

**HENRIETTA TOWN BOARD  
AGENDA  
JULY 18, 2012**

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):  
- June 20, 2012  
    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 #14-128/2012  
    Authorize Accounts Payable

RESOLUTION #14-129/2012  
    Award Low Bid – 2012 Sanitary Sewer Repairs Project

RESOLUTION #14-130/2012  
    Declare Items Surplus Materials – Library/Public Works/Town Clerk

RESOLUTION #14-131/2012  
    Award Low Quote – Tile in Main Foyer - Town of Henrietta

RESOLUTION #14-132/2012  
    Award Low Quote – Playground Equipment – Henrietta Town Park

RESOLUTION #14-133/2012  
    Authorize Supervisor to Sign Operating Agreement for Executive South

RESOLUTION #14-134/2012  
    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 18<sup>th</sup> DAY OF JULY, 2012 AT 7:00 P.M.

**MEMBERS 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  
Leann C. Case, Town Clerk

*(SILENT PRAYER)*

*(PLEDGE OF ALLEGIANCE TO THE FLAG)*

SUPERVISOR YUDELSON

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

COUNCILWOMAN ZINCK

I'd like to move approval of the Minutes for the June 20, 2012 meeting.

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 #14-128/2012

On Motion of  
Councilman Mulligan

Seconded by  
Councilman Moore

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

EXHIBIT A	Bills Payable dated 7/18/2012	\$ 638,181.43
EXHIBIT B	Manual Bills Payable dated 7/06/2012	\$ 4,003.93
EXHIBIT C	Manual Bills Payable dated 7/16/2012	\$ 15,485.99

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 #14-129/2012

On Motion of  
Councilman Moore

Seconded by  
Councilman Page

WHEREAS, Resolution #13-126/2012 authorized the advertisement for bids for the Year 2012 Sanitary Sewer Repairs Project, for the spot repairs to the existing sanitary sewers at Calver Court, Camelot Drive, Castle Road, Essex Drive, Finucane Road, Floyd Drive, Hillbrook Circle, Jefferson Road, Kathy Drive, Macon Drive, Pinnacle Road, Quinn Road, Sweet Briar Knoll, Tulane Parkway, and Valiant Drive, and

WHEREAS, three (3) bids were received, and the low bid, meeting specifications, was received from FineLine Pipeline, Inc., for a total cost of \$329,700.00.

THEREFORE, BE IT RESOLVED, that FineLine Pipeline, Inc., 6271 Decker Road, Livonia, New York 14487, be hereby awarded the bid.

BE IT FURTHER RESOLVED, that the Supervisor or his designee be hereby authorized to pay FineLine Pipeline, Inc., in an amount not to exceed \$329,700.00 upon

successful completion of said work and acceptance by the Director of Engineering and Planning.

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 #14-130/2012

On Motion of  
Councilwoman Zinck

Seconded by  
Councilman Mulligan

WHEREAS, the Henrietta Public Library, Highway Department, and the Town Clerk, have requested that the attachments be declared surplus materials and removed from the Town's inventory.

THEREFORE, BE IT RESOLVED, that the items listed, as attached, be declared surplus materials and be sent to the Parks and Facilities Department for disposal.

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

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 #14-131/2012

On Motion of  
Councilman Page

Seconded by  
Councilwoman Zinck

WHEREAS, the 2012 Parks and Facilities Budget provides funds for the

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installation of ceramic tile in the main foyer in the Henrietta Town Hall, and

WHEREAS, the Town of Henrietta has requested quotes from qualified contractors for such services, and

WHEREAS, three (3) quotes were received and the low quote, meeting specifications, was received from Bill's Carpet & Furniture Center, for a total cost of \$29,383.55.

THEREFORE, BE IT RESOLVED, that Bill's Carpet & Furniture Center, 400 Jefferson Road, Rochester, New York 14623, be hereby authorized to furnish and install ceramic tile for the main foyer in the Town Hall for an amount not to exceed \$29,383.55.

BE IT FURTHER RESOLVED, that the Supervisor or his designee be authorized to pay said Contractor upon successful completion of the Project and acceptance by the Parks Foreman.

SUPERVISOR YUDELSON

Discussion?

COUNCILMAN MULLIGAN

So the two (2) bids were only about a hundred dollars (\$100) apart. This Christian Flooring came in at twenty-nine thousand four hundred and seventy-nine dollars (\$29,479.00) and the winner was twenty-nine thousand three hundred eighty-three dollars (\$29,383.00), what's that, ninety-six dollars (\$96)?

SUPERVISOR YUDELSON

Yes.

COUNCILMAN MULLIGAN

I've used both of them. They're both good. And that's a good price for the amount they're doing.

SUPERVISOR YUDELSON

Absolutely.

COUNCILWOMAN ZINCK

That's a really good price.

COUNCILMAN PAGE

That includes the removal and preparation, as well.

COUNCILMAN MULLIGAN

Thank you.

SUPERVISOR YUDELSON

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 #14-132/2012

On Motion of  
Councilman Moore

Seconded by  
Councilman Mulligan

WHEREAS, funds are available in the 2012 Parks and Facilities Budget for the purchase of playground equipment for the Veterans Memorial Park, and

WHEREAS, the Town of Henrietta has requested quotes from qualified companies for such equipment, and

WHEREAS, three (3) quotes were received and the low quote, meeting specifications, was received from Gametime, for a total cost of \$15,000.00.

THEREFORE, BE IT RESOLVED, that Gametime, c/o Marturano Recreation Company, Brook 35 Park, 2130 Route 35, Building B, Suite 222, Sea Girt, New Jersey 08750, be hereby awarded the low quote at a cost not to exceed \$15,000.00.

BE IT FURTHER RESOLVED, that the Supervisor or his designee be authorized to pay said company upon successful delivery of said equipment and acceptance by the Parks Foreman.

SUPERVISOR YUDELSON  
Discussion?

COUNCILWOMAN ZINCK

I just want to say I'm really happy to see us take care of that particular area of the Town Park. That's long overdue.

COUNCILMAN PAGE  
Agreed.

SUPERVISOR YUDELSON  
Thank you.

SUPERVISOR YUDELSON  
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 #14-133/2012

On Motion of  
Councilman Page

Seconded by  
Councilwoman Zinck

WHEREAS, the Town of Henrietta formerly purchased the property located at 3850 East Henrietta Road, Henrietta, New York, previously known as the Executive South Family Golf and Recreation Center, and

WHEREAS, the Town of Henrietta desires to establish an Operating Agreement with the Henrietta Foundation, Inc. that will allow the Foundation to continue to use a portion of the premises and facility to further support their programs and to continue the availability of the Center to the public, and

WHEREAS, both the Town of Henrietta and the Henrietta Foundation have proposed an Operating Agreement which will accomplish the aforesaid goals while allowing the Town to continue to consider possible future uses for the property.

THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to execute the proposed Operating Agreement between the Town of Henrietta and Henrietta Foundation, Inc., and that said Agreement is available for inspection in the office of the Town Clerk.

SUPERVISOR YUDELSON  
Discussion?

COUNCILMAN MULLIGAN  
Under discussion, and I think that we talked about this before, they've also provided a Certificate of Insurance...

COUNCILMAN PAGE  
They have.

COUNCILMAN MULLIGAN  
...naming the Town as an additional insured.

COUNCILMAN PAGE  
It's already done.

COUNCILMAN MULLIGAN  
Thanks.

SUPERVISOR YUDELSON  
Thank you. 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 #14-134/2012

On Motion of  
Councilman Mulligan

Seconded by  
Councilwoman Zinck

BE IT RESOLVED, that the following people be hired:

Ashley Scism	Town Clerk, Part-time Clerk @ \$12.00/hr., effective 7/9/2012.
Gabriella Briggs	Recreation, Part-time Recreation Assistant, Summer Playgrounds @ \$7.25/hr., effective 7/15/2012.
Christopher Inya	Recreation, Part-time Recreation Assistant, Summer Playgrounds @ \$7.25/hr., effective 7/15/2012.

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

Zachary Tallo	Assessor's Office, Part-time Clerk @ \$12.00/hr., from Part-time Recreation Assistant @ \$7.50/hr., effective 7/9/2012.
Katherine Hall	Recreation, Part-time Recreation Assistant @ \$10.00/hr., from \$8.50/hr., effective 7/15/2012.

BE IT FURTHER RESOLVED, that the following Part-time Recreation Assistants'

pay rates be changed effective 7/9/2012 (Start Smart Coordinators)

Eric Nestler To \$10.00/hr. from \$7.50/hr.

Jimmy Buntley To \$10.00/hr. from \$7.75/hr.

Nicholas Gerbino To \$10.00/hr. from \$7.75/hr.

BE IT FURTHER RESOLVED, that the employees on Attachment A be given an additional day's pay for unused sick leave (per Collective Bargaining Agreement).

SUPERVISOR YUDELSON

Under discussion, I just would like to note, I think this is actually my mistake, on the very first one, Ashley Scism, that should not say "seasonal," it should just be "part-time clerk" and I think we can just let the Record reflect that. Any other discussion?

COUNCILMAN MULLIGAN

I did have one.

COUNCILWOMAN ZINCK

About the Start Smart?

COUNCILMAN MULLIGAN

Yeah, what is Start Smart?

SUPERVISOR YUDELSON

Start Smart is a program that's run through the Recreation Department where preschool age and kindergarten age kids learn the basics of sports like soccer, golf, baseball, and they actually do it with the parents. It's a franchise type of program that's done all over.

COUNCILMAN MULLIGAN

And there's a fee associated with it to cover the cost?

SUPERVISOR YUDELSON

Yes. And we provide a coordinator, these people go out and work with the kids and their parents. You'll see them sometimes...

COUNCILMAN MULLIGAN

I know Nestler and Gerbino, they're good kids.

SUPERVISOR YUDELSON

...And one of them, we do it down by the cabin and sometimes you'll see the kids out, doing baseball right on the front lawn of the Town Hall.

COUNCILWOMAN ZINCK

Yeah, they were out there the other night.

COUNCILMAN MULLIGAN

Thank you.

SUPERVISOR YUDELSON

Very popular. Yes, thanks. 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 the regular Agenda. Before we adjourn, is there anybody that would like to speak on any item involving the Town of Henrietta? Yes, ma'am?

*(Kathryn Nuss, 32 New Tudor Road, spoke in reference to drainage problems on the north side of Stone Road and accountability for water problems in the Town. – Audio File available upon request.)*

SUPERVISOR YUDELSON

Is there anybody else who would like to speak on any issue involving the Town?

COUNCILMAN PAGE

Mr. Supervisor, I'd just like to share for general information the Operating Agreement with the Executive South Golf and Family Center, was an agreement we made with the Foundation who owned the property prior. It's for one dollar (\$1). We allow them to use the driving range in the back and three (3) holes of the golf course as a learning center. They have a number of programs that come in where youth and children and handicapped adults and children come in and have lessons, and any money that they may raise after they pay their expenses goes directly to maintaining the Lehigh Valley Trail. There's no profit whatsoever in the entire operation. I just wanted people to know that as a general information.

SUPERVISOR YUDELSON

Thank you. Sir?

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*(Bill Flynn, 188 Quinn Road, spoke in reference to a graffiti and trash/maintenance problem at the CSX bridge that goes across East Henrietta Road. He also spoke in reference to a tractor trailer parked on Palomino Road causing a hazardous traffic obstruction. – Audio File available upon request.)*

SUPERVISOR YUDELSON

Is there anybody else who wants to speak on anything involving the town?

(The Town Board welcomed a Boy Scout that was in attendance of the Town Board meeting.)

The Regular Meeting of the Henrietta Town Board was moved for adjournment by Councilwoman Zinck, seconded by Councilman Mulligan at 7:32 P.M. and was adjourned without objection.

Respectfully submitted,

Rebecca B. Wiesner  
Deputy Town Clerk