

06/26/17

TOWN OF MENDON

SPECIAL MEETING

A special meeting of the Mendon Town Board was held at 7:00PM, Monday, June 26, 2017, at the Mendon Town Hall, 16 West Main Street, Honeoye Falls, NY.

PRESENT: John D. Moffitt, *Supervisor*
 Cynthia M. Carroll }
 Thomas G. Dubois } *Town Board*
 John L. Hagreen } *Members*
 Michael E. Roberts }

ABSENT: None

TOWN CLERK: James P. Merzke

OTHERS PRESENT: William E. Smith, *Highway Superintendent* (arrived late); Sheldon W. Boyce, Jr., *Town Attorney*; Brent Rosiek, *Planning Board Chair*, Daniel Bassette, *Zoning Board of Appeals*; and approximately 15 other people.

Supervisor Moffitt called the meeting to order at 7:00PM. The Pledge of Allegiance was recited.

AGENDA

(Resolution 17-165)

A motion was made by Mr. Roberts, seconded by Mrs. Carroll, to adopt the agenda with the following amendment: add new No. 12. "Highway Superintendent's Annual Contract for Summer Work on Town Roads – Deletion of Assembly Drive and Parrish Road, Subsequent Assembly Drive Drainage Work, and Related Budget Adjustments" and renumber accordingly.

Adopted: Mrs. Carroll, Aye; Mr. Dubois, Aye; Mr. Hagreen, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

PUBLIC COMMENT

No one from the public wished to speak.

A public hearing of the Mendon Town Board was held at 7:01PM, Monday, June 26, 2017, at the Mendon Town Hall, 16 West Main Street, Honeoye Falls, NY.

PRESENT: John D. Moffitt, *Supervisor*
 Cynthia M. Carroll }
 Thomas G. Dubois } *Town Board*
 John L. Hagreen } *Members*
 Michael E. Roberts }

ABSENT: None

TOWN CLERK: James P. Merzke

OTHERS PRESENT: William E. Smith, *Highway Superintendent* (arrived late); Sheldon W. Boyce, Jr., *Town Attorney*; Brent Rosiek, *Planning Board Chair*, Daniel Bassette, *Zoning Board of Appeals*; and approximately 15 other people.

Supervisor Moffitt opened the Public Hearing at 7:01PM.

The public hearing was held for the purpose of considering the unsafe structure at 4 Parks Crossing, tax account number 263689 204.02-1-33.1, pursuant to Mendon Town Code Chapter 70, Buildings, Unsafe.

Public Comment

Philip Sinopoli, 4 Parks Crossing and the owner of the property, appeared before the Board and submitted a copy of a signed proposal with BR Damico Inc. to demolish the structure. He also submitted a copy of a cashier’s check to that company to pay for the demolition.

James T. Connolly, 14 Parks Crossing, asked what was the Board’s plan if the building is not taken down?

Mr. Boyce responded that the Board’s Order gave the owner 60 days from June 12th. It is filed with the County and has the same effect as a lien.

Jeffrey Knauss, 10 Parks Crossing, stated he would like to see the building taken down within the 60-day timeframe. This situation is effecting his property value.

Mr. Sinopoli stated he was not interested in keeping it up, however a prospective buyer had looked at the property today to buy as-is. If sold, it would be the new owner’s issue to resolve.

Mr. Smith arrived at 7:03PM.

(Resolution 17-166)

A motion was made by Mr. Hagreen, seconded by Mr. Roberts, to close the public hearing at 7:07PM. Adopted: Mrs. Carroll, Aye; Mr. Dubois, Aye; Mr. Hagreen, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

A public hearing of the Mendon Town Board was held at 7:08PM, Monday, June 26, 2017, at the Mendon Town Hall, 16 West Main Street, Honeoye Falls, NY.

PRESENT:	John D. Moffitt, <i>Supervisor</i>		
	Cynthia M. Carroll	}	
	Thomas G. Dubois	}	<i>Town Board</i>
	John L. Hagreen	}	<i>Members</i>
	Michael E. Roberts	}	

ABSENT: None

TOWN CLERK: James P. Merzke

OTHERS PRESENT: William E. Smith, *Highway Superintendent* (arrived late); Sheldon W. Boyce, Jr., *Town Attorney*; Brent Rosiek, *Planning Board Chair*, Daniel Bassette, *Zoning Board of Appeals*; and approximately 15 other people.

Supervisor Moffitt opened the Public Hearing at 7:08PM.

The public hearing was held for the purpose of considering a local law to enact legislation to allow the construction of an accessory building when a principal building does not exist in the Town of Mendon.

Public Comment

Cecily Molak, 153 Amann Road, expressed concerns that this would allow for certain undesirable actions.

Mr. Boyce explained that all other zoning provisions would still be in effect.

Ms. Molak stated she had no opposition then.

(Resolution 17-167)

A motion was made by Mrs. Carroll, seconded by Mr. Hagreen, to close the public hearing at 7:13PM. Adopted: Mrs. Carroll, Aye; Mr. Dubois, Aye; Mr. Hagreen, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

A public hearing of the Mendon Town Board was held at 7:14PM, Monday, June 26, 2017, at the Mendon Town Hall, 16 West Main Street, Honeoye Falls, NY.

PRESENT:	John D. Moffitt, <i>Supervisor</i>		
	Cynthia M. Carroll	}	
	Thomas G. Dubois	}	<i>Town Board</i>
	John L. Hagreen	}	<i>Members</i>
	Michael E. Roberts	}	

ABSENT: None

TOWN CLERK: James P. Merzke

OTHERS PRESENT: William E. Smith, *Highway Superintendent* (arrived late); Sheldon W. Boyce, Jr., *Town Attorney*; Brent Rosiek, *Planning Board Chair*, Daniel Bassette, *Zoning Board of Appeals*; and approximately 15 other people.

Supervisor Moffitt opened the Public Hearing at 7:14PM.

The public hearing was held for the purpose of considering a local law to enact legislation to opt out of tax exemptions for solar or wind energy systems or farm waste energy systems in the Town of Mendon.

Public Comment

Erin T. Kahaley-Corr, 3510 Rush Mendon Road, asked the Board the benefit to the community.

Mr. Boyce explained what the opt-out did.

William T. "Tim" Pryor, 888 Pittsford Mendon Center Road, spoke against adopting the opt-out legislation.

Mary R. Church, 76 West Main Street, spoke against adopting the op-out legislation.

Ellen E. Smith, 888 Pittsford Mendon Center Road, spoke against adopting the opt-out legislation.

Cecily Molak, 153 Amann Road, spoke against adopting the opt-out legislation.

David Norbut, 1230 East Avenue, Rochester, and a solar farm developer, spoke against adopting the opt-out legislation.

(Resolution 17-168)

A motion was made by Mr. Dubois, seconded by Mr. Roberts, to close the public hearing at 7:38PM. Adopted: Mrs. Carroll, Aye; Mr. Dubois, Aye; Mr. Hagreen, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

LOCAL LAW – CHAPTER 200 AMENDMENT – CONSIDERATION FOR ADOPTION

The Board discussed the proposed legislation and came to the consensus that they would like to research the issue further before making any decision.

LOCAL LAW – SOLAR FARM ASSESSMENT OPT-OUT – CONSIDERATION FOR ADOPTION

The Board discussed the proposed legislation and came to the consensus that they would like to research the issue further before making any decision.

PROPOSED WATER DISTRICT – PROPOSAL FROM LABELLA ASSOCIATES***(Resolution 17-169)***

A motion was made by Mr. Roberts, seconded by Mr. Hagreen, to authorize the Supervisor to enter into a Professional Services Agreement with LaBella Associates, D.P.C. for engineering services related to Design of Water Distribution System Improvements, Extension No. 5 to Water District No. 1 – Smith Road and West Bloomfield Road, based on their proposal dated June 19, 2017, contingent on the Comptroller's Office approving the entire project.

Adopted: Mrs. Carroll, Aye; Mr. Dubois, Aye; Mr. Hagreen, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

TOWN HALL FIRE PROTECTION SYSTEM – REPAIR AUTHORIZATION***(Resolution 17-170)***

A motion was made by Mr. Roberts, seconded by Mrs. Carroll, to authorize the Supervisor to enter into an agreement with Flower City Sprinkler Service, DBA of Pride Fire Protection, LLC, to repair the Town Hall Fire Protection System according their proposal dated June 6, 2017, for a cost not to exceed \$2,500.00, from account A1620.402.

Adopted: Mrs. Carroll, Aye; Mr. Dubois, Aye; Mr. Hagreen, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

HIGHWAY SUPERINTENDENT'S ANNUAL CONTRACT FOR SUMMER WORK ON TOWN ROADS – DELETION OF ASSEMBLY DRIVE AND PARRISH ROAD, SUBSEQUENT ASSEMBLY DRIVE DRAINAGE WORK, AND RELATED BUDGET ADJUSTMENTS***(Resolution 17-171)***

A motion was made by Mrs. Carroll, seconded by Mr. Dubois, to adopt the following:

1. The Highway Superintendent's Annual Contract for Summer Work on Town Roads, originally adopted on January 9, 2107, Resolution Number 17-039, is hereby amended to remove Section 2 (l) regarding work on Assembly Drive, and Section 2 (o) regarding work on Parrish Road.
2. Work on the under road drainage system for Assembly Drive is hereby approved.
3. A budget adjustment of \$7,465.00 from DB5112.400 Improvements Contractual to DB5115.400 Drainage (Easements) Contractual for the above mentioned drainage work is hereby approved.
4. A budget adjustment of \$11,806.99 from DB5112.400 Improvements Contractual to DB5110.400 General Repairs Contractual is hereby approved to fund 2017 crack sealing on Town Roads.

Adopted: Mrs. Carroll, Aye; Mr. Dubois, Aye; Mr. Hagreen, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

PUBLIC COMMENT

Judy Falsay (?) of Athena Drive in Avon, commented on the proposed solar farm opt-out legislation.

Mary R. Church, 76 West Main Street, asked the Board to be transparent and encouraged them to include the public in their decisions.

Brent Rosiek, 987 Mile Square Road, applauded the Town Board for their forward thinking on solar farms and thought they were being transparent with the amount of information currently being placed on the Town's website.

ADJOURNMENT***(Resolution 17-172)***

A motion was made by Mr. Hagreen, seconded by Mr. Dubois, to adjourn the meeting at 8:25PM.

Adopted: Mrs. Carroll, Aye; Mr. Dubois, Aye; Mr. Hagreen, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.