PENFIELD TOWN BOARD AGENDA
Wednesday, June 1, 2011, 7:30 PM
Supervisor R. Anthony LaFountain, presiding

I Call to Order - Pledge of Allegiance - Roll Call

II Public Hearing #1 – To Consider Establishment of Extension No. 50 to the Penfield Consolidated Sanitary Sewer District – Abbington Place Subdivision

Public Hearing #2 – To Consider Establishment of the Intensified Sidewalk District – Abbington Place Subdivision

Public Hearing #3 – To Consider Establishment of the Intensified Lighting District – Abbington Place Subdivision

III Communications and Announcements

IV Public Participation

V Additions and Deletions to Agenda

VI Approval of Minutes – May 18, 2011

VII Petitions

VIII Resolutions by Function

Law and Finance
#11T-152 2011 Budget Transfers-Rubber Tired Excavator
#11T-153 Authorization to Lease Land to Martin Schutt
#11T-154 Authorization for the Town Board to Accept a Grant from the County of Monroe for $50,000 for Empire Boulevard Sidewalks

Public Works
#11T-155 Authorization for MRB Group, P.C. to provide Engineering Service related to the Collingsworth Drive Sanitary Sewer Improvement Project

Public Safety - None

Community Services
#11T-156 Authorization for Supervisor to Sign Recreation Contracts

IX Old Business

X New Business

XI Public Participation

XII Adjournment
The Regular meeting of the Penfield Town Board was held on Wednesday, June 1, 2011 at 7:30 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
Mark DiFrancesco   Superintendent of Sewers

Supervisor LaFountain called the meeting to order – Pledge of Allegiance

Public Hearing #1  To Consider Establishment of Extension No. 50 to the Penfield Consolidated Sanitary Sewer District – Abbington Place Subdivision

The Town Clerk read the title of Notice of Public Hearing, said Notice was published in the Penfield Post on May 12, 2011, posted on the website and on the Bulletin Board.

Mark DiFrancesco, Superintendent of Sewers, stated the property is in the northern portion of Penfield, directly across from Marchner Road and is served by the Town of Webster Sewage Treatment facility on Phillips Road. The Town of Penfield has intermunicipal agreements with the Town of Webster to allow waste water from this project to flow to the Webster facility.

Mr. DiFrancesco stated the project has 99 single family units. The sewer facility in the project will also serve three (3) adjacent properties.

Mr. DiFrancesco said that Michael Bogojevski, engineer from BME Associates is here and available to answer any technical questions.

Mr. DiFrancesco stated that the improvements are being paid for by the developer of the project.

Councilwoman Metzler asked if the three (3) adjacent properties are outside of the development?

Mr. DiFrancesco stated that the properties are not currently part of the extension.

Hearing closed.

Public Hearing #2 -  To Consider Establishment of the Intensified Sidewalk District – Abbington Place Subdivision

The Town Clerk read the title of Notice of Public Hearing, said Notice was published in the Penfield Post on May 12, 2011, posted on the website and on the Bulletin Board.

Mark DiFrancesco, Superintendent of Sewers, stated this proposal is to install sidewalks within the subdivision and that it is a special improvement district, therefore, all costs are paid for by the developer. A Special Improvement district allows the Town to raise revenue for the maintenance of the sidewalk system within a subdivision.

Councilman Quinn asked if all the streets within the subdivision have sidewalks?

Engineer Michael Bogojevski from BME Associates, stated that all streets have sidewalks except for Whitespire Lane.
Councilman Quinn also asked how many linear feet of sidewalks have been proposed?

Mr. Bogojevski stated he was unsure without checking his records.

Councilman Quinn asked if the district includes a crosscut from the existing subdivision to the new subdivision?

Mr. Bogojevski said, “it does.”

Supervisor LaFountain read an e-mail received from Louise Cleary, 1252 Jackson Road that stated she is against the proposed sidewalk and lighting districts. Ms. Cleary also stated in the e-mail that she would be upset if her tax dollars were used to maintain the sidewalks and street lights. Furthermore, she states that the proposed high density subdivision goes against the Comprehensive Plan which specifically states that the Town will not have high density next to agricultural.

Hearing closed.

Public Hearing #3 - To Consider Establishment of the Intensified Lighting District – Abbington Place Subdivision

The Town Clerk read the title of Notice of Public Hearing, said Notice was published in the Penfield Post on May 12, 2011, posted on the website and on the Bulletin Board.

Mark DiFrancesco, Superintendent of Sewers, stated that the proposed lighting differs significantly from normal intersection lighting in that it is a higher intensity light disbursement and has decorative fiberglass poles and colonial heads. Mr. DiFrancesco also stated that there are special district charges that are assessed to the residents within the intensified lighting district.

Mr. DiFrancesco also stated that the improvements will be initially paid for by the developer and then turned over to the Town.

Hearing closed.

Communications and Announcements

1. The annual free Rabies Clinic will be held this Saturday, June 4, 2011 from 10:00 AM to Noon at the Penfield Sewer Garage, 1607 Jackson Road.

2. The Town of Penfield and the Kiwanis Club of Penfield – Perinton Foundation will host its 2nd Annual Community Charity Golf Tournament on Monday, June 20, 2011 at the Shadow Lake Golf Club. Registration will begin at 10:00 AM. The tournament will benefit local charities.

3. Town Clerk Steklof gave a shout-out to her parents, Judy and Dick Rosenbaum who are celebrating their 53rd Anniversary today and wished a Happy Birthday to Councilwoman Kohl who is celebrating her birthday today.

4. Councilwoman Kohl, Councilwoman Metzler and Councilman Quinn attended the May 26, 2011 Senior Citizen Police Academy Graduation Ceremony. 17 residents graduated and received awards handed out by Sheriff Patrick O’Flynn, Monroe County Sheriff’s office.

5. A ribbon cutting ceremony will be held on Thursday, June 2, 2011 for the Abraham Lincoln Park located on Empire Boulevard. It is a Monroe County Park located in Penfield.
6. The "Taste of Penfield" will be held Friday, June 3, 2011 at the Penfield Amphitheater in Penfield Veteran's Memorial Park behind the Town Hall. Flight tickets go on sale at 4:30 PM. Tasting tents will open at 5:00 PM and the Penfield High School Jazz Ensemble will play from 5:00 PM to 8:00 PM.

7. The Penfield Symphony Orchestra Picnic "Pops" Concert will be held Saturday, June 4, 2011 from 4:00 PM to 6:00 PM at the Penfield Amphitheater in Penfield Veteran's Memorial Park, behind the Town Hall.

8. The Independence Day Celebration will be held on Saturday, July 2, 2011. Temporary "No Parking" signs will be posted on Baird Road (north of Penfield Road), Peachtree Road, Hotchkiss Circle, Wheelock Road, Kenmont Drive, Henderson Drive, Avonmore Way, Hidden Meadow, Hillrise Drive, Lazy Trail, Valley Green Drive, Valley Green Circle, Maple Hill Farm Road and Maple Leaf Circle. The parade will begin at 10:00 AM with music from 6:00 PM to 11:00 PM and fireworks begin at 10:00 PM. For more information go to www.penfield.org.

9. The Young Open and Honest Player’s (YOHP) will perform a comic sketch - "The Dining Room" by AR Gurney on Friday, June 3, 2011 and Saturday, June 4, 2011 at 7:00 PM at the Penfield Community Center.

10. Open House and Pie Social at the Dayton’s Corners School, at the corner of Plank Road and Creek Street will be held Sunday, June 26, 2011 from 2:00 PM to 4:00 PM.

11. The annual Public Employer Risk Management Association (PERMA) meeting was held last week. Penfield received a Certificate of Achievement in recognition for receiving a high loss control evaluation score of 95% for fiscal year 2010. Supervisor LaFountain recognized Mark DiFrancesco and the Risk Management and Safety Team for their hard work.

12. The 100 Mile Walking Club will begin on June 6, 2011 and continue through September 30, 2011. You may purchase a pedometer for $1.00 at the Penfield Recreation Department. For more information go to www.penfield.org.

13. Two (2) free outdoor hikes will be held on Saturday, June 11, 2011 from 9:00 AM to 11:00 AM, led by Penfield Trails Committee members. The first hike will start at the west end of Brougham Drive at Wild Iris Trail. The second hike will begin at Sherwood Fields on NYS Rte. 441 next to the East Penfield Fire Hall. To register call the Penfield Recreation office at 340-8655.

14. A ceremony was held on Sunday, May 29, 2011 at Harris Whalen Park to dedicate and install a bench in memory of Anne Britt, wife of Jim Britt who is a member of the Trails Committee and Parks and Recreation Board.

15. Councilwoman Kohl’s next Community Chat will be held Saturday, June 11, 2011 from 9:00 AM - 10:30 AM at Bruegger’s Bagels in the Penn Fair Plaza, 2200 Penfield Road.

16. The Wegman’s Penfield Music Festival will be held Saturday, June 4, 2011 from 11:00 AM to 3:00 PM at the Amphitheater behind the Town Hall.
17. The Penfield Rotary Band will perform on Tuesday, June 7, 2011 at 7:00 PM at the Penfield Amphitheater.

18. Councilwoman Kohl congratulated the Penfield YMCA for winning the “Best Customer Service” Award. This is the second time they have won for best YMCA customer service in the country.

19. Video footage was shown of the Memorial Day Ceremony in Veteran’s Memorial Park at the Amphitheater. The ceremony was held on Monday, May 30, 2011.

Public Participation
John Trepasso, 1522 Plank Road asked if the Town could maintain the property at 1536 Plank Road. The grass is overgrown.

Supervisor LaFountain stated that the Town will look into the matter first thing tomorrow morning.

Additions and Deletions to Agenda - None

Approval of Minutes
Councilwoman Kohl moved to approve the Minutes of May 18, 2011. Councilman Moore seconded and all voted “aye.”

Petitions - None

Resolutions by Function

Law and Finance

#11T-152  2011 Budget Transfers – Rubber Tired Excavator by Moore

WHEREAS, the Town Board authorized the purchase of a Rubber Tired Excavator per Town Board Resolution #11T-31 dated May 4, 2011 for $165,789, 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 2011 Budget Transfer be approved in the Drainage Funds as follows:

<table>
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<tr>
<th>Drainage Fund Appropriations:</th>
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<tbody>
<tr>
<td>From To</td>
<td>Amount</td>
</tr>
<tr>
<td>Drainage Projects</td>
<td>Rubber Tired Excavator $165,800 06-8540-0040-4004 06-8540-0002-2200</td>
</tr>
<tr>
<td>Total</td>
<td>$165,800</td>
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</tbody>
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Moved: Moore
Seconded: Kohl

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

Adopted

#11T-153 Authorization to Lease Land to Martin Schutt by Moore

WHEREAS, Martin Schutt, wishes to lease a parcel of land from the Town of Penfield for agricultural purposes, and

WHEREAS, it is in the best interests of the Town of Penfield to enter into said lease, and
NOW, THEREFORE, be it hereby RESOLVED, that the Town Board lease to Martin Schutt a parcel of land described in Schedule “A” hereto annexed for a period of five (5) years for agricultural purposes.

This Resolution is adopted subject to a Permissive Referendum and the Town Clerk be and she is hereby directed to post and publish a Notice in the manner prescribed by Law.

Moved: Moore
Seconded: Quinn

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

Adopted

See Schedule “A” at end of Minutes

Authorization for the Town Board to Accept a Grant From the County of Monroe for $50,000 for Empire Boulevard Sidewalks

WHEREAS, the Town of Penfield is a member of the Monroe County Community Development Block Grant Urban Consortium; and

WHEREAS, the Town of Penfield has entered into a cooperation agreement to participate in the Community Development Program, and comply with the Federal laws and requirements regulating the program; and

WHEREAS, the Town of Penfield, New York, after consultation with the public, has identified an appropriate use of potential Community Development funding the Town; and

WHEREAS, the Town of Penfield made application to the Monroe County Development Administration for a project that satisfied their determination; and

WHEREAS, the Monroe County Development Administration has awarded a grant for a maximum amount of $50,000 to the Town of Penfield for new sidewalks along Empire Boulevard; and,

WHEREAS, the Town of Penfield has deemed it in the best interest of the Town of Penfield that it accepts this grant,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Penfield accepts this grant and encourages the implementation of this project

Moved: Moore
Seconded: Metzler

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

Adopted

Authorization for MRB Group, P.C. to provide Engineering Service related to the Collingsworth Drive Sanitary Sewer Improvement Project

WHEREAS, the Town Board received a petition from residents of the Collingsworth Drive area dated 7/2/2010, requesting that the Town investigate the feasibility of constructing sanitary sewers in this area, and
WHEREAS, the Town Board authorized the preparation of a preliminary Engineering report to identify project scope, estimated cost and feasibility for said project; and then held a Public Informational Meeting, on 2/15/2011, to report these findings thus answering the residents petition, and

WHEREAS, then after reporting this project information, including a Map, Plan, Report and Cost Impact to a Typical Property, the Penfield Sewer Department proceeded to survey property owners to determine their level of interest for having the Town Board move ahead with this type of a project, and

WHEREAS, after surveying these residents it was determined that (15) of the total (18) properties, or 83.3 % were in favor of the Town Board moving ahead with this project, and

WHEREAS, the Town Board directed staff to seek an engineering proposal from MRB Group, PC to provide Final Design, Bidding and Contract Administration Services for this project, and

WHEREAS, pursuant to this request MRB Group, P.C. has submitted a written cost proposal to provide Final Design, Bidding and Contract Administration Services for this project in an amount not to exceed $39,300, and

WHEREAS, this proposal for engineering service is consistent in scope and cost with similar service provided for other sewer improvement projects.

NOW, THEREFORE BE IT RESOLVED that MRB Group, P.C. be, and hereby is, authorized to provide said Engineering services as outlined in their proposal dated 3/31/2011 in an amount not to exceed $39,300.

Moved: Metzler
Seconded: Moore

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

Adopted

Public Safety - None

Community Services

#11T-156 Authorization for Supervisor to Sign Recreation Contracts
by Kohl

BE IT RESOLVED, that the Town Board authorizes the Town Supervisor to sign the following Recreation Contracts:

Jeff Wilson, 331 Lowden Point Rd., Rochester, NY  14612, Music Director/conductor for YOHP Summer Musical, The Mystery of Edwin Drood, for a fee of $1,000.00. Vouchers to be submitted on 7/6/11 and 8/3/11.

Daniel Myers, 12 Mount Eagle Drive, Penfield, NY  14526, Assistant Director for YOHP summer production of The Mystery of Edwin Drood, for a fee of $400.00. Voucher to be submitted on 7/6/11 and 8/3/11.

David Puls, 271 Westfield Rd., Rochester, NY  14610, Basic Animation Instructor for three (3) classes; 8/15/11, 8/16/11 and 8/19/11 for a fee of $35.00 for each registered participant. Voucher to be submitted 8/3/11.
Art Whitfield, Wind Works Design, 251 Drumcliff Way, Rochester, NY 14612, Light design, sound engineer for YOHP Summer production of The Mystery of Edwin Drood, for a fee of $2,200.00. Wind Works Design will be responsible for set up, take down of all production equipment and will design and run technical applications for the show. Fee will also include running tech for rehearsals 8/8/11 – 8/10/11 as well as performances on 8/11/11 – 8/13/11. Voucher to be submitted 8/3/11.

Kelly Bilow, 738 Gasberry Lane, Webster, NY 14580, Brighton 5K Training Program Instructor, 5/25/11 – 7/04/11, for the fee of 80% of the program revenue after all supply costs have been deducted. Voucher to be submitted 6/15/11.

Moved: Kohl
Seconded: Quinn

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<tr>
<th>Vote:</th>
<th>Kohl</th>
<th>Aye</th>
<th>LaFountain</th>
<th>Aye</th>
<th>Metzler</th>
<th>Aye</th>
<th>Moore</th>
<th>Aye</th>
<th>Quinn</th>
<th>Aye</th>
</tr>
</thead>
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Adopted

Old Business - None

New Business - None

Public Participation - None

Adjournment

Supervisor LaFountain adjourned the meeting at 8:18 PM.

Amy Steklof
Town Clerk