

**HENRIETTA TOWN BOARD  
AGENDA  
DECEMBER 3, 2008**

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 19, 2008
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 #23-238/2008  
Authorize Accounts Payable

RESOLUTION #23-239/2008  
Call for Public Hearing - Proposed Establishment of Extension No. 17 (Southern View Estates) to the Henrietta Drainage

RESOLUTION #23-240/2008  
Authorize Change Order # 2 – 2008 Sanitary Sewer Repairs Project

RESOLUTION #23-241/2008  
Authorize Purchase of State Contract Equipment - Copier

RESOLUTION #23-242/2008  
Award Quote and Authorize 2008 Auditing Services - Raymond F. Wager, CPA, P.C.

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 3<sup>rd</sup> DAY OF DECEMBER, 2008 AT 8:00 P.M.

**PRESENT**

Supervisor Michael B. Yudelson  
Councilwoman Catherine A. McCabe  
Councilman William J. Mulligan, Jr.  
Councilwoman Janet B. Zinck  
Councilman John W. Moore  
Daniel J. Mastrella, Town Attorney  
Patricia J. Shaffer, Town Clerk

*(SILENT PRAYER)*

*(PLEDGE OF ALLEGIANCE TO THE FLAG)*

SUPERVISOR YUDELSON

Is there anybody who would like to speak on any of the items that are on tonight's Agenda, Agenda items? *(Pause, no response)* If not, may I have the Approval of the Minutes?

COUNCILWOMAN McCABE

Mr. Supervisor, I move we Approve the Minutes of November 19, 2008.

COUNCILWOMAN ZINCK

Second.

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Moore	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Yudelson	voting	Aye

Carried

SUPERVISOR YUDELSON

May I have the first Resolution, please.

TB December 3, 2008

RESOLUTION #23-238/2008

On Motion of  
Councilman Moore

Seconded by  
Councilwoman McCabe

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

EXHIBIT A	Bills Payable dated 12/3/2008	\$ 640,019.45
EXHIBIT B	Manual Bills Payable	\$ 100.60

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Moore	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Yudelson	voting	Aye

Carried

RESOLUTION #23-239/2008

On Motion of  
Councilwoman McCabe

Seconded by  
Councilman Moore

---

IN THE MATTER OF THE PETITION FOR THE ESTABLISHMENT OF EXTENSION NO. 17 (SOUTHERN VIEW ESTATES SUBDIVISION) TO THE HENRIETTA DRAINAGE DISTRICT LOCATED ON THE NORTH SIDE OF RUSH-HENRIETTA TOWN LINE ROAD AND BETWEEN I-390 AND MIDDLE ROAD IN THE TOWN OF HENRIETTA, COUNTY OF MONROE, STATE OF NEW YORK.

---

WHEREAS, a written Petition dated October 15, 2008 in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Henrietta, County of Monroe, New York for the establishment of Extension No. 17 (Southern View Estates Subdivision) to the Henrietta Drainage District bounded and described as set forth on exhibits now on file in the Town Clerk's Office, and

WHEREAS, the improvements proposed consist of a drainage system to serve the said Extension No. 17, including the acquisition of the necessary rights-of-way therefore, in accordance with a certain map and description made a part of such Petition

and now on file in the Office of the Town Clerk of the said Town, and

WHEREAS, the maximum amount proposed to be expended for the said establishment of the said extension and the construction of said drainage system, including the acquisition of any necessary lands, easements and rights-of-way within and also outside of the limits of the proposed District Extension shall be borne by the owners and developers of the land included in said extension.

THEREFORE, BE IT RESOLVED, that a Public Hearing of the Town Board of the Town of Henrietta shall be held at the Henrietta Town Hall, 475 Calkins Road, in the Town of Henrietta, Monroe County, New York on the 7<sup>th</sup> day of January, 2009 at 8:00 P.M. to consider the said Petition and to hear all persons interested in the subject. Notice of said Hearing shall be published and posted in the manner provided by law.

**SUPERVISOR YUDELSON**

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Moore	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Yudelson	voting	Aye

Carried

**RESOLUTION #23-240/2008**

On Motion of  
Councilman Mulligan

Seconded by  
Councilwoman Zinck

WHEREAS, Resolution #15-157/2008 awarded the Year 2008 Sanitary Sewer Repairs Project to B. Beardsley Management and Enterprises, Inc., for a total cost of \$287,100.00, and

WHEREAS, funds are available in the Year 2008 Sewer Budget for this extra work, and for additional correction to sewer problems that exist on Camelot Drive and Down Street, and

WHEREAS, the Town wants to continue an active repair program with regard to correcting sewer deficiencies in the Town's existing sanitary sewer system, and

WHEREAS, Change Order No. 1 would provide for the continuation of additional sewer repairs on Amesbury Road, Camelot Drive, Down Street, Elaine Drive, Faircrest Road, Galahad Drive, Quinn Road, and Shell Edge Drive, at the original Contract Bid prices and extension of Contract time, and

WHEREAS, Change Order No. 2 would provide additional funds for the continuation of sewer repairs on Camelot Drive and Down Street at the original Contract Bid, and

TB December 3, 2008

WHEREAS, the Director of Engineering and Planning, and the Superintendent of Drainage, Sewer, and Sidewalks have reviewed and request the proposed change to this Contract, and recommends that this be accepted by the Town.

THEREFORE, BE IT RESOLVED, that the Supervisor, on behalf of the Town, be hereby authorized to execute Change Order No. 2, increase not to exceed the amount of \$25,000.00, resulting in increasing the total Contract amount to \$387,100.00.

BE IT FURTHER RESOLVED, that the Director of Finance be hereby authorized to pay B. Beardsley Management and Enterprises, Inc., 7027 West Main Street, Lima, New York 14485, upon successful completion of this Project, and acceptance by the Director of Engineering and Planning.

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Moore	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Yudelton	voting	Aye

Carried

RESOLUTION #23-241/2008

On Motion of  
Councilwoman Zinck

Seconded by  
Councilman Mulligan

WHEREAS, the 2008 General Fund Budget has additional funds for the purchase of one (1) new Copier/Printer, and

WHEREAS, a Copier/Printer, meeting specifications, is available through New York State Contract No. PC59471 from Toshiba Business Solutions, at a total cost not to exceed \$10,042.50.

THEREFORE, BE IT RESOLVED, that Toshiba Business Solutions, 150 Metro Park, Rochester, New York 14623, be hereby awarded the purchase of one (1) new Copier/Printer, per specifications, at a total cost not to exceed \$10,042.50.

BE IT FURTHER RESOLVED, that the Director of Finance be hereby authorized to pay Toshiba Business Solutions, upon delivery of all components, receipt of all proper documentation, training and network installation.

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Moore	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Yudelson	voting	Aye

Carried

RESOLUTION #23-242/2008

On Motion of  
Councilwoman McCabe

Seconded by  
Councilman Moore

WHEREAS, the Director of Finance has received a quote for Audit Services from Raymond F. Wager, CPA, P.C., in the amounts of \$13,000.00 for the Regular Audit and \$1,250.00 for the Annual Updated Document, for a total amount of \$14,250.00 for the year 2008 Audit of the Town of Henrietta, and

WHEREAS, Raymond F. Wager, CPA, P.C. has performed this audit for several years for the Town of Henrietta with satisfactory results.

THEREFORE, BE IT RESOLVED, that Raymond F. Wager, CPA, P.C., be authorized to conduct the year 2008 Audit of the Town of Henrietta for an amount not to exceed \$14,250.00.

BE IT FURTHER RESOLVED, that the Director of Finance be authorized to pay Raymond F. Wager, CPA, P.C., 1020 Lehigh Station Road, Henrietta, New York 14467, upon receipt of all necessary documentation.

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

Councilwoman McCabe	voting	Aye
Councilman Mulligan	voting	Aye
Councilman Moore	voting	Aye
Councilwoman Zinck	voting	Aye
Supervisor Yudelson	voting	Aye

Carried

SUPERVISOR YUDELSON

That's the end of the Regular Agenda, before we adjourn, is there anybody that would like to speak on any matter involving the Town of Henrietta? *(Pause, no response)*

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

TB December 3, 2008

adjourned without objection.

Respectfully submitted,

Leann C. Case  
Deputy Town Clerk