

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, December 6, 2004 at 7:00pm.

PRESENT: Mayor Josephine C. Matela, Trustee/Vice Mayor Carrie L. Maziarz, Trustee Norman J. Knapp, Trustee Morton Wexler, Trustee James E. Whipple, DPW Superintendent Bradley B. Upson, Building/Zoning Officer Scott C. Zarnstorff, Police Chief Daniel P. Varrenti, Treasurer Ian M. Coyle, Clerk Leslie A. Morelli.

EXCUSED: Planning Board Chair / Economic Development Coordinator Scott Winner

ALSO PRESENT: Village Attorney Keith O'Toole, Fire Chief Christian A. McCullough, Jennifer Skoog-Harvey, Ken Pike, Elliotte Bowerman (Brockport Post), Gary McLendon (D&C), Ray & Jackie Morris, Jim & Joan Hamlin, John Lessord, Kathy Snyder, Giff Mosher, Mary Jo Nayman, Karen Collichio, Glenn Rheinwald, John Ro, Danielle Zimmer, Steve Klafehn, Mike Drickel, Marcia Leverenz, John Hauck, Norm GianCursio, Katrina Arndt, Glenn Emerson, John Brugger, Jim Balmer, Helaine Donn, Dorothy Keable, John Gardner, Jack Wahl, Richard Olson, Michael Townsend, Brian Baty, Gayle O'Toole.

CALL TO ORDER: Mayor Matela called the meeting to order and led the Pledge of Allegiance. Mayor Matela called for a moment of silence for the loss of a 21-year-old female SUNY student who was killed in a car accident within Village limits this morning.

REVIEW OF MEETING MINUTES: Mayor Matela called for any additions or corrections to the minutes of the regular meeting held November 15, 2004.

→ Trustee Maziarz moved, Trustee Whipple seconded, unanimously carried that the minutes of the meeting held November 15, 2004, be approved as written.

Trustee Wexler asked Mayor Matela for the opportunity to pre-empt Public Comment so that the Village Board could make a statement and motion. Mayor Matela said that would be fine after the scheduled public hearing.

PUBLIC HEARINGS:

Clerk Morelli read the following legal notice that was published in the November 22nd edition of Suburban News.

Please take notice that the Village of Brockport Board of Trustees will hold a Public Hearing on Monday, December 6, 2004 at 7:00pm in the Conference Room of the Municipal Building, 49 State Street, Brockport, New York for the purpose of transferring reserve fund monies established pursuant to Section 6C of General Municipal law to the retirement contribution reserve fund per General Municipal law Section 6R. All interested parties will be given the opportunity to be heard.

Treasurer Coyle explained that this was built into the budget last May. The law allows the establishment of this reserve fund. The Village's retirement contribution went from \$97,000 last year to \$300,000 this year. All municipalities are faced with this one time stopgap measure. This should only happen once. Otherwise, it would have to be built into general fund appropriations. This measure is to be done in two steps. Firstly, establish Project #52 – Retirement Contribution Reserve Fund. Secondly, transfer monies from Project #43 (building capital) and Project #35 (water capital) to Project #52.

Mayor Matela opened the public hearing for public comment at 7:07pm.

Trustee Knapp commented that this is a loan from those two capital accounts that is to be paid back over time. Treasurer Coyle said that is how the Village Board intends to treat it. However, the law does not require repayment to the accounts borrowed from. Trustee Knapp said it might take a few years to accomplishment repayment.

Jim Hamlin of 50 Park Avenue said originally this was to come entirely from Project #43. Does that mean the NYS Canal Corporation has not completed reimbursing the Village for the canal wall rehabilitation. Treasurer Coyle said they have responded and additional paperwork has been submitted. Although no check has come yet, it is anticipated by the first of the year. Treasurer Coyle said he created a "due from" out of the Canal project reserve. J. Hamlin asked what the payback schedule and rate of interest would be. Treasurer Coyle said that has not yet been determined by the Village Board. Again, nothing in the law says repayment must take place. J. Hamlin asked if the Village Board intends to pay back the money borrowed from the water fund. Treasurer Coyle said the intention is to pay back the money borrowed from both funds.

No further public comment. Public hearing closed at 7:11pm.

→ Trustee Whipple moved, Trustee Knapp seconded, unanimously carried to pass a resolution establishing Project #52 Retirement Contribution Reserve Fund for the purpose of financing retirement contributions as authorized by General Municipal Law Section 6-R.

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→Trustee Wexler moved, Trustee Knapp seconded, unanimously carried authorizing the transfer of approximately \$287,000 from Project #43 and approximately \$35,000 from Project #35 to the newly established Project #52 for NYS Retirement contributions due December 15, 2004.

PUBLIC INFORMATION MEETINGS: None

Trustee Maziarz read the following: The Village of Brockport Board of Trustees having had no knowledge of the events that were to transpire concerning the 82 Holley Street court proceedings on November 16, 2004, have great concern regarding what transpired prior to, during, and after said court proceedings.

Due to this concern, the Village of Brockport Board of Trustees finds it necessary to order an independent investigation of this case and to reserve any public comment pertaining to this case or the investigation thereof until such time as its conclusion.

→ Trustee Maziarz moved, Trustee Knapp seconded, Trustee Wexler in favor, Trustee Whipple in favor, Mayor Matela opposed, Carried to order an independent investigation of the 82 Holley Street court proceedings and the circumstances surrounding it.

PUBLIC COMMENT:

1. Karen Collichio of 19 Carolin Drive said she attended the September 20th meeting and then received the letter at the end of September that the Village Board approved the request of the Carolin Drive residents to install curbing, storm sewers and pavement on all of Carolin Drive. She said 11 weeks later the status in front of her house remains unchanged. She said she had asked the cost estimate and if Village labor or subcontractors would be used. She was told Village labor. That led her to believe that they had the time to do it before winter and she left the meeting feeling comfortable that it would happen. She said it should have been subcontracted out. She said her husband is a contractor and agrees that it is too late to blacktop. K. Collichio expressed further concern that her disabled mother will be moving into 26 Carolin Drive. She must walk out to the Lift Line bus and there is a huge puddle that will turn to ice. It is very unsafe being all torn up. In summary she said she is disappointed and feels misled.

Mayor Matela asked B. Upson to look into the puddle situation and get back to K. Collichio.

2. Glenn Rheinwald of 14 Carolin Drive said he has been a Village of Brockport taxpayer for 52 years. He was concerned about the condition of Carolin Drive and the DPW has had a lot of time to take care of it. He said they started at the north end, but should have started at the south end where there were more problems. The north end has new curbs and paving. He said he is disappointed and has never seen this much friction among Village Board members.

3. Joan Hamlin of 50 Park Avenue commended the Trustees on the vote they just took. She said several issues have come to their attention recently. All of them are very scary. On Tuesday, November 16th, Jim and I attended local court. Most of the cases were pleaded to reduce fines. Two of them were dismissed. We received a call Thursday morning asking if we had seen a paper pass between two parties after one dismissal. We had, but we didn't know what it was. We were told it was a \$2,000 check to the Village. After much discussion, we decided to call two Trustees. One responded and confirmed it was indeed a \$2,000 check. No matter what the intent was for this check, the timing appears suspicious. On November 22nd, I spoke with three Trustees and was told we could give the check back. The word "could" told me it hadn't been returned to that point. As of that night, the Village had been in possession of that check for 7 days. By this act and the Board's silence you've put a shadow over every department and agency in this Village. How can the codes be equally enforced for people while you're negotiating deals for some in another room? Still reeling from this issue, a similar incident came to our attention. We received a copy of a letter written in September 2003 on Village letterhead to a landowner on Clinton Street. In this letter, the Economic Development Coordinator says there is possible contamination and code violations that can no longer go unattended. He goes on to tell the owner an option may be to donate the property to the Greater Brockport Development Corporation. He also says the corporation would be willing to accept the property in as-is condition and take responsibility for the rehabilitation and remediation of the property. My questions are: Why was the Economic Development Coordinator, a Village employee, writing on Village letterhead informing a landowner of code violations? Isn't that the job of the Code Enforcement Officer? Why is he soliciting a donation of property for a third party (GBDC)? The two incidences give the Village a black eye. You as Trustees need to do something – some real soul searching. Maybe it's time to speak up and be counted. The Village definitely needs to clean up its act now. The NYCOM book in its chapter on ethics says, "The appearance of impropriety occurs when an act or omission of a public official is perceived as imprudent and inadvisable under the particular circumstances. Public officers need to avoid circumstances which compromise their ability to

make impartial judgments solely in the public interest. Even the appearance of impropriety should be avoided to maintain public confidence in government.” These acts scream impropriety. How are we expected to have any confidence in Village government? I’m not asking my Trustees where you stand on these issues. A statement in the Brockport Post last

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week that you need to take to heart is “speak up to your government leaders and let them know what needs to be done. Sometimes they just need a reminder of who is boss. The really sad thing about all of this is that there have been at least 5 occasions since summer when people connected with the Village in one capacity or another and felt things were very wrong and something needed to be done. They didn’t have enough faith in our elected representatives to go to them and ask for help. They had to ask others to please act on their behalf. Now that’s tragic.

4. John Hauck of 9 Carolin Drive said he has gone from disappointment to disgust on the whole Carolin Drive project. However, hearing what I just heard, this situation probably pales in comparison.

5. Jim Balmer of 4 Carolin Drive said he attended the September 20th meeting. The aesthetics of the street are not a critical factor in his life. He said he is willing to accept the fact that he may be the black sheep of the neighborhood. However, ever since last March, he needs a canoe and lifeboat in his basement due to the water. He was promised some help and understanding. He said perception is everything. When you say something, you should follow through. Further, he commented that he hopes the do not concrete and pave until spring since the weather is no longer conducive.

GUESTS:

1. Brian Baty, Insurance Consultant – B. Baty shared that he has been consulting for the Village for many years. His contract renews next month. He proposes no changes in the terms and conditions of the contract. He shared that health insurance costs are increasing. The Blue Cross Blue Shield products will go up 35% and the Preferred Care products will go up 15%. He said he would like to meet with the Board in a workshop setting to review options. Mayor Matela asked him to forward any documentation in advance of said workshop. Mayor Matela said unfortunately health care costs continue to rise. However, the Village needs to provide its employees and retirees with coverage. B. Baty also shared those attorneys fees involved with insurance claims were not being submitted to the insurance company. He is working with them to refund approximately 30% of those past costs. From now on, these bills will be submitted to the insurance company.

Trustee Wexler made it clear for the record that he just had a discussion this evening with B. Baty, not previously. B. Baty concurred.

2. Mary Jo Nayman of 5 Carolin Drive said she insisted on being placed on the agenda, but is probably the least prepared to speak. She said she is glad to see some of her neighbors here. She said she has attended every Village Board meeting, Village Board workshop, Planning Board meeting and Zoning Board of Appeals meeting and even one court case since August. She said she is appalled, as a taxpayer, at the use and misuse of funds. She has been a taxpayer, merchant, and landlord over the years. She thought if you don’t vote, don’t gripe.

A handshake used to be enough to rely on. However, even formal letters and reassurance at meetings don’t seem to count. Finally after Lauren Lieberman suggested at the November 1st meeting that a project plan be devised, B. Upson came up with one on November 15th. MJ Nayman said she is not an expert in paving, but planning to pave at the end of December or early January is just plain asinine. She received a copy of this plan, but no one else on Carolin Drive received it. She was asked to set up a private meeting with B. Upson, but she said she would not meet with him because he was very rude to her in private and in public. She said she is a resident, not a representative, of Carolin Drive. She said it is unsettling to see DPW workers pulled off the Carolin Drive project to install benches and holiday wreaths or work on the Visitors Center. She said as nice as those things are, Carolin Drive should still be the priority. She said they keep being told the project depends on the weather. It was disturbing to see the Mayor quoted recently as saying that the good weather will allow them to button up the Visitors Center. It is not right that Carolin Drive residents have to drive their cars over bumps while other things take precedence. She said it seems taxpayers can be buried in a pine box as long as there is the appearance of Camelot. She said she is disgusted.

DEPARTMENT REPORTS:

A. PUBLIC WORKS / COMMUNICATIONS CENTER – Superintendent Bradley B. Upson

1. Appointment of 4 part-time dispatchers – B. Upson said when the Communications Office was relocated to 38 Market Street; the Village hired 15 additional part-time dispatcher/laborers to augment the 13 original part-time dispatchers who chose to stay on after the move. Since that time, two have resigned, two have not completed training, and five have not been applying for hours. With the loss of these 9 individuals, it is becoming more difficult to fill the 90-93 shifts

per month with only 17 people. Some of the existing dispatchers are getting more hours than was originally intended.

With this in mind, a committee was formed consisting of Trustee Whipple, Deputy Fire Chief Vaughan, Career Staff Coordinator Nolte, Personnel Clerk Coopenberg and B. Upson to review applicants to fill 4 part-time dispatcher positions.

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Applications from 23 candidates were reviewed and short-listed to 8 who were asked to come in for interviews. Of those eight, one had to cancel due to a medical emergency. After the interviews, the committee ranked the candidates based on their interview, resume, experience, availability, location, and affiliations. Following the ranking, the committee recommended that the four on top of the list be offered a part-time dispatcher position. Offer letters were sent to the four highest-ranking candidates and all four indicated they will accept the position if approved by the Village Board.

The review committee agreed that these new hires should be able to successfully complete 56 hours of in-house training within 90 calendar days. Provisional dispatchers must successfully complete training across all three shifts.

We have created two additional committees to prepare training materials. The first committee will prepare Standard Operating Guidelines for the Communications Center. The second committee will prepare training standards and reporting forms.

At this time, B. Upson said he recommends Edwin M. Barth, Kevin P. Dann, Don W. Marenus and David Walker be hired as provisional part-time dispatchers at an initial hourly rate of \$10.50. Upon successfully completing the training, their hourly rate would be raised to the current dispatchers rate of \$11.26.

→ Trustee Whipple moved, Trustee Knapp seconded, unanimously carried hiring those previously mentioned as provisional part-time dispatchers.

2. Void out of district sewer user agreement w/ 200 West Avenue – off Village system – B. Upson said this property in Clarkson is now connected to the Monroe County Pure Waters interceptor and is no longer on the Village's system. He said there was often a problem there from when Monroe County put in the interceptor and did not backfill properly. It brought the lateral down and it would block up.

Trustee Knapp asked if the other Bev Lane properties are connected to the interceptor. B. Upson said yes. This property (200 West Avenue) was the only one that had been connected to the Village.

K. O'Toole asked if A. Brennan had provided consent. B. Upson said he had verbally, but can get a release in writing. K. O'Toole said it is fine if he provides written consent.

→ Trustee Knapp moved, Trustee Maziarz seconded, unanimously carried to void the out of district sewer user agreement with 200 West Avenue pending written release from Arthur Brennan.

3. Harvester Park Community Center – Resolution authorizing Payment #1 Contract B Plumbing – B. Upson reported that he and Chatfield Engineers have reviewed the payment application and recommend the Village Board pass a resolution authorizing payment to the plumbing contractor in the amount of \$10,260. This contract is approximately 60% complete.

→ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried authorizing payment to the plumbing contractor in the amount of \$10,260.

4. Harvester Park Community Center – Resolution authorizing Payment #2 Contract A General Construction – B. Upson reported that he and Chatfield Engineers have reviewed the payment application and recommend the Village Board pass a resolution authorizing payment to the general contractor in the amount of \$43,842.50. This contract is approximately 54% complete.

→ Trustee Whipple moved, Trustee Knapp seconded, unanimously carried authorizing payment to the general contractor in the amount of \$43,842.50.

5. Hurricane Frances – B. Upson announced that those adversely impacted by the September 9th remnants of Hurricane Frances have an opportunity to get assistance. FEMA has designated this as an area for individual assistance. An office has been set up in Ogden. They can be contacted at 1-800-621-3362. B. Upson said the Village has submitted a claim. Trustee Knapp questioned the deadline. B. Upson referred all to the brochure put out by FEMA. Clerk

Morelli has extra copies. Mayor Matela shared that Clerk Morelli mailed this information to all those who had contacted the Village Office to report damage.

6. Winter Weather – B. Upson reminded everyone to slow down and take it easy driving in winter weather.

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7. Carolin Drive – Trustee Wexler asked B. Upson the status of Carolin Drive. B. Upson said storm sewers are still being worked on as weather permits from north to south. Paving is suspended until the asphalt plants reopen in spring. Concrete curbing can be done, but at extra cost to protect it in the winter. Trustee Wexler asked about the concern that the sewer is above grade. B. Upson said they would put pads around those. There will be a hump.

B. POLICE DEPARTMENT – Chief Daniel P. Varrenti

1. Calls for Service – Chief Varrenti reported 12,502 calls for service year to date. He reported on the one-car motor vehicle accident this morning in the Village with person trapped. Trustee Maziarz was one of those who called 911. The Police Department, Fire Department and Code Enforcement Officer all responded. Chief Varrenti said S. Zarnstorff crawled into the vehicle and stabilized the victim's head and performed first aid. B. Upson was out in the bitter cold directing traffic and shutting the road down. Chief McCullough's people were on the scene in moments. Unfortunately the victim could not be saved. The 21-year-old SUNY Brockport student from Brighton expired. Her father lives in this area. It was not due to excessive speed. She slid and hit a pole sideways at 30-35 miles per hour. Chief Varrenti commended all for doing a remarkable job. Their effort is second to none in his 25 plus years in law enforcement. Chief Varrenti said the community should feel very lucky to have these folks on staff. It began as a first aid scene then graduated to a potential crime scene to having to make the appropriate notifies. Chief Varrenti urged everyone to take it easy on winter roads.

Mayor Matela commended all for their efforts in this tragic accident.

2. Exploration of implementing a community services program – Chief Varrenti said he, David Wagenhauser and Pete Maziarz are exploring creating a community service program to allow Sweden Town Court to assign community service assignments to violators as a way of making restitution to the community. This may be a Saturday morning per month and may involve garbage collection, snow shoveling and the like. They plan to speak to the Village Attorney, Insurance Consultant and Town Judges. He would be open to any feedback.
3. Accreditation – Chief Varrenti shared that he, Sgt. Ziegler and Bambie Zimmerman traveled to Albany on December 2nd to receive accreditation. Each law enforcement agency in Monroe County sent a representative as well. Chief Varrenti said he learned that the Village could anticipate a sizeable decrease in liability insurance costs. He encouraged Treasurer Coyle to pursue these savings.
4. STOP DWI and MADD – Chief Varrenti shared that awards were given to Officers Curley, Mesiti and Gleason at the recent STOP DWI lunch and MADD dinner. Chief Varrenti thanked Mayor Matela for attending the lunch.
5. Request Mayor to sign Federal Equitable Sharing Agreement – Chief Varrenti said this agreement is something that every agency needs to sign in order to receive federally seized money. Currently we have money owed to us and ready to be distributed. However, we will not receive the money until this form is submitted to the US Department of Justice and the US Department of Treasury. He gave an example of a seizure of almost \$5,000 at a Gordon Street property last year. The Village would be eligible for 80% of it.

→ Trustee Whipple moved, Trustee Knapp seconded, unanimously carried authorizing the Mayor to sign the Federal Equitable Sharing Agreement.

6. Candlelight Memorial Vigil – Chief Varrenti said this is the first year he was unable to attend the event sponsored by the Western New York Concern of Police Survivors. One of the honorees was Sgt. Clifton Rife of the Washington, DC Police Department. He was born and raised in Brockport and his parents were Village employees. Representatives from the Brockport Police Department picked up his wife at the airport and escorted her and his parents to the service.
7. Police Explorers – Chief Varrenti asked the Board to accept the following drops: Alex T. Brunette, James L. Collins, Candace N. Hall, Kristi L. Meadows, Christopher J. Meyer, Edwin Molina, Jeff J. Reynolds, John R. Sciarratta and adds: Allison Burgio, William Day, Maxwell Dean, Nicholas Della Rocco, John Duthoy, Kyle Englert, Thomas Hartter, Rachel Latone,

James Maziarz, Misty Mullaney, Ashley Norgaard, Missi Vache', Brndon Veltz.

Trustee Maziarz asked if she should recuse herself since her son is a member. Board agreed that her son should have his mother's support.

→ Trustee Wexler moved, Trustee Maziarz seconded, unanimously carried approving the previously mentioned drops.

→ Trustee Wexler moved, Trustee Whipple seconded, unanimously carried approving the previously mentioned adds.

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Chief Varrenti said there are now 21 members of the Brockport Police Explorer Post led by Officer Mesiti.

- 8. Request brief Executive Session - Chief Varrenti said he only needs a few moments of the Board's time in executive session to update them on the medical status of an officer.
- 9. Happy Holidays – Chief Varrenti said he would not be in attendance at the December 20th meeting. Therefore, he wished everyone a happy and healthy holiday.

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

- 1. Monthly Reports – S. Zarnstorff asked that this be tabled. He has not had an opportunity to complete the October and November reports.
- 2. Village Centre Apartments – S. Zarnstorff reported that final inspections have been completed and residents have begun moving in. S. Zarnstorff commented that Belmont Development have been exceptional to work with. This and the Park Place Apartments project fill a niche in the community and have proven they are needed. They are fully occupied with waiting lists.
- 3. 375 West Avenue – S. Zarnstorff reported that father and son dentists (Dr.'s Weinstein) will soon begin construction of a 2,500 square foot dental office at 375 West Avenue, part of Remington Woods. They will have a number of employees and be down the street from their current, separate locations.

D. FIRE DEPARTMENT - Chief Christian A. McCullough

- 1. Membership Adds/Drops/Transfers – Chief McCullough asked the Board to consider approving the following drops: Lauren Brown, Robert Reed, Sarah Yale, the following adds: Kyle Dorgan, Mike Dorgan, Brian Smith to Explorer Post, Byron Green to Ambulance Corps, Robert Faling to Company #2. The Explorer Post now has 22 members.

→ Trustee Whipple moved, Trustee Maziarz seconded, unanimously carried approving the previously mentioned drops.

→ Trustee Whipple moved, Trustee Knapp seconded, unanimously carried approving the previously mentioned adds.

- 2. Call Load – 1,636 ambulance calls year to date and 945 fire calls year to date. Chief McCullough commented that there have been 30 fatalities since August 2001. Chief McCullough thanked Chief Varrenti, B. Upson and S. Zarnstorff for their help this morning and for the consistent excellent working relationship with all departments. He said it truly is a team effort, which is good for the community. He said he is honored to lead the volunteers and career staff. He, too, cautioned all to drive carefully in winter weather.
- 3. Provisional Appointment of 2 Ambulance Career Staff – Trustee Whipple reported that resumes received over time were reviewed and qualified candidates interviewed. The committee wishes to recommend Timothy Frost and Deborah Adams be hired as provisional part-time ambulance career staff as Paramedics.

→ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried hiring those previously mentioned as provisional part-time ambulance career staff as Paramedics.

- 4. Replacement of 2317 – Chief McCullough thanked Assistant Chief Rombaut and Clerk Morelli for working on the legal notice and bid specifications for the replacement of 2317, the 15-passenger van. He asked for authorize to go out bid.

Trustee Knapp questioned if vinyl instead of cloth seats was an option. Chief McCullough said they have found the cloth seats are more comfortable and hold up well to a beating. He said the bid specifications are almost all standard. A local dealer may even be able to underbid the state bid.

→ Trustee Maziarz moved, Trustee Whipple seconded, unanimously carried to authorize going out to bid as presented.

E. TREASURER - Ian M. Coyle – No report.

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

G. ATTORNEY – Keith O'Toole / DEPUTY ATTORNEY – Frank A. Aloï – No report.

H. ECONOMIC DEVELOPMENT – Coordinator R. Scott Winner (excused)

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SUPPORT BOARDS REPORTS:

A. PLANNING BOARD – Chair R. Scott Winner (excused)

B. LIBRARY BOARD – President Matthew Minor (absent)

C. ZONING BOARD OF APPEALS - Chair Jennifer Skoog-Harvey
Chair Skoog-Harvey reported that the ZBA met November 22nd in workshop setting and discussed the following: rotation of a Planning Board member on the ZBA (currently Chuck Switzer), preparation of a 2004 annual report of the ZBA, reviewed cases regarding continuance of a non-conforming use as multi family, variance criteria, and recommendations for the Code Review Committee. The next regular meeting will be Monday, January 24th. Agenda items so far include 26 Holley Street (continuance of a non-conforming use as a two-family), 85 Clinton Street (use variance), and 201 South Avenue (special permit to sell used cars).

Mayor Matela commented that the annual report of the ZBA is a great idea and will help them benchmark their efforts.

VILLAGE BOARD REPORTS:

A. Trustee/Vice Mayor Maziarz

1. New York State Farmer's Market Conference – Trustee Maziarz asked for authorization to attend said conference for 2 nights and 3 days at a cost of \$374 to come from the Farmer's Market account. Trustee Whipple said this is a good use of funds. Mayor Matela agreed.

→ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried authorizing Trustee Maziarz to attend said conference.

B. Trustee Knapp

1. Fire Department – Trustee Knapp said they met with Fire Department representatives recently regarding projects, budget, vehicle replacements and such in an effort to keep up to date and aware of the day-to-day operations.
2. Brockport Community Museum – Trustee Knapp reported that the committee met earlier this evening. One issue was to look into what it would take to heat and cool the upstairs (2nd and 3rd floors) of the Village Hall where the Emily L. Knapp Museum and Library of Local History is located. Much work has gone into collecting and cataloging the pieces by present and past curators and historians over the years. The pieces need to be preserved. An energy audit was conducted and the auditor said it could be done. However, the Village would first need to do some energy work of the existing windows and improving insulation. Trustee Knapp said this might be worthwhile even if the museum moves to another location someday. Another issue was that of other facilities possibly lending themselves to providing space for a museum display (museum without walls). They were offered space at a local educational institution to create a display. Some former post offices have been the subject of a re-adaptive use. Trustee Knapp said they might communicate with the local postmistress about the museum without walls concept and see if they can provide a 10' x 20' space to promote the community.

C. Trustee Wexler

1. GBDC – Trustee Whipple clarified that the Village of Brockport and the Greater Brockport Development Corporation are two separate entities. He suggested the GBDC get their own letterhead and not use Village letterhead for their correspondence. Not all names listed on Village letterhead are in concurrence with the correspondence from the GBDC. Mayor Matela said she would see that the GBDC gets its own letterhead.

D. Trustee Whipple

1. Appointment of 4 Part-Time Dispatchers – Trustee Whipple said it was brought to his attention that a few of the well-qualified candidates were sent a rejection letter for employment. He said he would author a letter to clarify. He explained that some were well qualified and some were unable to interview on the single day chosen. They may be eligible for hiring in the future.

E. Mayor Matela

1. Proclamation honoring Brockport Fire Police Squad's 50th Anniversary – Mayor Matela read the following proclamation and shared that she attended part of the banquet last night.

PROCLAMATION

WHEREAS; the Brockport Fire Police Squad is celebrating its 50th anniversary, and to give fitting recognition of their services to the Community; and,

WHEREAS; the Brockport Fire Police Squad celebrates its anniversary in 2004; and,

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WHEREAS; this organization is deserving of our support for its 50 years of continuous public service; and,

WHEREAS; the Brockport Fire Police Squad was organized in 1954 by a group of concerned firemen that felt there was a serious need for an organization specifically trained in traffic and crowd control at fires. Since those original objectives, most of the present members have taken the New York State Fire Police training course, which includes traffic and crowd control, learning the New York State penal laws on arson and assisting at a fire scene before and after equipment have been dismissed.

NOW, THEREFORE, I Josephine C. Matela, Mayor of the Village of Brockport, do hereby recognize the Brockport Fire Police Squad and urge all departments of government, civic, fraternal and patriotic groups, and our citizens, to participate in its recognition.

IN WITNESS WHEREOF, I have here unto set my hand and caused the Corporate Seal of the Village of Brockport to be affixed this 5th day of December 2004.

Josephine C. Matela, Mayor
Village of Brockport

2. Renewal of Educable Contract – Mayor Matela asked the Board and Village Attorney if they had a chance to review the annual renewal contract with Educable Communications Corporation (community television) for January 1, 2005 – December 31, 2005. K. O'Toole said it is fine as to form. Mayor Matela reminded all that the Village Board meetings are taped and shown on Cable Channel 12 as part of the Village's commitment to open government.

→ Trustee Wexler moved, Trustee Maziarz seconded, unanimously carried to authorize the Mayor to sign the renewal contract with Educable Communications Corporation for January 1, 2005 to December 31, 2005.

3. Request for Empire Zone Concurring Resolution – Mayor Matela introduced Michael Townsend of Harris Beach and the Monroe County Empire Zone. He said they respectfully request the adoption of a concurring resolution by the Village Board in connection with the addition of the property (6.36 acres) at 180 State Street (Birds Eye Foods, Inc.). He prepared a resolution, which is the same in form and substance as the resolution presented to the Board in April of 2004. He said there are 3 steps to the process. The first is Village Board approval. Then Monroe County Legislature approval. Then New York State Empire Zone and Department of Labor approval. This is a great program allowing tax abatement to Birds Eye funded by the state. There is no cost or loss to the Village.

Trustee Wexler asked if it includes any other land besides that listed. M. Townsend said no. Trustee Wexler asked if this would have any affect on zoning. He expressed concern with the east side of Oxford Street. M. Townsend said it has no impact on zoning whatsoever. It does not lessen or increase their rights.

→ Trustee Whipple moved, Trustee Maziarz seconded, unanimously carried approving the following resolution:

VILLAGE OF BROCKPORT
RESOLUTION OF SUPPORT AND CONCURRENCE
WITH THE EMPIRE ZONE OF MONROE COUNTY
REVISION APPLICATION

WHEREAS, New York State has created the Empire Zone program to encourage industrial and commercial development in selected municipalities across the State; and

WHEREAS, Monroe County, as an eligible municipality, received designation of an Empire Zone on December 6, 2001, such Empire Zone having included acreage in the Village of Brockport; and

WHEREAS, New York State has amended the Zones program to increase benefits and to allow the addition of zone acreage; and

WHEREAS, Monroe County intends to revise the County Empire Zone boundaries to encourage industrial and commercial development through the addition of Empire Zone acreage in the Village of Brockport at 180 State Street (all or part of Tax ID Nos. 069-13-5-14, 069.13-5-15 and 069.13-5-1); and

WHEREAS, the Village of Brockport is committed to the development of new business with the proposed additional acreage; and

WHEREAS, the Village of Brockport wishes to support and concur with the Empire Zone revision application.

MINUTES OF MEETING HELD December 6, 2004 continued.....page 9

NOW, THEREFORE, be it resolved that the Brockport Village Board, in its capacity as governing body of the Village, does hereby support and concur with the Empire Zone of Monroe County revision application.

PUBLIC COMMENT:

1. John Hauck of 9 Carolin Drive said there has not much discussion on the work done so far on Carolin Drive. He said the curbing is going in on top of blacktop, causing it to rise. This will make a pool in their front yards because the curbing will hold the drainage back. Mayor Matela asked B. Upson to take a look at this and get back to Mr. Hauck.
2. Mary Jo Nayman of 5 Carolin Drive said she asked B. Upson at the November 1st Village Board meeting if he had contacted the Town of Sweden and Town of Clarkson Highway Departments after Lauren Lieberman had suggested it be done right away. At the November 15th Village Board meeting, B. Upson was asked and said he had done so. MJ Nayman said she talked to Fred Perrine and Dave Goodwin to see if extra help or equipment had been requested for that time frame and they said no. Only Mr. Beadle was contacted for availability on one day. She said she is disgusted and the taxpayers should not put up with this.

Mayor Matela declared a 5-minute recess at 8:45pm.

⇒ At 8:50pm Trustee Whipple moved, Trustee Wexler seconded, unanimously carried that the Board of Trustees of the Village of Brockport enter into an executive session to discuss personnel – medical 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 9:10pm Trustee Whipple moved, Trustee Wexler seconded, unanimously carried that the Board of Trustees exit executive session and re-enter the regular meeting.

AUDIT:

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

<u>Village</u>		
Date	Check #	Amount
11/30/04	170684	286.46
12/06/04	170689-725	17,220.46
<u>Fire</u>		
12/06/04	170726-46	8,301.38
<u>Third Party Billing</u>		
12/06/04	456-464	3,696.38
<u>Capital Projects</u>		
11/30/04	1730	512.32
12/06/04	1731-42	66,869.01
<u>Sewer</u>		
11/30/04	1010	36.03

ADJOURNMENT:

- ➔ Trustee Maziarz moved, Trustee Knapp seconded, unanimously carried that the meeting be adjourned at 9:11pm.

Leslie Ann Morelli, Village Clerk