

Minutes of the Special Meeting of the Town Board, Town of Greece, Monroe County held September 28, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 5:30 p.m.

PRESENT:

William D. Reilich	Supervisor
Mike Barry, Jr.	Councilman
Diana Christodaro	Councilwoman
Brett Granville	Councilman

EXCUSED: Andrew J. Conlon Councilman

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

PLEDGE OF ALLEGIANCE:

Councilwoman Diana Christodaro led the Town Board in the Pledge of Allegiance. Supervisor Reilich held a Moment of Silent Reflection.

PROCLAMATIONS DELETIONS ADDITIONS TO THE AGENDA:

There were no proclamations, deletions or additions to the agenda.

PUBLIC FORUM:

An Open Forum was conducted to allow speakers the opportunity to address the Town Board. No speakers addressed the Town Board and the Open Forum concluded at 5:33 p.m.

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

WHEREAS, the Town Board (the "Town Board") of the Town of Greece (the "Town"), Monroe County, New York, has proposed to award a Contract to operate Braddock Bay Marina and commence Phase 1 of renovations proposed in said Contract (the "Project") on property located in Braddock Bay Park, 105 East Manitou Road (the "Premises") to Westpoint Marina LLC (the "Contractor"); and

WHEREAS, the Town Board makes the following findings:

1. In summary, the Project is the award of a contract for the renovation and operation of Braddock Bay Marina (a public marina) as described in the Request for Proposals (RFP) dated April 26, 2016, along with the first phase of work for replacement of approximately 19,334 square feet of wood dockage (2090 linear feet of 7-foot-wide main dock, plus 147 lateral finger piers at 16 feet long by 2 feet wide) totaling 294 slips, with approximately 24,276 square feet of new floating aluminum docks (2100 linear feet of 6-foot-wide main dock, plus 150 lateral finger piers at 3 feet wide by 20 feet, 25 feet, and 30 feet long), and 40 jet ski ramps (each measuring 5 feet 4 inches wide by 11 feet long) with upgraded plumbing, electric, and lighting in generally the same configuration, and providing dock slips for 280 boats and 40 jet skis.
2. Upon review of the Project, the Town Board, as the project sponsor for this direct action, determined that the Project is subject to the State Environmental Quality Review Act (New York State Environmental Conservation Law, Article 8) and its implementing regulations (6 NYCRR Part 617, the "SEQRA Regulations") (collectively, "SEQRA"), and that the Project constitutes an Unlisted action under SEQRA.
3. The Town Board conducted a Coordinated Environmental Review at the request of the New York State Office of Parks, Recreation and Historic Preservation (the "NYSOPRHP", and assumed the role of Lead Agency pursuant to the Agreement of Lease recorded in the Department of State on April 8, 1981 in Volume 23 of Miscellaneous Deeds and Title Papers at page 39, and with the concurrence of the New York State Department of Environmental Conservation (the "NYSDEC") and NYSOPRHP (as involved agencies).
4. The Town Board has carefully considered environmental information that was prepared by the Town or its contractor, which included but was not limited to: preliminary plans of the Project; aerial photographs of the Premises; Parts 1, 2, and 3 of an Environmental Assessment Form ("EAF"), which was prepared in part by using the NYSDEC online EAF Mapper application; and supplemental information about the Project from sources that included but were not limited to the United States Department of Agriculture Web Soil Survey, NYSDEC Environmental Resource Mapper, the NYSDEC New York Nature Explorer, the New York State Historic Preservation Office Cultural Resource Information System Map, aerial imagery, and conceptual plans.

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5. The Town Board also has included in the Environmental Analysis and has carefully considered information, recommendations, and comments that may have resulted from telephone conversations or meetings with or written correspondence from interested and involved agencies, including but not limited to NYSDEC; the NYSOPRHP; the Braddock Bay Fish and Wildlife Management Area Committee; and the Town's own staff and the Contractor.
6. The Town Board also has included in the Environmental Analysis and has carefully considered information, recommendations, and comments that may have resulted from telephone conversations or meetings with or written correspondence from citizens, owners of nearby properties, or other interested parties, and all other relevant comments submitted to the Town Board as of September 27, 2016.
7. The Town Board has carefully considered the Environmental Analysis, which examined the potential effects of the Project on the following principal relevant issues: potential impacts to freshwater wetlands (Braddock Bay/GR-1), and sensitive species and ecosystems identified by the New York Natural Heritage Program, associated with Phase 1 of renovations (dock replacement). The Town has requested permits from the NYSDEC and the United States Army Corps of Engineers under Articles 15 and 24 of the New York State Environmental Conservation Law, and Section 10 of the Rivers and Harbors Act. All work will be conducted in accordance with permit conditions and agency guidance.
8. The Town Board has completed Parts 1, 2 and 3 of the EAF, and has carefully considered the information contained therein.
9. The Environmental Analysis examined the relevant issues associated with the Project.
10. The Town Board has met the procedural and substantive requirements of SEQRA.
11. The Town Board has exercised due diligence in identifying all other involved agencies
12. The Town Board has carefully considered each and every criterion for determining the potential significance of the Project upon the environment, as set forth in SEQRA.
13. The Town Board carefully considered (that is, has taken the required "hard look" at) the Project and the relevant environmental impacts, facts, and conclusions disclosed in the Environmental Analysis and all additional information submitted.
14. The Town Board concurs with the information and conclusions contained in the Environmental Analysis.
15. The Town Board has made a reasoned elaboration of the rationale for arriving at its determination of environmental significance and the Town Board's determination is supported by substantial evidence, as set forth herein.
16. To the maximum extent practicable, the Town has carefully incorporated in its Project measures that were identified as practicable and designed to largely avoid or minimize potential adverse environmental impacts of the Project.

NOW, THEREFORE, be it

RESOLVED that, pursuant to SEQRA, based on the aforementioned information, documentation, testimony, and findings, and after examining the relevant issues, the Town Board's own initial concerns, and all relevant issues raised and recommendations offered by involved and interested agencies and the Town's own staff, the Town Board determines that the Project will not have a significant adverse impact on the environment, which constitutes a negative declaration.

ADOPTED: Ayes 4 Reilich, Barry, Christodaro, Granville
 Nays 0

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

RESOLVED that this Town Board grant authorization to designate Kirk Morris, Commissioner of Public Works, as the Responsible Local Official (RLO), functioning as the Equitable Business Opportunities (EBO) administrator for the Town, as it pertains to responsibilities related to the New York State Department of Transportation's official Civil Rights Reporting Software.

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ADOPTED: Ayes 4 Reilich, Barry, Christodaro, Granville
Nays 0

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

RESOLVED that, pursuant to the requirements of section 103 of the General Municipal Law, sealed bids will be received at the Town Clerk's Office, Town of Greece, One Vince Tofany Boulevard, Greece, New York 14612, until 3:00 p.m., October 17, 2016, at which time they will be publicly opened and read aloud for the following:

- New Docks at the town's Marina at Braddock Bay

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

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

ADOPTED: Ayes 4 Reilich, Barry, Granville, Christodaro
Nays 0

Meeting adjourned at 5:38 p.m.

September 29, 2016 Cheryl M. Rozzi, Town Clerk

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