

Regular meeting of the Board of Trustees of the Village of Brockport was held in the Village Hall Conference Room 49 State Street Brockport, New York, March 6, 2017 at 7:00pm.

PRESENT: Mayor Margaret B. Blackman, Trustee/Deputy Mayor William G. Andrews, Trustee Annette M. Crane, Trustee Katherine J. Kristansen, Deputy Clerk-Treasurer Erica L. Linden

EXCUSED: Trustee John D. LaPierre, Village Clerk Leslie Ann Morelli

ALSO PRESENT: Susan Smith, Lyle Stirk, Joan Hamlin, Linda Ketchum, Josh Marks, Sue Hughes-Smith, Ben Frevert

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

MOMENT OF SILENCE: to honor those who serve our Country, enforce our laws, & respond to emergencies

MISSION STATEMENT: "To provide a high quality of life for all residents, exercising fiscal responsibility and preserving Brockport's unique heritage and historic character."

BROCKPORT HISTORICAL MOMENT: Trustee/Deputy Mayor Andrews shared the following:

The Erie Canal was the reason for the existence of the Village of Brockport and loomed very large in its life for much of its history. However, the relationship was not always smooth. For one thing, the bridges across the canal were often a problem, in one way or another. This evening, I will take a brief look at the history of those bridges.

When the canal opened in 1825, Brockport had only a single, wooden, high bridge on Main Street. In the 1850s, when the canal was enlarged in the Brockport area, a similar bridge was built connecting Mechanic Street (later Park Avenue) with Fayette Street. In 1869, a third bridge of the same type was built connecting Perry, Smith, and Clinton Streets.

The approaches to the high bridges were, necessarily, quite steep, which caused many difficulties and accidents, especially on Main Street. So, in 1874, the Village petitioned for replacement of the Main street bridge by a swing bridge. The canal authorities disliked swing bridges, because the support in the middle of the canal obstructed traffic. They proposed a liftbridge as an alternative. Because of resistance by governors, the liftbridge did not come into being until May 1888, fourteen years later. The lifting mechanism of the 1888 bridge was in the superstructure. Perhaps because of that design, the bridge never functioned satisfactorily. One newspaper said, "The thing is either suspended in mid-air half the time or else it will not work at all." In 1896 and, again, in 1897, the bridge required extensive repairs, but, still, it often malfunctioned.

Finally, when the original Erie Canal was replaced by the Barge Canal in 1915, liftbridges with the mechanisms below grade were installed on the Park Avenue and Main Street crossings. Those bridges have functioned quite well with only minimal maintenance for more than a century. The bridges problem seems finally to have been solved

OATH OF OFFICE (ceremonial): none

CERTIFICATES & PROCLAMATIONS: none

PUBLIC HEARINGS: none

PUBLIC COMMENT: none

GUESTS:

- Sue Hughes-Smith – Rochester People's Climate Coalition & Ben Frevert - CCA – Community Choice Aggregation – gave a PowerPoint presentation and provided the following summary:

NYSERDA has launched the Clean Energy Communities Program. After completing 4 of the 10 action items, a municipality can be certified as a Clean Energy Community.

One of the 10 action items is Community Choice Aggregation. The Rochester People's Climate Coalition is pursuing the development of Community Choice Aggregation (CCA) as a way to use the market to grow our local renewable supply. If completed through a third-party administrator, CCA is one of the easiest and least costly of the ten actions for a municipality to implement.

What is Community Choice Aggregation?

- In simplest terms, this is a buying club. Local municipalities decide to join to benefit their citizenry.

- The energy demand of residents and small businesses in the municipality are aggregated together, and the large number of consumers creates more leverage in negotiating electric rates and energy supply choices.
- This is especially powerful when several municipalities join a CCA.

How will it **benefit** our community?

- Lower fixed-rates and a growing renewable energy supply.
- Decision-making is relocated to local municipal governments.
- CCA programs can be designed to grow local jobs by encouraging the growth of local renewable energy production.

How does it work?

- All small electric users are automatically opted-in to the program.
- All small electric users have the ability to opt out.
- Small electric users that already have contracts to purchase electric supply from energy services companies (ESCOs) are not automatically opted in.
- Large electric users (governments, large commercial operations, and industry, educational institutions) have the ability to opt into the program.
- CCA programs are approved and authorized by the State’s Public Service Commission.
- Local villages **pass a law** allowing the community to participate.
- Local village officials can work with an administrator to develop terms.
- Local villages would commit to CCA **AFTER** the RFP bid process.
- Depending on the CCA design, customers may have the opportunity add to the basic service, by participating in other programs such as energy demand management.
- Purchase of energy from new large-scale solar projects can be guaranteed through the terms of the CCA contract, increasing investor confidence in the projects.

Ready to discuss the next steps for implementation?
Join Us: Wednesday, March 15th from 2-4pm, Town of Penfield
Town Hall, 3100 Atlantic Avenue, Penfield, NY 14526.
 RSVP to sue@rocpc.com

CONSENSUS ITEMS:

- **APPROVAL OF MINUTES:**

→ Trustee Andrews moved, Trustee Kristansen seconded, carried 4/0 that the minutes of the 2/27/17 meeting be approved as written.

- **AUTHORIZE BUDGET AMENDMENTS & TRANSFERS:**
 - Authorize budget amendments & transfers – (tabled 2/27/17)

→ Trustee Andrews moved, Trustee Kristansen seconded, carried 4/0 that the following budget amendments and transfers be authorized:

Amendments
Expenditures
Account

#	Description	Amount	Purpose
A5112.2000	CHIPS Work	\$4,000.00	(1)

Revenues:

Account #	Description	Amount	Purpose
A3089.7001	State Aid – CHIPS	\$4,000.00	(1)

Purpose:

(1) Increase General Fund expense and revenue budget to reflect expenditures for CHIPS work.

Transfers

Account #	From	Account #	To	Amount	
A1990.4000	Contingency	A1110.4000	Court - Contractual	\$2,000.00	(1)
A1990.4000	Contingency	A1620.4090	Buildings – Miscellaneous	\$300.00	(2)
A1990.4000	Contingency	A1640.4050	Welding Supplies	\$250.00	(3)
A1990.4000	Contingency	A1950.4000	Taxes on Village Property	\$275.00	(4)

Purpose:

- (1) Winter jackets for court attendants, court supplies, etc.
- (2) Drainage lines repairs Admin. Building.

- (3) Air Gas for welding
- (4) Pure Water Charges – exceeded budget estimate

Trustee Kristansen expressed gratitude for the itemization of court costs requiring a budget transfer. Trustee Kristansen made a recommendation that the court costs be spelled out in the future so there is no confusion over the budget transfers. We misunderstood what the costs were for in our previous meeting. Future budgets should cover these types of items – more itemization is needed in the future. The budget coming up for next year should be a little closer to what they need. The court should not have to ask for more money.

CLERK REPORT: Clerk – Leslie Ann Morelli (excused –Deputy Clerk-Treasurer Erica L. Linden to sub)

- o Street closure request – BMA Sidewalk Sale/Festival – part of Market St. 7/14/17 & 7/15/17 –

→ Trustee Kristansen moved, Mayor Blackman seconded, carried 4/0 to grant the street closure request for the BMA Sidewalk Sale.

- o Authorization for Deputy Clerk-Treasurer to attend NYALGRO in Geneva 6/4-6/7/17

→ Mayor Blackman moved, Trustee Kristansen seconded, carried 4/0 to authorize Deputy Clerk-Treasurer Linden's attendance at the NYALGRO conference.

- o Authorization for Deputy Clerk-Treasurer to attend NYSOSC in Batavia 10/3-10/5/17 –

→ Trustee Kristansen moved, Trustee Crane seconded, carried 4/0 to authorize Deputy Clerk-Treasurer Linden to attend the NYSOSC accounting school/conference.

- o Canal Clean Sweep event – Earth Day, 4/22/17 – Deputy Clerk-Treasurer Linden will be hosting a Canal Clean Sweep event on Earth Day. Volunteers are to meet at the Welcome Center at 11 Water St. at 1:30 pm. They will pick up trash along the southeast side of the canal, cross the Park Avenue bridge, and pick up trash along the northwest towpath, ending at Corbett Park. Corbett Park will be manned with volunteers hosting an Earth Day Celebration with information on environmentally friendly choices people can make in their daily lives and nature related crafts for children.

- **PERSONNEL ITEMS:**

- o FYI - reminder of a few vacancies on Boards/Committees – Per the notice in the packet that is on the Village website that details a few vacancies on Boards/Committees.

**VILLAGE OF BROCKPORT
BOARD / COMMITTEE
VOLUNTEER OPPORTUNITIES**

There are vacancies on the following:

- Zoning Board of Appeals – 1 vacancy – to complete a term to 6/30/17
Meets 1st Thursday 7pm at Village Hall (only upon application)
- Historic Preservation Board – 1 vacancy to complete a term to 6/30/18
Meets 3rd Thursday 7:15pm at Village Hall
- Code Review Committee – 1 vacancy to complete a term to 6/30/19
Meets 4th Monday 6pm at Village Hall
(and requires use of email & internet)
- Emily L. Knapp Museum Board – 1 vacancy to complete a term to 6/30/19
Meets 4th Wednesday 6:30pm at Village Hall
- Housing Task Force – 1 vacancy – no term
Meets 2nd & 4th Monday 5:30pm at Village Hall

Applicant must be a Village resident.

Submit a position interest form via the Village website: www.brockportny.org
Application deadline: until filled

Trustee Andrews believes Adam Rich will be submitting a position interest form for Historic Preservation Board. Trustee Kristansen believes there will soon be a resignation from the Code Review Committee adding to the existing vacancy.

- **OLD or NEW BUSINESS:**

- Amend authorizing resolution for application for Zero-Emission Vehicle & Infrastructure Municipal Rebate Program through NYS EPF of DEC (re electric charging station) – The first resolution had the wrong required match figure, it was listed as “4%” but is actually “20%” match requirement.

→ Trustee Kristansen moved, Trustee Crane seconded, carried 4/0 to amend the authorizing resolution to read:

RESOLVED, to authorize application for the 2016 Zero-Emission Vehicle and Infrastructure Municipal Rebate Program through the NYS Environmental Protection Fund from the DEC in an amount not to exceed \$16,000 will be used to purchase a dual charger wall mounted electric charging station. The Village will provide the required 20% match in cash and in-kind services.

- Resolution to fulfill the benchmarking requirements re Clean Energy Community –

→ Mayor Blackman moved, Trustee Kristansen seconded, carried 4/0 to authorize the resolution.

Resolved by the Village of Brockport Board of Trustees to hereby authorize MUNICIPAL BUILDING ENERGY BENCHMARKING:

WHEREAS, buildings are the single largest user of energy in the State of New York; the poorest performing buildings typically use several times the energy of the highest performing buildings—for the exact same building use; and

WHEREAS, collecting, reporting, and sharing building energy data on a regular basis allows municipal officials and the public to understand the energy performance of municipal buildings relative to similar buildings nationwide, and equipped with this information the Village of Brockport is able to make smarter, more cost-effective operational and capital investment decisions, reward efficiency, and drive widespread, continuous improvement; and

WHEREAS, the Village of Brockport Board of Trustees desires to use Building Energy Benchmarking, a process of measuring a building's energy use, tracking that use over time, and comparing performance to similar buildings, to promote the public health, safety, and welfare by making available good, actionable information on municipal building energy use to help identify opportunities to cut costs and reduce pollution in the Village of Brockport; and

WHEREAS, as such the Village of Brockport Board of Trustees desires to establish procedure or guideline for Village of Brockport staff to conduct such Building Energy Benchmarking; and

THEREFORE, IT IS HEREBY RESOLVED that the following specific policies and procedures are hereby adopted and imposed as active and affirmative financial internal control procedures of the Village of Brockport;

BUILDING ENERGY BENCHMARKING POLICY/PROCEDURES

§1. DEFINITIONS

(A) “Benchmarking Information” shall mean information generated by Portfolio Manager, as herein defined including descriptive information about the physical building and its operational characteristics.

(B) “Building Energy Benchmarking” shall mean the process of measuring a building's Energy use, tracking that use over time, and comparing performance to similar buildings.

(C) “Commissioner” shall mean the head of the Department.

(4) “Covered Municipal Building” shall mean a building or facility that is owned or occupied by the Village of Brockport that is 1,000 square feet or larger in size.

(5) “Department” shall mean the Village of Brockport's Clerk's Office.

(6) “Energy” shall mean electricity, natural gas, steam, hot or chilled water, fuel oil, or other product for use in a building, or renewable on-site electricity generation, for purposes of providing heating, cooling, lighting, water heating, or for powering or fueling other end-uses in the building and related facilities, as reflected in Utility bills or other documentation of actual Energy use.

(7) “Energy Performance Score” shall mean the numeric rating generated by Portfolio Manager that compares the Energy usage of the building to that of similar buildings.

(8) "Energy Use Intensity (EUI)" shall mean the kBtUs (1,000 British Thermal Units) used per square foot of gross floor area.

(9) "Gross Floor Area" shall mean the total number of enclosed square feet measured between the exterior surfaces of the fixed walls within any structure used or intended for supporting or sheltering any use or occupancy.

(11) "Portfolio Manager" shall mean ENERGY STAR Portfolio Manager, the internet-based tool developed and maintained by the United States Environmental Protection Agency to track and assess the relative Energy performance of buildings nationwide, or successor.

(12) "Utility" shall mean an entity that distributes and sells Energy to Covered Municipal Buildings.

(13) "Weather Normalized Site EUI" shall mean the amount of Energy that would have been used by a property under 30-year average temperatures, accounting for the difference between average temperatures and yearly fluctuations.

§2. APPLICABILITY

(1) This policy is applicable to all Covered Municipal Buildings as defined in Section 2 of this policy.

(2) The Commissioner may exempt a particular Covered Municipal Building from the benchmarking requirement if the Commissioner determines that it has characteristics that make benchmarking impractical.

§3. BENCHMARKING REQUIRED FOR COVERED MUNICIPAL BUILDINGS

(1) No later than December 31, 2016, and no later than May 1 every year thereafter, the Commissioner or his or her designee from the Department shall enter into Portfolio Manager the total Energy consumed by each Covered Municipal Building, along with all other descriptive information required by Portfolio Manager for the previous calendar year.

(2) For new Covered Municipal Buildings that have not accumulated 12 months of Energy use data by the first applicable date following occupancy for inputting Energy use into Portfolio Manager, the Commissioner or his or her designee from the Department shall begin inputting data in the following year.

§4. DISCLOSURE AND PUBLICATION OF BENCHMARKING INFORMATION

(1) The Department shall make available to the public on the internet Benchmarking Information for the previous calendar year:

(a) no later than December 31, 2016 and by September 1 of each year thereafter for Covered Municipal Buildings; and

(2) The Department shall make available to the public on the internet and update at least annually, the following Benchmarking Information:

(a) Summary statistics on Energy consumption for Covered Municipal Buildings derived from aggregation of Benchmarking Information; and

(b) For each Covered Municipal Building individually:

(i) The status of compliance with the requirements of this Policy; and

(ii) The building address, primary use type, and gross floor area; and

(iii) Annual summary statistics, including site EUI, Weather Normalized Source EUI, annual GHG emissions, and an Energy Performance Score where available; and

(iv) A comparison of the annual summary statistics (as required by Section 5(2)(b)(iii) of this Policy) across calendar years for all years since annual reporting under this Policy has been required for said building.

§5. MAINTENANCE OF RECORDS

The Department shall maintain records as necessary for carrying out the purposes of this Policy, including but not limited to Energy bills and other documents received from tenants and/or Utilities. Such records shall be preserved by the Department for a period of three (3) years.

§6. ENFORCEMENT AND ADMINISTRATION

(1) The Commissioner or his or her designee from the Department shall be the Chief Enforcement Officer of this Policy.

(2) The Chief Enforcement Officer of this Policy may promulgate regulations necessary for the administration of the requirements of this Policy.

(3) Within thirty days after each anniversary date of the effective date of this Policy, the Chief Enforcement Officer shall submit a report to the Village of Brockport including but not limited to summary statistics on Energy consumption for Covered Municipal Buildings derived from aggregation

of Benchmarking Information, a list of all Covered Municipal Buildings identifying each Covered Municipal Building that the Commissioner determined to be exempt from the benchmarking requirement and the reason for the exemption, and the status of compliance with the requirements of this Policy.

FURTHER RESOLVED, the Village of Brockport Board of Trustees, in regular session duly convened, does hereby authorize and direct the Deputy Clerk-Treasurer of the Village of Brockport to execute such other and additional documents as may be required for to perfect the resolutions herein;

- o Bid results re electric charging station –

→ Trustee Kristansen moved, Trustee Crane seconded, carried 4/0 to award the bid to Green Power Technology, who provided the lowest bid for an electric car charging station.

- o Treasurer's update regarding budget development – Mayor Blackman announced that the village budget for 17/18 year has been set. Credit to Dan Hendricks who has done such a good job putting the budget together. General things about the budget: there is a bit of an increase in the tax levy. We are still under the tax cap, which is pretty good considering the increase in cost of benefits. It does include an increase of 11 cents, you will pay \$11 dollars more in taxes next year if you have a \$100,000 home.

There was a discussion in an adjustment in salaries for elected officials. This is not a salary increase; this is a salary restoration, over a period of time, to 2009 levels. The trustees took a 25% salary cut and the mayor's salary was not cut the same percentage but was cut the same amount. The restoration will provide a \$286 increase to each. By 2021 salaries will be back to 2009 levels and the current board may likely not be here but for someone new coming in, it may be important to have that increase in place. The budget includes a 2.5% increase for village justices and other employees which is in-line for the union increases.

- o Monroe County Sales Tax Distribution for 4th Quarter 2016 – Mayor Blackman noted that we received \$423,193.14 from the county, which is up \$9,600 from same quarter last year. Sales tax is 1/3 of our budget. You may think the sales tax we get is the taxes that is collected in the village but in fact it is based on a complicated formula that includes several factors, including assessments and population in a municipality.

- o FYI - College at Brockport's amended Start-UP NY Plan – accepting comments in writing by 3/9/17 – 3 properties in village: 43 Market Street, 85 Clinton Street, 80 Clinton Street.

- o FYI - Town of Sweden has accepted a sale of a large vacant parcel on 4th Section Rd – The Townhomes @ Stonebriar Glen is purchasing 24 acres from the Methodist Church, looking to rezone from single family residential to multiple residential. The target market is empty nesters and young professionals. Upon acceptance of rezoning has to go before conservation and planning boards. The development would include 148 units.

- o Received this past week, check for \$20,000 from Wegmans for playground equipment for South Avenue Park. Will officially acknowledge that at a later Village Board meeting when we can have the manager of Wegmans present along with Trustee LaPierre and Parks Chair Heyen who approached Wegmans about this donation.

→ Trustee Crane moved, Trustee Andrews seconded, carried 4/0 to accept the \$20,000 donation from Wegmans for playground equipment for South Avenue Park.

VILLAGE BOARD REPORTS:

- o Mayor Margaret B. Blackman
 - NYCOC legislative meetings report –

TO: Village Board and Department Heads

FROM: Margay

RE: NYCOC WINTER LEGISLATIVE MEETING, FEBRUARY 12-14, 2017, ALBANY NY

This annual NYCOC meeting in Albany follows the release of the proposed executive state budget; it begins Sunday evening and continues through Tuesday morning for those attendees who are able to meet with their legislators. See attached program.

1. **The Sunday Evening General Session** was mostly devoted to briefing on the governor's budget and the implications for local governments. See attached "NYCOC Briefing on the 2017-18 Executive Budget." The briefing focused on key proposals impacting cities and villages.

Of particular concern is the Governor's County-wide shared services and Property tax savings plan which mandates counties to prepare a plan for shared serves among local units of government

(towns, cities, villages) within the county. All shared services must be new ones. The plan is then submitted to the county legislature. If the legislature does not act on it, the plan is automatically put on the November ballot.

At a Monday morning press conference, the mayors strongly rejected the plan, causing the governor to cancel his appearance at a Tuesday breakfast at the governor's mansion to which he had invited the mayors.

At the press conference, we argued that we already share many services and are willing to share more where they can be found, but that this should be a local initiative not a mandate from the chief executive accompanied by the withholding of state aid for municipalities that don't comply. At the press conference I added that another issue crippling many NYS municipalities is the sheer amount of tax exempt property that many have.

II. Monday Morning

Began with a **mayors' roundtable** at 8am in which individuals were encouraged to raise issues that they were dealing with. One mayor complained about abuse of FOILs—his village had received 700 FOILS from one individual. There was a discussion of host community fees such as Seneca Falls has for hosting New York's largest landfill. Also mention of a bill in the State Legislature (S745, A732) which would entitle any municipality with more than 35% tax exempt property to additional state aid. There was also discussion of the opioid epidemic, state and federal grants for support of speakers and forums. OASAS (Office of Alcohol Substance Abuse Services) was mentioned as a source (see Monday afternoon session). Was also discussion about NYCOM being a clearinghouse for programs in different municipalities relating to the opioid epidemic which NYCOM director, Peter Baynes agreed was a good idea. Baynes has since followed up on the NYCOM website with a message to members to submit information on how their communities are dealing with the opioid epidemic.

From 9am -through lunch we heard from State Comptroller Thomas DiNapoli, Public Service Commission Chair Audrey Zibelman, Senate Majority Leader, John Flanagan, Assemblyman John McDonald III, and at lunch, Lt. Governor Kathy Hochul.

Of note were Di Napoli's statements that only ½ of 1% of state funding is AIM funding (state aid for municipalities), that far fewer villages and towns than cities and counties are in fiscal stress, that the pension fund is at its highest value ever (\$186 billion), and that the state is holding 14 ½ billion in unclaimed funds. Go to <http://www.osc.state.ny.us/ouf/> to check for municipal or personal unclaimed funds—sorry, nothing for the village, or me either.

III. Monday Afternoon

In general I was disappointed that there weren't as many choices, or as many of interest, as at previous NYCOM legislative conferences. The afternoon offered two back to back sessions.

New York's 2016 Zombie Property and Foreclosure Prevention Law

The first I attended was "New York's Zombie Property and Foreclosure Law," presented by NYCOM Chief Counsel, Wade Beltramo, who began by admitting that he was passionate about zombie properties. That passion is evident in the attached PowerPoint document and supporting materials. Some of us have heard local presentations on zombie properties particularly the example of Greece which has contracted with a private company, Community Champions, to register their 700 zombie properties. Greece's effort is described in the following news release: <http://greece.ny.gov/news/343-town-of-greece-awarded-175k-grant-to-combat-zombie-properties>.

I asked Wade in a subsequent email about this approach. His response:

It seems to me that they set up their own local vacant property registry which requires the property owner to register properties that have become vacant. This is still allowed. Note, however, that local governments are preempted from requiring lenders to register with their local registry. This is discussed in my summary of the State law:

http://www.nycom.org/images/documents/LAC/Zombie_Law_Article_-_August_2_2016_1.pdf

For Brockport to what Greece has done, we would have to combine with surrounding towns/villages for this to be of a scale that would make fiscal sense for the company.

State and Local Responses to the Opioid Epidemic

The Opioid Epidemic seems to be something everyone is talking about. Unfortunately, the representative from Massena who was to talk about how his community was addressing the issue was unable to attend due to the weather.

Tom Kent, General Counsel, NYS Office of Alcoholism and Substance Abuse Services (OASAS) was one of two speakers.

OASAS has funding for various initiatives related to drug abuse and treatment. See the listing on their website <https://www.oasas.ny.gov/hps/grants/opportunities.cfm> I spoke with the mayor of Canandaigua who had received a large OASAS grant

In 2016 Governor Cuomo created a task Force to combat heroin and opioid abuse. See <https://combatheroin.ny.gov/statewide-heroin-task-force>. It includes a link to Resources.

Holly Catania, Director of Policy and Communication in NYC's Bureau of Alcohol and Drug Use, Prevention, Care and Treatment (a Division of NYC Department of Health and Mental Hygiene), was the second speaker. Her title and that of her organization took up more of my notes than the content of her presentation.

Mainly hers was a description of what this agency, in taking a public health approach, is doing to deal with the opioid problem in NYC.

I picked up one staggering statistic: from 2010-2015 there was a 158% increase in unintentional deaths from heroin combined with fentanyl.

Both presentations were typical government agency somewhat abstract and general talk about what they do and what they've accomplished. I was looking for what municipalities face on a day to day basis in dealing with the complexity of health and public safety issues stemming from opioid use.

A disappointing session for a growing community problem.

I later spoke with Sharon Lilla of Barton and Logudice who gave me the name of Mark Poloncarz, Erie County Executive, who is the resident expert on the opioid crisis. She noted that he is aggressively addressing this issue and because of his commitment, has become a reluctant expert on the subject.

This is a link to his Executive Order establishing the Erie County Opioid Epidemic Task Force: <http://www2.erie.gov/exec/index.php?q=executive-order-014>

And a link to his contact information: <http://www2.erie.gov/exec/index.php?q=office-information-0>

IV. Other

Meeting with Senator Ort—Tuesday February 14 at 10 am, along with Spencerport Mayor Gary Penders. The meeting was to present our case against the governor's mandate for consolidation and, for Brockport, to confirm Ort's support of State Aid to Municipalities with SUNY Residential Institutions. Ort assured me that he had a "laser focus" on getting aid for Brockport.

Discussions with other mayors and administrators led to the following compilation of miscellaneous useful information:

- Mack Cook, City Administrator for Cortland told me they would support my letter on behalf of SUNY municipalities in favor of State Aid. An agenda item on their February 21 meeting included a resolution to join with municipalities of Brockport, Potsdam, Binghamton, Morrisville, Fredonia, Geneseo, Canton, Delhi and New Paltz in supporting the letter I authored urging passage of legislation pertaining to State aid to municipalities with SUNY Residential Institutions.
- From Paul Gee, Scottsville mayor, I got the following phone number for Solar Liberty (Scottsville is also going to municipal solar) so that I can call them directly to see where our project stands: Phone = 716-634-3780
- RE Twitter. Even if you are not using Twitter, register a Village of Brockport hashtag so that someone else can't take it.
- Before sending employees to conferences where they might drive, check into the car rental price (may be cheaper than gas reimbursement). Scottsville gives conference attendees a rental car allowance.
- Re conference hotels (per Shari Pearce of Hilton). Check the government rate well before the conference has blocked out its rooms; it may be cheaper than the conference rate. I paid \$251.50 at the Albany Hilton (conference rate); Shari, who had made her reservations earlier, paid \$117.00 at the government rate.

- SUNY Impact Aid letter signed by Mayors of SUNY municipalities –

**A letter from SUNY municipalities urging passage
of the State Aid to Municipalities with SUNY Residential Institutions**

Dear New York State legislators,

The New York State municipalities which host SUNY campuses, especially 4 year colleges but not excluding the 2 year schools with 4 year degree programs, are burdened with high local property taxes and stretched thin in providing services to their residents and to their colleges. Legislation, first introduced two years ago and just reintroduced again this session (A01920, S3967), would provide much needed assistance to our SUNY host communities.

Tax exempt property (in one case as much as 90% of the municipality) is a leading cause of high property tax rates in our communities. Tax rates in 9 of the SUNY municipalities range from \$11.00/1000 to over \$23.00/1000.

The impact of tax exempt properties on NYS municipalities was detailed in a widely published Gannett news article in October (see <http://www.democratandchronicle.com/story/news/investigations/2016/10/27/taxed-off-suny-schools-stress-town-budgets/90693952/>). These high property tax rates make it difficult for municipalities to continue to provide the services that our residents need as well as the services we must provide for our SUNY institutions, the most important of which is public safety. In turn, high local property tax rates deter SUNY faculty and staff from purchasing homes in our municipalities.

All of us benefit from the synergy between our communities and our SUNY colleges. Our SUNY institutions are a boon to downtown businesses; they offer arts, cultural, and recreational opportunities for municipal residents. Our municipalities offer SUNY students a home community away from home during their college years and neighborhood living for upperclass students who wish to live off campus. All of this, however, depends upon a host community that is not only welcoming, but that can provide the additional public safety services (fire, police, code enforcement) that having a large number of students within the municipality—in some cases equivalent to the population of the municipality—demands. The proposed state aid is about providing much needed financial aid to SUNY municipalities but it is also about securing the larger environment in which SUNY students spend their college years.

Last year the City of Cortland proposed a formula for AID reimbursement, based on the capacity of a municipality to respond, which has been incorporated into the legislation. The amount is modest—\$12 million—in a proposed state budget of \$152 billion, but it is clearly a proposal with much bang for the buck, not only for SUNY host communities but for the SUNY system as well.

In 2016-17 the cities of Oneonta and Cortland were given the opportunity to receive some aid as part of a SUNY Impact Aid Assistance pilot program. It is time to extend that opportunity to the other SUNY communities, equally in need and deserving of assistance, by passing the State Aid to municipalities with a SUNY residential institution in the 2017-18 budget.

Thank you for your consideration.

- Shared Services letter –

TO: Senator Robert Ort
 Assemblyman Stephen Hawley
 Monroe County Village Mayors
 Sweden Supervisor, Robert Carges
 NYCOM Executive Director, Peter A. Baynes
XC: Village Board, Clerk, Treasurer, Department Heads
FROM: Margay Blackman, Mayor
RE: A Response to the Governor's Demand for Consolidation in the 2017-18 budget
DATE: February 3, 2017

Governor Cuomo's latest proposal for consolidation is a top down, heavy handed (unfunded) mandate that yet again fails to recognize the real reasons for high local property taxes—unfunded mandates, rising health care costs, stagnant AIM funding for 8 years, and in the case of Brockport and a number of other villages, the sheer amount of tax exempt property within the village (more than 65% in Brockport). The Governor's proposal continues to ignore the considerable, continuing efforts villages have made to increase efficiency, cut costs and share services with other villages and towns. Furthermore, the proposal undermines and attempts to eliminate the very government that has the most impact on

citizens' daily lives.

Like every other village in New York State we are increasingly mindful of looking for efficiencies and cost savings. Last fall Brockport appointed a Tax Relief Task Force of citizens to scrutinize our budget, meet with our treasurer and department heads and recommend savings before the end of the 2016-17 fiscal year. The village board is also planning a joint meeting this spring with the Town of Sweden's board to discuss efficiencies and shared services. Additionally, we are looking to partner with the town and college in applying for a local waterfront revitalization project planning grant in the next round of CFA grants.

In response to this most recent attempt at consolidation, we are providing documentation of our efforts to serve our citizens. These include itemization of the services the village provides to its taxpayers, a list of shared municipal services, and a list of cost savings and efficiencies over a multiyear period. Our efforts in finding efficiencies and cutting costs have kept us under the tax cap every year and will do so again in 2017-18.

We urge you, our legislators, to support our villages in this latest attempt by the governor to eliminate us.

SERVICES PROVIDED TO VILLAGE RESIDENTS BY THE VILLAGE OF BROCKPORT

Building inspection for certificates of occupancy and new construction
 Fire inspections for downtown businesses
 Code enforcement by codes department and police
 Street maintenance and paving
 Street crossings striping
 Sidewalk maintenance and replacement
 Street sweeping, snow plowing, sidewalk plowing
 Truck drop-off overnight and weekends to residential homes for hauling away brush
 Curbside brush pickup (spring and fall)
 Parks maintenance, equipment repair and replacement, mowing
 Tree planting, pruning and removal
 Leaf pickup (fall through first week in December)
 Holiday street lighting
 Watering of downtown plantings in tree surrounds
 Street lighting
 Seasonal decorations and banners on Main Street
 Maintenance of water and sewer, storm water infrastructure
 Investigation of residential water leaks and sewer blockages
 Sewer camera televising of sanitary and storm sewers
 24/7 X 365 village road patrol by police
 Directed/foot patrol by police in the downtown and community parks along with bike patrol
 Close working relationship between village and university police
 Police department enforcement of 2-hour downtown parking
 House checks by police department performed when residents are out of town
 Checks of business doors during nighttime hours by police department
 Pharmaceutical drop-box at police department
 Police Youth Explorers Program and satellite police office at Oliver Middle School
 Welcome Center on the canal for boaters
 Farmers market
 Emily Knapp Museum

SHARED SERVICES

Most of our shared services involve our Department of Public Works, some are covered by formal MOUs, others are handshake agreements.

- Our DPW has inter-municipal agreements with all of the towns and villages in Monroe County to share equipment when needed. During the fall 2016 village street paving, for example, the Villages of Hilton and Spencerport and the Towns of Sweden, Clarkson and Hamlin, assisted our DPW with hauling millings and asphalt.
- Our DPW shares a sewer camera with the Village of Hilton and Village of Spencerport. The cost of the equipment and its maintenance is split three ways.
- Our DPW shares a sewer flush truck with the Town of Sweden. The town purchased the chassis and cabin and the village purchased the tank and pump. Maintenance costs are shared as well.
- Our DPW shares equipment with Brockport Central School District (BCSD) and they use our salt storage facility.

- Our DPW plows the Brockport Fire District parking lots within the village.
- Our DPW and the Towns of Sweden and Clarkson Highway Departments alternate annually the plowing of the parking lot of the Seymour Library - our tri-community library.
- Our DPW fuel dispensing system serves the Brockport Fire District equipment and Brockport Ambulance equipment. They purchase fuel from us.
- Our DPW has a water system maintenance agreement with the Brockport Central School District (BCSD) and the local hospital.
- Our DPW and the College at Brockport share equipment, typically bucket trucks and grounds maintenance equipment. The College at Brockport facilities crew assists annually in village tree planting.
- Our DPW street sweeper sweeps Brockport Central School District (BCSD) property and college property on occasion in exchange for other services from them.

COST SAVINGS AND EFFICIENCIES (2006-2015)

Staffing –

We have left vacant the positions of village manager, part time economic development coordinator, and public works (water) foreman. We have reduced village hall clerk-treasurer staff from 4 full time to 3 full time and 1 part time (Treasurer).

Insurance –

We saved money by switching insurances – from Houston Casualty to NYMIR, from PERMA to UNYMWCP (a self-insured workers comp entity of 17 municipalities), and to a high deductible health insurance plan.

Grant Writing –

Hiring a grant writing firm in 2012 has paid off handsomely with the award of numerous grants, totaling \$642,500 through October of 2016. (This does not include the numerous county and state grants written and received by our police and public works departments during the same time period.)

Radio-Read Water Meters –

The installation of radio read water meters throughout the village (100% residential, 90% commercial, complete) has resulted in 100% accurate reading of water meters, reducing time and labor costs.

Assessment –

The village abandoned its assessing unit and turned this over to the Town of Sweden in 2006.

Law Enforcement –

The Brockport Police Department disbanded its technical services unit and uses that of Monroe County Sheriff's Office. They also use MCSO SWAT team, negotiation team, tactical robots, K-9, Scuba, etc.

Dispatch –

The village eliminated local dispatch: police went to 911 in 2003, fire and ambulance in 2011.

COST SAVINGS AND EFFICIENCIES (2015-PRESENT)

The efficiencies below illustrate our commitment to sustainability and saving taxpayer dollars.

Municipal Solar–

In October 2015 the village signed a power purchase agreement with Solar Liberty to construct a municipal solar array on our village landfill. It is important to note that the village included in this solar project the fire district, which serves the village and the Towns of Sweden and Clarkson, as well as the Seymour Library, which also serves the same three communities. Once completed and operational, municipal solar is projected to save all of us \$1.2 million in electric over a 25 year-period.

Streetlight Buyback–

As soon as the governor signed the *Act to amend the public service law, in relation to municipal acquisition of street lights from electric utilities* in the spring of 2016, Brockport took steps to buy back our streetlights from National Grid. We have begun the process of replacing village owned sodium street lights with LEDs and we will be buying back 500+ streetlights from National Grid. These measures will provide considerable cost savings to the village.

Clean Energy Communities—

In support of building a more sustainable New York, the Village of Brockport is working towards Clean Energy Community designation. By completing 4 of 10 high impact actions by May of 2017 we will be eligible for no-match grant funds for clean energy initiatives like LED street lighting, electric charging stations, and electric vehicles.

CCA (Community Choice Aggregation)—

Brockport has been investigating joining several other communities in the greater Rochester area to form a "buying club" for energy service. Under a CCA, several local governments can aggregate electric demand to procure alternative energy supplies at reduced rates while maintaining the transmission and distribution of power with the major utility provider. This would offer our residents and local businesses energy service at the lower than current rates.

- Mayor Blackman provided the following report:
- **Neighborhood quality of life.** After the 51 Adams St home invasion and public comment at the December 19th VB meeting I took your comments and suggestions to the Town /gown meeting on February 9. We also took the suggestions that were handed us about a system of points and penalties for violations and crimes that occur on private property to this meeting and discussed them.

The bottom line is why would a family want to buy a house in the village when you've got home invasions and public nuisance behavior going on in residential neighborhoods. The college is interested in being a part of the discussion and the solution, and we want property owners to be as well.

So, the question is what can you do about this beyond enforcing the codes you already have.

Following that meeting, I directed the village attorney to look into the points and penalties legislation. He contacted chief counsel at NYCOM who provided such codes from a number of villages and cities in NYS. I had a discussion with the mayor of the village of Delhi which has a SUNY institution and he shared their points and penalties system which we have decided is the model we want to work from. Our attorney spoke at length with the attorney for the Village of Delhi.

Trustee Kristansen, CEO David Miller and Attorney Mastrella and I have met twice to discuss details and we have a third meeting scheduled to move this forward.

Public Nuisance Law (AKA points and penalties)

A Public nuisance deemed to exist when repeated violations of provisions of the legal code occur at a building, structure, or real property over a period of time and accumulate a certain # points in accordance with a nuisance point system. The points are based on, from least to most: violations of the village code, misdemeanors, and felonies. This applies to any property, and is not exclusive to rental properties. The points are attached to the property and by extension, the property owner. Penalties can range from fines to, in the case of a rental or business property, withdrawal of a C of O.

A second piece of Delhi's legislation is one we especially like:

Party Nuisance law —a gathering conducted on premises within the village which by reason of attendees results in one or more of the following conditions or events (disorderly conduct, open container, unlawful sale or dispensing of alcoholic beverage, serving underage, unlawful possession of controlled substance, littering, property damage). The hosts are cited. (is a violation. Maximum fine = \$250). This is similar to but better than our disorderly house violation which is written in early 20th century language and would replace it. Especially important, the nuisance party violation includes points that are applied to the property owner.

At Delhi, these laws have worked very well; have not been contested, but obeyed and they have not had to close down a rental property or business for accumulating the maximum points.

College is looking into SUNYs that have rules about party registration with police department and we have a meeting with them to discuss that on March 29th.

Adopting such legislation means writing the code, a public hearing followed by a resolution by the village board. There is no reason why such a law could not be in place by the beginning of the 2017-18 college year.

Contact Trustee Kristansen or myself for more information or email us with questions.

- **SUNY Impact Aid letter**—Legislation was reintroduced in January into the legislature to provide state aid to SUNY municipalities hosting a residential SUNY institution to offset cost of services they offer to their SUNYs and to lower the tax levy. This would be key for Brockport. Our representatives are already on board and pushing for this legislation but to get the attention of everyone you need to do more. I authored a letter on behalf of the SUNY municipalities and Erica collected electronic signatures from their mayors and we sent it to 235 state legislators. It's a mere 12 million in a 152 billion budget, but it could be so helpful to us and to other SUNY municipalities with even higher tax rates than ours.
- **NYCOM conference**—annual legislative conference for mayors in NYS, held in Albany. My report is included in the packet. However, the ppt and other information on a session on Zombie properties got left out. Will get it scanned and sent to the board.

Mayors spoke out against Governor Cuomo's plan requiring counties and their municipalities and towns to consolidate services or suffer the withholding of state aid. Mayors argued that they already share services and have consolidated just about everything that they can. I put together a statement on Brockport's shared services and cost savings efforts which went to NYCOM, Monroe County mayors, and Sweden town Board and our legislators. This is included in the packet as well.

- **Hyperlocal online News**—I met with Professors Marsha Ducey and Kim Young of the Communications Department who are interested in starting an online news outlet which would focus on the Brockport community (including Sweden and Clarkson). Would have student and community writers and would be governed by a board of directors. The model is an online news outlet created in 2004 called Buffalo Rising. A focus group will be gathering to talk about the creation of this.
- **Update on Municipal Solar**
Last week I phoned Solar Liberty, with whom we have a PPA for solar power, to see where our project stands and what the time frame for completion is. SL is working with their financing company to get the final approvals from National Grid and NYSERDA. The DEC needs to sign off on some environmental materials. There is the SEQR requirements, storm water pollution prevention plan, and a topo map showing the boundaries of the property. This is a 3-4 week process. Larsen and SL are in conversation about these pieces. SL anticipates "breaking ground" (not literally on a covered landfill) this summer, with the solar array completely built and ready to run by the end of 2017.
- There were other meetings, most importantly a meeting of college, village, town representatives to begin discussion of a LWRP grant for development of our shared canalfront. This is the planning grant that would lead to a village comprehensive plan. Trustee Kristansen will speak to that.
- Finally, I would like to announce that I will be running for reelection in the June 20th village election.
- Trustee/Deputy Mayor William G. Andrews
 - Trustee Andrews provided the following report:

I met on February 9 and 16 with the Summer Serenades Committee, planning next summer's activities. On the 16th, we were joined by David Miller, the director of the 35-piece Albany Symphony Orchestra and a colleague of his to make arrangements for the visit of his orchestra to Brockport on July 7. They will arrange for a professional music composer to come to Brockport and compose a piece of orchestral music with a theme about Brockport history. Also, a local choreographer will compose a dance to accompany the music. The Committee is coordinating a week-long program as part of our celebration of the bicentennial of the beginning of the construction of the Erie Canal. It will begin with the fireworks and family activities on July 3 and continue with the usual Fourth of July festivities at the Morgan-Manning House on Tuesday the 4th. For Wednesday, we are working on arranging for the performance of a canal-theme play by the BUM Players. Thursday will be the first Summer Serenades concert. Friday will be the Albany Symphony Orchestra and related activities. The visit by the Albany orchestra is part of a major project by New York State's tourism agency to promote the canal bicentennial observance. On February 14, I attended the regular meeting of the Clarkson Town Board and on February 28 the meetings of the Clarkson and Sweden Town Boards. I attended meetings of the Town/Gown Committee and its Student-Landlord Relations sub-committee on February 9 and 15 and March 2. On February 16 and March 2, I attended meetings of the Board of the Greater Brockport Development Corporation. On February 8, I attended a special meeting of the Board of the Western Monroe Historical Society, called to deal with a Village Planning Board matter. On February 15, I attended a reading of the Writer's Forum at the college. On February 16, I attended a meeting of our Historic Preservation Board. The Board has submitted an

application for an eighteenth Certified Local Government grant to hire a consultant to prepare a nomination of 306 Main Street for the State and National Registers of Historic Places and is planning an historic home tour for June 11th in collaboration with the Western Monroe Historical Society. After the meeting, we received the final report on the west side intensive survey in which the consultant identified twelve houses that may be eligible for listing on the State/National Registers of Historic Places. On February 21, I attended a meeting of a sub-committee of the Brockport Community Museum to help plan an exhibit on the history of the Erie Canal to be displayed at the Seymour Public Library in April and May as part of the Low Bridge High Water canal-opening celebration. On February 16, I attended a meeting of the Low Bridge High Water committee. On February 22, I attended a meeting of the Board of the Emily Knapp Museum and a meeting of the Arts and Aesthetics Committee of the Walk! Bike! Brockport Action Group to plan for the future of the mural on the billboard by the railroad tracks. We would like to replace it with a new copy at another location. And that is my report.

- Trustee Annette M. Crane
 - Trustee Crane provided the following report:
- February 9th Tax Relief Task Force meeting. The guests at this meeting were Village Clerk Leslie Morelli, Village Treasurer Dan Hendricks, USA Benefits representatives Jeremy Chiarelli and Kimberly Boddy. USA Benefits is the broker for the health insurance the Village provides to our employees and retirees. We discussed those benefits as well as the staffing of the Clerk's and Treasurer's office.
- February 13th Housing Task Force meeting, followed by Planning Board meeting. At the Planning Board meeting there was an application for a change of use for 141 Main St, adjacent to the Morgan Manning House, to be continued 3/13 with a public hearing at the request of the Western Monroe Historical Society.
- Feb 16th Parks Committee. The first full safety inspection of our playgrounds was performed by Parkitects in October of 2016. and the Parks Committee has full reports on five of the six playgrounds. The South Avenue Park did not need a safety inspection as the equipment had only been installed a few weeks earlier.

The Parks Committee will be working closely with DPW Superintendent Harry Donahue to prioritize the repairs and changes needed to bring our playgrounds up to current safety standards.

The items of greatest concern are the swing sets in four of the parks. The three-bay swing set in the Barry Street Park, and the swing sets in Evergreen, Corbett and Havenwood Parks all have hardware that no longer meets current playground standards. Some of the swing sets are also too close to other play equipment or fences.

The Village has already acquired a new swing set for Corbett Park, and the Parks Committee is working on funding for a replacement swing set for Barry Street Park.

I have spoken with DPW Superintendent Harry Donahue about the swing sets in Evergreen and Havenwood Parks, and he is able to make appropriate changes in the hardware to improve safety until the parks Committee can locate funding to replace those two swing sets.

I would like to put forth a resolution that this Board requests the DPW to remove the swing sets in Corbett and Barry Street Parks as soon as is practicable.

→ Trustee Crane moved, Trustee Kristansen seconded, carried 4/0 to request the DPW remove the swing sets in Corbett and Barry Street Parks as soon as is practicable.

Trustee Kristansen asked how long it would take to put up new swing sets? Trustee Crane noted that the DPW already has the swing set for Corbett Park.

Letters will be sent out to residents who live near each of these parks informing them of the removal of some equipment and asking them to answer a brief survey on their playground.

- February 21st Chateau at Heritage Square open house. Very nice facility, will be an asset to the greater Brockport community.
- Feb 27th Code Review Committee meeting. I have a proposal from them regarding parking on Fair Street. Fair Street is a narrow street, with significant school bus traffic, and now Brockport Ambulance Service is located on Fair Street, raising concern about possible traffic problems in an emergency. Code Review is proposing that we amend Local law 34-3 restrict parking on the south side of the street to either "no parking Monday through Friday "or "no parking Monday

trough through Friday before 6:00 pm". There is already no parking on the north side of Fair Street. We do need to schedule a public hearing before we can make a change, and the decision on which restriction to enact could depend on sentiment expressed at that hearing. (Date for public hearing to be set at a later date.)

- o The Village receives a periodic Remedial Progress Report from Arcadis for the environmental cleanup of the former 3M Dynacolor site at 200 State St, now part of Bonduelle. I spent several hours studying this report, and sent a brief summary to my fellow trustees. An even briefer summary is as follows:

The groundwater at the site is being monitored for volatile organic compounds (VOC) and cyanide. Following remediation steps the levels of both are very slowly decreasing. Continued monitoring is recommended. This report is now at the Seymour Library.

- o And finally, as a matter of record, I am announcing that I have chosen to run for re-election as a Village Trustee.

Trustee Katherine J. Kristansen

- Trustee Kristansen provided the following report:

- o Because of the length of tonight's meeting this report is a condensed version of my activities as village board trustee over the last few weeks. -
- o February 13th...I met with Erica regarding Clean Energy Communities certification items including the electric charging station. In the evening I attended the Planning Board meeting as liaison.
- o February 15th...I attended the BMA meeting. The March 11th Wine Walk was discussed as well as other BMA topics. I then attended the Library Board meeting. The book sale at the library is April 26-29, 2017. The library board has asked that the municipal liaisons share the library director's report with the village board so look for that around the 10th or so of each month.
- o February 21st...I attended with Mark the Open House at the Chateau at Heritage Square. Very nice facility, well planned and implemented. The organization has already started to take applications and residents will start to move in this month.
- o February 24th and March 3rd...I attended the Sidewalk Sale and Festival sub-committee planning meeting. This event is sponsored by BMA and will occur on July 13-15, 2017 in the Brockport Village business district.
- o February 27th...I attended the Code Review Committee meeting.
- o February 28th...I attended a meeting with the mayor, code enforcement officer and village attorney to continue discussion and planning regarding Points and Penalties-Public Nuisances law.
- o March 3rd...I attended a strategic planning meeting regarding the Local Water Revitalization Program grant that the village is applying for later this month. The meeting included representatives from SUNY Brockport, the town of Sweden and the village. Information gleaned from this meeting will be shared next week with Matt Ingalls. At that time with the components from the college, the town and the village and with Mr. Ingalls' guidance and counsel, we will begin to put together the scope and outline of the grant application to be written.
- o Also, as a side note, the Suburban News has published the second in a series of four articles titled "Opioids: The drug next door". These articles offer a very informative and interesting read.
- o Finally, I would like to announce that I will be running for reelection in the June 20th village election.
- o Trustee John D. LaPierre (excused)

ADJOURNMENT:

→ At 8:28 pm, Trustee Kristansen moved, Trustee Andrews seconded, carried 4/0 that the meeting be adjourned.


Erica L. Linden, Deputy Clerk-Treasurer

