

**HENRIETTA TOWN BOARD  
AGENDA  
SEPTEMBER 17, 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):  
September 3, 2014  
On Motion of: Councilwoman Zinck    Seconded by: Councilman Page
6. Miscellaneous Communications
7. Public Hearings:
  - Proposed Rezoning of Land Located at 3860 East River Road from Residential R-1-15 to Industrial and Proposed Special Use Permit
  - Proposed Local Law No. 2 of 2014: A Local Law Establishing a Taxpayer Assistance Program
8. Introduction of and Action Upon Local Laws, Ordinances, Resolutions
9. Reports of Standing Committees and Actions Thereon
10. Reports of Special Committees
11. Public Comment
12. Adjournment

RESOLUTION #17-206/2014  
Authorize Accounts Payable

RESOLUTION #17-207/2014  
Call for Public Hearing – Proposed Local Law No. 3 of 2014: A Local Law Establishing a Rental Registry

RESOLUTION #17-208/2014  
Authorize Supervisor to Sign Out-of-District Sewer Use Contract – 4161 West Henrietta Road

RESOLUTION #17-209/2014  
Consider Calling for Public Hearing – No Parking on Blueberry Crescent

RESOLUTION #17-210/2014

Declare Items Surplus Materials – Library / Commissioner of Public Works

RESOLUTION #17-211/2014

Acknowledge Donation – Henrietta Dog Park Supplies

RESOLUTION #17-212/2014

Acknowledge Donation – Recreation Youth Programs

RESOLUTION #17-213/2014

Authorize Budget Transfers

RESOLUTION #17-214/2014

Adopt Proposed Local Law No. 2 of 2014 – A Local Law Establishing a Taxpayer Assistance Program

RESOLUTION #17-215/2014

Authorize Issuance of "Taxpayer Assistance" Checks

RESOLUTION #17-216/2014

Call for Public Hearing – Fiscal Year 2015 Preliminary Budget

RESOLUTION #17-217/2014

Appoint Conservation Board Member

RESOLUTION #17-218/2014

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 17<sup>th</sup> DAY OF SEPTEMBER, 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  
Rebecca B. Wiesner, Town Clerk / Receiver of Taxes

*(SILENT PRAYER)*

*(PLEDGE OF ALLEGIANCE TO THE FLAG)*

SUPERVISOR MOORE

Is there anybody in the audience that would like to speak on an agenda item? If they would please come forward. Could I have the approval of the minutes for the September 3, 2014 meeting?

COUNCILWOMAN ZINK

Mr. Supervisor I'd like to move approval of the Minutes of the September 3, 2014 Meeting.

COUNCILMAN PAGE

Second.

SUPERVISOR MOORE

Would you 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

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Application No. 2014-044

3860 East River Road, Campus Crest Development (The Grove at Rochester), to construct 225 suite style unit apartment buildings for R.I.T. students, in a Residential R-1-15 Zoned District, Tax Account No. 174.02-1-20, or as more particularly described in plans on file in the Town Clerk's Office.

SUPERVISOR MOORE

We have two Public Hearings tonight. The first Public Hearing is a proposed rezoning of land located at 3860 East River Road from Residential R-1-15 to Industrial and a proposed Special Use Permit. Would the applicant please come to the microphone and explain who you are, what you want to do, and why you want to do it.

JOHN CARUSO, PASSERO ASSOCIATES

Oh you don't want all of those answers. Hi, I'm John Caruso from Passero Associates and with me tonight is Alex Eyssen from Campus Crest, Jess Sudol from my office and Herm Tomer also from Campus Crest. We're here to request the Town Board to consider rezoning a seventy-three (73) acre parcel of land for the use of some student housing. This parcel has been proposed for development before, and there was some input from the community and from this Board, that we decided to remove the Application and go back and see if we could redo this, and so tonight I'm going to give you an abbreviated version of what the proposal is. We have had numerous neighborhood meetings, some better attended than others, and so we continue to have them until we could get as many people as we could to them. But our story is the same, it's still the same product, it's still the same project, it's just we've made some design changes that we want to share with you quickly and then we'll open it up to public comment. Is that okay?

SUPERVISOR MOORE

Please.

JOHN CARUSO, PASSERO ASSOCIATES

All right. So it's still a two hundred and twenty four (224) unit project, can I go over there and talk?

SUPERVISOR MOORE

Yes.

JOHN CARUSO, PASSERO ASSOCIATES

It's still a two hundred and twenty four (224) unit project except one of the things that we heard from the community before is that they did not like this project accessing out on to East River Road, and so the project has, it took us over a year, but we've acquired property to relocate the driveway out to Bailey Road. The next thing that we wanted to do was to locate the project further away from East River Road and so we did that by moving the project two thousand feet (2,000') into the center of the site.

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It's a seventy-three (73) acre parcel and so we are going to be using twenty (20) acres in the middle of the site to construct our project and the thing that the horizontal separation that we do from moving it off of East River Road also gives us a vertical elevation difference of about forty to fifty feet (40'-50'). And so with our buildings being forty feet (40;) tall and the ground elevation changing into the site getting lower by forty to fifty feet (40'-50'), there'll be spots on East River Road where you will not be able to see our project because it will be covered by the hill. And I think that one of the biggest design changes we made in addition to relocating the project access is also moving it into the site and taking advantage of that grade change. Another thing that we wanted to do through our application process was account for the balance of the use of the seventy-three (73) acres. If we're going to use twenty (20) to do our project then the balance of about forty to fifty (40-50) acres, you know, what is going to happen to that? And we didn't have that answer the last time. This time what we did is we accounted for it's use to the extent practical by code for Industrial. And then we generated traffic and drainage and all the types of impacts associated with an Industrial use and we put that into our documents, checked it for drainage, traffic analysis, and so on. And so really our materials became more thoroughly vetted. And then lastly to talk about what we did in our application is we continued to make sure that the operation of Campus Crest project is as what we said it would be and that is that there's a resident monitor in each building, and that there is two (2) on-site property managers, along with a litany of all other lease requirements and operations of gated community secured access, quiet time and all of those behavioral modifications that we promised that would come with this project. And so, that's the short version of our presentation. We will be happy to answer questions, if they come up or from the Board.

#### SUPERVISOR MOORE

The first, thank you John. The first question I would have is, we've had a lot of issue here in Henrietta, especially in our neighborhoods, of student behavior by RIT students, where they don't mix real well with our residents and the residents are very concerned about it. Could you explain how you're going to be able to monitor student behavior, so that it will be a better place for them to live and a better place for Henrietta residents to have them housed?

#### ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Good evening, my name is Alex Eyssen, Vice President of Development of Campus Crest. I know at least four (4) of us have met previously, I was here last year on this process. maintaining and operating the student housing, property is a full time job and with over fifty-thousand (50,000) residents, majority of which are students living in our property, we're the second largest in North America now, it is an on-going, on-going daily issue. So what we have found is through ten (10) years of experience, you have to keep changing things, ratcheting things up. At the end of the day you can't take a property of this size and this scope and let it turn into the party place, or the dangerous place, because guess what? No one wants to live there, the property goes down, it becomes a horrible investment. So, one, we have a lot of people and investors and

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partners who want to make sure we're not that place. I was just speaking with the University and I think there's a representative here that will talk about that. We want to have, although we have no agreements with the University, for the Record, we want, if we are approved, to have an open dialogue with the University and any other interested parties because we have properties where if you have something spring up, you have to jump on and you have to address it, and that's all we do. I don't, like I said earlier in a neighborhood meeting, we don't build malls on the weekends, I don't build strip centers, just student housing. That's where the majority, we have I guess almost a thousand (1,000) employees; the majority of them are at the property level. So when you have rules, you have regulations, you have open dialogue with law enforcement, with the University, you address hotspots. And student housing is all about addressing hotspots. And if you don't, you have a big fire and unfortunately there's situations where there are big fires and from where there's other group, other buildings and so you just have to continue to work on that. So that's what we do and you know, we are intimately familiar with the concerns that were raised a year even a year ago. And even before we came public, we were actually watching this. So, I'm aware of things that have happened in neighboring properties, I'm aware of what goes on in neighborhoods, and we want to be a solution then. And I've said it earlier, I hope by having a purpose built student housing property here, we actually draw some of those student residents out of some of the areas that really aren't built or designed for them. Residence neighborhoods that were single family that need to probably stay single family, and not become essentially a student housing neighborhood complex. So we think we can be a partial solution, maybe not the entire solution, I think it's a bigger macro issue that we probably all need to keep elaborating on but now hopefully we can, we're very aware of the Town, the neighbors, and the University's on-going concern for their students which we share in that, so that's just, that's what we do.

SUPERVISOR MOORE

And I've had some questions about a marketing study that you did that felt that you would have the students to be able to fill this facility. It's been questioned through some RIT representatives that you weren't willing to share that information with them and would you share that information with us as to what you found in your marketing study?

ALEX EYSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

I will. That was mentioned to me earlier that, that we had declined their request, and maybe that was last year. It, there hasn't been a request to me since then, but I'll talk with the University about that. I will say that that's our secret sauce. If I release it to an institution whether it be this group or the University, it's subject to any Freedom of Information Request and all the competitors that I know that are currently looking for land here, everyone who is in the student housing business is circling this area and that's because there is a strong demand. Not all of them will get here, but when we look at enrollment, we look at on-campus beds, we look at off-campus beds, we look at available, we look at the rents, a lot goes into underwriting a project of this size. And

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it's not just what I say, it goes to other people in the company and then it goes to our joint venture partners, it goes to lenders, it goes to third (3<sup>rd</sup>) parties who scrutinize it, so overall, without giving you my recipe, we feel very comfortable about making a significant investment here, that this number of beds we're proposing will be easily absorbed. Even if the University enrollment stays flat, even if the University enrollment dips a few points, it doesn't move the needle, what we believe to be our occupancy. We underwrite very conservatively, and we feel very strong about it. Even in a lot of the concessions we've made that really add a significant financial impact to the project when you talk about building a road that size, pulling utilities further in, those sort of things, we still feel very strong about it. So, it's a question I get a lot. I don't give out the recipe, but you also don't get to be the second (2<sup>nd</sup>) largest in North America by missing on markets. And, knock on wood, we think we've been pretty successful in that and so we'll continue to watch it. And even after we're up and running, we have to continue to watch what the market's doing and what incentives we have to do. Somebody asks what happens if the sky falls and nobody wants to live there. Well, it's such a big property I have to make people want to live there. I have to do whatever it takes, spend the amount of money and make it such that people, I can't just walk away from it.

SUPERVISOR MOORE

It's also been brought to my attention by an RIT official that you've had some difficulties in Maine and Louisville and could you expound upon that because...

ALEX EYSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT  
Sure.

SUPERVISOR MOORE

...they don't feel that you'll have the ability to be able to manage your facilities properly.

ALEX EYSEN, CAMPUS CREST

Sure, the, a couple of these, yeah those are, those are examples that are hot in the press right now, both of which I'm personally involved in, so. Louisville, University of Louisville we actually have an affiliation agreement with the University and like many, many student housing properties this year, we failed to open all of our buildings on time. And we had residents that were displaced and living in hotel rooms. It's, you know, if you can read today's newspaper and see an article about another University that had their own on-campus housing delays.

SUPERVISOR MOORE

We have a problem right here in Rochester...

ALEX EYSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT  
Yeah.

SUPERVISOR MOORE

...at the University of Rochester.

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ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Yeah, so...

SUPERVISOR MOORE

We're well aware of that.

ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

We had that happen in a couple of our properties this year. It's a macro issue. When you have multi-families exploding past couple of years, you can't find skilled labor and then you compound it with weather and we were one of a dozen properties that I just track that had problems. So that was Louisville. Orono is an on-going property we have where we have on-going situation with non-residents, and some residents, who choose to come to our place and, and have events. You can look at news articles, they flash mobbed us, I mean it's like when you see a mall and people just show up at a certain time. We've been the victims of that, so we have to continually work with some private security, the University, the township, and it's, I was on a conference call today about it. So it's, these are very real situations, so when someone says Louisville or Orono, it, I can give you an email string of everybody from the CEO down that is actively monitoring, because it's, even though we have over eighty (80) properties, you still don't want to have two (2) or three (3) or four (4) or five (5) that get brought up at public hearings and you know so we have to, we have to work on those. And so both of those are getting a lot attention and we just learn from those and we adapt. I mean...

SUPERVISOR MOORE

You're total investment in this project in our community?

ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Well, it, I'm going to say conservatively between twenty-five to thirty million dollars (\$25,000,000.00-\$30,000,000.00). I think at the end of the day it will probably be...

SUPERVISOR MOORE

Be careful, the Assessor's in the room.

ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

I know.

SUPERVISOR MOORE

Ok.

ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Well and, and I'd be careful because I don't have any current performant in front of me, that's a whole other group that that runs that, but it's, it's a sizable, sizeable investment. We haven't asked for any tax incentives or tiffs or anything.

SUPERVISOR MOORE

Are you looking for any kind of tax abatement like most places like this do?

ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT  
We are not.

SUPERVISOR MOORE

Okay, thank you. Is there anybody from the Board that has a question?

COUNCILWOMAN ZINCK

Yeah, I have another question for you. I know one of the concerns along with the traffic on East River Road, before the change in the plan, was the safety of students living in your facility and walking down East River Road to get to school. Now are there sidewalks all the way that will get them to RIT?

ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Well I, our, the road we have planned to go to Bailey is our private drive. So, you know, we feel comfortable with the amount of traffic there and then once we get out, I'd have to ask Jess on the actual traffic flow and on John Street and the sidewalks. We're not proposing any off site....

COUNCILWOMAN ZINCK

I know these sidewalks fall on John.

ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Without looking at the bigger plan, I just don't know the answer to that. You know since RIT's in the room, there's a great road that cuts right up and I'd love to work with the University to have some sort of pedestrian access for our residents and any future residents in this area and we'll continue to hope and have some dialogue, but right now all we can do is control how residents get to a public roadway safely. And I think changing the road is a significant event.

SUPERVISOR MOORE

How far did you change the location of where your buildings are from East River Road from where they were fronting on East River Road? How many linear feet?

ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Two thousand (2,000).

SUPERVISOR MOORE

So you're almost a half mile away from East River Road.

ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Yes it is significantly, and, and then again that helps with the distance, that helps with the what we took away with a lot of concerns and it was a, it was a significant learning

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event last year when I was here and I think we hopefully incorporated all, or at least most of what we could, but yeah, you don't have the site-line issues now, you don't have the traffic coming out and making the right hand turn and, you know obviously they go up and down Bailey it's one direction I think, we think they're going to turn right and get to John and head north and, so...

COUNCILMAN MULLIGAN

What is the criteria for dismissing a student from the facility if there is bad behavior?

ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

You want to dismiss students when you have bad behavior. One resident is not worth, let's see, kind of a rotten apple analogy, so we, we have a three (3) strikes you're out and I think I discussed this some last year and you may remember Kevin Seeley, Vice President of Operations, who was here last year who is still with us. You know when our management shows up, you know we, the general manager who actually lives on the property, you know they're not working at midnight, somebody else probably has their shift, they only work certain nights of the week. But whoever that morning is taking over from the night person gets the hand-off of the report that says in unit 303 we had a late disturbance call at three (3:00) in the morning, so that generates a letter to the resident and their surety who's on the lease, which typically is the parents. So they get notified. Now that's strike one (1). And then we have a progressive sanctioning process to where we actually remove a, a student that's paying rent for one (1) unit or one (1) bedroom is not worth the impression, or what could happen to a property. So you know, we have to do our form of removing and evicting a lot of students because of that.

COUNCILMAN MULLIGAN

In a facility of this size, how many different management security people would be on the premise, you know in a twenty-four (24) hour period?

ALEX EYSSSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Well, we start with, I think what we generally have our two (2) full time staff persons. Every property will have a general manager/sales manager who live, we up fit the, the residential units above the club house, which if you look at the club houses below that's what fronts the pool, the volleyball court, and the pavilion. So that's really where all of your energy is concentrated. So that's actually where we put our, our full time employees who live there. So even though they are not on the clock they're living upstairs from the clubhouse overlooking what you might consider ground zero. In addition, we have another level of part-time employees. Now, two (2) is the minimum. We may actually, we have some properties that have four (4) and five (5) full-time employees that choose to live with us, even down to maintenance employees. And then within each building, much like a dorm has a resident assistant, we have a community assistant and then these are part-time, kind of like a work study if you will, who live in the building. So, they're our eyes and ears in building number seven (7) of what's going on. I will say these properties really self-police. If you look at student

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housing bad press, whether it's us or anybody else, a common theme you don't really extrapolate from all of the articles is a lot of times it's an outside influence that's coming on to the property. Residents generally don't want to make a mess and have a party where they live. So you find that residents go elsewhere. And I think in this city, in this township there's, there's been examples of properties that have had that reputation, they move around. So our properties police pretty well. What we have to do is make sure we don't have non-residents who are coming in after hours after the pool is closed trying, the Orono situation. And that's just something that you have to manage. That's where the security gates come in, that's where the hours come in effect, that's where the security cameras that we typically install around the club house and the common areas come into effect. And so it is an on-going event that we don't take lightly. But to give you a number seven (7) or eight (8), I would underestimate because this building, so you imagine every building has a C.A., you've got a general manager, sales manager, probably an assistant sales manager, if we do have an A.G.M, Assistant General Manager, in training, maintenance, so it's...

COUNCILMAN MULLIGAN

With a gated community what's the procedure for a non-resident to gain access to the facility?

ALEX EYSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Well, what we typically do is every property we manage it differently. Some gates we close at different hours. Our general rule of thumb is, when we open a property, is when the club house is open, the gates are open. Now visitors are still supposed to come by and check in the club house and when you walk in the club house, it's like a hotel concierge. The first thing you walk into is the row of desks and that's where you check in before you can kind of get into the property, get into the pool, these sort of things. When the club house is closed, that's typically when we close the gates to the parking area. And residents have to have a key-pad. You figure out pretty quick when you have six hundred (600) residents, you'll have five hundred and fifteen (515) cars every resident's registered a car. You know really quick if all of sudden you have fifty (50) extra cars. I mean, it's like going to pull up to the store you go to every week, you can tell when that store is busy or not and that's how we are about our properties. When you're living there, you know there are more people here. And so we really have to watch and police that because people who want to come in and use the pool, will try to show up and use the pool, and we just can't have that. We can't be the magnet. This, we want our residents to pay for security, pay for safety, pay for their own privacy, have their guests over reasonably, but not be the hub where people feel like they can inundate us, like in Orono and in other places where we've had to try to really clamp down. And so that's where, security changes, I mean we've had properties that have full time security, we have night security in some, we have some that have armed security because of a certain area of town we're located in, so it's evolving. So it's difficult for me to get up here and say here's my operational plan for the Grove of Rochester because it will change within the first forty-eight (48) hours of opening and will continue to change as we learn and adapt. It's a, it's a fluid event.

COUNCILMAN MULLIGAN

That's all I got.

COUNCILMAN BREESE

About how many of these complexes do you own or manage within the country?

ALEX EYSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

We just opened our newest round of 2014 projects, so that moves our number up to, we had seventy-eight (78) before and we added eleven (11) more, so, we're up to eighty-nine (89) I guess. That ranges everywhere from Orono, Maine all the way out to Ellensburg, Washington down to Abilene, Texas, where I'm from, we acquired a town home property in the past year, we're going through that process, we opened two (2) properties in Canada; that's made us the second (2<sup>nd</sup>) largest by number of units. We're a public (*inaudible*) and so with that size you get a lot of experience, exposure, and we don't manage any we we don't develop. I know a lot of properties have third party managers and they flip and flop. We don't. We're a one stop shop, so the same development company will then turn it over to a general contracting company that will oversee local contractors and whoever else bids for the work. And then our operations company, we're all headquartered out of Charlotte in the same floor, so for example yesterday we had a corporate event. There's an Orono situation, the CEO and somebody walks up to me while we're, this is no lie, getting a funnel cake and they said, this has turned into this, we need you to go talk to this person and go there. So I'm actually going there next week. So, it's, it is very real time because we started out small ten (10) years ago and a lot of the same people that were with the company way back when, we're still with it. So we treat it like a small family business even though it's large now. So, you can get an, you can send an email to the CEO tonight and talk about what I said. I mean it's that real time, and so we have a lot of properties, and that's....

COUNCILMAN BREESE

So, in the neighborhood of over ninety (90) from the sound of it?

ALEX EYSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Oh, over ninety (90) to answer, over ninety (90) with over fifty thousand (50,000) students.

COUNCILMAN BREESE

Without giving up your secret recipe, so to speak, when, through the experience over ten (10) years did you say?

ALEX EYSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Yes, sir.

COUNCILMAN BREESE

When you come into a community or into a situation like this, do you have an idea as to where your students are coming from? In other words, what effect do you have on those students who may be renting outside of the campus as opposed to those who are renting on the campus?

ALEX EYSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Sure. What we have found is most the residents that live in off-campus purpose built housing, they're also in the market for other off-campus housing. There are residents that want to live on-campus and have that on-campus experience. But there are also those residents that want to live off-campus. So we really are experts at also looking at the off-campus situation. Now, I know with the University, I know what their housing situation is, I feel comfortable I do, I should say, and I also have a really good understanding of off-campus housing market because that's who most of the residents are jumping between. But then I also look at what we call a shadow market, and that is the harder to identify properties that, that's the neighborhood that has a high presence of students, which I've personally walked. We look at other smaller properties that have a heavy concentration of students. And so we, when you factor those in and you come up with, what we come up with is a capture rate. That is of all of the students that are living somewhere in this community, we want to capture a certain percentage of those students to make a project viable. And here, it's a pretty low percentage of what we believe we have to target and get to. I don't believe I'm going to get a hundred (100) residents from different properties to just move in with us overnight. It will be smaller. There will be some on-campus, but again I'm not bringing six hundred (600) new residents. They're already here. They're living somewhere. They're not homeless. And so we just hope through our marketing and what we offer that, and our price point, that we will appeal to the students that, that want to live here. They choose to want to live in a house, and we have had a lot of conversation tonight about the single family homes that have turned into student housing. I think that we will pull some of that. I think when you see, that's another hot spot, when you see a large presence of off-campus housing that's transformed to single family residence, that's in my eyes why you need more purpose built housing. That said, I realize there will always be residents that will choose to want to have the house experience and the backyard. I lived in one, I mean I've lived in all scenarios from the dorm, to this, to the house. But we do look at where they're coming from, where they're, we look at also where they're shopping, where we think they're working, what their normal commute is. So it's kind of understanding their needs and where they're going to be and where they're going to be going.

SUPERVISOR MOORE

Okay, thank you. Anybody else?

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ALEX EYSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

Thank you.

SUPERVISOR MOORE

Is there any, we'll open up to the public now. Is there anybody that would like to speak on this application? Please come to the mic and identify yourself.

MIKE STAFFORD, 32 ESSEX DRIVE

Mike Stafford, 32 Essex Drive. Just had a couple of questions because I, I read the Minutes from last year, April 3, 2013. Just had a couple of questions, and I, and you hit on it about the extra land, but I didn't, I didn't really under, you didn't say if you were going to sell the land off for industrial use, or what your plan is with that extra land. The other question I had is, you, back last year when you were going for, when you were at the Hearing, Councilwoman Zinck asked about if it was exclusively for students. You present it like it is, but there, but right here you said it wasn't exclusively for students. So I have, you know, a question about that. What it could eventually become? You know everybody think it's a student, you know, five (5) years down the road it could be, it could be a housing complex for all we know, or apartment complex, excuse me. You know, you hit on the tax abatement again, that was one of my questions. The response back a year ago was, "No, we plan to pay our fair share." Well, we know a lot of companies what their, what they consider their fair share is different than what, what the Town Board or what city government would think their government, or their fair share is, so I just want to make sure it's one hundred percent (100%) of what the assessment is. The other question that I had was basically, you know I, and it wasn't asked, it wasn't asked last year and I was kind of surprised when I went through the Minutes; is this going to be built by, you know, this community, Henrietta? Monroe County has a lot of people in the building trades. Is this building, is this, are these going to be built by, what percentage is going to be built by local building, local labor I should say? You know we got plenty of people unemployed in the building trades in this area, so that's a, that's a big, I was surprised, I was surprised it was never asked last year. We know when they built that other complex student housing across from RIT there was, on John Street, there was some issues with, with people, illegal people working there, so some questions I have.

ALEX EYSEN, VICE PRESIDENT OF DEVELOPMENT, CAMPUS CREST DEVELOPMENT

In response to the first question, the extra land, we still have no plans. If you recall last year, the, we're purchasing this property from a family that's owned for one hundred (100) years and as a condition of their sale, they wouldn't break it up. I didn't need the full seventy-three (73) acres. We're not in a land bank business, we're not in the farming business. If somebody came to us in six (6) months, two (2) years, three (3) years and said, "Hey we'd like to talk to you," we'd be happy to. We have no agreements or negotiations or anything to sell the parcel. One of the criticisms we received last year was that we were only zoning just the portion we needed and what

would happen to the balance. That's why now our application is, we're asking for the same continuous Light Industrial rezone for the entire parcel. We had a good neighborhood meeting earlier and as I understand any land use would still have to at least go through approval process. Any form, some form of a Special Use Permit, so, I don't see it as this Light Industrial rezone approved allows me to suddenly do something else to the remaining balance. We just don't have a need. We underwrite this project with the assumption that we would not sell or get any dollar revenue for the remaining balance of property to make sure the property would financially underwrite, we did that. So, it's no different than the forty (40) acres of land that I have in Saint Angelo, Texas, or the company has that is behind one of our properties. I mean it's not, I don't even think we have a for sale sign on it. I know we don't in Saint Angelo, so you know, obviously we, we like development around our sites and we hope there would be some prudent development. I will say as being the owner of essentially both sides we can be discretionary about who we want next to us. Since I don't have to sell it, or sell it for a profit, I can be selective, and make sure that's a good fit for the area, for us and hopefully, so I, there are no plans. The other question was exclusive students. No, we're not, and if I said that last year, that, I don't believe I did, because I'm fairly confident I had that down. It's, it's not. I mean, one(1), it's illegal. Two (2) it's just not good business. I mean we want to rent to whomever. Because we rent by the bed and because it's fully furnished, there are non-students, non-younger professionals, who don't find that attractive. They'd rather have an entire unit and they don't want our furniture, so a lot of people just don't find that as a fit. So when you lease by the bedroom and you lease fully furnished, and all bills paid, you find that it's you know, eighty-five percent (85%) students. Maybe another ten percent (10%) of young professionals, graduate students, recent graduates, and then we always have a small mix of, whether it's individuals who are here for work for a year and like the flexibility of having a space that's occu..., you know, but it's, it's not exclusive. Anybody in this room can come fill out an application and live there. Third (3<sup>rd</sup>), taxes. I'm familiar with other tax requests that have come here before by other developers. We haven't factored that in as a part of our pro forma, it's not a request we are making. Somebody asked tonight if, you know can fire handle something like this? And I remind them, when you pay your full share of taxes, those taxes go to lots of things, including fire trucks and school desks and various things. So, no we, we want to pay our fair share and we hope those are used for our property and around. And then built. Campus Crest does actually, act as a construction manager. We have construction management professionals located in Charlotte. We don't have anybody that builds these. We do have groups around the country that have built properties for us, but when it comes time to send this work out for bid, it goes, it gets broadcast. I probably get ten (10) inquiries a day through just my email of different local groups, regional groups that want to bid on our properties. Anybody can work on them and it takes a lot, so I will tell you right now, we have, we and a lot of other people have a problem finding skilled labor to work because of, luckily the economy is rising so we're, it's going to take a lot of people, so no, it's a, anybody who wants to bid on this job can make a run at it. We welcome it.

SUPERVISOR MOORE

Thank you. The next person that would like to speak from the public. Carol?

CAROL BURRITT, 620 SHORE DRIVE

Carol Burritt, 620 Shore Drive. This is the, what I'd like to say tonight concerns Campus Crest and also has to do with the fact that this is the second (2<sup>nd</sup>) meeting in two (2) nights about, informational meetings, which was held at six (6:00) and last night which I missed because I never got any notification of the meeting. For rental properties within probably about a square mile area, there with the duplexes for Cobblestone, apparently there was a meeting last night which most of us only found out about after the fact because of our facebook page and the meeting tonight, which was the second (2<sup>nd</sup>) meeting because the first (1<sup>st</sup>) meeting, people didn't hear about, and I only heard about because I was on facebook all day talking to people. And it brings up the point that on the agenda tonight is the idea of a public hearing to establish our rental registry, which we've all kind of been waiting a long time to see. And my suggestion would be, I appreciate the idea that this company has gone through a lot of expense and trouble to address concerns about the physical location of roads, the physical location of the complex itself, and has, has brought it back before us and before you for approval. But my idea is, before we say yes to this, or even consider the duplexes, why not wait, you know, put a moratorium on any rental units being built, multi-family units being built say from Jefferson Road to the Thruway, between West Henrietta Road and the river, for a, until we can at least establish a rental registry. We can sit down as a community and talk about how we want, we want to make sure that our neighborhoods, our roads, and our communities can maintain a sense of residency, you know place where you want to live if you're not a student if you're not associated with the University. I mean, I've been in nineteen (19), in Henrietta since 1958. I never thought that moving to West, West Henrietta from East Henrietta would take me to another world, and it has. So, I, it's a proposal and I know other towns have done this, you know, you put up a moratorium. Hey, let's step back and think about this, especially when things are just seeming to come in, and I told this gentleman tonight, I feel like we're being sandwiched. And I would like to see this town really look at protecting us and putting things into place. I'd like to see the reestablishment of a real dialogue between the University, between the Sheriff's Department, the Code Enforcement Officers, someone from the Board, and residents. To sit, you know, sit down and talk about these issues, rather than this you know, scatter shot, "Oh we're having a problem this weekend, well we're going to have a problem this weekend, or this is a problem now and oh let's all go and, you know, take a look at the neighborhoods right now." No, we have to have a really consolidated plan for how we deal with something that is going to happen. I realize that it's not going to be what it was at one time when we were all, you know, walking around on farm land. But what's happening right now and as you said sir, you know that other people are looking at us. We are the big bucks, you know, turkey that everybody seems to want to carve up. And most of those people that want to carve us up don't live with us, don't live with the consequences of what they do. So that's just what I want to bring before you tonight.

*(Applause)*

ELIZABETH PLACE, 24 WELLINGTON DRIVE

My name is Elizabeth Place, I have a residence on 24 Wellington Drive, I have lived in Henrietta since 1974. Yes, Henrietta is changing and growing and I agree very much with what this lady said. We need to grow without a lot of growing pains. I am concerned with another five (500), six (600), seven (700), eight hundred (800) cars on Bailey Road. Maybe they've taken them off from East River Road, but still another five or six hundred (500-600) cars in that little corner of Henrietta is going to make an impact. Also not knowing what is going to happen in the future if this is zoned Light Industrial what does that mean, what could happen? I'd like to see more single-family homes, family homes, not, and I have nothing against the students, but we're losing our neighborhoods. I have grandchildren that are growing up in our neighborhood and for them to find a neighborhood atmosphere we may have to move. They mentioned that they have a policy of removing problem residents, but in my experience of being a landlord in another town, we have seven (7) rental units. Getting ready, getting rid of a problem tenant takes a lot of money, several visits to town or county court, a sepin..., or a you know, the sheriff's department has to evict them. And it doesn't just say one (1), two (2), three (3) you're out. It's a lot of work. So, I agree with what was said before. I think there needs to be a lot of different people sit down and talk. Where do we want our little northwest corner of Henrietta to go? Because I'd hate to leave, but if it's going to become like a college town and Light Industrial area, that's not where I want my grandchildren to grow up. Thank you.

SUPERVISOR MOORE

You're welcome.

*(Applause)*

SUPERVISOR MOORE

Who would like to speak next?

BONNIE DEAL, 40 WESTMINSTER PARK

Hi. My name is Bonnie Deal. I live at 40 Westminster Park, and I just want to say that you kind of said that this'll help with the off-campus housing. It won't, because the people that are renting the single-family homes want to party. They don't want to be under your rules. So they're still going to do that. And if you zone this whole thing Light Industrial, you said yourself, a Dollar General can go in. I don't want a Dollar General in there. I don't want a strip mall in there. You know, you were just on TV not too long ago about open, you know, a couple of Saturdays ago I turned on the TV and you were on about, you know, saving farms and stuff like that. If you zone this in, Industrial then that's gone forever. That's gone forever, and I can live next door to a mall, or, and it's not what I bought my house for. So, you know, you're going to do what you're going to do, but like those ladies said before, I think it takes a lot more to think about than just, you know, making a snap decision and letting these guys in.

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Because once it's gone, it's gone. And then when they can't house it, RIT doesn't want this. I was just talking to RIT. They don't want it. So, so when they can't fill that housing, then what do they get? You know, people right out of rehab because, it's just, they're just renting a bed? Yay. You know, I'm jus., I'm, thank you.

SUPERVISOR MOORE

Thank you.

*(Applause)*

MEREDITH SMITH, RIT ASSOCIATE VP FOR GOVERNMENT & COMMUNITY RELATIONS  
Good evening. Thank you members of the Town Board for holding this hearing. My name is Meredith Smith, and I'm Associate Vice President for Government and Community Relations at RIT and will provide some testimony on behalf of RIT. Our position on this project has not changed since it was first proposed. We have repeatedly asked to see or discuss the market study that Campus Crest believes justifies building another privately owned student housing complex in Henrietta. I've actually renewed that request through Campus Crest representatives here in Henrietta and I've also offered to sign a non-disclosure agreement, which is a legally binding agreement that would not allow me to share any details of that market study, frankly with, with anyone, and I would still be very willing to do so because certainly it's our position that, our enrollment projects, which we think we know best, do not, we don't anticipate a growth rate that will require six hundred (600) new beds in Henrietta. We are not a partner in any way on this project, we do not have any affiliation at this time. In other words, we don't have an agreement, nor have we had detailed discussions about shuttle buses. We have, and I wasn't going to raise this, but I will since Alex brought it up, had some discussions about the perfect road, which we call, as Alex said, which we would call Miller Road, we've had those discussions with their representatives here on the ground in Henrietta. And Miller Road actually runs right through a wetland. It's a dirt road today and it's a dirt road for a reason, and so paving that road would be very difficult, and probably cost prohibitive and also prohibited from a permitting perspective with regard to environmental regulations. We are concerned about the security and safety practices proposed for this facility. The corporate office of Campus Crest, and, and this is consistent with what Alex has said, stated in a document, which was distributed to the neighborhoods off of East River Road, that, there will be two (2) full-time managers on the premises twenty-four (24) hours a day. They typically hire Community Assistance, who we believe would likely be RIT students and they would be responsible for their buildings. RIT thinks this is not enough from a student's safety perspective and would, again if this project is passed would appreciate an open dialogue with regard to what more Campus Crest would be willing to do to address those issues. We know from past experience in Henrietta, that a landlord, whether it's a landlord who owns one (1) home, or the owner of a private housing complex, landlords have to set and enforce standards of behavior which are consistent with RIT's code of conduct as well as the ordinance of the Town of Henrietta and of course state and federal law. Respectfully we do not believe that students residing in

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neighborhoods, the neighborhoods represented by many people here this evening, that our students will dump their leases and move the Grove at Cam..., at Rochester. They live in single-family homes because they want yards, they want pets, they want to park at their door. And in some cases, they do want to party, we know that, I know that because when parties happen, many of the people sitting in this room call me. And we do what we can to address it. We can't do everything, landlords have a lot of power, of and of course the Sheriff's Office can do what they can do. The only thing that really can limit the growth of single-family housing, or student housing, is a change in zoning. And we did have a dialogue with the previous administration about that, and we'd be happy to do that again. We don't predict that Campus Crest will fill all of their beds with RIT student and so what that means is that, it's likely that we'll have RIT students there, MCC students, U of R students, and potentially non-students, which will, frankly, complicate communication with regard to behavior and safety issues. So, in closing, we are encouraged to hear the representatives of Campus Crest state that if this project is passed, we can have an open dialogue between Campus Crest and RIT, the Town, and I think this community expects this, about behavior and safety issues. We would invite Alex and his colleagues to our off-campus housing task force meetings, where we talk about every six (6) weeks in detail street by street about, off-campus student housing issues happening in Henrietta. And not unlike your CEO, my cell phone is readily accessible, and I'll look forward to that phone call, in the event that this project is passed. Thank you.

*(Applause)*

SUPERVISOR MOORE

Thank you, Meredith. Who would like to be next? Terry?

TERRY RECK, 287 BAILEY ROAD

Terry Reck, land owner at 287 Bailey Road, immediately adjacent to the proposed access point.

*(Unidentified from audience, "We can't hear you. Please speak up.")*

TERRY RECK, 287 BAILEY ROAD

Immediately, land owner immediately adjacent to the proposed access point. My, my first comment is, as somebody else had eluded to it already, notification, as the immediately adjacent land owner to a proposed rezoning, I wasn't aware of it until the sign went up, chained to the street, I don't, it was, if it's a, a speed limit sign, there on our property.

SUPERVISOR MOORE

It was two hundred and thirty four (234) notices sent out.

TERRY RECK, 287 BAILEY ROAD

Yes, and I, I came down today and for some reason we weren't on it. The notification distance didn't go from that parcel on Bailey Road; it was solely from the large parcel, so....part of that may be shame on me.

SUPERVISOR MOORE

By law we're supposed to go seven hundred and fifty feet (750') and we went over a half mile.

TERRY RECK, 287 BAILEY ROAD

Not from the proposed rezoned Bailey rezone. The address...

SUPERVISOR MOORE

Again, I don't know why you didn't get a letter, but all of Bailey Road, all the way around that whole, that whole block, everybody got a notice.

SUPERVISOR MOORE

You, don't reside in Henrietta though, right? You just own the land?

TERRY RECK, 287 BAILEY ROAD

That's correct.

SUPERVISOR MOORE

Okay. That may be a part of the complication. Where's the tax bills sent?

TERRY RECK, 287 BAILEY ROAD

I would think to my home in Rush, so....again, part of that may be shame on me.

SUPERVISOR MOORE

There's no way we're not going to notify people. Okay? So, I'm sorry if you didn't get notified, but two hundred and thirty-four (234) notices for a project of this size, I think the Town did a pretty good job.

TERRY RECK, 287 BAILEY ROAD

Yes. I, like I said, I, I saw a...

SUPERVISOR MOORE

I mean, you've been in a similar situation in Rush, where you know, people get notified, and Rush would have never notified that many people.

TERRY RECK, 287 BAILEY ROAD

Yeah, again, it's a concern. I'm glad that I was able to at the last minute be aware of it and come here. I was aware of the project in that I was actually approached to grant an easement for this access and I denied it saying I wouldn't do that to my neighbor. Obviously that wasn't the same, so but....

(Laughter)

SUPERVISOR MOORE

That's why we live in America Terry.

TERRY RECK, 287 BAILEY ROAD

Yeah, all, all that aside, a couple of the other concerns that I have is, it was proposed here that that is a private road, not a dedicated road, if I understand it correctly. It appears as though it is quite lengthy in the, the gate of the gated community is, is that at the road? Is that at Bailey Road? That's at the facility, so my concern would be that length of road through what is now vacant land what have you, the security of that particular stretch of road and if that road would become the access for the remaining development in that, of that land. Another concern, again, related to access, is that there is only a single access for a considerable amount of residents and that, again, that length of private road, what would happen if that was in some way barricaded inaccessible, etc., from an emergency response standpoint? Again, if we're talking six hundred (600) beds, that would be another one of my concerns. The last concern that I would have, and again, a part of this is shame on me for not knowing what's going on here with that rezoning, I think that leaves me as an island of residential zoning. What does that, what impact does that have on me in the future? Is it going to force the Industrial Zoning on me? And, what actual impact does that leave me with? Again, haven't been aware of it, haven't put a lot of research in, so I may appear ignorant here, but those are my initial concerns.

SUPERVISOR MOORE

Well, first off there's no way we force zoning on anybody. Most land owners have to apply for a rezoning change. So, and, whatever the use is now, I believed it's a rental home with a cell tower site, you can continue to do that, if you wish.

TERRY RECK, 287 BAILEY ROAD

Okay. Question for the developer and again, don't want to take up a lot of time here, but sewer, what, sewer access, both storm and sanitary, is, where's that coming from?

JESS SUDOL, PASSERO ASSOCIATES

Just very quickly, the storm law, the, on-site (*inaudible*) to the existing wetland, the sewer comes in up off Lucius Gordon and water will follow the access road from Bailey.

TERRY RECK, 287 BAILEY ROAD

Okay.

JOHN CARUSO, PASSERO ASSOCIATES

The access road also has lights on (*inaudible*)

SUPERVISOR MOORE

Are the, the facilities sprinklered too?

JOHN CARUSO, PASSERO ASSOCIATES

Yes.

SUPERVISOR MOORE

Okay.

TERRY RECK, 287 BAILEY ROAD

And I don't know, the, I did glance at the traffic study, certainly I know in, in my trying to pull out of that driveway around five o'clock (5:00), it is a little bit difficult, due to all of the other facilities in the area coming out. I'm sure that was taken into account for the traffic study, and noted but, it is, it has been, at least for me personally, a bit of an issue to get out of my driveway there.

SUPERVISOR MOORE

Thank you.

TERRY RECK, 287 BAILEY ROAD

Thank you.

SUPERVISOR MOORE

The next person that would like to speak, please.

COMMANDER JACK GRECO, 104 LIPPMAN ROAD

Commander Greco, I took a lot of notes, so bear with me. Can you share your environmental feasibility study as it responds to endangered species, wildlife, and plants. In addition to that, that's question number one (1), I understand that you purchased seventy-three (73) acres of land, can you give me the ratio between the land that you're going to utilize for building and the land that you're going to keep vacant for the land that is being preciously swallowed up. And I understand you, we can't just have land in an abundance, but last time I was here, I remembered a couple of things and it's all lined in. A silent prayer is what we really want to think about, and the Pledge of Allegiance is talking about the "Land of the free and the home of the brave..." and a lot of brave comments have been here. Silent prayer is that a hundred (100) years from now we're not going to be here, so it's not money is the root of all evil, it's the love of money. So I understand that the organization is extremely well endowed and they've done an awful lot of great outputs. A quick question is if you can provide a feasibility study relative to the lessons learned as to what were the, the risks and what's your risk mitigation plan? Thank you.

*(Applause)*

SUPERVISOR MOORE

Is there anybody else that would like to speak on the application? Seeing none, I would like to go ahead and....

COMMANDER JACK GRECO, 104 LIPPMAN ROAD  
I'm waiting for (*inaudible*)...

COUNCILMAN MULLIGAN  
He wants some answers on the environmental.

SUPERVISOR MOORE  
They, I asked them and they deferred.

JOHN CARUSO, PASSERO ASSOCIATES  
I can answer... I can answer the questions that were related to ratios, some of the other things that you wanted to talk about environmental, it's a farm field and so the...

COUNCILMAN MULLIGAN  
Have you done like a phase one (1)?

JOHN CARUSO, PASSERO ASSOCIATES  
Well, I think that environmental he was talking about was more the SEQRA like issues rather than environmental phase one (1), which is nasty things. This is seventy-three (73) acres of a farm property that we were using twenty (20) out of the seventy-three (73), so there's your development ratio, whatever that works out to be; about a little less than a quarter. But with respect to a, I think it was plants and wildlife, it currently is a farm field and, and it was used to, for farming, and so that means that there was no invasive species or protect... or endangered species because it's soil is turned over and disturbed. So therefore, there's no bog turtles or things that you would look for in, as far as wildlife, endangered wildlife. I don't think that there is any plant materials there that are obviously there's a wetland there. We are not going near the wetland, as you can see, so, did I get them all?

SUPERVISOR MOORE  
Yes, thank you.

JOHN CARUSO, PASSERO ASSOCIATES  
As far as the feasibility study of lessons learned, it doesn't, that's not something I've ever heard exis..., that's conducted or that exists. Thank you.

SUPERVISOR MOORE  
Thank you. Is there anybody else that wanted to speak on this application? (*Pause, no response*) I would like to go ahead and close the Public Hearing and we will not be voting on this tonight. We've heard a lot of information and we will be voting on the application at the next Town Board Meeting. Thank you very much. The second Public Hearing we have tonight is for our Proposed Local Law No. 2 of 2014, it's a Local Law establishing a tax payer assistance program. Councilor, I don't know how we proceed for this one. Do we read the Local Law into the record, or... ?

DANIEL MASTRELLA, TOWN ATTORNEY

I think just say a summary of what it, you can just give a summary of what it is, and ask if anybody wants to be heard on it.

SUPERVISOR MOORE

Well, basically this is the last step we that have in order to be able to send the tax payers back some money that you were overcharged by the former administration. And once we pass this law, the checks can be run on Monday and they'll be in the mail on Tuesday. And if, do we have any Board discussion? Maybe you guys could explain it better.

COUNCILMAN MULLIGAN

That's it.

COUNCILWOMAN ZINCK

Just, it's, what you got to do.

SUPERVISOR MOORE

Okay. Is there anybody in the audience that would like to speak on this?

CAROL BURRITT, 620 SHORE DRIVE

"Yay"

*(Laughter)*

SUPERVISOR MOORE

It's not much but it's...

COUNCILMAN PAGE

For the record, 620 Shore Drive is a "Yay!"

*(Laughter)*

SUPERVISOR MOORE

Well, it's actually one hundred dollars (\$100.00) given back to you of which the average home spent one hundred and seventy-five dollars (\$175.00) last year on Town taxes, so it's better than a stick in the eye, as my grandfather would say. Could I have a motion on this?

COUNCILMAN MULLIGAN

I think you just close the Public Hearing.

SUPERVISOR MOORE

I have to close the Public Hearing. So you don't want to talk on it? Please. So we have to have a motion to pass....

COUNCILMAN MULLIGAN

I'll close the Public Hearing.

COUNCILWOMAN ZINCK

Do we have to have a motion?

DANIEL MASTRELLA, TOWN ATTORNEY

Yes.

COUNCILWOMAN ZINCK

Can I just say, so moved?

DANIEL MASTRELLA, TOWN ATTORNEY

No, I think it's, it's a Local Law, everybody needs to vote.

COUNCILWOMAN ZINCK

Oh boy.

SUPERVISOR MOORE

No, you don't have to read the law, just make a motion that we're going to pass Local Law No. 2.

COUNCILWOMAN ZINCK

We're going to pass Local Law No. 2.

DANIEL MASTRELLA, TOWN ATTORNEY

Oh, I'm sorry. Wait a second, there's a Resolution further on in the meeting.

COUNCILWOMAN ZINCK

Okay.

DANIEL MASTRELLA, TOWN ATTORNEY

Sorry.

COUNCILWOMAN ZINCK

Why don't we wait for that?

DANIEL MASTRELLA, TOWN ATTORNEY

Just close the Public Hearing.

COUNCILWOMAN ZINCK  
Alright

SUPERVISOR MOORE  
Let's close the public hearing and go on to our general meeting.

COUNCILWOMAN ZINCK  
And then we'll read it later.

SUPERVISOR MOORE  
Okay, good. Thank you.

COUNCILWOMAN ZINCK  
I like that.

SUPERVISOR MOORE  
Could I please have the first Resolution? And you have to understand that tonight is the first night that this Town Board has gone paperless, so we are working off our tablets, so bear with us that aren't quite as computer literate as some others.

COUNCILWOMAN ZINCK  
Which would be most.

RESOLUTION #17-206/2014

On Motion of  
Councilman Page

Seconded by  
Councilwoman Zinck

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

Exhibit A	Bills Payable dated 09/17/2014	\$ 438,631.48
Exhibit B	Manual Bills Payable dated 09/16/2014	\$ 1,000.00

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 #17-207/2014

On Motion of  
Councilman Mulligan

Seconded by  
Councilman Page

**IN THE MATTER OF  
THE ADOPTION OF PROPOSED LOCAL LAW NO. 3 OF 2014:**

**A LOCAL LAW ESTABLISHING A RENTAL REGISTRY**

WHEREAS, true and correct copies of proposed Local Law No. 3 of 2014, A Local Law Establishing a Rental Registry, were delivered to each member of the Town Board, and

WHEREAS, due consideration has been given to the adoption of proposed Local Law No. 3 of 2014 by all members of the Town Board, and

WHEREAS, it was the considered opinion of the Town Board that a Public Hearing should be held on the 1<sup>st</sup> day of October, 2014, at the Henrietta Town Hall, 475 Calkins Road, Henrietta, New York, to consider the adoption of the proposed Local Law No. 3 of 2014.

THEREFORE, BE IT RESOLVED, that a Public Hearing be held on the 1<sup>st</sup> day of October 2014 at 7:00 p.m., at the Henrietta Town Hall, 475 Calkins Road, Henrietta, New York, on the question of the adoption of proposed Local Law No. 3 of 2014, a Local Law Establishing a Rental Registry, and a summary thereof be published in a newspaper previously designated as an official newspaper for publication of public notices.

BE IT FURTHER RESOLVED, that the Town Clerk shall post Certified Copies of both this Resolution and said proposed Local Law No. 3 of 2014, or a summary thereof, on the bulletin board maintained by the Town Clerk, pursuant to Section 30(6) of the Town Law.

SUPERVISOR MOORE  
Discussion?

COUNCILMAN MULLIGAN

Just under discussion, I hope this does some good. It's been a long time coming and I want to thank the administration for putting it together.

COUNCILMAN PAGE

Through you, Mr. Supervisor, I also want to make sure that the Proposed Local Law is placed on our website and copies available so the people in the audience, or people at home, can read it and help us with comments during the Public Hearing, of things that they think might add to it or delete from it as well. It's very important to us that we get the feedback from the people. That is just a proposed code, a proposed law, we need your feedback after you review it. Thank you.

COUNCILWOMAN ZINCK  
Good idea.

COUNCILMAN MULLIGAN  
Years from now Carol, they'll call this the Carol Burritt Law.

*(Laughter)*

COUNCILWOMAN ZINCK  
Or something like that.

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 #17-1/2014

On Motion of	Seconded by
Councilwoman Zinck	Councilman Breese

WHEREAS, Barbara A. Finucane, Richard Petersen, and Ronald Petersen, whose address is 4161 West Henrietta Road, being identified as Tax Identification No. 175.07-1-3, wish to connect to an existing sanitary sewer main, and

WHEREAS, the Town of Henrietta has offered to enter into an Out-of-District Sewer Use Contract with Barbara A. Finucane, Richard Petersen, and Ronald Petersen, and

WHEREAS, the Town Attorney has examined this Agreement and has found it to be in good order.

THEREFORE, BE IT RESOLVED, that the Supervisor be hereby authorized to execute and deliver said Agreement by and between the Town of Henrietta and Barbara A. Finucane, Richard Petersen, and Ronald Petersen.

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 #17-209/2014

On Motion of  
Councilman Breese

Seconded by  
Councilwoman Zinck

WHEREAS, The Rush Henrietta Central School District has requested that the Town of Henrietta restrict parking on the Cul-De-Sac portion of Blueberry Crescent, located at the end of Blueberry Crescent in the Town of Henrietta, New York to the hours of 7:00 a.m. to 4:00 p.m. to facilitate the traffic flow of school buses on school days and that said restriction be posted on Blueberry Crescent, and

WHEREAS, the Town Board wishes to address this request to change the parking ordinance and wishes to allow the public any input it may have regarding such changes.

THEREFORE, BE IT RESOLVED, I hereby introduce an ordinance amending Henrietta Town Code Section 273-6D to allow "no parking from 7:00 a.m. to 4:00 p.m. school days: (I) Blueberry Crescent Cul-de-Sac at the end of Blueberry Crescent".

BE IT FURTHER RESOLVED, that a Public Hearing will be on October 15, 2014 at 7:00 p.m. at the Town Hall, Main Meeting Room, 475 Calkins Road, Henrietta New York, on the question of the adoption of the proposed ordinance as hereto described where the Town Board will hear all persons interested in the subject.

BE IT FURTHER RESOLVED, that notice of said Public Hearing shall be published in the manner provided by Law.

SUPERVISOR MOORE  
Discussion?

COUNCILWOMAN ZINCK  
Just want to say I hope it solves the problem.

COUNCILMAN BREESE  
It'd be nice.

SUPERVISOR MOORE  
Please call the roll.



THEREFORE, BE IT RESOLVED, the Town Board hereby acknowledges this donation.

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 #17-12/2014

On Motion of  
Councilman Page

Seconded by  
Councilwoman Zinck

WHEREAS, Thomas Singe wishes to donate \$150.00 toward Recreation Youth Programs, and

WHEREAS, a check in the amount of \$150.00 was received by the Town of Henrietta Finance Department.

THEREFORE, BE IT RESOLVED, the Town Board hereby acknowledges this donation.

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 #17-213/2014

On Motion of  
Councilwoman Zinck

Seconded by  
Councilman Breese

BE IT RESOLVED, that the Director of Finance be authorized to make the Budget transfers, as per the attachment.

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 #17-214/2014

On Motion of  
Councilman Mulligan

Seconded by  
Councilman Breese

WHEREAS, upon proper notice a Public Hearing was held on the 17<sup>th</sup> day of September, 2014 where all persons wishing to speak regarding the establishment of a taxpayer assistance program were heard by the Town Board, and

WHEREAS, after consideration of all information presented and available it is the determination of the Town Board that Proposed Local Law No. 2 of 2014, a local law establishing a taxpayer assistance program, be enacted.

THEREFORE, BE IT RESOLVED, that the Henrietta Town Board hereby adopts Local Law No. 2 of 2014, a local law establishing a taxpayer assistance program.

BE IT FURTHER RESOLVED, that the Town Clerk shall file with the Secretary of State, as soon as possible, and in any event no later than twenty (20) days from this date, one (1) Certified copy of said Local Law No. 2 of 2014, and that said Law shall take effect immediately upon filing with the Secretary of State.

SUPERVISOR MOORE

Discussion? Please call the roll please.

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 #17-215/2014

On Motion of  
Councilman Mulligan

Seconded by  
Councilman Page

WHEREAS, the Town Board approved Local Law No. 2 of 2014, A Local Law Establishing a Taxpayer Assistance Program, on September 17, 2014.

THEREFORE, BE IT RESOLVED, the Town Board hereby authorizes the issuance of the "Taxpayer Assistance" checks at a cost not to exceed one million dollars (\$1,000,000.00) and further authorizes the appropriation of one million dollars from the unassigned General Fund Balance to A.1989.4.407 the "Taxpayer Assistance Program" account.

SUPERVISOR MOORE

Discussion? Please call the roll please.

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 #17-216/2014

On Motion of  
Councilman Breese

Seconded by  
Councilman Mulligan

WHEREAS, the Tentative Budget of the Town of Henrietta for the fiscal year 2015 was filed in the Office of the Town Clerk on September 17, 2014 and was presented to Town Board Members on this same date, and

WHEREAS, Town Law requires that a Public Hearing be held on the Preliminary Budget.

THEREFORE, BE IT RESOLVED, that a Public Hearing be held on October 1, 2014 at 7:00 P.M. at the Henrietta Town Hall, 475 Calkins Road, Main Meeting Room, Henrietta, New York on the fiscal year 2015 Preliminary Budget.

BE IT FURTHER RESOLVED, that the notice of said Public Hearing be published and posted in the manner provided by Law.

SUPERVISOR MOORE

Discussion? Under discussion I'd like to thank our Finance Director and her staff in preparing this first budget of my administration and I'm very proud of the fact that I will be able to lower the tax rate by a little over six percent (6%). Please call the roll.



TB September 17, 2014

Attendant (Gymnastics Instructor) @ \$8.50/hr.

Rahul Sampat

Recreation Department, Seasonal Recreation  
Attendant (Gymnastics Instructor) @ \$8.50/hr.

Brian Witt

Recreation Department, Seasonal Recreation  
Attendant (Golden Comets Coach) @  
\$10.00/hr.

BE IT FURTHER RESOLVED, that the following persons be hired as Seasonal Laborers for the Dog Census @ \$10.00/hr., effective September 22, 2014:

- Linus Rautenstrach
- Arthur Lebowski
- Mary Jo Smith
- Robert Saunders
- Bruce Eseltine
- Daryl Dana
- Amber Champion
- Susan Love
- Carol Muhs
- Kelly Alvarez
- Alex Covill

BE IT FURTHER RESOLVED, that the following employee changes be made, effective September 22, 2014:

Kathleen O'Connor

Seasonal Laborer (Dog Census) @ \$10.00/hr.

Susan Morgan

Seasonal Laborer (Dog Census) @ \$10.00/hr.

BE IT FURTHER RESOLVED, that the following employee change be made, effective August 31, 2014:

Amber Brewster

Recreation Department, Seasonal Recreation  
Attendant (Afterschool Program Director) @  
\$12.00/hr.

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 the business part of the Meeting. I did have some people that signed up to speak at the end of the Meeting and a lot of them have already spoken on the Campus Crest, so if there is anybody else that did not come up that would like to speak? Mike, you're really going over the top, huh?

COUNCILWOMAN ZINCK

He forgot something.

MIKE STAFFORD, 32 ESSEX DRIVE

Mike Stafford, 32 Essex. Had a question about the, I don't know, the ordinance or law that you put into effect for Town property with no smoking. And I think Councilwoman Zinck referred to it when you voted on it about unenforceable. You make the law, you go through the, I'm not even sure if it's, if it's already in effect or not, but it's, why, you know, why do you make laws that you can't enforce? I mean is, who's supposed to enforce that law?

SUPERVISOR MOORE

Well we more or less went along with what the County did and what they'd done at MCC this fall, in making it a smoke-free campus. We thought that it would be a very healthy thing for our employees and for the people that come to Town Hall, and I...

MIKE STAFFORD, 32 ESSEX DRIVE

But did you make it just for the employees, because I mean, if you're, you know, and I...

SUPERVISOR MOORE

It's for everybody that comes on Town Campus.

MIKE STAFFORD, 32 ESSEX DRIVE

Right. But...

SUPERVISOR MOORE

It's kind of like speeding law, ok Mike? I'm sure I've you seen you speed before.

MIKE STAFFORD, 32 ESSEX DRIVE

I'm sure you didn't.

*(Laughter)*

SUPERVISOR MOORE

I know I have. So, I mean, how do you enforce that one?

MIKE STAFFORD, 32 ESSEX DRIVE

Well speeding you have police out there enforcing the speed limit. Is the police, I mean, are we dragging the cops off the street to enforce the no smoking law in the park, or are we using our Town, Town inspector to check it up?

SUPERVISOR MOORE

We can use code enforcement, but I thought it was just a good thing to do for the betterment of public health, and you obviously don't agree.

MIKE STAFFORD, 32 ESSEX DRIVE

Well, I just, I didn't say that. I didn't say that, I, just, why do we make rules that we can't enforce?

COUNCILMAN BREESE

We have a society that have an awful lot of laws that we put out there, or are put out there that are difficult to enforce. It doesn't mean you don't put them out there anyways. I mean there's also, as soon as you drive into Town, you notice a nice, "No Littering" sign. Right? Right under "Welcome to Town of Henrietta", you see, "No Littering" and, and when is the last person you know that got a ticket for littering?

COUNCILMAN PAGE

Let me take a stab at this as well. It's a law that was passed with good intentions. We're not going to hire the no-smoking police, we're not going to do that.

MIKE STAFFORD, 32 ESSEX DRIVE

That's, that's what my point was.

COUNCILMAN PAGE

We're not going to do twenty-four (24) hour surveillance. However, if you go to a park and there's children there, and some guy's smoking or some person smoking, now we can have the authority to go up to that person and say, "Sir, there's no smoking in this park for the safety of our children." And the guy says, "Well show me in writing." Because that's exactly what our code people get every single day. And so it was in that spirit that we passed the law and it is appropriate.

MIKE STAFFORD, 32 ESSEX DRIVE

Just asking who the authority is that's going up to them? That's...

SUPERVISOR MOORE

Are you looking for a part-time job?

MIKE STAFFORD, 32 ESSEX DRIVE

You wouldn't hire me Jack. You wouldn't hire me.

SUPERVISOR MOORE

Yeah I would. To count dogs.

MIKE STAFFORD, 32 ESSEX DRIVE

Yeah. Next question, when are they going to, the restrooms over in the park there? Somebody told me...

COUNCILWOMAN ZINCK

I didn't set him up to say this, I just want you to know.

*(Laughter)*

MIKE STAFFORD, 32 ESSEX DRIVE

Anyways somebody tells me they're using the water fountain for a sink in the men's room in the one and isn't that a, I mean isn't that a health hazard?

COUNCILWOMAN ZINCK

Actually Chris, you talked to me about this. About the plans for the...

SUPERVISOR MOORE

But the bottom line for the, I can take care of this, Chris.

COUNCILWOMAN ZINCK

Okay.

MIKE STAFFORD, 32 ESSEX DRIVE

When is the, I mean when are they going to, because...

SUPERVISOR MOORE

Well, hang on.

MIKE STAFFORD, 32 ESSEX DRIVE

My kid's over there playing football and, and that was, when they knew I was coming over, somebody said, "Ask him about the men's room."

SUPERVISOR MOORE

That was on the docket to get done this year. We've been waiting for the grant to come from our Assemblyman, Mr. Bronson, and it hasn't come in yet. It's about an eighty-thousand dollar (\$80,000.00) project. And if we don't acquire some property from the fair-grounds to build our recreation facility, we are looking at alternative sites in Memorial Park, and it may be that that restroom where it is now, if it were rebuilt in

TB September 17, 2014

close proximately would be in the way for where we may want to put our recreation facility. So until the dome people finally decide what they're really going to do, that bathroom's on hold.

MIKE STAFFORD, 32 ESSEX DRIVE  
Okay.

SUPERVISOR MOORE  
And for Bronson to send us the money, so if you know Bronson, please call him for me.

MIKE STAFFORD, 32 ESSEX DRIVE  
Okay, I'll talk to him. But anyways, I was just asked to ask, so I asked.

COUNCILMAN MULLIGAN  
It's a good question.

SUPERVISOR MOORE  
Well, I mean I can't see going ahead and refurbishing the restroom...

MIKE STAFFORD, 32 ESSEX DRIVE  
If you're going to tear it down anyways.

SUPERVISOR MOORE  
...and then we find out that it's in the way for our recreation facility, I would look like a donkey, okay?

MIKE STAFFORD, 32 ESSEX DRIVE  
I don't disagree with you.

SUPERVISOR MOORE  
So, I'm not going to do that.

MIKE STAFFORD, 32 ESSEX DRIVE  
I don't disagree with you. But it was just, like I said, I was asked to ask the question, so, thank you.

SUPERVISOR MOORE  
You're welcome. And also, come on back to the mic. Because you called about this today. There are some, evergreens that need to be replaced at Luxe Spa. There's four (4) of them, because you had to have four (4), I bought you four (4). They're paid for, and so, also the two (2) bushes that will be planted in your yard. They're paid for, they're waiting to be delivered, but until the people that own Luxe Spa come back from their retreat so they can tell us where the electric line is there so we don't break it, we're on hold.

MIKE STAFFORD, 32 ESSEX DRIVE

Right. Well he called me to....

SUPERVISOR MOORE

I anticipate that to be in the next ten (10) days.

MIKE STAFFORD, 32 ESSEX DRIVE

He called me when I was walking in the parking lot. He said, he asked me if I was going to be around tonight, so...

SUPERVISOR MOORE

Okay.

COUNCILMAN MULLIGAN

What's his name?

MIKE STAFFORD, 32 ESSEX DRIVE

What's that? Jim. Jim called me tonight.

COUNCILMAN MULLIGAN

Good.

SUPERVISOR MOORE

We're just, we're trying to get the loose ends together. I expected it to be done this weekend and it's not going to make it.

MIKE STAFFORD, 32 ESSEX DRIVE

Okay. Thank you.

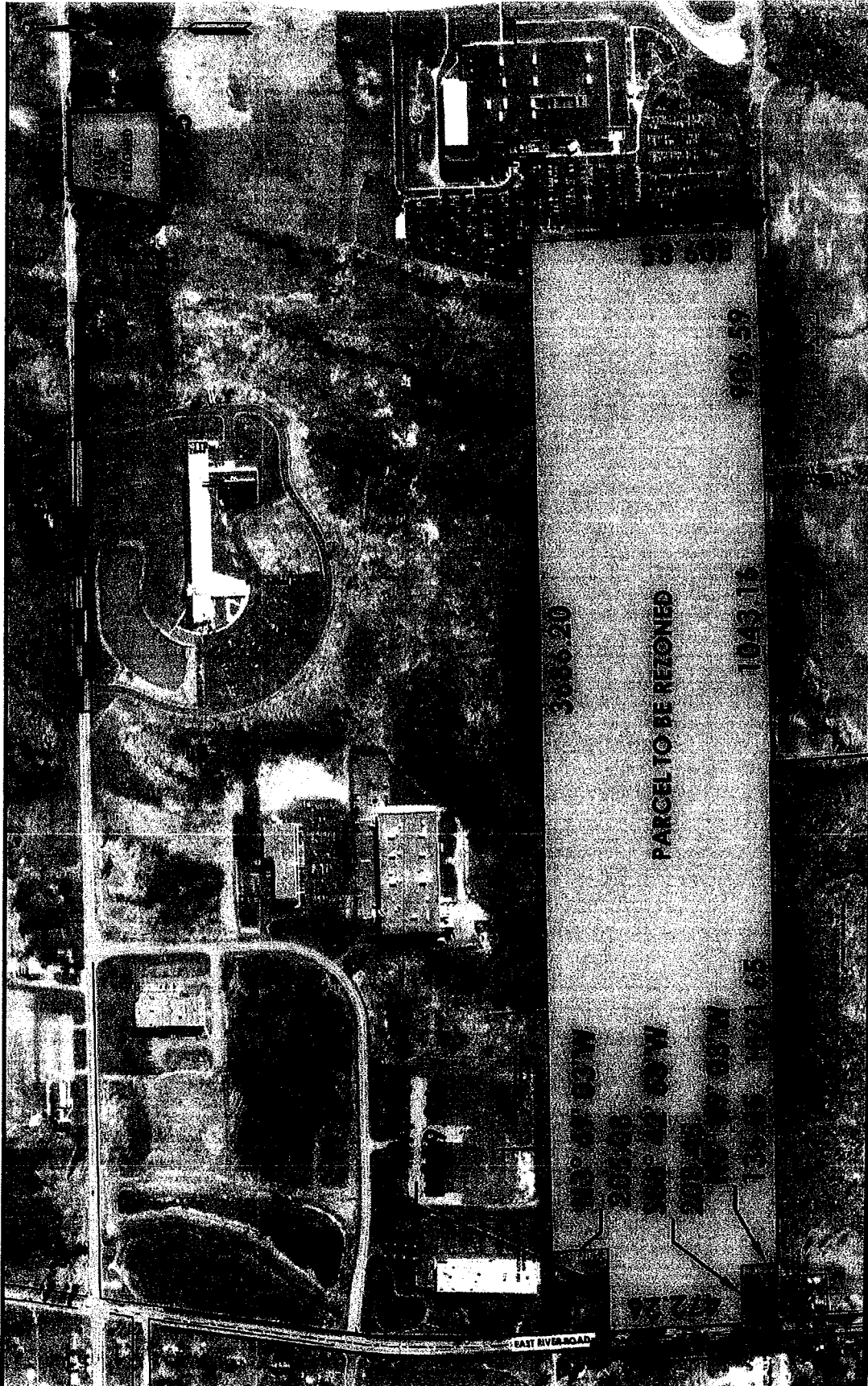
SUPERVISOR MOORE

You're welcome. Is there anybody else? (*Pause, no response*). Could I have a motion to end the night?

The Regular Meeting of the Henrietta Town Board was moved for adjournment by Councilman Mulligan, seconded by Councilwoman Zinck at 8:21 P.M., and was adjourned without objection.

Respectfully submitted,

Jennifer L. Miranda  
Deputy Town Clerk



Client: **CAMPUS CONSULTING, LLC**  
 2100 REAFORD ROAD, SUITE 300  
 CHARLOTTE, NC 28211

Project Number: **20121646.0001**

Scale: **1" = 500'**

Sheet No:

**PA** **PASSERO ASSOCIATES**  
 engineering architecture

242 West Main Street, Suite 100  
 Rochester, NY 14614

**THE GROVE AT ROCHESTER**

Drawn By: **K. WAELDER** Date: **AUGUST 2014**

**LOCAL LAW NO. 2 OF 2014**

**A Local Law establishing a Taxpayer Assistance Program**

**BE IT ENACTED** by the Town Board of the Town of Henrietta as follows:

In accordance with New York Chapter Laws Chapter 329, signed into Law on August 26, 2014 in accordance with Senate Bill S 7109 and Assembly Bill A 9504, "An Act providing for a property taxpayer assistance authorization for taxpayers in the Town of Henrietta, County of Monroe", a taxpayer assistance payment not to exceed one hundred dollars per residence shall be made in the fiscal year 2014 to an owner-occupier of any single family dwelling according to the records of the Town Assessor of the Town of Henrietta subject to the following eligibility requirements:

- a.) To qualify for the Property Tax Assistance the resident must be a property taxpayer in the Town of Henrietta on June 1, 2014.
- b.) The property shall serve as the primary residence of one or more of the owners.
- c.) The recipient of such property tax assistance payment shall not be in arrears in the payment of taxes, charges or assessments due and owing to the Town.

This Law shall take effect immediately upon filing with the Secretary of State.

TOWN OF HENRIETTA  
OUT OF DISTRICT  
SEWER USE AGREEMENT

Phone (585) 359-7070

Fax (585) 359-7069

At a regular meeting of the Town Board of the Town of Henrietta, held on September 17, 2014, it was resolved, that the following Agreement be approved and the Supervisor be authorized to enter into such Agreement:

**This Agreement** made, this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_ by and between the Town Board of Henrietta as Sewer Commissioners for Henrietta Sewer District No. 1, herein called the Sewer District, and Barbara Finellano, Richard Pelonzo, Ronald Pelonzo (Property Owner(s) – (Printed) herein called the user, as follows:

**Whereas**, the user is the owner of real property lying outside the territorial limits of Sewer District and outside of any extension thereof, and said user wishes to use the facilities of said Sewer District for the purpose of furnishing sanitary sewage facilities for the real property located on 4161 west Henrietta Road  
Tax Account No. 175.07-1-3 being the lands described in a deed recorded in Monroe County Clerk's Office in Liber 10943 of Deeds, page 362, and

**Whereas**, the facilities of said Sewer District are adequate to permit such use,

It is agreed as follows:

1. The District consents that the users may connect their sanitary sewer facilities to the existing street on between W. Henrietta Rd. & Volkmars Pkwy in front/rear of the above described premises.
2. The users shall make said connection at their own cost under the supervision and direction of an authorized representative of the Sewer District and shall install the same in such manner and under such conditions as are directed by such representative.
3. As a fee for the right to make such connection, the users shall pay to the Sewer District all applicable Permit Fees and shall further pay for the use of said sewer rental charges as are paid by users residing within the Sewer District.
4. The users hereby agree that in the event any petition is hereafter circulated for the extension of Henrietta Sewer District No. 1, so as to include the real property of the users, that the users will sign such petition and consent to the creation of such extension.
5. In addition to the foregoing quarterly rental charges, the user shall pay to the Sewer District an annual fee equal to the amount for which the user's property would be assessed for debt service and/or maintenance, if the user's property were within the boundaries of Extension No. 37 to the Henrietta Sewer District No. 1.

6. The user agrees to be bound by all rules and regulations of said Sewer District as established by the Town Board of Henrietta from time to time and this Agreement may be terminated or amended by the District at any time by giving 60 days notice in writing to the user.

In Witness Whereof, the parties have executed this Agreement and the Supervisor on behalf of the Town Board of Henrietta be authorized to enter into such Agreement.

This Agreement will be effective on \_\_\_\_\_, 20\_\_\_\_.

Sewer District Town of Henrietta  
475 Calkins Road  
Henrietta, New York 14467

User RONALD PETERSEN  
4161 WEST HENRIETTA ROAD  
ROCHESTER NEW YORK 14623

By: \_\_\_\_\_  
Jack W. Moore  
(Supervisor)

By: Ronald Petersen

(CORPORATE SEAL)

Luis Baca  
State of Florida  
My Commission Expires 01/22/2018  
Commission No. FF 85242



Attest: \_\_\_\_\_

Attest Luis Baca

Address for giving notices

Address for giving notices

\_\_\_\_\_  
\_\_\_\_\_

101 S. Ala Fwy Ct  
Orlando FL 32818

(If OWNER is a public body, attach evidence of authority to sign and resolution or other documents authorizing execution of Agreement).

License No. \_\_\_\_\_

Agent for services of process:  
\_\_\_\_\_

(If User is a corporation attach evidence of authority to sign.)

- 6. The user agrees to be bound by all rules and regulations of said Sewer District as established by the Town Board of Henrietta from time to time and this Agreement may be terminated or amended by the District at any time by giving 60 days notice in writing to the user.

**In Witness Whereof**, the parties have executed this Agreement and the Supervisor on behalf of the Town Board of Henrietta be authorized to enter into such Agreement.

This Agreement will be effective on \_\_\_\_\_, 20\_\_\_\_\_.

Sewer District Town of Henrietta  
475 Calkins Road  
Henrietta, New York 14467

User Barbara A Finucane  
4161 West Henrietta Road  
Rochester, NY 14623

By: \_\_\_\_\_  
Jack W. Moore  
(Supervisor)

By: Barbara A. Finucane

(CORPORATE SEAL)

Attest: \_\_\_\_\_

Attest [Signature]

Address for giving notices  
\_\_\_\_\_  
\_\_\_\_\_

Address for giving notices  
475 Calkins Rd  
Henrietta, NY 14467

(If OWNER is a public body, attach evidence of authority to sign and resolution or other documents authorizing execution of Agreement).

JANET L. HOWLAND  
NOTARY PUBLIC, State of New York  
Monroe County, No. 01HO6201773  
Commission Expires 3/02/2017

License No. \_\_\_\_\_  
Agent for services of process:  
\_\_\_\_\_

(If User is a corporation attach evidence of authority to sign.)

- 6. The user agrees to be bound by all rules and regulations of said Sewer District as established by the Town Board of Henrietta from time to time and this Agreement may be terminated or amended by the District at any time by giving 60 days notice in writing to the user.

In Witness Whereof, the parties have executed this Agreement and the Supervisor on behalf of the Town Board of Henrietta be authorized to enter into such Agreement.

This Agreement will be effective on \_\_\_\_\_, 20 \_\_\_\_.

Sewer District Town of Henrietta  
475 Calkins Road  
Henrietta, New York 14467

User Richard H Petersen  
~~475 Calkins Road~~  
4161 West Henrietta Rd.  
Rochester NY 14623

By: \_\_\_\_\_  
Jack W. Moore  
(Supervisor)

By: Richard H Petersen

(CORPORATE SEAL)


Attest: \_\_\_\_\_

Attest Janet L Howland

Address for giving notices  
\_\_\_\_\_  
\_\_\_\_\_

Address for giving notices  
475 Calkins Rd  
Henrietta NY 14467

(If OWNER is a public body, attach evidence of authority to sign and resolution or other documents authorizing execution of Agreement).

JANET L. HOWLAND  
NOTARY PUBLIC, State of New York  
Monroe County, No. 01H06201773  
Commission Expires 3/02/20 

License No. \_\_\_\_\_  
Agent for services of process:  
\_\_\_\_\_

(If User is a corporation attach evidence of authority to sign.)



585.359.7092  
hplinfo@libraryweb.org

Henrietta Public Library  
455 Calkins Road  
Rochester, NY 14623

#17-210/2014

## Memo

**To: Becky Wiesner**  
**Date: September 11, 2014**  
**Re: Item to surplus**

If you could please put this in for a town board meeting when other surplus items are being done.

To request that the Town Board declare the following item as surplus:

Inventory

#3889 Brightboard LCD Pedastal Unit

Thank you.



Town of Henrietta  
475 Calkins Road  
Henrietta, New York 14467  
Highway Department  
585-359-7005

September 12, 2014

**TO:** Supervisor Moore & Town Board

**FROM:** Craig Eckert, Commissioner of Public Works

**SUBJECT:** Surplus Items

It is Recommended that the following equipment be declared surplus and be consigned to the Teitsworth Municipal Auction to be held on October 4, 2014.

Highway Department Inventory:

#145, 2003 Chevy 3500 1 Ton Dump, 2WD, Inv. #3797  
#106, 2004 Chevy 2500 3/4 Ton pickup, 4WD. Inv. # 4073  
#102, 2006 Chevy 1500 1/2 Ton pickup, 4WD. Inv. # 3907  
8 foot Western Plow, Inv. # 4082

Drainage Department Inventory:

#513, 2006 Chevy 2500 3/4 Ton pickup, 4WD, Inv. #4096  
8 foot Boss V-Plow, Inv. # 3790

General Service Garage / Highway Department Inventory:

#5, 2004 Chevy 2500 Van, Inv. #3576



TOWN CLERK CERTIFICATE NO. 439

STATE OF NEW YORK  
MONROE COUNTY

Office of the Clerk of the

TOWN OF HENRIETTA

(SEAL)

ss.

This is to certify that I, Jennifer L. Miranda, Deputy Town Clerk of the Town of Henrietta in the said County of Monroe, have compared the foregoing copy of Resolution #17-214/2014, Adopting Local Law No. 2 of 2014, Establishing a Taxpayer Assistance Program with the original now on file in this office, and that the same is a correct and true transcript of such original and the whole thereof.

*In Witness Whereof*, I have hereunto set my hand and affixed the seal of said Town this 18<sup>th</sup> day of September, 2014.

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Deputy Town Clerk of the Town of Henrietta, Monroe County, New York