

**HENRIETTA TOWN BOARD  
AGENDA  
NOVEMBER 16, 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) - November 2, 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

RESOLUTION #21-227/2005

Authorize Accounts Payable

RESOLUTION #21-228/2005

Authorize Addition of 850 John Street to the Monroe County Empire Zone

RESOLUTION #21-229/2005

Authorize Purchase of Three (3) State Contract Vehicles - Drainage Department and Parks and Facilities Department

RESOLUTION #21-230/2005

Authorize Budget Transfers - Library

RESOLUTION #21-231/2005

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 NOVEMBER, 2005 AT 8:00 P.M.

**MEMBERS PRESENT**

**ABSENT**

**MEMBERS**

Supervisor James R. Breese

Councilman William J.  
Mulligan, Jr.

Councilwoman Catherine A. McCabe

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 the agenda items? Just agenda items? I noticed that Lydia BIRR is here from the County of Monroe Economic Development, and we do have a Resolution here involving the Empire Zone. Was there something that you wanted to summarize about the Application? As long as you're here? Just come up to the mic, please. This is Lydia BIRR, County of Monroe Planning and Development.

**LYDIA BIRR, COUNTY OF MONROE PLANNING AND DEVELOPMENT**

Hello, Supervisor Breese and Council Members. Yes, Rochester Precision Optics, as you know, has purchased the property at 850 John Street. They're very much looking forward to being a resident of Henrietta, and part of our economic development package for them was to provide Empire Zone designation under the Regionally Significant Project definition. So, they're going to be bringing seventy-five (75) jobs to the community, and I think we as a County are very happy.

**SUPERVISOR BREESE**

You're filling an empty building, too.

**LYDIA BIRR, COUNTY OF MONROE PLANNING AND DEVELOPMENT**

Yes, they are.

**SUPERVISOR BREESE**

I think everybody likes that.

**LYDIA BIRR, COUNTY OF MONROE PLANNING AND DEVELOPMENT**

Yes. Thank you.

**SUPERVISOR BREESE**

Thank you. Anybody else that wants to speak on agenda items? Just agenda items 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 November 2, 2005.

COUNCILMAN YUDELSON

Second.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

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

Carried

SUPERVISOR BREESE

May I have the first Resolution, please.

RESOLUTION #21-227/2005

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 11/16/2005  
\$ 239,210.74

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

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

Carried

RESOLUTION #21-228/2005

On Motion of

Councilman Yudelson

Seconded by

Councilwoman Zinck

WHEREAS, New York State has created the Economic Development Zone Program, now known as the Empire Zones Program, to encourage industrial and commercial development in select municipalities across the State, and

WHEREAS, the County of Monroe, as an eligible municipality, received designation of an Empire Zone made up of sub-zones, including a portion of the Town of Henrietta, and

WHEREAS, New York State has amended the Empire Zones Program to increase benefits and allow additional areas to be deemed as Regionally Significant Projects, and

WHEREAS, the County of Monroe intends to amend the Monroe County Empire Zone boundaries to encourage industrial and commercial development and to allow for the creation of an additional sub-zone area in the Town of Henrietta for a Regionally Significant Project, and

WHEREAS, Rochester Precision Optics, located at 850 John Street, Henrietta, New York, meets the criteria of 957(d) of the General Municipal Law as a Regionally Significant Project by creating fifty (50) new manufacturing jobs for inclusion within the Monroe County Empire Zone in an area outside the separate and distinct contiguous areas, and

WHEREAS, the Town of Henrietta wishes to support and concur with the Empire Zone designation of section 161, block .030-0001-019 and lot .10, as a Regionally Significant Project.

THEREFORE, BE IT RESOLVED, that the Town Board of the Town Henrietta, in its capacity as governing body of the Town of Henrietta, does hereby support and concur with the Monroe County Empire Zone to include the properties more particularly described in Schedule A attached hereto and made a part hereof.

**SUPERVISOR BREESE**

Under discussion, this is another tax abatement proposal, and I generally am supportive of tax abatement proposals. This is not, this Resolution does not involve COMIDA, as I understand it. There are some issues with COMIDA that I think this Board is going to have to take a close look at in terms of what it's costing our residents to support the COMIDA projects. I don't want to say anything negative about this proposal because I certainly, I think we all want to see Rochester Precision Optics come in here, but I think

we need to take a very careful look at future tax abatement programs and what their cost is to our residents and what these businesses are doing in terms of creating new jobs and who's following up on it. I don't know who's doing that. Allegedly, there's a system where if they don't create enough jobs they get charged back for whatever tax benefits they have, but I haven't seen any evidence of that. That may have nothing to do with the Empire Zone Program, but by approving this we're saying we approve tax abatement, and I'm saying that tax abatement is fine if it's properly managed and if it's affordable to the residents of our Town.

COUNCILWOMAN McCABE

Through you, Mr. Supervisor, I agree with you on that comment. The one question I have is, our Resolution says creating fifty (50) new manufacturing jobs, and we just heard that there were seventy-five (75) jobs coming in. Can we get a clarification on that?

SUPERVISOR BREESE

You'll want to come back up here. That's a good question. Ms. Birr, which is it?

LYDIA BIRR, COUNTY OF MONROE PLANNING AND DEVELOPMENT

It is seventy-five (75) jobs, but the definition in the law for a Regionally Significant Project is fifty (50) or more jobs, and so the attorney, in preparing the document, said fifty (50) jobs, it meets the criteria.

SUPERVISOR BREESE

Thank you.

LYDIA BIRR, COUNTY OF MONROE PLANNING AND DEVELOPMENT

Thank you.

COUNCILWOMAN McCABE

Thank you very much.

SUPERVISOR BREESE

Anybody else? Just tell the COMIDA people we're watching this very closely. We have more COMIDA projects in our Town, and it's costing our taxpayers, our residential taxpayers, more money than most other towns, and we want to make sure it's working properly and that there's accountability for the COMIDA projects, and of course, for the Empire Zone Projects, that these companies are doing what they say they're going to do and that it's not a blank check. Call the roll, please.

Duly put to a vote:

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

Carried

RESOLUTION #21-229/2005

On Motion of

Councilwoman McCabe

Seconded by

Councilwoman Zinck

WHEREAS, the Year 2006 Drainage Budget provides funds for the purchase of one (1) 2006 Chevrolet Silverado 2500HD 1 ton pickup truck and one (1) 2006 Chevrolet Silverado 1500 ½ ton pickup truck to replace truck #503 and truck #546, which are to be sent to the Teitsworth Municipal Auction, and

WHEREAS, the Year 2006 Parks and Facilities Budget provides funds for the purchase of one (1) 2006 Chevrolet Silverado 2500HD 1 ton pickup truck to replace truck #218, which is to be traded in, and

WHEREAS, two (2) vehicles meeting the Drainage Department's specifications are available through New York State Contract #40560, Items 20B and 10A, from Hoselton Chevrolet, Inc., for a total cost not to exceed \$43,000.00, and

WHEREAS, one (1) vehicle meeting the Parks and Facilities Department's specifications is available through New York State Contract #40560, Item 20B, from Hoselton Chevrolet, Inc., for a total cost not to exceed \$21,000.00.

THEREFORE, BE IT RESOLVED, that Hoselton Chevrolet, Inc., 909 Fairport Road, East Rochester, New York 14445, be hereby awarded the purchase of one (1) 2006 Chevrolet Silverado 2500HD 1 ton pickup truck and one (1) 2006 Chevrolet Silverado 1500 ½ ton pickup truck, per specifications for the Drainage Department, for a total cost not to exceed \$43,000.00.

BE IT FURTHER RESOLVED, that Hoselton Chevrolet, Inc., 909 Fairport Road, East Rochester, New York 14445, be hereby awarded the purchase of one (1) 2006 Chevrolet Silverado 2500HD 1 ton pickup truck, per specifications for the Parks and Facilities Department, for a total cost not to exceed \$21,000.00.

BE IT FURTHER RESOLVED, that the Director of Finance be hereby authorized to pay Hoselton Chevrolet, Inc. upon delivery and receipt of all proper documentation.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe

voting

Aye

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

RESOLUTION #21-230/2005

On Motion of

Councilwoman Zinck

Seconded by

Councilman Yudelson

WHEREAS, the Board of Trustees of the Henrietta Public Library has requested the following year 2005 Budget transfers:

Increase line item 05-7410-470 as follows:

BFR (Money received for lost and damaged materials)  
reported as of October 31, 2005.

\$ 1,573.36  
(BFR)

UMS money to pay collection agency, reported as  
of October 31, 2005.

+ 2,146.79 (UMS)

Increase line item 05-7410-470 (Contingency) by  
\$3,720.15 for BFR/UMS.

\$  
3,720.15

THEREFORE, BE IT RESOLVED, that the Director of Finance be hereby authorized to make said Budget transfers.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

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

RESOLUTION #21-231/2005

On Motion of

Councilwoman Zinck

Seconded by

Councilwoman McCabe

BE IT RESOLVED, that the following persons be hired:

Jeff Parker                      Recreation, Part-time Recreation Assistant @  
\$7.25/hr., effective 11/13/2005.

Melissa Petrocci              Recreation, Part-time Recreation Assistant @ \$6.75/hr.,  
effective 11/13/2005.

Mike Colosi                      Recreation, Part-time Recreation Assistant @  
\$7.00/hr., effective 11/13/2005.

Mark Heintz, Jr.              Recreation, Part-time Recreation Assistant @ \$7.25/hr.,  
effective 11/13/2005.

BE IT RESOLVED, that the following employee change be made:

Jeremy DeFilippo              Engineering, Engineering Aid at \$11.00/hr. from \$10.25/hr.,  
effective 11/13/2005.

SUPERVISOR BREESE

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Absent
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 someone who would like to speak on any other items involving the Town of Henrietta? *(Pause - no response)*

The Regular Meeting of the Henrietta Town Board was moved for adjournment by Councilman Yudelson, seconded by Councilwoman McCabe at 8:11 P.M. and passed

unanimously.

Respectfully submitted,

Amber N. Hutchinson  
Deputy Town Clerk