

## Minutes of the Town Board for July 16, 2002

Proceedings of a regular meeting of the Pittsford Town Board held on Tuesday, July 16, 2002 at 7:00 P.M. local time in Pittsford Town Hall.

PRESENT: Supervisor Carpenter; Councilpersons Zutes, Marini, Higgins, Green;  
Town Attorney Lusk; Staff persons Elliott, Duane, House, Wilson,  
Chuhta.  
ABSENT: None  
ATTENDANCE: 28

### **PLEDGE OF ALLEGIANCE**

The Supervisor welcomed students and advisors from Nazareth College, as well as other members of the public, to the Town Board meeting.

### **PUBLIC HEARING: EXTENSION NO. 6 (GRAND HILL SUBDIVISION) TO PITTSFORD CONSOLIDATED LIGHTING DISTRICT NO. 1**

Upon verification of publication of a legal notice, Supervisor Carpenter opened the hearing and explained the public hearing process for this lighting district extension that would provide street lighting service to the Grand Hill Subdivision. He then opened the hearing to public comment.

David Galloway from Spall Homes Corporation addressed the board and requested that they consider approving the petition to extend the lighting district to include lights in the Grand Hill subdivision.

As there were no other speakers, the Supervisor closed the hearing.

### **EXTENSION NO. 6 (GRAND HILL SUBDIVISION) TO PITTSFORD CONSOLIDATED LIGHTING DISTRICT APPROVED**

A resolution was offered by Zutes, seconded by Green,

**RESOLVED**, that the Town Board approves the establishment of Extension No. 6 (Grand Hill Subdivision) to Pittsford Consolidated Lighting District as per Attachment A.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **PUBLIC HEARING: PITTSFORD CONSOLIDATED SEWER DISTRICT EXTENSION SWBC-33 (GRAND HILL SUBDIVISION)**

Upon verification of publication of a legal notice, Supervisor Carpenter opened the hearing and explained the public hearing process for this sewer district extension that would provide sanitary sewer service to the Grand Hill Subdivision and 78 Willard Road. He then opened the hearing to public comment.

David Galloway from Spall Homes Corporation addressed the board and requested that they consider approving the petition to extend the sewer district to include sewers to the Grand Hill subdivision and 78 Willard Road.

As there were no other speakers, the Supervisor closed the hearing.

### **PITTSFORD CONSOLIDATED SEWER DISTRICT EXTENSION SWBC-33 (GRAND HILL SUBDIVISION) APPROVED**

A resolution was offered by Carpenter, seconded by Zutes,

**RESOLVED**, that the Town Board approves the establishment of Pittsford Consolidated Sewer District Extension SWBC-33 (Grand Hill Subdivision), subject to the approval of New York State Audit and Control as per Attachment B.)

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **PUBLIC COMMENTS**

Jeffrey Luellen, 3 Reitz Circle, made further comments relative to his appearance at the June 4, 2002 Town Board meeting.

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### **SUPERVISOR'S COMMENTS**

- There will be a Summer Swing/Jazz Concert with the Music Makers on Friday, July 19<sup>th</sup>. The concert begins at 6:45 P.M. and will run until 8:15 P.M., and there will also be a "duck drop" during this time that will be a fund-raiser for Pittsford Youth Services.
- On July 26<sup>th</sup>, the Buffalo Bills parade begins at 6:00 P.M. The General Manager Tom Donohue, Coach Gregg Williams, veteran and new players are expected to participate. Immediately following the parade, there will be a "Mid-Summer's Night Stroll" along Main Street, Schoen Place, and Northfield Commons.

### **MINUTES OF JUNE 26, 2002 APPROVED**

A resolution was offered by Zutes, seconded by Green,

**RESOLVED**, that the minutes of June 26, 2002 are approved as written.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **RESOLUTIONS OF COMMENDATION: BOY SCOUT TROOP 341 EAGLE SCOUTS**

A resolution was offered by Carpenter, seconded by Higgins,

**RESOLVED**, that Tyler Everett Main, Andrew John Coniglio, Robert William Pritchard, Robert Teal Schlegel, and Graham Michael Tuttle from Boy Scout Troop 341 will be presented with signed and sealed resolutions of commendation from the Town Board on the occasion of their attaining the rank of Eagle Scout.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **2002 FALL RECREATION PROGRAMS APPROVED**

A resolution was offered by Zutes, seconded by Green,

**RESOLVED**, that the 2002 Fall Recreation Program course schedule is approved as recommended by Director of Parks and Recreation Paul Wilson. It is **FURTHER RESOLVED** that the Supervisor is authorized to sign vendor contracts as required.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **2003 TAX COLLECTION BONDING AUTHORIZED**

A resolution was offered by Higgins, seconded by Marini,

**RESOLVED**, that the Town Board of the Town of Pittsford authorizes Loomis & Co., Inc. as agent of Coregis Insurance Company, to continue coverage under the town's commercial crime policy. The policy will provide the following coverage for all employees: \$100,000.00 each for Public Employee Dishonesty Coverage; additional indemnities of \$200,000.00 each for the Receiver of Taxes, Director of Finance, and the Supervisor, and includes Faithful Performance of Duty Coverage.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **APPOINTMENT OF DEPUTY RECEIVER OF TAXES AUTHORIZED**

A resolution was offered by Carpenter, seconded by Marini,

**RESOLVED**, that Fleet Village Bank Manager Margaret Tate is appointed Deputy Receiver of Taxes for the Town of Pittsford for 2002-2003 and is authorized to collect 2002-2003 School Taxes and the year 2003 Town and County Taxes during the interest-free collection times.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **MONROE COUNTY OPEN SPACE GRANT APPLICATION APPROVED**

A resolution was offered by Carpenter, seconded by Marini,

**RESOLVED**, that the Town Board of the Town of Pittsford authorizes the Town Attorney to submit a grant application to the County of Monroe for funding the acquisition of the development rights to the Snyder/Lehman Farm.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **DISCUSSION: OFFICE 97 SOFTWARE UPGRADE**

Director of Parks and Recreation Paul Wilson addressed the board and explained that there would be a substantial savings benefit to the town if the Town Board approved a Volume License through Microsoft to upgrade our Office 97 Software before July 31, 2002. He recommended that the Town Board approve purchasing the software upgrades now.

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### **OFFICE 97 SOFTWARE UPGRADE AUTHORIZED**

A resolution was offered by Zutes, seconded by Green,

**RESOLVED**, that the Town Board authorizes the Technology Department to purchase software upgrades for "Office Suite" programs under the Software Assurance Program.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **EMERGENCY PROPERTY MAINTENANCE AUTHORIZED**

A resolution was offered by Green, seconded by Marini,

**RESOLVED**, that based upon the facts known to Building Inspector Rowe regarding the property located at 7 Wild Berry Lane, the Town Board of the Town of Pittsford does hereby approve the actions of the Building Inspector to alleviate the emergency situation located at the parcel of real property known as 7 Wild Berry Lane in the Town of Pittsford; and be it **FURTHER RESOLVED**, that pursuant to § 116-5 of the Town Code, the Town Board of the Town of Pittsford does hereby authorize the cost of said lawn maintenance to be passed on to the owner of the parcel of real property located at 7 Wild Berry Lane in the Town of Pittsford. (See Attachment C.)

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **DISCUSSION: AFLAC SUPPLEMENTAL INSURANCE**

Kathy Silverman, the local AFLAC agent, made a presentation to the Town Board regarding voluntary, supplemental health-care plans that would be available to Town of Pittsford employees through pre-tax payroll deductions from AFLAC. These plans would provide a supplemental Personal Accident Expense Plan and three levels of the Cancer Plan. She requested authorization to conduct open enrollment and provide informational meetings to all town employees.

### **AFLAC SUPPLEMENTAL INSURANCE OPEN ENROLLMENT AND INFORMATIONAL MEETINGS AUTHORIZED**

A resolution was offered by Marini, seconded by Green,

**RESOLVED**, that the Town Board of the Town of Pittsford authorizes a local AFLAC representative to conduct open enrollment and informational meetings in order to present the Personal Accident Expense Plan and the three levels of the Cancer Plan to the Town of Pittsford employees.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **SEQRA PROCEEDINGS: PROPOSED REZONING OF CERTAIN REAL PROPERTY OWNED BY ST. JOHN FISHER COLLEGE (FOUNDERS HALL)**

A resolution was offered by Carpenter, seconded by Zutes,

**RESOLVED**, that after consideration of the Environmental Assessment Form, the Town Board as lead agency finds that there will be no significant environmental impacts associated as a result of the adoption of rezoning of the property at 90 Fairport Road and issues a Negative Declaration as per Attachment D.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **ST. JOHN FISHER COLLEGE REZONING OF CERTAIN REAL PROPERTY APPLICATION APPROVED (FOUNDERS HALL)**

A resolution was offered by Higgins, seconded by Green,

**RESOLVED**, that Town Board approves the St. John Fisher College Rezoning Application; and it is **FURTHER RESOLVED** that the Official Zoning Map of the Town of Pittsford be amended to reflect this rezoning. (See Attachment E.)

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **PUBLIC HEARING SET: PROPOSED LOCAL LAW NO. 3 OF 2002; AMENDMENTS TO TOWN ZONING CODE**

A resolution was offered by Carpenter, seconded by Green,

**RESOLVED**, that a public hearing is set for Tuesday, August 20, 2002 at 7:00 P.M. local time in Pittsford Town Hall to consider the adoption of proposed Local Law No. 3 of 2002; Amendments to Town Zoning Code.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

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### **CONTRACT WITH DANNY B. PRODUCTIONS APPROVED**

A resolution was offered by Carpenter, seconded by Zutes,

**RESOLVED**, that the Town Board for the Town of Pittsford authorizes the Supervisor to sign a contract with Danny B. Productions for equipment and service for a sound system for the Buffalo Bills Parade on July 26, 2002 in the amount of \$500.00.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **PUBLIC HEARING SET: PROPOSED LEASE RENEWAL WITH THE MONROE COUNTY WATER AUTHORITY**

A resolution was offered by Zutes, seconded by Higgins,

**RESOLVED**, that a public hearing is set for Tuesday, August 20, 2002 at 7:00 P.M. local time in Pittsford Town Hall to consider the adoption of a proposed lease renewal with the Monroe County Water Authority as per Attachment F.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **VOUCHERS FOR JULY, 2002 APPROVED**

A resolution was offered by Higgins, seconded by Marini,

**RESOLVED**, that July, 2002 vouchers No. 51042 through No. 51532 in the amount of \$697,101.88 are approved for payment.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **BUDGET TRANSFERS AND AMENDMENTS FOR JULY, 2002 APPROVED**

A resolution was offered by Zutes, seconded by Marini,

**RESOLVED**, that the July, 2002 Budget Transfers and Budget Amendments are approved as listed in Attachment G.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

### **DISCUSSION: 2003 BUDGET PROCESS**

Finance Director Greg Duane discussed the 2003 budgetary process and provided the Tentative 2003 Budget Approval Schedule. Some pertinent dates are: August 5, budget estimates need to be submitted to the Supervisor and Budget Officer; August 30, Supervisor will have a proposed budget; September 30, proposed budget filed with Town Clerk; October 15, preliminary operating budget and special district hearings; November 7, adoption of operating and special district budgets.

### **SEMINAR ATTENDANCE AUTHORIZED**

A resolution was offered by Marini, seconded by Green,

**RESOLVED**, that the following employees are authorized for seminar attendance:

- Personnel Director Julie House to Workshop for Personnel/HR Assistants, in Rochester on September 24 and 25, 2002.
- Town Clerk Pat Chuhta to NYS Archives "Conducting a Records Inventory" in Brockport on July 30, 2002.
- Court Clerk Barbara Hennessy and Deputy Court Clerk Jennifer Purdy to NYS Association of Magistrates and Court Clerk conference in Alexandria Bay on September 29 to October 2, 2002.
- Administrative Assistant Linda Dillon to Administrative Assistants conference in Rochester on August 21, 2002.

ROLL CALL: Ayes, all. Nays, none. Declared carried.

As there was no further business, the Supervisor adjourned the meeting at 7:57 P.M.

Respectfully submitted,

Patricia E. Chuhta  
Town Clerk

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ATTACHMENT A

At a Regular Meeting of the Town Board of the  
Town of Pittsford, New York, held at the Town  
Hall, in the Town of Pittsford, New York, on  
the 16th day of July, 2002

**PRESENT:**

William A. Carpenter, Supervisor  
Sandra F. Zutes, Councilwoman  
Henry F. Marini, Councilman  
John J. Higgins, Councilman  
Karen W. Green, Councilwoman

**ABSENT:**

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In the Matter of Grand Hill Subdivision  
Extension No. 1

THE ESTABLISHMENT OF THE Grand Hill  
CONSOLIDATE LIGHTING DISTRICT IN THE TOWN OF  
PITTSFORD, MONROE COUNTY, NEW YORK.

**ORDER  
CREATING  
LIGHTING  
DISTRICT**

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A Petition having been duly presented to the Town Board of the Town of Pittsford, Monroe County, New York, together with the necessary maps and information which requests the establishment of a Lighting District: Stonetown Hamlet Subdivision, and an Order having been duly adopted by the Town Board on the 26th day of June, 2002 for the hearing of all persons interested in the matter to be held on the 16th day of July, 2002, at 7:00 o'clock P.M., Local Time, at the Town Hall, 11 South Main Street, Town of Pittsford, New York, and due proof of publication and posting of the said notice having been duly filed with the Clerk of the said Town Board, and the hearing required by the said Order having been duly held, and it appearing from the said Petition that the creation of the Lighting District does not require any expenditure of money for the construction or acquisition of the improvement therein, and does not require the financing of the cost thereof by the issuance of any bonds, notes, certificates of any indebtedness of said Town, and that the permission of the Comptroller of the State of New York is not required for the creation of the District, it is hereby

**ORDERED AND DETERMINED, that**

- (a) The Petition is signed and acknowledged or approved as required by law and is otherwise sufficient;
- (b) All the property and property owners within the proposed District are benefited thereby;
- (c) All the property and property owners benefited are included within the limits of the proposed District; and
- (d) SEQRA proceedings were had and a negative Declaration has been issued
- (e) It is in the public interest to grant in whole the relief sought; and it is further

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**ORDERED**, that the establishment of the Lighting District extension 6 to PF34I Consolidated Lighting District no. 1, Grand Hill Subdivision, be and the same hereby is created, and that the boundaries of the extension as hereby created are as set forth in Schedule "A" annexed hereto.

Said matter having been put to a vote, the following votes were recorded:

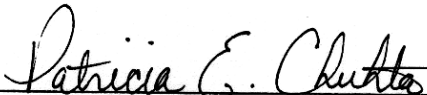
William A. Carpenter	VOTING	Yes
Sandra F. Zutes	VOTING	Yes
Henry F. Marini	VOTING	Yes
John J. Higgins	VOTING	Yes
Karen W. Green	VOTING	Yes

The Resolution was thereupon declared duly adopted.

Dated: July 16, 2002

I, Patricia E. Chuhta, Clerk of the Town Board of the Town of Pittsford, New York, DO HEREBY CERTIFY that I have compared a copy of the Resolution as herein specified with the original in the minutes of the meeting of the Town Board of the Town of Pittsford, and that the same is a correct transcript thereof and the whole of the said original.

IN WITNESS WHEREOF, I have hereunto set my hand this 16<sup>th</sup> day of July, 2002.

  
Patricia E. Chuhta, Clerk of the Town Board  
of the Town of Pittsford, New York

**TOWN OF PITTSFORD**

**MONROE COUNTY**

**NEW YORK**

In the Matter of the Extension of  
**PITTSFORD SEWER DISTRICT**  
to Include the Lands of Grand Hill Subdivision  
(Extension SWBC-33)

**HEARING MINUTES  
ORDER & DETERMINATION**

At a meeting held before the Town Board of the Town of Pittsford, New York, at the Town Hall in the Village and Town of Pittsford, New York on the 16th day of July, 2002 at 7:00 p.m. prevailing time, there were:

**PRESENT:** Supervisor Carpenter, Councilpersons Zutes, Marini, Higgins & Green

**ABSENT:** None

The Supervisor called the hearing to order at 7:00 p.m.. He said that the hearing was convened and that its general purpose was to consider the extension of Pittsford Sewer District to include lands now owned by Spall Homes Corporation and Timothy and Laurie Lancto. These properties are situated on the southerly and northerly sides of Willard Road respectively. He said that the proper proofs of the call of this hearing have been filed with the Town Clerk. The Town Clerk noted the appearance of the following persons:

David Galloway of Spall Homes Corporation

The Supervisor asked if anyone present desired to have the Order for Hearing read aloud. Hearing no such request, he directed that the reading of the Order for Hearing be dispensed with.

He then called for the presentation of the necessary documentary evidence in order that the Board might make the determination required by law. The following documents were offered in evidence for the record.

1. The original Petition dated the 17th day of May, 2002 executed and acknowledged by the owners of said real property;
2. A map and plan, attached to the foregoing Petition, showing the area and all other features required by law;
3. The Certificate of the Town Assessor certifying to the ownership, possession and assessed valuation represented by the real property to be included within the proposed Extension;
4. A Resolution of the Town Board that the public hearing first scheduled for July 2, 2002 be rescheduled.

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5. An Affidavit of Messenger Post Newspapers showing the publication of a certified copy of the Order for Hearing in the Brighton Pittsford Post;
6. An Affidavit of Posting by the Town Clerk showing that a certified copy of the Order for Hearing was posted on the Town Sign Board pursuant to law;
7. SEQRA proceedings were had and a negative Declaration has been issued;
8. That the Town Clerk has complied with the requirements of the Statute, in that a certified copy of the Order for Hearing was timely filed with the New York State Comptroller, and that such Order, as duly published, contained a statement as to the total cost for the first year of operation following formation of the Extension.

The Supervisor then directed that the foregoing documentary evidence, already on file with the Town Clerk, or about to be filed with her, be made a part of the record of this hearing. The Petitioners, Spall Homes Corporation and Timothy and Laurie Lancto have or will have deposited with the Pittsford Sewer District Commissioners the entrance and extension fees due to Pittsford Sewer District and Irondequoit Bay Pure Waters District.

Commissioner Elliott told the Board that the creation of the proposed Extension, the proceedings connected with such action and the installation of a sewer system in the Extension would not involve any financing pursuant to the Local Finance Law. The Petitioners have or will have deposited with the Pittsford Sewer District Commissioners, the entrance and Extension fees due to Pittsford Sewer District and the Irondequoit Bay Pure Water District.

When a sewer system is in place in this Extension, it will be connected to a trunk sewer serving this drainage basin and through such trunk sewer connection, effluent will reach the Interceptor of the Irondequoit Bay Pure Waters District and through them to the Van Lare Plant for treatment. Commissioner Elliott said his presentation was complete.

The Supervisor then inquired if any other persons wished to be heard with regard to the relief requested by Petitioner.

Hearing no such request, the Supervisor closed the Hearing and advised the Board that if it chose, action could be taken with regard to the relief requested.

After discussion and deliberation, Supervisor Carpenter moved for the adoption of the following Order, which was seconded by Councilwoman Zutes.

WHEREAS, this Board has examined the statements, the Petition, the signatures and acknowledgments thereon, the map and plan attached thereto, the Certificate of the Town Assessor, the proof of the posting and publication of the Order for Hearing, together with all other documents and statements otherwise made, and having determined whether all of the property benefitted by the proposed Extension has been included therein; and whether any property has been included which would not be benefitted thereby and whether it is in the public



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interest to grant the relief sought,

NOW, THEREFORE, the following Determination and Order are made:

- A. The Petition in these proceedings for the extension of Pittsford Sewer District relating to the property therein described, which Petition is dated the 17th day of May, 2002, and which was made and executed by Spall Homes Corporation and Timothy and Laurie Lancto, who are the sole owners of said real property, and is in a form required by law and is otherwise sufficient.
- B. The Petition is signed by the sole owners of taxable real property located within the area of the proposed Extension, as well as by the sole resident owners of taxable real property located within the area of the proposed extension, as the same are shown upon the latest completed Assessment Roll of the Town of Pittsford;
- C. A sewer system will be installed in said extension at the expense of the owners of the land in said extension, under the supervision of an engineer and in compliance with the standards and regulations established by Pittsford Sewer District;
- D. That the maximum amount proposed to be expended for the costs of this Extension other than the direct costs of the lateral sanitary sewer, does not exceed the sum as detailed in Schedule "B";
- E. That all of the property and the property owners, who are the only interested persons within the proposed area of the new Extension, are benefitted thereby;
- F. That all of the property and the property owners, who are benefitted by the creation of the new Extension, are included within the area thereof;
- G. That it is in the public interest to grant the prayer of the Petitioners without amendment or modification, except as may appear hereafter;
- H. That the requirements for proceedings under the State Environmental Quality Review Act (SEQRA) have been satisfied.
- I. That the area of the new Extension to be added to Pittsford Sewer District is hereinafter described is situated on the southerly and northerly sides of Willard Road, and is described on Schedule "A" annexed hereto and made a part hereof.
- J. That Pittsford Sewer District is hereby extended as of July 16, 2002 to include the area to be known as Extension SWBC-33 and which is described in Paragraph I hereof.

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- K. That the sanitary sewer system to serve this Extension is to be connected to an appropriate trunk sewer system of the District and through such trunk sewer system transmission of sewage will be accomplished through a connection to Irondequoit Bay Pure Waters facilities. The latter facilities will then forward sewage to the Frank E. Van Lare Plant for treatment. This Extension will thus obtain the benefits of the Irondequoit Bay Pure Waters System, as well as that of Pittsford Sewer District.
- L. That the Board of Commissioners of Pittsford Sewer District are hereby authorized to assume jurisdiction of the above-described property as a part of Pittsford Sewer District and are to administer the same pursuant to the Statutes of the State of New York and in accordance with the terms of the Petition and of this Order and Determination.
- M. That the Town Clerk is hereby directed to certify a copy of this Determination and Order and to forthwith record the same or cause the same to be recorded in the Office of the Clerk of the County of Monroe, in which county the Town of Pittsford is situate.

On roll call vote, directed by the Supervisor, the following vote was recorded by the Town Clerk:

AYES: Supervisor Carpenter, Councilwoman Zutes, Councilman Marini, Councilman Higgins and Councilwoman Green

NAYES: None

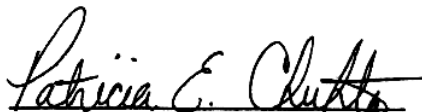
WHEREUPON, the Supervisor declared the foregoing Determination and Order duly adopted.

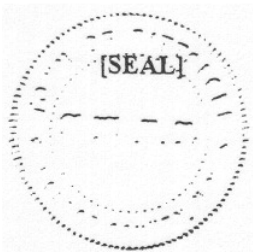
STATE OF NEW YORK}  
COUNTY OF MONROE} SS.:

I, PATRICIA E. CHUHTA, hereby certify that I am the duly appointed, qualified and now acting Clerk of the Town of Pittsford, New York.

That I have compared the foregoing transcript of the Hearing Minutes, Order and Determination as stated in said transcript in the Matter of the Extension of Pittsford Consolidated Sewer District to include the Lands of Grand Hill Subdivision (Extension SWBC-33) with the original on file in my office and certify that it is a correct transcript therefrom and of the whole of the original thereof.

Given under my hand and the seal of the Town of Pittsford, New York this 16<sup>th</sup> day of July, 2002.

  
Patricia E. Chuhta, Town Clerk  
Town of Pittsford



ATTACHMENT C

At a Regular Meeting of the Town Board  
of the Town of Pittsford, New York, held  
at the Town Hall, Pittsford, New York, on  
the 16th day of July, 2002.

**PRESENT:** William A. Carpenter, Supervisor  
Sandra F. Zutes, Councilwoman  
Henry F. Marini, Councilman  
John J. Higgins, Councilman  
Karen W. Green, Councilwoman

**ABSENT:** NONE

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WHEREAS, during the month of June, 2002, Dave Rowe, Town Building Inspector received several phone calls regarding the lack of lawn maintenance at the parcel of real property in the Town of Pittsford, known as 7 Wild Berry Lane (Tax Parcel # 192.02-2-77); and

WHEREAS, such phone calls described the property at 7 Wild Berry Lane as being infested with mosquitoes as a result of the lawn being over three feet tall; and

WHEREAS, the Town Building Inspector's visit to the property located at 7 Wild Berry Lane confirmed the presence of a lawn that had been allowed to grow to over three (3) feet in height and which contained indications of mosquito and other rodents living within the boundaries of the parcel; and

WHEREAS, following Building Inspector Rowe's visit to the property, he made several attempts to contact the property owner without success; and

WHEREAS, given the fact that the property located at 7 Wild Berry Lane contained indications that it had become a habitat for mosquitoes and other rodents, Building Inspector Rowe made the determination that the lawn was creating an emergency health hazard to the neighborhood surrounding 7 Wild Berry Lane and

ordered the lawn mowed by The Property Maintenance Company to eliminate the immediate health concerns that were present on the property; and

WHEREAS, the cost of such mowing was Four Hundred and Fifty Dollars (\$450).

Now, therefore, be it

RESOLVED, that based upon the facts known to Building Inspector Rowe regarding the property located at 7 Wild Berry Lane, the Town Board of the Town of Pittsford does hereby approve the actions of the Building Inspector to alleviate the emergency situation located at the parcel of real property known as 7 Wild Berry Lane in the Town of Pittsford; and be it further

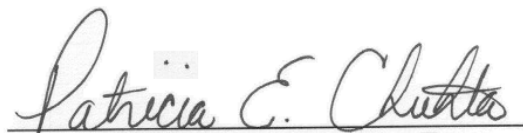
RESOLVED, that pursuant to § 116-5 of the Town Code, the Town Board of the Town of Pittsford does hereby authorize the cost of said lawn maintenance to be passed on to the owner of the parcel of real property located at 7 Wild Berry Lane in the Town of Pittsford.

Said matter having been put to a vote, the following votes were recorded:

William A. Carpenter	VOTING	Yes
Sandra F. Zutes	VOTING	Yes
Henry F. Marini	VOTING	Yes
John J. Higgins	VOTING	Yes
Karen W. Green	VOTING	Yes

The resolution was thereupon declared duly adopted.

DATED: July 16, 2002.

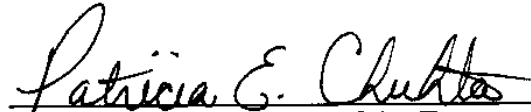
  
Patricia E. Chuhta, Clerk of the Town  
Board of the Town of Pittsford,

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New York.

I, PATRICIA E. CHUHTA, Clerk of the Town Board of the Town of Pittsford, New York, DO HEREBY CERTIFY that I have compared a copy of the resolution as herein specified with the original in the minutes of the meeting of the Town Board of the Town of Pittsford and that the same is a correct transcript thereof and the whole of the said original.

IN WITNESS WHEREOF, I have hereunto set my hand this 16<sup>th</sup> day of July, 2002.

A handwritten signature in cursive script, reading "Patricia E. Chuhta", written over a horizontal line.

Patricia E. Chuhta, Clerk of the Town  
Board of the Town of Pittsford,  
New York.

ATTACHMENT D

At a Regular Meeting of the Town Board  
of the Town of Pittsford, New York, held  
at the Town Hall, Pittsford, New York, on  
the 16th day of July, 2002.

**PRESENT:** William A. Carpenter, Supervisor  
Sandra F. Zutes, Councilwoman  
Henry F. Marini, Councilman  
John J. Higgins, Councilman  
Karen W. Green, Councilwoman

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In the Matter  
of

PROPOSED RE-ZONING OF CERTAIN REAL  
PROPERTY OWNED BY ST. JOHN FISHER COLLEGE

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WHEREAS, on April 11, 2002, Robert Burgdorf, as attorney for St. John Fisher College, submitted an application to the Town of Pittsford to re-zone the following parcel of real property from "AA" residential zone to "SRAA" residential zone:

<u>Property</u>	<u>Tax Parcel ID no(s).</u>	<u>Acreage</u>
90 Fairport Road	138.19-1-2	1.8

and

WHEREAS, a change of zoning from "AA" to "SRAA" would permit St. John Fisher to utilize the above-referenced parcel for college use, subject to special permit; and

WHEREAS, a single agency review of the SEQRA issues for the re-zoning by the Town Board is appropriate to allow the Planning Board, within the special permit

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process, to fully develop many of the environmental issues and details during the Planning Board Process; and

WHEREAS, included with St. John Fisher's application was a Part I Environmental Assessment Form (EAF) completed by Mr. Burgdorf; and

WHEREAS, a public hearing was held on May, 21, 2002, at which time all interested parties wishing to speak on the proposed re-zoning were heard; and

WHEREAS, a Part II EAF short form has been prepared by the Town Attorney and attached hereto; and

WHEREAS, the completed Part II EAF does not identify any significant adverse environmental impacts associated with the proposed re-zoning; and

WHEREAS, each of the potential small to moderate impacts identified on the Part II EAF can be adequately mitigated through the continued design of a buffering and landscaping plan that has been the subject of several neighborhood meetings. Now, therefore, be it

RESOLVED, the Pittsford Town Board, upon consideration all written and oral submissions and testimony by the Applicant, the appropriate agencies and public comment, including the Full Environmental Assessment Form, and the Town Board having taken a "hard look" at potential adverse environmental impacts of the proposal, and having given this matter due deliberation and consideration, finds that the re-zoning of the tax parcel identified above, from "AA" Residential to "SRAA" Residential, will have no significant adverse impact on the environment; and be it further

RESOLVED, that the Town Board issues a Negative Declaration for the re-zoning of the tax parcel, with the understanding that a thorough review of the

Minutes of the Town Board for July 16, 2002


environmental impact of the proposed college use for the Founder's Hall Parcel  
occurred during the special permit review process at the Planning Board.

Said matter having been put to a vote, the following votes were recorded:

William A. Carpenter	VOTING	Yes
Sandra F. Zutes	VOTING	Yes
Henry F. Marini	VOTING	Yes
John J. Higgins	VOTING	Yes
Karen W. Green	VOTING	Yes

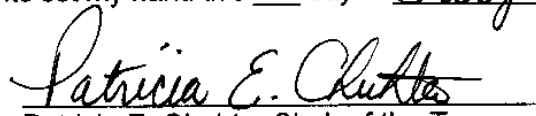
The resolution was thereupon declared duly adopted.

DATED: July 16, 2002

  
Patricia E. Chuhta, Clerk of the Town  
Board of the Town of Pittsford,  
New York.

I, PATRICIA E. CHUHTA, Clerk of the Town Board of the Town of Pittsford, New York, DO HEREBY CERTIFY that I have compared a copy of the resolution as herein specified with the original in the minutes of the meeting of the Town Board of the Town of Pittsford and that the same is a correct transcript thereof and the whole of the said original.

IN WITNESS WHEREOF, I have hereunto set my hand this 16<sup>th</sup> day of July, 2002.

  
Patricia E. Chuhta, Clerk of the Town  
Board of the Town of Pittsford,  
New York.



Minutes of the Town Board for July 16, 2002

ATTACHMENT E

At a Regular Meeting of the Town Board  
of the Town of Pittsford, New York, held  
at the Town Hall, Pittsford, New York, on  
the 16th day of July, 2002.

PRESENT: William A. Carpenter, Supervisor  
Sandra F. Zutes, Councilwoman  
Henry F. Marini, Councilman  
John J. Higgins, Councilman  
Karen W. Green, Councilwoman

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In the Matter

of

PROPOSED RE-ZONING OF CERTAIN REAL  
PROPERTY OWNED BY ST. JOHN FISHER COLLEGE

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WHEREAS, on April 11, 2002, Robert Burgdorf, as attorney for St. John Fisher College, submitted an application to the Town of Pittsford to re-zone the following parcels of property from "AA" residential zone to "SRAA" residential zone:

<u>Property</u>	<u>Tax Parcel ID no(s).</u>	<u>Acreage</u>
90 Fairport Road	138.19-1-2	1.8

and

WHEREAS, a public hearing was held on May 21, 2002, at 7:00 p.m. to consider the re-zoning of the above-referenced tax parcel; and

WHEREAS, a change of zoning from "AA" to "SRAA" would permit St. John Fisher to utilize the above-referenced parcel(s) for college use, subject to special permit. NOW, THEREFORE, BE IT

RESOLVED, that the re-zoning of a parcel of real property, approximately 1.8

## Minutes of the Town Board for July 16, 2002

acres in size, located at 90 Fairport Road, Pittsford, New York, (Tax Parcel I.D. No. 138.19-1-2) as more particularly described as in Exhibit "A", is hereby approved, thereby amending and changing the zoning of said parcel from "AA" Residential to "SRAA" Residential; and be it further

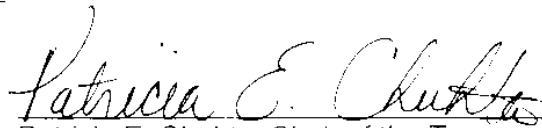
RESOLVED, that the Official Zoning Map of the Town of Pittsford be amended to reflect this re-zoning.

Said matter having been put to a vote, the following votes were recorded

William A. Carpenter	VOTING	Yes
Sandra F. Zutes	VOTING	Yes
Henry F. Marini	VOTING	Yes
John J. Higgins	VOTING	Yes
Karen W. Green	VOTING	Yes

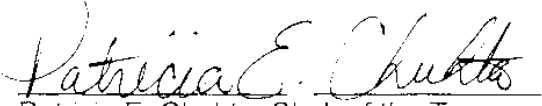
The resolution was thereupon declared duly adopted.

DATED: July 16, 2002

  
Patricia E. Chuhta, Clerk of the Town  
Board of the Town of Pittsford,  
New York.

I, PATRICIA E. CHUHTA, Clerk of the Town Board of the Town of Pittsford, New York, DO HEREBY CERTIFY that I have compared a copy of the resolution as herein specified with the original in the minutes of the meeting of the Town Board of the Town of Pittsford and that the same is a correct transcript thereof and the whole of the said original.

IN WITNESS WHEREOF I have hereunto set my hand this 16th day of July, 2002.

  
Patricia E. Chuhta, Clerk of the Town  
Board of the Town of Pittsford,  
New York.

Minutes of the Town Board for July 16, 2002

ATTACHMENT F

At a Regular Meeting of the Town Board  
of the Town of Pittsford, New York, held  
at the Town Hall, Pittsford, New York, on  
the 16<sup>th</sup> day of July, 2002.

**PRESENT:** William A. Carpenter, Supervisor  
Sandra F. Zutes, Councilwoman  
Henry F. Marini, Councilman  
John J. Higgins, Councilman  
Karen W. Green, Councilwoman

**ABSENT:** None

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In the Matter

of

The Proposed Lease Renewal with  
The Monroe County Water Authority

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WHEREAS, on November 28, 1962, the Town of Pittsford, acting on behalf of the South Pittsford Water District No. 1, South Pittsford Water District No. 2, Linden Avenue Water District and Knollwood Water District and extensions thereto, entered into a forty (40) year lease with the Monroe County Water Authority; and

WHEREAS, such lease is set to expire on November 28, 2002; and

WHEREAS, on February 15, 2002, the Town of Pittsford received a proposed agreement to extend the lease of the Water District facilities for an additional forty (40) years; and

NOW, on motion duly made and seconded, it was

RESOLVED, that a public hearing be held on the 20th day of August, 2002, at 7:00 P.M., Local Time, at the Town Hall, 11 South Main Street, Pittsford, New York, to consider

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the proposed lease renewal; and be it further

RESOLVED, that a Notice of Hearing and a copy of this resolution, or a summary thereof, be published in a newspaper previously designated as an official newspaper for publication of public notices, not less than ten (10) days prior to said hearing; and be it further

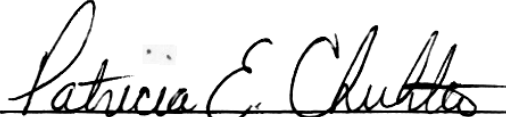
RESOLVED, that the Town Clerk shall post a certified copy of this resolution, or a summary thereof, on the bulletin board, maintained by the Town Clerk pursuant to § 30(6) of the Town Law, for a period of not less than ten (10) days prior to said public hearing.

Said matter having been put to a vote, the following votes were recorded:

William A. Carpenter	VOTING	Yes
Sandra F. Zutes	VOTING	Yes
Henry F. Marini	VOTING	Yes
John J. Higgins	VOTING	Yes

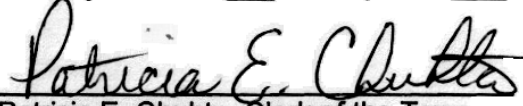
The resolution was thereupon declared duly adopted.

DATED: July 16, 2002

  
Patricia E. Chuhta, Clerk of the Town  
Board of the Town of Pittsford,  
New York.

I, PATRICIA E. CHUHTA, Clerk of the Town Board of the Town of Pittsford, New York, DO HEREBY CERTIFY that I have compared a copy of the resolution as herein specified with the original in the minutes of the meeting of the Town Board of the Town of Pittsford and that the same is a correct transcript thereof and the whole of the said original.

IN WITNESS WHEREOF, I have hereunto set my hand this 16th day of July, 2002.

  
Patricia E. Chuhta, Clerk of the Town  
Board of the Town of Pittsford, New York

ATTACHMENT G

07/12/2002

## **Budget Transfers & Amendments**

**Be it resolved that the following budget transfers be approved:**

That \$14,866.00 be transferred from 001-1990-4000 (Contingency – Expense) to 001-1680 –4141 (I.S. – Software) to cover the cost of upgrades to the Microsoft Office products.

That \$10,000.00 be transferred from 004-5142-4120 (Hwy – Sand) to 004-5130-2004 (Hwy – Machinery) to cover additional costs associated with the purchase of a loader per the fleet replacement Schedule.

That \$238.00 be transferred from 001-1990-4000 (Contingency – Expense) to 001-7270-400 (Band Concerts – Expense) to cover the cost of adding an additional concert for the regatta.

That \$50.00 be transferred from 002-3620-1000 (Bldg. Inspection – Salaries) to 002-4560-4000 (Physicians – Exp.) to cover the cost of a post accident exam.

**Be it resolved that the following budget amendments be approved:**

That line item 341-5182-4111 (1-2 Pole Lighting Dist. – Materials) be increased by \$4,206.00 that line item 341-5182-4202 (-2 Pole Lighting Dist.- Gas & Electric) be increased by \$317 00. These funds will be used to pay for the installation and lighting of lights in Delancy Court and Grandhill Subdivisions. The source of these funds will be \$2,206.00 of appropriated fund balance and \$2,317.00 donation from the developer of Grandhill Subdivision.

That line item 004-5130-2004 (Hwy – Machinery) be increased by \$78,500.00 to cover the cost of a loader per the Fleet Replacement Schedule. The source of this funding will be a transfer from the Highway Equipment Capital Reserve. This transfer will be subject to a permissive referendum.