

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

August 12, 2009

PRESENT:

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

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

MEETING CALLED TO ORDER:

6:30 P.M. 0 EXECUTIVE SESSION:

Motion by Councilmember James Vogel seconded by Councilmember Ray Tierney to go into Executive Session to discuss the employment of particular persons and litigation regarding HDL.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

OPEN FORUM:

Pat O'Connor, City of Rochester Water Bureau
Tom Deitrich, Bergmann Associates
Re: S. Clinton Water Conduit Replacement

Jim Harper
David Rizzo
Mordechai Rennert

APPROVAL OF AGENDA:

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel with the addition of executive session to discuss employment of a particular person to adopt the agenda.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

APPROVE AND FILE TOWN BOARD MEETING MINUTES FOR:

July 22, 2009

Motion by Councilmember Louise Novros seconded by Councilmember Sheila Gaddis to approve and file the aforementioned minutes.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

PUBLIC HEARINGS:

MATTER RE: Proposed Brighton Meadows Refuse District (see Resolution #19; communications from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated July 24, 2009; Mara Chan, dated July 23, 2009; Penny Rose, dated July 15 and 21, 2009)

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. 1 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MAnER RE: Proposed amendments regarding Sustainability Code Amendments-Bicycle and Pedestrian Access (see Resolution #20)

Motion by Councilmember James Vogel seconded by Councilmember Sheila Gaddis 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

MAnER RE: Authorize \$18,963. bid award to Professional Vehicle Solutions, LLC, for 2009 ambulance fly car conversion service (see Resolution #1; memorandum from Paula A. Parker, Director of Finance, dated August 1, 2009; letter from Barbara Sforza, Business Manager, Brighton Volunteer Ambulance, dated July 23, 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

MAnER RE: Authorize bid awards for re-roof projects at Operations Center to Leo J. Roth Corp. for \$305,000, at Public Safety Wing to Elmer Davis, Inc. for \$26,500 and at Operations Center storage building to A.M. Stern, Inc. for \$74,500. (see Resolution #2; letters from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated August 3, 2009, with attachment; and Raymond G. Wenzel III, AIA, Clark Patterson Lee, dated August 10, 2009)

Motion by Councilmember Sheila Gaddis 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.4 attached.

UPON ROLL CALL VOTE

Councilmember Sheila Gaddis aye
 Councilmember Louise Novros no
 Councilmember Ray Tierney aye
 Councilmember James Vogel aye
 Supervisor Sandra Frankel aye

MOTION CARRIED

MAnER RE: Authorize bid award to Lewis General Tires, Inc. for eight (8) Triangle XHA Style 2 star loader tires at \$1,422 each (see Resolution #3; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated July 28, 2009)

Motion by Councilmember James Vogel seconded by Councilmember Sheila Gaddis 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 solicitation of bids for refuse and recyclables collection and disposal in the districts (see Resolution #4; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated July 24, 2009)

Motion by Councilmember James Vogel seconded by Councilmember Sheila Gaddis 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

COMMUNICATIONS:

FROM Alan Van Capelle, Executive Director, Empire State Pride Agenda, thanking Supervisor Frankel for her letter to New York State Legislators in support of marriage equality

FROM Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, to Public Works Committee, dated July 22, 2009, regarding the oil and stone survey results

FROM Scott M. Adair, Chief Financial Officer, Monroe County Department of Finance, dated August 7, 2009, regarding Monroe County Sales Tax Distribution for the second quarter of 2009

FROM Robert J. Kozarits, P.E., Transportation Project Manager, Monroe County Department of Transportation, dated August 6, 2009, advising that resurfacing of Brighton Henrietta Town Line Road will begin and be done between 8 p.m. and 6 a.m. Monday and Friday nights as well as during the day and will take approximately 3 to 4 weeks

FROM Patricia L. Holland, Real Property Analyst 3, State of New York, State Board of Real Property Services, certifying Brighton's final State equalization rate

FROM Patricia E. Chuhta, Pittsford Town Clerk, dated August 7, 2009, notifying of public hearing on Tuesday, August 18, 2009 at 7:00 p.m. at Nazareth College for proposed Update of the Town Comprehensive Plan

FROM Dawn Aprile, President, Premium Development Corp., 2009 Rochester Home Builders' Association Chairman, and Robert Cantwell, BME Associates, Chairman, Government Relations, dated July 20, 2009, enclosing "Building Greener, Building Better" (filed in the Department of Public Works)

FROM Edward A. Lincoln, President, Rush-Henrietta Central School District Board of Education, dated July 22, 2009, informing that Susan E. Banker is serving as their liaison to Brighton

FROM Richard C. Holbert, dated August 9, 2009, commenting on the Town's response to his concerns with Frontier solicitation practices

FROM Robert A. Traver, Acting Region 4 Director, New York State Department of Transportation, dated July 21, 2009, notifying of designation of restricted highway effective through December 31, 2009 for resurfacing work to be done on Route 15 MBC in the Towns of Brighton and Henrietta

FROM William A. Carpenter, Pittsford Town Supervisor, dated July 22, 2009, enclosing Pittsford's draft Comprehensive Plan Update

FROM West Brighton Fire Department, Inc.; the December 31, 2008 and 2007 Independent Auditor's Report and Financial Statements

FROM Michael J. Townsend, Harris Beach Attorneys at Law, dated August 10, 2009, regarding County of Monroe Industrial Development Agency application for Gallina Cambridge, LLC at 1880 South Winton Road

FROM Paul A. Johnson, Monroe County Department of Planning and Development, dated August 7, 2009, enclosing the adopted 2010-2015 Capital Improvement Program (filed in the Town Clerk's office)

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel Jo receive and file the aforementioned communications.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

COMMITTEE REPORTS:

Community Services Next meeting August 12, 2009.

Finance and Administrative Services August 5, 2009. Next meeting August 19, 2009.

Public Safety Services Next meeting September 8, 2009

Public Works Services August 3, 2009. Next meeting August 31, 2009.

OLD BUSINESS:

MATTER RE: Authorize Change Order #1, not exceeding \$3,873., to contract with Rochester Museum and Science Center for Phase II Cultural Resource Investigation of property recently purchased from Faith Temple (see Resolution #5; letter from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated July 20, 2009, with attachment)

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. 7 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

NEW BUSINESS:

MATTER RE: Reading and approval of claims

Motion by Councilmember Sheila Gaddis seconded by Councilmember Louise Novros that the Supervisor read and approve payment of claims as set forth in Exhibit NO. 8 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize Justice robe be declared surplus and disposed of by sale to Judge Richard Dollinger for \$100. (see Resolution #22; memorandum from Paula A. Parker, Director of Finance, and Dianne W. Burdett, Administrative Court Clerk, dated August 5, 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. 9 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize Supervisor to execute \$3,300 contract with Skycoasters for the 2010

July 4th celebration (see Resolution #6; letter from Jerry LaVigne, Director of Recreation, Parks and Community Service Department, dated July 23, 2009, with attachment)

Motion by Councilmember Louise Novros seconded by Councilmember Sheila Gaddis 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: Accept \$1000 donation from Pat Dougherty for work done to install memorial bench in Corbett's Glen (see Resolution #7; letter from Jerry LaVigne, Director of Recreation, Parks and Community Service Department, dated August 5, 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. 11 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize 2009 budget appropriation of \$432,000 for Highway/Sewer Facility and Public Safety Wing re-roof projects (see Resolution #8; memorandum from Paula A. Parker, Director of Finance, dated August 5, 2009)

Motion by Councilmember James Vogel seconded by Councilmember Sheila Gaddis that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 12 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize amendment to Highway and Sewer Departments Table of Organization (see Resolution #9; letter from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated August 3, 2009)

Motion by Councilmember James Vogel seconded by Councilmember Sheila Gaddis 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: Accept retirement of Gerald Hayes from position of Road Foreman effective September 9, 2009, and authorize appointment of Ernest Heinsbergen to the full-time position of Road Foreman, effective August 24, 2009, with 26 week probationary period (see Resolution #10; letters from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated July 9, 2009; Gerald Hayes, dated August 10, 2009; and Ernest Heinsbergen, dated February 12, 2009)

Motion by Councilmember James Vogel seconded by Councilmember Sheila Gaddis that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 14 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize Supervisor to execute agreement with New York State Department of

Transportation to adjust five manhole frames and covers on West Henrietta Road at no cost to the Town (see Resolution #11; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated July 22,2009, with attachment)

Motion by Councilmember James Vogel seconded by Councilmember Sheila Gaddis that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 15 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize Supervisor to execute agreement, not exceeding \$4,300 with Monroe County Water Authority to add a fire hydrant at Cohasset and Hollyvale (see Resolution #12; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated July 30, 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. 16 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Set September 9,2009 public hearing for proposed temporary amendment to Noise Law for City of Rochester's night work on replacement of South Clinton Water Conduit from Senator Keating Blvd. to North of Elmwood Avenue (see Resolution #13; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated August 3,2009; letter from Thomas W. Lichtenthal, PE, Project Manager, Bergmann Associates, dated July 30,2009)

Motion by Councilmember James Vogel seconded by Councilmember Sheila Gaddis that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 17 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Set September 9,2009 public hearing for proposed removal of a 37" spruce tree opposite 3 Babcock Drive (see Resolution #17; letters from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated July 9,2009, and Rick DiStefano, Secretary Brighton Tree Council, dated July 8,2009, with attachment)

Motion by Councilmember Louise Novros Seconded by Councilmember Sheila Gaddis that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 18 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Set September 9, 2009 public hearing for proposed amendment to Chapter 28 "Alarm Systems" (see Resolution #18; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated July 28,2009, 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. 19 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Adopt Sustainability Oversight Committee Policy (see Resolution #14; letters from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated August 3, 2009, Ramsey A. Boehner, Executive Secretary, Planning Board, dated June 24, 2009, Rick DiStefano, Secretary, Conservation Board, dated June 12, 2009, and proposed Policy)

Motion by Councilmember James Vogel seconded by Councilmember Sheila Gaddis that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 20 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MAAnER RE: Authorize Supervisor to execute application to New York State Energy Research and Development Authority for American Recovery and Reinvestment Act State Energy Program Grant (see Resolution #21; letter from Timothy E. Keef, P.E., Town Engineer, dated August 6,2009)

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 21 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MAAnER RE: Accept resignation of Dawn Lorenzo from position of Telephone Operator, effective August 3,2009 (see Resolution #23; letters from Douglas S. Clapp, Director of Communications, dated August 6, 2009 and Dawn Lorenzo, dated August 3, 2009)

Motion by Councilmember Sheila Gaddis 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. 22 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MAAnERS OF THE SUPERVISOR:

MAAnER RE: Revenue and Expense Reports for period ending July 31, 2009

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel to receive and file aforementioned report.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MAAnERS OF THE TOWN CLERK:

MAAnER RE: Authorize appointment of Tanya Johnson as part time Clerk III, effective August 17, 2009 with 52 week probationary period (see Resolution #15; memorandum from Susan Kramarsky, Town Clerk, dated August 3, 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. 23 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

EXHIBIT NO.1

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 12th day of August 2009.

PRESENT:

SANDRA L. FRANKEL,
Supervisor

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

Councilpersons

WHEREAS, record owners of more than fifty percent (50%) of the taxable assessed value of taxable real property within the area bounded and described in the attached Exhibit AA@ and resident owners owning more than fifty (50%) of the assessed value of taxable real property owned by resident owners within such area, in the Town of Brighton, County of Monroe, have filed with the Town Clerk and presented to the Town Board at a meeting of said Board, a petition requesting the Brighton Meadows Refuse District be established in such area, in said Town bounded and described in the attached Exhibit AA@; and

WHEREAS, said petition provides for the provision of refuse services to said property wholly at the expense of the petitioners; and

WHEREAS, said Town Board duly adopted an Order providing that the Town Board shall meet at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town on July 22, 2009, at 7:30 P. M., prevailing time, and held open and continued on August 12, 2009, to consider said petition and to hear all persons interested in the subject thereof, and certified copies of said Order having been duly published and posted as prescribed by law and said Town Board having met at the time and place specified in said Order and having considered said petition and having heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same; and the said Town Board having given due deliberation to the matter; and

WHEREAS, the evidence offered at such time and place requires that the Town Board make the determinations hereinafter made;

NOW, THEREFORE, BE IT ORDERED by the Town Board of the Town of Brighton that it be and hereby is determined as follows: (1) that said petition is signed and acknowledged or approved as required by law and is otherwise sufficient; (2) that the petitioners own more than 50% of all the taxable real property of the proposed District and also are resident owners owning more than 50% of all the

taxable real property owned by resident owners in said proposed District according to the latest completed assessment roll in the Town of Brighton; (3) that all property and property owners benefited are included therein and that no property or property owners or interested persons benefited thereby have been excluded therefrom; and (4) that all the property and property owners within the proposed District are benefited thereby; and that it is in the public interest to grant the whole relief sought in the said petitions; and be it further;

ORDERED, that the said petition praying that the Brighton Meadows Refuse District of the Town of Brighton be established to include certain real property therein described be, and the same hereby is, granted, with the costs thereof to be charged on a benefits derived basis; and be it further

ORDERED, that the Town Clerk be, and hereby is directed to record a certified copy of this Order in the office of the Clerk of the County of Monroe and to file a certified copy of this Order within ten days after the adoption of this Order.

Dated: August 12, 2009

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

EXHIBIT NO.2

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 12TH day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

WHEREAS, the Town Board duly scheduled a Public Hearing to be held on the 12th day of August 2009, at 7:30 P.M., prevailing time, to consider the adoption of a proposed Local Law of 2009 entitled "Bicycle and Pedestrian Access Local Law" for the Town of Brighton, Monroe County, New York, and the environmental impact thereof; and

WHEREAS, such public hearing was duly called and held and all persons having an interest in the matter having had an opportunity to be heard; and

WHEREAS, based on the testimony and materials received at the public hearing, the Town Board hereby determines that the proposed Local Law will not have a material adverse impact on the environment and further deems it necessary and advisable to adopt the proposed Local Law.

NOW, THEREFORE, on motion of Councilperson _____
seconded by Councilperson _____

BE IT RESOLVED, that the Town Board hereby receives, files and adopts the Negative Declaration under the State Environmental Quality Review Act with respect to the proposed Local Law; and

BE IT RESOLVED, that the Town Board of the Town of Brighton, pursuant to the provisions of Article 3 of the Municipal Home Rule Law of the State of New York, hereby enacts, ordains and adopts the Local Law of 2009 entitled "Bicycle and Pedestrian Access Local Law", as attached hereto as Exhibit "A", for the Town of Brighton, Monroe County, New York; and

BE IT RESOLVED, that the Town Board hereby directs the Town Clerk to cause the Local Law to be filed with the Department of State.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons.

RESOLVED, that a memorandum dated August 1, 2009, from Paula A. Parker, Director of Finance, and correspondence dated July 23, 2009 from Barbara Sforza, Business Manager, Brighton Volunteer Ambulance, concerning the award of the bid for fly car conversion services, be received and filed; and be it further

RESOLVED, that the Town Board hereby awards the bid for ambulance fly car conversion services to Professional Vehicle Solutions, LLC, in the total bid amount of \$18,963.

Dated: August 12, 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: August 1, 2009
Subject: Award of Fly Car Conversion Services
Professional Vehicle Solutions

I request that Your Honorable Body authorize the award of the 2009 ambulance fly car conversion service bid to the lowest responsible bidder, Professional Vehicle Solutions, LLC, P.O. Box 23, Fairport, NY 14450 in the total bid amount of \$18,963. A letter from the Brighton Volunteer Ambulance Corporation confirming this choice accompanies this communication as well.

Other bidders were as follows: Task Force Lighting in the amount of \$19,875.86.

As you will recall, the ambulance along with the fly car was planned for in the 2009 Capital Budget with an estimated total purchase cost of \$210,000. The plan for finance was through the issuance of short-term debt in the amount of \$160,000 and use of \$50,000 in District cash capital.

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, W. Moehle, and Brighton Volunteer Ambulance

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

RESOLVED, that correspondence dated August 3, 2009, from Thomas A. Low, Commissioner of Public Works, concerning bid awards for re-roofing projects, be received and filed; and be **it further**

RESOLVED, that the bid for re-roofing of the Operations Center of the Highway Department be awarded to Leo J. Roth Corp. at a bid price of \$305,000.00, and the Supervisor is hereby authorized to execute change orders to such contract totaling in the aggregate not more than \$15,000.00 in increased costs without further Town Board action; and be **it further**

RESOLVED, that the bid for installation of flashings to the Town Hall Public Safety Wing be awarded to Elmer Davis, Inc., at a cost of \$26,500.00, and the Supervisor is hereby authorized to execute and deliver change orders to such contract totaling in the aggregate not more than \$3,000.00 in increased cost without further Town Board action; and be **it further**

RESOLVED, that the Town Board hereby awards the bid for re-roofing of the Operations Center storage building, a metal retrofit, to A.M. Stern, Inc., at a cost of \$74,500, and the Supervisor is hereby authorized to execute and deliver change orders to such contract totaling in the aggregate not more than \$8,000.00 in increased cost without further Town Board action.

Dated: August 12, 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

August 3, 2009

Honorable Town Board
Town of Brighton
2300 Elmwood Ave.
Brighton, NY 14618

Re: Award of Bids
Re-roof Projects

Honorable Supervisor and Members:

I recommend that bids be awarded for the following roof replacement and repair projects to the low, responsible and responsive bidders noted in the lump sums bid as noted.

Base Bid #1:

Operations Center re-roof (EPDM)
\$305,000.00
estimated at \$302,000
Leo J. Roth Corp., Webster, NY
recommended maximum for change-orders: \$15,000

Alternate Bid #2c:

Public Safety Wing (flashings only)
\$26,500
estimated at \$22,300.00
Elmer Davis, Inc., Rochester, NY
recommended maximum for change-orders: \$3,000

Alternate #4b:

Operations Center storage building re-roof (metal retrofit)
\$74,500.00
estimated at \$112,200
A.M. Stern, Inc., Rochester, N.Y.
Recommended maximum for change-orders: \$8,000

I further recommend that the Supervisor be authorized to execute change-orders to each of the above contract which total no more than the amounts noted.



The bids were publicly advertised and publicly opened, all as required by law. A copy of the bid advertisement and bid tabulation are attached.

The Finance Director will describe, under separate cover, the source or sources of additional appropriations.

Sincerely,

A handwritten signature in black ink, appearing to be 'Thomas A. W.', written over a horizontal line.

Thomas A. W
Commissioner of Public Works

cc: P. Parker

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

RESOLVED, that correspondence dated July 28, 2009, from Thomas A. Low, Commissioner of Public Works, concerning the award of a bid to furnish and deliver loader tires, be received and filed; and be it further

RESOLVED, that the Town Board hereby awards the bid for furnishing and delivering eight (8) loader tires to Lewis General Tires, Inc., which will provide eight (8) Triangle XHA Style 2 star loader tires to the Town at a cost of \$1,422.00 per tire, less \$125.00 trade-in allowance per tire casing.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

RESOLVED, that correspondence dated July 24, 2009, from Thomas A. Low, Commissioner of Public Works, concerning the solicitation of bids for the collection and disposal of refuse and recyclables in the Town's Refuse Districts, be received and filed; and be it further

RESOLVED, that the Commissioner of Public Works is hereby authorized to solicit bids for the collection and disposal of refuse and recyclables in the Town's Refuse Districts, both on the basis of a one-year term with up to 4 one-year renewal options and on the basis of a 5 year term with the day of collection not specified.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

RESOLVED, that correspondence dated July 20, 2009, from Thomas A. Low, Commissioner of Public Works, concerning Change Order #1 to the Contract with the Rochester Museum and Science Center for a Phase II Cultural Resource Investigation of the eastern parcel of land previously acquired by the Town from Faith Temple, be received and filed, together with a revised proposed Scope of Work dated July 17, 2009 from Mark W. Ewing, Regional Heritage Preservation Program, Rochester Museum and Science Center; and be it further

RESOLVED, that based on the unexpectedly large number of artifacts recovered during the Phase II Cultural Resource Investigation from the eastern parcel of land acquired by the Town from Faith Temple, the Town Board hereby authorizes the Supervisor to execute and deliver Change Order #1 to the Professional Service Contract by and between the Town and the Rochester Museum and Science Center for the Phase II Cultural Resource Investigation of such property, increasing the amount due under the contract by an amount not to exceed \$3,873.00.

Dated: August 12, 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

July 20, 2009

Honorable Town Board
Town of Brighton
2300 Elmwood Ave.
Brighton, NY 14618

Re: Change Order #1
Professional Services Contract
Rochester Museum and Science Center ("RMSC")
Phase II Cultural Resource Investigations

Honorable Supervisor and Members:

RMSC has completed its field work on the Phase II investigations of the eastern parcel recently acquired from Faith Temple (i.e., intense excavations, documentation, and recovery of artifacts). Some 7,000 artifacts were recovered, of which an estimated 4,000 must be analyzed and curated. The original proposal, however, was accepted with the understanding that at most some 2,100 pieces would require such work.

I now recommend that the existing contract, dated 11/13/08 be amended to change the scope of work to increase the number of pieces to be curated to an estimated 4,000, and to increase the contract amount by not to exceed \$3,873.00 to a new total not to exceed \$29,520.00.

Funds are available in the parks capital account (H.PARKS. PRK03.452) .

Sincerely,

Commissioner of Public Works

cc: P. Parker



EXHIBIT NO. 8

CLAIMS FOR APPROVAL AT TOWN BOARD MEETING

August 12, 2009

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

A-GENERAL	\$	<u>220,975.08</u>
D- HIGHWAY		<u>166,909.81</u>
H - CAPITAL		<u>26,586.91</u>
L - LIBRARY		<u>38,721.52</u>
SA - AMBULANCE DIST		<u>1,543.75</u>
SB - BUSINESS IMPROVM		<u>605.00</u>
SO - DRAINAGE DIST		<u>1,270.00</u>
SF - FIRE DIST		<u>80,716.25</u>
SK - SIDEWALK DIST		<u>2,252.41</u>
SL - LIGHTING DIST		<u>2,852.50</u>
SM - SNOW REMOVAL DST		<u>2,002.50</u>
SN-NEIGHBORHOOD DIST.		<u>423.75</u>
SP-PARKS DISTRICT		<u>278.75</u>
SR-REFUSE DISTRICT		<u>75,919.23</u>
SS - SEWER DIST		<u>53,784.18</u>
SW - WATER DIST		<u>1,047.50</u>
TA - AGENCY TRUST		<u>14,037.26</u>
TOTAL	\$	<u>689,926.40</u>

UPON ROLL CALL MOTION CARRIED _____

APPROVED BY: _____
SUPERVISOR

COUNCIL MEMBER

COUNCIL MEMBER

TO THE SUPERVISOR:

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

DATE

TOWN CLERK

At a ,Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons.

RESOLVED, that a memorandum dated August 5, 2009 from Paula A. Parker, Director of Finance, and Dianne W. Burdett, Administrative Court Clerk, Town Justice Court, concerning the disposal of a Justice Robe, be received and filed; and be it further

RESOLVED, that the Justice Robe formerly used by Judge Richard Dollinger be declared surplus and sold to Judge Dollinger for \$100.

Dated: August 12, 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 12th day of August, 2009.

EXHIBIT NO. 10

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

RESOLVED, that correspondence dated July 23, 2009, from Jerry LaVigne, Director of Parks and Recreation, concerning a contract with the Skycoasters, together with an attachment thereto, be received and filed; and be it further

RESOLVED, that the Supervisor is hereby authorized to execute and deliver an agreement by and between the Town and Skycoasters, LLC for the Skycoasters concert at the 2010 4th of July celebration, at a cost of \$3,300.

Dated: August 12, 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 12th day of August, 2009.

PRESENT :

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons.

RESOLVED, that correspondence dated August 5, 2009, from Jerry LaVigne, Director of Parks and Recreation, concerning a donation for Corbett's Glen, be received and filed; and be it further

RESOLVED, that the Town Board hereby gratefully accepts a donation of \$1000.00 from Mrs. Pat Dougherty, in appreciation for the work done by park staff in the installation of a memorial bench in memory of her husband Dick Dougherty, in Corbett's Glen.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

RESOLVED, that a memorandum dated August 5, 2009, from Paula A. Parker, Director of Finance, concerning a 2009 Budget Appropriation from Highway and Sewer Funds for re-roofing projects, be received and filed; and be it further

RESOLVED, that the Town Board hereby approves the 2009 Budget Appropriation for re-roofing projects, all as more fully set forth in the above referenced memorandum.

Dated: August 12, 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: August 5, 2009
Subject: **2009 Budget Appropriation**
Highway and Sewer Funds
Re-roof projects at Highway/Sewer Facility and
Public Safety Wing flashing repairs

I recommend that Your Honorable Body approve a 2009 budget appropriation as follows:

To expenditure accounts:

AHWY.51322.60	Facility Improvements	\$ 265,650
ASSVCS.3010 2.60	Facility Improvements	29,500
SS.SEWER.8120 2.60	Facility Improvements	136,850

The total amount to be appropriated is \$432,000. This will include amounts for the Public Safety wing flashing and re-roof projects and the Highway/Sewer Operations. The appropriation also includes an amount for change orders.

The project, upon competition, is expected to cost less than the total amount appropriated. Short term bonding may be considered upon completion of the project. Until a final decision is made by the Board, these funds will be taken from the respective fund balances of each fund.

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: S. Frankel, T. Low

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

RESOLVED, that correspondence dated July 9, 2009, from Thomas A. Low, Commissioner of Public Works, concerning the retirement of Gerald Hayes and the appointment of a replacement of Mr. Hayes, be received and filed; and be it further

RESOLVED, that the Town Board hereby accepts with great regret the retirement of Gerald Hayes as Road Foremen in the Highway Department effective September 9, 2009; and be it further

RESOLVED, that the Town Board hereby concurs in the appointment of Ernest Heinsbergen, effective August 24, 2009 temporarily on an out of title basis, and September 10, 2009 on a permanent basis, to the full-time 40 hour per week position of Road Foreman in the Highway Department at the base hourly rate of \$28.94, step 4 on the salary schedule, on a probationary basis with a probationary period of 26 weeks.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

WHEREAS, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of NYS Route 15 (West Henrietta Road) from NYS RT 252 to NYS 1-390 Maintenance by Contract, in the Towns of Henrietta & Brighton, located in Monroe County, PIN 4015.34.321, and

WHEREAS, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the relocation and adjustment to water mains and appurtenances, pursuant to Section 10, Subdivision 24, of the State Highway Law, as shown on the contract plans relating to the project and meeting the requirements of the owner, and

WHEREAS, the service life of the relocated and or replaced utilities has not been extended, and

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans relating to the above mentioned project.

NOW, THEREFORE,

BE IT RESOLVED, that correspondence dated July 22, 2009, from Thomas A. Low, Commissioner of Public Works, concerning an agreement with the New York State Department of Transportation for the adjustment of manholes on West Henrietta Road, together with an attachment thereto, be received and filed; and

BE IT FURTHER RESOLVED, that the Town of Brighton Department of Public Works approves of the relocation of and adjustment to their water mains and appurtenances and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Town of Brighton Department of Public Works will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans.

BE IT FURTHER RESOLVED, that the Supervisor of the Town of Brighton

has the authority to sign, with the concurrence of the Town of Brighton Department of Public Works, any and all documentation that may become necessary as a result of this project as it relates to the Town of Brighton Department of Public Works, and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Brighton is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

RESOLVED, that correspondence dated July 30, 2009, from Thomas A. Low, Commissioner of Public Works, concerning an agreement with the Monroe County Water Authority to add a fire hydrant at the intersection of Cohasset Drive and Hollyvale Drive, be received and filed; and be it further

RESOLVED, that the Supervisor is hereby authorized to execute and deliver an agreement by and between the Town and the Monroe County Water Authority for the installation of a fire hydrant at the intersection of Cohasset Drive and Hollyvale Drive, at a cost not to exceed \$4,300.00, which agreement shall be in form and substance as may be approved by the Attorney to the Town.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

WHEREAS, in connection with the City of Rochester Water Bureau project to replace the South Clinton Avenue Water Conduit from Senator Keating Blvd, to a point north of Elmwood Avenue and the desire of the Water Bureau to perform night work on the project, in order to minimize traffic disruption on South Clinton Avenue, the Town desires to consider granting an exception to the Town's Noise Control Law to facilitate such work during the night hours, to avoid disrupting traffic, so long as the Water Bureau complies with various conditions to minimize the impact of night work on surrounding neighborhoods; it is therefore

RESOLVED, that correspondence dated August 3, 2009, from Thomas A. Low, Commissioner of Public Works, and correspondence dated July 30, 2009, from Thomas W. Lichtenthal, PE, Project Manager, Bergmann Associates, both concerning the replacement of the S. Clinton Avenue Water Conduit from Senator Keating Blvd, to north of Elmwood Avenue and related night work, be received and filed; and be it further

RESOLVED, that pursuant to Article 3 of the Municipal Home Rule Law of the State of New York, a public hearing on the proposed Local Law of 2009 entitled "2009 Second Temporary Amendment to Noise Control Law" in the form presented to this meeting, be held by the Town Board of the Town of Brighton on the 9th day of September, 2009 at 7:30 o'clock P.M. prevailing time at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town, to consider the proposed Local Law and to hear

all persons interested therein and to take such action as may be proper; and it is further

ORDERED, that notice of the time and place of such hearing, describing in the purpose of said Local Law, be published and posted by the Town Clerk, pursuant to Law.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,
Supervisor

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

Councilpersons

WHEREAS, the Commissioner of Public Works has recommended that a significant Town tree located in the Town highway right-of-way adjacent to 3 Babcock Circle, which is diseased and poses a threat to persons and property, be removed, which recommendation is subject to public hearing; it is therefore

RESOLVED, that correspondence dated July 9, 2009 from Thomas A. Low, Commissioner of Public Works, together with attachments thereto, concerning the proposed tree removal, be received and filed; and be it further

RESOLVED, that the Town Board hereby sets a public hearing to hear all persons for or against the removal of a significant Town tree because it poses a hazard to persons and property, namely a 37" Norway Spruce tree located in the highway right of way opposite 3 Babcock Drive, to be held on September 9, 2009 at 7:30 p.m. at Brighton Town Hall, 2300 Elmwood Avenue in the Town; and be it further

RESOLVED, that the Town Clerk is hereby directed to cause notice of such hearing to be given as required under Chapter 175 of the Town Code.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons.

RESOLVED, that correspondence dated July 28, 2009 from Thomas A. Low, Commissioner of Public Works, be received and filed.

On motion of Councilperson _____, seconded by Councilperson _____, it is

ORDERED, that pursuant to Article 3 of the Municipal Home Rule Law of the State of New York, a public hearing on a proposed Local Law of 2009 entitled "Alarm Systems Local Law of 2009@", in the form presented to this meeting, be held by the Town Board of the Town of Brighton on the 9th day of September, 2009, at 7:30 o'clock PM, prevailing time, at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town to consider the proposed Local Law and to hear all persons interested therein and to take such action as may be proper, and it is further

ORDERED, that Notice of the time and place of such hearing, describing the purpose of said Local Law be published pursuant to Law.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons.

RESOLVED, that correspondence dated August 3, 2009, from Thomas A. Low, Commissioner of Public Works, concerning the proposed Sustainability Oversight Committee policy, be received and filed; and be **it further**

RESOLVED, that the Town Board hereby approves the Sustainability Oversight Committee policy in the form attached hereto.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons.

RESOLVED, that correspondence dated August 6, 2009, from Timothy E. Keef, P.E., Town Engineer, concerning a grant application proposal under the New York State Energy Research and Development Authority, State Energy Program Grant, funded under the American Recovery and Reinvestment Act, be received and filed; and be it further

RESOLVED, that the Supervisor is hereby authorized to execute and deliver a New York State Energy Research and Development Authority Grant Application, in the event that a viable project becomes available with no expenditure of Town funds required.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

RESOLVED, that correspondence dated August 3, 2009, from Dawn Lorenzo, be received and filed; and be **it** further

RESOLVED, that the Town Board hereby accepts the resignation of Dawn Lorenzo as Telephone Operator.

Dated: August 12, 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, in said Town of Brighton on the 12th day of August 2009

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

RESOLVED, that Dennis Adams of 44 Glen Road, Rochester, New York 14610, be and hereby is re-appointed to the Brighton Conservation Board, effective nunc-pro-tunc July 1, 2009 through June 30, 2011; and be it further

RESOLVED, that Erinn G. Ryen of 87 Edgemoor Road, Rochester, New York 14618, Audrey McK. Fernandez of 86 Mayflower Drive, Rochester, New York 14618, and Karen Plaut Berger of 36 Thackery Road, Rochester, New York 14610, be and hereby are re-appointed to the Brighton Conservation Board effective nunc-pro-tunc July 1, 2008 through June 30, 2010.

Dated: August 12, 2009

Sandra L. Frankel, Supervisor	Voting	_____
James R. Vogel, Council member	Voting	_____
Raymond J. Tierney III, Council member	Voting	_____
Louise Novros, Council member	Voting	_____
Sheila Gaddis, Council member	Voting	_____

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

RESOLVED, that correspondence dated August 3, 2009, from Susan Kramarsky, Town Clerk, concerning an appointment, be received and filed; and be **it** further

RESOLVED, that the Town Board hereby appoints Tanya Johnson to position of Clerk **III**, part-time in the office of the Town Clerk, effective August 17, 2009 on a probationary basis, with a probationary term of 52 weeks, at Group 5, Step 1 of the Town's salary schedule with an **initial** salary of \$14.02 per hour.

Dated: August 12, 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 12th day of August, 2009.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons.

RESOLVED, that correspondence dated August 3, 2009, from Susan Kramarsky, Town Clerk, concerning an appointment, be received and filed; and be it further

RESOLVED, that the Town Board hereby appoints Margaret Streeter to position of Clerk III, part-time in the office of the Town Clerk, effective August 17, 2009 on a probationary basis, with a probationary term of 52 weeks, at Group 5, Step 1 of the Town's salary schedule at an initial salary of \$14.02 per hour.

Dated: August 12, 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