

## Minutes of the Town Board for February 15, 2005

Proceedings of a regular meeting of the Pittsford Town Board held on Tuesday, February 15, 2005 at 7:00 P.M. local time in Pittsford Town Hall.

PRESENT: Supervisor William A. Carpenter and Councilpersons Sandra F. Zutes, John J. Higgins, Jr., Karen W. Green, and John E. Bernacki, Jr.  
ABSENT: None  
ALSO PRESENT: Staff Members: Jared C. Lusk, Town Attorney; Michael J. Garland, P.E., Commissioner of Public Works; Gregory J. Duane, Finance Director; Darin Barr, Recreation Supervisor; Patricia E. Chuhta, Town Clerk.  
ATTENDANCE: Seven members of the public were in attendance.

Supervisor Carpenter called the meeting to order at 7:00 P.M. and invited everyone to stand for the Pledge of Allegiance.

### **SUPERVISOR'S COMMENTS**

Supervisor Carpenter was excited to announce that the tarps covering the work being done on the Community Library project will be removed next week. He said that he is looking forward to hearing people's comments when they see the details of the Library once the tarps have been removed.

### **MINUTES OF FEBRUARY 1 2005 APPROVED**

The following Resolution was offered by Councilman Bernacki, seconded by Councilwoman Green,

**RESOLVED**, that the minutes of February 1, 2005 Town Board meeting are approved as written.

ROLL CALL VOTE: Ayes, Higgins, Green, Bernacki and Carpenter. Abstain, Zutes. Nays, none. Declared carried.

### **VOUCHERS FOR FEBRUARY 2005 APPROVED**

The following Resolution was offered by Councilman Higgins, and seconded by Councilwoman Green,

**RESOLVED**, that February 2005 vouchers No. 65594 through No. 66008 in the amount of \$3,505,169.68 are approved for payment.

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

### **INVESTMENT POLICY AMENDMENT AUTHORIZED**

The following Resolution was offered by Councilman Bernacki, and seconded by Councilwoman Zutes,

**RESOLVED**, that the Town of Pittsford Investment Policy be revised and adopted as per the recommendations of the Director of Finance.

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

### **DISCUSSION: ANNUAL PROCUREMENT POLICY REVIEW**

The Town Board performed the annual review of the town Procurement Policy. The conclusion of this review was that no changes or actions are required at this time.

### **2005 RABIES CLINIC AUTHORIZED**

The following Resolution was offered by Supervisor Carpenter, and seconded by Councilman Bernacki,

**RESOLVED** that the Town of Pittsford will sponsor a free rabies clinic for dogs and cats on May 5, 2005 at the Highway Garage.

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

### **ROCHESTER GAS & ELECTRIC EASEMENT AGREEMENT FOR A PORTION OF THE TOWN'S FORMER BARGE CANAL LANDS AUTHORIZED**

The following Resolution was offered by Councilwoman Zutes, seconded by Councilman Higgins,

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**RESOLVED**, that the Town Board authorizes the Town Supervisor to sign, on behalf of the Town, an Easement Agreement with Rochester Gas and Electric Corporation for use of a portion of the Town's former Barge Canal Lands between Clover Street and French Road to bury the electrical lines currently installed above-ground.

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

### **2005 RECREATION SPRING PROGRAMS AUTHORIZED**

The following Resolution was offered by Councilwoman Green, and seconded by Councilman Higgins,

**RESOLVED**, that the Town Board approves the 2005 Spring Recreation Program course schedule as recommended by Recreation Supervisor Darin J. Barr. It is **FURTHER RESOLVED** that the Supervisor is authorized to sign vendor contracts as required.

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

### **2005 RECREATION SUMMER PROGRAMS AUTHORIZED**

The following Resolution was offered by Councilman Bernacki, and seconded by Councilwoman Zutes,

**RESOLVED**, that the Town Board approves the 2005 Summer Recreation Programs as recommended by Recreation Supervisor Darin J. Barr. It is **FURTHER RESOLVED** that the Supervisor is authorized to sign vendor contracts as required.

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

### **TEMPORARY HEAT EXPENSE FOR LIBRARY PROJECT AUTHORIZED**

The following Resolution was offered by Councilwoman Zutes, and seconded by Councilman Higgins,

**RESOLVED**, that the Town Board authorizes an additional reimbursable expense for The Pike Company, as Construction Manager, for temporary fuel and heat related to the construction of the Pittsford Community Library in an amount not to exceed \$37,000.00. It is **FURTHER RESOLVED**, that the Town Board authorizes the Director of Finance to make payment to The Pike Company for a voucher in an amount of \$14,225.39 for temporary fuel and heat related to the Pittsford Community Library Project (voucher No. 66009).

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

### **PUBLIC HEARING SET: PROPOSED LOCAL LAW #1 OF 2005, AMENDMENTS TO THE LIGHT INDUSTRIAL ZONING DISTRICT**

The following Resolution was offered by Supervisor Carpenter, and seconded by Councilman Bernacki,

**RESOLVED**, that a public hearing be held on the 15th day of March, 2005, at 7:00 P.M., Local Time, at the Town Hall, 11 South Main Street, Pittsford, New York, on the question of the adoption of proposed Local Law No. 1 of 2005: Amendments to Light Industrial Zoning District, or a summary thereof, be published in a newspaper previously designated as an official newspaper for publication of public notices, not less than five (5) days prior to said hearing; and be it **FURTHER RESOLVED**, that the Town Clerk shall post certified copies of both this resolution and said proposed

Local Law No. 1 of 2005: Amendments to Light Industrial Zoning District, 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 five (5) days prior to said public hearing.

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

### **AGREEMENT AUTHORIZED WITH BEHAN PLANNING ASSOCIATES FOR MATZ (MONROE AVENUE TRANSITIONAL ZONE) UPDATE**

The following Resolution was offered by Councilman Higgins, and seconded by Councilwoman Zutes, **RESOLVED**, that the Supervisor is hereby authorized to enter into an Agreement with Behan Planning Associates for planning services at a cost not to exceed \$21,000.00 for their review and assistance in updating the zoning of the Monroe Avenue Transitional Zone (MATZ).

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

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### **SPECIAL EVENTS INFRASTRUCTURE AGREEMENT AUTHORIZED**

The following Resolution was offered by Councilman Higgins, and seconded by Councilwoman Green,

**RESOLVED**, that the Town Board authorizes the Town Supervisor to sign contracts as needed after review by the Town Attorney with Shea's Outhouse Services at a price not to exceed \$2,500.00. It is **FURTHER RESOLVED**, that the Town Board authorizes the Town supervisor to sign contracts with Intercept Security at a price not to exceed \$4,000.00. It is **FURTHER RESOLVED**, that the Town Board authorizes the Town Supervisor to sign contracts as needed with Geneva Tent & Awning at a price not to exceed \$800.00 per event.

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

### **SPECIAL EVENTS BOOKING AGENT AGREEMENT AUTHORIZED**

The following Resolution was offered by Councilwoman Green, and seconded by Councilwoman Zutes,

**RESOLVED**, that the Town Board authorizes the Town Supervisor to sign contracts as necessary after review by the Town Attorney with Showcase Entertainment for the 2005 special event season operating within the 2005 Special Event budget and not to exceed \$9,000.00 total.

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

### **STREET EVENT FOOD VENDOR AGREEMENTS AUTHORIZED**

The following Resolution was offered by Councilman Bernacki, and seconded by Councilman Higgins,

**RESOLVED**, that the Town Board authorizes the Town Supervisor to sign vendor contracts with the American Legion, Hilltop Catering, Canal Town Roasters, Poppers, Red Osier, Nancy's Fried Dough, Dom's Koala Old Time Kettle Corn, Frank's Italian Ices, Feast, Great Northern, and Simply Crepes for Positively Pittsford and Pittsford Celebrates.

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

### **MEMORIAL DAY BANDS CONTRACTS AUTHORIZED**

The following Resolution was offered by Councilwoman Zutes, and seconded by Councilman Higgins,

**RESOLVED**, that the Town Board approves the following bands and fees that are within the 2005 Memorial Day Parade Budget for 2005 Memorial Day Parade: Pittsford Fireman's Band, Pittsford Sutherland and Pittsford Mendon combined band, Empire Statesmen Drum and Bugle Corps, The March Masters, Civil War Reenactment Group (Confederate) and the Crusaders Drum and Bugle Corps.

### **SEMINAR ATTENDANCE AUTHORIZED**

The following Resolution was offered by Councilman Bernacki, and seconded by Councilwoman Green,

**RESOLVED**, that the following individuals are approved for conference attendance:

- Technical Specialist Joy Brown to the Rochester Windows Solutions Conference in Rochester on March 17<sup>th</sup> at a cost of \$199.00.
- Recreation Supervisor D'Arcy DeAngelis to the NYS Recreation and Park Society Annual Conference in Rochester on April 10 to 13 at a cost of \$364.00.
- Deputy Tax Receiver Rose Ann Crispino to the Monroe County Association of Town Clerks, Tax Receivers and Collectors Association meeting on March 10 in Perinton at no cost to the Town.
- Assessor Stephen Robson to the Western NY Real Property Tax Director's Seminar in Batavia on March 18<sup>th</sup> at no cost to the Town
- Sewer Department employees Barry Kyhos, Doug Driscoll, and John Boscoe to the Staking University Dig Safely workshop at the Rochester Gas & Electric Operations and Training Center in Rochester, NY on March 13, 2005 at no cost to the town.

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

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### **PUBLIC COMMENTS**

- John Parker, 255 East Brook Road, commented on the possible change of the Town logo.

### **EXECUTIVE SESSION CALLED**

The following Resolution was offered by Supervisor Carpenter, and seconded by Councilwoman Zutes,

**RESOLVED**, that the Town Board will go into executive session to discuss a personnel issue.

ROLL CALL VOTE: Ayes, Zutes, Higgins, Green, Bernacki and Carpenter. Nays, none. Declared carried.

As there was no further business, the Supervisor adjourned this portion of the meeting at 7:31 P.M.

Respectfully submitted,

Patricia E. Chuhta  
Town Clerk