

**PROCEEDINGS OF A SPECIAL MEETING OF THE VILLAGE BOARD OF TRUSTEES
November 13, 2014 – 7:30 PM**

Present

Mayor: Robert C. Corby
Trustees: Lili Lanphear
Frank Galusha
Tim Galli
Recording Secretary: Dorothea Ciccarelli

CALL TO ORDER

Motion Mayor Corby seconded by **Trustee Lanphear**, to call the meeting to order at 7:30 PM
Vote: Corby – yes, Lanphear – yes, Galli – yes, Galusha – yes. **Motion carried.**

PUBLIC HEARING PROPOSED LOCAL LAW REQUIRING DISCLOSURE OF CONFLICTS OF INTEREST

Proof of the legal notice below having been published, **Mayor Corby made a motion, seconded by Trustee Galusha**, to open the public hearing on Local Law 15 for the purposes of considering and possibly adopting a local law requiring disclosure of conflicts of interest or potential conflicts of interest prior to each meeting of boards with discretionary approval authority.

Vote: Corby – yes, Galli – yes, Lanphear– yes, Galusha – yes. **Motion carried.**

LEGAL NOTICE IS HEREBY GIVEN that pursuant to Section 20 of the Municipal Home Rule Law that the Board of Trustees of the Village of Pittsford shall hold a public hearing at 7:30 PM on November 13, 2014 at the Village Hall, 21 North Main Street, Pittsford, New York 14534, for the purposes of considering and possibly adopting a local law requiring disclosure of conflicts of interest or potential conflicts of interest prior to each meeting of boards with discretionary approval authority. Copies of the proposed local law are available at the Office of the Village Clerk at 21 North Main Street, Pittsford, New York 14534. At the time and place above, all members of the public shall be heard.

Mayor Corby was asked to read the proposed local law aloud to the public as requested by the public in attendance.

Alysa Plummer, 66 South Main Street – Informed the Board that she supports any changes that would provide more transparency and openness, but questioned if the proposed law would also require disclosure of all interaction with an applicant.

The Board discussed the requested additional disclosure request. The Village Attorney reviewed the option of approving the proposed local law and researching existing code language from other municipalities that would provide model language dealing with the type of disclosure as suggested by the resident.

Trustee Galli questioned the additional cost of adopting the law and amending the Code in the future. The Clerk informed the Board that the Village would be paying for updating the code twice. The Village Attorney informed the Board that the benefit would be that it would be established in the code.

Alysa Plummer, 66 South Main Street – Stated that she thought the Board should adopt the proposed amendment and at a future date make further amendments.

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Mayor Corby indicated that he would like to see an amendment that would also require consultants on the project to make the same type of disclosures as the Board members regarding a project. Mayor Corby stated that he proposes passing the current legislation and reviewing the section of code for additional changes at a future date.

Trustee Galli stated that he does not support approving the current legislation and awaiting revisions. Trustee Galusha commented he was for approving the current version. Trustee Galli questioned what the urgency was for passing the legislation at this time, and asked whether the Village had a problem. Mayor Corby informed Trustee Galli that there have been issues raised. Trustee Galli requested an Attorney Client Meeting to discuss the issues Mayor Corby referenced.

Mike Reynolds, 35 Church Street – Questioned if there is language in the code to address violations. Mr. Reynolds was informed that there is a section dedicated to violations of the Ethics Code, which include.

There being no one present wishing to speak for or against this application, a **motion** was made by **Mayor Corby, seconded by Trustee Galusha**, to close the public hearing.

Vote: Corby – yes, Galli – yes, Lanphear– yes, Boehlert – yes, Galusha – yes. **Motion carried.**

ATTORNEY CLIENT MEETING

Motion Mayor Corby, seconded by Trustee Lanphear, to enter into Attorney Client Meeting.

Vote: Corby – yes, Lanphear– yes, Galli – yes, Galusha– yes. **Motion carried.**

Having taken no action, a **motion** was made by **Mayor Corby, seconded by Trustee Lanphear**, to leave attorney client meeting at 8:15 PM and reenter the regular session of the meeting.

Vote: Corby – yes, Lanphear– yes, Galli – yes, Galusha– yes. **Motion carried.**

PUBLIC HEARING PROPOSED LOCAL LAW REQUIRING DISCLOSURE OF CONFLICTS OF INTEREST - CONTINUED

Mayor Corby disclosed to the public that a few minor changes were made to the legislation. Mayor Corby reviewed the changes with the public. The complete local law as amended is below:

Be it hereby enacted by the Village Board of Trustees of the Village of Pittsford as follows:

Section 1: *Section 21-5 of the Village of Pittsford Code is amended by adding Subsection D, to read in its entirety as follows:*

Sec. 21-5. Disclosure of interest in legislation and other matters.

At the beginning of all meetings of the Village Board of Trustees, the Village Planning Board, the Village Zoning Board of Appeals, the Village Architectural Preservation and Review Board, and any other board exercising discretionary authority that currently exists or may in the future be created, all members shall disclose any conflict of interest, potential conflict of interest or appearance of impropriety with respect to any matter before the board at such meeting. Member items shall be subject to the same disclosure requirement. The first order of business of all such boards shall be for disclosure of conflicts of interest or potential conflicts of interest. This disclosure requirement includes, but is not limited to, prohibited conflicts of interest set forth in Article 18 of the General Municipal Law, Chapter 21 of the Village of Pittsford Code,

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circumstances where there is an appearance of impropriety, and other conflicts of interest as set forth at common law. This requirement does not obviate any written or other disclosure requirements set forth in Article 18 of the General Municipal Law and Chapter 21 of the Village of Pittsford Code.

Section 2. Severability. *Should any provision of this Local Law be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of this Local Law as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.*

Section 3. Supersession. *To the extent this Local Law creates any procedure or requirement for disclosure greater than required by Article 18 of the General Municipal Law, the Village hereby exercises its supersession authority under the Municipal Home Rule Law*

Section 4. Effective Date. *This Local Law shall be effective upon its filing with the Secretary of State in accordance with the Municipal Home Rule Law.*

Motion Mayor Corby, seconded by Trustee Lanphear, to approve Local Law 15 - a local law requiring disclosure of conflicts of interest or potential conflicts of interest prior to each meeting of boards with discretionary approval authority.

Vote: Corby – yes, Galli – yes, Lanphear– yes, Boehlert – yes, Galusha – yes. **Motion carried.**

ADJOURNMENT

Motion Mayor Corby, seconded by Trustee Galusha, to adjourn the meeting at 8:23 PM.

Vote: Corby – yes, Lanphear– yes, Galli – yes, Galusha– yes. **Motion carried.**

Dorothea M. Ciccarelli, Recording Secretary