

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
September 12, 2012

Present:

Supervisor William Moehle
Councilmember James Vogel
Councilmember Jason DiPonzio
Councilmember Christopher Werner
Tim Keef, Commissioner of Public Works
Mark Henderson, Chief of Police
Mary Ann Hussar, Assistant to the Supervisor

Daniel Aman, Town Clerk
Suzanne Zaso, Director of Finance
Jerry LaVigne, Director of Recreation

EXECUTIVE SESSION:

Motion by Councilmember Christopher Werner seconded by Councilmember James Vogel to go into executive session at 6:45 PM

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: To discuss employment of particular persons

Motion by Councilmember Jason DiPonzio seconded by Councilmember James Vogel to come out of executive session at 7:05 PM

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MEETING CALLED TO ORDER at 7:10 PM:**RECOGNITIONS/PRESENTATIONS:**

Service Award to Brighton Police Officer Thomas Schirmer after 32 years of service with the Town of Brighton

Reading of the Proclamation presented to the David Kauffman Post No. 41, Jewish War Veterans of the United States on Sunday September 9, 2012 in honor of their 80th Anniversary 1932-2012.

OPEN FORUM:

Marjorie Alaimo
Cathleen Smith
Jim Hooper
Janice Toland
Gary Smith
Mary Ann Schlitzer
Ted Wolfley
Genn Nosinqgy
Lola Sanchez

APPROVAL OF AGENDA:

Motion by Councilmember Christopher Werner seconded by Councilmember Jason DiPonzio to approve the agenda

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

APPROVE AND FILE TOWN BOARD MEETING MINUTES FOR:

July 25, 2012 Town Board Meeting
August 8, 2012 Town Board Meeting
August 22, 2012 Town Board Meeting

Motion by Councilmember Jason DiPonzio seconded by Councilmember James Vogel to approve and file the aforementioned Town Board Meeting Minutes

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

PUBLIC HEARINGS:

MATTER RE: Creation of proposed Continental Drive Refuse District consisting of properties located on Continental Drive and 2751 and 2781 Elmwood Avenue (see Resolution #1 and all associated materials).

(Complete transcript under separate cover)

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. 1 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Creation of proposed Rowland Tract Sidewalk Snow Removal District consisting of 211 properties located on Bradford Road, Brooklawn Drive, Edgeview Lane, Northumberland Road, Roosevelt Road, Susquehanna Road, Troy Road and Wilmot Road (see Resolution #2 and all associated materials).

(Complete transcript under separate cover)

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. 2 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Creation of proposed Warren and Branch Avenue Refuse District consisting of all properties located on Warren and Branch Avenues (see Resolution #3, email communications from John Harris dated September 12, 2012, and Denine Carr Esq. dated September 11, 2012, both residents of Warren Avenue, in support of creation of District and all associated materials).

(Complete transcript under separate cover)

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. 3 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

BIDS:

MATTER RE: Authorize approval to solicit for bids for one (1) pick-up truck to be purchased as replacement vehicle for the pick-up involved in a traffic accident earlier this year (see Resolution #4 and letter dated August 29, 2012 from Timothy Keef, P.E. Commissioner of Public Works).

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. 4 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

COMMUNICATIONS:

FROM Mr. and Mrs. Alan Lupack to Supervisor thanking him for the help provided in expediting the repair of street lighting on Oakdale Drive.

FROM Chris Mueller, Dir. Government Relations, Time Warner Cable to Supervisor listing channel changes and channel contracts that are soon to expire that may or may not be renewed.

FROM Elizabeth Brayer to Supervisor and members of the Town Board; letter of resignation as a member of the Historic Preservation Commission dated September 7, 2012.

FROM Janice Toland to Town Board reminding them of the August referendum results relating to the West Brighton's Fire Protection District

FROM Alice Hooper to Town Board reminding them of the August referendum results relating to the West Brighton Fire Protection District

FROM Jim Hooper to Town Board regarding the case for granting West Brighton its own Fire District with its own elected commissioners

FROM Cathleen Smith to Town Board regarding her desire for the establishment of a West Brighton Fire District

FROM Ted Wolfley to Town Board regarding speed of traffic in the 2500 Elmwood and Hollywood vicinity and a complaint about the school bus procedure for picking up and dropping off children in this vicinity

FROM Genn Nosinggy to Town Board regarding speed of traffic in the 2500 Elmwood and Hollywood vicinity

FROM Lola Sanchez to Town Board regarding speed of traffic in the 2500 Elmwood and Hollywood vicinity

Motion by Councilmember Christopher Werner seconded by Councilmember Jason DiPonzio that the aforementioned communications be received and filed

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

COMMITTEE REPORTS:

Community Services – Has not met; next meeting 9/24 at 4:30 PM at Brookside
Finance and Administrative Services – Met 9/4 and 9/10; Next meeting 9/18 at 3:30 PM in Stage Conference Room

Public Safety Services – Has not met; next meeting 9/18 at 8:00 AM in Auditorium
 Public Works Services – Met 9/10; next meeting 10/1 at 9:00 AM in Downstairs Meeting Room

OLD BUSINESS:

MATTER RE: Receive and file request from Empire State College to withdraw, without prejudice, their application for extension #94 to the Town of Brighton Consolidated Sewer District and approve request of same (see Resolution #13 and letter dated September 12, 2012 from Paul Tucci, V.P. of Administration, Empire State College).

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. 5 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

NEW BUSINESS:

MATTER RE: Reading and approval of claims

Motion by Councilmember Christopher Werner seconded by Councilmember Jason DiPonzio that the Supervisor read and approve the payment of claims as set forth in Exhibit No. 6 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Approve appointment of Mary Adelaide Scipioni as a member of the Architectural Review Board for a 3-year term effective immediately through December 31, 2014 (see Resolution #21).

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. 7 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Approve appointment of Rose Bothner as a member of the Board of Assessment Review for a 5-year term effective October 1, 2012 through May 1, 2017 (see Resolution #22).

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: Accept with regret, the resignation of Elizabeth Brayer from the Historic Preservation Commission and approve appointment of a particular person as a member of the Historic Preservation Commission to fill the remainder of the vacant term and thereafter for a 4-year term through December 31, 2016 (see Resolution #23).

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. 9 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize approval to designate September 15, 2012 through September 24, 2012 as the Special Events period for 2012 in conjunction with the Brighton Chamber of Commerce and Brighton Central School District's Homecoming celebration, to be held on September 21, 2012 (see Resolution #5).

Motion by Councilmember Jason DiPonzio seconded by Councilmember Christopher Werner 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: Set October 10, 2012 as Public Hearing for proposed Extension #97 to the Brighton Consolidated Sewer District for property located at 2930 Brighton Henrietta Townline Road (see Resolution #6, letter from Chad Roscoe, Jr. Engineer, Department of Public Works dated August 14, 2012 and all associated documentation).

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. 11 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize approval of budget transfer for \$15,000 to support attorney fees associated with on-going Certiorari matters (see Resolution #7 and letter dated August 20, 2012 from Elaine Ainsworth, Assessor).

Motion by Councilmember Jason DiPonzio seconded by Councilmember Christopher Werner that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 12 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Accept with regret retirement letter from Brighton Police Officer Thomas Schirmer after 32 years of service with the Town of Brighton (see Resolution #8 and letter dated August 24, 2012 from Police Chief Mark Henderson).

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. 13 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize approval to declare various data processing fixed asset items as surplus, along with their disposal through municipal auction services (see Resolution #9, letter dated August 31, 2012 from Susan Wentworth, Coordinator of Data Processing and list of items).

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. 14 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize certain data processing inventory items having no remaining value and deemed no longer serviceable, to be declared as surplus and approve disposal of same (see Resolution #10, letter dated August 31, 2012 from Susan Wentworth Coordinator of Data Processing and list of items).

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. 15 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize approval to record budget transfers and appropriations to reflect the particular needs within various departments and special districts based on the 2012 actual operating expenditures verses the adopted budget (see Resolution #11 and letter dated August 31, 2012 from Suzanne Zaso, Director of Finance).

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. 16 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize Supervisor to execute SEQRA Coordination Request Form as interested agency, granting approval for the City of Rochester to assume responsibility as lead agency under SEQRA for the environmental review of the City of Rochester South Clinton Avenue Water Supply Conduit Modernization Conduits 2 & 3, Phase II project (see Resolution #12, letter dated August 29, 2012 from Robert L. Morrison, Director - City of Rochester Dept. of Environmental Services, copy of Lead Agency Coordination Request Form and Full Environmental Assessment Form for project).

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. 17 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize Supervisor to execute agreement with CIGNA Insurance Agency to provide voluntary short-term disability plan for eligible full-time Town employees (see Resolution #16, letter dated August 30, 2012 from Gary Brandt, Director of Personnel & HR and coverage rate sheet).

Motion by Councilmember Jason DiPonzio seconded by Councilmember Christopher Werner that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 18 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize approval to amend agreement with Clark Patterson by \$2,000 to provide for Industrial Hygienist services (see Resolution #17, letter dated September 7, 2012 from Michael Guyon P.E. Town Engineer and description of services).

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. 19 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize approval to make application to pursue a 2012-2013 JCAP grant for the purchase of an electronic detection system for Town Court (see Resolution #14, letter dated September 7, 2012 from Dianne Burdett, Administrative Court Clerk and Application Certification).

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. 20 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Receive and file Negative Declaration with approval to adopt same for the Highland Park Canalway Connector Trail project (see Resolution #18, letter dated September 7, 2012 from Ramsey Boehner, Town Planner and Negative Declaration documentation).

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. 21 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTERS OF THE SUPERVISOR:

MATTER RE: Expenses and Revenue for month ending August 31, 2012

Motion by Councilmember Jason DiPonzio seconded by Councilmember Christopher Werner that the aforementioned report be received and filed

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

The Supervisor also made comments relating to the new diverging diamond traffic pattern being constructed at the intersection of I-590 and Winton Rd.

He also commented on the Monroe Avenue article in the Rochester Democrat & Chronicle and the response article in the same paper.

MATTERS OF THE TOWN CLERK:

The Clerk offered a reminder of the due date of the 1st installment of School Tax.

MATTERS OF THE BOARD:

Councilmember James Vogel gave an update on the Veterans Memorial Project

MEETING ADJOURNED:

Motion by Councilmember Jason DiPonzio seconded by Councilmember James Vogel that the meeting 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 12th of September 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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

WHEREAS, a petition, duly signed, acknowledged and authenticated as required by law regarding the establishment of the Continental Drive Refuse District consisting of all of the properties located on Continental Drive with 2751 and 2781 Elmwood Avenue in the Town has been received and filed by the Town Clerk, and

WHEREAS, a public hearing was held on September 12, 2012 at 7:30 pm to consider the establishment of the above referenced refuse district, and

WHEREAS, based upon the evidence testimony and information produced at such hearing and made part of the record thereof, the Town Board hereby finds and determines that

1. all the property and property owners within the proposed district or extension are benefited thereby;
2. all the property and property owners benefited are included within the limits of the proposed district or extension; and
3. it is in the public interest to grant the relief sought;

it is hereby

RESOLVED AND ORDERED, that the Negative Declaration under SEQRA, dated July 25, 2012, is hereby approved, and be it further,

RESOLVED AND ORDERED, that the Town Board hereby establishes

pursuant to Town Law Section 195 a refuse district consisting of all of the properties located on Continental Drive with 2751 and 2781 Elmwood Avenue in the Town, and it is further

RESOLVED AND ORDERED, that the Town Board hereby authorizes the Supervisor to execute any and all documents and applications required by law to establish such district, and it is further

RESOLVED AND ORDERED, that the Town Board hereby directs the Town Clerk to file and post all such documents and applications required by law to establish said district.

Dated: September 12, 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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

WHEREAS, a petition, regarding the establishment of a sidewalk snow removal district consisting of 211 properties located on Bradford Road, Brooklawn Drive, Edgeview Lane, Northumberland Road, Roosevelt Road, Susquehanna Road, Troy Road and Wilmot Road to be known as the Rowland Tract Sidewalk Snow Removal District in the Town has been received and filed by the Town Clerk, and

WHEREAS, a public hearing was held on September 12, 2012 at 7:30 pm to consider the establishment of the above referenced sidewalk snow removal district following the publication and posting of the notice of Hearing as required by law, and

WHEREAS, based upon the evidence testimony and information produced at such hearing and made part of the record thereof, the Town Board hereby finds and determines that

1. all the property and property owners within the proposed district or extension are benefited thereby;
2. all the property and property owners benefited are included within the limits of the proposed district or extension; and
3. it is in the public interest to grant the relief sought;

it is hereby

RESOLVED AND ORDERED, that the Town Board hereby establishes pursuant to Town Law Article 12A a sidewalk snow removal district to

be known as the Rowland Tract Sidewalk Snow Removal District consisting of 211 properties located on Bradford Road, Brooklawn Drive, Edgeview Lane, Northumberland Road, Roosevelt Road, Susquehanna Road, Troy Road and Wilmot Road in the Town, subject to Permissive Referendum, and it is further

RESOLVED AND ORDERED, that the Negative Declaration under SEQRA, dated July 25, 2012, is hereby approved and be it further

RESOLVED AND ORDERED, that the Town Board hereby authorizes the Supervisor to execute any and all documents and applications required by law to establish such district, and it is further

RESOLVED AND ORDERED, that the Town Board hereby directs the Town Clerk to file and post all such documents and applications required by law to establish said district.

Dated: September 12, 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	_____

EXHIBIT NO 3

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

WHEREAS, a petition, duly signed, acknowledged and authenticated as required by law regarding the establishment of a refuse district to be known as the Warren and Branch Avenue Refuse District consisting of all the properties located on Warren and Branch Avenues in the Town has been received and filed by the Town Clerk, and

WHEREAS, a public hearing was held on September 12, 2012 at 7:30 pm to consider the establishment of the above referenced refuse district, following publication and posting of the Notice of Hearing as required by law, and

WHEREAS, based upon the evidence testimony and information produced at such hearing and made part of the record thereof, the Town Board hereby finds and determines that

1. all the property and property owners within the proposed district or extension are benefited thereby;
2. all the property and property owners benefited are included within the limits of the proposed district or extension; and
3. it is in the public interest to grant the relief sought;

it is hereby

RESOLVED AND ORDERED, that the Negative Declaration under SEQRA, dated July 25, 2012 is hereby approved, and it is further

RESOLVED AND ORDERED, that the Town Board hereby establishes pursuant to Town Law Section Article 12A a refuse district consisting of all the properties located on Warren and Branch Avenues in the Town, and it is further

RESOLVED AND ORDERED, that the Town Board hereby authorizes the Supervisor to execute any and all documents and applications required by law to establish such district, subject to Permissive Referendum and it is further

RESOLVED AND ORDERED, that the Town Board hereby directs the Town Clerk to file and post all such documents and applications required by law to establish said district.

Dated: September 12, 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	_____

Daniel Aman

From: John Harris [CarrHarris@frontiernet.net]
Sent: Wednesday, September 12, 2012 9:06 AM
To: daniel.aman@townofbrighton.org
Subject: Garbage District Warren Avenue

Dear Mr. Aman,

I am a resident of Warren Avenue and went with David Marcus on two occasions to gather signatures in support of the formation of the garbage district. All of the neighbors, save one who later signed the petition, were positive and enthusiastic of the formation of the garbage district. David was persistent, professional and patient with all of the neighborhood residents and very well organized in the effort to form the district. I would encourage the Town Board to pass the resolution to form the Garbage district for the Warren Avenue/Branch Avenue area. If you should need any further information or comments, please do not hesitate to contact me.

Very Truly Yours,

John Harris

Daniel Aman

From: Denine Carr [dkcarr@frontiernet.net]
Sent: Tuesday, September 11, 2012 9:56 PM
To: daniel.aman@townofbrighton.org
Cc: david.marcus@townofbrighton.com
Subject: Warren Ave. and Branch Ave. refuse district
Mr. Aman,

I am writing in support of the Warren Ave./Branch Ave. refuse district. My neighbor and friend, David Marcus, submitted petitions to the Town of Brighton in support of the district.

I walked the neighborhood with David on two occasions over the summer for a total of seven hours, talking to neighbors to gather signatures for the petitions. (This was before we realized the Town had given him the wrong version of the petition.) Almost everyone we spoke to about starting a refuse district signed the petition the same day we met with them. Some people had some questions they wanted addressed before they signed, one person expressed that he was happy to pay more to Waste Management because they pick his toters up from his garage, and two to three people were familiar with refuse districts because their former neighborhoods had them and were excited about the prospect of lowering their bills to have a refuse district in our neighborhood.

By and large, the majority of the neighbors we spoke with were in favor of saving money to begin a refuse district in our neighborhood. It is my hope that the Town gives us its stamp of approval.

Thank you.

Best Regards,

Denine K. Carr, Esq.
Law Offices of Denine K. Carr
344 Warren Avenue
Rochester, NY 14618
585.455.7192
dkcarr@frontiernet.net

9/12/2012

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

RESOLVED, that correspondence dated August 29, 2012 from Commissioner of Public Works, Timothy E. Keef, P.E. regarding a request to authorize the solicitation of bids for a replacement for truck #7 of the Highway Department, be received and, and it is further

RESOLVED, that the Town Board hereby authorizes the Commissioner of Public Works, Timothy E. Keef, P.E. to solicit bids for a replacement for truck #7 of the Highway Department.

Dated: September 12, 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

August 29, 2012

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

re: Authorization Bid for Pick Up Truck (Highway)

Dear Chairman Werner and Committee Members:

As you may recall, Truck #7 of the Highway Department was totaled earlier this year when a vehicle failed to observe a stop sign at the intersection of Highland Avenue and Grosvenor Road. While we are in the process of settling this claim with the other driver's insurance agency, authorization is requested to solicit bids for replacement of the above item. This item has not been budgeted for in the current fiscal year, however, unanticipated revenues from the insurance settlement will be used to offset this expense. We will return to your Committee with a recommendation for award prior to doing so, as well as amending the budget for said revenues.

As always, thank you for your consideration. I will be in attendance at your regularly scheduled September 4, 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: T. Anderson
M. Hussar
S. Zaso
A. Banker
D. Aman

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

RESOLVED, that correspondence dated September 12, 2012 from Vice President of Administration for Empire State College, Paul Tucci regarding the withdrawal of the Petition for extension #94 to the Town of Brighton Consolidated Sewer District, be received and filed; and be it further

RESOLVED, that the Town Board hereby accepts the withdrawal without prejudice by Empire State College of its Petition for Extension #94 to the Town of Brighton Consolidated Sewer District.

Dated: September 12, 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	_____

STATE UNIVERSITY OF NEW YORK
 EMPIRE STATE COLLEGE

September 12, 2012

Supervisor William W. Moehle
Councilmember Jason S. DiPonzio
Councilmember Louise Novros
Councilmember James R. Vogel
Councilmember Christopher K. Werner
Town of Brighton
2300 Elmwood Avenue
Brighton, NY 14618

RE: Extension #94 to Brighton Consolidated Sewer District,
Town of Brighton, Monroe County, New York

Dear Messrs. Moehle, DiPonzio, Novros, Vogel, and Werner:

Consistent with Section 9 of the Memorandum of Understanding between Town of Brighton and SUNY Empire State College dated August 27, 2012, SUNY Empire State College requests to withdraw, without prejudice, petition #94 to the Brighton Consolidated Sewer District to the property currently owned at 1915-1925 South Clinton Avenue in the Town of Brighton.

Respectfully yours,



Paul Tucci
Vice President for Administration

Copy: Meg Benke, Officer in Charge
Jonathan Franz, Dean of Genesee Valley Center
Mr. Robert Haelen, General Manager of the State University Construction Fund
William K. Barczak, SUCF Counsel
Wendy Kowalczyk, SUNY Counsel

EXHIBIT 6

CLAIMS FOR APPROVAL AT TOWN BOARD MEETING

September 12, 2012

THAT THE CLAIMS AS SUMMARIZED BELOW HAVING BEEN APPROVED BY THE RESPECTIVE DEPARTMENT HEADS AND AUDITED BY THE TOWN BOARD AUDIT COMMITTEE ARE HEREBY APPROVED FOR PAYMENT.

A - GENERAL	\$	<u>106,084.58</u>
D - HIGHWAY	.	<u>12,173.69</u>
H - CAPITAL		<u>19,836.88</u>
L - LIBRARY		<u>18,410.03</u>
SB - BUSINESS IMPROVM		<u>160.00</u>
SF - FIRE DIST		<u>22,833.33</u>
SL - LIGHTING DIST		<u>21,924.99</u>
SN-NEIGHBORHOOD DIST.		<u>0.00</u>
SP-PARKS DISTRICT		<u>125.00</u>
SS - SEWER DIST		<u>778.29</u>
TA - AGENCY TRUST		<u>3,946.30</u>
TE - EXPENDABLE TRUST		<u>18,056.32</u>
TOTAL	\$	<u>224,329.41</u>

UPON ROLL CALL

MOTION CARRIED _____

APPROVED BY:

SUPERVISOR

COUNCIL MEMBER

COUNCIL MEMBER

TO THE SUPERVISOR:

I CERTIFY THAT THE VOUCHERS LISTED ABOVE WERE AUDITED BY THE TOWN BOARD ON THE ABOVE DATE AND ALLOWED IN THE AMOUNTS SHOWN. YOU ARE HEREBY AUTHORIZED AND DIRECTED TO PAY TO EACH OF THE CLAIMANTS THE AMOUNT OPPOSITE HIS NAME.

DATE

TOWN CLERK

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor
JAMES R. VOGEL
LOUISE NOVROS
JASON S. DIPONZIO
CHRISTOPHER K. WERNER
Councilpersons

RESOLVED, that the Town Board hereby appoints Mary Adelaide Scipioni to the Architectural Review Board for a term of three years commencing immediately and ending December 31, 2014.

Dated: September 12, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____
Christopher K. Werner, 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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor
JAMES R. VOGEL
LOUISE NOVROS
JASON S. DIPONZIO
CHRISTOPHER K. WERNER
Councilpersons

RESOLVED, that the Town Board hereby appoints Ruth Bothner to the Board of Assessment Review for a term of five years commencing October 1, 2012 and ending May 1, 2017.

Dated: September 12, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____
Christopher K. Werner, 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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor
JAMES R. VOGEL
LOUISE NOVROS
JASON S. DIPONZIO
CHRISTOPHER K. WERNER
Councilpersons

RESOLVED, that the Town Board hereby accepts the resignation of Elizabeth Brayer from the Historic Preservation Commission with regret, and be it further

RESOLVED, that the Town Board hereby appoints Justin J. Del Vecchio to the Historic Preservation Commission to fill a vacancy on the Commission through December 31, 2012 and thereafter for a term of four years commencing January 1, 2013 and ending December 31, 2016.

Dated: September 12, 2012

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____
Christopher K. Werner, 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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,

Supervisor

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

Councilpersons

WHEREAS, the Town's Special Events Local Law authorizes the Town Board to set a period, not to exceed fourteen days in duration each year, as a Special Events period under Chapter 207 of the Town Code, during which time, various activities that would otherwise be prohibited in certain zoning districts are permitted, in order to allow businesses to engage in publicity and other activities; and

WHEREAS, the Town Board desires to set such dates in conjunction with the Brighton Chamber of Commerce and Brighton Central School District Homecoming celebration, which is being held September 21, 2012; it is therefore

RESOLVED, that the Town Board hereby designates September 15, 2012 through September 24, 2012 as the Special Events period for 2012, pursuant to Article VII of Chapter 207 of the Brighton Town Code, during which time the activities set forth in Section 207-37 of the Town Code will be permitted in the zoning districts described in Section 207-36 of the Town Code, without further reviews, approvals or permits, subject to the provisions of such Special Events Law.

Dated: September 12, 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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

RESOLVED, that correspondence dated August 14, 2012 from Town of Brighton Junior Engineer Chad Roscoe regarding the petition for the proposed Extension #97 to the Brighton Consolidated Sewer District to serve the property located at 2930 Brighton-Henrietta Town Line Road (Tax ID No 149.19-2-15) and all of the supporting documents referenced in said correspondence and petition, be received and filed; and be it further

RESOLVED, that the Town Board hereby sets a public hearing for said Extension #97 to be held on October 10, 2012 at 7:30 p.m. at the Brighton Town Hall and further directs that all requisite notice be provided for said public hearing as required by law.

Dated: September 12, 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

8/14/2012

Mr. Tim Keef, P.E.
Commissioner of Public Works
Town of Brighton
Dept. Of Public Works
2300 Elmwood Avenue
Rochester, NY 14618

Re: Extension #97 To the Brighton Consolidated Sanitary Sewer District

Dear Commissioner Keef:

I have reviewed the enclosed petition, map and description for the above Extension #97 To the Brighton Consolidated Sanitary Sewer District formation and find them to be in order. The Assessor's Certificate and the Negative Declaration pursuant to the State Environmental Quality Review are also enclosed. Copies are enclosed for you file – all the original documents are forwarded to Mary Ann Hussar for processing.

The entrance fee for this district is calculated as follows:

.49 acres @ \$800/acre	=	\$398.96
Legal & Advertising Fee	=	<u>\$150</u>
Total	=	\$548.96

Said fee was processed at the Town Hall on August 16th, 2012. A photocopy of the check is enclosed as part of the petition packet. Please proceed to set the public hearing date for this district at the next available Town Board meeting. Do not hesitate to contact me if you have questions regarding this matter.

Sincerely,

Chad Roscoe
Junior Engineer
Department of Public Works

CC: T. Keef
M. Hussar
S. Zaso
S. Zimmer
E. Ainsworth



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

8/14/2012

Elaine Ainsworth
Town of Brighton Assessor

Re: Formation of Brighton Consolidated Sewer District Extension 97

Elaine;

The property owner (Gregory A. Lyons) at 2930 Brighton Henrietta Town Line Road would like to create a district on Tax I.D. No.: 149.19-2-15. Based upon the received petition, the proposed district, shall be assessed, levied and collected, in a manner consistent with the Brighton Consolidated Sanitary Sewer district charges therefrom, from the several lots and parcels within the proposed District in the same manner and at the same time as other town charges.

Attached is the map and description of the proposed district along with the petition, a list of the properties and their assessed values.

The official name of the proposed district will be:

Extension 97 to the Brighton Consolidation Sanitary Sewer District

If you have any questions feel free to contact me.

Sincerely,

Chad Roscoe
Junior Engineer
Town of Brighton, DPW

TOWN OF BRIGHTON
ASSESSOR'S OFFICE
2300 ELMWOOD AVENUE
ROCHESTER, NY 14618
(585) 784-5215

DATE: August 16, 2012
TAX ID#: 149.19-2-15
ADDRESS: .50 acres (+ or -) residential
acres with improvements in
the Town of Brighton
EXTENSION NO.: 97 Brighton
Consolidated
Sewer District

I, Elaine K. Ainsworth, Assessor, Town of Brighton, County of Monroe, State of New York, hereby certify that I have examined the petition for the Extension Number 97 to the Brighton Sewer District, Town of Brighton, to be filed in the Town Clerk's Office in the Town of Brighton, County of Monroe, State of New York, and that:

- 1) The total assessed valuation of the taxable real property within the parcel of the said district extension is \$83,000.
- 2) The aggregate assessed valuation of the taxable real property therein owned by the signers of said petition is \$83,000.
- 3) Said petition purports to be signed by the owners of at least one-half (1/2) the value of the taxable real property within the area of the proposed extension of the district.

All as appears from the 2012 Assessment Roll, which is the latest completed assessment roll of the Town of Brighton, County of Monroe, State of New York.

In witness thereof I have hereunto set my hand on this 16th day of August, 2012.


Elaine K. Ainsworth, IAO
Assessor
Town of Brighton

PROPERTY ADDRESS
2930 Brighton Henrietta
Town Line Rd
Rochester, NY
14623



Clinton Ave S

2012 2012 2012 Map data © 2012 Google

PROPERTY DATA

Click Here for Assessor and Tax Receiver Contact Information

Final Roll as of 07/01/2012

Municipality:	Brighton	SWIS Code:	262000
Parcel ID#:	149.19-2-15	School District:	Rush Henrietta Cent
Property Class:	1 Family Res (210)	Building Style:	Old style
Land Assessment:	\$32,900	Total Assessment:	\$83,000
Year Built:	1940	No. Stories:	2
Exterior Wall Type:	Alum/vinyl	Living Area (SFLA):	1336
Acres:	0.50	Lot Size (Sq. Ft.):	79.00 (front), 250.25 (depth)

Heat Type:	Hot air	Central Air:	No
Kitchens:	1	Bedrooms:	3
Baths:	1	Half Baths:	0
Basement Type:	Full	Garage:	Yes
Fireplaces:	0		

IMPROVEMENTS

Disclaimer: Inventory Reflects Final Roll Year Period

Structure	Size	Actual Year Built
Patio-concr	11 sqft	1940
Patio-flgstn	N/A	1940
Garage	N/A	1940
Porch-enclsd	N/A	1940

PROPERTY SALES HISTORY Updated as of 07/09/2012

Date	Price	Property Class	Book / Page	Prior Owner
06/27/2000	\$80,000	1 Family Res	09327 0566	Theo O Strohmeyer

[View Zip Code Demographics](#)

PETITION

In the Matter of the Establishment

Of

The Extension to the Brighton Consolidated Sewer District in the Town of Brighton, County of Monroe, State of New York

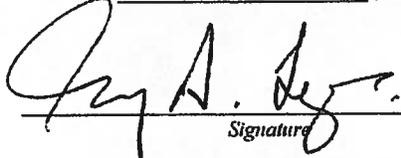
TO THE TOWN BOARD OF THE TOWN OF BRIGHTON
MONROE COUNTY, NEW YORK:

We, the undersigned, being owners of taxable real property situate in the proposed district hereinafter described in the Town of Brighton, County of Monroe, and State of New York, do hereby petition your Honorable Board to establish **Extension 97 to the Brighton Consolidated Sanitary Sewer District** in such Town of Brighton, County of Monroe, and State of New York, outside of any incorporated village and wholly within the said Town of Brighton, which proposed District is bounded and described as set forth in the attached Exhibit "A".

Pursuant to Article 12 of the Town Law of the State of New York, the Undersigned further petitions that the expense of the establishment of this District, together with the expenses of providing the services by the proposed District, shall be assessed, levied and collected, in a manner consistent with the Brighton Consolidated Sanitary Sewer district charges therefrom, from the several lots and parcels within the proposed District in the same manner and at the same time as other Town charges.

Dated: August 16, 2012

Address: 2930 BRIGHTON HENRIETTA TL RD.
ROCHESTER, N.Y. 14623

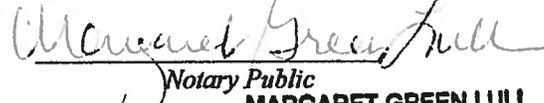

Signature
GREGORY A. LYONS
Print Name

Signature

Print Name

STATE OF NEW YORK)
COUNTY OF MONROE) ss.:

On this 16th day of August, 2012, before me the undersigned, personally appeared Gregory Lyons, personally known and known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

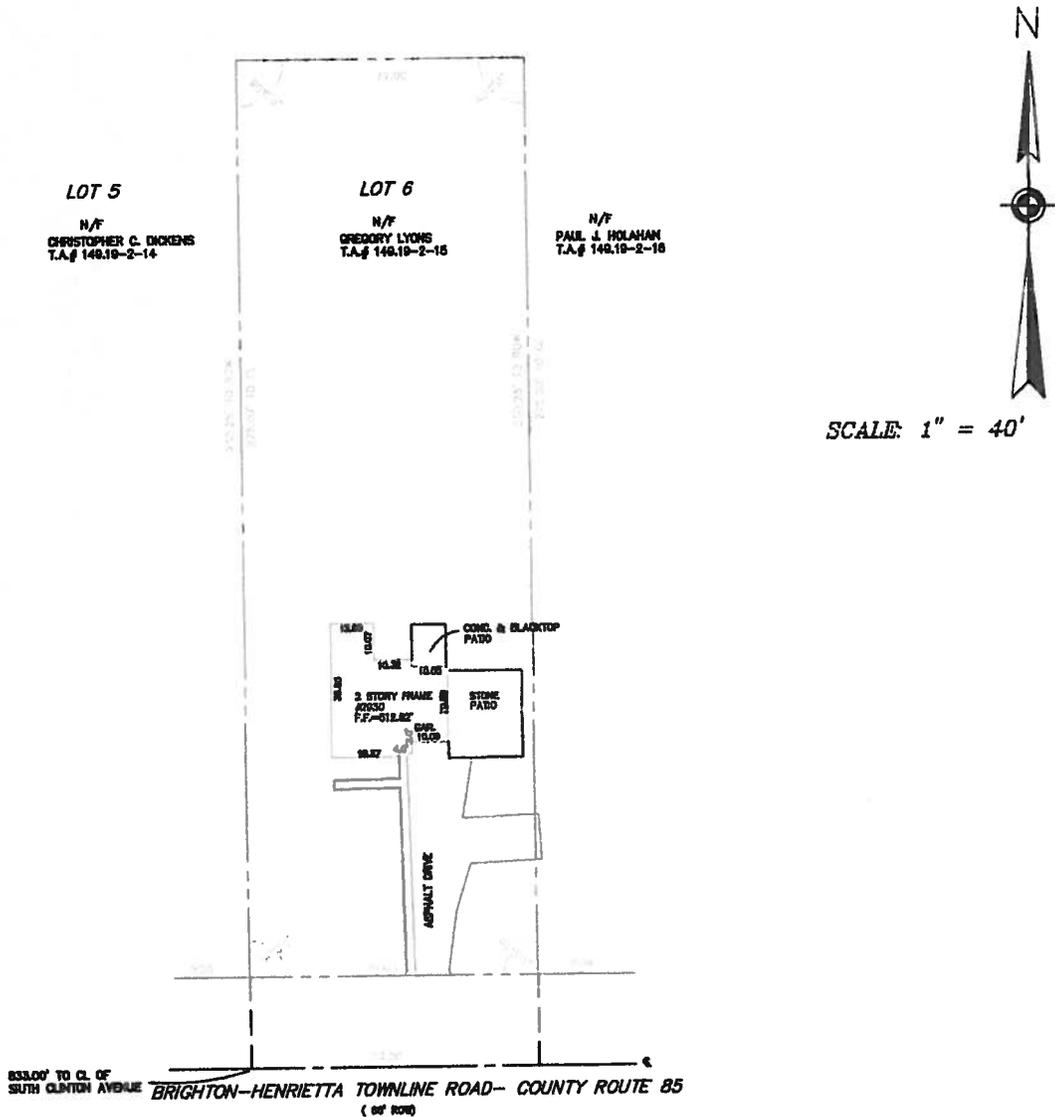

Notary Public
MARGARET GREEN LULL
Notary Public - State of New York
Monroe County, Lic. 01LU6154299
Commission Expires Oct. 23, 2014

STATE OF NEW YORK)
COUNTY OF MONROE) ss.:

On this _____ day of _____, 20____, before me the undersigned, personally appeared _____, personally known and known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

A SEWER DISTRICT EXTENSION MAP SHOWING LOT 6 OF THE WILLIAM H. SHIRLEY SUBDIVISION, SITUATE IN THE TOWN OF BRIGHTON, COUNTY OF MONROE STATE OF NEW YORK.



SCALE: 1" = 40'

SURVEY CERTIFICATION

WE, JAMES H. MISSELL AND ASSOCIATES CERTIFY THAT THIS MAP WAS PREPARED IN ACCORDANCE WITH CURRENT STANDARDS JOINTLY ADOPTED BY GENESEE VALLEY LAND SURVEYORS ASSOCIATION AND THE MONROE COUNTY BAR ASSOCIATION AND FROM FIELD NOTES OF AN INSTRUMENT SURVEY PERFORMED ON AUGUST 13, 2012.



JAMES H. MISSELL AND ASSOCIATES

PROFESSIONAL LAND SURVEYING SERVICES
 900 JEFFERSON ROAD, ADMINISTRATION BUILDING
 ROCHESTER, NEW YORK 14623
 TEL. 585-340-2315 FAX 585-340-2316

❖ James H. Missell & Associates

Professional Land Surveying Services

900 Jefferson Road
Administration Building
Rochester, New York 14623

Phone 585-340-2315 Fax 585-340-2316

Schedule A

Legal Description

#2930 Brighton Henrietta Townline Road
Lands Owned by Gregory Lyons
Tax Account No. 149.19-2-15
Town of Brighton, New York

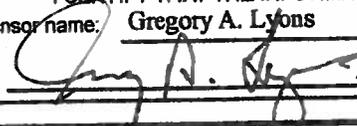
All that tract of parcel of land being part of Town Lot 40 in the 2nd Division of Lots, Phelps and Gorham Purchase, situated in the Town of Brighton, County of Monroe, State of New York, said parcel of land being Lot 6 of the William H. Shirley Subdivision as shown on a map filed in the Monroe County Clerks Office in Liber 82 of Maps at Page 33, and being more particularly described as follows;

Beginning at a point on the centerline of Brighton Henrietta Townline Road (66' ROW), said point being easterly a distance of 833.0' feet, as measured along the centerline of Brighton Henrietta Townline Road, from the centerline of South Clinton Avenue, thence

- 1) Northerly along the westerly boundary line of Lot 6, forming an interior angle of 90 degrees, 00 minutes, 00 seconds, a distance of 275.00' feet to a point, thence
- 2) Easterly along the northerly boundary line of Lot 6, forming an interior angle of 90 degrees, 00 minutes, 00 seconds, a distance of 79.00' feet to a point, thence
- 3) Southerly along the easterly boundary line of Lot 6, forming an interior angle of 90 degrees, 00 minutes, 00 seconds, a distance of 275.00' feet to a point on the centerline of Brighton Henrietta Townline Road, thence
- 4) Westerly along the centerline of Brighton Henrietta Townline Road, forming an interior angle of 90 degrees, 00 minutes, 00 seconds, a distance of 79.00' feet to the point of beginning, as shown on a map prepared by James H. Missell & Associates dated June 8, 2012.

Appendix C
State Environmental Quality Review
SHORT ENVIRONMENTAL ASSESSMENT FORM
For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR Gregory A. Lyons	2. PROJECT NAME 2930 BHTL Rd.
3. PROJECT LOCATION: Municipality <u>Brighton</u> County <u>Monroe</u>	
4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map) <u>2930 Brighton Henrietta Town Line Road</u> <u>Rochester, NY 14623</u>	
5. PROPOSED ACTION IS: <input checked="" type="checkbox"/> New <input type="checkbox"/> Expansion <input type="checkbox"/> Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: <u>Install new gravity fed sewer line and connect to Town of Brighton sewer connection, feeding Town of Henrietta sewage system.</u>	
7. AMOUNT OF LAND AFFECTED: Initially <u>.5</u> acres Ultimately <u>.5</u> acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, describe briefly	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? <input checked="" type="checkbox"/> Residential <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input type="checkbox"/> Park/Forest/Open Space <input type="checkbox"/> Other Describe:	
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, list agency(s) name and permit/approvals: <u>Town of Brighton Sewer Department</u>	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, list agency(s) name and permit/approvals:	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: <u>Gregory A. Lyons</u> Date: <u>8/14/12</u> Signature: <u></u>	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

RESOLVED, that a memorandum from Town Assessor, Elaine Ainsworth dated August 20, 2012 regarding the budget transfer of \$15,000.00 to support Attorneys fees associated with on-going Certiorari matters, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the transfer of \$15,000.00 from the full-time wages account (A.Assor.1355.1.10) to the attorneys fee account (Attorney A. Assor. 1355.4.53) as requested in the above referenced memorandum.

Dated: September 12, 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

August 20, 2012

To: Town of Brighton Finance Committee
Town Board Members
Supervisor Moehle

From: Elaine Ainsworth, Town Assessor

Elaine Ainsworth

Re: Certiorari Attorney Invoices
Budget Transfer
September 4, 2012, FASC meeting
Town Board September 12, 2012, meeting

Payment of the July 2012 Certiorari Invoices will cause my 400 accounts to be over budget for 2012. We are in the negotiating stages of several large outstanding certiorari cases and there will certainly be substantial costs for the balance of 2012 as we work through settlement of these cases. Therefore, I request the funds be transferred from the full-time wages (A. Assor.1355.1.10) account in the amount of \$15,000 to the attorney fees (Attorney A. Assor 1355.4.53) budget line to cover these anticipated costs.

As a result of a reorganization of the Assessor's Office, the 100 account line does allow for the transfer of funds without causing that line to be over budget at the end of 2012.

The \$15,000 transfer amount requested is an estimate, based on the expenses up to this point in the budget year.

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

RESOLVED, that correspondence dated August 24, 2012 from Chief of Police, Mark T. Henderson regarding the retirement of Officer Thomas Schirmer along with the August 17, 2012 letter from Officer Schirmer, be received and filed; and be it further

RESOLVED, that the Town Board hereby accepts with regret the retirement request effective September 22, 2012 of Officer Thomas Schirmer after over thirty years of distinguished service.

Dated: September 12, 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

POLICE DEPARTMENT
2300 Elmwood Avenue
Rochester, New York 14618-2196



Mark T. Henderson
Chief of Police

Emergency 911
Administrative (585) 784-5150
Fax: (585) 784-5151

August 24, 2012

Honorable Town Board
Town of Brighton
2300 Elmwood Avenue
Rochester, New York 14618

Dear Board Members:

I recently received notice from Officer Thomas Schirmer that he is retiring from the Brighton Police Department, effective September 22, 2012. Officer Schirmer has served with distinction since February 18, 1981.

Officer Schirmer has served many roles throughout his career. He has held the position of Juvenile Officer, Criminal Investigator, was assigned to the FBI Joint Terrorism Task Force and most recently served as a Police Officer assigned to the Patrol Division.

It is with regret that I recommend the acceptance of Police Officer Thomas Schirmer's retirement from the Brighton Police Department, effective September 22, 2012. I know that we all wish Tom and his family success and happiness in his retirement and future endeavors.

Respectfully,

Mark T. Henderson
Chief of Police

Attachment

xc: Dan Aman, Town Clerk
Suzanne Zaso, Director of Finance
Gary Brandt, Director of Personnel

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

RESOLVED, that a memorandum dated August 31, 2012 from Coordinator of Data Processing, Susan Wentworth regarding a request to authorize approval to declare various data processing fixed asset items listed on the reverse side of said memorandum as surplus and to allow their disposition through municipal auction services, be received and filed; and be it further

RESOLVED, that the Town Board hereby declares the data processing fixed asset items listed on the reverse side of the above referenced memorandum as surplus and authorizes their disposition through municipal auction services.

Dated: September 12, 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
2300 ELMWOOD AVENUE
ROCHESTER, NEW YORK 14618
(585) 784-5390 Fax (585) 784-5396

MEMORANDUM

To: The Honorable Town Board
Attn.: Finance and Administrative Services Committee
Subject: Recommended Disposal of Certain Fixed Assets

From: Susan Wentworth, Coordinator of Data Processing *SW*

Date: August 31, 2012

In accordance with the Town Board's Fixed Asset Policy and Procedures (as amended), I am requesting that Your Honorable Body authorize the disposal of certain fixed asset items in my care and custody as listed on the attached Fixed Assets/Inventory Update Sheet(s). The item(s) listed are no longer needed or available to support departmental operations. In this particular instance:

The item(s) listed have remaining value, are serviceable, and should be sold to the highest bidder by auction to be conducted by the Town, or by the Town's authorized agent.

The item(s) listed have remaining value, are serviceable, and should be sold to the highest bidder by means of a sealed bid.

The item(s) have no remaining value and/or are no longer serviceable and should be disposed of as junk.

The item(s) listed have been lost or destroyed and should be removed from the Town's fixed asset and inventory records.

The formal action being requested of the Town Board is the declaration as surplus or junk (as indicated above) of the item(s) listed on the attached. As the department head responsible for the care and custody of the item(s) listed, I would be happy to respond to any questions the Committee, or other members of the Town Board may have.

Copy to: S. Zaso, Finance Department

Attached: Fixed Assets/Inventory Update Sheet

**TOWN OF BRIGHTON
DISPOSAL OF FIXED ASSET**

Auction Items

DEPT. Information Systems

DATE August 31, 2012

REQUESTING EMPLOYEE

DEPT. HEAD SIGNATURE

Susan Wentworth

Susan Wentworth

TOWN I.D. # *	ITEM DESCRIPTION	MANUFACTURER	MODEL	YEAR	VIN or SERIAL NUMBER	COST	COMMENTS
4259	Computer	Dell	OptiPlex 170L	2005	7RW5J61	\$1,210.24	
5089	Computer	Dell	OptiPlex GX280	2004	6JXF361	\$1,892.20	
5145	Computer	Dell	OptiPlex GX280	2005	4QQFG61	\$1,200.00	
5146	Computer	Dell	OptiPlex 170L	2005	50X5J61	\$1,024.64	
5186	Computer	Dell	OptiPlex GX620	2007	F1PLNC1	\$1,120.02	
5262	Computer	Dell	Optiplex GX 620	2006	1DVF791	\$1,244.62	
5263	Computer	Dell	Optiplex GX 620	2006	D1M8691	\$1,195.20	
5266	Computer	Dell	Optiplex GX 620	2006	B1M8691	\$1,195.20	
5272	Computer	Dell	OptiPlex GX620	2006	2DBQ2B1	\$1,224.06	
5274	Computer	Dell	OptiPlex GX620	2007	G2JMCC1	\$1,005.25	
5277	Computer	Dell	OptiPlex GX620	2007	J2JMCC1	\$1,005.25	
5279	Computer	Dell	OptiPlex GX620	2007	43JMCC1	\$1,005.25	
5340	Computer	Dell	OptiPlex GX620	2007	33JMCC1	\$1,005.25	
5362	Computer	Dell	Precision 390	2008	1XF1MF1	\$1,488.02	

* For vehicles use the last 6 characters of the VIN number.

Finance Office
User:

Town Board Authorization Date

Insurance Notification Date

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

RESOLVED, that a memorandum dated August 31, 2012 from Coordinator of Data Processing, Susan Wentworth regarding a request to authorize approval to declare various data processing fixed asset items listed on the reverse side of said memorandum and the sheets attached thereto as surplus and to allow their disposal, be received and filed; and be it further

RESOLVED, that the Town Board hereby declares the data processing fixed asset items listed on the reverse side of and the sheets attached to the above referenced memorandum as surplus and authorizes their disposal as junk.

Dated: September 12, 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
2300 ELMWOOD AVENUE
ROCHESTER, NEW YORK 14618
(585) 784-5390 Fax (585) 784-5396

MEMORANDUM

To: The Honorable Town Board
Attn.: Finance and Administrative Services Committee
Subject: Recommended Disposal of Certain Fixed Assets

From: Susan Wentworth, Coordinator of Data Processing *SWW*

Date: August 31, 2012

In accordance with the Town Board's Fixed Asset Policy and Procedures (as amended), I am requesting that Your Honorable Body authorize the disposal of certain fixed asset items in my care and custody as listed on the attached Fixed Assets/Inventory Update Sheet(s). The item(s) listed are no longer needed or available to support departmental operations. In this particular instance:

 The item(s) listed have remaining value, are serviceable, and should be sold to the highest bidder by auction to be conducted by the Town, or by the Town's authorized agent.

 The item(s) listed have remaining value, are serviceable, and should be sold to the highest bidder by means of a sealed bid.

 X The item(s) have no remaining value and/or are no longer serviceable and should be disposed of as junk.

 The item(s) listed have been lost or destroyed and should be removed from the Town's fixed asset and inventory records.

The formal action being requested of the Town Board is the declaration as surplus or junk (as indicated above) of the item(s) listed on the attached. As the department head responsible for the care and custody of the item(s) listed, I would be happy to respond to any questions the Committee, or other members of the Town Board may have.

Copy to: S. Zaso, Finance Department

Attached: Fixed Assets/Inventory Update Sheet

**TOWN OF BRIGHTON
DISPOSAL OF FIXED ASSET**

Retired-Obsolete/Broken

REQUESTING EMPLOYEE
Susan Wentworth

DEPT. Information Systems

DATE August 31, 2012

DEPT. HEAD SIGNATURE
Susan Wentworth

Note: Items less than \$1,000 have been included if they are still on the Finance System Fixed Assets Inventory

TOWN I.D. # *	ITEM DESCRIPTION	MANUFACTURER	MODEL	YEAR	VIN or SERIAL NUMBER	COST	COMMENTS
3695	Printer	HP	LaserJet 6L	1997	SUSHB044874	\$362.44	Inventory Update
4260	Computer	Dell	OptiPlex 170L	2005	1YJ6J61	\$1,112.04	
4768	Computer	Dell	OptiPlex Gx270T	2004	5JPJ541	\$2,083.71	
4907	Computer	Dell	OptiPlex GX240	2002	7P9PM11	\$1,471.00	
4908	Computer	Dell	OptiPlex Gx240	2002	4P9PM11	\$1,471.00	
4942	Computer	Dell	OptiPlex Gx240	2001	GRYQ311	\$882.00	Inventory Update
4954	Computer	Dell	OptiPlex Gx240	2002	JQ1T711	\$2,072.01	
4982	Computer	Dell	Precision 340	2003	8LKH921	\$2,461.00	
4993	Computer	Dell	OptiPlex GX260	2002	9KLM421	\$1,487.00	
5068	Computer	Dell	OptiPlex GX270T	2004	8X1Q541	\$1,422.47	
5082	Laptop	HP/Compaq	nx9010	2004	CNF4020PTV	\$2,070.00	
5083	Computer	Dell	Precision 360	2004	BQ82M51	\$1,732.05	
5153	Computer	Dell	OptiPlex 170L	2005	70X5J61	\$1,024.64	
5181	Computer	Dell	OptiPlex GX280	2005	34QRN71	\$1,278.36	

* For vehicles use the last 6 characters of the VIN number.

Finance Office Use: _____ Town Board Authorization Date _____ Insurance Notification Date _____

**TOWN OF BRIGHTON
DISPOSAL OF FIXED ASSET**

Retired-Obsolete/Broken

DEPT. Information Systems

REQUESTING EMPLOYEE Susan Wentworth

DEPT. HEAD SIGNATURE *Susan Wentworth*

DATE August 31, 2012

TOWN I.D. # *	ITEM DESCRIPTION	MANUFACTURER	MODEL	YEAR	VIN or SERIAL NUMBER	COST	COMMENTS
5185	Computer	Dell	OptiPlex 745	2007	J7G48F1	\$742.70	Inventory Update
4909	Computer	Dell	OptiPlex Gx240	2002	4LZQM11	\$1,471.00	
5069	Computer	Dell	OptiPlex Gx270T	2004	3N1K541	\$1,489.35	
5080	Computer	Dell	OptiPlex Gx270T	2004	7T1Q541	\$1,504.48	
4769	Computer	Dell	OptiPlex Gx270T	2004	CWP9441	\$922.95	Inventory Update
4932	Pocket PC	HP	Jornada 548	2002	SG13940296	466.65	Inventory Update
3973	Printer	HP	LaserJet 6Pxi	1998	USDH035703	\$696.56	Inventory Update
4472	Printer	HP	LaserJet 1100	2000	USLH055892	\$352.37	Inventory Update
3548	Printer	HP	LaserJet 6P	1998	USCD056023	\$696.56	Inventory Update
2942	Printer	HP	LaserJet 4P	1994	USC8099109	\$941.00	Inventory Update
3487	Printer	HP	LaserJet 6P	1996	USBB119962	\$719.25	Inventory Update
3492	Printer	HP	DeskJet 870xi	1996	US69G110HZ	\$449.25	Inventory Update
3493	Printer	HP	DeskJet 870xi	1996	USG9G110F3	\$449.25	Inventory Update
3504	Printer	HP	DeskJet 340	1996	SG69D120NS	\$338.10	Inventory Update

* For vehicles use the last 6 characters of the VIN number.

Finance Office Use: _____ Town Board Authorization Date _____ Insurance Notification Date _____

**TOWN OF BRIGHTON
DISPOSAL OF FIXED ASSET**

Retired-Obsolete/Broken

Susan Wentworth

DEPT. Information Systems

REQUESTING EMPLOYEE

Susan A. Wentworth

DATE August 31, 2012

DEPT. HEAD SIGNATURE

TOWN I.D. # *	ITEM DESCRIPTION	MANUFACTURER	MODEL	YEAR	VIN or SERIAL NUMBER	COST	COMMENTS
3546	Printer	HP	DeskJet 890Cxi	1998	U5787120TT	\$391.50	Inventory Update
3547	Printer	HP	LaserJet 6P	1998	USCD056033	\$696.56	Inventory Update
3548	Printer	HP	LaserJet 6P	1998	USCD056023	\$696.56	Inventory Update
3549	Printer	HP	LaserJet 6P	1998	USCD056045	\$696.56	Inventory Update
3550	Printer	HP	DeskJet 340	1998	SG78U130FN	\$265.11	Inventory Update
3633	Printer	Okidata	ML 591	1996	62409301	466.65	Inventory Update
3692	Printer	HP	LaserJet 6Lxi	1997	SUSHB024183	\$362.44	Inventory Update
3695	Printer	HP	LaserJet 6Lxi	1997	SUSHB044874	\$362.44	Inventory Update
3702	Printer	Okidata	ML 591	1997	B2KML591	\$549.24	Inventory Update
3780	Printer	HP	LaserJet 6MP	1998	SUSCF021954	\$834.56	Inventory Update
3832	Printer	Okidata	ML 591	1998	Unknown	\$549.24	Inventory Update
3894	Network Switch	3Com	SuperStack II	1998	7ZLVEF48F8	\$1,023.00	
3896	Tape Drive	HP	External	1998	Unknown	\$3,504.86	
3897	Server	Dell	PowerEdge 2300	1998	HL92S	\$8,507.14	

* For vehicles use the last 6 characters of the VIN number.

Finance Office
Use:

Town Board Authorization Date

Insurance Notification Date

**TOWN OF BRIGHTON
DISPOSAL OF FIXED ASSET**

Retired-Obsolete/Broken

Susan Wentworth

DEPT. Information Systems

REQUESTING EMPLOYEE

Susan A. Wentworth

DATE August 31, 2012

DEPT. HEAD SIGNATURE

TOWN I.D. # *	ITEM DESCRIPTION	MANUFACTURER	MODEL	YEAR	VIN or SERIAL NUMBER	COST	COMMENTS
3917	Printer	HP	LaserJet 2100	1999	C4172A	\$860.81	Inventory Update
3972	Printer	HP	DeskJet 720	1998	SG7C91W187	\$265.11	Inventory Update
3973	Printer	HP	LaserJet 6Pxi	1998	USDH035703	\$696.56	Inventory Update
3997	Printer	HP	OfficeJet K60xi	2001	SG07EA2040	\$353.00	Inventory Update
4011	Printer	HP	DeskJet 1120	1999	SG88L132KD	\$427.73	Inventory Update
4256	Computer	Dell	OptiPlex Gx260	2003	C8SG921	\$1,223.00	
4257	Computer	Dell	OptiPlex Gx260	2003	58SG921	\$1,175.00	
4270	Server	Dell	PowerEdge 1420	2006	BVT7691	\$3,449.05	
4271	Printer	HP	DeskJet 880	1999	SMX93V1BOJN	\$252.21	Inventory Update
4288	Computer	Dell	OptiPlex Gx240	2002	7C9PL11	\$1,088.00	
4472	Printer	HP	LaserJet 1100	2000	Unknown	\$352.37	Inventory Update
4485	Printer	HP	OfficeJet T65xi	2000	SG05QC30JY	\$436.53	Inventory Update
4541	AS-400	IBM	iSeries 270	2001	S105D9TM	\$26,279.40	
4542	Network Switch	3Com	SuperStack II	2001	KZLS4EF1258	\$755.25	Inventory Update

* For vehicles use the last 6 characters of the VIN number.

Finance Office
Use:

Town Board Authorization Date

Insurance Notification Date

**TOWN OF BRIGHTON
DISPOSAL OF FIXED ASSET**

Retired-Obsolete/Broken

DEPT. Information Systems

REQUESTING EMPLOYEE

Susan Wentworth

DATE August 31, 2012

DEPT. HEAD SIGNATURE

Susan A. Wentworth

TOWN I.D. # *	ITEM DESCRIPTION	MANUFACTURER	MODEL	YEAR	VIN or SERIAL NUMBER	COST	COMMENTS
4544	Server	Dell	PowerEdge 2300	1999	7VE5N	\$5,207.00	
4547	UPS Battery Backup	PowerWare	Prestige	1999	BR321W0033	\$1,988.00	
4728	Laptop	Gateway	Solo 9500	2001	BDA11130108	\$3,208.00	
4903	Computer	Dell	OptiPlex Gx240	2001	FPSX211	\$2,278.00	
4934	Laptop	HP	OmniBook XE3	2002	TW20723947	\$2,228.00	
4935	Laptop	HP	OmniBook XE3	2002	TW20800517	\$2,228.00	
4941	Computer	Dell	OptiPlex Gx240	2001	1MINT311	\$882.00	Inventory Update
5060	Laptop	HP/Compaq	nx9010	2003	CNF3352BWO	\$1,325.00	
5061	Computer	Dell	Precision 360	2003	88Y3H31	\$3,431.00	
5062	Server	Dell	PowerEdge 2600	2003	B07YG31	\$4,715.00	
5064	Laptop	HP/Compaq	nx9010	2003	CFN3303016	\$1,325.00	
5069	Computer	Dell	OptiPlex Gx270	2004	3N1K541	\$1,489.35	
5081	Laptop	HP/Compaq	nx9010	2004	CNF4020PST	\$2,070.00	

* For vehicles use the last 6 characters of the VIN number.

Finance Office
Use:

Town Board Authorization Date

Insurance Notification Date

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

RESOLVED, that a memorandum dated August 31, 2012 from Finance Director, Suzanne Zaso regarding budget transfers and appropriations to reflect the particular needs within various departments and special districts based on the 2012 actual operating expenditures verses the adopted budget, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the budget transfers and appropriations set forth in the above referenced memorandum.

Dated: September 12, 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
Suzanne Zaso, Director of Finance
2300 ELMWOOD AVENUE
ROCHESTER, NEW YORK 14618
(585) 784-5210 Fax (585) 784-5396

To: The Honorable Town Board
Attn: Finance and Administrative Committee
From: Suzanne Zaso, Director of Finance *sz*
Date: August 31, 2012
Subject: Budget Transfers and Appropriations

Based on a review of year-to-date expenditures, I am seeking Town Board authorization to make various budget transfers and appropriations to reflect actual expenditures in various departments and special districts versus the original adopted budgets.

The following budget transfers are requested:

Finance Dept. - \$4,626 from A.FINCE.1310 4.49 (other contracted services) to A.FINCE.1320 4.56 (accounting fees) to cover additional Federal and State auditing requirements for fiscal year end 12/31/11.

Recreation Dept. - \$26 from A.REC.7116 4.25 (special district charges at Buckland Farmhouse) with \$17 going to A.REC. 7122 4.25 (special district charges at Corbett's Glen Park) and \$9 going to A.REC.7123 4.25 (special district charges at the park on Crittenden Rd.) to cover higher than anticipated Monroe County Pure Water charges.

In the Heatherstone Drainage District, \$9 from SD.DRAND.8541 4.43 (landscaping services) to SD.DRAND.8541 4.25 (special district charges) to cover higher than anticipated Monroe County Pure Water charges.

In the Barclay Drainage District, \$9 from SD.DRAND.8545 4.01 (highway dept. charges) to SD.DRAND.8545 4.25 (special district charges) to cover higher than anticipated Monroe County Pure Water charges.

The following budget appropriation is requested:

Brighton Memorial Library – increase appropriations by \$2,354 in L.LIBRY.7410 7.10 (interest on bonds) to be fully supported by an increase in revenues of \$2,354 in L.LIBRY.7410 2770 (misc. revenues) as a result of a bond refunding where excess in escrow was returned directly to the Town to make interest payments on the refunded bond.

I would be happy to respond to any questions that members of the committee or other members of the Town Board may have regarding this matter.

Copy to: J. LaVigne, J. Reis-Taggart, A. Banker

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

RESOLVED, that correspondence dated August 29, 2012 from City of Rochester Director of Environmental Services, Robert L. Morrison regarding the SEQRA review process for the City of Rochester South Clinton Avenue Water Supply Conduit Modernization Conduits 2&3, Phase II project, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute the SEQRA Coordination Request Form as an interested agency, granting approval for the City of Rochester to assume responsibility as lead agency under SEQRA for the environmental review of the City of Rochester South Clinton Avenue Water Supply Conduit Modernization Conduits 2&3, Phase II project.

Dated: September 12, 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	_____



August 29, 2012

Mr. William Moehle, Supervisor
Town of Brighton
2300 Elmwood Avenue
Rochester, New York 14618

Re: City of Rochester South Clinton Avenue Water Supply Conduit Modernization
Conduits 2 & 3, Phase II
Towns of Brighton and Henrietta, Monroe County
State Environmental Quality Review Act (SEQRA)

Dear Mr. Moehle:

The purpose of this letter is to formally initiate the SEQRA process for the above referenced project. This project involves the replacement of two of the City's water supply conduits on South Clinton Avenue, between I-590 and the Brighton-Henrietta Town Line Road.

The following documents are enclosed for your information and use:

1. Full Environmental Assessment Form (EAF), with Part I completed.
2. SEQRA Coordination Request Form

A Lead Agency for the environmental review of this project must be agreed upon by the involved agencies within 30 calendar days of the date of this letter. The City wishes to serve as the Lead Agency for this action. This notice is being sent to involved agencies in accordance with the provisions of Article 8 of the Environmental Conservation Law and 6 NYCRR Part 617 of SEQRA implementing regulations to evaluate the following:

- Your agency's potential jurisdiction in the proposed action;
- Your agency's concurrence that the City of Rochester assume the responsibilities of Lead Agency; and
- Identify issues that your agency believes should be addressed in the SEQRA process.

This letter is also being sent to those agencies that are considered to be interested agencies in order to solicit their input and keep them informed about the project.

Please review the EAF, complete the SEQRA Coordination Request Form and submit this form to the attention of Patrick O'Connor, P.E., Senior Engineer, Rochester Water Bureau, 10 Felix Street, Rochester, New York 14608 by October 1, 2012. If you have any questions or require additional information about this matter, please feel free to call Pat at 428-7881.



Sincerely,



For Robert L. Morrison
Director

RLM:PO

Enclosures

Distribution:

Involved Agencies: New York State Department of Environmental Conservation
New York State Department of Transportation
New York State Canal Corporation
Monroe County Department of Public Health
Monroe County Department of Transportation
Town of Brighton

Interested Agencies: Monroe County Water Authority
Town of Henrietta

cc: Paul Holahan
Enrique Maisch
Julie Barnes, Bergmann Associates

**CITY OF ROCHESTER
STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA)
LEAD AGENCY COORDINATION REQUEST FORM**

Project Name: City of Rochester, South Clinton Avenue Water Supply Conduit Modernization Project – Phase 2

Project Description: Replacement and rehabilitation of two of the City's water supply conduits on South Clinton Avenue, between I-590 and Brighton Henrietta Town Line Road

Location: Towns of Brighton and Henrietta

Date: 8/29/2012

Status:

- Permit applications have not yet been submitted, Preliminary design has been initiated.
 - The City of Rochester wishes to assume SEQRA Lead Agency status.
-

This notice is being sent in accordance with SEQRA procedures. **Please complete and submit this form to Patrick O'Connor, P.E., Senior Engineer, Rochester Water Bureau, 10 Felix Street, Rochester, NY 14611 within thirty (30) days of the date of this notice.** Additional sheets may be attached if necessary.

1. Your agency's potential jurisdiction in the proposed action.

Noise Ordinance Variance for possible night work

2. Your agency's concurrence that the City of Rochester assume the responsibility of SEQRA Lead Agency.

Yes No

If no, reasons supporting your response.

3. Issues that your agency believes should be addressed in the SEQRA review.
-
-
-

Name of Involved Agency: Town of Brighton

Name and Title of Responsible Official: _____

Signature of Responsible Official: _____

Date: _____

**SIGN
HERE**



State Environmental Quality Review
FULL ENVIRONMENTAL ASSESSMENT FORM
PART 1 – PROJECT INFORMATION

**South Clinton Avenue
Water Supply Conduit Modernization
Conduits 2 & 3, Phase II**

Prepared for



City of Rochester
Department of Environmental Services
Bureau of Water

Prepared by

 **Bergmann**
associates
architects // engineers // planners

August 2012

**617.20
Appendix A
State Environmental Quality Review
FULL ENVIRONMENTAL ASSESSMENT FORM**

Purpose: The full EAF is designed to help applicants and agencies determine, in an orderly manner, whether a project or action may be significant. The question of whether an action may be significant is not always easy to answer. Frequently, there are aspects of a project that are subjective or unmeasurable. It is also understood that those who determine significance may have little or no formal knowledge of the environment or may not be technically expert in environmental analysis. In addition, many who have knowledge in one particular area may not be aware of the broader concerns affecting the question of significance.

The full EAF is intended to provide a method whereby applicants and agencies can be assured that the determination process has been orderly, comprehensive in nature, yet flexible enough to allow introduction of information to fit a project or action.

Full EAF Components: The full EAF is comprised of three parts:

- Part 1:** Provides objective data and information about a given project and its site. By identifying basic project data, it assists a reviewer in the analysis that takes place in Parts 2 and 3.
- Part 2:** Focuses on identifying the range of possible impacts that may occur from a project or action. It provides guidance as to whether an impact is likely to be considered small to moderate or whether it is a potentially-large impact. The form also identifies whether an impact can be mitigated or reduced.
- Part 3:** If any impact in Part 2 is identified as potentially-large, then Part 3 is used to evaluate whether or not the impact is actually important.

THIS AREA FOR LEAD AGENCY USE ONLY

DETERMINATION OF SIGNIFICANCE -- Type 1 and Unlisted Actions

Identify the Portions of EAF completed for this project:

Part 1

Part 2

Part 3

Upon review of the information recorded on this EAF (Parts 1 and 2 and 3 if appropriate), and any other supporting information, and considering both the magnitude and importance of each impact, it is reasonably determined by the lead agency that:

- A. The project will not result in any large and important impact(s) and, therefore, is one which will not have a significant impact on the environment, therefore a **negative declaration will be prepared.**
- B. Although the project could have a significant effect on the environment, there will not be a significant effect for this Unlisted Action because the mitigation measures described in PART 3 have been required, therefore a **CONDITIONED negative declaration will be prepared.***
- C. The project may result in one or more large and important impacts that may have a significant impact on the environment, therefore a **positive declaration will be prepared.**

*A Conditioned Negative Declaration is only valid for Unlisted Actions

South Clinton Avenue Water Supply Conduit Modernization, Conduits 2 & 3, Phase 2

Name of Action

City of Rochester

Name of Lead Agency

Thomas S. Richards

Mayor

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

James J. Bergs Bergmann Associates
Signature of Preparer (if different from responsible officer)

PART 1--PROJECT INFORMATION

Prepared by Project Sponsor

NOTICE: This document is designed to assist in determining whether the action proposed may have a significant effect on the environment. Please complete the entire form, Parts A through E. Answers to these questions will be considered as part of the application for approval and may be subject to further verification and public review. Provide any additional information you believe will be needed to complete Parts 2 and 3.

It is expected that completion of the full EAF will be dependent on information currently available and will not involve new studies, research or investigation. If information requiring such additional work is unavailable, so indicate and specify each instance.

Name of Action South Clinton Avenue Water Supply Conduit Modernization, Conduits 2 & 3, Phase 2

Location of Action (include Street Address, Municipality and County)

The project is located along South Clinton Avenue in the Towns of Brighton and Henrietta from just north of the I-590 fly-over to approximately 400 feet south of the Brighton-Henrietta Town Line Road.

Name of Applicant/Sponsor City of Rochester Department of Environmental Services, Bureau of Water

Address 10 Felix Street

City / PO Rochester State NY Zip Code 14608

Business Telephone 585-428-7881

Name of Owner (if different) _____

Address _____

City / PO _____ State _____ Zip Code _____

Business Telephone _____

Description of Action:

See attachment.

Please Complete Each Question--Indicate N.A. if not applicable

A. SITE DESCRIPTION

Physical setting of overall project, both developed and undeveloped areas.

1. Present Land Use: Urban Industrial Commercial Residential (suburban) Rural (non-farm)
 Forest Agriculture Other roads, utilites, vacant land, canal

2. Total acreage of project area: 3.0 acres.

APPROXIMATE ACREAGE	PRESENTLY	AFTER COMPLETION
Meadow or Brushland (Non-agricultural)	<u>1.4</u> acres	<u>1.4</u> acres
Forested	_____ acres	_____ acres
Agricultural (Includes orchards, cropland, pasture, etc.)	_____ acres	_____ acres
Wetland (Freshwater or tidal as per Articles 24,25 of ECL)	_____ acres	_____ acres
Water Surface Area	<u>0.1</u> acres	<u>0.1</u> acres
Unvegetated (Rock, earth or fill)	_____ acres	_____ acres
Roads, buildings and other paved surfaces	<u>1.5</u> acres	<u>1.5</u> acres
Other (Indicate type) _____	_____ acres	_____ acres

3. What is predominant soil type(s) on project site? See attachment

- a. Soil drainage: Well drained _____% of site Moderately well drained 42% of site.
 Poorly drained 58% of site

b. If any agricultural land is involved, how many acres of soil are classified within soil group 1 through 4 of the NYS Land Classification System? N/A acres (see 1 NYCRR 370).

4. Are there bedrock outcroppings on project site? Yes No

a. What is depth to bedrock >20 (in feet) Based on soil borings

5. Approximate percentage of proposed project site with slopes:

- 0-10% 100% 10- 15% _____% 15% or greater _____%

6. Is project substantially contiguous to, or contain a building, site, or district, listed on the State or National Registers of Historic Places? Yes No

7. Is project substantially contiguous to a site listed on the Register of National Natural Landmarks? Yes No

8. What is the depth of the water table? 3-6 (in feet) Based on groundwater monitoring

9. Is site located over a primary, principal, or sole source aquifer? Yes No

10. Do hunting, fishing or shell fishing opportunities presently exist in the project area? Yes No

11. Does project site contain any species of plant or animal life that is identified as threatened or endangered? Yes No

According to:

The NYSDEC Natural Heritage Program and the US Fish and Wildlife Service have no records of threatened or endangered species at the project site (see documentation attached).

Identify each species:

12. Are there any unique or unusual land forms on the project site? (i.e., cliffs, dunes, other geological formations?)

Yes No

Describe:

13. Is the project site presently used by the community or neighborhood as an open space or recreation area?

Yes No

If yes, explain:

The water conduits do cross under the Erie Canal and the Erie Canalway Trail, which are used for recreation.

14. Does the present site include scenic views known to be important to the community? Yes No

15. Streams within or contiguous to project area:

Three unnamed creeks and the Erie Canal flow across the project corridor (see attachment).

a. Name of Stream and name of River to which it is tributary

The Erie Canal flows into the Genesee River to the east.
The unnamed creeks are tributaries to Allen Creek.

16. Lakes, ponds, wetland areas within or contiguous to project area:

See attachment.

b. Size (in acres):

See attachment.

17. Is the site served by existing public utilities? Yes No See attachment
- a. If YES, does sufficient capacity exist to allow connection? Yes No
- b. If YES, will improvements be necessary to allow connection? Yes No
18. Is the site located in an agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No
19. Is the site located in or substantially contiguous to a Critical Environmental Area designated pursuant to Article 8 of the ECL, and 6 NYCRR 617? Yes No

20. Has the site ever been used for the disposal of solid or hazardous wastes? Yes No See attachment
- B. Project Description

1. Physical dimensions and scale of project (fill in dimensions as appropriate).

- a. Total contiguous acreage owned or controlled by project sponsor: 0 acres.
- b. Project acreage to be developed: N/A acres initially; N/A acres ultimately.
- c. Project acreage to remain undeveloped: N/A acres.
- d. Length of project, in miles: 1.2 (if appropriate)
- e. If the project is an expansion, indicate percent of expansion proposed. 0 %
- f. Number of off-street parking spaces existing 0; proposed 0
- g. Maximum vehicular trips generated per hour: 0 (upon completion of project)?
- h. If residential: Number and type of housing units:

	One Family	Two Family	Multiple Family	Condominium
Initially	_____	_____	_____	_____
Ultimately	_____	_____	_____	_____

- i. Dimensions (in feet) of largest proposed structure: 42" height; 42" width; 4,720' length.
- j. Linear feet of frontage along a public thoroughfare project will occupy is? 5,620 ft.
2. How much natural material (i.e. rock, earth, etc.) will be removed from the site? * tons/cubic yards. * See attachment
3. Will disturbed areas be reclaimed Yes No N/A
- a. If yes, for what intended purpose is the site being reclaimed?

The disturbed surfaces in the corridor will be restored to their pre-existing grade. Where the pipe will be under South Clinton Avenue, the surface will be restored to a functional roadway.

- b. Will topsoil be stockpiled for reclamation? Yes No
- c. Will upper subsoil be stockpiled for reclamation? Yes No
4. How many acres of vegetation (trees, shrubs, ground covers) will be removed from site? 0 acres.

5. Will any mature forest (over 100 years old) or other locally-important vegetation be removed by this project?
 Yes No

6. If single phase project: Anticipated period of construction: 12 months, (including demolition)

7. If multi-phased:

a. Total number of phases anticipated 1 (number)

b. Anticipated date of commencement phase 1: 3 month 2013 year, (including demolition)

c. Approximate completion date of final phase: 3 month 2014 year.

d. Is phase 1 functionally dependent on subsequent phases? Yes No Not applicable

8. Will blasting occur during construction? Yes No

9. Number of jobs generated: during construction 20; after project is complete 0

10. Number of jobs eliminated by this project 0.

11. Will project require relocation of any projects or facilities? Yes No

If yes, explain:

12. Is surface liquid waste disposal involved? Yes No

a. If yes, indicate type of waste (sewage, industrial, etc) and amount See attachment

b. Name of water body into which effluent will be discharged See attachment

13. Is subsurface liquid waste disposal involved? Yes No Type _____

14. Will surface area of an existing water body increase or decrease by proposal? Yes No

If yes, explain:

15. Is project or any portion of project located in a 100 year flood plain? Yes No See attachment

16. Will the project generate solid waste? Yes No

a. If yes, what is the amount per month? _____ tons

b. If yes, will an existing solid waste facility be used? Yes No

c. If yes, give name _____; location _____

d. Will any wastes not go into a sewage disposal system or into a sanitary landfill? Yes No

e. If yes, explain:

17. Will the project involve the disposal of solid waste? Yes No

a. If yes, what is the anticipated rate of disposal? _____ tons/month.

b. If yes, what is the anticipated site life? _____ years.

18. Will project use herbicides or pesticides? Yes No

19. Will project routinely produce odors (more than one hour per day)? Yes No

20. Will project produce operating noise exceeding the local ambient noise levels? Yes No See attachment

21. Will project result in an increase in energy use? Yes No

If yes, indicate type(s)

22. If water supply is from wells, indicate pumping capacity N/A gallons/minute.

23. Total anticipated water usage per day 0 gallons/day.

24. Does project involve Local, State or Federal funding? Yes No

If yes, explain:

The City of Rochester is funding this project.

25. Approvals Required:

See attachment

		Type	Submittal Date
City, Town, Village Board	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	_____	_____
		_____	_____
		_____	_____
City, Town, Village Planning Board	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____	_____
		_____	_____
		_____	_____
City, Town Zoning Board	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	_____	_____
		_____	_____
		_____	_____
City, County Health Department	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	_____	_____
		_____	_____
		_____	_____
Other Local Agencies	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	_____	_____
		_____	_____
		_____	_____
Other Regional Agencies	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	_____	_____
		_____	_____
		_____	_____
State Agencies	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	_____	_____
		_____	_____
		_____	_____
Federal Agencies	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	_____	_____
		_____	_____
		_____	_____

C. Zoning and Planning Information

1. Does proposed action involve a planning or zoning decision? Yes No

If Yes, indicate decision required:

- | | | | |
|---|---|--|--------------------------------------|
| <input type="checkbox"/> Zoning amendment | <input type="checkbox"/> Zoning variance | <input type="checkbox"/> New/revision of master plan | <input type="checkbox"/> Subdivision |
| <input type="checkbox"/> Site plan | <input type="checkbox"/> Special use permit | <input type="checkbox"/> Resource management plan | <input type="checkbox"/> Other |

2. What is the zoning classification(s) of the site?

Transportation (project is located within State and County Highway rights-of-way).

3. What is the maximum potential development of the site if developed as permitted by the present zoning?

N/A

4. What is the proposed zoning of the site?

No changes to zoning are proposed.

5. What is the maximum potential development of the site if developed as permitted by the proposed zoning?

N/A

6. Is the proposed action consistent with the recommended uses in adopted local land use plans? Yes No

7. What are the predominant land use(s) and zoning classifications within a ¼ mile radius of proposed action?

Predominant Land Uses:

- Residential
- Park/Recreation
- Office
- School
- Retail/Service
- Industrial
- Commercial
- Vacant
- Roads/Waterways/Utilities

Predominant Zoning Classifications:

- Residential Low Density "B" (RLB)
- Office and Office Park (BE-1)
- Low Intensity Commercial (BE-F)
- Industrial (IND)
- Industrial Limited Commercial (I-LC)

8. Is the proposed action compatible with adjoining/surrounding land uses with a ¼ mile? Yes No

9. If the proposed action is the subdivision of land, how many lots are proposed? N/A

a. What is the minimum lot size proposed? _____

10. Will proposed action require any authorization(s) for the formation of sewer or water districts? Yes No

11. Will the proposed action create a demand for any community provided services (recreation, education, police, fire protection)?

Yes No

a. If yes, is existing capacity sufficient to handle projected demand? Yes No

12. Will the proposed action result in the generation of traffic significantly above present levels? Yes No

a. If yes, is the existing road network adequate to handle the additional traffic. Yes No

D. Informational Details

Attach any additional information as may be needed to clarify your project. If there are or may be any adverse impacts associated with your proposal, please discuss such impacts and the measures which you propose to mitigate or avoid them.

E. Verification

I certify that the information provided above is true to the best of my knowledge.

Applicant/Sponsor Name ENRIQUE MAISCH Date 08-07-12

Signature *Enrique Maisch*

Title MANAGING ENGINEER / WATER DESIGN

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment.

South Clinton Avenue Water Supply Conduit Modernization, Conduits 2 & 3, Phase 2
SEQR Full Environmental Assessment Form

Part 1 Attachment

Description of Action:

The primary purpose of this project is to rehabilitate or replace sections of Conduits 2 and 3 generally between I-590 and Brighton-Henrietta Town Line Road, along South Clinton Avenue (See Figures 1a and 1b). This corridor was identified as the third highest priority segment for upgrading based on the conclusions of the *Conduit Planning Study*, prepared in 2007 by Bergmann Associates. These portions of Conduits 2 and 3 were identified for upgrade because of their high leak history, poor condition, and high operating pressure (89 psi working pressure).

Phase 2 of the City's Conduit Replacement Program will replace Conduits 2 and 3 from just north of a fly-over for I-590 to south of Brighton-Henrietta Town Line Road. The Project Area is located between Rush Reservoir and Cobbs Hill and Highland Reservoirs, in the Towns of Brighton and Henrietta along South Clinton Avenue. Figure 2 is a map of the conduit system from Rush Reservoir to the City Reservoirs and the Project location. Figure 3 shows the two existing conduits through the project area.

The southern limit is approximately 400 feet south of Brighton-Henrietta Town Line Road to the west of Pulsafeeder Inc, located at 2883 Brighton-Henrietta Town Line Road. The northern limit is north of the I-590 fly-over, where the first phase of work terminated. South Clinton Avenue, owned and maintained by Monroe County DOT, has little commercial development within the project area. It is bounded by I-390 on the west and crosses I-590 and the Erie Canal. There is single family residential housing along the east side of South Clinton Avenue, south of the Canal. The ground elevation within the Project Area varies from 523 feet (NGVD29) near Brighton-Henrietta Town Line Road to 500 feet (NGVD29) at the canal crossing.

At the southern project limit, Conduit 2 will be removed and a new 42-inch diameter water main will be installed in its place. Conduit 3 will be filled with a controlled low strength material and abandoned in place.

Approximately 350 feet north of the intersection of South Clinton Avenue with Brighton-Henrietta Town Line Road, the new water main will be constructed between the existing Conduit 2 and Conduit 3 until approximately 360 feet south of the Erie Canal. Both of the existing conduits will be filled with a controlled low strength material and abandoned in place.

At approximately 360 feet south of the Erie Canal, the new water main will again replace existing Conduit 2. Improvements will be made to the existing conduit crossing under the Erie Canal and both existing conduits will be maintained in the crossing. North of the Erie Canal, the proposed water main will generally be located in the alignment of and replacing the existing Conduit 2. For crossing under S. Clinton Avenue and I-590, the existing conduits will be lined and maintained to the northern project limit.

Part 1 Attachment

A. SITE DESCRIPTION

3. What is the predominant soil type(s) on project site?

The Natural Resources Conservation Service (NRCS) Web Soil Survey (available online at <http://websoilsurvey.nrcs.usda.gov>) was accessed on July 12, 2012 to determine predominant soil types on the project site. According to the NRCS, the predominant soil types are Appleton loam (ApA), Claverack loamy fine sand (CkB), Collamer silt loam CIA, Hilton loam (HIA and HIB), Lakemont silt loam (Le), Made land (Mb), and Niagara silt loam (Ng).

15. Streams within or contiguous to project area:

In a "Wetlands and Waterways Assessment and Delineation Report" prepared by Watts Architecture & Engineering, P.C., three unnamed tributaries were identified and named Stream A, Stream B and Stream C. The attached Wetlands and Waterways Location Map (Figure 4) shows the locations of these tributaries.

16. Lakes, ponds, wetland areas within or contiguous to project area:

In a "Wetlands and Waterways Assessment and Delineation Report" prepared by Watts Architecture & Engineering, P.C., three wetland areas were identified and named Wetland A, Wetland B and Wetland C. The attached Wetlands and Waterways Location Map (Figure 4) shows the locations of these wetland areas. Wetland C is outside of the project area. The replacement conduit will be constructed through the western edge of Wetland A and through Wetland B.

There is also an artificial pond approximately 53 feet west of the northern end of the project limits.

b. Size (in acres)

The portion of Wetland A delineated is approximately 0.015 acres. Wetland B is approximately 0.01 acres. Wetland C is approximately 1.1 acres.

The artificial pond is approximately 14 acres in size.

17. Is the site served by existing public utilities? Does sufficient capacity exist to allow connection? Will improvements be necessary to allow connection?

This project is replacing, rehabilitating, and improving an existing water main conduit system which is a public utility.

20. Has the site ever been used for the disposal of solid or hazardous wastes?

A Hazardous Waste/Contaminated Materials (HW/CM) Site Screening Report was prepared in January 2006 as part of the 2007 Engineering Planning Report-Water

**South Clinton Avenue Water Supply Conduit Modernization, Conduits 2 & 3, Phase 2
SEQR Full Environmental Assessment Form**

Part 1 Attachment

Supply Planning Study–Rush Reservoir to City Reservoirs. In April 2012, an update to the January 2006 Site Screening was prepared for the project by Watts Architecture & Engineering, PC. The initial site screening and the update were conducted in order to document the likely presence or absence of hazardous/contaminated environmental conditions. A hazardous/contaminated environmental condition is the presence or likely presence of any hazardous substances or petroleum products (including products currently in compliance with applicable regulations) on a property under conditions that indicate an existing release, a past release, or a material threat of a release of any hazardous substances or petroleum products into structures on the property or into the ground, ground water, or surface water of the property.

The Hazardous Waste/Contaminated Materials Site Screening and the April 2012 update included a review of NYSDEC regulatory data files and a site 'walkover' on April 3, 2012. Additionally, reviews were performed of Government Records/Databases, readily available historic land use maps, historic USGS maps, aerial photographs, Soil Survey of Monroe County maps and data, and geotechnical boring logs for the proposed water conduit.

Five specific sites were identified as "Properties considered to be of Potential Environmental Concern to the Project Corridor:"

- **Site A: Entercom Radio Transmitter Site and Building, 2670 South Clinton**
 - Two spill files were identified (both for the same spill) for a fuel oil tank leak in 1995, which was remediated and closed out by NYSDEC in 2001.
- **Site B: I-390 Ramps, vacant land located on the west side of South Clinton, north of the Canal**
 - This site is listed in the Monroe County Waste site map as a Dredge Materials waste site.
- **Site C: Woodsmeadow Lane Subdivision – Woodsmeadow Lane**
 - This site is currently a residential neighborhood and is identified on the Monroe County Waste site map as a Construction and Demolition waste site.
- **Site D: Reinhardt Residence – 3000 South Clinton**
 - One spill was identified in 2011 when contaminated soil was discovered during the removal of two 300-gallon #2 fuel oil underground storage tanks. The contaminated soil was removed along with the water pumped from the excavation. The spill was closed in May of 2011 and met NYSDEC cleanup standards.
- **Site E: Pulsafeeder Inc, 2883 Brighton-Henrietta Town Line Road**
 - Two spill files were identified at this site. In 1995, two abandoned drums were discovered on the Mail Well Envelope Co. (previous manufacturing facility). They were not leaking and no further action was required. The spill was closed in July of 1990 and met NYSDEC cleanup standards.
 - In May, 2008, a hose on a roll off truck leaked 15 galls of oil onto the asphalt parking lot. The spill was cleaned up, closed and met NYSDC cleanup standards.

South Clinton Avenue Water Supply Conduit Modernization, Conduits 2 & 3, Phase 2
SEQR Full Environmental Assessment Form

Part 1 Attachment

For all of the above sites, the recommendation is a soil monitoring program. This involves the preplanning for and the procurement of a standby environmental monitor to be available if contaminated soil is encountered during the excavation.

B. PROJECT DESCRIPTION

2. How much natural material (i.e. rock, earth, etc.) will be removed from the site?

Approximately 15,600 cubic yards of soil will be removed from the site. Soils that will be excavated will be replaced by the new conduit and bedding. The volume removed for the new conduit and bedding will be managed off-site by the contractor.

12. Is surface liquid waste disposal involved? If yes, indicate type of waste (sewage, industrial, etc.), amount, and name of waterbody into which effluent will be discharged.

Inflows to pipeline trench excavations will be detained to settle solids with excess water discharged in accordance with the Stormwater Pollution Prevention Plan that will be developed in compliance with the NYSDEC SPDES General Permit for Stormwater Discharges from Construction Activity, Permit No. GP-0-10-001.

In addition, to meet public health standards and in accordance with NYS Department of Health guidelines, chlorinated water will be used to disinfect and flush potable water transmission pipelines and facilities prior to start-up of operations. Flushing of the line and subsequent management of disinfection waters will be accomplished in accordance with the City's standard performance specifications. A chlorinated water solution is used for disinfection, which must be removed before the facility is placed in service. The solution is flushed out of a water main at one or more points. Prior to reaching the local drainage system, the chlorine must be neutralized. One of the following methods is used to dechlorinate water with a chlorine residual greater than 0.02 ppm to eliminate the potential for environmental impacts:

- Chlorinated water is conveyed to a retention basin or holding tank until the residual is less than 0.02 ppm.
- Sodium thiosulfate is added to the water in an amount which will reduce the chlorine residual to less than 0.02 ppm. Sodium thiosulfate is an approved drinking water compound. Sodium thiosulfate and the products resulting from the reaction with the chlorine will not harm the environment.
- Chlorinated water is placed in a tank truck and removed from the site for disposal elsewhere in a manner approved by the City.

South Clinton Avenue Water Supply Conduit Modernization, Conduits 2 & 3, Phase 2
SEQR Full Environmental Assessment Form

Part 1 Attachment

- Chlorinated water will be conveyed to the City's Cobbs Hill and/or Highland Park Reservoirs, where it will be mixed with water having a lower chlorine residual and contained within the City's water supply system.

Disinfection will be implemented by the successful contractor according to the City's standard specifications. The City's specifications reference ANSI and AWWA standards for liquid chlorine and the disinfection of water mains.

15. Is project or any portion of project located in a 100 year flood plain?

According to the Flood Insurance Rate Map Number 36055C0351G for the Town of Brighton (Effective August 28, 2008), 100 year flood plains are located on the Erie Canal and the portion of Stream C east of South Clinton Avenue (see Figure 5).

20. Will project produce operating noise exceeding the local ambient noise levels?

Noise during construction will be localized and short-term. However, there is a noise ordinance within the Town of Brighton where construction cannot occur from 7:00 p.m. to 7:00 a.m. unless the Brighton Town Board approves a noise variance. If construction activities are proposed during these times, a noise variance from the Brighton Town Board is required.

South Clinton Avenue Water Supply Conduit Modernization, Conduits 2 & 3, Phase 2
 SEQR Full Environmental Assessment Form

Part 1 Attachment

25. Approvals Required:

	Yes/No	Type	Submittal Date
City, Town, Village Board	Yes	Town of Brighton Noise Variance for construction between 7 PM to 7 AM	Prior to Construction
City, Town, Village Planning Board	No		
City, Town Zoning Board	No		
City, County Health Department	Yes	Monroe County Health Department Permit	Prior to Construction
Other Local Agencies	Yes	City of Rochester Design Approval	Prior to Construction
Other Regional Agencies	Yes	Monroe County Department of Transportation Work Permit	Prior to Construction
State Agencies	Yes	New York State Department of Environmental Conservation (NYSDEC) SPDES General Permit for Stormwater Discharge from Construction Activity (Permit No. GP-0-10-001)	Prior to Construction
		NYSDEC Article 15 Protection of Waters Permit ¹	Prior to Construction
		NYSDEC Section 401 Water Quality Certification	Prior to Construction
		New York State Canal Corporation, Canal Work Permit	Prior to Construction
		New York State Department of Transportation Highway Work Permit	Prior to Construction
Federal Agencies	Yes	U.S. Army Corps of Engineers, Section 404/10 Nationwide Permit No. 12	Prior to Construction

¹ Applicability of this permit is not certain. The existing conduits cross under the Erie Canal, a Class B Waterbody, in a tunnel. When constructed in 1910, the top concrete slab of the tunnel was 2 feet below the bottom of the canal. The pipes (and possibly the tunnel) will be rehabilitated. Due to its location below the canal, water and material from the conduits would not flow into the canal.

State Environmental Quality Review
FULL ENVIRONMENTAL ASSESSMENT FORM

**South Clinton Avenue Water Supply Conduit Modernization
Conduits 2 & 3, Phase II**

Figures

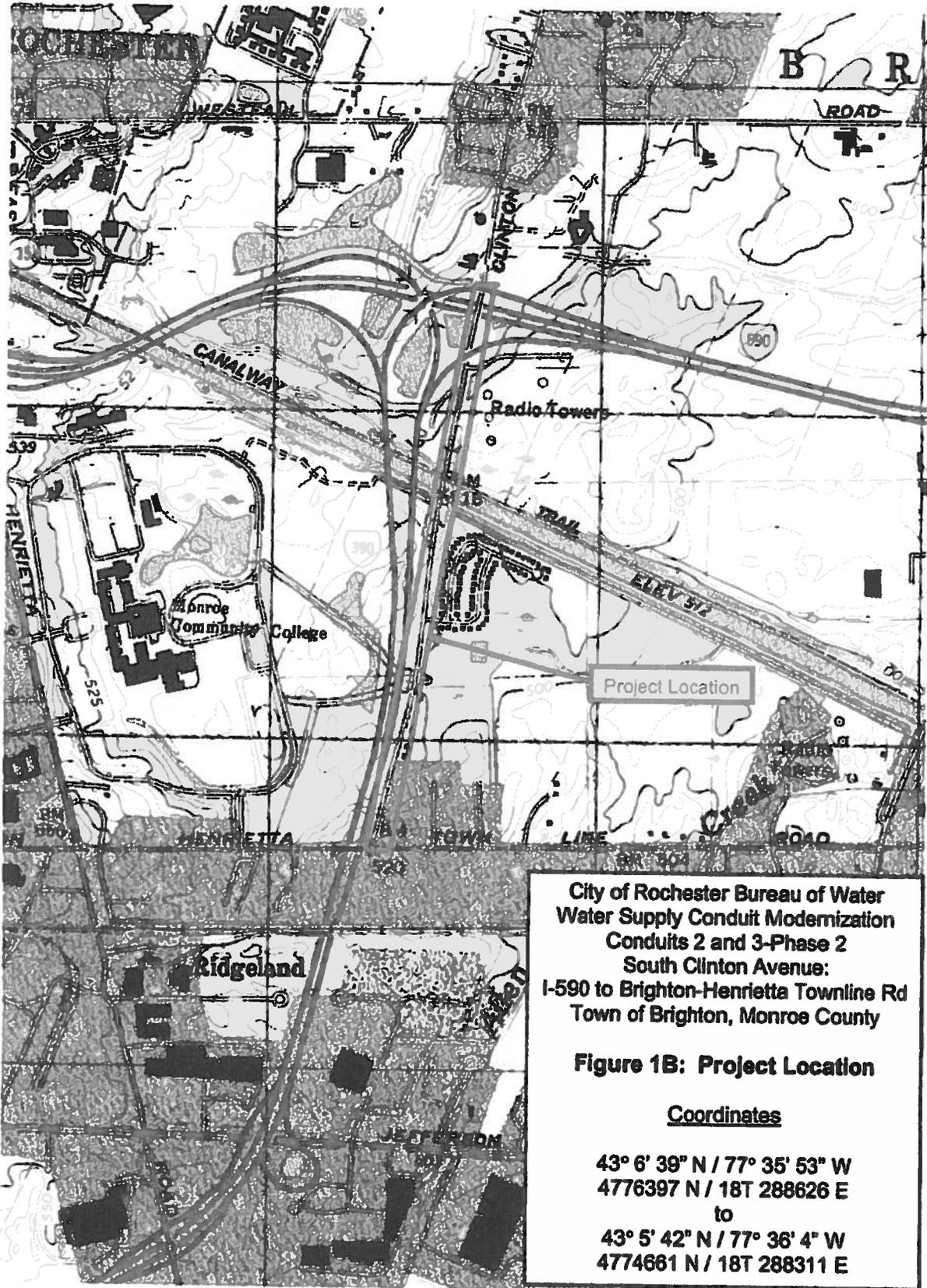
Figure 1. Project Location

Figure 2. Project Location in Conduit System

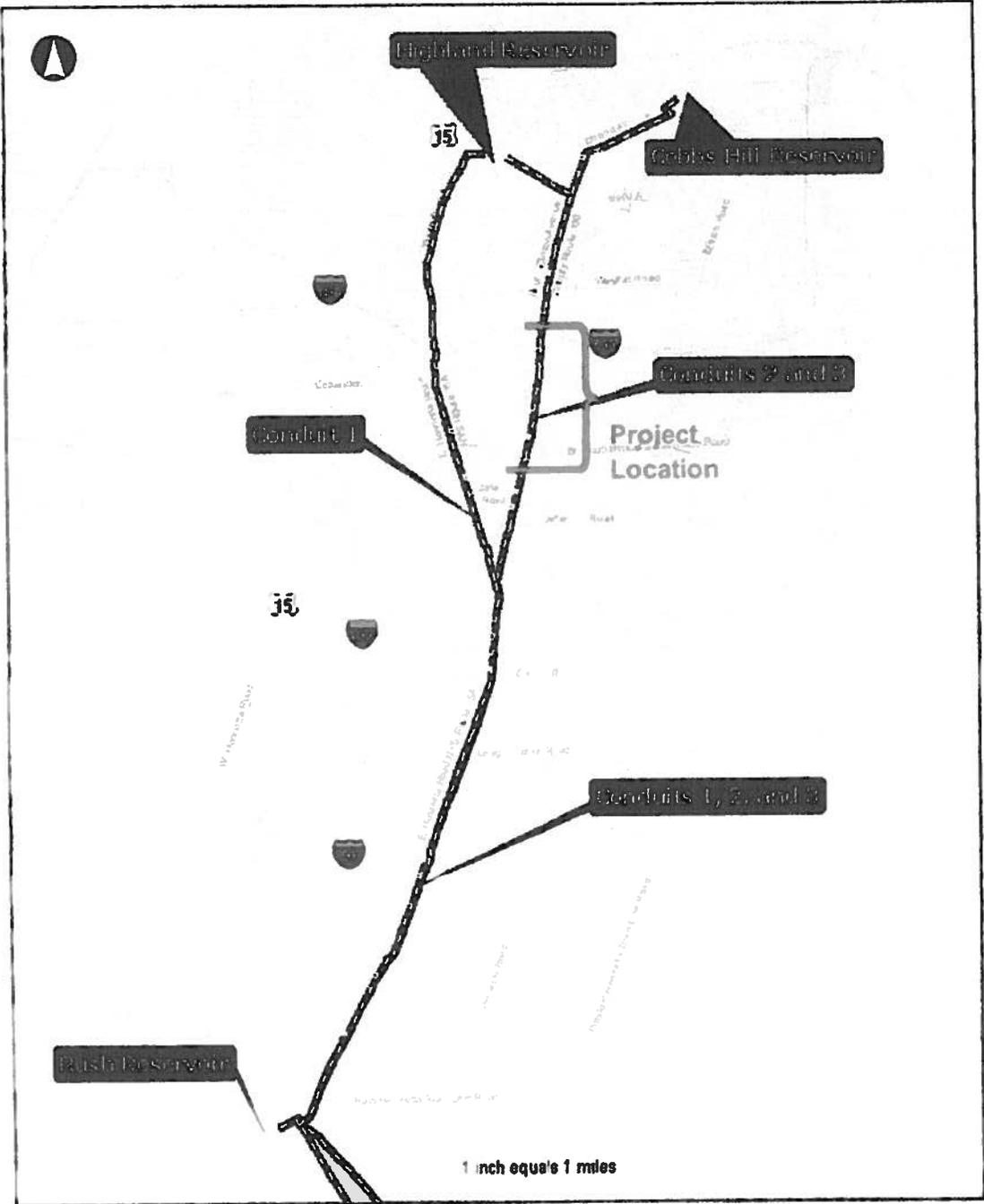
Figure 3. Project Area Map

Figure 4. Wetlands and Waterways Location Map

Figure 5. Flood Insurance Rate Map



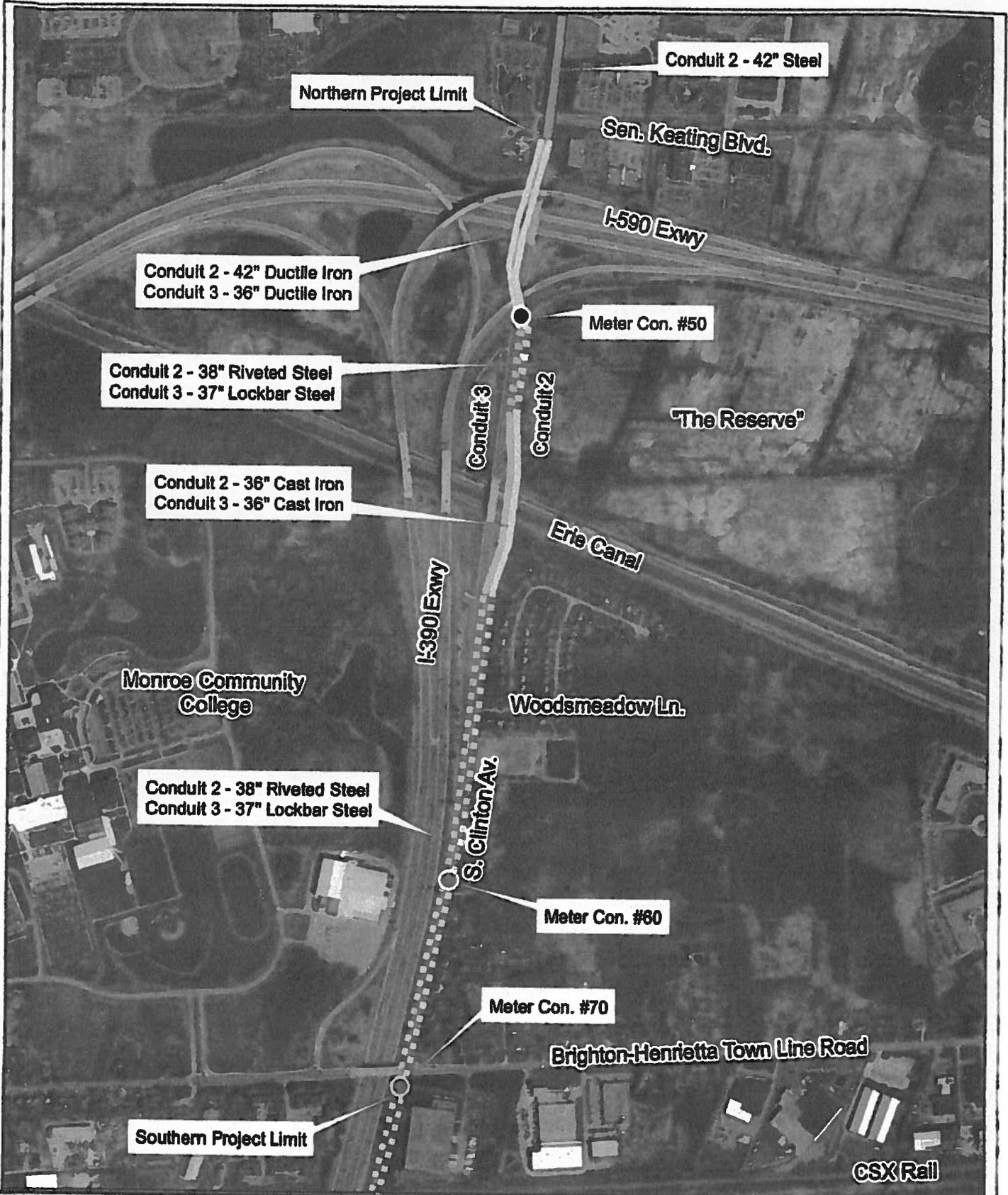
Rochester Bureau of Water
South Clinton Avenue - Conduit Modernization - Conduits 2 & 3 - Phase 2



City of Rochester Conduit Planning Study
Rush Reservoir to Cobbs Hill and Highland Reservoirs
Project Location



Figure 2: Project Location in Conduit System



**Figure 3
PROJECT AREA MAP**

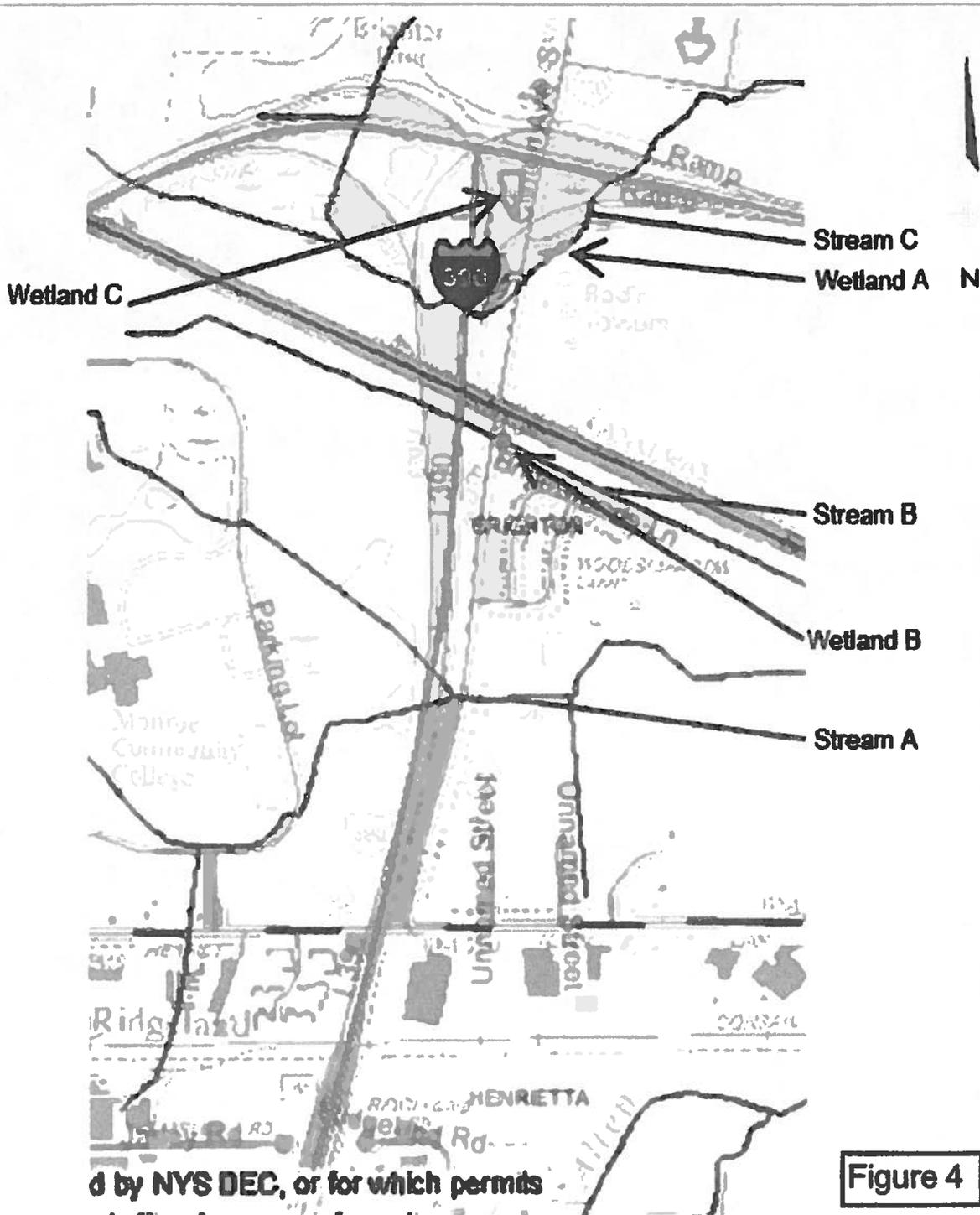
**Water Supply Conduit Modernization
Conduits 2 and 3
Phase 2**

0 400 800
Feet

1" = 800'

City of Rochester
Department of Environmental Services
Bureau of Water

August 2011



...d by NYS DEC, or for which permits

Figure 4

SOURCE: NYSDEC website
 Environmental Resource Mapper
<http://www.dec.ny.gov/invmaps/ERM/viewer.htm>

Wetlands and Waterways Location Map

Rochester Conduits 2 & 3, Phase 2
 South Clinton Avenue from
 Brighton-Henrietta Town Line Rd to I-590
 Town of Brighton, Monroe County, New York

Scale not specified

June 2012



**Watts Architecture &
 Engineering, P.C.**
 95 Perry Street
 Buffalo, New York



FIRM
 FLOOD INSURANCE RATE MAP
 FOR MORRIS COUNTY, NEW YORK
 (ALL JURISDICTIONS)

CONTAINS:
 BRIGHTON, TOWN OF
 HENRIETTA, TOWN OF
 ROCHESTER, CITY OF

NUMBER:
 300410
 300419
 300431

PANEL 0352

PANEL LIST OF FIRMS:
 1. MORRIS COUNTY, NEW YORK
 2. NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
 3. NEW YORK STATE DEPARTMENT OF TOWN AND COUNTRY PLANNING
 4. NEW YORK STATE DEPARTMENT OF TRANSPORTATION
 5. NEW YORK STATE DEPARTMENT OF WORKS
 6. NEW YORK STATE DEPARTMENT OF SOCIAL SERVICES
 7. NEW YORK STATE DEPARTMENT OF HEALTH
 8. NEW YORK STATE DEPARTMENT OF EDUCATION
 9. NEW YORK STATE DEPARTMENT OF CORRECTIONS
 10. NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE
 11. NEW YORK STATE DEPARTMENT OF LABOR

MAP NUMBER: 300410
REVISION DATE: AUGUST 20, 2005

Prepared Emergency Management Agency



Figure 5

This map is a reproduction of the Flood Insurance Rate Map (FIRM) for Morris County, New York, and is not to be used for any other purpose. It is the property of the Federal Emergency Management Agency (FEMA) and is loaned to the State of New York. The State of New York is responsible for the accuracy of the information on this map. The Federal Emergency Management Agency (FEMA) is responsible for the accuracy of the information on this map. The Federal Emergency Management Agency (FEMA) is responsible for the accuracy of the information on this map.

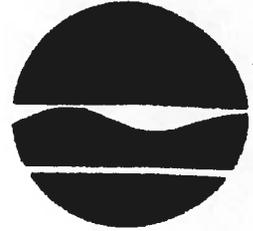
State Environmental Quality Review

FULL ENVIRONMENTAL ASSESSMENT FORM

**South Clinton Avenue Water Supply Conduit Modernization
Conduits 2 & 3, Phase II**

Correspondence

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Division of Fish, Wildlife & Marine Resources
625 Broadway, 5th Floor, Albany, New York 12233-4757
Phone: (518) 402-8935 • Fax: (518) 402-8925
Website: www.dec.ny.gov



Joe Martens
Commissioner

December 12, 2011

James F Boggs
Bergmann Associates
28 East Main St, 200 First Fed. Plaza
Rochester, NY 14614-1909

Dear Mr. Boggs:

In response to your recent request, we have reviewed the New York Natural Heritage Program database, with respect to an Environmental Assessment for the proposed City of Rochester Water Supply Conduit Modernization – South Clinton Ave: 1-590 to Brighton-Henrietta Townline Rd, site as indicated on the map you provided, located in the Town of Brighton, Monroe County.

We have no records of rare or state listed animals or plants, significant natural communities or other significant habitats, on or in the immediate vicinity of your site.

The absence of data does not necessarily mean that rare or state-listed species, natural communities or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain information which indicates their presence. For most sites, comprehensive field surveys have not been conducted. We cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. This information should not be substituted for on-site surveys that may be required for environmental assessment.

Our databases are continually growing as records are added and updated. If this proposed project is still under development one year from now, we recommend that you contact us again so that we may update this response with the most current information.

This response applies only to known occurrences of rare or state-listed animals and plants, significant natural communities and other significant habitats maintained in the Natural Heritage Data bases. Your project may require additional review or permits; for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the appropriate NYS DEC Regional Office, Division of Environmental Permits, as listed at www.dec.ny.gov/about/39381.html.

Sincerely,

Jean Pietrusiak, Information Services
NYS Department Environmental Conservation

Enc.
cc: Region 8

#1203



United States Department of the Interior

FISH AND WILDLIFE SERVICE



New York Field Office
3817 Luker Road, Cortland, NY 13045
Phone: (607) 753-9334
Fax: (607) 753-9699

Long Island Field Office
340 Smith Road, Shirley, NY 11967
Phone: (631) 286-0485
Fax: (631) 286-4003

Endangered Species Act List Request Response Cover Sheet

This cover sheet is provided in response to a search of our website* for information regarding the potential presence of species under jurisdiction of the U.S. Fish and Wildlife Service (Service) within a proposed project area.

Attached is a copy of the New York State County List of Threatened, Endangered, and Candidate Species for the appropriate county(ies). The database that we use to respond to list requests was developed primarily to assist Federal agencies that are consulting with us under Section 7(a)(2) of the Endangered Species Act (ESA) (87 Stat. 884, as amended; 16 U.S.C. 1531 *et seq.*). Our lists include all Federally-listed, proposed, and candidate species known to occur, as well as those likely to occur, in specific counties.

The attached information is designed to assist project sponsors or applicants through the process of determining whether a Federally-listed, proposed, or candidate species and/or "critical habitat" may occur within their proposed project area and when it is appropriate to contact our offices for additional coordination or consultation. You may be aware that our offices have provided much of this information in the past in project-specific letters. However, due to increasing project review workloads and decreasing staff, we are now providing as much information as possible through our website. We encourage anyone requesting species list information to print out all materials used in any analyses of effects on listed, proposed, or candidate species.

The Service routinely updates this database as species are proposed, listed, and delisted, or as we obtain new biological information or specific presence/absence information for listed species. If project proponents coordinate with the Service to address proposed and candidate species in early stages of planning, this should not be a problem if these species are eventually listed. However, we recommend that both project proponents and reviewing agencies retrieve from our online database an *updated* list every 90 days to append to this document to ensure that listed species presence/absence information for the proposed project is *current*.

Reminder: Section 9 of the ESA prohibits unauthorized taking** of listed species and applies to Federal and non-Federal activities. For projects not authorized, funded, or carried out by a Federal agency, consultation with the Service pursuant to Section 7(a)(2) of the ESA is not required. However, no person is authorized to "take**" any listed species without appropriate authorizations from the Service. Therefore, we provide technical assistance to individuals and agencies to assist with project planning to avoid the potential for "take**," or when appropriate, to provide assistance with their application for an incidental take permit pursuant to Section 10(a)(1)(B) of the ESA.

Additionally, endangered species and their habitats are protected by Section 7(a)(2) of the ESA, which requires Federal agencies, in consultation with the Service, to ensure that any action it authorizes, funds, or carries out is not likely to jeopardize the continued existence of listed species or result in the destruction or adverse modification of critical habitat. An assessment of the potential direct, indirect, and cumulative impacts is required for all Federal actions that may affect listed species.

For instance, work in certain waters of the United States, including wetlands and streams, may require a permit from the U.S. Army Corps of Engineers (Corps). If a permit is required, in reviewing the application pursuant to the Fish and Wildlife Coordination Act (48 Stat. 401, as amended; 16 U.S.C. 661 *et seq.*), the Service may concur, with or without recommending additional permit conditions, or recommend denial of the permit depending upon potential adverse impacts on fish and wildlife resources associated with project construction or implementation. The need for a Corps permit may be determined by contacting the appropriate Corps office(s).*

For additional information on fish and wildlife resources or State-listed species, we suggest contacting the appropriate New York State Department of Environmental Conservation regional office(s) and the New York Natural Heritage Program Information Services.*

Since wetlands, ponds, streams, or open or sheltered coastal waters may be present in the project area, it may be helpful to utilize the National Wetlands Inventory (NWI) maps as an initial screening tool. However, they may or may not be available for the project area. Please note that while the NWI maps are reasonably accurate, they should not be used in lieu of field surveys for determining the presence of wetlands or delineating wetland boundaries for Federal regulatory purposes. Online information on the NWI program and digital data can be downloaded from Wetlands Mapper, http://wetlands.fws.gov/mapper_tool.htm.

Project construction or implementation should not commence until all requirements of the ESA have been fulfilled. After reviewing our website and following the steps outlined, we encourage both project proponents and reviewing agencies to contact our office to determine whether an accurate determination of species impacts has been made. If there are any questions about our county lists or agency or project proponent responsibilities under the ESA, please contact the New York or Long Island Field Office Endangered Species Program at the numbers listed above.

Attachment (county list of species)

*Additional information referred to above may be found on our website at:
<http://www.fws.gov/northeast/nyfo/es/section7.htm>

** Under the Act and regulations, it is illegal for any person subject to the jurisdiction of the United States to *take* (includes harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect; or to attempt any of these), import or export, ship in interstate or foreign commerce in the course of commercial activity, or sell or offer for sale in interstate or foreign commerce any endangered fish or wildlife species and most threatened fish and wildlife species. It is also illegal to possess, sell, deliver, carry, transport, or ship any such wildlife that has been taken illegally. "Harm" includes any act which actually kills or injures fish or wildlife, and case law has clarified that such acts may include significant habitat modification or degradation that significantly impairs essential behavioral patterns of fish or wildlife.



Monroe County

Federally Listed Endangered and Threatened Species and Candidate Species

This list represents the best available information regarding known or likely County occurrences of Federally-listed and candidate species and is subject to change as new information becomes available.

<u>Common Name</u>	<u>Scientific Name</u>	<u>Status</u>
Bald eagle ¹	<i>Haliaeetus leucocephalus</i>	D
Bog turtle (Riga and Sweden Townships)	<i>Clemmys [=Glyptemys] muhlenbergii</i>	T

Status Codes: E=Endangered, T=Threatened, P=Proposed, C=Candidate, D=Delisted.

¹ The bald eagle was delisted on August 8, 2007. While there are no ESA requirements for bald eagles after this date, the eagles continue to receive protection under the Bald and Golden Eagle Protection Act (BGEPA). Please follow the Service's May 2007 Bald Eagle Management Guidelines to determine whether you can avoid impacts under the BGEPA for your projects. If you have any questions, please contact the endangered species branch in our office.

Information current as of: 8/2/2012

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

RESOLVED, that a memorandum dated August 30, 2012 from Director of Personnel, Gary Brandt regarding voluntary short term disability insurance for eligible full time employees, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract with CIGNA to provide a voluntary short term disability plan which could be elected and paid for by eligible full time employees.

Dated: September 12, 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	_____

Proposed "new" STD & Current LTD Benefits

Proposed New Short-Term Disability (STD) Benefit

STD Plan Features	CIGNA
Eligibility	All active employees working 30 hours per week
Weekly Benefit	60% \$1,150
Elimination Period	
Accident	7 days
Sickness	7 days
Maximum Benefit Period	12 weeks
Pre-Existing	None
Contributions	Voluntary
Additional Service	FICA withholding & W-2 reporting
Rate per \$10 of Covered Weekly Payroll	
20 - 49	\$0.397
50 - 54	\$0.399
55 - 59	\$0.488
60 - 64	\$0.575
65 - 69	\$0.631
70 +	\$0.631
Rate Guarantee	24 months
Participation Requirement	25%

Current Long Term Disability (LTD) Benefit

LTD Plan Features	CIGNA Class 1 - (All Other)	CIGNA Class 2 - (Police)
Eligibility	All active employees working 30 hours per week	All active Police Officers working 30 hours per week
Monthly Benefit	60% up to \$5,000	60% up to \$5,000
Elimination Period	90 Days	90 Days
Definition of Disability	24 month own occ	24 month own occ
Duration of Disability	SSNRA	SSNRA
Pre-Existing Cond.	3/12	3/12
Mental Health Exclusion	24 months	24 months
Survivor Benefit	3 x lump sum	3 x lump sum
EAP	Included	Included
Contribution	Voluntary	Voluntary
Rate per \$100 of Covered Monthly Payroll		
< 20	\$0.053	\$0.078
20 - 24	\$0.053	\$0.078
25 - 29	\$0.068	\$0.101
30 - 34	\$0.131	\$0.192
35 - 39	\$0.204	\$0.299
40 - 44	\$0.305	\$0.448
45 - 49	\$0.411	\$0.603
50 - 54	\$0.569	\$0.835
55 - 59	\$0.603	\$0.886
60 - 64	\$0.637	\$0.935
65 - 69	\$0.661	\$0.971
70 - 74	\$0.678	\$0.995
75 +	\$0.678	\$0.995
Rate Guarantee	36 Months	36 Months

This plan design contains only a general description of the coverage and does not constitute a policy contract. For complete information including exclusions, limitations and conditions, refer to the policy document. Neither the carrier nor Brown & Brown will be held responsible for typographical or clerical errors.

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

RESOLVED, that correspondence dated September 7, 2012 from Town Engineer, Michael E. Guyon, P.E. regarding an amendment to the contract with Clark Patterson Lee to add \$2000.00 to the contract price for the services of an Industrial Hygienist in connection with the Town Hall and Public Safety Wing roof renovation project, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract amendment with Clark Patterson Lee to add \$2000.00 to the contract price for the services of an Industrial Hygienist in connection with the Town Hall and Public Safety Wing roof renovation project

Dated: September 12, 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

September 7, 2012

The Honorable Town of Brighton Town Board
Town of Brighton
2300 Elmwood Ave.
Rochester, New York 14618

Re: Town Hall & Public Safety Wing Roof Replacement Project
Contract Amendment

Dear Supervisor Moehle and Town Board Members:

During the replacement of the Public Safety Wing and Town Hall roofs several Town employees have been distracted by the distinct odor of the roof adhesive. We contacted an industrial hygienist, to investigate these odors who concluded that although the odor is a nuisance it does not pose any long term health threats. However, as an added precaution we are proposing to amend Clark Patterson Lee Design Professional's current agreement to provide the professional consulting services, related to the design and construction of the Town Hall and Public Safety Wing Roof Renovations to include the services of an industrial hygienist.

David Duford, industrial hygienist, has provided a proposal to review the safety of the roofing materials, attend meetings to inform Town staff of potential health hazards, and perform VOC testing. Mr. Duford has estimated the cost to perform these services at \$2,000. A copy of Mr. Duford's proposal is attached.

I am requesting that the Town Board authorize the Supervisor to amend Clark Patterson Lee Design Professional's current agreement to provide the professional consulting services, related to the design and construction of the Town Hall and Public Safety Wing Roof Renovations to include the services of an industrial hygienist for a cost not to exceed \$2,000.

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

Respectfully,

Michael E. Guyon, P.E.
Department of Public Works

Cc: Tim Keef
Kevin Hall



September 4, 2012

James Parlavecchio
Senior Associate
Clark Patterson Lee
205 St. Paul Street
Rochester, NY 14604

RE: Town of Brighton Roofing Project and Indoor Air Quality

Thank you for the opportunity to provide this proposal for Certified Industrial Hygiene (CIH) services associated with the current roofing project being performed at the Town of Brighton offices. Based on our meeting today it is understood that you would like an independent CIH to review product MSDSs, attend planning meetings, assess potential health hazards, perform VOC monitoring, speak with Town staff regarding potential health and safety issues, and offer consultation and advice on occupational health matters associated with the roofing work.

FEES

Description	Fee
Certified Industrial Hygienist (CIH) - 2 days at \$800/day or \$500 for 4 hour minimum.	\$1,600.00
VOC Meter at \$100/day – 2 days	\$200.00
Equipment Vehicle at \$100/day – 2 days	\$200.00
Total	\$2,000.00

The total estimated professional services fee is two thousand dollars.

Insurances

CanAm will maintain in force for the duration of the project the following insurance policies:

- Policy Professional Liability (errors and omissions) Limit: \$1,000,000.00 plus a mold rider with an additional limit of \$1,000,000.00.
- Policy General Liability (governing claims for bodily injury death or property damage) Limit: \$2,000,000.00 umbrella.
- Policy Automobile bodily injury and property damage: Limit \$1,000,000.00.

If this proposal is satisfactory to you please provide an authorization to proceed. Let me know if you have any questions. Thank you.

Sincerely,

David

Duford

Dr. David Duford, CIH

President

Digitally signed by David Duford
DN: cn=David Duford, o=CanAm
Environmental Safety, Inc., ou=CEO,
email=dduford@canamenv.com, c=US
Date: 2012.09.04 15:44:23 -0400

170 Coleman Avenue · Spencerport, New York 14559 · (585) 261-3205

Email: david@canamenv.com · www.canamenv.com

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

RESOLVED, that correspondence dated September 7, 2012 from Administrative Court Clerk Dianne Burdett regarding a grant application for an electronic detection system, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the Administrative Court Clerk to pursue and the Supervisor to execute a 2012-2013 JCAP grant application for the purchase of an electronic detection system for the Town Court.

Dated: September 12, 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	_____

JUSTICE COURT

TOWN OF BRIGHTON

MONROE COUNTY

2300 ELMWOOD AVENUE, ROCHESTER, NY 14618

PHONE: (585) 784-5152 FAX: (585) 784-5380

<http://www.townofbrighton.org>

JUSTICES
KAREN MORRIS
JOHN A. FALK

COURT ADMINISTRATOR
DIANNE BURDETT
ASSISTANT COURT CLERK
MARY JO SCHILLER

September 7, 2012

Supervisor William W. Moehle
Brighton Town Board Members
2300 Elmwood Avenue
Rochester, New York 14618

RE: Justice Court Assistance Program Grant

Dear Supervisor Moehle and Town Board Members,

I am requesting permission to pursue a 2012-2013 JCAP grant for the purchase of an electronic detection system for the court. A similar x-ray system is currently in use at Greece Town Court and provides the capability to screen purses/bags and other items to provide additional security for our judges and court staff. The grant request for the HI-Scan 5030si is for \$21,044.82.

At this time I am seeking approval to make an application for this grant and for the Supervisor to certify the grant application.

Sincerely,



Dianne Burdett
Administrative Court Clerk

cc: file

COURT NAME: Brighton Town Court, Monroe County

ID: 1642

D. SIGNATURE PAGE & SUPPORTING DOCUMENTATION

To complete the process mail this page with the following required documents:

ANNUAL BUDGET: Court's itemized budget for the most recent municipal fiscal year.

AUTHORIZATION: Certified copy of the Local Resolution(s) of the Town or Village Board(s) authorizing this application. The Resolution may simply authorize the applicant to "request up to the maximum amount available."

SUPPORTING DOCUMENTS: Estimates, Photographs, Floor Plans, etc.

JUSTICE SIGNATURE: Original signature(s) required from at least one justice (not an Acting Justice).

Name: _____ Signature: _____ Date: _____

Name: _____ Signature: _____ Date: _____

CERTIFICATION: Original signature required by Town Supervisor or Village Mayor.

The following signature provides certification that: (1) any funds (and any goods or services) awarded pursuant to this application shall be used only in accordance with the provisions of Chapter 280 of the Laws of 1999 and with all rules and regulations governing the Justice Court Assistance Program; (2) any goods and/or services purchased with any Justice Court Assistance Program funds shall be obtained in accordance with acceptable procurement practices established by the governing municipality including, but not limited to, competitive bidding and procurement policies and procedures; (3) no funds awarded pursuant to this application shall be used to compensate justices or non-judicial staff or to reduce or otherwise supplant funding provided by a town or village to its justice court.



Signature: _____ Name: William W. Moehle
 Town Supervisor Village Mayor (please print)

Date: _____

REMEMBER: YOUR JCAP APPLICATION IS SUBMITTED ONLINE ONLY. YOU MUST MAIL SIGNATURE PAGE & DOCUMENTS REQUIRED ABOVE.

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 12th day of September, 2012.

PRESENT:

WILLIAM W. MOEHLE,

Supervisor

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

Councilpersons

RESOLVED, that correspondence dated September 7, 2012 from Town Environmental Review Liaison Officer, Ramsey A. Boehner regarding the SEQR review process for the Highland Park Canalway Connector Trail project and the proposed Negative Declaration attached thereto, be received and filed; and be it further

RESOLVED, that the Town Board hereby declares itself lead agency for and adopts the above referenced Negative Declaration in connection with the Highland Park Canalway Connector Trail project.

Dated: September 12, 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	_____

State Environmental Quality Review
NEGATIVE DECLARATION
 Notice of Determination of Non-Significance

Project Number ER-7-11

Date: September 12, 2012

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Brighton Town Board, as lead agency, has determined that the proposed action described below will not have a significant environmental impact and a Draft Impact Statement will not be prepared.

Name of Action:

Highland Park - Canalway Trail Project

SEQR Status: Type 1
 Unlisted

Conditioned Negative Declaration: Yes
 No

Description of Action:

The new paved multi-use trail will begin at the parking area for the Erie Canalway Trail located on Sawgrass Drive within the Brighton Meadows Office Park. The trail will run north along the west side of Sawgrass Drive, cross Westfall Road, traverse through the Monroe Developmental Center property along its southern, eastern, and northern property lines. It will then pass through a wooded area where an informal walking trail and boardwalk currently exists. The trail through this area will be formalized and paved for use by both pedestrians and bicyclists. The boardwalk will be improved to widen it and make it ADA accessible. From this point, the trail will continue along the southern and western property lines of the proposed expansion of the St. John's Community to Elmwood Avenue. The trail will continue west along the south side of Elmwood Avenue to a signalized intersection at the parking lot to the Al Sigi Center. The trail will cross Elmwood Avenue at this existing signal and enter Highland Park South where it will continue north and west through Highland Park along existing improved roadways and pathways to South Avenue.

The 10-foot-wide trail will run north along the east side of South Avenue to Highland Avenue. From this point to the terminus at Wilson Boulevard, the trail will be on-road, i.e., utilizing existing sidewalks for pedestrians and shoulders or shared-use travel lanes for bicyclists.

The route of the on-road portion of the project is as follows: north on South Avenue to Robinson Drive, west on Robinson Drive to Mt. Hope Avenue, north on Mt. Hope Avenue to McLean Street, west on McLean Street to Wilson Boulevard, then crossing Wilson Boulevard terminating at the Genesee Riverway Trail.

South Avenue will be re-stripped between Elmwood Avenue and Robinson Drive to accommodate one 10-foot travel lane in each direction and a minimum 5-foot wide bike lane on each side of the roadway as well as turn lanes at the Highland Avenue intersection. Elmwood Avenue will be re-stripped to accommodate 10-foot wide inside travel and turn lanes with 14-foot wide shared use outside travel lanes from South Avenue to Goodman Street.

Location: (Include street address and the name of the municipality/county. A location map of appropriate scale is also recommended.)

From Erie Canalway Trail in Brighton to Genesee Riverway Trail in Rochester, See attached map

Reasons Supporting This Determination:

(See 617.7(a)-(c) for requirements of this determination ; see 617.7(d) for Conditioned Negative Declaration)

In a decision filed on December 31, 1995, the Appellate Division of State Supreme Court rendered an opinion that the Lead Agency needed to establish that it took the requisite "hard look" at the environmental issues and make a thorough "reasonable elaboration" of the reasons supporting its environmental determination of significance for the subject action. This agency embarked upon this effort by filing a Full Environmental Assessment Form for the project (copy attached).

A comprehensive environmental evaluation was completed for the proposed project in support of the EAF. This included evaluation of the potential project impacts to environmental conditions within the project limits. The issues evaluated included: general ecology and wildlife, threatened and endangered species, ground water, surface water, Federal and State jurisdictional wetlands, floodplains, historic and cultural resources, visual resources, parkland, farmland, contaminated materials assessment, and asbestos assessment. These evaluations did not reveal any significant impact and, therefore, Part III has not been completed.

Based upon the environmental review completed, this agency hereby adopts Part II of the Environmental Assessment Form in the form attached and makes a determination that the implementation of the proposed project will not result in any significant adverse environmental impacts. Accordingly, this agency makes a negative determination under the State Environmental Quality Review Act and its regulations.

If Conditioned Negative Declaration, provide on attachment the specific mitigation measures imposed, and identify comment period (not less than 30 days from date of publication in the ENB)

For Further Information:

Contact Person: Ramsey A. Boehner, Environmental Review Liaison Officer, Town of Brighton

Address: 2300 Elmwood Avenue, Rochester, NY 14618

Telephone Number: 585-784-5229

For Type 1 Actions and Conditioned Negative Declarations, a Copy of this Notice is sent to:

Chief Executive Officer, Town ~~City/Village~~ of Brighton

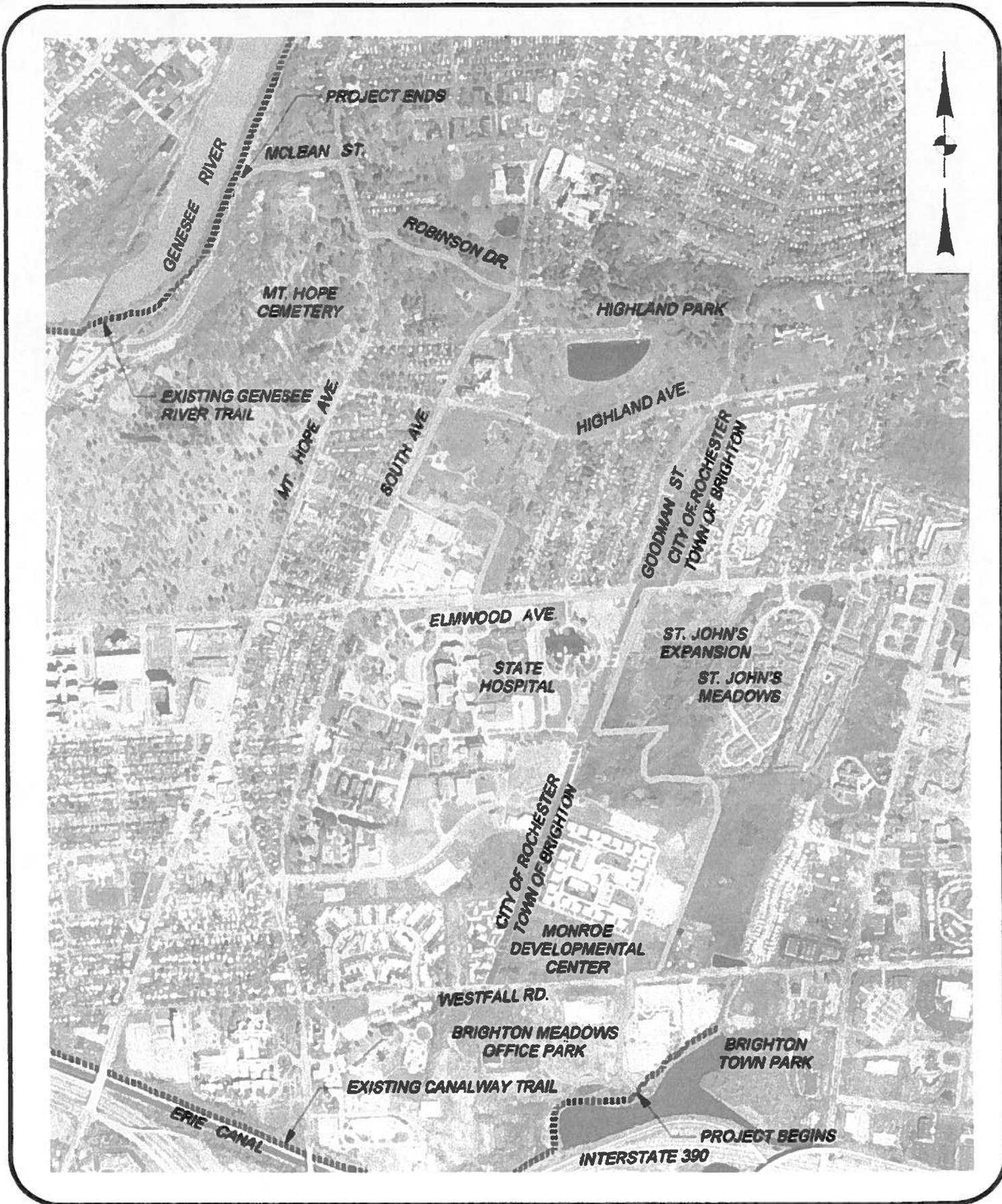
Other involved agencies (If any)

City of Rochester, NYS DOT, NYS DEC, NYSOPRHP, Monroe County Parks, MCDOT

Applicant (If any)

Environmental Notice Bulletin, Room 538, 50 Wolf Road, Albany NY, 12233-1750 (Type One Actions only)

Highland Park/Canalway Trail





TOWN OF BRIGHTON
MONROE COUNTY, NEW YORK

September 7, 2012

Honorable Town Board
Town of Brighton
2300 Elmwood Avenue
Brighton, NY 14618

Re: Negative Declaration
Highland Park Canalway Connector Trail
Town of Brighton and City of Rochester, New York

Honorable Supervisor and Members:

I recommend that your Honorable Body receive and file this letter and the attached negative declaration for the Highland Park Canalway Connector Trail Project. As required by 6NYCRR Part 617. State Environmental Quality Review Law, a coordinated review of this project was conducted with all other potentially involved and interested agencies. No objections were received from the other involved agencies regarding the Town Board acting as lead agency for the project. I further recommend that the Town Board designate itself as lead agency for the Highland Park Canalway Connector Trail Project. Based on documentation prepared by our consultant Fisher Associates, it has been determine that the project will not result in any adverse environmental impacts. It is also recommended that the Town Board adopt the negative declaration for the Highland Park Canalway Connector Trail Project.

Respectfully Submitted

Ramsey A. Boehner
Environmental Review Liaison Officer

cc: T. Keef
M. Guyon
attachment

