

**PROCEEDINGS OF A MEETING OF THE VILLAGE BOARD OF TRUSTEES  
November 14, 2006**

**Present:**  
**Mayor:** Robert Corby  
**Trustees:** Steve Maddox  
Tim Galli  
John Limbeck  
Paula Sherwood  
**Treasurer:** Mary Marowski  
**Recording Secretary:** Anne Hartsig

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

**TREASURER’S REPORT – MARY MAROWSKI**

The Board reviewed the vouchers for approval. A **motion** was made by **Trustee Galli, seconded by Mayor Corby** to approve the following vouchers as presented and to charge them to the appropriate accounts and to include approval of the pre-paid bills listed in the Treasurer’s report.

General Fund (#269, #283-#286, #288-#291, #293-#301, #303-#317, #318-#320):	\$ 11,538.74
Sewer Fund (#292, #302, #318)	\$ <u>1,152.80</u>
Total Vouchers for Approval:	\$ 12,691.54

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

**\*\*Trustee Maddox arrived at 7:05 PM\*\***

The Treasurer informed the Board that the NYS Government Finance Officers will be hosting a seminar on December 8<sup>th</sup> entitled “The Nuts and Bolts of Implementing GASB 45 (OPEB)”. A **motion** was made by **Trustee Limbeck, seconded by Trustee Sherwood** to approve the attendance of up to four people including the Treasurer and the Village Clerk at a cost of \$25 per person.

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

The Village Board received a request letter from Pittsford Village merchants for funding for two horses and wagons that shuttle guests throughout the Village on Candlelight Night. Discussion ensued. No decision was made.

**NON-MUNICIPAL USE PERMIT REQUEST – PITTSFORD VILLAGE MERCHANTS**

The Village Board received a letter from Pittsford Village merchants requesting a non-municipal use permit to hold Candlelight Night on Village streets on Dec. 5<sup>th</sup>. A **motion** was made by **Mayor Corby, seconded by Trustee Galli** to approve a request made by Pittsford Village merchants for a non-municipal use permit to hold Candlelight Night in the village on North and South Main Street, State Street, Monroe Avenue and Schoen Place/Northfield Common on December 5<sup>th</sup> with the condition that a certificate of insurance naming the Village of Pittsford as additional insured is received in the office of the Village Clerk prior to the event and with the understanding that village streets will not be closed and that the municipal sidewalks will not be used for particular entertainment.

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

**BETSY BARRETT – PITTSFORD CREW**

Ms. Barrett thanked the Village Board for all of their help with the regatta in past years, especially the DPW. She noted that in 2007, Pittsford Crew will be celebrating their 10<sup>th</sup> year. Ms. Barrett described how the club has grown in membership and in terms of their training facility. She explained that the club would like to continue to grow but will need future funding to do so. One of the areas needing improvement is the driveway. It is hazardous due to its narrowness and the steep pitch. She also told the Board there is a potential for problems at the public launch. Members of Pittsford Crew try to maintain the area but are not always able to keep it cleaned up. The Trustees explained that the boathouse is located in the Town .

**Proceedings of a meeting of the Village Board of Trustees  
November 14, 2006**

Therefore, the Village does not have the ability to help in that area. She asked the Board for suggestions regarding funding.

Board members recommended contacting a grant writer. Mayor Corby said that the NYS Canal Corporation, and the Western Erie Canal Heritage Commission may also be possible sources of funding. He said it might be feasible to partner in a grant for a dock type of structure that would fall within the Village limits. He suggested that plans for the future along the Northwest Quadrant could possibly include thoughts or recommendations from Pittsford Crew. Ms. Barrett thanked the Board for their suggestions.

**CODE CHANGE DISCUSSION-ATTORNEY OSBORN**

Mayor Corby recused himself from this discussion as a member of the Board of Trustees.

Attorney Osborn led a discussion regarding the Pittsford Farms Dairy. He stated that the owner would like to expand the business and that because of State health regulations, improvements must be made to the bottling plant. As it is written, farms are not allowed in our Code. He said the dairy is a non-conforming use and according to Chapter 210-6 of the Zoning Code, non-conforming uses shall not be extended. Because the dairy has National Historic designation, is so popular with residents, is an asset and is such an important and unique part of the village, Mr. Osborn suggested creating a farm district to include the Dairy. He said the first step would be to specify a description for a farm district.

Board members discussed potential unintended consequences such as creating a district that allows only farms or dairies, the unfair advantage or disadvantage to the owners, the advantage to the Village of Pittsford that would come from preserving the farm and the possibility that a precedent could be set.

Attorney Osborn pointed out that the Dairy is significantly different than other properties because it has National Historic designation. It was pointed out that the Comprehensive Plan has always treated the Dairy as a unique historic resource.

As a member of the Corby family, Bob Corby suggested the solution might be an overlay district which would protect the most important resources of the property. He explained that an overlay district is a type of zoning district that overrides the requirements of a district and that “raises the bar” and makes the standards even more specific.

The Board concluded that the Building Inspector should work with the developer, propose wording for the Code and then discuss it with the Village Attorney. Mr. Osborn will follow-up with Mr. Bailey. It was noted that the APRB and the PZBA should be involved in discussions regarding this proposed zoning change.

Mayor Corby rejoined the meeting as a member of the Board at 8:00 PM.

**PROPOSED LOCAL LAW #7 OF 2006-AMEND CHAPTER 9 BOARDS AND COMMISSIONS**

The purpose of this proposed law is to insure that the PZBA and APRB will be able to act at their meetings even if members are absent for various reasons. This law would authorize the appointment and service of an alternate member.

Proof of the legal notice below having been published in the October 18<sup>th</sup> edition of the Brighton-Pittsford Post, a **motion** was made **by Mayor Corby, seconded by Trustee Sherwood** to open the public hearing.

**Vote:** Maddox – yes, Limbeck – yes, Sherwood – yes, Galli – yes, Corby – 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, November 14, 2006 at 8:00 PM at the Pittsford Village Hall, 21 North Main Street, Pittsford, NY, to consider the adoption of Proposed Local Law #7 of 2006, which local law would amend **Chapter 9 BOARDS AND COMMISSIONS** of the Code of the Village of Pittsford as follows:*

**Proceedings of a meeting of the Village Board of Trustees  
November 14, 2006**

***Amend § 9-1. Purpose.***

*For various reasons, including illnesses, vacations, and conflicts of interest, it is sometimes not possible for every member of the Zoning Board of Appeals, the Planning Board and the Architectural and Preservation Review Board to act at every meeting. Such inability to act at every meeting may delay or impede such Boards in meeting their responsibilities. The purpose of this article is to authorize the appointment and service of alternate members of the Zoning Board of Appeals, the Planning Board, and the Architectural and Preservation Review Board of the Village of Pittsford.*

***Amend § 9-2. Definitions.***

*ALTERNATE MEMBER – An individual appointed, as provided herein to serve on the Zoning Board of Appeals, the Planning Board or the Architectural and Preservation Review Board when required to replace any member of such Boards who is unable to act at any meeting for any reason.*

***Amend § 9-3 C.***

*The Chairperson of the Zoning Board of Appeals, the Planning Board, or the Architectural and Preservation Review Board may designate an alternate member to serve when necessary to replace any member unable to act at any meeting for any reason. Such designation and its expiration shall be entered into the minutes of the Board. When so designated, the alternate member shall possess all the powers and responsibilities of a member of such Board.*

Board members noted that positive comments regarding this proposed law were received from APRB members Marcia Watt, Paul Zachman and Scott Latshaw. Although all members of the APRB and PZBA were sent a copy of this proposed law on September 18<sup>th</sup>, no other comments were received.

There being no one further to speak for or against this proposed local law, a **motion** was made by **Mayor Corby, seconded by Trustee Sherwood** to close the public hearing.

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

A **motion** was made by **Trustee Maddox, seconded by Trustee Limbeck** to approve proposed Local Law #7 of 2006 as written.

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

**APRB APPOINTMENT**

Mayor Corby noted for the record that as a result of a Board discussion at the October 25<sup>th</sup> meeting, he officially appointed Paul Zachman to the position of APRB Chairperson to fulfill the unexpired term of Steve Melnyk who tendered his resignation in October. Mr. Zachman's position will expire in April of 2008. Mayor Corby said that there is now a vacancy for an alternate board member and that 2 to 3 people should be interviewed for that position.

**VILLAGE TAX CERTIFICATE OF SURRENDER**

Board members compared the Unpaid Tax Statement prepared by the Village Clerk to the amount listed on the Certificate of Village Surrender and found it to be correct. Members certified the Village Surrender to Monroe County with their signatures and the date. The Clerk will forward the signed Certificate of Village Surrender to Assistant Treasurer Linda Pelusio at the Monroe County Department of Treasury for the collection of unpaid Village taxes.

**HEALTH CARE DISCUSSION – TRUSTEE GALLI**

Board members discussed aspects of the health care package that will be offered to employees for the 2007 calendar year. A **motion** was made by **Trustee Galli, seconded by Trustee Limbeck** to adopt the following policies regarding the health care package for Village employees for the 2007 calendar year as follows:

**Proceedings of a meeting of the Village Board of Trustees  
November 14, 2006**

1. there will be a buy out option of \$1500 with submission of proof of alternate coverage for health care benefits only and not for dental benefits,
2. the administration of the buyout shall be handled through payroll installments in lieu of a lump sum payout,
3. the Mayor will announce and explain non-union employee cost sharing at an employee healthcare meeting scheduled for December 6<sup>th</sup>,
4. employees must work 32 or more hours per week to be eligible for participation in the Village's Flexible Spending program with the exception of those employees enrolled in the 2006 program. Those employees will be allowed to continue.

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

**MEMBER ITEMS**

Mayor Corby told the Board that he scheduled a walking tour of the **Northwest Quadrant** on Monday, 11/20 at 3:30 PM with Andy Smith, a senior scientist with Stantec. Trustee Limbeck suggested that the Trustees consider holding informal **information sessions** to enable residents to discuss issues in a less formal forum. No decision was made. Trustee Limbeck told the Board that he is working with the Building Inspector to clear up some of the issues on the **violation list**. Regarding the structure at **10 Lincoln Avenue**, Trustee Limbeck called the engineer and was told that a copy of his report would be forthcoming. Trustee Limbeck has not received the report and will follow up with another phone call. The purchase of residential property by **St. Louis Church** for possible use as a parking lot was discussed. Trustee Sherwood told the Board that there would be two informational meetings, one on Nov. 20<sup>th</sup> and one on Nov. 28<sup>th</sup> at 7:30 PM in the parish meeting hall. These meetings will be open to the public. Trustee Limbeck will ask the Building Inspector to stay in touch with the Assessor regarding the status of the property. Trustee Galli reported that he and the Village Clerk have been meeting with the our insurance agent regarding renewal of the Village's **insurance policy**. Mayor Corby has had discussions with the DPW Superintendent about turning over the installation and maintenance of **stop signs** to the DOT. Board members agreed that the advantage would be reduced cost but the disadvantage would be working on someone else's time table. The consensus was that the DPW should continue to install and care for stop signs. Neighbors from Green Hill Lane and Sunset Boulevard have petitioned the DOT for **safety improvements** on Jefferson Road near Sutherland High School. Mayor Corby told the Board he and Supervisor Carpenter will collaborate on a joint statement to give to the DOT regarding the plans for the **Clover Street intersection**. The Clerk was asked to order business cards for some of the Trustees. They will include the new email address [pittsfordvillage@frontiernet.net](mailto:pittsfordvillage@frontiernet.net). Board members discussed following up with Scott Harter regarding re-bidding the **sidewalk at Wahl's Ice Cream**, 45 Schoen Place and about a more effective parking design for the area of the sidewalk near **Starbucks** at 5 State Street.

Trustee Sherwood presented the Board with a list of suggested **holiday decoration materials** including wreaths, lights and bows. It included the cost for these items. A **motion** was made **by Mayor Corby, seconded by Trustee Limbeck** to authorize the purchase of the materials presented on the list for the 2006 holiday season and to include a small Christmas tree for the interior of the Village Hall.

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

Board members discussed the mandatory adoption of the new State Building Code. Attorney Osborn reviewed the changes specific to the Village that were noted by the Building Inspector in his draft. A **motion** was made **by Trustee Limbeck, seconded by Mayor Corby** to hold a public hearing at the December 12<sup>th</sup> meeting to consider proposed Local Law # 8 of 2006, which law would amend the building code according to NY State regulations.

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

**MINUTES**

**October 25, 2006:** A motion was made by Trustee Maddox, seconded by Trustee Limbeck to approve these minutes as presented.

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

**STAFF/OFFICIALS TRAINING**

**Proceedings of a meeting of the Village Board of Trustees  
November 14, 2006**

The Village Clerk was asked to investigate options for training and development on the topic of harassment and sensitivity. The Village's labor attorney will be consulted for recommendations.

**VILLAGE HALL CLOSED 12/26/06**

A **motion** was made by **Mayor Corby**, seconded by **Trustee Limbeck** to approve a request made by Village office employees to officially close Village Hall on December 26th with the understanding that employees will use their vacation time.

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

**DECEMBER STAFF DEVELOPMENT**

The Clerk was asked to schedule a date for the December staff development get together and to make the necessary arrangements for this event. Suggested dates were December 15<sup>th</sup> and December 20<sup>th</sup>.

**ADJOURNMENT**

There being no further business, a **motion** was made by **Trustee Limbeck**, seconded by **Mayor Corby** to adjourn the meeting at 10:05 PM.

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

---

Anne Z. Hartsig, Recording Secretary