

PERINTON TOWN BOARD MEETING
1350 Turk Hill Road, Fairport, NY 14450
Wednesday, January 14, 2009

PRESENT: James E. Smith Supervisor
David C. Glossner Councilperson
Carolyn H. Saum Councilperson
Joseph H. LaFay Councilperson

ALSO PRESENT: Robert Place, Esq., Town Attorney; Thomas C. Beck, Commissioner of Public Works; Nicholas Morabito, Assessor; Carol S. Johnston, Deputy Town Clerk; Jennifer A. West, Deputy Town Clerk; T. C. Lewis, Planning Board.

ABSENT: Patricia S. Knapp Councilperson

Supervisor Smith called the meeting to order at 8:00 pm and introduced the Board and staff present.

Supervisor Smith then asked that all in attendance observe a moment of silence to remember Connie Allen. Connie was a Town employee since 2000 and the Receiver of Taxes from 2004 through 2008 and was a wonderful friend to all who knew her. The Town Hall will be closed at 1:30PM through the end of the day on Thursday January 15, 2009 so that the staff may attend Connie's memorial service.

Councilperson Saum made a motion, seconded by Councilperson LaFay, that the minutes of the Town Board meeting of December 29, 2008 and the 2009 Organizational Meeting be approved as submitted by the Deputy Town Clerk Johnston.

Ayes: Smith, Glossner, Saum, LaFay

Nays: None

Unanimously approved

ORDER FOR HEARING
CONSERVATION EASEMENTS 2009

Nicholas Morabito, Assessor, stated that the Town of Perinton began a Conservation Easement program in 1972 and each year property owners that wish to renew their existing easement as well as others that would like to enter the program must submit an application that is reviewed by the Perinton Conservation Board as well as the Monroe County Planning Department before being presented to the Town Board. This year there are seven (7) easements seeking renewals of their agreement.

Assessor Morabito asked the Board to set a date for a Public Hearing to review the following proposed easements:

<u>Tax Map Acct #</u>	<u>Owner/Property Location</u>	<u>Acres</u>	<u>School/Yrs/Type</u>
141.03-1-12.11	Lucy Bortle	1.83	Penfield/5/Farming
141.03-1-12.12	959 Furman Road	11.15	Penfield/5/Farming
141.03-1-12.13	Fairport, NY 14450	11.65	Fairport/5/Farming
141.03-1-12.16		.50	Penfield/5/Farming
141.03-1-12.17		11.93	Fairport/5/Farming
141.03-1-9.11	Leonard Gingello, Jr 249 County Line Road Macedon, NY 14502	33.26	Penfield/15/Conservation
141.03-1-14.11	Mary J DeLucia Trust 765 Furman Road Fairport, NY 14450	7.60	Penfield/5/Farming

141.03-1-12.14	Victor and Ruth Osborne	8.14	Fairport/5/Farming
141.03-1-12.15	2493 Penfield Road Fairport, NY 14450	8.40	Fairport/5/Farming
166.06-3-60	Sandra M Hewes Trust and Mary Hewes 1329 Turk Hill Road Fairport, NY 14450	38.00	Fairport/5/Farming
180.04-1-37	John and Karen Kitka	4.83	Fairport/7/Conservation
180.04-1-60	324 Bluhm Rd 570 Thayer Rd Fairport, NY 14450	5.00	Fairport/7/Conservation
180.04-1-71.11	Carol Wohlrab 719 Thayer Road Fairport, NY 14450	19.35	Fairport/5/Conservation

Supervisor Smith asked whether any of these were new applications and Assessor Morabito said that these are all renewals.

A motion was made by Councilperson Glossner, seconded by Councilperson Saum, that February 11, 2009 at 8:00 pm at the Perinton Town Hall, 1350 Turk Hill Road, Fairport, NY be set as the date, time and place for a Public Hearing to review proposed 2009 Conservation Easements.

Ayes: Smith, Glossner, Saum, LaFay
Nays: None
Unanimously approved.

CHANGE WORK ORDER PINECREST SEWER

Commissioner of Public Works Beck stated that this was the second and, most likely, last change work order for the Pinecrest Sewer. This is related to the first change order, previously approved by the Town Board, for this project.

Change Work Order #1 was related to the number of sink holes that formed throughout the project. As a result of that problem, the Commissioner asked the contractor to delay placing the finish layer of asphalt until such time that the sink hole problem was resolved. They complied with the Town's request, but at the same time indicated that they would be looking for reimbursement of their increased material cost due to price escalation. The \$26,759.94 amount of Change Work Order #2 is attributable to the increased cost of asphalt for the project.

Commissioner Beck said that adding this change work order sum to the total cost of the sewer project still leaves the project well below the original approved budget.

A motion was made by Councilperson LaFay, seconded by Councilperson Saum, that the above change work order be approved as recommended by Commissioner Beck. It is the result of a change in conditions and was not foreseen in the original plans.

Ayes: Smith, Glossner, Saum, LaFay
Nays: None
Unanimously approved.

APPROVE SALARY ADJUSTMENTS TOWN CLERK AND RECEIVER'S OFFICES

Supervisor Smith stated that given the changes of Sue Robert's retirement at the end of 2008 and Connie Allen's disability and subsequent passing we have been

fortunate to have people that are well trained and able to step in but we are asking them to do work that is above and beyond their normal job expectations. Supervisor Smith recommended that the Board give Carol Johnston and Karen Heim appropriate pay compensation. The temporary salary adjustments for Carol Johnston and Karen Heim would move them to Connie Allen's salary level at the time of her passing which was \$54,510. This will be adjusted in the future with further appointments down the road. Sue Roberts has also been working as a seasonal part time employee and Supervisor Smith is recommending to pay her at a rate of \$24 per hour which is equivalent to the Deputy Town Clerk.

A motion was made by Councilperson LaFay, seconded by Councilperson Saum, that the salary adjustments for the Deputy Town Clerk and Deputy Receiver of Taxes and Susan Roberts be approved as recommended by Supervisor Smith.

Ayes: Smith, Glossner, Saum, LaFay
Nays: None
Unanimously approved.

APPROVE CHANGES TO THE MEMBERSHIP OF THE EGYPT FIRE ASSOCIATION

A motion was made by Councilperson LaFay, seconded by Councilperson Saum, that the following changes in the membership of the Egypt Fire Association be approved:

Active Firefighter	Casey P. Johnston 109 Willowick Drive Fairport, NY 14450
	Michaela E. Driscoll 60 Falling Brook Road Fairport, NY 14450

Ayes: Smith, Glossner, Saum, LaFay
Nays: None
Unanimously approved

A motion was made by Councilperson LaFay, seconded by Councilperson Saum, that the reports from the Finance Director, Town Clerk and the Building Department for the month of December, 2008 be approved.

Ayes: Smith, Glossner, Saum, LaFay
Nays: None
Unanimously approved

Town Attorney Robert Place reviewed a notice of claim from Buffalo Tractor and Implement Company. The purchase price for the tractor was from the state contract in the amount of \$54,570. Buffalo Tractor and Implement Company had a problem complying with the initial order that was placed by the Town. They did supply a replacement tractor late but in the meantime did not communicate with the Town and the Town was forced to rent a tractor for a few months. When the tractor did come in, the Town shorted Buffalo Tractor and Implement Company \$9,776.00 which included two months rental for the other tractor. Bob Place spoke to the attorney at OGS and he seemed to think that a reasonable settlement would be to split this amount in half. Bob is seeking the Town Board's authorization to move forward to settle this claim.

A motion was made by Councilperson LaFay, seconded by Councilperson Saum, to approve a settlement with Buffalo Tractor and Implement Company as outlined by Town Attorney Place.

Ayes: Smith, Glossner, Saum, LaFay
Nays: None
Unanimously approved

Supervisor Smith stated that the Town Board has advertised for and received applications for the vacant Town Clerk's position. The Board will be holding interviews for the position over the next few weeks.

Supervisor Smith asked if there were any questions or comments from the audience. Judy McNulty questioned whether it was still all right to make out tax payments to Connie Allen. Supervisor Smith explained that in this case the Deputy Receiver takes over and the checks still get made out to Connie as it is really the entity, Receiver of Taxes, which receives the taxes and the Deputy has full authority to cash those checks.

There being no further business before the Board and no further questions from the audience, the meeting was adjourned at 8:10 pm.

Respectfully submitted,

Carol S. Johnston
Deputy Town Clerk