

PROCEEDINGS OF A REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES

JANUARY 12, 2021 at 6:30 PM

Present:

Mayor: Robert Corby

Trustees: Lili Lanphear
Frank Galusha
Dan Keating
Renee Stetzer

Recording Secretary: Dorothea Ciccarelli

DPW Superintendent: Zack Bleier

Treasurer: Mary Marowski

Building Inspector: Steve Lauth

CALL TO ORDER

Motion by Trustee Lanphear, seconded by Trustee Galusha, calling the meeting to order at 6:30 PM.

Vote: Corby – absent, Lanphear – yes, Galusha – yes, Keating – yes, Stetzer – 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.

BUILDING INSPECTOR'S REPORT

- During period issued 5 permits for \$420.00 in permit fees and \$34,000 in improvements.
- Worked with residents and businesses for 2HPB applications, Jennifer Collins/Pavilion, and 56 north main St. – signs.
- Attended monthly coalition stormwater meeting.
- Annual fire inspection for St. Louis church – failed/ re-inspected - completed –
- Final inspections; 44 Lincoln – remodeling, 35 Courtenay – Deck – failed needs hand rail, 50 Rand place – attic remodel – failed for electrical issue, 50 State street – copper leaf – passed, 36 Sutherland – windows – passed, 9 Wood St. – fencing – passed, 9 West Jefferson – shed/shop – passed, 24 Monroe – driveway – passed, 72 State St. – porch – passed, 15&17 South Main – signs – passed, 34 Church St. – porch railings and lattice – passed, 28 Monroe – roof – passed, 31 Locust street – roof – passed, 13 Stonegate lane – roof – passed.
- Several inspections 40 Sutherland for interior remodeling as well as garage addition.
- Found two roofing projects being conducted without permits, contacted contractors, and issued permits for 13 Stonegate lane and 11 Lincoln.
- Inspections for addition to 9 Grove street which was approved by HPB in the fall of 2018 as a “phased” project.
- Contacted by owner of Tequilaria and had meeting for discussion of pass through between the “kitchen” and the Blue Horn. Found that there are two separate walls between the buildings and are working to gain necessary information and permissions to proceed with project.

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- He has read and processed over 300 emails during this time period, researching and answering many questions regarding zoning and Historical preservation requirements to new property owners and tenants. He also sent over 90 response emails.
- Receive on average 12 phone calls per day with questions or concerns over village issues.
- Have been working with the Collin's and their Architect to get a final location for the Pavilion. The Canal corporation originally denied the application to move the pavilion slightly, he has emailed the authorities involved and was able to get them to agree to move the pavilion to the same pre-established line as Aladdin's and Lock 32.
- Met with owner of Towpath to go over plans for new signage.
- H has gone through Village's fee schedule and will request various changes for the coming year.
- He also spent time going through our code and have a page full of various items he found that should be addressed associated with the Zoning changes.
- Received many phone calls regarding "same day" testing site that opened up on S. Main St. and was able to have it closed down based on our current zoning and along with concurrence from assembly woman Margie Burns office after the testing company had contacted them.

Trustee Keating requested an update regarding owner of Tequilaria and the discussion with Inspector Lauth regarding their potential plan to build a pass through between the kitchen and the Blue Horn. Inspector Lauth explained that his investigation confirmed two separate walls between the buildings. He followed up with the owner and has yet to receive correspondence.

Trustee Galusha made note of various items included on the report that should be addressed with zoning changes and asked Inspector Lauth to further explain. Inspector Lauth cited a list that he has of zoning labels that should be updated. Explains that current labels are aged and estimated that a majority of them are no longer applicable.

Trustee Keating had questions regarding same day COVID testing facility located on South Main Street that was shut down due to current zoning. Inspector Lauth explained that the facility did not contact the Village prior to establishing themselves in the building, and that the building is not currently zoned for medical use. Inspector Lauth also received multiple phone calls from Village residents who were against the current location of the facility. Inspector Lauth followed up with Assemblywoman Marjorie Byrnes, Monroe County Health Department, and Village Attorney Jeff Turner who all supported closing the facility. Discussion amongst Trustees was had as to whether the pandemic circumstances outweigh the village zoning ordinances. Trustees agreed that the facility should have followed proper procedures and was correctly closed down, however, Inspector Lauth will further assist them in finding a location where they are zoned to operate. Trustee Keating goes on record as being against the initial shut down of the facility before the Board had the opportunity to discuss it.

Building Inspector Lauth requested to review fee schedule at the next organizational meeting and make changes in the form of adding \$100 for commercial sewer repair and \$50 for residential sewer repair.

DPW REPORT

- Sewer Blockage 28/31 Washington Ave:
- We responded to a sewer call at 28 and 31 Washington Ave at approximately 10:30pm December 25. After inspection we found that the sanitary sewer was backing up. We ran the jetter through the system

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twice and pulled out what appeared to be wipes that did not breakdown and got hung up on something in the sewer line creating a clog. We then flushed the sewer again the following Monday.

- Cleared out trees, dead wood, and undergrowth around the siphon near the DPW shop. This was the first part of a project to open the area up and create an access to the siphon for the Flush Truck.
- Cleared out trees and undergrowth and built a drivable path for the Flush Truck to a sanitary sewer manhole located on the property of 58 Monroe Ave.
- Refinishing park benches, bollards, and urns.
- Bobcat T-450 and snow attachments were delivered.
 - Total cost of machine after trade-in \$32,348.82
 - Total cost of attachments after trade-in \$5,079.72
- Built new cover on old fuel pump dock.
- Weekly brush/leaves/Christmas tree pick-up Vehicle and equipment service.
- Catch basin cleanout Shop maintenance Trimmed trees.
- Trimmed hedges at 20 Monroe Ave.
- NYS DOT proposed bump-out on S Main St at Church St Rand Creek at 44 Rand Place
- Gabions continue to fail; Scott Harter has put together a DEC approved repair plan.
- Holiday decorations.
- Streetlight repairs- both RG&E and Village owned streetlights.
- Installed upgraded warning and work lighting in the Bobcat/Flush Truck/Trucks 12 & 14.
- Cleared out approximately 25 cubic yards of Japanese Knotweed from the woods behind the DPW shop. We are currently clearing out overgrowth/brush and will dredge 2 stormwater runoff swales and retention ponds. One located near the Pickle Factory parking lot and the other located on the backside of the Little League fields.

Trustee Stetzer requested the schematic for the bump out that is to be installed on Main Street and Church and asked if there have been any updates since the last meeting. Superintendent Bleier explains that some catch basins will be abandoned/relocated and that some cross walks will be moved. Initial construction for bump outs to begin in the spring.

Trustee Keating issued a special thanks to DPW employees (Jason, Joan & Brad) who responded to the sewer back up issue on Christmas night.

Mayor Corby asked for an update on the failing gabions at Rand Creek. Superintendent Bleier explained that he did not have many details, but the issue is before the DEC and that he is waiting to hear back.

Trustee Lanphear inquired about the timeline for the Village decorations to be taken down and in the meantime asked if the lights can be shut off. Superintendent Bleier recalls quick discussion at last budget meeting where Trustees were in favor of leaving them up for a little while longer but seeks to get opinion on when they should be taken down. Trustee Lanphear cites concern for decorations being damaged and would like to take them down to extend their longevity. Several members agree and Superintendent Bleier placed it on the schedule for next week.

Trustee Lanphear asked if there is any way that lights can be modified so that conduits are not needed from the sidewalk, cited how lights are set up in Fairport, they are fed in from above and wrapped around trees. Trustee Lanphear further suggests modifying streetlights to allow for trees to be lit all year long. Superintendent Bleier to look into options.

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VILLAGE ATTORNEY

The Village Attorney informed the Board that he had nothing major to report. Mayor Corby provides update that he sent a proposed list of conditions incorporating input from the two boards to Dan Spitzer and asked that Attorney Turner send his comments to Mr. Spitzer upon review.

TREASURER'S REPORT

VOUCHERS

The Village Treasurer presented vouchers listed on Abstract #14 of the 2020/2021 fiscal year for approval. A motion was made by Mayor Corby, seconded by Trustee Galusha, to approve payment of the vouchers listed on Abstract #14, in the amounts stated below and to charge them to the appropriate accounts.

Vouchers for approval – Abstract #14

• General Fund (346 – 387):	\$54,343.37
• Sewer Fund (378)	<u>\$79.38</u>
Total Vouchers for Approval:	\$54,422.75

Vote: Corby – yes, Lanphear – yes, Galusha – yes, Keating – yes, Stetzer – yes. Motion carried.

ATTORNEY BILLS

The Treasurer reviewed with the Board the current outstanding Village Attorney Bills.

Motion by Trustee Keating, seconded by Mayor Corby, to approve the payment of Osborn Reed & Burke invoices #58388, #58413, and #58414; Hodgson Russ Invoice #1089371 and Zoghlin Group invoice #883.

Vote: Corby – yes, Lanphear – yes, Galusha – yes, Keating – yes, Stetzer – yes. Motion carried.

Treasurer reviewed December numbers and budget transfers and requested Board approval. Trustee Keating requested that this vote be tabled until the next budget meeting.

MINUTES

Motion by Trustee Lanphear, seconded by Mayor Corby, to approve the Village Board of Trustees regular meeting minutes from September 22, 2020.

Vote: Corby – yes, Lanphear – yes, Galusha – yes, Keating – yes, Stetzer – yes. Motion carried.

Motion by Trustee Galusha, seconded by Mayor Corby, to approve the Village Board of Trustees regular meeting minutes from October 13, 2020.

Vote: Corby – yes, Lanphear – yes, Galusha – yes, Keating – yes, Stetzer – yes. Motion carried.

Motion by Mayor Corby, seconded by Trustee Galusha, to approve the Village Board of Trustees regular meeting minutes from October 27, 2020.

Vote: Corby – yes, Lanphear – yes, Galusha – yes, Keating – yes, Stetzer – yes. Motion carried.

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Motion by Mayor Corby, seconded by Trustee Galusha, to approve the Village Board of Trustees regular meeting minutes from November 10, 2020.

Vote: Corby – yes, Lanphear – yes, Galusha – yes, Keating – yes, Stetzer – yes. Motion carried.

Motion by Mayor Corby, seconded by Trustee Galusha, to approve the Village Board of Trustees regular meeting minutes from November 18, 2020.

Vote: Corby – yes, Lanphear – yes, Galusha – yes, Keating – Abstain, Stetzer – yes. Motion carried.

Motion by Mayor Corby, seconded by Trustee Lanphear, to approve the Village Board of Trustees regular meeting minutes from December 2, 2020.

Vote: Corby – yes, Lanphear – yes, Galusha – yes, Keating – yes, Stetzer – yes. Motion carried.

Motion by Mayor Corby, seconded by Trustee Galusha, to approve the Village Board of Trustees regular meeting minutes from December 8, 2020.

Vote: Corby – yes, Lanphear – yes, Galusha – yes, Keating – yes, Stetzer – yes. Motion carried.

UPDATE ON 25 MPH SPEED LIMIT LEGISLATION

Trustee Stetzer updated the board that due to the new session in the assembly and in the Senate, the bill will need to be re-introduced. Once re-introduced the Board will need to pass new home rule legislation to support as done in previous years. Trustee Stetzer met with Senator Brouk's legislative assistant to review the background of the bill and Brouk's staff is currently reviewing. Trustee Stetzer made note that the language of both assembly and senate bills are the same and include language regarding state roads which the previous bills did not have. Once bill numbers are received, home rule legislation can be passed at the next Board meeting.

UPDATE ON UPCOMING PUBLIC HEARINGS FOR PROPOSED ZONING CODE CHANGES

Village Attorney Jeff Turner had no further updates on the hearings. Explained that Village Clerk is in the process of sending required seeker notices. Attorney Turner requested an update from Inspector Lauth regarding the status of the special permit for Lock 32. Inspector Lauth explains that he just received the application and is forwarding to the Village Clerk. Trustees and Inspector Lauth had conversation regarding parking spaces and how parallel parking was not a viable option. The owner is making slight changes to incorporate less parking and more green space. Village Clerk that it can be heard at next meeting at the same time as the legislation proposed on special meeting item is heard.

Attorney Turner asked Inspector Lauth to report on HPB discussions. Inspector Lauth reported that discussions with HPB were positive.

STATE STREET BRIDGE CLOSING

Mayor Corby informed the Board that there are no major updates. Mayor Corby is in communication with the DOT and awaiting a response.

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MEMBER ITEMS

Trustee Lanphear asked a question regarding when the annual mayor's banquet will be held. Village Clerk provided the context that last year a blizzard hit just before the dinner and prompted discussion about moving banquet to the spring. It is presumed that due to COVID, banquet will not be held this year. Trustee Lanphear clarified that she asked because Pittsford was due to host. Mayor Corby further clarified that nothing was scheduled based on his attendance of the December meeting of the mayors.

Trustee Stetzer had two items, the first being the HOPR bike share. Trustee Stetzer met with Sarah and Chelsea from HOPR on Monday and reviewed the draft agreement and is scheduled to meet with Supervisor Smith to review. Trustee Stetzer cited a few remaining questions that needed to be addressed, the biggest being at what point does the village and down incur costs and an estimate of what they would be. Suggested planning ahead to find sponsors or other opportunities to help cover the costs. Trustee Stetzer sites another issue regarding where the towpath bike station will be at Schoen Place, does not want to move forward until this is resolved. Trustee Stetzer also reviews insurance provided by HOPT, confirmed that it should be adequate for a Village of our size. Trustee Stetzer also clarified that previously there were 4 stations, new plan is to break one station into two smaller ones, one in front of Town Hall and at the front of Village Hall. There will also be stations at Nazareth College at New England and East Avenue, one at the Pittsford Plaza by the Cheesecake Factory, and one at Schoen Place. Trustee Stetzer requests feedback from the Board regarding where the Schoen Place location should be. Superintendent Bleier suggested an area by the electrical box that services the streetlights for the East end. Mayor Corby to review suggested location.

Trustee Stetzer moved onto her second item: issues with cyclists riding their bikes on the towpath. Cited a conversation between Inspector Lauth and an upset cyclist who wanted Board to look into ways that the Village can remind cyclists to walk their bikes. Trustee Stetzer asked if this situation was one-off or if further action was needed. Inspector Lauth cites two incidents in the area. Superintendent Bleier to check in DPW to see if previously used signage is still there.

Trustee Keating reviewed 3 member items. Firstly, Trustee Keating requested that Inspector Lauth provide the name and/or contact information for the COVID testing facility that was shut down. Secondly, Trustee Keating made a statement that he is in favor of negotiating directly with Mark IV to resolve the 75 Monroe Ave. issue. Finally, Trustee Keating re-iterated that he does not support the decision of the board to close down the COVID testing site.

CLERK'S REPORT

Village Clerk updated the Board regarding the e-mail switch-over. Informed the Board of an issue with Time Warner (Spectrum) and the DNS Records. Integrated is working with them to resolve. Village Clerk also cited an issue regarding the Go To Meetings, explained that two Boards had double booked their meeting and discussed the same agenda item. Caused confusion amongst applicant and the public. Village Clerk requested to only have one meeting a night in order to keep things organized. Mayor Corby stated that he will discuss the issue with the Board Chairpersons.

ADJOURNMENT

Motion by Mayor Corby, seconded by Trustee Lanphear, to adjourn meeting.

Vote: Keating – yes; Lanphear – yes; Galusha – yes; Stetzer – yes; Corby – Yes. Motion Passed.