

**PROCEEDING OF A REGULAR MEETING OF THE VILLAGE BOARD
OF TRUSTEES**

April 23, 2024, 5:30 PM

PRESENT:

Mayor: Alysa Plummer
Trustees: Lili Lanphear
Justin Leitgeb
David Marshall
Lisa Cove- Absent
Village Attorney: Jeffery Turner
Village Clerk: Dorothea M. Ciccarelli

CALL TO ORDER

Motion by Mayor Plummer and seconded by Trustee Marshall to call the meeting to order.

Vote: Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

CONFLICTS OF INTEREST DISCLOSURE

Mayor Plummer asked the board if they had anything to disclose. Trustee Leitgeb stated that he had a conflict of interest regarding the Ethics Board legal bill fee and that he would recuse himself and leave the room during that discussion as he was named in the investigation that the bill references. Trustee Lanphear also stated that she would recuse herself from the same discussion as she was named in the investigation. The remaining trustees had no other conflicts of interest.

GUIDELINES FOR PUBLIC COMMENT

Mayor Plummer asked the Village Clerk to read an overview of the open meeting compliance certification.

PLEDGE OF ALLEGIANCE

The room then stood and recited the Pledge.

PUBLIC COMMENT

Mayor Plummer asked if there were any public comments. The Village Clerk stated there were none.

TREASURERS REPORT

The Village Clerk presented vouchers listed in Abstract #24 of the 2023/2024 fiscal year for approval.

Vouchers for approval Abstract #24

• General Fund (#594-#620):	\$ 42,179.90
• Sewer Fund (#603, #620):	\$ 2,971.66
	<hr/>
	\$ 45,151.56

Motion by Trustee Marshall, seconded by Trustee Leitgeb, to approve bill pay as presented.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

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Motion by Trustee Leitgeb, seconded by Trustee Marshall, to approve financials for general and sewer funds for March 2024

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

Motion by Trustee Leitgeb, seconded by Trustee Marshall, to authorize budget transfers as requested.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

Motion by Trustee Leitgeb, seconded by Trustee Marshall, for the village clerk to sign the website subscription contract.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

Motion by Trustee Marshall, seconded by Trustee Leitgeb, to waive the Town of Pittsford's sewer bill late fee.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

Peggy Brizee, 81 S. Main Street, asked for clarification on the village's grant requests. Village Clerk Ciccarelli stated that the grants would be for the Climate Smart Program's sustainability initiatives, such as upgrading street lighting to LED bulbs.

TREE DONATION

Motion by Trustee Lanphear, seconded by Trustee Marshall, to accept the donation of a Copper Beech Tree sapling from Maria Vanette, to designate this as a Type II SEQR and to authorize the DPW to plant the donated tree in a pre-approved location in the Arboretum.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

Trustee Lanphear stated that she hoped this donation would lead to a tree donation program.

Robert Corby, 7 Washington Avenue, wanted to talk about location to give the tree a special spot near major trails and shared some history about the Copper Beech Tree.

Mayor Plummer thanked Marie Vanette for her generous donation.

ETHICS BOARD LEGAL BILL FEE

Rich Palumbo, 44 Rand Place, came forward as a former member of the Ethics Board to ask the trustees to reconsider their decision not to pay the entire legal fee.

Trustee Marshall asked if it would be possible to move the meeting forward to the next meeting if there was not a quorum present. Mr. Palumbo stated that he was present that evening and would present his information. Mayor Plummer called a point of order, stating that the resident has the right to speak if he wishes, and told everyone present to hold their questions until Mr. Palumbo was done presenting.

Mr. Palumbo continued stating that there was a breach of confidentiality of an executive session and that the additional fees on the legal bill were because Trustee Leitgeb and Robert Corby refused to cooperate multiple times over the course of two months.

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Robert Corby, 7 Washington Avenue, stood and stated that he felt the Ethics Board did not have the right to ask for his personal phone records.

Mayor Plummer called a point of order and gave Mr. Corby his first warning to avoid discussing the legal fees and not to try to litigate the investigation's findings. She then gave Mr. Corby a second warning.

Trustee Marshall then spoke, stating that his wish not to discuss the matter that evening was because more than just the legal fee ended up being discussed. Mayor Plummer pointed out that Mr. Palumbo presented his information to simply inform the board the legal fee cap was exceeded. Mr. Palumbo reiterated that it was because the Ethics Board could not anticipate Trustee Leitgeb and Mr. Corby's lack of cooperation and refusal to meet with the ethics board, and Mr. Corby's subsequent ignoring of a subpoena. Mayor Plummer asked to put the issue on the next agenda.

ATTORNEY UPDATE ON AMENDING SHORT-TERM RETAIL PERMIT CODE & MONROE COUNTY WATER AUTHORITY

Village Attorney Turner presented his findings. There were no questions.

ZONING UPDATE ON EXPANSION OF THE MIXED-USE ERIE CANAL DISTRICT (MU-EC)

The village clerk reminded the board that they would not be able to set a public hearing to pass a proposed local law because it has not met the aging requirement.

Robert Corby, 7 Washington Avenue, stated that there had been discussion in the past about allowing townhouses in the canal district because it would be at a scale conducive to the rest of the village and the parking could be below them allowing ventilation.

Peggy Brizee, 81 South Main Street, spoke of her concern that it did not seem as if the board was ready to move this to a public hearing.

The trustees agreed that the zoning of the area needs to be reconsidered. It was agreed that they needed to deliberate and discuss with other counsel. Mayor Plummer would contact him to set up a meeting.

DPW AND OFFICE SUMMER HOURS

Motion by Trustee Marshall, seconded by Trustee Leitgeb, to approve the DPW and office summer hours as presented equal to last year's summer hours from May 3rd, 2024- September 6th, 2024.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

UPDATE ON DPW CABLING

Trustee Leitgeb proposed not contracting out and that he would tell Superintendent Bleier what parts and cabling to buy and then advise DPW on how to run the wiring themselves to save money. Mayor Plummer would like to get Superintendent Bleier's feedback before they made a decision on moving forward.

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MEMBER ITEMS

Trustee Lanphear stated that residents had some questions regarding the Northfield Commons parking lot changes and the boundaries between Northfield Common and RG&E.

Mayor Plummer set an action item to contact Scott Harter for the map delineating the boundaries.

MINUTES

Motion by Trustee Leitgeb, seconded by Trustee Marshall, to approve the January 30th, 2024, meeting minutes as presented.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

Motion by Trustee Leitgeb, seconded by Trustee Lanphear, to approve the February 6^h, 2024, meeting minutes as presented.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

Motion by Trustee Lanphear, seconded by Trustee Marshall, to approve the February 20th, 2024, meeting minutes as presented.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – Abstain, Cove – Absent, Marshall – yes. *Motion passed.*

Motion by Trustee Leitgeb, seconded by Trustee Marshall, to approve the March 20th, 2024, meeting minutes with stated correction.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

EXECUTIVE SESSION

Motion by Mayor Plummer, seconded by Trustee Lanphear, to enter an executive session to discuss potential litigation.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

Motion by Trustee Marshall, seconded by Trustee Lanphear, to leave executive session.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

ADJOURNMENT

Motion by Trustee Lanphear, seconded by Trustee Leitgeb, to adjourn the meeting at 7:14 PM.

Vote: Mayor Plummer – yes, Lanphear – yes, Leitgeb – yes, Cove – Absent, Marshall – yes. *Motion passed.*

Laura Donk, Recording Secretary