PENFIELD TOWN BOARD AGENDA

Wednesday, August 17, 2011 7:30 PM

Supervisor R. Anthony La Fountain, 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 – July 20, 2011

VI Petitions

VII Resolutions by Function

Law and Finance
#11T-196 Appointment of School Tax Collector for the 2011-2012 School Year for the Wayne Central School District
#11T-197 Adoption of Standard Contractor’s Questionnaire for Projects in Excess of $100,000
#11T-198 Setting a Public Hearing for an Amendment to the Zoning Ordinance and Map to Allow Rezoning from R-1-20 to Business Non-Retail within Routes 441/250 Overlay District at 2200, 2300, 2316, 2324, 2330 and 2323 Fairport Nine Mile Point Road
#11T-199 Setting a Public Hearing for an Amendment to the Zoning Ordinance and Map to Allow Rezoning from R-1-20 to Business Non-Retail within Routes 441/250 Overlay District at 2092, 2096, 2100, 2104, 2108, 2112, 2116, 2120 and 2124 Penfield Road
#11T-200 Authorization to 2011 NYS Assessor’s Seminar on Assessment Administration
#11T-201 Authorization to Attend American Planning Association New York Upstate Chapter Annual Conference

Public Works – None

Public Safety – None

Community Services
#11T-202 Authorization for Supervisor to Sign Recreation Contracts

VIII Old Business
IX New Business
X Public Participation
XI Adjournment
The Regular meeting of the Penfield Town Board was held on Wednesday, August 17, 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  

Supervisor LaFountain called the meeting to order – The Pledge of Allegiance was led by Martin, a Boy Scout from Troop #260.

Communications and Announcements

1. The 2011-2012 Sporting Licenses for hunting, fishing, trapping and deer management permits (DMP’s) are now available and can be purchased at the Penfield Town Clerk’s office or ordered by mail or by telephone and via the internet at www.dec.ny.gov. The licenses and permits are valid beginning October 1, 2011 through September 30, 2012.

2. Another successful Passport Night was held in the Penfield Town Hall Auditorium on Thursday, August 4, 2011. The Town Clerk’s office received 29 calls for appointments; there were 15 walk-ins and 23 passports were processed.

3. The American Red Cross Blood Drive will be held Thursday, August 25, 2011 from Noon to 6:00 PM at the Penfield Community Center.

4. A traffic signal will be placed at the intersection of Jackson Road and Atlantic Avenue and in operation by mid September 2011.

5. Turning lanes have been placed north bound and south bound at the intersection of NYS Route 250 and Plank Road. Crews are in the process of placing turning lanes at the intersection of NYS Route 250 and Atlantic Avenue.

6. The Town of Penfield’s Highway Department contracts to do paving projects around town and within the community. The projects are a source of additional revenue for the town. Paving projects at Bay Trail Middle School and Scribner Road School in the Penfield School District have recently been completed by the Town’s Highway crew. The Highway crew has now moved on to paving at the Penfield Central School’s Administration Office. The partnership the Town has with the Penfield School District saves the district money due to the Highway crew being able to complete the jobs faster and cheaper than contractors would.

7. The make up rain date for the Free Family Movie Night will be held Friday, August 19 at Rothfuss Park. The movie “Despicable Me” will be shown beginning at dusk.

8. The Penfield Players will hold auditions for “Strictly Murder” on August 23 and 24, 2011 at 7:00 PM in Court Room A at the Penfield Community Center. For more information visit www.penfieldplayers.org.

9. The Town of Penfield will be observing the 10th Anniversary of September 11. Remembrance events are scheduled to begin at 1:00 PM on Sunday, September 11 at the Jackson Road entrance to Veteran’s Memorial Park and will continue at the park’s amphitheater at 1:30 PM. The faith community will lead a CROP Walk for Hunger along the trails of the park immediately following the service. Donations will be shared within our Penfield Food Shelf.
10. The Town’s Highway Department will have two thirds of the sidewalk program along Panorama Trail completed by tomorrow with the last third completed by next week, weather permitting. The sidewalks run from Browncroft Boulevard to Panorama Plaza.

11. As a follow up to a Public Participation item from the July 6, 2011 Town Board meeting in which resident Bill Kelley inquired about sidewalk installation along Panorama Trail, Supervisor LaFountain informed that the town is on schedule for that. Another item that Mr. Kelley had mentioned during that meeting was in reference to an individual that had dedicated a lot of time to the Town’s Senior Program as a volunteer and thought the individual had not been recognized. Supervisor LaFountain stated that, for the record to be accurate, he has informed Mr. Kelley that the individual was a paid employee of the Town receiving pay for the trips she led for the seniors as well as paid lunches and admission tickets. Supervisor LaFountain also mentioned that a reception and gift was given to the individual by the Senior Citizen group and staff to recognize her when she retired. Lastly, Mr. Kelley had inquired about Senior Programs in general and Supervisor LaFountain stated the Town is following up on that.

12. The Penfield Recreation 2011 Fall program brochure is now online at www.penfield.org. Registration begins September 6, 2011.

13. The Penfield Scenic Trek Walk will be held on Saturday, September 10, 2011 from 9:00 AM to 11:00 AM in the Historic Penfield Four Corners. Meet at Schaufelberger Park at the corner of Five Mile Line Road and Penfield Road. To register, contact Penfield Recreation at 340-8655.

14. The Nels Carmen Big Band Dance Series will be held the first Tuesday each month in the Penfield Community Center. The next dance will be on Tuesday, September 6, 2011 from 7:30 to 9:30 PM. The Penfield Rotary Band will play and light refreshments will be provided. $1.00 fee will be collected at the door.

15. Councilwoman Kohl’s next Community Chat will be held Tuesday, September 20, 2011 from 5:30 to 7:00 PM at the Penfield Public Library.

Public Participation

Vernon Loveless, 19 Old Westfall Drive stated he often encounters foul odors in his neighborhood linked to operations at Baker Commodities Rendering Plant. Mr. Loveless stated he watched the August 3, 2011 Town Board meeting on Channel 12 and was very upset with the comments the Town Attorney made during Bob Reid’s presentation.

Mr. Loveless stated that he is disappointed that there has been no communication received from the Town Board in response to Mr. Reid’s August 3 statements. He would like the Town Board to take action in the matter and asked Supervisor LaFountain what he plans to do to get Baker Commodities to stop the odor problem.

Supervisor LaFountain stated he has been in contact with Mr. Reid. Supervisor LaFountain also stated he and Town representatives plan to meet with the Department of Environmental Conservation (DEC), Baker Commodities and neighborhood representatives in September to discuss the problem, including what has occurred in the past, equipment maintenance and new materials for the scrubber system. Supervisor LaFountain stated he will add Mr. Loveless to the distribution list to receive correspondence on this subject.
Town Attorney, Richard Horwitz stated that his comments toward Mr. Reid’s statements during the August 3 meeting was intended to clarify information that he felt was not presented accurately. He stated he had also wanted to reach out to Bob Reid to let him know he is available to talk with him or any citizen and assist in anyway he can. He also stated he does not routinely receive complaints from citizens. Lastly, he stated that the Town Board will do all it can to remediate the situation.

Rose Hanscom, 45 Anytrell Drive stated she was upset with what she saw while watching the Public Participation portion of the August 3, 2011 Town Board meeting. Ms. Hanscom stated she listened to the opinions of Mr. Reid and Mr. Cleary and respect how they care and advocate for what they feel is the best interests of their neighbors, but disagrees with their assessment of the current Town Board. Ms. Hanscom stated she believes in the integrity of the Town Board and that she feels they work hard to listen, help and inform the residents of Penfield. She stated that the Town Board is doing their best to meet the needs of Mr. Reid, Mr. Cleary and the rest of the community.

Ms. Hanscom informed that Bayview Cleaners in Penfield received the Rochester Choice Award for being the #1 choice of American Dry Cleaners.

Ms. Hanscom held up a copy of the book “Forged Through Trials.” The book is an anthology of 12 Webster School District Student authors. Ms. Hanscom stated her son is one of the authors who also designed the book’s cover. All the stories are about heroes and the trials they go through to become heroes. Ms. Hanscom plans to donate the book to the Penfield Library.

Ms. Hanscom stated she loves the NYS Rte 250 improvements but would like to know why the state did not put money into improving Empire Boulevard.

Councilman Quinn stated he is not sure but will look into it.

Town Attorney Horwitz stated that years ago the intersection of NYS Rte. 250 and NYS Rte. 441 was identified statistically as an area with a high amount of accidents and therefore, the state needed to focus on improving that area.

Ms. Hanscom stated the intersection at Empire and Bay and Creek is an area where many accidents occur.

Supervisor LaFountain stated that a study of North Crossroads and LaSalles Landing was done a number of years ago. At that time, it was found that the way the intersection lines up is part of the issue. The Board will look further into the problem and get back to Ms. Hanscom.

Supervisor LaFountain asked Martin from Boy Scout Troop #260 what badge he is working on. Martin stated he is working on the Citizenship in the Community Badge.

Additions and Deletions to Agenda

Councilman Moore moved to add Resolution #11T-203 to the agenda and Councilwoman Kohl seconded it.

Approval of Minutes

Councilwoman Kohl moved to approve the Minutes of July 20, 2011. Councilman Quinn seconded and all voted “aye.”

Petitions - None
Resolutions by Function

Law and Finance

#11T-196 Appointment of School Tax Collector for the 2011-2012 School Year for the Wayne Central School District by Moore

WHEREAS, Section 37 of the Town Law of New York State provides that collection of school taxes in first class towns is the duty of the Town’s Receiver of Taxes & Assessments unless a Resolution is adopted by the Town Board to convey this responsibility to the tax collector appointed by the Board of Education, and

WHEREAS, Penfield is one of six (6) first-class townships within the boundaries of Wayne Central School District, and

WHEREAS, the tax receiver as appointed by the Wayne Central School District as the school tax collector for the Wayne Central School District portion of the Town of Penfield for the 2011 – 2012 school year,

NOW, THEREFORE, BE IT RESOLVED, that the Penfield Town Board hereby approves the appointment of Mrs. Cathy Herzog as School Tax Collector for the Wayne Central School District portion of properties in the Town of Penfield.

Moved: Moore
Seconded: Kohl

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

Adopted

#11T-197 Adoption of Standard Contractor’s Questionnaire for Projects in Excess of $100,000 by Moore

WHEREAS, the Town of Penfield is interested in providing the Town with an additional level of protection for capital projects in excess of $100,000; and

WHEREAS, the Town of Penfield has reviewed a Standard Contractor’s Questionnaire to assist the Town of Penfield and its consultants in the evaluation of contractors; and

WHEREAS, the Standard Contractor’s Questionnaire will become a part of all bids for capital projects in excess of $100,000; and

WHEREAS, a Public Hearing was held at the Penfield Town Hall, 3100 Atlantic Avenue, Penfield, New York, on August 3, 2011, at 7:30 PM, to consider the adoption of the Standard Contractor’s Questionnaire, which will be made part of the town’s Design Criteria and Construction Specifications.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Penfield hereby adopts the Standard Contractor’s Questionnaire, to be made part of the town’s Design Criteria and Construction Specifications; and

BE IT FURTHER RESOLVED, that copies of said document shall be provided to all Town Board members and Committees for their use and guidance, and copies shall be made available at the Town Clerks office for review by the residents and those having business before the Town.
Moved: Moore
Seconded: Quinn

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

Adopted

#11T-198 Setting a Public Hearing for an Amendment to the Zoning
Ordinance and Map to Allow Rezoning from R-1-20 to Business
Non-Retail within Routes 441/250 Overlay District at 2200, 2300, 2316, 2324, 2330 and 2323 Fairport Nine Mile Point Road

WHEREAS, the 2010 Penfield Comprehensive Plan recommended that the above referenced properties should be rezoned from R-1-20 to Business Non-Retail within the Routes 441/250 Overlay District; and

WHEREAS, the property owners of said properties have petitioned the Town Board of the Town of Penfield to administratively rezone said properties from R-1-20 to Business Non-Retail within the Routes 441/250 Overlay District pursuant to the recommendations of the 2010 Comprehensive Plan; and

WHEREAS, the Town Board is required to conduct a Public Hearing in order to consider the rezoning of the subject properties, and

WHEREAS, it is the Town Board’s intent to seek public input on and evaluate the implementation of this 2010 Comprehensive Plan recommendation;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Penfield will hold a Public Hearing at the Penfield Town Hall, 3100 Atlantic Avenue, Penfield, New York 14526 on September 14, 2011, at 7:30 PM on said date, to consider said proposal and to hear all persons on the question of amending the Zoning Ordinance and Zoning Map of the Town of Penfield from R-1-20 to Business Non-Retail within the Routes 441/250 Overlay District of the six (6) properties identified hereinabove and more particularly described in Schedule “A” attached hereto and made a part hereof; 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 not to be less than ten (10) nor more than twenty (20) days before the date set for said Hearing as aforesaid. A copy of this Resolution shall be posted on the official signboard of the Town as prescribed by law.

Moved: Moore
Seconded: Metzler

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

Adopted

See Schedule “A” at end of Minutes
#11T-199  Setting a Public Hearing for an Amendment to the Zoning Ordinance and Map to Allow Rezoning from R-1-20 to Business Non-Retail within Routes 441/250 Overlay District at 2092, 2096, 2100, 2104, 2108, 2112, 2116, 2120 and 2124 Penfield Road by Moore

WHEREAS, the 2010 Penfield Comprehensive Plan recommended that the above referenced properties should be rezoned from R-1-20 to Business Non-Retail within the Routes 441/250 Overlay District; and

WHEREAS, the property owners of said properties have petitioned the Town Board of the Town of Penfield to administratively rezone said properties from R-1-20 to Business Non-Retail within the Routes 441/250 Overlay District pursuant to the recommendations of the 2010 Comprehensive Plan; and

WHEREAS, the Town Board is required to conduct a Public Hearing in order to consider the rezoning of the subject properties, and

WHEREAS, it is the Town Board’s intent to seek public input on and evaluate the implementation of this 2010 Comprehensive Plan recommendation;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Penfield will hold a Public Hearing at the Penfield Town Hall, 3100 Atlantic Avenue, Penfield, New York 14526 on September 14, 2011, at 7:30 PM on said date, to consider said proposal and to hear all persons on the question of amending the Zoning Ordinance and Zoning Map of the Town of Penfield from R-1-20 to Business Non-Retail within the Routes 441/250 Overlay District of the nine (9) properties identified hereinafore and more particularly described in Schedule “A” attached hereto and made a part hereof; 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 not to be less than ten (10) nor more than twenty (20) days before the date set for said Hearing as aforesaid. A copy of this Resolution shall be posted on the official signboard of the Town as prescribed by law.

Moved: Moore  
Seconded: Kohl

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Adopted

See Schedule “A” at end of Minutes

#11T-200  Authorization to Attend 2011 NYS Assessor’s Seminar on Assessment Administration by Moore

WHEREAS, it is in the best interest of the Town of Penfield to provide for adequate educational opportunities for employees to maintain high standards and keep abreast of current methods and Laws;

NOW, BE IT THEREFORE RESOLVED, that Ann Buck, Assessor’s Office, is hereby authorized to attend the NYS Assessor’s Seminar on Assessment Administration being held in Buffalo, New York the week of September 11-14, 2011, for a cost not to exceed $600.00. Funds for this seminar have been budgeted in the Assessor’s Office 2011 budget.
(Resolution #11T-200 - Continued)

Moved: Moore  Seconded: Quinn

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

Adopted

#11T-201 Authorization to Attend American Planning Association New York Upstate Chapter Annual Conference by Moore

WHEREAS, the 2011 Planning Department budget includes funding intended to allow one representative to attend the APA Upstate NY Chapter Conference; and

WHEREAS, it is in the town’s best interest to have staff members attend training workshops to gain knowledge pertaining to current practices in zoning, preservation, environmental protection, redevelopment, and case law; and

WHEREAS, the American Planning Association is not-for-profit national educational organization that provides leadership in the development of vital communities; and

WHEREAS, the town planner also serves as the nine (9) county Genesee/Finger Lakes Section President as well as on the APA Upstate NY Executive Board which meets during the conference,

NOW, THEREFORE, BE IT RESOLVED that the Town Planner is hereby authorized to attend the American Planning Association Upstate NY Annual Conference, to be held from September 28 to 30, 2011 in Utica for a cost not to exceed $600. This cost will be allocated from the 2011 departmental conference budget line.

Moved: Moore  Seconded: Metzler

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

Adopted

Public Works - None
Public Safety - None
Community Services

#11T-202 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:

The following persons to provide service as Girls Lacrosse Camp instructors 7/25/11 - 7/28/11, for the fee of $22.50 per day. Vouchers to be submitted 8/17/11.

Dana Plakosh, 14 Nevele Creek, Penfield, NY 14526
Lindsay Igoe, 74 Hillcrest Drive, Penfield, NY 14526
Kristina Igoe, 74 Hillcrest Drive, Penfield, NY 14526
Jenna Fallone, 70 Terrace Hill Drive, Penfield, NY 14526
Sydney Fallone, 70 Terrace Hill Drive, Penfield, NY 14526
(Resolution #11T-202 – Continued)

Mike Butler, 24 Titus Avenue, Rochester, NY 14617, Assistant Director, Penfield Recreation Girls Lacrosse Camp, 7/25/11 – 7/28/11, for the fee of $275.00 and adult staff for Boys Lacrosse Camp 7/25/11 – 7/28/11 for the fee of $45.00 per day. Voucher to be submitted 8/17/11.

The following persons to provide assistance in instruction of Boys Lacrosse Camp participants, 7/25/11 – 7/28/11, for the fee of $23.00 per day, ($12.00 per day if present partial session). Voucher to be submitted 8/17/11.

Nick Kivinen, 17 Shadow Creek, Penfield, NY 14526
Matt Bilak, 19 Split Rail Run, Penfield, NY 14526
Anthony Mitchell, 67 Finchwood Lane, Penfield, NY 14526
Mathias McDonough, 15 Seton Court, Penfield, NY 14526
Matt Condon, 56 Woodlyn Way, Penfield, NY 14526
Brandy Humberstone, 902 North Landing Rd, Rochester, NY 14625
Dan Marring, 8 Wayshire Drive, Penfield, NY 14526
Connor Russell, 436 Parkside Trail, Macedon, NY 14502
Jake Aldrich, 11 Putting Green Lane, Penfield, NY 14526

The following persons to serve as age group supervisors of Boys Lacrosse Camp, 7/25/11 – 7/28/11, for the fee of $25.00 per day. Voucher to be submitted 8/17/11.

Kyle Denhoff, 65 Willowbend Drive, Penfield, NY 14526
Alex Williams, 2791 Penfield Road, Penfield, NY 14526
Nick Hancock, 1 Chevhill Circle, Penfield, NY 14526

The following persons to serve as Adult supervisors of Boys Lacrosse Camp, 7/25/11 – 7/28/11, for the fee of $45.00 per day. Voucher to be submitted 8/17/11.

Jeremy Woodworth, 30 Alta Vista Drive, Rochester, NY 14625
Kevin Green, 1740 Sweets Corner Road, Fairport, NY 14450
Jeff Dobin, 55 Meadow Drive, Penfield, NY 14526
Brian Dell, 3 Holley Ridge Circle, Rochester, NY 14625
Kyle Denhoff, 65 Willowbend Drive, Penfield, NY 14526

Wayne Smith, 80 Wheelock Road, Penfield, NY 14526, Director of Girls Lacrosse Camp, 7/25/11 – 7/28/11, for the fee of $300.00 plus $1.00 per participant. Voucher to be submitted 8/17/11.

The following persons to provide assistance in instruction of Girls Soccer Camp participants 8/1/11 – 8/5/11, for the fee of $22.00 per day. Voucher to be submitted 8/17/11.

Sarah Kamenecka, 70 Chippenham Drive, Penfield, NY 14526
Annette Cappellino, 32 Saybrooke Drive, Penfield, NY 14526
Elizabeth Marks, 65 Edenfield Road, Penfield, NY 14526
Tess Pullano, 79 Lazy Trail, Penfield, NY 14526
Sarah Woychick, 12 Chantilly Lane, Penfield, NY 14526

Nicole Gonzalez, 721 Westwood Trail, Macedon, NY 14502, Soccer For 5’s Instructor, 8/1/11 – 8/17/11, for the fee of $20.00 per session. Voucher to be submitted 8/17/11.

The following persons to provide assistance in instruction of Boys Basketball Camp participants 8/1/11 – 8/5/11, for the fee of $22.00 per day. Voucher to be submitted 8/17/11.
Penfield Town Board, August 17, 2011

(Resolution #11T-202 – Continued)

Evan Burnett, 129 Clearview Drive, Penfield, NY 14526
Mitch Cote, 1683 Five Mile Line Road, Penfield, NY 14526
Kyle Covely, 21 Foxhill Dr, Fairport, NY 14450
Aaron Hawn, 900 Penfield Road, Rochester, NY 14625
Andre Lee, 6 Alta Vista Drive, Rochester, NY 14625
Scott Huddle, 82 Helmsford Way, Penfield, NY 14526
Mike Cummins, 83 Henderson Drive, Penfield, NY 14526
Chris Bates, 44 Scarborough Park, Rochester, NY 14625
Trent Berardi, 86 Phaeton Drive, Penfield, NY 14526

The following persons to provide assistance in instruction of Girls Field Hockey Camp participants, 8/8/11 – 8/12/11, for the fee of $20.00 per day. Voucher to be submitted 8/17/11.

Abigail Guest, 210 Hillrise Drive, Penfield, NY 14526
Christina Laing, 2173 Five Mile Line Road, Penfield, NY 14526
Tara Lamberti, 240 Hampton Way, Penfield, NY 14526


Pisces School of Dive, Inc., 783 Fairport Road, East Rochester, NY 14445, Discover Scuba Diving, 9/24/11 for a fee of 80% of the total revenue less expenses. Voucher to be submitted 9/21/11.

Penfield Art Center, 2131 Five Mile Line Road, Penfield, NY 14526, Book Making, Writing & Illustrating, 10/6/11 – 10/20/11 for a fee of 80% of the total program revenue and Introduction to Pen and Ink, 10/22/11 for a fee of 75% of the total program revenue. Vouchers to be submitted 10/19/11 and 11/2/11.

Danielle Staversky, 626 Cranberry Lane, Macedon, NY 14502, to direct Jazzy Cheer Dance, 12/27/11 – 12/29/11, for the fee of $50.00 per day. Voucher to be submitted 1/4/12.

Dave Rogachefsky, 2199 East Main Street, Rochester, NY 14609, Friday Gym Frolics, Floor Hockey, K-1 Sports of all Sorts, and 2-3 Sports of all Sorts, 9/20/11 – 11/18/11 for a fee of $20.00 per class. Vouchers to be submitted 10/5 & 11/2/11.

Lisa Valcore, 57 Country Lane, Penfield, NY 14526, Zumbatomic – 11/5/11 – 12/10/11 and Zumba Gold – Fridays – 9/30/11 – 12/9/11 for a fee of 80% of the total revenue for Zumbatomic and 75% of the total revenue for Zumba Gold. Vouchers to be submitted 10/5, 11/2 and 12/7/11.

TrueNorth Equestrian Center, 3476 Atlantic Avenue, Penfield, NY 14526, Horseback Riding Intro, 9/26/11 – 10/26/11, for a fee of 80% of the total program revenue. Voucher to be submitted 10/19/11.

Gymnastics Training Center, 2051 Fairport Nine Mile Point Road, Penfield, NY 14526, Gymnastics – Beginner and Gymnastics for Tiny Tumblers – 9/19/11 – 10/24/11 for a fee of 80% of the total program revenue. Voucher to be submitted 10/19/11.

Genesee Conservation League, 1570 Old Penfield Road, Rochester, NY 14625, Youth Basic Air-Rifle Instruction, 9/10/11 – 11/12/11 for a fee of 80% of the total program revenue. Vouchers to be submitted 9/21 and 11/2/11.

Maureen Ward, 46 Reynolds Road, Webster, NY 14580, Handmade Christmas Cards, 9/20/11 – 11/15/11 for a fee of 70% of the total program revenue. Vouchers to be submitted 10/5/11 and 11/16/11.
Penfield Town Board, August 17, 2011

(Resolution #11T-202 - Continued)

Kathryn Boone, KB Dog Training, 28 Landing Park, Rochester, NY 14625, Dog Obedience Classes, 9/21/11 - 11/9/11 for a fee of 80% of the total program revenue less expenses. Vouchers to be submitted 10/5 & 11/2/11.

Rees & Company, Inc., 147 Morgan Road, Scottsville, NY 14546, Remodeling Your Kitchen: Getting Started, 9/22/11 for a fee of 75% of the total program revenue. Voucher to be submitted 10/5/11.

Carrie Herscovici, 17 Watchet Lane, Fairport, NY 14450, Gentle Yoga, 9/16/11 - 12/16/11, for a fee of 80% of the total program revenue for 10 or less registrants or a fee of 75% of the total program revenue for over 10 registrants. Vouchers to be submitted 10/5, 11/2 and 12/7/11.

Anne Freitas, 85 Harwood Circle, Rochester, NY 14625, Get Fit with Fun, 9/13/11 - 12/22/11, for a fee of 75% of the total program revenue. Vouchers to be submitted 9/21, 10/19, 11/16 & 12/21/11.

Monica Kraft, 1539 Fieldcrest Drive, Webster, NY 14580, Lighten and Tighten, 9/19/11 - 12/21/11 for a fee of 75% of the total program revenue. Vouchers to be submitted 10/5, 11/2 & 12/21/11.

Therese Bason, 172 D Serene Park, Webster, NY 14580, Pilates Mat Class – Mondays and Yoga’lates, 9/19/11 - 11/21/11, for a fee of 80% of the total program revenue for 10 or less registrants or a fee of 75% of the total program revenue for over 10 registrants. Vouchers to be submitted 9/21, 10/19 & 11/16/11.

Rhonda Flint, 1036 Pondbrook Point, Webster, NY 14580, Pilates Mat Class – Tuesday and Thursdays, 9/13/11 - 12/22/11 for a fee of 80% of the total program revenue per class for 10 or less registrants or a fee of 75% of the total program revenue per class for over 10 registrants. Vouchers to be submitted 9/21, 10/19, 11/16 & 12/21/11.

Sandra Sanzotta, 911 Lothario Circle, Webster, NY 14580, Low Impact Aerobics, 9/10/11 - 12/17/11 for a fee of 75% of the total program revenue. Vouchers to be submitted 9/21, 10/19, 11/16 and 12/7/11.

Glenda Bondy, 16 St. Ebbas Drive, Penfield, NY 14526, Zumba Gold – Wednesdays, 9/28/11 - 12/7/11 for a fee of 75% of the total program revenue. Vouchers to be submitted 10/5, 11/2 and 12/7/11.

Mary Lynne DiFolco, 1213 Shoecraft Road, Webster, NY 14580, Beginner Golf and Intermediate Golf, 9/21/11 - 10/6/11 for a fee of 80% of the total program revenue. Voucher to be submitted 10/5/11.

Marcia Orlandini, 11 Brookside Drive, Fairport, NY 14450, Volleyball Co-ed Play, 9/15/11 - 12/22/11, for a fee of $25.00 per class. Vouchers to be submitted 10/5 & 11/16/11.

Moved: Kohl
Seconded: Quinn

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

Adopted

Old Business - None
New Business

11T-203 Authorization to Maintain Properties and Assess the Charges to the 2012 Property Tax Bills by Moore

WHEREAS, on October 2, 1996, the Town Board of the Town of Penfield adopted Article IV-4-28 of the Penfield Zoning Ordinance entitled “Property Maintenance”; and

WHEREAS, the purpose of Article IV-4-28 of the Penfield Zoning Ordinance is to prevent the gradual encroachment of blight, deterioration, unsightliness and property devaluation and to assure that all premises within the Town of Penfield are maintained in a manner that will assure the health, safety and welfare of the general public; and

WHEREAS, the property owner of 1867 Empire Boulevard, SBL #093.11-1-35 has failed to maintain the lawn and exterior areas at the subject property which continues to be a concern for the health, safety and welfare of the surrounding neighbors; and

WHEREAS, the town staff has continually requested the property owner to maintain at this location with no result:

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Penfield hereby authorizes the Building and Zoning Administrator to have the property appropriately maintained; and

BE IT FURTHER RESOLVED, that the Town Board further authorizes that the cost of said maintenance and any necessary subsequent maintenance during the 2011 season also be charged to the 2012 property tax bill for the subject property.

Moved: Moore
Seconded: Kohl

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

Adopted

Public Participation - None

Adjournment

Supervisor LaFountain moved to adjourn the meeting at 8:30 PM.

Amy Steklof
Town Clerk
Schedule "A"

Description of the Areas Proposed to be Rezoned
From R-1-20 to Business Non-Retail

ALL THAT TRACT OR PARCEL OF LAND situate in the Phelps and Gorham Purchase, Township 13, Range 4 in the Town of Penfield, County of Monroe, and State of New York, being more particularly bounded and described as follows:

Beginning at the southwest corner of property located at 2332 Fairport Nine Mile Point Road and the right of way of Fairport Nine Mile Point Road (NYS Route 250); thence

North, a distance of 124.15 feet along the easterly property line of 2332 Fairport Nine Mile Point Road to the northeast property corner of 2332 Fairport Nine Mile Point Road and the southeasterly property line of 2330 Fairport Nine Mile Point Road; thence

North, a distance of 632.39 feet along the easterly property lines of properties located at 2330, 2324, 2316, 2300 and 2200 Fairport Nine Mile Point Road to the northeast property corner of 2200 Fairport Nine Mile Point Road and 2174 Fairport Nine Mile Point Road; thence

West, a distance of 554.77 feet along the northerly property line of 2200 Penfield Road to the northwest property corner of 2200 Fairport Nine Mile Point Road and the right of way of Fairport Nine Mile Point Road (NYS Route 250); thence

South, a distance of 983.80 feet along the property frontages of 2200, 2300, 2316, 2324, 2330 and 2332 Fairport Nine Mile Point Road and the right of way of Fairport Nine Mile Point Road (NYS Route 250) to the southwest property corner of 2332 Fairport Nine Mile Point Road (NYS Route 250) to a point of beginning, containing 6.86 acres of land, more or less.
Schedule “A”

Description of the Areas Proposed to be Rezoned
From R-1-20 to Business Non-Retail

ALL THAT TRACT OR PARCEL OF LAND situate in the Phelps and Gorham Purchase, Township 13, Range 4 in the Town of Penfield, County of Monroe, and State of New York, being more particularly bounded and described as follows:

Beginning at the intersection of Penfield Road (NYS Route 441) and Harris Whalen Park Road, at the southeast corner of property located at 2124 Penfield Road and the right of way of Penfield Road (NYS Route 441); thence

North, a distance of 183 feet along the easterly property line of 2124 Penfield Road to the northeast property corner of 2124 Penfield Road and the Penfield Central School District property line; thence

West, a distance of 931.50 feet along the northerly property lines of properties located at 2124, 2120, 2116, 2112, 2108, 2104, 2100, 2096 and 2092 Penfield Road to the northwest property corner of 2092 Penfield Road and the Penfield Central School District properties; thence

South, a distance of 200 feet along the westerly property line of 2092 Penfield Road to the southwest property corner of 2092 Penfield Road and the right of way of Penfield Road (NYS Route 441); thence

East, a distance of 931.50 feet along the property frontages of 2092, 2096, 2100, 2104, 2108, 2112, 2116, 2120 and 2124 Penfield Road and the right of way of Penfield Road (NYS Route 441) to the southeast property corner of 2124 Penfield Road (NYS Route 441) to a point of beginning, containing 4.05 acres of land, more or less.