

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
April 28, 2010

PRESENT:

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

William Moehle, Attorney for the Town

Susan Kramarsky, Town Clerk

MEETING CALLED TO ORDER: 6:45 PM

6:30 P.M. -- MOTION TO GO INTO EXECUTIVE SESSION:

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros to go into executive session to discuss certiorari matter and a matter of litigation

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros to come out of executive session at 7 PM

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

RECOGNITIONS/PRESENTATIONS:

Arbor Day Proclamation

Healthy Families Day Proclamation

Spring Cleaning Month in Brighton Proclamation

OPEN FORUM:

Raymond F. Wager, CPA, P.C.--Presentation of Town of Brighton 2009 Basic Financial Statement

Mordechai Rennert
Robert Monahan
Paul Holihan

APPROVAL OF AGENDA:

Motion by Councilmember James Vogel seconded by Councilmember Sheila Gaddis to approve the agenda.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED_

APPROVE AND FILE TOWN BOARD MEETING MINUTES FOR:

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel to approve and file minutes for April 14, 2010.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

PUBLIC HEARINGS:

MATTER RE: Proposed "2010 Temporary Amendment to Noise Control Law" to allow night work on the New York State Department of Transportation (NYSDOT) Monroe Avenue Rehabilitation Project (see Resolution #13; Short Environmental Assessment Form, dated April 12, 2010 and State Environmental Quality Review Negative Declaration, dated April 14, 2010)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize bid award, not exceeding \$20,102.77, to RAMSCO for furnishing and delivering PVC pipe and fittings (see Resolution #1 ; letter from Timothy E. Keef, Commissioner of Public Works/Highway Superintendent, dated April 12, 2010)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

COMMUNICATIONS:

FROM Anthony J. Costello, dated April 22,2010, enclosing correspondence regarding the Rochester Broadway Theatre League's site search

FROM Rochester Gas & Electric, dated April 22, 2010, releasing information regarding wind energy programs

FROM Lori J. Parker, Esq., dated April 16, 2010, commenting on the proposed carwash for the southwest corner of the Monroe/Clover intersection

FROM Ronald W. Nesbitt, Chairman, Monroe County Council of Governments, dated April 20, 2010, to Governor David Paterson enclosing their adopted resolution

FROM John Rosenow, Chief Executive, Arbor Day Foundation, dated April 21, 2010, extending congratulations on Brighton being named a Tree City USA community for 2009

FROM Roger Friedlander, dated April 14, 2010, expressing opposition to the proposed carwash at the intersection of Monroe Avenue and Clover Street

FROM Paul and Bea Roxin, dated April 25, 2010, requesting consideration for installation of a traffic light at the intersection of Monroe Avenue and Orchard, Sunset and Irving Roads

FROM Anne M. Kress, President, Monroe Community College, dated April 23, 2010, thanking Supervisor Frankel for participating in Dr. Kress' inauguration

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

COMMITTEE REPORTS:

Community Services--Councilmember Louise Novros reported on meeting of April 15, 2010. Next meeting May 20, 2010
Finance and Administrative Services Special meeting April 19, 2010 for audit review. Regular meeting April 21, 2010; next meeting May 5, 2010
Public Safety Services--May 11, 2010
Public Works Services--Councilmember James Vogel reported on meeting of April 19, 2010. Next meeting May 3, 2010

NEW BUSINESS:

MATTER RE: Reading and approval of claims

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel that the Supervisor read and approve payment of claims as set forth in Exhibit No.3 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Receive and File Town of Brighton Financial Statements for year ended December 31, 2009

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel that the Town Board receive and file the aforementioned reports

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Receive and File Brighton Police Department 2009 Annual Report

Motion by Councilmember Ray Tierney seconded by Councilmember Sheila Gaddis to receive and file the aforementioned communication.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize certiorari settlement for 2472 Monroe Avenue and 2861 West Henrietta Road (see Resolution #11; memorandum from Elaine Ainsworth, Assessor, dated April 19, 2010, with attachment)

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No.4 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MANER RE: Authorize Emergency Services Study contract award to MMA Consulting Group, Inc., not exceeding \$37,400. (see Resolution #2; letter from Christopher A. Roth, Fire Protection District Administrator, dated April 21 , 2010)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize 2010 operating budget amendment for purchase of police network server (see Resolution #3; letter from Thomas M. Voelkl, Chief of Police, dated April 16. 2010)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MANER RE: Accept \$500. donation from Genencor Corporation (see Resolution #4; letter from Captain Mark Henderson for Thomas M. Voelkl, Chief of Police, dated April 20, 2010)

Motion by Councilmember Ray Tierney seconded by Councilmember James Vogel that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 7 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MANER RE: Authorize amendment to Highway Department's Table of Organization with title change of Construction Inspector to Engineering Assistant (see Resolution #5; letter from Timothy E. Keef, Commissioner of Public Works/Highway Superintendent, dated April 19, 2010)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MANER RE: Authorize contract award, not exceeding \$8,000., to Stantec for proposed Danielle Car Wash traffic evaluation consulting services, with full reimbursement from the Danielles (see Resolution #6; letter from Timothy E. Keef, Commissioner of Public Works/Highway Superintendent, dated April 19, 2010)

Motion by Councilmember James Vogel seconded by Councilmember Sheila Gaddis that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No.9 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize appointment of Brenda J. Northrup to the position of On-Call Telephone Operator, effective April 29, 2010 (see Resolution #7; letter from Douglas S. Clapp, Director of Communications, dated April 20,2010)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MANER RE: Authorize Supervisor to execute contract, not exceeding \$2,000., with Charles Thomas to provide engineering support for the Town's cable television control room and systems (see Resolution #8; letter from Douglas S. Clapp, Director of Communications, dated April 21, 2010)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize a Shared Services Department pool car be declared surplus and disposed of at auction (see Resolution #9; letter from Laraine Albers, dated April 20, 2010)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize budget appropriation from Streetscape Reserve for anticipated expenses to conduct and complete the Monroe Avenue Community Design Charrette and Vision Plan (see Resolution #12; memorandum from Ramsey A. Boehner, dated April 27, 2010)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MANER RE: Authorize Supervisor to execute agreement with Allen's Creek Corbett's Glen Preservation Group, Inc. allOWing the Town to produce and own a short video based on film footage of a circa 1928 picnic held in Corbett's Glen (see Resolution #14)

Motion by Councilmember Louise Novros seconded by Councilmember Sheila Gaddis for 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

MATrERS OF THE SUPERVISOR:

MANER RE: Revenue and Expense Reports for period ending March 31,2010

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize Supervisor to release Public Employer Risk Management Association (PERMA) the Town's vote by proxy to Gary Brandt, Director of Personnel, as he will represent the Town at the PERMA annual meeting (see Resolution #10)

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MEETING ADJOURNED:

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros to adjourn at 9:40 PM

CERTIFICATION:

I, Susan Kramarsky, 79 Monteroy Road, Rochester, NY do hereby certify that the foregoing is a true and accurate record of the proceedings of the Town of Brighton County of Monroe, State of New York meeting held on the 28 April 2010 and that I recorded said minutes of the aforesaid meeting of the Town Board of the Town of Brighton, New York.

At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

WHEREAS, the Town Board duly scheduled a Public Hearing to be held on the 14th day of April, 2010, at 7:30 P.M., prevailing time, to consider the adoption of a proposed Local Law of 2008 entitled "2010 Temporary Amendment to Noise Control Law" for the Town of Brighton, Monroe County, New York, and the environmental impact thereof, which public hearing was continued on April 28, 2010; and

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

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

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

BE IT RESOLVED, that the Environmental Assessment Form, dated April 12, 2010 and proposed State Environmental Quality Review Act

Negative Declaration, dated April 14, 2010, be received and filed; and
be it further

RESOLVED, that the Town Board hereby adopts the Negative Declaration under the State Environmental Quality Review Act with respect to the proposed Local Law; and be it further

RESOLVED, that the Town Board of the Town of Brighton, pursuant to the provisions of Article 3 of the Municipal Home Rule Law of the State of New York, hereby enacts, ordains and adopts the Local Law of 2010 entitled "2010 Temporary Amendment to Noise Control Law", as attached hereto as Exhibit "A", for the Town of Brighton, Monroe County, New York; and be it further

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

Dated: April 28, 2010

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

LOCAL LAW OF 2010

2010 TEMPORARY AMENDMENT TO NOISE CONTROL LAW

TOWN OF BRIGHTON, MONROE COUNTY, NEW YORK STATE

Section 1. Title

This Local Law shall be known as the 2010 Temporary Amendment to Noise Control Law of the Town of Brighton, Monroe County, New York State.

Section 2. Purpose

The purpose of this Local Law is to grant a temporary exemption from the Town Noise Control Law to the New York State Department of Transportation and its subcontractors for work resurfacing Route 31, Monroe Avenue, from west of Route 65 east to the Pittsford town line. Monroe County desires the Town to permit night time construction which will significantly speed the completion of the project. To that end, the Town Board desires to temporarily amend the Town=s Noise Control Law to permit such night time construction, so long as the New York State Department of Transportation and its contractors specifically agree to certain conditions which will minimize the impact of night time construction upon the residents of the Town of Brighton.

Section 3. Limited Exception to Noise Control Law

A. Section 102-2B, Exemptions, is hereby amended to add a new subsection (iv), to read in its entirety as follows:

(iv). Notwithstanding anything to the contrary in this chapter, construction and resurfacing in connection with the resurfacing of Route 31, Monroe Avenue, from west of Route 65 east to the Pittsford town line, (the Project), shall not constitute a violation of the Town=s Noise Ordinance, regardless of whether such construction, demolition or excavation occurs within the hours permitted by Section 102-38(5) or (6) and such work and the noise created thereby shall not be considered to be 'Inreasonable noise, so long as the New York State Department of Transportation and its contractor or contractors adhere to the following conditions and to cause each of their subcontractors and suppliers to adhere to the following conditions:

B. The provisions of this Section 102-2B(iv) shall automatically terminate on December 31, 2010, if not earlier revoked upon substantial completion of the Project.

C. As used in this Section 102-2B(iv), the following terms shall have the meanings indicated:

PERMITTED HOURS - Between 7:00 a.m. and 7:00 p.m., Monday through Friday, and between 9:00 a.m. and 6:00 p.m. Saturday and Sunday.

PROJECT - The resurfacing of New York Rte. 31 (Monroe Avenue) from west of Rte. 65 (Clover Street) east to the Pittsford town line.

SUBSTANTIAL COMPLETION - the date on which the Project is accepted as substantially complete by the New York State Department of Transportation, but in no event later than December 31, 2010.

Section 4. Effective Date

This Local Law shall take effect immediately upon filing with the Secretary of State.

Section 5. Severability

If any clause, sentence, phrase, paragraph or any part of this Local Law shall for any reason be adjudicated finally by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Local Law, but shall be confined in its operation and effect to the clause, sentence, phrase, paragraph or part thereof, directly involved in the controversy or action in which such judgment shall have been rendered. It is hereby declared to be the legislative intent that the remainder of this Local Law would have been adopted had any such provision been excluded.

- (1) That prior public notice of the Project, including specifically information relating to night time work, be provided, specifically, including but not limited to individual private notices to residents and businesses that maybe affected by the noise of night work, as identified by the Commissioner of Public Works of the Town and publication in the Brighton Pittsford Post and Democrat and Chronicle of the dates, times and nature of night work, including on site project manager=s telephone number.
- (2) That all contract and subcontract documents and bid specifications describe Brighton=s requirements, including but not limited to zoning and noise regulations, that limit and apply to any off site storage area in the Town and specifically exclude field offices, equipment staging and employee parking from the Town.
- (3) That all contract and subcontract documents and *bid* specifications related to the Project contain provisions to encourage the speedy completion of night operations, including specifically waivers from New York State Department of Labor Limitations on Overtime.
- (4) That all contract and subcontract documents and bid specifications related to the Project specifically prohibit the use of jackhammers, hoe-rams and pavement breakers, other than during the Permitted Hours.
- (5) That all contract and subcontract documents and bid specifications related to the Project specifically prohibit the use of backup alarms, other than during the Permitted Hours and require the use of spotters instead, require that lighting be oriented so as not to spill light beyond the highway right of way, and prohibit the slamming of tailgates.
- (6) The provisions of this Section 102-2B(iv) may te revoked by the Town Board by local law, in the event of a violation of the conditions set forth in this Section 1)2-28 (iv).

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

RESOLVED, that correspondence dated April 12, 2010, from Timothy E. Keef, P.E., Commissioner of Public Works, concerning the award of a bid for the furnishing and delivery of PVC pipe and fittings, be received and filed, together with attachment thereto; and be it further

RESOLVED, that the Town Board hereby awards the bid to furnish and deliver PVC pipe and fittings during 2010 to RAMSCO, in the unit prices bid and for a total cost not to exceed \$20,102.77.

Dated: April 28, 2010

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

April 14, 2010

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>214,981.90</u>
O- HIGHWAY	<u>242,292.62</u>
H - CAPITAL	<u>937.04</u>
L - LIBRARY	<u>31,528.46</u>
SF - FIRE DIST	<u>106,130.20</u>
SL - LIGHTING DIST	<u>20,013.62</u>
SR-REFUSE DISTRICT	<u>62,042.92</u>
5S - SEWER DIST	<u>32,145.21</u>
TA - AGENCY TRUST	<u>29,312.43</u>
TOTAL	\$ <u>739,384.40</u>

UPON ROLL CALL MOTION CARRIED _____

APPROVED BY: _____
SUPERVISOR

 COUNCIL MEMBER

 COUNCIL MEMBER

TO THE SUPERVISOR:

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

 DATE

 TOWN CLERK

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

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

RESOLVED, that a memorandum dated April 19, 2010 from Elaine Ainsworth, Town Assessor, concerning proposed tax certiorari settlements for properties located at 2472 Monroe Avenue and 2861 West Henrietta Road, be received and filed, together with attachments thereto; and be it further

RESOLVED, that the Town Board hereby approves the settlement of tax certiorari litigation involving properties located at 2472 Monroe Avenue and 2861 West Henrietta Road, tax numbers 137.19-1-22 and 148.20-2-50.11, respectively, and authorizes the Supervisor to execute and deliver a Settlement Agreement in connection with such settlement, the terms and conditions of which are set forth in the proposed Settlement Agreement attached to the above-referenced memorandum.

Dated: April 28, 2010

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

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

SANDRA L. FRANKEL,
Supervisor

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

WHEREAS, the West Brighton Fire Protection District previously received a Department of State Local Efficiency Grant from the State of New York in the amount of \$22,500 for the purpose of partially funding a study of emergency services in the Town of Brighton; and

WHEREAS, the Town Board, on behalf of the West Brighton Fire Protection District, and the Brighton Fire District issued a request for proposals to identify a consultant to lead such a study; and

WHEREAS, an ad hoc Emergency Services Study Committee was formed, consisting of representatives from the Town, the West Brighton Fire Department, the Brighton Fire Department, Brighton Volunteer Ambulance and neighborhood representatives, and has received five responses to the request for proposals, have reviewed the proposals, and have recommended MMA Consulting Group, Inc. as the best qualified consultants for such project; it is therefore

RESOLVED, that correspondence dated April 21, 2010 from Christopher A. Roth, West Brighton Fire Protection District Administrator, concerning the Emergency Services Study, be received and filed; and be it further

RESOLVED, that based upon the recommendation of the Emergency Services Study Committee, the Town Board is hereby



WEST BRIGHTON FIRE PROTECTION DISTRICT

TOWN OF BRIGHTON

2300 ELMWOOD AVENUE - ROCHESTER, NEW YORK 14618

(585) 784-5220 OFFICE (585) 784-5207 FAX

Christopher A. Roth

christopher.roth@townofbrighton.org

Wednesday, April 21, 2010

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

Dear Board Members:

The Emergency Services Study Committee has received on April 15, 2010 (5) five requests for proposals and the committee has reviewed these professional services proposals against questions and criteria established by the committee.

We would recommend the for acceptance and award of the Emergency Services Study to MMA Consulting Group, Inc. located at 1330 Beacon Street - Suite 349 , Brookline Massachusetts, 02246 for an amount not to exceed (\$37, 400) thirty seven thousand four hundred dollars.

Whereas, several references have been verified and the proposed consultant has demonstrated excellent delivery of services and would be recommended for future studies within these communities.

This study would be partially funded by a New York State - Department of State Local Efficiency Grant awarded to the West Brighton Fire Protection District in the amount of (\$22,500) twenty two thousand five hundred dollars.

The remaining amount of (\$14,900) fourteen thousand nine hundred will be equally funded by the Brighton Fire District and West Brighton Fire Protection District.

If you have any questions please feel free to contact me directly.

A handwritten signature in black ink that reads "Christopher A. Roth".

Christopher A. Roth
Fire Protection District Administrator

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

RESOLVED, that correspondence dated April 16, 2010 from Thomas M. Voelkl, Chief of Police, concerning an amendment to the 2010 Budget for the purchase of a police network server, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the Police Department to purchase one Dell computer server, including a five year warranty, at a purchase price of \$8,120.90, priced under the state contract; and be it further

RESOLVED, that the 2010 Budget be amended to increase appropriations in account A.POLCE.3125.2.13 (Police - Computer Equipment) to be fully supported by \$8,120.90 from the Forfeited Property fund balance account A.889.JSTCE.

Dated: April 28, 2010

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



Town of Brighton

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



Thomas M. Voelkl
Chief of Police

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

April 16, 2010

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

Dear Board Members:

The police department requests that an amendment be approved to the 2010 operating budget to provide sufficient appropriations for the purchase of a police network server.

With a move towards digital records and the increased scanning of documents, hard drive requirements are increasing. This server will allow police applications currently on town servers to be relocated, saving storage on town equipment and providing a backup authentication process to benefit the town hall as well. I request that the department be authorized to purchase one Dell computer server with a five year warranty on state contract for \$8,120.90, per quote number 1012097747061.

I propose that the "Proceeds of Forfeited Property" be used as the funding source. I request that appropriations in account APOLCE.3125.2.13 (Computer Equipment) be increased by \$8,120.90, to be fully supported with Forfeited Property fund balance account A889.JSTCE. The use of seized asset funds for this purpose is in compliance with the Department of Justice equitable sharing guidelines for local law enforcement agencies.

Thank you for your consideration and I would be happy to answer any questions you may have regarding this request.

Very truly yours,

A handwritten signature in black ink, appearing to read "T. Voelkl".

Thomas M. Voelkl
Chief of Police

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

RESOLVED, that correspondence dated April 20, 2010 from Thomas M. Voelkl, Chief of Police, by Captain Mark Henderson, concerning a donation of \$500.00 from Genencor Corporation to the Brighton Police Department, be received and filed together with an attachment thereto; and be it further

RESOLVED, that the Town Board hereby gratefully accepts a gift of \$500.00 from Genencor Corporation, to be recorded as revenue in the Police Department Operating Budget in account A.POLCE.3120.2705, and authorizes Captain Mark Henderson to send correspondence thanking Genencor Corporation for its gift.

Dated: April 28, 2010

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

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

RESOLVED, that correspondence dated April 19, 2010, from Timothy E. Keef, P.E., Town Engineer, concerning a proposed Engineering Assistant position, be received and filed, together with attachments thereto; and be it further

RESOLVED, that the position of Engineering Assistant be added to the Town's Table of Organization and that the Town's salary schedule be amended to place the position in Group 4 of the salary schedule; and be it further

RESOLVED, that the position of Construction Inspector be removed from the Town's Table of Organization and salary schedule.

Dated: April 28, 2010

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

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

SANDRA L. FRANKEL,
Supervisor

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

RESOLVED, that correspondence dated April 19, 2010, from Timothy E. Keef, P.E., Commissioner of Public Works, concerning the award of a contract for consulting services for traffic evaluation in connection with the incentive zoning proposal for a car wash at 2875 Monroe Avenue, be received and filed, together with attachments thereto; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute and deliver an agreement by and between the Town and Stantec Consulting for traffic evaluation consulting services in connection with the incentive zoning application for a car wash to be located at 2875 Monroe Avenue, at a cost not to exceed \$8,000, the cost of which will be reimbursed to the Town by the project applicant.

Dated: April 28, 2010

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

DEPARTMENT OF PUBLIC WORKS

2300 ELMWOOD AVENUE ROCHESTER, NEW YORK 14618

PHONE: (585)784-5250 FAX: (585) 784-5368

April 19,2010

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

re: Proposed Danielle Car Wash at Monroe and Clover
Award of Consulting Services for Traffic Evaluation

Dear Councilwoman Gaddis and Committee Members:

Pursuant to direction received at the most recent Town Board meeting, this department has solicited proposals from three consultants for services relative to the above. All three consultants, Erdman & Anthony, Fisher Associates and Stantec Consulting, responded as requested. Based upon this department's review of the proposals (i.e. experience and familiarity with the Monroe Avenue corridor, thoroughness of the proposal, cost, etc.) and concurrence by the Public Works Committee, it is recommended that Stantec be awarded the contract for performing the services outlined in the RFP and their response. The amount of the contract is not to exceed \$8,000.00, with payment to be made only for each service provided, as outlined therein and as follows: first review and comments (\$2000.00); second review and comments (\$2000.00); and \$500.00 for each meeting required, not to exceed eight meetings. The Danielle's have indicated their willingness to reimburse the Town for these services and should provide monies to be placed into an escrow account to guarantee said fees. A copy of Stantec's proposal and DPW summary is attached for your reference and files.

As always, thank you for your consideration. I will be in attendance at your regularly scheduled April 21, 2010 meeting in the event that you have any questions regarding this matter.

Sincerely,

Timothy E. Keef, P.E.
Commissioner of Public Works

TEK.wpd

attachments

cc: P. Parker
R. Boehner
V. Guyon

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

RESOLVED, that correspondence dated April 20, 2010, from Douglas Clapp, Director of Communications, concerning the employment of an On-Call Telephone Operator, be received and filed; and be it further

RESOLVED, that the Town Board hereby approves the appointment of Brenda J. Northrup to the position of On-Call Telephone Operator, effective April 29, 2010 in Group II, Step 1, without future step increases, and at an hourly rate of \$11.49.

Dated: April 28, 2010

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

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

RESOLVED, that correspondence dated April 21, 2010, from Douglas Clapp, Director of Communications, concerning a contract for cable television engineering support, 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 Charles Thomas, for engineering support for the Town of Brighton cable television control room and systems during 2010, at a cost not to exceed \$2,000, which agreement shall be in form and substance as may be approved by the Attorney to the Town.

Dated: April 28, 2010

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

Office of Communications

2300 Elmwood Avenue

Rochester, New York 14618-2196

OFFICE 585-784-5253 FAX 585-784-5203

April 21, 2010

Honorable Town Board
Town of Brighton
2300 Elmwood Avenue
Rochester, NY 14618

Re: Contract for Cable TV Engineering Support with Charles Thomas

Honorable Members:

I respectfully request that the board authorize Supervisor Frankel to enter into an agreement (attached) with Charles Thomas, 212 Dugway Road, Cherry Valley NY 13320 as an Independent Contractor to provide engineering support for the Town of Brighton cable TV control room and systems.

Total **billings** under this agreement are not to exceed \$2,000. Funds for these services are available for 2010 in account ACABLE.8060 4.49 Other Contracted Services.

Mr. Thomas is the engineer who designed and installed our system upgrades and his services **will** be important as we continue our upgrades in 2010. Mr. Thomas is one of the few qualified video technicians available in the upstate New York region. His services are **limited** to maintaining and repairing video equipment at our cable TV facility on the lower level of Town Hall, and consultation services regarding video systems. He does not perform services on behalf of the Town. He does not use Town equipment to perform his services.

This request was reviewed by FASC on February 5th and approved pending review by the Attorney to the Town and provision of insurance documents by Mr. Thomas. The agreement was reviewed and revised by Bill Moehle, Attorney for the Town, on April 9. A certificate of insurance from the Don Marsh Agency naming the Town of Brighton as holder **is** attached.

Sincerely,

Douglas Clapp
Director of Communications
Town of Brighton

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

RESOLVED, that correspondence dated April 20, 2010, from Laraine Albers, Director of Shared Services, concerning the disposition of a vehicle, be received and filed; and be it further

RESOLVED, that the Town Board hereby declares a 1998 Ford Crown Victoria, Vehicle Identification Number 2FAFP71W8WX157289 to be surplus and authorizes it to be disposed of at auction.

Dated: April 28, 2010

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

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

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

RESOLVED, that a memorandum dated April 27, 2010 from Ramsey Boehner, Town Planner, concerning a budget appropriation for the Monroe Avenue Community Design Charrette and Vision Plan, be received and filed; and be it further

RESOLVED, that the \$10,000 be transferred from the Streetscape Reserve account A.878.STSCP to the expenditure accounts and in the amounts listed in the above-referenced memorandum, with any unused funds to be returned to the Streetscape Reserve.

Dated: April 28, 2010

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

MEMORANDUM
TOWN OF BRIGHTON

TO: The Honorable Town Board
ATTN: Finance and Administrative Services Committee
FROM: Ramsey Boehner, Town Planner 
DATE: April 27, 2010
RE: 2101 Budget Appropriation
Streetscape Reserve

I recommend that Your Honorable Body approve a 2010 budget appropriation as follows:
To expenditure accounts:

A.DPW.8510 4.81	Postage	\$4,000
A.DPW.8510 4.12	Office Supplies	\$1,000
A.DPW.8510 4.18	Program Supplies	\$3,000
A.DPW.8510 4.83	Printing and Copying	\$1,000
A.DPW.8510 4.13	AudioNisual Supplies	\$1,000

The total amount to be appropriated is \$10,000. Funds will be transferred from Streetscape Reserve account A.878.STSCP. The appropriation will cover anticipated expenditures necessary to conduct and complete the Monroe Avenue Community Design Charrette and Vision Plan. The expenditures will include mailings, supplies, printing, copies, advertisements, food and refreshments to be served at the Charrette. The primary design Charrette will be conducted all day on June 5, 2010 from 8:30 am to 4:00 pm at Brighton High School. Other meetings will be held as necessary.

Any unused funds are hereby authorized to be returned to the streetscape reserve upon completion of the design Charrette project.

Cc: Tim Keef, Commissioner of Public Works
Paula Parker, Director of Finance

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall 1/ 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

RESOLVED, that the Supervisor is hereby authorized to execute and deliver an agreement by and between the Town and the Allen's Creek Corbett's Glen Preservation Group, Inc., under which the Town will provide video production services to convert film footage owned by the Preservation Group into a short video, to be owned by the Town, and under which the Town and the Preservation Group will cross license the film and video to each other, which agreement shall be in form and substance as may be approved by the Attorney for the Town.

Dated: April 28, 2010

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

At a Town Board Meeting of the Town of Brighton, Monroe county, New York, held at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town of Brighton on the 28th day of April 2010.

PRESENT:

SANDRA L. FRANKEL,

Supervisor

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

Councilpersons

RESOLVED, that the Supervisor be authorized to execute and deliver a Proxy to Gary Brandt to vote on behalf of the Town for the annual meeting of the Public Employer Risk Management Association to be held May 28, 2010.

Dated: April 28, 2010

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