

# THE GENEVA CITY COUNCIL

## JOURNAL OF PROCEEDINGS

### REGULAR COUNCIL MEETING

March 2, 2022 – 7:00 PM

Public Safety Building  
255 Exchange Street  
Geneva, NY 14456

Presiding – Steve Valentino, Mayor

#### 1. ROLL CALL

Present: Clr. Regan, Clr. Camera, Clr. Gaglianese, Clr. Burrall, Clr. Pealer, Clr. Noone,  
Clr. Salamendra, and Clr. Salone

#### 2. PROCLAMATION – Problem Gambling Awareness Month

#### 3. FOUNDRY UPDATE

##### **Remedial Design**

- Progress continued on remedial design plans for the group of properties located north of Middle Street along the east side of Exchange Street and the west side of Wadsworth Street. Beginning this month, NYSDEC's engineering contractor will meet with each property owner to review design plans. Excavation of this block is expected to begin in late April or early May.
- Additional soil samples will be collected in April or May from several properties located south of Lewis Street on Genesee, Geneva and Tillman Streets.

##### **Remedial Construction**

- An annual Community Update fact sheet was mailed to property owners, residents, and other project stakeholders in January.
- No Further Action letters were issued over the winter to the owners of 29 properties that were remediated in 2021. Summary reports for 2021 activities are in progress and will be mailed to property owners when complete.
- The project team met with Joe Venuti and Sage Gerling in January to provide an update regarding plans for the 2022 season and to discuss Genesee Park, which will be remediated during fall 2022.

- NYSDEC's construction contractor will resume on-site project activities this month. The three project staging areas will continue to be operated on State Street, Middle Street, and Lehigh Avenue.
- Excavation is anticipated to begin mid-March at six properties located south of Middle Street between Exchange Street and Wadsworth Street. Property owners have been notified.
- Properties remediated in 2021 that did not yet receive replacement plants and trees will receive them during spring 2022.

#### 4. CONSIDERATION OF MEETING MINUTES

**ACTION TAKEN by Clr. Noone; seconded by Clr. Gaglianese**

**MOVED THAT the minutes of the February 2 Regular Council Meeting and the February 21 Special Council Meeting be approved**

**ROLL CALL VOTE: Aye – Clr. Gaglianese, Clr. Burrall, Clr. Camera, Clr. Noone, Clr. Pealer, Clr. Regan, Mayor Valentino, and Clr. Salone**

**Abstain – Clr. Salamendra**

**MOTION CARRIED**

#### 5. PUBLIC COMMENT

Charles King said that he is in favor of staggered terms as long as early voting is going to remain an option. He said the 10 day early voting period in 2019 and 2020 was very valuable. He said he feels it is easier for the parties to find candidates to run in wards 1 and 2, and not so easy in wards 5 and 6, so if candidates in wards 1 or 2 ran in the same election as a candidate from 5 or 6, they could campaign together. He finished by saying that early voting is his primary concern.

#### 6. MAYOR AND COUNCIL REPORTS

Clr. Camera thanked council members for supporting the landfill petition that was submitted on February 21<sup>st</sup> to the Governor with over 1000 signatures. He said he would like staff to put the document on the city website for all residents to see. He said that the Lakefront Railway Committee met with Ontario County Planner Tom Harvey to talk about the grant they received for a transportation study from the state. He said that our county is part of an eleven-county council called the Genesee Transportation Council, and these councils meet to distribute money by ranking projects. This year they are looking to make the railroad more efficient by providing the county with \$117,000 for a steering committee and to hire a consultant. Next, he explained why he asked the two questions of John Salone before he voted to have him as our new sixth ward councilor. The first question was to see if he supported the new Police Review Board, which he does. He said the second question was asked to see if he felt the 2020 federal election was stolen. Clr. Camera said that he felt if Mr. Salone responded that he did feel it was stolen, then he

would have been concerned about his assessment of the facts. He told everyone that council is supposed to prepare a set of facts to come up with a plan, and Clr. Camera would be crossing party lines by voting for a Republican. Clr. Camera said that he hopes for a status of new staff hires in the near future.

Clr. Salamendra referred to the possible moving of the railroad and development in the sixth ward saying that she hopes any development will respect the people who live there. She said she is frustrated with the lack of a city planner as the housing group needs support from the city.

Clr. Salone told everyone that he has visited the DPW, fire and police departments, and will be going to the GEDC building on Monday. He said he plans to visit all facets of the city. He noted that recently the mayor told him that he did not need to answer Clr. Camera's question about the 2020 election, because he is not a person who ducks questions. He said that Tuesday he will have a Zoom call with a smaller grocery chain to see what they can do in our city. He finished by saying that he will continue to visit city departments to see how they operate and what their needs are.

Clr. Gaglianese thanked council for choosing Clr. Salone saying he is a good candidate. He said he hopes council can make a good choice tonight as well for the District 3 Supervisor. With regard to a city planner, he said he hopes the city can find someone in the city manager search with strong economic development skills who is also qualified in city planning who we could also hire. He also agrees that we need to complete the new hires for the code office. Lastly, he said that we need to be proactive with the DRI project finishing up as many of the plantings have overgrown quickly and need to be maintained.

Clr. Regan said that she attended a NYCOM conference in Albany where she met other councilors. She said she had another one of her town hall meetings a week ago where there were questions about the Enhanced STAR program and a possible grocery store. She said the Public Art Committee did not meet. The Green Committee is very active with a subcommittee working with the Town of Geneva about the landfill and recently met with Carla Jordan from Ontario County. Clr. Regan said that the chairs of the Shadetree and Green Committees met with Joe Venuti, Director of Public Works about tending to garden beds, and Mr. Venuti updated them on council approved purchases and plans moving forward. She said that on April 30<sup>th</sup>, the Green Geneva Committee in collaboration with the Town of Geneva Sustainability Committee and the Geneva Community Center will be celebrating Arbor Day and Earth Day with speakers and family-friendly events and giveaways at the Community Center on Carter Road. She noted that a Geneva High School Green Club member, Katelyn Ikle, attends their meetings and is helping with the event. She said they want booths to present information about the environment the world is in today. She said the working title is "Mission Zero - Living in Harmony with the Earth". She said she went to the Canandaigua Winter Festival, and it was packed. The following weekend, she spent both nights downtown and it was wonderful, and she encouraged everyone to go downtown.

Clr. Pealer asked Clr. Camera if he knew where the line between the Norfolk Southern and Finger Lakes Railroad was. Clr. Camera said that the Norfolk Southern line is continuous and the plan is to divert Finger Lakes Rail with the Norfolk Southern staying where it is. Clr. Pealer said the Recreation Board is meeting March 16<sup>th</sup> to talk about drop-in events in parks and at the recreation center. Spring program will

begin the first week of April with adult coed soccer and men's box lacrosse leagues. He announced that the skating rink had over 8000 skaters this winter with over 100 youth lacrosse games and 25 college games. He said the Recreation Board is looking at drop-in activities and needs help coordinating, so anyone with ideas is asked to call the Recreation Department at 789-2277 or Clr. Pealer at 945-1906.

Clr. Burrall thanked Charles King for his fresh ideas tonight. He said that the Red Cross has a huge shortage of blood noting that someone in our country needs blood every two seconds. He said that there will be blood drives on March 8<sup>th</sup> at the Presbyterian Church from 1-7pm, March 22<sup>nd</sup> at the Hydrant Hose Fire Department from 11-4pm, March 25<sup>th</sup> at Geneva General Hospital from 10-4pm and March 31<sup>st</sup> at Finger Lakes Community College in Geneva from 1-6pm. Clr. Burrall said that the BID talked about amending, or making more robust, the legal dumping legislation in the city. He said they are more concerned with creating solutions rather than enforcement. He said that the Winter Arts and Film Festival was a success with the Art Walk hosting 90 people, the film festival had over 150 attendees, and the lantern parade had over 35 marchers led by Don Liberatore on a John Deere tractor. He gave a shout out to Lt. Potter who volunteered to lead the parade on his day off. He said the BID recently held their election for new officers with John Brennan elected the new president. He said there were ribbon cuttings at Finger Lakes Juice Bar on Exchange Street and Vinifera on Linden Street. He announced that the Rose Soiree is in the planning phase. He said he attended the Shadetree Committee meeting where they discussed which trees to purchase for the nursery and giveaways for Arbor Day. He said that he and Jim Norwalk delivered \$275 worth of firewood bringing their total to \$1000 to use to purchase new trees. He said that an order for 130 - 24" or less trees is being placed that will cost \$1450 plus \$875 for shipping. Clr. Burrall finished by asking people to pray for the people of Ukraine in any way they feel comfortable noting that the world is scary right now.

Clr. Noone said that since the last meeting, the Police Review Board has had one monthly meeting of the full board, five committee meetings, and a training session. The PRB is waiting to hear back from legal about a review that is being conducted from materials the PRB produced. This will ensure that when the PRB is up and running, everything they do is in accordance with all the relative laws and collective bargaining unit agreements. In the meantime, the PRB is developing additional materials that they will need to begin accepting and reviewing cases. The PRB is also conducting a series of trainings that they will go through and discuss as a group the particular general orders that Chief Passalacqua identified as the most important for reviewing accusations of misconduct. The PRB has had trainings in January and February. The next PRB meeting is tomorrow night at 6:30pm. It will be a virtual meeting by Zoom and will be streamed live on the City's YouTube channel. He said he echoes the need for some type of economic planning position moving forward, but he feels that a position that cannot wait is grant writing. Clr. Noone said that people may already be aware, but it is taking city staff a little more time to return messages, and he just wanted to remind everyone that we are short staffed and cannot get back to people as quickly as staff would like. He noted positions have not been filled yet due to a backlog at the county, and council needs to keep that in mind when they are making decisions that require more staff time.

Mayor Valentino said that all applications for the city manager search were received by February 18<sup>th</sup>, they met with the committee on February 21<sup>st</sup>, and the committee was split into 4 groups of five with a leader in

each group. He said everyone is going to review the applications and the council will get together on March 21<sup>st</sup> at 6:00pm to review the ratings provided by staff and the committees. He said that council members need to sign their confidentiality agreements. He noted that after the meeting March 21<sup>st</sup>, the plan is to move to Zoom interviews. He said the Local Development Corporation met today and Michael Mills from the BID talked about the communications manager partnership with the city. He said they talked about grant writing and Tracy from MRB Group talked about the gap in grant writing. They talked about Bicentennial Park with possible options moving forward. He said the Industrial Development Agency heard an update from Mr. Grenier from the school board, and Craig Webster of Webster Properties gave an update on the GEDC. He said he gave an update on city council and Tracy gave one on the IDA projects. He said a nondecision presentation was given on the Trinity Church Project. Mayor Valentino said he recently welcomed 250-300 firefighters at a training session at the Smith Opera House, and he thanked Clr. Regan for taking a new picture of council for the website.

## 7. CITY MANAGER REPORT

Acting City Manager Slywka welcomed council back to the Public Safety Building. She announced that council, along with the Finger Lakes Times, will be receiving information on the vacancies throughout city departments. She noted that Ontario County is not seeing much in the labor market, saying that word of mouth helps relay information out to the public. She said staff is still working on a Director of Planning and Economic Development.

## 8. SECOND READING OF AN ORDINANCE AMENDING CHAPTER 335 ENTITLED "VEHICLES AND TRAFFIC" OF THE CITY OF GENEVA MUNICIPAL CODE

Mayor Valentino presented the following ordinance for second 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 be amended as follows:

WHEREAS, the current section 335-17, entitled "Parking standing and stopping restrictions." indicates No special parking restrictions for Main Street, North on the east side from Patterson Alley

WHEREAS, the City Director of Public Works recommends no parking on the east curb line of North Main Street to a point 30 feet north from the north curb line of Patterson Alley, and

That Section 335-17. entitled "Parking standing and stopping restrictions." is hereby amended to read as follows:

Main Street, North: On the east side: No parking from the north curb line of Patterson Alley for a distance of 30 feet northerly.

**ACTION TAKEN by Clr. Noone; seconded by Clr. Gaglianese  
MOVED THAT this ordinance be approved for second reading  
MOTION CARRIED UNANIMOUSLY**

9. TABLED FIRST READING OF AN ORDINANCE ADDING CHAPTER 111-A TO THE GENEVA MUNICIPAL CODE ENTITLED "PRIVATE LANDLORD REGISTRATION"

Clr. Camera presented the following ordinance for first reading:

**WHEREAS** it is the policy of the City of Geneva to promote the availability and accessibility of safe housing for all persons in the City, and

**WHEREAS**, Identification of private rental properties in the City and the ownership of said properties is incomplete, and

**WHEREAS**, Creation of a registry of private rental properties in the City will facilitate contact by the City with the owners of such properties to resolve code issues, to identify and prosecute nuisances, and resolve other matters, in a timely and expeditious manner, and

**WHEREAS**, Creation of a registry of private rental properties in the City will enable the City to provide information to Landlords, Renters, and State and Federal agencies to enable access to financial assistance, including funds available regarding COVID-19 impacts,

**THEREFORE, BE IT ORDAINED BY THE GENEVA CITY COUNCIL THAT A NEW CHAPTER SHALL BE ADDED TO THE GENEVA CITY MUNICIPAL CODE IDENTIFIED AS CHAPTER 111-A,**

**ENTITLED "PRIVATE LANDLORD REGISTRY"**

**111-A-1 PURPOSE**

The purpose of this chapter is to establish a procedure for the identification and registration of private rental properties, and to ensure that the City of Geneva, hereinafter "City", has a meaningful, efficient, and effective means of communicating with the persons and companies who own private rental property. This chapter is adopted to promote the health and safety of tenants and residents of the City, and to alleviate conditions of substandard housing.

**111-A-2 ENFORCEMENT.**

This registry shall be enforced by the City Office of Code Enforcement. See § 230-12. Code Enforcement Officers and Inspectors.

**111-A-3 DEFINITIONS**

A) **REGISTRY AUTHORITY** shall mean the City Office of Code Enforcement.

B) **PRIVATE LANDLORD** shall mean any private person or persons, Corporation, LLC or other

entity who owns and operates residential rental property or properties in the City as a for profit business.

- C) **RENTAL PROPERTY** shall mean any Dwelling as defined in §350-2(B) of the Code which is, or any part of which is rented or leased by the owner for residential purposes.
- D) **DWELLING UNIT** shall have the same meaning as provided under §350-2(A) of this Code under the term "Dwelling".

#### **111-A 4 REGISTRATION OF PRIVATE LANDLORDS**

A. All Private Landlords shall register with the Registry Authority within ninety (90) days of the effective date of this chapter. The registration form shall be known as a "Private Landlord Registration Statement", and shall be signed and affirmed under penalty of perjury by the property owner of record, and if applicable, the managing agent.

B. It shall be unlawful for any Private Landlord to offer any unit for rent, or to rent any unit, or to allow any rental unit to be occupied after ninety (90) days of the effective date of this chapter without having first registered pursuant to this chapter as required herein and payment of the registration fee within the time prescribed for such registration and the payment of the registration fee. Failure to receive notice of the registration deadline shall not be a defense for failure to register rental property. It is responsibility of the Private Landlord to fulfill the requirements of this chapter.

#### **111-A 5 DESIGNATION OF MANAGING AGENT**

A. In the event that a Private Landlord does not reside within twenty (20) miles of the City limits, or if the Private Landlord is not a natural person, or if the Private Landlord has employed a Managing agent, the Private Landlord shall identify or designate a managing agent.

B. The managing agent shall be a natural person, eighteen (18) years of age or older, who actually resides within twenty (20) miles of the City limits or has a regular place of business within twenty (20) miles of the City limits.

C. The managing agent shall be licensed by the New York State Division of Licensing Services.

D. The managing agent shall be designated by the Private Landlord as the person responsible for and in control of the maintenance and operation of such rental property, and upon whom process may be served on behalf of the owner.

E. Nothing contained in this section shall be construed as preventing a corporation which is an owner of real property from designating as its managing agent with respect thereto any officer of such corporation who meet the requirements of this subsection as to location of the residence or the place of transacting business of the managing agent.

F. Any designation as managing agent made pursuant to the provisions of this section shall remain in full force and effect until changed or terminated as herein provided.

## 111-A 6 PRIVATE LANDLORD REGISTRATION STATEMENT

A. Every Private Landlord as defined above shall file with the Registry Authority, within ninety (90) days after the adoption of this chapter, a Private Landlord Registration Statement on forms to be supplied by the Registry Authority, containing the following information:

(1) Property Description: A description of the premises, including: address, number of units, number of floors, total number of bedrooms, whether the units are rented or leased, the name listed on the property deed, and any other identifying information as requested by the Registry Authority.

(2) Private Landlord Information: The owner's name, physical address (P.O. Box is not acceptable), mailing address, and primary and secondary voice telephone numbers, fax number and an e-mail address shall be provided.

(3) Designation of Managing Agent: If a managing agent is required by § 111-A 5, then the Private Landlord shall provide the following information: the name, business address, business telephone number, and fax number of the managing agent.

(4) Insurance Information: The name, address, and business telephone number of the insurance provider, along with a Certificate of Insurance.

B. The Private Landlord shall be obligated, at all times, to keep this information updated, and when there is a change in any of the requested items (ownership, managing agent, insurance coverage, etc.), the Private Landlord shall update the information by amending the Private Landlord Registration Statement within thirty (30) days from the date of any such change.

C. Upon completion, execution and submission of the Private Landlord Registration Statement as aforesaid, said registration shall be reviewed by the Registry Authority or their designee for adequacy. Should the Registry Authority and/or their designee determine that said application is incomplete for any reason, said application shall be marked "rejected" and returned to the filer. A rejected application shall not be deemed compliant with the requirements of this article.

D. Where after filing any Private Landlord Registration Statement in relation to any rental property under the applicable provisions of this chapter, a Private Landlord shall have granted or transferred his/her/its right, title or interest therein or in any part thereof, the new Private Landlord shall file a new Private Landlord Registration Statement with the Registry Authority within thirty (30) days after such grant or transfer.

E. Any designation of the managing agent made pursuant to the applicable provisions of this section shall cease to be effective if such agent shall die or be judicially declared incompetent. A Private Landlord may terminate such designation by filing with the Registry Authority a sworn written statement designating a new managing agent made in conformity with the provisions previously cited.

F. The Private Landlord Registration Statement shall be signed by the Private Landlord, or if the Private Landlord is a corporation, by an officer thereof, or if such owner is a partnership, by a partner thereof, and said statements must be sworn to under the penalties of perjury.

G. If a managing agent is designated pursuant to the applicable provisions of this section, the Private Landlord Registration Statement shall also be signed by said managing agent.



H. Any such Private Landlord Registration Statement or designation of a managing agent shall be deemed prima facie proof of the statements therein contained, in any criminal or civil prosecution instituted by the City or by any proper prosecutorial agency against the owner or managing agent of a rental property.

#### **111-A 7 PRIVATE LANDLORD REGISTRY**

A) The City Office of Code Enforcement shall maintain a Private Landlord Registry, listing all Rental Property within the City, the name, address, telephone number and e-mail contact information of each owner of such Private Rental Property.

#### **111-A 8 REGISTRATION FEE**

Private Landlords subject to this Chapter shall pay a one-time fee of Fifty Dollars (\$50.00) for registration of each Rental Property consisting of four or fewer Dwelling Units and One Hundred Dollars (\$100.00) for each registration of a Rental Property consisting of five or more such Dwelling Units. Said Registration Fee shall be paid to the City Clerk.

Upon change of ownership of a Rental Property, the new Landlord shall register as required by Section 111-A 6, D above, and pay the registration fee described above within 30 days of the date of transfer.

#### **111-A 9 AMENDMENTS TO REGISTRATIONS**

Private Landlords shall maintain correct information in the Registry. No fee shall be charged for necessary amendments.

#### **111-A 10 PENALTIES**

Private Landlords who fail to register ownership of any Rental Property as required by Chapter shall be guilty of a violation and subject to a fine, not to exceed One Hundred Dollars (\$100,00) per month that such failure to register such Rental Property continues.

Clr. Camera said that the reason for registering is to increase accountability in landlords as the city does not currently have good contact information for landlords. He noted he would like to see a change made in section 111-A 6A (3) to include email address requirement for managing agent.

Clr. Gaglianese said that he still feels this needs some work. He referred to a website called avail.com that talks about the Syracuse, NY registry. He encouraged councilors to read the article. Clr. Regan said that this was a topic at the NYCOM training, and she is in favor of the idea, but this needs more work.

Clr. Salone said that this will contribute to better housing, and issues will be corrected and renter's needs met. He referred to a point system in Lyons where he was mayor years ago, and if a landlord received so many points in one calendar year, the landlord's certificate of occupancy was taken away. Mayor Valentino said he would like to see a point system used where landlords who comply and meet code requirements can be given grace for their efforts.

Clr. Burrall asked to clarify that this applies to commercial buildings, and Clr. Camera said it did. He then questioned why the managing agent needs to be within 20 miles of the city and what the reason for demanding a certificate of insurance as it is not statutory.

Mayor Valentino told councilors that any input from landlords and individual councilors would need to go to legal. Clr. Pealer said that the intention of this ordinance is good, and holding landlords accountable is great, but this will be a burden on our staff. He said that this needs to be supported by our budget along with a cost analysis.

Clr. Gaglianese said he feels council is no further along, and he encouraged councilors to read the article about Syracuse. He said that council needs input from landlords and renters.

Clr. Salamendra told council to let the rest of council know what their adjustments are for this ordinance, and she thanked the housing group for their work on this. Clr. Gaglianese said that he would like to see this as a work session topic, and Mayor Valentino encouraged all of council to bring their topics to him. Clr. Gaglianese said he would like to table this ordinance and allow councilors to bring more information to staff before the next meeting.

**ACTION TAKEN by Clr. Camera; seconded by Clr. Salone**  
**MOVED THAT this ordinance be approved for first reading**

**ACTION TAKEN by Clr. Gaglianese; seconded by Clr. Burrall**  
**MOVED THAT this ordinance be TABLED**  
**ROLL CALL VOTE: Aye – Mayor Valentino, Clr. Gaglianese, Clr. Burrall, Clr. Noone and**  
**Clr. Pealer**  
**Nay – Clr. Salamendra, Clr. Regan, Clr. Camera, and Clr. Salone**  
**MOTION CARRIED**

10. DISCUSSION – Solid Waste

Mayor Valentino said that there have been amendments to the solid waste ordinance including adding a 5<sup>th</sup> hauler. He noted in recent discussions there have been issues with people operating in our city without a license. He noted one important item legal would like to see in the ordinance is that licenses should not be renewed automatically.

Clr. Gaglianese said that competition is good and gives people choices. He said Geneva is supposed to welcome businesses, especially local ones, and council should not be burdening staff with responding to issues. Clr. Pealer said the city should open up our ordinance to more permits to entice others to come here with no blanket cap. He said that garbage is a public health concern and needs to be picked up, and

if the city's policies are preventing garbage from being picked up, they council needs to change those policies.

Clr. Camera said that the original issue council was trying to address was every day being trash day in the city. He said the original changes were to ask the four haulers to pay for which day they wanted to collect to get more discipline in the process. He said the idea of restricting it goes back to the idea of protecting the franchise, and they will want to improve their service. He said that if we allow too many companies to come here, we may not see the good service that a smaller number of haulers would be willing to provide. If a hauler isn't doing a good job, they should not be allowed to automatically renew, and he feels there needs to be a number cap.

Clr. Regan said that she hesitates adding more haulers and losing track of what they are doing. She said that the rules are changing where the day will come when we have to compost and recycle. She said council needs to look at the totality of the rules they want, and they need to force haulers to comply.

Clr. Burrall referred to the current haulers in the city and questioned if they are the best fit for our community if they are only here a limited time for a limited number of customers. He said we need to find the best fit of the four licenses based on the needs of our community, and we need to educate everyone with the value of composting.

Clr. Salone said he believes in home rule, and if we have someone local, they should get the license. Clr. Gaglianese said this needs to be a work session topic to be fair to all.

Clr. Camera referred to an ordinance he is working on with the city attorney where licenses for residential and commercial would be separated along with an accommodation for pickup of food waste. He said the Beyond Beyond Waste Plan coming out will impact food waste.

Clr. Noone referred to the furniture sitting outside dumpsters in the downtown area, and he looks forward to discussing this issue with the BID. He said council needs to put an evaluation process in place to evaluate the hauler contracts so everyone knows the process and what will happen if contractors do not follow the rules. He said the city also needs to do large debris pickups more often to help people get rid of larger items. He said it will cost money and time, but he feels it will be well worth it. He said he would also like to see composting be made more accessible to residents as well. He said the entire city needs to be on the same page, and a work session would be good.

Clr. Salamendra said she is not in support of adding more haulers, and she feels Growing Cycle makes composting easy. Clr. Regan added that composting can be taken to the Resource Recovery Park for a \$15 yearly fee.

Mayor Valentino asked council if they agree that the code needs to be modified to eliminate automatic renewal of licenses, and council agreed. Clr. Camera said he feels there should be a clause that emergency licenses can be issued if necessary.

## 11. DISCUSSION – Linden Street

Neal Braman, Development Services Manager, told council that staff has an approved plan with the property owner, and the owner has until the end of April to make necessary repairs including; installing a railing along the alley way, finish the façade, repair the leaking first floor ceiling, clean up the lot, and fix bricks on the side of the building. He said that once these items are done, the city is done with this property. Mr. Braman noted that staff has presented the owner with people to buy, but nothing has come of it. Mr. Braman said that if the repairs are not done, the city will take the matter to court for a judge to issue an order.

Clr. Gaglianese pointed out that this project has dragged out since 2017, and he wonders if it is just going to keep dragging on. He asked Mr. Braman why the city cannot condemn the building, and Mr. Braman said that there has to be eminent danger and there would be a process to follow. He noted that the building is currently stable.

When asked about a deck, Mr. Braman said that there was supposed to be a second-floor deck with steel beams to hold the load. Clr. Burrall asked about the alley on the south side, and Mr. Braman said that the city has an easement over it.

Clr. Camera reminded everyone about his idea to beautify the storefront with the tourist season coming.

Mayor Valentino told Acting City Manager Slywka that it appears that council has had enough of this issue and want to see something done. Mrs. Slywka said that a request for legal services was done which directed this current process. Mayor Valentino said he would like staff to look at any other tools that we could use to move this process along, including a communication to the owner that council is fed up and wants to see something done.

## 12. RESOLUTION SCHEDULING A PUBLIC HEARING IN CONNECTION WITH THE ADOPTION OF LOCAL LAW 3-2022 CREATING STAGGERED TERMS OF OFFICE FOR MEMBERS OF THE GENEVA CITY COUNCIL

Mayor Valentino presented the following resolution:

**WHEREAS**, it is in the best interest of the City of Geneva to ensure continuity and stability of its City Council, and

**WHEREAS**, currently all Geneva City Councilors are elected for four-year terms every four years in the same general election, and

**WHEREAS**, staggering the terms of office of City Councilors would ensure there would always be experienced Councilors sitting on the City Council familiar with operation of the City, issues before the Council, and City Council procedures, and

**WHEREAS**, in furtherance of said goals, Mayor Steve Valentino proposes the adoption of local law 3-2022 directing that the terms of office of Geneva City Councilors and the City Mayor shall be staggered so all City Councilors and the Mayor do not come up for election in the same year, and

**WHEREAS**, the Municipal Home Rule Law requires a Public Hearing be held before a local law is adopted.

**NOW, THEREFORE BE IT RESOLVED** that a public hearing be held on April 6, 2022 at 7:00p.m. pursuant to the Municipal Home Rule Law concerning proposed local law 3-2022 submitted herewith.

Mayor Valentino said that after giving this more thought, he said he would like to change the local law to have the mayor and two councilors at large run in two years; wards 1, 3, and 5 run in three years; and 2, 4, and 6 run in four years. Council agreed to this change. Mayor Valentino told council that he will prepare a spreadsheet to show them the upcoming election schedule.

**ACTION TAKEN by Clr. Camera; seconded by Clr. Salone**  
**MOVED THAT this resolution be approved**  
**MOTION CARRIED UNANIMOUSLY**

### 13. APPOINTMENTS

**ACTION TAKEN by Clr. Noone; seconded by Clr. Gaglianese**  
**MOVED THAT James Petropoulos be appointed to fill the vacant District 3 Supervisor position**  
**ROLL CALL VOTE: Aye – Clr. Gaglianese, Clr. Burrall, Clr. Noone, Clr. Pealer, Clr. Camera, Mayor Valentino, and Clr. Salone**  
**Nay – Clr. Salamendra and Clr. Regan**  
**MOTION CARRIED**

**ACTION TAKEN by Clr. Gaglianese; seconded by Clr. Noone**  
**MOVED THAT Amara Dunn be reappointed to the Police Budget Advisory Board**  
**MOTION CARRIED UNANIMOUSLY**

**ACTION TAKEN by Clr. Gaglianese; seconded by Clr. Salone**  
**MOVED THAT Don Wheeler be reappointed as Fire Commissioner**  
**MOTION CARRIED UNANIMOUSLY**

**ACTION TAKEN by Clr. Gaglianese; seconded by Clr. Noone**  
**MOVED THAT Marc Lathy be reappointed to the Human Rights Commission**  
**MOTION CARRIED UNANIMOUSLY**

**ACTION TAKEN by Clr. Gaglianese; seconded by Clr. Noone**  
**MOVED THAT Anne Nenneau be reappointed and Jason Fulton be appointed to the**  
**Industrial Development Agency**  
**MOTION CARRIED UNANIMOUSLY**

**ACTION TAKEN by Clr. Gaglianese; seconded by Clr. Noone**  
**MOVED THAT Ervin Kosta, Michael John and Anne Nenneau be reappointed and Chad**  
**McCusker, David D'Amico and Allison Koczent be appointed to the Planning Board and**  
**Marc Rodriguez be appointed an alternate to the Planning Board**  
**MOTION CARRIED UNANIMOUSLY**

**ACTION TAKEN by Clr. Gaglianese; seconded by Clr. Noone**  
**MOVED THAT Jacob Fox be appointed to the Recreation Advisory Board**  
**MOTION CARRIED UNANIMOUSLY**

14. PUBLIC COMMENT

No public comment was offered at this time.

15. ADJOURNMENT

**ACTION TAKEN by Clr. Noone; seconded by Clr. Pealer**  
**MOVED THAT the meeting be adjourned at 9:45pm**  
**MOTION CARRIED UNANIMOUSLY**

*Lori Guinan*

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City Clerk