TOWN BOARD LEGISLATIVE AGENDA

Wednesday, March 15, 2017, 7:00 PM
Supervisor R. Anthony LaFountain, presiding

I. Call to Order - Pledge of Allegiance - Roll Call
II. Communications and Announcements
III. Public Participation
IV. Additions and Deletions to Agenda
V. Approval of Minutes – February 15, 2017
VI. Petitions
VII. Resolutions by Function

Law and Finance
17T-079 Appointment of Stephen Ferrara to the Board of Assessment Review
17T-080 Appointment of Temporary Members to the Board of Assessment Review
17T-081 Adoption of Local Law No. 1 of 2017, to be Known as "A Local Law Extending the Moratorium and Prohibition Within the Town of Penfield of Public Golf Course Redevelopment"

Public Works
17T-082 Appointment to Conservation Board
17T-083 Appointment to Watershed Management Committee
17T-084 Authorization for the Supervisor to Sign Access Agreement for 49 Woodfield Drive

Public Safety - None

Community Services
17T-085 Awarding Contract For Printing Program Brochure

VIII. Old Business
IX. New Business
X. Public participation
XI. Executive Session
XII. Next Meeting: (April 5, 2017)
XIII. Adjournment

This meeting will be video recorded and broadcast live via the town’s website www.penfield.org and the Town’s Government Access Cable channel 12, digital 5.12. Question regarding video coverage contact Penfield TV at (585) 340-8661.
PENFIELD TOWN BOARD RESOLUTION NO. ___ DATE: March 15, 2017

BY Councilman Moore

Law & Finance Committee

NAME Appointment of Stephen Ferrara to the Board of Assessment Review

WHEREAS, Stephen Ferrara, 12 Panorama Trail, Rochester, NY 14625 has expressed his interest in serving on the Board of Assessment Review, and

NOW, THEREFORE, BE IT RESOLVED THAT, the Town Board of the Town of Penfield appoints Stephen Ferrara to a five year term on the Board of Assessment Review of the Town of Penfield, such term to expire on September 30, 2021.

Moved:

Seconded:

Vote: Kohl _________

LaFountain _________

Metzler _________

Moore _________

Quinn _________
PENFIELD TOWN BOARD RESOLUTION NO. ___ DATE: March 15, 2017

BY Councilman Moore                          Law & Finance Committee

NAME Appointment of Temporary Members to the Board of Assessment Review

WHEREAS, Article 5, Section 523-a of the New York State Real Property Tax Law allows the legislative body of any local government, in any year deemed necessary, to appoint temporary members to the Board of Assessment Review to serve as administrative hearing panel members as provided,

NOW, BE IT THEREFORE RESOLVED, that the Town Board of Penfield appoints the following Penfield residents to serve a one (1) year term as temporary members of the Board of Assessment Review as provided in Section 523-a of the New York State Real Property Tax Law. The term shall commence on September 30, 2016, and shall end on September 30, 2017.

Craig Schubmehl, 2042 Five Mile Line Road, Penfield, New York

Eugene T. Oliver, 90 City View Dr., Rochester, N.Y. 14625

Moved: __________

Seconded: __________

Vote:         Kohl    ______
            LaFountain ______
            Metzler ______
            Moore ______
            Quinn ______
PENFIELD TOWN BOARD RESOLUTION NO. 17T-081                     DATE March 15, 2017

BY Councilman Moore                         Law & Finance COMMITTEE

NAME Adoption of Local Law No. 1 of 2017, to be Known as “A Local Law Extending the Moratorium and Prohibition Within the Town of Penfield of Public Golf Course Redevelopment”

WHEREAS, the Town Board of the Town of Penfield wishes to adopt proposed Local Law No. 1 of 2017 which would extend a moratorium and prohibition within the Town of Penfield of redevelopment of public golf courses for a period of approximately one (1) year; and

WHEREAS, the Penfield Town Board has designated itself as “lead agency” within the meaning of the State Environmental Quality Review Act (SEQRA) and has designated itself as “lead agency” pursuant to SEQRA; and

WHEREAS, the subject application has been determined to be a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), and no additional environmental review of this action is deemed necessary; and

WHEREAS, the Town Board of the said Town of Penfield held a public hearing at the Penfield Town Hall, 3100 Atlantic Avenue, in the Town of Penfield, New York on March 1, 2017, at 7:00 PM on said date, to consider the said proposal and to hear all persons interested on the question of the adoption of Local Law No. 1 of 2017, and the public hearing was closed and decision was reserved;

NOW, THEREFORE, BE IT

RESOLVED, AND HEREBY IS ENACTED BY THE TOWN BOARD OF THE TOWN OF PENFIELD AS FOLLOWS: Local Law No. 1 of 2017, hereinafter set forth:

TOWN OF PENFIELD
LOCAL LAW NO. 1 OF 2017

A LOCAL LAW
EXTENDING
THE MORATORIUM ON AND PROHIBITION OF
PUBLIC GOLF COURSE REDEVELOPMENT
WITHIN THE TOWN OF PENFIELD

Be it enacted by the Town Board of the Town of Penfield as follows:

Section 1. The Local Law to effect a Moratorium on and Prohibition of Redevelopment of Public Golf Courses in the Town of Penfield, originally enacted as Local Law No.
1 of 2016, is hereby extended until March 31, 2018, or until a duly enacted repeal of said Local Law No. 1 of 2016 as so extended, whichever shall first occur.

Section 2. If any word, phrase, sentence, part, section, subsection, or other portion of this Local law, or the application thereof to any person or to any circumstance, is adjudged or declared invalid or unenforceable by a court or other tribunal of competent jurisdiction, then, and in such event, such judgment or declaration shall be confined in its interpretation and operation only to the provision of this Local Law that is directly involved in the controversy in which such judgment or declaration is rendered, and such judgment or declaration of invalidity or unenforceability shall not affect or impair the validity or enforceability of the remainder of this Local law or the application hereof to any other persons or circumstances. If necessary as to such person or circumstances, such invalid or unenforceable provision shall be and be deemed severed herefrom, and the Town Board of the Town hereby declares that it would have enacted this Local law, or the remainder thereof, even if, as to particular provisions and persons or circumstances, a portion hereof is severed or declared invalid or unenforceable.

Section 3. This Local Law shall take effect immediately.

Moved: _______
Seconded: _______
Vote: Kohl _______
        LaFountain _______
        Metzler _______
        Moore _______
        Quinn _______
BE IT RESOLVED, that Paul Sugnet, 68 Foxbourne Road, Penfield, NY be appointed to the Conservation Board for a term expiring December 31, 2017 at annual salary as established by the Town Board.

Moved: ______________________
Seconded: ______________________

Vote: Kohl ______________________
      LaFountain ______________________
      Metzler ______________________
      Moore ______________________
      Quinn ______________________
BE IT RESOLVED, that Harold Mellars, 49 Woodfield Drive, Penfield, NY be appointed to the Watershed Management Committee for a term expiring December 31, 2017.

Moved: ______________
Seconded: ______________

Vote: Kohl ______________________
LaFountain ______________________
Metzler ______________________
Moore ______________________
Quinn ______________________
PENFIELD TOWN BOARD RESOLUTION NO. 17T-___

DATE March 15, 2017

BY Councilwoman Paula Metzler

Public Works COMMITTEE

NAME Authorization for the Supervisor to Sign a Site Access Agreement for 49 Woodfield Drive

BE IT RESOLVED, that the Supervisor is hereby authorized to sign a Site Access Agreement with Howard Mellars, 49 Woodfield Drive, Penfield, NY that authorizes the Town of Penfield to enter the property located at Woodfield Drive, north of the intersection of Woodfield Drive and Sampson Drive, Penfield, NY, to place AWAY WITH GEESE equipment units on said property for the purpose of getting rid of nuisance geese. Said Agreement is to be acceptable to Town Attorney.

Moved: Kohl

Seconded: LaFountain

Metzler

Moore

Quinn
WHEREAS, sealed proposals were sought and requested to furnish the Town of Penfield Recreation Department with printing the seasonal program brochure for the 2017 calendar year including the summer, fall and winter/spring issues, to meet our specifications; and

WHEREAS, on Thursday, February 10, 2017, proposals from the following companies were received, opened and read publicly by the Town Clerk:

Penny Lane Printing
1471 Route 15
PO Box 340
Avon NY 14414

Webster Printing Corp.
46 North Avenue
Webster, NY 14580

Indiana Printing & Publishing Company Inc.
899 Water Street
PO Box 10
Indiana, PA 15701

(see attached ‘’Schedule A’’ for bid data)

NOW, THEREFORE BE IT RESOLVED, that the contract be awarded to Penny Lane Printing, low bidder overall for Bid 2 including alternative #1, alternative #2, alternative #3, alternative #4 and alternate #5 on each respective bid.

Net delivered price (per issue) as follows:

<table>
<thead>
<tr>
<th>Bid #2</th>
<th>Alternative #1</th>
<th>Alternative #2</th>
<th>Alternative #3</th>
</tr>
</thead>
<tbody>
<tr>
<td>$4,586.17</td>
<td>$95.79</td>
<td>$4,863.18</td>
<td>$84.50</td>
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<tr>
<td>Alternative #4</td>
<td>Alternative #5</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$5,136.22</td>
<td>$107.41</td>
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Schedule A

<p>| Recreation Brochure Bids 2017 |</p>
<table>
<thead>
<tr>
<th>Penny Lane Printing</th>
<th>Alt. 1 – additional</th>
<th>Alt 2</th>
<th>Alt 3 – additional</th>
<th>Alt 4</th>
<th>Alt 5 – additional</th>
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</thead>
<tbody>
<tr>
<td>Bid 1</td>
<td>$3,926.17</td>
<td>$95.79</td>
<td>$4,143.18</td>
<td>$84.50</td>
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<td>Bid 2</td>
<td>$4,586.17</td>
<td>$95.79</td>
<td>$4,863.18</td>
<td>$84.50</td>
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<td>Bid 3</td>
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<td>Bid 4</td>
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<td>$129.47</td>
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<td>$135.28</td>
<td>$6,594.34</td>
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</table>

<table>
<thead>
<tr>
<th>Webster Printing Corporation</th>
<th>Alt. 1 – additional</th>
<th>Alt 2</th>
<th>Alt 3 – additional</th>
<th>Alt 4</th>
<th>Alt 5 – additional</th>
</tr>
</thead>
<tbody>
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<td>$5,413.00</td>
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<td>$95.20</td>
<td>$4,480.00</td>
<td>$103.10</td>
<td>$4,672.00</td>
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<td>Bid 4</td>
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<td>$95.20</td>
<td>$5,344.00</td>
<td>$103.10</td>
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<table>
<thead>
<tr>
<th>Indiana Printing &amp; Publishing</th>
<th>Alt.1 – additional</th>
<th>Alt. 2</th>
<th>Alt. 3 – additional</th>
<th>Alt 4</th>
<th>Alt 5 – additional</th>
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<tbody>
<tr>
<td>Bid 1</td>
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<td>Bid 4</td>
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<td>$99.00</td>
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Moved: _______________________
Seconded: ___________________
Vote: Kohl

LaFountain
Metzler
Moore
Quinn