

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
February 22, 2017

Present:

Supervisor William Moehle
Councilmember James Vogel
Councilmember Jason DiPonzio

Daniel Aman, Town Clerk
Kenneth Gordon, Attorney for the Town
Mark Henderson, Chief of Police
Tim Keef, Commissioner of Public Works
Suzanne Zaso, Director of Finance

MEETING CALLED TO ORDER AT 7:05 PM:

PRESENTATIONS/RECOGNITIONS:

OPEN FORUM:

APPROVAL OF AGENDA:

Motion by Councilmember James Vogel seconded by Councilmember Jason DiPonzio to approve the agenda with removal of bond resolution as four councilmembers required for approval

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

APPROVE AND FILE TOWN BOARD MEETING MINUTES FOR:

December 14, 2016 Town Board Meeting
December 28, 2016 Town Board Meeting
January 3, 2017 Organizational Meeting

Motion by Councilmember Jason DiPonzio seconded by Councilmember James Vogel to approve and file the aforementioned minutes

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

PUBLIC HEARINGS:

MATTER RE: Proposed Cable Franchise Agreement with Time Warner Cable Northeast, LLC (locally known as Charter Communications).

(Complete transcript under separate cover)

Matter Held

BIDS:

COMMUNICATIONS:

FROM: Amy Meredith to Supervisor regarding proposed project known as Whole Foods Plaza.

FROM: Ben Werzinger to Supervisor dated February 8, 2017 regarding proposed project known as Whole Foods Plaza.

FROM: Penflex, Inc. dated February 3, 2017 regarding Service Award Program 2016 Annual Report for the West Brighton Fire Protection District (*Report available for review in Town Clerk's Office*).

- FROM:** Barbara Sforza, Director of Business Administration dated February 6, 2017 regarding Brighton Volunteer Ambulance Annual Financial Statement for year ending 2016 (*Report available for review in Town Clerk's Office*).
- FROM:** Lawrence M. Howk, Treasurer, Brighton Fire District dated February 10, 2017 regarding Annual Financial Statement for year ending 2016 (*Report available for review in Town Clerk's Office*).
- FROM:** Hossein Hadian to Supervisor dated February 8, 2017 regarding proposed project known as Whole Foods Plaza.

Motion by Councilmember James Vogel seconded by Councilmember Jason DiPonzio to receive and file the aforementioned communications

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

COMMITTEE REPORTS:

Community Services Committee – Met on 1/18/17; next meeting 2/28/17 at 9:30 AM at Brookside School.
 Finance and Administrative Services – Met on 2/14/17; next meeting 2/28/17 at 3:30 PM in the Downstairs Meeting Room at Town Hall.
 Public Safety Services – Met 2/14/17; next meeting 3/14/17 at 8:00 AM in the Downstairs Meeting Room at Town Hall.
 Public Works Services – Has not met since the last Town Board meeting; next meeting 3/7/17 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 James Vogel that the Supervisor read and approve for payment the claims as set forth in Exhibit No. 1 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize Supervisor to execute consent form agreeing to Brighton Central School District (BCSD) as Lead Agency relating to their 2017 BCSD Facilities Improvement project (*see Resolution #1 and letter dated February 9, 2017 from Ramsey Boehner, Environmental Review Liaison Officer*).

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. 2 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Approval for budget transfer in the amount of \$250 to support purchase of desktop printer for the Office of the Fire Marshal (*see Resolution #2 and letter dated February 7, 2017 from Timothy Keef, P.E., 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. 3 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Approval to declare particular Highway Department equipment as surplus and disposed of through municipal auction, and to transfer two (2) 2016 Bobcat skid steer loaders included therein, as part of the Bobcat Buy-Back program to obtain two (2) new 2017 models (*see Resolution #3 and letter dated February 9, 2017 from Timothy Anderson, Deputy High Superintendent*).

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. 4 attached

UPON ROLL CALL VOTE MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize Supervisor to execute agreement with lowest, responsive and responsible bidder, Caccamise Electric Corp. to provide street light maintenance services (*see Resolution #4 and letter dated February 13, 2017 from Timothy Keef, P.E. Commission or 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: Approval to adopt order from the New York State Comptroller's Office dated January 18, 2017 establishing the Susquehanna Road & Northumberland Road Drainage District (*see Resolution #5 and letter dated February 10, 2017 from Daniel 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. 6 attached

UPON ROLL CALL VOTE MOTION UNANIMOUSLY CARRIED

MATTER RE: Receive and file communication with enclosed Supplemental Draft Environmental Impact Statement (SDEIS) from Passero Associates dated February 14, 2017 for the proposed project known as Whole Foods Plaza and forward to Town consultant, Stantec Engineering for recommendation concerning completeness and adequacy for public review (*see Resolution #6 and associated documents dated February 14, 2017 from Ramsey Boehner, Environmental Review Liaison and Jess D. Sudol, P.E. Passero Associates*).

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. 7 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 8:12 PM:

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

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorize the amendment of the Town's Personnel Policy regarding the compensation for Police Captains (see Resolution Exec1 and letter dated February 6, 2017 from Mark Henderson, Police Chief)

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. 8 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MATTER RE: Authorizing the hiring of Thomas Tette as a part-time Assistant Fire Marshal (see Resolution Exec2 and letter dated February 13, 2017 from Tim 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. 9 attached

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

MOTION TO EXIT EXECUTIVE SESSION AT 8:42 PM:

Motion by Councilmember James Vogel seconded by Councilmember Jason DiPonzio to come out of executive session.

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

ADJOURNED AT 8:42 PM:

Motion by Councilmember James Vogel seconded by Councilmember Jason DiPonzio to adjourn at 8:42 PM

UPON ROLL CALL VOTE

MOTION UNANIMOUSLY CARRIED

CERTIFICATION:

I, Daniel Aman, 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 22th February 2017 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 8th day of February, 2017.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

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

Councilpersons

BE IT RESOLVED, that a memorandum dated January 30, 2017 from Assistant to the Supervisor MaryAnn Hussar and pursuant to Section 626 of Title VI of the New York State Cable Communication Policy Act, regarding a request to set a public hearing to consider a Franchise Agreement between the Town and Time Warner Cable Northeast LLC, locally known as Charter Communications, together with a proposed Franchise Agreement be received and filed; and it is further

RESOLVED, that the Town Board hereby sets a public hearing to consider said Franchise Agreement for February 22, 2017 at 7:00 p.m. at Brighton Town Hall, 2300 Elmwood Avenue, Town of Brighton, County of Monroe, State of New York, and at said hearing the agenda therefore shall be as follows:

1. Opening of Public Hearing by Supervisor
2. Certification of Public Notice by Town Clerk
3. Presentation by Representative/s of Time Warner Cable
Northeast LLC
4. Public Comments
5. Town Board Comments
6. Closing of the Public Hearing by the Supervisor.

and it is further

RESOLVED, that notice of said public hearing shall be posted, published and delivered as is required by law and said proposed renewal agreement shall be available for inspection at the Office of the Town Clerk at Brighton Town Hall.

Dated: February 8, 2017

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

February 22, 2017

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>457,903.34</u>
D - HIGHWAY		<u>37,309.76</u>
H - CAPITAL		<u>275.06</u>
L - LIBRARY		<u>140,989.44</u>
SA - AMBULANCE DIST		<u>247,000.00</u>
SF - FIRE DIST		<u>288,046.71</u>
SS - SEWER DIST		<u>7,438.02</u>
TA - AGENCY TRUST		<u>4,655.46</u>
TOTAL	\$	<u>1,183,617.79</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

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 22nd day of February, 2017.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor
JAMES R. VOGEL
JASON S. DIPONZIO,
Councilpersons

BE IT RESOLVED, that correspondence dated February 9, 2017 from Town Planner Ramsey A. Boehner and correspondence dated February 6, 2017 from Superintendent of the Brighton Central School District Kevin McGowan and the enclosures therewith all regarding the School District's intent to become lead agency pursuant to the New York State Environmental Quality Review Act ("SEQRA) for the proposed Brighton Facilities Improvement Project, be received and filed; and be it further

RESOLVED, that the Town Board hereby consents to the Brighton Central School District acting as lead agency under SEQRA for the proposed Brighton Facilities Improvement Project and authorizes the Supervisor to execute the Lead Agency Consent form agreeing to allow the Brighton Central School District to act as lead agency for the above referenced project.

Dated: February 22, 2017

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, 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 22nd day of February, 2017.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
JASON S. DIPONZIO
Councilpersons

RESOLVED, that correspondence dated February 7, 2017 from Commission of Public Works, Timothy Keef, P.E. regarding a request to authorize a budget transfer of \$250.00 from the Department of Public Works Maintenance/Repair account (A.DPW.3410 4.41) to the Department of Public Works Office Equipment account (A.DPW.3410 2.11) to provide available funds for the purchase of one printer/scanner/fax machine, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes a budget transfer of \$250.00 from the Department of Public Works Maintenance/Repair account (A.DPW.3410 4.41) to the Department of Public Works Office Equipment account (A.DPW.3410 2.11) to support the purchase of a printer/scanner/fax machine for the Fire Marshal's office.

Dated: February 22, 2017

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, 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 22nd day of February, 2017.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor
JAMES R. VOGEL
JASON S. DIPONZIO
Councilpersons

BE IT RESOLVED, that correspondence dated February 9, 2017 from Deputy Highway Superintendent Timothy J. Anderson regarding a request that the Town Board declare certain Highway Department equipment as enumerated in said correspondence to be surplus and to authorize the disposition of the same in the manner set forth therein, be received and filed; and be it further

RESOLVED, that the Town Board hereby declares certain Highway Department equipment as enumerated in the above referenced correspondence to be surplus and authorizes the disposition of the same in the manner set forth therein; and be it further

RESOLVED, that in connection with the disposition of the 2016 Bobcat skid steer loaders, the Town to purchase two new 2017 Bobcat skid steer loaders under the Bobcat equipment buyback program.

Dated: February 22, 2017

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, 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 22nd day of February, 2017.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
JASON S. DIPONZIO
Councilpersons

RESOLVED, that correspondence dated February 13, 2017 from Commissioner of Public Works, Timothy Keef, P.E. to execute a contract with Caccamise Electric Corporation, as the lowest responsive and responsible bidder to provide street light maintenance services for the calendar year 2017 in an amount not to exceed \$9,400.00, be received and filed; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract with Caccamise Electric Corporation as the lowest responsive and responsible bidder for said work as outlined above for calendar year 2017, with the option on the part of the Town, to renew said contract for up to three additional one year periods subject to the review and approval of the form of said contract by the Attorney to the Town.

Dated: February 22, 2017

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, 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 22nd day of February, 2017.

PRESENT:

WILLIAM W. MOEHLE,

Supervisor

JAMES R. VOGEL
JASON S. DIPONZIO

Councilpersons

WHEREAS, a Map, Plan and Report regarding the formation of the Susquehanna Road & Northumberland Road Drainage District was filed in the Town Clerk's office on April 8, 2016 and a petition requesting the formation of said District was signed by residents representing in excess of one half of the assessed value of all residential taxable parcels in the proposed District, all pursuant to the provisions of Article 12 of the New York State Town Law; and

WHEREAS, the proposed District will provide a mechanism to fund proposed drainage improvements the cost of which will be distributed among the parcels that benefit from the proposed improvements. Said proposed District is to include six properties on Susquehanna Road and six properties on Northumberland Road. The proposed improvements include the installation of approximately 430 feet of twelve inch storm sewer and six storm inlets which will all connect to an existing storm sewer on Brooklawn Drive. It is estimated that the total cost of the construction for this project will not exceed \$23,000.00 which cost is to be bonded for a twenty year term at an estimated interest rate of 4.25% which would result in an approximate annual cost per single family home in the proposed District of \$160.00 the computation of which is set forth in detail in the Map, Plan and Report on file with the Town Clerk; and

WHEREAS, correspondence dated April 20, 2016 from Junior Engineer Chad Roscoe regarding formation of the proposed District and the above referenced petition was received and filed on April 27, 2016; and

WHEREAS, the Town Board held a public hearing to consider the formation of said proposed District on May 25, 2016 at 7:00 p.m. at Brighton Town Hall, 2300 Elmwood Avenue, in the Town of Brighton, County of Monroe and State of New York and all persons who have an interest in said proposed District formation having had an opportunity to be heard; now, it is hereby

WHEREAS, the Town Board at its May 25, 2016 meeting made the following findings:

1. The petition was signed and acknowledged as required by law;
2. All of the property and property owners within the proposed district are benefited thereby;
3. All of the property and the property owners benefited are included within the limits of the proposed district; and
4. It is in the public interest to form the proposed district; and it is further hereby; and

WHEREAS, the Town Board on May 25, 2016 approved the establishment of the above referenced district and authorized the Town Supervisor and the Town Clerk to execute and verify an application to be submitted to the New York State Department of Audit and Control for permission to create the above referenced district pursuant to New York State Town Law Section 194(3)(a), and

WHEREAS, on January 17, 2017 Thomas A. Di Napoli as Comptroller of the State of New York by Deputy Comptroller Gabriel F. Deyo pursuant to the provisions of Town Law Section 194 issued an Order authorizing the establishment of the aforementioned district, which order is presented herewith under cover letter from Town Clerk Dan Aman, now be it

RESOLVED, that the State Comptroller's order establishing the

ORDERED, that the Susquehanna Road & Northumberland Road Drainage District be and hereby is established pursuant to the provisions and in accordance with the boundaries thereof as are set forth in the above referenced adopted map, plan and report, and it is hereby further

RESOLVED, that Brighton Town Clerk Daniel Aman, in accordance with Town Law Article 12, is directed to file a certified copy of this order with the County of Monroe Clerk's Office and that a certified copy of this order be submitted for filing with the State of New York Office of the State Comptroller.

Dated: February 22, 2017

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, 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 22nd day of February, 2017.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
JASON S. DIPONZIO

Councilpersons

<p>Full Supplemental Draft Environmental Impact Statement can be viewed in the Town Clerk's Office, Office of the Department of Public Works and on our Town website at www.townofbrighton.org</p>
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WHEREAS, the Daniele Family Companies submitted an application for Incentive Zoning for a proposal now known as the Whole Foods Plaza that was received by the Town Board on February 25, 2015; and,

WHEREAS, following receipt of the proposal and pursuant to the NYS Environmental Quality Review Act (SEQRA), the Town Board declared itself to be lead agency for the environmental review of the project, directed a coordinated review of the proposal and on September 9, 2015 conducted a scoping hearing to hear comments concerning the proposed scope of the environmental review with written comments on the proposed scope accepted through September 11, 2015; and

WHEREAS, the Town Board adopted the final scope for development of the Draft Environmental Impact Statement (DEIS), on September 24, 2015; and,

WHEREAS, the developer submitted a DEIS for the project, dated January 20, 2016; and,

WHEREAS, following review, the Town Board determined that the initial submission of the DEIS was not complete and adequate for public review on February 24, 2016; and

WHEREAS, the developer submitted a second DEIS, dated April 22, 2016, which was supplemented by the developer by correspondence dated May 6, 2016; and,

WHEREAS, following review, the Town Board determined that the second submission of the DEIS was complete and adequate for public review on May 25, 2016, and conducted public hearings on the DEIS on June 22, 2016 and July 13, 2016, and received written comments concerning the DEIS through August 1, 2016; and,

WHEREAS, after the Town Board accepted the DEIS as complete and adequate for public review, it was discovered that current traffic signal timings in operation at the Monroe Avenue/Clover Street intersection were inconsistent with the New York State Department of Transportation's (NYSDOT) directives for signal timing following completion of the 2015 Safety Project for Monroe Avenue; and

WHEREAS, on August 24, 2016 the Town Board directed the developer to (1) prepare a Supplemental Draft Environmental Impact Statement (SDEIS) that re-analyzes the potential significant adverse traffic impacts of this proposed project and that such SDEIS be based on the transportation sections, together with any other transportation related topics contained in the scope adopted by the Town Board on September 24, 2015; (2) following the completion of any modifications by the NYSDOT affecting existing conditions in the area, prepare a new traffic impact study incorporating any such modifications; and (3) provide written responses to all substantive transportation comments received during the Public Hearing and written comment period; and

WHEREAS, on December 14, 2016 the Town Board did receive and file a cover letter dated November 30, 2016 and the following enclosures: a revised Traffic Impact Study and written responses to comments received at the close of the July 13, 2016 public hearing and up to the close of the comment period of August 1, 2016 on the DEIS which enclosures were described by the developer to be the requested Supplemental Draft Environmental Impact Statement prepared for the developer by Passero Associates and the Town Board further ordered that same be forwarded to Town Consultant, Stantec for recommendation regarding SDEIS completeness and adequacy for public review; and

WHEREAS, on December 28, 2016, based on correspondence dated December 22, 2016 from Michael J. Flanigan of Stantec Consulting Services, Inc. ("Stantec"), the Town's independent consultant for the Environmental Review of the proposal and correspondence dated December 27, 2016 from Commissioner of Public Works Timothy E. Keef, P.E., the Town Board determined that the aforementioned Traffic Impact Study and response to comments from the Public Hearing of the DEIS for the proposed project known as Whole Foods Plaza, do

not constitute the requisite Supplemental Draft Impact Statement (SDEIS) and therefore it was determined that the Project Sponsor had not submitted an SDEIS that is complete and adequate for public review; and

WHEREAS, correspondence also dated December 22, 2016 was received and filed on December 28, 2017 from Anthony Danielle on behalf of the developer, indicating that the developer's future intention would be to submit an updated SDEIS and that the developer agreed that the Town is to have 45 days to review and respond to the updated Supplemental Draft Environmental Impact Statement (SDEIS) once the Town Board receives and files the updated SDEIS;

NOW, THEREFORE IT IS HEREBY RESOLVED, that correspondence dated February 14, 2017 from Jess Sudol, PE, CPESC, CPSWQ, Associate and Department Manager at Passero Associates together with the a Supplemental Draft Environmental Impact Statement (SDEIS) submitted on behalf of the developer, and correspondence dated February 14, 2017 from Environmental Review Liaison Officer Ramsey A. Boehner be received and filed; and be it further

RESOLVED, that the Town Board hereby directs the Environmental Review Liaison Officer, Ramsey Boehner to forward the referenced SDEIS to Town Consultant Stantec Engineering for its assistance in reviewing the document for completeness and adequacy for public review.

Dated: February 22, 2017

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilman	Voting	_____
Louise Novros, Councilwoman	Voting	_____
Jason S. DiPonzio, Councilman	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 22nd day of February, 2017.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

JAMES R. VOGEL
LOUISE NOVROS
JASON S. DIPONZIO
Councilpersons

BE IT RESOLVED, that correspondence dated February 13, 2017 from Commissioner of Public Works, Timothy Keef, P.E. regarding a request to extend an offer of employment to Thomas M. Tette as a part-time (20 hour) Assistant Fire Marshal, be received and filed; and

BE IT RESOLVED, that the Town Board hereby authorizes the hiring of Thomas M. Tette as a part-time Assistant Fire Marshal with a starting salary rate of \$19.48 per hour effective February 23, 2017, subject to a 52 week probationary period.

Dated: February 22, 2017

William W. Moehle, Supervisor	Voting	_____
James R. Vogel, Councilperson	Voting	_____
Louise Novros, 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 22nd day of February, 2017.

PRESENT:

WILLIAM W. MOEHLE,

Supervisor

JAMES R. VOGEL
LOUISE NOVROS
JASON S. DIPONZIO

Councilpersons

BE IT RESOLVED, that correspondence dated February 13, 2017 from Commissioner of Public Works, Timothy Keef, P.E. regarding a request to extend an offer of employment to Thomas M. Tette as a part-time (20 hour) Assistant Fire Marshal, be received and filed; and

BE IT RESOLVED, that the Town Board hereby authorizes the hiring of Thomas M. Tette as a part-time Assistant Fire Marshal with a starting salary rate of \$19.48 per hour effective February 23, 2017, subject to a 52 week probationary period.

Dated: February 22, 2017

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