

PROCEEDINGS OF A REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES
March 28, 2017, 7:00 PM

Present

Mayor: Robert C. Corby
Trustees: Lili Lanphear
Frank Galusha
Alysa Plummer
Margaret Caraberis
Fire Marshall: Kelly Cline
DPW Foreman: Zach Bleier
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, Lanphear – 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.

KENDRA EVANS –SOCIAL MEDIA

Ms. Evans approached the Village Board to volunteer to set up a Village Facebook page. She stated that she thinks it would be helpful to the Village to assist in informing residents about current events in the Village, as well as updating the residents on the services the Village provides that are not communicated in the Village Welcome Wagon. She also expressed that residents could be informed as to how the taxpayer dollars are used, such as for equipment purchases. Ms. Evans also indicated that it would help rally the local businesses together. Jeff Bove suggested that the Board should review Facebook regulations that everything posted on Facebook can be used by Facebook. He indicated that content needs to be screened. Ms. Evans will meet with Trustee Plummer to review the project further.

The Board discussed the possibility of doing a Facebook page. The clerk was requested to review state regulations and policies for a Village Facebook page.

The Board discussed the Village Welcome Wagon, and Trustee Plummer indicated that she will be speaking with the Friends of Pittsford Village, who have offered to assist in the Welcome Wagon.

Trustee Caraberis spoke to Ms. Evans about the upcoming update to the comprehensive plan, and that they will be seeking a presentation by a retail expert.

JEMBETAT GALLERY – NON-MUNICIPAL PERMIT

Mr. Ament, with the Jembetat Gallery, discussed with the Board the renewal of the non-municipal permit for the benches near his business. He informed the Board that he would like to place the same five benches as used in previous years. The Board questioned whether his insurance policy would expire within the year, and he informed the Board that it is set up to automatically renew. Mayor Corby questioned whether the benches would be for public use as they have been in the past. Trustee Lanphear questioned if they would be in the same location as past year. Mr. Ament indicated that they would be for public use and in the same location as last year. He informed the Board that he intended to repaint the benches for the season. The Board reviewed the photos provided showing the number and location of the benches.

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Motion Mayor Corby, seconded by Trustee Plummer, to approve the application to place five benches as provided in the photos and diagram, with the provisions that the insurance requirement policy is renewed and the benches are provided for public use.

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

JEFFERSON ROAD ELEMENTARY SCHOOL PTSA – NON-MUNICIPAL USE PERMIT

The Board discussed the request from the Jefferson Road Elementary School PTSA to conduct a “Bike to School Day.” The group plans to meet at the Pittsford Community Library parking lot and ride to the Jefferson Road Elementary School. The event is scheduled for May 10, 2017, with a rain date of May 12, 2017. The Board indicated full support and discussed safety concerns for the event. The clerk will request the Village Parking Monitor be on duty at the time of the event to help monitor the event. The Board discussed also meeting with Captain Ott regarding the event.

Motion Mayor Corby, seconded by Trustee Lanphear, to approve the non-municipal use permit application for Jefferson Road Elementary School PTSA for the “Bike to School Day” event to take place on May 10, 2017, with a rain date of May 12, 2017, with all the standard non-municipal conditions.

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

NON-MUNICIPAL USE PERMIT: FRIENDS OF THE PITTSFORD COMMUNITY LIBRARY

Margaret Schenkel, co-chairman of the Friends of the Pittsford Library, submitted a letter requesting permission for the organization to install banners above the front and rear entrances of the Pittsford Library announcing the Spring 2017 Semi-Annual Book Sale on May 5, 6, and 7. The banners will be installed two weeks before the sale, on Friday April 21, 2017. The banners will be removed on Monday May 8, 2017. She is also requesting permission to place a small sandwich board sign on the lawn directly in front of the library on Friday May 5, with it being removed on May 7 at the close of the sale.

Motion Mayor Corby, seconded by Trustee Caraberis, to approve the non-municipal use permit for Friends of Pittsford Library for the use of banners, and a sandwich board sign for the Semi-Annual Book sale on May 5, 6, and 7, with all the standard non-municipal conditions.

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

STREET SWEEPER FINANCING

Trustee Galusha discussed the financing options for the purchase of the street sweeper. He stated that he is currently awaiting credit decisions. The Board discussed the results of the bid for financing of the sweeper. He stated that he is currently anticipating financing the sweeper for 10 years with annual payments. The lenders have been reviewing with Trustee Galusha the machine specifications and the Village’s AUD financial statements. The best rate received was 3.48% with an annual payment of \$22,601.32. Trustee Galusha will keep the Board posted on the process.

MEMBER ITEMS

Trustee Lanphear informed the Board that she had spoken to Barbra Cummings with the Town of Pittsford. She was informed that the Town had purchased two bike racks to be placed at the Town and the Spiegel Center. She also informed the Board that she had set a conference call with Factory Direct regarding water fountains. Mayor Corby will participate in the conference call with her.

Trustee Lanphear spoke to the Board regarding an area located by Church Street near Saha Med Grill that was a green space that was asphalted. She would like to see the area return to green space and striped properly in the

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future, but for right now, she suggested that the area be reclaimed by putting a bike rack and planter in the location. The Board agreed.

Mayor Corby discussed with the Board his conversation with Supervisor Smith regarding the Spiegel Center. The Board expressed concern regarding the design. Trustee Caraberis was concerned with the SEQR designation for the property. She suggested a letter be sent to the Town Board requesting the status of SEQR, and that the site plan be presented to the PZBA and the APRB, as well as the Board of Trustees.

Motion Trustee Galusha, seconded by Trustee Caraberis, to send a letter to the Town Supervisor regarding the Spiegel Center and the status of SEQR, and presentation of the project to the Village Board, PZBA, and APRB.

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

Mayor Corby reminded the Board of the upcoming CLG conference presentations being held at the Village Hall on April 6, 2017. He suggested that they invite the Town of Pittsford to the conference. He informed the Board that one has to be pre-registered to attend.

Trustee Caraberis expressed concern with the Starbucks' site plan issue, and questioned the Board as to what accommodations had been made in the town lease for the parking.

Trustee Plummer discussed the project that had been provided to Senator Funke for the Gateway project for the Village. The Board is hopeful to receive the necessary funding.

PUBLIC HEARING – PITTSFORD PUB

Proof of the legal notice below having been published, Mayor Corby made a motion, seconded by Trustee Galusha, to open the public hearing, and adjourned the Public Hearing to April 11, 2017 at 7:30 PM to consider an expansion of the Special Permit application for the Pittsford Pub & Grille, located at 60 North 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 the Village Hall, 21 North Main Street, Pittsford, New York, on Tuesday, March 28, 2017 at 7:30 pm, to consider an application made by Pittsford Pub and Grille for an expansion of the special use permit to allow outdoor entertainment on Friday evenings during the spring and summer months between the hours of 5 pm to 10 pm at the property known as The Pittsford Pub & Grille, located at 60 North Main Street, pursuant to Chapter 210-74A(2), Special Permit Uses in B-1, B-1A, B-2, B-4, and M-1 Districts, of the Code of the Village of Pittsford.

PUBLIC HEARING – LOCAL LAW PROPOSED AMENDMENT TO THE ZONING MAP

The Board discussed the current uses for the property being considered for zoning change. Trustee Lanphear discussed that the property has had a history of commercial use, and that the change in the zoning classification does not intensify the current use. Mayor Corby agreed that the property at 50 State Street has been a commercial entity for 30 years, and it is highly unlikely this property will return to residential use at any time. There would be no change in the impact to the neighbors, since the property does not abutt residential use. The two zoning areas being considered are in conformance with the LWRP and the Comprehensive Plan.

Motion Trustee Galusha, seconded by Trustee Galusha, the proposed local law to amend the zoning map is not subject to SEQR

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

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Proof of the legal notice below having been published, Mayor Corby made a motion, seconded by Trustee Lanphear, to open the public hearing, and adjourned the Public Hearing to April 11, 2017 at 7:30 PM to consider a proposed amendment to the Zoning Map.

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, March 28, 2016 at 7:30 p.m. at 21 North Main Street, Pittsford, New York. The Board will be considering amending Section 210-4, the Zoning Map 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.

PROPOSED LOCAL LAW - AMENDING CHAPTER 80 BUILDINGS, DANGEROUS AND UNSAFE ESTABLISHING INCREASED PENALTIES FOR REPEATED NONCOMPLIANCE, ESTABLISHING CHAPTER 81 A VACANT PROPERTY REGISTRY AND PROPERTY MAINTENANCE CODE FOR THE VILLAGE OF PITTSFORD

Proof of the legal notice below having been published, Mayor Corby made a motion, seconded by Trustee Lanphear, to open the public hearing to consider a proposed amendment to the Zoning Map.

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, March 28 at 7:30 p.m. at 21 North Main Street, Pittsford, New York. The Board will be considering amending Chapter 80 Buildings, Dangerous and Unsafe Establishing Increased Penalties for Repeated Noncompliance, Establishing Chapter 81 a Vacant Property Registry and Property Maintenance code for 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.

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 Mayor Corby, seconded by Trustee Plummer, to adopt a local law amending Chapter 80 Buildings, Dangerous and Unsafe Establishing Increased Penalties for Repeated Noncompliance, Establishing Chapter 81 a Vacant Property Registry and Property Maintenance code for the Village of Pittsford.

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

VILLAGE ATTORNEY REPORT

Jeff Turner reviewed the status of the Powers enforcement action taken with TYLIN with the Board. They were currently awaiting a response from the Powers from correspondence sent. Mr. Turner also reviewed with the Board that CSX provided a verbal approval for Trustee Galusha and for the Working Foreman, Zach Bleier, to access the siphons from their property. Mr. Turner stated the Village needed to keep a paper trail on the approval provided.

TREASURER'S REPORT

Village Clerk, Dorothea M. Ciccarelli, presented vouchers listed on Abstract #18 of 2016/2017 fiscal year for approval. A motion was made by Mayor Corby, seconded by Trustee Galusha, to approve payment of the vouchers listed on Abstract #18 in the amounts stated below and to charge them to the appropriate accounts.

Vouchers for approval – Abstract #18

- | | |
|------------------------------------|------------------|
| • General Fund ((#595, #597-#609): | \$ 6,871.79 |
| • Sewer Fund (#596): | <u>\$ 273.50</u> |
| • Total Vouchers for Approval: | \$ 7,145.29 |

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

Motion Mayor Corby, seconded by Trustee Galusha, to enter executive session for a specific employee matter.

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

Motion Mayor Corby, seconded by Trustee Lanphear, to exit attorney-client at 10:07 PM.

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

ZOGHLIN GROUP – RETAINER LETTER

The Board reviewed and discussed the retainer agreement received from Mindy Zoghlin for the proposed amendments to the Zoning Code related to site plan review and section 210-74 – Special use permits. The Board reviewed the proposed rates and discussion was had on setting a cap on the fees needed for the amendments required.

Motion Trustee Plummer, seconded by Mayor Corby, to engage the Zoghlin Group for the legal representation for the amendments to the zoning code related to site plan review and section 210-74 with an expenditure limitation of \$3,000.

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

MINUTES

Motion Mayor Corby, seconded Trustee Plummer, to approve the Village Board minutes from February 14, 2016 with amendments.

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

Motion Mayor Corby, seconded Trustee Lanphear, to approve the Village Board minutes from February 28, 2017.

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 10: 25 PM.

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

Dorothea M. Ciccarelli, Recording Secretary