

MINUTES OF TOWN BOARD MEETING
OF THE TOWN OF BRIGHTON, COUNTY OF
MONROE, NEW YORK HELD AT THE
BRIGHTON TOWN HALL, 2300 ELMWOOD
AVENUE, ROCHESTER, NEW YORK
March 28, 2012

PRESENT:

Supervisor William Moehle
Councilmember James Vogel
Councilmember Louise Novros
Councilmember Jason DiPonzio
Councilmember Christopher Werner

Ken Gordon, Attorney for the Town

Daniel Aman, Town Clerk

EXECUTIVE SESSION:

Motion by Councilmember Christopher Werner seconded by Councilmember Jason DiPonzio to go into executive session at 6:45PM to discuss the employment of a particular person

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

Motion by Councilmember Christopher Werner seconded by Councilmember Jason DiPonzio to come out of executive session at 7:00PM

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MEETING CALLED TO ORDER AT 7:00 PM:

RECOGNITIONS/PRESENTATIONS:

Swearing in ceremony of Police Officer Heidi Kaiser

2011Town of Brighton Police Department Annual Report-Police Chief Mark Henderson

OPEN FORUM:

Judy Schwartz – re Rochester Voter Alliance

Don Ruda

Luke Lorenzo – re Lynch Woods Park Trail Damage

APPROVAL OF AGENDA:

Motion by Councilmember James Vogel seconded by Councilmember Christopher Werner to approve the agenda

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

APPROVE AND FILE TOWN BOARD MEETING MINUTES FOR:

February 22, 2012 Town Board Meeting

Motion by Councilmember Louise Novros seconded by Councilmember James Vogel to approve and file the aforementioned minutes

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

PUBLIC HEARINGS:

MATTER RE: Removal of two (2) significant Town trees located at 68 Walden Place and 139 Greenaway Road (see Resolution #1).

(Complete transcript available upon request)

Motion by Councilmember James Vogel seconded by Councilmember Christopher Werner to close the public hearing and adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 1 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

BIDS:

MATTER RE: Authorize approval to solicit for proposals to provide independent tree evaluation and report services as necessary for Town trees (see Resolution #2 and letter dated March 19, 2012 from Timothy Keef, P.E. Commissioner of Public Works).

Motion by Councilmember Christopher Werner seconded by Councilmember Jason DiPonzio that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 2 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

COMMUNICATIONS:

FROM Howard Ressel, P.E. Project Design Engineer, Region 4 NY State Dept. of Transportation dated March 9, 2012 to Supervisor Re: response to Supervisor's letter pertaining to the Access 390 project.

FROM Town Historian MaryJo Lanphear to Supervisor dated March 20, 2012 expressing appreciation for Proclamation and recognition during Women's History Month.

FROM John and Joyce McCabe to Supervisor dated March 16, 2012 expressing appreciation to the Town Zoning Board of Appeals Committee for recent decision regarding a particular application to add additional driveway space.

FROM Chris L. Mueller, Director of Government Relations – Time Warner Cable to Supervisor Re: Cable Activity Report for the year 2011.

FROM Michael P. Feeney, Director Finger Lakes DDSO, to Supervisor dated March 19, 2012 Re: Notification of intent to establish (2) Individual Residential Alternative (IRA) homes on state owned land located at 2325 Elmwood Avenue.

FROM Rory Whelan, Regional Vice President, Time Warner Cable dated March 23, 2012 to Supervisor regarding a recent internal cable franchise restructuring.

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros to receive and file the aforementioned communications

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

COMMITTEE REPORTS:

Community Services – Louise Novros announced various upcoming recycling events
 Finance and Administrative Services – Next meeting 4/3 at 3:30PM
 Public Safety Services – Next meeting is 4/10
 Public Works Services – Next meeting is 4/2

NEW BUSINESS:

MATTER RE: Reading and approval of claims

Motion by Councilmember Christopher Werner seconded by Councilmember James Vogel that the Supervisor read and approve payment of claims as set forth in Exhibit No. 3 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Receive and file the 2011 Town of Brighton Police Department Annual Report received from Police Chief Mark Henderson (see Resolution #3 and copy of report).

Motion by Councilmember Jason DiPonzio seconded by Councilmember Louise Novros to receive and file the aforementioned report as set forth in Exhibit 4 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize appointment of Rose Bothner to the Brighton Board of Assessment Review effective immediately through September 2012 (see Resolution #4 and letter dated March 16, 2012 from Elaine Ainsworth, IAO Town Assessor).

Motion by Councilmember Louise Novros seconded by Councilmember James Vogel that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 5 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize approval to accept Community Development Block Grant for \$41,750 with approval for Supervisor to execute all related Monroe County Grant Agreement documents (see Resolution #5 and letter dated March 14, 2012 from Michael E. Guyon, P.E., Town Engineer).

Motion by Councilmember Christopher Werner seconded by Councilmember James Vogel that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 6 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize approval to recruit and hire one (1) part-time replacement Shared Services Custodian (see Resolution #6 and letter dated March 19, 2012 from Timothy Keef, P.E. Commissioner of Public Works).

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 7 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize bid award to the lowest responsive bidder to provide services for the 2012 Sidewalk Replacement program and approval for Supervisor to execute all related documents (see Resolution #7, letter dated March 19, 2012 from Timothy Keef, P.E. Commissioner of Public Works and bid result summary sheet).

Motion by Councilmember James Vogel seconded by Councilmember Jason DiPonzio that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 8 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize approval for Supervisor to execute Memorandum of Agreement between the Town, CSEA and/or Teamsters to implement ten (10) hour working days during the 2012-Summer Season (see Resolution #8 and letter dated March 19, 2012 from Timothy Keef, P.E. Commissioner of Public Works).

Motion by Councilmember Christopher Werner seconded by Councilmember James Vogel that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 9 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize approval to appoint Rafael Barretto nunc pro tunc as a co-op (student) employee to provide various technical and engineering services to the Department of Public Works (see Resolution #9 and letter dated March 19, 2011 from Timothy Keef, P.E. Commissioner of Public Works).

Motion by Councilmember Jason DiPonzio seconded by Councilmember James Vogel that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 10 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize approval to reject all received bids to provide chemical grouting services for the 2012 Sanitary Sewer Rehabilitation project due to bid specification non-compliance from the lowest responsive bidder, and the second lowest bid being over allocated budget for this service and;

Authorize approval to re-solicit for bids for same later this year (see Resolution #10 and letter dated March 16, 2012 from Michael E. Guyon, P.E. Town Engineer).

Motion by Councilmember Christopher Werner seconded by Councilmember James Vogel that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 11

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTERS OF THE TOWN CLERK:

Daniel Aman announced that all of the Town Clerk Staff recently received and passed passport acceptance training.

MEETING ADJOURNED:

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros to adjourn

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

CERTIFICATION:

I, Daniel Aman, 131 Elmore Road, Rochester, NY do hereby certify that the foregoing is a true and accurate record of the proceedings of the Town of Brighton, County of Monroe, State of New York meeting held on the 14th of March 2012 and that I recorded said minutes of the aforesaid meeting of the Town Board of the Town of Brighton, New York.

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of March, 2012.

PRESENT:

WILLIAM W. MOEHLE,

Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

WHEREAS pursuant to a Resolution approved by the Town Board on February 22, 2012 a public hearing was duly noticed to be held on March 28, 2012 at 7:30 pm regarding the removal of two significant trees, as that term is defined in section 175-3 of the Town Code, due to health and/or safety reasons and identified as a forty-two inch diameter silver maple located at 68 Walden Pace and a thirty-seven inch diameter silver maple located at 139 Greenaway Road, and

WHEREAS such hearing having been held in accordance with section 175-8 of the Town Code and that said public hearing has been concluded this 28th day of March 2012, and

WHEREAS the Town Board heard certain testimony and reviewed certain written documents all of which constituted the record of said public hearing, and

WHEREAS the Town Board, based upon said testimony and written documents hereby finds and declares that the Commissioner of Public Works has shown good cause for the removal of each of the above described trees as the testimony and evidence substantially supported the conclusion that said trees pose a hazard to life and/or property, now therefore, it is hereby

RESOLVED, that the Timothy E. Keef, P.E. as Commissioner of Public Works is hereby authorized to direct Town staff under his

supervision and control to remove two significant trees, as that term is defined in section 175-3 of the Town Code, due to health and/or safety reasons and identified as a forty-two inch diameter silver maple located at 68 Walden Pace and a thirty-seven inch diameter silver maple located at 139 Greenaway Road; and be it further

RESOLVED, that said removals shall be performed by Town staff under the supervision and control of the Commissioner of Public Works in accordance with the arboricultural specifications and standards of practice included in the Town Forestry Plan.

Dated: March 28, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____



Town of Brighton

MONROE COUNTY, NEW YORK

DEPARTMENT OF PUBLIC WORKS

2300 ELMWOOD AVENUE ROCHESTER, NEW YORK 14618

PHONE: (585)784-5250 FAX: (585) 784-5368

February 15, 2012

Supervisor William Moehle and
the Honorable Town Board
Brighton Town Hall
2300 Elmwood Avenue
Rochester, New York 14618

Re: Proposed Tree Removals

Dear Supervisor Moehle and Town Council Members:

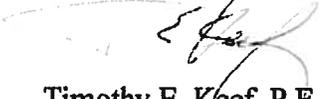
It is recommend that your Honorable Body receive and file this advisory communication pursuant to Chapter 175 of the Town Code, Trees, Section 8, Removal. The following trees are proposed to be removed in accordance with the provisions of said chapter due to tree health and/or safety reasons:

- | | | | |
|----|---------------------|------------------|---------|
| 1) | #68 Walden Place | 42" Silver Maple | Removal |
| 2) | #139 Greenaway Road | 37" Silver Maple | Removal |

The Public Works Committee and the Tree Council have previously reviewed the reports, as prepared by our consulting arborist, associated with the above locations and concur with the proposed action. The above trees are considered significant, therefore a public hearing will be required. The requisite communication to each adjoining owner(s) will be issued prior to the public hearing in accordance with the provisions of the Town Code. This department will coordinate replacement of these trees with the affected property owners.

As always, your consideration of matters such as this is greatly appreciated.

Very truly yours,


Timothy E. Keef, P.E.
Commissioner of Public Works

TEK/wp

cc: T. Anderson
D. Aman
M. Hussar
K. Gordon



Ted Collins Associates, Ltd.
8000 Victor-Mendon Road
Victor, NY 14564-9122
Ph: 585-381-9000
Fax: 585-924-1551
www.tedcollinst-l.com

January 10, 2012

Timothy E. Keef, P.E.
Commissioner of Public Works
Town of Brighton
2300 Elmwood Avenue
Rochester, N.Y. 14618

RECEIVED
JAN 18 2012

TOWN OF BRIGHTON
DEPT. OF PUBLIC WORKS

RE: 68 Walden Place

Dear Mr. Keef:

In response to your recent request, I have inspected a tree, growing within the Town of Brighton highway right of way, at the above referenced address. The purpose of my inspection was to evaluate its physical condition and overall health. The following is a summary of my observations with recommendations.

Observations

The subject tree is a 48.5" diameter silver maple growing in the right of way planting area between the curb and sidewalk. The primary purpose of my inspection was to determine if there is potential for any kind of structural failure in the near future. The inspection was done on December 20, 2011 and involved visual observation of the trunk, limbs, root flare and overall site.

Structure

The tree's basic structure consists of two leads growing from the main trunk approximately 25 feet above grade. There is a large opening with a hollow area that extends 28" into the main trunk 6' above grade on the right front of the main trunk. Vertical seams are also present on the walk, street and left sides of the lower trunk. Decayed areas at old limb removal sites exist at multiple locations throughout the tree, with a significant one 15' up on the left lead. This tree has had large limbs cut back in prior years, most likely to reduce weight.

Tree Health

In general, observations of past years' twig growth; extent of sucker growth, rate of wound closure, existence of decayed areas and bud density indicate that this tree is in poor condition as far as health and vigor are concerned.

Conclusions and Recommendations

The structural stability, as judged by external evidence, is poor. This is a large tree growing in a relatively narrow planting site. According to on site evidence, sidewalk repairs were made very close to this tree within the past few years, which most likely could have caused significant root damage.

After considering all of the above factors and those noted on the attached inspection report, it is my professional opinion that this tree has a significant probability of structural failure. I am recommending that this tree be removed before the leaves emerge in the spring. Even though parts of this tree may live for a few more years, the poor structural condition needs to be the major factor involved in deciding its future.

If you have any questions regarding this report, please contact me at 924-7105 ext. 37 or 314 8413 (mobile).

Sincerely,



Robert E. Howard

A.S.C.A. Registered Consulting Arborist #419



Ted Collins Associates, Ltd.
8000 Victor-Mendon Road
Victor, NY 14564-9122
Ph: 585-381-9000
Fax: 585-924-1551
www.tedcollinst-l.com

January 10, 2012

Timothy E. Keef, P.E.
Commissioner of Public Works
Town of Brighton
2300 Elmwood Avenue
Rochester, N.Y. 14618

RECEIVED
JAN 18 2012

TOWN OF BRIGHTON
DEPT. OF PUBLIC WORKS

RE: 139 Greenaway Road

Dear Mr. Keef:

In response to your recent request, I have inspected a tree, growing within the Town of Brighton highway right of way, at the above referenced address. The purpose of my inspection was to evaluate its physical condition and overall health. The following is a summary of my observations with recommendations.

Observations

The subject tree is a 37" diameter silver maple growing in the planting area between the curb and sidewalk. The primary purpose of my inspection was to determine if there is potential for any kind of structural failure in the near future. The inspection was done on December 20, 2011 and involved visual observation of the trunk, limbs, root flare and overall site.

Structure

The tree's basic structure consists of two main leads growing from the main trunk approximately 8 feet above grade. A large wound site is present where another large lead, that had been growing over the street, was previously removed. The main trunk has two 2' wide areas of dead or missing bark on both the street and walk sides. Fungal fruiting bodies are growing from the 30" diameter lead over the sidewalk, indicating internal decay. According to the Town provided report, this tree was struck by lightning in 2010, as evidenced by extensive limb dieback and large vertical scars and splits on the large lead on the house side of the tree. Multiple dead limbs are present throughout the crown of the tree as well as decayed areas at old limb removal sites at several locations throughout the tree.

Tree Health

In general, observations of past years' twig growth; extent of sucker growth, rate of wound closure, existence of decayed areas and foliage density indicates that this tree is in fair - poor condition as far as health and vigor are concerned.

Conclusions and Recommendations

The structural stability, as judged by external evidence, is marginal. After considering all of the above factors and those noted on the attached inspection report, it is my professional opinion that this tree has a significant probability of large limb failure if remediation steps are not taken.

These steps should include the major reduction in the end weight of both leads, especially over the street and sidewalk. The necessary removal of such a large quantity of live limbs will, in the near future, negatively impact the health of this tree, most likely hastening its decline and eventual failure. For this reason I am recommending that this tree either be removed soon or heavily pruned as detailed.

If it is not removed, it should then be inspected on an annual basis after pruning to monitor for any further decline in structural condition or plant health.

If you have any questions regarding this report, please contact me at 924-7105 ext. 37 or 314 8413 (mobile).

Sincerely,



Robert E. Howard
A.S.C.A. Registered Consulting Arborist #419

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of March, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that correspondence dated March 19, 2012 from Commissioner of Public Works Timothy E. Keef, P.E. regarding solicitation of proposals for independent tree evaluations and reports as necessary for Town trees be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes Commissioner of Public Works Timothy E. Keef, P.E. to solicit proposals for independent tree evaluations and reports as necessary for Town trees.

Dated: March 28, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____



Town of Brighton

MONROE COUNTY, NEW YORK

DEPARTMENT OF PUBLIC WORKS

2300 ELMWOOD AVENUE ROCHESTER, NEW YORK 14618

PHONE: (585) 784-5250 FAX: (585) 784-5368

March 19, 2012

The Honorable Finance and Administrative Services Committee
Town of Brighton
2300 Elmwood Avenue
Rochester, New York 14618

re: Arborist Consulting Services 2012
Request for Proposals

Dear Chairperson Werner and Committee Members:

At this time I am asking that this department be authorized to solicit requests for qualifications and proposals to perform independent tree evaluations and reports as necessary for Town trees. Funds to provide this service have been included in the 2012 budget, however, no action as to awarding a contract will be considered with out returning to this committee.

As always, thank you for your consideration. I will be in attendance at your regularly scheduled March 20 2012 meeting in the event that you have any questions regarding this matter.

Sincerely,

Timothy E. Keef, P.E.
Commissioner of Public Works

TEK/wpd

cc: T. Anderson
S. Zaso
A. Banker

FASC.TREE.CONSULTING.RFP.MARCH.2012.01

EXHIBIT NO. 4

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of March, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that the 2011 Town of Brighton Police Department Annual Report received from Police Chief Mark Henderson be received and filed.

Dated: March 28, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of March, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that a memorandum dated March 16, 2012 from Town Assessor Elaine Ainsworth regarding the resignation of a member of the Board of Assessment Review and the appointment of a particular person to fill the vacancy created thereby be received and filed, and be it further

RESOLVED, that the Town Board hereby accepts the immediate resignation from the Board of Assessment Review of Eileen Goldman whose term was otherwise set to expire on September 30, 2012 with thanks to her for her service to the Town, and be it further

RESOLVED, that the Town Board hereby appoints Rose Bothner of 135 Rowland Parkway to the Board of Assessment Review to fill the unexpired term set forth above which term shall expire on September 30, 2012.

Dated: March 28, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____

TOWN OF BRIGHTON
ASSESSOR'S OFFICE
2300 Elmwood Avenue
Rochester, NY 14618
(585) 784-5216

March 16, 2012

To: Supervisor Mochle
Town Board Members ✓

From: Elaine Ainsworth

Re: Town of Brighton Board of Assessment Review

Eileen Goldman, a permanent five-year member of the Board of Assessment Review whose term is scheduled to expire this September 30, 2012, has resigned effective immediately. Please accept her resignation.

Please appoint Rose Bothner of 135 Rowland Parkway, Town of Brighton to serve the balance of Eileen Goldman's unexpired term from now through September 30, 2012.

Rose submitted a letter of interest and a resume last fall; I also did interview Rose and I believe she will made a fine BOAR member

Thank you

TOWN OF BRIGHTON
ASSESSOR'S OFFICE
2300 Elmwood Avenue
Rochester, NY 14618
(585) 784-5216

October 4, 2011

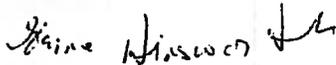
Rose Bothner
135 Rowland Parkway
Rochester, NY 14610

Re: Town of Brighton Board of Assessment Review

Dear Rose:

Thank you for taking the time to meet with me today regarding the Board of Assessment Review. I hope the information we discussed regarding the BOAR operations and schedule was helpful. I will plan to contact you as soon as I know when I will have the next opening. If you have any questions, please call me at the above phone number.

Sincerely,



Elaine K. Ainsworth, IAO
Assessor

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of March, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that correspondence dated March 14, 2012 from Town Engineer Michael E. Guyon, P.E. regarding a Community Development Block Grant in the amount of \$41,750.00 awarded to the Town for the installation of approximately 800 linear feet of concrete sidewalk along the west side of Winton Road South from the northern boundary of the sidewalk proposed to be built as part of the State's Diverging Diamond project to the crossing of the West Branch of Allens Creek beneath Winton Road South be received and filed, and be it further

RESOLVED, that the Town Board hereby accepts the Community Development Block Grant in the amount of \$41,750.00 awarded to the Town for the installation of approximately 800 linear feet of concrete sidewalk along the west side of Winton Road South from the northern boundary of the sidewalk proposed to be built as part of the State's Diverging Diamond project to the crossing of the West Branch of Allens Creek beneath Winton Road South and it is hereby further

RESOLVED, that the Town Board authorizes the Supervisor to execute an agreement with the County of Monroe relative to the acceptance and award of the referenced grant subject to review and approval of the agreement by the Attorney to the Town.

Dated: March 28, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____



Town of Brighton

MONROE COUNTY, NEW YORK

DEPARTMENT OF PUBLIC WORKS

2300 ELMWOOD AVENUE * ROCHESTER, NEW YORK 14618 * PHONE (585)784-5250 * FAX (585)784-5368

March 14, 2012

The Honorable Finance and Administrative Services Committee
Town of Brighton
2300 Elmwood Avenue
Rochester, New York 14618

Re: Winton Road South Sidewalk Project
CDBG Grant

Dear Councilperson Werner and Committee Members:

The Town of Brighton was awarded a \$41,750 Community Development Block Grant in 2011 to install approximately 800 linear feet of concrete sidewalk along the west side of Winton Road South. This sidewalk will extend north from the sidewalk proposed to be built as part of the proposed Diverging Diamond project to the crossing of the West Branch of Allens Creek beneath Winton Road South. The sidewalk will provide for safe pedestrian travel within Census Block Group 130.019. The preparation of plans and specifications are complete and we anticipate this project will be constructed in conjunction with the Diverging Diamond as a "betterment" project.

The Town of Brighton must pass a resolution accepting the Community Development Block Grant, (CDBG) and enter into a contract with Monroe County to use this grant funding. We are requesting that the FASC authorize the presentation of a resolution accepting the CDBG to the Town Board and, provided the resolution is passed by the Town Board, authorize the Supervisor to sign the standard contract agreement between the County and the Town regarding the Grant funding.

As always, thank you for your consideration. I will be in attendance at your regularly scheduled March 20, 2012 meeting in the event that you have any questions regarding this matter.

Respectfully,

Michael E. Guyon, P.E.
Town Engineer

Cc: Tim Keef, Commissioner of Public Works
Suzanne Zaso

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of March, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO
Councilpersons

RESOLVED, that correspondence dated March 19, 2012 from Commissioner of Public Works Timothy E. Keef, P.E. regarding the recruiting of a part time replacement Shared Services Cleaner be received and filed, and be it further

RESOLVED, that the Town Board hereby authorizes Commissioner of Public Works Timothy E. Keef, P.E. to solicit applications for one part time replacement Shared Services Cleaner.

Dated: March 28, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____



Town of Brighton

MONROE COUNTY, NEW YORK

DEPARTMENT OF PUBLIC WORKS

2300 ELMWOOD AVENUE ROCHESTER, NEW YORK 14618

PHONE: (585)784-5250 FAX: (585) 784-5368

March 19, 2012

The Honorable Finance and Administrative Services Committee
Town of Brighton
2300 Elmwood Avenue
Rochester, New York 14618

re: Replacement of Part Time Cleaner

Dear Chairman Werner and Committee Members:

Pursuant to the previous departure of our morning cleaning person, I am requesting that approval be given to solicit for applications for a replacement as part of the Shared Services staff. Funding for this position has been allocated in the 2012 budget.

As always, thank you for your consideration. I will be in attendance at your regularly scheduled March 20, 2012 meeting in the event that you have any questions regarding this matter.

Sincerely,

Timothy E. Keef, P.E.
Commissioner of Public Works

TEK/wpd

cc: K. Hall
S. Zaso
M. Hussar
G. Brandt

FASC.PART.TIME.CLEANER.APPLICATIONS.MARCH.2012.01

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of March, 2012.

PRESENT:

WILLIAM W. MOEHLE,

Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that correspondence dated March 19, 2012 from Commissioner of Public Works Timothy E. Keef, P.E. and the attachments thereto regarding the award of a bid for the 2012 Sidewalk Replacement program be received and filed, and be it further

RESOLVED, that the Town Board hereby authorizes Commissioner of Public Works Timothy E. Keef, P.E. to award to Roman Construction Development Corporation as the lowest responsible and responsive bidder for the contract for the 2012 Sidewalk Replacement Program for the unit prices set forth in its bid and for a total cost not to exceed \$205,000.00, and be it hereby further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract in accordance with the above bid award and further authorizes the Supervisor to execute change orders not exceeding 10% in total of the base contract amount, without further action by the Town Board, all subject to the review and approval of such contract by the Attorney to the Town.

Dated: March 28, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____



Town of Brighton

MONROE COUNTY, NEW YORK

DEPARTMENT OF PUBLIC WORKS

2300 ELMWOOD AVENUE ROCHESTER, NEW YORK 14618

PHONE: (585)784-5250 FAX: (585) 784-5368

March 19, 2012

The Honorable Finance and Administrative Services Committee
Town of Brighton
2300 Elmwood Avenue
Rochester, New York 14618

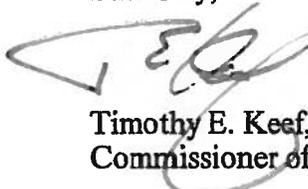
re: Award of Bid 2012 Sidewalk Replacement Program

Dear Chairperson Werner and Committee Members:

It is recommended that the above bid be awarded for the referenced work to the low, responsible and responsive bidder, Roman Construction Development Corporation of Pendleton, New York for the unit prices bid and for a total not to exceed \$205,000.00, and that the Supervisor be authorized to execute change orders not exceeding 10% in total of the base contract amount in the event it becomes necessary to do so. The bids were publicly advertised and publicly opened, all as required by law. A copy of the bid advertisement and bid tabulation are attached. Funds are available from the 2012 budget in the Sidewalk District account (SK.SWLKD.5411.265) and in the Townwide sidewalk account (A.DPW.5410.449).

As always, thank you for your consideration. I will be in attendance at your regularly scheduled March 20, 2012 meeting in the event that you have any questions regarding this matter.

Sincerely,



Timothy E. Keef, P.E.
Commissioner of Public Works

rsc:wpd

attachments

cc: S. Zaso
C. Roscoe
T. Anderson
A. Banker

FASC.SIDEWALK.REPAIR.CONTRACT.MARCH.2012.01

2012 SIDEWALK REPLACEMENT CONTRACT, Tuesday, March 6, 2012 at 10 AM

NAME	BID											
Genesee Building&Restoration	148,325.											
Campobello Construction	173,995.											
Roman Construction Dev. Corp.	145,230.											
Sunshine Concrete, Inc.	160,110.											
Emerald Services of WNY Inc.	159,680.											
Western NY Concrete Corp.	240,268.											

STATE OF NEW YORK
Monroe County

LEGAL NOTICE
ADVERTISEMENT FOR BIDS

The Town of Brighton, Monroe County, New York will receive sealed bids for the improvements to the

2012
SIDEWALK REPLACEMENT
CONTRACT

Sealed Bids will be received and bids publicly opened and read at the following place and time:

Place: Town of Brighton
Dept. of Public Works
2300 Elmwood Avenue
Rochester, New York
14618

Date: Tuesday, March 6th, 2012
Time: 10:00 A.M. Local Time

The work consists principally of removal and replacement of existing sidewalk as well as new installation of sidewalk in various locations in the Town of Brighton.

The foregoing is a general outline of work only and shall not be construed as a complete description of the work to be performed under each contract. Plans and Specifications are available for inspection at the above location and may be obtained upon payment of twenty-five (\$25.00) dollars (non-refundable) for each set of documents requested.

The check for the Plans and Specifications shall be made payable to the Town of Brighton.

Bids must be made in writing on the forms furnished and shall be accompanied by a bid guarantee for an amount not less than five percent (5%) of the amount bid in accordance with the INSTRUCTIONS TO BIDDERS.

The Town of Brighton is exempt under New York State Tax law, and therefore, no sales tax on the cost of materials incorporated into the project shall be included in the bid.

All prices bid shall be good for a period of sixty (60) days after opening. The Town of Brighton reserves the right to consider bids for sixty (60) days after their receipt before awarding any contract. The Town of Brighton further reserves the right to reject any and all bids, and to accept any Proposal or individual item or items, which it may deem to be the most favorable to its best interests.

A noncollusive bidding certificate shall be included with each bid.

The attention of the Bidder is called to the requirements as to the conditions of employment and the minimum wage rates to be paid under this contract.

Dated: February 9th 2012
Town of Brighton
Timothy E. Keef
Commissioner of
Public Works
(585)784-5223

Fe 09
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2530610

STATE OF NEW YORK
Monroe County

Leslie Smith being duly sworn, deposeth and saith that she
Is the bookkeeper for
BRIGHTON-PITTSFORD POST
A weekly newspaper
Published in the Town of Pittsford, County and State
A foresaid and that a notice of which the
Annexed is a printed copy, was published in the said
Paper at once in each week
commencing on the

9TH OF DAY OF FEBRUARY 2012
ENDING ON
9TH OF DAY OF FEBRUARY 2012

oreman of the Publisher subscribed and Sworn to before me on this
10TH DAY OF FEBRUARY 2012

Barbara S. Connelly
Notary Public, State of NY

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Dated: February 9th 2012
Town of Brighton
Timothy E. Keef
Commissioner of
Public Works
(585)784-5223

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2/9/12

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of March, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that correspondence dated March 19, 2012 from Commissioner of Public Works Timothy E. Keef, P.E regarding a certain Memorandum of Agreement regarding ten hour work days between the Town, CSEA and/or the Teamsters Union be received and filed, and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute the referenced Memorandum of Agreement regarding ten hour work days between the Town, CSEA and/or the Teamsters Union subject to the review and approval of such MOA by the Attorney to the Town.

Dated: March 28, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____



Town of Brighton

MONROE COUNTY, NEW YORK

DEPARTMENT OF PUBLIC WORKS

2300 ELMWOOD AVENUE ROCHESTER, NEW YORK 14618
PHONE: (585) 784-5250 FAX: (585) 784-5368

March 19, 2012

The Honorable Finance and Administrative Services Committee
Town of Brighton
2300 Elmwood Avenue
Rochester, New York 14618

re: Proposed Ten Hour Days Memorandum of Agreement (MOA)
CSEA and Teamsters Union
2012 Season

Dear Chairperson Werner and Committee Members:

As previously discussed at the Public Works Committee, it is recommended that the ten hour day be considered again for the upcoming 2012 seasonal summer period. While this endeavor did not unequivocally demonstrate a significant cost savings to the Town as had been hoped for, it was at worst cost neutral. Furthermore, one year isn't always a true indicator of trends, long term or otherwise, so I would like to reserve judgment on this practice until we have gone through a three to five year evaluation period. Therefore, I request your endorsement for the upcoming year and, if you look upon this favorably, to recommend that the MOA between the Town, CSEA and/or the Teamsters be executed by the Supervisor.

As always, thank you for your consideration. I will be in attendance at your regularly scheduled March 20, 2012 meeting in the event that you have any questions regarding this matter.

Sincerely,

Timothy E. Keef, P.E.
Commissioner of Public Works

TEK/wpd

cc: T. Anderson
S. Zimmer
S. Zaso
G. Brandt

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of March, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that correspondence dated March 19, 2012 from Commissioner of Public Works Timothy E. Keef, P.E regarding the employment of Rafael Barretto for the position of Spring/Summer co-op commencing on March 26, 2012 be received and filed, and be it further

RESOLVED, that the Town Board hereby authorizes Commissioner of Public Works Timothy E. Keef, P.E to employ Rafael Barretto for the position of Spring/Summer co-op , nunc pro tunc, commencing on March 26, 2012 at the hourly rate of \$10.40 for 37.5 hours per week.

Dated: March 28, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____



Town of Brighton

MONROE COUNTY, NEW YORK

DEPARTMENT OF PUBLIC WORKS

2300 ELMWOOD AVENUE ROCHESTER, NEW YORK 14618
PHONE: (585)784-5250 FAX: (585) 784-5368

March 19, 2012

The Honorable Finance and Administrative Services Committee
Town of Brighton
2300 Elmwood Avenue
Rochester, New York 14618

re: Proposed Student Intern Appointment - DPW

Dear Chairman Werner and Committee Members:

As you are aware, the Town has utilized the services of students from RIT to assist us with the performance of various technical and engineering duties through the DPW. This has been done for many years in cooperation with RIT's civil technology/engineering program. This is a mutually beneficial endeavor as we are able to provide real world experience to students throughout their curriculum.

We have interviewed a number of interested applicants for the upcoming Spring/Summer co-op work block and recommend that we hire Mr. Rafael Barretto for the current open position in the DPW, starting salary to be \$10.40 per hour at 37.5 hours per week. This position and salary have been accounted for in the 2012 budget.

As always, thank you for your consideration. I will be in attendance at your regularly scheduled March 20, 2012 meeting in the event that you have any questions regarding this matter.

Very truly yours,

Timothy E. Keef, P.E.
Commissioner of Public Works

TEK/wp

cc: S. Zaso
G. Brandt
M. Guyon
C. Roscoe
M. Hussar
G. Brandt

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of March, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that correspondence dated March 16, 2012 from Town Engineer Michael E. Guyon, P.E regarding the bids received for Chemical Grouting of Sanitary Sewers be received and filed, and be it further

RESOLVED, that the Town Board hereby rejects all bids received for said work for the reasons set forth in the above correspondence and further authorizes the rebidding of said work at a later time this calendar year.

Dated: March 28, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____



Town of Brighton

MONROE COUNTY, NEW YORK

DEPARTMENT OF PUBLIC WORKS

2300 ELMWOOD AVENUE * ROCHESTER, NEW YORK 14618 * PHONE (585)784-5250 * FAX (585)784-5368

March 16, 2012

The Honorable Finance and Administrative Services Committee
Town of Brighton
2300 Elmwood Avenue
Rochester, New York 14618

Re: Rehabilitation of Sanitary Sewers
Chemical Grouting of Sanitary Sewers Bid Results

Dear Councilperson Werner and Committee Members:

I am requesting that the FASC authorize the Town Board to reject all the bids for the TOWN OF BRIGHTON 2012 SANITARY SEWER REHABILITATION PROGRAM CHEMICAL GROUTING CONTRACT and authorize the Department of Public Works to rebid the project later this year.

Three bids were received on February 23, 2012 for the 2012 Sanitary Sewer Rehabilitation Program Chemical Grouting Contract. The contractor's estimated cost to complete the project as identified in the bid documents is shown in Table-1.

Table-1 Bid Results

Contractor	Bid Amount
Sewer Specialty Service Co.	\$ 90,500.00
Lake County Sewer Co. Inc.	\$ 116,000.00
State Pipe Services, Inc.	\$ 177,500.00

The Sewer Department reserved approximately \$115,000 to perform chemical grouting of the sewers in 2012. The Sewer Specialty Service Co. bid appears to be within the anticipated project budget; however, upon meeting with a representative of this firm it was made known by the bidder that bid included an unintentional omission of a substantial quantity of work. We requested that the contractor complete the work as described in the bid documents and maintain their bid price. The contractor declined our request indicating that the cost to perform the services that had not been included in their bid amount would be a substantial financial hardship. The next lowest bidder's cost exceeds the anticipated budget amount and is unacceptable. Therefore, we are requesting that the FASC authorize the Town Board to reject all the bids for the TOWN OF BRIGHTON 2012 SANITARY SEWER REHABILITATION PROGRAM CHEMICAL GROUTING CONTRACT.

As always, thank you for your consideration. I will be in attendance at your regularly scheduled March 20, 2012 meeting in the event that you have any questions regarding this matter.

Respectfully,

Michael E. Guyon, P.E.
Town Engineer

cc: S. Zaso
T. Keef
Mary Ann Hussar