

**Regular meeting of the Board of Trustees of the Village of Brockport was held in the Village Court Conference Room 49 State Street Brockport, New York, September 16, 2019 at 7:00pm.**

**PRESENT:** Mayor Margaret B. Blackman, Trustee/Deputy Mayor John D. LaPierre, Trustee Annette M. Crane, Trustee Shawn Halquist, Trustee Katherine J. Kristansen, Village Clerk Leslie Ann Morelli, Public Works Superintendent Harry G. Donahue, Police Chief Mark T. Cuzzupoli, Building Inspector /Code Enforcement Officer Chad H. Fabry, Attorney Daniel J. Mastrella

**EXCUSED:** Trustee Katherine J. Kristansen, Treasurer Daniel P. Hendricks

**ALSO PRESENT:** Village Historian William G. Andrews, Joan Hamlin, Chris Hamlin, Jackie Smith, Susan Smith, Taysie Pennington, Mike Boedicker, Meg Zimmer, Sandeep Singh, Michelle Myers

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

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

**BROCKPORT HISTORICAL MOMENT:** Village Historian William G. Andrews

The name of the subject of tonight's Historic Moment is well-known to very Brockporter, but some of the details of his life may not be. In any case, it may be useful to be reminded of what he did and what he did for the village. Hiel Brockway, co-founder of Brockport, was born in Old Lyme, Conn., in 1775. His forename came from the biblical hero who built Jericho after it had been destroyed by Joshua. His father had been a patriot hero during the Revolutionary War. In 1798, he married Phebe Merrill, a descendant of John and Priscilla Alden.

The young couple moved west, farming on the way, to Catskill, NY, then on to Seneca, then to Phelps, then again to Sweden. In 1820, he opened a brick tavern and, a bit later, a grist mill in Clarkson. He, also, founded a brickyard on Clinton Street in Brockport, using clay from, I believe, a field northeast of Clarkson Corners. Some of the brick walls in businesses on the west side of Main Street seem to have come from his brickyard.

Beginning already in 1817, Brockway bought land in Sweden on the west side of Lake Road and on the east side north of what is now Water Street where the canal was expected to come, paying \$4,399.39 or \$5.,46 an acre. Later, he bought land on the east side of Lake Road from members of James Seymour's financially-troubled syndicate.

Although Brockway shares with Seymour the title of co-founder of Brockport, he played a much greater role in the life of the village than did his partner. Seymour was much less successful than Brockway in developing his property and moved to Rochester in 1826. Brockway spent the rest of his life in the village, where he was a leader in civic and commercial affairs. Brockport seems never to have engaged in political activities, though two of his sons-in-law became Brockport's only members of the U.S. Congress.

Brockway remained active in the real estate business, developing, selling, and building residential and commercial properties. He built a boatyard alongside his brickyard on Clinton Street and a dry dock west of them. He also built part of the canal in Brockport. In 1828, he opened the first packet line on the canal from Rochester to Buffalo. Later, he extended his Red Bird line to Albany. In 1832, he was also one of the unsuccessful petitioners for charters for a railroad and a bank.

A major Brockway legacy to the village resulted from his role in the effort to found an institution of higher education in the village. In 1830, he joined a group of Brockporters who invited the Baptist Missionary Convention of Western New York to locate in Brockport the college it planned. He offered the Baptists six acres of land and \$3,000 as an inducement to select Brockport and it was accepted. Though the Baptist College did not become established, the building that the villagers provided became the progenitor of what is now the State University of New York College at Brockport.

Brockway died August 19, 1842 at age 67. His son-in-law Elias B. Holmes carried on his packet line for a few years, but the boatyard and brickyard burned in 1848 and the packet line expired in 1852 with the arrival of the railroad.

Village Historian Andrews shared that he recently attended the Historian's conference in Albany and many historians were interested in how he shares a "Historical Moment" at a Board meeting once per month and some indicated that they may offer to incorporate such into their Village / Town Board meetings.

Clerk Morelli congratulated Historian Andrews for receiving a well-deserved award at that recent conference.

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

**OATH OF OFFICE:** (ceremonial) none

**CERTIFICATES & PROCLAMATIONS:** none

**PUBLIC HEARINGS:** none

**GUESTS:**

- Seymour Library Board – proposed 2020 library budget – the new Library Director, Michael Boedicker, was introduced. Taysie Pennington, Sandeep Singh, Meg Zimmer were in attendance from the Library Board. Meg Zimmer read the following prepared statement into the record:

My name is Meg Zimmer and I have been the Chief Financial Officer for the Seymour Library Board of Trustees since January 2018. It has been a tough summer with the departure of Library Director Carl Gouveia, but board members have stepped up to assume more responsibility. A budget had to be prepared. The Finance Committee of myself, Dr. Singh, Marilyn Brown and Taysie Pennington is committed to providing a budget for our library that maintains services and hours for our community of patrons. They reside in Brockport, Sweden, Clarkson and beyond. In fact, 75 people pay an extra \$25 to use our library because they live out of county.

Despite working diligently to crunch numbers these past 3 months, to find ways to trim our operating costs, the budget we are presenting is not balanced. It reflects an approximate \$48,000 deficit. The municipalities have agreed to a 2% increase in contributions, while our costs, particularly health care and contracted services have risen between 8% and 19%. Revenue in does not equal expenses out. The Bonadio Report agrees that we are underfunded.

The library is many things to many people. It is first and foremost a conduit for information. In a recent postcard campaign, patrons told us what they love about the library: access to technology and internet, a community meeting place, an area that feels safe to teenagers, programs and materials that are current. We are striving to provide these things despite rising costs and dwindling income.

What the Bonadio Report has provided is a catalyst for change. Changes are being made to library metrics and governance and a new strategic plan is being written.

But the funding cannot remain business as usual. We would love an increase in our funding stream; however, we also understand your difficulties in providing that.

There are some cost savings on the horizon. Participation in the Greenspark solar program should save almost \$6,500 per year or 1% of our utility budget when it begins. The potential for savings in a new cost covering arrangement shows promise for cooperation, although it must be clearly written to let the library maintain autonomy in most decision making.

Our patrons deserve a well-functioning, progressive and resource rich library. This will not be an easy fix. What we are looking for from the 3 municipalities is a new era of cooperation. Sharing resources, using municipal assets and looking for collaborative means to reduce operating costs is a reasonable and timely way for us to all work together to achieve this common goal. The taxpayers deserve nothing less.

Mayor Blackman distributed a draft proposed division of building expenses. Mayor Blackman stated that BI/CEO Chad Fabry conducted a thorough inspection and written property condition assessment. She distributed a draft proposed division of building expenses. It is still under discussion and is an evolving document. The 3 municipalities have agreed to each establish a capital reserve account for maintenance and repairs for the Seymour Library. Each will establish with an initial \$20,000. The funds will be held by each municipality and all requests for funds will be presented and approved by the Boards.

Taysie Pennington said since the budget preparation there is a savings of approximately \$12,000 from the estimated cost saving to the library if the municipalities take over the capital funds described in their proposal to the library. Trustee LaPierre asked if that now brings the deficit to \$36,000. T. Pennington said yes. T. Pennington said the Library Board meets this week and will review the draft proposed division of building expenses document.

Mayor Blackman referred to insuring the building. S. Singh said typically the owner of the property insures it, not the lessee. The 3 municipalities own the building. Mayor Blackman said Supervisor Johnson uses the term "triple net lease". Some inquiries are being made as to the best way to handle the building insurance.

Mayor Blackman encouraged Seymour Library Board President Taysie Pennington to call a meeting with the 3 municipal leaders when appropriate. Further, Library Board representatives appointed by their municipalities should feel free to attend Village / Town Board meetings to provide updates or share information.

Friends of the Seymour Library's Semi-Annual Book Sale – The Library Board handed Clerk Morelli a flier on the fall event October 2<sup>nd</sup> – 5<sup>th</sup> and asked her to post it at Village Hall and on the Village website and Facebook page. Clerk Morelli will do so. The semi-annual book sale raises funds for the Library. Clerk Morelli reminded them that Village Hall has a donation bin for books and jigsaw puzzles.

- Street Closure Request – Tunnel to Towers Brockport – Sunday, 10/6/19 – Michelle Myers introduced herself as Race Director and Tracy as Co-Director. She explained the Stephen Siller Tunnel to Towers Foundation – a result of the loss of hundreds of emergency responders in the tragic events of September 11<sup>th</sup>, 2001. She explained the 5k run/walk/roll event and has previously spoken with Mayor Blackman Chief Cuzzupoli and Chief Vasile (SUNY Brockport University Police).

→ Mayor Blackman moved, Trustee Crane seconded, carried 5/0 to approve the street closure request as follows:

At its September 16<sup>th</sup> meeting the Village Board approved the Stephen Siller Tunnel to Towers Foundation to hold its 5K run / walk / roll on Sunday, October 6<sup>th</sup> and authorized the following street closures from 9am to Noon:

- o Route: from New Campus Drive on the SUNY campus to Main Street to Holley Street to Commencement Drive to New Campus Drive on the SUNY campus
- Line up - 73 N. Main Street parking lot with permission from store manager & property owner
- Main Street (NYS Rt. 19) (from that parking lot to College Street)

Please work with Code Enforcement Officer/Fire Marshal Chad Fabry at 637-5300 X119 [cfabry@brockportny.org](mailto:cfabry@brockportny.org), regarding any codes issues or inspection needs, DPW Superintendent Harry Donahue at 637-1060 [hdonahue@brockportny.org](mailto:hdonahue@brockportny.org) regarding any barricades or such needed and Police Chief Mark Cuzzupoli at 637-1020 [cuzzupoli@brockportpolice.org](mailto:cuzzupoli@brockportpolice.org) regarding any public safety planning.

Please utilize this letter to accompany your NYSDOT special permit application and copy Village Clerk Morelli on the NYSDOT approval once received.

The event is posted on the Village website and at Village Hall. The attached notice regarding the temporary street closures will be published in Suburban News and is posted to the Village website. Best wishes for a successful event!

- Parade Application – Stetson Club Holiday of Lights Parade – Sunday, 12/8/19

→ Mayor Blackman moved, Trustee LaPierre seconded, carried 4/0 to approve the parade / procession license for the Brockport Police Stetson Club Holiday of Lights Parade to be held on Sunday, December 8, 2019 beginning at 5pm with the route as follows:

North Main Street and West Avenue – south on Route 19 (Main Street) to Sagawa Park at the corner of Main Street and Erie Street.

and to grant an exception to Village Code Chapter 18 and allow fireworks after the parade.

The PERM 33c application to NYSDOT and proof of insurance will be submitted with the license as a NYSDOT permit is required for the temporary closure of Route 19 (Main Street).

The following notice was posted to the Village website and published in Suburban News:

**VILLAGE OF BROCKPORT  
NOTICE  
TEMPORARY STREET CLOSURES  
FOR UPCOMING EVENTS**

Residents and businesses please note the following temporary street closures approved for upcoming events:

- 5:30pm-6:30pm Friday, 9/27/19 – Brockport High School Homecoming Parade
  - o Route: from Adams Street near Allen Street to the BCSD campus
- 11am-Noon Saturday, 9/28/19 – SUNY College at Brockport Homecoming Parade
  - o Route: from Clinton Street to Main Street to College Street to Utica Street to Adams Street to the SUNY campus
- 9am-Noon Sunday, 10/6/19 – Stephen Siller Tunnel to Towers Foundation 5k run/walk/roll
  - o Route: from New Campus Drive on the SUNY campus to Main Street to Holley Street to Commencement Drive to New Campus Drive on the SUNY campus
- 4pm-7pm (parade starts at 5pm) Sunday, 12/8/19 – Stetson Club Holiday of Lights Parade
  - o Route: from North Main Street to Main Street  
(closed from traffic circle/roundabout to 5 corners at Adams Street)

Where temporary closure involves Main Street (NYS Route 19), event organizers make application to NYSDOT for the proper permit.

Closures will be marked with barricades and motorists detoured.

Please enjoy the events and patronize your local businesses!

Leslie Ann Morelli  
Brockport Village Clerk

DATED: 9/17/19

For publication in Suburban News & posting on Village website & Facebook page & at Village Hall.

**PUBLIC COMMENT:**

- Jackie Smith of Clarkson Town Board – thanked Chief Cuzzupoli for his assistance and shared that she has organized a mobile pharmaceutical collection with Monroe County’s help. It will be October 1<sup>st</sup> 3pm to 7pm at the Clarkson Town Court parking lot 3655 Lake Road north. No appointment is required. Just drive in and drop off. She said she realizes there are other options such as Brockport Police Department in its lobby during open hours but felt a drive through event for the west side would get even more unwanted pharmaceuticals disposed of properly. J. Smith handed out the flier and asked Clerk Morelli if she would post it at Village Hall and on the Village website and Facebook page. Clerk Morelli will do so.
- Susan Smith, Welcome Center Director – shared that as of August 24<sup>th</sup> there were 221 boat nights, 522 people, 20 tents, 412 bike loans and 57 greeters. The Welcome Center hours are now 8am – 5pm through October 16<sup>th</sup>. This coincides with the hours of the canal.

S. Smith further mentioned the upcoming Sweden Harvest Festival September 21<sup>st</sup>. The “Kiss the Cow” event is at 2pm. Mayor Blackman is one of the finalists. The money jars of the finalists will be counted at 1:30pm and the finalist with the most contributions will be the one kissed by the cow.

**CONSENSUS ITEMS:**

- **APPROVAL OF MINUTES:**

→ Trustee LaPierre moved, Trustee Crane seconded, carried 4/0 that the minutes of the 8/19/19 meeting be approved as written.

→ Trustee LaPierre moved, Trustee Crane seconded, carried 4/0 that the minutes of the 8/26/19 meeting be approved as written.

- **APPROVAL OF BILLS TO BE PAID:**

→ Trustee Crane moved, Trustee LaPierre seconded, carried 4/0 that the bills be allowed and paid upon audit.

A/P Clearing Account

	<u>Abstract Date</u>	<u>Amount</u>
FUND (A): <u>General</u>	8/26/19	\$96,805.07
	8/27/19	\$47,631.02

	9/13/19	\$110,763.54	
	9/16/19	\$1,200.00	
FUND (F): <u>Water</u>	8/26/19	\$115,586.45	
	9/13/19	\$57,843.00	
FUND (G): <u>Sewer</u>	9/13/19	\$698.28	
FUND (H): <u>Capital</u>	-	-	
FUND (T): <u>Trust &amp; Agency</u>	-	-	
		\$214,469.53	8/26/19 total
		\$47,631.02	8/27/19 total
		\$169,304.82	9/13/19 total
		\$1,200.00	9/16/19 total

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

o Village tax collection update – Clerk Morelli shared that 96% of the tax warrant has been collected. There remain 93 parcels to pay. Of those, 82 in full plus late penalty and 11 2<sup>nd</sup> installment plus late penalty. Delinquent notices were mailed 9/13/19. Collection ends 10/31. Then the unpaid taxes and penalties get surrendered to Monroe County for relevy onto the January Town/County tax bills.

- **DEPARTMENT REPORTS:** (VB meeting the 3<sup>rd</sup> Monday of each month)
  - o Treasurer – Daniel P. Hendricks (excused – at NYCOM)
    - Financial reports for period ending 8/31/19 – See the report included in the packet. No concerns as it's early in the fiscal year.
    - GASB 75 (post-employment benefits other than pensions) report for fiscal year ended 5/31/19 – See the report included in the packet.
  - o Building / Zoning / Code Enforcement – BI/CEO Chad H. Fabry
    - BI/CEO Fabry shared the following:
      - new construction - some
      - RRR's – 72% took advantage of the early submission discount
  - o Police – Police Chief Mark T. Cuzzupoli
    - Chief Cuzzupoli shared the following:
      - Re-accreditation – assessors will be on site 10/8-10/10 – 110 standards must be met – an intense evaluation
      - Facilities – thanked Village Board & DPW & others for improvements made to Brockport Police Department including signage and landscaping
      - OASES – received a check for \$12,000 – reimbursement of police overtime costs
      - Start of new school year – has been busy – car & bike & walking patrols and getting the message out.
  - o Public Works – Superintendent Harry G. Donahue
    - Superintendent Donahue shared the following:
      - Street sealing – Suit Kote will be doing street sealing
      - Milling, paving, catch basins – DPW will be doing some before winter
      - Parks – final piece of swing set for Havenwood Park is in, the Zip Krooz build at Barry Street Park will take place 10/5
  - o Village Attorney – Daniel J. Mastrella, Esq.

**PERSONNEL ITEMS:**

- Planning Board – appoint to fill vacancy to 6/30/21 –
- Mayor Blackman moved, Trustee LaPierre seconded, carried 4/0 to appoint Brandon St. John to the Planning Board for a term to 6/30/21.
- Welcome Center – add to Greeter roster –
- Mayor Blackman moved, Trustee LaPierre seconded, Trustee Crane abstained, carried 3/0/1 to add Annie Crane to the Greeters roster.

Welcome Center Director Susan Smith said that now makes 58 Greeters!

- **OLD or NEW BUSINESS:**
  - o Grants – authorize application – Genesee Valley Arts – re Brockport Symphony Orchestra –

→ Mayor Blackman moved, Trustee Halquist, to adopt the following resolution:

RESOLVED, to authorize the Village's grantwriters, J. O'Connell & Associates, to prepare an application to Genesee Valley Arts - for a Community Arts grant in an amount not to exceed \$5,000 to cover the Brockport Symphony Orchestra 2020 seasonal performances in Brockport and Monroe County. There is no cost to the Village.

Note for the record:

J. O'Connell & Associates contact is Gia Faust

Village Board contact is Mayor Blackman

Village Office contact is Deputy Clerk-Treasurer Erica Linden

- Parks Committee – Barry Street Park – 10/5/19 playground equipment build – See letter below with rendering included in the packet being sent to properties in the area of Barry Street Park.

September 2019

Dear Neighbor:

There will be a community build project in Barry Street playground on Saturday, October 5, 2019. Please come out to participate and join in the fun.

The Village of Brockport Parks Committee followed the ideas from a wish list for more active play equipment created by a child from your neighborhood.

The Zip Krooz, pictured below, is the result of this research. It is the most popular piece of equipment according to our playground designer. Please come out on Saturday, October 5, 2019 from 8am-4pm to see what it's all about. You will notice some digging activity in the days leading up to the build.

Thank you for supporting our 9 Brockport Village Parks.

Sincerely,

Margay Blackman, Mayor  
Village of Brockport

Linda Ketchum, Chair  
Village of Brockport Parks Committee

- NYCOM Public Works Training School 10/21/19-10/23/19 Ithaca - authorize DPW Spt. Donahue to attend –

→ Trustee Crane moved, Trustee LaPierre seconded, carried 4/0 to authorize DPW Spt. Donahue to attend the 10/21/19-10/23/19 NYCOM Public Works Training School in Ithaca.

Mayor Blackman said the Board looks forward to his report.

- NYSDOT – 2022 plans to rehabilitate Main Street lift bridge – awaiting NYSDOT public meeting date/location.

- BASC at SUNY College at Brockport re 168 Holley Street – Mayor Blackman shared that she and DPW Spt. Donahue and BI/CEO Fabry recently met with representatives of BASC at the College at Brockport regarding 168 Holley Street. BASC has purchased some properties on Holley Street. While most get torn down and turned to college property for parking or green space, thereby coming off the tax roll, they are looking to keep 168 Holley Street on the tax roll. They would tear the house down and build a building for storage and a work shop for simple repair projects. Mayor Blackman showed a rendering of the proposed structure and landscaping buffer – attractive and non-obtrusive. The assessment of the proposed structure would likely equal what would be torn down.

Mayor Blackman explained that the current zoning does not allow for the construction of what is being proposed.

BI/CEO Fabry shared with the Village Board some examples of incentive zoning which provides an opportunity to do what might otherwise not be allowed by regular zoning. Incentive zoning provides the Village Board the ability to determine if it is a compatible use. The proposed structure is pole construction with architectural appeal. The Village Board can have input into how it looks. The Board and applicant arrive at a monetary amount or amenity that offsets any negative impact. It is specific to the applicant's request and the parcel is forever beholden to conditions set for the property.

Village Attorney Mastrella said that was a good explanation. He said New York State Law provides for the adoption of incentive zoning. Limits of it are subject to testing. The Village would be prudent to craft very specific language as to incentive zoning. The one-time monetary amount or amenity from the applicant needs to benefit the Village. An alternative to the applicant applying to the Village Board for incentive zoning would be for the applicant to apply to the Zoning Board of Appeals for a use variance. However, the statutory criteria that must be met for a use variance are high. They are: 1) the applicant cannot realize a reasonable return, provided that lack of return is substantial as demonstrated by competent financial evidence 2) that the alleged hardship relating to the property in question is unique, and does not apply to a substantial portion of the district or neighborhood; 3) that the requested use variance, if granted, will not alter the essential character of the neighborhood; and 4) that the alleged hardship has not been self-created.

Another alternative is for the applicant to apply to the Village Board for re-zoning the parcel to a zoning that would allow the use. However, this can be attacked as "spot zoning". Incentive zoning can give much more flexibility. Incentive zoning is handled via the Local Law process. Proposed text must be crafted and introduced, public hearing called for, public hearing held, SEQR, referral to County Planning and Development DRC, adoption, filing with NYS DOS, inclusion in the Village Code. Then the applicant applies to the Planning Board for site plan review.

Mayor Blackman said this process can be a little time-consuming. BI/CEO Fabry said BASC is not in a huge hurry as they still need to do lead and asbestos assessments prior to demolition of the existing house. If the proposed text were crafted then introduced and accepted at the 10/21 Village Board meeting, a public hearing could be held 11/18.

#### **VILLAGE BOARD REPORTS:**

- o Mayor Margaret B. Blackman
  - Mayor Blackman provided the following report:

Letter to Doug Kucmerowski in response to a request to put up signage on State Street re truck traffic and noise. (Attached at end of minutes.) His public comment revolved around overnight noise related to trucks delivering to Allied Frozen Storage. This was not the first time this issue had been addressed. He, I and Chief Cuzzupoli had met with Allied Management some months ago and Mr. Kucmerowski had repeatedly contacted them by phone. He had also repeatedly contacted the Canal Corp re plans to provide privacy screenings and plantings on the south side of the canal to absorb noise. He had also contacted the DEC re diesel emissions from the industrial zone across the canal. To address the issue again, I spoke with Allied and Bonduelle personnel, the DEC, and the Canal Corp. I asked our police to do an early morning detail patrolling the area on State Street and Owens Road for noise violations which they did for five days. The issue was discussed at my Department Heads meeting and board members were free to weigh in. Police concluded there was no unnecessary noise, and we concluded that Allied had already taken significant steps to reduce noise and light pollution from their docks, and, that because there was no discernable violation of the noise ordinance, that signs on State street would serve no useful purpose.

Market Street master plan review committee meeting 8/30. Trustee Kristansen, Harry Donahue and I met with Susan Steele, landscape architect re a final draft plan for landscaping on Market Street where 4 trees need to be - and will be removed. That draft plan, which is for the entire street all the way to Park Avenue, will be presented at a VB meeting and we are making sure that Market Street businesses are invited.

Solar panels delivered to the landfill 9/5. Meeting this Thursday with Fire District and Library, GreenSpark and Attorney Mastrella to review the Village's MOU with them for municipal solar.

I called a meeting with supervisors re library 9/6 followed by meeting with library director and president on 9/9. Finally, a bit of traction on issues emanating from the Bonadio Report and a long overdue meeting between the municipal leaders and library personnel. Most importantly, Sweden and Clarkson got answers that they had re library operations, and we came to a general agreement re the underfunding of the library. The municipalities, in addition to the usual library operations funding, will, through reserve funds each sets up, cover capital improvements, maintenance and repairs. The individual items in that list are being worked through.

This past week I attended the 9/11 closing ceremony at the fire museum, the Oak Orchard Health farm to table fundraiser, "Rootstock," and I checked out the wonderful display of Helen Hastings paintings from the ELK Museum at Village court. Several of Hastings' paintings—portraits, landscapes, and still lifes have been digitally rendered (and digitally cleaned up) and printed. The prints are for sale at the ELK Museum. I'm purchasing one for the mayor's office which will stay with Village Hall. Proceeds go to the ELK museum.

I conclude with a note from Art Appleby, co-chair of the Arts Festival: "We had perfect weather, great crowds and so much going on it was a ton of fun. We sincerely appreciate the relationship we have with the village from beginning to end that makes everything run smoothly. Thank you to you and the Trustees, and to the Police and DPW, whom I have already thanked. We are looking forward to next year!"

- Trustee/Deputy Mayor John D. LaPierre
  - Trustee LaPierre provided the following report:

August 22 was the last of the concerts at the Welcome Center with Chris Wilson. Always a great concert in front of a large crowd.

Saturday August 24<sup>th</sup> was the Saturday of Service for the College. A great group of students did some great cleanup and trimming work I Corbett Park. I was glad to help by introducing some of them to a rake.

On Sept 4 I joined Chief Cuzzupoli for the monthly Coffee with the Chief.

On Sept 11, I attended the Welcome Center Advisory Board meeting. I also attended on Sept 11 the Parks Committee meeting.

On Sept 13 I reviewed I reviewed applications to DPW with Superintendent Donahue. We had about 10 applications and decided to interview three.

On Sept 13 a group met to discuss the issues the Village could face with the threat of ransomware. I will comment further after this exciting report.

On Sept 14 I visited the "Art in a Trunk" exhibit. A wonderful showing of art discovered at the Museum. The art was discovered by Sue Savard, who also orchestrated the work to have this wonderful exhibit. I hope there is another showing of more of the art.

Today, Sept 16 was an interview for one of the applicants to DPW. Tomorrow we have the other two interviews.

Throughout this time, I enjoyed taking my appointed time at the Welcome Center.

I reviewed financial reports of bank statements for month of September. Last month I reported this, but that was for the month of August.

A meeting about the threat of Ransomware was held Friday Sept 13<sup>th</sup>. Trustee The group was composed of Annie Crane, Lt. Steve Mesiti and Steve Tanner (of Pinpoint Group, our IT experts) and myself. The conclusion is that the Village systems are as safe and secured as is reasonable. While we are not immune from being "hit" with this issue precautions have been in place to mitigate our chances. There are some things that should/will be done to further protect us.

Steve Tanner has been working, at the Board's direction, on documentation of an updated policy and a plan for further training for all employees dealing with computers. The policy also has directions of how we should respond to a ransomware hit.

The Welcome Center will soon close for the season. As was done last year, a Thank You Gathering for Volunteers is being planned for October 5<sup>th</sup>, 2-4PM at Piccolo Fazools Bistro. The Board is encouraged to attend. As we did last year, I propose and therefore make a motion that we approve the cost of the gathering at \$9 per person, expecting 50 people.

→ Trustee LaPierre moved, Trustee Crane seconded, carried 4/0 to approve the cost of the Welcome Center volunteers end of season event at \$9 per person, expecting 50 people.

- Trustee Annette M. Crane
  - Trustee Crane provided the following report:

On September 9th, I attended the Planning Board meeting. One driveway expansion was approved. Concept approval was given for the complete demolition and rebuilding of the Kwik-Fill gas station on North Main Street, including complete replacement of the petroleum system including the underground gas tanks, and replacing the store with a Big Apple convenience store. They will be back before the Planning Board with again on September 30th.

On September 11th, I attended the beginning of the 9/11 closing ceremony at the Capen Hose Fire Hall, and then the Parks Committee meeting. Many parks details were discussed, including plans for



the installation of the zip line in Barry Street Park and desired improvements in Corbett Park. The committee and many residents are grateful for the porta-potties in Monica's, Corbett and Barry Street Parks.

On September 13, I attended the meeting with Deputy Mayor John LaPierre, Lieutenant Steve Mesiti and our IT guy, Steve Tanner of Pinpoint Group to discuss cyber security protection, prevention and recovery. Deputy Mayor LaPierre has already reported on this.

I visited the Helen Hastings Art exhibit yesterday, September 15th. Sue Savard and our Museum staff of volunteers have done a wonderful job of having some of the paintings restored. There are many more paintings in need of restoration. All it takes is money. They are taking orders for prints of some of the paintings to raise the money. If you have a blank space on a wall, or an art lover on your holiday list, they can help.

And, speaking of fundraisers...

I helped at the Morgan Manning House's Peddlers Market on September 7th. and attended the Oak Orchard Health Farm to Table dinner on September 14th. Both events were enjoyable and successful.

- Trustee Shawn Halquist
  - Trustee Halquist shared the following:
    - E.L.K. Museum – attended the 8/28 Museum Board meeting & the 9/15 Helen Hastings artwork event
- Trustee Katherine J. Kristansen (excused)
  -

**Work session cancellation:**

Clerk Morelli shared that 2 Trustees will not be at the 9/23 work session in which the Village Engineer was to review the G.I.S. proposal. She wondered if it best to cancel the work session and reschedule the item.

→ Mayor Blackman moved, Trustee LaPierre seconded, carried 4/0 to cancel the 9/23 Village Board work session in which they were to meet with the Village Engineer about the G.I.S. proposal. Welcome

Note: The October Village Board work session is the public hearing on the proposed Comprehensive Plan. There is no work session in November or December. The January work session includes the Treasurer and Department Heads to review budget requests. The Village Engineer is amenable to attending that work session as everyone who needs to see the presentation will be in attendance. It is an item that will need to be included in the budget.

VILLAGE OF BROCKPORT

Please take notice that the Village Board work session scheduled for Monday, September 23, 2019 at 7pm has been cancelled.

The next Village Board meeting is Monday, October 7, 2019 at 7pm as scheduled.

Leslie Ann Morelli  
Brockport Village Clerk

Dated: September 17, 2019

For publication in Suburban News and posting on Village website and at Village Hall.

**EXECUTIVE SESSION:** none

**ADJOURNMENT:**

→ At 8:29pm, Trustee LaPierre moved, Trustee Crane seconded, carried 4/0 that the meeting be adjourned.

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Leslie Ann Morelli, Village Clerk





# VILLAGE OF BROCKPORT

127 Main Street · Brockport, New York 14420  
Telephone (585) 637-5300 · Fax (585) 637-1045  
Website: [www.brockportny.org](http://www.brockportny.org)

*The Victorian Village on the Erie Canal  
Preserve America Community  
Listed on the State and National Registers of Historic Places  
Certified Local Government  
Tree City USA Community  
Erie Canalway Heritage Award of Excellence  
NYS Climate Smart Community  
NYS Clean Energy Community*

August 29, 2019

Doug Kucmerowski

Brockport, NY 14420

Dear Doug,

In response to your request at the 8/19/19 Village Board meeting for truck controlling signage on Village Streets, I had conversations with Allied and Bonduelle, the Canal Corp, the DEC, and our village attorney. At my request our police did late night patrols of the area in question, and we discussed the matter in depth at my 8/22 Department Heads meeting. It was also discussed in subsequent emails with my board.

As a result of these discussions, we do not believe that signage on State Street re truck noise reduction will serve any useful purpose. We cannot prohibit truck traffic through the village along State Street, as a significant portion of that street runs through an industrial zone and is designed to support heavy trucks which deliver to the industries located there.

I've elaborated in the bullets below.

- Allied and Bonduelle, major employers/taxpayers in Brockport, have been sensitive to resident concerns and have taken what steps they can to mitigate late night noise from trucks serving their industries.

Allied has reduced their hours of operation from 24/7 to 6am—10pm Monday—Friday. Bonduelle accepts delivers between 7am and 11pm. At the Brockport Industrial Center, right across the canal from your property, Allied replaced all their outside lights so that they project downward and they blocked off access to the docks there between 9:30pm and 6am.

Allied has notified all their customers (who contract with and dispatch the truck drivers) that trucks must park in the truck pad behind their Sweden Industrial Center during off hours, and they have posted several large signs along State Street, Washington Street and Owens Road notifying truckers where to park and check in. That these signs may not be invariably obeyed by truck drivers is indicative of the likely effectiveness of any signs that might be posted on Village Streets re trucks.

Mayor Margaret B. Blackman  
Trustee/Deputy Mayor John D. LaPierre  
Trustees Annette M. Crane, Shawn Halquist, Katherine J. Kristansen

To wit: the numerous warnings about the 11'10" RR bridge on Main Street under which several trucks over that height get stuck each year.

- Brockport's codes do not specify prohibited decibel levels of noise, rather "unnecessary noise." Routine truck acceleration and braking (not engine braking) in an industrial area doesn't meet the criterion of "unnecessary noise." In practical terms, duration is also a consideration in that the noise has to persist for a sufficient length of time for the police to arrive and address the matter. The issue is similar to college students late at night walking down a village street waking up the neighborhood. Our police have the quickest response time in Monroe County but by the time they arrive at the location to address the complaint, the noise has usually moved on or disappeared.
- Police findings—Our police gave special attention to the area from Owens Road — Washington Street — State Street on the early mornings of August 22-27 from 2am to 6am. They noted the following: "...no Tractor Trailers were ever parked in the front parking lot; however, 3 trailers were dropped off in the front parking lot. All 3 of these occurred on the 22<sup>nd</sup> after 0500 hours. I believe Allied owns the transporter that made said drop offs. The transporter appeared to bring trailers from Bonduelle to Allied. No excessive noise was heard. No horns or air brakes being released were heard. The transport truck does have a backup beeper which could be heard but just for the minute it took to back the truck up. Tractor trailer traffic on State Street was heaviest after 0500 hours."
- Vegetation—is not an immediate resolution to dampening truck noise, but as you know, it is being addressed by the Canal Corp. The Village plans to plant Arborvitae in front of Allied this spring to replace the dead Eastern red cedars there.

I'm sorry that it is not feasible to accommodate your requests. We hope that as this seasonally busy time for Allied/Bonduelle winds down, and the nights cool, that the noise you are hearing diminishes and your sleep improves.

Best regards,



Margay Blackman, Mayor

XC: Drew Blum, Allied Frozen Storage Inc.  
Terry Collister, Allied Frozen Storage Inc.  
Steve Kincanon, Allied Frozen Storage Inc.  
Jeremie Williams, Bonduelle  
Thomas Wickerham, NYS DEC  
Brian Stratton, NYS Canal Corporation  
Jacqueline Schillinger, NYS Canal Corporation