TOWN BOARD LEGISLATIVE AGENDA
Wednesday, January 16, 2019, 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 - December 19, 2018
VI. Petitions
VII. Resolutions by Function

Law and Finance
19T-059 2018 Budget Transfers
19T-060 2018 Transfer of Funds in Highway and General Fund to Restricted Fund Balance
19T-061 2019 Budget Amendment Reducing Appropriations in the Highway Fund
19T-062 2019 Budget Amendment in General Fund for Funding of Capital Project
19T-063 2019 Budget Amendments in General Fund for Donations to Recreation
19T-064 Adoption of Electronic Banking Policy and Debt Management Policy and Revision to Investment Policy
19T-065 Setting a Public Hearing for the Establishment of the Capstone Subdivision Special Improvement District
19T-066 Setting a Public Hearing for Adoption of Local Law No. 1 of 2019 to be known as "A Local Law Amending and Extending the Moratorium and Prohibition Within the Town of Penfield of Public Golf Course Redevelopment"
19T-067 Authorization for Supervisor to Sign Contract for Website Services

Public Works
19T-068 Authorization to Establish a Traffic Control Device on Capstone Rise at Creek Street
19T-069 Purchase of a 2019 Ford F-350 XL Pickup Truck
19T-070 Purchase of a 2019 Ford F-350 XL Pickup Truck
19T-071 Purchase of a Kromer Field Painter/Sprayer

Public Safety
19T-072 Appointments to the Transportation Committee

Community Services
19T-073 Appointments to the Library Board
VIII. Old Business
IX. New Business
X. Public Participation
XI. Executive Session
XII. Next Meeting: February 6, 2019
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 1303. Questions regarding video coverage contact Penfield TV at (585) 340-8661.
The Regular meeting of the Penfield Town Board was held on Wednesday, January 16, 2019 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
          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

1. The 2019 upcoming Passport Nights at the Penfield Town Hall, 3100 Atlantic Ave., will be held on Thursdays; April 4, July 25 and October 3 from 6:00 PM to 7:30 PM. For more details visit the Town’s website at www.penfield.org or call Town Clerk Steklof at 585-340-8629.

2. For information regarding prevention of heating related fires in equipment such as furnaces, fireplaces, wood burning stoves or portable space heaters, please visit www.penfield.org/firemarshal/firesgeneralsafety.

3. Penfield Community Victory Garden beds are now available to rent for the 2019 growing season. Visit www.penfieldrec.org or call 340-8651 for registration and more information.

4. The Town offices will be closed on Monday, January 21, 2019 in observance of Martin Luther King, Jr. Day.

5. Supervisor LaFountain attended the Greater Rochester Clean Cities (GRCC) annual meeting today. The Town of Penfield has in the past and continues to be recognized for its electric car charging stations and as one of the main communities to support the efforts of the GRCC.

   Supervisor LaFountain recognized and thanked Bob Kanauer, member of the Town’s Energy and Environment Advisory Committee for his efforts in helping install the Town of Penfield’s first public electric car charging station in Monroe County. The Town has four (4) electric car charging stations to date.

6. The AARP Foundation Tax Aide Program is again partnering with the Recreation Department to provide a free income tax return preparation for low to moderate income households with a focus on seniors, 60 years of age and older. Please visit www.penfieldrec.org or the 2019 Winter/Spring Penfield Recreation brochure for complete appointment preparations. Contact Recreation at 340-8655 to schedule an appointment. Appointments will be available every Wednesday through April 3, 2019.

7. The Penfield Community Victory Garden will host a seed swap and seedstarting workshop on Saturday, January 26, 2019 from 9:00 AM to 1:00 PM at the Penfield Community Center. This event is cosponsored by the PCVG and Flower City Garden Network. To pre-register please e-mail flowercitygardennetwork@gmail.com.

8. Councilwoman Kohl’s next Community Chat will be held on Tuesday, February 19, 2019 from 5:30 PM to 7:00 PM at the Penfield Library, 1985 Baird Road.
Public Participation

Jane Bovitz-Sandefur, 71 Hallmark Road presented questions and comments to the Town Board regarding removal of trees from the Shadow Pines property. (See attached)

Supervisor LaFountain stated he has addressed the removal of trees on the Town’s website and that the tree removal was done as a preventative measure to make space for healthy, thriving trees by removing rotted diseased trees and trees that are in danger of falling. Supervisor LaFountain also stated that the majority of problem trees have been addressed. He said from a Town stand point we own the property and want to keep it safe for residents to enjoy.

Ms. Bovitz-Sandefur inquired whether the arborists that were involved in the tree removal were Traq certified.

Supervisor LaFountain stated that he did not know.

Ms. Bovitz-Sandefur also asked if the Town has any plans to replace the trees.

Supervisor LaFountain stated, “not at this time.” He offered to have Ms. Bovitz-Sandefur send her questions to supervisor@penfield.org, or lafountain@penfield.org.

Additions and Deletions to Agenda - None

Approval of Minutes

Councilwoman Kohl moved to approve the Minutes of December 19, 2018, Councilman Moore seconded and all voted “Aye.”

Petitions - None

Resolutions by Function

Law and Finance

#19T-059 2018 Budget Transfers by Moore

WHEREAS, transfers of funds are necessary for year-end reconciliations, 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 attached budget transfers be approved.

Moved: Moore
Seconded: Kohl

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

Adopted

#19T-060 2018 Transfer of Funds in Highway and General Fund to Restricted Fund Balance by Moore

WHEREAS, projects completed for Monroe County and Penfield Central School District as well as equipment sales resulted in an increase in unanticipated revenue in the Highway Fund, and

WHEREAS, revenues in the General Fund, including sales tax and departmental income came in higher than anticipated, and
(Resolution #19T-060 - Continued)

WHEREAS, there are established Reserve Funds within the Highway Fund Balance and General Fund Balance for future capital expenditures,

NOW BE IT RESOLVED, THAT the following 2018 transfer be approved:

<table>
<thead>
<tr>
<th>From</th>
<th>To</th>
</tr>
</thead>
<tbody>
<tr>
<td>Highway Assigned Fund Balance</td>
<td>Highway Restricted Fund Balance</td>
</tr>
<tr>
<td>DA0-0000-0000-0909 $500,000</td>
<td>DA0-0000-0000-0871 $500,000</td>
</tr>
<tr>
<td>General Fund Unassigned Fund Balance</td>
<td>General Restricted Fund Balance</td>
</tr>
<tr>
<td>A00-0000-0000-0909 $975,000</td>
<td>A00-0000-0000-0873 $975,000</td>
</tr>
</tbody>
</table>

Moved: Moore  
Seconded: Quinn

Vote:  
Kohl Aye  
LaFountain Aye  
Metzler Aye  
Quinn Aye  

Adopted

#19T-061  2019 Budget Amendment Reducing Appropriations in the Highway Fund by Moore

WHEREAS, the 2019 Adopted Budget included an appropriation from Highway Restricted Fund balance for the purchase of a new sweeper in the amount of $260,000, and

WHEREAS, due to the lead time necessary to receive the sweeper for use in 2019, the Board approved the purchase of a new sweeper and use of Restricted Fund Balance for the amount of $249,432 per resolution on November 7, 2018, and

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

NOW BE IT RESOLVED, THAT the following 2019 Budget amendment reducing appropriations be approved:

<table>
<thead>
<tr>
<th>Machinery &amp; Equipment</th>
<th>Appropriated Reserve Funds</th>
</tr>
</thead>
<tbody>
<tr>
<td>DA0-5130-0002-2503 ($260,000)</td>
<td>DA0-0000-0000-0871 ($260,000)</td>
</tr>
</tbody>
</table>

Moved: Moore  
Seconded: Metzler

Vote:  
Kohl Aye  
LaFountain Aye  
Metzler Aye  
Quinn Aye  

Adopted

#19T-062  2019 Budget Amendment in General Fund for Funding of Capital Project by Moore

WHEREAS, the Town Board periodically reviews capital infrastructure needs at Town facilities, and

WHEREAS, the Town Engineer and Director of Public Works have identified improvements to the Town Hall’s sewer system located on the Town Hall Campus as a priority project for 2019,

AND WHEREAS, the Town maintains a Capital Fund for Facility Capital Improvements,
BE IT RESOLVED, that the following 2019 budget amendments be approved:

Revenue | Amount | Appropriations | Amount
---|---|---|---
A00-1000-6000-0000 | $60,000 | | $60,000
Unassigned General Fund Balance | | Interfund Transfer - Capital Projects |

Moved: Moore
Seconded: Kohl

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

Adopted

#19T-063 2019 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 2018 for use in 2019 totaling $2,250 as detailed:

Marcia Lewis $1,000.00
Jeanne Beecher $1,000.00
Moira Fallon $250.00

AND WHEREAS, the Recreation Department also collected donations for the Bri-Pen Ride Share Program operation to be used for supplies totaling $1,200.00,

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

BE IT RESOLVED, that the following 2019 budget amendments be approved:

Revenue | Amount | Appropriations | Amount
---|---|---|---
A00-6772-2701-0000 | $2,250 | A00-6772-0004-4042 | $2,250
DEAR Program | | Programs for the Aging (DEAR) |
A00-6772-2705-0000 | $1,200 | A00-7020-0004-4041 | $1,200

Moved: Moore
Seconded: Quinn

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

Adopted

#19T-064 Adoption of Electronic Banking Policy and Debt Management Policy and Revision to Investment Policy by Moore

BE IT RESOLVED, the Board hereby adopts the attached “Online Banking Policy” and “Debt Management Policy”, consistent with recommendations from the Governmental Finance Officers Association, and

BE IT RESOLVED, that Section VII of the current Town Investment Policy be revised for authorized institutions, and collateralized amounts consistent with State Comptroller recommendations,

BE IT FURTHER resolved such policies and revised policy take effect immediately.
Penfield Town Board, January 16, 2019

(Resolution #19T-064 - Continued)

Moved: Moore  Seconded: Metzler

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

Adopted

#19T-065 Setting a Public Hearing for the Establishment of the Capstone Subdivision Special Improvement District by Moore

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

WHEREAS, the proposed improvements consist of maintenance of all public areas and betterments such as the stormwater treatment facilities, subdivision identification signs and other such items as deemed appropriate within the Capstone Subdivision that solely benefit the residents thereof; and

WHEREAS, the boundaries of said improvement district and general layout of facilities within are shown on the Map and Plan attached to and made a part of said Petition which is filed in the office of the Penfield Town Clerk; and

WHEREAS, the cost of the installation of improvements associated with the Capstone Subdivision Special Improvement District were borne by the developer of said subdivision.

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 6th day of February, 2019 at 7:00 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

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

See Attachment at end of Minutes

Adopted
#19T-066  Setting a Public Hearing for Adoption of Local Law No. 1 of 2019 to be known as “A Local Law Amending and Extending the Moratorium and Prohibition Within the Town of Penfield of Public Golf Course Redevelopment by Moore

WHEREAS, the Town Board of the Town of Penfield wishes to consider adopting proposed Local Law No. 1 of 2019 which would amend and extend the moratorium and prohibition of public golf course redevelopment on real property located within the Town of Penfield; and

WHEREAS, 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

WHEREAS, the subject application is determined to be a Type II action pursuant to the State Environmental Quality Review Act (SEQRA);

NOW, THEREFORE, BE IT

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 February 20, 2019, at 7:00 PM on said date, to consider the said proposal and to hear all persons interested on the question of the adoption of Local Law No. 1 of 2019 which would amend and extend the moratorium of public golf course redevelopment on real property located within the Town of Penfield. This Local Law shall not apply to 1.2 +/- acres of vacant land consisting of .588 +/- acres between 1837 and 1845 Baird Road and .62 +/- acres between 1875 and 1885 Baird Road adjacent to real property commonly known as Shadow Lake Golf Course Property. A copy of said law is attached hereto and made a part hereof as Schedule “A”; and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to publish and post a Notice of the Public Hearing on the official signboard of the Town in the manner prescribed by Law, the first publication thereof to be not less than five (5) days and not more than thirty (30) days before the date set for the said Public Hearing, as aforesaid.

SCHEDULE “A”

TOWN OF PENFIELD
LOCAL LAW NO. 1 OF 2019

A LOCAL LAW
AMENDING AND EXTENDING
THE MORATORIUM ON AND PROHIBITION OF
PUBLIC GOLF COURSE REDEVELOPMENT
WITHIN THE TOWN OF PENFIELD

Be it enacted by the Town Board of the Town of Penfield as follows:

Section 1. The Local Law to effect a Moratorium on and Prohibition of Redevelopment of Public Golf Courses in the Town of Penfield, originally enacted as Local Law No. 1 of 2016, subsequently extended by Local Law No. 1 of 2017, and Local Law No. 1 of 2018 is hereby extended until March 31, 2020, or until a duly enacted repeal of said Local Law No. 1 of 2016, as so extended, whichever shall first occur.

Section 2. This Local Law shall not apply to 1.2 +/- acres of vacant land consisting of .588 +/- acres between 1837 and 1845 Baird Road and .62 +/- acres between 1875 and 1885 Baird Road adjacent to real property commonly known as the Shadow Lake Golf Course Property.
Section 3. If any word, phrase, sentence, part, section, subsection, or other portion of this Local law, or the application thereof to any person or to any circumstance, is adjudged or declared invalid or unenforceable by a court or other tribunal of competent jurisdiction, then, and in such event, such judgment or declaration shall be confined in its interpretation and operation only to the provision of this Local Law that is directly involved in the controversy in which such judgment or declaration is rendered, and such judgment or declaration of invalidity or unenforceability shall not affect or impair the validity or enforceability of the remainder of this Local law or the application hereof to any other persons or circumstances. If necessary as to such person or circumstances, such invalid or unenforceable provision shall be and be deemed severed here from, and the Town Board of the Town hereby declares that it would have enacted this Local law, or the remainder thereof, even if, as to particular provisions and persons or circumstances, a portion hereof is severed or declared invalid or unenforceable.

Section 4. This Local Law shall take effect immediately.

Moved: Moore
Seconded: Quinn

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

Adopted

#19T-067 Authorization for Supervisor to Sign Contract for Website Services by Moore

WHEREAS, on October 3, 2018 the Town of Penfield advertised for proposals to evaluate existing town web based services and design services for a new website site, and

WHEREAS, on October 26, 2018 the Town of Penfield received seven (7) proposals from the following vendors:

Jesse James Creative $49,050
Civic Plus $48,237
Infojini $47,500
E-Solutions Group $83,250
E Gov Strategies $59,428
Plateria $53,350
Revize LLC $38,700

and WHEREAS, after a thorough review, Revize LLC was found to meet and exceed all requirements as advertised;

NOW THEREFORE BE IT RESOLVED, THAT the Penfield Town Board hereby authorizes the Supervisor to sign a contract with Revize LLC for website design and hosting services pending its review and approval by the Town Attorney.

Moved: Moore
Seconded: Metzler

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

Adopted
Penfield Town Board, January 16, 2019

Public Works

#19T-068 Authorization to Establish a Traffic Control Device on Capstone Rise at Creek Street by Metzler

WHEREAS, pursuant to the New York State Vehicle and Traffic Law, Section 1651 and 1652-a, the Penfield Town Board is given the authority to authorize the establishment of various traffic control devices within the Town of Penfield; and

WHEREAS, the Town of Penfield has received a request from the Monroe County Department of Transportation in a letter dated December 20, 2018 to install a STOP sign on Capstone Rise at Creek Street;

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes said traffic control device as stated in said letter dated December 20, 2018; and

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is directed to sign, and return with a copy of this resolution, said letter dated December 20, 2018 to the Monroe County Department of Transportation.

Moved: Metzler
Seconded: Moore

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

Adopted

#19T-069 Purchase of a 2019 Ford F-350 XL Pickup Truck by Metzler

WHEREAS, the Director of Public Works desires to purchase one 2019 Ford F-350 XL Crew Cab 4x2 with 9’ platform body, light bar, and rear liftgate, from Onondaga Bid # 7974 2019, Quote #28499 from Van Bortel Ford, 71 Marsh Road, East Rochester, NY, for a total cost of $41,095.90; and

WHEREAS, the total funds of $41,095.90 for said purchases are budgeted in the 2019 Highway Department Budget (DA0-5130);

NOW, THEREFORE, BE IT RESOLVED, that the Director of Public Works be and hereby is authorized to purchase said vehicle with 9’ platform body, light bar, and rear liftgate attachments.

Moved: Metzler
Seconded: Quinn

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

Adopted

#19T-070 Purchase of a 2019 Ford F-350 XL Pickup Truck by Metzler

WHEREAS, the Director of Public Works desires to purchase one (1) 2019 Ford F-350 XL Reg Cab 4x4 with 9’ platform body, light bar, and plow, from Onondaga Bid # 7974 2019, Quote #28500 from Van Bortel Ford, 71 Marsh Road, East Rochester, NY, for a total cost of $49,777.59; and

WHEREAS, the total funds of $49,777.59 for said purchases are budgeted in the 2019 Parks Department Budget (AO0-7110);

NOW, THEREFORE, BE IT RESOLVED, that the Director of Public Works be and hereby is authorized to purchase said vehicle with 9’ platform body, light bar, plow, and spreader attachments.
Penfield Town Board, January 16, 2019

(Resolution #19T-070 – Continued)

Moved: Metzler
Seconded: Quinn

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

Adopted

#19T-071 Purchase of a Kromer Field Painter/Sprayer by Metzler

WHEREAS, the Director of Public Works desires to purchase one Kromer Da Vinci field painter/sprayer, Quote # Q3817 from Lewis & Tanner, Inc., 430 E. Washington Street, Syracuse, NY, for a total cost of $18,949.00; and

WHEREAS, the total funds of $18,949.00 for said purchases are budgeted in the 2019 Parks Department Budget (A00-7110);

NOW, THEREFORE, BE IT RESOLVED, that the Director of Public Works be and hereby is authorized to purchase said equipment.

Moved: Metzler
Seconded: Moore

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

Adopted

Public Safety

#19T-072 Appointments to the Transportation Committee by Quinn

BE IT HEREBY RESOLVED, that Jason Ebbs be appointed to the Penfield Transportation Committee for a term to expire December 31, 2019.

Moved: Quinn
Seconded: Metzler

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

Adopted

Community Services

#19T-073 Appointments to Library Board by Kohl

BE IT RESOLVED, that Chris Fluit be appointed to the Penfield Library Board for a term expiring on December 31, 2023.

BE IT FURTHER RESOLVED THAT Eliza Coyle be appointed to the Penfield Library Board to fill a term expiring on December 31, 2019.

Moved: Kohl
Seconded: Quinn

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

Adopted
Old Business - None

New Business - None

Public Participation

Adrienne Dahl, 55 Lost Mountain Trail wrote-in via the Town’s website. (see attached)

Town Clerk Steklof will scan and forward Ms. Dahl’s comments to the Shadow Pines Committee.

Councilman Quinn reminded everyone to make sure to shovel out fire hydrants in your neighborhoods for emergency responders.

Executive Session - None

Next Meeting - February 6, 2019

Adjournment

Supervisor LaFountain moved to adjourn the meeting at 7:50 PM.

Amy Steklof, RMC/CMC
Town Clerk
CAPSTONE SUBDIVISION
Lots 1 through 17
IN THE TOWN OF PENFIELD, NEW YORK

All that tract or parcel of land situated in Town Lot 63, Township 13, Range 4, Phelps & Gorham Purchase, Town of Penfield, County of Monroe, State of New York and more particularly described as follows:

Beginning at a point in the east right-of-way line of Creek Street (County Road 22 – 49.5 foot wide right-of-way), said point being 93.01 feet south of the point of curvature formed between said east right-of-way line of Creek Street and south right-of-way line of Capstone Rise (60' wide right-of-way), said point also being the northwest corner of house No. 1698 Creek Street;

1. thence North 00°04' 23" East along the east right of way of Creek Street, a distance of 435.51 feet to a point, said point being the southwest corner of the lands N/F Sondra C. Traub (1668 Creek Street-Tax# 108.19-1-48.11);

2. thence North 89°22' 23" East along the south property line of N/F Sondra C. Traub, a distance of 875.39 feet to a point;

3. thence South 00°11' 14" East along the west property line of N/F Sondra C. Traub, a distance of 304.99 feet to a point;

4. thence North 89°22' 23" East along the south property line of N/F Sondra C. Traub, a distance of 347.11 feet to a point;

5. thence South 00° 26' 17" East, along the east property line of the Capstone Subdivision, a distance of 352.65 feet to a point;

6. thence South 89° 29' 53" West, along said south property of the Capstone Subdivision a distance of 982.36 feet to a point;

7. thence North 00° 04' 23" East, along the west property of the Capstone Subdivision a distance of 217.03 feet to a point;

8. thence North 89° 55' 37" West, a distance of 244.80 feet to a point on the east right of way of Creek Street. Said point being the true point and place of beginning.

Intending to describe an area containing lots 1-17 (Including the public ROW) as shown on the Final Plat of Capstone subdivision on file in the Monroe County Clerk’s Office in Liber 357 of Maps at page 1.
Public Participation:

My questions and comments are directed at:

1) The tree removals on the corner of the Clark House area: "This tree work is preventive and also gives remaining healthy trees a chance to flourish."

My Comment
You left no trees to flourish.

2) The tree removals along Whalen Road (south of Clark and across the street from the quarry)

Question 1

There are different degrees of Risk assessment for trees that determine certain action. Whether partial or the whole tree needs to be removed. I find it hard to believe every single tree was assessed as needed to be completely removed.

There are are standards for defining when a tree becomes a risk. A lot has changed as to when a tree should be removed, and if the whole tree should be removed or just part of a tree, and who determines that. Certified arborists can assign a standard of risk, and these are called TRaq Certified persons. TRaq is Tree Risk Assessment Qualification, and it's the industry standard for qualifying trees at possible risk for removal, through the International Society of Arboriculture.

Due to liability issues, an individual should be TRaq (Tree Risk Assessment Qualification) certified in order to do that level of work in NYS.

What representatives from Birch Crescent and Terry Tree did the assessment of these trees? Were they TRAQ certified? That report should be made public, and if there are more trees to be removed, I believe that should be put on hold until the report is made public.

Question 2

What species of trees were removed?
Question 3

I find it concerning you are making changes to the landscape and character of this area before a final decision has been made on how to utilize the grounds. If you do not know how this property is to be used, how can you determine where to remove trees from?

Land Use Change occurs whenever land is transformed from one use to another. In this situation, the use has not yet been established.

This goes along with my question about the trees inside the perimeter, which you state you also will be evaluating. If the land has not been defined for use, again, why additional tree removals?

Question 4

Surely along with your plan to remove trees, you have a future plan to to reintroduce new trees to this area? I would like to see this plan posted.

3) Trees inside the perimeter.

How many trees are assessed for complete removal inside the perimeter?
Where is that report?
Web Site E Participation

NAME: Adrienne Dahl
ADDRESS: 55 Lost Mountain Trail

COMMENT: This is in regard to development of Shadow Pines. Almost all the comments about the use of the land involves leaving it natural. We would like to see a new Community Recreation/Senior Center built, if not there, SOMEWHERE! Penfield is not a Town of Progress if it does not include its Senior Citizens. We are currently crammed into a small space along with all the recreation programs, library, town courts and police. THEY need more space and we, the seniors, need some space of our own. We have an overabundance of parks and more parks. PLEASE listen to other ideas. Thank you.