

PROCEEDINGS OF A MEETING OF THE VILLAGE BOARD OF TRUSTEES
January 22, 2008

Present:

Mayor	Robert C. Corby
Trustees	Tim Galli
	Steve Maddox
	Paula Sherwood
	Mary Beth Cleary - Excused
Attorney	Jeffrey L. Turner
Recording Secretary	Anne Hartsig

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

BUILDING INSPECTOR'S REPORT – SKIP BAILEY

Board members asked about the following issues: cinderblocks in the **towpath** in front of Aladdin's, use of "**PODS**" **storage units** as they relate to the Village Code, lighting at **19 State Street**, and the requirements for development of property on Rand Place. Mayor Corby asked the DPW Superintendent to contact the **Stormwater Coalition** to take advantage of interns who will monitor stormwater outfalls and check for illicit discharges. Mr. Bailey presented a report from the Stormwater Coalition which creates drainage districts with a tax assessment in order to comply with Federal regulations. Comments have been requested. Mr. Bailey will contact the Canal Corporation and the tenant regarding the **illegal dock at 8 Schoen Place**. The owner has not responded to prior notices. Mr. Bailey was asked to review the tax account numbers included in the **Performance Overlay District**. If there are errors, they will be corrected. Mr. Bailey researched **fee schedules** from other villages and determined that our fees are reasonable by comparison. The Board discussed the **Burdett lot dumpster situation** with Mr. Bailey. It was decided that Trustee Maddox will contact Heberle Disposal Company, the hauler responsible for Hick's dumpster, to arrange a meeting. Other haulers who have dumpsters or totes in that lot are Youngblood, Baker Commodities and Waste Management. Trustee Maddox will seek suggestions on the management and maintenance of the dumpsters in that lot.

Mr. Bailey reported that issues coming before the PZBA include the installation of a cellular antenna on the grain tower on Schoen Place, changes at the Pittsford Dairy, changes to the canopies at the Village market on North Main Street, and the appeal of the Building Inspector's decision regarding an audiologist's office in Village Green.

SPECIAL PERMIT DISCUSSION

Gayle and Nick Mourgides addressed the Board with details of plans to open a restaurant at 50 State Street in the building formerly known as the Schoen Place Prime Rib and Grill. It is their intention to open a California/Napa style restaurant in that location. They are on the PZBA agenda for January 28th and will ask that Board to submit comments to the Board of Trustees. A **motion** was made **by Trustee Sherwood, seconded by Mayor Corby**, to hold a public hearing at the February 12, 2008 meeting to

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consider a special permit to operate a restaurant at 50 State Street, formerly Schoen Place Prime Rib and Grill.

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

DPW REPORT – JOHN CUFARI

Mr. Cufari shared some recommendations regarding **Candlelight Night**. Trustee Sherwood will report the recommendations to the Candlelight Night committee. Mr. Cufari's report also included equipment status, and information about snow removal, the January 9th windstorm, leaf and bush pick-up. There was a discussion about the cost and use of the dog waste bags provided by the Village on the towpath.

PUBLIC HEARING- 57 NORTH MAIN STREET

Mike Newcomb Jr. gave a summary of proposed plans for 57 North Main Street. He said the business will be a convenience store selling such items as coffee, donuts, soda and ice cream. It will also be a gasoline station. He said there are a total of 33 parking places. All Code requirements will be met, including screening the dumpster. There are plans for an addition on the back of the building for use as storage and plans to replace the canopies.

Proof of the legal notice below having been published, a **motion** was made by **Mayor Corby, seconded by Trustee Sherwood**, to open the public hearing.

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

“Please take notice that a Public Hearing will be held before the Village of Pittsford Board of Trustees, Tuesday, January 22, 2008 at 8:00 PM at the Village Hall, 21 North Main Street, Pittsford, NY to consider an application made by Newcomb Oil Co., Inc., for a Special Permit from the Village Board of Trustees to allow the operation of a take-out restaurant in the building located at 57 North Main Street, Pittsford, NY, which location is in a B-2 District, pursuant to Chapter 210-74 A (2), Special Permit Uses in B-1, B-1A, B-2, B-4 and M-1 Districts.”

Bob Brown, 69 North Main Street: Mr. Brown asked if a deli that serves sandwiches and salads would be included in the operation. Mr. Newcomb replied that he was not sure at this point but that a deli would probably not be included. When Mr. Brown asked for a start up date, Mr. Newcomb replied that he hopes to be open for business in June of 2008.

John Limbeck, 62 State Street: Mr. Limbeck asked if the staff would be over 21 years of age given that beer and cigarettes would be available for sale. Mr. Newcomb replied that sales of these items will be very carefully monitored and that other operations owned by Newcomb Properties have received favorable accounts regarding this issue.

Mike Mercier, E.J. Del Monte Company: Mr. Mercier said that the Del Monte Lodge and Spa welcomes the convenience store as neighbors and is looking forward to having the business operational. He said the only concern is the possibility of large trucks parking in the Del Monte lot in the early morning hours. Mr. Newcomb replied that this would not be encouraged. He asked all concerned parties to take notice of offenders

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(name of truck company and license plate number) if this does occur so that the situation can be rectified.

Mayor Corby stated that the public hearing would remain open and will continue at the February 12th meeting to allow time to receive comments from the PZBA.

TREASURER’S REPORT

The Treasurer’s Report was presented by Trustee Galli.

The vouchers listed on Abstract #15 were reviewed. Following discussion of the vouchers, a **motion** was made **by Trustee Galli, seconded by Mayor Corby**, to approve the vouchers listed below as presented and to charge them to the appropriate accounts.

General Fund (#387-#391, #393-398, #400-#407):	\$ 13,575.49
Sewer Fund (#392, #397):	\$ 25.81
Canal Improvements – Greenway Grant (#399)	<u>\$ 9,150.00</u>
Total vouchers for approval:	\$ 22,751.30

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

PROPOSED STORMWATER LAW

Mr. Bailey explained that this stormwater law is mandated by the Federal government to protect stormwater discharges by prohibiting non-stormwater discharges into the storm drain system, prohibiting stormwater discharges to sanitary sewers and by reducing pollutants in storm water discharges as much as possible. A draft law was presented. A **motion** was made **by Trustee Maddox, seconded by Mayor Corby**, to hold a public hearing in February to consider the adoption of proposed local law #2 of 2008 which will address this mandate, re-title Chapter 164 and add Chapter 165 to the Village Code.

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

REQUEST FOR NON-MUNICIPAL USE PERMIT – PITTSFORD LITTLE LEAGUE

The Village Board received a request for a non-municipal use permit from the Pittsford Little League to hold their opening day parade on April 26, 2008 at 11:30 AM following the same route as previous years. A **motion** was made **by Trustee Maddox, seconded by Trustee Galli**, to approve this request.

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

MEMBER ITEMS

- **RIT Big Shot:** Board members discussed holding a reception prior to the Big Shot photo shoot on May 8th. Mayor Corby left a message for Supervisor Carpenter inviting him and the Town Board to this event. He will discuss it in further detail at the next Leadership Meeting and will invite school officials to participate at that time. Members discussed a guest list for the reception. Trustees Sherwood and Maddox will coordinate this event.

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- **Archives Clerk:** Board members decided to offer the position of records clerk/manager to Teresa Robins. A starting rate was determined. Mayor Corby will contact Ms. Robins to offer her the position.
- **Legion Room:** The Village Board received a request from Rayson Miller Post members to paint the main meeting room and to paint the kitchen. If possible, they would like this to be completed before Memorial Day when they will hold a reception in the meeting room.
- **Employee Handbook:** Labor Attorney Bethany Centrone made some recommendations regarding the definitions of the term “seasonal employee” and a recommendation to change the term “full time employee” to “regular full time employee” in several sections of the handbook. A **motion** was made **by Mayor Corby, seconded by Trustee Maddox**, to approve the recommendations made by Bethany Centrone for changes that will clarify the definitions of employee categories in the Employee Handbook.
Vote: Corby – yes, Maddox – yes, Sherwood - yes, Galli – yes. **Motion carried.**

EXECUTIVE SESSION

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

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

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

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

MINUTES

January 8, 2008: A **motion** was made **by Trustee Maddox, seconded by Trustee Sherwood**, to approve these minutes as written.

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

ADJOURNMENT

There being no further business, Mayor Corby adjourned the meeting at 9:35 PM.

Anne Z. Hartsig, Recording Secretary