

Minutes of the Town Board for February 25, 2019

**TOWN OF PITTSFORD
TOWN BOARD
FEBRUARY 25, 2019**

Proceedings of a regular meeting of the Pittsford Town Board held on Monday, February 25, 2019 at 6:00 P.M. local time in Spiegel Community Center.

PRESENT: Supervisor William A. Smith, Jr.; Councilpersons Kevin Beckford, Katherine B. Munzinger, Matthew J. O'Connor and Stephanie Townsend.

ABSENT: None.

ALSO PRESENT: Staff Members: Paul J. Schenkel, Commissioner of Public Works; Gregory J. Duane, Finance Director; Jessie Hollenbeck, Recreation Director; Robert B. Koegel, Town Attorney; Linda M. Dillon, Town Clerk, Suzanne Reddick, Assistant to Supervisor and Shelley O'Brien, Communications Director.

ATTENDANCE: There were thirty-seven (37) members of the public in attendance, as well as one (1) additional staff member and an interpreter.

Supervisor Smith called the Town Board meeting to order at 6:00 P.M. Thereafter, the Town Clerk noted those members present and the Supervisor invited Deputy Supervisor Munzinger to lead all in the Pledge to the Flag.

TOWN BOARD COMMENDATIONS HONORING THREE PITTSFORD VOLUNTEER FIRE DEPARTMENT MEMBERS

**Assistant Chief Kevin C. Ryan
Captain Steven R. Cline
Captain Samuel D. Dupra**

Supervisor Smith indicated that the Town is proud and honored to recognize three (3) of our finest members of the Pittsford Volunteer Fire Department – Assistant Chief Kevin C. Ryan, Captain Steven R. Cline and Captain Samuel D. Dupra. Recently, while traveling, the three firefighters recognized a person in pulmonary distress in the Chicago Airport and immediately administered CPR and medical assistance, which ultimately saved his life. Supervisor Smith stated that we are honored and humbled to have such fine and caring representatives among us in our community and are grateful every day for the service that they provide.

The following is a copy of the Commendation to Assistant Chief Kevin C. Ryan, which was duplicated for Captain Steven R. Cline and Captain Samuel D. Dupra, with their particular names inserted within:

Whereas, it is the desire of the Pittsford Town Board to recognize and commend Pittsford Volunteer Fire Department Assistant Chief Kevin C. Ryan for his extraordinary effort and actions taken during a time of crisis which occurred on February 7, 2019 while he and two fellow Pittsford firefighters were en route home from inspecting a truck for delivery to the Pittsford Fire Department; and

Whereas, while waiting for a flight at Chicago's O'Hare Airport, a man collapsed in front of Assistant Chief Kevin Ryan and his two companions; they found the man had no pulse and together immediately began CPR and then, when provided with a defibrillator, were able to restart his heart; and

Whereas, once the man was revived by these life-saving actions, Assistant Chief Kevin Ryan and his fellow firefighters continued to care for him with the utmost compassion and professionalism until the emergency medical services crew arrived; and

Minutes of the Town Board for February 25, 2019

Whereas, as a result of the calm, immediate and knowledgeable actions of Assistant Chief Kevin Ryan and his fellow firefighters, the man was taken to the hospital and is recovering – his life saved by Kevin Ryan, Steve Cline and Sam Dupra, three off-duty Pittsford Volunteer firefighters who selflessly answered the call to action without hesitation.

Now, Therefore, Be It Known that in recognition of his compassionate response and lifesaving efforts performed on February 7, 2019, it is with pride that the Town Board of Pittsford commends Kevin C. Ryan and thanks him for his service to the individual whose life he helped save and for his exemplary character and personal dedication to providing aid wherever and whenever needed.

This commendation was proudly made by the Pittsford Town Board on February 25, 2019.

MEETING MINUTES OF FEBRUARY 5, 2019 APPROVED

A Resolution to approve the Meeting Minutes of the February 5, 2019 was offered by Councilman O'Connor, seconded by Deputy Supervisor Munzinger, and voted on by members as follows: Ayes: Beckford, Munzinger, O'Connor, Townsend and Smith. Nays: None.

The Resolution was declared carried as follows:

RESOLVED, that the Meeting Minutes of the February 5, 2019 are approved.

LEGAL MATTERS

RESET PUBLIC HEARING FOR LOCAL LAW NO. 1 OF 2019 – REDUCE SPEED LIMIT IN KILBOURN ROAD NEIGHBORHOOD

Supervisor Smith indicated that it is necessary to reset the Public Hearing for Local Law No. 1 of 2019, due to the rescheduling of the the Town Board meeting and hearing set for February 21. Thereafter, Councilwoman Townsend moved, seconded by Deputy Supervisor Munzinger, that the Public Hearing for Local Law No. 1 of 2019 be reset for March 5, 2019. The members voted on the matter as follows: Ayes: Beckford, Munzinger, O'Connor, Townsend and Smith. Nays: none.

The following Resolution was declared carried as follows:

WHEREAS, true and correct copies of proposed Local Law No. 1 of 2019, amending §145-5 of the Code of the Town of Pittsford to set a 25 mph speed limit on Kilbourn Road, Overbrook Road, Stoneleigh Court, Maywood Avenue, and Ellingwood Drive, were delivered to each member of the Town Board; and

WHEREAS, due consideration has been given to the adoption of said proposed Local Law No. 1 of 2019, by all members of the Town Board who were present; and

WHEREAS, it was the considered opinion of all members of the Town Board who were present that a public hearing should be held on the 21st day of February, 2019, at 6:00 p.m. at the Town Hall, 11 South Main Street, Pittsford, New York, to consider the adoption of said proposed Local Law No. 1 of 2019; and

WHEREAS, it became necessary for the meeting originally set for the 21st day of February, 2019, to be re-scheduled; and

WHEREAS, it is necessary to reschedule the Public Hearing and give appropriate notice of said hearing to the public; and

WHEREAS, it is determined by the Town Board that a Public Hearing be set for the 5th day of March, 2019, at 6:00 p.m. at the Town Hall, 11 South Main Street, Pittsford, New York, to consider the adoption of said proposed Local Law No. 1 of 2019;

NOW, on motion duly made and seconded, it was

RESOLVED, that a public hearing be held on the 5th day of March, 2019, at 6:00 P.M., Local Time, at the Town

Minutes of the Town Board for February 25, 2019

Hall, 11 South Main Street, Pittsford, New York, on the question of the adoption of said proposed Local Law No. 1 of 2019; and be it further

RESOLVED, that a Notice of Hearing and a copy of said proposed Local Law No. 1 of 2019, 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 2019, or a summary thereof, on the bulletin board, maintained by the Town Clerk pursuant to § 40(6) of the Town Law, for a period of not less than five (5) days prior to said public hearing.

The following is a copy of the adopted Local Law No. 1 of 2019:

**BE IT ENACTED BY THE
TOWN BOARD OF THE
TOWN OF PITTSFORD
NEW YORK
AS FOLLOWS:**

**LOCAL LAW NO. 1 OF 2019:
AMENDING §145-5 OF THE CODE OF THE TOWN OF PITTSFORD TO SET A
25 MPH SPEED LIMIT ON KILBOURN ROAD, OVERBROOK ROAD,
STONELEIGH COURT, MAYWOOD AVENUE, AND ELLINGWOOD DRIVE**

Sec. 1 Title

This Local Law shall be known as "Local Law No. 1 of 2019: Amending §145-5 of The Code of the Town of Pittsford to set a 25 mph speed limit on Kilbourn Road, Overbrook Road, Stoneleigh Court, Maywood Avenue, and Ellingwood Drive."

Sec. 2 Amendments to Existing Law

The Code of the Town of Pittsford, Chapter 145, Article II, shall be amended to revise §145-3 to read as follows:

§ 145-5. Special-hazard zones.

Except when a special hazard exists that requires lower speed for compliance with § 145-2B, it shall be unlawful for any person to drive a vehicle in the Town at a speed in excess of the following speeds on the streets or parts of streets listed below:

Name of Street	Maximum Speed (mph)
Allen Parkway	25
Alpine Drive	25
Bedford Way	25

Minutes of the Town Board for February 25, 2019

Name of Street	Maximum Speed (mph)
Beech Road	25
Brook Road	25
Burncoat Way	25
Buttermilk Hill Road	25
Crestline Road	25
Crestview Drive	25
Cricket Hill Drive	25
Croft Road	25
East Brook Road	25
East Park Road	25
Ellingwood Drive	25
Hearthstone Road	25
Hilltop Drive	25
Kilbourn Road	25
Knobb Hill Drive	25
Long Meadow Circle	25
Maywood Avenue	25
Meadow Wood Circle	25
Mitchell Road	25
Overbrook Road	25
Reitz Circle	25
Reitz Parkway	25
Sandpiper Lane	25
Schoen Road	25
School Lane	25
Shelwood Road	25
Sheridan Court	25
Smead Road	25
Standish Way	25
Stoneleigh Court	25
Sunset Boulevard	25
West Brook Road	25
Woodland Road	25

Minutes of the Town Board for February 25, 2019

Sec. 3 Severability

If any clause, sentence, phrase, paragraph or any part of this Local Law shall for any reason be adjudicated finally by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Local law, but shall be confined in its operation and effect to the clause, sentence, phrase, paragraph or part thereof, directly involved in the controversy or action in which such judgment shall have been rendered. It is hereby declared to be the legislative intent that the remainder of this Local Law would have been adopted had any such provision been excluded.

Sec. 4 Effective Date

This Local Law shall take effect immediately upon filing with the Secretary of State.

FINANCIAL MATTERS

JUSTICE COURT FINANCIAL REVIEW

Councilman O'Connor mentioned he would ask the auditors' questions he had pertaining to sample size selection next time they appear before the Board. Afterwards, a Resolution acknowledging the required Justice Court Financial review has been conducted and filed with the Town Clerk was offered by Supervisor Smith, seconded by Deputy Supervisor Munzinger, and voted on by members as follows: Ayes: Beckford, Munzinger, O'Connor, Townsend and Smith. Nays: none.

The Resolution was declared carried as follows:

RESOLVED, that the Town Board acknowledges that the required Justice Court financial review, per Section 2019-a of the Uniform Justice Court Act, has been conducted by Bonadio and Company, LLP and filed with the Town Clerk.

BUDGET TRANSFERS APPROVED

A Resolution to approve the proposed Budget Transfers was offered by Deputy Supervisor Munzinger, seconded by Councilman O'Connor, and voted on by members as follows: Ayes: Beckford, Munzinger, O'Connor, Townsend and Smith. Nays: none.

The Resolution was declared carried as follows:

RESOLVED, that the following budget transfers are approved:

That \$13,979.00 be transferred from 107.1990.2000 (SCC Capital Project – Contingency) to 107.1620.2051 (SCC Capital Project – Electric) for Change Order E-5, Office Lighting Changes; and

That \$1,636.00 be transferred from 3.9060.8000.1.3 (Library – Hospitalization) to 3.9040.8000.1.3 (Library – Workers Compensation) to cover the cost of the 2019 Workers Compensation premium for the Library.

FEBRUARY VOUCHERS APPROVED

Following brief clarifications requested by Councilman O'Connor and provided by Commissioner Schenkel regarding the use of roadway salt this season relative to previous seasons and replacement parts for the tub grinder, a Resolution to approve the February 2019 vouchers was moved by Deputy Supervisor Munzinger, seconded by Councilman O'Connor, and voted on by the members as follows: Ayes: Beckford, Munzinger, O'Connor, Townsend and Smith. Nays: none.

The Resolution was declared carried as follows:

RESOLVED, that the February 2019 vouchers No. 140228 through No. 140722 in the amount of \$3,587,709.97 are approved for payment.

Minutes of the Town Board for February 25, 2019

SURPLUS INVENTORY APPROVED

Following an explanation by Finance Director, Greg Duane, regarding the disposition of several items on the list, a Resolution to approve the list of Surplus Inventory submitted as recommended was offered by Councilwoman Townsend, seconded by Deputy Supervisor Munzinger, and voted on by members as follows: Ayes: Beckford, Munzinger, O'Connor, Townsend and Smith. Nays: none.

The Resolution was declared carried as follows:

RESOLVED, that the following list of Surplus Inventory was approved to be removed from Town's inventory:

<u>Asset#</u>	<u>Year</u>	<u>Description</u>	<u>Department</u>	<u>Cost</u>	<u>Disposition</u>
16182	2007	Air Conditioner	Recreation	\$764.00	Junk
16480	2008	Air Conditioner	Recreation	\$329.00	Junk
16689	2009	Air Conditioner	Recreation	\$499.00	Junk
16832	2011	Air Conditioner	Recreation	\$299.00	Junk
17358	2012	Air Conditioner	Recreation	\$279.00	Junk
17359	2012	Air Conditioner	Recreation	\$279.00	Junk
15376	2004	Spinnet Piano and Bench	Recreation	\$500.00	Junk
12306	2000	Fiberglass Ladder	Building	\$279.00	Junk
11447	1985	Desk	PSD-Sewer	\$161.40	Junk
11463	1988	Chair	PSD-Sewer	\$165.00	Junk
13379	1997	Table & Chairs	PSD-Sewer	\$249.95	Junk
17274	2014	Chair	PSD-Sewer	\$129.99	Junk
Total:				\$ 3,375.34	

PERSONNEL MATTERS

HIRING RECOMMENDATIONS APPROVED

Councilman O'Connor confirmed that he audited the records for the proposed new hires, noting that all the documents were in order. Thereafter, a Resolution to approve the proposed new hires was offered by Councilman O'Connor, seconded by Deputy Supervisor Munzinger, and voted on by members as follows: Ayes: Beckford, Munzinger, O'Connor, Townsend and Smith. Nays: None.

The Resolution was declared carried as follows:

RESOLVED, that the Town Board approve the following persons for employment as new hires and confirm as the date of hire as indicated hereto:

Name	Department	Position	Rate	Date of Hire
Austen Fagan	Recreation	Rec Asst – PT	\$11.10	02/21/2019
Allison Gilbert	Recreation	Rec Asst – PT	\$12.71	02/25/2019
Laura Richardson	Library	Librarian I – FT	\$19.46	02/28/2019
Justin Schmitt	Highway	Laborer – FT	\$15.22	03/04/2019

RECREATIONAL MATTERS

2019 COMMUNITY EVENTS INFRASTRUCTURE CONTRACTS APPROVED

A Resolution to approve the proposed 2019 Community Events Infrastructure Contracts was offered by Supervisor Smith, seconded by Councilman Beckford, and voted on by members as follows: Ayes: Beckford, Munzinger, O'Connor, Townsend and Smith. Nays: none.

The Resolution was declared carried as follows:

RESOLVED, that the Town Board, subject to the review and approval of the Town Attorney, authorizes the Town Supervisor to sign contracts with the following vendors to allow them to provide their services for the Town of Pittsford's 2019 Community Events:

Minutes of the Town Board for February 25, 2019

- Audio Images, Inc. for a fee not to exceed \$5,100
- McCarthy Tents & Events for a fee not to exceed \$15,305
- STS Security and Event Management for a fee not to exceed \$3,995
- YellowJacket Racing for the 2019 Pittsford Triathlon
- Hammerl Amusements for a fee not to exceed \$6,800
- ZuperBounce, LLC for a fee not to exceed \$2,700

In response to a question from Councilman O'Connor, Director Hollenbeck mentioned that the Town intends to contract with O'Brien's Septic as in the past, once the County contract prices are updated.

2019 COMMUNITY EVENTS ENTERTAINMENT CONTRACTS APPROVED

A Resolution to approve the proposed 2019 Community Events Entertainment Contracts (as listed below) was offered by Supervisor Smith, seconded by Councilman O'Connor, and voted on by members as follows: Ayes: Beckford, Munzinger, O'Connor, Townsend and Smith. Nays: none.

The Resolution was declared carried as follows:

RESOLVED, that the Town Board authorizes the Town Supervisor to sign contracts with the bands, as listed below, which is within the Recreation Department's community events expense budget.

Paddle & Pour

Saturday, May 25, 2019, 12:00pm-10:00pm

Band Name	Cost	Time of Performance
The Bradley Brothers	\$400	12:00-1:30pm
The Brothers Blue	\$600	2:00-3:30pm
The Thigh Masters	\$300	4:00-5:30pm
The Earthtones	\$500	6:00-7:30pm
Skycoasters	\$2,200	8:00-10:00pm

Memorial Day Parade

Monday, May 27, 2019, 10:00am

Band Name	Cost
Prime Time Brass	\$1,250
East Ridge High School	\$1,000
Towpath Volunteer Fife and Drum Corps	\$900
Gates Keystone Club Police Pipes and Drums	\$750
Mighty St. Joe's	\$1,200
Pittsford Fire Department Band	\$0

Summer Concert Series

Fridays, 6:30pm-8:00pm

Date	Band Name	Cost
06/14/19	Mendon High School Band	\$0
06/21/19	Miller & the Other Sinners w/special guest Joe Beard	\$800
06/28/19	Music Makers	\$400
07/12/19	Prime Time Funk	\$2,000
07/19/19	Up 2 Somethin (Duck Drop)	\$900
07/26/19	Smugtown Stompers	\$800
08/02/19	Mr. Mustard	\$800
08/09/19	Pittsford Fire Department Band	\$500

Minutes of the Town Board for February 25, 2019

Summer Concerts for Kids
Wednesdays, 6:30pm-7:30pm

Date	Band Name	Cost
07/10/19	Mr. Loops	\$600
08/07/19	Topher Holt	\$500

Main Street Food Truck and Music Fest
Saturday, September 14, 2019, 12:00pm-9:00pm

Band Name	Cost	Time of Performance
Acoustic Brew	\$600	12:00-1:30pm
Mud Creek	\$600	2:00-4:00pm
Mike Powell & The Black River	\$1,600	4:30-6:30pm
Allegro	\$1,600	7:00-9:00pm

2019 TEMPORARY ACCESS PERMITS FOR COMMUNITY FESTIVALS APPROVED

A Resolution to approve the temporary access permits for properties along Schoen Place and South Main Street was offered by Councilwoman Townsend, seconded by Councilman Beckford, and voted on by members as follows: Ayes: Beckford, Munzinger, O'Connor, Townsend and Smith. Nays: none.

The Resolution was declared carried as follows:

RESOLVED, that the Town Board authorizes the Town Supervisor to sign temporary access licenses for the Pittsford community festivals as follows:

Festival	Location	Date/Time
Paddle and Pour	Schoen Place	Start: 6PM, May 24 th - Finish: 12 Noon, May 26 th
Food Truck & Music Fest	South Main Street	Start: 9/13/19: 5PM - Finish: 09/15/19 Noon

Actual Event Times:

Paddle and Pour	Saturday, May 25th:	12 PM – 10PM
Food Truck and Music Fest	Saturday, September 14th:	12 PM – 9PM

2019 SPORTS OFFICIALS OF THE ROCHESTER AREA (SORA) CONTRACT APPROVED

A Resolution to approve the proposed contract with the 2019 Sports Officials of the Rochester Area (SORA) was offered by Councilwoman Townsend, seconded by Deputy Supervisor Munzinger, and voted on by members as follows: Ayes: Beckford, Munzinger, O'Connor, Townsend and Smith. Nays: none.

The Resolution was declared carried as follows:

RESOLVED, that the Town Board authorizes the Town Supervisor to sign a contract with the Sports Officials of the Rochester Area (SORA) to allow them to provide their professional services for 2019 Town of Pittsford's Recreational Softball Leagues.

OTHER BUSINESS

Supervisor Smith made the following announcements:

- 1) Fields and Parks Maintenance and Pesticide Use Presentation by Staff: Thursday, March 7th, Library Fisher Meeting Room**

Supervisor Smith reported that the Parks General Foreman and Commissioner of Public works will present the Town's proposed Integrated Pest Management plan for Town athletic fields and parks, prepared in conjunction with Cornell Cooperative Extension and New York State Integrated Pest Management, on Thursday, March 7 at 6:00pm in the Fisher Room at Pittsford Community Library. Anyone interested is invited to attend.

Minutes of the Town Board for February 25, 2019

2) Demolition Review Law Discussion: Tuesday, March 5th (at regular Town Board meeting) – Town Hall, Lower Level Meeting Room

Supervisor Smith will place on the agenda for the next Town Board meeting a discussion for a proposed Demolition Review Law at the next Town Board meeting.

3) CCA – Community Choice Aggregation Update on RFP (request for proposals) for an Administrator for the Program

Supervisor Smith reported that both Pittsford and Irondequoit have reviewed and are ready to release the RFP and had hoped to do so by February 15. However, Brighton has requested to review the RFP further and it is expected that the RFP will be released on March 1.

Councilman Beckford thanked all who assisted in making the January events commemorating Martin Luther King Day a success. Councilman Beckford proposed that the Town assume responsibility for this event going forward and include it on the Town's events calendar. Supervisor Smith asked about budgeting. Following discussion, Councilman Beckford suggested \$2,000 as a maximum amount to reasonably budget for the week of events. The Supervisor agreed to this and noted that as a Town event, or series of events, the Town events staff would undertake planning for these activities, in consultation with Councilman Beckford. Recreation Director Jessie Hollenbeck agreed to include this event on his schedule of events for next year. Councilman Beckford indicated his belief that there would be volunteers to assist at the actual events.

Councilman Beckford asked if there had been any reaction to the wage increases for the Town's permanent part-time employees, proposed by Councilman Beckford as a budget amendment last November and approved as part of the 2019 budget. Commissioner Schenkel stated that the recipients, who typically work overnight shifts, were grateful.

PUBLIC COMMENT

The following people offered comments to the Board:

- 1) Mary Moore said the Town should use no pesticides.
- 2) Jessica Neal, Town Parks Department Foreman, noted that through careful turf management practices, the Town's has reduced the use of non-organic pesticide treatments on fields to the minimum consistent with maintaining the quality and safety of the Town's fields. To put it in perspective, she noted that just two houses on half-acre lots that engage a lawn service use more broadleaf weed treatment in one year, than the Town uses on all Town lands, in total, over three years.
- 3) Amber Radcliff, resident, expressed concern about pesticide use. She referred to a California jury verdict for a plaintiff who claimed to be harmed by Roundup.

As there was no further business, the Supervisor adjourned the meeting at 6:34 P.M.

Respectfully submitted,

Linda M. Dillon
Town Clerk

OFFICIAL BOARD MINUTES ARE ON FILE IN THE OFFICE OF THE TOWN CLERK