

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

Thursday, October 13, 2022, at 6:30 PM

**PRESENT:**

**Mayor:** Alysa Plummer  
**Trustees:** Renee Stetzer  
Justin Leitgeb  
**Deputy Treasurer:** Brooklyn Thomas  
**Recording Secretary:** Kristen Kreiser

**CALL TO ORDER**

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

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

**CONFLICTS OF INTEREST DISCLOSURE**

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

**BUILDING INSPECTOR REPORT**

Trustee Leitgeb questioned the Building Inspector if he had a chance to run the report regarding Fire Inspections in the Village. The Inspector would be forwarding the report to the Board.

**VILLAGE HALL ROOF**

The Inspector informed the Board that there had been some bubbles in the flat roof section of the Village Hall that was getting worse. The inspector has reached out to different contractors for estimates on the replacement of the area. The current roof is about 25 years old; the bubbles are cracking and starting to affect the seams in the roof. The roof has about 35-40 seams, and at least 50 percent show bubbles. Bero Architecture assessed the Village Hall about 22 years ago. He has reached out to Jennifer Ahren from Bero Architecture, who will be out on Tuesday to review the situation. He informed the Board that the roof should be replaced before Winter. He discussed with the Board information received from contractors for the repair. The lifespan for this type of roof is 15-20 years old. Trustee Leitgeb requested that Bero review the quotes that we received.

Robert Corby, 7 Washington Avenue – Commented that previously Bero Architecture completed a condition report on the Village Hall, setting priorities for maintenance reports. He indicated that a modified bitumen roof typically has a 35-40-year lifespan. He recommended the Board reach out to Virginia Searl, who was also a project architect for the project that oversaw both phases. He expressed concern that asphalt or other products used in the roofing industry can eat through the cooper on the roof. He suggested hiring Bero Architecture to write specify specific specifications for the modified bitumen roof to protect the long-term investment that was made.

**DPW REPORT**

Mayor Plummer requested the Superintendent review the street light problems at the end of South Main Street; the area has been dark for a long time. There have been a few repairs, but the widespread outage is still a problem.

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The Superintendent comments that two weeks ago, they met with representatives of RGE they asked them to put something together to submit to the public to let them know what is going on with the streetlights. They are deep diving into the area since it is a whole section, so something is happening with the site.

The Superintendent provided the Board with a report from Josh Galiley, the arborist working with the red oak at 38 Boughton Avenue. His recommendations are moving forward with the tree as it exists. It is periodically inspecting it and making assessments in the future.

Robert Corby, 7 Washington Avenue, Questioned if there would be trees planted this Fall since several trees have been taken out, and the missing trees are becoming more visually prominent on the streetscapes. He had hoped the schedule would be continued and questioned if the tree inventory had been maintained.

The Superintendent commented that some details could be more organized in that inventory, so we are going through and verifying everything in the field and with the GIS person in the Town so that everything can be put into the spreadsheet correctly and updated the maps at that point. We will reassess all the areas that are missing trees on Village Roads. Trustee Stetzer questioned that there had been trees taken down on NYSDOT rights-of-way. They might be replacing some of those. The Superintendent commented that the NYSDOT removed 14 trees and said they would replace 15 trees on the State roads. Mayor Plummer commented that they would be replacing them with native trees. RGE removed trees when they were trimming and requested stakeouts for planting trees. So, trees should be in the ground within the next ten days.

Update on the current NYSDOT paving project currently two crews are working they have been working their way South and they have been working on the Southbound Lane. It is anticipated tonight that they will be working on the Northbound lane.

Dave Marshall, 67 South Main Street – I wanted to thank the Superintendent and crew for helping with the Paula Sherwood Garden, they were not quite finished, but they were out of town for a little bit. He commented that it looked nice and wanted to say thanks for the help.

The DPW has been working on getting on the light poles painted, and they have been chipping away at the project.

The Superintendent reviewed the quotes received for the paving project with Spall Management. He informed the Board that he had spoken with the Village Attorney regarding an agreement with Spall Management for their share of the paving project cost. The Board would need to approve the agreement.

**Motion by Trustee Stetzer, and seconded by Trustee Leitgeb**, to approve the contract with Central Roadways, subject to an agreement with Spall Management to share in fifty percent of the project cost.

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

The Superintendent reviewed with the Board the proposed project for restoring the Village Clock donated by the Frame Family. Mayor Plummer will be meeting with the family interested in sharing the restoration cost in honor of their parents.

The Superintendent informed the Board that with the work being done at the four corners of the Village, it was discovered there was an electrical issue with the clock. The electrician for the project will be able to put in a suitable breaker box for the clock. He does not have the repair estimate at this time; he will update the Board when he receives the estimate.

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The restoration contract will be returned to the Board at a future meeting after the meeting with the Family.

**TREASURER'S REPORT**

The Deputy Treasurer presented vouchers listed in Abstract #06 of the 2022 / 2023 fiscal year for approval. A motion was made by Trustee Stetzer, seconded by Trustee Leitgeb, to approve payment of the vouchers listed in Abstract #06 in the amounts stated below and to charge them to the appropriate accounts.

**Vouchers for approval – Abstract #06**

• General Fund (#170 - #197)	\$35,909.66
• Sewer Fund (#187):	<u>\$ 124.32</u>
	\$36,033.98

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

**OPEN MEETINGS LAW RESOLUTION**

The Board briefly discussed the resolution and opened to public comment but would be tabling further Board discussion until the full board was present.

Dave Marshall, 67 South Main Street – Questioned the work that would be completed by the Village Attorney and commented that what would be achieved would be so that an intelligent conversation about the subject could be had. Mr. Marshall then questioned the term extraordinary circumstances and reviewed the definition with the Board and the possible uses of the circumstances. He suggested that the Board have limitations on the frequency of the use in place. In addition, they fall back on the same standard of having a quorum in public.

The Village Attorney commented that his thought was to review what the actual legislation allows and advise the Board where, for instance, any changes could be included. Mayor Plummer commented that there must be a quorum of three still present.

Mr. Marshall commented that in his opinion that there is considerable value to seeing your representatives in front of you regularly and how they interact and conduct business with the public.

A discussion was had on the possibility of requiring the quorum to be in one location. The Village Attorney would be reviewing, but he indicated the State has pre-empted this area of the law and is wondering how much you can change that area.

Robert Corby, 7 Washington Avenue – Commented that he is opposed to this version; he felt it was a giant step backward for the government, The New York State Office for an opening meeting has been in place for decades, and it was put in place because of the problems in local and state government with collusion, which included side conversations and decisions being made outside the legal meeting process. Standards that have been in place for decades have been put there for a good reason. He indicated that the previous standard of having someone who does have to call in remotely in a public place protects the public's assurance that there isn't a special or side conversation happening the public cannot witness. He requested that the Board consider this carefully.

Mayor Plummer commented that the resolution that is before the Board in our packet was provided to the Village was the Committee on Open Government.

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**SPECIAL PERMIT APPLICATION – 4 SCHOEN PLACE**

An application was received from Jennifer Darling for Darling Esthetics for 4 Schoen Place.

**Motion by Trustee Stetzer, and seconded by Trustee Leitgeb**, to set a public hearing for Darling Esthetics for November 10, 2022, at 7 PM for a special permit application.

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

**NON-MUNICIPAL APPLICATION AMENDMENT – Candlelight Night 2022**

Mayor Plummer informed the Board that they received a request for an amendment for Candlelight Night. They are looking to add a band down at Northfield commons to the application. It would be located by Northfield Music and facing the Pittsford Pub. A discussion was had that the Band was in place of the fireworks since there was a problem with the fireworks disturbing animals.

**Motion by Trustee Leitgeb, and seconded by Trustee Stetzer**, motion to approve the amendment of the Non-Municipal Permit application for a band.

**Vote:** Plummer - yes; Stetzer – yes; Leitgeb - yes. *Motion passed.*

**PUBLIC HEARING - 44 North Main Street**

Motion Trustee Stetzer, second Trustee Leitgeb to open the Public Hearing to consider an application for a short-term business permit located at 44 N. Main Street by David Jewett to conduct outdoor sales of Christmas trees, wreaths, and crafts.

**Vote:** Plummer - yes; Stetzer – yes; Leitgeb - yes. *Motion passed.*

No public comment was received.

Motion Mayor Plummer, second Trustee Stetzer to close the Public Hearing to consider an application for a short-term business permit located at 44 N. Main Street by David Jewett to conduct outdoor sales of Christmas trees, wreaths, and crafts.

**Vote:** Plummer - yes; Stetzer – yes; Leitgeb - yes. *Motion passed.*

Motion Trustee Leitgeb, second Trustee Stetzer, to approve the application for a short-term business permit located at 44 N. Main Street by David Jewett as presented and consistent with the previous year's application.

**Vote:** Plummer - yes; Stetzer – yes; Leitgeb - yes. *Motion passed.*

**PUBLIC HEARING – 5 South Main Street**

Mr. Hiwa Shareef, representing 5 South Main Street, informed the Board that they hoped to reopen the restaurant with a new name and different foods.

Motion Trustee Stetzer, second Trustee Leitgeb, to open the Public Hearing to consider an application for a Special Permit located at 5 South Main Street for a restaurant.

**Vote:** Plummer - yes; Stetzer – yes; Leitgeb - yes. *Motion passed.*

No public comment was received.

Motion Trustee Leitgeb, second Trustee Stetzer, to close the Public Hearing to consider an application for a Special Permit located at 5 South Main Street for a restaurant.

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**Vote:** Plummer - yes; Stetzer – yes; Leitgeb - yes. *Motion passed.*

Motion Trustee Leitgeb, second Trustee Stetzer, to approve the application for a Special Permit located at 5 South Main Street for a restaurant with the same conditions as the special permit issued for the property.

**Vote:** Plummer - yes; Stetzer – yes; Leitgeb - yes. *Motion passed.*

**BUDGET COMMITTEE**

The Board reviewed the establishment of the Budget Committee, which included Mayor Plummer, Trustee Leitgeb, Zack Bleier, the Village Clerk, and the Deputy Treasurer. The Clerk will send out dates to start working on the budget and necessary planning.

**LWRP CODE UPDATE**

The Board discussed the options presented by the Village Attorney for amendment of the LWRP. It was decided that, given the discussion, the Board would hold a workshop on November 3, 2022.

Peggy Caraberis, 81 South Main Street – Requested clarification on when the application process for the LWRP review should take place.

The Village Attorney commented that it takes place before any other approvals can happen. There must be an LWRP consistency rule.

**ADJOURNMENT**

Motion Trustee Stetzer, second Trustee Leitgeb, to adjourn the meeting.

**Vote:** Plummer - yes; Stetzer – yes; Leitgeb - yes. *Motion passed.*

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Dorothea M. Ciccarelli, Recording Secretary