

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 7, 2011

**PRESENT:**

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

William Moehle, Attorney for the Town  
JP O'Brien, Deputy Town Clerk

**MEETING CALLED TO ORDER AT 4:05PM**

**APPROVAL OF AGENDA:**

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**NEW BUSINESS:**

**MATTER RE: Empire State College**

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. 1 attached.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel that Supervisor Sandra Frankel shall send a letter to the Comptroller of the State of NY, and a letter to the Attorney General of the State of NY regarding the Empire State College location in the Town of Brighton.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MEETING ADJOURNED:**

Motion by Councilmember Sheila Gaddis seconded by Councilmember James Vogel to adjourn at 5:45PM

**CERTIFICATION:**

I, JP O'Brien, 3102 Elmwood Ave., 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 8 of April 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 7th day of April, 2011.

**PRESENT:**

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

**WHEREAS**, The State University of New York Construction Fund has purchased approximately 11 acres of real property located on South Clinton Avenue for the planned development of a campus of Empire State College, and in connection therewith, has requested that the Town of Brighton consent to the Construction Fund serving as lead agency in connection with the State Environmental Quality Review Act environmental review of such project; and

**WHEREAS**, the Town Board has identified issues of significant importance to the Town, including but not limited to the fiscal impact of the proposed Project, and has been made aware that the Construction Fund may have closed on the purchase of such property without any SEQRA review being conducted, or without sufficiently investigating the availability of other currently state-owned lands for siting the Project, and based on those factors, the Town Board is not willing to consent to the Construction Fund serving as lead agency, and desires that instead the Town Board, in its capacity as Commissioners of the Brighton Consolidated Sewer District, serve as lead agency for the environmental review of the project and desires that such assertion be formally submitted to the Department of Environmental Conservation and all involved agencies for the proposed project; it is therefore

**RESOLVED**, that the Town Board, acting in its capacity as Commissioners of the Brighton Consolidated Sewer District, hereby assert lead agency status for the proposed Empire State College campus project to be located on South Clinton Avenue in the Town, and all elements of such project, and directs that the Supervisor or her

designee communicate such assertion to the Department of Environmental Conservation and to all involved agencies and other parties as required under the State Environmental Quality Review Act.

Dated: April 7, 2011

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	_____