

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

May 14, 2008

PRESENT: Councilmember James Vogel  
Councilmember Ray Tierney  
Councilmember Louise Novros  
Supervisor Sandra Frankel  
  
William Moehle  
Attorney for the Town  
  
Susan Kramarsky  
Town Clerk

**MEETING CALLED TO ORDER:**

**6:40 P.M. -- MOTION TO GO INTO EXECUTIVE SESSION:**

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros

To discuss the appointment of a particular person and  
litigation

**MATTER RE:** Settlement of claim. Town Board agreed to settle claim  
relating to basement flooding at property located at 26  
Kirk Drive.

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**RECOGNITIONS/PRESENTATIONS:**

*“Clean Sweep” Special Recognitions*  
*Emergency Medical Services Week--Proclamation*  
*Older Americans Month—Proclamation*  
*National Police Week--Proclamation*

**OPEN FORUM:**

*Brighton Police Department 2007 Annual Report*  
*Thomas M. Voelkl, Chief of Police*

Motion by Councilmember Ray Tierney seconded by Councilmember James Vogel that the Town Board receive and file the aforementioned report.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

Lela Curdany  
Judy Schwartz

**APPROVAL OF AGENDA:**

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros that the Town Board approve the agenda with the addition of matter of unpaid leave.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

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

April 23, 2008

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros that the Town Board approve the aforementioned minutes.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**PUBLIC HEARINGS:**

**MATTER RE:** Proposed removal of 62" silver linden tree at 27 Fireside Drive and 35" sugar maple tree at 1040 Highland Avenue (see Resolution # 1).

Matter held open until the Town Board meeting of May 28, 2008.

**BIDS:**

**MATTER RE:** Authorize bid solicitation for East Avenue sidewalks between Oak Lane and Penfield Road (see Resolution #2; letters from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated May 6, 2008, and Andrew Pleninger, Vice President, Urban Forestry LLC, dated May 2, 2008, with attachment).

Motion to table the matter made by Supervisor Sandra Frankel seconded by Councilmember James Vogel.

UPON ROLL CALL VOTE THE FOLLOWING VOTE WAS RECORDED

|                             |     |
|-----------------------------|-----|
| Councilmember James Vogel   | aye |
| Councilmember Ray Tierney   | no  |
| Councilmember Louise Novros | no  |
| Supervisor Sandra Frankel   | aye |

MOTION FAILED

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. 2 attached.

UPON ROLL CALL VOTE THE FOLLOWING VOTE WAS RECORDED

|                             |     |
|-----------------------------|-----|
| Councilmember James Vogel   | aye |
| Councilmember Ray Tierney   | no  |
| Councilmember Louise Novros | no  |
| Supervisor Sandra Frankel   | aye |

MOTION FAILED

**MATTER RE:** Authorize bid award, total not exceeding \$8,400., to Cross-Roads Wood Recycling, LLC for grinding of brush and wood wastes (see Resolution #3; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated April 30, 2008).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**COMMUNICATIONS:**

**FROM** Diane L. Kenneally, P.E., Director, Local Programs Bureau, New York State Department of Transportation, dated April 25, 2008, regarding 2008-09 Consolidated Local Street and Highway Improvement Program (CHIPS) appropriations

**FROM** Barbara Egenhofer and Leo Linder, dated April 28, 2008, to Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, expressing their objection to removal of a 35" silver maple tree at 11 Seminole Way

**FROM** Candice Lucas, dated May 6, 2008, expressing appreciation for the Brighton Farmers' Market

**FROM** Joan Aiello, dated April 30, 2008, expressing opposition to the proposed diverging diamond

**FROM** Trilby de Jung, dated May 6, 2008, expressing thanks for support of the Brighton Farmers' Market

**FROM** Catherine W. Seidel, Chief, Consumer and Governmental Affairs Bureau, Federal Communications Commission, dated May 5, 2008, regarding efforts to inform consumers about the process of transitioning free over-the-air-television broadcasting from an analog format to an all-digital format

**FROM** Lester H. Rappaport, dated May 8, 2008, regarding traffic conditions at the exit of the Gables

**FROM** Andrew T. Dollinger, President, Brighton Chamber of Commerce, dated May 8, 2008, regarding proposed installation of a clock at Twelve Corners Park

**FROM** Mark Pawloski, Assistant Regional Construction Engineer, New York State Department of Transportation, dated May 7, 2008, regarding the resurfacing of I490 between South Landing Road and Washington Street

**FROM** Donald D. Doe, Environmental Technician, Monroe County Water Authority, dated April 23, 2008, advising on the Jubilee Family Worship Center project

**FROM** Daniel B. Boyle, Chairman, State of New York, Executive Department, Division of Alcoholic Beverage Control, State Liquor Authority, dated April 18, 2008, regarding new retail on-premises license applications and data printed on license certificates

**FROM** Renee Casler, Planner II, Monroe County Department of Planning and Development, dated April 22, 2008, regarding Cross Border Development

**FROM** Steve Gleason, Chief Financial Officer, Monroe County Department of Finance, dated May 2, 2008, regarding Monroe County sales tax distribution for the first quarter of 2008

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros that the Town Board receive and file the aforementioned communications.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

### **COMMITTEE REPORTS:**

Community Services Councilmember Louise Novros reported on the meeting of April 24, 2008. The next meeting will be May 22, 2008.  
Finance and Administrative Services. The next meeting will be May 21, 2008.  
Public Safety Services. No report given for May 13, 2008. The next meeting will be July 10, 2008.

Public Works Services. The next meeting will be June 2, 2008.

**OLD BUSINESS:**

**MATTER RE:** 2008 Temporary Amendment to Noise Control Law for the New York State Department of Transportation I490 resurfacing project between South Landing Road and Route 31F (see letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated May 2, 2008; communication from Mark Pawloski, NYSDOT Construction Supervisor, dated April 25, 2008).

Motion by Councilmember Ray Tierney seconded by Councilmember James Vogel that the Town Board receive and file the aforementioned communication.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**NEW BUSINESS:**

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

Motion by Councilmember James Vogel seconded by Councilmember Ray Tierney 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:** Set June 11, 2008 Public Hearing for Draft Environmental Impact Statement and Incentive Zoning/Rezoning Application for proposed "The Reserve at Brighton" project (see Resolution #20; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated May 14, 2008, with attachments).

Motion by Councilmember James Vogel seconded by Councilmember Ray Tierney that the Town Board adopt the resolution, with the addition that written comments be accepted till June 23, 2008 @ 5 PM 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 conditional offer of employment to Amy Bianchi as Animal Control Officer II, effective May 24, 2008, with probationary period of twenty-six (26) weeks (see Resolution #4; letter from Thomas M. Voelkl, Chief of Police, dated May 2, 2008.)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize budget transfer to purchase entrance sign for Buckland House (see Resolution #5; letter from Jerry LaVigne, Director of Recreation, Parks and Community Service Department, dated May 2, 2008.)

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. 7 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize contract award, total not exceeding \$4,450., to Mossien Associates for design and construction phase services for Buckland House second floor renovation, and authorize budget transfer for same (see Resolution #6; letters from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated April 24, 2008 and March 25, 2008; Daniel E. Mossien, RA, NCARB, Mossien Associates Architects, P.C., dated April 23, 2008).

Motion by Councilmember James Vogel seconded by Councilmember Ray Tierney that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 8 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize amendatory agreement for increased amount of \$33,037.03 with New York State Department of Transportation for snow and ice control on state highways (see Resolution #7; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated April 28, 2008).

Motion by Councilmember James Vogel Seconded by Councilmember Louise Novros that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 9 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize disposal of certain fixed assets at auction (see Resolution #10; memorandum from Susan Wentworth, Coordinator of Data Processing, dated May 7, 2008, with attachment).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize disposal of certain fixed assets as junk (see Resolution #9; memorandum from Susan Wentworth, Coordinator of Data Processing, dated May 7, 2008, with attachment).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize 2008 budget appropriation of \$1,565. for Green Brighton Task Force Energy Fair (see Resolution #11; memorandum from Paula A. Parker, Director of Finance, dated May 1, 2008, with attachment).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Accept grant funds, cash support and in-kind donations for Clean Sweep Community Program and authorize 2008 budget appropriation of \$640 (see Resolution #12; memorandum from Paula A. Parker, Director of Finance, dated May 2, 2008, with attachment) *correct resolution*

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. 13 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize submission of application to New York State Department of Environmental Conservation for Urban and Community Forestry Grant funding for Town's hazard tree survey (see Resolution #13; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated April 18, 2008).

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. 14 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute addendum to highway permit for Frontier Communications use of certain ROWs to install WiFi antennae (see Resolution #15; letter from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated April 18, 2008, with attachment).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize that 4,000 CY of leaf mulch be declared surplus and authorize Supervisor to execute agreements with Birchcrest Tree and Landscape and Great Northeast Services for disposal of mulch paying the Town \$.95 and \$.75 per CY respectively (see Resolution #14; letters from Thomas A. Low, Commissioner of Public Works/ Superintendent of Highways, dated May 5, 2008; David B. Dailey, Jr., President, Birchcrest Tree and Landscape, dated April 28, 2008; Bryan T. Frank, Great Northeast Services, dated April 28, 2008).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Amendment to Incentive Zoning Resolution for M&G Services on behalf of CVS Pharmacy at 2100 Monroe Avenue (see Resolution #16; letters from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated April 21, 2008 and Paul Iversen, M&G Services, dated April 9, 2008; memorandum from Paul White, dated April 17, 2008).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Receive and File Map, Plan and Report for proposed Kirk/Astor Parks District (see letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated May 9, 2008, with attachments).

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros that the Town Board receive and file the aforementioned communication.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Set June 11, 2008 Public Hearing for proposed removal of five evergreen trees in the Town ROW at 89 Alaimo Drive (see Resolution #17; letter from Thomas A. Low, Commissioner of Public Works/Superintendent of Highways, dated May 6, 2008).

Motion by Councilmember James Vogel seconded by Councilmember Ray Tierney that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 18 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Set June 11, 2008 Public Hearing for proposed Extension #91 to the Brighton Consolidated Sewer District (see Resolution #18; letter from Richard S. Cortina, Assistant Engineer, dated April 24, 2008, with attachments; Petition, dated March 4, 200.)

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 19 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Amend Home Rule Resolution for Transportation Development District (see Resolution #19).

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize five weeks of unpaid leave of absence for Clerk III with typing. Maureen O'Reilly (see Resolution; memorandum from Susan Kramarsky and letter from Maureen O'Reilly.)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTERS OF THE SUPERVISOR:**

**MATTER RE:** Expense and Revenue Reports for period ended April 30, 2008.

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros that the Town Board receive and file the aforementioned communication.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MEETING ADJOURNED:**

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros that the Town Board adjourn at 9:50PM.

**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 14th of May 2008 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

EXHIBIT 1

At a Town Board Meeting of the Town of  
Brighton, Monroe County, New York,  
held at the Brighton Town Hall, 2300  
Elmwood Avenue, in said Town of  
Brighton on the 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED,** that the Town Board hereby authorizes the settlement of a claim relating to basement flooding at property located at 26 Kirk Drive in the Town, in consideration of the payment by the Town of \$207.77, in addition to \$207.77 paid by NYMIR, conditioned upon receipt of a satisfactory release and non-disclosure agreement from the owner of such property.

Dated: May 14, 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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that correspondence dated May 6, 2008, from Thomas A. Low, Commissioner of Public Works, and correspondence dated May 2, 2008 from Andrew Pleninger, Vice President, Urban Forestry, LLC, both concerning the proposed sidewalk project on East Avenue and the condition and possible removal of trees in connection with the project, be received and filed; and be it further

**RESOLVED**, the Town Board hereby authorizes the Commissioner of Public Works to solicit bids for construction of sidewalks on the north/east side of East Avenue from Penfield Road to Oak Lane, which construction would be funded through a grant from New York State.

Dated: May 14, 2008

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|                                    |              |
|------------------------------------|--------------|
| 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

May 6, 2008

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

Re: Authorize Bid Solicitation  
East Ave. Sidewalks (Oak La. To Penfield Rd.)

Honorable Supervisor and Members:

I recommend that you receive and file both this letter and a report from Mr. Pleninger of Urban Forestry LLC, dated 5/2/08.

After lengthy discussion with the Public Works Committee, I recommend that I be authorized to solicit competitive bids for the installation of sidewalks on the north/east side of East Ave. From Oak Lane to Penfield Rd.. I regret to inform you that NYSDOT, which much grant a permit for the use of their ROW, has insisted upon the removal of 2 trees in the ROW that we hoped to save. These trees are at #2770 East Ave. (Ms. Dowling; a 24" black locust) and #2550 East Ave. (Mr. Norbut; an 18" norway maple). At the Committee's direction, I solicited this report from Mr. Pleninger on the impacts to these 2 trees. Unfortunately, he concurred that they must be removed as a part of the sidewalk construction.

The project is estimated to cost some \$124,000, and will be fully funded by a grant from New York State.

Sincerely,

Thomas A. Low  
Commissioner of Public Works

cc: T. Keef



May 2, 2008

Mr. Thomas A. Low  
Commissioner of Public Works  
Town of Brighton  
2300 Elmwood Avenue  
Rochester, NY 14618

Re: East Avenue Sidewalks – Oak Lane to Penfield Road

Dear Tom,

I have inspected the trees within the project limits and reviewed the proposed sidewalk installation and offer the following report.

Each tree on the Tree Schedule was inspected, tree species, diameter at breast height, condition and management recommendations are noted in attached Excel spreadsheet. There were inaccuracies in the species of trees and diameter between the Tree Schedule and my observations.

**Notable Recommendations**

**Station 0+82**

It appears a tree was not included in the tree schedule and on the plans. The tree is on the same line as the maple at 1+06 and between the road and the tree noted at station 0+82.

**Station 2+33**

I recommend removing the 24" diameter black locust due to the extent of root cutting, excavation and the condition of the tree. The tree would be a significant failure risk.

**Station 8+37**

The 30" diameter silver maple located outside of the R.O.W. that has extensive trunk decay, is a significant failure risk and should be removed.

**Station 15+96**

The 20" northern catalpa has extensive trunk decay, is in poor condition and should be removed.

**Station 19+65**

The 17" Norway maple sits within 6 feet of the proposed walk and well below the proposed elevation of the walk. Filling will be required to install the walk and will extend around the base of the tree. This will cause root death. The tree is



East Ave. Sidewalk Project, pg. 2 of 2

leaning over the street and proposed walk. If the tree survives and grows, it will be a clearance problem for the sidewalk and street. I recommend removing the tree. The thin form walk would not be necessary if the tree is removed.

#### Tree Pruning

I recommend all the trees within the project limits be Safety Pruned as per the Town's Arboricultural Standards and Specification to remove defective branches and provide adequate under canopy clearance for construction and sidewalk and street clearance. Trees with specific pruning needs were noted in the attached Tree Schedule.

#### Tree Fertilization

Tree fertilization is not recommended. There is no research that supports this practice. In fact, if the typical high nitrogen fertilizer is applied it would stimulate shoot growth rather than root growth and burn stored energy the tree would use to regenerate roots and actually cause more stress on the trees.

#### Transplanting

The trees recommended for transplanting are not in good condition and thus poor candidates for transplanting. It would be wiser to remove and replace the trees.

Please don't hesitate to contact me if you have any questions or require additional information.

Respectfully,

A handwritten signature in black ink, appearing to read "A. Pleninger", is written over a faint, light-colored signature line.

Andrew Pleninger  
Vice President

Enclosure (1)

cc: Rick Cortina

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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that correspondence dated April 30, 2008, from Thomas A. Low, Commissioner of Public Works, together with attachments thereto, concerning a bid for grinding brush and wood wastes during May 2008, be received and filed; and be it further

**RESOLVED**, the Town Board hereby awards the bid for grinding brush and wood waste during May 2008 to Crossroads Wood Recycling, LLC in a lump sum amount of \$5,200.00, and an hourly rate of \$400.00, with the total cost not to exceed \$8,400.00.

Dated: May 14, 2008

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|                                    |              |
|------------------------------------|--------------|
| 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

May 14, 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>182,003.15</u> |
| D - HIGHWAY           |          | <u>68,341.67</u>  |
| H - CAPITAL           |          | <u>32,358.40</u>  |
| L - LIBRARY           |          | <u>25,589.90</u>  |
| SF - FIRE DIST        |          | <u>31,250.00</u>  |
| SL - LIGHTING DIST    |          | <u>20,961.45</u>  |
| SN-NEIGHBORHOOD DIST. |          | <u>0.00</u>       |
| SR - REFUSE DIST      |          | <u>59,821.78</u>  |
| SS - SEWER DIST       |          | <u>35,632.41</u>  |
| TA - AGENCY TRUST     |          | <u>9,206.39</u>   |
|                       | TOTAL \$ | <u>465,165.15</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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that correspondence dated May 14, 2008 from Ramsey Boehner, Town Planner, for Thomas A. Low, Commissioner of Public Works, correspondence dated May 14, 2008 from Parrone Engineering, and a proposed Draft Environmental Impact Statement attached thereto, all concerning the environmental review of the proposed incentive zoning and rezoning for "The Reserve at Brighton", proposed by Anthony J. Costello & Son Developers, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby set a public hearing to consider the Draft Environmental Impact Statement and the Incentive Zoning and Rezoning Application for the Reserve at Brighton, proposed by Anthony J. Costello & Son Developers, to be held June 11, 2008 at 7:30 pm at Brighton Town Hall, 2300 Elmwood Avenue, in the Town of Brighton, at which time all persons having an interest therein, shall have an opportunity to be heard; written comments will be received until 5 PM on June 23, 2008 and be it further

**RESOLVED**, that the Town Board hereby directs the Environmental Liaison to file and distribute the Draft Environmental Impact Statement as required under the State Environmental Quality Review Act regulations; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to publish and post legal notice of such hearing as required by law.

Dated: May 14, 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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that correspondence dated May 2, 2008, from Thomas M. Voelkl, Chief of Police, concerning the appointment of an animal control officer, be received and filed; and be it further

**RESOLVED**, the Town Board hereby appoints Amy Bianchi to the position of Animal Control Officer II in the Brighton Police Department, effective May 24, 2008, at a starting wage of \$11.39 per hour, Group II, Step 2, part-time permanent salary schedule, on a probationary basis with a probationary period of 26 weeks, pending completion of all testing, evaluation and approval by the Monroe County Civil Service Commission.

Dated: May 14, 2008

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|                                    |              |
|------------------------------------|--------------|
| 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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that correspondence dated May 2, 2008, from Jerry LaVigne, Director of Parks and Recreation, concerning a budget transfer to purchase an entrance sign at the Buckland House, be received and filed; and be it further

**RESOLVED**, that the Town's 2008 Budget be amended to transfer \$600.00 from account A.REC.7116.411 (Recreation - Maintenance Supplies) to account A.REC.7116.214 (Recreation - Audio/Visual Equipment), to provide a portion of the funding necessary to purchase and install an entrance sign at the Buckland House.

Dated: May 14, 2008

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|                                    |              |
|------------------------------------|--------------|
| 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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
 Supervisor  
 JAMES R. VOGEL  
 RAYMOND J. TIERNEY III  
 LOUISE NOVROS  
 SHEILA A. GADDIS  
 Councilpersons

**RESOLVED**, that correspondence dated April 24, 2008, from Thomas A. Low, Commissioner of Public Works, together with correspondence dated April 23, 2008 from Daniel E. Mossien, RA, NCARB, President and CEO of Mossien Associates Architects, LLC, and correspondence dated March 25, 2008 from Thomas A. Low, Commissioner of Public Works, all concerning architectural services in connection with the restoration of the second floor of the Buckland House, be received and filed; and be it further

**RESOLVED**, the Town Board hereby authorizes the Supervisor to execute and deliver an agreement by and between the Town and Mossien Associates Architects, LLC, for architectural services in connection with the design and construction phases, specifically the review of the existing program, preparation of construction drawings and specifications, preparation of estimates and schedules and assistance during bidding and construction, for the renovation of the second floor of the Buckland House, at a total cost not to exceed \$4,450.00, plus reimbursables; and be it further

**RESOLVED**, that the Town Board hereby authorizes the transfer of funds as set forth in the April 24, 2008 memorandum from Thomas A. Low, to facilitate the agreement that is the subject of this resolution.

Dated: May 14, 2008

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|                                    |             |
|------------------------------------|-------------|
| 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

April 24, 2008

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

Re: Professional Services Contract  
Design and Construction Phase Services  
Buckland Farmhouse, Second Floor  
Mossien Assoc.

Honorable Members:

I recommend that the contract for professional services, referenced above, be awarded to Mossien Associates in the hourly rates proposed and for a total not to exceed \$4,450.00 plus reimbursables. Professional services would consist of the review of the existing program, the preparation of construction drawings and specifications, the preparation of estimates and schedules, and assistance during bidding and construction. The detailed scope of this project is attached.

This selection is not recommended pursuant to our standard practice. Mossien Associates is recommended because of their familiarity with the project (and expected, lower fees), as they prepared the plans and specifications for the original farmhouse project, which included the second floor work. That work was then excluded to remain within budget.

I further recommend that funds be made available for the above by a transfer of \$5,000 within the project account (H.PARKS.FARMH) from the .266 line (improvements) to the .455 line (architectural services).

Sincerely,

Thomas A. Low  
Commissioner of Public Works

cc: Paula Parker  
J. Lavigne

**MOSSIEN**  
ASSOCIATES  
ARCHITECTS, P.C.

April 23, 2008

Mr. Thomas A. Low  
Commissioner of Public Works  
Town of Brighton  
2300 Elmwood Avenue  
Rochester, NY 14618

Re: Buckland Farmhouse Second Floor

Dear Tom:

We have reviewed and thoroughly analyzed your letter of March 25, 2008. Michael and I have looked at this every way you can think of and a fee of \$4,450 is warranted which would leave \$45,550 for construction or ten percent. If we look at an item such as #4 meetings, we assume there are five. If this was a \$300,000 project we would use that very same number. The same goes for the rest of it too except the fee for the \$300,000 project would be \$30,000.

Our proposal basically follows your exact outline and we would suggest that we also be responsible for requests for payment since we will already be on site. Outside of this basic fee we would also invoice you for normal reimbursable expenses. Reimbursable expenses include, but are not limited to, long distance telephone charges, postage and delivery, travel and reproduction. As we discussed today, a project of this scale may be built by a single general contractor. It is too bad that we have to use prevailing wage rates because it kicks out some really good contractors such as James L. Garret and Norbut Construction. It may also be quite difficult to get our larger firms like Marianacci to want to bother with something this tiny when he's over on Ambassador building seven figure homes.

I guess that we shall see this fall. Michael Verrastro will work with us on the project. Please give me a call if you have any questions or comments.

Sincerely,



Daniel E. Mossien, RA, NCARB  
President and CEO  
**MOSSIEN ASSOCIATES ARCHITECTS, P.C.**  
d.mossien@mossien.com  
585-262-6046 x12 | fax 585-262-6433  
339 East Avenue, Ste. 205, Rochester, NY 14604  
www.mossien.com

OFFICE 585-262-6000 | FAX 585-262-6433  
339 EAST AVENUE | SUITE 205 | ROCHESTER, NY 14604  
WWW.MOSSIEN.COM



TOWN OF BRIGHTON  
MONROE COUNTY, NEW YORK

March 25, 2008

Mossien Associates  
339 East Ave.  
Rochester, NY 14604  
Attention: Daniel Mossien

Re: Buckland Farmhouse  
Second Floor renovations  
Draft Scope of Work

Dear Dan:

I request your review and revision of a scope for the provision of professional architectural services in the design and construction phases for the renovation of the second floor of the Buckland Farmhouse.

These services will, more specifically, include:

- 1) preliminary phase: Our program for the second floor (office & storage) is unchanged. The only addition to be made, presumably on the 1<sup>st</sup> floor, is a slop sink (for mops and coffee makers). Please confirm that we needn't return for a SHPO review. Please confirm that the office would be usable, despite the lack of full ADA access. Prepare/update a preliminary cost estimate.
- 2) construction drawings and specifications: Prepare plans and specifications (to update your 1/06 plans) for general construction; include modification and preparation of specification "boilerplate"; assume that finishes will match the existing finishes; assume prevailing wages;

- 3) **cost estimate and schedule:** preparation of an estimate of probable construction costs (assume a maximum of \$50,000, including design fees); preparation of a construction schedule (assume a Fall 2008 bid);
  - 4) **meetings:** with the Commissioner and the Recreation Director (assume 4); with a larger group of representatives to review functions and finishes (assume none); and the Town Board's Public Works Committee (before bidding, assume 1);
  - 5) **bidding:** printing of thirty (30) sets of plans and specifications; conduct of a pre-bid meeting; respond to questions of bidders; preparation of addenda; review of bids submitted and bidder qualifications; recommendations for award;
- And, 6) **basic services during construction:** attend preconstruction meeting; review submittals; attend progress meetings; review requests for payments; respond to requests for information; prepare and issue change-orders; prepare final punch lists for all trades; certify substantial completion; and prepare as-builts.

I ask that your response contain at least the following:

- 1) any suggested additions, amendments or deletions to the DRAFT scope of services presented above;
- 2) a proposed schedule for your services (assuming your contract is awarded on or about 4/23/08);
- 3) your proposed team .

If you have any questions about this , please call me on my mobile (202-9061).

Sincerely,



Thomas A. Low  
Commissioner of Public Works

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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that correspondence dated April 28, 2008, from Thomas A. Low, Commissioner of Public Works, concerning an amendment to the agreement by and between the Town and the New York State Department of Transportation for snow and ice control on State highways in the Town, be received and filed; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute and deliver an amendment to the agreement by and between the Town and the New York State Department of Transportation to increase the amount paid to the Town for the 2007-08 snow removal season by \$33,037.03, based upon the amount of snowfall and an increased fuel price adjustment.

Dated: May 14, 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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that correspondence dated May 7, 2008, from Susan Wentworth, Coordinator of Data Processing, concerning the recommended disposal of certain fixed assets, together with an attachment thereto, be received and filed; and be it further

**RESOLVED**, the Town Board hereby designates the items attached to the above memorandum as surplus and be sold at an auction to be conducted by the Town or the Town's agent.

Dated: May 14, 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  
DISPOSAL OF FIXED ASSET**

DEPT. Information Systems

REQUESTING EMPLOYEE Susan Wentworth

DATE May 7, 2008

DEPT. HEAD SIGNATURE *Susan G. Wentworth*

| TOWN I.D. # * | ITEM DESCRIPTION | MANUFACTURER | MODEL         | YEAR | VIN or SERIAL NUMBER | COST    | COMMENTS             |
|---------------|------------------|--------------|---------------|------|----------------------|---------|----------------------|
| 004276        | Computer         | Dell         | Precision 210 | 2000 | CU0ZX                | 2499.00 | All Items to Auction |
| 004554        | Computer         | Dell         | Gx110         | 2001 | 1F5XD01              | 1484.00 |                      |
| 004576        | Computer         | Dell         | Gx110         | 2001 | 79Q0F01              | 1099.00 |                      |
| 004581        | Computer         | Dell         | Gx1/M         | 2001 | 4TQ8B01              | 1490.00 |                      |
| 004591        | Computer         | Dell         | Gx110         | 2001 | C62JJ01              | 1336.00 |                      |
| 004937        | Computer         | Dell         | Gx50          | 2002 | 9WPS911              | 657.00  |                      |
| 005065        | Laptop           | HP Compaq    | 9010nx        | 2003 | CNF33724XM           | 1325.00 |                      |
| 004724        | Laptop           | HP           | Omnibook XE3  | 2001 | TW10907306           | 2855.95 |                      |
| 004931        | Laptop           | Dell         | Inspiron 8100 | 2002 | 8DR8711              | 1715.00 |                      |
| 004936        | Laptop           | HP           | Omnibook XE3  | 2002 | TW20800488           | 2228.00 |                      |
| 002889        | Laptop           | IBM          | Thinkpad 390  | 1999 | 1S262650UAF11V4N     | 2117.98 |                      |
| N/A           | Router           | Cisco        | 2610          | 2000 |                      |         | Part of Phone System |
| N/A           | Router           | Cisco        | 1710          | 2000 |                      |         | Part of Phone System |
| N/A           | Router           | Cisco        | 1710          | 2000 |                      |         | Part of Phone System |

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

Finance Office

Use: \_\_\_\_\_ Town Board Authorization Date \_\_\_\_\_ Insurance Notification Date \_\_\_\_\_

At a Town Board Meeting of the Town of  
Brighton, Monroe County, New York,  
held at the Brighton Town Hall, 2300  
Elmwood Avenue, in said Town of  
Brighton on the 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that correspondence dated May 7, 2008, from Susan Wentworth, Coordinator of Data Processing, concerning the recommended disposal of certain fixed assets, together with an attachment thereto, be received and filed; and be it further

**RESOLVED**, the Town Board hereby designates the items attached to the above memorandum as surplus and authorizes them to be disposed of as junk.

Dated: May 14, 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  
DISPOSAL OF FIXED ASSET**

DEPT. Information Systems

REQUESTING EMPLOYEE

Susan Wentworth

DATE May 7, 2008

DEPT. HEAD SIGNATURE

*Susan E. Wentworth*

| TOWN I.D. # * | ITEM DESCRIPTION | MANUFACTURER | MODEL        | YEAR | VIN or SERIAL NUMBER | COST    | COMMENTS |
|---------------|------------------|--------------|--------------|------|----------------------|---------|----------|
| 000890        | Computer         | Dell         | Gx1          | 1999 | U62CS                | 1867.25 | Junk     |
| 003907        | CD Tower         | Generic      | N/A          | 1998 | F109051              | 1360.00 | ↓        |
| 003890        | Computer         | Dell         | Gx1P         | 1998 | HD9L6                | 2879.18 |          |
| 003992        | Computer         | Dell         | Gx110        | 2000 | G7RQA                | 1178.00 |          |
| 003998        | Computer         | Dell         | Gx110        | 2001 | JSQ8B01              | 1249.00 |          |
| 004010        | Computer         | Dell         | Gx110        | 1999 | UV2&Z                | 1968.32 |          |
| 004418        | Computer         | Dell         | Gx110        | 2000 | 4!RXH                | 1497.00 |          |
| 004471        | Computer         | Dell         | Gx100        | 2000 | HADR3                | 947.68  |          |
| 004486        | Computer         | Dell         | Gx1/M        | 2000 | GFACA                | 1178.00 |          |
| 004489        | Computer         | Dell         | Gx110        | 2000 | GFIV1                | 916.00  |          |
| 004504        | Computer         | Dell         | Gx110        | 2001 | 856KD01              | 1583.00 |          |
| 004488        | Laptop           | HP           | OmniBook XE3 | 2000 | STW04408233          | 2927.95 |          |
| 004551        | Computer         | Dell         | Gx1/M        | 2000 | G7UT9                | 1178.00 |          |
| 004552        | Computer         | Dell         | Gx1/M        | 2000 | G7UTB                | 1115.00 |          |

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

Finance Office Use: \_\_\_\_\_  
 Town Board Authorization Date: \_\_\_\_\_ Insurance Notification Date: \_\_\_\_\_

**TOWN OF BRIGHTON  
DISPOSAL OF FIXED ASSET**

DEPT. Information Systems

REQUESTING EMPLOYEE Susan Wentworth

DATE May 7, 2008

DEPT. HEAD SIGNATURE \_\_\_\_\_

| TOWN I.D. # * | ITEM DESCRIPTION | MANUFACTURER | MODEL  | YEAR | VIN or SERIAL NUMBER | COST    | COMMENTS         |
|---------------|------------------|--------------|--------|------|----------------------|---------|------------------|
| 004571        | Computer         | Dell         | Gx100  | 2000 | HCTNF                | 947.68  | <i>Junk</i><br>↓ |
| 004572        | Computer         | Dell         | Gx100  | 2000 | HCTNI                | 947.68  |                  |
| 004577        | Computer         | Dell         | Gx110  | 2001 | 69Q0F01              | 1099.00 |                  |
| 004721        | Computer         | Dell         | Gx1/M  | 2000 | G7RR6                | 1178.00 |                  |
| 004938        | Computer         | Dell         | Gx50   | 2002 | BWPS911              | 657.00  |                  |
| 004943        | Computer         | Dell         | Gx240  | 2002 | HP3Y911              | 1200.00 |                  |
| 005065        | Laptop           | HP Compaq    | 9010nx | 2003 | CNF33724XM           | 1325.00 |                  |
|               |                  |              |        |      |                      |         |                  |
|               |                  |              |        |      |                      |         |                  |
|               |                  |              |        |      |                      |         |                  |
|               |                  |              |        |      |                      |         |                  |
|               |                  |              |        |      |                      |         |                  |
|               |                  |              |        |      |                      |         |                  |

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

Finance Office  
Use: \_\_\_\_\_ Town Board Authorization Date: \_\_\_\_\_

At a Town Board Meeting of the Town of  
Brighton, Monroe County, New York,  
held at the Brighton Town Hall, 2300  
Elmwood Avenue, in said Town of  
Brighton on the 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that a memorandum dated May 1, 2008, from Paula A. Parker, Director of Finance, concerning a 2008 Budget appropriation for the Green Brighton Energy Fair, together with an attachment thereto, be received and filed; and be it further

**RESOLVED**, the Town Board hereby authorizes and approves a 2008 Budget amendment to appropriate \$1,565 to account A.DPW.8982.416 (Public Works - Program Supplies), to be offset by revenues in account A.DPW.8982.2005 (Public Works - Sponsor Fees) in the amount of \$1,565; and be it further

**RESOLVED**, that the Finance Director is hereby authorized and directed to finalize and establish the appropriate account numbers in the Town of Brighton Finance System as necessary related to the Green Brighton Task Force Energy Fair.

Dated: May 14, 2008

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|                                    |             |
|------------------------------------|-------------|
| 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 *PAP*  
Date: May 1, 2008  
Subject: **2008 Budget Appropriation**  
Green Brighton Energy Fair

I recommend that Your Honorable Body authorize and approve a 2008 budget appropriation Green Brighton Task Force Energy Fair follows:

To expenditure account A.DPW.8982 4.18 Program Supplies in the amount of \$1,565

With offsetting revenues to account A.DPW.8982 2005 Sponsor fees in the same amount.

The Finance Director shall be authorized and directed to finalize and set up the appropriate account numbers in the Town of Brighton's Finance System, as necessary relating to this event.

Funds for this event have been received by the Town and it the Finance Director will work with the green committee to keep the event within the revenue and expense budget. Estimated budget is also attached for your review and information.

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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that a memorandum dated May 2, 2008, from Paula A. Parker, Director of Finance and Louise Novros, Town Board Member, concerning grant funds, cash and in-kind donations and a 2008 Budget Appropriation for Brighton's Clean Sweep Community Program, together with an attachment thereto, be received and filed; and be it further

**RESOLVED**, the Town Board hereby gratefully accepts the grant funds and cash and in-kind donations made for Brighton's Clean Sweep, all as set forth in the attachment to the above-referenced memorandum; and be it further

**RESOLVED**, that the Town Board hereby approves a 2008 budget amendment to appropriate \$640 to account A.REC.8980.418, to be offset by \$640 in revenues in account A.REC.8980.2705, reflecting additional expenses and revenues for Brighton's Clean Sweep.

Dated: May 14, 2008

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|                                    |              |
|------------------------------------|--------------|
| 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   
Louise Novros, Council Member (Event Coordinator)  
Date: May 2, 2008  
Subject: **Grant Funds, cash and in-kind donations acceptance  
2008 Budget Appropriation  
Clean Sweep Community Program**

I recommend that Your Honorable Body approve and accept the attached sponsorship cash support, grant funds and in-kind donations for the Clean Sweep event held on April 26<sup>th</sup>, 2008. A total of \$2,640 was received in grant funds and cash support as well as in-kind items such as gloves, refreshments and water bottles (see attached list for complete details).

Further, I recommend a budget appropriation as follows:

To expenditure account A.REC.8980 4.18 (Clean Sweep) Program  
Supplies/Expenses" in the amount of \$640

with offsetting revenues to account A.REC.8980 2705 Gifts/Donations in the same amount of \$640

This appropriation is needed in the 2008 budget to reflect the additional expenses and revenues for the new "Clean Sweep" Community Beautification Event. All funds have been received by the Town.

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

**Sponsors**

| <b>Organization</b>                   | <b>Amount</b>    | <b>Contact Person</b>                         | <b>Address</b>  |
|---------------------------------------|------------------|---|---|
| <b>Financial</b>                      |                  |   |   |
| Air and Waste Management Assn (Grant) | \$500.00         | Tom Wickerham                                 | Genessee Finger Lakes Chapter<br>AWMA<br>P.O. Box 29006<br>Rochester, NY 14692        |
| Brighton Chamber of Commerce          | \$200.00         | Andrew Dollinger, President                   | 2604 Elmwood Avenue, Box 204<br>Rochester, NY 14618                                   |
| Brighton Rotary                       | \$100.00         | Deanna Krusenstjerna, Chair, Service Projects | P.O. Box 18141<br>Rochester, NY 14618   |
| Don's Original                        | \$100.00         | Terry Klee, Owner                             | 2545 Monroe Avenue<br>Rochester, NY 14618   |
| Kiwanis International                 | \$340.00         | Chris Bailey, Chair Vance Committee           | c/o Bailey Carr & Co.<br>2565 Brighton Henrietta Townline Road<br>Rochester, NY 14623 |
| M&T Bank, 442-7014                    | \$200.00         | Ben Levy, Manager                             | 1627 Monroe Avenue<br>Rochester, NY 14618   |
| Microworx                             | \$200.00         | Jeff Leist, President                         | 20 Allens Creek Road<br>Rochester, NY 14618   |
| Nothnagle, Inc.                       | \$200.00         | Cindy Blair, Agent                            | 1485 Monroe Avenue<br>Rochester, NY 14618   |
| Rome Celli—Roselawn                   | \$200.00         | Rome Celli                                    | 156 Fair Oaks Avenue<br>Rochester, NY 14618   |
| Scotty's Automotive, Inc.             | \$100.00         | Kevin W. Moore, Owner                         | 1886 Monroe Avenue<br>Rochester, NY 14618   |
| The Dollinger Family                  | \$500.00         | Andrew Dollinger                              | 315 Avalon Drive<br>Rochester, NY 14618   |
| <b>Total</b>                          | <b>\$2640.00</b> |   |   |

| <b>Organization</b>  | <b>Donation</b>                                      | <b>Contact Person</b>              | <b>Address</b>                            |
|----------------------|--|------------------------------------|---|
| <b>In-Kind</b>       |  |                                    |   |
| Bagel Land           | 20 dozen bagels, cream cheese, knives                | Bob Juliano, Owner                 | 1896 Monroe Avenue<br>Rochester, NY 14618 |
| Dunkin Donuts        | Donut Holes  | Moe                                | 1760 Monroe Avenue<br>Rochester, NY 14618 |
| Home Depot           | 300 pair of gloves                                   | Ahmad Rivazfar, Mgr.               | 770 Jefferson Road<br>Rochester, NY 14623 |
| Pontillo's Pizzerias | ½ price for 4 sheet pizzas                           | Mr. David Pontillo                 | 1822 Monroe Avenue<br>Rochester, NY 14618 |
| Starbucks Coffee     | 2 cambros of coffee, stirrers, half & half and sugar | T.J. Quagliata<br>442-6410         | 1916 Monroe Avenue<br>Rochester, NY 14618 |
| Wegmans              | 50 subs and 250 bottled water                        | Linda Piccirilli<br>586-6680 x 329 | 3195 Monroe Avenue<br>Rochester, NY 14618 |
| WXXI                 | 300 Water Bottles                                    | Laura Garrison<br>325-7500 x309    | 280 State Street<br>Rochester, NY 14617   |

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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that correspondence dated April 18, 2008, from Thomas A. Low, Commissioner of Public Works, concerning an application for an Urban and Community Forestry Grant, be received and filed; and be it further

**RESOLVED**, that Sandra L. Frankel as Supervisor of the Town of Brighton, or such persons, successors, is hereby authorized and directed to file an application for 50% matching funds, in an amount not to exceed \$3,000, and upon approval of said request to enter into and execute a Project Agreement with the New York State Department of Environmental Conservation for such financial assistance to the Town of Brighton for a Town of Brighton Hazard Tree Survey, and to execute such other documents and agreements as may be necessary in connection therewith without further action of the Town Board.

Dated: May 14, 2008

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|------------------------------------|-------------|
| 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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that correspondence dated April 18, 2008, from Thomas A. Low, Commissioner of Public Works, concerning an agreement with Frontier Communications for the use of certain highway rights-of-way to install WiFi antennae and related equipment, together with an attachment thereto, be received and filed; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute and deliver an addendum to the required highway permit to allow Frontier Communications to use the Senator Keating Boulevard right-of-way to install WiFi antennae and related equipment, in consideration for free WiFi service at certain Town facilities, which agreement shall be in form and substance as may be approved by the Attorney for the Town.

Dated: May 14, 2008

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|------------------------------------|-------------|
| 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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**RESOLVED**, that correspondence dated May 5, 2008, from Thomas A. Low, Commissioner of Public Works, and correspondence dated April 28, 2008 from David B. Dailey, Jr., President, Birchcrest Tree and Landscape, Inc. and correspondence dated April 28, 2008 from Bryan T. Frank of Great Northeast Services, concerning the sale by the Town of surplus leaf mulch, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby declares approximately 4,000 cubic yards of leaf mulch collected in 2006 and composted since that time, be declared surplus; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute and deliver an agreement by and between the Town and Birchcrest Tree and Landscape, to dispose of up to 1,000 cubic yards of leaf mulch, at a price paid to the Town of \$.95 per cubic yards, for a term ending October 1, 2008; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute and deliver an agreement by and between the Town and Great Northeast Services, for the disposal of up to 1,000 cubic yards of mulch, at a price paid to the Town of \$.75 per cubic yard, for a term to end October 1, 2008; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute and deliver one or more additional agreements with other vendors without further Town Board action to dispose of not more than 2,000 cubic yards of leaf mulch, at a price to be paid to the Town of at least \$.75 per cubic yard, for

the term ending October 1, 2008, all of which agreements shall be in form and substance as may be approved by the Attorney for the Town.

Dated: May 14, 2008

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|------------------------------------|--------------|
| 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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**WHEREAS**, the Town Board previously approved an incentive zoning and rezoning of property located at 2100 Monroe Avenue for use as a CVS store; and

**WHEREAS**, the owner of such property now desires to amend the approval to authorize additional signage on the building located on such property, and has submitted such a proposed amendment to the Town staff, which has reviewed the proposal and has not recommended its approval; it is therefore

**RESOLVED**, that correspondence dated April 21, 2008, from Thomas A. Low, Commissioner of Public Works, correspondence dated April 9, 2008 from Paul Iversen of M&G Services and a memorandum dated April 17, 2008 from Paul White, all concerning a requested amendment to the Incentive Zoning approval for the CVS store located at 2100 Monroe Avenue, be received and filed; and be it further

**RESOLVED**, that based upon the recommendation of the Commissioner of Public Works, the Town Board rejects the request for the amendment to the Incentive Zoning Approval for the CVS Pharmacy located at 2100 Monroe Avenue, based upon the fact that no compelling purpose for the additional signage exists.

Dated: May 14, 2008

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| 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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated May 6, 2008 from Thomas A. Low, Commissioner of Public Works, concerning the proposed removal of five evergreen trees located in the Town's highway right-of-way, adjacent to 89 Alaimo Drive, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby calls a public hearing to be held on June 11, 2008 at 7:30 p.m. at Brighton Town Hall, 2300 Elmwood Avenue, to consider the removal of five healthy evergreen trees, located in the Town's highway right-of-way, adjacent to 89 Alaimo Drive, under Chapter 175 of the Town Code, and to hear all people having an interest therein; and be it further

**RESOLVED**, that notice of such public hearing be posted and mailed as required by Chapter 175 of the Town Code.

Dated: May 14, 2008

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|------------------------------------|--------------|
| 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 Regular Meeting of the Town Board of the Town of Brighton, Monroe County, New York, held at Brighton Town Hall in the Town of Brighton on the 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

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In the Matter  
of  
Proposed Extension #91 to the  
Brighton Consolidated Sewer District  
Town of Brighton, Monroe County  
New York

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**WHEREAS**, a petition dated March 4, 2008 has been presented to and filed with the Town Board of the Town of Brighton by Linda Fraser, as record owner of a majority in assessed value of certain real property more fully described in Exhibit A attached hereto and made a part hereof, known as Tax Parcel No. 148-12-02-12, requesting that the Brighton Consolidated Sewer District be extended to include such real property hereafter described and that said real property be incorporated into said District, said property being wholly within the said Town of Brighton, New York; and

**WHEREAS**, by said petition it appears that none of said property is located within a city or incorporated village; and

**WHEREAS**, a map and plan and report has been prepared by Corneles Engineering, P.C., showing boundaries of the sewer system to be installed within the proposed Extension and is annexed to said petition and filed with the Town Clerk; and

**WHEREAS**, it appears by said petition that an improvement is to be constructed in said Extension, namely a sanitary sewer line and other facilities required to serve the proposed extension, and that the entire cost of such construction is to be paid by the Petitioner and that no assessment will be made against the benefited property and no Town obligations will be required to be issued to defray said cost or any part thereof; and

**WHEREAS**, there will be no expense to the Brighton Consolidated Sewer District for the construction and installation of such facilities; and

**WHEREAS**, the costs of providing the ongoing sewer services shall be assessed and collected from real property within the proposed Extension on a benefits derived basis.

**NOW, THEREFORE**, on motion of Councilman \_\_\_\_\_, seconded by Councilman \_\_\_\_\_, it is

**ORDERED**, that correspondence dated April 24, 2008 from Richard S. Cortina, Assistant Engineer, Department of Public Works, and correspondence dated April 24, 2008 from Elaine K. Ainsworth, IAO,

Assessor, Town of Brighton, a short form Environmental Assessment Form and proposed Negative Declaration under the State Environmental Quality Review Act, together with attachments thereto, be received and filed; and be it further.

**ORDERED**, that a public hearing be held at the meeting of the Town Board of said Town of Brighton to commence at 7:30 P.M., prevailing time, on the 11<sup>th</sup> day of June 2008, at the Town Hall, 2300 Elmwood Avenue to consider the establishment of the proposed Extension under Article 12 of the Town Law and the environmental impact thereof and to hear all persons interested therein and to take such action thereon as may be proper; and be it further

**ORDERED**, that the Town Clerk of the Town give notice of such hearing by duly publishing this Order and by posting a certified copy thereof on the Town Clerk's bulletin board not less than ten (10) nor more than twenty (20) days prior to said hearing.

Dated: May 14, 2008

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Sandra L. Frankel, Supervisor

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James R. Vogel, Councilman

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Raymond J. Tierney III, Councilman

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Louis Novros, Councilperson

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Sheila A. Gaddis, Councilperson

Members of the Town Board of  
Brighton, New York, Monroe County

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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor  
JAMES R. VOGEL  
RAYMOND J. TIERNEY III  
LOUISE NOVROS  
SHEILA A. GADDIS  
Councilpersons

**WHEREAS**, the Town Board of the Town of Brighton previously adopted a resolution indicating its desire to make a Home Rule request of the New York State Senate and Assembly to enact a special law to initiate the formation of a Transportation Development District in the Town of Brighton in order to facilitate the construction and financing of the completion of Senator Keating Boulevard, which resolution was adopted at a regular meeting held on April 9, 2008; and

**WHEREAS**, such legislation has now been proposed in the New York State Senate and Assembly and the Town Board desires to amend its previous resolution to specifically identify the legislation in question and indicate the Town's support of that legislation; it is therefore

**RESOLVED**, that the Town Board of the Town of Brighton hereby amends its resolution adopted at a regular meeting of the Town Board on April 9, 2008 to authorize that a Home Rule request be made to the New York State Senate and Assembly to enact S08137 in the Senate and A10957 in the Assembly to establish a Transportation Development District within the Town of Brighton for the financing of the construction of new highways to benefit those properties of land described in S08137 and A10957, through a system of district assessments charged on a benefits derived basis.

Dated: May 14, 2008

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|------------------------------------|-------------|
| 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 14th day of May, 2008.

**PRESENT:**

SANDRA L. FRANKEL,  
Supervisor

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

Councilpersons

**RESOLVED**, that correspondence dated May 14, 2008, from Susan Kramarsky, Town Clerk, and correspondence dated April 25, 2008 from Maureen O'Reilly, both concerning a request for an unpaid leave of absence, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby approves the request by Maureen O'Reilly for a five-week unpaid leave from her position as Clerk III with Typing in the Office of the Town Clerk.

Dated: May 14, 2008

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|------------------------------------|--------------|
| 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 _____ |