



a town for a lifetime **IRONDEQUOIT** *New York*

REGULAR TOWN BOARD MEETING

FEBRUARY 22, 2024

7:00 PM

AGENDA

02/21/2024 3:45 PM

PLEDGE OF ALLEGIANCE

ROLL CALL

SUPERVISOR'S REMARKS & ANOUNCEMENTS

PUBLIC INPUT

FINANCIAL REPORT

APPROVAL OF MINUTES

January 2, 2024 Organizational Meeting

January 9, 2024 Workshop Meeting

January 16, 2026 Regular Town Board Meeting

ITEM(S) FOR BOARD ACTION:

Appointments

02A2024-1 Resolution Authorizing the Appointment of a Town Board Member

02A2024-2 Resolution Authorizing the Appointment of an Office Clerk II in the Irondequoit Police Department

02A2024-3 Resolution Authorizing the Appointment of a Senior Despatcher in the Department of Public Works

- 02A2024-4 Resolution** Authorizing the Appointment of a Second Senior Dispatcher in the Department of Public Works
- 02A2024-5 Resolution** Authorizing the Re-Appointment of a Full-Time Deputy Court Clerk in the Irondequoit Town Court
- 02A2024-6 Resolution** Reappointing Conservation Board Members
- 02A2024-7 Resolution** Authorizing the Appointment of an Assessor
- 02A2024-8 Resolution** Authorizing the Appointment of Two Members to the Ethics Committee
- 02A2024-9 Resolution** Authorizing the Re-Appointment of the Audit Committee

Community Development

- 02A2024-10 Resolution** Calling for a Public Hearing on the Matter of Granting a Special Use Permit for 5370 St. Paul Blvd. in the C-Business District and Referring Same to the Planning Board for Comment
- 02A2024-11 Resolution** Calling for a Public Hearing on the Matter of Granting a Special Use Permit for 300 St. Joseph Street in an R-R Rural Residential District
- 02A2024-12 Resolution** Regarding State Environmental Quality Review Act Compliance in the Matter of Rezoning Application for a Portion of 1700 Hudson Avenue, Tax ID No. 091.07-1-96.2 From R-4 Residential to C-Business District
- 02A2024-13 Resolution** Approving an Application on the Matter of Rezoning a Portion of 1700 Hudson Avenue, Tax ID No. 091.07.1.96.2 From R-4 Residential to C-Business District

Comptroller

- 02A2024-14 Resolution** Authorizing Adjustment of the Mileage Reimbursement Rate for 2024 to \$.67 Consistent with the Rate Allowed by the U.S. Internal Revenue Service
- 02A2024-15 Resolution** Scheduling a Public Hearing to Provide Opportunity for Public Comment on Irondequoit's Community Development Block Grant Program (CDBG)

Police

- 02A2024-16 Resolution** Authorizing the Acceptance of Complimentary Annual Physical Exams, Core Vaccinations, Testing, and Preventive Medications from Lakeside Animal Hospital for the Irondequoit Police Department K9 Unit
- 02A2024-17 Resolution** Authorizing the Supervisor to Enter into Contracts and Accepting Funding for DWI Programs
- 02A2024-18 Resolution** Authorizing Entry into Agreement with Wegmans Food Markets, Inc. for IPD Presence at Supermarket
- 02A2024-19 Resolution** Authorizing the Purchase of Two (2) Specially Bred and Trained K9 Dogs for the Town of Irondequoit Police Department K9 Unit
- 02A2024-20 Resolution** Authorizing an Agreement between the Town of Irondequoit, the Irondequoit Police Department, and George W. Long, Inc. d/b/a Sea Breeze Park

Public Works

- 02A2024-22 Resolution** Authorizing the Purchase of One (1) Track Mounted Sidewalk Tractor Plow with Snow Removal Attachments to be Used by the Department of Public Works
- 02A2024-23 Resolution** Declaring Certain Equipment as Surplus Property

02A2024-24 Resolution Awarding Bid for Seneca Road Reconstruction

02A2014-25 Resolution Accepting Gifts of Benches

02A2024-26 Resolution Authorizing the Supervisor to Sign the Calculation Worksheet for New York State Snow & Ice for the 2023 – 2024 Season

02A2024-27 Resolution Authorizing the Purchase of One (1) Patch Truck to be Used by the Department of Public Works

Recreation

02A2024-28 Resolution Authorizing the Supervisor to Enter into Various Contracts with Independent Contractors from Local B-90 for Staffing of Parking Personnel, Ticket Takers, and Ticket Sellers for Various Town Special Events

02A2024-29 Resolution Facilitating the Planning of Special Events

Supervisor

02A2024-30 Resolution Authorizing the Supervisor to Execute a Coalition Involvement Agreement with Uplift Irondequoit

Town Clerk

02A2024-31 Resolution Approving the Special Event License for Shamrock Jack's Restaurant to Conduct its Annual St. Patrick Day's Festival

NEXT WORKSHOP MEETING: MARCH 11, 2024 @ 4 P.M.

NEXT REGULAR TOWN BOARD MEETING: MARCH 19, 2024 @ 7 P.M.

EXPENSES

Fund	Original Budget	Amended Budget	Cumulative, Year to Month End			Percent of Year Elapsed	Percent of Budget Spent & Enc'd
			Expended	Encumb'd	Available Balance		
			27,285,938				
001 General (includes cemetery)	25,898,353	27,465,731	26,765,980	519,958	179,793	100.0%	99.3%
percent of amended budget			97.5%	1.9%	0.7%		
005 Library	2,791,458	2,795,481	2,778,469	11,322	5,689	100.0%	99.8%
percent of amended budget			99.4%	0.4%	0.2%		
021 Highway # 1, Road Impvts	3,617,491	4,332,977	4,924,074	250,542	-841,638	100.0%	119.4%
percent of amended budget			113.6%	5.8%	-19.4%		
023 Highway # 3, Equipment Maint	1,080,830	1,080,830	1,111,398	6,565	-37,133	100.0%	103.4%
percent of amended budget			102.8%	0.6%	-3.4%		
024 Highway # 4, ROW / Winter	1,119,568	1,120,068	1,000,056	150	119,862	100.0%	89.3%
percent of amended budget			89.3%	0.0%	10.7%		
031 Consolidated San. Sewer Dist	4,362,057	4,388,608	3,824,829	307,617	256,163	100.0%	94.2%
percent of amended budget			87.2%	7.0%	5.8%		
038 Stormwater Drainage Dist	888,044	941,261	929,595	862	10,803	100.0%	98.9%
percent of amended budget			98.8%	0.1%	1.1%		
036 LaSalle Landing Sewer District	139	139	139	0	0	100.0%	100.0%
percent of amended budget			100.0%	0.0%	0.0%		
039 Rock Beach San. Sewer Dist	8,302	8,302	8,301	0	1	100.0%	100.0%
percent of amended budget			100.0%	0.0%	0.0%		
040 Orland Road San. Sewer Dist	14,149	14,149	14,149	0	0	100.0%	100.0%
percent of amended budget			100.0%	0.0%	0.0%		
051 Sea Breeze Water District	1,157,166	1,157,166	1,172,575	0	-15,409	100.0%	101.3%
percent of amended budget			101.3%	0.0%	-1.3%		
071 - 098 Lighting Districts	161,600	164,955	43,781	150,405	-29,231	100.0%	117.7%
percent of amended budget			26.5%	91.2%	-17.7%		
TOTAL	41,099,157	43,469,667	42,573,346	1,247,421	-351,101	100.0%	100.8%
			43,820,767				
Percent of Amended Budget Spent			97.9%				
Percent of Amended Budget Encumbered				2.9%			
Total Percent Spent & Encumbered							100.8%
Tax Levy Sensitive	34,507,839	36,795,226	36,580,116	788,537	-573,427	100.0%	101.6%
Total Spent + Encumbered		37,368,653	99.4%	2.1%	-1.6%		101.6%

REVENUES

Fund	Original Budget	Amended Budget	Cumulative		Percent of Real Estate Tax	Percent of Year Elapsed	Percent of Revenue Received
			Receipts Through This Month	Balance to be Received			
001 General:							
Real Estate Tax (001-1001)	12,007,112	12,007,112	12,007,112	0	65.8%		100.0%
Payment In Lieu of Tax (001-1081)	257,392	257,392	251,530	5,862			97.7%
Sales Tax (001-1120)	5,700,000	5,700,000	4,753,890	946,111			83.4%
Mortgage Tax (001-3005)	990,000	990,000	644,839	345,161			65.1%
AIM-Related Payments-NYS (001-2750)	613,283	613,283	0	613,283			0.0%
Interest Earnings (001-2401)	5,000	5,000	56,033	-51,033			1120.7%
Franchise Cable TV (001-1170)	666,000	666,000	306,539	359,461			46.0%
Recreation Program Fees (001-2001)	589,300	589,300	684,280	-94,980			116.1%
Cemetery Revenues (001-2190/2665)	167,000	167,000	173,256	-6,256			103.7%
Fines & Bail Forfeitures (001-2610)	150,500	150,500	75,088	75,412			49.9%
Other Sources of Revenue	1,904,326	2,413,633	4,493,504	-2,079,871			186.2%
Appropriated Fund Balance	2,848,440	2,848,440	2,848,440	0			
Total, Revenue & Fund Balance	25,898,353	26,407,660	26,294,509	113,151		100.0%	99.6%

Fund	Original Budget	Amended Budget	Cumulative Receipts as of This Month	Balance to be Received	Percent of Real Estate Tax	Percent of Year Elapsed	Percent of Revenue Received
005 Library							
Real Estate Tax	2,695,213	2,695,213	2,695,213	0	14.8%		100.0%
Other Sources of Revenue	96,245	100,098	122,477	-22,380			122.4%
Appropriated Fund Balance	0	0	0	0			
Total, Revenue & Fund Balance	2,791,458	2,795,311	2,817,690	-22,380		100.0%	100.8%
021, 023, 024 Highway Funds							
Real Estate Tax	3,557,280	3,557,280	3,557,280	0	19.5%		100.0%
All Other Sources	1,760,609	2,472,815	2,715,268	-242,453			109.8%
Appropriated Fund Balance	500,000	500,000	500,000	0			
Total, Revenue & Fund Balance	5,817,889	6,530,095	6,772,548	-242,453		100.0%	103.7%
031 Consolidated San. Sewer District							
Sewer Service Charges	3,879,510	3,879,510	3,879,510	0			100.0%
Other Sources of Revenue	163,547	163,547	136,424	27,123			83.4%
Appropriated Fund Balance	319,000	319,000	319,000	0			
Total, Revenue & Fund Balance	4,362,057	4,362,057	4,334,934	27,123		100.0%	99.4%
038 Stormwater Drainage District							
District Service Charges	881,644	881,644	881,644	0			100.0%
Other Sources of Revenue	6,400	6,400	1,102	5,298			17.2%
Appropriated Fund Balance	0	0	0	0			
Total, Revenue & Fund Balance	888,044	888,044	882,746	5,298		100.0%	99.4%
036 LaSalle Landing Sewer District							
District Capital Charges	139	139	139	0			100.0%
Other Sources of Revenue	0	0	1	-1			#DIV/0!
Total Revenue	139	139	140	-1		100.0%	100.7%
039 Rock Beach San. Sewer District							
District Capital Charges	8,302	8,302	8,302	0			100.0%
Other Sources of Revenue	0	0	25	-25			#DIV/0!
Total Revenue	8,302	8,302	8,327	-25		100.0%	100.3%
040 Orland Road San. Sewer District							
District Capital Charges	14,149	14,149	14,149	0			100.0%
Other Sources of Revenue	0	0	329	-329			#DIV/0!
Total Revenue	14,149	14,149	14,478	-329		100.0%	102.3%
051 Sea Breeze Water District							
District Real Estate Tax	40,406	40,406	40,406	0			100.0%
Other Sources of Revenue	1,116,760	1,116,760	933,707	183,053			83.6%
Appropriated Fund Balance	0	0	0	0			
Total, Revenue & Fund Balance	1,157,166	1,157,166	974,113	183,053		100.0%	84.2%
071 - 098 Lighting Districts							
District Real Estate Tax	161,600	161,600	161,600	0			100.0%
Other Sources of Revenue	0	0	52,408	-52,408			
Appropriated Fund Balance	0	0	0	0			
Total, Revenue & Fund Balance	161,600	161,600	214,008	-52,408		100.0%	132.4%
Summary of Revenues and Appropriated Fund Balances							
Real Estate Tax	18,259,605	18,259,605	18,259,605	0	100.0%		100.0%
Special District Real Estate Tax	202,006	202,006	202,006	0			100.0%
Sanitary Sewer Service Charges	3,902,100	3,902,100	3,902,100	0			100.0%
Stormwater District Service Charges	881,644	881,644	881,644	0			100.0%
Other Sources of Revenue	14,186,362	15,411,728	15,400,699	11,028			99.9%
TOTAL	37,431,717	38,657,083	38,646,054	11,028		100.0%	100.0%
Appropriated Fund Balance	3,667,440	3,667,440	3,667,440	0			100.0%
Grand Total, Revenues and Appropriated Fund Balance	41,099,157	42,324,523	42,313,494	11,028			100.0%

Town Board Meeting Notes

In this report, I am presenting a preliminary look at the 2023 financial results for the Town as of December 31. The 2023 books will not close until the end of February to allow for receipt and processing of outstanding commitments, and to account for and properly book the remaining revenue that is owed to the Town. Again, during the March Town Board meeting, I will present the most current 2023 preliminary results along with the respective 2024 monthly financial reports. The Town's auditors from the Bonadio Group will present highlights of the audited 2023 Financial Statements and Audit Report upon completion of the audit work.

The 2023 financial results as of December 31st: 100% of the year has elapsed and the Town's total expenses are on par with budget at 100.8%—a sum of \$43,821k.

Encumbrances are \$1,247k and actual expenses total \$42,573k. The actual expenses alone equate to 97.9% of budget. Encumbrances are still an important part of the Town's outstanding commitments.

The General Fund expenses are slightly lower than budget at 99.3% or \$27,286k.

The actual expenditures are 97.5% of budget or \$26,766k and 1.9% (\$520k) remains for encumbrances.

Overall, the expenses in the highway funds are above budget at 111.6%; a total of approximately \$7,293k. The costs in these funds result from considerable expenses for salt, gas, and paving as anticipated. The overage of expenditures results from additional paving and will be offset by a rollover of 2022 CHIPS revenue.

The Library expenditures are 99.8% of budget—a total of \$2,790k.

Expenses in the Sewer Fund of \$4,132k are below budget at 94.2%.

The Stormwater Drainage expenses are approximately 99% of budget—a total of \$930k.

Regarding the entire Town, revenue and appropriated fund balance of \$42,313k or 100% has been documented to date.

The General Fund has recorded revenue of \$26,295k —99.6% of budget. Real estate tax of \$12,007k has been collected. 97.7% of the Payment In Lieu Of Tax revenue of almost \$252k has been received. 8 months of Sales Tax revenue in the amount of \$ 4,754k (83.4% of budget); the AIM payment of \$613k has been received and Mortgage Tax for the three quarters of \$645k has been received. Additional revenue to be recorded include 6 months of franchise fees, 4 months of sales tax and 3 months of mortgage tax.

At month-end, the Library had confirmed revenue of \$2,818k – 100.8%.

103.7% or \$6,773k of revenue has been recorded by the Highway Funds.

99.4% of the Sewer Fund of \$4,335k has been verified.

Stormwater Drainage has received 99.4% of its budgeted revenue—\$882k.

This concludes the 2nd preliminary financial report for December 2023.

Organizational Town Board Meeting of the Town Board of the Town of Irondequoit held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 2nd day of January 2024 at 4:00 p.m. local time, there were:

PRESENT:

Andraé Evans

Grant Malone

John Perticone

Peter Wehner

Supervisor

Councilmembers

Harter Secrest & Emery

Attorney for the Town

OTHERS IN ATTENDANCE: Comptroller Diana Marsh, Deputy Commissioner of Public Works Erin Magee, Director of Information Services Kevin LaBarr, Director of Recreation Shannon Grieve, Director of Personnel Jason Vinette, Court Clerk Sally Nash and Town Clerk Barbara Genier.

Supervisor Evans called the Organizational Meeting to order at 4:00 p.m., Pledge was said, and Town Clerk Genier called Roll. Supervisor Evans welcomed all to the Town’s organizational meeting, the first meeting of the year where resolutions are adopted to organize the Town’s business for the coming year. He did state that unfortunately at the end of last year, many key positions were eliminated or downgraded from the budget. Supervisor Evans will work to fix and repair some of these items. He added that he loves this community.

ITEMS FOR BOARD ACTION:
1ORG2024-1 RESOLUTION AUTHORIZING THE APPOINTMENT OF THE TOWN CLERK FOR THE TOWN OF IRONDEQUOIT

On a motion of Councilmember **Perticone**, seconded by Councilmember **Wehner**, a resolution was adopted **authorizing the appointment of Barbara Genier as Town Clerk for the Town of Irondequoit to a three-month term, expiring on March 31, 2024.**

Town Attorney Megan Dorritie explained that this appointment will expire on March 31, 2024. At that time, the position will be evaluated.

UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Resolution Number 2024-001

1ORG2024-2 RESOLUTION AUTHORIZING THE APPOINTMENT OF A DEPUTY SUPERVISOR FOR THE TOWN OF IRONDEQUOIT

On a motion of Councilmember **Malone**, seconded by Councilmember **Perticone**, a resolution was adopted **appointing Peter Wehner as Deputy Supervisor for a two-year term which will expire on December 31, 2025.**

UPON VOTING	Town Board Member	Wehner	Voting	Abstain
	Town Board Member	Perticone	Voting	Aye
	Town Board Member	Malone	Voting	Aye
	Town Supervisor	Evans	Voting	Aye

Councilmember Wehner thanked Councilmember Perticone for his service and all he has done for the Town.

Resolution Number 2024-002

1ORG2024-3 RESOLUTION AUTHORIZING THE APPOINTMENT OF ASSISTANT TO THE TOWN SUPERVISOR FOR THE TOWN OF IRONDEQUOIT

On a motion of Councilmember **Wehner**, seconded by Councilmember **Malone**, a resolution was adopted **approving the appointment of Justine Bartnick as Assistant to the Town Supervisor and in order to fulfill this request as this was not a budgeted expense, approving a transfer of General Fund balance in the amount of \$82,075.**

MOTION WAS UNANIMOUSLY APPROVED

Resolution Number 2024-003

10RG2024-4 RESOLUTION APPROVING THE APPOINTMENT OF A DIRECTOR OF RECREATION FOR THE TOWN OF IRONDEQUOIT

On a motion of Councilmember **Perticone**, seconded by Councilmember **Wegner**, a resolution was adopted **approving the appointment of Shannon Grieve as the Director of Recreation.**

UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Resolution Number 2024-004

**1ORG2024-5 RESOLUTION AUTHORIZING THE APPOINTMENT OF COMPTROLLER
FOR THE TOWN OF IRONDEQUOIT**

On a motion of Councilmember **Malone**, seconded by Councilmember **Perticone**, a resolution was adopted **approving the appointment of Diana Marsh as Comptroller for a 2-year term.**

UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Resolution Number 2024-005

IORG2024-6 RESOLUTION APPROVING THE REAPPOINTMENT OF COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS FOR THE TOWN OF IRONDEQUOIT

On a motion of Councilmember **Wegner**, seconded by Councilmember **Malone**, a resolution was adopted **authorizing the appointment of Erin Magee as Commissioner of Public Works to a 2-year term.**

UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Resolution Number 2024-006

1ORG2024-7 RESOLUTION TO REAPPOINT A PLANNING BOARD CHAIRMAN

On a motion of Councilmember **Malone**, seconded by Councilmember **Wehner**, a resolution was adopted **reappointing Bernard J. Blocchi as Chairman of the Irondequoit Planning Board with a term expiring on December 31, 2025.**

UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Resolution Number 2024-007

1ORG2024-8 RESOLUTION DESIGNATING AN OFFICIAL TOWN NEWSPAPER

On a motion of Councilmember **Wegner**, seconded by Councilmember **Perticone**, a resolution was adopted **designating The Daily Record as the official Town of Irondequoit newspaper.**

UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Resolution Number 2024-008

1ORG2023-9 RESOLUTION TO BOND TOWN OFFICERS, CLERKS AND EMPLOYEES

On a motion of Councilmember **Wegner**, seconded by Councilmember **Malone**, a resolution was adopted **approving the blanket bonding of the officers, clerks and employees of the Town.**

ORGANIZATIONAL TOWN BOARD MEETING

JANUARY 2, 2024

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UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Resolution Number 2024-009

1ORG2024-10 RESOLUTION REQUIRING CHECKS TO BE COUNTERSIGNED BY THE COMPTROLLER

On a motion of Councilmember **Malone**, seconded by Councilmember **Wehner**, a resolution was adopted **approving the requirement of having all checks disbursing money belonging to the Town to be countersigned by the Town Comptroller**

UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Resolution Number 2024-010

**1ORG2024-11 RESOLUTION AUTHORIZING THE APPOINTMENTS OF THE DEFERRED
COMPENSATION COMMITTEE**

On a motion of Councilmember **Wehner**, seconded by Councilmember **Malone**, a resolution was adopted appointing the following people to the Deferred Compensation Committee: **Jason Vinette, Diana Marsh, Scott Davis, Jessica Franco and Nora Pelish.**

*This resolution was amended by a motion of Councilmember **Wehner**, seconded by Councilmember **Malone**, to add Nora Pelish from the Library to the Committee in place of Shannon Grieve from the Department of Recreation.*

UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Resolution Number 2024-011

1ORG2024-12 RESOLUTION TO OPEN COMPETITIVE BIDS

On a motion of Councilmember **Malone**, seconded by Councilmember **Wehner**, a resolution was adopted **approving and authorizing the Town Clerk or the Deputy Town Clerk to open competitive bids pursuant to the Town's Procurement Policy and applicable law.**

UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Resolution Number 2024-012

NEXT WORKSHOP MEETING...JANUARY 9, 2024 @ 4 PM

NEXT REGULAR TOWN BOARD MEETING...JANUARY 16, 2024 @ 7 PM

On a motion of Councilmember **Wehner**, seconded by Councilmember **Malone**, the January 2, 2024 Organizational Meeting was adjourned at 4:25 PM.

UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Workshop Meeting of the Town Board of the Town of Irondequoit, held in the Broderick Room at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 9th day of January 2024 at 4:00 P.M, there were:

PRESENT:	Supervisor	Andraé Evans
	Town Board Member	Grant Malone
	Town Board Member	John Perticone
	Town Board Member	Peter Wehner

Harter Secrest & Emery, LLP Attorney for the Town

Others in attendance included Chief of Police Scott Peters, Assistant to the Comptroller Rick Checchi, Commissioner of Public Works Erin Magee, Director of Personnel Jason Vinette, Director of Information Technology Kevin LaBarr, Community Development Coordinator Mary Werner, Court Administrator Sally Nash, Fire Marshal Bill Lang, Director of Recreation Shannon Grieve, Assistant to the Supervisor Justine Bartnick, Deputy Town Clerk Latasha Elder and Town Clerk Genier.

Supervisor Evans called the meeting to order, Pledge was said, and Town Clerk Genier called Roll.

SUPERVISOR'S REMARKS: *Supervisor Evans noted that today, January 9th, was Law Enforcement Day and he thanked all law enforcement personnel and their families for their service and dedication. He wants them all to know how much we care and appreciate their sacrifice. *Supervisor Evans noted that the Town is going through much litigation and reminded staff that it is ongoing and not to discuss it. He looks forward to leading this great Town forward and feels we can only do this if we work together. *Supervisor Evans noted that a candidate has been found for the Secretary to the Town Supervisor position.

DEPARTMENT HEAD UPDATES:

Community Development Coordinator Mary Werner reported that the Fire Marshal's Office mailed out both 2023 and 2024 operating permits in late November. The department has taken in about 50% of the revenue for those, amounting to about \$56,000. The department is keeping a close eye on the potential wind damage as their office plays a key role with fallen trees and branches that would fall on houses.

Director of Information Technology Keven LaBarr reported that he is finalizing the financial system and hopes to be done by the end of January. He is also working on the time and attendance of the payroll system. There are a couple of infrastructure projects going on that have been ongoing for a couple of years.

Commissioner of Public Works Erin Magee reported that her department is ready for snow and ice. She is watching the wind forecast as well for notice of damage. She stated that on April 8th, there will be a solar eclipse and Irondequoit is totally in its path. The event will happen on a Monday and the area is bracing for many visitors to come. This is a very big deal. She is getting her department ready for this event. The tree pruning program is underway. Flower City is moving at a good clip and they are very efficient and have many crews out doing the work. The department is gearing up for the Seneca Road Reconstruction Project, which will begin in the spring.

Director of Recreation Shannon Grieve reported that the Recreation Department is working with Public Works and Helmer Nature Center, coordinating on the Solar eclipse event, helping people get around, provide transportation and anything else to help with the event. Ms. Grieve stated that her department opened its first year-round farmers' market. There was a small crowd than anticipated but they are looking forward to the growth over time. The winter market runs the first Thursday of the month through May from 4 to 7 p.m. and the weekly farmers' market will be on Thursdays from 4 to 8 p.m. and run through October. Director Grieve reported that the Winterfest event will be held on February 10 from 11 a.m. to 3 p.m. There are many activities planned. The Winter/Spring Guide has gone out, identifying activities that will run from January to May. Her department is already planning for summer programs.

Director of Personnel Jason Vinette reported that this is a busy time for him and he is looking forward to IT's work with payroll being finalized. The department is preparing the W-2's to give to employees.

Chief of Police Scott Peters has purchased all of the equipment he needs for the K-9 Unit. The dogs will be selected in mid-February and then to their handlers. The K-9 class begins March 18th. The interviews for the ATF task are being scheduled. Chief Peters has been working with Jason Vinette to promote a Clerk from Office Clerk III to Office Clerk II and then they can hire a Clerk III. Several of the officers are being registered for several training opportunities. The Polar Plunge is coming up February 4th at Ontario State Park to benefit the Special Olympics. That evening, four officers will be participating in an Ice Hockey Tournament that will benefit the Breast Cancer and Breast Cancer Survivors.

Courts: Supervisor Evans read into the record a letter that was written by former Irondequoit Justice Patrick Russi concerning the elimination of the Deputy Court Clerk position on or about November 14, 2023. This position was established 18 months earlier, in the spring of 2022. It was determined at that time that a Deputy Court Clerk was needed to assist the Chief Court Clerk. This position was also established for the Deputy Court Clerk to fill in for the Chief Court Clerk when away from the Court or out of the office for any reason. The Deputy Chief Court Clerk will still be responsible for the many tasks assigned to the Court personnel, such as small claims, evictions, community service, county jury referrals, pre-sentencing Order of Protections in the NYS Central Registry. The position eliminated is a 20/hour per week position. Attorney Russi stated he simply doesn't understand how a position that was created just 18 months ago, can now be eliminated. He respectfully asks the Board to reconsider the actions that eliminated the Deputy Chief Court Clerk position and reinstate it as vital to the Town Court functions and serves the people who come before it.

Town Clerk Genier reported that her office is in the process of interviewing candidates for the Clerk IV position that has been vacant. The department is collecting Town and County taxes and will be doing so until the end of May. The department has been very busy issuing handicap permits, passports, Bingo licenses, dog licenses and helping with tax collection.

Town Attorney Megan Dorritie reported on one ongoing lawsuit, that being the lawsuit filed by Councilmember Freeman against former Supervisor Fitzpatrick. The Town moved for a default judgment that will be heard on January 31st. There is another lawsuit against I-Square and that will be heard in Court soon. There is ongoing discussion regarding the codes and legislative types of issues about the way things can be improved. Attorney Dorritie reported that there was a public hearing at the December meeting regarding the rezoning of 1700 Hudson Avenue. Michelle Nichols explained the plans of that rezoning.

Assistant to the Comptroller Rick Checchi reported that the office is very busy at this time of year with year-end processing of 2023 payments and getting ready to close the 2023 books and begin work on the 2024 books. He stated that the department is working with a new software program and that has been very time-consuming.

Mike Nolan requested time to speak at the meeting. He was given 5 minutes and was reminded of the rules for speaking at the meeting. He hoped he could have a two-way conversation about the lawsuit as the Town, taxpayers and I-Square are paying a ridiculous amount of money fighting this lawsuit. As a result of this lawsuit, he has had a significant loss in business at I-Square and his reputation has been damaged. He stated that the lawsuit has no merit. The Town has issued the appropriate permits, approved the development and signed off on the construction drawings. The Town conducted over 100 inspections. Mr. Nolan gave each Board Member copies of documents that he wanted to review with them. He wondered why the Town didn't call or send a letter inviting Mr. Nolan to discuss these problems if they had concerns. To go right a way for a Temporary Restraining Order does nothing but spend a lot of money. Mr. Nolan asked that this matter be put back into the Town level and out of the State Supreme Court system so some progress can be made to some sort of resolution.

REVIEW OF AGENDA ITEMS FOR JANUARY 16, 2024 RTB MEETING:

Financial Report: Assistant to the Comptroller Rick Checchi gave the financial report as of December 31, 2023,

In this report, I am presenting a preliminary look at the 2023 financial results for the Town as of December 31st. The 2023 financial records will not close until the end of February to allow for receipt and processing of outstanding commitments, and to account for and properly record the remaining revenue that is owed to the Town. During the February and March Town Board meetings, we will present the most current 2023 preliminary results, along with the respective 2024 monthly financial reports. The Town's auditors from the Bonadio Group will present highlights of the audited 2023 Financial Statements and Audit Report following the annual audit.

The 2023 financial results as of December 31st: 100% of the year has elapsed and the Town's total expenses are on par at 100.5%-a sum of \$43,680k. Encumbrances are \$1,549k and actual expenses total \$42,131k. The actual expenses alone equate to 96.9% of the budget. Encumbrances remain for services, supplies, and commodities committed to in 2023. The General Fund expenses are at 98.9% or \$27,168k. The actual expenditures are 96.4% of budget or \$26,484k, while 2.5% is due to encumbrances of \$684k. Included in the general fund encumbrances are police vehicles, services related to the school safety grant, legal fees, and other contracted services. Overall, the expenses in the highway funds are 111.9% of budget a total of approximately \$7,318k. The costs in these funds result from considerable expenses and encumbrances for salt, gas, and paving as anticipated. The excess expenditures result from additional paving costs which will be reimbursed with a rollover of CHIPs funding. The library expenditures are 99.2% of budget-a preliminary total of \$2,772k. Expenses in the Sewer Fund of \$4,136k are below budget at 94.2%. Actual expenditures are \$3,752k (**85.5%**) and encumbrances of \$384k remain. The Stormwater Drainage expenses are approximately 99.4% of budget-\$936k.

Regarding the entire Town, revenue and appropriated fund balance, \$42,146k or 99.6% has been documented to date. The General Fund has received revenue of \$26,193k-99.2% of budget. Real Estate tax of \$12,007k has been collected. The Town has recorded eight months of Sales Tax revenue in the amount of \$4,754k (83.4% of budget); the AIM related payment of \$613k has been received. Some additional sources of revenue to be recorded include six months of franchise fees, four months of sales and mortgage taxes. At month-end, the Library had confirmed revenue of \$2,818k-100.8%. 102.7% or \$6,706k of revenue has been recorded by the Highway. 99.4% of the Sewer Fund revenue of \$4,335k has been verified. Stormwater Drainage has received 99.4% of its budgeted revenue-\$883k. In addition, American Rescue Funds of \$22,454,916 have been received. The use of this funding is restricted for the response to and relief of COVID-19 and can be used to cover costs incurred through December 31, 2024. To date, approximately \$21,600k has been allocated to projects.

Approval of Minutes: Minutes from the following meetings to be approved:

December 12, 2023	Workshop Meeting
December 19, 2023	Regular Town Board Meeting
December 29, 2023	Special Town Board Meeting

Appointments: There are **four (4)** resolutions authorizing appointments. The **first** appointment is for a tree trimmer to fill a vacancy in the Public Works Department. The **second** appointment is for a permanent Motor Equipment Operator in the Public Work's Department. The **third** appointment would reappoint the Bingo Inspector Joe Lombardo for another two-year term. The **fourth** resolution would authorize the Supervisor to appoint seasonal, on-call, part-time and temporary staff for the year 2024 for the Town of Irondequoit.

Comptroller: Comptroller Diana Marsh reviewed **one (1)** resolution authorizing Capital Lease Financing of One Plow Truck for the Bureau of Public Works. She stated that this resolution will be **Pulled** as she hasn't received needed information from M&T Bank.

Human Resources: Director of Personnel Jason Vinette reported on his **one (1)** resolution that would authorize tuition reimbursement for an employee upon successful completion of the course, earning a C or better.

Police: Chief of Police Scott Peters reviewed **three (3)** resolutions. The **first** resolution would authorize the purchase of a top load washing machine for Animal Control to do the bedding for the dogs. The **second** resolution would authorize two (2) officers to attend TACOPS North NYTOA Tactical Training Conference in Verona, NY. This course offers hands-on training and showcases the latest technology and products. The **third** resolution would authorize the hiring of a Photographer to commemorate and promote the 100th Anniversary of the Irondequoit Police Department.

Supervisor Evans stated that he will be bringing an additional resolution to the January 16th meeting authorizing the hiring of a secretary for the Supervisor. The resume for that candidate is available for the Board members.

ITEMS FOR BOARD ACTION:

1WS2024-1 Resolution Authorizing Capital Lease Financing of One (1) Plow Truck for the Bureau of Public Works

On a motion made by Councilmember **Wehner**, seconded by Councilmember **Perticone**, a resolution was adopted **authorizing Capital Lease Financing for one (1) new 2023 Ford F450 XL truck with plow for the Bureau of Public Works in the total amount of \$97,071.28 with M&T Bank.**

Assistant to the Comptroller Rick Checchi explained that this is the first step in the process of moving ahead with M&T to finalize the financing and get the paperwork rolling for an anticipated closing date. Councilmember Wehner noted that the amount for this resolution and the resolution to be voted on next week are different. Attorney Dorritie explained that the resolution being voted on at this meeting includes finance charges and the one for next week is only for the principal amount

UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Resolution Number 2023-013

The next Town Board meeting will be held on Tuesday, January 16, 2023 at 7:00 p.m. in the Broderick Room.

Councilmember Malone asked if it were possible to move the Workshop Meetings to a different day from the second Tuesday of the month to accommodate his work schedule. The second Monday was suggested and that would work well for the other Board members. There will be a resolution presented at the Regular Town Board meeting on January 16th for this change. The next Workshop meeting will be held February 12th.

Supervisor Evans commented that the Town Judges would like to discuss the matter of reappointing the Deputy Chief Court Clerk with the Board members. Attorney Dorritie explained if Town business is going to be discussed, the public has to be included. Supervisor Evans stated that two items that need to be discussed are litigation and the Deputy Chief Court Clerk position. Supervisor called for an Attorney-Client meeting, open to the public, for 10 minutes. The Board will then move to an Executive Session at 5:30 p.m. The judges discussed the urgent need to reappoint a Deputy Chief Court Clerk and they stated they were more upset because then did not know or get consulted that this position was going to be eliminated. The Town will have to work together to find new ways to improve the Town's functionality.

The next meeting is the Regular Town Board meeting on Tuesday, January 16, 2024 @ 7:00 p.m. in the Broderick Room of the Town Hall.

On a motion made by Councilmember **Malone**, seconded by Councilmember **Wehner**, the Workshop Meeting was adjourned at 5:45 p.m.

UPON VOTING

MOTION WAS UNANIMOUSLY APPROVED

Respectfully submitted,

Barbara Genier, Town Clerk

Regular Town Board Meeting of the Town Board of the Town of Irondequoit, held in the Broderick Room at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the **16th day of January 2024**, at 7:00 P.M., local time, there were:

PRESENT:	Town Supervisor	Andraé Evans
	Town Board Member	Grant Malone
	Town Board Member	John Perticone
	Town Board Member	Peter Wehner
	Attorney for the Town	Harter Secrest & Emery LLC

Others in attendance included Chief of Police Scott Peters, Comptroller Diana Marsh, Human Resources Director Jason Vinette, Director of Recreation Shannon Grieve, Assistant to the Supervisor Justine Bartnick, Commissioner of Public Works Erin Magee and fellow Public Works’ employees, Deputy Town Clerk Latasha Elder and Town Clerk Genier.

Supervisor Evans called the meeting to order, the Pledge was said and Town Clerk Genier called Roll.

SUPERVISOR’S REMARKS AND ANNOUNCEMENTS: *Supervisor Evans gave a little history about himself. He moved to Rochester 30 years ago and decided to make Irondequoit his home. He chose Irondequoit because it was a great community, one with promise and hope. Irondequoit has been ranked #1 in the nation by Realtor.com for providing young people with their first home. They recognized the number of growing families, affordability of homes and the ever-increasing business scene here in Irondequoit. He would like to see more people get involved with the various boards—Conservation, Historic Preservation, Planning and Zoning, and Deer Management. A new Diversity, Equity and Inclusion Committee has been formed and will meet on the third Thursday of the month, beginning February 15th at 6 PM. in the Broderick Room of the Town Hall. The Supervisor’s goal is to have equal representation on each board.

PUBLIC INPUT:

Mark Halldow, 39 Schnackel, stated that he was against short-term rentals. He stated that there are 105 Airbnbs in an area from the river to Irondequoit Bay and from Rt. 104 to the Lake. There are also several that are not being listed for the winter. He noted that these are homes that could have been sold. He feels that if there are no Airbnbs, people will come here for family functions anyway and use hotels, motels or stay with other family members. He feels that the Town is adding more work to their already heavy workload. He would like to see a maximum of 28 days that Airbnbs can be rented.

Glenna Chance, 85 Andrea Lane, addressed the Board regarding her opposition to Smart Meters. She gave information on the effects of the Smart Meters on humans’ health. She added that there is no information on the good health effects of these Meters.

Marsha Enright, 75 Clay Avenue, has attended Board meetings for the past six months regarding short-term rentals and her opposition to them. She has spent hours gathering information and has given all those facts to the Board members. Based on those facts, she stated that peaceful and tranquil communities and neighborhoods will never have short-term rentals.

Terry Carter, 99 Oakridge Drive, addressed the Board concerning the proposed zoning changes to the St. Thomas School on Colebrook Drive. He believes that Oakridge and Colebrook Drives are premier R1 residential neighborhoods. He feels that adding a multi-story apartment building would lower the value of his home. The requested rezoning/use variance on Colebrook Drive would change the surrounding area to mixed use and property values could fall significantly. He feels that the Town Attorney needs to review the original R1 to R5 application to see if there are any legal concerns.

Ed Laughlin, 197 Willowen Drive, addressed the Board regarding the STAR program for seniors. He stated that it is very difficult for seniors on fixed incomes to make ends meet. He bought his property in 2015 and was told he would receive a rebate check in the mail. He stated that the State was spending over \$60,000 to print and then mail out these checks. He doesn’t understand why the State would spend that kind of money to print and then mail the checks out. These checks could also get lost in the mail or stolen. He added that he is almost paying double for taxes that are sitting there while waiting for a rebate check to come in the mail. He said there was no oversight to understand what effect it has on the taxpayers. He urged the Board members to speak to Local and State representatives concerning this process as soon as possible.

As there were no other speakers, Public Input was closed.

FINANCIAL REPORT

Comptroller Diana March presented a preliminary look at the 2023 financial results for the Town as of December 31st. The 2023 financial records will not close until the end of February to allow for receipt and processing of outstanding commitments, and to account for and properly record the remaining revenue that is owed to the Town. Again, during the February and March Town Board meetings, I will present the most current 2023 preliminary results along with the respective 2024 monthly financial reports. The Town’s auditors from the Bonadio Group will present highlights of the audited 2023 Financial Statements and Audit Report upon completion of the audit work.

The 2023 financial results as of December 31st: 100% of the year has elapsed and the Town’s total expenses are on par with budget at 100.5%—a sum of \$43,680k. Encumbrances are \$1,549k and actual expenses total \$42,131k. The actual expenses alone equate to 96.9% of budget. Encumbrances remain for services, supplies and commodities committed to in 2023.

The General Fund expenses are 98.9% or \$27,168k. The actual expenditures are 96.4% of budget or \$26,484k, while 2.5% is due to encumbrances of \$684k. Included in the General Fund encumbrances are police vehicles, services related to the school safety grant, legal fees, and other contracted services. Overall, the expenses in the Highway funds are 111.9% of budget, a total of approximately \$7,318k. The costs in these funds result from considerable expenses and encumbrances for salt, gas, and paving as anticipated. The excess expenditures result from additional paving costs which will be reimbursed with a rollover of CHIPs funding. The Library expenditures are 99.2% of budget—a preliminary total of \$2,772k. Expenses in the Sewer Fund of \$4,136k are below budget at 94.2%. Actual expenditures are \$3,752k (85.5%) and encumbrances of \$384k remain. The Stormwater Drainage expenses are approximately 99.4% of budget--\$936k.

Regarding the entire Town, revenue and appropriated fund balance, \$42,146k or 99.6% has been documented to date.

The General Fund has received revenue of \$26,193k—99.2% of budget. Real Estate tax of \$12,007k has been collected. The Town has recorded 8 months of Sales tax revenue in the amount of \$4,754k (83.4% of budget); the AIM related payment of \$613k has been received. Some additional sources of revenue to be recorded include 6 months of franchise fees, and 4 months of sales and mortgage taxes.

At month-end, the Library had confirmed revenue of \$2,818k – 100.8%. 102.7% or \$6,706k of revenue has been recorded by the Highway Funds. 99.4% of the Sewer Fund or \$4,335k has been verified. Stormwater Drainage has received 99.4% of its budgeted revenue—\$883k.

In addition, American Rescue Funds of \$22,454,916 have been received. The use of this funding is restricted for the response to and relief of COVID-19 and can be used to cover costs incurred through December 31, 2024. To date, approximately \$21,600k has been allocated to projects.

This concludes the 1st Preliminary Financial Report for December 2023.

On a motion made by Councilmember **Perticone**, seconded by Councilmember **Malone**, the Financial Report was accepted.

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

APPROVAL OF MINUTES:

On a motion made by Councilmember **Malone**, seconded by Councilmember **Perticone**, the December 12, 2023 Workshop Meeting Minutes were approved.

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

On a motion made by Councilmember **Malone**, seconded by Councilmember **Perticone**, the December 19, 2023 Regular Town Board Meeting Minutes were approved.

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

On a motion made by Councilmember **Perticone**, seconded by Councilmember **Malone**, the December 29, 2023 Special Town Board Meeting Minutes were approved.

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

ITEMS FOR BOARD ACTION:
01A2024-1 RESOLUTION AUTHORIZING THE APPOINTMENT OF A TREE TRIMMER

On a motion made by Councilmember **Perticone**, seconded by Councilmember **Wehner**, a resolution was adopted **approving the appointment of Cameron Gadomski as a Tree Trimmer in the Public Works Department.**

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Resolution Number 2024-014

01A2024-2 RESOLUTION AUTHORIZING THE APPOINTMENT OF A MOTOR EQUIPMENT OPERATOR

On a motion made by Councilmember **Wehner**, seconded by Councilmember **Perticone**, a resolution was adopted **approving the appointment of Michael Criscuolo as a Motor Equipment Operator in the Public Works Department.**

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Resolution Number 2024-015

01A2024-3 RESOLUTION AUTHORIZING THE REAPPOINTMENT OF THE BINGO INSPECTOR

On a motion made by Councilmember **Malone**, seconded by Councilmember **Wehner**, a resolution was adopted **reappointing Joseph Lombardo as the Town’s Bingo Inspector for a two-year term, expiring on December 31, 2025.**

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Resolution Number 2024-016

01A2024-4 RESOLUTION AUTHORIZING THE APPOINTMENT OF SECRETARY TO THE TOWN SUPERVISOR FOR THE TOWN OF IRONDEQUOIT

On a motion made by Councilmember **Malone**, seconded by Councilmember **Wehner**, a resolution was adopted **approving the appointment of Samantha McManus as Secretary to the Town Supervisor for the Town of Irondequoit.**

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Resolution Number 2024-017

01A2024-5 RESOLUTION AUTHORIZING CAPITAL LEASE FINANCING OF ONE PLOW TRUCK FOR THE BUREAU OF PUBLIC WORKS—PULLED

01A2024-6 AUTHORIZING THE SUPERVISOR TO APPOINT SEASONAL, ON-CALL, PART-TIME AND TEMPORARY STAFF FOR THE YEAR 2024 FOR THE TOWN OF IRONDEQUOIT

On a motion made by Councilmember **Wehner**, seconded by Councilmember **Malone**, a resolution was adopted **authorizing the Supervisor to appoint seasonal, on-call, part-time and temporary employees of the Town for the year 2024, based upon the recommendation of appropriate staff.**

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Resolution Number 2024-018

01A2024-7 RESOLUTION AUTHORIZING TUITION REIMBURSEMENT FOR AN EMPLOYEE

On a motion made by Councilmember **Romeo**, seconded by Councilmember **Freeman**, a resolution was adopted **approving tuition reimbursement for Captain Franco upon successful completion of the job-related courses.**

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Resolution Number 2024-019

01A2024-8 RESOLUTION AUTHORIZING THE PURCHASE OF A TOP LOAD WASHING MACHINE FOR ANIMAL CONTROL

On a motion made by Councilmember **Wehner**, seconded by Councilmember **Malone**, a resolution was adopted **authorizing the Irondequoit Police Department to purchase the top load Washington machine from The Appliance Shop located at 880 East Ridge Road at a cost of \$500.**

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Resolution Number 2024-020

01A2024-9 RESOLUTION AUTHORIZING TWO (2) OFFICERS TO ATTEND TACOPS NORTH NYTOA TACTICAL TRAINING CONFERENCE IN VERONA, NEW YORK

On a motion made by Councilmember **Perticone**, seconded by Councilmember **Wehner**, a resolution was adopted **authorizing two (2) officers to attend the TACOPS NORTH NYTOA Tactical Training Conference located at Turning Stone Resort in Verona, New York from April 16 to 19, 2024.**

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Resolution Number 2024-021

01A2024-10 RESOLUTION AUTHORIZING THE HIRING OF A PHOTOGRAPHER FOR THE POLICE DEPARTMENT’S 100TH ANNIVERSARY PHOTOGRAPHS

On a motion made by Councilmember **Perticone**, seconded by Councilmember **Wehner**, a resolution was adopted **authorizing the hiring of Makenna Rivazfar to photograph the 100th year of the Irondequoit Police Department in the amount of \$5,500.**

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Resolution Number 2024-022

01A2024-11 RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AGREEMENTS WITH VENDORS FOR THE TOWN’S 2024 WINTERFEST CELEBRATION

On a motion made by Councilmember **Malone**, seconded by Councilmember **Wehner**, a resolution was adopted **authorizing the Supervisor to execute any and all documents related to these agreements in a format approved by the Town Attorney.**

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Resolution Number 2024-023

01A2024-12 RESOLUTION AUTHORIZING THE SUPERVISOR TO ATTEND TRAINING IN NEW YORK, NEW YORK

On a motion made by Councilmember **Malone**, seconded by Councilmember **Wehner**, a resolution was adopted **authorizing the Supervisor to execute any and all documents related to these agreements in a format approved by the Town Attorney.**

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Resolution Number 2024-024

01A2024-13 RESOLUTION APPROVING THE REVISED 2024 ORGANIZATIONAL, WORKSHOP AND REGULAR TOWN BOARD MEETING SCHEDULE

On a motion made by Councilmember **Malone**, seconded by Councilmember **Wehner**, a resolution was adopted **approving the revised 2024 Organizational, Workshop and Regular Town Board Meeting Schedule**

Supervisor Evans explained that the original schedule was revised to accommodate the schedules of a few of the Board members. The Workshop meetings will be held on the second Monday of the month and the Regular Town Board Meetings will be held on the third Tuesday of the month.

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Resolution Number 2023-025

Upcoming Meetings:

Town Board Workshop Meeting: Monday, February 12, 2024 @ 4 PM
Regular Town Board Meeting: Thursday, February 22, 2024 @ 7 PM

On a motion made by Councilmember **Wehner**, seconded by Councilmember **Malone**, the Regular Town Board Meeting was adjourned at 7:45 PM.

UPON VOTING	Town Board Member	Perticone	Aye
	Town Board Member	Wehner	Aye
	Town Board Member	Malone	Aye
	Town Supervisor	Evans	Aye

Respectfully submitted,

Barbara Genier, Town Clerk

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING
A RESOLUTION AUTHORIZING THE APPOINTMENT OF A TOWN BOARD
MEMBER**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, a vacancy currently exists on the Irondequoit Town Board due to the resignation of former Councilmember Kimie Romeo, whose term would have expired on December 31, 2025; and

WHEREAS, pursuant to Town Law § 64(5) and Public Officers Law § 42(1), the Town Board may appoint a qualified person to fill a vacancy in an elective office; and

WHEREAS, the person so appointed shall hold office until the commencement of the calendar year next succeeding the first annual election at which the vacancy may be filled; and

WHEREAS, the next annual election at which the vacancy may be filled will be held on November 5th, 2024;

WHEREAS, the Town Board desires to fill this vacancy by appointing Ann Cunningham as a member of the Irondequoit Town Board.

NOW THEREFORE BE IT RESOLVED, that the Town Board approves the appointment of

Ann Cunningham; Town Board Member; Term Expires December 31, 2024.

AND BE IT FURTHER RESOLVED, that Ms. Cunningham shall be paid an annual salary of \$13,224.00 from budget code 001.1010.0104.1100, which salary shall be prorated for the portion of the year for which she will occupy the position of Councilmember.

This resolution shall take effect immediately upon its adoption.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A REGULAR MEETING OF THE TOWN BOARD
ADOPTING A RESOLUTION AUTHORIZING THE APPOINTMENT OF AN OFFICE
CLERK II IN THE IRONDEQUOIT POLICE DEPARTMENT**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, there is a vacancy in the Police Department for an Office Clerk II; and

WHEREAS, per Civil Service guidelines, the certified list has been canvassed and the interview committee conducted interviews and recommends the appointment of Rosalina Hosbach to the position of Office Clerk II; and

WHEREAS, Rosalina has worked for the Town of Irondequoit since 2010 and is immediately reachable on the Civil Service List.

NOW THEREFORE BE IT RESOLVED, that the Town Board approves the appointment of Rosalina Hosbach as an Office Clerk II, to be paid \$22.29 per hour, which shall be paid from budget code 001.3120.0103.1100.

This resolution shall take effect immediately.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A REGULAR MEETING OF THE TOWN BOARD
ADOPTING A RESOLUTION AUTHORIZING THE APPOINTMENT OF A SENIOR
DISPATCHER IN THE DEPARTMENT OF PUBLIC WORKS**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, there is a vacancy in the Department of Public Works for a Dispatcher; and

WHEREAS, the Town posted and advertised for the position; and

WHEREAS, the interview committee has interviewed several qualified applicants and recommends hiring Rebecca McLean as a provisional Senior Dispatcher; and

WHEREAS, this is a competitive Civil Service position and Ms. McLean is required to participate in the next Senior Dispatcher examination and must score within the top three eligible interested candidates.

NOW THEREFORE BE IT RESOLVED, that the Town Board approves the provisional appointment of Rebecca McLean as a Senior Dispatcher, to be paid \$28.55 per hour, which shall be paid from budget code 031.8121.0100.1100.

This resolution shall take effect upon date of hire.

Seconded by the Town Board Member _____ and duly put to vote,
which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A REGULAR MEETING OF THE TOWN BOARD
ADOPTING A RESOLUTION AUTHORIZING THE APPOINTMENT OF A SECOND
SENIOR DISPATCHER IN THE DEPARTMENT OF PUBLIC WORKS**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, there is a vacancy in the Department of Public Works for a Dispatcher; and

WHEREAS, the Town posted and advertised for the position; and

WHEREAS, the interview committee has interviewed several qualified applicants and recommends hiring Anita Moore as a provisional Senior Dispatcher; and

WHEREAS, this is a competitive Civil Service position and Ms. Moore is required to participate in the next Senior Dispatcher examination and must score within the top three eligible interested candidates.

NOW THEREFORE BE IT RESOLVED, that the Town Board approves the provisional appointment of Anita Moore as a Senior Dispatcher, to be paid \$28.55 per hour, which shall be paid from budget code 031.8121.0100.1100.

This resolution shall take effect upon date of hire.

Seconded by the Town Board Member _____ and duly put to vote,
which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A REGULAR MEETING OF THE TOWN BOARD
ADOPTING A RESOLUTION AUTHORIZING THE RE-APPOINTMENT OF A FULL-
TIME DEPUTY COURT CLERK IN THE IRONDEQUOIT TOWN COURT**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York, held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, the position of Full-Time Deputy Court Clerk was not included in the final 2024 Town of Irondequoit Budget; and

WHEREAS, the Town Board has reconsidered its decision not to include that position in the final 2024 Town of Irondequoit Budget; and

WHEREAS, the Town Board is now desirous of funding the position of a Full-Time Deputy Court Clerk for the Irondequoit Town Court; and

WHEREAS, the Town Board wishes to fund said position from the General Fund for the 2024 fiscal year; and

WHEREAS, this will be an exempt civil service position and Kimberley Kimble, the prior Deputy Court Clerk, has been deemed to be the most qualified person to fill this position by Sally Nash, the Chief Court Clerk; and

WHEREAS, the Chief Court Clerk recommends reinstating and re-hiring Kimberley Kimble to fill this position;

NOW THEREFORE BE IT RESOLVED, that the Town Board approves the appointment of Kimberley Kimble as a Full-Time Deputy Court Clerk to be paid an annual rate of \$51,551.00, to be paid from budget code 001.1110.103.1100.

AND BE IT FURTHER RESOLVED, that to fulfill this request, the Town Board approves a transfer of General Fund balance, in the amount of \$51,679.00 to the accounts, representing salary and benefits for the remainder of 2024:

001.1220.0100.1100	Salaries	\$44,076.00
001.1220.8010	NY State Retirement	\$4,231.00
001.1220.8020	Social Security Taxes	\$2,733.00
001.1220.8030	Medicare Taxes	\$639.00

This resolution shall take effect immediately upon adoption.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD
ADOPTING A RESOLUTION REAPPOINTING CONSERVATION BOARD
MEMBERS**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, the terms of six (6) Irondequoit Conservation Board members expired on December 31, 2023; and

WHEREAS, the Town Board has determined that each of these Conservation Board Members has served the Town with knowledge, diligence, and thoughtfulness; and

WHEREAS, pursuant to Irondequoit Town Code §12-4, the Town Board desires to reappoint these Conservation Board Members to an additional term.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby reappoints the following people to the Conservation Board:

Stephen Greive	Conservation Board Member	Term Expires: December 31, 2025
Krista Greer	Conservation Board Chairperson	Term Expires: December 31, 2025
Jack Kaufman	Conservation Board Member	Term Expires: December 31, 2025
Daniel David	Conservation Board Member	Term Expires: December 31, 2025
Noelle Conderman	Conservation Board Member	Term Expires: December 31, 2025
Aaron DeRuyter	Conservation Board Member	Term Expires: December 31, 2025

This resolution shall take effect immediately.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING A
RESOLUTION APPOINTING AN ASSESSOR**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, due to a resignation, there is a vacancy for the position of Assessor; and

WHEREAS, this opening was posted, applications were received, and the interview committee conducted interviews;

WHEREAS, after careful consideration of the application materials and the interview results, the interview committee recommends that the Town Board appoint Anthony Costanza to the position of Assessor; and

WHEREAS, the New York State Department of Taxation and Finance has determined that Mr. Costanza meets the qualifications for the Assessor position; and

WHEREAS, because Mr. Costanza meets the necessary minimum qualifications, he shall serve the remainder of the term of Office for Sole Appointed Assessor ending September 30, 2025, as prescribed by Real Property Tax Law §310 and Town Law § 64(5).

NOW THEREFORE BE IT RESOLVED, that the Town Board appoints Anthony Costanza to serve the remainder of the prior Assessor's term, which is set to expire September 30, 2025, to be paid an annual salary of \$80,381, which shall be paid from budget code 001.1355.0100.1100.

This resolution shall take effect immediately upon hire.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A REGULAR MEETING OF THE TOWN BOARD
ADOPTING A RESOLUTION AUTHORIZING THE APPOINTMENT OF AN ETHICS
BOARD MEMBER**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 P.M. local time, there were

PRESENT:

Andraé Evans	Town Supervisor
Grant Malone	Town Board Member
John Perticone	Town Board Member
Peter Wehner	Town Board Member

Harter Secrest & Emery LLP	Attorney for the Town
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Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, due to vacancies, there is a need to appoint two (2) members to the Board of Ethics; and

WHEREAS, the Board of Ethics consists of five members appointed by the Town Board, a majority of whom are not otherwise officers or employees of the town, who serve without compensation for staggered terms of five years, and such Board including at least one member who is an elected or appointed Town officer or employee; and

WHEREAS, the Supervisor has interviewed several people who are willing to serve on this Board and recommends appointing Justine Bartnick and Roman Misula to serve on the Board of Ethics; and

WHEREAS, Justine Bartnick’s term will expire on December 31, 2028, and Roman Misula’s term will expire on December 31, 2029.

NOW THEREFORE BE IT RESOLVED, that the Town Board approves the appointment of Justine Bartnick to serve on the Board of Ethics for a term that will expire on December 31, 2028, and the appointment of Roman Misula to serve on the Board of Ethics for a term that will expire on December 31, 2029.

This resolution shall take effect immediately.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD
ADOPTING A RESOLUTION AUTHORIZING RE-APPOINTMENTS TO THE
TOWN'S AUDIT COMMITTEE**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans	Town Supervisor
Grant Malone	Town Board Member
John Perticone	Town Board Member
Peter Wehner	Town Board Member

Harter Secrest & Emery LLP	Attorney for the Town
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Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, the Town deems it necessary to further ensure the organization of Town function by making appointments that guarantee the continuation of daily operations; and

WHEREAS, the Town has established an Audit Committee to perform various oversight and advisory functions pertaining to financial management.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Irondequoit hereby appoints:

Rachel Adonis	Member, Audit Committee	Term Expires: December 31, 2024
Frances Ostrander	Member, Audit Committee	Term Expires: December 31, 2024
Gary Adams	Member, Audit Committee	Term Expires: December 31, 2024
Lorie Barnum	Member, Audit Committee	Term Expires: December 31, 2024

This resolution shall take effect immediately upon adoption.

Seconded by the Town Board Member ____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD CALLING
FOR A PUBLIC HEARING ON THE MATTER OF GRANTING
A SPECIAL USE PERMIT FOR 5370 ST. PAUL BLVD IN THE C – BUSINESS
DISTRICT AND REFERRING SAME TO THE PLANNING BOARD FOR COMMENT**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans

Grant Malone

John Perticone

Peter Wehner

Town Supervisor

Town Board Member

Town Board Member

Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, Fifth Frame Brewing Co. (the “Applicant”), has applied for a Special Use Permit for the property located at 5370 St. Paul Blvd. (the “Property”), to operate a restaurant, eating establishment, or drinking establishment (grills, bar, etc.) with seating for more than 30 patrons (the “Project”) (a copy of the site plan is attached as **Attachment A**; a copy of the lease Letter of Intent is attached as **Attachment B**); and

WHEREAS, Town Code § 235-28 A (8) states that “Restaurants or eating establishments, drinking establishments (grills, bars, etc.) with seating provided for more than 30 patrons, and outdoor entertainment provided in relation to such uses” are permitted only by Special Use Permit issued by the Town Board; and

WHEREAS, the Requested Special Use Permit may be approved by the Irondequoit Town Board pursuant to Town Law § 274-b; and

WHEREAS, pursuant to Town Law § 271(14)(a), the Town Board may by resolution provide for the reference of any matter or class of matters to the Planning Board before final action is taken thereon; and

WHEREAS, the Project is a Type II action pursuant to the New York State Environmental Quality Review Act (“SEQRA”) and accompanying regulations, 22 NYCRR § 617.5(c)(9) (“construction or expansion of a primary or accessory/appurtenant, non-residential structure or

facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities”) and 22 NYCRR § 617.5(c)(18) (“Reuse of a residential or commercial structure, or of a structure containing mixed residential and commercial uses, where

the residential or commercial use is a permitted use under the applicable zoning law or ordinance, including permitted by special use permit, and the action does not meet or exceeds any of the thresholds in section 617.4 of this Part”) , and therefore the Town Board determines that further environmental review pursuant to SEQRA is not required.

NOW THEREFORE, BE IT RESOLVED, the Town Board shall hold a public hearing on this Special Use Permit application on **March 19, 2024, at 7:3Xp.m.** at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit.

AND BE IT FURTHER RESOLVED, that the Town Board refers the application for a Special Use Permit for the Project to the Planning Board for its reference and report thereon, which report the Town Board requests be provided at or after the public hearing scheduled for March 19, 2024.

This resolution shall take effect immediately upon its adoption.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

Rochester



Fifth Frame Brewing 138 Joseph Ave
NY 14605

Lucerna
Partners
LLC 138
Joseph
Ave.
Rocheste
r NY,
14605

Jon Mervine

jon@fifthframe.co

Justin DaMore

justin@fifthframe.co

Dear Town of Irondequoit,

Lucerna Partners LLC ("the Company") would like to present this letter of intent to signify Fifth Frame Brewing Co.'s desire to develop, own and operate the location at 5370 St. Paul Blvd. Rochester NY. 14617, ("the restaurant"), as a fully functional restaurant and taproom.

Current proposed use of the property would include the re-opening of the pre-existing 'Summerville Grill' under hours which would include:

Monday 11 :30am - 12:00 am

Tuesday 11 :30am - 12:00 am

Wednesday 11 :30am - 12:00 am

Thursday 11 :30am - 12:00 am

Friday 11 :30am - 2:00am

Saturday 11 :30am -
2:00am

Sunday 10:00am -
12:00am

Renovation at the restaurant would be expected to start March 25, 2024 with completion by May 2024. Lucerna Partners LLC intends to complete renovations to the restaurant through various subcontractors.

Lucerna Partners LLC intends to modify the current exterior and enhance curb-appeal by replacing the existing awning and signage while enhancing the vista with larger exterior windows, and installing a pergola covering the designated patio space shown in the site plan for already existing outdoor seating. Other plans include cosmetic alterations to the current interior, and expanding ease of egress by means of demolition of existing vestibule. The Company also intends to provide additional privacy and protection through hardscaping between the patio and pedestrian walkway.

As of February 2, 2024 the Company requests Change of Use and Certificate of Occupancy approvals.

Sincerely,



Jon Mervine
Partner
Lucerna Partners LLC

wmentts.gn

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To Whom It May Concern,

The property located at 5370 Saint Paul Blvd, Irondequoit, NY 14617 (also known as Summerville Grill) is currently under contract with Fifth Frame Brewing Company and should be closing very soon. For any other questions regarding this matter, feel free to contact me at (585) 733-1388 or email me at dg571@aol.com.

Best,

Authentic


02/02/24

Dan Graden
Owner, Danbar LLC (Summerville Grill)

TRIPLE NET LEASE

Date: 2/1/24

Landlord: Lucerna Partners LLC ("Lessor")

Landlord's Address: 5370 Saint Paul Boulevard, Rochester, New York 14617

Tenant: Fifth Frame Brewing Co. LLC.

Tenant's Address: 138 Joseph Avenue, New York 14605

Premises:

Approximate square feet: 2357 square feet

Street address/suite: 5370 Saint Paul Boulevard, Rochester, New York 14617

Property description: Tax ID # 263400-047-560-0001-051-000

Term (months): Initial term of 10 Years, 120 Months with an option to renew lease for additional 10 Years, 120 Months lease term.

Commencement Date: 2/1/24, 2024

Termination Date: 11/31/34, 2034

Base Rent (monthly): \$3,500.00 — Parties intend this lease to be a "triple net lease" where tenant will be responsible for all real property taxes, expenses to maintain common areas and insurance.

Security Deposit: ~~\$4000~~ 3500

Rent to Start 5/1 2024

Permitted Use: Bar + Restaurant.

Base Rent Adjustment. Beginning one year from the Commencement Date, the Base Rent will be adjusted on each anniversary of the Commencement Date (the "Adjustment Date"). The adjustments in the Base Rent will be determined by multiplying the Base Rent specified in the lease ("Initial Base Rent") by a fraction of five percent (.05 %) and then increased annually by that same fraction multiplied by the prior year's rent.

a. Landlord will notify Tenant of each adjustment to Base Rent no later than sixty days after the Adjustment Date.

Tenant's Insurance: Tenant to carry private insurance pertaining to all property (Rental Insurance)

Landlord's Insurance: Landlord to hold Master Insurance policy

Tenant's Rebuilding Obligations: If the Premises are damaged by fire or other elements, Tenant will be responsible for repairing or rebuilding the following leasehold improvements:*[All partitions, walls, ceiling systems, wiring, light fixtures, floors, finishes, wall coverings, floor coverings, signs, doors, hardware, windows, window coverings, plumbing, heating, ventilating, and air-conditioning equipment, and other improvements in the Premises, whether installed by Landlord or Tenant]**[All partitions, walls, ceiling systems, wiring, light fixtures, floors, finishes, wall coverings, floor coverings, signs, doors, hardware, windows, window coverings, plumbing, heating, ventilating, and air-conditioning equipment, and other improvements originally installed in the Premises by Tenant]**[All improvements that are not building standard leasehold improvements. For purposes of this lease, building standard leasehold improvements are all partitions, walls, ceiling systems, wiring, light fixtures, floors, finishes, wall coverings, floor coverings, signs, doors, hardware, windows, window coverings, plumbing, heating, ventilating, and air-conditioning equipment, and other improvements preselected by Landlord for use throughout the Building

Seller's Holding Company: DanBar Holding, LLC, current record owner, shall hold lease at rate of \$ 1.00 per month until sale to Landlord herein is completed.

Definitions

"Essential Services" means utility connections reasonably necessary for occupancy of the Premises for the Permitted Use.

"Injury" means (a) harm to or impairment or loss of property or its use, (b) harm to or death of a person, or (c) "personal and advertising injury" as defined in the form of liability insurance Tenant is required to maintain.

"Landlord" means Landlord and its agents, employees, invitees, licensees, or visitors.

"Lienholder" means the holder of a deed of trust covering the Premises.

"Rent" means Base Rent plus any other amounts of money payable by Tenant to Landlord. "Tenant" means Tenant and its agents, contractors, employees, invitees, licensees, or visitors.

Clauses and Covenants

A. Tenant agrees to:

1. Lease the Premises for the entire Term beginning on the Commencement Date and ending on the Termination Date.

2. Accept the Premises in their present condition "AS IS," the Premises being currently suitable for the Permitted Use.

3. Obey (a) all applicable laws relating to the use, condition, and occupancy of the Premises and Building and (b) any requirements imposed by utility companies serving or insurance companies covering the Premises.

4. Pay monthly, in advance, on the first day of the month, the Base Rent to Landlord at Landlord's Address.

5. Pay a late charge of \$100.00 if the rent is not received by Landlord by the tenth day after it is due.

6. Obtain and pay for all utility services used by Tenant and not provided by Landlord. County Water will be paid by Landlord until the upgrade of Meters take place then the tenant will be responsible for the Water utility as well.

7. Allow Landlord to enter the Premises to perform Landlord's obligations, inspect the Premises, and show the Premises to prospective purchasers or tenants.

8. Repair, replace, and maintain any part of the Premises that Landlord is not obligated to repair, replace, or maintain, normal wear accepted.

9. Submit in writing to Landlord any request for repairs, replacement, and maintenance that are the obligations of Landlord.

10. If requested, deliver to Landlord a financing statement perfecting the security interest created by this lease.

11. Vacate the Premises on the last day of the Term.

12. INDEMNIFY, DEFEND, AND HOLD LANDLORD AND LIENHOLDER HARMLESS FROM ANY INJURY (AND ANY RESULTING OR RELATED CLAIM, ACTION, Loss, LIABILITY, OR REASONABLE EXPENSE, INCLUDING ATTORNEY'S FEES AND OTHER FEES AND COURT AND OTHER COSTS) OCCURRING IN ANY PORTION OF THE PREMISES. THE

INDEMNITY CONTAINED IN THIS PARAGRAPH (a) IS INDEPENDENT OF TENANT'S INSURANCE, (b) WILL NOT BE LIMITED BY COMPARATIVE NEGLIGENCE STATUTES OR DAMAGES PAID UNDER THE WORKERS' COMPENSATION ACT OR SIMILAR EMPLOYEE BENEFIT ACTS, (c) WILL SURVIVE THE END OF THE TERM, AND (d) WILL APPLY EVEN IF AN INJURY IS CAUSED IN WHOLE OR IN PART BY THE ORDINARY NEGLIGENCE OR STRICT LIABILITY OF LANDLORD BUT WILL NOT APPLY TO THE EXTENT AN INJURY IS CAUSED BY THE GROSS NEGLIGENCE OR WILLFUL MISCONDUCT OF LANDLORD.

B. Tenant agrees not to -

1. Use the Premises for any purpose other than the Permitted Use.
2. Create a nuisance.
3. Permit any waste.
4. Use the Premises in any way that would increase insurance premiums or void insurance on the Premises.
5. Change Landlord's lock system.
6. Alter the Premises without approvals other than Exhibit A.
7. Allow a lien to be placed on the Premises.
8. Assign this lease or sublease any portion of the Premises without Landlord's written consent.

c. Landlord agrees to -

1. Lease to Tenant the Premises for the entire Term beginning on the Commencement Date and ending on the Termination Date.
2. Provide the Essential Services.
3. Repair, replace, and maintain the (a) roof, (b) foundation, and (c) structural soundness of the exterior walls, excluding windows and doors.
4. Return the Security Deposit to Tenant, less itemized deductions, if any, within 30 days after the last day of the term.

D. Landlord agrees not to -

1. Interfere with Tenant's possession of the Premises as long as Tenant is not in default.
2. Unreasonably withhold consent to a proposed assignment or sublease.

E. Landlord and Tenant agree to the following:

1. Alterations. Any physical additions or improvements to the Premises made by Tenant will become the property of Landlord. Landlord may require that Tenant, at the end of the Term and at Tenant's expense, remove any physical additions and improvements, repair any alterations, and restore the Premises to the condition existing at the Commencement Date, normal wear excepted. Agreement has been made regarding improving the premises please refer to Exhibit A

2. Abatement. Tenant's covenant to pay Rent and Landlord's covenants are independent. Except as otherwise provided, Tenant will not be entitled to abate Rent for any reason.

3. Insurance. Tenant and Landlord will maintain the respective insurance coverages described in the attached Insurance Addendum.

4. Release of Claims/Subrogation. LANDLORD AND TENANT RELEASE EACH OTHER

AND LIENHOLDER FROM ALL CLAIMS OR LIABILITIES FOR DAMAGE TO THE PREMISES, DAMAGE TO OR LOSS OF PERSONAL PROPERTY WITHIN THE PREMISES, AND LOSS OF BUSINESS OR REVENUES THAT ARE COVERED BY THE RELEASING PARTY'S PROPERTY INSURANCE OR THAT WOULD HAVE BEEN COVERED BY THE REQUIRED INSURANCE IF THE PARTY FAILS TO MAINTAIN THE PROPERTY COVERAGES REQUIRED BY THIS LEASE. THE PARTY INCURRING THE DAMAGE OR LOSS WILL BE RESPONSIBLE FOR ANY DEDUCTIBLE OR SELF-INSURED RETENTION UNDER ITS PROPERTY INSURANCE. LANDLORD AND TENANT WILL NOTIFY THE ISSUING PROPERTY INSURANCE COMPANIES OF THE RELEASE SET FORTH IN THIS PARAGRAPH AND WILL HAVE THE PROPERTY INSURANCE POLICIES ENDORSED, IF NECESSARY, TO PREVENT INVALIDATION OF COVERAGE. THIS RELEASE WILL NOT APPLY IF IT INVALIDATES THE PROPERTY INSURANCE COVERAGE OF THE RELEASING PARTY. THE RELEASE IN THIS PARAGRAPH WILL APPLY EVEN IF THE DAMAGE OR LOSS IS CAUSED IN WHOLE OR IN PART BY THE ORDINARY NEGLIGENCE OR STRICT LIABILITY OF THE RELEASED

PARTY BUT WILL NOT APPLY TO THE EXTENT THE DAMAGE OR LOSS IS CAUSED BY THE GROSS NEGLIGENCE OR WILLFUL MISCONDUCT OF THE RELEASED PARTY.

5. Casualty/Total or Partial Destruction

a. If the Premises are damaged by casualty and can be restored within ninety days, Landlord will, at its expense, restore the roof, foundation, and structural soundness of the exterior walls of the Premises and any leasehold improvements within the Premises that are not within Tenant's Rebuilding Obligations to substantially the same condition that existed before the casualty and Tenant will, at its expense, replace any of its damaged furniture, fixtures, and personal property and restore any leasehold improvements that are within Tenant's Rebuilding Obligations. If Landlord fails to complete the portion of the restoration for which Landlord is responsible within ninety days from the date of written notification by Tenant to Landlord of the casualty, Tenant may terminate this lease by written notice to Landlord before Landlord completes Landlord's restoration obligations.

b. If Landlord cannot complete the portion of the restoration for which Landlord is responsible within ninety days, Landlord has an option to restore the Premises. If Landlord chooses not to restore, this lease will terminate. If Landlord chooses to restore, Landlord will notify Tenant in writing of the estimated time to restore and give Tenant an option to terminate this lease by notifying Landlord in writing within ten days from receipt of Landlord's estimate. If Tenant does not notify Landlord timely of Tenant's election to terminate this lease, the lease will continue and Landlord will restore the Premises as provided in a. above.

c. To the extent the Premises are untenantable after the casualty, the Rent will be adjusted as may be fair and reasonable.

6. Condemnation/Substantial or Partial Taking

a. If the Premises cannot be used for the purposes contemplated by this lease because of condemnation or purchase in lieu of condemnation, this lease will terminate.

b. If there is a condemnation or purchase in lieu of condemnation and this lease is not terminated, Landlord will, at Landlord's expense, restore the Premises, and the Rent payable during the unexpired portion of the Term will be adjusted as may be fair and reasonable.

c. Tenant will have no claim to the condemnation award or proceeds in lieu of condemnation.

7. Uniform Commercial Code. Tenant grants Landlord a security interest in Tenant's personal property now or subsequently located on the Premises. This lease is a security agreement under the Uniform Commercial Code.

8. Default by Landlord/Events. Defaults by Landlord are failing to comply with any provision of this lease within thirty days after written notice and failing to provide Essential Services to Tenant within ten days after written notice.

9. Default by Landlord/Tenant's Remedies. Tenant's remedies for Landlord's default are to sue for damages and, if Landlord does not provide an Essential Service for thirty days after default, terminate this lease.

10. Default by Tenant/Events. Defaults by Tenant are (a) failing to pay timely Rent, (b) abandoning or vacating a substantial portion of the Premises, and (c) failing to comply within ten days after written notice with any provision of this lease other than the defaults set forth in (a) and (b) above.

11. Default by Tenant/Landlord's Remedies'. Landlord's remedies for Tenant's default are to (a) enter and take possession of the Premises, after which Landlord may relet the Premises on behalf of Tenant and receive the rent directly by reason of the reletting, and Tenant agrees to reimburse Landlord for any expenditures made •in order to relet; (b) enter the Premises and perform Tenant's obligations; and (c) terminate this lease by written notice and sue for damages. Landlord may enter and take possession of the Premises by self-help, by picking or changing locks if necessary, and may lock out Tenant or any other person who may be occupying the Premises, until the default is cured, without being liable for damages.

12. Default/Waiver/Mitigation. It is not a waiver of default if the nondefaulting party fails to declare immediately a default or delays in taking any action. Pursuit of any remedies set forth in this lease does not preclude pursuit of other remedies in this lease or provided by applicable law. Landlord and Tenant have a duty to mitigate damages.

13. Security Deposit. If Tenant defaults, Landlord may use the Security Deposit to pay arrears of Rent, to repair any damage or injury, or to pay any expense or liability incurred by Landlord as a result of the default.

14. Holdover. If Tenant does not vacate the Premises following termination of this lease, Tenant will become a tenant at will and must vacate the Premises on receipt of notice from Landlord. No holding over by Tenant, whether with or without the consent of Landlord, will extend the Term.

15. Alternative Dispute Resolution. Landlord and Tenant agree to mediate in good faith before filing a suit for damages.

16. Attorney's Fees. If either party retains an attorney to enforce this lease, the party prevailing in litigation is entitled to recover reasonable attorney's fees and other fees and court and other costs.

17. Venue. Exclusive venue is in the county in which the Premises are located.

18. Entire Agreement. This lease* I, together with the attached exhibits and riders,l* is the entire agreement of the parties, and there are no oral representations, warranties, agreements, or promises pertaining to this lease or to any expressly mentioned exhibits and riders not incorporated in writing in this lease.

19. Amendment Q/ Lease. This lease may be amended only by an instrument in writing signed by Landlord and Tenant.

20. Limüalion Q/ Warranties. THERE ARE NO IMPLIED WARRANTIES OF MERCHANTABILITY, OF FHNES'S FOR A PARTICULAR PURPOSE, OR OF ANY OTHER KIND ARISING OUT OF THIS LEASE, AND THERE ARE NO WARRANTIES THAT EXTEND BEYOND THOSE EXPRESSLY STATED IN THIS LEASE.

21. Notices. Any notice required or permitted under this lease must be in writing. Any notice required by this lease will be deemed to be delivered (whether actually received or not) when deposited with the United States Postal Service, postage prepaid, certified mail, return receipt requested, and addressed to the intended recipient at the address shown in this lease. Notice may also be given by regular mail, personal delivery, courier delivery, facsimile transmission, or other commercially reasonable means and will be effective when actually received. Any address for notice may be changed by written notice delivered as provided herein.

22. Abandoned Property. Landlord may retain, destroy, or dispose of any property left on the Premises at the end of the Term.

23. Subordination. Landlord subordinates its security interest and liens to purchase-money security interests in Tenant's personal property.

24. Advertisement of Premises, During the last sixty days of the Term, Landlord may place a sign on the Premises advertising the Premises for rent or sale.

25. Expansion Option. Tenant has the option to lease the expansion space identified in the expansion space rider. Tenant may exercise the option by giving Landlord the prior written notice described in the expansion space rider. Tenant will lease the expansion space for the rent stated in the expansion space rider. The expansion space will be accepted in "AS IS"

condition with any tenant improvements to be at the expense of Tenant. The expansion space will become part of the Premises and be subject to all the terms of this lease.

26. Extension Option. Tenant has the option to extend the Term as provided in the attached extension option rider.

27. Waiver of Property Tax Protest Rights. Tenant waives all rights to protest the appraised value of the Premises or to appeal the same and all rights to receive notices of reappraisal as set forth in the applicable sections of the tax code where the Premises is located.

28. Asbestos. Buildings or structures located on the Premises may contain asbestos-containing material or presumed asbestos-containing material as defined by OSHA regulations. Tenant has inspected the Premises and conducted such tests and inspections as Tenant deems necessary or desirable. Tenant will provide Landlord with copies of all such test results and inspections. Tenant will comply with all rules and regulations relating to asbestos in performing any maintenance, housekeeping, construction, renovation, or remodeling of the premises, and Tenant will bear all costs related to removal and disposal of asbestos from the Premises.

29. Hazardous Materials and Indemnification. A Hazardous Material is any substance or material identified now or in the future as hazardous under any federal, State or local law or regulation, or any other substance or material that may be considered hazardous or otherwise subject to statutory or regulatory requirement governing handling, disposal or cleanup. Landlord hereby represents and warrants that (a) as of the date of this Lease it has no knowledge of any Hazardous Materials located in, on, or under the Property, the Building or the Premises, (b) Landlord has provided Tenant with a copy of all tests and reports that Landlord has conducted prior to the date of this Lease which relate to the existence of Hazardous Materials (including, without limitation, a Phase 1 Study if applicable), and (c) Landlord has not received any notices or other notifications from any governmental entity that the Property, the Building or the Premises is in violation of any environmental law. In the event that a Hazardous Material of whatever kind or nature and wherever located, including, but not limited to, soil, water, building components, above ground or below ground storage containers is found to be present at the premises, the Building, or the Property, then so long as the presence of such Hazardous Material is not the fault of Tenant, or Tenant's employees, agents, contractors, or invitees, Landlord will assume full responsibility and liability for treatment of same in accordance with all applicable Laws.

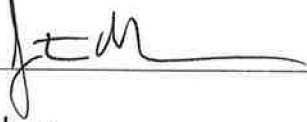
At time of commencement and through the lease term, Tenant will be responsible for any Hazardous spills, or Environmental Issues created by the Tenant. Landlord must be notified in writing of any Hazardous issues.

LANDLORD: 

Date:

Witness:

2/1/24

TENNANT: 

2/1/24

Date:

Witness:

WITNESS: 

HOLDING COMPANY:

Date:

Witness.

Exhibit A

PROPERTY LEGAL DESCRIPTION

Exhibit B

Standard Leasehold Improvements

The standard leasehold improvements are described as follows:

Landlord and Tenant agree to the following:

Tenant will be providing at their cost:

1. Paint;
2. New Carpeting throughout building;
3. Men's bathroom in shop - expand to include a sink, tile floor and new fixtures;
4. Women's bathroom - tile floor and replace fixtures;
5. Landscaping and Parking Lot (remediate);
6. Conference room (put in wall and door) - this is the open area by the reception desk;
and
7. Banister/railings - tear out old and put in new.

Additional Options:

1. Option of building out the office area (2 floors) into the shop area sometime through the lease term with renderings and approvals from the Landlord;
2. Landlord agrees 2/3 of the sign space outside the building (replace Killian sign with the

Environmental and Snowplowing sign area) at Tenants cost and it is not backlit; 3. Landlord agrees with the placing a Killian sign on the side of the building, Tenant is responsible for permits and approvals by Town;

4. Landlord will allow access to the building as soon as the lease is signed so improvements can start;
5. HVAC / Plumbing / Hot Water Tank, etc (replacement, repair, etc) -covered by the owner with exception if the Tenant expands or modifies the space and therefore demands a larger system, the Tenant is responsible to make adequate at their cost.
6. First right to purchase the property if owner decides to sell; Keller Williams Realty Greater Rochester will facilitate the sale at the time of commencement.

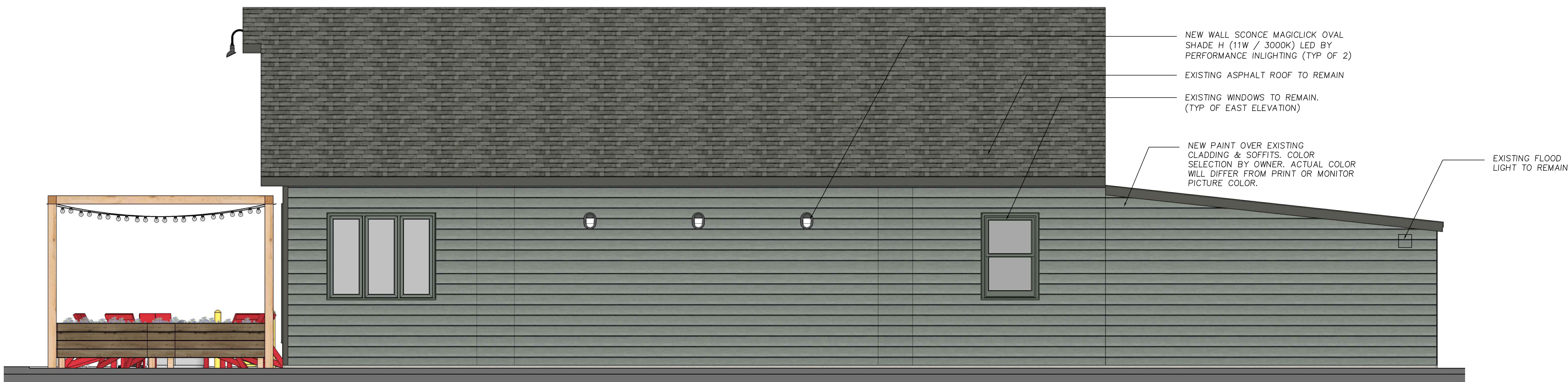
Other items:

1. Snowplowing and Lawn care are to be the Tenants Responsibility through the lease term
2. Tenant is responsible for monthly rent and all utilities
3. Gate - is it secured by Padlock and keys will be provided by Landlord
9. Items inside the building can stay but are considered property of Killian and can be used or disposed of at any time, excluding any work benches in the Garage area.

Those are the property of the Landlord. If the Tenant would like them removed at any time they may request so in writing.



3 WEST ELEVATION
SCALE: 1/4" = 1'-0"



2 EAST ELEVATION
SCALE: 1/4" = 1'-0"



4 RENDERING
N.T.S.



1 SOUTH ELEVATION
SCALE: 1/4" = 1'-0"



34 ELTON ST
ROCHESTER NY 14607
www.fortifiedbre.com
585-330-1746



THIS IS A SINGLE SHEET OF A COHESIVE SET OF CONSTRUCTION DOCUMENTS (INCLUDING DRAWINGS & SPECIFICATIONS). INTERPRETATION OF THE INFORMATION AS PRESENTED SHOULD BE BASED ON THE ENTIRE SET OF DOCUMENTS.

PROJECT TITLE:
FIFTH FRAME RENOVATION

5370 ST PAUL BLVD
ROCHESTER, NY 14617

PROJECT #: 053
ISSUE DATE: 02-16-2024
DRAWN BY: MTC
MANAGER: MTC

REVISIONS:

SHEET CONTENTS:
EXTERIOR ELEVATIONS

SHEET NO.: **A200**

-- TOWN SITE SUBMISSION --

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD CALLING
FOR A PUBLIC HEARING ON THE MATTER OF GRANTING
A SPECIAL USE PERMIT FOR 300 ST. JOSEPH STREET
IN AN R-R RURAL RESIDENTIAL DISTRICT**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans

Grant Malone

John Perticone

Peter Wehner

Town Supervisor

Town Board Member

Town Board Member

Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, Scott & Sandi Miller have applied for a Special Use Permit for the property located at 300 St. Joseph Street (the “Property”) (application attached hereto as **Attachment A**); and

WHEREAS, the Property is zoned R-R Rural Residential; and

WHEREAS, the Millers seek to construct one additional in-law dwelling unit on the Property; and

WHEREAS, Town Code §235-8(B)(1)(d), states that in the R-R Rural Residential zone, one additional in-law dwelling unit is permitted only by Special Use Permit issued by the Town Board; and

WHEREAS, the requested Special Use Permit may be approved by the Irondequoit Town Board pursuant to Town Law § 274-b; and

WHEREAS, Town Code §235-8(B)(2)(b), requires that the Town Board schedule a public hearing on any application for a Special Use Permit; and

WHEREAS, pursuant to Town Law § 271(14)(a), the Town Board may refer any matter or class of matters to the Planning Board for its input before the Town Board takes final action on the matter; and

WHEREAS, the proposed action is a Type II action pursuant to the New York State Environmental Quality Review Act (“SEQRA”) and accompanying regulations, 22 NYCRR § 617.5(c)(11) (“construction or expansion of a single-family, a two-family or a three-family

residence on an approved lot including provision of necessary utility connections as provided in paragraph (13) of this subdivision and the installation, maintenance or upgrade of a drinking water well or a septic system, or both, and conveyances of land in connection therewith”), and therefore the Town Board determines that further environmental review pursuant to SEQRA is not required.

NOW THEREFORE BE IT RESOLVED, the Town Board shall hold a public hearing on this Special Use Permit application on **March 19, 2024 @ 7:3X p.m.** at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit.

AND BE IT FURTHER RESOLVED, that the Town Board refers the application for a Special Use Permit for 300 St. Joseph Street to the Planning Board for its reference and report thereon, which report the Town Board requests to be so provided at or before the public hearing scheduled for March 19, 2024.

This resolution shall take effect immediately upon its adoption.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

GENERAL NOTES



1. Tax Account Number: 06118-1-1
2. Owner: Scott & Sandi Miller
3. Site address: 300 St. Joseph St
4. Total Area: 5.758± Acres to R.O.W.
5. This project is located in Town Lot 12, Township 14, Range 7, Town of Irondequoit, County of Monroe, State of New York
6. This project is located within Other Areas-Zone X (Areas determined to be in Flood Insurance Rate Map Number 36055C0201G, dated August 28, 2008.

SURVEY REFERENCES

1. This topographic survey was prepared from notes of an Instrument Survey completed on May 8, 2019 by Landtech Surveying & Planning, PLLC.
2. Site benchmark (to be set)
3. Record Mapping entitled
4. Liber 8721 of Deeds, Page 335.
5. The vertical datum is referenced to The North American Vertical Datum of 1988 (NAVD 88)
6. Liber 283 of Maps, Page 11, Liber 301 of Maps, Page 71, Liber 232 of Maps, Page 40
7. Liber 10203 of Deeds, Page 91, Liber 8216 of Deeds, Page 486, Liber 886 of Deeds, Page 168, Liber 9587 of Deeds, Page 137, Liber 8216 of Deeds, Page 486, Liber 8721 of Deeds, Page 335.



Underground Facilities Protective Organization
Utility Coordinating Committee

 **SAVE BIG, CALL
BEFORE YOU DIG**

1-800-962-7962

LAND TECH
SURVEYING & PLANNING P.L.L.C.
11105 RIDGEWAY AVE - ROCHESTER NY - 14615
PHONE (585) 442-9902 - INFO@LANDTECH.NY.COM



REVISIONS

SCALE: 1"=30'

DATE: 1/19/24

DRAWN BY: DDS

CHECKED BY: JH

PROJECT NUMBER
04010

01042

#300 ST JOSEPH ST

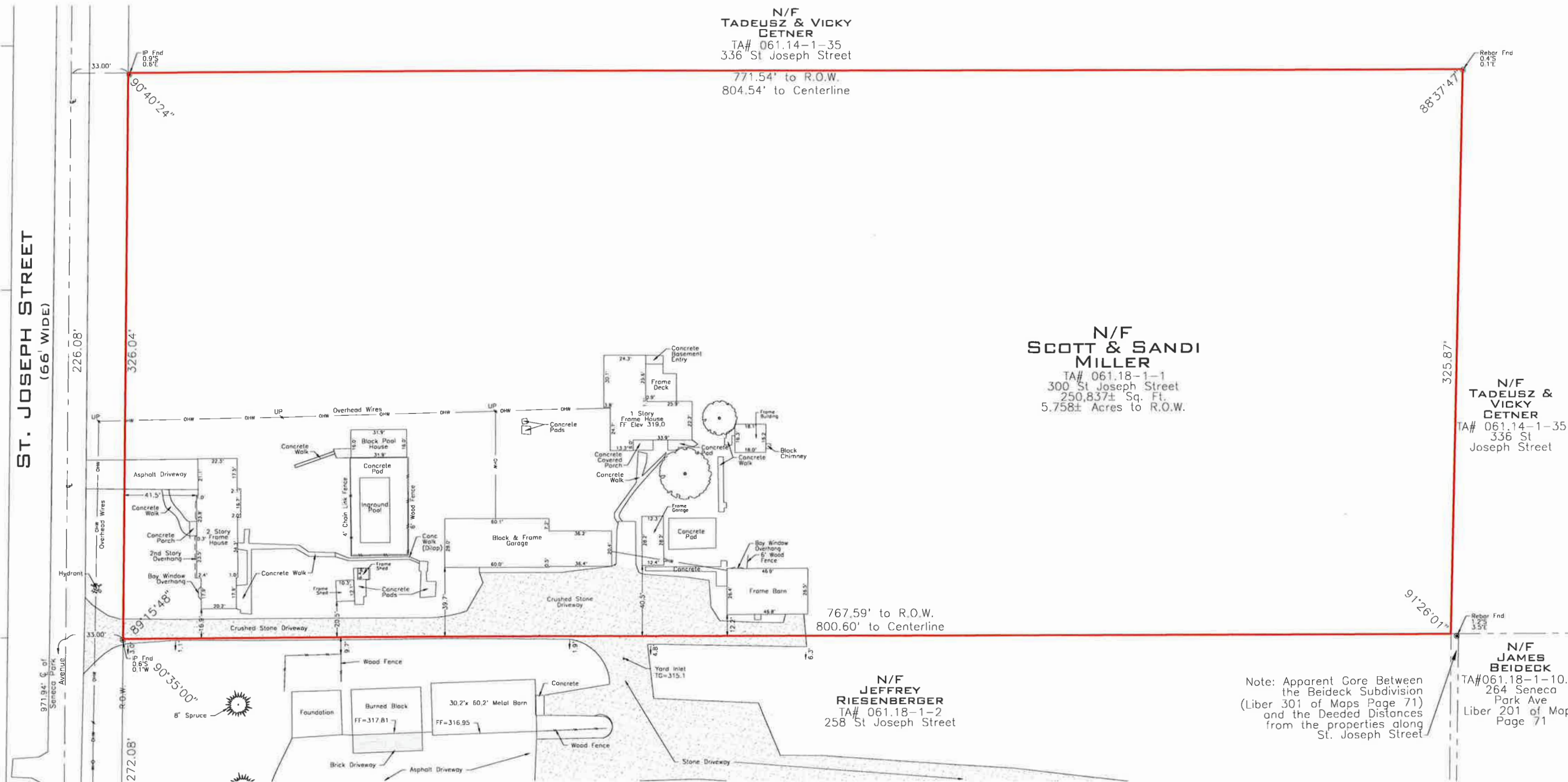
TOWN LOT 12, TOWNSHIP 14, RANGE 1,
TOWN OF IRONDEQUOIT, COUNTY OF MONROE.

STATE OF NEW YORK

INSTRUMENT SURVEY

וואס און ווען?

SHEET 1 OF 1



UNAUTHORIZED ALTERATION OR ADDITION TO A MAP BEARING THE SEAL OF A LICENSED PROFESSIONAL ENGINEER OR LAND SURVEYOR IS A VIOLATION OF ARTICLE 145, SECTION 7209, SUBDIVISION 2 OF THE NEW YORK STATE EDUCATION LAW.



a town for a lifetime
IRONDEQUOIT *New York*

PROJECT ADDRESS 300 St. Joseph St.
TOTAL AREA OF PROJECT SITE ≈ 768 sq ft
TAX ID NO. 061.18-1-1 ZONING DISTRICT RR
PROPERTY OWNER (Print) Scott + Sandi Miller PHONE 585-467-0381
ADDRESS 300 St. Joseph St. ZIP CODE 14617
E-MAIL ADDRESS sm4670381@gmail.com FAX NO. 585-467-0381
APPLICANT (Print) Scott + Sandi Miller PHONE 585-721-2558-c
ADDRESS 300 St Joseph St ZIP CODE 14617
E-MAIL ADDRESS sm4670381@frontiernet.net FAX NO. —
AGENT — PHONE —
ADDRESS — ZIP CODE —
E-MAIL ADDRESS — FAX NO. —
DESCRIPTION OF PROJECT Build in-law apartment by constructing an addition onto an existing accessory building.

APPLICANT OR AGENT (PRINTED): Scott + Sandi Miller
APPLICANT OR AGENT (SIGNATURE(S)): [Signature] DATE 1-29-24

(Do Not Write Below This Line/Official Town Staff Use Only)

FEE \$ 500.00 DATE APPLICATION RECEIVED: 1-30-2024

Application Meeting/Public Hearing Dates

Application Accepted and Required Referral(s) Issued: N/A

Public Hearing Date (Please note: more than one hearing date may be required): 3-19-2024

Planning Board Referral (if required): 2-26-2024

Other Required Dates (if required) Calling for PH = 2-20-2024

Scott & Sandi Miller
300 St. Joseph Street
Rochester, NY 14617

LETTER OF TRANSMITTAL

TO: Ms. Michelle Nichols
Town of Irondequoit
Zoning Board of Appeals
1280 Titus Avenue
Rochester, New York 14617

RE: Application Package – Special Use Permit
Construction of an In-Law Apartment
300 St. Joseph Street, Irondequoit, NY

WE ARE SENDING YOU: X ATTACHED UNDER SEPARATE COVER
THE FOLLOWING ITEMS:

The original and 14 copies (15 total) of the above-referenced package, and a check for the application fee.

REMARKS:

Dear Michelle:

As required, the attached packages include:

1. Letter of Intent
2. Completed Town Board application form
3. Proof of ownership (copy of tax bill)
4. Two copies of an easement (RG&E) for the property
5. Completed Short Environmental Assessment Form
6. Survey Map of the property
7. Concept Plan for the in-law apartment

If there are any questions, please do not hesitate to contact Sandi at 721-2558/sm4670381@gmail.com; or Scott at 467-0381/sm4670381@frontiernet.net. Thank you for your assistance.

DATED: January 30, 2024

SIGNED: Scott and Sandi Miller

Scott and Sandi Miller
300 St. Joseph Street
Rochester, New York 14617

January 30, 2024

Town of Irondequoit
Zoning Board of Appeals
1280 Titus Avenue
Rochester, New York 14617

Re: Letter of Intent
Construction of an In-Law Apartment
300 St. Joseph Street
Irondequoit, NY

Dear Sir or Madam:

This serves as a Letter of Intent to build an in-law apartment at the above-referenced property. This property totals six acres; is located in the RR Zoning District; is improved with multiple buildings, including two single-family residences; and the Property Class Code assigned to the parcel is "Residential Multiple (280)". This property has been in the Miller family since 1894, and our grandchildren will be the sixth generation to live on the property.

We currently reside in the original farm house that is located over 100 yards off the road (built in approximately the 1840s); and our 85-year old mother/mother-in-law currently resides in the split-level house (built in approximately 1960) that is located near the road. Due to her age and the safety concerns associated with her need to navigate the multiple sets of stairs, the split-level house is no longer conducive for her residency. Our intent is for our mother/mother-in-law to move into the in-law apartment, and for our daughter and her three children to move into the split-level ranch, thereby continuing to keep the property inhabited solely by members of our family.

Our intent is to build the in-law apartment by renovating an existing accessory building that is located behind the original farm house, and constructing an addition onto this building. The current accessory building is approximately 16' x 18' (~288 sq. ft.), and the proposed addition will be about 16' x 30' (~480 sq. ft.), for a total of ~768 sq. ft. The proposed in-law apartment will be one-story and will contain a kitchen, living room, one bathroom, one bedroom, and laundry facilities.

If there are any questions or additional information is needed, do not hesitate to contact us.
Thank you.

Regards,



Scott A. and Sandi M. Miller
(585) 467-0381 / sm4670381@frontiernet.net (Scott)
(585) 721-2558 / sm4670381@gmail.com (Sandi)

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information

Name of Action or Project:

Build an in-law apartment by constructing an addition onto an existing accessory building.

Project Location (describe, and attach a location map):

300 St. Joseph St

Brief Description of Proposed Action:

Renovations to an existing accessory building & an addition onto the same building to make an in-law apartment. Current building is about 16' x 18' (=288 sq ft) & addition will be about 16 x 30' (480 sq ft) for a total size of =768 sq ft. One-story, one bedroom, kitchen, living room, one bath, laundry.

Name of Applicant or Sponsor:

Scott & Sandi Miller

Telephone: 585-467-0381

E-Mail: smiller@daymail.net

Address:

300 St. Joseph St.

City/PO

Rochester

State:

NY

Zip Code:

14617

1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation?

NO

YES

If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.

☒

☐

2. Does the proposed action require a permit, approval or funding from any other government Agency?

NO

YES

If Yes, list agency(s) name and permit or approval:

☐

☒

3. a. Total acreage of the site of the proposed action?

6.0 acres

b. Total acreage to be physically disturbed?

= 0.01 acres

c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?

6.0 acres

4. Check all land uses that occur on, are adjoining or near the proposed action:

5. ☐ Urban ☒ Rural (non-agriculture) ☐ Industrial ☒ Commercial ☒ Residential (suburban)

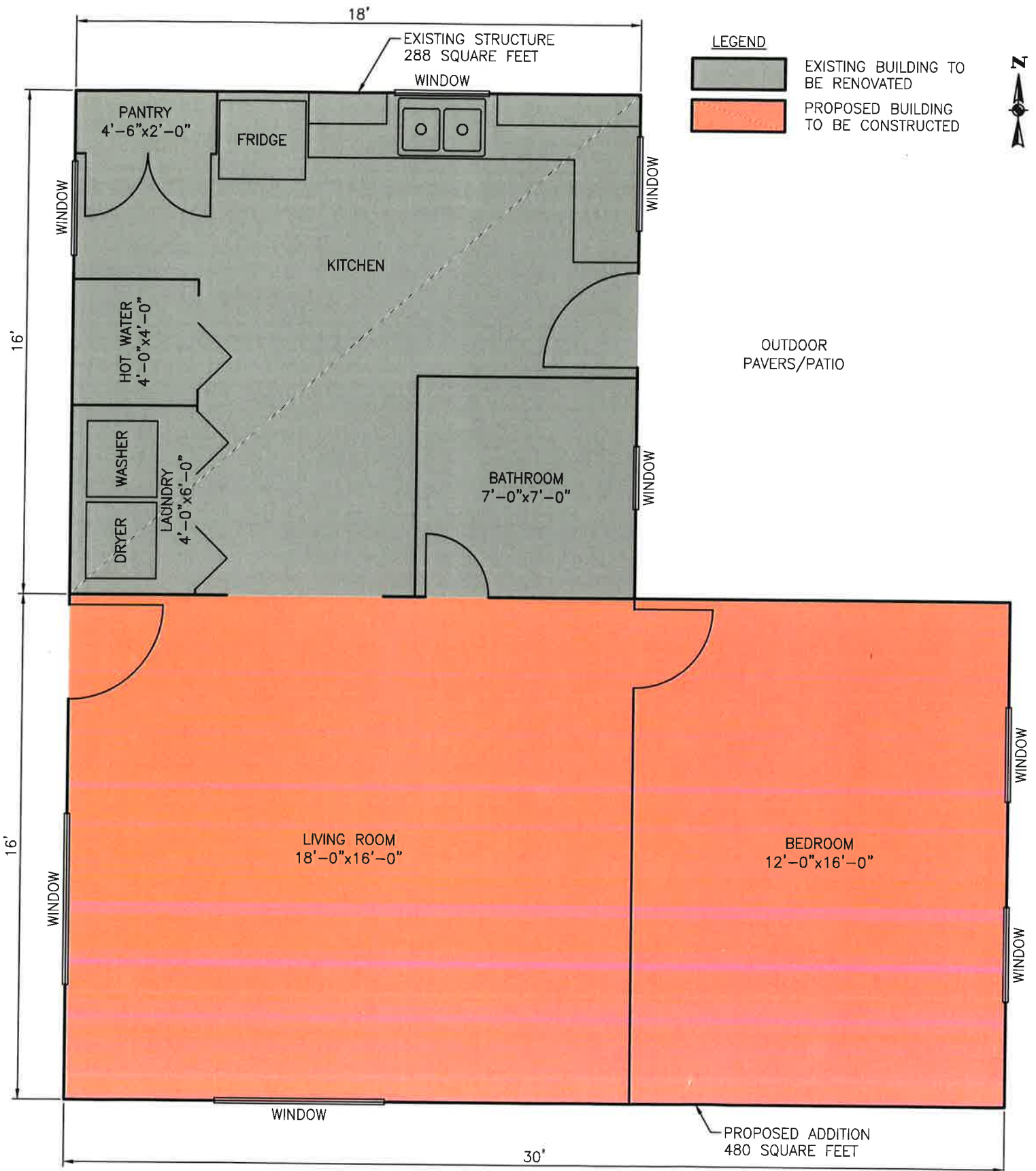
☐ Forest ☐ Agriculture

☐ Aquatic ☐ Other(Specify):

☐ Parkland

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	☐	☒	☐
b. Consistent with the adopted comprehensive plan?	☐	☒	☐
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	☐	☒	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	☒	☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	☒	☐	
b. Are public transportation services available at or near the site of the proposed action?	☒	☐	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☒	☐	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	☒	☐	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____ _____	☐	☒	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____ _____	☐	☒	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	☒	☐	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☒	☐	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	☒	☐	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☒	☐	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☐ Wetland ☐ Urban ☒ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered? <i>Site is within an Area of "Rare Plants or Animals"; however, none exist on project site.</i>	NO	YES
	☒	☐
16. Is the project site located in the 100-year flood plan?	NO	YES
	☒	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
	☒	☐
a. Will storm water discharges flow to adjacent properties?	☐	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	☐	☐
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	☒	☐
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
	☒	☐
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
	☒	☐
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor/name: <u>Scott & Sandi Miller</u> Date: _____		
Signature: <u><i>[Signature]</i></u> <u>Sandi M Miller</u> Title: <u>Owners</u>		



CONCEPT PLAN IN-LAW APARTMENT
300 ST. JOSEPH STREET

SCALE: 1/4"=1'-0"



DATE: JANUARY 16, 2024



BARBARA GENIER, RECEIVER OF TAXES
TOWN OF IRONDEQUOIT
1280 TITUS AVE.
ROCHESTER, NY 14617

Property Tax Information

Page 1 of 1

Fiscal Year
1/1/2024 - 12/31/2024

Warrant Date 12/29/2023 Parcel ID 263400 061.18-1-1 Account No. 167306

Estimated State Aid
CNTY 278,785,608
TOWN 2,400,410

Address
300 St Joseph St
Irondequoit

Class Res Multiple School W Irondequoit Cent

Roll Sect 1 RS-1 Parcel Size 6.00 ACRES

Bank Code Full Market Value
AS OF 7-1-22 419,000

Mortgage No. Total Assessed Value
419,000

Uniform % of Value
100.0

2024 Combined Town and County Tax Bill

263400 061.18-1-1
Miller Scott
Miller Sandi
300 St Joseph St
Rochester, NY 14617



If your taxes are paid with your mortgage, please forward this bill to your mortgage company.

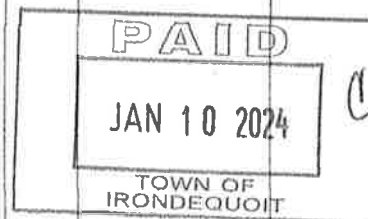
If using your online banking system, please use your account number



167306

Exemptions	Value	Purpose	Exemptions	Value	Purpose	Exemptions	Value	Purpose
------------	-------	---------	------------	-------	---------	------------	-------	---------

Levy Description	Total Tax Levy	% Chg Prior Year	Value/Usage	Rate	Amount
COUNTY BUDGET					2,792.9
SALES TAX CREDIT - IRONDEQUOIT				6.665840	-506.6
SALES TAX ADJUSTMENT 2023			-419,000.00	1.209055	-21.6
NET AMOUNT DUE FOR BUDGET	22,223,854	-3.0	419,000.00	1.000000	2,286.3
				5.456785	
COUNTY SERVICES- LOCALITIES	3,080,598	18.8	419,000.00	.756402	316.93
IRONDEQUOIT TOWN TAX	19,207,702	5.5	419,000.00	4.655252	1,950.55
SPECIAL DISTRICTS:					
St Paul Blvd FireDis	4,899,386	9.9	419,000.00	2.693227	1,128.46
PW 2 Capital Crg			0.00		1.00
Consolidated Drain			8.00	6.924498	55.40



1/10/15
BIBR

Make Checks Payable To:
BARBARA GENIER, TAX RECEIVER
MAIL PAYMENTS TO:
1280 TITUS AVE
ROCHESTER, NY 14617

To Pay In Person:
IROND TOWN HALL M-F 8:30-4:30
1280 TITUS AVE (585) 336-6050
DROP BOX IN REAR OF BUILDING
PAY ONLINE AT:
WWW.MONROECOUNTY.GOV

Summary

COUNTY BUDGET	2,792.99
SALES TAX CREDIT	-506.60
COUNTY SERVICES TO LOCALITIES	316.93
TOWN TAXES	1,950.55
OTHER	1,163.18

Total 5,717.05

DUE FEB 10, 2024

E A S E M E N T

In consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, CHARLES A. MILLER AND DOROTHY M. MILLER, 300 St. Joseph Avenue, in the Town of Irondequoit, Monroe County, New York, "Grantors", do hereby give, grant and convey unto ROCHESTER GAS AND ELECTRIC CORPORATION, a New York corporation, 89 East Avenue, in the City of Rochester, Monroe County, New York, and ROCHESTER TELEPHONE CORPORATION, a New York corporation, 100 Midtown Plaza, in the City of Rochester, Monroe County, New York, their respective successors and assigns, "Companies", and "First Company" and "Second Company" respectively, a permanent easement to, from time to time, lay, construct, reconstruct, erect, relocate, repair, increase, enlarge, raise, lower, replace, protect, operate, and remove, in, upon, over, under, above, across, along and through premises known as a parcel of land located on the east side of St. Joseph Avenue, situate in Town Lot 7, Township 14, Range 7, Town of Irondequoit, Monroe County, New York, being the same premises described in a Deed recorded in Monroe County Clerk's Office in Liber 3276 of Deeds at Page 10, as more particularly described hereinafter, the facilities, and for the purposes, set forth as follows:

A. Any and all poles, lines of poles, supporting structures, cables, crossarms, guys, braces, wires, conduits, and all other appurtenances and fixtures adaptable to the present or future needs, uses, or purposes of Companies for (a) the transmission and distribution of electricity for any purpose by First Company, and (b) telephone and other communication purposes by Second Company, the easement premises therefor being more particularly described hereinafter.

B. Any and all conduits, tunnels, manholes, wires, cables, meters, transformers, switching equipment, and all other appurtenances and

C. Any and all mains, pipes, regulators, valves, vaults, meters, manholes, services, and all other appurtenances and fixtures adaptable to the present or future needs, uses, or purposes of First Company for the underground transmission and distribution of gas for any purpose by First Company, the easement premises therefor being more particularly described hereinafter. However, manholes and valves may be at or above ground within said easement premises.

The easement premises for all of the foregoing are more particularly described as follows:

A strip of land fifteen (15) feet in width whose centerline is described as follows: Beginning at a point on the east highway line of St. Joseph Avenue 125 feet north of the south boundary line of said parcel, thence easterly parallel to said south boundary line for a distance of 280' to a point.

The Companies, by their employees, servants, agents, and contractors, shall have the right to enter upon the easement and adjacent premises, and to utilize the same, whenever necessary for the exercise of the rights and privileges granted hereunder.

Together with the right, but not the duty, to trim, cut, and remove at any time such growth or objects, of any nature, as, in the reasonable opinion of either Company, may interfere with, obstruct, or endanger the rights and privileges granted herein to, or the facilities of, such Company.

This grant is made and accepted upon the express conditions that after any exercise of the rights and privileges granted hereunder, the Companies shall leave the premises in as good condition as found, and that the Companies shall make reasonable compensation to the Grantors for any damage (except as permitted specifically hereunder) to the property of Grantors

- 3 -

STATE OF)
COUNTY OF) SS.

On this _____ day of _____, 19____, before me, the
subscriber, personally appeared CHARLES A. MILLER AND DOROTHY M. MILLER to me
personally known and known to me to be the same persons described in and who
executed the within instrument, and they severally acknowledged to me that
they executed the same.

E A S E M E N T

In consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, CHARLES A. MILLER AND DOROTHY M. MILLER, 300 St. Joseph Avenue, in the Town of Irondequoit, Monroe County, New York, "Grantors", do hereby give, grant and convey unto ROCHESTER GAS AND ELECTRIC CORPORATION, a New York corporation, 89 East Avenue, in the City of Rochester, Monroe County, New York, and ROCHESTER TELEPHONE CORPORATION, a New York corporation, 100 Midtown Plaza, in the City of Rochester, Monroe County, New York, their respective successors and assigns, "Companies", and "First Company" and "Second Company" respectively, a permanent easement to, from time to time, lay, construct, reconstruct, erect, relocate, repair, increase, enlarge, raise, lower, replace, protect, operate, and remove, in, upon, over, under, above, across, along and through premises known as a parcel of land located on the east side of St. Joseph Avenue, situate in Town Lot 7, Township 14, Range 7, Town of Irondequoit, Monroe County, New York, being the same premises described in a Deed recorded in Monroe County Clerk's Office in Liber 3276 of Deeds at Page 10, as more particularly described hereinafter, the facilities, and for the purposes, set forth as follows:

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C. Any and all mains, pipes, regulators, valves, vaults, meters, manholes, services, and all other appurtenances and fixtures adaptable to the present or future needs, uses, or purposes of First Company for the underground transmission and distribution of gas for any purpose by First Company, the easement premises therefor being more particularly described hereinafter. However, manholes and valves may be at or above ground within said easement premises.

The easement premises for all of the foregoing are more particularly described as follows:

A strip of land fifteen (15) feet in width whose centerline is described as follows: Beginning at a point on the east highway line of St. Joseph Avenue 125 feet north of the south boundary line of said parcel, thence easterly parallel to said south boundary line for a distance of 280' to a point.

The Companies, by their employees, servants, agents, and contractors, shall have the right to enter upon the easement and adjacent premises, and to utilize the same, whenever necessary for the exercise of the rights and privileges granted hereunder.

Together with the right, but not the duty, to trim, cut, and remove at any time such growth or objects, of any nature, as, in the reasonable opinion of either Company, may interfere with, obstruct, or endanger the rights and privileges granted herein to, or the facilities of, such Company.

This grant is made and accepted upon the express conditions that after any exercise of the rights and privileges granted hereunder, the Companies shall leave the premises in as good condition as found, and that the Companies shall make reasonable compensation to the Grantors for any damage (except as permitted specifically hereunder) to the property of Grantors

STATE OF)
) SS.
COUNTY OF)

On this _____ day of _____, 19____, before me, the
subscriber, personally appeared CHARLES A. MILLER AND DOROTHY M. MILLER to me
personally known and known to me to be the same persons described in and who
executed the within instrument, and they severally acknowledged to me that
they executed the same.

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD REGARDING
STATE ENVIRONMENTAL QUALITY REVIEW ACT COMPLIANCE IN THE
MATTER OF REZONING APPLICATION FOR A PORTION OF 1700 HUDSON
AVENUE – TAX ID NO: 091.07-1-96.2 FROM R-4 RESIDENTIAL TO C- BUSINESS
DISTRICT**

At the regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, McMahon LaRue Associates, acting as agent for Gregory Carver (the "Applicant"), submitted an application for to rezone a portion of 1700 Hudson Avenue, known as Tax ID No. 091.07-1-96.2 (the "Property") (the "Application"); and

WHEREAS, the Property is currently "split zoned," as the portion of the Property fronting Hudson Avenue is zoned M-Manufacturing and the landlocked portion of the Property is zoned as R-4 Residential; and

WHEREAS, concurrent with the Application, the Applicant will be applying for site plan approval from the Planning Board for certain changes to the Property; and

WHEREAS, given the two distinct applications and their different timing, it is most practical to segment the SEQRA review into two parts, one by the Town Board for the Application, and one by the Planning Board in connection with the site plan review; and

WHEREAS, rezoning the Property is an Unlisted Action under SEQRA; and

WHEREAS, the Town Board has received and reviewed the short Environmental Assessment Form (“EAF”) with respect to the rezoning and has considered the potential environmental impacts of rezoning the Property pursuant to the requirements of SEQRA and found that the proposed action will not result in any significant adverse environmental impacts.

NOW THEREFORE BE IT RESOLVED, that the Town Board adopts a Negative Declaration for the Application in the form attached hereto and made a part hereof and determines that no Environmental Impact Statement is required.

AND BE IT FURTHER RESOLVED, that the Town Supervisor shall file the Negative Declaration along with this Resolution with the Town Clerk and forward these documents to any person who requests a copy, maintain the EAF and Negative Declaration in a file regularly accessible to the public.

AND BE IT FURTHER RESOLVED, that the requirements of 6 NYCRR 617 have been met.

This resolution shall take effect immediately upon its adoption.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

Short Environmental Assessment Form

Part 1 - Project Information

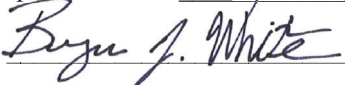
Instructions for Completing

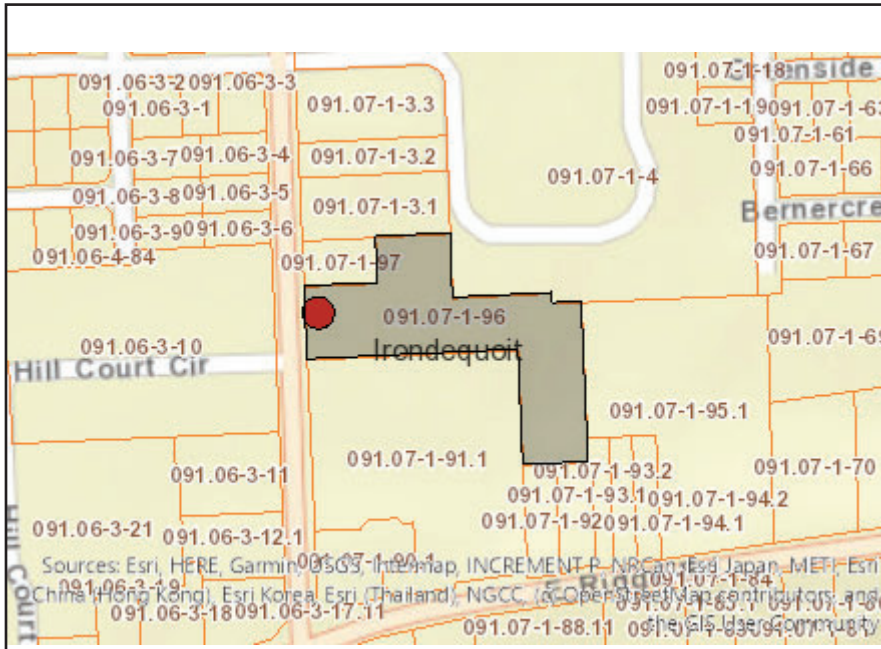
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project: EAGLE RIDGE HUDSON RE-SUBDIVISION			
Project Location (describe, and attach a location map): NORTHEASTERLY CORNER OF HUDSON AVENUE AND EAST RIDGE ROAD			
Brief Description of Proposed Action: TO SUBDIVIDE OFF THE SOUTHEASTERLY PORION OF A PARCEL KNOWN AS 1700 HUDSON AVENUE AND COMBINE IT TO AN EXISTING PARCEL KNOWN AS 720 RIDGE ROAD. IN ADDITION TO RE-ZONE THE CONVEYED PARCEL FROM R-4 RESIDENTIAL TO C-BUSINESS			
Name of Applicant or Sponsor: Gregory Carver		Telephone: E-Mail: gcarver@eagleridgeroc.com	
Address: 1700 HUDSON AVENUE			
City/PO: ROCHESTER		State: NEW YORK	Zip Code: 14617
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		NO ☒	YES ☐
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: TOWN OF IRONDEQUOIT		NO ☐	YES ☒
3. a. Total acreage of the site of the proposed action?		2.297 acres	
b. Total acreage to be physically disturbed?		0.820 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		2.297 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. ☒ Urban ☐ Rural (non-agriculture) ☐ Industrial ☒ Commercial ☐ Residential (suburban) ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Specify): ☐ Parkland			

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	☐	☒	☐
b. Consistent with the adopted comprehensive plan?	☐	☒	☐
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	☐	☒	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	☒	☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	☒	☐	
b. Are public transportation services available at or near the site of the proposed action?	☐	☒	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☐	☒	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies:			
N/A	☒	☐	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____	☒	☐	
N/A			
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____	☒	☐	
N/A			
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	☒	☐	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☐	☒	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	☒	☐	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☒	☐	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☐ Wetland ☒ Urban ☐ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	☒	☐
16. Is the project site located in the 100-year flood plan?	NO	YES
	☒	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	NO	YES
	☒	☐
	☒	☐
	☒	☐
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	☒	☐
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
	☒	☐
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
	☐	☒
PER THE NYSDEC Environmental Site Remediation Database the nearest sites are located at 1233 and 3000 East Ridge Road		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: <u>BRYAN J. WHITE</u> Date: <u>10-20-2023</u> Signature: <u></u> Title: <u>LAND SURVEYOR</u>		



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	Yes

Project: A portion of 1700 Hudson Avenue

Date: December 19, 2023

Short Environmental Assessment Form

Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept “Have my responses been reasonable considering the scale and context of the proposed action?”

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	☒	☐
2. Will the proposed action result in a change in the use or intensity of use of land?	☒	☐
3. Will the proposed action impair the character or quality of the existing community?	☒	☐
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	☒	☐
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	☒	☐
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	☒	☐
7. Will the proposed action impact existing:	☒	☐
a. public / private water supplies?	☒	☐
b. public / private wastewater treatment utilities?	☒	☐
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	☒	☐
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	☒	☐
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	☒	☐
11. Will the proposed action create a hazard to environmental resources or human health?	☒	☐

Short Environmental Assessment Form

Part 3 Determination of Significance

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

- ☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
- ☒ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Town of Irondequoit Town Board

12.19.2023

Name of Lead Agency

Date

Rory Fitzpatrick

Supervisor

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

NEGATIVE DECLARATION
Notice of Determination of Non-Significance

Town of Irondequoit Town Board

Dated: February 22, 2024

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Irondequoit Town Board has reviewed the application to rezone a portion of 1700 Hudson Avenue, known as Tax ID No. 091.07-1-96.2, submitted by McMahon LaRue Associates, acting as agent for Gregory Carver (the “Applicant”). The Town Board, in an uncoordinated review, has determined that the proposed action will not have a significant adverse environmental impact and that a draft environmental impact statement will not be prepared.

Name of Action: Application to Rezone a Portion of Hudson Avenue known as Tax ID No. 091.07-1-96.2.

Location of Action: 1700 Hudson Avenue, Tax ID No. 091.07-1-96.2 (the “Property”).

SEQRA Status: Unlisted.

Lead Agency: Not applicable; uncoordinated review.

Description of Action: The Property is currently “split zoned,” as the portion of the Property fronting Hudson Avenue is zoned M-Manufacturing and the landlocked portion of the Property is zoned as R-4 Residential. The Applicant would like to rezone the landlocked portion of the parcel currently zoned R-4 Residential. to C-Business District, which will allow for the Applicant to sell this portion to the plaza to the west for additional proposed parking on the Property. Concurrent with the Application, the Applicant will be applying for site plan approval from the Planning Board for certain changes to the Property. Given the two distinct applications and their different timing, it is most practical to segment the SEQRA review into two parts, one by the Town Board for the Application, and one by the Planning Board in connection with the site plan review.

Reasons Supporting this Determination: No large significant adverse environmental impacts associated with the Action were identified in the full Short Environmental Assessment Form and the Town Board has considered the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1), in accordance with 6 NYCRR § 617.7(c)(2) and (3).

The requirements of SEQRA and 6 NYCRR Part 617 have been met.

For Further Information:

Contact Person: Michelle Nichols, Department of Community Development

Address: 1280 Titus Avenue, Rochester, NY 14617

Telephone Number: (585) 467-8840

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING
A RESOLUTION APPROVING AN APPLICATION TO REZONE A PORTION OF 1700
HUDSON AVENUE - TAX ID NO: 091.07.1.96 FROM R-4 RESIDENTIAL TO C-
BUSINESS DISTRICT**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans

Grant Malone

John Perticone

Peter Wehner

Town Supervisor

Town Board Member

Town Board Member

Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, McMahon LaRue Associates, acting as agent for Gregory Carver, has submitted an application for the rezoning of a portion of 1700 Hudson Avenue in the R-4 Residential District to C-Business District (the “Application”); and

WHEREAS, 1700 Hudson Avenue is currently “Split Zoned” under Tax ID No: 091.07-1-96 as the portion fronting Hudson Avenue is zoned M-Manufacturing and the landlocked portion in the rear is zoned R-4 Residential District; and

WHEREAS, the Application has been referred to the Town Planning Board and the Monroe County Planning and Development Department for review and comment pursuant to the requirements of the Town of Irondequoit Code, New York State Town Law, and New York State General Municipal Law; and

WHEREAS, the Application was reviewed and discussed at the Town Planning Board meeting held on December 11, 2023, and the Town Planning Board issued a report on the rezoning to the Town Board recommending a positive referral; and

WHEREAS, the Monroe County Planning and Development Department issued comments on the Application, under referral #IR23017; and

WHEREAS, a public hearing was held by the Town board, pursuant to Section 235-99 of the Town of Irondequoit Code and Section 20 of the New York State Municipal Home Rule Law on December 19, 2023 at 7:35 p.m. during which the facts in support of the requested rezoning were presented and where public input was received and thereafter the public hearing was closed; and

WHEREAS, pursuant to the New York State Environmental Quality Review Act and its implementing regulation, the rezoning is classified as an Unlisted action, the Town board conducted a uncoordinated review, and, by separate Town Board resolution of even date herewith, has issued a negative declaration; and

WHEREAS, the Town Board has determined that the rezoning is consistent with and in furtherance of the goals and intent of the Town of Irondequoit Comprehensive Master Plan Update adopted by the Town Board in October 2014.

NOW THEREFORE BE IT RESOLVED, that the requested rezoning is hereby approved.

AND, BE IT RESOLVED, that the Town Board hereby adopts said Local Law ____ of 2024, amending the Official Zoning Map of the Town of Irondequoit to rezone a portion of Tax ID: 091.07-1-96, and a copy of which is attached hereto as "Attachment A" and made a part hereof, and the Town Clerk is hereby directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Irondequoit, and to give due notice of the adoptions of said Local Law to the New York Secretary of State.

This resolution shall take effect immediately upon its adoption.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

McMahon LaRue Associates
Engineers & Surveyors

February 2, 2024

Irondequoit Town Board
1280 Titus Avenue
Rochester, NY 14617

Re: Re-Zoning of 1700 Hudson Avenue
Project Update for Parking Lot

Dear Members of the Board,

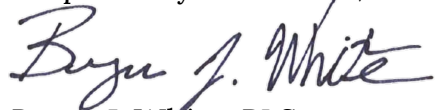
Our team has been put under contract to provide engineering services in relation to the proposed parking lot expansion for the Ridge-Hudson Plaza located at 720 E. Ridge Road.

Since our last appearance at the Town Board, we have been working to address the Board's concerns related to site drainage and schematic layout for the proposed parking area. Although our site design is still underway, we wanted to present our schematic layout in sight of pursuing rezoning for the parking area from Residential (R-4) to Business (C).

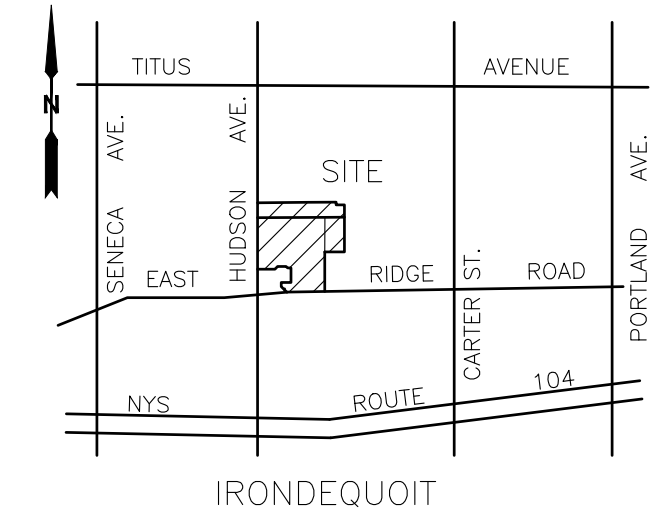
We anticipate presenting this to the Board at the regularly scheduled meeting on February 22nd but will also be available for an informal discussion during your Workshop meeting on February 12th, if you find it beneficial for this application.

Thank you for your continued efforts and time working with our team to address this project. We look forward to any additional feedback you may have.

Respectfully Submitted,

A handwritten signature in dark ink, appearing to read "Bryan J. White", written over a horizontal line.

Bryan J. White, PLS
McMahon LaRue Associates
822 Holt Road
Webster, NY 14580

[illegible][illegible]

THE FOLLOWING IS AN EXCERPT FROM THE NEW YORK STATE EDUCATION LAW, ARTICLE 145, SECTION 7209 AND APPLIES TO THIS DRAWING

* IT IS A VIOLATION OF THIS LAW FOR ANY PERSON UNLESS HE IS ACTING UNDER THE DIRECTION OF A LICENSED ENGINEER OR LAND SURVEYOR TO ALTER AN ITEM IN ANY WAY, IF AN ITEM BEARING THE SEAL OF A LICENSED ENGINEER OR LAND SURVEYOR IS ALTERED, THE ALTERING ENGINEER OR LAND SURVEYOR SHALL AFFIX HIS SEAL AND THE NOTATION "ALTERED BY" FOLLOWED BY HIS SIGNATURE AND THE DATE OF SUCH ALTERATION AND A SPECIFIC DESCRIPTION OF THE ALTERATION ".

CLIENT:
HASSEN RIDGE REALTY, LLC
MIKE HASSEN
114-11 LEFFERTS BLVD.
SOUTH OZONE PARK, NY 11414

TOWN OF IRONDEQUOIT

SCHEMATIC PARKING LOT PLAN

SCALE: 1 INCH = 30 FEET

CADD FILE:



Department of Planning & Development

Monroe County, New York

Adam J. Bello
County Executive

Ana J. Liss
Director

To: Town of Irondequoit Municipal Board

From: Yixuan Lin, Senior Planner *yl*

Date: January 2, 2024

Subject: 1700 Hudson Ave - Rezone
1700 Hudson Ave, Rochester 14617
MCDP&D Response to Development Review Referral (IR23017)

Review Authority and Response:

General Municipal Law: ☒ Section 239-m (Zoning)
☐ Approval ☐ Modification ☐ Disapproval ☒ Comment ☐ No Comment

☐ Section 239-n (Subdivision)
☐ Approval ☐ Modification ☐ Disapproval ☐ Comment ☐ No Comment

County Charter: ☐ Section C5-4.A (Airport)
☐ Approval ☐ Approval with Conditions ☐ Disapproval

☐ Section C5-4.C (Advisory Review)
☐ Comment ☐ No Comment

Previously Reviewed by MCD&P (if yes, previous referral response applies to this referral):

☒ Yes ☐ No

Referred to the Development Review Committee (DRC) (If yes, DRC Project Review Report attached):

☒ Yes ☐ No

MCDP&D Comments:

1. Please send all final decisions related to rezonings, site specific or municipal wide, to Monroe County's Department of Planning and Development. Monroe County attempts to keep a current record of zoning in Monroe County Communities and cannot keep this record up-to-date without your help.
2. The rezoning of parcels needs to be consistent with the Town of Irondequoit's Comprehensive Plan. In the case of a rezoning the Town Board should develop a clear written record describing how the rezoning will promote the goals and objectives of the comprehensive plan.

If you have any questions regarding this review, please contact me at 585-753-2026 or YixuanLin@monroecounty.gov.

xc: Development Review Committee
Gregory Carver, 1700 Hudson Ave LLC
Bryan White, McMahon Larue Associates
Monroe County Planning & Development

Subject: Attachment to File IR23017
1700 Hudson Ave - Rezone
1700 Hudson Ave, Rochester 14617

The Monroe County Development Review Committee (DRC) has reviewed the subject application and have the following comments that need to be addressed prior to submission of final plans for approval.

Monroe County Department of Health (MCDOH), Contact Brett Gobe (585-753-5459) with questions.

1. The proposed project is a subdivision of land that does NOT require Realty Subdivision approval by the Monroe County Department of Public Health. However if the plan is to be filed in the Monroe County Clerk's Office, Health Department sign off will be required. Existing and proposed utilities will need to be shown on the plans to ensure all lots have their own access to sanitary facilities and drinking water.

Monroe County Department of Transportation (MCDOT), Contact John Raymond (753-7711) with questions.

1. No Comment

Monroe County Department of Environmental Services (MCDES), Division of Pure Waters, Contact Richard Bianchi (753-7614) with questions.

1. No Comment

New York State Department of Transportation (NYSDOT), Contact Zachary Starke (272-3472) with questions.

1. This project was not sent to New York State Department of Transportation for review. Applicants should verify with this agency that they do not have jurisdictional requirements for this project.



December 8, 2023

Ms. Michelle Nichols, Planning & Zoning Coordinator
Town of Irondequoit
1280 Titus Avenue
Rochester, NY 14616

RE: Planning Board – Rezoning Application Referral to Planning Board, 1700 Hudson Avenue

Dear Ms. Nichols:

LaBella Associates has compiled relevant documents to aid the Planning Board in developing their recommendation to the Town Board related to the application to rezone the property located at 1700 Hudson Avenue from R-4 to C-Business District. A list of the attached documents can be found below.

Documents:

- **Zoning Map** including subject property and surrounding properties.
- **List of permitted and specially permitted uses in the C-Business District** which outlines the possible uses of the subject property should it be rezoned.
- **Future Land Use Map** from the Town's adopted Comprehensive Plan.
- **Neighborhood Commercial-Mixed Use Design Description** from the Town's adopted Comprehensive Plan. The subject property resides in the Neighborhood Commercial-Mixed Use area per the Comprehensive Plans' Future Land Use Map.
- **Titus-Cooper-Hudson Commercial District Description** from the Town's adopted Comprehensive Plan. The subject property is located near the corner of Hudson Avenue and East Ridge Road.
- **East Ridge Road Land Use Description** from the Town's adopted Comprehensive Plan. The subject property is located near the corner of Hudson Avenue and East Ridge Road.

A draft resolution has also been provided for your convenience.

Thank you for the opportunity to review this site plan on your behalf. Please feel free to call us if you have any questions.

Respectfully submitted,
LABELLA ASSOCIATES, D.P.C.

Kate Powers

Kate Powers
Senior Planner

cc (via e-mail): Steve Fantuzzo, Associate, Nixon Peabody, LLP, Town Planning Board Attorney
Wes Pettee, AICP, LaBella Associates

300 State Street, Suite 201 | Rochester, NY 14614 | p 585-454-6110 | f 585-454-3066

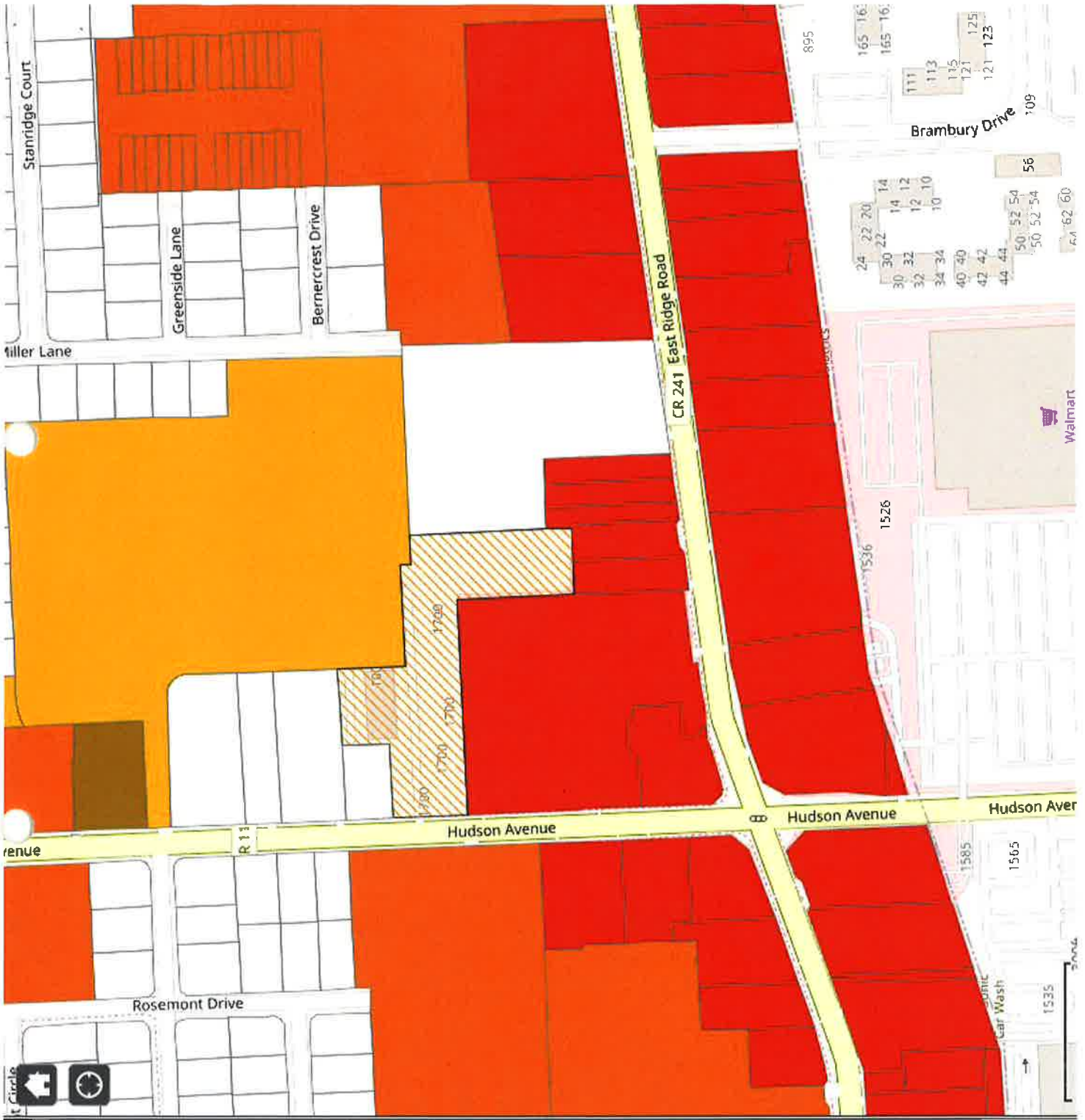
www.labellapc.com

- Districts
- Business (C)
- Balle's Landing Development District (LLDD)
- Manufacturing (M)
- ved Use Commercial (MUC)
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- Ice Road Planned Development District (PDD)
- er Harbor (R-H)
- ral Residential (R-R)
- lit Classification
- interfront Development (W-D)
- ll other values>

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Is
 chester General Hospital
 Ann's Community



§ 235-27. Permitted uses; site plan.

A. In C Business Districts, the following uses are permitted: **[Amended 2-4-1997 by L.L. No. 1-1997]**

- (1) Churches or similar places of worship, parish houses, convents, rectories or parsonages.
- (2) Private, nonprofit, elementary or secondary schools accredited by the New York State Department of Education, public hospitals, public libraries and municipal and special district buildings, provided that no such buildings shall be located within 50 feet of any adjoining lot line.
- (3) Fire stations without club facilities.
- (4) Professional offices for attorneys, physicians, physical therapy, physician's associates and specialists' assistants, chiropractic, dentistry and dental hygiene, veterinary medicine, nursing, podiatry, optometry, ophthalmic dispensing, engineering and land surveying architecture, landscape architecture, licensed accountants, shorthand reporting, psychology, speech pathologists and audiologists and occupational therapy.
- (5) Real estate and/or insurance offices.
- (6) Barbershops and beauty parlors.
- (7) Funeral homes.
- (8) Employment and travel agencies.
- (9) The following uses, provided that they are not used primarily for treatment of contagious diseases, mental patients, epileptics, drug or alcohol addicts or for penal or correctional purposes:
 - (a) Nursing or convalescent homes.
 - (b) Nonprofit institutions for charitable, religious, cultural or community social purposes.
- (10) Public parks, playgrounds and similar recreational areas and structures not operated for gain.
- (11) The following uses when conducted entirely within an enclosed building:
 - (a) Retail stores and shops.
 - (b) Personal service shops (dry-cleaning or laundry stores for pick up purposes only).
 - (c) Banks, business and professional offices not otherwise permitted in R-6 Residential Districts. Drive-in banks shall be permitted, provided that at least five car-length spaces are provided in the approach drive within the

property line of the lot for each drive-in teller's window. Such spaces shall be exclusive of required parking spaces.

- (d) Baking, confectionery, dressmaking, tailoring shops, provided that all goods or products manufactured or processed shall be sold at retail on the premises and not more than 10 persons shall be employed at one time. **[Amended 6-17-1997 by L.L. No. 4-1997]**
 - (e) Appliance and electrical stores or printing shops.
 - (f) Mini-storage/self-storage facilities. **[Added 2-4-1997 by L.L. No. 1-1997]**
- (12) Restaurants or eating establishments, take-out food businesses and drive-in hamburger, ice cream, food or beverage stands with seating for 30 patrons or less. **[Added 10-6-1998 by L.L. No. 3-1998]**
- B. No permits shall be issued for the foregoing uses until and unless a site plan of all proposals for the uses permitted shall be presented to and approved by the Planning Board in accordance with the considerations and determinations as set forth in § 235-16 and Article XV.
- C. Any of the uses permitted in Subsection A of this section that require the use of an area other than within an enclosed building for their best utilization may be conducted in whole or in part outside of such building, provided that the consent of the Board of Appeals is first obtained. The Board of Appeals may grant such consent after a public hearing is held thereon if it appears, in the judgment of the Board of Appeals, that the public convenience and welfare will be substantially served and the appropriate use of neighboring property will not be injured thereby. In granting such consent, the Board of Appeals may impose such conditions and safeguards as shall be necessary to attain the standards expressed in the preceding sentence. **[Amended 10-6-1998 by L.L. No. 3-1998]**
- (1) Outdoor seating for restaurants and eating establishments shall be permitted without Board of Appeals consent for up to 20 seats, provided that:
- (a) Approval of the outdoor seating is obtained from the Director of Development Services upon review of setback requirements, life and fire safety requirements and clearances for ingress and egress.
 - (b) It is determined by the Director of Development Services that public convenience and welfare will be substantially served and the appropriate use of the neighboring property will not be injured thereby.
 - (c) No additional structures are needed to accommodate the outdoor seating.
 - (d) There is no outdoor entertainment (live or reproduced).

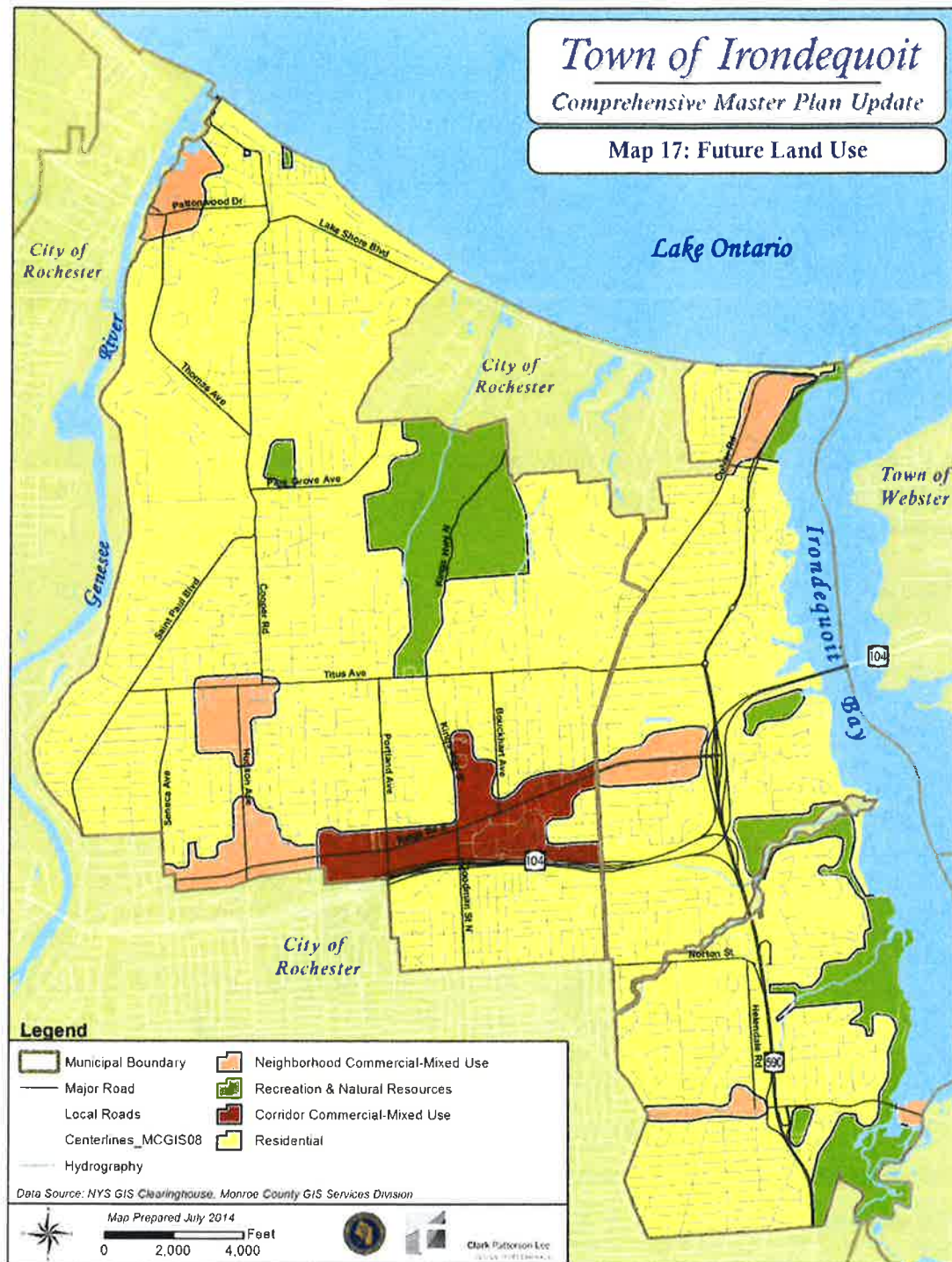
§ 235-28. Special use permits.

- A. The following uses shall be subject to the approval of the Town Board before a

building permit may be issued:

- (1) Public garages, including car washes.
 - (2) Gasoline service stations.
 - (3) Pool or billiard rooms.
 - (4) Bowling alleys, theaters and places of public assemblage.
 - (5) Dry-cleaning establishments, laundries or laundromats.
 - (6) Outdoor advertising display signs.
 - (7) Cemeteries.
 - (8) Restaurants or eating establishments, drinking establishments (grills, bars, etc.) with seating provided for more than 30 patrons, and outdoor entertainment provided in relation to such uses. **[Amended 10-6-1998 by L.L. No. 3-1998]**
 - (9) Hotels, motels, motor courts, dairies, ice cream manufacturers and commercial parking areas.
 - (10) A combination of two or more of the uses permitted in this section on the same of contiguous lots, including but not limited to the development and use commonly known as a "shopping center or plaza," with an area threshold of 10,000 square feet of gross leasable area. **[Added 2-4-1997 by L.L. No. 1-1997; amended 6-17-1997 by L.L. No. 4-1997]**
 - (11) Parking lots for monetary gain.
 - (12) Amusement centers where machines are used for monetary gain.
 - (13) Animal hospitals.
 - (14) Used car sales lots. **[Added 2-4-1997 by L.L. No. 1-1997]**
 - (15) Car washes. **[Added 2-4-1997 by L.L. No. 1-1997]**
 - (16) Miniature golf courses. **[Added 2-4-1997 by L.L. No. 1-1997]**
 - (17) Batting cages. **[Added 2-4-1997 by L.L. No. 1-1997]**
 - (18) Simulated golf facilities and other such uses. **[Added 2-4-1997 by L.L. No. 1-1997]**
 - (19) Multifamily dwellings, apartment buildings or other similar uses, subject to the lot and bulk requirements of § 235-19A(1)(c) of the Zoning Code of the Town of Irondequoit. **[Added 5-20-2008 by L.L. No. 1-2008]**
- B. The procedure for obtaining a special use permit from the Town Board shall be the same as for a special use permit from the Board of Appeals as provided in

§ 235-101D.



Extensive woodlots are one of the components that the Town protects under their current Zoning regulations as sensitive environmental features. These woodlots are primarily located in the Durand-Eastman Park and along the Bay shoreline, although larger pockets of trees and vegetation are also found in the northwestern portion of the Town. A mixture of older, mature native species (Red Oak, pignut hickory, hawthorn and black cherry) as well as non-native, invasive species (Norway Maple predominantly) make up the primary vegetation in these areas. Not only do these areas provide recreational areas for residents and scenic vistas, they are also crucial habitats for native wildlife and help to maintain slope stability, especially along the Bay. Continued protection and conservation of these areas are important for the Town.

Neighborhood Commercial-Mixed Use Design

Neighborhood commercial-mixed use areas generally provide localized retail and services to nearby residents. Some neighborhood commercial areas may attract visitors from all parts of the town and surrounding communities because of the special attractions or amenities they offer. Redevelopment in these areas must carefully balance high quality commercial-mixed use development with preserving quality of life for surrounding residents.

Context

- Many of Irondequoit's neighborhood commercial-mixed use areas boast rich historic and cultural resources that should be reflected in the design of future development.
- These areas are characterized by smaller lots that are not conducive to large-scale, high-intensity uses.
- Smaller commercial and mixed use developments should be located in these areas.

Site Planning

- Commercial buildings should maintain zero setbacks. Residential buildings should be setback not more than 10 feet from property line. In cases where maximum setback occurs, adequate landscaping treatments must be installed.
- Encourage shared parking to reduce the amount of surface parking required to service the site, particularly where adjacent uses have different peak hours.
- Require shared entrance drives and cross access on adjacent lots where it can be physically accommodated.
- Locate parking to the rear of buildings.
- Loading docks, service areas and trash facilities should be located at the rear of the building and not visible from the road. Fences, walls or landscaping can be used to shield them from view.
- All building entrances should link to sidewalks associated with private or public streets.
- Lighting fixtures should complement the site design and building structure.

Titus-Cooper-Hudson

- The Town adopted detailed guidelines for the Titus Cooper commercial district (Irondequoit's Titus/Cooper/Hudson Town Center Design Guidelines). The existing guidelines address the area's unique conditions and were intended to: promote higher density residential and mixed use development; improve pedestrian connectivity, streetscape appearance, and public spaces; encourage human scaled development and zero setback site designs; enhance the appearance of new and existing buildings; and encourage the adaptive reuse of older buildings possessing architectural or historic importance. The guidelines were utilized in the design and development of I-Square.
- The neighborhood commercial design standards contained in Section 5 (Community Design) outline simple, easy-to-understand community design principles that are largely embodied in the existing Town Center Design Guidelines. The general design standards proposed in this plan simplify this information's presentation, making it usable by a wider audience including non-professionals. The Town may consider revising the existing Town Center Design Guidelines to incorporate content and/or formatting from the neighborhood design standards.
- Although the Titus/Cooper/Hudson Town Center Design Guidelines calls for eliminating drive-through facilities for all streets within the identified boundaries, a continuing debate over the pros and cons of permitting drive-through facilities is still occurring within the community. This topic deserves more consideration and is further discussed in Section 9.
- Limit or reduce curb cuts by requiring cross access and shared parking.
- Provide on-site pedestrian facilities through and between parcels to improve walkability throughout the area.
- Establish well-designed, highly visible crosswalks at non-signalized intersections and consider mid-block crosswalks in areas where they can be safely accommodated.
- Install decorative street lights through commercial district.

East Ridge Road Land Use

Intensity and Density

Accommodating an increase in building area along the corridor means that the intensity of land use must be increased.

The shallow depth and/or steep topography of parcels fronting much of East Ridge Road limits opportunities to significantly increase total building area, even if the parcels could be combined. Although the smaller lots are critically important to the corridor's health, most of the potential for increasing building area lies in the larger parcels, or "superblocks."

One measure of land use intensity is floor area ratio or FAR (total building area divided by total site area). Because of current zoning's setback and height requirements and maximum permitted lot coverage of 33%, FARs on East Ridge Road's largest properties rarely exceed .30. For example, the FAR of former Top's Plaza is .27 and that of the Depot Plaza is .28.

Doubling the permitted FAR to .60 and increasing lot coverage to 50%, would allow an additional 400,000 square feet to be redeveloped on the larger parcels. With relatively minor modifications to existing parking requirements. Most, if not all, new parking demand could be accommodated by surface parking.

Existing setbacks will need to be changed as well. Buildings may be placed closer to the street, with a setback between zero and 20 feet from building line to property line in some areas along East Ridge Road. This gives the buildings more prominence to the street rather than parking lots and can provide a greater aesthetic appeal to the corridor.

East Ridge Goals

Through community input, public dialogue and data analysis, the following goals for the East Ridge Road corridor have been identified:

1. Prioritize redevelopment and reinvestment that strengthens the Town's tax base.
2. Redevelop key commercial locations at a higher density and with a mix of uses.
3. Ensure that market realities inform the Town's land use preferences.
4. Enhance physical character and visual appearance on public and private property to create a more appealing investment climate and to make the area a safe, comfortable and pleasant place to spend time.
5. Monitor and improve traffic flow and highway infrastructure conditions to maintain safe conditions and convenient movement through the corridor.
6. Accommodate transportation alternatives to car.

Mix of Uses

Although most redevelopment on East Ridge Road is likely to be retail, zoning should allow, and encourage, a mix of uses on the same site.

Although the market for new office space appears limited, it can be a major contributor to East Ridge Road revitalization, and should be a priority of the Town. Office space provides the most net fiscal benefits of all uses, providing tax revenues, jobs, and patrons for local businesses, while requiring fewer public services.

East Ridge Road also becomes an important option for the Town to diversify its housing stock, particularly the provision of senior housing. St. Ann's Community, Legacy at Cranberry Ridge, and St. Salome's all report few openings. Modern senior housing developments, in close proximity to retail, would be a very marketable product in Irondequoit. Roadway and streetscape improvements would allay security concerns. The potential also exists to attract professionals with live-work housing.

Parking

Increasing the amount and intensity of land use within the East Ridge Road corridor will impact parking demand. In essence, more development will likely mean that more cars will need to be accommodated within the same general space.

In 2007, Monroe County produced a Statistical Analysis of Parking by Land Use. County employees conducted on-site surveys to obtain accurate parking data for various types of development. While the Town's parking requirements generally follow the findings of the county survey, there are important differences. For example, the County study finds that 200 spaces are sufficient for a typical big-box store of 50,000 to 130,000 square feet to meet peak demand; current Town zoning requires 225 to 585 parking spaces. By adjusting Town parking requirements to correspond more closely to the County's survey data, most new parking demand could be accommodated by on-site, surface parking spaces.

The Town should also study other suburban mixed-use developments throughout the country as it considers revising its parking requirements. Experience shows that three parking spaces per 1,000 feet of gross building area are adequate for office and retail uses. This ratio is less than the one typically used for suburban single-use development but is appropriate for mixed-use development. Residential uses require 1.5 spaces per unit.

RECORD OF MOTIONS
IRONDEQUOIT SPECIAL PLANNING BOARD MEETING

December 11, 2023

see pg. 2

TOWN BOARD RE-REFERRAL:

Request by McMahon LaRue Associates, acting as agent for Gregory Carvery, for Re-Zoning Approval, to rezone a portion of 1700 Hudson Avenue from R-4 Residential to C-Business District.

Town Board Referral: Positive Referral: X Negative Referral:

On Motion by Board Member B. Blochi

Seconded by Board Member K. E. C. D.

Vote: (please circle vote)

BLOCCHI----- AYE - NAY - ABSTAIN - ABSENT

BURDICK----- AYE - NAY - ABSTAIN - ABSENT

CATTERINO----- AYE - NAY - ABSTAIN - ABSENT

EVANS----- AYE - NAY - ABSTAIN - ABSENT

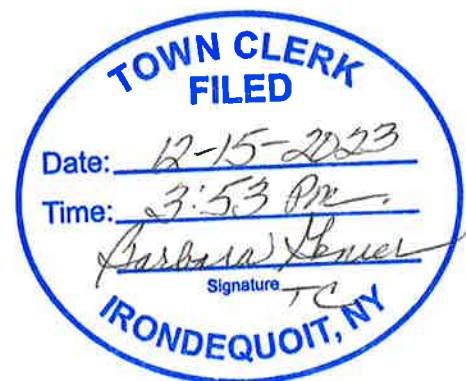
READ----- AYE - NAY - ABSTAIN - ABSENT

RICHARDS----- AYE - NAY - ABSTAIN - ABSENT

TOTAL CARRIED: 6 AYE; 0 NAY; 0 ABSTAIN; 0 ABSENT; 1 VACANT

RECEIVED
DATE 12-15-2023
TOWN OF IRONDEQUOIT
TOWN CLERK *by*

Signed by: Bernard T. Blochi 12/11/2023
Chairman, Bernard Blocchi, Irondequoit Planning Board Date



pg. 1

DATE: 12/11/2023

RESOLUTION – Recommendation to the Town Board
Application to Rezone, 1700 Hudson Avenue

WHEREAS, the Irondequoit Town Board has received an application to rezone the property located at 1700 Hudson Avenue from R-4 Residential to C-Business District (the “Application”), which was submitted by McMahon LaRue Associates, acting as agent for Gregory Carver (the “Applicant”); and,

WHEREAS, in Resolution No: 2023-294 adopted by the Town Board on November 21, 2023, the Town Board resolved that the application for rezoning be referred to the Planning Board for its recommendation; and,

WHEREAS, the Planning Board has reviewed the proposed action as well as the supporting information submitted by the Applicant; and,

WHEREAS, the Planning Board has heard testimony from the Applicant’s legal representative regarding their proposal; and,

WHEREAS, the Planning Board has deliberated regarding this proposed rezoning application, its benefits and related concerns; and,

WHEREAS, the Planning Board makes the following findings with regard to the proposed rezoning application:

1. *Compatibility with Comprehensive Master Plan and Zoning Code:*
 - *Proposal is in alignment with the future land use map.*
 - *The area to be rezoned to C-Business is contiguous to an existing C-Business Zoning District.*
2. *Impacts on surrounding area; items to be addressed at site plan review:*
 - *Existing impervious surface coverage is a major concern.*
 - *Stormwater concerns.*
 - *Lighting concerns.*
 - *Greenspace and/or landscape buffering to residential area.*

NOW THEREFORE BE IT RESOLVED: ON MOTION by Board Member Blocchi, seconded by Board Member Read, carried: 6 Aye, 0 Nay, 0 Absent. the Town of Irondequoit Planning Board recommends a ***Positive Referral*** of the rezoning of 1700 Hudson Avenue from R-4 Residential to C-Business District based on the findings outlined above.

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING
A RESOLUTION AUTHORIZING ADJUSTMENT OF THE MILEAGE
REIMBURSEMENT RATE FOR 2024 TO \$.67 CONSISTENT WITH THE RATE
ALLOWED BY THE U. S. INTERNAL REVENUE SERVICE**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, it is the policy of the Town of Irondequoit to reimburse employees for use of personal motor vehicles for Town business at the same rate per mile as allowed by the U. S. Internal Revenue Service (IRS); and

WHEREAS, the IRS changed the rate per mile to \$.67 effective January 1, 2024.

NOW, THEREFORE BE IT RESOLVED, that the Town Board authorizes a mileage reimbursement rate of \$.67 per mile for any mileage recorded on a personal motor vehicle used for Town business on or after January 1, 2024.

This resolution shall take effect immediately upon its adoption.

Seconded by Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A MEETING OF TOWN BOARD IN THE MATTER
OF SCHEDULING A PUBLIC HEARING TO PROVIDE OPPORTUNITY FOR PUBLIC
COMMENT ON IRONDEQUOIT'S COMMUNITY DEVELOPMENT BLOCK GRANT
PROGRAM (CDBG)**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024 at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, the Town of Irondequoit is a Community Development Block Grant (CDBG) entitlement community and, as such, receives an annual block grant from the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, the Town's CDBG Citizen Participation Plan requires the Town Board to hold a public hearing annually to offer opportunities for the public to comment on the Town's CDBG program, including performance of contractors and sub-recipients, and to suggest needs or activities to be considered for funding in future program years.

NOW THEREFORE BE IT RESOLVED, that the Town Board schedules a public hearing at the regular meeting of March 19, 2024, at 7:35 p.m. to provide for public comment on the Irondequoit Community Development Block Grant (CDBG) Program.

This resolution shall take effect immediately upon its adoption.

Seconded by Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING A
RESOLUTION AUTHORIZING THE ACCEPTANCE OF COMPLIMENTARY
ANNUAL PHYSICAL EXAMS, CORE VACCINATIONS, TESTING, AND PREVENTIVE
MEDICATIONS FROM LAKESIDE ANIMAL HOSPITAL FOR THE IRONDEQUOIT
POLICE DEPARTMENT K9 UNIT**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February 2024, at 7:00 p.m., local time

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, Lakeside Animal Hospital located on Dubelbeiss Lane in Irondequoit, NY has offered to provide complimentary annual physical exams, core vaccinations, and preventive medication as well as once yearly testing for heartworm disease and tick borne illnesses for the Irondequoit Police Department's K9 Unit. Lakeside Animal Hospital would also provide any additional treatments, testing, surgery or medications at a 20% discount; and

NOW THEREFORE BE IT RESOLVED, that the Town Board accepts these provided services from Lakeside Animal Hospital to be used towards the Irondequoit Police Department K9 Unit.

AND BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Supervisor to execute any and all documents related to this gift in a format approved by the Attorney for the Town.

This resolution shall take effect immediately upon its adoption.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____



LAKESIDE ANIMAL
HOSPITAL 60 Dubelbeiss
Ln.
Rochester, NY 14622
Phone: 585-467-2120

Dear Sir/Madam,

This letter serves to provide details of what we have offered to the Irondequoit Police Department for their new canine officer program.

It would be my pleasure to offer the following services to IPD for their canine officers;

Complimentary annual physical exams, core vaccinations (Rabies and Distemper) and preventive medications (heartworm and flea/tick control) as well as once yearly testing for heartworm disease and tick borne illnesses.

Complimentary spay or neuter procedures if needed.

Any additional treatments, testing, surgery or medications would be provided at a 20% discount.

It should be noted that we will be available for the canine officers during regular office hours and I will provide the handing officers with my cell phone. There may be times, however that we are not available for emergency after hours care.

I look forward to working with these amazing animals and the dedicated officers who will partner with them.

Please feel free to reach out with any questions.

Heidi A. Licata DVM

Owner, Lakeside Animal Hospital

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD
ADOPTING A RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO
CONTRACTS AND ACCEPTING FUNDING
FOR DWI PROGRAMS**

At the regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, the Town desires to enter into contracts with the County of Monroe for receipt and use of New York State funding for programs aimed at eliminating offenses involving driving while intoxicated; and

WHEREAS, the Town may enter into contracts with the County of Monroe pursuant to General Municipal Law Section 119-o; and

WHEREAS, the “2024 STOP DWI Program” will include receipt of \$10,727.00 by the Town and the contract term will be from January 1, 2024 through December 31, 2024; and

WHEREAS, the “STOP DWI High Visibility Engagement Campaign” will include receipt of \$3,200.00 by the Town and the contract term will be from October 1, 2023 through September 30, 2024.

NOW THEREFORE BE IT RESOLVED, that the Town Board approves and ratifies the contracts with the County of Monroe for receipt and use of New York State funding for the 2024 STOP DWI Program in the amount of \$10,727.00 and \$3,200.00 for the Stop DWI High Visibility Engagement Campaign Grant Program.

AND BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized to execute the contracts any and all documents necessary to enter into such contracts, in such form as approved by the Attorney for the Town.

This resolution shall take effect immediately upon its adoption.

Seconded by Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____



Department of Public Safety

STOP-DWI Program
Monroe County, New York

Adam Bello
County Executive

Richard V. Tantalo
Director

MONROE COUNTY STOP DWI 2024 ENFORCEMENT ACTIVITY BUDGET

Proposed Budget Detail

		Budgeted Amount
Total Personal Services	Patrols	\$7,616.17
	Court Time	\$2,681.75
	Underage	\$2,500.00
Total Equipment	Purchases & Maintenance	\$0.00
Total DWI Patrol Vehicle	Purchases & Maintenance	\$0.00
Total Supplies	Paper Rolls, Tubes, etc.	\$429.08
Total Training	Training OT, Reg. & Travel	\$0.00
Other	Phone Line, etc.	\$0.00

TOTAL BUDGETED **\$10,727.00**

TOTAL STOP-DWI FUNDING **\$10,727.00**

NAME OF POLICE AGENCY: Irondequoit Police Department

Contact Information: Name Melissa Kowalewski

Phone (585) 336-6000

Email: mkowalewski@irondequoit.gov

Please fax 753-3023 or email lindsaytomidy@monroecounty.gov this form by **09/27/23**

Thank you!

50 West Main Street • Room 4111 • Rochester, New York 14614
(585) 753-3011 • fax: (585) 753-3023 • stopdwi@monroecounty.gov

By Legislators Dondorfer and Smith

Intro. No. 497

RESOLUTION NO. 376 OF 2023

ACCEPTING GRANT FROM NEW YORK STATE STOP-DWI FOUNDATION, INC. FOR DWI HIGH VISIBILITY ENGAGEMENT CAMPAIGN ENFORCEMENT AND AUTHORIZING AGREEMENTS WITH TEN MUNICIPALITIES AND TWO STATE ENTITIES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$47,000 grant from, and to execute a contract and any amendments thereto with, the New York State STOP-DWI Foundation, Inc. for DWI High Visibility Engagement Campaign Enforcement for the period of October 1, 2023 through September 30, 2024.

Section 2. The 2023 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of \$41,900 into general fund 9300, funds center 2405040000, STOP-DWI Enforcement Agency Support.

Section 3. The 2023 operating budget of the Office of the Sheriff is hereby amended by appropriating the sum of \$5,100 into general fund 9300, funds center 3803010000, Police Bureau Administration.

Section 4. The County Executive, or his designee, is hereby authorized to execute agreements, and any amendments thereto, including reallocations of any unused amounts, with the governmental entities listed below for DWI High Visibility Engagement Campaign Enforcement, in the amount of \$41,900 for the period of October 1, 2023 through September 30, 2024:

Governm	Cal-Eucirx	<u>Contract amount</u>
Brighton	\$ 5,500	Brockport 2,500
East Rochester	3,000	Fairport 2,000
Gates		
Greece		5,000
Irondequoit		3,200
Ogden		2,000
Rochester	5,000	Webster 3,800
SUNY Brockport		2,700
NYS Park Police (Genesee Region)		2,700
TOTAL		\$41,900

Section 5. The County Executive is hereby authorized to appropriate any subsequent years Of the grant award in accordance with grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; November 28, 2023 • CV: 9-0
Ways and Means Committee; December 7, 2023 - CV:
11-0 File No. 23-0400

ADOPTION: Date: December 12, 2023 vote: 29-0

✓
VETOED: _____
DATE: 12/19/2023
EFFECTIVE DATE OF RESOLUTION: 12/19/2023

ACTION BY THE
COUNTY
EXECUTIVE
APPROVED:
SIGNATURE:

**EXTRACT OF MINUTES OF MEETING OF THE TOWN BOARD ADOPTING A
RESOLUTION AUTHORIZING ENTRY INTO AGREEMENT WITH WEGMANS
FOOD MARKETS, INC. FOR IPD PRESENCE AT SUPERMARKET**

At the regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 20th day of February 2024, at 7:00 P.M. local time; there were:

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney for the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, Wegmans Foods Markets, Inc. (“Wegmans”) wishes to provide for the presence of uniformed Irondequoit Police Department (“IPD”) officers at its Titus Avenue supermarket 7 days a week; and

WHEREAS, officers will be assigned to Wegmans only during overtime hours and only if not needed elsewhere, Wegmans will pay the Town for the officers’ services at the overtime rate of whichever officer is present, the IPD will have the discretion to assign officers to the supermarket and dispatch such officers to other locations to assist in maintaining public safety in the event that an unforeseen emergency occurs, and such officers will remain under IPD control and supervision.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes and approves of the Agreement with Wegmans—with a term of one year from the date of execution—in substantially the form annexed as **Exhibit A**, and in such final form as approved by conflicts-counsel Eugene Welch of Tully Rinckey PLLC, and authorizes the Town Supervisor or Acting Supervisor to execute the Agreement and all other documents related thereto.

This resolution shall take effect immediately upon its adoption.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

AGREEMENT

THIS AGREEMENT made this ____ day of February, 2024, between the TOWN OF IRONDEQUOIT, a municipal corporation existing under the laws of the State of New York with an office at 1280 Titus Avenue Rochester, New York 14617 (the “Town”), the IRONDEQUOIT

POLICE DEPARTMENT with offices at 1300 Titus Avenue, Rochester, New York 14617 (the “Police”) and WEGMANS FOOD MARKETS, INC. with offices at 1500 Brooks Avenue, Rochester, New York 14624 (the “Client”).

RECITALS

WHEREAS the Client is desirous of services of the Police during certain hours 7 days; and

WHEREAS the Client requests the assignment of Police Officers on a reimbursable overtime basis for traffic and crowd control; and

WHEREAS the Town and the Police have agreed to provide the services requested by the Client.

NOW, THEREFORE, in consideration of the mutual covenants, the parties agree as follows:

1. **RESPONSIBILITIES:** Police agree to assign an officer or officers as decided by the Police in their discretion at the store located at 525 Titus Avenue, Rochester, New York, from 4:00 p.m. until 12:00 a.m. every day from the date of signing of this Agreement for a period of one year with that year expiring on January __, 2024, or at such time as the Police and Wegmans agree to terminate this Agreement. Wegmans will reimburse the Town at the overtime rate of whatever Officer is assigned on any given evening at the exclusive discretion of the Police. The Police will have the discretion on any given day to dispatch that officer to another location to assist in maintaining public safety in the event that an unforeseen emergency occurs. Police personnel assigned to the Client will be under the direct control and supervision of the Irondequoit Police Department only.
2. **CONSIDERATION:** In consideration for the provision of the service listed above, the Client agrees to reimburse the Police as set forth above. Any hours

expended beyond the estimated time frame set forth above, will be billed and submitted to the Client following the event. Those reasons include:

- a. The closing of the store lasting longer than anticipated; and
 - b. Problems or unforeseen events, for which the Client is liable, which require assignment of additional manpower to maintain public order.
3. **RELEASE AND INDEMNIFICATION:** The Client shall indemnify and hold harmless the Town and the Police of and from any and all claims, liability, suits, actions, responsibilities, judgments and loss, including reasonable attorney's fees which it shall suffer, or which shall be made against it on account of loss of life, personal injury, or property damage received or sustained by any person, by reason of any act or omission on part of the Client, its officers, employees, agents, invitees or contractors except that the Client shall not be required to indemnify the Town or the Police for any such damage or loss arising out of any negligent acts of the Town and the Police, its officers, employees, contractors or agents.
4. **INSURANCE:** The Client shall procure and maintain a policy of insurance and/or self-insure for the following insurance coverages under this Agreement. The policy of insurance required is a general liability insurance (including, without limitation, contractual liability coverage) with single limits of liability in the amount of \$1,000,000.00, \$3,000,000.00 in the aggregate, of which \$1,000,000.00 of the aggregate coverage may be provided by an umbrella policy. Original certificates evidencing such coverage shall be delivered to the Town and the Police at the time of execution of the Agreement. Client shall endeavor to provide (30) days written notice to the Town and the Police of any cancellation or material change to any Insurance required herein.
5. The Client's insurance shall provide for and name the Town and the Police as an additional insured and shall insure the Town and the Police for all claims relating to this Agreement. All policies of insurance shall be issued by companies in good financial standing, duly and fully qualified and licensed to do business in New York State, and otherwise acceptable to the Town and the Police. Failure to provide such proof of insurance shall be grounds to cancel this Agreement. It is specifically understood that Client may self-insure for any or all of the insurance coverages required hereunder.
6. **RELATIONSHIP OF PARTIES:** The Client acknowledges and represents that the Town and the Police are not partners, joint ventures, or sponsors of the Client.

[Signatures on next page.]

IN WITNESS WHEREOF, the parties hereto have executed this instrument as of the date first above written.

TOWN OF IRONDEQUOIT

André Evans,
Town Supervisor

Scott Peters,
Chief of Police

WEGMANS FOOD MARKETS, INC.

Henry Favor
Asset Protection Regional Manager

STATE OF NEW YORK) COUNTY
OF MONROE) ss.:

On the ____ day of January, in the year 2024, before me, the undersigned, a Notary Public in and for said state, personally appeared **André Evans**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

STATE OF NEW YORK) COUNTY
OF MONROE) ss.:

On the ____ day of January, in the year 2024, before me, the undersigned, a Notary Public in and for said state, personally appeared **Scott Peters**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

STATE OF NEW YORK) COUNTY
OF MONROE) ss.:

On the ____ day of January, in the year 2024, before me, the undersigned, a Notary Public in and for said state, personally appeared **Henry Favor**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

**EXTRACT OF THE MINUTES OF A MEETING OF TOWN BOARD
ADOPTING A RESOLUTION AUTHORIZING THE PURCHASE OF TWO (2)
SPECIALLY BRED AND TRAINED K9 DOGS FOR THE TOWN OF IRONDEQUOIT
POLICE DEPARTMENT K-9 UNIT**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York, held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 20th day of February 2024, at 7:00 p.m. local time, there were:

PRESENT:

Andraé Evans	Town Supervisor
Grant Malone	Town Board Member
John Perticone	Town Board Member
Peter Wehner	Town Board Member
Harter Secrest & Emery LLP	Attorney to the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, it is necessary for the Town of Irondequoit Police Department to purchase two (2) specially bred and trained K9 dogs for the Town of Irondequoit Police Department K9 Unit; and

WHEREAS, the Town Board approved the allocation of funds in in the Adopted 2024 Annual Budget, Resolution 10STB2023-2 (October 2023), for the creation of the Town of Irondequoit Police Department K-9 Unit, which includes the purchase of two (2) specially bred and trained K9 dogs; and

WHEREAS, the Chief of Police has conducted testing of several specially bred and trained K9 dog candidates and recommends the acquisition of dogs Oliver and Ranger, 2 Dutch Sheppard canines from M.R. K9 Importing and Consulting, 57 Plaza Drive, Rochester, New York, 14617; and

WHEREAS, the total quoted cost to purchase two (2) specially bred and trained K9 dogs from M.R. K9 Importing and Consulting is \$16,000, and is to be paid from budget code 299.3120.4920; and

NOW THEREFORE BE IT RESOLVED that the Town Board authorizes the purchase of two (2) specially bred and trained K9 dogs from M.R. K9 Importing and Consulting in an amount of \$16,000;

AND BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Supervisor to execute any and all documents related to this acquisition, as approved by the attorney for the Town.

This resolution shall take effect immediately upon its adoption.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____



Canine Warranty

1. Irondequoit Police Department, agrees to purchase and M.R.K9, agrees to sell canine(s):

Name: Oliver
Breed: Dutch Shepherd
ID#(MicroChip) N/A
Sex , Male
Born: 11/21/2020 On
this date

For the agreed price of: \$8,000.00 USD

Name: Ranger

Breed: Dutch Shepherd
ID#(MicroChip) N/A
Sex , Male
Born: 11/21/2020 On
this date

For the agreed price of: \$8,000.00 USD

2. The purchasing party has ten (10) days to have the canine medically evaluated by a licensed veterinarian. All dogs sold at M.R.K9 have been examined by our veterinarian prior to shipping and are found to be healthy and free to hip and elbow dysplasia. We guarantee the canine will be able to obtain an OFA normal hip and elbow rating at the time of purchase. Normal as described by OFA in an Excellent, Good, or Fair rating.

If an OFA rating is desired, it is the buyer's responsibility to have an OFA quality x-ray taken, by a qualified veterinarian and submitted to OFA for this rating.

If a quality radiograph taken by a qualified veterinarian was submitted to OFA and the dog fails to obtain an OFA passing rating, MRK9 will replace the canine.

If the canine is found to have a genetic defect that precludes it from service work, M.R.K9 will replace the canine, per guarantee in section (4).

Any injury, illness or death, including but not limited to heat stroke, broken teeth, or bones or adverse reactions to drugs, vaccines, or anesthesia given by you or your veterinarian during your time of ownership WILL NOT be covered in this contract and will void the warranty.

All dogs are fully vaccinated upon arrival at M.R.K9. Any vaccinations given unnecessarily to your dog may cause damage to his or her immune system and cause health issues later.

Please vaccinate with care. Over vaccinating will also void your warranty.

All canines come with a microchip that can be registered with any microchip provider in the United States. If you or your veterinarian place another microchip, warranty will be void.

Any surgeries or medical procedures performed by a veterinarian without notification to M.R.K9 in writing will void the warranty.

3. If the canine does not pass examination, M.R.K9 reserves the right to have the canine examined by an independent third-party licensed veterinarian. If the veterinarian determines injury or illness as the cause, or the canine does pass on re-examination, this sale will stand.



4. M.R.K9 offers a one (1) year health guarantee on the canine. Health is defined into two-categories, skeletal and genetic.

Skeletal: Hips, elbows, and spine.

Genetic: Any genetic disease that precludes the canine from performing the tasks of a Police Service dog. Illness and or injury to the dog(s) while in your care is not covered by this warranty.

5. We also offer a six-month workability guarantee on Police Service dogs. To clarify this, if the canine is found not to possess the drives or temperament for police service work, or if there is a problem that cannot be corrected by our staff, then the canine will be replaced.

This DOES NOT apply if the canine has been abused or neglected while under the care of your agency as determined by M.R.K9

No dogs will be replaced that are found to be handler aggressive.

M.R.K9 reserves the right to have the canine evaluated by an independent canine trainer or licensed veterinarian to validate all claims.

6. If replacement becomes necessary for health or workability, M.R.K9 has forty-five (45) days to acquire a suitable canine for your needs. After forty-five day, if we are unable to locate a replacement, you may request a full refund of the original purchase price. Any and all shipping is at the buyer's expense.

7. This contract contains the entire agreement between parties, governed by the laws of Monroe County, NY. All terms and conditions to this contract shall be binding on the heirs, administrators, personal representatives and assigns of the owner and the kennel. Any Controversy or claim arising out of or relating to this contract, or the breach thereof, or as the result of any claim or controversy, involving the alleged negligence by any party to this agreement, shall be settled by arbitration and reasonable attorney's fee of the prevailing party.

****Guarantee is VOID if the veterinarian examination is not completed within ten (10) days of purchase.**

****Guarantee is VOID if payment is not received in 30 days.**

8. The buyer, handler, and agency shall assume any and all civil and criminal liability that may be incurred due to the actions of the canine.

9. There will be no replacements on replacement dogs.

10. This warranty is binding by signatures below.

11. I agree that I have examined the dog(s) to the best of my ability, and have found no obvious signs of illness or injury. i.e. lameness or broken teeth.

12. Any medical or workability issues must be submitted in writing.

Sign _____ Seller Authorized Agent or
Representative
M.R.K9 57 Plaza Drive, Rochester NY 14617

Sign _____ Receiving Agency Authorized Agent or
Representative

Print Name: _____ Date: _____



**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING A
RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE TOWN OF
IRONDEQUOIT, THE IRONDEQUOIT POLICE DEPARTMENT, AND GEORGE W.
LONG, INC. d/b/a SEA BREEZE PARK**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney to the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, the Town Clerk's Office received an application from Shamrock Jack's Restaurant to conduct its annual St. Patrick Day's Festival from March 14 to March 17, 2024 (the "Festival"); and

WHEREAS, the Festival will be held at Shamrock Jack's current location at 4554 Culver Road and outside that location in a temporary tent structure; and

WHEREAS, Shamrock Jack's has arranged with George W. Long, Inc. d/b/a Sea Breeze Park ("Sea Breeze") to allow parking for the Festival at Sea Breeze Amusement Park; and

WHEREAS, Sea Breeze would like to provide for the presence of uniformed Irondequoit Police Department (“IPD”) officers at Sea Breeze Amusement Park while it is used for parking for the Festival; and

WHEREAS, officers will be assigned to Sea Breeze only during overtime hours and only if not needed elsewhere, Sea Breeze will pay the Town for the officers’ services at the overtime rate of whichever officer is present, the IPD will have the discretion to assign officers to the Event and dispatch such officers to other locations to assist in maintaining public safety in the event that an unforeseen emergency occurs, and such officers will remain under IPD control and supervision.

NOW THEREFORE BE IT FURTHER RESOLVED, that the Town Board authorizes and approves of the Agreement with Sea Breeze in substantially the form annexed hereto as **Attachment A**, and in such final form as approved by the Attorney for the Town, and authorizes the Town Supervisor and the Chief of Police to execute the Agreement and all other documents related thereto.

This resolution shall take effect immediately upon its adoption.

Seconded by Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

AGREEMENT

THIS AGREEMENT made this _ day of February, 2024, between the TOWN OF IRONDEQUOIT, a municipal corporation existing under the laws of the State of New York with an office at 1280 Titus Avenue Rochester, New York 14617 (the “Town”), the IRONDEQUOIT POLICE DEPARTMENT with offices at 1300 Titus Avenue, Rochester, New York 14617 (the “Police”) and GEORGE W. LONG, INC., d/b/a SEA BREEZE PARK, with offices at 4600 Culver Road, Rochester, New York 14622 (“Sea Breeze”).

RECITALS

WHEREAS, Sea Breeze would like to engage the services of the Police on March 16, 2024, from 12:00 PM until 11:00 PM, and again on March 17, 2024, from 12:00 PM until 11:00 PM ; and

WHEREAS, Sea Breeze requests the assignment of Police Officers on a reimbursable overtime basis for traffic and crowd control; and

WHEREAS, the Town and the Police have agreed to provide the services requested by Sea Breeze.

NOW, THEREFORE, in consideration of the mutual covenants herein, the parties agree as follows:

1. **RESPONSIBILITIES:** The Police agree to assign an officer or officers, the exact number to be determined by the Police in its discretion, at the parking locations at 4600 Culver Road, Rochester, New York, from 12:00 PM until 11:00 PM on March 16, 2024, and from 12:00 PM until 11:00 PM on March 17, 2024 (these dates, collectively, the “Event”). This Agreement will expire at 3 AM on March 18, 2024. The Police will retain the sole discretion to dispatch an officer assigned to the Event to another location to assist in maintaining public safety, if the Police determine such reassignment is necessary. Police personnel assigned to the Event will be under the direct control and supervision of the Irondequoit Police Department only.
2. **CONSIDERATION:** In consideration for the provision of the services described above, Sea Breeze will reimburse the Town at the overtime rate of whatever police officer or officers are assigned to the Event by the Police. The overtime rate must include all fringe benefits, such as but not limited to, payroll taxes and New York State Retirement contributions, so that the Town’s costs are fully covered Sea Breeze. After the Event, the Town will invoice Sea Breeze for the services rendered pursuant to this agreement. Sea Breeze will pay the invoice within 30 days after its issuance.
3. **INJURY TO POLICE PERSONNEL:** Sea Breeze agrees to cover the lost wages and medical costs, immediate and recurring, for any Police Personnel working at the Event pursuant to this agreement that result from Sea Breeze’s negligence in not maintaining the premises in a safe condition, such as (but not limited to) a slip

and fall or exposure to toxic substances. The Town will continue to be responsible for any injury to Police Personnel resulting from required police work such as arrests or physical restraints of subject(s).

4. **RELEASE AND INDEMNIFICATION:** Sea Breeze shall indemnify and hold harmless the Town and the Police from any and all claims, liability, suits, actions, responsibilities, judgments and loss, including reasonable attorneys' fees which it shall suffer, or which shall be made against it on account of loss of life, personal injury, or property damage received or sustained by any person, by reason of any act or omission on part of Sea Breeze, its officers, employees, agents, invitees or contractors, except that Sea Breeze shall not be required to indemnify the Town or the Police for any such damage or loss arising out of any grossly negligent acts of the Town and the Police, their officers, employees, contractors or agents.
5. **INSURANCE:** Sea Breeze shall procure and maintain a policy of insurance for this agreement. The policy of insurance required is a general liability insurance (including, without limitation, contractual liability and dram shop coverage) with single limits of liability in the amount of \$1,000,000.00, \$3,000,000.00 in the aggregate, of which \$1,000,000.00 of the aggregate coverage may be provided by an umbrella policy. Original certificates evidencing such coverage and indicating that such coverage shall not be canceled or amended in any way without thirty (30) days' prior notice to the Town and the Police, shall be delivered to the Town and the Police at the time of execution of the Agreement. Sea Breeze's insurance shall provide for and name the Town and the Police as additional insureds and shall insure the Town and the Police for all claims relating to this agreement. All policies of insurance shall be issued by companies in good financial standing, duly and fully qualified and licensed to do business in New York State, and otherwise acceptable to the Town and the Police. Failure to provide such proof of insurance shall be grounds to cancel this Agreement.
6. **RELATIONSHIP OF PARTIES:** Sea Breeze acknowledges and represents that the Town and the Police are not partners, joint ventures, or sponsors of Sea Breeze.

IN WITNESS WHEREOF, the parties hereto have executed this instrument as of the date first above written.

TOWN OF IRONDEQUOIT

Andrae' Evans, Town
Supervisor

Scott Peters, Chief of Police

GEORGE W. LONG, INC. d/b/a SEA
BREEZE PARK

Genevieve Norris-Brown
General Manager / Owner

STATE OF NEW YORK) COUNTY
OF MONROE) ss.:

On the day of February, in the year 2024, before me, the undersigned, a Notary Public in and for said state, personally appeared **Andrae' Evans** personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public
STATE OF NEW YORK) COUNTY
OF MONROE) ss.:

On the day of February, in the year 2024, before me, the undersigned, a Notary Public in and for said state, personally appeared **Scott Peters**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public
STATE OF NEW YORK) COUNTY
OF MONROE) ss.:

On the day of February, in the year 2024, before me, the undersigned, a Notary Public in and for said state, personally appeared Genevieve Norris-Brown, personally known to me or proved

to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING
A RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) TRACK MOUNTED
SIDEWALK TRACTOR PLOW WITH SNOW REMOVAL ATTACHMENTS TO BE
USED BY THE DEPARTMENT OF PUBLIC WORKS**

At the regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February 2024, at 7:00 P.M. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney to the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, it is necessary to replace one (1) track mounted sidewalk tractor plow and snow removal attachments to be used by the Department of Public Works; and

WHEREAS, the Town is authorized to purchase through contracts of other political subdivisions pursuant to Irondequoit Town Code § 51-5(B)(4) and New York State General Municipal Law § 103(16); and

WHEREAS, in November 2023, the City of Auburn solicited sealed bids from qualified bidders; and

WHEREAS, the lowest responsible bid was \$202,050.00 for a 2023 model year Prinoth SW-50 Track Mounted Sidewalk Plow Tractor with snow removal attachments from Cyncon Equipment, Inc., 7494 West Henrietta Road, Rush, NY, 14543; and

WHEREAS, funding for this expense is available in account number 001-9785-6050.5410; and

NOW THEREFORE BE IT RESOLVED, that the Town Board approves a purchase order in the amount of \$202,050.00 to Cyncon Equipment, Inc. for the purchase of one (1) 2023 model year Prinoth SW-50 Tract Mounted Sidewalk Plow Tractor with snow removal attachments.

AND BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Supervisor to execute any and all documents related to this purchase, as approved by the Attorney for the Town.

This resolution shall take effect immediately upon its adoption.

Seconded by Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING
A RESOLUTION TO DECLARE CERTAIN EQUIPMENT AS SURPLUS PROPERTY**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans	Town Supervisor
Grant Malone	Town Board Member
John Perticone	Town Board Member
Peter Wehner	Town Board Member
Harter Secrest & Emery LLP	Attorney to the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, the Department of Public Works uses certain equipment to perform services for the Town, and from time to time such equipment needs to be replaced or is no longer used; and

WHEREAS, each piece of equipment listed on the **Attachment A** hereto is several years old and no longer used by the Town; and

WHEREAS, the Town intends to auction the equipment listed in Attachment A at an online auction to occur in March 2024.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby declares said equipment (serial numbers set forth in Attachment A, which is attached hereto and made a part hereof) as surplus and authorizes the Town Supervisor to execute and deliver such documentation as necessary to auction said equipment at the next appropriate municipal equipment auction.

This resolution shall take effect immediately upon its adoption.

Seconded by Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

Attachment A

DPW Surplus Equipment

Year	Fleet #	Description	KVS#
------	---------	-------------	------

Highway

2008	118 (old)	Ford F350 w/ Utility Body VIN: 1FDWF35598ED92940	#006538
------	-----------	--	---------

2008	179	Ford F350 w/ Flatbed & utility cabinet VIN: 1FDWF35Y88EE40387	#006559
------	-----	---	---------

2016	109 (old)	Chevrolet Colorado Pickup VIN: 1GCHTDE35G1265389	
------	-----------	--	--

Parks

Park & Pay Station: (From the Irondequoit Bay Outlet/Boat Launch)

(x18) Metal festival tent booth Structures 10x10

(x3) Additional Vinyl Tops to make 10x20 Structure

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING
A RESOLUTION AWARDDING A BID FOR SENECA ROAD RECONSTRUCTION**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans	Town Supervisor
Grant Malone	Town Board Member
John Perticone	Town Board Member
Peter Wehner	Town Board Member
Harter Secrest & Emery LLP	Attorney to the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, it is necessary to make upgrades to Seneca Road for approximately 1,500 linear feet between the intersection of Orenda Drive and the Newport Yacht Club (the “Project”); and

WHEREAS, the Project’s road reconstruction upgrades include installation of a new stormwater sewer system, approximately 78 cubic yards of medium stone fill (rip-rap) below the ordinary high-water mark adjacent to a 200-foot segment of Seneca Road, a temporary turbidity curtain, replacement of corrugated guiderail with new box beam guiderail, removal of existing asphalt and sub-base, installation of new sub-base, new curbing and new asphalt; and

WHEREAS, the Town of Irondequoit issued an Invitation to Bid and caused the Notice to Bid to be published in the *Daily Record* on January 11, 2024, as well as publishing the Invitation to Bid on the Town website in compliance with General Municipal Law § 103 and Chapter 51 of the Irondequoit Town Code, requesting bids for the Project (Town Bid No. 2024-1), in order to ascertain the best value to the Town; and

WHEREAS, sealed bids were received and publicly opened and read on February 1, 2024; and

WHEREAS, the lowest responsible bidder was Keeler Construction in the amount of \$991,572.76; and

WHEREAS, pursuant to Resolution No. 2023-234, the Town Board confirmed the classification of the Project as an Unlisted action pursuant to SEQRA; and

WHEREAS, funding for this expense will be available in account #'s 332.5112.2016, and 352.5112.2016; and

NOW THEREFORE BE IT RESOLVED, that the Town Board awards the bid for the Seneca Road Reconstruction Project to Keeler Construction in the amount of \$991,572.76

AND BE IT FURTHER RESOLVED, the Town Board authorizes the Town Supervisor to execute any and all documents related to this award as approved by the Attorney for the Town.

This resolution shall take effect immediately upon its adoption.

Seconded by Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

Resolution No. 2024 - _____

**EXTRACT OF THE MINUTES OF A MEETING OF TOWN BOARD ADOPTING A
RESOLUTION ACCEPTING GIFTS OF BENCHES**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on February 22nd, 2024, at 7:00 p.m., there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney to the Town

Town Board member _____ offered the following resolution and moved its adoption:

WHEREAS, the Town of Irondequoit Department of Public Works received notification from various residents who would like to donate a bench in honor of long time Irondequoit residents; and

WHEREAS, the Town of Irondequoit desires to place two (2) benches at the Bateau Tot Lot lawn and one (1) bench near the walking path on Sea Breeze Drive north of Durand Blvd. roundabout on the lawn; and

WHEREAS, one bench is being donated in memory of Dave Bullock a longtime Bateau Terrace resident and park enthusiast. The donors, Katheen Merle and neighbors, value the bench at \$900. Another Bateau Park bench is being donated in memory of Cory Michael Magar by Jennifer Diamond at a value of \$2,125. The bench on Sea Breeze Drive is being donated in memory of

Alicia Thompson (Alicia Healy married name) from the Thompson family who value the bench to be \$600; and

WHEREAS, these donors have no contractual relationships existing or pending with the Town of Irondequoit; and

WHEREAS, there is no cost to the Town of Irondequoit for these benches; and

WHEREAS, New York State Town Law §64(8) provides, among the powers of a Town Board, the authority to accept gifts of personal property for public use.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby accepts the gifts of a benches from Katheen Merle and neighbors, Jennifer Diamond and the Thompson Family.

This resolution shall take effect immediately upon its adoption.

Seconded by Town Board member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING
A RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN THE CALCULATION
WORKSHEET FOR NEW YORK STATE
SNOW & ICE FOR THE 2023-2024 SEASON**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd of February, 2024 at 7:00pm local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney to the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, the Town of Irondequoit has entered into agreements with New York State for Snow & Ice Removal on New York State Roadways for many years;

WHEREAS, pursuant to Resolution No. 2019-308, the Town of Irondequoit entered into an agreement with New York State regarding Snow & Ice Removal on New York State Roadways within the Town of Irondequoit covering the time period of July 1, 2019 to June 30, 2024; and

WHEREAS, the Town will be reimbursed for this work in the amount of \$35,209.79, representing 6.8 lane miles, for the 2023-2024 Snow & Ice Removal season; and

WHEREAS, to formalize this payment amount, New York State has asked that the Supervisor sign the attached estimated Expenditure Calculation/Adjustment Worksheet as shown in **Attachment A**.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to sign the estimated Expenditure Calculation/Adjustment Worksheet.

AND BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Supervisor to execute any and all documents related to this agreement, as approved by the Attorney for the Town.

This resolution shall take effect immediately upon its adoption.

Seconded by Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

Attachment A

NYSDOT MUNICIPAL SNOW & ICE CONTRACTS		
Estimated Expenditure Calculation/Adjustment Worksheet For Time & Materials S&I Agreements		
MUNICIPALITY :	TOWN OF IRONDEQUOIT	
CONTRACT :	D014748	
CURRENT CONTRACT PERIOD :	2019/20 - 2023/24	
SEASON:	2023/24	CONTRACT 1M: 6.8
2022/23 Actual Final	\$31,994.12	
2021/22 Actual Final	\$41,237.90	
2020/21 Actual Final	\$32,397.36	
3-YEAR <u>AVERAGE (2022/23 Estimated Expenditure)</u> :	\$35,209.79	
A: Base Estimated Expenditure (see note 1)	\$39,904.67	
B: 2023/24 Estimated Expenditure:	\$35,209.79	
C: Difference (B minus A) (see note 2)	-\$4,694.88	
2021/22 Interim Payment:	\$23,590.55	
Note 1: Base Estimated Expenditure refers to the amount that was provided for the first season under the current 5-year contract period. Note 2: As a result of having a light winter during 2022/23, an amendment to increase the contract amount will not be needed. No additional documentation is necessary.		
Reviewed/Approved By:	Signatures Below:	
For Municipality		
DOT Resident Engineer:		
DOT Snow & Ice Program Manager:		

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING
A RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) PATCH TRUCK TO
BE USED BY THE DEPARTMENT OF PUBLIC WORKS**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney to the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, it is necessary to replace one (1) pothole patcher truck to be used by the Department of Public Works. The currently used vehicle is not cost effective due to frequent repairs and incurred expenses for parts and labor; and

WHEREAS, a new patch truck is desired to enhance roadway maintenance increasing the longevity of roadway surfaces therefore greatly increasing productivity and efficiencies; and

WHEREAS, the Town, requires goods or services which uniquely serve the public interest, for which there is no substantial equivalent and which are, in fact, available from only one good source. The desired pothole patch truck is available from Cyncon Equipment, which is the only distributor for Bergkamp Equipment per Sole Source Certification Letter shown as **Attachment A**; and

WHEREAS, based upon DPW’s research, as matter of fact, there is no possibility of competition for this particular procurement; and

WHEREAS, the unique benefits of the desired Bergkamp FP5 Flamesless Patcher truck have proven to be the safest and most user friendly machine of its type in North America for over twenty years. No other patch trucks in the marketplace offer these unique qualities or even similar qualities. This machine is of excellent quality, durability, is less costly to operate and maintain, creating less need for repairs. The DPW road crews and mechanics are familiar with this brand creating efficient use of time working with the vehicle and with future maintenance needs; and

WHEREAS, considering the benefits received, the cost of the pothole patcher is reasonable when comparing other products and services in the marketplace; and

WHEREAS, funding for this expense is available in account number 021-9785-6050; and

NOW THEREFORE BE IT RESOLVED, that the Town Board approves a purchase order in the amount of \$301,796 from Cyncon Equipment, Inc. for the purchase of one (1) 2024 model year Bergkamp FP5 Flameless Pothole Patcher.

AND BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Supervisor to execute any and all documents related to this purchase, as approved by the Attorney for the Town.

This resolution shall take effect immediately upon its adoption.

Seconded by Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

Attachment A

Bergkamp

Sole Source Certification Letter

January 3, 2024

RE: Parts Bergkamp FPS Pothole Patch Truck

To whom it may concern

Bergkamp, Incorporated is a manufacturer of pavement preservation equipment in Salina, KS. Bergkamp has been a manufacturer of record since 1977 and serves on a global scale with its products and services.

This letter is to certify that Cyncon Equipment, 7494 W. Henrietta Rd. Rush, NY 14543 is the exclusive authorized dealer for Bergkamp, Inc. for Western New York state. Bergkamp does not have any other designees appointed for distribution of parts associated with this equipment in the immediate area. Bergkamp further certifies that it has been and remains the only available source for the manufacture and distribution of the FPS Pothole Patch Truck.



Todd Bigler

Government Sales Manager
Bergkamp, Inc. 0 785-825-
1375

M 785-829-1354 3040 Emulsion Drive , Salina, Kansas 67401 USA Phone (785)825-1375 Fax (785)8254269 •
www.bergkampinc.com

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING
A RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO VARIOUS
CONTRACTS WITH INDEPENDENT CONTRACTORS FROM LOCAL B-90 FOR
STAFFING OF PARKING PERSONNEL, TICKET TAKERS, AND TICKET SELLERS
FOR VARIOUS TOWN SPECIAL EVENTS**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans	Town Supervisor
Grant Malone	Town Board Member
John Perticone	Town Board Member
Peter Wehner	Town Board Member
Harter Secrest & Emery LLP	Attorney to the Town

Town Board Member _____ offered the following resolution and moved for its adoption:

WHEREAS, it is necessary to hire consultation services for staffing of parking personnel, security, day/overnight supervisors, ticket takers, and ticket sellers for various Town Special Events (the “Services”); and

WHEREAS, the Town of Irondequoit desires to contract with independent contractors from Local B-90 Ushers & Ticket Takers for the Services, as described in more detail in **Attachment A**., which is attached hereto and made a part hereof; and

WHEREAS, funds have been appropriated for this purpose in the following account:
#0234.0234.4120; and

NOW THEREFORE BE IT RESOLVED, that the Town Board authorizes contracts with independent contractors from Local B-90 Ushers & Ticket Takers for the Services, and authorizes the Supervisor to execute any and all necessary documents to enter into such contracts in such form as approved by the Attorney for the Town.

This resolution shall take effect immediately upon its adoption.

Seconded by Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

ATTACHMENT A**2024 Local B-90 Ushers & Ticket Takers**

VENDOR/CONTRACTOR	SERVICE PROVIDED	VENDOR COMPENSATION
Samuel Falzone	Supervision of Event Parking/Ticket Taker/Seller Personnel	\$22.00/hour
Anthony G. Pucillo	Event Parking/Ticket Taker/Sellers	\$18.00/hour
Joseph Scalise	Event Parking/Ticket Taker/Sellers	\$18.00hour
Nick Capone	Event Parking/Ticket Taker/Sellers	\$18.00/hour
Carl Cleveland	Event Parking/Ticket Taker/Seller	\$17.00/hour
Cathy Cortese	Event Parking/Ticket Taker/Sellers	\$17.00/hour
Daniel Curcio	Event Parking/Ticket Taker/Sellers	\$17.00/hour
Richard Francis	Event Parking/Ticket Taker/Sellers	\$17.00/hour
Thomas Gottschalk	Event Parking/Ticket Taker/Sellers	\$17.00/hour
James Grammatico	Event Parking/Ticket Taker/Sellers	\$17.00/hour
James R. McCauley Jr.	Event Parking/Ticket Taker/Sellers	\$17.00/hour
Harry Melvin	Event Parking/Ticket Taker/Sellers	\$17.00/hour
Thomas Mihalitsas	Event Parking/Ticket Taker/Sellers	\$17.00/hour
Paul Sidoti	Event Parking/Ticket Taker/Sellers	\$17.00/hour
Len Stein	Event Parking/Ticket Taker/Sellers	\$17.00/hour
Harry Sylar	Event Parking/Ticket Taker/Sellers	\$17.00/hour
Julia Sylar	Event Parking/Ticket Taker/Sellers	\$17.00/hour
Tony Danno	Event Parking/Ticket Taker/Sellers	\$17.00/hour
Amanda D’Ercole	Event Parking/Ticket Taker/Sellers	\$17.00/hour

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING A
RESOLUTION FACILITATING THE PLANNING OF SPECIAL EVENTS**

At the regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York, held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney to the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, by Resolution No. __, the Town of Irondequoit approved a Special Events Calendar for 2024, a copy of which appears as **Attachment A**; and

WHEREAS, the Town of Irondequoit Department of Recreation (“Rec”) is responsible for coordinating the Special Events, including the engagement of vendors for food and entertainment at each Special Event; and

WHEREAS, funding for Special Events is derived solely from sponsorships available in fund 234.0234.4120;

WHEREAS, the Town Board desires to facilitate Rec's ability to plan and organize the Special Events to the maximum extent possible.

NOW THEREFORE BE IT RESOLVED, that the Director of Recreation or her designee is authorized to:

1. in the case of vendor contracts of \$2,000 or less, negotiate and execute contracts for services at Special Events;
2. determine in her sole discretion what is a good value for the Town; and
3. reschedule or move vendor services at her discretion.

BE IT FURTHER RESOLVED, that the Director of Recreation shall provide a written report to the Supervisor by the first of each month detailing the status of any special events contracts.

This resolution shall take effect immediately upon its adoption.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

ATTACHMENT A

TOWN OF IRONDEQUOIT SPECIAL EVENTS 2024

Winterfest	Saturday, February 10th at 11 AM-3 PM Town Hall Campus Winter Family Fun
Day of Caring	TBD: Thursday, May 9th/16th* at 9 AM *United Way has not announced the 2024 date yet Town-Wide Clean-Up Day with Various Volunteer Organizations
Irondequoit Market	Regular Season: Thursday evenings from June 6th- October 10th Year-Round Season: Thursday evenings from Nov.- Town Hall Campus 4:00 PM-Dusk **No market July 4 th **
Memorial Day Parade	Sunday, May 26th at 3 PM IHS- Titus Ave to Town Hall Sponsored by the Irondequoit American Legion Post #134
Memorial Day Memorial Service	Monday, May 27th at 9 AM Irondequoit Cemetery Memorial Service
Flag Day	Friday, June 14th at 7:00 PM Town Hall Campus, Flagpole Sponsored by Irondequoit Legion Post #134
July 4 th Celebration (50 th Anniversary)	Wednesday, July 3rd & Thursday, July 4th Town Hall Campus • Craft Show: 11:00 AM – 9:00 PM • Food Vendors, Entertainment, & Activities: 11:00 AM – 11:00 PM • Street Dance: July 3rd, 7:00 PM • 2 Mile Fun Run: July 4th, 8:00 AM; 10K Run: 8:30 AM • Parade: July 4th, 11 AM, IHS – Titus Ave to Town Hall
Classic Car Cruise-In & Concert	Sunday, July 28th, 11 AM- 3 PM Town Hall Campus, West Lawn Classic Cars/Motorcycles, Live Music, Children’s Activities, and Food.
Back to School Bash	Friday, August 23rd, 5 PM- 8 PM Community Center

	Food Trucks, Children’s Activities, Vendors, Open House, and more!
Battle of the Bands	Saturday, September 14th, TIME TBD Town Hall Campus Local bands perform and compete for “best band.”
Movie Under the Stars	Friday, August 9th and Friday, October 18th Camp Eastman Family-friendly Movie Nights
Veterans’ Day	Monday, November 11th at 10:45 am Town Hall Campus Sponsored by Irondequoit American Legion Post #134
Holiday Lighting	Sunday, December 1st Town Hall Campus Tree/Menorah Lighting with Festive Activities

Times indicated above are subject to change.

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING A
RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A COALITION
INVOLVEMENT AGREEMENT WITH UPLIFT IRONDEQUOIT**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney to the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, Uplift Irondequoit is a local organization that advocates prevention and reduction of youth substance abuse in Irondequoit; and

WHEREAS, for a long while, the Town has collaborated in various ways with Uplift Irondequoit; and

WHEREAS, the Town and Uplift Irondequoit desire to enter into a Coalition Involvement Agreement to delineate a partnership and vow to work together;

WHEREAS, the Town and Uplift Irondequoit expect that future collaborations will include: monthly meetings and educational sessions; community events; and working together to prevent and reduce youth substance abuse. A copy of the Coalition Involvement Agreement between the Town and Uplift Irondequoit is attached as **Attachment A**.

NOW THEREFORE BE IT RESOLVED, that the Town Board authorizes the Supervisor to enter a Coalition Involvement Agreement with Uplift Irondequoit to prevent and reduce youth substance abuse within the Town, in substantially such form as annexed hereto and as approved by the Attorney for the Town.

Seconded by the Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____



Coalition Involvement Agreement (CIA)

Sector	Member Name	Organization Name	Rationale for Selection
<i>Circle on page 2</i>			

This agreement between Drug-Free Irondequoit: Together dba Uplift Irondequoit and the _____ Sector title

Representative (PRINT your name) _____

shall be from _____ (Month/Year) until terminated by mutual accord. This agreement will be re-evaluated by both parties on a 2-year basis.

Drug-Free Irondequoit: Together/Uplift Irondequoit will be responsible for:

1. Creating and following by-laws and policies. Formulating coalition goals and objectives.
2. Overseeing operations of activities, programs, and paid staff.
3. Increasing new membership of the coalition.
4. Creating and following a strategic 12-Month Action Plan utilizing the 7 Strategies for Change and Strategic Prevention Framework.
5. Creating a credible and relevant sustainability plan which includes volunteer membership and resources, both financial and material.
6. Respecting the rights of Uplift Irondequoit members to hold their own opinions and beliefs.
7. Follows Uplift Irondequoit Coalition Code of Conduct

The (**please circle appropriate sector**) Youth, Parent, Business, Media, School,

Youth Serving Organization, Law Enforcement, Civic/Volunteer Organization,

Religious/Fraternal Organization, Healthcare Professional, State/Local Government

Other Organization Involved in Reducing Substance Abuse

Representative: (**your name**) _____ will be responsible for:

1. Being a community leader amongst the represented sector.
2. Ensuring clear communication between the sector represented and the coalition.
3. Acting as a positive role model for youth, families, and peers.
4. Supporting the coalition's mission.
5. Attending Coalition at Large Meetings (usually monthly) as is feasible and pertinent.
6. Participating on at least one subcommittee as is feasible and pertinent.
7. Attending coalition sponsored trainings, town hall meetings, and other community events whenever feasible and pertinent.
8. Contributing to the strategic action planning process.
9. Participating in sustaining the coalition's capacity, involvement, and goals.
10. Using his/her activities as match, if applicable.
11. Follows Coalition Code of Conduct

Virginia S. Nacy

Official Coalition Representative's Name

Sector Representative's Name

Official Coalition Representative's Signature

Sector Representative's Signature

Treasurer _____ / ____ / ____
Title _____ Date _____

_____ / ____ / ____
Title _____ Date _____

Your email _____

Phone _____

**EXTRACT OF THE MINUTES OF A MEETING OF THE TOWN BOARD ADOPTING A
RESOLUTION APPROVING THE SPECIAL EVENT LICENSE FOR SHAMROCK
JACK'S RESTAURANT TO CONDUCT ITS ANNUAL ST. PATRICK DAY'S FESTIVAL**

At a regular meeting of the Town Board of the Town of Irondequoit, Monroe County, New York held at the Town Hall, 1280 Titus Avenue, in said Town of Irondequoit, on the 22nd day of February, 2024, at 7:00 p.m. local time, there were

PRESENT:

Andraé Evans
Grant Malone
John Perticone
Peter Wehner

Town Supervisor
Town Board Member
Town Board Member
Town Board Member

Harter Secrest & Emery LLP

Attorney to the Town

Town Board Member _____ offered the following resolution and moved its adoption:

WHEREAS, the Town Clerk's Office received an application from Shamrock Jack's Restaurant to conduct its annual St. Patrick Day's Festival (the "Festival") beginning on Thursday, March 14, 2024, and ending on Saturday, March 17, 2024. A copy of the application is attached hereto as **Attachment A**; and

WHEREAS, the Festival will be held inside Shamrock Jack's current location at 4554 Culver Road and outside that location in a temporary tent structure; and

WHEREAS, the temporary tent structure will be erected on either Monday, March 11, 2024 or Tuesday, March 12, 2024, and taken down on Sunday, March 18, 2024; and

WHEREAS, the tent will be used to serve food and beverages and for entertainment purposes. No cooking, smoking, or open flames will be permitted in the tent; and

WHEREAS, there will be car parkers wearing safety vests on premise to control traffic flow and security guards at each entrance and exit; and

WHEREAS, insurance has been reviewed and approved by the Town’s insurance agent (see Attachment A), expiring on April 28, 2024.

NOW THEREFORE BE IT RESOLVED, that the Town Board approves the Special Event License for Shamrock Jack’s Restaurant to conduct its annual St. Patrick’s Day Festival from Monday, March 11, 2024 (equipment set up) through Sunday, March 18, 2024 (equipment take down), upon the condition that Shamrock Jack’s notifies all affected residents before the Festival.

This resolution shall take effect immediately upon its adoption.

Seconded by Town Board Member _____ and duly put to vote, which resulted as follows:

Town Board Member	Wehner	voting	_____
Town Board Member	Perticone	voting	_____
Town Board Member	Malone	voting	_____
Town Supervisor	Evans	voting	_____

TOWN OF IRONDEQUOIT

APPLICATION FOR BLOCK PARTY

Applications must be submitted to the Town Clerk's Office TWO (2)
WEEKS PRIOR TO THE BLOCK PARTY.

A driving lane of at least TWELVE (12) FEET must be kept open within
the closed area at all times for emergency vehicles access.

Use of only light weight barricades, which can easily be removed in case of an emergency.

NO VEHICLES MAY BE USED AS A ROAD

BLOCKING DEVICE. Noise levels should be kept at a

Levin in keeping with the Town Ordinance #84-4.

EXCESSIVE NOISE WILL RESULT IN POLICE
ACTION.

Applicant Name. Daytime Phone #: 9 ? & r Applicant Address: Evening Phone
CONTACT PERSON (IF DIFFERENT FROM ABOVE):

Name: e

Daytime Phone

Address.

Evening Phone

Scheduled Date: (Month) (Date) 17 Rain Date:

(Month) (Date) Time: From:

Location of Block Party:

Area to be blocked

off? Dyes No If

Yes, specify:

Request for barricades from Highway Department: &fes ONO

***Ifyes, the Highway Department will deliver barricades the night
before event.*** Approximate number of participants:

*****ALL**AFFECTED RESIDENTS MUST BE NOTIFIED

OF BLOCK **PARTY**Have all affected residents been notified?

Dyes ONO If no, number inforced:_____

Address:_____

Address:_____

Bus route clearance received (if applicable): ☐ Yes ☐ No

Names and addresses of residents opposed to activity. (Attach
separate sheet if necessary)" Name: Name.

~~** *Bus rerouting must be cleared by applicant with the Regional Transit
Systems* **~~

The police department offers a service where a police officer comes to your
block party, to be introduced to your neighbors, barring a police emergency.
The officer will bring "goodie" bags to hand out to the children, have the
patrol car on display. And answer any questions the residents might have. If

you have any further questions about this program, please call 336-6000 x2287.

I am interested in having a police officer visit our block party. Preferred time: Thank you, but we are not interested in participating in this program.

TOWN CLERK APPROVAL: _____	DATE: _____
POLICE APPROVAL: _____	DATE: _____
FIRE MARSHAL APPROVAL: _____	DATE: _____
DPW COMMISSIONER APPROVAL: _____	DATE: _____
# OF INTERSECTIONS/BARRIADES NEEDED: _____	DATE: _____

Please Sign: _____

For Town Use Only:

POLICE APPROVAL:

MARSHAL APPROVAL:

APPLICATION FOR LICENSE TO CONDUCT
FESTIVALS/CARNIVALS/EVENTS

NOTE: This application is pursuant to Town of Irondequoit Municipal Code, Chapter 194, "Special Events", attached.

If any section is not applicable to your event, please put N/A in lieu of leaving it blank.

GENERAL:

Name of Applicant: Irondequoit Jockey Club

Applicant's Address: 4554 Culver Rd

Telephone Number: 585-439-9288 (cell) 323-9310 (Bus.)

If Corporation, list State of Incorporation: _____

Corporation Officers' Addresses: _____

Type of Event Planned: St. Patrick's Day Events

Event Site O/ST%/Culver
Address: _____

Location of Nearby Residents: (ATTACH A MAP SHOWING ALL RESIDENTIAL LOT LINES WITHIN 150 FEET OF EVENT SITE.)

Name of Outside Contractor (or Concessionaire): Nolan Tent Rentals

Contractor Residence Address (Local): 80 Sovran Dr. Webster Contractor
Residence Address (Local): IVY' Iqs-yo

Contractor Telephone No.: 585-321-1000

Contractor Business Address:

Contractor Business Telephone No.:

Names of Contractor Employees:

(If additional space is needed, please list on reverse side of this sheet.)

If employees housed on event site, state in what manner:

SURETY:

Applicant must file with Town Clerk, upon approval of application

but prior to issuance of license, the following:

CERTIFICATE OF LIABILITY INSURANCE insuring the licensee and the Town of Irondequoit for a minimum of \$1,000,000 Combined Single Limit for Bodily Injury and Property Damage Liability, including Products and Completed Operations Coverage, arising out of the licensed activity.

NOTE: The Town of Irondequoit must be listed on a primary and non-contributory basis.

EVENT OPERATING SCHEDULE: (Maximum of 5 days from 8:00 AM to 12 Midnight only.)

Equipment/rides set up start date 3/12/24 Time 8:00 A.M.
3/14/24 Time 2:00 pm
on Date 3/17/24 Time 10:00 PM
take down date 3/18/24 Time 9:00 A.M.

Event Start Date

Event Completion Date

Equipment/rides take down date

RESPONSIBLE PARTIES:

Person or alternate located on event site and responsible for all event activities during its operations:

ME Scott Petzing
ADDRESS 4554 Culver Rd (Residence 101 Armstrong)
TELEPHONE NO. 585-439-9288

ME Catherine M. Petzing
DRESS 51 Broderick Dr.
TELEPHONE NO. 565-369-2006

Date of Application: 1-23-24

Signature: [Signature]
NAME

NAME
ADDRESS

Signature of Applicant:

*PLEASE NOTE: IT IS THE RESPONSIBILITY OF THE
APPLICANT TO PROVIDE THE TOWN CLERK'S OFFICE WITH

A COMPLETED LICENSE APPLICATION AND PROPER
INSURANCE REQUIREMENTS AT TIME OF
SUBMITTAL. INCOMPLETE APPLICATIONS WILL NO
LONGER BE
ACCEPTED.

Type and number of contractor rides/concessions/exhibitions to be used (Locate on map):

POWER:

Type of electrical power to be used (house current, generator, etc.): 110/220

house current lights, heaters

Location of generator on event site (Locate on map):

Type of lighting to be used (If searchlight is planned, indicate size and site location):

PARKING/TRANSPORTATION:

Storage location of trailers and trucks (indicate on map):

Parking location of workers and patrons' vehicles (indicate on map):

Street route to be used to transport equipment/rides to and from event site •

Sea View Dr.

Nature and scope of event A/O /word
advertising:

Statement of method used by applicant and/or outside contractor

to supervise Ca Parker We-vet' S tee

parking/traffic

flow:



Premise to control traffic flow

TOWN OF IRONDEQUOIT

OFFICE OF THE FIRE MARSHAL

1280 Titus Avenue

Rochester, NY 14617

(585) 336-6097 Fax (585) 467-4953

Email: firemarshal@irondequoit.org



FIRE MARSHAL PERMIT APPLICATION

"Tents, Canopies, Membrane and Temporary Structures"

Note: To be used in conjunction with the application to the Town of Irondequoit for license to conduct festivals, carnivals or events

The Following Must Be Provided with This Application:

- Detailed site plan identifying proposed tent location on property and distances from other structures
- Certificate(s) executed by an approved testing laboratory certifying that the tents and membrane structures and their appurtenances; sidewalls, drops and tarpaulins are composed of material meeting the flame propagation performance criteria of Test Method 1 or Test Method 2, as appropriate, of NFPA 701 or shall be treated with a flame retardant in an approved manner and meet the flame propagation performance criteria of Test Method 1 or Test Method 2, as appropriate, of NFPA 701, and that such flame propagation performance criteria are effective for the period specified by the permit.
- Documentation of structural stability from the tent installer attesting that the appropriate and industry accepted methods used to anchor the tent have been applied.
- Interior floor plan detailing proposed exiting, seating arrangement, heating and electrical equipment
- Commercial tent rental company / installers proof of insurance compliance. Acceptable forms: Liability, Disability (DB 120.1), Worker's Compensation (C 105.2 or U-26.3 State Insurance Fund). The Town must be identified as "Certificate Holder" and all forms must have "Legal Name and Address of insured's" information EXACTLY THE SAME.
- Tent Permit and Special Events Inspection fee(s) as detailed by the Fire Marshal's office during the Permit Application

review

Applicant Name: Shomrock Jacks LLC Phone Number: 585-323-9310

Address: 4554 Culver Rd City: Rochester State: NY Zip: 14617

Tent Rental Company: Nolan/McCarthy Phone Number: 585-321-1000

Street Address: 80 Sovran Dr City: Webster State: NY Zip: 14580

Address where the Tent will be Installed: 4554 Culver Rd

Event Description: St. Patrick's Day Events

Date Tent to be Erected: 3/11/24 Date Taken Down: 3/18/24

Size of Tent: Length: 120' Width: 50 Total Square Feet: 6,000

Occupant Use: Standing Only No Seating* Yes ☒ No Tables ☒ No
Street

Estimated Maximum Number of Occupants at any Time:

Check the Following if they are or are not Proposed To Be Provided:

Side Panels (Walls, Flaps)? Yes ☒ No ☐ If Yes, how many sides will be enclosed:

Electric Lighting? Yes ☒ No ☐ All

Heating Equipment? Yes ☐ No ☒ Generator? Yes ☐ No ☒

Cooking Equipment? Yes ☒ No ☐ If Yes: Liquid Fueled ☐ Propane ☒ K or Electric ☐ If Yes:
Propane ☐ -I or Electric ☐ I

I, the applicant, agree to observe and comply with all Town of Irondequoit Ordinances,
Chapter 31 of the Fire

Code of New York State and all other applicable state and local ordinances and any and all
conditions set forth by

the Authorized Official of the Town of Irondequoit.

Applicant's signature: [Signature] Date: 1-23-24



TOWN OF IRONDEQUOIT

"Where the land and waters meet " Est 1839

SOUND AMPLIFYING EQUIPMENT APPLICATION

NOISE LEVELS SHOULD BE KEPT AT A LEVEL AS SPECIFIED in TOWN CODE, CHAPTER 160 - NOISE.
EXCESSIVE NOISE WILL RESULT IN POLICE ACTION.

Owner of Equipment

Name Tom / Stellar Sound Productions LLC
Address 6428 Hidden Acres
City/St/Zip Livonia, NY 14487
Telephone No: 585-758-5586

User of Equipment

Name Shamrock Jacks LLC / Bands
Address 4554 Culver Rd
City/St/Zip Rochester, NY 14622
Telephone No. 585-439-9288 (cell) 323-9310 bus.

Location to be Used

Commercial

Residential

Name of Resident Shamrock Jacks LLC / Scott
Address 4554 Culver Rd
Telephone No. 585-439-9288 (cell) 323-9310 business

Date and Rain Date

3 14 24 through 3-17-24
month day year / month day year

TIME: START 10 a.m. UNTIL 10:00 P.M.

HAVE ALL AFFECTED RESIDENTS BEEN INFORMED?

Maximum sound producing power of the sound amplifying
equipment:

Wattage to be used

110/220 NO MORE THAN 1000

Volume in decibels of sound which will
be produced

1

License number of sound truck (if applicable)

General description of sound amplifying equipment which is to
be used: _____

(for Town use only)

Police Dept. Approved

Denied

Date

Town Clerk Approved

Denied

Date



a town for a lifetime
IRONDEQUOIT *New York*

Please sign below:

Chief of Police

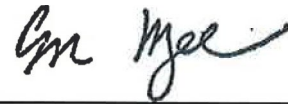
Scott Peters

Fire Marshall

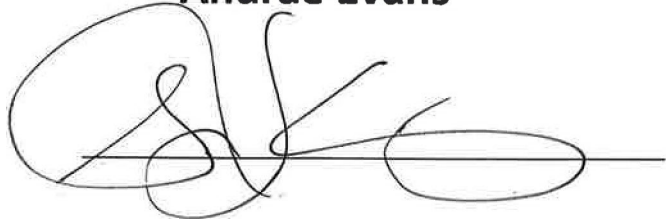
Bill Lang

Commissioner of DPW

Erin Magee



Andraé Evans



Supervisor

Town Clerk

Babara Genier

1280 rrvvus AVENUE ROCHESTER, NEW YORK 14617 • PHONE: (585) 467-8840

WWW.IRONDEQUOIT.ORG

Latasha Elder

From: Susan Lamanna <susanlam@paris-kirwan.com>
Sent: Thursday, February 8, 2024 8:19 AM
To: Latasha Elder
Subject: RE: Shamrock Jacks Applications
This is perfect, thank you! You're all set!

Susan Lamanna
Commercial Account
Representative Paris-Kirwan
Associates Inc.
255 East Ave, Suite 300
Rochester, NY 14604

585-461-6436 phone
585-340-1714 fax
susanlam@paris-kirwan.com

Please note my office hours are 7:30-4:00 M-Thurs and 7:30- 2:45 on Fridays.

From: Latasha Elder <lelder@irondequoit.gov>
Sent: Wednesday, February 7, 2024 3:55 PM
To: Susan Lamanna <susanlam@paris-kirwan.com>
Subject: RE: Shamrock Jacks Applications

Please see attached and let me know if there is anything else you need.

Latasha

From: Susan Lamanna <susanlam@paris-kirwan.com>
Sent: Tuesday, February 6, 2024 10:03 AM
To: Latasha Elder
<lelder@irondequoit.gov>
Subject: RE: Shamrock Jacks Applications

Hi Latasha,

There should also be proof of coverage for Workers' Compensation. This requires a C105.2 form and should be made out to the Town.

Susan Lamanna
Commercial Account
Representative Paris-Kirwan
Associates Inc.
255 East Ave, Suite 300
Rochester, NY
14604 585-461-
6436 phone

1

Sunday On- Premises Sales Permit

30



State Liquor

Standardized NOTICE FORM for Providing 30-Day

Advanced Notice to a

Authority Local Municipality for Sunday On-Premises Sales Permit(s)

1. Date Notice Was Sent: 11/26/2024 1a. Delivered by: Ottawa

2. This form must be submitted to the clerk or Local Municipality when filing for a Sunday On-Premises Sales Permit

This 30-Day Advance Notice is Being Provided to the Clerk of the following Local Municipality

3. Name of Municipality: Ir n e uoit Town Hall

Licensee Information

4. License Serial Number: 553 5. Permit Date(s): 03/17/2024

Catherine M. Petzin

6. License name:

7. Trade Name (if any): Shamrock Jack's LLC

8. Street Address of Establishment: 4554 Culver Road

9. City, Town or Village: Rochester Zip Code: 14622

10. Business Telephone Number of Applicant/Licensee: 585 369-2006

11. Business Fax Number of Applicant/Licensee: 585 467_4199

12. Business E-mail of Applicant/Licensee: carol etzin a hoo.com

Representative or Attorney representing the licensee in connection with this permit

Representative's Full Name:

13. Representative/Attorney's Full Name:

14. Street Address:

State: Zip Code :

16. Business Telephone Number of Representative/Attorney:

:

15. City, Town or Village:

17. Business Email Address

I am the licensee that is applying for the permit and I certify that I know the contents of the above application and the statements and answers therein; that the same are true to my knowledge; that I have been authorized, by order of the Board of Directors of said licensee to make the statements and answers in this application on behalf of said licensee with the same force and effect as if said licensee made such statements and answers itself.

By my signature, I affirm - under Penalty of Perjury - that the representations made in this form are true.

17. Printed Name: Catherine M. Petzing Title Owner

Signature: X Catherine M. Petzing

The above captioned on-premises licensee is applying for a permit with the State Liquor Authority to sell alcoholic beverages on their premises on Sunday between the hours of 8AM to 1 OAM for the date indicated above .

Please forward any concerns regarding the issuance of this permit to the attention of
The New York State Liquor Authority, Permit Unit fax: (518) 474-9804 or e-mail
licensing.information@sla.ny.gov

10/28/2016

Page 4 of 4

Print Form



Workers'

CERTIFIC

ATE OF STATE Compensation

Board

NYS WORKERS' COMPENSATION INSURANCE COVERAGE

1a. Legal Name & Address of Insured (use street address only) SHAMROCK JACK'S LLC 4554 CULVER RD ROCHESTER NY 14622 Work Location of Insured (Only required if coverage is specifically limited to certain locations in New York State, i.e., a Wrap-Up Policy)	1b. Business Telephone Number of Insured 585-323-9310 1c. NYS Unemployment Insurance Employer Registration Number of Insured 1d. Federal Employer Identification Number of Insured or Social Security Number 55-0798392
2. Name and Address of Entity Requesting Proof of Coverage (Entity Being Listed as the Certificate Holder) TOWN OF IRONDEQUOIT 1280 TITUS AVENUE ROCHESTER NY 14617	3a. Name of Insurance Carrier THE TRAVELERS INDEMNITY COMPANY AND ITS AFFILIATES 3b. Policy Number of Entity Listed in Box "1 a" UB3S112972-2142-G 3c. Policy effective period 07/01/2023 to 07/01/2024 3d. The Proprietor, Partners or Executive Officers are included. (Only check box if all partners/officers included) C] all excluded or certain partners/officers excluded.

This certifies that the insurance carrier indicated above in box "3" insures the business referenced above in box "1 a" for workers' compensation under the New York State Workers' Compensation Law. (To use this form, New York (NY) must be listed under **Item 3A** on the INFORMATION PAGE of the workers' compensation insurance policy). The Insurance Carrier or its licensed agent will send this Certificate of Insurance to the entity listed above as the certificate holder in box "2".

The insurance carrier must notify the above certificate holder and the Workers' Compensation Board within 10 days IF a policy is canceled due to nonpayment of premiums or within 30 days IF there are reasons other than nonpayment of premiums that cancel the policy or eliminate the insured from the coverage indicated on this Certificate. (These notices may be sent by regular mail.) Otherwise, this Certificate is valid for one year after this form is approved by the insurance carrier or its licensed agent, or until the policy expiration date listed in box "3c", whichever is earlier.

This certificate is issued as a matter of information only and confers no rights upon the certificate holder. This certificate does not amend, extend or alter the coverage afforded by the policy listed, nor does it confer any rights or responsibilities beyond those contained in the referenced policy.

This certificate may be used as evidence of a Workers' Compensation contract of insurance only while the underlying policy is in effect.

Please Note: Upon cancellation of the workers' compensation policy indicated on this form, if the business continues to be named on a permit, license or contract issued by a certificate holder, the business must provide that certificate holder with a new Certificate of Workers' Compensation Coverage or other authorized proof that the business is complying with the mandatory coverage requirements of the New York State Workers' Compensation Law.

Under penalty of perjury, I certify that I am an authorized representative or licensed agent of the insurance carrier referenced above and that the named insured has the coverage as depicted on this form.

(Print name of authorized representative or licensed agent of insurance carrier)

Approved by: Dena Ignacz 02/07/2024
(Signature) (Date)

Title: ACCOUNT COORDINATOR

Approved by: DENA IGNACZ

Telephone Number of authorized representative or licensed agent of insurance carrier: 585-427-0054

Please Note: Only insurance carriers and their licensed agents are authorized to issue Form C-105.2. Insurance brokers are NOT authorized to issue it.

c-105.2 (9-17)

www.web.ny.gov

ACORZY

DATE

01125/2024

CERTIFICATE OF LIABILITY INSURANCE

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.		
IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rihts to the certificate holder in lieu of such endorsement(s).		
PRODUCER Quinton Insurance 2700 Elmwood Ave Rochester NY 14618	CONTA T Sandra Lambert PHONE (A/C, No, Ext): 800 454-1970 (585 388-9531 E-MAIL ADDRESS: sandra uintoninsurance.com AFFORDING COVERAGE ERIE INSURANCE CO 26263	
INSURED Shamrock Jacks, LLC 4554 CULVER RD ROCHESTER NY 14622-1 370	INSURER C • INSURER D : INSURER INSURER F:	

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. I-EMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAMS.

JES	TYPE OF INSURANCE COMMERCIAL GENERAL LIABILITY CLAIMS-MADE ☒ OCCUR	POLICY NUMBER 097-	p	LIMITS EACH OCCURRENCE 1000 loco PREMI E 1 .000,0cc MED EXP (An one orson) 10.000 PERSONAL R ADV INJURY 2,000.000 GENERAL AGGREGATE PRODUCTS - COMP/OP AGG BODILY INJURY (Per person) 30DILY INJURY (Per awdent) PROPERTY DAMAGE FAC.H OCCURRFNC.F AGGREGATE EACH ACCIDENT DISEASE. EAEMPLOYE EL. DISEASE • POLICY LIMIT
GEN'L AGGREGATE LIMIT APPLIES PER: LOC				
OTHou AUTOMOBILE LIABIUTV ANY AUTO OWNED AUTOS ONLY HIRED AUTOS ONLY				
SCHEDULED AUTOS NON-OWNED AUTOS ONLY				
UMBRELLA UAB EXCESS LIAB nv.n				
OCCUR CLAIMS-MADE				
WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETORJPARTNER/EXECUTIVE OFFI CERJMEMBER EXCLUDED? N N A (Mandatory In NH) If yes, describe under DESCRIPTION OF OPERATIONS below				

DESCRIPTION OF OPERATIONS LOCATIONS VEHICLES (ACORD 101. Additional Schedule. may be etteched If moro space 1B required)

Town of Irondequoit is additional insured, including on-going and completed operations on a primary and basis with respect to general liability.

Re: St. Patrick's Day Event
Liquor liability

CERTIFICATE HOLDER

CANCELLATION

Town of Irondequoit 1280 Titus Avenue Rochester NY 14617	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE "ZZZ- <i>deurton</i> AS AGENT FOR I.C.O.R., INC.

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ACORD 25 (2016/03)

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