

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

March 11, 2009

PRESENT:

Supervisor Sandra Frankel arr 7:40  
Councilmember Jim Vogel  
Councilmember Sheila Gaddis arr 7:40 PM  
Councilmember Louise Novros  
Councilmember Ray Tierney

William Moehle  
Attorney for the Town

Town Clerk  
Susan Kramarsky

**MEETING CALLED TO ORDER:** 7:10 PM

**OPEN FORUM:**

Debra Martin, New York State Attorney General's Office

**APPROVAL OF AGENDA:**

Motion by Councilmember Louise Novros seconded by Councilmember Ray Tierney to approve the agenda.

UPON ROLL CALL VOTE the following vote was recorded

Councilmember Jim Vogel aye  
Councilmember Louise Novros aye  
Councilmember Ray Tierney aye

MOTION CARRIED

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

February 11, 2009  
February 25, 2009

Motion by Councilmember Louise Novros seconded by Councilmember Ray Tierney that the Town Board approve and file the Town Board Meeting Minutes for February 11 and February 25, 2009.

UPON ROLL CALL VOTE the following vote was recorded:

Councilmember Jim Vogel aye  
Councilmember Louise Novros aye  
Councilmember Ray Tierney aye

MOTION CARRIED

**PUBLIC HEARINGS:**

**MATTER RE:** Proposed removal of 39" box elder at 232 Dorking Road; 45" silver maple at 77 Kimbark Road; 47" silver maple at 70 Kimbark Road; 32" red maple at 212 Richs Dugway; and 34" black locust at 240 Windemere Road (see Resolution #17; letter from Paul R. White, Acting Secretary, Brighton Tree Council, dated March 11, 2009; communication from Gary Merz, dated February 9, 2009; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated January 28, 2009, with attachments.)

(Complete transcript under separate cover)

Motion by Councilmember Louise Novros seconded by Councilmember Sheila Gaddis that the Town Board adopt the resolution (revised) as prepared by the Attorney for the Town as set forth in Exhibit No. 1 attached to the exclude the tree at 70 Kimbark.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Proposed Incentive Zoning and Rezoning for "The Reserve" continuation (see letters from Tim Trausch and Supervisor Frankel dated February 25, 2009, and Al Antonez, Brighton Informed, dated March 2, 2009).

(Complete transcript under separate cover)

**BIDS:**

**MATTER RE:** Authorize solicitation of bids for public safety wing HVAC improvements, phase I (see Resolution #1; letter from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated February 26, 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. 2 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize bid award to Deckman Oil Co. to furnish and deliver motor oil, antifreeze, transmission fluid and other lubricants for Highway Department (see Resolution #2; letter from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated February 27, 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. 3 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize rejection of bids and re-bid for replacement ambulance for Brighton Volunteer Ambulance (see Resolution #3; memorandum from Paula A. Parker, Director of Finance, dated March 4, 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. 4 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize \$15,198. bid award to Gateway Equipment Corporation for vibratory roller (see Resolution #4; letter from Jay Jeffries, Deputy Highway Superintendent, dated February 20, 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

**COMMUNICATIONS:**

**FROM** Richard Perrin, AICP, Executive Director, Genesee Transportation Council, dated February 26, 2009, regarding requests for economic stimulus funds for transportation projects

**FROM** David C. Bussey, Village of East Rochester Superintendent of Public Works, dated February 17, 2009, to Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, expressing thanks for the use of Brighton's backhoe during the aftermath of the fire at their DPW garage

**FROM** Timothy J. Post, Freshwater Wetlands Program, New York State Department of Environmental Conservation, dated February 18, 2009, regarding the New York State Freshwater Wetlands Act required permits and maps

**FROM** Chris Mueller, Manager, Government Affairs, Time Warner Cable, regarding upcoming expiration of agreements with certain programmers

**FROM** Anthony J. Costello, Chairman and CEO, Anthony J. Costello & Son Development, dated March 3, 2009 to United States Senator Kirsten Gillibrand regarding 2009/10 federal funding for the Senator Keating Boulevard project

**FROM** Jaclyn A. Brilling, Secretary, State of New York Department of Public Service, dated February 27, 2009, granting Temporary Operating Authority to Time Warner-Rochester division for its operations in the Town of Brighton, to expire August 25, 2009

**FROM** John Rosenow, Chief Executive, Arbor Day Foundation, dated February 24, 2009, congratulating Brighton for achieving Tree City USA status for 2008

**FROM** Jason Ayotte, Real Property Analyst, New York State Office of Real Property Services, dated February 24, 2009, notifying of residential assessment ratio determination

**FROM** Sue Gardner Smith, providing copy of the "Farmers' Market Today" article about the Brighton Farmers Market and South Wedge Farmers Market combining to form the Long Season Farmers Market

**FROM** Lawrence M. Howk, Treasurer, Brighton Fire District, dated February 24, 2009, enclosing copy of the 2008 Annual Report for the Brighton Fire District

Motion by Councilmember Sheila Gaddis seconded by Councilmember Louise Novros to receive and file the aforementioned communications.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**COMMITTEE REPORTS:**

Community Services - Next meeting March 19, 2009.

Finance and Administrative Services - Councilmember James Vogel reported on the meeting of March 4, 2009. Next meeting March 18, 2009.

Public Safety Services - Councilmember Ray Tierney reported on the meeting of March 10, 2009. Next meeting April 14, 2009.

Public Works Services - Councilmember James Vogel reported on the meeting of February 11, 2009. Next meeting April 6, 2009.

**NEW BUSINESS:**

**MATTER RE:** Reading and approval of claims.

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel that the Supervisor read and approve payment of the claims as set forth in Exhibit No. 6 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize budget amendment of \$12,000. transfer from "Proceeds of Forfeited Property" to Law Enforcement Equipment for purchase of eight Taser X26 conducted energy devices and related supplies and equipment (see Resolution #6; letter from Thomas M. Voelkl, Chief of Police, dated February 26, 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. 7 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize budget amendment of \$6,500. transfer from "Proceeds of Forfeited Property" to Law Enforcement Equipment for purchase of three police patrol bicycles and related equipment and supplies (see Resolution #7; letter from Thomas M. Voelkl, Chief of Police, dated February 27, 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. 8 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute agreement with the Boomerang Club for services at the 2009 National Night Out festivities on August 4<sup>th</sup> (see Resolution #8; letter from Thomas M. Voelkl, Chief of Police, dated February 27, 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. 9 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize budget appropriations and re-appropriations of on-going prior year and new year Capital Projects Budgets (see Resolution #9; memorandum from Paula A. Parker, Director of Finance, dated March 4, 2009, with attachment).

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. 10 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Accept resignation of Marilyn Paul from position of Town Hall Receptionist, effective March 31, 2009 (see Resolution #10; memorandum from Douglas Clapp, Director of Communications by Paula A. Parker, Director of Finance, dated March 4, 2009).

Motion by Councilmember Sheila Gaddis 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. 11 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize year-end transfers and amendments to address object-level negative balances in the 2008 Town, Special District and Capital Budgets (see Resolution #11; memorandum from Paula A. Parker, Director of Finance, dated March 4, 2009, with attachment).

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. 12 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize probationary permanent appointment of Richard Tracy to part-time position of Assistant Fire Marshal, effective March 12, 2009 (see Resolution #12; letters from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated February 27, 2009 and Richard L. Tracy, dated February 11, 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. 13 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to respond to New York State Department of Transportation's (NYSDOT) notice of night work on the West Henrietta Road, from Bailey Road to I-390, resurfacing project (see Resolution #14; letters from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated March 2, 2009 and Daniel Farrelly, P.E., NYSDOT Project Engineer, 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:** Set April 8, 2009 public hearing for proposed removal of 32" tulip poplar tree at 349 Cromwell Drive (see Resolution #15; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated February 23, 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 submit comments to Monroe County regarding their Westfall Road, from East Henrietta Road to Lac de Ville Blvd., Phase III Project (see Resolution #16; letter from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated March 2, 2009, with attachments).

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. 16 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize professional services contract with Environmental Design and Research, PC for Lynch Woods planning and design, total not exceeding \$49,500. (see Resolution #13; letter from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated March 2, 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:** Authorize submission of comments to Monroe County on proposed Ellison Park Area Master Plan Update (see Resolution #18; letter from Lawrence A. Staub, Jr., Director, Monroe County Department of Parks, dated February 27, 2009; draft comments).

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. 18 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Accept Brighton Rotary's donation of paint for Buckland Farmhouse second floor (see Resolution #5; letters from Jerry LaVigne, Director of Recreation, Parks and Community Service Department, dated March 3, 2009 and William Moehle, Town Attorney, dated March 11, 2009).

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. 19 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTERS OF THE SUPERVISOR:**

**MATTER RE:** Parkland development

**MATTER RE:** Appointment of Peter Macon to the Brighton Arts Advisory Council.

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel to concur in the appointment of Peter Macon.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** National Kidney Month

**MOTION TO GO INTO EXECUTIVE SESSION:**

Motion by Councilmember Louise Novros seconded by Councilmember James Vogel that the Town Board go into Executive Session at 9:15 PM to discuss tax certiorari litigation and the employment of a particular person.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros to come out of Executive session at 9:40 PM.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MEETING ADJOURNED:**

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel that the town Board adjourn at 10:00 PM.

**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 11<sup>th</sup> of March 2009 and that I recorded said minutes of the aforesaid meeting of the Town Board of the Town of Brighton, New York

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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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

Councilpersons

**WHEREAS**, the Town Board previously received and filed correspondence from Thomas A. Low, Commissioner of Public Works, requesting that a public hearing be called to consider the removal of the following trees, each located in the highway right of way adjacent to the listed property:

39" Box Elder at 232 Dorking Road  
45" Silver Maple at 77 Kimbark Road  
32" Red Maple at 212 Richs Dugway  
34" Black Locust at 240 Windemere Road

**WHEREAS**, based upon such correspondence, the Town Board duly called and held a public hearing, pursuant to Section 175.8 of the Town Code, to consider the removal of such trees referenced in such correspondence, and all persons having an interest in such matter having had an opportunity to be heard at such hearing; it is therefore

**RESOLVED**, that Tree Council Evaluation Report, dated March 11, 2009, supporting removal of identified trees, and correspondence dated February 9, 2009 from Gary Merz, concerning the public hearing, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby determines that the Commissioner of Public Works has shown good cause for the removal of the

trees, namely, the disease and/or decay of such trees and the consequent danger to persons and/or property, and therefore determines that the recommendation of the Commissioner of Public Works to remove such trees be and it hereby is affirmed.

Dated: March 11, 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

January 28, 2009

Honorable Public Works Committee  
Town of Brighton  
2300 Elmwood Ave.  
Brighton, NY 14618

Re: Proposed Tree Removals  
232 Dorking Rd. (39" box elder)  
77 Kimbark Rd. (45" silver maple)  
70 Kimbark Rd. (47" silver maple)  
212 Richs Dugway (32" red maple)  
240 Windemere Rd. (34" black locust)

Honorable Members:

I recommend that you receive and file this letter and our consulting arborist's reports ("2009 Tree Risk Survey Report", the accompanying spreadsheet of his results, and his detailed tree risk evaluations). The Tree Council's reports are expected soon, and will be provided at the hearing.

I further recommend that the trees be removed due to their condition.

A public hearing will be required, as the trees are significant. If you concur, I recommend that it be held at the Board's March 11<sup>th</sup> meeting.

I further recommend that the Town Clerk be directed to provide cheerfully the notifications to adjoining and nearby residents, as required by the Code.

Sincerely,

Thomas A. Low  
Commissioner of Public Works

# 2009 Tree Risk Survey Report



**Prepared for:**

**Mr. Thomas A. Low  
Commissioner of Public Works**

**Completed by:**

**Andrew G. Pleninger  
Vice President**

**January, 2009**



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	sidewalk and private property. <b>Private tree</b> – Tree is on private property, however, poses a threat to the ROW <b>Natural Area</b> – Tree is located in an un-maintained natural area.
Tree #	Trees at an address are numbered in ascending order with the addresses of the on street (See Appendix 2)
Tree Species	Tree genus, species and common name
DBH	Approximate tree diameter in inches at 4.5 feet above grade

### Management Information

Additional information was collected for each tree and regarding the site (Table 2). This information will assist in making management decisions, setting priorities and the allocation of resources.

<b>Table 2.</b>	
<b>Descriptor</b>	<b>Definition</b>
Mgmt. Rec.	Management recommendation, see Table 3.
Replace	Tree removals and stumps only. Should the tree be replaced, if so tree size, if not reason why?
Condition	Tree health
Site	Good or Poor site for a tree
Overhead	Overhead utilities present: All, Primaries, Secondaries, Telephone, Street lighting , None.
Further Inspection	Resistograph – hollow present in trunk or limbs, Resistograph measurement will determine the extent of hollow and help assess the risk of failure. Aerial – There are defects in the tree crown that are difficult to evaluate from the ground, need to be evaluated by arborist when pruning the tree. Check ROW – The client needs to confirm the tree is located in the ROW
Comments	Comments regarding defects or specific recommendations.
Date of Inspection	Date tree was inspected

	sidewalk and private property. <b>Private tree</b> – Tree is on private property, however, poses a threat to the ROW <b>Natural Area</b> – Tree is located in an un-maintained natural area.
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Comments	Comments regarding defects or specific recommendations.
Date of Inspection	Date tree was inspected

## Tree Removal Reports

For each tree recommended for removal, a tree risk evaluation report was completed. The report provides more detailed information regarding the tree condition; site conditions and tree defects present that were used to make the tree removal recommendation.

### III. Survey Data Summary

#### Management Needs

There were 22 trees identified requiring action (Table 5). Ten trees (10) are recommended for pruning, and 12 trees were recommended for removal.

Mgmt. Need	# of Trees
Prune Reduce	3
Prune Safety 1	4
Prune Safety 2	3
Remove 02	2
Remove 04	2
Remove 06	5
Remove 08	2
Remove 09	1
<b>Total</b>	<b>22</b>

#### Species Distribution of Needs

An analysis of the tree species requiring maintenance can provide an indication of a problem with a particular species of tree and assist a manager to direct attention to an emerging problem. The majority of the trees are maples and in particular silver maple (Table 6). Silver maple is a weak-wooded species and requires a higher level of maintenance particularly when they reach maturity.

Tree Species	# of Trees
Acer saccharinum - Silver Maple	5
Acer platanoides - Norway Maple	3
Robinia psuedoacacia - Black Locust	3
Acer negundo - Boxelder	2
Acer rubrum - Red Maple	2
Acer saccharum - Sugar Maple	1
Assorted	1
Picea abies - Norway Spruce	1
Populus deltoides - Cottonwood	1
Prunus serotina - Black Cherry	1
Prunus species - Cherry/Plum Species	1
Quercus rubra - Red Oak	1
<b>Total</b>	<b>22</b>

#### Diameter Distribution of Needs

Eighty-six percent of the trees are 25 inches in diameter or larger (Table 7). Based on the species of these trees, this diameter distribution indicates these trees over-mature or old aged.

## Tree Removal Reports

For each tree recommended for removal, a tree risk evaluation report was completed. The report provides more detailed information regarding the tree condition; site conditions and tree defects present that were used to make the tree removal recommendation.

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#### Diameter Distribution of Needs

Eighty-six percent of the trees are 25 inches in diameter or larger (Table 7). Based on the species of these trees, this diameter distribution indicates these trees over-mature or old aged.

**Table 7. Diameter Range of Needs**

Diameter	# of Trees	% of Trees
13-18	2	9.52%
19-24	1	4.76%
25-30	5	23.81%
31-36	6	28.57%
37-42	3	14.29%
> 42	4	19.05%

## Removals

There are 12 trees recommended for removal. Trees recommended for removal were scored using the risk rating detailed in the survey methodology to assign a priority. Table 8 displays the number removals by priority from the highest to lowest. If there are insufficient resources available to complete all of the removals in one operation, trees should be removed starting with the highest risk rating working down to lowest risk rating.

**Table 8. Removal Priorities**

Risk Rating	# of Trees
Remove 09	1
Remove 08	2
Remove 06	5
Remove 04	2
Remove 02	2
<b>Total</b>	12

## Additional Notes

Eleven of the trees identified may not be on Town right-of-way (noted as check ROW) and the placement and responsibility for maintenance should be verified. There is one private tree identified as a threat to the ROW included in this list of trees. The property owner should be directed to remove these trees as it is a threat to public safety.

There is a "natural area" located along the north side of Richs Dugway Road. There are several trees with deadwood and small dead trees. A ground crew easily removed these dead branches and trees.

## IV. Summary

It is our general observation that the tree located in the project area have been well-maintained and that the percentage of trees requiring maintenance within in the project area is not significant and represents a good effort on the Town's part to manage tree risk. There is a low density of trees in this project



area, and as a result there is an opportunity to plant trees in the right-of-way and increase the Town's urban forest population.

A lump sum contract or contracts, awarded to qualified tree services is the most cost effective methodology to complete these management needs. Soliciting bids to complete the work in the winter months will also return more favorable costs because tree services are hungry for work in the winter. Clear contract specifications also help ensure parity in bids from contractors, expectations of work quality and the methodology to measure work performance. To help ensure quality tree work is completed, Urban Forestry, LLC recommends using International Society of Arboriculture Certified Arborists with appropriate insurance.

Urban Forestry, LLC is available to assist the Town in developing a work plan, cost estimates, contract specifications and contract monitoring.

Thank you for the opportunity to serve the Town and don't hesitate to contact us if we can be of service in the future.

The client has agreed that UFLLC is acting as an independent contractor and that UFLLC's services and this report are a non-exclusive study of the trees in proximity to the clients facilities and further agree that any recommendations/evaluations made by UFLLC are solely for the benefit of the client so as to assist the client in it's planning/assessment of the allocation of resources. UFLLC shall have no liability for any claims arising out of the performance or non-performance of the recommended actions and the client shall defend and indemnify UFLLC from any such claim including but not limited to claims alleging that UFLLC tested, identified or caused damage (directly or indirectly) to the trees identified in the survey.

Town of Brighton  
Tree Risk Survey 2009

Address	Street	OnStreet	TreeSpecies	DBH	MgmtRecom	Condition	FurtherInspection	Town's?
230	ALAIMO DR	DALE RD	Picea abies - Norway Spruce	20	Prune Safety 2	Poor		
25	BLOSSOM CIR EAST	BLOSSOM CIR EAST	Prunus serotina - Black Cherry	14	Remove 06	Dead	Check Row	Yes
85	COLONIAL VILLAGE RD	COLONIAL VILLAGE RD	Acer saccharinum - Silver Maple	30	Prune Reduce	Fair		
220	DALE RD	DALE RD	Populus deltoides - Cottonwood	28	Prune Safety 2	Fair		
232	DORKING RD	DORKING RD	Acer negundo - Boxelder	39	Remove 02	Poor		
201	INWOOD DR	INWOOD DR	Acer saccharum - Sugar Maple	41	Prune Safety 1	Fair		
70	KIMBARK RD	KIMBARK RD	Acer saccharinum - Silver Maple	47	Remove 04	Poor	Reistograph	
77	KIMBARK RD	KIMBARK RD	Acer saccharinum - Silver Maple	45	Remove 08	Poor		
176	LANDING RD	LANDING RD	Quercus rubra - Red Oak	28	Remove 06	Very Poor	Check Row	Yes
353	LANDING RD	LANDING RD	Acer platanoides - Norway Maple	35	Remove 06	Poor	Check Row	No
421	LANDING RD	LANDING RD	Acer saccharinum - Silver Maple	38	Prune Safety 1	Fair	Aerial;Check Row	No
570	LANDING RD	LANDING RD	Acer rubrum - Red Maple	35	Prune Reduce	Poor	Check Row	No
679	LANDING RD	CLOVERLAND DR	Robinia psuedoacacia - Black Locust	28	Prune Safety 2	Fair		
909	LANDING RD	LANDING RD	Prunus species - Cherry/Plum Species	18	Remove 09	Very Poor	Check Row	No
70	PARK LA	PARK LA	Acer negundo - Boxelder	72	Remove 08	Very Poor		
105	PENHURST RD	PENHURST RD	Robinia psuedoacacia - Black Locust	50	Prune Reduce	Poor	Check Row	No
270	PENHURST RD	PENHURST RD	Acer saccharinum - Silver Maple	32	Prune Safety 1	Fair	Check Row	No
62	RICHS DUGWAY RD	RICHS DUGWAY RD	Assorted	0	Prune Safety 1	Poor		
212	RICHS DUGWAY RD	RICHS DUGWAY RD	Acer rubrum - Red Maple	32	Remove 06	Poor		
34	SUPERIOR RD	SUPERIOR RD	Acer platanoides - Norway Maple	27	Remove 06	Poor	Check Row	No
50	SUPERIOR RD	SUPERIOR RD	Acer platanoides - Norway Maple	35	Remove 04	Poor	Check Row	No
240	WINDEMERE RD	WINDEMERE RD	Robinia psuedoacacia - Black Locust	34	Remove 02	Poor		
20	SHAFTSBURY RD	SHAFTSBURY RD	Acer negundo - Boxelder	42	Remove 09	Very Poor	Check Row	No

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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

**RESOLVED**, that correspondence dated February 26, 2009 from Thomas A. Low, Commissioner of Public Works concerning bids for HVAC improvements to the Public Safety Wing of Town Hall, be received and filed, together with an attachment thereto; and be it further

**RESOLVED**, that the Commissioner of Public Works is hereby authorized to solicit bids for Phase I of the project to provide HVAC improvements to the Public Safety Wing of Town Hall, consisting of mechanical, electrical and building work designed to reduce energy usage and improve occupant comfort.

Dated: March 11, 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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons

**RESOLVED**, that correspondence dated February 27, 2009 from Thomas A. Low, Commissioner of Public Works concerning the award of a bid to furnish and deliver Motor Oil, Antifreeze, Transmission Fluid and other Lubricants, be received and filed, together with an attachment thereto; and be it further

**RESOLVED**, that the bid for the furnishing and deliver of Motor Oil, Antifreeze, Transmission Fluid and other Lubricants, be awarded to Deckman Oil Company, for a one-year term at the unit prices and escalation bid.

Dated: March 11, 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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

**RESOLVED**, that a memorandum dated March 4, 2009 from Paula A. Parker, Director of Finance, concerning the rejection of the bid for purchase of a replacement ambulance, and authorization to re-bid the same, be received and filed; and be it further

**RESOLVED**, that based on the recommendation of the Director of Finance, following discussions with Brighton Volunteer Ambulance, the Town Board hereby authorizes the rejection of all bids for the purchase of a replacement Ambulance, which bids were opened on March 2, 2009; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Director of Finance to resolicit bids for the purchase of such replacement ambulance.

Dated: March 11, 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: March 4, 2009  
Subject: Rejection of Ambulance Bid  
Authorize re-bid for the same

I request that Your Honorable Body authorize the rejection of all bids for the purchase of the replacement ambulance as advertised for bid on February 3<sup>rd</sup>, and opened on Monday, March 2<sup>nd</sup>, 2009. Only one company submitted a bid and after conversation with Brighton Volunteer Ambulance it was agreed that the best course of action is to re-advertise and re-bid.

As you will recall, the ambulance along with the fly car is planned for in the 2009 Capital Budget with an estimated total purchase cost of \$210,000. The plan for financing would be through the issuance of short-term debt in the amount of \$160,000, and the 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, Inc.

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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons

**WHEREAS**, the Town Board has reviewed the recommendation from Deputy Highway Superintendent Jay Jeffries, based on the bid fully satisfying the bid specifications, that the Town purchase a vibratory roller from Gateway Equipment Corp., although it was not the lowest bid submitted, because the lower priced items failed to meet several specifications, it is therefore

**RESOLVED**, that correspondence dated February 20, 2009 from Jay Jeffries, Deputy Highway Superintendent, concerning a bid for the purchase of a vibratory roller, together with an attachment thereto, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby awards the bid for the purchase of a vibratory roller to Gateway Equipment Corporation, at a delivered price of \$15,198.00.

Dated: March 11, 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	_____

CLAIMS FOR APPROVAL AT TOWN BOARD MEETING

March 11, 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>103,559.84</u>
D - HIGHWAY		<u>82,507.36</u>
H - CAPITAL		<u>19,462.88</u>
L - LIBRARY		<u>63.66</u>
SA - AMBULANCE DIST		<u>1,573.77</u>
SB - BUSINESS IMPROVM		<u>380.00</u>
SD - DRAINAGE DIST		<u>1,270.00</u>
SF - FIRE DIST		<u>35,966.25</u>
SK - SIDEWALK DIST		<u>2,190.00</u>
SL - LIGHTING DIST		<u>23,825.33</u>
SM - SNOW REMOVAL DST		<u>2,002.50</u>
SN-NEIGHBORHOOD DIST.		<u>423.75</u>
SP-PARKS DISTRICT		<u>153.75</u>
SR-REFUSE DISTRICT		<u>72,462.30</u>
SS - SEWER DIST		<u>30,412.07</u>
SW - WATER DIST		<u>1,047.50</u>
TA - AGENCY TRUST		<u>7,218.95</u>
TOTAL	\$	<u><b>384,519.91</b></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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons

**RESOLVED**, that correspondence dated February 26, 2009 from Thomas M. Voelkl, Chief of Police, concerning a budget amendment for the purchase of Taser X26 conducted energy devices and related supplies and equipment, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby approves the budget amendment as more fully described in the above-referenced correspondence, with the Reserve (A.889.JSTCE) funds to be used in connection with the purchase of eight (8) Taser X26 conducted energy devices and related supplies and equipment.

Dated: March 11, 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

**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

February 26, 2009

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

Dear Board Members:

I request that a budget amendment be approved to provide sufficient appropriations for the purchase of eight (8) Taser X26 conducted energy devices and related supplies and equipment.

The deployment of Taser devices will provide our officers with a proven, less lethal option in situations requiring the use of force. The inclusion of conducted energy devices in the use of force continuum provides a means to subdue violent subjects with minimal risk of injury to both officers and suspects.

I propose that \$12,000.00 of the "Proceeds of Forfeited Property" (Reserved portion of General Fund Balance) be used as the funding source to pay for the purchase of these devices and related supplies and equipment. Further, I request that appropriations in account A.POLCE.3125.2.17 (Law Enforcement Equipment) be increased by \$12,000.00, to be fully supported with Forfeited Property fund balance account A.889.JSTCE.

I have discussed this matter with the Town's Finance Director, as well as the U.S. Attorney's Office, and they concur that the use of asset forfeiture funds for this purpose is appropriate. Thank you for your consideration and I would be happy to answer any questions you may have regarding this request

Very truly yours,

Thomas M. Voelkl  
Chief of Police

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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

**RESOLVED**, that correspondence dated February 27, 2009 from Thomas M. Voelkl, Chief of Police, concerning a budget amendment for the purchase of three (3) new police patrol bicycles and related supplies and equipment, be received and filed; and be it further

**RESOLVED**, that the 2009 Budget be amended to increase appropriations in account A.POLCE.3125.217 (Law Enforcement - Equipment) be increased by \$6,500.00, to be fully supported from account A.889.JSTCE (Forfeited Property), to be used for the purchase of three (3) new police patrol bicycles and related supplies and equipment.

Dated: March 11, 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 11th day of March 2009.

**PRESENT :**

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated February 27, 2009 from Thomas M. Voelkl, Chief of Police, concerning an agreement for musical services at 2009 National Night Out, be received and filed, together with an attachment thereto; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute and deliver an agreement by and between the Town and the Boomerang Club for musical services, to be provided at the 2009 National Night Out on August 4, 2009, at a price not to exceed \$450.00.

Dated: March 11, 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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

**RESOLVED**, that a memorandum dated March 4, 2009 from Paula A. Parker, Director of Finance, concerning authorization for appropriations and reappropriation of ongoing prior year and 2009 Capital Project Budgets, be received and filed, together with an attachment thereto; and be it further

**RESOLVED**, that the Director of Finance is hereby authorized to re-appropriate the balances of estimates for all unrealized revenues and all unexpended, unencumbered appropriations relating to ongoing capital projects initiated in years prior to 2009, to authorize the appropriation of and the transfer of cash provided for cash capital contributions provided for in the 2009 Budget, and to appropriate into each capital project budget any interest earned on project monies through December 31, 2008, thereby providing additional spending authorization and excluding interest earned on borrowed funds (that have been properly transferred to the Debt Service Fund) and to direct and to empower the Director of Finance to make any and all necessary accounting entries to implement the Town Board's intended actions with regard to this matter.

Dated: March 11, 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 *P<sup>2</sup>*  
From: Paula A. Parker, Director of Finance  
Date: March 4<sup>th</sup>, 2009  
Subject: **Authorization for Appropriation/Re-Appropriation of ongoing  
Prior Year and New Year (2009) Capital Projects Budgets**

With regard to ongoing capital projects initiated in the 2008 or prior year, and with regard to new 2009 capital projects provided for by the Town Board as part of the 2009 Capital Budget, I recommend that Your Honorable Body authorize me to take the following action, as detailed in the attached "Capital Budget Appropriation and Re-Appropriation Journal Entry for 2009":

- To re-appropriate the balances of estimates for all unrealized revenues and all unexpended, unencumbered appropriations relating to ongoing capital projects initiated in years prior to 2009, and
- To authorize the appropriation of, and the transfer of cash provided for, cash capital contributions provide for in the 2009 budget, and
- To appropriate into each capital project budget any interest earned on project monies through 12/31/2008, thereby providing additional spending authorization and excluding interest earned on borrowed funds (that have been properly transferred to the Debt Service Fund), and
- To direct and empower the Director of Finance to make any and all necessary accounting entries to implement the Town Board's intended actions with regard to this matter.

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, J. LaVigne and W. Moehle

Capital Project Appropriation and Reappropriation for 2009

TOWN OF BRIGHTON  
 2009 CAPITAL BUDGET  
 Appropriation/Re-Appropriation of Prior-Year "Open" and "New" Capital Projects

<u>Capital Project Description</u>	<u>Budget Code</u>		<u>Debit</u>	<u>Credit</u>
<u>Fuel Depot Replacement Project:</u>				
Fuel Depot Replacement Project - Serial Bonds	H.BLDGS.FUELD.5710		\$0.00	
Fuel Depot Replacement Project - BANS redeemed from appropriation	H.BLDGS.FUELD.5731		\$0.00	
Fuel Depot Replacement Project - Facility Improvements	H.BLDGS.FUELD.260	ok		\$0.00
Fuel Depot Replacement Project - Fuel Tank Removal	H.BLDGS.FUELD.266	ok		\$0.00
Fuel Depot Replacement Project - Construction Contingency	H.BLDGS.FUELD.299	ok		\$0.00
Fuel Depot Replacement Project - Architectural Fees	H.BLDGS.FUELD.455	ok		\$0.00
Fuel Depot Replacement Project - Transfer to debt service fund	H.BLDGS.FUELD.920	ok		\$10,000.00
<u>Town Hall/Library Connection:</u>				
Town Hall/Library Connection-Architectural Fees	H.BLDGS.CONCT.455	ok		\$2,000.00
<u>Stabilize/Restore Gonsenhauser Farmhouse:</u>				
Stabilization - Interest Earnings	H.PARKS.FARMH.2401		\$0.00	
Donation to Project from Brighton Rotary	H.PARKS.FARMH.2705		\$0.00	
NYS Aid - Community Capital Assistance Program	H.PARKS.FARMH.3895		\$50,000.00	
Farmhouse Restoration Project - Site Development Costs	H.PARKS.FARMH.266	ok		\$7,858.54
Farmhouse Restoration Project - Architectural Fees	H.PARKS.FARMH.455	ok		\$980.59
Farmhouse Restoration Project - Legal Notices	H.PARKS.FARMH.486	ok		\$0.00
<u>Park Planning and Investigation Project:</u>				
Park Planning/Investigation - Interest Earnings	H.PARKS.PLAN.2401		\$0.00	
Park Planning/Investigation - Transfer from General Fund	H.PARKS.PLAN.5010		\$0.00	
Park Planning/Investigation - Planning/Consulting Services	H.PARKS.PLAN.449	ok		\$131,843.50
Park Planning/Investigation - Printing/Copy Charges	H.PARKS.PLAN.483	ok		\$250.00
Park Planning/Investigation - Legal Notice Charges	H.PARKS.PLAN.486	ok		\$250.00
<u>Open Space Acquisition/Development Project:</u>				
Grant Funding from Monroe County	H.PARKS.PRK03.2715		\$0.00	
Open Space Plan - Serial Bonds	H.PARKS.PRK03.5710		\$0.00	
Open Space Plan - BAN's Redeemed from Appropriations	H.PARKS.PRK03.5731		\$0.00	
Open Space Plan - Maintenance Equipment	H.PARKS.PRK03.240	ok		\$0.00
Open Space Plan - Trail Development	H.PARKS.PRK03.255	ok		\$0.00
Open Space Plan - Land Acquisition Costs	H.PARKS.PRK03.261	ok		\$22.96
Open Space Plan - Site Development Costs	H.PARKS.PRK03.266	ok		\$330,565.05
Open Space Plan - Engineering Charges	H.PARKS.PRK03.452	ok		\$68,537.60
Bond Counsel Fees (Related to BAN's and Serial Bonds)	H.PARKS.PRK03.453	ok		\$0.00
Fiscal Advisor Fees (Related to BAN's and Serial Bonds)	H.PARKS.PRK03.456	ok		\$0.00
BAN-Related Legal Notice Costs	H.PARKS.PRK03.486	ok		\$401.85
Open Space Plan - Transfer to Debt Service Fund	H.PARKS.PRK03.920	ok		\$0.00
<u>Construction of Senator Keating Blvd.:</u>				
Senator Keating Blvd. - Engineering Fees	H.CAPRJ.SNKTG.452	ok		\$8,619.43
<u>Construction of Highland Avenue:</u>				
Highland Avenue Project - Federal Bridge Aid	H.ROADS.HGLND 4580	ok	\$114,370.80	
Highland Avenue Project - Engineering Fees	H.ROADS.HGLND 4.52	ok		\$34,000.00
<u>North Landing Road Improvements</u>				
North Landing Improvements - Drainage Supply	H.ROADS.NLIMP.405	ok		\$0.00
North Landing Improvements - Road Materials	H.ROADS.NLIMP.416	ok		\$0.00
North Landing Improvements - Equipment Rental Service	H.ROADS.NLIMP.445	ok		\$0.00
North Landing Improvements - Other Contract Services	H.ROADS.NLIMP.449	ok		\$0.00
North Landing Improvements - Contingency	H.ROADS.NLIMP.490	ok		\$0.00
North Landing Improvements - Transfer to Highway Fund	H.ROADS.NLIMP.935	ok		\$6,500.00

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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

**RESOLVED**, that a memorandum dated March 4, 2009 from Paula A. Parker, Director of Finance, and Doug Clapp, Director of Communication, together with correspondence dated February 12, 2009 from Marilyn Paul, both concerning the resignation of Marilyn Paul from her position as part-time Telephone Operator in the Shared Services Department, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby accepts with much regret, the resignation of Marilyn Paul from her position of part-time Telephone Operator in the Shared Services Department, effective March 31, 2009.

Dated: March 11, 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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

**RESOLVED**, that a memorandum dated March 4, 2009 from Paula A. Parker, Director of Finance, concerning Year-End transfers and amendments to address object-level negative balances in the 2009 Town, Special District and Capital Budgets, be received and filed, together with an attachment thereto; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Director of Finance to record the necessary final budget amendments and transfers to resolve any object level negative balances in the Town and Special District Operating Budgets and in the Capital Budget to the address the proper classification of expenditures, either actual or estimated, any appropriation shortfall resulting from actual, as opposed to budgeted, operations, and any unanticipated expenditures not provided for in the budget.

Dated: March 11, 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  
Paula A. Parker, Director of Finance  
2300 ELMWOOD AVENUE  
ROCHESTER, NEW YORK 14618  
(585) 784-5210 Fax (585) 784-5396

MEMORANDUM

To: The Honorable Town Board  
From: Paula A. Parker, Director of Finance P<sup>2</sup>  
Date: March 4, 2009  
Subject: Year-End Transfers and Amendments to Address Object-Level Negative Balances in the 2008 Town, Special District, and Capital Budgets

After FINAL posting of both Town Insurance liability and Workers Compensation Liability, and based on a review of year-to-date expenditures, I request Town Board authorization to record the needed final budget amendments and transfers to resolve any object-level negative balances in the Town and Special District Operating Budgets, and in the Capital Budget, to address:

- the proper classification of expenditures either actual or estimated
- any appropriation shortfalls resulting from actual operations (vs. budgeted)
- any unanticipated expenditures not provided for in the budget

Attached to this memo is a listing of the budget transfers and amendments we are recommending at this time, each marked accordingly.

I would be pleased to respond to any questions that members of the Town Board may have regarding the amendments and transfers recommended below.

Copy to: S. Frankel, All Department Heads, and W. Moehle

2008 Year End Transfers & Appropriations 2-2-09

<b>Transfers</b>			<b>FROM</b>	<b>TO</b>
			<b>(DEBIT)</b>	<b>(CREDIT)</b>
<b>General Fund (A)</b>				
<b>Highway Admin / Undistributed</b>				
Undistributed - Wages	A.UNDST.9000 1.40	Other Wages	\$16,415	
Employee Benefits	A.HWY.9000 8.30	Workers Compensation		\$16,415
<b>Police Department</b>				
Police Department	A.POLCE.3120 1.20	Full-Time Wages	\$22,585	
Police Department	A.POLCE.3120 8.30	Workers Compensation		\$22,585
<b>Highway Fund (D)</b>				
<b>Employee Benefit / Road Repair</b>				
Road Repair	D.HWY.5110 1.20	Full-Time Wages	\$35,075	
Employee Benefits	D.HWY.9000 8.30	Workers Compensation		\$35,075
Final Transfers needed after Worker's Compensation (tail claims) accruals and insurance liability accruals.				

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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

**RESOLVED**, that correspondence dated February 27, 2009 from Thomas A. Low, Commissioner of Public Works, and correspondence dated February 11, 2009 from Richard L. Tracy, together with an attachment thereto, both concerning the appointment of Richard L. Tracy as Assistant Fire Marshal, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby concurs in the part-time permanent probationary appointment of Richard L. Tracy to the 20 hour per week position of Assistant Fire Marshal, effective March 12, 2009, at the hourly rate of \$16.88, on a probationary basis with a probationary period ending 12 months after his starting date.

Dated: March 11, 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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

**RESOLVED**, that correspondence dated March 2, 2009 from Thomas A. Low, Commissioner of Public Works, and correspondence dated February 23, 2009 from Daniel Farrelly, P.E., Project Engineer, State of New York, Department of Transportation, both concerning the resurfacing of West Henrietta Road from Bailey Road to I-390, be received and filed; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to correspond to the New York State Department of Transportation, concerning night work on West Henrietta Road during the resurfacing Project to express the Town's regret at the Department of Transportation's unwillingness to participate in a public process to minimize the impact of such project on nearby neighbors and requesting that the Department of Transportation inform the public concerning the project and apply the Town's standard conditions to their contractors during the bid and construction processes.

Dated: March 11, 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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

**RESOLVED**, that correspondence dated February 23, 2009 from Thomas A. Low, Commissioner of Public Works, concerning the proposed removal of a 32" tulip poplar tree from the highway right-of-way adjacent to 349 Cromwell Drive, be received and filed, together with an attachment thereto; and be it further

**RESOLVED**, that the Town Board hold a public hearing to consider the removal of a 32" tulip poplar tree from the highway right of way adjacent to 349 Cromwell Drive, at which time all persons having an interest therein shall be entitled to be heard, on April 8, 2009 at 7:30 p.m., at Brighton Town Hall, 2300 Elmwood Avenue, in the Town of Brighton; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to provide notice of such hearing as required by the Town Code.

Dated: March 11, 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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

**RESOLVED**, that correspondence dated March 2, 2009 from Thomas A. Low, Commissioner of Public Works, together with the Monroe County flyer for a February 11, 2009 meeting, and a draft comment letter, all concerning Phase III of the Monroe County Westfall Road construction project from East Henrietta Road to Lac De Ville Blvd., be received and filed; and be it further

**RESOLVED**, that the Town Board hereby concurs with the Supervisor's comments to the County's proposal and authorizes that they be sent to the appropriate representative of the Monroe County Department of Transportation.

Dated: March 11, 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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

**RESOLVED**, that correspondence dated March 2, 2009 from Thomas A. Low, Commissioner of Public Works, concerning a contract for the planning and design of passive recreational improvements to the Town's Lynch Woods Park on Crittenden Road, 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 Environmental Design and Research, P.C., for professional services in connection with the design of passive recreational improvements to Lynch Woods Park on Crittenden Road in the hourly rates as proposed by the contractor at a total cost not to exceed \$49,500.

Dated: March 11, 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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated February 27, 2009 from Lawrence A. Staub, Jr., Director, Monroe County Department of Parks, concerning the proposed Ellison Park Area Master Plan Update, be received and filed, together with draft comments to such proposed Master Plan; and be it further

**RESOLVED**, that Sherry S. Kraus is authorized to submit comments to Monroe County on behalf of the Town and the Town Board of the Town of Brighton, concerning the proposed Ellison Park Area Master Plan Update, in substantially the form attached to the above-referenced correspondence.

Dated: March 11, 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 11th day of March 2009.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

**RESOLVED**, that correspondence dated March 3, 2009 from Jerry LaVigne, Director of Parks and Recreation, and correspondence dated March 11, 2009 from William W. Moehle, President Brighton Rotary, both concerning a donation of paint for the second floor renovation of the Brighton Rotary History Center at the Buckland House, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby gratefully accepts the donation from Brighton Rotary of paint valued at \$718.16 for the renovation of the second floor of the Brighton Rotary History Center at the Buckland House.

Dated: March 11, 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	_____