

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  
DECEMBER 27, 2012

**PRESENT:**

Supervisor William Moehle  
Councilmember Louise Novros  
Council Jason DiPonzio  
Councilmember Christopher Werner  
Mark Henderson, Chief of Police  
Maryann Hussar, Assistant to the Supervisor  
Kenneth Gordon, Attorney for the Town  
Daniel Aman, Town Clerk  
Suzanne Zaso, Director of Finance  
Jerry LaVigne, Director of Recreation

**ABSENT:**

Councilmember James Vogel

**EXECUTIVE SESSION:**

Motion by Councilmember Jason DiPonzio seconded by Councilmember Christopher Werner to go into executive session at 11:50AM to discuss a matter of tax litigation

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

Motion by Councilmember Louise Novros seconded by Councilmember Christopher Werner to come out of executive session at 12:02PM

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MEETING CALLED TO ORDER:**

**OPEN FORUM:**

Judy Schwartz  
Don Ruda

**APPROVAL OF AGENDA:**

Motion by Councilmember Jason DiPonzio seconded by Councilmember Louise Novros to approve the agenda

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**APPROVE AND FILE TOWN BOARD MEETING MINUTES FOR:**

December 12, 2012 Town Board Meeting

Motion by Councilmember Christopher Werner seconded by Councilmember Louise Novros that the aforementioned minutes be approved and filed

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**BIDS:**

**MATTER RE:** Approval to solicit for bids to provide Town Newsletter printing services for the year 2013 (see Resolution #1 and letter dated December 11, 2012 from Jerry LaVigne, Director of Parks and Recreation).

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 1 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**COMMUNICATIONS:**

**FROM** Maggie Brooks, Monroe County Executive dated December 15, 2012 to Supervisor Re: Summary Statement – 2013 Monroe County Budget.

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**COMMITTEE REPORTS:**

Community Services – Next meeting January 28, 2013 at 4:30PM at Brookside  
 Finance and Administrative Services – Next meeting January 2, 2013 at 1:00PM in Stage Conference Room  
 Public Safety Services – Next meeting January 8, 2013 at 8:00AM in Downstairs Meeting Room  
 Public Works Services – Next meeting January 7, 2013 at 9:00AM in Downstairs Meeting Room

**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 payment of the claims as set forth in Exhibit No. 2 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute amended agreement with the Monroe County Department of Transportation for snow removal and ice control services on county roads within the Town for the 2012/2013 Season (see Resolution #2, letter dated December 14, 2012 from Timothy Keef, P.E. Commissioner of Public Works and copy of agreement).

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. 3 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Approval to accept \$2,880 in donations as additional monies received for the Veterans Memorial Fund (see Resolution #3 and memorandum dated December 17, 2012 from Suzanne Zaso, Director of Finance).

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 4 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute agreement with the Animal Hospital of Pittsford to provide boarding and veterinary services for the Town (see Resolution #4 and letter dated December 3, 2012 from Police Chief Mark Henderson).

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. 5 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Approval to accept \$500 as a donation to the Town's Parkland Trust Fund (see Resolution #5, letter dated December 11, 2012 from Jerry LaVigne, Director of Parks and Recreation).

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 6 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute agreement with lowest responsive bidder; Kaplan-Schmidt Electric Inc., to provide fire alarm & security system replacement to the Town Hall and Operations Center (see Resolution #6 and letter dated December 10, 2012 from Michael Guyon, P.E., Town Engineer).

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. 7 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute agreement with Paradigm Environmental Services, Inc. to provide air sampling and analysis services associated with the demolition of house located at 1435 Westfall Road (see Resolution #7 and letter dated December 12, 2012 from Michael Guyon, P.E. Town Engineer).

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. 8 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute amended agreement with Park Place Corporation Services to provide transportation services for the Parks and Recreation Seniors Program for the year 2013 (see Resolution #8 and letter dated December 11, 2012 from Jerry LaVigne, Director of Parks and Recreation).

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 9 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute agreement with the Burke Group to provide actuarial services for Other Post-Employment Benefits to the Town (see Resolution #10 and memorandum dated December 17, 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. 10 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize amendment to the Town's mileage reimbursement policy, based on newly amended IRS standard mileage reimbursement rate; increase from \$.55 1/2 to \$.56 1/2 per mile effective January 1, 2013 (see Resolution #11 and memorandum dated December 17, 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. 11 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute agreement with New World Systems Inc. to provide system software maintenance services to the Town's Finance Dept. (see Resolution #12 and letter dated December 18, 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. 12 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to send correspondence to NY State Governor Andrew Cuomo in support of extension of comment period on Hydrofracturing Environmental Impact Statement (see Resolution #13).

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. 13 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute agreement regarding 2010, 2011, and 2012 assessment rolls for properties located at 70 and 80 Linden Oaks, said agreement having been previously reviewed by the Town's special counsel for Tax Certiorari proceedings.

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

**MATTERS OF THE TOWN CLERK:** 2013 Town and County Tax Season begins December 31, 2012; the Clerk's office will be open on December 31, 2012 for those taxpayers who wish to pay early.

**MEETING ADJOURNED:**

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio to adjourn

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**CERTIFICATION:**

I, Daniel Aman, 131 Elmore Road, Rochester, NY do hereby certify that the foregoing is a true and accurate record of the proceedings of the Town of Brighton, County of Monroe, State of New York meeting held on the 27<sup>th</sup> day of December 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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**RESOLVED**, that correspondence dated December 11, 2012 from Director of Parks and Recreation, Jerry LaVigne, regarding authorization to solicit bids for printing services for the Town Newsletter for calendar year 2013, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes Director of Parks and Recreation, Jerry LaVigne, to solicit bids for printing services for the Town Newsletter for calendar year 2013.

Dated: December 27, 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**  
**RECREATION, PARKS & COMMUNITY SERVICE DEPARTMENT**

220 Idlewood Road  
Rochester, NY 14618  
<http://www.townofbrighton.org>

(585) 784-5260  
Fax: (585) 784-5365  
TTY: (585) 784-5381

December 11, 2013

Honorable Finance Committee Members  
Town of Brighton  
2300 Elmwood Avenue  
Rochester, New York 14618

Re: Permission to Seek Bids for the Printing of the Town Newsletter

Dear Finance Committee Members:

Our current printing contract for the Town Newsletter terminates at the end of this year. I respectfully request your permission to seek bids for this service for 2013, with two additional one year options. Funding is provided in the operating budgets for this expense.

I will be happy to answer any questions you may have regarding this matter.

Sincerely,

Jerry LaVigne  
Director of Parks and Recreation

CLAIMS FOR APPROVAL AT TOWN BOARD MEETING

December 27, 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>66,009.39</u>  |
| D - HIGHWAY           |          | <u>49,933.75</u>  |
| H - CAPITAL           |          | <u>11,765.75</u>  |
| L - LIBRARY           |          | <u>46,814.00</u>  |
| SF - FIRE DIST        |          | <u>695.62</u>     |
| SR-REFUSE DISTRICT    |          | <u>65,429.02</u>  |
| SS - SEWER DIST       |          | <u>16,899.77</u>  |
| TA - AGENCY TRUST     |          | <u>4,520.32</u>   |
| TE - EXPENDABLE TRUST |          | <u>4,030.68</u>   |
|                       | TOTAL \$ | <u>266,098.30</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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated December 14, 2012 from Commissioner of Public Works, Timothy E. Keef, P.E., and correspondence dated December 12, 2012 from Terrence J. Rice, Monroe County Director of Transportation regarding authorization for the Supervisor to execute an amended agreement with the County of Monroe for snow removal and ice control services on county roads for the 2012/2013 Season, be received and filed together with a copy of the proposed amendment; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute an amended agreement with the County of Monroe for snow removal and ice control services on county roads for the 2012/2013 Season.

Dated: December 27, 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

December 14, 2012

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

re: Snow and Ice Control Agreement 2012/2013  
with the Monroe County Department of Transportation (MCDOT)

Dear Chairperson Werner and Committee Members:

The Town of Brighton provides snow and ice control for Monroe County roads via an agreement with the Monroe County Department of Transportation. At this time I am requesting your support to renew said agreement with the MCDOT for the 2012/2013 season in the amount of \$321,360.30 (reflective of revised mileage rates for said season). Therefore, I recommend that the Finance and Administrative Services Committee approve the Supervisor to execute this document.

As always, thank you for your consideration. I will be in attendance at your regularly scheduled December 18, 2012 meeting in the event that you have any questions regarding this matter.

Sincerely,

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

TEK/wpd

attachment

cc: T. Anderson  
S. Zaso  
A. Banker  
M. Hussar



# Department of Transportation

Monroe County, New York

**Maggie Brooks**  
*County Executive*

**Terrence J. Rice, P.E.**  
*Director*

December 12, 2012

Tim Keef  
Commissioner of Public Works  
Town of Brighton  
2300 Elmwood Avenue  
Rochester, NY 14618



**RE: 2012-2013 SNOW & ICE CONTROL SERVICES**

TOWN OF BRIGHTON  
DEPT. OF PUBLIC WORKS

Dear Mr. Keef: *Tim*

Enclosed for your signature are three (3) documents relating to the 2012-2013 Snow and Ice Agreement between the County and the Towns and/or Villages. The documents contain the payment documentation for the upcoming year based on the adjusted lane mile payment rates and the updated lane mileage within your town. The documents are as follows:

1. Three (3) copies of Monroe County Amendatory Agreement for the 2012-2013 season which extends the Agreement for one year and outlines the payment for standard and special activities.
2. One (1) Town Lane Mileage Report Certification which documents the lane mileage of each road in the town which the town is responsible for snow and ice control.
3. One (1) completed 90% payment voucher.

Please have your Town Supervisor/Village Mayor authorize and sign all three copies of the Amendatory Agreements. **Kindly return all three copies to Joyce Cordello, Sr. Permit Assistant, Monroe County Department of Transportation, 50 West Main Street, Suite 6100, Rochester, NY 14614.** Please include a Town/Village Board Resolution as applicable.

Once all the documents are received and we have verified that you have provided all applicable insurance certifications (please see the attached Monroe County Summary of Vendor Insurance Requirements Checklist), I will execute the Agreement and return a signed copy to you. Payment for 90% of the Agreement value will be processed in January for payment, contingent on receipt of an updated Operational Plan. If you have any questions regarding the Amendatory Agreement, please contact Timothy Frelier at 753-7731.

Sincerely,

Terrence J. Rice, P.E.  
Director of Transportation

Attached

cc: J. Rizzo, MC Law Dept.

File H:\Shared\Subject\TOWNS\SNOW & ICE\agreement and related info\amendatory2012-2013\town letter.doc

**AMENDMENT #10**  
**to the "Snow and Ice Agreement"**

THIS AMENDMENT ("Amendment") shall be deemed to be dated as of the last date executed by a party hereto, by and between the COUNTY OF MONROE (the "County"), a municipal corporation acting by and through its Department of Transportation, said offices being located at 50 West Main Street, Rochester, New York 14614, and the **Town of Brighton**, located at 2300 Elmwood Avenue, Rochester, NY 14618, hereinafter referred to as the "Town."

WITNESSETH:

WHEREAS, the parties hereto previously entered into an Agreement dated October, 2003 (the "Agreement"), whereby the Town agreed to provide the Snow Removal and Ice Control services for Monroe County as set forth in the Agreement, and in accordance with the Monroe County Charter Section C6-19 B. (7); and

WHEREAS, the parties are desirous of amending the Agreement, to provide lane mile rate adjustments; and

WHEREAS, the Town Board has authorized an amendment to the Agreement by Resolution No. \_\_\_\_\_, adopted \_\_\_\_\_, \_\_\_\_\_; and

WHEREAS, the parties wish to amend the Agreement as set forth below.

NOW, THEREFORE, in consideration of mutual covenants, it is agreed by the parties as follows:

1. In accordance with Section I. of the Agreement, annual adjustments to the rates will be as outlined in Section V. the Payment section of the Agreement.
2. Section V. of the Agreement is deleted in its entirety and replaced with the following:

In consideration of the performance by the Town, the County agrees to pay for **Standard Activities** to the Town during the term of this Agreement \$3,719.00 per lane mile for 83.245 lane miles for a total "**Standard Activities Payment**" of \$309,588.16.

In addition, the County agrees to pay for **Special Activities** performed by the Town under this Agreement either by unit price, by actual cost method, or a lump sum allowance as indicated in the 'Services to be Provided' section of this Agreement.

The snow fence allowance for the period is \$5,585.92

The sweeping payment for the period is \$6,186.22

The estimated "**Special Activities Payment**" for snow fence and sweeping combined is \$11,772.14

The total of the "**Standard Activities Payment**" and the "**Special Activities Payment**" shall represent the "**Total Estimated Payment**" to the Town for the period.

The "**Total Estimated Payment**" to the Town is \$321,360.30

The amounts herein incurred by the County shall be apportioned annually via the tax levy to each participating Town based, (i) on the taxable value of the Towns participating in the program and (ii) the total amount incurred by the County from all participating Towns in the snow and ice program.

3. All other terms and conditions of the Agreement shall remain in full force and effect.

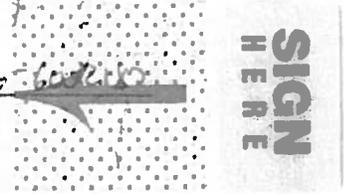
IN WITNESS WHEREOF, the parties hereto have executed this Amendment of the last day and year written below.

**COUNTY OF MONROE**

**TOWN OF BRIGHTON**

By: \_\_\_\_\_  
Terrence J. Rice  
Director of Transportation

By: \_\_\_\_\_  
William Moehle  
Supervisor  
Federal Tax ID: 16-602410



STATE OF NEW YORK)  
COUNTY OF MONROE) SS:

On the \_\_\_\_\_ day of \_\_\_\_\_, in the year 20\_\_\_\_, before me, the undersigned, a Notary Public in and for said State, personally appeared Terrence J. Rice, Director of Transportation of Monroe County, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

\_\_\_\_\_  
Notary Signature and Stamp

STATE OF NEW YORK)  
COUNTY OF MONROE) SS:

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the undersigned, a Notary Public in and for said State, personally appeared \_\_\_\_\_, personally know to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

\_\_\_\_\_  
Notary Signature and Stamp

2012-2013 Monroe County DOT Plow and Salt Report

| Town       | Town PIS | Road Name   | Road Number | Surp. # | Equip # | Center Line | # of Lanes | Lane Miles | % Salt | Lane Miles Salt    | Hill/Curve Inverse | Flow Lane Miles | Total Salt Lane | Adjusted Salt | Comments                  |
|------------|----------|-------------|-------------|---------|---------|-------------|------------|------------|--------|--------------------|--------------------|-----------------|-----------------|---------------|---------------------------|
|            |          |             |             |         |         | Mill        |            |            |        | 100%               | Ton Bridge PXR     |                 | Miles           | Lane Miles    |                           |
| BRIGHTON   | BRIGHTON | ELMWOOD AVE | 870         | 0.5020  | 0.5020  | 0.5020      | 4          | 2.008      | 100%   | 2.008              | 0.000              | 2.008           | 2.008           | 2.008         |                           |
| BRIGHTON   | BRIGHTON | ELMWOOD AVE | 870         | 0.5020  | 0.5020  | 0.5020      | 4          | 2.008      | 100%   | 2.008              | 0.000              | 2.008           | 2.008           | 2.008         |                           |
| BRIGHTON   | BRIGHTON | ELMWOOD AVE | 870         | 0.6330  | 1.8770  | 1.2440      | 5          | 4.860      | 100%   | 4.860              | 0.000              | 4.860           | 4.860           | 4.860         |                           |
| BRIGHTON   | BRIGHTON | ELMWOOD AVE | 870         | 1.8770  | 2.6590  | 0.7820      | 5          | 9.945      | 100%   | 9.945              | 0.000              | 9.945           | 9.945           | 9.945         |                           |
| BRIGHTON   | BRIGHTON | ELMWOOD AVE | 870         | 2.0590  | 2.9110  | 0.8520      | 2          | 0.854      | 100%   | 0.854              | 0.000              | 0.854           | 0.854           | 0.854         |                           |
| BRIGHTON   | BRIGHTON | ELMWOOD AVE | 870         | 2.4420  | 2.4420  | 0.0000      | 2          | 0.854      | 100%   | 0.854              | 0.000              | 0.854           | 0.854           | 0.854         |                           |
| BRIGHTON   | BRIGHTON | ELMWOOD AVE | 870         | 2.6420  | 2.6420  | 0.0000      | 2          | 0.854      | 100%   | 0.854              | 0.000              | 0.854           | 0.854           | 0.854         |                           |
| BRIGHTON   | BRIGHTON | ELMWOOD AVE | 870         | 2.9650  | 2.9650  | 0.0000      | 2          | 0.854      | 100%   | 0.854              | 0.000              | 0.854           | 0.854           | 0.854         |                           |
| BRIGHTON   | BRIGHTON | ELMWOOD AVE | 870         | 3.7680  | 3.7680  | 0.0000      | 2          | 0.854      | 100%   | 0.854              | 0.000              | 0.854           | 0.854           | 0.854         |                           |
| PITTSFORD  | BRIGHTON | LINDEN AVE  | 160         | 0.0000  | 0.3200  | 0.3200      | 2          | 0.640      | 100%   | 0.640              | 0.000              | 0.640           | 0.640           | 0.640         | PITTS RD BUT PIS BRIGHTON |
| BRIGHTON   | BRIGHTON | PENFIELD RD | 269         | 0.0000  | 0.1400  | 0.1400      | 4          | 0.560      | 100%   | 0.560              | 0.000              | 0.560           | 0.560           | 0.560         |                           |
| BRIGHTON   | BRIGHTON | PENFIELD RD | 269         | 0.1400  | 0.2800  | 0.1400      | 4          | 0.560      | 100%   | 0.560              | 0.000              | 0.560           | 0.560           | 0.560         |                           |
| BRIGHTON   | BRIGHTON | PENFIELD RD | 269         | 0.2100  | 0.2800  | 0.0700      | 4          | 0.560      | 100%   | 0.560              | 0.000              | 0.560           | 0.560           | 0.560         |                           |
| BRIGHTON   | BRIGHTON | PENFIELD RD | 269         | 0.3400  | 0.4000  | 0.0600      | 2          | 0.200      | 100%   | 0.200              | 0.000              | 0.200           | 0.200           | 0.200         |                           |
| BRIGHTON   | BRIGHTON | PENFIELD RD | 269         | 0.4400  | 0.4900  | 0.0500      | 2          | 0.150      | 100%   | 0.150              | 0.000              | 0.150           | 0.150           | 0.150         |                           |
| BRIGHTON   | BRIGHTON | PENFIELD RD | 269         | 0.4900  | 1.1800  | 0.6900      | 2          | 1.380      | 100%   | 1.380              | 0.000              | 1.380           | 1.380           | 1.380         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 0.0000  | 0.0800  | 0.0800      | 3          | 0.180      | 100%   | 0.180              | 0.000              | 0.180           | 0.180           | 0.180         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 0.0800  | 0.1600  | 0.0800      | 3          | 0.180      | 100%   | 0.180              | 0.000              | 0.180           | 0.180           | 0.180         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 0.1000  | 0.1600  | 0.0600      | 3          | 0.270      | 100%   | 0.270              | 0.000              | 0.270           | 0.270           | 0.270         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 0.1800  | 0.2400  | 0.0600      | 3          | 0.200      | 100%   | 0.200              | 0.000              | 0.200           | 0.200           | 0.200         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 0.2400  | 0.3000  | 0.0600      | 3          | 0.628      | 100%   | 0.628              | 0.000              | 0.628           | 0.628           | 0.628         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 0.3000  | 0.3400  | 0.0400      | 3          | 0.180      | 100%   | 0.180              | 0.000              | 0.180           | 0.180           | 0.180         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 0.3400  | 0.3500  | 0.0100      | 3          | 1.250      | 100%   | 1.250              | 0.000              | 1.250           | 1.250           | 1.250         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 0.3500  | 0.4000  | 0.0500      | 3          | 0.300      | 100%   | 0.300              | 0.000              | 0.300           | 0.300           | 0.300         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 1.6400  | 1.6400  | 0.0000      | 3          | 0.200      | 100%   | 0.200              | 0.000              | 0.200           | 0.200           | 0.200         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 1.6400  | 2.0900  | 0.4500      | 3          | 0.120      | 100%   | 0.120              | 0.000              | 0.120           | 0.120           | 0.120         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 1.9900  | 2.0900  | 0.0000      | 3          | 0.270      | 100%   | 0.270              | 0.000              | 0.270           | 0.270           | 0.270         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 2.0900  | 2.1900  | 0.1000      | 3          | 0.270      | 100%   | 0.270              | 0.000              | 0.270           | 0.270           | 0.270         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 2.1900  | 2.7000  | 0.5100      | 3          | 0.150      | 100%   | 0.150              | 0.000              | 0.150           | 0.150           | 0.150         |                           |
| BRIGHTON   | BRIGHTON | WESTFALL RD | 2390        | 2.7000  | 2.9400  | 0.2400      | 3          | 0.150      | 100%   | 0.150              | 0.000              | 0.150           | 0.150           | 0.150         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 0.0000  | 0.0500  | 0.0500      | 6          | 0.300      | 100%   | 0.300              | 0.000              | 0.300           | 0.300           | 0.300         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 0.0500  | 0.0700  | 0.0200      | 6          | 1.520      | 100%   | 1.520              | 0.000              | 1.520           | 1.520           | 1.520         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 0.0500  | 0.0500  | 0.0000      | 5          | 0.400      | 100%   | 0.400              | 0.000              | 0.400           | 0.400           | 0.400         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 0.5300  | 0.5900  | 0.0600      | 7          | 0.420      | 100%   | 0.420              | 0.000              | 0.420           | 0.420           | 0.420         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 0.5900  | 0.6500  | 0.0600      | 8          | 0.480      | 100%   | 0.480              | 0.000              | 0.480           | 0.480           | 0.480         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 0.6500  | 0.7000  | 0.0500      | 7          | 0.350      | 100%   | 0.350              | 0.000              | 0.350           | 0.350           | 0.350         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 0.7000  | 0.8800  | 0.1800      | 9          | 0.210      | 100%   | 0.210              | 0.000              | 0.210           | 0.210           | 0.210         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 0.8800  | 0.8800  | 0.0000      | 6          | 0.600      | 100%   | 0.600              | 0.000              | 0.600           | 0.600           | 0.600         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 0.8800  | 0.8800  | 0.0000      | 6          | 0.600      | 100%   | 0.600              | 0.000              | 0.600           | 0.600           | 0.600         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 0.8800  | 1.0600  | 0.1800      | 5          | 0.350      | 100%   | 0.350              | 0.000              | 0.350           | 0.350           | 0.350         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 1.0600  | 1.5700  | 0.5100      | 3          | 1.820      | 100%   | 1.820              | 0.000              | 1.820           | 1.820           | 1.820         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 1.5400  | 1.5700  | 0.0300      | 4          | 0.090      | 100%   | 0.090              | 0.000              | 0.090           | 0.090           | 0.090         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 1.5700  | 2.1700  | 0.6000      | 2          | 1.000      | 100%   | 1.000              | 0.000              | 1.000           | 1.000           | 1.000         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 2.1700  | 2.1500  | 0.0200      | 4          | 0.120      | 100%   | 0.120              | 0.000              | 0.120           | 0.120           | 0.120         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 2.1500  | 2.2200  | 0.0700      | 5          | 0.350      | 100%   | 0.350              | 0.000              | 0.350           | 0.350           | 0.350         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 2.2200  | 2.2400  | 0.0200      | 5          | 0.080      | 100%   | 0.080              | 0.000              | 0.080           | 0.080           | 0.080         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 2.2400  | 2.3400  | 0.1000      | 4          | 0.500      | 100%   | 0.500              | 0.000              | 0.500           | 0.500           | 0.500         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 2.3400  | 2.4900  | 0.1500      | 2          | 0.700      | 100%   | 0.700              | 0.000              | 0.700           | 0.700           | 0.700         |                           |
| BRIGHTON   | BRIGHTON | WINTON RD   | 880         | 2.4900  | 2.4900  | 0.0000      | 2          | 0.100      | 100%   | 0.100              | 0.000              | 0.100           | 0.100           | 0.100         |                           |
| Town Total |          |             |             |         |         | Center Line |            | Lane Miles |        | Hill/Curve Inverse | Flow Lane Miles    | Total Salt Lane | Adjusted Salt   |               |                           |
|            |          |             |             |         |         | 27.355      | 101.0%     | 83.245     |        | 0.000              | 83.245             | 84.045          | 71.633          |               |                           |

NYSDOT Planning Jurisdiction

Approved: As Is \_\_\_\_\_ As Corrected \_\_\_\_\_ Date \_\_\_\_\_ Signature: \_\_\_\_\_

# Agency/Professional Service SC- P.O. Claim Voucher



SAP  
DOCUMENT NO.

PAY TO: Town of Brighton  
 REMITTANCE ADDRESS: 3300 Elmwood Avenue  
Rochester, NY 14618  
 City State Zip

COUNTY OF MONROE

| YEAR | MONTH | DAY | QUANTITY | ITEMIZED ACCOUNT OF MATERIALS, SUPPLIES, ETC.  | UNIT PRICE | AMOUNT       |
|------|-------|-----|----------|--|------------|--------------|
|      |       |     |          | 90% Payment for 2012/2013 Snow & Ice Agreement |            | \$289,224.27 |
|      |       |     |          |  |            |              |
|      |       |     |          |  |            |              |
|      |       |     |          |  |            |              |

THIS VOUCHER MUST BE CERTIFIED AND SENT TO THE DEPARTMENT AUTHORIZING SAME

\_\_\_\_\_  
 (Insert name of claimant, his agent or representative)  
 Title \_\_\_\_\_ Commissioner of Public Works  
 DATE \_\_\_\_\_

**SC Purchase Order Number** \_\_\_\_\_

VENDOR NUMBER 105361 SP, G/L \_\_\_\_\_ (Choose one:  
 H=Retainage, Q=Liens, U=Securities)

INVOICE DATE \_\_\_\_\_ REFERENCE (Vendor Invoice #) \_\_\_\_\_ PAYMENT METHOD  C  
 POSTING DATE \_\_\_\_\_ (Choose one: C=Check, 4=Cash Bail, 5=Capital  
 6=Trust, 7=Monroe NewPower, 8= MCAA)

AMOUNT \$289,224.27  
 TEXT \* 90% Payment for 2012/2013 Snow & Ice Agreement

| GL ACCOUNT | SHORT TEXT | D/C | AMOUNT       | COST CENTER | BUSINESS AREA | FUND | GRANT | INTERNAL ORDER | WISS ELEMENT |
|------------|------------|-----|--------------|-------------|---------------|------|-------|----------------|--------------|
| 504330     |            |     | \$289,224.27 | 8003030000  | 8000          | 9002 |       |                |              |
|            |            |     |              |             |               |      |       |                |              |
|            |            |     |              |             |               |      |       |                |              |
|            |            |     |              |             |               |      |       |                |              |

CHECK RECEIVED BY \_\_\_\_\_  
 Print Name

I Certify that the merchandise or services itemized in the claim have been rendered or furnished to Monroe County on the date or dates shown, that the charges are correct, and am approving same for payment.

SIGNATURE \_\_\_\_\_  
 Signature  
 BUSINESS AREA HEAD OR AUTHORIZED SIGNER

**Monroe County Summary of Vendor Insurance Requirements**

Check

1. Provide ACORD Certificate of Insurance Form (example attached). Certificate Holder Information : \_\_\_\_\_

Monroe County  
39 W. Main St., Room 200  
Rochester, NY 14614  
Attn: Dept. of Transportation, City Place Bldg.

2. Provide the Following Insurance Coverages:

A. General Liability Insurance

- 1) \$1 million per occurrence \_\_\_\_\_
- 2) \$3 million aggregate \_\_\_\_\_
- 3) Name Monroe County as additional insured and provide additional insured endorsement showing same (NOTE: ACORD Form alone is INSUFFICIENT for additional insured proof) \_\_\_\_\_
- 4) If aggregate coverage is less than \$3 million:
  - a) excess or umbrella coverage in an amount to provide \$3 million total \_\_\_\_\_
  - b) excess/umbrella coverage must name Monroe County as additional insured and provide additional insured endorsement showing same \_\_\_\_\_
- 5) Name these entities as additional insureds along with Monroe County as appropriate: Monroe County Department of Transportation \_\_\_\_\_
- 6) Name other entities (such as NYS or grant funders) as additional insureds if required by statute or grant agreement \_\_\_\_\_

B. Professional Liability Insurance (if applicable) (not applicable for permits)

- 1) \$1 million per occurrence \_\_\_\_\_
- 2) \$3 million aggregate \_\_\_\_\_
- 3) DO NOT name Monroe County as additional insured \_\_\_\_\_

C. Automobile Liability Insurance

- 1) \$1 million per occurrence for bodily injury and property damage \_\_\_\_\_
- 2) Name Monroe County as additional insured and provide additional insured endorsement showing same (NOTE: ACORD Form alone is INSUFFICIENT for additional insured proof) \_\_\_\_\_

D. Workers Compensation Insurance (obtain forms from NYS Workers Comp website, www.wcb.ny.gov) Provide one of these certificates, depending upon vendor's business and employees:

- 1) C-105.2 (or U-26.3) \_\_\_\_\_
- 2) SI-12 (or GSI 105.2) \_\_\_\_\_
- 3) CE-200 \_\_\_\_\_

NOTE: ACORD Form alone is INSUFFICIENT

E. Disability Benefits Insurance (obtain from www.wcb.ny.gov). Provide one of these certificates, depending upon type of coverage:

- 1) DB-120.1 \_\_\_\_\_
- 2) DB-155 \_\_\_\_\_
- 3) CE-200 \_\_\_\_\_

NOTE: ACORD Form alone is INSUFFICIENT

Date: \_\_\_\_\_  
 Reviewed By: \_\_\_\_\_ Phone #: \_\_\_\_\_ Fax #: \_\_\_\_\_  
 Approved By: \_\_\_\_\_ 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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that a memorandum dated December 17, 2012 from Director of Finance Suzanne Zaso, regarding authorization for the acceptance of additional monetary donations in the amount of \$2,880.00 to the Veterans Memorial Fund (Account Number TE 92.Vets), be received and filed; and be it further

**RESOLVED**, that the Town Board hereby gratefully accepts the generous additional monetary donations in the amount of \$2,880.00 to the Veterans Memorial Fund (Account Number TE 92.Vets).

Dated: December 27, 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. 5

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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,

Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated December 3, 2012 from Chief of Police, Mark T. Henderson, regarding authorization for the Supervisor to execute an agreement with the Animal Hospital of Pittsford to provide boarding and veterinary services to the Town, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute an agreement with the Animal Hospital of Pittsford to provide boarding and veterinary services to the Town, said agreement having been previously reviewed and approved by the Attorney to the Town.

Dated: December 27, 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

December 3, 2012

Honorable Town Board  
Finance/Administrative Services Committee  
Town of Brighton  
2300 Elmwood Avenue  
Rochester, NY 14618

RE: Boarding and Veterinary Services Agreement

Dear Board Members:

I recommend that the Supervisor be authorized to execute an agreement between the Animal Hospital of Pittsford and the Town of Brighton for the provision of boarding and veterinary services. This contract is for the period beginning January 1, 2013 through December 31, 2013. This year's proposed contract represents a slight increase in some of the fees for services provided by the Pittsford Animal Hospital.

Both Brighton Animal Hospital and Southtown Veterinary Hospital declined to provide a quote for this service. The majority of other animal hospitals in the area are owned by Monroe Veterinary Associates which owns Pittsford Animal Hospital as well as the Emergency Service, the place we utilize on the weekends. Please see the attached list.

Thank you for your consideration. I would be happy to answer any questions you may have regarding this request.

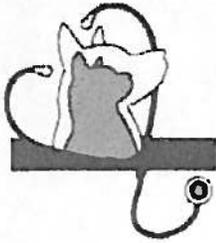
Respectfully,

A handwritten signature in black ink that reads "Mark T. Henderson".

Mark T. Henderson  
Chief of Police

MTH:jpo  
Attachment

c: Captain Robert Cline  
David Ewell, Animal Control Supervisor



**ANIMAL HOSPITAL OF PITTSFORD**

2816 MONROE AVENUE  
ROCHESTER, NY 14618

TELEPHONE (585) 271-7700  
FAX (585) 244-7287  
WWW.PITTSFORDVET.COM

PAUL BLACK, DVM  
TODD WIHLEN, DVM  
JANINE ASHTON, DM  
NICK DELAHANTY, DVM  
MELISSA PELESZ, MVB  
VANESSA VELEZ-RIVERA, MVB

October 29, 2012

The following proposal is submitted to **Town of Brighton** Animal Control by Pittsford Animal Hospital (AHOP)/Animal Emergency Service (AES), (hereafter referred to as "provider") for providing leased space for shelter and professional veterinary services under contract with the Town of Brighton.

1. The contract will be for one year, ending **December 31, 2013**.
2. Provider will provide shelter for stray dogs, cats, and/or injured animals picked up by Brighton Animal Control or good Samaritans within the Town of Brighton. Provider will contact Brighton Animal Control when a Good Samaritan or police officer brings an animal to the hospital. The number of animals sheltered at one time will not exceed six without specific approval of the Hospital Director.
3. Animals placed in the shelter will be provided food, water, and exercise on a scheduled basis. Medical treatment will be administered under the supervision of the hospital veterinarians as approved by the Animal Control Officers.
4. Immediate emergency care, on a minimal life support basis, will be provided for any animal in critical condition or experiencing undue suffering at the veterinarian's discretion. In these cases, the Animal Control Officer will be notified as soon as possible.
5. The Brighton Animal Control Officers will communicate directly with the doctor assigned to the injured animal, or Dr. Black or Wihlen at AHOP in regard to the medical care disposition of the animal.
6. Animals with chronic medical problems will not be treated for their problems at Town of Brighton expense.
7. Emergency care for animals picked up after the hospitals are closed will be handled by the Animal Emergency Service at 825 White Spruce Blvd. Well animals picked up by the town may be brought to Pittsford Animal Hospital for impounding on Sundays and holidays when a kennel worker is present to admit the Animal Control Officer to the hospital.
8. All initial communication with the public will be handled through the Brighton Animal Control. This will include initial lost dog inquiries, initial injured animal inquiries, and updated vaccinations information. The hospital will release animals to owners/harborers only when the proper release forms have been obtained, fees have been satisfied, and/or on direct instructions from the Animal Control Officers.
9. Fees to be collected by the Brighton Town Clerks Office or Brighton Animal Control Officers prior to the release of any animals include charges for seizure, boarding, and license fees.
10. All fees owed to the Provider for services rendered, except boarding, will be paid directly to the Hospital by the animal owner/harborer.

11. Provider will bill the Town of Brighton on a monthly basis for boarding, euthanasia, and cremation fees accrued during the month.

12. All adoptable animals that are not claimed upon completion of the required impound period are to be taken to the Monroe County Humane Society by Brighton Animal Control, dependent upon the Humane Society's willingness to accept the animals.

13. A schedule of fees is attached.

### **SCHEDULE OF FEES FOR PROFESSIONAL SERVICES**

Leased space and proposed fees for the boarding of stray/injured animals and professional veterinary services for the Town of Brighton Are as follows:

1. Sheltering of animals to include caging, food, and limited exercise (calculated on a 24 hr basis).

Dogs--**\$13.25** for the first day; **\$10.50** for each additional day

Cats--**\$8.50** for the first day; **\$6.25** for each additional day

2. Emergency care at the Animal Emergency Services with Animal Control Officer having direct access to the facility and a veterinarian available in residence 24 hours a day including all weekends and holidays, physical examinations, and recommendations for further diagnosis and treatment.

Emergency exam--**\$45.00**

3. Minimal life support will have to be determined on a per case basis dependent on the extent of injuries in need of immediate medical attention. In all cases, Brighton Animal Control will be notified immediately of the anticipated expenses.

If paid by owner/harbinger--standard hospital charges.

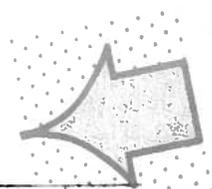
If paid by Town of Brighton--20% professional services discount of standard hospital fees.

4. A standard fee of **\$19.00** will be charged for all animal euthanizations, regardless of size, requested by Brighton Animal Control.

5. A standard fee of **\$ 1.00** per pound with a minimum fee of **\$22.00** per animal will be charged for all animal cremations, up to 100 pounds, requested by Brighton Animal Control.



Paul Black, D. V. M.  
Director, Pittsford Animal Hospital



Supervisor, Town of Brighton

SIGN  
HERE

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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated December 11, 2012 from Director of Parks and Recreation, Jerry LaVigne, regarding authorization to accept a donation of \$500.00 for future park development, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby gratefully accepts a generous donation of \$500.00 from Harvey M. Nusbaum to the Parkland Trust Fund for future park development.

Dated: December 27, 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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**RESOLVED**, that correspondence dated December 10, 2012 from Town Engineer, Michael E. Guyon, P.E., regarding authorization for the Supervisor to execute an agreement and all related change orders not exceeding ten percent of the total awarded contract price with the lowest responsive and responsible bidder, Kaplan-Schmidt Electric, Inc., to provide the materials and services needed for fire alarm and security system replacement at the Town Hall complex and Town Operations Center, including Alternate E-1 for a cost not to exceed \$140,700.00, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute an agreement and all related change orders not exceeding ten percent of the total awarded contract price with the lowest responsive and responsible bidder, Kaplan-Schmidt Electric, Inc., to provide the materials and services needed for fire alarm and security system replacement at the Town Hall complex and Town Operations Center, including Alternate E-1 for a cost not to exceed \$140,700.00, subject to the review and approval of said agreement by the Attorney to the Town.

Dated: December 27, 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

December 10, 2012

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

Re: Award of Bid  
Town Hall Facility and Operations Center  
Fire Alarm & Security System Replacement

Dear Councilperson Werner and Committee Members:

The bids for the above referenced project were publicly advertised and publicly opened on November 15, 2012 at 10:00 AM, all as required by law. A copy of the bid advertisement and bid tabulation are attached for your reference. Seven bids were received and are shown in Table – 1.

Table – 1 Bid Results Summary

| <b>Company</b>                    | <b>Base Bid<br/>(Town Hall Facility and<br/>Operations Center Fire Alarm<br/>&amp; Security System)</b> | <b>Alternate E-1<br/>Seven Additional Panic<br/>Buttons</b> |
|-----------------------------------|---|---|
| Hewitt Young Electric, LLC        | \$ 164,640.00   | \$ 2,000.00   |
| Suburban Electric of Albion, Inc. | \$ 153,200.00   | \$ 2,700.00   |
| Concord Electric Corp.            | \$ 179,000.00   | \$ 500.00   |
| M.E. Quinlan Inc.                 | \$ 189,800.00   | \$ 2,500.00   |
| Bethany Technologies Co., LLC     | \$ 189,000.00   | \$ 2,700.00   |
| Billitier Electric                | \$ 233,600.00   | \$ 4,500.00   |
| Kaplan-Schmidt Electric, Inc.     | \$ 137,000.00   | \$ 3,700.00   |

The Town of Brighton 2013 - 2015 Adopted Capital Improvement Plan indicates that \$296,945 was budgeted for this project in 2012. The low bid amount \$140,700, (\$137,000 + \$3,700) is well below the anticipated project cost

M/E Engineering P.C. and Town Staff reviewed the bids for completeness and accuracy and concluded that the low bid submitted by Kaplan-Schmidt Electric Inc. is a true representation of the costs to complete the project and the contractor is qualified to complete the works of the Contract. Therefore, I am requesting that FASC recommend that the Town Board award the base bid, Town Hall Facility and Operations Center Fire Alarm & Security System replacement, and Alternate E-1 Install Seven Additional Panic Buttons to the low, responsible and responsive bidder, Kaplan-Schmidt Electric Inc of



# *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

Rochester, N.Y for a cost not to exceed \$140,700. I further recommend that the Supervisor be authorized to execute any necessary change orders that do not collectively exceed ten percent of the awarded contract price.

As always, thank you for your consideration. I will be in attendance at your regularly scheduled December 18, 2012 meeting in the event that you have any questions regarding this matter.

Respectfully,

Mike Guyon, P.E.  
Town Engineer

## Attachments

cc: S. Zaso  
T. Keef  
M. Hussar  
Kevin Hall

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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**RESOLVED**, that correspondence dated December 12, 2012 from Town Engineer, Michael E. Guyon, P.E., regarding authorization for the Supervisor to execute an agreement and all related change orders not exceeding ten percent of the total awarded contract price with Paradigm Environmental Services, Inc., to provide air sampling and analysis needed in connection with the demolition of the farm house located at 1435 Westfall Road, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute an agreement and all related change orders not exceeding ten percent of the total awarded contract price with Paradigm Environmental Services, Inc., to provide air sampling and analysis needed in connection with the demolition of the farm house located at 1435 Westfall Road, subject to the review and approval of said agreement by the Attorney to the Town.

Dated: December 27, 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

December 12, 2012

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

Re: Award of Project  
1435 Westfall Road  
Farmhouse Controlled Demolition

Dear Councilperson Werner and Committee Members:

The Town Board awarded the project to demolish the farmhouse located at 1435 Westfall Road to Empire Wrecking Co. Inc, for a price not to exceed \$29,600.00 at their December 12, 2012 meeting. Part 56 of Title 12 of the Official Compilation of Codes, Rules and Regulations of the State of New York, (Cited as 12 NYCRR Part 56) indicates air sampling and analysis on a project of this nature must be completed by a third party qualified contractor hired by the property owner. Therefore, the Town of Brighton is required to obtain the services of an air sampling firm to complete this testing. We obtained a price quote from Paradigm Environmental Services, Inc., to perform this work. This price quote was predicated on 3 days of work which equates to a cost of \$1,380.00. A copy of the quote is attached. The City of Rochester currently has an agreement with Paradigm for material testing and exploratory drilling as demonstrated by the attached letter from the City of Rochester.

Account A. Rec. 7117.2.60 allocates \$36,300 for this project. This price quote, \$1,380 plus the demolition cost, \$29,600 does not exceed the money's allocated for this project.

Town of Brighton staff reviewed the quote for completeness and accuracy and concluded that the quote provided by Paradigm Environmental Services, Inc., is representative of the costs necessary to complete the air monitoring for the project and the contractor is qualified to perform this work. Therefore, I am requesting that FASC recommend that the Town Board award the air monitoring services associated with the demolition of the farmhouse located at 1435 Westfall Road to Paradigm Environmental Services, Inc., for a price not to exceeded \$1,380.00. I further recommend that the Supervisor be authorized to execute any necessary change orders that do not collectively exceed ten percent of the awarded contract price.



# *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

As always, thank you for your consideration. I will be in attendance at your regularly scheduled December 18, 2012 meeting in the event that you have any questions regarding this matter.

Respectfully,

Mike Guyon, P.E.  
Town Engineer

cc: S. Zaso  
T. Keef  
M. Hussar

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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**RESOLVED**, that correspondence dated December 11, 2012 from Director of Parks and Recreation, Jerry LaVigne, regarding authorization for the Supervisor to execute a renewal of the Town's agreement with Park Place Corporation to provide transportation services for the Parks and Recreation Seniors Program for calendar year 2013 at the rate of \$89.98 per hour, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute a renewal of the Town's agreement with Park Place Corporation to provide transportation services for the Parks and Recreation Seniors Program for calendar year 2013 at the rate of \$89.98 per hour, subject to the review and approval of said agreement by the Attorney to the Town.

Dated: December 27, 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

### RECREATION, PARKS & COMMUNITY SERVICE DEPARTMENT

220 Idlewood Road  
Rochester, NY 14618  
<http://www.townofbrighton.org>

(585) 784-5260  
Fax: (585) 784-5365  
TTY: (585) 784-5381

December 11, 2012

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

#### **Re: Renewal and Amend Transportation Contract for 2013**

Dear Finance Committee Members:

I respectfully request your permission to authorize the Supervisor to renew our day-to-day transportation service with Park Place Corporation Services for 2013, with the rate indicated in the attached correspondence. The rate will be \$89.98 per hour, it reflects a \$3.46 per hour increase over our 2012 rate. We average three hours of service on a normal program day.

The term of the renewal will be for a period of one year. Funding for this service is provided in the 2013 budget.

The seniors have been very please with the quality of the transportation services provided by Park Place, and I will be happy to answer any questions you may have regarding this matter.

Sincerely,

Jerry LaVigne  
Director of Parks and Recreation

The selected service provider may be required to enter into negotiations leading to a final contract for service and including specific conditions with regard to service delivery, fee structure, and contractual protection to be afforded to the Town.

Payment Terms:

The Town will process all requests for payment pursuant to the terms of the service contract entered into, and upon the submission of a detailed Invoice. Pursuant to Town Law, payments may only be made upon presentation of approved vendor claims to the Town Board at their regularly scheduled Town Board meetings (which generally occur on the 2<sup>nd</sup> and 4<sup>th</sup> Wednesday of each month). Checks in payment of an approved vendor Invoice are mailed generally within 2-3 days of the Town Board meeting at which payment was authorized.

Provider-requested payment terms, including any discounts that may be taken based on prompt payment, must be clearly delineated in proposals submitted.

The Town reserves the right to withhold payment of an Invoice where it considers the Invoice to be incomplete until it is complete to the Town's sole satisfaction.

Term of Service Contract:

The term of an agreed upon Service Contract will be for one (1) year commencing on January 1, 2011 and ending on December 31, 2011. However, such contract may be renewed for up to four (4) additional one (1) year terms upon amending renewal terms and conditions acceptable to both parties.

With regard to such amending renewal terms, the service provider may request, and the Town in its sole discretion may accept or reject, an increase in fees. Such fee increase, if accepted by the Town, will be computed by the Town and will be based on the weighted average increase of two components:

- Two-thirds or 67% of any fee increase will be based on any increase in the Consumer Price Index (CPI) for northeast urban consumers, all items, not seasonally adjusted, as reported by the U.S. Department of Labor, with the base statistic being September 2010 and the increase in the CPI relating to the statistic reported as of the September immediately preceding the renewal year.
- One-third or 33% of any fee increase will be based on any increase in the price of No. 2 Regular Diesel Fuel at east coast retail pricing, as reported by the U.S. Department of Energy, with the base statistic being September 2010 and the increase in diesel fuel pricing relating to the statistic reported as of the September immediately preceding the renewal year.

Note: An example of how any requested fee increase would be computed, assuming a "per round trip" base fee of \$100 for weekly scheduled senior citizen transportation needs and an hourly rate of \$50 for other non-routine senior citizen transportation needs (such rates chosen for ease of computation purposes only) is enclosed with this Request for Proposal.

If agreement on amending terms, including any increase in fees, cannot be reached by the November 1<sup>st</sup> prior to the next renewal year, the contract shall be considered terminated as of December 31<sup>st</sup>.

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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**RESOLVED**, that a memorandum dated December 17, 2012 from Director of Finance, Suzanne Zaso, regarding authorization for the Supervisor to execute an agreement with Burke Group to provide actuarial services for the Town's Other Post-Employment Benefits for fiscal year 2012 for a price of \$4,000.00, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute an agreement with Burke Group to provide actuarial services for the Town's Other Post-Employment Benefits for fiscal year 2012 for a price of \$4,000.00, said agreement being subject to the review and approval of the Attorney to the Town.

Dated: December 27, 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 | _____ |



SUZANNE ZASO, DIRECTOR OF FINANCE  
2300 ELMWOOD AVENUE  
ROCHESTER, NEW YORK 14618  
Phone (585) 784-5210 Fax (585) 784-5396

MEMORANDUM

To: The Honorable Town Board  
Attn.: Finance and Administrative Services Committee  
From: Suzanne Zaso, Director of Finance *nz*  
Date: December 17, 2012  
Subject: Actuarial Services for Other Post-Employment Benefits  
GASB 45

In accordance with GASB 45 provisions for valuating and disclosing the cost of Other Post-Employment Benefits (OPEB), the Town must obtain a full valuation for the fiscal year ending 12/31/12.

I sent out four requests for proposals to actuarial firms and all four firms responded with pricing ranging from \$3,700 to \$6,000. While all bidders have experience in providing GASB 45 valuations, the low bidder did not list any towns, counties, or cities as customers for which they have provided OPEB valuation services. The second lowest bidder, the Burke Group at \$4,000, has provided this service for many towns, villages and cities, including the Town of Brighton for fiscal year 2010.

I would like to recommend that the Town Board authorize the Supervisor to enter into an agreement with the Burke Group in the amount of \$4,000 to provide actuarial services to the Town as required by GASB Statement 45. Additional services, if requested by the Town, would range from \$75 to \$275 per hour depending on the services requested. Sufficient funds have been provided in the Finance Department's budget for the full-valuation services.

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

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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**RESOLVED**, that a memorandum dated December 17, 2012 from Director of Finance, Suzanne Zaso, regarding a recommendation to amend the Mileage Reimbursement Policy, changing the allowable business mileage reimbursement rate to 56.5 cents per mile where such mileage expenses are incurred in accordance with all other provisions of the Policy, with such amendment effective January 1, 2013, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby amends the Mileage Reimbursement Policy, changing the allowable business mileage reimbursement rate to 56.5 cents per mile where such mileage expenses are incurred in accordance with all other provisions of the Policy, with such amendment effective January 1, 2013.

Dated: December 27, 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

MEMORANDUM

To: The Honorable Town Board  
Attn: Finance and Administrative Services Committee  
From: Suzanne Zaso, Director of Finance  
Date: December 17, 2012  
Subject: Proposed Change in Mileage Reimbursement Rate

I recommend that Your Honorable Body amend the Town Board's Mileage Reimbursement Policy, changing the "business mileage" reimbursement rate to 56.5 cents per mile (up one cent from the current 55.5 cents per mile) effective January 1, 2013.

It has been our practice to utilize the IRS standard mileage reimbursement rate for business use of our employees' personal vehicle. By utilizing the IRS rate we ensure that no record keeping other than a contemporaneous record of business mileage incurred needs to be maintained, and that no employee compensation needs to be recorded by the Town for business mileage reimbursements.

The formal action being recommended to the Town Board is:

- To amend the Mileage Reimbursement Policy, changing the allowable business mileage reimbursement rate to 56.5 cents per mile where such mileage expenses are incurred in accordance with all other provisions of the Policy, with such amendment effective January 1, 2013.

I would be happy to respond to any questions members of the Town Board may have. By copy of this memo to the Library Board of Trustees, they are advised of the IRS's action, should they choose to amend the mileage reimbursement rate for Library employees as well.

Copies to: Library Board of Trustees and All Department Heads

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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that a memorandum dated December 18, 2012 from Director of Finance, Suzanne Zaso, regarding authorization for the Supervisor to execute a new three year contract for System Software Maintenance services with New World Systems, Inc. for calendar years 2013 and 2014, with an opt-out option for the year 2015 be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute a new three year contract for System Software Maintenance services with New World Systems, Inc. for calendar years 2013 and 2014, with an opt-out option for the year 2015, subject to the review and approval of said agreement by the Attorney to the Town.

Dated: December 27, 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 | _____ |



SUZANNE ZASO, DIRECTOR OF FINANCE  
2300 ELMWOOD AVENUE  
ROCHESTER, NEW YORK 14618  
Phone (585) 784-5210 Fax (585) 784-5396

## MEMORANDUM

To: The Honorable Town Board  
Attn: Finance and Administrative Services Committee  
From: Suzanne Zaso, Director of Finance *SZ*  
Date: December 18, 2012  
Subject: Standard Software Maintenance Agreement for Financial Information System – New World Systems

The Town's Standard Software Maintenance Agreement (SSMA) with New World Systems, the provider of our Financial Information System Software, will expire on 12/31/12. This SSMA provides the Town with updates to our existing programs in New World System's Financial Management Base Accounting System, Capital Assets and Project/Grant Accounting modules. It also provides telephone support and maintenance for problems or questions we encounter while utilizing their software. Please note that since New World Systems is the sole developer and provider of this financial software, they are the only organization that can provide this necessary service to the Town's existing financial system.

In order to continue the benefits of the SSMA, New World Systems is proposing a new three-year agreement that will extend through 12/31/15 with an option to opt-out of 2015 if the Town were to make a software change. The annual costs of the SSMA will be \$10,165 in 2013, \$10,775 in 2014, and \$11,529 in 2015. Sufficient funds have been budgeted for this expenditure in 2013.

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.

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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,

Supervisor

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

Councilpersons

**WHEREAS**, the New York State Department of Environmental Conservation (NYSDEC) has established a 30-day public comment period from December 12, 2012 through January 11, 2013 on the revised draft regulations for high volume hydraulic fracturing; **and**

**WHEREAS**, the documents released for public review by NYSDEC number 338 pages including the revised regulations 6 NYCRR Parts 52, 190, 550 - 556, 560, 750.1, and 750.3; a summary and assessment of public comments; and additional analyses and impact statements; **and**

**WHEREAS**, the 30-day review period is inadequate for a thoughtful and thorough public review of the released documents and encompasses a period of time with major religious and national holidays; **and**

**WHEREAS**, due to Open Meetings Law requirements for advance public notice of agendas and supporting materials, the 30-day comment period severely hinders the ability for any municipal regulatory or advisory organizations which meet on monthly schedules to review the released documents and draft, approve, and issue comments; **and**

**WHEREAS**, these regulations are intended, in part, to mitigate impacts on local municipalities, and as described above, because of requirements of Open Meetings Law, and the monthly meeting schedule of some local governments, a 30 day comment period seriously impacts the ability of those municipalities to draft, hear public comment, revise and vote on a response as to the adequacy of regulations designed to protect them, **and**

**WHEREAS**, the NYSDEC has not completed and made public its health impact assessment, and it is therefore impossible to comment on the adequacy of these regulations in mitigating these yet undescribed impacts, **and**

**WHEREAS**, the NYSDEC has not made public its revised economic impact assessment, and it is therefore impossible to comment on the adequacy of these regulations in mitigating these yet undetermined impacts,

**Now therefore be it Resolved,** that the Town of Brighton requests that at a minimum the NYSDEC extend the public comment period on the revised regulations to a minimum of 90 days so as to allow adequate public process at the local level and preferably that the NYSDEC not finalize the regulations on high volume hydraulic fracturing until after the SGEIS is finalized.

**Be It Further Resolved** that a copy of this resolution shall be sent to: Governor Andrew Cuomo; New York State Department of Environmental Conservation Commissioner Joe Martens, New York State Association of Towns, NYS Assemblyperson Joseph D. Morelle, and NYS Senator Joseph E. Robach .

Dated: December 27, 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 27th day of December, 2012.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that a memorandum dated December 17, 2012 from Town Assessor, Elaine Ainsworth, regarding authorization for the Supervisor to execute a Settlement Agreement for Tax Certiorari proceedings regarding the 2010, 2011 and 2012 assessment rolls for properties located at 70 and 80 Linden Oaks (Parcel IDs 262000 138.10-1-51.1 and 262000 138.10-1-52.1), together with the proposed settlement agreement attached hereto, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute a Settlement Agreement for Tax Certiorari proceedings regarding the 2010, 2011 and 2012 assessment rolls for properties located at 70 and 80 Linden Oaks (Parcel IDs 262000 138.10-1-51.1 and 262000 138.10-1-52.1, said agreement having been previously reviewed and approved by the Town's special counsel for Tax Certiorari proceedings.

Dated: December 27, 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 | _____ |