



TB June 2, 2010

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 2<sup>nd</sup> DAY OF JUNE, 2010 AT 7:00 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**

Welcome, everyone. Before we start the regular Agenda, we have our annual presentation of Henrietta Heritage Awards. At this time, I'd call upon our Town Historian, Helen Elam. And, as she makes her way up to the microphone, I just want to mention that the Town Board appreciates the work of her Committee, and also, on behalf of the Town Board, we've given Helen certificates for all of tonight's honorees that Helen will present as she goes through the program. Helen?

*(Helen Elam conducted the 2010 Henrietta Historic Site Committee Henrietta Heritage Awards, which were presented to: Ms. Vivian Quinlan Heffernan; Ms. Charlene Freundlich; Mr. John Virgilio; Mr. John Funt; and Ms. Alicia Reinhardt)*

**SUPERVISOR YUDELSON**

Thank you, very much, Helen. We're going to take just a one (1) minute in place recess to allow those who would like to adjourn to the outside to do so, and we will join you after our Town Board meeting.

*(Brief Intermission)*

**SUPERVISOR YUDELSON**

Thank you, very much. We'll resume our Board meeting now, and before getting to the Minutes, is there anybody who would like to speak on any of the items that are on the Agenda for tonight's meeting, Agenda items at this point? *(Pause, no response)* If not, can I have the approval of the Minutes?

COUNCILWOMAN McCABE

Mr. Supervisor, I move we approve the Minutes of May 19, 2010.

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.

RESOLUTION #12-112/2010

On Motion of  
Councilwoman McCabe

Seconded by  
Councilman Moore

BE IT RESOLVED, that the Supervisor or his designee be authorized to pay the following bills payable:

EXHIBIT A	Bills Payable dated 6/2/2010	\$ 218,473.18
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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 #12-113/2010

On Motion of  
Councilman Moore

Seconded by  
Councilman Mulligan

WHEREAS, BRW of Greece, LLC, the Developer of the Preserve Subdivision, Section 8 (located on York Bay Trail) has submitted an Engineer's Estimate for construction of all site improvements for said subdivision section, and

WHEREAS, the Director of Engineering and Planning has reviewed the estimate prepared by LaDieu Associates, P.C., and has found it acceptable in amount and form, and

WHEREAS, the Town Board wishes to ensure proper and complete installation of all site improvements required by the Town.

THEREFORE, BE IT RESOLVED, that the Developer, BRW of Greece, LLC, submit a Letter of Credit in favor of the Town in the amount of \$661,044.00.

BE IT FURTHER RESOLVED, that the Letter of Credit be in a form acceptable to the Town Attorney.

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 #12-114/2010

On Motion of  
Councilwoman McCabe

Seconded by  
Councilwoman Zinck

WHEREAS, Jaynes Riverview, LLC, the Developer of Graywood Meadows Subdivision, Section 1 (located on the north side of Farrell Road Extension and on the west side of East River Road) has submitted an Engineer's Estimate for construction of all site improvements for said subdivision section, and

WHEREAS, the Director of Engineering and Planning has reviewed the estimate prepared by BME Associates, and has found it acceptable in amount and form, and

WHEREAS, the Town Board wishes to ensure proper and complete installation of all site improvements required by the Town.

THEREFORE, BE IT RESOLVED, that the Developer, Jaynes Riverview, LLC,

submit a Letter of Credit in favor of the Town in the amount of \$2,207,968.00.

BE IT FURTHER RESOLVED, that the Letter of Credit be in a form acceptable to the Town Attorney.

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 #12-115/2010

On Motion of  
Councilman Mulligan

Seconded by  
Councilwoman McCabe

WHEREAS, the Owner, 720 Jefferson Road, LLC, has constructed a new development known as Market Square located at 700 Jefferson Road, and

WHEREAS, during the site plan review process it was determined that portions of the existing watermain are not needed by the Town of Henrietta and needs to be abandoned, and

WHEREAS, portions of the existing Town watermain easement recorded in Liber 9411 of Deeds, Page 238, on the property being identified as Tax Identification No. 162.05-1-3.111, is no longer needed by the Town, and

WHEREAS, the Town Attorney and the Director of Engineering and Planning have reviewed the attached Abandonment of Easement and recommended that the Town of Henrietta consent to and execute said Abandonment.

THEREFORE, BE IT RESOLVED, that the Supervisor, on behalf of the Town of Henrietta, be hereby authorized to execute the attached Abandonment of Easement, which shall be filed in the Monroe County Clerk's Office.

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





TB June 2, 2010

Amy Lang

Engineering, Clerk II Provisional, to Clerk II Permanent, Same rate of pay, effective 6/2/2010. (completed six months)

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		

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? Mr. Nelson? Come on up, and if you don't mind giving your full name and address for the Record, and go ahead.

*(Bruce Nelson, 120 Cobblestone Road, spoke in reference to the issue of discarded electronic equipment and the possibility of new legislation to prohibit improper disposal of them – Audio File available upon request.)*

SUPERVISOR YUDELSON

Is there anybody else who would like to speak? *(Pause, no response)* If not, is there a motion to adjourn?

The Regular Meeting of the Henrietta Town Board was moved for adjournment by Councilwoman McCabe, seconded by Councilwoman Zinck at 7:34 P.M. and was adjourned without objection.

Respectfully submitted,

Leann C. Case  
Deputy Town Clerk