

ANNUAL meeting of the Board of Trustees of the Village of Brockport was held in the Conference Room, Municipal Building, 49 State Street, Brockport, New York, July 19, 2004 at 7:00pm.

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

EXCUSED:

ALSO PRESENT: Village Attorney Keith O'Toole, Fire Chief McCullough, Planning Board Chair / Economic Development Coordinator Scott Winner, Ken Pike, Ray & Jackie Morris, Jim, Joan & Christine Hamlin, Jack Wahl, Ronald Ford, Frank & Julie Lagrid, Inga Songbird, Elliotte Bowerman (Brockport Post), Robbie Hess (Suburban News).

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

REVIEW OF MEETING MINUTES: Mayor Matela called for any additions or corrections to the minutes of the special meeting held July 7, 2004. Clerk Morelli has not completed transcribing the June 21st regular meeting minutes.

➔ Trustee Knapp moved, Trustee Whipple seconded, unanimously carried that the minutes of the meeting held July 7, 2004, be approved as written.

PUBLIC HEARINGS: None

PUBLIC INFORMATION MEETINGS: None

PUBLIC COMMENT:

1. Inga Songbird of 6 Utica Street said she is saddened that the Mayor negated public comment at the end of the last meeting. She said the Village Board voted in favor of having public comment at the beginning and end of the Village Board meetings. She said this says the Mayor really does not want to hear what people have to say. Elected officials are public servants and need to realize the public has a right to know. I. Songbird said she asked at the last meeting if the lawsuit regarding then-Trustee Peter DeToy was open or closed. It was kept quiet for a long time. She said the Mayor hesitantly replied closed. She further expressed concern that in a recent Brockport Post article only part of her comments were printed. She said new reporter Elliotte Bowerman told her the Mayor asked her not to print it all. I. Songbird said she gives credit to the Hamlins who have attended almost every Village meeting over the past several years and even take their own notes. She also commended Bob Connors for having the courage to say it like it is. She said people need to come to Village Board meetings and workshops to learn firsthand just what is going on. There are several regulars that come early and stay late. A lot of information never makes it into the newspapers. She encouraged people to be smart, educate themselves and get the facts first hand. She said this is the best way to catch on to people's personal agendas and re-election hopes. In conclusion she said she hopes the next Mayor is one of personal integrity.

2. Jim Hamlin of 50 Park Avenue said he stopped in to see Treasurer Coyle today and learned that there may be a shortfall of approximately \$27,000 with sewer rents. Secondly, he also said \$2,000 was spent on engineering in the first two weeks of June. This year's annual allotment is \$25,000. Thirdly, he heard that a change of use approval was granted by the Planning Board for part of 85 Clinton Street, formerly Brockport Enterprises, Inc. to become Lockwood Precision Manufacturing, Inc. He said that use is not allowed in that zoning – only Industrial zoning. He heard a nearby resident will challenge this use.

GUESTS:

1. Marilyn Colby re Tour de Brockport 9/18 – request use of Sagawa Park - Marilyn Colby of the Walk Bike Brockport Action Group said she is organizing the second annual Tour de Brockport. She requested the use of Sagawa Park from 4pm to 6pm on Saturday, September 18. This is a walking scavenger hunt to get residents and college students familiar with what 40 to 45 downtown merchants have to offer in the way of goods and services. Participants will pick up clue sheets at either Sagawa Park or the campus at 4pm and return at 6pm for prizes. She said she would be sure no trash is left behind and that the area is left as it was. Mayor Matela commended her volunteerism. Trustee Knapp said it sounds good. M. Colby said there is a SUNY football game that day at 2pm and the event will be announced during the game. It will also be advertised through BSG, Residential Life and Campus Life – all at SUNY's cost.

APPOINTMENTS & ADOPTIONS

Annual Fence Permits –

⇒ Trustee Knapp moved, Trustee Wexler seconded, unanimously carried that the following annual fence permits be renewed:

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

Resignations/Not interested in being considered for re-appointment: None. When Clerk Morelli canvassed them, all indicated a desire to continue on their respective boards and committees.

APPOINTMENTS:

⇒ Trustee Wexler moved, Trustee Maziarz seconded, unanimously carried that the following Deputy/Vice Mayoral and Village Board appointments be made:

2004 - 2005 COMMITTEE / LIAISON ASSIGNMENTS

- Deputy / Vice Mayor.....Trustee Maziarz
- Committees:
- Utilities – Lighting/Sewers.....Trustee Knapp / Trustee Wexler
 - Advisor.....DPW Spt. Upson
- Streets.....Trustee Knapp / Trustee Whipple
 - Advisor.....DPW Spt. Upson
- Parks.....Trustee Wexler
 - Advisor.....DPW Spt. Upson
- Buildings/Property.....Trustee Maziarz / Trustee Knapp / Trustee Whipple
 - Advisor.....DPW Spt. Upson
- Finance.....Board of Trustees
 - Advisor.....Treasurer Coyle
- Fire and Ambulance.....Trustee Knapp / Trustee Whipple / Trustee Wexler
- Personnel –
 - a) Police.....Trustee Maziarz / Mayor Matela
 - b) DPWTrustee Knapp / Mayor Matela
 - c) Communications.....TrusteeWexler / Mayor Matela
 - c) Office.....Trustee Whipple / Mayor Matela
 - d) Building/Zoning.....Trustee Maziarz / Mayor Matela
- Traffic.....Trustee Knapp / Trustee Whipple
- Community Development.....Trustee Maziarz / Mayor Matela
 - Advisor.....R. Scott Winner
- Economic Development.....Mayor Matela
 - Advisor.....R. Scott Winner
- Village Code Review.....Trustee Wexler
 - Advisor.....Building/Zoning Officer Zarnstorff
- Cable Commission (term expires 2006).....Trustee Wexler
- Liaison to the Library Board.....Trustee Wexler
- Liaison to the Planning Board.....Trustee Maziarz
- Liaison to the Zoning Board of Appeals.....Trustee Maziarz
- Sweden Master Plan Review Committee.....Planning Board Vice Chair Brugger

⇒Trustee Whipple moved, Trustee Maziarz seconded, unanimously carried that the following appointments be made:

External Auditor.....one year term.....Chris Trento
Bob Fox for budget assistance

Village Attorney.....one year term.....Keith O'Toole

Deputy Village Attorney.....one year term.....Frank A. Aloj

⇒Trustee Wexler moved, Trustee Knapp seconded, unanimously carried that the following appointments be made:

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

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

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

Museum Director.....one year term.....Mary Lynne Turner

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

Official Repositories.....JP Morgan/Chase
HSBC
Fleet Bank
M&T Bank

⇒Trustee Whipple moved, Trustee Knapp seconded, unanimously carried that the following appointment be made:

Official Newspaper.....Suburban News

⇒Trustee Whipple moved, Trustee Maziarz seconded, unanimously carried that the following appointments be made:

Board of Water Commissioners.....five-year term.....Timothy Carges
Planning Board.....five-year term.....Charles Switzer
Zoning Board of Appeals.....five-year term.....Jennifer Skoog-Harvey
Historic Preservation Board.....three-year term.....Margaret Blackman
Historic Preservation Board.....three-year term.....Jacqueline Morris
Seymour Library Board (Brockport rep.).....three-year term..... Robert Getz
Assessment Board of Review.....four-year term.....James Gaze

ADOPTIONS:

⇒ Trustee Whipple moved, Trustee Knapp seconded, unanimously carried that the following meeting and workshop schedules for the 2004-2005 fiscal year be approved:

2004-2005 VILLAGE OF BROCKPORT MEETINGS

PLEASE NOTE THAT ALL VILLAGE MEETINGS BEGIN AT 7:00PM.

Village Board Meetings

Regular meeting nights:

First and Third Monday of each month, unless otherwise noted at 7:00pm:

- | | |
|-----------------------------|-----------------------------|
| August 16, 2004 | February 7, 2005 |
| September 7, 2004 (Tuesday) | February 22, 2005 (Tuesday) |
| September 20, 2004 | March 7, 2005 |
| October 4, 2004 | March 21, 2005 |
| October 18, 2004 | April 4, 2005 |
| November 1, 2004 | April 18, 2005 |
| November 15, 2004 | May 2, 2005 |
| December 6, 2004 | May 16, 2005 |
| December 20, 2004 | June 20, 2005 |
| January 3, 2005 | July 18, 2005 |

Village Board Workshops

The following Mondays at 7:00pm unless otherwise noted:

- | | |
|--------------------|-------------------|
| August 9, 2004 | February 28, 2005 |
| September 27, 2004 | March 28, 2005 |
| October 25, 2004 | April 25, 2005 |
| November 22, 2004 | May 23, 2005 |
| December – none | June 13, 2005 |
| January 24, 2005 | July 11, 2005 |
| | August 8, 2005 |

Board of Water Commissioners

Regular meeting nights: 2nd Wednesday of each month at 7:00pm.

Planning Board

Regular meeting nights: 2nd Monday of each month at 7:00pm.

Special meetings available upon request: 4th Monday

Submittal Deadline: Wednesday by Noon before the Monday meeting.

Zoning Board of Appeals

Regular meeting nights: 4th Monday of month at 7:00pm (Only upon application.)

Submittal Deadline: At least 3 weeks prior to meeting.

Historic Preservation Board

Meets only as needed.

**VILLAGE OF BROCKPORT HOLIDAY SCHEDULE
June 1, 2004 – May 31, 2005
Adopted by Village Board 4/19/04**

The following Holidays will be observed in accordance with the current CSEA and Stetson Club Agreements as well as the Village of Brockport Employee Handbook (modified 5/6/02).

**Employees: Chosen floaters for CSEA and Stetson Club differ this year.
Please refer to the schedule that relates to your unit.**

**VILLAGE OF BROCKPORT HOLIDAY SCHEDULE
June 1, 2004 – May 31, 2005
OVERALL SCHEDULE**

- | | |
|-----------------------|---|
| Friday, July 2 | - Floating Holiday (CSEA & Office Staff) |
| Saturday, July 3 | - Floating Holiday (Stetson Club) |
| Monday, July 5 | - Independence Day (Sunday, July 4 for Stetson) |
| Friday, September 3 | - Floating Holiday (CSEA & Office Staff) |
| Monday, September 6 | - Labor Day |
| Monday, October 11 | - Columbus Day (Non-Union Office Staff ONLY) |
| Thursday, November 11 | - Veterans Day |
| Thursday, November 25 | - Thanksgiving Day |
| Friday, November 26 | - Day after Thanksgiving |
| Friday, December 24 | - Floating Holiday (Stetson Club) |
| Friday, December 24 | - Christmas Day (Saturday, Dec. 25 for Stetson) |
| Friday, December 31 | - Floating Holiday (Stetson Club) |
| Friday, December 31 | - New Year's Day (Saturday, Jan. 1 for Stetson) |
| Monday, January 17 | - Martin Luther King, Jr. Day |
| Monday, February 21 | - Presidents' Day (Non-Union Office Staff ONLY) |
| Friday, March 25 | - Good Friday |
| Friday, May 27 | - Floating Holiday (CSEA & Office Staff) |
| Monday, May 30 | - Memorial Day |

**VILLAGE OF BROCKPORT HOLIDAY SCHEDULE
June 1, 2004 – May 31, 2005
STETSON CLUB**

- | | |
|-----------------------|--------------------|
| Saturday, July 3 | - chosen floater |
| Sunday, July 4 | - Independence Day |
| Monday, September 6 | - Labor Day |
| Thursday, November 11 | - Veterans Day |

Thursday, November 25 - Thanksgiving Day
 Friday, November 26 - Day after Thanksgiving
MINUTES OF MEETING HELD July 19, 2004 continued.....page 5

Friday, December 24 - chosen floater
 Saturday, December 25 - Christmas Day
 Friday, December 31 - chosen floater
 Saturday, January 1 - New Year's Day
 Monday, January 17 - Martin Luther King, Jr. Day
 Friday, March 25 - Good Friday
 Monday, May 30 - Memorial Day

**VILLAGE OF BROCKPORT HOLIDAY SCHEDULE
 June 1, 2004 – May 31, 2005
 CSEA**

Friday, July 2 - chosen floater
 Monday, July 5 - Independence Day
 Friday, September 3 - chosen floater
 Monday, September 6 - Labor Day
 Thursday, November 11 - Veterans Day
 Thursday, November 25 - Thanksgiving Day
 Friday, November 26 - Day after Thanksgiving
 Friday, December 24 - Christmas Day (since it falls on Sat.)
 Friday, December 31 - New Year's Day (since it falls on Sat.)
 Monday, January 17 - Martin Luther King, Jr. Day
 Friday, March 25 - Good Friday
 Friday, May 27 - chosen floater
 Monday, May 30 - Memorial Day

**VILLAGE OF BROCKPORT HOLIDAY SCHEDULE
 June 1, 2004 – May 31, 2005
 NON-UNION OFFICE STAFF**

Friday, July 2 - chosen floater
 Monday, July 5 - Independence Day
 Friday, September 3 - chosen floater
 Monday, September 6 - Labor Day
 Monday, October 11 - Columbus Day
 Thursday, November 11 - Veterans Day
 Thursday, November 25 - Thanksgiving Day
 Friday, November 26 - Day after Thanksgiving
 Friday, December 24 - Christmas Day (since it falls on Sat.)
 Friday, December 31 - New Year's Day (since it falls on Sat.)
 Monday, January 17 - Martin Luther King, Jr. Day
 Monday, February 21 - Presidents' Day
 Friday, March 25 - Good Friday
 Friday, May 27 - chosen floater
 Monday, May 30 - Memorial Day

⇒Trustee Whipple moved, Trustee Wexler seconded, unanimously carried adopting the hours credited for NYS retirement purposes:

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

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

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

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

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

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

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

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

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

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

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

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

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

RESOLVED: that the standard work week for the **Crossing Guard/Meter Maid** be established at thirty (30) hours per week; and be it

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

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

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

⇒ Trustee Wexler moved, Trustee Whipple seconded, unanimously carried that the following fee schedule for the 2004-2005 fiscal year be approved:

**VILLAGE OF BROCKPORT
FEE SCHEDULE**

PLANNING BOARD FEES

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

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

ZONING BOARD OF APPEALS FEES

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

BUILDING & INSPECTION FEES

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

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

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

- Value of construction from \$0 - \$500..... \$45.00
- Value of construction from \$500 - \$10,000..... \$65.00
- Value of construction from..... \$10,000 - \$50,000..... \$85.00

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

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RESIDENTIAL ACCESSORY STRUCTURES – includes Certificate of Compliance inspection fee:

- Decks..... \$30.00
- Above ground pools..... \$30.00
- In ground pools..... \$40.00
- Sheds..... \$20.00
- Replace gas appliances..... \$15.00 ie hot water heater, furnace
- New gas appliances..... \$20.00 ie fireplace, gas log sets, fixed piped home generators

RENTAL PROPERTY CERTIFICATE OF OCCUPANCY

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

MISCELLANEOUS

- Tax Search..... \$10.00
- Copies..... \$.25 per page
- Returned Check Charge..... \$20.00
- Zoning Chapter of Code Book..... \$25.00
- Zoning Map (color)..... \$5.00
- Sign Permit..... \$15.00
- Sidewalk Use permit..... \$200.00
- Hawking & Peddling Permit..... 1 to 7 days..... \$100.00
- 6 months or less..... \$250.00
- 1 year..... \$500.00
- Parade / Procession Permit..... no charge
- Fireworks Permit..... no charge
- Appliance with Freon..... \$25.00
- Garbage and Trash Pick-Up..... Cost to Village plus..... \$50.00
- Garbage Cans Pick-Up..... \$25.00 per can
- Lawn Mowing..\$150 per hour per man plus equipment..... = \$300.00 per hour

PLUMBING & SEWER FEES

- Plumbing License..... \$
- Plumbing Permit..... \$25.00 plus \$2.00 per fixture
- Out of District Sewer Users..... \$
- Sewer Tap Inspection (Monroe County Pure Waters)..... \$250.00 plus
- If Village installed..... \$200.00
- If contractor installed..... \$125.00

POLICE DEPARTMENT FEES

- Copy of Police Report..... no charge
- Fingerprinting (NON-Village residents/merchant)..... \$15.00
- Record Check..... \$5.00

Payment for fingerprinting or record check must be to Village Clerk then appointment with Police Department made.

WATER Related Fees – please see Board of Water Commissioners Fee Schedule

⇒ Trustee Knapp moved, Trustee Whipple seconded, unanimously carried adopting the following stop signs and traffic signals for the Village of Brockport:

- 1) Adams Street at Chappell Street
- 2) Adams Street at Utica Street
- 3) Allen Street at Centennial Avenue
- 4) Barry Street at Fayette Street
- 5) Barry Street at Keable Court
- 6) Beach Street at Erie Street
- 7) Beach Street at Holley Street
- 8) Berry Street at Fayette Street
- 9) Beverly Drive at Idlewood Drive
- 10) Briar Rose Lane at Cailyn Way
- 11) Brockview Drive at Frazier Street
- 12) Brockway Place at Chappell Street
- 13) Brockway Place at Main Street
- 14) Brook Terrace at #24 Brook Terrace
- 15) Brook Terrace at Brookdale Road
- 16) Brook Terrace at South Avenue
- 17) Brookdale Road at Main Street
- 18) Burroughs Terrace at Fair Street
- 19) Candlewick Drive at Havenwood Drive
- 20) Carolin Drive at Clark Street (northbound and southbound)

- 21) Carolin Drive at West Avenue
- 22) Centennial Avenue at Allen Street
- 23) Centennial Avenue at Main Street

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- 24) Central School Drive and Centennial Avenue
- 25) Chappell Street at Adams Street
- 26) Chappell Street at Centennial Avenue
- 27) Cherry Drive at Clark Street
- 28) Cherry Drive at Evergreen Road
- 29) Clark Street at Carolin Drive (eastbound and westbound)
- 30) Clark Street at Evergreen Road
- 31) Clark Street at Kimberlin Drive
- 32) Clark Street at Main Street
- 33) Clark Street at Smith Street (eastbound and westbound)
- 34) Clinton Street at Main Street
- 35) Cloverwood Drive at Candlewick Drive
- 36) Coleman Creek Road at Central School Drive
- 37) Coleman Creek Road at Main Street
- 38) College Street at Main Street
- 39) College Street at Utica Street
- 40) Cyrus Way at McCormick Lane
- 41) Erie Street at Beach Street (eastbound and westbound)
- 42) Erie Street at Perry Street (eastbound and westbound)
- 43) Erie Street at Utica Street (eastbound and westbound)
- 44) Evelyn Drive at Glendale Road
- 45) Evergreen Road at Clark Street
- 46) Fair Street at Quaker Maid Street
- 47) Fayette Street at East Avenue
- 48) Frazier Street at Fayette Street
- 49) Frazier Street at Glendale Road (eastbound and westbound)
- 50) Frazier Street at Keable Court
- 51) Gardner Alley at Clinton Street
- 52) Gardner Alley at King Street
- 53) Glendale Road at Barry Street
- 54) Glendale Road at East Avenue
- 55) Gordon Street at Spring Street
- 56) Gordon Street at State Street
- 57) Graves Street at Clark Street
- 58) Graves Street at West Avenue
- 59) Havenwood Drive at East Avenue
- 60) High Street at Park Avenue
- 61) Hillcrest Parkway at Main Street
- 62) Holley Street at Main Street
- 63) Holley Street at Perry Street (eastbound and westbound)
- 64) Holley Street at Utica Street (eastbound and westbound)
- 65) Idlewood Drive at Clark Street
- 66) Idlewood Drive at West Avenue
- 67) Keable Court at Barry Street
- 68) Keable Court at Frazier Street
- 69) Kenyon Street at Monroe Avenue
- 70) Kimberlin Drive at Clark Street
- 71) Kimberlin Drive at West Avenue
- 72) King Street at Utica Street
- 73) Liberty Street at Fayette Street
- 74) Liberty Street at Main Street
- 75) Lincoln Street at King Street
- 76) Locust Street at Barry Street
- 77) Lyman Street at Fayette Street
- 78) Lyman Street at Locust Street
- 79) Market Street at Main Street
- 80) Market Street at Park Avenue
- 81) Maxon Street at Kenyon Street
- 82) Maxon Street at Utica Street
- 83) McCormick Lane at East Avenue
- 84) Meadowview Drive at Clark Street
- 85) Meadowview Drive at Evergreen Road
- 86) Mercer Street at Chappell Street
- 87) Monroe Avenue at Holley Street
- 88) Monroe Avenue at Main Street
- 89) Monroe Avenue at Utica Street (eastbound and westbound)

- 90) Morgan Court at Evergreen Road
- 91) Owens Road at State Street
- 92) Oxford Street at Spring Street
- 93) Oxford Street at State Street

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- 94) Park Avenue at South Street (east and west of triangle)
- 95) Park Avenue at South Street (northbound and southbound)
- 96) Quaker Maid Street at South Avenue
- 97) Quarry Street at Locust Street
- 98) Queen Street at Clinton Street
- 99) Queen Street at Erie Street
- 100) Queen Street at Holley Street
- 101) Residence Drive at Holley Street
- 102) Residence Drive at Kenyon Street
- 103) Smith Street at Clark Street (northbound and southbound)
- 104) South Street at West Avenue
- 105) South Avenue at Brook Terrace
- 106) South Avenue at Main Street
- 107) South Avenue at Owens Road
- 108) South Avenue at Quaker Maid Street
- 109) South Street at Main Street
- 110) South Street at Park Avenue
- 111) State Street at Park Avenue (eastbound and westbound)
- 112) Union Street at Park Avenue
- 113) Utica Street at Adams Street
- 114) Utica Street at Clinton Street
- 115) Utica Street at College Street (northbound and southbound)
- 116) Utica Street at Erie Street (northbound and southbound)
- 117) Utica Street at Holley Street (northbound and southbound)
- 118) Utica Street at Monroe Avenue (northbound and southbound)
- 119) Victory Drive at Barry Street
- 120) Victory Drive at Frazier Street
- 121) Washington Street at State Street
- 122) Water Street at Market Street
- 123) Westwood Drive at Glendale Road
- 124) Willowbrooke Drive at West Avenue
- 125) Winston Woods at South Avenue

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

DEPARTMENT REPORTS:

- A. PUBLIC WORKS / COMMUNICATIONS CENTER – Superintendent Bradley B. Upson
 - 1. LGRMIF – grant acceptance for \$15,000 for GIS – B. Upson requested acceptance of a \$15,000 Local Government Records Management grant to conduct a needs assessment in anticipation of implementing a GIS program for the Village. The DPW primarily uses paper maps for utility location mapping. Many were created over 30 years ago and are not in good condition. Locating information is time consuming and sometimes incorrect. Up to date mapping, that is accessible and convenient, is sorely needed by the DPW. Quick access to record plans will shorten response times to requests for assistance, thus saving the taxpayers money. We need to be able to update our utility maps as changes and repairs are made. Additionally, federal and state regulations are requiring up-to-date inventories and mapping using GPS to record utility and facility information. Two examples of these are: the locating of storm sewer outfalls required by the Federal Phase II regulations; and compliance with GASB-34 accounting requirements. In January 2004, the DPW submitted an application to the NYS Education Department for a grant to begin developing and implementing a GIS program to address this need. The original request was for funds for a new CADD computer and software to start the electronic mapping plus assistance of a consultant to set up the program. The reviewers at the Education Department recommended that an initial grant be used to hire a consultant to conduct a “needs assessment” prior to implementing a GIS project. They will make this grant to the Village if the Board chooses to accept it. This is a non-matching grant. No village funds need to be involved in the proposed “needs assessment” phase.

Trustee Knapp commented that there is an obvious need to map streets, water, sewers, signs, lights, etc. It would even be advantageous for Police, Fire, Building/Zoning and Economic Development. B. Upson agreed and commented that Spencerport residents can get on line and generate their own maps. Mayor Matela confirmed that acceptance of this grant involves no Village funds.

→ Trustee Knapp moved, Trustee Wexler seconded, unanimously carried to accept this grant and

authorize Mayor Matela to execute it.

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2. Resolution authorizing, pursuant to Guideline 3(b) of Village Procurement Policy, the purchase of 12 UMC Design New Orleans style decorative aluminum light poles for Harvester Park at a delivered cost of \$45,840 – B. Upson said there is a need to standardize on the light poles for Harvester Park. In 1999 the Village made certain improvements to the Towpath Park on the north side of the canal between Fayette Street and Main Street. One of the improvements was the installation of 6 New Orleans style 20-foot decorative aluminum light poles manufactured by Union Metal Corporation. In order to maintain consistency throughout the canal parks, the site improvements specified in Harvester Park call for the installation of 12 more of these poles. Currently the price for this particular pole is \$3,820, or a total of \$45,840. In order for the DPW to order the same poles, it is necessary for the Board to pass a Resolution of Standardization, designating these poles as the standard for the canal parks. Therefore, B. Upson recommended that the Village Board, pursuant to authority granted in New York State General Municipal Law §103(5), pass a resolution determining that for reasons of efficiency and continuity there is a need to standardize lighting in the canal parks to New Orleans style decorative aluminum light poles manufactured by Union Metal Corporation.

→ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried pursuant to authority granted in New York State General Municipal Law §103(5), pass a resolution determining that for reasons of efficiency and continuity there is a need to standardize lighting in the canal parks to New Orleans style decorative aluminum light poles manufactured by Union Metal Corporation.

B. Upson said this price is only good until July 25th when they expect another price increase due to raising steel prices. Therefore, he recommended that the Village Board, pursuant to guideline 3(b) of the Village of Brockport Procurement Policy and the Resolution of standardization for lights in the canal parks, authorize the purchase of 12 New Orleans style 20-foot decorative aluminum light poles as manufactured by Union Metal Corporation, at a cost of \$45,840. Funding for this purchase will be from Capital Project 44 – Waterfront Capital Reserve.

Trustee Wexler asked if this money is in the budget. B. Upson said \$32,000 was the estimate of a year and a half ago. There have been price increases since then. Trustee Wexler said \$2,667 to \$3,820 each is a big increase. B. Upson said steel prices took a drastic rise 4 months ago. B. Upson said to change to a different style would add several months to the project to get NYS Canal Corporation approval. B. Upson said he has offset concrete sidewalk costs. Trustee Knapp asked if the lighting could be done in phases to budget for it. B. Upson said 8 are needed for the canal park. The other 4 will not be needed for a while. They will be for the community center. Mayor Matela asked if those 4 could be a little different. B. Upson said yes. The important thing is to keep those along the canal consistent.

→ Trustee Maziarz moved, Trustee Knapp seconded, unanimously carried to authorize the purchase of 8 New Orleans style 20-foot decorative aluminum light poles as manufactured by Union Metal Corporation at a cost of \$30,560 and to hold off on the upper four.

3. Resolution memorializing agreement with Harry G. Donahue and Richard K. Herzog regarding benefit package – request for executive session.
4. Resolution granting a utility easement on Merchants Street to Niagara Mohawk – B. Upson said during the construction of the proposed restaurant at 48 Merchants Street it was discovered by Niagara Mohawk that some of their facilities on Merchants Street were located on private property without any easements. After reviewing the situation, Niagara Mohawk determined that they wanted to move their poles onto right-of-ways owned by the Village of Brockport. They have submitted a request that the Village grant them a permanent utility easement on a Village right-of-way that is located between the Mendez property at 26 Clinton Street (the Canalside) and the rear of the post office. They are proposing to move the offending pole to the north end of this parcel. The DPW has looked at the parcel in question and recommends that the easement be granted. He recommended that the Village Board grant such easement and authorize the Mayor to execute it.

Trustee Whipple said it would be a better location in the right of way. B. Upson agreed. He said Niagara Mohawk will move it if the Village grants an easement.

→ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried to approve the easement pending Village Attorney O'Toole's review.

5. Discussion item – Truck 12 – 1992 International 10-wheel dump truck with 49,023 miles (4,711 engine hours) has a split frame and will not pass inspection as is – B. Upson said they are evaluating the cost of repairs. If they replace the frame rails and box, they could get 5 or 6 more years out of this truck. A new truck would cost approximately \$120,000. It is used for heavy hauling and brush pick up.

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Trustee Whipple suggested looking at all the options. This has been a good truck. It came in particularly handy during the 1991 ice storm. A minimum 10-wheel dump truck was required to get financial assistance. Trustee Knapp said the Board of Water Commissioners purchased this truck 12 years ago.

6. Water Problem Clark Street – Trustee Wexler asked about this. B. Upson said the fluoride reading was .3. The canal reading was .3. It was determined the particular residence has a natural drainage problem. The problem is it is private property and the Village cannot assist him with this. Trustee Wexler said the resident would be happy to allow the Village onto his property. B. Upson said it is not an issue of being welcomed on the property, but of spending municipal monies on private property. B. Upson said it might be a canal seepage issue – a nuisance, but not a hazard. B. Upson said the Village would need to have a drainage ordinance. He said there are several similar situations. Trustee Whipple said there are pre-existing situations where wet yards have drained to the storm sewers. B. Upson said he is willing to follow the approach that the Village Board wishes to take. However, if something is done for one, it will have to be done for many others.

B. POLICE DEPARTMENT – Chief Daniel P. Varrenti

1. Calls for Service – 7,949 year to date
2. Update on Bryon Sells Investigation / Arrest – Chief Varrenti reported that B. Sells pled guilty and was sentenced to 10 years in jail. This case moved at warp speed – a credit to the District Attorney's office handling major case felons in a timely manner.
3. Permission to advertise for a Crossing Guard - Chief Varrenti said he has learned that one of the Crossing Guards may be moving. He said it would be prudent to advertise and interview for an additional crossing guard. The training involved is minimal as are the costs associated with the uniform. He requested a resolution to advertise, interview and recommend an additional individual for the position of crossing guard.

Trustee Whipple said this is a good idea. Trustee Maziarz asked if they are employed by the Village or the Brockport Central School District. Chief Varrenti said the Village. She mentioned a spot that could use a crossing guard. It was determined this is in school property. Trustee Whipple said he knows that spot and it is a requirement for buses to stop there.

→ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried to authorize Chief Varrenti to advertise, interview and recommend a crossing guard.

4. Speed Sentry – Chief Varrenti invited officials to a press opportunity with he, Sgt. Philippy and Assemblyman Reilich on Tuesday, July 27th at 1:45pm. Assembly Reilich was responsible for funding the \$3,500 purchase. It has proven helpful so far. It generates useful traffic data.
5. Bike Auction – Chief Varrenti reminded everyone of the bike auction on Saturday, July 24th at 10am at the DPW. They encourage children to participate and Chief Varrenti and the Stetson Club will be passing out junior police badges and certificates for a free ice cream at Seaward's.

6. National Night Out – Chief Varrenti shared the flyer advertising the Village's participation for the second year in National Night Out on Tuesday, August 3rd at 6:30pm at the Middle School. Last year drew over 200 people. They hope to increase attendance this year. There will be pizza, pop, ice cream, hats, glow sticks and a bike rodeo. He said the merchants donations have been great. The police officers have been trying to visit each home in the Village to pass out flyers.

Trustee Maziarz asked if a hawking and peddling permit is needed. It was determined this was not applicable.

7. Taser Guns – Trustee Wexler expressed concern that 2 taser guns were purchased. He referred to an article in today's newspaper regarding these weapons being linked to at least 5 deaths in Phoenix. Trustee Wexler said in October 2003 Chief Varrenti memo'd the Village Board about interest in taser guns and sending two officers to be trained. Trustee Wexler said he responded in writing to Chief Varrenti that he was against this. He thought it should be discussed by the entire board prior to purchase and training. However, he learned

through signing vouchers tonight that 2 of these weapons were purchased at a cost of \$3,375.78. He said the price is of concern, but more so that reports have attributed some deaths to them.

Mayor Matela reminded Trustee Wexler that according to the Village's procurement policy that certain amounts of money could be spent by Department Heads without Village Board approval. Mayor Matela further shared that former Trustee DeToy; Police Department liaison at that time was in favor of it as was she.

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Chief Varrenti said he was hired as Police Chief and has continued to do what is best for the community. He said today's article can be refuted with data. 100,000 officers have taken hits of taser guns and are fine. They are not considered "non-lethal". They are called "less lethal." The Brockport Police Department should have as many tools as possible. Rather than use guns, it is better to use taser guns.

Trustee Wexler asked how many times Brockport police officers have had to draw their guns. Chief Varrenti said too numerous to count. Trustee Whipple said it would be better to disable someone with a taser than possibly kill them with a gun. Discussion took place on use of mace as well. There is tremendous data on tasers diffusing situations just being drawn at a scene. Trustee Wexler asked how many law enforcement agencies in Monroe County have tasers. Chief Varrenti said Rochester, Gates, Greece, Irondequoit have them. Monroe County Sheriff's Department is considering them. Thirty percent of police officers carry them. Chief Varrenti said it is a cheap price to pay to save a life and not be sued.

Chief Varrenti commented that it is very difficult as a Department Head to take a cue from several different people. He said he followed the proper procedures that are in place. Trustee Wexler said he believes an issue like this warranted discussion with the entire board. Chief Varrenti offered to put on a presentation and volunteered to take the taser hit. He said he would challenge someone to take the mace hit.

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

1. Resolution to adopt Local Law #1 re Open Burning – Village Attorney O'Toole said he believes this Local Law is ready for adoption and filing with the State. Clerk Morelli read the refined proposal.

SECTION I. The following matter is repealed:

- 1) Chapter 12
- 2) §21-6
- 3) §21-5

SECTION II. The following new matter is added:

§21-5. Collection restrictions.

No person shall allow accumulation of garbage, refuse, rubbish, ashes or noxious substances upon the premises owned or occupied by him, except for the purpose of being collected, and in no event shall said garbage or refuse be placed ready for collection more than one (1) day prior to said collection, be it by private license or the village itself.

§21-6. Depositing waste material within Village Limits.

No person shall deposit ashes, garbage, brush, leaves, rubbish, refuse, filth or waste materials, upon the streets or in public places within the Village of Brockport, except during such periods of time as may be designated by the Board of Trustees or the Superintendent of Public Works, and further excepting the deposit of such materials for immediate hauling away.

§21-6A. Burning waste material within Village Limits.

No person shall burn ashes, garbage, brush, leaves, rubbish, refuse, filth or waste materials within the Village of Brockport except as permitted by the Fire Code of New York State.

SECTION III. Effective Date.

This Local Law shall take effect upon filing with the New York Secretary of State in accordance with the Municipal Home Rule Law.

→ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried to adopt Local Law #1 of 2004 as outlined above.

2. Assessment Training – S. Zarnstorff reported that he passed his first of 9 tests to become certified as an Assessor. He got an 88%, learned a lot and is already utilizing his new knowledge. The Board congratulated him.

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D. FIRE DEPARTMENT - Chief Christian A. McCullough

1. Membership Adds/Drops/Transfers – Chief McCullough asked the Board to consider approving the following add to the ambulance corps only: Marcia Muller of the Village.

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

2. Call Load – Chief McCullough reported 480 fire calls year to date and 952 ambulance calls year to date.
3. Remove non-working EMT's from Payroll – Chief McCullough said he, Interim Career Ambulance Staff Coordinator and Deputy Clerk Coopenberg recommend the following 6 EMT's be removed from payroll due to inactivity. They were supposed to have submitted a letter of resignation, but to date have not done so. They include: Brian Bennington, Sean Fell, Jeffrey Germain, Robert Lukens, Tammy Samiec, Donald Wood.

→ Trustee Whipple moved, Trustee Knapp seconded, unanimously carried to remove the following paid EMT's from payroll due to inactivity and with regret: Brian Bennington, Sean Fell, Jeffrey Germain, Robert Lukens, Tammy Samiec, Donald Wood.

4. Donation to FASNY Museum of Firefighting – Chief McCullough and Trustee Knapp reported that per Board approval a few months ago, former fire truck 2312, a 1971 Hahn, would be donated to the fire museum on the Hudson in the name of Scott D. Warthman. Chief McCullough said all salvageable equipment has been removed.

5. Ambulance Corps Equipment Upgrade – Chief McCullough reviewed a request from the Ambulance Corps to upgrade some medical equipment. It would cost \$15,703 and come from the self-funding Third Party Billing account. Treasurer Coyle confirmed that the money is available. Trustee Whipple commented that part of this is a requirement and will provide safety and better patient care. Mayor Matela commented that the Village needs to be up to date and stay on the cutting edge with good people and good equipment. This request is an appropriate use of this money.

→ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried to authorize the purchase on New York State bid.

E. TREASURER - Ian M. Coyle

1. Mileage Rates for 2004 / Travel Policy Amendment – Treasurer Coyle asked that the Board amend the per mile reimbursement rate for Village travel in personal vehicles to the current IRS rate which is 37.5 cents per mile.

→ Trustee Knapp moved, Trustee Whipple seconded, unanimously carried that the Board of Trustees shall approve reimbursement to such officers and employees at the current IRS rate of 37.5 cents per mile and that this take effect immediately.

Note: It was later noted that the recently settled Stetson Club and CSEA Union contracts hold this rate at 21 cents per mile.

2. CHIPS Reimbursement – Treasurer Coyle reported that a \$34,000 CHIPS reimbursement was recently received.

F. CLERK - Leslie A. Morelli

1. LGRMIF – grant acceptance for \$2,078 for minutes search – Clerk Morelli shared that through Stu Brown Associates, the Village made an annual application for Local Government Records Management Fund monies. This year's successful application was to have Village Board minutes from 1950 to present scanned onto cd's and placed on a software program that allows searching by word or phrase. An estimate was done. If it is found that there are grant funds to go further back, we will work backward towards 1917 when Village Board meeting minutes went from being hand written to being typed. There are no Village funds required.

→ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried to accept said LGRMIF grant in the amount of \$2,078.

2. Hawking & Peddling Application – Citizens Campaign for the Environment – Clerk Morelli reviewed the annual application.

→ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried approving the Hawking and Peddling application of Citizens Campaign for the Environment.

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3. Hawking & Peddling Application – NYPIRG – Clerk Morelli reviewed the annual application.

→ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried approving the Hawking and Peddling application of New York Public Interest Research Group.

4. Parade / Procession Application – SUNY Brockport 5K Run/Walk 10/10 – Clerk Morelli reviewed the annual application that takes place the Sunday of Homecoming Weekend.

→ Trustee Whipple moved, Trustee Wexler seconded, unanimously carried approving the Procession Permit application of SUNY Brockport for the annual 5K Run/Walk.

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

H. ECONOMIC DEVELOPMENT – Coordinator R. Scott Winner
S. Winner reported on the successful Farmers Market. He also reported that he, Trustee Maziarz and Mayor Matela recently attended a Canal Leadership Council.

SUPPORT BOARDS REPORTS:

A. PLANNING BOARD – Chair R. Scott Winner
S. Winner provided updates on current Planning Board applications including Lockwood Precision Manufacturing, Murrays Martial Arts Centers, First Baptist Church parking, Birdseye Foods smoke structure and Ryan’s Big M proposed expansion.

Trustee Knapp asked for more information on the proposed use of 85 Clinton Street. S. Winner said it is Lockwood Precision Manufacturing. The Planning Board has been the change of use portion of the application on Building/Zoning Officer Zarnstorff’s interpretation of the use being consistent and less than that of the previous use. The Planning Board will continue with site plan review at the next meeting.

B. LIBRARY BOARD – President Matthew Minor (absent)

C. ZONING BOARD OF APPEALS - Chair Jennifer Skoog-Harvey (absent)

VILLAGE BOARD REPORTS:

A. Trustee/Vice Mayor Maziarz
1. Farmers Market – Trustee Maziarz said the market is going very well. They have only allowed area growers and have a waiting list of interested farmers. The soccer tournament last weekend made it the best week yet. Next Sunday, Historian Morris will provide a look at some special museum items and the museum will be open for tours. Trustee Maziarz said they might be eligible next year for grants from the Governor’s Commission. The project has been no cost to the Village. Remington Woods sponsored the signage. She thanked the DPW, Police Department and Fire Department for their assistance with barricades on Sundays.

B. Trustee Knapp
1. Webster Lawsuit – Trustee Knapp referred to a letter to the editor in local papers from Thomas Calandra regarding the Village and the Websters lawsuit. Trustee Knapp said this lawsuit is in legal hands.
2. Downtown Main Street Use of Sidewalks – Trustee Knapp referred to the correspondence sent to merchants on April 12th by S. Zarnstorff and any follow up to that. Village Attorney O’Toole said he gathers the correspondence was sent as a courtesy to inform merchants that the Village would not be focuses its limited code enforcement resources on sidewalk use and signage this year. It is not a permanent policy. The code is under review. It is up to the Village Board to either change the local laws or leave them as they are.

Trustee Knapp asked Mayor Matela about the status of the Code Review Committee. Mayor Matela responded that the committee will consist of S. Zarnstorff, Peter DeToy, Trustee Wexler, one Planning Board member, one Zoning Board of Appeals member and Clerk Morelli will be

putting an ad in the paper for one Village merchant and one Village resident. There is a growing list of codes that need to be reviewed. Trustee Knapp commented that the committee should not be too large that it becomes cumbersome, but should be open and varied.

C. Trustee Wexler

1. Webster Lawsuit – Trustee Wexler referred to a letter to the editor in local papers from Thomas Calandra. He commented that people place differing degrees of importance on different things. This is a quality of life issue and much money has been spent on it. Hopefully, it will come to a resolution soon. It is in the legal process.

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2. Public Comment – Trustee Wexler said there are a dozen or more people in attendance at each Village Board meeting. He suggested that the Mayor and Board try their best to answer the questions the audience has rather than simply thanking them for their comments.

D. Trustee Whipple

1. East Avenue Speeds – Trustee Whipple referred to a letter from Jim Fallon on East Avenue in Sweden and a petition signed by many residents on East Avenue encouraging a change in speed limit on the 55 miles per hour section of this road. J. Fallon also sent the correspondence to Town of Sweden Supervisor Lester, Town of Clarkson Supervisor Kimball, and Monroe County Legislature President Zyra. Mayor Matela said the Village would be sending a letter supporting said reduction in speed limit. Chief Varrenti offered his newly collected data gained from the speed sentry device.

E. Mayor Matela

1. Accept resignation of Carrie Maziarz re ZBA and Historic Preservation Board – Due to being elected to the Village Board, C. Maziarz has had to resign from the ZBA and the Historic Preservation Board.

→ Trustee Knapp moved, Trustee Whipple seconded, unanimously carried to accept C. Maziarz's resignation from the Zoning Board of Appeals and the Historic Preservation Board.

2. Appointment to ZBA – Mayor Matela said this leaves one vacancy on the ZBA. After advertising, 3 position interest forms were submitted. She recommended that the Board appoint David Wagenhauser to the position. Mayor Matela reviewed his credentials.

→ Trustee Maziarz moved, Trustee Whipple seconded, unanimously carried to appoint David Wagenhauser to the Zoning Board of Appeals.

Trustee Wexler thanked Ronald Ford and Michael Henry for their interest.

3. Merchants Street Faire / Sidewalk Sale – Village contribution – Mayor Matela shared that last year the Village contributed \$1,000 to the Sidewalk Sale/Street Faire. Due to a more difficult budget year, she recommended the Village contribute \$500 from special events toward their expenses.

→ Trustee Wexler moved, Trustee Maziarz seconded, unanimously carried to contribute \$500 from special events to the 2004 Sidewalk Sale / Street Faire.

4. Executive Session – Mayor Matela asked that the audience excuse the Board for executive session.

Inga Songbird of 6 Utica Street asked how many more ways the Mayor is going to manipulate meetings and not allow the public to speak. She said people want a public comment opportunity at the end of the meetings and the Board in a prior workshop agreed to it. It is not on the agenda. Mayor Matela said she is out of order and that she will open the floor to public comment on issues related to the meeting at hand after executive session.

⇒ At 9:30pm Trustee Whipple moved, Trustee Maziarz seconded, unanimously carried that the Board of Trustees of the Village of Brockport enter into an executive session to discuss personnel and legal matters.

I, Leslie A. Morelli, Clerk for the Board of Trustees of the Village of Brockport, do hereby certify that the Board met in an executive session and did discuss the matters as expressed in their motion, and I further certify that no formal action regarding public funds was taken thereon.

Leslie Ann Morelli, Village Clerk

⇒ At 11:30pm Trustee Whipple moved, Trustee Maziarz seconded, unanimously carried that the Board of Trustees close executive session and re-enter the regular meeting.

PUBLIC COMMENT:

1. Joan Hamlin of 50 Park Avenue asked if another letter had been sent to the downtown merchants. Clerk Morelli responded that they were sent a copy of a letter stating that the downtown commercial district has been listed on the state and national registers of historic places.
2. Inga Songbird of 6 Utica Street asked Clerk Morelli who sets the meeting agenda. Clerk Morelli said she canvasses the Mayor and Department heads for agenda items and puts a draft together for the Mayor's approval. She asked if the Mayor told her to leave off public comment at the end of the meeting. Mayor Matela said she did. She planned on giving audience members the opportunity

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to question the Board on issues addressed at the meeting for clarification purposes.

I. Songbird said Trustee Knapp is a man of integrity and asked him specifically if the DeToy case is open or closed. Trustee Knapp said he has never been informed. I. Songbird said Trustee Wexler advised her not to bring it up during the election, so she asked him now. Trustee Wexler said as far as he knows the case is closed. He never saw a 2nd report from Attorney Parinello and is aware of only one bill from him. I. Songbird asked if Parinello is on retainer. Trustee Wexler said no. I. Songbird said the Village spent a lot of money to hang P. DeToy and she feels they owe taxpayers an apology.

Mayor Matela said she answered the question at the last meeting that the case was closed. Mayor Matela further commented that she thought it was inappropriate to bring it up at P. DeToy's last meeting as Trustee. That was a time for thanks for his years of service. I. Songbird said she does not care what Mayor Matela thinks and is tired of her secrets, lies and manipulations.

3. Joan Hamlin of 50 Park Avenue said it is probably against the law to use taxpayer money for the purpose of unseating an official. Village Attorney commented that it is within the Village Board's power to expend funds on legal services to protect the public interest.
4. Kathy Snyder of Clarkson asked if the Board could extend the courtesy of having the end of meeting public comment before they go into executive session so the audience does not have to wait if they have a question. Trustee Maziarz said that is a reasonable request.

AUDIT:

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

<u>Village</u>	Check #	Amount
Date		
7/19/04	169932	43.20
7/19/04	169934-170044	79,844.65
<u>Fire</u>		
7/19/04	170045	103,622.09
7/19/04	170046-170078	20,287.93
<u>Third Party Billing</u>		
7/19/04	353-370	12,059.00
<u>Capital Projects</u>		
7/19/04	1651-1658	8,924.89

ADJOURNMENT:

➔ Trustee Maziarz moved, Trustee Knapp seconded, unanimously carried that the meeting be adjourned at 11:45pm.

Leslie Ann Morelli, Village Clerk