TOWN BOARD LEGISLATIVE AGENDA

Wednesday, September 4, 2019, 7:00 PM
Supervisor R. Anthony LaFountain, presiding

I. Call to Order - Pledge of Allegiance - Roll Call

II. Public Hearing - To Allow a Sit-down and Take-out Restaurant at 1837 Penfield Road, Located in the Four Corners (FC) Zoning District

III. Communications and Announcements

IV. Public Participation

V. Additions and Deletions to Agenda

VI. Approval of Minutes - August 7, 2019

VII. Petitions

VIII. Resolutions by Function

Law and Finance

19T-178 Appointment of Town Assessor
19T-179 Budget Transfer in the Sewer Fund
19T-180 Setting a Public Hearing on 2020 Preliminary and Special Districts Budget

Public Works- None

Public Safety - None

Community Services - None

IX. Old Business

X. New Business

XI. Public Participation

XII. Executive Session

XIII. Next Meeting: September 18, 2019

XIV. 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, September 4, 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  
Jim Costello    Director of Developmental Services  

Supervisor LaFountain called the meeting to order – Pledge of Allegiance

Supervisor LaFountain recognized former Town Board member Maggie Hession who gave an overview of the upcoming Used Book Sale at the Penfield Library and presented by “Friends of the Public Library.” The sale will be held in the library’s Braman Room. All proceeds will benefit the Penfield Library. A pre-sale will be held on Tuesday, September 10, 2019 from 2:00 PM to 9:00 PM for all members of the “Friends of the Penfield Library” and will be open to the public from Wednesday, September 11, 2019 through Saturday, September 14, 2019. The sale typically raises $25,000 to $30,000. For more information including hours and specials, please visit the Town’s website at www.penfield.org or contact Ms. Hession at mhession02@me.com.

Supervisor LaFountain thanked Ms. Hession, the Friends of the Library and all the Volunteers for all they do in making the book sale a success.

Public Hearing #1 To Allow a Sit-down and Take-out Restaurant at 1837 Penfield Road, Located in the Four Corners (FC) Zoning District

The Town Clerk read the title of the above Public Hearing; said Notice was published in the Penfield Post on August 15, 2019 and was posted on the Town Website and Town Clerk Bulletin Board. 25 postcards were mailed. Town Attorney Horwitz confirmed that this Hearing is in order.

Michael Perri, 469 Heathland Circle, Webster, founder of Perri’s Pizzeria gave an overview of his application. Mr. Perri stated that Perri’s Pizzeria currently has eight (8) locations in Rochester and in surrounding areas. Perri’s is well known for its “The Original Huge Slice Pizzeria” brand. He would like to open up a ninth location in Penfield at 1837 Penfield Road and hopes to be in operation by late October. Mr. Perri plans to hire 20-28 employees to work at different times during different shifts. He would like the hours of operation to be from 10:00 AM to 10:00 PM. He also plans to work with surrounding businesses on parking lot concerns and the use of dumpsters. Mr. Perri stated he would like to replace the windows to add more view into the building.

Supervisor LaFountain inquired about signage.

Mr. Perri provided a sign package to the Town Board. He would like to install a new sign in white lettering and add gooseneck lighting to the front of the building. He would also like to place a sign on the west side of the building and another sign to the back of the building.

Councilwoman Kohl asked where Mr. Perri got his start.

Mr. Perri stated that he started his first pizzeria when he was 19 years old when he rented the kitchen from the Penny Arcade in Charlotte, NY.
Penfield Town Board, September 4, 2019

(Public Hearing #1 – Continued)

Councilman Moore asked why Mr. Perri chose Penfield for his ninth location.

Mr. Perri stated the opportunity to purchase a building in Penfield presented itself and fit the mold of what he was looking for.

Councilman Moore welcomed Mr. Perri to the Town of Penfield and stated that he would like him to embrace the historic nature of the Four Corners as other businesses in the Four Corners have, and consider incorporating it into his building.

Mr. Perri stated he would. He also stated he is receptive to any ideas the Town Board has in regards to a nostalgic look to the building.

Councilman Moore suggested Mr. Perri work with Jim Costello when completing the nostalgic design of the pizzeria in the Four Corners of Penfield. Councilman Moore thanked Mr. Perri for choosing Penfield as a place to do business and appreciates that he has taken the time to embrace the historic theme of the Four Corners.

Councilman Quinn stated that there is limited space in the back of the building and could become confusing for vehicles going in and out of the parking lot. He asked Mr. Perri how he plans to handle the busy hours.

Mr. Perri stated it could be a challenge to navigate parking, so one of the things he decided to do is eliminate some of the seating. He also will train the delivery truck operators on safety precaution. Each employee, at Mr. Perri’s cost, will take a 6 hour defensive driving course. They also have a very detailed do and don’t check list and he plans to monitor their driving on a regular basis. Any concerns will be addressed immediately.

Councilman Quinn asked if any alcohol will be served on the premises.

Mr. Perri said no.

Supervisor LaFountain asked what else does the pizzeria serve besides pizza.

Mr. Perri stated chicken wings are also on the menu.

Councilwoman Metzler stated that the pizzeria is near two (2) high schools and she encourages Mr. Perri to reach out to the students and get involved in the community.

Mr. Perri said they work closely with the high school teams and are excited to do that in Penfield.

Public Participation

Brett Dawson, Esq., 1844 Penfield Road, Dawson Property Holdings, speaking on behalf of Four Corners and as a landowner and landlord in the Four Corners stated the more food options offered in the Four Corners, the better. He also stated that Mr. Perri is one of the most innovative, respectful and active business owners in Penfield. He makes a quality product and it is a pleasure to work with him. He stated he could not give a stronger endorsement for Mike Perri and Perri’s Pizzeria.

Supervisor LaFountain stated that the Town Board will discuss this application at the next Work Session and will consider approval for the September 18, 2019 meeting.

Hearing closed.
Communications and Announcements

1. School tax bills are in the mail. If you didn’t receive your bill, please contact the Tax Office at 340-8626. Just a reminder that first installments are due by September 15, 2019 and full payments are due by October 1, 2019. You can see more detailed information on our website on the tax page at www.penfield.org.

2. This week the school year has started and many of our young residents are waiting at bus stops or crossing the roadways. Unfortunately, some drivers do not stop for school buses when the red flashing lights are activated. New York State Law states that when a stopped bus flashes its red lights, traffic approaching from either direction, even in front of a school or in a school parking lot, must stop before reaching the bus.

Law Enforcement is cracking down on drivers who are ignoring the Law and putting our children and grandchildren in danger. Please note that more buses are being equipped with cameras to capture violator’s license plate numbers. That data is then forwarded to the Albany DMV office where tickets will be issued for fines of $250.00 per violation. Again, please plan extra time and take care while driving for yourself and everyone.

3. Just a reminder, on Saturday, September 14, 2019 from 7:45 AM to 12:00 PM, the Towns of Penfield and Webster are again partnering with Monroe County to host a Household Hazardous Waste Drop-off. This year’s event will be held at the Webster DPW Garage, 1005 Picture Parkway. This is an appointment service only, and you can make your appointment at www.monroecounty.gov/hhw, or by calling Penfield DPW at 340-8710 before Friday, September 13, 2019 at 3:00 PM.

4. The last Amphitheater Event for the season will conclude with the Annual Tastin’ the Blues event held on Saturday, September 14, 2019 in Veterans Memorial Park. This event will be held from Noon until 4:00 PM and includes a Free Chili judging contest, Genesee Brew House Beer Samplings, and a music performance on the Kiwanis stage by Steve Grills and the Roadmasters.

Also, in conjunction with the Tastin’ the Blues event, “Dogs’ Day Out” will start at Noon. Bring the whole family to this event, including the dog. There will be games for dogs and their humans, DIY healthy dog treats and more. Dogs must be vaccinated, friendly, and on-leash for this event. Owners are required to pick up after their dogs. For details on these events visit www.penfieldrec.org.

5. On Saturday, September 14, 2019, join the Penfield Trails Committee for a guided hike in Channing H. Philbrick Park. Beginning at 9:00 AM, learn history and details on the life and accomplishments of our Town Founder, Daniel Penfield. Please pre-register for this FREE event by calling the Recreation Office at 340-8655, option 6.

6. Councilwoman Kohl’s next Community Chat will be held on October 16, 2019 from 5:30 PM to 7:00 PM in the New Book area at the Penfield Library, 1985 Baird Road.

Public Participation

Supervisor LaFountain read an email that he received today from Tim Murphy, Corral Drive. It stated that in anticipation of the presentation of the Town’s 2020 Preliminary Budget meeting please plan to share the details of the budget data, preferably in an excel spreadsheet on the Town’s website that can be downloaded.

Additions and Deletions to Agenda - None
Approval of Minutes

Councilwoman Kohl moved to approve the Minutes of August 7, 2019, Councilman Quinn seconded and all voted “Aye.”

Petitions - None

Resolutions by Function

Law and Finance

#19T-178  Appointment of Town Assessor by Moore

BE IT RESOLVED, that the Town Board of the Town of Penfield hereby re-appoints Ann Buck as Town Assessor for a term of six (6) years commencing on October 1, 2019 and ending on September 30, 2025 in accordance with Section 310 of the New York State Real Property Tax Law, at an annual salary established by the Town Board.

Moved: Moore
Seconded: Kohl

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

Adopted

#19T-179  Budget Transfer in the Sewer Fund by Moore

WHEREAS, the Director of Public Works requires a transfer in the Sewer Operations Account for the continued renovation of pump stations, 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 2019 budget transfer be approved:

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<tr>
<td>Equipment</td>
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<td>Pump Station Renovations</td>
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Moved: Moore
Seconded: Quinn

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

Adopted

#19T-180  Setting a Public Hearing on 2020 Preliminary and Special Districts Budget by Moore

BE IT RESOLVED, that a Public Hearing on the proposed Town of Penfield 2020 Preliminary Budget and the 2020 Special Districts Budget be held on Wednesday, October 2nd 2019 at 7:00 PM at the Penfield Town Hall, and that all persons wishing to be heard be given an opportunity at that time;

NOW THEREFORE BE IT FURTHER RESOLVED, that the Town Clerk cause a Notice of the Public Hearing to be published in the official newspaper at least ten days prior to the Hearing, and
BE IT FURTHER RESOLVED that the Legal Notice shall also list a summary of the 2020 Budget as required by Law, and contain a statement that a copy of the Preliminary Budget is available at the office of the Town Clerk at 3100 Atlantic Avenue, where any interested person may inspect it during office hours on or after September 4th 2019. A copy of the 2020 Preliminary Budget is also available at the Public Library at 1985 Baird Road as well as online @penfield.org.

Moved: Moore  
Seconded: Metzler

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

Adopted

Public Works - None
Public Safety - None
Community Services - None

Old Business - None
New Business - None
Public Participation - None
Executive Session - None
Next Meeting - September 18, 2019

Adjournment

Supervisor LaFountain moved to adjourn the meeting at 7:40 PM.

Amy Steklof, RMC/CMC  
Town Clerk