

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
November 26, 2013

PRESENT:

Supervisor William Moehle	
Councilmember Louise Novros	Kenneth Gordon, Attorney for the Town
Councilmember Jason DiPonzio	Daniel Aman, Town Clerk
Councilmember Christopher Werner	Rebecca Cotter, Recreation Director
Mark Henderson, Police Chief	Suzanne Zaso, Finance Director
Timothy Keef, Commissioner of Public Works	

MOTION TO GO INTO EXECUTIVE SESSION AT 6:33 PM:

Motion by Councilmember Christopher Werner seconded by Councilmember Louise Novros to go into executive session at 6:33 PM to discuss a matter of tax certiorari litigation

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

Motion by Councilmember Christopher Werner seconded by Councilmember Louise Novros to come out of executive session at 7:10 PM

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MEETING CALLED TO ORDER AT 7:13 PM:

RECOGNITIONS:

Dr. Mahendra and Jyoti Nanavati; Lauren Blew, President, Brighton Rotary; Richard Marchese, President, Rotary Foundation, for their donation of funds to build a shaded area for one of the playgrounds at Buckland Park

APPROVAL OF AGENDA:

Motion by Councilmember Jason DiPonzio seconded by Councilmember Christopher Werner to approve the agenda

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

BIDS:

MATTER RE: Approval to solicit for bids to provide professional services for cable television operations for Brighton Public Access and Government Access Channels 12 and 15 and for video production services for the period January 1, 2014 – December 31, 2014 (see Resolution #1 and memorandum dated November 12, 2013 from MaryAnn Hussar Assistant to the Supervisor).

Motion by Councilmember Christopher Werner seconded by Councilmember Jason DiPonzio 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: Approval to solicit for bids to provide professional vehicle striping services for the year 2014, with an option to renew contract for up to three additional years with all required approvals (see Resolution #2 and letter dated November 18, 2013 from Police Chief Mark Henderson).

Motion by Councilmember Jason DiPonzio seconded by Councilmember Christopher Werner 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

COMMITTEE REPORTS:

Community Services – Next meeting 1/27/2014 at 4:30 PM at Brookside

Finance and Administrative Services – Next meeting 12/3/2013 at 3:30 PM in Stage Conference Room

Public Safety Services – Next meeting 12/10/2013 at 8:00 AM in Downstairs Meeting Room

Public Works Services – Next meeting 12/2/2013 at 9:00 AM in Downstairs Meeting Room

NEW BUSINESS:

MATTER RE: Reading and approval of claims

Motion by Councilmember Christopher Werner seconded by Councilmember Jason DiPonzio that the Supervisor read and approve for payment the claims as set forth in Exhibit No. 3 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize reappointments of Jennifer Ahrens and Brian DeWaters for 3-year terms as members of the Architectural Review Board effective January 1, 2014 – December 31, 2016 (see Resolution #3).

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio that the Town Board adopt the resolution as prepared by the Attorney for the Town as set forth in Exhibit No. 4 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize reappointments of Beth Keigher and Coleridge Gill for 3-year terms as members of the Parks and Recreation Community Service Advisory Board effective January 1, 2014 – December 31, 2016 (see Resolution #4).

Motion by Councilmember Louise Novros seconded by Councilmember Christopher Werner 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 approval of the proposed 2014 Holiday Schedule (see Resolution #5 and copy of schedule).

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio 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 approval of the proposed 2014 Town Board Meeting Schedule (see Resolution #6 and copy of schedule).

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio 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: Approval to amend Town's Employee Flexible Spending Account (FSA) to allow for annual rollover of \$500 in unused funds for all full time employees and elected officials (see Resolution #7 and letter dated November 4, 2013 from Gary Brandt, Director of Personnel and HR).

Motion by Councilmember Christopher Werner seconded by Councilmember Jason DiPonzio 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: Approve the promotion of Lieutenant Charles David Catholdi, effective December 2, 2013, to the rank of Brighton Police Captain that which is an open position previously held by retired Captain William Principe (see Resolution #8 and letter dated November 18, 2013 from Police Chief Mark Henderson).

Motion by Councilmember Jason DiPonzio seconded by Councilmember Christopher Werner 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 transfer of funds to support shared costs between Highway and Sewer Department for repairs needed for malfunctioning hydraulic lift shared by both departments (see Resolution #9 and letter dated November 18, 2013 from Timothy E. Keef, P.E. Commissioner of Public Works).

Motion by Councilmember Jason DiPonzio 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: Approval to appoint Comerica Bank as Trustee of Service Awards Program for the West Brighton Fire Protection District with authorization for Supervisor to execute any related documents (see Resolution #10 and Memorandum dated November 19, 2013 from Suzanne Zaso, Director of Finance).

Motion by Councilmember Christopher Werner seconded by Councilmember Jason DiPonzio 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: Approve renewal rates with Excellus Blue Cross Blue Shield and authorize Supervisor to execute contracts for Town's:

- 2014 medical PPO plans covering active employees and under-65 retirees
- 2014 self-funded dental plans offered to active and retired Town employees and COBRA participants
- 2014 renewal rates for Medicare plans offered to over-65 retirees and spouses through Excellus and MVP

(see Resolution #11, memorandum dated November 20, 2013 from Gary Brandt, Director of Personnel & HR and Suzanne Zaso, Director of Finance and rate schedules)

Motion by Councilmember Christopher Werner seconded by Councilmember Jason DiPonzio 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

MEETING ADJOURNED AT 8:03 PM

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio to adjourn at 8:03 PM

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

CERTIFICATION:

I, Daniel Aman, 131 Elmore Road, Rochester, NY do hereby certify that the foregoing is a true and accurate record of the proceeding of the Town of Brighton, County of Monroe, State of New York meeting held on the 26th day November 2013 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 26th day of November, 2013.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that a memorandum dated November 12, 2013 from Assistant to the Town Supervisor MaryAnn Hussar regarding a request to authorize the solicitation of proposals for professional services for cable television operations for Brighton Public Access and Government broadcasts and for video production for calendar year 2014, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the solicitation of proposals for professional services for cable television operations for Brighton Public Access and Government broadcasts and for video production for calendar year 2014.

Dated: November 26, 2013

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, 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 26th day of November, 2013.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that correspondence dated November 18, 2013 from Chief of Police Mark T. Henderson regarding a request to authorize the solicitation of proposals for professional services for vehicle striping for calendar year 2014 with an option to renew for up to three consecutive one year periods, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the solicitation of proposals for professional services for vehicle striping for calendar year 2014 with an option to renew for up to three consecutive one year periods.

Dated: November 26, 2013

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____

CLAIMS FOR APPROVAL AT TOWN BOARD MEETING

November 26, 2013

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>2,188,483.43</u>
D - HIGHWAY	<u>407,226.97</u>
H - CAPITAL	<u>110,464.16</u>
L - LIBRARY	<u>210,984.30</u>
SB - BUSINESS IMPROVM	<u>270.00</u>
SF - FIRE DIST	<u>229,375.78</u>
SK - SIDEWALK DIST	<u>22,474.44</u>
SP-PARKS DISTRICT	125.00
SR-REFUSE DISTRICT	<u>67,684.19</u>
SS - SEWER DIST	<u>117,594.03</u>
TA - AGENCY TRUST	<u>19,100.27</u>
TE - EXPENDABLE TRUST	<u>31,312.00</u>
TOTAL	\$ <u>3,405,094.57</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 26th day of November, 2013.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that the Town Board hereby reappoints Jennifer Ahrens and Brian DeWaters for three year terms as members of the Architectural Review Board commencing January 1, 2014.

Dated: November 26, 2013

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, 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 26th day of November, 2013.

PRESENT:

WILLIAM W. MOEHLE,

Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that the Town Board hereby reappoints Beth Keigher and Coleridge Gill for three year terms as members of the Parks and Recreation Community Service Advisory Board commencing January 1, 2014.

Dated: November 26, 2013

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____

EXHIBIT NO. 6

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 26th day of November, 2013.

PRESENT:

WILLIAM W. MOEHLE,

Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that the Town Board hereby receives and files the 2014 Holiday Schedule and adopts and approves the same for calendar year 2014.

Dated: November 26, 2013

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____

EXHIBIT NO. 7

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 26th day of November, 2013.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that the Town Board hereby receives and files the 2014 Town Board Meeting Schedule and adopts and approves the same for calendar year 2014.

Dated: November 26, 2013

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, 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 26th day of November, 2013.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that a memorandum dated November 21, 2013 from Town Director of Personnel and Human Resources Gary Brandt regarding a request to authorize an amendment of the Town's Flexible Spending Account ("FSA") plan to allow for an annual rollover of \$500.00 in unused funds for all full time employees and elected officials at the end of each calendar year effective for program years beginning January 1, 2014, be received and filed together with an attachment thereto; and be it further

RESOLVED, that the Town Board hereby authorizes the amendment of the Town's FSA plan to allow for an annual rollover of \$500.00 in unused funds for all full time employees and elected officials at the end of each calendar year effective for program years beginning January 1, 2014.

Dated: November 26, 2013

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, 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 26th day of November, 2013.

PRESENT:

WILLIAM W. MOEHLE,

Supervisor

JAMES R. VOGEL
 LOUISE NOVROS
 CHRISTOPHER K. WERNER
 JASON S. DIPONZIO

Councilpersons

RESOLVED, that correspondence dated November 18, 2013 from Chief of Police Mark T. Henderson regarding a request to authorize the appointment of Lieutenant Charles David Catholdi to the rank of Captain effective December 2, 2013, at an annual salary of \$115,491.00, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the appointment of Lieutenant Charles David Catholdi to the rank of Captain effective December 2, 2013, at an annual salary of \$115,491.00.

Dated: November 26, 2013

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, 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 26th day of November, 2013.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that correspondence dated November 18, 2013 from Commissioner of Public Works Timothy E. Keef, P.E. regarding a request to authorize the transfer of \$15,600.00 from Road Repairs (D.HWY.5110 4.16) to Highway Machinery-Maintenance/Repair Services (D.HWY.5130 4.41) and to utilize \$7,700.00 from Sewer Operations (SS Sewer 8120 4.41) to provide the needed funds to repair one of the hydraulic lifts in the mechanics shop, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the transfer and use of funds set forth above.

Dated: November 26, 2013

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, 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 26th day of November, 2013.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that a memorandum dated November 19, 2013 from Director of Finance Suzanne Zaso regarding a request to authorize the Supervisor to execute an agreement with Comerica Bank to act as Trustee for the West Brighton Fire Protection District's Service Awards Program, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute an agreement with Comerica Bank to act as Trustee for the West Brighton Fire Protection District's Service Awards Program, subject to the review and approval of said agreement by the Attorney to the Town.

Dated: November 26, 2013

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, 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 26th day of November, 2013.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
CHRISTOPHER K. WERNER
JASON S. DIPONZIO

Councilpersons

RESOLVED, that a memorandum dated November 20, 2013 from Director of Finance Suzanne Zaso and Director of Personnel and Human Resources Gary Brandt regarding a request to adopt and approve the health and dental plan rates for 2014 and to authorize the Supervisor to execute agreements regarding the same, be received and filed; and be it further

RESOLVED, that the Town Board hereby adopts and approves the health and dental plan rates for 2014 and authorizes the Supervisor to execute agreements regarding the same, subject to the review and approval of said agreements by the Attorney to the Town.

Dated: November 26, 2013

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, Councilperson	Voting	_____
Christopher K. Werner, Councilperson	Voting	_____
Jason S. DiPonzio, Councilperson	Voting	_____