

PROCEEDINGS OF A REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES
September 22, 2015—6:30 PM

Present

Mayor: Robert C. Corby
Trustees: Lili Lanphear
Frank Galusha
Alysa Plummer
Margaret Caraberis
Recording Secretary: Dorothea M. Ciccarelli

CALL TO ORDER

Motion Mayor Corby and seconded by Trustee Lanphear called the meeting to order at 6:30 PM.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried**

EXECUTIVE SESSION

Motion Mayor Corby, seconded by Trustee Lanphear, to enter into an executive session an employment interview. **Vote:** Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

Having taken no action, a **motion** was made **by Mayor Corby, seconded by Trustee Galusha,** to leave the executive session at 7:05 PM.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

PROVISIONAL EMPLOYMENT APPOINTMENT & CONTRACT AUTHORIZATION

Motion Trustee Galusha, seconded by Trustee Caraberis, to appoint Robert Harter to the position of Provisional Superintendent of Public Works, to fulfill duties but not limited to, those outlined in the job description and according to those conditions contained in the agreement by and between the Village of Pittsford and the International Brotherhood of Teamsters Local 118 and Robert Harter and on the condition that he take the first available civil service test for the position.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

BUILDING INSPECTOR REPORT

- Mrs. Cline updated the Board on 44 Sutherland Street. The owners of the property met with the APRB informally at their last meeting. Discussions were had regarding the possibility of tearing the house down. The owners presented their case to the Board and were directed to make a formal application. She suggested that a second opinion be obtained by the Board regarding the mold situation with the property.
- Mrs. Cline has been working with the owner of the Coca Bean Shoppe. The owner will be relocating her business in the Village and will need to have a sign relocation.
- Mrs. Cline reported that the contractor for 6 Austin Park requested a footer inspection, but the footer was not on the approved plans for the property. The problem was rectified with the homeowner.
- Mrs. Cline received a request for a home-based business, and she explained to the resident that the zoning area they were in does not allow such use.
- Mrs. Cline received a question from a new resident regarding train hours and what the requirements were for evening hours. The resident was informed that there are no quiet hour requirements for the train.
- Mrs. Cline informed the Board that she will be issuing a demolition permit for the removal of a storage tank located at 76 South Main Street.
- Mrs. Cline reported that she received a call from a business owner on State Street, regarding two Box Elder trees in the rear of the property that were infested with bugs. The owner indicated that the bugs were not invading the structure as well. She requested permission to remove the trees. Mayor

Corby informed Mrs. Cline that the trees could be removed, since they are not a part of a landscaping plan.

- A complaint was received regarding paint removal at 50 State Street. There was concern the paint was lead based and was not being removed properly. Monroe County has jurisdiction over the matter and tested the paint. The paint was not lead and all procedures had been followed.
- Hungry's has started the renovations on the façade of the building.
- Mrs. Cline discussed the continued issues with public safety and the current barricades at 50 State Street.

EAST JEFFERSON CIRCLE - RESOLUTION

Motion Trustee Plummer, seconded by Mayor Corby to make the following resolution declaring East Jefferson Circle a Village Street.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

WHEREAS, documentary evidence had demonstrated that East Jefferson Circle, located in the Village of Pittsford, State of New York, has been used continuously by the general public since at least 2004: and

WHEREAS, the Village of Pittsford has regularly maintained East Jefferson Circle, including patching, chip-sealing, and snowplowing since at least 2004, it is hereby

RESOLVED that East Jefferson Circle is a Village Street and that the right-of-way of such street shall be the portion of East Jefferson Circle regularly used by vehicular and pedestrian traffic including a reasonable area for shoulders on both sides of such street.

The Board discussed the current condition of the road, and requested that the DPW fill pot holes on the street. The Board agreed that the street will need to be looked at for further maintenance in the near future due to its current condition.

ZONING CODE CHANGES R1 / R2

Mayor Corby discussed with the Board that he would like to see changes in the code regarding the boundaries of the R1 and R2 Zoning Districts. He recommended that the Board follow through with changes that were recommended in the Village's Comprehensive Plan. He discussed possible changes in the code which would prevent additional office space in the Village, as well as updating the current Village Bed and Breakfast code, and adding allowances for home businesses. Mayor Corby also discussed other changes suggested in the code that would help protect the residential character of the homes in these Zoning Districts.

The Board discussed the possible impacts of the proposed changes. Mayor Corby requested member input on the proposed changes, and stated that he will put together the discussed changes for the Board to review at a later date.

Mayor Corby discussed the history of the North West quadrant and his vision for the 30 acres the Village owns. He would like to see it preserved and made into park land for public use. The Board discussed the possibility and the options.

PUBLIC HEARING 7:30 PM – LOCAL LAW ADDING CHAPTER 210-74.1 ADDITIONAL SPECIAL PERMIT USES IN B-1, B-1A, B-2, B-4 AND M-1 DISTRICTS

Proof of the legal notice below having been published, **Trustee Plummer made a motion, seconded by Mayor Corby**, to open the public hearing to consider the adoption of a Local Law adding Chapter 210-74.1 additional special permit uses in B-1, B-1A, B-2, B-4 and M-1 Districts.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

Proceedings of a Meeting of the Board of Trustees
September 22, 2015

Please take notice that a Public Hearing will be held before the Village of Pittsford Board of Trustees, on Tuesday, September 22, 2015 at 7:30 p.m. at 21 North Main Street, Pittsford, New York. The Board will be considering a Local Law adding Chapter 210-74.1 additional special permit uses in B-1, B-1A, B-2, B-4 and M-1 Districts.

A copy of the proposed local law is on file in the Office of the Village Clerk, where interested parties may inspect between the hours of 8:30 a.m. and 3:30 p.m. Monday through Friday or on the Village website www.villageofpittsford.org.

Trustee Galusha pointed out a correction in the wording related to the local law, and the Board agreed with the change.

There being no one present wishing to speak further for or against this local law, a **motion** was made by **Mayor Corby, seconded by Trustee Galusha**, to close the public hearing.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

The Village Clerk informed the Board that all SEQR lead agency notices had been mailed out to all interested parties, and no objections or comments were received.

Motion Mayor Corby, seconded by Trustee Lanphear, that the Village of Pittsford Board of Trustees will be lead agency for the proposed local amendments according to SEQR for code section 210-74.1 additional special permit uses in B-1, B-1A, B-2, B-4 and M-1 Districts.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried**

Mayor Corby reviewed the full environmental SEQR form section part 2, and all questions were given a negative answer.

Motion Mayor Corby, seconded by Trustee Galusha, that under the State Environmental Quality Review Act of the State of New York and the applicable regulations thereunder (“SEQRA”), the proposed local amendments for code section 210-74.1 additional special permit uses in B-1, B-1A, B-2, B-4 and M-1 Districts will not result in any significant adverse environmental impacts.

Motion Mayor Corby, seconded by Trustee Galusha, to adopt a local law adding Chapter 210-74.1 additional special permit uses in B-1, B-1A, B-2, B-4 and M-1 Districts.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

ATTORNEY

Village Attorney, Jeff Turner, recommended changes regarding the home business accessory uses that are proposed zoning changes. Trustee Caraberis questioned Mr. Turner if this regulation would allow real estate offices to be opened in the residential district. The Board discussed how these types of business would be invisible to the public. The Board discussed the possibility of signage for the business and indicated that they would allow only what is required by law. Mayor Corby will put the proposed changes together for the Board to review.

Jeff Turner discussed the current demolition section of the Village Code, and recommended changes which include allowing a letter of credit to be submitted. The Board discussed the proposed changes and agreed to set a public hearing.

Motion Mayor Corby, seconded Trustee Lanphear to set a public hearing on October 27, 2015 at 7:30 pm to consider amending §210-61.E. Demolition section of the Village of Pittsford Code.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

Jeff Turner recommended an additional code change regarding the Village’s unwritten informal policy which does not allow any further action on properties that have a code violation. Mr. Turner presented the Board

with the code change to formalize the policy and, in addition, code changes that he recommended regarding the village's ability to issue a stop-work order.

Motion Mayor Corby, seconded Trustee Galusha to set a public hearing on October 27, 2015 at 7:30 pm to consider adding §210-5.C. and amending §210-105. of the Village of Pittsford Code.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

MEMBER ITEMS

Trustee Lanphear – Discussed with Mr. Harter the new trash cans received for installation. He informed her that one of the new trash cans had been damaged. He stated that he will be working with her on the following day on the installation of the remaining new trash can.

Trustee Lanphear reviewed with the Board the progress being made by Jack Hoppa on the Auburn Line Park. Mr. Hoppa, after receiving his approval from APRB, was returning to his troop to put together work groups. Trustee Lanphear will be following up with him on his progress. Trustee Caraberis requested a copy of the Landscaping plan so she can forward the information to the garden club for their assistance.

Trustee Galusha discussed with Mr. Harter placing a crosswalk sign at Jefferson & Eastview Terrace.

ATTORNEY CLIENT SESSION

Motion Mayor Corby, seconded by Trustee Lanphear, to enter attorney-client session.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

Motion Mayor Corby seconded by Trustee Caraberis, to exit attorney-client session.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

MEMBER ITEMS - CONTINUED

Mayor Corby discussed with the Board his scheduled meeting with Senator Rich Funke regarding the Monroe County Village Association request for assistance in a bill to change the local village's speed limit to 25 miles per hour.

Mayor Corby informed the Board of the meeting on October 13, at 6 PM regarding the National Register boundary expansion.

Motion Mayor Corby, Seconded by Trustee Galusha that as per the union contract, Doug Yaeger will return to his previously appointed position as MEU as of September 28, 2015, when Robert Harter will assume the duties of Superintendent of Public Works.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

EXECUTIVE SESSION

Motion Mayor Corby, seconded by Trustee Caraberis, to enter into an executive session on an employee matter.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

Having taken no action, a **motion** was made by **Trustee Caraberis, seconded by Trustee Galusha**, to leave the executive session.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes.
Motion carried.

TREASURER'S REPORT / VILLAGE CLERK

Village Clerk, Dorothea M. Ciccarelli, presented vouchers listed on Abstract #008 of 2015/2016 fiscal year for approval. A motion was made by Mayor Corby, seconded by Trustee Galusha, to approve payment of the vouchers listed on Abstract #008 in the amounts stated below and to charge them to the appropriate accounts.

Vouchers for approval – Abstract #O008

• General Fund (#172-#221):	\$ 70,873.35
• Sewer Fund (#233):	\$ 6.31
Total Vouchers for Approval:	\$ 70,879.66

VILLAGE CLERK

- The Village Clerk reviewed with the Board the quote received for the removal of the Village meeting room floor. The Board decided that since this was an unbudgeted expense, to review the expenditure as part of the next budget year.
- Village Clerk provided the Board with the quote received from Signs Now for the sign post for the Butterflies. The amount of the quote is 1,679.60.

Motion Mayor Corby, seconded by Trustee Lanphear to authorize the Signs Now quote of \$1,679.60.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

- The Clerk requested the Board make the following resolution for the new Village Capital Bank Account.

MOTION for adoption of this resolution by Trustee Plummer and Seconded by Mayor Corby **NOW, THEREFORE BE IT RESOLVED:** To adopt the bank policy for the new capital account.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

- Trustee Lanphear questioned the Village Clerk on the status of the painting of the clock. The Clerk informed the Board that the clock had received service for the motor, and that an additional quote had been received for the painting. The Clerk and Mayor Corby will be reviewing the quotes received and seeing where the contractor who received the quote is with the project.
- The Clerk also reminded the Board that she and Village Treasurer, Mary Marowski, will be out of the office September 28, - October 2 for training, and the office staff will be available to cover their absence.

ADJOURNMENT

Motion Mayor Corby, and seconded by Trustee Plummer, to adjourn the meeting at 8:45 PM.

Vote: Corby – yes, Lanphear– yes, Galusha – yes, Plummer – yes, Caraberis– yes. **Motion carried.**

Dorothea M. Ciccarelli, Recording Secretary