

Minutes of the Town Board for May 5, 2009

Proceedings of a regular meeting of the Pittsford Town Board held on Tuesday, March 17, 2009 at 7:00 P.M. local time in Pittsford Town Hall.

PRESENT: Supervisor William A. Carpenter and Councilpersons Sandra F. Zutes, John J. Higgins, Jr., and Karen W. Green.
ABSENT: There were no Town Board members absent.
ALSO PRESENT: Staff Members: Paul J. Schenkel, Commissioner of Public Works; Gregory J. Duane, Finance Director; Jessie Hollenbeck, Recreation Director; Richard T. Williams II, Town Attorney; Patricia E. Chuhta, Town Clerk. The following staff members were also present: Pat Dwyer and Kathy Johnson.
ATTENDANCE: Twenty-three members of the public were in attendance.

Supervisor Carpenter called the meeting to order at 7:00 P.M. and invited everyone to stand for the Pledge of Allegiance.

RESOLUTIONS OF COMMENDATION: EMPLOYEE RECOGNITION AWARDS

The following Resolution was offered by Supervisor Carpenter, and seconded by Councilwoman Zutes,

RESOLVED, that the Pittsford Town Board expresses their appreciation and gratitude to Pat Dwyer and Kathy Johnson for their faithful and dedicated service to the Town.

ROLL CALL VOTE: Ayes: Zutes, Higgins, Green and Carpenter. Nays: none. Resolution declared carried.

Supervisor Carpenter declared a five-minute recess to allow family and friends to offer congratulations and best wishes to the above recipients. The Town Board meeting resumed at 7:10 P.M.

PUBLIC COMMENTS

There were no public comments.

PUBLIC HEARING: PROPOSED LOCAL LAW #2 OF 2009 – AMENDING CHAPTER 58, ANIMALS OF THE TOWN OF PITTSFORD MUNICIPAL CODE

After verification of proof of publication, Supervisor Carpenter discussed the proposed code change to “Chapter 58, Animals” which would allow the Animal Control Officer to directly place an animal he has picked up loose in Pittsford for adoption as an alternative to taking it to Lollypop Farm where it may or may not be adopted.

Supervisor Carpenter then opened the hearing to public comments.

There being no public comments, the Supervisor closed the public hearing.

LOCAL LAW #2 OF 2009 – AMENDING CHAPTER 58, ANIMALS OF THE TOWN OF PITTSFORD MUNICIPAL CODE APPROVED

The following Resolution was offered by Councilwoman Zutes, and seconded by Councilwoman Green,

RESOLVED, that Local Law No. 2 of 2009: Amending Chapter 58 - Animals, of the Town of Pittsford Municipal Code, be adopted by the Town Board of the Town of Pittsford, New York, to read as annexed hereto; and it was further

RESOLVED, that within twenty (20) days subsequent to the 5th day of May, 2009, there shall be filed with the Secretary of State one certified copy of said Local Law No. 2 of 2009.

ROLL CALL VOTE: Ayes: Zutes, Higgins, Green and Carpenter. Nays: none. Resolution declared carried.

Note: The change to Town Code Chapter 58 resulting from Local Law #2 of 2009 is as follows:
§ 58-10. Redemption; disposition when not redeemed.

- A. If a dog seized under this article bears a valid license tag, the Animal Control Officer shall ascertain the owner of the dog and shall give immediate notice by personally serving such owner or an adult member of his family with a notice, in writing, stating that the dog has been seized and will be destroyed unless redeemed as provided in Subsection B.

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- B. The owner of a dog seized under this article may redeem the dog within seven days, except that the owner of a dog bearing a license tag may redeem the dog within 12 days, by paying to the Town Clerk the sum of \$10 per day for boarding of the dog, and such person shall also pay the Town Clerk the following impoundment fees:
- (1) The first time any dog owned by that person is impounded: \$50.
 - (2) The second time any dog owned by that person is impounded: \$100.
 - (3) The third or subsequent time any dog owned by that person is impounded: \$200.
- C. If not so redeemed, the owner shall forfeit all title to the dog, and the dog shall be made available for adoption or transferred to the Monroe County Humane Society. In the case of adoption, the purchaser shall pay to the Town all costs incurred by the Town as a result of its impoundment; shall comply with all requirements of Article 7 of the Agriculture and Markets Law of the state; and shall obtain a license before the dog is released from impoundment.

MINUTES OF APRIL 7, 2009 APPROVED

The following Resolution was offered by Councilman Higgins, and seconded by Councilwoman Zutes, **RESOLVED**, that the minutes of April 7, 2009 Town Board meeting are approved as written.

ROLL CALL VOTE: Ayes: Zutes, Higgins, Green and Carpenter. Nays: none. Resolution declared carried.

MINUTES OF APRIL 16, 2009 APPROVED

The following Resolution was offered by Supervisor Carpenter, and seconded by Councilwoman Green,

RESOLVED, that the minutes of April 16, 2009 Town Board meeting are approved as written.

ROLL CALL VOTE: Ayes: Higgins, Green and Carpenter. Abstain: Zutes. Nays: none. Resolution declared carried.

SUMMER 2009 RECREATION PROGRAMS AUTHORIZED

The following Resolution was offered by Councilman Higgins, and seconded by Councilwoman Zutes, **RESOLVED**, that the Town Board approves the list of Summer 2009 Recreation programs and authorizes the Supervisor to sign vendor contracts as required.

SURPLUS/JUNK EQUIPMENT REMOVED FROM TOWN INVENTORY

The following Resolution was offered by Councilwoman Zutes, and seconded by Councilwoman Green,

RESOLVED, that the equipment on the May 2009 list submitted by the Director of Finance is declared surplus/junk and is removed from the Town's inventory.

ROLL CALL VOTE: Ayes: Zutes, Higgins, Green, and Carpenter. Nays: none. Resolution declared carried.

The list of items declared surplus junk/equipment is as follows:

<u>Asset #</u>	<u>Year</u>	<u>Description</u>	<u>Department</u>	<u>Cost</u>	<u>Disposition</u>
13345	2001	Mita Copier	Court	\$4,450.00	Auction
10189	1999	HP Printer	I.T.	\$353.00	Junk
12291	1999	HP Printer	I.T.	\$353.00	Junk
12500	1998	HP Printer	I.T.	\$697.00	Junk
12604	1997	Amiga 4000-030 CPU	I.T.	\$24,536.00	Junk
12625	1997	Amiga 4000-030 CPU	I.T.	\$1,689.00	Junk
12691	1996	HP Printer	I.T.	\$821.00	Junk
12747	2001	HP Printer	I.T.	\$537.00	Junk
12752	2001	Dell Computer CPU	I.T.	\$847.00	Junk
12758	2001	Dell Computer CPU	I.T.	\$807.00	Junk
12760	2001	Dell Computer CPU	I.T.	\$807.00	Junk
12761	2001	Dell Computer CPU	I.T.	\$807.00	Junk
12763	2001	Dell Computer CPU	I.T.	\$807.00	Junk

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12765	2001	Dell Computer CPU	I.T.	\$807.00	Junk
12770	2001	Dell Monitor	I.T.	\$189.00	Junk
12772	2001	Dell Monitor	I.T.	\$189.00	Junk
12775	2001	Dell Monitor	I.T.	\$189.00	Junk
12813	2002	Dell Monitor	I.T.	\$195.00	Junk
12814	2002	Dell Computer CPU	I.T.	\$786.00	Junk
12816	2002	Dell Computer CPU	I.T.	\$786.00	Junk
12818	2002	Dell Computer CPU	I.T.	\$786.00	Junk
12820	2002	Dell Computer CPU	I.T.	\$786.00	Junk
12821	2002	Dell Monitor	I.T.	\$195.00	Junk
12822	2002	Dell Computer CPU	I.T.	\$786.00	Junk
12824	2002	Dell Computer CPU	I.T.	\$786.00	Junk
12826	2002	Dell Computer CPU	I.T.	\$786.00	Junk
12956	2003	Dell Monitor	I.T.	\$157.00	Junk
12957	2003	Dell Monitor	I.T.	\$157.00	Junk
12958	2003	Dell Monitor	I.T.	\$157.00	Junk
12959	2003	Dell Monitor	I.T.	\$157.00	Junk
12962	2003	Dell Monitor	I.T.	\$157.00	Junk
13069	1997	HP Printer	I.T.	\$480.00	Junk
13077	1997	CD Tower-7 bay 8x cd tower	I.T.	\$3,238.00	Junk
13109	1997	HP Printer	I.T.	\$775.00	Junk
13145	1998	HP Printer	I.T.	\$697.00	Junk
13147	1998	HP Printer	I.T.	\$697.00	Junk
13392	1998	HP Printer	I.T.	\$362.00	Junk
13401	2000	HP Printer	I.T.	\$200.00	Junk
13549	1999	HP Printer	I.T.	\$700.00	Junk
13841	2002	Mita KM-150 Copier/Printer	I.T.	\$3,660.00	Auction
13861	1999	HP Printer	I.T.	\$353.00	Junk
14470	2000	Fiery print server	I.T.	\$3,481.00	Junk
12878	2002	Mita Copier	Senior Citz.	\$2,645.00	Auction
13907	2001	John Deere Loader	Hwy	\$109,560.00	Auction
13948	2003	Echo Chain Saw	Hwy	\$400.00	Auction
13949	2003	Echo Power Pruner	Hwy	\$600.00	Auction
11263	1996	Conference Chair	PSD	\$211.00	Junk
11355	1985	Desk	PSD	\$90.00	Junk
11392	1985	Swivel Chair	PSD	\$130.00	Junk
11442	1985	Swivel Chair	PSD	\$183.00	Junk
11452	1989	Fire Extinguisher	PSD	\$93.00	Junk
11453	1984	Fire Extinguisher	PSD	\$93.00	Junk
11461	1987	Swivel Chair	PSD	\$155.00	Junk
12527	1996	Streamlite SL - Litebox	PSD	\$95.00	Junk
13589	1986	Motorola 2-way Radio	PSD	\$1,200.00	Auction
13615	1986	Submersible Pump	PSD	\$127.00	Junk
13616	1986	Submersible Pump	PSD	\$134.00	Junk
13649	1995	VHS Player/Recorder	PSD	\$200.00	Junk
13732	1996	Wet/Dry Vacuum	PSD	\$106.00	Junk
13747	1997	Arrow Light Bar	PSD	\$499.00	Junk
13828	2001	Cutoff Pavement Saw	PSD	\$988.00	Junk
13831	2001	Maxflo Bypass Plug	PSD	\$408.00	Junk
14061	2003	Bunn-O-Matic Coffee Maker	PSD	\$190.00	Junk
15929	2007	Bobcat Skid Steer Loader	Parks	\$19,111.00	Trade-In
				\$192,620.00	

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BID OPENING DATE SET: REFUSE AND RECYCLING REMOVAL AT TOWN BUILDINGS

The following Resolution was offered by Councilwoman Green, and seconded by Councilman Higgins,

RESOLVED, that the Town Board sets a bid opening date of May 28, 2009 at 11:00 A.M. in the Department of Public Works for the Refuse and Recycling Removal at Town Buildings bid.

ROLL CALL VOTE: Ayes: Zutes, Higgins, Green, and Carpenter. Nays: none. Resolution declared carried.

PUBLIC HEARING SET: PROPOSED LOCAL LAW #3 OF 2009: TEMPORARY MORATORIUM ON THE SUBDIVISION OF REAL PROPERTY CONSISTING OF LESS THAN TEN (10) ACRES

The following Resolution was offered by Councilwoman Zutes, and seconded by Councilwoman Green,

RESOLVED, that a public hearing be held on the 19th day of May, 2009, at 7:00 P.M., Local Time, at the Town Hall, 11 South Main Street, Pittsford, New York, on the question of the adoption of said proposed Local Law No. 3 of 2009; and be it further

RESOLVED, that a Notice of Hearing and a copy of said proposed Local Law 3 of 2009, or a summary thereof, be published in a newspaper previously designated as an official newspaper for publication of public notices, not less than five (5) days prior to said hearing; and be it further

RESOLVED, that the Town Clerk shall post certified copies of both this resolution and said proposed Local Law No. 3 of 2009, or a summary thereof, on the bulletin board, maintained by the Town Clerk pursuant to § 40(6) of the Town Law, for a period of not less than five (5) days prior to said public hearing.

ROLL CALL VOTE: Ayes: Zutes, Higgins, Green and Carpenter. Nays: none. Resolution declared carried.

AGREEMENT TO SELL SEWER VACUUM TRUCK AUTHORIZED

The following Resolution was offered by Supervisor Carpenter, and seconded by Councilwoman Zutes,

RESOLVED, that the Town Board authorizes the Town Supervisor to execute the Purchase and Sale Agreement with 104 Contractors for the sale of the 1999 Mack Sewer Vacuum Truck and Accessories in the amount of \$48,500.00.

ROLL CALL VOTE: Ayes: Zutes, Higgins, Green and Carpenter. Nays: none. Resolution declared carried.

DISCUSSION: PROPOSED RE-FINANCING OF PDR (PURCHASE OF DEVELOPMENT RIGHTS) BONDS

The Town Board discussed a proposal to re-finance PDR (Purchase of Development Rights) bonds at a lower rate than the Bonds were issued at in 1998 as per the suggestion of the Town's Bond Counsel and Financial Advisory firm. It was noted that the re-finance of these bonds at current rates would save the Town \$428,412.50 over the next fifteen years.

RE-FINANCE OF PDR (PURCHASE OF DEVELOPMENT RIGHTS) BONDS AUTHORIZED

The following Resolution was offered by Supervisor Carpenter, and seconded by Councilwoman Zutes,

RESOLVED (by the affirmative vote of not less than two-thirds of all the members of such body), AS FOLLOWS:

SECTION 1. Based on the recommendation of Municipal Solutions, Inc., the financial advisory firm retained by the Town, the Town Board hereby determines to undertake a refunding of the Refunded Bonds, through the issuance of refunding bonds of the Town.

SECTION 2. For the object or purpose of refunding the \$5,520,000 outstanding principal balance of the Refunded Bonds, including providing moneys which together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay (a) the principal amount of the Refunded Bonds, (b) the aggregate amount of unmatured interest payable on the Refunded Bonds to and including the date or dates on which the Refunded Bonds which are optionally redeemable are to be called for redemption prior to their respective maturities in accordance with the refunding financial plan, (c) the redemption premiums, if any, payable on the Refunded Bonds which are to be called for redemption prior to

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their respective maturities, (d) the costs and expenses incidental to the issuance of the refunding bonds herein authorized, including without limitation the development of the refunding financial plan, compensation to the underwriter as hereinafter defined, costs and expenses of executing and performing the terms and conditions of the Escrow Contract, (as defined in Section 6 of this Resolution), and fees and charges of the Escrow Holder (as defined in Section 6 of this Resolution), financial advisory fees, printing fees and legal fees and (e) the premium or premiums for a policy or policies of municipal bond insurance or other form of credit enhancement facility or facilities for the refunding bonds herein authorized, or any portion thereof, there are hereby authorized to be issued the Refunding (Serial) Bonds – 2009 of the Town in an aggregate principal amount not to exceed \$6,150,000 pursuant to the provisions of Section 90.10 of the Local Finance Law (the "Refunding Bonds"), it being currently anticipated that the amount of Refunding Bonds actually to be issued will be approximately \$5,535,000 as described in Section 6 hereof. The Refunding Bonds shall be dated as of such date as shall hereinafter be determined by the Town Supervisor pursuant to Section 6 hereof, and shall be of the denomination of \$5,000 or any integral multiple thereof not exceeding the principal amount of each respective maturity. The Refunding Bonds shall mature annually and shall bear interest payable semi-annually on such dates as shall be determined by the Town Supervisor pursuant to Section 6 hereof, at the rate or rates of interest per annum as may be necessary to sell the same, all as shall be determined by the Town Supervisor. Notwithstanding anything in this resolution to the contrary, the Refunding Bonds shall only be issued by the Town if the refunding of the Refunded Bonds hereby will result in present value savings as determined in accordance with the methodology set forth in Section 90.10(b)(2) of the Local Finance Law.

SECTION 3. The Town Supervisor, as the Chief Fiscal Officer, is hereby delegated all powers of the Town Board with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for said Refunding Bonds, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

SECTION 4. The Refunding Bonds shall be executed in the name of the Town by the manual or facsimile signature of the Town Supervisor, and a facsimile of its corporate seal shall be imprinted thereon and attested by the Town Clerk. The Refunding Bonds shall contain the recital required by Section 90.10(j)(4) of the Local Finance Law and the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals as the Town Supervisor shall determine.

SECTION 5. It is hereby determined that:

- (a) The maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by Section 90.10(b)(1) of the Local Finance Law;
- (b) The maximum period or periods of probable usefulness permitted by law at the time of the issuance of the Refunded Bonds for each of the objects or purposes for which the Refunded Bonds were issued is as shown upon Exhibit A attached hereto.
- (c) In accordance with Section 90.10(c)(1) of the Local Finance Law, the last installment of the Refunding Bonds will mature not later than the expiration of the maximum period of probable usefulness determined as of the date of issuance of the Refunding Bonds, of the specific objects or purposes for which the Refunded Bonds were issued.
- (d) The estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, computed in accordance with the provisions of Section 90.10(b)(2) of the Local Finance Law, is as shown in the Refunding Financial Plan described in Section 6 hereof.

SECTION 6. The financial plan for the refunding authorized by this resolution (the "Refunding Financial Plan"), showing the sources and amounts of all moneys required to accomplish such refunding, and the estimated present value of the total debt service savings computed in accordance with the requirements of Section 90.10(b)(2)(a) of the Local Finance Law, is set forth

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in Exhibit B attached hereto and made a part of this resolution. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in the principal amount of \$5,535,000 and that the Refunding Bonds will mature, be of such terms, and bear interest as set forth in Exhibit B. This Town Board recognizes that the amount of the Refunding Bonds, and the maturities, terms, and interest rate and rates borne by the Refunding Bonds to be issued by the Town will most probably be different from such assumptions and that the Refunding Financial Plan will also most probably be different from that attached hereto as Exhibit B. The Town Supervisor is hereby authorized and directed to determine the actual amount of the Refunding Bonds to be issued (not in excess of the maximum principal amount authorized by Section 2 of this resolution), the date of such bonds and date of issue, maturities and terms thereof, the provisions relating to the redemption of Refunding Bonds prior to maturity, whether the Refunding Bonds will be insured by a policy or policies of municipal bond insurance or otherwise enhanced by a credit enhancement facility or facilities, whether the Refunding Bonds shall be sold at a discount in the manner authorized by Section 57.00(e) of the Local Finance Law, whether the Refunding Bonds shall provide for substantially level or declining debt service as authorized by Section 21.00 of the Local Finance Law, and the rate or rates of interest to be borne thereby, and to prepare, or cause to be provided, a final Refunding Financial Plan for the Refunding Bonds, and, pursuant to Sections 50.00 and 56.00 of the Local Finance Law, all powers in connection therewith are hereby delegated to the Town Supervisor; provided that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the requirements of Section 90.10 of the Local Finance Law. The Town Supervisor shall file with the Town Clerk not later than the date of issuance of the Refunding Bonds, as herein provided, (1) a copy of his certificate determining the details of the Refunding Bonds and the final Refunding Financial Plan and (2) the Certificate of the State Comptroller setting forth the present value of the total debt service savings, as required by Section 90.10(g) of the Local Finance Law.

SECTION 7. The Town Supervisor is hereby authorized and directed to enter into an escrow contract (the "Escrow Contract") with a bank or trust company located and authorized to do business in the State of New York (the "State") as the Town Supervisor shall designate (the "Escrow Holder") for the purpose of having the Escrow Holder act, in connection with the Refunded Bonds, as the escrow holder to perform the services described in Section 90.10(i)(1) of the Local Finance Law.

SECTION 8. The faith and credit of said Town are hereby irrevocably pledged for the payment of the principal of and interest on the Refunding Bonds herein authorized as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of the Town a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

SECTION 9.

- (a) All of the proceeds from the sale of the Refunding Bonds, including the premium, if any (the "Proceeds of the Refunding Bonds"), shall immediately upon receipt thereof be placed in escrow with the Escrow Holder for the Refunded Bonds. From the Proceeds of the Refunding Bonds, the portion thereof as is necessary to pay the outstanding principal amount of the Refunded Bonds, the aggregate amount of unmatured interest on the Refunded Bonds to and including the respective maturity dates or redemption dates thereof as set forth in the final Refunding Financial Plan prepared or caused to be prepared by the Town Supervisor in accordance with Section 6 of this resolution, and the redemption premiums, if any, payable on the Refunded Bonds on such redemption dates, (such amount being hereinafter referred to as the "Escrow Deposit Amount") shall be deposited in the escrow deposit fund to be established pursuant to the Escrow Contract, and either held in cash or invested in direct obligations of the United States of America or in obligations, the principal of and interest on which are unconditionally guaranteed by the United States of America, which obligations shall mature or be subject to redemption at the option of the holder thereof not later than the respective dates such moneys will be required to make payments in accordance with the final Refunding Financial Plan. Amounts held on deposit in the Escrow Fund, whether in the form of cash or investments, or both, inclusive of any interest

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earned from the investment thereof, shall be irrevocably committed and pledged to the payment of the principal of, interest on, and redemption price of the Refunded Bonds in accordance with Section 90.10 of the Local Finance Law, and the holders, from time to time, of the Refunded Bonds shall have a lien upon such monies held by the Escrow Holder. Such pledge and lien shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder for the Refunded Bonds in the Escrow Fund shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding as against all parties having claims or any kind in tort, contract or otherwise against the Town irrespective of whether such parties have notice thereof.

- (b) After depositing the Escrow Deposit Amount into the Escrow Fund, in accordance with paragraph (a) above, the remaining balance, if any, of the Proceeds of the Refunding Bonds not so deposited shall, immediately upon receipt thereof, be placed in escrow with the Escrow Holder for the Refunded Bonds and deposited in the expense fund to be established under the Escrow Contract by the Escrow Holder to pay, to the Town Supervisor, as Chief Fiscal Officer, or as the Town Supervisor may direct and be applied to pay (i) accrued interest on the Refunding Bonds from the dated date thereof to the date of issuance thereof, and (ii) costs of issuance or other administrative costs incurred in connection with the issuance of the Refunding Bonds.

SECTION 10. The Town Supervisor, as Chief Fiscal Officer, is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the Refunding Bonds, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and, if applicable, to designate the Refunding Bonds authorized by this resolution as "qualified tax-exempt bonds" in accordance with Section 265 of the Code.

SECTION 11. The Town Board hereby determines that issuance of the Refunding Bond is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQRA") is required.

SECTION 12. In accordance with the provisions of Sections 53.00 and 90.10(h) of the Local Finance Law, the Town hereby elects to call in and redeem all the Refunded Bonds which are subject to redemption prior to maturity on a date to be determined by the Town Supervisor in accordance with the terms of the Refunding Financial Plan, but in any event not later than December 1, 2009. The sum to be paid therefore on each such redemption date shall be the par value of the Refunded Bonds being redeemed on such date plus the redemption premium, if any, and the accrued interest thereon to such redemption date. The Escrow Holder is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the Town in the manner and within the times provided in the respective Refunded Bonds being redeemed or in the certificates or documentation of the Town pursuant to which they were issued. Upon the issuance of the Refunding Bonds, the election to call in and redeem the Refunded Bonds that are subject to redemption at the option of the Town and the direction to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be amended from time to time as may be necessary in order to comply with the publication requirements of Section 53.00(a) of the Local Finance Law, or any successor law thereto.

SECTION 13. The Town Supervisor is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the Refunding Bonds authorized by this resolution, if required, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 14. Subject to compliance with the provisions of Section 90.10(f)(2) of the Local Finance Law, the Refunding Bonds shall be sold at a private sale. The Town Supervisor is hereby authorized to negotiate the terms of such private sale with an underwriter hereinafter selected by the Town Supervisor (the "Underwriter"), consistent with the Refunding Financial Plan approved

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in Section 6 hereof. Subject to the approval of the terms and conditions of such sale by the State Comptroller as required by Section 90.10(f)(2) of the Local Finance Law, the Town Supervisor is hereby authorized to execute and deliver a bond purchase agreement for the Refunding Bonds in the name and on behalf of the Town providing the terms and conditions for the sale and delivery of the Refunding Bonds. After the Refunding Bonds have been duly executed, they shall be delivered by the Town Supervisor in accordance with said bond purchase agreement upon the receipt by the Town of said purchase price, including accrued interest. After the Refunding Bonds have been duly executed, they shall be delivered by the Town Supervisor to the purchaser of such Refunding Bonds, upon the receipt by the Town of the applicable purchase price, including any premium or accrued interest.

SECTION 15. The Town Supervisor and all other officers, employees and agents of the Town are hereby authorized and directed for and on behalf of the Town to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby.

SECTION 16. All other matters pertaining to the terms and issuance of the Refunding Bonds shall be determined by the Town Supervisor and all powers in connection therewith are hereby delegated to the Town Supervisor.

SECTION 17. The validity of the Refunding Bonds may be contested only if:

- (a) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money; or
- (b) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or
- (c) Such obligations are authorized in violation of the provisions of the Constitution.

SECTION 18. Upon this resolution taking effect, the Town Supervisor is hereby authorized and directed to publish the same, or a summary thereof, together with a notice in substantially the form set forth in Section 81.00 of the Local Finance Law.

SECTION 19. This resolution shall take effect immediately upon its adoption.

Exhibit A

Summary of Prior Bonds

Public Improvement Serial Bonds, 1998

Dated Date: September 1, 1998

Original Principal Amount: \$7,500,000

Outstanding Principal Amount: \$5,520,000

Interest Payment Date: March 1st and September 1st

Maturity Schedule

<u>Date (December 1st)</u>	<u>Principal Amount</u>
2009	\$260,000
2010	\$270,000
2011	\$285,000
2012	\$295,000
2013	\$310,000
2014	\$325,000
2015	\$345,000
2016	\$360,000
2017	\$380,000
2018	\$395,000
2019	\$415,000
2020	\$435,000
2021	\$460,000
2022	\$480,000
2023	\$505,000

Objects or Purposes

Original PPU

The cost of purchasing the development rights in designated agricultural lands within the Town.

30 years
(LFL §11.00(a)(21))

Exhibit B

Refunding Financial Plan

TOWN OF PITTSFORD, NEW YORK SUMMARY OF REFUNDING RESULTS (UNENHANCED); (BANK QUALIFIED); (CALLABLE) (MOODY'S Aa1)	
REFUNDING OF 09/01/1998 BONDS (09/01/2009 - 2023)	
<u>Dated Date</u>	<u>6/10/2009</u>
Refunding Par Amount	5,535,000
Bond Arbitrage Yield	3.289764%
Escrow Yield	0.090971%
Refunded Bonds Par Amount	5,520,000
Average Coupon of Refunded Bonds	4.744437%
Net PV Savings	343,881.64
Percentage of PV Savings	6.229740%
Aggregate Budgetary Savings	428,412.50
Annual Budgetary Savings (Dec 31)	
Fiscal Year 2009	26,057.50
Fiscal Year 2010	27,257.50
Fiscal Year 2011	30,567.50
Fiscal Year 2012	28,272.50
Fiscal Year 2013	30,607.50
Fiscal Year 2014	27,337.50
Fiscal Year 2015	30,062.50
Fiscal Year 2016	27,275.00
Fiscal Year 2017	29,375.00
Fiscal Year 2018	31,125.00
Fiscal Year 2019	26,362.50
Fiscal Year 2020	26,900.00
Fiscal Year 2021	28,237.50
Fiscal Year 2022	29,187.50
Fiscal Year 2023	29,787.50
<i>ROOSEVELT & CROSS</i>	

Minutes of the Town Board for May 5, 2009

SOURCES AND USES OF FUNDS

Town of Pittsford, New York
REFUNDING BONDS
REFUNDING OF 09/01/1998 BONDS (09/01/2009 - 2023)
(BANK-QUALIFIED) ; (CALLABLE)
(MOODY'S Aa1)

Dated Date 06/10/2009
Delivery Date 06/10/2009

Sources:

Bond Proceeds:	
Par Amount	5,535,000.00
Premium	259,644.50
	<hr/>
	5,794,644.50

Uses:

Refunding Escrow Deposits:	
Cash Deposit	20.77
SLGS Purchases	5,702,096.00
	<hr/>
	5,702,116.77

Delivery Date Expenses:	
Cost of Issuance	65,000.00
Underwriter's Discount	27,398.25
	<hr/>
	92,398.25

Other Uses of Funds:	
Additional Proceeds	129.48
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	5,794,644.50

Minutes of the Town Board for May 5, 2009

SUMMARY OF REFUNDING RESULTS

Town of Pittsford, New York
REFUNDING BONDS
REFUNDING OF 09/01/1998 BONDS (09/01/2009 - 2023)
(BANK-QUALIFIED) ; (CALLABLE)
(MOODY'S Aa1)

Dated Date	06/10/2009
Delivery Date	06/10/2009
Arbitrage yield	3.289764%
Escrow yield	0.090971%
Bond Par Amount	5,535,000.00
True Interest Cost	3.367066%
Net Interest Cost	3.484984%
All-In TIC	3.539424%
Average Coupon	4.017166%
Average Life	7.884
Par amount of refunded bonds	5,520,000.00
Average coupon of refunded bonds	4.744437%
Average life of refunded bonds	8.113
PV of prior debt to 06/10/2009 @ 3.295273%	6,138,396.66
Net PV Savings	343,881.64
Percentage savings of refunded bonds	6.229740%
Percentage savings of refunding bonds	6.212857%

Minutes of the Town Board for May 5, 2009

SAVINGS

Town of Pittsford, New York
REFUNDING BONDS
REFUNDING OF 09/01/1998 BONDS (09/01/2009 - 2023)
(BANK-QUALIFIED) ; (CALLABLE)
(MOODY'S Aa1)

Date	Prior Debt Service	Refunding Debt Service	Savings	Annual Savings	Present Value to 06/10/2009 @ 3.2952725%
09/01/2009	390,663.75	364,606.25	26,057.50		25,866.58
12/31/2009				26,057.50	
03/01/2010	124,553.75	95,925.00	28,628.75		27,958.34
09/01/2010	394,553.75	395,925.00	-1,371.25		-1,317.43
12/31/2010				27,257.50	
03/01/2011	118,208.75	92,925.00	25,283.75		23,897.69
09/01/2011	403,208.75	397,925.00	5,283.75		4,913.14
12/31/2011				30,567.50	
03/01/2012	111,511.25	89,875.00	21,636.25		19,792.55
09/01/2012	406,511.25	399,875.00	6,636.25		5,972.35
12/31/2012				28,272.50	
03/01/2013	104,578.75	86,775.00	17,803.75		15,762.92
09/01/2013	414,578.75	401,775.00	12,803.75		11,152.32
12/31/2013				30,607.50	
03/01/2014	97,293.75	83,625.00	13,668.75		11,712.77
09/01/2014	422,293.75	408,625.00	13,668.75		11,522.91
12/31/2014				27,337.50	
03/01/2015	89,656.25	77,125.00	12,531.25		10,392.75
09/01/2015	434,656.25	417,125.00	17,531.25		14,303.81
12/31/2015				30,062.50	
03/01/2016	81,462.50	70,325.00	11,137.50		8,939.83
09/01/2016	441,462.50	425,325.00	16,137.50		12,743.26
12/31/2016				27,275.00	
03/01/2017	72,912.50	63,225.00	9,687.50		7,525.90
09/01/2017	452,912.50	433,225.00	19,687.50		15,046.66
12/31/2017				29,375.00	
03/01/2018	63,887.50	55,825.00	8,062.50		6,062.09
09/01/2018	458,887.50	435,825.00	23,062.50		17,059.31
12/31/2018				31,125.00	
03/01/2019	54,506.25	46,325.00	8,181.25		5,953.57
09/01/2019	469,506.25	451,325.00	18,181.25		13,016.20
12/31/2019				26,362.50	
03/01/2020	44,650.00	36,200.00	8,450.00		5,951.41
09/01/2020	479,650.00	461,200.00	18,450.00		12,783.87
12/31/2020				26,900.00	
03/01/2021	34,318.75	27,700.00	6,618.75		4,511.75
09/01/2021	494,318.75	472,700.00	21,618.75		14,497.80
12/31/2021				28,237.50	
03/01/2022	23,393.75	18,800.00	4,593.75		3,030.69
09/01/2022	503,393.75	478,800.00	24,593.75		15,962.53
12/31/2022				29,187.50	
03/01/2023	11,993.75	9,600.00	2,393.75		1,528.48
09/01/2023	516,993.75	489,600.00	27,393.75		17,208.13
12/31/2023				29,787.50	
	7,716,518.75	7,288,106.25	428,412.50	428,412.50	343,752.16

Minutes of the Town Board for May 5, 2009

SAVINGS

Town of Pittsford, New York
REFUNDING BONDS
REFUNDING OF 09/01/1998 BONDS (09/01/2009 - 2023)
(BANK-QUALIFIED) ; (CALLABLE)
(MOODY'S Aa1)

Savings Summary

PV of savings from cash flow	343,752.16
Plus: Refunding funds on hand	129.48
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Net PV Savings	343,881.64

Minutes of the Town Board for May 5, 2009

BOND DEBT SERVICE

Town of Pittsford, New York
 REFUNDING BONDS
 REFUNDING OF 09/01/1998 BONDS (09/01/2009 - 2023)
 (BANK-QUALIFIED) ; (CALLABLE)
 (MOODY'S Aa1)

Period Ending	Principal	Coupon	Interest	Debt Service	Annual Debt Service
09/01/2009	320,000	2.000%	44,606.25	364,606.25	
12/31/2009					364,606.25
03/01/2010			95,925.00	95,925.00	
09/01/2010	300,000	2.000%	95,925.00	395,925.00	
12/31/2010					491,850.00
03/01/2011			92,925.00	92,925.00	
09/01/2011	305,000	2.000%	92,925.00	397,925.00	
12/31/2011					490,850.00
03/01/2012			89,875.00	89,875.00	
09/01/2012	310,000	2.000%	89,875.00	399,875.00	
12/31/2012					489,750.00
03/01/2013			86,775.00	86,775.00	
09/01/2013	315,000	2.000%	86,775.00	401,775.00	
12/31/2013					488,550.00
03/01/2014			83,625.00	83,625.00	
09/01/2014	325,000	4.000%	83,625.00	408,625.00	
12/31/2014					492,250.00
03/01/2015			77,125.00	77,125.00	
09/01/2015	340,000	4.000%	77,125.00	417,125.00	
12/31/2015					494,250.00
03/01/2016			70,325.00	70,325.00	
09/01/2016	355,000	4.000%	70,325.00	425,325.00	
12/31/2016					495,650.00
03/01/2017			63,225.00	63,225.00	
09/01/2017	370,000	4.000%	63,225.00	433,225.00	
12/31/2017					496,450.00
03/01/2018			55,825.00	55,825.00	
09/01/2018	380,000	5.000%	55,825.00	435,825.00	
12/31/2018					491,650.00
03/01/2019			46,325.00	46,325.00	
09/01/2019	405,000	5.000%	46,325.00	451,325.00	
12/31/2019					497,650.00
03/01/2020			36,200.00	36,200.00	
09/01/2020	425,000	4.000%	36,200.00	461,200.00	
12/31/2020					497,400.00
03/01/2021			27,700.00	27,700.00	
09/01/2021	445,000	4.000%	27,700.00	472,700.00	
12/31/2021					500,400.00
03/01/2022			18,800.00	18,800.00	
09/01/2022	460,000	4.000%	18,800.00	478,800.00	
12/31/2022					497,600.00
03/01/2023			9,600.00	9,600.00	
09/01/2023	480,000	4.000%	9,600.00	489,600.00	
12/31/2023					499,200.00
	5,535,000		1,753,106.25	7,288,106.25	7,288,106.25

Minutes of the Town Board for May 5, 2009

BOND PRICING

Town of Pittsford, New York
 REFUNDING BONDS
 REFUNDING OF 09/01/1998 BONDS (09/01/2009 - 2023)
 (BANK-QUALIFIED) ; (CALLABLE)
 (MOODY'S Aa1)

Bond Component	Maturity Date	Amount	Rate	Yield	Price	Yield to Maturity	Call Date	Call Price
Serial Bonds:								
	09/01/2009	320,000	2.000%	1.150%	100.189			
	09/01/2010	300,000	2.000%	1.210%	100.956			
	09/01/2011	305,000	2.000%	1.470%	101.155			
	09/01/2012	310,000	2.000%	1.630%	101.156			
	09/01/2013	315,000	2.000%	1.890%	100.443			
	09/01/2014	325,000	4.000%	2.270%	108.475			
	09/01/2015	340,000	4.000%	2.520%	108.474			
	09/01/2016	355,000	4.000%	2.780%	107.932			
	09/01/2017	370,000	4.000%	2.980%	107.388			
	09/01/2018	380,000	5.000%	3.190%	114.361			
	09/01/2019	405,000	5.000%	3.410%	113.623			
	09/01/2020	425,000	4.000%	3.610%	103.305	3.638%	09/01/2019	100.000
	09/01/2021	445,000	4.000%	3.770%	101.931	3.801%	09/01/2019	100.000
	09/01/2022	460,000	4.000%	3.910%	100.747	3.927%	09/01/2019	100.000
	09/01/2023	480,000	4.000%	4.000%	100.000			
		5,535,000						

Dated Date	06/10/2009	
Delivery Date	06/10/2009	
First Coupon	09/01/2009	
Par Amount	5,535,000.00	
Premium	259,644.50	
Production	5,794,644.50	104.690958%
Underwriter's Discount	-27,398.25	-0.495000%
Purchase Price	5,767,246.25	104.195958%
Accrued Interest		
Net Proceeds	5,767,246.25	

Minutes of the Town Board for May 5, 2009

ESCROW REQUIREMENTS

Town of Pittsford, New York
REFUNDING BONDS
REFUNDING OF 09/01/1998 BONDS (09/01/2009 - 2023)
(BANK-QUALIFIED) ; (CALLABLE)
(MOODY'S Aa1)

Period Ending	Principal	Interest	Principal Redeemed	Redemption Premium	Total
09/01/2009	260,000.00	130,663.75	5,260,000.00	52,600.00	5,703,263.75
	260,000.00	130,663.75	5,260,000.00	52,600.00	5,703,263.75

Minutes of the Town Board for May 5, 2009

ESCROW DESCRIPTIONS

Town of Pittsford, New York
 REFUNDING BONDS
 REFUNDING OF 09/01/1998 BONDS (09/01/2009 - 2023)
 (BANK-QUALIFIED) ; (CALLABLE)
 (MOODY'S Aa1)

Type of Security	Type of SLGS	Maturity Date	First Int Pmt Date	Par Amount	Rate	Max Rate
Jun 10, 2009: SLGS	Certificate	09/01/2009	09/01/2009	5,702,096	0.090%	0.090%
				5,702,096		

SLGS Summary

SLGS Rates File	20APR09
Total Certificates of Indebtedness	5,702,096.00

Minutes of the Town Board for May 5, 2009

ESCROW STATISTICS

Town of Pittsford, New York
 REFUNDING BONDS
 REFUNDING OF 09/01/1998 BONDS (09/01/2009 - 2023)
 (BANK-QUALIFIED) ; (CALLABLE)
 (MOODY'S Aa1)

Total Escrow Cost	Modified Duration (years)	Yield to Receipt Date	Yield to Disbursement Date	Perfect Escrow Cost	Value of Negative Arbitrage	Cost of Dead Time
Global Proceeds Escrow: 5,702,116.77	0.225	0.090971%	0.090971%	5,661,564.98	40,551.63	0.16
5,702,116.77				5,661,564.98	40,551.63	0.16

Delivery date 06/10/2009
 Arbitrage yield 3.289764%

Minutes of the Town Board for May 5, 2009

SUMMARY OF BONDS REFUNDED

Town of Pittsford, New York
 REFUNDING BONDS
 REFUNDING OF 09/01/1998 BONDS (09/01/2009 - 2023)
 (BANK-QUALIFIED) ; (CALLABLE)
 (MOODY'S Aa1)

Bond	Maturity Date	Interest Rate	Par Amount	Call Date	Call Price
G.O. Public Improvement (Serial) Bonds, 1998, 1998:					
SERIALS	09/01/2009	4.700%	260,000.00		
	09/01/2010	4.700%	270,000.00	09/01/2009	101.000
	09/01/2011	4.700%	285,000.00	09/01/2009	101.000
	09/01/2012	4.700%	295,000.00	09/01/2009	101.000
	09/01/2013	4.700%	310,000.00	09/01/2009	101.000
	09/01/2014	4.700%	325,000.00	09/01/2009	101.000
	09/01/2015	4.750%	345,000.00	09/01/2009	101.000
	09/01/2016	4.750%	360,000.00	09/01/2009	101.000
	09/01/2017	4.750%	380,000.00	09/01/2009	101.000
	09/01/2018	4.750%	395,000.00	09/01/2009	101.000
	09/01/2019	4.750%	415,000.00	09/01/2009	101.000
	09/01/2020	4.750%	435,000.00	09/01/2009	101.000
	09/01/2021	4.750%	460,000.00	09/01/2009	101.000
	09/01/2022	4.750%	480,000.00	09/01/2009	101.000
	09/01/2023	4.750%	505,000.00	09/01/2009	101.000
			5,520,000.00		

Minutes of the Town Board for May 5, 2009

PRIOR BOND DEBT SERVICE

Town of Pittsford, New York
 REFUNDING BONDS
 REFUNDING OF 09/01/1998 BONDS (09/01/2009 - 2023)
 (BANK-QUALIFIED) ; (CALLABLE)
 (MOODY'S Aa1)

Period Ending	Principal	Coupon	Interest	Debt Service	Annual Debt Service
09/01/2009	260,000	4.700%	130,663.75	390,663.75	
12/31/2009					390,663.75
03/01/2010			124,553.75	124,553.75	
09/01/2010	270,000	4.700%	124,553.75	394,553.75	
12/31/2010					519,107.50
03/01/2011			118,208.75	118,208.75	
09/01/2011	285,000	4.700%	118,208.75	403,208.75	
12/31/2011					521,417.50
03/01/2012			111,511.25	111,511.25	
09/01/2012	295,000	4.700%	111,511.25	406,511.25	
12/31/2012					518,022.50
03/01/2013			104,578.75	104,578.75	
09/01/2013	310,000	4.700%	104,578.75	414,578.75	
12/31/2013					519,157.50
03/01/2014			97,293.75	97,293.75	
09/01/2014	325,000	4.700%	97,293.75	422,293.75	
12/31/2014					519,587.50
03/01/2015			89,656.25	89,656.25	
09/01/2015	345,000	4.750%	89,656.25	434,656.25	
12/31/2015					524,312.50
03/01/2016			81,462.50	81,462.50	
09/01/2016	360,000	4.750%	81,462.50	441,462.50	
12/31/2016					522,925.00
03/01/2017			72,912.50	72,912.50	
09/01/2017	380,000	4.750%	72,912.50	452,912.50	
12/31/2017					525,825.00
03/01/2018			63,887.50	63,887.50	
09/01/2018	395,000	4.750%	63,887.50	458,887.50	
12/31/2018					522,775.00
03/01/2019			54,506.25	54,506.25	
09/01/2019	415,000	4.750%	54,506.25	469,506.25	
12/31/2019					524,012.50
03/01/2020			44,650.00	44,650.00	
09/01/2020	435,000	4.750%	44,650.00	479,650.00	
12/31/2020					524,300.00
03/01/2021			34,318.75	34,318.75	
09/01/2021	460,000	4.750%	34,318.75	494,318.75	
12/31/2021					528,637.50
03/01/2022			23,393.75	23,393.75	
09/01/2022	480,000	4.750%	23,393.75	503,393.75	
12/31/2022					526,787.50
03/01/2023			11,993.75	11,993.75	
09/01/2023	505,000	4.750%	11,993.75	516,993.75	
12/31/2023					528,987.50
	5,520,000		2,196,518.75	7,716,518.75	7,716,518.75

Minutes of the Town Board for May 5, 2009

EIC		
Date	Cashflow	Present Value to 06/10/2009 @ 3.2952725%
09/01/2009	364,606.25	361,934.79
03/01/2010	95,925.00	93,678.68
09/01/2010	395,925.00	380,386.05
03/01/2011	92,925.00	87,830.82
09/01/2011	397,925.00	370,014.13
03/01/2012	89,875.00	82,216.45
09/01/2012	399,875.00	359,870.93
03/01/2013	86,775.00	76,828.06
09/01/2013	401,775.00	349,953.92
03/01/2014	83,625.00	71,658.35
09/01/2014	408,625.00	344,475.48
03/01/2015	77,125.00	63,963.36
09/01/2015	417,125.00	340,333.76
03/01/2016	70,325.00	56,448.35
09/01/2016	425,325.00	335,865.32
03/01/2017	63,225.00	49,117.45
09/01/2017	433,225.00	331,103.06
03/01/2018	55,825.00	41,974.07
09/01/2018	435,825.00	322,379.38
03/01/2019	46,325.00	33,711.13
09/01/2019	451,325.00	323,109.65
03/01/2020	36,200.00	25,495.99
09/01/2020	461,200.00	319,562.11
03/01/2021	27,700.00	18,882.02
09/01/2021	472,700.00	316,998.36
03/01/2022	18,800.00	12,403.15
09/01/2022	478,800.00	310,764.20
03/01/2023	9,600.00	6,129.86
09/01/2023	489,600.00	307,555.63
	7,288,106.25	5,794,644.50

Summary

Valuation date	06/10/2009
Amount	5,794,644.50
Target for yield calculation	5,794,644.50

Minutes of the Town Board for May 5, 2009

SEMINAR ATTENDANCE AUTHORIZED

The following Resolution was offered by Supervisor Carpenter, and seconded by Councilman Higgins, **RESOLVED**, that Animal Control Officer Allen Reitz is authorized to attend the NYS Department of Agriculture and Markets "Almost Everything You To Know About Animal Control But Were Afraid to Ask" seminar in Webster on June 2nd and 3rd 2009 at a cost of \$50.00

ROLL CALL VOTE: Ayes: Zutes, Higgins, Green and Carpenter. Nays: none. Resolution declared carried.

PRESENTATION: PITTSFORD KEEPING IT GREEN CITIZENS COMMITTEE REPORT

In 2008, the Town of Pittsford formed a "Pittsford. Keeping It Green Committee", comprised of forty-five residents interested in helping town government, residents and businesses become more environmentally friendly.

Councilwoman Zutes who chaired the "Pittsford. Keeping It Green Committee" began the presentation by discussing the Committees' activities since being formed and introduced Steve Heinzelman who discussed the Committee's 27-page report and recommendations to the Town Board.

The following members of the Committee spoke:

- Heinzelman, Residential and Business Energy Use Subcommittee Chair
- Damian Hodkinson, Municipal Energy Use Subcommittee Chair
- Paul Knipper, Education and Outreach Subcommittee Co-Chair
- Priscilla Jacobson, Education and Outreach Subcommittee Co-Chair
- Judy Braiman, Product Lifecycle Subcommittee member

Supervisor Carpenter thanked the Committee for a thorough and understandable report. He indicated that the Town Board will use the Committee's report in the future to help explore ways to help make Pittsford more Green.

Councilwoman Zutes also expressed her appreciation to the members for all of their efforts, especially Steve Heinzelman, for all of his work on the report and tonight's power-point presentation.

EXECUTIVE SESSION CALLED

The following Resolution was offered by Supervisor Carpenter, and seconded by Councilman Higgins, **RESOLVED**, that the Town Board will go into Executive Session to discuss a personnel matter.

ROLL CALL VOTE: Ayes: Zutes, Higgins, Green and Carpenter. Nays: none. Resolution declared carried.

As there was no further business, this portion of the meeting was adjourned at 8:09 P.M.

Respectfully submitted,

Patricia E. Chuhta
Town Clerk