

PROCEEDINGS OF A MEETING OF THE VILLAGE BOARD OF TRUSTEES
April 11, 2006

Present:

Trustees	Paula Sherwood Tim Galli Steve Maddox Thomas Farlow
Absent	Robert Corby
Treasurer	Mary Marowski
Attorney	John C. Osborn
Recording Secretary	Anne Hartsig

Trustee Maddox called the meeting to order at 7:05 PM.

REQUEST FOR NON-MUNICIPAL USE PERMIT – MISSING AND EXPLOITED CHILDREN

The Board received a request for a non-municipal use permit from the National Center for Missing and Exploited Children. The organization plans to hold its 6th Annual Ride for Missing Children on Friday, May 19th for purposes of fundraising and awareness and will be riding through some village streets. A **motion** was made **by Trustee Sherwood, seconded by Trustee Galli** to approve this request for a non-municipal use permit to hold the 6th Annual Ride for Missing Children on some Pittsford Village streets with the following conditions:

1. that a certificate of liability insurance naming the Village as additional insured on the applicant's policy for bodily injury and property damage with liability limits no less than \$100,000,000.00 for bodily injury per occurrence and \$500,000.00 for property damage per event be filed with the Village Clerk prior to the event and,
2. that notification be given to the Monroe County Sheriff's Office, the Pittsford Ambulance and the Pittsford Fire Department prior to the event.

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

REQUEST FOR NON-MUNICIPAL USE PERMIT – ROCHESTER MARATHON

The Board received a request for a non-municipal use permit from the Arthritis Foundation. The organization plans to hold a foot race on September 17, 2006 for fundraising purposes. The marathon will take place in part on Village streets. An insurance certificate naming the Village as additional insured has been submitted in anticipation of approval. A **motion** was made **by Trustee Galli, seconded by Trustee Sherwood** to approve this request for a non-municipal use permit to hold the 2006 Rochester Marathon in part within the Village of Pittsford on September 17, 2006 with the understanding that a certificate of liability insurance has already been filed with the Village Clerk and with the condition that notification be given to the Monroe County Sheriff's Office, the Pittsford Ambulance and the Pittsford Fire Department prior to the event.

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

PARKING CONCERNS – BOB BRYANT – HICKS AND MCCARTHY RESTAURANT

Mr. Bryant expressed concerns to the Board that there is no mention of plans for parking improvements in the Village's 2006/07 budget and that there is no mention of the lack of sufficient parking for increased business in the Village, especially on South Main Street. Mr. Bryant stated that the 2-hour parking restrictions are not realistic and that other Village regulations are non-user friendly. He offered the following suggestions for improvement: create more parking, designate the less than ideal parking spaces as "permit only" parking for employees, establish stiff fines for employees who park in the visitors' lot, increase visitors' parking spaces from 2 hour to 4 hours, create ten more spaces on North Main Street where the Town created green space next to the entrance to the municipal library parking lot, re-sign Town parking spaces behind the Town Hall so that they are available for use in the evening and on weekends, monitor landlords and business owners, upgrade the Burdett parking lot by reconfiguration that would create new spaces and discuss funding for these suggestions with Town officials because the village proper is of importance to the greater Pittsford community.

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Mr. Bryant mentioned that the Burdett Lot is not maintained and contains trash and pot holes. He said garbage areas should be enclosed and proper drainage should be installed. Trustee Sherwood stated that a garbage enclosure would require space that could be used for parking. Trustee Maddox said that he would consult with the DPW regarding more frequent clean up of the lot. Mrs. Bryant added that the former Village Parking monitor had a negative impact on business. She said that Village representatives should visit merchants and tell them not to allow their employees use of the municipal lots. Trustee Sherwood said she visited merchants with our former parking monitor and that suggestion was made at that time.

INFORMATION ONLY – EXPANSION OF SPECIAL PERMIT FOR OUTSIDE SEATING

Mr. Bryant, owner of Hicks and McCarthy, inquired about expanding his Special Permit to include a temporary deck to hold four tables for two people and three tables for four people. The deck would be used from mid-May to mid-September. The deck would be located on the north side of the building and would be bordered by the existing driveway into the Burdett parking lot. Mr. Bryant said that the existence of the deck might encourage safer driving in that area. He offered responses to the standards listed in the Village Code for Special Permits, §210-74 B. (3) (a)-(h).

Some concerns of the Board were obtaining the permission of the owner of the property where the proposed deck would be located, ensuring that the total number of restaurant seats would not increase, the ease of truck deliveries and availability of handicap parking spots. Mr. Bryant was advised that this expansion would require a public hearing, input from the Village Planning Board and possibly APRB approval. It was suggested that he discuss his proposal with Building Inspector Skip Bailey, for instructions regarding the procedure he should follow for this application.

TREASURER’S REPORT - MARY MAROWSKI

The Board reviewed the vouchers for approval. A **motion** made by **Trustee Galli, seconded by Trustee Sherwood** to approve the following vouchers and to charge them to the appropriate accounts.

General Fund (#510-#513, #515-#530):	\$ 16,238.40
Sewer Fund (#514):	\$ <u>7.00</u>
Total Vouchers for Approval:	\$ 16,245.40

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

PUBLIC HEARING – ADOPTION OF THE TENTATIVE 2006/07 BUDGET

Proof of the following legal notice having been published, a **motion** was made by **Trustee Farlow, seconded by Trustee Sherwood** to open the public hearing>

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

**NOTICE OF PUBLIC HEARING
VILLAGE OF PITTSFORD**

Pursuant to Section 5-508 of the Village Law, the tentative budget for the Village of Pittsford 2006-2007 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 11, 2006. Said tentative budget includes maximum compensation for the Mayor of \$ 12,000 per annum; for the Trustees \$ 5100 per annum.

General Fund	\$ 976,647.00
Sewer Fund	\$ 96,755.00

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 11th day of April 2006 at 8:00 p.m., to consider same before final adoption of the tentative budget.

Trustee Galli gave an overview of the proposed budget. He explained the revenues, projects, grants and how the funds will be spent. He said a 4% tax rate increase is proposed making the tax rate \$2.29 per thousand. He said there would be no change in sewer rates or salaries of the Mayor or the Board of Trustees. Trustee Maddox noted that a great deal of effort was put forth during the budget process and he thanked both Trustee Galli and Treasurer Marowski.

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Kristin Ryan, 54 Deer Creek Run asked what could be done to increase state aid. Board members explained that the Village actively applies for and has received grants and that we work with a consultant to learn of potential funding sources. Trustee Galli mentioned several grants that the Village has received including the grants for records management, tree planting, and ADA projects. Ms. Ryan was told that there is a potential for DPW equipment grant this year.

There being no one further to speak regarding the proposed tentative budget for 2006/07, a **motion** was made **by Trustee Sherwood, seconded by Trustee Farlow** to close the public hearing.

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

A **motion** was made **by Trustee Maddox, seconded by Trustee Galli** to adopt the tentative budget for fiscal year 2006/07 as presented by the Treasurer.

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

PUBLIC HEARING – PROPOSED LOCAL LAW #4 OF 2006 – AMEND CHAPTER 164 – SEWERS

Proof of the following legal notice having been published, a **motion** was made **by Trustee Maddox, seconded by Trustee Farlow** to open the public hearing>

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

**NOTICE OF PUBLIC HEARING
VILLAGE OF PITTSFORD**

Please take notice that a Public Hearing will be held before the Village of Pittsford Board of Trustees, Tuesday, April 11, 2006 at 8:00 PM at the Village Hall, 21 North Main Street, Pittsford, NY to consider the adoption of proposed Local Law #4 of 2006, which law would amend the Village Code as follows:

Chapter 164 - Sewers

Amend § 164-29. B. as follows:

§ 614-29. Amount

B. The scale of sewer rents charged to each premises for each semiannual billing shall be established by the Board of Trustees at the Annual Organizational Meeting held in the month of April of each year.

There being no one to speak for or against the adoption of proposed Local Law #4, a **motion** was made **by Trustee Maddox, seconded by Trustee Farlow** to close the public hearing.

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

A **motion** was made **by Trustee Galli, seconded by Trustee Maddox**, to approve the adoption of proposed Local Law #4 of 2006 as presented.

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

RAND CREEK EROSION DISCUSSION

Regarding the property at 25 East Jefferson Road, Village Engineer Scott Harter looked at the survey map and determined that the homeowner owns that portion of the creek that is threatening his property. Attorney Osborn concurred that the area is private property and that it is the owner's responsibility to fix the collapsing break wall because it is creating a public nuisance and may cause potential damage to other properties.

Mr. Osborn consulted with NYCOM legal counsel about the possibility of forming a special "Rand Creek" district and learned that villages and cities aren't allowed to form special taxing districts. NYCOM suggested a call to the DEC. Colleen Donovan at the DEC water department said she would investigate the creek because it empties into the canal. She suggested Mr. Osborn contact Monroe County. Mr. Osborn spoke with Carolyn Myers from the Monroe County Soil and Water Conservation Department. Ms. Myers

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plans to meet with Skip Bailey to try to develop a way to work together on erosion control for the Rand Creek situation.

WALNUT HILL COMBINED EVENT PROPOSAL

Mayor Corby received a letter from merchant Jennifer Rubé regarding a potential evening event in the village that would coincide with the annual Walnut Hill competition. Village businesses are planning to remain open in the evening. Other possible events are an evening concert, strolling musicians and a boat parade on the canal. Mayor Corby was asked to give a historic walking tour of the village prior to the concert. Merchants have also asked for leniency on outdoor displays that night.

The Board of Trustees discussed the event and are in favor of the plan. Trustee Sherwood will discuss details with Jennifer Rubé to insure that safety concerns regarding the sidewalk displays are addressed.

SCHOEN PLACE PROPOSAL

This topic will be deferred to the May 9th meeting.

TRAFFIC INITIATIVES FOR BOUGHTON AVENUE – TRUSTEE FARLOW

Trustee Farlow asked for a one month extension to develop a plan for Boughton Avenue and for Rand Place. This will be placed on the agenda for the May 9th meeting.

HEALTH CARE DISCUSSION – TRUSTEE GALLI

Trustee Galli told the Board that the next step in the health care evaluation is to determine parameters regarding options so that the broker, Mike Faillace, can identify a tentative plan for consideration by the Board. Trustee Galli presented a list of questions which the Board reviewed. It was decided that he would contact the broker to discuss the factors that were identified. The Board would like to have a tentative plan from Mr. Faillace by May 1st.

ACTION LIST REVIEW

Board members reviewed the on-going action list. Trustee Galli asked the Clerk to add the merchant parking issues to the list and Trustee Maddox will be the point person.

EXECUTIVE SESSION

A **motion** was made **by Trustee Sherwood, seconded by Trustee Maddox** to enter executive session to discuss the employment history of a specific employee.

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

Having taken no action, a **motion** was made **by Trustee Maddox, seconded by Trustee Farlow** to leave executive session and reenter the regular session of the meeting.

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

ANNUAL 9/11/01 TRIBUTE

A **motion** was made **by Trustee Farlow, seconded by Trustee Maddox** to accept the following proclamation that was originally adopted by the Board of Trustees at their regular monthly meeting held on September 10, 2002.

WHEREAS, the **ONAIRES PROJECT** is designed to marshal the community spirit of our state in a tribute to police, fire, and EMS personnel lost at the World Trade Center on September 11, 2001, and

WHEREAS, the objective of the **ONAIRES PROJECT** is for communities across New York to designate a day to honor the heroes of September 11 and their families, and

WHEREAS, a further objective of the **ONAIRES PROJECT** is to assure that families of those lost on September 11, 2001 that these heroes would remain forever in the thoughts and prayers of New York State citizens, **now therefore be it**

RESOLVED, that I, Robert C. Corby, Mayor of the Village of Pittsford, do hereby salute and call attention to all personnel lost at the World Trade Center on September 11, 2001 and to their families, and in honor of

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the many heroes of that day, I call upon all residents in the Village of Pittsford to join me in this yearly tribute on the second Tuesday of April, 2005 and on that day each year hereafter.

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

MINUTES

March 22, 2006: A **motion** was made **by Trustee Galli, seconded Trustee Sherwood** to approve these minutes as submitted.

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

March 29, 2006: A motion was made by Trustee Maddox, seconded by Trustee Galli to approve these minutes as submitted.

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

ADJOURNMENT

There being no further business, the meeting was adjourned at 11 PM.

Anne Z. Hartsig, Recording Secretary