TOWN OF PENFIELD
3100 Atlantic Avenue, Penfield, NY 14526-9798

PENFIELD TOWN BOARD AGENDA
Wednesday, December 4, 2013, 7:30 PM
Supervisor R. Anthony LaFountain, presiding

I Call to Order - Pledge of Allegiance - Roll Call

II Public Hearing #1 – To Consider adopting proposed Local Law No. 1 of 2013 “A Local Law Extending the Moratorium and Prohibition within the Town of Natural Gas and Petroleum Exploration and Extraction Activities, Underground Storage of Natural Gas, and Disposal of Natural Gas or Petroleum Extraction, Exploration and Production Wastes”

III Communications and Announcements

IV Public Participation

V Additions and Deletions to Agenda

VI Approval of Minutes – November 6, 2013

VII Petitions

VIII Resolutions by Function

Law and Finance
13T-213 - 2013 Budget Amendment-General Reserve Fund
13T-214 - Appointment of Penfield Town Clerk, Amy M. Steklof, as Marriage Officer
13T-215 - 2013 Budget Amendment – Sewer Fund (s)
13T-216 - Authorization for Supervisor to Sign a Contract Extension with Sand County Studios to Prepare the Route 250 Transit Supportive Mixed Use Development District and the Manitou Lake Mixed Use District and Supporting Documentation

Public Works
13T-217 - Final Roadway Dedication for 2013
13T-218 - Conditional Roadway Dedication for 2013
13T-219 - Awarding Contract for Snow and Ice Removal for Residential Roads
13T-220 - Awarding Contract for Snow and Ice Removal for Parking Lots

Public Safety
13T-221 - Advertise for Bids to Maintain, Clean-Up and Secure Properties as required under Article IV-4-28 and Article XII-12-21 of Chapter 29 of the Town Code

Community Services
13T-222 - 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, December 4, 2013 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 Mitchell Krenzer who is a member of Boy Scout Troop 312.

Supervisor LaFountain called for a moment of silence for long-time Penfield resident, Ona Embrey who recently passed. Ms. Embrey was co-owner of Embrey’s Drugstore which used to be located in the Four Corners of Penfield.

Mitchell Krenzer presented a holiday wreath on behalf of Troop 312 to the Town Board. The wreath will be on display in the Town Hall. Besides being a member of Boy Scout Troop 312, he is a sophomore at Penfield High School and the nephew of Councilwoman Paula Metzler.

Public Hearing #1 - To Consider adopting proposed Local Law No. 1 of 2013 "A Local Law Extending the Moratorium and Prohibition within the Town of Natural Gas and Petroleum Exploration and Extraction Activities, Underground Storage of Natural Gas, and Disposal of Natural Gas or Petroleum Extraction, Exploration and Production Wastes"

The Town Clerk read the title of the above Public Hearing; said Notice was published in the Penfield Post on November 14, 2013 and was posted on the Town Clerk Bulletin Board and Website. No postcards were mailed as this was a Town wide Hearing.

Town Attorney Dick Horwitz gave a summary of what has occurred in reference to the one (1) year hydrofracking moratorium that was passed in 2012. Mr. Horwitz stated that the Town Board is looking to extend the moratorium another year. He also stated that if the moratorium is passed, the Town Board will then look at a number of options for passing legislation that could possibly place a ban on hydrofracking.

Public Participation

Anna Sears, 3021 Elmwood Avenue, Rochester, NY 14618, Co-Founder of R-cause spoke in favor of extending the one (1) year moratorium on hydrofracking and hopes the Town Board will eventually adopt a ban. She would like to encourage the Town Board to extend information to surrounding Towns. Ms. Sears gave the Town Clerk handouts to be added to the file.

Dr. Martin Korn, 71 Hillary Lane, spoke in favor of extending the moratorium on hydrofracking and proposed that the Town of Penfield establish a full ban on hydrofracking. He gave a handout to the Town Clerk that outlined four (4) major concerns which will be added to the file.

Deb Murature, 3 Penview Drive, stated she is in favor of extending the moratorium and encourages the Town Board to consider a ban on hydrofracking.

Joseph Callan, 1410 Harris Road, stated he is in favor of extending the moratorium. He is worried about the future standard of living if fracking takes place.
(Public Participation - Continued)

Sue Staropoli, 506 Panorama Trail, encouraged the Town Board to extend the moratorium and to consider a ban on hydrofracking. Ms. Staropoli stated that fracking has not been proven to be safe and we need to foster renewable sources of energy not to increase our demand for more fossil fuels.

Mel Callan, 1410 Harris Road, stated she supports extending the moratorium and supports a ban on hydrofracking. She shared experiences other communities have endured with contamination and read headlines that spoke of toxic water and other hazards that have occurred due to fracking procedures.

Joyce Herman stated that she is in favor of extending the moratorium and encouraged the Town Board to support a ban on hydrofracking. She stated that she does not believe we are getting leadership from the State or National levels and would like the Town Board to be the Town’s Ambassador’s on this subject and get together with other communities to seek appropriate responses from the State.

Ms. Herman gave the Town Clerk a statement written by her husband who was unable to attend tonight’s meeting, to be placed in the file along with her statement. Ms. Herman also handed out Chanukah gelt “chocolate candy money” to the Town Board in the spirit of tonight’s last night of Chanukah.

Phyllis Korn, 71 Hillary Lane handed a statement to the Town Clerk that she prepared for tonight’s meeting to be placed in the file. Ms. Korn stated she supports extending the moratorium, but only as a temporary step until the Town Board can convert the moratorium to a Penfield ban on fracking.

Priscilla Petersen, 49 Winding Brook Drive, Perinton, stated she is the Co-founder of the Citizens of Alliance for a Pristine Perinton and thanked the Town Board for the work they have done and for the encouragement they have given to other communities. She also stated that she appreciates the Town Board’s stance on the moratorium and encourages a ban on fracking.

Sally Howard, 24 Kramer Street, Henrietta, provided a handout supporting the continuation of the moratorium and offered safer alternatives to fracking. Her material will be placed in the file.

Jeff Burns, 39 Scarborough Park, stated he supports extending the moratorium and a future ban on hydrofracking. He also stated he would like the Town Board to consider ways that the Town can do more. Mr. Burns referenced a case in Dryden, NY in which the Town was trying to adopt a ban with other New York State Towns. He went on to say that several drilling companies challenged the ban claiming that the Towns did not have jurisdiction to do such a ban. The case was tried in the State Supreme Court and was won by the Town. Mr. Burns would like the Town Board to look at other cases that come up within other Towns and to come together with those Towns to have a stronger front. Mr. Burns gave examples of the dangers that fracking has caused in other areas.

Jim Peters, 39 Bella Drive, stated he would like to make sure that if the moratorium is extended, and there is a future ban on fracking, that the law will include verbage that would deter surrounding Towns from participating in hydrofracking that could possibly enter the Town of Penfield.

Supervisor LaFountain recognized Town Attorney, Richard Horwitz for the time and effort he has put into researching this topic to help the Town Board understand the dynamics of the issue and the impact it has on the roadways and other related items.
(Public Participation – Continued)

Supervisor LaFountain listed those who were unable to attend this evenings Legislative session that sent in e-mails supporting the extension of the moratorium. All comments will be made part of the record. The additional comments were sent in by Nedra Harvey, Crystal Doyle, Corey Pickett and Susan Hughes-Smith.

Hearing closed.

Councilwoman Metzler moved to take Agenda item #V, Additions and Deletions to the Agenda, out of order. Councilman Moore seconded.

Supervisor LaFountain stated that he will be voting against moving the Agenda, out of order.

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<th>Vote:</th>
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<th>Aye</th>
<th>LaFountain</th>
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<tr>
<td>Metzler</td>
<td>Aye</td>
<td>Moore</td>
<td>Aye</td>
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<tr>
<td>Quinn</td>
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Additions and Deletions to Agenda

Councilwoman Metzler moved to withdraw Resolution #13T-219 from the Agenda and to permanently strike it from the Agenda. Councilman Moore seconded.

Supervisor LaFountain stated that he would vote no to withdraw the Resolution due to the misinformation received by the residents through robo calls that indicated the Highway Department was going to be eliminated. He went on to say that the Resolution being voted on has to do with one of the Town’s plow routes that was designed as a pilot program. Supervisor LaFountain stated that the Town Board continues to look for ways to cut costs.

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<th>Vote:</th>
<th>Kohl</th>
<th>Aye</th>
<th>LaFountain</th>
<th>No</th>
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<tbody>
<tr>
<td>Metzler</td>
<td>Aye</td>
<td>Moore</td>
<td>Aye</td>
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<tr>
<td>Quinn</td>
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Communications and Announcements

1. Contact the Tax office at 340-8625 by December 6, 2013 if you would like your tax bill delivered to a different address in January 2014 and/or if you are interested in paying your 2014 Town and County tax bill on December 31, 2013.

2. For Holiday and winter safety tips, please visit: www.nfpa.org.

3. The Fire Marshal’s office is asking residents to adopt a fire hydrant this winter to aid firefighters servicing our community. If you have a hydrant on or adjacent to your property, please keep it clear of snow for the safety of your entire neighborhood.

4. Rental of Harris Whalen Lodge or Dolomite Lodge for 2014 dates began today. You may register online at www.penfieldrec.org or in person at the Recreation Office.

5. The Town Offices will be closed Wednesday, December 25, 2013 in observance of Christmas Day and on Wednesday, January 1, 2014 in observance of New Year’s Day.

6. The Penfield Shepherd Home’s Third Annual Wings of Light luminary display will be held on Monday, December 16, 2014 from 5:00 PM to 8:00 PM at 1959 Five Mile Line Road. For more information and to order a luminary visit their website at www.shepherdhome.org.
7. The Penfield Trails Committee will sponsor a free guided hike at the Nature Conservancy’s Thousand Acre Swamp on Saturday, December 14, 2013 from 10:00 AM to Noon. For more information and to register for the hike please call Penfield Recreation at 585-340-8655, option 6.

8. Penfield Recreation will hold its Annual Holiday Celebration and Santa’s All-You-Can-Eat Pancake Dinner on Friday, December 6, 2013 at the Penfield Community Center, 1985 Baird Road, from 6:00 PM to 8:00 PM. For more information and to purchase tickets, contact the Penfield Recreation office at (585)-340-8655.

9. Councilwoman Kohl will be holding her next Community Chat on Saturday, December 14, 2013 from 9:00 AM to 10:30 AM at the Four Corners Starbucks located at 1806 Penfield Road.

10. A comment came through via e-mail from Marita Adin stating that she is against using private snow plow contractors to plow Town roads.

Public Participation

Florence “Flo” Tripi, 3495 Winton Place, Western Region President of CSEA, spoke out against the outsourcing of government services in the Town of Penfield. In particular, Ms. Tripi spoke of the potential outsourcing of snowplowing. She stated that the Penfield Highway workers give the best service to the Town and should be recognized for it. She also stated that she had read and approved the robo call and that she does not believe that there was any misinformation associated with it.

Elsa Schaefer, 47 Brougham Drive, stated that there is a correction to the meeting place for the hike at the Thousand Acre Swamp being held on December 14, 2013. Instead of meeting at the Don Mack building, please meet behind the Ambulance station.

Councilman Moore asked for the information to be placed on the Town website.

Todd McArthur, Highway Department employee for the past 13 years, stated that he appreciates the opportunity to prove again that the Highway employees can do the best job in plowing the roads in Penfield.

Mel Callan, 1410 Harris Road, stated that she feels the information on the robo call did not indicate that the Highway Department would be eliminated. She stated she is pleased that the Town Board agreed to withdraw Resolution #13T-219. She also stated that it would be helpful in understanding future proposals if the person making the proposal would explain the rationale behind it. Ms. Callan asked the Town Board, as they move forward with this Agenda, to explain what Resolution #13T-216 is about and what the next steps will be.

Peter Gossin, Highway Department Employee, thanked the Town Board for withdrawing Resolution #13T-219.

Jim Peters, 39 Bella Drive, apologized for his outburst from earlier in the meeting, but stated that the Supervisor was insinuating things that are not included in the body of Resolution #13T-219: “Awarding Contract for Snow and Ice Removal for Residential Roads.” He stated that when he read the Resolution he did not know it was to be a pilot program. He also stated that there was not enough information provided in the body of the Resolution and for that reason alone it should be withdrawn. Mr. Peters also mentioned that in reference to Resolution #13T-220, “Awarding Contract for Snow and Ice Removal for Parking Lots”, he feels more information needs to be provided that would explain the details of the contract.
Councilwoman Metzler stated that her motion for Resolution #13T-219 is to permanently strike the Resolution from the record and therefore, any additional comments would be academic at this point.

Sally Howard, 24 Kramer Street, Henrietta, gave a handout to the Town Clerk to be added to the record regarding the proposed expansion of Southpoint Marina in Irondequoit Bay’s South Cove area, which she supports. She would like the Town Board to continue upholding publically-funded scientific studies, existing Legislation to protect the public and important public assets.

Tim Murphy, 48 Corral Drive, thanked the Town Board for looking to extend the moratorium on hydrofracking.

Mr. Murphy also commented on what he felt was disinformation pertaining to Resolutions #13T-219 and #13T-220. He stated he would like the Town Board to always look at the process and engage those who are involved when making decisions and attacking the problem.

Mel Callan, 1410 Harris Road asked if it is correct that the decision to withdraw Resolution #13T-219 does not include withdrawal of Resolution #13T-220?

Supervisor LaFountain stated, that is correct.

Ms. Callan asked who has been removing the snow and ice from the parking lots?

Supervisor LaFountain stated that it is currently being done by the Park’s Department, which is part of Public Works.

Ms. Callan asked if Resolution #13T-220 is for an outside contractor?

Supervisor LaFountain stated yes, that is the proposal for that particular Resolution.

Ms. Callan stated that in terms of keeping an open process; their should have been more detailed information within Resolution #13T-220 as well. She stated she would like more information given when Resolution #13T-220 comes up on the Agenda.

Supervisor LaFountain clarified that Resolutions #13T-219 and #13T-220 would not eliminate any jobs, but to have those employees work at other things within the Parks and Facilities Department in which their skills could be better utilized.

Ms. Callan urged the Town Board to reconsider their decision for Resolution #13T-220.

Jeff Burns, 39 Scarborough Park, asked if there is a list of companies that placed bids with the Town to remove snow and ice from residential roads and parking lots?

Supervisor LaFountain stated yes there is.

Mr. Burns said that he understands there was a bid process in November to perform Turf and Field mowing for the Town of Penfield. He would like to see more information on that as well and information on the bidding process and the process used to determine costs of Town projects.

Councilwoman Metzler stated that at the public Work Session, numbers were extensively discussed regarding the issue.

Mr. Burns stated he looked for that information online, but could not find it.
Councilwoman Metzler stated the Minutes have not yet come before the Town Board for approval.

Mr. Burns stated it would be helpful to see the Minutes prior to discussion on topics in question.

Councilwoman Metzler stated she was pleased that some residents attended the Work Session that included those items.

Mr. Burns stated he would like the information provided online for transparency purposes as well as to help the residents better understand the items brought before the Town Board.

Todd McArthur stated that the Highway Department and the Parks Department have done three (3) full plowing events this year with no help from the contractors. The Parks Department has cleared all the Town parking lots and sidewalks in a timely fashion.

Mr. McArthur also stated that the Town has invested a lot of training and time in the people that plow for the Town.

Approval of Minutes

Councilwoman Kohl moved to approve the Minutes of November 6, 2013, Councilwoman Metzler seconded and all voted “Aye.”

Petitions - None

Resolutions by Function

Law and Finance

#13T-213  2013 Budget Amendment – General Reserve Fund by Moore

WHEREAS, the Town Board has set up the General Reserve Fund for the replacement of essential vehicles for the Parks and Facilities Department, and the Renovations for the Town Facilities for major repairs, and

WHEREAS, during 2013, the Town Board authorized the Town Comptroller to transfer $100,000 from unappropriated funds in 2013, 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 2013 Budget Amendment be approved for the General Fund as follows:

**General Fund Revenue:**

<table>
<thead>
<tr>
<th>Descriptions</th>
<th>Amount</th>
<th>Revised Amount</th>
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</thead>
<tbody>
<tr>
<td>Appropriated Surplus</td>
<td>$100,000</td>
<td>$296,218</td>
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**Total** $100,000  $296,218

**General Fund Appropriations:**

<table>
<thead>
<tr>
<th>Descriptions</th>
<th>Amount</th>
<th>Revised Amount</th>
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</thead>
<tbody>
<tr>
<td>Transfer to General Reserve Fund</td>
<td>$100,000</td>
<td>$200,000</td>
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</table>

**Total** $100,000  $200,000

Moved: Moore  
Seconded: Kohl

Vote: Kohl  Aye  
       Metzler  Aye  
       Quinn   Aye

LaFountain  Aye  
Moore      Aye

Adopted
#13T-214 Appointment of Penfield Town Clerk, Amy M. Steklof, as Marriage Officer by Moore

WHEREAS, pursuant to Article 3, Section 11-c of the New York Domestic Relations Law, a Public Official may be appointed as a Marriage Officer by the governing body of any Village, Town or City; and

WHEREAS, Penfield Town Clerk, Amy M. Steklof has had requests to perform marriage ceremonies from residents and others who do not want a member of the clergy or the courts to solemnize a marriage; and

WHEREAS, the Town Board of the Town of Penfield would like to offer the greatest flexibility to our residents and their families; and

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of such Section 11-c of the Domestic Relations Law, Amy M. Steklof, Town Clerk is hereby appointed a Marriage Officer for the Town of Penfield; and be it further

RESOLVED, that this appointment shall take effect on January 1, 2014, through December 31, 2017; and

BE IT FURTHER RESOLVED, that Town Clerk Steklof shall receive no additional salary from the Town of Penfield for said position; however, she may accept remuneration up to $75.00 per ceremony at any ceremony at which she officiates in accordance with Article 3, Section 11-c of the New York Domestic Relations Law provided the ceremony is not performed at any Town facilities during normal Town business hours, Monday – Friday, 9:00 AM – 5:00 PM.

Moved: Moore
Seconded: Quinn

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

Adopted

#13T-215 2013 Budget Amendment – Sewer Fund(s) by Moore

WHEREAS, the Town Board adopted the 2013 Sewer Department Budget which provides for the operation and maintenance of sewer system facilities and equipment, and

WHEREAS, during 2013 the maintenance of said facilities and equipment did over-run 2013 Budget estimates in the material and general repair funds, and

WHEREAS, the Town Board desires to have up-to-date and accurate budget information for all funds.

NOW BE IT RESOLVED, that the following 2013 Budget Amendment be approved for the following Sewer Funds:

**Sewer Fund Revenue:**

<table>
<thead>
<tr>
<th>Fund Description</th>
<th>Amount</th>
<th>Revised Amount</th>
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<tbody>
<tr>
<td>(Entry Fees)</td>
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<td>$21,308</td>
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**Sewer Fund Appropriations:**

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<tr>
<th>Fund Description</th>
<th>Amount</th>
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<tbody>
<tr>
<td>(Materials)</td>
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<td>$15,000</td>
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(Resolution #13T-215 - Continued)

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<tr>
<th>Fund Description</th>
<th>Amount</th>
<th>Revised Amount</th>
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<tbody>
<tr>
<td>(General Repairs)</td>
<td>$3,000</td>
<td>$28,000</td>
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</table>
Total  $5,000  $43,000

Moved: Moore
Seconded: Metzler

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

Adopted

#13T-216 Authorization for Supervisor to Sign a Contract Extension with Sand County Studios to Prepare the Route 250 Transit Supportive Mixed Use Development District and the Manitou Lake Mixed Use District and Supporting Documentation by Moore

WHEREAS, on October 2, 2012 the Town Board authorized Sand County Studios to prepare Route 250 Transit Supportive Mixed Use Development District and the Manitou Lake Mixed Use District and Supporting Documentation; and

WHEREAS, Town of Penfield and Sand County Studios executed a contract on December 7, 2012; and

WHEREAS, said contract expired without completion of work on October 31, 2013; and

WHEREAS, the Town Board desires to finalize the project with Sand County Studios and hereby extends the contract for the completion of all work by June 1, 2014; and

WHEREAS, the contract extension is subject to the requirements set forth in the original contract executed by the Town Supervisor.

NOW THEREFORE, BE IT RESOLVED that the Town Supervisor is hereby authorized to sign a contract extension with Sand County Studios, 1272 West Spring Street, Smyrna, Georgia 30080 to prepare criteria and supporting documentation for the Route 250 Transit Supportive and Manitou Lake Mixed Use Development Districts. Said contract shall be subject to the scope of services, terms, and payment as set forth in the original contract. Said contract shall be subject to the requirements of the Genesee Transportation Council and the Town Attorney and shall be retro-actively effective November 1, 2013.

Moved: Moore
Seconded: Kohl

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

Adopted

Public Works

#13T-217 Final Roadway Dedication for 2013 by Metzler

WHEREAS, the following developers/owners have made application to the Highway Department of the Town of Penfield for the final dedication of Town highways in the Town of Penfield as noted in the following and described more fully on the subdivision plat maps listed below, which have been approved by the Planning Board, and have dedicated and released the necessary lands owned by them for the proposed highways:

(Please continue with the list of developments)

Nine Mile Point Associates - Abbington Place Subdivision - Section 1 Phase-B, a portion of Colten Court and Section-1 Phase-C, a portion of Whitespire Drive.
Redstone Builders, Timber Glen Subdivision - Sections - 2 a portion of Timber Glen Trail.

SDSJ Associates Inc. Caroline Court Subdivision, Miceli Way and Samala Circle.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that consent be and the same is hereby given that the Highway Department of the Town of Penfield, Monroe County, New York, make Orders laying out the aforesaid Town highways to consist of lands as referred to in said Dedications and Releases pertaining to each, all in accordance with Section 171 of the Highway Law of the State of New York.

Moved: Metzler
Seconded: Moore

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

Adopted

#13T-218  Conditional Roadway Dedication for 2013 by Metzler

WHEREAS, the following developers have made application to the Highway Department of the Town of Penfield for the conditional dedication of Town highways in the Town of Penfield as noted in the following, and described more fully on subdivision plat maps listed below, which have been approved by the Planning Board, and have dedicated and released the necessary lands owned by them, for the purpose of allowing the Town to provide snow plowing services to those highways:

Nine Mile Point Associates - Abbington Place Subdivision, Section 1, Phase-D, a portion of Whitespire Lane and, Section - 2, a portion of Miyah Drive.

Maci Enterprises Inc. Sparrow Pointe Subdivision, Sparrow Pointe.

Plank Road Development, LLC. Crowne Pointe Subdivision, Section - 2, - a portion of Crowne Pointe Drive.

Cloverland Development Co, Ashlyn Rise, Section - 1, Elaine Circle and a portion of Ashlyn Rise.

RMJ Land Group, LLC. Water Song Subdivision Section - 4 a portion of Mayers Garden.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that consent be and the same is hereby given that the Highway Department of the Town of Penfield, Monroe County, New York, make Orders laying out the aforesaid Town highways to consist of lands as referred to in said Dedications and Releases pertaining to each, all in accordance with Section 171 of the Highway Law of the State of New York.

(Resolution #13T-218 – Continued)

Moved: Metzler
Seconded: Kohl

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

Adopted

#13T-219  Awarding Contract for Snow and Ice Removal for Residential Roads by Metzler – WITHDRAWN

#13T-220  Awarding Contract for Snow and Ice Removal for Parking Lots by Metzler
WHEREAS, sealed proposals were sought and requested in the manner prescribed by Law to furnish the Department of Public Works with a service agreement to perform snow and ice removal for Town parking lots per specification package.

WHEREAS, on Thursday, October 24th, 2013 at 11:00 AM local time the following sealed proposals were received, open and read publically:

WHEREAS, Reviewing all bids received and comparing cost base on lowest bid for Full Plow, Hourly Rate, it was determined that A.P. Property Services, 1653 Woodard Road, Webster, NY 14580, best meets the needs of the Town of Penfield Public Works Department.

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<tr>
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<tr>
<td>A.P. Property Services</td>
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<tr>
<td>1653 Woodard Road</td>
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<tr>
<td>Webster, NY 14580</td>
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<tr>
<td>Full Plow Rate per trip</td>
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<td>with/without salt</td>
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<td>Partial Plow Hourly Rate</td>
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<td>Partial Plow Hourly Rate</td>
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<td>pick-up truck</td>
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WHEREAS, the funds for these services are available in the 2014 budget, and

THEREFORE, BE IT RESOLVED, that a contract be and hereby is awarded to:

AP Property Services, 1653 Woodard Road, Webster, NY 14580

The Town’s specifications this Resolution and the bid submitted by A.P. Property Services shall constitute the contract.

Moved
TO TABLE: LaFountain
Seconded: Moore

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

Adopted

Public Safety

#13T-221 Advertise for Bids to Maintain, Clean-Up and Secure Properties as required under Article IV-4-28 and Article XII-12-21 of Chapter 29 of the Town Code by Quinn

WHEREAS, the purpose of Article IV-4-28 and Article XII-12-21 of Chapter 29 of the Town Code is to prevent the gradual encroachment of blight, deterioration, unsightliness and property devaluation and to assure the safety, health protection and general welfare of persons and property in the Town of Penfield; and

WHEREAS, the Building and Zoning Office has the need to maintain or secure properties failing to comply with the minimum requirement of Article IV-4-28 and Article XII-12-21 of Chapter 29 of the Town Code;

NOW, THEREFORE, BE IT RESOLVED, that the Building and Zoning Administrator be, and hereby is, authorized to advertise, in a manner prescribed by Law, for sealed proposals for the maintenance, clean-up and securing of properties that have failed to be maintained in accordance with the Town Code requirements; and

BE IT FURTHER RESOLVED, that the services covered by such proposals shall be in accordance with the specifications prepared by the Building and Zoning Administrator. Sealed proposals are to be received in the
office of the Town Clerk until 11:00 AM local time Friday January 3, 2014 and there and then are to be opened by the Town Clerk.

Moved: Quinn
Seconded: Metzler

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Adopted

### Community Services

**#13T-222 Authorization for Supervisor to Sign Recreation Contracts**

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

- **Bushido Kai Judo Club**, c/o Heiko Rommelman, 240 Curtice Park, Webster, NY 14580, to supervise and provide instruction for the Bushido Kai Judo programs for youth 9/21/13 – 12/07/13 and adults 9/09/13 – 12/18/13 for the fee of 70% of program revenues. Voucher to be submitted on 12/4/13.

- **Bushido Kai Judo Club**, c/o Heiko Rommelman, 240 Curtice Park, Webster, NY 14580, to supervise and provide instruction for the Bushido Kai Judo programs for youth 1/18/14 – 6/21/14 and adults 1/6/14 – 6/18/14 for the fee of 70% of program revenues. Voucher to be submitted on 3/19/14 & 6/4/14.

- **Bushido Kai Judo Club**, c/o Heiko Rommelman, 240 Curtice Park, Webster, NY 14580, to supervise and provide instruction for Adult JuJitsu Self Defense, 1/14/14 - 3/25/14 & 4/8/14 - 6/17/14 for the fee of 70% of the total program revenue. Voucher to be submitted 3/19/14 & 6/4/14.

- **Alyssa Bileschi**, 7 Rutherfield Lane, Rochester, NY 14625, Jazzy Dance Instructor, 12/30/13 - 1/2/14, for a fee of $18.00 per day: Voucher to be submitted 1/8/14.

(Resolution #13T-222 - Continued)

- **Amanda Bileschi**, 7 Rutherfield Lane, Rochester, NY 14625, Jazzy Dance Instructor, 12/30/13 - 1/2/14, for a fee of $18.00 per day: Voucher to be submitted 1/8/14.

- **Mike Kornrich**, 59 Culver Parkway, Rochester, NY 14609, provide musical entertainment provide a Trio December 17, 2013 for the Senior Christmas Luncheon event for a fee of $325.00. Vouchers to be submitted 12/4/13.

- **Barb Bonisteel**, 256 Rosemont Drive, Rochester, NY 14617, Instructor for youth music program, 1/15/14 - 12/20/14, for a fee of 75 % of program revenues. Vouchers to be submitted on a monthly basis.

- **Jodi Marcello**, 20 Falcon Trail, Pittsford, NY 14534, Instructor for youth dance class 1/17/14 - 12/20/14 for a fee of 75% of program revenues. Vouchers submitted last voucher date each month.

- **Lindsey Hall**, 115 Tuscany Lane, Webster, NY 14580, Instructor for youth art classes Pre-school Picasso, 1/16/14 - 12/11/14, for a fee of 75% of total revenues. Vouchers to be submitted first voucher date of each month.

- **Lisa Magliato**, 8 Oatsfield Circle, Penfield, NY 14526, Instructor for Youth Program Wiggles, Giggles & Jiggles 1/13/14 – 12/10/14 for a fee of 70% of program revenues. Voucher to be submitted on first voucher date each month.

- **Lynn Calcagno**, 71 Maple Hill Farm Road, Penfield, NY 14526, Co-Director of Penfield Recreation Adult Tennis League, May - August 2014, for the fee of 35 % of program net revenues. Vouchers to be submitted 6/18/14 and 9/20/14.

- **Barb Perriter**, 1774 Baird Road, Penfield, NY 14526, Co-Director of Penfield Recreation Adult Tennis League, May - August 2014, for the fee
of 35% of program net revenues. Vouchers to be submitted 6/18/14 and
9/20/14.

Bill Palmer, 1933 Penfield Road, Penfield, NY 14526, Adult Basketball
Supervisor, 1/13/14 – 12/16/14, for the fee of $38.00 per night.
Vouchers to be submitted on a monthly basis.

Mark Banford, 1534 State Road, Webster, NY 14580, Instructor for youth
and adult tennis instruction, 5/11/14 – 11/3/14, for a fee of 70% of
program revenues. Vouchers to be submitted on monthly basis.

Shadow Lake Golf Course, 1850 Five Mile Line Road, Penfield, NY 14526,
to provide golf starting times for Senior 50’s+ program, 5/6/14 –
8/5/14 for a fee of $8.50 per paid participant. Voucher to be submitted
on 8/20/14.

Eugene Renner, 781 Liberty Street, Penfield, NY 14526, to provide
supervision for 50 Plus golf program 5/6/14 – 8/5/14 for a fee of $23.00
per golf date. Voucher to be submitted on 8/20/14.

Sarah Lustig, 686 Laurelton Road, Rochester, NY 14609, Instructor for
Adult Zumba, 1/13/14 – 12/21/14 for a fee of 70% of program revenues.
Vouchers to be submitted on monthly basis.

Strebels Tennis Service Inc., 186 Chamberlain Road, Honeoye Falls, NY
14472 to provide tennis instruction youth and adult 1/19/14 – 12/10/14
for a fee of 70% of program revenues. Vouchers to be submitted
on monthly basis.

(P(Res(olution #13T-222 – Continued)

Penfield Sport & Fitness, 667 Panorama Trail W, Rochester, NY 14625,
Pre Natal Aqua/Aqua Fusion, Water Yoga, Swim Lessons – 6 month - Age 3,
Girls Strong, Athletic Strong, Boot Camp with Phil, CrossFit
Fundamentals, Senior Self Defense, Tough Mudder/Dirty Girls Training,
and Yoga Sculpt, 1/12/14 – 6/9/14, for a fee of 70% of the total program
revenue. Vouchers to be submitted 2/5, 3/19, 4/23, and 5/21/14.

Pisces School of Dive, Inc., 783 Fairport Road, East Rochester, NY
14445, Discover Scuba Diving, 3/22/14 for a fee of 70% of the total
revenue less expenses. Voucher to be submitted 3/19/14.

Sea Dragons Swim Club, P.O. Box 112, Penfield, NY 14526, Competitive
Swimming Intro, 4/8/14 – 5/8/14, for a fee of 70% of the total program
revenue. Voucher to be submitted 5/7/14.

Ready to Respond Training Services, Domenic Danesi, 1440 Long Pond Road,
Rochester, NY 14626, Babysitting - 2/1/14 & 4/5/14, Safety First for
Children - 3/8/14, Social Networking and Internet Safety - 4/26/14, and
Game on - 1/14/14 – 2/25/14 and 3/11/14 – 4/22/14, for a fee of 70% of
the total program revenue. Vouchers to be submitted 2/5, 3/5, 3/19 and

Gymnastics Training Center, 2051 Fairport Nine Mile Point Road,
Penfield, NY 14526, Gymnastics Camp, Gymnastics - Beginner and
Gymnastics for Tiny Tumblers - 2/17/14 – 6/2/14 for a fee of 70% of the
total program revenue. Vouchers to be submitted 2/19, 4/2, 4/23 and
5/21/14.

TrueNorth Equestrian Center, 3476 Atlantic Avenue, Penfield, NY 14526,
Horseback Riding Intro, 4/21/14 – 5/21/14, for a fee of 70% of the total
program revenue. Voucher to be submitted 5/21/14.

Eagle Vale Golf Club, 4344 Nine Mile Point Road, Fairport, NY 14450,
Junior Golf, Golf - On Course Lessons, and Beginner - Intro to Golf,
4/26/14 – 5/22/14 for a fee of 70% of the total program revenue. Voucher
to be submitted 5/21/14.

Maureen Ward, 46 Reynolds Road, Webster, NY 14580, Great Handmade
Cards, 3/18/14 – 5/20/14 for a fee of 70% of the total program revenue.
Vouchers to be submitted 4/2/14 and 5/21/14.

Virginia Fairfax-Zuzero, 42 Waterford Way, Fairport, NY 14450,
Instructor for Ballroom and Salsa Dance, 1/23/14 – 5/22/14 for a fee of
70% of program revenues. Vouchers to be submitted 2/5, 3/19 and 5/21/14.

Kathryn Boone, KB Dog Training, 105 Highwood Road, Rochester, NY 14609, Dog Obedience Classes – Beginner and Puppy Kindergarten, 1/18/14 – 6/14/14 for a fee of 70% of the total program revenue less expenses. Vouchers to be submitted 2/5, 3/5, 5/7 and 6/4/14.

Richard Engelbrecht, 27 Tilsit Way, Webster, NY 14580, Introduction to Digital Photography, 3/10/14 - 5/19/14 for a fee of 70% of the total program revenue. Vouchers to be submitted 4/2/14 and 5/21/14.

Diane DiRoberto, P.O. Box 10621, Rochester, NY 14610, Photo Tips from the Pros - 5/3/14, for a fee of 70% of the total program revenue. Voucher to be submitted 5/7/14.

(Resolution #13T-222 - Continued)


Lara Haase, 87 City View Drive, Rochester, NY 14625, Cardio Hoop, 1/15/14 – 5/21/14, for a fee of 70% of the total program revenue. Vouchers to be submitted 1/22, 3/5, 4/2 and 5/21/14.

Victory Fitness, 52 Depew Street, Rochester, NY 14611, Forever Fit - 1/9/14 - 6/26/14 and Zumba Gold - Wednesdays - 1/15/14 - 6/25/14, for a fee of 70% of the total program revenue. Vouchers to be submitted 1/22, 3/19, 4/23 and 6/18/14.

Rhonda Flint, 560 Helendale Road, Rochester, NY 14609, Pilates Mat Class, Vinyasa Yoga and Yoga for Beginners, 1/13/14 - 6/10/14 for a fee of 75% of the total program revenue per class for 10 or less registrants or a fee of 70% of the total program revenue per class for over 10 registrants. Vouchers to be submitted 2/5, 3/19, 4/23, and 6/4/14.

Sandra Sanzotta, 911 Lothario Circle, Webster, NY 14580, Saturday Low Impact Aerobics, 1/11/14 – 6/21/14 for a fee of 70% of the total program revenue. Vouchers to be submitted 2/5, 3/19, 4/23, and 6/18/14.

Lisa Valcore, 57 Country Lane, Penfield, NY 14526, Zumba Gold – Fridays, 1/10/14 - 6/20/14 for a fee of 75% of the total program revenue per class for 10 or less registrants or a fee of 70% of the total program revenue per class for over 10 registrants. Vouchers to be submitted 1/22, 3/5, 4/23 and 6/18/14.

Marcia Orlandini, 11 Brookside Drive, Fairport, NY 14450, Volleyball Co-ed Play, 1/9/14 - 6/12/14, for a fee of $25.00 per class. Vouchers to be submitted 2/5, 3/5, 4/23 and 6/4/14.

Mike Ihrig, 2016 Penfield Road, Penfield, NY 14526, Performance for Holiday Event and Pancake Dinner, 12/6/13, for fee of $200.00. Voucher to be submitted on 12/04/13.

Moved: Kohl
Seconded: Quinn

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

Adopted

Old Business - None

New Business - None

Public Participation

Tim Murphy, 48 Corral Drive, stated that he would like the Town Board to consider recording the Town Board Work Sessions and to have the recordings placed on the Town website.
(Public Participation – Continued)

Mel Callan, 1410 Harris Road, stated she would like to ditto Mr. Murphy’s remarks. She stated that the Town Board was elected to listen to residents and hear their concerns. She also stated that she appreciates all of the work the Town Board does and recognizes that it is hard work. She stated that as Councilwoman Metzler reminded everyone, the Town Board was elected to make decisions. Ms. Callan added that those decisions are made from input of residents. She also said that it is difficult for residents to be at every meeting and so recordings of the Work Sessions would help keep everyone better informed.

Councilman Quinn stated he is always available by phone and e-mail.

Ms. Callan stated that one on one with the Town Board members is good for some questions, but discussion by the Town Board as well as hearing other residents participate is where a lot of the learning occurs.

Adjournment

Supervisor LaFountain adjourned the meeting at 9:43 PM.

Amy Steklof, RMC
Town Clerk