

**HENRIETTA TOWN BOARD
AGENDA
DECEMBER 21, 2011**

Supervisor Yudelson
Councilman Mulligan
Councilwoman Zinck
Councilman Moore
Councilman Page

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):
 - December 7, 2011
 - On Motion of: Councilwoman Zinck Seconded by: Councilman Moore
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 #24-222/2011
Authorize Accounts Payable

RESOLUTION #24-223/2011
Reappoint Board of Assessment Review Member

RESOLUTION #24-224/2011
Call for Public Hearing - Proposed Establishment of Extension No. 157 (CarMax, LLC) to Henrietta Water District No. 1

RESOLUTION #24-225/2011
Call for Public Hearing - Proposed Establishment of Extension No. 209 (CarMax, LLC) to Henrietta Sewer District No. 1

RESOLUTION #24-226/2011
Authorize Supervisor to Sign 2012 Contract with Henrietta Volunteer Ambulance

RESOLUTION #24-227/2011
Authorize State Contract Purchase - Card Access System

TB December 21, 2011

RESOLUTION #24-228/2011

Call for Public Hearing – Purchase of Land - Property Currently Known as
“Executive South” Family Golf and Recreation Center

RESOLUTION #24-229/2011

Authorize Budget Transfers

RESOLUTION #24-230/2011

Award Quote and Authorize 2011 Auditing Services

RESOLUTION #24-231/2011

Authorize Personnel Items

TB December 21, 2011

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 21ST DAY OF DECEMBER, 2011 AT 7:00 P.M.

PRESENT

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

(SILENT PRAYER)

(PLEDGE OF ALLEGIANCE TO THE FLAG)

SUPERVISOR YUDELSON

Before we approve the Minutes, is there anybody in the audience who would like to speak on any of the items that are on the Agenda for tonight, Agenda items, at this point? *(Pause, no response)* If not, can I have the approval of the Minutes, please?

COUNCILWOMAN ZINCK

Mr. Supervisor, I'd like to move approval of the Minutes of December 7, 2011.

COUNCILMAN MOORE

Second.

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

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

Carried

SUPERVISOR YUDELSON

May I have the first Resolution, please?

RESOLUTION #24-222/2011

On Motion of
Councilman Page

Seconded by
Councilman Mulligan

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

EXHIBIT A	Bills Payable dated 12/21/2011	\$ 110,905.85
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SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

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

Carried

RESOLUTION #24-223/2011

On Motion of
Councilman Moore

Seconded by
Councilwoman Zinck

WHEREAS, the term of Stephen Wershing, Board of Assessment Review, has expired as of September 30, 2011, and

WHEREAS, Mr. Wershing has requested reappointment, and

WHEREAS, the Henrietta Town Board wishes to maintain the Boards at their authorized strength for maximum input.

THEREFORE, BE IT RESOLVED, that Stephen Wershing, 1745 Pinnacle Road, Henrietta, New York 14467, be reappointed to the Board of Assessment Review for a five (5) year term effective October 1, 2011 and expiring September 30, 2016.

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

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

RESOLUTION #24-225/2011

On Motion of
Councilman Page

Seconded by
Councilman Mulligan

IN THE MATTER OF THE PETITION FOR THE ESTABLISHMENT OF EXTENSION NO. 209 (CARMAX, LLC) TO HENRIETTA SEWER DISTRICT NO. 1 LOCATED AT 3600 and 3700 WEST HENRIETTA ROAD IN THE TOWN OF HENRIETTA, COUNTY OF MONROE, STATE OF NEW YORK.

WHEREAS, a written Petition in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Henrietta, County of Monroe, New York for the establishment of Extension No. 209 (CarMax, LLC) to Henrietta Sewer District No. 1 bounded and described as set forth on exhibits now on file in the Town Clerk's Office, and

WHEREAS, the improvements proposed consist of a sewer system to serve the said Extension No. 209, in accordance with a certain map and description made a part of such Petition and now on file in the Office of the Town Clerk of the said Town, and

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

THEREFORE, BE IT RESOLVED, that a Public Hearing of the Town Board of the Town of Henrietta shall be held at the Henrietta Town Hall, 475 Calkins Road, in the Town of Henrietta, Monroe County, New York on the 18TH day of January, 2012 at 7:00 P.M. to consider the said Petition and to hear all persons interested in the subject. Notice of said Hearing shall be published and posted in the manner provided by law.

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

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

Carried

RESOLUTION #24-226/2011

On Motion of
Councilwoman Zinck

Seconded by
Councilman Moore

BE IT RESOLVED, that the Supervisor, on behalf of the Town, be hereby authorized to sign the Contract with the Henrietta Volunteer Ambulance to be effective January 1, 2012 and expiring December 31, 2012, as per the attachment.

SUPERVISOR YUDELSON

Under discussion, I just wanted to note, for the Record, that this Contract is based on the exact same tax rate that was in effect for 2011. Call the roll, please.

Duly put to a vote:

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

RESOLUTION #24-227/2011

On Motion of
Councilman Moore

Seconded by
Councilwoman Zinck

WHEREAS, the 2011 Parks and Facilities Budget provides funds for the purchase and installation of a S2 NetBox Access Control System, and

WHEREAS, a card access system, meeting specifications, is available through New York State Contract PT65346, from IC2S, at a total cost not to exceed \$17,555.21.

THEREFORE, BE IT RESOLVED, that IC2S, 1555 Brooks Avenue, Rochester, New York 14624 be hereby awarded the purchase of a S2 NetBox Access Control System, per specifications.

BE IT FURTHER RESOLVED, that the Supervisor or his designee be hereby authorized to pay IC2S, in an amount not to exceed \$17,555.21, upon delivery, installation and receipt of all proper documentation and acceptance by the Safety Officer.

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

Councilman Mulligan	voting	Aye
Councilwoman Zinck	voting	Aye

Councilman Moore	voting	Aye
Councilman Page	voting	Aye
Supervisor Yudelson	voting	Aye

Carried

RESOLUTION #24-228/2011

On Motion of Councilman Page	Seconded by Councilman Mulligan
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WHEREAS, the Town Board, by Resolution #22-209/2011, authorized the Supervisor to execute an Agreement for the purchase of approximately 25.47 acres of land known as Executive South Family Golf and Recreation Center located at 3850 East Henrietta Road, Henrietta, New York from the owner, Henrietta Foundation, Inc. pursuant to General Municipal Law §247 and subject to a Public Hearing.

THEREFORE, BE IT RESOVLED, that a Public Hearing be held on January 4, 2012 at 7:00 P.M. at the Henrietta Town Hall, Main Meeting Room, 475 Calkins Road, Henrietta, New York, to determine if said purchase should be made, as required by General Municipal Law §247.

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

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

Carried

RESOLUTION #24-229/2011

On Motion of Councilman Mulligan	Seconded by Councilman Page
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BE IT RESOLVED, that the Supervisor be authorized to make the Budget transfers, as per the attachment.

SUPERVISOR YUDELSON

Discussion?

COUNCILMAN MULLIGAN

Under discussion, could we just take thirty (30) seconds to take a look at these?

SUPERVISOR YUDELSON

Absolutely and while you're doing that, I want to apologize to the Board for getting them kind of at the last minute.

COUNCILMAN MULLIGAN

Thanks.

SUPERVISOR YUDELSON

And, I mentioned on this side that you'll note, for the most part, these transfers are happening within the same department just might be from the salaries to the equipment or vice versa, that kind of thing. But, most of them are within the same Budget Code. And, this also represents just the General Fund. The other funds will be done at the next Town Board meeting.

COUNCILMAN MULLIGAN

The one (1) and two (2) Engineering Personal, that's tied in with some of that vacation time with a former employee, I'm sure?

SUPERVISOR YUDELSON

Yes, that's a big chunk of it. I noted, too, that there's, some of these where the salary line was affected because I believe the splits that we have, as the Board is aware, several people work for the Town, their salaries are split amongst several departments and funds because their work benefits the different funds, so, per auditing standards we do that, and I have to double check, but I think in some cases the splits that were used for paying them were not consistent with what was in the Budget, so nobody was paid the wrong amount or anything, but they just didn't match up to the appropriation in the Budget.

COUNCILMAN MULLIGAN

I'm good.

COUNCILWOMAN ZINCK

Looks good.

SUPERVISOR YUDELSON

All right, thank you. Anything else? Call the roll, please.

Duly put to a vote:

Councilman Mulligan	voting	Aye
Councilwoman Zinck	voting	Aye

Councilman Moore	voting	Aye
Councilman Page	voting	Aye
Supervisor Yudelton	voting	Aye
		Carried

RESOLUTION #24-230/2011

On Motion of	Seconded by
Councilwoman Zinck	Councilman Moore

WHEREAS, the Town Supervisor has received a quote for Audit Services from Raymond F. Wager, CPA, P.C., in the amounts of \$13,200.00 for the Regular Audit, \$1,250.00 for the Annual Updated Document, for a total amount of \$14,450.00 for the year 2011 Audit of the Town of Henrietta, and

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

THEREFORE, BE IT RESOLVED, that Raymond F. Wager, CPA, P.C., be authorized to conduct the year 2011 Audit of the Town of Henrietta for an amount not to exceed \$14,450.00.

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

SUPERVISOR YUDELSON
Discussion?

COUNCILMAN MULLIGAN

Just under discussion, I think this is one of the best values the Town receives. If I remember correctly, we hired Ray for about eight grand (\$8,000) in 1982, thirty (30) years ago, and he's raised the regular, or the basic audit five thousand, two hundred dollars (\$5,200) over thirty (30) years, which is probably one percent (1%) a year. And, with his partner, Lauffer, I think we're very fortunate for having such a strong team that gives us an objective view of the finances.

SUPERVISOR YUDELSON

And, as I mentioned to the Board the other day, in addition to performing the audit, they make themselves available to us throughout the year to answer questions, there's no extra charge for that, and they're very helpful.

COUNCILWOMAN ZINCK

They do a great job.

COUNCILMAN MOORE

So, between Mr. Wager and yourself, you've replaced the Finance Director. *(Laughter)*

SUPERVISOR YUDELSON

Call the roll, please.

COUNCILWOMAN ZINCK

And, you're doing a great job.

Duly put to a vote:

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

Carried

RESOLUTION #24-231/2011

On Motion of
Councilman Moore

Seconded by
Councilwoman Zinck

BE IT RESOLVED, that the following persons be hired:

Douglas Caliri	Town Court, Part-time Court Attendant @ \$12.00/hr., effective 12/19/2011.
Christopher Delplato	Recreation, Recreation Assistant @ \$7.25/hr., effective 12/19/2011.
Ryan Hancy	Recreation, Recreation Assistant @ \$7.25/hr., effective 12/19/2011.
Austin Wallace	Recreation, Recreation Assistant @ \$7.25/hr., effective 12/19/2011.

BE IT FURTHER RESOLVED, that the following employee changes be made:

Recreation Department	Seasonal Rate Changes, as per the attachment, effective 1/1/2012.
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COUNCILWOMAN ZINCK

Oh, Jack, I think you're supposed to read that whole list on the back, aren't you?
(Laughter)

COUNCILMAN MOORE

Go ahead, honey! *(Laughter)*

SUPERVISOR YUDELSON

Discussion? Call the roll, please.

Duly put to a vote:

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

Carried

SUPERVISOR YUDELSON

That's the end of our regular Agenda, before we adjourn I just want to first wish everyone a Happy Holiday, on behalf of the Town, and also give anyone in the audience who would like to speak on any anything involving the Town the opportunity to do so. Would anyone like to address the Board? *(Pause, no response)*

The Regular Meeting of the Henrietta Town Board was moved for adjournment by Councilman Mulligan, seconded by Councilwoman Zinck at 7:25 P.M. and was adjourned without objection.

Respectfully submitted,

Leann C. Case
Deputy Town Clerk