

PROCEEDINGS OF A MEETING OF THE VILLAGE BOARD OF TRUSTEES
September 25, 2007

Present:

Mayor	Robert C. Corby
Trustees	Steve Maddox Tim Galli Mary Beth Cleary Paula Sherwood
DPW Superintendent	John Cufari
Building Inspector	Edward Bailey
Recording Secretary	Linda Habeeb

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

TREASURER’S REPORT - Trustee Galli

The Board reviewed the **vouchers for approval:**

1. Vouchers for approval – Abstract #008:

➤ General Fund (#156-164, #166-168, #170-#184):	\$30,404.01
➤ Sewer Fund (#167, 169):	\$ <u>73.55</u>

Total vouchers for approval:	\$30,477.56
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2. Bank Status

3. Other Business:

- CHIPS monies received \$10,305.38 (applied against Schoen Place sidewalk).

A **motion** was made by **Trustee Galli, seconded by Trustee Sherwood**, to approve the vouchers, totaling \$30,477.56.

Vote: Maddox – yes; Cleary – yes; Corby – yes; Sherwood – yes; Galli – yes. **Motion carried.**

BUILDING INSPECTOR’S REPORT – Skip Bailey

Mr. Bailey presented his monthly report to the Board:

- Federal stormwater regulations require municipalities to adopt an Illicit Discharge Detection and Elimination Ordinance by January 1, 2008. The Stormwater Coalition has drafted a model ordinance for adoption. A copy of the draft ordinance is attached.
- The construction at the Flour Mill Tower is continuing. The second floor will be installed soon. The APRB still has to approve the windows and the detail for the top floor. A cellular provider has applied to the Planning Board for a special

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permit to install cellular antennas on the tower. The public hearing will be in October.

- A code enforcement and fire inspection update is provided with this report.
 - New front steps are being installed at the Parker house, which should greatly improve the property's appearance.
 - The parking map is completed and a copy is provided with this report. Steve Weinstein will check the map for accuracy.
 - A draft copy of language for the No Parking zones on North Main Street and Village Grove is attached to this report.
 - Mr. Bailey requested new pictometry of the Village from Monroe County.
- ✦ Trustee Cleary requested that Mr. Bailey cross-reference the parking rules for East Jefferson Road on the parking map.
 - ✦ Mayor Corby noted that the variance that was granted by the New York State Department of State Codes Division for the Flour Mill Towers was for eight floors, but the proposed plan includes a ninth floor. Mr. Bailey stated that he will check the file to determine what was approved.
 - ✦ The Board discussed the various options for allowing parking on Lincoln Avenue between Sutherland Street and Washington Avenue.

Motion: Trustee Maddox made a motion, **seconded by Trustee Sherwood**, to hold a public hearing to consider: (1) allowing 2-hour parking on the north side of Lincoln Avenue between Sutherland Street and Washington Avenue; and (2) prohibiting parking at all times on the south side of Village Grove and the west side of South Main Street.

Vote: Cleary - yes, Corby – yes, Sherwood – yes; Galli – yes. **Motion carried.**

Board Members next discussed prohibiting parking from 10 pm to 7 am on the east side of North Main Street. Mayor Corby stated that he is opposed to allowing parking after 8 pm in this area, because the possible poor behavior of some of the patrons of the bar could potentially create a nuisance and disturb the peace for residents who live in the area.

Motion: Mayor Corby made a motion, **seconded by Trustee Sherwood**, to prohibit parking from 8 pm to 7 am on the east side of North Main Street.

Vote: Maddox – no; Cleary - no, Corby – yes, Sherwood – yes; Galli – no.

Motion: Trustee Cleary made a motion, **seconded by Trustee Galli**, to prohibit parking from 9 pm to 7 am on the east side of North Main Street.

Vote: Maddox – no; Cleary - yes, Corby – no, Sherwood – no; Galli – yes.

Motion: Trustee Maddox made a motion, **seconded by Trustee Cleary**, to hold a public hearing to consider prohibiting parking from 10 pm to 7 am on the east side of North Main Street.

Vote: Maddox – yes; Cleary - yes, Corby – no, Sherwood – no; Galli – yes.

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DPW REPORT – John Cufari

Board Members commented that the neat and attractive appearance of the Village is due to the efforts of Mr. Cufari and the DPW crew.

Mr. Cufari reported that:

- The Village DPW cleaned all the catch basins from the milling project, which was a trade-off for the contractor's doing the manholes and catch basin repairs.
- Stormwater: Mr. Cufari is working with Remegia Mitchell on this project. The initial mapping is completed. The interns will be coming back to GPS all the catch basins and sewer inverts. They will help with traffic control when they come back. They will have to mark the catch basins for illicit discharge.
- Insurance: Mr. Cufari and Remegia Mitchell have been working on this, and have submitted all the information to the insurance agent. They spoke with the Town about coverage, and they have a catastrophic policy on the DPW and surrounding areas. They have asked the insurance agent to look into that type of policy for our DPW.
- Recycling Grant: Mr. Cufari continues to review the recycling grant regarding equipment purchases and timing.
- Auction: The loader, one-ton Chevy, and one-ton salter are going to auction on September 27th.
- Sidewalks: The Town will start the sidewalks on September 27th. The project is expected to take four weeks.
- Safety Clothing: Mr. Cufari is requesting purchasing clothing that has reflective striping on it. This clothing is more expensive, but it is safer for the DPW crew.
- Schoen Place: Surveying has been done. The engineer will be doing boring samples to the roadway. They have some drainage concerns to deal with.
- Northfield Commons: The Town will haul millings and the DPW will fix the right-of-way only. Dumpsters on the right-of-way will need to be moved. Anything other than the right-of-way proper cannot be done.
- Washington Road: Curbing is in, and they are working on drainage. Milling is scheduled to begin on October 1st.
- CHIPS: How to use monies.
- Pavilion: Will be stained by Gerlach in the next two weeks.
- Schoen Place pavers: Two quotes in – Bristol's was the lowest by \$2,300.00.

The Board discussed moving the restaurant dumpsters in the RG&E right-of-way. The Building Inspector will send a letter to the owner indicating that the dumpsters must be moved. Board

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members also discussed possible uses for CHIPS funds: matching of the Greenway Grant or milling and paving of Maple Street.

Motion: Trustee Cleary made a motion, **seconded by Mayor Corby**, to apply CHIPS funds to mill and pave Maple Street, conditional on scheduling and contingency fund balance.

Vote: Cleary - yes, Corby – yes, Sherwood – yes; Galli – yes. **Motion carried.**

EQUIPMENT PURCHASE PLAN PROPOSAL

Trustee Maddox and Mr. Cufari presented a spreadsheet summarizing the major pieces of DPW equipment. Trustee Maddox stated that they had reviewed the summary and determined that the “2 + 2” plan (2 one-ton dump trucks and 2 light heavyweight trucks) is the most reliable strategy to meet residents’ needs. He further stated that this will result in an average cost, over a 12-year period, of \$44,000, compared to \$25,000 last year. He concluded that this plan will fully utilize the grant funds, but will result in a greater total outlay to Village taxpayers.

PROCLAMATION: TED WENIGER – MAYOR CORBY

Mayor Corby presented Charles “Ted” Weniger with a proclamation in honor of his 20 years of service to the Village and in recognition of his resignation from the Village of Pittsford Planning and Zoning Board of Appeals.

PUBLIC HEARING CONTINUED: OPEN SPACE PERFORMANCE ZONING DISTRICT

Mayor Corby stated that he and Trustee Galli had met with Bill Carpenter and Karen Green regarding a proposed modification to the language of Local Law #4, Open Space Performance Zoning District. The Town requested the Village remove the provision requiring a 100 foot buffer around wetlands.

Trustee Sherwood expressed concern that the words “a buffer” were too vague and could be interpreted to mean no buffer. After discussion, the wording included below was proposed.

The proposed changes are (*in italics*) as follows:

§ 210-56.3. Standards.

(A)(5) Existing mature specimen trees, historic landscape features, mature groves of trees, streams, wetlands, and prominent topography shall be conserved and incorporated into the development design. *An undisturbed buffer shall be maintained around the perimeter of identified wetland areas to visually screen adjacent uses; to protect associated animal habitat, and plant life; and to ensure a healthy wetland ecosystem is maintained. Site planning for wetlands and adjacent areas shall be consistent with state and federal guidelines and recommended best practices.*

(14) The Erie Canal corridor is one of the Village of Pittsford’s most important recreational resources. The further development of public access to the waterfront, parkland, and other recreational amenities can enhance the public’s opportunities to enjoy the canal and is encouraged. To ensure new development is compatible with the historic character of the village and the canal, the design of new structures, buildings, and site development adjacent to the canal shall consider the following:

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(a) New development along the canal should respect the historic patterns of building in the village.

I. A key feature of the village is the historic, walkable, compact retail business district located at its center. To avoid diminishing the economic viability and pedestrian activity in the village's historic downtown district, the construction of new office or retail development outside the existing central business district is prohibited.

II. During the last 100 years, Pittsford's canal waterfront development and has been concentrated the areas along Schoen Place and adjacent to the Monroe Avenue bridge. The relatively undeveloped quiet character of the village's northwest quadrant contrasts with activity and sense of destination focused at the Schoen Place waterfront. The natural condition of this area preserves the *historic setting of the canal*, the village, and the Schoen Place warehouse district. Development in the northwest quadrant shall be designed in such a manner that the rural character, sense of open space, and viewshed of this area are preserved.

§ 210-56.4 District boundaries.

A. The following tax account numbers identify the properties included in the Performance Zoning Overlay District:

- (1) 151.18-1-1.1
- (2) 151.18-1-49
- (3) 151.18-1-51
- (4) 151.18-1-52
- (5) 151.18-1-54
- (6) 151.18-1-55
- (7) 151.19-3-71
- (8) 151.19-1-15.1
- (9) 164.06-1-69
- (10) 151.19-1-15.2

Motion: Trustee Galli made a motion, seconded by Trustee Sherwood, to close the public hearing for the Open Space Performance Zoning District.

Vote: Maddox – yes; Cleary - yes, Corby – abstain, Sherwood – yes; Galli – yes. **Motion carried.**

Motion: Trustee Galli made a motion, seconded by Trustee Maddox, to approve Local Law #14, Open Space Performance Zoning District, with amendments to sections (A)(5) and (14), as noted, as well as the addition of the tax parcel in section 210-56.4.

Vote: Maddox – yes; Cleary - absent, Corby – abstain, Sherwood – yes; Galli – yes. **Motion carried.**

STATE STREET ENTRYWAY

Board members discussed traffic-calming issues for State Street.

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Trustee Maddox reported on the 9/20/07 meeting with NYSDOT, Town of Pittsford representatives, and Scott Harter. Both Town and Village are concerned about speeds and driver behavior along the Route 31 corridor east of the village.

Mayor Corby stated that Village concerns include:

1. Because State Street residents homes are located close to the street, excessive speeding has a significant impact on the quality of life in the neighborhood.
2. Excessive speeds makes it difficult and unsafe to exit driveways.
3. The street is an important pedestrian route connecting to the Highlands and neighborhoods located east of the village. Speeding is detrimental to the walkability of the street.
4. Excessive speeding erodes the pedestrian climate of the village and conflicts with the Village's adopted goals.

At a meeting with the NYSDOT, the Town Supervisor Carpenter stated the town has safety concerns at the intersections located along this section of road.

A joint meeting with staff members from the Village and the Town will be convened to discuss these issues and establish collaborative actions to achieve common goals.

JEFFERSON ROAD CORRIDOR ~ Scott Harter

Scott Harter presented a photo site plan of the Jefferson Road corridor. He suggested that Board members set up a meeting to walk the site and identify street lights, sidewalks, catch basins, curbs, trees, etc., in the area. The site meeting will be on Saturday, October 6 at 8 am.

Mr. Harter introduced Scott Hill, from Pictometry. Mr. Hill stated that Pictometry is an aerial photography company. The company develops and markets a sophisticated, integrated information system that allows users to have high-resolution images of neighborhoods, landmarks, roads, and complete municipalities from multiple views on their personal computers. It can also be linked to existing mapping and GIS systems.

Trustee Galli questioned Mr. Hill as to the expense and amount of work involved in using this system. Mr. Hill stated that since the Village is small, the expense would not be as great as it would be for a larger area. Trustee Cleary suggested that this system could be utilized in conjunction with traffic-calming strategies. Mayor Corby stated that the first step in the process is to identify what needs to be done on the Jefferson Road corridor, and then break it down into realistic, potential phases, resulting in a 20 or 25-year plan. Trustee Cleary suggested focusing on roads, sidewalks, and traffic-calming issues for Phase I of the project, to define the current condition of curbs, roads, sidewalks, etc.

INFORMATION ONLY: Justin Hahs, 10 State Street ~ Hungry's

The applicant presented a proposal for a special permit for the operation of a restaurant, Hungry's, at 10 State Street, at the site of the old "Jonny's Hots." The menu will be very similar to Jonny's Hots, and will provide carry-out and delivery service. The proposed use will require no changes to the exterior or the interior of the building. Mr. Hahs stated that the proposed site will not create any additional noise, late-night activity, or any other nuisances.

The proposed hours of operation will be the same as were approved for Jonny's Village Hots:

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Sunday	Noon – 8 PM
Monday – Wednesday	11 AM – 12 AM
Thursday – Saturday	11 AM – 1:30 AM

Board members questioned Mr. Hahs as to the proposed times for deliveries to the restaurant. He stated that he was uncertain, at this time, as to the specific times that deliveries would be made. Board members expressed concern with large delivery trucks blocking traffic and causing congestion in front of Thirsty's. Mayor Corby asked the applicant for their proposed method of trash disposal. The applicant stated that the restaurant will share a dumpster with Thirsty's. He also stated that there are sealed dumpsters for the disposal of fryer oils. He stated that he will be installing a sign similar to the previous sign. The Board informed Mr. Hahs that the sign will need to be approved by the APRB. Trustee Sherwood stated that A-frame signs are prohibited in the Village.

The applicant presented his proposal to the Zoning Board, and Chairperson Mitchell sent a memo to the Board of Trustees with the Board's evaluation of the proposal. Some of the concerns to be addressed are:

1. Hours of operation should not exceed those approved for Jonny's Hots.
2. Trash in the park and nearby street area should be monitored by Hungry's.
3. Delivery of supplies should be made from the rear parking lot, when possible, and should be scheduled to avoid traffic congestion on State Street.

Motion: Trustee Galli made a motion, seconded by Mayor Corby, to hold a public hearing for a special permit for a restaurant at 10 State Street.

Vote: Maddox – yes; Cleary - yes, Corby – yes, Sherwood – yes; Galli – yes. **Motion carried.**

CHARITY DANCE MARATHON IN VILLAGE

Kristen Schlacter is requesting permission to collect money at the four corners on October 20 & 21st for a dance marathon at Bryce Jordan Center at Pennsylvania State, with all money being donated to Pediatric Cancer. According to NYCOM, this is a First Amendment right that the Village cannot prevent, and since it is a charitable organization, the Village cannot charge a fee. Mayor Corby specified the hours as between 8 am and 5 pm, and only on the sidewalk, not on the street.

MEMBER ITEMS

- ✦ Mayor Corby stated that the Planning Board had raised the following concerns regarding deliveries in the general area:
 - Great Northern Pizza, Thirsty's, Brueggers, other Main Street eateries.
 - Food deliveries are a problem when they are made in large trucks which block traffic.
 - Truck sizes and parking options present concerns to neighbors.
 - Some services, such as sweeping and/or trash collection at restaurants and ESL, start too early in the morning, especially on weekends.

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- ✦ Northfield Commons: Recommendation to install a stop sign either at the new pavilion or by the Grill to facilitate the curb cut. Mayor Corby stated that there are topography issues in that area. This will be considered in the Greenway Grant design implementation.
- ✦ Mayor Corby stated that he had met with neighbors to discuss concerns about potential plans of St. Louis Church. As a result of the discussion, he suggested that changes to the zoning code should be considered.
- ✦ Greenway Budget Amendment: Memo from Doug McCord stating that in order to do 4 to 6 test cores of the existing asphalt pavement along Schoen Place, there will be an additional cost of \$1,000, due to additional time and personnel required for work in a confined right-of-way situation, traffic-control coordination, and coordination with owners of underground utilities.
- ✦ It will be necessary for the person requesting permission to play the guitar on Schoen Place, Peter Carpenter, to obtain a Public Liability Insurance Coverage Permit for one year.
- ✦ Tree Signs: Trustee Sherwood reported that there is a meeting with representatives of the Boy Scouts scheduled for October 9.
- ✦ Newsletter: Trustee Sherwood stated that the deadline for submissions is October 18.

EXECUTIVE SESSION:

A **motion** was made by **Mayor Corby, seconded by Trustee Sherwood**, to enter executive session to discuss a personnel issue.

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

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

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

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:30 PM.

Linda L. Habeeb, Recording Secretary