

**HENRIETTA TOWN BOARD
AGENDA
OCTOBER 19, 2005**

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) - October 5, 2005
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

PRESENTATION OF ARCHITECTURAL HERITAGE AWARDS - Helen Elam

RESOLUTION #19-214/2005

Authorize Accounts Payable

RESOLUTION #19-215/2005

Authorize Supervisor to Sign Abandonment of Easement - 225 Thruway Park Drive

RESOLUTION #19-216/2005

Award Low Bid - Viscount Drive Culvert Replacement Project

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 19TH DAY OF OCTOBER, 2005 AT 8:00 P.M.

MEMBERS PRESENT

Councilwoman Catherine A. McCabe
Councilman William J. Mulligan, Jr.
Councilman Michael B. Yudelson
Daniel J. Mastrella, Town Attorney
Patricia J. Shaffer, Town Clerk

ABSENT

Supervisor James R. Breese
Councilwoman Janet B. Zinck

MEMBERS

COUNCILMAN YUDELSON, DEPUTY SUPERVISOR

Welcome to everybody, and before we start on the Resolutions, a very brief agenda tonight, we have a presentation of the Architectural Heritage Awards. I'd like to turn it over now to our Town Historian, Helen Elam.

HELEN ELAM, TOWN HISTORIAN

Thank you, Mr. Yudelson and members of the Henrietta Town Board, for allowing the Historic Site Committee, which is the Preservation Committee for the Town, to present our awards. Good evening everyone. Before we start, I would like to introduce the members of the Historic Site Committee; Kathleen Englert, Isla Miles, who made the recommendations for both of these awards tonight, Marlene Wilson and Don Yost. Gary and Molly Nikodem could not make it tonight. The Committee has existed since the late 1970's with Molly, Don and myself as original members. The Historic Site Ordinance directs the Committee to help preserve its historic buildings. We have been working to that goal and have established twelve (12) preservation districts in Town. Soon, we will be working on the thirteenth district. It is gratifying to realize that these seventy-five (75) plus buildings are protected under this ordinance, and I was just, when I went to make up the presentation board for tonight, I realized that we had started these awards in 1982, so there's been quite a few since then. It is always a pleasure to present our annual awards to people who have demonstrated an interest in and who have worked towards preserving the natural and built environment. The first award is presented to Robert J. Macon, posthumously, who passed away in 2002. Not only did he preserve historic buildings during his career. He created buildings that have enhanced our environment. Future generations will want to preserve them because of their functional and beautiful design, and I have a picture of Bob, which is a wonderful one, and even if you don't know him, you have to say, he must have been a really great man because he had a good sense of humor and he was a genius besides. Robert J. Macon was an architect and the founding partner of Macon, Chaintreuil, Jensen and Stark. He served as principal in charge of the firm's most significant projects. Some of those projects are: The Atrium at the Strong Children's Museum; Eastman Place, which occupies an entire block across from the Eastman Theater; the Sibley Library of the Eastman School of Music; the School

of the Arts of the Rochester City School District, where the building and facade of the Eastman Dormitory was preserved; eight (8) buildings at Rochester Institute of Technology that include an Interfaith Center, Bausch and Lomb Center and Lowenthal Memorial Building, plus many other buildings. The R.I.T. buildings are very modern, as the whole campus is, and convey to me a feeling of being indestructible. His buildings join with other buildings designed by famous architects, such as I M Pei, yet hold their own as master buildings of the campus. Bob created two (2) beautiful pedestrian oriented streets in downtown Rochester when he resurrected Selden Street in the heart of the Grove Place Preservation District. Designing ten (10) buildings there, including his own home, they are close to Gibbs Street where Eastman Place is located across from the Eastman Theater. In his thirty (30) year career, he received forty (40) honors for design excellence and for his civic contributions. They include awards from the American Institute of Architects, the City of Rochester, the Coalitions for Downtown, Cornell University, the American Concrete Institute and the Ibero-American Action League. His commitment to the community included service to the City of Rochester as a member of the boards of the City's Planning Commission, Member and Chairperson of the Rochester Planning Board, President of the Rochester Chapter of the American Institute of Architects, plus at least four (4) other boards. In Henrietta, he designed and built a home for his family on Brooks Road. He and his wife, Nancy, raised their children there and only moved to Selden Street when the children had grown and left home. The couple made many friends on Brooks Road, at Good Shepherd and in the Town. We were all sorry to see them leave Henrietta. Most remember Bob's hearty laugh and quick wit and Nancy's gentle manner. The couple attended Good Shepherd Church, and their children went to its school. When Good Shepherd was looking to remodel the old church, they called on Bob to create a new modern sanctuary. It is the focal point of the small church and provides an inspirational place to worship. Bob passed away in March of 2002, but his vision and commitment to the community and to excellent design will remain as a lasting legacy. His widow, Nancy, will come forward to accept our award. Nancy? And son, too. Good. The Henrietta Architectural Heritage Award is presented to Robert J. Macon, posthumously. He was a tireless advocate for the City of Rochester, pillar of the architectural community, award-winning designer. He led by example and leaves a lasting legacy in the form of theaters, libraries, churches, schools, public spaces and housing. He resided in Henrietta for several years, designing and building a home on Brooks Road for his family. The R.I.T. campus has several auspicious examples of his genius, as does Good Shepherd Church. For the beautiful buildings he has designed and the many artistic contributions he made to the Rochester area, the Historic Site Committee is pleased to acknowledge his work. Nancy. *(Applause)*

NANCY MACON

I just wish Bob was going to be here just to accept it in person himself. He would have loved, he loved architecture and doing buildings. Thank you to the Town of Henrietta for this great award, and Helen, thank you for making it possible. Thank you. *(Applause)*

HELEN ELAM, TOWN HISTORIAN

The last award is presented to the Riverton Architectural Review Board. It is given in

acknowledgment of their dedicated work in preserving the Riverton complex. In 1973, the first building was opened at Riverton, and Cathy Smith became the first resident to move in. Cathy, who still lives there after thirty (30) plus years, has provided me with the history of Riverton, and I thank her for this addition to our Town archives. The Riverton Architectural Review Board was set up in the early days of the building of Riverton. It was organized to provide rules and regulations for prospective owners of properties at this new community. They set the standard for how the complex was to retain its original design and look. New homeowners have to agree to these rules before they buy in Riverton. Regulations cover such things as size and design of the building, driveways, paint colors, landscaping, etcetera. For instance, when a tree is cut down and removed by a resident, a new tree has to replace it. All plans have to be approved by the Board. Given the amount of home ownership there, this does not seem to be a problem. Its quiet streets have neatly maintained homes, apartments and recreational facilities. The Riverton Community Association is in charge of maintenance and programs. These two (2) organizations have dedicated people on their boards who help to keep Riverton operating at a high level of efficiency. Originally, Riverton was planned to be a balanced new community encompassing industrial, commercial, residential and recreational development. There would be homes for over thirty thousand (30,000) people in a community in which they could live, work and play. Unfortunately, just after starting, the economy took a drastic downturn and the commercial development did not happen. However, today most residents feel that Riverton has been a success story. People bought homes in Riverton because they wanted a neighborhood where people know each other and cared about each other, and that has happened. With the Architectural Review Board carrying out the plans that Richard Rosen, architect, had envisioned, and enforcing the rules to maintain that vision, we can all rest assure that Riverton will be looking good for many more years. As one resident put it, "This is the best place to live in Monroe County." It certainly is a place of great interest, attraction and beauty. And now, if the people from Riverton would like to come forward. The Henrietta Architectural Heritage Award is given to the Riverton Architectural Review Board in recognition of their dedicated work in preserving the Riverton complex. They set up the rules that homeowners must follow with regards to the design of new homes, including materials, color, landscaping, etcetera. All changes to their buildings must be approved by the Board. Thus, they have been able to maintain the integrity and beauty of this wonderful community. If you would like to accept the award. (*Applause*)

BOB SAUNDERS, CHAIRPERSON

I'm Bob Saunders, the Chairperson of the Architectural Review Board, currently. This is Andy Less, he's a former member. He no longer lives in Riverton, and he was so kind to come and be with us tonight. This is Jim Grunert (*sp*), he is a current member also of the Architectural Review Board. We have three (3) other members who couldn't be here tonight. Joe Savaglia (*sp*), Patsy Carosa (*sp*) and Lou Critelli (*sp*). They could not be here tonight. We try to do just what you've expressed, to keep the community looking beautiful, and so I accept this on behalf of our present board and our past board, because we inherited what they had accomplished, and we hope to maintain what they have started and pass it on to whoever follows us in the future years. Thanks very much, and

thank you, Isla, for the nomination. We appreciate that. Thanks to the Board for providing the opportunity for this occasion, and we hope to be successful as the years go by. Thank you very much. *(Applause)*

HELEN ELAM, TOWN HISTORIAN

I'm sure you will be successful. We're going to adjourn the people that have come from the Historic Site Committee, to adjourn for refreshments in the hallway, and if anybody would like to join us after the meeting is over, we would be glad to see you, too. Thank you. *(Applause)*

COUNCILMAN YUDELSON, DEPUTY SUPERVISOR

Thank you to Helen's committee, and congratulations to the award winners. We'll take just a two (2) minute recess, in place, so that you can move to the reception.

HELEN ELAM, TOWN HISTORIAN

Thank you.

COUNCILMAN YUDELSON, DEPUTY SUPERVISOR

Is there anybody that would like to speak on any agenda items? Items that are on the agenda? *(Pause - no response)* If not, may I have the approval of the Minutes?

COUNCILWOMAN McCABE

Mr. Deputy Supervisor, I move we approve the Minutes of October 5, 2005.

COUNCILMAN MULLIGAN

Second.

COUNCILMAN YUDELSON, DEPUTY SUPERVISOR

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	Absent
Supervisor Breese	voting	Absent

Carried

COUNCILMAN YUDELSON, DEPUTY SUPERVISOR

May I have the first Resolution, please.

RESOLUTION #19-214/2005

On Motion of

Seconded by

Councilwoman McCabe

Councilman Mulligan

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

EXHIBIT A

Bills Payable
dated 10/19/2005
\$ 612,718.04

COUNCILMAN YUDELSON, DEPUTY SUPERVISOR

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	Absent
Supervisor Breese	voting	Absent

Carried

RESOLUTION #19-215/2005

On Motion of

Councilman Yudelson

Seconded by

Councilman Mulligan

WHEREAS, the property owner of Thruway Industrial Park, L.P. shall be constructing the FedEx Distribution Center at 225 Thruway Park Drive, and

WHEREAS, in order to construct said project, the release of said drainage easement, recorded in Liber 9662 of Deeds, Page 383, is necessary, being identified as Tax Identification No. 188.02-1-68.1, and

WHEREAS, the described portion of this existing drainage easement is no longer needed by the Town, and

WHEREAS, the Town Attorney and the Director of Engineering and Planning have reviewed the Abandonment of Easement and recommended that the Town of Henrietta consent to and execute said Abandonment.

THEREFORE, BE IT RESOLVED, that the Supervisor, on behalf of the Town, be hereby authorized to execute the Abandonment of Easement which shall be filed in the Monroe County Clerk's Office.

COUNCILMAN YUDELSON, DEPUTY SUPERVISOR
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	Absent	
Supervisor Breese		voting	Absent

Carried

RESOLUTION #19-216/2005

On Motion of

Councilman Mulligan

Seconded by

Councilwoman McCabe

WHEREAS, Resolution #16-197/2005 authorized the advertisement for bids on the Viscount Drive Culvert Replacement Project for the replacement of the existing culverts on Viscount Drive, and

WHEREAS, four (4) bids were received, and the low bid, meeting specifications, was received from Wind-Sun Construction, Inc. for a total cost of \$132,380.00.

THEREFORE, BE IT RESOLVED, that Wind-Sun Construction, Inc., 18 Hidden Meadow, Penfield, New York 14526, be hereby awarded the bid at a cost not to exceed \$132,380.00.

BE IT FURTHER RESOLVED, that the Director of Finance be hereby authorized to pay Wind-Sun Construction, Inc. in an amount not to exceed \$132,380.00 upon successful completion of said work and acceptance by the Director of Engineering and Planning.

COUNCILMAN YUDELSON, DEPUTY SUPERVISOR
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	Absent	
Supervisor Breese		voting	Absent

Carried

COUNCILMAN YUDELSON, DEPUTY SUPERVISOR

That's the end of the Regular Agenda. Is there anyone who would like to comment on any matters involving the Town of Henrietta? Mr. Schmitt?

JOHN SCHMITT, RESIDENT

Members of the Board. John Schmitt, currently in transit around Henrietta. I have noticed over the years the presentations made to the Board by our Historical Society, and as Jane and I have traveled around the country we noticed that most towns have a historical society location, a building or something. Small towns, large towns, it does attract people to come in and get to know what it is and make people want to move to a town, it's very helpful to do that. Now, I know the first time these things are brought up somebody says, it will cost money, we don't want to raise the taxes, etcetera, etcetera, but if you look in today's Henrietta Post you'll see that the Town of Rush raised over Six Hundred Thousand Dollars (\$600,000) last year for projects that they want, none of them increased anybody's taxes. So, it can be done. I think it's something we should do if we have the pride in the history of our Town, and ask the Board to look into it in a more serious light and see if we can't find somebody to do some proposal writing to get this thing off the ground. Even what I have seen, the operation costs are not that great because the historical societies don't have to be open all the time and everything else. So, it's . . .

COUNCILMAN MULLIGAN

Rush raised Six Hundred Thousand (\$600,000) in grants?

JOHN SCHMITT, RESIDENT

In grants. And that's in . . .

COUNCILMAN MULLIGAN

That's excellent.

JOHN SCHMITT, RESIDENT

I know the Supervisor has told me don't believe everything you read in the paper from time to time, but it's in today's Henrietta Post, if you want to find a reference to it.

COUNCILMAN MULLIGAN

Thank you.

JOHN SCHMITT, RESIDENT

Thank you.

COUNCILMAN YUDELSON, DEPUTY SUPERVISOR

Thank you, Mr. Schmitt. We did just have a presentation by our Town Historian on Monday to the Board at our Workshop meeting about just that very thing, about the desire for a museum, and we talked about pursuing grants and that kind of thing and are going to

continue that discussion.

JOHN SCHMITT, RESIDENT

It's very seldom I'm on the same page with anybody. I'm glad I came in.

COUNCILWOMAN McCABE

(Inaudible).

COUNCILMAN YUDELSON, DEPUTY SUPERVISOR

Is there anybody else? *(Pause - no response)*

The Regular Meeting of the Henrietta Town Board was moved for adjournment by Councilwoman McCabe, seconded by Councilman Mulligan at 8:22 P.M. and passed unanimously.

Respectfully submitted,

Amber N. Hutchinson

Deputy Town Clerk