PENFIELD TOWN BOARD AGENDA
Wednesday, June 3, 2015 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 – May 6, 2015
VI Petitions
VII Resolutions by Function
   Law and Finance
   15T-111 Authorize the Town Supervisor to sign the Insurance Consultant
             Agreement with Municipal Insurance Consultants Incorporated
   15T-112 2015 Budget Amendment-Daytime Education at Recreation
             Programs
   15T-114 2015 Budget Amendment-Town Court Renovation
   15T-115 2015 Budget Transfers-Highway Department
   15T-116 Authorize the Supervisor to sign Lease Agreement with the
             Penfield Symphony Orchestra
   15T-117 Authorize the Supervisor to sign Lease Agreement with the
             Eastside Area Annex
   15T-118 Authorization to Maintain Properties and Assess the Charges to
             the 2016 Property Tax Bills
   15T-119 Setting a Public Hearing for a Conditional Use Permit to Consider
             Approval of a Distillery at 2106 Five Mile Line Road
   15T-120 Approval of Issuance of a Special Permit to Allow the
             Construction of a 528+/- Square Foot Garage Addition at 2041
             Penfield Road
   15T-121 Authorize the Town Supervisor to sign a Street Lighting Pole
             Attachment Agreement with Rochester Gas and Electric
             Corporation (RG&E)
   15T-122 Authorizing Sale of Excess Right of Way along Brandt Point Drive
             to DiMarco Brandt Point LLC
Public Works
15T-123 Awarding Contract for Catch Basin Replacement Project

Public Safety
15T-124 Authorization for Town Supervisor to Sign Contracts for Town Rabies Clinic on June 27, 2015
15T-125 Authorization to Post Temporary NO PARKING Signs

Community Services - None

VIII  Old Business
IX   New Business
X    Public Participation
XI   Adjournment
The Regular meeting of the Penfield Town Board was held on Wednesday, June 3, 2015 at 7:00 PM at the Penfield Town Hall, 3100 Atlantic Avenue, Penfield, New York.

Present:  R. Anthony LaFountain  Supervisor  
          Paula Metzler  Councilwoman  
          Andrew Moore  Councilman  
          Robert Quinn  Councilman  

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

Absent: Linda Kohl  Councilwoman  

Supervisor LaFountain called the meeting to order – The Pledge of Allegiance was led by Julianna and Bethany, volunteers for the Dayton’s Corners one room school house.

Barbara Quinn, 68 Harwood Circle, Coordinator of Dayton’s Corners School/Museum, located at the corner of Creek Street and Plank Road, introduced volunteers Julianna and Bethany and invited the community to the Dayton’s Corners School/Museum Annual Pie Social that will be held on Sunday, June 7, 2015 from 2:00 PM to 4:00 PM. There will be free pony rides, music, pie and lemonade for $2.00. Ms. Quinn thanked Supervisor LaFountain and the Town Board for their continued support and thanked local Town Historian, Kathy Kanauer for her constant involvement with the school.

John Hanratty, 17 Glen Valley Drive spoke about the upcoming 23rd Annual Charity Golf Tournament that is sponsored by the Kiwanis Club of Penfield – Perinton Foundation and the Town of Penfield. The tournament will be held on Monday, June 22, 2015 at Shadow Lake Golf Club. Proceeds will go to the Shepherd Home, Don Mack High School Scholarship, Golisano Children’s Hospital, local community food pantries and more. This year’s honorary chairperson will be New York State Senator Rich Funke of the 55th District. Mr. Hanratty thanked the Town employees and businesses that volunteer and contribute to the tournaments success. For more information contact Jim Costello at 340-8642 or e-mail costello@penfield.org, contact John Hanratty at 671-4314 or e-mail jwhanratty@frontiernet.net, or go to The Kiwanis Club of Penfield-Perinton Facebook page.

Jim Costello stated the tournament is a great community partnership and enjoys volunteering for this committee.

Communications and Announcements

1. The Penfield Business Association will hold its 5th Annual Golf Tournament to benefit the Shepherd Home on Monday, July 27, 2015 at Penfield Country Club. For more information contact Tracy Dovi at 585-381-0890.

2. The Town of Penfield will be hosting its Annual Free Rabies Vaccination Clinic on Saturday, June 27, 2015 from 10:00 AM to Noon at the Public Works Complex, 1607 Jackson Road. For more information please call Town Clerk, Amy Steklof at 340-8629 or Animal Control at 340-8616.

3. Senator Rich Funke has announced that he has secured funding from the New York State Dormitory Authority through 2015-16 State Budget for a traffic light at the intersection of NYS RTE 250 and the shared entrance to the Eastside Family YMCA and Wickham Farms.
4. The Department of Public Works started its annual oil and stone surface treatment. The Town surface treats 10-12 percent of our 136 miles of town owned roads every year to preserve the asphalt surface and extend the life of roads. Department of Public Works street sweepers will follow the process over the next several weeks to clean up loose stone.

5. The Penfield Pops Band will perform at the Penfield Amphitheater and Kiwanis Stage in Veterans’ Memorial Park on Monday, June 8, 2015 at 7:00 PM. For more upcoming events please visit www.penfieldrec.org.

6. A tour of Oakwood Cemetery with Town Historian, Kathy Kanauer will be held on Friday, June 5, 2015 at 7:00 PM. The program is sponsored by the Penfield Heritage Association. For more information please visit www.penfieldrec.org.

7. Councilwoman Kohl’s next Community Chat will be held on Tuesday, June 16, 2015 from 5:30 PM to 7:00 PM at the Penfield Library, 1985 Baird Road.

8. Construction of the new Mark’s Pizzeria on Five Mile Line Road is scheduled to begin. During construction the current Mark’s will remain open to serve the Penfield community. Once the new restaurant is completed, the current Mark’s will be torn down and a new parking area will be added.

9. Construction has begun of an outdoor patio for Cha Cha’s Wood Fired Pizza and Grill (The former Angus Steak House.)

10. Penfield Recreation has a summer program, “The Rothfuss Park Farm Walk”, for kids. The program will run from June to August and is suitable for children ages 18 months to 10 years. For more information visit www.penfieldrec.org.

11. The Penfield Trails Committee will sponsor a free guided hike at Wild Iris Trail and Veteran’s Memorial Park on Saturday, June 13, 2015 from 9:00 AM to 11:00 AM. To pre-register contact Penfield Recreation Department at 340-8655.

12. The Penfield Little League’s Challenger Baseball Opening Day Ceremony, will take place on Saturday, June 6, 2015 at 9:00 AM at Baxter Field at Veteran’s Memorial Park. For more information contact Steve Pellow at 749-7515 or visit www.penfieldbaseball.com.

Public Participation - None

Additions and Deletions to Agenda - None

Approval of Minutes

Councilman Quinn moved to approve the Minutes of May 6, 2015 Councilwoman Metzler seconded and all voted “Aye.”

Petitions - None
Penfield Town Board, June 3, 2015

Resolutions by Function

Law and Finance

#15T-111 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 costs 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, 2015 to May 31, 2016 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 the 2015 - 2016 insurance needs for the general liability insurance. Funds for these services are included in the 2015 Adopted Budgets.

Moved: Moore
Seconded: Quinn

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

Adopted

#15T-112 2015 Budget Amendment Daytime Education at Recreation Programs by Moore

WHEREAS, the Director of Recreation desires to have an up-to-date budget in relation to current income and expenses, and

WHEREAS, there has been a lot of activity in the Daytime Education at Recreation programs for 2015, and

BE IT RESOLVED, that the following 2015 Recreation Budget Amendment be amended as follows:

General Fund Account

<table>
<thead>
<tr>
<th>Revenue Account</th>
<th>Increase</th>
<th>Reserve Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A00-6772-2001-0001</td>
<td>$6,000</td>
<td>$6,000</td>
</tr>
</tbody>
</table>

Daytime Education at Recreation Programs

<table>
<thead>
<tr>
<th>Expenditure Account</th>
<th>Increase</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A00-6772-0004-4042</td>
<td>$6,000</td>
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</table>

Daytime Education at Recreation Programs

Moved: Moore
Seconded: Metzler

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

Adopted
#15T-113  Authorization for Insurance Coverage 2015-2016 by Moore

WHEREAS, the Town Board requested that insurance quotes be obtained so that selection could be made for June 1st 2015 to May 31st 2016 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 2015 - 2016 insurance year on our Penfield Property and Liability insurance renewal June 1, 2015, and

NOW, BE IT RESOLVED that the total insurance quote of $147,298 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 2015 - 2016 insurance years as follows:

<table>
<thead>
<tr>
<th>INSURANCE TYPE</th>
<th>INSURANCE CARRIER</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Property</td>
<td>Houston Casualty</td>
<td>$32,424.00</td>
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<tr>
<td>General Liability</td>
<td>Houston Casualty</td>
<td>$22,838.00</td>
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<tr>
<td>Employment Practices Liability</td>
<td>Houston Casualty</td>
<td>$8,600.00</td>
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<tr>
<td>Law Enforcement Liability</td>
<td>Houston Casualty</td>
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<tr>
<td>Automobile Liability</td>
<td>Houston Casualty</td>
<td>$41,621.00</td>
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<tr>
<td>Contractors</td>
<td>Houston Casualty</td>
<td>$7,884.00</td>
</tr>
<tr>
<td>Boiler</td>
<td>Houston Casualty (Included in the Property)</td>
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<tr>
<td>Public Officials</td>
<td>Houston Casualty</td>
<td>$16,575.00</td>
</tr>
<tr>
<td>Umbrella</td>
<td>Houston Casualty</td>
<td>$11,148.00</td>
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<tr>
<td>Crime</td>
<td>Hartford Insurance Co.</td>
<td>$4,208.00</td>
</tr>
<tr>
<td>OCP (2)</td>
<td>Houston Casualty</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>Other Fees</td>
<td>NYS Motor Vehicle Fee (Included in the auto)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>NYS Fire Fees (Included in the auto)</td>
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<tr>
<td>Total</td>
<td></td>
<td>$147,298.00</td>
</tr>
</tbody>
</table>

Moved: Moore
Seconded: Quinn

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

Adopted

#15T-114  2015 Budget Amendment - Town Court Renovation by Moore

WHEREAS, during 2015, the Town of Penfield received a $19,913 State Grant from the Office of Court Administration in Albany, New York, and

WHEREAS, during 2015, the Town Board has authorized to use these funds to renovate the Town Court facilities, and

WHEREAS, the Town Board desires to have an up-to-date budget in relation to current income and expenditures,

NOW BE IT RESOLVED, that the following 2015 Budget Amendment be approved for the General Funds as follows:

**General Fund Revenue:**

<table>
<thead>
<tr>
<th>Descriptions</th>
<th>Amount</th>
<th>Revised Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>NYS Grant</td>
<td>$19,913</td>
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<td>A00-1110-3089-0000</td>
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<td><strong>$19,913</strong></td>
<td><strong>$19,913</strong></td>
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**General Fund Appropriations:**

<table>
<thead>
<tr>
<th>Descriptions</th>
<th>Amount</th>
<th>Revised Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Renovate Court Offices</td>
<td>$19,913</td>
<td>$19,913</td>
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<tr>
<td>A00-1110-0003-3000</td>
<td></td>
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<tr>
<td><strong>Total</strong></td>
<td><strong>$19,913</strong></td>
<td><strong>$19,913</strong></td>
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Penfield Town Board, June 3, 2015

(Resolution #15T-114 – Continued)

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Quinn

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Quinn

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Quinn

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Quinn

#15T-115 2015 Budget Transfers - Highway Department by Moore

WHEREAS, the Director of Public Works has a need to add vehicle repairs to the 2015 Budget for 2015, and

WHEREAS, the Town Board desires to have an up-to-date budget in relation to current income and expenditures,

NOW, BE IT RESOLVED that the following 2015 budget transfers be approved:

**Highway Fund Appropriations:**

<table>
<thead>
<tr>
<th>From</th>
<th>Amount</th>
<th>To</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>DAO-5110-0004-4121</td>
<td>$10,000</td>
<td>DA0-5130-0004-4004</td>
<td>$10,000</td>
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<tr>
<td>Misc. Steel</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Quinn

Moved: Moore
Seconded: Quinn

Moved: Moore
Seconded: Quinn

Moved: Moore
Seconded: Quinn

#15T-116 Authorize the Supervisor to sign Lease Agreement with the Penfield Symphony Orchestra by Moore

WHEREAS, the Town of Penfield desires to enter into a Lease Agreement with the Penfield Symphony Orchestra to provide office space in the Don Mack Building, 1587 Jackson Road, Penfield;

NOW BE IT RESOLVED, that the Supervisor is authorized to sign a Lease Agreement with the Penfield Symphony Orchestra for Office Space located in the Don Mack Building, 1587 Jackson Road, Penfield beginning on August 1, 2015 and ending on July 31, 2018.

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Metzler

Moved: Moore
Seconded: Quinn

Moved: Moore
Seconded: Quinn

Moved: Moore
Seconded: Quinn

Moved: Moore
Seconded: Quinn

Moved: Moore
Seconded: Quinn
Penfield Town Board, June 3, 2015

(Resolution #15T-117 - Continued)

Resolution #15T-117

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

Adopted

#15T-118 Authorization to Maintain Properties and Assess the Charges to the 2016 Property Tax Bills by Moore

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 1800 Clark Road, SBL #123.08-2-64, 48 Helmsford Way, SBL #140.02-2-12.1, 19 Hillcrest Drive, SBL #139.06-4-62, 134 Horizon Drive, SBL #108.20-3-14, 32 Jacaranda Court, SBL #139.12-2-14, 123 Longsworth Drive, SBL #108.08-1-90, 12 Mountain Road, SBL #123.16-1-75, 42 Pen-Web Park, SBL #093.15-3-19, 1683 Plank Road, SBL #096.03-1-61.1 and 5 Renwick Run, SBL #110.01-1-58 have failed to maintain the exterior areas at the subject properties which continues 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 location 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 2015 season also be charged to the 2016 property tax bill for the subject properties.

Moved: Moore
Seconded: Metzler

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

Adopted

#15T-119 Setting a Public Hearing for a Conditional Use Permit to Consider Approval of a Distillery at 2106 Five Mile Line Road By Moore

WHEREAS, an application has been received by the Penfield Town Board to consider the issuance of a Conditional Use Permit pursuant to Article III-3-97 of the Code to allow a distillery at 2106 Five Mile Line 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 an Unlisted action pursuant to the State Environmental Quality Review Act (SEQRA); 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 1, 2015, at 7:00 PM on said date, to consider the said application and to hear all persons interested on the question of the issuance of a Conditional Use Permit to allow a distillery at 2106 Five Mile Line 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 Absent LaFountain Aye
      Metzler Aye Moore Aye
      Quinn Aye

Adopted

#15T-120 Approval of Issuance of a Special Permit to Allow the Construction of a 528 +/- Square Foot Garage Addition at 2041 Penfield Road by Moore

WHEREAS, an application has been received by the Penfield Town Board for the issuance of a Special Permit pursuant to Article III-3-49-C of the Code to allow the construction of a 528 +/- square foot garage addition to the office building at 2041 Penfield Road, located in the Planned Development (PD) zoning district;

WHEREAS, the Town Board of the said Town of Penfield held a Public Hearing at the Town Hall, 3100 Atlantic Avenue, in the Town of Penfield, New York on March 4, 2015, at 7:00 PM on said date, to consider the application and hear all persons interested on the question of the issuance of a Special Permit to allow the construction of a 528 +/- square foot garage addition to the office building at 2041 Penfield Road, in the Planned Development (PD) zoning district and the Public Hearing was closed and decision was reserved.

NOW, THEREFORE, BE IT RESOLVED, that the applicant’s request for a SPECIAL PERMIT to allow a the construction of a 528 +/- square foot garage addition to the office building at 2041 Penfield Road is hereby GRANTED subject to the following conditions:

1. The applicant shall obtain a SPECIAL PERMIT from the Town Clerk and pay the appropriate fee. The SPECIAL PERMIT is non-transferable. Any subsequent owner or tenant of the proposed office building shall be required to apply for and obtain a SPECIAL PERMIT from the Town Board to operate a commercial use other than that proposed by the applicant.

2. The applicant shall comply with the conditions set forth by the Planning Board in its resolution granting site plan approval, dated May 14, 2015, as well as the Zoning Board of Appeals in its resolution granting area variances, dated March 19, 2015.

3. Adequate on-site parking shall be available at all times to accommodate the businesses that are proposed to operate from this site. At no time shall adjacent property owners be adversely impacted by those working at or patronizing this site.
Penfield Town Board, June 3, 2015

(Resolution #15T-120 – Continued)

4. The applicant shall comply with the requirements of the Town Engineer to ensure that this proposal satisfactorily addresses concerns raised by neighbors relating to the removal of the topsoil stockpile on the site. Said stockpile shall be removed from the site prior to the issuance of a Temporary or Final Certificate of Compliance for the proposed garage.

5. This site shall comply with all Federal, State, County and Town Codes.

6. Failure to comply with the conditions set forth hereinabove may result in the revocation of this Special Permit pursuant to the requirements of Article XI-11-14 of the Zoning Ordinance.

AND BE IT FURTHER RESOLVED, that the applicant’s proposal is classified as an Unlisted action pursuant to the requirements of the State Environmental Quality Review Act (SEQRA). The Planning Board, acting as the lead agency has determined that this proposal will not have a significant effect on the environment and prepared a determination of non-significance for the action of granting preliminary and final site plan approval as more particularly set forth in its Resolution of approval dated May 14, 2015.

The Town Board, in granting the Special Permit, does so based on its following findings:

1. The applicant owns the subject parcel on which he operates his tax preparation business. His intent is to construct a 528 +/- square foot garage to the front of the office building to provide easier access to his office.

2. The applicant satisfactorily demonstrated that existing parking facilities will not be adversely impacted by the proposed addition.

3. The applicant proposes to construct the addition so that it matches and complements the front setback of the previously approved 6,000 square foot office building at 30 Sanders Farm Drive.

4. The applicant has demonstrated that he will comply with all applicable codes and regulations.

5. The applicant’s proposed garage is accessory to his office is a specially permitted use within the Planned Development (PD) Zoning District. The Board finds this proposal to be properly scaled to both the adjacent residences and other businesses operating in this area of Penfield.

Moved: Moore
Seconded: Metzler

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

Adopted

#15T-121 Authorize the Town Supervisor to sign a Street Lighting Pole Attachment Agreement with Rochester Gas and Electric Corporation (RG&E) by Moore

WHEREAS, The Town of Penfield desires to attach and maintain its streetlight equipment, facilities and attachments with necessary guys and appurtenances on RG&E poles; and
Penfield Town Board, June 3, 2015

(Resolution #15T-121 – Continued)

WHEREAS, RG&E is willing to permit, to the extent it may lawfully do so, the placement of said streetlight equipment, facilities and attachments on its poles as specified herein; and

AND, WHEREAS, by Resolution #249 adopted by the Town Board on September 6, 2000, the Town Board authorized the Town Supervisor to sign an Agreement for the purchase and sale of street lighting poles and related facilities; and

NOW, THEREFORE, BE IT RESOLVED, it shall be the agreement of the parties that the Town’s Facilities shall continue to be attached to the poles and the Town Supervisor is hereby authorized to sign a Street Lighting Pole Attachment Agreement with RG&E. The Agreement shall be in a form satisfactory to the Town Attorney.

Moved: Moore
Seconded: Quinn

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

Adopted

#15T-122 Authorizing Sale of Excess Right-of-Way along Brandt Point Drive to DiMarco Brandt Point LLC by Moore

WHEREAS, The Town Board has determined that the Town owned excess right-of-way along Brandt Point Drive, consisting of 0.091 +/- acres is surplus and not required for Town activities; and

WHEREAS, the Town of Penfield has had an appraisal prepared by Pogel, Schubmehl & Ferrara, LLC to determine a fair market value for said property, that being $1,100; and

WHEREAS, the adjacent property owner, DiMarco Brandt Point LLC, has offered to purchase said property for $1,100; and

WHEREAS, the Penfield Town Board required the elimination of the existing curb cuts along Brandt Point Drive in their rezoning resolution dated, December 19, 2012; and

RESOLVED, that the subject action was handled pursuant to the State Environmental Quality Review Act (SEQRA) through the Draft Environmental Impact Statement that was completed on September 13, 2010 and the Final Environmental Impact statement that was accepted on April 26, 2012, which determined that the sale of the subject property will not create a significant adverse impact to the environment.

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to sign a Purchase and Sale Contract submitted by DiMarco Brandt Point LLC, for the sale of property on Brandt Point Drive in the amount of $1,100 and subject to all requirements as prescribed by the Town Attorney.

BE IT FURTHER RESOLVED, that this Resolution is adopted subject to a thirty (30) day Permissive Referendum period and the Town Clerk be, and she is hereby directed to post and publish a Notice in the manner prescribed by Law.

Moved: Moore
Seconded: Metzler
Penfield Town Board, June 3, 2015

(Resolution #15T-122 – Continued)

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

Adopted

Public Works

#15T-123 Awarding Contract for Catch Basin Replacement Project
By Metzler

WHEREAS, sealed proposals were sought and requested in the manner
prescribed by Law to furnish the Department of Public Works with quotes
to Replace or repair Catch Basins in the Town of Penfield per bid
specifications and,

WHEREAS, On Thursday May 7th, 2015 at 11:00 AM local time the following
sealed proposals were received, opened and read publicly:

WHEREAS, the bid proposal received from AP Property Services was the
lowest proposal received which meets the Town’s needs and meets or
exceed all the Town’s bid specification and,

WHEREAS, the funds for these services are available in the 2015 DPW
Highway budget and,

NOW, THEREFORE BE IT FURTHER RESOLVED, that a contract be and hereby is
awarded to: AP Property Services, 485 Route 104, Ontario, New York
14519 to furnish Catch Basin Replacement and Repair per bid
Specifications and the Town’s specifications this Resolution and the bid
submitted by AP Property Services shall constitute the contract, which
is to be reviewed and approved by the Town Attorney.

Moved: Moore
Seconded: Metzler

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

Adopted

<table>
<thead>
<tr>
<th>Company</th>
<th>1 basin w/ Restoration</th>
<th>Up to 30 Basins w/ Restoration</th>
<th>Total Cost for 30 Basins w/ Restoration</th>
<th>6 Wheel Dump Truck w/ Driver Per Hour</th>
<th>Backhoe w/ Operator Per Hour</th>
<th>Laborer Per Hour</th>
</tr>
</thead>
<tbody>
<tr>
<td>AP Property Services</td>
<td>$1,575.00</td>
<td>$1,350.00</td>
<td>$40,500.00</td>
<td>$90.00</td>
<td>$125.00</td>
<td>$40.00</td>
</tr>
<tr>
<td>Ironwood Heavy Highway</td>
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<td>$85.00</td>
<td>$137.00</td>
<td>$75.00</td>
</tr>
<tr>
<td>CP Ward</td>
<td>$2,850.00</td>
<td>$2,400.00</td>
<td>$72,000.00</td>
<td>$60.00</td>
<td>$123.25</td>
<td>$64.46</td>
</tr>
<tr>
<td>Villager</td>
<td>$2,950.00</td>
<td>$2,950.00</td>
<td>$88,500.00</td>
<td>$72.00</td>
<td>$133.58</td>
<td>$72.92</td>
</tr>
</tbody>
</table>
Public Safety

#15T-124 Authorization for Town Supervisor to Sign Contracts for Town Rabies Clinic on June 27, 2015 by Quinn

BE IT RESOLVED, that the Town Board authorizes the Town Supervisor to sign the following contracts for the Penfield Rabies Clinic on Saturday June 27, 2015, 10:00 AM - 12:00 PM:

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

Stacy Crippen, LVT, 117 N. Main Street, Fairport, NY 14450, for Veterinarian Technician services for a fee of $75.00

Moved: Quinn
Seconded: Metzler

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

Adopted

#15T-125 Authorization for 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, Timber Glen Trail, 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: Moore

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

Adopted

Community Services - None

Old Business - None

New Business - None

Public Participation - None

Adjournment
Supervisor LaFountain gave a final reminder to attend the Dayton’s Corners School/Museum Annual Pie Social on Sunday, June 7, 2015 from 2:00 PM to 4:00 PM.

Supervisor LaFountain moved to adjourn the meeting at 7:44 PM.

Amy Steklof, RMC/CMC
Town Clerk