

PROCEEDINGS OF A MEETING OF THE VILLAGE BOARD OF TRUSTEES
September 15, 2009 – 7:00 PM

Present:

Mayor

Robert Corby
Tim Galli
Trip Pierson
Paula Sherwood
Steve Maddox – arrived at 7:30 PM

Attorney:

John C. Osborn

Treasurer

Mary Marowski

DPW Superintendent

John Cufari

Recording Secretary:

Anne Hartsig

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

SIGN REQUESTS

Pittsford Cooperative Nursery School: Volunteer Margot Lutz and School Administrator Teresa Zatyko, came before the Board to request a more prominent location for the sign that advertises nursery school enrollment in the autumn and in January. Concerns were traffic visibility, a possible hazard for the sidewalk plow, and the design of the sign. Suggestions for appropriate locations were made. Mayor Corby recommended that the signs be a simple design with minimal clutter so that they are readable. A **motion** was made **by Mayor Corby, seconded by Trustee Galli** to approve the request received on August 23, 2009 from Pittsford Nursery School to place special event signs five days before the October 17th Open House and five days before the January 24th Open House at the following locations, with the understanding that the signs will be put out and taken in daily so that they are not a potential hazard:

1. one sign at the north east corner of Locust Street and South Main Street
2. one sign at the southwest corner of Locust Street and South Street

Signs shall be removed at the end of the day of October 17th and January 24th.

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

First Presbyterian Church: The Village Board received a request on 9/3/09 from First Presbyterian Church, for temporary not-for-profit event signs to advertise their 2009/10 concert series events. There are a total of 7 concerts. A **motion** was made **by Mayor Corby, seconded by Trustee Galli**, to approve the concert series signs requested by the First Presbyterian Church as submitted in their letter dated 9/1/09, with the condition that they are mindful of monitoring the signs in the winter. The signs will be located at the corner of South Street and Route 96 and on the southwest corner of the Four Corners near the Pendleton Store. They may be placed five days prior to the event and removed on the day of the concert.

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

Embrasse-moi: The Village Board received a request from business owner Kristine Iannazzi, which was submitted on September 14, 2009. Ms. Iannazzi would like to place two signs advertising a fund raising event to raise money for the Breast Cancer Coalition of Rochester. \$1.00 will be donated to the Coalition for each bra fitting that occurs during the month of October.

Members noted concerns about this applicant because the sign policy has been abused in the past. Advertising signs have been placed after hours and on weekends in spite of numerous violation letters and conversations with the applicant. Following discussion, a **motion** was

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made **by Trustee Sherwood, seconded by Mayor Corby**, to approve the request for two signs to advertise the Breast Cancer Coalition fund raiser sponsored by Embrasse-moi with the following conditions: 1. each sign must be placed close to the building, out of the village right of way and clear of the primary pedestrian route, 2. the applicant may choose a total of five days of display for each sign during the month of October, with the exception of October 20-25 due to a Town of Pittsford event, 3. one sign may be located on Monroe Avenue near the corner of the building, and one sign may be located on Monroe Avenue near the light post as indicated on the submitted sketch.

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

Trustee Maddox arrived a 7:30 PM

Wagner College Founders Tree: The Village Board received a second letter of request for a sign to mark the Founders Tree on Lincoln Avenue in which modifications to the first request were made, making the sign smaller (4”x6”) than originally requested. The letter suggested that the Village DPW mount the sign on a stone or concrete base.

Members noted that it would be illegal for the Village to provide the stone or for the DPW to install the stone because it is a gift. However, the Village will need to ensure that the sign is placed properly. Mayor Corby will call Lee Manchester, the Director of Media Relations from Wagner College to discuss the next step. Mr. Manchester is the contact person from Wagner College.

SIGN COMPLAINT

The Board of Trustees received a letter of complaint about a sign that is prominently displayed in the window of a local business. The complainant considered the sign inappropriate, offensive, and harmful in that it contributes to the sexual objectification of girls, in the writer’s opinion. Board members discussed the issue and determined that there was nothing that the Village Board could legally do about this sign. Trustee Pierson will contact the writer’s husband and/or the writer, to explain the Board’s limitations regarding this issue.

TREASURER’S REPORT – MARY MAROWSKI

Treasurer Marowski presented vouchers listed on Abstract #5 for approval. A **motion** was made **by Mayor Corby, seconded by Trustee Galli**, to approve payment of vouchers listed in Abstract #5, and to charge them to the appropriate accounts.

General Fund (#110-#116, #118-#119, #121-#138, #140-#172):	\$ 61,497.36
Sewer Fund (#117, #158, #71):	\$ 375.56
Canal Improvements – Greenway Grant (#152)	\$ 65,496.78
Total vouchers for approval:	\$ 127,369.72

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

The Treasurer presented the status of the bank accounts.

Other Business

- A **motion** was made **by Trustee Maddox, seconded by Mayor Corby**, to accept the proposal for a consultant services contract to be performed by Peggy Lyons for the Town of Pittsford, Pittsford Central School District, and the Village of Pittsford under the

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direction of the Leadership Committee, with the understanding that the Village's portion of the fee will be \$1200.

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

- The Treasurer reported that the cost for printing 1000 parking tickets that will include the revised fines will be \$1170. The Board approved the expenditure for the tickets.
- The fire alarm system in the Village Hall building needed a repair. An invoice for the service call will be mailed to the Treasurer. Board members discussed why the system malfunctioned and will look into it further when the invoice arrives.
- Board members approved the expenditure of a total of \$300 for a new monitor.
- Board members discussed the need for a computer technician who would be responsible for Village computers and technical assistance. The Treasurer will send a survey to the other Villages to see who services their computers, and the cost they charge per hour.
- Recently there has been a Jeep parked on State Street in front of the library for extended periods of time. The vehicle has "For Sale" signs in the windows. It has been ticketed for parking longer than 72 hours under § 195-14. B. The DPW will remove the hanging flower basket that blocks the 2 hour parking sign.
- Members discussed the expense of the 2009 NYCOM Fall Training School. Due to budget concerns this fiscal year, the Clerk and Treasurer volunteered to skip the training school for this year.
- The Treasurer reported that the Village's State Retirement contribution for 2011 will increase and sales tax revenues are in a downward trend. Members discussed the importance of a contingency fund. The Treasurer presented a report on expenditures and revenue through August 2009.
- Members discussed the purchase of a multi purpose John Deere tractor. A **motion** was made **by Mayor Corby, seconded by Trustee Maddox**, to authorize DPW Superintendent John Cufari to purchase the John Deere tractor at a cost not to exceed the sale price of \$40,000, which is the State bid price.

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

PUBLIC HEARING – 5 SOUTH MAIN STREET – MODIFICATION OF A SPECIAL PERMIT

James Crilly, owner of Ben and Jerry's Ice Cream, came before the Board to ask for permission to modify his special permit by adding 2 dumpsters to the Burdett lot, one for paper and one for trash. The original Special Permit for this business was granted with the understanding that refuse would be stored inside and removed daily.

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

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

"Please take notice that a Public Hearing will be held before the Village of Pittsford Board of Trustees, Tuesday, September 15, 2009 at 8:00 PM at the Village Hall, 21 North Main Street, Pittsford, NY to consider an application made by Jim Crilly, owner of Ben & Jerry's Ice Cream, 5 South Main Street, for the modification of a Special Permit that was originally granted December 13, 2005, to allow his business to have a dumpster in the Burdett Parking lot, located at 19 South Main Street, Pittsford, NY, which location is in a B-1A District, pursuant to Chapter 210-74 D. of the Code of the Village of Pittsford".

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The Village Clerk reported that a phone call had been received on 9/15/09 at 2:45 PM from Dennis Peters, a Washington Avenue resident. He said he strongly objects to adding a Ben and Jerry's dumpster in the Burdett parking lot. He suggested that perhaps the business could share a dumpster with another business.

Trustee Pierson said he would talk to the owner of Breathe Yoga at 19 South Main Street to see if she might be interested in sharing a dumpster with Ben and Jerry's.

A **motion** was made by **Mayor Corby, seconded by Trustee Pierson**, to leave the public hearing open until the October 13th Board of Trustees meeting so that the idea of sharing a dumpster with another business can be explored.

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

CONTINUATION OF PUBLIC HEARING – 75 MONROE AVENUE - SEQR

Attorney Osborn explained that the Village Board wishes to be lead agency for the State Environment Quality Review for the project at 75 Monroe Avenue. The required mailings to interested and involved agencies were mailed out and the 30 day comment period has now expired. The Town of Pittsford approved the Village's lead agency status on the condition that the proposed traffic study includes the area of Monroe Avenue from the canal bridge to Clover Street. The applicant intended to conduct a traffic study. The issue is the extent of the traffic study. Attorney Osborn stated that the Village cannot move forward until the traffic study has been completed. Attorney Osborn also said that when the SEQR process has been completed, there may be a positive declaration as a result of the traffic study, which would trigger further review. The traffic study is needed in order to help make a SEQR determination.

Mayor Corby gave a summary of the property at 75 Monroe Avenue and the processes that have taken place so far. He included what will happen in the future as the developer seeks approvals. He talked about the annexation, the newly adopted code section, special permit application process, site plan approval from the Planning Board and APRB approvals for the design. He mentioned that comments from the APRB will be considered during the special permit process. Mayor Corby explained the function of the Development Review Committee (DRC). He stated that no approvals would be made at this meeting and then addressed questions from the people in attendance.

Elizabeth Walsh, 65 East Park Road: Ms. Walsh said she is very concerned about the increase in traffic that will come with the development. She said the traffic is heavy now in the early morning, at the lunch hour, and from 2:30 PM through the evening rush hour. The trains passing on Monroe Avenue add to the congestion. A development at 75 Monroe Avenue will make the traffic situation worse. She is gathering names on a petition. Mayor Corby said it would be appropriate to submit the petition to the Board of Trustees.

Ms. Walsh asked why the project will contain rental units rather than owner occupied town houses. Trustee Galli explained that the developer owns the land and is the one to make that decision. The Village cannot legally mandate if housing is owner occupied or leased. Mayor Corby added that a project of an appropriate scale and density is the issue. Scale and density will be considered during the process.

John Parker, 100 Brook Road: Mr. Parker asked if it was legal to hold a public hearing without the applicant present. Mayor Corby answered that it was legal and that Mark IV representatives are aware that the meeting is taking place. He also restated that no decisions would be made this

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evening. Mr. Parker said his concern is traffic. His advice would be to cut the size of the project in half. Mr. Parker asked if it is possible that village residents are not attending this meeting because the added tax value that the development of this property will bring will be of benefit to them. Mayor Corby responded that village residents have expressed concern to him about the development of the property. He said that the Village will derive some increased revenue but not enough to be a motivating factor.

Rosemary Entress, 66 Brook Road: Ms. Entress said that traffic is her biggest concern. Her second concern is preserving the historic architecture of the village. She said stadium lights would not fit in with the historic nature of the village. Mayor Corby stated that the amount of and the dynamics of the traffic are also concerns of the Village Board. They don't want to make the situation worse than it currently is. He said the scale and appearance of the design is very important to Board members.

Mark Judd, 12 Beech Road: Mr. Judd stated that he agrees with all that has already been said. He is not in favor of a high rise on the site. He is concerned about traffic and the railroad bridge. He is also concerned that a traffic study will show that additional traffic from the proposed project will be negligible.

Leslie Williams, 43 Brook Road: Ms. Williams asked what the community can do to make it clear that this development doesn't feel good to the people in the neighborhood. She wondered if the developer had a "Plan B". Ms. Williams was told that the Village does not own the property but that if developed, the property would be residential. The Village Board hopes to see a development that is compatible with the rest of the village on the site.

Chris Lyons, 14 East Park Road: Mr. Lyons said he lives directly across the canal from the proposed development. He is concerned about the restaurant and possible noise, pollution, odors, and bright lights. He asked what the Village can do to prevent those kinds of things from happening. Mayor Corby replied that the Village does not want a use that will degrade Long Meadow or the village. The issues that Mr. Lyons mentioned are addressed in the Code and will be looked at in detail. The residents' recourse is that a special permit can be revoked. Mr. Lyons asked if the Village could purchase the property keep it a green space. It was explained that it would not be economically feasible for the Village to purchase the property.

Randi Winterman, 160 Woodland Road: Ms. Winterman's concern is habitat. She stated that fox and coyotes have been pushed into the Long Meadow neighborhood as a result of the development of previously uninhabited areas. She said her neighborhood is being ravished. She asked what provisions there are for protecting the children and pets in the neighborhood from the wildlife. Mayor Corby responded that the SEQR process and the Planning Board review will address that issue.

Ms. Winterman asked how much Village money is spent on the analysts who are hired to review this project. Mayor Corby responded that the cost for the use of Village engineers or any other consultant that the Village requires for review, are charged back to the applicant.

George Muller, 96 Brook Road: Mr. Muller asked if a sidewalk will be required. Mayor Corby responded that the Village requires a sidewalk for any development within the Village. However, the Village Board does not have the ability to require sidewalks in the Town. Mr. Muller asked if the Village would consider buying the property back from the developer. Mayor Corby responded that the Village's budget was slightly over \$1,000,000. Therefore, it would not be financially possible for the Village to purchase the property.

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Genevieve Walsh, 65 East Park Road: Ms. Walsh said the site was blurred out when she tried to look at it on Google Earth. She wondered why. Mayor Corby suggested it might be because of potential security reasons after 9/11. The oil tanks on the property may have been construed as a vulnerable terrorist target.

Dina Rath, 49 East Park Road: Ms. Rath asked if the developer cleaned up the site. Mayor Corby responded that the State shut down Monoco Oil due to noxious odors and non-compliance to air quality standards. The EPA conducted a clean up of the site which took four years. Contaminated soil was removed and then retested. Mark IV bought the property at auction. The DEC required additional testing.

Ms. Rath asked about indoor parking given the contamination of the soil. Mayor Corby responded that garage parking is planned in the basement level. Ms. Rath asked if approvals are required for underground digging. Mayor Corby stated that Canal Corporation approval will be required. Drainage will have to be reviewed by the DEC and the Canal Corporation.

Susan Barrera, 44 Brook Road: Ms. Barrera asked if the project is being developed for senior citizens. Mayor Corby answered that it is his understanding that the project is meant for “empty nesters”.

The public hearing will remain open.

ECONOMIC DEVELOPMENT OPPORTUNITY – PAMELA HINES

Ms. Hines, a village merchant, approached the Trustees to request permission to move forward with a promotional campaign that would be a combined effort of City News and Pittsford Village Economic Sustainability Committee. The effort would be patterned after a similar successful event held in the South Wedge in May of 2009. 28 village businesses have already agreed to participate by offering special promotions for the one day event. All businesses will be approached with the goal of having 40 businesses participate. The proposed name of the event is “The Pittsford Village Pillage: A Real Deal that is Practically a Steal”. The proposed date is 10/24/09. There will be one tent staffed by City News for promotional material. Bob Michaels has agreed to have the tent set up on his property at 4 North Main Street. Ms. Hines reported that during the event that was held in the South Wedge in May, some retailers had over 360 people in their stores and some pizza shops ran out of food.

The Board of Trustees was in favor of this idea. A **motion** was made by **Mayor Corby, seconded by Trustee Sherwood**, to endorse the first Pittsford Village Pillage event to be held on October 24, 2009 as described by Ms. Hines.

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

DPW REPORT – JOHN CUFARI

Mr. Cufari reported on completed projects including sidewalks and chip sealing. It was decided that Line Street will be patched. A quote of \$1000 has been received from 104 Contractors to fix the canal bank to the east of the Sam Patch boat dock. The Board authorized Mr. Cufari to proceed with the work. Mayor Corby received a quote for \$1500 to fix the downspouts on the Village Hall to stop the flooding that occurs when it rains. Members will consider this repair in the winter. Mr. Cufari listed many projects in which the Town assisted the Village. The Village Board is appreciative of the help. The garage doors at the DPW need to be replaced. The cost to replace the doors is about \$3-4,000. The Trustees said it is important to replace them for safety

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reasons and authorized Mr. Cufari to proceed. The rebuilding of the fence in the Burdett parking lot and the painting of the exterior of the Village Hall and the American Legion room were postponed. Mr. Cufari reported to the Board that the *Safe Route to School* grant opportunity might be available again this year. It could possibly be used for sidewalks on Sutherland Street. Our 1997 sewer truck is on call for the Towns of Pittsford and Brighton.

Board members complimented Mr. Cufari on his dedication and the fine job he is doing for the village.

NON-MUNICIPAL USE PERMIT – PITTSFORD CREW

The Board of Trustees received a letter from Pittsford Crew requesting a non-municipal use permit to hold the *Pull the Plug Regatta* within the village boundaries this year. Members were in favor of granting this permit with the condition that Pittsford Crew coordinate the details concerning the specific location and time with John Cufari. A **motion** was made by **Mayor Corby, seconded by Trustee Sherwood** to approve granting a non-municipal use permit to Pittsford Crew to hold the *Pull the Plug Regatta* on the Erie Canal within the village limits on Sunday, November 1, 2009 with the following conditions:

1. DPW Superintendent John Cufari will be contacted to coordinate details of the regatta including location and time,
2. Pittsford Crew will contact the Monroe County Sheriff's Department, the Pittsford Fire Department and the Pittsford Volunteer Ambulance prior to the event,
3. Pittsford Crew will provide the Village with a copy of a Certificate of Insurance naming the Village of Pittsford as additional insured. The certificate must reflect a \$1,000,000 single limit of liability for bodily injury and property damage. The certificate must be current and on file in the Office of the Village Clerk prior to the event.

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

GRANITE CURBING

Mayor Corby discussed prices per linear foot for granite curbing. A contractor for a recent village project was able to secure a reasonable price. Mayor Corby suggested talking to the contractor about options for long range planning purposes.

BUFFALO BILLS TRAINING CAMP

Members concurred that there seemed to be a good deal of traffic congestion and trash generated this year during the time that the Buffalo Bills held the training camp. It was noted that Nazareth College may be used for parking next year.

LWRP GRANT APPLICATION FOR 75 MONROE AVENUE

The Village Board discussed applying for a 2009/10 LWRP grant for the creation of waterfront amenities for use by the public along the waterfront at 75 Monroe Avenue. Pittsford Canalside Properties LLC will administer and oversee the construction and will submit grant payment requests to the Division of Coastal Resources. Members agreed that the Village's support of the grant application is for waterfront amenities only and that the project's components must conform to the standards of the NYS Division of Coastal Resources. The Board stated that support of waterfront amenities does not constitute a decision, endorsement, or determination regarding the adjacent property, and the proposed residential development of that property. Members agreed, with advice from the Village Attorney, that a waterfront amenities project would require participation by the developer in the Village's zoning process, SEQR process, Planning Board process, APRB process, and special permit process. The Village Board agrees that the sponsorship of this grant is dependent on the local match in funding for design and construction

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of the waterfront amenities. At the conclusion of the discussion, the following resolution was put forth and approved.

**Resolution 12 of 2009
Support for 2009/10 Local Waterfront Revitalization Program Grant Application**

BE IT RESOLVED that the Village of Pittsford Board of Trustees approves support and sponsorship for an application to the Department of State, Division of Coastal Resources, for a Local Waterfront Revitalization Program grant for the year 2009-2010 to construct docks and other waterfront amenities along the southern shore of the Erie Canal at 75 Monroe Avenue and;

BE IT FURTHER RESOLVED that the Village's endorsement of the project is for waterfront improvements only, conforming to the standards of the New York State Division of Coastal Resources, and is not intended to be a decision, endorsement, or determination of the appropriateness of the adjacent proposed residential development, and further, the project is subject to the Village of Pittsford's zoning process, SEQR determination, site plan review, special permit process, and APRB review and;

BE IT FURTHER RESOLVED that Pittsford Canalside Properties, LLC will administer and oversee the completion of the work and submission of grant payment requests to the Division of Coastal Resources and;

BE IT FURTHER RESOLVED that the Village of Pittsford sponsorship of this grant is dependent on the local match in funding for the design and construction of the project to be provided by Pittsford Canalside Properties, LLC.

The question of the adoption of the foregoing resolution was on a **motion** made by **Mayor Corby, seconded by Trustee Maddox** and duly put to vote as follows:

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

TREE SURVEY AND 2009 DEC TREE GRANT APPLICATION

Mayor Corby noted that the Village tree survey needs to be updated and a 2009 grant application for trees should be submitted.

RG&E LIGHT POLE REPLACEMENT

The Village received a proposal from RG&E to convert seven street lights on Line Street, Elm Street and Golf Avenue to metal halide cut-off fixtures. The lights will be owned by RG&E. The cost to convert these 7 fixtures is \$466.61. Mayor Corby noted that the Board will need to develop a phased annual plan to make the transition to metal halide fixtures for village lights. A **motion** was made by **Mayor Corby, seconded by Trustee Pierson**, to approve the RG&E proposal to convert seven street lights to metal halide cut-off fixtures as indicated on an RG&E proposal dated September 14, 2009.

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

CANAL WATERFRONT ISSUES

The Village Office received an email notification of a “dip” in the sidewalk on Schoen Place that is a hazard. DPW Superintendent John Cufari contacted the NYS Canal Corporation and was told that a representative from the Albion office would come to look at the sidewalk. Mayor Corby said the Village is only responsible where we have made improvements. The Village did not install the sidewalk and therefore, is not authorized to repair it.

ESTIMATE OF PROFESSIONAL FEES – 75 MONROE AVENUE – CONTINUATION OF PUBLIC HEARING

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Trustee Galli asked Village Engineer, Scott Harter to estimate fees for consultants that may be required during the review process for the 75 Monroe Avenue project. Mr. Harter based the estimated fees on the actual project scope, level of difficulty, and completeness of information. He estimated fees for a lighting consultant, traffic engineer, a reviewing engineer (for storm, sanitary, grading, and water compliance), a landscape architect, and an environmental engineer. Mr. Harter's estimates were reviewed by the DPW Superintendent, the Building Inspector, and the chairpersons from the APRB and the PZBA. The total dollar amount estimated by Mr. Harter is \$10,000. A **motion** was made **by Trustee Galli, seconded by Trustee Pierson** to ask the applicant for an escrow deposit of \$10,000.00 to cover the costs estimated on the list developed by Engineer Scott Harter with the understanding that if the conditions change, the Village will ask for additional money or issue a refund, pursuant to § 210-110 B. of the Village Code.

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

The public hearing remains open.

GRANT CONTRACT C006861 – DIVISION OF COASTAL RESOURCES – SCHOEN PLACE

The Village received an email from Valeria Ivan, from the NYS DOS regarding the status of the contract for the grant that was awarded in 2007 for the next Schoen Place development phase. The Village was asked to sign the contract and return it to the Department of State for further processing. Because the Village has applied for other funding sources to use as matching funds, and because the Village has not heard whether or not those funds will be awarded, Board members determined that it would be premature to sign the agreement at this time. The Clerk will notify Ms. Ivan.

MEMBER ITEMS

- **Parking time limit on State Street – Trustee Sherwood:** Board members discussed the time limit for parking in front of the library on State Street as a result of a car that has been parked for days at a time. Members verified the limit and determined that a change is not necessary. The Clerk was asked to confer with the Parking Monitor.
- **Audit of Time Warner charges – Trustee Galli:** Trustee Galli continued to research Computel Consultants by contacting other municipalities. He reported that Computel Consultants has conducted successful audits for the Town of Clarkson, the Village of Newark, the Village of Sodus, and the Town of Henrietta. All representatives from those municipalities told Trustee Galli that the Computel employees were “good people to deal with”. A **motion** was made **by Trustee Pierson, seconded by Mayor Corby** to authorize Trustee Galli to move forward with an audit to be handled by Computel Consultants.
Vote: Corby – yes, Sherwood – yes, Galli – yes, Maddox – yes, Pierson – yes. **Motion carried.**
- Attorney Osborn researched Village Law §5-530 that says that Villages in New York State are authorized to impose local taxes on utility services. His research determined that taxes may not be imposed on wireless utilities. He said at this time, the law pertains to wires and utilities that go through conduit only.
- Trustee Galli told the Board that he has been working with the insurance agent on the renewal of our policies for 2009/10. Members discussed insuring the Village light poles. The Clerk will get an updated quote that includes the poles that have been recently added.

EXECUTIVE SESSION

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

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

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

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

MINUTES

August 11, 2009: A **motion** was made by **Trustee Sherwood, seconded by Trustee Maddox**, to approve these minutes as presented.

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

August 21, 2009: A **motion** was made by **Trustee Pierson, seconded by Trustee Sherwood** to approve these minutes as presented.

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

ADJOURNMENT

There being no further business, Mayor Corby adjourned the meeting at 12:00 AM, September 16, 2009.

Anne Z. Hartsig, Recording Secretary