TOWN BOARD LEGISLATIVE AGENDA
Wednesday, February 21, 2018, 7:00 PM
Supervisor R. Anthony LaFountain, presiding

I. Call to Order - Pledge of Allegiance - Roll Call
II. Approval of Minutes – January 17, 2018
III. Communications and Announcements
IV. Public Participation
V. Additions and Deletions to Agenda
VI. Petitions
VII. Resolutions by Function

Law and Finance
18T-072 Budget Amendments in General Fund for Donations to Recreation
18T-073 2019 Town Update

Public Works
18T-074 Authorization for Contract Renewal for Catch Basin Replacements
18T-075 Authorization to Attend the Highway Superintendent's "Advocacy Day" for "Local Roads and Bridges" in Albany, NY
18T-076 Authorization for the Town Board to Accept a Monroe County CDBG Grant for $34,000 for the 2015 Empire Blvd. Sidewalk Improvement Project and Execute an Agreement

Public Safety
None

Community Services
18T-077 Authorization to Attend NYSRPS Annual Conference

VIII. Old Business
IX. New Business
X. Public Participation
XI. Executive Session
XII. Next Meeting: (March 7, 2018)
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.
The Regular meeting of the Penfield Town Board was held on Wednesday, February 21, 2018 at 7:00 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  

Also Present: Amy Steklof  Town Clerk  
Richard Horwitz  Town Attorney  

Absent: Robert Quinn  Councilman  

Supervisor LaFountain called the meeting to order – Pledge of Allegiance

Communications and Announcements

1. The next Town of Penfield Passport event will be held on Thursday, April 5, 2018 from 5:30 PM to 7:30 PM.

2. The second installment for the 2018 Town and County taxes are due Wednesday, February 28, 2018. For more information please go on the Town of Penfield website at www.penfield.org.

3. Councilwoman Metzler and Monroe County Sheriff’s Office Zone A Crime Prevention will again be offering and assisting with a Neighborhood Watch Program initiative for residents. For more information, please contact metzler@penfield.org.

4. The Town of Penfield Highway Department will begin to repair lawns damaged by Town snowplows in the later part of March, depending on the forecast.

5. A Special Election will be held on February 27, 2018 at the Town of Penfield Community Center, 1985 Baird Road from 6:00 AM to 9:00 PM for the purpose of voting by ballot on two (2) propositions regarding Bond Resolutions for the purchase of the former Shadow Pines Golf Club.

6. The Penfield Players will perform their Winter Readers Theater Show entitled “Fools” on Saturday, February 24, and Sunday, February 25, 2018 at 2:00 PM at the Penfield Community Center, 1985 Baird Road. For more information contact www.penfieldplayers.org.

7. The Monroe County’s Community Outreach program to combat nationwide heroin and opioid crisis will host an information seminar at Willink Middle school, located at 900 Publishers Parkway on Tuesday, February 27, 2018 beginning at 6:30 PM. For up-to-date information please visit www.monroecounty.gov.

8. Penfield Rotary will hold its Spring Euchre Tournament on Sunday, March 11, 2018 at the Legacy at 40 Willow Pond Way beginning at 2:00 PM. For complete tournament registration details, log onto www.penfieldrotary.org.

Public Participation

Robert Wrona, 201 Willow Pond Way thanked the Town Board and stated the Town Board has done a wonderful job all these years. However, he feels the Town Board has been biased throughout the “Shadow Pines” process. He feels the Town should not purchase the Shadow Pines property and that a housing development would be the better choice. He feels the Town has enough open space. He wants the Town residents to vote No on purchasing the property.
Ed Lindskoog, 40 Willow Pond Way, stated he attended a Transportation Committee meeting this week where the committee discussed the intersection at Willow Pond Way. He stated that there is a transformer, a cable box and a sign that obstructs the view. He also feels the intersection should be lit better. He would like the Town to look into the issue. Mr. Lindskoog also stated he has spoken with Councilwoman Kohl in reference to the non-working spring loaded hinges for the doors at Legacy. He feels that if it is a code violation it should be taken care of as soon as possible.

Supervisor LaFountain stated that he has spoken with members of the building department and that they have spoken to the new owner, Watermark, and that it is a project that is going to be worked on. He will follow up with the Fire Marshal and Department Head again to find out the status of the issue. Mr. Lindskoog also mentioned that there are still nine (9) street lights out on NYS RTE 441. He would like this situation addressed.

Supervisor LaFountain stated he has been informed that there is a back order on LED lights. Money has been encumbered to cover the expense.

Jim Mathers, Creek Hill Lane, read an e-mail from Superintendent of Schools, Dr. Thomas Putnam which had been sent to the Advisory Committee dated June 30, 2016 that stated that the assumptions used in the draft proposal concerning the purchase of the Shadow Pines property may not be accurate. They are not comfortable in using draft assumptions to support the purchase. Mr. Mathers stated his group has contacted Mr. Putnam and he has stated that the School District wants to remain neutral. Mr. Mathers stated that he has heard a lot of talk that if a developer were to purchase the land that school taxes would increase. He doesn’t feel there is evidence to support that statement.

Mr. Mathers stated that he has done a review of open space in surrounding towns and found that the Town of Penfield has twice the amount of open space that the Town of Perinton and Town of Webster have. He wants the Town Board to be fair and equitable to everyone residing in the Town of Penfield. He hopes everyone will come out and vote next Tuesday, February 27, 2018.

Linda Teglash, stated that there is a Save Shadow Pines information presentation at the Penfield Community Center on February 22, 2018 from 7:00 PM to 8:30 PM. It will also include a question and answer segment.

Carol Samuel, 27 Huntington Meadow, reiterated to the Town of Penfield residents how important it is to save Shadow Pines and the Clark House and that everyone should come out and vote next Tuesday, February 27, 2018 from 6:00 AM to 9:00 PM. She thanked the Town Board for all they have done.

Robert Wrona stated he would like residents to be aware that the original price that the Town wants to purchase the Shadow Pines property for is $3.6 million, however the property has been reassessed at $900,000.

Councilwoman Metzler stated that an email was received from Tim and Sue Murphy encouraging residents to attend tomorrow evening’s information session at the Penfield Community Center.

Additions and Deletions to Agenda - None

CM Moore moved to add resolution #18T-078, CW Kohl seconded.

Approval of Minutes

Councilwoman Kohl moved to approve the Minutes of January 17, 2018 Councilwoman Metzler seconded and all voted “Aye.”

Petitions - None
Resolutions by Function

Law and Finance

#18T-072 Budget Amendments in General Fund for Donations to Recreation by Moore

WHEREAS, the Recreation Department received the following donations to the DEAR program at the end of 2017 and to date in 2018, totaling $2,195 as detailed:

Jeanne Beecher $850
Diane Meyer $50
Carmin Rosebrough $50
Marcia Lewis $1,000
Teresa Rizzo $20
Stacie & Bernie Schroeder $200 in memory of Linda Myers
June Madden $25

AND WHEREAS, the Town Board desires to have an up-to-date budget in relation to current appropriations and revenues,

BE IT RESOVED, that the following 2018 budget amendments be approved:

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Moved: Moore
Seconded: Kohl

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

Adopted

#18T-073 2019 Town Update by Moore

WHEREAS, Section 305 of New York State Real Property Tax Law mandates uniform and equitable assessments; and

WHEREAS, technical advices, and financial assistance are available by cooperative agreement with the New York State Office of Real Property Services; and

WHEREAS, the Town Board is convinced that an update is necessary to comply with Section 305 of the New York State Real Property Tax Law

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF PENFIELD, NEW YORK, AS FOLLOWS:

1. That the Assessor of the Town of Penfield is hereby ordered to undertake and implement an update for the 2019 Assessment Roll. The Board supports the assessor having the RPS file in house in order to accomplish 2019 update.

2. That the Assessor is authorized to enter into any necessary agreements to achieve this purpose. Any agreements resulting in expenditure by the Town of Penfield must first be approved by the Town Board.
Penfield Town Board, February 21, 2018

(Resolution #18T-073 - Continued)

This resolution shall take effect immediately.

Moved: Moore
Seconded: Metzler

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

Adopted

Public Works

#18T-074 Authorization for Contract Renewal for Catch Basin Replacements by Metzler

WHEREAS, the Department of Public Works desires to renew the service contract with AP Property Services for an additional term to the original contract as originally awarded on August 16th, 2017 in the Penfield Town Board Resolution No. 17T-162,

AND WHEREAS, the contract bid specifications stated that the agreement will run from the award date (8/2/17), through November 1, 2017, with an option to renew the contract per the same terms and conditions, for up to two (2) additional terms upon mutual written consent of both parties,

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and hereby is authorized to sign a contract renewal with AP Property Services, 1653 Woodard Road, Webster, New York, to furnish catch basin replacements per the Town of Penfield’s Bid Specifications for an additional term to the original service contract. The additional term agreement will run from the award date (2/21/18), through November 1, 2018. This resolution and the bid submitted by AP Property Services shall constitute the contract. This agreement to be reviewed and approved by the Town Attorney.

Moved: Metzler
Seconded: Moore

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

Adopted

#18T-075 Authorization to Attend the Highway Superintendent’s “Advocacy Day” for “Local Roads and Bridges” in Albany, NY by Metzler

WHEREAS, the NYS Association of Town and Highway Superintendents (NYSTHSA) and the NYS Association of County Highway Superintendents (NYSCHSA) co-sponsor an “Advocacy Day Campaign” in Albany, NY to advocate for an increased share of the Transportation Funding for “Local Roads and Bridges”,

AND WHEREAS, the NYSTHSA/NYSCHSA “Advocacy Day Campaigns“ have been very successful in the past at advocating for maintaining our fair share of “Local Roads and Bridges” funding,

NOW, THEREFORE, BE IT RESOLVED, that the Director of Public Works be and hereby is authorized to attend the NYSTHSA/NYSCHSA “Advocacy Day Campaign” for “Local Roads and Bridges” in Albany, NY on Tuesday, March 6th and Wednesday, March 7th, 2018 and that all appropriated expenses will be reimbursed, which are budgeted in the 2018 DPW Budget (A00-5010).
Penfield Town Board, February 21, 2018

(Resolution #18T-075 – Continued)

Moved: Metzler
Seconded: Kohl

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

Adopted

#18T-076 Authorization for the Town Board to Accept a Monroe County CDBG Grant for $34,000 for the 2015 Empire Blvd Sidewalk Improvement Project and Execute an Agreement by Metzler

WHEREAS, the Monroe County Development Administration has previously awarded a grant for a maximum amount of $32,000 for the 2015 Empire Blvd Sidewalk Improvement Project in the Town of Penfield; and

WHEREAS, the Town of Penfield accepted this grant through Town Board resolution 16T-129, on May 5, 2016, extending the contract through December 31, 2016;

WHEREAS, the Town of Penfield extended this agreement through Town Board resolution 17T-075, on March 1, 2017, extending the contract through April 30, 2018;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Penfield Supervisor, R. Anthony LaFountain be and hereby is authorized to execute an Amendatory Agreement with Monroe County for said project and grant to continue through April 30, 2019.

Moved: Metzler
Seconded: Moore

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

Adopted

Public Safety – None

Community Services

#18T-077 Authorization to Attend NYSRPS Annual Conference by Kohl

WHEREAS, the Recreation Department staff are members of the New York State Recreation and Park Society, and

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

NOW, BE IT RESOLVED, THAT the following recreation staff be hereby authorized to attend the 78th annual New York State Recreation and Park Society Conference and Expo from 4/15 - 4/17/18 in Syracuse, N.Y.:

Linanne Conroy

Funds are provided in the 2018 budget. Expenses include registration fees and lodging.

Moved: Kohl
Seconded: Metzler
(Resolution #18T-077 - Continued)

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

Adopted

Old Business - None

New Business

#18T-078 Authorization for Supervisor to sign a Contract with Paragon Compliance LLC by Moore

WHEREAS, the Town of Penfield is a member of the Finger Lakes Municipal Health Insurance Trust (FLMHIT) and;

WHEREAS, the Town of Penfield utilized and paid for services rendered by HB Solutions LLC relating to the Patient Protection and Affordable Care Act (PPACA) for the year 2017 and;

WHEREAS, HB Solutions Inc. has sold their PPACA compliance business to Paragon Compliance LLC and Paragon has agreed to extend the same group pricing to individual members of FLMHIT as that of HB Solutions Inc. for those services for the years 2018 and 2019;

NOW THEREFORE BE IT RESOLVED that the Town Board hereby authorizes the Town Supervisor to sign the Paragon Compliance LLC contract in an amount not to exceed five thousand five hundred dollars ($5,500.00) for services related to PPACA, said contract to be reviewed and approved by Town Attorney.

Moved: Moore
Seconded: Kohl

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

Adopted

Public Participation - None

Executive Session - None

Next Meeting - March 7, 2018

Adjournment

Supervisor LaFountain moved to adjourn the meeting at 7:46 PM.

Amy Steklof, RMC/CMC
Town Clerk