PENFIELD TOWN BOARD AGENDA
Wednesday, November 19, 2014 7:30 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 – October 15, 2014

VI Petitions

VII Resolutions by Function
   Law and Finance
   14T-191 Setting a Public Hearing for the Establishment of Extension No. 57 to the Penfield Consolidated Sanitary Sewer District – Waybridge Court Subdivision, 1496 Jackson Road
   14T-192 Setting a Public Hearing for the Establishment of the Waybridge Court Subdivision – Special Improvement District, 1469 Jackson Road
   14T-193 Acceptance of Final Environmental Impact Statement (FEIS) for the Proposed Expansion of the Southpoint Marina at 1384 and 1420 Empire Blvd

   Public Works
   14T-194 Advertising for sealed Proposals in Relation to the Extension 56 to the Penfield Consolidated Sanitary Sewer District (Parkview Drive/White Village Drive Area Sewer Project

   Public Safety
   14T-195 Award Contract for 2015 Property Maintenance to Maintain, Clean-Up and Secure Properties as Needed by the Authorized Official

   Community Services
   14T-196 Authorization for Supervisor to Sign Recreation Contracts

VIII Old Business

IX New Business

X Public Participation

XI Adjournment
The Regular meeting of the Penfield Town Board was held on Wednesday, November 19, 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
Andrew Moore Councilman
Robert Quinn Councilman

Also Present: Amy Steklof Town Clerk
Richard Horwitz Town Attorney

Supervisor LaFountain called the meeting to order – Pledge of Allegiance

Communications and Announcements


2. Winter parking and snowplowing rules are in effect. No parking will be allowed on roads and highways between 2:00 AM and 7:00 AM. For additional information pertaining to winter safety on roadways visit www.penfield.org.

3. Registration for renting a lodge or pavilion for 2015 will begin on Thursday, December 4, 2014 at 10:00 AM through the Recreation Department. For more information go to www.penfieldrec.org.

4. The Town offices will be closed on November 27 and 28, 2014 in observance of Thanksgiving.

5. On Monday, November 24, 2014 at Noon there will be a Grand Opening ceremony of Mott’s Lane in the Four Corners District. Supervisor LaFountain recognized Geoff Benway, Jim Costello, Town crews and support staff for their hard work on the Mott’s Lane Project.

6. Supervisor LaFountain received a letter from Robert A. Binggeli, Fairport Nine Mile Point Road. Mr. Binggeli has been a Town resident for 55 years and has been very satisfied with the services provided by the Town. In the letter he stated he was impressed and expressed appreciation for the job the Department of Public Works provided pertaining to drainage and grading done along his property and along the property of the two (2) homes next door.

7. The Penfield Trails Committee will sponsor a free guided hike of the Nature Conservancy’s Thousand Acre Swamp on Saturday, December 13, 2014 from 10:00 AM to Noon. For more information and to register contact Penfield Recreation at 340-8655, Option 6.

8. Children can write holiday letters to Santa Claus and send them in care of Penfield Recreation. Children can expect to receive a personal reply from Santa if their letters are postmarked before Monday, December 8, 2014. Contact the Recreation office at (585) 340-8655 with any questions.

9. Residents can now purchase used books from the Penfield Public Library, by donating a small sum of money. For more information contact the Library at 340-8720.

10. Penfield Recreation’s Annual Holiday celebration will be held at the Penfield Community Center on Friday, December 5, 2014 beginning at 6:00 PM. For more information visit www.penfieldrecreation.org.
11. Over the next six (6) weeks the Penfield Ecumenical Food Shelf will be seeing a higher than normal request for non-perishable foods. You can visit [www.penfieldecumenicalfoodshelf.org](http://www.penfieldecumenicalfoodshelf.org) to view the current list of needed items. Donations can be delivered to the Food Shelf at 1618 Jackson Road.

Public Participation - None

Additions and Deletions to Agenda - None

Approval of Minutes

Councilwoman Kohl moved to approve the Minutes of October 15, 2014. Councilman Moore seconded and all voted "Aye."

Petitions - None

Resolutions by Function

Law and Finance

#14T-191 Setting a Public Hearing for the Establishment of Extension No. 57 to the Penfield Consolidated Sanitary Sewer District - Waybridge Court Subdivision, 1496 Jackson Road by Moore

WHEREAS, a written Petition has been received by the Penfield Town Board, duly dated and verified to contain the required signature(s), and having been presented to and filed with the Town Board of the Town of Penfield, Monroe County, New York, for the establishment of Extension No. 57 to the Penfield Consolidated Sanitary Sewer - Waybridge Court Subdivision, 1496 Jackson Road, and

WHEREAS, the improvements proposed consist of sanitary sewer pipes, lines, hardware, and all the necessary and appurtenances thereto, for the purpose of constructing said sewer lines as shown on the map and plan attached to and made a part of the Petition and filed in the office of the Clerk of said Town, and

WHEREAS, the entire cost of the improvements to be constructed in said sewer district extension shall be borne by the developer of said extension;

NOW, THEREFORE, BE IT RESOLVED; that the Town Board of the Town of Penfield shall hold a Public Hearing at the Town Hall, 3100 Atlantic Avenue, in the Town of Penfield, New York on the 17th, day of December, 2014 at 7:30 PM on said date, to consider said Petition and to hear all persons interested in the subject thereof and concerning the same, and for such other action on the part of the Town Board with relation to said Petition as may be required by Law, 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 of the aforesaid Public Hearing, and that a copy of this Resolution shall be posted on the official sign board of the Town as prescribed by Law.

Moved: Moore
Seconded: Kohl

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<thead>
<tr>
<th>Vote</th>
<th>Kohl</th>
<th>Aye</th>
<th>LaFountain</th>
<th>Aye</th>
<th>Metzler</th>
<th>Aye</th>
<th>Moore</th>
<th>Aye</th>
<th>Quinn</th>
<th>Aye</th>
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Adopted

See Schedule "A" at end of Minutes
Penfield Town Board, November 19, 2014

#14T-192 Setting a Public Hearing for the Establishment of the Waybridge Court Subdivision - Special Drainage Improvement District, 1469 Jackson Road by Moore

WHEREAS, a written Petition has been presented to the Penfield Town Board, duly dated and verified to contain the required signatures and having been filed with the Town Clerk of the Town of Penfield, Monroe County, New York, for the establishment of the Waybridge Court Subdivision - Special Drainage Improvement District, and

WHEREAS, the boundaries of said Special Improvement District are described in Schedule A attached hereto and made a part hereof and are as shown on Exhibit-1 located within the aforementioned Petition and is incorporated herein by reference, and

WHEREAS, the proposed improvements consist of maintenance storm water management facilities, decorative signs identifying the subdivision and other improvements deemed necessary, as well as any administrative charges associated thereto, and

WHEREAS, the entire cost of the improvements to be constructed within said Special Improvement District shall be borne by the petitioner(s) and/or developer of the Waybridge Court Subdivision, and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Penfield shall hold a Public Hearing at the Town Hall, 3100 Atlantic Avenue, in the Town of Penfield, New York on the 17th, day of December, 2014 at 7:30 PM on said date, to consider the said Petition and to hear all persons interested in the subject thereof and concerning the same, and for such other action on the part of the Town Board with relation to said Petition as may be required by Law, 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 of the aforesaid Public Hearing, and that a copy of this Resolution shall be posted on the official sign board of the Town as prescribed by Law.

On Resolution
Moved: Moore
Seconded: Quinn

Councilwoman Metzler moved to amend the Resolution to include the word drainage in the Title and in the first paragraph of the Resolution, Councilman Moore seconded.

(On Amendment)
Vote: Kohl Aye LaFountain Aye
Metzler Aye Moore Aye
Quinn Aye

(On Resolution)
Vote: Kohl Aye LaFountain Aye
Metzler Aye Moore Aye
Quinn Aye

Adopted

See Schedule “A” at End of Minutes

#14T-193 Acceptance of Final Environmental Impact Statement (FEIS) for the Proposed Expansion of the Southpoint Marina at 1384 and 1420 Empire Blvd. by Moore

WHEREAS, on December 18, 2013, the Penfield Town Board, by Resolution No. 13T-228 of 2013 issued a Positive Declaration of Environmental Significance and elected to require the preparation of a Draft Environmental Impact Statement (DEIS) to address issues identified in
the Scoping process as set forth in Sections 617.8 and 617.10 of the State Environmental Quality Review Act (SEQRA) for the proposed expansion which includes the construction of a 3,750 square foot two (2) story structure to support a clubhouse and swimming pool for the marina, a sit-down restaurant and the installation of 176 boat slips; and

WHEREAS, on August 6, 2014, the Penfield Town Board, acting as Lead Agency, by Resolution 14T-142, made a Determination of Completeness of the Draft Environmental Impact Statement (DEIS) and set a Public Hearing for the Draft Environmental Impact Statement (DEIS) on September 3, 2014 whereas it received comments from the public both at the Public Hearing and subsequent to it during the comment period between August 7, 2014 and September 19, 2014; and

WHEREAS, at its October 8, 2014 work session, the Town Board did determine that substantive comments were received regarding the Draft Environmental Impact Statement (DEIS) and required the preparation of a Final Environmental Impact Statement (FEIS); and

WHEREAS, at its November 12, 2014 work session, the Town Board determined that the Final Environmental Impact Statement (FEIS) is complete and should be made available to all involved and interested agencies, as well as the general public;

NOW, THEREFORE, BE IT RESOLVED, the Town Board has determined that the Final Environmental Impact Statement (FEIS) for the subject action is complete and hereby accepts it so that it can be made available for public review; and

BE IT FURTHER RESOLVED that the Final Environmental Impact Statement be distributed to all Involved and Interested Agencies in accordance with the requirements of the State Environmental Quality Review Act (SEQRA), be posted on the Town of Penfield Website and be made available at the Penfield Public Library and the Penfield Town Clerk’s office.

Moved: Moore
Seconded: Metzler

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

Adopted

Public Works

#14T-194 Advertising for sealed Proposals in Relation to the Extension 56 to the Penfield Consolidated Sanitary Sewer District (Parkview Drive/White Village Drive Area Sewer Project)

BE IT RESOLVED, that the Penfield Engineering Department be, and hereby is, authorized to advertise, in the manner prescribed by Law, seeking sealed proposals for the installation of sanitary sewers, pump station, forcemain, laterals, and appurtenant structures in relation to Parkview Drive / White Village Drive Area Sewer Project, Extension 56 to the Penfield Consolidated Sanitary Sewer District, and

BE IT FURTHER RESOLVED, that installation methods and materials required for this construction contract shall be in accordance with plans and specifications which have been prepared by MRB Group, P.C., and shall be made available to perspective bidders on December 19, 2014 at their office, and

BE IT FURTHER RESOLVED, that bids will be accepted in the Office of the Town Clerk until 11:00 AM, EST, Friday, January 23, 2015, at which time they are to be opened and publicly read.
(Resolution #14T-194 – Continued)

Moved: Metzler
Seconded: Moore

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

Adopted

Public Safety

#14T-195 Award Contract for 2015 Property Maintenance to Maintain
Clean-Up and Secure Properties as Needed by the Authorized
Official by Quinn

WHEREAS, sealed proposals were requested for the maintenance, clean-up
and securing of properties that may become abandoned, neglected and/or
otherwise inadequately maintained by the owner thereof in accordance
with the applicable property maintenance code requirements of the Town
of Penfield; and

WHEREAS, on Friday November 7, 2014 at 11:00 AM Local Time, sealed
proposals were received from Boon & Sons, Inc. and Flint Landscaping &
Snow Plowing and were read publicly by the Town Clerk; and

WHEREAS, Boon & Sons, Inc. is the lowest responsible bidder for meeting
the specifications as set forth in the bid for 2015 Property
Maintenance, and

NOW, THEREFORE BE IT RESOLVED, that the Penfield Town Board hereby
awards the bid to Boon & Sons Inc., 1 Boon Drive, PO Box 370, N. Chili,
NY 14514

BE IT FURTHER RESOLVED, that funds for said work are budgeted for in the
2015 adopted budget.

Moved: Quinn
Seconded: Metzler

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

Adopted

Community Services

#14T-196 Authorization for Supervisor to Sign Recreation Contacts
by Kohl

John Kowiak, 33 Charisma Drive, Rochester, NY  14606, Guest Speaker for
Thursday Lecture 12/4/14, The Origins of Christmas Customs for a fee of
$35.00.  Voucher to be submitted on 12/3/14.

Moved: Kohl
Seconded: Quinn

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

Adopted

Old Business - None

New Business - None
Public Participation

Councilwoman Kohl stated that she was unable to attend the Baker Commodities Public Information Meeting, held on Monday, November 17, 2014 due to a family commitment. She stated that she did have the opportunity to view the meeting online at www.penfield.org and complimented everyone who participated that sat at the dais. She also commended Supervisor LaFountain for organizing the Information Meeting and said she felt it was a very positive meeting with a lot of constructive comments.

Adjournment

Supervisor LaFountain moved to adjourn the meeting at 7:55 PM.

Amy Steklof, RMC/CMC
Town Clerk
BEGINNING at a point in the centerline of Jackson Road (49.5 feet wide) located 2,143.85 feet from the centerline of Plank Road;

thence (1) south 00°-08'-43" west along the centerline of Jackson Road a distance of 533.32 feet to a point;

thence (2) north 89°-25'-58" west along the north line of reputedly The Nature Conservancy a distance of 357.91 feet to a point;

thence (3) north 01°-09'-39" west along the east line of said Conservancy a distance of 241.15 feet to a point;

thence (4) north 87°-54'-57" west along the north line of said Conservancy a distance of 5.17 feet to an angle point;

thence (5) north 86°-10'-39" west continuing along said north line a distance of 394.41 feet to an angle point;

thence (6) north 84°-38'-41" west continuing along said north line a distance of 791.58 feet to a point;

thence (7) north 00°-08'-43" east along the east line of said Conservancy a distance of 297.66 feet to a point;

thence (8) south 89°-39'-17" east along the south line of reputedly Florence K. Fink a distance of 1,375.48 feet to a point;

thence (9) south 00°-08'-43" west along the west line of Florence K. Fink a distance of 100.00 feet to a point;

thence (10) south 89°-39'-17" east along the south line of said Fink a distance of 175.00 feet to the point of beginning.

Parcel contains 624,714.8 square feet which equals 14.341 acres as measured to centerline.