

**PROCEEDINGS OF THE REGULAR MEETING OF THE
VILLAGE BOARD OF TRUSTEES
SEPTEMBER 14, 2004**

PRESENT:

Trustees	Robert C. Corby Thomas Farlow Paula Sherwood Steven Maddox Glenn Brown
Attorney	John C. Osborn
Treasurer	Mary Marowski
DPW Superintendent	Scott Spencer
Building Inspector	Skip Bailey
Recording Secretary	Anne Hartsig

Mayor Corby called the meeting to order at 7:00 PM.

PRESENTATION OF PLAQUE IN HONOR OF UNA HUTCHINSON

Una Hutchinson was the librarian in Pittsford for many years. A plaque was originally presented in her honor in 1964. The plaque hung in the Village Hall while this building was the library and was subsequently moved to State Street when the library was moved to that location. At the time of the recent demolition of 24 State Street, the plaque was discovered and given to the Hutchinson family. Family member Andy Smith, returned the plaque to the Village Hall and told those in attendance about his recollections of Una Hutchinson and her involvement and dedication to Pittsford. Mayor Corby thanked Mr. Smith for returning the plaque to the Village Hall. He said Una Hutchinson was one of the people who inspired him to become involved in the future of the Village through her demonstrated care for the community.

TREASURER'S REPORT – MARY MAROWSKI

Ms. Marowski asked the Board if they wanted her to pay the Intercept Security bill that was received for security services used during Positively Pittsford and the Regatta weekend. The security services were arranged through the Town of Pittsford on an assumption that the Village would pay for the service but the Village Board did not authorize the expenditure. The Board of Trustees instructed Ms. Marowski not to pay this bill.

Ms. Marowski presented vouchers for approval. Members asked for explanations about vouchers pertaining to the security alarm repairs at the DPW, chimney repairs, the attorney bill, the consultant that was hired by APRB to review the Flour Mill, and the amount of payment being retained for Crane Hogan. Trustee Maddox asked about the frequency of replacing computers. After discussion, a **motion** was made **by Trustee Brown, seconded by Trustee Sherwood** to approve the vouchers for payment as presented with the exception of a partial payment of \$75 for voucher #135.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

Vouchers that were approved are as follows:

General Fund (#121-134, #136-163)	\$ 33,492.69
Sewer Fund (#132,140, 151)	77.15
HB Schoen Place Canal Improvements	<u>27,425.55</u>
TOTAL	60,995.39

Purchase of a new loader: Ms. Marowski asked if the \$15,000 that has been budgeted for sidewalks should be moved toward the purchase of a new loader. A **motion** was made **by Trustee Brown, seconded by Mayor Corby** to move \$15,000 from A5020.4 (Sidewalks) to A5110.2 (Equipment).

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

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Ms. Marowski told the Board that there is currently a total of \$33,335 of unbudgeted items that are either being considered for purchase or that have been approved for purchase. These items are as follows:

Loader:	\$26,000
Tools:	\$3,000
Dedication Plaque	\$2,000
Painting of Village Hall	\$2,335
Traffic Study	\$8,000

DPW REPORT – SCOTT SPENCER

Mr. Spencer reviewed **routine activities** and **completed projects**. Mr. Spencer informed the Board that the amount of time it takes to maintain the flower baskets and the landscaped areas of the Village has been steadily increasing. He said a **“landscaping and flower person”** is needed on staff. Mayor Corby mentioned that some of the **streetlights on North Main Street** were still burned out. Mr. Spencer said he has reported this several times and will continue to call the RG&E. Mayor Corby also mentioned that Ludwig Associates Inc. provided information to him regarding a replica of **harp light fixtures** similar to the ones in the Village. The Village Clerk will file this information. Mr. Spencer told the Board that **Work in Progress** includes clearing the **RG&E Right of Way on Schoen Place** so that it is usable for additional parking. Mayor Corby said the Village has a temporary lease pending resolution of all other claims. Mr. Spencer reported to the Board that he would be taking a **grant writing class**. **Concerns** that were discussed were as follows: **overtime hours** – Mr. Spencer asked the Board if there is money in the budget to cover the expense of overtime wages. He was told that if overtime hours are necessary, he should continue to have the crew work overtime. The issue will be revisited next month. **Commemorative benches** have been ordered for fall installation. Mr. Spencer said the existing benches would need to be dismantled and refinished this winter. He was uncertain where they could be stored for the winter due to lack of space. Mayor Corby said he would check about the availability of the dairy barn for winter storage. Mr. Spencer told the Board that the benches require a great deal of time and effort to restore the finish. Mayor Corby suggested ordering the faux wood finish on the next set of benches to determine how they hold up as opposed to the real wood benches. **Speed humps** were ordered and received. It was decided that they would not be installed until after the traffic calming study has taken place to give the consultants a truer picture of the traffic flow in the Village. **Geese on Schoen Place** have been making increasing messes again. Several complaints have been received. Mr. Spencer will talk to animal control officer Greg Wegman to see what solutions might be available. The **wall of Rand Creek on the Vance property** began collapsing and falling into the creek after the last rainstorm. Mr. Spencer received a quote for an estimate to repair the wall for \$8500. He said there was an initial design error when the gabions were installed. Because this is a safety issue, the Board authorized Mr. Spencer to hire Craig Prince to repair the wall immediately for \$8500. Trustee Maddox will talk to the Scott Harter to see about Pro Bono work since it appears that the original design was not adequate. There was a discussion regarding who is responsible for maintaining the right of way between the sidewalk and Rand Place where the buses and parents park at **St. Louis School**. The school has requested that the area be blacktopped. Mayor Corby said that the general policy has been for the Village to maintain the area with gravel and to try to prevent the area from expanding down the street. The Village does not plan to blacktop the area. **Additional personnel for the DPW** was discussed. Mr. Spencer was given permission to hire one full time crewmember. Another part-time crewmember will be hired to maintain the flowers and the landscaping for the remainder of the growing season. The Treasurer noted that wages for this additional part time person have not been budgeted.

BUILDING INSPECTOR’S REPORT – SKIP BAILEY

Mr. Bailey presented a written report. This report included an estimate for a **fire alarm system** for the Village Hall from Doyle. The estimate is for \$6500 for the three floors of the building. The Board asked him to obtain quotes from other companies. The Board discussed the lack of a **drainage plan** as required by the Planning Board for the new construction at **45 Schoen Place**. Attorney Osborn suggested that a time limit letter of 30-60 days be sent to the owner because the Village is liable for damages that may occur to neighboring properties. He said it is the responsibility of the Village to see that the owner complies with this drainage requirement and with the DEC regulations. Mr. Bailey will send a letter to the owner of the property telling him that the C of O will be revoked if a drainage system is not installed within a certain period of time. An appearance ticket was issued for the illegal conversion of the third floor of **66 State**

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Street. Mayor Corby asked about the extension of a **fence along Schoen Place**. Mr. Bailey responded that Ted Collins said he would extend the fence. To date, it has not been done. The **Towpath Bike Shop** has moved to 3 Schoen Place. There are compliance issues including an outside bike rack displaying merchandise for sale. Trustee Sherwood listed the following **signs** that are not in compliance: a vinyl banner at Chase Bank, lack of permanent signs at Bradley's Ice Cream, the chalk board sign at Towpath Bike and two vinyl banners at Bill Wahl's. The Board discussed the intent of the Code section that allows temporary signs. Trustee Sherwood asked if the sign memo she wrote was a dead issue or if the Board wanted her to continue to work on it. Trustee Brown said that consistency is what is needed. Mayor Corby informed the Board that a large vinyl banner must be displayed at the Village Hall as part of the collaborative agreement to promote traffic safety. Mr. Spencer will mount the banner on wooden posts in the front yard until the end of the month. Other enforcement issues that were discussed included the **Adams' fence on Eastview Terrace**. Mr. Bailey said the owner is still being fined. He will consult Attorney Turner about the issue. Mayor Corby noted that the dumpster in the Burdett lot is a mess. Trustee Brown asked Mr. Bailey to have a conversation with the owner of Hick's and McCarthy regarding the dumpster. Mayor Corby asked Mr. Bailey about the **dumpster permit renewals**. Mr. Bailey said the inventory is complete but the renewal notices have not been mailed out.

PROPOSED LOCAL LAW #10 OF 2004 – NO PARKING ON SOUTH SIDE OF GOLF AVENUE

Mayor Corby explained that this is a public hearing regarding elimination of parking on the south side of Golf Avenue from Washington Road to the Village line. A **motion** was made **by Mayor Corby, seconded by Trustee Brown** to open the public hearing.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

Fran Kramer - 17 Golf Avenue: Ms. Kramer stated that the parking on Golf Avenue is a public safety issue. Since the widening of the street has taken place, cars are going faster and the utility poles are closer to the street. She said there is no room for parking along the street. She said that curbs are needed to prevent the snowplows from digging up the lawns.

Rita Pernaselli - 13 Golf Avenue: Mrs. Pernaselli stated that the painted yellow lines do not prevent cars from running over lawns and that drivers on Golf Avenue continue to speed. She suggested that rather than eliminating parking altogether, a compromise might be to limit the time or specify hours that parking could occur.

Richard Dennison – 11 Golf Avenue: Mr. Dennison said he is concerned about the installation of curbs and the possible elimination of parking because there would be no available parking for guests of Golf Avenue residents. He said this would be a hardship for residents. He asked the Board to proceed slowly with this decision.

Alex Pernaselli - 13 Golf Avenue: Mr. Pernaselli has observed that when vehicles park on the side of the street, they are also parking on the sidewalk. He said there are often two wheels on the grass and two wheels on the sidewalk.

Mayor Corby read comments from **Scott Jugovic, 9 Golf Avenue** who is not in favor of this law and from **Matthew and Susan Wahl, 19 Golf Avenue** who are also opposed to the passing of this local law.

A **motion** was made **by Trustee Brown, seconded by Trustee Sherwood** to table this issue until after the scheduled traffic calming study to be conducted by Dan Burden and Steve Ferranti has been completed.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

PROPOSED LOCAL LAW #11 OF 2004 – DELETE CHAPTER 210-7 B – MISCELLANEOUS REGULATIONS

A **motion** was made **by Trustee Farlow, seconded by Trustee Sherwood** to open the Public Hearing.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

There being no one to speak either for or against the adoption of this local law, a **motion** was made **by Trustee Farlow, seconded by Trustee Maddox** to close the Public Hearing.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

A **motion** was made **by Trustee Maddox, seconded by Mayor Corby** to approve the adoption of Proposed Local Law #11, which is now renamed Local Law #10 of 2004 as presented.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

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PROPOSED LOCAL LAW #12 OF 2004 – AMEND CHAPTER 210-44 OFF STREET PARKING AND LOADING

A **motion** was made by **Trustee Maddox, seconded by Trustee Sherwood** to open the Public Hearing.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

There being no one to speak either for or against the adoption of this local law, a **motion** was made by **Mayor Corby, seconded by Trustee Maddox** to close the Public Hearing.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

A **motion** was made by **Mayor Corby, seconded by Trustee Sherwood** to approve the adoption of Proposed Local Law #12, which is now renamed Local Law #11 of 2004 as presented.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

PUBLIC HEARING – PROPOSED LOCAL LAW #13 – AMEND CHAPTER 210-81 B – MINIMUM DIMENSIONS FOR HANDICAP PARKING SPACES

A **motion** was made by **Trustee Farlow, seconded by Trustee Sherwood** to open the Public Hearing.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

There being no one to speak either for or against the adoption of this local law, a **motion** was made by **Mayor Corby, seconded by Trustee Brown** to close the Public Hearing.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

A **motion** was made by **Trustee Farlow, seconded by Trustee Maddox** to approve the adoption of Proposed Local Law #13, which is now renamed Local Law #12 of 2004 as presented.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

REQUEST FOR PEDDLER’S LICENSE – TODD DAVIS

Mr. Davis presented his request to locate a gumball trailer on Village property adjacent to the Sam Patch gazebo on Schoen Place for the purpose of operating his business called “Gumballs Galore”. Mayor Corby explained that the Village does not have a large enough piece of property in that area to accommodate the trailer and that we cannot impinge on public Canal property for private enterprise. In addition, he explained that a precedent was set at the prior month’s meeting when an application for a dog treat kiosk was denied for that reason as well as the reasons of increased traffic, no available parking for patrons, and insensitivity to local merchants who pay rent for their establishments.

Mayor Corby suggested the following alternatives. The applicant could seek a special vendor permit from a private property owner such as Jeff Mason or Virginia Degenhardt. The applicant could apply for a temporary zoning permit from the Zoning Board of Appeals. Mayor Corby cautioned that adequate parking and lack of conflicts with other merchants would have to be demonstrated before a permit of this nature would be likely to be granted by the Zoning Board.

GREAT NORTHERN PIZZA KITCHEN – REQUEST FOR AN EXTENSION ALLOWING OUTDOOR SEATING

The business owner was not present. The Building Inspector told the Board that a trash problem has developed at the location of this business. Mayor Corby suggested that the request be tabled until next month.

PUMP OUT STATION – BID PROCESS

A **motion** was made by **Mayor Corby, seconded by Trustee Brown** to authorize the publication of notice for the competitive bidding process to begin for the construction of a pump out station once the engineer has compiled all of the bid specification documents.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

TRAFFIC CALMING STUDY UPDATE – TRUSTEE FARLOW

Mayor Corby thanked Trustee Farlow for the work he has done to coordinate the traffic calming study with Dan Burden and Steve Ferranti. Trustee Farlow reviewed the tentative schedule of events for the week that the traffic study would commence. It was decided that the public meeting scheduled for September 27th would be held in the American Legion room because of the previously scheduled Planning and Zoning Board meeting. Trustee Farlow presented GIS maps showing hot spots for speeding and cut-throughs in the Village. The traffic consultants will be able to utilize these maps.

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BIKE RACK FOLLOW-UP – TRUSTEE FARLOW

This issue was tabled until the October Meeting.

RESOLUTION FOR DUDLEY SCHUYLER

This has been tabled until the October meeting.

EMPLOYEE HANDBOOK CHANGE – FOLLOW-UP

Trustee Maddox presented draft wording for a “no tolerance” drug policy. Members discussed the wording and suggested some changes. Attorney Turner will be asked to review the wording. The issue will be discussed again at the October meeting.

VILLAGE MAP

Due to the many requests received by the office staff for a Village Map, it was suggested that the Village provide one. Trustee Farlow will talk to Paul Schenkel about obtaining a Village map through the County GIS program.

EXECUTIVE SESSION

A **motion** was made **by Mayor Corby, seconded by Trustee Farlow** to enter Executive Session to discuss the employment history of two individuals.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

There having been no action taken, a **motion** was made **by Mayor Corby, seconded by Trustee Farlow** to leave Executive Session and reenter the regular session of the meeting.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

MINUTES

August 10, 2004: A **motion** was made **by Trustee Maddox, seconded by Mayor Corby** to approve the minutes of August 10, 2004 as written.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

August 26, 2004: A **motion** was made **by Trustee Farlow, seconded by Trustee Maddox** to approve the minutes of August 26, 2004 as written.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – abstain, Maddox – yes. **Motion carried.**

EVENTS COMMITTEE UPDATE – TRUSTEE FARLOW

Trustee Farlow reported that the Events Committee would like to put up about 200 corn stalks this fall season. Volunteers are needed on Saturday, October 9th at 8-8:30 AM. He also reported that the merchants are planning a scarecrow contest and will be donating prizes for this contest. Details have not been finalized.

AMERICAN LEGION REQUEST FOR CLEANING

The Clerk received a request from the Commander of the American Legion asking the Village to have the meeting room cleaned. The room has become very dusty due to the construction of the ramp. The Board authorized the Clerk to ask Jim Aures to clean the room.

ADJOURNMENT

A **motion** was made **by Trustee Brown, seconded by Mayor Corby** to adjourn the meeting at 10:50 PM.

Vote: Corby – yes, Farlow – yes, Sherwood – yes, Brown – yes, Maddox – yes. **Motion carried.**

Anne Z. Hartsig, Recording Secretary

