

HENRIETTA TOWN BOARD
AGENDA
JUNE 18, 2014
7:00 P.M.

Supervisor Moore
Councilman Mulligan
Councilwoman Zinck
Councilman Page
Councilman Breese

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):
June 4, 2014
On Motion of: Councilman Page Seconded by: Councilman Breese
6. Miscellaneous Communications
7. Public Hearing:
 - 3012 East Henrietta Road Property Cleanup
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

7:00 P.M. – Henrietta Town Hall 50th Anniversary Celebration:
Proclamation by New York State Senator Patrick Gallivan's Office and
New York State Assemblymember Harry B. Bronson's Office

RESOLUTION #13-156/2014
Authorize Accounts Payable

RESOLUTION #13-157/2014
Authorize Request for Special Use Permit Time Frame Extension – Application No. 2014-005, Wal-Mart Stores, Inc., to Utilize a Section of the Parking Lot for Sale of Bagged Goods, Stone, and Live Plants/Flowers

RESOLUTION #13-158/2014
Authorize Supervisor to Sign Host Community Benefit Agreement – Silvarole Trucking, Inc. – Materials Recovery Facility

RESOLUTION #13-159/2014

Authorize Purchase of Backup Generator and Transfer Switch – DPW Building

RESOLUTION #13-160/2014

Authorize Conduction of Dog Enumeration

RESOLUTION #13-161/2014

Authorize Attendance of New York State Public Employer Labor Relations Association Annual Training Conference

RESOLUTION #13-162/2014

Adopt Proposed Local Law No. 1 of 2014 – A Local Law Amending Chapter 109 Entitled "Ethics"

RESOLUTION #13-163/2014

Adopt Resolution for Smoke Free Playgrounds

RESOLUTION #13-164/2014

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 18TH DAY OF JUNE, 2014 AT 7:00 P.M.

MEMBERS PRESENT

Supervisor Jack W. Moore
Councilman William J. Mulligan, Jr.
Councilwoman Janet B. Zinck
Councilman M. Rick Page
Councilman Kenneth Breese
Daniel J. Mastrella, Town Attorney
Leann Case, Town Clerk

(SILENT PRAYER)

(PLEDGE OF ALLEGIANCE TO THE FLAG)

SUPERVISOR MOORE

Is there anybody in the audience that would like to speak on any Agenda items tonight? John? Please state your name and address, please.

JOHN SCHMITT, 139 CAMPFIRE ROAD NORTH

John Schmitt, 139 Campfire Road North. Little picky tonight, you're going to vote on a Resolution passing Code of Ethics. On the print out that I got from the Internet on your program tonight, you are, on the Resolution just before that is where you are going to authorize Mrs. Chirido to attend the New York State Public Employer Relations thing. I have no problem with that, okay. What my problem is that at the very, you start off by introducing her as the Director of Finance. The very last statement on it says, "BE IT FURTHER RESOLVED, that all properly prepared vouchers are submitted to the Finance Department for reimbursement." That just sounds a little bit like, I don't think it would pass an internal auditor coming in.

SUPERVISOR MOORE

Normally it would say to the Finance Director and she, and then I'm going to have to okay it.

JOHN SCHMITT, 139 CAMPFIRE ROAD NORTH

Just, well people read, they draw conclusions, so make your motion say that it will be submitted to the Town Supervisor and then you're away from it. I just want to say that whenever procedures are coming out, if you adopt this Code of Ethics, you're going to have to keep the wording and things very much in mind, from the top to the bottom.

SUPERVISOR MOORE

That's why you're on the Code of Ethics Board.

COUNCILWOMAN ZINCK
Good point, sir. Good point.

COUNCILMAN MULLIGAN
Thank you, John.

SUPERVISOR MOORE
Thank you.

COUNCILMAN PAGE
How are you tonight?

MIKE STAFFORD, 32 ESSEX DRIVE
I just picked up the Agenda and I see...

COUNCILMAN PAGE
Name and address.

MIKE STAFFORD, 32 ESSEX DRIVE
Oh, I'm sorry. Mike Stafford, 32 Essex Drive. I see on the Resolution, Wal-Mart is looking to use some of their parking lot to sell some of their goods. I think, it's one of the Resolutions, okay you looked, okay nevermind. Anyways, I just want to say I'm against it. Enough traffic problems, the parking lot's usually full, not that I'd ever shop there, but you go by there and their parking lot's usually full. Against their selling any of their products outside and there's plenty of local businesses around this town that sells the same kind of product, so no need for them to set up outside. If they want to sell, they have a store to sell it in front of, or inside of. Thank you.

SUPERVISOR MOORE
Thanks, Mike. Is there anybody else? *(Pause, no response)* The first thing we have is I need the approval of the Minutes from the June 4, 2014 Meeting.

COUNCILMAN MULLIGAN
Rick.

COUNCILMAN PAGE
Oh, I'm sorry. That's right, there was a change. Mr. Supervisor, I make a motion that we approve the June 4, 2014 Minutes.

COUNCILMAN BREESE
Second.

SUPERVISOR MOORE
Any discussion? Please call the roll.

Duly put to a vote:

Councilman Mulligan	voting	Aye
Councilwoman Zinck	voting	Abstain
Councilman Page	voting	Aye
Councilman Breese	voting	Aye
Supervisor Moore	voting	Aye

Carried

SUPERVISOR MOORE

We have a Public Hearing tonight on 3012 East Henrietta Road for a property cleanup. Would Mr. Ekwel please come to the microphone and tell us what the particulars are, please.

TERRY EKWELL, FIRE MARSHAL/BUILDING INSPECTOR

The Resolution was passed at the last monthly meeting, or at the last Town Board Meeting, indicated the conditions of the property at 3012 East Henrietta Road. Just to reiterate, the property was involved in a major fire in July of 2000 with extensive structural damage inside the building with floor loss. It's been uninhabitable since that time. We're starting to see some more deterioration on the structure itself now where the roof is starting to give way to the elements over the last few years. I've seen some sizing where the building is beginning to lean a little bit. There's been some issue with people being able to get into the building, because it hasn't been able to be secure. And being as close to the road as it is, and with the weather conditions we've had in the last couple years, last night for example, I'm really concerned about having the building fall into the road as it's only about thirty-five feet (35') from West Henrietta Road. So on those conditions, the Resolution was made, the letter was sent to Ms. Sara Burton, who is the owner of the property and she was informed of the conditions and she's here tonight.

SUPERVISOR MOORE

Okay, thank you. Is the owner of the property here? Could you please come to the microphone. State your name and your address please.

SARA BURTON, 5528 HOLLEY BYRON ROAD, HOLLEY, NEW YORK

Sara Burton, 5528 Holley Byron Road, Holley, New York.

SUPERVISOR MOORE

Thank you. Do you understand why you're here tonight, because we are seeking to have your building demolished.

SARA BURTON, 5528 HOLLEY BYRON ROAD, HOLLEY, NEW YORK

Yes, sir.

SUPERVISOR MOORE

Okay, and we have three (3) bids that we solicited to have it demolished and we, because of safety reasons, we would like to go ahead and do that. Do you have any objection to that?

SARA BURTON, 5528 HOLLEY BYRON ROAD, HOLLEY, NEW YORK

No, sir.

SUPERVISOR MOORE

Okay, will you be able to pay for that?

SARA BURTON, 5528 HOLLEY BYRON ROAD, HOLLEY, NEW YORK

I don't know what your bids are, so I have no idea how much it is.

SUPERVISOR MOORE

Okay, I think the low bid was Frederico at like twenty-three five (\$23,500.00) or twenty-three four (\$23,400.00).

COUNCILWOMAN ZINCK

Twenty-three six (\$23,600.00) wasn't it?

SUPERVISOR MOORE

Twenty-three thousand, five hundred and forty dollars (\$23,540.00).

COUNCILMAN PAGE

For the people in the audience, we're talking about the Pontillo's Pizza site next to Domenico's on East Henrietta Road. I know people, I can read your faces; what are they talking about?

COUNCILMAN MULLIGAN

What town do you live in again?

COUNCILMAN PAGE

Holley.

SARA BURTON, 5528 HOLLEY BYRON ROAD, HOLLEY, NEW YORK

I actually live in Clarendon, but the mailing address is Holley.

COUNCILMAN MULLIGAN

Okay, thank you.

SUPERVISOR MOORE

Because the fire was in 2000 and the building has been empty and dilapidating ever since, so it's to the point it's a safety issue.

SARA BURTON, 5528 HOLLEY BYRON ROAD, HOLLEY, NEW YORK
Yes, sir.

COUNCILWOMAN ZINCK

So I think it's really more you understand that that's something you're going to be financially responsible for.

SARA BURTON, 5528 HOLLEY BYRON ROAD, HOLLEY, NEW YORK
Yes.

COUNCILMAN MULLIGAN

Thank you for coming in.

COUNCILMAN PAGE

Thank you very much.

COUNCILWOMAN ZINCK

Thank you.

SARA BURTON, 5528 HOLLEY BYRON ROAD, HOLLEY, NEW YORK
Thank you.

SUPERVISOR MOORE

Is there anybody else in the audience who would like to speak on this at this Public Hearing? *(Pause, no response)* I would deem the Public Hearing closed and could I have a motion?

COUNCILMAN MULLIGAN

Mr. Supervisor, I move that we determine the property at 3012 East Henrietta Road be a public nuisance and therefore be demolished and that 1) the Town shall authorize said demolition be contracted and the cost paid out of general Town funds; and 2) the Town shall be reimbursed for the cost of said demolition by assessment and levy upon the parcel of land known as 3012 East Henrietta Road; 3) the expenses so assessed shall constitute a lien and charge on the property known as 3012 East Henrietta Road until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other Town charges.

COUNCILMAN PAGE

Second.

SUPERVISOR MOORE

Discussion? Please call the roll.

Duly put to a vote:

Councilman Mulligan	voting	Aye
Councilwoman Zinck	voting	Aye
Councilman Page	voting	Aye
Councilman Breese	voting	Aye
Supervisor Moore	voting	Aye
Carried		

SUPERVISOR MOORE

Thank you. At this time we have a special happening here at Town Hall. Our Town Hall is celebrating its 50th birthday and our Town Historian is here, Tina Thompson, and along with a representative from Harry Bronson's office for a little declaration.

ALLAN RICHARDS, REPRESENTATIVE FOR ASSEMBLYMEMBER HARRY BRONSON

Good evening, my name is Allan Richards and I'm here on behalf of representing Assemblymember Harry Bronson who is in Albany. I'd like to thank the families of Henrietta, the Town Board, and the Supervisor for inviting Harry to be here tonight and believe me, he'd much rather be here than in Albany, but you don't always get a choice. Harry would also like to thank Tina Thompson, the Town Historian, for encouraging others to learn and appreciate the history of Henrietta. As we all know, we move forward by knowing where we've come from. So understanding the history of Henrietta is a wonderful thing to present to folks. So without further ado, and on behalf of Harry Bronson and Senator Gallivan, I'd like to present this legislative resolution by Member of Assembly Bronson and Senator Gallivan commemorating the 50th Anniversary of the Henrietta Town Hall in Monroe County, New York.

WHEREAS, it is the sense of this Legislative Body to support the preservation and commemoration of historic landmarks which express and preserve the social and cultural origins of this great State of New York, and

WHEREAS, attendant to such concerns, and in full accord with its long-standing traditions, this Legislative Body is justly proud to commemorate the 50th Anniversary of the Henrietta Town Hall in Monroe County, New York, and

WHEREAS, June 14, 1964 marked the first time in Henrietta's history a building was erected for a Town Hall; the new building housed the Town offices, a meeting room, Supervisor's office, conference room, and the Town library, and

WHEREAS, the construction of a building in its historic perspective symbolizes the will, the circumstances and the resolve of a people and a community, and

WHEREAS, in recognition of Henrietta Town Hall's rich history and enduring contribution to the heritage of the State of New York, it is the intent of this Legislative Body to join in the celebration so that the present and future generations may come to appreciate the unique significance which its history played in the progression of the State and the Nation's evolution.

NOW, THEREFORE, BE IT RESOLVED, that this Legislative Body pause in its deliberation to commemorate the 50th Anniversary of the Henrietta Town Hall in Monroe County, New York, to be celebrated June 18, 2014, and

TB June 18, 2014

BE IT FURTHER RESOLVED, that a copy of this Resolution, suitably engrossed, be transmitted to the current stewards of the Henrietta Town Hall.

And on behalf of the Senators and all of the people of the State of New York, I'd like to present this Resolution to the Town Historian on behalf of the families. Thank you so much for having us here. Congratulations!

TINA THOMPSON, TOWN HISTORIAN
Thank you so much.

(Applause)

TINA THOMPSON, TOWN HISTORIAN
Thank you very much. I am delighted to accept this Resolution on behalf of all of the residents of this community. Please convey our gratitude to Assemblyman Bronson and Senator Gallivan for this wonderful recognition. When the construction of this building was completed in the summer of 1964, it was an important accomplishment, not just for Supervisor Don Cook and the Members of the Town Board, but also for the residents of the Town. It was a symbol that Henrietta was growing and thriving. Supervisor Cook envisioned this building as a civic center and indeed it was, especially when the library was located in the west wing. However, in 1979, when the library had outgrown its space and moved across the parking lot to its own building, other Town offices, which had also grown, were more than ready to fill the space; another indication of how Henrietta was continuing to grow and thrive. Yet the most important part of our Town Hall is the people who work here. Residents of our community look to you, to the Members of the Town Board, to the Town Department Heads and their staff for help with licenses and passports, assessments, afterschool programs, zoning regulations, and many more things than I can mention this evening. This building is located in the geographic center of our Town, but you are its heart. Thank you.

COUNCILMAN PAGE
Very nice.

(Applause)

SUPERVISOR MOORE
Thank you, Tina.

COUNCILMAN MULLIGAN
Poetic.

COUNCILWOMAN ZINCK
Very nice.

SUPERVISOR MOORE

And thank you, Allan. That was very nice. There are refreshments outside if anybody would like to go on and enjoy them and we're going to continue here with our business meeting and hopefully join you in a short period of time. Could I have the first Resolution, please?

RESOLUTION #13-156/2014

On Motion of
Councilman Page

Seconded by
Councilman Mulligan

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

Exhibit A	Bills Payable dated 06/18/2014	\$ 403,646.06
Exhibit B	Manual Bills Payable dated 06/05/2014	\$ 2,607.00

SUPERVISOR MOORE

Discussion? Please call the roll.

Duly put to a vote:

Councilman Mulligan	voting	Aye
Councilwoman Zinck	voting	Aye
Councilman Page	voting	Aye
Councilman Breese	voting	Aye
Supervisor Moore	voting	Aye
		Carried

RESOLUTION #13-157/2014

On Motion of
Councilwoman Zinck

Seconded by
Councilman Mulligan

WHEREAS, the Henrietta Town Board approved Special Use Permit No. 2014-005 on March 19, 2014 for Wal-Mart Stores, Inc. to utilize a section of the parking lot for sale of bagged goods, stone, and live plants/flowers for the period of Saturday, March 22, 2014 through Friday, August 15, 2014, in a Planned Commercial Development District, located at 1200 Marketplace Drive, identified as Tax Account No. 162.13-1-43.111, and

WHEREAS, the Applicant has requested to extend the permit time frame from August 15, 2014 to September 8, 2014, and

WHEREAS, the Town Board is authorized to grant extensions of the time limits.

THEREFORE, BE IT RESOLVED, that the aforesaid Special Use Permit be modified to extend the permit time frame from August 15, 2014 to September 8, 2014.

SUPERVISOR MOORE
Discussion?

COUNCILWOMAN ZINCK

Just to clarify, I know it was mentioned, we already approved for them to do this and it's kind of a precedent. They've done this for a number of years, as have other garden stores, and stores similar to Wal-Mart. So it's just merely extending it a month.

SUPERVISOR MOORE
Please call the roll.

Duly put to a vote:

Councilman Mulligan	voting	Aye
Councilwoman Zinck	voting	Aye
Councilman Page	voting	Aye
Councilman Breese	voting	Aye
Supervisor Moore	voting	Aye

Carried

RESOLUTION #13-158/2014

On Motion of
Councilman Mulligan

Seconded by
Councilman Page

WHEREAS, the Henrietta Town Board has received a Host Community Benefit Agreement from Silvarole Trucking, Inc. for the Silvarole Material Recovery Facility located on the parcel of land identified as Tax Account Numbers 161.06-1-5.111 and 161.06-1-6.1, and

WHEREAS, the proposed Materials Recovery Facility will be located at the end of Silvarole Drive, Rochester, New York 14623.

THEREFORE, BE IT RESOLVED, that the Supervisor, on behalf of the Town, be hereby authorized to accept and sign the Host Community Benefit Agreement between the Town of Henrietta and Silvarole Trucking, Incorporated for the Materials Recovery Facility project.

SUPERVISOR MOORE
Discussion?

COUNCILMAN MULLIGAN

Under discussion, could the Town Engineer or Town Building Inspector, whoever's going to oversee this, notify the Board when this project begins and as to what the collection fees are; I believe we're getting a dollar (\$1.00) a ton. Thank you.

SUPERVISOR MOORE

Please call the roll.

Duly put to a vote:

Councilman Mulligan	voting	Aye
Councilwoman Zinck	voting	Aye
Councilman Page	voting	Aye
Councilman Breese	voting	Aye
Supervisor Moore	voting	Aye

Carried

RESOLUTION #13-159/2014

On Motion of
Councilman Page

Seconded by
Councilman Breese

WHEREAS, Resolution #9-111/2014 authorized the Town to enter into an Intermunicipal Agreement with the County of Monroe, and

WHEREAS, the executed Agreement has been received and said Agreement allows for the purchase of a backup generator and transfer switch as part of a FEMA reimbursable grant, and

WHEREAS, the 2014 Town Budget includes funds to purchase a backup generator for the Public Works Building, and

WHEREAS, a generator and automatic transfer switch meeting specifications is available through NYS OGS Contract PC#62003, from Better Power, Inc., 508 White Spruce Blvd., Rochester, New York 14623, for a cost of \$49,370.00.

THEREFORE, BE IT RESOLVED, that Better Power, Inc., 508 White Spruce Blvd., Rochester, New York 14623, be awarded the purchase of one (1) Generac SG Industrial 150kw, natural gas fueled generator and one (1) 800 amp service entrance rated automatic transfer switch.

BE IT FURTHER RESOLVED, that the Director of Finance be hereby authorized to pay Better Power, Inc. in an amount not to exceed \$49,370.00 upon delivery and acceptance by the Deputy Commissioner of Public Works and receipt of all proper documentation.

SUPERVISOR MOORE

Under discussion, I'd like to thank our Deputy Commissioner of Public Works, Chuck Marshall, for doing a great job of securing this grant. The highway garage was completed in 2001 and we've been without a backup generator up until this one will be installed. So please call the roll.

Duly put to a vote:

Councilman Mulligan	voting	Aye
Councilwoman Zinck	voting	Aye
Councilman Page	voting	Aye

COUNCILWOMAN ZINCK

Thirty-seven hundred (3,700). And in addition to the five dollar (\$5.00) fine, they obviously have to register their dog?

LEANN CASE, TOWN CLERK

Right. Yes.

COUNCILWOMAN ZINCK

Okay. Thank you.

SUPERVISOR MOORE

Also under discussion, there hasn't been a census taken since 2005. Please call the roll.

Duly put to a vote:

Councilman Mulligan	voting	Aye
Councilwoman Zinck	voting	Aye
Councilman Page	voting	Aye
Councilman Breese	voting	Aye
Supervisor Moore	voting	Aye

Carried

RESOLUTION #13-161/2014

On Motion of
Councilman Breese

Seconded by
Councilwoman Zinck

WHEREAS, the Director of Finance, Barbara Chirido, has requested authorization to attend the year 2014 New York State Public Employer Labor Relations Association Annual Training Conference to be held at the Holiday Inn in Saratoga Springs on July 16, 2014 through July 18, 2014, and

WHEREAS, funds are available in the year 2014 Budget, and

WHEREAS, the Town Board supports and encourages additional training for all Town employees.

THEREFORE, BE IT RESOLVED, that the Director of Finance, Barbara Chirido, be hereby authorized to attend the three (3) day conference at a cost not to exceed \$980.00 for all registration, accommodations and travel expenses.

BE IT FURTHER RESOLVED, that all properly prepared vouchers be submitted to the Supervisor's office for reimbursement.

SUPERVISOR MOORE

Discussion? Please call the roll.

TB June 18, 2014

WHEREAS, the Town Board of the Town of Henrietta recognizes that tobacco use causes death and disease and continues to be an urgent public health challenge, and

WHEREAS, the New York State Legislature has recently enacted New York Public Health Law §1399-o-1 which restricts smoking at "playgrounds" as that term is defined and in conjunction with various other provisions of Article 13 which restrict smoking in public areas and require that such areas be posted as no smoking areas, and

WHEREAS, the Town of Henrietta owns and operates various facilities falling within the definition of "playground" and wishes to maintain said areas as tobacco free and the air in said areas as smoke free, and

WHEREAS, The Smoking and Health Action Coalition of Monroe County has represented to the Town that it has funding available to provide the Town with signage which will identify said areas as "no smoking" locations.

THEREFORE, BE IT RESOLVED, that The Town Board hereby endorses the legislation to make said areas tobacco and smoke free and requests that The Smoking and Health Action Coalition of Monroe County provide whatever signage may be available to identify said locations.

SUPERVISOR MOORE

Discussion? Please call the roll.

Duly put to a vote:

Councilman Mulligan	voting	Aye
Councilwoman Zinck	voting	Aye
Councilman Page	voting	Aye
Councilman Breese	voting	Aye
Supervisor Moore	voting	Aye

Carried

RESOLUTION #13-164/2014

On Motion of
Councilman Breese

Seconded by
Councilwoman Zinck

BE IT RESOLVED, that the people on the attachment – Summer 2014 New Hires for the Recreation Department – be hired, per attached effective date.

BE IT FURTHER RESOLVED, that Josh Duncan's title be changed to Maintenance Mechanic II, as it was incorrectly listed as Maintenance Mechanic I when he was originally hired via Resolution #4-70/2014.

SUPERVISOR MOORE

Discussion? Please call the roll.

Duly put to a vote:

Councilman Mulligan	voting	Aye
Councilwoman Zinck	voting	Aye

Councilman Page	voting	Aye
Councilman Breese	voting	Aye
Supervisor Moore	voting	Aye
	Carried	

RESOLUTION #13-165/2014

On Motion of
Councilman Mulligan

Seconded by
Councilman Breese

WHEREAS, pursuant to Section §3 of the New York Public Officers Law and Section §23 of the New York Town Law, a person appointed to a local office must reside within the locality at the time of their appointment and during their tenure in office, and

WHEREAS, the position of Deputy Town Clerk and Receiver of Taxes and Assessments is a public officer of the Town of Henrietta, and

WHEREAS, the current occupant of the position of Deputy Town Clerk and Receiver of Taxes and Assessments is not a resident of the Town, and

WHEREAS, the current occupant of the position of Deputy Town Clerk and Receiver of Taxes and Assessments has been afforded the opportunity to establish residence within the Town of Henrietta, and

WHEREAS, the current occupant of the position of Deputy Town Clerk and Receiver of Taxes and Assessments has declined the opportunity to establish residence within the Town of Henrietta.

THEREFORE, BE IT RESOLVED, that pursuant to Section §30 of New York Town Law, the position of Deputy Town Clerk and Receiver of Taxes and Assessments is hereby deemed to be vacant.

SUPERVISOR MOORE

Discussion? Please call the roll.

Duly put to a vote:

Councilman Mulligan	voting	Aye
Councilwoman Zinck	voting	Aye
Councilman Page	voting	Aye
Councilman Breese	voting	Aye
Supervisor Moore	voting	Aye
	Carried	

SUPERVISOR MOORE

That concludes our business part of the meeting and now we have public comment and I have three (3) people signed up and the first one is Scott Fiske.

(From audience, Terry Ekwell, Fire Marshal/Building Inspector, "He was earlier with the Special Use Permit, (inaudible).")

SUPERVISOR MOORE

Okay, Craig Moffitt.

CRAIG MOFFITT, 81 FINNEGAN WAY

Thank you for taking the time to listen to me. 81 Finnegan Way. I did talk to Leann earlier and ask her if I could just submit this letter, but she said I have to read the whole letter in public to make it part of the Minutes and a part of the official Record.

SUPERVISOR MOORE

You have two (2) minutes.

CRAIG MOFFITT, 81 FINNEGAN WAY

Dear Janet and all Town Board Members, here is the timeline over the last four (4) years of my pursuit of concrete gutter repair at my home driveway entrance: emails and phone calls to the Henrietta Highway Superintendent, appointment Youngman at the time, no response; email and phone call to Mike Yudelson, no response; another phone call and email to Mike Yudelson, highway guys come out and paint off the road to do the repairs to the gutter, work not done; in person visit to Craig Eckert at his office about water problems in the neighborhood as well as discussion about the concrete gutters; in person visit to the Conservation Board looking at maps and water issues in the entire area; no response in a timely fashion to my complaints or follow up back to me by the Highway Department; another email to Craig Eckert, unsatisfactory response, no guarantee of work to be done or timeline to complete; two (2) more emails, which you all have seen now, I think except for three (3) of you, and are now currently duly notified as of June 18, 2014. I have my signature here and my neighbor Al Riaz, too. Would you like this?

COUNCILMAN MULLIGAN

Thank you.

CRAIG MOFFITT, 81 FINNEGAN WAY

Thank you.

SUPERVISOR MOORE

Thanks.

COUNCILMAN MULLIGAN

Mr. Eckert...

COUNCILWOMAN ZINCK

Craig, yeah, I was just...

COUNCILMAN MULLIGAN

Mr. Eckert, please tell us when this is going to be done.

COUNCILWOMAN ZINCK

Yeah, if you've had a chance to look at it and if it's slated to be done.

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Good evening, Craig Eckert, Commissioner of Public Works. I have it on schedule for some time hopefully before fall. It is a cosmetic repair to the gutter and when I received notice of it back in 6/2 is the first email that I have regarding a gutter issue. I do not have any other emails or communication besides that from Mr. Moffitt regarding the gutter.

COUNCILMAN MULLIGAN

With this being the middle of June, can we be assured this be done by the end of August? This has been going on for years.

SUPERVISOR MOORE

We'll look into it and we'll fit it in one way or another.

COUNCILMAN MULLIGAN

Thank you.

SUPERVISOR MOORE

Thanks, Craig.

COUNCILWOMAN ZINCK

Thank you.

SUPERVISOR MOORE

Mike Stafford.

MIKE STAFFORD, 32 ESSEX DRIVE

Mike Stafford, 32 Essex Drive. I was going to ask about trying to get Essex Drive paved. It's well traveled and the current pavement is breaking up in areas and now I understand that they plan in the next two (2) weeks to, you do the oil and stone routine. And since I've heard a lot of information that there was some cars damaged by the oil and stone that they put down yesterday over on, I think it was Middle Road or near Middle Road, I heard a lot of cars were damaged, and I don't think, 1) I don't think we want oil and stone. I don't know why they don't just pave the road like they should, like we should and go from there.

SUPERVISOR MOORE

First thing is it's much more cost effective when we have I think a hundred and ten (110) miles of Town road to do and we try to get over it over a ten (10) year period and each road has been classified and I don't know where your road is in the schedule. You say it's going to be oil and stone, you're referring...

MIKE STAFFORD, 32 ESSEX DRIVE
So I was told.

SUPERVISOR MOORE
Yeah, you're referring to the project by the County of Monroe on Middle Road yesterday.

MIKE STAFFORD, 32 ESSEX DRIVE
Right.

SUPERVISOR MOORE
It was done by the Town of Rush with Henrietta's assistance. They had completed the job at 2:00 and opened the road back up and we got that microburst or storm that came through...

MIKE STAFFORD, 32 ESSEX DRIVE
Right.

SUPERVISOR MOORE
...and the oil more or less rose to the top of the stone. It did damage numerous cars of which the company that put the oil down, Suit-Kote, is responsible for and will take care of and they are saying that in thirty-five (35) years of doing this process on many roads, it's a very cost effective way of doing it. The Middle Road from Erie Station to the Town Line was done last year and didn't have this problem, but because of the way the rain came, that oil came to the top and there was numerous cars that had tar on them. Our crews went back out at 3:30, under the direction of Commissioner Eckert and we re-stoned that road and rolled it and got it to a point that it was back in shape and it's a process that's very common throughout all the northeast of putting some type of pavement on top of a road.

MIKE STAFFORD, 32 ESSEX DRIVE
Okay, well, much rather have it paved than stoned.

SUPERVISOR MOORE
Well, but it's going to cost, I would guess...

MIKE STAFFORD, 32 ESSEX DRIVE
Yeah, but you're going to have to do it probably more often than if you paved it.

SUPERVISOR MOORE
Craig, could you speak to that, please?

COUNCILWOMAN ZINCK
Yeah, because there's, you got a whole program with the oil and stone, slurry seal,

paving, what's, how's that all come together?

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS
Mostly it's due to budget.

SUPERVISOR MOORE
You have to talk into the microphone though.

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS
Craig Eckert, Commissioner of Public Works. The oil and stone, slurry seal, are all different treatments depending on what kind of level the service the road has now. Based off what I've garnered, every road throughout the Town of Henrietta, I've given it a level of service: A, B, C or D, and then justify that to the amount of expense cost to do a surface treatment versus mill and pave, slurry seal, or oil and stone, or NovaChip, which is the other process we'll be using this year, which are basically the whole gamut of facilities that are allowed to us at this point. A chip seal will possibly hold off four (4) to five (5) years. On that street, Essex?

MIKE STAFFORD, 32 ESSEX DRIVE
Essex.

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS
A very minimal side street and it's a subdivision, not really any collector traffic, it should hold up even a little bit longer versus a street that has even more traffic, collector, side street, subdivisions connecting.

SUPERVISOR MOORE
And the cost difference between paving and the year life expectancy?

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS
Right now the estimate is about a dollar twenty-five (\$1.25) per square yard for oil and stone. And again, hopefully four (4) to possibly six (6) years on this kind of street for that kind of treatment is pretty general.

COUNCILWOMAN ZINCK
Compared to paving?

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS
Paving is about six dollars (\$6.00) per square yard. A slurry seal is approximately two fifty (\$2.50) per square yard.

COUNCILWOMAN ZINCK
So it's a big difference.

SUPERVISOR MOORE

You can see, Mike, why, with the amount of roads we cover.

MIKE STAFFORD, 32 ESSEX DRIVE

How long is the paving good for?

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Possibly about eight (8), because even after...

MIKE STAFFORD, 32 ESSEX DRIVE

About double, okay.

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

...eight (8) years we want to either put an oil and stone or a slurry seal to get us back up to twelve (12) or so, because pavement has a ten (10) year life expectancy.

MIKE STAFFORD, 32 ESSEX DRIVE

Okay.

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Your road may actually see closer to nine (9) years with a mill and pave just because again, lower traffic volumes.

MIKE STAFFORD, 32 ESSEX DRIVE

Thank you.

SUPERVISOR MOORE

There's more or less a formula and the roads are analyzed every year and we tried to do it as cost effectively as possible. The total road program that you propose for this year, dollar wise, is how much?

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Well over budget. *(Laughter)*

SUPERVISOR MOORE

We don't want to hear that.

COUNCILWOMAN ZINCK

But what does that mean? Equals, what's the answer?

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

I guess I don't have that dollar figure...

COUNCILWOMAN ZINCK

Oh.

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

...in front of me at the moment. I know that there's, I'm just going to put figures in. There's three hundred thousand dollar (\$300,000.00) budget to blacktop with the Town. There's two hundred and twenty (\$220,000.00) in chips with another, I think it was seventeen thousand (\$17,000.00) that was added with the extreme recovery project. And then on top of that there's a hundred and ten thousand (\$110,000.00) slurry seal budget and thirty thousand (\$30,000.00) in NovaChip.

SUPERVISOR MOORE

We're talking six, seven hundred thousand dollars (\$600,000.00 - \$700,000.00)...

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Yes.

SUPERVISOR MOORE

...in road improvements every year.

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Correct. That we try to do in three (3) months.

SUPERVISOR MOORE

And we have to spread that over a hundred and ten (110) miles of road.

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Forgive me sir, a hundred and twenty-six point five (126.5).

SUPERVISOR MOORE

Oh, sorry. *(Laughter)*

COUNCILWOMAN ZINCK

To be specific.

COUNCILMAN PAGE

We did have a significant workshop on that and we discussed this in its entirety. The other thing is by going with the cheaper one, we can do many more miles, so the cycle goes around quicker.

MIKE STAFFORD, 32 ESSEX DRIVE

Right, but you have to do it, right...

COUNCILMAN PAGE

Right.

MIKE STAFFORD, 32 ESSEX DRIVE

...over and over. And then I just have one quick other question...

COUNCILMAN PAGE

Sure.

MIKE STAFFORD, 32 ESSEX DRIVE

...and it had to do with milling. Guy I work with, and I know it's a private road, that Silvarole Trucking Road, it's a private drive. I understand that the Town was milling that this week. That's what I...

SUPERVISOR MOORE

No, I believe maybe we were hauling millings in there, but we weren't milling it. We were actually milling East River Road under a contract with the County of Monroe. We did it from Bailey to...

MIKE STAFFORD, 32 ESSEX DRIVE

So there was, because we were told we couldn't go in that property at one time because it was a private road and then so then according to him, according to him he saw milling over there. So you say there was no milling?

COUNCILMAN MULLIGAN

(Inaudible)

SUPERVISOR MOORE

Yeah, Mr. Eckert could address that.

COUNCILWOMAN ZINCK

A lot of exercise tonight.

SUPERVISOR MOORE

I hope we're not...

MIKE STAFFORD, 32 ESSEX DRIVE

That's my last one too.

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Hi, Craig Eckert, Commissioner of Public Works. As I understand it, there was a request to do a patch for the Fire Department that uses a pad back there to do their testing, the volunteer Fire Department. I do not actually know if that was done this week. It was on schedule, but yes, because of the East River project, that's where we were set up to mill and prepare to pave for the county contract.

SUPERVISOR MOORE

There was nothing like the whole road done?

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

No. No, it was, the only thing that was requested was a small patch, ten foot by five foot (10' x 5') type of section. That was a small repair that was requested. I do not know if it was completed as of this week. I could check with Chuck Marshall and find out.

SUPERVISOR MOORE

That was in cooperation with the Henrietta Fire Department?

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Correct. The volunteer Fire Department, not the paid.

SUPERVISOR MOORE

Okay.

COUNCILMAN MULLIGAN

What are they going to do for us?

SUPERVISOR MOORE

Protect your house.

COUNCILWOMAN ZINCK

They keep us safe.

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Put my house out if it catches fire.

COUNCILWOMAN ZINCK

Hopefully you don't need them.

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Again, it was just a request, I don't know if it's been approved or if it's been worked on. It's the only thing that I'm aware of as far as any work...

SUPERVISOR MOORE

Chuck had talked to me about it, yes.

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Okay.

SUPERVISOR MOORE

Okay.

TB June 18, 2014

CRAIG ECKERT, COMMISSIONER OF PUBLIC WORKS

Thank you.

COUNCILMAN PAGE

Thanks, Craig.

COUNCILWOMAN ZINCK

Thank you.

SUPERVISOR MOORE

Thank you. And that concludes our public comment and we're all done, we can go celebrate Town Hall's birthday. Thank you.

(Meeting adjourned at 7:43 p.m.)

Respectfully submitted,

Rebecca B. Wiesner
Deputy Town Clerk

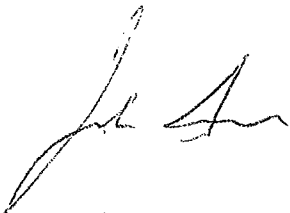
Wal-mart Store 1619
1200 marketplace Drive
Rochester Ny,14623

Town of Henrietta

To whom it may concern:

Currently Wal-mart store 1619 at 1200 marketplace Drive , Rochester N.Y 14623 has a permit to use a section of the parking lot for seasonal goods from March 22 through August 15 2014, store is requesting to extend the permit timeframe till September 8th 2014 to use this space for seasonal goods.

Thanks in advance for your consideration



John Irvine

Store manager 1619

704-7768

HOST COMMUNITY BENEFIT AGREEMENT

THIS AGREEMENT made and entered into this ____ day of June, 2014, by and between the Town of Henrietta, a municipal corporation organized and existing under and by virtue of the laws of the State of New York, having offices at 475 Calkins Road, PO Box 999, Henrietta, New York 14467 ("Town"); and Silvarole Trucking, Incorporated, a business company organized and existing under and by virtue of the laws of the State of New York, having offices at 85 Silvarole Drive, Rochester, New York 14623 ("STI").

WITNESSETH:

WHEREAS, STI owns approximately 12.43 acres of real property located within the Town having a street address of Silvarole Drive, Rochester, New York 14623 ("Premises"); and

WHEREAS, STI desires to develop and operate the Premises as a materials recovery facility ("Facility"); and

WHEREAS, STI has obtained from the Town, pursuant to the Town Code, a Special Permit and site plan approval to develop and operate the Facility on the Premises; and

WHEREAS once the facility is operational it will be the responsibility of the Town to monitor compliance with the terms and conditions of the Special Permit, and

WHEREAS, the Town seeks to obtain certain environmental commitments, protections and enhancements pertaining to the Facility; and

WHEREAS, STI intends to construct and operate the Facility in a manner that affords environmental, economic and public benefits to the Town; and

WHEREAS, STI intends to apply to the New York State Department of Environmental Conservation ("NYSDEC") for permits to develop and operate the Facility; and

WHEREAS, if the NYSDEC issues permits for the construction and operation of the Facility, then STI agrees to afford certain benefits to the Town as set forth in this Agreement.

NOW, THEREFORE, for and in consideration of the mutual covenants contained herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

Town _____ STI _____

ARTICLE 1.
EFFECTIVE DATE AND TERMINATION

1.1 Effective Date.

This Agreement shall be effective only after acceptance of its terms by the Town Board through adoption of a resolution incorporating its terms.

1.2 Termination by STI.

If NYSDEC permit approval is not obtained, or if the Facility is not constructed or does not become operational for any other reason, STI may terminate its obligations under this Agreement by written notification to the Town.

ARTICLE 2.
OPERATIONS

2.1 Facility Design and Operating Standards.

The Facility shall be sited, designed, developed, constructed, operated, closed and maintained in post-closure care so as to comply with all the applicable provisions of the New York State Environmental Conservation Law ("ECL"), the rules and regulations of the NYSDEC, the conditions and requirements of any permits issued by applicable governmental agencies, this Agreement, and all other applicable laws, ordinances, rules and regulations now in effect or enacted hereafter.

ARTICLE 3.
TOWN OBLIGATIONS

3.1 The Town shall use its best efforts to support any application by STI to the NYSDEC for permits to develop and operate the Facility.

ARTICLE 4.
COMMUNITY BENEFITS

4.1 STI shall pay quarterly to the Town the amount of \$1.00 per ton ("Tonnage Fee") for each ton of material accepted at the Facility. The Tonnage Fee shall increase by 10 percent on the 10th year anniversary of this agreement, and increase 10% every ten years thereafter.

4.2 STI shall maintain records of the receipt of all material accepted at the Facility, which records shall be made available to the Town for review at mutually convenient times, so that the Town may confirm the tonnage upon which the payments described in Section 4.1 are based.

Town _____ STI _____

Page 2 of 7

ARTICLE 5.
MISCELLANEOUS

5.1 Notices.

Any notice to be given hereunder by either party to another shall be in writing and be sent by personal delivery, by overnight delivery service or by registered or certified mail, postage prepaid, return receipt requested, and shall be deemed communicated when delivered or after four (4) business days from the date of mailing, whichever is earlier. Notices shall be addressed as set forth below, but each party may change its address by written notice to the others in accordance with this Section 5.1.

To the Town:
Town of Henrietta
475 Calkins Road
PO Box 999
Henrietta, New York 14467
Attn.: Town Supervisor

With a copy to:
Town of Henrietta
475 Calkins Road
PO Box 999
Henrietta, New York 14467
Attn.: Town Attorney

To STI:
Silvarole Trucking, Incorporated
85 Silvarole Drive
Rochester, New York 14623
Attn.: Neil Silvarole

5.2 Merger.

This Agreement constitutes the entire agreement of the parties hereto relating to the subject matter hereof, and all prior communications, discussions, understandings and agreements are hereby merged herein.

5.3 Captions.

Captions of the articles, sections and sub-sections of this Agreement are for convenience of reference only, and the words contained therein shall in no way be held to explain, modify, amplify or aid in the interpretation, construction or meaning of the provisions of this Agreement.

Town _____ STI _____

Page 3 of 7

5.4 Governing Law.

This Agreement shall be governed by and construed in accordance with the laws of the State of New York

5.5 Severability.

The provisions of this Agreement shall be deemed to be severable, and the invalidity or unenforceability of any one provision shall not affect the validity and enforceability of any other provision hereof.

5.6 Binding Effect.

This Agreement shall inure to the benefit of, and be binding upon, the parties hereto and their respective successors and assigns.

5.7 Force Majeure.

No party hereto shall be deemed to be in default or to have breached any provision of this Agreement as a result of any delay, failure of performance or interruption of services resulting directly or indirectly from acts of God, acts of civil or military authority, civil disturbance, war, acts or orders of any governmental entity, riots, new technology that substantially reduces the amount of material available for acceptance at the Facility, or any governmental action that prevents STI from meeting its obligations set forth herein. The closure or suspension of operations at the Facility by government action does not constitute a force majeure event under this Section 5.7 where the closure or suspension is the result of (a) a court of competent jurisdiction, or the NYSDEC, finding that STI willfully or recklessly violated the ECL; (b) the NYSDEC finding in an order issued pursuant to the ECL that STI willfully or recklessly violated the ECL, which order was not appealed by STI; or (c) STI admitting to willfully or recklessly violating the ECL.

5.8 No Third-Party Beneficiaries.

Nothing in this Agreement, whether express or implied, is intended to confer any rights or remedies under or by reason of this Agreement on any persons or entities other than the parties hereto and their respective successors and assigns, nor shall any provision give any third persons or entities any right or rights of action against any party to this Agreement.

5.9 Authorization.

Each of the parties hereto represents to the other that the individual executing this Agreement on its behalf is duly authorized and empowered to bind such party.

5.10 Conflict of Interest.

The parties represent, to the best of their knowledge and belief, that no member or employee of the Town and no other public official who exercises any functions or responsibilities in the review or approval of the undertaking or carrying out of this Agreement has any direct personal or financial interest in the Agreement or in the proceeds thereof.

5.11 Construction.

This Agreement shall be construed without regard to any presumption or other rule requiring construction against the party causing this Agreement to be drafted.

5.12 Execution of Additional Documents.

Each of the parties hereto agrees to execute and deliver to the other party any and all documents that may be necessary or appropriate to effectuate the terms of this Agreement whether on or after the Effective Date.

5.13 Counterparts.

This Agreement may be executed in counterparts, and each such counterpart shall constitute one and the same instrument.

5.14 Compliance With Law.

Compliance with a statute, regulation, ordinance or other law as used herein means compliance with the current form of statute, regulation, ordinance or other law at the Effective Date or as amended thereafter.

5.15 Reservation of Police Powers.

The Town reserves all its power and authority, including the power to zone the Premises, except that the Town agrees not to impose fees or taxes specific to the acceptance of material at the Facility.

Town _____ STI _____

5.16 Waiver.

Any waiver of a right, power or remedy under this Agreement must be in writing and accompanied by legal opinion stating (a) the signing party has the power and authority to waive the right, power or remedy under this Agreement; (b) the person signing the waiver on behalf of the waiving party has been properly authorized to do so; and (c) the waiver has been duly authorized, executed and delivered by the waiving party and constitutes the valid and binding amendment of this Agreement of the signing party and is enforceable against the signing party in accordance with its terms.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on the day and year first above written.

Town of Henrietta:

Approved as to Form:

By _____
Jack W. Moore, Supervisor

By _____
Town Attorney

Silvarole Trucking, Incorporated:

By _____
Neil Silvarole

Town _____ STI _____

Acknowledgements

State of New York)
County of Monroe) ss.:

On the ____ day of June, 2014, before me, the undersigned, personally appeared Jack W. Moore, personally known to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

State of New York)
County of Monroe) ss.:

On the ____ day of June, 2014, before me, the undersigned, personally appeared Neil Silvarole, personally known to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

Town _____ STI _____

**TOWN OF HENRIETTA
SAFETY DEPARTMENT
MEMORANDUM**

June 12, 2014

**To: Supervisor Moore and the Town Board
From: Chuck Marshall, Safety Officer
Subject: Purchase of the Backup Generator for the DPW Building**

The Town of Henrietta submitted a project request, in concert with the County of Monroe, for FEMA Grant consideration to purchase and install a backup generator for the Public Works Building. We received notice that reimbursable grant funding for the project was approved in September of 2012. After several months of meetings and document exchanges, the paperwork is finally in place to move forward with the purchase of the backup generator.

The generator specified for this application is a Generac , natural gas fueled, SG Industrial 150KW generator, this unit is available under NYS OGS Contract #PC62003 for a price of \$49,370.00 including the purchase of one 800 Amp transfer switch.

I am requesting permission to purchase the above mentioned generator from Better Power Inc., 508 White Spruce Blvd., Rochester, New York 14623 for a cost not to exceed \$49,370.00, including one 800 amp transfer switch, startup of the unit, a 5year extended warranty and delivery to the Public Works Building.

AGREEMENT

THIS AGREEMENT made this 22nd day of April, 2014, by and between **MONROE COUNTY, NEW YORK**, a municipal corporation with offices at 39 West Main Street, Rochester, New York 14614 (the "County") and the **TOWN OF HENRIETTA**, a municipal corporation with offices at Henrietta Town Hall, 475 Calkins Road, Henrietta, New York 14467 (the "Town").

WITNESSETH:

WHEREAS, the County, by Resolution No. 268 of 2013, accepted a grant from the New York State Office of Emergency Management for the Federal Emergency Management Agency – Legislative Pre-Disaster Mitigation 2008 Program; and

WHEREAS, the County, by Resolution No. 53 of 2014, authorized the issuance of \$1,335,137.31 Bonds of the County of Monroe, New York, to finance the cost of the acquisition and installation of emergency generators at various County buildings and sites, in and for said County, at an estimated maximum cost of \$1,335,137.31; and

WHEREAS, the County, by Resolution No. 101 of 2014, authorized an intermunicipal agreement with the Town of Henrietta for Reimbursement to Monroe County for installation of a fixed generator.

WHEREAS, the Town of Henrietta, by Town Board resolution #9-111 of 2014, authorized an intermunicipal agreement with Monroe County for the installation of a fixed generator.

NOW, THEREFORE, in consideration of the mutual covenants and agreements hereinafter set forth, the parties hereto mutually agree as follows:

1. The County will pay for the acquisition and installation of a SG150kw fixed generator in the amount not to exceed \$87,744. The generator will be installed at 405 Calkin's Road, Rochester, NY 14467.
2. The Town of Henrietta will reimburse the County 25% of the generator acquisition/installation cost, not to exceed \$21,936.
3. The Town of Henrietta hereby waives and releases County from any claim, judgement, liability or cost arising from the generator (including installation or performance).
4. The Town of Henrietta shall submit to County the documentation and reports needed to satisfy New York State and Federal Emergency Management Agency inventory control requirements.

IN WITNESS WHEREOF, the parties hereto have executed this agreement the day and year first above written.

MONROE COUNTY, NEW YORK



By: *Maggie Brooks*
Maggie Brooks
County Executive

TOWN OF HENRIETTA

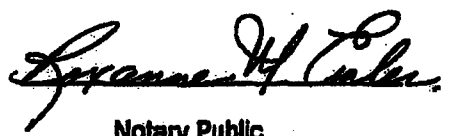
By: *Jack W. Moore*
Jack W. Moore
Town Supervisor

Fed ID 16-6002276

APPROVED AS TO SUFFICIENCY OF FUNDS	
SOURCE	<u>930 620806 13.114</u>
DATE	<u>5-5-14</u>
BY	<u>[Signature]</u>
MONROE COUNTY BUDGET DIRECTOR	

State of New York)
)
County of Monroe) ss:

On the 6th day of May in the year 2007, before me, the undersigned, a Notary Public in and for said State, personally appeared MAGGIE BROOKS, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signatures on the instrument, the individual(s), or the person upon behalf of which the individual acted, executed the instrument.




Notary Public
Roxanne M. Emler
Notary Public, State of New York
01EM6203185
qualified in Monroe County
commission expires Mar. 30, 2017

State of New York)
)
County of Monroe) ss:

On the 22nd day of April in the year ²⁰¹⁴ ~~2007~~, before me, the undersigned, a Notary Public in and for said State, personally appeared Jack W. Moore, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signatures on the instrument, the individual(s), or the person upon behalf of which the individual acted, executed the instrument.

REBECCA B. WIESNER
NOTARY PUBLIC, State of New York
Monroe County, No. 01W16268295
Commission Expires 8/04/2016


Notary Public



www.BetterPowerOnline.com

508 White Spruce Blvd., Rochester, NY 14623

ph: 1-585-475-1321 or 1-800-475-1321/fax: 1-585-424-1190 or 1-800-475-4448
support@betterpoweronline.com

Dave Skiff, Manager of Government Supply

Dave@BetterPowerOnline.com

06-05-2014

Mr. Chuck Marshall - Commissioner and Safety Officer

Town of Henrietta, Public Works

475 Calkins Road

Henrietta, NY, 14467

Phone: 585-359-7008

Fax: 585-359-7029

CMarshall@henrietta.org

RE: Updated State Contract Generator for the Town of Henrietta, DPW, 150kW, 120/208V, three phase, Natural Gas, 6.8L SG Industrial with Heavy Duty Maximum Performance Package (HDMPP)

Mr. Marshall,

Thank you for contacting us about a State Contract Generator & Transfer Switch for the Town of Henrietta, Public Works Building. This Pricing Confirmation for a 150kW, 120/208V, three phase, Natural Gas, Industrial Generator with 6.8L engine and an 800A PSTS Service Entrance Rate Automatic Transfer Switch.

The approximate Lead Time for this generator is 8 weeks total and allows 2 weeks for delivery by truck.

The original On-Site Evaluation was performed by Rob Sweeney of RL Kistler.



Example of an SG Industrial Gaseous Generator

Here is your Pricing Confirmation which includes:

- Freight to your location
- Factory Authorized Startup
- Training for Staff at your Location
- EPA Compliant 6.8L engine running at 3600 RPM's
- Remote Annunciator Panel (21 Light)
- Block/Coolant Heater
- Standard Weather Enclosure
- Battery
- Battery Warmer
- Many more features are listed in the Heavy Duty Maximum Performance Package (HDMPP) – see the details below.

EXECUTIVE SUMMARY – Suitable for use in your PO

\$ 38,136 Contract Item #GEN893S, 150kW, SG Generator: 120/208V, 3 phase,
SG Industrial Gaseous Series, Steel, 6.8L engine, Natural Gas, Generac Model SG0150GSH1

\$ 6,340 Contract Item #GEN764S, 800 Amp Automatic Transfer Switch: 120/208V, three phase, 3-pole,
GTS Series, Generac Model # GTS080N-3G2LDNCNF1.

Includes -- NEMA-3R enclosure for indoor or outdoor mounting.

Non-Contract Adder to Upgrade to a Service Entrance Rated (PSTS) Power Series Transfer Switch

\$ 3,266 Item - 800 Amp Automatic Transfer Switch: 120/208V, three phase, (PSTS) Power Series
Transfer Switch, Service Entrance Rated, NEMA-3R (*see details below*)

\$ **9,606** Sub-total Cost of PSTS, Service Entrance Rated Transfer Switch

\$ 47,742 Sub-total Cost of Generator and Automatic Transfer Switch

Recommended Options:

GenLink Software System - for Notification, Remote Control, and Remote Troubleshooting from any PC (see description below).

\$ 449 Contract Item #GEN9062CS, GenLink II DCP Software Kit #0E9062CSRVF1.
Includes laptop connection Cable, Software and Instructions.

\$ 1,179 Contract, Item #GEN1004S, Extended Limited Warranty: 5-year Comprehensive
Replaces the included 2-year Basic Warranty.

Note: *Warranty Activation Requires Generator Installation & Startup within one year of Shipment*

\$ 49,370 TOTAL Cost for Generator, Transfer Switch and Recommended Options

Prices shown are valid for 30 days please contact us to reconfirm pricing after 30 days.

Pricing includes freight to your facility meeting the "Shipping Address Requirements" section below.

Please Note: Unloading, rigging, storage, and installation are not included.

Installation of Options and Additional Services: may be done by the Startup company at additional charge, or by the owner's contractor. (Please note that Better Power, Inc. is an Electrical Wholesale Distributer and does not do installations nor perform maintenance or repairs on the generators, switches or accessories we sell.)

National Code: The generators and transfer switches we supply meet national code requirements. If you have additional state or local code requirements, be sure to check with us for extra charges to meet those requirements.

Electrical Inspector: Please consult your Electrical Inspector regarding electrical questions, since we at BPI are not electricians.

Contract and Non-Contract items will be invoiced separately.

Management Overview is at the end of this letter.

Additional information is available on our website that is set up for the Contract, www.BetterPower.us

CONTRACT REFERENCE:

View the NYS OGS generator price list for this Multi-State Contract at this link:

http://www.ogs.state.ny.us/purchase/spg/pdfdocs/3823219745PL_BetterPower.pdf

This is the path to our price listing from the awards main menu on the OGS website.

1. Click on: <http://ogs.state.ny.us/purchase/spg/awards/3823219745CAN.HTM>
2. Then click on "Pricing Information"
3. Then click on "Better Power".
4. The formal name of the Multi-State Contract is: NASPO/NY Multi-State HIRE (Hazardous Incident Response Equipment) **Contract #PC62003** (Group 38232, Award 19745). For your reference, above is the Multi-State Contract link that is maintained by New York State as NASPO's Lead State for the Contract:
5. **NYS Vendor #1000008177** Small Business Certification #P0317675 **REGISTRATION #1022551** - Better Power, Inc., a NY State "C" corporation. Company Cage Code: 06QX8 DUNS number: 19-598-5916 SIC Code 3621 **NAICS Codes: 423610, 335312, 423120, 221119, 335122, 237130 - Power Generator Manufacturing**, Electrical Apparatus and Equipment, Wiring Supplies, and Related Equipment Merchant Wholesalers

"Benefits of Using State Contracts" from the Office of the State Comptroller:

<http://www.osc.state.ny.us/localgov/costsavings/statecontracts.pdf>

LEAD TIME

We will give you the factory's estimated ship date after they process your order. Factory lead times are very approximate; often it ships sooner, but sometimes there are delays. Shipment dates cannot be specified and are not guaranteed, but the factory will ship each item as soon as it is ready. We will ask the trucker to call you 24 hours ahead of delivery. Storage is not included, so please be flexible in receiving the shipment.

STEP BY STEP PURCHASING GUIDE for Multi-State Contract customers

1. Send us a PO. If you do not use POs, send us a Letter Of Commitment.
2. Please - **Call us by phone if you do not hear from us within 24 hours** of faxing or emailing us a PO to make sure we have received it. (PO's sent electronically and not reaching the intended destination, can cause lengthy delays.)
3. Frequently the items requested will ship at different times. If so, we will need to invoice you at the time of receipt of each item. Please indicate whether you will accept **multiple invoices** on (one) Purchase Order, or whether you will issue **multiple POs**, one for each major item.
4. Copy the above list of equipment and services, or refer to it in your PO or Letter to confirm what you are buying or not.
5. Reference Multi-State HIRE **Contract #PC62003**, if you are buying on Contract.
6. **NYS Vendor # 1000008177 (Statewide Financial System - SFS)**
7. Please be sure to note on your PO: "This is a non-cancelable order, and a non-returnable final sale". Rely on the factory's Limited Warranty in the case of any problems.
8. Because we are a small business, we would appreciate if you would **assure funds are sequestered, encumbered or otherwise set aside** so they cannot be diverted by other agencies.
9. If Federal grant monies **ARE NOT** used for this purchase, please note on your PO "No Federal funds used."
10. If Federal grant monies **ARE** used, we are required to find out how much of EACH LINE ITEM is funded by Federal grant monies, and which grant monies are used, such as **Homeland Security Grant Funding** through the State Homeland Security Program (SHSP) or Law Enforcement Terrorism Prevention Program (LETPP). Please check with your funding source for this information, and note it on your PO. If you do not specify, then we will report the line items as "No Federal funds used."

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one:)

of Henrietta _____

Local Law No. 1 of the year 2014

A local law to amend the Town Code, Chapter 109, "Ethics"
(Insert Title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

County City Town Village
(Select one:)

of Henrietta _____ as follows:

SEE ATTACHED.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2014 of the (County)(City)(Town)(Village) of Henrietta was duly passed by the Town Board on June 18, 2014, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph ¹_____ above.

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: _____

CODE OF ETHICS

Purpose and intent.

The Town Board of the Town of Henrietta recognizes that there are state statutory provisions mandating towns to establish rules and standards of ethical conduct for public officers and employees which can enhance public confidence in local government. Therefore, every effort will be made to assure the highest caliber of public administration of this Town as part of our state's important system of local government. It is the purpose of this article to implement this objective through the establishment of standards of conduct, to provide for punishment of violation of such standards and to create a Board of Ethics to render advisory opinions to the Town's officers and employees, as provided herein.

Effects on other laws.

The standards, prohibited acts and procedures established herein are in addition to any prohibited acts, conflicts of interest provisions or procedures prescribed by statute of the State of New York and also in addition to common-law rules and judicial decisions relating to the conduct of Town officers to the extent that the same are more severe in their application than this article.

Definitions.

As used in this article, the following words shall have the meanings indicated:

TOWN

Any board, commission, district, council or other agency, department or unit of the government of the Town of Henrietta.

TOWN OFFICER OR EMPLOYEE

Any officer or employee of the Town of Henrietta, whether paid or unpaid, whether serving in a full-time, part-time, seasonal, temporary or advisory capacity.

Conflicts of interest.

No Town officer or employee shall have any interest, financial or otherwise, direct or indirect, or engage in any business or transaction or professional activity or incur any obligation of any nature which is in substantial conflict with the proper discharge of his/her duties in the public interest.

Standards of conduct.

- A. No Town officer or employee shall accept other employment which will impair his/her independence of judgment in the exercise of his/her official duties.
- B. No Town officer or employee shall accept employment or engage in any business or professional activity which will require him/her to disclose confidential information which he/she has gained by reason of his/her official position or authority.
- C. No Town officer or employee shall use or attempt to use his/her official position to secure unwarranted privileges or exemptions for himself/herself or others.
- D. No Town officer or employee shall engage in any transaction as representative or agent of the Town with any business entity in which he/she has a direct or indirect financial interest that might reasonably tend to conflict with the proper discharge of his/her official duties.
- E. A Town officer or employee shall not by his/her conduct give reasonable basis for the impression that any person can improperly influence him/her or unduly enjoy his/her favor in the performance of his/her official duties, or that he/she is affected by the kinship, rank, position or influence of any party or person.
- F. Each Town officer or employee shall abstain from making personal investments in enterprises which he/she has reason to believe may be directly involved in decisions to be made by him/her or which will otherwise create substantial conflict between his/her duty in the public interest and his/her private interest.
- G. Each Town officer or employee shall endeavor to pursue a course of conduct which will not raise suspicion among the public that he/she is likely to be engaged in acts that are in violation of his/her trust.
- H. No Town officer or employee employed on a full-time basis, nor any firm or association of which such officer or employee is a member, nor any corporation a substantial portion of the stock of which is owned or controlled, directly or indirectly, by such officer or employee, shall sell goods or services to any person, firm, corporation or association which is licensed or whose rates are fixed by the Town in which such officer or employee serves or is employed.
- I. Each Town officer or employee shall, to the extent that he/she is cognizant thereof, disclose any interest he/she may have in legislation before the Town Board.
- J. No Town officer or employee, within two years after the termination of his service or employment with the Town, shall accept employment which will involve contracts with the Town which can work to his special advantage by virtue of his prior contact and relationship with the Town.
- K. No officer or employee shall, directly or indirectly, solicit any gift or accept or receive any gift having more than a nominal value, whether in the form of money, services, loan, travel, entertainment, hospitality, thing or promise or in any other form, from any person, firm, corporation or other entity that has a direct or indirect interest in any contract for the provision of goods or services to the Town of Henrietta or any agency thereof. The term "gift", shall be defined pursuant to New York Legislative Law §1-C(j) as amended from time.
- L. No Town officer or employee shall violate any Town or departmental policy governing conduct by officers or employees, which policies have been established and promulgated by the Town Board.

Penalties for offenses.

In addition to any penalty contained in any other provision of law, any such Town officer or employee who shall knowingly and intentionally violate any of the provisions of this article may be fined, suspended or removed from office or employment in the manner provided by law.

Board of Ethics.

- A. There is hereby established a Board of Ethics consisting of five members, to be appointed by the Town Board, who shall all reside in the County of Monroe and serve without compensation and at the pleasure of the Town Board of the Town of Henrietta. A majority of such members shall be persons other than Town officers or employees but shall include at least one member who is an elected or appointed Town officer or employee of the Town of Henrietta.
- B. The Board of Ethics established hereunder shall render advisory opinions to Town officers or employees on written request and upon request of the Town Board make recommendations to such Town Board as to any amendments of this article. The opinions of the Board of Ethics shall be advisory and confidential, and in no event shall the identity of the Town officer or employee be disclosed except to authorized persons and agencies. Such opinions shall be on the advice of counsel employed by the Board of Ethics, or, if none, of the Town Attorney.
- C. Such Board of Ethics upon its formation shall promulgate its own rules and regulations as to its form and procedures and shall maintain appropriate records of its opinions and proceedings.

Copies to be distributed.

Upon the adoption of this article, the Town Supervisor shall cause a copy thereof to be distributed to every Town officer or employee of this Town. Failure to distribute any such copy or failure of any Town officer or employee to receive such copy shall have no effect on the duty of compliance with this code, nor the enforcement of provisions hereof. The Town Supervisor shall further cause a copy of this article to be kept posted conspicuously in each public building under the jurisdiction of the Town. Failure to so post this article shall have no effect on the duty of compliance herewith, nor the enforcement of provisions hereof.

Copy to be filed with state.

Within 30 days of the adoption of this article, the Town Clerk shall file a copy thereof in the office of the State Comptroller.

Appropriations and expenditures.

The Town Board may appropriate moneys from the general Town funds for the maintenance of and for personnel services to the Board of Ethics established hereunder, but such Board of Ethics may not commit the expenditure of Town moneys except within the appropriations provided herein.

Disclosure of interest in legislation and other matters.

- A. Whenever a matter requiring the exercise of discretion comes before a Town of Henrietta officer or employee, either individually or as a member of a board, and disposition of the matter could result in a direct or indirect financial or material benefit to himself or herself, a relative, or any private organization in which he or she is deemed to have an interest, the officer or employee shall disclose in writing the nature of the interest.
- B. The disclosure shall be made when the matter requiring disclosure first comes before the Town, or when the Town officer or employee first acquires knowledge of the interest requiring disclosure, whichever is earlier.
- C. In the case of a person serving in an elective office, the disclosure shall be filed with the Town Board through the Town Clerk. In all other cases, the disclosure shall be filed with the person's supervisor or, if the person does not have a supervisor, the disclosure shall be filed with the municipal officer, employee or board having the power to appoint to the person's position. In addition, in the case of a person serving on a municipal board, a copy of the disclosure shall be filed with the board. Any disclosure made to a board shall be made publicly at a meeting of the board and must be included in the minutes of the meeting.

Recusal and abstention.

- A. No Town officer or employee may participate in any decision or take any official action with respect to any matter requiring the exercise of discretion, including discussing the matter and voting on it, when he or she knows or has reason to know that the action could confer a direct or indirect financial or material benefit on himself or herself, a relative, or any private organization in which he or she is deemed to have an interest.
- B. In the event that this section prohibits a Town officer or employee from exercising or performing a power or duty:
 - (1) If the power or duty is vested in a Town officer or employee as a member of a board, then the power or duty shall be exercised or performed by the other members of the board; or
 - (2) If the power or duty is vested in a Town officer or employee individually, then the power or duty shall be exercised or performed by his or her deputy or, if the officer or employee does not have a deputy, the power or duty shall be performed by another person to whom the officer may lawfully delegate the function.
 - (3) If the power or duty is vested in a Town officer or employee, he or she must refer the matter to his or her immediate supervisor, and the immediate supervisor shall designate another person to exercise or perform the power or duty.

Prohibition inapplicable; disclosure, recusal and abstention not required.

- A. This Town code's prohibition on use of a Town position, disclosure requirements, and requirements relating to recusal and abstention shall not apply with respect to the following matters:
- (1) Adoption of the municipality's annual budget;
 - (2) Any matter requiring the exercise of discretion that directly affects any of the following groups of people or a lawful class of such groups:
 - (a) All Town officers or employees;
 - (b) All residents or taxpayers of the Town or an area of the Town; or
 - (c) The general public; or
 - (3) Any matter that does not require the exercise of discretion.
- B. Recusal and abstention shall not be required with respect to any matter:
- (1) Which comes before a board when a majority of the board's total membership would otherwise be prohibited from acting by this code.
 - (2) Which comes before a Town officer or employee when the officer would be prohibited from acting by this code and the matter cannot be lawfully delegated to another person.

Powers and duties of Board of Ethics.

The Board of Ethics shall have the following powers and duties:

- A. To advise and assist any local official in establishing rules and regulations relating to possible conflicts between private interests and official duties of present or former elected officials, local party officials and local officers and employees.
- B. To prepare an annual report to the Supervisor and the Town Board summarizing the activities of the Board of Ethics and recommending changes in the laws governing the conduct of local elected officials and officers and employees of the Town covered by this article.

Advisory opinions.

Upon written request from any person who is subject to the jurisdiction of the Board of Ethics, the Board of Ethics shall render advisory opinions on the requirements of said provisions. An opinion rendered by the Board of Ethics, until and unless amended or revoked, shall be binding on the Board of Ethics in any subsequent proceeding concerning the person who requested the opinion and who acted in good faith, unless material facts were omitted or misstated by the person in the request for an opinion. Such opinion may also be relied upon by such person, and may be introduced and shall be a defense, in any criminal or civil action. Such requests shall be confidential, but the Board of Ethics may publish such opinions, provided that the name of the requesting person and other identifying details shall not be included in the publication.

Additional powers and duties of Board of Ethics.

In addition to any other powers and duties specified by this article, the Board of Ethics shall have the power and duty to:

- A. Administer and enforce all the provisions of this article.
- B. Conduct any investigation necessary to carry out the provisions of this article. Pursuant to this power and duty, the Board may administer oaths or affirmations, subpoena witnesses, compel their attendance and require the production of any books or records which it may deem relevant or material.

Compensation of Board of Ethics.

Members of the Board of Ethics shall not receive compensation but shall be reimbursed for reasonable expenses incurred in the performance of their official duties.

Staff of Board of Ethics.

The Board of Ethics shall be empowered to request a support staff and assistance from the Town Board or Supervisor in furtherance of its duties and responsibilities.

Copies to be distributed.

Upon the adoption of this article, the Town Supervisor shall cause a copy thereof to be distributed to every Town officer or employee of this Town. Failure to distribute such copy or failure of any Town officer or employee to receive a copy shall have no effect on the duty of compliance with this article, nor the enforcement of the provisions hereof. The Town Supervisor shall further cause a copy of this article to be kept posted conspicuously in each public building under the jurisdiction of the Town. Failure to so post this article shall have no effect on the duty of compliance herewith, nor of enforcement of provisions hereof.

Appropriation of funds.

The Town Board may appropriate moneys from the general Town funds for the maintenance of and for personal services to the Board of Ethics established hereunder, but such Board of Ethics may not commit expenditures of Town moneys except within the appropriations provided herein.

Severability.

If any clause, sentence, paragraph, section, article or part of this chapter shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, section, article or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Effective date.

This policy shall take effect immediately.

TOWN OF HENRIETTA

INTER-OFFICE MEMORANDUM

To: Supervisor Moore and Town Board

From: Jason Kulik, Director of Recreation and Youth Bureau

Date: **6/18/14**

Subject: Summer 2014 New Hires

The Following are **new hires** for the Recreation Department and Youth bureau for the summer of 2014. Effective date for the **swim staff** will be the payroll beginning **June 15, 2014**. Effective date for the remaining new hires will be the payroll period beginning **June 29, 2014**.

<u>Name</u>	<u>Address</u>	<u>Town/Zip</u>	<u>Dept.</u>	<u>Code</u>	<u>Rate</u>
Ahearn, Christopher	354 Chelsea Meadows Drive	W. Hen. 14586	PG	7631	\$8.00
Audino, Katherine	50 Parkerhouse Road	Roch. 14623	PS	7521	\$8.00
Bachmann, Cece	88 Parkmeadow Drive	Pitts. 14534	PS	7521	\$8.00
Bates, Erin	89 Campus Drive	Roch. 14623	PS	7521	\$8.00
Bemis, Tiffany	37 River Meadow Drive	Roch. 14623	PS	7521	\$10.00
Bischoping, Shari	53 Guildhall Road	Roch. 14623	Drama	7744	\$8.00
Brewster, Amber	65 Cape Henry Trail	W. Hen. 14586	PS/PG	7521/7631	\$8.50
Bufano, Staci	156 Red Lion Road	Hen. 14467	Swim	7212	\$11.00
Buis, Katie	17 Masthead Way	Roch. 14623	PS	7521	\$8.00
Connell, Kylie	25 Delia Trail	Rush 14543	PG	7631	\$8.00
Contrino, Cosmo	639 Paul Road	Roch. 14624	Bus Driver	7631	\$13.00
Culp, Taran	252 Wildbriar Road	Roch. 14623	PG	7631	\$8.00
Donsky, Leanna	181 Woodleaf	Pitts. 14534	PG	7631	\$8.00
Hoffman, Alexis	5360 Servis Road	Geneseo, 14454	S.T.A.R.	7632	\$8.50
Hovey, Geoffrey	38 Garden Parkway	Henrietta 14467	PG	7631	\$8.00
McCarthy, John	2 Nelson Parkway	Rush 14543	Drama	7744	\$8.00
McCormick, Kevin	106 Campus Drive	Roch. 14623	PG	7631	\$8.00
McDaniel, Sydney	8190 W. Henrietta Road	Rush 14543	Swim	7212	\$8.50
Miller, Sean	26 Norbrook Road	Fpt. 14450	S.T.A.R.	7632	\$8.50
Muoio, Albert	114 Green Clover Drive	Hen, 14467	PG	7631	\$8.00
Paddock, Tina	25 Green Clover Drive	Hen. 14467	PS	7521	\$8.50
Relyea, Desirae	18A Myrtlewood Drive	Hen. 14467	Zoom	7310	\$8.00
Reeves, Austin	199 Castle Road	Roch. 14623	PG	7631	\$8.00
Root, Havynn	12 Rampart Street	Roch. 14623	PG	7631	\$8.00
Schickling, Jay	440F Browncroft Blvd.	Roch. 14609	Shine	7632	\$8.50
Seifert, Anthony	260 Youngs Avenue	Roch. 14606	Zoom	7310	\$8.50
Throne, Sarah	72 Shady Creek Road	Roch. 14623	LTP/PG	7522/7631	\$8.00
Underwood, Carter	33 Branchbrook Drive	Roch. 14467	PG	7631	\$8.00

Codes:

PS Preschool
 PG Playground