

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, January 6, 2020 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, Treasurer Daniel P. Hendricks, Public Works Superintendent Harry G. Donahue, Police Chief Mark T. Cuzzupoli, Building Inspector /Code Enforcement Officer Chad H. Fabry, Attorney Daniel J. Mastrella

ALSO PRESENT: Susan Smith, Joan Hamlin, Fred Webster

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

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

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

OATH OF OFFICE: (ceremonial) none

CERTIFICATES & PROCLAMATIONS: none

GUESTS: none

PUBLIC HEARINGS: none

PUBLIC COMMENT:

- Mayor Blackman announced that she learned today that Governor Cuomo will be announcing in his State of the State address a \$300 million plan to reimagine the iconic Erie Canal.

This includes the \$3 million from NYPA for the "Brockport Loop" project which will connect SUNY College at Brockport to the Empire State Trail and the Village of Brockport through the transformation of a canal guard-gate into a pedestrian bridge and overlook with a supporting grant of \$2 million from the Ralph Wilson Foundation.

This is good for the community, tourism, rowing, economic development, etc. It will also be a way to leverage future funding for other projects. An advisory committee of College and Village stakeholders will soon be formed.

The following support letter provides more detail:

I am writing with enthusiastic support for The Brockport Loop, a transformative project for the greater Brockport, New York, community.

There are several Village components to this project, most of which we have been working on for some time. The "Loop" brings these components all together, while enhancing the strong partnership that exists between the Village of Brockport and the College at Brockport. I will comment on each of these, below.

1. **Bridging the canal.** I distinctly remember—when we were all younger—some of my faculty colleagues at the College who lived on the north side of the canal near the guard gate, climbing up the gate, walking across the top, and down the other side, taking a very dangerous short cut to their faculty offices and classrooms. Today, the guard gate remains an attractive pedestrian nuisance for crossing the canal. How welcome, safe, and accessible the proposed bridge would be for anyone wanting to cross the canal to and from residential areas, the College, and the Empire State Trail!
2. **Brockport Community Rowing Club.** Commissary Park, adjacent to the guard gate, is a large, pleasant green space at the College at Brockport that backs up to an expansive parking lot. The College has granted the Village permission to erect a floating dock there (completed in August 2019) to support rowing. The College has also agreed to a land transfer to the Village for the footprint of the club's boathouse. The dock and future boathouse look out on a 2000 meter straight westward stretch of the Erie Canal, perfect for hosting regattas and their viewing from the proposed bridge.
3. **The path to the Smith Street Bridge.** Completing the loop entails a path from the proposed bridge along the south side of the canal all the way to the Smith Street bridge over the canal. That path will be completed by the College to the Smith Street bridge.

4. **The Smith Street Bridge pedestrian and bicycle access to Corbett Park.** The Smith Street bridge, connecting Clinton Street on the south side of the Erie Canal with Smith Street on the north side of the canal was constructed in 1910 as a Pony Truss single lane high bridge located on the west side of the Village of Brockport. By 2008 the bridge was badly in need of rehabilitation; the NYSDOT agreed to repair it contingent upon the Village taking ownership of the bridge which we did in 2011. The bridge and its abutments have all been rebuilt and are in excellent shape; a reserve fund to which we annually contribute should keep the bridge in use for another 100 years. However, the concrete retaining wall supporting the approach to the bridge on Clinton Street is in serious disrepair. A sidewalk on the west side of the bridge from Clinton Street is only accessible via stairs; a sidewalk on the east side crosses the bridge from Smith to Clinton Street, then ends in the road. As a result, pedestrian access across the canal is confusing, dangerous, and not handicap accessible. We will continue to pursue grant funds for these Smith Street Bridge improvements.

5. **Corbett Park enhancements and the National Fitness Campaign fitness court**
 We submitted a 2019 CFA application for improvements to Corbett Park which include: 1) Restoring the walking trail in the park, making it ADA compliant; 2) Repaving the parking lots and tennis courts; 3) purchasing and installing ADA compliant picnic tables 4) Installing world class fitness equipment (see next paragraph)

We have been pre-approved for a \$30,000 grant by the National Fitness Campaign and have completed their formal grant application to install their National Fitness Court. We will need to raise \$95-\$100,000 to complete the purchase and installation with the goal of a 2021 installation. This national program would train ambassadors from The College at Brockport to provide fitness instruction onsite; they find our Corbett Park location ideal, given the proximity (and connectivity) to the College and the Empire State Trail.

In sum, the proposed guard gate bridge, the anchor for the Brockport Loop, will be a terrific stimulus to pedestrian access to the Empire State Trail and Corbett Park. It will contribute to the further development of Brockport Community Rowing, and to the enduring connection between the College and the Village. Without question, the bridge and completion of the Loop will stimulate economic development and tourism, drawing people from the greater Brockport area along with more visitors to our section of the Erie Canal.

Thank you for your consideration of this project.

CONSENSUS ITEMS:

- **APPROVAL OF MINUTES:**

→ Trustee Kristansen moved, Trustee LaPierre seconded, Trustee Halquist abstained due to absence, carried 4/0/1 that the minutes of the 12/16/19 meeting be approved as written.

- **APPROVAL OF BILLS TO BE PAID:** none – will be processed & included next meeting

CLERK REPORT: Clerk – Leslie Ann Morelli

- 2020 April/May-December events – submit information forms via website by 4/1-

TO: Brockport Community Groups / Service Organizations
FROM: Leslie Ann Morelli, Village Clerk & Erica L. Linden, Deputy Clerk-Treasurer
RE: 2020 Events
DATE: January 2, 2020

Happy New Year!

It's time to gather information for the Village's April/May through December events schedule. It will be posted on the Village website, included in the semi-annual Village newsletter and made available at Brockport Village Hall, Welcome Center at Harvester Park, Sweden Town Hall, Sweden/Clarkson Community Center, Clarkson Town Hall, Seymour Library, etc. It will also be provided to local media for any free publicity they may be willing to provide.

Will your group / service organization be organizing events that will be open to the public and held in Brockport in 2020?

If so, right from the Village website you can fill out one electronic form per event by April 1st at:

<http://brockportny.org/departments-services/forms-and-applications>

If it's easier to get us a list that you make up of your events, just email that to us at:
Imorelli@brockportny.org & elinden@brockportny.org
Then shortly before the event, feel free to get us a flier to post.

Some events in the Village may need the approval of the Village Board as well as the cooperation of the Police Department, Public Works, or Code Enforcement. This is particularly true if it involves a street closure request or the use of Village property. Street closure requests can be submitted from the Village website – under forms and applications. Once received, they are referred to those Department Heads and the Brockport Fire District for feedback and scheduled on a Village Board meeting agenda for consideration.

If Main Street (NYS Route 19) closure is requested, please remember that you need to apply to NYS DOT for a special permit.

o Monroe County Real Property Service – partial tax refund due re 33 Cailyn Way re exemption – Clerk Morelli reviewed the material in the packet from the Town of Sweden Assessor's Office to Monroe County Real Property Service – the application of Todd E. Pratt and Jennifer Hamilton of 33 Cailyn Way for refund of real property taxes indicating that due to a clerical error the combat veterans exemption was omitted from the final 2019 assessment roll for the property. The amount of the combat veterans exemption is 25,000 for Village tax purposes. They recommend approval of the application and the issuance of a refund using 179,200 as the correct taxable value. Taxes were paid on the basis of a taxable value of 204,200 on June 13, 2019. Refund due is \$287.46.

→ Trustee Crane moved, Trustee LaPierre seconded, carried 5/0 to approve the application of Todd E. Pratt and Jennifer Hamilton of 33 Cailyn Way for refund of real property taxes in the amount of \$287.46 under RPTL 550 (2) (c).

PERSONNEL ITEMS:

- E.L.K. Museum Board – accept resignation of Pat O'Brien –

→ Mayor Blackman moved, Trustee Kristansen seconded, carried 5/0 to accept with regret the resignation of Patricia O'Brien from the Emily L. Knapp Museum Board and thanks for her service in this capacity the last several years.

- Code Review Committee – accept resignation of Kent Blair – plans to relocate out of the Village.

→ Trustee Kristansen moved, Trustee Crane seconded, carried 5/0 to accept with regret the resignation of Kent Blair from the Code Review Committee and thanks for his service in this capacity since April of 2018.

- Seymour Library Board –
 - o Accept resignation of David Newman –

→ Trustee Kristansen moved, Trustee Halquist seconded, carried 5/0 to accept with regret the resignation of David Newman from the Seymour Library Board and thanks for his service in this capacity since December 2016.

- o Appoint Mary Rich to complete the term to 12/31/21 –

→ Mayor Blackman moved, Trustee Kristansen seconded, carried 5/0 to appoint Mary Rich as a Village representative on the Seymour Library Board to complete a term to December 31, 2021.

- Boards/Committees/Volunteer Opportunities –

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

Volunteer vacancies – must be a Village resident:

- Zoning Board of Appeals – meets 1st Thursday 6pm at Village Court (only upon application)
Note: a minimum of 4 hours of training is required each fiscal year (6/1-5/31)
1 vacancy - term to 6/30/23
- Tree Board – meets 3rd Tuesday 7pm (September – May) at Village Hall
1 vacancy - term to 6/30/21
1 vacancy - term to 6/30/23

- Emily L. Knapp Museum Board – meets 4th Wednesday at 6:30pm at Village Hall
1 vacancy - term to 6/30/21
- Welcome Center Advisory Board – meets 2nd Wednesday at 4pm (January – October) at Village Hall
1 vacancy - term to 6/30/21
1 vacancy - term to 6/30/22
- Parks Committee – meets 2nd Wednesday at 7pm (April – October) at Village Hall
1 vacancy - term to 6/30/23
- Ethics Board - meets TBD at Village Hall (only as needed)
1 vacancy - term to 6/30/21

Volunteer vacancies – do not have to be a Village resident:

- Welcome Center Greeter (mid-May – mid-October)
- Emily L. Knapp Museum Volunteer

All Boards/Committees/Task Forces:

- if meeting schedule falls on a holiday, there is no meeting
- must be able to use email & internet

Submit a position interest form via the Village website: www.brockportny.org

Application Deadline: until filled

Dated: 1/07/20

For posting on Village website and Village Hall bulletin board.

- Code Review Committee and Housing Task Force – Several vacancies on each but not listed above as they are on hiatus and BI/CEO Fabry recommends the remaining members be thanked and CRC and HTF be dissolved. The Village Board indicated they likely concur and asked Clerk Morelli to place this on the March Village Board meeting agenda in which BI/CEO Fabry would be in attendance.

OLD or NEW BUSINESS:

- NYCOM Winter Legislative Meeting in Albany 2/9 to 2/11 – authorize Mayor & Trustee Crane to attend –
- Trustee Halquist moved, Trustee LaPierre seconded, carried 5/0 to authorize Mayor Blackman and Trustee Crane to attend the NYCOM Winter Legislative Meeting in Albany 2/9/20 to 2/11/20.
- Amend Fee Schedule to include incentive zoning application fee – Mayor Blackman shared the recommendation of BI/CEO Fabry – having taken notes from her phone call to him this morning:
 - Application fee should be stiff enough to stop someone from doing something stupid—e.g. a Vape shop or 2000sq foot dynamite plant in a residential neighborhood. Fee should sting enough for applicants to be serious with well thought out plans
 - Application fee is nontaxpayer, non-resident money, a good thing
 - Keep in mind that the process is time-consuming, involving CEO and Village board: 3-5 meetings, public hearing.
 - Incentive zoning gives the VB control over the aesthetics of the development which otherwise we wouldn't have
 - Re Brighton: they have consciously turned incentive zoning into a revenue stream
 - Chad agrees that flat fee plus square footage fee is the best route. With the square footage fee, the applicant provides better detail up front with complete plans
 - Chad's recommendation: \$1,000 flat fee plus 20 cents per square foot
 - Reminder: This does not cover the "incentive" negotiated between the parties nor any engineering and legal fees.

Discussion ensued.

→ Trustee Kristansen moved, Trustee LaPierre seconded, carried 5/0 to amend the fee schedule to include an incentive zoning application fee of \$1,000 and that for those projects involving new construction, an additional \$.20 per square foot of floor space shall apply with a \$500 minimum.

**VILLAGE OF BROCKPORT
FEE SCHEDULE
Amended by Village Board 01/06/20**

To be noted on invoices: All bills and charges are payable net cash within thirty (30) days. A delinquent charge of 10% will be added for non-payment by the due date. Failure to pay may result in the re-levy of said charges plus delinquent charges on your next Village tax bill.

VILLAGE BOARD FEES	
Rezoning application	\$500.00
Blasting permit	\$200.00
Incentive Zoning Application Fee	\$1,000.00 + \$.20 per sf of floor space for projects involving new construction shall apply with a \$500 minimum
ZONING BOARD OF APPEALS FEES	
Area Variance	\$200.00
Use Variance	\$300.00
Interpretation	\$150.00
Home Occupations	\$150.00
Travel trailer	\$30.00
Other (special permit or authorization required by code)	\$175.00
Zoning Map (color)	\$5.00
Zoning Compliance Letter	\$30.00
PLANNING BOARD FEES	
Driveway Expansion	\$100.00 + all cost incurred by DPW
Commercial / Industrial Change of use	\$250.00
Residential Change of use	\$250.00
Site plan (new construction) (less than 5 acres) includes stormwater pollution prevention plan review	\$300.00
Site plan (new construction) (greater than 5 acres) includes stormwater pollution prevention plan review	\$600.00
Site plan (other) includes stormwater pollution prevention plan review	\$250.00
Residential subdivisions (less than 5 acres) includes stormwater pollution prevention plan review	\$200.00 plus \$50 per affected lot
Residential subdivisions (greater than 5 acres) includes stormwater pollution prevention plan review	\$600.00 plus \$50 per affected lot
Re-subdivision	\$200.00 plus \$50 per affected lot
Residential Fences (front yard)	\$50.00
Commercial / Industrial Fences (includes dumpster enclosures)	\$100.00
Residential / Commercial / Industrial parking lots includes stormwater pollution prevention plan review	\$200.00
Changes to or alteration of previous approved plans	\$100.00
Extension of previous approvals	\$50.00
Special Meeting at request of applicant	**\$50.00 in addition to application base fee
Public Hearing	**\$100.00 in addition to application base fee
**Plus all incurred costs (ie: publication, legal, postage, etc.)	

<u>MISCELLANEOUS</u>	
Tax Search	\$30.00
Copies (per page)	\$0.25
Returned Check Charge	\$20.00
Peddling & Soliciting Permit	
1 to 7 days	\$100.00
6 months or less	\$250.00
1 year	\$500.00
<p>Note: A food truck vendor who intends to operate in the Village of Brockport <u>and</u> the Town of Sweden may pay ½ the regular vending fee upon submission of a vending permit from the Town of Sweden.</p>	
Parade / Procession Permit	No Charge
Fireworks Permit	No Charge
Dumpster Permit	\$30.00
Appliance with Freon	\$25.00
Weekly Commercial Waste Hauler Permit (annually)	\$1,500.00
Other Commercial Waste Hauler Permit (annually)	\$500.00

<u>DEPARTMENT OF PUBLIC WORKS</u>	
Garbage and Trash Pick-Up	Actual cost (1 hour minimum) plus \$50 admin fee
Garbage Can (left at curb) Pick-Up - per can	\$25.00
Lawn Mowing	Actual cost (1 hour minimum) plus \$50 admin fee
Curb Cut / Asphalt Apron Installation	Actual cost plus 10% admin fee

<u>CANAL FRONT AMMENITIES</u>	
Boats	\$15.00

<u>POLICE DEPARTMENT FEES</u>	
Copy of Police Report	No charge
Fingerprinting (Non-Village resident/merchant)	\$25.00
Pay at Village Hall for fingerprinting then go to Police Department.	
Parking	
o Illegally Parked	\$30.00
o Winter Parking Ordinance	\$40.00
o Fire Lane / Hydrant	\$50.00
o Handicapped Parking **	\$60.00
Fines double if unpaid after 10 days.	
Fines quadruple if unpaid after 30 days.	
<i>**Applicable NYS surcharges may be applied by the adjudicating agency.</i>	

<u>BUILDING INSPECTION / CODE ENFORCEMENT FEES:</u>	
Driveway Expansion Permit	\$100.00 + all cost incurred by DPW

<u>RESIDENTIAL NEW HOME CONSTRUCTION:</u>	
\$250 or \$0.20 per square foot, whichever is greater	
Parks Fee per dwelling unit- <i>Included in the new construction permit fee.</i>	\$350.00
Building permit renewal after expiration:	75% of original permit fee

RESIDENTIAL PERMITS	
Additions & Alterations Permit	\$100.00 or \$0.20/sq. ft. - whichever is greater
Residential Solar Electric System	\$85.00
Building permit renewal after expiration:	75% of original permit fee

COMMERCIAL NEW BUILDING CONSTRUCTION	
Flat fee + per square foot charge	\$250 + \$0.20 per sq/ft

COMMERCIAL CONSTRUCTION	
Additions & Alterations Permit	\$250.00 or \$0.20/sq. ft. - whichever is greater
Commercial Solar Electric System	\$500.00 + \$0.50 per kW
Installer to document assurance against abandonment with bond, letter of credit, or annual licensing fee	
Building permit renewal after expiration:	75% of original permit fee

SIGNS	
Commercial Sign Permit	\$10.00 sq/ft
Residential Sign Permit (for approved customary home occupations)	\$30.00 per sign

RESIDENTIAL ACCESSORY STRUCTURES – Includes Certificate of Compliance inspection:	
Decks	\$65.00
Above ground pools	\$65.00
In ground pools	\$65.00
Sheds (144+sf)	\$65.00
Gas appliances i.e. Gas or Solid Fuel Fireplace	\$65.00
Temporary Construction Trailer	\$65.00
Standby Generator	\$65.00
Roof Permit: HO Installed - No Fee, Contractor Installed	\$65.00
Residential Solar Electric System	\$100.00
Building permit renewal after expiration:	75% of original permit fee

DEMOLITION (No fee for sheds/decks)	
Demolition permit – Residential structures	\$250.00
Demolition permit - Commercial structures	\$500.00
Demolition permit – Industrial structures	\$1,000.00

RENTAL PROPERTY CERTIFICATE OF OCCUPANCY / OPERATIONAL APPLICATION FEES	
Residential rental registration	\$125.00 per building per year
Single family rental Code 210	\$150.00
Single family rental Code 220	\$250.00
Single family rental Code 230	\$350.00
Apartment Buildings/Townhouses Code 411	\$350.00 or \$25.00/unit whichever is greater
Inn / rooming house Code 418	\$350.00

Smoke detector/carbon monoxide detector must be installed in appropriate locations and in working order prior to inspection, if not a \$50 re-inspection fee will apply.

Property owners will be charged \$50 for each inspection following the 1st non-compliant re-inspection

OPERATIONAL FIRE-SAFETY PERMITS & INSPECTION APPLICATION FEE

Educational - (Annually)	\$100.00
Assembly (50 or more occupants) - (Annually)	\$100.00
Manufacturing (Annually)	\$100.00
Fairs/festivals (Annually)	\$200.00
Repair/service garages (3-year intervals)	\$100.00
Mercantile (3-year intervals)	\$100.00
Business (49 or fewer occupants)- (3-year intervals)	\$100.00
Chickens (3-year intervals)	\$15.00

Smoke detector/carbon monoxide detector must be installed in appropriate locations and in working order prior to inspection, if not a \$50 re-inspection fee will apply.

Property owners will be charged \$50 for each inspection following the 1st non-compliant re-inspection

PLUMBING & SEWER FEES

Plumbing License	\$25.00
Plumbing Permit	\$40.00 plus \$10.00 per fixture
Sewer Tap Inspection (Monroe County Pure Waters)	\$250.00 Plus:
If Village installed	Actual cost plus 10% admin fee
If contractor installed	\$125.00
Sewer Rental Fee:	
o In District Sewer Users	\$1.16/1,000 gallons water used
o Out of District Sewer Users	\$1.66/1,000 gallons water used

SERVICE CONNECTIONS

Fees charged upon application for water service tap (including meter) to the Commissioners as follows:

SIZE OF SERVICE	
¼" and 1" with 5/8" or ¾" meter and under	\$1,000.00
¾" and 1" with 1" meter	\$1,860.00
1 ½" meter and above	Actual cost plus 10% admin fee

The Commissioners will install the service pipe and appurtenances on public streets from the water main to and including the curb box and shutoff. Easements acceptable to the Commissioners must be furnished to them for service installation if private property is involved. Water meters will be furnished and connected by the Commissioners and will remain the property of the Commissioners. (Section IV and Section V)

Where a tap already exists, or is being installed under a Main Extension

SIZE OF SERVICE	
¾" and under	\$250.00
1"	\$300.00
1 ½" meter and above	Actual cost plus 10% admin fee

If the Water Department requires additional parts in order to effect the installation those fees will be passed on to the property owner.

*** Frozen meter fee \$100 plus equipment and labor***

Water Rate Schedule – Effective June 1, 2019 Billing	
As Adopted April 15, 2019	
Rates for the sale of water to all customers of the Board of Water Commissioners.	
QUARTERLY METERED SERVICE WITHIN THE VILLAGE OF BROCKPORT:	
All Water Usage	\$5.05 per M gallons
Minimum Billing	\$20.00 per quarter
QUARTERLY METERED SERVICE OUTSIDE THE VILLAGE OF BROCKPORT:	
All Water Usage	\$6.50 per M gallons
Minimum Billing	\$25.00 per quarter
MONTHLY METERED SERVICE WITHIN THE VILLAGE OF BROCKPORT:	
All Water Usage	\$5.05 per M gallons
Minimum Billing	\$20.00 per month
MONTHLY METERED SERVICE OUTSIDE THE VILLAGE OF BROCKPORT:	
All Water Usage	\$6.50 per M gallons
Minimum Billing	\$25.00 per month
UN-METERED WATER	
Rate for un-metered water sales	\$6.50 per 1,000 gallons.

TERMS AND PAYMENTS:

All bills and charges of the Water Commissioners are payable net cash within thirty (30) days. A delinquent charge of 10% will be added to the bill for non-payment by due date.

SERVICE DISCONTINUANCE:

Any water service account which carries an unpaid balance for two billing quarters, or more is subject to discontinuance of service, and a fee of \$100.00 will be collected prior to restoration of the service.

Suspend Service / Restore Service Fee **\$100.00**

Any use or attachment to an unprotected, unmetered fire hydrant for other than fire-fighting purposes is subject to an Unauthorized Hydrant Use Fee of \$500.00.

- o Resolution re agreement with NYS DEC for access, etc. re East Canal Rd solid waste site –
→ Trustee Kristansen moved, Trustee Crane seconded, carried 5/0 to adopt the following resolution:

**AGREEMENT FOR ACCESS AND PRELIMINARY INVESTIGATION ACTIVITIES
(INCLUDING DRILLING GROUND WATER WELLS, SAMPLING GROUND WATER
AND OTHER ENVIRONMENTAL MEDIA)**

Agreement made this 6th day of January, 2020 by and between the New York State Department of Environmental Conservation (“Department”) with its principal office located at 625 Broadway, Albany, NY 12233-1500 and the Village of Brockport with offices at 127 Main Street, Brockport, NY 14420 (‘Owner’).

WHEREAS the New York State Legislature enacted Title 12 of Article 27 of the Environmental Conservation Law (“ECL”) which relates to the mitigation and remediation of certain solid waste sites and drinking water contamination and gives the Department jurisdiction to conduct preliminary investigations in accordance therewith;

WHEREAS Owner owns land consisting of 45.6 acres, more or less, located on East Canal Road in the Town of Sweden, Monroe County, New York also known as tax parcel Nos: 069.04-1-2.12, 069.04-1-

2.13, 069.04-1-3, 069.04-1-5.2, and 069.04-1-5.3 (called the "Site" or the "real property" for purposes of this Agreement): and

WHEREAS the Site is a "solid waste site", as defined under ECL §27-1201(6); and

WHEREAS the Owner and the Department have agreed to enter into an access agreement so that the Department may undertake a preliminary investigation, as set forth in ECL §27-1203(4);

NOW THEREFORE, Owner and the Department HEREBY AGREE as follows:

1. Owner(s) represents, agrees and warrants that it (they):
 - a. owns the real property located East Canal Road in the Town of Sweden, Monroe County, New York also known as tax parcel Nos: 069.04-1-2.12, 069.04-1-2.13, 069.04-1-3, 069.04-1-5.2, and 069.04-1-5.3 and,
 - b. has full right and authority to grant access to the real property and that no other party shall be affected by or have any authority to interfere with the grant of access set forth in this agreement.
2. Owner(s) hereby grants to the State of New York, to the Department, and to their respective employees, agents, and contractors reasonable access to the Site for the purpose of conducting a preliminary investigation, to the extent that monies are available; such access includes, but is not limited to, the following rights:
 - a. to operate a work area or work areas at the Site;
 - b. to take photographs;
 - c. to confirm GPS coordinates;
 - d. to document site conditions;
 - e. to collect groundwater samples from existing groundwater monitoring wells, if any;
 - f. to install groundwater monitoring wells if none exist;
 - g. to collect soil samples;
 - h. to collect surface water samples; and
 - i. to perform any and all activities necessary to carry out the above-described purpose, together with the rights at all times during the duration of this agreement of ingress, egress, and regress by the State of New York and the Department, and to their respective employees, agents, and contract or for the purposes connected with the work.
3. The Department covenants that all work to be performed hereunder will be done at no cost or expense to the owner.
4. This Agreement shall commence on the date of execution by the Commissioner of the Department or the Commissioner's designee and shall continue for eight years or until the Department gives written Notice to the Owner that preliminary investigation has been completed at the Site, whichever occurs sooner.
5. Owner shall fully cooperate with, shall refrain from any activities that interfere with, and shall not cause interference with, the work of New York State, the Department, and their respective employees, agents, and contractors on or near the Site that may be undertaken for the purpose of conducting a preliminary investigation.
6. Owner for itself and for its heirs, administrators, executors, successors and assigns, hereby waive any and all claim it or any of its heirs, administrators, executors, successors, or assigns may have now or in the future to seek or receive reimbursement from the Department, from the State of New York, and from any individual (including but not limited to any officer, employee, servant, or contractor of any of them) for any and all material that may be removed from the Site in connection with the preliminary investigation.
7. The Owner or the Department may file or record this Agreement in the Monroe County Clerk's Office, Rochester, New York.
8. The rights, privileges, duties, and obligations of the parties to this agreement shall bind and inure to the benefit of the heirs, administrators, executors, successors and assigns of the parties, respectively.
 - o Grants:
 - o STOP DWI – authorize Mayor to enter into inter-municipal agreement with Monroe County -

→ Trustee Kristansen moved, Trustee LaPierre seconded, carried 5/0 to adopt the following resolution:

- The Mayor is authorized to enter the Village of Brockport into inter-municipal agreements with the County of Monroe for receipt and use of New York State funding for the 2020 STOP DWI Program in the amount of \$16,114.92, and for the 2019-20 STOP DWI Foundation Crackdown Grant Program in the amount \$4,625.000.
- The term of the 2020 STOP DWI Program agreement shall be from January 1, 2020 through December 31, 2020.
- The term of the 2019-20 STOP DWI Foundation Crackdown Grant Program agreement shall be from October 1, 2019 through September 30, 2020.
- The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.
- This Resolution shall take place immediately.

BY ORDER OF THE Village Board of the Village of Brockport

- o CFA EPF grant application for Welcome Center – approved -

On December 19th Governor Cuomo announced the economic and community development funds awarded through the regional economic councils across New York State using the consolidated funding application for 2019. Through this competition, the Village of Brockport was granted \$140,000 to make enhancements to their canalside Welcome Center. The village will construct a permanent electrically-equipped pavilion for performances and gatherings at the canal front of the Welcome Center and install a BoardSafe adaptive dock and launch to enable those in wheelchairs to independently launch a kayak. The Welcome Center will also install new lighting, signage, and pollinator-friendly garden beds to enhance the visitor experience. This project is projected to take two years and will begin the spring of 2020.

- o CFA EPF grant application for Corbett Park – denied –

There is a conference call scheduled for January 9 to learn why it was turned down and how we can improve a future application. There were many applications submitted and only so much funding available, so not all eligible projects could be funded. This does not preclude the Village from applying in future CFA funding rounds or from other agencies or programs.

VILLAGE BOARD REPORTS:

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

LBHW—Committee met on December 19th. We are planning a one-day festival on Saturday May 30 when it is warmer than the early part of May when the festival has traditionally been held, keeping the canal opening and welcome to the summer season theme. We hope to have more waterfront family friendly activities, and some activities on the water. We will continue with an Erie Canal themed slide talk at the Morgan Manning and have lined up two presenters from Camillus who will talk about the canalfront improvements in their municipality.

MUNICIPAL SOLAR—After a seemingly endless series of statements in the Village Newsletter about the progress or lack thereof with our municipal solar, I'm overjoyed to announce that our solar, built by GreenSpark Solar, went in to operation on December 31, 2019. The village, Seymour Library, and Fire district buildings will all see electric bill savings.

- o Trustee/Deputy Mayor John D. LaPierre
 - Trustee LaPierre shared the following:
 - E.L.K. Museum – need for HVAC – shared that DPW Spt. Donahue secured an estimate of \$1,749 for some required insulation work and that Treasurer Hendricks indicated it come from contingency and then from Shafer Trust.
- o Trustee Annette M. Crane
 - Trustee Crane had no report.
- o Trustee Shawn Halquist
 - E.L.K. Museum – looking forward to HVAC – meeting 1/8/20 instead of 1/22/20 and DPW Spt. Donahue will be in attendance.
- o Trustee Katherine J. Kristansen

- Trustee Kristansen had no report.

EXECUTIVE SESSION: none

ADJOURNMENT:

→ At 7:38pm, Trustee Crane moved, Trustee Kristansen seconded, carried 5/0 that the meeting be adjourned.

Leslie Ann Morelli, Village Clerk