

**PROCEEDINGS OF A REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES**  
**October 25, 2016 -7:00 PM**

**Present**

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

**CALL TO ORDER**

Motion by Mayor Corby seconded by Trustee Lanphear called the meeting to order at 7:00 PM.  
Vote: Corby – yes, Galusha – yes, Plummer – yes, Caraberis– yes. Motion carried.

**BOARD MEMBER – CONFLICTS OF INTEREST DISCLOSURE**

Mayor Corby asked if any of the Board members had a conflict of interest or had accepted gifts associated with any of the meeting agenda items. The Board members indicated that they had no conflicts of interest to report. Mayor Corby disclosed that there is an enforcement issue involving 45 South Main Street that involves a relative of his. He stated that he wanted to disclose this to avoid an appearance of a conflict of interest.

**TREASURER’S REPORT**

Village Clerk, Dorothea M. Ciccarelli, presented vouchers listed on Abstract #10 of 2016/2017 fiscal year for approval. A motion was made by Trustee Caraberis, seconded by Trustee Lanphear, to approve payment of the vouchers listed on Abstract #10 in the amounts stated below and to charge them to the appropriate accounts.

**Vouchers for approval – Abstract #10**

• General Fund (#274-#287, #289-#315,#317):	\$ 46,767.21
• Sewer Fund (#399, 316):	<u>\$ 2,638.00</u>
Total Vouchers for Approval:	\$ 49,405.21

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

**Motion by Mayor Corby, seconded by Trustee Plummer,** to release \$1760 in support for the management and training of the Pittsford Farmers Market; the Village Board recognizes that this is an important community event and that is why we pledge support; this is conditional upon receipt of additional documentation from representatives managing the Market.

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

**VILLAGE CLERK REPORT**

The Village Clerk and Trustee Caraberis reviewed with the Board the anticipated health care rates. The projected increase is 12%. She stated that currently, we are reviewing ways to reduce the impact of the increase.

The Clerk reviewed with the Board the request for a peddling permit from The Penn State Dance Marathon (known as THON), which raises funds for pediatric cancer care and research through the Four Diamonds Fund in Hershey, PA. They will be requesting permission from stores on Main Street before they started fund raising

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**Motion by Mayor Corby seconded by Trustee Plummer**, to approve the peddling permit request for The Penn State Dance Marathon to be held on October 29 and 30, 2016. .

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

The Clerk discussed the Holiday Staff Meeting with the Board and discussed a date for the Meeting. It was scheduled for December 16, 2016.

Picture Day was discussed with the Board, and Trustee Plummer and the Clerk informed the Board that they are updating all the staff and Board photos for the new website. Mayor Corby will also be providing additional photos for the website.

### **MEMBER ITEMS**

Mayor Corby reviewed with the Board a meeting he had with the Town Supervisor, Bill Smith. He confirmed that the Town will be making application to the PZBA and APRB for review of the Town Recreation Center's renovations. Mayor Corby also informed the Supervisor of the Village's planting of trees between the sidewalk and curb as a gateway traffic-calming treatment, and the Town agreed to plant trees on Woodcreek Drive. The Mayor and Supervisor also discussed the removal of the Copper Beach Tree on State Street in a couple of years. The Mayor stated that the Village should review the area and plan for the removal and redesign of the area with street trees. This will help with the loss of the tree.

Mayor Corby reviewed correspondence received from the Department of Transportation (DOT). The Department indicated that they had completed their review of Route 31 from Schoen Place to Wood Creek Drive. They informed the Mayor there were some potential countermeasures that could be implemented to help reduce speed and provide pedestrian accessibility. Trustee Caraberis questioned if the DOT would place larger traffic signs elsewhere in the Village. Mayor Corby further informed the Board that he is still working on the Active Transportation Grant, the draft at this time still requires work. The draft will be forwarded when available.

Mayor Corby reviewed with the Board information received at the Association of Mayors Dinner on Zombie House legislation from the Town of Greece. He will be working to redraft the legislation so it will work for the Village.

Bero Architects has forwarded a draft of the construction documents for the new pavilion on Schoen Place. The Mayor will be reviewing it and will be meeting with Jennifer Ahrens. In addition, he will review with them bathroom renovations and the water filtration problem. Mayor Corby also discussed his conversation with Al Herdklotz, Commander of the American Legion, regarding improving the back entrance to the Village Hall. To make that entrance code complaint will cost about \$80,000. The Legion is looking for a grant for the project, and Mayor Corby is going to have a schematic design done on the entrance. The project will require a SHPO review.

Trustee Caraberis reiterated to the Board that the Spiegel Center will be in front of both the Planning and Zoning Board, as well as the Architectural Preservation and Review Board. She also informed the Board that the SEQR requirements for the project have not been completed, the Town will be the Lead Agency for the project, and the Village will be an involved agency as well. The project is also looking for grants.

### **ATTORNEY CLIENT MEETING**

**Motion Mayor Corby, seconded by Trustee Plummer**, to enter attorney-client meeting.

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

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**Motion Mayor Corby, seconded by Trustee Lanphear**, to exit attorney-client at 7:50 PM.

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

**PUBLIC HEARING – MORATORIUM**

Mayor Corby requested a change to Local Law #5 on Page 1, he requested the following be added: “The Village of Pittsford Central Business District and national retail economy continue to evolve. It is necessary from time to time to modify Village regulations to better suit current economic conditions and community need to insure both the Village business economy and residents’ quality of life are maintained and enhanced.”

The Board discussed the change and concluded that the overall intent of the local law has not changed. These changes provide further clarification of the law.

Proof of the legal notice below having been published, Mayor Corby made a motion, seconded by Trustee Plummer, to open the public hearing to consider Imposing a Moratorium on Special Permits Issued Pursuant to Pittsford Village Code Sections 210-74. and 210-74.1 of the zoning code of the Village of Pittsford.

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

*Please take notice that a Public Hearing will be held before the Village of Pittsford Board of Trustees, on Tuesday, October 25, 2016 at 7:30 p.m. at 21 North Main Street, Pittsford, New York. The Board will consider Imposing a Moratorium on Special Permits Issued Pursuant to Pittsford Village Code Sections 210-74. and 210-74.1 of the zoning code of the Village of Pittsford. 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](http://www.villageofpittsford.org).*

Janet Reynolds, 35 Church Street - Questioned the Board on the reasons for adding the additional wording to the local law. Mrs. Reynolds also questioned if there were any additional special permits under review that would not be affected by the moratorium. She was informed that there was only two at this time.

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 Plummer, to close the public hearing.

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

**Motion Trustee Lanphear, seconded by Trustee Caraberis**, to adopt a local law imposing a Moratorium on Special Permits Issued Pursuant to Pittsford Village Code Sections 210-74. and 210-74.1.

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

**PUBLIC HEARING – CIPOLLA AND ROMAINE**

Joseph Cipolla and Greg Kacprzynski submitted letters in support of their application to add to the record. Mayor Corby informed the applicant that he had a conversation with Fire Marshall, Kelly Cline, who brought it to his attention that there are kitchen deficiencies. The Board and the applicant discussed the need to file variances with the Department of State. The applicants have received their health permit for the operation of the kitchen. The Board discussed with the applicant tabling the public hearing until they are able to resolve the deficiencies, since the Special Permit could not be issued without a working kitchen.

Proof of the legal notice below having been published, Mayor Corby made a motion, seconded by Trustee Plummer, to open the public hearing to consider a Special Permit application for a restaurant in the building located at 9 South Main Street, Pittsford, NY.

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

*Please take notice that a Public Hearing will be held before the Village of Pittsford Board of Trustees, at a meeting on Tuesday, October 25, 2016 at 7:30 PM at the Village Hall, 21 North Main Street, Pittsford, NY, to consider an application made by Cipolla and Romaine Inc. for a Special Permit for a restaurant in the building located at 9 South Main Street,*

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*Pittsford, NY, which location is in a BIA – Special Historic Business District, pursuant to Chapter 210-74 A (2), Special Permit Uses in B-1, B-1A, B-2, B-4 and M-1 Districts.*

**Motion Mayor Corby, seconded by Trustee Galusha,** to table the public hearing for Cipolla and Romaine to consider a Special Permit application to Tuesday, November 15, 2016 at 7:30 P.M.

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

#### **POWERS FENCE**

The Board requested this item be moved to the November 15, 2016 Board agenda.

#### **LEGAL CONTRACTS**

Trustee Caraberis discussed with the Board the contract provided by Mindy Zoghlin for the Zoghlin Group to represent the Village of Pittsford Planning and Zoning Board of Appeals. The Board discussed the contract and discussed the routine and non-routine services to be provided and the impact this would have on the budget for the Planning and Zoning Board of Appeals.

**Motion Trustee Plummer, seconded by Mayor Corby,** to approve the contract with the Zoghlin Group for representation of the Village of Pittsford Planning and Zoning Board of Appeals.

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

#### **PUBLIC HEARING FOR STOP SIGNS TO BE LOCATED ON EASTVIEW TERRACE AND ELMBROOK DRIVE**

Mayor Corby discussed with the Board the need to adopt a local law for the placement of stops signs to be located on Eastview Terrace and Elmbrook Drive.

**Motion Mayor Corby, seconded by Trustee Caraberis,** to set a public hearing for December 13, 2016 at 7:30 pm to consider a local law for the placement of three stops signs to be located on Eastview Terrace and Elmbrook Drive.

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

#### **ATTORNEY**

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

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

**Motion Mayor Corby, seconded by Trustee Lanphear,** to exit attorney-client meeting at 9:45 PM.

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

#### **ADJOURNMENT**

**Motion Mayor Corby, and seconded by Trustee Galusha,** to adjourn the meeting at 9:45 PM.

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

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Dorothea M. Ciccarelli, Recording Secretary