

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
January 13, 2016

Present:

Supervisor William Moehle
Councilmember James Vogel
Councilmember Louise Novros
Councilmember Jason DiPonzio
Councilmember Christopher Werner

Daniel Aman, Town Clerk
Kenneth Gordon, Attorney for the Town
Robert Cline, Patrol Operations Captain
Tim Keef, Commissioner of Public Works
Suzanne Zaso, Director of Finance

MEETING CALLED TO ORDER AT 7:03 PM:

PRESENTATIONS/RECOGNITIONS:

DiMarco Group

OPEN FORUM:

Judy Schwartz 179 Ashbourne Rd

APPROVAL OF AGENDA:

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros to approve the agenda

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

APPROVE AND FILE TOWN BOARD MEETING MINUTES FOR:

December 23, 2015 Town Board Meeting

Motion by Councilmember Christopher Werner seconded by Councilmember Louise Novros to approve and file the aforementioned minutes

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

PUBLIC HEARINGS:

MATTER RE:

Request from LeChase Construction Co. for temporary amendment to noise law for construction work associated with the University of Rochester's Imaging & Medical Office Building (*see Resolution #1*).

(Complete transcript available upon request)

Motion by Councilmember Christopher Werner 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

COMMUNICATIONS:

FROM:

Rabbi Nechemia Vogel dated December 21, 2015 thanking Supervisor Moehle for his participation in the Brighton Menorah Lighting.

- FROM:** James Wentworth, University of Rochester, Campus Planning dated December 8, 2015 concerning South Campus project rezoning amenity for buffer area tree plantings.
- FROM:** Andrew M, Cuomo, Governor State of NY dated December 23, 2015 to Supervisor thanking him for attending the Upstate Revitalization Award presentation to the Finger Lakes Regional Economic Development Council held December 14, 2015.
- FROM:** Rev. Luis A. Perez, Founder-Director Monroe County Prayer Initiative to Supervisor regarding the Community of Focus program.
- FROM:** Jackie Marchand dated January 9, 2016 regarding her support of the University of Rochester's drug addiction treatment center.

Motion by Councilmember Jason DiPonzio seconded by Councilmember Louise Novros to receive and file the aforementioned communications

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

COMMITTEE REPORTS:

Community Services Committee - Has not met since last Town Board meeting; Next meeting not yet scheduled.

Finance and Administrative Services – Met on 1/5/16; next meeting 1/19/16 at 3:30 PM in the Stage Conference Room at Town Hall.

Public Safety Services – Met 1/12/16; next meeting 2/9/16 at 8:00 AM in the Downstairs Meeting Room at Town Hall.

Public Works Services – Met 1/5/16; next meeting 2/2/16 at 9:00 AM in the Downstairs Meeting Room at Town Hall.

OLD BUSINESS:

NEW BUSINESS:

MATTER RE: Reading and approval of claims

Motion by Councilmember Jason DiPonzio seconded by Councilmember Christopher Werner that the Supervisor read and approve for payment the claims as set forth in Exhibit No. 2 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Appoint William W. Moehle as the official delegate of the Town for the annual business session of the Association of Towns of the State of New York to be held in New York City on February 17, 2016 (*see Resolution #2*).

Motion by Councilmember Christopher Werner 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. 3 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Accept donation from the Board of Trustees of the Jack G. Lubelle Foundation in the amount of \$1500 to support the Town of Brighton Senior Citizens Group (*see Resolution #3 and letter from Rebecca Cotter, Recreation Director*).

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. 4 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorization to transfer two (2) abandoned Right-of-Way sections of land located on Amber Street and one on Blaker Street to particular adjoining property owners (see *Resolution #4 and letter dated December 28, 2015 from Timothy Keef, P.E. Commissioner of Public Works*).

Motion by Councilmember James Vogel 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. 5 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize award of bid to lowest, responsive bidder, Arbor Tree Experts Inc., to provide rental of bucket truck and operator services (see *Resolution #5 and letter dated December 29, 2015 from Timothy E. Keef, P.E. Commissioner of Public Works*).

Motion by Councilmember James Vogel 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. 6 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize Supervisor to execute agreement with Municipal Solutions, Inc. to provide fiscal advisory and general related services for 2016 and 2017 (see *Resolution #6 and letter dated January 5, 2016 from Suzanne Zaso, Finance Director*).

Motion by Councilmember Jason DiPonzio 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: Accept donation from the Grosvenor East Townhouse Condo Association in the amount of \$100 to the Brighton Police Department (see *Resolution #7 and letter dated January 4, 2016 from Police Chief Mark Henderson*).

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. 8 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize Supervisor to execute renewal of All Seasons Work Agreement with the Monroe County Department of Transportation for Town to provide particular services along Monroe County roads located in Brighton for 2016 (see *Resolution #8 and letter dated January 4, 2016 from Timothy Keef, P.E. Commissioner of Public Works*).

Motion by Councilmember James Vogel 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: Approval of request from the Monroe County Department of Transportation to post height clearance signage at the CSX Bridge on Penfield Road (see

Resolution #9 and letter dated January 6, 2016 from Timothy Keef, P.E. Commissioner of Public Works).

Motion by Councilmember James Vogel 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. 10 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Set February 10, 2016 as Public Hearing date concerning proposed demolition of a particular property due to unsafe conditions (*see Resolution #10 and letter dated January 6, 2016 from Timothy Keef, P.E. Commissioner of Public Works*).

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. 11 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTERS OF THE SUPERVISOR:

MATTERS OF THE ATTORNEY TO THE TOWN:

MATTERS OF THE TOWN CLERK:

MATTERS OF THE BOARD:

MOTION TO GO INTO EXECUTIVE SESSION:

ADJOURNED AT 9:00 PM:

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio to adjourn at 9:00 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 13th day of January 2016 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 13th day of January, 2016.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

WHEREAS, the Town Board duly scheduled a Public Hearing to be held on the 13th day of January 2016 at 7:00 p.m., to consider the adoption of a proposed Local Law to be known as "Local Law # 1 of 2016 - 2016 FIRST TEMPORARY AMENDMENT TO NOISE CONTROL LAW" to amend temporarily the Town Code provisions regarding Noise Control to allow for certain construction work to take place after 7:00 p.m. Monday through Friday subject to certain conditions; and

WHEREAS, such public hearing was duly called and held on January 13, 2016 at 7:00 pm and all persons having an interest in the matter having had an opportunity to be heard;

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

BE IT RESOLVED, that all written comments provided to the Town at the Public Hearing held on January 16, 2016 regarding the proposed Local Law be received and filed; and

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF BRIGHTON, that pursuant to the provisions of Article 3 of the Municipal Home Rule Law of the State of New York the Town Board hereby adopts the proposed "Local Law # 1 of 2016 - 2016 FIRST TEMPORARY AMENDMENT TO NOISE CONTROL LAW" in the form as attached hereto; and it is further

RESOLVED, that the Clerk of the Town of Brighton shall within twenty days after the adoption of the Local Law file one certified copy thereof in the Office of the Town Clerk and file one certified copy in the Office of the Secretary of State of the State of New York

Dated: January 13, 2016

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

LOCAL LAW #1 OF 2016

2016 FIRST TEMPORARY AMENDMENT TO NOISE CONTROL LAW

Section 1. Title

This Local Law shall be known as the "2016 First 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 provide a temporary exemption from the Town's Noise Control Law to LeChase Construction in connection with the construction of the University of Rochester Imaging & Medical Office Building. The University of Rochester desires that the Town grant an amendment to its Noise Control Law to permit additional evening work on the project to provide adequate curing time to pour 116,000 square feet of concrete. To that end, the Town Board desires to temporarily amend the Town's Noise Control Law to permit such evening construction, so long as the LeChase Construction and its contractor/s and any subcontractor/s specifically agree to certain conditions which will minimize the impact of evening 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 (i), to read in its entirety as follows:

(i). Notwithstanding anything to the contrary in this chapter, construction consisting of concrete pours for the rooftop, third floor, second floor and first floor of the University of Rochester Imaging & Medical Office Building in the Town of Brighton (the Project), shall not constitute a violation of the Town's Noise Ordinance, regardless of whether such construction occurs within the hours permitted by Section 102-3B(5) and such work and the noise created thereby shall not be considered to be unreasonable noise, so long as the LeChase Construction and its contractor or contractors perform work only between the hours of 7:00 am and 12:00 am Monday through Friday and between 9:00 am and 6:00 pm Saturday and Sunday ("Permitted Hours"), adhere to the following conditions and to cause each of their subcontractors and suppliers to adhere to the following conditions:

- (1) That prior public notice of the Project, including specifically information relating to night time work, be provided, specifically, including but not limited to a letter sent to all surrounding property owners within 1,000 feet of the project of the date and time of a public meeting to be held prior to the commencement of work and the dates, times and nature of night work, including on site property manager's mobile telephone number; and
- (2) That due to the curing time for concrete in the colder temperatures, the 116,000 square feet of concrete to be installed will be placed in 8 individual pours no larger than approximately 14,500 square feet in size.
- (3) That concrete pours will occur 1 to 2 times per week from January 18, 2016 to February 26, 2016 and all concrete placement operations shall occur between the hours of 7am and 1pm.
- (4) That temporary lights plants will be used. The light plants will be powered by generators with a noise rating of 70 decibels measured at 50 feet. Light plants will only be used for the roof top concrete installation. The lights will be a maximum of 10 feet high and directed away from the residential property.
- (5) That the 1st, 2nd, and 3rd, floor concrete installations will utilize temporary interior LED or fluorescent lighting hung for the ceiling.
- (6) That LeChase Construction acknowledges and will abide by the Town of 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.
- (7) That provisions including specifically, but not limited to directing that Project work be performed on Saturdays and Sundays be implemented to speed the completion of night operations.
- (8) That the Project specifically prohibit the use of chop saws, jack hammers, nail guns and compressors

except inside an enclosed trailer or other structure, after 7:00 pm Monday through Friday.

- (9) The provisions of this Section 102-2B (i) may be revoked by the Town Board by local law, in the event of a violation of the conditions set forth in this Section 102-2B.

B. The provisions of Section 102-2B shall automatically terminate, if not earlier revoked, upon Substantial Completion of the concrete pours for the roof deck, third floor, second floor and first floor of the Project.

Section 4. Definition

SUBSTANTIAL COMPLETION - The date on which the above referenced concrete pours are accepted as substantially complete by The University of Rochester, but in no event later than February 26, 2016.

Section 5. Effective Date

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

Section 6. 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.

CLAIMS FOR APPROVAL AT TOWN BOARD MEETING

January 13, 2016

THAT THE CLAIMS AS SUMMARIZED BELOW HAVING BEEN APPROVED BY THE RESPECTIVE DEPARTMENT HEADS AND AUDITED BY THE CHAIR OF THE FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE ARE HEREBY APPROVED FOR PAYMENT.

A - GENERAL	\$ <u>389,557.33</u>
CS - RISK RETENTION	<u>0.00</u>
CT - TL200 ROAD IMPROV	<u>0.00</u>
D - HIGHWAY	<u>161,377.35</u>
H - CAPITAL	<u>60,049.66</u>
L - LIBRARY	<u>21,533.39</u>
SA - AMBULANCE DIST	<u>0.00</u>
SB - BUSINESS IMPROVM	<u>0.00</u>
SD - DRAINAGE DIST	<u>0.00</u>
SF - FIRE DIST	<u>0.00</u>
SK - SIDEWALK DIST	<u>0.00</u>
SL - LIGHTING DIST	<u>0.00</u>
SM - SNOW REMOVAL DST	<u>0.00</u>
SN-NEIGHBORHOOD DIST.	<u>0.00</u>
SP-PARKS DISTRICT	<u>0.00</u>
SR-REFUSE DISTRIICT	<u>67,409.76</u>
SS - SEWER DIST	<u>27,300.56</u>
SW - WATER DIST	<u>0.00</u>
TA - AGENCY TRUST	<u>5,396.50</u>
TE - EXPENDABLE TRUST	<u>0.00</u>
V - DEBT SERVICE	<u>0.00</u>
TOTAL	\$ <u>732,624.55</u>

UPON ROLL CALL MOTION CARRIED _____

APPROVED BY: _____
SUPERVISOR

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

TO THE SUPERVISOR:

I CERTIFY THAT THE VOUCHERS LISTED ABOVE WERE AUDITED BY CHAIR OF THE FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE AND APPROVED 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 13th day of January, 2016.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

BE IT RESOLVED, that the Town Board hereby renews its membership with the New York State Association of Towns for calendar year 2016; and be it further

RESOLVED, that the Town Board hereby appoints William W. Moehle as the official delegate of the Town for the annual business session of the Association of Towns of the State of New York to be held in New York City on February 17, 2016.

Dated: January 13, 2016

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 13th day of January, 2016.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

BE IT RESOLVED, that correspondence from Recreation Director Rebecca J. Cotter regarding a request to accept a donation in the amount of \$1,500.00 from the Board of Trustees of the Jack G. Lubelle Foundation, Inc. to support the Brighton Senior Citizens Group, be received and filed; and be it further

RESOLVED, that the Town Board hereby gratefully accepts the generous donation in the amount of \$1,500.00 from the Board of Trustees of the Jack G. Lubelle Foundation, Inc. to support the Brighton Senior Citizens Group.

Dated: January 13, 2016

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
13th day of January, 2016.

PRESENT:

WILLIAM W. MOEHLE,

Supervisor

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

Councilpersons

BE IT RESOLVED, that correspondence dated December 28, 2015 from Commissioner of Public Works Timothy E. Keef, P.E. regarding a request to authorize the Supervisor to execute deeds and related documents to transfer ownership of certain abandoned streets known as Amber Street and Blaker Street to the adjacent land owners Jane Doyle (Amber Street) and Mary Ann Ali (Blaker Street), be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute deeds and related documents to transfer ownership of certain abandoned streets known as Amber Street and Blaker Street to the adjacent land owners Jane Doyle (Amber Street) and Mary Ann Ali (Blaker Street), subject to the review and approval of the deeds and related documents by the Attorney to the Town.

Dated: January 13, 2016

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 13th day of January, 2016.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

BE IT RESOLVED, that correspondence dated December 29, 2015 from Commissioner of Public Works Timothy E. Keef, P.E. regarding a request to authorize the Supervisor to execute an agreement with Arbor Tree Experts, Inc. as the lowest responsive and responsible bidder to provide rental of a bucket truck and operator service at the rate of \$148.78 per hour not to exceed 200 hours and \$29,756.00, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute an agreement with Arbor Tree Experts, Inc. as the lowest responsive and responsible bidder to provide rental of a bucket truck and operator service at the rate of \$148.78 per hour not to exceed 200 hours and \$29,756.00.

Dated: January 13, 2016

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 13th day of January, 2016.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

BE IT RESOLVED, that correspondence dated January 5, 2016 from Director of Finance Suzanne Zaso and a letter agreement dated December 9, 2015, from Jeffrey R. Smith, President Municipal Solutions Inc., both regarding a request to authorize the Supervisor to execute an agreement with Municipal Solutions, Inc. for professional financial services and fiscal advising services for calendar years 2016 and 2017, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a letter agreement with Municipal Solutions, Inc. for professional financial services and fiscal advising services for calendar years 2016 and 2017, upon the terms and conditions set forth in the above referenced letter agreement.

Dated: January 13, 2016

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 13th day of January, 2016.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

BE IT RESOLVED, that correspondence dated December 22, 2015 from Chief of Police Mark T. Henderson regarding a request to accept a donation in the amount of \$100.00 from the Grosvenor East Townhouse Condo Association to the Brighton Police Department, be received and filed; and be it further

RESOLVED, that the Town Board hereby gratefully accepts the generous donation in the amount of \$100.00 from the Grosvenor East Townhouse Condo Association to the Brighton Police Department.

Dated: January 13, 2016

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 13th day of January, 2016.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

BE IT RESOLVED, that correspondence dated January 4, 2016 from Commissioner of Public Works Timothy E. Keef, P.E. regarding a request to authorize the Supervisor to execute an All Seasons Work Agreement with the Monroe County Department of Transportation for calendar year 2016 reimbursing the Town for work to be performed along County Roads in the Town of Brighton, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute an All Seasons Work Agreement with the Monroe County Department of Transportation for calendar year 2016 reimbursing the Town for work to be performed along County Roads in the Town of Brighton.

Dated: January 13, 2016

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 13th day of January, 2016.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

BE IT RESOLVED, that correspondence dated January 6, 2016 from Commissioner of Public Works Timothy E. Keef, P.E. regarding a request by the County of Monroe Department of Transportation pursuant to New York State Vehicle and Traffic Laws Sections 1651 and 1652-a to post a new height clearance sign at the CSX Bridge on Penfield Road, be received and filed; and be it further

RESOLVED, that the Town Board hereby consents pursuant to the New York State Vehicle and Traffic Laws Sections 1651 and 1652-a to the installation of the above sign by the County of Monroe Department of Transportation with the understanding that the cost of installation, maintenance, repair and removal and any and all traffic engineering costs with be paid for by the County.

Dated: January 13, 2016

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 13th day of January, 2016.

PRESENT:

WILLIAM W. MOEHLE,

Supervisor

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

Councilpersons

WHEREAS the Town Board is in receipt of correspondence dated January 6, 2016 from Commissioner of Public Works Timothy E. Keef, P.E., and a letter report dated January 6, 2016 from Town Engineer Michael E. Guyon, P.E. together with a proposed Letter and Notice to the owners and lien holders of record regarding a request pursuant to Chapter 51 of the Town Code that the Town Board declare property at 33 Remington Parkway to be unsafe, order its demolition and removal and set a public hearing on the same for February 10, 2016 , and

WHEREAS the Town Board has reviewed the findings and recommendations of the above referenced report, has considered the same and has determined in its opinion that the buildings and structures on said premises are dangerous and unsafe and should be demolished and removed, now it is hereby

RESOLVED that correspondence dated January 6, 2016 from Commissioner of Public Works Timothy E. Keef, P.E., and a letter report dated January 6, 2016 from Town Engineer Michael E. Guyon, P.E. together with a proposed Letter and Notice to the owners and lien holders of record regarding a request pursuant to Chapter 51 of the Town Code that the Town Board declare property at 33 Remington Parkway to be unsafe, order its demolition and removal and set a public hearing on the same for February 10, 2016, be received and filed, and be it further

RESOLVED, that the Town Board hereby orders the demolition and removal of the building and structures located at 33 Remington Parkway in the Town of Brighton, County of Monroe, State of New York (Tax Account #147.16-2-4) pursuant to the provisions of Chapter 51 of the Brighton Town Code, and be it further

RESOLVED, that a public hearing on the demolition and removal of said building and structure be held at the Brighton Town Hall, 2300 Elmwood Avenue, Town of Brighton, County of Monroe, State of New York at 7:00 p.m. or as soon thereafter as the matter may be heard on the 10th day of February 2016; and be it further

RESOLVED, that notice of the order of the Town Board and of the public hearing on the demolition and removal of said building and structure shall be served, filed and posted in the manner and on the persons and places as set forth in Chapter 51 of the Town Code; and be it further

RESOLVED, that the town shall be reimbursed for all costs of work performed or services rendered by assessment and levy on the real property on which such violation occurred, including but not limited to the cost of actually removing said building or structure. The expense so assessed shall constitute a lien and charge on the real property on which it is levied until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other town charges.

Dated: January 13, 2016

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