

**HENRIETTA TOWN BOARD
AGENDA
FEBRUARY 19, 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):
February 5, 2014
On Motion of: Councilwoman Zinck Seconded by: Councilman Page
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 #5-71/2014
Authorize Accounts Payable

RESOLUTION #5-72/2014
Authorize Advertisement for Bids – 2014 Sanitary Sewer Repairs Project

RESOLUTION #5-73/2014
Award Low Quote – Phone System – Henrietta Town Court

RESOLUTION #5-74/2014
Appoint Youth Board Members

RESOLUTION #5-75/2014
Authorize Professional Consultant Services – Generic Environmental Impact Statement (GEIS) – Passero Associates

RESOLUTION #5-76/2014
Adopt Credit Card Policy

RESOLUTION #5-77/2014
Authorize Budget Transfers

RESOLUTION #5-78/2014
Adopt Policy and Procedure Pertaining to Classification of Fund Balance per GASB
54

RESOLUTION #5-79/2014
Amend HRA Plan Documents to Recognize Updates to the Plan Highlights

RESOLUTION #5-80/2014
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 19TH DAY OF FEBRUARY, 2014 AT 7:00 P.M.

MEMBERS PRESENT

Supervisor Jack W. Moore
Councilman William J. Mulligan, Jr.
Councilwoman Janet B. Zinck
Councilman M. Rick Page
Councilman Kenneth Breese
Daniel J. Mastrella, Town Attorney
Rebecca B. Wiesner, Deputy Town Clerk

SUPERVISOR MOORE

We're going to go ahead and get the meeting started now, please. We're going to change the way we would normally do this. Normally we would have public speaking at the end in the open forum session, but because there's so many people that are here tonight about a casino issue, we would like to change the way we do our format. So we will, as soon as the sign in sheet comes in, we will ask the people that have signed in to come on up and speak and you'll have to state your name and your address and we'll listen to anybody that wants to speak before the Town Board on any issue, but I believe most of you are here for the casino issue, which is not on our Agenda. So we're changing the way we do our format so that we can try to facilitate some of this. Would you go ahead and call the roll, please?

Councilman Mulligan	Here
Councilwoman Zinck	Here
Councilman Page	Here
Councilman Breese	Here
Supervisor Moore	Here

SUPERVISOR MOORE

We'll stand for a silent prayer and The Pledge of Allegiance.

(SILENT PRAYER)

(PLEDGE OF ALLEGIANCE TO THE FLAG)

SUPERVISOR MOORE

I've got about two (2) full pages of people that wanted to speak, so the first one would be David Christensen. If you could come to the microphone and give us your name and address, please. And you'll have two (2) minutes to speak and Becky has a timer over there.

DAVID CHRISTENSEN, 1456 CALKINS ROAD
Number one (1), I wanted to thank the Supervisor...

COUNCILMAN PAGE

Name and address, please, for the Record.

DAVID CHRISTENSEN, 1456 CALKINS ROAD

Okay. My name's David Christensen, I live at 1456 Calkins Road in the Town of Henrietta. I want to thank the Supervisor and the Board for this opportunity to present to the Town my thoughts on the casino. As a concerned citizen, I hope to impress on you the importance to protect Henrietta, its residents, its current companies doing business here, and the safety of the people, along with the heritage that has grown here to be a great place to live. One of the things as you look around Monroe County in particular that you notice that stands out as it pertains to safety, is the fact that towns like Greece, Irondequoit, Fairport, Brighton, Gates, Webster, Brockport, and East Rochester all have police departments. Henrietta does not. Henrietta, while the Monroe County Sheriffs do an excellent job of protecting us, is stretched very thin. A particular situation happened last year where I asked the Sheriff's Department and the Town to do traffic enforcement on Calkins Road heading up towards your Tinker Park. I have documented reports from the Town of Henrietta that state that speeds coming down in a thirty-five mile an hour (35 mph) limit were upwards of seventy-nine miles an hour (79 mph). Not once, twice, four (4), five (5) times a day. Many times, half the time, it's sixty miles an hour (60 mph) and above. There are reports from the Town that upwards of ninety-eight percent (98%) of the people are speeding up there. I went to the Monroe County Sheriffs, the local substation here, and he told me point blank, "I do not have the man power to do any traffic enforcement." My God, these people are going by my house at seventy-nine miles an hour (79 mph) and they don't have the resources to slow that down? How are they going to protect our residents from a casino moving in here? Little ideas on the casino is a fact that they comp, the Seneca Niagara Casino now comps anybody on the gaming floor free drinks. Right now in Buffalo, that's from 8:00 in the morning until 4:00 at night. People can drink freely, all day long. 4:00 in the morning do I have a drunk coming out on the street driving past my house...?

REBECCA WIESNER, DEPUTY TOWN CLERK

Jack, it's been two (2) minutes.

DAVID CHRISTENSEN, 1456 CALKINS ROAD

...running into a tree, hitting somebody there? On the other side of that...

REBECCA WIENSER, DEPUTY TOWN CLERK

It's been two (2) minutes.

DAVID CHRISTENSEN, 1456 CALKINS ROAD

...you've got to take a look at Atlantic City. If anybody's ever been there, you take two

(2) blocks off Atlantic City and it's a slum. Same thing with Niagara Falls. Niagara Falls, you don't even have to take one (1) block off, you can look out their windows and see a slum area. We don't want that happening to Henrietta or the surrounding area. They don't pay taxes. They are a separate nation; they don't have to follow any of the Town, the County, the State, or Federal rules, regulations, or laws. So how are we going to support that? Is that going to come out of my taxpayer money to support a casino here in Town? You have to take a look at that. The last thing that was said...

SUPERVISOR MOORE

Yes, you have to hurry up, your two (2) minutes are up.

DAVID CHRISTENSEN, 1456 CALKINS ROAD

One last phrase, and that was about Atlantic City. You know Atlantic City started out many, many, many years ago as a slum by the sea. Right now if you take a look at Atlantic City, it's a slum by the sea with casinos. Do we want that to happen to Henrietta?

(Applause)

ED WLOSINSKI, 1364 RUSH-HENRIETTA TOWN LINE ROAD

My name's Ed Wlosinski. I live at 1364 Rush-Henrietta Town Line Road here in Henrietta. I'm here, I did receive some of those robocalls, but that's not why I'm here. I'm here because I believe that casinos are anti-family. I think that they breed crime. There's no other way, but I'm not telling you not to have a casino. I'm not going to say that. I'm going to say personally, I don't think it's a good idea and if you did, then you got to change your mural, because it's not country and deer and raccoons anymore, it's high wheeler-dealers. The other thing too is I have a sneaking suspicion that you guys know the spots that the Indian Nation wants to have it. And a little bird on my shoulder said that you, they were looking at the property on Middle Road, south of the Thruway, which is pretty close to residential. And if I find out that anybody's hiding the fact that that's where that casino might go, you can say you heard it here first. Hopefully it doesn't go in there, but a casino is not a place in Henrietta, has no place for me. Thank you.

COUNCILMAN MULLIGAN

Sir.

(Applause)

SUPERVISOR MOORE

Dan, could you address the location of what they're talking about?

DANIEL MASTRELLA, TOWN ATTORNEY

The Seneca Nation has not yet disclosed to us where the casino is going, if it's going.

We just don't know yet.

ED WLOSINSKI, 1364 RUSH-HENRIETTA TOWN LINE ROAD

Well, I saw something that was alarming to me. And it was a Native American with a Canadian plate looking at that property up there. It's primo property when it's close to the Thruway and I-390 so that everybody can see it's there. I'm sure they like it. We don't want them.

(Unidentified from audience, "No!")

ED WLOSINSKI, 1364 RUSH-HENRIETTA TOWN LINE ROAD

We don't want them!

(Applause and cheers)

SUPERVISOR MOORE

The next speaker is Michael Kadar. And I apologize if I mispronounced your name.

MICHAEL KADAR, 62 ROUND HILL ROAD

It's okay. That's fine. Name is Michael Kadar, I live over in the Indian Hills development, Round Hill Road, Henrietta. And I'm a retired aerospace engineer, used to work at Kodak. Just to give you a little bit of my background, and I'm against this casino, in fact I'm so much against it that I'm going to be spearheading a group of people to have Henrietta residents sign a petition against it and requesting that you not send a letter of support to the Governor for this casino. And that's all I have to say. Thank you.

SUPERVISOR MOORE

Thank you.

(Applause)

SUPERVISOR MOORE

Mr. Richard Griffith.

RICHARD GRIFFITH, 87 DERRICK DRIVE

Good evening, my name is Richard Griffith, and I live at 87 Derrick Drive in West Henrietta. I have three (3) concerns. 1) Seneca Nation is sovereign. Any time they purchase property, your laws do not apply to them. They do not pay taxes. So what is the economic benefit if you approve this for this Town, as opposed to what would be the cost if you approve this for this Town? It's been stated in the press, television, and everything else that they are going to buy and do this. What authority gives them the right to build in Henrietta? That's the first question I ask.

SUPERVISOR MOORE
Can I answer that?

RICHARD GRIFFITH, 87 DERRICK DRIVE
Certainly.

SUPERVISOR MOORE
The Governor has to give that authority. We can't give that authority, and the Bureau of the Indian Affairs at the Federal government has to give that authority.

RICHARD GRIFFITH, 87 DERRICK DRIVE
So they are still wards of the Department of the Interior, the Bureau of Indian Affairs, is that what you're saying? By doing that, do they have the right to override the rights of other people in towns, by law?

SUPERVISOR MOORE
I don't know. I mean, to be real honest with you, that's why I've said all along that it's very important that we wait until the Senecas have a proposal to really have an educational discussion.

(A number of unidentified audience members in unison, "No!")

SUPERVISOR MOORE
Because, now wait a minute, this man's asking questions that he wants answers to and honestly, I'd like the same answers. That's not fair to say, "No." Everybody has a right to have an opinion here, including you guys and including anybody else. And it's only fair that once they have a proposal, we'll present that proposal and the community will have to weigh in and a lot of those questions that you're asking, I would love answered too. This is something that got dumped on our lap fifty (50) days ago. The former administration knew about this over two (2) years ago and didn't tell us.

(Unidentified members of audience, "Oh, no.")

(Unidentified audience members, "But you were on the Board.")

SUPERVISOR MOORE
Well, yes, but our Town Attorney will adhere to that. Could you explain what happened two (2) years ago?

DANIEL MASTRELLA, TOWN ATTORNEY
Two (2) years ago, a group of individuals from the Seneca Nation and the gaming corporation portion of the Seneca Nation met with myself and the Supervisor to indicate that they had an interest. It was very vague at the time and we didn't hear anything from them again until two (2) months ago.

SUPERVISOR MOORE

Do you, but one other question, are you aware of the fact of whether he told the Board about this or not?

DANIEL MASTRELLA, TOWN ATTORNEY

I am not aware of that.

SUPERVISOR MOORE

Okay, well I as one (1) of the Board Members never was told about it.

RICHARD GRIFFITH, 87 DERRICK DRIVE

Alright, so what you're telling me is that the Governor is the person that will make the decision on this with input from the Town?

SUPERVISOR MOORE

Again, I have to defer, because this is a legal situation.

RICHARD GRIFFITH, 87 DERRICK DRIVE

That's why I'm asking.

SUPERVISOR MOORE

It depends on who you talk to as to what answer you get.

DANIEL MASTRELLA, TOWN ATTORNEY

This is, the approval process, depending upon where the site is and what process the Seneca Nation seeks to approach this on is going to go, in any event, through the Department of the Interior, Bureau of Indian Affairs, probably the National Indian Gaming Regulation, or Regulators, and then the Governor of the State of New York, and, in all likelihood, will require the approval of the State Legislature. And that's to either amend or approve a new gaming compact between the Seneca Nation and the State of New York. The Town of Henrietta will not have the right to approve or disapprove the application. It doesn't go to the Town of Henrietta. Depending on what route the Seneca Nation takes, if it's to have the land held in trust for the Seneca Nation by the Federal government, the Department of the Interior will solicit comments from State, County, and local officials regarding whether or not the, this is going to be a detriment to the community. If, on the other hand, they seek to obtain the land via the 1990 Seneca Nation Land Compromise, then the only question that will be posed to us the effect of removing the property from the tax rolls. So without a proposal in place, it is virtually impossible to tell you what role and what comments the Town Board can take, other than to say that they are not directly involved in the approval process.

RICHARD GRIFFITH, 87 DERRICK DRIVE

Let me see if I understand you correctly, then the land is basically, or the plan will be

approved by the Department of the Interior, along with the Governor, and it will go anywhere they can find property that they can purchase and it will be sovereign Indian Territory. They will be using our roads, our resources, our sanitation, and our law enforcement, if they allow them on the reservation. Is that correct?

DANIEL MASTRELLA, TOWN ATTORNEY

No. But it's not entirely incorrect either. The fact of the matter is though that they need to have, in order to conduct gaming, they have to have an approved gaming compact with the State of New York. They presently do for the other gaming operations that they have and that calls for the State of New York to get a percentage of the profits, the take, from the casino and share that with local counties and local governments to cover the expenses that they may incur as a result.

RICHARD GRIFFITH, 87 DERRICK DRIVE

Thank you for bringing that up. Will that be the same as the four hundred million dollars (\$400,000,000.00) with the two hundred and fifty million dollar (\$250,000,000.00) compromise from the Nations for the casino in Niagara Falls?

DANIEL MASTRELLA, TOWN ATTORNEY

I don't, I can't tell you, because that's something that needs to be negotiated at the State level with Federal approval. It's not something that the Town of Henrietta, again, would be involved in. However, it is my understanding that the State did, in their compromise with the Senecas, that they did take a reduction in the amounts of monies that they received, however it's also my understanding that the localities did not, that they were fully reimbursed once the dispute was settled.

RICHARD GRIFFITH, 87 DERRICK DRIVE

So the only recourse to this is to go to your Federal Congressmen and to write to the Secretary of the Interior who runs the Department of Indian Affairs.

DANIEL MASTRELLA, TOWN ATTORNEY

Your State representatives will have a voice in this as well.

RICHARD GRIFFITH, 87 DERRICK DRIVE

As well as those. Okay, thank you.

SUPERVISOR MOORE

And I'm meeting with Senator Pat Gallivan in the morning to discuss this issue and I've already met with Mr. Bronson in the Assembly. So we're trying to be on top of this. We're trying to be proactive and I'm also going to be meeting with one of the ex-officials from the City of Buffalo that did negotiate with the Senecas so that we can do our homework and I mean that's what we're here trying to do so that when we do have a good strong proposal one way or the other, we can present it so that a lot of those questions will be answered.

RICHARD GRIFFITH, 87 DERRICK DRIVE

Well, the people, if they wish to write their elected representatives and voice their concerns should do that.

SUPERVISOR MOORE

Please do.

RICHARD GRIFFITH, 87 DERRICK DRIVE

Strongly.

SUPERVISOR MOORE

Yes, please do.

COUNCILMAN MULLIGAN

On the taxing issue, Dan, can you just identify briefly what kind of money was paid to Niagara, Salamanca as well as Buffalo Creek? Approximate.

DANIEL MASTRELLA, TOWN ATTORNEY

I can, but I can't tell you what period of time it covered. I believe it was an eighty-nine million dollar (\$89,000,000.00) payment to Niagara or regarding the Niagara casino. I don't know how that was split among the various municipalities. Approximately thirty-six million dollars (\$36,000,000.00) to the Salamanca area governments involved there and I believe approximately seventeen million dollars (\$17,000,000.00) to the, regarding the Buffalo, more recently...

COUNCILMAN MULLIGAN

Buffalo Creek.

DANIEL MASTRELLA, TOWN ATTORNEY

...Buffalo casino.

COUNCILMAN MULLIGAN

Thank you.

RICHARD GRIFFITH, 87 DERRICK DRIVE

Thank you, gentlemen.

SUPERVISOR MOORE

Yes, thank you. Now we have Paula Zack.

PAULA ZACK, 40 MERTENSIA LANE

Paula Zack, 40 Mertensia Lane, Henrietta. I didn't actually come to speak about the casino. I thought this was going to be a normal open meeting. My question is I heard

the Town has a surplus of overpaid taxes. What's the Town going to do with that? Can't they just give us our money back? I hear they're thinking of doing something with the money, but if we've overpaid on our taxes, can't we just get a refund?

SUPERVISOR MOORE

Well, I think that's one thing that'll be under consideration. In the 2015 budget, we will be looking at many different things and as a Board, coming up with either investing in some recreation facility or courthouses that we've rented for over twenty (20) years and possibly some type of rebate and also some other capital improvements for the Town.

PAULA ZACK, 40 MERTENSIA LANE

Why isn't the rebate just automatic? Why do you get to decide? I mean, I know it's the Town's money, but we overpaid, why can't we just get our money back?

SUPERVISOR MOORE

It actually states, it takes State legislation in order to give you a check back. So it's a process.

PAULA ZACK, 40 MERTENSIA LANE

It doesn't take State legislation for me to give you the check.

(Laughter)

SUPERVISOR MOORE

Oh, no. No, no, no.

PAULA ZACK, 40 MERTENSIA LANE

I would go on the Record, I would really think the right thing would be give us our money back or prorate it or whatever. Thank you.

SUPERVISOR MOORE

I agree, I'm a big taxpayer, I want a check too. Dennis Wurster.

DENNIS WURSTER, 65 LORETO AVENUE

Good evening, my name's Dennis Wurster. I live at 65 Loreto Avenue here in Henrietta. I came to Henrietta in the early nineties (1990s) as an RIT student and I liked it so much here that I bought a home and started a family. Looking around, I'm probably the youngest guy here in the room.

(Laughter)

DENNIS WURSTER, 65 LORETO AVENUE

My concern, in general I have really liked living in Henrietta. I've found it an incredibly convenient place to live, I have enjoyed living here, and I really appreciate the services

that are provided to us, not only to myself, but to my wife and to my family as well. My opinions about the casino issue as they are, and thank you for educating us as the evening has progressed, resonate strongly with the gentleman who suggested that it's anti-family. I tend to agree. I would also be very interested in the bottom line. What's in it for residents? I'm not convinced that there is any significant upside and I encourage you, when the time comes, to keep these opinions in mind. Thank you.

SUPERVISOR MOORE

Thank you.

(Applause)

(Unidentified from audience, "People in the hall are saying they can't hear. Can the microphones be turned up? The people standing out on the steps want to hear the proceedings. There's a lot of people out there.")

SUPERVISOR MOORE

Yes, I know, but if we let them in here the Fire Marshal says he's going to...

(Unidentified from audience, "No, they want to know if the sound can be turned up.")

SUPERVISOR MOORE

If some people want to stand behind us, you're more than welcome to stand behind us.

COUNCILWOMAN ZINCK

Is Michele here? Oh, Michele. Is Michele out here?

COUNCILMAN BREESE

There she is.

COUNCILWOMAN ZINCK

Is there a way to turn it up, Michele?

SUPERVISOR MOORE

Tom Haschmann.

COUNCILWOMAN ZINCK

Thank you.

SUPERVISOR MOORE

We'll try. Thank you.

(Unidentified from audience, "Someone asked me to ask.")

SUPERVISOR MOORE

Yes, thank you.

COUNCILMAN PAGE

Thank you.

TOM HASCHMANN, 64 CRYSTAL VALLEY OVERLOOK

Tom Haschmann, 64 Crystal Valley Overlook in Henrietta. I appreciate the chance to talk with all of you. I know all of you. Basically, what I want to say is that, and I think you're at a critical juncture already, in that each of you is elected to the offices you hold and serve this Town, because people believe you take leadership, believe in the values that you espoused when you ran for office. They believe in the vision we've had for this community for people can live here from the time they're born until the time they die. And that this flies in the face of that whole thing. And that I want to push you tonight as a friend, which I think you can call all of you my friends, to say it's time to take courage. It's not about when you get a proposal. It's about representing us and taking the ball and going to them and saying, "We don't want it here." Because the choice comes down to Henrietta, that's defined by the place where there's a casino or Henrietta's a place where we've planned for thirty (30) years, worked for thirty (30) years to have our families thrive and continue. Some of you have multiple generations living here in Town and I'd like to liken it, in closing, to *It's a Wonderful Life*. I love living here. You have to decide whether you're going to be George Bailey or Mr. Potter.

(Laughter)

(Applause)

SUPERVISOR MOORE

Thank you, Tom. Lois Verde, please.

LOIS VERDE, 30 CALVER COURT

Hi, my name is Lois Verde and I live at 30 Calver Court, Henrietta. I've been here for thirty (30) years and I had a conversation with Rick, I spoke to you earlier this week, we were talking about the consequences of a casino and so I just printed out this report. It's comparing the economics, competitive advantages of Indian run casinos located on sovereign lands in western New York over the hospitality operations. It's written by a Professor Steve Siegel, who is from the University of Niagara and this is his study and I wanted to review some of that with you, but I want to, I'll say it later. Mr. Moore, you stated in an article that you and the Town Board looked at this as an economic opportunity for the community. I am concerned that your desire for economic opportunity is clouding sound judgment. First of all, not all money is good money. I ask you what if, what did we really gain if we gained the whole world, but lost our souls or lost our Town in this case? Secondly, things are not always what they seem. In this article, by the Professor, comparing business models of Indian casinos and hospitality

businesses on sovereign lands versus non-Indian casinos and non-Indian business and I want to just say to the Indian community that is here, we are not against the Seneca Nation. We are against the casino. So I just want to say that.

(Applause)

LOIS VERDE, 30 CALVER COURT

On page one (1), it talks about the big promises of millions of dollars of revenues and large numbers of increased employment in which we have all heard of how it's going to bring so much benefit to our community, it's going to bring jobs, it's going to bring money, but what he says is that, "We rarely hear about the devastating negative economic impact that research shows occur when a tax exempt casino is placed on what is claimed to be sovereign land within an urban setting." The Professor does a nice job explaining the economic impact as impact it has on the whole town and why it has such a negative effect on the other businesses in the community. For instance, "Research shows that for every three (3) video slot machines in any casino, that area will, within the second year of operation, lose two (2) jobs in the local economy." He further explains why that is in his article. It outlines...

SUPERVISOR MOORE

Ma'am, you're not going to be able to read the whole thing, because we're limiting people...

LOIS VERDE, 30 CALVER COURT

No, I'm not reading the article, I'm just highlighting what's in there. I understand.

SUPERVISOR MOORE

Okay.

LOIS VERDE, 30 CALVER COURT

But I think it's not only important for you, but also for other people in this community that are concerned or are unaware of the consequences of having a casino of this type in our community. And for me, a casino of any type in this community, there are a lot of things and I won't go through it all, I will highlight though, there are the negatives as somebody has brought up, that normal businesses have to abide by obligations that include paying property taxes, collecting sales taxes, collecting bed taxes, applying for the and paying for licenses, smoking ban, there is no smoking ban for them. They're limited to hours. They don't have to abide by antitrust laws. They don't have to submit to health inspections. They have legal liability, punitive damages, nor do they have to...

SUPERVISOR MOORE

Ma'am, I have to cut you off.

LOIS VERDE, 30 CALVER COURT
Has it been two (2) minutes?

SUPERVISOR MOORE
You've gone way over two (2) minutes.

LOIS VERDE, 30 CALVER COURT
Oh, I'm sorry. I do want to also, I'm sorry, I do need to address this. I saw you on the 13, Channel 13 News tonight and you said you were a little bit unsure of the No Casino Coalition and I want you to know that there are many of us that are on that, in that group because it's, the easiest way to be heard is to be part of a larger group. So I just want to say to you that I believe not only for me, but for many people in this group that's here, that we are not here to support any casino in our community or to support already established businesses. We are here because we just don't agree with casinos.

SUPERVISOR MOORE
But ma'am, the problem with that is the No More Casino Coalition is being supported and sponsored by people that are already in the casino business.

LOIS VERDE, 30 CALVER COURT
That's right, but the fact is that...

(Laughter)

LOIS VERDE, 30 CALVER COURT
I don't know why that's funny, I just don't. Because the fact is that they don't want the casino here. Does it matter to me why they don't want a casino here? It really doesn't. Do I agree with them that they want a casino somewhere else? No. But I do agree with the fact that they don't want a casino here and for that reason I have joined them, because I want to have...

SUPERVISOR MOORE
I have to cut you off...

LOIS VERDE, 30 CALVER COURT
That's fine.

SUPERVISOR MOORE
You've already gone about ten (10) minutes.

LOIS VERDE, 30 CALVER COURT
Thank you.

SUPERVISOR MOORE

Thank you.

(Applause)

SUPERVISOR MOORE

Bob Hunt, please.

BOB HUNT, 248 CROCKETT DRIVE

My name's Bob Hunt. I live at 248 Crockett Drive, here in Henrietta. And I'd just like to tell everybody a little story about somebody I worked with at Kodak for years. He drank a quarter of Scotch whiskey every day and bet four hundred dollars (\$400.00) on the horses every day. And these things went hand in hand. And his family suffered and who knows how far this went, because of his gambling. It's a disease. It catches on and you can't give it up. And there's no way to make an easy buck. Maybe some people will come away from the casino with a few bucks, but it's not set up for that. It's set up for the casino, not for the people. So because of that and because of all the things that are going to happen if that's approved here and built here, I encourage you, if there's a way to stop it, to please stop it. Thanks.

SUPERVISOR MOORE

Thank you.

(Applause)

SUPERVISOR MOORE

Ted Mooney. And we'll need your address, Ted.

TED MOONEY, 215 LYCOMING ROAD

My name is Ted Mooney at 215 Lycoming Road, a fifty-seven (57) year resident of Henrietta. I came to Henrietta because it was a family town, an outstanding farming community in Monroe County. Now we are faced with the possibility of a casino, which involves gambling. I'd like to differentiate between two (2) basic types of gambling. Bingo is a form of gambling. It's controlled and provides recreation for senior citizens who don't have anything else to do. Casino gambling is not controlled, it's uncontrollable, and in many instances destroys families because of the uncontrollability of the action of the spender, the one who gambles. I think we have a casino in Canandaigua, and not too far away Salamanca. By the way, Salamanca is officially an Indian community and a city by Indian community law. I hope that we here consider the differentiation between a bingo gambling and a casino gambling, because with the casino gambling, many people cannot control their expenses and their families suffer thereby. So let us hope that they decide to place this casino, if they do go through with it, somewhere else. Thank you.

SUPERVISOR MOORE
Thank you, Ted.

(Applause)

SUPERVISOR MOORE
Craig Moffitt.

CRAIG MOFFITT, 81 FINNEGAN WAY
Good evening. Mr. Supervisor and Town Board, thank you for taking the opportunity to listen to my opinion. I am absolutely, one hundred percent (100%) in favor of you fairly, and in a balanced way, considering the addition of a casino by the Seneca Nation in Henrietta.

(Booing from audience)

CRAIG MOFFITT, 81 FINNEGAN WAY
Let me explain why. I moved here from Mendon, Honeoye Falls five (5) years ago. Why do you think I moved here?

COUNCILMAN MULLIGAN
Lower taxes.

CRAIG MOFFITT, 81 FINNEGAN WAY
And why else?

(Unidentified from audience, "Good school.")

(Unidentified from audience, "Restaurants.")

CRAIG MOFFITT, 81 FINNEGAN WAY
Good school district, wonderful road system.

COUNCILWOMAN ZINCK
Close proximity to...

CRAIG MOFFITT, 81 FINNEGAN WAY
Close proximity, access to highways, access to everything, a wonderful community and I love it here. And I intend on staying and all I'm asking is that you do consider it fairly and in a balanced way. What we have here is a population somewhere between forty-five thousand (45,000) and fifty thousand (50,000) people. There is a small group of seventeen hundred (1,700) people, some of them are here this evening, that are against it. There is also another small group that is in favor of it. I'm the first one to speak of it tonight. It's not an easy thing to do when most people are against it, but it's just my

opinion.

(Unidentified from audience, "Where do you live?")

CRAIG MOFFITT, 81 FINNEGAN WAY

I'm sorry, Craig Moffitt, 81 Finnegan Way, right over by the old Good Shepard Church. I love it here and I just, I want you to take a look at it. There's a Planning Board in place, there's a Comprehensive Plan in place, there's Zoning Laws, and there's Codes already existing. So that's all covered. That's all covered everybody, relax. Don't worry, they're going to take a look at it in a fair way. I thank you for your time and your opportunity.

SUPERVISOR MOORE

Mr. Wu, you're next.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

My name is William Wu, I live over in Riverton. I didn't really come here to speak about the casino, but as long as I'm here, I might as well. *(Laughter)*

(Laughter)

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

The thing that I wanted to mention, not about the casino, at the last Town Board Meeting, I like what you did, you appointed a Finance Director and I think she's going to do a hell of a good job.

SUPERVISOR MOORE

Thank you.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

You also hired an independent auditor to come in here to audit the books. I'd like to know what is going to come out of that, because in Syracuse they had the same problem that we have here. They put a lot of money someplace along the way. They got audited by the State, State gave them a negative, said to try to correct the negative. But one of the things that they did was hire an independent auditor to audit the books. And that auditor found out that even though Syracuse had a lot of money, there were people that were skimming, so they had some people here that they just sent to jail. And I appreciate what you're doing, but one of the, and I would like that if you're going to post the Minutes of the Board, you don't post it ahead of time. It's already out there, we don't even know what the heck is going on.

SUPERVISOR MOORE

Mr. Wu.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
But now...

SUPERVISOR MOORE
Mr. Wu.

COUNCILMAN PAGE
Mr. Wu, that's the Agenda, not the Minutes. That's the Agenda for the meeting. The Minutes will be posted online tomorrow.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Well, can I just, one of the things that I, as long as I'm going to speak about the casino, I'd like to take issue with the Attorney. We are a nation of law. We abide by the law and this law that came about that everybody is talking about was done in the Reagan administration and its purpose here was to benefit the Indians in the United States. It was to benefit the Indians on Indian land. There is no Indian land here in Henrietta. All we have to do is say no. That ends it.

SUPERVISOR MOORE
I wish it was that easy. *(Laughter)*

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
But then on the other hand...

(Applause)

SUPERVISOR MOORE
You're over your two (2) minutes, but I wish it was that easy. *(Laughter)*

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
If you go and read the law, you'll find out what I'm talking about.

SUPERVISOR MOORE
Thank you.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Thank you.

COUNCILMAN MULLIGAN
Thank you.

(Applause)

SUPERVISOR MOORE
Jack O'Connor.

JACK O'CONNOR, 182 YORK BAY TRAIL
Jack O'Connor, 182 York Bay Trail. We just built a beautiful home here in Henrietta and we'd like to stay and continue on with the way our plan was. My question, Jack, is that I voted for you, and I need to know how you stand as far as the casino is...

SUPERVISOR MOORE
Personally, I wouldn't go in one even if you paid me. *(Laughter)*

JACK O'CONNOR, 182 YORK BAY TRAIL
I know that. I know that already.

(Applause)

JACK O'CONNOR, 182 YORK BAY TRAIL
I'm not concerned with you personally, I'd like to know as Supervisor how do you feel?

SUPERVISOR MOORE
How do I feel?

JACK O'CONNOR, 182 YORK BAY TRAIL
Yes.

SUPERVISOR MOORE
I was voted in so that I would listen to everybody and then we would try to make a good decision and as you hear tonight, we don't know all the facts, so until we know all the facts, I know personally I can't make a good decision. But would I ever go into the casino? No. I'm not a gambler.

JACK O'CONNOR, 182 YORK BAY TRAIL
Okay. Based on what I know, I'd like to know what the pluses are for having a casino here in Henrietta. I can tell you the negatives, I just don't know of any pluses whatsoever.

SUPERVISOR MOORE
But that's where we're at. We haven't, the Senecas haven't weighed in to what the plan is, so I can't tell you one way or the other.

JACK O'CONNOR, 182 YORK BAY TRAIL
The businesses that are already in Henrietta, they are going to have to deal with a field that is not level. They are going to have to pay fees, taxes, that aren't going to be...

SUPERVISOR MOORE

I totally agree with you. I do a lot of that.

JACK O'CONNOR, 182 YORK BAY TRAIL

Right. I called your office today. I also had to call Monroe County. The police in the Town of Henrietta, the Sheriff's Department, I asked how the Town of Henrietta reimburses the Sheriff's Department for the coverage. I want to know if we get a casino and we have to increase the police here in Henrietta, who's going to have to pay for that?

SUPERVISOR MOORE

Well, the Attorney alluded to that when he said any place the Senecas have had a casino operation, they've done a PILOT agreement with the host community and there is money to pay for those expenses. So, until they have the proposal, I don't know what it is.

JACK O'CONNOR, 182 YORK BAY TRAIL

Jack, have you talked to Niagara Falls?

SUPERVISOR MOORE

No, I haven't, but I have a meeting with somebody from Buffalo tomorrow. I haven't talked to anybody in Niagara Falls yet, but I intend to. I'm trying to gather facts at this point.

JACK O'CONNOR, 182 YORK BAY TRAIL

With RIT, MCC, and the U of R in such close proximity to this casino, this is not good for the people that we are sending, our children going to those schools.

SUPERVISOR MOORE

Actually from what, I had a resident in today that goes to Canandaigua and to Batavia and she says if you look at the clientele there, there isn't many young people, they're primarily older people.

JACK O'CONNOR, 182 YORK BAY TRAIL

Tell that to my kids, will you?

(Laughter)

JACK O'CONNOR, 182 YORK BAY TRAIL

Thank you.

SUPERVISOR MOORE

Yes, thank you.

(Applause)

SUPERVISOR MOORE

John Ventresca, and if I mispronounced it, I'm sorry.

JOHN VENTRESCA, 143 OAKSHIRE WAY

Everybody does.

SUPERVISOR MOORE

Okay.

JOHN VENTRESCA, 143 OAKSHIRE WAY

Hi...

SUPERVISOR MOORE

You have to have your address.

JOHN VENTRESCA, 143 OAKSHIRE WAY

John Ventresca, 143 Oakshire Way. Thank you for the time. My wife and I moved to Henrietta eight (8) years ago with a two (2) year old and two (2) month old twins and we've made a life here in Henrietta and it's been a great life. We love Henrietta. To me, this is what Henrietta is. First of all, it's great people. We've met so many terrific people in our church that we found here in Henrietta, the terrific teachers in our kids' school at Winslow Elementary, the work that we found, two (2) Wegmans that we're at pretty much every day, the convenience of Henrietta. We just love Henrietta. That's what Henrietta is for all those, and of course the shopping and some of our favorite restaurants on Jefferson or in the whole area. Our kids like to go out to eat pretty much every night if we can and there's a great selection for that too. We have to say no sometimes.

(Laughter)

JOHN VENTRESCA, 143 OAKSHIRE WAY

More breakfast, but that's what Henrietta is, it's all those things and putting in a casino would change all that. It would completely change, Henrietta as we know it would end. I'm convinced of that. If you put a giant twenty-four/seven (24/7), lit up like a Christmas tree casino off of I-390, say it's called Seneca Rochester, say let's say that's the name of it, that's what this area would become. It's the town where the casino was put. There's no more Henrietta as we know it. It would be that town that got the casino. And whatever happens from then on, it's just that place with the casino. That's what everyone would know us as, not all the positives that have been built over, and it is a family town. It's a town for retirees, for my kids, for students, that identity would all go away. And you say that you don't really have any control or say right now, but you do. What I ask is if you can please pass a Resolution now to state that you have no

interest in a casino in Henrietta.

(Applause)

JOHN VENTRESCA, 143 OAKSHIRE WAY

Other towns have already passed these Resolutions. I think Pittsford and Batavia have already passed Resolutions like this. I know they're not binding. I know they don't really stop the process if they wanted to bulldoze ahead with the process, but making that, making that official statement, I don't know how they can really feel welcome if you put that on the books saying, "No thanks," to that, to that casino.

(Applause)

SUPERVISOR MOORE

Your time's up.

JOHN VENTRESCA, 143 OAKSHIRE WAY

Okay. Thank you.

SUPERVISOR MOORE

Thank you.

JOHN VENTRESCA, 143 OAKSHIRE WAY

Thank you very much.

(Applause)

SUPERVISOR MOORE

Barbara Hatch.

BARBARA HATCH, 94 TOMAHAWK TRAIL

My name is Barbara Hatch. I live on 94 Tomahawk Trail, Henrietta. First of all, we better hang on to our surplus. Batavia Down, Finger Lakes both share revenue with counties, local towns, if they become due. Seneca Casinos often delay payment for years. Our life savings are invested in our homes and we refuse to live in a slum. The Senecas pay none of these taxes: FICA, unemployed, sales tax, disability, liquor taxes, restaurant or property taxes. They do not submit to health inspections, pay punitive damages, pay legal liability, comply with labor laws, or limit hours of liquor sales. And we know now why the Governor is in favor of it. He received seven hundred and fifteen thousand dollars (\$715,000.00) from the Senecas for his election campaign. He is now in favor of the casinos, one in Henrietta. Three point nine million dollars (\$3,900,000.00) went to candidates throughout the State, Legislature, State Senators, Assemblyman, and candidates. Three point nine million dollars (\$3,900,000.00) spread around Town. I have here, on behalf of many of the residents in Henrietta, a

Resolution. It says: The Henrietta Town Board, in opposition to Seneca Nation of Indians Gambling Casino in the Town of Henrietta. WHEREAS, recent press reports indicate the Seneca Nation of Indians is planning to build a full gaming casino in the Town of Henrietta in the very near future. WHEREAS, a majority of the voters in Monroe County voted in November 2013 to oppose the expansion of casino gaming in the State of New York, and WHEREAS, the Henrietta Town Board seeks to promote and encourage businesses that provide sustainable economic development and enhance the life in our community, and WHEREAS, this Board is concerned that a new casino in the Town of Henrietta will drain existing tax resources, bring additional tax traffic congestion, may damage the quality of life in Henrietta, and WHEREAS, this Board is concerned that a Native American casino will take revenues from local residents, which in turn are not required to be reinvested in our community, and WHEREAS, this Board is concerned that a Native American gaming facility may alter the regions' game economy such that will put in jeopardy the funding shared with our community by non-Indian gaming facilities. THEREFORE, BE IT RESOLVED, that the Henrietta Town Board do oppose and with all do vigor the creation of a Native American Casino Gaming Operation in Henrietta, New York, and BE IT FURTHER RESOLVED, that each member of the New York State Legislature, the Governor of New York, and the Members of Congress representing the Town of Henrietta be urged to join this legislature in opposition to the creation of a Native American Casino Gaming Operation in Henrietta. And I have Resolutions for you. And we would demand that you sign these. There's no reason you can disagree with any of this.

SUPERVISOR MOORE

Thank you.

(Applause)

SUPERVISOR MOORE

Thank you. Thank you very much. Lynne Stewart.

COUNCILWOMAN ZINCK

She just walked out the door.

SUPERVISOR MOORE

Is Lynne Stewart here? She signed up to speak.

COUNCILMAN MULLIGAN

Do you want to see if she's there, Terry? Lynne Stewart.

(Terry Ekwel, Fire Marshal/Building Inspector, yelling into hallway, "Lynne Stewart?")

SUPERVISOR MOORE

In the meantime, Janet O'Connor.

(Terry Ekwel, Fire Marshal/Building Inspector, "She's coming.")

SUPERVISOR MOORE

Okay. Okay, good.

(From audience, Janet O'Connor, 182 York Bay Trail, "Do you want me to go ahead, or...?")

COUNCILMAN MULLIGAN

Yeah, let her go.

SUPERVISOR MOORE

Yeah, sure. Because these are the last two (2) speakers that signed up.

JANET O'CONNOR, 182 YORK BAY TRAIL

Okay. I'm Janet O'Connor and we live in West Henrietta, 182 York Bay Trail. We moved here three (3) years ago and we moved here to Henrietta because it's a vibrant community, it's a growing community, it's a family friendly community, and we thought it was going to stay that way. And then just recently we started hearing rumors about the casino. And I don't care if people gamble or don't gamble, but what I do care about is the effect that it's going to have on the businesses in the community. The casino lures people in with free drinks, low cost food, there's a lot of local businesses here that are going to be hurt and there's a number of hotels going up. In five (5) years, they're going to be ghost hotels. Our community won't grow. People talk about the jobs that are going to be created. How many jobs are going to be created, really? Not many. And the people, the Senecas do not put the money back into the community. I mean once that land is taken off the tax rolls, it's gone. You're not going to have those taxes available. And that's really important to consider, because that's forever. So I appreciate being, having the opportunity to speak with you, Supervisor Moore, and with the Board, and I do hope that you can do what you can to stop the casino. I mean it's really important to a lot of people. So thank you very much.

SUPERVISOR MOORE

Thank you.

(Applause)

SUPERVISOR MOORE

And then if you'd give us your name and address, Lynne. And this is the last speaker that signed up.

LYNNE STEWART, 225 VISCOUNT DRIVE

I'm Lynne Stewart, 225 Viscount Drive. I have something for you, but I want to say

something first. Thank you for those, all of you replied to me either by phone or by email.

SUPERVISOR MOORE

Or both.

LYNNE STEWART, 225 VISCOUNT DRIVE

Or phone. And I was thinking of Dr. Seuss, *The Lorax*. I speak for the trees. And I was also thinking it takes a whole village to raise a child. It takes a town to make a wonderful place for... I get very emotional, sorry. It takes a town to raise children. I'm one of those third (3rd) generation people. I lived in Rush for a while, but my kids went to Rush-Henrietta School, so I consider myself a Henrietta person as much as anything. My grandchildren go to Rush-Henrietta Schools. My grandchildren participated in this wonderful, wonderful Recreation/Youth program for years. We are stellar in that and thanks to Mike Yudelson, Mr. Breese's Dad, Phil Litter, am I leaving anybody out?

COUNCILMAN MULLIGAN

Jack Kelly.

LYNNE STEWART, 225 VISCOUNT DRIVE

Pardon?

COUNCILMAN MULLIGAN

Jack Kelly.

LYNNE STEWART, 225 VISCOUNT DRIVE

Jack Kelly. All the years that the Recreation Department was built and my children have friends who brought their toddlers and preschoolers from other towns where they had moved back to Henrietta if there was room on the Recreation Programs, because their towns weren't as good. So that's what I have to say, and Jody Day, a friend of ours, wrote to me in email today, "Tell them I said no. And I will put my name on a petition if I wasn't here, I'm in Florida. Tell them to wait until at least the end of April, because a lot of us who are senior citizens are away."

(Laughter)

LYNNE STEWART, 225 VISCOUNT DRIVE

So right now I have petitions for you.

(Applause)

SUPERVISOR MOORE

Thank you.

TB February 19, 2014

(Away from microphone, Lynne Stewart, 225 Viscount Drive, "One thousand, one hundred and sixty-eight (1,168).")

SUPERVISOR MOORE

You've been busy.

(Away from microphone, Lynne Stewart, 225 Viscount Drive, "I have! I've done a lot of research (inaudible), done a lot of research. And by the way, I'm not paid to be here. I'm a volunteer. (Inaudible) to sign this petition, she says, "No County needs a (inaudible)," and Henrietta certainly doesn't.")

SUPERVISOR MOORE

Thank you. Thank you very much.

(Away from microphone, Lynne Stewart, 225 Viscount Drive, "Thank you.")

(Applause)

SUPERVISOR MOORE

That concludes everybody that had signed up, so I at this point would like to move on to do our business meeting if everybody would agree to that. And I thank you for coming and we're going to have a lot more debate on this issue before it's over. We're going to have a recess for five (5) minutes, thank you.

(Brief intermission at 7:55 P.M.)

(Meeting re-opened at 8:08 P.M.)

SUPERVISOR MOORE

We'd like to reconvene if we could and do our business meeting, please. If we could go ahead and reconvene at this time and if I could have a motion to approve the Minutes of February 5, 2014.

COUNCILWOMAN ZINCK

Mr. Supervisor, I'd like to move approval of the Minutes of the February 5, 2014 Meeting.

COUNCILMAN PAGE

Second.

SUPERVISOR MOORE

Please call the roll.

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 February 27, 2014, with bids to be opened at 10:00 A.M. on Wednesday, March 26, 2014 and received no later than 9:30 A.M. on Wednesday, March 26, 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 #5-73/2014

On Motion of
Councilman Page

Seconded by
Councilman Breese

WHEREAS, the Town Board authorized quotes for the purchase of a new phone system for the Henrietta Town Court, and

WHEREAS, the IT Coordinator has obtained three (3) quotes, and the low quote, meeting specifications, was received from Just Solutions for a total cost of \$6,919.99.

THEREFORE, BE IT RESOLVED, that Just Solutions, 7300 Pittsford-Palmyra Road, Fairport, New York 14450, be hereby awarded the purchase of one (1) new Allworx VOIP Phone System.

BE IT FURTHER RESOLVED, that the Director of Finance be hereby authorized to pay Just Solutions, in an amount not to exceed \$6,919.99, upon delivery and receipt of all proper documentation and acceptance by the IT Coordinator.

SUPERVISOR MOORE

Discussion?

COUNCILWOMAN ZINCK

No, just thank you, Michele, for taking a look at that and bringing them up to the right century over there.

SUPERVISOR MOORE

Yes, it's nice to see that our Town Court will actually have voicemail for the first time ever. 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 #5-74/2014

On Motion of
Councilwoman Zinck

Seconded by
Councilman Breese

WHEREAS, vacancies currently exist on the Henrietta Youth Board, and
WHEREAS, Jack Greco and Mike Premo are qualified residents and have expressed an interest in serving on the Youth Board, and

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

THEREFORE, BE IT RESOLVED, that Jack Greco, 104 Lippman Road, Henrietta, New York 14467; and Mike Premo, 212 Red Lion Road, Henrietta, New York 14467, be appointed to the Henrietta Youth Board for the remainder of a two (2) year term effective February 19, 2014 and expiring December 31, 2015.

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 #5-75/2014

On Motion of
Councilman Page

Seconded by
Councilman Breese

WHEREAS, Resolutions #19-193/2009 and #3-56/2010 authorized Behan Planning and Design to initiate the Initial Phase and Phase Two of updating the Town of Henrietta Comprehensive Land Use Plan, and

WHEREAS, Passero Associates and Behan Planning and Design have submitted proposals to the Town of Henrietta to prepare a Generic Environmental Impact Statement (GEIS) dated February 7, 2014 and February 5, 2014 respectively, a copy of which are on file in the Town Clerk's Office, and

WHEREAS, the proposals, as more fully detailed therein, are based upon one of the recommendations of the services desired by the Town related to the Strategic Update to the Comprehensive Land Use Plan.

THEREFORE, BE IT RESOLVED, that of the two proposals received, Passero Associates, 242 West Main Street, Suite 100, Rochester, New York 14614, be hereby authorized to provide professional consultant services to complete Tasks 1, 2, and 3 of the GEIS as recommended in the Town's 2011 Strategic Update to the Comprehensive Plan, for a total amount not to exceed \$37,000.00.

BE IT FURTHER RESOLVED, that the Director of Finance be authorized to pay said Consultant upon successful completion of Tasks 1, 2, and 3 of the GEIS, and acceptance by the Deputy Supervisor and the Director of Engineering & Planning.

SUPERVISOR MOORE

Discussion? Under discussion, I'd like to thank Chris Martin and Peter Minotti for moving this issue forward so that we can work on our Comprehensive Land Use Plan. 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 #5-76/2014

On Motion of
Councilman Mulligan

Seconded by
Councilman Page

WHEREAS, the Town Board of the Town of Henrietta has reviewed the attached Credit Card and Store Charge Account Policy & Procedures for the Town.

THEREFORE, BE IT RESOLVED, that the aforesaid Policy & Procedures be adopted by the Henrietta Town Board effective immediately and shall be reviewed annually at its Organizational Meeting.

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 #5-77/2014

On Motion of
Councilman Breese

Seconded by
Councilwoman Zinck

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

SUPERVISOR MOORE

Discussion? Please call the roll.

Duly put to a vote:

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

Carried

RESOLUTION #5-78/2014

On Motion of
Councilman Mulligan

Seconded by
Councilman Page

WHEREAS, the Governmental Accounting Standards Board (GASB) has adopted Statement Number 54 *Fund Balance Reporting and Governmental Fund Type Definitions*, which became effective beginning with the 2010-2011 fiscal year, and

WHEREAS, the Henrietta Town Board wishes to comply with GASB 54 as required beginning with the financial records for the fiscal year from January 1, 2013 to December 31, 2013.

THEREFORE, BE IT RESOLVED, that the Henrietta Town Board hereby adopts the attached Fund Balance Policy No. 1.

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 #5-79/2014

On Motion of
Councilwoman Zinck

Seconded by
Councilman Breese

WHEREAS, the Town of Henrietta provides the employees of the Town of Henrietta a Health Reimbursement Account Plan (the "Plan") which is administered by Benefit Resource Inc., and

WHEREAS, upon due deliberation, and upon consultation with Benefit Resource, Inc. and legal counsel, the Town Board has concluded that it is prudent and appropriate to amend the Plan to comply with certain provisions of the Patient Protection and Affordable Care Act of 2010 applicable to the Plan.

THEREFORE, BE IT RESOLVED, that the Town of Henrietta hereby amends the Health Reimbursement Account Plan for Employees of the Town of Henrietta effective January 1, 2014, substantially in the form set forth in the Plan Highlights presented to the Town Board, and hereby authorizes the Supervisor of the Town of Henrietta to sign such documents as necessary to implement said amendment.

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 #5-80/2014

On Motion of
Councilman Breese

Seconded by
Councilwoman Zinck

BE IT RESOLVED, that the following person be hired:

Taron Culp Recreation Department, Recreation Attendant @ \$8.00/hr., effective February 17, 2014.

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

Patrick Byrne, II Highway Department, Seasonal Wingperson @ \$9.00/hr., from Recreation Attendant @ \$8.00/hr., effective February 10, 2014.

BE IT FURTHER RESOLVED, that the following appointments be made:

Peter C. Minotti Deputy Supervisor, effective February 19, 2014.

Dean C. Marshall, Jr. Deputy Commissioner of Public Works, effective February 19, 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 Resolutions, is there anybody that would like to come before the Board and speak on any subject dealing with the Town of Henrietta?

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

My name is William Wu. I live in Riverton. I didn't expect to see such a big meeting with all those people, but one of the things that I am, I have to do is apologize to Councilman Page, because I thought what was posted on the board was all the Minutes of the Meeting. Now my question, where are the Minutes of the previous Meeting? How does somebody know where those Minutes are?

SUPERVISOR MOORE

Well we just approved them tonight, so tomorrow we will be able to put them on our webpage.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
So...

SUPERVISOR MOORE

That will be for the meeting before. So that this Board's Minutes, these Minutes for this Meeting will be approved two (2) weeks from now.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Yes, but what about the other one?

COUNCILWOMAN ZINCK

Are you asking about past Minutes?

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
The past Minutes. How does one get past Minutes?

COUNCILMAN BREESE

The past Minutes, as the Supervisor said, the past Minutes, before they can be posted, need to be approved, so the Minutes for the last meeting, which were approved tonight...

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Well, how do I...?

COUNCILMAN BREESE

...will be posted on the website. They'll be posted on the website.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
...see Minutes that were previously approved?

COUNCILMAN BREESE

They're all on the website. You can access them or you can of course stop into the Clerk's Office.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Well, how is a citizen supposed to know that? You know it, I don't know it. Otherwise I wouldn't be asking.

COUNCILWOMAN ZINCK

Well you can either go on the website or if you call the Town Clerk's Office, they would walk you through the process. So a citizen would call the Town Clerk's Office.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

I know that Supervisor Moore was going to have a transparency in Town Government and one thing that I have a hard time, is looking through that opaque window, alright? Because I know a lot of these things here that you do, you discussed ahead of time. Otherwise you just don't go through the routine of presenting it, making a motion and seconded and vote. Because everything on here is already done.

COUNCILWOMAN ZINCK

Mr. Wu, there's a Workshop every Monday previous to the Board Meeting and it's open to the public and that's where all those discussions take place.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

I'm glad you mentioned that, because I see that and I was wondering if the public can go to that Workshop.

COUNCILMAN MULLIGAN

It's open.

SUPERVISOR MOORE

It's open and we always on Friday before that Monday Workshop, the draft Agenda will be posted.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Okay, so if a resident were to go to that Workshop, he has to remain silent, or does he...? Can he...?

COUNCILMAN MULLIGAN

Yes, sir.

SUPERVISOR MOORE

But he can listen and he can take it all in and then you can come here on the Wednesday night and ask what questions you'd like.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Alright. I'm sorry I didn't know some of the procedures that you were going through.

SUPERVISOR MOORE

It's okay.

COUNCILWOMAN ZINCK

It's alright. Live and learn.

SUPERVISOR MOORE

Not a problem.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

The other thing here is that I would like to know, as you know I've been looking at the Town Audit. I also happen to be looking at the Town Budget, and I have some questions on the Town Budget, which you all approved. Now I'm sure you know what's...

SUPERVISOR MOORE

No, we didn't all approve it. I voted No.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Oh, okay.

SUPERVISOR MOORE

It was a Budget I couldn't read. It was sloppily presented.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Okay, so everybody was on it except Mr. Breese. He doesn't know what was on it.

COUNCILMAN BREESE

Oh, I read it, I just wasn't able to vote on it. I wasn't...

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

What's that?

COUNCILMAN BREESE

I hadn't been elected and put into office.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Yes, I know that. I know that.

COUNCILMAN BREESE

Right.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

So what happened to that Budget, you might have known it through some other means, but you were a Member approving the Budget, reviewing the Budget.

COUNCILMAN BREESE

Prior to the Budget being approved...

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

No, I'm not faulting you, I fault the other people that were there.

COUNCILMAN BREESE

No, I'm just simply answering your question.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Except for one (1) that was not there.

COUNCILMAN BREESE

The inquiry is, the answer's pretty simple. Between the period of time I was attending Workshops and Town Board Meetings, so I was aware of the Budget or the process that was in place. Obviously, since I wasn't yet sworn into office, I was unable to...

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

I wasn't aware of that. I'm glad you mentioned it. Now I have a question for you.
(Laughter)

COUNCILMAN BREESE

It's alright.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

As you know, Tinkerton here has been around for about twenty (20) years, at least twenty (20) years. We have many volunteers that were on it, some of them were there for the whole twenty (20) years and I don't see any mention of honoring those volunteers. Don't do that, oh, okay, I thought somebody turned the microphone on me.

COUNCILMAN BREESE

No, your thumb is on the switch. Right, there you go.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

I've learned a lot tonight. *(Laughter)* I lost my... oh, I was wondering why in the Town Budget is no money allocated to Tinkerton? Because on this last Halloween here they had the Halloween party there, the place was packed. There was cars all over, there was nothing mentioned or to do something about the parking or control the public walking through it. I don't know if you allow any money to Tinkerton, because I don't remember seeing it in the Budget.

SUPERVISOR MOORE

That probably would have come out of the Recreation budget.

COUNCILWOMAN ZINCK

Yes. Tinker does get money in the Budget, but that was a Recreation event.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Okay, then why wasn't that Halloween disaster taken care of?

COUNCILWOMAN ZINCK

The Halloween event use has always been at the High School previously, but there was conflict this year, so it's a last minute...

SUPERVISOR MOORE

Why don't we ask the Director, the Acting Director of Recreation to come on up and she can explain it for us.

KAREN McARTHUR, ACTING DIRECTOR OF YOUTH BUREAU & RECREATION

Hello, Mr. Wu, how are you?

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Oh, fine, thank you.

KAREN McARTHUR, ACTING DIRECTOR OF YOUTH BUREAU & RECREATION

Good. We have had our Halloween celebration at the High School since I started it probably thirty (30) years ago. We have to sign up for building use and there's never been an issue. They called us at the last minute to say that another school had had it and they had precedence over us. So we decided to give it a try and collaborate with Tinker, as they have been asking us for several years to do that. I don't quite understand the disaster, because you're the first one that I've heard that from. We did get Halloween surveys back. People were happy. We had people parking, so I'm trying to understand where you're coming from, as far as the disaster.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

People managed to take care of themselves in the event, but there was no control during that event to go and help people to do things. And my question was wasn't the Town Budget budgeting something for that? But you just explained why there was no budget for it.

KAREN McARTHUR, ACTING DIRECTOR OF YOUTH BUREAU & RECREATION

No, our Recreation Department has a budget for the Halloween party and Tinker has a separate budget for their Halloween party. What we decided to do was put those two (2) parties together. Some people have asked, because we'd have some inside activities as well as some outside activities, and actually have more resources to serve the people. We're actually going to look across the street for next year as far as parking and possibly even space in the church, so we have an appointment to do that. Because it was last minute, we didn't have the opportunities to look into the resources we needed. But it actually could be a very good plan. So thank you.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Well if you get the parking at the church, you're going to have a lot of parking.

KAREN McARTHUR, ACTING DIRECTOR OF YOUTH BUREAU & RECREATION
Absolutely. Absolutely, so we'll keep you posted.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Okay.

COUNCILWOMAN ZINCK
Thank you, Karen.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
So I don't know how much resources are allowed to Tinkerton, but if it all comes out of the Recreation Department, I don't know how much the Recreation Department does.

COUNCILWOMAN ZINCK
No, it came out of both. She was explaining that Tinker had money in their budget for a Halloween event...

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Yes.

COUNCILWOMAN ZINCK
...and so did the Recreation Department. They combined them this year, together.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Okay, the next question I want to know that there's a little cup that Tinkerton has where you can go and drop a donation. Why do they need a donation and why doesn't the personnel, whoever is at Tinkerton keep it? Why does the Town take it for it?

COUNCILWOMAN ZINCK
It's the Friends group. I don't know who can speak on that, but it's the Friends group, similar to the library has a Friends group that does library sales and they help support...

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
No, I understand that the Town picks up the money.

COUNCILMAN MULLIGAN
No.

COUNCILWOMAN ZINCK
There's a... no. No, it's a Friends group.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Okay, I misunderstood...

COUNCILMAN MULLIGAN

The money is held privately.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

The what?

COUNCILMAN MULLIGAN

The money is held privately. It does not go into the Town's Budget.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

So they have a budget of their own then?

COUNCILMAN MULLIGAN

Yes.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Okay.

COUNCILMAN MULLIGAN

They buy some snowshoes with it and skis and they do some good with it.

COUNCILWOMAN ZINCK

Tinker will have probably a wish list and it's not covered by the Budget and the Friends will help with that.

SUPERVISOR MOORE

And they actually bought some type of projector for some of the classes that they're doing up there this past year.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

And the other question I want to ask is I have always heard that in Henrietta, a lot of the Veterans don't care for the administration. And I didn't understand that, because I'm a Veteran. I understand that the person that had Tinkerton was called in to service and when he was released, there was no job for him. Why is that? Why was that?

SUPERVISOR MOORE

That was before my time. I do believe you're probably referring to David Oliver.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

I don't know what the...

SUPERVISOR MOORE

And he had a job, but...

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
...person's name. I have no idea what his name is.

SUPERVISOR MOORE

...we downsized the personnel at Tinker and he was one, and I believe he was here, we would not have, I think it's against the law to not reemploy a Veteran once...

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Right.

SUPERVISOR MOORE

...he comes back.

COUNCILWOMAN ZINCK

It was a more complex issue than that. It was not because he went into service there was not a job for him. So, it was more complex than that.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Okay, but why didn't he have a job?

COUNCILWOMAN ZINCK

Well, I don't think it's really my place to talk about personnel issues here in an open forum, but it was more complex than that.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Okay, those were issues before he went into, was called up to active duty then?

COUNCILMAN BREESE

Yes, I don't think personnel issues...

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
I don't know.

COUNCILMAN BREESE

...being a personnel issue, I don't think...

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
No, I don't.

COUNCILMAN BREESE

...we can really comment on things quite that detailed.

COUNCILWOMAN ZINCK

Yes.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

No, I didn't want to go into personnel issue, all I wanted to do was...

COUNCILMAN BREESE

It's not...

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

...did you obey the law?

COUNCILWOMAN ZINCK

Yes.

SUPERVISOR MOORE

Boy, we would've been sued otherwise.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Okay.

COUNCILWOMAN ZINCK

Absolutely.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Because one of the things here that I heard earlier when we had that big crowd around here, I heard what the Attorney was saying and I happen to disagree with some of his statements. Because the way I understand the law is the law was put up to benefit the Indians. And it was done in the Reagan administration and it was supposed to benefit the Indians on Indian land. There have been cases here where the Secretary of Indian Affairs, that's the one that has control, have disallowed certain things and if you go and look it up, sir, you would see here that they did it in Maine and they also did it in Mexico someplace. New Mexico, not Mexico. *(Laughter)* And my question is if this Indian casino proposal is coming out and there's no Indian land involved, why are you even talking about it? Just say no.

COUNCILMAN MULLIGAN

Bill, listen carefully. I'm going to reiterate what the Attorney said.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Right.

COUNCILMAN MULLIGAN

When the Indians buy it, when they gain the Federal approvals, it becomes sovereign Indian land. It's a conversion process. It isn't Indian land until they buy it and it's approved Federally.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
But the Indians don't buy it.

COUNCILMAN MULLIGAN
Oh, yes they do.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Some outsider can buy it with the Indians and then therefore you would have a problem. But if you say no, then there is no problem. That's why I don't understand. This is why I disagree...

COUNCILWOMAN ZINCK
Somebody is selling the land and they have the right, like anyone else, to buy the land.

COUNCILMAN MULLIGAN
You can't say no anymore than I can say no to you on buying something. You want to buy something, you buy it.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Yes, but the Indians can't buy the land. It's because it's not Indian land.

COUNCILWOMAN ZINCK
It is once they buy it.

COUNCILMAN MULLIGAN
It's a conversion.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
There are cases, in the Indian Affairs where they couldn't do it. And I advise you to go and look at some of those things.

COUNCILWOMAN ZINCK
Alright. So Dan, you'll go look at that.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
Alright.

COUNCILMAN MULLIGAN
Thank you for your comments.

COUNCILWOMAN ZINCK
Alright, yes. But the other issue, where we started with the Tinker, we did follow the law.

SUPERVISOR MOORE

And I think we're getting to a point that I think the rest of us want to go home.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Yes, I think so too. I didn't expect to see such a big crowd here tonight. Holy smokes!

SUPERVISOR MOORE

We appreciate your comments and you can always come back two (2) weeks from now.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Well, one of the things here, I do appreciate that you do have a Finance Director. And I'm glad that you made that, I think she will do a very good job. I do appreciate that you are going to have an outside independent audit, because his audit would be different than the State Audit, and I'm sure he's going to find something...

SUPERVISOR MOORE

The Town has always had an independent auditor come and audit the books every year since I've been around.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Okay, because I'm sure there's some things...

SUPERVISOR MOORE

We're not doing anything different than the former Supervisor.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Oh, okay. I didn't know that, because there are some things here in the State Audit that I see that was never mentioned, but I was reading between the lines and I said hey, an independent auditor can find that and then we had a little problems. Alright.

COUNCILMAN PAGE

Thank you.

COUNCILWOMAN ZINCK

Thank you.

SUPERVISOR MOORE

Thank you very much.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD

Thank you, let's go home and sleep.

SUPERVISOR MOORE
Thank you.

WILLIAM WU, 125 SCOTTSVILLE-WEST HENRIETTA ROAD
I can't believe we had so many people here tonight.

SUPERVISOR MOORE
Can I have a motion to adjourn?

The Regular Meeting of the Henrietta Town Board was moved for adjournment by Councilwoman Zinck, seconded by Councilman Mulligan at 8:35 P.M. and was adjourned without objection.

Respectfully submitted,

Rebecca B. Wiesner
Deputy Town Clerk

TOWN OF HENRIETTA

Vendor Activity Report

Vendor Code: 0000871252
1099 Option: Don't print a 1099

STANDARD LIFE INSURANCE
Fed ID/SS: 93-0242990

VOUCHERS

Invoice No.	Inv Date	Voucher No.	Check No	ID	Due/Paid	Status	Description	Amount
430351 0001	02/01/2014	717870	66732	00001	02/13/2014	P	FEBRUARY LIFE INS BILL	1,716.37
Total Vouchers for Vendor:								1,716.37
Total YTD Paid for Vendor:								3,447.31
Grand Total Voucher:								1,716.37
Grand Total YTD Paid for Vendor:								3,447.31

#5-71/2014

**TOWN OF HENRIETTA
SUMMARY OF BIDS**

PROJECT: Henrietta Town Court
ADDRESS: 135 Calkins Road
LOCATION: 135 Calkins Road

DATE: February 14, 2014

#5-73/2014

NAME OF BIDDER	TOTAL BID	ALTERNATE	TOTAL BID	REMARKS
Just Solutions	\$6,619.99		\$ 6,619.99	Allworx VOIP phone system & server, six users, expands up to 30. Includes voice mail, auto attendant. 5 yr extended warranty and software maintenance.
Frontier Communications	\$7,677.73		\$7,677.73	Mitel 5000 Digital phone system, 6 phones and voice mail, 1 year warranty.
Relcomm, Inc.	\$7,735.00		\$7,735.00	Mitel 5000 VOIP phone system, 6 phones and voice mail, 5 year hardware warranty & software maintenance



PROPOSAL

7300 Pittsford Palmyra Road, FAIRPORT, NY 14450
 t. 585-425-3420 f. 585-425-3421

Number JSIQ2559-01

Date Jan 31, 2014

Sold To Town of Henrietta Michele Taylor 475 Calkins Rd. Henrietta, NY 14467 United States Phone (585) 444-2209 Fax
--

Ship To Town of Henrietta Michele Taylor 475 Calkins Rd. Henrietta, NY 14467 United States Phone (585) 444-2209 Fax
--

Salesperson	P.O. Number	Ship Via	Terms
dshew	Signed Quote	Our Truck	Prepay by CC or ACH

Qty	Description	Unit Price	Ext. Price
1	Town of Henrietta Court Phone System Allworx VOIP Phones System Allworx 6x - Phone system and Network Server (expands up to 30 users.). - Includes 1 Reach license for (Iphone/Android) softphone/Tablet - System includes Voice Mail & Voice Mail to E-Mail.; - Automated Attendant(if desired) - Multiple levels of system & user messages (10) Allworx 9204G, 4 programmable buttons, GIGABIT switch, PoE (no power supply) (10) Allworx Power Supply for All Allworx Phones APC Back-UPS RS 1000 VA Tower UPS - 1 kVA/600 W Tower 7 Minute - 4 x NEMA 5-15R - , 4 x NEMA 5-15R	\$6,919.99	\$6,919.99
6	VOIP Unlimited Phone Line (36 month agreement) - Main phone # (585) 359-2640 ported - Includes calls to the lower 48, Canada, Hawaii and Puerto Rico.	\$23.95	\$143.70
1	Call Burst (Overflow call protection) - Call rate is \$ 0.02/minute when used.	\$9.95	\$9.95



old monthly -
 283.90
new
 \$ 143.70

Allworx Call Assistant (6X) - A live answer position (e.g. attendant console) that runs on a PC and work in conjunction with Allworx phones (Includes Allworx TAPI Drivers), Call recording by user.
 Allworx 6X 4yr Extended Warranty & 5 Year Software Maintenance Package

- Installation & Training**
- Installation
 - Configuration
 - Transfer existing phone lines
 - Training

Monthly Expense

PRICES SUBJECT TO CHANGE - PRICES BASED UPON TOTAL PURCHASE - ALL DELIVERY, TRAINING OR CONSULTING SERVICES TO BE BILLED AT PUBLISHED RATES FOR EACH ACTIVITY INVOLVED - GENERALLY ALL HARDWARE COMPUTER COMPONENTS PROPOSED ABOVE ARE COVERED BY A LIMITED ONE YEAR WARRANTY, COVERING PARTS AND LABOUR FOR HARDWARE ONLY AND ON A DEPOT BASIS - WE SPECIFICALLY DISCLAIMS ANY AND ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO ANY IMPLIED WARRANTIES OR WITH REGARD TO ANY LICENSED PRODUCTS. WE SHALL NOT BE LIABLE FOR ANY LOSS OF PROFITS, BUSINESS, GOODWILL, DATA, INTERRUPTION OF BUSINESS, NOR FOR INCIDENTAL OR CONSEQUENTIAL MERCHANTABILITY OR FITNESS OF PURPOSE, DAMAGES RELATED TO THIS AGREEMENT. MINIMUM 20% RESTOCKING FEE WITH ORIGINAL PACKAGING.



Qty	Description	Unit Price	Ext. Price
Optional			
1	Allworx PowerFlex P2426 Switch (provides power to handsets and connection to Internet provider) - Eliminates need for individual power supply for each phone. (Optional)	\$1,350.00	\$1,350.00
2	Installation of PoE Switch if Required (Optional)	\$180.00	\$360.00

I accept the proposal as listed above. I understand that a deposit is required with the balance due upon delivery. Any items or work not described above would alter the prices and totals listed.

x _____

Date: _____

SubTotal	\$6,919.99
Tax	\$0.00
Shipping	\$0.00
Total	\$6,919.99

PRICES SUBJECT TO CHANGE - PRICES BASED UPON TOTAL PURCHASE - ALL DELIVERY, TRAINING OR CONSULTING SERVICES TO BE BILLED AT PUBLISHED RATES FOR EACH ACTIVITY INVOLVED - GENERALLY ALL HARDWARE COMPUTER COMPONENTS PROPOSED ABOVE ARE COVERED BY A LIMITED ONE YEAR WARRANTY, COVERING PARTS AND LABOUR FOR HARDWARE ONLY AND ON A DEPOT BASIS - WE SPECIFICALLY DISCLAIM ANY AND ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO ANY IMPLIED WARRANTIES OR WITH REGARD TO ANY LICENSED PRODUCTS. WE SHALL NOT BE LIABLE FOR ANY LOSS OF PROFITS, BUSINESS, GOODWILL, DATA, INTERRUPTION OF BUSINESS, NOR FOR INCIDENTAL OR CONSEQUENTIAL MERCHANTABILITY OR FITNESS OF PURPOSE, DAMAGES RELATED TO THIS AGREEMENT. MINIMUM 20% RESTOCKING FEE WITH ORIGINAL PACKAGING.



PA

PASSERO ASSOCIATES
engineering architecture

February 7, 2014

Mr. Jack Moore
Supervisor
Town of Henrietta
475 Calkins Road
Rochester, NY 14467

**Re: Generic Environmental Impact Statement (GEIS)
Town of Henrietta**

Dear Mr. Moore:

Thank for the opportunity to present a scope of work and proposal for the development of a Generic Environmental Impact Statement (GEIS) in accordance with the Town of Henrietta's *2011 Strategic Update to the Comprehensive Plan*. The scope is based upon the recommendations of that plan which has generally identified the western section of Town as containing sections of land that may be suited for industrial development.

Project Scope:

Task 1 – Scoping - 2 months

Fee = \$12,000

- A. Work with Town staff to define the extent of the “Study Area”. We understand this area to be generally bound by East River Road, Bailey Road, Middle Road and Rush-Henrietta Road.
- B. Review historical Town Wide Planning Documents, including the Comprehensive Plan, to determine and consider previous land use recommendations and findings.
- C. Present Draft “Study Area Map” to Town Board for review.
- D. Prepare a Scope Outline and schedule for the GEIS to be presented to the Town Board for review.
- E. Prepare final “Study Area Map” based on Town Board input.
- F. Informally present Scope and “Study Area Map” to Henrietta Planning Board.

Task 2 – Due Diligence - 2 months

Fee = \$15,000

- A. Prepare a comprehensive review of the Study Area including:
 - i. Natural Resources – Wetlands, Floodplains, Woodlots, Steep slopes, Stream Corridors and Cultural Resources.
 - ii. Utility location and capacity – Sanitary Sewers, Potable Water, Gas & Electric
 - iii. Land Use – Review existing land use patterns and Future Land Use Plan
 - iv. Traffic – Identify major travel corridors and examine accessibility to local Interstates
 - v. Town Services – Fire, Ambulance, Police

- B. Prepare draft Study Area Mapping illustrating findings from Task A. Based upon the results of the mapping; we will identify sub areas, or “Potential Development Areas” within the Study Area which contain the land development qualities necessary for industrial development. The mapping will also identify potential “Open Space Areas” which may be best suited for conservation and integration into the Towns future *Green Infrastructure Plan*.
- C. Present findings to Town Board and Town Staff.
- D. Finalize Study Area map and location of “Potential Development Areas”

Task 3 – Public Input - 1 month

Fee = \$10,000

- A. Coordinate and conduct 2-3 public meetings to present findings to Town Residents.
- B. Solicit public input through mail and social media.
- C. Record and Integrate public input into planning documents.
- D. Identify and meet with local stakeholders (Developers, Henrietta Chamber of Commerce, IDA)
- E. Prepare report summarizing results of input.

Task 4 – Preparation of Generic Environmental Impact Statement - 4 months

Fee = \$55,000

- A. Alternatives Analysis -Conduct Alternatives Analysis for development of the selected "Potential Development Areas". The analysis will include the following alternatives 1. “No Build” scenario, 2. Development as currently zoned and 3. Industrial and Light Industrial development. The alternatives will be compared with respect to, at a minimum:
 - i. Environmental Setting & Potential Impact
 - ii. Character of the Community
 - iii. Ability to be Serviced by Utilities
 - iv. Traffic Impacts
 - v. **Financial Impact to Town**
- B. Recommend areas best suited for Industrial Development – “Selected Sites”
- C. Prepare a “*Future Land Use Plan*” for the Study Area.
- D. Determine necessary upgrades required to support “Selected Sites” including utility improvements, traffic improvements, etc. Including the preparation of a limited Traffic Impact Study (TIS) and Sanitary Sewer Study.
- E. Prepare conceptual cost estimate of upgrades.
- F. Review Draft GEIS with Town Staff and Town Board.
- G. Informally present Draft GEIS to Town Planning Board.
- H. Incorporate Town, Public and Stakeholder input into Draft GEIS.
- I. Prepare Final GEIS and submit to Town Board for review and approval.

Fee Summary and Schedule:

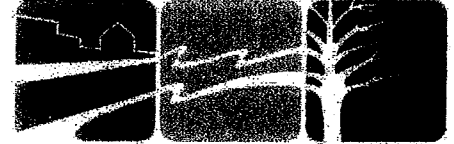
Task	Fee	Schedule
1. Scoping	\$12,000	2 months
2. Due Diligence	\$15,000	2 months
3. Public Input	\$10,000	1 month
4. Preparation of Generic Environmental Impact Statement	\$55,000	6 months
Fee Range	\$75,000- \$90,000	9-12 Months

Thank you for the opportunity to present our proposal. We look forward to the prospect of working with your staff and within your community. Please do not hesitate to contact me directly with any questions.

Very truly yours,

John F. Caruso, PE, PMP
President

DRAFT



BEHAN PLANNING
AND DESIGN

February 5, 2014

Mr. Jack Moore, Supervisor
Town of Henrietta
475 Calkins Road
Henrietta, NY 14467

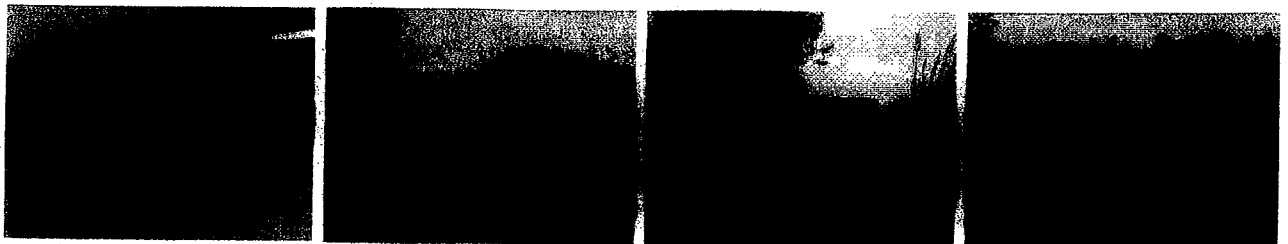
Re: Comprehensive Plan Implementation Services – Preliminary Draft Proposal

Dear Jack:

I hope the New Year is full of great things for you and for the town. I was especially pleased to speak with Peter Minotti and with my son starting his second semester at RIT I have been in town in several recent occasions. In follow-up to my conversation with Peter Minotti, Behan Planning and Design has prepared the following professional planning services proposal for your review. This proposal outlines estimated scopes of services, budget and timeline for an important project intended to implement key recommendations of the *2011 Strategic Update to the Comprehensive Plan* adopted by the Henrietta Town Board. Once we have agreed to a final version of the proposal, work can begin under our existing Professional Services Agreement with the Town.

Based on our conversations thus far, it appears that the Town Board would like to advance the following two initiatives from the Comprehensive Plan:

- *Western Henrietta Land Use Plan and Generic Environmental Impact Statement (GEIS)* – This study will examine the western part of Town (generally between West Henrietta Road and the Genesee River) with the intention of identifying areas that are most suitable, and conversely areas that are not appropriate, for office and industrial uses; and investigating the potential impacts of such development on natural resources, infrastructure (water, sewer, stormwater, roads, etc.), and other considerations. Organized as a GEIS, the Town will consider mitigation strategies to address any environmental impacts including the potential for sharing the costs of mitigation in an equitable fashion between the Town and the developers of future office and industrial sites in the study area. The land use plan and GEIS could lead to the identification of locations that should be made “shovel ready” for certain types of desired development and perhaps recommendations for refinements to the Town’s zoning and other land use regulations.



Western Henrietta includes a very diverse mix of land uses – including the RIT Campus, office parks, housing subdivisions, vacant land, agricultural land, and natural areas.

112 Spring Street, Suite 305, Saratoga Springs, New York 12866
Phone toll-free (1-877-622-3426 Fax (518) 583-6970
E-mail: info@behanplanning.com

As part of both of these projects, opportunities for green infrastructure – interconnected networks of open space resources – will be considered for these specific geographic areas. This work can then serve as the initial stages of a town-wide *Green Infrastructure Plan*, as described in the comprehensive plan, which would be completed at a later date.

By undertaking the GEIS process, the land use plan will become fully implementable. Zoning amendments can be directly implemented and development can proceed through the local approval process without the need to revisit the SEQR process, as long as the development proposals are consistent with the SEQR Findings, thresholds and development parameters. This process will make clear the expectations of the Town for development in this area and will streamline the approval process.

The proposed scope of work, budget, and timeline for the project is as follows.

Western Henrietta Land Use Plan and GEIS

For this project, Behan Planning and Design will partner with CHA (Clough, Harbour & Associates). Behan Planning and Design will serve as the lead consultant, with CHA as a subconsultant for the environmental, transportation, and infrastructure components of the study.

Proposed Scope of Work

Task 1: Project Initiation and Coordination

This task would include periodic meetings (7 meetings) with a small Project Advisory Committee and regular communication with the Town's project manager. The Project Advisory Committee could include the three members of the Town's Comprehensive Plan Implementation Team, perhaps a member of the Town Board, and a small number of members representing key institutions (such as RIT) and the public – perhaps seven members on the committee in total.

Task 2: Scoping

The purpose of this task is to define the proposed “action” (under SEQR) and to determine the scope of analysis that will be necessary to understand and address the potential environmental impacts associated with the action. This task includes the first public meeting – a Scoping/Issues Identification Workshop. A preliminary Draft Scope will be prepared for Project Advisory Committee & Town Board review. It is assumed that one round of revisions will be sufficient to produce the Draft Scope for public review.

The Behan Planning Team will file the Draft Scope with all involved agencies. A public meeting will be held during the Draft Scope comment period to inform the community of the GEIS process and to accept comments on the Draft Scope.

The Behan Planning Team will review comments on the Draft Scope and will provide a preliminary Final Scope for Project Advisory Committee & Town Board review. One round of revisions will be prepared and submitted to the Town as the Final Scope. The Behan Team will file the Final Scope with all involved agencies.

Task 3: Assessment of Existing Conditions

Based, in part, on the outcome of the Scoping/Issues Identification Workshop (Task 2) the consulting team will collect existing information from local, regional, state, federal and other appropriate sources regarding the environmental setting of the study area. This will include information about infrastructure, transportation, development trends, environmental resources, and more. An assessment of opportunities and constraints indicated by this information will be prepared to guide decision-making.

Task 4: Identification of Land Use Scenarios

Working with the Project Advisory Committee and later with the public, this task will focus on identifying one or more potential development scenarios for the study area. This task will include a second public meeting – a Visioning Workshop.

Task 5: Initial Scenario Analysis

Under this task, the consulting team and the Project Advisory Committee will conduct a preliminary evaluation of the scenarios identified in Task 4 with the intention of identifying the scenario or combination of scenarios that best balances the community's needs and desires in consideration of the known opportunities and constraints in the study area.

Task 6: Proposed Land Use Plan and Zoning

Based on the preliminary evaluation of scenarios (Task 5), a preferred approach will be identified; and in this task the preferred approach will be translated into a proposed land use plan and an outline of necessary actions – including amendments to the town's land use regulations (zoning and subdivision) - that would be necessary to implement the plan. This will be the subject of a third public meeting – a Plan Concepts Workshop – to discuss and receive feedback about these ideas.

Task 7: Impacts and Mitigation Strategies

A detailed analysis of the potential impacts associated with the proposed land use plan and detailed strategies for mitigating these impacts will be developed. The following provides a list of typical development impacts and the anticipated level of analysis to address these issues to satisfy SEQR.

A. Topography, Geology & Soils

- Available mapping will be utilized to characterize the Study Area and to identify potential development constraints and significant environmental resources. Such constraints/resources typically include steep slopes, hydric soils (potential wetland areas), and prime and statewide important farmland (soil portion).
- Evaluate potential cumulative development impacts and mitigation including erosion and sedimentation, loss of farmland, and a preliminary discussion of wetland impacts as it relates to the impact on hydric soils. Typical mitigation measures for future development projects include erosion and sedimentation controls, avoidance of steep slopes (e.g., 15% or greater), and opportunities to preserve important agricultural soils through site design.

B. Watershed Protection

- Identification of mapped streams, lakes, and ponds and their associated floodplains as identified on USGS topographic mapping and Flood Insurance Rate Maps (FIRM).
- Classification of water quality for surface waters, as designated and mapped by NYS Department of Environmental Conservation (NYSDEC).
- Identification of mapped groundwater resources and their potential classification as principal or sole-source aquifers.
- Identification of the federal, state and local regulations that protect water resources.
- Discussion of stormwater management and pollution prevention requirements for potential future site specific development including the potential use of green infrastructure.

C. Vegetation and Wildlife

- Identification of the potential presence of threatened and endangered species through consultation with NYSDEC Natural Heritage Program and the U.S. Fish and Wildlife Service and reviewing the Breeding Bird Atlas and the NYS Amphibian and Reptile Atlas (1990-1999). If identified, site specific protocol will be established to prevent impact to such species.
- Mapping of potential State and federal wetlands using available GIS data including NYSDEC Freshwater Wetland Maps, National Wetland Inventory, and soil data. A windshield survey will be conducted to verify the presence of large wetland areas, primarily those mapped as State wetland. Protocol will be established for site specific delineation and mapping of wetlands, as well as coordination with regulatory agencies.
- Generally identify major vegetative community types through available mapping and roadside field reconnaissance within the Study Area. Wildlife typically associated with the community types will be identified. The description of ecological communities will be based on Edinger (2002).

D. Noise

- Qualitative analysis of existing noise relative to existing land uses will be identified. Based on future land use decisions, CHA will identify potential impacts.
- Identify construction-related impacts and site-specific measures that can be taken to mitigate those impacts.
- Typical mitigation measures to control construction noise relate to construction vehicle maintenance and specification of reasonable construction hours. Mitigation for operational noise impacts relates to land use decisions.

E. Air Quality

- Generally discuss regional air quality based on NYSDEC and USEPA air monitoring data.
- The primary sources of air quality impacts are anticipated to be vehicle emissions. The traffic study will provide a proactive plan for road and intersection improvements designed to reduce delay and idling that can cause localized air quality issues.
- Dust as it relates to construction will be discussed along with appropriate mitigation measures that can be employed on a case by case basis, such as watering construction roads, keeping adjacent roadways clean, and limiting disturbed areas through phasing.

F. Land Use and Community Character

- Existing land uses will be identified through the planning component of this project.

- The overall goal of the GEIS process will be to establish a Findings Statement that will serve as development guidelines for the study area. This will address the procedures and some site design issues for all future development within the 10-year planning period.
- The Town's proposed land use plan and the implications of the 10-year preferred growth scenario will be compared to the land use and zoning along the borders of adjacent communities to identify potential land use conflicts.

G. Community Services

- Identify those services provided by the Town, County and State that may be impacted by future development in the Town. These services include: police protection, fire protection, emergency services, and education.
- Contact each of the service providers to identify any current service deficiencies and the potential impacts of the Preferred Growth Scenario. Information provided by the service providers will be relied upon to draw conclusions relative to the significance of future impacts and the appropriate measures to mitigate the impacts.
- Most community service providers are mandated to provide and maintain adequate levels of service. The GEIS is a mitigation measure for these providers in that it provides the cumulative impact projections that are necessary to proactively plan for growth. The school districts can use this information to compare to their own 5-year projections to identify needs and capital improvements. Emergency service providers can identify equipment needs and monitor staffing issues, particularly important for volunteer services.

H. Traffic

- A traffic study based on the 10-year Preferred Growth Scenario will be conducted. This will include an inventory of the existing transportation system and impact and mitigation analysis. The impacts of the 10-year Preferred Growth Scenario will be compared to the issues identified in the Genesee Transportation Council's (GTC) long range transportation plan (LRTP). Coordination with the GTC will be required so that the 10-year Preferred Growth Scenario can be compared to the growth scenarios considered in the GTC LRTP. It is also likely that the GTC Regional Travel Demand Model may be utilized to identify areas of concern if the 10-year Preferred Growth Scenario is significantly different than what was assumed in the GTC LRTP. Impact analysis will focus on potential issues that new construction in the study area could have on the current multi-modal transportation network including, but not limited to, accessibility, safety and emerging congestion issues on critical corridors that are likely to be impacted by future development. Data, such as traffic volumes, operations and safety data, and transit data for the analysis will come from readily available existing information that will be provided by the GTC, NYSDOT, Monroe County and the Town of Henrietta. Traffic counts will not be performed. Recommendations for new transportation improvements will be provided. Mitigation measures will be provided conceptually.

I. Utilities

- Identify the availability of water and sewer service within the study area based on available information. We will evaluate alternatives for bringing water and sewer services to the study area. Various approaches for paying for improvements will be discussed.
 - Estimate domestic water usage and wastewater generation for future growth scenario, based upon NYSDOH and NYSDEC guidelines. Hydrant flow tests and computer modeling will not be performed.

- Review the Town's record mapping and coordinate with the Town Engineering and Public Works Departments to determine the ability of the existing water and wastewater infrastructure to accommodate potential development. This assumes all required mapping will be available from the Town.
- Prepare a narrative discussing the existing utility infrastructure and potential impact of future growth scenario on the water supply and wastewater disposal systems.

J. Cultural Resources

- Identify the potential for cultural resource impacts within the project corridor by identifying locally known historic resources through contact with the Town Historian and by review of the NYS Office of Parks, Recreation and Historic Preservation (OPRHP) web site to identify State and National Register Historic Sites and areas of cultural resource sensitivity.
- Mitigation for the potential presence of cultural resources will include a discussion of procedures for site-specific cultural resource investigation. The evaluation prepared as part of this Draft GEIS will serve as background data for future Phase IA assessments. In general, OPRHP recognizes two forms of mitigation: avoidance and data recovery. The Draft GEIS would likely recommend avoidance as the primary mitigation measure and would look to incorporate cultural resources into the open space component of development projects.

Task 8: Draft Land Use Plan and GEIS

Work prepared throughout the previous tasks will be assembled as a Draft GEIS for Town Board consideration. The Draft Plan and GEIS will contain a complete description of proposed mitigation strategies developed in Task 7 including, as necessary, amendments to the town's zoning and subdivision regulations. The Draft GEIS will be subject to formal review including a public hearing – the fourth public meeting indicated on the timeline below.

The Draft GEIS will be prepared in accordance with the Final Scope derived from the SEQR scoping process. It should be noted that the SEQR scoping process may result in additional issues that are not covered in this proposal. If so, these issues will be addressed as extra services and we will negotiate the fee for these services at that time.

We will use the many resources, expertise, knowledge, and experience the project team has to offer to evaluate the cumulative impacts of growth on the community. The level of detail will vary from issue to issue. We will take a planning level approach to those issues where future specific site analysis is necessary to evaluate the actual impact. An example of this is stormwater management, where site conditions and layout dictate the mitigation measures to control runoff and address water quality. We will identify procedures for future evaluation of many site plan review issues and in some cases we will specify impact thresholds, wherever such thresholds can be calculated. The value of this approach is the establishment of a Findings Statement that serves as development guidelines.

Alternatively for some of the impact, a higher level of analysis can be implemented where there is potential to identify the cost of mitigation. The purpose of identifying these costs is the ability to establish a fair and equitable means of distributing these costs among future development projects. Typically, mitigation cost issues are limited to traffic, water, sewer, and the cost of preparing the GEIS.

In some states, such as Florida, communities and other service providers can implement impact fees to address the impacts of development on infrastructure and services. These fees are derived from development projections and estimated improvements to equitably distribute the cost of improvements over all development. Planning in this manner has helped these communities to maintain a preferred level of service and to proactively address the impacts of future growth.

In New York State, impact fees are illegal; however, the SEQR process provides us with the opportunity to identify potential future development impacts and assign a cost to those impacts. The mitigation measure then becomes the collection of funds as everyone's fair share of the cost of improvements. This cost includes a public share which is defined as the impact of existing development and in some cases, background growth.

This approach was first implemented in the Town of Colonie through GEIS' prepared by CHA and has been successful for over 20 years. Since then, the mitigation cost component has been utilized in the Towns of Clifton Park, Halfmoon, and Malta. (In the late 1990's CHA assisted the Town of Henrietta in establishing a Transportation Development District in the commercial area to help pay for highway improvements. Through this work, the town set up a formula to allot mitigation fees, it went through the state legislature and was implemented.) The level of analysis required to establish mitigation costs is higher than what is currently proposed in this scope. If the Town would like to explore this option, an additional scope and fee can be provided at the appropriate time. Note that should the Town only wish to recoup the cost of the GEIS through mitigation costs, this can be accommodated under the current scope and fee.

Task 9: Final Land Use Plan and GEIS

Responses to public comments will be prepared as part of the Final Land Use Plan and GEIS document. This task will also include, as necessary, a Findings Statement for adoption by the Town Board. The Town Board will then be in a position to adopt the plan and the mitigation strategies – including possible amendments to the town's zoning and subdivision regulations.

Proposed Budget

Estimated costs per task, and a total budget including professional services and expenses, are provided below.

Task	Behan Planning and Design	CHA	Task Totals
Task 1: Project Initiation and Coordination	\$16,000	\$5,000	\$21,000
Task 2: Scoping	\$4,000	\$2,000	\$6,000
Task 3: Assessment of Existing Conditions	\$12,000	\$18,000	\$30,000
Task 4: Identification of Land Use Scenarios	\$10,000	\$5,000	\$15,000
Task 5: Initial Scenario Analysis	\$16,000	\$8,000	\$24,000
Task 6: Proposed Land Use Plan and Zoning	\$30,000	\$4,000	\$34,000
Task 7: Impacts and Mitigation Strategies	\$15,000	\$20,000	\$45,000
Task 8: Draft Land Use Plan and GEIS	\$18,000	\$10,000	\$28,000
Task 9: Final Land Use Plan and GEIS	\$15,000	\$5,000	\$20,000
Subtotal	\$140,000	\$80,000	\$220,000
Expenses	\$20,000	\$20,000	\$40,000
Total	\$160,000	\$100,000	\$260,000

It is worth noting that the costs associated with preparing the GEIS can be recouped by the Town if these costs are included as part of any mitigation costs established through the study (Overall, these costs represent a significant savings to the development community as compared to their total individual time and expense for environmental impact review processes.)

Proposed Timeline

A proposed timeline, indicating completion of this project in approximately twelve (12) months, is provided below.

Task	Month											
	1	2	3	4	5	6	7	8	9	10	11	12
Task 1: Project Initiation and Coordination	■		■		■	■		■	■		■	
Task 2: Scoping		■										
Task 3: Assessment of Existing Conditions	■	■	■									
Task 4: Identification of Land Use Scenarios			■	■	■							
Task 5: Initial Scenario Analysis				■	■	■						
Task 6: Proposed Land Use Plan						■	■	■				
Task 7: Impacts and Mitigation Strategies							■	■	■	■		
Task 8: Draft Land Use Plan and GEIS									■	■	■	
Task 9: Final Land Use Plan and GEIS											■	■

■ Meetings with the Advisory Committee (7)

✕ Public Meetings (4)

We appreciate your consideration of our proposal for providing professional services to implement the *2011 Strategic Update to the Comprehensive Plan*. We will be glad to discuss the schedule, scope and fee with you at a mutually convenient time to be sure we are all in agreement in terms of goals, expectations and desired outcomes.

We look forward to helping you to complete this work over the next several months and to continuing our long-standing relationship with the Town of Henrietta. Please do not hesitate to contact me with any questions or concerns.

Sincerely,

John J. Behan, AICP
Principal

TOWN OF HENRIETTA
CREDIT CARD AND STORE CHARGE ACCOUNT POLICY & PROCEDURES

Policy: The Town of Henrietta will provide for the restricted use of a Town credit card or the use of store charge accounts pursuant to the Town's Procurement Policy to facilitate the daily operations of Town departments. All purchases must be for Town use and benefit only. Neither the credit card nor any store accounts may be used for purchase of personal items, alcoholic beverages or tobacco products.

Procedures for credit card use: The Town maintains one (1) First Niagara Business credit card. The card is in the custody of the Director of Finance. Any and all use of this card requires the following:

- 1.) Authorization by the Supervisor or Director of Finance upon request by a Department Head.
- 2.) The Department Head or his/her designee must sign out the card from the Director of Finance, indicating reason for use and amount to be charged.
- 3.) After use, the Town credit card must be promptly returned and the credit card log sheet completed.

All original receipts for credit card purchases must be promptly submitted to the Director of Finance for payment processing. If the card is used for on-line purchases, the transaction confirmation page from the site is to be printed and submitted. All receipts must include the user's name and itemized descriptions of both purchases and amounts charged.

Procedures for the use of store cards/accounts: The assignment and administration of all authorized charge accounts will be determined by the Director of Finance. Department Heads may submit written requests for the use of store accounts justifying the need for use as well as a list of authorized employees in his/her department including the employee's signature. If there is a physical card associated with the store account, the Department Head is responsible for ensuring the card is safeguarded in a secure location.

Purchase on store accounts must be under \$200, except for DPW must be under \$500. If a need in excess of \$200/\$500 arises, prior approval must be granted by the Supervisor.

All original receipts for store account purchases must be promptly submitted to the Director of Finance along with supporting documentation of use indicating the proper departmental account to be charged. All receipts must include the user's name and itemized descriptions of both purchases and amounts charged.

Users have the responsibility to notify the Director of Finance immediately in the event a card is lost or stolen.

Any charges to the Town credit card or store accounts which do not comply with the stated policy and procedures of use will be the responsibility of the employee.

2013 Budget Transfers for Feb. 19, 2014 Town Board Meeting

<u>FROM</u>	<u>ACCOUNT NO.</u>	<u>ACCOUNT DESCRIPTION</u>	<u>TRANSFER AMOUNT</u>	<u>TO</u>	<u>ACCOUNT NO.</u>	<u>ACCOUNT DESCRIPTION</u>
	A.1220.4.400	Supervisor - Misc. Expense	80.01		A.1010.4.400	Town Board - Misc. Expense
	A.1220.4.400	Supervisor - Misc. Expense	100.00		A.1420.4.400	Town Attorney - Misc. Expense
	A.1440.4.417	Engineer - Professional Fees	3,621.71		A.1430.4.417	Personnel - Professional Fees
	A.1440.4.418	Engineer - Contracted Services	2,718.99		A.1430.4.418	Personnel - Contracted Services
	A.1440.4.418	Engineer - Contracted Services	263.17		A.1440.2.200	Engineer - Equipment
	A.6772.1.100	Rec. Programs for Aging - Personal Services	101.39		A.6772.2.200	Rec. Programs for Aging - Equipment
	A.6772.1.100	Rec. Programs for Aging - Personal Services	6,325.00		A.6772.4.493	Rec. Programs for Aging - Contracted Vendors
	A.6772.1.100	Rec. Programs for Aging - Personal Services	5,996.07		A.6772.4.496	Rec. Programs for Aging - Program Expenses
	A.7310.4.405	Rec. Youth Services - Travel	150.00		A.7142.4.400	Rec. Busing - Misc. Expense
	A.7550.4.005	Rec. Celebrations - Concert Series	2,448.98		A.7989.4.496	Rec. Programs From Donations
	A.9050.8.800	Unemployment	8,999.93		A.9030.8.800	Social Security
	A.9050.8.800	Unemployment	330.90		A.9055.8.800	Disability Insurance
	A.9050.8.800	Unemployment	1,196.37		A.9060.8.800	Medical Insurance
	A.9050.8.800	Unemployment	954.72		A.9060.8.801	Dental Insurance
	A.9050.8.800	Unemployment	446.00		A.9089.8.800	Health Reimbursement
	DA.5142.4.450	Highway - Snow Removal - Salt	2,063.38		DA.5110.4.455	Highway - Repairs - Rental Equipment

DA.5142.4.450	Highway - Snow Removal - Salt	13,399.58	DA.5110.4.461	Highway - Repairs - Patching
DA.5110.4.474	Highway - Repairs - Internet	0.02	DA.5112.4.400	Highway - Repairs - Chips - Misc. Expense
DA.5142.4.450	Highway - Snow Removal - Salt	35,534.82	DA.5130.4.430	Highway - Machinery - GSG Chargebacks
DA.5148.1.100	Highway - Snow - Personal Services	11,809.09	DA.5148.4.450	Highway - Snow - Salt
DA.5148.1.100	Highway - Snow - Personal Services	410.19	DA.5148.4.454	Highway - Snow - Snow Fence
DA.9045.8.800	Life Insurance	0.01	DA.9010.8.800	State Retirement
DA.9050.8.800	Unemployment	8,828.60	DA.9030.8.800	Social Security
L.7410.1.100	Library - Personal Services	1,992.77	L.7410.4.472	Library - Software
SD.9060.8.800	Medical Insurance	5,920.51	SD.9010.8.800	State Retirement
SD.9060.8.800	Medical Insurance	4,681.11	SD.9030.8.800	Social Security
SD.9089.8.800	Health Reimbursement	94.64	SD.9055.8.800	Disability Insurance
SP.9040.8.800	Workers Comp.	5.39	SP.9055.8.800	Parks - Disability Insurance
SS.9040.8.800	Workers Comp.	88.40	SS.9055.8.800	Sewer - Disability Insurance

FUND BALANCE POLICY NO. 1

PURPOSE:

To establish a fund balance policy to address the needs of the Town of Henrietta and establish adequate reserves to ensure against unanticipated events that will not adversely affect the financial condition of the Town and not jeopardize the continuation of necessary public services. This policy will ensure the Town maintains the adequate fund balance and reserves in the Town's Governmental Funds to provide the capacity to:

1. Provide sufficient cash flow for daily financial needs,
2. Secure and maintain investment grade bond ratings,
3. To provide adequate reserves to offset significant economic downturns or revenue shortfalls and,
4. Provide adequate reserves for unforeseen expenditures related to emergencies.

DEFINITIONS:

Fund Balance for the Town's Governmental Funds will be comprised of the following categories:

1. Nonspendable – amounts that cannot be spent because they are either not in spendable form (such as inventory) or are legally or contractually required to be maintained intact.
2. Restricted – amounts constrained to specific purposes by creditors, grantors, laws or regulations of other governments.
3. Committed – amounts used for a specific purpose pursuant to the constraints imposed by formal action of the government's highest level of decision-making authority; to be reported as committed, amounts cannot be used for any other purpose unless the government takes the same highest level action to remove or change the constraint.
4. Assigned – amounts a government intends to use for specific purposes, but are neither restricted nor committed. Such assignment can be expressed by the governing body or by an official or committee to which the governing body delegates the authority.
5. Unassigned – amounts that are not reported in any other classification and are available for any purpose. These amounts are reported only in the General Fund.

POLICY STATEMENT:

The Henrietta Town Board hereby delegates authority to assign fund balance for specific purposes to the Henrietta Finance Committee comprised of: the Supervisor, the Deputy Supervisor, the Director of Finance, and the Town Board's Finance Chair.

For purposes of fund balance classifications, the Town will spend the most restricted dollars before less restricted in the following order:

- a. Nonspendable (if funds become spendable)
- b. Restricted
- c. Committed
- d. Assigned
- e. Unassigned

This policy may be amended from time to time per the Henrietta Town Board.