

The regular meeting of the Mendon Town Board was held at 7:00PM, Monday, July 12, 2021, at the Town of Mendon Falls Post #664 Community Center, 167 North Main Street, Honeoye Falls, NY.

**PRESENT:** John D. Moffitt, *Supervisor*  
 Cynthia M. Carroll }  
 Thomas G. Dubois } *Town Board*  
 John L. Hagreen } *Members*  
 Karen R. Jenkins }

**ABSENT:** None

**RECORDING SECRETARY:** Bonnie M. Toomey, *Deputy Town Clerk*

**OTHERS PRESENT:** Sheldon W. Boyce, Jr. *Town Attorney*, Andrew Caschetta, *Highway Superintendent*, and Daniel Bassette, *Zoning Board Chair*.

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

**AGENDA**

**(Resolution 21-159)**

A motion was made by Mr. Hagreen, seconded by Mrs. Carroll, to adopt the agenda with the following amendments: add new No. 16, "Assessor – Seminar Attendance," and new No. 17, "Town Hall – West Main Street Door Replacement," and renumber accordingly.

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

**PUBLIC COMMENT**

No one from the public wished to comment.

**COMMUNICATIONS**

**Town Board**

Mrs. Carroll reported on the Military Memorial Committee and the traffic situation on NYS Route 64 and Mendonshire Drive. Supervisor Moffitt indicated that the Town had sent a letter to the NYS Department of Transportation three or four years ago about this issue. After a brief discussion, the consensus of the Board was to contact them again.

**Supervisor**

Supervisor Moffitt reported on the Summer Recreation Program; funding related to the ARPA program; an RFP for speed monitors; the Eagle Scout project; a budget seminar that he and the Finance Director took part in; work on the 2022 Tentative Budget; issues with the phones at Town Hall; and the Planning Board meeting.

**SUPERVISOR'S MONTHLY REPORT**

**(Resolution 21-160)**

A motion was made by Mr. Hagreen, seconded by Mr. Dubois, to acknowledge receipt of the Supervisor's Monthly Report for June 2021.

The Board discussed the report.

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

**TOWN CLERK’S MONTHLY REPORT**

***(Resolution 21-161)***

A motion was made by Mr. Dubois, seconded by Mrs. Jenkins, to acknowledge receipt of the Town Clerk’s Monthly Report for June 2021, showing receipts and disbursements in the amount of \$5,415.72.

The Board discussed the number of building permits issued.

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

**MINUTES**

There were no minutes to consider.

**BUDGET TRANSFERS/ADJUSTMENTS**

***(Resolution 21-162)***

A motion was made by Mrs. Carroll, seconded by Mr. Hagreen, to approve the following budget

|              |       |           |                                   |             |
|--------------|-------|-----------|-----------------------------------|-------------|
| adjustments: | From: | A1620.113 | Staff, 15 Monroe                  | \$500.00    |
|              | To:   | A8510.400 | Community Beautification-Supplies | \$500.00    |
|              | From: | B8023.440 | Planning Projects                 | \$2,500.00  |
|              | To:   | B8020.1   | Planning-Board                    | \$2,500.00  |
|              | From: | A5132.3   | Garage Improvements               | \$88,000.00 |
|              | To:   | A7120.3   | Dreisbach Fields Improvements     | \$88,000.00 |

The Board discussed the adjustments.

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

**VOUCHERS**

**General Abstract**

***(Resolution 21-163)***

A motion was made by Mr. Hagreen, seconded by Mr. Dubois, to approve all claims on vouchers numbered 21-435 to 21-518, on General Abstract 21-07, in the amount of \$170,871.39

Supervisor Moffitt pointed out that \$109,345.57 is one payment to Suit-Kote Corporation.

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

**Library Abstract**

Library vouchers numbered 21-079 to 21-090, on Library Abstract 21-07, in the amount of \$1,576.42 were presented to the Town Board for payment.

**A public hearing of the Mendon Town Board was held at 7:15PM, Monday, July 12, 2021, at the Town of Mendon Falls Post #664 Community Center, 167 North Main Street, Honeoye Falls, NY.**

**PRESENT:**     John D. Moffitt, *Supervisor*

                  Cynthia M. Carroll                     }

                  Thomas G. Dubois                        }     *Town Board*

                  John L. Hagreen                         }     *Members*

                  Karen R. Jenkins                       }

**ABSENT:**       None

**RECORDING SECRETARY:** Bonnie M. Toomey, *Deputy Town Clerk*

**OTHERS PRESENT:** Sheldon W. Boyce, Jr. *Town Attorney*, Andrew Caschetta, *Highway Superintendent*, and Daniel Bassette, *Zoning Board Chair*, and one other person.

*Supervisor Moffitt opened the Public Hearing at 7:15PM.*

The Public Hearing was held for the purpose of considering a local law to provide for the repeal of Section 16.1 "PUD Planned Unit Development District" of Chapter 260 "Zoning," of the Town Code.

**Public Comment**

Charles Ryan, 60 Office Parkway, Pittsford, NY, commented that he was not comfortable that the language of the proposed law protected his interests. He directed a question to Town Attorney Boyce, asking if the second sentence under Section II pertained to Mendon Green. The question was allowed, and Mr. Boyce replied that it was. Mr. Ryan requested that the proposed law be tabled so language could be added making it clearer, possibly including his specific parcel tax identification numbers. He further requested that Mr. Boyce's response be included in the minutes.

**(Resolution 21-164)**

A motion was made by Mr. Hagreen, seconded by Mr. Dubois, to close the public hearing at 7:20PM. Adopted: Mrs. Carroll, Aye; Mr. Dubois, Aye; Mr. Hagreen, Aye; Mrs. Jenkins, Aye; Mr. Moffitt, Aye.

**LOCAL LAW 2021-1 – REPEAL SECTION 16.1 "PUD PLANNED UNIT DEVELOPMENT DISTRICT" OF CHAPTER 260 "ZONING," OF THE MENDON TOWN CODE**

**(Resolution 21-165)**

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

Local law No. 1 of the Year 2021. The Repeal of Section 16.1 PUD Planned Unit Development District of Chapter 260 Zoning of the Town Code. This will not affect any pending applications for PUD approval.

Be it enacted by the Town Board of the Town of Mendon as follows:

Section I. Legislative Authority.

This local law is enacted pursuant to the authority contained in Municipal Home Rule Law.

Section II. Repeal of PUD Planned Unit Development Section of Town Code

Section 16.1 "PUD Planned Unit Development District" of Chapter 260 "Zoning," of the Mendon Town Code is hereby repealed. This repeal will not affect any pending applications for PUD approval.

Section III. When effective.

This local law shall take effect immediately upon filing with the Secretary of State of the State of New York.

Mr. Hagreen stated that the Board has been asked to consider Mr. Ryan's request. Mr. Boyce stated that it was totally unnecessary as Mendon Green is the only application currently submitted to the Town. Supervisor Moffitt added that while he hears Mr. Ryan, Mr. Boyce is the Board's attorney and is trusted by them. The Board continued to discuss the merits of the proposed legislation. Mr. Boyce stated that his reading of the original court case demonstrated that the PUD section needs to be rewritten.

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

**SUMMER WORK ON TOWN ROADS – REVISE 284 AGREEMENT WITH HIGHWAY SUPERINTENDENT*****(Resolution 21-166)***

A motion was made by Mrs. Carroll, seconded by Mr. Dubois, to amend the 284 Agreement with the Highway Superintendent by deleting work on Langpap Road and adding further work: 1A stone and Chip Seal on Chamberlain Road commencing at Cheese Factory Road to Taylor Road. Distance of .94 miles not to exceed the sum of \$15,637.00 for materials. Width of traveled surface 22 feet.

The Board discussed the particulars of these revisions with Highway Superintendent Caschetta.

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

**MENDON GREEN – SKETCH PLAN*****(Resolution 21-167)***

A motion was made by Mrs. Carroll, seconded by Mr. Dubois, to adopt the following:  
Be it RESOLVED by the Town Board of the Town of Mendon, duly assembled:

1. Having Received a Sketch Plan for the revised Mendon Green project, and notwithstanding the absence of a contact for a sewer services sufficient to support the number of homes contained in said revised Mendon Green sketch plan, the Mendon Board hereby approves the same pursuant to Town Code 200.17 (G).
2. This resolution shall take effect immediately.

Mr. Boyce explained that approving this resolution would be approving the submitted sketch plan for 90+ homes without a sewer agreement in place with the Town of Pittsford for 90+ homes.

Defeated: Mrs. Carroll, Nay; Mr. Dubois, Nay; Mr. Hagreen, Aye; Mrs. Jenkins, Nay; Mr. Moffitt, Nay.

**LABELLA ENGINEERS – SPLASH PARK – STATEMENT OF SERVICES*****(Resolution 21-168)***

A motion was made by Mr. Hagreen, seconded by Mrs. Carroll, to enter into an agreement with LaBella for a full scope of services including design, bidding, construction, and administration for the splash park. The total cost will not exceed \$88,000.00 and will be paid from account number A7120.300.

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

**ASSESSOR – SEMINAR ATTENDANCE*****(Resolution 21-169)***

A motion was made by Mrs. Jenkins, seconded by Mr. Dubois, to authorize the attendance of Assessor James LeGrett at the Western New York Chapter of the International Association of Assessing Officers Seminar on the Valuation of Orchards and Vineyards, Thursday, July 29, 2021, at Spring Lake Winery, Lockport, NY. All necessary and legal expenses will be reimbursed, not to exceed \$50.00, paid from account A1355.420.

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

**TOWN HALL – WEST MAIN STREET DOOR REPLACEMENT*****(Resolution 21-170)***

A motion was made by Mr. Carroll, seconded by Mr. Dubois, to authorize the expenditure of funds for materials to make the West Main Street door to the Town Hall handicapped accessible. The amount will not exceed \$1,647.96 and will be paid from account A1620.411.

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

**EXECUTIVE SESSION**

***(Resolution 21-171)***

A motion was made by Mrs. Carroll, seconded by Mr. Dubois, to enter into an executive session for the purpose of discussing personnel matters related to specific employees at 7:41PM.

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

***(Resolution 21-172)***

A motion was made by Mr. Hagreen, seconded by Mrs. Jenkins, to exit the executive session at 7:57PM.

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

**PUBLIC COMMENT**

Mr. Ryan stated that he has emailed the Town Clerk, Mr. Merzke, for a copy of the current Town Zoning Map and has not received it. Supervisor Moffitt will follow up on this tomorrow.

**ADJOURNMENT**

***(Resolution 21-173)***

A motion was made by Mr. Hagreen, seconded by Mrs. Carroll, to adjourn the meeting at 8:03PM.

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