

**HENRIETTA TOWN BOARD  
AGENDA  
JUNE 16, 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) - June 2, 2004
6. Miscellaneous Communications
7. Introduction of and Action Upon Local Laws, Ordinances, Resolutions
8. Reports of Standing Committees and Actions Thereon
9. Reports of Special Committees
10. Public Comment
11. Adjournment

RESOLUTION #13-154/2004

Authorize Accounts Payable

RESOLUTION #13-155/2004

Authorize Renewal of Policy With Regard to Filling Vacant Commercial and Industrial Buildings

RESOLUTION #13-156/2004

Award Low Bid - Queensway Road Culvert Replacement Project

RESOLUTION #13-157/2004

Authorize Advertisement for Bids - Building Demolition of Former Sewage Treatment Plant:  
Administration, Garage and Digester Buildings Project

RESOLUTION #13-158/2004

Authorize District Formation Application to State Comptroller - Extension No. 170 (Country Hill Estates and Southern Hills Manor) to Henrietta Sewer District No. 1

RESOLUTION #13-159/2004

Declare Intent to be Lead Agency - Extension No. 170 (Country Hill Estates and Southern Hills Manor) to Henrietta Sewer District No. 1

RESOLUTION #13-160/2004

Authorize Replacement of Asphalt Sidewalks - Sections of Calkins Road, Lehigh Station Road, Aleta Drive and Ivory Way

RESOLUTION #13-161/2004

Authorize Payoff of Early Retirement Incentive Balance

RESOLUTION #13-162/2004  
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 16<sup>TH</sup> DAY OF JUNE, 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 anyone that would like to speak on any items that are on the agenda? Just the agenda at this time?  
(Pause - no response) If not, may I have the approval of the Minutes, please.

COUNCILWOMAN McCABE

Mr. Supervisor, I move we approve the Minutes of June 2, 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

RESOLUTION #13-154/2004

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 6/16/2004	\$ 355,686.18
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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 #13-155/2004

On Motion of	Seconded by
Councilman Yudelson	Councilwoman Zinck

WHEREAS, the Town Board enacted a policy with regard to filling vacant commercial and industrial buildings on July 18, 2001 through Resolution #15-170/2001, and

WHEREAS, the Town Board of the Town of Henrietta, through Resolution #12-146/2003, extended said policy for one (1) year, and

WHEREAS, Resolution #12-146/2003 is due to expire on July 1, 2004, and

WHEREAS, there is still a concern over vacant commercial and industrial buildings and a desire to encourage the use of such space as an alternative to construction of new buildings.

THEREFORE, BE IT RESOLVED, that the policy originally enacted by Resolution #15-170/2001, as attached, be renewed and will expire July 1, 2005.

SUPERVISOR BREESE

You know, I'm happy to support this because since we started it three (3) years ago, this has worked. We have much less vacant space now than we had three (3) years ago, whether it's because of this Resolution by itself or for other reasons, I don't know. But we're the only Town in the whole County, that I know of, that ever passed a Resolution like this, and I think it got the attention of a lot of companies who were interested in coming into Henrietta and might have put up new buildings where it really wasn't needed. So, I have to commend the Board, and I thank all these Board members, for supporting this in the first place and hopefully for supporting this wise Resolution again.

COUNCILMAN MULLIGAN

Thank you.

SUPERVISOR BREESE

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 #13-156/2004

On Motion of  
Councilman Mulligan

Seconded by  
Councilman Yudelson

WHEREAS, Resolution #10-134/2004 authorized the advertisement for bids on the Queensway Road Culvert Replacement Project for the replacement of the existing culverts, and

WHEREAS, four (4) bids were received, and the low bid, meeting specifications, was received from Crane-Hogan Structural Systems, Inc. for a total cost of \$123,300.00, including Alternate Bid Item 2.

THEREFORE, BE IT RESOLVED, that Crane-Hogan Structural Systems, Inc., 3001 Brockport Road, Spencerport, New York 14559, be hereby awarded the bid at a total cost not to exceed \$123,300.00.

BE IT FURTHER RESOLVED, that the Director of Finance be hereby authorized to pay Crane-Hogan Structural Systems, Inc. in an amount not to exceed \$123,300.00 upon successful completion of said work and acceptance by the Director of Engineering and Planning.

SUPERVISOR BREESE

Just for the Record, this came in under budget. So, I'm pleased to support this Resolution. 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 #13-157/2004

On Motion of  
Councilwoman Zinck

Seconded by  
Councilman Mulligan

WHEREAS, the Town of Henrietta requires bids for the Building Demolition at the Former Sewage Treatment Plant: Administration, Garage and Digester Buildings Project for 100 Karenlee Drive, to conform with construction documents on file in the Town Clerk's Office with bids to be opened at 9:30 A.M. on Thursday, July 15, 2004 and received no later than 9:15 A.M. on Thursday, July 15, 2004.

THEREFORE, BE IT RESOLVED, that the Town Clerk be authorized to advertise for bids for the Building Demolition at the Former Sewage Treatment Plant: Administration, Garage and Digester Buildings Project as per cited plans and specifications on file in the manner provided by law.

SUPERVISOR BREESE  
Discussion?

COUNCILMAN MULLIGAN

Under discussion, just for the Record, the engineering firm that was interested in building there, they're still a player in this?

SUPERVISOR BREESE  
Yes.

COUNCILMAN MULLIGAN

Thank you.

SUPERVISOR BREESE  
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 #13-158/2004

On Motion of  
Councilman Yudelson

Seconded by  
Councilwoman Zinck

WHEREAS, the Town Board of the Town of Henrietta resolved on June 2, 2004 to establish an extension to the Henrietta Sewer District No. 1 to be known as Extension No. 170 (Country Hill Estates and Southern Hills Manor), and

WHEREAS, the Town Board directed that an Application for approval of the State Comptroller be prepared, and

WHEREAS, said Application has been prepared and reviewed and the Town Board believes the contents of the Application to be accurate, and

WHEREAS, the Town Board has determined that the extension for which permission is sought is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof, and

WHEREAS, the Town Board has determined that all real property against which the cost of the extension will be assessed will be benefitted by the proposed improvement and that no benefitted property has been excluded from said assessment.

THEREFORE, BE IT RESOLVED, that the Supervisor of the Town of Henrietta shall be authorized to execute and submit said Application for permission of the State Comptroller.

BE IT FURTHER RESOLVED, that a Certified copy of this Resolution shall accompany said Application.

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 #13-159/2004

On Motion of  
Councilman Mulligan

Seconded by  
Councilman Yudelson

WHEREAS, the Town Board has received a map, plan and report for the establishment of an extension to Henrietta Sewer District No. 1 to be known as Extension No. 170 (Country Hill Estates and Southern Hills Manor), and

WHEREAS, a map, plan and report for this Project 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 this 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? 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 #13-160/2004

On Motion of  
Councilwoman Zinck

Seconded by  
Councilman Mulligan

WHEREAS, funds are available in the 2004 Sidewalk Budget for Capital Improvement Projects, and

WHEREAS, the existing sidewalks on sections of Calkins Road, Lehigh Station Road, Aleta Drive and Ivory Way require replacement along with several spot repairs, and

WHEREAS, concrete sidewalk is available on the Monroe County Purchasing Agreement Contract from Sunshine Concrete.

THEREFORE, BE IT RESOLVED, that Sunshine Concrete, 2081 Tonawanda Creek Road, Amherst, New York 14228, be hereby authorized to complete the installation of the concrete sidewalks at said locations for a total cost not to exceed \$102,500.00.

BE IT FURTHER RESOLVED, that the Director of Finance be authorized to pay Sunshine Concrete in an amount not to exceed \$102,500.00 upon completion and receipt of proper documentation.

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 #13-161/2004

On Motion of  
Councilman Mulligan

Seconded by  
Councilman Yudelson

WHEREAS, the Town of Henrietta offered an early retirement package to employees in the years 2000 and 2002 and ten (10) employees accepted, and

WHEREAS, the Town has paid installment payments with interest, on a term of up to five (5) years, and can elect to payoff this debt early without penalty, thereby saving interest expense.

THEREFORE, BE IT RESOLVED, that the Director of Finance be hereby authorized to pay the remaining balance of \$137,842.00 to the New York State and Local Retirement System for the early retirement incentive.

SUPERVISOR BREESE

I want to compliment Councilman Mulligan for bringing this idea into the Board. The Town of Henrietta, fortunately, is in a very good cash position so that we can pay this off and save paying interest charges, perhaps a savings of over Twenty Thousand Dollars (\$20,000) by this transaction. These are the kinds of things we should be looking for all the time. So, I appreciate that, Bill, you bringing that to our attention.

COUNCILMAN MULLIGAN

Thank you.

SUPERVISOR BREESE

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 #13-162/2004

On Motion of  
Councilman Mulligan

Seconded by  
Councilwoman Zinck

BE IT RESOLVED, that the following persons be hired:

Robert Newcombe	Recreation, Part-time Recreation Assistant @ \$8.00/hr., effective 6/16/2004.
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Christopher McDonald Recreation, Part-time Recreation Assistant @ \$8.00/hr., effective 6/16/2004.

Joe Sargent Recreation, Part-time Recreation Assistant @ \$6.00/hr., effective 6/16/2004.

Laurie Joris Recreation, Part-time Recreation Assistant @ \$11.00/hr., effective 6/16/2004.

Carrie Hoffman Recreation, Part-time Recreation Assistant @ \$8.00/hr., effective 6/16/2004.

Emily McAvinney Recreation, Part-time Recreation Assistant @ \$6.00/hr., effective 6/27/2004.

Amy Bielunis Recreation, Part-time Recreation Assistant @ \$7.00/hr., effective 6/28/2004.

BE IT FURTHER RESOLVED, that the following employee changes be made:

Recreation As per the attachments.

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, would anybody else like to speak on anything involving the Town? *(Pause - no response)*

The Regular Meeting of the Henrietta Town Board was moved for adjournment by Councilman Yudelson, seconded by Councilwoman Zinck at 8:14 P.M. and passed unanimously.

Respectfully submitted,

Amber N. Hutchinson  
Deputy Town Clerk