

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held September 17, 2019 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

PRESENT:

William D. Reilich	Supervisor
David M. Barry, Jr.	Councilman
William Murphy	Councilman
Joshua Jensen	Councilman
Diana Christodaro	Councilwoman

Cheryl M. Rozzi, Town Clerk
Brian Marianetti, Town Attorney

PLEDGE OF ALLEGIANCE:

Supervisor Reilich called upon Councilman Bill Murphy to lead the Town Board in the Pledge of Allegiance. Pastor Gary Pfeiffer of Morningstar Christian Church provided the invocation.

He then provided his monthly update on significant Town projects and programs for the residents of the Town of Greece as follows:

NEW BUSINESSES

The Town Board and I were pleased to join the owners of Black Hawk Lock and Key in cutting the ribbon on their new business in the Town of Greece. They said while interacting with their customers they realized that many of them come from Greece and the Western portion of the County. They have opened up next to Buckman's Car Wash and are already busy serving the needs of their customers. Their services include Encompass digital security, overhead garage doors and gates, safes and auto, residential and commercial lock needs. They are available with a 24-hour locksmith service.

Doctor Shirley's Body Scanning Center also opened up her business in Greece. This business focuses on providing a healthy balance of vitamins and minerals – she provides a variety of health services on site. The town board and I were happy to welcome her business to Greece as well.

PROJECT H.E.L.P

The Town of Greece will be the New York State location for the 2019 Law Enforcement Suicide Awareness Walk. The Town Board and I, along with Chief Phelan are honored to serve as the host for this event. Prior to the start of the walk, we will be having an unveiling ceremony in front Precinct One and the public is welcome to join. Those interested in participating in the walk can reference my facebook page for the link to sign up. We encourage everyone to share this event with their family and friends in an effort to support police officers and their families through the tragedies of suicide.

SHREDDING EVENT

Tomorrow, September 18th we will be hosting a free shredding event for Greece residents. This is our second and final for this year and this is our late afternoon/evening event. You may recall this spring we hosted this event during the day. We try to accommodate our residents with varying schedules. The town board and I will be joined by town staff to assist residents. The event runs from 4:00 PM – 7:00 PM.

TOWN COURT

Another reminder, the Greece Town Court now has a 24-hour drop box, similar to the one we installed in the Receiver of Taxes office. The drop box should only be used for submitting ticket pleas and traffic payments – no personal checks or checks are accepted in the drop box. Payments can be made via money order or certified check. I also want to remind residents that we also instituted NCourt last year, a system that allows for payments online.

HOUSEHOLD HAZARDOUS WASTE

We recently released that we will be hosting a Household Hazardous Waste Collection event. This is scheduled for Saturday, October 12th from 7:45 am until noon. Appointments are REQUIRED. You can reference my facebook page or the town website for details and to register through the provided website.

COMMUNITY AND SENIOR CENTER RENOVATIONS

We invite member of the community to stop by the Community and Senior Center to see some of the renovations that have taken place. We have recently replaced the flooring, added some monitors to our walk track and have begun painting many of the community rooms. On September 24th the Community and Senior Center will be holding an open house from 10:00 – 11:30 am and again from 6:00 – 7:30 pm. Tours will be offered, our instructors will be on hand to answer any questions and non-members will be able to sign up for memberships as well.

PROCLAMATIONS, ADDITIONS/DELETIONS TO AGENDA

Supervisor Reilich along with the Town Board awarded one proclamation to Joe Janowicz and Ken Wheaton. Both Joe and Ken collaborated to create a comic book titled, “Dreamer”. “Dreamer” tells the story of 14 year old Franklin Johnson who suffers serious injuries while saving children from a hospital fire. While in a coma, Franklin wakes in a dream world and discovers that he can travel into handicapped children’s dreams and help them overcome their fears by harnessing their inner strengths. This book will be available in hospitals, schools, and comic book shops and part of the proceeds will be donated to the Golisano Children’s Hospital.

PUBLIC FORUM:

An Open Forum was conducted to allow speakers the opportunity to address the Town Board. Four speakers addressed the Town Board and the Open Forum concluded at 6:18 p.m.

#183 A- Councilman Barry offered the following resolution and moved its adoption; seconded by Councilman Jensen:

WHEREAS, 3935 Dewey Ave, LLC. (the “Applicant”) has submitted a request to the Town Board of the Town of Greece, Monroe County, New York, for a waiver of the requirement to obtain a special use permit to operate a restaurant known as Kentucky Fried Chicken, on property located at 3935 Dewey Avenue (the “Premises”), in a DMU (Dewey Avenue Mixed Use) Zoning District; and

WHEREAS, having considered carefully all relevant documentary, testimonial, and other evidence submitted, the Town Board makes the following findings:

1. In summary, the Applicant proposes to operate a restaurant in existing tenant space, including preparation, service, sale and consumption of food on the Premises and for takeout.
2. The Proposal is classified as a Type II action pursuant to the State Environmental Quality Review or “SEQR” regulations (6 CRR-NY, §617.5). Type II actions have been determined to not have a significant impact on the environment and are not subject to further review under SEQR.

NOW, THEREFORE, be it

RESOLVED that, based on the aforementioned information, documentation, testimony, and findings, SEQR does not require further action relative to the Proposal.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#183 B- Councilman Barry offered the following resolution and moved its adoption; seconded by Councilman Jensen:

WHEREAS, 3935 Dewey Ave, LLC. (the “Applicant”) has submitted a request to the Town Board of the Town of Greece, Monroe County, New York, for a waiver of the requirement to obtain a special use permit to operate a restaurant known as Kentucky Fried Chicken, on property located at 3935 Dewey Avenue (the “Premises”), in a DMU (Dewey Avenue Mixed Use) Zoning District; and

WHEREAS, having considered carefully all relevant documentary, testimonial, and other evidence submitted, the Town Board makes the following findings:

1. In summary, the Applicant proposes to operate a restaurant in existing tenant space, including preparation, service, sale and consumption of food on the Premises and for takeout.

NOW THEREFORE, be it

RESOLVED that, based on the aforementioned information, documentation, testimony, and findings, pursuant to the authority conferred by New York State Town Law, Article 16, and pursuant to the Code of the Town of Greece, New York, Chapter 211 (the "Zoning Ordinance"), the request submitted by the Applicant for a waiver of the requirement to obtain a special use permit to operate a restaurant is hereby approved and granted, subject to the following conditions:

1. The Applicant shall operate the restaurant in conformity with all details of the Proposal, as described in the written descriptions and various plans of the Proposal, and as set forth herein. In the event of any conflict among the written descriptions of the Proposal, the various plans of the Proposal, or the requirements or restrictions of this resolution, the Town Board, in its sole discretion and judgment and without hearing, shall determine the resolution of such conflict.
2. The maximum occupancy in this restaurant shall be the limits established by the Town's Fire Marshal pursuant to the New York State Uniform Fire Prevention and Building Code.
3. The Applicant shall obtain all other approvals, permits, and certificates which may be required from the Town of Greece and any other agencies.
4. Failure to comply with all applicable federal, state, county, and Town laws, ordinances, codes, rules, and regulations, including but not limited to the New York State Uniform Fire Prevention and Building Code, may be grounds for revocation of this waiver.
5. Wherever this resolution refers to a specific public official, agency, or regulation it shall be construed to include any succeeding authority.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#184 A - Councilman Jensen offered the following resolution and moved its adoption; seconded by Councilman Barry:

WHEREAS, Jose Joe's Burgers and Burritos of Greece, LLC. (the "Applicant") has submitted a request to the Town Board of the Town of Greece, Monroe County, New York, for a waiver of the requirement to obtain a special use permit to operate a restaurant known as Jose Joe's Burgers and Burritos, on property located at 2570 Ridgeway Avenue (the "Premises"), in a BR (Restricted Business) Zoning District; and

WHEREAS, having considered carefully all relevant documentary, testimonial, and other evidence submitted, the Town Board makes the following findings:

1. In summary, the Applicant proposes to operate a restaurant in existing tenant space, including preparation, service, sale and consumption of food on the Premises and for takeout.
2. The Proposal is classified as a Type II action pursuant to the State Environmental Quality Review or "SEQR" regulations (6 CRR-NY, §617.5). Type II actions have been determined to not have a significant impact on the environment and are not subject to further review under SEQR.

NOW, THEREFORE, be it

RESOLVED that, based on the aforementioned information, documentation, testimony, and findings, SEQR does not require further action relative to the Proposal.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#184 B - Councilman Jensen offered the following resolution and moved its adoption; seconded by Councilman Barry:

RESOLVED that this Town Board grant authorization to for the Supervisor to enter into an agreement with Tri Utility Cost Reductions, Inc. to perform audits of the town's utility and telephone bills. A commission of 50% of any refunds obtained for the town will be retained by the contractor.

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ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#185 - Councilman Barry offered the following resolution and moved its adoption; seconded by Councilman Murphy:

RESOLVED that this Town Board grant authorization to make various adjustments and transfers to the 2019 budget (list attached).

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#186- Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Murphy:

RESOLVED that this Town Board grant authorization to accept a check in the amount of \$10,164.00 from T.Shaw Inc. for site work for the Wendy's Restaurant on Latta Road.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#187- Councilman Jensen offered the following resolution and moved its adoption; seconded by Councilman Barry:

RESOLVED that this Town Board grant authorization to waive the Town's portion of fees for marriage licenses and certificates when either applicant is a member of the United States armed forces on active duty, as authorized by a recent amendment to New York State law entitled "an act to amend the domestic relations law, in relation to waiving the fee for marriage licenses for active duty members of the armed forces".

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#188- Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Jensen:

RESOLVED that this Town Board grant authorization to amend an agreement with Comcate Software, Inc. to provide enhancements to building permit software.

BE IT FURTHER

RESOLVED that the Supervisor is authorized to execute any necessary documentation.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#189- Councilman Murphy offered the following resolution and moved its adoption; seconded by Councilman Barry:

RESOLVED that this Town Board grant authorization to enter into an intermunicipal agreement with the Town of Parma and Village of Hilton to provide the assistance of the Greece Special Police during the 2019 Hilton Apple Fest.

BE IT FURTHER

RESOLVED that the Supervisor is authorized to execute any necessary documentation.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

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#190- Councilman Barry offered the following resolution and moved its adoption; seconded by Councilman Jensen:

RESOLVED that this Town Board grant authorization to establish an annual fee of \$15 per pole for permitted wire attachments located on Town-owned utility poles.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#191- Councilman Jensen offered the following resolution and moved its adoption; seconded by Councilman Murphy:

RESOLVED that this Town Board grant authorization to renew a professional services agreement with EAP Workforce Solutions to provide EAP services to the Town's workforce.

BE IT FURTHER

RESOLVED that the Supervisor is authorized to execute any necessary documentation.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#192- Councilman Murphy offered the following resolution and moved its adoption; seconded by Councilman Jensen:

RESOLVED that this Town Board grant authorization to enter into various agreements (list attached) for programs associated with the operation of the Greece Community and Senior Center;

BE IT FURTHER

RESOLVED that the Supervisor is authorized to execute said agreements.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#193- Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Murphy:

RESOLVED that this Town Board grant authorization to enter into an agreement with Doyle Security Systems to provide additional security at Town parks.

BE IT FURTHER

RESOLVED that the Supervisor is authorized to execute any necessary documentation.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#194- Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Barry:

RESOLVED that this Town Board grant authorization to enter into an agreement with the Leo J. Roth Company to provide splash pad maintenance.

BE IT FURTHER

RESOLVED that the Supervisor is authorized to execute any necessary documentation.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

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#195- Councilman Jensen offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

RESOLVED that this Town Board grant authorization to surplus the following DPW & GPD items to be disposed of through a public auction held Saturday, October 5, 2019 at the Monroe County Fleet Center. (See attached list)

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#196- Councilman Murphy offered the following resolution and moved its adoption; seconded by Councilman Jensen:

RESOLVED that this Town Board grant authorization to extend the 2017 Concrete Crushing bid for an additional one year period with no changes in pricing and contract terms with Villager Construction, 435 Old Macedon Center Road, Fairport, New York 14450. This is the second of three possible extensions.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#197- Councilman Murphy offered the following resolution and moved its adoption; seconded by Councilman Barry:

RESOLVED that this Town Board grant authorization to accept the Operation Stonegarden Grant from U.S. Department of Homeland Security.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#198- Councilman Murphy offered the following resolution and moved its adoption; seconded by Councilman Jensen:

RESOLVED that, pursuant to the requirements of section 103 of the General Municipal Law, sealed bids will be received at the Town Clerk's Office, Town of Greece, 1 Vince Tofany Boulevard, Greece, New York 14612, 3:00 p.m., October 15, 2019, at which time they will be publicly opened and read aloud for the following:

Various 2020 Police/Civilian Sedans and SUVs
Various 2020 Chevrolet Tahoe Civilian and Police Pursuit Vehicles (PPV)

All bids must be endorsed, with the title of purchase to which they relate, the name and address of the bidder, and shall be in conformity with the bidding sheets and specifications, which will be furnished by the Town Clerk and are now available, and be it further

RESOLVED that the Town Board reserves the right to reject any and all bids received.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

#199 - Councilman Barry offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

RESOLVED that this Town Board grant authorization to enter into a memorandum of understanding with the County of Monroe regarding the New York State REDI Program.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
 Nays 0

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#200 - Councilman Jensen offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

RESOLVED that this Town Board grant authorization to reappoint Richard Baart to the full time position of Acting Assessor.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
Nays 0

#201 - Councilman Barry offered the following resolution and moved its adoption; seconded by Councilman Murphy:

RESOLVED that this Town Board grant authorization to enter into an agreement with Christa Construction, LLC for general construction management related services.

BE IT FURTHER

RESOLVED that the Supervisor is authorized to execute any necessary documentation.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
Nays 0

#202 - Councilman Murphy offered the following resolution and moved its adoption; seconded by Councilman Jensen:

RESOLVED that this Town Board grant authorization to appoint Ryan Camera to the full time position of Police Officer, effective September 24, 2019.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
Nays 0

#203- Councilman Jensen offered the following resolution and moved its adoption; seconded by Councilman Barry:

RESOLVED that this Town Board grant authorization to appoint Edward Giblin to the full time position of Police Officer, effective September 23, 2019.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
Nays 0

#204- Councilman Murphy offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

RESOLVED that this Town Board grant authorization to enter into an agreement with Vermont Systems Inc. to provide implementation and training of registration software upgrade.

BE IT FURTHER

RESOLVED that the Supervisor is authorized to execute any necessary documentation.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
Nays 0

#205 - Councilman Barry offered the following resolution and moved its adoption; seconded by Councilman Jensen:

RESOLVED that this Town Board grant authorization to settle the matter of *Palumbo v. Town of Greece*.

ADOPTED: Ayes 5 Reilich, Barry, Murphy, Jensen, Christodaro
Nays 0

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#206 - Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Murphy:

RESOLVED that this Town Board grant authorization to appoint Lily Pavlovych to the full time position of Clerk to Town Justice effective October 1, 2019, pending successful completion of background.

ADOPTED: Ayes 5
Nays 0

Reilich, Barry, Murphy, Jensen, Christodaro

Meeting adjourned at 6:40 p.m.

Date

October 1, 2019

Cheryl M. Rozzi, Town Clerk

Action	Account	Description	Amount
1	Adjustment to procure additional equipment for Community and Senior Center		
Increase	A.4772.0000.000	Federal Aid	\$ 10,000.00
Increase	A.7020.0000.201	Recreation.Equipment	\$ 10,000.00
2	Account true-up for Library Donations.		
Increase	L.2401.2705.000	Library Donation Interest	\$ 313.93
Increase	L.2705.0000.000	Library Donations	\$ 1,095.00
Increase	L.7989.0000.445	Library Donation Expenses	\$ 1,408.93
3	Adjustment for Flood Control activities in 2019.		
Increase	SD.8745.0000.001	Flood Control.Payroll	\$ 99,464.46
Increase	SD.8745.0000.008	Flood Control.Benefits	\$ 7,571.70

September 2019

Recreation/Community Center

- Dave Phelps, 82 Falleson Drive, Rochester, NY 14616; Contract to provide entertainment for the Friends and Fun program on September 19 in the amount of \$100.00.
- Oreste Capone, 26 Bitterroot Trail, Hilton, NY 14468; Contract to provide entertainment for the Oktoberfest Party on September 25 in the amount of \$150.00.
- Joe Maloy, 136 Peanut St. Derry, PA 15627; Contract to provide entertainment for the Oktoberfest Party on September 25 in the amount of \$500.00.
- Jim Gotta, 12 Bent Oak Trail, Fairport, NY 14450; Contract to provide open square dancing calling on September 26, October 24, and November 14 in the amount of \$75.00 per class.
- Adventures in Climbing, 912 SR 104 Suite 100 Ontario, NY 14519; Contract to provide inflatables for the Jump and Jam event on October 3 in the amount of \$850.00.
- Richard Ventura. 105 Shadowlawn Court, Rochester, NY 14617; Contract to provide dj services for the Jump and Jam event on October 3 in the amount of \$125.00.
- Bach to Rock Music School, Nick Valente; 2160 Penfield Rd, Penfield, NY 14526; Contract to provide instruction and materials for a program on October 8 in the amount of \$15.00 per person.
- Diane Rivoli, 425 Crosby Lane, Rochester, NY 14612; Contract to provide a presentation for the Time Out for Women program on October 16 in the amount of \$150.00.
- Roc Paint and Sip, PO Box 24243, Rochester, NY 14624; Contract to provide a painting class on October 14 in the amount of \$10.00 per person.
- Bridget LeBeau, 32 Applegrove Drive, Rochester, NY 14612; Contract to provide fitness classes from September through December 2019 in the amount of \$25.00 per hour.

DPW Fall Auction Items

1. #23 – 2011 Ford Escape, V6, automatic, vin #1FMCU9DG2BKA45022
2. #70 – 2002 Sterling T/A dump truck, vin #2FZHAZA882AJ69721
3. #190 – 2001 Volvo S/A dump truck, Cummins L10, 8-speed, vin #4V5J38UE31N308803
4. #238 – 2004 Volvo EC55B rubber tracked excavator with thumb and push blade, 4,612 hours, serial #31876
5. #248 – 2004 Chevrolet 2500 regular cab, 4x4 pickup, 6.0L gas, automatic, vin #1GCHK24U75E266504
6. #263 – 2006 Chevrolet 2500 regular cab, 4x4 pickup, 6.0L gas, automatic, 1GCHK24U26E266072
7. #271 – 2006 Chevrolet 2500 regular cab, 4x4 pickup with plow, 6.0L gas, automatic, vin #1GCHK24UX7E113294
8. #716 – 1963 Gorman 6" water pump, serial # 02239696
9. AB-01 – Mighty Mac wheeled blower, serial #850A072651
10. LM-29 – 20" push lawnmower, serial #10293K51166
11. LM-30 – 20" push lawnmower, serial #10253K50341
12. LM-35 – 20" push lawnmower, serial #1L1564I41454
13. LM-36 – 20" push lawnmower, serial #1L156I41434
14. LM-37 – 20" push lawnmower, serial #1B148K71675
15. LM-38 – 20" push lawnmower, serial #1B148K1663
16. PS-12 – Graco 5900 Model 3 paint sprayer, serial #1389
17. TMP-03 – Plate tamper, 5 horsepower briggs & Stratton engine, serial #03-S2731301
18. VC-02 – Lazy Boy Deluxe Chipper/Vacuum TVS90, 3.8 horsepower, serial #46055B
19. WP-17 – Homelite 2" centrifugal pump serial #HN1130495
20. WP-20 – Homelite 2" centrifugal pump serial #HN1130491
21. WP-23 – Homelite 2" centrifugal pump serial #HN1130494
22. WP-25 – Homelite 2" centrifugal pump serial #HN1130492
23. Tractor-trailer type, 2 axle, 5th Wheel Dolly
24. Miscellaneous auto and truck parts

GPD Fall Auction Items

1. John Deere 425 garden tractor with front loader bucket, gas engine, 2 wheel drive, hydrostatic, Serial #M00425A053105
2. Miscellaneous Police Car parts and equipment