

PROCEEDINGS OF A MEETING OF THE VILLAGE BOARD OF TRUSTEES
October 25, 2006

Present:

Mayor:	Robert Corby
Trustees	Steve Maddox
	Tim Galli
	John Limbeck
	Paula Sherwood
DPW Superintendent	John Cufari
Building Inspector	Skip Bailey
Recording Secretary	Anne Hartsig

Mayor Corby called the meeting to order at 7:03 PM.

DPW REPORT – JOHN CUFARI

Mr. Cufari reported that he had a quote of \$7920 for the **repair of the DPW pump station** from Scanex. He will clarify the process they suggested with the company. He has received the scope of the MCWA water main relining for the 2007 season which includes a street schedule. Trustee Galli suggested that a MCWA representative attend a Board meeting to lay out expectations for the work next year so that residents will be better informed. Mason Trenching verbally gave a preliminary quote to complete the **Schoen Place sidewalk project**. The amount is \$25,000 to \$30,000 and would include curbs and the catch basin. Trustee Maddox will research the status of grant applications that could defray the Village's cost of the project. It was noted that this quote is less than those received both times the project was put out for bid. The **Speed Sentry monitor** has been repaired. It was suggested that it be placed on State Street closer to the Schoen Place entrance. Mr. Cufari presented data taken from the machine indicating average speeds in several locations around the village. A representative from Selective Insurance will visit the highway garage on November 6th to discuss **fuel tank containment** options. It was suggested that a representative from the DEC also be at the meeting for input on that agency's regulations. Other discussion items included auction proceeds, replacement of the tree that was removed at 18 South Main, on going clogging of the gutters on the Village Hall, request for placement of a "do not block driveway" sign on Grove Street, removal of the benches and bollards for winter months, and the replacement of a damaged street light on South Street.

TREASURER'S REPORT – PRESENTED BY TRUSTEE GALLI

A quote from The Home Depot for \$332.42 for replacement carpeting in the American Legion Room was presented. The Board unanimously agreed to accept the quote and purchase two area rugs for the American Legion Room to replace the wall to wall carpet that was removed due to water damage. The bill will be submitted to the insurance company along with the other claims that resulted from the damage.

The Board reviewed the vouchers for approval. A **motion** was made by **Trustee Galli, seconded by Trustee Sherwood** to approve the following vouchers as presented and to charge them to the appropriate accounts and to approve payment for the rug for the American Legion room and to include approval of the three pre-paid bills listed in the Treasurer's report.

General Fund (#263-#282):	\$ 38,632.99
Total Vouchers for Approval:	\$ 38,632.99

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

BUILDING INSPECTOR'S REPORT – SKIP BAILEY

Mr. Bailey presented a draft copy of the new **Part 1203 of the NY State Uniform Fire Prevention and Building Code**. The draft will be reviewed by Attorney Osborn. Following his review and comments, a public hearing will be scheduled for December 12, 2006 to consider the adoption of the new Code as a local law.

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Mr. Bailey provided a draft **amendment to § 210-110 B. of the Village Code** regarding fees for referrals by Village boards to other professional consultants. A **motion** was made **by Mayor Corby, seconded by Trustee Galli** to hold a public hearing at the December 12th meeting to consider proposed Local Law # 8 of 2006 which law would amend § 210-110 B.

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

The Board had questions about the following **possible code issues**: a neon sign at the Coal Tower, an A-frame sign for Fido's and vehicles parking on the lawn at the corner of South and Wood Street and at the property at the end of South Street.

Mr. Bailey presented a written report updating the situation at the Flour Mill, the Grain Tower, Pittsford Dairy, Del Monte Lodge, Tru Salon on Schoen Place, renovations at 34 Church Street, an appearance ticket issued at 10 Courtenay Circle, the Canal Lamp Inn, the Parker estate and the Powers easement.

The condition of **10 Lincoln Avenue** was discussed. Trustee Limbeck will call Joe Rosenstiel of Jensen Associates to ask for his report on the structure. It may then be possible for the APRB to determine whether or not demolition is necessary. It was noted that a small white house on Boughton Avenue is also deteriorating.

The garage door situation at 83 South Street was reviewed. Metal doors were installed without approval. The home was sold and the new owner was notified that the doors are in violation. The APRB suggested "brush" painting the doors as an acceptable compromise but the new owner refuses to paint them. The buyer is in violation and could seek relief from the seller since this is a disclosure issue. The Board discussed the situation and asked Mr. Bailey to proceed by issuing an appearance ticket.

HEALTH INSURANCE PRESENTATION – MIKE FAILLACE AND BRIAN HART

Trustee Galli explained that Mr. Faillace and Mr. Hart of Brown & Brown Insurance were in attendance to assist the Board in finalizing plans for an employee health care program for 2007. Issues included what plan would be offered, employee cost sharing, an "opt out" plan, the maximum deduction amount that would be allowed for the flexible spending plan and changing the healthcare year from a fiscal year to a calendar year. All issues were thoroughly discussed and considered. As a result, a **motion** was made **by Trustee Galli, seconded by Trustee Limbeck** to **1)** change the healthcare year from a fiscal year to a calendar year, **2)** implement a buyout option of \$1500 with proof of alternate coverage for non union employees who elect not to receive health benefits following the terms stipulated on page 12, Section 12.3 of the Collective Bargaining Agreement between the Village and the Teamsters, Local 118, **3)** beginning January 1, 2007, change our plan design from Blue Choice Value to Blue Healthy Choices as recommended, **4)** beginning June 1, 2007, require non union employees to contribute 10% to monthly premiums as is the case for union employees {pg. 12 section 12.3 of the bargaining Agreement} and **5)** regarding the Flexible Spending program, increase the maximum employee deduction from \$1000.00 per year to \$2500 and to add a dependent care option in an amount up to the maximum allowed by the IRS.

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

A presentation for employees to explain the insurance plan for 2007 will be held on or near December 1st. Mr. Faillace and Mr. Hart will lead the presentation.

CANDLELIGHT NIGHT – SWANDA REDDINGTON AND JENNIFER RUBÉ

Ms. Reddington and Ms. Rubé presented a cost quote from Swoop 1, Inc. to provide security services for the Village of Pittsford for Candlelight Night as an alternative to Intercept Security, the company whose services were used in the past. The cost would be \$600 and would include 5 off duty police officers/NYS certified security officers who would be on duty from 5 PM to 9 PM the evening of the event. Their duties would include deterring crime, assisting with pedestrian traffic and ensuring overall safety. Mayor Corby said he would contact Flo Dorsey (Town of Pittsford Events Coordinator) and Greg Messner (PVBA) to discuss the topic of security since the Village has been asked to pay for the service.

Mayor Corby was asked to light the Christmas tree at the Four Corners and enthusiastically agreed to do so.

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MEMBER ITEMS

Trustee Maddox discussed investigating the possibility of hiring one of two specific people as **engineering support** personnel for village projects. Mayor Corby has been talking to **APRB** members regarding the **chairmanship** position on that board. He has scheduled a meeting to discuss the many technical aspects of APRB with an interested member. The former consultant to that Board, who was an architect, resigned his position. Members discussed the need for another **APRB consultant**. Mayor Corby reported that he met with the owner of a **Venetian gondola** who has expressed interest in running his business on the canal in the Village. Mayor Corby explained the process that would be required and how to obtain the necessary permit. He was given a boat ride and found it to be a pleasurable experience. Mayor Corby mentioned that the **library board** would be interested in talking to village residents who might like to become involved. Trustee Sherwood reported on the status of the **fall newsletter** and **Christmas decorations for 2006**.

NORTHWEST QUADRANT

Mayor Corby presented a draft newsletter article describing the North West quadrant for the Board to review.

Members discussed the planning procedure and reiterated that there would be an opportunity for public input during the planning process. All agreed that the plans should reflect the Comprehensive Plan and the Design Standards of the Erie Canalway National Heritage Corridor.

VACATION BENEFIT REVISION

The following amendment to the Employee Handbook was reviewed. Board members agreed that as written, it clarified some former interpretation questions regarding vacation benefits. A **motion** was made by **Trustee Limbeck and seconded by Mayor Corby** to adopt the following amendment:

**Village of Pittsford
201 Vacation Benefits**

Eligibility

Stays as written

How Vacation Works

Entitlement to vacation is based upon years of service, beginning with the first fiscal year of employment. Upon completion of their third full month of employment (the introductory period), **new employees** will accrue one vacation day per month up to a maximum of 10 days. Once an employee begins the first fiscal year (beginning June 1st) following their completion of the introductory period, vacation time will accrue on a monthly basis as set forth below.

On June 1 st following the completion of:	Vacation Days per Year
1 – 4 years	≤ 10 days (2 weeks)
5 years	15 days (3 weeks)
6th year	16 days
7th year	17 days
8th year	18 days
9th year	19 days
10th year & over	20 days (4 weeks)

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For example, a new employee who begins his or her employment on September 15th, would begin accruing vacation on January 1st and would accrue five days of vacation from January 1st to May 31st. Beginning June 1st, the employee would begin accruing 1/12th of the annual vacation allotment each month.

Employees may carry over no more than five vacation days into a new fiscal year (June 1 to May 31). The Village will “advance” vacation and allow employees to schedule their annual allotment of vacation prior to its accrual. Any negative vacation balance shall be reconciled in an employee’s last paycheck should his or her employment terminate, either voluntarily or involuntarily.

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

RESOLUTION 16 OF 2006-MONROE COUNTY SALES TAX LAWSUIT

The question of the adoption of the following resolution was presented on a **motion** made by **Trustee Galli, seconded by Trustee Limbeck** and duly put to vote.

Authorization for Submission of Brief to Appellate Division

**County of Monroe v. City of Rochester, County of Monroe Villages, County of Monroe Towns and
County of Monroe School Districts**

Whereas, the Village of Pittsford was informed by Attorney Peter K. Skivington in a letter dated October 6, 2006 that the Record on Appeal including all papers upon which the Judge made a decision must be filed in the Appellate Division by November 2, 2006 and,

Whereas, Mr. Skivington’s letter stated that briefs on behalf of all participating parties will need to be filed by that date as well and,

Whereas, Mr. Skivington’s letter further stated that he had informed the County of Monroe that the Villages were not willing to make any contribution toward the Record on Appeal and that he was informed by the City of Rochester’s attorney that the City would go forward and print the Record on Appeal without contribution from the Villages and,

Whereas, Mr. Skivington’s letter stated that the next step would be to decide if the Villages wish to have his firm prepare a brief to be submitted to the Appellate Division setting forth the Villages’ position regarding the tax intercept program and,

Whereas, Mr. Skivington informed those present at the Monroe County Mayors Association meeting of 10/19/06 held in Brockport, NY that the anticipated cost to each village for preparing this brief would be between \$300 and \$400,

Now Therefore Be It Resolved that the Village of Pittsford authorizes the law firm of Jones and Skivington to prepare a brief to be submitted to the Appellate Division setting forth the Village’s position regarding the tax intercept program as it pertains to the County of Monroe v. City of Rochester, County of Monroe Villages, County of Monroe Towns and County of Monroe School Districts.

Corby - yes, Maddox - yes, Sherwood - yes, Galli - yes, Limbeck - yes. **Motion carried.**

RESOLUTION #17 OF 2006 – ELECTION – POLLING PLACE

The question of the adoption of the following resolution was presented on a **motion** made by **Trustee Maddox, seconded by Trustee Sherwood** and duly put to vote.

WHEREAS, Election Law § 4-104 (1) states that for village elections conducted by the county board, at least four months prior to the election, the Board of Trustees must submit a list of polling places to the Monroe County Board of Elections regarding the Village Election to be held on March 20, 2007,

NOW THEREFORE BE IT RESOLVED that the Village of Pittsford Board of Trustees hereby designates the John C. Osborn Meeting Room located at the Pittsford Village Hall, 21 North Main Street, Pittsford, NY as the polling place for the Village Election to be held on March 20, 2007.

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

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EXECUTIVE SESSION

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

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

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

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

MINUTES

October 10, 2006: A **motion** was made **by Trustee Galli, seconded by Mayor Corby** to approve these minutes as amended.

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

October 18, 2006: A **motion** was made **by Trustee Maddox, seconded by Trustee Limbeck** to approve these minutes as amended.

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

EMAIL

As requested by the Board, the Village Clerk researched changing the user name for the village email account. In addition, information was obtained regarding sub-mailbox accounts to replace the Ready Hosting accounts currently in use by Village employees. The Board of Trustees agreed that changes should be made so that village accounts are through Frontier. The Clerk will contact Frontier and arrange for the changes.

ADJOURNMENT

There being no further business, a **motion** was made **by Trustee Limbeck, seconded by Trustee Sherwood** to adjourn the meeting at 10:50 PM.

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

Anne Z. Hartsig, Recording Secretary