

Minutes of the Town Board for June 18, 2019

TOWN OF PITTSFORD TOWN BOARD June 18, 2019

Proceedings of a regular meeting of the Pittsford Town Board held on Tuesday, June 18, 2019 at 6:00 P.M. local time in Town Hall, Lower Level Meeting Room.

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 Schenkel, Commissioner of Public Works; Greg Duane, Finance Director; Robert Koegel, Town Attorney; Linda M. Dillon, Town Clerk, Suzanne Reddick, Assistant to Supervisor and Shelley O'Brien, Communications Director.

ATTENDANCE: There were fifteen (15) members of the public in attendance, as well as three (3) additional staff members and a sign language interpreter.

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

SUPERVISOR'S ANNOUNCEMENTS

Community Survey Report. Supervisor Smith indicated that the Town has not yet received results of the Community Survey. The firm engaged to conduct the survey will make its presentation to the Town Board on results of the Survey at the next Town Board meeting on Tuesday, July 2nd.

LED Street Light Conversion. The Supervisor also noted that Haylee Ferington, a planner from the Genesee/Finger Lakes Regional Planning Council (GFL RPC), will speak to the Board at the July 16 meeting on the Town's planned conversion to LED street lighting.

Award for Design of Spiegel Community Center. Supervisor Smith announced that the American Institute of Architects has awarded the 2019 Architectural Design Excellence Award from its Rochester Chapter to the design for our renovated Spiegel Community Center. HBT Architects designed the renovated Spiegel Center. The award is for the best in contemporary architecture. Recreation Director Jessie Hollenbeck represented the Town at the recent awards dinner.

PUBLIC HEARING – LOCAL LAW NO. 2 OF 2019: EXTEND MORATORIUM ON SUBDIVISION OF REAL PROPERTY IN THE RRSP ZONING DISTRICT AND EXTEND RRSP ZONE

Supervisor Smith opened the public hearing on proposed Local Law No. 2 – to extend the moratorium on subdivision of real property in the RRSP Zoning District and to extend the RRSP Zone.

Public Comments:

No comments were offered by members of the public.

After asking again for comments and seeing none, the Supervisor declared the Public Hearing closed.

Thereafter, the following Town Board members commented as follows: Councilman Beckford reiterated the need to move forward on a conclusion to this matter as quickly as possible. Councilwoman Townsend inquired as to the anticipated completion of the Comprehensive Plan. Supervisor Smith indicated that steps

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to adopt it as outlined in a prior Town Board meeting would proceed once the Town Board was able to take into account results of the Community Survey, as the Town Board had agreed previously.

Attorney Koegel reiterated the fact that courts lean more favorably toward short extensions on Moratoriums, such as Pittsford's. Six month extensions are definitely considered short extensions. Case law indicates that a six month extension on a moratorium is more acceptable and prudent.

LOCAL LAW NO. 2 OF 2019 – EXTEND MORATORIUM ON SUBDIVISION OF REAL PROPERTY IN THE RRSP ZONING DISTRICT AND EXTEND RRSP ZONE APPROVED

Thereafter, a Resolution to approve Local Law No. 2 of 2019 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:

WHEREAS, true and correct copies of proposed Local Law No. 2 of 2019: Extension of Temporary Moratorium on the Subdivision of Real Property in the RRSP Zoning District and the Extended RRSP Zone, were placed upon the desks of all members of the Town Board of the Town Board, New York, more than seven (7) calendar days, exclusive of Sunday, prior to the 18th day of June, 2019; and

WHEREAS, there was duly published in a newspaper previously designated as an official newspaper for publication of public notices, and posted upon the bulletin board maintained by the Town Clerk pursuant to § 40(6) of the Town Law, a notice of public hearing to the effect that the Town Board would hold a public hearing on the 18th day of June, 2019, at 6:00 P.M., Local Time, at the Town Hall, 11 South Main Street, Pittsford, New York, on said Local Law No. 2 of 2019.

WHEREAS, the said public hearing was duly held on the 18th day of June, 2019, at 6:00 P.M., Local Time, at the Town Hall, Pittsford, New York, and all persons present were given an opportunity to be heard, whether speaking in favor of or against the adoption of said Local Law No. 2 of 2019; and

WHEREAS, subsequent to the closing of said public hearing, and after all persons interested had been heard, the Town Board considered the adoption of said Local Law No. 2 of 2019; and

WHEREAS, the within matter is a Type II action, pursuant to 6 NYCRR §617.5 (c)(36) and, accordingly, is not subject to further review under SEQRA; and

WHEREAS, it was the decision of the Town Board that said Local Law No. 2 of 2019 should be adopted.

NOW, on a motion duly made and seconded, it was

RESOLVED, that Local Law No. 2 of 2019: Extension of Temporary Moratorium on the Subdivision of Real Property in the RRSP Zoning District and the RRSP Extended Zone, be adopted by the Town Board of the Town of Pittsford, New York, to read as annexed hereto; and it was further

RESOLVED, that within twenty (20) days subsequent to the 18th day of June, 2019, there shall be filed with the Secretary of State one certified copy of said Local Law No. 2 of 2019.

Local Law No. 2 of 2019 as approved by Town Board reads as follows:

**BE IT ENACTED BY THE
TOWN BOARD OF THE
TOWN OF PITTSFORD**

**NEW YORK
AS FOLLOWS:**

**LOCAL LAW NO. 2 OF 2019:
EXTENSION OF TEMPORARY MORATORIUM
ON THE SUBDIVISION OF REAL PROPERTY
IN THE RRSP ZONING DISTRICT
AND THE EXTENDED RRSP ZONE**

Sec. 1 Title

This law shall be known as “Local Law No. 2 of 2019: Extension of Temporary Moratorium on the Subdivision of Real Property in the RRSP Zoning District and the Extended RRSP Zone.”

Sec. 2 Findings

The Town Board finds as follows:

(a) Under Town Law § 272-a, all town land use regulations must be in accordance with a comprehensive plan. A comprehensive plan envisions broad ideas, sets goals derived from those ideas, establishes policies derived from the goals, and lists actions to achieve the goals and fulfill the policies. The Town’s first goal is to protect community character; that is, to maintain and enhance Pittsford’s physical character and quality of life by managing future growth and development and protecting existing resources. With regard to residential development, the Town has several policies, which include the assurance that new residential development contributes to Pittsford’s character through complementary design standards and that open space is configured into large areas that are usable for passive recreation and preservation of viable agriculture.

(b) Among the specific actions to achieve the goals and fulfill the policies is the action to extend the Town’s RRSP zoning to areas (a) between the Water Authority property at the reservoir and the Thruway, bordered by Mendon Center Road and West Bloomfield Road; and (b) west of Mendon Center Road, the area south of the Autumn Woods development, between Autumn Woods and the Thruway (items a and b, collectively, the “Extended RRSP Zone”). Another action is for the Town Board to consider a moratorium on development in the RRSP Zoning District and the Extended RRSP Zone until Town Zoning Code modifications can be addressed. These actions are set forth in the Town’s 2018 draft Comprehensive Plan Update at page 34.

(c) The completion of the update to the Comprehensive Plan will provide the Town Board with the framework to analyze and enact appropriate modifications to the Town’s Zoning Code, which will address and regulate future development in the RRSP Zoning District and the Extended RRSP zone.

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(d) The previously-enacted temporary moratorium on the subdivision of real property in the RRSP Zoning District and the Extended RRSP zone, pursuant to Local Law No. 5 of 2018, is set to expire on June 26, 2019.

(e) An extension of the aforesaid temporary moratorium on the subdivision of real property in the RRSP Zoning District and the Extended RRSP zone is necessary in order for the Town to complete the update of the Comprehensive Plan and to consider appropriate amendments to the Town's Zoning Code.

Sec. 3 Purpose and Intent

(a) It is the purpose of this law to promote the goals, policies, and actions identified above for a reasonable period of time in order to effectuate solutions and in order to promote the health, safety and welfare of the citizens of the Town of Pittsford.

(b) It is the further purpose of this law to enable the Town of Pittsford to stop the subdivision of land in the RRSP Zoning District and the Extended RRSP Zone within the Town for a reasonable time pending an update to the Town's Comprehensive Plan and, if necessary, adoption of laws necessary to effectuate revisions to the Zoning Code of the Town, as well as other laws of the Town, and pending the necessary SEQRA process to evaluate each of the above actions.

(c) It is the further purpose of this law to fulfill the Town's constitutional, statutory and legal obligations to protect and preserve the public health, welfare, and safety of the citizens of the Town, and, in particular, to protect the value, use and enjoyment of property in the Town, to prohibit the filing of certain new applications for the subdivision of real property and thus defer official governmental action permitting the subdivision of certain real property until the Town Board has instituted and completed proceedings on possible recommendations for adoption of amendments to the text of the Zoning Code of the Town and other laws of the Town.

(d) It is the further purpose of this law to supersede those provisions of §276 of New York Town Law and of the Town Code relating to period of time in which the Planning Board must render a decision on an application for subdivision approval for the period of this temporary moratorium, or any extension thereto.

(e) It is the further purpose of this law to supersede those provisions of §267 of New York Town Law, and of the Town Code relating to the procedures for the hearing of variance requests from this Extension of Temporary Moratorium Law. As stated below, it is the intent of the Town Board to hear requests for variance from this Extension of Temporary Moratorium Law, rather than the Town's Zoning Board of Appeals.

Sec. 4 Imposition of Moratorium

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(a) For a period of one hundred eighty (180) days from and after the adoption date of this law and its effective date, no application for the subdivision of real property within the RRSP Zoning District and the Extended RRSP Zone hereinabove described may be filed, accepted or processed, except as provided in paragraph (b) below and Section 5 of this law. For the purpose of this law, an application for the subdivision of real property shall be deemed to mean any request for official action by the Town Board or Planning Board which request and approval would in any way commence or continue the process whereby land is or may be subdivided.

(b) The imposition of this law shall not affect the processing of applications for the subdivision of real property for which concept, preliminary or final subdivision approval has been granted by the Planning Board prior to the effective date of this law.

Sec. 5 Alleviation of Hardship

(a) The Town Board may authorize exceptions to the moratorium imposed by this law when it finds, based upon evidence presented to it, that deferral of action on an application for the subdivision of real property and the deferral of approval of the application for the duration of the moratorium would impose an extraordinary hardship on a landowner or developer.

(b) A request for an exception based upon extraordinary hardship shall be filed with the Town Supervisor or his designee, including a fee of fifty dollars (\$50.00) to cover processing and advertising costs, by the landowner, or the developer with the consent of the landowner. Such request shall provide a recitation of the specific facts that are alleged to support the claim of extraordinary hardship, and shall contain such other information as the Town Supervisor or his designee shall prescribe as necessary for the Town Board to be fully informed with respect to the application.

(c) A public hearing on any request for an exception for extraordinary hardship shall be set by the Town Board at the first regular meeting of the Town Board that occurs ten (10) days after the request for exception is received by the Town.

(d) In reviewing an application for an exception based upon a claim of extraordinary hardship, the Town Board shall consider the following criteria:

- (1) The extent to which the applicant has prior to the effective date of this law received any permits or approvals for the proposed subdivision.
- (2) The extent to which the proposed subdivision would cause significant environmental degradation, adversely impact adjacent areas, or adversely impact the land uses appropriate to the property.

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- (3) Whether the applicant, prior to the effective date of this law, has incurred financial obligations to a lending institution, which, despite a thorough review of alternative solutions, the applicant cannot meet unless the subdivision proceeds.
- (4) Whether the moratorium will expose the applicant to substantial monetary liability to third persons; or would leave the applicant completely unable, after a thorough review of alternative solutions, to earn a reasonable return on the property.
- (5) The extent to which actions of the applicant were undertaken in good faith belief that the proposed subdivision would not lead to significant environmental degradation, undue adverse impacts on adjacent areas, or adversely impact the land uses appropriate to the property.

(e) At the conclusion of the public hearing and after reviewing the evidence and testimony placed before it, the Town Board shall act upon the request to approve, deny or approve in part and deny in part the request made by the applicant.

Sec. 6 Validity

If any section, sentence, clause or phrase of this law is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this law.

Sec. 7 Effective Date

This Local Law shall become effective upon its adoption and upon its filing with the New York Secretary of State.

PUBLIC HEARING SEWER DISTRICT EXTENSION JH-157 (ALPINE RIDGE SUBDIVISION)

Supervisor Smith introduced and gave a brief background for the public hearing on the Sewer District Extension JH-157 (Alpine Ridge Subdivision). Thereafter, the Supervisor opened the public hearing for public comments on this proposed Sewer Extension.

Public Comments:

No members of the public offered comments.

After asking again for comments and seeing none, the Supervisor declared the Public Hearing closed.

A brief discussion regarding the general cost of sewer extensions ensued and both Commissioner Schenkel and Attorney Koegel responded with the information requested.

SEWER DISTRICT EXTENSION JH-157 (ALPINE RIDGE SUBDIVISION) APPROVED

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A Resolution to approve Sewer District Extension JH-157 (Alpine Ridge Subdivision) 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:

In the Matter of adding "Extension JH-157, (Alpine Ridge Subdivision)" to the PITTSFORD SEWER DISTRICT including the following properties:

651 Mendon Road 26.3 acres	T.A. No. 192.01-1-6
206 W. Bloomfield Road 2.2 acres	T.A. No. 178.03-2-36
208 W. Bloomfield Road 2.1 acres	T.A. No. 178.03-2-38
597 Mendon Road	T.A. No. 178.03-2-10
611 Mendon Road	T.A. No. 178.03-2-9
619 Mendon Road	T.A. No. 178.03-2-8
625 Mendon Road	T.A. No. 178.03-2-30

WHEREAS, 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 an Extension to the Pittsford Sewer District, to be known as "Extension JH-157, (Alpine Ridge Subdivision)"; and

WHEREAS, the aforesaid Petition was signed by the owners of the property within the proposed Extension to the District; and

WHEREAS, an Order was duly adopted by the Town Board on the 21st day of May, 2019, for the hearing of all persons interested in the matter to be held on the 18th day of June, 2019, at 6:00 o'clock P.M., Local Time, at the Pittsford Town Hall, 11 South Main Street, Town of Pittsford, New York; and

WHEREAS, due proof of publication and posting of the said Order has been duly filed with the Clerk of the said Town Board; and

WHEREAS, the hearing required by the said Order has been duly held, and it appears from the said Petition that the proposed Extension to the 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

WHEREAS, the within action is a Type II action, pursuant to the SEQRA regulations published at 6 NYCRR §617.5(c)(13), requiring no further environmental review by the Town Board; and

WHEREAS, the permission of the Comptroller of the State of New York is not required for the Extension to the District;

NOW, ON MOTION duly made and seconded, it is unanimously

RESOLVED AND ORDERED, that

- (a) The Petition is signed and acknowledged or approved as required by law and is otherwise sufficient;
- (b) All the property and the sole property owners within the Extension to the District are benefited thereby;
- (c) All the property and the sole property owners benefited are included within the limits of the Extension to the District;
- (d) The expenses of Maintenance of the Extension to the District are to be paid by the sole property owners annually on a benefit basis; and
- (e) It is in the public interest to grant in whole the relief sought; and it is further

RESOLVED AND ORDERED, that Extension "JH-157, (Alpine Ridge Subdivision)" to the Pittsford Sewer District, 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, and as further set forth on the map annexed hereto as "Schedule B"; and it is further

RESOLVED AND ORDERED, that all improvements to the sewer system required for the Extension will be constructed or caused to be constructed by the Petitioner, at the expense of the Petitioner; and it is further

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RESOLVED AND ORDERED, that the Town Clerk is hereby directed to record in the Monroe County Clerk's Office and file with the New York State Office of Audit and Control certified copies of the within Resolution, as required by law.

MEETING MINUTES OF MAY 21, 2019 APPROVED

A Resolution to approve the Meeting Minutes of the May 21, 2019 (note: there was no June 4, 2019 meeting), was offered by Councilwoman Townsend, 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 Meeting Minutes of the May 21, 2019 meeting are approved.

GENERAL MATTERS

PUBLIC COMMENTS

No public comments were offered.

DOG PARK PROPOSAL

Commissioner of Public Works, Paul Schenkel, presented to the Town Board a proposal for the creation of a first-ever off-leash Dog Park in the Town of Pittsford. This would be on Town-Owned property. He mentioned the Town could still partner with the Village on a second off-leash Dog Park along the Erie Canal at some time in the future. Following the review and questions and answers given, Commissioner Schenkel proposed the first step in the creation of the park, which would be approval of a SEQRA (State Environmental Quality Review Act) Resolution of a Negative Declaration of Environmental Impact, confirming that there would be no significant adverse impacts on the environment with the creation of this dog park.

Commissioner Schenkel, in response to Councilman O'Connor's question, did say the Town would rely on Monroe County Dog Parks for expert advice and rules governing the park. Specific proposal items reviewed and discussed were as follows:

- Location: East Street – between the Habecker Little League Fields and the Town's Parks Department facilities, on the existing Town trail system and therefore easily accessible by pedestrians and cyclists.
- 2 acre park, with 1.4 acres for a Large Dog area and .6 acres for a Small Dog area
- Entrance authorized with either a key code or swipe card (most likely)
- Dawn to dusk parking (like all other Town parks); thus no overhead illumination
- Self-policed with waste stations
- Water available for pets and people
- Possible dog wash station and possible electricity (if needed)
- Pesticide free
- Replacement of damaged area after use – may be stone dust at a minimal cost to the Town
- Goal – completion by end of the summer
- Town has met with Little League representatives and they are in support of improvements that they will see in parking and safety
- Budget for the project would be \$160,000, funded fully from the Recreational Land Fees Trust Account which holds fees paid to the Town by developers in connection with development projects, to be devoted to recreational purposes.

Councilman O'Connor, noting a Washington DC based dog park with which he is familiar, recommended that the Commissioner evaluate installation of the used artificial turf currently deployed at Thornell Farm Park Road when the time comes to replace the field at Thornell with new turf, potentially providing a minimum maintenance covering for the dog park.

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SEQRA – STATE ENVIRONMENTAL QUALITY REVIEW FOR DOG PARK APPROVED

Thereafter, a Resolution to approve a Negative Declaration for the SEQRA 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 following Resolution was declared carried as follows:

WHEREAS, the Town Board has proposed to establish a Dog Park on Town-owned land located at 34 East Street within the Town of Pittsford; and

WHEREAS, the Town Board has determined that the action proposed herein is an "Unlisted Action" under SEQRA which will be undertaken by the Town Board, and, accordingly, a single agency review of the SEQRA issues for the direct action by the Town Board has been conducted; and

WHEREAS, a Short Part 1 and Part 2 EAF form has been prepared for the proposed modification and carefully reviewed by the Town Board and is attached hereto; and

WHEREAS, the completed Short EAF does not identify any significant adverse environmental impacts associated with the proposal.

NOW, THEREFORE, be it

RESOLVED, the Pittsford Town Board, following due deliberation and consideration, finds that the proposed creation of a Dog Park will have no significant adverse impact on the environment; and, accordingly, issues a Negative Declaration of Environmental Significance.

LEGAL MATTERS

PUBLIC COMMENTS

No public comments were offered.

LEASE EXTENSION – 19 SOUTH MAIN STREET PARKING LOT APPROVED

Supervisor Smith introduced a proposal for a Lease Extension for the parking lot behind the old "Burdett's Farm Market", now known as "Breathe," for use as a municipal lot. Following some brief discussion, a Resolution to approve the Lease Extension was offered by Councilwoman Townsend, seconded by Councilman Beckford, and voted on by members as follows: Beckford, Munzinger, O'Connor, Townsend and Smith. Nays: none.

The following Resolution was declared carried as follows:

WHEREAS, on November 1, 1993, the Town of Pittsford, along with the Village of Pittsford, entered into a ten (10) year lease with the then owner, James G. Burdett, for the use and operation of the former "Burdett's Grocery Store" parking lot, located at 19 South Main Street, Pittsford, New York for use as a municipal parking lot; and

WHEREAS, such lease was, thereafter, extended on October 21, 2003, by Lease with James E., James G. and Maryann Burdett; assigned, by the former owners, to the current owner, 19 South Main Street, LLC, on June 9, 2011; extended on December 27, 2013; and extended again on June 30, 2014; and

WHEREAS, the Town and its residents are benefited by the availability of parking within close proximity to the Town Hall, as well as the Village's Central Business District; and

WHEREAS, the Town Board of the Town of Pittsford desires to enter into the attached Lease Extension No. 3 with 19 South Main Street, LLC for the continued use of the aforesaid parking lot for public parking;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor, on behalf of the Town Board, is authorized to sign the Lease Extension Agreement No. 3; and be it further

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RESOLVED, that pursuant to the requirements of §64 of the Town Law, a notice of permissive referendum regarding this Resolution shall be duly published and posted.

PUBLIC HEARING SET TO CONSIDER AMENDMENT TO TOBEY PUD PARCEL 8, SECTION A (TOBEY VILLAGE OFFICE PARK)

Tobey Village Office Park has requested an amendment to the Tobey PUD, parcel 8, to allow constructing second-floor areas within existing buildings on the site. Height and exteriors of the buildings affected would not change.

A Resolution to set a Public Hearing for July 16, 2019 to consider proposed modifications to the Tobey PUD, as to provisions concerning Parcel 8, Section A 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:

WHEREAS, in a letter dated June 6, 2019, together with supporting materials, James B. Durfee, AIA, on behalf of CL Holdings LLC, requested that the Resolution controlling the Tobey Planned Unit Development be modified to as to the provisions concerning Parcel 8, Section A thereof, to (1) clearly define the current building areas within the existing Tobey Village Office Park portion of the PUD, (2) adjust the allowable building area to take into account development that has been previously approved by the Town, (3) update the terms of usage to reflect current generally accepted terminology, and (4) allow for marginal additional building modifications, and

WHEREAS, due consideration has been given to the request of CL Holdings LLC; and

WHEREAS, after giving due consideration to the request of CL Holdings LL, it was the considered opinion of all members who were present that a public hearing should be held on the 16th day of July, 2019, at the Town Hall, 11 South Main Street, Pittsford, New York, to consider the proposed modifications of the Resolution controlling the Tobey Planned Unit Development;

NOW, on motion duly made and seconded, it was

RESOLVED, that a public hearing be held on the 16th day of July, 2019, at 6:00 P.M., Local Time, at the Town Hall, 11 South Main Street, Pittsford, New York, on the question of whether to permit modifications to the Resolution controlling the Tobey Planned Unit Development for Parcel 8, Section A; and it was further **RESOLVED**, that a Notice of Hearing and a copy of the proposed modifications to the Resolution controlling the Planned Unit Development, 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 modifications to the Resolution controlling the Tobey Planned Unit Development, 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.

FINANCIAL MATTERS PUBLIC COMMENTS

No public comments were offered.

MUNICIPAL SOLUTIONS, INC. AGREEMENT APPROVED

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Finance Director, Greg Duane offered a brief explanation of the Town's need and use of Fiscal Advisor services and the good history that the Town has had in working with Municipal Solutions for many years, noting that they have been and are renewing their status as a MWBE (Minority Women Business Enterprise) member.

Thereafter, a Resolution to approve the Agreement with Municipal Solutions, Inc. (MSI) to provide their Fiscal Advisory Services to the Town 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 Supervisor is authorized to enter into an agreement with Municipal Solutions, Inc. (MSI) for Fiscal Advisory Services.

BUDGET TRANSFERS AND AMENDMENTS APPROVED

Following an explanation, description and brief discussion of the proposed budget transfers and amendments, a Resolution to approve the Budget Transfers and Amendments as proposed 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 \$ 106,945.00 be transferred from 1.8160.4124.603.4 (Yard Debris – Leases) and \$95,000.00 be transferred to 1.9170.6000.1.1 (Debt Service – Principal on Debt) and \$11,945.00 be transferred to 1.9710.7000.1.1 (Debt Service – Interest on Debt) to cover the cost of the bond payments for the Tub Grinder.

RESOLVED, that \$200,000.00 be appropriated from the General Reserve Fund and transferred to the General Fund to offset the cost of capital purchases scheduled for the FY2019. Be it further resolved, that this resolution is subject to permissive referendum.

That \$9059.00 be transferred from 1.9950.9000.1.1 (Whole Town – Transfer to Capital) to 1.2620.2007.10.3 (Building Maintenance - Building Improvements Library) to pay for the purchase and installation of two new water fountains with filtered bottle fillers, bicycle fixing station and six double loop bike racks.

and be it further

RESOLVED, that the following budget amendments are approved:

That line item 1.7110.2000.1.7 (Parks – Capital Improvements) be increased by \$160,000.00 to build a Dog Park. The source of these funds will be an appropriation from the. Be it further resolved, that this budget amendment is subject to permissive referendum.

That line item 5.5110.4143.54.4 (Part Town Highway – Surface Treatments) be increased by \$305,600.00 to increase road work scheduled for FY2019. The source of these funds will be Appropriated Fund Balance.

JUNE VOUCHERS APPROVED

A Resolution to approve the June 2019 vouchers was moved by Supervisor Smith, 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 June 2019 vouchers No. 141941 through No. 142346, in the amount of \$568,815.61 are approved for payment.

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OPERATIONAL MATTERS

PUBLIC COMMENTS

No public comments were offered.

PARKING FOR VETERANS ADMINISTRATION VEHICLE AUTHORIZED

A Resolution to grant permission to the U.S. Department of Veterans' Affairs to park one vehicle at the Highway Department and to authorize the Supervisor to execute the License Agreement was offered by Councilwoman Townsend, seconded by Supervisor Smith, 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 of the Town of Pittsford grants permission for a vehicle from the Department of Veterans Affairs to park at the Highway Department and that the Town Supervisor is authorized to execute the License Agreement.

BUFFALO BILLS TRAINING CAMP PARKING RESTRICTIONS APPROVED

A Resolution to authorize Parking Restrictions during the Buffalo Bills Camp was offered by Supervisor Smith, 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 from the period beginning on July 25, 2019 and terminating on August 6, 2019, commencing at 7:00 A.M. until 10:00 P.M., parking, stopping or standing shall be prohibited unless authorized by permit on the following named streets:

Allen Parkway
Alpine Drive
Bretton Woods Drive
Crestline Road
Ellingwood Drive (Overbrook Road to East Avenue)
Harwood Lane
Kilbourn Road (East Avenue to 455 Kilbourn Road)
Lochnavar Parkway
Overbrook Road (Ellingwood to 456 Kilbourn Road)
Shelwood Drive
Sylvania Road
Wayside Circle

Be it further

RESOLVED, that the Supervisor or his designee are authorized to post the following additional streets prohibiting parking, stopping or standing, unless authorized by permit beginning on July 25, 2019 and terminating on August 6, 2019, commencing at 7:00 A.M. until 10:00 P.M. if the need becomes necessary during the Buffalo Bills Camp:

Country Club Drive
Ellingwood Drive
Kilbourn Road
Maywood Avenue
N. Country Club Drive
Overbrook Road
Pine Acres

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San Rafael
Stoneleigh Court

FURTHER RESOLVED, that the streets on which the said parking, stopping or standing is prohibited have been marked on the annexed map of part of the Town of Pittsford, which annexed map, together with the markings thereon, is incorporated in and made a part of this Resolution; and it was further

FURTHER RESOLVED, that these restrictions will be enforceable upon the proper and adequate posting of signs on all of these streets herein designated to give notice to all motorists using any of the said streets that parking, stopping or standing is prohibited on that side of the said streets so designated by the said signs;

FURTHER RESOLVED, that any vehicle parked in violation of this resolution may be towed at the owner's expense; and it was further

FURTHER RESOLVED, that a violation of this resolution shall constitute an offense and shall be punished by fine not to exceed Twenty-five Dollars (\$25.00).

BUFFALO BILLS TRAINING CAMP PEDDLER RESTRICTIONS APPROVED

A Resolution to authorize Peddler Restrictions during the Buffalo Bills Camp was offered by Supervisor Smith, 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 Town Board accepts the recommendation of the Commissioner of Public Works, and approves the restrictions of issuing any Peddler, Hawker or Solicitor permits, and restricts any current permits during the time period of July 25, 2019 through August 6, 2019, for the following locations:

Harwood Lane	Fairport Road (NYS Rte. 31F)
Maywood Avenue	Overbrook Road
Stoneleigh Court	Ellingwood Drive
Duxbury Way	Allen Parkway
Landsdowne Lane	Sylvania Road
Alpine Drive	Crestline Road
Shelwood Drive	Kilbourn Road
Bretton Woods Drive	North Country Club Drive
San Rafael Drive	Country Club Drive
Pine Acres Drive	Kingsbury Court
Cranswick Lane	Dunbridge Circle
Monroe Avenue	Briar Patch Road
East Avenue (NYS Rte. 96)	Briar Circle
Washington Rd. (NYS Rte. 253)	New England Drive
Pilgrim Circle	

PERSONNEL MATTERS

PUBLIC COMMENTS

No public comments were offered.

HIRING RECOMMENDATIONS AND ADJUSTMENTS 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 and recommended status changes and/or salary changes 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.

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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
Frederick Wallman	Parks	Rehire Seasonal PT	\$12.25	05/24/2019
Patrick Kompare	HWY	Seasonal PT	\$12.00	05/28/2019
Kyle Wallman	Sewer	Rehire Seasonal PT	\$12.50	05/28/2019
William Brownell	Parks	Seasonal PT	\$12.00	05/31/2019
Brianna Hanson	REC	Rehire Summer PT	\$13.10	05/31/2019
Amelia Weinberg	REC	Rehire Summer PT	\$13.10	06/05/2019
Yahan Xie	REC	Summer Fun PT	\$13.10	06/05/2019
Morgan Pink	REC	Summer Fun PT	\$13.10	06/05/2019
Robert Kleinhammer	HWY	Rehire Seasonal PT	\$12.50	06/06/2019
Joseph Allocco	HWY	Seasonal PT	\$12.00	06/10/2019
John Scharf	REC	Summer Fun PT	\$11.10	06/10/2019
Douglas Connard	HWY	Seasonal PT	\$12.00	06/11/2019
Asha Spencer	REC	Lifeguard PT	\$14.00	06/17/2019
Brendan Haims	HWY	Rehire Seasonal PT	\$12.25	06/17/2019
Ashley Sutherland	REC	Summer Fun PT	\$11.10	06/17/2019
Bryce Wallman	REC	Summer Fun PT	\$11.10	06/17/2019
Jack Leahy	REC	Summer Fun PT	\$11.10	06/17/2019
Megan Deuel	REC	Lifeguard PT	\$14.00	06/17/2019
Anna Pogharian	REC	Lifeguard PT	\$14.00	06/17/2019
Cathy Walzer	REC	Community Center	\$12.71	06/17/2019
Eleanor Stanton	REC	Lifeguard PT	\$14.00	06/17/2019
Erin Stanton	REC	Lifeguard PT	\$14.00	06/17/2019
Collin Regan	HWY	Seasonal PT	\$12.00	06/19/2019

and be it further

RESOLVED, that the Town Board approves the status and salary changes for the following employee(s):

Name	Position	Reason for Change	Rate	Effective Date
Laura Ann Marra	Rec Asst 3	added position	\$12.71	05/17/2019
John Keegan	Cleaner	added position	\$12.50	05/18/2019
Theo Couderc	Rec Asst 3	added position	\$12.71	06/07/2019
Cassandra Schrom	Rec Leader	FT Permanent	\$19.46	06/24/2019

OTHER BUSINESS

Councilwoman Townsend noted that RTS will be considering, and most likely officially approving their proposed paratransit plan at an RTS meeting scheduled for June 27th. Following public input, the plan proposes to run buses to St. John Fisher and offer commuters to Eastview Mall that will run once in the morning and once in the evening. The established "green zone" will offer Uber on demand at a minimal fee of either \$1 or \$3, depending on distance. Their "mobility zone" will go all the way to the YMCA/Cloverwood. However, not all residential areas in the Town fall within the Community mobility zone. Councilwoman Townsend suggested, and Supervisor Smith agreed, that it may be useful to do a study with regard to the need for disabled persons outside of the community mobility zone to get a ride to a hub and whether the Town can find a way to assist with this possible need for disabled residents. Councilwoman Townsend will seek data on demand for this service.

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REVIEW AND DISCUSSION OF INTERVIEWS HELD FOR CCA (COMMUNITY CHOICE AGGREGATION) ADMINISTRATOR

Supervisor Smith reported that the Towns of Pittsford, Brighton and Irondequoit and the Village of Pittsford, met to interview two of the three responders to the towns' and village's joint Request for Proposals (RFP) for a Community Choice Aggregation Administrator. The interviews were held in separate sessions with representatives of Good Energy, L.P. ("Good") and Joule Assets, Inc. and its proposed subcontractor Roctricity LLC ("Joule/Roctrlicity").

Supervisor Smith summarized the evaluation of the RFP responses and interviews by the Pittsford members of the inter-municipal interviewing team. The municipalities will meet next week to discuss each town's evaluations and the consensus of their respective boards on these findings.

It was noted that the individual municipalities do not need to agree to use the same administrator, but that the larger the aggregation, the greater the likelihood for a successful CCA program.

Supervisor Smith reviewed the Summary of criteria and weighting stated in the RFP and the ratings that the Town of Pittsford interviewers – Supervisor Smith, Deputy Supervisor Munzinger and Attorney Koegel – gave following the interviews.

The following outlines of the reviewing criteria as stated in the RFP.

- Statement of Qualifications for each respondent
- Scope of Services for each respondent (including Roll out and public education)
- Energy Market Experience
- CCA Administration
- Program Procurement Strategies
- Program Roles
- Program Timeline
- Ongoing Services
- General Considerations and Conclusions

The review outlined capabilities, strengths and weaknesses of the respective applicants and identified areas where further information from each would be helpful before making a final determination. The Supervisor indicated that he would report to the Board following next week's inter-municipal meeting.

PUBLIC COMMENTS

The following residents offered comments to the Board:

Mary Moore asked about opt-in versus opt-out of energy programs that could accompany a CCA program and also commented on the Town's informational brochure promoting non-toxic residential lawn care.

Cathy Koshykar encouraged the board to be mindful of promoting locally-sourced energy production as it considers a CCA administrator.

Renee McNiffe commented on the Town's support of the American Legion's policy excluding partisan political organizations from participating in the annual Memorial Day Parade, and distribution of American Flags on the parade route sidelines bearing names of candidates for office.

As there was no further business, the Supervisor adjourned the meeting at 7:55 P.M.

Respectfully submitted,

Linda M. Dillon
Town Clerk