

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

Thursday, February 23, 2023, at 6:30 PM

PRESENT:

Mayor: Alysa Plummer
Trustees: Lili Lanphear
Renee Stetzer
Justin Leitgeb
Village Attorney: Jeffrey L. Turner
Recording Secretary: Dorothea M. Ciccarelli

CALL TO ORDER

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

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

CONFLICTS OF INTEREST DISCLOSURE

The Board members indicated that they had no conflicts of interest to report.

VILLAGE HALL FIRE UPDATE

The Mayor updated the Board on the fire that took place at Village Hall on February 15, 2023, at approximately 10:15 pm. The cause of the fire is still under investigation, and an update will be given after a conclusion is made. The Mayor thanks Deputy Mahoney and the Pittsford Fire Department.

Motion by Mayor Plummer, and seconded by Trustee Leitgeb, To direct the Village Attorney to draw up accommodations for Deputy Mahoney and the Pittsford Fire Department for saving the Village Hall from the fire.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

NON-MUNICIPAL PERMITS

Pittsford Crew – Regatta, May 27 - 28, 2023

Motion by Trustee Lanphear, and seconded by Trustee Stetzer, to approve the non-municipal use permit for the Pittsford Crew Regatta dated May 27-28, 2023, with the condition that there will be a discussion with the Pittsford Crew regarding their trash responsibility for the event.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

Friends of Pittsford Library Community Library Book Sale, March 16-18, June 8-11, 2023

Motion by Trustee Stetzer, and seconded by Trustee Leitgeb, to approve the non-municipal use permit for the Friends of Pittsford Library Community Library Book Sale, March 16-18, June 8-11, 2023, and waiving the 45-day limit for the March 16-18, 2023, book sale.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

Town of Pittsford Community Events

Motion by Trustee Stetzer, and seconded by Trustee Lanphear, to approve the 2023 Town of Pittsford Events and their request for non-municipal use permits.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

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TOWN PARK MEETING

The Board discusses a date to hold a Public Meeting, at Village Hall, regarding the Town Park. It will be held on March 22, 2023, with an alternate date of March 29, 2023.

TREE CITY USA DESIGNATION

The Village Clerk informs the Board that the Village of Pittsford has renewed and obtained our Tree City USA designation again.

REFUSE DISTRICT

Since the town has issued refuse districts, the Village has received requests. The Attorney looked into the Village being a refuse district as it is up to the Board rather than a petition. He suggests the Board should get input from the public. A refuse district could be the entire Village, or it could be different areas within the Village. But once an area within the Village is a refuse district, a resident cannot refuse to be a part of it.

The Mayor suggests sending a notification to every household with a list of FAQs and answers regarding a refuse district.

Robert Corby – 7 Washington Avenue – wanted to remind the Board that this was investigated around 7-8 years ago, and a Village-wide survey was done. He suggests reviewing minutes from that time. They found there would be about a 25% savings, but it did not go forward due to residents' lack of choice.

Art Pires – 70 State Street – Where did the Refuse District document in the agenda packet come from? Does this not address several questions raised by the Board this evening? Does the Village Board have a sense of costs to share with the residents and bring into the discussions sooner than later? Is there a sense of what other nearby Villages and Towns pay / pay rates per household?

The mayor states that this is still in early stage discussions.

Peggy Caraberis – 81 South Main Street - what about commercial properties?

Commercial properties are part of the district.

The Refuse District will be added to the next meeting's agenda for further discussion.

PUBLIC HEARING – SPECIAL PERMIT – THIRSTY'S

Dan Clifford is present and is seeking approval for a special use permit to add a pergola to the patio at Thirsty's.

The Attorney - Informed the Board the application is a Type 2 SEQR pursuant to 617.5 C18.

Motion by Mayor Plummer, and seconded by Trustee Stetzer, to open the public hearing.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

Art Pires – 70 State Street – I support the application.

Motion by Trustee Leitgeb, and seconded by Trustee Lanphear, to close the public hearing.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

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Motion by Trustee Leitgeb, and seconded by Trustee Stetzer, to approve the special use permit for Thirsty's to include all of the conditions that are set forth in the application and as stated by the applicant in the record.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

RESOLUTION TO ACCEPT THE CANAL WAYS GRANT

The Board discusses accepting the grant.

Robert Corby – 7 Washington Avenue – believes everyone supports the Grant and gives input on ways to streamline the planning process.

David Ferris – 27 Monroe Avenue – He supports the grant as long as there are no financial obligations.

The Mayor and Attorney explain that there are no financial obligations. If the Village decides to refrain from using the grant money after accepting it, there will be no financial obligation.

Robert Corby – 7 Washington Avenue – suggests approving the resolution of the grant with the conditions of a commitment to the Board to address the concerns of the Trustees.

Art Pires – 70 State Street – “If the canal path has been stabilized by the NYS Canal Corp and covered the cost, then the \$300k would and can only be spent on only that specific limited development of the canal path presented in the grant application and no other improvements beyond those limits - correct?”

“Suggest specifically calling out and stating the name and date of the grant plan /drawing which is being discussed - so the record is clear. Was there not a sketch of a defined work scope submitted with the application? This is what should be attached to the Board's Resolution.”

“The Board should be able to locate and reference the plan which shows the limits discussed at the Board's meeting.”

“Is Canal Corp not responsible for permanent stabilization beyond their recent temporary stabilization measures? Why is a municipality / the resident responsible for maintaining Canal Corp properties?”

Jason Cernis - 91 Heberton Road, Rochester, NY 14622 – “It's very important to continue forward with this grant. The canal is falling behind when it comes to its appeal and attraction due to the crumbling walkway, derelict fuel pump bumps out, which could be used as a viewing platform or fishing platform, etc. A delicate balance can be found to achieve all the needs the Schoen place desperately needs to maintain its allure.”

Motion by Trustee Stetzer, and seconded by Trustee Lanphear, to approve the resolution as presented with the Board's understanding that the monies used is for canal improvements only and that there will be substantial public planning involved in developing any plan, which utilizes any money from this grant.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—no, Plummer – yes. *Motion passed.*

BID RESULTS

75 MONROE

Trustee Lanphear asks for an update on the response to Mindy Zoghlin's letter dated February 3, 2023.

No response has been given as approval from the Board is needed to use the engineer, along with the architectural oversight firm and Bergman for code compliance, to gather the information needed for a response to Mindy Zoghlin's letter.

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Chris Nadler – General Counsel – Pittsford Canalside Properties – they received site plan approval seven months ago and are requesting approval on the scope of work presented so they can move forward. The only way to move this forward is to have an architect and engineer review what was submitted to confirm it complies with the law and NYS building codes.

David Ferris – 27 Monroe Avenue – endorses moving forward with the approval as these firms are highly qualified and respected.

Peggy Caraberis – 81 South Main Street - Isn't there another phase of review that TY Lin will be doing for the Planning Board, or will Scott assume that?

Scott Harter will resume that.

Motion by Mayor Plummer, and seconded by Trustee Stetzer, to approve the RFP as presented.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

CONSIDERATION FO RFQ FOR GREEN INFRASTRUCTURE

Robert Corby – 7 Washington Avenue – has concerns about the language used regarding the windows and wants to ensure that a professional with expertise in historic culture is hired.

The Mayor states that the Board is in agreement.

The Village Clerk suggests a deadline of April 4, 2023, for receiving the RFQs and reviewing them in front of the Board on April 13, 2023.

Trustee Leitgeb believes this is too complex and thinks it should be tabled for a later date.

Motion by Trustee Stetzer, and seconded by Trustee Lanphear, to approve the RFQ as outlined in the packet.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

TREASURERS / VILLAGE CLERK REPORT

BILL PAY

The Village Clerk presented vouchers listed in Abstract #14 of the 2022 / 2023 fiscal year for approval. A motion was made by Trustee Leitgeb, seconded by Trustee Stetzer, to approve payment of the vouchers listed in Abstract #14 in the amounts stated below and to charge them to the appropriate accounts.

Vouchers for approval – Abstract #14

• General Fund (#423-#444):	\$ 10,612.32
• Sewer Fund (#437-#441):	<u>\$ 1,099.54</u>
	\$ 11,711.86

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

BACK ENTRANCE BID ADDENDUM 1

Motion by Trustee Lanphear, and seconded by Trustee Leitgeb, to approve the addendum.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

SALES TAX

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The Clerk informed the Board that the fourth quarter sales tax distribution would be in the Amount of \$172,264.62.

MINUTES

Motion by Trustee Stetzer, and seconded by Trustee Leitgeb, to approve the January 26, 2023 meeting minutes as corrected.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

Motion by Trustee Lanphear, and seconded by Trustee Leitgeb, to approve the amended February 9, 2023 meeting minutes.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

MEMBER ITEMS

Trustee Stetzer asks the Superintendent if the sign on Washington Avenue will be there until construction is finished and the date for completion.

The Superintendent has a proposed completion date of April 30, 2023, and said the sign has to remain until the construction is completed.

Trustee Stetzer asks the Superintendent for an update on the lights on the State Street bridge.

The Superintendent has repeatedly called RGE regarding several issues. RGE is slowly working on the lighting issues throughout the village.

Trustee Stetzer asks the Superintendent if the DOT will move the signs so they won't block the village clock.

The Superintendent will follow up with the project manager for the DOT.

The Mayor asks for an update on the tree that came down on the powerlines on Lincoln.

The Superintendent said the tree and powerlines have been cleaned up. Spectrum and Frontier still need to come through to clean up their low wires.

PUBLIC COMMENT

Robert Corby – 7 Washington Avenue – addresses the Board on behalf of The Friends of the Arboretum with Jim White – 11 East Jefferson Circle – they are looking forward to the tree removal that has been approved and will be there to help as needed and request continued support of tree removal in the areas where gravel piles have been placed.

They also request approval on communicating with the Seneca Park Zoo Society as they are orchestrating the pollinator overseeding of the meadow and working with the Board on a layout for planting new trees.

The Board requests that the list of items be sent to the Village Clerk.

The Village Clerk reads a letter from Fran Kramer. The letter is attached.

Art Pires – 70 State Street – “Able to provide a brief for the public/residents on the Board's vote on the COMIDA letter for 75 Monroe, including the vote and any analysis which the Board reviewed in making a decision. The residents need to know how much tax revenue may be lost if COMIDA approves the application. A specific response would be appreciated by myself and Village residents. Thank you.”

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This was addressed in previous meetings, and the letter was revised for approval. The residential component was the only portion that was supported. But COMIDA will approve or disapprove without input from the Village.

Art Pires – 70 State Street – “Possible for a brief for residents who have not attended the last meeting.”

The meetings are posted online and available to the public.

EXECUTIVE SESSION

Motion by Mayor Plummer, and seconded by Trustee Stetzer, to move into an executive session for purposes of discussing an employee.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

Motion by Mayor Plummer, and seconded by Trustee Stetzer, to leave the executive session.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*

ADJOURNMENT

Motion by Mayor Plummer, and seconded by Trustee Stetzer, to adjourn the meeting.

Vote: Lanphear – yes, Stetzer – yes, Leitgeb—yes, Plummer – yes. *Motion passed.*