PENFIELD TOWN BOARD AGENDA  
Wednesday, June 4, 2014, 7:30 PM  
Supervisor R. Anthony LaFountain, presiding

I  Call to Order - Pledge of Allegiance - Roll Call

II Public Hearing #1 – To Allow a Flooring and Carpeting Center at 50 Wilbur Tract Road, located in the LaSalle’s Landing Development (LLD) Zoning District

Public Hearing #2 – To Consider the Establishment of the 2152/2164 Fairport Nine Mile Point Road Water Special Improvement District

III Communications and Announcements

V Additions and Deletions to Agenda

VI Approval of Minutes – May 7, 2014

VII Petitions

VIII Resolutions by Function

Law and Finance
14T-103 Authorize the Town Supervisor to sign the Insurance Consultant Agreement with Municipal Insurance Consultants Incorporated
14T-104 2014 Budget Amendment – Highway Capital Reserve and Sewer Equipment Reserve Funds from the Sale of Excess Equipment
14T-105 Setting a Public Hearing to Consider Permitting a Garage Addition with Less Side Setback than Permitted at 1740 Penfield Road
14T-106 Setting an Informal Discussion Meeting for an Incentive Zoning Proposal at 2146 and 2152 Fairport Nine Mile Point Road

Public Works
14T-107 Authorization to Attend American Public Works Association Exposition and International Congress
14T-108 Acceptance of the Stormwater Coalition of Monroe County 2013-2014 Joint Annual Report for Compliance with the Phase II Stormwater Regulations
14T-109 Purchase 2015 Pump Station Sewer Utility Truck and 2014 Animal Control Truck
Public Safety
14T-110 Authorization to Post Temporary NO PARKING Signs

Community Services
14T-111 Baseball/Softball Field Use Fees at Veteran’s Memorial Park
14T-112 Authorization for Supervisor to Sign Penfield Community Television Contract
14T-113 Authorization for Supervisor to Sign Recreation Contracts

IX Old Business
X New Business
XI Public Participation
XII Adjournment
Penfield Town Board, June 4, 2014

The Regular meeting of the Penfield Town Board was held on Wednesday, June 4, 2014 at 7:30 PM at the Penfield Town Hall, 3100 Atlantic Avenue, Penfield, New York.

Present: R. Anthony LaFountain Supervisor  
Linda Kohl Councilwoman  
Paula Metzler Councilwoman (arrived at 8:14 PM)  
Andrew Moore Councilman  
Robert Quinn Councilman  

Also Present: Amy Steklof Town Clerk  
Richard Horwitz Town Attorney  
Jim Costello Director of Developmental Services  

Supervisor LaFountain called the meeting to order - The Pledge of Allegiance was led by Jim Costello.

Public Hearing #1 To Allow a Flooring and Carpeting Center at 50 Wilbur Tract Road, located in the LaSalle’s Landing Development (LLD) Zoning District

The Town Clerk read the title of the above Public Hearing; said Notice was published in the Penfield Post on May 22, 2014 and was posted on the Town Website and Town Clerk Bulletin Board. 8 postcards were mailed and three (3) Homeowners Associations were notified.

John Huussen, 37 Thorntree Circle stated that he and his wife Janine would like to open a residential flooring company at 50 Wilbur Tract Road where they have been leasing a building and using it as a warehouse to store and sell carpeting and flooring for commercial business. The business is named Bayside Flooring. Mr. Huussen stated he is interested in making his business more a residential sales business and would like the building to be made into a showroom. He would like to receive approval from the Town Board to put up a sign to help bring in business.

Supervisor LaFountain inquired about the hours of operation.

Mr. Huussen replied the business would be open Monday, Wednesday and Friday from 10:00 AM to 5:00 PM, Tuesday and Thursday from 10:00 AM to 7:00 PM and Saturday from 10:00 AM to 4:00 PM.

Mr. Huussen stated this is a family business and that his two (2) sons install flooring.

Councilwoman Kohl asked what size sign is he requesting?

Mr. Huussen showed the Town Board a photo of the proposed sign and stated that delivery trucks have a hard time finding the road leading to the business. He also feels a sign would help bring attention to his business as people drive by.

Councilwoman Kohl inquired about parking.

Mr. Huussen stated he believes the lot is 100 feet by 40 feet in size and showed the Town Board photos of the lot.

Mr. Huussen stated the building will be used as a showroom as well as for storage of flooring materials. Mr. Huussen also stated that prior to his leasing the building, a mason had been using the building for materials to be used for restoring historical buildings.

Councilman Quinn inquired whether Mr. Huussen plans to make any interior or exterior changes to the building?

Mr. Huussen stated no.

Councilwoman Kohl asked if Mr. Huussen is planning to advertise for the business?
Penfield Town Board, June 4, 2014

(Public Hearing #1 - Continued)

Mr. Huussen stated he does not have any plans to advertise. He would like the business to be kept small.

Councilwoman Kohl asked when the Huussens would like to be open for business?

Mr. Huussen stated he would like to open within the next month or so.

Jim Costello from the Town of Penfield stated that Town staff are looking to see if the sign will be in the right-of-way, and if it is the applicant will have to apply for a permit with the State.

Supervisor LaFountain went over next steps with the applicant.

Hearing closed.

Public Hearing #2 To Consider the Establishment of the 2152/2164 Fairport Nine Mile Point Road Water Special Improvement District

The Town Clerk read the title of the above Public Hearing; said Notice was published in the Penfield Post on May 22, 2014 and was posted on the Town Website and Town Clerk Bulletin Board. 35 postcards were mailed and three (3) Homeowners Associations were notified.

Jim Costello spoke in representation of both the Town and the applicant and stated that a Petition had been submitted to the Town because the applicants were required to install an additional fire hydrant on Route 250 in front of the Doodlebugs Day Care Center at 2064 Fairport Nine Mile Point Road. He further stated that the Monroe County Water Authority (MCWA) has a criteria in place that no fire hydrant can be within 500 feet of another hydrant. Mr. Costello further stated that it had been determined by the Fire Marshal that a fire hydrant would need to be placed in front of Jeremiah’s Tavern, which is being built in that area. Due to the hydrants being within 500 feet of each other, the Town will be required to maintain the hydrant on an annual basis. Since the Town of Penfield does not maintain fire hydrants, the property owners at 2152 and 2164 Fairport Nine Mile Point Road agreed to petition the Town to form a Special Water Improvement District so that they could annually maintain the cost of the fire hydrant and make sure the water is clean and usable. The Town has requested the petition be put in place and the property owners at 2152 and 2164 will therefore pay an annual fee of $200 per hydrant to the Town. The Town will then take that money and pay the MCWA to maintain the hydrants.

Mr. Costello stated that it is anticipated that in addition to the hydrant installed at Jeremiah’s, a second hydrant will be installed further to the north of the Doodlebugs site to accommodate any further development that will occur in that area. As a result, a $400 fee on an annual basis will be spread out among all the property owners in that area.

Mr. Costello noted that the Doodlebugs Daycare will not be part of the process since they paid for their own hydrant, which at the time, complied with the Water Authorities specifications of being 500 feet from the hydrant located on Fairport Nine Mile Point Road.

Hearing closed.

Councilwoman Kohl read a Proclamation in honor of June 2014 being “Wellness” month in the Town of Penfield.

Communications and Announcements

1. The Annual Town of Penfield free Rabies Clinic will be held on Saturday, June 7, 2014 from 10:00 AM to Noon at the Public Works Complex, 1607 Jackson Road. Please contact Town Clerk, Amy Steklof at 340-8629 or by email at steklof@penfield.org.
2. A Veteran’s Resource Picnic will be held on Saturday, June 21, 2014 from 2:00 PM to 5:00 PM at Veteran’s Memorial Park. The lunch is free for Veterans, $3.00 for all others. Please register by June 18, 2014 by calling 340-8664.

3. The 1857 Dayton’s Corners School/Museum will host its Annual Pie Social on Sunday, June 8, 2014 from 2:00 PM to 4:00 PM. Lemonade and a variety of pies will be served and a $2.00 donation is suggested to help offset the costs of supplies which the school uses each year for visiting 4th Grade students from area schools. For more information, please contact Barbara Quinn at 385-1491.

4. Penfield’s Young Open and Honest Players (YOHP) will perform Picnic by William Inge on Friday and Saturday, June 6 and 7 at 7:30 PM at Penfield Community Center. For more information and to order tickets, please visit www.penfieldrec.org or call 340-8655.

5. For information pertaining to sign rules, please contact the Town’s Building and Zoning Department at 340-8636 or go to www.penfield.org.

6. Penfield’s Independence Day Parade and celebration will be held on Friday, July 4, 2014. The parade will begin at 2:00 PM. The celebration at Harris Whalen Park will begin at 5:00 PM and run to 11:00 PM. Fireworks will be at 10:00 PM. For more information please call 340-8651.

7. The “White House” at 1600 Jackson Road, which has been used for Town programming, is planned for demolition. The North East Joint Fire District will demolish the building at no cost to the Town. The week of June 9 the Northeast Joint Fire District will conduct various exercises followed by a controlled burn exercise on June 14 or 15 (depending on the weather).

8. The Penfield Trail’s Committee will sponsor a Free Public Hike at the Genesee Land Trust’s Hipp Brook Preserve and at Veteran’s Memorial Park on Saturday, June 14, 2014 at 9:00 AM. The hike is free but participants are asked to register by calling Penfield Recreation at 340-8655 option 6.

9. Penfield Recreation will be hosting the Rothfuss Park Farm Walk for kids. The program runs June, July and August and will begin June 6, 2014. For more information about Family Wellness Program, please visit www.penfieldrec.org.

10. The Penfield Pedometer Program is a four week, self-monitored walking program. To take the challenge you must commit to walking a total of 30 minutes at least five days a week. Registration fee is $1.00 and all participants will receive a pedometer. Go to the Recreation Office to register.

11. The Penfield Pops Band will be performing on Monday, June 9, 2014 at the Penfield Amphitheater and Kiwanis Stage at 7:00 PM.

12. Councilwoman Kohl’s next Community Chat will be held Tuesday, June 17, 2014 from 5:30 PM to 7:00 PM at the Penfield Library, 1985 Baird Road.

13. The 22nd annual Kiwanis Club of Penfield-Perinton Foundation and the Town of Penfield Charity Golf Tournament will be held Monday, June 16, 2014. Registration will be from 10:00 AM to 11:45 AM with a shotgun start at 11:45 AM. Dinner will be served at 6:00 PM. For more information please contact the Town at 340-8642.
14. The 4th Annual Penfield Business Association (PBA) Golf Tournament, to benefit the Shepherd Home, will be held on Monday, July 14, 2014 at the Penfield Country Club. Registration will be from 10:30 AM to 12:30 PM with a shotgun start at 12:30 PM. Dinner will be served at 5:30 PM for more information please contact the PBA at 348-8360 or email info@penfieldbusiness.com.

15. Supervisor LaFountain read a card from Monica and Dennis Gorlich thanking the Town of Penfield for a wonderful Memorial Day event that was held in the Veterans Memorial Park at the Penfield Amphitheater and Kiwanis Stage.

Public Participation

Pasquale Piccininni, 1339 Hatch Road submitted a Petition requesting a large recreational trailer, located in the backyard of 91 Triple Diamond Way, be removed from the rear of the property because it is unsightly to neighboring residents and property owners. He urged the Town Board to visit the property to see the issue for themselves and hopes the Town Board will consider amending the Town's Zoning Ordinance to prohibit this activity.

Supervisor LaFountain stated that this issue has been brought to the Town Board’s attention before, and that the trailer is currently in compliance with Town Code requirements. Supervisor LaFountain stated the Town Board will follow up with Mr. Piccininni after they have reviewed the Petition.

Tom Bahr, 1834 Sweets Corners Road gave an update to the Town Board concerning the issue he is having with the shooting range near his property. Mr. Bahr had brought up the issue at a previous Town Board meeting.

Mr. Bahr stated he has not heard any shooting in the last four Sundays from the two (2) sheds that are being used. He also said that the Town’s Code Enforcer told him that permits have not yet been issued for the sheds. He then inquired whether the existing Noise Ordinance can be modified?

Supervisor LaFountain stated that any Town Ordinance can be amended, but it typically does not get changed for the sake of one person out of 36,000 residents. He asked Mr. Bahr if he had viewed the last Town Board Legislative Session?

Mr. Bahr stated he had not realized there had been a meeting since he last appeared before the Town Board.

Supervisor LaFountain stated that during Public Participation at the last Town Board Legislative Session several of Mr. Bahr’s neighbors spoke out in favor of the shooting range. Supervisor LaFountain suggested that Mr. Bahr view that meeting and then contact him to follow up.

Legislator Dan Quatro, 488 Plank Road, representing the 15th District, which includes parts of Penfield, congratulated the Penfield Varsity Cheerleading Team on winning the National Championship.

Legislator Quatro stated that the Monroe County Legislature has completed their Charter Review process and have updated the language of the Charter. A Public Hearing on the Charter review will be held on June 10, 2014 at 6:00 PM prior to the next full Legislative meeting. The public is invited to attend.

Legislator Quatro inquired about the Food Rodeo which had been held on Friday, May 30th in Veteran’s Memorial Park.
Supervisor LaFountain stated that approximately 1,000 people came to the event. The vendors that participated would like to make a donation to the Recreation Department in appreciation for organizing the event.

Councilman Quinn stated he had attended the event and that because of all the other activities that were going on at the same time within the Town Hall complex, it helped increase the attendance. He added that the entertainment for the evening was provided by a number of Penfield High School Jazz ensembles which also helped with attendance. The event ran from 5:00 PM to 9:00 PM.

Legislator Quatro inquired about the drainage work being done on NYS RTE 441 near Country Way Nursery.

Supervisor LaFountain stated that the Town has been working on improving drainage issues in East Penfield. Since the ditch was cleaned out it is the driest it’s been in 30 years. Fields are being plowed that have not been plowed in at least 20 years. The Town continues to work on making an impact by getting the ground water down to help make the fields more conducive to farming. The Watershed Management Committee will be discussing this at its next meeting and will be touring some of the sites.

Additions and Deletions to Agenda

Councilman Moore moved to add Resolutions #14T-114 and #14T-115, Councilwoman Kohl seconded.

Approval of Minutes

Councilwoman Kohl moved to approve the Minutes of May 7, 2014, Councilman Quinn seconded and all voted “Aye.”

Petitions - None

Resolutions by Function

Law and Finance


WHEREAS, the Town Board requested that insurance quotes be obtained so that selection could be made for June 1st 2014 to May 31st 2015 insurance year, and

WHEREAS, the Municipal Insurance Consultants Inc., acting as consultant to the Town has evaluated proposals for our insurance coverage’s for the 2014-2015 insurance year on our Penfield Property and Liability insurance renewal June 1, 2014, and

NOW, BE IT RESOLVED that the total insurance quote of $145,150 from the First Niagara Risk Management Company for coverage with Houston Casualty and the Hartford Insurance Co. is approved as they met all the specifications for the Town of Penfield’s insurance needs for the 2013-2014 insurance years as follows:

<table>
<thead>
<tr>
<th>INSURANCE TYPE</th>
<th>INSURANCE CARRIER</th>
<th>AMOUNT</th>
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<tbody>
<tr>
<td>Property</td>
<td>Houston Casualty</td>
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<tr>
<td>General Liability</td>
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<td>Automobile</td>
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<td>Boiler</td>
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</tr>
<tr>
<td>Public Officials</td>
<td>Houston Casualty</td>
<td>(Included in the Property)</td>
</tr>
</tbody>
</table>
INSURANCE TYPE | INSURANCE CARRIER | AMOUNT
--- | --- | ---
Umbrella | Houston Casualty | $10,520
Crime | Hartford Insurance Co. | $4,208
OCP (2) | Houston Casualty | $1,000
Other Fees | NYS Motor Vehicle Fee | $590
 | NYS Fire Fees | $167
Total | | $145,150

Moved: Moore
Seconded: Kohl

Vote: Kohl Aye LaFountain Aye
Metzler Aye Moore Aye
Quinn Aye

Adopted

#14T-103 Authorize the Town Supervisor to sign the Insurance Consultant Agreement with Municipal Insurance Consultants Incorporated by Moore

WHEREAS, every year, the Town of Penfield seeks insurance quotes for the General Liability insurance, and

WHEREAS, these proposals in the past have saved the Town of Penfield thousands of dollars in insurance cost over the years, and

NOW BE IT RESOLVED, that the Town Supervisor is authorized to sign the insurance agreement with the Municipal Insurance Consultants Incorporated effective from June 1, 2014 to May 31, 2015 to put together the insurance quotes and to award the insurance coverage after review and approval by the Town Board. This agreement allows the Town to receive competitive quotes for our insurance needs for the 2015-2016 general liability insurance. Funds for these services are included in the 2014 Adopted Budgets.

Moved: Moore
Seconded: Quinn

Vote: Kohl Aye LaFountain Aye
Metzler Aye Moore Aye
Quinn Aye

Adopted

#14T-104 2014 Budget Amendment - Highway Capital Reserve and Sewer Equipment Reserve Funds for the Sale of Excess Equipment by Moore

WHEREAS, the revenues from the May 2014 auction, netted the Town of Penfield $73,035, and

WHEREAS, these funds will be deposited in both the Highway Capital Reserve Fund and the Sewer Equipment Reserve Fund during 2014, and

NOW BE IT RESOLVED, that the following 2014 Budget Amendment be approved as follows:

**Highway Fund**

<table>
<thead>
<tr>
<th>Revenue Account</th>
<th>Increase</th>
<th>Revised Amount</th>
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<tbody>
<tr>
<td>02-1000-2665-0000</td>
<td>$34,035</td>
<td>$34,035</td>
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</table>

(Sale of Highway Equipment)

<table>
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<tr>
<th>Expenditure Account</th>
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</thead>
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<tr>
<td>02-9901-0009-9001</td>
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(Transfer to Highway Capital Reserve Fund)
Resolution #14T-104 – Continued

Sewer Fund

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<tbody>
<tr>
<td>13-1000-2655-0000</td>
<td>$39,000</td>
<td>$39,000</td>
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</table>

(Sale of Sewer Equipment)

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<tbody>
<tr>
<td>13-9901-0004-4001</td>
<td>$39,000</td>
<td>$39,000</td>
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</table>

(Transfer to Sewer Equipment Reserve Fund)

Moved: Moore
Seconded: Metzler

Vote: Kohl Aye LaFountain Aye
      Metzler Aye Moore Aye
      Quinn Aye

Adopted

#14T-105 Setting a Public Hearing to Consider Permitting a Garage Addition with Less Side Setback than Permitted at 1740 Penfield Road by Moore

WHEREAS, an application has been received by the Penfield Town Board pursuant to Article III-3-101-C of the Code to consider permitting an addition to a garage with less side setback than permitted at 1740 Penfield Road, located in the Four Corners (FC) zoning district;

NOW, THEREFORE BE IT RESOLVED, that the Penfield Town Board is best suited to act as lead agency within the meaning of the State Environmental Quality Review Act (SEQRA) and thus does hereby designate itself as Lead agency pursuant to SEQRA; and be it further

RESOLVED, that the subject application is determined to be a Type II action pursuant to the requirements of the State Environmental Quality Review Law; and be it further

RESOLVED, that the Town Board of the said Town of Penfield shall hold a Public Hearing at the Penfield Town Hall, 3100 Atlantic Avenue, in the Town of Penfield, New York on July 2, 2014 at 7:30 PM on said date, to consider the said application and to hear all persons interested on the question of permitting an addition to a garage with less side setback than permitted at 1740 Penfield Road in the Four Corners (FC) zoning district; and be it further

RESOLVED, that a copy of this Resolution, certified by the Town Clerk, shall be published at least once in the official newspaper of the Town, the first publication thereof to be not less than ten (10) nor more than twenty (20) days before the date set for said Hearing as aforesaid. A copy of this Resolution shall be posted on the official signboard of the Town as prescribed by Law.

Moved: Moore
Seconded: Quinn

Vote: Kohl Aye LaFountain Aye
      Metzler Aye Moore Aye
      Quinn Aye

Adopted
Penfield Town Board, June 4, 2014

#14T-106 Setting an Informal Discussion Meeting for an Incentive Zoning Proposal at 2146 and 2152 Fairport Nine Mile Point Road by Moore

WHEREAS, John Shields III, P.E., 1457 Fraser Way, Farmington, NY 14425/CRLYN Acquisitions, LLC requests an Informal Discussion with the Town Board regarding possible development of three (3) structures of 4,080, 5,000 and 6,000 square feet (totaling 15,080 square feet) on 2.1 acres in the Business Non-Retail (BN-R) zoning district at 2146 and 2152 Fairport-Nine Mile Point Road

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the said Town of Penfield shall hold an Informal Discussion at the Penfield Town Hall, 3100 Atlantic Avenue, in the Town of Penfield, New York on July 2, 2014, at 7:30 PM on said date, to consider the said conceptual plan and to hear all persons interested on the question of the possible development of three (3) structures of 4,080, 5,000 and 6,000 square feet (totaling 15,080 square feet) on 2.1 acres in the Business Non-Retail (BN-R) zoning district at 2146 and 2152 Fairport-Nine Mile Point Road; and be it further

RESOLVED, that a copy of this Resolution, certified by the Town Clerk, shall be published at least once in the official newspaper of the Town, the first publication thereof to be not less than ten (10) nor more than twenty (20) days before the date set for said Hearing as aforesaid. A copy of this Resolution shall be posted on the official signboard of the Town as prescribed by Law.

Moved: Moore
Seconded: Quinn

Vote: Kohl Aye LaFountain Aye
      Metzler Aye Moore Aye
      Quinn Aye

Adopted

Public Works

#14T-107 Authorization to Attend American Public Works Association Exposition and International Congress by Metzler

WHEREAS, the New York State Education Department requires all Professional Engineers to obtain annual training; and

WHEREAS, it is in the Town’s best interest to have staff members attend training workshops to gain knowledge pertaining to current practices in stormwater management, administration management, street maintenance, traffic operations, and construction management; and

WHEREAS, the American Public Works Association is an industry leader in training for Public Works professionals, and

WHEREAS, the Town Engineer also serves on several national committees which meets during the Congress.

NOW, THEREFORE, BE IT RESOLVED that the Town Engineer is hereby authorized to attend the American Public Works Association’s Exposition and International Congress, to be held August 17 – 20, 2014 for a cost not to exceed $1,600. This cost will be allocated from the 2014 departmental conference budget line.

Moved: Metzler
Seconded: Moore

Vote: Kohl Aye LaFountain Aye
      Metzler Aye Moore Aye
      Quinn Aye

Adopted
WHEREAS, the Town of Penfield has been identified as a Municipal Separate Storm Sewer System (MS4) under the EPA’s Phase II Stormwater Regulations under the Clean Water Act of 1999, and

WHEREAS, the Phase II Program requires each MS4 to prepare an Annual Report, or contribute to a Joint Annual Report, on the Town of Penfield’s efforts to protect and improve the water quality of our streams and waterbodies, and

WHEREAS, the public is invited to review the Joint Annual Report and provide input, and

WHEREAS, a Joint Annual Report has been prepared in conformance with the Phase II Regulations by the Stormwater Coalition of Monroe County, and

WHEREAS, the Joint Annual Report must be submitted to the New York State Department of Environmental Conservation offices in Albany, NY at the completion of the permit year,

NOW, THEREFORE, BE IT RESOLVED, that the Joint Annual Report is accepted by the Penfield Town Board and that said Joint Annual Report is available for public review at http://www.monroecounty.gov/des-stormwater-coalition, the Town of Penfield Town Hall, and at www.penfield.org.

Moved: Metzler
Seconded: Kohl

Vote: Kohl Aye LaFountain Aye
Metzler Aye Moore Aye
Quinn Aye

Adopted

WHEREAS, the Director of Public Works desires to purchase one 2015 Sewer Utility Truck F-350 XL Reg. cab 4x2, with LRX – 3200 Crane and outriggers from New York State, Quote number #16867, Onondaga County Bid #7974 for a contract price of $55,194.20, and one 2014 Animal Control Truck F150 XL Super Cab 4x2 with 8’ box and Animal Containment Compartment from New York State, Chautauqua County bid number #16626, group 5, item 2, vehicle 2 for a contract price of approximately $22,514.65, plus $2,500.00 for converting the existing Animal Containment Compartment for a total cost of $25,014.65; and

BE IT FURTHER RESOLVED, the funds for said purchases are budgeted in the 2014 Sewer Equipment Reserve Fund and General Reserve Fund; and

NOW THEREFORE BE IT RESOLVED, that the Director of Public Works be and hereby is authorized to purchase one Pump Station Sewer Utility Truck (F350 XL Reg. Cab) and one Animal Control Truck (F150 Super Cab and Containment Compartment), and

BE IT FURTHER RESOLVED, that the following 2014 Sewer Budget Amendment be amended as follows; and

Revenue    Increase    Reserve Amount
13-1000-6000-0002  $26,000    $61,000
(Appropriate Equipment Reserve)

Expenditure    Increase    Amount
13-8120-0002-2000  $26,000    $61,000
(Pump Station Service Vehicle)
(Resolution #14T-109 - Continued)

BE IT FURTHER RESOLVED, that the adoption of this Resolution with respect to the expenditures from the Sewer Equipment Reserve Fund and General Reserve Fund is subject to a Permissive Referendum and the Town Clerk be and hereby is directed to publish and post Notice in the manner prescribed by Law and to be reviewed and approved by the Town Attorney.

Moved: Metzler  
Seconded: Quinn

Vote:  
Kohl  Aye   LaFountain  Aye  
Metzler  Aye   Moore  Aye  
Quinn  Aye

Adopted

Public Safety

#14T-110  Authorization to Post Temporary NO PARKING Signs by Quinn

WHEREAS, it is the Town of Penfield’s responsibility to promote and maintain public safety on roads within the Town of Penfield and

WHEREAS, pursuant to New York State Vehicle & Traffic Law, Section 1660, the Town Board is granted the authority to authorize the establishment of traffic control devices on Town highways within the Town of Penfield and,

WHEREAS, the Town of Penfield wishes to keep the neighborhoods around the Town’s Independence Day Celebration, parade route and festivities at Harris Whalen Park accessible to emergency vehicles.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes and establishes that “No Parking” will be established along both and/or one side of all and/or parts of the following streets, for the duration of the Town’s Independence Day Celebration, parade and festivities at Harris Whalen Park; Baird Road (north of Penfield Road), Peachtree Road, Hotchkiss Circle, Wheelock Road, Kenmont Drive, Henderson Drive, Avonmore Way, Hidden Meadow, Hillrise Drive, Lazy Trail, Valley Green Drive, Valley Green Circle, Maple Hill Farm Road, Maple Leaf Circle, and,

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Town Board hereby authorizes and directs the Director of Public Works to post said temporary “NO PARKING” signs along both and/or one side of said streets;

Moved: Quinn  
Seconded: Metzler

Vote:  
Kohl  Aye   LaFountain  Aye  
Metzler  Aye   Moore  Aye  
Quinn  Aye

Adopted

Community Services

#14T-111  Baseball/Softball Field Use Fees at Veteran’s Memorial Park by Kohl

WHEREAS, the Town Board established field fees by adoption of Resolution #146 of 2004, said fees shall be revised as follows:

Grooming/Permit Fees:

Town of Penfield Permit Fee  
$10.00
Penfield Town Board, June 4, 2014

(Resolution #14T-111 - Continued)

*Large fields (Bachman, Junior, Senior) (2004 fee per resolution # were $40.00)
Grooming fee: $40.00 per game
Lining fee: $15.00 per game

*Small fields (Zabkar, Odenbach, Ehlers, Softball) (2004 fee per resolution # were $25.00)
Grooming fee: $35.00 per game
Lining fee: $10.00 per game

Light fee for Bachman Field: (2004 fee per resolution # were $150.00)
$200.00 per game

*Supplies charged extra if deemed necessary in inclement weather.

New fees shall be effective beginning the 2014 season

Moved: Kohl
Seconded: Quinn

Vote: Kohl  Aye  LaFountain  Aye
       Metzler  Aye  Moore  Aye
       Quinn  Aye

Adopted

#14T-112 Authorization for Supervisor to Sign Penfield Community Television Contract by Kohl

BE IT RESOLVED, that the Town Board hereby authorizes the Town Supervisor to sign the following contract for videographer and editing services:

John Powers
310 Forgham Road
Rochester, New York 14616

BE IT FURTHER RESOLVED, that the fee is $17.00 for each consecutive hour as determined by the Cable Coordinator and staff.

Moved: Kohl
Seconded: Metzler

Vote: Kohl  Aye  LaFountain  Aye
       Metzler  Aye  Moore  Aye
       Quinn  Aye

Adopted

#14B-113 Authorization for Supervisor to Sign Recreation Contracts by Kohl

BE IT RESOLVED, that the Town Board authorizes the Town Supervisor to sign the following Recreation Contracts:

Sports Officials of the Rochester Area (SORA), c/o Gary Godden, 3 Edmar Ct., Rochester, NY 14467, to provide officials for the HS Basketball League, 6/30/14 - 8/3/14, for the fee of $26.50 per official per game, plus $20.00 per team for USSSA liability insurance. Vouchers to be submitted at end of season.

Drew Coviello, 90 Alpine Dr., Rochester, NY 14618, On Site Supervisor for Basketball League, 6/30/14 - 8/3/14 for a fee of $40.00 per session. Voucher to be submitted 8/6/14.
Chip Milligan, 329 Eagle Head Rd., East Rochester, NY 14445, Live band performance for June 21st (rain date 6/27), and August 13th (rain date August 14th) for a fee of $250 for each event date for a total of $500. Voucher to be submitted on 6/18/14 and 8/6/14.

Moved: Kohl
Seconded: Moore

Vote: Kohl Aye LaFountain Aye
      Metzler Aye Moore Aye
      Quinn Aye

Adopted

New Business

#14T-114 Authorization for Town Supervisor to Amend Resolution #14T-099 to sign a contract for Town Rabies Clinic on June 7, 2014

WHEREAS, the Penfield Town Board previously passed Resolution #14T-099 authorizing the Town Supervisor to sign a contract for Denise Kurtz, DVM, for veterinarian services for the Penfield Rabies Clinic on Saturday, June 7, 2014; and

WHEREAS, Resolution #14T-099 needs to be amended to replace Denise Kurtz, DVM with Emilia Monachino, DVM, 117 N. Main Street, Fairport, NY 14450.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and hereby is authorized to sign the following contract subject to approval by the Town Attorney for the Penfield Rabies Clinic on Saturday, June 7, 2014, 10:00 AM - 12:00 PM:

Emilia Monachino, 117 N. Main Street, Fairport, NY 14450 for veterinarian services for a fee of $150.00.

Moved: Quinn
Seconded: Metzler

Vote: Kohl Aye LaFountain Aye
      Metzler Aye Moore Aye
      Quinn Aye

Adopted

#14T-115 Authorization to Maintain Properties and Assess the Charges to the 2015 Property Tax Bills

WHEREAS, on October 2, 1996, the Town Board of the Town of Penfield adopted Article IV-4-28 of the Penfield Zoning Ordinance entitled “Property Maintenance”; and

WHEREAS, the purpose of Article IV-4-28 of the Penfield Zoning Ordinance is to prevent the gradual encroachment of blight, deterioration, unsightliness and property devaluation and to assure that all premises within the Town of Penfield are maintained in a manner that will assure the health, safety and welfare of the general public; and
WHEREAS, the property owners of 3090 Atlantic Avenue, SBL #109.04-1-17.1, 2446 Browncroft Boulevard, SBL #123.06-1-60, 1800 Clark Road, SBL #123.08-2-64, 1517 Empire Boulevard, SBL #108.06-1-5, 37 Henderson Drive, SBL #139.07-2-15, 32 Jacaranda Court, SBL #139.12-2-14, 1398 Penfield Center Road, SBL #110.02-1-43, 1892 Penfield Road, SBL #139.06-3-52, 2476 Penfield Road, SBL #140.02-1-6, 49 Redwood Drive, SBL #140.01-1-36, 87 Ross Brook Drive, SBL #123.08-1-49, 166 Willow Pond Way, SBL #139.12-1-34 and 90 Woodline Drive, SBL #139.10-4-15 have failed to maintain the subject properties which continue to be a concern for the health, safety and welfare of the surrounding neighbors; and

WHEREAS, the Town staff has continually requested the property owners to maintain at these locations with no result:

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Penfield hereby authorizes the Fire Marshal & Building/Zoning & Code Compliance Supervisor to have the properties appropriately maintained; and

BE IT FURTHER RESOLVED, that the Town Board further authorizes that the cost of said maintenance and any necessary subsequent maintenance during the 2014 season also be charged to the 2015 property tax bill for the subject properties.

Moved: Moore
Seconded: Kohl

Vote: Kohl Aye LaFountain Aye
        Metzler Aye Moore Aye
        Quinn Aye

Adopted

Public Participation - None

Adjournment

Supervisor LaFountain moved to adjourn the meeting at 8:59 PM.

Amy Steklof, RMC
Town Clerk