

PROCEEDINGS OF A MEETING OF THE VILLAGE BOARD OF TRUSTEES
April 13, 2010 – 7:00 PM

Present:
Mayor Robert Corby
Trustees Tim Galli
Trip Pierson
Absent Steve Maddox
Paula Sherwood
Attorney Jeffrey Turner
Treasurer Mary Marowski
DPW Superintendent John Cufari
Recording Secretary Anne Hartsig

Mayor Corby called the meeting to order at 7:05 PM.

TREASURER’S REPORT – MARY MAROWSKI

The Treasurer presented vouchers listed on Abstract #16 for approval. A **motion** was made by **Trustee Galli, seconded by Trustee Pierson**, to approve payment of vouchers listed on Abstract #16 in the amount stated below, and to charge them to the appropriate accounts.

General Fund (#495-#511, #513-#517):	\$ 28,803.15
Sewer Fund (#511):	\$ 76.26
Total vouchers for approval:	\$ 28,879.41

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

Other Business

- The status of the bank accounts was reviewed.
- Board members reviewed a proposal from Raymond Wager, the Village’s CPA firm. The quote was for services to conduct a compliance audit for the Schoen Place project , which was in the amount of \$229,795. The estimated fee for the audit is not to exceed \$2,750. A **motion** was made by **Mayor Corby, seconded by Trustee Galli**, to approve the proposal from Ray Wager as presented.
VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**
- The Village received a quote from Tambe Electric for repairs to the heat tape that was installed in the gutters on the Village Hall. The decision will be deferred to the next meeting.
- The Treasurer reminded Board members about two NYCOM training workshops that will be held in April and June.
- Members discussed problems with Ready Hosting email accounts. The Treasurer researched Time Warner and learned that the Village can have up to 25 email accounts for free. Members agreed that new email accounts with Time Warner should be set up. The Treasurer will facilitate obtaining the new accounts.
- The Treasurer presented the status of the 2009/10 budget as of 3/31/10.

DPW REPORT – JOHN CUFARI

Mr. Cufari discussed the new Four Corners light post, and equipment expenditures for tires and repairs.

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Mr. Cufari has asked for a quote to repair the Howitzer cannon. The Village had hoped to have the cannon repaired and placed at the Washington Road/Route 96 intersection by Memorial Day. Mr. Cufari said the wheels need to be rebuilt. He contacted the Army and BOCES to see if either might do the repairs at no charge but was not successful. Suggestions to raise money for the repairs included having the legion do a fund raiser for this cause, and asking Historic Pittsford for financial assistance. It was also suggested that in order to get the cannon in place by Memorial Day, an immediate solution might be to paint it as it is in its current condition and place it at Washington Road until funding for the repairs is available.

Mr. Cufari reported that there has been garbage stashed behind the Dolce Cupcakery building in Northfield Common on a couple of occasions. Specific trash disposal directives were a condition of the special permit approval for this business. Members agreed that the permit is at risk and that enforcement should be enacted. Dumpsters being used by Northfield Common merchants are on the RG&E Right of Way. Blowing trash and overflowing dumpsters are ongoing issues requiring enforcement. Mayor Corby said the dumpsters must be moved off the right of way because allowing the use of that property for privately owned dumpsters is considered a gift. Villages are prohibited from giving gifts. Building Inspector Skip Bailey previously told the Board that the new owner is considering a trash compactor for his tenants. Attorney Turner inquired about the dumpster permitting process that was in place several years ago. He will review §173, Article I regarding garbage, rubbish and refuse to see if the regulations in this chapter of the Code are adequate. Mayor Corby will ask Mr. Bailey as Code Enforcement Officer, to write a letter to the owner of Northfield Common to ask that the dumpsters be removed from the Right of Way. He will also ask that a letter be sent to the owner of Dolce Cupcakery to inform her that her special permit is at risk. Trustee Pierson said a personal visit to both owners, followed by an official letter, was his preferred method of notification.

The Phase 3 sidewalk project in the area of 21 Schoen Place was discussed. The estimate has been reduced from 100K to 58K due to the elimination of drainage structures that were originally planned. It was suggested that the Village take 100K of the grant money and either do paving or, as an alternative, extend the sidewalk along Schoen Place toward North Main Street because of the safety issue for pedestrians. No decision was made.

RAND PLACE

At a prior meeting, members discussed placing speed bumps on Rand Place South as a temporary traffic calming device. Mr. Cufari researched the use of traffic calming devices with the DOT Traffic Safety Department. He said before any traffic calming measures are installed, a traffic study is required. He said speed bumps are the most litigated traffic calming device. It was noted that the Village has speed bumps and signage in stock. They could be used as an experiment. Trustee Pierson said that if this device is unfavorable in terms of litigation, he is not in support of using it. Attorney Turner advised discussing this with the Village's insurance agent.

As an alternative to speed bumps, Mayor Corby suggested painting a cross walk and using a pedestrian crossing sign on the middle section of Rand Place South. He said signs are temporary and removable. Therefore, they are favorable. Mayor Corby will discuss traffic calming measures on Rand Place South with Steve Ferranti to gather input from him.

Trustee Galli drafted a letter to be sent to residents on Rand Place North regarding results of traffic discussions that have taken place since October. The letter explains possible solutions for some of the traffic problems and it addresses some Church property activities that have been of

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concern to residents. Board members discussed the draft and made some suggestions. Trustee Galli will amend the letter as discussed.

PUBLIC HEARING – TENTATIVE 2010/11 BUDGET

Trustee Galli summarized the budget process that the Treasurer and the Board of Trustees have undertaken since January. He described some of the challenges noting that expenses are up and revenues are down. He said a small 2% tax increase is included in the tentative budget.

Proof of the legal notice below having been published, a **motion** was made **by Mayor Corby, seconded by Trustee Galli**, to open the public hearing.

**NOTICE OF PUBLIC HEARING
VILLAGE OF PITTSFORD**

Pursuant to Section 5-508 of the Village Law, the tentative budget for the Village of Pittsford 2010-2011 fiscal year has been prepared and filed with the Village Clerk at the Village Office, 21 North Main Street, Pittsford, New York, where it may be inspected by interested parties between the hours of 9:00 a.m. and 3:30 p.m., Monday through Friday until April 13, 2010. Said tentative budget includes maximum compensation for the Mayor of \$12,859.32 per annum; for the Trustees, \$5,465.24 per annum.

General Fund	\$ 997,681.00
Sewer Fund	\$ 112,605.00

A public hearing on the proposed budget will be held before the Board of Trustees of the Village of Pittsford, 21 North Main Street, Pittsford, New York, on the 13th day of April 2010 at 8:00 p.m., to consider same before final adoption of the tentative budget.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

There was no one present wishing to speak for or against the adoption of the tentative budget. Therefore, a **motion** was made **by Mayor Corby, seconded by Trustee Galli**, to leave the public hearing open and to continue the hearing at the April 27, 2010 Board of Trustees meeting.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

OLIVES – 50 STATE STREET – INFORMATION ONLY

Nick and Gayle Mourgides came before the Board to discuss possible expansion of the restaurant into the space now utilized by Pittsford Electronics. Their plan is to use the entrance in that space as a safer handicap entrance and to move five existing tables into the area. They do not wish to add more seating or expand the kitchen.

Board members did not foresee a problem with the expansion as described. However, Mayor Corby stated that there could be conditions of approval regarding arrangements for the disposal of garbage and dumpster usage.

Mr. and Mrs. Mourgides would like to move forward with the expansion as soon as possible. Mayor Corby explained the approval process. Deadline dates were clarified with the Clerk. Mayor Corby said that in order to move forward in a timely fashion, Mr. and Mrs. Mourgides must submit an application by Thursday morning this week. When the application has been received, they will be put on the agenda for the PZBA meeting which will be held on April 26th.

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The PZBA will provide comments to the Board of Trustees. A public hearing on the modification of the existing Special Permit will be held on May 11th.

PROPOSED CODE CHANGE - §210-60. DUTIES AND POWERS OF APRB

Board members discussed changes to §210-60 of the Village Code. Mayor Corby sent the proposed changes to Julian Adams from the NYS Historic Preservation Office. Following his review, Mr. Adams approved having the changes adopted as part of the Code. Therefore, a **motion** was made by **Mayor Corby, seconded by Trustee Galli**, to hold a public hearing on April 27, 2010 at 8 PM to consider the adoption a local law to amend §210-60 of the Village Code.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

ROTARY CLUB SIGN REQUEST

The Board of Trustees received a request from the Pittsford Rotary Club for signs to advertise their Bicycle Collection that will be held on May 1st. After reviewing the sign tracking chart, a **motion** was made by **Trustee Pierson, seconded by Mayor Corby**, to grant permission to erect event signs as follows:

- One sign may be erected on the corner of South Main Street and Jefferson Road.
- One sign may be erected at the intersection of South Street and Jefferson Road.

The signs may be placed on April 24th and removed on May 1st at the conclusion of the event.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

NON-MUNICIPAL USE PERMIT – PITTSFORD YOUTH SERVICES

The Board of Trustees received a request from Pittsford Youth Services for a non-municipal use permit to hold the 12th Annual Duck Drop fundraiser on July 16, 2010. A **motion** was made by **Mayor Corby, seconded by Trustee Galli**, to approve a non-municipal use permit for Pittsford Youth Services as requested with the following conditions:

1. The applicant will contact the NYS Canal Corporation to obtain any required permits.
2. The applicant will notify the Town of Pittsford, Monroe County Sheriff's Office, Pittsford Fire Department, and Pittsford Ambulance prior to the event.
3. The applicant will provide a certificate of liability insurance naming the Village of Pittsford as additional insured. The certificate must reflect a \$1,000,000 single limit of liability for bodily injury and property damage and must be current and on file in the Clerk's office prior to the event.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

NON-MUNICIPAL USE PERMIT – PITTSFORD LITTLE LEAGUE

The Board of Trustees received a request from the Pittsford Little League for a non-municipal use permit to hold the opening day Little League Parade on May 1, 2010. A **motion** was made by **Trustee Pierson, seconded by Trustee Galli**, to approve a non-municipal use permit for Pittsford Little League as requested with the following understandings and conditions:

1. The parade will begin at Sutherland High School and terminate at Bob Ford Field.
2. The applicant will be responsible for obtaining Monroe County Sheriff's escort cars, fire trucks for the front and rear of the parade, and Fire Police at critical intersections.
3. The applicant will provide a Certificate of Liability insurance naming the Village of Pittsford as additional insured. The certificate must reflect a \$1,000,000 single limit of liability for bodily injury and property damage and must be current and on file in the Village Office prior to the event.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

PARKING CHANGES DISCUSSION

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Members discussed changes to §195-32 Schedule VII: Parking Prohibited Certain Hours in regards to easing constraints during morning hours on Rand Place between Locust Street and Elmbrook Drive. Members agreed that the hours of no parking should be changed to no parking on the west side from 7 AM to 9 AM between those two streets on school days. In addition, members agreed to remove the section of the Code that says there is no parking between 11:30 AM to 11:50 AM on school days based on the advice of St. Louis School Operations Manager Sally Schrecker. Members also discussed changing the parking on Lincoln Avenue. Mayor Corby will confer with the Clerk to specify which areas of the street should be changed. The Clerk will bring proposed changes to the next meeting for consideration.

ZONING ISSUES

The Board of Trustees discussed the sale of the Zornow Funeral Home. To insure that it is marketed as a single family dwelling and that other zoning concerns are addressed prior to a sale, the Building Inspector will be asked to send a letter to the listing realtor to specify what is and what is not allowed.

It has been observed that Breathe Yoga has been advertising Cooking Classes at \$30 per person. The Building Inspector will be asked if this is allowed as part of the permit granted by the PZBA.

Space occupied by Great Northern Pizza is now available for rent. The Building Inspector will be asked to make sure the owner of the building is aware of the processes that are required for another business to operate as a restaurant in that space.

CANAL PROJECT – PHASE 3 – SCHOEN PLACE

Mayor Corby said that he spoke with Valeria Ivan from the Department of State. She informed him that she will be sending a revised contract reflecting the changes for the Schoen Place project in the area of 21 Schoen Place.

NORTHWEST QUADRANT

Mayor Corby presented a conceptual plan prepared by Behan Planning and Design. The plan shows the village residential portion of the northwest quadrant, and is one component of the planning exercise undertaken by the Town of Pittsford for its Erie Canal Area Master Plan. The Board of Trustees agreed that the Village will have to clearly establish its expectations and design standards for this area. Mayor Corby will meet with Behan representatives.

CANALSIDE PROPERTIES LLC/E&L SOLUTIONS ESCROW FUND

Members discussed the escrow agreement with Pittsford Canalside Properties LLC for payment of consulting services provided to the Village by Paul Lytle, E&L Solutions, regarding the development of 75 Monroe Avenue. Mr. Lytle has accepted the agreement. A copy of the signed agreement is on file in the Village Office.

MEMORIAL DAY PARADE

Mayor Corby will contact Supervisor Carpenter to request a certificate of liability insurance naming the Village of Pittsford as additional insured for the Town sponsored Memorial Day Parade event that will be held in the Village.

MINUTES

1/22/10 Budget Meeting Minutes: A motion was made by Mayor Corby, seconded by Trustee Pierson, to approve these minutes as presented.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

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3/9/10 Regular Meeting: A **motion** was made by **Mayor Corby**, seconded by **Trustee Pierson**, to approve these minutes as presented.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

3/19/10 Budget Meeting Minutes: A **motion** was made by **Trustee Galli**, seconded by **Trustee Pierson**, to approve these minutes as presented.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

3/23/10 Regular Meeting: A **motion** was made by **Mayor Corby**, seconded by **Trustee Galli**, to approve these minutes as amended.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

3/29/10 Budget Meeting Minutes: A **motion** was made by **Mayor Corby**, seconded by **Trustee Galli**, to approve these minutes as presented.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

4/1/10 Special Meeting: A **motion** was made by **Mayor Corby**, seconded by **Trustee Pierson**, to approve these minutes as presented.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

4/2/10 Budget Meeting Minutes: A **motion** was made by **Mayor Corby**, seconded by **Trustee Galli**, to approve these minutes as presented.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

4/9/10 Budget Meeting Minutes: A **motion** was made by **Mayor Corby**, seconded by **Trustee Pierson**, to approve these minutes as presented.

VOTE: Corby – yes, Galli – yes, Pierson - yes. **Motion carried.**

ADJOURNMENT

There being no further business, Mayor Corby adjourned the meeting at 9:25 PM.

Anne Z. Hartsig, Recording Secretary