

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  
July 23, 2014

**PRESENT:**

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

Daniel Aman, Town Clerk  
Kenneth Gordon, Attorney for the Town  
Mark Henderson, Chief of Police  
Tim Keef, Commissioner of Public Works  
Suzanne Zaso, Director of Finance  
Maryann Hussar, Assistant to the Supervisor

**MEETING CALLED TO ORDER AT 7:04 PM:**

**APPROVAL OF AGENDA:**

Motion by Councilmember Louise Novros 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 9, 2014 Town Board Meeting

Motion by Councilmember Christopher Werner seconded by Councilmember James Vogel to approve and file the aforementioned minutes

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**PUBLIC HEARINGS:**

**MATTER RE:** Proposed "Best Value Pricing Local Law of 2014" (see Resolution #1 and copy of proposed local law).

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

**BIDS:**

**MATTER RE:** Approval to solicit for proposals to provide services and materials for renovations to the Carmen Clark Lodge at Town Park (see Resolution #2 and letter dated July 11, 2014 from Timothy Keef, P.E. Commissioner of Public Works).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**COMMUNICATIONS:**

**FROM** Chris Mueller, Time Warner Cable dated July 16, 2014 to Supervisor regarding subscriber service/s update/s.

Motion by Councilmember James Vogel seconded by Councilmember Jason DiPonzio that the aforementioned communications be received and filed

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**COMMITTEE REPORTS:**

Parks and Recreation & Community Services – Next meeting 9/22/14 at 4:30 PM at Brookside  
 Finance and Administrative Services – Next meeting 8/5/14 at 3:30 PM in the Stage Conference Room  
 Public Safety Services – Next meeting 8/12/14 at 8:00 AM in Downstairs Meeting Room  
 Public Works Services – Next meeting 8/4/14 at 9:00 AM 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 for payment the claims as set forth in Exhibit No. 3 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Approval to accept donation of 4' benches that will be installed at the 12-Corners Park from Webster Properties, LLC and Brighton Chamber of Commerce (see Resolution #3).

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:** Re-appointment of Andrew Dollinger to the Board of Assessment Review committee for another 5-year term effective October 1, 2014 through September 30, 2019 (see Resolution #4).

Motion by Councilmember James Vogel 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. 5 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute amended lease agreement with NCWPCS MPL Holdings LLC (former agreement with AT &T) to lease cell tower space located at 1941 Elmwood Avenue (see Resolution #5 and memorandum dated June 3, 2014 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. 6 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Approval to declare as lost or junk, particular items within the Sewer Department that have been declared to have no value and/or are no longer serviceable (see Resolution #6 and memorandum dated July 9, 2014 from Amy Banker, Operations Accountant, Dept. 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. 7 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize approval for Supervisor to execute agreement with AVS to provide RPS V4 consulting and updating services for the RPS V4 software for the Town Assessor's office for the year 2014 (see Resolution #7, memorandum dated July 1, 2014 from Elaine Ainsworth, Assessor and copy of agreement).

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. 8 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Approval to amend agreement with NY State DOT to support additional snow and ice removal services performed by the Town due to the severity of the 2013/14 winter season (see Resolution #8 and letter dated July 11, 2014 from Timothy Keef, P.E. Commissioner of Public Works).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Approval to amend self-funded dental benefit plan to include all part-time employees who work at least 20 hours per week, along with authorization to amend benefit description documents to support same (see Resolution #9 and letter dated July 11, 2014 from Gary Brandt, Director of Personnel & Human Resources)

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:** Authorize Supervisor to execute Change Order #1 to the agreement with Pro Construction to support additional estimated 3,575 square feet of District and Town-wide sidewalk repair services needed (see Resolution #10 and letter dated July 8, 2014 from Timothy J. Anderson, Deputy Highway Superintendent).

Motion by Councilmember James Vogel 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. 11 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Set public hearing date of August 13, 2014 for proposed removal of tree at 275 Ashbourne Road (see Resolution #11 and letter dated July 14, 2014 from Timothy Keef, Commissioner of Public Works).

Motion by Councilmember Louise Novros 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:** Receive and file Final Supplemental Generic Environmental Impact Statement received from the University of Rochester for its Institutional Planned Development project and

forward to Stantec, the project consulting firm, for their review (see Resolution #12 and letter dated July 16, 2014 from Ramsey Boehner, Environmental Review Liaison Officer).

Motion by Councilmember James Vogel 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. 13 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Receive and file Advisory Report dated July 17, 2014 from the Town Planning Board regarding proposed amendments to the Comprehensive Development Regulations and set August 13, 2014 for Public Hearing to consider same (see Resolution #13 and letter dated July 22, 2014 from Ramsey Boehner, Town Planner).

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. 14 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MEETING ADJOURNED AT 8:15 PM:**

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio to adjourn at 8:15 PM

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 proceeding of the Town of Brighton, County of Monroe, State of New York meeting held on the 23<sup>rd</sup> day of July, 2014 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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**WHEREAS**, a public hearing, duly noticed, was held on July 23, 2014 at 7:30 pm at 2300 Elmwood Avenue in the Town of Brighton to hear testimony and public comment and to receive and review evidence and exhibits regarding the proposed adoption of Local Law #3 of 2014 entitled "Best Value Pricing Local Law" in the form attached hereto; and

**WHEREAS**, at said public hearing all persons having an interest in the proposed Local Law had an opportunity to speak and give testimony relating thereto, and the Town Board having determined that based on such testimony, and the written materials received, it desires to adopt such Local Law; now it is hereby

**RESOLVED**, that the proposed Local Law #3 of 2014 entitled "Best Value Pricing Local Law" is hereby adopted and enacted by the Town Board of the Town of Brighton in the form attached hereto; and be it further

**RESOLVED**, that said Local Law shall be filed by the Town Clerk in the proper book at the Office of the Town Clerk and shall also be filed by the Town Clerk with the New York State Secretary of State all within twenty days or less from the date the above Local Law is enacted by the Town Board of the Town of Brighton.

Dated: July 23, 2014

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

**Local Law #3 of 2014  
Best Value Pricing Local Law**

**Section 1. Title**

This Local Law shall be known as the Best Value Pricing Local Law of the Town of Brighton.

**Section 2. Purpose.**

It is the purpose and intent of this Local Law to authorize the award of contracts on the basis of Best Value for the purchase of goods or services in accordance with Section 103(1) of the New York State General Municipal Law. Such Best Value awards will not apply to contracts for public works projects.

**Section 3. Text of Local Law**

Pursuant to the provisions of New York State General Municipal Law Section 103(1), the Town of Brighton, New York, located in the County of Monroe, hereby authorizes the use of "best value", as that term is defined in Section 163 of the State Finance Law, for awarding purchase contracts other than purchase contracts for the completion of a public works contract pursuant to Article 8 of the Labor Law.

**Section 4. Effective Date**

This Local Law shall take effect immediately upon filing with the Secretary of State.

**STATE FINANCE LAW SECTION 163**

- **j. "Best value" means the basis for awarding contracts for services to the offerer which optimizes quality, cost and efficiency, among responsive and responsible offerers. Such basis shall reflect, wherever possible, objective and quantifiable analysis. *Such basis may also identify a quantitative factor for offerers that are small businesses or certified minority- or women-owned business enterprises as defined in subdivisions one, seven, fifteen and twenty of section three hundred ten of the executive law to be used in evaluation of offers for awarding of contracts for services.***





LOCAL GOVERNMENT MANAGEMENT GUIDE

# Seeking Competition in Procurement



**EXCERPT FROM "SEEKING COMPETITION IN PROCUREMENT"**  
(footnote omitted)

Local governments and school districts may elect to award purchase contracts which exceed the statutory threshold (i.e., \$20,000) to a responsive and responsible offeror on the basis of "best value" ("competitive offering"), instead of to the lowest responsible bidder.<sup>10</sup> For this purpose, the term "purchase contract" includes contracts for service work, but excludes contracts necessary for the completion of a public works contract covered by the prevailing wage provisions of article 8 of the Labor Law, such as for building construction.<sup>11</sup> Towns, villages, cities (except New York City) and counties must first authorize the use of best value for awarding purchase contracts by the adoption of a local law. District corporations (e.g., fire districts), school districts, or boards of cooperative educational services (BOCES) must first authorize the use of best value by rule, regulation or resolution adopted at a public meeting.

"Best value" is defined for this purpose as a basis for awarding contracts "to the offerer which optimizes quality, cost and efficiency, among responsive and responsible offerers."<sup>12</sup> Therefore, in assessing best value, non-price factors can be considered when awarding the purchase contract. Non-price factors can include, but are not limited to, reliability of a product, efficiency of operation, difficulty/ease of maintenance, useful lifespan, ability to meet needs regarding timeliness of performance, and experience of a service provider with similar contracts. The basis for a best value award, however, must reflect, whenever possible, objective and quantifiable analysis.<sup>13</sup>

For purposes of best value, a responsive offeror is an offeror meeting the minimum specifications.<sup>14</sup> As discussed above, in assessing whether an offeror is responsible, a local government or school district should consider an offeror's capacity and financial ability to complete the contract, accountability, past performance, reliability and integrity.<sup>15</sup>

Accordingly, should the local government or school district elect to award a purchase contract on the basis of best value, the local government or school district must be prepared to show that: (1) the offeror is responsive and responsible; and (2) local officials applied objective and quantifiable standards, whenever possible, to determine that the offer optimizes quality, cost and efficiency. The local government or school district should have a written justification if it bases a best value award on criteria that are not objective and quantifiable.

The best value specification should describe the general manner in which the evaluation and award of offers will be conducted and, as appropriate, identify the relative importance or weighting of price and non-price factors.<sup>16</sup> As noted, the decision to award a contract on the basis of best value must be based on objective and quantifiable analysis, such as a cost-benefit analysis, whenever possible. In evaluating and determining to accept a higher priced offer, the local government or school district generally should use a cost-benefit analysis to show quantifiable value or savings from non-price factors that offset the price differential of the lower price offers. The local government or school district's procurement policies and procedures should require documentation of this analysis.<sup>17</sup>

Whether a local government or school district elects to award a purchase contract based on lowest responsible bidder or best value, they are required to comply with public advertising and bid/offer opening requirements that apply to purchase contracts above existing statutory thresholds.<sup>18</sup>

### **Example - Cost-Benefit Analysis**

A local government solicits competitive offers to purchase a new pickup truck. Vendor A offers the lowest priced truck at \$40,000. Vendor B offers a more fuel-efficient truck at a price of \$45,000. Both vendors are responsive and responsible offerors. The local government reasonably estimates its average annual fuel costs to be \$4,000 for Vendor A's truck and \$3,000 for Vendor B's truck. The local government also concludes, based on reliable independent studies and assuming current usage of the vehicle, the more fuel efficient truck (Vendor B) will likely have \$250 less in maintenance costs annually than Vendor A (assuming maintenance costs of \$1,000 annually for Vendor A's truck). The local government determines the expected useful life of a new truck to be 10 years and intends to retain the truck for the full useful life. In order to quantify these other critical aspects relating to the new pick up truck purchase, the local government prepares the following cost-benefit analysis:

	<b>Vendor A</b>	<b>Vendor B</b>
<b>Price (Truck)</b>	\$40,000	\$45,000
<b>Fuel Costs over Useful Life (10 Years)</b>	\$40,000	\$30,000
<b>Maintenance Costs over Useful Life (10 Years)</b>	\$10,000	\$7,500
<b>Total Cost</b>	<b>\$90,000</b>	<b>\$82,500</b>

Based on this analysis, it may be possible for the local government to support a determination that the truck from Vendor B provides the "best value" to the local government.

**LEGAL NOTICE**  
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 25th day of June, 2014.  
**PRESENT:**  
WILLIAM W. MOEHLE, Supervisor;  
JAMES R. VOGEL, CHRISTOPHER K. WERNER, JASON S. DIPONZIO, Councilpersons  
**RESOLVED**, that correspondence dated June 18, 2014 from Attor-

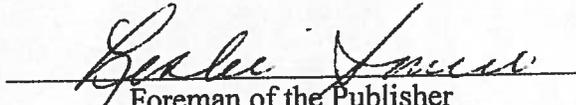
STATE OF NEW YORK  
Ontario County

**STATE OF NEW YORK  
Monroe County**

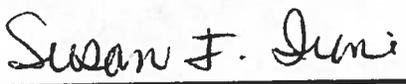
**Leslie Smith** being duly sworn, deposeth and saith that she is the bookkeeper for  
**BRIGHTON-PITTSFORD POST**  
Newspaper

Published in the Town of Pittsford, County of Monroe and State of New York  
A foresaid and that a notice of which the Annexed is a printed copy, was published in the said Paper once in each week

**JULY 3, 2014  
ENDING ON  
JULY 3, 2014**

  
Foreman of the Publisher

Subscribed and sworn on before me,  
**This 7TH day Of JULY 2014**



Notary Public, State of NY

Legal # 02544282

Susan J. Irvine  
Notary Public, State of New York  
Qualified in Ontario County  
My Commission expires April 6, 2015

ney to the Town Kenneth W Gordon requesting that the Town Board set a public hearing on the adoption of a Local Law and the attached draft of the "Value Pricing Local Law of 2014", be received and filed; and be it further  
**RESOLVED**, that the Town Board hereby sets a public hearing for consideration of and public comment regarding the adoption of the proposed "Value Pricing Local Law of 2014" for July 23, 2014 at 7:30 pm or as soon thereafter as this matter may be heard at the Brighton Town Hall, 2300 Elmwood Avenue, in the Town of Brighton, County of Monroe and that the Clerk of the Town publish and otherwise provide to the public notice of such public hearing as is required by law.  
Jy 03  
72544282

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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated July 11, 2014 from Commissioner of Public Works Timothy E. Keef, P.E. regarding a request to obtain Town Board authorization to solicit bids for the renovation of the Carmen Clark Lodge at Town Park, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Commissioner of Public Works or his designee to solicit bids for the renovation of the Carmen Clark Lodge at Town Park.

Dated: July 23, 2014

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

July 11, 2014

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

re: Authorization of Bids for Renovations to the Carmen Clark Lodge at Town Park

Dear Chairperson Werner and Committee Members:

Authorization is requested to solicit bids for renovations to the above Town facility. The scope of this work generally includes replacing the existing fixtures and appurtenances in the kitchen and bathroom areas. Funds have been allocated in this year's budget for this purpose. This matter will be returned to your Committee prior to recommending an award.

As always, thank you for your consideration. I will be in attendance at your regularly scheduled July 15, 2014 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: M. Beeman  
C. Roscoe  
S. Zaso  
A. Banker  
M. Hussar  
K. Gordon



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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that email correspondence dated June 26, 2014 between Town Supervisor William W. Moehle and Brighton Chamber of Commerce President Nelson Lopatin regarding the donation by the Chamber of Commerce to the Town of benches and hardscape to be installed at the 12-Corners Park, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes with gratitude the donation by the Brighton Chamber of Commerce of benches and hardscape to be installed at the 12-Corners Park.

Dated: July 23, 2014

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

## Mary Ann Hussar

---

**From:** William Moehle <[william.moehle@townofbrighton.org](mailto:william.moehle@townofbrighton.org)>  
**Sent:** Thursday, June 26, 2014 11:29 AM  
**To:** 'Nelson Lopatin'  
**Cc:** 'Hussar, MaryAnn'; [craig@websterprop.com](mailto:craig@websterprop.com); 'Lisa Westlund'; 'Bob Farrell'  
**Subject:** RE: Fwd: 12 Corners update

Thanks Nelson...that works too.

Bill  
William W. Moehle  
Supervisor, Town of Brighton  
2300 Elmwood Avenue  
Rochester, New York 14618  
(585)784-5252

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**From:** Nelson Lopatin [<mailto:nelson@uswebsites.com>] **On Behalf Of** Nelson Lopatin  
**Sent:** Thursday, June 26, 2014 9:40 AM  
**To:** William Moehle  
**Cc:** Hussar, MaryAnn; [craig@websterprop.com](mailto:craig@websterprop.com); Lisa Westlund; Bob Farrell ([bob@thefarrelledge.com](mailto:bob@thefarrelledge.com))  
**Subject:** RE: Fwd: 12 Corners update

Hi Bill,

I need to bring the Chamber beautification project back to the Board for approval due to the change in the project from stone benches to wooden benches. The project is on our agenda for our meeting on July 10. Assuming the Board approves the project as modified, we would be able to ask the Town Board to consider approval at the July 23 meeting.

Thanks,

—  
Nelson Lopatin, President  
Brighton Chamber of Commerce  
<http://www.BrightonChamber.org>  
585.789.1932



On June 26, 2014 at 8:40:46 AM, William Moehle ([william.moehle@townofbrighton.org](mailto:william.moehle@townofbrighton.org)) wrote:

Thanks Bill...I do too. I will ask that the Town Board consider this for approval at its next meeting on July 9. I am most appreciative of the Craig's generosity and that of the Chamber. Craig, we will make sure that you and the Chamber are properly recognized for your dedication to the Brighton community.

Bill  
William W. Moehle  
Supervisor, Town of Brighton

2300 Elmwood Avenue  
Rochester, New York 14618  
(585)784-5252

-----Original Message-----

From: William Price [mailto:WPrice@FisherAssoc.com]  
Sent: Wednesday, June 25, 2014 10:42 PM  
To: [craig@websterprop.com](mailto:craig@websterprop.com)  
Cc: [nelson@brightonchamber.org](mailto:nelson@brightonchamber.org); [william.moehle@townofbrighton.org](mailto:william.moehle@townofbrighton.org)  
Subject: Re: Fwd: 12 Corners update

Craig - Sorry for delaying getting back sooner. I like the change. Bill  
Price William M. Price, RLA Sr. Landscape Architect

Fisher Associates  
135 Calkins Road  
Rochester, NY 14623  
(585) 334-1310 ext. 280  
(585) 721-8555 cell  
(585) 334-1361 fax  
[wprice@fisherassoc.com](mailto:wprice@fisherassoc.com)  
[www.fisherassoc.com](http://www.fisherassoc.com)  
>>> "Webster, Craig" 06/23/14 1:57 PM >>>  
Bill(Price),

Attached is our re-design for the 12 Corners Park. We added a 4' bench and a 4'x2' pad for the bench to sit on. I know Nelson the chamber president and the board would still need to approve the change. Please let us know your thoughts so we can keep the process moving.

The herringbone pattern that is shown will not be used. We will match the pattern(radius) that is existing in the park now. Also the plantings will be at the discretion & cost of the town.  
Keep us posted.

Best,

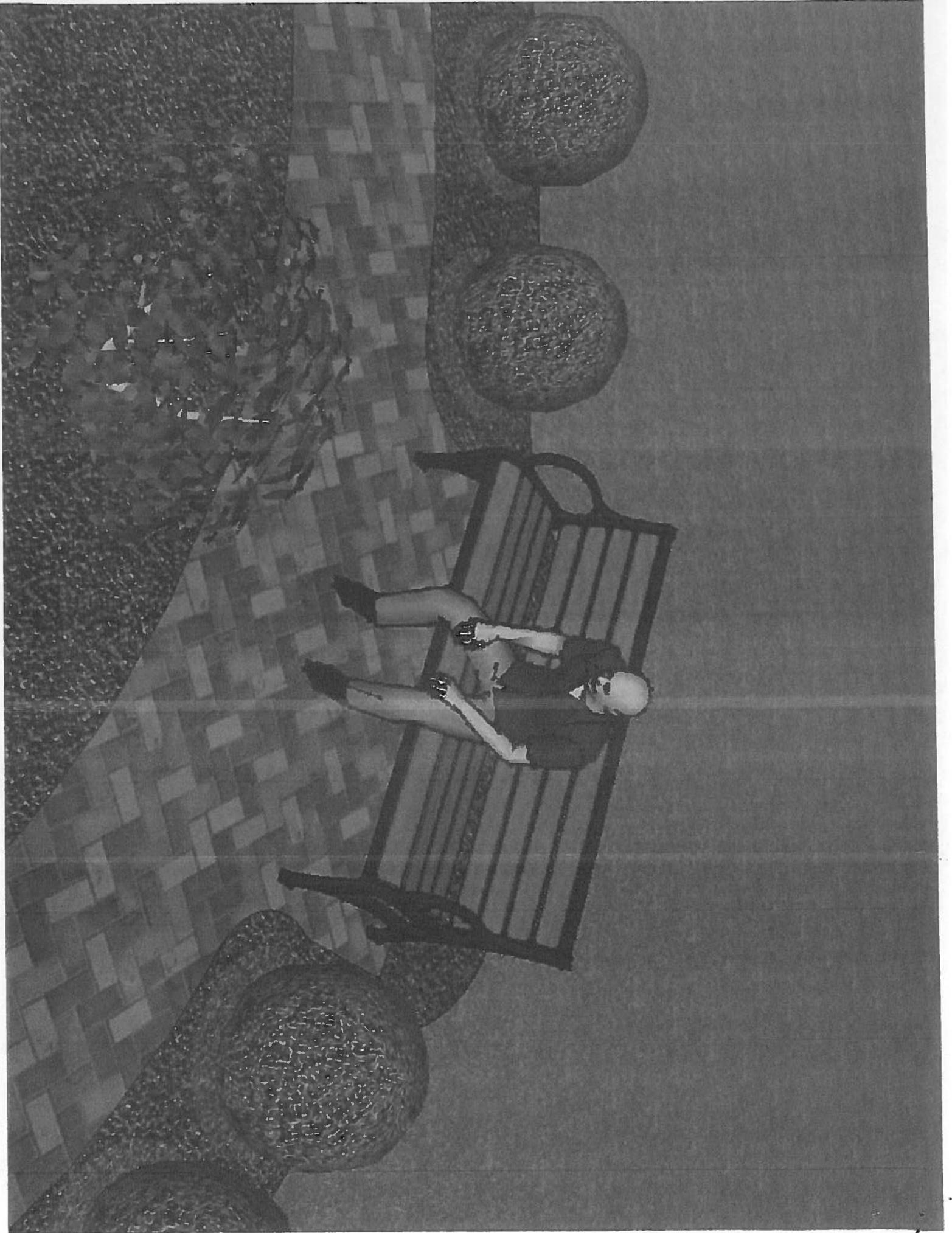
----- Forwarded message -----

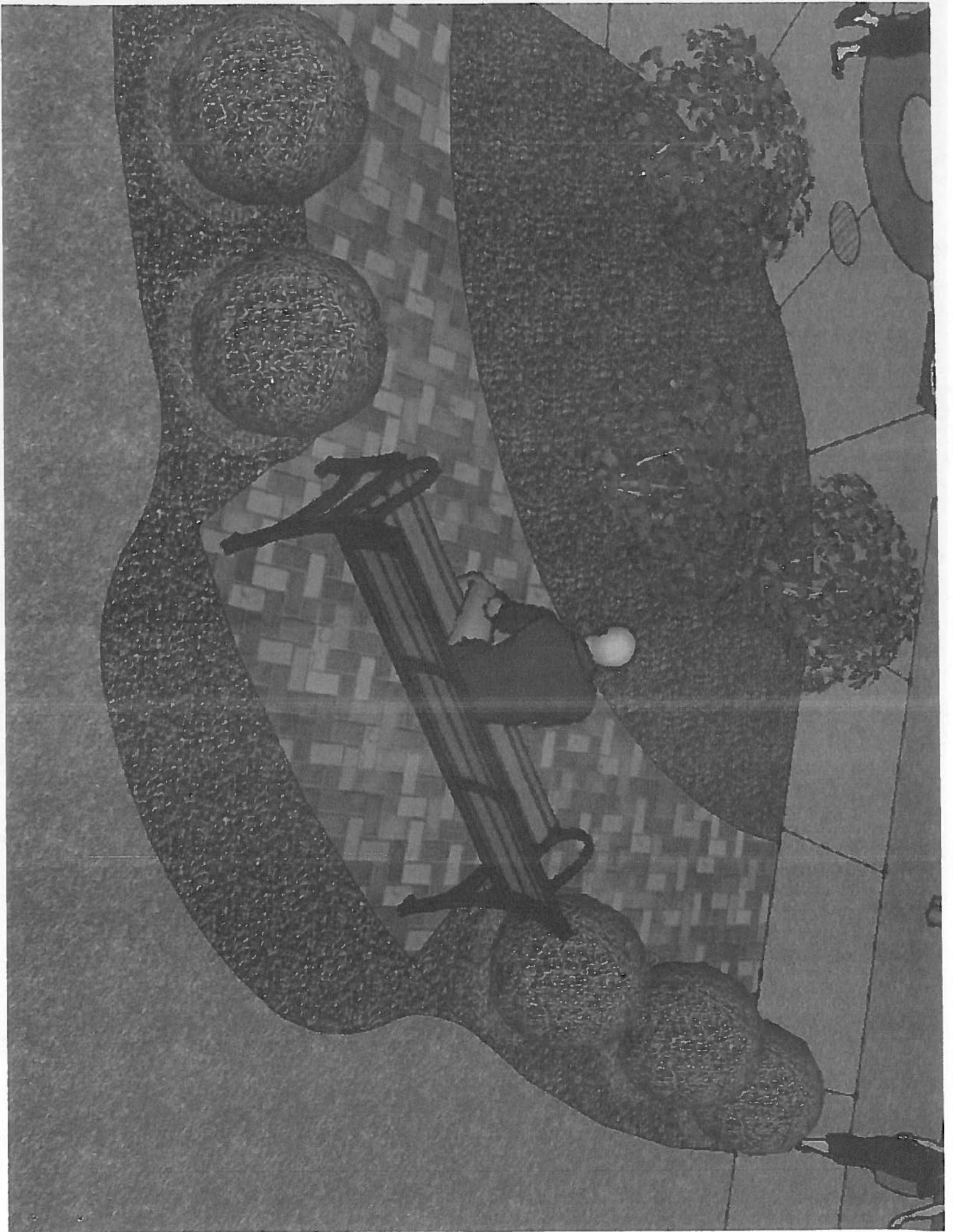
From: Butler, Jordan  
Date: Mon, Jun 23, 2014 at 1:26 PM  
Subject: 12 Corners update  
To: Craig Webster

thoughts?

Jordan T. Butler  
Webster Properties,LLC  
104 Frankfort Street, Suite 02  
Rochester New York, 14608  
(p) 585.465.5000  
(c) 585.747.4169

—  
Craig C. Webster  
Webster Properties, LLC  
1595 Elmwood Avenue  
Rochester New York, 14620  
(p) 585.465.5000  
(f) 585.465.5010





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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that Andrew Dollinger of 315 Avalon Drive in the Town of Brighton be reappointed to the Board of Assessment Review for a five year term commencing October 1, 2014 and ending September 30, 2019.

Dated: July 23, 2014

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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that a memorandum dated July 14, 2014 from Finance Director Suzanne Zaso regarding a request to authorize the Supervisor to execute an amended lease agreement with NCWPCS MPL Holdings, LLC for the continued leasing of cell tower space located at 1941 Elmwood Avenue, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes Supervisor to execute an amended lease agreement with NCWPCS MPL Holdings, LLC for the continued leasing of cell tower space located at 1941 Elmwood Avenue in a form as previously reviewed and approved by the Attorney to the Town.

Dated: July 23, 2014

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 *W*  
Date: July 14, 2014  
Subject: Amended Lease Agreement for AT&T Cell Tower Space

I am recommending that the Town Board authorize the Supervisor to enter into an amended lease agreement with NCWPCS MPL 28-Year Sites Tower Holdings LLC (former agreement with AT&T Wireless PCS, LLC) to lease space at 1941 Elmwood Avenue where AT&T has an existing cell tower and has paid rent since August 2000. The term of the lease is from adoption until July 31, 2019 with automatic renewals for up to three (3) additional sixty (60) month terms. The base rent beginning August 1, 2015, will be \$17,457 annually (a 10% increase from current annual base rent) and will increase 15% on August 1, 2020 and for each term thereafter.

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.

Copy to: T. Keef

Cell Site Name: PR245/01/TOWN OF BRIGHT  
Fixed Asset No.: 10074142  
Market: Upstate New York  
Address: 1941 Elmwood Avenue, Rochester, New York 14620  
Business Unit No.: 843085

## SECOND AMENDMENT TO OPTION AND LEASE AGREEMENT

THIS SECOND AMENDMENT TO OPTION AND LEASE AGREEMENT ("Second Amendment") dated as of the later date below (the "Effective Date") is by and between the Town of Brighton, a New York corporation, having a mailing address at 2300 Elmwood Avenue, Rochester, New York 14618 (hereinafter referred to as "Landlord"), and NCWPCS MPL 28 - YEAR SITES TOWER HOLDINGS LLC, a Delaware limited liability company, by and through its attorney-in-fact CCATT LLC, a Delaware limited liability company, having a mailing address of 2000 Corporate Drive, Canonsburg, Pennsylvania 15317 (hereinafter referred to as "Tenant").

WHEREAS, Landlord and AT&T Wireless PCS, LLC d/b/a AT&T Wireless Services, LLC ("Original Tenant") entered into that certain Option and Lease Agreement dated June 27, 2000 ("Original Agreement"), as amended by that certain Amendment to Lease Agreement dated June 22, 2000 ("First Amendment") (hereinafter the Original Lease and First Amendment are collectively referred to as the "Agreement"), whereby Landlord leased to Original Tenant a portion of that property (said leased portion being the "Premises") located at 1941 Elmwood Avenue, (Assessor's Parcel Number 262000-136-160-0001-001-100), in the Town of Brighton, County of Monroe, State of New York, which property underlying the Premises (the "Property") is described in Liber 2734 of Deeds, Page 370 and Liber 1401 of Deeds, Page 577 in the County Register of Deeds Office ("Registry"), together with those certain access, utility and/or maintenance easements and/or rights of way granted in the Agreement; and

WHEREAS, NCWPCS MPL 28 - Year Sites Tower Holdings, LLC is currently the Tenant under the Agreement as successor-in-interest to Original Tenant; and

WHEREAS, the term of the Agreement, including all Renewal Terms (as defined in the Agreement), will expire on July 31, 2015, and Landlord and Tenant now desire to extend the term of the Agreement, to modify, as set forth herein, the Rent (as defined below) payable under the Agreement, and to make certain other changes, all as set forth below.

NOW THEREFORE, in consideration of the foregoing and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Landlord and Tenant agree as follows:

1. **Term.** The term of the Agreement shall be amended to provide that the Agreement has a new initial term of sixty (60) months ("New Initial Term"), commencing on the Effective Date ("New Term Commencement Date") and expiring on July 31, 2019. As of such New Term Commencement Date, all remaining renewal terms in the Agreement except as set forth herein shall be void and of no further force and consequence. The Agreement will be automatically renewed for up to three-(3) additional sixty (60) month terms (each an "Extension Term") upon the same terms and conditions of the Agreement, as amended herein, without further action by Tenant unless Tenant notifies Landlord in writing of Tenant's intention not to renew the Agreement at least sixty (60) days prior to the expiration of the then current Extension Term. Hereafter, the defined term "Term" shall include the New Initial Term and any applicable Extension Term. Landlord agrees and acknowledges that except that as such permitted use or other rights may be amended herein, Tenant may continue to use and exercise its rights under the Agreement as permitted prior to the New Initial Term.

Cell Site Name: PR245/01/TOWN OF BRIGHT  
Fixed Asset No.: 10074142  
Market: Upstate New York  
Address: 1941 Elmwood Avenue, Rochester, New York 14620  
Business Unit No.: 843085

2. **Modification of Rent.** Commencing on August 1, 2015, the rent payable under the Agreement shall be ~~Fifteen Thousand Eight Hundred Seventy and No/100 Dollars (\$15,870.00)~~ per year (the "Rent"), and shall continue during the Term, subject to adjustment, if any, as provided below. For the avoidance of doubt, Tenant may offset future Rent by any amount paid to Landlord in excess of Rent due and payable under the Lease as amended hereby. \* *Seventeen Thousand Four Hundred Fifty Seven and No/100*  
# 17,457

3. **Future Rent Increase / Extension Term Increase.** The Agreement is amended to provide that commencing on August 1, 2020, Rent shall increase by fifteen percent (15%) and at the beginning of each Extension Term, as applicable.

4. **Acknowledgement.** Landlord acknowledges that: (a) this Second Amendment is entered into of the Landlord's free will and volition; (b) Landlord has read and understands this Second Amendment and the underlying Agreement and, prior to execution of this Second Amendment, was free to consult with counsel of its choosing regarding Landlord's decision to enter into this Second Amendment and to have counsel review the terms and conditions of this Second Amendment; (c) Landlord has been advised and is informed that should Landlord not enter into this Second Amendment, the underlying Agreement between Landlord and Tenant, including any termination or non-renewal provision therein, would remain in full force and effect.

5. **Notices.** Section 17 of the Original Agreement is hereby deleted in its entirety and replaced with the following:

**"NOTICES.** All notices, requests, demands and communications hereunder will be given by first class certified or registered mail, return receipt requested, or by a nationally recognized overnight courier, postage prepaid, to be effective when properly sent and received, refused or returned undelivered. Notices will be addressed to the parties as follows:

If to Tenant:

NCWPCS MPL 28 - Year Sites Tower Holdings LLC  
ATTN: Network Legal  
208 S. Akard Street  
Dallas, Texas, 75202-4206

With a copy to:

CCATT LLC  
Attn: Legal Dept.  
2000 Corporate  
Canonsburg, Pennsylvania 15317

And as to Landlord:

Town of Brighton  
2300 Elmwood Avenue  
Rochester, New York 14618

Cell Site Name: PR245/01/TOWN OF BRIGHT  
Fixed Asset No.: 10074142  
Market: Upstate New York  
Address: 1941 Elmwood Avenue, Rochester, New York 14620  
Business Unit No.: 843085

Either party hereto may change the place for the giving of notice to it by thirty (30) days prior written notice to the other as provided herein."

~~6. **Emergency 911 Service.** In the future, without the payment of additional Rent, or any other consideration, and at a location mutually acceptable to Landlord and Tenant, Landlord agrees that Tenant may add, modify and/or replace equipment in order to be in compliance with any current or future federal, state or local mandated application, including but not limited to emergency 911 communication services.~~

7. **Charges.** All charges payable under the Agreement such as utilities and taxes shall be billed by Landlord within one (1) year from the end of the calendar year in which the charges were incurred; any charges beyond such period shall not be billed by Landlord, and shall not be payable by Tenant. The foregoing shall not apply to monthly rent which is due and payable without a requirement that it be billed by Landlord. The provisions of this subsection shall survive the termination or expiration of the Agreement.

8. **Memorandum of Agreement.** Either party will, at any time upon fifteen (15) days prior written notice from the other, execute, acknowledge and deliver to the other a recordable Memorandum of Agreement substantially in the form of the Attachment 1. Either party may record this memorandum at any time, in its absolute discretion.

9. **Other Terms and Conditions Remain.** In the event of any inconsistencies between the Agreement and this Second Amendment, the terms of this Second Amendment shall control. Except as expressly set forth in this Second Amendment, the Agreement otherwise is unmodified and remains in full force and effect. Each reference in the Agreement to itself shall be deemed also to refer to this Second Amendment.

10. **Capitalized Terms.** All capitalized terms used but not defined herein shall have the same meanings as defined in the Agreement.

[NO MORE TEXT ON THIS PAGE - SIGNATURES TO FOLLOW ON NEXT PAGE]

Cell Site Name: PR245/01/TOWN OF BRIGHT  
Fixed Asset No.: 10074142  
Market: Upstate New York  
Address: 1941 Elmwood Avenue, Rochester, New York 14620  
Business Unit No.: 843085

IN WITNESS WHEREOF, the parties have caused their properly authorized representatives to execute and seal this Second Amendment on the date and year below.

LANDLORD:

Town of Brighton

By: \_\_\_\_\_

Print Name: William W. Moehle

Title: Supervisor, Town of Brighton

Date: \_\_\_\_\_

TENANT:

NCWPCS MPL 28 - Year Sites Tower  
Holdings LLC,  
a Delaware limited liability company

By: CCATT LLC, a Delaware limited liability  
company

Its: Attorney in Fact

By: \_\_\_\_\_ (SEAL)

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that a memorandum dated July 14, 2014 from DPW Operations Accountant Amy Banker regarding a request to authorize the amendment of the Town's fixed asset and inventory records to remove items determined to have been lost as those items no longer had any value to the Town and to dispose of certain assets as junk as those items have no remaining value and/or are no longer serviceable, together with the list of said specific items on the attached Fixed Asset Sheet dated July 9, 2014, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the disposal of the items requested and the amendment of the Town's fixed asset records as requested in the above referenced memorandum.

Dated: July 23, 2014

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

MEMORANDUM

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

From: Amy Banker, DPW Operations Accountant

Date: July 14, 2014

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.

Original to: Mary Ann Hussar

Copies to: Suzanne Zaso, Steve Zimmer

Attached: Disposal of Fixed Asset Sheet

**TOWN OF BRIGHTON  
DISPOSAL OF FIXED ASSET SHEET**

**NOTE: You must attach a Disposal of Fixed Asset Memo for items \$1,000 and over**

DEPT. Sewer  
DATE 9-Jul-14

REQUESTING EMPLOYEE Amy Banker/Steve Zimmer

ASSET # *	ITEM DESCRIPTION	MANUFACTURER	MODEL	YEAR	VIN or SERIAL No.	COST	COMMENTS
005161	Flow Meter	Hach	Sigma 910	2004	050100002170	\$2,949.66	Junk
005164	Flow Meter	Hach	Sigma 910	2004	050100002172	\$2,949.66	Junk
005430	Flow Meter	Hach	Sigma 910	2010	100200348255	\$3,325.00	Junk
005431	Flow Meter	Hach	Sigma 910	2010	050600002627	\$3,325.00	Junk
005556	Flow Meter, Submersible	Telog	n/a	2013	294324	\$4,992.89	Swept Away

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

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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that a memorandum dated July 1, 2014 from Town Assessor Elaine Ainsworth regarding a request to authorize the Supervisor to execute a contract addendum to extend the Town's current contract with David P. Miller d/b/a Assessment Valuation Services aka AVS for calendar year 2014 at a price not to exceed \$1,500.00 for consulting and updating services utilizing the RPS V4 software, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute a contract addendum to extend the Town's current contract with David P. Miller d/b/a Assessment Valuation Services aka AVS for calendar year 2014 at a price not to exceed \$1,500.00 for consulting and updating services utilizing the RPS V4 software.

Dated: July 23, 2014

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

July 1, 2014

To: Supervisor Moehle  
Finance Committee  
Finance Director, Suzanne Zaso  
Town Board

From: Elaine K. Ainsworth, Assessor

Re: Contract Extension for 2014 Real Property Tax Software (RPS)  
Consulting and Updating Services  
Assessment and Valuation Services (AVS)

*Elaine K. Ainsworth*

I am requesting permission to process a 2014 Extension to the 2011 Professional Services Contract for the RPS V4 update services, for an amount not to exceed \$1,500, payable to AVS, Assessment Valuation Services, per the attached quote. The expenditure was approved for my 2014 budget.

AVS provides RPS V4 consulting and updating services to the vast majority of the towns in Monroe County. AVS interfaces with the County of Monroe Real Property and the Batavia Office of Taxation and Finance, Office of Real Property Services for the State of New York. No other vendor in Western New York provides the level of service and expertise offered by AVS. No other vendor has the Monroe County valuation knowledge or working relationship with the County assessment community that AVS has established. There is actually no other vendor located here in Monroe County that could provide the RPS V4 expertise.

Keeping the work we have done to the valuation module of the V4 up-to-date ensures that we can perform single parcel valuation now, and minimized our up front costs as we prepare for our next town wide assessment roll update project.

Please authorize the Supervisor to enter into a third extension of the 2011 PSA with AVS for the detailed services and for me to process the required Purchase Order to facilitate payment for those services. I will make every attempt to answer any questions you may have.

Thank you.

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

**Contract Addendum  
2014 AVS Professional Services to Town of Brighton**

The 2012 Municipal Appraisal Agreement between Assessment and Valuation Services (aka AVS) and the Town of Brighton will be extended to include services for 2014, for an amount not to exceed \$1,500, per the services proposal, copy attached herewith and made a part of this addendum.

Town of Brighton

By: \_\_\_\_\_  
Supervisor William Moehle

Date: \_\_\_\_\_

Assessment and Valuation Services/AVS

By: \_\_\_\_\_  
David P. Miller

Date: \_\_\_\_\_



P.O. Box 428  
North Chili, NY 14514  
Email: [avs@rochester.rr.com](mailto:avs@rochester.rr.com)  
Fax & voice mail: 585-889-9772

To: Elaine Ainsworth; Assessor, Town of Brighton, NY

From: David Miller; AVS

Date: 07-01-14

Dear Elaine,

In response to our discussion regarding services for 2014, I am pleased to provide the following information and quote for the scope you indicated using RPSV4 as your valuation system:

AVS:

- \* **Market Data Analysis:** will review sales vs. assessment ratios for the past 3 yr period (07-01-11 thru 06-30-14) for trends and validity, analyze COD's and PRD's for uniformity within neighborhoods, by style and by major property classes [residential, vacant and commercial] and will provide the appropriate statistical documentation.
- \* **Annual updates for ongoing single parcel valuation as needed:** work with assessor to maintain RPS valuation programs up-to-date for on-going single parcel valuation

Based on the above scope of services, AVS would charge \$ 1,500

Additional days of assistance may be requested @ \$25/day.

Please let me know if you have any questions on any of the above items.

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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated July 11, 2014 from Commissioner of Public Works Timothy E. Keef regarding a request to authorize the Supervisor to execute a contract amendment with the New York State Department of Transportation to allow for the payment of additional funds to the Town by the State under the existing contract for the additional snow and ice removal preformed by the Town in the past winter season, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute a contract amendment with the New York State Department of Transportation to allow for the payment of additional funds to the Town by the State under the existing contract for the additional snow and ice removal preformed by the Town in the past winter season.

Dated: July 23, 2014

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

July 11, 2014

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

re: Snow and Ice Control Agreement Amendment  
with the New York State Department of Transportation (NYSDOT)

Dear Chairman Werner and Committee Members:

The Town of Brighton provides snow and ice control for New York State roads via an agreement with the New York State Department of Transportation. At this time I am requesting your support to amend said agreement with the NYSDOT per the attached communication from the State, recommending that the Finance and Administrative Services Committee authorize the Supervisor to execute these documents. Furthermore, as these are unanticipated revenues, they should be received into the D.HWY.5140.2305 account.

As always, thank you for your consideration. I will be in attendance at your regularly scheduled July 15, 2014 meeting in the event that you have any questions regarding this matter.

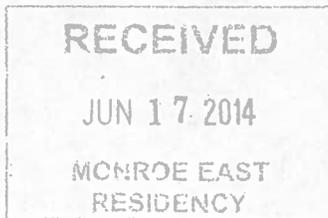
Sincerely,

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

TEK/wpd

attachments

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



MEMORANDUM  
Department of Transportation

*B. SEVERINO*  
TO: Susan Miles, Region 4 TMD

FROM: April Steward, Transportation Maintenance Division, POD 54, Wolf Road

SUBJECT: 2013/14 AMENDMENT B - S&I INDEXED LUMP SUM CONTRACTS

DATE: June 13, 2014

In order for TMD to make payments on indexed lump sum snow and ice contracts that had payment factors over 1.00 we first have to amend their existing S&I contracts. The amendments allow OSC to better track the actual costs associated with each S&I Agreement. In the past we paid adjustments to the S&I contracts with Snow and Ice vouchers. This process did not allow OSC the ability to track all costs associated with each S&I agreement.

If any changes are to be made to the amendment both the municipality and DOT representative should initial by the change. The municipalities will also have to issue a signed and sealed Resolution from their governing body authorizing a Municipal Official to enter in the above Amendment.

It is important that **four (4) Amendments with original signatures and notary seals on each and four (4) resolutions from the municipality, complete with original signatures and certified with the Municipal Seal on each**, be returned to this office as soon as possible for processing. The adjustment payments will be made once the amendments have been approved by OSC.

**The amendment is for payment purposes only, the Revised Estimated Expenditure should not be carried over to the next year's contract extension and be used as the Estimated Expenditure.** The amendments allow us to put the additional money on the contract so that the municipality can be paid for that season **ONLY**.

If you have any questions you can either call me at (518) 457-9500 or email at [april.steward@dot.ny.gov](mailto:april.steward@dot.ny.gov).

ALS:als

## AMENDMENT B

Contract #	Municipality	Ext. Season	Region #
D012050	TOWN OF BRIGHTON/Monroe	2014/15	4
Beginning Date of Contract Period	7/1/1998	Ending Contract Period	6/30/2015

### AMENDMENT TO CHANGE THE ESTIMATED EXPENDITURE FOR SNOW & ICE AGREEMENT

Due to the severity of the winter during 2013/14 the MUNICIPALITY requests that the Municipal Snow and Ice Agreement estimated expenditure be revised to reflect the additional lane miles of state roads that were plow ed/treated during the winter season. All the terms and conditions of the original contract extension remain in effect except as follows:

ADDITIONAL S&I OPERATIONS						
J-Mile Base	13/14 J-Miles	S&I LM Base	13/14 LM	Pay <sup>1</sup> Factor	Original Estimated Expenditure	Index Adjustment <sup>2</sup>
114,831	164,373	351	422	1.191	\$196,446.69	\$37,521.32
Pay Factor <sup>1</sup> = (13/14 J-Miles/(13/14 LM))/(J-Mile Base/S&I LM Base)						
Index Adjustment <sup>2</sup> = (Original Estimated Expenditure * Pay Factor <sup>1</sup> ) - Original Estimated Expenditure						
TOTAL REVISED ESTIMATED EXPENDITURE						
Original Estimated Expenditure		Index Adjustment <sup>2</sup>			Rev. Est. Expenditure <sup>3</sup>	
\$196,446.69		\$37,521.32			\$233,968.01	
Revised Estimated Expenditure <sup>3</sup> = Original Estimated Expenditure + Index Adjustment <sup>2</sup>						

IN WITNESS WHEREOF, this agreement has been executed by the State, acting by and through the duly authorized representative of the COMMISSIONER OF TRANSPORTATION and the MUNICIPALITY, which has caused this Agreement to be executed by its duly authorized officer on the date and year first written in the original contract extension.

Agency Certification Contract No. D012050

"In addition to the acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this contract."

THE PEOPLE OF THE STATE OF NEW YORK

MUNICIPALITY

BY \_\_\_\_\_  
For Commissioner of Transportation

BY \_\_\_\_\_

ATTORNEY GENERAL'S SIGNATURE

COMPTROLLER'S SIGNATURE

\_\_\_\_\_

\_\_\_\_\_

Dated \_\_\_\_\_

Dated \_\_\_\_\_

STATE OF NEW YORK )

) SS:

COUNTY OF Monroe )

On the \_\_\_\_\_ day of \_\_\_\_\_ in the year \_\_\_\_\_ before me personally came

\_\_\_\_\_ to me known who, being by me duly sworn, did depose and say that (s)he

resides in \_\_\_\_\_, New York; that (s)he is the \_\_\_\_\_

of \_\_\_\_\_ the municipality described in and which executed the above

instrument; that (s)he executed said instrument by order of the Governing Body of said municipality pursuant to a

resolution which was duly adopted on \_\_\_\_\_; a certified copy of such

resolution attached hereto and made a part hereof.

\_\_\_\_\_  
Notary Public

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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that a memorandum dated July 11, 2014 from Director of Personnel & Human Resources Gary Brandt regarding a request to authorize the amendment of the self-funded dental benefit plan to include all Permanent Part-time employees that are scheduled to work a regular work week of twenty or more hours and to authorize Excellus to amend the benefit plan description to include this new class of eligible employees, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby amends the self-funded dental benefit plan to include all Permanent Part-time employees that are scheduled to work a regular work week of twenty or more hours and authorizes Excellus to amend the benefit plan description to include this new class of eligible employees.

Dated: July 23, 2014

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



**TO: Christopher Werner, Chair, Finance & Administrative Services Committee**

**FROM: Gary Brandt, Director of Personnel & Human Resources**

**DATE: July 11, 2014**

**RE: Amendments to the Self-Funded Dental Plan and Section 125 Plan**

**I am requesting approval to expand the benefit eligible class of employees able to enroll in the Self-Funded Town Dental Plan to include all Permanent Part-Time (PPT) to are scheduled to work a regular 20 hr or more work week. Currently the number of employees meeting this definition is nine (9).**

**I am also requesting approval to authorize Excellus (ESB-RMSCO as TPA) to amend the benefit plan description document to include this new class of eligible employees.**

**This expansion of the Town Dental Plan, being self-funded from employees monthly rate contributions, will not increase existing costs to the Town other than the minor Excellus charge to amend the benefit plan description document to add this new class (PPT) of eligible employees. That one time charge is \$300.**

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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED,** that correspondence dated July 8, 2014 from Deputy Highway Superintendent Timothy J. Anderson regarding a request to authorize the Supervisor to execute a change order in the amount of \$34,000.00, of which \$30,190 will be used from Town Sidewalk Account #SK.SWLKD.5411 2.65 with balance of \$3,810.00 being used from the Department of Public Works General Fund Account #A.DPW.5410 4.49, to the Town's contract with Pro Construction for sidewalk repair and replacement for an additional 3,575 estimated square feet of sidewalk allocated asset forth above, for a new total not to exceed price of \$175,927.00, be received and filed; and be it further

**RESOLVED,** that the Town Board hereby authorizes the Supervisor to execute a change order in the amount of \$34,000.00 to the Town's contract with Pro Construction for sidewalk repair and replacement for an additional 3,575 estimated square feet of sidewalk allocated as set forth above, for a new total not to exceed price of \$175,927.00.

Dated: July 23, 2014

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

*Operations Center*

1941 Elmwood Ave. / Rochester, New York 14620 / Phone (585) 784 - 5280 Fax (585) 784 - 5385

July 8, 2014

The Honorable Finance and Administrative Services Committee  
Town of Brighton  
2300 Elmwood Ave.  
Rochester, NY 14618

Re: Authorize Change Order #1  
2014 Sidewalk Repair Program  
Pro Construction

Honorable Members:

I recommend that a change order be approved to the 2014 contract with Pro Construction for sidewalk repair and replacement in the amount of \$34,000 for a new total not-to-exceed amount of \$175,927.

The change order reflects the following revision to the work:

#1: Repair an additional 3,575 SF (estimated) of sidewalk

Funds are available from the 2014 Budget in the Sidewalk District account (SK.SWLKD.5411.265) and in the Town - wide sidewalk account (A.DPW.5410.449)

Sincerely,

Timothy J. Anderson  
Deputy Highway Superintendent

Cc: S. Zaso  
A. Banker  
M. Hussar  
T. Keef

---

2014 SIDEWALK REPLACEMENT CONTRACT

CHANGE ORDER #1

FISCAL SHARE SPLIT

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<u>ACCOUNT</u>	<u>AMOUNT INCREASED</u>
SK.SWLKD.5411 2.65	\$30,190.00
<u>A.DPW.5410 4.49</u>	<u>\$ 3,810.00</u>
TOTAL	\$34,000.00

TOWN OF BRIGHTON

2014 Town of Brighton Sidewalk Repair Program

CONTRACT CHANGE ORDER NUMBER 1

CONTRACT NUMBER:  
CONTRACTOR: Pro Construction.  
DATE: July 23, 2014  
CHANGE IN CONTRACT TIME: 15 WORK CALENDER DAYS

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DESCRIPTION OF CHANGE ORDER:

Repair additional 3,575 SF (estimated) of sidewalk.

1) Positive net change to contract resulting in an addition of: \$34,000.00  
Total Cost of Reduction this Change Order: \$34,000.00

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Original Contract Price: \$141,927.00  
Adjusted Contract Price through previous change orders: \$141,927.00  
Adjusted Contract Price through this change order: \$175,927.00

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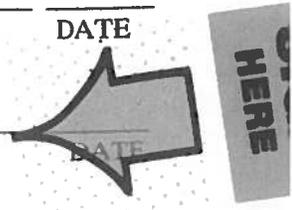
The work covered by this change order shall be performed under the same terms and conditions as that included in the original contract. All other terms and conditions of said contract as modified shall remain the same.

---

APPROVALS

\_\_\_\_\_  
CONTRACTOR                      DATE  
\_\_\_\_\_

\_\_\_\_\_  
DEPT of PUBLIC WORKS      DATE  
\_\_\_\_\_  
SUPERVISOR



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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated July 14, 2014 from Commissioner of Public Works Timothy E. Keef and the attached report regarding a request to set a public hearing to be held on August 13, 2014 at 7:30 pm at Brighton Town Hall, 2300 Elmwood Avenue, for the removal of a town tree consisting of a 48" Black Walnut at 275 Ashbourne Road, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby sets a public hearing to be held on August 13, 2014 at 7:30 pm at Brighton Town Hall, 2300 Elmwood Avenue, for the removal of a town tree consisting of a 48" Black Walnut at 275 Ashbourne Road pursuant to the provisions of Chapter 175 of the Town Code and that notice of such public hearing will be sent by first class mail at least 20 days prior to said hearing addressed to the owners of each of the properties adjoining above referenced tree proposed for removal and the owners directly across the Town highway from and the properties contiguous to the adjoining properties

Dated: July 23, 2014

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

July 14, 2014

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

Re: Proposed Tree Removal

Dear Supervisor Moehle and Town Council Members:

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

- 1) #275 Ashbourne Road 48" Black Walnut

The Public Works Committee and the Tree Council have previously reviewed the attached report, as prepared by our consulting arborist, associated with the above location and concur with the proposed action. The above tree is considered significant, therefore a public hearing will be required.

The requisite communication to each adjoining owner(s) will be issued prior to the public hearing in accordance with the provisions of the Town Code. This department will coordinate replacement of this tree with the affected property owner.

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

Very truly yours,

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

TEK/wp

attachment

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



**TOWN OF BRIGHTON**  
MONROE COUNTY, NEW YORK

July 10, 2014

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

RE: Tree Removals

Dear Commissioner Keef:

In response to your letter, dated June 25, 2014, and attached tree evaluation forms regarding the proposed removal of town trees located at

133 Monroe Parkway  
25 Emmons Drive  
75 Grosvenor Road  
131 Grosvenor Road  
275 Ashbourne Road

22" Basswood  
26" Sugar maple  
25" Ash  
25" Ash  
48" Black walnut

the Tree Council reviewed the forms and visited the sites. The Council is in agreement with the evaluations and supports the removal of the identified trees. If feasible, the Council suggests that replacement trees be planted as soon as possible. If it is not feasible to plant replacement trees in the removal areas, consideration should be given to planting replacement trees elsewhere on the street.

Sincerely,

Rick DiStefano, Secretary  
Brighton Tree Council

cc: Tim Anderson



Jerry Peterson  
444 Clover Street  
Rochester, NY 14610  
ISA Certified Arborist – Municipal Specialist NY 0468AM

April 4, 2014

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

**RE: 275 Ashbourne Rd.**

Dear Mr. Keef:

In response to your request, I have inspected the tree within the right of way at 275 Ashbourne Rd. The following is a summary of my findings.

**Field Inspection Data**

The tree is a 48 in. diameter Black Walnut in the lawn area at the above address. The purpose of the inspection was to determine tree health and structural integrity. The inspection was performed on Thursday April 3, 2014 and involved the visual inspection from ground level of the trunk, limbs, root flare and overall site conditions.

**Tree Health**

Measurement of twig growth, wound closure, bud density and presence of decay in the stem union indicate this tree is in poor condition.

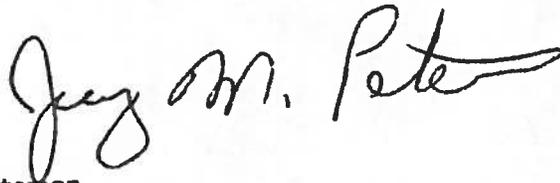
**Tree Structure**

The tree's structure consists of a single trunk forming 3 leads 9 feet from ground level. There is a large trunk wound on the street side of the tree extending from the ground to above the main crotch. There is a large girdling root on the root flare on the street side with extensive decay in the root flare and lower trunk. Probing indicates decay above and below ground in a major portion of the trunk and root flare. Analysis of shoot growth indicates this tree is entering a state of decline.

**Conclusions and Recommendations**

From my observations, the structural integrity of this tree is poor. This is a large tree with significant decay in the root flare and lower trunk, a large crown with heavy end weighted branches and declining health. This tree poses a significant risk of failure during a crown loading event. It is my professional opinion that this tree should be removed and replaced.

Sincerely

A handwritten signature in black ink that reads "Jerry M. Peterson". The signature is written in a cursive style with a long, sweeping underline.

Jerry M. Peterson

ISA Certified Arborist – Municipal Specialist NY-0468AM



# A Photographic Guide to the Evaluation of Hazard Trees in Urban Areas

## TREE HAZARD EVALUATION FORM 2nd Edition

Site/Address: 225 Ashbourne Rd.  
 Map/Location: \_\_\_\_\_  
 Owner: public  private \_\_\_\_\_ unknown \_\_\_\_\_ other \_\_\_\_\_  
 Date: 4/3/4 Inspector: Jerry Peterson NY-0468AM  
 Date of last inspection: 1-15-44

HAZARD RATING:						
<u>3</u>	+	<u>3</u>	+	<u>3</u>	=	<u>9</u>
Failure Potential		Size of part		Target Rating		Hazard Rating
<input checked="" type="checkbox"/>						Immediate action needed
						Needs further inspection
						Dead tree

### TREE CHARACTERISTICS

Tree #: \_\_\_\_\_ Species: Blood Walnut  
 DBH: 48 # of trunks: 1 Height: 50' Spread: 40'  
 Form:  generally symmetric  minor asymmetry  major asymmetry  stump sprout  stag-headed  
 Crown class:  dominant  co-dominant  intermediate  suppressed  
 Live crown ratio: 80 % Age class:  young  semi-mature  mature  over-mature/senescent  
 Pruning history:  crown cleaned  excessively thinned  topped  crown raised  pollarded  crown reduced  flush cuts  cabled/braced  
 none  multiple pruning events Approx. dates: \_\_\_\_\_  
 Special Value:  specimen  heritage/historic  wildlife  unusual  street tree  screen  shade  indigenous  protected by gov. agency

### TREE HEALTH

Foliage color:  normal  chlorotic  necrotic Epicormics? Y N Portia Growth obstructions: \_\_\_\_\_  
 Foliage density:  normal  sparse Leaf size:  normal  small Portia  stakes  wire/ties  signs  cables  
 Annual shoot growth:  excellent  average  poor Twig Dieback? Y N  curb/pavement  guards  
 Woundwood development:  excellent  average  poor  none  other \_\_\_\_\_  
 Vigor class:  excellent  average  fair  poor  
 Major pests/diseases: \_\_\_\_\_

### SITE CONDITIONS

Site Character:  residence  commercial  industrial  park  open space  natural  woodland/forest  
 Landscape type:  parkway  raised bed  container  mound  lawn  shrub border  wind break  
 Irrigation:  none  adequate  inadequate  excessive  trunk wetted  
 Recent site disturbance? Y N  construction  soil disturbance  grade change  line clearing  site clearing  
 % dripline paved: 0% 10-25% 25-50% 50-75% 75-100% Pavement lifted? Y N  
 % dripline w/ fill soil: 0% 10-25% 25-50% 50-75% 75-100%  
 % dripline grade lowered: 0% 10-25% 25-50% 50-75% 75-100%  
 Soil problems:  drainage  shallow  compacted  droughty  saline  alkaline  acidic  small volume  disease center  history of fail  
 clay  expansive  slope \_\_\_\_\_ aspect: \_\_\_\_\_  
 Obstructions:  lights  signage  line-of-sight  view  overhead lines  underground utilities  traffic  adjacent veg.  \_\_\_\_\_  
 Exposure to wind:  single tree  below canopy  above canopy  recently exposed  windward, canopy edge  area prone to windthrow  
 Prevailing wind direction: West Occurrence of snow/ice storms  never  seldom  regularly

### TARGET

Use Under Tree:  building  parking  traffic  pedestrian  recreation  landscape  hardscape  small features  utility lines  
 Can target be moved? Y N Can use be restricted? Y N  
 Occupancy:  occasional use  intermittent use  frequent use  constant use

275  
Ashbourne Rd  
Page 2

**TREE DEFECTS**

**ROOT DEFECTS:**

Suspect root rot:  Y  N Mushroom/conk/bracket present:  Y  N ID: \_\_\_\_\_  
 Exposed roots:  severe  moderate  low Undermined:  severe  moderate  low  
 Root pruned: \_\_\_\_\_ distance from trunk Root area affected: \_\_\_\_\_ % Buttress wounded:  Y  N When: \_\_\_\_\_  
 Restricted root area:  severe  moderate  low Potential for root failure:  severe  moderate  low  
 LEAN: \_\_\_\_\_ deg. from vertical  natural  unnatural  self-corrected Soil heaving:  Y  N  
 Decay in plane of lean:  Y  N Roots broken  Y  N Soil cracking:  Y  N  
 Compounding factors: \_\_\_\_\_ Lean severity:  severe  moderate  low

**CROWN DEFECTS:** Indicate presence of individual defects and rate their severity (s = severe, m = moderate, l = low)

DEFECT	ROOT/CROWN	TRUNK	SCAFFOLDS	BRANCHES
Poor taper				
Bow, sweep				
Codominants/forks				
Multiple attachments				
Included bark				
Excessive end weight				
Cracks/splits				
Hangers				
Girdling	M			
Wounds/seam		S	M	
Decay	M	S	S	
Cavity	M			
Conks/mushrooms/bracket				
Bleeding/sap flow				
Loose/cracked bark				
Nesting hole/bee hive				
Deadwood/stubs				
Borers/termites/ants				
Cankers/galls/burrs				
Previous failure				

**HAZARD RATING**

Tree part most likely to fail: Structure to level at main crown  
 Inspection period: \_\_\_\_\_ annual \_\_\_\_\_ biannual \_\_\_\_\_ other \_\_\_\_\_  
 Failure Potential + Size of Part + Target Rating = Hazard Rating  
3 + 3 + 3 = 9  
 Failure potential 1 - low 2 - medium 3 - high 4 - severe  
 Size of part 1 - <6" (15 cm); 2 - 6-18" (15-45 cm); 3 - 18-30" (45-75 cm); 4 - >30" (75 cm)  
 Target rating 1 - occasional use; 2 - intermittent use; 3 - frequent use 4 - constant use

**HAZARD ABATEMENT**

Prune:  remove defective part  reduce end weight  crown clean  thin  raise canopy  crown reduce  restructure  shape  
 Cable/Brace: \_\_\_\_\_ Inspect further:  root crown  decay  aerial  monitor  
 Remove tree:  Y  N Replace?  Y  N Move target:  Y  N Other: \_\_\_\_\_  
 Effect on adjacent trees:  none  evaluate  
 Notification: \_\_\_\_\_ owner \_\_\_\_\_ manager  governing agency Date: 4/3/14

**COMMENTS**



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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that the Supplemental Final Generic Environmental Impact Statement ("SFGEIS") for the University of Rochester South Campus together with correspondence dated July 16, 2014 from Environmental Review Liaison Officer Ramsey Boehner regarding the same, be received and filed by the Town as lead agency pursuant to the provisions of the State Environmental Quality Review Act ("SEQRA"); and be it further

**RESOLVED**, that the Town Board hereby refers said SFGEIS to the Town's consultant Stantec to review the SFGEIS and to issue a report to the Town Board concerning the adequacy and accuracy of the SFGEIS, pursuant to SEQRA.

Dated: July 23, 2014

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

July 16, 2014

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

Re: Supplemental Final Generic Environmental Impact Statement for the University of  
Rochester South Campus Project

Honorable Supervisor and Members:

I recommend that your Honorable Body, as lead agency, receive and file this letter along with the Supplemental Final Generic Environmental Impact Statement (SFGEIS) for the Project.

I further recommend that Town Board direct the Environmental Review Liaison Officer to forward the SFGEIS to Stantec for their assistance in reviewing the SFGEIS for adequacy and accuracy.

Respectfully Submitted

  
Ramsey A. Boehner  
Environmental Review Liaison Officer

cc: T. Keef



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 23rd day of July, 2014.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated July 22, 2014 from Town Planner Ramsey Boehner together with correspondence dated July 17, 2014 from Ramsey Boehner as the Executive Secretary of the Town Planning Board regarding certain proposed technical code amendments, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby sets a public hearing on a proposed Local Law entitled "2014 Technical Code Amendments, in the form attached hereto, to be held on August 13, 2014 at 7:30 p.m. at Brighton Town Hall, 2300 Elmwood Avenue in the Town of Brighton, and the Board further directs the Clerk to publish all requisite notice of said public hearing.

Dated: July 23, 2014

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

July 22, 2014

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

Re: Proposed Technical Code Amendments

Honorable Supervisor and Members:

I recommend that your Honorable Body:

1. Receive and file this communication and the attached Planning Board Advisory Report dated July 17, 2014 from Ramsey Boehner, Executive Secretary, Planning Board; and
2. Set a public hearing regarding the proposed Technical Code Amendments.

Respectfully Submitted

Ramsey A. Boehner  
Town Planner

cc: T. Keef  
K. Gordan

attachments

