

**HENRIETTA TOWN BOARD  
AGENDA  
JANUARY 19, 2011**

Supervisor Yudelson  
Councilwoman McCabe  
Councilman Mulligan  
Councilwoman Zinck  
Councilman Moore

**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):
  - January 5, 2011 Organizational Meeting
  - January 5, 2011 Regular Meeting

On Motion of: Councilwoman McCabe    Seconded by: Councilwoman Zinck
6. Miscellaneous Communications
7. Introduction of and Action Upon Local Laws, Ordinances, Resolutions
8. Reports of Standing Committees and Actions Thereon
9. Reports of Special Committees
10. Public Comment
11. Adjournment

RESOLUTION #3-54/2011  
Authorize Accounts Payable

RESOLUTION #3-55/2011  
Award Low Quote – Library Lighting Upgrade Project

RESOLUTION #3-56/2011  
Authorize General Engineering and Planning Services – Vanguard Engineering,  
P.C. and Lu Engineers

RESOLUTION #3-57/2011  
Authorize Purchase of Two (2) State Contract Vehicles – Sport Utility Vehicles

RESOLUTION #3-58/2011  
Authorize Advertisement for Bids – Kenwick Drive and Golden Rod Lane Sanitary  
Sewer Repairs Project

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RESOLUTION #3-59/2011

Award Low Bid – One (1) New Truck Mounted Vacuum Sweeper

RESOLUTION #3-60/2011

Authorize Purchase of One (1) State Contract Vehicle – Sport Utility Vehicle

RESOLUTION #3-61/2011

Declare Items Surplus Materials

RESOLUTION #3-62/2011

Appoint Youth Board Members

RESOLUTION #3-63/2011

Authorize 2010 Budget Amendments, Transfers and Encumbrances

RESOLUTION #3-64/2011

Authorize Personnel Items

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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 19<sup>th</sup> DAY OF JANUARY, 2011 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  
Patricia J. Shaffer, Town Clerk

**ABSENT**

Daniel J. Mastrella, Town Attorney

*(SILENT PRAYER)*

*(PLEDGE OF ALLEGIANCE TO THE FLAG)*

SUPERVISOR YUDELSON

Is there anybody who would like to speak on any of the items that are on the Agenda, Agenda items, at this point? *(Pause, no response)* If not, can I have the approval of the Minutes, please?

COUNCILWOMAN McCABE

Mr. Supervisor, I move we approve the Minutes of January 5, 2011, the Organizational meeting, and January 5, 2011, the Regular meeting.

COUNCILWOMAN ZINCK

Second.

SUPERVISOR YUDELSON

Discussion? Call the roll.

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 #3-54/2011

On Motion of  
Councilman Moore

Seconded by  
Councilwoman Zinck

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

EXHIBIT A	Bills Payable dated 1/19/2011	\$ 632,462.44
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SUPERVISOR YUDELSON  
Discussion?

COUNCILMAN MULLIGAN

Under discussion, I just want to commend the Highway Department for getting us a good price on that sweeper. The sweeper is never going to be a winner in lieu of the fact that we use it an awful lot on State and County roads where we're not really reimbursed to any large degree, but I think they did about as well as they could, under the circumstances.

COUNCILWOMAN McCABE

Yes, I agree.

SUPERVISOR YUDELSON

Definitely. All right, thank you.

COUNCILMAN MULLIGAN

As well as the Finance man.

SUPERVISOR YUDELSON

I take no credit for that. *(Laughter)* Call the roll, please.

COUNCILMAN MULLIGAN

I know you're crying for recognition.

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 #3-55/2011

On Motion of  
Councilman Moore

Seconded by  
Councilwoman Zinck

WHEREAS, the 2010 Town Budget contained funds as part of the Energy Efficient and Conservation Block Grant funding to retrofit the existing fluorescent lighting in the Town Library with energy efficient fluorescent bulbs and ballasts, and

WHEREAS, the Town of Henrietta has requested quotes from qualified electrical contractors, and

WHEREAS, three (3) quotes were received and the low quote, meeting specifications, was received from Unlimited Electric for a total cost of \$13,530.00.

THEREFORE, BE IT RESOLVED, that Unlimited Electric, 1296 East Victor Road, Victor, New York 14564, be hereby authorized to provide materials and labor to retrofit 151 fluorescent light fixtures in the Town Library, in an amount not to exceed \$13,530.00.

BE IT FURTHER RESOLVED, that the Supervisor or his designee be authorized to pay Unlimited Electric in an amount not to exceed \$13,530.00, upon successful completion of the Project and acceptance of the Safety Officer.

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 #3-56/2011

On Motion of  
Councilman Mulligan

Seconded by  
Councilwoman McCabe

WHEREAS, Vanguard Engineering, P.C., 241 Castlebar Road, Rochester, New York 14610, and Lu Engineers, 175 Sullys Trail, Suite 202, Pittsford, New York 14534, have each submitted to the Town of Henrietta a proposal for General Engineering and Planning Services, dated December 22, 2010 and January 5, 2011, respectively, copies of which are attached and on file in the Town Clerk's Office, and

WHEREAS, the proposed scope of services, as more fully detailed therein, is to provide General Engineering and Planning Services in order to supplement current Town

Staff.

THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized, on behalf of the Town of Henrietta, to execute the proposed General Engineering and Planning Services proposals with Vanguard Engineering, P.C. and/or Lu Engineers, for a total cost not to exceed \$23,000.00 through December 31, 2011, at the hourly billing rates set forth in said proposals.

BE IT FURTHER RESOLVED, that the Supervisor or his designee be hereby authorized to pay Vanguard Engineering, P.C. and/or Lu Engineers, for Engineering and Planning Services performed at the rates set forth in said proposals, upon satisfactory completion and acceptance of the services provided, by the Director of Engineering and Planning.

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

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

RESOLUTION #3-57/2011

On Motion of  
Councilwoman Zinck

Seconded by  
Councilman Moore

WHEREAS, the 2011 Engineering Department Budget provides funds for the purchase of two (2) Sport Utility Vehicles (SUV's), and

WHEREAS, 2011 Ford Escape XLT Vehicles, meeting specifications, are available on New York State Contract Group No. 40450, Item 20, at a total cost of \$38,777.22 from Van Bortel Ford, Inc.

THEREFORE, BE IT RESOLVED, that Van Bortel Ford, Inc., authorized New York State dealer, 7325 Route 96, Victor, New York 14564, be hereby authorized to supply two (2) 2011 Ford Escape XLT, 4-Door, SUV's, as per specifications, at a total cost not to exceed \$38,777.22.

BE IT FURTHER RESOLVED, that the Supervisor or his designee be authorized to pay Van Bortel Ford, Inc., in an amount not to exceed \$38,777.22, upon satisfactory delivery and receipt of all proper documentation.

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

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

Carried

RESOLUTION #3-58/2011

On Motion of  
Councilwoman McCabe

Seconded by  
Councilman Mulligan

WHEREAS, the Town of Henrietta requires bids for the Kenwick Drive and Golden Rod Lane Sanitary Sewer Repairs Project for the spot repairs to the existing sanitary sewer on Kenwick Drive and Golden Rod Lane, to conform with construction plans and specifications on file in the Town Clerk's Office, with bids to be opened at 10:30 A.M. on Friday, February 25, 2011 and received no later than 10:00 A.M. on Friday, February 25, 2011.

THEREFORE, BE IT RESOLVED, that the Town Clerk be authorized to advertise for bids for the Kenwick Drive and Golden Rod Lane Sanitary Sewer Repairs Project as per cited plans and specifications on file, in the manner provided by Law.

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

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

Carried

RESOLUTION #3-59/2011

On Motion of  
Councilman Moore

Seconded by  
Councilwoman Zinck

WHEREAS, Resolution #23-207/2010 authorized the advertisement for bids for the purchase of one (1) new truck mounted vacuum sweeper to replace #120, a 2000 Johnston Sweeper, and

WHEREAS, two (2) bids were received, and the low bid, meeting specifications,

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was received from Joe Johnson Equipment, in the amount of \$182,496.00, including the trade-in option for the 2000 Johnston 605 Sweeper.

THEREFORE, BE IT RESOLVED, that Joe Johnson Equipment, 62 LaGrange Avenue, Rochester, New York 14613, be hereby awarded the bid for one (1) Elgin Whirlwind MV street sweeper, per specifications.

BE IT FURTHER RESOLVED, that the Supervisor or his designee be hereby authorized to pay Joe Johnson Equipment, in an amount not to exceed \$182,496.00, upon delivery and receipt of all proper documentation and acceptance by the Acting Superintendent of Highways.

SUPERVISOR YUDELSON  
Discussion?

COUNCILMAN MULLIGAN  
I . . . go ahead.

COUNCILWOMAN McCABE  
Oh, under discussion, I was going to say, isn't this a lower price than what it was about three (3) or four (4) years ago?

DONALD YOUNGMAN, ACTING SUPERINTENDENT OF HIGHWAYS  
Yes *(away from mic, inaudible)*

COUNCILWOMAN ZINCK  
Yes.

DONALD YOUNGMAN, ACTING SUPERINTENDENT OF HIGHWAYS  
*(Away from mic, inaudible)*

COUNCILWOMAN McCABE  
Okay, thank you. Should I repeat that for the Record, or will that be picked up?  
*(Laughter)*

SUPERVISOR YUDELSON  
We'll recreate it, I . . .

COUNCILMAN MOORE  
I'd just like to commend Don, on his job of getting the bids on the sweeper, and Bob, on his job of keeping the old one together for three (3) extra years. We basically, I think, used a street sweeper for three (3) years for whatever maintenance costs were, and this is, what, well, we budgeted two hundred and thirty-five thousand (\$235,000) for this new sweeper and it came in at one hundred and eighty-two (\$182,000), so I think that was a great job, and I think the taxpayers won tonight.

COUNCILWOMAN McCABE

Yes.

COUNCILMAN MULLIGAN

Through you, Mr. Supervisor, and Don can just indicate yes or no, would someone like Monroe Tractor have this kind of equipment and be able to bid or not?

DONALD YOUNGMAN, ACTING SUPERINTENDENT OF HIGHWAYS

No.

COUNCILMAN MULLIGAN

They don't have it?

DONALD YOUNGMAN, ACTING SUPERINTENDENT OF HIGHWAYS

Monroe Tractor doesn't do those sweepers any more.

COUNCILMAN MULLIGAN

Okay, thank you.

COUNCILWOMAN ZINCK

Thanks, Don.

SUPERVISOR YUDELSON

All right. Anyone else? 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 #3-60/2011

On Motion of  
Councilman Mulligan

Seconded by  
Councilwoman McCabe

WHEREAS, the 2011 Fire Marshal/Building Inspector Department Budget provides funds for the purchase of one (1) Sport Utility Vehicle (SUV), and

WHEREAS, a 2011 Ford Escape XLT Vehicle, meeting specifications, is available on New York State Contract Group No. 40450, Item 20, at a total cost of \$19,388.61, from Van Bortel Ford, Inc.

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THEREFORE, BE IT RESOLVED, that Van Bortel Ford, Inc., authorized New York State dealer, 7325 Route 96, Victor, New York 14564, be hereby authorized to supply one (1) 2011 Ford Escape XLT, 4-Door, SUV, as per specifications, at a total cost not to exceed \$19,388.61.

BE IT FURTHER RESOLVED, that the Supervisor or his designee be authorized to pay Van Bortel Ford, Inc., in an amount not to exceed \$19,388.61, upon satisfactory delivery and receipt of all proper documentation.

SUPERVISOR YUDELSON  
Discussion?

COUNCILMAN MULLIGAN  
For my own . . .

COUNCILWOMAN McCABE  
Oh, I was . . .

COUNCILMAN MULLIGAN  
. . . edification, who are your designees?

COUNCILWOMAN ZINCK  
Well, in case there was one.

COUNCILMAN MOORE  
You are, you're the Deputy Supervisor!

COUNCILWOMAN McCABE  
You're the Deputy, that's right.

SUPERVISOR YUDELSON  
Yes, are you looking for . . .

COUNCILWOMAN McCABE  
Any where down further than that?

COUNCILMAN MOORE  
Are you looking for a promotion?

SUPERVISOR YUDELSON  
This would be, you know, like a . . .

COUNCILWOMAN McCABE  
No extra pay.

COUNCILWOMAN ZINCK

In Michael's absence, someone would need to . . .

SUPERVISOR YUDELSON

Or, Marie Leonardi, for instance, is assistant to the Finance Director to be able to issue the payments. My sole designator.

COUNCILWOMAN ZINCK

Yes.

COUNCILWOMAN McCABE

These are all under State Contract, so we couldn't get a, you know, three (3) vehicle discount? *(Laughter)*

COUNCILWOMAN ZINCK

Buy two (2) get one (1) free?

COUNCILWOMAN McCABE

Two (2) from the other Resolution and one (1) from this one.

SUPERVISOR YUDELSON

Yeah, right.

COUNCILWOMAN ZINCK

Yes, all the same price, same vehicle.

COUNCILWOMAN McCABE

I think I seconded that.

SUPERVISOR YUDELSON

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 #3-61/2011

On Motion of  
Councilwoman Zinck

Seconded by  
Councilman Moore

WHEREAS, the Safety Officer has requested that the following item be declared surplus material:

<u>Inventory #</u>	<u>Description</u>
3140	1998 Black/Walnut Office Chair

WHEREAS, the IT Coordinator has requested that the attached items be declared surplus materials.

WHEREAS, the Town Clerk has requested that the attached items be declared surplus materials.

THEREFORE, BE IT RESOLVED, that the item listed above, and as attached, be sent to the Parks and Facilities Department for disposal, with the exception of all computer equipment, which is to be sent to the IT Coordinator for proper disposal.

BE IT FURTHER RESOLVED, that all said items be removed from the Town's inventory list.

SUPERVISOR YUDELSON

Under discussion, I know there was a question about the purchase here of some of the printers . . .

COUNCILWOMAN ZINCK

Resale?

SUPERVISOR YUDELSON

Are you able to speak to that, Mr. Angotti?

MARIO ANGOTTI, IT COORDINATOR

As far as the resale value? Or, as far as why we were purchasing the new ones?

SUPERVISOR YUDELSON

Your question, you asked me to . . .

COUNCILMAN MULLIGAN

He answered earlier.

SUPERVISOR YUDELSON

He answered it earlier.

MARIO ANGOTTI, IT COORDINATOR

Yes, the printers are 2007. The reason why we're replacing them is because of the cost of the toner. We were paying about one hundred and fifteen dollars (\$115.00) for a six thousand (6,000) yield cartridge, which we were really only getting about four (4,000) to five (5,000). The new cartridges are fifteen thousand (15,000) yield, and we should be paying about one hundred and forty-five (\$145.00), one hundred fifty (\$150.00). And, plus, these will be under warranty.

SUPERVISOR YUDELSON

Right.

COUNCILWOMAN ZINCK

Before you go, I have another question. According to the Resolution, it says, "the computer equipment will be disposed of, "proper disposal", didn't we say we're going to sell some of those?

MARIO ANGOTTI, IT COORDINATOR

We're going to try to sell them. We started researching today to see what the value was, the one problem with the printers is most printers have hard drives in them, and usually you retain the document that was printed for the life of the printer, unless the hard drive is destroyed, we're looking at a way to see if we can wipe the hard drives clean. If we can't, we're going to have to destroy it.

COUNCILWOMAN ZINCK

So, should this be adjusted?

SUPERVISOR YUDELSON

So, by saying "proper disposal", I think we're inferring that that would allow us to sell them or if they can't be sold to destroy them.

COUNCILWOMAN ZINCK

Okay.

MARIO ANGOTTI, IT COORDINATOR

We just started doing the research today on wiping the hard drives clean.

COUNCILWOMAN ZINCK

All right. Thank you.

MARIO ANGOTTI, IT COORDINATOR

But, as far as the resale value, we might be able to recoup about two hundred and fifty (\$250.00) a piece.

COUNCILWOMAN ZINCK

Great. Thanks, Mario.

MARIO ANGOTTI, IT COORDINATOR

Yes.

SUPERVISOR YUDELSON

Thank you. Further discussion? See that, Bill, we use a chair for twenty (20) years or so, twenty-three (23) years . . .

COUNCILWOMAN ZINCK

Do you need it at the Market?

SUPERVISOR YUDELSON

Just so you know we're . . .

COUNCILWOMAN McCABE

Twenty (20) years . . . (*Laughter*)

SUPERVISOR YUDELSON

Call the roll, please.

COUNCILMAN MULLIGAN

Very funny group.

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 #3-62/2011

On Motion of  
Councilman Moore

Seconded by  
Councilwoman McCabe

WHEREAS, there are vacancies on the Henrietta Youth Board, and  
WHEREAS, three (3) applications have been received and reviewed from  
qualified residents of the Town of Henrietta for positions on this Board, and  
WHEREAS, the Town Board wishes to keep the various Boards of the Town at  
their authorized strength for maximum input.

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THEREFORE, BE IT RESOLVED, that Karen Syrkin, 28 Morin Circle, West Henrietta, New York 14586; Prati Date, 27 Langston Point, Pittsford, New York 14534; and Omar Khan, 47 Sperry Drive, Henrietta, New York 14467 be hereby appointed to the Henrietta Youth Board for the remainder of a two (2) year term to be effective immediately and expiring December 31, 2012.

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 #3-63/2011

On Motion of  
Councilwoman McCabe

Seconded by  
Councilman Mulligan

BE IT RESOLVED, that the Supervisor be hereby authorized to make the Budget amendments, transfers and encumbrances, as per the attachments.

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 #3-64/2011

On Motion of  
Councilman Mulligan

Seconded by  
Councilwoman Zinck

BE IT RESOLVED, that the following person be hired:

Ester Tobochnik Crossing Guard, @ \$9.60/hr., effective

1/6/2011.

BE IT FURTHER RESOLVED, that the following employees be given an additional day's pay for unused sick leave (per Labor Agreement):

Mario Angotti, Timothy Briggs, Mark Byrne, Terry Ekwel, Nathan Gabbert, Shelly Gorino, Larry Harper, Linda Kelley, Ronald LaRocca, Marie Leonardi, Joe Losavio, Chuck Marshall, Tammy McGlashon, Dave Moriarity, Gary Popen, and Robert Tobey.

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

Before we adjourn, and actually, before opening to public comment, I see we have some Scouts here tonight. We welcome you to the meeting. I wonder if we can prevail upon Mr. Duclos or any other adult leader to just introduce the group and tell us what Troop you are.

*(Marc Duclos, introduced Boys Scout Troop 134, sponsored by the Rush Fire Department – Audio File available upon request.)*

SUPERVISOR YUDELSON

Okay. Thank you.

COUNCILWOMAN ZINCK

Glad to have you here.

COUNCILWOMAN McCABE

Welcome.

SUPERVISOR YUDELSON

Is there, before we adjourn, anybody who would like to speak on any matter involving the Town of Henrietta?

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COUNCILWOMAN ZINCK

Would that be before we test the Scouts, give them that little test? *(Laughter)*

COUNCILMAN MULLIGAN

Just, on a sad note, Councilwoman Marilyn McGill's husband, Gary, who, Marilyn served on the Town Board for I think twelve (12) years, and was a very effective member. Gary worked for Castle for years that later became Getinge, and also worked as the Receiver of Taxes here for the Town, and was actually my bookkeeper for a number of years at the Regional Market, passed away a couple weeks ago. I had a chance to talk to Marilyn, and she appreciated the call, and I know the Supervisor, I believe, also talked to her, and Marilyn hopes to be up in the Rochester area a couple of times this summer, so I encouraged her to stop in and visit with the Board.

COUNCILWOMAN McCABE

Good.

COUNCILWOMAN ZINCK

Sorry to hear that.

COUNCILMAN MULLIGAN

Gary was a very nice man.

SUPERVISOR YUDELSON

Yes, he was.

COUNCILWOMAN McCABE

Absolutely was.

SUPERVISOR YUDELSON

Thank you. Anybody else? *(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 7:25 P.M. and was adjourned without objection.

Respectfully submitted,

Leann C. Case  
Deputy Town Clerk