

Special 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, Friday, September 19, 2003 at 9:08am.

PRESENT: Mayor Josephine C. Matela, Trustees Morton Wexler, Norman J. Knapp, DPW Superintendent Bradley B. Upson, Treasurer Scott D. Rightmyer

EXCUSED: Trustees James E Whipple, Peter C. DeToy, Police Chief Daniel P. Varrenti, Building/Zoning Officer Scott C. Zarnstorff, Clerk Leslie A. Morelli.

ALSO PRESENT: Donald Hibsich, Scott Arend, Richard Lingg

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

Mayor Matela stated that the reason for the special meeting was to reconsider release of \$39,639.53 from the letter of credit for the Havenwood Meadows Section 3 Subdivision that was denied at the regular meeting of the Board of Trustees on September 15, 2003 on the basis that the contractor was not abiding by the direction of the Village Planning Board and not using East Avenue as an entry point to the site now that the twin culverts were placed correctly. The Mayor also stated that notices were placed, or attempted to be placed, in all possible newspapers.

Scott Arend stated that the problem was his fault, miscommunication between he and his employees, who thought it was okay to use Candlewick Drive to drop off some equipment. Mr. Arend stated that he has not constructed a fence across the end of the street, talked to Trustee Peter DeToy, and handed out letters of apology to the surrounding neighbors. Scott cleared Donald Hibsich of any part in the error, and further stated that all further entry to and exit from the site will be by way of East Avenue.

Mayor Matela stated that the Village had Tom Carpenter of Chatfield Engineers check the site again on Thursday, September 18, 2003 to be sure that the culverts were properly installed and able to be included in the roadbed.

Trustee Wexler stated that the Board is in full support of the project, but the members get calls both ways, especially when people perceive that construction is not proceeding as directed by the Village.

Trustee Knapp reiterated Trustee Wexler feelings.

⇒ Trustee Knapp moved, Trustee Wexler seconded, unanimously carried that approval be given for the release of \$39,639.53 from the letter of credit held by Pavilion State Bank for D&S Developers – Havenwood Meadows Section 3.

Donald Hibsich commented that a statement was made at the Board meeting on September 15th, that attributed a “bad track record” to his projects. Mr. Hibsich said he has been doing work in the area for more than twenty years and that he feels he has a very good track record over the years. Mayor Matela stated that she was the one that made the statement at the meeting on the 15th, but intended the statement to cover only this project. Mr. Hibsich replied that the original plans for location of the culverts

was signed off on by the Planning Board, Supt. Upson, and Chatfield Engineers, meaning that the fault is not his alone, but that he and Mr. Arend have eaten all of the cost to correct the error. He did admit that there were some minor mistakes made, but that this major one was lies on the shoulders of many. Don further stated that working today is like being under a big microscope, and that projects do not flow as easily as they once did.

Mayor Matela reiterated what Trustees Wexler and Knapp stated earlier, that she and the Board really want this project to succeed. The construction is needed to broaden the Village tax base and keep older resident from moving to the east side of Rochester to have retirement style homes.

Trustee Knapp moved, Trustee Wexler seconded, unanimously carried that the meeting be adjourned at 9:18am.

Scott D. Rightmyer, Deputy Village Clerk