

VILLAGE OF BROCKPORT

“To provide a high quality of life for all residents, exercising fiscal responsibility and preserving Brockport’s unique heritage and historic character.”

VILLAGE BOARD – MEETING AGENDA

Monday, August 4, 2014 7:00pm

Location: Village Hall conference room

- **CALL TO ORDER / PLEDGE:** please silence cell phones & electronic devices
- **MOMENT OF SILENCE:** to honor those who serve our Country, enforce our laws, & respond to emergencies
- **BROCKPORT HISTORICAL MOMENT:**
- **OATH OF OFFICE:** none
- **CERTIFICATES & PROCLAMATIONS:** none
- **PUBLIC HEARINGS:** none
- **PUBLIC COMMENT:** 5 minute limit per person / state name & address for record & speak directly to entire Board / share if this is a prepared statement & submit hard copy to Clerk after reading (& electronically next day)
- **GUESTS:** none

- **CONSENSUS ITEMS:**
 - Approval of minutes – 7/21, 7/24, 7/28, 7/30
 - Approval of bills to be paid

- **CLERK REPORT:**
 - Clerk – Leslie Ann Morelli
 -

- **PERSONNEL ITEMS:**
 - Accept resignation of Pam Ketchum from Historic Preservation Bd, Parks Committee & as Videographer
 - Full Time DPW Laborer vacancy – hiring recommendation

- **OLD or NEW BUSINESS:**
 - Authorize grant application – Rochester Area Community Foundation Playground Fund
 - Re-authorize Mayor to execute agreement with NYSDOT re 2010 sign removal
 - Authorize replacement of sewer camera shared with Village of Hilton & Village of Spencerport
 - Authorize Mayor to execute agreement with Labella (re Main Street grant & covered by grant monies)
 - Authorize Mayor to execute MOA with Stetson Club re health plan as of 9/1/14

- **VILLAGE BOARD REPORTS:**
 - Mayor Margaret B. Blackman (excused)
 -

 - Trustee/Deputy Mayor William G. Andrews
 -

 - Trustee Valerie A. Ciciotti
 -

 - Trustee Carol L. Hannan
 -

 - Trustee John D. La Pierre
 -

- **EXECUTIVE SESSION** (if needed)

- **ADJOURNMENT**

Upcoming:

Village Board meeting: 7pm Monday, 8/18

Village Board work session: 7pm Monday, 8/25

GUIDELINES FOR PUBLIC COMMENT:

The public shall be allowed to speak only during the public comment period of the meeting or at such time as recognized by the presiding officer.

- Speakers must be visible.
- Speakers must give their name, address and organization, if any.
- Speakers must be recognized by the presiding officer.
- Speakers must limit their remarks to (5) five minutes on a given topic or extended if recognized by the presiding officer.
- Board members may, with the permission of the Mayor, interrupt a speaker during their remarks, but only for the purpose of clarification or information.
- All remarks shall be addressed to the Board as a body and not to any member thereof.
- Speakers shall observe the commonly accepted rules of courtesy, decorum, dignity and good taste.
- Interested parties or their representatives may address the Board by written communications in the event of creating a hardship to attend the meeting personally.

DRAFT

RESOLUTION - VILLAGE OF BROCKPORT

At a meeting of the Board of Trustees of the Village of Brockport, Monroe County, New York state held at Village Hall at 49 State Street Brockport, NY 14420 on August 4, 2014 the following resolution was regularly made, seconded and carried:

PRESENT: Trustee/Deputy Mayor William G. Andrews, Trustee Valerie A. Ciciotti, Trustee Carol L. Hannan, Trustee John D. La Pierre

ABSENT: Mayor Margaret B. Blackman

→ Trustee _____ moved, Trustee _____ seconded, carried _/_ to adopt the following resolution:

RESOLVED, to authorize application to the Rochester Area Community Foundation's Playground Fund for the full \$2,000 for the purpose of converting the Barry Street Park tennis court into a pickle ball court for residents.

The RACF Playground Fund is intended to support capital and other needs of playgrounds, especially those that encourage community use and/or are handicapped accessible. Grant awards typically range from \$500-\$1,000, although you may apply for up to \$2,000 and applicants are notified of the status of their application within three weeks of applying. No match is required, but it is expected that costs in excess of the award amount will be met by the Village through some means.

BY ORDER OF THE Village Board of the Village of Brockport

STATE OF NEW YORK)
County of Monroe) SS:

I Leslie Ann Morelli, Village Clerk of the Village of Brockport, do hereby certify that the foregoing is a full and true transcript of a resolution duly adopted at a meeting of the Board of Trustees of the Village of Brockport, Monroe County, New York on August 4, 2014 as it appears in the minutes of said meeting was regularly called and duly constituted, and that a quorum was present.

Witness my hand and the seal of the Village of Brockport this ___ day of August 2014.

Leslie Ann Morelli, Village Clerk

Seal

DRAFT

RESOLUTION - VILLAGE OF BROCKPORT

At a meeting of the Board of Trustees of the Village of Brockport, Monroe County, New York state held at Village Hall at 49 State Street Brockport, NY 14420 on August 4, 2014 the following resolution was regularly made, seconded and carried:

PRESENT: Trustee/Deputy Mayor William G. Andrews, Trustee Valerie A. Ciciotti, Trustee Carol L. Hannan, Trustee John D. La Pierre

ABSENT: Mayor Margaret B. Blackman

→ Trustee _____ moved, Trustee _____ seconded, carried / to adopt the following resolution which replaces the one adopted 7/7/14:

RE: PIN 4019.17.221 Lake Road, Part 1, SH 171 Map 49 Parcel 54 – Third Party Interest the Board accept \$2,975 in compensation of the claim for building/fixture (sign) removal and that the Mayor of the Village of Brockport be empowered to execute the Agreement and any subsequent papers which might be required to secure payment of this claim.

WHEREAS, the State of New York has taken or is in the process of taking a portion of the land owned by Riexinger, LLC through the process of eminent domain for the purposes of improving Lake Road, A/K/A State Highway 171;

WHEREAS, the State has offered to pay the Village of Brockport the sum of \$2,975.00 (two thousand nine hundred seventy five dollars and no/100) for all claims for the appropriated property including a sign owned by the Village of Brockport on a portion of Riexinger, LLC's property along Lake Road, A/K/A State Highway 171 as depicted on Map 49 as Parcel 54;

WHEREAS, an agreement for payment to accept said money has been signed on behalf of the Village of Brockport;

WHEREAS, the Board of Trustees of the Village of Brockport is the governing body of the Village of Brockport; and

WHEREAS, the Village Board met on this 4th day of August, 2014 after proper notice to consider this matter; and

WHEREAS the Village of Brockport wishes to ratify the Agreement and to appoint the Mayor as the person to execute closing papers on behalf of the Village.

IT IS, upon motion duly made and seconded, resolved this 4th day of August, 2014;

THAT the Mayor is hereby designated as the person to execute any and all closing papers with regard to this transfer to the State of New York.

BY ORDER OF THE Village Board of the Village of Brockport

STATE OF NEW YORK)
County of Monroe) SS:

I Leslie Ann Morelli, Village Clerk of the Village of Brockport, do hereby certify that the foregoing is a full and true transcript of a resolution duly adopted at a meeting of the Board of Trustees of the Village of Brockport, Monroe County, New York on August 4, 2014 as it appears in the minutes of said meeting was regularly called and duly constituted, and that a quorum was present.

Witness my hand and the seal of the Village of Brockport this ___ day of August 2014.

Leslie Ann Morelli, Village Clerk

Seal



STATE OF NEW YORK
DEPARTMENT OF TRANSPORTATION
REGION FOUR
1530 JEFFERSON ROAD
ROCHESTER, NEW YORK 14623-3161
www.dot.ny.gov



KEVIN C. BUSH, P.E.
REGIONAL DIRECTOR

JOAN MCDONALD
COMMISSIONER

July 28, 2014

→ Leslie Ann Morelli
Village Clerk
49 State Street
Brockport, New York 14420

RE: PIN 4019.17.221
Lake Road, Part 1, SH 171
Map 49 Parcel 54 – Third Party Interest

Dear Ms. Morelli:

Enclosed herewith are necessary closing papers to process payment relating to the above captioned claim.

Upon completion, please return the following documents:

1. Affidavit of Title
2. Voucher in duplicate

in the stamped envelope provided. Areas to be completed are marked in red.

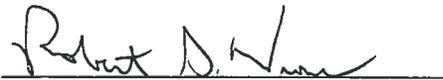
Additionally, it is necessary to request a new resolution from the Board of Trustees of the Village of Brockport per New York State Department of Law, Real Property Bureau instruction in replacement of the resolution recently returned to this office with the executed Agreement for Advance Payment (Building/Fixture Removal by Claimant). The resolution that was returned did not mention the map or reference the agreement that was executed. Additionally, the resolution that was returned incorrectly lists the compensation as \$1,950.00. The compensation is \$2,975.00 which includes transfer to the Village of Brockport of a sign pursuant to Paragraph 1B of the Agreement and cash consideration of \$1,950.00 pursuant to Paragraph 1B of the agreement. The

Leslie Ann Morelli
July 28, 2014
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Village of Brockport may wish to take the information on the sample resolution that was provided with cover letter dated June 6, 2014 (copy attached) and include it in the new resolution being requested. The Village of Brockport resolution in this matter needs to accurately document what is being authorized. Please provide a new resolution and forward it with the enclosed documents to be executed.

If you have any questions, please contact me at (585) 272-3443 or Robert.Wrona@dot.ny.gov

Sincerely,



Robert S. Wrona
Real Estate Specialist II

attachment

enclosure

cc: File

RECEIVED
APR 22 2010

RESOLUTION OF THE GOVERNING BODY OF THE
VILLAGE OF BROCKPORT
RATIFYING AN AGREEMENT FOR ADVANCE PAYMENT BY:

JUL 14 2014

WHEREAS, the State of New York has taken or is in the process of taking a portion of the land owned by RIEXINGER, LLC through the process of eminent domain for the purposes of improving LAKE ROAD, A/K/A STATE HIGHWAY 171;

WHEREAS, the State has offered to pay THE VILLAGE OF BROCKPORT the sum of \$2,975.00 (TWO THOUSAND NINE HUNDRED SEVENTY FIVE DOLLARS AND NO/100) for all claims for the appropriated property including a SIGN OWNED BY THE VILLAGE OF BROCKPORT on a portion of RIEXINGER, LLC's property along LAKE ROAD, A/K/A STATE HIGHWAY 171 as depicted on Map 49, as Parcel 54;

WHEREAS, an AGREEMENT FOR ADVANCE PAYMENT DATED _____ to accept said money has been signed on behalf of THE VILLAGE OF BROCKPORT by _____;

WHEREAS, the BOARD OF TRUSTEES of the VILLAGE OF BROCKPORT is the governing body of the VILLAGE OF BROCKPORT; and

WHEREAS, the _____ is meeting on this _____ day of _____, 200____, after proper notice to consider this matter, and

WHEREAS, the _____ wishes to ratify the Agreement of _____ and to appoint _____, as _____, as the person to execute closing papers on behalf of the _____;

IT IS, UPON MOTION DULY MADE AND SECONDED,
RESOLVED THIS _____ DAY OF _____, 200____;

THAT, the Agreement for Advance Payment is hereby accepted and ratified;

THAT, _____ is hereby designated as the person to execute any and all closing papers with regard to this transfer to the State of New York.

Certification of the VILLAGE CLERK of the VILLAGE OF BROCKPORT

The undersigned VILLAGE CLERK of the _____ hereby certifies that the foregoing resolution was made, seconded and approved by a vote of the Board of _____ at a meeting held at _____ on the _____ day of _____, 200____.

Signed this _____ day of _____, 200____.

By: _____
VILLAGE CLERK of _____ of
the _____

Proceeding 13363
P.I.N. 4019.17
Lake Road, Part 1
S.H. No. 171
County of Monroe
Map 49, Parcel 54

AFFIDAVIT

STATE OF NEW YORK)
)ss.:
COUNTY OF X)

 X
_____, being duly sworn, deposes and says:

I am the X of the Village of Brockport, mailing address of 49 State Street Brockport, NY 14420.

Said village is the claimant named in a certain Agreement for Advance Payment entered into with the State of New York, dated JULY 7 , 2014, in connection with a sign stating Welcome to Brockport and any and all other articles attached to and/or used in connection with the same located on the above-captioned property on the date of appropriation thereof pursuant to agreement with the fee owner. Said village was the sole owner of said sign on December 15, 2009, the date of appropriation of the captioned property.

Said village paid full value for said sign and any and all articles attached to and/or used in connection therewith. The ownership thereof by said village has never been questioned or disputed by any person. There were no liens, claims or charges due from and owing by said village on said signs and articles attached to and/or used in connection therewith, and there were no U.C.C. Financing Statements in effect and covering same on the date of appropriation except:

There are no judgments against said village unpaid or unsatisfied of record in any Court of this State or of the United States.

No proceedings in bankruptcy have ever been instituted by or against said village in any Court or before any officer of any State or of the United States. Said corporation has not made an assignment of all or any part of its claim herein or of the compensation to be paid to it by reason of the aforementioned appropriation. The statements and representations in this Affidavit are made to induce The People of the State of New York to pay to Village of Brockport the money due it in accordance with said Agreement of Advance Payment.

Village of Brockport

By: Y

Its: Y

{ Sworn to before me this _____
day of _____, 20____
Y

Notary Public, State of New York

Leslie Morelli

From: Harry Donahue [hdonahue@brockportny.org]
Sent: Thursday, July 31, 2014 3:37 PM
To: 'Leslie Morelli'; 'Trustee John La Pierre '
Cc: 'Mayor Margay Blackman'; 'Trustee/Deputy Mayor Bill Andrews '; 'Trustee Val Ciciotti '
Subject: Sewer Camera purchase

Leslie,

Please add to the agenda under new business request for authorization to purchase a new sewer camera with the Villages of Hilton and Spencerport. I have spoke with Treasurer Hendricks regarding funding for this purchase. We have allocated money in this current new year budget under the sewer fund (G) fund for this replacement. The original cost for this trailer mounted unit was priced at \$90,000. We are going to retro fit the current trailer for the new camera. Each village was going to kick in \$30,000 for the replacement. After further research and demo's we have found that the camera needed to do the correct job was available by piggybacking off of Monroe County bid. That dropped the total purchase price to \$72,925. That would equate to \$24,308 for each Village. The current 12 year old camera has helped us tremendously over the years to identify storm and sanitary sewer issues on our 100 plus year old infrastructure. We have also used this tool for inspecting any new sewer installation done by developers before accepting dedication. The new camera is manufactured by EnviroSight. We have a distributor in Rochester who handles parts and a loaner if necessary. This brand is used by many other municipalities in and around Monroe County. It has many more features than our current one such as steerable wheels, heavier drive motors allowing it to drive pulling a cable up to 1000' twice the distance as our old one. It has auxiliary lighting to see in the pipes better. It also has locating capabilities instead of a counter wheel like our old one. That wheel would slip in the cold and rain and not give us a good footage count. We then would try to guess where to dig for repairs. Inside the trailer we have a color monitor and computer equipment to be able to use thumb drives for recording. Our old one used VHS tapes which are getting very hard to find and over time the quality of them diminishes sometimes to the point of unreadable. The other Village Superintendents are presenting this to their boards at their first meeting in August as well. As always if there are any questions regarding this purchase please do not hesitate to call.

Sincerely,
Harry Donahue
Superintendent of Public Works
Village of Brockport
637-1060 office
637-1062 fax