

MINUTES of a Regular Meeting of the Village Board of Trustees held Tuesday evening, February 16, 2016 at 6:00 PM, Village Hall, 111 Elm Street, Room 202, Penn Yan, NY 14527

PRESENT Mayor L. MacKerchar; Trustees W. Allison; C. Benedict; C. Christensen; D. Reeve; R. Stewart; Attorney Ed Brockman; Clerk/Treasurer G. Meeks; Director of Public Works B. Bodine; Assistant Director of Public Works B. Jensen; Police Chief M. Hulse; CEO B. Lyon;

ABSENT: Trustee B. Church; Fire Chief M. Clancy

News Media present: Gwen Chamberlain, Chronicle Express; David Specksgoor, Dundee Observer

PUBLIC: Sarah Vestal, Chris Wright, Bill Laffin

At 6:00 PM Mayor MacKerchar called the Village Board meeting to order.

6:00 PM PUBLIC HEARING – Local Law New York Tax Cap Waiver for 2016

At **6:00 PM MOTION** by Trustee Benedict, seconded by Trustee Allison to open the Public Hearing.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

Mayor MacKerchar asked if there were any comments or concern. No comments

Mayor MacKerchar asked if anyone had any comments or concerns. Trustee Reeve asked what the percent is. Clerk/Treasurer Gary Meeks mentioned it's .12% which equals \$3,300.00.

At 6:05PM **MOTION** by Trustee Christensen, seconded by Trustee Benedict to close the Public Hearing

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

Atty. Brockman explained since the local law was not distributed 10 days prior to the Village Board the Board will need to sign a waiver to that effect. Each Village Board member that was present signed the wavier.

Atty. Brockman asked if a second paper could be designated for notices relating to local laws and other notices. Mayor MacKerchar asked this to be discussed at the Organization Agenda in April.

MOTION by Trustee Allison, seconded by Trustee Christensen to authorize Resolution No 29-2016 adoption of Local Law – New York State tax Cap Waiver.

WHEREAS, the Board of Trustees previously dealt with SEQRA issues related to this proposed Local Law, by declaring itself Lead Agency and designating the Local Law as a Type II action; and

WHEREAS, a public hearing was held before the Board of Trustees on said proposed Local Law on February 16, 2016; and

WHEREAS, the Board of Trustees previously received a copy of the proposed Local Law.

NOW THEREFORE BE IT RESOLVED, THAT

1. The Board of Trustees of the Village of Penn Yan adopts the proposed Local Law .
2. The Village Clerk is directed to file such Local Law with the Secretary of State of the State of New York and provide for the requisite publication and posting of the Notice of Adoption of such local law together with such other acts that are customarily associated with the adoption and implementation of the Local Law, including the entry thereof in the minutes of the Meeting of the Board of Trustees.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

6:05PM PUBLIC HEARING – Senior Citizen Tax Assessment Age Exemption Eligibility

At 6:07PM **MOTION** by Trustee Benedict, seconded by Trustee Allison to open the Public Hearing.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

At 6:12PM **MOTION** by Trustee Allison, seconded by Trustee Benedict to close the Public Hearing.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Christensen, seconded by Trustee Benedict to authorize Resolution No 30-2016 Adoption of Proposed Local Law- Village of Penn Yan Senior Citizen Real Property Tax Assessment Exemption Eligibility Uniformity Law of 2016.

WHEREAS, a draft of the proposed Local Law was previously distributed to the Board of Trustees of the Village of Penn Yan; and

WHEREAS, an SEAF issues were previously addressed; and

WHEREAS, a public hearing has been held before the Board of Trustees of the Village of Penn Yan regarding the proposed Local Law.

NOW THEREFORE BE IT RESOLVED, THAT

1. The Board of Trustees of the Village of Penn Yan adopts the proposed Local Law.
2. The Village Clerk, through the Village Attorney, is directed to file such Local Law with the Secretary of State of the State of New York and provide for the requisite publication and posting of the Notice of Adoption of such Local Law together with such other acts that are customarily associated with the adoption and implementation of a Local Law.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
 Nays 0 Abstain 0 Absent Church

6:10PM Public Hearing –Annexation of Elmwood Ave. to Himrod Road

At 6:12PM **MOTION** by Trustee Reeve, seconded by Trustee Allison to open the Public Hearing.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
 Nays 0 Abstain 0 Absent Church

Mayor asked if anyone had any comments or concerns. Trustee Allison stated this road has been long time coming since the late 1990’s. Bill Laffin mentioned for years Milo residents have been trying to get the Milo Township to do something like composting and they suggested wait until the road into the sewage plant is open. Mr. Laffin stated Milo has mentioned they would work with the Village to do a joint composting with leaves, homeowners would be able to bring bags of leaves. Mr. Laffin questioned is this true have they been discussing this with the Village. Mayor MacKerchar explained yes they have talked and right now we will accept from the municipality only, not ready to accept individual composting Milo could do composting at one of their sites. Trustee Allison stated no one really realized how much material is needed and the village has an adequate amount of leaves for our composting. We gave them an address of who is taking leaves for Milo residents. Trustee Reeve believes this has been discussed and will probably not be opened for the public and not fair for the public to think this is something for them to use. Mr. Laffin will be going to the Milo town meeting at 7:00 tonight and will talk with them.

At 6:19PM **MOTION** by Trustee Benedict, seconded by Trustee Allison to close the Public Hearing.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
 Nays 0 Abstain 0 Absent Church

Atty. Brockman reminded everyone we have to wait after the March’s Public Hearing to open the road for traffic.

Atty. Brockman reviewed in full the Short Environmental Assessment Form (SEAF) (Part 1 and Part 2) for Elmwood Avenue Extension.

MOTION by Trustee Reeve, seconded by Trustee Benedict to authorize the Mayor to sign Part 1 and Part 2 of the Short Environmental Assessment Form (SEAF) for Elmwood Avenue Extension.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
 Nays 0 Abstain 0 Absent Church

Atty. Brockman explained since the local law was not distributed 10 days prior to the Village Board the Board will need to sign a waiver to that effect. Each Village Board member that was present signed the wavier.

MOTION by Trustee Allison, seconded by Trustee Reeve to authorize the Board to sign the waiver for Local Law D-2015.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
 Nays 0 Abstain 0 Absent Church

MOTION by Trustee Allison, seconded by Trustee Christensen to authorize Resolution No 25-2016 Adoption of Proposed Local Law Annexing Territory to the Village of Penn Yan for Elmwood Avenue Extension.

WHEREAS, a draft of the proposed Local Law was previously distributed to the Board of Trustees of the Village of Penn Yan; and

WHEREAS, an SEAF has been adopted; and

WHEREAS, a public hearing has been held before the Board of Trustees of the Village of Penn Yan regarding the proposed Local Law.

NOW THEREFORE BE IT RESOLVED, THAT

2. The Board of Trustees of the Village of Penn Yan adopts the proposed Local Law thereby annexing the subject territory.

2 The Village Clerk, through the Village Attorney, is directed to file such Local Law with the Secretary of State of the State of New York and provide for the requisite publication and posting of the Notice of Adoption of such Local Law together with such other acts that are customarily associated with the adoption and implementation of a Local Law.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Reeve, seconded by Trustee Benedict to authorize Resolution No 26-2016 Local Law to Establish Traffic Control and Requisite Signage for a Village Street to be known as Elmwood Avenue and hold a Public Hearing on March 15, 2016 at 6:00PM.

WHEREAS, the Village will create an extension of the Village street known as “Elmwood Avenue” from the previous terminus thereof to Himrod Road; and

WHEREAS, it is necessary to establish traffic control and signage for said Village Street; and

WHEREAS, a Local Law for that purpose has been prepared and circulated to the Board of Trustees; and

WHEREAS, certain signage not requiring a Local Law is also appropriate with respect to said Village Street.

WHEREAS, it appears that there will be no environmental impacts resulting from such action.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Board of Trustees declares itself “Lead Agency” for SEQRA purposes relating hereto. It is determined that no environmental impacts will result from this action and accordingly this is declared to be a Type II action. Therefore no environmental review will be undertaken.

2. A public hearing on the proposed Local Law is hereby scheduled for March 15, 2016 at 6:00 p.m. in the Village Offices and that due notice thereof be made by the Village Attorney with respect to the proposed Local Law to amend §190-44 of the Village Code by providing for a “Stop” intersection at the terminus of Elmwood Avenue with Himrod Road.

3. That the requisite signage for said street with respect to the name thereof and speed limit is authorized and directed hereby upon the formal creation of said street.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

CALL FOR EXECUTIVE SESSION:

MOTION by Trustee Allison, seconded by Trustee Christensen to authorize to have an Executive Session for legal counsel.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MINUTES:

MOTION by Trustee Allison, seconded by Trustee Stewart to approve the Village Board Minutes January 19, 2016.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

GUESTS, PUBLIC REQUEST & COMMENTS:

MOTION by Trustee Stewart, seconded by Trustee Allison to authorize The Keuka Restaurant to have outdoor seating, pending the approval of the tables, chairs and railing from the Historical Committee.

Discussion: Trustee Allison mentioned Public Safety approve his request pending the approval from the Historical Commission on the tables, chairs and railing which should be reviewed at March's meeting.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Allison, seconded by Trustee Christensen to authorize the Saturday morning Farm Market to sell local produce. They are asking to use the East side of Main Street between Jacob and Elm Streets from the middle of May to the middle of October, 2016 between 6:00am – 1:00pm. May need to use the south side of Jacob Street where it adjoins Main Street, to put up tents on sidewalk and a portion of the road. Will leave enough road for two way traffic.

Discussion: Trustee Allison we want to be sure they use Main Street area first before moving onto Jacob Street. Trustee Reeve question about the steel wheels/plugs. Chief Hulse mentioned this has been reviewed before not in code and Brent Bodine we can ask nicely but that's all we can do.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

Mayor MacKerchar explained March is Go Blue campaign for Colon Cancer Awareness Month they are asking area business to decorating their business in blue for the month and they have a Proclamation.

MOTION by Trustee Reeve, seconded by Trustee Christensen to authorize the Mayor to sign the Proclamation for Colorectal Cancer Awareness Month.

Whereas, the Village of Penn Yan joins to support observances that raise awareness of health issues that affect people across our state, nation, and world, such as the various types of cancer, including colorectal cancer; and

Whereas, colorectal cancer is a leading cause of cancer-related deaths among men and women in the United States; each year in New State, nearly 10,000 people develop colorectal cancer and close to 3,500 New Yorkers die from this disease; it is estimated that one in twenty people will develop colorectal cancer during their lifetime; and

Whereas, colorectal cancer occurs most often in the older people; approximately 60% of people newly-diagnosed with colon cancer are age 65 and older, and 90% of all colorectal cancers are diagnosed after age of 50; and

Whereas, about 75% of colorectal cancer occurs in people who have no known risk factors; while the cause of colorectal cancer are not well understood, scientists agree that the following factors increase a person's risk of developing this disease; age, family history and hereditary conditions, personal health history, obesity, physical inactivity, diet, and other lifestyle factors such as cigarette smoking and excessive alcohol use; and

Whereas, colorectal cancer often can be prevented through regular screenings that can detect small growths, called polyps, which can be removed before they develop into cancer, screening for colorectal cancer is a covered benefit through Medicaid as well as health plans participating in the New York State Health plans participating in the New York State of Health, and the New York State Cancer Services Program offers colorectal cancer screening to eligible uninsured individuals in every county and New York City borough; and

Whereas, in support of the statewide and national goals to screen at least 80% of age and risk-appropriate men and women for colorectal cancer, New Yorkers and people everywhere are called upon to raise their awareness of colorectal cancer and take preventive steps to safeguard their health and that of loved ones from this disease;

Now, Therefore, I Leigh MacKerchar, Mayor, do hereby proclaim March 2016 as COLORECTAL CANCER AWARENESS MONTH in the Village of Penn Yan.

Given under my hand and Seal of the Village of Penn Yan, in the County of Yates this 16th day of February in the year two thousand sixteen.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MAYOR:

Brent Bodine explained the next two Resolutions we had volunteer labor to do these projects and in order to take credit for the time people invested. We had to have a third party audit and the term of the contract expired and in order to be able to submit the cost, we need to extend the contract to December 31, 2015.

MOTION by Trustee Benedict, seconded by Trustee Allison to authorize Resolution No 27-2016 Contract Term Extension for Indian Pines Park Playground EPF-540420-F3.

WHEREAS, the Village of Penn Yan applied to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant under the Environmental Protection Fund for a park project to be located at Indian Pines Park and,

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) provided the Village of Penn Yan a contract sum for an amount not to exceed \$40,624 for financial assistance towards project number EPF-540420-F3 and,

WHEREAS, the term of the executed contract for project number EPF-540420-F3 has expired and,
WHEREAS, the Village of Penn Yan still wishes to include the charges associated with a third party audit done for project EPF-540420-F3.

NOW THEREFORE BE IT:

RESOLVED, that Leigh MacKerchar, as Mayor of the Village of Penn Yan, is hereby authorized and directed to sign the Modification Agreement Form extending the term of the contract for project EPF-540420-F3 to December 31st 2015.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Benedict, seconded by Trustee Christensen to authorize Resolution No 28-2016 Contract Term Extension for Playground and Outlet Trail Revitalization EPF-540523-F8.

WHEREAS, the Village of Penn Yan applied to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant under the Environmental Protection Fund for a park project to be located on the Outlet Trail at the Elm Street Complex and the Boat Launch and,

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) provided the Village of Penn Yan a contract sum for an amount not to exceed \$40,624 for financial assistance towards project number EPF-540523-F8 and,

WHEREAS, the term of the executed contract for project number EPF-540523-F8 has expired and,

WHEREAS, the Village of Penn Yan still wishes to include the charges associated with a third party audit done for project EPF-540523-F8.

NOW THEREFORE BE IT:

RESOLVED, that Leigh MacKerchar, as Mayor of the Village of Penn Yan, is hereby authorized and directed to sign the Modification Agreement Form extending the term of the contract for project EPF-540523-F8 to December 31st 2015.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

ATTORNEY:

Atty. Brockman reviewed in Full the Short Environmental Assessment Form (SEAF) (Part 1 & Part 2) Easements for municipal utility for Hicks Street

MOTION by Trustee Reeve, seconded by Trustee Stewart to approve and authorize the Mayor to sign the SEAF Part 1 & Part 2 for the Easements for municipal utility for Hicks Street

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Reeve, seconded by Trustee Christensen to authorize Resolution No 21-2016 Proposed Easement across Premises Owned by Knapp & Schlappi Lumber Company, for Utility Infrastructure.

WHEREAS, the Village of Penn Yan requires an easement for municipal utility infrastructure on Hicks Street in the vicinity of property owned by Knapp & Schlappi Lumber Company, Inc., for municipal electric and sanitary sewer lines in the Village of Penn Yan; and

WHEREAS, the Board of Trustees of the Village of Penn Yan intends to act as “Lead Agency” for this action for SEQRA purposes;

Now Therefore, Be It Resolved That:

1. The Board of Trustees designates itself as “Lead Agency” for SEQRA purposes of this action, declares this to be an “Unlisted Action” and therefore a Short Environmental Assessment Form (SEAF) will be prepared.
2. The Board of Trustees approves the acquisition of the easement through the Knapp & Schlappi Lumber Company, Inc., property for municipal utility infrastructure and the Mayor is authorized and directed to execute such easement agreement as well as any documents required with respect thereto in a format approved by the Director of Public Works and the Village Attorney.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

COMMUNITY REVITALIZATION:

None

MUNICIPAL:

MOTION by Trustee Allison, seconded by Trustee Benedict to authorize to purchase 3 group operated side brake switches from Inertia Engineering in the amount of \$11,791.95 plus shipping.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Allison, seconded by Trustee Benedict to declare a 750kva 3ph, 480 volt transformer as surplus and have it scrapped.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Allison, seconded by Trustee Christensen to authorize to forgive the sewer amount of \$53.23 to Mr. Miller at 176 Seneca Street.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Allison, seconded by Trustee Christensen to authorize David Cohick to attend NYRWA Water/Wastewater Training in Waterloo on March 10, 2016 for a cost of \$100.00, plus mileage

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Allison, seconded by Trustee Benedict to authorize Billy Wigsten to attend training and hotel accommodations at the Holiday Inn, Buffalo-Amherst for his water operator license the weeks on May 8 - 12th and May 15th -19th. He will be reimbursed for mileage.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Allison, seconded by Trustee Benedict to declare (4) typewriters as surplus, (3) typewriters work and (1) is broken. The broken one will be donated to the Penn Yan High School for a prop.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Allison, seconded by Trustee Christensen to approve Utility Payment Agreements in the amount of \$10,280.12

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

FINANCE & ADMINISTRATION:

MOTION: by Trustee Benedict, seconded by Trustee Christensen to pay current Village and Municipal bills as submitted.

AUDIT:

		Amount:
Paid Before Audit:		
General		54,578.44
Electric		213,778.86
Sewer		7,485.41
Water		7,223.10
Capital Projects		
Total Paid Before Audit		\$ 283,065.81
Current Audit:		
General	\$	46,026.72
Community Development - CRC		-
Electric		51,848.19
Sewer		57,422.94
Water		17,742.32
Capital Projects		-
Total Current Audit Items		\$ 173,040.17
TOTAL AUDIT		\$ 456,105.98

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
 Nays 0 Abstain 0 Absent Church

MOITION by Trustee Benedict, seconded by Trustee Christensen to authorize Resolution No 23-2016 Budget Transfer for \$29,750.00

TO:			Fund
Account Id	Description	Date	Totals
A -5110-2-220	Street Maintenance-Stone & Gravel	9,800	
A -5110-2-250	Street Maintenance-Cold Patch	500	
A -5110-2-260	Street Maintenance-Storm Sewer Maint.	16,450	
A -5110-4-413	Street Maintenance-Vehicle & Equipment Repairs	3,000	
		<u>29,750</u>	
			General 29,750
			Electric -
			Sewer -
			Water -
			<u>- 29,750</u>
FROM:			
Account Id	Description	Date	
A -5110-4-410	Street Maintenance-Contractual Services	19,750	
A -5110-4-412	Street Maintenance-Gas/Diesel/Oil/Lube	10,000	
		<u>29,750</u>	
			General 29,750
			Electric -
			Sewer -
			Water -
			<u>- 29,750</u>

Budget transfer within streets department to proceed with pipe project on Burns Terrace and to cover shortfall in the vehicle and equipment repairs account.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
 Nays 0 Abstain 0 Absent Church

MOTION by Trustee Benedict, seconded by Trustee Christensen authorize Resolution No 24-2016 Budget Amendment for \$5,000.00

Increase Revenue

A-3389-00 State Aid - Public Safety 5,000

Increase Reserve Funding

A-962 Fire Equipment Reserve 5,000

The fire department received unplanned grant funding for the purchase of equipment. The necessary

purchases were made, but are being covered by the original budget. The purpose of this budget amendment is to recognize this revenue and put these funds in the fire equipment reserve for future use in purchases .

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

PERSONNEL:

MOTION by Trustee Benedict, seconded by Trustee Reeve to approve updates to the Village handbook: Page 22 under performance problems, remove the line “unauthorized possession of firearms, weapons, or explosives on person or Village premises”. In the workplace violence appendix under prohibited behavior, change item #4 to “Possession, sale or use of any weapon or firearm while in a Village of Penn Yan owned or leased building or vehicle unless such possession or use is a requirement of the job”.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Benedict, Trustee Reeve to authorize the creation of the Electric Superintendent position, and begin the process of advertising and recruitment.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

PUBLIC SAFETY:

POLICE DEPARTMENT:

Monthly activity report for January

MOTION by Trustee Christensen, seconded by Trustee Benedict to authorize two people to attend the 2nd Annual Law Enforcement Training on “Winning Interdiction” on March 9, 2016 from 8:00 AM – 4:00PM in Geneva, NY. No cost.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

FIRE DEPARTMENT:

Chief’s Report for January

MOTION by Trustee Christensen, seconded by Trustee Allison to declare the following fire hose as surplus (see sheet).

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Christensen, seconded by Trustee Allison to authorize Chief Bill LaRock to continue his active service in the PY Fire Department. (He is moving just out of the Village’s Fire District in mid-February).

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Christensen, seconded by Trustee Benedict to authorize the Penn Yan Firemen’s to host a parade for Saturday July 30th at 6:00pm. Will be changing the parade route, will start at Lake Street down to Main Street and ending in the downtown area. They will not be having a carnival this year.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Christensen, seconded by Trustee Benedict to authorize the Penn Yan Fire Department LOSAP change from Universal Life to Term Life insurance.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

Trustee Allison commented on the average number of personnel who attend a fire call in January was 15.56. Before 2002 it used to be around 4 people per call. We have always had a great Fire Department to respond to calls. Since the LOSAP program was changed in 2002, we are now getting even more men responding to calls.

CODE ENFORCEMENT:

FYI –Bruce Lyon has completed his Year-end report that he will submit to NY State.

MOTION by Trustee Benedict, seconded by Trustee Benedict authorizes Bruce Lyon, CEO to attend the annual Finger Lakes Building Organization training in Henrietta, NY from March 14th -17th. No cost, only mileage reimbursement.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

PUBLIC WORKS:

PARKS & RECREATION:

MOTION by Trustee Stewart, seconded by Trustee Allison to authorize Resolution No 22-2016 Keuka Lake Association – Boat Stewardship Support.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Stewart, seconded by Trustee Christensen to authorize an increase the rental rate for Red Jacket Park by \$25.00 for Residents and \$50.00 for Non- Residents (new rates are \$125.00 for Residents and \$250.00 for Non-Residents).

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Stewart, seconded by Trustee Benedict to authorize a rate fee structure as follows:

- Boat Launch – small pavilion: \$25.00 Residents and \$50.00 Non-Resident
- Boat Launch – large pavilion and Lake Street Pavilion \$50.00 Residents and \$100.00 Non-Resident
- Indian Pines pavilion: \$125.00 Resident and \$250.00 Non-Resident

Discussion: Trustee Stewart mentioned these are new rates for the pavilions at the Village Parks. If someone wants to reserve these for a special day you won't have to get over there so far in advance to reserve the pavilion or you could take a chance and hope no one else has reserved it. Reserving it guarantees your date and time. We are looking at having a bulletin board of some kind with the name of renter along with times. Red Jacket pavilion renters will still have to reserve and pay for that.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Stewart, seconded by Trustee Christensen to authorize the Penn Yan School District to use the little league parking lot for a clothing drive on Saturday, February 27 from 10:00am – 2:00pm.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

MOTION by Trustee Stewart, seconded by Trustee Christensen to authorize the First Presbyterian Church to hold the annual Easter Sunrise Service on Sunday March 27, 2016 from 7:00am – 7:30am at Indian Pines Park.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

PLANNING & DEVELOPMENT:

Trustee Reeve explained the Mayor had previously asked the Planning & Development Committee to review the classification on short term rentals in R1 Zoning in the Village. Trustee Reeve thanked Brian Zerges in providing helpful information on this subject, had a lot of pros and cons. Trustee Reeve read this statement “Some town hope to benefit from a new tax and license fee revenue stream, which areas seek to curb the conversion of single-family homes and long-term rental housing stock into transient accommodation”. Trustee Reeve mentioned it came down to changing our local code to permit short term rentals in a residential area (R1 neighborhoods). The vote was 5-2 by the Committee, it was decided to protect the code as it is now.

PLANNING BOARD:

COMMENTS

Trustee Allison stated this is really the first storm of the season but things are running pretty good cleaning streets up and supplies as salt etc. are holding up

EXECUTIVE SESSION:

At 7:12 PM, **MOTION** by Trustee Benedict, seconded by Trustee Stewart to enter into Executive Session.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

ADJOURNMENT OF EXECUTIVE SESSION:

At 8:00 PM, **MOTION** by Trustee Christensen, seconded by Trustee Benedict to leave Executive Session and return to regular Village Meeting.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

ADJOURNMENT:

At 8:01 PM, **MOTION** by Trustee Christensen, seconded by Trustee Allison to adjourn the regular Village Board meeting.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Christensen, Reeve, Stewart
Nays 0 Abstain 0 Absent Church

Mary Ann Martin, Deputy Clerk

ANNOUNCEMENTS: