

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  
March 23, 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  
Mark Henderson, Chief of Police  
Ramsey Boehner, Town Planner  
Andrew Robinson, Budget Officer

**MOTION TO GO INTO EXECUTIVE SESSION AT 6:30 PM:**

**MATTER RE:** Employment of particular people

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio to go into executive session to discuss employment of a particular person.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MOTION TO EXIT EXECUTIVE SESSION AT 7:13 PM:**

Motion by Councilmember Jason DiPonzio seconded by Councilmember Christopher Werner to come out of executive session at 7:13 PM

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MEETING CALLED TO ORDER AT 7:17 PM:**

**OPEN FORUM:**

Joshua Barouth – Monroe County Legislator  
Judy Schwartz – 179 Ashbourne Rd

**APPROVAL OF AGENDA:**

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

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

March 9, 2016 Town Board Meeting

Motion by Councilmember Louise Novros seconded by Councilmember Jason DiPonzio to approve and file the aforementioned minutes

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**PUBLIC HEARINGS:**

**BIDS:**

**MATTER RE:**

Approval to solicit for proposals to provide construction services and materials to replace existing roof top HVAC unit currently serving the Brighton Memorial

Library (see Resolution #1 and letter dated March 9, 2016 from Michael Guyon, P.E. Town Engineer).

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

**COMMUNICATIONS:**

**FROM:** Brighton Town Justices Karen Morris and John A. Falk to Supervisor and members of the Town Board dated March 7, 2016 submission of 2015 Town Court Annual Report.

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

**COMMITTEE REPORTS:**

Community Services Committee - Met on 3/16/16; Next meeting 4/20/16 at 9:30 AM at Brookside School.  
Finance and Administrative Services – Met on 3/15/16; next meeting 4/5/16 at 3:30 PM in the Stage Conference Room at Town Hall.

Public Safety Services – Has not met since last Town Board Meeting; next meeting 4/12/16 at 8:00 AM in the Downstairs Meeting Room at Town Hall.

Public Works Services – Has not met since last Town Board Meeting; next meeting 4/5/16 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:** Set April 27, 2016 as Public Hearing date to consider removal of trees determined to be of poor health located at #764 S.Grosvenor Rd, #155 Chelmsford Rd. and #59 Elwell Dr. (see Resolution #2 and letter dated March 14, 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. 3 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Approval to accept donation in the amount of \$10.00 from Rhoda and Bob Michiel (see Resolution #3 and memorandum dated March 11, 2016 from Dan Aman, Town Clerk).

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. 4 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Approval to declare particular highway equipment as surplus and authorize disposal of same through municipal auction program (*see Resolution #4 and letter dated March 11, 2016 from Timothy Anderson, Deputy Highway Superintendent*).

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. 5 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Approval of bid award to Espana Enterprises LLC to provide services associated with the 2016 Brighton Consolidated Sidewalk District repair project and Townwide Sidewalk Repair Program, along with authorization for Supervisor to execute any associated documents and any necessary change orders that collectively do not exceed twenty percent of the awarded contract price (*see Resolution #5 and letter dated March 16, 2016 from Michael Guyon, P.E. Town Engineer*).

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. 6 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute, along with a related Certificate of Exemption, a Stormwater Maintenance, Sanitary Sewer, Ingress/Egress Easement Agreement and a Release Declaration of Restrictive Covenant form (TP-584) for the Jewish Sr. Life project (*see Resolution #6 and letter dated March 11, 2016 from Michael Guyon, P.E. Town Engineer*).

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. 7 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Set April 27, 2016 as Public Hearing date for proposed Parking Restrictions for Glen Road Local Law (*see Resolution #7 and letter dated March 14, 2016 from Timothy Keef, P.E. Commissioner of Public Works*).

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. 8 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Approval to transfer \$5,315 from the Highway Snow/Ice Control Account into the Highway Machinery Equipment Account to support the purchase of a replacement sidewalk snow blower tractor attachment (*see Resolution #8 and letter dated March 14, 2016 from Timothy Anderson, Deputy Highway Superintendent*).

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. 9 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute an agreement with S.M. Gallivan for brush & leaf grinding with removal services at no cost to the Town (see *Resolution #9 and letter dated March 14, 2016 from Timothy Keef, Commissioner of Public Works*).

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. 10 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MATTER RE:** Authorize Supervisor to execute construction agreement Nunc pro tunc in the amount of \$96,500 with Skanex Pipe Services Inc. to provide lining services for the Fairfield Dr. drainage culvert along with a change order in the amount of \$810 to support cost of rental equipment not included in the original scope of work (see *Resolution #10 and letter dated March 14, 2016 from Mike Guyon Town Engineer*).

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. 11 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

Supervisor Moehle recused himself from the next matter as his wife works for one of the DiMarco Group entities. The Supervisor turned the Chair over to Councilmember James Vogel and left the room. Councilmember Vogel then proceeded with the meeting for this matter.

**MATTER RE:** Receive and file Planning Board Advisory Report dated March 16, 2016 on the DiMarco Group's Incentive Zoning Application for property located at 1925 S. Clinton Avenue (see *Resolution #11 and letter dated March 16, 2016 from Ramsey Boehner, Executive Secretary, Planning Board*).

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. 12 attached

UPON ROLL CALL VOTE the following vote was recorded. 4 Yes, 1 recued. Supervisor Moehle recused. Councilmember Vogel Yes, Councilmember Novros Yes, Councilmember Diponzio Yes and Councilmember Werner Yes. Motion Carried

Supervisor Moehle rejoined the meeting.

**MATTER RE:** Set April 27, 2016 as Public Hearing date for proposed amendments to Chapter 147 of the Town Code, Sewer Rents (see *Resolution #12 and letter dated March 17, 2016 from Ramsey Boehner, Town Planner*).

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. 13 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 AT 8:10 PM:**

Motion by Councilmember James Vogel seconded by Councilmember Louise Novros to go into executive session to discuss employment of a particular person.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**MOTION TO EXIT EXECUTIVE SESSION AT 8:53 PM:**

Motion by Councilmember Jason DiPonzio seconded by Councilmember James Vogel to come out of executive session at 8:53 PM

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

**ADJOURNED AT 8:53 PM:**

Motion by Councilmember Christopher Werner seconded by Councilmember James Vogel to adjourn at 8:53 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 23th day of March 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 23rd day of March, 2016.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**BE IT RESOLVED**, that correspondence dated March 9, 2016 from Town Engineer Michael E. Guyon, P.E. regarding a request to authorize the solicitation of bids for construction services necessary to replace an existing roof top HVAC Unit serving the Brighton Memorial Library, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Town Engineer to solicit bids for construction services necessary to replace an existing roof top HVAC Unit serving the Brighton Memorial Library.

Dated: March 23, 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	_____

CLAIMS FOR APPROVAL AT TOWN BOARD MEETING

March 23, 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>\$315,325.20</u>
D - HIGHWAY		<u>\$116,796.01</u>
H - CAPITAL		<u>\$7,982.41</u>
L - LIBRARY		<u>\$39,635.81</u>
SF - FIRE DIST		<u>\$923.96</u>
SS - SEWER DIST		<u>\$57,407.39</u>
TA - AGENCY TRUST		<u>\$45,270.75</u>
TOTAL	\$	<u>583,341.53</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 THE 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

EXHIBIT NO 3

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 23rd day of March, 2016.

PRESENT:

WILLIAM W. MOEHLE,  
Supervisor

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

**BE IT RESOLVED**, that correspondence dated March 14, 2016 from Commissioner of Public Works Timothy E. Keef, P.E. regarding a request that the Town Board set a public hearing pursuant to Chapter 175 of the Town Code to consider the removal of a 49 inch Silver Maple located in front of 764 South Grosvenor Road, a 32 inch Norway Maple in front of 155 Chelmsford Road and a 47 inch Silver Maple in front of 59 Elwell Drive, together with correspondence dated March 9, 2016 from Secretary of the Brighton Tree Council Rick DiStefano and the Tree Hazard Evaluation Forms regarding each said tree, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby sets a public hearing for April 27, 2016 to be held at the Brighton Town Hall, 2300 Elmwood Avenue, Town of Brighton, County of Monroe, State of New York for 7:00 p.m. or as soon thereafter as the matter may be heard pursuant to Chapter 175 of the Brighton Town Code to consider the removal of the above referenced trees, and be it further

**RESOLVED**, that the Commissioner of Public Works shall provide notice of said hearing and proposed removal in accordance with the provisions of Section 175-8 of the Town Code.

Dated: March 23, 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 23rd day of March, 2016.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**BE IT RESOLVED**, that a memorandum dated March 11, 2016 from Town Clerk Daniel Aman regarding a request to authorize the acceptance of a donation of ten dollars from Rhonda and Bob Michiel in appreciation of the exceptional customer service they received from the Office of the Town Clerk, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes and gratefully accepts the donation of ten dollars from Rhonda and Bob Michiel in appreciation of the exceptional customer service they received from the Office of the Town Clerk.

Dated: March 23, 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 23rd day of March, 2016.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**BE IT RESOLVED**, that correspondence dated March 11, 2016 from Deputy Highway Superintendent Timothy J. Anderson regarding a request to authorize the disposition of certain surplus equipment consisting of a 2002 Sterling Dump Truck (Asset #H94326), Tenco Front Plow (Asset # 00957) and Tenco Right Wing Plow (Asset #00958) through municipal auction, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby declares the above enumerated assets to be surplus and directs the disposition of the same through municipal auction as proposed in the above referenced correspondence.

Dated: March 23, 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 23rd day of March, 2016.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**BE IT RESOLVED**, that correspondence dated March 16, 2016 from Town engineer Michael E. Guyon, P.E. regarding a request to authorize the Supervisor to execute a contract with Espana Enterprises, LLC to provide services associated with the 2016 Brighton Consolidated Sidewalk District and Townwide Sidewalk Repair Programs for a lump sum prices not to exceed \$144,975.00, \$131,950 for the District and \$13,025 for the Townwide Sidewalks, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute a contract with Espana Enterprises, LLC to provide services associated with the 2016 Brighton Consolidated Sidewalk District and Townwide Sidewalk Repair Programs for lump sum prices not to exceed \$144,975.00, \$131,950 for the District and \$13,025 for the Townwide Sidewalks, and to execute such change orders as are necessary that do not collectively exceed twenty percent of the awarded contract prices for the District or for the Townwide Sidewalks, as the case may be subject to the review and approval of said contract by the Attorney to the Town.

Dated: March 23, 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 23rd day of March, 2016.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**BE IT RESOLVED**, that correspondence dated March 11, 2016 from Town engineer Michael E. Guyon, P.E. regarding a request to authorize the Supervisor to execute easement agreements and a termination and release of a restrictive covenant regarding stormwater management in connection with the Jewish Senior Life Incentive Zoning project, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute Stormwater Maintenance, Sanitary Sewer and Ingress/Egress easement agreements and a termination and release of a restrictive covenant regarding stormwater management together with any related documents in connection with the Jewish Senior Life Incentive Zoning project subject to the review and approval of said agreements by the Attorney to the Town.

Dated: March 23, 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	_____

EXHIBIT NO 8

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 23rd day of March, 2016.

PRESENT:

WILLIAM W. MOEHLE,  
Supervisor

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

BE IT RESOLVED, that correspondence dated March 14, 2016 from Commissioner of Public Works Timothy E. Keef, P.E. together with the attached signage plan and aerial photo regarding a request to set a public hearing to consider proposed modified parking restrictions along Glen Road, be received and filed; and be it further

RESOLVED, that the Town Board hereby sets April 27, 2016 at 7:00 p.m. or as soon thereafter as the matter can be heard for a public hearing to be held at Brighton Town Hall, 2300 Elmwood Avenue, in the Town of Brighton, County of Monroe to consider a local law to modify parking restrictions on Glen Road as set forth in the correspondence referenced above, and hereby directs the Town Clerk to publish and post notice of said public hearing as is required by law.

Dated: March 23, 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 OF 2016**

**PARKING RESTRICTIONS FOR GLEN ROAD LOCAL LAW**

Section 1. Title

This Local Law shall be known as the Parking Restrictions for Glen Road Local Law of the Town of Brighton.

Section 2. Purpose and Intent

It is the purpose and intent of this Local Law to modify the existing parking and parking restrictions currently in place along Glen Road to promote vehicle and pedestrian safety.

Section 3. Amendments to the Town Code

- A. Section 185-46 and Section 185-49 are hereby amended to delete the existing parking restrictions on Glen Road.
- B. Section 185-46 is hereby amended to add the following parking restrictions on Glen Road:

NAME OF STREET	SIDE	LOCATION
Glen Road	West	From the intersection of the east/west split of Glen Road, 160 feet generally west.
Glen Road	East	From the intersection of the east/west split of Glen Road, 150 feet generally west.
Glen Road	West	From the end of the dedicated roadway near the entrance to Corbett's Glen Park, 300 feet generally south.
Glen Road	East	From the end of the dedicated roadway, near the entrance to Corbett's Glen Park, 250 feet generally south.

Section 4. 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.

Section 5. Effective Date

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

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 23rd day of March, 2016.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**BE IT RESOLVED**, that correspondence dated March 14, 2016 from Deputy Highway Superintendent Timothy J. Anderson regarding a request to authorize the transfer of \$5,315.00 from the Highway Snow/Ice Control - Salt Account (D.HWY 5142 4.09) to the Highway Machinery - Highway Equipment Account (D.HWY 5130 2.30) to be used to purchase a replacement snow blower attachment for a Kubota sidewalk tractor, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the transfer of \$5,315.00 from the Highway Snow/Ice Control - Salt Account (D.HWY 5142 4.09) to the Highway Machinery - Highway Equipment Account (D.HWY 5130 2.30) to be used to purchase a replacement snow blower attachment for a Kubota sidewalk tractor.

Dated: March 23, 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 23rd day of March, 2016.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**BE IT RESOLVED**, that correspondence dated March 14, 2016 from Commissioner of Public Works Timothy E. Keef, P.E. regarding a request to authorize the Supervisor to execute a contract with S.M. Gallivan, LLC to provide brush and leaf grinding and removal services at no cost to the Town for the period commencing April 1, 2016 through March 31, 2018 with an option on the part of the Town to extend said contract for an additional year, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute a contract with S.M. Gallivan, LLC to provide brush and leaf grinding and removal services at no cost to the Town for the period commencing April 1, 2016 through March 31, 2018 with an option on the part of the Town to extend said contract for an additional year, subject to the review and approval of said contract by the Attorney to the Town.

Dated: March 23, 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 23rd day of March, 2016.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor  
JAMES R. VOGEL  
LOUISE NOVROS  
CHRISTOPHER K. WERNER  
JASON S. DIPONZIO,  
Councilpersons

**BE IT RESOLVED**, that correspondence dated March 14, 2016 from Town Engineer Michael E. Guyon, P.E. regarding a request to authorize the Supervisor to execute a contract nunc pro tunc with Skanex Pipe Services, Inc. in the amount of \$96,500.00 for pipe lining services on Fairfield Drive and to further authorize the Supervisor to execute a change order of \$810.00 for rental equipment provided by the Contractor which was not originally included in the scope of work, be received and filed; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute a contract nunc pro tunc with Skanex Pipe Services, Inc. in the amount of \$96,500.00 for pipe lining services on Fairfield Drive and further authorizes the Supervisor to execute a change order of \$810.00 subject to the review and approval of said contract by the Attorney to the Town.

Dated: March 23, 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 23rd day of March, 2016.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

**BE IT RESOLVED**, that correspondence dated March 16, 2016 from Executive Secretary of the Planning Board Ramsey A. Boehner regarding the Planning Board's Advisory Report regarding the Incentive Zoning Proposal for property located at 1925 South Clinton Avenue and the related materials submitted therewith, be received and filed.

Dated: March 23, 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 23rd day of March, 2016.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

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

Councilpersons

**BE IT RESOLVED**, that correspondence dated March 17, 2016 from Town Planner Ramsey A. Boehner regarding a request to set a public hearing to consider proposed amendments to Town Code Section 147 regarding Sewer Rents together with a March 1, 2016 Memorandum from Commissioner of Public Works Timothy E. Keef, P.E. and a draft of a Local Law to be known as the "Sewer Rents Amendments Local Law for the Town of Brighton", be received and filed; and be it further

**RESOLVED**, that the Town Board hereby sets April 27, 2016 at 7:00 p.m. or as soon thereafter as the matter can be heard as the date and time for a public hearing at the Brighton Town Hall, 2300 Elmwood Avenue, Town of Brighton, County of Monroe to consider proposed amendments to Town Code Section 147 regarding Sewer Rents to be known as the "Sewer Rents Amendments Local Law for the Town of Brighton", and hereby directs the Town Clerk to post and publish notice of such public hearing as is required by law.

Dated: March 23, 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	_____