

**HENRIETTA TOWN BOARD
AGENDA
DECEMBER 6, 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 15, 2006
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 #22-257/2006

Authorize Accounts Payable

RESOLUTION #22-258/2006

Call for Public Hearing - Rezoning of Lands on Middle/Erie Station Roads

RESOLUTION #22-259/2006

Authorize Consent of Proposed Incorporation of East River Road Housing Development Fund Company, Inc.

RESOLUTION #22-260/2006

Call for Public Hearing - Proposed Local Law No. 5 of 2006 Amending Real Property Tax Exemption for Senior Citizens

RESOLUTION #22-261/2006

Call for Public Hearing - Proposed Local Law No. 6 of 2006 Amending Real Property Tax Exemption for Disabled Persons

RESOLUTION #22-262/2006

Declare Items Surplus Equipment

RESOLUTION #22-263/2006

Authorize Installation of "Left Turn Only" Lane by Monroe County Department of Transportation - Brighton-Henrietta Town Line Road at Clay Road

RESOLUTION #22-264/2006

Authorize Supervisor to Sign Amendatory Agreement - County of Monroe
Intermunicipal Agreement for Snow Removal and Ice Control Services

RESOLUTION #22-265/2006

Authorize Supervisor to Sign Monroe County All Seasons County/Town Work
Agreement

RESOLUTION #22-266/2006

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 6TH DAY OF DECEMBER, 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 in the vast audience who would like to speak on any items on the Agenda? Just Agenda items? *(Pause - no response)* May I have the approval of the Minutes, please.

COUNCILWOMAN McCABE

Mr. Supervisor, I move we approve the Minutes of November 15, 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

RESOLUTION #22-257/2006

On Motion of
Councilwoman 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 12/6/2006	\$ 659,977.02
EXHIBIT B	Manual Bills	\$ 26,548.01

SUPERVISOR BREESE

Discussion? Under discussion, just to update the Board on why we do manual bills. Mr. Liess, do you want to tell us why?

PAUL LIESS, JR., DIRECTOR OF FINANCE/PERSONNEL

Manual bills get paid because of the timeliness of having to have a bill meet its deadline. Is there one in particular you're looking at?

SUPERVISOR BREESE

No. There's four (4) payments made. These were payments that could not have been anticipated and been part of the regular check run, right?

PAUL LIESS, JR., DIRECTOR OF FINANCE/PERSONNEL

I'll use RG&E as an example. They changed their billing dates, and in order to meet that without receiving penalty we had to cut a check manually before it was reviewed by the Board so that we did not receive penalties on top of it.

SUPERVISOR BREESE

What about Hess?

PAUL LIESS, JR., DIRECTOR OF FINANCE/PERSONNEL

Hess is for fuel, and that's through the School Board.

SUPERVISOR BREESE

Yeah, but why wouldn't that have been in the regular check run instead of a manual check?

PAUL LIESS, JR., DIRECTOR OF FINANCE/PERSONNEL

That I need to look into in more detail, but I can get back to you on that.

SUPERVISOR BREESE

Yeah, I wish you would.

PAUL LIESS, JR., DIRECTOR OF FINANCE/PERSONNEL

Okay.

COUNCILWOMAN McCABE

(Inaudible).

SUPERVISOR BREESE

Anybody else? 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 #22-258/2006

On Motion of
 Councilwoman McCabe

Seconded by
 Councilman Mulligan

WHEREAS, the Town Board, on July 20, 2005, enacted Local Law No. 2 of 2005 establishing a Rural Residential Zoning District for land south of the New York State Thruway, omitting approximately 185.8 acres, being identified as Tax Account Numbers 189.01-1-18.1, 189.01-1-18.2, 189.02-1-1, 189.02-1-2, 189.02-1-3, and part of Tax Account Numbers 189.02-1-4 and 189.02-1-5, and

WHEREAS, at the time of said enactment plans were being considered for a residential housing development to be constructed in conjunction with and in support of the proposed "Belfrey" Golf Course, and

WHEREAS, in recognition of those plans and in support of the successful completion of said "Belfrey" development, the affected parcels, more particularly described in the attachments, were omitted from the Rural Residential District and retained as R-1-15 zoning, and

WHEREAS, the Town Board thereafter separately considered the appropriate zoning for the aforementioned parcels and conducted a Public Hearing wherein the Town Board considered a concept plan prepared by DDS Engineers and submitted by owners of a number of the affected parcels, integrating a proposed residential development into the golf course design, and

WHEREAS, the Town Board, in reliance upon the owner's proposals, determined that a designation of R-1-20 Zoning would support the development of the golf course and protect the integrity of the residential community being proposed, and

WHEREAS, since the property was rezoned to R-1-20 on December 7, 2005, there has been no progress made toward development of the golf course or the residential community, the golf course has fallen into significant disrepair, and the developer of the golf course has failed to maintain the property and has declined to respond to inquiries by Town officials regarding the condition of the property and the proposed development thereupon, and

WHEREAS, the Town Board now wishes to reconsider the recommendation of Behan Planning Associates, LLC, who recommended the rezoning of these parcels to Rural Residential District 2 (RR-2), and

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

WHEREAS, consideration of the zoning change 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, it is required that this Board and other involved agencies undertake a coordinated SEQRA review of this proposal, and

WHEREAS, the Town Board declares its intent to be the Lead Agency under SEQRA and will be sending out a letter notice to all involved agencies regarding this declaration, requesting a response to this declaration within thirty (30) days of receipt of said notice.

THEREFORE, BE IT RESOLVED, that a meeting of the Town Board of the Town of Henrietta shall be held at the Henrietta Town Hall, Main Meeting Room, 475 Calkins Road, Town of Henrietta, Monroe County, New York, on the 17TH day of January, 2007 at 8:00 P.M. to consider the rezoning for said parcels to Rural Residential and to hear all persons interested in the subject. Notice of said Hearing shall be published and posted in the manner provided by law.

BE IT FURTHER RESOLVED, that no applications for development of this particular property will be accepted by the Town of Henrietta, effective immediately.

SUPERVISOR BREESE

Under discussion, this Resolution, has this been approved by the Town Attorney?

DANIEL MASTRELLA, TOWN ATTORNEY

I drafted it.

SUPERVISOR BREESE

Okay. The Hanson and Tobey properties, I understand that they're included, the intent is to include those properties in this kind of a Resolution. Does this Resolution specifically refer to the 126 acres of the Belfrey Golf Course?

DANIEL MASTRELLA, TOWN ATTORNEY

I believe that it does. It's the same parcels and acreage that was previously considered for rezoning, was zoned R-1-20 by the Town Board.

SUPERVISOR BREESE

I don't think that's necessarily true. I don't think that when we did the Hanson and Tobey rezoning we even looked at the Belfrey Golf Course at all.

COUNCILWOMAN McCABE

I think you're right. I think the golf course . . .

SUPERVISOR BREESE

Then why isn't it in here?

COUNCILWOMAN McCABE

Well, I didn't write it.

SUPERVISOR BREESE

I didn't write it. Well, you moved it.

COUNCILWOMAN McCABE

I moved it because it was provided by the attorney.

DANIEL MASTRELLA, TOWN ATTORNEY

Either the golf course, if the Belfrey Course itself isn't in those tax account numbers, and unfortunately due to timing considerations, I was unable to determine what those tax numbers represented. But if it wasn't, it's, this is, these are the same parcels that were previously rezoned from R-1-15 to R-1-20, and under the R-1-15, the R-1-20, or the Rural Residential, a golf course is a permitted use. So, the rezoning doesn't affect whether or not a golf course can be there. If the golf course wasn't previously rezoned to R-1-20, then it's still R-1-15, and I suppose if it turns out that there's going to be no golf course there and the Board wants to reconsider it, it can. It was my understanding, though, tax account number wise, and I certainly could be incorrect, Mark Byrne wasn't available for me to consult with on this yesterday, it wasn't my intention to omit it. Let's put it that way.

COUNCILWOMAN McCABE

Um, I think at the Workshop we did discuss this and we asked that the golf course be included in this, and one of the reasons why is if it doesn't become a golf course, it is still R-1-15 and a lot of that property is south of the Thruway and we wanted that included in the Rural Residential so that we do not have an R-1-15 on that whole golf course area.

DANIEL MASTRELLA, TOWN ATTORNEY

You know, I honestly can't answer you as to, it was my belief that those tax account numbers encompassed the golf course. In any event, I do know that those tax account numbers encompass what was previously rezoned.

SUPERVISOR BREESE

It was sprung on you kind of quickly on Monday to write a Resolution like this, and I don't believe the golf course property is included in this Resolution. It's my understanding that Board members wanted it included, and it's not included, and I suppose we ought to Table this for our next meeting.

COUNCILMAN MULLIGAN

But it is included.

SUPERVISOR BREESE

No, it's not.

COUNCILWOMAN McCABE

No, it's not. He said it's not.

SUPERVISOR BREESE

You're not listening.

COUNCILMAN MULLIGAN

I thought it was included.

DANIEL MASTRELLA, TOWN ATTORNEY

It's my, in fact, I wrote to you and said we should include it, and I believed that this did include it. But perhaps it doesn't. I had no opportunity to find out what these tax numbers represented, so I used the tax numbers from the last Public Hearing for rezoning.

COUNCILWOMAN ZINCK

Can't we just amend this to make sure it includes the golf course.

SUPERVISOR BREESE

Well, you have to refer to tax numbers and all that kind of thing.

DANIEL MASTRELLA, TOWN ATTORNEY

I would think that you'd want to give proper notice. I don't know. It may be that the golf course isn't included in this.

COUNCILWOMAN McCABE

It's not. I can tell you it's not because those tax numbers are just the property that was going to have the houses on it. So, we need . . .

DANIEL MASTRELLA, TOWN ATTORNEY

And that's what the Board . . .

COUNCILMAN MULLIGAN

If it's not, so be it. Let's still approve this and call for the Public Hearing.

SUPERVISOR BREESE

Well, no, wait a minute. You were the one that sent me the e-mail that you were insistent that the Belfrey be included in this Resolution. We're now telling you that it's not. Do you care?

COUNCILMAN MULLIGAN

No, I don't, because I'd love to see a golf course there. We've been trying to put a golf course there for fifteen (15) years.

SUPERVISOR BREESE

So, you don't care if it's included or not?

COUNCILMAN MULLIGAN

Not at all.

SUPERVISOR BREESE

You did the other day in your e-mail to me.

COUNCILMAN MULLIGAN

I, in a perfect world I would, but it's not a perfect world.

SUPERVISOR BREESE

So you'd like to approve this Public Hearing without including the Belfrey Golf Course, is that correct?

COUNCILMAN MULLIGAN

Well, it sounds like it may be and it may not be, but I'd still vote for it.

SUPERVISOR BREESE

Would you like to Table until we can . . .

COUNCILMAN MULLIGAN

Not at all. I'm very concerned about a developer coming in there and putting up a lot of very small lots, which bothers me.

SUPERVISOR BREESE

Well, I think we ought to get more information, and we don't have it from the Town Attorney, and it's not his fault. I think we ought to get more information before we move forward, and I move to Table this. *(No response)* Gee, there's no second. Gosh . . .

COUNCILMAN YUDELSON

Can I, just to be clear on the zoning for the golf course itself currently?

DANIEL MASTRELLA, TOWN ATTORNEY

I don't know, Mr. Yudelson, to be perfectly honest with you. I thought that the entire thing was rezoned to R-1-20. These are the parcels that were previously rezoned from R-1-15 to R-1-20, the parcels with the tax account numbers specified herein. Unfortunately, I just didn't have the opportunity to look into that and had no knowledge. In fact, it was my belief, based upon what I had heard at the Workshop, that some of these parcels, or portions of these parcels might have to be removed if the Belfrey Golf Course itself wasn't going to be rezoned. So, I can't definitively tell you what these tax account numbers represent. I believed that it represented the golf course. Apparently it doesn't, according to what the Supervisor is saying.

COUNCILWOMAN McCABE

No, it doesn't.

COUNCILMAN YUDELSON

If I could just ask the follow up to that then, just your opinion, if you care to offer it. Procedurally, whether it might be advisable to make sure the Resolution has the correct numbers, but to do something that reflects the Board, whether it's some way through Resolution or not, that the last part, ". . . that no applications for development of this property by accepted by the Town," until we get this straightened out, is there some way for that to be in place while, if there is a need to clear up the Resolution.

DANIEL MASTRELLA, TOWN ATTORNEY

Practically speaking, there's not going to be any applications while this is pending, and even if there is, it's not going to, to be perfectly honest with you, it's not going to affect your ability to, at the next Board meeting, to call for a Public Hearing two (2) weeks thereafter and to rezone the parcels. I mean, if you look through the file on this, the attorneys for the owners of the affected parcels argued to the Board that, you know, you're not precluded from rezoning, we have to have made a substantial investment in it. It's in their own attorney's submissions to the Board. So, I wouldn't, I mean, I don't know what's particularly happening here, but I wouldn't anticipate that that's problematic.

COUNCILWOMAN McCABE

I think one of the problems, these, all these account numbers are the properties, if you took it from the previous Resolution, that is just the residential properties. Now, what the concern of this Board is, this golf course is not going anywhere. It is zoned R-1-15.

I can see someone selling it tomorrow. It's zoned R-1-15. We have no recourse then to rezone it. Once it's sold and somebody accepts it as an R-1-15, it will be very hard for this Town Board to turn around, and they want to put houses on there, it would be very hard for us to turn around and say oh no, you can't do that, and have them say but it's R-1-15, we want to build that way. And so, you know, as well as I do, I've been on the Board a long time, that this would be very difficult for this Board. We want this golf course covered as a Rural Residential now, before this happens. I think that's the concern of this Board. Can we put some language in this Resolution that then covers

the golf course without using tax account numbers at this point? Call for the Public Hearing on the Belfrey Golf Course in total and then put that in this Resolution for the Public Hearing on the 17TH and in the Public Hearing notice then put the tax account numbers in the notice, the official public notice?

COUNCILWOMAN ZINCK

That makes sense.

SUPERVISOR BREESE

That's a good comment, but let me just suggest to you this. I think the Town Attorney needs some time to do this. We could deal with this at our next meeting and still have the Public Hearing at the same date that's in this Resolution, because it would be just a month away. So, you can still have the Public Hearing, but you'd have it based on what you want, which is, you want to include the Belfrey Golf Course, and that's not in here. So, why don't we hold this thing for two (2) weeks and let him work this over, come back, and the Public Hearing, in January, would be on the same date anyway.

COUNCILWOMAN ZINCK

Okay. But, back to the question that Cathy asked, is there a way, Dan, that we could add some language in this so that this would be covered and we could vote on it tonight?

DANIEL MASTRELLA, TOWN ATTORNEY

You can certainly try, you know, by saying that the property that is, has previously been designated the Belfrey Golf Course, but I think the safer way to go is to identify the parcels by tax account number because truly, there could ultimately be a challenge to this that you don't want a hypothetical, you don't want to go through all that work and have some hypothetical challenge succeed to defeat what you've done.

COUNCILWOMAN McCABE

And what happens if within two (2) weeks, before two (2) weeks are up, all of a sudden we find that, say we don't pass this tonight and within two (2) weeks we find that all these properties have been sold to a developer and therefore, we are then stuck. I mean, we can't go back to the Rural Residential as we promised the residents of this Town that anything south of the Thruway would be Rural Residential. A lot of the golf course is south of the Thruway. Most of the housing, all of those tax account numbers are south of the Thruway, and we'd like to protect that land and put it back in the original plan. We took those out of the original, they were taken out of the original plan and we made them R-1-20 so we could help the golf course, and now the golf course is going away . . .

SUPERVISOR BREESE

We don't know that.

COUNCILWOMAN McCABE

Well . . .

SUPERVISOR BREESE

It may go away, but we don't know it for a fact.

COUNCILMAN MULLIGAN

Just to interrupt you though, Dan, Cathy, this golf course is a better golf course than its residential land. Nobody's going to build any golf course up there. It's creeks, it's ponds, excuse me, nobody's going to build any residential homes up there. Let's just pass this. We're just calling for a Public Hearing. It's not a big deal. We're making way too big a deal out of this.

SUPERVISOR BREESE

No, you're wrong.

COUNCILMAN MULLIGAN

Well, we disagree on this.

SUPERVISOR BREESE

You can wait, do it right, and still have your Public Hearing on the 17TH of January. So what's your problem with that?

COUNCILWOMAN ZINCK

There's a two (2) week gap.

COUNCILMAN MULLIGAN

I have no interest in waiting. We've been waiting for months. This should have been done a long time ago. They got a building permit on this thing fifteen (15) years ago.

SUPERVISOR BREESE

Who did?

COUNCILMAN MULLIGAN

Bob Roth when he first started the course in 1991.

SUPERVISOR BREESE

We're talking about the Hanson and Tobey properties in this Resolution, only.

COUNCILMAN MULLIGAN

Yeah, right.

SUPERVISOR BREESE

Right.

COUNCILMAN MULLIGAN

So let's . . .

SUPERVISOR BREESE

So, why are you bringing in Bob Roth?

COUNCILMAN MULLIGAN

I'd like to call for the vote.

SUPERVISOR BREESE

No, I'm not ready to do that. If the Board wants to go forward on this, that's fine. I think you have to be aware that this may be a problem. There are people who own property over there that are looking at this legally, and I think we ought to have the Resolution correct before we pass it, and it's not correct as it's in front of us.

COUNCILWOMAN McCABE

But it is correct . . .

SUPERVISOR BREESE

Not correct for the intent of the four (4) of you who want to include the golf course and I don't.

COUNCILWOMAN McCABE

Okay. It is correct, though, for those properties that were taken out and rezoned for the benefit of the golf course. It is correct in that instance, all these tax account numbers are correct. So, if this Board now decides that we will wait on the golf course, then this Resolution can go forward.

SUPERVISOR BREESE

That's true.

COUNCILWOMAN McCABE

Okay.

SUPERVISOR BREESE

That's true.

COUNCILMAN MULLIGAN

That's a good argument.

SUPERVISOR BREESE

Certainly, as of Monday with all the e-mails I got you didn't want to wait, you wanted to do it right now. You're not even saying you will wait.

COUNCILWOMAN McCABE

No, I'm going . . .

COUNCILMAN MULLIGAN

I don't even think we know who owns the golf course. Who owns it? I don't think we know.

COUNCILWOMAN ZINCK

Do the golf course later.

COUNCILWOMAN McCABE

We'll do the golf course later.

SUPERVISOR BREESE

Okay. That's not what you wanted, but you've changed your mind.

COUNCILMAN YUDELSON

Given the reference to the time table before, Mr. Mastrella, if we found that this did not include the golf course, there would still be time at our next Board meeting to call for that Public Hearing as well and do both of them on the same day?

SUPERVISOR BREESE

Yes. I sent you an e-mail on this.

COUNCILMAN YUDELSON

But I mean, it doesn't change anything?

SUPERVISOR BREESE

Did you read my e-mails? I sent you one about that.

COUNCILMAN YUDELSON

Yes, I did read that.

SUPERVISOR BREESE

Thank you. All right, any more discussion? So, we're passing a Resolution involving the Hanson and Tobey parcels. That's all this is. I want everybody to understand that. 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	No

Carried

RESOLUTION #22-259/2006

On Motion of
Councilman Yudelson

Seconded by
Councilwoman Zinck

WHEREAS, the attorney for Urban League of Rochester Economic Development Corporation (ULREDC) has advised the Town of Henrietta that ULREDC, as sponsor, is proceeding under the Private Housing Finance Law of the State of New York for funding and development of a senior citizen housing project, and that it is necessary for the sponsor to incorporate East River Road Housing Development Fund Company, Inc., a not-for-profit corporation to develop and own the housing project, and

WHEREAS, pursuant to Section 573(5) of the Private Housing Finance Law, the Certificate of Incorporation for such incorporation may not be filed with the Secretary of State without consent of the Town Board of the Town of Henrietta as a supervising agency, and

WHEREAS, the Town Board has reviewed the proposed Certificate of Incorporation of the corporation proposed to be organized under Article 11 of the Private Housing Finance Law of the State of New York together with the balance sheet of the ULREDC, together with the knowledge of the Town Board of other projects developed by ULREDC in the County of Monroe.

THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Henrietta has determined that the East River Road Housing Development Fund Company, Inc. as sponsored by ULREDC is deemed to be sufficient character and competence to develop on a non-profit basis, the housing project, and the Supervisor of the Town of Henrietta, as Chief Fiscal Officer of the Town of Henrietta, is authorized to provide a copy of this Resolution certified by the Town Clerk for filing by the Applicant with the Secretary of State pursuant to Section 573(5) of the Private Housing Finance Law.

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 #22-260/2006

On Motion of
Councilwoman Zinck

Seconded by
Councilwoman McCabe

WHEREAS, the New York State Legislature has authorized taxing jurisdictions to increase the income limits for qualifying senior citizens for the Real Property Tax Law (RPTL) Section 467 Senior Citizen Property Tax Exemption for 2007, 2008, 2009, and 2010, and

WHEREAS, the Town of Henrietta by Local Law provided for senior citizen property tax exemptions in the Town Code Section 250, and

WHEREAS, the Town of Henrietta desires to consider increasing such exemptions in accordance with RPTL Section 467.

THEREFORE, BE IT RESOLVED, that a Public Hearing will be held on December 20, 2006 at 8:00 P.M., at the Henrietta Town Hall, Main Meeting Room, 475 Calkins Road, Henrietta, New York before the Town Board of the Town of Henrietta to consider amending Section 250 of the Town Code by adopting the attached Local Law.

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 #22-261/2006

On Motion of
Councilwoman Zinck

Seconded by
Councilwoman McCabe

WHEREAS, the New York State Legislature has authorized taxing jurisdictions to increase the income limits for qualifying disabled persons for the Real Property Tax Law (RPTL) Section 459-c Disabled Persons Property Tax Exemption for 2007, 2008, 2009, and 2010, and

WHEREAS, the Town of Henrietta by Local Law No. 1-1999 provided for disabled persons property tax exemptions in the Town Code Section 250, and

WHEREAS, the Town of Henrietta desires to consider increasing such exemptions in accordance with RPTL Section 459-c.

THEREFORE, BE IT RESOLVED, that a Public Hearing will be held on December 20, 2006 at 8:00 P.M., at the Henrietta Town Hall, Main Meeting Room, 475

WHEREAS, New York State Vehicle and Traffic Law, Section 1660, permits the Town Board to establish traffic regulations within the Town by Resolution, and

WHEREAS, the Monroe County Director of Transportation has requested authorization to establish a westbound "Left Turn Only" lane on Brighton-Henrietta Town Line Road at Clay Road.

THEREFORE, BE IT RESOLVED, that the Henrietta Town Board hereby authorizes the establishment of this traffic control measure at the above named intersection.

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 #22-264/2006

On Motion of
Councilwoman McCabe

Seconded by
Councilman Yudelson

WHEREAS, Resolution #20-229/2003 authorized the Supervisor to sign the Intermunicipal Agreement for Snow Removal and Ice Control Services on County highways within the Town of Henrietta under a lump sum reimbursement formula for an initial term of ten (10) years, expiring on September 30, 2013, and

WHEREAS, the County of Monroe has submitted an Amendatory Agreement for the 2006/2007 winter season showing a total estimated payment of \$274,615.00 for this season, and

WHEREAS, the Town of Henrietta desires to continue this Work Agreement with the County for the benefit of Henrietta residents.

THEREFORE, BE IT RESOLVED, that the Supervisor be hereby authorized to sign, on behalf of the Town, this Amendatory Agreement with the County to allow the Town to continue performing snow and ice control services on County highways within the Town of Henrietta.

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 #22-265/2006

On Motion of
Councilwoman Zinck

Seconded by
Councilwoman McCabe

BE IT RESOLVED, that the Supervisor, on behalf of the Town, be hereby authorized to sign the annual All Seasons County/Town Work Agreement for the provision of Town labor and equipment to perform various work for Monroe County for the period commencing on January 1, 2007 and ending on December 31, 2007.

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 #22-266/2006

On Motion of
Councilman Mulligan

Seconded by
Councilman Yudelson

BE IT RESOLVED, that the following person be hired:

Mary DePuy	Recreation, Part-time/Seasonal Recreation Assistant @ \$7.50/hr., effective 11/26/2006.
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BE IT FURTHER RESOLVED, that the following employee change be made:

Frank Wowkowych, Jr. Recreation, Part-time Recreation Assistant (After School Program) @ \$7.25/hr. from ballfield maintenance @ \$8.00/hr., effective 11/26/2006.

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

SUPERVISOR BREESE
That's the end of the Regular meeting. Would anybody like to speak on any other matters involving the Town of Henrietta before we adjourn? *(Pause - no response)*

The Regular Meeting of the Henrietta Town Board was moved for adjournment by Councilman Yudelson, seconded by Councilwoman McCabe at 8:30 P.M. and passed unanimously.

Respectfully submitted,

Amber N. Hutchinson
Deputy Town Clerk