

MINUTES of a Regular Meeting of the Village Board of Trustees held Tuesday evening, February 21, 2017 at 6:00 PM, Village Hall, 111 Elm Street, Room 202, Penn Yan, NY 14527

PRESENT Mayor MacKerchar; Trustees W. Allison; C. Benedict; D. Condella; K. McLoud; D. Reeve;(via skype) 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; Municipal Board Chairman R. French; Commissioner D. Banach

ABSENT: Deputy Clerk/Treasurer H. Pealer; Fire Chief M. Clancy

News Media present: Gwen Chamberlain, Chronicle Express; Pat McIlvride, Dundee Observer

PUBLIC: Pete Townsend, Chris Wright, Karl Fleming, Kristin Burch, Robert Lawton

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

Mayor called for a moment of silence for Mike Linehan who passed away unexpected last week. Mike was a member of our (CRC) Community Revitalization Committee and CEO of Yates County Chamber of Commerce for years. Mike was a great asset to the community; it's a great loss to his family and to the community. He will be deeply missed.

6:00PM PUBLIC HEARING – Real Property Tax Levy

At 6:01 PM **MOTION** by Trustee Benedict, seconded by Trustee McLoud to open the Public Hearing.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

Mayor asked if anyone had any comments or concerns. No comments.

At 6:02 PM **MOTION** by Trustee Allison, seconded by Trustee Benedict to close the Public Hearing.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee Allison, seconded by Trustee Benedict to authorize Resolution No 16 - 2017 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 21, 2017; and

WHEREAS, the Board of Trustees previously received a copy of the proposed Local Law more than seven (7) days prior to the date of adoption hereof.

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.

Trustee Stewart asked what is the Tax Cap. Gary Meeks stated 1.15% \$32,000 allowable increase.

Mayor MacKerchar and Atty. Brockman asked for a roll call vote:

Trustee Reeve	Aye	Trustee Benedict	Aye	
Trustee Stewart	Aye	Trustee Condella	Aye	
Trustee McLoud	Aye	Mayor MacKerchar	Aye	
Trustee Allison	Aye			ADOPTED

CALL FOR EXECUTIVE SESSION:

No call for Executive Session tonight

MINUTES:

MOTION: by Trustee Allison, seconded by Trustee Condella to approve the Village Board Minutes from January 17th, 2017.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent

GUESTS, PUBLIC REQUEST & COMMENTS:

Pete Townsend is asking the Board for an appeal on his property at 210 Clinton Street. He presented his case to the Historic Committee twice already and the Historic Committee tabled it the first time on January 10, 2017 and on Tuesday February 14 the Historic Committee denied his request. Mr. Townsend provided the Historic Committee and Village Board estimates to repair the roof and other items for the house, he feels this is way beyond repair and will be unable to recoup any money he puts in it. Estimated cost is around \$160,000 -\$170,000. Trustee Reeve reminded Mr. Townsend and Board he does not need to repair it back to original state just to keep it from deteriorating any further. Mr. Townsend explained the roof is falling in, problems with the foundation and many other issues. Bruce Lyon has seen it several times and unfortunately it's past rehabilitation and has dry rot on the foundation portion. Mr. Townsend explained he would like to tear it down and would keep it as green space. Atty. Brockman and Bruce Lyon reviewed the Village Code no need for a written appeal letter as long as Mr. Townsend has documentation to look at tonight. Trustee Stewart is the liaison for Historic and felt the Committee should be here to defend their action. Chris Wright stated the Board has taken steps to see that this won't happen again in the future, we have a process now. Trustee Benedict discussed we are looking at finding financial mechanism to assist our property owners to meet their needs to rehabilitate their proprieties and maintain them. Bruce Lyon explained this is zoned AS R1 and if someone purchased the property they could build another house. Mr. Townsend wants to keep it vacant and plant grass. Trustee Stewart feels this should be tabled until next month, would like it place on the agenda and the Historic Committee could attend and get more facts and figures. After a lengthy discussion the Village Board made a motions.

MOTION by Trustee Stewart, seconded by Trustee Benedict to table this until next month to have the Historic Committee present with more facts and figures and placed on the agenda.

Mayor asked for a roll call vote

Trustee Condella	Nay	Trustee Stewart	Aye	
Trustee Benedict	Aye	Trustee Reeve	Aye	
Trustee Allison	Nay	Mayor MacKerchar	Nay	Declined
Trustee McLoud	Nay			

MOTION by Trustee Condella, seconded by Trustee Allison to approve Mr. Townsend to demolish his property at 210 Clinton Street.

Mayor called for a roll call vote

Trustee Condella	Aye	Trustee Stewart	Nay	
Trustee Benedict	Nay	Trustee Reeve	Nay	
Trustee Allison	Aye	Mayor MacKerchar	Aye	Adopted
Trustee McLoud	Aye			

Discussion: Atty. Brockman will draft up a letter in the next four to five days for Mr. Townsend explaining the Boards decision regarding his appeal to demolish the structure at 210 Clinton Street. Letter will be distributed to Mr. Townsend, Code Office and Village Clerk.

MAYOR:

MOTION: by Trustee Reeve, seconded by Trustee McLoud to authorize the Farm Market to sell local produce from the middle of May to the middle of October, 2017 between 6:00am – 1:00pm. They will be using the East side of Main Street between Jacob and Elm Street asking to use the south side of Jacob Street where it adjoins Main Street. Will briefly while loading or unloading, may need to use this section during peak season for any overflow. Would keep traffic lane open.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent

MOTION: by Trustee Allison, seconded by Trustee Condella to authorize the 2017 Operation Graduation Committee to hold the Community Color Walk/Run for April 30, 2017 from 8:30AM – Noon. Starts at the Academy –down Burns Terrace, over Elm to Little League Park, down Outlet Trail to Cherry Street and back to the Academy.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent

MOTION: by Trustee McLoud, seconded by Trustee Benedict to authorize the Keuka Arts Festival to hold their 10th Annual Keuka Arts Festival for June 10th and 11th, 2017 at the Boat Launch and Outlet Trail.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart

Nays 0 Abstain 0 Absent

ATTORNEY:

MOTION: by Trustee McLoud, seconded by Trustee Condella to authorize Resolution No 17-2017 Agreement with Finger Lakes Railroad for Installation of Overhead Electric Infrastructure on Railroad Property.

WHEREAS, the Village of Penn Yan is installing overhead electric infrastructure improvements adjacent to Hamilton Place on property owned by Finger Lakes Railroad; and

WHEREAS, a proposed agreement has been submitted to the Village Department of Public Works by Finger Lakes Railroad, the execution of which is required prior to the installation of the overhead electric infrastructure; and

WHEREAS, there will be no fee charged to the Village until 2026 and subsequent years when it may be charged by the Railroad an annual fee of \$600.00 may be charged by the railroad.

NOW THEREFORE BE IT RESOLVED, THAT

1. The Board of Trustees of the Village of Penn Yan authorizes and directs the Mayor to execute the agreement on behalf of the Village of Penn Yan upon the approval of such agreement as to form and content by the DPW Director and the Village Attorney.
2. The Board of Trustees of the Village of Penn Yan determines this to be a Type II action and accordingly no environmental review will be undertaken, it being found and determined that no environmental effects will result from the action.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee Reeve, seconded by Trustee McLoud to authorize Resolution No. 15-2017 Acceptance of Temporary Construction Access Easement Agreements off Seneca Street PIN 6754.87 Penn Yan-Bicycle – Pedestrian Connection for Outlet Trail Improvements.

Trustee Benedict asked if in both agreements (one and two) the wording be changed on page 2 number 4 from Grantee to Grantor. Atty. Brockman agreed and will have the wording changed.

MOTION: by Trustee Reeve, seconded by Trustee McLoud to amend Resolution No 15-2017 Acceptance of Temporary Construction Access Easement Agreements off Seneca Street PIN 6754.87 Penn Yan-Bicycle – Pedestrian Connection for Outlet Trail Improvements.

WHEREAS, the Village of Penn Yan is undertaking improvements to the “Outlet Trail” including installation of a new pedestrian bridge across the outlet south of Seneca Street behind The Birkett Mills; and

WHEREAS, access for that work will be from Central Avenue south of Seneca Street, including a proposed construction staging area on an area including lands owned by the Birkett Mills and 135 Seneca Street, LLC; and

WHEREAS, The Birkett Mills and 135 Seneca, LLC have each agreed to grant to the Village a “Temporary Construction Access Easement Agreement”, copies of which have been circulated to the Board of Trustees; and

WHEREAS, The Birkett Mills and 135 Seneca Street, LLC have each agrees to grant such easement without consideration; and

WHEREAS, SEQRA issues have previously been addressed through a review of the entire “Outlet Trail” project including adoption of a Full Environmental Assessment Form and issuance of a Negative Declaration on or about December 20, 2016.

Now Therefore, Be It Resolved That:

The Board of Trustees approves the proposed Temporary Construction Access Agreements with the Birkett Mills and 135 Seneca Street LLC, and authorized and directs the Mayor to execute same upon the approval thereof as to form and content by the DPW Director and the Village Attorney.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee Condella, seconded by Trustee Benedict to authorize Resolution No.18-2017 Approval of Work to Facilitate Water Street Outlet Trail Access Walkway and direct the Mayor to execute the agreement at 134 Water Street.

WHEREAS, the Village is being gifted certain real property south of Water Street for the purpose of creating an access walkway to the “Outlet Trail” and

WHEREAS, an agreement is proposed for certain work which will facilitate the installation thereof; and

WHEREAS, the Village DPW is able to perform that work with its own personnel and equipment.

Now Therefore, be it

RESOLVED, that the proposed agreement for work which will facilitate the installation of the access Walkway from Water Street to the “Outlet Trail” is approved and the Mayor is authorized and directed to execute such agreement upon approval thereof as to form and content by the DPW Director and the Village Attorney.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee McLoud, seconded by Trustee Stewart to authorize Resolution No 24-2017 Proposed Local Law for payment of Municipal Utility Bills Electronically and By Credit card.

WHEREAS, the Village of Penn Yan operates municipal utilities for water, sewer and electric service for its residents and businesses, which service generates fees and charges for those services; and

WHEREAS, General Municipal Law (GML) §§ 5 and 5-b authorize municipalities to receive payments for such services electronically and by credit card; and

WHEREAS, it is proposed that the Board of Trustees adopt a Local Law authoring payment of municipal utility fees and charges electronically and by credit card pursuant to GML §§5 and 5-b; and

WHEREAS, the Board of Trustees intends to act as “Lead Agency” for the review of environmental issues related to this proposed action.

NOW THEREFORE BE IT RESOLVED, THAT:

1. The Board of Trustees of the Village of Penn Yan hereby establishes itself as “Lead Agency” for the review of any environmental issues related to this proposed action.
2. The Village Attorney is directed to prepare a proposed Local Law for the implementation of payment of municipal utility fees and charges electronically and by charge card as authorized by GML §§ 5 and 5b.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee McLoud, seconded by Trustee Condella to authorize Resolution No 25-2017 Proposed Local Law to Amend the Sewer Chapter of the Code of the Village of Penn Yan regarding Flow Management.

WHEREAS, the Board of Trustees of the Village of Penn Yan deems it appropriate to consider adopting a Local Law to amend the Sewer Chapter of the Code of the Village of Penn Yan with respect to Flow management.; and

WHEREAS, the Board of Trustees of the Village of Penn Yan intends to act as “Lead Agency” for the purposes of the review of the Local Law under the provisions of SEQRA; and

Now Therefore, be it

RESOLVED, that the Board of Trustees of the Village of Penn Yan hereby establishes itself as Lead Agency pursuant to 6NYCRR § 617 for the purposes of the environmental review of this action; and be it further

RESOLVED, that the Village Attorney, in cooperation with the DPW Director, is directed to draft a proposed Local Law with respect hereto.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

COMMUNITY REVITALIZATION:

None

MUNICIPAL:

MOTION: to declare the old electric department’s truck 10 as surplus and sell at fair market value.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee Allison, seconded by Trustee McLoud to authorize Evan Green attending apprentice Lineworker School in Fairport, NY at a cost of \$3700.00 and hotel accommodations at a cost of \$1,838.72. (4 weeks total May, June, Sept. and Oct.)

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee Allison, seconded by Trustee Condella to authorize Resolution No.19 -2017 Loan of Electrical Transformer by Village to Yates County IDA.

WHEREAS, the Yates County Industrial Development Agency (IDA) operates premises at 2258 Rte. 54 A, Penn Yan, New York 14527 which consists of offices and business; and

WHEREAS, the Village supplies electric service to that premises; and

WHEREAS, the IDA owns and maintains numerous components of its internal electrical system, including a pad mounted electrical transformer, which transformer has become defective, causing electric service issues for the IDA premises; and

WHEREAS, the Village electric utility department has on inventory a transformer to loan to the IDA until IDA is able to acquire and install their own replacement transformer; and

WHEREAS, the DPW Director recommends there be a formal Agreement with the IDA for the loan of such transformer, a proposal for which has been previously circulated to the Board of Trustees.

Now Therefore, Be It Resolved That:

1. The Board of Trustees designates itself as “Lead Agency” with respect to any SEQR issues related hereto, determines that there will be no environmental impacts as a result of the action and therefore declares this to be a “Type II” action and therefore no environmental review will be undertaken.
2. The proposed agreement is approved and the Mayor is authorized and directed to execute such agreement upon approval thereof by the DPW Director and the Village Attorney as to form and content.

Discussion: Brent Bodine mentioned the IDA recently had an outage on a transformer at their facility on Rte. 54A. The Village electric department has one in inventory which we are loaning to them until they can repair or purchase a new one. IDA feels should have it repaired or a new one by May 31.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee Allison, seconded by Trustee McLoud to grant a one-time application for a water only meter for Richard Moravec’s commercial location at 124 Horizon Park Drive for their consumption only.

Discussion: Brent Bodine explained this is for their own personal consumption for their operations cannot be sold to other customers.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee Allison, seconded by Trustee McLoud to authorize a Notice of Award be issued to Shamrock Sewer Services, LLC in the amount of \$86,716.00 for manhole linings and repairs, part of the waterfront sanitary sewer project.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee Allison, seconded by Trustee Condella to approve Utility Payment Agreements in the amount of \$7,469.65

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

FINANCE & ADMINISTRATION:

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

AUDIT:

		Amount:
Paid Before Audit:		
General		25,315.43
Electric		259,691.00
Sewer		7,046.98
Water		7,536.22
Capital Projects		
Total Paid Before Audit		\$ 299,589.63
Current Audit:		
General	\$	73,266.51
Community Development - CRC		265.00
Electric		90,107.71
Sewer		35,395.59
Water		30,483.33
Capital Projects		3,597.40
Total Current Audit Items		\$ 233,115.54
TOTAL AUDIT		\$ 532,705.17

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION: by Trustee Benedict, seconded by Trustee Stewart to authorize Resolution No 21-2017 Budget Amendments for 2016-2017 Fiscal Year for \$3,377.78. (Justice Supplies)

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent

MOTION: by Trustee Benedict, seconded by Trustee Condella to authorize Resolution No 22-2017 Budget Transfers for 2016-2017 Fiscal Year \$6,379.00. (Several departments)

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent

MOTION by Trustee Benedict, seconded by Trustee McLoud to authorize Resolution No 23-2017 Budget Transfers for 2016 -2017 for \$22,500.00. (Wastewater Treatment)

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent

PERSONNEL:

MOTION: by Trustee Stewart, seconded by Trustee Benedict to accept Joshua Smith’s letter of resignation. Joshua is a Heavy Equipment Operator in the Department of Public Works. His last day of work will be February 28, 2017.

Discussion: Mayor wanted to thank Josh for his years he has been here at the Village, he’s been an asset to the Department and Village he will be missed, we wish him well at his new position at Milo.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent

MOTION: by Trustee Stewart, seconded by Trustee Condella to hire Matthew Hulse as a part-time DPW employee, effective March 6, 2017, 20 hours per week at 11.00 hour. Starting May 1, 2017, Matthew would be classified as a seasonal employee working 40 hours per week at 11.00 hour.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent

PUBLIC SAFETY:

POLICE DEPARTMENT:

Monthly activity report for January

MOTION: by Trustee Allison, seconded by Trustee McLoud to authorize the Mayor to sign the Yearly Pre-Arrestment Detention Agreement by Sheriff of Yates County and Village of Penn Yan for police Department Prisoners.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee Allison, seconded by Trustee McLoud to authorize 2 people (unsure who will attend at this time) to attend the 3rd Annual Law Enforcement Training on “Prescription Drug Abuse and the Heroin Crisis” at the Ramada in Geneva on March 8, 2017. No cost.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

FIRE DEPARTMENT:

Monthly activity report for January

MOTION: by Trustee Allison, seconded by Trustee Benedict to remove Alex Breeds from the active roll effective January 9, 2017.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

CODE ENFORCEMENT:

MOTION: by Trustee Allison, seconded by Trustee Benedict to authorize Bruce Lyon CEO; attend the Finger Lakes Building Official Education Conference from March 13-16, 2017 at RIT. Cost is \$390.00 plus mileage.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

PUBLIC WORKS:

MOTION: by Trustee McLoud, seconded by Trustee Stewart to authorize Lynn Axtell to attend funeral director training in Watkins Glen on March 28th & 29th no cost to the Village.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION by Trustee McLoud, seconded by Trustee Allison to declare Public Works truck 1 as surplus and authorize selling it at fair market value.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee McLoud, seconded by Trustee Stewart to authorize either Brent Bodine or Donald Rapalee to sign the DOT Shared Service Agreement, which will be in effect for 2 years.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

PARKS & RECREATION:

Atty. Brockman reviewed in full the SEAF (Short Environmental Assessment Form) for the Tree Maintenance Project 2017-2018.

MOTION: by Trustee McLoud, seconded by Trustee Condella to approve the SEAF and have the Mayor sign the SEAF for the Tree Maintenance Project for 2017-2018.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee McLoud, seconded by Trustee Condella to authorize Resolution No. 20 -2017 NYS Department of Environmental Conservation Urban and Community Forestry Grant Program and authorize William Jensen, Assistant Director of Public Works to sign documents as necessary to complete the project.

WHEREAS, the Village of Penn Yan is applying to the New York State Department of Environmental Conservation (NYS DEC), for a grant under the Urban and Community Forestry Grant Program for forestry work within the Village of Penn Yan.

NOW THEREFORE BE IT:

RESOLVED, the Board of Trustees of the Village of Penn Yan designates itself lead agency for SEQRA purposes and this action is determined to be an “Unlisted Action” for SEQRA Purposes; and it is further

RESOLVED, that the Board of Trustees of the Village of Penn Yan, hereby does approve and endorse the application for a grant under the NYS DEC Urban and Community Forestry Grant Program for the endeavor entitled “Village of Penn Yan Tree Maintenance Project 2017-2018” within the Village, and that William Jensen, Assistant Director of Public Works, is authorized and directed to execute such documents as are necessary to complete that application as well as the supervision of the implementation and execution of the project.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee Condella, seconded by Trustee Allison to authorize the 2017 Pavilion rental rates to stay the same as last year.

- * Red Jacket Park: \$125 Resident - \$250 Non-Resident
- * Indian Pines Pavilion: \$125 Resident - \$250 Non-Resident
- * Boat Launch: small Pavilion: \$25 Resident - \$50 Non-Resident
- * Boat Launch: large Pavilion: \$50 Resident - \$100 Non-Resident
- * Lake Street Pavilion: \$50 Resident - \$100 Non-Resident

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

Atty. Brockman reviewed in full the SEAF (Short Environmental Assessment Form) for the new Red Jacket Playground equipment at 311 Lake Street. The Penn Yan Lions Club and Elk’s organizations are purchasing the equipment.

MOTION: by Trustee Stewart, seconded by Trustee McLoud to approve the SEAF and have the Mayor sign the SEAF for the Red Jacket Playground at 311 Lake Street.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

MOTION: by Trustee McLoud, seconded by Trustee Benedict to authorize Resolution No 26-2017 3-Stage Red Jacket Playground Structure.

MOTION by Trustee McLoud, seconded by Trustee Benedict to amend Resolution No 26-2017 3-Stage Red Jacket Playground Structure to add wording to reflect Village is not acquiring it the Lions and Elks Club donating the playground..

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent

Trustee Reeve questioned the site of the playground equipment could it moved more north, very close to the Pavilion and bathrooms. Trustee Condella explained the committee has discussed the location but nothing has been decided at this time. Mayor again wanted to thank the Lions and Elks’ Club for their generosity for the purchasing of this equipment. Brent Bodine suggested the playground maps and paper work be passed to the planning board and other boards for their review, they might have other suggestions for location etc. Rom French mentioned the Elks and Lions Club contributed \$30,000 and the Village was turned down for the grant that they applied for. Thanks to the Lions Club they came up with the difference. Elks contributing \$15,000 and Lions \$58,000 totaling \$73,000. Mayor MacKerchar again thanked the Lions and Elks Club for the generous contribution toward the project.

PLANNING & DEVELOPMENT:

PLANNING BOARD:

Trustee Reeve mentioned the Yates County Planning Board has the Comprehensive Plan on their agenda for Thursday February 23, 2017.

COMMENTS

Brent Bodine mentioned the final draft on the Design Criteria. The document is 232 pages long. Village Clerk and Brent will make it available to the Board. Brent asking the board to review it before next month’s meeting so they may vote on it.

Rom French Municipal Chairman read a letter of appreciation from the Municipal Board which he will present later to Don Dixon. During his route on February 8, 2017 Mr. Dixon came across a meter box that was very hot and sparking at 110 Lawrence Street. He turned the service off and called the office and electric supervisor. The resident happened to be a 95 year old and without his quick thinking this could have turned into a very dangers situation. The resident family members have called and stopped in expressing the gratitude for his quick action. The Municipal and Village Board both appreciate Mr. Dixon’s thinking.

EXECUTIVE SESSION:

No executive Session tonight

ADJOURNMENT:

At 7:40 PM, **MOTION:** by Trustee Benedict, seconded by Trustee McLoud to adjourn the regular Village Board meeting.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

Mary Ann Martin, Deputy Clerk

ANNOUNCEMENTS: