

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 3, 2003 at 7:00pm.

PRESENT: Mayor Josephine C. Matela, Trustees Morton Wexler, Norman J. Knapp; and Peter C. DeToy, DPW Superintendent Bradley B. Upson, Building/Zoning Officer Scott C. Zarnstorff, Police Chief Daniel P. Varrenti, Treasurer Scott D. Rightmyer, Clerk Leslie A. Morelli.

EXCUSED: Trustee James E. Whipple, Planning Board Chair / Economic Development Coordinator Scott Winner

ALSO PRESENT: Village Attorney Edward W. Riley, Deputy Fire Chief Chris McCullough, Jim Hamlin, John Lessord, Ken Pike, Bill Weber, Terri Green (Brockport Post), Robbie Hess (Suburban News), Ray & Jackie Morris, Fred Webster.

CALL TO ORDER: Mayor Matela called the meeting to order and led the Pledge to the Flag. Mayor Matela reminded everyone that tomorrow is general election day and to get out and vote. Trustee Wexler asked the students in the audience if they wished to introduce themselves. Jay and Bob said they were from the SUNY Brockport radio station.

REVIEW OF MEETING MINUTES: Mayor Matela called for any additions or corrections to the minutes of the regular meeting and special meeting held October 20, 2003.

- ➔ Trustee DeToy moved, Trustee Knapp seconded, unanimously carried that the minutes of the meeting held October 20, 2003 be approved as written.
- ➔ Trustee DeToy moved, Trustee Wexler seconded, unanimously carried that the minutes of the special meeting held October 20, 2003 be approved as written.

PUBLIC HEARINGS: None

PUBLIC INFORMATION MEETINGS: None

PUBLIC COMMENT: None

GUESTS: None

DEPARTMENT REPORTS:

- A. PUBLIC WORKS / COMMUNICATIONS CENTER – Superintendent Bradley B. Upson
1. Resolution accepting resignation of part-time dispatchers Keith J. Mitchell & Mark B. Porter – B. Upson asked that Keith Mitchell and Mark Porter be removed from the list of part-time dispatchers. They have never put in any hours or responded to correspondence.

→ Trustee DeToy moved, Trustee Knapp seconded, unanimously carried accepting the resignation of Keith J. Mitchell and Mark Porter as part-time dispatchers.

2. Resolution authorizing DPW to participate in Career Exploration Internship Program at BCSD & accept Scott D. Mattison as an intern – B. Upson shared that he was asked by Brockport High School to be a mentor to a student in the Career Exploration Internship program that is interested in a possible career in Civil Engineering. He would receive no pay, would put in up to 12 hours per week depending on his school schedule

Trustee Knapp commented that it sounds like a good program and asked if it was new. B. Upson said he did not know, but he thinks it is the first time the DPW has been asked to participate. Trustee Knapp asked what tasks the intern would be performing. B. Upson said he would be introduced to surveying and how to apply engineering principles in the field. He would be measuring buildings, doing ride alongs, etc. Trustee Knapp inquired as to insurance coverage and asked if Brian Baty had been consulted. B. Upson said he had not asked B. Baty, but believes the School program would cover the student. B. Upson said he would inquire about insurance.

→ Trustee Knapp moved, Trustee Wexler seconded, unanimously carried authorizing the DPW to participate in Brockport High School's Career Exploration Internship Program and accept Scott D. Mattison as an unpaid intern.

3. Resolution approving reduction #3 to Irrevocable Standby Letter of Credit #0019443 re: Remington Woods and execute Certificate of Release – B. Upson asked that this item be tabled.

B. POLICE DEPARTMENT – Chief Daniel P. Varrenti

1. Agenda Items – Chief Varrenti asked for clarification as to when Department Heads need to ask the Village Board for authorization, approvals, motions, and resolutions. He said there are

some things he wouldn't think to bring before the Village Board – such as an unpaid internship like B. Upson discussed tonight. He said he has not kept the Board up to date at each meeting or requested motions on SPARTAC or Explorer Post membership. Everything is outlined in his comprehensive quarterly reports. Trustee Knapp asked how other Boards do it. He said he was not aware of other Law Enforcement Agencies who need to ask permission for everything of their Town or Village Boards. Mayor Matela said General Municipal Law and NYCOM spells out some of this. Trustee Wexler suggested Chief Varrenti work with his liaison (Trustee DeToy) on this and be sure at least he is aware of various items so the Board is not caught by surprise. Trustee DeToy said the Village Board likes to be kept informed, but does not necessarily need to micro-manage each department.

2. Speed Trailer – Chief Varrenti reported that the Police Department would be receiving a 100% grant from Assemblyman Reilich's office of \$3,500 for the purchase of a speed trailer – portable speed enforcement equipment. The Village will lay out the funds for purchase and will be reimbursed in December. Once the equipment is in, they will do a press release with the Assemblyman. Deputy Chief McCullough said the Assemblyman has also promised the Brockport Fire Department some grant money for extrication tools. They will also do a press release. Mayor Matela said these are great bits of news. It is great to get support from our higher elected officials.

C. BUILDING / ZONING / CODE ENFORCEMENT - Scott C. Zarnstorff – No report.

D. FIRE DEPARTMENT – Deputy Chief Chris McCullough

1. Membership Adds/Drops/Transfers – None
2. Call Load – Fire Calls: 734 year to date Ambulance Calls: 1,339 year to date
3. Authorize advertise for sale of Truck 2312 – Deputy Chief McCullough said the new fire truck is on order and they will not stop use of the current one until it is in, but they want to be ready to sell the current truck. He asked for authorization to advertise for bids for the sale of Truck 2312. He will get the information to Clerk Morelli.

→ Trustee DeToy moved, Trustee Wexler seconded, unanimously carried authorizing the advertisement of acceptance of bids for the sale of Truck 2312.

4. Consolidation of 5 Companies – Mayor Matela shared that the Fire Department's Consolidation Committee has been working for approximately 4 years on the concept of disbanding the 5 individual fire companies and consolidating into one company to be known as the Brockport Fire Department, Inc.

→ Trustee Wexler moved, Trustee DeToy seconded, Trustee Knapp in favor, Mayor Matela in favor, Trustee Whipple absent, carried to approve the continuation of the Brockport Fire Department Consolidation Committee to move forward with the process of consolidation of the 5 companies to become the Brockport Fire Department, Inc.

E. TREASURER - Scott D. Rightmyer

1. Fire Budget – Treasurer Rightmyer shared that he and Mayor Matela have been working on the fire budget line by line. Deputy Chief McCullough said he has some numbers he would like them to take a look at regarding the building survey they had done.
2. Excellus / BCBS – choose option to replace Blue Choice Senior – Treasurer Rightmyer said the Board has had the information packet for some time, but has not gotten to it in a workshop setting yet. Time is drawing near when the Village will need to make a choice regarding what plan will replace what is currently known as Blue Choice Senior. There are 8 retirees affected. Discussion took place as to the annual savings to the Village being \$12,144 to \$13,584 depending on which of the 3 options they choose. As of January 1st, 2005, Blue Choice Senior will no longer exist. He recommends making the changes now instead of waiting a year.

Trustee Knapp asked what impact this has on the individual retirees. Treasurer Rightmyer said the Blue Choice Senior prescription plan is very poor, but the new options do not offer a prescription allowance at all. Trustee DeToy asked if there is a rider available. Treasurer Rightmyer said nothing is mentioned about a rider, but he can check on it. Trustee DeToy said ones senior years are usually when more prescriptions are required and less income is available. All agreed it is a sad state of affairs. Mayor Matela suggested Treasurer Rightmyer check with the retirees as well as those soon to retire for their feedback. Trustee DeToy also questioned if Medicare, as the over 65 primary insurer, offers a prescription plan. Trustee Wexler said he is not sure since if Medicare doesn't cover something, he is covered by his plan through the Brockport Central School District. Trustee Wexler said he just received something in the mail from Medicare and will give a copy to Treasurer Rightmyer for a contact number to

check into. Board said they would address this further at an upcoming meeting.

MINUTES OF MEETING HELD November 3, 2003 continued.....page 3

- 3. Unpaid Village Taxes – Certificate of Surrender to Monroe County – Treasurer Rightmyer said the Village has finished collecting 2003 Village taxes as of October 31st. There are ___ unpaid 2003 Village tax bills which total \$97,447.74 plus interest of \$8,770.30 for a grand total of \$106,218.04. The Kleen Brite Laboratories bills total over half of that. He asked for authorization and signatures on the certificate of surrender to Monroe County. The Village will get its money and the County will re-levy these taxes onto the property owners January 2004 Town and County tax bills.

→ Trustee DeToy moved, Trustee Knapp seconded, unanimously carried authorizing the certificate of surrender to Monroe County for the unpaid 2003 Village taxes.

- 4. Deferred Compensation Plan – Treasurer Rightmyer shared that it is time to amend and restate the Model Plan for the Deferred Compensation Plans.

→ Trustee DeToy moved, Trustee Knapp seconded, unanimously carried adopting the following resolution and authorization the Mayor to sign subject to the Village Attorney’s approval.

Resolution to Amend and Restate the Model Plan

WHEREAS, the New York State Deferred Compensation Board (the "*Board*"), pursuant to Section 5 of the New York State Finance Law ("*Section 5*") and the Regulations of the New York State Deferred Compensation Board (the "*Regulations*"), has promulgated the Plan Document of the Deferred Compensation Plan for Employees of the Village of Brockport (the "*Model Plan*") and offers the Model Plan for adoption by local employers;

WHEREAS, the Village of Brockport, pursuant to Section 5 and the Regulations, has adopted and currently administers the Model Plan known as the Deferred Compensation Plan for Employees of the Village of Brockport;

WHEREAS, effective January 1, 2003, the Board amended the Model Plan to adopt provisions relating to regulations pertaining to Section 457 and Section 401(a)(9) of the internal Revenue Code, technical amendments to the Economic Growth and Tax Relief Reconciliation Act of 2001 ("*EGTRRA*") as they apply to the Model Plan and to adopt modifications that update certain administrative provisions;

WHEREAS, the Board has offered for adoption the amended and restated Model Plan to each Model Plan sponsored by a local employer in accordance with the Regulations; and

WHEREAS, upon due deliberation, [Name of Local Employer] has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for Employees of the Village of Brockport adopting the amended and restated Model Plan.

NOW, THEREFORE, BE IT

RESOLVED, that the Village of Brockport hereby amends the Deferred Compensation Plan for Employees of [Name of Local Employer] effective November 3, 2003 by adopting the amended and restated Model Plan effective January 1, 2003, in the form attached hereto as Exhibit A.

IN WITNESS WHEREOF, the undersigned have executed this Resolution in Monroe County, New York this 3rd day of November 2003 and directed that it be filed as appropriate.

Josephine C. Matela, Mayor

- F. CLERK - Leslie A. Morelli – No report.
- G. ATTORNEY – Edward W. Riley / DEPUTY ATTORNEY – Frank A. Aloï – No report.
- H. ECONOMIC DEVELOPMENT – Coordinator R. Scott Winner (excused)

SUPPORT BOARDS REPORTS:

- A. PLANNING BOARD – Chair R. Scott Winner (excused)
- B. LIBRARY BOARD – President Sean Wilcox (absent)
- C. ZONING BOARD OF APPEALS - Chair Jennifer Skoog-Harvey (absent)

VILLAGE BOARD REPORTS:

- A. Vice Mayor Wexler
 - 1. Leaf Pick Up - Trustee Wexler asked for clarification on leaf pick up. B. Upson said leaf pick up would continue until the leaves stop falling or the snow sets in, whichever comes first. They can be bagged in clear plastic bags or raked to the right of way, not blocking drainage.
- B. Trustee Whipple (excused)
- C. Trustee Knapp – No report.
- D. Trustee DeToy
 - 1. Paid Ambulance – Trustee DeToy shared that the committee continues to work on rules and procedures for the paid ambulance staff, which covers 6am to 6pm. They are also looking at options of outsourcing staff administration by Rural Metro, Monroe, Burns, or the like. The administrative end has been burdensome. All options are being explored to get the most for the money. Village Attorney Riley provided a memorandum of feedback and is reviewing many contracts.
- E. Mayor Matela
 - 1. Executive Session – Mayor Matela requested an executive session to discuss collective negotiations pursuant to Article 14 of the Civil Service Law (the Taylor Law).

⇒ At 7:50pm Trustee DeToy moved, Trustee Wexler seconded, unanimously carried that the Board of Trustees of the Village of Brockport enter into an executive session to discuss collective negotiations.

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.

Leslie Ann Morelli, Village Clerk

→ At 8:55pm Trustee Knapp moved, Trustee DeToy seconded, unanimously carried that the Board of Trustees of the Village of Brockport exit executive session and return to the regular meeting.

AUDIT:

→ Trustee DeToy moved, Trustee Wexler seconded, unanimously carried that the bills be allowed and paid upon audit.

<u>Village</u>		
Date	Check #	Amount
11/2	168567	233.13
10/23	168563-565	4,686.14
10/21	168561	25.00
11/2	168571-613	29,359.33
11/3	168638-640	1,557.50
<u>Fire</u>		
11/3	168614-637	33,678.59
10/23	168566	221.74
<u>Third Party Billing</u>		
11/3	195-203	2,789.84
<u>Capital Projects</u>		
11/3	1615	43,184.00

ADJOURNMENT:

→ Trustee DeToy moved, Trustee Wexler seconded, unanimously carried that the meeting be adjourned at 9:00pm.

Leslie Ann Morelli, Village Clerk