

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, August 19, 2002 at 7:30pm.

PRESENT: Mayor Josephine C. Matela, Trustees Morton Wexler, James E. Whipple, Norman J. Knapp, and Peter C. DeToy, DPW Superintendent Bradley B. Upson, Building/Zoning Officer Scott C. Zarnstorff, Police Chief Daniel P. Varrenti.

EXCUSED: Treasurer Scott D. Rightmyer, Village Clerk Leslie A. Morelli, Planning Board Chair / Economic Development Coordinator R. Scott Winner, Attorney Edward W. Riley.

ALSO PRESENT: Deputy Fire Chief Christian A. McCullough, Joan Hamlin, Fred Webster, John Lessord, Robert Connors, Kathy Snyder, Tricia White, Wayne Bennett, Raymond Morris, Art DiPilato, Dave Smith, Bob Jones.

CALL TO ORDER: Mayor Matela called the meeting to order. The Mayor led the meeting in the Pledge to the Flag.

REVIEW OF MEETING MINUTES: Mayor Matela called for any additions or corrections to the minutes of the annual meeting held July 15, 2002.

➔ Trustee DeToy moved, Trustee Wexler seconded, unanimously carried that the minutes of the meeting held July 15, 2002, be approved as written.

PUBLIC COMMENT:

1. Tricia White of 40 Oxford Street expressed concern about the property on Oxford Street (3M Site) and the east side of Owens Road. She feels it should be posted "private property". Chief Varrenti expressed that all children who are on that property are told to move on and he will set policy in regards to this matter.
2. Wayne Bennett of 142 State Street also expressed concern about the Oxford Street site and feels that since the soil has not been removed the site is not completely clean.
3. Bob Connors of 281 West Avenue expressed concern about the Peter DeToy case and wanted to be sure that no Village tax monies are used to pay the lawyer Parinello for his services. He would like to have a letter sent to him when this case is completed.
4. John Lessord of 56 Lyman Street shared that he has made FOIL requests and has not always been given the originals to review. He feels that when a FOIL request is submitted to the Village of Brockport, the response should be the original paperwork.
5. Art DiPilato of 1 Nelson Street, Holley requested the Board to grant him a Hawking/Peddling Permit as in the past for selling hot dogs in the evening late hours. Trustee DeToy explained he would have to see Village Clerk Leslie Morelli for updated paper work and after the completion of this application the Board would make a decision. He also asked Mr. DiPilato if he would be able leave by 1:30 am. Trustee Whipple expressed there had not been any negative feedback from previous years and as long as he stayed on Village property, the Board would probably have no problem. Chief Varrenti asked where Mr. DiPilato set his stand up and the response was outside of Canalside Pub on Merchant Street at about 11:00 or 11:30pm. Chief Varrenti also asked if the property is private or public and said as long as the property is public, he has no problem. Mr. DiPilato said he would stop to see Clerk Morelli as soon as possible and complete the paperwork and have it back to the Board as soon as possible.

⇒ Trustee Whipple moved, Trustee DeToy seconded, unanimously carried granting Art. DiPilato's hawking and peddling permit provided that he submits updated paperwork to Clerk Morelli.

DEPARTMENT REPORTS:

A. PUBLIC WORKS – Superintendent Bradley B. Upson

1. APWA Congress – B. Upson requested authorization for he and Harry Donahue to attend the 2002 APWA Congress to be held in Kansas City September 21st through September 26th. He felt that this experience would give both he and H. Donahue an education in solving problems and developing practical solutions to the challenges of moving our community safely into the future. He also brought to the Board's attention that the Board of Water Commissioners has authorized \$1,500.00 toward the expenses. B. Upson shared that the new sweeper would be going to the Kansas City Congress for display.

⇒ Trustee DeToy moved, Trustee Whipple seconded, unanimously carried authorizing that both B. Upson and H. Donahue attend the APWA Congress September 21st through September 26th 2002.

2. Surplus Equipment – B. Upson requested authorization to dispose of surplus equipment. There is some old equipment at the garage that is obsolete and will never be used in the future. He has asked that this equipment be taken to the Fall Municipal and Contractor Equipment Auction on September 27th & 30th and October 1st & 2nd.

⇒ Trustee Wexler moved, Trustee Whipple seconded, unanimously carried that Superintendent Upson be allowed to declare the provided list of equipment as surplus equipment to be disposed of at the Fall Municipal and Contractor Auction in September.

3. Canal Wall Rehabilitation – B. Upson requested that the Board authorize the Mayor to sign the Canal Wall Rehabilitation Canal Corp Agreement. They have agreed to provide the Village with a contribution of \$700,000 for funding Harvester Park canal bank from Main Street to Park Avenue lift bridges.

⇒ Trustee Whipple moved, Trustee DeToy seconded, unanimously carried authorizing Mayor Matela to sign the Canal Corp Agreement.

4. Arts Festival – Mayor Matela commended B. Upson and the DPW for their assistance with the Arts Festival. Everything looked very nice.

PUBLIC HEARING:

At 8:00 pm Mayor Matela opened the Public Hearing. This hearing was regarding the early retirement Local Law that the Village of Brockport must adopt. Betty Coopenberg, Deputy Clerk, read the legal notice. Mayor Matela opened the floor to comments.

Joan Hamlin requested the number of possible employees taking the retirement incentive. Mayor Matela responded that the Village had one employee that had requested it at this time. J. Hamlin requested the amount of money this would cost the Village of Brockport. Mayor Matela explained that this would not be available until retirement had the final yearly wages of the employee. We would be able to give an estimate. The retirement system would calculate the amount and notify the Village of their findings.

Trustee Wexler reiterated what Mayor Matela said. We would approximate what it is going to cost.

⇒ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried to adopt the Local Law for the eligible employees of the Village of Brockport.

EXECUTIVE SESSION:

At 8:06pm Mayor Matela requested that the Board of Trustees, Chief D. Varrenti, Scott Zarnstorff and Deputy Clerk Coopenberg go into Executive Session to discuss pending litigation.

⇒ Trustee Wexler moved, Trustee Whipple seconded, unanimously carried that the Board of Trustees of the Village of Brockport enter into an executive session to discuss legal matters.

I, Betty Coopenberg, Deputy Clerk, 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.

Betty Coopenberg, Deputy Clerk

Commenced with the regular meeting at 8:45 pm.

B. POLICE / COMMUNICATIONS CENTER – Chief Daniel P. Varrenti

1. Quarterly Report – Follow Up – Chief Varrenti asked if there were any questions on the quarterly report that was distributed at the last meeting. There were no questions.
2. Arts Festival - Mayor Matela thanked Chief Varrenti and his police officers for the fine job pertaining to the Arts Festival.

C. BUILDING / ZONING / CODE ENFORCEMENT - Scott C. Zarnstorff

1. Allied – S. Zarnstorff reported that Allied at 4 Owens Road has been going well. He has been following up with inspections at that property. The freezer went into cool down. It is starting to look very good. The landscaping and painting is progressing. He informed the Board that Allied Builders Corp. is a very accommodating company to work with.
2. Monthly report – S. Zarnstorff reviewed his July report and highlighted that he had 22 applications for permits for a total of \$1,005.00 (87 year to date applications), and \$14,969.40 permit fees for the year with \$3,749,842.00 construction value year to date. There was much activity during the month of July and August is starting out just as busy.

3. RG&E Seminar – S. Zarnstorff reported that the Brockport-Sweden Landlords Corp. met with him and an RG&E representative for a seminar this past month. This seminar provided valuable information regarding furnaces, water heaters, etc. About 20-25 people attended for a one-hour discussion. There was much positive feedback. These educational seminars will lead to improvements for landlords and housing.
4. Arts Festival - Mayor Matela thanked S. Zarnstorff for his much-needed assistance with the Arts Festival and his attention to the various violations. Next year the vendors will be compliant to all codes of the Village.

D. FIRE – Deputy Chief Christian McCullough

1. Membership Adds/Drops/Transfers – Deputy Chief McCullough asked the Board to consider approving the following drop: Donna Weaver from the Silsby's the following add: Joshua Smith to the Hooks, Company 6.

⇒ Trustee Knapp moved, Trustee DeToy seconded, unanimously carried approving the previously mentioned drop and add.

2. Call Load – Deputy Chief McCullough reported that there have been 965 Ambulance calls and 716 Fire calls so far this year.
3. House Fire – Deputy Chief McCullough reported the house fire in the early morning of August 16th on County Line Road. The family was away, but lost the complete house. It was fully engulfed by flames when the Fire Department arrived. There was also a fire at the College on Sunday the 18th of August but the sprinkler system stopped. Both fires are under investigation.
4. Memorial Monument Dedication – Deputy Chief McCullough went very well. There are many people to thank. Chief began with the DPW helping to set up, the Police Department for their part and all who attended and spoke. He assured the community that there are a few more details to fix and adjust on the statue but overall it is completed.

Mayor Matela expressed her thanks to the Fire Department and all who supported their efforts erecting the monument. The ceremony was very professionally done and much work went into it from many behind the scenes.

5. Chief McCullough explained that the Fire Department had three pieces of equipment that went out to bid. The bids came back too low so they were refused. Now the Fire Department has another fire company interested in buying the utility truck. He asked for clarification of whether this truck has to go out for bid again. Trustee Wexler suggested the Fire Department speak with Ed Riley regarding the legality of this situation. Chief McCullough asked if the other equipment, ambulance and grass fire truck, could be labeled surplus equipment and taken to the Fall Municipal and Contractor Equipment Auction. Superintendent Upson agreed that he would be able to take this equipment with his.

⇒ Trustee Wexler moved, trustee DeToy seconded, unanimously carried to label the old ambulance and grass fire truck as surplus equipment and transport them to the Auction. C. McCullough is to check with Attorney Riley about the legality of selling the Utility Truck to the interested fire department.

6. Chief McCullough requested that the paid career staff be given permission to put out to bid 12 sets of turnout gear that would be for their use while on duty. It will be kept at the firehouse and will be sized for either small or large people. Chief McCullough has spoke to Scott Rightmyer, Treasurer and there are funds available for this tear out gear. The approximate cost for this gear would range from \$8,000 to \$10,000 total. This cost would be fully funded from the Third Party Billing Fund.

⇒ Trustee Whipple moved, Trustee DeToy seconded, unanimously carried to send out for bid 12 sets of turnout gear for the paid Career Staff totaling \$8,000 to &10,000 which would be the property of the Fire Department and would stay at the firehouse to be used by Career Staff only.

7. Career Staff – Deputy Chief McCullough assured the public that the Career Staff is fully paid for by the Third Party Billing and not coming from tax dollars. There have been many questions pertaining to this subject.
8. Allied Builders – Deputy Chief McCullough expressed his deepest thanks to Allied Builders for becoming such a positive asset to the Village. They have given permission to use a piece of their property to drill and train and were instrumental in the erection of the monument. The Fire Department is very thankful.

- E. TREASURER - Scott D. Rightmyer - Excused
- F. CLERK - Leslie A. Morelli - Excused
- G. ATTORNEY – Edward W. Riley / DEPUTY ATTORNEY – Frank A. Aloï - Excused

SUPPORT BOARDS REPORTS:

- A. PLANNING BOARD – Chair R. Scott Winner – Excused
- B. LIBRARY BOARD – President Leslie Zink (absent)
- C. ZONING BOARD OF APPEALS - Chair Richard L. Aldrich (absent)

VILLAGE BOARD REPORTS:

- A. Vice Mayor Wexler
 - 1. Monument Memorial – Trustee Wexler expressed his deepest thanks to all for an outstanding ceremony yesterday. He was very proud to be sitting with so many who worked very hard on this event. He thanked the Police Department and the DPW for their involvement and assistance.
 - B. Trustee Whipple
 - 1. Monument Memorial – Trustee Whipple echoed his thanks to all who were involved in the Ceremony and feels this monument adds much to our community.
 - 2. Canal Trek – Trustee Whipple reported that the Canal Trek was very successful and that they fed approximately 65 people. He expressed his thanks to many public volunteers and officers who lent a hand to help and assist with the event, dinner and breakfast.
 - C. Trustee Knapp
 - 1. Monument Memorial - Expressed he was very honored to serve on the monument committee. They received much support from a number of people. He complimented S. Zarnstorff for his assistance and support. He also thanked and recognized all for their good will and patriotism and a job well done. He reported about the work details and how helpful everyone and accommodating all were. Many thanks to all in the community for their help and assistance with the completion of this project.
 - D. Trustee DeToy
 - 1. Monument Memorial – Trustee DeToy thanked everyone involved with the monument ceremony also. He feels that this community turned a negative event into a positive. He also expressed that he was very proud to be member of our community and Fire Department.
 - 2. RG&E Fence Permit Renewal – Trustee DeToy brought up the annual request of RG&E to renew their fence permit at the corner of Perry Street and Erie Street.
- ⇒ Trustee DeToy moved, Trustee Wexler seconded, unanimously carried to grant the renewal of the permit for the fence that is erected at the corners of Perry and Erie Streets.
- E. Mayor Matela
 - 1. Canal Trek – Mayor Matela expressed her sincere thanks to Jim and Charlene Whipple for everything they did to make the Canal Trek Dinner and Breakfast a success. They were instrumental in making the event happen. She also thanked Police Chief Varrenti, Vice Mayor Wexler and Trustee Knapp for their assistance.
 - 2. Sweden/Brockport Updated Comprehensive Plan – Mayor Matela requested the adoption of the plan.

⇒ Trustee Whipple moved, Trustee DeToy seconded, unanimously carried to adopt the Sweden/Brockport Updated Comprehensive Plan.

Mayor Matela called for a vote per Roll Call:

Trustee DeToy	Yes
Trustee Whipple	Yes
Trustee Wexler	Yes
Trustee Knapp	Yes
Mayor Matela	Yes

Therefore this motion is passed by unanimous vote of the Village of Brockport Board of Trustees.

3. Seminar Request by Betty Coopenberg – Mayor Matela requested authorization to send Betty Coopenberg to a seminar at the Four Points Sheraton in Rochester on October 24th 2002 for the purpose of Employee Discharge and Documentation in New York.

⇒ Trustee Knapp moved, Trustee DeToy seconded, unanimously carried to allow Betty Coopenberg to attend this seminar on October 24th 2002.

PUBLIC COMMENT (2nd opportunity):

1. Robert Jones of 41 South Avenue expressed his thanks to everyone for his or her support of the situation on South Avenue. He wishes the situation could move quicker but realizes it takes time.

AUDIT:

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

Village

Date	Check #	Amount
8/01	166019	592.90
8/06	166021	5,605.00
8/08	166023	4,560.61
8/08	166025	75.00
8/14	166031	967.62
8/17	166074-137	34,416.44
8/17	166138-162	10,597.40
8/17	166163-183	45,278.65

Fire

8/15	166036-049	9,075.14
8/17	166050-069	10,211.57
8/17	166070-073	592.40

Ambulance

8/15	166032-035	938.78
8/17	166184-186	179.81

Capital Projects

8/15	1535-37	45,539.95
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Third Party Billing

8/19	80	62.58
8/19	81	5,814.76

ADJOURNMENT:

- ➔ Trustee Knapp moved, Trustee DeToy seconded, unanimously carried that the meeting be adjourned at 9:35pm.

Betty Coopenberg, Deputy Clerk