

**HENRIETTA TOWN BOARD**  
**AGENDA**  
**APRIL 2, 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):  
March 19, 2014  
On Motion of: Councilwoman Zinck    Seconded by: Councilman Page
6. Miscellaneous Communications
7. Public Hearings:
  - 3389 East River Road Property Cleanup
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 #8-101/2014  
Authorize Accounts Payable

RESOLUTION #8-102/2014  
Authorize Tax Certiorari Settlement – Alleson of Rochester, Inc. – 2921 Brighton-Henrietta Town Line Road

RESOLUTION #8-103/2014  
Reject Low Bid – 2014 Sanitary Sewer Repairs Project

RESOLUTION #8-104/2014  
Authorize Advertisement for Bids – 2014 Sanitary Sewer Repairs Project

RESOLUTION #8-105/2014  
Authorize Purchase of Chautauqua County Bid Vehicles – (4) Ford Trucks – Highway Department & Sewer Department – Replace #102, #106, #145, & #513

RESOLUTION #8-106/2014  
Award Low Bid – 2014 Umpire Services

RESOLUTION #8-107/2014  
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 2<sup>ND</sup> DAY OF APRIL, 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  
Jennifer N. Lee, Deputy Town Clerk/Receiver of Taxes

*(SILENT PRAYER)*

*(PLEDGE OF ALLEGIANCE TO THE FLAG)*

SUPERVISOR MOORE

Could I have a, is there anybody that would like to speak on any Agenda items at this point from the public? *(Pause, no response)* Seeing none, could I have a motion to approve the Minutes from the March 19<sup>th</sup> Meeting?

COUNCILWOMAN ZINCK

Mr. Supervisor, I'd like to move approval of the March 19, 2014 Board Meeting.

COUNCILMAN PAGE

Second.

SUPERVISOR MOORE

Please call the roll.

Duly put to a vote:

Councilman Mulligan	voting	Abstain
Councilwoman Zinck	voting	Aye
Councilman Page	voting	Aye
Councilman Breese	voting	Aye
Supervisor Moore	voting	Aye

Carried

SUPERVISOR MOORE

And now we have a Public Hearing for 3389 East River Road property. Could somebody representing the Applicant please come to the podium?

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MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

Good evening, my name is Michael Jones from the Jones & Morris Law Firm.

SUPERVISOR MOORE

Please talk into the microphone, please.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

Can you hear me better now?

COUNCILMAN PAGE

There you go.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

Excellent. My name is Michael Jones. I represent the Applicant, or actually the owner of the property. I'm an Attorney with the law firm Jones & Morris out of Victor. We were asked to be here. I want to first thank the Board for adjourning the meeting from the last meeting, which I was unable to attend, so I want to thank the Board for allowing us to adjourn the meeting to tonight so that I could be here on behalf of my client.

SUPERVISOR MOORE

Okay.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

This is a violation that's pending in the Town Court. We received summons to be here and we are appearing in response to that. I don't know if there's any questions or if there's information from the Building Department. I'm not exactly sure how the Town wants to proceed with this.

SUPERVISOR MOORE

Well our Code Enforcement Officer, Chuck Marshall's here and I think he could come up to the podium and give us an update.

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

Yes, violations were observed and written for 3389 East River Road and to, matter of having trailers and trucks parked on grass areas outside the driveways. Upon inspection on Monday and Wednesday of this week, they have removed all of the trailers and trucks with the exception of one (1) camper that still remains, but they have made an attempt to remedy the situation.

SUPERVISOR MOORE

Okay. Thank you, Chuck.

COUNCILWOMAN ZINCK

Chuck, you said they have or they have not?

COUNCILMAN PAGE

They have.

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

They have.

COUNCILWOMAN ZINCK

They have.

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

Yes.

COUNCILMAN MULLIGAN

What's the status, Chuck, of the one (1) remaining, to your knowledge?

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

I'm guessing it's still there because of the condition of the yard with the freeze/thaw that's been going on, trying to get it out of there probably would make a bigger mess than waiting a while to get it out of there. But we have not had any conversation with the owners.

COUNCILMAN MULLIGAN

So the owners communicated with you that in a timely matter it will be removed?

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

We have not heard anything from the owners.

SUPERVISOR MOORE

No, I (*inaudible*)...

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

I think they're here tonight to talk about it.

SUPERVISOR MOORE

...the Code Enforcement people emailed the people last week and had them, or asked them to call myself or my Deputy Supervisor of which we never heard from anybody.

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

Right. So we have not had any recent conversations.

COUNCILMAN MULLIGAN

Okay. Thank you.

DANIEL MASTRELLA, TOWN ATTORNEY

Mr. Supervisor, again, can I ask Mr. Marshall some questions regarding the property? Thank you. Mr. Marshall, the violations that were issued were under the somewhat recently, past few years revised section, or Chapter 207 of the Code regarding residential neighborhoods and the requirements that the vehicles be parked in driveways, is that correct?

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

Correct.

DANIEL MASTRELLA, TOWN ATTORNEY

And in the notice it's referenced Code Chapter 240, which is also referenced in 207. In your recent inspection of the property, aside from the one (1) camper that remains in the lawn area, have all the other trailers or campers actually been removed from the property or moved to a different place on the property?

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

Some have been removed completely from the property. One (1) truck and two (2) trailers remain in the driveway as well as the camper that's in the grass area.

DANIEL MASTRELLA, TOWN ATTORNEY

And the trailers that are now in the driveway, were they previously on the lawn?

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

Yes.

DANIEL MASTRELLA, TOWN ATTORNEY

And those trailers are now in compliance with the Town Code if they're parked in the driveway?

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

Best we can tell.

DANIEL MASTRELLA, TOWN ATTORNEY

Okay. And is that the same for, how many total vehicles have been moved from their location in the lawn to the driveway if you know?

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

Originally we had the, there were seven (7) and we're down to four (4): one (1) truck and three (3) trailers.

DANIEL MASTRELLA, TOWN ATTORNEY

So that truck and three (3) trailers that have been moved from the lawn to the driveway, is that correct?

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

One (1) truck and two (2) trailers in the driveway, one (1) trailer remains on the grass.

DANIEL MASTRELLA, TOWN ATTORNEY

Okay. Alright, and but for the trailer that remains on the grass, the property, the way the vehicles are parked now complies with our Code?

CHUCK MARSHALL, DEPUTY COMMISSIONER OF PUBLIC WORKS

Yes.

DANIEL MASTRELLA, TOWN ATTORNEY

Thanks.

SUPERVISOR MOORE

Thank you, Chuck.

*(From audience, Michael Jones, Jones & Morris Attorneys at Law, "May I?")*

SUPERVISOR MOORE

Would you like to address that? Please.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

I'd be happy to. I'd like to start with a little history of the property though. I'm not sure if the Board is familiar with how the property is used. The site is actually the headquarters for a business called Festival Foods. It's been in place by my client's family for over forty (40) years. It is in a Residential District, but it's been our contention that the business predates the Zoning Code enactment and these recent parking and vehicle restrictions in the not so distant past. The property is immediately adjacent to the Coastal gas station, which I believe the Board is probably familiar with. That site is also in a Residential District. It's my understanding that that business has been recognized also as preexisting and nonconforming, but I haven't received confirmation of that. I've just been verbally advised of that. So I do have a request for information to try to confirm what that is. I did a Google Earth search and that site, the gas station, as per Google Earth, I counted eighty plus (80+) vehicles crammed in on paved and unpaved areas there. So I'm not exactly sure what the situation is that brought my client's business to light and not his immediate neighbor. We are now coming upon the spring and I will confirm that it is true; my client is actively moving vehicles around. He did have a problem with the camper because of the wet nature of the grass. It's stuck at the moment. But because we're in the spring, and his business is seasonal, those trailers will be moving on and off the site to accommodate different fairs and festivals and so forth. So that's just part of the nature of his business. He is making an effort to comply with the statute, but it is legally our contention that because it only applies in Residential Districts, it is in fact a zoning restriction. So really, the legal

issue before us is whether or not it is a preexisting nonconforming use, and therefore exempt from residential restrictions, which this parking requirement appears to be. This is my client's sole source of income, it's a family business, it's been in place for years. So he's very interested in trying to work with the Town to keep the business located in Henrietta and operating out of that site. It's been in the family for many years, many generations. Mr. Supervisor, it's true, I did not contact you. Mr. Mastrella and I have been in communication over the last several weeks, couple weeks anyway, and he's returned my calls and answered my questions. So I've been getting the information I needed and I just didn't think that it was necessary to provide any further information. I did by email provide the court pleadings and other letters that have surrounded what's been going on over the past year. I'd be happy to answer any questions, but I do want the Board to know that my client is invested in the property and invested in the legal outcome that will allow it to continue. So I don't mean this in any form of a threat, because it's really not intended in that nature, but my client doesn't really have a choice but to do everything he can legally to keep the business operating out of this location. So if we're not able to work with the Town and come up with a solution and a compromise, he is committed to pursuing every legal avenue he has to maintain his business. And I made Mr. Mastrella aware of that. It's not, it's just matter of communication to make sure everyone knows what, how invested he is in keeping the business alive. I don't know if there's any other questions that any of the Board Members have, but I'd be happy to try to accommodate...

COUNCILMAN MULLIGAN

You don't have any interest, Mr. Jones, in moving to a commercial or an industrial location?

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

We've talked about that. The business...

COUNCILMAN MULLIGAN

That would sound like an easy solution, but there'd be some money involved.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

That's exactly the problem. It's a seasonal business. It doesn't make a lot of money. My client simply can't afford it, although I've encouraged him to look around in zoned areas that would be less controversial, and he's committed to start doing that. But again, legally we do take the position, because the business has existed in this location, and I think you'd understand my point of view.

COUNCILMAN MULLIGAN

Yes. There is about a twenty percent (20%) vacancy rate in Henrietta right now for commercial and industrial so prices are very competitive and reasonable.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

Okay, and I'll encourage him to do that, because his operation, it serves the State Fair in Syracuse and various festivals between here and Buffalo, so Henrietta's been a very good location for him to serve the market he has.

COUNCILMAN MULLIGAN

Is there a residential home on the site?

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

So it appears to be a residential home, but in fact it houses all the equipment, fryers and so forth, that go inside of the trailers. My client doesn't actually live there; he lives in Buffalo. But the site, even though it looks like a house, has a full shop in the basement to repair and service all the equipment.

COUNCILMAN MULLIGAN

So no one lives there?

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

No. I mean, I will be honest with you, my client may sleep there during the busy season, but he resides in Buffalo and so he's here during the spring and summer time and does a lot of commuting, but is not a resident.

COUNCILMAN MULLIGAN

It's not a rental property?

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

It's not a rental property. Nobody actually resides at the home.

COUNCILMAN MULLIGAN

He doesn't rent the property to other similar uses?

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

No.

SUPERVISOR MOORE

We actually found out that he doesn't live there because at the Zoning Board he stated he lived there, and we sent the first letter there and it came back to us because it couldn't be delivered because he didn't tell us the truth.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

Well I will apologize for that. Now my representation of Mr. Nelson and his family business comes after that Zoning Board Meeting of the variance request was denied.

SUPERVISOR MOORE

And to address your other issue of the Coastal gas station to the north of this property, it had seventy (70) some cars on it two (2) weeks ago. It has considerably less today. He was here last week, of which you didn't show up, because we gave you permission to show up now.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

Thank you.

SUPERVISOR MOORE

But he actually showed up. And he actually has moved fifty (50) cars.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

I bought gas from him today. He does have, appears to be less. I didn't count when I was there (*inaudible*), as I said.

SUPERVISOR MOORE

I don't know absolutely sure, but I bet my hat that's a commercial piece of property.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

My statement is based only on my view of the zoning map as...

SUPERVISOR MOORE

If you're an Attorney, I really would suggest maybe you go do some homework.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

With all due respect, I did the homework. It appears to be in a Residential Zone from the map and that's what I based it on. I looked at the zoning map.

SUPERVISOR MOORE

Your client's home is zoned Residential.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

Both properties, to my understanding, are zoned Residential. Yes. So going, what I do find interesting though is that this matter comes before this Board shortly after the last Application with so much interest over the college housing. And the legislative history of the statutes at issue here appear to be enacted to limit some number of students living in a particular home. That's my understanding.

SUPERVISOR MOORE

But how does this have anything to do with what you're here for tonight?

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

I only point that out because the law was enacted for a specific purpose and we know

that my client's use of that property has nothing to do with the reason why this law was enacted. That's the only reason I point that out.

COUNCILMAN PAGE

I can jump in here. It was my, I've been in charge, along with Deputy Supervisor Minotti, we've been reviewing our Codes and working on it for more than three (3) years. We convened a large community group of representatives when we first started three (3) years ago, almost forty (40) people. And we went over, in a meticulous fashion, the things about Henrietta that they thought needed to be addressed. The number one (1) issue was property maintenance and specifically, parking on the lawn in the Town of Henrietta. We're not a coldhearted Board. Forty (40) years ago, there probably was only one other, one of the only homes on that street and the rest of them were farms. But now, it is a truly dense residential situation. And because we had such significant feedback from our community about parking on the lawn, we did in fact change our Code for that reason. And then, we chose to start with, after publicizing it to the public, we waited a significant, not a significant, an appropriate amount of time. And then we went around Town and picked out the one (1), two (2), or three (3) most egregious situations where there were vehicles parked on the lawn. And that's what led us to your client's home, in addition to addressing the gas station next door, which was the second (2<sup>nd</sup>) most egregious, but it wasn't a residential, it was a commercial business, which is basically what you have here.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

Yes.

COUNCILMAN PAGE

We know that it's been in the family for a long time, but the physical situation around that home and those carts and trucks has changed in the last forty (40) years. And it was in response to a community outcry for the way Henrietta looked that the Code was changed. It had nothing to do with the college rental situation at all. Okay? I just wanted to give you a little bit of history of it.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

I appreciate that, thank you very much.

COUNCILMAN PAGE

You're welcome.

SUPERVISOR MOORE

Anybody else have any questions? Anybody in the audience who'd like to speak on this subject? *(Pause, no response)* Seeing none, I'll close the Hearing.

DANIEL MASTRELLA, TOWN ATTORNEY

Mr. Supervisor, before closing the Hearing, I'd just like to offer into the Record some

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documents pertaining to the history of this property and Mr. Jones probably has them, but I'll make sure he gets copies just in case. And that would consist of a notice of violation issued in 2012 alleging a violation date of May 22, 2012 and direction to correct for reinspection by May 31, 2012; an appearance ticket issued on October 1, 2012 regarding this matter to the, summoning the owner to the Henrietta Court for the violation on January 7<sup>th</sup> of 2013; an application by Mr. Nelson in December of 2012 to the Town of Henrietta Zoning Board of Appeals requesting a variance for the property and a decision of the Zoning Board of Appeals denying that request for a variance. Just as Mr. Jones stated, this may be the subject of further litigation. Those documents should be part of the Record in this matter.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

Thank you, Mr. Mastrella. Could you give me the date that the decision of the ZBA that you referenced?

SUPERVISOR MOORE

Why don't you share the paperwork after the thing's over with? I'm sure he'd be glad to help you.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

Yeah, sure.

SUPERVISOR MOORE

Okay?

DANIEL MASTRELLA, TOWN ATTORNEY

I'll give you a copy of the, it's the Minutes of the January 23, 2013.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

Thank you very much.

SUPERVISOR MOORE

I mean the bottom line here is we've tried to get your client's attention for quite a while.

MICHAEL JONES, JONES & MORRIS ATTORNEYS AT LAW

You have it.

COUNCILMAN BREESE

Mr. Chairman, I move we reserve, or Mr. Supervisor rather, I move we reserve decision on this.

COUNCILWOMAN ZINCK

I second.

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		

SUPERVISOR MOORE  
Could I please have the first Resolution?

RESOLUTION #8-101/2014

On Motion of	Seconded by
Councilwoman Zinck	Councilman Mulligan

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

Exhibit A	Bills Payable dated 04/02/2014	\$ 228,025.08
Exhibit B	Manual Bills Payable dated 03/24/2014	\$ 417.02
Exhibit C	Manual Bills Payable dated 03/28/2014	\$ 120,215.69

SUPERVISOR MOORE  
Discussion?

COUNCILMAN MULLIGAN  
Under discussion, on the second payable there's a charge here, looks like we wrote a check to First Niagara Bank for \$347.00 to close an account. Why are we paying to close accounts? Or maybe the Finance Director can explain that.

SUPERVISOR MOORE  
Barbara.

COUNCILMAN MULLIGAN  
Never seen that one before.

BARBARA CHIRDO, DIRECTOR OF FINANCE  
No, that was the account that was in Michael Yudelson's name that still had outstanding

charges, so we're paying that final balance and then that will be totally closed, because things were still charged there through the month of January. There were a few mistakes on First Niagara's part that they were crediting the wrong account, because there were two (2) accounts opened, so they have to be totally closed so we can move forward.

COUNCILMAN MULLIGAN

So is it a Town account or a personal account?

BARBARA CHIRDO, DIRECTOR OF FINANCE

No, it's a Town account. There's now the, now it's in Supervisor Moore's name, but the previous one was in Michael's name. So First Niagara had, when we were paying bills they were crediting the wrong account and I had to get them to straighten out a lot of different things, so this is the final...

COUNCILMAN MULLIGAN

So this represents an expense that the Town incurred.

BARBARA CHIRDO, DIRECTOR OF FINANCE

Correct.

COUNCILMAN MULLIGAN

Okay.

SUPERVISOR MOORE

Just also coincided with the closing out of the charge card under Supervisor Yudelson's name.

BARBARA CHIRDO, DIRECTOR OF FINANCE

Yes.

COUNCILMAN MULLIGAN

The second one is the package policy, is that the insurance that Mr. Minotti was talking about the other night?

BARBARA CHIRDO, DIRECTOR OF FINANCE

Yes.

COUNCILMAN MULLIGAN

So this binds us to an insurance policy for the next year?

BARBARA CHIRDO, DIRECTOR OF FINANCE

Correct.

COUNCILMAN MULLIGAN

Thank you.

BARBARA CHIRDO, DIRECTOR OF FINANCE

Sure.

SUPERVISOR MOORE

Thank you, Barbara. Any others?

COUNCILMAN PAGE

No.

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 #8-102/2014

On Motion of  
Councilwoman Zinck

Seconded by  
Councilman Breese

WHEREAS, Alleson of Rochester, Inc., heretofore commenced proceedings against the Assessor, the Board of Assessment Review, and other respondents for a review of the assessments for the years 2011, 2012, and 2013 for premises located at 2921 Brighton-Henrietta Town Line Road in the Town of Henrietta, being identified as Tax Account Number 149.19-1-2.11, and

WHEREAS, negotiations have been had between the Attorney for the Town and the Attorneys for the Petitioner in an attempt to settle and compromise Petitioner's claim, and

WHEREAS, after such negotiations, a tentative agreement has been reached between all parties on the terms of a proposed settlement subject to the approval of the Town Board and the approval of the Supreme Court of the State of New York, which terms of settlement are set forth in the stipulations on file in the Office of the Town Assessor, and

WHEREAS, upon due consideration of all facts and circumstances, the Town Board finds that the proposed compromise and settlement is fair and reasonable and should be approved.

THEREFORE, BE IT RESOLVED, that the proposed settlement of the Tax Certiorari proceedings brought by Alleson of Rochester, Inc., for the years 2011, 2012, and 2013 be and hereby are approved.

BE IT FURTHER RESOLVED, that the Attorney representing the Town be and hereby is directed to make an application to the Supreme Court of the State of New York for approval of such settlement and that upon obtaining such approval, the Assessor of the Town of Henrietta be and hereby is directed to make the necessary adjustments in the Assessment Rolls for the Town of Henrietta to reflect the terms of such settlement.

SUPERVISOR MOORE

Any 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 #8-103/2014

On Motion of  
Councilman Mulligan

Seconded by  
Councilman Page

WHEREAS, Resolution #5-72/2014 authorized the advertisement for bids for the Year 2014 Sanitary Sewer Repairs Project, and

WHEREAS, bids were opened on March 26, 2014, and

WHEREAS, the Town Board reserves the right to reject any and all bids received.

THEREFORE, BE IT RESOLVED, that the Town Board hereby rejects all bids received for the Year 2014 Sanitary Sewer Repairs Project.

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 #8-104/2014

On Motion of  
Councilman Page

Seconded by  
Councilman Mulligan

WHEREAS, the Town of Henrietta requires bids for the Year 2014 Sanitary Sewer Repairs Project, for the spot repairs to the existing sanitary sewers at Beaconsfield Road, Belmanor Drive, Cedarhurst Drive, Celia Drive, Chiltern Road, Crockett Drive, Crystal Valley Overlook, Eagan Boulevard, Lovelace Lane, Manordale Lane, Maple Valley Crescent, Nevins Road, Palm Desert Drive, Pinnacle Road, Post Hill Drive, Rampart Street, River Meadow Drive, Riverview Drive, Riverview Heights, Rouge Road, and Strawberry Hill Road, to conform with construction plans and specifications to be filed in the Town Clerk's Office on or before April 10, 2014, with bids to be opened at 10:00 A.M. on Wednesday, April 30, 2014 and received no later than 9:30 A.M. on Wednesday, April 30, 2014.

THEREFORE, BE IT RESOLVED, that the Town Clerk be authorized to advertise for bids for the Year 2014 Sanitary Sewer Repairs Project, as per cited plans and specifications on file, in the manner provided by Law.

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 #8-105/2014

On Motion of  
Councilman Page

Seconded by  
Councilman Breese

WHEREAS, funds are available for the purchase of four (4) trucks to replace vehicle numbers 102, 106, 145, and 513.

WHEREAS, all equipment meeting specifications, is available through the Chautauqua County Bid packet E-12-13 PFTH from Van Bortel Ford, Inc., at a cost not to exceed \$125,400.62.

THEREFORE, BE IT RESOLVED, that Van Bortel Ford, Inc., located at 71 Marsh Road, East Rochester, New York 14445 is hereby awarded the purchase of four (4) new Ford pickup trucks, per specifications.





Instructor @ \$8.00/hr., effective March 31, 2014.

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 Resolution part of the Meeting and is there anybody that would like to come before the Board to comment on anything? Mr. Drexler?

COUNCILWOMAN ZINCK

Is he Janet tonight?

COUNCILMAN PAGE

*(Inaudible)* switch.

COUNCILMAN MULLIGAN

Thank you, Jen.

COUNCILWOMAN ZINCK

I'm feeling much more like myself now. Thank you.

DONALD DREXLER, 112 WILDBRIAR ROAD

My name is Don Drexler.

JENNIFER LEE, DEPUTY TOWN CLERK/RECEIVER OF TAXES

My apologies.

DONALD DREXLER, 112 WILDBRIAR ROAD

I moved to Henrietta fifty-two (52) years ago and this has always been the best place in the world to be. The same day I moved, my wife gave birth and we, to a son Michael, and I must say I had one bad decision. We were living out of boxes for three (3) weeks and my wife continuously reminded me of that. My son graduated, just to give you a little overview on the family, my son graduated from McQuaid 1980. Two (2) years later he called me up one night and asked for a little bit of money. He said, "I need it for a cap and gown." We're having a play. He graduated from Bonaventure with a finance degree in accounting backup. A little bit, I always put it that he didn't quite graduate in

four (4) years, he was out kind of early. My grandson and granddaughter, twins, graduated from McQuaid, or I'm sorry, from Aquinas last year. She was valedictorian and he was right behind her. She is studying civil engineering at RIT and he's studying forensic accounting at Mansfield in Pennsylvania. I only said that because I'm going to allude to that a little bit further on. What I want to talk about tonight is a little bit about investors with casinos, the oversight or un, oversight which we don't have, regulations and a little bit about the results. I was really surprised that the casino was almost in my backyard. If it would have been south of the Thruway or somewhere, I probably wouldn't be here tonight. I haven't followed up what tribes have been doing for about ten (10) years, however what I do remember as follows. If a reservation isn't prime real estate for a casino, the investors, and in this case I don't know who they are or I may never know who they are, except that the coalition has received financial support from the Western Regional Off-Track Betting Corporation and the Finger Lakes Gaming Racetrack. They purchased a suitable piece of land, prime property here in Henrietta and once Governor Cuomo, if he does not stop this with the National Indian Gaming Commission, their lawyers and lobbyists will persuade the government to designate the land as a trust, as reservation property is called. Once this happens, building the casino is the easiest step and the Town of Henrietta will lose. There's almost no oversight with the backers. The National Indian Gaming Commission, they are understaffed, underfunded, underperforming, and under supervised, and they're supposed to police the gaming on Indian reservations and they know little or most nothing about investors. Under the regulations, the agency must approve management contracts with outside companies and tribes, but there's a billion dollar (\$1,000,000,000.00) loophole that allows tribes to retain companies under consulting agreements without the National Indian Gaming Commission's approval. Neither the companies, their investor, nor consulting terms are subject to the Commission's review. A Department of the Interior investigation in June of 2001, when I was doing some research on this, found that there were two hundred (200), or I'm sorry three hundred and thirty-two (332) Indian gaming operations, but only nine percent (9%), I'm sorry nine point three percent (9.3%) I said in my letter to you nine percent (9%), I'm correcting that tonight, it's nine point three percent (9.3%) were operating under management contracts approved by the National Indian Gaming Commission. As the departments' Office of the Interior General later concluded, almost all tribes are utilizing consulting agreements to circumvent regulatory and enforcement authority vested in the National Indian Gaming Commission. As a result, tribes are pretty much free to cut financing deals as they like. Sometimes investors' names surface, sometimes they don't. Tribal leaders don't have to disclose executive pay, management arrangements, report their profits, issue audited financial statements, or divulge self-dealing contracts to the public or their tribe's members. This is at best forensic accounting. The Seneca Gaming Corporation may want a casino, but not in Henrietta. I wish to thank you very much for hearing me tonight. I've been here, it's fifty-two (52) years when Wildbriar Road was a dirt path. That's when I moved in and I have loved every minute of being here in Henrietta for those fifty-two (52) years and I and everything, all of the past people, I've never seen a problem in the Town, but this casino I think is certainly going to be a problem. Please, we've got to get with

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Governor Cuomo and he has got to say no to the National Indian Gaming Commission. If he says yes, they will turn around, they will put that property into a trust and it becomes a reservation, just like a reservation, boom! It's all over. We can't do a thing about it at that point and that's got to happen. I wish to thank everyone here tonight for hearing me out. I appreciate this very much. Thank you and God bless you.

COUNCILMAN PAGE

Thank you.

SUPERVISOR MOORE

Thank you, Mr. Drexler. Is there anybody else that would like to come before the Board? Thank you.

DONALD DREXLER, 112 WILDBRIAR ROAD

You're welcome.

DAVE CHRISTENSEN, 1456 CALKINS ROAD

Good evening. Dave Christensen, 1456 Calkins Road. I think over the past few meetings you kind of have an idea of where I stand. I am not for the casino. I appreciate your efforts and the detail you put forward. I came up here to educate myself a little bit as to what has transpired over the last two (2) weeks from the Board, from legal counsel, etc. I plan to be going to the Monroe County Legislative Meeting seeing if I can speak up there, because as was spoken, insinuated, and shown, this thing has to trickle up. Henrietta has shown its Resolution, has shown that the fact that they stand behind that Resolution, unlike the Seneca Nation, who stated if they saw that Henrietta did not want a casino they would use that as investment property. I don't think that's happening. So a few questions I have here to educate myself to go forward to the County. Number one (1), has there been any communications between the Seneca Nation, Seneca Gaming Commission, and the Town of Henrietta concerning plans, ideas, moving forward, or any other communications?

SUPERVISOR MOORE

No. None whatsoever.

DAVE CHRISTENSEN, 1456 CALKINS ROAD

Okay. With that, it's interesting, there were two (2) gentlemen that were sitting here for the last three (3) meetings, never said anything, never clapped, never stood up, never got into it. I was hoping they were here tonight, so I was going to ask them, "Are you from the Seneca casino?" They have been invited, have they been invited in writing to put forth what their plans are with this?

SUPERVISOR MOORE

No, it's all been verbal.

DAVE CHRISTENSEN, 1456 CALKINS ROAD

Is there something that we can do in writing so the fact that we get a written answer from them as to what their intentions are going forward?

SUPERVISOR MOORE

We could, but at this point in time they said they'd get back to me when they were ready to come if they were going to come.

DAVE CHRISTENSEN, 1456 CALKINS ROAD

I still say from, again, what little publicity there is now, things quieted down and I'm sure there are people here in front of me that appreciate that fact. I found a long time ago it's a fact that if you don't take action and you think action is taking something in the background, it's not going to go your way. What I'm going to ask the Board, yourself, Supervisor Moore, is have some correspondence with them, write them by letter saying, "What are your intentions? We haven't heard anything."

SUPERVISOR MOORE

Dave, at this point in time, we did what we said we were going to do on the 19<sup>th</sup> of March and we've sent our Resolution to all the elected officials that represent us at the state and the federal level. Those are the people that are going to make decisions.

DAVE CHRISTENSEN, 1456 CALKINS ROAD

I understand that.

SUPERVISOR MOORE

We've done everything that we promised we would do.

COUNCILMAN PAGE

Also, for the Record, we all received a letter from our State Senator, Patrick Gallivan. He wrote a beautiful letter in support of the Town of Henrietta telling Mr. Cuomo not to approve it.

SUPERVISOR MOORE

I really think you need to make an appointment and go see the Governor and make an appointment and go see the County Executive.

DAVE CHRISTENSEN, 1456 CALKINS ROAD

The County Executive I haven't done yet, but one of the major democratic senators in the state that I'm trying to get that right now and I do have connections to do that. So what I'm trying to do is...

SUPERVISOR MOORE

So you're going to be able to go see the Governor?

DAVE CHRISTENSEN, 1456 CALKINS ROAD  
I have nerve enough to ask, if nothing else.

SUPERVISOR MOORE  
It's a good idea. Let me know how you make out.

DAVE CHRISTENSEN, 1456 CALKINS ROAD  
I will. I greatly appreciate it, I thank you for the time, I appreciate it, and I'll probably be back up here again. One last comment, as before and as going forward, I am not part of any organization, any group, any lobbying effect; because I believe they're on the wrong side of this situation in ways of financial backing. It's tough to argue with the gentleman who says he's a volunteer out here and then you find out he's on the payroll. Thank you so much for your time. I wish you all a very good night.

SUPERVISOR MOORE  
Thank you.

COUNCILWOMAN ZINCK  
Thank you.

SUPERVISOR MOORE  
Is there anybody else? *(Pause, no response)* Could we please have a...

COUNCILWOMAN ZINCK  
Wait, I think you have one.

SUPERVISOR MOORE  
Oh, I'm sorry.

COUNCILMAN BREESE  
Thank you, Mr. Drexler.

SUPERVISOR MOORE  
Thank you, Mr. Drexler.

COUNCILMAN PAGE  
Thank you.

SUPERVISOR MOORE  
I need your name and address for the Record.

MIKE STAFFORD, 32 ESSEX DRIVE  
Mike Stafford, 32 Essex Drive.

COUNCILWOMAN ZINCK

Thank you.

MIKE STAFFORD, 32 ESSEX DRIVE

I asked a couple weeks ago if anybody has spoken to our elected federal officials and I mean spoken to, not their people, spoken to. Like Slaughter, like Schumer, on not approve, to fight against this, the casino.

SUPERVISOR MOORE

The Resolution was sent there and I have spoken to representatives from Schumer's office and from Slaughter's office, but personally, no.

MIKE STAFFORD, 32 ESSEX DRIVE

Okay, I don't understand why you can't, hey, I think a personal conversation with them would be better than a phone call to their people. I saw, Slaughter the other day, or a week and a half ago right here, half a mile from here and spoke to her.

SUPERVISOR MOORE

What'd she say?

MIKE STAFFORD, 32 ESSEX DRIVE

I didn't, not on, not concerning the casino, on other business, so she was at RIT, the RIT Inn right in Henrietta. I mean there was a, would've been nice if somebody, hey can we have a meeting with her when she's in Town? I just don't understand why you're not talking to the people who really make the decision.

SUPERVISOR MOORE

Well we've had correspondence with them and I mean...

MIKE STAFFORD, 32 ESSEX DRIVE

Well her people don't make the decision. She makes the, the people who are elected make the decision, that's what I'm saying.

SUPERVISOR MOORE

Actually I disagree with you.

MIKE STAFFORD, 32 ESSEX DRIVE

Okay.

SUPERVISOR MOORE

Actually the people that work for her gather all the facts and they present them to her in such a way that they help her make that decision.

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MIKE STAFFORD, 32 ESSEX DRIVE

Okay, help, but do not make the decision, so that's all I have to say.

SUPERVISOR MOORE

Thank you.

MIKE STAFFORD, 32 ESSEX DRIVE

Thank you.

SUPERVISOR MOORE

Anybody else? *(Pause, no response)* Could I have a motion to adjourn, please?

The Regular Meeting of the Henrietta Town Board was moved for adjournment by Councilwoman Zinck, seconded by Councilman Mulligan at 7:48 P.M. and was adjourned without objection.

Respectfully submitted,

Rebecca B. Wiesner  
Deputy Town Clerk

# TOWN OF HENRIETTA

## Vendor Activity Report

Vendor Code: 0000011519  
 1099 Option: Don't print a 1099

FIRST NIAGARA BANK, N.A.  
 Fed ID/SS:  
 VOUCHERS  
 Invoice No. Invc Date Voucher No. Check No ID Due/Paid Status Description Amount

Invoice No.	Invc Date	Voucher No.	Check No	ID	Due/Paid	Status	Description	Amount
ACCT #2383	03/03/2014	718530	67121	00001	03/24/2014	P	AMOUNT DUE TO CLEAR-UP BALANCE ISSUES FOR ACCT#2383	69.76
ACCT#9356	03/05/2014	718529	67121	00001	03/24/2014	P	AMOUNT TO BE PAID TO CLOSE M. YUDELSON'S ACCT #9356	347.26

Total Vouchers for Vendor: 2 417.02

Total YTD Paid for Vendor: 3,386.06

Grand Total Voucher: 417.02

Grand Total YTD Paid for Vendor: 3,386.06

# TOWN OF HENRIETTA

## Vendor Activity Report

Vendor Code: 0000319970  
 1099 Option: Don't print a 1099

FIRST NIAGARA RISK MGMT  
 Fed ID/SS: 16-0976844

**VOUCHERS**

Invoice No.	Inv Date	Voucher No.	Check No	ID	Due/Paid	Status	Description	Amount
1234	04/01/2014	718597	67122	00001	03/28/2014	P	PACKAGE POLICY- FIRE FEE/NYMW FEE	120,215.69
<b>Total Vouchers for Vendor:</b>								<b>120,215.69</b>
<b>Total YTD Paid for Vendor:</b>								<b>120,215.69</b>

**Grand Total Voucher: 120,215.69**  
**Grand Total YTD Paid for Vendor: 120,215.69**

Town Tax Refund Calculations - Alleson										
Assessmnt	Roll	Year	Effective	Actual Assessment	Actual Taxable Assessment	Petitioned Assessment	Revised Assessment	Revised Taxable Assessment	Refund	
2011	January-12			5,180,000	4,180,520	2,000,000	4,590,000	3,590,520	590,000	714
2012	January-13			5,180,000	4,380,416	2,000,000	4,590,000	3,790,416	590,000	714
2013	January-14			5,180,000	4,580,312	2,000,000	4,590,000	3,990,312	590,000	726
<b>TOTAL:</b>										
2921 Brighton Henrietta Town Line Road										
SBL #149.19-1-2.11										
Calculations applied entire AV reduction to original improvements, as per agreement.										
COMIDA abatement schedule left intact, as per agreement.										
Refund calculations are estimates only.										
Actual refunds calculated at the county level and are more precise.										
Prepared 3/20/2014										
<b>TOTALS:</b>										
									Town:	2,154
									County:	14,726
									School:	34,049
									S/D:	50,929
										4,484
										<b>\$55,413</b>

County Tax Refund Calculations - Alleson								
Assessmnt		Actual	Actual	Revised	Revised			
Roll		Actual	Taxable	Revised	Taxable			
Year	Effective	Assessmnt	Assessmnt	Assessmnt	Assessmnt	Reduction	Tax Rate	Refund
2011	January-12	5,180,000	4,180,520	4,590,000	3,590,520	590,000	8.17	4,820
2012	January-13	5,180,000	4,380,416	4,590,000	3,790,416	590,000	8.44	4,980
2013	January-14	5,180,000	4,580,312	4,590,000	3,990,312	590,000	8.35	4,927
							<b>TOTAL:</b>	14,726

School Tax Refund Calculations - Alleson								
Assessmnt		Actual	Actual	Revised	Revised			
Roll		Actual	Taxable	Revised	Taxable			
Year	Effective	Assessmnt	Assessmnt	Assessmnt	Assessmnt	Reduction	Tax Rate	Refund
2011	September-11	5,180,000	4,180,520	4,590,000	3,590,520	590,000	18.93	11,169
2012	September-12	5,180,000	4,380,416	4,590,000	3,790,416	590,000	19.18	11,316
2013	September-13	5,180,000	4,580,312	4,590,000	3,990,312	590,000	19.60	11,564
							<b>TOTAL:</b>	34,049

Special District Refund Calculations - Alleson									
Assessmnt		Actual	Actual	Revised	Revised				
Roll		Actual	Taxable	Revised	Taxable				
Year	Effective	Assessmnt	Assessmnt	Assessmnt	Assessmnt	Reduction	Tax Rate	Refund	
2011	January 12	5,180,000	5,180,000	4,590,000	4,590,000	590,000	2.52	1,487	
2012	January 13	5,180,000	5,180,000	4,590,000	4,590,000	590,000	2.54	1,499	
2013	January 14	5,180,000	5,180,000	4,590,000	4,590,000	590,000	2.54	1,499	
							<b>TOTAL:</b>	4,484	
Rate Structure:		Roll		Fire		Ambulance		Lighting	
		Year		Fire		Ambulance		Lighting	
		2011		2.30		0.22		0.18	
		2012		2.33		0.21		0.18	
		2013		2.33		0.21		0.18	
<i>Note: Subject property is in Fire and Ambulance districts only.</i>									

**TOWN OF HENRIETTA**  
**BID TABULATION**

DATE: March 26, 2014  
 RE: 2014 Sanitary Sewer Repairs Project

DATE OF BID OPENING: March 26, 2014  
 TIME OF BID OPENING: 10:00 AM

ITEM NO.	ITEM	EST. QTY.	UNIT	Fineline Pipeline Inc.		Villager Construction		RandSCO Pipeline, Inc.		Hydrolawn of Buffalo, Inc.	
				UNIT PRICE	\$	UNIT PRICE	\$	UNIT PRICE	\$	UNIT PRICE	\$
1	Mobilization/Demobilization	1	LS	\$13,325.00	\$13,325.00	\$6,500.00	\$6,500.00	\$10,000.00	\$10,000.00	\$15,000.00	\$15,000.00
2	8" Dia. Sanitary Sewer Repair in Grass Area Complete in Place	275	LF	\$320.00	\$88,000.00	\$350.00	\$96,250.00	\$242.00	\$66,550.00	\$300.00	\$82,500.00
3	8" Dia. Sanitary Sewer Repair in Grass Area Longer Than 15' Complete in Place	15	LF	\$250.00	\$3,750.00	\$250.00	\$3,750.00	\$300.00	\$4,500.00	\$300.00	\$4,500.00
4	8" Dia. Sanitary Sewer Repair in Pavement Area Complete in Place	330	LF	\$380.00	\$125,400.00	\$390.00	\$128,700.00	\$280.00	\$92,400.00	\$350.00	\$115,500.00
5	8" Dia. Sanitary Sewer Repair in Pavement Area Longer Than 15' Complete in Place	60	LF	\$310.00	\$18,600.00	\$250.00	\$15,000.00	\$300.00	\$18,000.00	\$375.00	\$22,500.00
6	Sanitary Wye Replacement Complete in Place	78	EA	\$350.00	\$27,300.00	\$30.00	\$2,340.00	\$1,000.00	\$78,000.00	\$400.00	\$31,200.00
7	Sanitary Lateral Cleanout Replacement Complete in Place	30	EA	\$250.00	\$7,500.00	\$175.00	\$5,250.00	\$700.00	\$21,000.00	\$250.00	\$7,500.00
8	Long Side Lateral Replacement Complete in Place	18	EA	\$3,500.00	\$63,000.00	\$4,200.00	\$75,600.00	\$2,300.00	\$41,400.00	\$3,500.00	\$63,000.00
9	Short Side Lateral Replacement Complete in Place	22	EA	\$1,250.00	\$27,500.00	\$2,100.00	\$46,200.00	\$800.00	\$17,600.00	\$1,200.00	\$26,400.00

**TOWN OF HENRIETTA**  
 BID TABULATION

DATE: March 26, 2014  
 RE: 2014 Sanitary Sewer Repairs Project

DATE OF BID OPENING: March 26, 2014  
 TIME OF BID OPENING: 10:00 AM

ITEM NO.	ITEM	EST. QTY.	UNIT	Fineline Pipeline Inc.		Villager Construction		Randsco Pipeline, Inc.		Hydrolawn of Buffalo, Inc.	
				UNIT PRICE	\$	UNIT PRICE	\$	UNIT PRICE	\$	UNIT PRICE	\$
10	Town Road Pavement Restoration Complete in Place	1,475	SF	\$8.00	\$11,800.00	\$8.00	\$11,800.00	\$8.00	\$11,800.00	\$	\$
11	Town Concrete Gutter Restoration Complete in Place	80	LF	\$15.00	\$1,200.00	\$40.00	\$3,200.00	\$20.00	\$1,600.00	\$	\$3,360.00
12	Asphalt Driveway Restoration Complete in Place	475	SF	\$7.00	\$3,325.00	\$6.00	\$2,850.00	\$7.00	\$3,325.00	\$	\$4,750.00
13	Maintenance and Protection of Traffic	1	LS	\$3,500.00	\$3,500.00	\$4,400.00	\$4,400.00	\$4,868.00	\$4,868.00	\$ 5,000.00	\$5,000.00
<b>Total of Bid</b>					<b>\$394,200.00</b>		<b>* \$401,840.00</b>		<b>\$371,043.00</b>		<b>\$395,960.00</b>
14	Add Alternate Bid No. 1	1	LS	\$20,000.00	\$20,000.00	\$8,000.00	\$8,000.00	\$ 37,700.00	\$ 37,700.00	\$25,000.00	\$ 25,000.00

Total of Base Bid and Alternate No. 1

\$414,200.00

\$409,840.00

\$408,743.00

\$420,960.00

\*Note - Villager's original bid was \$399,600 however two (2) math errors were found:

Item # 6 was \$2,550 and should have been \$2,340.

Item #7 was \$2,800 and should have been \$5,250.



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

March 28, 2014

**TO:** Supervisor Moore and the Town Board

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

**SUBJECT:** New Equipment

The 2014 Highway Department budget provides funds for the replacement of truck numbers 104, 106 and 145. I am requesting the ability to switch the purchase of vehicle #104 with vehicle #102. Truck # 102 is a standard pickup truck with over 111,000 miles and needs to be replaced. Truck #104 will be replaced in 2015 in place of #102. I am also requesting the ability to replace truck #513 from the Sewer inventory. This vehicle is up for replacement in 2015. It is the recommendation of the Fleet Maintenance Supervisor that this piece of equipment be replaced early. I am requesting authorization to purchase the following equipment from the Chautauqua County Bid, price not to exceed \$125,400.62. All of the replaced equipment will be declared surplus and sent to the Teitsworth Municipal Auction in the fall of 2014.

Chautauqua County Bid Proposal # E-12-13 PFTH

Dealer: Van Bortel Ford, Inc.

71 Marsh Road

East Rochester, NY 14445

- (1) 2014 Ford F-250, 4x4 Super Cab truck, price not to exceed \$33,458.23
- (1) 2014 Ford F-250, 4x4 Regular Cab truck, price not to exceed \$29,032.90
- (1) 2015 Ford F-350, 4x2 Regular Cab truck, price not to exceed \$33,035.56
- (1) 2014 Ford F-250, 4x4 Regular Cab truck, price not to exceed \$29,873.93

# TOWN OF HENRIETTA SUMMARY OF BIDS

**PROJECT:** 2014 Umpire Services  
**ADDRESS:** Various  
**LOCATION:** Various

**BID DATE:** Wednesday, March 19, 2014  
**BID TIME:** 10:00 A.M.

NAME OF BIDDER	SLOW-PITCH		FAST-PITCH		REMARKS
	SINGLE GAME	MULTIPLE GAME	SINGLE GAME	MULTIPLE GAME	
Rochester District Umpire Association	\$32.00	\$27.00	\$45.00	\$40.00	<input checked="" type="checkbox"/> SIGNED/SEALED <input checked="" type="checkbox"/> ELIGIBLE BIDDER <input checked="" type="checkbox"/> NON-SEGREGATED <input type="checkbox"/> NON-COLLUSION <input type="checkbox"/> MUNICIPAL LAW
Sports Officials of Rochester Area	\$27.00	\$38.00 (Waived if 90% of games are multiples)	\$38.00	\$38.00	<input checked="" type="checkbox"/> SIGNED/SEALED <input checked="" type="checkbox"/> ELIGIBLE BIDDER <input type="checkbox"/> NON-SEGREGATED <input type="checkbox"/> NON-COLLUSION <input type="checkbox"/> MUNICIPAL LAW
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#0-106/2014