

**HENRIETTA TOWN BOARD
AGENDA
NOVEMBER 15, 2006**

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 1, 2006
6. Miscellaneous Communications
7. Public Hearings:
 - Proposed Establishment of Extension No. 193 (Burns Subdivision) to Henrietta Sewer District No. 1
 - Proposed Establishment of Extension No. 148 (Burns Subdivision) to Henrietta Water District No. 1
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 #21-244/2006

Authorize Accounts Payable

RESOLUTION #21-245/2006

Recognize the Rush-Henrietta School District's 60TH Anniversary

RESOLUTION #21-246/2006

Authorize Supervisor to Sign 2006-2007 Quality Communities Grant

RESOLUTION #21-247/2006

Accept Dedication of Road and Storm Sewers - Pinefield Heights Subdivision

RESOLUTION #21-248/2006

Accept Dedication of Roads and Storm Sewers - The Preserve Subdivision, Sections Three (3), Four (4), and Five (5)

RESOLUTION #21-249/2006

Authorize Proposed Establishment of Extension No. 193 (Burns Subdivision) to Henrietta Sewer District No. 1

RESOLUTION #21-250/2006

Authorize Proposed Establishment of Extension No. 148 (Burns Subdivision) to Henrietta Water District No. 1

RESOLUTION #21-251/2006

Authorize Purchase of State Contract Equipment - Tractor/Mower

RESOLUTION #21-252/2006

Authorize Supervisor to Sign New York State Office of Parks, Recreation, and Historic Preservation Grant - Equipment for the New Veteran's Memorial Park Playground

RESOLUTION #21-253/2006

Lift Resolution #20-241/2006 from Table and Authorize Purchase of State Contract Vehicle - Front-end Loader

RESOLUTION #21-254/2006

Adopt Official Undertaking of Receiver of Taxes and Assessments

RESOLUTION #21-255/2006

Authorize Budget Transfers - Library

RESOLUTION #21-256/2006

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 15TH DAY OF NOVEMBER, 2006 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 who wants to speak on Agenda items other than the Public Hearings? 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 1, 2006.

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 two (2) Public Hearings tonight. Have they both been properly advertised?

PATRICIA SHAFFER, TOWN CLERK

Yes, Sir.

SUPERVISOR BREESE

The first one is on the proposed establishment of Extension 193 to Henrietta Sewer

District Number 1. Is there anyone who would like to comment on that particular Public Hearing matter? *(Pause - no response)* I'll close that Public Hearing. The second one is on the proposed establishment of Extension Number 148 to Henrietta Water District Number 1. Is there anyone who would like to comment on that Public Hearing? *(Pause - no response)* If not, I'll close it. May I have the first Resolution, please.

RESOLUTION #21-244/2006

On Motion of
Councilman Mulligan

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 11/15/2006	\$ 249,663.45
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SUPERVISOR BREESE
Discussion? Call the roll.

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 #21-245/2006

On Motion of
Supervisor Breese

Seconded by
Councilman Mulligan

WHEREAS, sixty (60) years ago, Rush and Henrietta residents realized that by joining efforts and resources they could provide students with more opportunities for academic achievement and lifelong success, and

WHEREAS, sixty (60) years ago, based on these ideals, the Rush-Henrietta Central School District came to be one centralized entity, and

WHEREAS, residents of Rush and Henrietta, on November 14, 1946, voted to combine their small independent school districts into a single Rush-Henrietta Central School District, and

WHEREAS, the Rush-Henrietta Central School District continues to pursue its mission to "foster the intellectual and personal development of Rush-Henrietta's

students and to prepare them for responsible citizenship, productive employment, and lifelong learning in a global community,” and

WHEREAS, the Rush-Henrietta Central School District continues the tradition of excellence in education for the children of our school community, which includes a portion of the Town of Brighton, and

WHEREAS, today’s Rush-Henrietta Central School District parents are to be commended for their unwavering commitment to student learning.

THEREFORE, BE IT RESOLVED, that the Henrietta Town Board does hereby celebrate with the Rush-Henrietta Central School District, the 14TH day of November, 2006, the 60TH anniversary of the Rush-Henrietta Central School District.

SUPERVISOR BREESE

I was at the event they had last night at the Roth school, and I couldn’t have been more happy to be there, not only as a Town Supervisor, but most of all, as a former Rush-Henrietta School Board member, and I served on that Board when they were opening schools, and went up to an enrollment of about eleven thousand (11,000) students. Then, a few years later after I left, they started closing schools when it went down to about six thousand (6,000). But, it was a pleasure to see quite a few Board members there last night, and I enjoyed the spirit that was there and seeing some of the former School Board members. It was a really neat event. It’s a fine school district. The Town has a wonderful relationship with the Rush-Henrietta School District, and I thank them for inviting us to that event last night.

COUNCILWOMAN McCABE
I’ll second those comments.

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 #21-246/2006

On Motion of
Councilman Yudelson

Seconded by
Councilwoman Zinck

WHEREAS, the Town of Henrietta's Comprehensive Plan recommends the creation of a Community/Town Center and the development of a Recreation Master Plan, and

WHEREAS, grant funds are available through the New York State 2006-2007 Quality Communities Program, part of the New York State Environmental Protection Fund, and

WHEREAS, grant funds solicited by the Town of Henrietta, if awarded, would be used for a study that would be necessary for the planning of a Community/Town Center and for the creation of a Recreation Master Plan, and

WHEREAS, the Town of Henrietta's Application to the New York State Quality Communities Program requests \$67,011.00 in State funding that would be matched by \$16,753.00 in Town funds paid to Town staff for their time working on this Project.

THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Henrietta supports the Application for a Henrietta Community Center and Open Space Planning and authorizes the Supervisor to sign and submit the Application on behalf of the Town.

BE IT FURTHER RESOLVED, that the Supervisor, on behalf of the Town of Henrietta, is hereby authorized to execute all contract and financial documents related to this grant should it be awarded to the Town.

SUPERVISOR BREESE
Discussion?

COUNCILWOMAN McCABE
Under discussion, Mr. Supervisor, the clarification for this would be, this is an Application for a study to design a Town Center type concept, not a community center building.

COUNCILMAN YUDELSON
That's absolutely correct.

COUNCILWOMAN McCABE
Thank you.

SUPERVISOR BREESE
Call the roll.

Duly put to a vote:
Councilwoman McCabe voting Aye
Councilman Mulligan voting Aye
Councilman Yudelson voting Aye

SUPERVISOR BREESE
Mr. Byrne?

COUNCILMAN MULLIGAN
I thought they were usually bonds, but these look like they're Letters of Credit.

MARK BYRNE, DIRECTOR OF ENGINEERING/PLANNING
It could be either. The Developer has not decided, since he had several contractors finish the work. So, it will be one or the other, yes.

COUNCILMAN MULLIGAN
Thank you.

SUPERVISOR BREESE
Call the roll.

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 #21-249/2006

On Motion of
Councilwoman McCabe

Seconded by
Councilman Mulligan

IN THE MATTER OF THE PETITION FOR THE ESTABLISHMENT OF EXTENSION NO. 193 (BURNS SUBDIVISION) TO HENRIETTA SEWER DISTRICT NO. 1 LOCATED ON THE NORTH SIDE OF RUSH-HENRIETTA TOWN LINE ROAD AND ON THE EAST SIDE OF EAST HENRIETTA ROAD 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. 193 (BURNS SUBDIVISION) 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. 193 (Burns Subdivision) 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. 193 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. 193 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? Call the roll.

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 #21-250/2006

On Motion of
Councilwoman Zinck

Seconded by
Councilwoman McCabe

IN THE MATTER OF THE PETITION FOR THE ESTABLISHMENT OF EXTENSION NO. 148 (BURNS SUBDIVISION) TO HENRIETTA WATER DISTRICT NO. 1 LOCATED ON THE NORTH SIDE OF RUSH-HENRIETTA TOWN LINE ROAD AND ON THE EAST SIDE OF EAST HENRIETTA ROAD 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. 148 (BURNS SUBDIVISION) 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. 148 (Burns Subdivision) 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. 148 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. 148 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? Call the roll.

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 #21-251/2006

On Motion of
Councilman Mulligan

Seconded by
Councilman Yudelson

WHEREAS, the 2007 Parks and Facilities Budget provides funds for the purchase of one (1) new tractor/mower to replace #220, a 2000 Toro 580-D, and

WHEREAS, a replacement tractor/mower, meeting specifications, is available through New York State Contract PC 61981 from S.V. Moffet Co., Inc. at a total cost of \$58,196.00.

THEREFORE, BE IT RESOLVED, that S.V. Moffet Co., Inc., 33 Thruway Park Drive, West Henrietta, New York 14586, be hereby awarded the purchase of one (1) new 2007 Jacobsen HR9016 four wheel drive tractor/mower, per specifications, at a total cost not to exceed \$58,196.00.

WHEREAS, Resolution #20-241/2006 authorizing the purchase of a new wheel loader through New York State Contract was Tabled during the November 1, 2006 meeting in order to allow the Superintendent of Highways to provide Town Board members with more information, and

WHEREAS, any and all concerns have been addressed and resolved.

THEREFORE, BE IT RESOLVED, that Resolution #20-241/2006 be lifted from the Table.

WHEREAS, the 2007 Highway Budget provides funds for the purchase of one (1) new wheel loader to replace #135, a 1995 Case loader, and

WHEREAS, a replacement loader, meeting specifications, is available through New York State Contract PC 62324SB from Monroe Tractor and Implement Company, Inc., at a total cost of \$124,293.68.

THEREFORE, BE IT RESOLVED, that Monroe Tractor and Implement Company, Inc., 1001 Lehigh Station Road, Henrietta, New York 14467, be hereby awarded the purchase of one (1) new 2007 Case 721E wheel loader, per specifications, at a total cost not to exceed \$124,293.68.

BE IT FURTHER RESOLVED, that the Director of Finance be hereby authorized to pay Monroe Tractor and Implement Company, Inc. an amount not to exceed \$124,293.68 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	Aye
Councilman Yudelson	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Breese	voting	Aye

Carried

RESOLUTION #21-254/2006

On Motion of
Councilwoman Zinck

Seconded by
Councilwoman McCabe

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 anyone 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 8:20 P.M. and passed unanimously.

Respectfully submitted,

Amber N. Hutchinson
Deputy Town Clerk