

MINUTES of a Regular Meeting of the Village Board of Trustees held Tuesday evening, February 10, 2004 at 7:00 PM in the Maxwell Building, 127 Main Street, Penn Yan, New York.

PRESENT: Mayor D. Marchionda; Deputy Mayor W. Allison, Trustees M. Christensen, L. Sackett, and G. Smith; Street Supt. Jensen; Director of Public Works Balsley; Asst. Director of Public Works R. Osgood; Village Attorney E. Brockman (joined the meeting at 7:12 PM); Police Chief S. Hill; Village Treasurer D. Rogers; and Fire Chief Pallar

ABSENT: Trustees N. Koek and R. Schwingle; Recreation Director Doyle; CEO Lyon and Cemetery Superintendent Trenchard

Public Attendees: Mr. Armstrong and Anne Gunn

News Media present: Gina Muscato, Finger Lakes Times; Connie Murphy, Chronicle Express; Gwen Chamberlain, Dundee Observer and Robert Hoban, WYLF

The Mayor called the meeting to order at 7:00 PM and led the Pledge Allegiance to the Flag.

CALL FOR EXECUTIVE SESSION:

MOTION by Trustee Smith, seconded by Trustee Allison to hold an *executive session* at the end of the regular meeting on a personnel matter. Unanimously Carried.

MINUTES:

MOTION by Trustee Sackett, seconded by Trustee Allison to approve the minutes of the January 27, 2004 regular Village Board meeting as submitted. Unanimously Carried.

GUESTS, PUBLIC REQUESTS & COMMENTS:

No one spoke.....

MAYOR:

MOTION by Trustee Allison, seconded by Trustee Sackett to authorize the Mayor to sign two of the four Fire Contracts: (1) Town of Benton in the amount of \$10,655 and (2) the Branchport/Keuka Park Fire District in the amount of \$28,414. Unanimously Carried.

ATTORNEY:

Old Business:

In reference to an invoice, in the amount of \$1,500, received from Keuka Abstract Corporation for a Keuka Marsh project requested at least 2 years ago, and just now completed, will be further examined by Attorney Brockman and Trustee Allison.

Attorney Brockman informed the Board that the two local laws forwarded to the Y. C. Planning Board have not yet been acted upon.

CORRESPONDENCE:

Mayor Marchionda read a letter received from Mr. & Mrs. Stanley Comstock, 6 Crescent Drive, and neighbors re: a few suggestions and opinions for the Village's controlled growth. The Mayor appreciated the residents' concern and input. The Clerk was asked to forward a copy of the letter to Yates County for their perusal.

Referring to a letter received from Janice E. Dailey, 203 Keuka Street, the Mayor explained the need for businesses and residents to clear their sidewalks of snow and ice within 24 hours after a snow or ice event, and to keep them clear throughout the winter. Ms. Dailey reported several addresses that needed to be cleared, and the Clerk has written letters to the violators.

Received a quote from Hamm's Nursery for hanging baskets of ivy geraniums to be erected on the Village's light poles in the spring. The Mayor referred the letter to the Public Works Committee for their consideration. A few more quotes are expected to be received.

AUDIT:

MOTION by Trustee Smith, seconded by Trustee Christensen to pay the current bills as submitted:

Village:	Paid before audit: General	820.70	
	General Fund	35,207.44	
	Capital – CHIPS	218.50	
Municipal:	Paid before audit: Electric	218,034.46	
	Paid before audit: Water	319.74	
	Capital project – Sewer	32,708.50	
	Electric Fund	29,656.13	
	Water Fund	41,143.78	
	Sewer Fund	27,333.85	Unanimously Carried.

FINANCE & ADMINISTRATION: G. Smith, Chair

Old Business: Resolutions No. 06-2004 and 07-2004 were tabled again until an examination can be made to determine other “dollar amounts” that appear in the Code. It would be more prudent to change the law only once, and to change rates by resolutions adopted by the Board. Attorney Brockman is going to check the State laws to make sure this procedure would not be prohibited. The Clerk was asked to make a list of existing local laws that would be affected by periodic rate changes.

New Business:

MOTION by Trustee Smith, seconded by Trustee Sackett to approve Village Treasurer Rogers attending the NYCOM Winter Legislative Meeting from February 22nd to February 24, 2004 in Albany, NY at a cost of \$190.

Unanimously Carried.

MOTION by Trustee Smith, seconded by Trustee Allison to adopt Resolution No. 08-2004 BUDGET TRANSFERS as follows:

To:	A1325.45 Clerk Treasurer – Fees for Services	\$ 1,500.00
	A1450.41 Elections – Contractual	100.00
	A1620.41 Buildings – Supplies/Materials	500.00
	A1950.4 Property Tax	1,002.00
	A3120.4 Police – Equipment	1,000.00
	A3120.42 Police – Telephone	1,000.00
	A3120.44 Police – Contracted Services	<u>1,000.00</u>
	Total	\$ 6,102.00
From:	A1990.4 Contingent	\$ 6,102.00

Unanimously Carried.

Trustee Smith briefly reported that he, Village Treasurer Rogers, and others, met yesterday with Bob Fox and Mike Cecere from Eldredge, Fox & Porretti, the Village’s Certified Public Accounts, to discuss a draft of the 2002-2003 Audit Report. Final reports will be forthcoming.

PERSONNEL: N. Koek, Chair

No report at this time.

PARKS & RECREATION – R. Schwingle, Chair

The next meeting is scheduled for Wednesday, February 18, 2004 in the PY Middle School Cafeteria at 4:00 PM.

MOTION by Mayor Marchionda, seconded by Trustee Smith to approve Recreation Director Doyle attending the “Introduction to Grant Writing” seminar at Syracuse University on Friday, March 5th from 9:00 AM to 4:00 PM at a cost of \$159.00.

Unanimously Carried.

PLANNING & DEVELOPMENT: M. Christensen, Chair

The next meeting is scheduled for Monday, February 23rd at 7:00 PM in the Village Office.

No report at this time.

AD-HOC BUILDING COMMUNITY: D. Marchionda, Chair

Progress Update: the Frank J. Marianacci Construction Company is continuing to do some work at the Phase II site.

PUBLIC SAFETY: L. Sackett, Chair

The last meeting was held on Thursday, February 5, 2004 at 6:00PM in the Fire House.

Police Department: Discussed whether to purchase one or two police cars in the proposed 2004-2005 Budget

Fire Department: Discussed the possibility of traffic lights turning red until fire trucks are safely on their way to a fire call; informed the Board that a few of the fire trucks need *cosmetic* attention; and discussed the efficiency of the *smoke eaters*.

Code Enforcement Office: No report at this time.

PUBLIC WORKS:

The next meeting has been rescheduled for Monday, February 23rd at 1:00 PM in the Village Office, 2nd floor.

Streets:

MOTION by Trustee Allison, seconded by Trustee Sackett to authorize the Clerk to advertise the Village’s 2004 *Sidewalk Improvement Program*. The applications are now available in the Village Office, and are due back no later than March 31st.

Unanimously Carried.

The Mayor stated that he wished other villages and towns could see how well our DPW crew clear away the piles of snow after every storm. The visibility in parking lots and around corners is not hindered by snow accumulation. Thanks, again, to Street Superintendent R. Jensen, and his crew for such good work.

MUNICIPAL:

The last meeting was held on Friday, February 6, 2004 at 2:00 PM in the Maxwell Building; the next meeting is scheduled for Thursday, February 19th.

MOTION by Trustee Allison, seconded by Trustee Sackett to authorize the Municipal make a contribution in the amount of \$2,537.61 to help replenish the MEUA’s Legal Assessment Fund.

Unanimously Carried.

MOTION by Trustee Allison, seconded by Trustee Smith to authorize *Payment Application No. 6* to Macedon Landscaping in the amount of \$7,754.39 for their part in the East Elm and Cornwell Streets Water Main Improvement project.

Unanimously Carried.

MOTION by Trustee Allison, seconded by Trustee Sackett to approve WWTP Chief Operator Bengt Sward's request to attend a training conference at R.I.T. on February 11th at a cost of \$95.00 to update his credit hours. Unanimously Carried.

MOTION by Trustee Allison, seconded by Trustee Smith to authorize the Municipal to pay T-R-T Masonry \$34,790.67 for work performed up to date concerning the East Elm and Cornwell Streets Sanitary Sewer Improvement Project.

Unanimously Carried.

Trustee Allison informed the Board that a *press release* would be issued informing the public that the compact fluorescent light bulb give-a-way program will end February 29, 2004.

Director of Public Works Balsley announced that NYMPA completed negotiations with NYSEG resulting in reduced electric transmission rates for the Village, as well as other municipalities across the State.

Ed Bolger, Municipal Board Chair, has had an operation and is still in the hospital. We all extend our get well wishes to him for a speedy recovery.

OTHER BUSINESS:

The Mayor asked if there was anything else to be brought in front of the board at this time? No one spoke.

At 7:45 PM, MOTION by Trustee Allison, seconded by Trustee Sackett to adjourn into executive session following a brief break. Unanimously Carried.

(The Village Clerk was excused.)

(Break)

At 8:35 PM, MOTION by Trustee Smith, seconded by Trustee Allison to adjourn the executive session and return to the regular meeting. Unanimously Carried.

At 8:36 PM. MOTION by Trustee Allison, seconded by Trustee Sackett to adjourn the meeting. Unanimously Carried.

Linda K. Banach, Village Clerk

*The next Village Board meeting is scheduled for Tuesday, February 24th at 7:00 PM in the Maxwell Building.

