

MINUTES OF THE CANANDAIGUA CITY COUNCIL MEETING  
205 SALTONSTALL STREET, CANANDAIGUA NEW YORK 14424  
April 7, 2022  
7:00 P.M.

Mayor Palumbo called the meeting to order at 7:00 p.m.

**Pledge of Allegiance**

**Roll Call:**

Members Present:

Bob Palumbo, Mayor  
Nick Cutri, Councilmember Ward I  
Dan Unrath, Councilmember Ward II  
Karen White, Councilmember Ward III  
Erich Dittmar, Councilmember Ward IV  
Sim Covington, Councilmember-at-Large  
Thomas Lyon, Councilmember-at-Large  
Steve Uebbing, Councilmember-at-Large

Also Present:

John Goodwin, City Manager  
Erin VanDamme, City Clerk  
David Hou, Corporation Counsel

Excused: Renée Sutton, Councilmember-at-Large

**Public Hearing:** Mayor Palumbo opened the Public Hearing at 7:01 pm regarding No residents came to speak. Corporation Council David Hou reviewed the changes with the Councilmembers present. Mayor Palumbo closed the hearing at 7:05 pm.

**Review of Community Core Values:** Councilmember-at-Large Lyon read the Community Core Values: As residents, city staff and appointed & elected officials of the City of Canandaigua, our decisions and actions will be guided by these core values: Responsive; Participatory Governance; Caring & Respect; Integrity; Heritage; Stewardship; and Continuous Improvement.

**Approval of Minutes:**

**March 3, 2022 Council Meeting**

Moved: Councilmember Ward 1 Curti

Seconded: Councilmember-at-Large Uebbing

*Vote Result: Carried unanimously by voice vote (8-0)*

**Recognition of Guests:** No guests were present.

**Committee Reports:**

Planning Committee (See Appendix A) May 9, 2022

Finance Committee (See Appendix A) May 9, 2022

Environmental Committee April 19, 2022 (See Appendix B)

Ordinance Committee April 19, 2022 (See Appendix B)

**Resolutions:**

**Resolution #2022-013:**

Moved: Councilmember Ward 4 Dittmar

Seconded: Councilmember Ward 3 White

**A RESOLUTION ESTABLISHING A PETTY CASH FUND FOR KERSHAW PARK**

**WHEREAS**, cash funds in the amount of four- hundred dollars (\$400) are needed for non-resident admission to the beach area at Kershaw Park during the summer season; and

**WHEREAS**, Heather Pogue, Recreation Supervisor, will be the sole concessionaire for these funds;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council hereby authorizes the City Manager to establish a petty cash fund from the General Fund in the amount of four- hundred dollars (\$400) for use at Kershaw Park during the summer season of 2022.

*The motion CARRIED UNANIMOUSLY on the following Roll Call vote: (8-0)*

*AYES: Council Member Ward 1 Cutri, Council Member Ward 2 Unrath, Councilmember Ward 3 White, Councilmember Ward 4 Dittmar, Councilmember-at-Large Covington, Councilmember at-Large Lyon, Councilmember-at-Large Uebbing and Mayor Palumbo*

*NOES: None*

**Resolution #2022-014:**

Moved: Councilmember-at-Large Covington

Seconded: Councilmember Ward 1 Cutri

**A RESOLUTION CREATING LIENS UPON CERTAIN CITY PROPERTIES FOR WATER AND SEWER FEES, SOLID WASTE COLLECTION FEES AND CODE ENFORCEMENT AND FIRE INSPECTION ARREARS**

**WHEREAS**, Chapter 14.18 of the City of Canandaigua Charter and Section 452.4 of the General Municipal Law authorizes the creation of property tax liens for delinquent water and sewer charges; and

**WHEREAS**, Chapter 292-4 B and Chapter 748-84 of the City of Canandaigua Municipal Code authorize the creation of tax liens for delinquent charges for services performed by the City of Canandaigua Code Enforcement Department and unpaid inspection fees; and

**WHEREAS**, Chapter 600-12 F of the City of Canandaigua Municipal Code authorizes the creation of tax liens for delinquent snow removal fees for work performed by the City of Canandaigua Department of Public Works; and

**WHEREAS**, Chapter 714-31 B of the City of Canandaigua Municipal Code authorizes the creation of tax liens for delinquent fire inspection fees for inspections performed by the City of Canandaigua Fire Department; and

**WHEREAS**, Chapter 585-12 F(3) of the City of Canandaigua Municipal Code authorizes the creation of tax liens for delinquent solid waste collection fees; and

**WHEREAS**, at this date several such outstanding invoices in arrears exist on the City records which are detailed in the attached statement; and

**WHEREAS**, the property owners on the attached list have been notified of the delinquent charges by the City of Canandaigua Clerk/Treasurer's Office; and

**NOW, THEREFORE, BE IT RESOLVED**, that City Council hereby creates liens on the properties listed on the attached statement; and

**BE IT FURTHER RESOLVED**, that said liens shall be added to the City's tax roll and enforced in the same manner as other City taxes as maybe permitted by local and State law.

*The motion CARRIED UNANIMOUSLY on the following Roll Call vote: (8-0)*

*AYES: Council Member Ward 1 Cutri, Council Member Ward 2 Unrath, Councilmember Ward 3 White, Councilmember Ward 4 Dittmar, Councilmember-at-Large Covington, Councilmember at-Large Lyon, Councilmember-at-Large Uebbing and Mayor Palumbo*

*NOES: None*

### **Resolution #2022-015**

Moved: Councilmember Ward 2 Unrath

Seconded: Councilmember Ward 3 White

#### **A RESOLUTION SETTING THE TIME AND PLACE OF A PUBLIC HEARING ON LOCAL LAW SETTING INTEREST AND PENALTIES UPON REAL PROPERTY TAXES**

**WHEREAS**, Section 3.14 of the Canandaigua City Charter and Section 20 of the Municipal Home Rule Law requires a public hearing on a proposed local law.

**NOW, THEREFORE, BE IT RESOLVED**, by City Council that a public hearing on Local Law #2021-001 amending Local Law #1 of 1994 a local law setting interest and penalties upon real property taxes pursuant to Canandaigua City Charter Section 14.14 shall be held in the City Council Chambers, Hurley Building, 205 Saltonstall Street, Canandaigua, New York and held virtually at <https://us06web.zoom.us/j/83871733845> during a Special City Council the meeting held at 7:00 p.m on April 19, 2022; and

**BE IT FURTHER RESOLVED**, that the City Clerk shall cause notice to be given as required by Section 3.14 of the Canandaigua City Charter and Section 20 of the Municipal Home Rule Law.

*Vote Result: Carried unanimously by voice vote (8-0)*

### **Resolution #2022-016**

Moved: Councilmember Ward 1 Cutri

Seconded: Councilmember Ward 4 Dittmar

#### **A RESOLUTION AUTHORIZING AN AGREEMENT WITH HOPR FOR A BIKE SHARE PROGRAM**

**WHEREAS**, the Transportation/Trolley Committee has been reviewing and discussing various transportation alternatives that the City could potentially pursue including a bike share program; and

**WHEREAS**, the Rochester Genesee Regional Transportation Authority (RTS) obtained a Congestion Mitigation and Air Quality (CMAQ) grant to implement a regional micromobility program and selected HOPR as its vendor to implement said program; and

**WHEREAS**, the HOPR has met with the Transportation/Trolley Committee and developed a plan to deploy five to six pedal and electric bike stations within the City of Canandaigua;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Canandaigua that the City Manager is hereby authorized to execute a Micromobility Services Agreement, substantially in the same form as attached hereto, between the City of Canandaigua and HOPR for a bike share program.

*The motion CARRIED UNANIMOUSLY on the following the Roll Call vote (8-0):*

*AYES: Council Member Ward 1 Cutri, Council Member Ward 2 Unrath, Councilmember Ward 3 White, Councilmember Ward 4 Dittmar, Councilmember-at-Large Covington, Councilmember at-Large Lyon, Councilmember-at-Large Uebbing and Mayor Palumbo*

*NOES: None*

**Resolution #2022-017**

Moved: Councilmember-at-Large Uebbing

Seconded: Councilmember Ward 3 White

**A RESOLUTION ENDORSING LOCAL DEVELOPMENT CORPORATION STRATEGIC PRIORITIES**

**WHEREAS**, in 2018, the Canandaigua community executed a Concept Mapping exercise, seeking to identify opportunities for collaboration among the City and Town of Canandaigua and its partners and stakeholders; and

**WHEREAS**, the bulk of participants in the exercise identified the creation of a joint economic development entity to support communitywide economic development as a top priority and opportunity for collaboration; and

**WHEREAS**, in 2019, the City and Town of Canandaigua and the Canandaigua Area Chamber of Commerce (aka Ontario County Chamber of Commerce) collaborated to launch the Canandaigua Local Development Corporation, a joint venture chartered to affect economic development in the Canandaigua community; and

**WHEREAS**, in March of 2022, the City Council, Town Board, and Local Development Corporation Board of Directors met in joint session to discuss and refine LDC priorities for the 2022 and 2023 fiscal years; and

**WHEREAS**, based on current market conditions, the charge of the comprehensive plans for the City and Town, and on discussions among the three entities, the following priorities have been identified:

- Assess and identify opportunities to improve water, wastewater, broadband, electric, natural gas, and transportation infrastructure
- Extend and reduce the fluctuations of the tourism season in Canandaigua
- Pursue funding in support of Town and City comprehensive plan priorities, and the priorities highlighted here

- Improve the effectiveness of the LDC organization, with particular focus on stakeholder communication and engagement. Adjust operations to achieve stronger performance

**NOW, THEREFORE BE IT RESOLVED** that the City Council, hereby and in due form, does endorse the FY2022 – FY2023 strategic priorities of the Canandaigua Local Development Corporation as outlined above; and

**BE IT FURTHER RESOLVED** that the City Council encourages the LDC Board of Directors to pursue initiatives in alignment with these priorities, and to employ creativity and innovation in advancing toward fulfillment of these strategies.

*Vote Result: Carried unanimously by Voice Vote (7-0) Councilmember-at-Large Lyon abstained.*

### **Resolution #2022-018**

Moved: Councilmember-at-Large Lyon

Seconded: Councilmember-at-Large Uebbing

#### **A RESOLUTION APPROPRIATING FUNDS FROM THE POLICE ASSET SEIZURE & FORFEITURE RESERVE FOR A DRONE**

**WHEREAS**, the use of funding from the Police Asset Seizure & Forfeiture Reserve is limited to an unbudgeted police expenditure that will enhance law enforcement efforts; and

**WHEREAS**, the Chief of Police and City Manager recommend appropriating up to \$15,000 to purchase of a drone; and

**WHEREAS**, the drone would enhance law enforcement and public safety activities from conducting building inspections and assisting DPW with utilities to assisting with structure fires, arson investigations, boating accidents, water rescues and missing persons; and

**WHEREAS**, the Finance Committee reviewed and approved recommendation at its April 5, 2022 meeting pending a Police Department General Order being written; and

**NOW, THEREFORE, BE IT RESOLVED**, City Council hereby appropriates \$15,000 from the Police Asset Seizure & Forfeiture Reserve to purchase a drone which is an unbudgeted police expenditure that will enhance law enforcement efforts; and

**BE IT FURTHER RESOLVED**, that the City Manager and Chief of Police shall provide a copy of the General Order related to the utilization of the City's drone program prior to the drone being ordered.

*The motion CARRIED UNANIMOUSLY on the following Roll Call vote: (8-0)*

*AYES: Council Member Ward 1 Cutri, Council Member Ward 2 Unrath, Councilmember Ward 3 White, Councilmember Ward 4 Dittmar, Councilmember-at-Large Covington, Councilmember at-Large Lyon, Councilmember-at-Large Uebbing and Mayor Palumbo*

*NOES: None*

### **Resolution #2022-019**

Moved: Councilmember Ward 1 Cutri

Seconded: Councilmember Ward 3 White

**A RESOLUTION AUTHORIZING THE CREATION OF WASTE WATER TREATMENT OPERATOR POSITION**

**WHEREAS**, the Chief Operator at the Water Resource Recovery Facility has recommended creating a Waste Water Treatment Operator position in place of a Labor position at the facility in light of the increasing complexity of operations with the effluent disinfection project and other future projects; and

**WHEREAS**, the recommendation was presented and approved at the April 5, 2022, Finance Committee meeting; and

**WHEREAS**, a request was submitted to Ontario County Human Resources/Civil Service to create a Waste Water Treatment Operator position which has been classified pending City Council approval;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Canandaigua hereby authorizes the creation of a Waste Water Treatment Operator position.

*Vote Result: Carried unanimously by Voice Vote (8-0)*

**Resolution #2022-020**

Moved: Councilmember Ward 2 Unrath

Seconded: Councilmember Ward 3 White

**A RESOLUTION AWARDING AN ENGINEERING SERVICES CONTRACT FOR THE 2023 STREET RECONSTRUCTION PROJECT**

**WHEREAS**, the City of Canandaigua has a program to complete a street reconstruction project every four years; and

**WHEREAS**, North Bloomfield Road has been selected for reconstruction in 2023; and

**WHEREAS**, bidding to complete the required engineering and surveying for this project, and provide full time on-site observation during construction in 2023 opened April 1, 2022; and

**WHEREAS**, of five (5) proposals received, Hunt Engineering, located at 4 Commercial Street, Suite 300 in Rochester, NY submitted the lowest responsible bid for the scope of the project totaling \$327,625; and

**WHEREAS**, the City Manager and the Director of Public Works recommend a contract be awarded to Hunt Engineering for engineering services to complete the design of the proposed 2023 Street Reconstruction Project, and provide full-time observation during construction; and

**WHEREAS**, the recommendation was reviewed and approved at the April 5, 2022 Finance Committee meeting;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council hereby authorizes the City Manager to execute an engineering services contract with Hunt Engineering for to complete the design of the proposed 2023 Street Reconstruction Project and provide full-time observation during construction.

**BE IT FURTHER RESOLVED**, that City Council appropriates \$5,000 from the Capital Reserve to the Capital Fund to fund the design portion of the project with the remaining balance of \$222,625 to be funded through a yet to be authorized project bond.

*The motion CARRIED UNANIMOUSLY on the following by Roll Call Vote (8-0):*

*AYES: Council Member Ward 1 Cutri, Council Member Ward 2 Unrath, Councilmember Ward 3 White, Councilmember Ward 4 Dittmar, Councilmember-at-Large Covington, Councilmember at-Large Lyon, Councilmember-at-Large Uebbing and Mayor Palumbo*

*NOES: None*

**Resolution #2022-021**

Moved: Councilmember Ward 3 White

Seconded: Councilmember Ward 1 Cutri

**A RESOLUTION APPROPRIATING 2021 SURPLUS FUNDS TO GENERAL FUND CAPITAL RESERVE AND REALLOCATING ARPA FUNDS**

**WHEREAS**, the City finished the 2021 fiscal year with a surplus and the City Manager has recommended utilizing said surplus for one-time capital projects; and

**WHEREAS**, one such project is the reconstruction of Antis Street which was scheduled to be reconstructed in 2015, but not completed due to budgetary constraints; and

**WHEREAS**, the 2022 Capital Budget included utilizing \$700,000 of the \$1,041,638 in American Rescue Act (ARPA) funds for the completion of the Hurley Building Roof Replacement Project; and

**WHEREAS**, the City Manager recommended reallocating \$600,000 of ARPA funds to be utilized to fund the Antis Street Reconstruction Project and appropriate \$600,000 of the 2021 General Fund surplus to the Capital Reserve to be utilized toward the Hurley Building Roof Replacement Project; and

**WHEREAS**, the Finance Committee reviewed and approved recommendation at its April 5, 2022 meeting; and

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council hereby appropriates \$600,000 from the 2022 General Fund, Fund Balance (2021 surplus) to the Capital Reserve to be utilized toward the Hurley Building Roof Replacement Project; and

**BE IT FURTHER RESOLVED**, that the City Council hereby reallocates \$100,000 of ARPA funds from the Hurley Building Roof Replacement Project to the Water Fund Capital Reserve, \$100,000 of ARPA funds from the Capital Reserve to the Sewer Fund Capital Reserve; and

**BE IT FURTHER RESOLVED**, that the City Council hereby reallocates \$400,000 of ARPA funds from the Hurley Building Roof Replacement Project to the Antis Street Reconstruction Project.

*The motion CARRIED UNANIMOUSLY on the following Roll Call Vote (8-0):*

*AYES: Council Member Ward 1 Cutri, Council Member Ward 2 Unrath, Councilmember Ward 3 White, Councilmember Ward 4 Dittmar, Councilmember-at-Large Covington, Councilmember at-Large Lyon, Councilmember-at-Large Uebbing and Mayor Palumbo*

*NOES: None*

**Local Laws:**

**Local Law #2022-002:** Councilmember-at-Large Lyon motioned to lift the local law (introduced and read at the March 3, 2022 meeting) from the table, seconded by Councilmember-at-Large Uebbing, unanimously passed and carried by voice vote (8-0). Councilmember-at-Large Lyon motioned to amend the local law, seconded by Councilmember-at-Large White, unanimously passed and carried by voice vote (8-0).

Moved: Councilmember-at-Large Lyon

Seconded: Councilmember-at-Large Uebbing

**A LOCAL LAW AMENDING CHAPTER 714, "CONSTRUCTION CODES, UNIFORM"**

*Vote Result: Carried unanimously by Roll Call Vote (8-0)*

*The motion CARRIED UNANIMOUSLY on the following vote:*

*AYES: Council Member Ward 1 Cutri, Council Member Ward 2 Unrath, Councilmember Ward 3 White, Councilmember Ward 4 Dittmar, Councilmember-at-Large Covington, Councilmember at-Large Lyon, Councilmember-at-Large Uebbing and Mayor Palumbo*

*NOES: None*

**Executive Session:**

Councilmember-at-Large Uebbing moved to close the regular meeting to go into Executive Session at 7:38 PM to discuss a legal matter. Councilmember-at-Large Lyon seconded the motion.

*Vote Result: Carried unanimously by voice vote (9-0)*

**Manager's Report:**

City Manager Goodwin read a note from Denise Chaaple, BID Manager. She reported on their Annual Meeting. The Flower Fund is currently seeking donations for the season. The Wedding and Events Committee is back up and running after a 10-year absence and a bridal show event is being scheduled for this coming October. Plans are underway for the Arts and Music festival in July and Perks of the Parks event on June 4<sup>th</sup>, celebrating all our local parks. Goodwin noted that it is Canandaigua's 30<sup>th</sup> anniversary of being a Tree City USA location and plans for an Arbor Day (April 29<sup>th</sup>).

**Miscellaneous:**

Mayor Palumbo reported that he and City Manager John Goodwin met with Ontario County City Supervisors, Rich Russell and David Baker on their quarterly meeting, the Labelon Building was discussed as well as the firing range being shared by the Ontario County Sheriff's Office and the Canandaigua Police Department. Mayor Palumbo, said the Boat Washing Committee has met with State leadership and progress is being made with the help of Senator Pam Helming for a boat wash station at the State Launch. The pilot program will be for the next two years with the hopes of making it a permeant site.

**Adjournment:** Councilmember Ward 3 White to move to adjourn. Seconded by Councilmember Ward 4 Dittmar. Unanimously passed and carried. Meeting adjourned at 8:01 pm. *Vote Result: Carried unanimously by voice vote (8-0).*



**APPENDIX A  
MINUTES  
PLANNING COMMITTEE & FINANCE COMMITTEE  
MONDAY, MAY 9, 2022, 7:00 PM  
COUNCIL CHAMBERS  
HURLEY BUILDING, 205 SALTONSTALL STREET**

**Planning Committee:** Thomas Lyon, Chair  
Nick Cutri  
Steve Uebbing

**Others Councilmembers Present:** Mayor Palumbo  
Sim Covington, Jr.  
Erich Dittmar  
Renee Sutton  
Karen White

**City Staff:** John Goodwin, City Manager  
David Hou, City Attorney

**Absent:** Dan Unrath

**Guests:** James Sprague, Director of Public Works

Chair Lyon opened the meeting and reviewed the agenda. Chair Lyon reviewed the changes made to the bylaws for the director appointments, which were adopted in 2019. A motion to approve the changes as reviewed was made by Councilmember Cutri and seconded by Councilmember Uebbing. Unanimously approved and carried on to the full council for their approval.

Chair Lyon moved to the second item a no left-hand turn change for traffic leaving the City Pier. City Manager Goodwin reviewed this request. Due to high traffic volume, the City is requesting a permanent sign be placed stopping left hand turns onto Lakeshore Drive heading to Main Street. Citing concerns from pedestrians and local businesses in the area and with the high traffic season ahead a change to the ordinance is requested. Questions from Councilmembers present on if a three or four way stop sign could be used, Director of Public Works, Jim Sprague reported that the traffic study that was done found neither of these options would work because of how the entrance into the old Wegman's Plaza is still used and there was not a safe option to place a sign. Having the no left-hand turn ban is the only safe option. Traffic will be routed to either Booth or Ellen Polimeni Way to return to Main Street. Councilmembers present agrees that this is the safest option. Councilmember Cutri motioned to approve the no left hand turn sign at the City Pier seconded by Councilmember Uebbing. Unanimously passed and carried.

Chair Lyon moved on the discussing the issues with the West Ave. Bridge. Recently, the Bridge was hit again by a man suffering from a seizure, the cement truck he was driving would have fit under the bridge had his medical event not taken place. City Manager Goodwin said that several residents have been contacting Councilmembers to discuss what to do about these incidents and he reviewed several of the suggestions made by residents either through email or via social media. The Bridge is 100 years old and the bypass was created for trucks to get around the City and most of the accidents are from trucks heading west on Main Street. There are 14 signs from Buffalo Street Extension to the Bridge warning drivers of the low bridge. The City experiences a handful of these accidents annually. Most of the accidents occur from trucks using personal GPS

through their phones as opposed to commercial GPS systems which directs the driver around the bridge. The biggest suggestions, using a drop-down sign or using laser to warn drivers would cost more money and still may not be affective. Councilmembers discussed a potential fine to drivers who hit the bridge as City Manager Goodwin noted that the City does not receive any monies from those fined who hit the bridge. The State of New York collects those monies. Councilmembers discussed if the City recoups any costs associated when these events occurs. The City does not pay for any truck towing. The Mayor has seen bridges that have signs that show the fee if hit. Corporation Council Hou said it might be possible to add a fine that comes to the City but overall restriction of trucks would be difficult as the Plaza near the Bridge on West Avenue still has deliveries and other needs for trucks to come. Councilmembers discussed a sign for trucks that are over the heigh restriction receiving the fine if the bridge is hit. City Manager Goodwin and Corporation Council Hou will review to put together a potential fine and change to the ordinance.

Chair Lyon reviewed an added agenda item as the NYS Consolidated Funding Application booklet was just released. City Manager Goodwin will review to see if any of the projects would be a good fit for an application. He reviewed some of the projects that the City would look for grant funding support. There may be potential within the Strategic Community Development investing under – ESD. City Manager will review for potential application and may have to use a grant writer should there be a potential project.

Councilmembers held a discussion on the Pier bathrooms and ongoing clean up of dog feces at Kershaw Park. Councilmember Sutton suggested that there is inground dog waste compost system that could be researched for use in the parks, while might not be the right fit for Kershaw, but for use elsewhere. The Mayor would like to see the bathrooms open before or around April 15<sup>th</sup>, at least after the ice has melted, the bathrooms could be open. Councilmembers discussed on the overall appearance of the park and maintenance of the area as it has been challenging. Councilmember Uebbing said that over the previous weekend the bathroom was closed and that was due to a leak, per City Manager Goodwin. The Mayor suggested using a commercial cleaning company potential due to staffing issues for DPW.

Chair Lyon moved to close the meeting.

**Finance Committee:** Steve Uebbing, Chair  
Nick Cutri  
Thomas Lyon

**Others Present:** Mayor Palumbo  
Sim Covington, Jr.  
Erich Dittmar  
Renee Sutton

**City Staff:** John Goodwin, City Manager  
David Hou, City Attorney

**Absent:** Dan Unrath

**Guests:** Nancy Abdallah, City Treasurer

Chair Uebbing opened the meeting and welcomed those present. He reviewed the Baker Park Tennis and Basketball Courts resurfacing project. The Bids were received on April 19<sup>th</sup> the lowest bid was from E-Z Paving which was \$11,700 more than what was budgeted due to the higher cost in materials. Councilmember

Lyon motioned to award E-Z Paving the contract, seconded by Councilmember Cutri, unanimously passed and carried.

Chair Uebbing moved on to the second agenda item, the garbage and recycling totes for City Residents. The 2022 Budget included funding from the budget surplus from 2021 of \$580,000 for the purchase of 7200 totes (3600 of each) that are made from 100% recycled material. City Manager Goodwin explained that the current recycled totes in use are failing and have caused injuries to staff and have damaged property of residents. These issues are occurring daily. The proposed plan would phase in giving residents new 96-gallon totes for both recycling and garbage. They include with a 12-year warranty and will have an RFID tag system to facilitate/manage their repair should something happen. Councilmembers discussed difficulty using the larger totes for residents that may have mobility issues. City Manager said it would be an administrative issue with residents using multiple sizes. Storage of the totes for some residents may also be challenging and full use issues were discussed. Goodwin noted that there are residents who will require more than the 96 gallons for garbage and others that may not fill it but 96 gallons are the industry standard. Councilmember Lyon inquired on grant funding for smaller totes 64 gallons with the County. Goodwin said that he looked into potential funding with the County and there could be some. He advocated those 96 gallons are ideal and 64 gallon is not enough for garbage from his discussion with City Staff. City residents would use both and if the trash is not in the proper totes, would not be picked up. Councilmembers discussed the price of the project and the fairness in only using the provided totes for waste and not a personal smaller unit. Goodwin said that it is a daily service in the City and by using the same totes it saves injury to the employees as they are not picking up the pails, the trucks are able to load the totes. Current recycling totes have been in use for the last 8 years and the warranty was for five. Director Sprague said that we offer twice the industry standard number of stops and the benefit to the employees on lifting. Discussion on composting and the previous project, which only 300 residents took advantage of the bins on ways of continuing to reduce waste. Director Sprague said that his discussions with staff is that most City residents are putting out two 32-gallon bins for their garbage pick up and they are being physically handled by City Staff. Discussions on using only the 64 gallons for trash pick-up. Councilmembers are in favor of the general strategy and Goodwin suggest if we move to the standard garbage to 64 and keep the recycling at 96 gallons is this something that would be able to move forward. Residents could purchase additional totes needed from the City. Councilmember Lyon motioned to approve the project with 64-gallon totes for trash pick up with 96-gallon totes for recycling, Councilmember Cutri seconded, unanimously passed and carried.

Chair Uebbing moved into the Solid Waste and Recycling Fund. City Staff has been contemplating the creation of an Enterprise Fund (like the Water Fund and Sewer Fund) for Solid Waste and Recycling Collection, removing the costs of this service from the tax base and adding a quarterly fee for garbage and recycling on the quarterly water and sewer bill and wanted to discuss this program before moving forward. Councilmembers had a wide-ranging discussion on how the fee would work, Councilmembers were concerned on possible tax issues and whether or not this would be a true benefit to residents. City Treasurer Abdullah reviewed the details of the potential program along with Goodwin. Councilmembers want to see more details on the concept based on their discussion and not truly sure residents would support. Goodwin said that they may bounce some other ideas and potentially return to the topic.

Chair Uebbing held a general discussion on the State Budget and it's the potential impacts to us as summarized by NYCOM. AIM Funding will remain level to the current year. Transportation funding creating a new program on pave our potholes, through BRIDGE-NY, which may function similarly to CHIPS funding. There may be areas for funding for the City, but more details are needed. EPA funding will be explored for help with the potential parks plan for the City. The county has not supplied analysis for the gas tax has not been discussed yet. Video conferencing will be brought up at the ordinance meeting for changes to the Open Meeting Law. Pension changes will impact the City Budget but details are not known yet.

City Manager added a discussion on awarding a bid for a water supply parts to, Blair Supply Corporation for \$39K, adding it to the Council agenda for Thursday. Lyon motioned to add the details to the agenda for adoption, seconded by Councilmember Cutri unanimously passed and carried.

City Manager Goodwin discussed adding a grace period for water/sewer bills. There is a 20-day period for residents to pay their bills but after the 20 days a penalty is automatically assigned. Abdallah would like to propose a five-day grace period of five days, not moving the due date but would post the penalties on the sixth day after. Residents who sign up for CAPS are able to have their penalties reduced but not everyone does that. Council will add this for a resolution at their future meeting.

Chair Uebbing motioned to adjourn the meeting.

**APPENDIX B**

**MINUTES  
ENVIRONMENTAL COMMITTEE & ORDINANCE COMMITTEE  
TUESDAY, APRIL 19, 2022, 7:00 PM  
HURLEY BUILDING, 205 SALTONSTALL STREET  
[HTTPS://US06WEB.ZOOM.US/J/83871733845](https://us06web.zoom.us/j/83871733845)**

**Environmental Committee:** Karen White, Chair  
Sim Covington, Jr.  
Erich Dittmar  
Renée Sutton

Additional Council Members present: Nick Cutri  
Dan Unrath  
Steve Uebbing, via Zoom  
Thomas Lyon  
Mayor Palumbo

City Staff: John Goodwin, City Manager  
David Hou, City Attorney

Guests: Denise Chaaple, BID Manager  
Joseph Desimore, Chief Operating Officer Greenspot  
Mike Lamb, Product Specialist, Commercial Recreation Specialists  
Abby McHugh-Grifa, Executive Director, Climate Solutions Accelerator  
of the Genesee-Finger Lakes Region,

Chair White opened the meeting and welcomed members present. She gave the background on agenda items. Reviewing the potential partnership with Greenspot, for the City's Electronic Vehicle Charging Stations. City Manager reviewed that the Lafayette parking area that has a charging station now, is in need of repair, and by potentially partnering with Greenspot, they will repair the station and add more charging stations free of cost to the City. The company will maintain the stations and the City will receive 10% of the revenue generated from those Stations. Councilmembers asked questions on how residents will be charged for the use, how quickly their cars will be fully charged and how the system will work. Chief Operating Officer, Joseph Deismore explained that they will be charged per kilowatt hour use and that some charges could be around roughly .30 - .35 cents per kilowatt and the power would come through the local utility. Councilmember Sutton asked if this is something that could become part of CCA, City Manager Goodwin said that it might be possible or even with the Solar Fam. Maintenance of the stations would come through real time data provided by the software, EV Connect, that operates a call center for 24-hour support to the Stations as well as give the company real time back-end data operations to Greenspot to resolve issues quickly. Should something break locally, they would work with local area electrician to resolve the issue on the stations. Questions on the chargers themselves, Joe said they would be using Level 2 Chargers for now, but could move into Level 3 in the future. It may take up to 30-45 minutes to get a full tank. Hoping this will promote economic development for the downtown area as people will want to eat or shop while their car charges. Questions on the timeframe for how long a person could park and charge their cars combined with how they will know to move their cars... Joe explained that as soon as the car is done charging it will move into an idle parking mode. John explained that all those details will need to be worked out as the City expands the charging network. Questions on whether or not they work with private

and public companies, and they do. They prefer to work with larger scale communities, as they cover the cost of infrastructure. David Hou said that the contract is still under review with both parties working out details and more would be forthcoming. City Manager Goodwin has been checking references for the company and will continue discussions.

Chair White moved into the second agenda item, Inflatable Aqua Park at Kershaw Park. City Manager Goodwin said that they had been looking into improve the areas of the park and this concept came up. In reviewing and speaking with the company the cost will be closer to \$50K, not \$25K as previously noted, for the park to be on the water. Mike Lambe, Product Sales Specialist for Commercial Recreation Specialists reviewed the park and how it could be used. They have been in business creating these parks and experiences for since 1999. They partner with a German company called Wibit, who make the inflatables. The pieces are all modular and can be customized. They work with camps and other municipalities around the County. The park could hold 20-30 people, can allow for shallow water activity area as well as rent stand up paddle boards and kayaks. The company offers a full service, maintenance and repairs would be handled in house. The committee reviewed inflatable components that could be used. Questions from Councilmembers in changes in liability insurance and the City hasn't gotten that far yet, wanted Council to review this concept first. May require more regulations with DOH and the water depth is only five-foot depth, Lifeguard Staff would be available. Floating devices would be required for certain ages. City Manager Goodwin wanted Council to review before moving forward. Councilmembers reviewed the scope and size of the potential project and the timeframe involved, if this was something that was wanted for this upcoming season. The maintenance of the materials is something the company would help with and it would be a separate contract from just the contract of the inflatables. City Manager Goodwin pointed out that City Staff could be trained on their maintenance, and that part of the contract would only be for a year. Questions on wind gusts would be planned for and in the event of big storms, they use the Beauford Scale to 30 – 40 mile an hour winds, and the wave action, they would be able to provide the context of when to remove the structure. The company would provide a checklist to ensure the products function properly once operational. The company has locations in the northeast that they have used their products. Councilmembers were concerned about the pricing, long term maintenance, whether or not it's insurable. Councilmember shared feedback that it might be a great idea but has overall concerns on the costs and needing more information in order to move forward. Could be a potential to look into grants and they thanked Mike for presenting.

Chair White reviewed the Climate Solutions Accelerator of the Genesee-Finger Lakes Region, which Councilmember Thomas Lyon is the Chair of the Climate Smart Committee's Task Force, they are requesting the City adopt a new pledge and Councilmember Lyon introduced Abby McHugh-Grifa, the Executive Director of the Climate Solutions Accelerator of the Genesee-Finger Lakes Region to review the pledge with the Committee. McHugh-Grifa acknowledged the work that the City has done on climate needs and the City is recognized as a leader in the State. The non-for-profit works with municipalities across the 9 County Region Early adopters are the City of Rochester and Monroe County. City Manager Goodwin said that while the City has a plan, this would be a logical next step to look at the regional work. Councilmember Dittmar motioned for the City to sign onto the pledge, Councilmember Sutton seconded and motion carried unanimously.

Chair White closed the meeting.

**Ordinance Committee:** Renée Sutton, Chair  
Sim Covington, Jr.  
Erich Dittmar  
Karen White

Additional Council Members present: Nick Cutri

Dan Unrath  
Steve Uebbing, via Zoom  
Thomas Lyon  
Mayor Palumbo

City Staff: John Goodwin, City Manager  
David Hou, City Attorney

Chair Sutton welcomed the committee members and reviewed the agenda. Chair Sutton walked the members present through the first agenda item, Sales Tax on Motor Fuels. The State has suspended taxes on motor fuels, the separate motor fuel tax and the metropolitan commuter transportation tax from June through December. The State is also giving County Governments the option to cap the price that the applicable local sales tax rate is imposed on, at \$4 per gallon. The Mayor requested the discussion on how the City would advocate one way or another to the County, whose ultimate decision this is. The Mayor thought the Council should weigh in and give City Management feedback. The Mayor said that the County has not yet discussed this but thought if Council had a vote one way or another, they could pass the feedback to the County. Revenue from sales tax could directly impact the City. Goodwin reported the analysis has not been done, most of the sale tax revenue is from motor fuel. It is a 33% of our revenue from the sharing agreement from the County. Sales tax did well and which is why we had a surplus in 2021. Discussion on wide range benefits the City receives as a benefit. Councilmember White pointed out that she is not sure what the saving impact on a cap at \$4 and gas is just a little over \$4 right now, and she is not in favor of this cap. Councilmember Uebbing is in favor of capping the gas at \$4. Councilmember Covington agrees with Councilmember White and isn't in favor. The Mayor agrees is not in favor of the cap. Councilmember Lyon agrees. Chair Sutton feels that she cannot advocate either way without knowing the data one way or another. Hard to make an informed decision without numbers. Goodwin will also ask the County if they have the data available. After much discussion, Councilmember White motioned for a resolution advocating the Ontario County Board of Supervisors not to cap gas tax, Councilmember Covington seconded, unanimously passed and carried. Goodwin recommended a straw vote as the Council meeting isn't until May 12<sup>th</sup> and the Monroe County Legislature just passed, so the committee voted 8-1 to advocate in favor of a no cap, with Councilmember Uebbing voting no. The Mayor said that Supervisor Rich Russell was attending virtually and is aware of the resolution and the decision.

Chair Sutton reviewed waiving The Central on Main Open Container Ordinance as §246 of the City Code restricts the possession and public consumption of alcoholic beverages with the City of Canandaigua. Consumption of alcoholic beverages is prohibited in or upon any public sidewalk, street, highway, parking lot, bathing beach, public park or such other public place. Central on Main is in the public parking lot and Goodman reviewed the details according to the State Liquor Authority, the City must waive §246 of the City Code from May through October specifically for The Central on Main. The special use permit would contain specific dates and times that the Central on Main would be offered. Corporation Council Hou explained that it is the physical space that will be exempt as the City is the entity. The permit holder would be the BID, very specific for the events on the Central. Outside alcohol is not allowed. Signage may have to be added to the site. Councilmember White motioned to approve the waiver, seconded by Councilmember Covington. Unanimously passed and carried.

Chair Sutton reviewed the final item, bicycles in the downtown district, as previously discussed, a review of the amended ordinance which prohibits the operation of bicycles, skateboards or scooters on the sidewalks within the Downtown Business District was discussed in regard to the forthcoming bike share program. A review of the new language was reviewed. David Hou said there is a small typo but will be updated. Councilmember White motions to adopt as changed, Councilmember Covington seconds, unanimously passed and carried.

Chair Sutton moved to adjourn; next meeting is May 17<sup>th</sup>.

