

**PROCEEDINGS OF A REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES
December 10, 2013 – 7:00 PM**

Present

Mayor: Robert C. Corby
Trustees Lorie Boehlert
Frank Galusha
Attorney: Jeffrey Turner
Treasurer: Mary Marowski
DPW Superintendent: Doug Yaeger
Building Inspector: John Limbeck
Recording Secretary: Anne Hartsig
Absent: Tim Galli
Lili Lanphear

CALL TO ORDER

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

TREASURER’S REPORT – MARY MAROWSKI

Ms. Marowski presented vouchers listed on Abstract #010 of 2013/14 fiscal year for approval. A **motion** was made **by Mayor Corby, seconded by Trustee Galusha**, to approve payment of vouchers listed on Abstract #010 in the amounts stated below and to charge them to the appropriate accounts.

Abstract #010 – 2013/14

General Fund (#321-#380):	\$ 94,898.54
Sewer Fund (#363):	\$ <u>117.89</u>
Total vouchers for approval:	\$ 95,016.43

Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**

A **motion** was made **by Mayor Corby, seconded by Trustee Boehlert**, to include a refund of \$45.00 for Peggy McNamara as a result of an over paid parking ticket.

Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**

Other Business

- The Treasurer reported the financial status of the Village as of 11/30/13.
- A check in the amount of \$5750 was received from Teitsworth for the sale of the 1987 flush truck.
- A Pittsford Farms Dairy check for \$10,000 has been deposited in the Village’s account in lieu of a letter of credit.
- The Treasurer is expecting a check in the amount of approximately \$22,000 for Mortgage Tax and Chips funds.

DPW REPORT – DOUG YAEGER

- Leaf and brush pick-up is behind schedule due to work time required for an unexpected sewer back-up, an unexpected snow storm, and decorating the village for Candlelight Night.
- The Washington Road landscape project has been scheduled for early April.
- Flower City Communications will be installing radios in the two newly purchased trucks. Mr. Yaeger will obtain quotes for back-up cameras on the new flush truck and the smaller pick-up trucks.

Proceedings of a Meeting of the Board of Trustees
December 10, 2013

- There has been a streetlight outage on both South Main Street and Monroe Avenue for over a week. RG&E said there is a short in the underground system that is difficult to find. In addition, a “high voltage” crew is needed to work on this. The problem may be linked to the village system and may result in an upgrade to the system. Mr. Yaeger will contact the Town of Brighton who recently upgraded their system. Mayor Corby will write a newsletter article to inform residents. Mr. Yaeger will also provide the name of his RG&E contact to Mayor Corby.
- Benches and bollards have been taken in for the winter. The water fountains have been turned off. The Powers’ Pond has been cleaned up and the gutters on the Village Hall have been cleaned.

BUILDING INSPECTOR’S REPORT – JOHN LIMBECK

- The Junior League of Rochester will be holding a house tour in the spring. Mr. Limbeck will call Lisa Cove to remind her that she will need to apply for a non-municipal use permit a minimum of 45 days prior to the event.
- Mr. Limbeck presented proposed revisions to Chapter 168 – Signs. The changes are in regards to previous discussions about temporary A-frame signs. A **motion** was made **by Mayor Corby, seconded by Trustee Boehlert**, to hold a Public Hearing at 8 PM on January 28, 2014 to consider proposed changes to Chapter 168 – Signs.
Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**
- Mr. Limbeck hand delivered a letter to merchants, churches, and others notifying them of the decision to change the sign code and the reasons for the changes. In addition, he is leaving a form that he has asked the merchants and property owners to return to him with updated contact information.
- Mr. Limbeck suggested that the board consider updating the official zoning map to include specific street addresses. Mayor Corby said the labeling on the map should be the same as the Village Code book. He said there should be a symbol included on the map denoting the single National Register landmarks. A **motion** was made **by Mayor Corby, seconded by Trustee Galusha** to hold a public hearing on January 28, 2014 to consider changes to the official village map.
Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**
- The Chabad of Pittsford didn’t provide the required insurance or contact any of the agencies that should have been contacted as conditions of approval for the non-municipal use Menorah lighting permit that was granted at a special meeting held on November 25th. After explaining the reasons for specific requirements, Mr. Limbeck told Rabbi Hein that it will be a determination of the Board of Trustees whether or not to allow the event next year.
- The Village Bakery at 5 State Street would like to expand into an adjoining building. The building is in two different zoning districts. Mr. Limbeck will discuss the issue with Attorney Turner to see if rezoning would be an option.
- Pittsford Farms Dairy provided a \$10,000.00 check in lieu of a letter of credit so that they would be allowed to continue working on paving their parking lot. The Dairy has been given until April 30, 2014 to complete the drainage pond and the lighting plan.
- Mr. Limbeck has notified several businesses about non-compliant signs. He is working with individual businesses to make necessary corrections.
- Attorney Turner is checking into a 2012 federal law regarding cellular array after receiving a request from AT&T to waive planning board approval for a tower they wish to install on top of 11 Schoen Place.
- A vacant house at 69 State Street is in foreclosure. There were reports of kids hanging out on that property. Mr. Limbeck notified the Sheriff. He will try to reach the management company in Ohio.

EXECUTIVE SESSION AND PRIVATE ATTORNEY/CLIENT SESSION

Proceedings of a Meeting of the Board of Trustees
December 10, 2013

A **motion** was made by **Mayor Corby, seconded by Trustee Galusha**, to enter executive session to discuss the employment history of a specific employee and immediately following that session, to enter a private meeting to seek the advice of legal counsel which is a matter made confidential by Public Officers Law §108 (3).

Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**

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

Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**

COMMUNICATION TOWERS

Attorney Turner reported that the federal government says applications for communication towers cannot be denied by local municipalities. However, the law does not say that may not be reviewed. If reviewed a decision must be made within 95 days. Mr. Turner said more regulations will be coming from the federal government in the future. He explained that a base station has antennas on it. Co-locating means placing another antenna on an existing base station. Currently, the village can regulate how this antenna is placed to some extent.

Attorney Turner suggested a code change to §210-14. B. (4) to include waiver provisions of site plan review. A **motion** was made by **Mayor Corby, seconded by Trustee Galusha**, to hold a public hearing on January 28th to consider changes to §210-14.B. (4), which changes would allow the Planning Board to waive factors contained in §210-94 and §210-95 regarding telecommunication installations.

Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**

PROCLAMATION

Members of the Board of Trustees authorized Mayor Corby to write a proclamation in honor of Pittsford Town Supervisor Sandy Zutes' retirement.

TAX LEVY LIMIT

A **motion** was made by **Trustee Boehlert, seconded by Mayor Corby**, to hold a public hearing on January 28, 2014, to consider a proposed local law to override the tax levy limit established in General Municipal Law § 3-c.

Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**

AMERICAN LEGION POST 899

Mayor Corby met with Legion Commander Al Herdklotz to discuss several issues. The Post is applying for a \$5000.00 Home Depot grant, which is awarded, could be used for supplies such as paint and concrete. They discussed a CDBG grant which could help pay for improvements to make the downstairs space ADA compliant. Some of the projects discussed were a canopy and walkway at the door on the south side of the building, a straight rail stair lift, railings for the stairs, new ADA compliant sinks and toilets for the downstairs bathrooms, temporary magnetic handicap signs for parking lot, the use of the downstairs fireplace, and removing computer cables that have been installed through the doorway so that the door can't close. Commander Herdklotz also inquired about building a storage shed at the back of the property to store propane gas tanks. Mayor Corby will check with the Code Enforcement Officer regarding the legality.

The Board of Trustees stated that they would support the grant applications. Mayor Corby noted that to be compliant, all of the projects may have to be completed at the same time.

FILE CABINET PURCHASE

Proceedings of a Meeting of the Board of Trustees
December 10, 2013

A **motion** was made **by Mayor Corby, seconded by Trustee Boehlert**, to authorize the Clerk to spend up to \$700.00 to purchase a locked file cabinet.

Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**

MINUTES

November 12, 2013: A **motion** was made **by Mayor Corby, seconded by Trustee Galusha**, to approve these minutes as amended.

Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**

November 19, 2013: A **motion** was made **by Mayor Corby, seconded by Trustee Galusha**, to approve these minutes as written.

Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**

EXECUTIVE SESSION

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

Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**

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

Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**

ADJOURNMENT

A **motion** was made **by Trustee Boehlert, seconded by Mayor Corby**, to adjourn the meeting at 9:30 PM.

Vote: Corby – yes, Boehlert – yes, Galusha– yes. **Motion carried.**

Anne Z. Hartsig, Recording Secretary