

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, May 7, 2007 at 7:00pm.

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

EXCUSED: 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, Jim Sutton, David Enos, George & Gail Brocious, Mary Jo Nayman, Gary Inzana, Paul & Cathy DeFelice, Rob Blair, Roger Young, John & Claudia Hagenah, Linda Borrayo, Norman GianCursio, Tony Perry, Robbie Hess (Suburban News), Jessica Gaspar (Brockport Post).

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 regular meeting held April 9 & April 16, 2007.

- ➔ Trustee Wagenhauser moved, Trustee Castaneda seconded, Trustee Maziarz abstained due to absence, carried that the minutes of the meeting held April 9, 2007, be approved as written.
- ➔ Trustee Castaneda moved, Trustee Heyen seconded, unanimously carried that the minutes of the meeting held April 16, 2007, be approved as amended.

Regarding April 2, 2007 meeting minutes that were approved April 16th, Trustee Heyen commented that the section where Trustee Castaneda supposedly quoted NYCOM's Wade Beltramo remains inaccurate as to which are Trustee Castaneda's statements and which are Wade Beltramo's. Trustee Heyen stressed the importance of attributing it correctly.

Trustee Castaneda said it should read as follows:

While it is true that.....at least acknowledged and addressed. Wade Beltramo of NYCOM...

PUBLIC HEARINGS: None

PUBLIC INFORMATION MEETINGS: None

PUBLIC COMMENT:

1. George Brocious of 340 Stony Point Road Rochester introduced himself as a Village taxpayer as the owner of 3 rental properties in the Village, 2 of which have been targeted by selected code enforcement stating that he is violation of the Village Code regarding occupancy of no more than 3 unrelated people in a rental. He submitted a packet to Village officials on April 25th and indicated that he would be attending tonight's meeting. He asked for sufficient time, but was told he would be afforded 3 to 5 minutes only under public comment.

G. Brocious said it is common knowledge as evidence by BSGonline.org and other sources such as advertisements in local papers that many rental units in the Village of Brockport are blatantly in violation of Village Code regarding the number of residents allowed. He said he would like to know why the Village chooses not to enforce this code across the board. He said his November 2, 2006 letter to the Village he asked for an opportunity to sit down and talk about the measures he has taken to meet the Village Code. He said he never received any response. He said he would have thought it would be in the best interest of the Village to avoid time and money on litigation. G. Brocious said from his layman's standpoint, his packet shows approximately 181 possible code violations. He said Manager Coyle has stated that the Village is consistent and does not selectively enforce the code. G. Brocious said he is perplexed as to why the Village doesn't investigate the other violators if it doesn't practice selective enforcement.

G. Brocious shared that his packet supplied the Village with exhibits A through J:

Exhibit A – Village definition of a family

Exhibit B – Real property to be investigated for possible violation of Village Code 58-2(b), 36-2(a)(2) and real property possibly being used as a rooming house / boarding house when they are not zoned as such.

Exhibit C – Housing list for Fall 2007 – possible code violations?

Exhibit D – Spring semester housing list for January 2007 – possible code violations?

Exhibit E – Advertising in local papers – possible code violations?

Exhibit F – Advertisement in Craigslist.org – possible code violations?

Exhibit G – Possible code violations listed on Homesteadnet.com?

Exhibit H – Letter dated 11/2/06 to the Village Board that was never responded to – why not?

Exhibit I – I would like to know if the Village notifies residents, owners and neighbors when the existence of a drug lab is known, or when in the past a drug lab has existed in the Village? Does the Village notify any other governmental agency? If so, who? Is the Village required to notify any governmental agency and/or Village residents? If so, who?

Exhibit J – Copy of one day's stops by Brockport Assistant Code Enforcement Officer. See exhibit for questions regarding same.

Regarding Exhibit I, G. Brocious said he is concerned that toxic chemicals could have been released into the air and hazardous waste released in the sewer system. He said if he lived near such a possibility, he would want to know.

G. Brocious said he has worked to meet the Village Code. He said last year the Village's employee testified in court that he was notified as he was supposed to have been.

In conclusion, G. Brocious said he believes the Village is practicing directed, selective enforcement and that he has been targeted. He thanked the Board for their time and said he would be back at the next meeting in anticipation of a progress report. He said any interested parties should contact the Village Hall for a copy of his packet.

GUESTS:

1. Sidewalk Café Permit applicants – Mythos Café – 77 Main Street – David Enos of Shore Acres Road in Hilton introduced himself and said he and Drew Connor are the new owners of Mythos Café. He said they would like to place 4 tables on the sidewalk for outdoor dining.

Trustee Maziarz said the Board typically approves 2 tables and 8 chairs due to the limited space. D. Enos said the 2 tables the former owners used are really too big and they would prefer to use 4 smaller tables for 2. This way there would be 4 small tables with a total of 8 chairs. Trustee Wagenhauser asked if that would fit. D. Enos said it would fit fine. Trustee Maziarz said 4 tables for 2 sounds like a good compromise to 2 tables for 4.

- Trustee Wagenhauser moved, Trustee Castaneda seconded, unanimously carried to grant the sidewalk café permit for a total of 4 small tables and 8 chairs.

BISCO Representative Rob Blair – Annual Arts Festival 8/11 – 8/12 – Rob Blair introduced himself as the current President of BISCO. His BISCO involvement dates back 6 years. He thanked the Village Board and staff for their past support of the Arts Festival which is a fine example of partnership and collaboration of Rotary, Kiwanis, Lions, Elks, Lakeside Health System, SUNY Brockport and the Village of Brockport. He requested approval to close Main Street from the canal bridge to the firehouse at the 5 corners on Saturday, August 11th and Sunday, August 12th. The festival will be arts, crafts, food, and entertainment and Cool Kids Day on Saturday and the Duck Derby on Sunday as in the past. New this year is a possible wine tasting and antique event on Sunday. R. Blair thanked Trustee Maziarz for working hard with BISCO on the planning. R. Blair said the event also serves as somewhat of an open house for the Village of Brockport and Town of Sweden as it brings in many newcomers to our area. It is considered a soft economic development tool that shows what the community has to offer. R. Blair said this annual event is the most important fundraiser they have. R. Blair said he understands that there are some costs involved with the closure of Main Street by way of Police and Public Works overtime, but any costs incurred are offset by the many community projects BISCO has funded over the years.

Trustee Wagenhauser asked if there is any chance of placing the vendor booths at the curb rather than in the center of Main Street. This way, emergency vehicles would have a lane to be able to get down Main Street if needed. R. Blair said that would require some logistical reworking and would not be in the best interest of the festival or the merchants. He said BISCO has worked with the Fire Department on alternate routes in case of emergency. He said he understands and respects the need to plan for the worst-case scenario, but asks that officials be

reasonable and not give in to the extreme “what ifs”. Trustee Wagenhauser said he imagines planning involves the Police Department and Fire Department. Trustee Maziarz said it is worth noting that a Fire Department representative serves on BISCO. R. Blair said written comments have been requested of the Police Department and Fire Department. He said they want to provide a safe, flowing, and cost effective festival. A layout will be provided to all once it is prepared.

Trustee Castaneda asked who serves as the actual event organizer. R. Blair said BISCO. He said Jeff Springut of the Springut Group is the hired promoter who schedules the vendors and handles the publicity. Trustee Castaneda asked if they have ever surveyed the merchants to see if it really brings in more money for their businesses. R. Blair said they have not done so formally and cannot provide any hard data. However, it really depends on the merchant. For example, a hair salon might not see any increase since people attending the festival are not here to get their haircut. However, the restaurants and shops that serve ice cream do see an increase. For many, it makes people aware of the shops available which may entice them to return in the future. R. Blair said a representative from the Brockport Merchants Association serves on BISCO. He said they would be drafting a letter to the merchants encouraging them to participate by keeping their shops open during the festival. Trustee Castaneda asked how much the event makes each year. R. Blair guesstimated \$45,000 to \$50,000. He said it is a big event. It is what BISCO does. Trustee Castaneda said it is a great event and she is not suggesting drastic changes. She shared that SUNY BSG reimbursed the costs incurred by the Village for the May 4th Brock the Port event. She asked if BISCO would be willing to do the same. R. Blair said that would simply “rob Peter to pay Paul” by taking money away from community programs. He said those programs are a quality of life issue that helps make it worth living in the Village of Brockport. Trustee Castaneda said she had some contact with Police Chief Varrenti and DPW Superintendent Donahue regarding the costs of closing Main Street. Chief Varrenti estimated 3 officers on overtime at a cost of \$2,160.

Trustee Wagenhauser said it is worth spending \$2,000 to get tens of thousands of dollars back. He said BISCO has 501C3 status making it a non-profit service organization. The money made is returned to the community. Trustee Wagenhauser said he is thankful to BISCO.

Trustee Castaneda said she doesn't know how reimbursement could be asked of SUNY BSG but not from others. Trustee Maziarz said there is a difference between an event and a fundraiser. BISCO's Arts Festival is a fundraiser. She said the return on the Village's investment is phenomenal. This is besides all of the individual organizations and community groups that sell at the various booths. Trustee Maziarz listed off the projects BISCO has funded which totals at least \$148,000 so far:

- Corbett park playground - \$36,463
- Lyman and Barry Street playground - \$21,861
- Utica Street playground - \$3,000
- Brockport Symphony - \$5,750 donated over 5 years
- Sweden skate park - \$40,000
- Village of Brockport flag - \$325
- Brockport Toy Shelf - \$500+
- Max's Mardi Gras Parade - \$1,850 over 4 years
- Brockport Merchants Association - \$1,800 for various programs
- Lakeside Memorial Hospital - \$22,084
- Lakeside Child Care - \$1,774 in 2006 + 100 man hours to paint interior of center
- Lakeside Beikirch Care Center - \$3,000
- Brockport Fire Department - \$9,700 for Jaws of Life
- Cool Kids Program – thousands of dollars over the years

Trustee Maziarz said the Village used to fund the Cool Kids in the Park program at a cost of approximately \$10,000 per year. BISCO took this over.

Trustee Castaneda suggested the Board table decision on this street closure request until they've had an opportunity to discuss it at the next workshop. Trustee Maziarz stressed the importance of acting on the request so that planning can continue.

Mayor Wexler said he thinks there is a big difference between the BISCO Arts Festival and SUNY BSG's Brock the Port. BISCO puts a lot of money back into the community. Regarding placing the booths curbside so that the middle of Main Street is kept open, it would be nice, but the Fire Department has previously stated that they would make their way through Main Street in a dire emergency. Trustee Heyen said logistical details are ongoing. R. Blair said yes. He

said each year they do their best to address any past issues and keep improving.

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Trustee Castaneda said she is not opposed to the event, but does question the cost the Village incurs. She said Chief Varrenti had shared that his experience with Irondequoit Police Department and Rochester Police Department included tracking the costs by event and charging those costs back to the organization or covering them through an application fee. She said she has a meeting scheduled with Chief Varrenti later this week.

R. Blair said he appreciates and respects Board members for doing the right thing by asking questions and considering costs. He said they might be able to get mutual aid from the NYS Police and Monroe County Sheriff's by way of additional police coverage.

➔ Trustee Maziarz moved, Trustee Heyen seconded, unanimously carried to grant the street closure request from the canal bridge to the five corners at Adams Street for the BISCO Arts Festival to be held Saturday, August 11th and Sunday, August 12th.

REPORTS:

A. VILLAGE MANAGER / TREASURER - Ian M. Coyle

1. DPW - Employee dismissal & permission to advertise for position of Laborer – Manager Coyle asked the Board for a brief executive session at the end of the meeting regarding a personnel matter.
2. Permission to hire 3 summer help employees – Manager Coyle said the Village budgets annually to hire between three and four summer/seasonal help employees in the DPW. These employees provide great support and assistance in terms of manpower for the crew in the busy, project-filled summer months. The 2007-08 budget calls for \$16,320 in funding for seasonal help. Manager Coyle said Superintendent Donahue has recommended re-hiring Scott Mattison for a third summer and Joshua Locke for a second summer. Each would have pre-employment testing. The third helper is not yet determined.

➔ Trustee Wagenhauser moved, Trustee Castaneda seconded, unanimously carried to hire 3 summer help / seasonal employees for DPW, two being Scott Mattison and Joshua Locke.

3. Police – Authorization to purchase one (1) 2007 Crown Victoria – Manager Coyle referred to a request from Chief Varrenti on the subject of a new car purchase. We are back on track where a car is replaced annually, which is standard practice for a department with a fleet our size. Warnock Fleet out of New Jersey has the NYS bid and monies (\$20,599) would be taken from capital project #24. Trustee Wagenhauser confirmed that local dealers pricing was also checked. Mayor Wexler The current Stetson Club contract calls for vehicle replacements when the mileage hits 75,000. Trustee Castaneda said she plans to suggest to Chief Varrenti that he consider collaborating with other law enforcement agencies to gain purchase power. Manager Coyle said he knows they are already doing so (regional bidding) for other equipment. Trustee Castaneda suggested holding off on the purchase until September when additional discounts for late year purchase might apply. Trustee Wagenhauser said the problem with that is that new models are in by then and you take your chances that an old model remains that is adequately equipped.

➔ Trustee Maziarz moved, Trustee Castaneda seconded, unanimously carried approving the purchase of one (1) police cruiser, 2007 model Crown Victoria car for the Brockport Police Department fleet.

4. Approval of Main Street Engineering Services Proposal – Manager Coyle referred to the March 1st proposal from Chatfield Services for engineering services for the Main Street sewer and water infrastructure replacement project. The \$225,750 would be rolled into the total debt service (bond) for the Route 19/Main Street project. These costs are revised due to the abandonment of a water line.

and

5. Approval of Main Street Bond Counsel Contract – Manager Coyle referred to the May 1st proposal from Timothy R. McGill for bond counsel services for the Main Street project. He said for municipalities, part of the bonding / debt service process involves retaining the services of specialized legal counsel, referred to as bond counsel, to prepare the legal filing for the debt. This is standard practice for debt issuance. Bond counsel expenses, like finance (Bernie Donegan, Inc.) and engineering (Chatfield), are rolled into the bonded, debt service total so they will not affect general fund expenses.

Trustee Castaneda said she has some questions. She said she stopped in to see Manager Coyle today, but he was not in. Trustee Maziarz said she has some questions on the bond counsel and asked if it could be discussed in executive session. Manager Coyle said it does not fall into an executive session category.

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Trustee Castaneda suggested a public hearing be held to get public input before the Board votes. Manager Coyle referred the Board to the proposed timeline and pointed out that public hearings will be held at certain points in the process. A public hearing is not required to initiate these contracts, but the Board can hold one if it wishes. Manager Coyle said this is just the start of the process. It can be tabled until the next meeting. Trustee Maziarz said the SEQR process is scheduled for the next meeting. Manager Coyle said he could adjust the timeline a bit.

Mayor Wexler suggested that any Trustees with questions be sure to contact Manager Coyle before the next meeting.

➔ Trustee Castaneda moved, Trustee Heyen seconded, unanimously carried to table approval of engineering services and bond counsel until the May 21st meeting.

6. Authorization to attend 2007 NYSCMA Conference in Rochester – Manager Coyle reminded the Board that he sits on the Board of Directors for NYSCMA, the State Association of Professional Local Government Managers. The May conference is in Rochester this year and runs from Sunday, May 20th through Wednesday, May 23rd. The \$265 registration fee is a budgeted expense. There is no lodging cost since he is commuting.

➔ Trustee Castaneda moved, Trustee Wagenhauser seconded, unanimously carried authorizing Manager Coyle to attend the NYSCMA Conference in Rochester, NY Sunday, May 20th through Wednesday, May 23rd.

B. CLERK - Leslie A. Morelli

1. 2007 Events Schedule – Clerk Morelli reported that she gathered information from various community groups and put together the annual events schedule. Thanks to volunteer Norm Frisch for his help with layout and formatting. Copies are available at Village Hall, Town Hall, on the Village website and posters were provided to the Brockport Merchants Association.
2. Postage Machine – authorize new lease – Clerk Morelli reported that the lease on the Village's postage machine is about to expire. Quotes were obtained and she recommends the Board accept the Pitney Bowes quote for \$221 per month for 51 months, which is \$45 less per month than the current lease.

➔ Trustee Castaneda moved, Trustee Heyen seconded, unanimously carried authorizing the lease with Pitney Bowes for \$221 per month for 51 months.

VILLAGE BOARD REPORTS:

A. Trustee Maziarz

1. CROP Walk – Trustee Maziarz shared that she participated in the May 6th CROP Walk, which raised over \$10,000. Twenty five percent of the proceeds remain local.
2. Main Street Rehabilitation Committee – Trustee Maziarz said she is looking forward to attending the Main Street Conference in Syracuse part of next week. Trustee Castaneda, Chris Cook-Florence and Bob Ryan are also attending.
3. Brock the Port – Trustee Maziarz shared that she attended the May 4th Brock the Port event – the first time held on Main Street in the Village instead of on the SUNY campus. She said she realizes it was a stressful undertaking, but SUNY BSG, University Police, Brockport Police Department, and Brockport Fire Department did a fine job with safety. They were assisted by mutual aid from NYS Police and Monroe County Sheriff's Department. Lakeside Memorial Hospital had triple staffed, but there was only one minor incident of a sprained ankle. Trustee Maziarz said she spoke to a couple of restaurant merchants who said they were thrilled with their sales. She said a de-briefing would be held so that an analysis can be made as to whether to approve the location in the future. SUNY BSG is reimbursing village costs.

Trustee Heyen shared that she, Mayor Wexler and Manager Coyle attended the pre-event briefing. She said she was highly impressed by the preparation and coordination. She said Chief Varrenti commented that if this were to be done in the future, they would hold the preparation meeting earlier. She said it is nice to know that should an emergency arise, the Village has some top-notch people to put a plan into action. Trustee Maziarz commended Sgt. Adam Mesiti for coordinating the logistics and the Fire Department for its communication substation. Trustee Heyen said they even put a boat in the Canal in case it was needed.

Mayor Wexler confirmed that the planning was very well thought out. However, he said he still has issues with approving street closure requests, particularly on a Friday afternoon and evening. He commented that the Village Hall received a multitude of complaint calls Friday and today. One call was from the Methodist Church who had a play scheduled for Friday evening.

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Mayor Wexler said he is fine with closing Main Street for 3 annual events: SUNY Homecoming Parade, Max's Mardi Gras Parade, and the BISCO Arts Festival. Mayor Wexler said he truly does not understand why SUNY's Brock the Port event was held in the Village instead of on campus. Instead of limiting the number of Main Street closings, not increasing.

Mayor Wexler said he knows that some merchants north of the Canal such as 58 Main restaurant lost money. He said both north and south Main Street merchants need to be taken into consideration.

Trustee Castaneda said it is certainly difficult to please everyone. She said she is not opposed to the various events, or even holding them in the Village. However, she urged her fellow Board members to be open to recommending and pursuing alternate locations besides Main Street. She said alternate locations will have to be found when Main Street goes under construction, so groups may as well get used to it now. Trustee Castaneda said she agrees with Mayor Wexler that both north and south Main Street need to be taken into consideration. Closing Main Street does not benefit all businesses.

Trustee Heyen suggested the Village obtain and erect "local traffic only" signage.

Mayor Wexler shared that the Department Heads met several months ago and discussed street closures. SUNY BSG had reluctantly agreed to a suggested alternative location and yet members of the Board still approved it on Main Street. He said he does not know how the event was better on Main Street than it would have been on campus.

Trustee Wagenhauser said he and his family enjoyed Brock the Port. Food, kids games and entertainment were free and all had a good time. He said the college students behaved well and it was nice to see the interaction between college and community. This is a college town, after all. There was a traffic backup particularly during a one-hour period and there were a few complaints from property owners of students on their way back to campus after the event. There was a large police presence and only 1 arrest made.

B. Trustee Wagenhauser

1. Housing Revitalization Initiative – Real Property Tax Law §421-f – to establish real property tax exemption for capital improvements to residential property – one and two family dwellings – Trustee Wagenhauser shared that the New York State Real Property Law provides for tax relief for improvements to single and two family dwellings in the way of a tax exemption over an 8 year period. In the first year it is a 100% exemption for qualifying improvements between \$3,000 and \$80,000 resulting in an increased assessment that goes to 87.5, 75, 62.5, 50, 37.5, 25 and finally 12.5% in the eighth year. Municipalities can adopt this state law and the property owner would make application to the Assessor. If there are code violations on the property, the exemption ceases. If the property is sold or transferred, the exemption ceases. Trustee Wagenhauser said he hopes adopting such exemption will encourage people to fix up their properties. He said a landlord told him a couple of years ago that it isn't worth fixing up his property since his assessment would be raised.

Clerk Morelli read the text of the proposed law as follows:

Proposed Local Law of 2007

ARTICLE __ Exemption Improvements to One and Two Family Dwellings

§__ Statutory authority; exemption established.

Pursuant to and in exercise of the authority granted by and under §421-f of the Real Property Tax Law (hereinafter "RPTL §421-f), and subject to the provisions of this article, as currently enacted or hereafter amended, the provisions of RPTL §421-f and the partial exemption from taxation and special ad valorem levies established therein are hereby made applicable to and shall be extended by the Village of Brockport.

Legislative Intent.

The intent of this legislation is to encourage property owners to make improvements to one and two-family houses, to improve the quality of housing in the community, and to preserve and expand the tax base of the Village of Brockport.

§__ Definitions.

For the purposes of this article, whenever the following words, terms or phrases shall appear either in this article or in the provisions of RPTL §421-f as applied in and to the Village, they shall have the meanings ascribed to them herein below:

ASSESSOR – The Assessor and the joint and several members of the Board of Tax Assessors of the Town of Sweden.

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ORDINARY MAINTENANCE AND REPAIRS – Those routine activities or undertakings designed and intended to keep up and sustain, or prevent the deterioration or breakdown of, the original condition, function, integrity or appearance of a residential building and/or its component parts or systems and which are not considered as increasing the value of such property.

RECONSTRUCTION, ALTERATIONS OR IMPROVEMENTS – Those activities or undertakings which restore, expand, add to, upgrade, renovate, remodel or modernize the existing physical structure or the component parts or systems of a residential building, including but not limited to those which prevent its physical deterioration or bring it into compliance with applicable building, sanitary, health and/or fire codes and which are considered as increasing the value of such property.

RESIDENTIAL BUILDING – Any building or structure lawfully designed and used exclusively for residential purposes and both certified for occupancy and actually occupied by not more than one or two families, in accordance with the zoning and other land use regulations of the Village.

§__ Application of statutory provisions; limitations thereon.

A. The partial exemption established in and under RPTL §421-f shall be granted and applied in and by the Village of Brockport in accordance with the provisions of such statute, subject to the following conditions and limitations:

- (1) The reconstruction, alteration or improvement qualifying for such partial exemption is commenced subsequent to the date of enactment of this article;
- (2) Such exemption shall only be applicable to reconstruction, alterations or improvements of the residential buildings as such latter terms are jointly or separately defined in this article and shall not apply to any ordinary maintenance or repairs thereto, as likewise defined hereinabove; and
- (3) In the event that a residential building granted such exemption shall either cease to be used primarily for residential purposes or shall be used or occupied in any manner which violates applicable sanitary, health, building or fire or zoning or other land use codes or in the event that title to such property is subsequently transferred to other than the heirs or distributees of the owner(s) granted the exemption, then in any of such events the exemption granted hereunder shall cease.

B. Whenever any partial exemption shall be granted and applied pursuant to RPTL §421-f and the provisions of this article, such exemption shall not be reduced or repealed or otherwise impaired by any subsequent amendment to or repeal of this article but shall continue in full legal force and effect, as originally granted, until the expiration of the period for which it was originally so granted.

Mayor Wexler said this is if the Assessor raises an assessment. Trustee Wagenhauser said the Assessor must sign off on the application which indicates the value of improvements. Mayor Wexler asked if this applies if the assessment was going to go up anyway. Trustee Wagenhauser said this exemption addresses the specific improvements only, not uniform assessment increases that keep up with market value. Trustee Wagenhauser referred to the state website ORPS.state.ny.us that provides a lot of good information on assessment. Trustee Heyen said qualifying improvements are kept separate and evidenced by being logged in by the Assessor. Trustee Castaneda shared that Trustee Wagenhauser has said this would give people an opportunity or option to improve their properties and by so doing, can raise the tax base. Trustee Wagenhauser said he hopes it will be a means of improving the Village's neighborhoods. He said it might encourage families to buy rental properties and turn them back into single-family homes. Mayor Wexler asked if other municipalities have adopted this exemption. Manager Coyle said yes, including local municipalities, the Village of Bergen and City of Rochester. Trustee Wagenhauser commented that Cities have more tax exemption opportunities available to them. He said he has forwarded this information to the Town of Sweden in hopes that they may consider adopting same. This is a way to use the tax laws to try to improve our communities.

➔ Trustee Wagenhauser moved, Trustee Castaneda seconded, unanimously carried to hold a public hearing May 21, 2007 to consider establishing a real property tax exemption for capital improvements to residential property – one and two family dwellings.

C. Trustee Heyen

1. Village Code Chapter 13 – Code of Ethics – Trustee Heyen said she recommended and the Board discussed at a recent workshop some minor changes and clarifications to section 13-14 of the Village Code regarding gifts and favors in the Code of Ethics. She asked that it be considered at the May 21st public hearing at the same time the minor changes to the Board of Ethics is considered. Clerk Morelli confirmed that the current legal notice covers it. Full text will be available at the Village Hall.

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- ➔ Trustee Heyen moved, Trustee Wagenhauser seconded, unanimously carried to include such recommended change for consideration at the May 21st public hearing regarding the Code of Ethics.

2. Seymour Library – Trustee Heyen reported that the Library Board had to resubmit its absolute charter since they have a new incoming Director, some new Trustees, and Manager Coyle as Treasurer until the Mayor and Town of Sweden and Clarkson Supervisors agree to a fair mechanism for the administrative duties of the tri-municipal library. Cassandra (Cassie) Guthrie starts as the new Director on May 16th. She will attend a future Village Board meeting to introduce herself.

3. Parks Committee – Trustee Heyen reported that she and the Parks Committee plan to survey the parks on May 14th and hold a follow up meeting May 24th. Updates to the website regarding parks are underway as well as consideration of possible Barry Street park improvements and the use of the G.E. M.O.U. funds. H. Donahue and F. Perrine met recently to plan moving the donated pavilions from Pet Smart for use in Village parks.

4. Miscellaneous – Trustee Heyen reported that the hanging flower baskets would be up before Memorial Day. NYSDOT removed the steel cable and pylons on Lyman Street. The remainder of the clean up is in the hands of the New York State Canal Corporation. The DPW will be installing the 5 benches funded by Assemblyman Reilich on the north side of the canal. The stop signs recently approved and erected on Brookdale Road have been taken down. Speed sentry data will be collected and analyzed by the Police Department.

D. Trustee / Vice Mayor Castañeda

1. Village Advisory Committee – Trustee Castaneda reported that the next meeting is May 8th at 7pm. The Village Advisory Committee and Main Street Rehabilitation Committee will be providing input to a NYSDOT survey regarding pedestrian traffic.
2. Good Neighbor Committee – Trustee Castaneda reported that the last meeting was April 18th and they will begin again next fall. She said the meetings were productive and positive and beneficial for the college and community.
3. Main Street Rehabilitation Committee – Trustee Castaneda reported that H. Donahue, L. Gurley and NYSDOT representatives attended the most recent meeting. The committee has met with and recommends hiring Lew Gurley as a consultant. She asked that this be placed on the next workshop agenda. Trustee Maziarz commented that it would be beneficial for the 2 liaisons to the committee (she and Trustee Castaneda) to meet. Trustee Castaneda said she is looking forward to the May 16th and 17th Main Street Conference.
4. Arbor Day Planting – Trustee Castaneda commended the Tree Board and its Chair, Margay Blackman and the many SUNY and community participants for planting trees on Spring Street and Gordon Street on April 27th. The trees will be enjoyed for many years to come. Trees were purchased through a grant from NYSDEC.
5. SUNY President Donor Recognition Dinner – Trustee Castaneda shared that she attended the May 5th event.
6. Parks – Trustee Castaneda said she looks forward to meeting with the Parks Committee May 14th and 24th.

E. Mayor Wexler

1. Appoint new Welcome Center Greeters – Upon receipt of position interest forms and recommendation of and training by Bill Andrews, Mayor Wexler recommended the following be appointed as Welcome Center Greeters: Marlene Lemcke, Mary Ellen Rich, Anthony Rios, Carol Taif.

- ➔ Trustee Castaneda moved, Trustee Maziarz seconded, unanimously carried authorizing the

mentioned appointments to the Welcome Center Greeter program.

- 2. Brookdale Road Stop Signs – Mayor Wexler shared that he spoke to Jack and Christine Mazzarella who spearheaded the request for stop signs on Brookdale Road. He said they are upset that the signs are being taken down, but are pleased that the Village will be collecting data in an effort to solve the speeding problem on that street as there are young children and no sidewalks.
- 3. Response to George Brocius – Mayor Wexler shared that the reason he nor the Board responded to the November 2006 letter from G. Brocius or his April 25th packet and public comment earlier this evening is on advise from counsel since the Village is in litigation with him.

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- 4. Summer Serenades – Mayor Wexler announced that the Village sponsored concert series will run on Thursday evenings June 7th through August 30th. He reminded the Board to select dates they are available to host and advise Manager Coyle.
- 5. NIMS Compliance – Mayor Wexler said he and the Trustees have an opportunity for NIMS training and testing at 3pm May 9th. They must attend this or take it on-line.

PUBLIC COMMENT:

- 1. Mary Jo Nayman of 5 Carolin Drive commented that several residents come to the Village Board meetings regularly. Regarding the Arts Festival, she said BISCO and the service organizations that comprise it do so much for the community. She said she recalls last year Fire Chief Vaughan and Chief Varrenti speaking of safety and Trustee Maziarz said it was too late to change the festival layout for 2006, but it could be considered for 2007. She said here it is 2007 and that didn't happen and the Board voted to approve the street closure before even seeing a layout map. She said safety has got to be taken more seriously. Regarding the May 4th Brock the Port event, she asked if merchants other than eateries and bars were polled on whether their business benefited or suffered from the event, the street closure and lack of parking. She said we need to keep our merchants.

Executive Session:

⇒ At 8:50pm, Trustee Maziarz moved, Trustee Castaneda seconded, unanimously carried that the Board of Trustees of the Village of Brockport enter into an executive session to discuss the recommended dismissal of an employee.

⇒ At 9:03pm, Trustee Maziarz moved, Trustee Castaneda seconded, unanimously carried that the Board of Trustees re-enter the regular meeting.

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

DPW - Employee dismissal & permission to advertise for position of Laborer –

➔ Trustee Maziarz moved, Trustee Heyen seconded, unanimously carried to accept the recommendation of DPW Superintendent Donahue and terminate the employment of Corey Kepler effective immediately and authorize the posting of the position.

AUDIT:

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

<u>Village</u>		
Date	Check #	Amount
4/19/07	175104	2,595.00
4/20/07	175105-175109	2,982.60
4/20/07	175116	387.48
4/26/07	175117	250.00
4/30/07	175118	336.00
5/7/07	175122-175149	12,850.74
5/7/07	175151-175153	2,758.96
5/7/07	175154	363.87
5/7/07	175171	602.53
5/7/07	175172-175199	18,619.69

<u>Fire</u>		
4/16/07	175100	102.50
4/20/07	175111-175115	1,830.89
5/2/07	175120	1,945.16
5/2/07	179121	100.00
5/7/07	175155-175170	7,565.50

<u>Third Party Billing</u>		
4/20/07	988-991	398.64
5/7/07	993-1003	6,584.59

<u>Capital Projects</u>		
5/7/07	2081-2084	3,256.82

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<u>Water</u>		
4/20/07	1700-1703	205.52
4/30/07	1704	20,000.00
5/7/07	1706-1713	2,904.55
5/7/07	1714	250.00

ADJOURNMENT:

- ➔ Trustee Maziarz moved, Mayor Wexler seconded, unanimously carried that the meeting be adjourned at 9:07pm.

Leslie Ann Morelli, Village Clerk