

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, April 5, 2010 at 7:00pm.

PRESENT: Mayor M. Connie Castañeda, Deputy Mayor Christopher R. Martin, Trustee Kent R. Blair, Trustee Scott W. Hunsinger, Trustee Hal S. Legg, Clerk Leslie A. Morelli, Interim Treasurer Mary Beth Lovejoy

EXCUSED: DPW Superintendent Harry G. Donahue, Building/Zoning Officer Scott C. Zarnstorff, Police Chief Daniel P. Varrenti, Fire Chief Scott Smith

ALSO PRESENT: Village Attorney Michael Leone, Norm Giancursio, Ray & Jackie Morris, Jonathan Keck, Jim & Joan Hamlin, Raymond & Ute Duncan, Carrie Maziarz, Rich Miller, George Mann, Lisa Johnson, Dan Donovan, Mary Jo Nayman, Karen LoBracco, Nancy Taber, Brian Winant, Thomas & Darlene Lang, Gloria Reynolds, Kevin Elliott, Bob Chapin, Libby Caruso, Peggy Weber, Dave Moore, Bruce Hovey, Linda Baker, Joan Marcello, Carol Hannan, Harry Snyder, Diane Wood, Jason & Kathryn White, Matt Nicosia, Nick Gennuso, M Sheldon-Flemming, Fred Webster, Merv Beaney

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

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

APPROVAL OF MINUTES OF PREVIOUS MEETING: Mayor Castañeda called for any additions or corrections to the minutes of the last meeting.

- ➔ Mayor Castañeda moved, Trustee Legg seconded, unanimously carried 5/0 that the minutes of the meeting held March 15, 2010, be approved as written.
- ➔ Mayor Castañeda moved, Trustee Legg seconded, unanimously carried 5/0 that the minutes of the meeting held March 25, 2010, be approved as written.

Interim Treasurer Lovejoy recommended the Board allow Clerk Morelli to reference any power point presentations she makes in the meeting minutes as attached, so as to save her the time of rekeying the information and risking transposition of numbers. Board concurred.

AUDIT – PAY BILLS:

- ➔ Mayor Castañeda moved, Trustee Hunsinger seconded, unanimously carried 5/0 that the bills be allowed and paid upon audit.

A/P Clearing Account Check # 000504-000560

	<u>Date Paid</u>	<u>Amount</u>
FUND (A): <u>General</u>	03/29/10	\$3,772.93
	04/06/10	\$126,027.31
		\$129,800.24 Total General
FUND (F): <u>Water</u>	03/29/10	\$35.47
	04/06/10	\$11,427.82
		\$11,463.29 Total Water
FUND (H): <u>Capital</u>	04/06/10	\$2,377.10
		\$2,377.10 Total Capital
FUND (T):	-	\$
		\$143,640.63 Grand Total

PUBLIC COMMENT:

1. Ray Duncan of Brook Terrace – co-chair of Walk Bike Brockport Action Group – thanked Trustee Blair for donating \$250 of his Trustee pay to them. WBBAG was formed several years ago and does a lot of public service including memorial benches, artwork, trails, etc. The donation will be used for a trailblazing project. Any donations are welcome.

2. Carol Hannan of Main Street – read the following prepared statement into the record:

“Previous board members passed a sewer fee to raise revenues and gain financial support from the many tax-exempt entities using village services. Hilton, Spencerport, and Holley, for example, also have sewer fees. They’re nothing new or unique.

Brockport has the special burden of providing services to a small, densely populated area with a very large proportion of tax exempt properties. The price of maintaining this infrastructure could continue to be bourn only by taxable property owners, as it is now, or these expenses could be shared by every user. The revenues collected from sewer fees could be used to repair our infrastructure, offset taxpayer burdens, and keep a leaky system from forcing everyone to pay higher water rates. I’d like to remind everyone that it wasn’t the representatives of the non-taxable entities who complained about the sewer fee.

I support a sewer fee because it’s a very equitable way to pay for and maintain necessary services. You pay for what you use, not what your neighbor uses, and everyone who benefits from the system helps to finance it. If you reinstate the sewer fee, as I hope you do, please dedicate the funds to the repair of our infrastructure, and if it’s possible, use part of those monies to offset our water rates while repairs are being made.

In closing, it must be very frustrating to each of you, your predecessors, and certainly to me, to come here and listen to the snide comments and rude snickering about your capability to govern Brockport. Previous board members endured much worse, if that’s any consolation to you. It’s beyond a brief explanation, but to those of you who’ve only recently begun to attend these meetings, know that our boards have been subject to intense, organized pressure for many years. What they have endured, repeatedly, is unfortunate, but board members, be assured, that your efforts to correct any past decisions, when necessary, and set our financial ship on a better course, are appreciated.”

3. Jackie Morris of Maxon Street – Village Historian – announced that tomorrow the Village of Brockport will be 181 years old. She said it would be a shame if 181 years of this local government level is done away with – for the almighty dollar. She commented that the Village lived through the depression.

4. Rich Miller of State Street – asked Clerk Morelli the status of the petition for a referendum on Village dissolution. Clerk Morelli shared that the petition was received March 29th and that she has 10 days to certify the petition. While the bulk of her efforts are complete, the objection period remains open. Therefore, it would not be appropriate to do so earlier than the 10 days which brings it to Thursday, April 8th. Then the Board has 30 days from that date to set a date for the referendum between 60 to 90 days from that date.

Mayor Castañeda confirmed that on March 29th, the Village Clerk was, indeed, served with a voter initiated petition to dissolve and terminate the Village of Brockport. She read the following information received from Village Attorney David Mayer.

The Village Clerk has ten (10 days) in which to certify the validity of the petitions. The petitions must meet the following standards:

Signers must be registered voters living in the Village. The statute does not specify as of what date they must be registered. Our best answer is that they must have been qualified both on the day they signed and on the date the petitions were submitted.

The petitions must be on a form that (substantially) matches the form set out in the statute.

The petitions must be witnessed either by a qualified voter (the witness does not need to be a village resident), or by a notary public / commissioner of deeds. The witness must certify that he/she actually saw the petition as it was being signed.

The petitions must have the signers’ and witnesses’ original signatures.

Procedures for Objections. The statute does not specify what procedures you need to follow in evaluating the petitions. However, we suggest to follow the procedures specified for raising and evaluating objections in general elections, since those procedures are clearly set out and the courts are well equipped to deal with them. The procedure for general election petition challenge is as follows:

Provided that the petitions appear on their face to be valid, they must be approved. The form of the petitions and the registration status of the signers can be checked.

Any Village registered voter can file a challenge. The dissolution statute does not specify a time frame

for filing challenges. For general elections, a general objection can be filed, in writing, within three days after filing. Specific objections must follow within six days after the general objection is filed.

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Oral objections are not valid for general election petitions, and we suggest that they should not be entertained for the dissolution petitions. Refer anyone objecting to the dissolution petitions to their own counsel or to the Board of Elections for guidance.

Mayor Castañeda recommended that at the special Village Board meeting to be held April 15th (public hearing on the budget), that the Board resolve to establish the date for the referendum. She encouraged that the Village Election date of Tuesday, June 15th be set as it would be within the required time frame and would eliminate the need for incurring the cost of a separate date. She said she sees no advantage on delaying it just because they can.

Mayor Castañeda asked Clerk Morelli who the objection was from that she referred to. Clerk Morelli said a general objection was received March 31st from Lucas VanDervort indicating that a specific objection would follow. The objection period remains open.

R. Miller said Einstein defined stupidity as doing the same thing over and over again. R. Miller

commented that any infringement on liberty is unjust. He commented that the Boy Scouts in the audience are here at a critical time, as voters will soon vote as to whether Village government will continue to exist. He said many feel strongly on both sides. He encouraged them to keep their eyes and ears open and to listen and learn. He said even if the layer of Village government goes away, the people, places, buildings, and such will still be here. He said he feels the best thing is to have the Village Board go away. He said he has heard that the Board hates it when he speaks during public comment. However, he and others will do whatever it takes to provide the facts, be straight forward and work towards dissolution. No mudslinging is needed. There's lots of information out there. Some of it is incendiary. He encourages all to rise to the occasion.

5. Diane Wood of Adams Street – read the following prepared statement into the record:

“I don't know what I am at this point... frustrated, disgusted, disappointed, angry. I sit here meeting after meeting, listening to the board, the department heads, the residents. I listen to pros and cons of various ideas. I listen to one sided opinions that use statistical data to manipulate residents into their side. I hate statistics, took it in college, passed it, but hated it. Why? Because my profession as an accountant is to not see gray... it's strictly black or white, playing in the gray area causes problems. Statistical data is quite the same as you can manipulate stats and pretty much use them to help support your views either way. In a while here we as residents are going to be asked to vote whether or not to dissolve the village.

I did sign the petition, not necessarily in support of dissolution, but as a taxpayer and registered voter, I want the chance to vote. I signed, as many people did, appalled and disgusted by what the person told me when they came to my door. I didn't sign at first, I came to village board meetings to see what I could find out... how true was it what these people were saying? However, as you all hid behind the veil of executive session, as we sat and listened to former trustees come up and spout half truths and finger point, as we sat and listened to former mayors who were in office when all this misspending started, these at that time were the only “facts” I had to go on in regards to the village government. Yes, there does need to be a change, however, we in my opinion are still not moving in the right direction. I think it is wonderful that trustees are donating their pay to other line items to help reduce costs in our village... but all this is doing is shifting cost from one line item to another, it is not really changing our bottom line much. We cannot depend on cost shifting, this does nothing to impact our deficit, it is still there because all we are doing is moving numbers around. The village is a business and needs to be run as such. We need to realize that this village, if it continues to be one, cannot exist without a Police Department, EMS service and DPW. To imply otherwise is ludicrous and frankly dangerous. Cost cuts need to be made, but across the board, not one specific area. Mr. Miller at the last board meeting mentioned he did not want anyone to lose their jobs but we need to find a way to exist financially in the black. While it would be wonderful if no one was impacted by cost cutting measures, face it, in today's economic times there are many people losing their jobs or having hours cut. I for one know this very well. I worked indirectly for Chrysler. Even at my own work I had the horrible task of having to analyze the costs and see what needed to be done to stay viable. Unfortunately my assessment showed one position definitely could be dissolved and her work split between two other employees. I put the whole staff on a rotating time schedule and put all full time employees on a 6-hour day. Result? Using the labor laws and 6-hour days we no longer have the expense of paid lunches and also reduced our workers comp costs. We also started doing our own office cleaning, everyone contributes to the coffee fund. Yes, employees may have lost 10 hours out of their checks, but they still have a job and we realized as a whole we either work together to get the job done or we risk bankruptcy. I implore the management of our village to do the same. This is no longer a question of who's been here longer, whose toes we may step on or whose feelings we may hurt. Analyze everything and everyone on your payroll from the ground up and take measures to reducing

not just your variable expenses but your fixed as well.

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A former Trustee came up last meeting complaining about flowers on Main Street. My opinion, I would rather see PPE's and much needed training for our police and fire departments. I would rather see fuel for our DPW and other village apparatus. Flowers? Have the village shop owners take some pride and plant them themselves. They are business owners. If our police department, fire department and DPW can make life and safety sacrifices to try to get through this trying time, the business owners can step up and plant their own flowers instead of looking for a handout. Contact boy scouts and girl scouts to see if they would like a community project. Contact local sororities and fraternities to see if they would like to contribute in beautifying our village if flowers are that important. Last meeting the Mayor was berated by a former Trustee for voting for a budget last year that included dispatch. Of course, being a member of the volunteer fire department, this is an issue close to me. The former Trustee is well aware of that fact because last year during the budget vote she gloated to me while we were sitting at her patio table how a couple of Trustees worked on the Mayor for days to get her to swing her vote in support of it. Trustee Hunsinger also voted yes to the budget. How dare the Mayor be blasted for something she herself supported? Then we are asked to support non-dissolution when this former Trustee is one of the most outspoken for the group? Then we have the other side. I was embarrassed for Linda Borryayo at the last meeting. You cannot come up here with data on what dissolution will bring about when you do not include all the data! Deputy Mayor Martin was right on target when he chastised her for having misguided information. Some outspoken enemies work much the same way and are no better than those trying to fight or change on the Board.

As stated earlier, we are being asked to make a decision one way or another about the future of our village. We are hearing one side from the likes of C. Maziarz, one side from the likes of L. Borryayo, and one side from the board. Somewhere in the middle is the unknown truth. So, the facts that we truly need to make a fair decision is all behind the closed doors of executive sessions and the veil of manipulation and political agendas. So, my final question is, how can we trust our elected officials when they still are not presenting us with factual information? Should I visit my neighbor when she has certain trustees over to her house at various times so I can truly see one side? Should I go around the corner and visit with the other side as they use data half heartedly to manipulate their side? Do I vote against dissolution so I can keep my much needed police department but risk some of our current officials continuing to behave the way they do now, with their backstabbing, self-righteous ways and political agendas in the forefronts of their every action? Or do I vote in favor of dissolution, risk losing my police department, but at least rid us of the type of leadership that is self-serving and manipulative that is shown by some? Do I vote to dissolve a government and a village I have resided in more than 20 years so that during the dissolution process I get the answers I have been seeking for that past year? Or do I just try to figure it out for myself knowing that somewhere there is a solution and hope the back stabbing, infantile, non-cooperative behavior portrayed by some will someday discontinue and our village will be a viable business and a place where we can hold up our heads and say we are proud?

6. Rhett King of Adams Street – Clerk Morelli said she was asked by Francisco Borryayo earlier today to read R. King's letter to the editor in the recent Suburban News into the record. She asked the Board to consider discontinuing the recent and unusual practice of allowing people to have the Clerk or Board members read their opinion letters into the record. Should they wish them read into the record, they can attend the meeting and do so or ask a citizen to do so on their behalf. Clerk Morelli said she wished to go on record as being uncomfortable with the practice, particularly when such opinion letters contain blatantly inaccurate information. She said she has relayed this concern to the Board and has provided some information should they wish to provide a rebuttal or go on record with accurate information.

Mayor Castañeda said since it has been allowed in the recent past, it will continue to be allowed until such time as the Board reconsiders. She said we cannot pick and choose which letters to read into the record, realizing that many of these are opinions and copies of letters to the editor. Clerk Morelli agreed that a precedent has been set, but simply asks the Board to consider re-evaluating this recent practice.

“Cuts to services have been ongoing

“There may be a citizen led dissolution movement right now, but in reality, the Village of Brockport has been dissolving itself for a long time.

The dissolution can be traced back a dozen years to when the village sold its water treatment facility to the Monroe County Water Authority. The village got out of the water business – kind of. Brockport still buys water wholesale, then doubles the price to village residents – making our water rates the highest in the county.

For 40 years the village provided recreation services to its residents through the joint recreation commission. In 2002, the commission was dissolved and the village refused to continue a partnership with Sweden and Clarkson to provide recreation services. Sweden was forced to pick up the Village's budgetary share of recreation, but did village taxpayers get a reduction in their village taxes? No. The village kept collecting those recreation tax dollars and spent them on other things.

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Over the past several years, the village has stopped administering village elections, collecting village parking tickets, preparing a village assessment roll and even collecting its own village taxes. When the village stopped performing all these functions, did it reduce its staffing? No. There has been no savings for taxpayers even as all of these duties have been removed from village personnel and transferred to other government entities.

Two months ago, the village board decided it wants out of funding the Seymour Library. They want the library to become its own special taxing district so that funding doesn't come from the village budget. Does anyone believe that if that happens, the village will reduce its tax levy or will it continue past practice of collecting those library tax dollars and spending them on something else?

Two weeks ago, the village board cut the annual spring pick up that we already paid for in our June 2009 taxes. Village taxpayers wrote the checks to fund that pick up but now they're not going to get it. The village trustees' suggestion? Village residents should take their refuse to the Town of Sweden recycling center because the Town of Sweden still provides the services it has promised to its taxpayers.

The village board cut funding of the senior center in half this year, the Town of Sweden is picking up the slack. The village board voted to close the dispatch office; they've been forced to rescind that decision for now but will close it next year. Take a look at the village streets and you'll see that the village has stopped maintaining them to reasonable standards.

The Village of Brockport has shed service after service after service over the past decade and the taxpayers have nothing to show for it. Continuing to pay for a village government makes no sense for taxpayers. Voting for dissolution merely continues the process our village has already begun."

Rhett King
Brockport

Trustee Hunsinger said he spoke with the Village Attorney who opined that it would be proper to rebut any inaccuracies. Trustee Hunsinger shared the following information Clerk Morelli provided to the Board:

- Re Village Elections – several years ago the Village turned Village Elections over to Monroe County Board of Elections as allowed by law. This is what they do. It is their specialty. Many Villages have done the same. The Village still pays for the election inspectors. The County reimburses the Village for the publication of legal notices.
- Re Parking Tickets – several years ago the Village found out that it had no jurisdiction to collect parking tickets since it does not have its own court and that the Town of Sweden Court was supposed to be doing so all along. That's why it got transferred to them. There have been some issues as to them pursuing collections of Village tickets. The Village Attorney and Town Attorney were working on a possible intermunicipal agreement to continue use of a collection agency for delinquent tickets.
- Re Assessment – several years ago the Village turned over its assessing function to the Town as was encouraged by law - the State and Real Property Services. The Village was among a minority of Villages still doing its own assessing. Village property owners no longer have 2 different assessments, nor do they have to file for exemptions in 2 different places at 2 different times of year. The Village no longer employed a trained Assessor or Assessment Clerk. This is what the Town of Sweden Assessor's Office does. It is their specialty.
- Re Tax Collection – last year the Village took advantage of an offer from its bank (JP Morgan Chase) to utilize "Lockbox". Sweden and Clarkson and many other municipalities, school districts, fire districts, etc use lockbox as well. The Village actually includes the return address envelopes in with the tax bill and encourages them to use it or to pay at the local Chase branch. There is certainly still tax preparation and collection work at the Village's end. Why wouldn't a free and proven service be taken advantage of? The Village does not have the luxury of having one staff member dedicated solely to the purpose of tax collection. Lockbox simply assists with the process – and at no cost.
- Re recreation and senior center – Village residents pay for these services through their Town taxes. At the time, the Village Board felt the joint recreation commission was serving its

purpose. However, when Sweden inherited the building now used as a community center, recreation changed significantly.

-Re tri-municipal library – the Village Board simply acted on the Library Board and Director’s request to pursue the formation of a library district. The Library Board and Director had made a presentation to the 3 municipalities as to the pros and cons of the current funding model and what could be achieved if they were a district.

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Deputy Mayor Martin commented that in the short time he has served on the Board, it is frustrating that Board members are chastised for how money is spent and some decisions made, even when it is to save money. He said he fought the exorbitant water rate increase. However, one can’t compare the water bill a Town of Sweden property owner receives with one a Village of Brockport property owner receives because MCWA charges a per day meter charge and the Village does not. Deputy Mayor Martin said this Board is doing its best to cut costs and share services.

Interim Treasurer Lovejoy clarified that even though the Village utilizes lockbox services for tax collection, the tax collection function remains with the Village. One advantage of lockbox is as a security purpose for the money coming in. The taxpayers have not lost any services. The Village Office still handles the tax bill and collection function. The bank simply collects the money through its lockbox and deposits it right away.

PUBLIC HEARINGS: None

PUBLIC INFORMATION MEETINGS: None

CERTIFICATES OR PROCLAMATIONS:

- Adopt certificate of recognition for Howard M. Hoffer – upcoming retirement from US Navy – Mayor Castañeda shared that she received a request from the Department of the Navy for a certificate for Howard M. Hoffer who will be retiring on September 30th after 20 years of active Naval service.

→ Mayor Castañeda moved, Deputy Mayor Martin seconded, unanimously carried 5/0 to adopt the following certificate of special recognition.

Certificate of Special Recognition
Presented to
Howard M. Hoffer
Upon his September 30, 2010 retirement
In recognition of 20 years of dedicated service in the
United States Navy
With thanks and congratulations from your hometown!
Adopted this 5th day of April, 2010.

- Present BSA Pack 228 Cub Scout Arrow of Light Certificates – Mayor Castañeda thanked former Webelos Pack 228 for inviting her to their banquet where the five young men participated in the Arrow of Light Ceremony. She said their parents should also be recognized for their hard work and dedication in their child’s life. It is a pleasure and honor to present them with certificates. Certificates were prepared for Aidan Ainsworth, Michael Butenhof, Benjamin Gennarino, Andrew Nicosia, Eric Toepper and presented to those in attendance or to Chairman Nicholas Gennarino in their absence.

GUESTS:

- Any sidewalk café permit applicants –

→ Trustee Legg moved, Trustee Hunsinger seconded, unanimously carried 5/0 to grant a 2010 sidewalk café permit for Mythos Café at 77 Main Street allowing 2 tables and 8 chairs daily from 11am to 9pm as requested.

→ Trustee Hunsinger moved, Trustee Blair seconded, unanimously carried 5/0 to grant a 2010 sidewalk café permit for Main Street Pizzeria at 82 Main Street allowing 2 tables and 8 chairs and 1 trash receptacle daily from 11am to 10pm.

(Note: the application requested 4 tables and 16 chairs but that amount has never been granted due to lack of sidewalk space for such.)

- SUNY Homecoming Weekend – parade application Saturday, 9/25 – Lisa Johnson was presented the annual SUNY Homecoming Weekend parade application and shared that the route has changed significantly due to the impending Main Street reconstruction project.

Mayor Castañeda shared that NYSDOT representatives have been notified of the annual

events.

→ Mayor Castañeda moved, Deputy Mayor Martin seconded, unanimously carried 5/0 to grant the parade permit.

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Executive Session:

⇒ At 7:40pm, Deputy Mayor Martin moved, Trustee Legg seconded, unanimously carried 5/0 that the Board of Trustees of the Village of Brockport enter into an executive session per “(e) collective negotiations pursuant to Article 14 of the Civil Service Law (the Taylor Law)” to discuss union contract negotiations.

⇒ At 8:35pm, Trustee Hunsinger moved, Deputy Mayor Martin seconded, unanimously carried 5/0 that the Board of Trustees re-enter the regular meeting.

DEPARTMENT REPORTS: (All Department Heads are in attendance the 2nd meeting of each month)

A. PUBLIC WORKS – Superintendent Harry G. Donahue (excused)

1. Authorization to declare surplus equipment -

→ Deputy Mayor Martin moved, Trustee Hunsinger seconded, unanimously carried 5/0 to declare surplus 14 VHF 2-way mobile radios and miscellaneous parts and a Linde 225 Mig Welder.

2. Janitorial supplies – Mayor Castañeda shared that effective immediately all janitorial supplies will be ordered via DPW rather than individual Village buildings. There are various supplies located in various buildings ordered by various individuals using assorted vendors. In an effort to be cost effective, DPW will be inventorying all supplies throughout the Village and redistributing them based on need. Ordering will be done as a Village via DPW using one vendor to capitalize on cost savings by ordering in larger quantities.

3. DPW Summer Help – Deputy Mayor Martin shared that DPW Superintendent Donahue has asked the Board to reconsider the elimination of the summer laborers.

B. POLICE DEPARTMENT – Chief Daniel P. Varrenti (excused)

C. BUILDING / ZONING / CODE ENFORCEMENT - Scott C. Zarnstorff (excused)

1. Rocco’s Canal Side Pub on Clinton Street – Mayor Castañeda shared that she spoke with Code Enforcement Officer Zarnstorff regarding from Canal Side Pub owner J. Mendez’s concerns as to the new business’s liquor license. This is a matter for the State Liquor Authority, not the Village.

2. Lyman Street – Mayor Castañeda shared that she spoke with Code Enforcement Officer Zarnstorff regarding Rick Davis having purchased a home on Lyman Street which he renovated and flipped for a higher price. He appreciates any and all Code Enforcement cooperation.

D. FIRE / AMBULANCE / DISPATCH - Chief Scott Smith (excused)

1. Trustee Blair, as liaison, read the following prepared statement into the record:

On Thursday, April 1st, Trustee Hunsinger and I attended a meeting with Fire Chiefs Henry and Marenus to review future purchases, plans to move forward and talked about dispatch.

To prepare for this meeting, Trustee Hunsinger and I reached out to Clarkson and Sweden to attend. We were honored to have Sweden Town Councilman Rob Carges attend the meeting.

During the meeting we discussed the importance of keeping Sweden and Clarkson involved in all finances. Our suggestion to rebuild the relationships with the towns is to do the following:

1. Have the fire chief’s attend the towns meetings every six months to update them on the fire department operations and finances.
2. Send Fire Department financials to the towns on a monthly basis.
3. When large purchases are on the horizon, invite the towns to meet with liaisons and fire chiefs to review.
4. Any future plans with dispatch will include Sweden and Clarkson.
5. Before Trustee Hunsinger and I bring anything to the Board for a vote regarding a large

purchase, we will ask for the Towns input prior.

Hose testing –

The hoses on the fire trucks are required to be tested at a specific PSI to ensure they will not fail at a fire scene. Last year the fire department performed their own testing of the hoses using our pumpers to supply the PSI. Due to the amount of RPM's that are needed to get the correct PSI, the fire truck engines governor needed to be altered slightly to perform these tests properly. This actually caused nearly \$2,000 in repairs because of the testing.

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The fire chiefs have received 3 quotes from companies that would come in and inventory the hoses and perform the needed test using their own specialized equipment. This would remove the possibility of damaging our trucks.

Quotes received were: Dival at .31 per foot for a total of \$2,325, First Due Services at .22 per foot for a total of \$1,650, Safety First Fire Hose Testing at .28 per foot for a total of \$2,100.

Town Councilman Carges agreed this seemed like a useful and needed purchase.

→ Trustee Blair moved, Deputy Mayor Martin seconded, to accept the quote of First Due Services for \$1,650.

Interim Treasurer Lovejoy said the appropriate thing to do would be to table the approval until June, the start of the fiscal year. Board concurred. Clerk Morelli will place it on the June meeting agenda.

Radios –

Another item reviewed was the replacement of the Orleans County fire radios. Orleans County recently moved to a trunking radio system that is a different frequencies than used in Monroe County. The Fire Department received these radios free of charge. The need for these radios is when Brockport would respond to Orleans County on a mutual aid need and the two fire departments could talk to each other. The Fire Chiefs are requesting to purchase chargers and microphones for these radios at roughly \$20,000. This is an unbudgeted item and I would suggest at this time not to make this purchase until we review the needs for the narrow band changes taking place in Monroe County.

Recap – I would suggest in good faith to the Towns and for the Village residents to continue the relationship that is being formed with all involved. I told Councilman Carges that I will continue to share all information with them going forward and I appreciate the Chiefs attention to this as well.

I would suggest the following:

1. All reports in relation to the fire department are forwarded to the towns.
2. All documentation of all training, certificates, materials, etc that requires the Village to pay for to be supplied to the Village Board and the Town Boards by the Fire Department.
3. All bi-weekly reports from the fire department should include specific detail to calls responded to and provided by incident type and result. Supply this report to the Village and the Towns.

E. CLERK - Leslie Ann Morelli

1. Memorialize 2000 verbal agreement re time off compensation for PB & ZBA pre & post meetings work – Clerk Morelli referred to her memo to the Board requesting that the current Board memorialize (get on the record in writing) a verbal agreement between the Village under Mayor Thorpe and herself in 2000 as to one additional week of vacation time each year for taking on the work related to the Planning Board and Zoning Board of Appeals. This was in place each year, but was found to not be credited in June 2009. The payroll clerk has requested authorization in writing. Although P. Krahe took over attending the PB and ZBA meetings in 2008 for the purpose of taking the minutes, L. Morelli continues to do the pre and post work related to these boards. She asked that the Board consider crediting her the one week vacation time for the PB & ZBA work done for fiscal year 6/1/09 to 5/31/10 and either continuing such for said work or re-directing the work to P. Krahe under her Civil Service title of Planning Board and Zoning Board of Appeals Secretary.

2. Voter Initiated Petition to Dissolve and Terminate the Village of Brockport received 3/29 – to certify validity of the petitions within 10 days per law (on 4/8) – addressed earlier in the meeting.

Mayor Castañeda suggested that once Clerk Morelli has completed the process within the 10 days, that the Board, at its April 15th budget hearing, establish the date for the vote. She

strongly encourages utilizing the same date as the already scheduled Village Election (Tuesday, June 15th from Noon to 9pm) so as not to incur the cost of running two votes and so the Village can plan accordingly. There are many things that will need to be decided based on the outcome of this vote. She sees no advantage to delaying the vote simply because they can. She said she believes this would only upset the taxpayers more.

Mayor Castañeda asked Clerk Morelli to share for the record who has submitted objections as to the petition thus far. Clerk Morelli said to date she has received one general objection from Lucas VanDervort. However, the objection period is still open.

Mayor Castañeda reminded employees of Section 75 of Civil Service law as to intimidation, coercion or interfering. She said exemplary service is expected from all Village employees. She

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said she realizes that there are two groups that have formed – the Tax Cutters and Pro-Brockport. She encouraged both groups to try to make sure they are communicating with the public the facts and cautions them to be civil and respectful. Mayor Castañeda relayed that concerns for her safety have been brought to her attention that one of the websites has anonymous references to lynching the Mayor or punching the Mayor in the mouth. This is unacceptable and threatening in nature. She said those on both sides of the issues should conduct themselves in a respectful and civilized manner. She further commented that any Village official or employee that is part of one of these committees (i.e. the Stetson Club as part of Pro-Brockport), should be aware of what's being said or written. She said with websites and chat rooms people can hid behind fake names. Even if the writer does not mean what they say, who's to say someone reading it may not take it literally and act on it.

Trustee Blair asked Mayor Castañeda if she reported this to the Brockport Police Department. Mayor Castañeda said she had not done so to date. She said she is not usually one to make a big deal out of things, but this should be taken seriously. She said she is concerned that if the Police Department is part of Pro-Brockport where these threatening statements are linked to their website, should she report it to Brockport Police Department or should she report it to Monroe County Sheriff's Department. Trustee Blair said he is concerned if Mayor Castañeda thinks the Brockport Police Department wouldn't do their job. Mayor Castañeda said she certainly hopes they would.

F. INTERIM TREASURER – Mary Beth Lovejoy

1. Financial reports for period ending 2/28 – Interim Treasurer Lovejoy distributed the updated Cash Flow statement, the statement of actual and estimated revenues and the statement of expenditures, encumbrances and appropriations for period ending February 28, 2010 for both the General Fund and the Water Fund.

The Village is 75% through its fiscal year. Water Fund has received only 63% of its budgeted revenues. That should send up a red flag. Were revenues overbudgeted? Water Fund is at 59% of its budgeted expenditures. This is less than budgeted. General Fund has received 79% of its budgeted revenues. General Fund is at 73% of its budgeted expenditures. There are areas of expenditures where there was no budget and where budgetary transfers should have been made. Some coding issues need to be addressed. She is working with Department Heads.

As to the cash flow statement, cash flow is looking better. The shortfall is now \$207,000, as compared to \$222,814 so it is headed in the right direction. The Village has not borrowed any money and is meeting its obligations using appropriate cash accounts.

The Village was continuing to receive statements for many inactive accounts. She has contacted the bank and requested statements for these accounts cease.

The third party billing monies have now been moved from the investment savings account to the General Fund savings earning the same interest. It is now where it needs to be. Now only the reserve accounts are in investment savings as they are supposed to be.

2. Updated information on 3/25 work session items – Interim Treasurer Lovejoy provided a follow-up to ideas discussed at the March 25th budget work session regarding cost savings. Items followed up on included the following:
 - reduce Village office hours from 5 days to 4 days per week and deem full time hours for Village Hall positions as 32 without reduction in retirement service credit, but reduction in pay. It is the opinion of staff to close an entire day as staggering days will continue to result in the present coverage shortages as there will almost always be less than full staff. She recommends closing on Fridays to maximize the number of bodies in the office.
 - Reduce number of carryover days from 30 to 15 and payout the difference

- Eliminate seasonal help
- Accept Farmers Market sponsorship
- Shade trees
- Planning Board – the correct amount for salaries should be \$6,706 instead of \$13,306
- Docking fees
- Welcome Center expenses – breakdown utilities
- Fire Protection budget – calculated on the Village’s fiscal year – reduction of \$32,000

Dispatch only accounted for \$110,000 in the annual budget, but it actually costs much more.

If said reductions are implemented the budget could be reduced by \$186,018 requiring a proposed tax levy of \$2,178,802, proposed tax levy increase of \$64,180, proposed tax levy percent increase of 3.03%.

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Interim Treasurer Lovejoy said the Village has yet to complete contract negotiations including possible health insurance changes. The changes due to negotiations and health insurance savings could be used to adjust the budget to pay back any necessary internal borrowing and contribute to fund balance reserves.

Regarding staffing and duties, Interim Treasurer Lovejoy pointed out that job duties and segregation of duties need to be address. (I.e. it is bad practice for one person to do billing and collecting, etc.)

NYS OSC is almost done reviewing the Village’s tentative budget. They will soon present their findings to NYS and then to the Village via letter.

Interim Treasurer Lovejoy said she looks to Board direction to prepare for the April 15th public hearing on the budget.

She stressed the importance of getting the Fire Department budget on the Village’s fiscal year instead of the Town of Sweden and Town of Clarkson’s fiscal year (calendar year). Contract negotiations will be based on actual numbers. It would be much more conducive to providing expenditure information.

→ Deputy Mayor Martin moved, Mayor Castañeda seconded, unanimously carried 5/0 to adjust the Fire Department budget as necessary and put it on the Village’s fiscal year for a reduction in fire budget of \$32,000 due to change in fiscal year.

Deputy Mayor Martin recommended the Board reserve decision on the DPW seasonal help.

→ Trustee Hunsinger moved, Trustee Blair seconded, unanimously carried 5/0 to reduce Village Hall days of service at a cost savings of \$14,243.

→ Trustee Legg moved, Trustee Hunsinger seconded, unanimously carried 5/0 to reduce shade tree purchases at a cost savings of \$2,200.

→ Mayor Castañeda moved, Trustee Legg seconded, unanimously carried 5/0 to eliminate public service cable access at a cost savings of \$2,500.

→ Trustee Hunsinger moved, Trustee Blair seconded, unanimously carried 5/0 to reduce celebrations at a cost savings of \$3,865.

→ Trustee Legg moved, Trustee Blair seconded, unanimously carried 5/0 to correct the Planning Board stipends line to \$6,706, but to pay Planning Board members their stipend only for meetings held and attended.

→ Trustee Legg moved, Deputy Mayor Martin seconded, Trustee Hunsinger opposed, carried 4/1 to eliminate spring pick up at a cost savings of \$4,200.

→ Trustee Legg moved, Trustee Blair seconded, unanimously carried 5/0 to eliminate the Historian stipend at a cost savings of \$1,300, but to re-visit this during next year’s budget preparation.

→ Mayor Castañeda moved, Deputy Mayor Martin seconded, Trustee Hunsinger opposed, carried 4/1 to eliminate payment to Sweden Senior Citizen’s Center at a cost savings of \$2,500.

→ Trustee Legg moved, Trustee Blair seconded, unanimously carried 5/0 to reduce the Farmers Market line by \$2,000.

→ Mayor Castañeda moved, Trustee Legg seconded, unanimously carried 5/0 for reduction in debt service by \$83,000.

→ Trustee Hunsinger moved, Deputy Mayor Martin seconded, unanimously carried 5/0 for reduction in workers compensation by \$4,000.

3. Accept & authorize Mayor to sign for accounting services Raymond F. Wager, CPA, P.C. fye 5/31/10 -

→ Trustee Legg moved, Trustee Blair seconded, unanimously carried 5/0 to accept and authorize the Mayor to sign for accounting services by Raymond F. Wager, CPA, P.C. for fiscal year ending May 31, 2010.

G. VILLAGE ATTORNEY – Michael Leone, Esq. of Harris, Chesworth, O'Brien, Leone, et al.

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VILLAGE BOARD REPORTS:

A. Mayor M. Connie Castañeda

1. Appoint to fill vacancy on Code Review Committee – Mayor Castañeda shared that there is one vacancy on the Code Review Committee but that since its term expires June 30, 2010 and there is only one applicant for the vacancy at this point. She suggested holding off on filling this vacancy. Board concurred.
2. Cleaner Vacancy – Mayor Castañeda suggested holding off on filling the cleaner vacancy. She believes there is no hurry when there is a huge elephant in the room. Until the results of the dissolution vote are known, why give someone a job now that they might not have for long. Mayor Castañeda recommended accepting Carol Hannan's offer to voluntarily clean Village buildings. Mayor Castañeda said Village Hall is managing its own cleaning at this point and DPW has not had a cleaner in some time. The focus will be the Police Department, Fire Department and Welcome Center. The Village's insurance broker provided feedback. The Village Attorney is drafting a volunteer hold harmless waiver for C. Hannan to sign. She would report to DPW Superintendent Donahue as the Village cleaner did long ago before Clerk Morelli was asked to do so.

→ Mayor Castañeda moved, Trustee Blair seconded, unanimously carried 5/0 to appoint Carol Hannan as a volunteer cleaner for the Police Department, Fire Department and Welcome Center until further notice.

Mayor Castañeda thanked C. Hannan for her volunteerism.

3. NYSDOT releases re temporary easements – accept & authorize Mayor to sign – Mayor Castañeda referred to the NYSDOT correspondence dated March 1st regarding the temporary easements they have acquired regarding 41 and 43 Main Street in anticipation of the upcoming Main Street project. The Village Attorney reviewed and recommends execution of the Assignments of Claim and Release. These cover the interest of the Village as owner of the bench and improvements in the area of the temporary easements. These parcels are for work area and the easement is similar to a rental for a two year period. The Village signs the release for no consideration.

→ Deputy Mayor Martin moved, Trustee Hunsinger seconded, unanimously carried 5/0 to authorize the Mayor to sign the assignment of claim and release regarding 41 and 43 Main Street.

4. Canal Events planning – Clean Sweep / Canalway Trail Celebration / Canal Conference visit September – Mayor Castañeda shared information on some canal events she is involved in organizing. Sunday, April 18th at 11am will be Canal Clean Sweep. Officials, employees and residents are encouraged to meet at the Welcome Center at 11am to help clean up around the Center and along the Canal.

Saturday, June 5th is the annual Canal Way Trail Celebration. Village Historian Jackie Morris and Museum volunteer Doug Wolcott have agreed to have the Emily L. Knapp Museum and Library of Local History open from 2-4pm. Village Historian Emeritus Bill Andrews has agreed to lead History Walks at 2pm and 7pm. Trustee Blair expressed interest in reaching out to the Rose Lummis to offer boat rides. Mayor Castañeda said she has organized such in the past, but ridership was low. However, the first year was exceptionally hot, so turnout was low for the event.

September brings the World Wide Canal Conference to Rochester with a showcase opportunity from Tom Grasso and Rick Rivers for Brockport and Spencerport on September 22nd between 1:30 and 4:30pm. Mayor Castañeda shared that she and Spencerport Mayor

Lobene have each formed a committee and meetings were held February 18th and March 25th with the next meeting scheduled for April 26th. Plans are underway to plan the visit by 200 or so conference attendees. Brockport Committee members include: Jackie Morris, Bill Andrews, Jo Matela, Elaine Bader, Kathy Goetz, Lori Skoog, Pat Kutz. Many ideas have been discussed in preparation for the visit.

5. Seymour Library After Hours Event – Mayor Castañeda commented on the successful March 20th fundraiser. She noted that she made a personal contribution although it was not acknowledged in the program.

B. Deputy Mayor Christopher R. Martin

1. Budget - Deputy Mayor Martin commented that he is pleased the Board has not had to institute a sewer user fee. He commended Interim Treasurer Lovejoy on her work bringing the budget down. He said the Board has made great strides and that the Comptroller's office seems pleased. He hopes for a hot summer where lots of lawn watering is necessary to bring in water revenues. He said he is against the sewer fee for several reasons. First is that it is based on water consumption but water used for lawn watering does not use the sewer. Second is that it a

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sewer fee not included in Village taxes cannot be deducted when one files their taxes.

C. Trustee Kent R. Blair

1. Budget – Trustee Blair thanked Interim Treasurer Lovejoy for her work on the budget thus far.
2. Blood Drive in memory of Judge Cody – Trustee Blair shared that he gave at the recent blood drive in honor of Judge Cody and that there was a fantastic turnout.

D. Trustee Scott W. Hunsinger

1. Fire Department - Trustee Hunsinger referred to Trustee Blair's statement earlier in the meeting regarding the Fire Department and concurred that it was a needed step in the right direction and that they were pleased to have representation from the Town of Sweden at the meeting.

2. Potential Dissolution – Trustee Hunsinger shared that Interim Treasurer Lovejoy is interested in helping to get the facts out about potential dissolution in the form of the NYCOM presentation that several officials attended in January. He said he believes she is the perfect person to do so and suggested the Board direct her to move forward with contacting NYCOM for assistance. A brief presentation could be made to groups and organizations in the community at different locations and times of day. Deputy Mayor Martin concurred.

3. Register to Vote – Trustee Hunsinger provided a public service announcement of sorts encouraging Village residents to get registered to vote if they are not already. June 5th is the last day to register with Monroe County Board of Elections for the June 15th Village election. Forms are available at Village Hall. One must be a US citizen 18 years of age and live in the Village for 30 days prior. June 8th is the last day to apply for an absentee ballot with Monroe County Board of Elections for the June 15th Village election. Forms are available at Village Hall or off the County website at www.monroecounty.gov. Trustee Hunsinger said no matter who you're for or what side of an issue you're on, your voice won't be heard unless you vote.

Deputy Mayor Martin concurred and urged registering to vote whether you have a strong opinion either way.

Mayor Castañeda thanked Trustee Hunsinger for the public service announcement. She said although the Village Board has gone on the record that they are not in favor of dissolution, it is government by and for the people. The path forward needs to be determined, so get out and vote.

E. Trustee Hal S. Legg

1. Farmers Market – update rules and regulations – Trustee Legg referred to the proposed minor amendments to the Farmers Market rules and regulations and noted that changes of note are the relocation from Market Street to the Water Street parking lot and a fee change for day vendors.

→ Trustee Legg moved, Trustee Hunsinger seconded, unanimously carried 5/0 to adopt the 2010 Farmers Market rules and regulations as follows:

**Village of Brockport Farmers' Market
Rules & Regulations
As Amended April 5, 2010**

Market Mission

- To promote the sale of fresh fruits, vegetables, plants, and other locally harvested goods.
- To provide a direct marketing outlet for local agricultural produce and products.
- To stimulate activity in Brockport's downtown business district.
- To foster social gathering and community involvement.

Market Governance

The Village of Brockport Farmers' Market (hereinafter, "the market") is sponsored by the Village of Brockport (hereinafter, "the village"), and governed by the Village of Brockport Board of Trustees (hereinafter, "the board of trustees"), which shall:

- Promote the market
- Hire or appoint a market manager (hereinafter, "the manager")
- Establish rules and regulations, and adopt and amend them as needed
- Establish requirements for vendor participation in the market
- Maintain a general liability insurance policy for the market

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- Establish and collect annual membership dues and/or market space fees
- Establish annually or as necessary the market's place and times of operation
- Develop an operational budget

The manager shall be responsible for the orderly and efficient operation of the market and for implementing the rules and regulations. The manager shall represent the sponsor during market days and in community activities. The manager shall assist the sponsor in determining the market budget, establishing market policies, soliciting vendor participation, collecting fees, establishing the operational schedule, and promoting the market. The manager serves at the pleasure of the board of trustees.

Place and Times of Operation

The market shall operate:

- In the parking lot to the north of Water Street in the Village of Brockport
- From 8 a.m.-2 p.m.
- On Sundays
- Every Sunday from the third Sunday in June through the last Sunday in October

Vendors at the Market

Bona-fide growers, craftpersons, and producers of homemade products or other sellers approved by the manager are eligible to become vendors at the market. The manager may grant permission to a vendor to supplement his product line with additional New York state products, as long as such product is otherwise missing from the market. Such permission shall be valid for one season.

Specific Product List

- Fruits and vegetables shall be offered for sale only by their grower; they shall have been grown, harvested and cared for post-harvest so as to insure maximum freshness.
- Cider and fruit juices shall be offered for sale only by the growers of those fruits from which they are made.
- Eggs shall be offered for sale only by the owner of the flock from which they came.
- Honey and honey products shall be offered for sale only by the owner of the hives from which they were derived.
- Maple syrup and maple syrup products shall be offered for sale only by the owner of the sugar bush from which they were derived.
- Cheese and other dairy products shall be offered for sale only by the owner of the herd that produced the milk from which they were processed. All dairy products shall be kept cool.
- Meat and poultry shall be offered for sale only by those that have raised the animals butchered to render it; it shall be kept refrigerated; it shall have passed United States Department of Agriculture or state inspection.
- Bedding plants, nursery products, and cut flowers shall be offered for sale only by their growers.
- Baked goods offered for sale shall have been hand made from scratch by the seller, using a recipe free of commercial mixes, crusts or fillings. Baked goods must have a protective covering or be wrapped.

- Wine may be offered for sale. Any vendor conducting a tasting shall display in his market space during all times of operation a sign that states: “State law requires that consumers be at least 21 years of age, proof required.”
- All items offered for sale shall be priced clearly and displayed in a manner that does not confuse or mislead the customer.

Items not specifically listed herein must be pre-approved by the manager.

Guidelines for Selling at the Market

- Each vendor shall display at his market space during all times of operation a sign clearly indicating his name and the location of his farm/place of business.
- Each vendor shall be responsible for all equipment and supplies for the setup of a booth. Displays shall be constructed in such a way that they do not block customer walkways or pose any other hazard to customers.
- Vendors that provide samples and/or products that generate waste material, such as cups, rinds, or corn cobs, shall provide containers for waste disposal.
- Vendors shall keep their market space neat and clear of obstacles, litter and debris.

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- Vendors shall clean and remove all refuse from their market spaces at the close of business each Sunday.
- All produce displayed for sale shall be at least 12” off the ground, with the exception of heavy or large items such as pumpkins.
- Smoking, alcoholic beverages and firearms are forbidden at the market with the exception of wine tasting and selling.
- Hawking and amplified music are forbidden at the market.
- All items offered for sale shall be of good quality and condition as determined by the manager, who may at his discretion require that inferior items be removed from displays.

Products Sold at the Market

Vendors agree to adhere to all applicable regulations while selling at the market.

- Any vendor selling taxable items shall display in his market space during all times of operation a valid New York state certification of authority
- Any vendors selling nursery and greenhouse crops shall display in his market space during all times of operation a valid New York state nursery license.
- Vendors selling processed foods, prepared foods, and other perishable items shall do so in compliance with the requirements of the New York State Department of Health.
- Vendors selling by weight shall have scales approved by the Monroe County Department of Weights and Measures.
- Vendors selling by volume shall use standard size containers, e.g., pint, quart, etc.
- Any vendor selling wine shall display in his market space during all times of operation a valid New York state winery license.
- Produce shall not be advertised as organic unless it has been certified by a recognized, independent, third party certifying agency. Vendors shall display during all times of operation their organic certification certificates.
- All prepackaged items, such as baked goods, must be labeled in accordance with New York state labeling requirements.

Vendors participating in the Farmers Market Nutrition Program (FMNP) shall be certified by New York State Department of Agriculture and Markets and provide crop reports to the manager.

All vendors participating in accepting Women, Infants, Children (WIC) program or Senior Nutrition coupons shall file a crop plan at the beginning of each season. The plan must show all products being grown or produced, quantities produced, and acreage under production of each item.

Vendors consent to inspection of their farms and/or businesses by the manager to verify claims of production. Any such inspection shall be made with the owner or his representative present, unless permission otherwise is given by the owner. The owner shall provide any help necessary to document products and conditions recorded at the inspection. The manager shall deliver to a vendor whose farm of business has been so inspected the results of such inspection and shall make the initial determination of any violations of this contract and their remedies.

Insurance

- As sponsor of the market, the village shall provide insurance coverage for the market place to cover such injuries as slips/falls and damages to property at the market.
- Vendors selling only fruits and/or vegetables shall have in force general liability insurance.
- All other vendors selling food products shall have in force general liability insurance of at least \$1 million. Documentation of such policy, which names the market, shall be provided to manager prior to the market season.
- The market is a member of the New York Farmers' Market Federation and members of the market can qualify for liability insurance under their program. It is recommended that all vendors carry liability insurance.
- All vendors shall execute a general indemnification of the village, its instrumentalities, departments, officers, trustees, employees, and agents, against any losses resulting from the vendor's sales and/or activities at the market.

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Fees

- An annual market space fee of \$200 shall be due at contract signing or according to terms set forth by the manager. A \$15 daily fee shall be charged to those who do not have a reserved space.
- Vendors shall notify the manager in advance if they will be absent. The manager may allocate an absent vendor's market space to another vendor.
- The board of trustees shall determine market space fees.
- Fees collected shall pay for operating expenses and/or advertising and promotional costs.
- Subletting of market space by vendors is forbidden.

Market Space Assignment

The manager shall assign all market spaces. A vendor shall be limited to one stall and shall contain his display within the designated area. Seasonal vendors may work off their trucks in a designated market space not to exceed said limits. The manager shall assign to each vendor a market space for the duration of the season. At his discretion, the manager may alter vendors' market spaces. Vendors may arrive two hours prior to the market opening as to allow for timely set up without interfering with pedestrian traffic. Any vendor arriving after the opening of market shall not be permitted to enter or setup for that particular market day. Rents are not refundable, either in part or in whole.

Grievance Procedure

Vendors agree to be bound by the terms, conditions, rules and regulations set forth herein. The manager may recommend to the board of trustees the termination of the contract of a vendor found to be in violation of such terms, conditions, rules and regulations. Vendors may appeal in writing to the board of trustees. The board of trustees shall respond in writing to any vendor that so appeals and make a final determination of the disposition of any such appeal.

Mayor Castañeda thanked Mark and Kelly Lewis for offering to sponsor the 2010 Farmers Market for \$2,500 (\$2,000 for the co-managers stipend and \$500 for advertising).

→ Trustee Legg moved, Deputy Mayor Martin seconded, unanimously carried 5/0 to retain Ruth Ann Tryka and Charlene Veltz as Co-Managers for the 2010 season.

Executive Session:

⇒ At 9:55pm, Trustee Legg moved, Trustee Blair seconded, unanimously carried 5/0 that the Board of Trustees of the Village of Brockport enter into an executive session regarding the personnel matter raised by Village Clerk Morelli earlier regarding additional work.

Clerk Morelli was not invited into Executive Session, but Interim Treasurer Lovejoy joined in.

⇒ At 8:35pm, Trustee Hunsinger moved, Deputy Mayor Martin seconded, unanimously carried 5/0 that the Board of Trustees re-enter the regular meeting.

ADJOURNMENT:

→ Trustee Hunsinger moved, Trustee Blair seconded, unanimously carried 5/0 that the meeting be adjourned at 10:08pm.

Leslie Ann Morelli, Village Clerk