get a City resident.

He told Council that they have an update to the Restore project in their packets.

Speaking at his last televised meeting as Geneva's City Manager, Mr. Rising spoke a few words about his feelings and hopes for Geneva. He referred to Council as being a team, as well as all City employees, and they all need to work together and support each other. There needs to be good, respectful dialogue when working toward achieving the City goals. He told Council that the City of Geneva must continue to be activist which requires risk taking. He ended by saying it has been his pleasure working for the City for the past 15 years and he thanked Council for the opportunity.

18. NEW BUSINESS

Clr. D'Amico told everyone about a new business in his ward, Angelo's Take and Bake, in the old Carvel's building. He encouraged everyone to support this new business.

Clr. O'Malley said he had received a phone call about level 3 sex offenders living near daycare centers. He wondered if the City could pass an ordinance to increase the distance that these offenders can live from daycares and schools. City Manager Rising said this was possible, as long as it was a reasonable distance. Clr. Augustine suggested speaking to the city police to get a feel for a good distance.

Clr. Hagerman told everyone that he had met with the Arts Development Council and the Smith Opera House. A needs assessment is being planned to determine what they need to move forward to support them.

Clr. Cosentino voiced his concern about busses parking near the skating rink and Elizabeth Blackwell Street and making it difficult for drivers to see. He wondered if there were alternate places for them to park. He also brought up the remark made by the Youth as Partners group about an indoor skate park, and wondered if the recreation complex would work.

19. OLD BUSINESS

Clr. D'Amico asked about the crow situation and a possible crow shoot like the one done in Auburn, and City Manager Rising said that City employees started early with their attempts to drive the crows away from the City and it appears to have worked well, but, unfortunately, they move to different parts of the City.

Clr. Greco announced to everyone that there are many openings on several Boards and Commissions, especially the Aid to Handicapped Committee.

Clr. O'Malley told everyone that he looked into the proposed ethanol plant and spoke to Mr. Camera about Mr. Camera's resolution asking for a negative declaration. He feels that the issues directly affecting the City of Geneva are the lake water removal and increased truck traffic. He said that passing a resolution only asks Seneca County IDA to respond, they have no obligation to do as we ask. Mr. Camera added that he would just like the community to be able to obtain all of the information. Clr. Augustine said she would like more information, and asked if this resolution could be put on the February 20th meeting agenda.

Clr. Augustine asked if anything had been done with the e-mail from Ken Millington. Mayor Einstein said he recommended Mr. Millington contact the BID, and the Mayor is aware that they have connected.

20. COUNCIL LIAISON REPORTS

Clr. Greco reported that the recreation complex held their grand opening for their beautiful, new building. He said the temperature isn't any different, but there isn't any wind.

Clr. Greco also reported on behalf of the Shade Tree Committee, telling everyone that NYSEG will be performing tree trimming in the western section of the City where there is interference with power lines. The Shade Tree Committee is looking for a person to serve on their committee. When questioned, City Manager Rising said he would look into how the City can monitor the tree trimming done by NYSEG as well as how they notify property owners. He went on to say that the City has a one for one replacement policy for trees, and we try to replace the trees as close to the removal spot as possible.

Clr. Augustine told everyone that she attended a second College Neighbors meeting and they had some good strategies on how to get out in front of issues they have been having. She mentioned on-campus peer monitoring for campus security to cover. They are planning a meeting in March to try and set up rules for new group of students getting ready to move off-campus.

Clr. Cosentino thanked City Manager Rising for his service to Geneva and the impact he has had on personnel and surrounding communities. He wished him good luck.

21. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico
MOVED THAT City Council adjourn to Executive Session to discuss potential
litigation, possible sale of City property, and the Town sewer agreement.
ROLL CALL – MOTION CARRIED

The Executive Session convened at 9:00 PM. Those in attendance were all Council
Members (7-1 absent), Mayor Einstein, and the City Manager. The Executive Session
adjourned at 9:55 PM.

22. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at
9:55PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

FEBRUARY 20, 2008 – 5:30 PM

Presiding - Stu Einstein, Mayor

Present - Richard E. Rising, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Alcock, Clr. D'Amico, Clr. Valentino, Clr. Cosentino,
Clr. Augustine, Clr. Hagerman, and Clr. Greco

2. PUBLIC COMMENTS – Proposed Ethanol Plant in Seneca County

Several residents and members of surrounding towns addressed Council and voiced their concerns about the proposed ethanol plant. Their concerns included:

- The negative declaration does not support the conclusion that the proposed ethanol plant will not have a significant impact on the area.
- Air quality will change with a possibility of harmful chemicals being released into the air people breathe.
- Even though there is an intended route for truck traffic, there is no way for the plant to force truck drivers to use that route, and could mean an increase in truck traffic in our City.
- If the plant's emissions are above the acceptable limit, that they might be able to buy credit from another plant in the area.
- Ethanol replaces very small amounts of petroleum use and has a huge effect on the agriculture in the area.
- Area towns and cities are not working together to protect the public air and water.
- Biofuels cause more greenhouse gas emissions than conventional fuels.
- They would prefer to see an independent party or outside agency prepare an environmental impact statement
- If an EIS were done, there would be an additional section including public questions that would need to be answered in the statement.

2. PUBLIC COMMENTS – Proposed Ethanol Plant in Seneca County (Cont.)

Along with the general public, members of the Seneca County IDA and Empire Green Biofuels explained their position and tried to reassure everyone that this project will be safe for the community by saying:

- Empire Green Biofuels' environmental assessment form shows their estimates for air emissions, and there will typically be no hazardous pollutants and no volatile, organic compounds emitted.
- They will need to get a permit for air emissions, and will be regulated by State and Federal Agencies. Their emissions will be less than the major threshold, and if they go over the limit, the ethanol plant will be shut down.
- Compliance is their main concern and first priority.
- There will be no direct disposal of wastewater into Seneca Lake.
- Only 1.7 million gallons of water will be removed from the lake daily, which is a very small amount compared to what other agencies remove.
- An environmental impact statement would only expand on the answers already included in the environmental assessment form that has been done.
- They will coordinate the truck traffic to the maximum extent possible.
- This is an important project for Seneca County, and a tremendous amount of work has gone into the environmental assessment form.

The Seneca County IDA submitted a letter to Council saying that they stand behind the deliberations, analyses, and conclusions it completed prior to issuing the Negative Declaration. After reviewing the EAF submitted by the project sponsor, they concluded that the project did not present a potential significant adverse environmental impact to the community or Seneca Lake. The SCIDA has carried out its obligations as Lead Agency in compliance with the requirements of SEQRA, and there is no legitimate basis to rescind the Negative Declaration.

Clr. Augustine asked Steve Dennis, the Executive Director of the Seneca County IDA, why they didn't go further with their information search and do the environmental impact statement. Mr. Dennis told her that the form that was done is a higher level than what is required, and they feel that it is extensive with input from involved agencies. He went on to say that the DEC was noted as an involved agency and had the opportunity to give input.

Clr. Greco suggested that the City get together with the IDA to discuss the issues instead of passing this resolution.

A representative of the Finger Lakes Railway addressed Council and said that they feel the IDA is a good steward and they have put up good information, so the railway will put more money into updating their tracks and keep the train traffic slow.

3. CONCERNING THE IMPERATIVE FOR AN ENVIRONMENTAL IMPACT STATEMENT FOR THE PROPOSED ETHANOL PLANT AT THE FORMER SENECA ARMY DEPOT

Clr. O'Malley presented the following resolution:

WHEREAS, the City of Geneva borders Seneca Lake and key transportation routes (rail and road) and its citizens are vitally concerned with environmental and other impacts of new industrial processes in the area.

WHEREAS, the Seneca County Industrial Development Authority (IDA) in appointing itself lead agency for the State Environmental Quality Review (SEQR) process without any qualifications to assess or evaluate a complex industrial process.

WHEREAS, the Directors of the Seneca County IDA have placed themselves in conflict with the interests of Seneca and Ontario County citizens by denying the possibility of negative impacts from development of the plant and deprived same from having adequate, objective, scientifically-based, data and information needed to assess and/or mitigate the potential negative impacts from the construction and future operation of the plant.

WHEREAS, the potential impacts of the Ethanol plant on the region are potentially significant including:

1. Direct impacts at the site resulting from the industrial process itself that could migrate into the watershed, water supply, and atmosphere.
2. Impacts from a significant increase in truck traffic into the plant (estimated to be in excess of 200 trips per day)
3. Impacts and increased risk from an estimated 2,000 ethanol rail tank cars/year being moved through northern Seneca Lake rail sidings and lines
4. Impacts on the White Deer Preserve and other wildlife, migratory patterns, and habitat in the area
5. Unknown impacts and implications of removing 2 million gallons/day of water from Seneca Lake

NOW, THEREFORE BE IT RESOLVED, that the City of Geneva, duly assembled for a City Council Meeting requests that the Mayor and City Manager formally request in writing that Seneca County IDA rescind its negative declaration (finding no adverse impacts) and require the developers of the Ethanol plant to complete a full Environmental Impact Statement and review and provide this information to the public.

BE IT FURTHER RESOLVED, that the City of Geneva further requests that the Seneca County IDA in order to address conflict of interests concerns relinquish its role as lead agency for conducting the SEQR and appoint the New York State Department of Environmental Conservation as lead agency instead.

AND BE IT FURTHER RESOLVED, that the City of Geneva send copies of its request to our State of New York Assembly and Senate representatives, Seneca and Ontario County Boards of Supervisors, as well as the Head of the New York State Department of Environmental Conservation.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Valentino
MOVED THAT this resolution be adopted

3. CONCERNING THE IMPERATIVE FOR AN ENVIRONMENTAL IMPACT STATEMENT FOR THE PROPOSED ETHANOL PLANT AT THE FORMER SENECA ARMY DEPOT (Cont.)

Clr. Valentino commented that he feels the community as well as Council would like a guarantee, and the environmental impact statement would get as close to a guarantee as possible.

Clr. Greco stated he would like to see the resolution tabled and have the City get together with the SCIDA because he feels they would be able to get further.

Clr. Alcock said he feels the wording of the resolution is confusing, and he would hate to see a resolution pass that could possibly drive businesses away from the area.

Mayor Einstein commented that after a two-hour discussion, Council has found out how much they don't know about the proposed ethanol plant. He would support tabling the resolution to find out what Council needs to ask for on behalf of Geneva.

Clr. Cosentino said that he initially considered passing this resolution, but after tonight, he has heard no evidence that the SCIDA hasn't done their job.

ACTION TAKEN by Clr. Valentino; seconded by Clr. Greco

MOVED THAT this resolution be tabled

ROLL CALL – Aye: Clr. Greco, Clr. Hagerman, Clr. Valentino, Clr. Augustine,
Clr. O'Malley, and Mayor Einstein

Nay: Clr. Cosentino, Clr. Alcock, and Clr. D'Amico

MOTION CARRIED

4. APPOINTMENT OF ACTING CITY MANAGER

Clr. Greco presented the following resolution:

WHEREAS; with the resignation of City Manager Richard Rising, effective February 29, 2008, it is deemed to be in the best interest of the citizens of the City of Geneva to appoint an Acting City Manager per the provisions of the City Charter until such time as City Council appoints a new City Manager.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Geneva, New York that Jennifer Slywka is formally appointed as Acting City Manager upon the terms and conditions as set forth in formal employment contract which is attached hereto and made a part hereof, and

BE IT FURTHER RESOLVED that payment of additional salary requirements in connection with said appointment of Jennifer Slywka shall be made from the City Manager's Budget allocation.

ACTION TAKEN by Clr. Greco; seconded by Clr. Hagerman

MOVED THAT this resolution be adopted

ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

Ms. Slywka joined Council for the remainder of the meeting.

5. PRESENTATION AND WORK SESSION – City Attorney's Evaluation Committee report

Barbara Roesch, Esq. joined Council to go over the City Attorney Committee's report that was prepared by her and Cirs. Steve O'Malley and Ron Alcock. They contacted other cities to see how they handle the position. She commented that the City of Auburn has two full-time attorneys and since then have changed to three local attorneys on an independent contractor basis.

Based on their research, the committee found that the City of Geneva needs a full-time attorney. They feel, however, that the attorney does not need to be a City employee with benefits and be exclusive to the City.

City Manager Rising brought up a fact if benefits were an issue, all new employees hired by the City now pay 45% of their health insurance for the first three years, and that percentage goes down to 25% after several years.

Barney Simeon Goldstein was in the audience and asked to address Council about hiring a City Attorney as an outside contractor. He told Council that they need to be careful when hiring an independent contractor that is expected to be available for 30 to 35 hours per week at certain times of the day because anyone in that position could claim that they are really a city employee and request benefits.

City Manager Rising mentioned the fact that the City Attorney generates \$25,000 in revenue for the City, and he asked Council if they wanted to reestablish that revenue stream.

There was some discussion about having the new City Attorney sign an agreement to prioritize his representation in the event of a conflict of interest and having Economic and Development sign a contract for the money given to the City for the use of the City Attorney.

After listening to the input given at the meeting, Barbara Roesch suggested that the City may want to get a memorandum of understanding signed by the new City Attorney, and she will be calling Ed Trivvett at Harris Beach to discuss the legal issues involved in hiring a contractor vs. city employee.

6. OTHER BUSINESS

Mayor Einstein asked Council to look at the EAF prepared for the Proposed Ethanol Plant and send questions to him via e-mail as soon as possible.

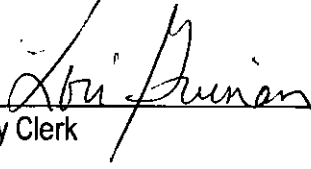
7. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico
MOVED THAT City Council adjourn to Executive Session to discuss personnel
and potential litigation.
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

The Executive Session convened at 9:00 PM. Those in attendance were all Council Members (9), Mayor Einstein, the City Manager, and the Personnel Officer. The Executive Session adjourned at 10:15 PM.

8. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 10:15PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

MARCH 5, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

1. PUBLIC HEARING – POSSIBLE DEMOLITION OF 316-322 AND 326 EXCHANGE STREET

Mayor Einstein opened the public hearing on the possible demolition of 316-322 and 326 Exchange Street at 7:04 PM, giving the privilege of the floor to anyone wishing to address the demolition of these properties.

Cynthia Has of 2 Elmwood Place asked to point out to everyone that this is one of the oldest buildings in the City, and no one should argue against its demolition based on age.

There being no one else appearing, Mayor Einstein adjourned the public hearing at 7:05 PM.

2. PUBLIC HEARING – POSSIBLE SALE OF 7 WEST AVENUE

Mayor Einstein opened the public hearing on the possible sale of City property at 7 West Avenue at 7:05 PM, giving the privilege of the floor to anyone wishing to address the sale of this property.

Zoning and Building Coordinator, Dave LeClair, told everyone that this building has clearly outlived its useful life, and based on visual inspection, the foundation is collapsing.

Clr. Cosentino said that a while ago he was concerned about tearing down buildings in the City and lowering the tax base, but after speaking to the City Assessor, he learned that tearing down blighted homes in neighborhoods actually increases the value of all of the other homes.

There being no one else appearing, Mayor Einstein adjourned the public hearing at 7:10 PM.

3. PUBLIC HEARING – POSSIBLE RENEWAL OF A LEASE WITH THE GENEVA RED WINGS FOR USE OF MCDONOUGH PARK

Mayor Einstein opened the public hearing on the possible renewal of a lease with the Geneva Red Wings for use of McDonough Park at 7:10 PM, giving the privilege of the floor to anyone wishing to address the renewal of this lease.

There being no one appearing, Mayor Einstein adjourned the public hearing at 7:11 PM.

4. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine, Clr. Cosentino, Clr. Hagerman, and Clr. Greco

Absent: Clr. Alcock

5. CLAIMS FILED AGAINST THE CITY

The City Clerk reported the following claim was filed against the City during the month of February 2008:

On January 8, 2008 a Notice of Claim was filed by Passaporn Siricururatana of 80 N. Main Street, Apt. 6, Geneva, NY 14456. The claim alleges that a city snow plow struck Ms. Siricururatana's car that was parked on North Main Street. The claim is for \$7049.91 to cover the cost of repairing her car and rental car.

6. CORRESPONDENCE

The City Clerk reported the following correspondence was received for Mayor Einstein and City Council during the month of February 2008:

- Fax from Seneca County IDA about the proposed ethanol plant
- Letter from the Finger Lakes Regional Arts Council, Inc.
- 2 letters from Office for Small Cities
- Letter from Assemblyman Brian Kolb
- Letter from NYS Commission on Property Tax Relief
- Notice from NYS Public Service Commission

7. PRESENTATION – Shade Tree Committee

The Shade Tree Committee Chair, Jerry Bond, brought Council up to speed on the activities of the Shade Tree Committee, and the many benefits this committee's work provides the City of Geneva. He spoke of the i-tree software that the committee uses to go around the City to see what trees are growing and what they are worth. They do a cost/benefit ratio to see the worth of the trees, and a risk assessment to see what trees need to be removed. The committee is looking for grants to help with their aggressive program of planting new trees over the next three years.

Clr. Cosentino said that he feels this is a great program, and it makes the community look great.

8. PRESENTATION – Geneva Red Wings

Dave Herbst of the Geneva Red Wings thanked Geneva for allowing them to integrate themselves into the community. He told Council that his players are active in the community and fundraising. Their families come here for extended visits and bring tourism dollars to the community. Their home opener will be June 6th, and they welcome all to come and see them play.

8. PRESENTATION – Geneva Red Wings (Cont.)

Clr. D'Amico revisited his question from the last meeting as to whether the lease would be transferable if the Red Wings were to leave Geneva. Mr. Herbst assured everyone that his team is here to stay, and their league is very secure.

Clr. Greco stated he hopes that they continue to work with area high schools, and Mr. Herbst said that will be done.

Clr. O'Malley asked how many home games they have and asked if they could have local people sing the national anthem at the games. Mr. Herbst said that they have 22 home games plus any playoff games. They have upgraded their sound system and did have several people sing the national anthem live last year.

9. PRESENTATION – The Dignity Memorial Vietnam Wall

Dan Simons announced that a ¾ scale replica of the Vietnam Memorial Wall will be coming to Seneca Lake State Park Memorial Day weekend. The wall is 8' high and 240' long. The State has agreed to not charge the entrance fee to the park during the event. The display will arrive May 20th via motorcycle motorcade. The purpose of the wall coming to Geneva is to allow people who may never go to Washington, DC to see the wall. They are trying to arrange some school trips for that Friday, and there will be a ceremony on Saturday May 24th at 11:00 AM. They are looking for volunteers to help with the entire project.

Clr. Greco stated that this is great for the families of the men from Geneva who gave their lives in Vietnam.

10. PUBLIC PETITIONS

Several people spoke to Council about the upcoming resolution pertaining to the proposed Ethanol Plant at the former Seneca Army Depot.

Dave Kiser, Supervisor for the Town of Romulus, told Council that when the project was brought to the Town of Romulus in January 2006 there were significant conversations and many questions and concerns were addressed. The town board was satisfied and supported this project. He believes the DEC was satisfied with the EAF done.

Kevin McManus with Malcolm Pirnie told everyone that the amount of water that enters Seneca Lake is much greater than what will be taken out by the plant, and no processed water will go into the lake. Any storm water run off will be captured and discharged into surrounding wetlands. He went on to say that the plant will use state of the art air quality equipment designed to protect humans. The truck traffic will only increase 2 to 9%, and the trucks will avoid major metro areas.

Kevin Buckland of Finger Lakes Railway told Council that the railway is totally in support of this project. He assured everyone that the railway system is constantly being monitored by the Government. He explained to Clr. Greco that their cars do not allow drastic temperature changes, so there is little chance of the cars exploding in the hot sun. He also explained to Clr. D'Amico that inspectors keep track of their records and do regular audits.

10. PUBLIC PETITIONS (Cont.)

The increase in traffic would bring their percentage of hazardous materials cars from 3-5% to 5-6% of the total number of cars they are running.

Mark James, Executive Director of the Finger Lakes Farm Bureau, told Council that farmers across New York support this plan. The proposed plant will have minimal affects on the environment, and it will give an economic boost to the area.

Robert Camera of Lafayette Avenue reminded Council that the purpose of the proposed resolution is to challenge the veracity of the EAF. He feels that a full EIS will provide an evaluation for things that are not already required by statute. He also said that an EIS is supposed to evaluate different alternatives for mitigating the negative impacts.

Bonnie Clifford of East Lake Road, Romulus, and spokesperson for the Finger Lakes Future Alliance told Council that the DEC has not fully signed off. She said that the meetings that are being referred to were held in the daytime while many people work, and the EAF is full of misinformation.

Dan Howard of Highland Avenue asked Council which agency would cover the cost of cleanup in the event of an accident.

11. FIRST READING OF AN ORDINANCE ADDING CHAPTER 351 ENTITLED "SEX OFFENDER REGISTRY; CHILD PROTECTION" OF THE CITY OF GENEVA MUNICIPAL CODE

Clr. Hagerman presented the following ordinance for first reading:

BE IT ORDAINED by the City Council of the City of Geneva, New York that a new Chapter 351, entitled "Sex Offender Registry; Child Protection" be added to the City of Geneva Municipal Code as follows:

Section 1.

§ 351-1. Legislative findings and intent.

A

The City Council finds that sex offenders pose a significant threat to the health and safety of the community and especially to children, whose age and inexperience makes them particularly vulnerable to the heinous and reprehensible acts of these offenders; and

- B The rate of recidivism is high and programs designed to treat and rehabilitate these types of offenders have been largely ineffective. Limiting the frequency of contact between registered sex offenders and areas where children are likely to congregate reduces the opportunity and temptation, and can minimize the risk of repeated acts against minors; and
- C It is the intention of the City Council to exercise its authority pursuant to Article IX, § 2(c)(l) and (ii)(10) of the New York State Constitution, § 10(1)(ii)(a)(12) of the Municipal Home Rule Law, § 20(13)(22) and (23) of the General City Law, and any other applicable or successor law, presently in existence or hereinafter enacted, to protect and safeguard the lives and well-being of the community, and especially children from registered sexual predators while children are in close proximity to schools, parks and playgrounds; and

11. FIRST READING OF AN ORDINANCE ADDING CHAPTER 351 ENTITLED "SEX OFFENDER REGISTRY; CHILD PROTECTION" OF THE CITY OF GENEVA MUNICIPAL CODE (Cont.)

- D After careful consideration, the City Council finds that this legislation is the most narrowly tailored means of limiting, to the fullest extent possible, the opportunity for registered sex offenders to approach or otherwise come in contact with children in places where children would naturally congregate, and that the protection of our residents is a compelling governmental interest.
- E By the enactment of this or any other legislation, the City Council understands that it cannot remove the threat posed to or guarantee the safety of minors, or assure the public that registered sex offenders will comply with the mandates of this statute. This legislation is intended to create a civil, nonpunitive regulatory scheme in order to protect minors to the extent possible under the circumstances and not as a punitive measure of any kind.

§ 351-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

CHILD or CHILDREN — Persons under 18 years of age.

DAY-CARE CENTERS — Any establishment, whether public, private or parochial, which provides care for children and is registered with and licensed by the New York State Office of Children and Family Services.

MINOR — Persons under 18 years of age.

PARK — Includes active and passive public land designated for recreational or athletic use by the City of Geneva, the County of Ontario, the State of New York, the United States of America or other governmental subdivision, and located within the City of Geneva. For the purposes of this chapter, the term "park" shall include beaches.

PLAYGROUND — Public land designated for recreational or athletic purposes by any school, the City of Geneva, the County of Ontario, the State of New York, the United States of America or other governmental subdivision, and located within the City of Geneva.

SCHOOL — Includes any portion of private or public land, buildings or structures utilized primarily for public or private education, as defined by the New York State Department of Education and/or the New York State Education Law, and includes but is not limited to, preschools, kindergartens and nursery schools, elementary, primary, intermediate, junior high, middle and secondary schools, high schools, vocational, and special education schools. For the purposes of this chapter, the term "school" excludes vocational and special education schools that provide services to those over 18 years of age.

SEX OFFENDER or SEXUAL PREDATOR — Any person who is a resident of the City of Geneva, and has been convicted of a sexual offense against a minor, and has received Level Two or Three designation as defined under Article 6-C of the New York State Correction Law. The use of one term shall be deemed to include the other.

11. FIRST READING OF AN ORDINANCE ADDING CHAPTER 351 ENTITLED "SEX OFFENDER REGISTRY; CHILD PROTECTION" OF THE CITY OF GENEVA MUNICIPAL CODE (Cont.)

REGISTERED SEX OFFENDER — A sex offender who is required to register with the New York State Division of Criminal Justice Services, or other agency having jurisdiction, pursuant to the provisions of Article 6-C of the Correction Law of the State of New York, or other applicable or successor law, whether or not the sex offender has actually registered in compliance with the law or order of the court of competent jurisdiction.

RESIDENCE — The place where a person sleeps, which may include more than one location, and may be mobile or transitory.

§ 351-3. Residency restrictions.

It shall be unlawful for a sex offender to establish a residence or domicile within the limits set forth below:

- A 1,000 feet of the property line of any land utilized, in whole or in part, as a school; and
- B 500 feet of the property line of any land utilized, in whole or in part, as a park, a playground, or a day-care center.

§ 351-4. Exemptions.

The provisions of this chapter shall not apply to a registered sex offender or registered sexual predator under the following circumstances:

- A If the registered sex offender or registered sexual predator has established a residence or domicile in the City of Geneva before April 2, 2008; or
- B A school, park, playground or day-care center is newly located on or after April 2, 2008, and the registered sex offender or registered sexual predator has already established a residence or domicile within a distance from the new building which is prohibited by this chapter.
- C If the registered sex offender is required to reside or be domiciled at a location fixed by order of a court of competent jurisdiction, or by any federal, state or county agency having jurisdiction thereof.

§ 351-5. Enforcement and penalties for offenses.

- A A registered sex offender who resides or is domiciled within an area prohibited by this chapter shall, upon written notice from the Director of Public Safety, permanently discontinue said residence or domicile within 90 days of receipt of such notice. The notice may be in a form acceptable to the Director of Public Safety, and shall be mailed by the Director of Public Safety by certified or registered mail, return receipt requested, and by regular mail. The sex offender shall provide proof that the he/she has permanently relocated to the Director of Public Safety within 30 days of such relocation.

- B In the event the registered sex offender fails, refuses, and/or neglects to relocate or otherwise does not cease using the location as his/her place of residence or domicile, then he/she shall be deemed to have committed an offense against the provisions of this chapter, and shall be liable for such violation and the penalty thereof, and shall upon conviction thereof, be subject to a fine of not less than \$500 and not more than \$5,000 per offense. Each week, or part thereof, such violation continues following notification by the City, or service of a notice of violation or summons, shall constitute a separate offense, punishable in like manner.

Section 2. This Ordinance shall take effect immediately and in accordance with law.

When asked by Clr. Augustine, it was clarified that the ordinance doesn't apply to anyone already living within the boundaries given, but if the person moves, they would be subject to the ordinance requirements.

It was also said that if a new daycare opens up, a registered sex offender would not have to move, Chief Pane fully supports this ordinance, and Clr. O'Malley was thanked for his initiating this ordinance.

ACTION TAKEN by Clr. Hagerman; seconded by Clr. Greco
MOVED THAT this ordinance be accepted for first reading
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

12. CONCERNING THE IMPERATIVE FOR AN ENVIRONMENTAL IMPACT STATEMENT FOR THE PROPOSED ETHANOL PLANT AT THE FORMER SENECA ARMY DEPOT

Clr. O'Malley presented a resolution that was tabled at the February 20, 2008 Council Meeting. This resolution is copied in it's entirety in the minutes of the February 20, 2008 meeting at item 3, Page 27.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Augustine
MOVED THAT this resolution be adopted

Clr. Greco stated again his desire to not pass this resolution and work with the Seneca County IDA to get the answers our citizens are looking for.

Clr. Valentino said he has read a lot about this subject, and said to he feels Council is just trying to be diligent in their research and protect the citizens of Geneva. They are not looking to shoot down this project. He then proposed the following modified version of the resolution:

WHEREAS, the City of Geneva borders Seneca Lake and key transportation routes (rail and road) and its citizens are vitally concerned with environmental and other impacts of new industrial processes in the area.

WHEREAS, the Directors of the Seneca County IDA have declared a negative declaration of the EAF (Expanded Environmental Assessment Form Revised Dec. 2006.) that determines the construction and future operation of an ethanol plant and biomass cogeneration plant will not negatively impact the environment.

12. CONCERNING THE IMPERATIVE FOR AN ENVIRONMENTAL IMPACT STATEMENT FOR THE PROPOSED ETHANOL PLANT AT THE FORMER SENECA ARMY DEPOT (Cont.)

WHEREAS, the potential impacts of the Ethanol plant on the region are potentially significant including:

1. Direct impacts at the site resulting from the industrial process itself that could migrate into the watershed, water supply, and atmosphere.
2. Impacts from a significant increase in truck traffic into the plant (estimated to be in excess of 200 trips per day)
3. Impacts and increased risk from an estimated 2,000 ethanol rail tank cars/year being moved through northern Seneca Lake rail sidings and lines
4. Impacts on the White Deer Preserve and other wildlife, migratory patterns, and habitat in the area
5. Unknown impacts and implications of removing 2 million gallons/day of water from Seneca Lake
6. Impacts of 3400 acres, including wetlands, for potential fuel for the Biomass Cogeneration facility.

NOW, THEREFORE BE IT RESOLVED, that the Geneva City Council requests the SCIDA rescind their negative declaration and together with Empire Green Biofuels reconsider a full Environmental Impact Statement to assure the community at large that this project will not create an adverse environmental impact.

AND BE IT FURTHER RESOLVED, that the City of Geneva send copies of its request to our State of New York Assembly and Senate representatives, Seneca and Ontario County Boards of Supervisors, as well as the Head of the New York State Department of Environmental Conservation.

ACTION TAKEN by Clr. Valentino; seconded by Clr. D'Amico

MOVED THAT this resolution be amended

ROLL CALL – Aye: Clr. O'Malley, Clr. Valentino, Clr. D'Amico,

Clr. Hagerman, Clr. Augustine, and Mayor Einstein

Nay: Clr. Cosentino, Clr. Greco

Absent: Clr. Alcock

MOTION CARRIED

ACTION TAKEN by Clr. Valentino; seconded by Clr. D'Amico

MOVED THAT this resolution be adopted as amended

ROLL CALL – Aye: Clr. O'Malley, Clr. Valentino, Clr. D'Amico,

Clr. Hagerman, Clr. Augustine, and Mayor Einstein

Nay: Clr. Cosentino, Clr. Greco

Absent: Clr. Alcock

MOTION CARRIED

13. AWARDING A CONTRACT FOR THE WASHINGTON STREET RECONSTRUCTION PROJECT PHASE II

Clr. D'Amico presented the following resolution:

WHEREAS, the City received bids for the Washington Street Reconstruction Project (Phase II) on February 21, 2008 as follows:

F. Rizzo Construction, Inc. Auburn, NY 13021	\$1,996,696.00	Sicar Mngmnt & Const. Inc. Elma, NY 14059	\$2,329,323.75
Ramsey Constructors, Inc. Lakeville, NY 14480	\$2,094,626.00	Western NY Contractors, Inc. Rochester, NY 14625	\$2,543,236.00
Sealand Contractors Corp. Rush, NY 14543	\$2,263,054.50		

WHEREAS, the Director of Public Works has reviewed the bids and recommends that the bid be awarded to F. Rizzo Construction, Inc. of Auburn, New York for the Washington Street Reconstruction Project Phase II, and

NOW, THEREFORE, BE IT RESOLVED, that the City Manager is hereby authorized to execute a contract with F. Rizzo Construction, Inc. of Auburn, New York for an amount not to exceed \$1,996,696.00 and

FURTHER BE IT RESOLVED, that the project budget be established as follows:

Contractor	\$ 1,996,696.00
Contingency	\$ 199,670.00
Inspection	\$ 59,900.00
Bonding / Administration	\$ 6,000.00
Total:	\$ 2,262,266.00

FURTHER BE IT RESOLVED, that the project will be financed from the following sources outlined in the 2008 Budget, Capital Improvement Program, page 72.

General Fund BAN	\$ 1,000,508.00
Water Fund BAN	\$ 546,378.00
Sewer Fund BAN	\$ 715,380.00

Clr. Augustine asked for a full cost including bonding as it relates to City debt and total cost at full term for all future projects.

Clr. Cosentino remarked that he would like to see extra spending regulated so all contingencies are accounted for. He would like to see a person's name signed on a document authorizing contingency spending that could be given to Council, possibly by resolution.

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

14. AWARDING A CONTRACT FOR THE JEFFERSON/BEACON STREET RECONSTRUCTION PROJECT

Clr. Augustine presented the following resolution:

WHEREAS, the City received bids for the Jefferson/Beacon Street Reconstruction Project on February 27, 2008 as follows:

Western NY Contractors, Inc. Rochester, N.Y. 14625	\$997,000.40	F. Rizzo Construction, Inc. Auburn, NY 13021	\$1,070,775.00
Ramsey Constructors, Inc. Lakeville, NY 14480	\$1,021,917.90	Massa Construction, Inc. Geneva, NY 14456	\$1,397,673.86
Sealand Contractors Corp. Rush, NY 14543	\$1,032,085.90		

WHEREAS, the Director of Public Works has reviewed the bids and recommends that the bid be awarded to Ramsey Constructors, Inc. of Lakeville, New York for the Jefferson/Beacon Street Reconstruction Project, and

NOW, THEREFORE, BE IT RESOLVED, that the City Manager is hereby authorized to execute a contract with Ramsey Constructors, Inc. of Lakeville, New York for an amount not to exceed \$1,021,917.90 and

FURTHER BE IT RESOLVED, that the project budget be established as follows:

Contractor	\$ 1,021,917.90
Contingency	\$ 102,191.00
Inspection	\$ 30,657.00
Bonding / Administration	\$ 6,000.00
Total:	\$ 1,160,765.90

FURTHER BE IT RESOLVED, that the project will be financed from the following sources outlined in the 2008 Budget, Capital Improvement Program, page 72.

General Fund BAN	\$ 441,038.90
Water Fund BAN	\$ 274,256.00
Sewer Fund BAN	\$ 445,471.00

Acting City Manager Slywka said she has asked Director of Public Works, Gordon Eddington, to contact the companies doing the work to be sure they are coordinating their work so as not to get in each others way.

There was mention of a letter in Council's packet from Mr. Eddington about the lowest bidder for this project not completing the bid process, so the job was given to the next lowest bidder.

ACTION TAKEN by Clr. Augustine; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

15. AUTHORIZING THE PRIVATE SALE OF CITY OWNED PROPERTY LOCATED AT 7 WEST AVENUE, GENEVA, NEW YORK

Clr. Valentino presented the following resolution:

WHEREAS, a public hearing for sale of City owned property known as 7 West Avenue, Geneva, New York was held on the 6th day of February, 2008; and

WHEREAS, a purchase offer has been submitted by Scott Lester, Eelport Road, Naples, New York in the amount of \$1.00 and agreement to assume cost of demolition of structure presently located on said property; and

WHEREAS, the City of Geneva has no current or anticipated future use of said property and the proposed purchase price and cost of demolition has been determined to be fair and equitable and will provide additional parking for a congested area.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the City Manager is hereby authorized to execute all required documents to convey the above-described property to Scott Lester, Eelport Road, Naples, New York for the amount of \$1.00 and cost of demolition of structure currently located on said property which sale shall be contingent upon Mr. Lester demolishing said property within six (6) months of date of conveyance. In the event said demolition is not completed within a six (6) months period the City reserves the right to bring the matter before Geneva City Court to seek such fines and penalties as deemed appropriate.

ACTION TAKEN by Clr. Valentino; seconded by Clr. Greco

MOVED THAT this resolution be adopted

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

16. AUTHORIZING LEASE WITH GENEVA RED WINGS, LLC

Clr. Greco presented the following resolution:

WHEREAS, the City has entered into negotiations with Geneva Red Wings, LLC, a Limited Liability Company for the purpose of extending lease of Joseph E. McDonough Park to allow the Geneva Red Wings to participate in the Northeastern Collegiate Baseball League; and

WHEREAS, the Geneva Red Wings have requested a multi year lease to ensure franchise stability and to assist in league planning; and

WHEREAS, it is believed to be in the best interest of the City of Geneva that the team known as the Geneva Red Wings, LLC continue to lease the Joseph E. McDonough Park and participate in the Northeastern Collegiate Baseball League to provide additional recreation activities for this community.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the City Manager is hereby authorized to execute a lease with the Geneva Red Wings, copy of which is attached hereto as Exhibit "A".

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico

MOVED THAT this resolution be adopted

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

17. APPOINTMENTS TO BOARDS AND COMMISSIONS

ACTION TAKEN by Clr. Greco; seconded by Clr. Cosentino
MOVED THAT Susana G. Dwyer and Jay V. Coleman be appointed to the Aid
to Handicapped Committee
MOTION CARRIED UNANIMOUSLY (8-1absent)

18. ACTING CITY MANAGER'S REMARKS

Acting City Manager Slywka thanked Director of Public Works, Gordon Eddington, the Deputy Director of Public Works, Tony Validzic, and the DPW crews for their great work during the recent ice storm.

19. DISCUSSION/UPDATES – City Manager Search

Mayor Einstein told everyone that the screening committee met Monday and did rating sheets, and he proposed Council have a special meeting March 11th at 3:00 in the second floor conference room at City Hall to allow the Committee and Council to get together

Clr. Augustine asked if Council could also see the applications that the committee felt should not be considered to help Council put together a list of interview questions.

20. DISCUSSION/UPDATES – City Attorney Report

Barbara Roesch told Council that she spoke to Ed Trivett and her committee tried to come up with a balance between the service that the City was getting now and the ability to have an attorney on call as well as a good working relationship. They feel the expanded hours are needed with city employment, but they did not see a need to make the secretary a city employee. The attorney would not need to be exclusive, and the secretary would need to sign a statement that papers are confidential. Ms. Roesch thought the City could allocate money for secretary expenses and overhead costs, and a job description would need to be drawn up.

21. NEW BUSINESS

Clr. Cosentino voiced his concern about cars charging through red lights in the City, and asked if the Police Chief could get the word out to his officers to watch for this more carefully.

Clr. D'Amico brought up the process of filling Board and Commission vacancies, and said he would like to see a couple councilors get together with the political parties and set up a better practice for this. Clr. Greco said he had already talked to the mayor about setting up a 3 person committee consisting of the mayor and two councilors to discuss this matter. Clr. Valentino asked if a work session could be set up so all of Council could be involved and have questions answered. Mayor Einstein said he would look into it.

22. OLD BUSINESS

Clr. Augustine asked about the transfer station issues, and wondered about working on shared services with the Town.

23. COUNCIL LIAISON REPORTS

Clr. Greco reported that the IDA is working on paperwork for the historic designation of the bus station building. He asked that any questions be given to him so he can take them to the meetings.

Clr. D'Amico said that the Planning Board had two projects proposed with grant money available to them and a site plan modification.

Clr. Hagerman told everyone that BID is trying to poll people to put together a positional statement. They are very close to getting a resolution with regard to their litigation.

24. EXECUTIVE SESSION

ACTION TAKEN by Clr. Valentino; seconded by Clr. Greco

MOVED THAT City Council adjourn to Executive Session to discuss contract negotiations and potential sale of City property.

ROLL CALL – Aye: Clr. O'Malley, Clr. Valentino, Clr. Cosentino, Clr. Greco, Clr. Hagerman, Clr. Augustine, and Mayor Einstein

Nay: Clr. D'Amico

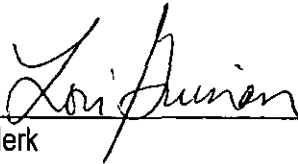
Absent: Clr. Alcock

MOTION CARRIED

The Executive Session convened at 11:00 PM. Those in attendance were all Council Members (7-1 absent), Mayor Einstein, and the Acting City Manager. The Executive Session adjourned at 11:20 PM.

25. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 11:20PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

MARCH 11, 2008 - 3:00 PM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino, Clr. Greco,
Clr. Augustine, and Clr. Hagerman (arrived at 3:05 PM)

Absent: Clr. Alcock

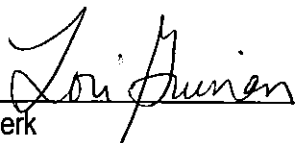
2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. Cosentino
MOVED THAT City Council adjourn to Executive Session to discuss the
vacant City Manger's position
ROLL CALL - MOTION CARRIED UNANIMOUSLY (7-2 absent)

The Executive Session convened at 3:05 PM. Those in attendance were all
Council Members (8-1 absent), Mayor Einstein, the Acting City Manager, Phil Beckley, Jay
Coleman, and Karen Baer. The Executive Session adjourned at 4:35 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting
at 4:35PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

MARCH 19, 2008 - 5:30 PM

Presiding - Stu Einstein, Mayor
Present - Jennifer Slywka, Acting City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino, Clr. Greco,
Clr. Augustine, and Clr. Hagerman

Absent: Clr. Alcock

2. DISCUSSION – City Attorney Report

Mayor Einstein said that since everyone has had a chance to read the report, he would like to get feedback.

Barb Roesch received thank yous for her work on the report, and said that she learned a lot from the experience. She said that since the City of Auburn changed from full-time attorneys to part-time, they really miss the full-time attorneys. She also said that the department heads here in Geneva feel more confident with a full-time attorney, and they sometimes avoid potential problems with the help of the full-time attorney.

Acting City Manager Slywka told Council that she is more efficient working with a full-time attorney, because with a part-time one she has to keep track of all of the time she spends talking to him and all e-mails sent for billing purposes. She then gave a breakdown of the percentage of time the City Attorney spends assisting each department with Planning and Code Enforcement needing a large share of his time.

Acting City Manager Slywka then answered a few questions asked by Council saying that the percent of time the City Attorney spends working for Code Enforcement is drawn up actual papers to be taken to court, and she, the City Manager, and the City Comptroller do all contract negotiations.

There was discussion about getting an ad out, deciding what the City will offer any interested persons, having the ability to negotiate any of the terms of the offer, and whether the search should be kept local or opened up to the entire county to possibly avoid any conflicts of interest with the attorney's other clients. Barb Roesch told Council that the 30 to 35 hours per week required by the City would limit the types of clients they can have because they are only available during certain hours.

2. DISCUSSION – City Attorney Report (Cont.)

There was additional discussion about changing the procedure of appointing the City Attorney and full-time vs. part-time vs. independent contractor.

Clr. Cosentino stated that he feels the Attorney needs to be available for Council meetings to correct statements made and answer questions.

At the end of the discussion, Clr. D'Amico asked Council to decide what they wanted in the advertisement for the City Attorney position, and they agreed to the following terms:

1. The attorney cannot have city-based clients.
2. The attorney will be a city employee and able to keep a private practice.
3. His/her secretary will not be a city employee.
4. The position will be full-time with 35 hours per week.
5. He/she must have an office in the City of Geneva.

Mayor Einstein asked Acting City Manager Slywka to draw up a description and theoretical process for getting started and get it to Council as soon as possible.

Barb Roesch mentioned the resolution that made the City Attorney position full-time, and said that Council may need to do a new resolution for this new position.

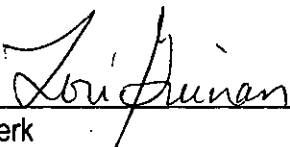
3. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. Augustine
MOVED THAT City Council adjourn to Executive Session to discuss
personnel and the City Manager search
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

The Executive Session convened at 7:20 PM. Those in attendance were all Council Members (8-1 absent), Mayor Einstein, and the Acting City Manager. The Executive Session adjourned at 9:15: PM.

4. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 9:15PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

MARCH 26, 2008 - 5:30 PM

Presiding - Stu Einstein, Mayor
Present - Jennifer Slywka, Acting City Manager
Tara Clark, City Comptroller
Gordon Eddington, Director of Public Works
A. Clark Cannon, Interim City Attorney
Todd Bullard, Attorney from Harris Beach Law Firm

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino, Clr. Greco,
Clr. Augustine, and Clr. Hagerman

Absent: Clr. Alcock

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. Cosentino
MOVED THAT City Council adjourn to Executive Session to discuss the
Town Sewer Agreement and potential litigation
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

The Executive Session convened at 5:30 PM. Those in attendance were all
Council Members (8-1 absent), Mayor Einstein, the Acting City Manager, City Comptroller,
Director of Public Works, Interim City Attorney Cannon, and Harris Beach Attorney. The
Executive Session adjourned at 6:47 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting
at 6:47PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

APRIL 2, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

1. PUBLIC HEARING

Mayor Einstein opened the public hearing on the proposed 2008 Small Cities Grant – Richards Park Neighborhood Revitalization Program at 7:00 PM, giving the privilege of the floor to anyone wishing to address the proposed grant application.

Director of Planning and Economic Development, Valerie Bassett, gave everyone a summary of the proposed program focusing on the neighborhood around Richard's Park, including Lafayette Avenue, John Street, Richards Avenue, Folger Street, and Rose Street.

Joe Picchi of 40 North Street asked Council if there were any plans to make improvements to any other parks in the City, and Council told him that Gulvin Park was also being worked on this year.

There being no one else appearing, Mayor Einstein adjourned the public hearing at 7:06 PM.

2. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine, Clr. Cosentino, Clr. Hagerman, and Clr. Greco

Absent: Clr. Alcock

3. APPROVED MINUTES OF JANUARY 2 & 23 AND FEBRUARY 6 & 20, 2008 MEETINGS

ACTION TAKEN by Clr. Greco; seconded by Clr. Augustine
MOVED THAT the minutes of the January 2 & 23 and February 6 & 20,
2008 Council meetings be approved
MOTION CARRIED UNANIMOUSLY (8-1 Absent)

4. CLAIMS FILED AGAINST THE CITY

The City Clerk reported the following claims were filed against the City during the month of March 2008:

On March 13, 2008 a Notice of Claim was filed by Sean Konrad of 26 Barney Blvd, Honeoye, NY. The claim alleges that Mr. Konrad's car struck a pothole on Hamilton Street doing damage to the car. The claim is for \$224.43 to cover the cost of repairing his car.

On March 17, 2008 a Notice of Claim was filed by Stefania Ferrara of 8 Washington Street, Apt A, Seneca Falls, NY. The claim alleges that Ms. Ferrara's car struck a pothole on Hamilton Street doing damage to the car. The claim is for \$332.14 to cover the cost of repairing her car.

On March 17, 2008 a Notice of Claim was filed by John C. Smith of 2 Orchard Lane, Penn Yan, NY. The claim alleges that a tree limb fell onto his SUV in front of 48 Grove Street. The claim is for \$773.06 to cover cost of repairing his SUV.

5. CORRESPONDENCE

The City Clerk reported the following correspondence was received for Mayor Einstein and City Council during the month of March 2008:

- Letter from Senator Nozzolio
- Letter from Murray Heaton about deed returning 316-322 & 324-326 to the City of Geneva
- Letter from Kevin Wei
- Letter from Assemblyman Kolb
- Letter from Department of Transportation
- Letter from Ontario County Planning Dept. for recommendation for County Planning Board Representative
- Letter from Ontario County IDA about PILOT payments from Finger Lakes Railway Corp.
- Letter from NYS Public Service Commission about 315 area code issue
- Letter from Department of State about Lakefront Access and Stabilization
- Invitation from the Tobacco Action Coalition of the Finger Lakes

6. SUPERVISOR'S REPORT

Supervisor Evangelista gave the following report on the activities of the three City Supervisors during the month of March 2008:

- The County has ordered the first of the new voting machines and they anticipate delivery mid year. One new machine will be available in each voting location and may be used for disabled voters. Later this spring, County staff will be coordinating with the local voting location building owners to accomplish any alterations that may be needed.
- The Board of Supervisors created a Special Committee to review the Assigned Counsel and Public Defender methods of representation. The committee is currently in the information gathering stage and has been given until the end of 2008 to report to the Board of Supervisors.
- The Public Works Committee has reviewed several options for locations for offices and building space related to the State Court System and many County offices. The concept plans include a two or three story building connecting the Court House with the Municipal Building to house a variety of Court related functions.
- As part of the five-year Required FLCC Capital Plan, nearly \$9 million has been proposed for the Geneva Extension Center.
- The County plans to resume quarterly meetings with the City later this month.

7. PRESENTATION Update on Lakefront/Downtown Development Plan – Rev. Jim Adams, Chairman, Quality Communities Planning Committee

Rev. Adams introduced himself and named the members of the committee. He said they would like to include downtown in the development and kicked off the plan in November at the Smith Opera House. There have been meetings, workshops, and public hearings since then. On April 22nd, there will be a hands-on exercise for the public at the Presbyterian Church on Park Place. They are hoping to have a plan adopted by late summer or early fall. So far, residents have brought up keeping the lakefront open and public, having a visitors center, enhancing boating facilities, making Routes 5 & 20 better for pedestrian traffic, connecting downtown and the lakefront, downtown improvements and developing the OEO site on South Exchange Street.

8. PRESENTATION Update on Geneva Wine and Visitor Center

Director of Planning and Economic Development, Valerie Bassett, told Council that an ad hoc committee has been meeting for more than two years, and originally based their idea on the Wine and Culinary Center in Canandaigua. Some preliminary findings include; it should not duplicate services, wine related programming must be done in conjunction with wineries, the center needs a subsidy of some sort, a retail store should be part of it, an interpretive or educational component is important, and an event or conference space should be strongly considered.

9. PUBLIC PETITIONS

Bob Stivers, a member of the BID, told Council that he is really excited about the steering committee coming up with land uses, and said he would like to have further discussions with Council.

Chris Hoffman of N. Brook Street asked Council what type of machines the new voting machines would be, and if training would be provided.

10. PROCLAMATIONS

Mayor Einstein presented the following proclamations:

- "National Fair Housing Month"
- "Child Abuse Prevention Month"

11. PRESENTED SECOND READING OF AN ORDINANCE ADDING CHAPTER 351 ENTITLED "SEX OFFENDER REGISTRY; CHILD PROTECTION" OF THE CITY OF GENEVA MUNICIPAL CODE

Clr. O'Malley presented for second reading and adoption an ordinance adding chapter 351 entitled "sex offender registry; child protection of the city of Geneva Municipal Code. This ordinance is copied in its entirety in the minutes of the March 5, 2008 meeting at Item 11, page 34.

Clr. Augustine asked if the map given to Council showing the residency restrictions could be included on the City's website. Acting City Manager Slywka said that the map was a draft and did not include all daycare centers, but when a final map was put together, a copy could be put on the website. Clr. Greco added that a copy could be put in the Finger Lakes Times.

Clr. D'Amico thanked Clr. O'Malley for bringing this issue to Council.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. D'Amico
MOVED THAT this ordinance be accepted for second reading
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

12. AUTHORIZATION TO SUBMIT 2008 SMALL CITIES GRANT APPLICATION FOR THE RICHARDS PARK NEIGHBORHOOD REVITALIZATION PROGRAM

Clr. Hagerman presented the following resolution:

WHEREAS, the City of Geneva is eligible to apply for Small Cities Community Development Block Grants from the Governor's Office for Small Cities; and

WHEREAS, the City has held two public hearings with respect to the 2008 Small Cities application and the proposed Richards Park Neighborhood Revitalization Program;

12. AUTHORIZATION TO SUBMIT 2008 SMALL CITIES GRANT APPLICATION FOR THE RICHARDS PARK NEIGHBORHOOD REVITALIZATION PROGRAM (Cont.)

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva that the City Manager is hereby authorized to submit an application to the Governor's Office for Small Cities for up to \$650,000 to implement the Richards Park Neighborhood Revitalization Program as described on Attachment A; and

BE IT FURTHER RESOLVED that the City Council of the City of Geneva authorizes the City Manager to execute all agreements and contracts associated with the acceptance of any grant awarded, and to take actions necessary to implement grant activities upon grant award.

Clr. Augustine pointed out that the \$675,000 is money that has been appropriated for the street project.

ACTION TAKEN by Clr. Hagerman; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

13. AUTHORIZING PUBLIC HEARING

Clr. Greco presented the following resolution:

WHEREAS, a Public Hearing is required pursuant to the Geneva City Charter for purpose of authorizing private sale of real property being an irregular lot, approximately 600' X 120', located on Sweeney Avenue and Hawkins Street, Geneva, New York;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that a Public Hearing shall be held on May 7th, 2008 at 7:00 PM which Public Hearing shall be for the purpose of receiving comments with regard to the private sale of real property being an irregular lot, approximately 600' X 120', located on Sweeney Avenue and Hawkins Street, Geneva, New York

BE IT FURTHER RESOLVED that notice of said Public Hearing shall be posted in accordance with law.

ACTION TAKEN by Clr. Greco; seconded by Clr. Valentino
MOVED THAT this resolution be adopted

Clr. Greco told Council that a member of the audience had questions about the presentation of public hearing resolutions, and suggested they table this resolution to get answers from the interim City Attorney.

ACTION TAKEN by Clr. Greco; seconded by Clr. Cosentino
MOVED THAT this resolution be tabled
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

14. AUTHORIZING DEFERRED COMPENSATION COMMITTEE TO AMEND AND RESTATE THE MODEL PLAN

Clr. Augustine presented the following resolution:

WHEREAS, the New York State Deferred Compensation Board (the "Board"), pursuant to Section 5 of the New York State Finance Law ("Section 5") and the Regulations of the New York State Deferred Compensation Board (the "Regulations"), has promulgated the Plan Document of the Deferred Compensation Plan for Employees of City of Geneva (the "Model Plan") and offers the Model Plan for adoption by local employers;

WHEREAS, City of Geneva, pursuant to Section 5 and the Regulations, has adopted and currently administers the Model Plan known as the Deferred Compensation Plan for Employees of City of Geneva;

WHEREAS, effective December 7, 2007 the Board amended the Model Plan to adopt provisions

- Expanding the eligibility for unforeseeable emergency withdrawals
- Permitting law enforcement officers, firefighters, members of a rescue squad or ambulance crew who have retired for service or disability to request a plan distribution of up to \$3,000 annually to pay for health insurance or qualified long-term care premiums for themselves, their spouse or dependents.
- Permitting a beneficiary who is not the spouse of the deceased Participant to transfer their Plan account directly to an IRA.
- Permitting a Participant who is eligible for a distribution to rollover all or a portion of their Plan account to a Roth IRA.

WHEREAS, the Board has offered for adoption the amended and restated Model Plan to each Model Plan sponsored by a local employer in accordance with the Regulations; and

WHEREAS, upon due deliberation, City of Geneva has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for Employees of City of Geneva by adopting the amended Model Plan.

NOW, THEREFORE, BE IT RESOLVED, that City of Geneva hereby amends the Deferred Compensation Plan for Employees of City of Geneva by adopting the amended Model Plan effective December 7, 2007, in the form attached hereto as Exhibit A.

Summary of Changes to the Model Plan Document

(Effective January 1, 2007)

The New York State Deferred Compensation Board voted to amend the Plan Document for the Deferred Compensation Plan of [Name of Local Employer], commonly referred to as the Model Plan Document, on December 7, 2007. The following is a summary of those amendments.

- Expansion of Unforeseeable Emergency Withdrawal Provision – An Unforeseeable Emergency relating to a Participant's Plan beneficiary, even if the beneficiary is not a spouse or dependent, will be included for purposes of determining eligibility. (Section 6.2(a))

14. AUTHORIZING DEFERRED COMPENSATION COMMITTEE TO AMEND AND RESTATE THE MODEL PLAN (Cont.)

- Withdrawals for Law Enforcement Officers – Permits law enforcement officers, firefighters, member of a rescue squad or ambulance crew who have retired for service or disability to request a distribution of up to \$3,000 annually to pay for health insurance or qualified long term care premiums for themselves, their spouse or dependents. The distribution must be paid directly to the insurance provider. (Section 7.3(a)(iv))
- Transfer Assets to Non-spousal Beneficiary – A beneficiary of a deceased Participant who is not the spouse of the deceased Participant may transfer assets directly to an IRA. Under previous law, only a surviving spouse could transfer a deceased Participant's assets to an IRA. (Section 7.5(a)(ii))
- Direct Rollover to a Roth IRA – A participant who is eligible to receive a distribution may rollover all or a portion of their Plan account to a Roth IRA. The participant's modified adjusted gross income cannot exceed \$100,000. The income limit applies to both single Participants and joint income of married Participants. Beginning in 2010, the income limit will no longer apply. Participants who are married but file married filing separately are not eligible. The participant will be required to pay income taxes on the rollover in the year of the rollover. (Section 7.5(a)(iii))

Deferral Limits for 2008

Regular Deferral Limit	Additional Deferral for Age 50 and Over Participants	Maximum Retirement Catch-Up Deferral
\$15,500	\$5,000	\$15,500

Participants who become Age 50 at any time during calendar year 2008 are eligible to make Age 50 and Over Catch-Up Contributions.

Participants who are eligible to retire in 2011 or sooner without a reduction in benefits are eligible to participate in the Retirement Catch-Up provision in 2008. The additional amount that a participant may contribute under the Retirement Catch-Up provision is based on the difference between the amount contributed to the Plan in past years and the maximum amount that could have been contributed to the Plan in those years ("underutilized deferrals").

A participant may not make Age 50 and Over contributions and Retirement Catch-Up contributions during the same time. However, if a participant is participating in the Retirement Catch-Up provision and is, also, eligible to make Age 50 and Over contributions, the higher contribution maximum may be used.

Acting City Manager Slywka told Council that the Deferred Compensation Plan is an optional employee contributions plan, and this resolution is an IRS compliance issue.

ACTION TAKEN by Clr. Augustine; seconded by Clr. Greco
 MOVED THAT this resolution be adopted
 ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

15. DECLARING CITY EQUIPMENT SURPLUS PROPERTY

Clr. Valentino presented the following resolution:

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

- 1999 Ford Crown Victoria Police Cruiser
S/N# 2FAFP71W2XX199278
- 2001 Ford Crown Victoria Police Cruiser
S/N# 2FAFP71W41X168136
- 2003 Ford Crown Victoria Police Cruiser
S/N# 2FAFP71WX3X140540
- 1997 Chevrolet ¾ Ton Pick-up Truck
VIN# 1GCGK24R5VZ232948
- 1999 Dodge ¾ Ton Pick-up Truck
VIN# 3B7KF26Z4XM564072
- 1983 Ford Dump Truck
VIN# 1FDXK80U3DVA34111
- 1998 Chevy Dump Truck
VIN# 1GBJK34R4WF068952
- 1998 Chevy Dump Truck
VIN# 1GBJK34R7WF065303

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 of the surplus equipment be placed in the Equipment Amortization Fund Account.

City Comptroller, Tara Clark, told Council that the City was trying an online auction service and has the option to reject a bid if it is too low and send the items to a public auction.

ACTION TAKEN by Clr. Valentino; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

16. DETERMINING THAT THE RESTORE NY ROUND 2 PROJECTS WILL NOT HAVE A SIGNIFICANT IMPACT ON THE ENVIRONMENT (NEGATIVE DECLARATION)

Clr. Cosentino presented the following resolution:

WHEREAS, the City of Geneva has received funds to implement seven Restore NY Round 2 Projects, including projects at:

- 96 Seneca Street
- 361 South Main Street
- 22 Castle Street
- 68 Castle Street
- 499 Exchange Street
- 48-50 Castle Street
- 24-26 Linden Street; and

WHEREAS, the City of Geneva City Council, as "Lead Agency" with respect to compliance with SEQR, has classified the Restore NY Round 2 Projects as an "Unlisted Action" under SEQR; and

WHEREAS, the City has completed a Short Environmental Assessment Form and has determined that the projects will entail positive impacts and will not:

1. Generate adverse changes in air or water quality, noise, or solid waste production;
2. Adversely impact flooding, erosion or drainage;
3. Cause the removal or destruction of large quantities of vegetation or fauna;
4. Cause a conflict with current community plans or goals;
5. Impair or adversely impact important historical, architectural or archeological resources;
6. Create hazards to human health;
7. Substantially change existing land uses; and/or
8. Encourage the attraction of large numbers of people to the area.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva that the Restore NY Round 2 Projects will not have a significant adverse impact on the environment; and

BE IT FURTHER RESOLVED that a Negative Declaration under SEQR be issued relative to the Restore NY Round 2 Projects.

ACTION TAKEN by Clr. Cosentino; seconded by Clr. Hagerman
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

17. AUTHORIZING THE ISSUANCE OF \$3,927,125.40 IN SERIAL BONDS OF THE CITY TO FINANCE VARIOUS PUBLIC IMPROVEMENTS

Clr. D'Amico presented the following resolution:

THE CITY COUNCIL OF THE CITY OF GENEVA, ONTARIO COUNTY, NEW YORK (the "CITY") HEREBY RESOLVES (by the affirmative vote of not less than two-thirds of all the members of such body), AS FOLLOWS:

SECTION 1. The City is hereby authorized to issue \$274,256 principal amount of serial bonds pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance the estimated cost of the reconstruction and replacement of water distribution lines along Jefferson Avenue and Beacon Street, including water mains, hydrants, curbstops, equipment, machinery, apparatus, appurtenances and incidental improvements and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$274,256, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of the \$274,256 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is forty (40) years, pursuant to subdivision a.1. of Section 11.00 of the Law.

SECTION 2. The City is hereby authorized to issue \$445,471 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of the reconstruction and replacement of sewer lines (including sanitary and surface drainage) along Jefferson Avenue and Beacon Street, to include equipment, machinery, apparatus, appurtenances and incidental improvements and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$445,471, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of the \$445,471 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is forty (40) years, pursuant to subdivision a.4. of Section 11.00 of the Law.

SECTION 3. The City is hereby authorized to issue \$441,038.90 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of reconstructing and repaving Jefferson Avenue and Beacon Street, including the construction or reconstruction of sidewalks, curbs, gutters, drainage, landscaping, grading and incidental improvements and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$441,038.90, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of the \$441,038.90 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision a.20.(c). of Section 11.00 of the Law.

SECTION 4. The City is hereby authorized to issue \$546,378 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of the reconstruction and replacement of water distribution lines along Washington Street, from Reed Street to West Street, to include water mains, hydrants, curbstops, equipment, machinery, apparatus, appurtenances and incidental improvements and expenses. It is hereby

17. AUTHORIZING THE ISSUANCE OF \$3,927,125.40 IN SERIAL BONDS OF THE CITY TO FINANCE VARIOUS PUBLIC IMPROVEMENTS (Cont.)

determined that the maximum estimated cost of the aforementioned specific object or purpose is \$546,378, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of the \$546,378 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is forty (40) years, pursuant to subdivision a.1. of Section 11.00 of the Law.

SECTION 5. The City is hereby authorized to issue \$715,380 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of the reconstruction and replacement of sewer lines (including sanitary and surface drainage) along Washington Street, from Reed Street to West Street, to include equipment, machinery, apparatus, appurtenances and incidental improvements and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$715,380, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of the \$715,380 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is forty (40) years, pursuant to subdivision a.4. of Section 11.00 of the Law.

SECTION 6. The City is hereby authorized to issue \$1,000,508 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of reconstructing and repaving Washington Street, from Reed Street to West Street, including the construction or reconstruction of sidewalks, curbs, gutters, drainage, landscaping, grading and incidental improvements and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$1,000,508, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of the \$1,000,508 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision a.20.(c). of Section 11.00 of the Law.

SECTION 7. The City is hereby authorized to issue \$75,614.50 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of the reconstruction and replacement of sewer lines (including sanitary and surface drainage) along Larchmont Street and the portion of Pleasant Street from Hillcrest Avenue to Larchmont Street, to include equipment, machinery, apparatus, appurtenances and incidental improvements and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$75,614.50, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of the \$75,614.50 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is forty (40) years, pursuant to subdivision a.4. of Section 11.00 of the Law.

SECTION 8. The City is hereby authorized to issue \$428,479 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of reconstructing and repaving along Larchmont Street and the portion of Pleasant Street from

17. AUTHORIZING THE ISSUANCE OF \$3,927,125.40 IN SERIAL BONDS OF THE CITY TO FINANCE VARIOUS PUBLIC IMPROVEMENTS (Cont.)

Hillcrest Avenue to Larchmont Street, including the construction or reconstruction of sidewalks, curbs, gutters, drainage, landscaping, grading and incidental improvements and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$428,479, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of the \$428,479 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision a.20.(c). of Section 11.00 of the Law.

SECTION 9. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof, pursuant to subdivisions d.3.(a) (in the case of bonds issued for the objects or purposes described in Sections 1 and 4 hereof), d.3.(1) (in the case of bonds issued for the objects or purposes described in Sections 2, 5 and 7 hereof), d.9. (in the case of bonds issued for the objects or purposes described in Sections 3, 6 and 8 hereof) of Section 107.00 of the Law.

SECTION 10. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution. This resolution shall constitute a declaration of official intent to reimburse the expenditures as part of the projects described herein with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

SECTION 11. Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal and interest on said serial bonds and bond anticipation notes and provisions shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.

SECTION 12. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said obligations and of Section 21.00, Section 50.00, Section 54.90, and Sections 56.00 through 60.00, and Section 62.10 and 63.00 of the Law, the powers and duties of the City Council relative to authorizing bond anticipation notes and prescribing the terms, form and contents as to the sale and issuance of bonds herein authorized, including without limitation the determination of whether to issue bonds having substantially level or declining debt service and all matters related thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the City Comptroller, the chief fiscal officer of the City. Further, in

17. AUTHORIZING THE ISSUANCE OF \$3,927,125.40 IN SERIAL BONDS OF THE CITY TO FINANCE VARIOUS PUBLIC IMPROVEMENTS (Cont.)

connection with bonds and bond anticipation notes issued under the authority of Sections 1, 2, 4, 5 and 7 hereof, the power to issue and sell bonds or bond anticipation notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Law is hereby delegated to the Comptroller. Such notes shall be of such terms, form and contents as may be prescribed by said Comptroller consistent with the provisions of the Local Finance Law. Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for any of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for any of the other objects or purposes authorized by this resolution and/or with bonds to be issued for one or more objects or purposes authorized by other resolutions of the City Council, then the power of the City Council to determine the "weighted average period of probable usefulness" (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the City Comptroller, as the chief fiscal officer of the City.

SECTION 13. The City Comptroller is hereby further authorized, at her sole discretion, to execute a project financing and loan agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific objects or purposes described in Sections 1, 2, 4, 5 and 7 hereof, or a portion thereof, by a serial bond, and, or a bond anticipation note issue in the event of the sale of same to the New York State Environmental Facilities Corporation.

SECTION 14. The City Comptroller is hereby further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for Federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as "qualified tax-exempt obligations" in accordance with Section 265(b)(3)(B)(i) of the Code.

SECTION 15. The City Comptroller is further authorized to enter into a continuing disclosure undertaking with or for the benefit of the initial purchaser of the bonds or notes in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 15. The intent of this resolution is to give the City Comptroller sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid serial bonds or bond anticipation notes without resorting to further action of this City Council.

SECTION 16. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

17. AUTHORIZING THE ISSUANCE OF \$3,927,125.40 IN SERIAL BONDS OF THE CITY TO FINANCE VARIOUS PUBLIC IMPROVEMENTS (Cont.)

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the constitution.

SECTION 17. This resolution shall take effect immediately and the City Clerk is hereby authorized and directed to publish the foregoing resolution in full, together with a notice attached in substantially the form as prescribed in Section 81.00 of the Law, in the *Finger Lakes Times*, which newspaper is designated as the official newspaper of the City (a) for such publication, and (b) for the publication of the notice of sale in connection with any bonds issued pursuant to this resolution.

Clr. Augustine asked if Council could get a projection of the total cost. City Comptroller Tara Clark told her it is difficult because the interest rate fluctuates, and Acting City Manager Slywka said she would share the spreadsheet that the Comptroller had given to her.

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

18. APPOINTMENTS TO BOARDS AND COMMISSIONS

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco
MOVED THAT Pasad Kulatunga, Neeta Bhasin, Jay Coleman, Sharon Davis, and Cristina Diaz be appointed to the Human Rights Commission
ROLL CALL - MOTION CARRIED UNANIMOUSLY (8-1absent)

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco
MOVED THAT Henry Roenke and Thomas Burrall be appointed to the Historic Districts Commission
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

19. MAYOR'S REMARKS

Mayor Einstein told everyone that the news from Strong Hospital is that Jeremiah Allen and John Archibald continue to get better everyday. He thanked Acting City Manager Slywka and Chief Pane for keeping Council and the City updated on this situation.

Mayor Einstein announced he will be doing the radio show with Ted Baker at the Radio Group Thursday the 10th at 8:10 am.

He told everyone that an idea that came out of the Neighborhood Safety Task Force was to create a youth council to meet on a regular basis and report information to Council. Mayor Einstein attended a meeting last week with Youth as Partners and encouraged them to look at models of youth councils in other cities to come up with a plan for our City.

20. ACTING CITY MANAGER'S REMARKS

Acting City Manager Slywka congratulated newly retired Police Lieutenant, Peter Liberatore, and thanked him for his loyalty and dedication to the City.

She announced that on behalf of the City, our thoughts are with the families of Jeremiah Allen and John Archibald. She thanked the police department and said that city residents should be proud of the service provided by our police department. She also thanked everyone in the city for their patience during the investigation.

Lastly, Acting City Manager Slywka told everyone that the Cookery Building has been conveyed back to the City, and we are looking to demolish the end of June.

21. NEW BUSINESS

Clr. Augustine mentioned the 305 Main Street meetings coming up Tuesday at the Sons of Italy at 7:00 pm and Wednesday at North Street School at 7:00 pm. Acting City Manager Slywka explained the purpose of both meetings.

Clr. Cosentino asked if a meeting could be set up with the contractors working on Exchange Street to figure out a way to keep traffic flowing.

Clr. Cosentino also asked about changing the appointment for City Judges from a Mayor appointment to a Council appointment. Mayor Einstein told everyone that state law gives the Mayor the authority to appoint this position, so the law would need to be changed. After discussing other types of appointments in the City, Mayor Einstein said he would set up a meeting with Democratic and Republican Committees to try and come up with guidelines for the appointments process. Clr. Augustine asked if the discussion about boards and commissions could be kept separate from the city judge appointment.

Clr. D'Amico told everyone that a fundraiser is being conducted to place a mural on Castle Street. The individuals have raised \$11,000 of the anticipated \$35,000 needed. There was discussion about possibly using money in the tourism reserve to fund this project as well as the wine center. There were several questions raised by the Councilors including having the group do a presentation for Council next month, lack of durability of putting a mural on a brick surface, and if public funds were used, the theme could become a public issue.

Clr. Valentino told Council that he has had complaints from residents about the number of people loitering downtown making it difficult for people to enter businesses. Clr. Hagerman noted that the numbers of people loitering downtown is only going to increase with warmer weather. It was suggested that Council look into loitering laws. Clr. Cosentino said that the first step is to have people go downtown and not be intimidated. If there are complaints, Council can certainly create the laws. He thought that BID might want to get involved asking business owners to police their doorways keeping them clear for customers. Store owners can call the police if they are having problems.

Clr. O'Malley asked about dog litter control units posted in City parks, and wondered if these stations could be placed on a church property. Acting City Manager Slywka said that the City DPW purchases them and she will get information.

21. NEW BUSINESS (Cont.)

Clr. Valentino pointed out the yard debris pickup pamphlet in their packet and asked if this was made available to the public. After discussion, it was determined that it would be posted in many places where citizens would have access.

Clr. Augustine reminded Council about the dust problem last year with the Washington Street reconstruction, and asked that the contractor be reminded to keep that under control. She also wanted to make sure they were working with the bus garage to coordinate bus routes.

22. OLD BUSINESS

Clr. D'Amico brought up his presentation to Council last October about the curfew issue, but he felt that Council never came up with a position on the issue. He was asked by Council to look for his notes on the presentation and bring up the issue at a future meeting. Clr. Greco said that he thought enforcement of a curfew was a problem last time they spoke on this issue.

Clr. D'Amico brought up amending the Code of Ethics for the City. He said he felt that it was the consensus of Council to look at it more closely, so he created a list of appropriate items for Council and members of City Boards and Commissions. Clr. O'Malley said he would like to look at the current code of ethics before trying a new code. It was suggested that Council look at the current copy alongside Clr. D'Amico's. Clr. Augustine said that there have been conflicts with separating the Code of Ethics with regard to policy making and policies and procedures. There were tentative financial disclosure documents drawn up, but a consensus could never be reached. The City doesn't want to duplicate the County's.

Clr. Valentino recommended a sign be placed at the door of the Courtroom for turning off cell phones.

Clr. Augustine told everyone that during last month's City Council Meeting she wrongfully attributed to a current Seneca County Supervisor a statement made by a former Seneca County Supervisor, and she wanted to clear up the error and make it clear that there was no ill-intent when the comment was made. She wanted to make it clear that there are no current County Supervisors who made the statement that they would have done what we did with regard to Guardian Glass.

23. COUNCIL LIAISON REPORTS

Clr. Greco announced on behalf of the Shadetree Committee that the Arbor Day celebration will be April 25th at 10:00 am at Bicentennial Park. Children from North and West Street Schools will be participating in the event.

Clr. Greco also reported on the IDA saying that the Mancuso Business Development gave a quarterly report on the GEDC to the IDA Board on March 18th. Restore NY funds have been critical in making the building secure and more attractive to prospective tenants. Signage has been updated and various contracts have been made.

23. COUNCIL LIAISON REPORTS (Cont.)

Lastly, Clr. Greco reported that registration for the Recreation Department spring programs are underway. They sold 540 season passes for the 2008 season and several tournaments have taken place recently. They are getting ready to set up the summer concert schedule that runs every Wednesday for six weeks from July 9 to August 13.

Clr. Valentino said that the Zoning Board had a use change request for 68 Genesee Street for a Dance/Gymnastics Studio which they will revisit at the next meeting.

Clr Augustine said that a meeting will be rescheduled for the College and Community Neighbors Meeting.

24. EXECUTIVE SESSION

ACTION TAKEN by Clr. Valentino; seconded by Clr. Greco

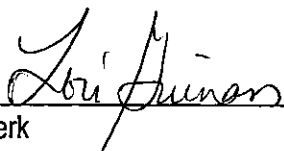
MOVED THAT City Council adjourn to Executive Session to review employment history of perspective city employees, potential sale of property and potential litigation.

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

The Executive Session convened at 9:00 PM. Those in attendance were all Council Members (7-1 absent), Mayor Einstein, and the Acting City Manager. The Executive Session adjourned at 10:15 PM.

25. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 10:15PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

APRIL 3, 2008 - 1:45 PM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

Nancy Coluzzi, Secretary to City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino, Clr. Greco,
Clr. Augustine, Clr. Alcock, and Clr. Hagerman

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Augustine; seconded by Clr. Greco
MOVED THAT City Council adjourn to Executive Session to conduct
telephone interviews with City Manger applicants
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

The Executive Session convened at 1:45 PM. Those in attendance were all Council
Members (9), Mayor Einstein, the Acting City Manager, and the secretary to the City Manager.
The Executive Session adjourned at 4:30 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at
4:30 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

APRIL 4, 2008 - 2:45 PM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

Nancy Coluzzi, Secretary to City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Alcock, Clr. Augustine, and Clr. Hagerman

Absent: Clr. Cosentino and Clr. Greco

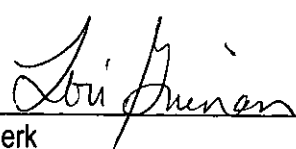
2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Augustine; seconded by Clr. O'Malley
MOVED THAT City Council adjourn to Executive Session to conduct
telephone interviews with City Manager applicants
ROLL CALL – MOTION CARRIED UNANIMOUSLY (7-2 absent)

The Executive Session convened at 2:45 PM. Those in attendance were all Council Members (7-2 absent), Mayor Einstein, the Acting City Manager, and secretary to the City Manager. The Executive Session adjourned at 5:30 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 5:30PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

APRIL 9, 2008 - 9:15 AM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

Nancy Coluzzi, Secretary to City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino, Clr. Alcock,
Clr. Augustine, and Clr. Hagerman

Absent: Clr. Greco

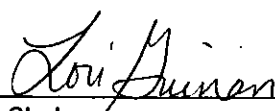
2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Alcock; seconded by Clr. D'Amico
MOVED THAT City Council adjourn to Executive Session to conduct
telephone interviews with City Manager applicants
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

The Executive Session convened at 9:15 PM. Those in attendance were all Council Members (8-1 absent), Mayor Einstein, the Acting City Manager, and secretary to the City Manager (Ms. Coluzzi left the meeting at 11:00 AM). The Executive Session adjourned at 1:10 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 1:10 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

APRIL 23, 2008 - 3:00 PM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

A. Clark Cannon, Interim City Attorney

Todd Bullard, Attorney from Harris Beach Law Firm

Tara Clark, City Comptroller

Gordon Eddington, Director of Public Works

Anthony Validzic, Deputy Director of Public Works

Robert Rose, Wastewater Treatment Plant Supervisor

Dave LeClair, Zoning and Building Coordinator

Richard Maney, Engineering Operations Assistant

Eric Ameigh, Planner

Frank Pane, Police Chief

Lori Guinan, City Clerk

Martha Wilson, Director of Recreation

Patrick Grimaldi, City Assessor

Paul Cosentino, Junior Engineer

Valerie Bassett, Dir. of Planning & Economic Development

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino, Clr. Alcock,
Clr. Augustine (left at 5:00pm), and Clr. Hagerman

Absent: Clr. Greco

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Valentino

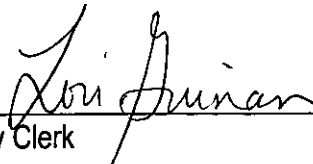
MOVED THAT City Council adjourn to Executive Session to discuss
pending litigation and employment history of potential City Manager
candidates

ROLL CALL - MOTION CARRIED UNANIMOUSLY (8-1 absent)

The Executive Session convened at 3:00 PM. Those in attendance were all Council
Members (8-1 absent), Mayor Einstein, the Acting City Manager, Interim City Attorney
Cannon, Harris Beach Attorney, and City Management Staff. The Executive Session
adjourned at 5:30 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 5:30PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

APRIL 30, 2008 - 3:30 PM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino, Clr. Alcock,
Clr. Augustine, and Clr. Greco

Absent: Clr. Hagerman

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Alcock; seconded by Clr. D'Amico
MOVED THAT City Council adjourn to Executive Session to review
applications for the City Manager position
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

The Executive Session convened at 3:30 PM. Those in attendance were all Council
Members (8-1 absent), Mayor Einstein, and the Acting City Manager. The Executive Session
adjourned at 4:55 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at
4:55 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

MAY 7, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine, Clr. Alcock,
Clr. Hagerman, and Clr. Greco

Absent: Clr. Cosentino

2. APPROVED MINUTES OF MARCH 5,11,19,26 AND APRIL 2,3,4,9 2008 MEETINGS

ACTION TAKEN by Clr. Valentino; seconded by Clr. Greco

MOVED THAT the minutes of the March 5,11,19,26 and April 2,3,4,9, 2008
Council meetings be approved

MOTION CARRIED UNANIMOUSLY (8-1 Absent)

3. CLAIMS FILED AGAINST THE CITY

The City Clerk reported the following claims were filed against the City during the
month of April 2008:

On April 2, 2008 a Notice of Claim was filed by Brandy Tarby of 6246 Walker Road,
Auburn, NY. The claim alleges that Ms. Tarby's car struck a pothole on 5 & 20 doing damage
to her car. The claim is for \$ 490.58 to cover the cost of repairing her car.

On April 15, 2008 a Notice of Claim was filed by David and Susan Payne of 5598
Dutch Street, Dundee, NY. The claim alleges that the Paynes car struck a pothole on 5 & 20
doing damage to the car. The claim is for \$ 1092.74 to cover the cost of repairing their car.

4. CORRESPONDENCE

The City Clerk reported the following correspondence was received for Mayor Einstein
and City Council during the month of April 2008:

- Letter from Office of Small Cities about approved grant
- NYCOM News Release about State Budget

5. PRESENTATION – Western Hemisphere Star Spring Championship

Marlene Koberg of the Seneca Yacht Club told Council that this event has been in the works for two years and the community has been very supportive. She introduced Rick Burgess, her co-chair, who explained to Council that this regatta will bring 40+ of the finest sailors from the US and Europe to Seneca Lake. He said that this style of boating originated in 1911 and became an Olympic class in 1936. The US will be sending 16 teams to China for the Olympics. He went on to tell everyone that Seneca Lake is a great lake for Star sailing which is why they have sailed on Seneca Lake since 1930.

6. PRESENTATION - Boys and Girls Clubs Community Center Update

John Blume thanked Council for the invitation and stated that this community center is for the town and city residents and will be called the "Geneva Community Center." The project began four years ago with them looking at different locations, and they found the perfect spot on Carter Road across from the school. He described the floor plan for the new building and mentioned the one mile walking path around the building. He gave several possible programs and finished by saying that the list is endless. He announced that the official ground breaking will be July 9th at 11:00am, and they anticipate being open by the fall of 2009.

Rev. Jim Gerling clarified to everyone that this will be the "Geneva Community Center," and it will enrich the lives of everyone in the area. When questioned, he and Mr. Blume told Council that the downtown Boys and Girls Club will close with this new facility opening, but the Goodman Street club will remain open.

7. PRESENTATION – City IDA

Charles Bauder talked about the Geneva Enterprise Development Center (GEDC) and how Mancuso Management was hired in April 2005 to manage the building. He told everyone about the improvements that have been made to the building's interior and exterior to attract new tenants. He urged everyone visit their website. Mr. Bauder commended Clr. Greco for his involvement and said that he would like to get together with Council and the new City Manager after he/she is appointed.

8. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CHAPTER 335 ENTITLED "TRAFFIC & VEHICLES" OF THE CITY OF GENEVA MUNICIPAL CODE

Mayor Einstein presented the following ordinance for first reading:

BE IT ORDAINED by the City Council of the City of Geneva, New York that Chapter 335, entitled "Traffic & Vehicles" of the City of Geneva Municipal Code is hereby amended as follows:

Section 1. That Section 335-5 entitled "One Way Roadways" is hereby amended as follows:

- A. Delete subparagraph 11 in its entirety;
- B. Add new subparagraph 11 to read as follows:

8. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CHAPTER 335 ENTITLED "TRAFFIC & VEHICLES" OF THE CITY OF GENEVA MUNICIPAL CODE (Cont.)

West Street between High Street and Washington Street proceeding South

Section 2. That this Ordinance shall take effect immediately and in accordance with law.

Director of Public Works, Gordon Eddington, told Council that the City Code needed to be changed because it is currently incorrect. Clrs. D'Amico and Alcock spoke to the school and most of the residents on West Street, and most are in favor of changing the direction of traffic to head south. They added that police will need to enforce parking restrictions during drop off and pick up times. There was a statement made that buses line up on William Street before going to the school, and with High Street being much narrower, that could be a problem. Clr. Augustine suggested speaking to the crossing guards about the number of children heading toward William Street along with the flow of traffic.

ACTION TAKEN by Mayor Einstein; seconded by Clr. D'Amico
MOVED THAT this ordinance be accepted for first reading
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

9. AUTHORIZING EASEMENT

Clr. O'Malley presented the following resolution:

WHEREAS, the City, as part of its Exchange Street Project intends to utilize a portion of its right-of-way located on Exchange Street and adjacent to real property known as 212 Exchange Street, Geneva, New York and owned by Timothy Trombley, residing at 1538 Route 54E. Penn Yan, New York; and

WHEREAS, Timothy Trombley has in the past utilized said right-of-way for access to its premises, which access will be terminated as a consequence of the City's improvements; and

WHEREAS, the City of Geneva is the owner of real property located on Jackson Street formerly known as the Foundry which is adjacent to and abuts the Northwest property line of Timothy Trombley; and

WHEREAS, Timothy Trombley has requested of the City an Easement for purposes of allowing ingress and egress of both pedestrian and vehicular traffic to the rear of his property; and

WHEREAS, the City does not now nor does it anticipate any future use for said property immediately adjacent to the Trombley property.

9. AUTHORIZING EASEMENT (Cont.)

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that a twenty-five foot (25') Easement to run along the Northeast portion of City property located on Jackson Street and more specifically known as Tax Map #104.8-1-34 be granted to Timothy Trombley, residing at 1538 Route 54E. Penn Yan, New York for the purpose of ingress and egress of pedestrian and vehicular traffic to the rear of said Trombley property; and further

BE IT RESOLVED that the Acting City Manager is hereby authorized to execute the Easement in the form which is attached hereto and made a part hereof.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

10. DECLARING CITY EQUIPMENT SURPLUS PROPERTY

Clr. Hagerman presented the following resolution:

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

- 1998 Samsung Payloader
VIN# BD408501
- 2006 ODB Company Leaf Collector
S/N# PE4045T400886
- 1996 Jacobsen Mower
S/N# 6613701742

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 of the surplus equipment be placed in the Equipment Amortization Fund Account.

ACTION TAKEN by Clr. Hagerman; seconded by Clr. Valentino
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

11. AUTHORIZING PUBLIC HEARING

Clr. Greco presented the following resolution:

WHEREAS, a Public Hearing is required pursuant to the Geneva City Charter for purpose of authorizing private sale of real property of being an irregular lot, approximately 600 X 120', located on Sweeney Avenue and Hawkins Street, Geneva, New York to Habitat for Humanity for the sum of Five Thousand Dollars (\$5,000.00) .

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that a Public Hearing shall be held on June 4th, 2008 at 7:00 PM which Public Hearing shall be for the purpose of receiving comments with regard to the private sale of real property being an irregular lot, approximately 600 X 120', located on Sweeney Avenue and Hawkins Street, Geneva, New York to Habitat for Humanity for the sum of Five Thousand Dollars (\$5,000.00).

BE IT FURTHER RESOLVED that notice of said Public Hearing shall be posted in accordance with law.

ACTION TAKEN by Clr. Greco; seconded by Clr. Alcock

MOVED THAT this resolution be adopted

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

12. APPROVING AMENDMENT TO AGREEMENT WITH TRINITY EPISCOPAL CHURCH FOR RENTAL OF 520 SOUTH MAIN STREET FOR SENIOR CITIZEN USE

Clr. Alcock presented the following resolution:

WHEREAS, the City of Geneva has previously entered into a lease arrangement with Trinity Episcopal Church for rental of premises located at 520 South Main Street, Geneva, New York for use by Senior Citizens, and

WHEREAS, the City of Geneva and Trinity Episcopal Church have agreed to extend the terms of said lease for use by Senior Citizens on a two (2) day per week basis for an annual rental fee of Twelve Thousand Dollars (\$12,000.00) beginning from April 1st, 2008 through March 30th, 2010; and

WHEREAS, after due deliberation it is determined that the proposed arrangement with Trinity Episcopal Church is in the best interest of the City of Geneva Senior Citizens.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the City Manager is hereby authorized and directed to enter into an Amendment of Lease with Trinity Episcopal Church for use of its facilities located at 520 South Main Street, Geneva, New York on a two (2) day per week basis for an additional two (2) years at an annual rental fee of Twelve Thousand Dollars (\$12,000.00) to be paid from Account #76204069.

ACTION TAKEN by Clr. Alcock; seconded by Clr. Greco

MOVED THAT this resolution be adopted

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

13. AWARDING A CONTRACT FOR THE WEST STREET REHABILITATION PROJECT

Clr. D'Amico presented the following resolution:

WHEREAS, the City received bids for the West Street Rehabilitation Project on March 26, 2008 as follows:

F. Rizzo Construction Inc. Auburn, N.Y. 13021	\$404,105.00	Ramsey Constructors, Inc. Lakeville, N.Y. 14480	\$488,016.00
Massa Construction, Inc. Geneva, N.Y. 14456	\$464,301.00	Western NY Contractors, Inc Rochester, N.Y. 14625	\$501,226.00
Sealand Contractors Corp. Rush, N.Y. 14543	\$471,053.00		

WHEREAS, the Director of Public Works has reviewed the bids and recommends that the bid be awarded to F. Rizzo Construction, Inc. of Auburn, New York for the West Street Rehabilitation Project, and

NOW, THEREFORE, BE IT RESOLVED, that the Acting City Manager is hereby authorized to execute a contract with F. Rizzo Construction, Inc. of Auburn, New York for an amount not to exceed \$404,105.00 and

FURTHER BE IT RESOLVED, that the project budget be established as follows:

Contractor	\$ 404,105.00
Contingency	\$ 40,410.00
Inspection	\$ 13,335.00
Bonding / Administration	\$ <u>6,000.00</u>
Total:	\$ 463,850.00

FURTHER BE IT RESOLVED, that the project will be financed from the following sources outlined in the 2008 Budget, Capital Improvement Program, page 72.

General Fund BAN	\$ 338,688.00
Sewer Fund BAN	\$ 125,162.00

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

14. GRANTING AN EASEMENT/RIGHT OF WAY USE AGREEMENT FOR THE PROPERTY LOCATED AT 106 WASHINGTON STREET

Clr. Augustine presented the following resolution:

WHEREAS, the City of Geneva is the owner of real property situated in the City of Geneva, County of Ontario and State of New York, and

WHEREAS, The New York State office of Mental Health has requested an easement / right-of-way use for the right to construct, maintain, inspect, replace, operate, and repair a six (6) inch water main for the purpose of providing water for fire protection for their property located at 106 Washington Street, and

WHEREAS, after reviewing the proposed permanent easement and right-of-way attached here-to and made part of this document (Attachments A and B), the Director of Engineering and Public Works concurs that the document is a true and accurate description of the work needed, and

NOW, THEREFORE, BE IT RESOLVED that the Acting City Manager is hereby authorized to execute said easement as set forth in Attachment A with the New York State Office of Mental Health and accept a fee of one (1) dollar in consideration of the easement.

When asked, Mr. Eddington explained that the property owner wants to install a sprinkler system, and this easement allows the City to tap into the right of way area and bring a line up to the house. He stated that a fee was paid by the property owner and there will be minimal disturbance to the area.

ACTION TAKEN by Clr. Augustine; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

15. AUTHORIZING A GRANT APPLICATION TO FUND AN HISTORIC STRUCTURES REPORT FOR PROPERTY LOCATED AT 305 MAIN STREET, GENEVA, NEW YORK

Clr. Valentino presented the following resolution:

WHEREAS, The Preservation League of New York State is offering grants for agencies seeking funding to preserve historic structures in New York State, and

WHEREAS, The City of Geneva has obtained funds from the United States Environmental Protection Agency (USEPA) for the environmental cleanup of property located at 305 Main St, Geneva, and

WHEREAS, the City is required to comply with Section 106 of the Federal Historic Preservation Act in order to utilize funds from the USEPA for the environmental cleanup of 305 Main Street, and

WHEREAS, the New York State Office of Historic Preservation (SHPO) has requested that the City of Geneva pursue means of cleaning up the environmental pollution at 305 Main St. other than demolishing the structure on the site, and

15. AUTHORIZING A GRANT APPLICATION TO FUND AN HISTORIC STRUCTURES REPORT FOR PROPERTY LOCATED AT 305 MAIN STREET, GENEVA, NEW YORK (Cont.)

WHEREAS, Bero Architecture, PC has provided a scope of services to provide a historic structures report for 305 Main St. for an amount not to exceed \$18,900, and

WHEREAS, the Director of Engineering and Public Works has reviewed the scope of services provided by Bero Architecture, PC and has determined that it meets the requirements of SHPO and recommends that the proposal be accepted.

NOW, THEREFORE, BE IT RESOLVED that the Acting City Manager is hereby authorized to apply for a grant from the Preservation League of New York State for the purpose of funding a Historic Structures Report for property located at 305 Main St, Geneva in the amount of \$18,900; and further

BE IT RESOLVED, that the budget for the project be as follows:

"Preserve New York" Grant	\$18,900
In-kind Service – Gordon Eddington	\$ 1,605
City Cash (EPA Grant)	<u>\$ 550</u>
	\$21,055

It was explained to Council that this resolution was given to them at the last minute because the City just received word on Friday that we were going to need to spend some money in order to get the EPA grant money released. Mayor Einstein met with Acting City Manager Slywka, Clr. Greco, and Clr. Augustine, where they determined that the Preservation League had the Grant money available.

Mr. Eddington told Council that this grant will allow a historic structures study to be done. As a result of the section 106 meetings, SHPO had concerns about this project and wondered if the building could be kept in tact while doing the environmental remediation. SHPO will not sign off on the project, releasing the EPA grant funds, until this study is done. There was concern by some Council members about spending any more City money on this building.

There was a suggestion to revisit this resolution after the grant money is determined so Council can vote on whether it wants to pursue the study.

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico

MOVED THAT this resolution be amended to state that Bero Architecture, P.C. will not be hired unless the City receives the full grant of \$18,900.

ROLL CALL – Aye: Clr. Greco, Clr. D'Amico, Clr. Hagerman,

Nay: Clr. Augustine, Clr. O'Malley, Clr. Alcock, Clr. Valentino,
and Mayor Einstein

Absent: Clr. Cosentino

MOTION DEFEATED

ACTION TAKEN by Clr. Valentino; seconded by Clr. Hagerman

MOVED THAT this resolution be adopted

ROLL CALL – Aye: Clr. D'Amico, Clr. Hagerman, Clr. Augustine, Clr. O'Malley,
Clr. Valentino, and Mayor Einstein

Nay: Clr. Greco, Clr. Alcock,

Absent: Clr. Cosentino

MOTION CARRIED

16. RECOMMENDATION FOR ONTARIO COUNTY PLANNING BOARD

ACTION TAKEN by Clr. Greco; seconded by Clr. Augustine
MOVED THAT Mary Bogin be recommended for reappointment to the Ontario
County Planning Board for another five-year term
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

17. APPOINTMENTS TO BOARDS AND COMMISSIONS

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico
MOVED THAT Montrose Streeter be appointed to the Human Rights
Commission
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

18. MAYOR'S REMARKS

Mayor Einstein told everyone that the City Manager search continues with in person interviews with Council and City department heads.

He also said that the Quality Communities Planning Committee will be meeting on May 27th so Bergman Associates can put together all of the input they have received from the public. They are hoping to do a presentation for Council at the July or August Council Meeting.

Mayor Einstein said that he is on the Hobart and William Smith Community Advisory Committee, and they are working on a group of collaborative intern projects. The Mayor has made an appeal to city management staff to come up with 10 projects for each of the next two semesters.

Lastly, Mayor Einstein thanked Acting City Manager Slywka and City Staff for their work during this interim period and keeping line of communication open with Council.

19. ACTING CITY MANAGER'S REMARKS

Acting City Manager Slywka announced that Geneva City Management Staff would be taking part in their second annual day of service doing cleanup at the lakefront.

She also announced that she had reappointed Dominick Vedora to the Geneva Housing Authority.

Lastly, Acting City Manager Slywka said that last week the city received a shared services municipal incentive grant with the City of Canandaigua, jointly called "Finger Lakes Twin Cities," for \$34,776 to do a feasibility study on health insurance. She thanked the City of Canandaigua and city employees who worked on the grant.

20. NEW BUSINESS

Clr. Valentino stated that a constituent had a question about open fire pit use in the City. Acting City Manager Slywka said she would take a look at the law for accurate information.

Clr. Alcock voiced his concern about the condition of William Street from Grove Street to Pulteney Street. Director of Public Works, Gordon Eddington, said that that street will be included in the City's mill and pave program later in the summer.

Clr. D'Amico asked if the sink holes on Washington Street will be repaired at some point. Mr. Eddington said that the contractor had started this week to repair the holes. Final payment has been withheld from the contractor until they replace everything as close to its original state as possible.

Clr. Augustine asked if more sand was going to be put in between the bricks at Park Place, and Mr. Eddington said that he would have his staff check the bricks.

21. OLD BUSINESS

Clr. Greco explained to everyone that certain circumstances require last minute resolutions being put on the agenda.

Clr. Valentino asked about continuing the work on appointment processes, and Mayor Einstein said he will be getting in touch with the republican and democratic representatives.

Clr. D'Amico brought up his desire again to set up a work session in the near future to discuss the code of ethics.

Clr. Hagerman asked for an update on the Restore New York, and Acting City Manager Slywka said that Economic and Development is in the process of contacting all of the property owners.

Clr. Valentino requested the results of selling surplus equipment at auction.

Clr. D'Amico mentioned his task force presentation from October 2007 and the charge to improve neighborhood safety and create more youth activities. He feels that Council needs to decide if they are in agreement with the task force.

Clr. Valentino wished his youngest son Steve a 'Happy 21st Birthday.'

Clr. D'Amico wished a 'Happy 8 Days Old' birthday to his granddaughter.

Clr. O'Malley thanked the DPW for their work picking up brush around town, and questioned if they could be more efficient if they had a shredder hooked up to their truck to shred the branches as they are picked up. Clr. Greco then announced to everyone that lawn debris can now be taken to the Dorn Avenue site on Tuesdays between 8am and 12pm in addition to Saturdays between 8am and 12pm..

22. COUNCIL LIAISON REPORTS

Clr. D'Amico said that the Planning Board had a preliminary presentation from Habitat for Humanity including building 7 houses on Hawkins Street.

Clr. Greco announced that the Recreation Department's summer program runs from July 7th to August 15th including 6 scheduled field trips. Their summer concert series is scheduled for every Wednesday from July 9th to August 20th. The Farmer's Market will be open from June 12th to October 9th. The department offers a variety of summer classes and is in the process of printing a brochure. The Director of Recreation, Martha Wilson, will be retiring at the end of the summer.

Clr. D'Amico asked about the number of trees being taken down on West Street. Gordon Eddington said that there will be a 2 for 1 replacement of trees meaning that for each tree taken down two will be planted in its place.

Clr. Valentino said that the Zoning Board had a withdrawal from a dance/cheer studio. An application for rent signs at One Franklin Square was approved.

Clr. O'Malley talked about a meeting with the College and how they are trying to get trolley service during the upcoming graduation. They looked into the noise ordinance concerns and their attorneys had come back with studies. Ithaca has a good model that could be helpful for our police department to look at regarding noise ordinances.

23. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. Valentino
MOVED THAT City Council adjourn to Executive Session to review job history
of City Manager applicants
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

The Executive Session convened at 9:15 PM. Those in attendance were all Council Members (7-1 absent), Mayor Einstein, and the Acting City Manager. The Executive Session adjourned at 9:42 PM.

24. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 9:42PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

MAY 12, 2008 - 8:00 AM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino, Clr. Alcock,
Clr. Augustine, Clr. Greco, and Clr. Hagerman

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. Alcock

MOVED THAT City Council adjourn to Executive Session to conduct City
Manager interviews

ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

The Executive Session convened at 8:00 AM. Those in attendance were all Council
Members (9), Mayor Einstein, and the Acting City Manager. The Executive Session
adjourned at 9:29 AM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting
at 9:29AM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

MAY 12, 2008 - 6:30 PM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino, Clr. Alcock,
Clr. Augustine, and Clr. Hagerman

Absent: Clr. Greco

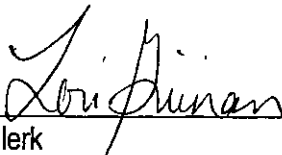
2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Augustine; seconded by Clr. O'Malley
MOVED THAT City Council adjourn to Executive Session to conduct City
Manager interviews
ROLL CALL - MOTION CARRIED UNANIMOUSLY (8-1 absent)

The Executive Session convened at 8:00 AM. Those in attendance were all Council
Members (8-1 absent), Mayor Einstein, and the Acting City Manager. The Executive
Session adjourned at 9:10 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting
at 9:10 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

MAY 13, 2008 - 8:00 AM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino, Clr. Alcock,
Clr. Augustine, Clr. Greco, and Clr. Hagerman

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Valentino; seconded by Clr. Alcock

MOVED THAT City Council adjourn to Executive Session to conduct City
Manager interviews

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

The Executive Session convened at 8:00 AM. Those in attendance were all Council
Members (8-1 absent), Mayor Einstein, and the Acting City Manager. The Executive
Session adjourned at 9:15 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting
at 9:15 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

MAY 15, 2008 - 8:00 AM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino, Clr. Alcock,
Clr. Augustine, Clr. Greco, and Clr. Hagerman

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Valentino

MOVED THAT City Council adjourn to Executive Session to conduct City
Manager interviews

ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

The Executive Session convened at 8:00 AM. Those in attendance were all Council
Members (9), Mayor Einstein, and the Acting City Manager. The Executive Session
adjourned at 10:10 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting
at 10:10 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

MAY 22, 2008 - 3:30 PM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino,
Clr. Augustine, Clr. Greco, and Clr. Hagerman

Absent: Clr. Alcock

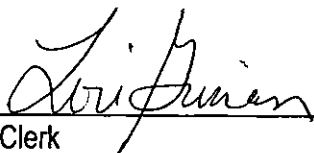
2. EXECUTIVE SESSION

ACTION TAKEN by Clr. D'Amico; seconded by Clr. O'Malley
MOVED THAT City Council adjourn to Executive Session to discuss
Council's position with various City Manager candidates
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

The Executive Session convened at 3:30 PM. Those in attendance were all Council Members (8-1 absent), Mayor Einstein, and the Acting City Manager. The Executive Session adjourned at 5:31 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 5:31 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

MAY 29, 2008 - 6:00 PM

Presiding - Stu Einstein, Mayor

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Cosentino, Clr. Alcock,
Clr. Augustine, Clr. Greco, and Clr. Hagerman

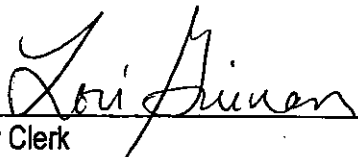
2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. Alcock
MOVED THAT City Council adjourn to Executive Session to discuss
City Manager appointment
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

The Executive Session convened at 6:00 AM. Those in attendance were all Council Members (8) and Mayor Einstein. The Executive Session adjourned at 6:20 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 6:20 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

JUNE 4, 2008 – 6:30 PM

Presiding - Stu Einstein, Mayor

Present - Jennifer Slywka, Acting City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine (arrived at 6:35 PM), Clr. Cosentino, Clr. Hagerman, Clr. Alcock, and Clr. Greco

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Valentino; seconded by Clr. Greco

MOVED THAT City Council adjourn to Executive Session to discuss potential sale of real estate

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

The Executive Session convened at 6:30 PM. Those in attendance were all Council Members (8), Mayor Einstein, the Acting City Manager, Valerie Bassett, Director of Planning and Economic Development, and A. Clark Cannon, Interim City Attorney. The Executive Session adjourned at 7:15 PM.

3. PUBLIC HEARING

Mayor Einstein opened the public hearing on the possible sale of an irregular lot, approximately 600 x 120', located on Sweeney Avenue and Hawkins Street at 7:15 PM, giving the privilege of the floor to anyone wishing to address the proposed sale of property.

There being no one appearing, Mayor Einstein adjourned the public hearing at 7:16 PM.

4. APPROVED MINUTES OF APRIL 23 & 30 2008 AND MAY 7, 12, 13, & 15 2008 MEETINGS

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Alcock

MOVED THAT the minutes of the April 23 & 30 and May 7, 12, 13, & 15, 2008 Council meetings be approved

Clr. Augustine asked that the April 23rd minutes be amended to reflect the fact that she left the meeting at 5:00 PM.

MOTION CARRIED UNANIMOUSLY (9)

5. CLAIMS FILED AGAINST THE CITY

The City Clerk reported the following claims were filed against the City during the month of May 2008:

On May 5th a Notice of Claim was filed by Gary Larizza of 12 Hawley Street, Seneca Falls, NY. The claim alleges that Mr. Larizza's car struck a pothole on Hamilton doing damage to the tire rim. The claim is for \$149.00 to cover the cost of repairing the car.

On May 13th a Notice of Claim was filed by Robin Parsons of 216 Pulteney Street, Geneva, NY. The claim alleges that Ms. Parsons tripped on the sidewalk on the corner of Washington and Jefferson Streets requiring stitches above her left eye and a lot of bruising. There is no amount listed for damages at this time.

On May 22nd a Notice of Claim was filed by Annabelle Tyler of 4 Bay Heights Circle, Geneva, NY. The claim alleges that a city vehicle backed into Mrs. Tyler's vehicle in the parking lot of Rite Aid on Hamilton Street. The claim is for \$1548.50 to cover cost of repairing the car.

6. CORRESPONDENCE

The City Clerk reported the following correspondence was received for Mayor Einstein and City Council during the month of May 2008:

- Letter from Assemblyman Kolb about Middle School crosswalk issues.
- Resolution from Ontario County Board of Supervisors appointing Mary Bogin to the Ontario County Planning Board.

7. PRESENTATION – Municipal Solutions Inc., David Allardice

Mr. Allardice, Financial Consultant for the City of Geneva, told Council that it has come to his firm's attention that the City's debt service is at 86% of the maximum amount that it can borrow. He said that the normal is 60 to 65%. He said that the City needs to start thinking about paying down some of its short term debt before borrowing more.

He also said that the City needs to look at its 5 year capital plan and review it on an annual basis at budget time. Debt load needs to be kept at a minimum in order to keep a good credit rating and get lower interest rates. Mr. Allardice said he would like the City to get to an "A" credit rating, so we will need to develop a debt policy.

8. PRESENTATION – Ontario County Public Health: Point of Dispensing, Anne Marie Linek

Ms. Linek explained to everyone how Public Health is directed by the NYS Department of Health to plan for medical emergencies and that the Point of Dispensing program was designed to provide emergency vaccinations to the citizens of Ontario County. She said that the State will get supplies and vaccinations out to the counties within 12 hours of any disaster, and Ontario County will then get the supplies out to area treatment clinics and hospitals. Ontario County has nine school systems, and each will act as a physical place and partner with surrounding towns.

8. PRESENTATION – Ontario County Public Health: Point of Dispensing, Anne Marie Linek (Cont.)

She made a request for volunteers to help with this important project. Public Health needs volunteers (both medical and non-medical) to help in the event of an emergency. Any people willing to volunteer would need one or two brief instruction sessions with yearly refresher sessions. They would be given a sheet with step by step instructions on what they would need to do during an emergency to help citizens get through a point of dispensing area. Volunteers can contact her or Joyce Lee at Ontario County Public Health at (585) 396-4343.

9. PUBLIC PETITIONS

Mary Long of 56 West Street told Council that she feels that changing the direction of West Street will not correct the safety issues.

Anita Fisher of West Street told Council that she has been watching the traffic and feels the change will cause congestion on all of the streets. She said safety starts with parents and that signs need to be put up and enforced by the police department

Chris Hoffman of N. Brook Street spoke to Council as a member of the Geneva League of Woman Voters and coordinator of the observer court. She gave Council a pamphlet on New York State's open government laws. She said that neutral observers would be attending Council meetings and taking notes on the process being followed. The League does this to help the local citizens.

Robert Camera, resident of Geneva, applauded the City for their open process during the City Lakefront Development process. He mentioned a possible interpretive center for the lakefront. Lastly, he commented that our government needs to be more fair in dividing money among the districts. In closing, he said he would like to see the City stay in charge of lakefront details.

10. PRESENTED SECOND READING OF AN ORDINANCE AMENDING CHAPTER 335 ENTITLED "VEHICLES & TRAFFIC" OF THE CITY OF GENEVA MUNICIPAL CODE

Clr. D'Amico presented for second reading and adoption an ordinance Amending Chapter 335 Entitled "Vehicles & Traffic" of the City of Geneva Municipal Code. This ordinance is copied in its entirety in the minutes of the May 7, 2008 meeting at Item 8, page 72.

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco
MOVED THAT this ordinance be accepted for second reading

Clr. D'Amico told everyone that the initial feedback from the school, City, and neighborhood was that most people were in favor of the change, but recently he has been getting more negative feedback. He suggested that this ordinance not be approved. He has talked to Dr. Young and the City's Director of Public Works, and they will meet with the affected residents, police, and the new principal when he or she comes on board to see what can be done.

10. PRESENTED SECOND READING OF AN ORDINANCE AMENDING CHAPTER 335 ENTITLED "VEHICLES & TRAFFIC" OF THE CITY OF GENEVA MUNICIPAL CODE (Cont.)

Clr. Alcock said again that the key issue that needs to be looked into is the lack of law enforcement on West Street between William and High Streets.

Clr. O'Malley reminded everyone that Mr. Eddington had told Council that the current code is incorrect in the direction it gives for the one-way. After some discussion, Council decided to look at that issue with an ordinance next month.

ROLL CALL – MOTION DEFEATED UNANIMOUSLY (9)

11. PRESENTED FIRST AND ONLY READING OF AN ORDINANCE AMENDING CHAPTER 321 ENTITLED "TAXICABS" OF THE CITY OF GENEVA MUNICIPAL CODE

Clr. Alcock presented the following ordinance for first and only reading:

BE IT ORDAINED by the City Council of the City of Geneva, New York that Chapter 321, entitled "Taxi Cabs" of the City of Geneva Municipal Code be amended as follows:

Section 1. That Subdivision 321-7, entitled "Rates" is hereby amended to read as follows:

- A. The rate for Senior Citizens (age 62 or older) shall be \$4.25 for one (1) or two (2) Senior Citizens;
- B. For more than two (2) passengers there shall be added to the \$4.25 rate as set forth in subsection A above, the sum of \$1.00 for each additional passenger.

Section 2. This Ordinance shall take effect immediately and without the requirement of a second reading by unanimous consent of City Council due to existence of emergency requiring immediate action.

Clr. Greco said he had talked to the owner of The Other Taxi, and she told him that her passengers are in agreement with the increase because of the increase in gas prices.

Acting City Manager Slywka explained the need to pass this ordinance with only one reading because it is considered an emergency with the rising price of gas. It is a real financial burden on the taxi company.

Clr. Hagerman said that he found that there has not been a fee increase in four years, and the price of gas has doubled in that time.

ACTION TAKEN by Clr. Alcock; seconded by Clr. Greco

MOVED THAT this ordinance be accepted for first reading

ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

12. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CHAPTER 335 ENTITLED "VEHICLES & TRAFFIC" OF THE CITY OF GENEVA MUNICIPAL CODE

Clr. O'Malley presented the following ordinance for first reading:

BE IT ORDAINED by the City Council of the City of Geneva, New York that Chapter 335, entitled "Vehicles & Traffic" of the City of Geneva Municipal Code is hereby amended as follows:

Section 1. That Subdivision 335-27, Paragraph C is hereby deleted in its entirety.

Section 2. That a new Paragraph C, Subdivision 335-27 is hereby added to read as follows:

C. Storage and Charges. After removal of any vehicle as provided in this Section, the Police Department may store such vehicle in a suitable place at the expense of the owner. Such owner or person in charge of the vehicle may redeem the same upon payment to the garage owner of the amount of all expenses actually and necessarily incurred in effecting such removal, such removal charges not to exceed Ninety Dollars (\$90.00), an additional charge of Twenty Dollars (\$20.00) for flatbed or dolly shall also be added together with any charges for storage, such storage charges not to exceed Twenty Dollars (\$20.00) per day or a fraction thereof.

Section 3. That this Ordinance shall take effect immediately and in accordance with law.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Valentino
MOVED THAT this ordinance be accepted for first reading
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

13. APPROVED CONTRACT AND APPOINTMENT OF CITY MANAGER

Clr. Hagerman presented the following resolution:

WHEREAS, the City Council of the City of Geneva has previously advertised for applicants to serve as permanent City Manager of the City of Geneva; and

WHEREAS, City Council was committed to selecting the best candidate, with the most relevant experience, the greatest potential for positive impact in the community, a demonstrated understanding of what it takes to manage a total community—on that is as focused on people as it is on projects, and a leader of the utmost integrity and professionalism to lead Geneva to even brighter tomorrow; and

WHEREAS, to effectuate the process of the selection of a City Manager, the Geneva community, through a citizen and City staff participation and oversight, came together in selecting a candidate that meets the aforementioned criteria, through the work of a dedicated screening committee and City Staff, an engaged and thoughtful community input process, and extended efforts of every City Councilor; and

13. APPROVED CONTRACT AND APPOINTMENT OF CITY MANAGER (Cont.)

WHEREAS, the Geneva City Council after receiving recommendations from the Screening Committee, personally interviewed recommended applicants and after due deliberation, it was determined that Mathew D. Horn, currently residing at 4015 Gables Lane, Sandy Springs, Georgia 30350 is best qualified to serve as permanent City Manager; and

WHEREAS, the Geneva City Council and Mathew D. Horn have negotiated an Employment Agreement which is attached hereto and made a part hereof which provides for annual compensation in the amount of Eighty-three Thousand Dollars (\$83,000.00) with additional benefits as set forth in the City's Management Benefits Agreement together with additional provisions for automobile utilization and tuition reimbursement; and

WHEREAS, it is believed that the attached Employment Agreement is fair and reasonable.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that Mathew D. Horn is hereby appointed permanent City Manager of the City of Geneva effective July 1st, 2008; and further

BE IT RESOLVED that the Employment Agreement between the City of Geneva and Mathew D. Horn which is attached hereto and made a part hereof is hereby approved and the Acting City Manager is hereby authorized to execute said agreement on behalf of the Geneva City Council.

Clr. Greco made a motion to amend the resolution to read that the Mayor be the one authorized to sign the contract rather than the Acting City Manager.

ACTION TAKEN by Clr. Greco; seconded by Clr. Augustine
MOVED THAT this resolution be amended to say that the Mayor is authorized
to sign the contract rather than the Acting City Manager
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

Clr. Augustine commented that this was a combination of the screening committee, community input, management, and multiple meetings. The result is something that we can all be proud of, and she feels Matt Horn will do great things for Geneva.

ACTION TAKEN by Clr. Hagerman; seconded by Clr. D'Amico
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

14. EXTENDING THE PERIOD OF EMPLOYMENT OF THE ACTING CITY MANAGER

Clr. Valentino presented the following resolution:

WHEREAS, by Agreement made and entered into on the 28th day of February, 2008, the City Council hired Jennifer Slywka, to act as Acting City Manager for a three (3) month period; and

14. EXTENDING THE PERIOD OF EMPLOYMENT OF THE ACTING CITY MANAGER (Cont.)

WHEREAS, pursuant to that Agreement the period of employment could be extended by a mutual consent of the Acting City Manager and the City of Geneva City Council; and

WHEREAS, it is agreed that it will be necessary to extend said period of employment pending hiring of a permanent City Manager.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the Employment Agreement entered into on February 28th, 2008 between Jennifer Slywka shall be extended until such time as a permanent City Manager is employed; and further

BE IT RESOLVED that all other terms as contained in the Agreement dated February 28th, 2008 shall remain in full force and effect except as modified herein.

Council members took turns personally thanking Jennifer Slywka for the work she has done as the Acting City Manager.

ACTION TAKEN by Clr. Valentino; seconded by Clr. Greco

MOVED THAT this resolution be adopted

ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

15. AUTHORIZED PRIVATE SALE OF CITY OWNED PROPERTY LOCATED ON SWEENEY AVENUE AND HAWKINS STREET

Clr. Greco presented the following resolution:

WHEREAS, a proposal for purchase and development of real property located on Sweeney Avenue and Hawkins Street, Geneva, New York, being an irregular sized lot, approximately 600' X 120', was received from Habitat for Humanity; and

WHEREAS, it is understood that Habitat for Humanity plans to construct on a portion of the property sold a single family residence; and

WHEREAS, Habitat for Humanity has offered the sum of Five Thousand Dollars (\$5,000.00) for the property which has been determined to be a fair and reasonable purchase price for the premises and proposed improvement of said property; and

WHEREAS, it is anticipated that the project will support revitalization of the City of Geneva and increase the tax base and property assessment; and

WHEREAS, after consideration by the City Council it appears that the subject real property located on Sweeney Avenue and Hawkins Street is not required for any public purposes and is without use in its current condition.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the offer to purchase and develop real property located on Sweeney Avenue and Hawkins Street, Geneva, New York for the sum of Five Thousand Dollars (\$5,000.00) by

15. AUTHORIZED PRIVATE SALE OF CITY OWNED PROPERTY LOCATED ON SWEENEY AVENUE AND HAWKINS STREET (Cont.)

Habitat for Humanity is hereby approved and the City Manager is hereby authorized to execute all necessary documents to effectuate transfer of said property.

Acting City Manager Slywka told everyone that Habitat for Humanity has already been to the Planning Board with an initial plan to start building this month. She said they plan to build one house a year for the next seven years depending on funding.

ACTION TAKEN by Clr. Greco; seconded by Clr. Hagerman
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

16. AUTHORIZED AN APPLICATION FOR A GRANT FROM THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION URBAN FORESTRY PROGRAM

Clr. Cosentino presented the following resolution:

WHEREAS, grant funding has become available to support urban and community forestry projects that meet the needs of inner city residents, and

WHEREAS, the City of Geneva has an active Shade Tree Committee of which the members assist city staff with recommendations regarding the pruning, removal and replacement of street trees, and

WHEREAS, funds received from the grant will enable the city to continue its efforts of maintaining an aged stock of trees that are desperately in need of attention to help trigger a rebirth and revitalization that may spark renewed community investment, and

NOW, THEREFORE BE IT RESOLVED, that the Jenifer Slywka, Acting City Manager of the City of Geneva is hereby authorized and directed to file an application for 50% matching funds in an amount not to exceed \$20,000 and upon approval of said request to enter into and execute all project agreements with the New York State Department of Environmental Conservation for such financial assistance to the City of Geneva for the Geneva Urban Forestry Project.

Clr. Alcock asked if these trees are specific to the "Avenues" project, and Acting City Manager Slywka said that it was due to the large number of trees removed in that area.

ACTION TAKEN by Clr. Cosentino; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

17. AUTHORIZED MUTUAL AID AGREEMENT FOR SHARING OF HIGHWAY EQUIPMENT AND LABOR SERVICES

Clr. Augustine presented the following resolution:

WHEREAS, Highway and Public Works Departments throughout Ontario County and surrounding areas have a long history of cost effective and efficient sharing of labor, materials and equipment to aid each other in the completion of both routine and emergency maintenance activities; and

WHEREAS, It is in the best interest of City of Geneva and all area municipalities to enter into a formal agreement as required by the Highway Law to continue this cooperation without financial and liability risk; and

WHEREAS, The Ontario County Public Works Committee has developed a form of agreement which meets the requirements of the Highway Law and protects the interest of both the municipalities and those employees engaged in assisting other municipalities; now, therefore, be it

RESOLVED, That the City of Geneva authorize the Mutual Aid Agreement for use by the participating municipalities in the performance of highway maintenance activities and strongly recommends that all municipalities within Ontario County and surrounding areas with an interest in sharing services approve this agreement; and further

RESOLVED, That the City of Geneva authorizes the Director of Public Works to be the City of Geneva designated coordinator in the operation of the Mutual Aid Agreement.

RESOLVED, That the Acting City Manager is hereby authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes hereof; and further

RESOLVED, That this Agreement shall be in effect for a contracted period of five years with an option to extend for another five year term; and further

RESOLVED, That certified copies of this resolution and the Mutual Aid Agreement be sent to the Ontario County Commissioner of Public.

ACTION TAKEN by Clr. Augustine; seconded by Clr. Valentino

MOVED THAT this resolution be adopted

ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

18. AUTHORIZED THE CITY MANAGER TO SUBMIT A LOCAL WATERFRONT REVITALIZATION PROGRAM APPLICATION FOR THE GENEVA WATERFRONT INFRASTRUCTURE FEASIBILITY STUDY

Clr. Hagerman presented the following resolution:

WHEREAS, the City of Geneva desires to continue the improvement of the Geneva Lakefront; and

18. AUTHORIZED THE CITY MANAGER TO SUBMIT A LOCAL WATERFRONT REVITALIZATION PROGRAM APPLICATION FOR THE GENEVA WATERFRONT INFRASTRUCTURE FEASIBILITY STUDY (Cont.)

WHEREAS, the City has prepared a Master Plan and Local Waterfront Revitalization Plan (LWRP) that has identified improvement needs within the Waterfront Revitalization Area; and

WHEREAS, the City is currently preparing a Lakefront/Downtown Development Plan to update and continue planning efforts for the area; and

WHEREAS, proposed future improvements to Geneva's waterfront will require rigorous study before the City's vision can be fully realized;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Geneva that the City Manager is hereby authorized to submit an application to the New York State Department of State for funds under the Local Waterfront Revitalization Program to complete the Geneva Waterfront Infrastructure Feasibility Study; and

BE IT FURTHER RESOLVED that the City Council of the City of Geneva commits the City to make application for no more than \$57,000 of State funds with the City agreeing to provide an equal amount, totaling up to \$57,000; and

BE IT FURTHER RESOLVED that the City Council of the City of Geneva authorizes the City Manager to certify that the information contained in the application is true and correct and that the City Manager is authorized to accept any grant award resulting from the application and to execute any and all documents necessary to accept and/or implement the approved project

ACTION TAKEN by Clr. Hagerman; seconded by Clr. D'Amico

MOVED THAT this resolution be adopted

ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

19. AUTHORIZED PUBLIC HEARING

Clr. Cosentino presented the following resolution:

WHEREAS, a Public Hearing is required pursuant to the Geneva City Charter for purpose of receiving comments on the proposed private sale of real property; and

WHEREAS, the City has received a proposal from Charles Caldwell residing at 2210 Whispering Pines Lane, Waterloo, New York 13165 to purchase a City owned lot located at 24 Dorchester Avenue, Geneva, New York for the sum of Two Hundred Fifty Dollars (\$250.00) for the purpose of providing additional parking and lawn area for property owned by Charles Caldwell and located adjacent thereto.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that a Public Hearing shall be held on July 2nd, 2008 at 7:00 PM which Public Hearing shall be for the purpose of receiving comments for the proposed purchase of 24

19. AUTHORIZED PUBLIC HEARING (Cont.)

Dorchester Avenue, Geneva, New York by Charles Caldwell for the sum of Two Hundred Fifty Dollars (\$250.00); and

BE IT FURTHER RESOLVED that notice of said Public Hearing shall be posted in accordance with law.

ACTION TAKEN by Clr. Cosentino; seconded by Clr. Alcock
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

20. MAYOR'S REMARKS

Mayor Einstein told everyone that Acting City Manager Slywka has been selected by the Chamber of Commerce for a leadership alumni award that will be presented to her at a dinner June 17th.

He also said that the City would be receiving a 2008 Local Government Achievement Award from NYCOM next week, and he will accept it on the City's behalf. He gave his thanks to Valerie and Eric in Economic Development for their work.

Lastly, Mayor Einstein told everyone that the City Manager search process has been an opportunity to bring everyone together starting with the very early days of the screening committee, down to the seven prospects. The choice was based on community input, ward meetings, and management staff involvement, all of which the finalists found unique. He feels Council has learned a lot about their responsibilities as they proceed, and they have put together a set of values that are important to everyone.

21. ACTING CITY MANAGER'S REMARKS

Acting City Manager Slywka thanked the Mayor and Council for their nomination and told them she appreciates their trust and support. She then thanked the Mayor, Council, management staff, and the public for taking the time to embrace the City Manager appointment process.

She congratulated Economic and Development on their award.

She told about the recent and upcoming retirements at the City. Don Haight, Water Treatment Plant Operator, retired at the end of May, Martha Wilson, Recreation Director, will be retiring June 13th, and Stephany Baldwin, Youth Officer, will be retiring soon.

She asked everyone to get out on June 11th and support the Geneva Red Wings. Clr. Cosentino mentioned that it has been really good of them to accommodate the high school playoff scheduling.

22. NEW BUSINESS

Clr. Augustine mentioned an article in the NYCOM bulletin and said she would like to offer a supporting resolution for the next meeting for a bill adding a local government service charge to nontaxable properties to offset the cost of services we provide them.

Clr. Cosentino asked Council to take a look at the fee structure in Code Enforcement, especially putting up fences and minor improvements to homes. He would like to see it adjusted according to project size.

Clr. Greco told everyone that he is concerned about the Governors proposed bill to keep trucks off secondary roads. He would like Council to draft a letter to send to the Governor voicing their concerns about increased traffic. Clr. Augustine said she would like some more information about the bill and for Council to discuss a strategy before a letter is sent. Mayor Einstein asked Clr. Greco to put some information together.

Clr. Cosentino said that the City needs to take a look at the signs by Industrial Park for direction clarity. He believes the signs are telling trucks to take a wrong turn.

Clr. O'Malley told everyone that the assembly is looking at legislation requiring convicted drug dealers to register like sex offenders. He said that these dealers are being driven out of larger Cities into smaller ones like Geneva, and he would like Council to take a look at this.

23. OLD BUSINESS

Clr. D'Amico asked for a City Attorney position update from Council. He said he would like Council to go over the parameters they had recently discussed and have Jennifer Slywka prepare a job description. Council mentioned several items that they would like included in the description: City Attorney cannot have city based clients, he/she would be a city employee and able to keep a private practice, his/her secretary would not be a city employee, the position would be full time (35 hrs/week), his/her office must be in the City, and the salary would be \$60,000 plus benefits with \$15,000 for office expenses. There was some discussion about making the appointment process different than it has been in the past, such as setting up a screening committee, possibly with some attorneys. Acting City Manager Slywka asked Council to clarify one more time their parameters before the discussion ended. When she asked about advertising, the Daily Record in Rochester and a comparable paper in Syracuse, and the Bar Associations were mentioned. Clr. Augustine mentioned an alumni network through the area law schools might be helpful in getting the word out as well. Mayor Einstein said that he and Acting City Manager Slywka will get some information drafted for Council.

Clr. Alcock asked if the City had received word on the speed limit reduction proposal on 5 & 20, and Acting City Manager Slywka said that we had not.

Clr. Alcock next referred to some recent vandalism taking place in the City, and he has received calls from residents asking about a curfew. He would like the issue of a curfew addressed by Council as school is getting out. Clr. Augustine asked if Council could revisit Mr. Davis' graduated fine structure for incidences occurring during the hours the curfew would be in effect before the curfew. Clr. D'Amico reminded Council that the task force recommended

23. OLD BUSINESS (Cont.)

no curfew, and he feels that Council needs to make a statement on where they stand. Clr. Greco suggested that Council check with other places that have curfews and see how they enforce it, because it won't work if it isn't enforced. Clr. D'Amico suggested a work session to discuss further.

Clr. Cosentino mentioned the graffiti that has been showing up recently, and told everyone that the owners need to removed it as soon as possible to deter other incidents.

Clr. Augustine brought up the possibility of putting together a social host ordinance which would hold property owners liable for any incidents. It would also allow the police to enter the property if there were complaints. Clr. O'Malley told everyone that in Rochester if someone calls the police about a party, the police go to the house to see if there is a responsible adult there. If not, the party is closed down. At the same time, it is a good tool for police to check for maximum occupancy, underage drinking, and drugs. Clr. Cosentino commented that the ordinance would need to be crafted so it doesn't affect legitimate parties or people with difficult neighbors.

24. COUNCIL LIAISON REPORTS

Clr. Greco told everyone that the IDA will be meeting with the Mayor and a couple Council members to discuss the IDA's ongoing relationship with the City on Thursday June 19th. They will need to approve a budget and submit it to the State by August 1st. The second floor improvements to the GEDC building are near complete making more office space available.

Clr. Greco also said that Martha Wilson's last day will be June 13th, but she will come back to help the new Director get started in July. The farmer's market starts June 12th. There will be seven summer concerts on Wednesdays starting July 9th and two teen open mic nights on July 11th and August 1st. The recreation department's summer brochures are out. Success for Geneva's Children breakfast will be next week June 13th at 7:30am. He said that Martha Wilson has done a lot for the City of Geneva, and he wished her good luck.

Lastly, Clr. Greco mentioned that the Shadetree Committee is working on College Avenue and Verplank Street replacing some trees. They are in need of two more people for the committee, so anyone interested should notify the City Manager.

Clr. D'Amico said the Planning Board held a meeting Monday May 19th. The hospital at 196 North Street has recruited two new cardiologists and needed to create an additional exit path at that building. The Onorato Block on the corner of Exchange and Middle Streets had a fencing issue. They proposed twelve one-bedroom apartments in the building and are looking to have two storefronts. Lastly, a couple people are looking to put a restaurant and microbrewery at the former Comedy Club on East Castle Street and needed a special use permit.

Clr. Cosentino as the unofficial liaison to the lakefront suggested taking two weekends in the summer to open the lakefront as a campground for a possible outdoor convention, boating, and camping on a Friday and Saturday night. He would like input and ideas from Council and the public. He said it could be done along with the Lake Trout Derby.

24. COUNCIL LIAISON REPORTS (Cont.)

Clr. Greco mentioned the great weekend for the recent Vietnam Memorial. He said right at the beginning, they needed a flag hung and Mr. Eddington and Mr. Thibault of the City DPW went there with a bucket truck and hung the flag. Mr. Thibault went down again on Saturday to fix the flag when it got stuck. Clr. Greco commented that this is something that the City's employees do, but often do not get the recognition. He thanked the City employees.

Clr. Hagerman added that Bergman is working on a draft plan for the lakefront. The Musselman triathlon will be July 12-13th. He announced that the Geneva Street Neighborhood Watch in the 5th Ward will be hosting a bicycle rodeo for kids at the Housing Authority on Saturday June 14th at noon. Police officers will be there doing inspections and discussing bike safety.

Clr. Hagerman mentioned that BID had announced a ribbon cutting ceremony for Mac's Philly Steaks next week. Sticky Fingers BBQ has opened in the old Wyatt's. The House of India store downtown will be closing. Lastly, baseball season starts Wednesday June 11th.

25. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. Hagerman

MOVED THAT City Council adjourn to Executive Session to review employment history of a particular individual

ROLL CALL – Aye: Clr. O'Malley, Clr. D'Amico, Clr. Augustine, Clr. Alcock,
Clr. Cosentino, Clr. Hagerman, and Clr. Greco

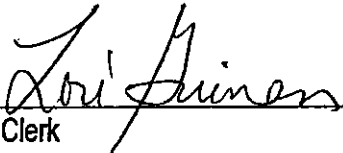
Nay: Clr. Valentino

MOTION CARRIED

The Executive Session convened at 10:00 PM. Those in attendance were all Council Members (7-1 absent), Mayor Einstein, and the Acting City Manager (left executive session at 10:25 PM). The Executive Session adjourned at 10:32 PM.

26. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 10:32 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

JULY 2, 2008 – 6:15 PM

Presiding - Stu Einstein, Mayor

Present - Mathew Horn, City Manager

Jennifer Slywka, Assistant to the City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino (arrived during executive session), Clr. D'Amico, Clr. Augustine (arrived during executive session), Clr. Cosentino, Clr. Hagerman, and Clr. Greco

Absent: Clr. Alcock

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. Hagerman
MOVED THAT City Council adjourn to Executive Session to discuss litigation and potential sale of real estate
ROLL CALL – MOTION CARRIED UNANIMOUSLY (6-3 absent)

The Executive Session convened at 6:20 PM. Those in attendance were all Council Members (7-1 absent), Mayor Einstein, the City Manager, Jennifer Slywka, Assistant to the City Manager, Tara Clark, City Comptroller, Gordon Eddington, Director of Public Works, Todd Bullard, attorney from Harris Beach, and A. Clark Cannon, Interim City Attorney. The executive session adjourned at 7:13 PM.

3. PUBLIC HEARING

Mayor Einstein opened the public hearing on the possible sale of 24 Dorchester Avenue, Geneva to Charles Caldwell at 7:13 PM, giving the privilege of the floor to anyone wishing to address the proposed sale of property.

There being no one appearing, Mayor Einstein adjourned the public hearing at 7:14 PM.

4. APPROVED MINUTES OF MAY 22 & 29, AND JUNE 4, 2008 MEETINGS

ACTION TAKEN by Clr. Greco; seconded by Clr. Valentino
MOVED THAT the minutes of the May 22 & 29, and June 4, 2008 Council meetings be approved
MOTION CARRIED UNANIMOUSLY (8-1 Absent)

5. CLAIMS FILED AGAINST THE CITY

The City Clerk reported the following claim was filed against the City during the month of June 2008:

On June 5th a Notice of Claim was filed by Tim Smolinski of 24 Munson Avenue, Geneva, NY. The claim alleges that a city tree limb fell on his family's trampoline. The claim is for \$189.99 to cover the cost of replacing the trampoline.

6. CORRESPONDENCE

The City Clerk reported the following correspondence was received for Mayor Einstein and City Council during the month of June 2008:

- Letter from the Chamber of Commerce
- Letter from the Department of State about Seneca Lake Watershed Management Plan
- Letter from National League of Cities
- NYCOM letter

7. SUPERVISOR'S REPORT

Supervisor LaRocca welcomed the new City Manager and thanked Jennifer Slywka for assisting in a situation in his neighborhood. He told Council that the plans for FLCC are a long way off from being settled, but he wanted to assure everyone that the extension center would not be moving to the Town of Geneva. The college has been looking at the old high school building to either renovate or tear down and rebuild on that site. He then introduced Dr. Barbara Risser, President of FLCC who addressed Council.

She told Council that it is very important for the college to be in Geneva. Dr. Risser told everyone that there is room for growth in Geneva and Newark. Their campus center philosophy has changed this year, and they will now offer nearly full programs. FLCC currently has a five year lease with the school district that expires in 2010. Senator Nozzolio has secured \$6 million to add to the SUNY construction fund which requires local match and the college is considering three different options for the center here in Geneva. They could purchase the current building and renovate, they could purchase the current building and build a new facility at the current site, or they could find another location in the city when their lease runs out. Dr. Risser told everyone that the college is currently soliciting volunteers for their Geneva Center Community Advisory Committee.

Clr. Augustine went on record with her concern of demolishing the current building. She asked Dr. Risser if the college could use the current building in cooperation with another institution.

Clr. O'Malley said that since the college is in the early stage of discussions, they may want to look into the buildings eligibility for the State National Registry. He offered to get information for Dr. Risser.

8. PRESENTATION – Reality Check

Representatives of Reality Check came to Council asking them to sign a resolution to reduce tobacco advertisements in stores. They said that store owners are paid to strategically place these ads, usually at the eye level of children. They would like to take the signed resolutions to area stores to show the owners that their council people are against them posting tobacco ads where young children can see them. It's their idea to start small, get the ads removed from the local stores, and move on to the larger corporations.

Mayor Einstein asked them if Council was to come up with a different version of the resolution generically supporting the goals of Reality Check, would that still help, and they said that might work.

Clr. Valentino stated that he appreciates their efforts and would really like to support the organization.

9. PUBLIC PETITIONS

Cynthia Hsu of 2 Elmwood Place asked Council to remember that they are here to represent the needs of the community when it comes to plans for the lakefront. She would like Council to weigh what the community wants vs. the developers.

10. PRESENTED SECOND READING OF AN ORDINANCE AMENDING CHAPTER 335 ENTITLED "VEHICLES & TRAFFIC" OF THE CITY OF GENEVA MUNICIPAL CODE

Clr. Hagerman presented for second reading and adoption an ordinance amending chapter 335 entitled "Vehicles & Traffic" of the City of Geneva Municipal Code. This ordinance is copied in its entirety in the minutes of the June 4, 2008 meeting at Item 12, page 92.

Clr. Valentino asked if the city had a dedicated towing service, and Jennifer Slywka said that the city has a list of companies.

ACTION TAKEN by Clr. Hagerman; seconded by Clr. O'Malley
MOVED THAT this ordinance be accepted for second reading
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

11. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CHAPTER 335 ENTITLED "VEHICLES & TRAFFIC" OF THE CITY OF GENEVA MUNICIPAL CODE

Clr. D'Amico presented the following ordinance for a first reading:

BE IT ORDAINED by the City Council of the City of Geneva, New York that Chapter 335, entitled "Vehicles & Traffic" of the City of Geneva Municipal Code is hereby amended as follows:

Section 1. That subdivision 335-5, subparagraph 11 is hereby deleted in its entirety.

Section 2. That a new subdivision 335-5, subparagraph 11 is hereby added to read as follows:

11. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CHAPTER 335 ENTITLED "VEHICLES & TRAFFIC" OF THE CITY OF GENEVA MUNICIPAL CODE (Cont.)

11. West Street between Washington Street and High Street proceeding north.

Section 3. That this Ordinance shall take effect immediately and in accordance with law.

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco
MOVED THAT this ordinance be accepted for first reading
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

12. AUTHORIZED PRIVATE SALE OF CITY OWNED PROPERTY LOCATED AT 24 DORCHESTER AVENUE, GENEVA, NEW YORK

Clr. Cosentino presented the following resolution:

WHEREAS, a proposal for purchase of real property located at 24 Dorchester Avenue, Geneva, New York has been received from Charles Caldwell, residing at 2210 Whispering Pines Lane, Waterloo, New York 13165; and

WHEREAS, it is understood that Charles Caldwell intends to utilize said property for the purpose of providing additional parking and lawn area for adjacent property owned by him; and

WHEREAS, it is anticipated that the project will provide much needed off-street parking and improve the aesthetics of the area; and

WHEREAS, after consideration by the City Council, it appears that the subject real property located at 24 Dorchester Avenue, Geneva, New York is not required for any public purpose and is without use in its current condition.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the offer to purchase real property located at 24 Dorchester Avenue, Geneva, New York for the sum of Two Hundred Fifty Dollars (\$250.00) by Charles Caldwell is hereby approved and the City Manager is hereby authorized and directed to execute all required documents necessary to effectuate the transfer of said property.

Clr. Cosentino told everyone that Mr. Caldwell plans to provide off street parking and yard space for his home next to this property.

ACTION TAKEN by Clr. Cosentino; seconded by Clr. Valentino
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

13. MAYOR'S REMARKS

Mayor Einstein began by officially welcoming the new City Manager, Mathew Horn, and saying that we are very glad to have him here. He thanked Jennifer Slywka for her crucial role in keeping the city government moving forward.

He said that Senator Clinton's visit was a great opportunity for the community to reach out to her and share some thoughts.

He read a proclamation for the upcoming National Women's Martial Arts Federation's special training weekend to be held at Hobart and William Smith College July 17th-20th.

Mayor Einstein announced that Council will be having a special meeting July 16th to discuss the Safety Task Force's recommendations from last fall and a possible Social Host Ordinance. He also said that Council will be having five or more special meetings in the coming months to address other topics.

14. ACTING CITY MANAGER'S REMARKS

Mr. Slywka thanked Council and the Mayor for their support and added a special thank you to city staff commenting that the city has a great team of employees. She then turned and welcomed the new City Manager.

She told everyone that the new Recreation Director, Janelle Toner, will start July 7th, and Martha Wilson will be here for the first week and then again in the fall.

She announced that firefighter, Bill McGuigan, will be retiring, and she thanked him and wished him well.

15. CITY MANAGER'S REMARKS

Mr. Horn thanked Council, the community, the screening committee, and city staff. He said that he felt confident in the hiring process the city used. Lastly, he thanked Jennifer Slywka for keeping the city moving in the right direction.

16. NEW BUSINESS

Clr. Cosentino asked if Council could take a look at whom the responsible party would be when a city tree grows up through a sidewalk.

Clr. Cosentino said that Brook Street Circle does not have clear designation as to who has the right-of-way and said that may need to be looked into. He also suggested putting larger curbs or a decorative fence around the circle to deter cars from driving through the center of the circle.

Lastly, Clr. Cosentino said he feels that the kids at the Boys and Girls Club downtown should be kept off the street in front of the building to avoid loitering.

Clr. Augustine mentioned the upcoming Musselman and reminded Council that someone had asked if instructions could be handed out to people instructing how to get around

16. NEW BUSINESS (Cont.)

the city and through construction areas. Clr. Hagerman said that he spoke to Jeff Henderson, and he is working on this.

Clr. D'Amico asked if Council could try and keep to the three minute time limit for citizens speaking during the public petitions part of the meeting. He also asked if a policy needed to be made to keep people from speaking during the regular part of the meeting.

Mayor Einstein told Council that he and the City Manager would be going over a list of possible topics for upcoming special council meetings, and he asked that Councilors let him know if they had any other ideas or if they would like to see a particular topic addressed sooner than later.

17. OLD BUSINESS

Clr. D'Amico said that one of the outcomes of last year's task force was that police officers would be going to the Teen Center once a week, and it was his understanding that they were no longer doing this. Ms. Slywka said that she thought they were still going there, and she would check.

Clr. O'Malley passed out information about Rochester's curfew. Mayor Einstein asked Ms. Slywka to have Chief Pane provide Council with a copy of the update he gave to the Safety Task Force last summer.

Clr. Valentino mentioned that the topic of fire pits in the City came up before, and he said he would like to look at the safety factor and maybe involve the fire chief on this issue.

Clr. D'Amico gave an update on the construction in his ward. He said that Washington Street should be done by the end of August, Jefferson and Beacon should be done by September 1st, and West Street has just started being refurbished with a finish date of September 1st. He finished by saying that he appreciates everyone's patience.

Clr. D'Amico also gave an update on the upcoming Rite Aid building. He said that the developer has torn down the buildings (Waffleworks and Burger King) and he and the Spring Street residents have gone to Brian Kolb's office to try and get the DOT to do something about the traffic buildup in front of Spring Street. Clr. Cosentino said that he feels a realistic solution would be to move the end of White Springs Road down to make an intersection at Spring Street.

Clr. Greco said that residents on East North Street wanted to know if the new Lowes entrance would be on 5&20 or Border City Road. Clr. Greco voiced his concern of the large trucks on city roads. Clr. Valentino suggested someone speak to the developer to direct the trucks through Industrial Park.

Clr. Cosentino thanked Hobart and William Smith College for giving back to our community by hosting a free football camp for kids aged 10 to 14 from surrounding communities. He thanked the college for offering this.

Clr. Augustine mentioned the local government service charge bill and said she would be willing to put a resolution together.

18. COUNCIL LIAISON REPORTS

Clr. Greco told everyone that the area tree removals were complete for the year, but emergency ones will be taken care of, and the Shadetree Committee has applied for an Urban Forestry Grant through the NYSDEC.

Clr. Greco also said that the recreation department summer programs are starting, and Martha Wilson's retirement party will be at the Recreation Center next Thursday.

Lastly, Clr. Greco said that the IDA had approved their 2008-2009 budget and paying off their Restore Loan Fund.


Clr. D'Amico told everyone that the Planning Board looked at four topics: approval of the Onorato Block site plan, possible microbrewery at the old Comedy Playhouse, Hobart and William Smith field improvements, and Habitat for Humanity's subdivision approval with architectural review. He added that Habitat for Humanity is looking for a family for their first house. If anyone is interested, they should call Habitat for Humanity at (585) 425-8960.

Clr. O'Malley said that the Historic Districts Commission looked at a garage that the college wanted to demolish, and they determined that the garage was a non-contributing building in the historic district. He also mentioned that the college purchased Mary Gerhart's home to turn into offices.

Mayor Einstein asked the City Clerk to look into the formation of the Aid to Handicapped Committee and see if there was an official charter. It was mentioned that it might be possible to join this commission with the Human Rights Commission or New Horizon's Task Force.

19. ADJOURNMENT

ACTION TAKEN by Clr. Greco; seconded by Clr. O'Malley
MOVED THAT City Council adjourn this meeting at 8:53PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

JULY 16, 2008 – 5:30 PM

Presiding - Stu Einstein, Mayor

Present - Mathew Horn, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine (arrived at 5:47 PM), Clr. Cosentino, Clr. Hagerman, Clr. Alcock, and Clr. Greco

2. DISCUSSION – Neighborhood Safety Task Force Recommendations

Clr. D'Amico reminded Council that last August the Mayor asked the Task Force to look into ways of addressing the neighborhood safety issues. He then gave Council the following recap of their discussions:

- Gun Amnesty Program – A day was set aside for this, October 27, 2007, and over 100 guns were taken in from 4 different counties.
- Civilian Patrol – This was not well received by the task force for many reasons.
- Support Neighborhood Watch Programs - \$6,000 was put into the 2008 City Budget to support additional programs. Sandy McGovern of the John Street Neighborhood Watch Group said she was willing to work with other groups to help them get started.
- Strengthen the city's nuisance law (related to bars and alcohol consumption) – They met with bar owners and found out how they deal with checking ID and possible underage drinking.
- Ways to better use athletic facilities – They feel that if kids are kept busy, they will get into less trouble. The kids they spoke to were concerned about finding transportation.
 - Mayor Einstein mentioned that the boys and girls club has started a midnight basketball league for 17 to 22 year olds, and, along with the YMCA, has added evening programming at Richard's Playground. He suggested contacting the boys and girls club or the YMCA to see what they were offering.
 - Clr. D'Amico suggested that the Recreation Department could get involved.
- How can more youth get involved in decision making that affects them?
- Curfew - The kids were not in favor of a curfew because they felt that all should not be punished for the actions of a few.

Clr. D'Amico said that one result that came out of the discussions was that a police officer was going to go to the teen center at 4:15pm to "hang out" with the kids. This was discontinued for a short time, but will be restarted soon.

2. DISCUSSION – Neighborhood Safety Task Force Recommendations (Cont.)

Mayor Einstein brought up the topic of gangs and the possibility of gangs being formed in Geneva. He said that there will be a training session at the Geneva Middle School Library on August 15th from 9:00AM to noon and City Council and staff are all invited. It will be geared toward identifying potential trends toward gangs, but at this point they do not see a gang presence in Geneva.

There was talk of limiting the next gun amnesty event to just city residents.

Chief Pane told Council that it would help their efforts to get a sponsor or Council to provide the funds to offer a reward to anyone giving information to the police department.

Clr. Augustine said that it would help if the schools or boys and girls club would address the difference between being a snitch and being a good citizen. Clr. Hagerman also mentioned the possibility of kids posting anonymous information on a my space page at schools.

City Manager Horn suggested putting a phone number on city vehicles for citizens to call and report places with graffiti so it can be cleaned up as soon as possible. Clr. O'Malley thought it would be a good idea to make a person caught doing graffiti clean it up and advertise when they will be cleaning it up so people can come and watch them.

Chief Pane gave Council some statistics for youth arrests after 10:00 PM. Clr. Hagerman said that we need to reach out to the 10 to 15 kids who are repeat offenders. Chief Pane said that some of these kids don't have supervision and many parents don't want to help the police.

When asked, Chief Pane said that the City's camera system helps, but they need more equipment to do a better job. Mayor Einstein mentioned getting someone from Rochester to come to Geneva to talk about their curfew.

3. AUTHORIZED AMENDMENT TO 2008 GENEVA CITY BUDGET AND APPROVAL OF CALIFORNIA FIRST NATIONAL BANK PROPOSAL

Clr. Cosentino presented the following resolution:

WHEREAS, a request for proposal has been requested by the City of Geneva Fire Department to obtain lease financing for replacement of the Fire Chief's command vehicle as well as the 1980 Pierce Mini Pumper; and

WHEREAS, California First National Bank, a Banking Corporation with principal office located at 18201 Von Karman Avenue, Suite 420, Irving, CA 92612 has submitted the lowest lease purchase proposal which would require the City of Geneva to make annual payments during years 1 through 5 in the amount of \$45,000.96 and two (2) additional annual payments during years 6 through 7 in the amount of \$4,977.71 for a total seven (7) year purchase of \$234,960.22; and

3. AUTHORIZED AMENDMENT TO 2008 GENEVA CITY BUDGET AND APPROVAL OF CALIFORNIA FIRST NATIONAL BANK PROPOSAL (Cont.)

WHEREAS, page 78 of the 2008 City of Geneva Budget provides for the sum of \$35,000.00 for said lease purchase and as a consequence an additional sum of \$10,000.00 will be required to be transferred from the Equipment Amortization Fund to provide adequate funding; and

WHEREAS, the said transfer is deemed appropriate and necessary.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the City Manager is hereby authorized and directed to execute a lease purchase agreement with California First National Bank to obtain necessary financing to replace the Fire Chief's command vehicle and the 1980 Pierce Mini Pumper; and

FURTHER BE IT RESOLVED, that the 2008 Geneva City Budget shall be amended to reflect transfer of the sum of \$10,000.00 from the Equipment Amortization Fund.

ACTION TAKEN by Clr. Cosentino; seconded by Clr. Valentino
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

4. DISCUSSION – Proposed Development of a Social Host Ordinance

Mayor Einstein told everyone that city representatives and college representatives have had meetings that he, Clr. Augustine, Clr. O'Malley, and Clr. Hagerman have all been involved in.

Clr. Augustine started by saying that they are not trying to regulate parties and require permits for them. After talk of noise complaints and underage drinking, the college's legal council did research and came up with a Social Host Ordinance. What this means is that if the police receive a complaint and drive by a party, they would have reason to initiate a conversation, enter the house to check for underage drinking, and shut the party down if necessary.

She mentioned referring to it as a Nuisance Party Ordinance and handed Council copies of a couple ordinances for them to consider and work with. This ordinance puts the liability on the party host to keep control of the party. The host could receive a ticket for the first violation and the penalty could increase to jail time after more than one. A letter of notification could be sent to the landlord and property could be labeled a nuisance. If more violations occur, the tenant could be ordered to vacate. She said that the police would have control over the nuisance decision.

Clr. Augustine that this ordinance would not focus on the enforcement of it as much as it would be a way of educating students and the public about what acceptable behavior is.

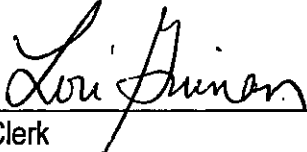
4. DISCUSSION – Proposed Development of a Social Host Ordinance (Cont.)

City Manager Horn recommended putting together a group including a couple Councilors, police officers, the zoning and building coordinator, and the City Attorney to discuss possible wording of an ordinance. Clr. Augustine said that residents, students, police officers, code enforcement people, and college administrators have all been to the meetings. Clr. Greco suggested getting the college administrators involved in the discussions about the ordinance.

There was talk of charging hosts an hourly rate for the police officers who respond to these complaints. Clr. Cosentino said that Council really needs to think about the parameters because they can't keep coming up with new laws all the time. He also feels the College needs to play a bigger part in the regulation of parties including students from their school.

5. ADJOURNMENT

ACTION TAKEN by Clr. Greco; seconded by Clr. Alcock
MOVED THAT City Council adjourn this meeting at 7:45PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

JULY 28, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor

Present - Mathew Horn, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine, Clr. Cosentino,
Clr. Hagerman, and Clr. Alcock

Absent: Clr. Greco

2. DISCUSSION – Budget Pre-Workshop, Visioning

City Manager Horn addressed Council by saying that some background work has been done by staff and we are planning to succeed. He wants Council to look five to ten years down the road to see what a successful Geneva would look like. Mr. Horn went over the upcoming Council meetings saying that the City Manger puts information together and the end result will be Council's budget.

City Manager Horn said that he would like to see a baseline set this year so we can tell in future years if we are succeeding and what we need to change. He asked Council to be open to all ideas.

- Strengths:

Clr. Cosentino said he would like to see us concentrate on and capitalize on our great location. City Manager Horn said that more people are driving to close locations rather than flying. There was some discussion about the many benefits Geneva has to offer visitors as well as major companies looking to relocate. There was also discussion about the lakefront being a draw for Geneva.

- Challenges:

City Manager Horn said that he knows that the tax rate is high in Geneva, but our chances for other revenues are limited. Clr. D'Amico said that Council needs to make a plan, stick to it, and update it as necessary. Other challenges mentioned were: lack of a beach swim area at the lake, communication problem between the city and the state government, the deteriorating streets, and deteriorating properties.

2. DISCUSSION – Budget Pre-Workshop, Visioning (Cont.)

- Opportunities for Greatness

City Manager Horn said that branding is a very important item. It gets Geneva's name out. Some of the suggestions were: more downtown events, open space at the industrial park, lakefront development, lakefront enhancements, ties to our agricultural past and future, tourism, downtown revitalization, location (central to larger cities), community recreation, neighborhood identity, neighborhood revitalization, cultural diversity, downtown housing, lake view housing, partnerships, possible mentoring programs for Geneva's youth, and managing council communications with constituents.

- Biggest Threats to Our Success

City Manger Horn said that according to the majority of Council members, taxes are a threat. Other things that came up: resistance to new ideas, failure to act, downtown loitering, concentrated low income housing, self-imposed constraints, clarity of vision (Lakefront), low self esteem limited developer pool, neighborhood security, poor rental properties, escalating energy costs, escalating health care costs for city employees, and negative perceptions.

- Vision of Geneva in 10 Years

The list of responses include: safe, vibrant, destination, family friendly, diversity, beautiful, authentic, growing, tremendous strides, respect/dignity, thriving downtown, affordable, well-loved, walkable, inclusive, working community, better, creative approach, forward thinking, close-knit, culturally rich, efficient, attractive, technology leader, creative success, unique shops, neighborhood pride, rich history, unique community, out front, event rich, best place to live/work, good neighbor, gracious, value, spectacular lakefront, environmentally friendly, CEOs relocating to Geneva, and open for business.

City Manager Horn discussed the City's mission statement and proposed a new style of mission statement with the words: "Safe. Responsive. Responsible."

He then proposed a new style of vision statement with the words: "Strong. Successful. Beautiful." It was suggested that the word spectacular replace the word beautiful.

City Manager Horn asked Council to come up with some strategic imperatives. He suggested the phrase "value for your tax dollar." Other phrases that were discussed were "neighborhood enhancement" and "engaged governments." "Economic development" was brought up, and Council discussed several different versions to use in its place. They decided to set that one aside to come back to later.

2. DISCUSSION – Budget Pre-Workshop, Visioning (Cont.)

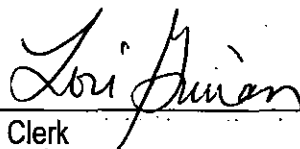
City Manager Horn turned Council's attention to their list of 2008 priorities: responsible fiscal management, economic development, public safety (youth focus), environmental responsibility, and workforce diversity. He said he would like council to get away from priorities and think bigger than that.

City Manager Horn gave Council an opportunity to make any final remarks, and Clr. Cosentino said that the City as a whole needs to work on getting rid of "drug houses." Clr. Augustine said that another challenge that the City faces is our debt. City Manager Horn told Council that he would have staff work on the imperatives that were mentioned and he would bring them back to Council at a later date.

City Manager Horn then told Council that the next workshop will focus on economic conditions and how they impact Council's vision. They include: revenue forecasts, changes in cost drivers, debt management, and fiscal policy recommendations.

3. ADJOURNMENT

ACTION TAKEN by Clr. Alcock; seconded by Clr. O'Malley
MOVED THAT City Council adjourn this meeting at 9:33PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

AUGUST 5, 2008 – 5:30 PM

Presiding - Stu Einstein, Mayor

Present - Mathew Horn, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine, Clr. Hagerman, and Clr. Greco

Absent: Clr. Cosentino and Clr. Alcock

2. DISCUSSION – Code of Ethics/Ethics Committee

Mayor Einstein began the meeting by going over the information in Council's packets. Clr. D'Amico said that his mission was to create a code of ethics that was easy to read. City Manager Horn said that Council needs to come up with something that makes sense to the average person.

Clr. Valentino said that he feels it would be a good idea to review the code of ethics once a year to refresh everyone's memories.

Clr. Greco asked for clarification of the conflict of interest section and how it relates to personal relationships. It was explained to everyone that a conflict would result if a councilor was receiving personal compensation in return for a favorable or unfavorable vote. Clr. D'Amico said that is was a good idea to list all current responsibilities on a form so there is no question. Clr. Augustine stressed the importance of the appearance of impropriety and making interests clear.

City Manager Horn suggested that Council could go over Clr. D'Amico's plan, and Council agreed. Under "policy purpose," Clr. Greco suggested that the code of ethics apply to all city employees as well.

Under "respect for process," Clr. Augustine commented that Council does not have rules of order established so "and rules of order" should be removed from the first sentence or changed to "with processes established by City Council."

When the "conduct of public meetings" section was read, several Councilors offered ideas on ways to improve public meetings. Some ideas were changing the set up of the tables, having Councilors raise their hands to offer comments, and looking for a way to allow the public more input.

2. DISCUSSION – Code of Ethics/Ethics Committee (Cont.)

Under "communication," Clr. Augustine said that it would be better to have the communication in advance of the meeting. City Manager Horn offered the phrase "as soon as is possible."

Under "conflict of interest," Clr. Valentino asked if this section could give Council some direction in case questions come up. Clr. O'Malley suggested asking if anyone had a conflict of interest before any votes are taken at meetings.

Under "gifts and favors," it was suggested that the code say to refer to the state law for a dollar value.

Under "confidential information," Clr. Augustine asked that the statement "as is outlined by open meetings law" be added.

Under "advocacy" there was a lot of discussion about Councilors voting as liaisons and members of boards. City Comptroller, Tara Clark, said she would get an opinion from NYCOM.

When the "policy role of members" section was read, Clr. Greco asked City Manager Horn if he objected to Councilors speaking to city employees, and he said that if it is a reasonable issue and the information requested was available to the public, he had no problem with it.

Under "compliance and enforcement," it was suggested that the last sentence be changed to "...shall not be considered a sole basis for challenging..." A nepotism clause was suggested for the employee handbook or personnel regulations.

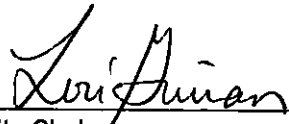
There was additional discussion about disclosure, and Clr. O'Malley stated that Councilors can disclose information before a vote without recusing themselves. Clr. Augustine stated that if a Councilor was going to disclose and recuse himself or herself from a vote, they should also not take part in, or be present for, any discussions. She added that she would like to see disclosures in writing. When asked, most, if not all, Councilors agreed that they should not abstain from a vote without stating a reason.

Clr. Valentino said that the code of ethics needs to outline a process to lodge complaints and address reprimands. It was mentioned that outside agencies could be pulled in for a committee, the charter may need to be changed, and the City Manager would like to look at State law to see what a code of ethics body does.

Mayor Einstein went over the discussion and City Manager Horn said that he and City Comptroller, Tara Clark, would work on the changes and do some research.

3. ADJOURNMENT

ACTION TAKEN by Clr. Greco; seconded by Clr. Augustine
MOVED THAT City Council adjourn this meeting at 7:40PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (7-2 absent)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

AUGUST 6, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor

Present - Mathew Horn, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine, Clr. Cosentino,
Clr. Hagerman, and Clr. Greco

Absent: Clr. Alcock

2. APPROVED MINUTES OF JULY 2, 2008 MEETING

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Greco

MOVED THAT the minutes of the July 2, 2008 Council meeting be approved
MOTION CARRIED UNANIMOUSLY (8-1 Absent)

3. CLAIMS FILED AGAINST THE CITY

The City Clerk reported the following claims were filed against the City during the month of July 2008:

On July 18th a Notice of Claim was filed by Mark Ohlrich of 14 Oak Street, Geneva, NY. The claim alleges that a city vehicle backed into his vehicle in front of his home. The claim is for \$873.50 to cover the cost of repairing his vehicle.

On July 30th a Notice of Claim was filed by Nicholas Peters of 338 William Street, Geneva, NY. The claim alleges that a city backhoe struck his vehicle on Spring Street. A bill has not yet been submitted for damage amount.

4. PUBLIC PETITIONS

Charlie Caldwell spoke to Council as the President of the Geneva Landlords Association. He asked for clarification of the nuisance ordinance and who would be subject to a fine, the landlord or tenant. He asked how this differs from the city noise ordinance already in place.

Mark Claxon of Lyons Road also spoke as a landlord and against the nuisance ordinance.

5. PRESENTED SECOND READING OF AN ORDINANCE AMENDING CHAPTER 335 ENTITLED "VEHICLES & TRAFFIC" OF THE CITY OF GENEVA MUNICIPAL CODE

Clr. D'Amico presented for second reading and adoption an ordinance amending chapter 335 entitled "Vehicles & Traffic" of the City of Geneva Municipal Code. This ordinance is copied in its entirety in the minutes of the July 2, 2008 meeting at Item 11, page 104.

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco
MOVED THAT this ordinance be accepted for second reading
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

6. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CHAPTER 236 ENTITLED "NUISANCES" OF THE CITY OF GENEVA MUNICIPAL CODE

Clr. Cosentino presented the following ordinance for a first reading:

BE IT ORDAINED by the City Council of the City of Geneva, New York that Chapter 236, entitled "Nuisances" of the City of Geneva Municipal Code be amended as follows:

Section 1. That a new Article is hereby added to read as follows:

ARTICLE II

NUISANCE PARTY

236(13) **Definitions**

For the purposes of this Article, the following terms are defined as follows:

Nuisance Party - shall mean a social gathering which is conducted on premises within the City of Geneva and which, by reason of the conduct of the persons in attendance, results in any one or more of the following conditions or events occurring at the site of the said social gathering, or on neighboring public or private property:

- (1) disorderly conduct;
- (2) unlawful possession of an open container;
- (3) outdoor urination or defecation in a public place;
- (4) unlawful sale, furnishing, dispensing or consumption of an alcoholic beverage;
- (5) sale or furnishing of an alcoholic beverage to an underage person;
- (6) possession or consumption of an alcoholic beverage by an underage person;
- (7) unlawful possession, sale or use of a controlled substance;
- (8) unlawful deposit of litter or refuse;
- (9) the damage or destruction of property without the consent of the property owner;
- (10) unlawful pedestrian or vehicular traffic;
- (11) standing or parking of vehicles that obstructs the free flow of traffic on the public streets and sidewalks or that impedes the ability to render emergency services;
- (12) unlawful loud noise.

6. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CHAPTER 236 ENTITLED "NUISANCES" OF THE CITY OF GENEVA MUNICIPAL CODE (Cont.)

Responsible Person - shall mean any person who is an owner, occupant, tenant, or otherwise has rightful possession or possessory control, individually or jointly with others of any premises, who either sponsors, conducts, hosts, invites or permits a social gathering on said premises.

236 (14) **Nuisance Parties Prohibited** - No responsible person shall sponsor, conduct, host, invite or permit a Nuisance Party.

236(15) **Notice** - The owner of any residence determined to be conducting a Nuisance Party shall be notified in writing by the City of Geneva Police Department and requested to take such appropriate steps to prevent any recurrence.

236(16) **Authorized to Cease Nuisance Parties** - Any Police Officer or Peace Officer who observes a Nuisance Party occurring may order that the Nuisance Party be ceased and order all non-residents on the premises where the Nuisance Party has occurred to leave the premises immediately.

236(17) **Remaining on Premises Prohibited** - No person shall remain on the premises where a Nuisance Party has been ordered to be ceased by an officer of the City of Geneva Police Department unless the person resides at the premises where the Nuisance Party has occurred.

236(18) **Penalties** - Any violation of the provisions of this Article shall constitute an offense punishable by a fine not to exceed five hundred dollars (\$500.00) in amount, or imprisonment for fifteen (15) days or both such fine or imprisonment together with a civil penalty to be recovered by the City of Geneva in a civil action or proceeding to recover cost of law enforcement, fire or other emergency response to a loud or unruly gathering. All responsible parties shall be jointly and severally liable for such costs.

236(19) **Severability** - In the event that any section, paragraph, sentence, clause or phrase of this article is held invalid or unconstitutional by any court of competent jurisdiction, the invalid or unconstitutional portions of the Article shall be deemed severable from the Article and shall in no way affect the validity of the rest of the Article.

Section 2 That this Ordinance shall take effect immediately and in accordance with law.

Before discussion began, City Manager Horn told Council that the Police Chief gave him a memo stating that the police department endorses this ordinance and a copy of the memo would be distributed to Council.

Clr. Greco requested a meeting with the local landlords before the second reading to see if changes need to be made to protect their interests.

Clr. Valentine said he would like to see a one year review of this ordinance to determine if it is working the way it was intended. City Manager Horn said that wording could be added to the ordinance.

6. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CHAPTER 236 ENTITLED "NUISANCES" OF THE CITY OF GENEVA MUNICIPAL CODE (Cont.)

Clr. Cosentino stated he feels this ordinance will need to be modified in the future because it could infringe on the rights of property owners. He said he hopes the police department will use discretion and not punish good people.

After some discussion, it was decided that a one year review would be done and the ordinance could be amended if necessary.

ACTION TAKEN by Clr. Cosentino; seconded by Valentino
MOVED THAT this ordinance be accepted for first reading
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

7. PRESENTED FIRST READING OF AN ORDINANCE AMENDING THE CODE OF THE CITY OF GENEVA TO UPDATE FEES AND CHARGES FOR BUILDING PERMITS GMC 350-48

Clr. Valentino presented the following ordinance for a first reading:

BE IT ORDAINED by the City Council of the City of Geneva, New York, that Chapter 350, entitled "Zoning," of the City of Geneva Municipal Code is hereby amended as follows:

(Please note that new language is indicated by underlining; deleted language is indicated by [brackets])

Section 1. Section 350-48 (2)(a) Application fees for Nonresidential Construction (multiple dwellings and all nonresidential and commercial construction), is hereby amended to read as follows:

(a) The charges for building permits will be based on a per-square-foot rate of \$0.15 per square foot of [building] work area or complete building area where the building or a portion thereof is classified as a change of use under the uniform code, with a minimum charge of \$100, except as otherwise provided herein.

Section 2. Section 350-48 (2)(d) Application fees for Nonresidential Construction (multiple dwellings and all nonresidential and commercial construction), is hereby amended to read as follows:

(d) An additional surcharge of \$1 per \$1,000 cost of work shall be charged for projects or buildings [three or more stories in height or] for which the cost of work is more than \$500,000. The applicant shall provide written documentation of the cost, including all labor and materials, with the application.

Section 3. This ordinance shall take effect immediately and in accordance with law.

ACTION TAKEN by Clr. Valentino; seconded by Clr. Augustine
MOVED THAT this ordinance be accepted for first reading
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

8. AUTHORIZING APPLICATION FOR DIVISION OF YOUTH FUNDING FOR THE YEAR 2009

Clr. Greco presented the following resolution:

WHEREAS, the City Council of the City of Geneva, New York is desirous of submitting an application to the Ontario County Youth Bureau for Division of Youth Funding for certain program activities to be undertaken in the year 2009. These programs will provide activities for youth in the City of Geneva from the ages of 6 months to 21 years. Ice Skating Instruction Programs, the Halloween Parade and Costume Judging and the Applefest Children's Fun Run are programs offered to Geneva youth through this funding.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that this City Council hereby approves making an application for Division of Youth Funding for the year 2009 and does hereby authorize the City Manager to sign said application on behalf of this governing body, and

FURTHER, BE IT RESOLVED that this governing body understands that the actual reimbursement to our municipality shall not exceed the maximum allocated by the New York State Division of Youth to our municipality from the "County" reserve and shall be at the discretion of the Ontario County Youth Board.

ACTION TAKEN by Clr. Greco; seconded by Clr. Hagerman
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

9. AUTHORIZING A CONTRACT FOR ENGINEERING SERVICES FOR REMEDIAL ACTIVITIES AT 41 LAKE STREET

Clr. Hagerman presented the following resolution:

WHEREAS, the City of Geneva is interested in cleaning up environmental contamination on property it owns at 41Lake Street a site known as the Bus Station, and

WHEREAS, environmental engineering oversight to monitor the remediation work will be required, and

WHEREAS, environmental cleanup work that was previously performed at this site and on property adjacent to the site was monitored by O'Brien & Gere Engineers of Syracuse, New York, and

WHEREAS, O'Brien & Gere Engineers of Syracuse, NY has provided a proposal for providing engineering services for the monitoring of the required environmental remediation work in an amount not to exceed \$14,520 and,

WHEREAS, the Director of Public Works has reviewed the proposal and has determined that it meets the requirements of the New York State Department of Environmental Conservation (NYSDEC) cleanup protocol and recommends that the proposal be accepted, and

9. AUTHORIZING A CONTRACT FOR ENGINEERING SERVICES FOR REMEDIAL ACTIVITIES AT 41 LAKE STREET (Cont.)

NOW, THEREFORE, BE IT RESOLVED, that the City Manager is hereby authorized to enter into an agreement with O'Brien & Gere Engineers of Syracuse, New York for an amount not to exceed \$14,520 for the purpose of providing the City of Geneva with engineering services for the environmental cleanup of 41 Lake Street, and

FURTHER BE IT RESOLVED, that the project will be paid from funds received from a HUD 108 grant.

ACTION TAKEN by Clr. Hagerman; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

10. DECLARING CITY EQUIPMENT SURPLUS PROPERTY

Clr. O'Malley presented the following resolution:

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

- 2001 Sterling L70 VAC-CON
VIN# 2FZAATAKX1AF86334

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 of the surplus equipment be placed in the Equipment Amortization Fund Account.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

11. SUPPORTING A.11172 AND S. 7909 "LOCAL GOVERNMENT SERVICE CHARGE"

Clr. Augustine presented the following resolution:

Whereas local government services are provided to all properties regardless of their taxable status; and

Whereas 59% of the value of property within the City of Geneva is currently tax-exempt; and

Whereas 10% of the tax-exempt value is for property owned and/or operated by the State of New York; and

Whereas the many intangible benefits of those properties and the services offered therein do not fully mitigate the rising cost to the City of Geneva for provision of services to those properties; and

11. SUPPORTING A.11172 AND S. 7909 "LOCAL GOVERNMENT SERVICE CHARGE" (Cont.)

Whereas Assembly Bill 11172 and Senate Bill 7909 would permit local governments, including the City of Geneva, to levy a reasonable service charge to offset those costs; now, therefore be it

Resolved, that the City Council of the City of Geneva on behalf of its residents in total and its property taxpayers in particular, hereby support the prompt passage of these bills and delivery to the Governor for his signature; and

Resolved, that by delivery of a copy of this resolution to Assemblyman Kolb, Senator Nozzolio, and Governor Paterson, the City Council of the City of Geneva does thereby urge their support and/or co-sponsorship of this legislation in recognition of the vital need to provide an equitable distribution of the cost of local government services amongst recipients of said services; and

Resolved, that a copy of this resolution be distributed to Assemblyman Gunther and Senator Little, the initial sponsors of this legislation, in support of their efforts to bring said relief to communities across New York State.

ACTION TAKEN by Clr. Augustine; seconded by Clr. Greco

MOVED THAT this resolution be adopted

ROLL CALL – Aye: Clr. Augustine, Clr. O'Malley, Clr. Greco, Clr. Hagerman,
Clr. Cosentino, Clr. Valentino, and Mayor Einstein

Nay: Clr. D'Amico

MOTION CARRIED

12. MOTION TO RECONSIDER VOTE ON ORDINANCE AMENDING CHAPTER 236 ENTITLED "NUISANCES" OF THE CITY OF GENEVA MUNICIPAL CODE

Clr. Cosentino made a motion to reconsider the vote on ordinance number two based on his position as a landlord and him not feeling comfortable voting.

ACTION TAKEN by Clr. Cosentino; seconded by Clr. D'Amico

MOVED THAT Council reconsider the vote on this ordinance

ROLL CALL – Aye: Clr. D'Amico, Clr. Greco, Clr. Hagerman, Clr. Valentino,
Clr. Cosentino, and Mayor Einstein

Nay: Clr. Augustine and Clr. O'Malley

MOTION CARRIED

ACTION TAKEN by Clr. Cosentino; seconded by Clr. Hagerman

MOVED THAT this ordinance be accepted for first reading

ROLL CALL – Aye: Clr. D'Amico, Clr. Greco, Clr. Hagerman, Clr. Valentino,
Clr. Augustine, Clr. O'Malley, and Mayor Einstein

Abstain: Clr. Cosentino

MOTION CARRIED

13. MAYOR'S REMARKS

Mayor Einstein began by talking about the July 28th Council workshop and how they identified some strategic imperatives. He said that one of the imperatives was engaged governance. He said that this takes place in between meetings, Councilors meet with constituents and staff, they share research and they serve as liaisons to Boards and Commissions. He explained to everyone that Councilors sometimes receive invitations to meetings, and they can all attend if it is limited to a social gathering. He clarified that if it is a meeting to discuss City workings, no more than four Councilors can attend.

14. CITY MANAGER'S REMARKS

City Manger Horn referred to his conversations with Council and said he is excited about their vision and the direction Geneva is going.

He said that the Wastewater Treatment upgrade project is coming to a close and is under budget on phases one and two. He said that the DPW Director is looking into the cost of completing phase three of the project, grit reduction/removal, and if it can be done with the remaining money in the budget, they will do it to save on the wear and tear of the equipment.

There will be a discussion item on the September meeting agenda with regard to the City Attorney selection process. He then asked the Personnel Office, Jennifer Slywka, to give Council an update on the money spent on advertising so far. She said the total so far is \$521.43 and the City has received 4 resumes and one letter of interest from a firm.

City Manager Horn then told Council that the DOT is putting together a truck traffic policy and will be hosting a meeting next week to hear positions on the truck traffic issues. He said that staff will compile information pertaining to large trucks going through the city, and he will distribute the information to Council before they go to the meeting.

Lastly, City Manager Horn reminded Council about a discussion they had about how to market or dispose of city owned property. City Planner, Eric Ameigh, walked Council through the list of properties in the City. City Manager Horn proposed that every year at budget time city staff look at all city owned property to determine marketability, and they could brief Council and make recommendations on what to do with the property. If Council decides to sell a particular property, Planning and DPW would do a land use review and an appraisal to determine sale or lease price would be obtained. City Manager Horn said that people with outstanding property taxes and/or fines with Code Enforcement would not be able to bid on these properties. In addition, Clr. Augustine said that she would like to see that any person looking to buy must be in good standing with the City, meaning no unresolved issues with Code Enforcement as well.

15. NEW BUSINESS

Clr. Augustine announced that first year students are coming to Hobart and William Smith to do service projects on August 30th. She asked residents to contact her with community cleanup project ideas.

Clr. Cosentino brought up the phrase "engaged governance" from the previous Council meeting and said he would like to add that residents need to get active and involved and bring items forward for Council to consider.

16. OLD BUSINESS

With regard to the information about outdoor fireplaces that was in Councilors' packets. Clr. Valentino said he was looking to make safe guidelines. He wondered if Council could add State Code 307 to the City Code. This refers to placement of the fire pit, protection of a deck if placed on, the need for a screen on top, and burning of proper material.

Mayor Einstein suggested preparing a pamphlet telling the code regulations for the City and asking store owners to place the pamphlet near the fire pits in their store. Clr. Valentino also suggested putting the pamphlet on the City's website. Clr. O'Malley thought it would be a good idea to list a few of the City's ordinances by number in the Town Crier telling people to check them out on the City's website.

Clr. Cosentino said that he feels the City needs to do something grander with the fountain on Lake Street to attract people going by on 5 & 20. He said he is currently working on ideas like possibly dedicating it to volunteer firefighters.

Clr. Cosentino revisited a subject he had brought up before about the buildings behind the OEO site being used by tax exempt businesses. He said that the property has a high assessment, and this means lost tax dollars for the City. He wondered if the GEDC could accommodate these businesses. City Manger Horn recommended that the City have a meeting with other government entities and communities with non-taxable property owners to see how a plan can be formed to help the tax roll.

Clr. Cosentino asked about follow through on contingency funds for Councilors to see who authorizes the spending and what it is spent on. He would like to see a paper trail. City Manager Horn said that he would like the Director of Public Works to come to the next meeting and discuss the construction management process. He said the contractors need to give a good explanation as to why they need more money.

Lastly, Clr. Cosentino mentioned the article about code of ethics in the newspaper. He asked City Manager Horn to get clarification if there is a conflict of interest with Finger Lakes Development Corporation as in the paper.

17. COUNCIL LIAISON REPORTS

Clr. Augustine told everyone that a college neighbors meeting was held today, and they are looking to have the students do a service project. She thanked City staff for working on the nuisance ordinance and trying to identify places for the service project. Additionally, she said that preparation has begun for the college students to return. The police department will go around with college representatives introducing students and getting contact information in preparation for a quieter school year.

Clr. Greco told everyone that the recreation department held a meeting the other night, and the new director had many ideas and plans including looking for grant money for flooring at the recreation complex to do summer programs. Summer activities are winding down and the ice will be down in October.

Clr. D'Amico said that the Planning Board met July 21st to approve a special use permit for a microbrewery at the former Comedy Playhouse. They also approved an architectural review and site plan for Hobart and William Smith Colleges for a vehicle storage building.

Mayor Einstein said that the Human Rights Commissions primary topic was discussion of a community book/movie project taking shape over the next couple months and a communitywide reading program.

Clr. Hagerman said that BID is currently looking for a new director. The Geneva Arts Development Council and Smith Opera House are moving forward on combining their resources. The one year anniversary of the death of Elvin Cruz was remembered with a candlelight vigil. Cruisin Night was a success with a record number of cars.

Clr. Cosentino said that he feels the billboard next to the Ramada needs to be done on a larger scale down by the boat launch with a map of downtown for boaters.


18. EXECUTIVE SESSION

ACTION TAKEN by Clr. Valentino; seconded by Clr. Greco
MOVED THAT City Council adjourn to Executive Session to discuss
sale of City property
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

The Executive Session convened at 9:50 PM. Those in attendance were all Council Members (8-1 absent), Mayor Einstein, and the City Manager. The Executive Session adjourned at 10:10 PM.

19. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 10:10 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

AUGUST 12, 2008 - 5:30 PM

Presiding - Stu Einstein, Mayor

Present - Mathew Horn, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Greco, Clr. Alcock,
Clr. Augustine (arrived at 5:40 PM), and Clr. Hagerman
Absent: Clr. Valentino, Clr. Cosentino

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. Alcock
MOVED THAT City Council adjourn to discuss pending litigation
ROLL CALL – MOTION CARRIED UNANIMOUSLY (6-3 absent)

The Executive Session convened at 5:35 PM. Those in attendance were all Council Members (7-2 absent), Mayor Einstein, the City Manager, the Assistant to the City Manager, the City Comptroller, and an Attorney from Harris Beach Law Firm. The Executive Session adjourned at 6:10 PM.

3. DISCUSSION – Budget Pre-Workshop, Economic Conditions

- City Manager Horn went over the list of upcoming Council workshops. He presented Council with the vision statement "Geneva: A beautiful, safe, and successful community in which to live, work, play, and invest" and said that everything we do works towards this statement.
- He said that economic conditions includes:
 - Revenue Forecasts
 - Changes in Cost Drivers
 - Debt Management Opportunities/Challenges
 - Fiscal Policy Recommendations
- City Comptroller, Tara Clark, told Council that taxable properties will grow less than 1%, sales tax revenues are stable with additional set-aside schedule, and questions remain about state aid revenues.
- She said that cost drivers such as health insurance show a 17% increase next year, fuel costs are up 90% to nearly \$500,000, contractual salaries are projected to increase 4.27% or \$274,000, and capital expenditures will need to be looked at more closely due to rising construction costs and limited borrowing capacity.

3. DISCUSSION – Budget Pre-Workshop, Economic Conditions (Cont.)

- She reminded Council that the total debt is currently \$39.3 million with \$13.4 million attributed to the general fund. The City is currently using 58% of its debt contracting ability excluding the Route 14 money. Annual debt service payments for 2009 will be \$1.8 million and over \$2 million in 2010.

4. DISCUSSION – Proposed Financial Policies

- City Manager Horn went over the five different policies
 - Revenue - Fund balance would only be used for non-recurring items. Contingency is used only for emergencies, and 2% of fund operations is recommended. Collection of revenues will be looked at to get the most results for the least overhead. All other revenues will be looked at every year because our costs change every year. The City will look to obtain all grant money that is available while keeping an eye on dollar matches and ongoing costs.
 - Operating Budget Policies – Pay as you go policy. Balanced budget goes one step further stating that money may be transferred from other accounts. When appropriate, the City Manager will provide a report of progress toward budget directives for the reporting period. Clr. D'Amico asked if any percentages up or down could be noted on the report. A certain amount of money needs to be budgeted every year to maintain our assets through their predetermined useful life. As far as personnel, non-represented employee compensation shall be established so as to be competitive in the regional marketplace (par). A financial savings incentive could encourage the most efficient provision of programs and services.
 - Capital Improvement Program – A five-year CIP shall be developed and maintained by the City Manager and approved by Council. The plan shall be data-driven, and projects with the highest priority shall be those that will provide the greatest impact to public health and safety. The City will look for as much intergovernmental assistance as possible that complies with the City's Master and Capital Improvement Plans. Council should be fully advised of recurring operations and maintenance costs. No unspent funds related to specific capital improvement projects shall be disbursed except by direction of City Council.
 - Debt Management – The City doesn't want to finance equipment that will outlast the useful life of the equipment. Lease-purchase financing may be utilized when the useful life of the item to be financed exceeds the financing term. City Council will not authorize general obligation indebtedness beyond 60% of our authorized debt capacity. The City Manager shall direct the preparation of an annual debt management plan; including, at a minimum, all outstanding debt, funding sources for all debts, current and future debt capacity, and compliance with all debt policies.

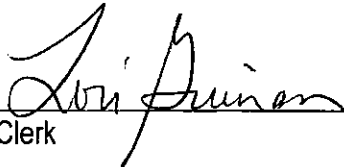
4. DISCUSSION – Proposed Financial Policies (Cont.)

- Investment - The City Manager invests public funds in a manner that protects public assets and as authorized by the New York State Code. Investment options are evaluated according to likelihood of preserving principal investment, security of public funds, diversity of vehicles to absorb market fluctuations, liquidity of City assets to provide appropriate operating cash, and investment yield. The Comptroller shall give a report to the City Manager monthly outlining current investments. The City Manager shall make recommendations to Council relative to proposed changes to the City's banking relationships.

City Manager Horn recommended that these be adopted as part of the budget. Lastly, he went over Council's Strategic Imperatives.

5. ADJOURNMENT

ACTION TAKEN by Clr. Greco; seconded by Clr. Alcock
MOVED THAT City Council adjourn this meeting at 7:28PM.
ROLL CALL – MOTION CARRIED UNANIMOUSLY (7-2 absent)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

AUGUST 27, 2008 - 7:00 PM

Presiding - Stu Einstein, Mayor

Present - Mathew Horn, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Alcock, Clr. Augustine, Clr. Hagerman,
Clr. Cosentino, and Clr. Greco.

Absent: Clr. Valentino

2. QUALITY COMMUNITIES LAKEFRONT PRESENTATION

Mayor Einstein announced that Bergman Associates was going to do the presentation tonight, and the community will have the opportunity to give their input and take part in the discussion at the October 1st regular Council meeting. After tonight, the written report will be finalized within two weeks and posted on the City's website, in City Hall, and other public places. Everything will remain a draft until Council adopts the plan. He urged people to contact their Councilors by email or in writing before the final draft comes out.

He introduced Rev. Jim Adams who chairs the Quality Communities Committee. Rev. Adams told everyone that the committee has been working on this project for 1½ years.

He introduced Andy Raus of Bergmann Associates. Mr. Raus presented everyone with the timeline of the work the committee has done to get to this point. He began with an overview of the plan development process and spoke of the many discussions and public meetings that were held. They came up with a stand alone brochure for the City to present to the public at a later date.

Mr. Raus read their vision statement and their four policy areas. He said that during their public workshops the consistent themes were: a pedestrian bridge across 5 & 20, a 5 & 20 boulevard design, a fully accessible waterfront, a visitor's center on the waterfront, waterfront festival space, evening farmer's market, a cultural walk down Seneca Street to Exchange Street to Castle Street, a non-commercial marina, a beach, and formalized park space on the waterfront.

Mr. Raus went over some alternatives for Council to consider that included developing 4.5 acres on the lakefront with either revenue or non-revenue generating ideas. The preferred alternatives included a cultural walk, farmer's market enhancement, Rts. 5 & 20 enhancement, Elizabeth Blackwell Street redevelopment (hotel with conference area, townhouse

2. QUALITY COMMUNITIES LAKEFRONT PRESENTATION (Cont.)

development, enhanced streetscape, and pedestrian enhancements), a visitor's center and mixed use development, and festival and event space.

Mr. Raus suggested a 15 year timeline, but added that it probably won't be done in 15 years. He summed up the presentation by saying the suggested plans will keep 92% of the city owned waterfront as green space, it enhances the waterfront public space, improves access by clearly connecting downtown to the waterfront, defines a destination, improves feasibility of visitors, strengthens the tax base, and integrates 5 & 20 into the City's fabric. He finished by thanking the Steering Committee.

Clr. Augustine asked how public interest is balanced between downtown and the lakefront if the multiuse facility is built. Mr. Raus said that these would be two very different places, and with 15 years to complete, the economy and markets will change. He said there needs to be an entity to be sure one is not promoted more than the other, and the cultural walk will be critical to the success of the project.

Clr. Augustine asked about the feasibility study for the visitor's center and wine study, and Mayor Einstein said that there will be a presentation at the September Council meeting.

When questioned about the funding, Mr. Raus said that the City controls this so they can go to the State for funding. If an RPF is put out, the City can set the standard and make changes to it if necessary.

Mayor Einstein thanked the Quality Communities Committee, Bergmann Associates, and the people of the community who have been involved. He reiterated that the goal of the October 1st Council meeting will be to have Councilors discuss the plan and receive public input. He also requested that people give input before the meeting to him or their Councilors either in writing or by email to insure proper translation of their requests and concerns.

Clr. Augustine requested that the redraft being done include clarification of page 21 (tax revenue) to reflect the phases of the plan and revenues.

3. ADJOURNMENT

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Greco
MOVED THAT City Council adjourn this meeting at 8:10 PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

SEPTEMBER 3, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor
Present - Mathew Horn, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine, Clr. Cosentino,
Clr. Hagerman, Clr. Alcock, and Clr. Greco

2. APPROVED MINUTES OF JULY 16 & 28 AND AUGUST 5 & 6, 2008 MEETINGS

ACTION TAKEN by Clr. Greco; seconded by Clr. O'Malley
MOVED THAT the minutes of the July 16 & 28 and August 5 & 6, 2008
Council meetings be approved
MOTION CARRIED UNANIMOUSLY (9)

3. CORRESPONDENCE

The City Clerk reported the following correspondence was received for Mayor Einstein and City Council during the month of August 2008:

- Fact Sheet from NYS Dept. of Environmental Conservation
- Letter from Assemblyman Kolb
- Letter from Senator Nozzolio

4. SUPERVISOR'S REPORT

In lieu of a Supervisor's Report, Mayor Einstein extended his thoughts and best wishes for Supervisor Ninestine's speedy recovery.

5. PRESENTATION OF PUBLIC SERVICE AWARDS

Mayor Einstein announced each year, in conjunction with the New York State Conference of Mayors and Municipal Officials, we honor employees who have served our community for 25 years or more by awarding them "Certificates of Public Service."

This year the Mayor was pleased to present Frank Quartaro with a 35-year certificate. He also presented 30-year certificates to Karl Smock, Ronald Steadman, Karen Fitzgerald, and Edward George. Theodore Francis and Paul Cosentino received 25-year certificates.

6. PUBLIC PETITIONS

Margie Whiteleather of 534 Castle Street encouraged Council to schedule more discussion meetings with the public and obtain more complete financial projections.

Cynthia Hsu of 4 Elmwood Place asked Council to look closely at the wording of the Code of Ethics as it will apply to members of the Steering Committee. She feels there is a potential conflict of interest in that the committee members have a lot to gain, either directly or indirectly, by the improvements being made on the lakefront.

Rob Gladden of 232 Jay Street and a member of the committee defended the process. He feels there was a lot of public input and a lot of time spent by the committee. He said he would be happy to take part in the discussion October 1st.

Barney Simeon Goldstein of 100 N. Main Street told Council that he hopes the draft is very much open for revision and continued public input is accepted.

Mark Claxton spoke to Council again about the nuisance ordinance saying that he just doesn't understand its meaning.

7. PRESENTED SECOND READING OF AN ORDINANCE AMENDING CHAPTER 236 ENTITLED "NUISANCES" OF THE CITY OF GENEVA MUNICIPAL CODE

Clr. Augustine presented for second reading and adoption an ordinance amending chapter 236 entitled "Nuisances" of the City of Geneva Municipal Code. This ordinance is copied in its entirety in the minutes of the August 6, 2008 meeting at Item # 6, page 120.

The question about landlords voting as Councilors came up, and Clr. Cosentino said he spoke to Clark Cannon, and he said there would be no conflict of interest.

Clr. O'Malley said he would like to clarify that it would not be mandatory for the police to shut down every party that they respond to.

Clr. Augustine told everyone that the original idea for this ordinance came from a college neighborhood meeting, but all involved in the meeting saw the need for a city-wide ordinance.

Clr. Cosentino said he would like to see a detailed, monthly log of where the police are called to and how they are handling it. He would like as much information about these calls given to Council as possible without it becoming burdensome on the police department. He urged the public to come to Council if problems arise.

ACTION TAKEN by Clr. Augustine; seconded by Clr. Valentino
MOVED THAT this ordinance be accepted for second reading
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

8. PRESENTED SECOND READING OF AN ORDINANCE AMENDING THE CODE OF THE CITY OF GENEVA TO UPDATE FEES AND CHARGES FOR BUILDING PERMITS GMC 350-48

Clr. Valentino presented for second reading and adoption an ordinance amending the code of the City of Geneva to update fees and charges for building permits GMC 350-48. This ordinance is copied in its entirety in the minutes of the August 6, 2008 meeting at Item # 7, page 120.

ACTION TAKEN by Clr. Valentino; seconded by Clr. Greco
MOVED THAT this ordinance be accepted for second reading
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

9. AUTHORIZED A PUBLIC HEARING FOR THE YEAR 2009 GENERAL FUND BUDGET, WATER FUND BUDGET, AND SEWER FUND BUDGET

Clr. D'Amico presented the following resolution:

WHEREAS, the City Manager is required to present to the Geneva City Council a General Fund Budget, a Water Fund Budget, and a Sewer Fund Budget for the year 2009 in accordance with the Geneva City Charter, and it is necessary and proper for this City Council to schedule and conduct public hearings on said budgets prior to action and adoption.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York, that pursuant to the Geneva City Charter a public hearing on the General Fund Budget for the year 2009 be held before the City Council in the North Street Elementary School Auditorium, 400 West North Street, Geneva, NY on Wednesday, October 8, 2008, at 7:00 PM, and

FURTHER BE IT RESOLVED by the City Council of the City of Geneva, New York, that a public hearing on the Water Fund Budget for the year 2009 be held before the City Council in the North Street Elementary School Auditorium, 400 West North Street, Geneva, NY on Wednesday, October 8, 2008 at 7:00 PM, or as soon thereafter as it may be held, and

FURTHER BE IT RESOLVED by the City Council of the City of Geneva, New York, that a public hearing on the Sewer Fund Budget for the year 2009 be held before the City Council in the North Street Elementary School Auditorium, 400 West North Street, Geneva, NY on Wednesday, October 8, 2008 at 7:00 PM, or as soon thereafter as it may be held, and

FURTHER BE IT RESOLVED, that the City Clerk is authorized and directed to publish in the Finger Lakes Times a public notice of said hearings specifying the date, time and place of the public hearings, and total amount of the proposed budgets, the amount to be raised by taxes and the anticipated tax rate per thousand of assessed valuation.

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Hagerman
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

10. AUTHORIZED SUPPORTING THE GENEVA INDUSTRIAL DEVELOPMENT AGENCY'S CONTRIBUTION OF \$10,000 TO THE AGRICULTURAL TECHNOLOGY PARK

Clr. O'Malley presented the following resolution:

WHEREAS, the City Council has adopted high-quality economic development as a Strategic Imperative, guiding investment of public resources to achieve our vision; and

WHEREAS, the Cornell Agriculture and Food Technology Park was established in 2005 to foster the creation of innovative technologies related to agriculture, bio-based, and food industries; and

WHEREAS, City Council finds this activity to be congruent with our economic development goals and priorities; and

WHEREAS, the Geneva Industrial Development Agency (IDA) has been a long-standing partner in our economic development vision; and

WHEREAS, the IDA has, for a number of years, contributed funds to the continued operational support of the Technology Park.

NOW, THEREFORE BE IT RESOLVED that the Geneva City Council hereby, and in due form, requests that the Geneva Industrial Development Agency continue to contribute Agency funds in support of operations at the Agriculture and Technology Food Park.

Clr. Augustine commented that she thought this was the first time Council had seen a resolution like this, and she thinks it is great.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Greco

MOVED THAT this resolution be adopted

ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

11. AUTHORIZED A PUBLIC HEARING

Clr. Hagerman presented the following resolution:

WHEREAS, a Public Hearing is required pursuant to the Geneva City Charter for the purpose of receiving comments on the proposed private sale of real property; and

WHEREAS, the City has received a proposal from Paul A. Dykeman Jr. residing at 229 E. Elm Street, PennYan, New York 14527 to purchase part of a City-owned lot located at 31 N. Exchange Street, Geneva, New York for the sum of Five Thousand Dollars (\$5,000.00).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that a Public Hearing shall be held on October 1, 2008 at 7:00 PM which Public Hearing shall be for the purpose of receiving comments for the proposed purchase of part of 31 N. Exchange Street, Geneva, New York by Paul A. Dykeman Jr. for the sum of Five Thousand Dollars (\$5000.00); and

BE IT FURTHER RESOLVED that notice of said Public Hearing shall be posted in accordance with law.

11. AUTHORIZED A PUBLIC HEARING (Cont.)

ACTION TAKEN by Clr. Hagerman; seconded by Clr. Valentino
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

12. AUTHORIZED A PUBLIC HEARING

Clr. Alcock presented the following resolution:

WHEREAS, a Public Hearing is required pursuant to the Geneva City Charter for purpose of receiving comments on the proposed private sale of real property; and

WHEREAS, the City has received a proposal from Bobby Hart residing at 33 Munson Avenue, Geneva, New York 14456 to purchase three City-owned lots located on Munson Street, Geneva, New York designated as 90.20-4-94, 90.20-4-95, and 90.20-4-96 for the sum of One Thousand Dollars (\$1,000.00).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that a Public Hearing shall be held on October 1, 2008 at 7:00 PM which Public Hearing shall be for the purpose of receiving comments for the proposed purchase of three lots on Munson Street, Geneva, New York by Bobby Hart for the sum of One Thousand Dollars (\$1000.00); and

BE IT FURTHER RESOLVED that notice of said Public Hearing shall be posted in accordance with law.

ACTION TAKEN by Clr. Alcock; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

13. APPOINTMENTS TO BOARDS AND COMMISSIONS

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico
MOVED THAT Judith Smith be re-appointed to the Board of Assessment Review
MOTION CARRIED UNANIMOUSLY (9)

14. MAYOR'S REMARKS

Mayor Einstein began by acknowledging City Manager Horn's use of a new agenda item briefing coversheet included in the agendas. He said it is very helpful, and he thanked City Manager Horn.

He commented that the Extreme Makeover Home Edition experience was a wonderful opportunity for our city to share conversations with volunteers from other cities who can't wait to come back to our area for other reasons. He said that City staff was very helpful in keeping the project moving along.

Habitat for Humanity had their ground breaking ceremony Sunday of that week, and the Extreme Makeover people donated extra materials and tools to the project. Mayor Einstein said that the Hill family and their boxing club are going to volunteer in the building of these new homes.

15. CITY MANAGER'S REMARKS

City Manager Horn echoed Mayor Einstein's remarks, and added that Code Enforcement worked around the clock to keep the project moving, and Gordon Eddington, Director of Public Works, took vacation from the City to help and brought in several friends.

- Code of Ethics Review
 - City Manager Horn went over the proposed code of ethics commenting that several points were amended per Council's last conversation. He would like to see an ordinance prepared saying that the City has a code of ethics as outlined by resolution.
 - City Manager Horn proposed a board of at least three members including one Council member and two City residents. Their meetings would be at the direction of Council. He proposed that if someone had a complaint against a city employee, they would file with the City Manager's Office and he would work with Personnel if the claim is substantiated. If a complaint was to be filed against a Councilor, the City Manager, the City Clerk, or the City Attorney, Council, in open vote, could call a meeting of the ethics board. If the ethics board found a basis in fact, they would refer the issue back to Council for a decision.

Clr. D'Amico said he would like to see a signature page on the resolution for Council to sign.

City Manager Horn said that the behavioral matrix could be used as an education piece and put on the City's website. He said we could check with other communities for a dollar amount for gifts. He suggested the forms be filed in the City Clerk's Office allowing the board to go there rather than the Personnel Office. When questioned, City Manager Horn said that he would verify if the information was foilable, and he felt Council could decide if the information included on the disclosure form was exclusive to Geneva property.

- Construction Management Program
 - Director of Public Works, Gordon Eddington did a power point presentation for everyone showing the public works project process. The process goes from design of the project, bidding of the project, review of the bids, project budget development, to recommendation to City Manager and City Council and Council awarding the contract.

When asked about the bidding process, Mr. Eddington told everyone that New York State requires a municipality to accept the lowest, responsible bid. The City is allowed to check the company's references and go with a different company if the low bidder is an unknown whose references aren't good or doesn't complete the bid documents.

- Once Council awards the contract, the contractor is sent a notice to proceed and must provide proof of insurance. When construction begins, a resident engineer and/or inspector monitors the work activity for compliance and conducts daily and monthly inspections before payment is made.
- If a change order is needed (alteration or modification of original contract or scope of work), the design engineer reviews the proposed change and makes a recommendation to the department head, and together they agree on the price for the change. There is usually a contingency fund set up for this of 10-20% of the

15. CITY MANAGER'S REMARKS (Cont.)

total project. A standard form is completed and signed by the contractor and department head before the change order work can be done, and any dollar amount above the current contract needs to be approved by Council.

Clr. Augustine asked if past experience with a contractor could be a reason for not hiring them, and Mr. Eddington said it could.

- Community Center Development Support
 - City Manager Horn told Council that the Boys and Girls Club has asked the City to retain ownership of the water line that serves their new Community Center. He asked Engineering to come up with some ideas.

- City Attorney Selection Process
 - City Manager Horn told Council that the City currently has 8 individual applications, and he asked them how they wanted to proceed. There was discussion of having staff input, and City Manager Horn said he would have copies of the applications to Council by the end of the week. There was additional discussion of having an attorney or judge look at the applications.

- Wine and Visitor's Center Feasibility Study
 - City Planner, Eric Ameigh, offered to answer any questions that Council had about this. Clr. Augustine said that when the report was authorized, it was for a wine center, and she asked when it became a visitor's center and did it cost more money than originally planned. Mr. Ameigh told Council that it made no impact on the fee with the consultant. He said it began as a wine center feasibility study, but they realized that the wine focus would not be enough. He noted that the wine and culinary center in Canandaigua doesn't make money. He told Council that the \$5 million from Senator Nozzolio came after the process was started, and they felt that other activities would attract more visitors.

16. NEW BUSINESS

Clr. D'Amico gave Council a copy of a letter he received from a couple on William Street that contained suggestions for additional stop signs, school zone signs, and speed limit signs. Clr. D'Amico said he would like to have a meeting with the school in the near future.

Clr. D'Amico also said that a resident on Jefferson Avenue suggested the possibility of making no parking, year-round, on Jefferson Street because the recent construction made the street more narrow than it was before. City Manager Horn suggested that Engineering take a look at the street and try to come up with other alternatives.

17. OLD BUSINESS

Clr. Cosentino referred to an earlier comment made by a City resident and said that he would like to clarify that the current lakefront draft document is not the final picture. City Manager Horn added that there are a number of steps that will need to be taken, and the money will need to be put in the budget and approved by Council.

Clr. O'Malley asked when the last round of the Restore NY money would be available. City Manager Horn said that the contract came in last week, the City Attorney has reviewed it, and now it must be distributed to the property owners. Clr. Alcock asked if Council could get a follow-up to the list of properties to see which projects are moving forward. Clr. D'Amico also asked if Council could get a list of what the projects are.

Clr. Cosentino referred to the issue of trees causing damage to sidewalks, and asked if the tree committee could take a look at the trees in the City right-of-way to help prevent future problems. City Manager Horn said that they are currently evaluating new trees being planted to see if they could interfere with their surroundings. Gordon Eddington added that there is a method to cutting tree roots of any current problem trees.

Clr. D'Amico asked if Council could take a position, based on the recommendation of the task force, on whether or not to enact a curfew. He reminded everyone that the task force recommended not having a curfew, so he asked if Council could take a vote. After much discussion:

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Augustine

MOVED THAT Council accept the recommendation of the task force to not implement a curfew in the City of Geneva

ROLL CALL – Aye: Clr. D'Amico, Clr. Augustine, Clr. O'Malley, Clr. Greco,
Clr. Cosentino, Clr. Alcock, Clr. Valentino, and Mayor Einstein

Nay: Clr. Hagerman

MOTION CARRIED

Clr. Augustine told everyone that the first Day of Service went well with the first year students at Hobart and William Smith, and she asked that if anyone had ideas for the Community Day of Service planned for September 20th, they please contact her. After a question was asked, she told everyone that the students go to areas outside of the City of Geneva, but she would like to see priority given to the City on September 20th. City Manager Horn thanked Eric Ameigh and Tony Validzic for their ideas.

Clr. Valentino made a comment on the Town's decision to appeal, and he complimented the City Manager on his letter to the editor. He said it seems simple that the town and city residents pay the same amount. Clr. Cosentino made a plea asking the Town of Geneva to please work with the City to resolve this issue. City Manager Horn said that the City should continue to have dialogue with the Town about shared services, and he would have the Clerk contact the Town Clerk to set up a time to get together.

18. COUNCIL LIAISON REPORTS

Clr. Cosentino told everyone that he has spoken with a designer about the possible firemen's fountain in Bicentennial Park. He had the opportunity to speak to Senator Nozzolio about possible funds, and he is pulling ideas together.

Clr. Greco said that the Shadetree Committee has received an Urban Forestry Grant for \$20,000 to plant trees on North Genesee Street and Avenues A-G.

Clr. Greco said that the Recreation Department held two extra shows for the season, and they continue to gather information for some multi-purpose, portable flooring for the rink. They had good attendance for the summer programs. They will be putting down ice at the rink, and skating will begin on October 24th.

Clr. Greco reported that Hobart College gave a couple good presentations for the Planning Board. He thanked Dave LeClair and Gordon Eddington for the excellent job they did at the building of the house on William Street.

Lastly, Clr. Hagerman told everyone that he saw City Manager Horn riding his bicycle, and he thought that was good. City Manager Horn said there has been discussion at City Hall on what to do about take home vehicles, and he told Council that he had turned in his city-issued vehicle.

19. ADJOURNMENT

ACTION TAKEN by Clr. Alcock; seconded by Clr. Hagerman
MOVED THAT City Council adjourn the meeting at 10:08 PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

SEPTEMBER 23, 2008 - 5:30 PM

Presiding - Stu Einstein, Mayor
Present - Mathew Horn, City Manager

1. ROLL CALL

Present: Clr. D'Amico, Clr. Valentino, Clr. Alcock, Clr. Greco,
Clr. O'Malley (arrived during executive session),
Clr. Augustine (arrived during executive session), and
Clr. Hagerman (arrived during executive session)

Absent: Clr. Cosentino

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Alcock; seconded by Clr. Greco
MOVED THAT City Council adjourn to Executive Session to review
resumes for City Attorney candidates
ROLL CALL – MOTION CARRIED UNANIMOUSLY (5-4 absent)

The Executive Session convened at 5:35 PM. Those in attendance were all Council Members (8-1 absent), Mayor Einstein, the City Manager, Jennifer Slywka, Personnel Officer, Tara Clark, City Comptroller, Valerie Bassett, Director of Planning and Economic Development, and Lori Guinan, City Clerk. The Executive Session adjourned at 6:45 PM.

3. JOINT MEETING WITH INDUSTRIAL DEVELOPMENT AGENCY

Mayor Einstein began by commenting that since Council has four new members it would be good to get an idea of what the relationship is between Council and the IDA Board.

City Manager Horn told everyone that one of his goals coming to Geneva was to take the Economic Development Program with more tools than any city of its size and try to bring the ideas of Council and the IDA together. He feels the best approach is to begin by defining everyone's roles. Recently Council developed four strategic imperatives, and one is economic development. City Manager Horn asked the IDA members to talk about the Industrial Development Agency.

3. JOINT MEETING WITH INDUSTRIAL DEVELOPMENT AGENCY (Cont.)

Charles Bauder began by telling everyone that the IDA goes back 25 years when the City was not getting cooperation from the County IDA. Their very first project was the first Scandling Center in 1983. The IDA's money comes from agency fees. Since then they have worked with Howard's Express, Wegmans, the Ramada, Guardian Glass, and many others. In a partnership, they also put together the Industrial Park and saved the American Can. Mr. Bauder feels that their objectives fit in with the City's.

Valerie Bassett then told Council that it wasn't too long ago that the County only worked with manufacturing companies, so the City would not have had the means to bring in several of its big companies if not for the City IDA. Jobs were created and services provided.

Mary Lou Presutti told everyone that the city staff and IDA often go an extra step by envisioning projects and getting them started without someone coming to them in need of help.

When Clr. Valentino asked about the process for companies who contact the IDA, he was told that companies don't need to go to Economic and Development if they have their own funding, but Economic and Development and the IDA can direct them to the Empire Zone which offers tax credits and any other helpful places.

When questioned about the IDA funds and how they are spent, Mr. Bauder told Council that all they have to do is ask, and they could find out.

There was additional discussion about possible conflicts of interest with the Director of Planning and Economic Development working for the City and the IDA, and it was decided that if the instance ever arises, Council and the IDA Board would sit down and discuss the situation and come up with an answer that works for everyone.

There was further discussion about the need to update the City's Master Plan and everyone's desire to keep the lines of communication working between Council and the IDA.

Council was reminded that the IDA Board is made up of volunteers who do early morning meetings trying to make Geneva a better place, and they don't act on anything unless Council comes to them. The IDA members were told that Councilors feel they are the accountable group, especially in controversial decisions.

It was said that Council needs to develop an Economic Development Plan and give it to the IDA and other partners so everyone knows where each other is.

Charles Bauder told Council that since the City did not have a full-time City Attorney, the consensus of the IDA is to retain Clark Cannon as their own attorney and they would no longer be giving the City the \$10,000 for legal fees that they have been every year.

3. JOINT MEETING WITH INDUSTRIAL DEVELOPMENT AGENCY (Cont.)

It was suggested that Geneva look at other cities for direction when updating their master plan and once an economic plan is developed, both parties need to agree that they are going to have different views at times. Additional, productive meetings will be planned in the future, and Clr. Greco offered to take any questions to the IDA for Council as needed. Clr. Greco stated that if the question of eminent domain comes up in the future, Council should handle it.

4. ADJOURNMENT

ACTION TAKEN by Clr. Alcock; seconded by Clr. Greco
MOVED THAT City Council adjourn this meeting at 8:40PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

SEPTEMBER 30, 2008 - 5:30 PM

Presiding - Stu Einstein, Mayor

Present - Mathew Horn, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. Alcock, Clr. Augustine, Clr. Hagerman, and Clr. Greco.

Absent: Clr. D'Amico and Clr. Cosentino

2. PRESENTATION – 2007 CITY AUDIT REPORT GIVEN BY LAURA LANDERS OF FREED, MAXICK, AND BATTAGLIA

Ms. Landers spoke to Council about the results of the 2007 City Audit. She told Council that this is the first part of the audited financial statements, and the governing board is the audit committee. She said the final report would be done in two weeks. Ms. Landers noted that the current year showed significant borrowing of \$7.7 million with \$5.1 million to be reimbursed by New York State.

Ms. Landers told Council that the General Fund Balance showed an increase of \$890,000 in 2007, and she reminded Council that the fund balance should only be used for unanticipated expenditures. She went over a chart comparing revenues and expenditures.

Ms. Landers said the City needs to look at its capital plan and how they will finance large capital purchases. She added that operating income for sewer and water is positive in the current year.

Clr. Augustine asked for clarification of the statement on page 9 saying that the financial burden being placed on taxpayers has decreased by over \$2.1 million. Ms. Landers told everyone that there has not been a significant tax rate increase and total cost of services has gone down government wide which can be attributed to many different things. City Manager Horn said that statement could be clarified in the final document.

3. PRESENTATION OF THE 2009 STAFF BUDGET PROPOSAL

City Manager Horn told Council that the appearance and structure of the new budget document looks different. He pointed out the new features: general fund alternatives (sorted and prioritized requests), financial policies, copies of presentations,

3. PRESENTATION OF THE 2009 STAFF BUDGET PROPOSAL (Cont.)

appendix, assessor's report, debt service schedule, and overview on tax levy and debt discussion. He reminded Council that the debt policy says that we would never go over 60% of our debt limit.

He began with the City's vision statement and went into the 2009 budget highlights. City Manager Horn told Council that this proposal calls for no increase in tax rates or general assessment. The budget includes a decrease in staffing (City Attorney Secretary) and a deferral in hiring a currently unfilled position (Community Aide). The general fund capital program of \$1.7 million will be funded with no additional borrowing.

City Manager Horn told Council about three new programs or improvements to service:

1. Geneva Worx – This program will utilize all of the data that is collected throughout the City and pile it on top of each other so problem areas can be targeted. We would be able to look at organizational efficiencies and compare year to year. We would be better able to utilize outside agencies and help the neighborhood watch groups build neighborhood associations.
2. Enhanced customer service – The Clerk's Office and Comptroller will be open additional hours with no additional cost to the City.
3. Improvements to retiree health care – Current retirees are not on the best program cost wise and benefit wise. This proposal calls for a change in the plan and an annual contribution to a health reimbursement account for each retiree.

City Manager Horn said that there will be a push on tourism marketing, and the capital improvement program will be funded with cash rather than borrowing. The water fund will require an increase in the water rate of 3.2%, and the sewer fund will require an increase in the sewer rate of 29.3%. He said that the rate increase in sewer is based on the Town of Geneva paying the same rate as City residents (if the recent decision is upheld in court).

4. ADJOURNMENT

ACTION TAKEN by Clr. Greco; seconded by Clr. Valentino
MOVED THAT City Council adjourn this meeting at 6:58 PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (7-2 absent)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

OCTOBER 1, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor

Present - Mathew Horn, City Manager

1. PUBLIC HEARING

Mayor Einstein opened the public hearing on the possible sale of property at 31 N. Exchange Street at 7:00 PM, giving the privilege of the floor to anyone wishing to address the possible sale.

There being no one appearing, Mayor Einstein adjourned the public hearing at 7:01 PM.

2. PUBLIC HEARING

Mayor Einstein opened the public hearing on the possible sale of three vacant lots located on Munson Avenue designated as 90.20-4-94, 90.20-4-95, and 90.20-4-96 at 7:01 PM, giving the privilege of the floor to anyone wishing to address the possible sale.

There being no one appearing, Mayor Einstein adjourned the public hearing at 7:02 PM.

3. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine, Clr. Cosentino,
Clr. Hagerman, Clr. Alcock, and Clr. Greco

4. APPROVED MINUTES OF AUGUST 12 & 27, 2008 MEETINGS

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Greco

MOVED THAT the minutes of the August 12 & 27, 2008 Council meetings be
approved

MOTION CARRIED UNANIMOUSLY (9)

5. CORRESPONDENCE

The City Clerk reported the following correspondence was received for Mayor Einstein and City Council during the month of September 2008:

- Letter from Governor Paterson
- Letter from State Comptroller
- Letter from Department of State
- Letter from Assemblywoman Aileen Gunther
- Letter from Musselman Board about lakefront draft

6. SUPERVISOR'S REPORT

In lieu of a Supervisor's Report, Mayor Einstein extended Council's best wishes to Supervisor Don Ninestine, and continued successful recovery.

7. DESIGNATED HALLOWEEN TRICK OR TREAT BIGHT IN THE CITY OF GENEVA

Clr. Greco presented the following resolution:

WHEREAS, the Geneva City Council is desirous that all the citizens of the City of Geneva, New York have a safe Halloween, and

WHEREAS, over the years the citizens of the City of Geneva have let it be known to the Geneva City Council that they would like one evening set aside for Trick or Treat in the City of Geneva, and

WHEREAS, it is felt that only certain hours of the evening should be set aside for the participation in Trick or Treating, and that any person desirous of participating should leave their porch light on during the hours of 6:00 P.M. and 8:00 P.M. that evening.

NOW, THEREFORE, BE IT RESOLVED that the Geneva City Council designates that the evening of October 31, 2008 from 6:00 P.M. to 8:00 P.M. be set aside in the City of Geneva, New York as Trick or Treat Night.

ACTION TAKEN by Clr. Greco; seconded by Clr. Hagerman
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

8. AUTHORIZED PRIVATE SALE OF CITY OWNED PROPERTY LOCATED AT 31 N. EXCHANGE STREET, GENEVA, NEW YORK

Clr. O'Malley presented the following resolution:

WHEREAS, a public hearing for sale of City owned property known as 31 N. Exchange Street Geneva, New York was held on the 1st day of October, 2008; and

WHEREAS, a proposal has been submitted by Paul A. Dykeman Jr. residing at 229 E. Elm Street, PennYan, New York in the amount of Five Thousand Dollars (\$5,000.00); and

WHEREAS, the City of Geneva has no current or anticipated future use of said property and the proposed purchase price has been determined to be fair.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the City Manager is hereby authorized and directed to execute all required documents to convey the above-described property to Paul A. Dykeman Jr., 229 E. Elm Street, PennYan, NY 14527 for the amount \$5,000.00.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

9. AUTHORIZED SALE OF CITY OWNED VACANT LOTS LOCATED ON MUNSON AVENUE DESIGNATED AS 90.20-4-94, 90.2-4-95, AND 90.20-4-96.

Clr. Alcock presented the following resolution:

WHEREAS, a public hearing with regard to the proposed sale of City owned property located on Munson Avenue, Geneva, New York designated as 90.20-4-94, 90.20-4-95, and 90.20-4-96, was held on October 1st, 2008 at 7:00 PM; and

WHEREAS, a proposal was received from Bobby Hart residing at 33 Munson Avenue, Geneva, New York 14456 in the amount of One Thousand Dollars (\$1,000.00); and

WHEREAS, the City of Geneva has no current or anticipated future use of said property and that the proposed bid has been determined to be fair and equitable.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the City Manager is hereby authorized to execute all required documents conveying the above described property to Bobby hart, 33 Munson Avenue, Geneva, New York 14456 in the amount of One Thousand Dollars (\$1,000.00).

Clr. Cosentino asked if this property had any stipulations for recreation use when deeded to the City of Geneva. City Manager Horn said that there are no stipulations on the property.

ACTION TAKEN by Clr. Alcock; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

10. AUTHORIZED PUBLIC HEARING

Clr. D'Amico presented the following resolution:

WHEREAS, the City of Geneva intends to adopt a Lakefront/Downtown Development Plan, and;

WHEREAS, under New York state law a series of public hearings is required before a comprehensive plan revision can be adopted;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York, that a Public Hearing shall be held on November 5, 2008 at 7:00 PM which Public Hearing shall be for the purpose of receiving comments from the public pertaining to the draft Lakefront/Downtown Development Plan; and

BE IT FURTHER RESOLVED that notice of said Public Hearing shall be posted in accordance with law.

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Alcock
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

11. CLASSIFIED THE PROPOSED ADOPTION OF THE LAKEFRONT/DOWNTOWN DEVELOPMENT PLAN AS A TYPE 1 ACTION UNDER SEQRA AND AUTHORIZING GENEVA CITY COUNCIL AS LEAD AGENCY

Clr. Hagerman presented the following resolution:

WHEREAS, the City of Geneva intends to adopt a Lakefront/Downtown Development Plan, and;

WHEREAS, the City Council of the City of Geneva has expressed its interest and intention to undertake an environmental assessment of the proposed adoption under the auspices of the New York State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, the City Council has determined that the proposed adoption qualifies as a Type 1 Action as defined under Part 617.4 of SEQRA.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that the proposed adoption of the Lakefront/Downtown Development Plan is classified as a Type 1 Action pursuant to SEQRA and further consents to act as Lead Agency and to perform such coordinated review with other potentially involved agencies as required.

City Manager Horn asked to make a point of clarification that this resolution designated Council as lead agency for the master plan in its final form, and it does not approve the current draft.

ACTION TAKEN by Clr. Hagerman; seconded by Clr. O'Malley
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)

12. APPOINTMENT TO BOARD AND COMMISSION

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico
MOVED THAT George Michaels be re-appointed to the Industrial
Development Agency
ROLL CALL - MOTION CARRIED UNANIMOUSLY (9)

13. MAYOR'S REMARKS

Mayor Einstein told everyone that from now on, at the beginning of each regular Council meeting, he will let everyone know what meetings have taken place since the last regular meeting. He informed everyone that Council met with the IDA Board to discuss each others roles in development of our community. They will form a vision and plan so that everyone is on the same page, working toward common goals.

The Mayor then read a proclamation for "Geneva Woman's Club Week" and one for "National Business Women's Week."

14. CITY MANAGER'S REMARKS

City Manager Horn told everyone that the budget presentation was done for Council last night, and they will be having a work session next week. He thanked city staff and the management team for their work.

15. NEW BUSINESS – Facilitated discussion between the public, City Council, and City Staff regarding the lakefront and downtown master plan.

Mayor Einstein announced that the objective of this process is to collect all the input and Council must decide what is best for Geneva moving forward. He told everyone that City Manager Horn would be the facilitator in tonight's meeting.

City Manager Horn told everyone that a citywide master plan was developed several years ago to guide Geneva, and it's been a while since that plan has been revisited. The most critical area of that plan was the downtown and lakefront. He divided the discussion into 6 groups and asked everyone wanting to comment to do so during the appropriate part of the discussion.

1. Cultural Components: this includes a cultural walk connecting downtown to the lakefront.

Comments received included:

- arts are extremely important to downtown bringing people to restaurants
- proposal to elevate 5 & 20 because that road makes it difficult to tie downtown to the lakefront
- this is one of the most important pieces of the plan because it connects downtown and the lakefront without putting up any buildings
- in general, a good idea

Clr. Valentino also said this is extremely important to revitalizing downtown.

Mayor Einstein said he feels it also gives a philosophical connection starting at the Smith Opera House filtering down to the lakefront.

2. Downtown Revitalization and Development (West of 5 & 20):

Comments received included:

- use of mineral springs to attract people to Geneva
- concerns about the height of the townhouses and blocking view from South Main of the lake
- how will the City fund these projects
- we need to focus on tourism and getting people downtown
- no souvenir shops
- downtown living makes it more attractive for people to come out
- strong, vibrant downtown development is a key to success
- waterfront improvements bring people to the water
- waterfront improvements can be done in a way to alleviate the tax burden
- lakefront could be used as a draw for people, but a huge building may not be the best idea

15. NEW BUSINESS (Cont.)

- we need good tenants downtown
- plan is tremendous progress for Geneva and we need to do something soon
- parking lot behind Bicentennial Park along 5 & 20 needs to be included in the plan
- hope that public comments weigh in more than anyone else's
- have FLCC relocate and use their money to leverage with the hotel's for a parking garage
- we don't need more competing retail space, we need people
- property tax relief should be first or tax relief with no controversial plans
- putting the farmer's market in the parking lot across from the Smith Opera House is not a good idea
- could the visitor's center be put downtown rather than on the lake
- according to a log kept at one downtown store, people come from all over the world to Geneva
- we need to continue making changes to downtown and moving forward with façade improvements etc. to give people a reason to stop

Mayor Einstein told everyone that he spoke to Senator Nozzolio's Office and was told the \$5 million was not tied to any predetermined site location.

Clr. Greco cautioned against putting the visitor's center downtown because it would take away from the tax base.

Clr. Cosentino said he agrees that downtown has to come first, and putting elevators in existing buildings could bring more people there. He would like to avoid putting buildings near Bicentennial Park to keep that sightline open.

Clr. Valentino suggested figuring out how many stories the building on the lakefront could be before it obstructs view.

3. Middle Street Residential Development (potential townhouses):

Comments received included:

- people in that area are happy to see development, but are concerned about the delay in providing pedestrian access to the lakefront. A request was made to make this a priority.
- why not connect Evan Street to 5 & 20 like it used to be
- would like to see tax dollars come out of this
- don't want an increase in taxes to pay for all of this development
- great way to utilize an underutilized area
- can't look at the whole plan as one project
- need to make crossing 5 & 20 safe and push forward with ideas

Clr. Greco questioned whether it was a good idea with the railroad tracks, cemetery, and disposal plant there.

15. NEW BUSINESS (Cont.)

Clr. Cosentino said this was a good concept, and he wondered if an overpass was done early that it could enhance the area so that townhouses may not be necessary.

Clr. O'Malley didn't feel that the railroad tracks would get in the way of developing that area.

4. Programmed Recreational Amenities and Open Space: this includes a marina and beaches

Comments received included:

- part of the marina could be used as seasonal dockage with the City charging rent, and the boat launch needs to be moved
- with the lake being connected to the canal system, this is a good opportunity to bring people to our city
- like the "do nothing" option – need large boardwalk and enhanced pathways
- visitors are looking for something to do on the lakefront so tourist attractions are needed
- move the beach farther south and deal with the rotting vegetation
- need critical assessment of area as to where to put the marina
- request that no permanent structures be put up for recreation
- suggested an interactive sculpture between the Ramada and the Chamber; and botanical gardens where Castle Creek empties into the lake
- open space is helpful for the Musselman
- use tourism dollars for year-round recreation ideas

Clr. Hagerman suggested putting asphalt in the underpass to make it more useable.

Clr. Valentino said that the dock space and beaches are a great opportunity for people to get access to the lake. He feels the beach needs to coincide with the design of the lake and be fairly maintenance free.

Clr. D'Amico said he is in favor of a marina because it is an important part of getting people to downtown.

Clr. Cosentino said he feels the recreation aspect is the greatest driver in the whole process. We need to make the lakefront something citizens want to use. He reminded everyone of his idea to use the lakefront for a camp weekend during the summer. He mentioned it would be helpful if downtown businesses were given information on how to take advantage crowds coming to the Musselman competition.

5. New Mixed-Use Development (East of Routes 5 & 20)

Comments received included:

- issue of property taxes and need people to live here
- building is really big, could it be moved to different location
- people like the view of the lake

15. NEW BUSINESS (Cont.)

- an area is needed for walkers and bikers
- are there environmental impacts
- consider putting the building where it doesn't block the view of the lake
- the public has many intelligent ideas
- property taxes generated by condominiums and townhouses would not be worth having them
- storefronts and offices will take away from businesses occupying downtown, possibly creating vacancies downtown
- more details of this building are needed to determine if it will affect taxpayers and benefit downtown
- Geneva needs to be a destination
- an interpretive center could bring people to the area
- downtown revitalization should come first
- if the city decides not to build this now, keep the option to do it at a later date
- the upper stores in this building would keep the center from becoming a burden on the city
- would like to see a property tax benefit
- past experiences show we do not always get what we bargain for
- contracts need to include clear information including costs to city taxpayers
- start where there is a consensus and work from there
- how will we pay for it
- everyone agrees something needs to be done and it may not look like the current plan
- success of the lakefront and downtown depend on each other
- this is the most comprehensive plan we have ever seen
- keep our options open
- need to build the tax base

At this point, City Manager Horn said we had heard a lot of good suggestions, and it was time for Council to take all of this information and decide where to go next.

16. ADJOURNMENT

ACTION TAKEN by Clr. Hagerman; seconded by Clr. Greco
MOVED THAT City Council adjourn this meeting at 11:40 PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

OCTOBER 2, 2008 - 8:00 AM

Presiding - Stu Einstein, Mayor

Present - Mathew Horn, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. Hagerman, Clr. Greco (left at 11:30am),
Clr. Alcock, Clr. Cosentino (arrived during executive session), and
Clr. Augustine (arrived during executive session),

Absent: Clr. D'Amico

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. Alcock

MOVED THAT City Council adjourn to Executive Session to conduct City
Attorney interviews

ROLL CALL - MOTION CARRIED UNANIMOUSLY (6-3 absent)

The Executive Session convened at 8:00 AM. Those in attendance were all
Council Members (8-1 absent), Mayor Einstein, the City Manager, and Jennifer Slywka,
Personnel Officer. The Executive Session adjourned at 12:00 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting
at 12:00 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

OCTOBER 7, 2008 – 5:30 PM

Presiding - Stu Einstein, Mayor (arrived at 6:20 PM)

Present - Mathew Horn, City Manager

Tara Clark, City Comptroller

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. Augustine (arrived at 5:40 PM),
Clr. Hagerman, Clr. D'Amico, Clr. Alcock, and Clr. Greco

Absent: Clr. Cosentino

2. BUDGET WORK SESSION

It was agreed that Councilor would take turns asking any questions they had about the proposed budget.

Clr. Valentino asked for clarification on whether any money would be going into the equipment amortization fund, and City Manager Horn explained that we would not be contributing this year because it makes most sense to contribute only when we are doing well. City Comptroller, Tara Clark, told everyone that there is \$1.6 million in the fund now so we will be making purchases in cash this year.

When asked about buying equipment or leasing, Director of Public Works, Gordon Eddington, explained that high maintenance equipment is leased because the City can make good money on the resale.

When questioned about the performance measurement program, City Manager Horn said that this year would be the baseline for future comparisons.

Clr. D'Amico said one of his constituents feels the sewer rate increase is excessive and voiced his concern that the rate could be higher if the Town of Geneva is not made to pay what the City residents pay. Clr. Augustine said that she feels the Town residents should pay the non-city rate. City Comptroller, Tara Clark, told everyone that some changes were made after the budget was printed, and the sewer rate will only increase 47 cents instead of 95 cents.

Clr. Greco questioned the \$12,000 for elections, and City Clerk, Lori Guinan, explained to Council that the Board of Supervisors passed a resolution saying that each

2. BUDGET WORK SESSION (Cont.)

election district would pay \$1,000 to the Board of Elections every year to help offset the cost of elections. She will get a copy of the resolution to Council.

Clr. Greco asked if the amount going to the Boys and Girls Clubs shown on page 63 reflected the close to \$3,000 of in-kind services the City was providing for their new building, and he was told it did not.

Clr. D'Amico said he would like to set money aside each year for special projects for outside agencies.

City Manager Horn said there was a total of \$133,000 in requests from outside agencies which represented a little over 2% of the property tax rate. He recommended in future years that only a certain amount be budgeted, and if the requests match Council's priorities, they should fund them.

Clr. Augustine suggested that Council only fund agencies that are city-wide for programs that the City does not have the capacity to provide or if other communities do. It should not be political. It would be good to contribute to groups that are an extension of our Recreation Department.

Clr. D'Amico suggested always approving requests for \$2,000 or under, and if their requests are over \$2,000, they would need to show financial information. There needs to be a value for our city residents.

City Manager Horn said that we need a strategic plan to identify agencies to partner with, and base our decisions for funding on Council's strategic imperatives.

When questioned about alternative #1, City Manager Horn said that the crime analyst position could be eliminated, and the person hired as the assistant City Manager could become a future City Manager.

Clr. Augustine asked about the City Attorney information, and City Manager Horn said that the same numbers were used as last year.

City Comptroller, Tara Clark, told Council that the City was nearing the end of their rental agreement for the fire station, and she would get Council the information. She also told Council that the old fire station is being used to store unneeded items, and the building needs a lot of work.

Clr. Augustine asked about increasing salaries in the budget that have not been negotiated yet, and City Manager Horn told everyone that the minimum increase is budgeted, and any amount over that comes from the contingency fund.

3. DISCUSSION OF GRANT FOR 305 MAIN STREET PROPERTY

City Manager Horn reminded Council that the City applied for a Preservation League grant for a historic structures report for 305 Main Street that Bero Architecture agreed to do for a price of \$18,900. Unfortunately, the grant notification was for \$14,500, and the Landmark Society has a private donor offering \$2,000. He asked Council what they would like to do at this point.

Director of Public Works, Gordon Eddington, said that SHPO wanted more information, this report was a means to satisfy SHPO's request, but he said that our consultants feel they have enough information to satisfy SHPO.

There was discussion of looking for another donor to make up the difference in funding needed, there was concern about taking too long to finish the study and losing the EPA grant for cleanup, some Councilors didn't want to spend any more City money on this, and others felt that the study needed to be done to explore every alternative.

Council came to an agreement that the property needed to be cleaned either way, and a vote would be done at the Council meeting next Wednesday after a week of trying to come up with the \$2,400 needed to pay Bero.

Clr. Augustine said that in the mean time she wondered if staff should contact SHPO to find out if we decline the study, would we be able to move ahead.

4. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. Alcock
MOVED THAT City Council adjourn to discuss results of prospective city attorney interviews
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

The Executive Session convened at 8:20 PM. Those in attendance were all Council Members (7-1 absent), Mayor Einstein, and the City Manager.

5. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 8:50 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

OCTOBER 8, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor
Present - Mathew Horn, City Manager
Tara Clark, City Comptroller

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine, Clr. Hagerman,
Clr. Alcock, Clr. Cosentino, and Clr. Greco

2. PUBLIC HEARINGS – Proposed General Fund Budget, Water Fund Budget, and Sewer Fund Budget for the Year 2009.

Mayor Einstein opened the public hearing on the proposed 2009 General Fund Budget, Water Fund Budget, and Sewer Fund Budget at 7:00 PM, giving the privilege of the floor to City Manager Horn to give a brief overview of the proposed budget. City Manager Horn told everyone that the 2009 budget would show the tax rate remaining at \$18.26/\$1,000, the water rate increasing \$.09, and sewer rate increasing \$.47. He told everyone that there would be no borrowing for capital improvement projects. City staff was reduced by two by eliminating the City Attorney Secretary and not filling the Community Aide position at this time.

Mayor Einstein opened the floor at this point to anyone wishing to address Council about the 2009 proposed Budgets.

Michael Mirras of the Smith Opera House and Finger Lakes Regional Arts Council explained to Council that their recent merger would not result in the elimination of any one organization nor a reduction in staff. He feels they are a leader in downtown revitalization, and he asked that the request their organization made for \$30,000 be unchanged.

Phil Beckley spoke as the President of the Geneva Arts Development Council explaining that the two organizations merged because they can accomplish more together than apart. He said they are not asking for charity, but an investment.

Council also heard from Mark Wenderlich, Kevin Schoonover, Wendy Marsh, Mary Scalise, and Wendy Bissell who each told Council their own reasons for why the new organization needs the original requested amount of \$30,000. They gave Council the following information:

2. PUBLIC HEARINGS – Proposed General Fund Budget, Water Fund Budget, and Sewer Fund Budget for the Year 2009.

- For every dollar spent on arts in the City, there is a return of \$7.36 back to the community.
- The Smith Opera House has activity 284 nights of the year with 40,657 patrons coming through their doors. They have a variety of programming for all ages.
- The Smith Opera House is the one true live venue in the area with a 1400 seat theater.
- The two organizations run on a shoestring budget and are committed to contribute to the Geneva community.
- Tourism dollars could be used for funding.
- They want to give the same services, but they cannot do it with less money.

Richard Thomas, Geneva Human Rights Commission Chair along with some of the commission's members, asked Council to reconsider their request for \$10,000 more for rent and utilities. They said at one time they were willing to occupy an office on the first floor of City Hall, but were told there was no city-owned space available then. They explained that they had received a 3-year grant that ended October 1, 2008.

Clr. Greco asked the members if they had considered going Countywide since there are no other Human Rights Commissions in Ontario County. Mr. Thomas told Council that they had been discussing and considering it.


Cynthia Hsu of 4 Elmwood Place told Council and the City Manager that she was very impressed with the budget process this year, and she thanked them for a stupendous job.

Jay Coleman of 38 Jeanette Street told Council that he would like to see Council focus on getting property on the tax rolls and prevent them from going off the rolls to lessen the burden on City homeowners. He would like to see a revitalization of the City home ownership program before work on the lakefront projects begins.

There being no one else appearing, Mayor Einstein adjourned the public hearing at 7:40 PM.

3. ADJOURNMENT

ACTION TAKEN by Clr. Greco; seconded by Clr. Valentino
MOVED THAT City Council adjourn the meeting at 7:40 PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (9)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

OCTOBER 15, 2008 - 5:30 PM

Presiding - Stu Einstein, Mayor
Present - Mathew Horn, City Manager

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. Alcock, Clr. Augustine, Clr. Hagerman,
Clr. D'Amico, and Clr. Greco.
Absent: Clr. Cosentino

2. ADOPTED 2009 GENERAL FUND BUDGET

Clr. Valentino presented the following resolution for adoption:

WHEREAS, the General Fund budget and budget message of the City of Geneva for the year 2009 has been submitted to the City Council for its approval, and

WHEREAS, it appears that the General Fund budget and budget message as it is presently presented should be adopted.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York, that the General Fund budget and budget message as presently presented be and it hereby is adopted, and that a copy of the General Fund budget and budget message as hereby adopted be set forth in full in the minutes of this meeting, and

FURTHER, BE IT RESOLVED that the several sums in the General Fund budget for the year 2009 as appropriations for expenditures, in the total amount of \$16,625,957 be and the same hereby are appropriated in the amounts and for the several purposes, funds, departments, offices, boards and commissions, agencies and programs therein specified as follows:

City Council.....	\$	55,822
City Manager.....		261,856
City Clerk.....		146,518
City Clerk-Elections.....		12,000
City Attorney.....		151,242
Finance Department.....		438,260
Engineering Department.....		501,518
Street Lighting & Traffic Signals.....		357,045
Buildings and Grounds/Highway.....		2,253,373
Police Department.....		3,769,529

2. ADOPTED 2009 GENERAL FUND BUDGET (Cont.)

Fire Department.....	2,355,567
Code Enforcement.....	313,740
Recreation Department.....	570,529
Insurance Service.....	270,000
Debt Service.....	1,962,877
Computer Maintenance Costs.....	45,000
Gas & Oil.....	205,667
Taxes on City Property.....	500
Special Attorney.....	17,000
Contingent Fund.....	89,650
Radio Maintenance.....	6,000
Control of Animals.....	14,476
FL Regional Arts Council/Geneva Arts Dev.....	20,680
Historical Society.....	13,970
Senior Citizens.....	29,000
Economic Development/Planning.....	291,332
Zoning Board of Appeals.....	1,500
Planning Board/Historic District Comm.	1,800
Human Rights Commissions.....	35,019
Refuse & Garbage Disposal.....	33,000
Provision for Capital Projects.....	1,494,438
B.I.D. Support.....	21,230
Public Access TV.....	4,950
Boys and Girls Club.....	10,780
Retirement Pay Outs.....	0
Mercy Flight Central, Inc.....	1,000
Challenger Baseball.....	500
Retiree Health Insurance Costs.....	866,088
Geneva Little League.....	2,500
Equipment Amortization.....	0
Tax Stabilization Fund.....	0

City Manager Horn told Council that he felt this was the most responsible plan, and it meets all four of Council's strategic imperatives.

Mayor Einstein added that staff is researching in-kind services for the recent outside agencies requests rather than money. City Manager Horn told everyone that there were three groups that did not receive their full requests, and steps could be taken to assist these organizations without an impact on the budget. He said the Smith Opera House could forego their 2009 loan payment to the City of \$5,000 for their digital message board. He said that space could be made available on the ground floor of City Hall for the Human Rights Commission. Lastly, he said that the City could look into locating City programs in the new the Boys and Girls Clubs building and pay rent to the club.

City Manager Horn told Council that alternative #4 showed an excess of \$400,000 in staff requests that was cut. The capital improvement program was scaled back without compromising services.

2. ADOPTED 2009 GENERAL FUND BUDGET (Cont.)

Clr. D'Amico voiced his concern that the police could stop spending time at the teen center and the City moving backwards after making some advancement.

Clr. Greco wondered if there was someone at the County level to contact about moving the Human Rights Commission to the County level, and City Manager Horn said he would contact the County.

ACTION TAKEN by Clr. Valentino; seconded by Clr. Augustine
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

3. ADOPTED 2009 WATER FUND BUDGET

Clr. D'Amico presented the following resolution for adoption:

WHEREAS, the Water Fund Budget of the City of Geneva for the year 2009 has been submitted to the City Council for its approval, and

WHEREAS, it appears that the Water Fund Budget as presently presented should be adopted.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York, that the Water Fund Budget as presently presented be and it hereby is adopted, and that a copy of the Water Fund Budget as hereby adopted be set forth in the minutes of this meeting, and

FURTHER BE IT RESOLVED that the several sums in the Water Fund Budget for the year 2009 as appropriations for expenditures, in the total amount of \$3,253,289 be and the same hereby are appropriated in the amounts and for the several purposes, funds, department and programs therein specified as follows:

Water Treatment - Pump Station.....\$	748,690
Water Department.....	764,717
Debt Service.....	666,694
Insurance.....	50,906
Contingency - Water.....	35,000
Transfer to General Fund.....	373,000
Retiree Health Insurance Costs.....	130,116
Capital Projects.....	484,165

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Valentino
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

4. ADOPTED 2009 SEWER FUND BUDGET

Clr. Greco presented the following resolution for adoption:

WHEREAS, the Sewer Fund Budget of the City of Geneva for the year 2009 has been submitted to the City Council for its approval, and

WHEREAS, it appears that the Sewer Fund Budget as presently presented should be adopted.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York, that the Sewer Fund Budget as presently presented be and it hereby is adopted, and that a copy of the Sewer Fund Budget as hereby adopted be set forth in the minutes of this meeting, and

FURTHER, BE IT RESOLVED that the several sums in the Sewer Fund Budget for the year 2009 as appropriations for expenditures, in the total amount of \$4,210,554 be and the same hereby are appropriated in the amounts and for the several purposes, funds, department and programs therein specified as follows:

Division of Wastewater Treatment.....\$	1,450,006
Division of Sewer Maintenance.....	555,320
Contingency.....	32,000
Debt Service.....	1,451,176
Special Attorney Fees.....	1,000
Insurance.....	56,268
Engineering Costs.....	10,000
Equipment Amortization.....	30,000
Transfer to General Fund.....	95,500
Retiree Health Insurance Costs.....	49,887
Retirement Costs.....	25,000
Debt Service Reserve.....	0
Capital Projects.....	454,397

Clr. O'Malley commended Gordon Eddington on getting a better interest rate to lower the rate increase.

Clr. Augustine said that she prefers charging the town residents the non-city rate after the lawsuit is settled.

Clr. Valentino referred to an article in the newspaper and wondered how the City is ever going to be able to work with the town board with joint services if we don't have the same goals.

ACTION TAKEN by Clr. Greco; seconded by Clr. O'Malley
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

5. ADOPTED 2009 TAX LEVY

Clr. Hagerman presented the following resolution for adoption:

WHEREAS, the City Council of the City of Geneva has heretofore adopted a budget for the year 2009, and appropriated the several sums in the budget for the year 2009 in the total amount of \$16,625,957, and

WHEREAS, in accordance with the adoption of said budget the amount necessary to be raised by taxation upon the real property and franchises subject to taxation by the City of Geneva is \$6,403,477.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York, that the amount necessary to be raised by taxation to defray the expenses of the City of Geneva for the year 2009 is \$6,403,477, and that the said \$6,403,477 be and the same hereby is levied upon all real property and franchises subject to tax by the City of Geneva according to the valuations thereof as shown on the current assessment roll, and

FURTHER BE IT RESOLVED that the City Clerk, in accordance with Section 5.11 of the Geneva City Charter, file with the City Comptroller, a certified copy of the Appropriation Resolution and a copy of the budget for the year 2009 as adopted by the Geneva City Council, and

FURTHER BE IT RESOLVED that the City Comptroller shall extend and apportion the said amount of \$6,403,477 levied to be raised by taxation on the last assessment roll delivered to her and shall under warrant signed by the Mayor and the City Clerk and annexed to said assessment roll, proceed to collect the several sums specified in said roll as assessed against the persons or property therein named and described, together with the percentage of penalty applicable thereto as provided by the Geneva City Charter and Section 999 of the Real Property Tax Law, and in the manner provided by said Charter.

City Manager Horn said that there were a couple of typographical errors in the budget, and he will distribute the changed pages at a later meeting.

ACTION TAKEN by Clr. Hagerman; seconded by Clr. Valentino
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

6. OLD BUSINESS

City Manager Horn reminded everyone about Council's recent discussion of the \$2400 shortfall in money for the study for 305 Main Street. Council asked the community to come forward if they could offer the additional funds needed so they didn't have to use anymore city money to fund this project. Council had decided that if the money appeared this week, they would consider the study. City Manager Horn said that the City had received a revised proposal from Bero that included in-kind services from a local group. He said that staff is concerned that if the in-kind services come from a group interested in saving the gas station that this may not be an objective study.

Many questions were brought up and discussed:

- Is there anyone involved who would stand to gain anything if the building was found to be reusable?
- Is there enough time to conduct the study to still be able to use the grant money that will be forfeited in 2009 if not used?

6. OLD BUSINESS (Cont.)

- Will SHPO be satisfied if this report is not done?
- Does Council want the site preserved and reused?
- Is demolition desired for no other reason but to put an end to this whole process?

Clr. O'Malley read a motion from the Board of Trustees of the Geneva Historical Society saying that they would provide up to \$2400 cover the shortfall needed for the study.

Clr. Augustine said that Council knows the cost to demolish the building, and they now need this opinion to get a price for other options.

Clr. Alcock said he felt the price to stabilize the building was excessive, and he is not comfortable in asking taxpayers to fund stabilization. He also doesn't want Council to wait too long and lose the grant to cleanup the property.

Clr. Hagerman said that he has talked to many people who would like to see the building saved.

Clr. D'Amico asked where the money will come from, or what the next step will be, if Bero decides the building can be saved.

ACTION TAKEN by Clr. Hagerman; seconded by Clr. Valentino

MOVED THAT the City Manager be authorized to enter into a contract with Bero Architecture using money from the combined three sources

ROLL CALL – Aye: Clr. Hagerman, Clr. Valentino, Clr. D'Amico, Clr. Augustine, Clr. O'Malley, and Mayor Einstein

Nay: Clr. Greco and Clr. Alcock

Absent: Clr. Cosentino

MOTION CARRIED

7. EXECUTIVE SESSION

ACTION TAKEN by Clr. Greco; seconded by Clr. Valentino

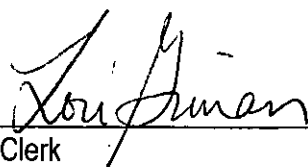
MOVED THAT City Council adjourn to Executive Session to discuss the City Attorney appointment

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

The Executive Session convened at 6:45 PM. Those in attendance were all Council Members (6-1 absent, Clr. Augustine was excused from Executive Session), Mayor Einstein, and the City Manager. The Executive Session adjourned at 7:00 PM.

8. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at 7:00 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

NOVEMBER 5, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor

Present - Mathew Horn, City Manager

1. CALL TO ORDER/PROCLAMATION

Mayor Einstein called the meeting to order and began the meeting by presenting Police Officer, Harry Bennett, with a proclamation for being named the 2008 New York State D.A.R.E. Officer of the Year.

2. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine (arrived at 7:10 PM),
Clr. Cosentino, Clr. Hagerman, and Clr. Greco

Absent: Clr. Alcock

3. APPROVED MINUTES OF SEPTEMBER 3, 23, 30 AND OCTOBER 1, 2, 7, & 8, 2008 MEETINGS

ACTION TAKEN by Clr. Greco; seconded by Clr. O'Malley

MOVED THAT the minutes of the September 3, 23, & 30 and October 1, 2, 7,
& 8, 2008 Council meetings be approved

MOTION CARRIED UNANIMOUSLY (8-1 Absent)

4. CLAIMS FILED AGAINST THE CITY

The City Clerk reported the following claim was filed against the City during the month of October 2008:

On October 14, 2008 a Notice of Claim was filed by Lynn Seaward and Matt Fischer of 39 South Morrell Avenue, Geneva, NY. The claim is for the amount of their insurance deductible paid when they removed a tree they allege fell on their house. The claim is for \$500.00 to cover the deductible.

5. CORRESPONDENCE

The City Clerk reported the following correspondence was received for Mayor Einstein and City Council during the month of October 2008:

- Information from the Public Service Commission

6. SUPERVISOR'S REPORT

Supervisor Evangelista gave the following report on the activities of the three City Supervisors during the month of October 2008:

He told Council that the FLCC Planning Committee is working with the city school district to move forward with the FLCC project.

He congratulated Council for passing the budget with no increase in property taxes. Next week the county will have their workshop to pass their budget. He feels they may pass a budget with a small reduction in taxes next year.

Supervisor Evangelista mentioned that the Board of Supervisors is concerned about the current financial status of the world, country, and New York, and they have been taking steps in years past to maintain its financial stability:

- Reduced the work force impact on the tax levy.
- Created a two-year budget process.
- Pursued sustainable alternate sources of revenue.
- Minimized granting any post employment benefits.
- Managed the cost increase for employee health care benefits by adjusting to plans with higher co-pays, lower premiums, and instituted flexible spending accounts, health reimbursement accounts, and constantly explores ideas to control costs.
- Created a new "State Aid Reduction Reserve" to absorb the anticipated reductions in state aid.
- The Board does not use one time revenues to artificially reduce the tax rate.

He finished by telling Council about the new Grimes Glenn project that has been recently completed. The Park is an exceptional State Natural Resource that will be preserved for the benefit of all our citizens.

Clr. Valentino asked about the eliminated positions, and Supervisor Evangelista said that the Board made a commitment to look at every position when people retire and combine positions and departments that could be.

City Manager Horn told everyone that last week, the County Administrator reached out to him to see about working together as partners. Mr. Horn added that the County has been a tremendous partner to the City.

7. PUBLIC PETITIONS

Larry Campbell of 30 Geneva Street gave Council a prepared statement which included a summary of public email responses to the Quality Communities Committee. He voiced his concerns about the roll that public will play in determining the city's plans for the lakefront.

Doug Knipple of 109 Maxwell Avenue told Council that he feels the majority of citizens said there should be no residential and little commercial development on the lakefront. He feels building 12 is too large.

7. PUBLIC PETITIONS (Cont.)

Cynthia Hsu of 4 Elmwood Place told Council that there is a group of people circulating a petition about wanting the current zoning changed on the lakefront. The change requested is that there be no residential development allowed, commercial development only be allowed if needs to be positioned next to a lake, and permitted public uses would include a visiting center or interpretive center. The petition asks to postpone the public hearing until after modifications are made to the plan. In about one week, they have collected over 800 signatures.

Pat Schiller of 4 West Street told Council that she has been to every public meeting (about the lakefront development), and she, along with other people she has asked, don't understand the reason for a building on the lakefront.

There being no one else appearing, Mayor Einstein adjourned the public hearing at 7:01 PM.

Mayor Einstein told everyone that there would be a special Council meeting next Wednesday, November 12th at 7:00pm.

8. APPOINTMENT OF DAVID LEE FOSTER TO POSITION OF CITY ATTORNEY

Mayor Einstein presented the following resolution:

WHEREAS, the City Council of the City of Geneva has previously advertised for applicants to serve as City Attorney; and

WHEREAS, City Council was committed to selecting the best candidate, with the most relevant experience, the greatest potential for positive impact in the community, a demonstrated understanding of the complex and diverse nature of municipal law, and an individual of the utmost integrity and professionalism; and

WHEREAS, to effectuate the process of the selection of a City Attorney, the City, through Council and City staff participation, and with the assistance of legal advisors, came together in selecting a candidate that meets the aforementioned criteria; and

WHEREAS, the Geneva City Council after receiving recommendations from City staff, personally interviewed recommended applicants and after due deliberation, it was determined that David Lee Foster, currently residing at 155 Maxwell Avenue, Geneva, New York, is best qualified to serve as City Attorney; and

WHEREAS, the Geneva City Council and David Lee Foster have negotiated terms of employment which includes annual compensation in the amount of Eighty-three Thousand Dollars (\$83,000.00) with additional benefits as set forth in the City's Management Benefits Agreement, together with Fifteen-Thousand Dollars (\$15,000.00) to offset costs associated with duties of the office; and

WHEREAS, in addition to his employment with the City of Geneva, Mr. Foster is authorized to maintain private practice, so long as no existing or future clients maintain any business relationship with the City of Geneva; and

8. APPOINTMENT OF DAVID LEE FOSTER TO POSITION OF CITY ATTORNEY (Cont.)

WHEREAS, it is believed that these terms are fair and reasonable.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that David Lee Foster is hereby appointed City Attorney of the City of Geneva effective November 6th, 2008.

ACTION TAKEN by Mayor Einstein; seconded by Clr. Greco
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

Attorney Foster was sworn in by the City Clerk, and he joined Council for the remainder of the meeting.

9. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CHAPTER 341 ENTITLED "WATERS AND SEWERS" OF THE CITY OF GENEVA MUNICIPAL CODE

City Comptroller, Tara Clark, presented the following ordinance for first reading:

BE IT ORDAINED by the City Council of the City of Geneva, New York that Chapter 341 entitled "Water & Sewers" of the City of Geneva Municipal Code is amended to read as follows:

Section 1. That Article II, Paragraph 341-17 entitled "Water Rates for Resident Users" is hereby amended to read as follows:

1. First 500 cubic feet - \$6.00 per 100 cu.ft. - \$30.00 minimum bill.
2. All over 500 cu. Ft. - \$2.87 per 100 cu. ft.
3. Minimum charge per quarter shall be established in accordance with size of the water meter as follows:

<u>Size of Meter in inches</u>	<u>Water Allowance in cubic feet</u>	<u>Minimum Charge</u>
5/8	500	\$ 30.00
3/4	1,000	43.71
1	2,000	71.12
1 ½	4,500	209.49
2	8,000	353.43
3	16,000	682.41
4	24,500	1,031.97
6	49,500	2,060.06
8	84,500	3,499.40

Section 2. That Article ii, Paragraph 341-18 entitled "Water Rates for Non-residents" is hereby amended to read as follows:

9. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CHAPTER 341 ENTITLED "WATERS AND SEWERS" OF THE CITY OF GENEVA MUNICIPAL CODE (Cont.)

A. The water rates in accordance with paragraph 341-18 of this Chapter for non-resident individual users of City water shall be as follows:

1. First 500 cu. Ft. - \$7.95 per 100 cu. Ft. - \$42.75 minimum bill. A meter reading charge of \$3.00 per quarter is included in the minimum charge rate.
2. All over 500 cu. ft. - \$4.06 per 100 cu. ft.
3. Minimum charge per quarter shall be established in accordance with size of the water meter as follows:

<u>Size of Meter in inches</u>	<u>Water Allowance in cubic feet</u>	<u>Minimum Charge</u>
5/8	500	\$ 42.75
3/4	1,000	62.14
1	2,000	100.93
1 ½	4,500	296.85
2	8,000	500.49
3	16,000	965.96
4	24,500	1,460.51
6	49,500	2,915.07
8	84,500	4,951.46

B. The water rate for Water Districts and Water Companies shall be \$2.92 per 100 cubic feet.

Section 3. This Ordinance shall take effect immediately and in accordance with law.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Valentino
 MOVED THAT this ordinance be accepted for first reading
 ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

10. AUTHORIZING A PUBLIC HEARING FOR LOCAL LAW #1-2008 – ESTABLISHING SEWER RENTAL CHARGES

City Comptroller, Tara Clark, presented the following resolution:

WHEREAS, a public hearing is required pursuant to the General Municipal Law for the purpose of establishing a local law for sewer rental rates.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York that a public hearing shall be held on December 3, 2008 at 7:00 PM, or as soon thereafter as it may be held, which public hearing shall be for the purpose of receiving comments on a proposed local law establishing sewer rental charges for the use of public sewers; and

10. AUTHORIZING A PUBLIC HEARING FOR LOCAL LAW #1-2008 – ESTABLISHING SEWER RENTAL CHARGES (Cont.)

FURTHER BE IT RESOLVED that notice of said public hearing shall be posted in accordance with law.

Clr. Valentino told Council that he wished the City and Town of Geneva could repair their relationship and begin combining services.

ACTION TAKEN by Clr. Valentino; seconded by Clr. Augustine
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

11. AUTHORIZING PUBLIC HEARING ON LAKEFRONT AND DOWNTOWN DEVELOPMENT PLAN

City Planner, Eric Ameigh, presented the following resolution:

WHEREAS, the City of Geneva intends to adopt a Lakefront/Downtown Development Plan, and;

WHEREAS, under New York State law a series of public hearings is required before a comprehensive plan revision can be adopted;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York, that a Public Hearing shall be held on December 3, 2008 at 7:00 PM which Public Hearing shall be for the purpose of receiving comments from the public pertaining to the draft Lakefront/Downtown Development Plan; and

BE IT FURTHER RESOLVED that notice of said Public Hearing shall be posted in accordance with law.

City Manager Horn told everyone that, with Council's permission, staff would look for a larger venue to accommodate an increased number of attendees.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Hagerman
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

12. AUTHORIZING THE CITY COMPTROLLER TO COLLECT TAX LIENS

City Comptroller, Tara Clark, 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 water 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

12. AUTHORIZING THE CITY COMPTROLLER TO COLLECT TAX LIENS (Cont.)

the City Comptroller levy, enforce and collect these liens in the same manner, at the same time and with the penalties as City taxes.

ACTION TAKEN by Clr. Greco; seconded by Clr. D'Amico
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

Clr. D'Amico asked if the Code of Ethics discussion could be put on next month's meeting agenda as unfinished business.

Clr. Greco asked if next month's agenda could include information about a meeting with Ontario County and the Human Rights Commission under new business.

13. DISCUSSION REGARDING ADOPTION OF CITY COUNCIL ECONOMIC DEVELOPMENT PLAN

Mayor Einstein told everyone about Council's recent meeting with the Industrial Development Agency to discuss the roles and responsibilities of each entity with respect to Economic Development. It was agreed that a clear, concise economic development vision statement by Council would be the first step in developing an economic development strategy. Staff developed a vision for Council to consider.

City Manager Horn told Council about the vision statement including three strategic sectors:

1. City Council will support investment of resources and undertake policy decisions in efforts that will bolster our position as a regional tourism center.
2. Recognizing that a vibrant downtown is critical to our economic success, City Council will support investment and undertake policy decisions
3. City Council will support investment and undertake policy decisions in efforts that will contribute to the development of a strong manufacturing sector.

After some discussion, City Manager Horn said he would bring this back to a future meeting after adding a few items.

14. DISCUSSION REGARDING PROPOSAL TO SELL/TRADE REAL PROPERTY ADJACENT TO SENECA LAKE STATE PARK

City Manager Horn told everyone that the City has been approached by the Office of Parks, Recreation, and Historic Preservation to discuss the possibility of a land sale or swap in the area adjacent to the current Seneca Lake State Park. The State has presented several options for Council to consider.

After some discussion, Clr. Valentino asked if Council could find out the acreage and cost of maintenance of the sea wall, and Clr. Cosentino said he would like to see more details on what the State will require and any restrictions they will place against the City.

City Manager Horn asked if Council would like to defer the offer until the City's downtown plan was more solid. City Attorney Foster suggested granting a license to the State as somewhat indicated in option 4.

15. DISCUSSION ON PROPOSED CHANGES TO THE NOISE ORDINANCE

City Manager Horn told everyone that the recent passage of the nuisance party ordinance has resulted in citizens questioning their ability to host events at their residences. Staff conducted a review of the noise ordinances in several communities; particularly those with a university presence, and it was determined that the current ordinance is reflective of many peer communities in terms of features and thresholds.

Clr. Valentino suggested that Council look at the hours that the noise ordinance is in effect.

City Attorney Foster said that this seems to be a situation of bad relations between two parties (neighbors). He said that a clause could be put in the ordinance to send people to the Center for Dispute Settlement to try and resolve the real problem.

When asked if there have been other complaints, City Manager Horn told Council that the police are enforcing the ordinance, and when people are given a warning, they comply, so there have been no complaints.

After it was suggested, City Attorney Foster said he would meet with Chief Pane to see if there are other issues that need to be addressed.

16. MAYOR'S REPORTS

Mayor Einstein stated that the conversations about the Bergmann Study have been interesting. He noted that people have objected to specific items of the plan, and they have offered ideas to help. This shows that people are thinking about this, and we need to keep conversations going in that direction.

Clr. Augustine said that the recent NYCOM legislative alert asks municipalities to go on record and communicate with our State representatives about preventing cuts. She feels we need to send a stronger message like drafting a letter for next weeks meeting for Council approval.

Clr. Greco expressed is disappointment in the way the City of Geneva was portrayed in the Sunday night TV show, Extreme Makeover Home Edition. Mayor Einstein reminded everyone that it was not a documentary about conditions in Geneva, but rather designed to focus on the group of kids and the person who is trying to help them.

Clr. Hagerman thanked everyone who contributed to the Bero Study, and he told everyone that the BID Light up Geneva Auction will be held November 20th at 22 Castle Street.

Clr. D'Amico told everyone that Eric Ameigh, City Planner, made a presentation to the Planning Board at the October 20th meeting about the lakefront project. They were not looking to take action, but a project of that magnitude must go before the board for their feedback. Hobart & William Smith presented improvements to Boswell Field for approval.

Clr. Cosentino said that when the hospital recently coated their parking lots, several cars parked on Roosevelt Street received tickets from the hospital security. He asked if the City could make it known that they do not need to issue tickets on city streets.

17. CITY MANAGER REPORT

City Manager Horn told Council that staff would be bringing the lease for the Chamber of Commerce building, which is expiring this year, to the December meeting to discuss the City's short-term vision for that building. He said that staff will be talking to them and will bring proposals to Council.

He announced that there will be a meeting November 12th at 7:00PM for Council to discuss public input and Council's reaction to the presentation.

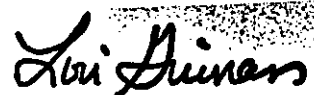
Clr. Cosentino mentioned that the recent demolition of the Cookery Building makes that site more appealing. He asked how soon the City will be able to begin marketing the site. He added that the Dollar Store seems to stand out now, and wondered if there was a way to improve their signs.

City Manager Horn said that the Neighborhood Improvement Strategies Program will be doing a neighborhood by neighborhood study and will bring forth strategies for improvement. He added that the Cookery site will take about two weeks to haul debris out and fill the site in.

Lastly, he told Council that after a brief interruption, he will begin sending weekly reports starting this week.

18. ADJOURNMENT

ACTION TAKEN by Clr. Greco; seconded by Clr. Cosentino
MOVED THAT City Council adjourn this meeting at 10:05PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

NOVEMBER 12, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor
Present - Mathew Horn, City Manager
Valerie Bassett, Director of Planning and Economic
Development
Eric Ameigh, City Planner

1. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine, Clr. Cosentino,
Clr. Alcock, and Clr. Greco
Absent: Clr. Hagerman

2. COUNCIL DISCUSSION OF LAKEFRONT AND DOWNTOWN DEVELOPMENT PLAN

City Manager Horn began by telling everyone that the adoption of this plan would mean a change to the City's Master Plan. The City's current Master Plan was developed in 1998, and he suggested that the plan be updated every five years with a complete revision every 10 years. He told Council that he thought they should discuss results they were looking for in the plan rather than looking at specific buildings.

He gave Council a list of staff recommended amendments to the plan that he went over with them. He said that staff recommended this to provide for a less instructive approach to any potential development on this parcel. Staff recommended that Council only consider proposals for development that meet the guidelines as they have outlined:

1. Economic Viability – Proposals will only be considered for development if they contribute to the economic vitality of downtown and the city as a whole; with contributions commencing as close to day one of operation as is feasible.
2. Architectural Significance – Any proposal will be subject to rigorous architectural review to ensure that a signature project is achieved.
3. Distinctive Uses – Priority consideration will be given to those projects with uses that are distinct and complementary to existing and desired downtown uses.
4. Ecological/Environmental Soundness – Any proposed development will mitigate ecological and environmental impacts of construction.
5. Waterfront Access – No development proposal will be considered that do not conform to existing property restrictions that protect a forty foot swath of waterfront property, directly abutting the shoreline, for public use.

2. COUNCIL DISCUSSION OF LAKEFRONT AND DOWNTOWN DEVELOPMENT PLAN
(Cont.)

Clr. Cosentino said he would like to take a look at the lake to see what can be done to enhance it, but was concerned that the City did not had maximum usage of the buildings downtown before starting this new project. He said he would like to see any building put next to the lake enhance green space, have a small footprint, and height restrictions.

Mayor Einstein said that whatever is put on the lakefront should require the lake for use to avoid conflict with downtown.

Clr. Valentino said that Council will need to establish priorities after adoption of the plan, and he would like to know what the return on investment or value of building 12 would be.

When asked how building 12 got into the plan, City Manager Horn responded that the RFP asked to help us put together a plan for this area, and because we asked a planning firm, we received a planning firm's opinions. What the firm came up with in trying to add to the urban form and creating a sense of place was adding Building 12. They understand that it wouldn't be done until the market called for it. He added that the plan notes that Geneva should be ready for development on that site in 20 years, and the market will dictate when the development will happen.

Clr. Greco said he feels a conference center is needed to help downtown, and he doesn't feel the townhouses on Middle Street would be successful.

Clr. Augustine told everyone that she is not in support of residential development on the lake, and feels that idea should be removed from the plan to keep developers from bringing any residential ideas to us. Clr. Alcock said he feels that residential is very viable there, and he wouldn't rule it out at this point.

There was discussion about which project should be looked at first, whether building 12 should include residential space or not, and what the visitor's center will include. City Manager Horn reminded Council that the objective at this point is to establish a vision and not authorize staff to do something in particular right now.

City Attorney Foster told Council that if this plan is adopted, it does not dictate what Council does, and it has no legal significance. Staff recommendations will dictate to any developers.

City Manager Horn said he would like to be proactive looking for a developer instead of waiting for them to come to us.

After some discussion about the public hearing scheduled for the December 3rd Council Meeting, it was decided that the December Council Meeting will be at 5:30PM at Geneva High School with the public hearing at 7:00PM.

Lastly, City Manager Horn told everyone that the Governor's deficit reduction package will include some type of cuts to municipalities, but not Geneva.

3. ADJOURNMENT

ACTION TAKEN by Clr. D'Amico; seconded by Clr. O'Malley
MOVED THAT City Council adjourn the meeting at 9:02 PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

A handwritten signature in black ink, reading "Lou Diener", written over a horizontal line. The signature is cursive and somewhat stylized.

City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

NOVEMBER 19, 2008 – 7:00 PM

Presiding - Stu Einstein, Mayor

Present - Mathew Horn, City Manager

Chairs and several members of the Democratic and
Republican Committees

1. ROLL CALL

Present: Clr. O'Malley, Clr. Hagerman, Clr. D'Amico, Clr. Augustine, Clr. Cosentino,
Clr. Alcock, and Clr. Greco

Absent: Clr. Valentino

2. DISCUSSION OF APPOINTMENT PROCESS FOR CITY BOARDS, COMMISSIONS, AND COMMITTEES

Mayor Einstein began by telling everyone that the point of this meeting was to try and document the procedure for appointing members to the various city boards and commissions. He opened the discussion to everyone to give their input.

Ethel Peters, Republican Committee Chair, told Council that her committee feels that the process should continue the way it has been done previously with the committees assuming the responsibility. She said they take the job they do very seriously by reviewing applications, conducting interviews, and making a recommendation to Council for any appointments. Her party feels that the system in place has worked well for a long time, so they are wondering why Council is looking to fix it.

Dom Vedora, Democratic Committee Chair, told Council that he feels the same as the Republican chair. He said he hasn't heard of any committees having problems with prior recommendations. He said that his committee interviews people and recommends the best candidate. They would like to continue to be able to make recommendations to Council for Council's appointment. He ended by saying his committee is not sure why this discussion is taking place. Both committee chairs agreed that they should be able to continue to make the recommendations with the decision to appoint being that of Council.

Mayor Einstein told everyone that if the current process is right, it should be written down because there is some confusion as to what the current practice is. He said that the current City Charter has nothing specific about the process.

2. DISCUSSION OF APPOINTMENT PROCESS FOR CITY BOARDS, COMMISSIONS, AND COMMITTEES (Cont.)

There was further discussion and questions including:

- There are new Council members this year who are not familiar with the process. They would like to see something on paper so they can fully understand how this process works.
- Some boards, such as the Planning Board, work better when there is not a constant changeover of members because they need to take training courses and need to be on top of the different projects.
- If someone would like to be reappointed to a board or commission, do the committees want or need to get involved.
- There needs to be more open lines of communication between Council and the political parties.
- If board members are doing a good job, they shouldn't be bumped off a committee when their term is up.
- The different party members like to make recommendations to Council. They do the interviews because Council doesn't have time.
- What constitutes a bare majority?
- If an Independent or no mark wants to get on a committee, they need to apply to one of the committees for a recommendation.
- City Attorney, City Clerk, City Manager, and Council vacancies should not be part of this same process because there are different issues for each position.
- What happens if a party recommendation is rejected by Council?

Mayor Einstein ended the discussion by telling everyone that a draft procedure will be drawn up and presented to the two parties before it is approved.

3. EXECUTIVE SESSION

ACTION TAKEN by Clr. Cosentino; seconded by Clr. O'Malley
MOVED THAT City Council adjourn to Executive Session
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

4. ADJOURNMENT

There be no further business to discuss, Mayor Einstein adjourned the meeting at 10:00 PM.



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

REGULAR COUNCIL MEETING

DECEMBER 3, 2008 – 5:30 PM

Presiding - Stu Einstein, Mayor
Present - Mathew Horn, City Manager
David Lee Foster, City Attorney

1. CALL TO ORDER/PROCLAMATION

Mayor Einstein called the meeting to order and began the meeting by presenting members of the Geneva Human Rights Commission with a proclamation for Human Rights Day.

2. ROLL CALL

Present: Clr. O'Malley, Clr. Valentino, Clr. D'Amico, Clr. Augustine, Clr. Cosentino,
Clr. Hagerman, and Clr. Alcock

Absent: Clr. Greco

3. APPROVED MINUTES OF OCTOBER 15, 2008 MEETING

ACTION TAKEN by Clr. Augustine; seconded by Clr. Alcock

MOVED THAT the minutes of the October 15, 2008 Council meeting be
approved

MOTION CARRIED UNANIMOUSLY (8-1 Absent)

4. CORRESPONDENCE /CLAIMS FILED AGAINST THE CITY

The City Clerk reported there was no correspondence received or claims filed against the City during the month of November 2008.

5. PUBLIC PETITIONS

Robert Gally of 4 Maple Street told Council he is doing a project at Nazareth College about people with developmental disabilities. He distributed literature and asked Council to consider a volunteer outreach program in the City.

Members of the Human Rights Commission told everyone about International Human Rights Day and several projects they have done over the years. They invited Council and the community to the Ramada Inn on December 10th at 6:00 pm to kick off their "Geneva Is" program. They will have a screening of "Race: The Power of an Illusion," and refreshments will be served. They passed out an informational brochure and urged everyone to contact the Human Rights Commission with questions.

5. PUBLIC PETITIONS (Cont.)

Patrisha Blue of 15 Genesee Park Place spoke as Executive Director of Community Unified Today, and told Council about the affordable housing protection law. She asked Council to look at equitable code enforcement policies for all landlords in the City.

Chris Hoffman spoke as coordinator of Observer Court of the League of Women Voters asking Council to explain the difference between the current Code of Ethics and the one that is being considered.

Cynthia Hsu of 4 Elmwood Place encouraged Council to sit down with Community Unified Today to discuss their issues with Code Enforcement. She also suggested amending the proposed Code of Ethics to read that everyone should file every year.

Robert Camera of 163 Lafayette Avenue presented Council with an idea to move the farmer's market to the undeveloped parking lot east of Bicentennial Park to help draw traffic into downtown.

6. AUTHORIZED PUBLIC HEARING ON LAKEFRONT AND DOWNTOWN DEVELOPMENT PLAN

City Planner, Eric Ameigh, presented the following resolution:

WHEREAS, the City of Geneva intends to adopt a Lakefront/Downtown Development Plan as an amendment to its existing comprehensive plan, and;

WHEREAS, under New York state law a series of public hearings is required before a comprehensive plan revision can be adopted;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York, that a Public Hearing shall be held on January 7, 2009 at 7:00 PM which Public Hearing shall be for the purpose of receiving comments from the public pertaining to the draft Lakefront/Downtown Development Plan; and

BE IT FURTHER RESOLVED that notice of said Public Hearing shall be posted in accordance with law.

ACTION TAKEN by Clr. Augustine; seconded by Clr. O'Malley
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

7. AUTHORIZED PUBLIC HEARING ON CHANGES TO F DISTRICT ZONING

Director of Planning and Economic Development, Valerie Bassett, presented the following resolution:

WHEREAS, the City of Geneva is considering making certain changes to its Municipal Code, Chapter 350, entitled "Zoning", Section 350-6 (F-Industrial); and

7. AUTHORIZED PUBLIC HEARING ON CHANGES TO F DISTRICT ZONING (Cont.)

WHEREAS, under New York State law, a hearing is required to make said changes;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva, New York, that a Public Hearing shall be held on January 7, 2009 at 7:00 PM which Public Hearing shall be for the purpose of receiving comments from the public pertaining to proposed changes ; and

BE IT FURTHER RESOLVED that notice of said Public Hearing shall be posted in accordance with law.

When questioned, Ms. Bassett told Council that she would have a map of the district at the public hearing. She also said that it is tough to fill the GEDC building with manufacturing companies, and they need to look at other types of uses such as retail.

Clr. D'Amico asked if there has been any interest in the Market Basket or Foundry sites, and Ms. Bassett said there wasn't. City Manager Horn said there would be information for discussion at the next meeting.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Valentino
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

8. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CODE OF ETHICS

City Manager, Mathew Horn, presented the following ordinance for a first reading:

§ 26-1. Title.

This chapter shall be known as the "Code of Ethics of the City of Geneva."

§ 26-2. Declaration of policy.

Pursuant to the provisions of § 806 of the General Municipal Law, the City Council of the City of Geneva recognizes that there are rules of ethical conduct for public officers and employees which must be observed if a high degree of moral conduct is to be obtained and a public confidence is to be maintained in our unit of local government. It is the purpose of this chapter to promulgate these rules of ethical conduct for the officers and employees of the City of Geneva. These rules shall serve as a guide for the official conduct of the officers and employees of the City of Geneva. The rules of ethical conduct of this chapter as adopted shall not conflict with, but shall be in addition to, any prohibition of Article 18 of the General Municipal Law or any other general or special law relating to ethical conduct and interest in contracts of municipal officers and employees.

8. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CODE OF ETHICS (Cont.)

§ 26-3. Enactment and authorization.

By separate Resolution, the City Council of the City of Geneva shall enact a Code of Ethics of the City of Geneva pursuant to the authority and provisions of § 806 of the General Municipal Law. This Ordinance shall provide additional provisions as to implementation and adherence to the Code of Ethics, and shall provide the necessary Force of Law for the Code of Ethics Resolution. All prior local laws, ordinances or resolutions or parts of local laws, ordinances or resolutions of the City of Geneva inconsistent with the provisions of this chapter are hereby repealed; provided, however, that such repeal shall be only to the extent of such inconsistency, and in all respects this chapter shall be in addition to other legislation regulating and governing the subject matter covered by this chapter.

§ 26-4. Disclosure of interest.

Upon election, each City Councilor, including the Mayor, must file a Statement of Economic Interest; in a format approved by City Council. These statements will remain on file in the City Clerk's Office.

§ 26-5. Board of Ethical Review.

City Council shall appoint a three-member Board of Ethical Review to participate in the complaint procedures outlined in Section 26-6.

- (a) *Qualifications.* In order to serve on the Board of Ethical Review, candidates must live in the City of Geneva. One member must be a seated member of City Council.
- (b) *Term.* Board of Ethical Review members shall serve for a period of four years; except that a single initial appointee shall serve a term of two years. Following the initial appointment, all Board Members shall serve four year terms.
- (c) *Meetings.* Meetings shall be called at the direction of City Council, in accordance with the complaint procedure outlined in Section 26-6.

§ 26-6. Complaint procedures.

Any officer or employee of the City of Geneva who would like to file a complaint must file copies of said complaint with the City Attorney. In the case of a complaint against the City Attorney, the complaint may be filed with a member of the City Council. A member of the public wishing to make a complaint may file said complaint with the City Clerk or a member of the City Council.

Complaints against an employee of the City, other than the City Manager, City Clerk, or City Attorney shall be forwarded by the receiver to the City Manager. The City Manager, in conjunction with the Personnel Officer will review the complaint and conduct any investigation necessary to determine a basis in fact for the complaint. If the complaint is substantiated, the City Manager shall execute any disciplinary action

8. PRESENTED FIRST READING OF AN ORDINANCE AMENDING CODE OF ETHICS (Cont.)

that he feels is necessary and appropriate; and that is permitted by applicable state, federal, and local laws, rules, and regulations. All substantiated complaints shall be reported to City Council at the first regular City Council meeting following substantiation.

In cases where complaints are made against any sitting Councilor or any Council appointee, the Council, by open vote, may call a meeting of the Board of Ethical Review. Once called, the complaint will be carried by the Council representative to the Board. The Board will conduct any investigation necessary to determine a basis in fact for the complaint. Once the investigation is complete, the Board will make a report to the City Council. Following the report, a majority of Council may execute disciplinary action as they feel is necessary and appropriate; and that is permitted by applicable state, federal, and local laws, rules, and regulations.

§ 26-7. Council review.

This chapter shall be reviewed by each subsequent Council for the purpose of ensuring familiarity with its terms and for amendment as deemed appropriate.

City Manager Horn told everyone that this ordinance replaces the current Code of Ethics and is augmented by the resolution that follows. He mentioned one amendment to add the language "and shall be updated annually" at the end of § 26-4. He told everyone that each subsequent Council will review the Code of Ethics.

ACTION TAKEN by Clr. Augustine; seconded by Clr. Valentino

MOVED THAT this ordinance be amended to include the wording "and shall be updated annually"

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

City Manager Horn asked Council to submit any ideas for other amendments that can be added at the second reading. He said he would finalize a financial disclosure form for the next meeting.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Valentino

MOVED THAT this ordinance be accepted as amended for first reading

ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

9. ADOPTING A CODE OF ETHICS

City Manager, Mathew Horn, presented the following resolution

WHEREAS, the Geneva City Council has determined that a more stringent Code of Ethics benefits the public by increasing public confidence in the integrity of local government and its effective and fair operations; and

WHEREAS, an enhanced Code of Ethics will ensure that Public Officials are independent, impartial, and fair in their judgment and execution of policy; and

9. ADOPTING A CODE OF ETHICS (Cont.)

WHEREAS, City Council wishes to create an atmosphere of respect and civility in the conduct of public business.

NOW, THEREFORE BE IT RESOLVED, that the Geneva City Council, hereby and in due form, adopts the following Code of Ethics for all City Councilors, Council Appointees, Management Staff, and applicable employees; all of whom are hereafter referred to as "Public Officials."

TENET 1: ACT IN THE PUBLIC INTEREST

Recognizing that stewardship of the public interest must be their primary concern, Public Officials will work for the common good of the people of Geneva and not for any private or personal interest. They will assure fair and equal treatment of all persons, claims, and transactions appearing before Public Officials.

TENET 2: COMPLIANCE WITH THE LAW

Public Officials shall comply with the laws of the nation, the State of New York, and the City of Geneva in the performance of their public duties. These laws include, but are not limited to the U.S. and New York Constitutions, the Geneva City Charter and City Code, and other laws, rules, regulations, and policies pertaining to conflict of interest, elections, financial disclosures, employer responsibilities, and open process of government.

TENET 3: CONDUCT OF PUBLIC OFFICIALS

The professional and personal conduct of Public Officials must be above reproach, and avoid even the appearance of impropriety. Public Officials shall refrain from abusive conduct, personal charges, or verbal attacks upon the character or motives of other Public Officials.

TENET 4: RESPECT FOR PROCESS

Public Officials shall perform their duties in accordance with processes established by the City Council, City Manager, or other appointing authority governing the deliberation of public policy issues, meaningful involvement of the public, and implementation of policy decisions.

TENET 5: CONDUCT OF PUBLIC MEETINGS

Public Officials shall prepare themselves for public issues, listen courteously and attentively to all public discussions before the body, and focus on the business at hand. They shall refrain from interrupting speakers, making personal comments not germane to the business of the body, or otherwise interfering with the orderly conduct of meetings.

TENET 6: DECISIONS BASED ON MERIT

Public Officials shall base their decisions on the merits and substance of the matter at hand, rather than on unrelated considerations.

TENET 7: COMMUNICATION

Public Officials shall share substantive information with the public that is relevant to a matter under consideration by public bodies when they have received information from sources outside of the public decision-making process.

TENET 8: CONFLICT OF INTEREST

In order to assure their independence and impartiality on behalf of the common good, Public Officials shall not use their official positions to influence government decisions in which they have a material financial interest, or where they have an organizational responsibility or

9. ADOPTING A CODE OF ETHICS (Cont.)

personal relationship which may give the appearance of a conflict of interest. In accordance with applicable law, members shall disclose investments, interests in real property, sources of income, and gifts; and they shall abstain from participating in deliberations and decision making where conflicts may exist.

TENET 9: GIFTS AND FAVORS

Public Officials shall not take any special advantage of services or opportunities for personal gain, by virtue of their public office which are not available to the public in general. They shall refrain from accepting any gifts, favors, or promises of future benefits which might compromise their independence of judgment or action or gives the appearance of being compromised.

TENET 10: CONFIDENTIAL INFORMATION

Public Officials shall respect the confidentiality of information as protected under the New York Open Meetings and Open Records laws, concerning the property, personnel, or other affairs of the City. They shall neither disclose confidential information without proper legal authorization, nor use such information to advance their personal, financial, or other private interests.

TENET 11: USE OF PUBLIC RESOURCES

Public Officials shall not use public resources not available to the public in general, such as City staff time, equipment, supplies, or facilities for private gain or personal use.

TENET 12: REPRESENTATION OF PRIVATE INTERESTS

In keeping with their role as stewards of the public interest, Public Officials shall not appear on behalf of private interests of third parties before any proceeding of a City body.

TENET 13: ADVOCACY

Public Officials shall represent the official policies or positions of their body to the best of their ability when designated as delegates for this purpose. When presenting their individual opinions and positions, Public Officials shall specifically state that they do not represent their body or the City of Geneva, nor will they allow the inference that they do.

TENET 14: ROLE OF PUBLIC OFFICIALS

City Councilors shall respect the role of the City Manager, and vice versa. Councilors will determine policy with the advice, information, and analysis provided by the public, boards, commissions, and committees, and City Staff. Except as provided for by the Charter, Councilors shall not interfere with the administrative functions of the City or the professional duties of the City staff; nor shall they impair the ability of staff to implement Council policy.

TENET 15: INDEPENDENCE OF BOARDS, COMMISSIONS, AND COMMITTEES

Because of the value of independent advice of boards, commissions and committees to the public decision-making process, Councilors shall refrain from using their position to unduly influence the deliberations or outcomes of board, commission, or committee proceedings.

TENET 16: POSITIVE WORKPLACE ENVIRONMENT

Public Officials shall support the maintenance of a positive and constructive workplace environment for City employees, appointees, elected officials, and businesses dealing with the City. Public Officials shall recognize their special role in dealing with City employees to in no way create the perception of inappropriate direction to staff.

9. ADOPTING A CODE OF ETHICS (Cont.)

TENET 17: IMPLEMENTATION

As an expression of the standards of conduct for Public Officials expected by the City, the Code of Ethics is intended to be self-enforcing. It therefore becomes most effective when Public Officials are thoroughly familiar with it and embrace its provisions. For this reason, ethical standards shall be included in regular orientations for candidates for City Council, applicants for boards, commissions, and committees, newly elected and appointed officials, and City staff. Public Officials shall sign a statement affirming that they read and understood the Code of Ethics. In addition, the Code of Ethics shall be annually reviewed by City Council and all boards, commissions, and committees. City Council shall consider amendments to the Code of Ethics as recommended by the public and by Public Officials at its annual review of the document.

RECEIVED AND ACKNOWLEDGED:

PUBLIC OFFICIAL SIGNATURE

PRINTED NAME

DATE

Mayor Einstein told everyone that a matrix is being designed with acceptable and unacceptable behavior pertaining to each tenet.

ACTION TAKEN by Clr. D'Amico; seconded by Clr. Augustine
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1absent)

10. PRESENTED SECOND READING OF AN ORDINANCE AMENDING CHAPTER 341 ENTITLED "WATER AND SEWERS" OF THE CITY OF GENEVA MUNICIPAL CODE

City Comptroller, Tara Clark, presented the following ordinance for second reading:

BE IT ORDAINED by the City Council of the City of Geneva, New York that Chapter 341 entitled "Water & Sewers" of the City of Geneva Municipal Code is amended to read as follows:

Section 1. That Article II, Paragraph 341-17 entitled "Water Rates for Resident Users" is hereby amended to read as follows:

10. PRESENTED SECOND READING OF AN ORDINANCE AMENDING CHAPTER 341 ENTITLED "WATER AND SEWERS" OF THE CITY OF GENEVA MUNICIPAL CODE (Cont.)

1. First 500 cubic feet - \$6.00 per 100 cu.ft. - \$30.00 minimum bill.
2. All over 500 cu. Ft. - \$2.87 per 100 cu. ft.
3. Minimum charge per quarter shall be established in accordance with size of the water meter as follows:

<u>Size of Meter in inches</u>	<u>Water Allowance in cubic feet</u>	<u>Minimum Charge</u>
5/8	500	\$ 30.00
3/4	1,000	43.71
1	2,000	71.12
1 ½	4,500	209.49
2	8,000	353.43
3	16,000	682.41
4	24,500	1,031.97
6	49,500	2,060.06
8	84,500	3,499.40

Section 2. That Article ii, Paragraph 341-18 entitled "Water Rates for Non-residents" is hereby amended to read as follows:

- A. The water rates in accordance with paragraph 341-18 of this Chapter for non-resident individual users of City water shall be as follows:
 1. First 500 cu. Ft. - \$7.95 per 100 cu. Ft. - \$42.75 minimum bill. A meter reading charge of \$3.00 per quarter is included in the minimum charge rate.
 2. All over 500 cu. ft. - \$4.06 per 100 cu. ft.
 3. Minimum charge per quarter shall be established in accordance with size of the water meter as follows:

<u>Size of Meter in inches</u>	<u>Water Allowance in cubic feet</u>	<u>Minimum Charge</u>
5/8	500	\$ 42.75
3/4	1,000	62.14
1	2,000	100.93
1 ½	4,500	296.85
2	8,000	500.49
3	16,000	965.96
4	24,500	1,460.51
6	49,500	2,915.07
8	84,500	4,951.46

- B. The water rate for Water Districts and Water Companies shall be \$2.92 per 100 cubic feet.

Section 3. This Ordinance shall take effect immediately and in accordance with law.

ACTION TAKEN by Clr. Valentino; seconded by Clr. O'Malley
 MOVED THAT this ordinance be accepted for second reading
 ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

11. AMENDING 2009 EQUIPMENT REPLACEMENT PLAN

City Comptroller, Tara Clark, presented the following resolution:

WHEREAS, Geneva City Council approved the 2009 Equipment Replacement Plan as part of the 2009 City Budget on October 15, 2008; and

WHEREAS, the City of Geneva Department of Public Works received the pricing on the 2009 Sander and Plow after the submission of the Equipment Replacement Plan; and

WHEREAS, the federal law for emission standards in 2009 contributed to a considerable increase in the pricing of the 2009 Sander and Plow; and

WHEREAS, the best pricing for the 2009 Sander and Plow as presented on the New York State bid listing requires an additional \$38,100 to be allocated to the Equipment Replacement Plan for the purchase of the 2009 Sander and Plow;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Geneva that the Equipment Replacement Plan be amended to reflect an additional \$38,100 for the replacement of the 1998 Sander and Plow.

ACTION TAKEN by Clr. O'Malley; seconded by Clr. Hagerman

MOVED THAT this resolution be adopted

ROLL CALL – Aye: Clr. O'Malley, Clr. Alcock, Clr. D'Amico, Clr. Cosentino,
Clr. Hagerman, Clr. Augustine and Mayor Einstein

Nay: Clr. Valentino

MOTION CARRIED

12. DISCUSSION OF AMENDMENT TO THE CITY'S MASTER PLAN-LAKEFRONT

City Manager Horn explained that the current master plan is broad, and the total Bergman Report, if adopted, would be very different from the master plan. Staff is recommending tonight that Council consider as part of the amendment process adoption of the specific policy areas as an amendment to the City Master Plan rather than adoption of the Bergman Plan. The policy areas include: downtown revitalization, downtown/lakefront connectivity, water front program, recreation and open space.

City Manager Horn went through the proposed amendments to the Bergman Plan. When asked for clarification on an amendment regarding the viewscape of the lake from existing residential neighborhoods, Clr. Augustine indicated that the intent was to make sure the plan takes such issues into account when considering potential development.

Mayor Einstein told everyone that the plan would be changed on the website for people to see before the next meeting. He then announced there would be a short break before the public hearing started.

13. PUBLIC HEARING – LAKEFRONT/DOWNTOWN DEVELOPMENT PLAN

Mayor Einstein opened the public hearing at 7:31 PM to anyone wishing to address Council.

Several residents offered the following concerns:

- Their concern about development on the lakefront. A petition is circulating asking for a zoning change on the lakefront.
- We should concentrate on improving downtown rather than putting residential buildings on the lakefront.
- Shouldn't give up on the walkway from Exchange to the Lakefront.
- Hopes we will have no regrets 20 years from now if we develop the lakefront now.
- Feels tourists want an unobstructed view of the lake.
- Building 12 could be taken off the plan, and the plan could still move forward.

Along with some concerns, several people offered encouragement:

- Urging Council to adopt the plan as is.
- Special signage would be helpful.
- Idea of risk taking is good and would like to see Council move forward.
- Lakefront development is way to draw kids back to Geneva who left after graduating.
- Council needs to move forward. They cannot make everyone happy.
- Council must be positive and progressive.

There being no one else appearing, Mayor Einstein adjourned the public hearing at 8:29 PM.

14. PUBLIC HEARING – ESTABLISHING SEWER RENTAL CHARGES

Mayor Einstein opened the public hearing at 8:30 PM to anyone wishing to address Council.

There being no one appearing, Mayor Einstein adjourned the public hearing at 8:31 PM.

15. DISCUSSION OF POSSIBLE CREATION OF A YOUTH COUNCIL

Mayor Einstein told everyone that a youth council could provide input to Council on youth related issues and provide insight on much wider reaching issues. They will be holding a meeting on December 9th at 5:00 PM in the library community room to come up with a proposal for Council.

Clr. D'Amico said that they are looking for kids from 13 to 21 years, and he would like Council to try and recruit people in their wards who want to be included.

City Manager Horn said he sees value in including city staff wherever possible.

16. MAYOR AND COUNCIL REPORTS

Mayor Einstein told everyone that the tree lighting ceremony will be held tomorrow at 6:30 PM in front of City Hall.

Clr. Valentino said that he went to a training session in Mount Morris to get a better understanding of their duties.

Clr. D'Amico reminded everyone that this Council has been reaching out to residents, holding extra meetings, working hard, and he said that the public needs to start trusting Council.

Clr. Augustine told Council that the National Cities Congressional Conference will be held in D.C. March 14-18. In the past, she has gone to the conference with a list of projects from the former City Manager. She said she would like to see a policy adopted at a future meeting to take advantage of what this conference has to offer.

Clr. Cosentino said that the Aid to Handicapped Committee has new officers. He thanked the previous chairperson, Dick Guinan, and announced that Jay Coleman is the new chair with John Cataline being the vice-chair, and Joann Greco the secretary. He also said that the Dorchester neighborhood watch group suggested putting speed bumps in the street and changing the direction of the one-way. He asked if staff could look in to it.

17. AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE UNIFIED COURT SYSTEM

City Manager, Mathew Horn, presented the following resolution:

WHEREAS, the City Manager has been advised that the New York State Unified Court System is desirous of entering into an agreement with the City of Geneva for cleaning services as well as minor and emergency repairs to the court facilities; and

WHEREAS, each year the City Manager has entered into such agreement and the New York State Unified Court System now requires a resolution authorizing the City Manager to do so;

NOW, THEREFORE, BE IT RESOLVED, that the City Manager is hereby authorized to enter into an agreement for cleaning services as well as minor and emergency repairs for the period of the State Fiscal Years 2008-2009 through 2012-2013, effective April 1, 2008 and terminating March 31, 2013.

ACTION TAKEN by Clr. Valentino; seconded by Clr. Hagerman
MOVED THAT this resolution be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

18. CITY MANAGER REPORT

City Manager Horn told Council that the current lease agreement with the Chamber will expire on December 31, 2008. He asked Council if he and the City Attorney could enter into negotiations to provide for a one year agreement extension with the Chamber and bring it back to Council for formal ratification.

19. LOCAL LAW ESTABLISHING SEWER RENTAL CHARGES

City Comptroller, Tara Clark, presented the following local law:

Be it enacted by the City Council of the City of Geneva as follows:

Section I. The purpose of this law is to establish a sewer rental charge for the use of public sewers as set forth in Article #14 of the General Municipal Law.

Section II. Article #14 of General Municipal Law is hereby amended to establish sewer rates based on metered water consumption. The rates established are as follows:

Residential Rate

1st 500 cu. ft. \$8.00 per 100 cu. ft.
All over 500 cu. ft. \$3.71 per 100 cu. ft.
Minimum bill \$40.00

Non-residential Rate

1st 500 cu. ft. \$13.28 per 100 cu. ft.
All over 500 cu. ft. \$4.95 per 100 cu. ft.
Minimum bill \$66.40

Section III. This local law shall take effect immediately and in accordance with law.

Residential Rate

341-19. B. The rates of such rents shall be as follows per quarter:

- (1) First 500 cubic feet: \$8.00 per 100 cubic feet. Minimum bill \$40.00.
- (2) All over 500 cubic feet: \$3.71 per 100 cubic feet.
- (3) Minimum charge per quarter shall be established in accordance with the size of the water meter as follows:

<u>Size of Meter in inches</u>	<u>Water Allowance in cubic feet</u>	<u>Minimum Charge</u>
5/8	500	\$ 40.00
3/4	1,000	55.72
1	2,000	87.15
1 1/2	4,500	248.63
2	8,000	413.66
3	16,000	790.89
4	24,500	1,191.71
6	49,500	2,370.57
8	84,500	4,020.98

19. LOCAL LAW ESTABLISHING SEWER RENTAL CHARGES (Cont.)

Non-residential Rate

341.21. C. The rates for such rents shall be as follows per quarter:

- (1) First 500 cubic feet \$13.28 for 100 cubic feet, minimum bill \$66.40.
- (2) All over 500 cubic feet \$4.95 per 100 cubic feet.
- (3) Minimum charge per quarter shall be established in accordance with the size of the water meter as follows:

<u>Size of Meter in inches</u>	<u>Water Allowance in cubic feet</u>	<u>Minimum Charge</u>
5/8	500	\$ 66.40
3/4	1,000	87.36
1	2,000	129.27
1 1/2	4,500	351.09
2	8,000	571.14
3	16,000	1,074.12
4	24,500	1,608.54
6	49,500	3,180.36
8	84,500	5,380.89

ACTION TAKEN by Clr. Valentino; seconded by Clr. Greco
MOVED THAT this local law be adopted
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)

20. ADJOURNMENT

ACTION TAKEN by Clr. Valentino; seconded by Clr. Alcock
MOVED THAT City Council adjourn this meeting at 8:53PM
ROLL CALL – MOTION CARRIED UNANIMOUSLY (8-1 absent)



City Clerk

THE GENEVA CITY COUNCIL

JOURNAL OF PROCEEDINGS

SPECIAL COUNCIL MEETING

DECEMBER 18, 2008 - 3:30 PM

Presiding - Stu Einstein, Mayor

1. ROLL CALL

Present: Clr. O'Malley, Clr. D'Amico, Clr. Valentino, Clr. Augustine, Clr. Alcock,
and Clr. Greco (arrived at 3:50 PM)

Absent: Clr. Hagerman and Clr. Cosentino

2. EXECUTIVE SESSION

ACTION TAKEN by Clr. Valentino; seconded by Clr. D'Amico
MOVED THAT City Council adjourn to Executive Session to discuss the City
Manager's six-month evaluation
ROLL CALL - MOTION CARRIED UNANIMOUSLY (6-3 absent)

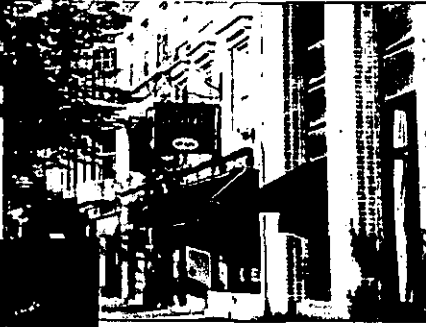
The Executive Session convened at 3:30 PM. Those in attendance were all Council
Members (6-3 absent-Clr. Greco arrived during Executive Session) and Mayor Einstein. The
Executive Session adjourned at 5:15 PM.

3. ADJOURNMENT

There being no further business to discuss, Mayor Einstein adjourned the meeting at
5:15 PM.



City Clerk



City of Geneva, New York
2009 Municipal Budget
Financial Plan
Operations Plan
Capital Improvement Plan



City of Geneva
2009 Municipal Budget

Mayor
Stu Einstein

Councilors-At-Large

Ron Alcock Stephen O'Malley

Ward Councilors

Jacqueline Augustine, 1st
Steve Valentino, 3rd
Jason Hagerman, 5th

Paul D'Amico, 2nd
Louis Cosentino, 4th
John Greco, 6th

Matt Horn
City Manager

Tara Clark
City Comptroller

City of Geneva, New York
2009 Municipal Budget

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Mission Statement:

The City of Geneva: Enhancing our community through safe, responsive, and responsible services, programs, and facilities.

Vision Statement:

Geneva: A beautiful and safe community in which to live, work, play, and invest.

Strategic Imperatives:

The City of Geneva will achieve its vision through the effective execution of our mission. For the 2009 operating year, we recognize that progress toward our vision is most effectively achieved via the allocation of resources to the following strategic imperatives:

- ***Providing Value for Taxpayers:*** City Council recognizes that development and maintenance of a community of excellence is not always achieved inexpensively. However, with each opportunity for which public resources are allocated, key decision makers will ask: "How does this add or create value for our taxpayer?" In those instances where value addition or creation is not clear, the City will seek alternate, creative solutions that provide enhanced value for precious taxpayer investment.
- ***Enhancing Neighborhoods:*** Recognizing that neighborhoods are the building blocks of a successful community, City Council will review every investment with the objective of creating and maintaining safe, vibrant neighborhoods. This will be achieved through decentralization of recreation activities—as a means for neighborhood-based programming, community policing, aggressive code enforcement, and sound land-use planning. City Council will support the development of grass roots neighborhood organizations, as the key to leading the charge toward neighborhood revitalization.
- ***Engaged Governance:*** Understanding that a well-informed electorate and diversity of ideas contribute to a successful community, City Council will utilize a range of communications tools and feedback avenues to provide citizens with all available information and bountiful opportunities to contribute knowledge, opinion, and expertise to City matters. Additionally, Council will look to staff to provide the same communication loops in an effort to maintain informed strategic oversight of City operations.
- ***Economic Development:*** Private investment and job creation contribute to community success through diversification of the tax base and enhancement of quality of life for our residents. City Council will continue to make investments in well thought out economic development efforts that attract high-quality commercial activity. Our efforts will be focused on those investments that enhance our posture as a regional tourism center, a haven for small, independent businesses, and promote an industrial sector that provides high-skilled, high paying jobs, while respecting our sensitive watershed environment.

CITY OF GENEVA, NEW YORK

CITY HALL · 47 CASTLE STREET · GENEVA, NEW YORK 14456



Mathew D. Horn
City Manager
(315) 789-6104
FAX (315) 828-6599
mhorn@geneva.ny.us

September 30, 2008

Letter of Transmittal Executive Summary

Mayor, City Council, and Geneva Community:

It is with great pleasure that we present the 2009 City of Geneva Municipal Budget. This document will serve as our financial plan, plan for operations, and our capital improvement plan for the coming year. Additionally, it serves as our policy reference; guiding our financial and operating decisions as we move forward into Geneva's exciting future.

The budget, as proposed, tackles each of City Council's strategic imperatives, without increasing general assessments or the tax rate.

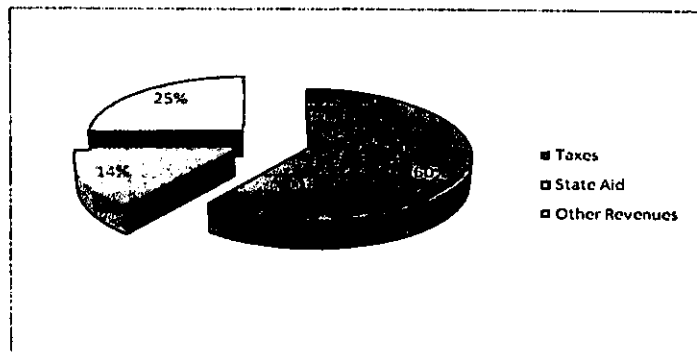
What we've got:

The 2009 Budget consists of three major funds and the Capital Improvement Program. The General Fund totals \$16.6 million including \$1,119,438 in operating cash, and \$375,000 in reserve funds appropriated to the Capital Improvement Program.

The Water Fund totals \$3.23 million, while the Sewer Fund comes in at \$4.21 million.

Where it came from:

The single largest General Fund revenue is derived from property taxes at \$6.4 million, or approximately 0.5% more than 2008 projections. These increases stem mostly from minor improvements to existing real property in the City. As noted above, no rate or general assessment increases are proposed.



Sales tax and state aid account for the next two largest sources of revenue, at \$2.93 million and \$2.39 million respectively.

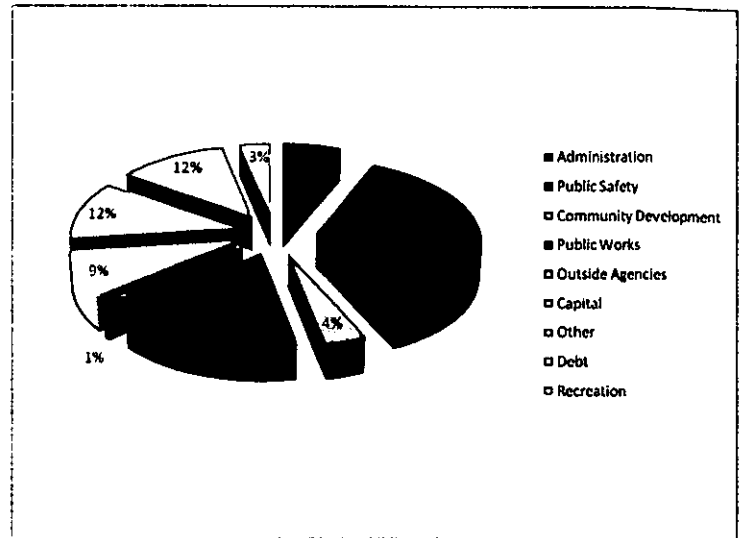
Other revenues, including but not limited to taxes, fees, and project reimbursements total \$4.21 million.

Where it's headed:

The 2009 budget is allocated across nine functional areas of the City. The largest allocations are for Public Safety expenses (37%), followed by Public Works (17%). Debt service and interdepartmental/other expenses are the next largest categories at 12% each.

How we'll use it:

The proposed budget addresses each of the strategic imperatives identified by City Council during our visioning session at the start of the process.



The budget addresses these imperatives in the following manner:

- *Providing Value for Taxpayer Investment:* The 2009 budget proposal recommends no increase in property tax rates or general assessments. Additionally, a responsible capital program has been recommended; funded entirely by operating cash and existing cash reserves. The budget proposal also outlines a performance measurement program to highlight our performance against adopted priorities.
- *Neighborhood Revitalization:* The proposed budget outlines an exciting new program for addressing neighborhood issues. Additionally, funding has been provided to assist in the development of neighborhood associations throughout the City.
- *Engaged Governance:* The budget, as an operating plan, provides for regular reporting and feedback loops for City Council, in an effort to assist in making critical policy decisions. Additionally, City Council was heavily involved in the development of the guiding principles of this document.
- *Economic Development:* This proposal continues our support of economic development activities in the City. Additionally, it enhances our efforts with respect to developing Geneva as a regional tourism destination.

We hope that you will find the ideas and recommendations contained herein to be responsible and effective in addressing the needs of the City for 2009 and beyond. We believe that this proposal is the best way ahead for our organization and the community.

We would like to extend our most sincere appreciation for all who participated in the development of this document; including all City Department Heads, the Senior Management Team, outside agency leadership, community representatives, and of course the City Council.

We look forward to discussing this proposal with you; and to another great year in Geneva.

Sincerely,



Matt Horn
City Manager



Tara Clark
City Comptroller

The City of Geneva's 2009 Municipal Budget

Budget Message

There is nothing wrong with change if it is in the right direction.

--Winston Churchill

Introduction

Where to begin? My first ninety days on the job have been nothing short of a whirlwind for me, my family, City Council, and our great staff. Over the course of the last year, we have seen a new City Council, new City Manager, and the opportunity for a new City Attorney all come on-line. We welcomed a former Presidential candidate, got a house built in four days, and unveiled a plan that will really change the face of our lakefront and downtown. And that only represents the start of our journey together!

What happens when you hire a guy who's never been a City Manager before? His first budget ends up looking like this one; like nothing you've ever seen before. What we've presented here is a balanced budget, with the opportunity to move forward with a great year with no increase in the real property tax rate or general assessment. But we've left a little window open...just in case Council wants to squeeze through.

Budget alternatives one through five, toward the end of this document, give City Council the opportunity to dream a little.

If you did want to contemplate increasing revenues, there may be additional opportunities for greatness.

I hope City Council will seize the opportunity to dig into this budget and really make a difference. This is our year to move forward with meaningful change that will set the tone for decades to come.

I look forward to working with you through this exciting process.

The Basics

Gen. Fund Rev.:	\$16,625,957
Gen. Fund Exp.:	\$16,625,957
Tax Rate:	\$18.26/\$1,000
Tax Rate Change:	\$ 0.00/\$1,000
Water Fund Rev.:	\$3,253,289
Water Fund Exp.:	\$3,253,289
Water Rate:	\$2.87
Water Rate Change:	\$0.09
Sewer Fund Rev.:	\$4,210,554
Sewer Fund Exp.:	\$4,210,554
Sewer Rate:	\$3.71
Sewer Rate Change:	\$0.47

"If you don't know where you are going, you might wind up someplace else."

--Yogi Berra

The Process

As staff approached the 2009 Budget Development Process, we sought to bring City Council "into the fold" as soon as possible. With that in mind, we developed a series of workshops to seek feedback on Council's vision and goals for the organization, as well as to outline the financial challenges and opportunities we face as a community. The objectives of these workshops and ensuing staff-driven "skull sessions" were simple, and very thoroughly addressed.

Our primary objective was to approach budgeting from an open and collaborative standpoint. We sought to get as much information out there, so that you, as a body, are able to make informed decisions, while understanding the tough decisions that our organization faces today and down the road.

Workshop #1: Community Visioning

Prior to the first workshop, staff developed a short "Visioning Questionnaire," which sought to get feedback from Councilors on your thoughts relative to organizational and community direction.

The questionnaire asked several questions:

- What do you see as the number one strength of the City of Geneva?
- What is the greatest challenge we face as a community?
- What opportunities for greatness have been, to date, not fully realized?
- What are the biggest threats to our success?
- In as many one to two word statements as you can, describe your picture of Geneva in five to ten years.

Staff was extremely pleased to receive many great responses. Some of the thoughts are summarized below:

Strengths—

Diversity	Community Contribution (Voluntccrism)
Location	Lakefront

Challenges—

High Taxes/Revenue Challenges	Poverty/Residents' Economic Issues
-------------------------------	------------------------------------

Challenges—

High Taxes/Revenue Challenges	Poverty/Residents' Economic Issues
Diversity Issues (Cohesion)	

Opportunities—

Community Recreation	Downtown Housing	Lakeview Housing
Neighborhood Identity	Branding	Downtown Revitalization
Downtown Events	Lakefront Development	Relationship w/Town
Industrial Park	Agriculture—Past/Future	Lakefront Enhancement
Cultural Diversity	College/Community	Location (central to metros)
Tourism	Neighborhood Revitalization	

Threats—

Taxes	Concentrated L/I Housing	Limited Developer Pool
Resistance to New Ideas	Self Imposed Constraints	“My Way” Mentality
Failure to Act	Poor Vision (Lakefront)	Neighborhood Security
Downtown Loitering	Self-Esteem	

Vision—

A Destination	Out Front	Well-Loved	Vibrant
Authentic	Event Rich	Walkable	Value
Growing	Good Neighbor	Inclusive	Environmentally Friendly
Safe Community	Working Community	Effective Diversity	Best Live/Work
Tremendous Strides	Better	Tech. Leader	Beautiful City

Innovative Leader	Creative Approach	Creative Success	Gracious
Inviting	Spectacular Lakefront	Forward Thinking	Unique Shops
Respect/Dignity	Close-Knit	Attractive	Neighborhood Pride
Thriving Downtown	Culturally Rich	Family Friendly	Rich History
Affordable	Unique Community	Efficient	

Utilizing these thoughts, City Council arrived at four Strategic Imperatives that we will use to guide investment of City resources over the next year. These imperatives included:

- Providing Value for Taxpayer Investment
- Neighborhood Revitalization
- Engaged Governance
- Economic Development

We will discuss these in more detail in the next section.

Workshop #2: Financial Conditions

In the second workshop, staff sought to provide City Council with greater insight as to the financial picture as it relates to our budget development. In this section we highlighted the following issues that will drive many of the decisions we make this year:

- Flat Property Tax Growth
- Questionable State Aid Allocation
- Double-Digit Health Care Cost Growth
- Soaring Fuel Costs
- Significant Debt Costs

These are items we will discuss in more detail later. Additionally, at this workshop staff outlined a series of financial policy recommendations, which have been included as part of this document.

Staff "Skull Sessions"

Following Council workshops, staff picked up the ball and started "moving the chains." A series of sessions were held in which staff looked at our costs and revenue structures from all sides. They were asked to identify any potential cost cutting or revenue enhancement potential. Many of their ideas were included as part of the "staff recommendation" section of this proposal.

The Comptroller and I then set to work developing the budget alternatives that you will review shortly. The full management team assisted in ranking of these proposals.

City Council Review and Feedback

Starting today, staff is asking that you thoroughly review this document and provide meaningful feedback so that we can move quickly to adoption.

Adoption

We anticipate that City Council will adopt the document in October.

Implementation

From adoption the real work begins on this document. Staff will work diligently to implement each of the directives approved by City Council. Several tools we have developed to assist us in this effort include:

- *Performance Measurement:* Enclosed, you will find performance measures for each department outlined. These are intended to track staff performance in order to more effectively execute your directives. In this initial year of measurement, no benchmarks have been set. This is intended to be a baseline year, from which future performance goals will be developed.
- *Regular Reporting to Staff and Council:* Department Heads and other key staff will meet monthly with the Comptroller and Manager to discuss budget performance. Feedback will be provided, and necessary adjustments made. Each quarter, Council will receive a briefing on budget progress; both financially, and toward your goals as outlined.

Other tools will be discussed in more detail throughout the document.

"Don't try to strike everybody out. Strikeouts are boring! Besides that, they're fascist. Throw some ground balls - it's more democratic."

--Bull Durham

Strategic Imperatives

Believe it or not, the quote above speaks, quite eloquently, to strategy. To me, this quote gets at the heart of Council's strategic approach. Rather than relying on one silver bullet to address the needs of our community, we are going to engage our full team.

Through the process outlined above, City Council arrived at the following Strategic Imperatives:

- ***Providing Value for Taxpayer Investment:*** City Council recognizes that development and maintenance of a community of excellence is not always achieved inexpensively. However, with each opportunity for which public resources are allocated, key decision makers will ask: "How does this add or create value for our taxpayer?" In those instances where value addition or creation is not clear, the City will seek alternate, creative solutions that provide enhanced value for precious taxpayer investment.
- ***Neighborhood Revitalization:*** Recognizing that neighborhoods are the building blocks of a successful community, City Council will review every investment with the objective of creating and maintaining safe, vibrant neighborhoods. This will be achieved through decentralization of recreation activities—as a means for neighborhood-based programming, community policing, aggressive code enforcement, and sound land-use planning. City Council will support the development of grass roots neighborhood organizations, as the key to leading the charge toward neighborhood revitalization.
- ***Engaged Governance:*** Understanding that a well-informed electorate and diversity of ideas contribute to a successful community, City Council will utilize a range of communications tools and feedback avenues to provide citizens with all available information and bountiful opportunities to contribute knowledge, opinion, and expertise to City matters. Additionally, Council will look to staff to provide the same communication loops in an effort to maintain informed strategic oversight of City operations.
- ***Economic Development:*** Private investment and job creation contribute to community success through diversification of the tax base and enhancement of quality of life for our residents. City Council will continue to make investments in well thought out economic development efforts that attract high-quality commercial activity. Our efforts will be focused on those investments that enhance our posture as a regional tourism center, a haven for small, independent businesses, and promote an industrial sector that provides high-skilled, high paying jobs, while respecting our sensitive watershed environment.

"Money is better than poverty, if only for financial reasons."

--Woody Allen

Operational Challenges

I open the "*Challenges*" section of this document with a Woody Allen quote to bring a smile to your face, in hopes of not having our vision of hope and success drowned out in a sea of financial hurdles. That being said, we do have a few.

Flat Property Value Growth

As you are aware, the 2008 Budget's revenue projections were bolstered by a 7% increase in property value assessments. The 2009 projections call for a very low value increase. Building activity in Geneva over the last year has been relatively flat, which bears out a natural property value increase of just under one-half of a percent.

State-Aid Allocation

Staff was pleased to learn that the initial cuts recently proposed by the State have very little impact on our State-aid allocation. However, the State is experiencing significant financial issues, and as such, staff is taking a cautious, conservative approach in estimating our allocation.

Health Care Costs

Thanks to changes to the City's health care program, the 2008 budget showed a savings for the current year's budget of nearly \$171,000. With no additional change in the way we approach health care staff was anticipating an increase of over 17% from last year's estimates.

Soaring Fuel Costs

As of July 31, 2008, the City had exhausted its allocation for fuel for City vehicles and equipment. The instability of the petroleum market is forcing staff to conservatively estimate fuel cost increases of 90% for 2009.

Significant Debt Cost

The City's total debt going into 2009 stands at \$39.3 million, with \$13.4 million attributable to the General Fund. For the General Fund alone, this represents \$1.8 million in debt payments for 2009; with continued increases in 2010—even without additional borrowing.

"Perfection is not attainable, but if we chase perfection we can catch excellence."

--Vince Lombardi

Operational Opportunities/Budget Approach

As noted in the transmittal letter and executive summary, staff is pleased to put forward a budget recommendation that contains no real property tax increase for the 2009 fiscal year. The road to this proposal was filled with innovative approaches to service delivery, tough decisions about cost containment, and good, old-fashioned common sense.

As noted above, City Council worked diligently to arrive at four strategic imperatives: providing value for taxpayer investment, neighborhood revitalization, engaged governance, and economic development. Staff examined each change in revenue and cost to determine what effect it would have on our strategic imperatives.

What follows is a discussion about proposed changes for 2009, and how those changes will impact Council's strategic imperatives.

GenevaWorx Program

GenevaWorx is a multi-disciplinary, cross-functional approach at tackling neighborhood revitalization and organizational efficiency. The program is based on the City of Syracuse's award-winning SyraStat program and on the CompStat methodology popularized by the New York City Police Department.

Essentially, a cross-departmental team of staff will utilize regularly collected data on code enforcement cases, crime statistics, utility billing, and a range of other available data to appropriately and effectively apply staff resources to neighborhood issues. The City is preparing to commence with development of Neighborhood Improvement Strategies, and the GenevaWorx team will be charged with its implementation. Additionally, the team will utilize \$15,000 in funding to assist in the organization and capacity building of neighborhood associations throughout the City.

A second charge of the GenevaWorx team will be to utilize performance measurement data and other financial and operational information to regularly analyze departmental performance against budget goals.

This effort contributes to City Council's strategic imperatives in the following manner:

- Providing Value for Taxpayer Investment: This program sits at the core of our performance measurement and reporting efforts. The team will regularly review department performance with management to ensure that innovative, cost-effective

solutions to operational challenges are being utilized. This effort will yield regular reports to the City Manager and City Council on departmental and organizational performance.

- Neighborhood Revitalization: This program is the heart and soul of our neighborhood revitalization effort. Our approach, to date, has been somewhat stove-piped. This effort will bring together expertise and data from every affected department, as well as those agencies outside of City government that can provide impact on our neighborhood issues. This team will utilize the Neighborhood Improvement Strategies developed this fall to take a calculated approach to neighborhood revitalization.
- Engaged Governance: The data and information generated by this program will provide City Council and the citizenry with a clear picture of the performance of the organization as it relates to your strategic imperatives.
- Economic Development: Improved neighborhoods and efficient government operations make the City an attractive place to do business. As the condition of our neighborhoods improves, a market shift is likely to occur, making the region more attractive for higher end retail and other commercial development.

As presented in the staff recommendation, this program represents a total increase in funding of \$9,000. This funding will be combined with previously allocated Neighborhood Watch funds to provide seed money and program funding to assist in the development of fully functioning neighborhood associations.

Enhanced Customer Service

Utilizing existing staff resources, key offices in City Hall will be open additional hours to better serve the public. These include utility billing and the City Clerk's Office. Beginning January 1st, these offices will be open from 8:30 a.m. to 4:30 p.m.; an increase of 10 per week each for utility billing and the City Clerk's Office.

This effort contributes to City Council's strategic imperatives in the following manner:

- Providing Value for Taxpayer Investment: This improvement will be achieved via a change in scheduling for existing staff. This essentially provides for 20 hours per week of additional service at no additional cost to the taxpayer.

Improvements to Employee and Retiree Health Care

As noted in our economic conditions workshop, as well as in previous sections of this document, health care coverage for our employees and retirees presents a significant challenge in terms of cost. Staff projections indicated a 17% increase in the cost of health care coverage for employees and retirees for 2009. Continuing with the status quo is simply not sustainable. Increases for retirees associated with the Blue Million (65+) program alone accounted for nearly 3% of the total tax levy, if unchanged, for 2009. According to our provider, in the region only 70 retirees are enrolled in this program, 67 of whom are City of Geneva retirees.

Staff has engaged in a cooperative review of retiree health care options with our provider, Excellus. The findings of this review indicate that a superior health care coverage program, Medicare Blue Choice, can be provided to current enrollees in the Blue Million program for a total savings to the City of \$175,000, or nearly 3% in terms of property taxes.

Coverage comparisons of the two programs are noted below:

<u>Benefit</u>	<u>Blue Million</u>	<u>Blue Choice--Medicare</u>
Hospital Services	Covers Medicare Part A inpatient deductible, hospital coinsurance 61-90 & full coverage 91-120 days of semi-private & all medically necessary services for acute care covered in full. After 120 days are exhausted, services covered at 80%, subject to the deductible.	\$100 Copayment 2 max annually
Emergency Care and Urgent Care	After Medicare covered in full. Physician Services: No coverage.	\$50 Copayment- waived if admitted
Surgery	Covers Medicare Part B deductible, 20% coinsurance & other services up to the B/S Schedule of Allowances	\$10 Copayment

Diagnostic Office Visits	No coverage.	\$10 Copayment-includes specialists
<u>Benefit</u>	<u>Blue Million</u>	<u>Blue Choice—Medicare</u>
Eye Exams/Lenses/Frames/Contact Lenses	No coverage for Eye Exams. No coverage for eyeglasses/contact lenses.	\$10 Copayment-\$60 annual allowance for eyewear.
Physical, Speech & Occupational Therapy	No Coverage.	\$10 Copayment-respiratory therapy too
Ambulance	No coverage	\$50 Copayment
Prescription Drugs	\$2 for any drug per 30 day supply.	\$0 Deductable, \$10/\$25/\$40 30 or 90 day fill-no donut hole catastrophic coverage

In addition to the upgraded coverage, staff is recommending establishment of Health Reimbursement Accounts (HRAs) for all individuals changing coverage. These accounts provide all program participants with a Visa debit card to use for prescriptions, co-payments, over-the-counter health purchases, and an array of other health-related costs. The budget proposal calls for funding these accounts at \$750 for each retiree. Additionally, staff is researching the possibility of providing these accounts to existing employees who change coverage and provide cost savings to the community.

This effort contributes to City Council's strategic imperatives in the following manner:

- Providing Value for Taxpayer Investment: As noted above, this provides an incredible and justified benefit to those who have served the City well for many years. It does so in a sustainable manner; providing a superior product for retirees at a reduced cost to taxpayers. It also mitigates the effects of future increases related to health care coverage, as the Blue Million program was the fastest growing in terms of cost.

- Economic Development: Costs associated with rapidly increasing health care programs will have a profoundly negative impact on our posture relative to property taxes. This meaningful change to our approach in this area signifies a sustainable approach at providing services, with minimal impacts to the tax levy. This will greatly improve our ability to attract commercial and industrial enterprise.

Investment in Tourism Marketing

City Council has established its intention to develop as a regional tourism center as part of its economic development approach. As such, staff recommends investment in tourism marketing activities, designed to attract targeted populations to the City.

Staff proposes development of a strategic partnership with a local partner who can leverage the City's investment to bolster existing efforts to attract visitors to the area. As part of this effort, staff recommends an initial investment of \$25,000, in the form of a grant to a local organization with the capacity to provide a world-class marketing effort. Staff envisions this as a competitive process, in which local marketing groups would provide proposals to City Council, outlining their approach and ability to leverage our investment into increased returns associated with visitation.

These funds will be drawn from the Occupancy Tax imposed on local lodging establishments.

This effort contributes to City Council's strategic imperatives in the following manner:

- Providing Value for Taxpayer Investment: This program leverages funds from our occupancy tax program with the intended goal of increasing business for local merchants, including hotels, restaurants, and retail establishments. In turn, increased business in these areas further diversifies our tax base, reducing reliance on property taxes to fund essential City services.
- Engaged Governance: The approach recommended by staff gives City Council a greater hand in defining the targeted tourism approach in the City. Additionally, any awards funded to a partner organization will come with strict reporting requirements designed to provide City Council with more information on the performance of this program.
- Economic Development: As noted above, this program directly contributes to City Council's efforts to become a regional tourism center. As our reputation as a destination community improves, Geneva will likely see increased investment and jobs associated with tourism and other service-based industries.

Special Events

As City Council has discussed this summer, we are seeing great successes associated with our events. Staff would like to see many more located in the City. That being said, there are substantial costs associated with providing assistance (Police, Fire, Public Works, etc.) to such events.

As part of this budget, staff recommends requiring those events in need of City services to pay costs associated with staff time involved in supporting their programs and activities. These funds have not been included as part of our revenue projections. This year's collections will establish a baseline for future revenues. Funds generated in 2009 will be placed in the City's tourism reserve.

This effort contributes to City Council's strategic imperatives in the following manner:

- Providing Value for Taxpayer Investment: While these events are most certainly contributors to the local economy, they are heavily subsidized by tax dollars. This proposal ensures that costs associated with such events are recouped so as not to defer tax dollars from essential City services.

Changes to Fees for Service

In the same vein as the special event recommendation, staff proposes an annual review and revision to the City's schedule of fees for services and programs. Staff has conducted a review of all City fees, and has made recommendations for changes under separate cover.

This effort contributes to City Council's strategic imperatives in the following manner:

- Providing Value for Taxpayer Investment: This recommendation ensures that fees established to offset costs related to specific programs and services are reviewed on a regular basis. This provides value for taxpayers in that fees will keep pace with increases in associated costs; thus reducing the burden on real property tax payers.
- Engaged Governance: The staff recommendation provides City Council with additional information relative to program costs and revenues. City Council will have the opportunity to review such information annually, and make decisions based on staff recommendations and specific program data.

Capital Improvement Program

One significant change in the 2009 Budget proposal is a diminished pace with respect to capital improvements. Staff recommends no additional General Fund borrowing in 2009. All capital improvement projects will be funded with current revenues or cash reserves.

Without any additional General Fund borrowing this year, staff is projecting a total debt service cost of nearly \$2,000,000. This represents over 33% of the total property tax levy for 2009.

As was noted in our economic conditions workshop, the City's borrowing capacity has been nearly exhausted due to required improvements over the past several years. These investments have provided a significant positive effect on our infrastructure condition.

Staff will continue to monitor our financial condition, and make recommendations relative to aggressive debt management strategies, with the intention of funding valuable capital investments in future years.

That being said, staff has recommended capital investments for street improvements, including mill/pave projects and more substantial construction; as well as improvements to Gulvin Park.

This effort contributes to City Council's strategic imperatives in the following manner:

- Providing Value for Taxpayer Investment: Funding capital improvements with existing resources, as opposed to borrowed funds, reduces costly interest payments, allowing taxpayer funds to be used for critical City programs and services.

Water Fund

Cost increases associated with our treatment process have forced us to examine our current water rates. Staff is recommending a general increase of 9 cents in water rates for our customers.

Sewer Fund

The most recent \$15 million improvement to the City's sewer treatment infrastructure brought forward a tremendous increase in debt service costs. Debt service for the sewer fund increased to \$1.45 million this year. When coupled with increases in the cost of operations, even when offset by the recent rate adjustment in the Town of Geneva, staff is faced with a significant shortfall. As a result, staff is recommending an increase in sewer rates of 95 cents system wide.

"If you don't know where you are going, you might wind up someplace else."

--Yogi Berra

Our Future

In a world full of clichés, I don't mind dropping one in right here. Geneva is truly at a crossroads. Items barely contemplated in this document will shape our great City over the next several years. When you boil it all down, you have two basic options: status quo or great prosperity. That being said, I really like our chances of success.

In this case, even the status quo isn't all that bad. You have achieved great successes in Geneva in the past decade. We have a diverse population, which comes with great challenges, but also presents incredible opportunities. You have created a place where these groups love to live! Additionally, you've created a haven for a growing group of dynamic small businesses; from family-owned, service-oriented storefronts to highly skilled, incredibly specialized manufacturing operations.

You have invested wisely in infrastructure improvements. Your streets are starting to look great! A state-of-the-art wastewater treatment facility is up and running, and serving your citizens well. You have one of the best trained, most skilled and professional staffs in the State of New York. These are folks who are dedicated to serving their community, regardless of personal sacrifice. I know you are great at this, but the next time you see one in action, please be sure to remind them of how proud you are of their work.

The great care and effort you have made to preserve and enhance your natural environment is beyond reproach. Seneca Lake is our jewel, and the acres of public lakefront property provide residents and visitors alike the chance to soak in the beauty and serenity of a real natural treasure.

One area in which the status quo proves difficult is financial. If current policies and trends continue, Geneva will be forced to remain among the highest in New York in terms of property tax rate, non-taxable property values, and tax levy per capita. This will prove to be fatal in terms of attracting new residents and businesses; which will force us to either reduce the level-of-service provided to our community, or place the burden of services on a diminishing group of citizens.

Great prosperity is within our grasp! Small changes in the way we provide programs and services, as well a policy shift in terms of economic and community development will ensure that Geneva becomes a community of choice; a vibrant city full of engaged residents, and businesses teeming with customers from around the country.

Financially, the first step in this process is stemming the tide in terms of tax rate. You should continue to challenge your staff to take a hard look at operations and capital investment in order to make the best decisions when it comes to spending tax dollars. As mentioned previously, this budget proposal seeks to do just that.

In the coming years, we are going to throw the kitchen sink at operational efficiency. We will leave no stone unturned when it comes to seeking out innovative solutions to service delivery challenges. At the end of the day, we can't always promise a tax rate decrease, but what you can be sure of is that your team challenged itself at every turn to find the best and most efficient way to serve our citizenry.

Other opportunities in terms of capturing prosperity include the successful development of the lakefront, and innovative partnerships in economic development; including revitalizing downtown, the Hamilton Street corridor, the industrial park, and all other business locations.

Finally, we cannot lose sight of our most basic building blocks: our neighborhoods. Council should continue to seek out aggressive code enforcement strategies, public investment opportunities in infrastructure and recreational facilities and programs, and a robust public safety operation; geared at protecting our investment, and the investment of residents and property owners.

"If you don't have fun while you're here, then it's your fault. You only get to do this once."

--Harry Caray

Conclusion

Someone came to my office a few weeks ago and remarked that this job can't be that bad, because I'm always smiling. Well, maybe not always, but far more often than not. After all is said and done, no matter how you vote on this proposal, and no matter what policy direction we take this year, I hope you will all have fun with me. That's what keeps me coming back every day. This staff, this Council, and this community really make me smile, and keep this job fun.

So, after all is said and done, what does this budget do? Let's look at it in terms of our strategic imperatives:

Providing Value for Taxpayer Investment

This budget represents the first proposal in recent memory that recommends absolutely no increase in the real property tax rate, or in general assessed value. Significant improvements to retiree health

care have been funded with meaningful change in our approach to these challenges. City departments will be held accountable through regular reporting and scrutiny of performance related to activities and costs. Costs associated with specific programs and services will be more appropriately offset with enhanced fees for service.

Neighborhood Revitalization

The City's newly adopted Neighborhood Improvement Strategies will move into high gear with the implementation of the GenevaWorx program. More targeted code enforcement efforts will ensure that property owners are responsible and responsive to the requirements associated with vibrant, energized neighborhoods. A new, decentralized approach to recreation programming will bring more activities into neighborhood parks, and newly established neighborhood associations will find financial and in-kind support from City staff.

Engaged Governance

City Council will find far more information provided on performance of City programs and services, along with associated costs and revenue performance. They will have a larger role as it relates to economic development, in terms of increased oversight over investments in tourism marketing and other related efforts.

Economic Development

A new approach to strategic partnerships in the area of tourism marketing will mark a shift in our economic development efforts. Staff will be more focused on City Council's economic development vision of creating a tourism destination, attracting high-quality, environmentally responsible industrial firms, and implementing the community's vision for the lakefront and downtown commercial areas.

The budget and policy recommendations made here represent, what staff feels, is the most professional, most responsible way ahead for the coming year and beyond. I hope you will look upon it with due consideration, and an open mind focused toward positive and meaningful change.

Our People

Overview

Our people are the foundation of the success of our organization and consistently provide excellent service to the Geneva community. Investment in human resources represents the single largest outlay of our operating budget. For 2009, staff proposes a budget of 136 full-time employees with a total salary investment of \$7,887,378.

Recommended salary allocation is as follows:

➤ Sewer Fund:	\$ 678,425	8.6%
➤ Water Fund:	\$ 628,766	8.0%
➤ Mayor/City Council:	\$ 39,500	0.5%
➤ City Manager/Human Resources:	\$ 180,475	2.3%
➤ Comptroller/Assessor:	\$ 304,938	3.9%
➤ City Clerk	\$ 93,959	1.2%
➤ City Attorney:	\$ 111,649	1.4%
➤ Police:	\$2,557,558	32.4%
➤ Fire:	\$1,350,084	17.1%
➤ Recreation:	\$ 333,559	4.2%
➤ Economic Development & Planning:	\$ 386,646	4.9%
➤ Public Works:	\$1,221,819	15.5%

Our focus is to leverage our investment in human resources to maximize efficiencies and provide quality services to the community.

Succession Planning

Staff continues to prepare for impending retirements of 23% of the workforce in the next 5 years; resulting in an estimated \$800,000 in benefits to be paid out to retirees. To ensure our success in recruiting and retaining talented employees, we continue to review and evolve our recruitment efforts and analyze benefits as part of our negotiations with our 7 labor bargaining units. These efforts will contribute to our goal of attracting and retaining the next generation of employees and leaders.

Strategic workforce planning is critical to preparing and improving our organization. Implications of retirements and failure to retain quality employees include loss of leadership, continuity, institutional knowledge and expertise. Our workforce planning efforts assist management in identifying potential

vacancies and candidates, as well as providing a challenging and rewarding environment that fosters creativity and ingenuity in our existing and future workforce, while ensuring the sustainability of quality in our organization. On the positive side, retirements and other turnover activity create an opportunity to achieve a more diverse and inclusive workforce and bolsters our commitment to excellence throughout the organization.

Diversity Efforts

In 2001, the City, as an employer, committed to a long-term change strategy and mission to recruit, develop and retain a highly qualified and diverse workforce that reflects the unique community of Geneva. The demographic features of our workforce are represented in our 2007 Equal Employment Opportunity (EEO-4) report as follows:

Full-Time Employees (% of total)

Males:

White-79%

Black-4%

Hispanic-1%

Females:

White-15%

Black-1%

Part-Time Employees (% of total)

Males:

White-47%

Hispanic-3%

Black-2%

Females:

White-46%

Black-2%

The City recognizes that diversity is a complex issue where continuous improvement is necessary for both internal (current employees) and external (future employees) customers. Even though we continue to face challenges to diversify our workforce, we always seek alternative recruitment efforts to attract a wide variety of qualified applicants. Clearly, inclusion reinforces our commitment to being an inviting place to work and do business.

Training

Fortunately, we have experienced and skilled professionals that continue to balance their workloads with the challenge of maintaining up-to-date information on ever-changing subject matter. The City continues to make training a top priority. In total, for the years 2007 and 2008, departments received 17,808 hours of training at an investment of \$65,414.

This was allocated to departments as follows:

Department	Training Hours	Investment
Police	8,096	\$32,169
Fire	6,592	\$15,000
Recreation	230	\$ 4,200
City Clerk	51	\$ 338
DPW/Engineering	2,150	\$ 3,200
Planning & Economic Dev.	122	\$ 3,200
Code	455	\$ 3,713
City Manager/Personnel	65	\$ 2,994
Comptroller/Assessor	47	\$ 600

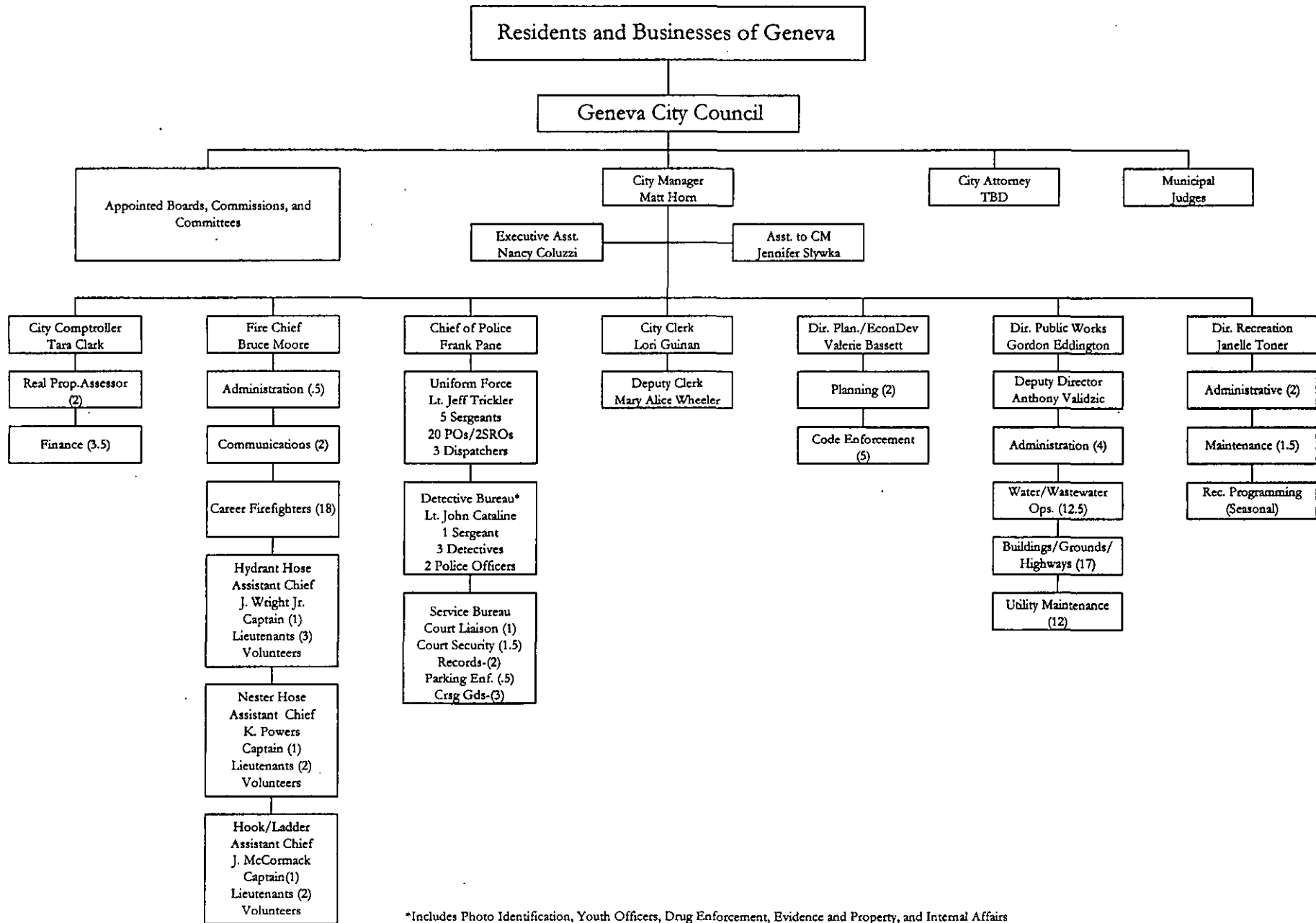
2009 Recommendations

The total number of full-time employees has been recommended to decrease by 2. A change in the structure of the City Attorney's Office eliminated the need for a Secretary.. Additionally, staff recommends the deferral of filling the Police Department's Community Assistant position.

Conclusion

The City of Geneva does an excellent job to effectively attract, engage and retain a talented workforce that advances the mission of our organization. The core of this effort is achieved through hiring and training the very best employees. The budget proposed herein continues driving that effort home.

"Inclusion is our mission-Celebrate Differences in our community!"



*Includes Photo Identification, Youth Officers, Drug Enforcement, Evidence and Property, and Internal Affairs
All staffing numbers represent full time equivalent positions (FTEs)

City of Geneva, New York
2009 Municipal Budget
Staffing Overview

Department/Division	2007			2008			2009 (Proposed)		
	Full Time	Part Time (Reg.)*	Other**	Full Time	Part Time (Reg.)*	Other**	Full Time	Part Time (Reg.)*	Other**
Administration									
City Council			9			9			9
City Manager	1.5			1.5			1.5		
City Clerk	2			2			2		
City Attorney	2			2			1		
Finance/Assessor	6	1		6	1		6	1	
Human Resources	1.5			1.5			1.5		
Planning/Development	8			8			8		
Public Safety									
<i>Police</i>									
Administrative	5			5			5		
Operations	33	9		35	9		34	10	
Communications	3			3			3		
<i>Fire</i>									
Administrative	1	1	15	1	1	15	1	1	15
Operations	18		150	18		150	18		125
Communications	2			2			2		
<i>Public Safety</i>									
Communications		10			10			10	
Public Works									
Administration	6	1	1	6	1	1	6		2
Field Services	29		2	29		2	29		2
Utilities	12.5			12.5			12.5		
Recreation									
Administration	3			3			3		
Programming	1.5		97	1.5		97	1.5		97
Total Staff	135	22	274	137	22	274	135	22	250
Full Time staff may be allocated amongst departments									
*Part Time Regular staff are those who work less than 35 hours per week									
**Other staff include volunteer staff, seasonal temporary staff, and elected officials									

BUDGET REVENUES

	<u>2007</u> <u>Actual</u>	<u>2008</u> <u>Budget</u>	<u>2009</u> <u>Staff</u> <u>Proposed</u>	<u>2009</u> <u>Council</u> <u>Approved</u>	<u>Difference</u>
Appropriated Fund Balance	-	-	175,000	175,000	175,000
Equipment Amortization		158,139	252,700	252,700	94,561
Brownfields Reimbursement			761,438	761,438	761,438
Community Development Block Grant			200,000	200,000	200,000
<u>TAX REVENUES:</u>					
Occupancy Tax	-	160,000	160,000	160,000	-
Property Tax	6,003,977	6,366,542	6,403,477	6,403,477	36,935
Public Utility Tax	238,248	250,000	250,000	250,000	-
Mortgage Tax	139,260	130,000	130,000	130,000	-
Penalties on Taxes	105,889	100,000	100,000	100,000	-
5% School Tax Penalties	73,887	43,000	50,000	50,000	7,000
Sales Tax	2,296,071	2,828,074	2,932,535	2,932,535	104,461
Total Tax Revenues	8,857,332	9,877,616	10,026,012	10,026,012	148,396
<u>STATE ASSISTANCE:</u>					
CHIPS	-	-	168,000	168,000	168,000
Recreation Aid	9,975	7,000	7,000	7,000	-
General Purpose State Aid	1,842,778	1,971,772	2,109,796	2,109,796	138,024
Highway Maintenance Aid	-	85,000	85,000	85,000	-
Star Program Aid	2,999	2,000	2,000	2,000	-
Equalization Assessment Aid	21,130	21,000	20,000	20,000	(1,000)
Total State Aid	1,876,882	2,086,772	2,391,796	2,391,796	305,024

BUDGET REVENUES

GENERAL FUND

	<u>2007</u> <u>Actual</u>	<u>2008</u> <u>Budget</u>	<u>2009</u> <u>Staff</u> <u>Proposed</u>	<u>2009</u> <u>Council</u> <u>Approved</u>	<u>Difference</u>
<u>GENERAL REVENUES:</u>					
City Court Fines	189,663	239,000	239,000	239,000	-
Gas & Oil	83,200	120,000	120,000	120,000	-
Registrar Fees/Licenses	35,285	36,000	38,000	38,000	2,000
Dog Licenses	13,903	12,000	12,000	12,000	-
Building Permits	45,658	44,500	44,500	44,500	-
Division of Cemeteries	48,140	60,000	60,000	60,000	-
Parking Tickets	42,575	85,000	85,000	85,000	-
Engineering Reimbursement	60,500	188,000	-	-	(188,000)
Miscellaneous	56,787	67,150	67,150	67,150	-
Bingo Fees	4,787	5,000	5,000	5,000	-
Interest on Investment	191,389	190,000	170,000	170,000	(20,000)
Insurance/Workers Comp. Recoveries	1,162	18,000	18,000	18,000	-
Cable TV Franchise	146,002	148,000	148,000	148,000	-
Grass Cutting	1,725	4,000	4,000	4,000	-
Cemetery Trust Fund Interest	526	500	500	500	-
DWI & Police Accident Reports	24,427	24,000	24,000	24,000	-
Sale of Properties	63,468	15,000	15,000	15,000	-
Empire Zone Grant/Small Cities	43,870	51,715	60,674	60,674	8,959
Inspections/I.R.L.F. /Grants/NYS-Code	78,186	89,000	114,000	114,000	25,000
RDS Subsidy	-	-	42,000	42,000	42,000
HUD/I.R.L.F./IDA Grant-Econ. Develop.	139,150	138,750	116,204	116,204	(22,546)
School Resource Officer	148,670	142,000	142,000	142,000	-
Rental of City Property/ O & M Aid	11,763	12,755	12,755	12,755	-
Bicycle Auction	2,022	1,000	2,000	2,000	1,000
Payment in Lieu of Taxes	465,670	401,500	420,728	420,728	19,228
Concession Stand	24,612	25,000	25,000	25,000	-
Ice Rink Fees	137,419	150,000	160,000	160,000	10,000
Recreation Charges	10,000	60,000	70,000	70,000	10,000
Police Security-Court/HWS	68,790	65,000	65,000	65,000	-
Hobart & William Smith Colleges Agreement	45,000	30,000	30,000	30,000	-
Tax Advertising	11,290	11,000	13,000	13,000	2,000
Public Works Services	16,125	12,000	12,000	12,000	-
Water/Sewer Transfer	374,000	468,500	468,500	468,500	-
UDAG Interest(Ramada)	17,000	25,500	-	-	(25,500)
Reimbursable Legal Fees	22,550	25,000	15,000	15,000	(10,000)
Total General Revenues	2,625,314	2,964,870	2,819,011	2,819,011	(145,859)
Tax Revenue/State Assistance	10,734,214	11,964,388	12,417,808	12,417,808	453,420
Revenues & Fund Balance	13,359,527	15,087,397	16,625,957	16,625,957	1,538,560

BUDGET EXPENDITURES RECAP

GENERAL FUND

	<u>2006</u> <u>Actual</u>	<u>2007</u> <u>Budget</u>	<u>2009</u> <u>Department</u> <u>Request</u>	<u>2009</u> <u>Staff</u> <u>Proposed</u>	<u>2009</u> <u>Council</u> <u>Approved</u>	<u>Difference</u>
<u>FIXED COSTS:</u>						
Salaries	6,017,992	6,412,550	6,724,734	6,587,687	6,587,687	175,137
Fringe Benefits	466,638	475,164	522,509	517,537	517,537	42,373
Retirement Benefits	799,134	693,633	775,199	768,699	768,699	75,066
Health Insurance Benefits	1,903,320	1,793,965	2,014,957	1,837,096	1,837,096	43,131
Debt Service	1,476,249	1,899,982	1,962,877	1,962,877	1,962,877	62,895
Insurance	263,704	270,000	270,000	270,000	270,000	-
Street Lighting	347,974	357,045	357,045	357,045	357,045	-
Capital Costs	130,000	190,000	358,000	358,000	358,000	168,000
Gas & Electric	204,203	207,000	211,000	211,000	211,000	4,000
Building Costs	294,827	358,545	310,000	310,000	310,000	(48,545)
Equipment Amortization Contr.	-	174,000	251,850	-	-	(174,000)
Subtotal-Fixed Costs	11,904,040	12,831,884	13,758,172	13,179,941	13,179,941	348,057
<u>OTHER COSTS:</u>						
Solid Waste Disposal	31,178	33,000	33,000	33,000	33,000	-
Outside Agencies	95,350	104,610	132,680	104,610	104,610	-
Equipment Costs	77,401	104,768	106,208	106,208	106,208	1,440
Equipment Amortization Pur.	-	141,000	252,700	252,700	252,700	111,700
Postage	15,612	16,570	16,900	16,900	16,900	330
Telephone	24,320	29,309	28,801	28,801	28,801	(508)
Office Supplies	37,941	39,407	38,843	38,843	38,843	(564)
Materials and Supplies	109,741	111,940	109,988	109,988	109,988	(1,952)
Equipment Repairs	58,826	73,716	73,716	73,716	73,716	-
Outside Contractors	88,852	94,900	84,570	84,570	84,570	(10,330)
Computer Costs	44,019	44,794	55,694	55,694	55,694	10,900
Park Equipment/Maintenance	6,996	6,950	6,950	6,950	6,950	-
Gas and Oil	231,037	233,646	376,617	376,617	376,617	142,971
Animal Control	13,913	14,190	14,476	14,476	14,476	286
Snow Removal/Trees/Streets	261,300	271,300	319,465	319,465	319,465	48,165
Tax Stabilization Fund	-	-	-	-	-	-
Capital Projects	-	-	1,136,438	1,136,438	1,136,438	1,136,438
All Other Costs*	555,413	935,414	692,690	687,040	687,040	(248,374)
Grand Total	13,555,940	15,087,398	17,237,908	16,625,957	16,625,957	1,538,560

*All other includes mileage, travel, conference expense, publications, dues, training, miscellaneous, copy costs, printing/forms, audit fees, Board of Assessment review, physicals, assessments update, record restoration, bond issue costs, engineering/survey costs, 207 C/A law, rent of polling places, firearms costs, tickets and summons, uniform costs, school credit, leased equipment costs, program expenses, concession supplies, refrigeration maintenance, assistant chiefs expenses, parks equipment, school district facility rental, McDonough Park costs, Recreation Complex costs, codification of ordinances, phone system costs, taxes on City properties, special attorney fees, contingency, Zoning Board of Appeals, Planning Board, lakefront/buildings, refuse operation and retirement payouts.

Program Summary

The Mayor and City Council make up the legislative and governing body of the City of Geneva. City Council develops City policies; enacts laws, ordinances and resolutions; and provides policy level guidance to the City Manager who oversees day-to-day operations for the City. The Mayor and City Councilors are elected by the residents of the City for four-year terms.

Contribution to Strategic Imperatives

The 2009 Mayor and Council budget contributes to City Council's strategic imperatives in the following manner:

Providing Value for Taxpayer Investment

Upon adoption of this budget, the Mayor and City Council, as appropriating body, will ensure that the City Manager gauges each investment of taxpayer resources for congruence with City Council's strategic imperatives. City Council has endorsed the financial policies, as outlined in a subsequent section of this document. These policies will ensure that taxpayer resources are well-managed, and appropriately applied.

Neighborhood Revitalization

This budget provides for the execution of well-developed neighborhood improvement strategies. As part of the 2009 budget programs, Mayor and Council will be heavily involved in neighborhood revitalization efforts, and will receive regular updates and provide policy level guidance to staff regarding the execution of neighborhood improvement programs.

Engaged Governance

The programs outlined in this budget, including GenevaWorx and other neighborhood improvement strategies, performance measures, and regular updates from City staff on budget performance, will ensure that City Council remains well-informed in order to better serve their constituents.

Economic Development

This budget, as a plan for operations, calls for significant coordination between City Council and our economic development partners. This ensures that City Council's economic development vision is well-resourced, and effectively executed.

Mayor/City Council**General Fund 1210/1010**

Budget Detail	2007 Actual	2008 Budget	2009 Department Request	2009 Staff Proposed	2009 Council Approved
1210.1001 -Mayor Salary	7,500	7,500	7,500	7,500	7,500
1010.1001 -Council Salary	28,000	32,000	32,000	32,000	32,000
1010.4012 -Conference Expense	2,248	2,725	2,600	2,600	2,600
1210.4014 -NYCOM	4,907	5,020	5,200	5,200	5,200
1010.4016 -Advertising	1,615	1,000	800	800	800
1010.4020 -Materials/Supplies	1,932	1,760	1,500	1,500	1,500
1010.2029 -Equipment Purchases	836	1,800	2,100	2,100	2,100
1010.4046 -Miscellaneous	1,533	1,200	1,100	1,100	1,100
	48,571	53,005	52,800	52,800	52,800
1210.8070 -Mayor Social Security	487	574	574	574	574
1010.8070 -Council Social Security	2,142	2,448	2,448	2,448	2,448
Total Direct Costs	51,200	56,027	55,822	55,822	55,822
Less Generated Programs	-	-	-	-	-
Local Effort Required	51,200	56,027	55,822	55,822	55,822

Program Summary

The City Manager's Office is responsible for administration of day-to-day operations of the City, including support for the City Council. Administrative duties include preparation and administration of the yearly budget and capital program; supervision of City offices and departments; and execution of contracts, leases, etc. as specified by the Charter and authorized by City Council. The office also carries the personnel and human resources function for all City employees, including benefits management, coordination of Civil Service with Ontario County, and employee training and support programs.

Contribution to Strategic Imperatives

The 2009 City Manager's Office budget contributes to City Council's strategic imperatives in the following manner:

Providing Value for Taxpayer Investment

The City Manager will oversee the execution of all City Council financial policies, and will work closely with the Comptroller's Office to ensure proper management and investment of taxpayer resources. Through our Human Resources program, we will work to retain and develop current City employees, and to recruit the very best candidates for position vacancies, in an effort to ensure proper application and allocation of taxpayer investment.

Neighborhood Revitalization

The 2009 budget for the City Manager's Office provides seed money to assist in the development of neighborhood associations throughout the City. This expands on previous efforts to establish and support neighborhood watch activities. Neighborhood associations will sit at the core of our efforts to develop and maintain safe, vibrant neighborhoods.

Engaged Governance

The 2009 budget calls for a number of activities, including regular performance measurement, which will provide City Council and the public with a greater insight into staff's progress against adopted Council priorities. The City Manager's Office will oversee collection and reporting of this data, as part of an effort to provide as much information to City Council as is available, so as to assist in policy development.

Economic Development

The City Manager will provide regular and effective oversight to the City's economic development program, in an effort to ensure that Council's economic development vision is executed appropriately. The Manager will be engaged in all pursuits of the City's economic development program, and will coordinate activities with each of the City's partners in development.

City Manager

General Fund 1230

Budget Detail	2007 Actual	2008 Budget	2009 Department Request	2009 Staff Proposed	2009 Council Approved
1001 -Salary	170,402	182,137	245,475	180,475	180,475
4010 -Telephone	1,451	1,800	1,800	1,800	1,800
4011 -Postage	442	600	600	600	600
4012 -Mileage/Travel	1,683	1,700	1,700	1,700	1,700
4013 -Office Supplies	2,894	2,400	2,400	2,400	2,400
4014 -Conferences/Publications	3,890	3,900	3,900	3,900	3,900
4016 -Advertising	500	400	400	400	400
4017 -Copy Costs	1,379	1,250	1,250	1,250	1,250
4028- Neighborhood Support	-	8,000	15,000	15,000	15,000
2029 -Equipment Purchases	1,780	1,500	1,500	1,500	1,500
4045 -Training	3,500	3,100	3,100	3,100	3,100
4046 -Miscellaneous	1,069	1,100	1,100	1,100	1,100
9950.9000- Trans. To EA	-	-	-	-	-
	188,991	207,887	278,225	213,225	213,225
8070 -Social Security	13,698	14,924	19,293	14,320	14,320
8071 -Retirement	19,791	17,459	23,347	16,847	16,847
8072 -Health Insurance	13,442	16,276	20,325	17,464	17,464
Total Direct Costs	235,922	256,546	341,190	261,856	261,856
Less Generated Programs	-	-	-	-	-
Local Effort Required	235,922	256,546	341,190	261,856	261,856

Program Summary

The Finance Department is responsible for the financial administration of all funds contained in the City's budget. Department staff processes all City and County taxes, delinquent school taxes, water bills, parking tickets and BID assessments. All payroll and accounts payable for the City are processed through this office. This office also coordinates all required audits and is responsible for all federal and state reporting requirements.

Contribution to Strategic Imperatives

The 2009 Finance Department budget contributes to City Council's strategic imperatives in the following manner:

Providing Value for Taxpayer Investment

The Finance Department will execute City Council's financial policies to ensure that taxpayer resources are appropriately managed and accounted for. The Comptroller will provide strict oversight to departmental spending, and working with Department Heads, will seek out creative alternatives to satisfy resource needs of City Departments.

Neighborhood Revitalization

This budget provides for the oversight and administration of grant programs designed to assist the City's greatest asset: our diverse neighborhoods. Finance staff will ensure that financial reporting requirements of all grant programs are effectively executed, and will assist in the resource development needs associated with matching funds.

Engaged Governance

The Comptroller will provide the City Manager with the most accurate and up-to-date financial data, so that he may continue to keep Council and the public advised as to the City's financial position.

Economic Development

The Comptroller will continue to serve in the identified roles associated with the City's economic development partners; including the Business Improvement District, and the Industrial Development Agency. This office will ensure that those organizations receive the proper guidance and oversight needed to effectively execute City Council's economic development vision.

Finance/Assessment**General Fund 1315**

Budget Detail	2007 Actual	2008 Budget	2009 Department Request	2009 Staff Proposed	2009 Council Approved
1001 -Salary	266,779	274,827	294,928	294,928	294,928
1004 -Extra Help	9,018	9,555	10,010	10,010	10,010
4009 -Board of Review	1,300	1,500	1,500	1,500	1,500
4011 -Postage	2,691	3,000	3,000	3,000	3,000
4012 -Mileage/Travel	256	603	603	603	603
4013 -Office Supplies	8,826	8,300	8,300	8,300	8,300
4014 -Conferences	1,567	1,798	1,798	1,798	1,798
4016 -Advertising/Publications	1,597	2,450	2,450	2,450	2,450
4018 -Computer Costs	5,036	5,940	6,440	6,440	6,440
4019 -Audit Fees	6,300	6,300	7,000	7,000	7,000
2029 -Equipment Purchases	1,963	2,483	2,483	2,483	2,483
4085 -Bond Issue Costs	912	1,500	1,500	1,500	1,500
4094 -Assessment Update	2,440	2,400	2,400	2,400	2,400
9950.9000- Trans. To EA	-	-	-	-	-
	308,684	320,656	342,412	342,412	342,412
8070 -Social Security	20,842	21,690	23,742	23,742	23,742
8071 -Retirement	27,768	24,138	27,528	27,528	27,528
8072 -Health Insurance	35,779	38,339	44,578	44,578	44,578
Total Direct Costs	393,073	404,823	438,260	438,260	438,260
Less Generated Programs	39,000	39,000	40,000	40,000	40,000
Local Effort Required	354,073	365,823	398,260	398,260	398,260

Performance Measurement Program

Outcome: Residents and businesses recognize that investments, in the form of tax and fee payments, are managed appropriately, and thus generate value.

Objective: Reduce costs associated with support activities so that more resources may be applied to direct service.

Measures

- Total invoices paid
- Department cost per invoice
- Average days between invoice date and check processed
- Average days between department approval and check processed
- Department cost per payroll transaction
- Total payroll transactions
- Total payroll errors
- Total investment income

Objective: Provide oversight and guidance to Departments relative to effective management of expenditures.

Measures

- Number of department budget meetings
- Percentage of line items within approved budget

Objective: Manage the City's resources according to acceptable financial practices and standards.

Measures

- Bond Rating
- Total audit findings

Outcome: City Council and the public will receive adequate information on the City's financial position, so that appropriate policy and other decisions can be effectively made.

Objective: Provide the City Manager and Department Heads with regular reports in a timely and accurate manner.

Measures

- Percentage of department reports provided within 10 days of month's close

Program Summary

The City Clerk's Office issues licenses for regulated industries in the City, records the minutes of all City Council meetings and records all vital statistics in the City (births, deaths and marriages). The City Clerk is the City's Records Management Officer, with responsibility for managing requests under the Freedom of Information Program. Cemetery records are also recorded in the office. Staff is committed to supplying information and expertise to the general public, as well as all departments and elected officials.

Contribution to Strategic Imperatives

The 2009 City Clerk's budget contributes to City Council's strategic imperatives in the following manner:

Providing Value for Taxpayer Investment

The Clerk's Office is committed to providing a high-level of service within appropriate and available resources. This office will continue to seek out grant opportunities to preserve and maintain the City's vital and other records, so that these activities need not be fully funded by property taxes. Additionally, the Clerk's Office has submitted a revised fee schedule to ensure that activities are appropriately offset by fees for service, rather than heavily subsidized by property taxes.

Neighborhood Revitalization

The City Clerk's Office will provide any administrative or other support efforts necessary to ensure the successful implementation of neighborhood revitalization programs.

Engaged Governance

The City Clerk and her staff will ensure that information maintained by the Clerk's Office is readily available as requested by Members of the Council and the general public. Freedom of Information requests will be processed in a timely and accurate manner, as will minutes of City Council meetings and updates to the City Code.

Economic Development

The City Clerk's Office will provide any administrative or other support efforts necessary to ensure the successful implementation of economic development programs.

City Clerk**General Fund 1410**

Budget Detail	<u>2007 Actual</u>	<u>2008 Budget</u>	<u>2009 Department Request</u>	<u>2009 Staff Proposed</u>	<u>2009 Council Approved</u>
1001 -Salary	90,096	88,069	93,959	93,959	93,959
4011 -Postage	4,753	5,200	5,100	5,100	5,100
4013 -Office Supplies	4,344	1,900	1,650	1,650	1,650
4014 -Dues & Conferences/Services		3,100	3,210	3,210	3,210
4017 -Copy Costs	4,240	4,310	4,100	4,100	4,100
4018 -Computer Costs	-	-	1,745	1,745	1,745
4020 -Records Retention	1,467	1,400	1,400	1,400	1,400
2029 -Equipment Purchases	500	500	500	500	500
4046 -Codification of Ordinances	2,274	4,000	4,000	4,000	4,000
9950.9000- Trans. To EA	-	-			
	107,674	108,479	115,664	115,664	115,664
8070 -Social Security	7,085	6,688	7,188	7,188	7,188
8071 -Retirement	10,188	7,617	8,456	8,456	8,456
8072 -Health Insurance	18,982	12,478	15,210	15,210	15,210
Total Direct Costs	143,929	135,262	146,518	146,518	146,518
Less Generated Programs	52,000	52,000	54,000	54,000	54,000
Local Effort Required	91,929	83,262	92,518	92,518	92,518

Performance Measurement Program

Outcome: The City of Geneva will have an accurate historical record of proceedings and activities of the City and its residents.

Objective: All proceedings of the City Council will be processed in a timely and accurate manner.

Measures

- Total number of minutes prepared
- Total pages of minutes prepared
- Total cost to prepare minutes
- Percentage of minutes ready for review prior to following meeting
- Average number of errors per meeting

Objective: All members of the public will be afforded timely access to information on proceedings and activities of the City government.

Measures

- Total number of FOIL requests received
- Average number of days from request to fulfillment
- Average number of days from request to department distribution
- Average number of days from department submission to fulfillment
- Total number of FOIL requests rejected

Objective: Vital statistics and records of the City will be maintained in an accurate and efficient manner.

- Total number of birth certificates processed
- Average processing time from receipt to mail date
- Total number of death certificates processed
- Average processing time from receipt to mail date
- Total requests for birth/death certificates
- Average response time from request to fulfillment

Program Summary

The Attorney's Office provides support for City Council and staff departments and divisions. Work includes providing advice and research on a number of legal, procedural and other issues. The office represents the City of Geneva and City officials as appropriate in all legal proceedings.

Contribution to Strategic Imperatives

The 2009 City Attorney's Office budget contributes to City Council's strategic imperatives in the following manner:

Providing Value for Taxpayer Investment

Effective legal advice and representation will ensure that taxpayer investment is protected and managed according to applicable laws and regulations. This provides a level of value to taxpayers in terms of risk management associated with City resources.

Neighborhood Revitalization

The City Attorney's Office provides legal and administrative support to the efforts of the Code Enforcement Office. Vigorous pursuit of derelict property owners will pay significant dividends in terms of neighborhood appearance and crime prevention.

Engaged Governance

The City Attorney's Office will provide the City Council and Manager with regular updates as to City legal issues and actions. Additionally, the City Attorney's participation in Council and related agency discussions will ensure that actions of the Council and City are congruent with applicable laws and regulations. This will provide City Council with information necessary to effectively represent their constituents.

Economic Development

The City Attorney's Office will work closely with economic development staff, as well as our partner organizations to ensure that pursuit of proposed projects meets the spirit and intent of federal, state, and local law, as well as City Council's economic development vision.

City Attorney**General Fund 1420**

Budget Detail	2007 Actual	2008 Budget	2009 Department Request	2009 Staff Proposed	2009 Council Approved
1001 -Salary	106,331	111,649	111,649	111,649	111,649
4010 -Telephone	420	420	420	420	420
4012 -Mileage/Travel	-	67	67	67	67
4013 -Office Expense	1,630	2,940	2,940	2,940	2,940
4014 -Conferences	395	882	882	882	882
	108,776	115,958	115,958	115,958	115,958
8070 -Social Security	8,002	8,478	8,478	8,478	8,478
8071 -Retirement	11,506	10,191	10,048	10,048	10,048
8072 -Health Insurance	12,109	14,323	16,758	16,758	16,758
Total Direct Costs	140,393	148,950	151,242	151,242	151,242
Less Generated Programs	NA	25,000	15,000	15,000	15,000
Local Effort Required	NA	123,950	136,242	136,242	136,242

Program Summary

The principal mission of the Police Department is to deliver effective and responsive law enforcement services to all persons within the City of Geneva in a fair and equitable manner, respecting the rights of all regardless of race, creed, religion, sexual orientation, color or origin. The department is committed to ensuring that every individual with whom we interact is treated with dignity, compassion, and a sense of professionalism. As an integral part of the Geneva community, the department is committed to communicating with those that we serve, while striving to maintain the trust and confidence of our citizens and working to improve the quality of life for the entire community.

Contribution to Strategic Imperatives

The 2009 Police Department budget contributes to City Council's strategic imperatives in the following manner:

Providing Value for Taxpayer Investment

The Department will continue to utilize innovative techniques, technology, and training as force multipliers in order to provide the highest level of service to the community with the most responsible application of resources.

Neighborhood Revitalization

The Police Department is a critical component of the GenevaWorx program. We will utilize statistical information along with our expertise and knowledge of crime prevention and enforcement to provide a safe and secure community for our residents. Additionally, we will provide support to new and expanding neighborhood associations.

Engaged Governance

We will strive to provide the City Manager with updated information relative to law enforcement trends in the community, as well as new and expanded programs aimed at improving safety and security in the City. This will assist the Manager in his efforts to keep Council informed and in tune with City operations.

Economic Development

A safe and sound community is a heavily sought-after attribute in terms of economic development prospects. The Police Department will continue to deliver services commensurate with this goal.

Police

General Fund 3120

Budget Detail	2007 Actual	2008 Budget	2009 Department Request	2009 Staff Proposed	2009 Council Approved
1001 -Salary	2,198,201	2,397,405	2,454,129	2,412,082	2,412,082
1002 -Overtime	49,344	50,000	80,000	50,000	50,000
1005 -School Crossing Guards	24,274	30,030	31,460	31,460	31,460
1006 -Holiday Pay	33,289	46,200	48,000	48,000	48,000
1007 -207-C Law	6,666	6,666	6,666	6,666	6,666
1008 -Parking Enforcement	13,951	15,288	16,016	16,016	16,016
4010 -Telephone	9,577	11,560	11,560	11,560	11,560
4011 -Postage	2,647	2,400	2,700	2,700	2,700
4013 -Office Supplies	4,636	8,000	8,000	8,000	8,000
4014 -Conferences	857	1,200	1,200	1,200	1,200
4015 -Office Equipment Repair	823	1,000	1,000	1,000	1,000
4016 -Publications/Advertising	667	1,200	1,200	1,200	1,200
4017 -Copy Costs	1,615	2,800	2,800	2,800	2,800
4020 -Materials and Supplies	12,942	12,500	13,000	13,000	13,000
4021 -Mileage/Vehicle Costs	17,949	18,000	20,000	20,000	20,000
4022 -Gas and Oil	36,000	39,000	50,000	50,000	50,000
4028 -Outside Contractors	-	1,800	1,800	1,800	1,800
4028.3000 -Public Safety Engineering Study/Grant Writing	-	15,000	-	-	-
2029 -Equipment	43,836	57,000	57,000	57,000	57,000
4031 -Building Security	-	2,000	2,000	2,000	2,000
4035 -Radio Repair/Maintenance	177	3,400	3,400	3,400	3,400
4045 -Training	10,169	16,000	16,000	16,000	16,000
4046 -Miscellaneous	3,193	4,800	4,800	4,800	4,800
4058 -Firearms Cost	3,663	4,000	10,000	10,000	10,000
4059 -Tickets/Summons	-	1,800	1,800	1,800	1,800
4073 -Uniform Costs	36,419	42,500	42,500	42,500	42,500
4076 -Physical Exams	1,970	2,500	2,500	2,500	2,500
4095 -Computer Equipment/Maintenance	18,443	25,000	25,000	25,000	25,000
4096 -Accreditation	2,676	5,000	5,000	5,000	5,000
	2,533,981	2,824,049	2,919,531	2,847,484	2,847,484
8070 -Social Security	182,004	189,393	206,675	206,675	206,675
8071 -Retirement	373,994	342,555	375,619	375,619	375,619
8072 -Health Insurance	347,142	370,257	339,751	339,751	339,751
Total Direct Costs	3,437,122	3,726,254	3,841,576	3,769,529	3,769,529
Less Generated Programs	NA	431,000	431,000	431,000	431,000
Local Effort Required	NA	3,295,254	3,410,576	3,338,529	3,338,529

Performance Measurement Program

Outcome: Law enforcement and support operations will be delivered for the most responsible level of investment possible.

Objective: Apply the appropriate balance of manpower, technology, and techniques so as to minimize resources required for Department operations.

Measures

- Total operating and maintenance expenditures charged to the Police Department
- Operating and maintenance expenditures charged to the Police Department per UCR Part I Crime cleared
- Total overtime dollars spent
- Percentage of budget line items within budget allocation

Outcome: The City of Geneva will be a safe and secure community in which to live, work, play, and invest.

Objective: Utilize effective prevention and enforcement techniques so as to appropriately address issues of crime in the City.

Measures

- UCR Part I Crimes reported per 1,000 population
- Total arrests for UCR Part I Crimes per 1,000 population
- Total arrests for UCR Part I Crimes per sworn FTE
- Juvenile arrests for UCR Part I Crimes as percentage of total arrests for UCR Part I Crimes
- Total arrests per 1,000 population
- Percentage of UCR Part I Crimes assigned to investigators
- Percentage of UCR Part I Crimes cleared
- UCR Part I Crimes cleared per sworn FTE
- Total arrests for UCR Part II drug offenses per 1,000 population

Program Summary

The Geneva Fire Department is comprised of three Volunteer Fire Companies, augmented by a versatile and effective career staff. These combined efforts are directed towards a fire safe community. Fire Department personnel attempt to educate the community on all matters of fire safety, while maintaining a well-equipped and properly trained fire suppression force. The department conducts fire safety inspections in all places of public assembly, as well as educational and medical facilities annually.

Contribution to Strategic Imperatives

The 2009 Fire Department budget contributes to City Council's strategic imperatives in the following manner:

Providing Value for Taxpayer Investment

The incredible level of support provided by our volunteer organization provides a significant value to the taxpayer, in exchange for a limited investment. Both in terms of manpower and in monetary and equipment donations from the Fire-Matics organization and the community at large, the department leverages every tax dollar investment into a considerable return.

Neighborhood Revitalization

The Fire Department will continue to support neighborhood revitalization efforts through our coordination with the Code Enforcement Division, as well as through a reduction in insurance rates afforded through our ISO rating.

Engaged Governance

The Fire Chief will work with the City Manager to ensure that information on programs, services, and activities of the Fire Department are well communicated to City Council and the community; in order that they may make critical policy decisions with a thorough understanding of the issues.

Economic Development

A fire safe community is an attractive location for conducting industry and commerce. It is our mission to continue providing a high level-of-service in this area; in order to maintain our excellent ISO rating, which will assist the City in attracting and retaining private investment in the community.

Fire

General Fund 3410

Budget Detail	2007 <u>Actual</u>	2008 <u>Budget</u>	2009 Department <u>Request</u>	2009 Staff <u>Proposed</u>	2009 Council <u>Approved</u>
1001 -Salary	1,169,178	1,223,123	1,264,427	1,264,427	1,264,427
1002 -Overtime	-	7,350	8,000	8,000	8,000
1004 -Safety Officer	4,410	4,410	4,410	4,410	4,410
1006 -Holiday Pay	66,380	69,759	73,247	73,247	73,247
1007 -207-A Law	14,476	14,831	15,573	15,573	15,573
4010 -Telephone	3,007	4,194	4,194	4,194	4,194
4012 -Mileage	75	75	75	75	75
4014 -Conferences	900	900	900	900	900
4018 -Computer Costs	10,000	-	-	-	-
4020 -Materials and Supplies	10,115	13,930	14,348	14,348	14,348
4021 -Mileage/Vehicle Costs	21,420	24,000	24,729	24,729	24,729
4022 -Gas and Oil	10,499	10,500	19,950	19,950	19,950
4028.1000 -Outside Building Costs	42,000	44,000	44,000	44,000	44,000
4028.2000 -Fire Station Rental	230,327	240,000	240,000	240,000	240,000
4028.3000 -Public Safety Engineering Study/Grant Writing	-	15,000	-	-	-
2029 -Equipment Purchase	2,789	8,705	20,745	20,745	20,745
4035 -Radio Repair/Maintenance	21,678	23,140	23,140	23,140	23,140
4042 -Rental Building Costs(to Hydrant Hose)	8,500	8,500	10,000	10,000	10,000
4045 -Training	8,791	15,000	16,826	16,826	16,826
4046 -Miscellaneous	10,125	10,930	11,800	11,800	11,800
4073 -Uniform Costs	13,102	12,900	12,900	12,900	12,900
4093 -Assistant Chiefs	12,978	12,978	12,978	12,978	12,978
2060 -Equipment Amortization Purchases		35,000	24,100	24,100	24,100
9950.9000- Trans. To EA	-	-	125,000	-	-
	1,660,751	1,799,225	1,971,342	1,846,342	1,846,342
8070 -Social Security	95,056	93,040	103,030	103,030	103,030
8071 -Retirement	179,429	122,808	169,592	169,592	169,592
8072 -Health Insurance	216,179	208,539	236,603	236,603	236,603
Total Direct Costs	2,151,414	2,223,612	2,480,567	2,355,567	2,355,567
Less Generated Programs	NA	52,139	24,100	24,100	24,100
Local Effort Required	NA	2,171,473	2,456,467	2,331,467	2,331,467

Performance Measurement Program

Outcome: Fire suppression, prevention and support operations will be delivered for the most responsible level of investment possible.

Objective: Apply the appropriate balance of manpower, technology, and techniques so as to minimize resources required for Department operations.

Measures

- Total fire operating and vehicle expenditures per capita
- Total overtime dollars spent
- Percentage of budget line items within budget allocation
- Fire personnel injuries with time lost per 1,000 incidents

Outcome: The City of Geneva will be a safe and secure community in which to live, work, play, and invest.

Objective: Utilize effective prevention and enforcement techniques so as to appropriately and effectively prevent and suppress fires and other hazards in the City.

Measures

- Total residential structure fire incidents per 1,000 residential structures
- One and two family residential structure fire incidents: Fire out on arrival, confined to room of origin, or confined to structure of origin
- Residential arson incidents per 1,000 residents served
- Total combined commercial and industrial structure fire incidents per 1,000 commercial and industrial structures
- False alarms as percentage of total structure fire incidents and total fire incidents
- Fire incidents involving non-structures per 1,000 population served
- Total fire incidents per 1,000 population served
- Total non-fire incidents per 1,000 population
- Total arson incidents per 1,000 population
- Arson clearance rate
- Percentage of total fire calls with a response time of five minutes and under from dispatch to arrival on scene
- Hazmat incidents per 1,000 population

Program Summary

The Code Enforcement Office is responsible for the local enforcement of the New York State Uniform Fire Prevention and Building Code, as well as the City of Geneva's Housing Code, Zoning Ordinance, and other local ordinances. Division staff oversees the issuance of building permits and the inspection of construction projects, biennial inspections of all rental properties, investigation and follow-up of citizen complaints, applications to the Planning Board and Zoning Board of Appeals, and any court actions or other enforcement actions necessary to ensure compliance.

Contribution to Strategic Imperatives

The 2009 Code Enforcement budget contributes to City Council's strategic imperatives in the following manner:

Providing Value to the Taxpayer

Code enforcement activities assist in maintaining property values for all City properties by addressing issues in substandard buildings throughout the City. This ensures a fair and equitable distribution of tax burden across all properties in the City.

Neighborhood Revitalization

The Code Enforcement Division will be a core member of the GenevaWorx program. Utilizing the soon to be developed neighborhood improvement strategies, we will execute coordinated and targeted code enforcement efforts aimed at aggressively addressing derelict properties that continue to plague our neighborhoods with environmental and crime issues.

Engaged Governance

Code Enforcement staff will look to City Council and City Departments to develop and enhance strategies and policies for addressing neighborhood issues. To that end, Code staff will provide regular feedback and information to the City Manager so that he may work with City Council to ensure that Council priorities are being addressed, and that Council's neighborhood vision is being effectively carried out.

Economic Development

Division activities ensure that Geneva is a safe and attractive place in which to do business. The Division also provides "one-stop shopping" with regard to permit applications for new and expanding economic development projects.

Code Enforcement**General Fund 8664**

Budget Detail	2007 <u>Actual</u>	2008 <u>Budget</u>	2009 <u>Department Request</u>	2009 <u>Staff Proposed</u>	2009 <u>Council Approved</u>
1001 -Salary	203,542	206,166	222,873	222,873	222,873
1002 -Overtime	-	-	5,000	5,000	5,000
4010 -Telephone	1,429	1,672	1,672	1,672	1,672
4011 -Postage	1,252	1,920	2,400	2,400	2,400
4012 -Mileage/Travel	3,466	3,528	4,500	4,500	4,500
4013 -Office Supplies	2,453	3,073	3,073	3,073	3,073
4014 -Conferences	855	1,440	1,440	1,440	1,440
4016 -Publications/Advertising	1,537	2,209	2,209	2,209	2,209
4018 -Computer Costs	417	1,921	1,921	1,921	1,921
4028 -Outside Contractors	2,887	8,500	5,500	5,500	5,500
4045 -Training Costs	535	1,533	1,933	1,933	1,933
9950.9000- Trans. To EA	-	-	500	-	-
	218,373	231,962	253,021	252,521	252,521
8070 -Social Security	16,347	17,561	17,697	17,697	17,697
8071 -Retirement	22,626	21,252	20,821	20,821	20,821
8072 -Health Insurance	23,593	29,712	22,701	22,701	22,701
Total Direct Costs	280,939	300,487	314,240	313,740	313,740
Less Generated Programs	NA	118,500	158,500	158,500	158,500
Local Effort Required	NA	181,987	155,740	155,240	155,240

Performance Measurement Program

Outcome: Code Enforcement and support operations will be delivered for the most responsible level of investment possible.

Objective: Apply the appropriate balance of manpower, technology, and techniques so as to minimize resources required for Division operations.

Measures

- Total Code Enforcement expenditures per capita
- Total overtime dollars spent
- Percentage of budget line items within budget allocation

Outcome: The City of Geneva will be a safe and secure community in which to live, work, play, and invest.

Objective: Utilize effective enforcement techniques so as to appropriately and effectively address building and other code violations in the City.

Measures

- Total cases initiated this period
- Total cases resolved voluntarily this period
- Total cases requiring court appearance this period
- Average number of calendar days from case initiation to voluntary compliance and initiation of admin/judicial process
- Number of calendar days from first complaint report to first non-inspection response
- Number of elapsed calendar days from first report of compliant until inspector's first inspection
- Number of elapsed calendar days from first inspection to voluntary compliance

Program Summary

The Geneva Recreation Department administers recreational and leisure time activities for citizens of the community. Full-time recreation staff operates programs with assistance from part-time Recreation Attendants, Supervisors and Instructors. The Department operates a variety of programs; maintains the Recreation Complex; administers programs in City parks and playgrounds, and carries out recreation programs and events for citizens of all ages.

Contribution to Strategic Imperatives

The 2009 Recreation budget contributes to City Council's strategic imperatives in the following manner:

Providing Value for Taxpayer Investment

In 2009, the Recreation team will utilize innovative staffing solutions and strategic partnerships with non-profit organizations to leverage taxpayer investment. Additionally, a revised fee-for-programming schedule has been developed to offset costs associated with recreation programming through increased fees for program participation.

Neighborhood Revitalization

Staff is currently developing ideas for decentralization of recreational activities to make better use of neighborhood facilities for recreational programming. Staff will review each program and determine if suitable facilities are available at neighborhood parks or other locations to ensure that our programming is accessible to residents, and to restore vibrancy to our incredible play spaces throughout the City.

Engaged Governance

Recreation staff will be preparing regular participation information on programs and facilities to keep City Council informed as to the mix of programming and its success in the community. Additionally, staff will look to City Council to identify recreational priorities and assist in the development of relationships with partner organizations.

Economic Development

A well-developed slate of recreational programming and facilities is critical to attracting business and industry. Our recreation program will serve as a significant selling point to relocating or expanding businesses in Geneva.

Recreation**General Fund 7020**

Budget Detail	2007 Actual	2008 Budget	2009 Department Request	2009 Staff Proposed	2009 Council Approved
1001 -Salary	95,790	101,216	99,194	99,194	99,194
1004 -Extra Help	31,101	35,000	36,000	36,000	36,000
4010 -Telephone	2,035	2,400	2,400	2,400	2,400
4011 -Postage	2,327	2,000	1,500	1,500	1,500
4012 -Mileage/Travel	800	700	600	600	600
4013 -Office Supplies	2,499	2,100	1,800	1,800	1,800
4016 -Publications/Advertising	5,200	5,000	5,000	5,000	5,000
4020 -Materials & Supplies	5,000	4,800	4,500	4,500	4,500
4021 -Vehicle Maintenance	455	500	500	500	500
4028 -School District Facility Rental	2,375	2,000	2,000	2,000	2,000
4045 -Traning	-	-	500	500	500
2029 -Equipment Replacement	999	900	800	800	800
9950.9000- Trans. To EA	-	-	-	-	-
	148,580	156,616	154,794	154,794	154,794
8070 -Social Security	9,257	10,367	10,442	10,442	10,442
8071 -Retirement	8,768	9,055	9,368	9,368	9,368
8072 -Health Insurance	10,547	11,028	9,200	9,200	9,200
Total Direct Costs	177,152	187,066	183,804	183,804	183,804
Less Generated Programs	NA	30,000	35,000	35,000	35,000
Local Effort Required	NA	157,066	148,804	148,804	148,804

Rec-Summer Program

General Fund 7140

Budget Detail	2007 <u>Actual</u>	2008 <u>Budget</u>	2009 <u>Department Request</u>	2009 <u>Staff Proposed</u>	2009 <u>Council Approved</u>
1001 -Salary	18,937	21,000	22,000	22,000	22,000
1004 -Extra Help	18,996	19,000	20,000	20,000	20,000
4020 -Materials & Supplies	7,000	6,500	1,500	1,500	1,500
4020.1-Summer Rec Program Supplies	-	-	2,500	2,500	2,500
2029 -Equipment Replacement	4,999	5,200	4,700	4,700	4,700
4035 -Playground Maintenance	1,680	2,000	1,500	1,500	1,500
4035.1- Summer Sports League			2,000	2,000	2,000
	51,612	53,700	54,200	54,200	54,200
8070 -Social Security	2,084	3,060	3,213	3,213	3,213
8071 -Retirement	-	-			
8072 -Health Insurance	-	-			
Total Direct Costs	53,696	56,760	57,413	57,413	57,413
Less Generated Programs	NA	30,000	35,000	35,000	35,000
Local Effort Required	NA	26,760	22,413	22,413	22,413

Rec-Skating Complex

General Fund 7180

Budget Detail	2007 <u>Actual</u>	2008 <u>Budget</u>	2009 <u>Department Request</u>	2009 <u>Staff Proposed</u>	2009 <u>Council Approved</u>
1001 -Salary	95,257	98,259	111,865	111,865	111,865
1002 -Overtime	4,500	4,500	4,500	4,500	4,500
1004 -Extra Help	39,000	39,000	40,000	40,000	40,000
4011 -Postage	400	350	350	350	350
4016 -Publications/Advertising	7,500	7,000	6,000	6,000	6,000
4020 -Program Expenses	6,000	5,500	6,000	6,000	6,000
2029 -Equipment Replacement	8,000	7,500	8,000	8,000	8,000
4030 -Utility Costs	67,276	70,000	74,000	74,000	74,000
4031 -Building Repair/Maintenance	14,000	13,000	14,000	14,000	14,000
4037 -Refrigeration Maintenance	7,000	7,000	7,000	7,000	7,000
4043 -Concession Supplies	15,000	15,000	15,000	15,000	15,000
2060 -Equipment Amortization Purchases	-	-	-	-	-
9950.9000- Trans. To EA	-	-	-	-	-
	263,933	267,109	286,715	286,715	286,715
8070 -Social Security	10,615	10,800	11,962	11,962	11,962
8071 -Retirement	10,479	8,743	10,067	10,067	10,067
8072 -Health Insurance	17,354	18,635	20,568	20,568	20,568
Total Direct Costs	302,381	305,286	329,312	329,312	329,312
Less Generated Programs	NA	175,000	185,000	185,000	185,000
Local Effort Required	NA	130,286	144,312	144,312	144,312

Performance Measurement Program

Outcome: Recreation programming, maintenance, and support operations will be delivered for the most responsible level of investment possible.

Objective: Apply the appropriate balance of manpower, technology, and techniques so as to minimize resources required for Department operations.

Measures

- Total operating and maintenance expenditures charged to the department
- Total overtime dollars spent this period
- Net Parks and Recreation revenue per capita
- Parks and Recreation revenue received from endowments, grants, and foundations, per capita

Outcome: The City of Geneva will have a slate of recreational programming which is enticing to the entire community.

Objective: Develop programming for varying age groups.

Measures

- Total number of programs offered this period
- Total number of program participants this period
- Programming offered this period for ages 5 and under
- Programming offered this period for ages 6 to 10
- Programming offered this period for ages 10-12
- Programming offered this period for ages 13-17
- Programming offered this period for ages 18 to 35
- Programming offered this period for ages 35 to 65
- Programming offered this period for ages 65+

Objective: Utilize neighborhood-based programming to increase participation.

Measure

- Total number of programs offered in neighborhood-based locations
- Total participants in neighborhood-based programs

Program Summary

The Department of Planning and Economic Development is responsible for ensuring coordinated and comprehensive planning and development services for the City of Geneva. The department provides services to new and existing businesses through a variety of state, federal, and local assistance programs, and administers the Empire Zones program, which offers a variety of incentives for business development. The department also solicits and administers grants from the state and federal governments for infrastructure improvements and economic and community development programs. The department actively recruits new businesses and assists in retention of existing businesses to expand the job base and quality of life for all Genevans.

Contribution to Strategic Imperatives

The 2009 Planning and Economic Development budget contributes to City Council's strategic imperatives in the following manner:

Providing Value for Taxpayer Investment

The Planning and Economic Development Department houses the largest grant application and administration effort in the City organization. The Department manages millions of dollars in federal and state funding that provides for a range of economic and community development services with limited investment of local property tax dollars. Local dollars are also leveraged against these outside funds to perform critical capital projects at City facilities.

Neighborhood Revitalization

In 2009, staff will begin execution of neighborhood improvement strategies developed as part of a study occurring in the fall of 2008. This study will provide staff with neighborhood-by-neighborhood data, and specific strategies for addressing issues in each of these unique sections of the City. The Planning and Economic Development Department will work as part of a multi-disciplinary team to address critical issues in the City's neighborhoods.

Engaged Governance

The Department will work with the various Planning and Zoning Boards to ensure that best practices are utilized when considering changes to our development process and zoning map/standards. Additionally, the Department will coordinate with the City Manager to ensure that City Council is fully informed about community and economic development activities.

Economic Development

Staff will continue to execute City Council's economic development vision; utilizing grant and locally funded programs, as well as coordinating assistance from our economic development partners.

Planning/Economic Dev./EDZ**General Fund 6989**

Budget Detail	2007 Actual	2008 Budget	2009 Department Request	2009 Staff Proposed	2009 Council Approved
1001 -Salary	142,067	157,405	163,773	163,773	163,773
1004 -Extra Help	2,500	9,190	2,500	2,500	2,500
4010 -Telephone	2,100	2,058	2,050	2,050	2,050
4011 -Postage	1,100	1,100	1,250	1,250	1,250
4012 -Mileage/Travel	1,800	1,800	1,800	1,800	1,800
4013 -Office Supplies	2,560	2,560	2,550	2,550	2,550
4014 -Conferences	1,872	1,872	1,800	1,800	1,800
4016 -Publications/Advertising	2,800	2,800	2,800	2,800	2,800
4018 -Computer Costs	1,600	1,600	1,500	1,500	1,500
4028 -Outside Contractors	37,600	37,600	27,600	27,600	27,600
4028.1-Tourism Marketing	-	-	25,000	25,000	25,000
2029 -Equipment Replacement	1,200	1,200	1,200	1,200	1,200
	197,199	219,185	233,823	233,823	233,823
8070 -Social Security	12,179	12,919	12,974	12,974	12,974
8071 -Retirement	16,137	17,566	16,377	16,377	16,377
8072 -Health Insurance	24,522	22,584	28,158	28,158	28,158
Total Direct Costs	250,037	272,254	291,332	291,332	291,332
Less Generated Programs	NA	188,215	200,082	200,082	200,082
Local Effort Required	NA	84,039	91,250	91,250	91,250

Performance Measurement Program

Outcome: Economic Development and support operations will be delivered for the most responsible level of local investment possible.

Objective: Apply the appropriate balance of manpower, technology, and techniques so as to minimize local resources required for Department operations.

Measures

- Total economic development spending per capita
- Economic development salary dollars per capita
- Grant dollars leveraged

Outcome: The City will experience an influx of firms in industries targeted by City Council.

Objective: Attract and retain businesses identified by City Council as desirable.

Measures

- Number of business prospects identified
- Number of businesses in targeted industries located in Geneva
- Number of jobs created in targeted industries
- Total payroll dollars developed in targeted industries
- Number of existing businesses assisted

Objective: Increase visitation and visitor spending in the City.

Measures

- Increase in occupancy tax dollars from same period, previous year
- Increase in recorded visitors at Chamber Visitor Center from same period, previous year

Program Summary

General Fund Public Works divisions include Administration, Engineering, and Buildings and Grounds/Highways. Administration staff oversees all Public Works activities. Our highway team is responsible for maintenance and routine improvements to over 45 miles of streets and highways. Staff carries out a variety of activities including street sweeping and painting, debris removal, snow and ice removal, vehicle and equipment maintenance, and limb and tree removal. Buildings and Grounds activities involve maintenance of all City-owned facilities, including parks and the lakefront.

Contribution to Strategic Imperatives

The 2009 Public Works budget contributes to City Council's strategic imperatives in the following manner:

Providing Value for Taxpayer Investment

The Department of Public Works maintains excellent working relationships with Ontario County and the state Department of Transportation. These partners allow us to leverage local property tax resources with state and county funds to provide a higher level-of-service to the residents and businesses of Geneva.

Neighborhood Revitalization

The Public Works Department is committed to providing a high level-of-service to the City's neighborhoods. Through our road network resurfacing program, as well as our aggressive parks maintenance program, we work to ensure that public facilities in each of the City's neighborhoods are in good shape; and provide a safe, clean environment to live, work, and play.

Engaged Governance

Our staff will continue to provide data and other information necessary for City Council to make informed decisions about policy and investment of public resources.

Economic Development

Our crews take pride in the City's appearance and infrastructure. It is a significant part of our mission to provide the very best looking, and most functional space in which to locate or expand a business venture.

Engineering/Public Works Admin.**General Fund 1440**

Budget Detail	<u>2007 Actual</u>	<u>2008 Budget</u>	<u>2009 Department Request</u>	<u>2009 Staff Proposed</u>	<u>2009 Council Approved</u>
1001 -Salary	306,786	324,069	344,698	344,698	344,698
1002 -Overtime	954	1,000	1,000	1,000	1,000
1003 -Part-Time Help	2,940	2,940	2,940	2,940	2,940
4010 -Telephone	2,605	2,705	2,705	2,705	2,705
4013 -Office Supplies	8,100	8,134	8,130	8,130	8,130
4014 -Conferences	1,724	1,764	1,764	1,764	1,764
4016 -Publications/Advertising	778	784	784	784	784
4017 -Copy Costs	649	686	686	686	686
4018 -Computer Costs	809	833	833	833	833
4021 -Mileage/Vehicle Costs	1,568	1,568	1,568	1,568	1,568
4028 -Outside Contractors/Energy Audit	-	10,000	10,000	10,000	10,000
2029 -Equipment	-	980	980	980	980
4035 -Equipment Maintenance	1,057	1,176	1,176	1,176	1,176
4091 -Engineering Survey Costs	2,820	2,940	2,940	2,940	2,940
9950.9000- Trans. To EA	-	-	-	-	-
	330,789	359,579	380,204	380,204	380,204
8070 -Social Security	24,491	25,139	27,336	27,336	27,336
8071 -Retirement	34,622	31,817	32,438	32,438	32,438
8072 -Health Insurance	52,107	60,237	61,540	61,540	61,540
Total Direct Costs	442,008	476,772	501,518	501,518	501,518
Less Generated Programs	NA	188,000	12,000	12,000	12,000
Local Effort Required	NA	288,772	489,518	489,518	489,518

Buildings & Grounds/Highway

General Fund 5140

Budget Detail	2007	2008	2009	2009	2009
	<u>Actual</u>	<u>Budget</u>	<u>Department Request</u>	<u>Staff Proposed</u>	<u>Council Approved</u>
1001 -Salary	743,259	762,503	786,321	786,321	786,321
1002 -Overtime	60,215	67,000	71,000	71,000	71,000
1004 -Extra Help	14,998	15,000	15,860	15,860	15,860
4010 -Telephone	1,696	2,500	2,000	2,000	2,000
4014 - Conferences	400	400	500	500	500
4020 -Materials & Supplies	71,285	71,050	73,740	73,740	73,740
4021 -Mileage/Vehicle Costs	56,587	56,900	59,295	59,295	59,295
4022 -Gas and Oil	68,966	75,900	101,000	101,000	101,000
4025 - Street Repair/Maintenance	98,000	98,000	102,900	102,900	102,900
4028 -Outside Contractors	39,690	38,700	40,670	40,670	40,670
2029 -Equipment Replacement	10,500	17,000	6,200	6,200	6,200
4030 -Utility Costs	136,927	137,000	137,000	137,000	137,000
4031 -Building Repair	28,109	30,480	32,000	32,000	32,000
4031.1000 -City Hall Light Replacement	-	7,000	-	-	-
4035 -Equipment/Radio Maintenance	6,441	6,500	6,500	6,500	6,500
2036 -Parks Equipment	2,400	2,350	2,350	2,350	2,350
4037 -Property Maintenance	2,195	2,150	2,300	2,300	2,300
4044 -Ground Maintenance	32,000	31,000	31,000	31,000	31,000
4045 -Training	1,397	1,500	1,500	1,500	1,500
4046 -Parks Maintenance	4,596	4,600	4,600	4,600	4,600
4047 -Lakefront Building	22,936	23,000	23,000	23,000	23,000
4054 -Tree Trimming/Replacement	40,000	50,000	50,000	50,000	50,000
4055 -McDonough Park Costs	10,467	10,500	11,000	11,000	11,000
4056 -Snow Removal/Sand	98,000	98,000	140,000	140,000	140,000
4057 -Paint/Signs/Leaf Bags	25,300	25,300	26,565	26,565	26,565
2060 -Equipment Amortization Purchases	-	106,000	228,600	228,600	228,600
9950.9000- Trans. To EA	-	-	-	-	-
	1,576,364	1,740,333	1,955,901	1,955,901	1,955,901
8070 -Social Security	62,349	58,084	67,457	67,457	67,457
8071 -Retirement	83,826	80,432	71,538	71,538	71,538
8072 -Health Insurance	148,811	139,081	158,477	158,477	158,477
Total Direct Costs	1,871,350	2,017,930	2,253,373	2,253,373	2,253,373
Less Generated Programs	NA	249,000	373,600	373,600	373,600
Local Effort Required	NA	1,768,930	1,879,773	1,879,773	1,879,773

Performance Measurement Program

Outcome: Engineering, field services, and support operations will be delivered for the most responsible level of investment possible.

Objective: Apply the appropriate balance of manpower, technology, and techniques so as to minimize resources required for Department operations.

Measures

- Total public works operating and vehicle expenditures per capita
- Total overtime dollars spent
- Percentage of budget line items within budget allocation
- Public Works personnel injuries with time lost per 1,000 man-hours
- Construction value of projects designed and managed in-house
- Total # of projects completed "on-time"
- Total value of change orders requested
- Total value of change orders approved
- Total # of signs installed
- Total cost of signage
- Total surface repair projects
- Total surface repair costs

Outcome: The City of Geneva will be an attractive and viable community in which to live, work, play, and invest.

Objective: Properly construct and maintain public facilities.

Measures

- Total # of projects advertised
- Total bids received
- Total value of construction contracts awarded
- Average replacement time for emergency signs
- Average repair time for signal malfunctions
- Average time for repair of safety critical potholes
- Total acreage maintained (Parks/Cemeteries)
- Average mowing cycle time
- Average daily acreage serviced

Outside Agencies**General Fund**

Budget Detail	<u>2007 Actual</u>	<u>2008 Budget</u>	<u>2009 Budget Submitted</u>	<u>2009 Staff Proposed</u>	<u>2009 Budget Approved</u>
6326.4063 -FL Regional Arts/Geneva Arts Dev.-SOH	18,800	20,680	30,680	20,680	20,680
6326.4064 -Geneva BID	19,300	21,230	24,000	21,230	21,230
7310.4061 -Boys & Girls Clubs	9,800	10,780	25,000	10,780	10,780
3989.4074 -Mercy Flight	1,000	1,000	1,000	1,000	1,000
7310.4066 -FL Youth Sports (Challenger)	500	500	500	500	500
6326.4065 -Public Access TV	4,500	4,950	5,000	4,950	4,950
7510.4068 -Historical Society	12,700	13,970	15,000	13,970	13,970
7620.4069 -Senior Citizens	24,250	29,000	29,000	29,000	29,000
7310.4070 -St. Peter's Arts- Neighbors Night	2,000	-	-	-	-
7310.4071 -Discretionary Fund	2,500	-	-	-	-
7310.4072 -Geneva Little League		2,500	2,500	2,500	2,500
Total Direct Costs	95,350	104,610	132,680	104,610	104,610

Miscellaneous**General Fund**

Budget Detail	2007	2008	2009	2009	2009
	<u>Actual</u>	<u>Budget</u>	Department <u>Request</u>	Staff <u>Proposed</u>	Council <u>Approved</u>
1680.4046 -Computer Maintenance	36,157	34,500	45,000	45,000	45,000
1910.4046 -Insurance Costs	263,704	270,000	270,000	270,000	270,000
1320.4046 -GASB 45	12,000	-	-	-	-
1345.4046 -Phone System Costs	-	500	-	-	-
1450.1001 -Elections	12,000	12,000	12,000	12,000	12,000
1640.4046 -Gas & Oil	115,572	108,246	205,667	205,667	205,667
1950.4046 -Taxes on City Property	268	500	500	500	500
1989.4046 -Special Attorney	11,245	17,000	17,000	17,000	17,000
1990.4046 -Contingency	0	97,000	85,300	89,650	89,650
3020.4046 -Radio Maintenance	2,752	6,000	6,000	6,000	6,000
3510.4046 -Control of Animals	13,913	14,190	14,476	14,476	14,476
5182.4028 -Street Light Installation	2,365	4,000	4,000	4,000	4,000
5182.4030 -Street/Traffic Light Costs	345,609	353,045	353,045	353,045	353,045
8010.4046 -Zoning Board of Appeals	1,500	1,500	1,500	1,500	1,500
8020.4046 -Planning Board/Historic Commission	1,673	1,800	1,800	1,800	1,800
8160.4046 -Refuse/Recycling Project	31,178	33,000	33,000	33,000	33,000
3650.3046 -Capital Project Approp.-Capital Projects/Demo.	130,000	190,000	358,000	358,000	358,000
3650.3047 -Capital Project-Lewis Street			520,000	520,000	520,000
3650.3048 -Capital Project-Norwood			441,438	441,438	441,438
3650.3049 -Capital Project Gulvin Park			175,000	175,000	175,000
9189.1001 -Retirement Payouts	58,000	150,000	-	-	-
8040.4046 -Human Rights Commission	30,964	32,837	42,837	32,837	32,837
8040.8070 -Human Rights Commission FICA	2,073	2,182	2,182	2,182	2,182
9950.9000- Equipment Amortization Contribution	-	174,000	126,350	-	-
9060.8072 -Health Insurance Retirees	982,753	852,476	1,041,088	866,088	866,088
9901.9000 - Tax Stabilization Fund	-	160,000	-	-	-
Total Direct Costs	2,053,725	2,514,776	3,756,183	3,449,183	3,449,183

Debt Service**General Fund 9710**

Budget Detail	2007	2008	2009	2009	2009
	<u>Actual</u>	<u>Budget</u>	<u>Budget Submitted</u>	<u>Staff Proposed</u>	<u>Approved</u>
6080 -1999 Bond Principal	265,500	272,500	322,500	322,500	322,500
7080 -1999 Bond Interest	87,857	76,021	62,931	62,931	62,931
6083 -1997 Bond Principal	55,000	-			
7083 -1997 Bond Interest	1,430	-			
6086 -2002 Bond Principal	25,718	24,765	24,765	24,765	24,765
7086 -2002 Bond Interest	4,123	3,461	2,749	2,749	2,749
6088 -1995 Bond Principal	50,000	50,000	50,000	50,000	50,000
7088 -1995 Bond Interest	11,925	9,275	6,625	6,625	6,625
6090 -2004 Bond Principal	60,000	60,000	60,000	60,000	60,000
7090 -2004 Bond Interest	18,900	16,380	13,860	13,860	13,860
6050 -2005 Bond Principal	342,000	344,000	352,000	352,000	352,000
7050 -2005 Bond Interest	132,846	119,727	106,723	106,723	106,723
6060 -2007 Bond Principal		158,921	157,500	157,500	157,500
7060 -2007 Bond Interest		114,211	69,215	69,215	69,215
9730.6000 BAN Principal	159,700	219,700	383,656	383,656	383,656
9730.7000 BAN Interest	109,506	267,174	208,655	208,655	208,655
9789.6000 HUD 108 Principal	100,000	100,000	100,000	100,000	100,000
9789.7000 HUD 108 Interest	34,605	46,708	41,698	41,698	41,698
9790.6000 State Loan Principal	16,313	16,720	-	-	-
9790.7000 State Loan Interest	826	419	-	-	-
Total Direct Costs	1,476,249	1,899,982	1,962,877	1,962,877	1,962,877

Budget Alternative 1

Fully Funded Geneva Worx Program

Objective

As noted in the Budget Message, the Geneva Worx program is based on the SyraStat program utilized by the City of Syracuse to increase organizational efficiency. The Assistant City Manager for Neighborhood Revitalization would be hired to provide more staff capacity to the program. Additionally, a crime analyst would be hired to assist in law enforcement applications.

Utilizing GIS technology, staff from across City departments, as well as related County agencies, will examine data from code enforcement activities, crime statistics, utility billing, and other relevant sources to identify problem properties in the City and develop action plans to address neighborhood issues.

Congruence with Strategic Imperatives

This effort contributes to City Council's Strategic Imperatives in the following manner:

- **Providing Value for Taxpayer Investment:** This program sits at the core of our performance measurement and reporting efforts. The team will regularly review department performance with management to ensure that innovative, cost-effective solutions to operational challenges are being utilized.
- **Neighborhood Revitalization:** This program is the heart and soul of our neighborhood revitalization effort. Our approach, to date, has been somewhat stove-piped. This effort will bring together expertise and data from every affected department, as well as those agencies outside of City government that can provide impact on our neighborhood issues. This team will utilize the Neighborhood Improvement Strategy developed this fall to take a calculated approach to neighborhood revitalization.
- **Engaged Governance:** The data and information generated by this program will provide City Council and the citizenry with a clear picture of the performance of the organization as it relates to your strategic imperatives.
- **Economic Development:** Improved neighborhoods and efficient government operations make the City an attractive place to do business. As the condition of our neighborhoods improves, a market shift is likely to occur, making the region more attractive for higher end retail other commercial development.

Geneva Worx—Full Implementation

Asst. City Mgr.:	\$ 79,334
Crime Analyst:	\$ 42,047
Total:	\$121,381

Total Property Tax Increase:

1.9%

Budget Alternative 2

Limited Funding for Equipment Amortization Program

Objective

In the 2008 Budget, City Council appropriated funds to offset future costs associated with large equipment purchases. This was part of a larger study which identified large capital equipment, and estimated its remaining useful life, as well as anticipated replacement costs.

The staff recommendation was to eliminate this contribution as a result of limited resources in the General Fund budget. However, in times of economic prosperity, or whenever resources permit, City Council should consider a contribution to this fund.

No request for purchase of equipment was denied as part of the staff recommendation. If this alternative is not selected, there will be no impact on staff requests for equipment in 2009.

Congruence with Strategic Imperatives

This effort contributes to City Council's Strategic Imperatives in the following manner:

- Providing Value for Taxpayer Investment: It is important to note that the equipment purchases identified as part of the equipment amortization program will continue to be needed in order to maintain existing and predicted levels-of service. Gradual investments in replacement funds can offset future revenue needs.
- Neighborhood Revitalization: This alternative has no identifiable impact on neighborhood revitalization.
- Engaged Governance: This alternative has no identifiable impact on engaged governance.
- Economic Development: This alternative has no identifiable impact on economic development.

Equipment Amortization Funding

<i>Contribution:</i>	<i>\$ 126,350</i>
<i>Total:</i>	<i>\$126,350</i>

Total Property Tax Increase:

1.97%

Budget Alternative 3

Additional Funding for Outside Agencies

Objective

As part of the 2009 Budget development process, staff took a critical eye toward funding of outside agencies. Outside agencies requesting substantial increases were reviewed for consistency with City Council's Strategic Imperatives. In the staff recommendation, all agencies were funded at 2008 levels.

Staff recognizes the value and added level-of-service provided by certain outside agencies. In light of the high level of consistency with strategic imperatives, staff recommends restoration of funding requests to full requested levels for the Boys and Girls Club and the Smith Opera House.

Congruence with Strategic Imperatives

This effort contributes to City Council's Strategic Imperatives in the following manner:

- Providing Value for Taxpayer Investment: The Boys and Girls Club provides recreational and other programming that enhances the City's recreational offering for youth. Together, these agencies leverage the City's investment with thousands of dollars in state and private funds—all of which are invested in our community.
- Neighborhood Revitalization: This alternative provides no significant impact to neighborhood revitalization.
- Engaged Governance: This alternative provides no significant impact to engaged governance.
- Economic Development: The Smith Opera House is poised to be the core of the City's cultural economic development efforts. This agency has been identified as a key player in the Lakefront Development Plan, and serves as a regional, and extra-regional attraction for visitors.

Add'l Outside Agency Funding

Boys/Girls Club:	\$ 14,220
Sm. Opera House:	\$ 10,000
<i>Total:</i>	<i>\$ 24,220</i>

Total Property Tax Increase:

0.38%

Budget Alternative 4

Fully Funded Staff Request

Objective

As noted in the budget message, City staff exercised great restraint in developing budget proposals. The items that were eliminated from the staff recommendation did not represent frivolous cost estimation, but innovative solutions to delivering services.

Funding of this alternative restores funding to all City agencies, as per their requests. This includes a full contribution to the equipment amortization fund for future equipment purchases, as well as requested increases to the Boys and Girls Club, Human Rights Commission, and Smith Opera House.

This restores the increases requested by the Police Department for overtime funding, as well as requests for staff positions, including the Community Aide and the Assistant City Manager for Neighborhood Revitalization.

Congruence with Strategic Imperatives

This effort contributes to City Council's Strategic Imperatives in the following manner:

- Providing Value for Taxpayer Investment: Previous alternatives outlined the positive impacts of individual funding requests. Collectively, some of the "value added" is diminished due to the significant increase required in the property tax rate.
- Neighborhood Revitalization: As noted, there will be a significant positive impact to funding the Assistant City Manager and Community Aide positions, as well as the Boys and Girls Club request.
- Engaged Governance: Previous alternatives outlined the positive impacts to engaged governance; specifically with respect to the GenevaWorx program.
- Economic Development: Previous alternatives outlined the positive impacts of individual funding requests. Collectively, economic development efforts may be negatively impacted by the significant increase in property taxes.

Fully Funded Staff Request

Equip. Amm.:	\$251,350
HRC Increase:	\$ 10,000
B/G Club Increase:	\$ 14,220
SOH Increase:	\$ 10,000
Police Overtime:	\$ 30,000
Asst. City Mgr.:	\$ 79,334
<u>Community Aide:</u>	<u>\$ 42,047</u>
Total:	\$436,951

Total Property Tax Increase:

6.82%

Budget Alternative 5

No Change in Retiree Health Care

Objective

Recognizing the political sensitivity to proposed changes to the Blue Million health care program, staff offers cost figures for this option. While this can be a highly charged political issue, staff must advise Council of the serious financial implications of failing to act on this rapidly escalating cost driver.

Staff emphatically recommends against this option.

Congruence with Strategic Imperatives

This effort contributes to City Council's Strategic Imperatives in the following manner:

- Providing Value for Taxpayer Investment: There is no positive impact in funding this alternative. There is a significant negative impact, in that retirees will be receiving an inferior health care package, fully funded by the taxpayers.
- Neighborhood Revitalization: This alternative has no identifiable impact on neighborhood revitalization.
- Engaged Governance: This alternative has no identifiable impact on engaged governance.
- Economic Development: This alternative has no identifiable impact on economic development.

No Change in Retiree Health Care

<u>Blue Million</u>	\$ 175,000
<i>Total:</i>	\$175,000

Total Property Tax Increase:

2.73%

Program Summary

The Water Fund supports Public Works activity and staff in two areas. First, Water Maintenance is responsible for the entire water distribution system, including installation of new water mains, inspections for capital projects, and replacement and reading of water meters. It also enforces the cross-connection program as required by the State. Second, staff at the Water Plant maintains and operates the treatment plant and water reservoir. This includes a water quality testing program per Federal and State regulations.

Contribution to Strategic Imperatives

The 2009 Water Treatment and Maintenance budget contributes to City Council's strategic imperatives in the following manner:

Providing Value for Taxpayer Investment

The 2009 budget calls for a rate adjustment for water system customers to eliminate the need to rely on reserves for recurring costs associated with operations and maintenance. This ensures a stable rate structure for system customers, as opposed to a single jump in rates several years down the road.

Neighborhood Revitalization

Clean, safe drinking water will help ensure that Geneva is a great place to live, work, and play. Continued investment in our water infrastructure retains property values in our neighborhoods, and promotes positive health effects associated with water consumption.

Engaged Governance

The performance measurement program has been applied to the water and wastewater operations as well, to ensure that the City Council and Manager are well-informed as to the operational efficiency of water treatment and maintenance.

Economic Development

A modern water system, with capacity to serve new development, is key to attracting and retaining industry and commercial ventures to the City. Our system is an asset in our economic development efforts.

Performance Measurement Program

Outcome: Water treatment, maintenance, and support operations will be delivered for the most responsible level of investment possible.

Objective: Apply the appropriate balance of manpower, technology, and techniques so as to minimize resources required for Department operations.

Measures

- Total water treatment operations and maintenance expenditures per capita
- Total overtime dollars spent

Outcome: Water capacity is such that additional enterprises and residences can be developed without significant water infrastructure costs.

Objective: Maintain access and capacity to address future needs.

Measures

- Total water pumped (Millions of Gallons)
- Pumping capacity available (Millions of Gallons)
- Peak day water usage

BUDGET REVENUES**Water Fund**

	<u>2007 Actual</u>	<u>2008 Budget</u>	<u>2009 Staff Proposed</u>	<u>2009 Council Approved</u>	<u>Difference</u>
Appropriated Fund Balance		23,364	440,000	440,000	416,636
Brownfields Reimbursement			44,165	44,165	44,165
Equipment Amortization			30,000	30,000	30,000
2004 Pension Fund Reserve	-	-	-	-	-
Water Rent	2,490,287	2,537,427	2,605,124	2,605,124	67,697
Water Taps/Other Charges	18,394	30,000	30,000	30,000	-
Interest and Penalties	35,279	35,000	35,000	35,000	-
Miscellaneous	28,472	35,000	35,000	35,000	-
Interest Income	26,019	34,000	30,000	30,000	(4,000)
Special Readings	3,000	3,000	3,000	3,000	-
Water Sales -Plant	1,154	450	1,000	1,000	550
Equipment Amortization Transfer	-	-	-	-	-
Total Revenues	2,602,606	2,674,877	2,739,124	2,739,124	555,048
Total Revenues & Balance	2,602,606	2,698,241	3,253,289	3,253,289	555,048

BUDGET EXPENDITURES RECAP

Water Fund

	<u>2007 Actual</u>	<u>2008 Budget</u>	<u>2009 Department Request</u>	<u>2009 Staff Proposed</u>	<u>2009 Council Approved</u>	<u>Difference</u>
Salaries	580,283	616,583	628,766	628,766	628,766	12,183
Fringe Benefits	45,582	48,664	48,101	48,101	48,101	(564)
Retirement Costs	71,546	74,351	65,864	65,864	65,864	(8,487)
Health Insurance Benefits	238,631	227,862	247,943	247,943	247,943	20,081
Debt Service	637,198	697,625	666,694	666,694	666,694	(30,931)
Insurance	50,670	50,906	50,906	50,906	50,906	-
Equipment Costs	6,000	6,000	6,500	6,500	6,500	500
Taxes	95,000	105,000	108,000	108,000	108,000	3,000
Utilities	174,774	183,250	197,250	197,250	197,250	14,000
Materials and Supplies	9,190	9,200	10,200	10,200	10,200	1,000
Hydrants/Mains Repairs	79,155	78,600	86,400	86,400	86,400	7,800
Chemical Costs	34,000	34,000	36,000	36,000	36,000	2,000
Equipment Amortization Contribution	-	-	15,000	15,000	15,000	15,000
Transfer to General Fund	373,000	373,000	373,000	373,000	373,000	-
Stone/Cement	22,000	22,000	22,000	22,000	22,000	-
Equipment Maintenance	25,000	22,000	22,000	22,000	22,000	-
Engineering Costs	25,000	20,000	20,000	20,000	20,000	-
Capital Projects	-	-	484,165	484,165	484,165	484,165
Equipment Amortization Purchases			30,000	30,000	30,000	30,000
Other Costs*	89,177	129,200	134,500	134,500	134,500	5,300
Total	2,556,206	2,698,241	3,253,289	3,253,289	3,253,289	555,048

* Other costs include telephone, postage, office supplies, computer costs, audit fees, vehicle maintenance and repair radio maintenance, rights of way, sand filter, lab supplies, Town sewer charges, training costs, booster station costs and additional retirement costs.

Water Maintenance/DPW

Water Fund 8310

Budget Detail	2007 <u>Actual</u>	2008 <u>Budget</u>	2009 Department <u>Request</u>	2009 Staff <u>Proposed</u>	2009 Council <u>Approved</u>
1001 -Salary	325,887	347,774	358,523	358,523	358,523
1002 -Overtime	33,000	34,500	35,650	35,650	35,650
4010 -Telephone	1,500	1,500	1,500	1,500	1,500
4011 -Postage	2,100	2,100	2,300	2,300	2,300
4013 -Office Supplies	1,900	1,500	2,100	2,100	2,100
4014 -Conferences	1,288	1,300	1,300	1,300	1,300
4018 -Computer Costs	3,000	3,000	4,500	4,500	4,500
4019 -Audit Fees	5,000	5,000	5,000	5,000	5,000
4020 -Materials & Supplies	4,190	4,200	4,200	4,200	4,200
4021 -Vehicle Repair/Maintenance	5,000	5,000	5,000	5,000	5,000
4022 -Gas & Oil	4,000	5,000	5,000	5,000	5,000
4025 -Stone/Cement	22,000	22,000	22,000	22,000	22,000
2029 -Equipment Purchases	5,000	5,000	5,000	5,000	5,000
4030 -Utility Costs	21,000	21,000	35,000	35,000	35,000
4031 -Building Repair./Maintenance	10,000	8,000	8,000	8,000	8,000
4035 -Radio Maintenance	1,300	1,300	1,300	1,300	1,300
4041 -Rights of Way	800	800	800	800	800
4045 -Training	989	1,000	1,000	1,000	1,000
4048 -Water Service Supplies	35,000	35,000	38,500	38,500	38,500
4049 -Meter Repairs	1,200	600	600	600	600
4050 -New Meters	13,000	13,000	14,300	14,300	14,300
4051 Mains/Valves/Hydrants	29,955	30,000	33,000	33,000	33,000
2060 -Equipment Amortization Purchases	-	-	30,000	30,000	30,000
9950.9000- Trans. To EA	-	-	15,000	15,000	15,000
	527,109	548,574	629,573	629,573	629,573
8070 -Social Security	28,626	30,415	30,154	30,154	30,154
8071 -Retirement	42,131	44,380	38,905	38,905	38,905
8072 -Health Insurance	58,776	60,861	66,085	66,085	66,085
Total Direct Costs	656,642	684,230	764,717	764,717	764,717
Less Generated Programs	NA	-	30,000	30,000	30,000
Local Effort Required	656,642	684,230	734,717	734,717	734,717

Water Plant/DPW

Water Fund 8320

Budget Detail	2007 <u>Actual</u>	2008 <u>Budget</u>	2009 <u>Department Request</u>	2009 <u>Staff Proposed</u>	2009 <u>Council Approved</u>
1001 -Salary	216,396	229,309	229,593	229,593	229,593
1002 -Overtime	5,000	5,000	5,000	5,000	5,000
4010 -Telephone	3,000	3,500	3,500	3,500	3,500
4013 -Office Supplies	1,500	1,000	1,000	1,000	1,000
4018 -Computer Costs	1,500	1,500	1,500	1,500	1,500
4020 -Materials & Supplies	5,000	5,000	6,000	6,000	6,000
4021 -Vehicle Repair/Maintenance	1,000	1,000	1,500	1,500	1,500
4022 -Gas & Oil	4,000	3,500	6,000	6,000	6,000
4023 -Chemical Costs	14,000	14,000	16,000	16,000	16,000
4024 -Laundry	1,200	1,200	1,200	1,200	1,200
4025 -Sand Filter	2,500	2,000	2,000	2,000	2,000
4026 -Phosphate Costs	20,000	20,000	20,000	20,000	20,000
4030 -Utility Costs	153,774	162,250	162,250	162,250	162,250
4031 -Building Repair./Maintenance	12,000	10,000	10,000	10,000	10,000
4032 -Lab Supplies	14,500	24,000	24,000	24,000	24,000
4033 -Town Sewer Charges	6,600	6,600	6,600	6,600	6,600
4035 -Equipment Maintenance	25,000	22,000	22,000	22,000	22,000
4045 -Training	4,000	3,900	3,900	3,900	3,900
4052 -Booster Station Costs	1,500	1,500	2,000	2,000	2,000
4053 -Taxes	95,000	105,000	108,000	108,000	108,000
4091 -Engineering Costs	25,000	20,000	20,000	20,000	20,000
9950.9000- Trans. To EA	-	-	-	-	-
	612,470	642,259	652,043	652,043	652,043
8070 -Social Security	16,956	18,250	17,946	17,946	17,946
8071 -Retirement	29,415	29,971	26,959	26,959	26,959
8072 -Health Insurance	69,276	56,270	51,742	51,742	51,742
Total Direct Costs	728,117	746,750	748,690	748,690	748,690
Less Generated Programs	NA	-	-	-	-
Local Effort Required	728,117	746,750	748,690	748,690	748,690

Miscellaneous**Water Fund**

Budget Detail	2007 <u>Actual</u>	2008 <u>Budget</u>	2009 <u>Department Request</u>	2009 <u>Staff Proposed</u>	2009 <u>Council Approved</u>
1910.4046 -Insurance	50,670	50,906	50,906	50,906	50,906
1990.4000 -Contingency	-	35,000	35,000	35,000	35,000
3650.3047 -Capital Project-Lewis Street			220,000	220,000	220,000
3650.3048 -Capital Project-Norwood			114,165	114,165	114,165
3650.3049 -Capital Project Sand Filters			150,000	150,000	150,000
9901.9000 -Transfer to General Fund	373,000	373,000	373,000	373,000	373,000
9060.8072 -Health Insurance - Retirees	110,579	110,731	130,116	130,116	130,116
Total Direct Costs	534,249	569,637	1,073,187	1,073,187	1,073,187

Debt Service**Water Fund 9710**

Budget Detail	<u>2007 Actual</u>	<u>2008 Budget</u>	<u>2009 Department Request</u>	<u>2009 Staff Proposed</u>	<u>2009 Council Approved</u>
6080 -1999 Bond Principal	70,000	75,000	30,000	30,000	30,000
7080 -1999 Bond Interest	19,870	16,680	14,370	14,370	14,370
6083 -2000 Bond Principal	80,000	80,000	80,000	80,000	80,000
7083 -2000 Bond Interest	42,351	59,645	55,631	55,631	55,631
6086 -2002 Bond Principal	109,282	105,235	105,235	105,235	105,235
7086 -2002 Bond Interest	17,520	14,707	11,682	11,682	11,682
6087 -1993 Bond Principal	120,000	120,000	120,000	120,000	120,000
7087 -1993 Bond Interest	27,540	21,420	15,300	15,300	15,300
6090 -2004 Bond Principal	33,000	33,000	28,000	28,000	28,000
7090 -2004 Bond Interest	29,227	27,843	26,560	26,560	26,560
6050 -2005 Bond Principal	28,000	29,000	30,000	30,000	30,000
7050 -2005 Bond Interest	21,555	20,487	19,380	19,380	19,380
6060 -2007 Bond Principal	-	29,051	27,500	27,500	27,500
7060 -2007 Bond Interest	-	29,212	18,233	18,233	18,233
9730.6000 BAN Principal	10,750	-	42,600	42,600	42,600
9730.7000 BAN Interest	28,103	36,345	42,203	42,203	42,203
Total Direct Costs	637,198	697,625	666,694	666,694	666,694

Charges

Water Fund

The following table shows the proposed minimum charges for that are assessed per meter size for City residents. The basic minimum charge for water will remain at \$30 per quarter and the rate schedule will become effective with the January 2009 bill.

First	500 c.f. - \$6.00 per 100 c.f. - \$30.00 minimum bill (current)
Over	500 c.f. - \$2.78 per 100 c.f. (current)
First	500 c.f. - \$6.00 per 100 c.f. - \$30.00 minimum bill (proposed)
Over	500 c.f. - \$2.87 per 100 c.f. (proposed)

Water Minimum Charges per Quarter City Residents

Size of Meter	Allowance	2008		2009	
			Min. Charge		Min. Charge
5/8"	500 c.f.		\$30.00		\$30.00
3/4"	1,000 c.f.		\$43.71		\$43.71
1"	2,000 c.f.		\$71.12		\$71.12
1-1/2"	4,500 c.f.		\$209.49		\$209.49
2"	8,000 c.f.		\$353.43		\$353.43
3"	16,000 c.f.		\$682.41		\$682.41
4"	24,500 c.f.		\$1,031.97		\$1,031.97
6"	49,500 c.f.		\$2,060.06		\$2,060.06
8"	84,500 c.f.		\$3,499.40		\$3,499.40

Senior citizens who qualify for City Senior Tax Exemption pay no minimum charge.

We also have individually billed accounts outside the City limits that are serviced by Geneva. Their proposed billing rates are as follows:

Non-City Residents

First	500 c.f. - \$7.95 per 100 c.f. - \$42.75 minimum bill (current)
Over	500 c.f. - \$3.93 per 100 c.f. (current)
First	500 c.f. - \$7.95 per 100 c.f. - \$42.75 minimum bill (proposed)
Over	500 c.f. - \$4.06 per 100 c.f. (proposed)

Size of Meter	Allowance	2008		2009	
			Min. Charge		Min. Charge
5/8"	500 c.f.		\$42.75		\$42.75
3/4"	1,000 c.f.		\$62.14		\$62.14
1"	2,000 c.f.		\$100.93		\$100.93
1-1/2"	4,500 c.f.		\$296.85		\$296.85
2"	8,000 c.f.		\$500.49		\$500.49
3"	16,000 c.f.		\$965.96		\$965.96
4"	24,500 c.f.		\$1,460.51		\$1,460.51
6"	49,500 c.f.		\$2,915.07		\$2,915.07
8"	84,500 c.f.		\$4,951.46		\$4,951.46

Water Companies and Water District rates for 2009 will be \$2.92 per 100 c.f.

Program Summary

The Sewer Fund supports Public Works activity in two areas. First, Sewer Maintenance maintains 84 miles of sanitary sewers and 30 miles of storm sewers. This includes 850 manholes and 1700 catch basins. Staff carries out routine maintenance work and responds to emergency situations. This work is critical to reducing inflow/infiltration into the system. Second, staff at Marsh Creek Wastewater Treatment Plant maintains and operates all aspects of the plant. It is actively involved, along with Engineering, in efforts to upgrade and expand the Plant as required by DEC.

Contribution to Strategic Imperatives

The 2009 Wastewater Treatment and Maintenance budget contributes to City Council's strategic imperatives in the following manner:

Providing Value for Taxpayer Investment

The 2009 budget calls for a rate adjustment for sewer system customers to eliminate the need to rely on reserves for recurring costs associated with operations and maintenance. This ensures a stable rate structure for system customers, as opposed to a single jump in rates several years down the road.

Neighborhood Revitalization

Effective wastewater treatment will help ensure that Geneva is a great place to live, work, and play. Continued investment in our infrastructure retains property values in our neighborhoods, and promotes positive health effects associated with our fresh water resources.

Engaged Governance

The performance measurement program has been applied to the water and wastewater operations as well, to ensure that the City Council and Manager are well-informed as to the operational efficiency of water treatment and maintenance.

Economic Development

A modern sewer system, with capacity to serve new development, is key to attracting and retaining industry and commercial ventures to the City. Our system is an asset in our economic development efforts.

Performance Measurement Program

Outcome: Wastewater treatment, maintenance, and support operations will be delivered for the most responsible level of investment possible.

Objective: Apply the appropriate balance of manpower, technology, and techniques so as to minimize resources required for Department operations.

Measures

- Total wastewater treatment and maintenance expenditures per capita
- Total overtime dollars spent

Outcome: The City's wastewater releases will have a limited negative impact on the regional water ecosystem.

Objective: Ensure that treatment activities provide for a high level of quality for water discharged into Seneca Lake.

Measures

- Total gallons treated (Millions of Gallons)
- Actual level of BOD as compared to permitted level of BOD
- Actual level of ammonia as compared to permitted level of ammonia

BUDGET REVENUES**Sewer Fund**

	<u>2007 Actual</u>	<u>2008 Budget</u>	<u>2009 Staff Proposed</u>	<u>2009 Council Approved</u>	<u>Difference</u>
Appropriated Fund Balance		144,285	260,000	260,000	115,715
Brownfields Reimbursement			194,397	194,397	194,397
Equipment Amortization Transfer		245,000	60,000	60,000	(185,000)
2004 Pension Fund Reserves	-	-	-	-	-
Sewer Rent	2,099,120	2,230,037	2,461,738	2,461,738	231,701
Interest on Investment	36,310	40,000	35,000	35,000	(5,000)
Town Contracts	294,986	285,000	635,314	635,314	350,314
Miscellaneous	14,587	50,000	30,000	30,000	(20,000)
Zotos Treatment Agreement	111,781	148,760	148,760	148,760	-
Outside Sewer Revenues	136,646	300,000	150,000	150,000	(150,000)
Total Revenues	2,693,429	3,053,797	3,460,812	3,460,812	407,015
Total Revenues and Balance	2,693,429	3,443,082	3,975,209	3,975,209	532,127

BUDGET EXPENDITURES RECAP**Sewer Fund**

	<u>2006</u> <u>Actual</u>	<u>2007</u> <u>Budget</u>	<u>2009</u> <u>Department</u> <u>Request</u>	<u>2009</u> <u>Staff</u> <u>Proposed</u>	<u>2009</u> <u>Council</u> <u>Approved</u>	<u>Difference</u>
Salaries	617,395	651,298	678,425	678,425	678,425	27,127
Fringe Benefits	47,561	50,312	51,900	51,900	51,900	1,588
Retirement Costs	75,777	78,195	68,370	68,370	68,370	(9,825)
Health Insurance Benefits	175,189	165,511	191,902	191,902	191,902	26,391
Debt Service	833,591	1,093,032	1,215,831	1,215,831	1,215,831	122,799
Insurance	51,867	56,268	56,268	56,268	56,268	-
Equipment Costs	4,397	8,000	8,000	8,000	8,000	-
Sludge Costs	150,973	157,000	177,000	177,000	177,000	20,000
Utilities	339,145	365,000	435,000	435,000	435,000	70,000
Materials and Supplies	41,870	40,000	40,600	40,600	40,600	600
Chemical Costs	65,000	75,000	80,000	80,000	80,000	5,000
Equipment Amortization Transfer	-	32,000	30,000	30,000	30,000	(2,000)
Equipment Amortization Purchases	-	-	-	60,000	60,000	-
Transfer to General Fund	95,500	95,500	95,500	95,500	95,500	-
Water Charge	26,201	45,000	45,000	45,000	45,000	-
Sanitary/Storm Sewer Maintenance	48,202	49,000	69,000	69,000	69,000	20,000
Sampling Costs	18,000	18,000	18,000	18,000	18,000	-
Debt Service Reserve	50,000	50,000	-	-	-	(50,000)
Capital Projects	-	-	454,397	454,397	454,397	454,397
Engineering Costs	7,740	10,000	10,000	10,000	10,000	-
Other Costs*	108,565	403,966	250,016	190,016	190,016	(153,950)
Total	2,756,973	3,443,082	3,975,209	3,975,209	3,975,209	532,127

* Other costs include telephone, postage, office supplies, conference expense, computer costs, audit fees, vehicle maintenance/repair, radio maintenance, rights of way, gas & oil, lab supplies, training costs, booster station costs, laundry, building maintenance/repair, water charges, NYS fees, crusher run equipment maintenance, and additional retirement costs.

Wastewater Treatment Plant/DPW

Sewer Fund 8130

Budget Detail	2007 Actual	2008 Budget	2009 Department Request	2009 Staff Proposed	2009 Council Approved
1001 -Salary	361,114	372,454	385,586	385,586	385,586
1002 -Overtime	7,000	7,350	9,350	9,350	9,350
4010 -Telephone	4,116	4,116	4,116	4,116	4,116
4011 -Postage	3,000	3,000	3,000	3,000	3,000
4013 -Office Supplies	1,500	1,500	1,500	1,500	1,500
4014 -Conferences	1,700	1,600	1,600	1,600	1,600
4018 -Computer Costs	3,000	2,000	2,000	2,000	2,000
4019 -Audit Fees	5,000	5,000	6,000	6,000	6,000
4020 -Materials & Supplies	30,000	28,000	28,000	28,000	28,000
4021 -Vehicle Repair/Maintenance	4,000	4,000	4,000	4,000	4,000
4022 -Gas & Oil	7,700	7,000	14,000	14,000	14,000
4023 -Chemical Costs	30,000	40,000	40,000	40,000	40,000
4024 -Laundry	1,900	1,900	1,900	1,900	1,900
4026 -Phosphate Costs	35,000	35,000	40,000	40,000	40,000
4027 -Sludge Handling	150,973	157,000	177,000	177,000	177,000
2029 -Equipment Purchases	4,397	8,000	8,000	8,000	8,000
4030 -Utility Costs	326,627	350,000	420,000	420,000	420,000
4031 -Building Repair./Maintenance	4,000	4,000	4,000	4,000	4,000
4032 -Lab Supplies	8,000	8,000	10,000	10,000	10,000
4033 -Water Charges	26,201	45,000	45,000	45,000	45,000
4035 -Equipment Maintenance	4,000	4,000	4,000	4,000	4,000
4039 -NYS Fees	10,000	10,000	10,000	10,000	10,000
4040 -Sample Costs	18,000	18,000	18,000	18,000	18,000
4045 -Training	2,600	2,500	3,500	3,500	3,500
4085 -Bond Issue Costs	2,000	2,000	2,000	2,000	2,000
2060 -Equipment Amortization Purchases	-	160,000	60,000	60,000	60,000
9950.9000- Trans. To EA	-	6,000			
	1,051,828	1,287,420	1,302,552	1,302,552	1,302,552
8070 -Social Security	28,461	29,513	30,213	30,213	30,213
8071 -Retirement	45,368	46,218	40,161	40,161	40,161
8072 -Health Insurance	66,125	72,025	77,080	77,080	77,080
Total Direct Costs	1,191,782	1,435,176	1,450,006	1,450,006	1,450,006
Less Generated Programs	NA	160,000	60,000	60,000	60,000
Local Effort Required	1,191,782	1,275,176	1,390,006	1,390,006	1,390,006

Sewer Maintenance/DPW

Sewer Fund 8110

Budget Detail	2007 <u>Actual</u>	2008 <u>Budget</u>	2009 <u>Department Request</u>	2009 <u>Staff Proposed</u>	2009 <u>Council Approved</u>
1001 -Salary	226,161	247,094	258,089	258,089	258,089
1002 -Overtime	8,000	8,400	8,400	8,400	8,400
1004 -Extra Help	15,120	16,000	17,000	17,000	17,000
4020 -Materials & Supplies	11,870	12,000	12,600	12,600	12,600
4021 -Vehicle Repair/Maintenance	7,996	8,000	9,000	9,000	9,000
4022 -Gas & Oil	12,000	13,500	20,000	20,000	20,000
4025 -Crusher Run/Blacktop	9,000	9,000	9,900	9,900	9,900
4030 -Utility Costs	12,518	15,000	15,000	15,000	15,000
4031 -Building Repair./Maintenance	5,500	5,000	5,000	5,000	5,000
4035 -Equipment Maintenance/Radio Repair	10,153	28,500	15,000	15,000	15,000
4036 -Catch Basin Repair/Maintenance	19,361	20,000	40,000	40,000	40,000
4038 -Sewer Repairs	25,000	25,000	25,000	25,000	25,000
4041 -Rights of Way	1,000	1,000	1,000	1,000	1,000
4043 -TV Sewer Lines/Root Cutter	3,842	4,000	4,000	4,000	4,000
4045 -Training	400	350	500	500	500
2060 -Equipment Amortization Purchases	-	85,000			
9950.9000- Trans. To EA	-	21,000			
	367,920	518,844	440,489	440,489	440,489
8070 -Social Security	19,100	20,799	21,687	21,687	21,687
8071 -Retirement	30,409	31,977	28,209	28,209	28,209
8072 -Health Insurance	53,002	53,271	64,935	64,935	64,935
Total Direct Costs	470,431	624,891	555,320	555,320	555,320
Less Generated Programs	NA	85,000	-	-	-
Local Effort Required	470,431	539,891	555,320	555,320	555,320

Miscellaneous	Sewer Fund				
	2007 Actual	2008 Budget	2009 Department Request	2009 Staff Proposed	2009 Council Approved
1910.4046 -Insurance	51,867	56,268	56,268	56,268	56,268
1990.4000 -Contingency	-	32,000	32,000	32,000	32,000
3650.3047 -Capital Project-Lewis Street			260,000	260,000	260,000
3650.3048 -Captial Project-Norwood			194,397	194,397	194,397
9901.9000 -Transfer to General Fund	95,500	95,500	95,500	95,500	95,500
9901.9001 -Debt Service Reserve	50,000	50,000	-	-	-
1440.4091 -Engineering Costs	7,740	10,000	10,000	10,000	10,000
1420.4092 -Attorney's Fees	-	1,000	1,000	1,000	1,000
9950.9000- Trans. To EA	-	5,000	30,000	30,000	30,000
9060.8072 -Health Insurance Retirees	56,062	40,215	49,887	49,887	49,887
9189.1001 -Retirement Payouts	-	-	25,000	25,000	25,000
Total Direct Costs	261,169	289,983	754,052	754,052	754,052

Debt Service**Sewer Fund 9710**

Budget Detail	2007 Actual	2008 Budget	2009 Department Request	2009 Staff Proposed	2009 Council Approved
6080 -1999 Bond Principal	79,500	87,500	87,500	87,500	87,500
7080 -1999 Bond Interest	44,928	41,254	37,404	37,404	37,404
6083 -1997 Bond Principal	50,000	50,000	-	-	-
7083 -1997 Bond Interest	3,900	1,300	-	-	-
6087 -1993 Bond Principal	35,000	35,000	35,000	35,000	35,000
7087 -1993 Bond Interest	6,101	9,888	8,129	8,129	8,129
6089 -1994 Bond Principal	75,000	80,000	80,000	80,000	80,000
7089 -1994 Bond Interest	23,836	22,151	33,067	33,067	33,067
6090 -2004 Bond Principal	17,000	17,000	17,000	17,000	17,000
7090 -2004 Bond Interest	17,090	16,377	15,663	15,663	15,663
6050 -2005 Bond Principal	45,000	47,000	48,000	48,000	48,000
7050 -2005 Bond Interest	30,049	28,332	26,538	26,538	26,538
9730.6000 BAN Principal	105,000	149,000	640,252	640,252	640,252
9730.7000 BAN Interest	301,187	424,534	118,705	118,705	118,705
6060 -2007 Bond Principal	-	45,370	45,000	45,000	45,000
7060 -2007 Bond Interest	-	38,326	23,573	23,573	23,573
Total Direct Costs	833,591	1,093,032	1,215,831	1,215,831	1,215,831

Charges

Sewer Fund

The following table shows the minimum charges for various size meters. The basic minimum charge for sewer will remain \$40.00 per quarter and the rate schedule will become effective with the January 2009 bill.

First	500 c.f. - \$8.00 per 100 c.f. - \$40.00 minimum bill (current)
Over	500 c.f. - \$3.24 per 100 c.f. (current)
First	500 c.f. - \$8.00 per 100 c.f. - \$40.00 minimum bill (proposed)
Over	500 c.f. - \$4.19 per 100 c.f. (proposed)

Sewer Minimum Charges per Quarter City Residents

Size of Meter	Allowance	2008		2009	
			Min. Charge		Min. Charge
5/8"	500 c.f.		\$40.00		\$40.00
3/4"	1,000 c.f.		\$55.72		\$55.72
1"	2,000 c.f.		\$87.15		\$87.15
1-1/2"	4,500 c.f.		\$248.63		\$248.63
2"	8,000 c.f.		\$413.66		\$413.66
3"	16,000 c.f.		\$790.89		\$790.89
4"	24,500 c.f.		\$1,191.71		\$1,191.71
6"	49,500 c.f.		\$2,370.57		\$2,370.57
8"	84,500 c.f.		\$4,020.98		\$4,020.98

For those residences and place of business located outside the City limits and are directly connected to City sewers, the following table show the rates charged and the minimum charges for various meter sizes:

Senior citizens who qualify for City Senior Tax Exemption pay no minimum charge.

Non-City Residents

First	500 c.f. - \$13.28 per 100 c.f. - \$66.40 minimum bill (current)
Over	500 c.f. - \$4.32 per 100 c.f. (current)
First	500 c.f. - \$13.28 per 100 c.f. - \$66.40 minimum bill (proposed)
Over	500 c.f. - \$5.59 per 100 c.f. (proposed)

Size of Meter	Allowance	2008		2009	
			Min. Charge		Min. Charge
5/8"	500 c.f.		\$66.40		\$66.40
3/4"	1,000 c.f.		\$87.36		\$87.36
1"	2,000 c.f.		\$129.27		\$129.27
1-1/2"	4,500 c.f.		\$351.09		\$351.09
2"	8,000 c.f.		\$571.14		\$571.14
3"	16,000 c.f.		\$1,074.12		\$1,074.12
4"	24,500 c.f.		\$1,608.54		\$1,608.54
6"	49,500 c.f.		\$3,180.36		\$3,180.36
8"	84,500 c.f.		\$5,380.89		\$5,380.89

Capital Improvement Program

2009

Project Name	Estimated Cost	Funding
Water Meter Replacement Program Phase 1,2	930,000	930,000 Water Fund / Grant
Re-sand the filters at the WTP	150,000	150,000 Water Fund - Fund Balance
Gulvin Park Rehab	350,000	175,000 NYS Grant 175,000 General Fund - Fund Balance
<u>Street Reconstruction</u>		
Lewis St. - Genesee to Oak	1,000,000	320,000 General Fund - Brownfields 200,000 CDBG 220,000 Water Fund - Fund Balance 260,000 Sewer Fund - Fund Balance
<u>Street Rehabilitation</u>		
Norwood, - Wash. to Hamilton Sharon Street Cross Street	750,000	441,438 General Fund - Brownfields 194,397 Sewer Fund - Brownfields 44,165 Water Fund - Brownfields 70,000 Water Fund - Fund Balance
<u>Street Maintenance(Mill&Pave)</u>		
Various Streets	358,000	168,000 CHIPS 190,000 GF Account #3650
Total	3,538,000	3,538,000

Capital Improvement Program--Future Needs

Project Name	Estimated Cost	Funding
Water Meter Replacement Program Phase 3	650,000	650,000 Water Fund / Grant
 <u>Street Reconstruction</u>		
William St.(Pultney St.Reed St.)	4,800,000	2,810,000 General Fund 960,000 Water Fund 1,230,000 Sewer Fund
Cherry St. (Utilities, curb, pavement)	1,800,000	1,140,000 General Fund 312,000 Water Fund 348,000 Sewer Fund
 <u>Street Rehabilitation</u>		
Ada, Bennett, Ridgewood, Greenbriar	2,400,000	1,596,000 General Fund 804,000 Sewer Fund
Copeland Ave.	630,000	492,000 General Fund 138,000 Sewer Fund
Spring St.	600,000	444,000 General Fund 156,000 Sewer Fund
Sprucewood Drive & Circle	720,000	540,000 General Fund 180,000 Sewer Fund
 <u>Street Maintenance(Mill&Pave)</u>		
Various Streets	358,000	168,000 CHIPS 190,000 GF Account #3650
Total	11,958,000	11,958,000

Capital Improvement Program--Future Needs

Project Name	Estimated Cost	Funding
City Hall Renovation, Phase 2 (HVAC, Windows, Electric Upgrade)	600,000	600,000 General Fund USDA Loan
Water Meter Replacement Program Phase 4	500,000	500,000 Water Fund / Grant
<u>Street Reconstruction</u>		
Goodelle Terrace	600,000	324,000 General Fund 138,000 Water Fund 138,000 Sewer Fund
Jackson/State/Center/Toledo St.	3,000,000	1,626,000 General Fund 600,000 Water Fund 774,000 Sewer Fund
Maple, Hillside	1,920,000	960,000 General Fund 360,000 Water Fund 600,000 Sewer Fund
Lafayette Ave.	2,160,000	1,200,000 General Fund 960,000 Sewer Fund
<u>Street Rehabilitation</u>		
Madison St.	750,000	564,000 General Fund 186,000 Sewer Fund
<u>Street Maintenance(Mill&Pave)</u>		
Various Streets	358,000	168,000 CHIPS 190,000 GF Account #3650
Total	9,888,000	9,888,000

Capital Improvement Program--Future Needs

Project Name	Estimated Cost	Funding
<u>Street Reconstruction</u>		
Gates Ave.	1,560,000	1,014,000 General Fund 432,000 Water Fund 114,000 Sewer Fund
Putney	4,800,000	2,160,000 General Fund / Colleges 1,320,000 Water Fund 1,320,000 Sewer Fund
Grove St.	1,200,000	444,000 General Fund 324,000 Water Fund 432,000 Sewer Fund
Columbia St.	600,000	318,000 General Fund 126,000 Water Fund 156,000 Sewer Fund
<u>Street Rehabilitation</u>		
Pleasant St. (Oak St.Hillcrest Ave.)	1,140,000	780,000 General Fund 360,000 Sewer Fund
Optical, S. Optical, Universal, Davis St.	1,020,000	624,000 General Fund 216,000 Water Fund 180,000 Sewer Fund
Wilbur St.	300,000	198,000 General Fund 102,000 Sewer Fund
<u>Street Maintenance(Mill&Pave)</u>		
Various Streets	358,000	168,000 CHIPS 190,000 GF Account #3650
Total	10,978,000	10,978,000

Capital Improvement Program--Future Needs

Project Name	Estimated Cost	Funding
<u>Street Reconstruction</u>		
Clark St.	1,200,000	648,000 General Fund 240,000 Water Fund 312,000 Sewer Fund
Hoffman Ave	810,000	366,000 General Fund 182,000 Water Fund 252,000 Sewer Fund
<u>Street Rehabilitation</u>		
Lochland Road (water, pavement, storm)	2,280,000	1,020,000 NYS Funding 1,200,000 Water Fund 60,000 Sewer Fund
Lehigh St.	870,000	660,000 General Fund 210,000 Sewer Fund
Buffalo St./ Central Ave.	780,000	522,000 General Fund 258,000 Sewer Fund
Roosevelt, Folger St.	1,320,000	828,000 General Fund 492,000 Sewer Fund
<u>Street Maintenance(Mill&Pave)</u>		
Various Streets	358,000	168,000 CHIPS 190,000 GF Account #3650
Total	7,618,000	7,618,000

Capital Improvement Program--Future Needs

Project Name	Estimated Cost	Funding
<u>Street Reconstruction</u>		
Genesee Street (Castle to City Line)	6,720,000	3,360,000 General Fund 1,680,000 Water Fund 1,680,000 Sewer Fund
Oak Street	2,160,000	1,080,000 General Fund 432,000 Water Fund 648,000 Sewer Fund
Elmwood Avenue	900,000	228,000 Historical Preservation Grant 360,000 General Fund 156,000 Water Fund 156,000 Sewer Fund
<u>Street Rehabilitation</u>		
Ave "E", "F", "G"	780,000	516,000 General Fund 264,000 Sewer Fund
South West Street	780,000	390,000 General Fund 162,000 Water Fund 228,000 Sewer Fund
Delancey Drive	612,000	258,000 General Fund 177,000 Water Fund 177,000 Sewer Fund
<u>Street Maintenance(Mill&Pave)</u>		
Various Streets	358,000	168,000 CHIPS 190,000 GF Account #3650
Total	12,310,000	12,310,000

Capital Improvement Program--Future Needs

Project Name	Estimated Cost	Funding
City Hall Renovation, Phase 3 Elevator, Restrooms	800,000	800,000 General Fund
East North Street Sewer Replacement	600,000	600,000 Sewer Fund
 <u>Street Reconstruction</u>		
West Ave./Mill St.	1,200,000	600,000 General Fund 240,000 Water Fund 360,000 Sewer Fund
Castle St. (Main-W. North)	9,000,000	3,240,000 General Fund 3,240,000 Water Fund 2,520,000 Sewer Fund
Jay St.	3,600,000	1,512,000 General Fund 1,008,000 Water Fund 1,080,000 Sewer Fund
 <u>Street Rehabilitation</u>		
Sweeney, Hawkins, Goodman, MLK	960,000	780,000 General Fund 180,000 Sewer Fund
North Main (watermain, pavement)	1,440,000	690,000 General Fund 750,000 Water Fund
 <u>Street Maintenance(Mill&Pave)</u>		
Various Streets	358,000	168,000 CHIPS 190,000 GF Account #3650
Total	17,158,000	17,158,000

Equipment Replacement Plan 2009

Item	Estimated Cost	Replacing	Est. Resale Val.	Department
CT-1 3/4 Ton 4 WD	30,000	2000 Chevrolet	4,000	Public Works (B&G)
WT-2 3/4 Ton 4WD	30,000	2000 Chevrolet	4,000	Public Works (Water)
Sweeper	51600	2001 Sweeper	30,000	Public Works (Hgwy)
HT-8 Sander / Plow	135,000	1998 Ford	17,000	Public Works (Hgwy)
TP-1 3/4 Ton 4WD	30,000	2001 Ford	8,200	Public Works (WWTP)
TP-2 3/4 Ton 4WD	30,000	1996 Chevrolet	4,000	Public Works (WWTP)
Asphalt Planer	12,000			Public Works (Hgwy)
Fire	24,100			Fire Department
Total	342,700		67,200	

*\$51,600 annual payment for five years; City owns at end of lease period.

Equipment Replacement Plan 2010

Item	Estimated Cost	Replacing	Est. Resale Val.	Department
HT-6 Sander / Plow	140,000	1993 Ford	15,000	Public Works (Hgwy)
LDR-2 PayLoader	100,000	1998 Samsung	15,000	Public Works (Hgwy)
WT-3 Dump Truck 10 Wheeler	140,000	1997 Ford	17,000	Public Works (Water)
WT-4 Service Vehicle	30,000	1999 Ford	2,800	Public Works (Water)
TP-2 3/4 Ton 4 WD	30,000	1996 Chevrolet	5,000	Public Works (WWTP)
CT-7 3/4 Ton 4 WD	30,000	1997 Chevrolet	1,000	Public Works (B&G)
Total	470,000		55,800	

Equipment Replacement Plan 2011

Item	Estimated Cost	Replacing	Est. Resale Val.	Department
HT-11 Plow Truck	140,000	1998 Ford	17,000	Public Works (Hgwy)
HT-9 3/4 Ton 4WD	30,000	2000 Chevrolet	7,900	Public Works (Hgwy)
WP-1 3/4 Ton pickup	25,000	1996 Ford	1,200	Public Works (WTP)
ST-3 Stake Body Truck	20,000	1989 International	2,500	Public Works (Hgwy)
LDR-1 PayLoader	100,000	1997 John Deere	20,000	Public Works (Hgwy)
Car-4 1/2 Ton pickup	20,000	1999 Jeep	3,500	Engineering
Total	335,000		52,100	

Equipment Replacement Plan 2012

Item	Estimated Cost	Replacing	Est. Resale Val.	Department
WP-2 3/4 Ton pickup	20,000	1998 Chevrolet	1,500	Public Works (WTP)
ST-4 Stake Body Truck	20,000	1989 International	2,500	Public Works (Hgwy)
Car-2 4 WD vehicle	25,000	2005 Jeep	12,000	Engineering
Rec-1 Cargo Van	30,000	2001 Ford	7,500	Recreation
GT-2 Bucket Utility Truck	75,000	2000 Chevrolet	14,000	Public Works (WWTP)
Car-3 Station Wagon	25,000	2000 Ford	5,000	Public Works (Computer)
W-BH Backhoe	120,000	2001 Case	20,000	Public Works (Water)
E-13 Pumper	440,000	1991 Pierce Pumper		Fire Department
Total	755,000		62,500	

Equipment Replacement Plan 2013

Item	Estimated Cost	Replacing	Est. Resale Val.	Department
ST-4 Stake Body Truck	20,000	1989 International	1,500	Public Works (Hgwy)
Car -2 4WD Vehicle	25,000	2005 Jeep	8,000	Engineering
Rec -1 Cargo Van	30,000	2001 Ford	6,500	Recreation
Car -3 Stationwagon	25,000	2000 Ford	6,000	Public Works (Computer)
Total	100,000		22,000	

Section I: Municipal Revenues

Policy 1.1: Fund Balance

In order to maintain and improve the City's credit rating, as well as to provide for operating funds during seasonal cash shortfalls, it shall be the policy of the City Council to operate in such fashion as to maintain an undesignated general and enterprise fund balance amounting to 10% of annual revenues of respective funds.

Should the anticipated fund balance be projected to fall below the targeted amount in any fund, the City Manager will provide for replenishment of the fund balance to targeted levels in the following fiscal year's budget.

Should the projected fund balance exceed the targeted amount, Council may direct the manager to utilize excess revenues to fund one-time expenses; provided that a plan for operations and maintenance of constructed facilities be outlined for future budget years.

Policy 1.2: Contingency

In order to provide for unanticipated and/or emergency conditions, each fund shall budget a contingency account amounting to 2% of fund operations. These funds shall be used at the discretion of the City Manager for non-recurring expenses. A monthly report of any expended contingency funds shall be provided to the City Council.

Policy 1.3: Revenue Sources

The City will strive to maintain a diverse and stable set of revenues so as to diminish fluctuations and resist dependence on any single revenue source. All restricted revenues shall be dedicated solely for the purpose intended.

Revenue forecasts will be conducted in a manner that is conservative, objective and reasonable

City staff will maintain a concentrated effort to seek out revenues outside of property taxes. City Council shall put forth a unified recommendation to state and federal legislative bodies to support those revenue sources that will provide relief to property taxpayers.

Policy 1.4: Revenue Collections

The City Manager will direct staff resources in such a manner as to ensure the highest rate of collection for all monies owed to the City. Collection methods which yield the greatest results relative to cost of collection efforts will be pursued.

Policy 1.5: License, Permit, and Other Miscellaneous Fees

All fees for City services and programs are set by City Council. Fees shall be reviewed annually by City Staff, and recommendations for changes shall be put forward as part of the annual budget process. Fees should be updated regularly to keep pace with the cost of providing respective programs or services.

Rates for water and sewer services shall be reviewed annually, with comprehensive rate studies to be performed no less than every three years.

Policy 1.6: Grants/Intergovernmental Funds

The City shall aggressively pursue grant funding opportunities. Prior to application for any grant, the affected department head will review the application with the City Comptroller and City Manager to advise of the scope of the application, match requirement (cash or in-kind services), and ongoing associated costs.

City Council will be advised regularly of active grant pursuits. Council authorization for grant applications is required whenever unbudgeted funds are required to match or support grant activities.

Policy 1.7: Gifts, Donations, and Bequests

Gifts, donations, or bequests shall be used only for the purposes identified by the giver. Unrestricted donations shall be placed into the fund balance account and used as directed by City Council. Gifts may be refused by Council if associated financial impacts of acceptance are burdensome, as determined by Council.

Policy 1.8: Transfers

All inter-fund transfers outside of those identified in the budget must be specifically approved by City Council. Transfers shall be considered when cash flows in the receiving fund have depleted to a point that causes friction in operations.

Section II: Operating Budget Policies

Policy 2.1: Roles/Responsibilities

It is the responsibility of the City Manager to prepare and present the annual budget to the City Council. The proposed budget will be tied to the goals and objectives stated in the mission, vision, and strategic imperatives of the City of Geneva. The City Council has the final responsibility for adopting the budget and for making the necessary appropriations.

Policy 2.2: Budget Calendar

The fiscal year of the City shall be January 1 through December 31. The City Manager shall deliver the budget document to the City Council no later than the last day of September. City Council shall take action prior to November 1st of each year.

Policy 2.3: Pay-Go

Operations shall be funded on a pay-as-you-go basis; which is to say current year operating expenditures will be paid from existing or foreseeable revenues.

Policy 2.4: Balanced Budget

For any given fiscal year, operating expenditures shall be balanced with forecasted revenues. When and if it becomes apparent that operating expenditures will exceed revenues, an immediate plan for cost containment will be implemented. Appropriations from the fund balance should only be approved if in compliance with COG Financial Policy 1.1.

Policy 2.5: Budget Management/Control

The City Comptroller will be responsible for maintaining a budgetary control system to ensure adherence to the adopted budget. Budget control reports will be provided to the department heads on a monthly basis to assist them in managing the day-to-day operations of the City.

Policy 2.6: Performance Measurement/Reporting

Where possible, the City will integrate performance measurement, service level, and productivity indicators in the published budget document.

When appropriate, but not less than quarterly, the City Manager shall provide a report of progress toward budget directives for the reporting period. Financial progress shall be provided via a quarter-to-quarter comparison, when data is available.

Policy 2.7: Maintenance, Repair, and Replacement

The City shall develop an equipment replacement program; detailing replacement forecasts and new equipment acquisition. Equipment shall be replaced according to the schedule in this plan. When

new equipment is procured, a replacement schedule will be determined, and appropriate funds appropriated for maintenance and repair.

Maintenance and repair allocations shall be appropriated such that the equipment can be utilized for the standard forecasted useful life.

Policy 2.8: Personnel

The City Manager shall negotiate fair and equitable pay for service for all represented employees. Non-represented employee compensation shall be established so as to be competitive in the regional marketplace (par).

The addition of new staff should only occur as part of the budget process, and when in direct correlation to a strategic imperative of City Council. Recurring revenues should be supportive of new positions.

When not prevented by contract terms, all employee compensation, outside of cost of living increases, shall be tied to an annual employee performance appraisal; to be conducted by the employee's direct supervisor.

Policy 2.9: Financial Savings Incentive

To encourage the most effective and efficient provision of programs and services, department heads expending less funds than budgeted will be allocated 15% of savings, not to exceed \$20,000, in a special "Director's Reserve" account for the following fiscal year.

Directors may expend these funds toward operations for any purpose except personnel related expenses (salaries, overtime, stipends, etc.) and engaging in activities that result in recurring, unbudgeted maintenance or operational costs.

Section III: Capital Improvement

Policy 3.1: Capital Improvement Program

A five-year Capital Improvement Program shall be developed and maintained by the City Manager, and approved by City Council as part of the annual budget process. The plan shall be data-driven, and developed in accordance with repair, replacement, and new facility development needs of the City. The first year of the plan shall constitute the next year's capital budget.

Projects with the highest priority shall be those that will provide the greatest impact to public health and safety. Additionally, great weight shall be given to improvements that will head off negative impacts to property values and/or those facilities that incur repetitively high maintenance costs.

Policy 3.2: Intergovernmental Assistance

Intergovernmental assistance for capital projects shall be aggressively pursued. However, those projects for which intergovernmental assistance is available should comply with the City's Master and Capital Improvement Plans. Prior to accepting intergovernmental funds, Council should be fully advised of recurring operations and maintenance costs.

Policy 3.3: Maintenance of Capital Investment

Standards of maintenance should be developed and adhered to such that the City's investment is protected. Annual maintenance costs should be fully disclosed to City Council prior to approval of capital investment.

Policy 3.4: Capital Project Financing

All funding sources permitted by law, and authorized via the City's fiscal policy shall be explored relative to capital project financing. Debt financing shall be executed in accordance with the City's Debt Management Policy.

Any unspent funds related to specific capital projects shall be reported to Council with a recommendation for disbursement. No funds related to a specific project shall be disbursed otherwise except by direction of the City Council.

Section IV: Debt Management

Policy 4.1: Use of Debt Financing

Capital projects that cannot be fully financed by current operating or intergovernmental revenues may be financed by the issuance of debt when the project's projected useful life will exceed the term of the financing instrument.

Refunding long-term debt may be authorized in cases where significant savings may be realized due to fluctuations in the municipal bond market.

Debt financing is not appropriate for current operating or maintenance expenses, or for any recurring purpose.

Policy 4.2: Debt Limits

The constitutional general obligation debt limit for the City of Geneva is 7% of the previous five-year average of full valuation of real property within our corporate limits, less constitutionally authorized exclusions.

Except in cases of extreme financial hardship, City Council will not authorize general obligation indebtedness beyond 60% of our authorized debt capacity.

Except in cases of extreme financial hardship, general fund expenditures related to long term and bond anticipation indebtedness shall not exceed 15% of projected general fund revenues for any given year.

Policy 4.3: Lease-Purchase Financing

Lease-purchase financing may be utilized when the useful life of the item to be financed exceeds the financing term. Items that may become obsolete or whose value will significantly deteriorate over the term of the lease should be directly purchased or straight leased.

Policy 4.4: Credit Rating

The City Comptroller shall report regularly to rating agencies on Geneva's financial condition. Complete and full disclosure will be made when pursuing any manner of financing.

Policy 4.5: Management Plan

The City Manager shall direct the preparation of an annual debt management plan; including, at a minimum, all outstanding debt, funding sources for all debts, current and future debt capacity, and compliance with all debt policies contained herein. This report shall be provided to Council as part of the annual budget.

Section V: Investment

Policy 5.1: Investment Priorities

City Council, as stewards of the public trust, authorizes the City Manager to invest public funds held by the City in such a manner as to protect public assets, while deriving appropriate value for City funds. When determining appropriate investment vehicles, the Manager and Comptroller should evaluate options according to:

- likelihood of preserving principal investment,
- security of public funds,
- diversity of vehicles to absorb market fluctuations,
- liquidity of City assets to provide appropriate operating cash, and
- investment yield.

Policy 5.2: Investment Vehicles

Understanding Council's priorities as outlined above, the Manager, or his designee, may invest assets of the City as authorized by applicable state and federal laws, rules, and regulations.

Policy 5.3: Analysis/Reporting

Once monthly, the City Manager shall receive a report from the Comptroller outlining all current investments. The report shall outline:

- Issuer
- Instrument
- Annual Yield
- Purchase and Maturity Date
- Current Book Value
- Congruence of investment with City policy
- Statement of total City cash flows
- Liquidity analysis

This report shall be provided to Council as requested from time to time, but at a minimum shall be provided as part of the annual budget.

Policy 5.4: Banking Relationships

The City Manager shall review the City's banking relationships annually and make a recommendation to City Council relative to proposed changes. All institutions housing City funds shall meet the requirements for municipal banking set by state and federal laws, rules, and regulations.



The 2009
City of Geneva
Budget Development Process

Planning to Succeed!

2009 Budget Calendar

- Tonight Visioning Workshop
- 8/12, 5:30 Econ. Cond. Wkshp.
- 9/30, 5:30 Proposal Presented
- 10/7, 5:30 Budget Work Session
- 10/8, 7:00 Public Hearing
- 10/15, 7:00 Adoption
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Geneva, 2009: Planning to Succeed!

2009 Budget Process

- Visioning and Economic Conditions Workshops
- Staff Development of Budget Requests
- Council Review and Feedback on Budget Proposal
- Council Adoption of Budget
- Implementation of Budget Directives
- Measurement of Success



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Ground Rules

- Be nice
- Be respectful
- Be open
- Ideas not personalities
- Public comments to mdh@geneva.ny.us or a Councilor/Mayor



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Visioning Questionnaire

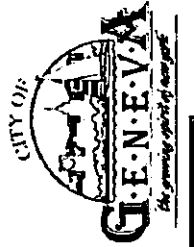
- What do you see as the number one strength of the City of Geneva?
- What is the greatest challenge we face as a community?
- What are our opportunities for greatness?
- What are the biggest threats to our success?
- In as many one to two word statements as you can, describe your vision of Geneva in 10 years.



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Responses

- Strengths:
 - Diversity (2)
 - Location (2)
 - Community Contributions (Volunteerism)
 - Lakefront



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Responses (Cont.)

- Challenges:
 - High Taxes/Revenue Limitations (2)
 - Poverty/Residents' Economic Issues (2)
 - Diversity/Cohesion



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Responses (Cont.)

- Opportunities:
 - *Economic Development*—
 - Branding
 - Downtown Events
 - Industrial Park
 - Lakefront Development (2)
 - Lakefront Enhancement
 - Agriculture
 - Tourism
 - Downtown Revitalization
 - Location (Central to Metros)



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Responses (Cont.)

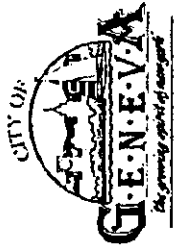
- Opportunities:
 - *Community Revitalization*—
 - Community Recreation
 - Neighborhood Identity
 - Neighborhood Revitalization
 - Cultural Diversity
 - Downtown Housing
 - Lakeview Housing



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Responses (Cont.)

- Opportunities:
- *Partnerships—*
- College/Community
- TOWN



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Responses (Cont.)

- Threats
 - Taxes (4)
 - Resistance to New Ideas
 - Failure to Act
 - Downtown Loitering
 - Concentrated L/I Housing
 - Self-Imposed Constraints
 - Poor Vision (Lakefront)
 - Self Esteem
 - Limited Developer Pool
 - Neighborhood Security



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Geneva in Ten Years...

Safe (3), Vibrant (3), Destination (2), Innovative (2), Inviting (2), Family Friendly (2), Diversity (2), Beautiful (2), Authentic, Growing, Tremendous Strides, Respect/Dignity, Thriving Downtown, Affordable, Well-Loved, Walkable, Inclusive, Working Community, Better, Creative Approach, Forward Thinking, Close-Knit, Culturally Rich, Efficient, Attractive, Technology Leader, Creative Success, Unique Shops, Neighborhood Pride, Rich History, Unique Community, Out Front, Event Rich, Best Place to Live/Work, Good Neighbor, Gracious, Value, Spectacular Lakefront, Environmentally Friendly, Wow, Relocated CEOs, Managed Growth



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Organizational Mission

- Answers the question: Why do we exist?
- What are we committed to providing to our community?
- Meaningful to our staff and our customers
- Good rule of thumb: if the person at the front desk knows it, you've got a winner



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City of Geneva's Mission Statement

The mission of the City of Geneva government is to enhance the quality of life, expand economic opportunities, and protect the public health and safety of City residents, taxpayers and visitors. The City will carry out services, programs and practices that seek to achieve the City's vision in an effective and economical manner.



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*The City of Geneva: Enhancing our
community through safe,
responsive, and responsible
services, programs, and facilities.*



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Geneva: Safe. Responsive. Responsible.



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Community Vision

- The most desirable outcome possible; given the effective execution of our mission
- Looks 5, 10 years out +
- Gives everyone responsible for executing the mission a clear, vivid picture of success
- Stirs emotion and creates a drive to achieve desired outcomes



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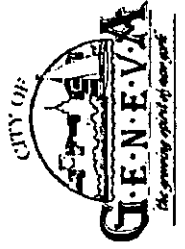
City of Geneva Vision Statement

The City of Geneva envisions our community as being a great place to live, work and invest; with a commitment to positive, open communication and community pride; and as a model city boasting vibrant residential neighborhoods and downtown, and a strong economic environment.



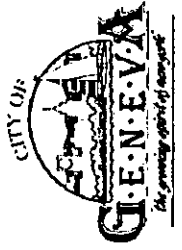
Geneva, 2009: Planning to Succeed!

*Geneva: A beautiful and safe
community in which to live, work, and
play.*



Geneva, 2009: Planning to Succeed!

Geneva: Strong. Successful. Beautiful.



Geneva, 2009: Planning to Succeed!

Strategic Imperatives

- Given our Challenges and Threats, what should we be focusing on to achieve our vision?
- Four or Five Areas-Max



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Challenges/Threats

- Challenges
 - High Taxes/Revenue Limitations (2)
 - Poverty/Residents' Economic Issues (2)
 - Diversity/Cohesion
- Threats
 - Taxes (4)
 - Resistance to New Ideas
 - Failure to Act
 - Downtown Loitering
 - Concentrated L/I Housing
 - Self-Imposed Constraints
 - Poor Vision (Lakefront)
 - Self Esteem
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 - Neighborhood Security



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Addressing Strategic Imperatives

- Staff will utilize Council's Strategic Imperatives to allocate resources to:
 - Departments
 - Programs
 - Initiatives
 - Facilities



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City Council's 2008 Priorities

- Responsible Fiscal Management
- Economic Development
- Public Safety (Youth Focus)
- Environmental Responsibility
- Workforce Diversity



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2009 Strategic Imperatives

- Providing value for taxpayer investment
- Neighborhood Revitalization
- Engaged Governance
- Economic Development



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Additional Discussion?



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Economic Conditions Workshop

- Our next session will focus on economic conditions and how these will impact Council's vision. They include:
 - Revenue Forecasts
 - Changes in Cost Drivers
 - Debt Management Opportunities/Challenges
 - Fiscal Policy Recommendations



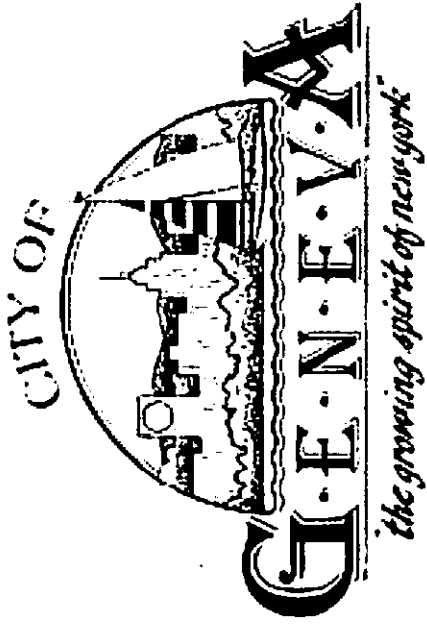
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Geneva, 2009:
Planning to Succeed!



*The 2009
City of Geneva
Budget Development
Process*

Planning to Succeed!

2009 Budget Calendar

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Geneva, 2009: Planning to Succeed!

*Geneva: A beautiful, safe, and
successful community in which to live,
work, play, and invest.*

Geneva, 2009: Planning to Succeed!



2009 Budget Process

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Geneva, 2009: Planning to Succeed!

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Geneva, 2009: Planning to Succeed!

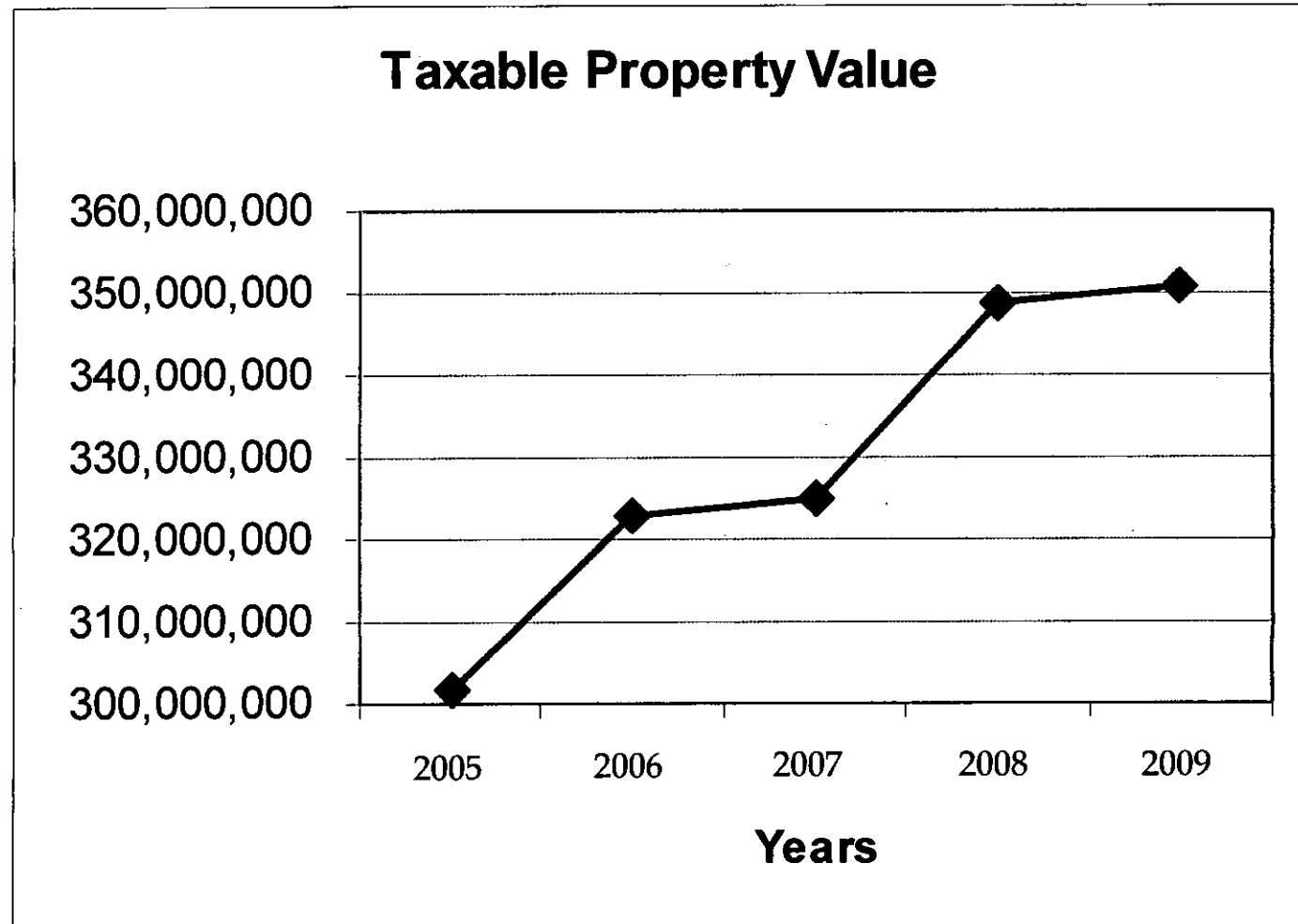
Revenue Projections

- Taxable property values are projected to be flat, with growth at less than 1%
- Sales tax revenues are stable, with an additional set-aside scheduled this year
- Questions remain about state aid revenues



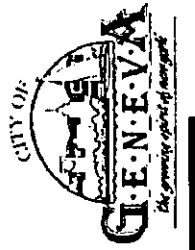
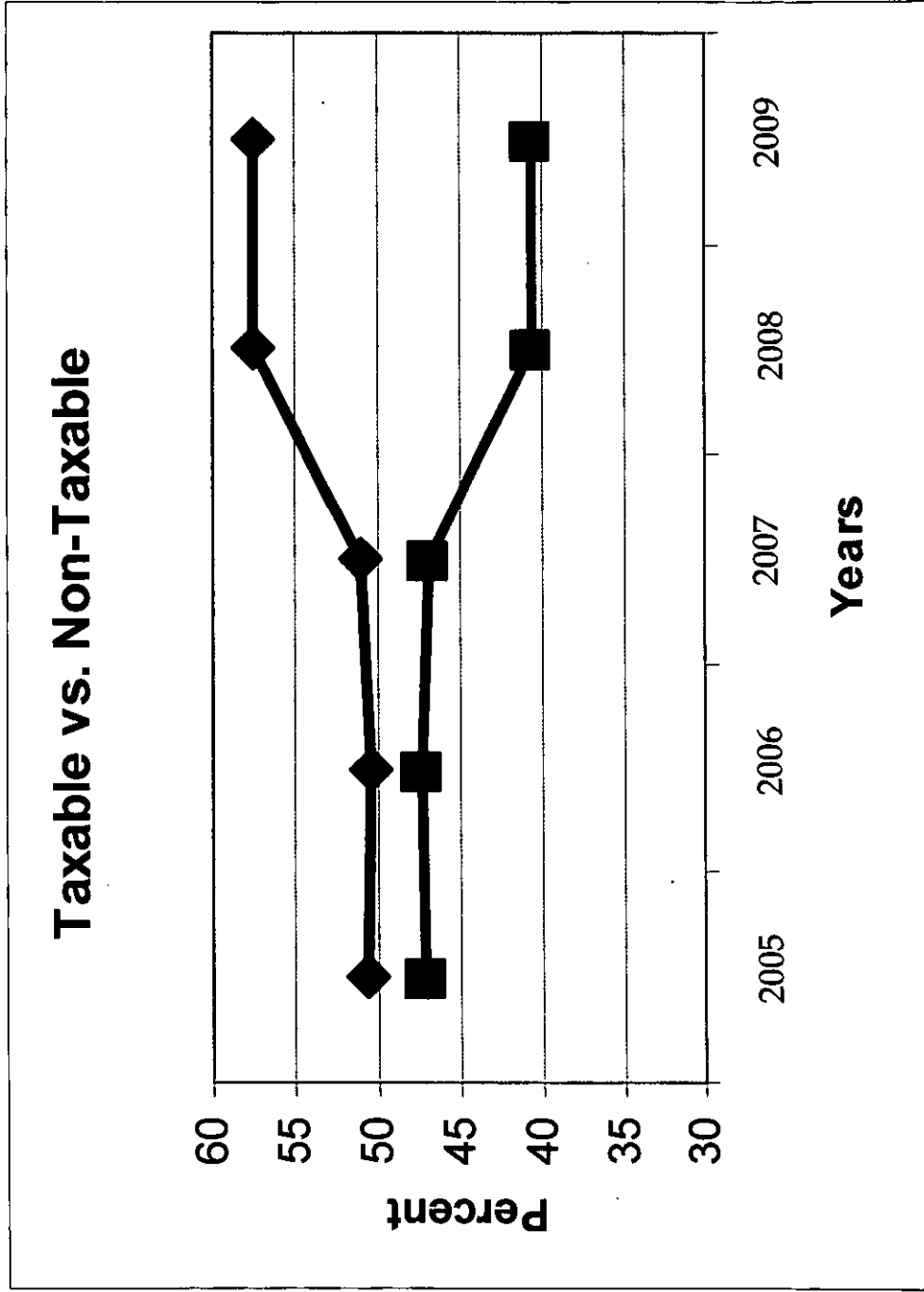
Geneva, 2009: Planning to Succeed!

Property Value Growth



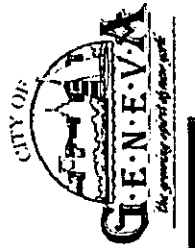
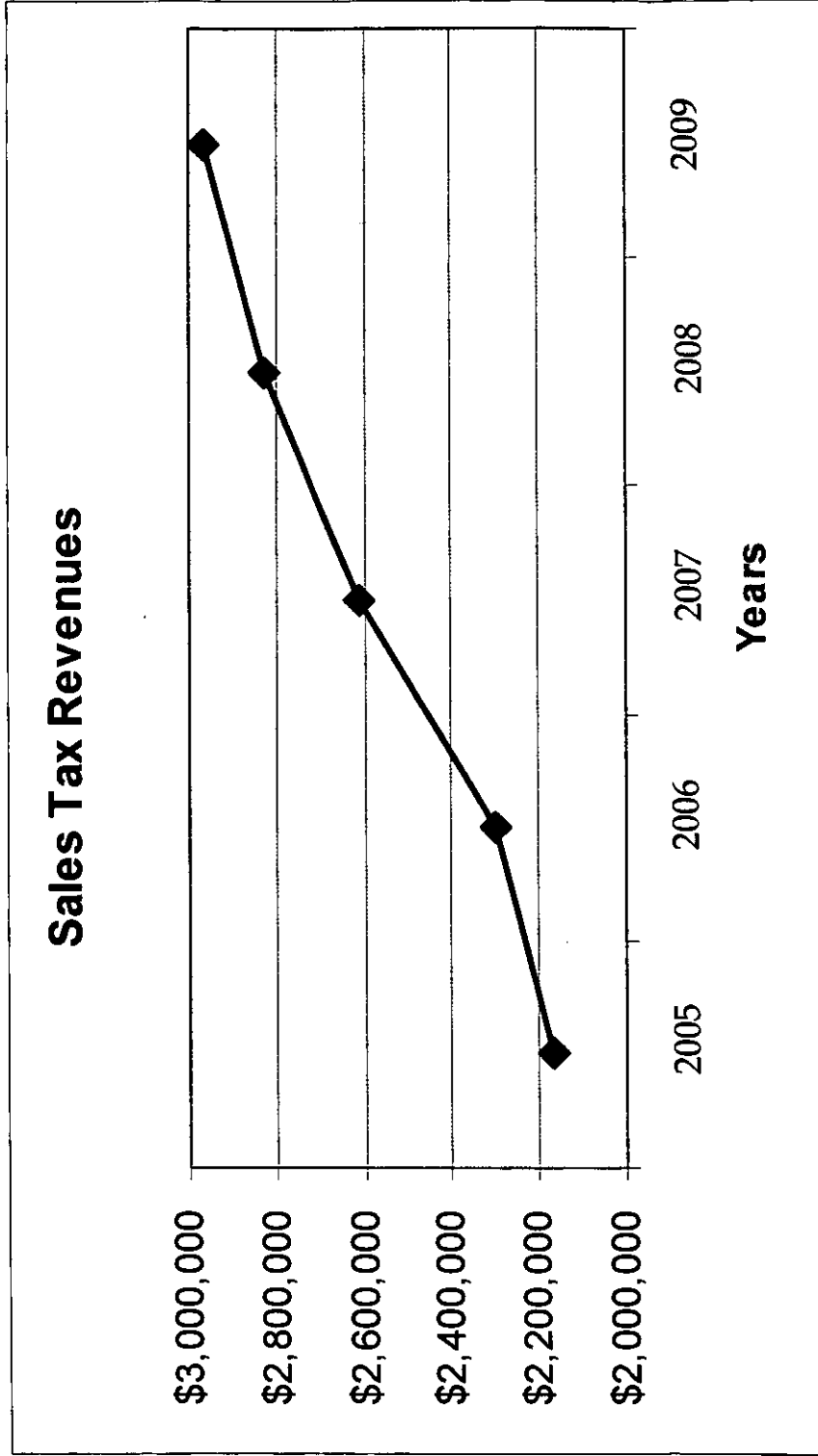
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Tax Status



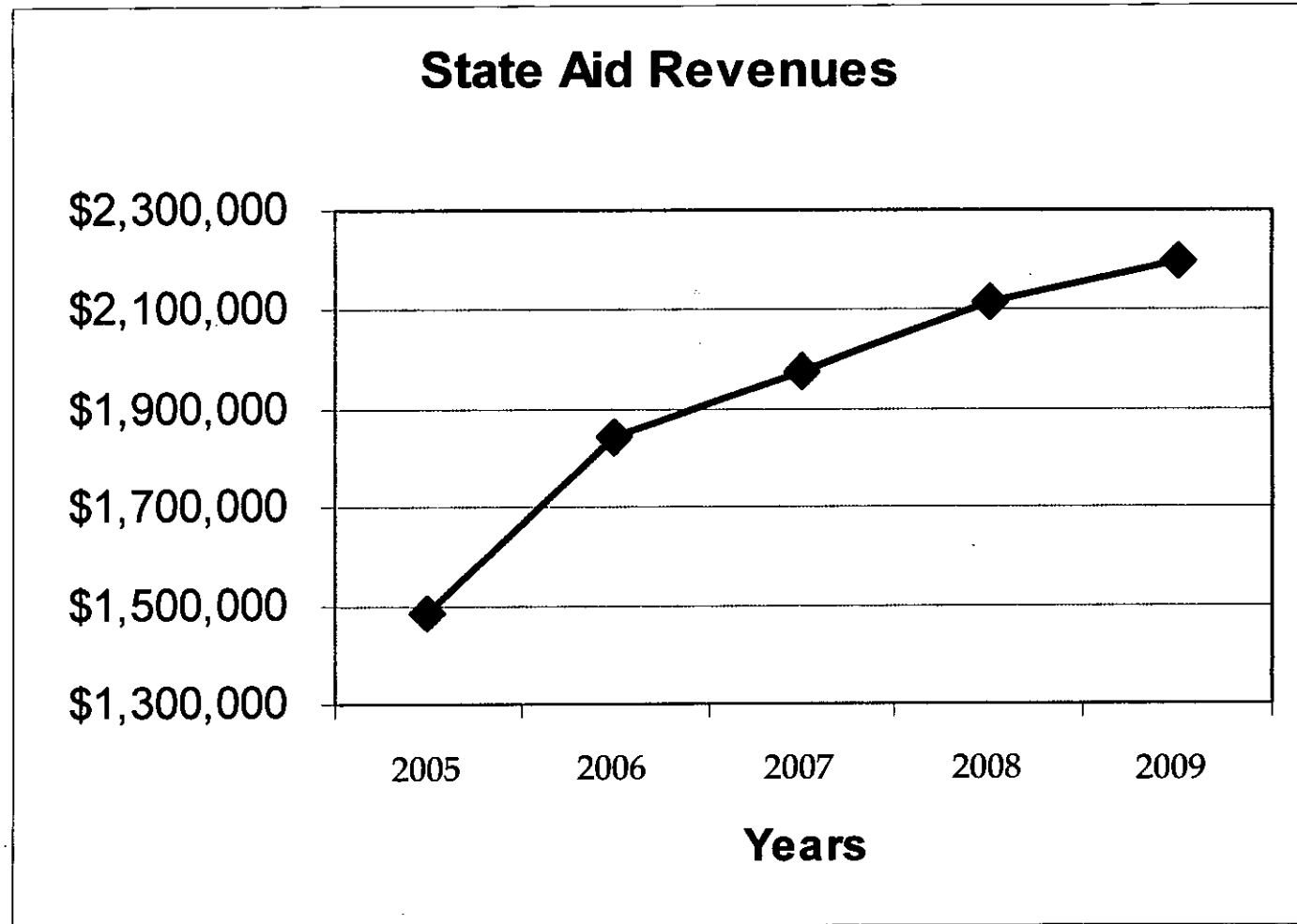
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Sales Tax



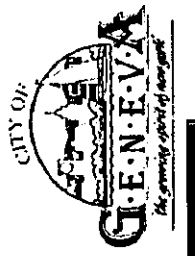
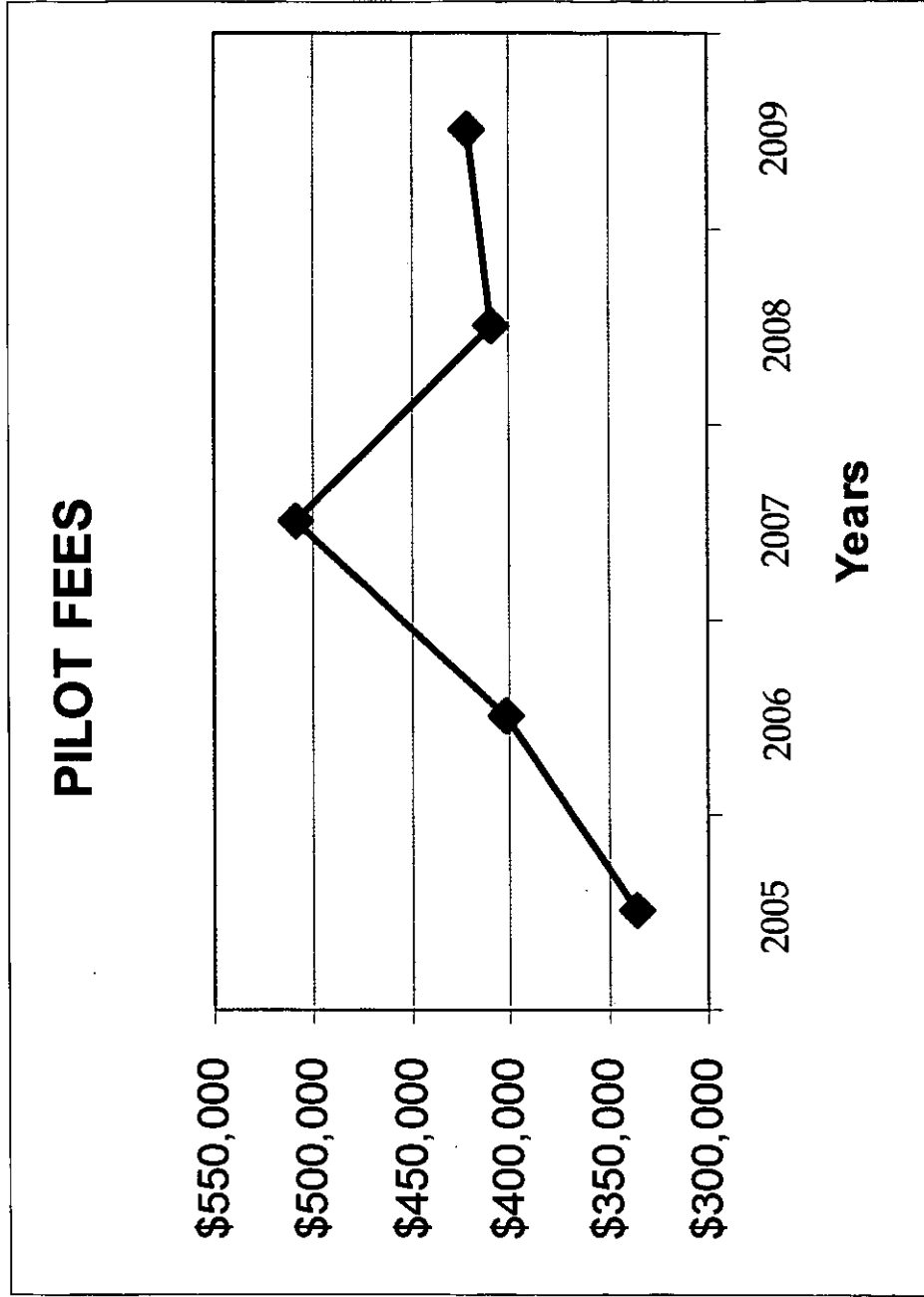
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State Aid



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PILOTS



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Cost Drivers

- Health Insurance
 - 17% projected increase
 - Total cost of over \$2 million
 - 48% of costs associated with retirees
- Fuel
 - 90% increase to nearly \$500k
 - 2008 allocation exhausted



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Cost Drivers (Cont.)

- Contractual Salaries
 - Projected increase of 4.27%, or \$274k—could increase dependent upon labor negotiations
- Capital Expenditures (GF)
 - Increasing construction costs and limited borrowing capacity mandate a second look at CIP



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Debt

- Total City indebtedness is \$39.3 million, with \$13.4 million attributed to the General Fund
- Currently, we are utilizing 58% of our debt contracting ability
- Annual debt service payments for 2009 is \$1.8 million (General Fund), increasing to over \$2 million in 2010



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Fiscal Policy Development

- Staff currently engages in sound fiscal practices
- In order to ensure quality and better manage risk, staff recommends development of written financial policies



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Recommended Policies

- Revenue Policy
- Operating Budget Policy
- Capital Improvement Policy
- Debt Policy
- Investment Policy



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Revenue Policy

- Provides guidance relative to:
 - Fund Balances
 - Contingency Planning
 - Collection of Revenues
 - Grants
 - Gifts/Donations
 - Transfers



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Operating Budget Policy

- Provides guidance relative to:
 - Balanced Budget
 - Performance Measurement
 - External Agency Funding
 - Financial Savings Incentive
 - Economic Development



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Capital Improvement Policy

- Provides guidance relative to:
 - Capital Improvement Planning
 - Maintenance and Repair of Capital Assets
 - Financing
 - Equipment Replacement



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Debt Policy

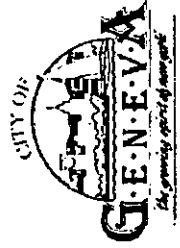
- Provides guidance relative to:
 - Use of Debt Financing
 - Charter/Self-Imposed Debt Limits
 - Leasing
 - Rating Agency Relationship
 - Debt Management Plan



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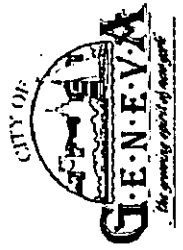
Investment Policy

- Provides guidance relative to:
 - Appropriate Investment Instruments
 - Banking Relationships
 - Reporting



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Additional Discussion?



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Council's Strategic Imperatives

- Creating Value for the Tax Dollar
- Neighborhood Enhancement
- Engaged Governance
- Economic Development



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Next Steps

- The next sessions will be devoted to review of the staff's proposed budget
 - Budget delivered on or before 10/1
 - Presentations and feedback commence following distribution
 - Public comment is received and processed
 - Final budget adoption: mid-October



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2009 Budget Calendar

- 7/28 Visioning Workshop
- Tonight Econ. Cond. Wkshp.
- 9/30, 5:30 Proposal Presented
- 10/7, 5:30 Budget Work Session
- 10/8, 7:00 Public Hearing
- 10/15, 7:00 Adoption
- TBD Quarterly Updates

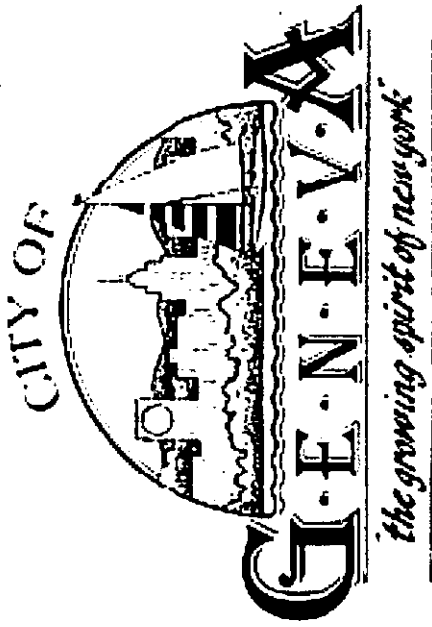


Geneva, 2009: Planning to Succeed!

*Geneva: A beautiful, safe, and
successful community in which to live,
work, play, and invest.*



Geneva, 2009: Planning to Succeed!



Geneva, 2009:
Planning to Succeed!

Glossary

Ammonia: A chemical found in human waste that, in significant quantities, poses a threat to the natural environment.

Assessed Value: Approximated value of a home or other property, as gauged by the City Assessor utilizing market conditions and other factors.

Bond Anticipation Note (BAN): A short-term financing instrument utilized to draw project funds prior to issuance of long-term debt.

Bond Rating: A review and classification by representatives of the financial sector used to index a community's financial strength.

City Assessor: An individual appointed by the City Comptroller to determine the value of real property in the City.

City Comptroller: An individual appointed by the City Manager to manage the financial administration for the City organization.

City Manager: An individual appointed by the City Council to administer the day-to-day operations of the City government organization.

Biochemical Oxygen Demand (BOD): The oxygen depletion effect of chemical reactions caused by the introduction of biological waste into a water source. Our wastewater treatment program conducts BOD testing to measure the level of pollutants prior to and following the treatment process.

Capital Improvement: Construction and related activities associated with fixed asset infrastructure of an organization (i.e. streets, buildings, etc.).

Code Enforcement: Activities geared toward achieving compliance with a variety of laws and regulations, most often relating to property maintenance and health and safety issues.

Economic Development: Activities geared toward job and wealth creation in a given area.

Fund Balance: Funds that are retained in the City's bank accounts that are in excess of projected operational needs.

General Fund: The main operating account of a municipality. This typically includes revenues and expenditures supporting traditional government services including public safety, community development, recreation, public works, and support services.

General Obligation Bond: A long-term financing instrument utilized to fund capital projects, and backed by the full faith and credit of a municipal organization.

Occupancy Tax: Revenues generated from a levy on lodging facilities.

Property Tax Rate: Percentage or other fraction applied to the assessed value of a property to determine the total property taxes owed to the City.

Revenue Bond: A long-term financing instrument utilized to fund capital projects, and backed/funded by recurring revenues (i.e. water or sewer charges).

Sales Tax: Revenues generated from a levy on goods and services sold within a given area.

Sewer Fund: A separate accounting of revenues and expenditures used to manage the treatment of wastewater and maintenance of related facilities.

State Aid: Funding provided by agencies of the State of New York to municipalities for a variety of programs and services

Stormwater: Water and by-products that run off of impermeable surfaces. Stormwater often carries chemicals and other products collected from pavement and other surfaces that can be damaging to the natural environment.

Tax Levy: Total dollar value of taxes owed to the City. Calculated by multiplying the tax rate by the assessed value of a property.

Uniform Crime Reports (UCR): Crime statistics collected in such a manner as to be reliable for analysis across different agencies. These statistics are typically reported from local, state, and federal agencies to the Federal Bureau of Investigation for indexing and analysis.

UCR Part I Crimes: Very serious criminal offenses, including violent and property crimes. Aggravated assault, forcible rape, murder, and robbery are classified as violent, while arson, burglary, larceny-theft, and motor vehicle theft are classified as property crimes.

UCR Part II Crimes: Criminal offenses tracked by uniform reports in categories that include: simple assault, embezzlement, forgery and counterfeiting, disorderly conduct, driving under the influence, drug offenses, fraud, gambling, liquor offenses, offenses against the family, prostitution, public drunkenness, runaways, sex offenses, stolen property, vandalism, vagrancy, and weapons offenses.

Water Fund: A separate accounting of revenues and expenditures used to manage the treatment of drinking water and maintenance of related facilities.

Blue Million Complimentary & Medicare Blue Choice 2008 Comparison of Benefits

Services	Blue Cross, Blue Shield Preferred Blue Million	Medicare Blue Choice
Hospital Services	Covers Medicare Part A inpatient deductible, hospital coinsurance 61-90 & full coverage 91-120 days of semi-private & all medically necessary services for acute care covered in full. After 120 days are exhausted, services covered at 80%, subject to the deductible.	\$100 Copayment 2 max annually
Diagnostic X-Ray (Outpatient)	Covers Part B deductible, 20 % coinsurance at 80% subject to deductible and coinsurance.	\$10 Copayment
Emergency Care and Urgent Care	After Medicare covered in full. Physician Services: No coverage.	\$50 Copayment- waived if admitted
Surgery	Covers Medicare Part B deductible, 20% coinsurance & other services up to the B/S Schedule of Allowances	\$10 Copayment
Diagnostic Office Visits	No coverage.	\$10 Copayment-includes specialists
Routine Preventive Services	No coverage for routine physical exams.	\$10 Copayment
Mammography Annual Screening	Periodic routine mammograms - Covers Medicare Part B deductible and 80% of the difference between the Medicare payment and the Blue Shield Schedule of Allowances.	Covered in full.
Eye Exams/Lenses/Frames/ Contact Lenses	No coverage for Eye Exams. No coverage for eyeglasses/contact lenses.	\$10 Copayment-\$60 annual allowance for eyewear.
Hearing Evaluations	No coverage for routine care. Diagnostic covered at 80% of the Schedule of Allowances, subject to the deductible.	\$10 Copayment
Diagnostic Laboratory and Pathology -physician office	Not Covered.	Covered in full

Blue Million Complimentary & Medicare Blue Choice 2008 Comparison of Benefits

Services	Blue Cross, Blue Shield Preferred Blue Million	Medicare Blue Choice
Diagnostic X-Ray-physician office	Covers Medicare Part B deductible and 80% of the difference between the Medicare payment and the Blue Shield Schedule of Allowances.	\$10 Copayment
Physical, Speech & Occupational Therapy	No Coverage.	\$10 Copayment-respiratory therapy too
Durable Medical Equipment	Items not covered in whole by Medicare are covered at 100% of the Schedule of Allowances, subject to the deductible, when ordered by your physician and obtained from a Participating Provider. If DME is obtained from a Non-Participating Provider it will be covered at 50% of the charge, subject to the deductible	20% coinsurance
Ambulance	No coverage for out of area.	\$50 Copayment
Prescription Drugs	\$2 for any drug per 30 day supply.	\$0 Deductible, \$10/\$25/\$40 30 or 90 day fill-no donut hole catastrophic coverage
Out of Area Coverage	Worldwide urgent & emergency care.	20% coinsurance-\$5,000 max
Health and Wellness	Member Rewards is your connection to local health resources! Programs featuring massage therapy, biofeedback, nutrition and much more are available, and very affordable. Member Rewards programs are only available in the BCBSRA six county operating area	Go getters- up to \$650 per year-weight management or health club membership

2008 ASSESSOR'S ANNUAL REPORT

SUMMARY OF ASSESSED VALUES FOR CURRENT AND PRIOR YEAR'S ROLL (Excluding Wholly Exempt Property)

	<u>Taxable</u> <u>2007-2008</u>	<u>Taxable</u> <u>2008-2009</u>	<u>Difference</u>
Locally Assessed Ordinary Property	331,993,536	333,904,014	1,910,478
Locally Assessed Utilities & non-Ceiling RR	4,725,795	4,827,186	101,391
Special Franchise (Assessments by SBRPS)	11,322,621	11,253,416	(69,205)
Railroad Ceiling (Assessments by SBRPS)	618,614	666,481	47,867
Taxable Assessed Value (for General City Purposes)	348,660,566	350,651,097	1,990,531

SUMMARY OF INCREASES & DECREASES (FROM PRIOR TO CURRENT ROLL)

Increases Due to Physical Or Quantity Changes (includes construction, new additions, wholly exempt property returned to taxable)	1,298,000		
Increases for Equalization (assessment updates & adjustments for equity)	1,422,028		
Summary Total of Increased Assessments		2,720,028	
Decreases Due to Physical or Quantity Changes (includes demolition/fire damaged or taxable property moved to wholly exempt)	616,900		
Decreases due to Equalization (assessment updates & adjustments for equity)	1,119,537		
Summary Total of Decreased Assessments		(1,736,437)	
Net Increase by assessor of Locally Assessed Property		983,591	
2008 Increase by RPS of Special Franchise Property		(69,205)	
2008 Increase by Assessor of Railroad Ceiling Property		-0-	
Small claims court adjustment		-0-	
2008(Net) Increase in Total Assessed Value		914,386	
Increase in Taxable Assessed Value due to an decrease (net) in partial exemptions due to veterans, senior, business exemption activity (new/incr. or removal of exemptions)		1,076,145*	
Total 2008 INCREASE in Taxable Assessed Value		1,990,531	

SEE page 2 "Summary of Partial Exemptions"

2008 ASSESSOR'S ANNUAL REPORT

SUMMARY OF PARTIAL EXEMPTIONS - 2007 VS. 2008 ASSESSMENT ROLL

State Exempt Code	Exemption Type	2007		2008		(Net)Exempt Incr./Decr.
		# Exempt	Ex Amount	# Exempt	Ex Amount	
13350	City Property (RS-1)	1	3,500	- 0 -	- 0 -	(3,500)
41101 ¹	Vets Eligible Funds	13	39,550	11	33,750	(5,800)
41121/41123 ¹	War Vet - 15%	265	2,849,888	263	2,835,026	(14,862)
41133 ¹	Combat/War Vet-25%	282	4,794,513	269	4,563,856	(230,657)
41141/41143 ¹	Disabled Vet-5% to 50%	66	802,685	64	768,764	(33,921)
41400 ²	Clergyman	9	13,500	7	10,500	(3,000)
41800/41803 ³	Aged - 20% - 50%	148	3,220,101	127	2,792,381	(427,720)
41931/41933 ⁴	Disability Exemption	8	120,190	7	118,798	(1,392)
44213 ⁵	Residential Capital Improvement	24	345,192	18	277,835	(67,357)
47200 ⁶	Railroad Ceiling Diff.	1	1,303,829	1	1,255,962	(47,867)
47600/47610 ⁷	Business Invest. 50% to 5%	23	1,754,695	24	1,514,626	(240,069)
48670	Sr Housing	<u>1</u>	<u>1,240,000</u>	<u>1</u>	<u>1,240,000</u>	<u>- 0 -</u>
		841	16,487,643	792	15,411,498	(1,076,145)

42	veterans exemptions were removed due to sale of property, etc.	(548,960)
23	new veterans exemptions were approved.	+ 260,097
	Net increase due to % changes due to assessment update & disability ratings.	3,623
-0-	new clergy exemption.	- 0 -
2	clergy exemption removed.	(3,000)
36	senior citizens exemptions were removed due to sale of homes, etc.	(615,004)
15	new exemptions were approved.	+ 240,584
	Net increase due to % changes on renewals and % changes due to assessments.	53,300
2	disability exemption was removed due to ineligibility.	(4,640)
1	new disability exemptions were approved.	+ 3,248
	Net decrease due to % changes on renewals and % changes due to assessments.	- 0 -
7	residential capital improvement exemptions expired or removed due to demo of residence.	(35,863)
1	new residential capital improvement exemptions were approved.	18,200
	residential capital improvements adjusted by 12.5% per 8-year schedule & assessment changes.	(49,694)
	Change in Railroad Ceiling.	(47,867)
1	business exemptions were removed due to completion of the 10-year schedule.	(12,500)
2	new exemption at 50% of increase assessment due to new construction.	50,000
	business exemptions were reduced by 5% per 10-year schedule & assessment reductions.	(277,569)

SUMMARY OF WHOLLY EXEMPT PROPERTY - 2007 VS. 2008 ASSESSMENT ROLL

EXEMPT CODE	EXEMPTION DESCRIPTION	#	2007	#	2008	DIFFERENCE
12100	New York State	11	51,152,200	7	50,609,200	(543,000)
12350	State Municipal Property	-0-	-0-	-0-	-0-	-0-
13100	County-Owned Property	1	673,800	1	673,800	-0-
13350	City-Owned Property:	120	46,758,900	118	46,656,600	(102,300)
	Municipal————— 45,976,300					
	Tax Sale————— 447,900					
	Comm.Devel———— 232,400					
13370	Cemetery-Public	2	1,477,900	2	1,477,900	-0-
13800	Geneva School District	9	39,880,500	9	39,880,500	-0-
14100	U.S. Dept. of Agriculture	1	184,200	1	184,200	-0-
14110	U.S. Post Office	1	1,926,900	1	1,926,900	-0-
18020	I.D.A. (Ontario Co & City)	38	105,232,600	37	104,482,600	(750,000)
18080	Geneva Hsg. Authority (Elmcrest & Scattered Housing)	43	16,009,100	43	16,009,100	-0-
18120	NYS Housing Finance Agency	1	335,900	1	335,900	-0-
21600	Religious Corp-Residences	6	870,100	5	799,300	(70,800)
25110	Religious Corp-Churches	44	22,691,000	44	22,691,000	-0-
25120	Non-Profit Educational	59	114,433,700	60	114,598,200	164,500
	Colleges Seneca—— 104,879,500					
	Other————— 9,718,700					
25130	Non-Profit Charitable	10	8,766,200	10	8,766,200	-0-
25210	Non-Profit Hospital	19	58,319,300	19	58,319,300	-0-
25230	Non-Profit Mental Health	2	268,200	2	268,200	-0-
26100	Veteran's Organizations	2	1,337,600	2	1,337,600	-0-
26250	Geneva Historical Society	2	839,900	2	839,900	-0-
26400	Volunteer Fire Co	2	2,839,600	2	2,839,600	-0-
28110	Sr. Housing	1	2,237,800	2	4,475,600	2,237,800
28120	Handicapped/Aged	1	1,885,900	1	1,885,900	-0-
28520	Non-Profit Nursing Hm I&II	2	13,043,100	2	13,043,100	-0-
28540	N-P Hostel Mentally Retard.	8	3,525,400	8	3,525,400	-0-
		<u>385</u>	<u>494,689,800</u>	<u>379</u>	<u>495,626,000</u>	<u>936,200</u>

Dated: August 21, 2008

**2008-2009 FINAL ASSESSMENT ROLL TOTALS
PERCENT OF ASSESSMENTS BY TAXABLE STATUS**

<u>#Parcels</u>	<u>Taxable Status</u>	<u>\$ Amount</u>	<u>% of Total</u>
4,578	Grand Total Assessment of all Real Property in the City	861,688,595	100.00
- 379	Wholly Exempt Property..... (Page 3, 2008 Wholly Exempt)	- 495,626,000	- 57.52
4,199	Full Value of Taxable Property.....	366,062,595	42.48
(792)	Partial Property Tax Exemptions..... (Page 2, 2008 Exempt Amount)	- 15,411,498	1.79
	Net Taxable Assessment..... (Page 1, Taxable 2008-2009)	350,651,097	40.69

Dated: August 21, 2008

MSWord/2008Assessment Roll Ratios

ANNUAL DEBT SERVICE PAYMENTS 2006-2012

	GENERAL FUND	WATER FUND	SEWER FUND
2006	1,342,228	656,844	793,186
2007	1,507,192	665,321	1,182,983
2008	1,669,336	697,625	1,093,032
*2009	1,762,877	666,694	1,451,176
*2010	1,727,534	759,941	1,059,289
*2011	1,713,687	788,903	1,036,983
*2012	1,637,943	646,575	999,535

***This assumes financing of the projects in the CIP for 2009.**

CITY OF GENEVA CONSTITUTIONAL TAX MARGIN

5 YEAR AVERAGE OF FULL VALUATION IS	329,715,215
THE CONSTITUTIONAL TAX LIMIT - 2% OF THE 5 YEAR AVERAGE IS	6,594,304
EXCLUSIONS AGAINST THE TAX LIMITS	
WATER BONDS/NOTES	666,694
SEWER BOND/NOTES	1,451,176
APPROPRIATION FOR DEBT SERVICE	1,962,877
CAPITAL FUND APPROPRIATIONS	390,000
TOTAL EXCLUSIONS	3,019,571
TAX LEVY SUBJECT TO TAX LIMIT	3,383,906
TAX LEVY	6,403,477
CONSTITUTIONAL TAX MARGIN	3,210,398

THE CITY IS AT 51.32% OF ITS CONSTITUTIONAL TAX MARGIN

CITY OF GENEVA CONSTITUTIONAL DEBT LIMITS

5 YEAR AVERAGE OF FULL VALUATION IS	329,715,215
7% OF THE 5 YEAR AVERAGE IS	23,080,065
INCLUSIONS:	
BOND ANTICIPATION NOTES	26,576,945
SERIAL BONDS	15,778,820
TOTAL INCLUSIONS	42,355,765
EXCLUSIONS:	
SEWER BOND AND NOTES	15,909,313
WATER BOND AND NOTES	5,241,923
BUDGETED APPROPRIATIONS	1,450,421
TOTAL EXCLUSIONS	22,601,657
NET INDEBTEDNESS	19,754,108
NET DEBT CONTRACTING MARGIN	3,325,957
THE PERCENTAGE OF DEBT CONTRACTING POWER IN USE IS	85.59% **

**This does not anticipate State reimbursement for the Route 14 Reconstruction Project, which will reduce the debt contracting power to 64.95