

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

PRESENT:

October 28, 2009

Supervisor Sandra Frankel  
Councilmember Louise Novros  
Councilmember Ray Tierney  
Councilmember James Vogel

William Moehle, Attorney for the Town  
Susan Kramarsky, Town Clerk

**MEETING CALLED TO ORDER: 7:15 PM**

**RECOGNITIONS/PRESENTATIONS:**

Presentation of International Thank You Proclamation to Supervisor Frankel by Michael Cooper, HHGSCI Advisor  
Breast Cancer Awareness Month Proclamation  
Crime Prevention Month Proclamation

**OPEN FORUM:**

Florence Kaplow  
Nick Koomen  
Mordechai Rennert

**APPROVAL OF AGENDA:**

Motion by Councilmember Louise Novros seconded by Councilmember James Vogel to approve the agenda with the addition of correspondence from Florence Kaplow, and photos of Park Road from Nick Koomen,

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

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

October 14, 2009 and October 21, 2009

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**PUBLIC HEARINGS:**

**MANER RE:** Supervisor's 2010 Tentative Operating and Capital Budgets (see Resolution #9; memorandum from Supervisor Sandra L. Frankel and Paula A. Parker, Director of Finance, dated October 28, 2009).  
(Complete transcript under separate cover)

Motion by Councilmember Louise Novros to amend budget to delete salary increase for Councilmember Louise Novros and add \$5000 for Aquatics program seconded by Councilmember James Vogel

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

Motion by Councilmember James Vogel to amend the 2010 budget as contemplated by the memo of October 28, 2009 from Supervisor Sandra Frankel and Paula Parker seconded by Councilmember Louise Novros

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

Motion by Councilmember James Vogel seconded by Councilmember Ray Tierney that the Town Board adopt the resolution as amended as set forth in Exhibit No.1 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** 2010 Assessment Rolls for service charges, maintenance charges, capital charges and sewer rent charges for Special Improvement Districts and Special Improvements (see Resolution #8)  
(Complete transcript under separate cover)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Proposed Agreement by and between the Town of Brighton and the West Brighton Fire Department, Inc. for fire protection services during 2010 (see Resolution #7)  
(Complete transcript under separate cover)

MATTER HELD

**MATTER RE:** Authorize bid solicitation for ballistic vests (see Resolution #1; letter from Thomas M. Voelkl, Chief of Police, dated October 7,2009)

Motion by Councilmember Ray Tierney seconded by Councilmember James Vogel that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No.3 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**COMMUNICATIONS:**

**FROM** Nicholas M. Graver, and Marilyn Graver, dated October 13, 2009, requesting that the swimming hours be preserved in the Adult Fitness Program at Brighton High School

**FROM** Bernie Hasken, dated October 16, 2009, expressing support for the Brighton Farmers' Market and the Community Garden

**FROM** Walt Webert, dated October 15, 2009, expressing support for the Community Garden

**FROM** Timothy E. Keef, P.E., Town Engineer, dated October 14, 2009, enclosing the Town's Statewide Nonagricultural Nonpoint Source Abatement and Control Project Application to the New York State Department of Environmental Conservation, Division of Water, Water Quality Improvement Projects

**FROM** Erin Cashin, Marketing Assistant, New York Municipal Insurance Reciprocal, dated October 15, 2009, advising that Town Employees, Tim Keef, Ernie Heinsbergen and Edward Senecker attended the Snow & Ice Safety Workshop

**FROM** Monroe County Department of Transportation, dated October 2009, regarding Westfall Road III Improvements

**FROM** New York State Department of Environmental Conservation notifying that Town and Country Redevelopment, LLC has submitted a Brownfield Cleanup Program application asking that Town and Country Cleaners, 2308 and 2310 Monroe Avenue be admitted into the Brownfield Cleanup Program

**FROM** Michael E. Pollock, dated October 27, 2009, expressing support for having the Rochester Broadway Theatre League Performing Arts Center located in Brighton

**FROM** Florence Kaplow, and Supervisor Frankel's response, regarding opposition to having the Rochester Broadway Theatre League Performing Arts Center located in Brighton

**FROM** Patricia E. Chuhta, Pittsford Town Clerk, dated October 21, 2009, notifying of Public Hearing being held Tuesday, November 5, 2009 at 7:00 p.m. in Pittsford Town Hall regarding Proposed Local Law #7 of 2009: Extension of Temporary Moratorium on the Subdivision of Real Property Consisting of Ten (10) Acres or Less

**FROM** Lawrence M. Howk, Treasurer, Brighton Fire Department, dated October 21, 2009, enclosing the Brighton Fire District Tax Levy for the 2010 budget

**FROM** Florence Kaplow, regarding the RBTL location in Brighton

**FROM** Nick Koomen, photos of Park Road

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**COMMITTEE REPORTS:**

Community Services Next meeting November 19, 2009.  
Finance and Administrative Services Next meeting November 4, 2009  
Public Safety Services Next meeting November 10, 2009  
Public Works Services Next meeting November 2, 2009

**NEW BUSINESS:**

**MAITER RE:** Reading and approval of claims

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros that the Supervisor read and approve payment of the claims as set forth in Exhibit NO.4 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Accept resignation of Doug Lee from position of Court Officer, effective October 9, 2009 (see Resolution #2; letters from Dianne W. Burdett, Administrative Court Clerk, dated October 19, 2009 and Douglas Lee, dated October 6, 2009)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute intermunicipal agreement with County of Monroe for conducting underage tobacco compliance checks at retail outlets (see Resolution #3; letters from Thomas M. Voelkl, Chief of Police, dated October 19, 2009; Karen Sanders, Monroe County Department of Health, dated October 15, 2009, with attachment)

Motion by Councilmember Ray Tierney seconded by Councilmember James Vogel that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit NO.6 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MANER RE:** Authorize Supervisor to execute renewal agreement with Penftex, Inc. for their service as third-party administrator for the West Brighton Fire Protection District's Service Award Program (see Resolution #4; memorandum from Paula A. Parker, Director of Finance, dated October 14, 2009; and letter from Penftex, Inc., dated October 1, 2009, with attachment)

Motion by Councilmember Ray Tierney 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. 7 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Accept \$28,059. grant from New York State Education Department for the Local Government Records Management Improvement Fund, authorize Supervisor to execute all necessary contracts, and authorize necessary grant budget amendments for purchase of equipment and software to scan and digitally record building department maps and related documents (see Resolution #5; memorandum from Paula A. Parker, Director of Finance, dated October 20, 2009, with attachment; and letter from Christine W. Ward, New York State Archivist and Chief Executive Officer of the Archives Partnership Trust, dated October 15, 2009)

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros 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 certain fixed assets be disposed of as junk (see Resolution #6; memorandum from Douglas S. Clapp, Director of Communications, dated October 8, 2009, with attachment)

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros 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

**MATTERS OF THE SUPERVISOR:**

**MATTER RE:** Revenue and Expense Reports for period ending September 30,2009

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MEETING ADJOURNED:**

Motion by Councilmember Louise Novros seconded by Councilmember James Vogel to adjourn at 9:50 PM

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**CERTIFICATION:**

I, Susan Kramarsky, 79 Monteroy 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 14<sup>th</sup> October, 2009 and that I recorded said minutes of the aforesaid meeting of the Town Board of the Town of Brighton, New York.

---

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of October, 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS

Councilpersons

**WHEREAS/** the Town of Brighton 2010 Tentative Budget has been prepared and presented to the Town Board and filed with the Town Clerk as the Preliminary Budget; and

**WHEREAS,** public hearings on such Preliminary Budget were held at meetings of the Town Board on October 14, 2009 and October 28, 2009 at 7:30 p.m. prevailing local time, and all persons having an interest therein have been heard in the matter; and

**WHEREAS,** the Supervisor and Director of Finance have recommended certain amendments to the Preliminary Budget and otherwise have recommended its approval; and

**WHEREAS,** the Town Board has authorized such amendments to the Preliminary Budget and desires to approve such Budget as amended; **it is**

**RESOLVED,** that a memorandum, dated October 28, from Sandra L. Frankel, Supervisor and Paula Parker, Finance Director, concerning certain proposed amendments to the 2010 Budget, be received and filed; and be **it** further

**RESOLVED,** that the Preliminary Budget for the year 2010, as amended to include the amendments previously approved by the Town Board and set forth in the above-referenced memorandum from Supervisor Frankel and Finance Director Parker, is hereby approved and adopted as

the Town's Final Budget for 2010.

Dated: October 28, 2009

Sandra L. Frankel, Supervisor	Voting _____
James R. Vogel, Councilman	Voting _____
Raymond J. Tierney III, Councilman	Voting _____
Louise Novros, Councilperson	Voting _____
Sheila A. Gaddis, Councilperson	Voting _____



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

MEMORANDUM

To: The Honorable Town Board  
From: Sandra L. Frankel, Supervisor *SLF*  
Paula A. Parker, Director of Finance *PAP*  
Date: October 28, 2009  
Subject: Proposed Amendments to the 2010 BUDget and the Levy of  
Fire District, Delinquent Sewer, and Property Cleanup Charges

Based on updated information received since preparation of the Supervisor's Tentative 2010 Town and Special Districts Operating and Capital Budgets, we recommend the following amendments prior to adoption of the 2010 BUDgets by Your Honorable Body. The revised Summary of Town Budget, "Net" BUDgeted Spending, and Property Tax Levy Schedule; Special Districts Summary; and Town and Special Districts Capital Budget; reflective of the amendments that follow, are enclosed for your review.

Town Taxable Assessed Value

Our initial estimate of total Town taxable assessed value currently reflects all adjustments to the 2009 Assessment Roll (used for 2010 Town and County Taxes) to date. The initial estimate was \$2,553,133,400 and will be revised to \$2,553,072,850 on the final 2009 Assessment Roll. The 2010 Town Budget Tax Rate, based on the revised budget inclusive of the below detailed amendments, is \$5.212213, yielding 2010 Town Budget taxes of \$521.22 for every \$100,000 of taxable assessed value. These changes do not require action of the Town Board.

Budgeted Appropriation Adjustments-General, Highway, and Library Funds

There are no recommended changes to the appropriation related accounts in the 2010 Town Operating and Capital BUDgets.

- Based on the discussion and request of Supervisor Frankel and the Town Board, ALL non-represented employees hired prior to January 1, 2006 will contribute ten percent (10%) for their medical and dental premiums. This has been included in the Supervisor's Preliminary budget.

Salary Schedule Modifications

There are no recommended changes to the salary/wage related schedules or accounts in the 2010 Town Operating Budgets.

Estimated Revenue Adjustments-General, Highway, and Library Funds

There are no recommended changes to the revenue related accounts in the 2010 Town Operating and Capital Budgets.



### Brighton Fire District

The County's Real Property Tax Office has not yet provided us with an estimate of Brighton's share of the Brighton Fire District's 2010 total Tax Levy of \$4,849,000. However when the County's estimate is available, the Town Board authorizes that amount be added to the 2010 Town and County Tax Bill and collected by the Town Clerk.

### Delinquent Sewer Charges

The Town of *Henrietta* has requested that, through our 2010 Town Tax Levy, delinquent sewer charges be levied on their behalf on parcels situate in Brighton. but served by the Henrietta Sewer District. Such charges have no impact on the 2010 Town of Brighton Budget. We recommend that the Town Board:

- Authorize the levy of \$1,903.36 in delinquent sewer charges for the Town of Henrietta Sewer District.

### Property Cleanup Charges

The Town Board must authorize the levy of property cleanup charges incurred in 2009 by the Town in accordance with the Town Code, to be recovered through the 2010 Town Tax Levy. We recommend that the Town Board authorize the levy of \$525.00 in property cleanup charges for the following parcels:

- 145 Chadwick Drive \$525.00

We would be happy to respond to any questions that members of the Town Board may have regarding these proposed budget amendments and related tax levy 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 28th of October, 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS

Councilpersons.

**WHEREAS**, this Town Board duly held Public Hearings on the Assessment Rolls for Service Charges, Maintenance Charges, Capital Improvements and Sewer Rent Charges for Special Improvements Districts and for Special Improvements, on October 14, 2009 and October 28, 2009, at meetings commencing at 7:30 P.M., a list of which Districts and Improvements is attached hereto as Schedule "A" and made a part hereof, for the fiscal year commencing January 1, 2010, notice of which public hearings were duly given by advertisement in the official Town newspaper, the Brighton Pittsford Post; and

**WHEREAS**, the Court of Appeals of the State of New York has determined that the provisions of Section 239 of the Town Law of the State of New York that permitted notice to be given of public hearings to consider the assessment rolls for special improvements districts in which assessments are determined on a "benefits derived" basis, to be unconstitutional and mandated that individuals owning property within such districts receive personal notice of such hearings; and

**WHEREAS**, in response to such mandate, the Town Clerk also mailed notice of such public hearings to all taxable property owners in the Town as part of the Town's newsletter; and

WHEREAS, such public hearings having been duly called and held and all persons having an interest in such matter having been heard and the matter having been considered, be it

**RESOLVED**, that the said Assessment Rolls for Service Charges, Maintenance Charges, Capital Improvements and Sewer Rent Charges for Special Improvements Districts and for Special Improvements for the fiscal year commencing January 1, 2010, be and the same hereby are adopted and established and that the same be filed forthwith in the office of the Town Clerk, and be it

**FURTHER RESOLVED**, that the Supervisor be and she hereby is directed to transmit a copy of said Assessment Rolls to the County Legislature of the County of Monroe on or before the next annual meeting of said County Legislature of the County of Monroe, in accordance with law.

On motion of Councilperson \_\_\_\_\_ seconded by Councilperson \_\_\_\_\_, and upon roll call, the following vote was recorded:

Dated: October 28, 2009

Sandra L. Frankel, Supervisor	Voting _____
James R. Vogel, Councilman	Voting _____
Raymond J. Tierney III, Councilman	Voting _____
Louise Novros, Councilperson	Voting _____
Sheila A. Gaddis, Councilperson	Voting _____

SCHEDULE A

- Brighton Fire District . .  
(Service)
- West Brighton Fire Protection District . . .  
(Service)
- Brighton Special Ambulance District . . .  
(Service)
- Ashley Drive Refuse and Garbage District  
(Service)
- Bel-Air Refuse and Garbage District . . .  
(Service)
- Brighton Meadows Refuse and Garbage District  
(Service)
- Brittany-Markay Refuse and Garbage District.  
(Service)
- Bronsonwood Refuse and Garbage District . . . .  
(Service)
- Council Rock Avenue Refuse and Garbage District.  
(Service)
- Coventry Green Refuse and Garbage District  
(Service)
- Dunrovin Lane Refuse and Garbage District.  
(Service)
- East Avenue Refuse and Garbage District.  
(Service)
- Evans Farm Refuse and Garbage District . . .  
(Service)
- Fairhaven Road Refuse and Garbage District . . . .  
(Service)
- Fairways Refuse and Garbage District . . . . .  
(Service)
- Far View Hill Refuse and Garbage District.  
(Service)
- Forest Hills Refuse and Garbage District  
(Service)
- Frankland Refuse and Garbage District . . . .  
(Service)
- Gailhaven Road Refuse and Garbage District  
(Service)
- Greenaway Drive Refuse and Garbage District.  
(Service)
- Hemingway Drive Refuse and Garbage District.  
(Service)
- Home-Acres Refuse and Garbage District . . .  
(Service)
- Houston Barnard Refuse and Garbage District . . .  
(Service)
- Howland Avenue Refuse and Garbage District  
(Service)
- Kirk Astor Refuse and Garbage District . . . .  
(Service)
- Klink-Burkedale Refuse and Garbage District  
(Service)
- Ledgerock Lane Refuse and Garbage District  
(Service)
- Mandy/Woodgate Refuse and Garbage District  
(Service)
- Maywood Refuse and Garbage District  
(Service)
- Meadow View Refuse and Garbage District.  
(Service)
- Meadowbrook Refuse and Garbage District.  
(Service)

Modelane Refuse and Garbage District . . . .  
 (Service)  
 Monroe Meadows Refuse and Garbage District .  
 (Service)  
 Parkwood Avenue Refuse and Garbage District . .  
 (Service)  
 Pelham Road Refuse and Garbage District . . . . .  
 (Service)  
 Pickford Refuse and Garbage District . . . .  
 (Service)  
 Raw ingswood Refuse and Garbage District .  
 (Service)  
 Rockhill Refuse and Garbage District  
 (Service)  
 Roselawn Refuse and Garbage District .  
 (Service)  
 Rowlands Refuse and Garbage District .  
 (Service)  
 Schoolhouse Lane Refuse and Garbage District .  
 (Service)  
 Second Rose Lawn Refuse and Garbage District .  
 (Service)  
 Shalimar Refuse and Garbage District . . . . .  
 (Service)  
 South Landing Road Refuse and Garbage District . . . .  
 (Service)  
 Spier Avenue Refuse and Garbage District .  
 (Service)  
 Struckmar Refuse and Garbage District . . .  
 (Service)  
 Thornwood Drive Refuse and Garbage District.  
 (Service)  
 Village Lane Refuse and Garbage District . . . . .  
 (Service)  
 Westerloe Avenue Refuse and Garbage District  
 (Service)  
 Wil owbend Refuse and Garbage District . . . . .  
 (Service)  
 Wyatt Drive Refuse and Garbage District.  
 (Service)

Bel-Air Lighting District .  
 (Service)  
 Clover-Elmwood Lighting District . . . . .  
 (Service)  
 College Complex Lighting District . . . . .  
 (Service)  
 Council Rock Lighting District .  
 (Service)  
 Council Rock Estates Lighting District .  
 (Service)  
 Deerfield Woods Street Lighting District  
 (Service)  
 Dunn & Paul Lighting District . .  
 (Service)  
 East Avenue Lighting District.  
 (Service)  
 Elmwood Manor Apartments Lighting District .  
 (Service)  
 Elmwood Terrace Lighting District.  
 (Service)  
 Ferndale Manor Lighting District  
 (Service)  
 Home Acres Lighting District . . .  
 (Service)  
 Houston-Barnard Lighting District.  
 (Service)

- Lac de Ville/Senator Keating Boulevard Lighting District . . . . .
- (Service)
- Malvern Lighting District . .
- (Service)
- Meadowbrook Lighting District.
- (Service)
- Mercy Park Lighting District . .
- (Service)
- Meridian Centre Lighting District . .
- (Service)
- Metropolitan Park Lighting District.
- (Service)
- Penfield Landing Lighting District . . . . .
- (Service)
- Penfield Road Lighting District . .
- (Service)
- Rose Lawn Lighting District.
- (Service)
- Struckmar Lighting District . . .
- (Service)
- Sunnymede Addition Lighting District
- (Service)
- Victory Lane Subdivision - Southland Drive Lighting District .
- (Service)
  
- Bel-Air Sidewalk Snow Removal District .
- (Service)
- Brookside Sidewalk Snow Removal District
- (Service)
- Council Rock Sidewalk Snow Removal District.
- (Service)
- Fairhaven Road Sidewalk Snow Removal District
- (Service)
- Grosvenor Sidewalk Snow Removal District .
- (Service)
- Home Acres Sidewalk Snow Removal District . .
- (Service)
- Meadowbrook Sidewalk Snow Removal District .
- (Service)
- North Roselawn Sidewalk Snow Removal District . .
- (Service)
- Pelham Road Sidewalk Snow Removal District .
- (Service)
- Roselawn Sidewalk Snow Removal District.
- (Service)
- Rowlands Sidewalk Snow Removal District . . . . .
- (Service)
- Struckmar Sidewalk Snow Removal District .
- (Service)
  
- Barclay Square Drainage District .
- (Improvement & Maintenance)
- Deerfield Woods Drainage District.
- (Improvement & Maintenance)
- Lac de Ville/Senator Keating Boulevard Drainage District. . . . .
- (Improvement & Maintenance)
- Mercy Park Drainage District . . . . .
- (Improvement & Maintenance)
- Meridian Center Boulevard Drainage District.
- (Improvement & Maintenance)

Brighton Meadows Storm Water Drainage District .  
 (Improvement & Maintenance)  
 Heatherstone Storm Water Drainage District  
 (Improvement & Maintenance)  
 Brighton Meadows Lateral Water Main. . . .  
 (Improvement & Maintenance)  
 South Clinton - Westfall Water District . . . .  
 (Improvement & Maintenance)  
 Consolidated Water District of the Town of  
 Brighton . . . . .  
 (Improvement & Maintenance)  
 Consolidated Sewer District of the Town of  
 Brighton . . . . .  
 (Improvement & Maintenance)  
 Consolidated Sewer District Extension #67 - - - -  
 (Improvement & Maintenance)  
 Brighton Sewer District 87A. . . . .  
 (Improvement & Maintenance)  
 Western Drive Sanitary Sewer District . . . .  
 (Improvements & Maintenance)  
 Brighton Consolidated Sidewalk District . . . .  
 (Improvement & Maintenance)  
 Mercy Park Sidewalk District . . . . .  
 (Improvements & Maintenance)  
 Gail Haven/Markay Street Improvements . . . .  
 (Improvement)  
 Monroe Avenue Business Improvement District #1 . . . .  
 (Improvement & Maintenance)  
 Home Acres Neighborhood Improvements District - - - -  
 (Improvement & Maintenance)  
 Kirk-Astor Park District . . . . .  
 (Improvement & Maintenance)

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of October, 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons.

**RESOLVED**, that correspondence dated October 7, 2009, from Thomas M. Voelkl, Chief of Police, concerning the solicitation of bids for ballistic vests, be received and filed; and be it further

**RESOLVED**, that Chief of Police is hereby authorized to solicit bids for ballistic vests.

Dated: October 28, 2009

---

Sandra L. Frankel, Supervisor	Voting
James R. Vogel, Councilman	Voting
Raymond J. Tierney III, Councilman	Voting
Louise Novros, Councilperson	Voting
Sheila A. Gaddis, Councilperson	Voting



# Town of B.ighton

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



Thomas M. Voelkl  
Chief of Police

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

October 7, 2009

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

Dear Board **Members**:

The 2009 Police Department Operating Budget provides appropriations for the purchase of replacement ballistic vests. **Currently**, our police officers are wearing vests that are five years old, have reached the end of the manufacturer's warranty **period** and do not protect them **against** conducted energy devices, i.e. TASER. The purchase of the recommended vests will provide the additional required level of protection.

The New York State contract for ballistic **vests** expired on December 14, 2008. The price for the recommended vest at that time was \$832.20. A new five year New York State contract for ballistic vests was to **have** been awarded on August 1, 2009. **As** of this date, that award **has** not been **made**. A local vendor who will be submitting a bid **has** assured us that his bid will be at or under the former New York State contract price. In addition, earlier this year the department applied for and has received approval for reimbursement up to \$10,600.00 from the federal government towards the **purchase** of these vests.

In order to facilitate a **timely** purchase of the ballistic vests and to comply with Town policy, I request permission to advertise for bids. Should you have any questions or **concerns** feel free to contact me.

Sincerely,

  
Thomas M. Voelkl  
Chief of Police

xc: Finance and Administrative Services Committee



At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of October, 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons.

**RESOLVED**, that correspondence dated October 19, 2009, from Diane Burdett, Administrative Court Clerk and correspondence dated October 9, 2009 from Douglas Lee, both concerning the resignation of Douglas Lee as a Court Officer, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby accepts the resignation of Doug Lee as Court Officer with regret, effective October 9, 2009.

Dated: October 28, 2009

---

Sandra L. Frankel, Supervisor	Voting
James R. Vogel, Councilman	Voting
Raymond J. Tierney III, Councilman	Voting
Louise Novros, Councilperson	Voting
Sheila A. Gaddis, Councilperson	Voting

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of October, 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons.

**RESOLVED**, that correspondence dated October 19, 2009, from Thomas M. Voelkl, Chief of Police, concerning an Intermunicipal Agreement with Monroe County for tobacco compliance checks, together with correspondence dated October 15, 2009 from Karen Sanders, Monroe County Department of Public Health, and attachments thereto, be received and filed; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute and deliver an agreement between the Town and Monroe County for tobacco compliance checks, which agreement shall be in form and substance as may be approved by the Attorney for the Town.

Dated: October 28, 2009

---

Sandra L. Frankel, Supervisor	Voting
James R. Vogel, Councilman	Voting
Raymond J. Tierney III, Councilman	Voting
Louise Novros, Councilperson	Voting
Sheila A. Gaddis, Councilperson	Voting

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of October, 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS

Councilpersons.

**RESOLVED**, that a memorandum dated October 14, 2009, from Paula A. Parker, Director of Finance, and correspondence dated October 1, 2009 from Penflex, Inc., together with an attachment thereto, concerning the renewal agreement with Penflex, for administration of the West Brighton Fire Protection District Service Award Program, be received and filed; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute and deliver a renewal agreement by and between the Town and Penflex, Inc., under which Penflex would serve as the third party administrator for the West Brighton Fire Protection Service Award Program, upon the terms and conditions as set forth in such memorandum, which agreement shall be in form and substance as may be approved by the Attorney for the Town.

Dated: October 28, 2009

---

Sandra L. Frankel, Supervisor	Voting
James R. Vogel, Councilman	Voting
Raymond J. Tierney III, Councilman	Voting
Louise Novros, Councilperson	Voting
Sheila A. Gaddis, Councilperson	Voting



PAULA A. PARKER, DIRECTOR OF FINANCE  
2300 ELMWOOD AVENUE SUITE 110  
ROCHESTER, NEW YORK 14618  
Phone (585) 784-5210 Fax (585) 784-5396

MEMORANDUM

To: The Honorable Town Board  
Attn.: Finance and Administrative Services ~~Committee~~<sup>2</sup>  
From: Paula A. Parker, Director of Finance  
Date: October 14, 2009  
Subject: West Brighton Fire Protection District Service Award Program -  
Renewal of Agreement with Penflex, Inc.  
November 1, 2009 - October 31, 2010

I recommend that Your Honorable Body authorize the Supervisor to execute a renewal agreement (for 2009/2010) with Penflex, Inc. through which Penflex would continue to serve as the third-party administrator for the West Brighton Fire Protection District's Service Award Program.

The base fee for 2009/2010 will be \$2,550 (no change from the 2008/09 contract), the per participant fee \$14 (\$2 per increase), IRS form preparation \$20/form (no change), certification and recertification letters \$125 (no increase from 2008/09) and \$50 (no change) respectively. **Total** fees to be paid for services in 2009/2010 would not exceed an estimated amount of \$3,600 (this amount can be impacted by the number of participants and certification/recertification letters completed), plus an additional audit assistance fee, if necessary.

Penflex has been of great assistance in helping the Town to better understand the financial implications and impacts of the Service Award Program. I strongly urge the Town Board to allow us to continue this beneficial relationship.

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

Copy to: S. Frankel, C. Roth, and W. Moehle

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of October, 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS

Councilpersons.

**RESOLVED**, that a memorandum dated October 20, 2009, from Paula A. Parker, Director of Finance, concerning the acceptance of a grant under the Local Government Records Management Improvement Fund and a 2009 budget appropriation, together with an attachment thereto, and correspondence dated October 15, 2009, from Christine W. Ward, New York State Archivist and Chief Executive Officer of the Archives Partnership Trust of the New York State Education Department, together with an attachment thereto, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby approves and accepts the grant in the amount of \$28,059 from the New York State Education Department for the Local Government Records Management Improvement Fund; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute and deliver any necessary contracts and other documents related to the grant including any necessary grant budget amendments, each of which shall be in form and substance as may be approved by the Attorney for the Town; and be it further

**RESOLVED**, that the Town Board hereby approves the budget amendment as set forth in such memorandum.

Dated: October 28, 2009

---

Sandra L. Frankel, Supervisor	Voting
James R. Vogel, Councilman	Voting
Raymond J. Tierney III, Councilman	Voting
Louise Novros, Councilperson	Voting
Sheila A. Gaddis, Councilperson	Voting



PAULA A. PARKER, DIRECTOR OF FINANCE  
2300 ELMWOOD AVENUE SUITE 110  
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: Paula A. Parker, Director of Finance  
Date: October 20, 2009  
Subject: **Grant Acceptance LGRMIF  
(Local Government Records Management Improvement Fund)  
2009 Budget Appropriation  
Grant Budget Amendment**

I recommend that Your Honorable Body approve and accept a grant in the amount of \$28,059 from the New York State Education Department for the Local Government Records Management Improvement Fund (LGRMIF) and authorize the Supervisor to execute all of the necessary contracts and documents related to the grant, including any necessary grant budget amendments. Amendments may be needed because only part of the grant was awarded by the State due to the high competition and available funding.

Further authorization is needed to amend the 2009 budget as follows:

To revenue account:

A.DPW.8020 3060 NYS Aid - Records Management	\$28,059
--	----------

To expenditure accounts:

A.DPW.8020 2.13 Computer Equipment	\$19,087
A.DPW.8020 4.15 Computer Software/Supplies	8,972

The grant request was submitted to purchase the equipment and software necessary to scan and digitally record all map and related documents in the building and planning office. This is only a partial award as the services for scanning were denied at this time. The State has suggested that the Town re-apply for a clerk (temporary part-time) in the next round of grant applications to assist in the scanning of the backlog of records.

Rick Cortina will be happy to answer any question regarding this matter,

Copy to: S. Frankel, B. Moehle

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of October, 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS

Councilpersons.

**RESOLVED**, that a memorandum dated October 8, 2009, from Douglas Clapp, Director of Communications, concerning the disposal of surplus assets, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby declares a Pitney-Bowes postage machine, #5220 to be surplus and directs that it be disposed of as junk.

Dated: October 28, 2009

---

Sandra L. Frankel, Supervisor	Voting
James R. Vogel, Councilman	Voting
Raymond J. Tierney III, Councilman	Voting
Louise Novros, Councilperson	Voting
Sheila A. Gaddis, Councilperson	Voting