

**Regular meeting of the Board of Trustees of the Village of Brockport was held in the Conference Room, Municipal Building, 49 State Street, Brockport, New York, November 20, 2007 at 7:00pm.**

**PRESENT:** Mayor Morton Wexler, Trustee/Vice Mayor Maria C. Castañeda, Trustee David J. Wagenhauser, Trustee Hannelore G. Heyen, Village Manager / Treasurer Ian M. Coyle, Clerk Leslie A. Morelli.

**EXCUSED:** Trustee Carrie L. Maziarz, DPW Superintendent Harry G. Donahue, Building/Zoning Officer Scott C. Zarnstorff, Police Chief Daniel P. Varrenti, Fire Chief Timothy Rombaut

**ALSO PRESENT:** Jim & Joan Hamlin, Francisco & Linda Borrayo, Norm GianCursio, Fred Webster, George Brocious, Todd Longstreth, John Morelli

**CALL TO ORDER:** Mayor Wexler called the meeting to order and led the Pledge of Allegiance.

**REVIEW OF MEETING MINUTES:** Mayor Wexler called for any additions or corrections to the minutes of the last meeting.

➔ Trustee Heyen moved, Trustee Castañeda seconded, unanimously carried that the minutes of the meeting held November 5, 2007, be approved as amended.

**MISSION STATEMENT:** "To provide a high quality of life for all residents, exercising fiscal responsibility and preserving Brockport's unique heritage and historic character."

**PUBLIC HEARINGS:** None

**PUBLIC INFORMATION MEETINGS:** None

**GUESTS:**

1. Introduction & swearing in of part time police officer Richard L. Cranston – Sgt. Mark Philippy brought new part time police officer Richard Cranston to the Village Board meeting to take the Oath of Office. R. Cranston's parents were in attendance for the brief swearing in.

**PUBLIC COMMENT:**

1. George Brocious of 340 Stony Point Road Rochester said the minutes of the October 1<sup>st</sup> Village Board meeting indicate that Mayor Wexler stated that the Village investigated the properties he had brought to their attention since April. He said he filed a FOIL application requesting the list of properties and the response stated that there is no Village generated list and that he should refer to his own list and that of SUNY BSG that he had provided to the Board. He said he received another "no answer – answer" from Manager Coyle and Code Enforcement Officer refused to answer his question. He said it is obvious to him that the properties brought to the Village's attention have not been investigated, contrary to what Mayor Wexler said. G. Brocious said the Village Board and appointees are in positions of trust, but they have lost that trust and should resign.

G. Brocious said he had requested to meet with Code Enforcement Officer Zarnstorff. He played a voice mail response from S. Zarnstorff on November 14<sup>th</sup> which indicated that he would consider the request to meet under the provision that he clarify as to the topic of discussion. G. Brocious said a Village official has a responsibility to meet with a taxpayer upon request whether or not they like the subject matter. He said this is yet another example of arrogance and neglect of the Village Administration under Mayor Wexler. G. Brocious stated that this and the Village's selective enforcement puts residents at risk. He said he has suffered great anguish and financial loss due to the Village's lawsuits against him. He reminded the Village Board that S. Zarnstorff testified in court that he did not follow the correct provision in the ordinance regarding notification of alleged code violations. He said he knows that S. Zarnstorff provides the courtesy of allowing other landlords to leave bedroom doors open for inspections, but in his case he damaged the doors.

Mayor Wexler stated that G. Brocious's time for public comment has passed. G. Brocious asked if the Board has any answers for him. Mayor Wexler wished him a Happy Thanksgiving.

**DEPARTMENT REPORTS:** (Most Department Heads were excused due to the meeting date change)

**A. PUBLIC WORKS – Superintendent Harry G. Donahue (excused)**

1. Part time Laborer position – In Superintendent Donahue's absence, Manager Coyle recommended that the Board continue the employment of Jason White as a laborer with the DPW from seasonal to part time through the end of the fiscal year. He reminded the Board that they had 3 summer help employees, 2 that left at the end of the summer. The Board budgeted \$16,000 leaving an unexpended balance in the DPW personnel line for seasonal assistance costs. In addition, there was some beginning of the year DPW personnel savings in the time it took to recruit the most recent hire. The plan was to keep J. White on the rolls through the end of November. There is still money in the line. Superintendent Donahue, Foreman Moore and

many other laborers he spoke with have a very favorable opinion of Jason. The additional manpower is much needed for snow and spring operations. However, per the current CSEA union contract, the Village cannot keep summer help longer than 120 working days. Manager Coyle said he concurs with Superintendent Donahue's recommendation to request a resolution to hire Jason White as a part time laborer at a rate of \$10 per hour with a standard workweek not to exceed 31 hours per week.

→ Trustee Wagenhauser moved, Trustee Heyen seconded, unanimously carried to approve the hiring of Jason White as a part time laborer with DPW at a rate of \$10 per hour with a standard workweek not to exceed 31 hours per week through the fiscal year (until May 31, 2008).

B. POLICE DEPARTMENT – Chief Daniel P. Varrenti (excused)

C. BUILDING / ZONING / CODE ENFORCEMENT - Scott C. Zarnstorff (excused)

D. FIRE /AMBULANCE / COMMUNICATIONS - Chief Timothy Rombaut (excused)

1. Calls for Service – In Chief Rombaut's absence, Clerk Morelli reported 790 fire calls year to date, 1,770 ambulance calls year to date for a total of 2,560 calls year to date.
2. Membership Drops & Adds – In Chief Rombaut's absence, Clerk Morelli asked the Board to consider approving the following adds: Sara Berkstresster to ambulance mutual aid and Nate Coons add ambulance to fire membership and the following drops: Andrea Miller, Colin Arthur, Jessica Kraus, Capri Sullivan, Kyle Eckert, Chris Ortiz, Chris Grant, Craig Spade, Deborah Roth, Kenneth Coleman, Larry Bidwell, Paul Braman, Howard Henick, Phillip Johnson, Wilford Menear, Alton Stickle, Robert Webster, Richard Webster, James Whipple, Doug Smith. Clerk Morelli commented that many of the drops are to remove those no longer active to Life member status.

→ Trustee Castañeda moved, Trustee Heyen seconded, unanimously carried to approve the previously mentioned drops and adds.

E. VILLAGE MANAGER / TREASURER - Ian M. Coyle

F. CLERK - Leslie A. Morelli

**VILLAGE BOARD REPORTS:**

A. Trustee Maziarz (excused)

B. Trustee Wagenhauser

1. Code Review Committee – Trustee Wagenhauser said he was drafted by his fellow Board members and accepted the assignment of being liaison to the Code Review Committee. He said he spoke with Code Enforcement Officer Zarnstorff and requested copies of the committee's work to date. He said he hopes to review it and then bring one or two chapters to each workshop for consideration and begin the process of adopting necessary code changes.
2. Village Hall – Trustee Wagenhauser commended the DPW for making some of the necessary improvements to the Village Hall building. He said the exterior West wall looks much nicer.
3. Christmas Concert – Trustee Wagenhauser said details would soon be announced of a Christmas concert by a prominent area band.
4. Grant Opportunities – Trustee Wagenhauser said he continues to work on potential grant opportunities, some through the Historic Preservation Board. Details to come.

C. Trustee Heyen

1. Parks Committee – Trustee Heyen reported that she and Parks Committee Chair Andrea Perry recently met with the Tree Board and Chair Margay Blackman. Appropriate trees for particular locations was discussed. The Parks Committee will be holding a public meeting on Thursday, November 29<sup>th</sup> at 7pm at Village Hall regarding the Barry Street Park and area and further use of the G.E. M.O.U. funds.
2. Tree Board – Trustee Heyen said she is pleased that Trustee Wagenhauser will be working with the Code Review Committee to move some of their work out of Committee and to the Board for consideration. She said the Tree Board has had a proposed code revision in for quite some time that once adopted will enable Tree City USA designation and open up grant opportunities. The Tree Board is also developing a tree donation form and planning is underway for the next Arbor Day tree planting (April 25, 2008).

D. Trustee / Vice Mayor Castañeda

1. Village Advisory Committee - Trustee Castañeda reported that the Village Advisory Committee met November 13<sup>th</sup> and received information on the November 29<sup>th</sup> Parks Committee public meeting regarding Barry Street Park. She said although members will share this information with neighboring streets and a notice has been published in the local papers, she said a mailing to the Barry Street area might be beneficial.

2. Christmas Tree Lighting – Trustee Castañeda shared that Joan Lavell and the Catholic Daughters will graciously be baking cookies for the Christmas Tree Lighting.

3. Local Merchants – Trustee Castañeda reminded everyone to support their local merchants this holiday season.

4. 200 State Street & 100 Fair Street Properties – Trustee Castañeda read the following statement:

I'm pleased to report to the Board what I feel to be some exciting news on a project that I have been working on. As we all know, the properties located at 200 State Street and 100 Fair Street in Brockport (the former GE/Black and Decker property and the Kleen Brite property) have become a grave problem for our community. The properties have been vacant for a number of years, tax delinquent, a target for vandalism, a fire hazard, and a danger to the Village. To date, these properties remain an eyesore in our community and no longer generate tax revenue to the Village of Brockport.

While these properties were privately owned, the Village continued to receive its tax revenues albeit payment was made by the County, not the private owner. However, once the County concluded its property tax foreclosure, the County ceased making payments to the Village of Brockport as well as to the Town of Sweden and the Brockport Central School District. The local community has suffered through the loss of tax revenue and growing blight since the County foreclosure.

These properties have been offered at a County auction since 2004. However, given the significant back taxes owed and alleged environmental issues, no bids have been received.

Some of the Board members will recall that when I first came on the Board I attended a Brownsfield workshop offered in the City. I brought back information to see if there was interest for the Board to apply for State funding to remediate and rehabilitate the properties located at 200 State Street and 100 Fair Street. Since then I have continued to investigate and work on getting these properties back on Village tax rolls.

Specifically, I've had numerous conversations with a variety of people include Monroe County Legislature President Wayne E. Zyra. More recently I sent a letter to County Executive Maggie Brooks requesting that she propose to the County Legislature that these properties be auctioned off with the understanding that the back property taxes owed to the County government be forgiven. It is my belief that if the County were to auction these properties under such condition that a suitable investor might emerge to buy, rehabilitate, and put these properties to new use, thus getting them back on the Village tax roll.

County Executive Brooks has agreed to make this recommendation and it is my understanding that the County Legislature, at their December meeting, will consider my request for auctioning these two properties with the stipulation that the back taxes be forgiven. If no one bids at the auction, nothing will have been lost to the Village taxpayers. However, if a new entity bids on the parcels, the Village will see new opportunities for those properties including their return to the tax roll thereby benefiting our Village taxpayers.

Under the current status we receive ZERO tax dollars with the monies currently due the County waived. I would like to thank County Executive Maggie Brooks and Honorable Wayne Zyra, President of the Monroe County Legislature and Mayor Wexler for their support.

Trustee Wagenhauser said he feels it is important to clarify that the Village DOES currently get tax money from these properties totaling over \$12,000 per year. Once the County forecloses, that money goes away. He said 4 years ago these properties brought \$90,000 in Village taxes. Unfortunately, it has been allowed to deteriorate and is only worth a fraction of it was just 4 years ago. It was formerly assessed for approximately 9 million dollars and is currently assessed for approximately 1.5 million dollars. He said in the short term it could very well

cost the Village money – taking a short term hit on taxes.

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Trustee Wagenhauser said a Property Remediation Committee was established and has been working on this issue. He said he is in a bit of a quandary as to why they were not consulted and then further why the Mayor wouldn't make the presentation to the County Executive as would be usual and customary.

Trustee Castañeda said she did bring up the issue of these properties some time ago, after having attended a Brownfields workshop. She said she has continued to work on it ever since. She said she believes this is the fastest and most effective way to get the properties back on the tax rolls. She said it is only common sense that no one will buy the properties with such significant back taxes. While if it goes to foreclosure, tax money is lost, in the long run it makes sense to get someone to buy the properties and make them viable.

Mayor Wexler commented that if for no other reason than removing an eyesore to the community. He said if the buildings could be removed (particularly the one) it would be great. He said he is in favor of the County doing whatever it can to make that happen. He said there were houses on a neighboring residential street removed and some tax revenue lost. Any loss would be temporary. The potential of a new owner would exceed what's there now. If no bids are received, the Village is exactly where it is now. Mayor Wexler said he appreciates County Executive Brooks and Legislature President Zyra getting involved.

Trustee Heyen said there is no doubt about it – we all want something done regarding these properties. She said in the year and a half since she was elected, it has been a key issue and she has been working on it. She expressed concern over the means to an end and reminded all that there is a Property Remediation Committee in place that she is a part of. Many meetings have taken place with County, State and Brownfields representatives – working together on a solution. Since these properties were the subject of contamination issues, one of the efforts has focused on the need to get vapor intrusion slab testing done. Trustee Heyen said it surprised her to have just recently heard of Trustee Castañeda's and Mayor Wexler's private involvement and is disappointed that neither had the courtesy of at least informing the rest of the Board or the Property Remediation Committee. She said she feels somewhat foolish and commented that it would have been wonderful to work with this information on such a big and important project. Nonetheless, all agree that the properties need to get back on the tax rolls. She said she hopes all efforts move the project forward and that individual efforts, the Property Remediation Committee and the community committee soon to be formed can work together toward that endeavor.

Trustee Heyen asked Trustee Castañeda for a copy of the letter she referred to.

**E. Mayor Wexler**

1. Appoint to fill vacancy on Board of Ethics - Mayor Wexler reminded the Board that Wayne Bennett submitted a position interest form for vacancy on the Board of Ethics. Trustee Wagenhauser said he was confused and thought W. Bennett was on the Board of Ethics and resigned. Mayor Wexler said W. Bennett was on the Board of Ethics for a term to expire June 30, 2007. He was sent a letter asking if he wished to be considered for re-appointment. He did not respond to the letter or a follow up phone message, so that was taken as indication that he did not wish to be reappointed. Shortly after the Board sent him a letter thanking him for his service, he re-applied for the position. Clerk Morelli commented that to date the Board of Ethics has never been convened.

→ Trustee Castañeda moved, Mayor Wexler seconded, unanimously carried to appoint Wayne Bennett to the Board of Ethics.

2. Appoint to fill vacancy on Code Review Committee – Mayor Wexler reminded the Board that a position interest form was submitted for one of the two vacancies on the Code Review Committee.

→ Trustee Wagenhauser moved, Trustee Heyen seconded, unanimously carried to appoint Mark Kristansen to the Code Review Committee.

3. Fayette Street Rehabilitation – Mayor Wexler shared that he has received numerous comments from residents of Fayette Street as to how pleased they are with the rehabilitation work done by the DPW. Job well done.

3. Library Budget – Mayor Wexler urged the Board to come to a resolution on the library budget

proposed by the Library Board of Trustees. He said he had his monthly breakfast with the Supervisors this morning. The Town of Sweden and the Town of Clarkson agreed to the proposed 11% increase. This includes beginning to pay towards the Village handling all of the bookkeeping, payroll and personnel related matters that according to the intermunicipal agreement made many years ago was supposed to rotate every 5 years but never has. It also includes lawn/landscape services and being open 7 days per week.

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Mayor Wexler said the Library Director and Board has been waiting for the Village Board to make a decision. He said he spoke with Trustee Heyen, liaison to the Library as well as Library Director Guthrie. He reminded the Board that the Library budget and operations run on a calendar year and that January 1<sup>st</sup> is not far off. Mayor Wexler said with a Trustee missing tonight he has a feeling that a motion would not pass tonight. He asked the Board if there are any remaining comments, questions or concerns that can be forwarded to the Library or the Towns so that a vote can be taken at next week's workshop meeting.

Trustee Castañeda said she has no further questions and is prepared to vote tonight, but is willing to postpone to next week's meeting since Trustee Maziarz is not here tonight. She said it is an important service to our community and its children. She said she believes the 11% increase is fair and necessary.

Trustee Heyen asked how the Village Board feels about the \$1,167 per municipality payment plan for financial and personnel related services. She said the Village has done this for 17 years without remuneration, rather than rotating it to the Towns every five years. Mayor Wexler said it would be part of their portion of the Library budget. There are concerns as to whether the Village is paying twice by paying for it and doing the work. Trustee Heyen said this point needs to be remedied and a permanent solution put into place and the appropriate Library by-laws / intermunicipal agreement changed.

Mayor Wexler said he could call the Town Supervisors with this concern and any others. Trustee Heyen said it's really not a question for the Towns; it's for the Village Board. Trustee Wagenhauser said he does not take budget directions or orders from the Town of Sweden, Town of Clarkson, or any other municipality. It is not necessary to ask them how to spend the Village taxpayers' money. He said the whole concept of the Mayor asking for their direction is rather inappropriate.

Mayor Wexler expressed concern of the potential ramifications if the Village Board votes down a budget that the Towns have approved. He asked the Board to be prepared to render a decision at next week's meeting.

4. Main Street Rehabilitation Committee – Mayor Wexler requested that the Main Street Rehabilitation Committee Chair Bob Ryan and Liaisons (Trustees Maziarz and Castañeda) forward its recommendations to date to the Village Board.
5. Workshop – Mayor Wexler asked the Board to be prepared to render a decision regarding the Library budget and the health insurance issue regarding 6 specific Police Department retirees at the next workshop meeting.
6. Parking Tickets – Mayor Wexler shared that he, Manager Coyle and Police Chief Varrenti were invited to attend a meeting with Town of Supervisor Lester regarding Village parking tickets. He said Manager Coyle was unable to attend. Sweden Judge Cody turned out to be a part of the meeting as well. He asked Chief Varrenti to brief the Board on the meeting.

Chief Varrenti apologized for being late, but the Village Board changed the night of this particular meeting, and it is a night he teaches at SUNY Brockport. He asked for a moment to briefly update the Board on part time police staffing before getting into the parking tickets issue. Chief Varrenti reported that new part time officer Richard Cranston is doing well and will soon complete his FTO. He said the interview process has taken place on a woman who is a former Monroe County Sheriff's Deputy. Since her employment was more than 2 years ago, a background investigation is being done. He hopes to return to the Board with a request to hire her sometime in January. Chief Varrenti said the Department would then be up to 4 part time officers. He said he looks to the Board for direction as to whether they wish him to pursue even more part timers. He reminded all that he has no crystal ball as to how long they will stay, how many hours they will provide and the like, and that the hiring, training and outfitting of part time officers is not without cost.

Back to parking tickets – Chief Varrenti shared that about a month ago he was asked to meet with Town of Sweden Supervisor Lester and Finance Director Strabel regarding Village parking tickets. They met briefly and expressed their concerns regarding parking ticket adjudication, record keeping and collection. He said there have apparently been several clerical changes in the Town Court, that he said are frankly, not his business. He believed

Supervisor Lester was really speaking on behalf of Judge Cody. Chief Varrenti said he suggested involving Mayor Wexler and Manager Coyle. Therefore, another meeting was set up that included Supervisor Lester, Finance Director Strabel, Mayor Wexler, Manager Coyle and Chief Varrenti. Manager Coyle was unable to attend and Judge Cody attended, and for all intents and purposes, ran the meeting. He presented a box of what he called unpaid Village parking tickets. The box may have contained as many as 1,000 tickets. He said in briefly looking through it, he only saw 2006 and 2007 dates, but there may have been tickets older than that.

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Chief Varrenti wanted to bring the Board up to speed on the issue and wondered if doing so in executive session would be appropriate. Mayor Wexler said it was determined to do so as part of the regular meeting. Chief Varrenti said it seems as though there may be a communication breakdown regarding paid vs. unpaid parking tickets. He said the parking tickets the Officers write show a license plate number, not the name and address of the driver or the vehicle's owner of record. Therefore, the Court can't seem to match people with tickets. Additionally, scofflaw does not seem to be imposed. He explained that a person is declared a scofflaw when they have a certain number of delinquent tickets. It basically makes it difficult for them to renew their vehicle registration. He said he honestly doesn't fully understand the ticket collection process, but stressed that his job as Police Chief is not to bring in revenue. That being said, he understands that 1,000 parking tickets could total fines of \$30,000 to \$50,000. That is lost revenue for the Village. He said he and Manager Coyle will be looking into this further, and although it is the Court's job to deal with the issue, they will move forward to help determine what is broken and work towards fixing it.

Trustee Castañeda said she thought in the past the Village Attorney handled parking tickets. Chief Varrenti said a Village Attorney only gets involved with litigation. When someone contests a ticket, he acts as Village Prosecutor. Trustee Castañeda said she thought there was also involvement by a third party. Manager Coyle said the Village employees an agency to assist with the collection process of delinquent tickets. He reminded the Board that they sign off on the bills from the agency called Statewide Computer. The bills list the number of tickets handled each month. He said it seems there may be a disconnect between the Town Court Office and this agency. Trustee Castañeda asked if there isn't a piece of equipment that would include putting the violator's name and address on the ticket. Chief Varrenti said there is and Judge Cody has proposed such. They are handheld scanners that when the registration or plate is scanned, it matches the owner's name and address and prints the ticket. He said it is done elsewhere and he and Manager Coyle will be looking into it.

Trustee Wagenhauser said while it's good to look at this to correct future problems, but he expressed concern that 1,000 or more tickets lie in a box in a backroom at Court. Mayor Wexler said it needs to be determined where this is breaking down.

Clerk Morelli, having inherited parking ticket collection upon her hiring in 1999 shared that the Village Clerk's Office handled it until mid 2003. She explained the process as she knew it. It was discovered in 2003 that since the Village of Brockport did not have it's own justice court; it had no jurisdiction in the collection of parking tickets. This function lies with the Town Court and was transferred to them as of June 1<sup>st</sup> 2003. However, all fines and late penalties collected from parking tickets, just like Village ordinances, are Village revenues. Although municipalities are not legally bound to utilize a collection agency regarding delinquent tickets, it has been in the best interest of the Village to do so. Therefore, the Village covers the cost of such post judgment collection device and arranged for representatives of the agency (Statewide Computer out of Pearl River, NY) to provide training and assistance with the transition to the Sweden Court Clerks. The Village continues to employ a prosecuting attorney for parking ticket and Village ordinance hearings. Clerk Morelli explained that the Village Board at that time upon advice of counsel granted amnesty to delinquent parking tickets that pre-dated the year 2000 as it was determined that tickets that old were unlikely to be paid and to assist in making a smooth transition to Town Court. Clerk Morelli said a parking ticket does not need to include the name and address of the vehicle owner. It shows the license plate number and vehicle description. The third party agency is responsible for data entry and matching up the information with NYS DMV records. Again, this was all part of the training of the Sweden Court Clerks at the time of the transition June 1, 2003. Whether the process was followed completely or information was passed down when personnel changed is unknown. She recommended that the representative from Statewide Computers be contacted and that perhaps shopping around for a replacement vendor would be worthwhile.

Chief Varrenti said the Brockport Police Department issues an average 2,000 parking tickets per year. It is a busy college town. Ogden, in comparison, averages 200 parking tickets per year. At a minimum \$30 fine, that is \$60,000 to \$95,000 in revenue. Chief Varrenti commented that he has great respect for Judge Cody and said it took a lot for him to come

forward and say there's a problem. However, as Police Chief, Chief Varrenti said he works for the Village of Brockport and is concerned that there is a lot of revenue being lost and perhaps justice not being administered fairly. He said having heard what Clerk Morelli shared, particularly regarding a past Village Board having granted amnesty to people with old parking tickets, it really gets his blood pressure up. He said it is almost as if violators were rewarded for not paying their parking tickets, thereby penalizing those violators who did the right thing and paid their tickets. Although, he said he understands the philosophy of making a smoother transition from the Village Hall handling parking ticket collection to the Town Court handling it. However, he said this is another reason why two and a half years ago he recommended to the Village

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Board and Village Manager to give serious thought about establishing its own municipal court. He said in looking into this, he learned that all other municipalities that have their own law enforcement agency also have their own municipal court. He said he is not simply suggesting to do so because all others do, but to be held accountable with checks and balances. To not consider it would be remiss. He said there are revenue opportunities, but even if the Village broke even financially, it comes down to a matter of justice. Chief Varrenti wondered if the Village Board would give more credence to the recommendation if every other Village in New York State with their own Police Department were found to have their own court.

Chief Varrenti said the situation would be looked into further to see where the breakdown occurs. He said the Town of Sweden said it costs them a lot, but more so, it costs the Village. He said he is astonished to learn that the Village Clerk's Office handled it here for so many years and commended them for doing so.

Trustee Heyen asked if the Town of Sweden gets any portion of the parking ticket revenues. Manager Coyle said the Village gets all fines related to parking tickets and violations of Village ordinances. Trustee Heyen said she wonders if this could have been caught sooner and what kind of checks and balances are in place. It is troublesome that it sounds like they happened to find a box of tickets. She wondered if the third party agency recognized such a drop off in collections.

Mayor Wexler said for whatever reason, the current system seems flawed and a lot of money is being lost. Our Police Department is putting in the time issuing tickets. They anticipate the fines will be collected. Whether our direct responsibility or not, we owe it to the taxpayers to help to resolve the situation. He said if it comes down to him as Mayor having to contact NYSDMV to match numbers with names and addresses, maybe he could send out delinquent letters. Clerk Morelli reminded him that is what the Village pays the third party agency to do and maybe it is time to shop around for this service to be sure we are getting the best service possible. It has been done for other services with success.

Chief Varrenti said he realizes that his past recommendation to the Village Board that they consider establishing their own municipal court, may have upset the Town Judges, but he will continue to recommend it. Then, the Village would have control over its own entity and handling of violations. A surcharge can be added to the fine to help fund the operating expenses of the Court.

Trustee Wagenhauser asked Mayor Wexler about a plan of action. Trustee Castañeda said the Town came to the Village and made us aware of a problem. Mayor Wexler said he and Manager Coyle have a meeting scheduled for November 29<sup>th</sup> with a representative from a more locally based third party agency regarding parking ticket collection. It turns out the agency was referred by Judge Cody. He commended Chief Varrenti and Manager Coyle and said he looks forward to their evaluation and recommendation.

Manager Coyle stated that he has previously expressed concern that the Town only forwards a check for parking ticket collection to the Village once per year, rather than monthly as with other fines for violations of Village ordinances.

7. Potential of Courts Consolidation – Chief Varrenti commented that he is a little taken aback that as the Chief Law Enforcement Officer no one consulted him of the potential of the consolidation of courts that is being considered. Trustee Wagenhauser asked what he was referring to. Chief Varrenti said he was told by a Judge that the Town of Sweden Supervisor wrote to the Towns of Clarkson and Hamlin Supervisors regarding abandoning the municipal courts and creating a district court. He said this would be important to talk about and have the appropriate parties weigh in.

Trustee Wagenhauser said this is the first he's heard of it. Trustee Heyen also said this is the

first she's heard of it. She suggested getting a copy of the letter in question. Mayor Wexler said the first thing Supervisor Lester said to him at their monthly breakfast meeting this morning was "If you want the Court, you can have it."

**PUBLIC COMMENT:** None

**Executive Session:**

⇒ At 8:40pm, Trustee Wagenhauser moved, Trustee Heyen seconded, unanimously carried that the Board of Trustees of the Village of Brockport enter into an executive session to discuss legal matters.

⇒ At 8:49pm, Trustee Wagenhauser moved, Trustee Castañeda seconded, unanimously carried that the Board of Trustees re-enter the regular meeting.

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I, Leslie A. Morelli, Clerk for the Board of Trustees of the Village of Brockport, do hereby certify that the Board met in an executive session and did discuss the matters as expressed in their motion, and I further certify that no formal action regarding public funds was taken thereon.

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Leslie Ann Morelli, Village Clerk

**AUDIT:**

➔ Trustee Wagenhauser moved, Trustee Castañeda seconded, unanimously carried that the bills be allowed and paid upon audit.

	<u>Check Date</u>	<u>Check #</u>	<u>Amount</u>
<u>Village</u>	10/4/07	175937	253.01
	10/15/07	175940	282.75
	10/17/07	176014	2,307.35
	10/17/07	176016	300.00
	10/17/07	176017	35,000.00
	10/17/07	176018	40.00
	11/21/07	176113-176172	42,289.09
<u>Fire</u>	10/1/07	175915	108.15
	10/15/07	175939	92.70
	10/16/07	176013	50.00
	11/21/07	176173-176190	6,632.55
<u>Third Party Billing</u>	11/21/07	1124-1132	13,776.14
<u>Capital Projects</u>	10/4/07	2144	1,818.18
	11/21/07	2160-2164	26,154.14
<u>Water</u>	11/21/07	1858-1866	45,953.50

**ADJOURNMENT:**

➔ Trustee Heyen moved, Trustee Castañeda seconded, unanimously carried that the meeting be adjourned at 8:50pm. Mayor Wexler wished Happy Thanksgiving to all.

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Leslie Ann Morelli, Village Clerk