PERINTON TOWN BOARD MEETING
1350 Turk Hill Road, Fairport, NY 14450
Wednesday, December 9, 2009

PRESENT:	James E. Smith	Supervisor
	Patricia S. Knapp	Councilperson
	Carolyn H. Saum	Councilperson
	Joseph H. LaFay	Councilperson
	Peg S. Havens	Councilperson

ALSO PRESENT: Robert Place, Esq., Town Attorney; Thomas C. Beck, Commissioner of Public Works; James A. Donahue, Commissioner of Recreation and Parks; Jennifer A. West, Town Clerk; Carol Johnston, Deputy Town Clerk; T.C. Lewis, Planning Board.

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

Councilperson Havens made a motion, seconded by Councilperson Saum, that the minutes of the Town Board meeting of November 18, 2009 be approved as submitted by the Town Clerk.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

EAGLE SCOUT PRESENTATION

Supervisor Smith presented a Certificate of Commendation to Eagle Scout Kyle J. Hall of Troop 208. Supervisor Smith read the Certificate of Commendation from the Town. Kyle introduced his parents, Leonard and Deborah Hall and grandmother, Peggy Whitney. Kyle's Eagle Scout project included coordinating a food drive for the Perinton Food Shelf, sorting food and stocking shelves at the Food Shelf. Over 130 man hours were involved.

AUTHORIZE SUPERVISOR TO SIGN ANNUAL ASSESSMENT CONTRACT

Supervisor Smith explained that each year the Town reviews the sales data for homes in the Town of Perinton. This analysis will most likely be a precursor for a revaluation of the Town. The Town is required to maintain an assessment ratio above 95% of market value and will likely fall below that with next year's assessment roll. To continue to receive aid from the State of New York, this ratio must be maintained. For the past five years, the Town has contracted with David Miller, the owner of Assessment & Valuation Services to provide the analysis of the assessment roll. Town Assessor, Nick Morabito is requesting that Supervisor Smith sign a contract in the amount of $6,750 to provide this service for 2010.

Councilperson LaFay made a motion, seconded by Councilperson Saum that Supervisor Smith be authorized to sign the contract with David Miller in the amount of $6,750.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

ROADS ACCEPTED FOR MAINTENANCE/DEDICATION

Commissioner Beck advised the Board that two roads in the Town of Perinton could now be accepted for provision of services. Maintenance bonds have been posted for the roads; in two years they will be eligible for dedication. The roads are portions of Copper Beech Run and Golden Bell Court in the Magnolia Manor subdivision Section 3B. Acceptance of these roads makes them eligible to be included in town highway mileage for CHIPS funding.

The following resolution was offered by Councilperson Havens, seconded by Councilperson Knapp:

BE IT RESOLVED, that the Town Board consents and agrees to provide road maintenance and services to the residents living on Copper Beech Run and Golden Bell Court, which are located in the Magnolia Manor subdivision, until these roads are eligible for dedication.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

Commissioner Beck advised the Board that two roads in the Town of Perinton have been on maintenance bond for a period of two years. They have been inspected and any noted deficiencies have been repaired. The Commissioner is satisfied that these roads can now be dedicated to the Town.

A motion was made by Councilperson Havens, seconded by Councilperson Knapp, that the Supervisor and the Town Board members be authorized to sign a consent that the Commissioner of Public Works of the Town of Perinton make an order laying out the aforesaid streets to consist of the land described in said Deed of Dedication as more particularly set forth in said order, all in accordance with the provisions of the Highway Law applicable thereto and the following roads within the specified subdivision are now dedicated to the Town:

Nobleman Court	Carmel Estates Section 7
Nobleman Court	Carmel Estates Section 6

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

AUTHORIZATION TO BID RECREATION SUPPLIES, WEARING APPAREL, ARTS & CRAFT SUPPLIES JANITORIAL SERVICES

Recreation & Parks Commissioner James Donahue reported that it was once again time to seek bids for recreation supplies, wearing apparel and arts and crafts supplies. He asked the Board for authorization to bid for those supplies as well as janitorial services for the year 2010. These are budgeted items; authorizing the bidding process in 2009 means the materials will be available throughout 2010.

A motion was made by Councilperson Saum, seconded by Councilperson LaFay, that the Recreation & Parks Commissioner be authorized to advertise for bids for recreation supplies, arts & crafts supplies, wearing apparel and janitorial services.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

MONROE COUNTY SNOW & ICE CONTRACT
AMENDATORY AGREEMENT

Commissioner Beck presented the Board with an amendatory agreement with Monroe County that modified the Inter-Municipal Agreement for Snow Removal and Ice Control Services for the 2009-2010 winter season. The original contract was instituted for a 10-year term from October 1, 2003 - September 30, 2013. The amendatory agreement provides for an annual adjustment to the lane mile payment rates. The agreement compensates the Town of Perinton with a flat rate of $3,533.00 per lane mile for plowing plus a flat rate of $7,048.32 for installation of snow fence and sweeping. The total contract amount is $250.055.14, an increase of $7,760.72 over last year's amount.

Councilperson Knapp offered the following resolution, seconded by Councilperson Havens:

WHEREAS, Monroe County owns, operates and maintains a highway system in the towns and villages of the county, and

WHEREAS, the County Superintendent of Highways has general charge and supervision of the work of constructing, improving, repairing and maintaining all County roads, and

WHEREAS, County funds may be expended for the control and removal of snow and ice from County roads, and

WHEREAS, the County may contract with the Town of Perinton for snow removal and for salting or otherwise treating County roads for the purpose of removing the danger of ice and snow, and

WHEREAS, the Town has appropriated snow and ice removal equipment and sufficient snow and ice control personnel to contract with the County for snow and ice control services,

NOW, THEREFORE, BE IT RESOLVED, in consideration of the mutual covenants, agreements and consideration hereinafter set forth and pursuant to Sections 118-b, 135-a and 142-d of the New York State Highway Law, the parties hereto mutually agree that the Town of Perinton will provide snow and ice control services on the County highway system and that the County will reimburse the Town for the provision of these services under a lump sum reimbursement contract.

BE IT FURTHER RESOLVED, that this agreement, titled Intermunicipal Agreement Between Monroe County and the Town of Perinton, dated October 2003, shall be for a period of ten (10) years beginning October 1, 2003 and expiring on September 30, 2013. Annual adjustments to the rates may be made. The rates and renewal or extension of the agreement shall be at the mutual consent of all parties.

In consideration of the performance by the Town of Perinton, the County agrees to pay for Standard Activities to the Town each year during the term of this agreement $3,533 per lane mile for 70.78 lane miles. In addition the County agrees to pay for Special Activities performed by the Town of Perinton under this agreement either by unit price or by actual cost method. The estimated Special Activities Payment is $7,048.32 for snow fence and sweeping combined.

The total of the Standard Activities payment and the Special Activities payment for the period is $250,055.14.

BE IT FURTHER RESOLVED, that James E. Smith, Supervisor of the Town of Perinton is authorized to sign the above agreement for the Town of Perinton.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

APPROVE 2010 AMENDATORY ALL SEASONS COUNTY/TOWN WORK AGREEMENT

DPW Commissioner Beck presented the 2010 All Seasons County/Town Work Agreement, a one year contract extension to the original that went into effect on January 1, 2007. The extension provides for a fringe benefit rate of 53.03%. The roadside mowing reimbursement rate is $85.25 per mile mowed for each pass; the dead animal pickup rate is $26.15 per center lane mile. Neither rate covers Town costs. Mr. Beck said that the County had agreed to renegotiate these reimbursement rates. Mr. Beck did not believe the reimbursement issues were significant enough to withhold approval of the contract. He asked the Board to approve the contract and authorize the Supervisor to sign the contract.

Councilperson Havens made a motion, seconded by Councilperson Saum, that Board approve the 2010 All Seasons County/Town Work Agreement and that the Supervisor be authorized to sign that agreement.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

VOLUNTEER BOARD APPOINTMENT

The following resolution was offered by Councilperson LaFay, seconded by Councilperson Saum:

WHEREAS, the term of Mike Coppola as a member of the Perinton Recreation Advisory Board will expire on December 31, 2009,

NOW, THEREFORE, BE IT RESOLVED, that Mike Coppola, 45 Princeton Lane, Fairport, NY 14450 be reappointed as a member of the Perinton Recreation Advisory Board with a term to expire on December 31, 2016.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

AUTHORIZATION TO BID KREAG ROAD PARK LIGHTING

Recreation & Parks Commissioner James Donahue reported that the field lights at Kreag Road Park were installed approximately 40 years ago. He asked the Board for authorization to bid for replacement field lights. The Town of Perinton was awarded an Energy Efficiency Conservation Block Grant in October and the plan is to use $100,000 of that grant to replace the field lights with a more “green”, efficient system.

A motion was made by Councilperson Knapp, seconded by Councilperson Saum, that the Recreation & Parks Commissioner be authorized to advertise for field lighting for Kreag Road Park.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

2010 UNDERTAKING
RECEIVER OF TAXES AND ASSESSMENTS

Town Clerk West reported that, as required by Section 25 of Town Law, the Town Board annually approves the bonding of the Receiver of Taxes and Assessments. She asked that the Board do so for the year 2010.

The following resolution was offered by Councilperson Havens, seconded by Councilperson Saum:

WHEREAS, Karen L. Heim, residing in the Town of Perinton, County of Monroe, State of New York, has been duly appointed to the office of Receiver of Taxes and Assessments of the Town of Perinton, New York, and

WHEREAS, under Section 25 of Town Law, said Receiver of Taxes and Assessments is required to execute and file an official undertaking, and the amount of such undertaking having been fixed by the Town Board of the Town of Perinton, in the manner provided for by law, in the sum of $1,000,000, for faithful performance of her duties,

NOW, THEREFORE, BE IT RESOLVED, that the Board of the Town of Perinton approves the continuation of policy #104421086 held by Travelers Casualty and Surety Company of America, to provide bonding for Karen L. Heim, Receiver of Taxes and Assessments, and Debbie Dorazio-Brown, Deputy Receiver of Taxes and Assessments and directs that this resolution and the bond be filed in the office of the Town Clerk.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

BOND RESOLUTION AND END PERMISSIVE REFERENDUM
JEFFERSON AVENUE SEWER

TOWN OF PERINTON MONROE COUNTY NEW YORK

In the Matter
of

EXTENSION NO. 56 to PERINTON CONSOLIDATED SEWER DISTRICT NO. 8
(Jefferson Road Sanitary Sewer)

ORDER ESTABLISHING DISTRICT

At a regular meeting of the Town Board of the Town of Perinton, held at the Town Hall, 1350 Turk Hill Road, Fairport, New York, on December 9, 2009 at 8:00 p.m., local time, there were:

PRESENT:	Supervisor James E. Smith; Councilpersons Patricia S. Knapp, Peg S. Havens, Carolyn H. Saum and Joseph LaFay
ABSENT:	None
ALSO PRESENT:	Jennifer A. West, Town Clerk, Thomas C. Beck, Commissioner of Public Works, Robert Place, Town Attorney

The Town Clerk reported that the Town Board passed a resolution authorizing the establishment of Extension No. 56 to Perinton Consolidated Sewer District 8 at its regular meeting of October 28, 2009, that the adoption of said resolution was subject to a permissive referendum, that pursuant to Section 206 of the Town Law of the State of New York she caused a notice of such resolution to be published in the Fairport Post on November 4, 2009, being a newspaper regularly published in Monroe County and having

general circulation within the consolidated district and in addition she posted a copy of such notice on the bulletin board in her office on November 4, 2009. Such notice set forth the date of adoption of the resolution and contained an abstract of such resolution describing, in general terms, the district to be formed to serve, and that such resolution was adopted subject to permissive referendum.

She further reported that she caused to be printed and had in her office available for distribution, petitions requesting a permissive referendum in regard to creation of said improvement district.

The Town Clerk reported that thirty (30) days have passed since the adoption of said resolution and that no petitions have been filed in her office requesting a permissive referendum and that the Town Board now had the authority to make an order establishing Extension No. 56 to Perinton Consolidated Sewer District No. 8.

The following Order was offered by Councilperson Knapp and seconded by Councilperson LaFay;

WHEREAS, at a regular meeting of this Board held December 9, 2009, a resolution was adopted approving the creation of Extension No. 56 to Perinton Consolidated Sewer District No. 8 subject to a permissive referendum, and WHEREAS, the Town Clerk reported to this Board that notices of the adoption of such resolution were duly posted and published as required by law and that she had petitions requesting a permissive referendum available in her office and that more than thirty (30) days have elapsed and no petitions requesting a permissive referendum have been filed in her office, and

WHEREAS, this Town Board is now empowered to order the establishment of Extension No. 56 to Perinton Consolidated Sewer District No. 8, it is

ORDERED FIRST, that Extension No. 56 to Perinton Consolidated Sewer District No. 8 is hereby established to include the are described as follows:

ALL THOSE TRACTS OR PARCELS OF LAND, situate in the Town of Perinton, County of Monroe, State of New York, and hereinafter designated as Extension No. 56 to Perinton Consolidated Sewer District No. 8 and more particularly described as follows:

AREA No. 1

Beginning at the centerline of Jefferson Avenue, said point being the southerly boundary line of Tax Acct. No. 165.11-2-17.1 extended easterly to its intersection with the centerline of Jefferson Avenue; thence

1. Westerly along the southerly boundary of Tax Acct. No. 165.11-2-17.1 a distance of approximately 314 feet to the southwesterly corner of Tax Acct. No. 165.11-2-17.1; thence

2. Northerly along the westerly boundary of Tax Acct. No. 165.11-2-17.1, a distance of approximately 372 feet to its intersection with the southerly boundary of Tax Acct. No. 165.11-2-30; thence

3. Northwesterly along the southerly boundary of Tax Acct. No. 165.11-2-30, a distance of approximately 266 feet to the southwesterly corner of Tax Acct. No. 165.11-2-30; thence

4. Northerly along the westerly boundary of Tax Acct. No. 165.11-2-30, and Tax Acct. No. 165.11-2-31, a distance of approximately 150 feet to the northwesterly corner of Tax Acct. No. 165.11-2-31; thence

5. Easterly along the northerly boundary of Tax Acct. No. 165.11-2-31, a distance of approximately 318 feet to the southwesterly corner of Tax Acct. No. 165.11-2-32; thence

6. Northerly along the westerly boundary of Tax Acct. No. 165.11-2-32, a distance of approximately 124 feet to the northwesterly corner of Tax Acct. No. 165.11-2-32; thence

7. Easterly along the northerly boundary of Tax Acct. No. 165.11-2-32, a distance of approximately 85 feet to the southwesterly corner of Tax Acct. No. 165.11-2-33; thence

8. Northerly along the westerly boundary of Tax Acct. No. 165.11-2-33, and continuing to a point on the centerline of Ward Lane, a distance of approximately 280 feet; thence

9. Westerly along the centerline of Ward Lane a distance of approximately 20 feet to its intersection with the westerly boundary of Tax Acct. No. 165.11-1-70, extended southerly; thence

10. Northerly along the westerly boundaries of Tax Acct. No. 165.11-1-70, Tax Acct. No. 165.11.1-69 and Tax Acct. No. 165.11-1-68, a distance of approximately 210 feet to its intersection with the southerly boundary of Tax Acct. No. 165.11-1-67;

11. Westerly along the southerly boundary of Tax Acct. No. 165.11-1-67, a distance of approximately 85 feet, to the southwesterly corner of Tax Acct. No. 165.11-1-67; thence

12. Northerly along the westerly boundary of Tax Acct. No. 165.11-1-67, a distance of approximately 60 feet, to its intersection with the southerly boundary of Tax Acct. No. 165.11-1-44.2; thence

13. Westerly along the southerly boundary of Tax Acct. No. 165.11-1-44.2, a distance of approximately 17 feet to the southwesterly corner of Tax Acct. No. 165.11-1-44.2; thence

14. Northerly along the westerly boundaries of Tax Acct. No. 165.11-1-44.2 and Tax Acct. No. 165.11-1-44.1 a distance of approximately 260 feet to its intersection with the southerly boundary of Tax Acct. No. 165.11-1-43.2; thence

15. Westerly along the southerly boundary of Tax Acct. No. 165.11-1-43.2, a distance of approximately 10 feet to the southwesterly corner of Tax Acct. No. 165.11-1-43.2; thence

16. Northerly along the westerly boundaries of Tax Acct. No. 165.11-1-43.2, and Tax Acct. No. 165.11.-1-43.1, a distance of approximately 268 feet to the northwesterly corner of Tax Acct. No. 165.11-1-43.1; thence

17. Easterly along the northerly boundary of Tax Acct. No. 165.11-1-43.1 a distance of approximately 112 feet to the southwesterly corner of Tax Acct. No. 165.11-1-20; thence

18. Northerly along the westerly boundaries of Tax Acct. No. 165.11-1-20, Tax Acct. No. 165.11-1-19, and Tax Acct. No. 165.11-1-18, continuing across Alina Street, and along the westerly boundary of Tax Acct. No. 165.11-1-17, a distance of approximately 394 feet to the northwesterly corner of Tax Acct. No. 165.11-1-17; thence

19. Easterly along the northerly border of Tax Acct. No. 165.11-1-17, and continuing along that line to it's intersection with the centerline of Jefferson Avenue, a distance of approximately 180 feet; thence

20. Northerly along the centerline of Jefferson Avenue a distance of approximately 60 feet to its intersection with the southerly boundary of Tax Acct. No. 165.11-1-15 extended easterly to its intersection with the centerline of Jefferson Avenue; thence

21. Westerly from the centerline of Jefferson Avenue, and along the southerly boundary of Tax Acct. No. 165.11-1-15 a distance of approximately 180 feet to the southwesterly corner of Tax Acct. No. 165.11-1-15; thence

22. Northerly along the westerly boundaries of Tax Acct. No. 165.11-1-15 and Tax Acct. No. 165.11-1-14 a distance of approximately 120 feet to the northwesterly corner of Tax Acct. No. 165.11-1-14; thence

23. Easterly along the northerly boundary of Tax Acct. No. 165.11-1-14, and continuing along that line to, its intersection with the centerline of Jefferson Avenue, a distance of approximately 205 feet; thence

24. Southerly along the centerline of Jefferson Avenue a distance of approximately 48 feet to its intersection with the northerly boundary of Tax Acct. No. 165.07-2-66 extended westerly; thence

25. Easterly from the centerline of Jefferson Avenue, and along the northerly boundary of Tax Acct. No. 165.07-2-66 a distance of approximately 200 feet to the northeasterly corner of Tax Acct. No. 165.07-2-66; thence

26. Southerly along the easterly boundary of Tax Acct. No. 165.07-2-66 a distance of approximately 110 feet to the southeasterly corner of Tax Acct. No. 165.07-2-66; thence

27. Westerly along the southerly boundary of Tax Acct. No. 165.07-2-66 extended to the centerline of Jefferson Avenue a distance of approximately 200 feet; thence

28. Southerly along the centerline of Jefferson Avenue a distance of approximately 100 feet to its intersection with the northerly boundary of Tax Acct. No. 165.11-2-1 extended westerly; thence

29. Easterly from the centerline of Jefferson Avenue, and along the northerly boundary of Tax Acct. No. 165.11-2-1 a distance of approximately 756 feet to the northeasterly corner of Tax Acct. No. 165.11-2-1; thence

30. Southwesterly along the easterly boundary of Tax Acct. No. 165.11-2-1; thence

31. Westerly along the southerly boundary of Tax Acct. No. 165.11-2-1, and continuing along that line to its intersection with the centerline of Jefferson Avenue a distance of approximately 688 feet; thence

32. Southerly along the centerline of Jefferson Avenue a distance of approximately 140 feet to its intersection with the northerly boundary of Tax Acct. No. 165.11-2-3 extended westerly; thence

33. Easterly from the centerline of Jefferson Avenue, and along the northerly boundary of Tax Acct. No. 165.11-2-3 a distance of approximately 624 feet to the northeasterly corner of Tax Acct. No. 165.11-2-3; thence

34. Southwesterly along the easterly boundary of Tax Acct. No. 165.11-2-3 a distance of approximately 181 feet to the southeasterly corner of Tax Acct. No. 165.11-2-3 said point also being the northeasterly corner of Tax Acct. No. 165.11-2-7.11; thence

35. Southerly along the easterly boundary of Tax Acct. No. 165.11-2-7.11, a distance of approximately 454 feet to an angle point; thence

36. Southwesterly continuing along the easterly boundary of Tax Acct. No. 165.11-2-7.11, Tax Acct. No. 165.11-2-12.1, and Tax Acct. No. 165.11-2-13, a distance of approximately 726 feet to the southeasterly corner of Tax Acct. No. 165.11-2-13 said point also being the northeasterly corner of Tax Acct. No. 165.11-2-14; thence

37. Southwesterly along the easterly boundary of Tax Acct. No. 165.11-2-14, a distance of approximately 155 feet to the southeasterly corner of Tax Acct. No. 165.11-2-14 said point also being the northeasterly corner of Tax Acct. No. 165.11-2-15.2; thence

38. Southwesterly along the easterly boundary of Tax Acct. No. 165.11-2-15.2, a distance of approximately 224 feet to its intersection with the northerly highway boundary of Ayrault Road; thence

39. Westerly along the northerly highway boundary of Ayrault Road and continuing along that line to its intersection with the centerline of Jefferson Avenue, a distance of approximately 309 feet; thence

40. Southerly along the centerline of Jefferson Avenue a distance of approximately 35 feet to the Point of Beginning.

AREA No. 2

1. Beginning at a point on the centerline of Jefferson Avenue, said point being the southerly boundary line of Tax Acct. No. 165.07-2-45 extended westerly to its intersection with the centerline of Jefferson Avenue; thence

2. Northerly along the centerline of Jefferson Avenue a distance of approximately 74 feet to its intersection with the southerly boundary of Tax Acct. No. 165.07-1-75 extended easterly to its intersection with the centerline of Jefferson Avenue; thence

3. Westerly from the centerline of Jefferson Avenue, and along the southerly boundary of Tax Acct. No. 165.07-1-75 a distance of approximately 246 feet to the southwesterly corner of Tax Acct. No. 165.07-1-75; thence

4. Northerly along the westerly boundary of Tax Acct. No. 165.07-1-75, a distance of approximately 129 feet to the northwesterly corner of Tax Acct. No. 165.07-1-75; thence

5. Easterly along the northerly boundary of Tax Acct. No. 165.07-1-75, and continuing along that line across Jefferson Avenue, and continuing along the northerly boundary of Tax Acct. No. 165.07-2-44 a distance of approximately 446 feet to the northeasterly corner of Tax Acct. No. 165.07-2-44; thence

6. Southerly along the easterly boundaries of Tax Acct. No. 165.07-2-44, and Tax Acct. No. 165.07-2-45, a distance of approximately 202 feet to the southeasterly corner of Tax Acct. No. 165.07-2-45; thence

7. Westerly along the southerly boundary of Tax Acct. No. 165.07-2-45, and continuing along that line a distance of approximately 200 feet to its intersection with the centerline of Jefferson Avenue, being the Point of Beginning.

AREA No. 3

1. Beginning at a point on the centerline of Jefferson Avenue, said point being the southerly boundary of Tax Acct. No. 165.07-2-3 extended westerly to its intersection with the centerline of Jefferson Avenue; thence

2. Northerly along the centerline of Jefferson Avenue a distance of approximately 100 feet to its intersection with the northerly boundary of Tax Acct. No. 165.07-2-3 extended westerly; thence

3. Easterly from the centerline of Jefferson Avenue and along the northerly boundary of Tax Acct. No. 165.07-2-3, a distance of approximately 225 feet to the northeasterly corner of Tax Acct. No. 165.07-2-3; thence

4. Southerly along the easterly boundary of Tax Acct. No. 165.07-2-3, a distance of approximately 100 feet to the southeasterly corner of Tax Acct. No. 165.07-2-3; thence

5. Westerly along the southerly boundary of Tax Acct. No. 165.07-2-3, and continuing along that line a distance of approximately 225 feet to its intersection with the centerline of Jefferson Avenue, being the Point of Beginning.

AREA No. 4

1. Beginning at a point on the centerline of Jefferson Avenue, said point being the southerly boundary line of Tax Acct. No. 152.19-2-29 extended westerly to its intersection with the centerline of Jefferson Avenue; thence

2. Northerly along the centerline of Jefferson Avenue a distance of approximately 414 feet to its intersection with the southerly boundary of Tax Acct. No. 152.19-1-25 extended easterly; thence

3. Westerly from the centerline of Jefferson Avenue and along the southerly boundary of Tax Acct. No. 152.19-1-25 a distance of approximately 510 feet to the southwesterly corner of Tax Acct. No. 152.19-1-25; thence

4. Northerly along the westerly boundary of Tax Acct. No. 152.19-1-25 a distance of approximately 55 feet to its intersection with the southerly boundary of Tax Acct. No. 152.19-1-24; thence

5. Westerly along the southerly boundary of Tax Acct. No. 152.19-1-24, a distance of approximately 261 feet to the southwesterly corner of Tax Acct. No. 152.19-1-24; thence

6. Northerly along the westerly boundary of Tax Acct. No. 152.19-1-24 a distance of approximately 69 feet to the northwesterly corner of Tax Acct. No. 152.19-1-24; thence

7. Easterly along the northerly boundary of Tax Acct. No. 152.19-1-24 a distance of approximately 246 feet to the southwesterly corner of Tax Acct. No. 152.19-1-23; thence

8. Northerly along the westerly boundary of Tax Acct. No. 152.19-1-23 a distance of approximately 100 feet to its intersection with the southerly boundary of Tax Acct. No. 152.19-1-22; thence

9. Westerly along the southerly boundary of Tax Acct. No. 152.19-1-22, a distance of approximately 246 feet to the southwesterly corner of Tax Acct. No. 152.19-1-22; thence

10. Northerly along the westerly boundary of Tax Acct. No. 152.19-1-22, and Tax Acct. No. 152.19-1-21 a distance of approximately 153 feet to the northwesterly corner of Tax Acct. No. 152.19-1-21; thence

11. Easterly along the northerly boundary of Tax Acct. No. 152.19-1-21 a distance of approximately 422 feet to the southwesterly corner of Tax Acct. No. 152.15-1-45; thence

12. Northerly along the westerly boundaries of Tax Acct. No. 152.15-1-45, Tax Acct. No. 152.15-1-44, and 152.15-1-43 a distance of approximately 296 feet to its intersection with the southerly boundary of Tax Acct. No. 152.15-1-42; thence

13. Westerly along the southerly boundary of Tax Acct. No. 152.15-1-42, a distance of approximately 420 feet to the southwesterly corner of Tax Acct. No. 152.15-1-42; thence

14. Northerly along the westerly boundaries of Tax Acct. No's. 152.15-1-42, 152.15-1-41, 152.15-1-40, 152.15-1-39, 152.15-0-38, 152.15-1-37, 152.15-1-36, and 152.15-1-

35. a distance of approximately 671 feet to a northwesterly corner of Tax Acct. No. 152.15-1-35; thence

15. Easterly along a northerly boundary of Tax Acct. No. 152.15-1-35 a distance of approximately 52 feet to a corner of Tax Acct. No. 152.15-1-35;

16. Northerly along a westerly boundary of Tax Acct. No. 152.15-1-35 a distance of approximately 43 feet to a northwesterly corner of Tax Acct. No. 152.15-35; thence

17. Easterly along the northerly boundary of Tax Acct. No. 152.15-1-35 a distance of approximately 544 feet to the southwesterly corner of Tax Acct. No. 152.15-1-34; thence

18. Northerly along the westerly boundary of Tax Acct. No. 152.15-1-34 a distance of approximately 101 feet to the northwesterly corner of Tax Acct. No. 152.15-1-34; thence

19. Easterly along the northerly boundary of Tax Acct. No. 152.15-1-34, and continuing along that line to its intersection with the centerline of Jefferson Avenue, a distance of approximately 190 feet; thence

20. Southerly along the centerline of Jefferson Avenue a distance of approximately 689 feet to its intersection with the northerly boundary of Tax Acct. No. 152.15-2-16.1, extended westerly; thence

21. Easterly from the centerline of Jefferson Avenue and along the northerly boundary of Tax Acct. No. 152.15-2-16.1, a distance of approximately 300 feet to the northeasterly corner of Tax Acct. No. 152.15-2-16.1; thence

22. Southerly along the easterly boundaries of Tax Acct. No's. 152.15-2-16.1, 152.15-2-15, 152.19-2-1, 152.19-2-2, 152.19-2-3, 152.19-2-4, and 152.19-2-5, a distance of approximately 735 feet to the southeasterly corner of Tax Acct. No. 152.19-2-5; thence

23. Westerly along the southerly boundary of Tax Acct. No. 152.19-2-5, a distance of approximately 65 feet to the northeasterly corner of Tax Acct. No. 152.19-2-6; thence

24. Southerly along the easterly boundary of Tax Acct. No. 152.19-2-6, a distance of approximately 100 feet to the southeasterly corner of Tax Acct. No. 152.19-2-6; thence

25. Westerly along the southerly boundary of Tax Acct. No. 152.19-2-6, a distance of approximately 15 feet to its intersection with the northerly boundary of Sandy Drive; thence

26. Southerly crossing the right of way of Sandy Drive, a distance of approximately 63 feet to the intersection of the southerly highway boundary of Sandy Drive and the easterly boundary of Tax Acct. No. 152.19-2-27; thence

27. Southerly along the easterly boundaries of Tax Acct. No's 152.19-2-27, and 152.19-2-28, a distance of approximately 254 feet to the southeasterly corner of Tax Acct. No. 152.19-2-28; thence

28. Westerly along the southerly boundary of Tax Acct. No. 152.19-2-28, a distance of approximately 59 feet to the northeasterly corner of Tax Acct. No. 152.19-2-29; thence

29. Southerly along the easterly boundary of Tax Acct. No. 152.19-2-29, a distance of approximately 60 feet to the southeasterly corner of Tax Acct. No. 152.19-2-29; thence

30. Westerly along the southerly boundary of Tax Acct. No. 152.19-2-29, a distance of approximately 141 feet to its intersection with the centerline of Jefferson Avenue, being the Point of Beginning.

AREA No. 5

1. Beginning at a point on the centerline of Jefferson Avenue, said point being the southerly boundary of Tax Acct. No. 152.15-2-28 extended westerly to its intersection with the centerline of Jefferson Avenue; thence

2. Northerly along the centerline of Jefferson Avenue a distance of approximately 85 feet to its intersection with the northerly boundary of Tax Acct. No. 152.15-2-28 extended westerly; thence

3. Easterly from the centerline of Jefferson Avenue and along the northerly boundary of Tax Acct. No. 152.15-2-28, a distance of approximately 206 feet to the northeasterly corner of Tax Acct. No. 152.15-2-28; thence

4. Southerly along the easterly boundary of Tax Acct. No. 152.15-2-28, a distance of approximately 140 feet to the southeasterly corner of Tax Acct. No. 152.15-2-28;

5. Northwesterly along the southerly boundary of Tax Acct. No. 152.15-2-28, a distance of approximately 207 feet to its intersection with the centerline of Jefferson Avenue, being the Point of Beginning.

AREA No. 6

1. Beginning at a point on the centerline of Jefferson Avenue, said point being the southerly boundary line of Tax Acct. No. 152.15-2-2 extended westerly to its intersection with the centerline of Jefferson Avenue; thence

2. Northerly along the centerline of Jefferson Avenue, a distance of approximately 100 feet to its intersection of Tax Acct. No. 152.15-2-2, a distance of approximately 192 feet to the northeasterly corner of Tax Acct. No. 152.15-2-2; thence

3. Easterly from the centerline of Jefferson Avenue and along the northerly boundary of Tax Acct. No. 152.15-2-2, a distance of approximately 192 feet to the northeasterly corner of Tax Acct. No. 152.15-2-2; thence

4. Southerly along the easterly boundary of Tax Acct. No. 152.15-2-2, a distance of approximately 100 feet to the southeasterly corner of Tax Acct. No. 152.15-2-2; thence

5. Westerly along the southerly boundary of Tax Acct. No. 152.15-2-2, a distance of approximately 192 feet to its intersection with the centerline of Jefferson Avenue, being the Point of Beginning.

The foregoing described lands are shown on a map entitled Extension No. 56 to Perinton Consolidated Sewer District No. 8, prepared by Larsen Engineers, competent engineers duly licensed by the State of New York showing the boundaries of the proposed Extension No. 56 to Perinton Consolidated Sewer District No. 8, and providing for the transmission of sewage to the Van Lare Sewage Treatment Plant which is operated by the Monroe County Pure Waters Agency. There is an existing contract between the Town of Perinton and the Monroe County Pure Waters Agency for transmission and treatment of sewage. The proposed map shows whether sewer service is provided to neighboring lots to the proposed extension.

ORDERED SECOND, that the Town Clerk is hereby directed to certify a copy of this Order and forthwith record the same in the Office of the Clerk of the County of Monroe in which the Town of Perinton is situate and to forward a certified copy of the same to the Department of Audit and Control.

On roll call vote by the Town Clerk the following votes were recorded:

AYES: Smith, Knapp, Saum, LaFay, Havens
NAYS: None
Unanimously approved.

WHEREUPON, the Supervisor declared the foregoing Order adopted and directed the entry thereof in the proceedings of this Board.

LEGAL NOTICE
Notice Pursuant to §81 of Local Finance Law

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town Board of the Town of Perinton, Monroe County, New York, on the 9th day of December, 2009, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which said town is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Dated: December 17, 2009

Jennifer A. West
Perinton Town Clerk

BOND RESOLUTION DATED
December 9, 2009
A RESOLUTION AUTHORIZING THE ISSUANCE OF
$3,500,000 SERIAL BONDS OF THE TOWN OF PERINTON
MONROE COUNTY, NEW YORK TO FINANCE
CAPITAL IMPROVEMENTS CONSISTING OF THE
CONSTRUCTION OF SEWER IMPROVEMENTS FOR EXTENSION No. 56
TO PERINTON CONSOLIDATED SEWER DISTRICT No. 8,
AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES
IN CONTEMPLATION THEREOF
THE EXPENDITUTE OF FUNDS FOR SUCH PURPOSE AND
DETERMINING OTHER MATTERS IN CONJUNCTION THEREWITH

WHEREAS, by proceedings heretofore duly had and taken pursuant to the Town Law, the Town Board of the Town of Perinton, Monroe County, New York, has duly established Perinton Consolidated Sewer District No. 8 and Extension No. 56 to said consolidated sewer district; and

WHEREAS, the Town of Perinton has duly complied with the requirements of the State Environmental Quality Review Act and the applicable regulations thereunder of the State of New York with respect to the purpose hereinafter described and the financing thereof; and

WHEREAS, it is now desired to provide for the financing of the construction of the Jefferson Road Relief Sewer for said consolidated sewer district in accordance with such proceedings:

NOW THEREFORE BE IT RESOLVED, by the Town Board of the Town of Perinton, Monroe County, New York (Town), as follows:

Section 1. For the specific object or purpose of paying the cost of the construction of approximately 4800 +/- linear feet of 8 inch diameter sanitary sewer pipe, 3,300 +/- linear feet of 4” or 6” laterals, 10 grinder pumps, one municipal pump station and 800 feet of 4 inch diameter force main with manholes, wyes, and all appurtenances necessary for the operation thereof in the Town including the acquisition of easements necessary in connection therewith substantially in accordance with the map and plan accompanying the engineering report for said relief sewer, there are hereby authorized to be issued general obligation bonds in an aggregate principal amount not to exceed $3,500,000 and bond anticipation noted in anticipation thereof (and renewals thereof),

pursuant to the Local Finance Law.

Section 2. The maximum estimated cost of the aforesaid specific object or purpose is $3,500,000 and the plan for financing thereof consists of the issuance of $3,500,000 serial bonds or bond anticipation notes of said Town, hereby authorizing to be issued pursuant to the Local Finance Law.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 4 of Paragraph a. of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is forty (40) years, (b) the proposed maximum maturity of the said bonds authorized by this resolution will be in excess of five years, (c) currents funds are not required to be provided prior to the issuance of the bonds of notes herein authorized are issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of said bonds.

Section 4. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. There shall annually be appropriated by the Town Board of said Town an amount sufficient to pay the principal and interest on said bonds as the same become due and payable, which shall be assessed upon the several lots and parcels of land within Perinton Consolidated Sewer District No. 8 in the manner provided by law, but if not paid from such sources, all the taxable real property in said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds as the same shall become due.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law. The Town Supervisor and the Town Clerk or Deputy Clerk are hereby authorized to sign any bonds and notes issued pursuant to this resolution, and the Town Supervisor and the Town Clerk or Deputy Clerk are hereby authorized to affix to such bonds and notes the Town's corporate seal and to attest such seal.

Section 6. It is hereby determined and declared that the Town reasonably expects to reimburse the general fund (or such other fund utilized), not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of issuance of such obligations. This is a declaration of official intent under Treasury Regulations §1.150-2.

Section 7. The validity of such bonds may be contested only if:

1. Such bonds are authorized for an object or purpose for which said Town is not authorized to expend money, or

2. The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3. Such bonds are authorized in violation of the provisions of the Constitution.

Section 8. This resolution, which takes effect immediately, shall be published in full in the Fairport-ER Post, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

AUTHORIZE ADVERTISEMENT TO BID DPW EQUIPMENT

Commissioner Beck said that he would like to begin the bidding process for the 2010 budget. Commissioner Beck asked the Board to authorize advertisement for bids for DPW equipment. He will also review State Contract bids and, if the equipment can be purchased more cheaply from State Contract, will do that.

Commissioner Beck also asked the Board for authorization to trade in two Bobcat Skid Steers. Trading in the skid steers on a set schedule avoids any maintenance costs and therefore saves the Town money over time. The trade in cost of $7,600 would be funded using the Capital Equipment line in the 2009 Drainage Account.

A motion was made by Councilperson LaFay, seconded by Councilperson Havens, that the Commissioner of Public Works be authorized to advertise for DPW equipment for 2010. The items to be acquired are budgeted for in the 2010 budget. Councilperson LaFay also made a motion, seconded by Councilperson Havens to authorize the trade in of the two skids steers for a total cost of $7,600.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

APPROVE PROFESSIONAL SERVICES CONTRACT

Commissioner Beck stated that the Town Board has for its consideration a contract with Erdman Anthony to provided general engineering services to the Town of Perinton on an as needed basis to review site plans for traffic circulation and to review traffic analysis for projects in front of Town Boards.

Erdman Anthony is an engineering firm located in the Rochester area and the Town has already contracted with the firm for two road projects and a bridge project. Mr. Beck reported that they are timely, professional and reasonable in cost and requested that the Board approve the professional services contract with Erdman Anthony.

Councilperson Knapp made a motion, seconded by Councilperson Saum, that the Board approve a professional services contract with Erdman Anthony which includes a detailed hourly cost structure.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

AUDIT APPROVED

A motion was made by Councilperson LaFay, seconded by Councilperson Saum that Audits #12 and #13 for the months of November 2009 (Audit 2) and December 2009 be approved for the Town of Perinton, pursuant to Town Law, and the Town Clerk presented duly verified bills as follows:

NOVEMBER AUDIT 2

General Fund	$1,005.55
Recreation	100.19
Lake Lacoma Lighting District	14.18
Meadows Lighting District	427.47
Deer Run Lighting District	53.76
	$1,601.15 Total

The above items were paid with checks #75959 and 76378.

DECEMBER AUDIT 1

General Fund	$18,401.70
Town Outside of Village	86,131.70
Recreation	32,564.76
Highway General Repair	8,389.71
Highway Snow and Misc.	15,421.33
Joint Sewer	9,984.56
Special Recreation	6,669.26
Egypt Fire Protection District	90.85
O'Connor Road Relocation Project	2,973.42
DPW Redevelopment	18,255.00
Trimatec Purchase	4,325.00
	203,207.29

The above items were paid with checks #76402-76540.

Ayes: Smith, Knapp, Saum, LaFay, Havens
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 November be approved.

Ayes: Smith, Knapp, Saum, LaFay, Havens
Nays: None
Unanimously approved

Supervisor Smith stated that the Town Board would hold its Organizational Meeting on December 30, 2009 in conjunction with the regularly scheduled Town Board meeting. The newly elected Town Officers will be sworn in on January 1, 2010 at noon, with the exception of Councilperson Havens, who will be sworn in at the Town Board's January 13, 2010 meeting.

There being no further business before the Board and no further questions from the audience, the meeting was adjourned at 8:30 pm.

Respectfully submitted,

Jennifer A. West
Town Clerk