I. Call to Order

II. Approval of Minutes – 2/10 & 2/24/2010

III. Monthly Reports

IV. Public Hearing - None

V. Guests - None

VI. ACTION ITEMS:
   Community Services
   1. Town Hall Windows – Ainsworth
   
   Law and Finance
   1. Open Space Easement for 1733 Plank Road – Evans/Costello
   2. Open Space Easement for 1822 Sweets Corners Road – Evans/Costello
   3. Design Specifications – Benway
   5. Abbington Place – Evans/Costello

   Public Works
   1. Highway Roller – Fletcher

   Public Safety

VII. INFORMATIONAL ITEMS:
   Community Services
   1. Sherwood Fields – Ainsworth
   
   Law and Finance
   1. Review of Development Projects – Benway
   2. Update of Development Projects – Costello

   Public Works - None

   Public Safety - None

VIII. HELD ITEMS:
   1. Town Parks/Properties Ordinance – Ainsworth/Metzler
   2. Recreation Facilities Update – Cooper
   3. Conservation Board Tree Preservation Guidelines – Evans

IX. Old Business

X. New Business

XI. Executive Session – Real Estate, Litigation and Human Resource Matters

XII. Adjournment
I. Call to Order

Present:

Supervisor LaFountain
Councilwoman Kohl
Councilwoman Metzler
Councilman Moore
Councilman Quinn

Also Present:

Robert Ainsworth
Geoff Benway
James Costello
Katie Evans
Donna Masters
Harold Morehouse

II. Approval of Minutes – 2/10 & 2/24/2010

CW Kohl moved for the approval of the Minutes of 2/10 & 2/24/2010, CM Quinn seconded the motion, and all present voted “Aye”.

III. Monthly Reports – Supervisor LaFountain said that all reports are in with the exception of Local History Room and Highway departments.

IV. Public Hearing - None

V. Guests - None

VI. ACTION ITEMS:

Community Services
1. Town Hall Windows – B. Ainsworth said that the bid opening was last Friday; we received one bid from Rochester Colonial for $26,950. Our budgeted amount for this was $41,858, well below our estimate and includes all windows except for the three large ones. Any monies not used for this particular project could be distributed to other projects. There will be six weeks of production and we would be working in the Auditorium sometime in May. We have already received the money for this and a Resolution will be prepared for Wednesday, March 17, 2010.

Law and Finance
1. Open Space Easement for 1733 Plank Road – K. Evans advised the Board that Monroe County has commented on this easement request as well as the Assessor and Conservation Board. This parcel is 25 acres with two (2) acres containing the residence and the remainder encumbered by state wetlands, federal wetlands, a woodland environmental protection overlay district and a watercourse. The minimum length of time for an open space easement is five (5) years. This particular owner is seeking a 25 year easement. Supervisor LaFountain stated that the Open Space Easement Program began in 1992 when there was considerable development pressure. Given that, does the Board feel that the Open Space Easement Program is a program the Town should continue?

CM Quinn and CW Metzler both agree that this would be a tax break for granting an easement for wetlands; we do not want to start a precedent. CW Metzler said we should deny this application in
it's entirety; a vote was taken and the Board unanimously agreed to deny this open space easement for the following reasons:

1. The application does not satisfy the criteria of the Local Law
2. The property is encumbered by state wetlands, federal wetlands, a woodland environmental protection overlay district, and a watercourse.
3. The property is not currently subject to development pressure

Moved: Metzler  
Seconded: Quinn

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

Five (5) “Aye” votes recorded, motion passed

The Town Board directed K. Evans to write a letter to the applicant outlining the Board’s decision. Additionally, the Assessor, Conservation Board and Monroe County Department of Planning & Development should be notified.

Supervisor LaFountain suggested reviewing the Open Space Easement Law this summer before the renewal process begins in the fall.

2. Open Space Easement for 1822 Sweets Corners Road – J. Costello stated that this parcel is located in Agricultural District No. 1, but is not currently being farmed. The area subject to the open space easement is located at the rear portion of the property behind the house. It is 10 acres with a five (5) year requested easement. The owner is trying to lease the land to a farmer with no luck. This land is developable and the owner is trying to offset the taxes on the property.

CW Metzler said that this request should be denied without prejudice unless a farmer comes in and she could then reapply.

Supervisor LaFountain suggested tabling this item until the next Work Session giving staff a chance to have conversation with Mr. Barr (a neighbor to this parcel) and revisit this within a few Work Sessions from now. CW Metzler and Kohl said that they are fine with this suggestion. Attorney Horwitz will be included in this as well.

3. Design Specifications – G. Benway prepared a summary of comments received from the Public Hearing. We did hear from one developer complaining of the new inspection fees. However, other towns are considering this same increase. The Town will now put forth more effort into drainage and erosion and we will need to maintain a certain level of inspections. He will bring his thoughts and recommendations back to the Town Board at the next Work Session.

4. Camden Park Subdivision, Damico Letter of 2/12/2010 – J. Costello said that Mr. Damico is seeking building permits in a phasing process (includes sewers). The recommendation of the PRC Committee is to move forward. There will be an incentive zoning fee for every permit issued. Phase I is already approved for development, Phases II, IV and V would mean that the developer will come back in for final approval for those phases. K. Evans has prepared a matrix for the phases of the project. The incentive zoning monies will be placed in the Town’s Trust & Agency account instead of obtaining a Letter of Credit. All Town Board members were in agreement with this.

5. Abbington Place – K. Evans said that Mr. Neufeld is requesting an additional 77 lots with an incentive zoning fee of $3,250 per lot for a total of $250,000 for the purpose of achieving town-wide goals and objectives. The plans proposed two ponds which the Board may have concerns with due to the number of ponds that the Town is responsible for maintaining. One option is for
the developer to establish a district for annual maintenance with costs associated with this as well as other embellishments within the proposed subdivision like landscaped islands, subdivision signage and lighting. Additionally, the Town Board discussed replacement of the Marchner Road drainage pipe. Benefits that this proposal offers is a low price point, a different type of housing that is not currently offered, drainage facilities to address current issues at Angean Drive, a pond in a location that is designated to potentially be enlarged to accommodate development on the adjacent properties, ADA/CAPS housing options, and highway reservation at the intersection of Marchner Road and Route 250.

J. Costello said that a letter from this Town Board for the 99 units and the incentives and what was agreed upon would be appropriate. Mr. Neufeld will submit the incentive zoning application and we will not require engineering grade plans now. Once the application is received, it will go to the Planning Board and staff. After that, the Town Board would adopt a findings report and also review the site plan once it is received.

G. Benway, Town Engineer, said that while ownership of the ponds could be assumed through a Homeowners Association (with a monthly fee), it is considered to be cumbersome to some, or the creation of a park district with a charge for maintenance among properties within this district and we would then have the work done for maintenance.

J. Costello added that if a contractor comes in for maintenance, they would have to be paid prevailing wage rates which are three times higher that our own people doing the work.

Supervisor LaFountain advised Mr. Neufeld that we will keep him posted and directed J. Costello to issue a letter back to Mr. Neufeld indicating the Board’s decision.

Public Works
1. Highway Roller – Supervisor LaFountain advised the Board that Highway Superintendent Jim Fletcher is out of town for tonight’s meeting. A bid was out, however, no vendors responded. Accordingly, we will be rebidding this item and is part of the 2010 budget.

Public Safety
1. Freckleton Letter of 3/3/2010 – Supervisor LaFountain said we have received correspondence from Jon Freckleton and H. Morehouse has a file relative to complaints regarding a neighboring property. H Morehouse said that the fencing material they are using to contain livestock (horses) is not adequate for the horses not to leave the property. A report was also filed with the Sheriff’s Department at one point. We have determined that these electronic strips in the fence are adequate.

Mr. Sleeman has suffered a stroke and cannot maintain the fence. Now the family is not maintaining the fence and only the boarders have been out there to protect their livestock. At this point, Ms. Kristin Boyle is requesting a Conditional Use Permit and the property is in the process of closing. The Zoning Board of Appeals findings agree with Ms. Boyle’s proposal to maintain the property fencing. If she does not do this, she will have to come in to the Town. Mr. Freckleton is concerned with the area in the back where he would like to plant more trees and that the horses would not trample on the seedlings.

Supervisor LaFountain will respond back to Mr. Freckleton once he has reviewed this item with staff and Attorney Horwitz.

VII. INFORMATIONAL ITEMS:

Community Services
1. Sherwood Fields – B. Ainsworth and Supervisor LaFountain toured the site. There is an opportunity for us and PCTV to go up for aerials of the property. The Town Board indicated that they want Sherwood Fields useable and up and running and want to see the whole parcel opened up. They are comfortable with moving forward and Phase I can now begin. A sign will be installed for the Fire Commission and will also indicate parking for Sherwood Fields only on the north side of the driveway.
Law and Finance
1. Review of Development Projects – G. Benway advised that we are waiting on the pre-construction meetings with nothing more to report for Homearama.
   ❖ MCWA – work ongoing at Sweets Corners Road
   ❖ Atlantic Avenue project completed today
   ❖ Commission Ditch – this project is going very well; the Highway Department is clearing the path ahead of them.
   ❖ Plank Road/Empire Blvd. – we have reviewed plans from the NYS DOT to replace the pole at this location this year.

2. Update of Development Projects – J. Costello provided updates for the following:
   ❖ Banners – these are now all up; the Fire District has indicated that they want to put one up.
   ❖ J.C.’s Barbeque – Joe McCall would like to open Joey’s Pasta House at this location and he will be coming in for a Special Permit. A restaurant operation must come back to the Town Board. Once we receive the application, we will follow up with the Town Board.
   ❖ Garage sales – the concern is regarding retail sales on properties on a weekly basis which is contradictory to the Ordinance. He has a draft document which will be submitted to the Town Board before the next Work Session. H. Morehouse and E. Suveges have added a few comments and we will also review with Attorney Horwitz. We will then prepare a Resolution to set a Public Hearing in April.

Supervisor LaFountain stated that the Town Board members will meet on a Saturday morning within the next few weeks for a discussion regarding the Sign Ordinance; Anna Knapton will set the date up for this.

Public Works - None

Public Safety - None

VIII. HELD ITEMS:
1. Town Parks/Properties Ordinance – CW Metzler said that the draft change regarding leashed animals and eliminating voice control has been approved by Attorney Horwitz (the amendment piece). She will talk again with him and we can then move forward.
2. Recreation Facilities Update – Cooper – Not discussed

IX. Old Business - None

X. New Business - None

XI. Executive Session – Real Estate, Litigation and Human Resource Matters – Supervisor LaFountain moved a motion for an Executive Session at 10:00 p.m. to discuss one personnel matter, CW Kohl seconded the motion and all present voted “Aye”.

XII. Adjournment