

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

September 24, 2006

**PRESENT:**

Supervisor Sandra Frankel  
Councilmember Ray Tierney  
Councilmember Louise Novros

William Moehle  
Attorney for the Town

Town Clerk  
Susan Kramarsky

**PLEDGE OF ALLEGIANCE:**

Lead by *Boy Scout Troop 483*

**MEETING CALLED TO ORDER:**

**RECOGNITIONS/PRESENTATIONS:**

*Jean Edwards—Retirement as Election Inspector*

**OPEN FORUM:**

1. Bruce S. Bellwood
2. Karen Crummins
3. Ari Brodeck
4. Joel Shapiro
5. Judy Schwartz
6. Julie Harrison

**APPROVAL OF AGENDA:**

Motion by Councilmember Louise Novros seconded by Councilmember Ray Tierney that the Town Board approve the agenda with the addition of communication from Karen Crummins and petitions submitted by Judy Schwartz.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

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

August 13, 2008

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros that the Town Board approve and file the minutes of the August 13, 2008 Town Board Meeting.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**PETITIONS:**

**MATTER RE:** Costello project on Winton Road South at I 590

Motion by Councilmember Louise Novros seconded by Councilmember Ray Tierney that the Town Board receive and file the aforementioned petition.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**BIDS:**

**MATTER RE:** Authorize \$40,563. bid award to Alliance Door and Hardware for five rolling steel overhead doors with operators for DPW Operations Center (see Resolution #1; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated September 15, 2008).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**COMMUNICATIONS:**

**FROM** Marcel Blaakman, commenting on the proposed Costello development

**FROM** Terrence G. Slaybaugh, Senior Vice President, Anthony J. Costello & Son Development, dated September 19, 2008, to City of Rochester Director of Zoning regarding CityGate DEIS Concept Plan

**FROM** Kirsten Boland, NYS Office of Parks, Recreation and Historic Preservation, dated August 18, 2008, regarding post-completion onsite inspection of Town of Brighton Park

**FROM** Diana Spengler, dated September 10, 2008, requesting assistance in encouraging Rochester Transit to provide better bus service to areas of Brighton

**FROM** Bill Hobbs, President, McQuaid Jesuit, dated September 10, 2008, to Chief Voelkl expressing thanks for the Police Department's actions in response to a recent incident at the school

**FROM** Judy A. Seil, Executive Director, County of Monroe Industrial Development Agency, dated September 11, 2008, regarding application from Gallina Cambridge, LLC

**FROM** Shirley H. and William T. Lowe, dated September 16, 2008, to NYS Senator Joseph Robach requesting he ask NYS Department of Transportation to reconsider constructing barriers on 590

**FROM** Shirley King to Chief Voelkl, expressing sincere thanks to members of the Police Department for their thoughtful, professional response to her following the recent burglary at her home

**FROM** Kevin B. O'Buckley, Regional Director, NYS Department of Transportation, dated September 9, 2008, to Commissioner Low advising that Brighton's project was not selected for the Safe Routes to School Program funding

**FROM** William S. Olsan, dated September 10, 2008, to Parks and Recreation Director LaVigne expressing gratitude for Mark Kritall's assistance with cleaning up fallen trees

**FROM** Rebecca Rowe, Landmark Society of Western New York, Inc., dated September 12, 2008, expressing thanks for including the Stone Tolan Museum in the Town's fall newsletter

**FROM** Kai Earle, NYS Environmental Facilities Corporation, dated September 15, 2008, regarding Clean Water State Revolving Fund Project application components approval

**FROM** Paul D'Amato, Regional Director, NYS Department of Environmental Conservation, dated September 24, 2008, to Susan Kramarsky, Town Clerk, regarding inaccuracies in the Freshwater Wetlands Maps for Monroe County

**FROM** Linda Isaacson Fedele, The Low Carbon Diet Challenge, dated September 11, 2008, notifying of upcoming event dates and locations

**FROM** David A. Wright, Acting President, Genesee Region Trails Coalition, dated July 10, 2008, enclosing brochures offering a map of existing opportunities and trails descriptions in the Genesee-Finger Lakes region

Motion by Councilmember Louise Novros seconded by Councilmember Ray Tierney to receive and file the aforementioned communications.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**COMMITTEE REPORTS:**

Community Services - Councilmember Louise Novros reported that the committee met on September 18, 2008. Next meeting October 16, 2008.

Finance and Administrative Services Councilmember Sheila Gaddis reported that the committee met on September 17, 2008. Next meeting October 1, 2008.

Public Safety Services - next meeting October 8, 2008

Public Works Services - next meeting October 6, 2008

**OLD BUSINESS:**

**MATTER RE:** Amend Resolution 7.9.08-6 to assert to the State that the Town has appropriated the full project cost of \$120,000. for the design study of an on-road and off-road trail from Highland Park to the Erie Canalway Trail (see Resolution #2; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated September 16, 2008).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Receive and file comments on the Supplemental Draft Environmental Impact Statement for the "New St. John's Community "(see communication from Ramsey A. Boehner, Environmental Review Liaison Officer, dated September 10, 2008, with attachments from Chris Setari, NY S Department of Environmental Conservation; Rick DiStefano, Secretary, Conservation Board; David

Day; Renee Casler, MC Planner II; Thomas A. Low, Commissioner of Public Works; Carl Hewings, Parrone Engineering; Kevin Quinn, MC Public Works; Ramsey A. Boehner, Executive Secretary, Planning Board; Brent H. Penwarden, III, P.E., MC Department of Transportation) JP in St. Johns file as well

Motion by Councilmember Ray Tierney seconded by Councilmember Louise Novros that the Town Board receive and file the aforementioned.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Proposed amendment to Town Code for Tree Removal to require public hearings only if Tree Council objects (see Resolution #3; letters from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated September 9, 2008 and August 5, 2008, with attachment).

Motion by Councilmember Louise Novros 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. 3 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**NEW BUSINESS:**

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

Motion by Councilmember Ray Tierney seconded by Councilmember Louise Novros that the Supervisor read and approve payment of the claims as set forth in Exhibit No. 4 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Presentation of the Supervisor's 2009 Tentative Operating and Capital Budgets

(Complete presentation under separate cover).

Motion by Councilmember Louise Novros seconded by Councilmember Ray Tierney to receive and file the 2009 Tentative Operating and Capital Budgets.

UPON ROLL CALL

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute professional services agreements for total not exceeding \$520, with two Veterinarians and two Veterinary Technicians for the Town's annual Rabies Clinic on Saturday, October 4, 2008 (see Resolution #4; letter from Thomas M. Voelkl, Chief of Police, dated September 4, 2008).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize \$1,795. transfer from "Proceeds of Forfeited

Property" funds for purchase of a Protech Titan tactical ballistic entry vest (see Resolution #5; letter from Thomas M. Voelkl, Chief of Police, dated September 17, 2008).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize appointment of David M. Shufelt to position of Recreation Attendant, effective October 13, 2008 with 52 week probationary period (see Resolution #6; letter from Jerry LaVigne, Director of Recreation, Parks and Community Service Department, dated September 17, 2008).

Motion by Councilmember Louise Novros 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

**MATTER RE:** Authorize consolidation of winter and spring town newsletters reducing annual publications from four to three for an estimated \$8,000. savings annually (see Resolution #7; letter from Jerry LaVigne, Director of Recreation, Parks and Community Service Department, dated September 15, 2008).

Motion by Councilmember Louise Novros 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. 8 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize \$129,500 transfer within 2008 budget from Police Department Facility Improvements to Shared Services Facility Improvements for hvac system repairs and or replacement (see Resolution #8; memorandum from Paula A. Parker, Director of Finance, dated September 4, 2008).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute agreement with Verizon Wireless for provision of mobile telephones and services for Public Works Department (see Resolution #9; letter from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated September 11, 2008).

Motion by Councilmember Ray Tierney seconded by Councilmember Louise Novros that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 10 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute Intermunicipal Agreement allowing County, City, Towns, Villages and Districts to lend and borrow equipment and operators and purchase alternative fuels at County's site (see Resolution #10; letter from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated September 11, 2008, with attachment).

Motion by Councilmember Ray Tierney seconded by Councilmember Louise Novros that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 11 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize appointment of Gregory Fuller to full-time position of Laborer in the Highway Department, effective October 13, 2008, with 52 week probationary period (see Resolution #11; letter from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated September 17, 2008).

Motion by Councilmember Louise Novros 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. 12 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Receive and File Highway Machinery Inventory (see Resolution #12; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated September 15, 2008, with attachment).

Motion by Councilmember Ray Tierney seconded by Councilmember Louise Novros that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 13 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute agreement with DXO Communications for processing of Town's first class, presorted mail to benefit an annual postage cost savings (see Resolution #13; letter from Laraine Albers, dated September 16, 2008, with attachment).

Motion by Councilmember Louise Novros 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. 14 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorization to purchase 2009 pick up truck for Department of Shared Services, not exceeding \$13,850 (see Resolution #14; letter from Laraine Albers, dated September 16, 2008).

Motion by Councilmember Ray Tierney seconded by Councilmember Louise Novros that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 15 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize disposal of certain equipment and materials declared surplus (see Resolution #16; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated September 23, 2008).

Motion by Councilmember Ray Tierney seconded by Councilmember Louise Novros that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 16 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Set October 22, 2008 public hearing for proposed "No Parking" restriction on the East side of Sylvan Road (see Resolution #15; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated September 22, 2008).

Motion by Councilmember Ray Tierney seconded by Councilmember Louise Novros that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 17 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MEETING ADJOURNED:**

Motion by Councilmember Louise Novros seconded by Councilmember Ray Tierney that the the Town Board adjourn at 9:20 PM.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**CERTIFICATION**

I, Susan Kramarsky, 79 Monteroy Road, Rochester, NY do hereby certify that the foregoing is a true and accurate record of the proceedings of the Town of Brighton County of Monroe, State of New York held on the 24<sup>th</sup> of September 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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Susan Kramarsky, 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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

## Councilpersons

**RESOLVED**, that correspondence dated August 5, 2008 from Thomas A. Low, Commissioner of Public Works, concerning the award of a bid for the replacement of overhead doors at the Department of Public Works Operations Center, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby awards the bid for the replacement of overhead doors at the Department of Public Works Operations Center to the sole responsive and responsible bidder Alliance Door and Hardware, Inc., in the lump sum bid price of \$40,563.00, with the further direction that such doors be ordered before October 1, 2008 to realize a \$1,000.00 price savings.

Dated: September 24, 2008

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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

Councilpersons

**WHEREAS**, the Town Board previously adopted a resolution to accept a grant for the design study of an on-road and off-road trail from Highland Park to the Erie Canalway Trail; and

**WHEREAS**, the Commissioner of Public Works has recommended that such resolution be amended to document that the full project cost has been appropriated by the Town and that the Town will pay the full cost thereof, subject to reimbursement through the Grant; it is therefore

**RESOLVED**, that correspondence dated September 16, 2008 from Thomas A. Low, Commissioner of Public Works, concerning an amendment to a previous resolution concerning a Grant from the New York State Department of Transportation for a trail between Highland Park and the Erie Canal Trail, be received and filed, together with an email attachment thereto; and be it further

**RESOLVED**, that the Town Board hereby authorizes the payment in the first instance by the Town of 100% of the Federal and non-Federal share of the scoping, preliminary engineering and design work in connection with the Highland Park to Erie Canalway Trail project, or portions thereof; and be it further

**RESOLVED**, that the sum of \$120,000 is hereby appropriated from any funds available to cover the cost of participation in the above phase of the project.

Dated: September 24, 2008

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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

## Councilpersons

**RESOLVED**, that correspondence dated September 9, 2008 and correspondence dated August 5, 2008, both from Thomas A. Low, Commissioner of Public Works, concerning proposed amendments to Chapter 175 of the Town Code, together with an attachment thereto, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby refers the proposed Amendments to Section 175-8 of the Town Code to the Tree Council for its review and advisory report.

Dated: September 24, 2008

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	_____

**§ 175-8. Removal.**

- A. 1. No person other than the Town Commissioner of Public Works or his duly authorized deputy or agent shall cut down, remove or destroy any Town tree within his jurisdiction as described in § 175-3; provided, however, that the Commissioner of Public Works may issue a permit for the removal of a Town tree if the Commissioner determines that the tree is dead or diseased or constitutes a hazard to life or property, subject to the procedures set forth herein. Except for emergency work, the Commissioner of Public Works shall be required to provide 30 days' prior written notice of any proposed removal of a nonsignificant Town tree to the owner(s) of property adjoining the location of the tree. If any notified property owner disagrees with the removal of the tree, that property owner may request, within 30 days of such written notice, that the Commissioner reconsider the proposed removal of the tree. The Commissioner may refer the proposed tree removal to the Tree Council for its review and recommendation.

2.1 In the case of a proposed removal of a significant Town tree or any other Town tree that is not dead, diseased, or does not constitute a hazard to life or property, **the Commissioner of Public Works shall be required to provide at least 30 days' prior written notice of any proposed removal to the owner(s) of adjoining property, of property directly across the Town highway from and the properties contiguous to the adjoining property that front on the same Town highway. Said notice shall invite recipients to the next, scheduled meeting of the Tree Council.**

**2.2 The Commissioner shall refer the proposed removal of a significant Town tree or any other Town tree that is not dead, diseased, or does not constitute a hazard to life or property to the Tree Council for its review and recommendation. Such recommendation shall be made within sixty days after referral.**

**2.3 If the Tree Council does not concur in the Commissioner's recommendation, and if Commissioner reiterates his recommendation after the Tree Council's recommendation,** the Town Board shall hold a public hearing upon at least 20 days' notice by first class mail addressed to the owner(s) of the adjoining property and the owners directly across the Town highway from and the properties contiguous to the adjoining property that front on the same Town highway. Following such hearing, the Town Board shall make the final determination as to whether the Town tree shall be removed if it finds the Commissioner has shown good cause for such removal. [

CLAIMS FOR APPROVAL AT TOWN BOARD MEETING

September 24, 2008

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>167,048.32</u>
D - HIGHWAY		<u>159,770.34</u>
H - CAPITAL		<u>10,483.28</u>
L - LIBRARY		<u>26,517.89</u>
SB - BUSINESS IMPROVM		<u>60.00</u>
SD - DRAINAGE DIST		<u>60.00</u>
SK - SIDEWALK DIST		<u>460.32</u>
SS - SEWER DIST		<u>12,639.26</u>
TA - AGENCY TRUST		<u>18,248.10</u>
	TOTAL \$	<u>395,287.51</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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

## Councilpersons

**RESOLVED**, that correspondence dated September 4, 2008 from Thomas M. Voelkl, Chief of Police, concerning agreements for professional services, in connection with the Town's Rabies Clinic, be received and filed; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute and deliver agreements by and between the Town and two (2) Veterinarians and two (2) Veterinary Technicians, in connection with veterinary services to be performed at the Town's Rabies Clinic on October 4, 2008, at a cost not to exceed \$520.00, which agreement shall be in form and substance as may be approved by the Attorney for the Town.

Dated: September 24, 2008

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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated September 17, 2008 from Thomas M. Voelkl, Chief of Police, concerning a budget amendment to provide appropriations for the purchase of a tactical ballistic entry vest, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby approves the budget transfer as set forth in the above-referenced correspondence, to provide sufficient appropriations for the purchase of a Protech Titan tactical ballistic entry vest.

Dated: September 24, 2008

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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

## Councilpersons

**RESOLVED**, that correspondence dated September 17, 2008 from Jerry LaVigne, Director of Parks and Recreation, concerning the appointment of a Recreation Attendant, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby approves the appointment of David M. Shufelt to the position of Recreation Attendant, effective October 13, 2008 at Group 3/Step 1 of the Town's salary and wage schedule, starting an annual salary of \$31,831.80, on a probationary basis with a 52-week probationary period.

Dated: September 24, 2008

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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

## Councilpersons

**RESOLVED**, that correspondence dated September 15, 2008 from Jerry LaVigne, Director of Parks and Recreation, concerning the Town's newsletter for 2009, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby approves the consolidation of the Town's newsletter from four (4) publications per year to three (3) publications per year, by consolidating the winter and spring newsletters into a single issue.

Dated: September 24, 2008

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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

Councilpersons

**RESOLVED**, that a memorandum dated September 4, 2008 from Paula A. Parker, Director of Finance, concerning a budget transfer, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby approves the transfer of \$129,500 from account A.POLCE.3120.260 to account A.SSVCS.3010.260 for the replacement of or repairs to the HVAC system in the Public Safety wing of Town Hall.

Dated: September 24, 2008

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: September 4, 2008  
Subject: **2008 Budget Transfer**

I recommend that Your Honorable Body approve a 2008 budget transfer as follows:

From the following accounts:

A.POLCE.3120 2.60 Facility Improvements \$129,500

To the following accounts:

A.SSVCS.3010 2.60 Facility Improvements \$129,500

This transfer is needed to move the budget funds for the HVAC system replacement / repairs for the Public Safety wing to the appropriate department. Should this project not be completed by the end of 2008, these funds will be placed in our building repair reserve to allow for the completion of the project.

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, B. Moehle, 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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

## Councilpersons

**RESOLVED**, that correspondence dated September 11, 2008 from Thomas A. Low, Commissioner of Public Works, concerning an agreement with Verizon Wireless to provide mobile telephones and telephone service for the Public Works Department, 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 Verizon Wireless to provide mobile telephones and telephone service to Public Works Department employees, upon terms and conditions as set forth in the New York State contract.

Dated: September 24, 2008

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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated September 11, 2008 from Thomas A. Low, Commissioner of Public Works, concerning a proposed Intermunicipal Agreement by and among Monroe County and various Cities, Towns, Villages and Districts within Monroe County, for machinery, services and alterative fuels, be received and filed, together with a proposed Intermunicipal Agreement attached thereto; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute and deliver an Intermunicipal Agreement, by and among Monroe County, the Town of Brighton, and various other Cities, Towns, Villages and Districts within Monroe County, for the use of machinery and equipment and operators thereof owned and employed, as the case may be, by the various parties to the Agreement, and for the purchase of alterative fuels from Monroe County, which Agreement shall be in form and substance as may be approved by the Attorney for the Town.

Dated: September 24, 2008

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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

Councilpersons

**RESOLVED,** that correspondence dated September 17, 2008 from Thomas A. Low, Commissioner of Public Works, concerning the appointment of a Laborer in the Highway Department, be received and filed; and be it further

**RESOLVED,** that the Town Board hereby concurs in the appointment of Gregory Fuller to the full-time 40 hour per week position of Laborer in the Highway Department, effective October 13, 2008 at a base hourly rate of \$15.32, on a probationary basis with a probationary period of 52 weeks, conditioned upon satisfactory results of a criminal records check, pre-employment physical and drug and alcohol screening.

Dated: September 24, 2008

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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated September 15, 2008 from Thomas A. Low, Commissioner of Public Works, together with an attachment thereto, constituting the inventory of Highway and Sewer Machinery as required by Section 142.3 of the Highway Law of the State of New York, be received and filed.

Dated: September 24, 2008

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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

## Councilpersons

**RESOLVED**, that correspondence dated September 16, 2008 from Laraine Albers, Director of Shared Services, concerning an agreement for processing first class, presorted mail, be received and filed, together with a proposed Agreement attached thereto; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute and Agreement by and between the Town and DXO Communications for processing the Town's first class, presorted mail, which Agreement shall be in form and substance as may be approved by the Attorney for the Town.

Dated: September 24, 2008

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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

## Councilpersons

**RESOLVED**, that correspondence dated September 16, 2008 from Laraine Albers, Director of Shared Services, concerning the purchase of a pick up truck, be received and filed, together with an attachment thereto; and be it further

**RESOLVED**, that the Town Board hereby authorizes the purchase of a 2009 Ford F-150 pick up truck from Fairport Ford, under the terms of the New York State contract, at a purchase price of approximately \$13,850, which price shall include delivery fees and accessories.

Dated: September 24, 2008

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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons

**RESOLVED**, that correspondence dated September 23, 2008 from Thomas A. Low, Commissioner of Public Works, concerning the disposal of certain equipment and materials as surplus, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby declares that the materials and equipment listed in the above correspondence is hereby declared to be surplus and the Commissioner of Public Works is hereby authorized to sell the same at auction.

Dated: September 24, 2008

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

September 23, 2008

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

Re: Authorize Disposal of Equipment and Materials

Honorable Members:

I recommend that the following materials and equipment be declared surplus to our needs:

two (2) 55 gal. drums CAM 2 automatic transmission fluid  
two (2) 55 gal. drums CAM 2 hydraulic oil (RO/AW 32)  
one (1) beam aligner (laser) model #5700

I further recommend that I be authorized to add these items to those previously authorized in April to the list to be disposed of through Roy Teitsworth, Inc. at a municipal auction scheduled for October 4th.

Sincerely,

Thomas A. Low  
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 24th day of September, 2008.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

JAMES R. VOGEL

RAYMOND J. TIERNEY III

LOUISE NOVROS

SHEILA A. GADDIS

Councilpersons

**WHEREAS**, the Town Board desires to set a public hearing in order to consider adopting a local law amending parking restrictions on the east side of Sylvan Road from the corner of Antlers Drive to the southern end of Sylvan Road in the Town; it is therefore

**RESOLVED**, that correspondence dated September 22, 2008 from Thomas A. Low, Commissioner of Public Works, be received and filed; and be it further

**RESOLVED**, that a public hearing be held by the Town Board of the Town of Brighton on October 22, 2008, at 7:30 o'clock p.m., prevailing time, at the Brighton Town Hall, 2300 Elmwood Avenue to consider the adoption of a proposed Local Law of the Town entitled "Sylvan Road Parking Restriction Local Law" in the form attached hereto; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to publish and post a notice of such public hearing, pursuant to law.

Dated: September 24, 2008

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	_____