

ANNUAL 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, July 17, 2006 at 7:00pm.

PRESENT: Mayor Morton Wexler, Trustee Carrie L. Maziarz, Trustee Maria C. Castañeda, Trustee David J. Wagenhauser, Trustee Hannelore G. Heyen, DPW Superintendent Harry G. Donahue, Building/Zoning Officer Scott C. Zarnstorff, Police Chief Daniel P. Varrenti, Treasurer / Village Manager Ian M. Coyle, Clerk Leslie A. Morelli.

EXCUSED:

ALSO PRESENT: Fire Chief Laurence Vaughan, Jimmy Zisovski, Ted & Jennifer Wolfley, Ray & Jackie Morris, Jim & Joan Hamlin, Linda Borrayo, Allison Diedreck (Brockport Post), Robbi Hess (Suburban News), Margaret Blackman, John Lessord, Mary Jo Nayman, Joanne Marcello, Mary Ann Rogers, William Heyen, Fred Webster, Tom Ferris, Bob Canham, Donovan Dunn

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 June 19, 2006 and the workshop meeting held July 10, 2006.

- Trustee Maziarz moved, Trustee Castañeda seconded, unanimously carried that the minutes of the meeting held June 19, 2006, be approved as written.
- Trustee Castañeda moved, Trustee Wagenhauser seconded, unanimously carried that the minutes of the workshop meeting held July 10, 2006, be approved as amended.

PUBLIC HEARINGS: None

PUBLIC INFORMATION MEETINGS: None

PUBLIC COMMENT:

1. Jimmy Zisovski of Jimmy Z's at 53 Main Street reminded the Board that last year he requested and the Board approved a hawking and peddling permit for him to have a table and tent outside his restaurant on the Village sidewalk on Thursday, Friday and Saturday late nights to sell pulled pork sandwiches. He wishes to do the same from Midnight to 3am on Thursday through Saturday nights from August 25th through November 19th. The table size is 29" x 72". The tent size is 10' x 10' and 6 1/2 feet high. They would serve BBQ pulled pork and hot dogs and draw power for the warmer from inside the restaurant. A trash can would be placed next to the table. The Main Street block between State Street and Market Street would be checked for garbage after 3am.

Trustee Wagenhauser recalled there being some issue last year. S. Zarnstorff said it was that the tent had not been requested originally. J. Zisovski said there is more than enough room for pedestrian traffic to get around the tent.

→ Trustee Maziarz moved, Trustee Wagenhauser seconded, unanimously carried to grant the 3-month hawking peddling permit as requested. Clerk Morelli will notify the applicant of the applicable fee.

GUESTS:

1. Jennifer Wolfley of Liberty Street – re sex offender notification process – J. Wolfley of Liberty Street expressed concern that there is a Level 3 sex offender living 216 feet from her home and she and her neighbors were not notified. She said there are 13 children under the age of 18 on Liberty Street. The offender is 161 paces from Seward Candy and Ice Cream Shop and 3 blocks from the Barry Street Playground. She said the Village prides itself on foot traffic, especially for children, but should be using proactive policing and notify the community. She said she learned this from the Internet. However, 4 houses on her block do not even have access to the Internet. She said she spoke with Chief Varrenti who explained that the notification policy is at the discretion of each law enforcement agency. She said she contacted the District Attorney's office and they agreed. She asked the Police Chief and Village Board to consider formalizing a policy and future protocol. She said they could form a committee to assist with the notification task.

Mayor Wexler said he and Chief Varrenti were at a meeting the day J. Wolfley called. He said he knows that she spoke with Manager Coyle and then later Chief Varrenti. Mayor Wexler said there are 6 notices on the Village Hall bulletin board of sex offenders. They vary from Level 1 to Level 3. Some live in the Village and some live within the school district. Mayor Wexler said there are things you can and cannot say and do due to the rights of the offenders. He said if she knew the whole story on the incident of the level 3 sex offender, she would likely agree that notification was not necessary. Mayor Wexler said he believes Chief Varrenti and the Brockport Police Department handled the process correctly. He said some cases warrant notification of an area, the school district, day cares, or the like, and some don't.

Chief Varrenti said he had received numerous calls from the media that day accusing him of not following the law. J. Wolfley said she had contacted the media because she was so upset. Chief Varrenti said he apologizes if he was short with her, but he doesn't believe calling the media is always the best approach. He said he would much rather meet with anyone with concerns and be given an opportunity to review policy and procedure. He said there is a General Order on the subject. This was not the case previous to his arrival. He said he had to explain to the media that the notification policy is at the discretion of the law enforcement agency. Once they learned that, they had no story to chase. Chief Varrenti said the Town of Greece Police Department won't disseminate information on sex offenders at all. He said even when there is a notification, there is always going to be someone who feels they were left out, or that they could have gone one street extra. Chief Varrenti explained the current laws related to Level 1, 2, 3 sex offenders. He said although Level 3 is supposed to be the worst, depending on the circumstances some Level 1's pose a greater threat than Level 3's. He said the law is evolving on this issue. Chief Varrenti said he is comfortable with their current policy and thinks it is proactive. He said one of the Sergeants does background checks on sex offenders when they move into the jurisdiction. This is taken into consideration. He said currently there are 8 sex offenders in Brockport. Five are Level 1. Two are Level 2. One is Level 3.

Chief Varrenti said he appreciates what the Mayor said. He invited J. Wolfley to meet with him and see if there is a way to work together and improve. J. Wolfley said she would appreciate that. She said she would be willing to pay for postage if necessary. She said she works with post-incarcerates and is not easily intimidated. Chief Varrenti said that is a nice offer, but he wants to be sure that the Village, the department and residents are not put in a libelous situation.

2. Kiwanis Members – Soap Box Derby proposal – no show

3. Rebecca Gillette – Hawking-Peddling application – no show – Clerk Morelli reviewed the 6 month application of Rebecca Gillette of Edward Jones Financial to go door to door now through January 7th from 9:30am to 7pm Mondays through Saturdays. The fee would be \$250. Mayor Wexler said the applicant showed up by mistake at the last workshop and presented her application. Clerk Morelli said she wrote to her inviting her to tonight's meeting and to share that although not precluded by the Village Code, the Board ordinarily grants hawking-peddling permits for door-to-door solicitation for a specified 2-week period of time Monday through Saturday 4-8pm.

Trustee Wagenhauser said he does not wish to set a precedent since past Boards have stuck to the 2-week time period. Trustee Heyen commented that the fee schedule provides for a 6-month period and the Code does not forbid it. Trustee Wagenhauser said the Village can grant it, but he doesn't think it should be granted. Trustee Heyen suggested tabling decision and getting in touch with the applicant.

→ Trustee Castañeda moved, Trustee Maziarz seconded, Trustee Wagenhauser opposed, CARRIED to grant the hawking peddling permit as applied, but will contact her should the Village receive any complaints.

4. Matt Zimmer (NYPIRG) – Hawking-Peddling application – no show – Clerk Morelli reviewed the annual application of not for profit New York Public Interest Research Group.

→ Trustee Maziarz moved, Trustee Castañeda seconded, unanimously carried to grant the annual hawking peddling permit as requested from July 18th – 28th from 4pm – 8pm Monday through Saturday.

5. Karl Zimmer and Jason Mott for the Merchant Street Smokehouse – K. Zimmer said they are in attendance on behalf of owner Jon Mendez. He said they would like permission to hold their 2nd annual Merchant Street Smokehouse Music Festival in conjunction with the annual Arts Festival on Saturday, August 12th and Sunday, August 13th. Saturday's hours would be 11am to 11pm and Sunday's hours would be 11am to 9pm. K. Zimmer reviewed the points from their written proposal. It would be held in their parking lot. They would have numerous bands play outside. The event would be for all ages and is family oriented. Security will be provided. Orange t-shirts will identify staff. The designated area will be fenced in by orange construction fence. Those individuals 21 and over will be identified by wristbands. No one under 21 will be allowed unless supervised by an adult. A letter will be distributed to local residences stating their purpose. All workers will be voluntary and their tips will go to local charity (BISCO). Beverages will include Molson and Miller Light beer, wine tent serving various wines from Western New York as well as non-alcoholic beverages. Food will be smoked in their smoker, pulled pork egg rolls, pulled pork sandwich, hamburgers, hot dogs and pulled pork nachos. The stage will be located in the parking lot. They plan to spend \$2,000 to \$3,000 in advertising to enhance

participation from this and surrounding communities. They held this event last year without any problems and hope to be successful this year.

MINUTES OF MEETING HELD July 17, 2006 continued.....page 3

K. Zimmer further shared that they have spoken with Arts Festival Chair A. Gary Zimmer and Cool Kids Coordinator Steve Appleton. He said they indicated no problems last year. He said this year they will be more proactive about the volumes of the bands when Cool Kids programs are going on. K. Zimmer said he stopped late today to see Chief Varrenti, but missed him. He said they are open to suggestions of how they can improve. Chief Varrenti said there were no problems last year.

Trustee Maziarz said she believes the Village Board authorized suspending the noise ordinance for those 2 days for this event.

→ Trustee Castañeda moved, Trustee Wagenhauser seconded, unanimously carried approving the 2nd annual Merchant Street Smokehouse Music Festival on Saturday, August 12th from 11am to 11pm and Sunday, August 13th from 11am to 9pm – suspending the noise ordinance during this time.

6. Proclamation – Rev. David K. Robinson – St. Luke’s Episcopal Church – Mayor Wexler read the following proclamation and asked the Village Board to adopt it. Jon Bell of St. Luke’s Church was there to accept it and Mayor Wexler offered to present it at the July 30th ceremony.

PROCLAMATION

WHEREAS; the Rev. David K. Robinson has been Rector of St. Luke’s Episcopal Church for the last 20 years; and

WHEREAS; he has used his considerable talents to minister to his parishioners; and

WHEREAS; he has played a significant role in crossing denominational lines to minister to those in need; and

WHEREAS; he has been particularly sensitive to those in need during times of crisis such as the Oklahoma City bombing, Desert Storm, September 11th, and the War in Iraq; and

WHEREAS; he has been a model citizen and a mentor for all those fortunate to know him;

NOW, THEREFORE, the Village of Brockport acknowledges the leadership, dedication and talent that Father David Robinson has invested in the Brockport community and wishes he and his family continued great success in all his endeavors.

In recognition of his last day at St. Luke’s Episcopal Church Sunday, July 30th.

ADOPTED by unanimous vote of the Brockport Village Board on July 17, 2006.

IN WITNESS WHEREOF, I have here unto set my hand and caused the Corporate Seal of the Village of Brockport to be affixed this 17th day of July 2006.

Morton Wexler
Mayor

→ Trustee Castañeda moved, Trustee Heyen seconded, unanimously carried adopting the proclamation.

ANNUAL APPOINTMENTS AND ADOPTIONS:

Annual Fence Permits –

Trustee Wagenhauser moved, Trustee Castañeda seconded, unanimously carried that the following annual fence permits be renewed:

1. GE – 98 Lyman Street
2. RG&E – Perry Street and Erie Street

Resignations / Do Not Wish Term Renewal:

Trustee Castañeda moved, Trustee Maziarz seconded, unanimously carried that the following resignations / non-renewals be accepted with regret and thanks for their service:

Thomas Ferris – Historic Preservation Board
Kathy Snyder – Code Review Committee

MINUTES OF MEETING HELD July 17, 2006 continued.....page 4

APPOINTMENTS:

Mayor Wexler thanked Trustee Maziarz for her service as Vice Mayor last fiscal year and said it is with great pleasure that he appoints Trustee Castañeda as Vice Mayor. Mayor Wexler also thanked Mary Jo Nayman for her service as Trustee last fiscal year and welcomed Hanny Heyen as Trustee.

Deputy / Vice Mayor.....Trustee Castañeda

Trustee Maziarz moved, Trustee Castañeda seconded, unanimously carried that the following Village Board appointments be made:

2006 - 2007 COMMITTEE ASSIGNMENTS

Welcome Center Management Committee

William Andrews, Manager Coyle, Chris Marks, Josephine Matela, Peter Maxson, Trustee Maziarz

Building / Zoning / Code Enforcement

Trustee Maziarz & Trustee Wagenhauser

Budget and Finance

Trustee Maziarz & Mayor Wexler

Public Works

Trustee Castañeda & Trustee Heyen

Public Safety

Trustee Castañeda & Trustee Wagenhauser

Fire and Ambulance

Trustee Wagenhauser & Mayor Wexler

Personnel

Trustee Heyen & Trustee Maziarz

Economic Development

Trustee Maziarz & Trustee Wagenhauser

Parks

Trustee Castañeda & Trustee Heyen

Intergovernmental

Trustee Castañeda & Trustee Maziarz

Planning Board

Trustee Maziarz

Zoning Board of Appeals

Mayor Wexler

Library Board

Trustee Heyen

Cable Commission

Trustee Wagenhauser

Canal Revitalization

Trustee Castañeda & Trustee Maziarz

Property Remediation

Trustee Heyen & Trustee Maziarz

Village Advisory Committee

Trustee Castañeda

MINUTES OF MEETING HELD July 17, 2006 continued.....page 5

Trustee Wagenhauser moved, Trustee Maziarz seconded, unanimously carried that the following appointment be made:

External Auditor.....one year term..... Christopher Trento

Mayor Wexler shared that since Thomas D. Calandra resigned recently as Village Attorney, the Village is searching for a new Village Attorney. A few applications have been submitted. He, Manager Coyle and another Trustee will conduct interviews and bring back a recommendation to the Board. Until such time, Deputy Village Attorney Aloï has agreed to handle anything that comes up.

Village Attorney.....one year term..... _____

Trustee Maziarz moved, Trustee Castañeda seconded, unanimously carried that the following appointment be made:

Deputy Village Attorney.....one-year term..... Frank A. Aloï (pending litigation)

Trustee Wagenhauser moved, Trustee Maziarz seconded, unanimously carried that the following appointment be made:

Village Prosecutor.....one year term..... Michael D. O'Keefe

Trustee Maziarz moved, Trustee Wagenhauser seconded, unanimously carried that the following appointment be made:

Environmental Attorney Firm.....one year term.....Underberg & Kessler

Mayor Wexler commented that the Board would need to meet in executive session tonight to decide on the G.E. Memorandum of Understanding. The Board previously promised that the affected residents would be allowed to provide input on where the money (likely \$25,000) would be spent.

Mayor Wexler said Attorney Lippitt is presently assisting Attorney Smith in the lawsuit regarding the Village and Police Chief Varrenti. Trustee Wagenhauser said he is sure Attorney Smith is very capable and able to handle the case. Trustee Wagenhauser asked Mayor Wexler if Attorney Smith has called for Attorney Lippitt's assistance. Mayor Wexler said he knows they have discussed labor law, which is Attorney Lippitt's specialty. Trustee Heyen said in reviewing the bills, she noticed the May bill of Attorney Smith had a good number of lines on it for conversing with Attorney Lippitt. She asked if this was ongoing and commented that the Village has to pay both. Mayor Wexler encouraged the Board to keep Attorney Lippitt on to assist only with this case, but not utilize him for any other labor matters. He said the Board could appoint someone else to handle Stetson Club contract negotiations and general labor issues if needed. Trustee Wagenhauser said Attorney Lippitt has acknowledged that he is not a litigator. The Village does not need to pay any more lawyers than it needs to. Mayor Wexler said he thinks Attorney Smith would like Attorney Lippitt to fall back on regarding labor law. Trustee Maziarz said Attorney Smith has an entire law firm at his disposal. Mayor Wexler said it is not unlike Doctors with different specialties. Trustee Heyen said the May bill from Attorney Smith was over \$6,000. Trustee Wagenhauser said we have not yet received Attorney Lippitt's bill. Mayor Wexler asked the Board what would happen if Attorney Smith asks for labor law interpretations and no one in his firm can help. Trustee Castañeda said it could cost more. Trustee Maziarz said it would not cost more to utilize his own firm and have a paralegal do research.

Trustee Castañeda moved, Mayor Wexler seconded, Trustees Maziarz, Wagenhauser, Heyen opposed, DEFEATED that the following appointment be made:

Labor Attorney.....one year term.....David W. Lippitt

Trustee Wagenhauser moved, Trustee Castañeda seconded, unanimously carried that the following appointment be made:

Attorney representing the Village in lawsuit with Chief Varrenti....William P. Smith

Trustee Maziarz moved, Trustee Castañeda seconded, unanimously carried that the following appointment be made:

Village Clerk.....two year term.....Leslie Ann Morelli

Trustee Castañeda moved, Trustee Maziarz seconded, unanimously carried that the following appointment be made:

Village Treasurer.....two year term.....Ian M. Coyle

MINUTES OF MEETING HELD July 17, 2006 continued.....page 6

Trustee Heyen moved, Trustee Maziarz seconded, Trustee Castañeda opposed, CARRIED that the following appointment be made:

Village Manager.....one year term.....Ian M. Coyle

Trustee Castañeda said she has a problem with the position of Village Manager and in her campaign stated that the Village did not need to create this position and could save a little money for the taxpayers.

Trustee Heyen said she would say just the opposite. She said I. Coyle is talented and active and tackles a tremendous amount of things. He is worth the extra money and more. She said she may be a newcomer and has found him extremely knowledgeable and helpful.

Trustee Maziarz moved, Trustee Wagenhauser seconded, unanimously carried that the following appointment be made:

Village Historian.....one year term.....Jacqueline Morris

Mayor Wexler said the Board recently accepted the resignation of Mary Lynne Turner as Museum Director. The Brockport Community Museum Board is currently considering what role they may play in staffing and operating the Emily L. Knapp Museum and Library of Local History on the 2nd and 3rd floors of the Village Hall.

Museum Director.....one year term....._____

Trustee Wagenhauser moved, Trustee Castañeda seconded, unanimously carried that the following appointment be made:

Official Repositories.....JP Morgan/Chase
HSBC

Trustee Wagenhauser moved, Trustee Castañeda seconded, unanimously carried that the following appointment be made:

Official Newspaper.....Suburban News

Trustee Castañeda moved, Trustee Wagenhauser seconded, unanimously carried that the following appointment be made:

Planning Board.....five-year term to 2011.....Arthur Appleby

Trustee Castañeda moved, Mayor Wexler seconded, unanimously carried that the following appointment be made:

Zoning Board of Appeals.....five-year term to 2011.....Irene Manitsas

Trustee Castañeda moved, Trustee Maziarz seconded, unanimously carried that the following appointment be made:

Seymour Library Board (Brockport rep.)....5-year term to 2011.....Jeffrey Davignon

Trustee Castañeda moved, Trustee Maziarz seconded, unanimously carried that the following appointment be made:

Historic Preservation Board.....three-year term to 2009.....David Strabel

Trustee Heyen moved, Trustee Maziarz seconded, unanimously carried that the following appointment be made:

Historic Preservation Board.....three-year term to 2009.....Kathleen Goetz

Trustee Castañeda moved, Trustee Maziarz seconded, unanimously carried that the following appointment be made:

Historic Preservation Board.....three-year term to 2009.....Judith Jones

MINUTES OF MEETING HELD July 17, 2006 continued.....page 7

Mayor Wexler shared that Clerk Morelli has placed an advertisement in the Suburban News for the following vacancies. The two seats on the Historic Preservation Board will require the Mayor to bring names forward for the Trustees consideration. However, the seat on the Code Review Committee has been vacated and the Mayor has the right to appoint someone to complete this term without Trustees approval.

Trustee Maziarz asked what gives him that authority. Mayor Wexler referred her to the NYCOM Handbook for Village Officials and said he would be happy to provide her with the section.

Historic Preservation Board.....three-year term to 2009 _____

Historic Preservation Board.....three-year term to 2009 _____

Code Review Committee.....complete term to 2008 _____

ADOPTIONS:

Trustee Wagenhauser moved, Trustee Castañeda seconded, unanimously carried that the following meeting and workshop schedules for the 2006-2007 fiscal year be approved:

2006-2007 VILLAGE OF BROCKPORT MEETINGS

Please note that all Village meetings begin at 7pm.

Village Board Meetings

Regular meeting nights: First and Third Monday of each month (September – May)
Third Monday of each month (June – August), unless otherwise noted

Department Heads are in attendance the third Monday meeting of each month.

August 21, 2006	February 5, 2007
September 5, 2006 (Tuesday)	February 20, 2007 (Tuesday)
September 18, 2006	March 5, 2007
October 2, 2006	March 19, 2007
October 16, 2006	April 2, 2007
November 6, 2006	April 16, 2007
November 20, 2006	May 7, 2007
December 4, 2006	May 21, 2007
December 18, 2006	June 18, 2007
January 2, 2007 (Tuesday)	July 16, 2007
January 16, 2007 (Tuesday)	August 20, 2007

Village Board Workshops

Regular meeting nights: Fourth Monday of each month, unless otherwise noted

August 7, 2006	February 26, 2007
September 25, 2006	March 26, 2007
October 23, 2006	April 23, 2007
November 27, 2006	May 29, 2007 (Tuesday)
December – none	June 25, 2007
January 22, 2007	July 23, 2007
	August 27, 2007

Planning Board

Regular meeting nights: 2nd Monday of each month

Submittal Deadline: Wednesday by Noon before the Monday meeting.

Zoning Board of Appeals

Regular meeting nights: 4th Tuesday of month (only upon application)
Submittal Deadline: At least 3 weeks prior to meeting.

Historic Preservation Board

Meets only as needed.

MINUTES OF MEETING HELD July 17, 2006 continued.....page 8

**VILLAGE OF BROCKPORT HOLIDAY SCHEDULE
June 1, 2006 – May 31, 2007
Adopted by Village Board 3/6/06**

Floater:	Monday, July 3
Independence Day:	Tuesday, July 4
Floater:	Friday, September 1 (except Stetson Club)
Labor Day:	Monday, September 4
Columbus Day:	Monday, October 9 (non-Union only)
Veterans Day:	Friday, November 10 (Sat. for 24/7 operations)
Thanksgiving Day:	Thursday, November 23
Day after Thanksgiving:	Friday, November 24
Floater:	Sunday, December 24 (Stetson Club only)
Christmas Day:	Monday, December 25
Floater:	Sunday, December 31 (Stetson Club only)
New Year's Day:	Monday, January 1
Martin Luther King Day:	Monday, January 15
Presidents Day:	Monday, February 19 (non-Union only)
Good Friday:	Friday, April 6
Floater:	Friday, May 25 (except Stetson Club)
Memorial Day:	Monday, May 28

Trustee Castañeda moved, Trustee Maziarz seconded, unanimously carried adopting the hours credited for NYS retirement purposes:

**RESOLUTION
STANDARD WORK DAY/WEEK/MONTH
FOR NEW YORK STATE RETIREMENT PURPOSES**

BE IT RESOLVED, that the Village Board be and hereby establishes the following as a standard workday for elected and appointed officials for the purpose of determining days worked reportable to the New York State and Local Employees' Retirement System:

RESOLVED: that the standard work day for the **Mayor** (if enrolled in said retirement system) be established at six (6) hours per day / twenty (20) days per month; and be it

RESOLVED: that the standard work time for the **Trustees** (if enrolled in said retirement system) be established at five (5) days per month; and be it

RESOLVED: that the standard work time for **Planning Board** members (if enrolled in said retirement system) be established at sixteen (16) hours per month; and be it

RESOLVED: that the standard work day for the **Village Clerk** be established at eight (8) hours per day; and be it

RESOLVED; that the standard work day for the **Village Manager** be established at eight (8) hours per day; and be it

RESOLVED: that the standard work day for the **Village Treasurer** be established at eight (8) hours per day; and be it

RESOLVED: that the standard work day for the **Water Clerk** be established at eight (8) hours per day; and be it

RESOLVED: that the standard work day for the **A/P – P/R (Accounts Payable and Payroll) Clerk** be established at eight (8) hours per day; and be it

RESOLVED: that the standard work day for the **Building/Zoning Officer** be established at eight (8) hours per day; and be it

RESOLVED: that the standard work day for the **Police Chief** be established at eight (8) hours per day; and be it

RESOLVED: that the standard work day for **Police Officers** be established at eight (8) hours per day; and be it

RESOLVED: that the standard work day for the **full-time Police Department Secretary** be established at eight (8) hours per day; and be it

MINUTES OF MEETING HELD July 17, 2006 continued.....page 9

RESOLVED: that the standard work time for the **part-time Police Department Secretary** be established at twenty (20) hours per week or four (4) hours per day; and be it

RESOLVED: that the standard work time for the **part-time Department of Public Works Secretary** be established at twenty (20) hours per week or four (4) hours per day; and be it

RESOLVED: that the standard work time for the **part-time Building/Zoning/Code Enforcement Office Secretary** be established at twenty (20) hours per week or four (4) hours per day; and be it

RESOLVED: that the standard work time for the **Crossing Guard** be established at twenty (20) hours per week; and be it

RESOLVED: that the standard work day for the **Department of Public Works Superintendent** be established at eight (8) hours per day; and be it

RESOLVED: that the standard work day for the **Department of Public Works Foreman** be established at eight (8) hours per day; and be it

RESOLVED: that the standard workday for the **Department of Public Works Laborers** be established at eight (8) hours per day.

Mayor Wexler shared that he does not participate in the retirement system in his capacity as Mayor.

Trustee Maziarz moved, Trustee Castañeda seconded, unanimously carried that the following fee schedule for the 2006-2007 fiscal year be approved:

FEE SCHEDULE

PLANNING BOARD FEES

Change of use (for the first 1,500 sq. ft.).....	\$25.00 plus .05 per added sq. ft. over 500
Site plan (new construction).....	\$500.00 plus .05 per sq. ft.
Site plan (existing).....	\$250.00 plus .05 per sq. ft.
Subdivision (per Code).....	\$100.00 plus \$50 per lot
Special Meeting at request of applicant	\$50.00
Public Hearing if Board deems necessary	\$50.00

Note: All engineering costs charged to the Village for review of applicant's plans shall be charged back to the applicant. No building permit shall be issued until all fees and charges are paid.

VILLAGE BOARD FEES

Rezoning application.....	\$500.00
---------------------------	----------

ZONING BOARD OF APPEALS FEES

Area Variance	\$150.00
Use Variance	\$300.00
Interpretation.....	\$150.00
Other (special permit or authorization required by code).....	\$150.00

BUILDING & INSPECTION FEES

RESIDENTIAL NEW HOME CONSTRUCTION – includes Certificate of Occupancy inspection fee:

800 – 1,100 square feet	\$200.00
1,101 – 1,300 square feet ..	\$250.00
1,301 – 1,500 square feet ..	\$300.00
1,501 – 1,700 square feet ..	\$350.00
1,701 – 2,000 square feet ..	\$400.00
2,001 – 3,000 square feet ..	\$450.00
3,001 – 5,000 square feet ..	\$500.00

RESIDENTIAL NEW CONSTRUCTION – (additions, remodeling) - includes Certificate of Occupancy inspection fee:

Value of construction from	\$0 - \$500	\$45.00
Value of construction from	\$500 - \$10,000	\$65.00
Value of construction from	\$10,000 - \$50,000	\$85.00
Value of construction from	\$50,000 - \$100,000	\$105.00
Value of construction from	\$100,000 - \$150,000	\$125.00
Value of construction from	\$150,000 and up	\$150.00
..... plus \$10.00 for each \$10,000 of construction value		

MINUTES OF MEETING HELD July 17, 2006 continued.....page 10

RESIDENTIAL ACCESSORY STRUCTURES – includes Certificate of Compliance inspection fee:

Decks.....	\$30.00
Above ground pools.....	\$30.00
In ground pools.....	\$40.00
Sheds (144+sf).....	\$20.00
Replace gas appliances.....	\$15.00 i.e. hot water heater, furnace
New gas appliances.....	\$20.00 i.e. fireplace, gas log sets, fixed piped home generators

RENTAL PROPERTY CERTIFICATE OF OCCUPANCY

Single family rental	Code 210.....	\$30.00
Two family rental.....	Code 220.....	\$40.00
Three family rental	Code 230.....	\$60.00
Townhouses	Code 411.....	\$20.00 per unit
Apartment building.....	Code 411.....	\$100.00 per building
Inn / rooming house	Code 418.....	\$80.00

MISCELLANEOUS

Tax Search	\$10.00
Copies.....	\$.25 per page
Returned Check Charge	\$20.00
Zoning Chapter of Code Book	\$25.00
Zoning Map (color).....	\$5.00
Sign Permit	\$15.00
Sidewalk Use Permit.....	\$200.00
Hawking & Peddling Permit	1 to 7 days.....\$100.00
.....	6 months or less.....\$250.00
.....	1 year.....\$500.00
Parade / Procession Permit	no charge
Fireworks Permit.....	no charge
Appliance with Freon	\$25.00
Garbage and Trash Pick-Up	cost to Village plus \$50.00
Garbage Cans Pick-Up	\$25.00 per can
Lawn Mowing.....	\$150 per hour per man plus equipment
Waste Hauler Annual Permit.....	\$1,500.00
Facilities Use Permit	\$25.00 deposit

PLUMBING & SEWER FEES

Plumbing License	\$25.00
Plumbing Permit.....	\$25.00 plus \$2.00 per fixture
Out of District Sewer Users.....	If on Village water: .80 cents /1,000 gallons water used
.....	If not on Village water: \$50.00 per unit (Unit = 50,000 gallons water per MCPW)
Sewer Tap Inspection (Monroe County Pure Waters).....	\$250.00 plus
.....	If Village installed \$200.00
.....	If contractor installed. \$125.00

CANAL FRONT AMMENITIES

Boats 16' or less	\$4
Boats 17' – 30'	\$6
Boats 31' – 40'	\$8
Boats 40'	\$10
Commercial Boats.....	\$15

POLICE DEPARTMENT FEES

Copy of Police Report...	no charge
--------------------------	-----------

Fingerprinting (NON-Village resident/merchant) \$15.00

Record Check \$5.00

Pay Village Clerk for fingerprinting or record check then make appointment with Police Department.

Parking

- o Illegally Parked \$30
- o Winter Parking Ordinance \$40
- o Fire Lane / Hydrant..... \$50
- o Handicapped Parking \$60*

Fines doubled if not paid or contested within 30 days.

*Applicable NYS surcharges may be applied by the adjudicating agency.

MINUTES OF MEETING HELD July 17, 2006 continued.....page 11

WATER:

Water Rate Schedule – Effective January 1, 2005
As Adopted December 8, 2004

Rates for the sale of water to all customers of the Board of Water Commissioners.

QUARTERLY METERED SERVICE WITHIN THE VILLAGE OF BROCKPORT:

All Water Usage	\$ 3.63 per M gallons
Minimum Billing	\$15.00 per quarter

QUARTERLY METERED SERVICE OUTSIDE THE VILLAGE OF BROCKPORT:

All Water Usage	\$ 4.67 per M gallons
Minimum Billing	\$20.00 per quarter

MONTHLY METERED SERVICE WITHIN THE VILLAGE OF BROCKPORT:

All Water Usage	\$ 3.63 per M gallons
Minimum Billing	\$15.00 per month

MONTHLY METERED SERVICE OUTSIDE THE VILLAGE OF BROCKPORT:

All Water Usage	\$ 4.67 per M gallons
Minimum Billing	\$20.00 per month

UN-METERED WATER:

The rate for un-metered water sales shall be \$6.00 per thousand gallons

TERMS AND PAYMENT:

All bills and charges of the Water Commissioners are payable net cash within thirty (30) days. A delinquent charge of 10% will be added to the bill for non-payment by the due date.

11.9 SERVICE CONNECTIONS:

A. The fees charged upon application for water service tap (including meter) to the Commissioner's are as follows:

SIZE OF SERVICE

Fee Charge

¾" and 1" with 5/8" or ¾" meter and under.....	\$1,000.00
¾" and 1" with 1" meter.....	\$1,100.00
1 ½" with 1 ½" meter.....	\$1,500.00
2" with 2" meter.....	\$2,000.00
Over 2".....	See Sub-Section..... 11.14

The Commissioners will install the service pipe and appurtenances on public streets from the water main to and including the curb box and shutoff. Easements acceptable to the Commissioners must be furnished to them for service installation if private property is involved. Water meters will be furnished and connected by the Commissioners and will remain the property of the Commissioners. (Section IV and Section V)

B. Where a tap already exists, or is being installed under a Main Extension, the fees charged are as follows:

SIZE OF SERVICE

Fee Charge

¾" and under	\$200.00
1".....	\$250.00
1 ½".....	\$360.00
2".....	\$530.00
Over 2".....	See Sub-Section 11.14

In addition to the fee charges set forth above for the service taps, there will be an additional charge if, upon installation, the Commissioners have to supply any other necessary parts in

order to effect the tap.

C. DELETED

D. SERVICE DISCONTINUANCE

Any water service account which carries an unpaid balance for two billing quarters or more is subject to discontinuance of service, and a fee of \$100.00 will be collected prior to restoration of the service.

E. Any use or attachment to an unprotected, unmetered fire hydrant for other than fire-fighting purposes is subject to an Unauthorized Hydrant Use Fee of \$500.00.

F. The rate for unmetered water sales shall be \$6.00 per thousand gallons.

MINUTES OF MEETING HELD July 17, 2006 continued.....page 12

Trustee Maziarz moved, Trustee Castañeda seconded, unanimously carried adopting the following stop signs and traffic signals for the Village of Brockport:

- 1) Adams Street at Chappell Street
- 2) Adams Street at Utica Street
- 3) Allen Street at Centennial Avenue
- 4) Barry Street at Fayette Street
- 5) Barry Street at Keable Court (eastbound and westbound)
- 6) Beach Street at Erie Street
- 7) Beach Street at Holley Street
- 8) Berry Street at Fayette Street
- 9) Beverly Drive at Idlewood Drive
- 10) Briar Rose Lane at Cailyn Way (not dedicated yet)
- 11) Brockview Drive at Frazier Street
- 12) Brockway Place at Chappell Street
- 13) Brockway Place at Main Street
- 14) Brook Terrace at #24 Brook Terrace
- 15) Brook Terrace at Brookdale Road
- 16) Brook Terrace at South Avenue
- 17) Brookdale Road at Main Street
- 18) Burroughs Terrace at Fair Street
- 19) Candlewick Drive at Havenwood Drive
- 20) Carolin Drive at Clark Street (northbound and southbound)
- 21) Carolin Drive at West Avenue
- 22) Centennial Avenue at Allen Street
- 23) Centennial Avenue at Main Street
- 24) Central School Drive and Centennial Avenue
- 25) Chappell Street at Adams Street
- 26) Chappell Street at Centennial Avenue
- 27) Cherry Drive at Clark Street
- 28) Cherry Drive at Evergreen Road
- 29) Clark Street at Carolin Drive (eastbound and westbound)
- 30) Clark Street at Evergreen Road
- 31) Clark Street at Kimberlin Drive
- 32) Clark Street at Main Street
- 33) Clark Street at Smith Street (eastbound and westbound)
- 34) Clinton Street at Main Street
- 35) Cloverwood Drive at Candlewick Drive
- 36) Coleman Creek Road at Central School Drive
- 37) Coleman Creek Road at Main Street
- 38) College Street at Main Street
- 39) College Street at Utica Street
- 40) Commencement Drive at Holley Street
- 41) Cyrus Way at McCormick Lane (not dedicated yet)
- 42) Erie Street at Beach Street (eastbound and westbound)
- 43) Erie Street at Perry Street (eastbound and westbound)
- 44) Erie Street at Utica Street (eastbound and westbound)
- 45) Evelyn Drive at Glendale Road
- 46) Evergreen Road at Clark Street
- 47) Fair Street at Quaker Maid Street
- 48) Fayette Street at East Avenue
- 49) Frazier Street at Fayette Street
- 50) Frazier Street at Glendale Road (eastbound and westbound)
- 51) Frazier Street at Keable Court (eastbound and westbound)
- 52) Gardner Alley at Clinton Street
- 53) Gardner Alley at King Street
- 54) Glendale Road at Barry Street

- 55) Glendale Road at East Avenue
- 56) Glendale Road at Frazier Street (northbound and southbound)
- 57) Gordon Street at Spring Street
- 58) Gordon Street at State Street
- 59) Graves Street at Clark Street
- 60) Graves Street at West Avenue
- 61) Havenwood Drive at East Avenue
- 62) High Street at Park Avenue
- 63) Hillcrest Parkway at Main Street
- 64) Holley Street at Main Street
- 65) Holley Street at Perry Street (eastbound and westbound)
- 66) Holley Street at Utica Street (eastbound and westbound)
- 67) Idlewood Drive at Clark Street

MINUTES OF MEETING HELD July 17, 2006 continued.....page 13

- 68) Idlewood Drive at West Avenue
- 69) Keable Court at Barry Street
- 70) Keable Court at Frazier Street
- 71) Kenyon Street at Monroe Avenue
- 72) Kimberlin Drive at Clark Street
- 73) Kimberlin Drive at West Avenue
- 74) King Street at Utica Street
- 75) Liberty Street at Fayette Street
- 76) Liberty Street at Main Street
- 77) Lincoln Street at King Street
- 78) Locust Street at Barry Street
- 79) Lyman Street at Fayette Street
- 80) Lyman Street at Locust Street
- 81) Market Street at Main Street
- 82) Market Street at Park Avenue
- 83) Maxon Street at Kenyon Street
- 84) Maxon Street at Utica Street
- 85) McCormick Lane at East Avenue
- 86) Meadowview Drive at Clark Street
- 87) Meadowview Drive at Evergreen Road
- 88) Mercer Street at Chappell Street
- 89) Monroe Avenue at Holley Street
- 90) Monroe Avenue at Main Street
- 91) Monroe Avenue at Utica Street (eastbound and westbound)
- 92) Morgan Court at Evergreen Road
- 93) Owens Road at State Street
- 94) Oxford Street at Spring Street
- 95) Oxford Street at State Street
- 96) Park Avenue at South Street (east and west of triangle)
- 97) Park Avenue at State Street (northbound and southbound)
- 98) Quaker Maid Street at South Avenue
- 99) Quarry Street at Locust Street
- 100) Queen Street at Clinton Street
- 101) Queen Street at Erie Street
- 102) Queen Street at Holley Street
- 103) Residence Drive at Kenyon Street
- 104) Smith Street at Clark Street (northbound and southbound)
- 105) Smith Street at West Avenue
- 106) South Avenue at Brook Terrace
- 107) South Avenue at Main Street
- 108) South Avenue at Owens Road
- 109) South Avenue at Quaker Maid Street
- 110) South Street at Main Street
- 111) South Street at Park Avenue
- 112) State Street at Park Avenue (eastbound and westbound)
- 113) Union Street at Park Avenue
- 114) Utica Street at Adams Street
- 115) Utica Street at Clinton Street
- 116) Utica Street at College Street (northbound and southbound)
- 117) Utica Street at Erie Street (northbound and southbound)
- 118) Utica Street at Holley Street (northbound and southbound)
- 119) Utica Street at Monroe Avenue (northbound and southbound)
- 120) Victory Drive at Barry Street
- 121) Victory Drive at Frazier Street
- 122) Washington Street at State Street
- 123) Water Street at Market Street

- 124) Westwood Drive at Glendale Road
- 125) Willowbrooke Drive at West Avenue
- 126) Winston Woods at South Avenue (privately owned)

Village owned and operated traffic signal – Adams Street at Allen Street

MINUTES OF MEETING HELD July 17, 2006 continued.....page 14

DEPARTMENT REPORTS:

A. PUBLIC WORKS – Superintendent Harry G. Donahue

- 1. Hiring authorization – Superintendent Donahue thanked the Board for hiring authorization of Kevin Kuszlyk at the workshop meeting. He now requested hiring authorization of Patrick Farrell. Mayor Wexler commented that these two new laborers fall under the new tiered pay schedule which saves the Village \$22,500.

→ Trustee Castañeda moved, Trustee Maziarz seconded, unanimously carried to hire Patrick Farrell as a full time DPW laborer.

- 2. Part Time Clerk – Superintendent Donahue shared that they received only 2 applications after the first advertisement. Another ad is going out with an application deadline of July 31st.

B. POLICE DEPARTMENT – Chief Daniel P. Varrenti

- 1. National Night Out – Chief Varrenti shared that the annual National Night Out event is scheduled for Tuesday, August 1st at the Vets Club on West Avenue. All are invited for free food, games, demonstrations and information. Chief Varrenti presented a \$500 check to Manager Coyle for deposit into the Community Service line. This is from Kelly Lewis State Farm Agency. He thanked her for regularly helping with their events.
- 2. Traffic Safety Awards – Chief Varrenti shared that he and Mayor Wexler attended the AAA breakfast awards meeting for crossing guards. The Village of Brockport was presented with the AAA platinum award for the second year in a row. Only 8 other municipalities in New York State received this award this year. He said it is a team effort and a nice tribute.
- 3. Cycling Event – Chief Varrenti referred to Trustee Heyen’s memo requesting a hospitality stop in Brockport on Sunday, August 13th after 9am when Spencerport bikers come through on a Greater Spencerport Chamber of Commerce event. Trustee Heyen suggested the stop be held on the safer, east side of Main Street. This is part of the first statewide Annual Canal Splash celebration to be held August 12-13. This works in well with the Arts Festival.

Trustee Maziarz agreed that stopping before the Main Street Bridge would be safer. Chief Varrenti said the road would be closed so crossing is really not an issue.

- 4. Scholarship Award – Chief Varrenti shared that there were 20 submittals by high school seniors who wish to go to college and study criminal justice. The winner of the 1st annual Scholarship award was Nathan Parrino. He received \$500 funded solely by the officers. He said they plan to offer this scholarship opportunity every year. Chief Varrenti thanked Robbi Hess of the Suburban News for the nice article.

Trustee Maziarz thanked Chief Varrenti and the officers and suggested future recipients be introduced at a Village Board meeting. Chief Varrenti said a photo in the local papers would be forthcoming. Chief Varrenti said this is part of an ongoing effort of the officers to give back to the community. Other ways include National Night Out, the Christmas party, gift giving to the nursing home residents and the like.

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

- 1. Monthly Reports – May – S. Zarnstorff said his reports would continue to be available monthly. However, he would like to present trends and highlights quarterly at Village Board meetings.
- 2. Code Enforcement Collaboration – S. Zarnstorff shared that he and the Code Enforcement Officers from Sweden, Clarkson and Hamlin have set up monthly meetings to share information and collaborate. He said all are essentially 1-man departments, so it is nice to be able to bounce ideas and situations off of each other. The next topic will be that of swimming pools. There are lots of easy, inflatable pools going up. However, there are safety concerns.

Any water depth over 24 inches requires a permit. Although professional installation is not necessary, there are still access and electrical issues. He said there was a good article in the Democrat and Chronicle recently.

Trustee Wagenhauser asked if those putting up the pools are being asked to take them down or get permits. S. Zarnstorff said they are being asked to get permits. Trustee Maziarz suggested putting an article in the local papers. Trustee Castañeda suggested also putting an article in the upcoming Village newsletter. Trustee Castañeda said she is glad to hear of this collaboration.

3. CEDAR Program – S. Zarnstorff shared that he was called into action as a member of Governor Pataki’s CEDAR Program initiative (code enforcement disaster assistance response) that operates under the office of New York State Fire Prevention and Control. He informed newer Trustees that he was authorized by resolution by past Board members to participate. The team assesses buildings damaged by flood, wind, earthquake or other disaster.

MINUTES OF MEETING HELD July 17, 2006 continued.....page 15

He recently spent two days of the long 4th of July holiday weekend in the Binghamton area in the Village of Owego, County of Tioga. The team assessed 500 homes and structures of which 31 were classified as substantially damaged. The communities were very appreciative and he is always honored to represent the Village of Brockport. He said if our area ever needed emergency assistance, it would be provided.

D. FIRE /AMBULANCE / COMMUNICATIONS - Chief Laurence C. Vaughan

1. Membership Adds/Drops/Transfers – Chief Vaughan asked the Board to consider approving the following drops: Craig Hadden, Jason Delano, Robert Barber (Explorer), Barbara Sanspre (Explorer) the following adds: Jessica Kraus to ambulance, Andrea Miller to ambulance, Shawnie Shipe to Explorer Post, the following name change due to marriage: Kasey Smith to Kasey Perkins, the following exempt certificate: Robert Zimny.

→ Trustee Maziarz moved, Trustee Castañeda seconded, unanimously carried approving the previously mentioned adds, drops, transfers and exempt certificates.

2. Call Load – Chief Vaughan reported 446 fire incidents year to date and 917 EMS calls year to date for a total of 1,363 on the year. They are averaging 6.7 calls per day.
3. Thanks / Welcome – Chief Vaughan thanked Mary Jo Nayman for her year of service as Trustee and welcomed Hanny Heyen as new Trustee.
4. National Night Out – Chief Vaughan said they are looking forward to working with the Police Department on their National Night Out on August 1st. Past efforts have worked well.
5. SUNY Drill – Chief Vaughan shared that they will be conducting a fairly large-scale drill at SUNY Brockport’s Mortimer Hall on Sunday morning, July 23rd. This involves many area Fire Departments and Ambulance Corps. It is a busy day with the Farmer’s Market and the Bed Race, but the window of opportunity is very small and evening drills do not get the attendance that they can get on a weekend morning.
6. Consolidation Update – Chief Vaughan said consolidation plans continue to move forward. They are currently accepting applications from current members to join the NEW Fire Department, which is basically a formality and a paper trail. A nominations and election committee is in place and has started the letter of intent process for people who wish to seek the offices of President, Vice President or Board Member. The time line for election is September 5th and transfer of power September 21st seems reachable.
7. Proposed Purchase of Surplus Hose – Chief Vaughan referred to a proposal to buy a quantity of used large diameter supply hose from the Bergen Fire Department. They have replaced their old hose with 5” hose and have about 2,100 feet of 4” hose available at a very reasonable price. He has forwarded a purchase offer to them, contingent on Board approval. The availability of this hose came to light mid-week and is a good deal. Chief Vaughan said this hose is 10 years old compared to ours at 23 years old. They offered .75 per foot x 2,100 feet for a total of \$1,575. It has no warranty implied.

Trustee Wagenhauser asked if this was budgeted for. Chief Vaughan said they budgeted for 1 ¼” hose, but not 4” hose. Trustee Wagenhauser asked when they anticipate putting 4” hose in the budget. Chief Vaughan said it has been put in and taken out many times because it is expensive. Manager Coyle reported that the Fire Department is a bit under budget at 41% for 6 months. He said they could move some money to the hose line. Trustee Maziarz said she does not want to lose this opportunity, but wants to stay on budget.

→ Trustee Castañeda moved, Trustee Maziarz seconded, unanimously carried authorizing the

purchase of 2,100 feet of 4" inch hose from the Bergen Fire Department for \$1,575.

- 8. Silsby Steamer – Chief Vaughan asked for permission to take the old fire steamer to a celebration in Friendship, NY on July 29th. They are celebrating the restoration of their 1881 Silsby Steamer and since we have a Silsby Steamer, it would be fitting to attend and display our unit.

→ Trustee Maziarz moved, Trustee Castañeda seconded, unanimously carried to grant permission of the above.

- 9. Main Street & Bridge Closure Problems – Mayor Wexler referred to a memo from Chief Vaughan regarding problems with having Main Street and the Bridge closed during the recent sidewalk sale. Mayor Wexler said he met with some of the Department Heads a few days after the event regarding the closing of Main Street for this and other events. Now that the Smith Street Bridge is out of use, closing the Main Street Bridge and only leaving the Park Avenue Bridge is troublesome. Safety is the most important thing and getting emergency equipment to
MINUTES OF MEETING HELD July 17, 2006 continued.....page 16

it where it is needed as fast as possible should be the number one priority. Chief Vaughan said is one thing when paid ambulance staff is on during the day and already at the ambulances. However, getting volunteers to the firehouse to get the emergency equipment out is difficult.

Trustee Maziarz asked if an ambulance could be stationed at the West Avenue firehouse during events. Chief Vaughan said it could if they were flush with volunteers in that area to be able to get to the ambulance. Trustee Maziarz then suggested leaving the Main Street Bridge open so that Market Street and Water Street could still be used for vehicle traffic.

Trustee Heyen said all events requiring Main Street closure should be closely looked at. She suggested moving some of the vendors for the Arts Festival further south – maybe beginning past the Strand rather than the bridge.

all, Trustee Castañeda said the Village Advisory Committee suggested not using Main Street at but side streets instead.

Trustee Maziarz said the electricity is limited for vendor use and most of it is on the Village poles. She said they had that problem since a few vendors for the Farmers Market needed electricity.

he Chief Vaughan said the highest safety hazard is the downtown area from State Street / Erie Street to the Canal. There are many offices and apartments above the storefronts. He said feels like they roll the dice every time Main Street is blocked off.

Fire Mayor Wexler said many communities utilize the sidewalks of their downtown districts, not the streets. Chief Vaughan said he plans to meet with A.G. Zimmer of BISCO regarding leaving the center of the street open for emergency equipment. He said A.G. Zimmer is a former Chief and former Police Chief and should certainly understand the issue.

time next Trustee Maziarz said she does not disagree, but thinks it is rather late notice for this year as BISCO's plans have been underway for 9 months. Chief Vaughan said this is not the first the issue has been raised. If it can't be done for this year, it will have to be planned for year.

in Chief Varrenti said it is time to put the cards on the table. Now with the Smith Street Bridge out, requests for future events will require traffic control and a public safety presence. This costs money. He said he is not anti-events, but there is a cost to closing Main Street. Traffic jams are just being moved from one area to another. The Village has been lucky so far, but the future may face the costs of a legal settlement if someone is hurt. We should work to prevent that.

must said it to close be Mayor Wexler said the Board most recently had a request for street closure for a Soap Box Derby. He said the requests keep coming. The Board recommends State Street, but that not have been satisfactory, as the organizers did not return to the Board. Mayor Wexler can no longer be business as usual. The Board cannot continue to say yes to requests Main Street. We've been lucky so far. However, our luck may not hold out. Some will be upset, but safety is the key. The worst possible scenario needs to be considered.

- 10. Mutual Aide – Chief Vaughan said the Fire Department sent Joe Richards and Pat Maar to the Binghamton area July 1st and 2nd to work with area Fire Departments to mitigate the flooding problems.

11. Unauthorized Conferences – Trustee Maziarz expressed concern that there were bills from two conferences in which Fire Department members attended, but did not request or receive Village Board approval. The first was the NYS Chiefs Conference in which 5 went and the second was the Chief’s Equipment Expo in which 20 went. She said the first concern is not receiving approval first, and the second concern is how many people went. She suggested scaling down the number of attendees and having those that attend pick up or present information to others. Chief Vaughan apologized and said that it was an oversight. Trustee Castañeda suggested they review the Village Board meeting schedule and submit requests in a timely fashion. Trustee Maziarz said they might also want to work through their liaisons.

E. TREASURER / VILLAGE MANAGER - Ian M. Coyle

1. Establish sewer capital reserve – Per Manager Coyle’s memo: As referenced in prior meetings, specifically during budget season, the Village is legally obligated to use the June, July and August sewer rent revenues for sewer operation and maintenance purposes. We have a sewer reserve fund in the general fund (Project #49), however, it is grouped with sidewalks, streets and curbs and is not a “stand-alone” sewer capital reserve. I. Coyle recommends establishing a new and separate Capital Reserve Fund for Sewer Improvements pursuant to General Municipal Law Section 6-c. This reserve would be established for a type, not specific, capital

MINUTES OF MEETING HELD July 17, 2006 continued.....page 17

improvement and therefore the establishment of the reserve is not subject to permissive referendum. Future expenditures from the reserve, however, would be subject to this requirement. The Village could use the next months’ revenues as seed money. Coupled with current sewer rent savings account balances, the Village will have a healthy capital reserve established within a few months. This will be used for sanitary sewer improvement projects.

→ Trustee Castañeda moved, Trustee Maziarz seconded, unanimously carried to establish said sewer capital reserve.

F. CLERK - Leslie A. Morelli – No report.

G. ATTORNEY – / DEPUTY ATTORNEY – Frank A. Alo

SUPPORT BOARDS REPORTS:

- A. PLANNING BOARD – Chair R. Scott Winner
- B. LIBRARY BOARD – President Matthew Minor
- C. ZONING BOARD OF APPEALS - Chair John Bush

VILLAGE BOARD REPORTS:

- A. Trustee Maziarz
 1. Artwork in Village Hall and Welcome Center – Trustee Maziarz said Clerk Morelli and Manager Coyle had memo’d the Board about the SUNY Summer Program for the Visual Arts under the direction of Cindy DeFelice wanting to hang some of their artwork on empty walls in the Village Hall Conference Room and the Welcome Center. This is the same group that has artistic banners on Main Street.

Trustee Castañeda asked if the artwork could be previewed. Trustee Maziarz said yes.

→ Trustee Maziarz moved, Trustee Castañeda seconded, unanimously carried to allow the artwork to be hung in the Village Hall and Welcome Center.

2. BISCO – Trustee Maziarz said she attended the recent BISCO meeting. She said Roger Smith would be prepared with coffee. She offered to contact Brad Alexander and/or other merchants regarding a donation of donuts. The Mayor and Trustees agreed to serve the annual coffee and donuts to the Arts Festival vendors on Sunday, August 13th as they prepare to re-open their booths. They will meet at the Market Street firehall at 8:30am. If needed, the Board agreed to spend up to \$100 on donuts.

B. Trustee Castañeda

1. Village Advisory Committee – Trustee Castañeda shared the following from the July 12th Village Advisory Committee meeting:
 - a. Welcome packet – Marilyn Colby and SUNY Good Neighbor Committee are working on
 - b. Street coverage – still accepting position interest forms for the Village Advisory Committee. Ultimately, would like to have one representative for every street.
 - c. Dr. Goetz is encouraging kids to walk to school. They hope he will be at the next meeting.
 - d. Sidewalk Sale – Main Street Bridge closure – safety concerns and traffic jams

2. NYSDOT – Bridges – Trustee Castañeda spoke to Dan Blackburn, one of 10 NYSDOT Bridge

Supervisors. He is willing to attend the August 7th Village Board workshop. He said with proper maintenance, the Smith Street Bridge could be preserved.

3. Welcome Center – Trustee Castañeda said according to Joe Albert of the Monroe County Health Department, Ken Pike needs to certify his work on the project. There are new guidelines regarding testing and she said the following could do the testing: Mitigation Tech at 637-7437 or Mahar Construction at 271-0531.

C. Trustee Wagenhauser

1. Welcome Trustee Heyen – Trustee Wagenhauser welcomed Trustee Heyen and said he looks forward to a productive working relationship.

2. Jack Mazarella – Trustee Wagenhauser shared that Jack Mazarella has provided services to the greater Brockport community for many years by procuring and repairing bicycles for children and the Welcome Center, repairs at the Morgan Manning House and recently won a Rotary award. Unfortunately, his tools were recently stolen. The same tools he uses to help the community. He said he was approached separately by Dorinda Goggin and Ute Duncan suggesting they do something to help. He said the three of them are spearheading a drive to “Get Jack Re-Tooled” and show him appreciation for his efforts in the community. They will accept donations of money or tools.

MINUTES OF MEETING HELD July 17, 2006 continued.....page 18

D. Trustee Heyen

1. 1st Meeting – Trustee Heyen said she has been playing catch up since she was sworn in by meeting with the Mayor, Trustees and Department Heads. She looks forward to an exciting year, although there are sure to be challenges. She said it is such an intertwined community with so many involved people. She said Roger Smith was instrumental in the hospitality stop for 500 bicyclists recently.

E. Mayor Wexler

1. Easement Purchase Agreement – Global Signal – Mayor Wexler asked for authorization to sign the Easement Purchase Agreement from Global Signal. This is for the cell tower located on a small section of land at 275 East Avenue – the site of the Village’s old Sewage Treatment Plant.

Trustee Wagenhauser explained that this buys Global Signal out of the current monthly lease arrangement of \$960 per month in exchange for a large lump-sum cash payment to the Village in the amount of \$133,000. Mayor Wexler said the Board included the \$133,000 in the budget as a revenue item. Trustee Wagenhauser said no one knows what the future of telecommunications holds. It could change quickly. The Village Board and Manager Coyle worked hard to substantially increase the original offer.

→ Trustee Castañeda moved, Trustee Maziarz seconded, unanimously carried authorizing the Mayor to sign the Global Signal Easement Purchase Agreement.

2. 6897 & 6793 East Canal Road Out of District Water Customers – Mayor Wexler said these particular water customers met with Village officials objecting to paying out of district water rates (rather than in district water rates) when they felt contamination related to the former Village landfill forced them to utilize public water. Mayor Wexler thanked Kelly Cloyd of the NYSDEC and residents John Lessord and Kathy Snyder for providing information on the subject.

Trustee Heyen said she is not against changing them from out of district to in district rates, but it was discussed at the workshop meeting and we want to be sure that the issues that were the reason for the request are addressed and that we don’t set a precedent. Trustee Maziarz said we are only talking about one dollar per 1,000 gallons difference. However, by granting this request, we could be admitting guilt and should wait until we get legal counsel on the matter. Mayor Wexler said it could be tabled.

→ Trustee Castañeda moved, Trustee Heyen seconded, to table decision until discussed further at the next workshop and legal counsel is sought.

3. October 4th Walk To School Initiative – Mayor Wexler reported that he attended a meeting recently in which Dr. Goetz is encouraging walking to school. The major concern, of course, is safety. He said the final decision rests with Brockport Central School District. The Walk Bike Brockport Action Group is involved and a large number of retired teachers are willing to volunteer by standing at corners and being available if kids need assistance. Trustee Maziarz said this is part of National Walk Your Child to School Week. Trustee Castañeda said they hope to have Dr. Goetz work with Marilyn Colby and do a trial run. Trustee Heyen suggested inviting Dr. Goetz or another committee member to a Village Board workshop.

PUBLIC COMMENT:

1. Joan Hamlin of 50 Park Avenue expressed concern of traffic problems on Park Avenue and State Street during the recent Sidewalk Sale. She said it is just an accident waiting to happen. She suggested limiting parking to one side of Park Avenue when Main Street is closed. This could be done with temporary flyers or cones.

Chief Vaughan agreed that it was bumper to bumper on Fayette Street / Park Avenue and that there was no room for emergency vehicles. Joan Hamlin said one emergency vehicle had to pull up on a lawn to get through. Chief Varrenti said the Sidewalk Sale became a street event Thursday afternoon and Friday. He said weekday traffic is much different than weekend traffic. He suggested, "not throwing out the baby with the bath water" just yet. It is problematic during this event, but not every time Main Street is closed. Joan Hamlin said it is a problem every year. She invited Village officials to sit on her front porch and watch the chaos.

Joan Hamlin also expressed concern that many delivery trucks park over the yellow line on Main Street when delivering to the opposite side of the street. She said the double parking is bad enough, but this should not be tolerated. She also complained that adult men and children were recently skateboarding down the railings at the abandoned Kleen Brite property on State Street. She said she realizes this is private property, but it is very dangerous.

MINUTES OF MEETING HELD July 17, 2006 continued.....page 19

Lastly, Joan Hamlin suggested the Village take resident and SUNY Professor Dr. Sandeep Singh up on his offer to volunteer to work on the budget. She said she knows the Board and Manager work hard on the budget, but they should not pass up this opportunity.

2. Bob Canham of Windston Woods thanked Bill Andrews for getting in touch with a man who grew up on South Avenue and has written books one of which is My Time With the Sisters. He and his family are planning a visit to Brockport and will be a guest at an informal party under the big tree on the South Avenue open space. All are invited to attend Thursday, August 3rd at 2pm and bring a lawn chair. Refreshments will be provided. B. Canham said the tree just missed being classified a champion tree in the Big Tree Inventory through NYSDEC.

At 9:50pm Trustee Castañeda moved, Trustee Maziarz seconded, unanimously carried that the Board of Trustees of the Village of Brockport enter into an executive session to discuss personnel and legal matters.

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 10:10pm Trustee Maziarz moved, Trustee Castañeda seconded, unanimously carried that the Board of Trustees of the Village of Brockport exit executive session and re-enter the regular meeting.

G.E. Memorandum of Understanding

Trustee Maziarz moved, Trustee Wagenhauser seconded, unanimously carried to accept and authorize the Mayor to sign the G.E. Memorandum of Understanding.

AUDIT:

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

<u>Village</u>		
Date	Check #	Amount
5/2/06	173316	35.00
5/8/06	173323	1150.15
5/8/06	173324	1133.68
5/9/06	173326	345.58
5/18/06	173406	29.22
5/30/06	173408	56,500.00
6/2/06	173410	483.03
6/22/06	173590	1449.00
06/23/06	173591	11379.48
06/23/06	173592	1220.00
06/29/06	173596-173603	1567.19

7/17/06	173726	560.00
7/17/06	173614-173628	25302.89
7/17/06	173716	12.00
7/17/06	173629-173694	37216.88

Fire

5/3/06	173317	80.00
5/4/06	173321	500.00
5/8/06	173322	272.22
5/8/06	173325	277.70
5/15/06	173402	110.00
5/30/06	173407	71.50
6/12/06	173414-173415	146.90
6/27/06	173594	100.00
6/29/06	173595	210.19
7/17/06	173717-173721	3851.82
7/17/06	173722-173725	524.59
7/17/06	173695-173715	12884.52

Third Party Billing

5/8/06	786-787	141.44
6/29/06	808	200.66
7/17/06	810-818	4329.43

MINUTES OF MEETING HELD July 17, 2006 continued.....page 20

Capital Projects

6/21/06	1994	2213.75
7/17/06	1995-2005	46331.44

Sewer

Water

5/8/06	1414-1415	25.86
6/29/06	1455	79.06
7/17/06	1460-1469	24438.35

ADJOURNMENT:

- ➔ Trustee Maziarz moved, Trustee Wagenhauser seconded, unanimously carried that the meeting be adjourned at 10:15pm.

Leslie Ann Morelli, Village Clerk