

**HENRIETTA TOWN BOARD
AGENDA
FEBRUARY 18, 2004**

ORDER OF BUSINESS

1. Roll Call
2. Prayer
3. Pledge of Allegiance to the Flag
4. Public Presentation/Agenda Items
5. Approval of Minutes of the Preceding Meeting(s) - February 4, 2004
6. Miscellaneous Communications
7. Public Hearings:
 - Proposed Establishment of Extension No. 140 (100 Karenlee Drive - Land Owned by the Town of Henrietta) to Henrietta Water District No. 1
 - Proposed Establishment of Extension No. 183 (100 Karenlee Drive - Land Owned by the Town of Henrietta) to Henrietta Sewer District No. 1
 - Proposed Establishment of Extension No. 11 (100 Karenlee Drive - Land Owned by the Town of Henrietta) to the Henrietta Drainage District
8. Introduction of and Action Upon Local Laws, Ordinances, Resolutions
9. Reports of Standing Committees and Actions Thereon
10. Reports of Special Committees
11. Public Comment
12. Adjournment

RESOLUTION #5-71/2004

Authorize Accounts Payable

RESOLUTION #5-72/2004

Authorize Acceptance of Grant From the Rochester Area Community Foundation and Authorize the Town to Match Funds - Tinker Homestead and Farm Museum Horse Barn Repair and Restoration

RESOLUTION #5-73/2004

Authorize Reappointment of Temporary Board of Assessment Review Members

RESOLUTION #5-74/2004

Authorize Compensation for Board of Assessment Review Members

RESOLUTION #5-75/2004

Authorize Proposed Establishment of Extension No. 140 (100 Karenlee Drive - Land Owned by the Town of Henrietta) to Henrietta Water District No. 1

RESOLUTION #5-76/2004

Authorize Proposed Establishment of Extension No. 183 (100 Karenlee Drive - Land Owned by

the Town of Henrietta) to Henrietta Sewer District No. 1

RESOLUTION #5-77/2004

Authorize Proposed Establishment of Extension No. 11 (100 Karenlee Drive - Land Owned by the Town of Henrietta) to the Henrietta Drainage District

RESOLUTION #5-78/2004

Declare Lead Agency and Approve Special Use Permit - Salvatore's Pizzeria

RESOLUTION #5-79/2004

Call for Public Hearing - Proposed Establishment of Extension No. 141 (Martin Estates) to Henrietta Water District No. 1

RESOLUTION #5-80/2004

Award Low Quote - Televising Existing Sanitary Sewers at Various Locations in the Town of Henrietta

RESOLUTION #5-81/2004

Authorize Professional Consultant Services - Butler Drive Drainage Improvements Phase I Project

RESOLUTION #5-82/2004

Declare Intent to Be Lead Agency - Patrick Pontiac, Inc.

RESOLUTION #5-83/2004

Call for Public Hearing - Proposed Establishment of Extension No. 139 (Longleaf Subdivision) to Henrietta Water District No. 1

RESOLUTION #5-84/2004

Call for Public Hearing - Proposed Establishment of Extension No. 181 (Longleaf Subdivision) to Henrietta Sewer District No. 1

RESOLUTION #5-85/2004

Call for Public Hearing - Proposed Establishment of Extension No. 10 (Longleaf Subdivision) to the Henrietta Drainage District

RESOLUTION #5-86/2004

Authorize Attendance of American Public Works Association Snow Conference

RESOLUTION #5-87/2004

Authorize Personnel Items

PURSUANT TO CALL A REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF HENRIETTA, COUNTY OF MONROE, STATE OF NEW YORK, WAS DULY HELD AT THE HENRIETTA TOWN HALL, 475 CALKINS ROAD, HENRIETTA, NEW YORK ON THE 18TH DAY OF FEBRUARY, 2004 AT 8:00 P.M.

MEMBERS PRESENT

MEMBERS ABSENT

Supervisor James R. Breese
Councilwoman Catherine A. McCabe
Councilman William J. Mulligan, Jr.
Councilman Michael B. Yudelson
Councilwoman Janet B. Zinck
Daniel J. Mastrella, Town Attorney
Patricia J. Shaffer, Town Clerk

SUPERVISOR BREESE

Is there anybody that would like to speak on any agenda items other than the Public Hearings? Just agenda items at this time? *(Pause - no response)* May I have the approval of the Minutes, please.

COUNCILWOMAN McCABE

Mr. Supervisor, I move we approve the Minutes of February 4, 2004.

COUNCILMAN YUDELSON

Second.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Yudelson	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Breese	voting	Aye
		Carried

SUPERVISOR BREESE

We have three (3) Public Hearings. The first is for the establishment of Extension Number 140, Karenlee Drive, land owned by the Town of Henrietta, to the Henrietta Water District Number 1. Has this been properly advertised?

PATRICIA SHAFFER, TOWN CLERK

Yes, Sir.

SUPERVISOR BREESE

Would anybody like to speak on this Public Hearing? *(Pause - no response)* If not, I adjourn the Public Hearing. The next one is for the establishment of Extension Number 183 to the Henrietta Sewer District on Karenlee Drive. Has this been advertised?

PATRICIA SHAFFER, TOWN CLERK
Yes, Sir.

SUPERVISOR BREESE

Is there anybody that would like to speak on this Public Hearing? *(Pause - no response)* I adjourn this Public Hearing. Finally, the establishment of Extension Number 11, Karenlee Drive again, to the Henrietta Drainage District. Has this been advertised?

PATRICIA SHAFFER, TOWN CLERK
Yes, Sir.

SUPERVISOR BREESE

Is there anyone that would like to speak on this matter? *(Pause - no response)* If not, I adjourn this Public Hearing too. That's the end of the Public Hearings. May I have the first Resolution, please.

RESOLUTION #5-71/2004

On Motion of
Councilwoman Zinck

Seconded by
Councilman Yudelson

BE IT RESOLVED, that the Director of Finance be authorized to pay the following bills payable:

EXHIBIT A	Bills Payable dated 2/18/2004	\$ 220,911.16
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SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Yudelson	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Breese	voting	Aye
		Carried

RESOLUTION #5-72/2004

On Motion of
Councilwoman McCabe

Seconded by
Councilman Yudelson

WHEREAS, the Town Board recognizes the need for significant maintenance and repair of the horse barn located at the Tinker Homestead and Farm Museum, and

WHEREAS, the Rochester Area Community Foundation, in recognition of the Town's commitment to save and maintain the property, has offered a grant of up to \$25,000.00 for said repair and restoration, and

WHEREAS, it is a condition of said grant that matching funds be raised or committed to the Project by the Town, with documentation provided to the Community Foundation by March 31, 2004.

THEREFORE, BE IT RESOLVED, that the Town shall provide matching funds in the sum of \$25,000.00 for the repair and restoration of the Tinker Homestead and Farm Museum horse barn.

BE IT FURTHER RESOLVED, that the Director of Finance be authorized to pay said funds for said repairs, in accordance with the recommendations of the site assessment of the Tinker Homestead.

SUPERVISOR BREESE

Under discussion, this is a project that is a little overdue, and I'm really pleased that we're now going to go forward with it thanks to the generosity of someone who's going to match the money that we're putting into it. So, it's a great project, and I'm glad to support it. Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Yudelson	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Breese	voting	Aye
		Carried

RESOLUTION #5-73/2004

On Motion of
Councilman Mulligan

Seconded by
Councilwoman McCabe

WHEREAS, the need exists on the Board of Assessment Review for temporary Board Members, and such temporary appointments are allowable under Real Property Tax Law §523-a, and

WHEREAS, the Town Board wishes to maintain the various Boards of the Town at or near their allowable strength for maximum input, and

WHEREAS, the following individuals are qualified residents and have expressed an interest in being reappointed to this Board.

THEREFORE, BE IT RESOLVED, that the following individuals are hereby reappointed to fill said need on the Board of Assessment Review effective March 1, 2004 and expiring on March 1, 2005:

Stephen Wershing, 1745 Pinnacle Road, Henrietta, New York 14467
Lucille Ammenheuser, 35 Horseshoe Lane South, Henrietta, New York 14467

John Schmitt, 66 Fawn Ridge Road, Henrietta, New York 14467
Victor Raycroft, 144 Shady Creek Road, Rochester, New York 14623

BE IT FURTHER RESOLVED, that all temporary Board Members are to be compensated at the rate of \$15.00 per hour for time actually served in Hearings and Deliberations, and that properly prepared vouchers be submitted to the Finance Department for reimbursement.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Yudelson	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Breese	voting	Aye
		Carried

RESOLUTION #5-74/2004

On Motion of
Councilman Yudelson

Seconded by
Councilman Mulligan

WHEREAS, the annual Hearings of the Board of Assessment Review will involve numerous concurrent meetings as the individual members are able to participate, and

WHEREAS, the Town Board wishes to appropriately recognize the significant time commitments necessary of the Board of Assessment Review.

THEREFORE, BE IT RESOLVED, that all regular Board of Assessment Review Members are to be compensated at the rate of \$20.00 per hour for time actually served in Hearings and Deliberations, and that properly prepared vouchers be submitted to the Finance Department for reimbursement.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Yudelson	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Breese	voting	Aye
		Carried

RESOLUTION #5-75/2004

On Motion of
Councilwoman McCabe

Seconded by
Councilman Yudelson

IN THE MATTER OF THE PETITION FOR THE ESTABLISHMENT OF EXTENSION NO. 140 (100 KARENLEE DRIVE - LAND OWNED BY THE TOWN OF HENRIETTA) TO HENRIETTA WATER DISTRICT NO. 1 LOCATED AT 100 KARENLEE DRIVE IN THE TOWN OF HENRIETTA, COUNTY OF MONROE, STATE OF NEW YORK.

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HENRIETTA APPROVING THE ESTABLISHMENT OF EXTENSION NO. 140 (100 KARENLEE DRIVE - LAND OWNED BY THE TOWN OF HENRIETTA) TO HENRIETTA WATER DISTRICT NO. 1

WHEREAS, a written Petition for the establishment of an extension to Henrietta Water District No. 1 in the Town of Henrietta, County of Monroe, State of New York, to be known as Extension No. 140 (100 Karenlee Drive - Land Owned by the Town of Henrietta) of said Water District was duly presented to this Town Board, together with the necessary map and plan attached thereto, and

WHEREAS, pursuant to an Order a Public Hearing was held on the Petition, and the findings as specified on Exhibit "A" were made.

THEREFORE, BE IT RESOLVED, that the establishment of Extension No. 140 to the said Water District as proposed in the said Petition be approved; that the improvement therein mentioned be constructed and the service therein mentioned be provided for upon the required funds being made available or provided for; and that such extension shall be

designated and known as Extension No. 140 to Henrietta Water District No. 1 and shall be bounded as described in attachments annexed hereto.

BE IT FURTHER RESOLVED, that the Town Clerk of this Town shall, within ten (10) days after the adoption of this Resolution, file Certified copies thereof in duplicate in the Office of the State Department of Audit and Control at Albany, New York.

SUPERVISOR BREESE
Discussion?

COUNCILWOMAN McCABE
Under discussion, Mr. Supervisor, I think I had asked the question on whether or not this had to be officially turned over to the Water Authority or if it was automatic under our Contract with them, our Lease Agreement with them.

DANIEL J. MASTRELLA, TOWN ATTORNEY
The Agreement with the Water Authority calls for them to maintain the facilities, but we do not have to formally turn over ownership to them.

COUNCILWOMAN McCABE
Or lease it?

DANIEL J. MASTRELLA, TOWN ATTORNEY

Correct. Their Contract is just for maintenance, so we don't have to do anything further other than this Resolution.

COUNCILWOMAN McCABE

Okay. Thank you.

SUPERVISOR BREESE

Thank you. Call the roll, please.

Duly put to a vote:

Councilwoman McCabe voting	Aye
Councilman Mulligan voting	Aye
Councilman Yudelson voting	Aye
Councilwoman Zinck voting	Aye
Supervisor Breese voting	Aye
	Carried

RESOLUTION #5-76/2004

On Motion of
Councilman Mulligan

Seconded by
Councilwoman McCabe

IN THE MATTER OF THE PETITION FOR THE ESTABLISHMENT OF EXTENSION NO. 183 (100 KARENLEE DRIVE - LAND OWNED BY THE TOWN OF HENRIETTA) TO HENRIETTA SEWER DISTRICT NO. 1 LOCATED AT 100 KARENLEE DRIVE IN THE TOWN OF HENRIETTA, COUNTY OF MONROE, STATE OF NEW YORK.

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HENRIETTA APPROVING THE ESTABLISHMENT OF EXTENSION NO. 183 (100 KARENLEE DRIVE - LAND OWNED BY THE TOWN OF HENRIETTA) TO HENRIETTA SEWER DISTRICT NO. 1

WHEREAS, a written Petition for the establishment of an extension to Henrietta Sewer District No. 1 in the Town of Henrietta, County of Monroe, State of New York, to be known as Extension No. 183 (100 Karenlee Drive - Land Owned by the Town of Henrietta) of said Sewer District was duly presented to this Town Board, together with the necessary map and plan attached thereto, and

WHEREAS, pursuant to an Order a Public Hearing was held on the Petition, and the findings as specified on Exhibit "A" were made.

THEREFORE, BE IT RESOLVED, that the establishment of Extension No. 183 to the said Sewer District as proposed in the said Petition be approved; that the improvement therein mentioned be constructed and the service therein mentioned be provided for upon the required funds being made available or provided for; and that such extension shall be designated and known as Extension No. 183 to Henrietta Sewer District No. 1 and shall be bounded as described in attachments annexed hereto.

BE IT FURTHER RESOLVED, that the Town Clerk of this Town shall, within ten (10) days after the

adoption of this Resolution, file Certified copies thereof in duplicate in the Office of the State Department of Audit and Control at Albany, New York.

SUPERVISOR BREESE
Discussion?

COUNCILMAN MULLIGAN
Just under discussion, we're doing this in hopes that this engineering firm takes over that site, is that the major purpose?

SUPERVISOR BREESE
We're still optimistic that that transaction will be concluded hopefully this year, yes. Call the roll, please.

Duly put to a vote:		
Councilwoman McCabe voting		Aye
Councilman Mulligan voting		Aye
Councilman Yudelson voting		Aye
Councilwoman Zinck voting		Aye
Supervisor Breese voting		Aye
		Carried

RESOLUTION #5-77/2004

On Motion of
Councilwoman Zinck

Seconded by
Councilman Mulligan

IN THE MATTER OF THE PETITION FOR THE ESTABLISHMENT OF EXTENSION NO. 11 (100 KARENLEE DRIVE - LAND OWNED BY THE TOWN OF HENRIETTA) TO THE HENRIETTA DRAINAGE DISTRICT LOCATED AT 100 KARENLEE DRIVE IN THE TOWN OF HENRIETTA, COUNTY OF MONROE, STATE OF NEW YORK.

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HENRIETTA APPROVING THE ESTABLISHMENT OF EXTENSION NO. 11 (100 KARENLEE DRIVE - LAND OWNED BY THE TOWN OF HENRIETTA) TO THE HENRIETTA DRAINAGE DISTRICT

WHEREAS, a written Petition for the establishment of an extension to the Henrietta Drainage District in the Town of Henrietta, County of Monroe, State of New York, to be known as Extension No. 11 (100 Karenlee Drive - Land Owned by the Town of Henrietta) of said Drainage District was duly presented to this Town Board, together with the necessary map and plan attached thereto, and

WHEREAS, pursuant to an Order a Public Hearing was held on the Petition, and the findings as specified on Exhibit "A" were made.

THEREFORE, BE IT RESOLVED, that the establishment of Extension No. 11 to the said Drainage District as proposed in the said Petition be approved; that the improvement therein mentioned be constructed and the service therein mentioned be provided for upon the required funds being made available or provided for; and that such extension shall be designated and known as Extension No. 11 to the Henrietta Drainage

District and shall be bounded as described in attachments annexed hereto.

BE IT FURTHER RESOLVED, that the Town Clerk of this Town shall, within ten (10) days after the adoption of this Resolution, file Certified copies thereof in duplicate in the Office of the State Department of Audit and Control at Albany, New York.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Yudelson	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Breese	voting	Aye
		Carried

RESOLUTION #5-78/2004

On Motion of
Councilwoman Zinck

Seconded by
Councilman Yudelson

WHEREAS, the Henrietta Town Board has received a request for the proposed development of a Salvatore's Pizzeria in an existing building at 4 John Street, Tax Account Number 161.01-1-16, in existing B-1 Commercial and Industrial Districts, and

WHEREAS, plans of this proposed development under consideration are on file in the Office of the Town Clerk, and

WHEREAS, after consideration by the Henrietta Town Board, the Application does not exceed one or more thresholds for a Type I Action, as stated by Section 617.4 of the New York State Environmental Quality Review Act (SEQRA), and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (SEQRA) such an Action is an Unlisted Action, and

WHEREAS, an Environmental Assessment Form (EAF) has been prepared for this proposed development, and

WHEREAS, the Henrietta Town Board declares its intent to be the Lead Agency for the environmental quality review, and

WHEREAS, the Henrietta Town Board is the sole approval board or agency affected by this action, and

WHEREAS, the Henrietta Town Board has taken a hard look at the environmental issues raised by

this Special Use Permit Application, pursuant to Section 617.7 of SEQRA.

THEREFORE, BE IT RESOLVED, that the Henrietta Town Board does formally designate itself and accepts Lead Agency status for the environmental review of described Special Use Permit under the State Environmental Quality Review Act (SEQRA) and has determined that the proposed action therein described will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be required and therefore issues a negative declaration.

BE IT FURTHER RESOLVED, that the Henrietta Town Board hereby ratifies, confirms and adopts the approval of Special Permit No. 2004-007 for a Salvatore's Pizzeria at 4 John Street, Rochester, New York, upon the terms and conditions set forth on the Record at the Henrietta Town Board Special Permit Hearing held on February 18, 2004.

SUPERVISOR BREESE

Just for the Record, let the Record show that this Application will be referred to the Planning Board for their review. Call the roll, please.

Duly put to a vote:

Councilwoman McCabe voting	Aye
Councilman Mulligan voting	Aye
Councilman Yudelson voting	Aye
Councilwoman Zinck voting	Aye
Supervisor Breese voting	Aye
	Carried

SUPERVISOR BREESE

Good luck.

COUNCILMAN MULLIGAN

Give us one of those Salvatore cheers. *(Laughter)*

SUPERVISOR BREESE

Never mind. You better quit while you're ahead.

CHRIS PEARL, SALVATORE'S PIZZERIA

Thank you.

RESOLUTION #5-79/2004

On Motion of
Councilman Yudelson

Seconded by
Councilman Mulligan

IN THE MATTER OF THE PETITION FOR THE ESTABLISHMENT OF EXTENSION NO. 141 (MARTIN ESTATES) TO HENRIETTA WATER DISTRICT NO. 1 LOCATED ON THE SOUTH SIDE OF MARTIN ROAD AND WEST OF TELEPHONE ROAD IN THE TOWN OF HENRIETTA, COUNTY OF MONROE, STATE OF NEW YORK.

WHEREAS, a written petition in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Henrietta, County of Monroe, New York for the establishment of Extension No. 141 (Martin Estates) to the Henrietta Water District No. 1 bounded and described as set forth on exhibits now on file in the Town Clerk's Office, and

WHEREAS, the improvements proposed consist of a water system to serve the said Extension No. 141, including the acquisition of the necessary rights-of-way therefore, in accordance with a certain map and description made a part of such petition and now on file in the Office of the Town Clerk of the said Town, and

WHEREAS, the maximum amount proposed to be expended for the said establishment of the said extension and the construction of said water system, including the acquisition of any necessary lands, easements and rights-of-way within and also outside of the limits of the proposed District Extension shall be borne by the owners and developers of the land included in said extension.

THEREFORE, BE IT RESOLVED, that a meeting of the Town Board of the Town of Henrietta shall be held at the Henrietta Town Hall, 475 Calkins Road, in the Town of Henrietta, Monroe County, New York on the 17TH day of March, 2004 at 8:00 P.M. to consider the said petition and to hear all persons interested in the subject. Notice of said Hearing shall be published and posted in the manner provided by law.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe voting	Aye
Councilman Mulligan voting	Aye
Councilman Yudelson voting	Aye
Councilwoman Zinck voting	Aye
Supervisor Breese voting	Aye
	Carried

RESOLUTION #5-80/2004

On Motion of
Councilman Yudelson

Seconded by
Councilwoman Zinck

WHEREAS, the 2004 Sewer Budget provides funds for televising existing sanitary sewers for future Capital Improvement Projects, and

WHEREAS, the Town of Henrietta has requested quotes from qualified contractors for televising existing sanitary sewers at various locations to evaluate problem areas in the sewer system, and

WHEREAS, four (4) quotes were received, and the low quote, meeting specifications, was received from Skanex Pipe Services, Inc. for a total cost of \$19,932.50.

THEREFORE, BE IT RESOLVED, that Skanex Pipe Services, Inc., 752 Rowley Road, Victor, New York 14564, be hereby authorized to provide sewer televising services at various locations in the northeast Town quadrant for an amount not to exceed \$19,932.50.

BE IT FURTHER RESOLVED, that the Director of Finance be authorized to pay said contractor upon successful completion of the Project and acceptance by the Director of Engineering and Planning.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe voting	Aye
Councilman Mulligan voting	Aye
Councilman Yudelson voting	Aye
Councilwoman Zinck voting	Aye
Supervisor Breese voting	Aye
	Carried

RESOLUTION #5-81/2004

On Motion of
Councilwoman McCabe

Seconded by
Councilwoman Zinck

WHEREAS, the 2004 Drainage Budget provides funds for obtaining professional engineering services for Capital Improvement Projects, and

WHEREAS, the Town of Henrietta has requested proposals from qualified engineering firms for design services and preparation of bid documents, and

WHEREAS, the Director of Engineering and Planning has carefully examined all proposals submitted for fairness and equitability for the scope of work to be performed and recommends acceptance of the proposal received from Thornton Engineering, LLP for the Butler Drive Drainage Improvements Phase I Project.

THEREFORE, BE IT RESOLVED, that Thornton Engineering, LLP, 77 East Main Street, Victor, New York 14564, be hereby authorized to provide professional design services for the Butler Drive Drainage Improvements Phase I Project, between Adios Drive and Bradford Road, for an amount not to exceed \$8,400.00.

BE IT FURTHER RESOLVED, that the Director of Finance be authorized to pay said consultant upon successful completion of the Project and acceptance by the Director of Engineering and Planning.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe voting	Aye
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Councilman Mulligan	voting	Aye
Councilman Yudelson	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Breese	voting	Aye
		Carried

RESOLUTION #5-82/2004

On Motion of
Councilman Mulligan

Seconded by
Councilwoman McCabe

WHEREAS, the Town Board has received an Application from Patrick Pontiac, Inc. to construct a 55,000 square foot automobile sales/showroom and service facility on parcels of land identified as Tax Account Numbers 175,10-2-78, 175.10-2-79 and 175.10-2-80, which have an area of approximately 10.3 acres, and

WHEREAS, a map of the land under consideration is on file in the Office of the Town Clerk, and

WHEREAS, consideration of this proposed Project by the Henrietta Town Board exceeds one or more thresholds for a Type I Action, as stated by Section 617.4 of the New York State Environmental Quality Review Act (SEQRA), and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (SEQRA) such an Action is a Type I Action, and

WHEREAS, an Environmental Assessment Form (EAF) has been prepared for the proposed Project, and

WHEREAS, the Henrietta Town Board declares its intent to be the Lead Agency for the environmental quality review.

THEREFORE, BE IT RESOLVED, that the Henrietta Town Board be and is hereby authorized to distribute a Notice of Intent to serve as Lead Agency to all interested agencies for a coordinated review pursuant to 6NYCRR 617.6 and 617.12.

BE IT FURTHER RESOLVED, that provided no other involved agency indicates a desire to serve as Lead Agency within thirty (30) days of the date of the Notice of Intent to Serve as Lead Agency, the Henrietta Town Board shall serve in that capacity in accordance with SEQRA regulations.

SUPERVISOR BREESE

Discussion?

COUNCILMAN MULLIGAN

Just under discussion, we filled two (2) empty parcels tonight, one (1) over there on John Street where the Bianchi brothers live, and now the Hansen parcel.

SUPERVISOR BREESE

Yes, that's a good point.

COUNCILMAN MULLIGAN

So, if you run again you've got something for the brochure. *(Laughter)*

SUPERVISOR BREESE

Thanks for nothing. Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Yudelson	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Breese	voting	Aye
		Carried

RESOLUTION #5-83/2004

On Motion of
Councilwoman Zinck

Seconded by
Councilman Mulligan

IN THE MATTER OF THE PETITION FOR THE ESTABLISHMENT OF EXTENSION NO. 139 (LONGLEAF SUBDIVISION) TO HENRIETTA WATER DISTRICT NO. 1 LOCATED ON THE SOUTH SIDE OF MARTIN ROAD AND EAST OF WEST HENRIETTA ROAD IN THE TOWN OF HENRIETTA, COUNTY OF MONROE, STATE OF NEW YORK.

WHEREAS, a written petition in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Henrietta, County of Monroe, New York for the establishment of Extension No. 139 (Longleaf Subdivision) to the Henrietta Water District No. 1 bounded and described as set forth on exhibits now on file in the Town Clerk's Office, and

WHEREAS, the improvements proposed consist of a water system to serve the said Extension No. 139, including the acquisition of the necessary rights-of-way therefore, in accordance with a certain map and description made a part of such petition and now on file in the Office of the Town Clerk of the said Town, and

WHEREAS, the maximum amount proposed to be expended for the said establishment of the said extension and the construction of said water system, including the acquisition of any necessary lands, easements and rights-of-way within and also outside of the limits of the proposed District Extension shall be borne by the owners and developers of the land included in said extension.

THEREFORE, BE IT RESOLVED, that a meeting of the Town Board of the Town of Henrietta shall be held at the Henrietta Town Hall, 475 Calkins Road, in the Town of Henrietta, Monroe County, New York on the 17TH day of March, 2004 at 8:00 P.M. to consider the said petition and to hear all persons interested in the subject. Notice of said Hearing shall be published and posted in the manner provided by law.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe voting	Aye
Councilman Mulligan voting	Aye
Councilman Yudelson voting	Aye
Councilwoman Zinck voting	Aye
Supervisor Breese voting	Aye
	Carried

RESOLUTION #5-84/2004

On Motion of
Councilman Mulligan

Seconded by
Councilwoman Zinck

IN THE MATTER OF THE PETITION FOR THE ESTABLISHMENT OF EXTENSION NO. 181 (LONGLY SUBDIVISION) TO HENRIETTA SEWER DISTRICT NO. 1 LOCATED ON THE SOUTH SIDE OF MARTIN ROAD AND EAST OF WEST HENRIETTA ROAD IN THE TOWN OF HENRIETTA, COUNTY OF MONROE, STATE OF NEW YORK.

WHEREAS, a written petition in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Henrietta, County of Monroe, New York for the establishment of Extension No. 181 (Longleaf Subdivision) to the Henrietta Sewer District No. 1 bounded and described as set forth on exhibits now on file in the Town Clerk's Office, and

WHEREAS, the improvements proposed consist of a sewer system to serve the said Extension No. 181, including the acquisition of the necessary rights-of-way therefore, in accordance with a certain map and description made a part of such petition and now on file in the Office of the Town Clerk of the said Town, and

WHEREAS, the maximum amount proposed to be expended for the said establishment of the said extension and the construction of said sewer system, including the acquisition of any necessary lands, easements and rights-of-way within and also

outside of the limits of the proposed District Extension shall be borne by the owners and developers of the land included in said extension.

THEREFORE, BE IT RESOLVED, that a meeting of the Town Board of the Town of Henrietta shall be held at the Henrietta Town Hall, 475 Calkins Road, in the Town of Henrietta, Monroe County, New York on the 17TH day of March, 2004 at 8:00 P.M. to consider the said petition and to hear all persons interested in the subject. Notice of said Hearing shall be published and posted in the manner provided by law.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe voting	Aye
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Councilman Mulligan	voting	Aye
Councilman Yudelson	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Breese	voting	Aye
		Carried

RESOLUTION #5-85/2004

On Motion of
Councilwoman Zinck

Seconded by
Councilwoman McCabe

IN THE MATTER OF THE PETITION FOR THE ESTABLISHMENT OF EXTENSION NO. 10 (LONGLEAF SUBDIVISION) TO THE HENRIETTA DRAINAGE DISTRICT LOCATED ON THE SOUTH SIDE OF MARTIN ROAD AND EAST OF WEST HENRIETTA ROAD IN THE TOWN OF HENRIETTA, COUNTY OF MONROE, STATE OF NEW YORK.

WHEREAS, a written petition in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Henrietta, County of Monroe, New York for the establishment of Extension No. 10 (Longleaf Subdivision) to the Henrietta Drainage District bounded and described as set forth on exhibits now on file in the Town Clerk's Office, and

WHEREAS, the improvements proposed consist of a drainage system to serve the said Extension No. 10, including the acquisition of the necessary rights-of-way therefore, in accordance with a certain map and description made a part of such petition and now on file in the Office of the Town Clerk of the said Town, and

WHEREAS, the maximum amount proposed to be expended for the said establishment of the said extension and the construction of said drainage system, including the acquisition of any necessary lands, easements and rights-of-way within and also

outside of the limits of the proposed District Extension shall be borne by the owners and developers of the land included in said extension.

THEREFORE, BE IT RESOLVED, that a meeting of the Town Board of the Town of Henrietta shall be held at the Henrietta Town Hall, 475 Calkins Road, in the Town of Henrietta, Monroe County, New York on the 17TH day of March, 2004 at 8:00 P.M. to consider the said petition and to hear all persons interested in the subject. Notice of said Hearing shall be published and posted in the manner provided by law.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Yudelson	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Breese	voting	Aye

Carried

RESOLUTION #5-86/2004

On Motion of
Councilman Mulligan

Seconded by
Councilman Yudelson

WHEREAS, the Superintendent of Highways has requested authorization to attend the 2004 North American Snow Conference sponsored by the American Public Works Association in Lexington, Kentucky on April 25, 2004 through April 28, 2004, and

WHEREAS, funds are available in the 2004 Highway Budget for seminars and conferences, and

WHEREAS, the Town Board supports and encourages additional training for all Town employees.

THEREFORE, BE IT RESOLVED, that Russell Martin, Superintendent of Highways, be hereby authorized to attend the four (4) day conference at a cost not to exceed \$900.00, to include registration and lodging.

BE IT FURTHER RESOLVED, that all properly prepared vouchers be submitted to the Director of Finance for reimbursement.

SUPERVISOR BREESE

That should include registration, lodging and transportation costs, for the Record, okay? You're still getting a good deal, Rusty.

COUNCILWOMAN ZINCK

Snow conference in Lexington, Kentucky, huh?

COUNCILMAN MULLIGAN

That was debated earlier in the week. *(Laughter)*

COUNCILMAN MULLIGAN

Rusty goes south.

SUPERVISOR BREESE

Never mind. Call the roll, please.

Duly put to a vote:

Councilwoman McCabe voting	Aye
Councilman Mulligan voting	Aye
Councilman Yudelson voting	Aye
Councilwoman Zinck voting	Aye
Supervisor Breese voting	Aye
	Carried

RESOLUTION #5-87/2004

On Motion of

Seconded by

Councilman Mulligan

Councilwoman McCabe

BE IT RESOLVED, that the following persons be hired:

Melissa Stoddard Highway, Wingperson @ \$8.00/hr., effective 2/5/2004.

Ronald Rozzi Highway, Wingperson @ \$8.00/hr., effective 2/5/2004.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe voting	Aye
Councilman Mulligan voting	Aye
Councilman Yudelson voting	Aye
Councilwoman Zinck voting	Aye
Supervisor Breese voting	Aye
	Carried

SUPERVISOR BREESE

That’s the end of the Regular Meeting. Before we adjourn, is there anyone that would like to speak on any other matters involving the Town? *(Pause - no response)*

The Regular Meeting of the Henrietta Town Board was moved for adjournment by Councilman Yudelson, seconded by Councilwoman McCabe at 8:26 P.M. and passed unanimously.

Respectfully submitted,

Amber N. Hutchinson
Deputy Town Clerk