

PROCEEDINGS OF A SPECIAL MEETING OF THE VILLAGE BOARD OF TRUSTEES
December 30, 2013 – 8:30 AM

Present

Mayor: Robert C. Corby
Trustees Lorie Boehlert
Frank Galusha
Lili Lanphear
Tim Galli
Recording Secretary: Dorothea M. Ciccarelli

CALL TO ORDER

Mayor Corby called the meeting to order at 8:30AM.

Discussion on Hiring SEQR consultant – 75 Monroe Avenue

Mayor Corby made the following statement:

1. The Pittsford Village Board is in full compliance with the Judge Ark's order to be notified when the Board takes any substantial action regarding 75 Monroe Ave. The Court and other parties were notified on Tuesday morning, December 24, several days prior to the Friday December 27 Village Board meeting. There was no response or guidance from the Court to the Village Board directing the Board to delay action.
2. Although the Friday, December 27 meeting was not a public hearing, Attorney Mancuso repeatedly interrupted the deliberation and discussion of the Board despite the Mayor's reminder that this was not a public forum. While Attorney Mancuso may feel that he was singled out, the Mayor would have taken the same action with anyone, be they a resident or otherwise. Certainly Attorney Mancuso could have addressed his questions either prior to or after the meeting.
3. The Village Board voted unanimously to direct the Building Inspector to enforce the 75 Monroe restaurant Special Permit. This vote addressed a recent report from the Village Building Inspector indicating the current proposed site plan does not conform to the restaurant Special Use Permit approved by the Village Board in December 2012.
4. At a regularly scheduled meeting on December 10, 2013 a village resident and the community's preservation advocacy organization stated that changes to the original proposed apartment and restaurant project were significant enough to invalidate the SEQRA review. The Village Board, as lead agency for this project, pledged to investigate these concerns. As an elected body and to fulfill its oath of office and uphold Village code and law the board is bound to evaluate the validity of these concerns.
5. Recognizing the need for additional professional guidance and expertise a second vote was taken by the Village Board unanimously approving a meeting to be scheduled on Monday, December 30th to decide whether or not to hire a SEQRA consultant.
6. Hiring a professional consultant does not require input from or notification to an applicant or any member of the public. This is consistent with the Village Board's standard procedure that has been in place for many years. The entire Board recognized the need to draw upon professional guidance and expertise in this matter.

Trustee Galli and Boehlert expressed concern with proceeding with the meeting; they felt the court requested the Board not take any actions at this time due to emails they had received. Mayor Corby felt the Board had not received any direct direction from the Court not to proceed with the meeting and therefore felt they were able to take action.

A **motion** was made **by Mayor Corby, seconded by Trustee Lanphear**, to hire F-E-S Associates to review the existing SEQR for 75 Monroe.

Vote: Corby – yes, Galli – yes, Lanphear– yes, Boehlert – no, Galusha– yes. **Motion carried.**

ADJOURNMENT

A **motion** was made **by Mayor Corby, seconded by Trustee Lanphear**, to adjourn the meeting at 9:20 AM.

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

Dorothea M. Ciccarelli, Recording Secretary