TOWN BOARD LEGISLATIVE AGENDA
Wednesday, August 2, 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 – June 21, 2017 & July 12, 2017
VI. Petitions
VII. Resolutions by Function

Law and Finance
17T-147 Authorization to Purchase a Global Positioning System (GPS) Unit
17T-148 Setting a Public Hearing to Consider a Conditional Use Permit to Allow Live Music in the Outdoor Dining Area at Jeremiah’s Tavern Located at 2164 Fairport Nine Mile Point Road
17T-149 Setting a Public Hearing to Consider Permitting a Storage Shed with Less Buffer to a Residential Property than Permitted at 2074 Five Mile Line Road
17T-150 Authorization to Attend New York State Magistrate Court Clerk Conference
17T-151 Authorization to Attend New York State Magistrate Association Conference
17T-152 2017 Transfer of Funds from Unassigned Fund Balance to General Fund Reserve
17T-153 Budget Transfers - Parks and Drainage

Public Works
17T-154 Purchase of 2014 Kubota M110 Tractor with Terrain King KB2200 Boom Mower

Public Safety - None

Community Services
17T-155 Advertising for Bids for the Recreation Department Boxed Turf Field at Rothfuss Park
17T-156 Authorization to Attend NRPA Annual Conference
17T-157 Authorization for Supervisor to Sign Recreation Contracts
VIII. Old Business
IX. New Business
X. Public participation
XI. Executive Session
XII. Next Meeting: (August 16, 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. 17T-147                 DATE: August 2, 2017

BY:          Councilman Moore                                    Law & Finance COMMITTEE

NAME:   Authorization to Purchase a Global Positioning System (GPS) Unit.

WHEREAS, the Director of Engineering and Planning desires to purchase a Spectra Precision SP60 Single Receiver GPS Unit for a total amount not to exceed $9,000, from Keystone Precision Instruments; and

WHEREAS, said GPS unit will be utilized for the continued mapping of the town’s infrastructure; and

WHEREAS, the total funds of $9,000 for said purchases are budgeted in the 2017 Engineering Department Budget; and

WHEREAS, this is a state bid price item, therefore the town is getting the best value for its money;

NOW, THEREFORE, BE IT RESOLVED, that the Director of Engineering and Planning be and hereby is authorized to purchase said GPS unit.

Moved: _______________
Seconded: _______________

Vote: Kohl ______________
      LaFountan __________
      Metzler ____________
      Moore ______________
      Quinn _____________
**KEystone Precision Instruments**

1670 E. Race Street, Allentown, PA 18109  
Main Office: 800-833-9250 Fax: 610-266-3240  
Other Office Locations:  
Crofton, MD: 800-331-8451 Fax: 410-451-7073  
Milford, MA: 888-443-9840 Fax: 508-478-4200

**Quotation # 0145364**

**Quote Number:** 0145364  
**Quote Date:** 5/31/2017  
**Expire Date:** 8/19/2017  
**Salesperson:** 0018  
**Entered By:** DSC  
**Customer Number:** PROSP

**Job Name:** DSC-SP60

**Customer Info:**
Town of Penfield  
Planning Department  
3100 Atlantic Avenue  
Penfield, NY 14526

**Keystone Contact:**
House Account

**Phone:**

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<th>F.O.B.</th>
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Spectra Precision SP60 L1/L2 GNSS Single Receiver Kit  
SP60 L1/L2 GNSS Receiver (L-Band, SBAS, L1/L2 GPS, L1/L2 GLO, L1/L2 QZSS, Galileo E1 & E5b, Beidou B1 & B2)

PN 92600-10 - Battery - Li-Ion, 2.6Ah, 7.4V 19.2 Wh  
PN 53018010-SPN - Charger - Dual Li-Ion Battery Charger  
PN 78651-SPN - Power Cord Kit with C7 Connector  
PN 78650-SPN - Power Supply, 65W, 19V, 3.42A, 100-240VAC  
PN 93374 - Tape Measure, 3.6m / 12ft  
PN 88400-50-SPN - Extension Pole 7cm  
PN 67901-11 - Cable USB Client to Host  
206490-ASH - Field System Bag  
Product Software and Documentation Leaflet  
SP60 Quick Start Guide  
Anti-Theft Technology Sticker  
2 Year manufacturer's warranty

Survey Software to add to your device.

Please note the above items are quoted at NYS OGS Contract Pricing per Contract PT64-163.

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Seco Aluminum Snap-Lock Rover Rod - Graduated Outer Pole 10ths  
List Price: 145.95

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Seco X-Grip Cradle for 10 Inch Tablets  
List Price: 119.95

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Plain Ball & Socket Clamp w/ 1" Ram Ball and for 1.25 OD poles  
List Price: 75.95
**KEYSTONE PRECISION INSTRUMENTS**

1670 E. Race Street, Allentown, PA 18109  
Main Office #: 800-833-9250 Fax #: 610-266-3240  
Other Office Locations  
Crofton, MD: 800-331-8451 Fax #: 410-451-7073  
Milford, MA: 888-443-9840 Fax #: 508-478-4200

**Quotation**  
# 0145364

- **QUOTE NUMBER:** 0145364  
- **QUOTE DATE:** 5/31/2017  
- **EXPRIE DATE:** 8/19/2017  
- **SALESPERSON:** 0018  
- **ENTERED BY:** DSC  
- **CUSTOMER NUMBER:** PROSP

**JOB NAME:** DSC-SP60

**CUSTOMER INFO:**  
Town of Penfield  
Planning Department  
3100 Atlantic Avenue  
Penfield, NY 14526

**KEYSTONE CONTACT:**  
House Account

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List Price: 20.95

**SHIPPING & HANDLING AND SALES TAX WILL BE CALCULATED AT THE TIME OF THE ORDER.**

**NET ORDER:** 8,549.10

**SHIPPING & HANDLING:**  
**SALES TAX:**  
**QUOTE TOTAL:** 8,549.10
Order Placement Procedures

☐ Complete and Sign this Quotation
Sign this quotation and return via mail or facsimile before the expiration date: 8/19/2017. All quotations over a customers credit limit are subject to credit approval.

☐ Complete Lease Agreement
If this order is to be leased, complete the lease agreement sent to you, following the enclosed instructions. Order fulfillment will start after the lease is approved. Please note that due to fluctuations in interest rates, leasing terms cannot be guaranteed, contact House Account to lock-in rates.

☐ Down Payment
If order requires a deposit, please send payment with the original signed quotation.

☐ Set Delivery Date
Contact House Account to confirm the delivery date.

☐ Credit Card Payment
If you would like to pay with a credit card, please contact the Main Office at 1-800-833-9250

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Quotation Approval
Sales Representative

☐ Approved By (Signature)

☐ Approved By (Name)

Date

0145364
Quote Number

8/19/2017
Valid until

---

Quote# 0145364
Client Representative

☐ Approved By (Signature)

☐ Approved By (Name)

Date

---

Purchase Order Number

*** Restocking charge of 15% on returned goods. ***
PENFIELD TOWN BOARD RESOLUTION NO. 17T-148             DATE August 2, 2017

BY Councilman Moore                      Law & Finance COMMITTEE

NAME Setting Public Hearing to Consider a Conditional Use Permit to Allow Live Music in the Outdoor Dining Area at Jeremiah’s Tavern Located at 2164 Fairport Nine Mile Point Road – SBL# – 140.01-2-70.111 – Jeremiah’s Penfield Inc.

WHEREAS, on February 20, 2013, in Resolution T13-81, the Town Board of the Town of Penfield granted preliminary and final resubdivision and site plan approval to allow the construction of a 6,500 square foot sit-down restaurant with an accessory 2,600 square foot outdoor dining area at 2164 Fairport Nine Mile Point Road subject to Incentive Zoning; and

WHEREAS, an application has been received by the Penfield Town Board for the issuance of a Conditional Use Permit pursuant to Chapter 250-5.5.C-2 of the Code to allow live music in the outdoor dining area of Jeremiah’s Tavern at 2164 Fairport Nine Mile Point Road, located in the Business Non-retail zoning district subject to Incentive Zoning;

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 has classified this proposal as a Type II action; 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 September 6, 2017, at 7:00 P.M. on said date, to consider the said application and to hear all persons interested in the question of the issuance of a Conditional Use Permit to allow live music in the outdoor dining area of Jeremiah’s Tavern at 2164 Fairport Nine Mile Point 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:  
Seconded:  

Vote:  
Kohl  
LaFountain  
Metzler  
Moore  
Quinn
PENFIELD TOWN BOARD RESOLUTION NO. 17T-149  DATE August 2, 2017

BY Councilman Moore  Law & Finance Committee

NAME Setting a Public Hearing to Consider Permitting a Storage Shed With Less Buffer To a Residential Property than Permitted at 2074 Five Mile Line Road – 139.06-2-63.2 –

Charles G. Finney Corp.

WHEREAS, an application has been received by the Penfield Town Board pursuant to Chapter 250-5.10-F(3) of the Code to consider permitting a storage shed with less buffer to a residential property than permitted at 2074 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 a Type II action pursuant to the requirements of the State Environmental Quality Review Act; 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 September 6, 2017 at 7:00 PM on said date, to consider the said application and to hear all persons interested on the question of permitting a storage shed with less buffer to a residential property than permitted at 2074 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: _____________
Seconded: _____________

Vote: Kohl ______________ 
      LaFountain ______________ 
      Metzler ______________ 
      Moore ______________ 
      Quinn ______________
WHEREAS, the New York State Magistrates Court Clerk Annual Fall Conference has been scheduled at the Inn at Holiday Valley, Ellicottville New York, September 24 through September 27, 2017; and

WHEREAS, this conference is designed to keep court clerks updated on changes in laws and procedures and provides educational opportunities for court clerks; and

NOW, THEREFORE, BE IT RESOLVED, that the Penfield Court Clerks are hereby authorized to attend the 2017 New York State Magistrates Court Clerks Annual Fall Conference in Ellicottville, New York. The funds to attend this conference are included in the 2017 Budget and will not exceed $1,400.

Moved: __________________

Seconded: ______________

Vote: Kohl ________________

LaFountain ________________

Metzler ________________

Moore ________________

Quinn ________________
WHEREAS, the New York State Magistrates Association Annual Conference has been scheduled at the Turning Stone Resort, Verona, New York from October 15th to October 18th; and

WHEREAS, this conference is designed to keep Town Justices updated on changes in laws and procedures; and

NOW, THEREFORE, BE IT RESOLVED, that Penfield Town Justice Jim Mulley is hereby authorized to attend the 2017 New York State Magistrates Association Annual Conference in Verona, New York. The funds to attend this conference are included in the 2017 Budget and will not exceed $900.00.
PENFIELD TOWN BOARD RESOLUTION NO.17T-152    DATE: August 2, 2017

BY: Councilman Moore    Committee: Law and Finance

NAME: 2017 TRANSFER OF FUNDS FROM UNASSIGNED FUND BALANCE TO GENERAL FUND RESERVE

Whereas, the Town Board had identified the need for capital facility improvements and/or additions for the Department of Public Works, the Penfield Community Center, and the Penfield Town hall, and

Whereas, these funds are to be reserved into the General Fund Restricted Fund;

Now Be It Resolved, that the following 2017 transfer be approved:

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<td>General Fund Restricted Fund Balance</td>
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<tr>
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<tr>
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<td>Restricted Reserve Fund</td>
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<td>$1,878,000</td>
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MOVED:  
SECONDED: 

VOTE:        Kohl     
             LaFountain     
             Metzler      
             Moore     
             Quinn
NAME: **Budget Transfers – Parks and Drainage**

**Whereas**, the Director of Public Works has a need to transfer funds from the contractual appropriations within the Drainage Account to the equipment appropriations in the Drainage Account, and from the capital appropriations with the Parks Account to the contractual appropriations in the Parks Account, 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 2017 budget transfers be approved:

<table>
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<th>From</th>
<th>Amount</th>
<th>To</th>
<th>Amount</th>
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<td>S0D-8540-0002-2200 Equipment</td>
<td>$89,000</td>
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<tr>
<td>A00-7110-0003-3007 Veterans Memorial Shelter</td>
<td>$23,000</td>
<td>A00-7110-0004-4015 Contractual Mowing</td>
<td>$23,000</td>
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</table>

Moved:

Seconded:

Vote: Kohl _______  
LaFountain _______  
Metzler _______  
Moore _______  
Quinn _______
WHEREAS, the Director of Public Works desires to purchase one 2014 Kubota M110 Tractor with Terrain King KB2200 Boom Mower, Quote #E01695 from Bentley Bros. Inc., 5605 Brockport Spencerport Road, Brockport, NY, for a total cost of $89,000.00; and

WHEREAS, the total funds of $89,000.00 for said purchases are available in the 2017 Drainage Account (SD0-8540-0002-2200);

NOW, THEREFORE, BE IT RESOLVED, that the Director of Public Works be and hereby is authorized to purchase said tractor with boom mower attachment.

Moved: _________________
Seconded: _________________

Vote:

Kohl
LaFountain
Metzler
Moore
Quinn
BE IT RESOLVED, that the Recreation Director, be and hereby is authorized to advertise in the manner prescribed by law for sealed proposals to furnish the Town of Penfield Department of Recreation the following:

One (1) Boxed Turf Field

BE IT FURTHER RESOLVED, the boxed turf field presented by such proposals be in accordance with the specifications prepared by the Recreation Director,

NOW THEREFORE BE IT RESOLVED, sealed proposals are to be received in the office of the Town Clerk until August 18, 2017 at 11:00am local time and there and then to be opened and read publicly by the Town Clerk.

Moved: ________________

Seconded: ________________

Vote: Kohl  __________

LaFountain  __________

Metzler  __________

Moore  __________

Quinn  __________
WHEREAS, Linanne Conroy of the Recreation Department, is a member of the National Recreation and Park Association, and

WHEREAS, the conference will provide professional training and C.E.U. credits that will benefit the Town of Penfield,

NOW, BE IT RESOLVED, THAT Linanne Conroy be hereby authorized to attend the NRPA Annual Conference from 9/25-9/28/17 in New Orleans, LA.

Funds are provided in the 2017 budget. Expenses include registration and lodging only.

Moved: ________________________
Seconded: ________________________

Vote:
Kohl _________________________
LaFountain _______________________
Metzler _________________________
Moore _________________________
Quinn _________________________
PENFIELD TOWN BOARD RESOLUTION NO. 17T-157      DATE 8/2/17

BY   LINDA KOHL                             COMMUNITY SERVICES COMMITTEE

NAME     AUTHORIZATION FOR SUPERVISOR TO SIGN RECREATION CONTRACTS

BE IT RESOLVED, that the Town Board authorizes the Town Supervisor to sign the following recreation contracts:

Bushido Kai Judo Club, c/o Heiko Rommelman, 240 Curtice Park, Webster, New York 14580, to supervise and provide instruction for the Bushido Kai Judo programs for youth and adults 06/28/17-12/22/17 for the fee of 70% of program revenues. Voucher to be submitted at end of each session.

Moved: ________________________

Seconded: ________________________

Vote:

Kohl

LaFountain

Metzler

Moore

Quinn