

MINUTES of a Regular Meeting of the Village Board of Trustees held Tuesday evening, April 19, 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; D. Condella; K. McLoud; D. Reeve; Attorney Ed Brockman; Clerk/Treasurer G. Meeks; Deputy Clerk/Treasurer H. Pealer; Director of Public Works B. Bodine; Assistant Director of Public Works B. Jensen; Police Chief M. Hulse; CEO B. Lyon; Fire Chief M. Clancy; Municipal Chairman R. French, Municipal Board member D. Banach

ABSENT: Trustee; R. Stewart

News Media present: Gwen Chamberlain, Chronicle Express

PUBLIC: Brian Ketchum, V.P./General Manager Empire & North Penn Telephone, Bill Laffin, Mike Willis, Edward Anderson, Fran Dumas, Chris Wright, Don Wright, Stefan Lewandowski, Mark Morris, Earl Gleason,

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

6:00 PM PUBLIC HEARING – New Franchise (Empire Video)

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

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

Mayor MacKerchar asked if anyone had any concerns or comments.

Discussion: Brian Ketchum, Vice President-General Manager for Empire Telephone and North Penn which is located out of Prattsburg, NY. Mr. Ketchum briefly explained Empire Video & North Penn is a new Franchise to the Penn Yan area. They have already been working with Batavia – Hornell-Canisteo-Bath-Hammond sport-Watkins Glenn- Montour Falls-Dansville and a few other places. They are not replacing Time Warner they will be a competitor for Time Warner, will give customers another option to pick from for TV, Internet and phone service. Trustee Reeve stated the Finger Lakes Economic Development and other local business are in favor of this. Mr. Ketchum mentioned prices may vary from location to location. People can view prices at empireaccess.com. People at meeting were pleased there will be two to choose from.

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

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Reeve, seconded by Trustee McLoud to authorize Resolution No 56-2016 having the Mayor to sign the Empire Video Franchise agreement.

WHEREAS, the Board of Trustees of the Village of Penn Yan has been presented with a proposed Franchise Agreement by Empire Video Services Corporation (the “Franchise Agreement”) for cable television service in the Village of Penn Yan; and

WHEREAS, a public hearing has been held with respect thereto.

NOW THEREFORE BE IT RESOLVED, THAT

1. The Board of Trustees designates itself as lead agency with respect to the SEQRA; determines that such action will have no negative effect on the environment, therefore declares this a “Type II” action and accordingly no environmental review will be undertaken.
2. The proposed Franchise agreement is approved, and the Mayor is hereby authorized, in the name and on behalf of the Village of Penn Yan, to execute said Franchise Agreement.
3. The Mayor may take all such other actions, upon approval of the Village Attorney and the Village DPW Director, as may be appropriate to implement the cable television franchise contemplated by the Franchise Agreement.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

6:05 PM PUBLIC HEARING – New Franchise (North Penn Video)

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

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

Village Board meeting Tuesday, April 19, 2016

Mayor MacKerchar asked if anyone had any concerns or comments.

Discussion: Brian Ketchum explained the agreement is exactly the same with North Penn as with Empire Video.

At 6:10 PM **MOTION** by Trustee McLoud, seconded by Trustee Condella to close the Public Hearing

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Benedict, seconded by Trustee Allison to authorize Resolution No 57 -2016 having the Mayor to sign the Empire Video Franchise agreement.

WHEREAS, the Board of Trustees of the Village of Penn Yan has been presented with a proposed Franchise Agreement by Community Cable Corporation (North Penn Video) (the "Franchise Agreement") for cable television service in the Village of Penn Yan; and

WHEREAS, a public hearing has been held with respect thereto.

NOW THEREFORE BE IT RESOLVED, THAT

4. The Board of Trustees designates itself as lead agency with respect to the SEQRA; determines that such action will have no negative effect on the environment, therefore declares this a "Type II" action and accordingly no environmental review will be undertaken.
5. The proposed Franchise agreement is approved, and the Mayor is hereby authorized, in the name and on behalf of the Village of Penn Yan, to execute said Franchise Agreement.
6. The Mayor may take all such other actions, upon approval of the Village Attorney and the Village DPW Director, as may be appropriate to implement the cable television franchise contemplated by the Franchise Agreement.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

CALL FOR EXECUTIVE SESSION:

MOTION by Trustee Benedict, seconded by Trustee Condella to authorize to have an Executive Session for legal counsel.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

6:15 PM PUBLIC HEARING – Tentative Municipal Utilities Budget 2016-2017

At 6:30 PM **MOTION** by Trustee Allison, seconded by Trustee Condella to open the Public Hearing.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

Mayor MacKerchar asked if anyone had any concerns or comments

At 6:33 PM **MOTION** by Trustee McLoud, seconded by Trustee Condella to close the Public Hearing

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Benedict, seconded by Trustee Allison to authorize Resolution No 53-2016, Village and Municipal Budgets adoption for 2016-2017.

WHEREAS, the Board of Trustees of the Village of Penn Yan has met at the time and place specified in the Notice of Public Hearing (Monday, April 4, 2016 for Village and Tuesday, April 19, 2016 for Municipal Utilities, Electric, Water and Sewer) for the preliminary Budgets and heard all persons desiring to be heard thereon: now,

THEREFORE, BE IT RESOLVED, that the preliminary Budgets as amended and revised and as hereinafter set forth are hereby adopted and that several amounts stated in the column titled "Tentative or Adopted" are hereby appropriated for the objects and purposes specified and the salaries and wages stated in such budgets shall be and are hereby fixed at the amounts shown therein effective June 1, 2016.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Condella to authorize Resolution No 54-2016, Water and Sewer Rent Rates and Fees.

WHEREAS, provisions of §154-2 and §154-7 of the Sewer Rents Chapter of the Code of the Village of Penn Yan establish the sewer rent rate computation and review of charges; and

WHEREAS, provisions of §198-16.1 of the Water Rents Chapter of the Code of the Village of Penn Yan establish the water rent computation; and

WHEREAS, the Municipal Utility Board of the Village of Penn Yan has reviewed the annual budgets for the 2016-2017 fiscal year and reviewed information relative to the existing rates and fees charged for water and sewer and has determined the same should be modified; and

WHEREAS, the Municipal Utility Board of the Village of Penn Yan has recommended to the Board of Trustees of the Village of Penn Yan that the following rates for water and sewer customers of the Village of Penn Yan be established; and

NOW THEREFORE BE IT RESOLVED that the following rates and fees are hereby established, effective June 1, 2016 until the same shall be modified or amended by subsequent resolution of the Village of Penn Yan

Discussion: Gary Meeks asked if there were any questions on the Municipal Budget. Rates have gone down from last year on water and sewer. Gary explained we have cut cost due to converted to a new Health plan and retirement costs are coming down. Mayor Thanked all Department Heads and Gary for a great budget.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Reeve to set a Public Hearing to repeal Local Law 4 and override the Tax Cap waiver for May 17, 2016 at 6:00PM.

Discussion: Atty. Brockman feels we need to amend the motion to include the village designated itself as lead agency for the SEQRA and determines there will be no environmental impacts and declares this to be a Type II action and no environmental review.

MOTION by Trustee Reeve, seconded by Trustee Benedict to amend the previous motion to set a Public Hearing to repeal Local Law 4 and override the Tax Cap waiver for May 17, 2016 at 6:00PM and the village designated itself as lead agency for the SEQRA and determines there will be no environmental impacts and declares this to be a Type II action and no environmental review will be undertaken.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MINUTES:

MOTION by Trustee Benedict, seconded by Trustee McLoud to approve the Village Board Minutes from March 15, 2016 and Special Board meetings on Special Board meeting/Budget Workshop March 21, 2016, Special Board meeting March 28, 2016, Special Board meeting March 31, 2016, Organization meeting April 4, 2016

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

GUESTS, PUBLIC REQUEST & COMMENTS:

Fran Dumas mentioned the Historic Committee had a concern regarding an issue with Code; they have been trying to resolve this one issue for some time. After a brief discussion the situation will be reviewed by the Board. Fran had a question regarding the upcoming renovation of the 2 railroad bridges down by the Outlet Trail. She asked if she could see the SEQRA paperwork. Brent explained this process is just starting and we just recently met with the Engineers and Atty. on the project. Fran asked if she could be kept in the loop with her being the Historian for the Village. Brent stated we are starting the SEQRA paperwork and Brent will keep Fran in formed.

MOTION by Trustee Allison, seconded by Trustee Reeve to authorize the annual Crop walk for Sunday May 1, 2016 from 1:00PM – 3:00PM.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Condella to authorize Train 5k race on Saturday June 11, 2016, Registration at 7:30AM – Race to begin at 8:00AM

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

Mayor MacKerchar mentioned on June 17th the Yates ARC will hold a Duck Race on the channel. Bill Jensen is working with them, the course has changed and will start at the Main Street bridge and end at Cherry Street.

MAYOR:

Mayor MacKerchar appointed Chris Wright to the historic Committee effective April 19, 2016 as the alternate for a one year term.

ATTORNEY:

COMMUNITY REVITALIZATION:

Mayor MacKerchar stated the CRC will be having a meeting next month on May 5, 2016 at 11:00AM. The committee has a few items to discuss.

MUNICIPAL:

MOTION by Trustee Allison, seconded by Trustee McLoud to authorize Resolution No 55-2016 to appoint Brent Bodine as the delegate from Penn Yan for the (MEUA) Municipal Electric Utilities Association Semi-Annual Meeting April 27th & 28th, 2016 in East Syracuse, NY

At a regular meeting of the Village Board of the city/Town/Village of Penn Yan, New York, held on August 19, 2016, the following resolution was adopted:

Motion by _____, seconded by _____.

WHEREAS, the Village Board of the City/Town/Village of Penn Yan,

New York, is a municipal member of the Municipal Electric Utilities Association of New York State, and WHEREAS, the semi-Annual Meeting of the Municipal Electric Utilities Association of New York State has been called on April 27 and April 28, 2016 to be held at the Embassy Suites Hotel, 6646 Old Collamer Rd., East Syracuse, New York, 13057 and,

WHEREAS, in accordance with the bylaws of the Municipal Electric Utilities Association of New York State, each municipal member may cast over one vote on each transaction properly brought before this meeting,

NOW THEREFORE BE IT RESOLVED, that Brent Bodine be and is hereby designated as the accredited delegate of the City/Town/Village of Penn Yan, New York.

Mayor MacKerchar asked for a roll call vote:

Mayor MacKerchar	Aye	Trustee McLoud	Aye	
Trustee Condella	Aye	Trustee Stewart	Absent	
Trustee Benedict	Aye	Trustee Reeve	Aye	Carried
Trustee Allison	Aye			

MOTION by Trustee Allison, seconded by Trustee Benedict to authorize the Notice of Award in the amount of \$79,600.00 to Birchcrest Tree & Landscaping for fiscal year 2016-2017 for tree trimming in the Village.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee McLoud to authorize to refund the following amounts to: VFW in the amount of \$76.94; US Army Reserves in the amount of \$463.31; and St. Michael's School in the amount of \$1,847.65. (To correct past billings that were done incorrectly per the PSC TARFF).

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Condella to authorize Ron Keech, Jeff Hulse, Rob Ayers and Don Dixon to attend (AWWA) American Water Works Association training in Waterloo on April 21st at a cost of \$15.00 per person.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Benedict to authorize and forgive the sewer amount of \$105.52 to Richard Russell at 132 Cornwell Street.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Condella to authorize the sewer extension on McKinley Avenue for a cost of \$17,017.00 plus the possibility of an additional \$5,000.00 for an additional manhole base, if needed.

Discussion: Trustee Reeve questioned if there is an urgency to do this work with no development there, he also explained there has not been any site plans presented to the Committee. Brent Bodine explained the 300 feet of the extension is in the right of way not private land. Brent also mentioned we are looking ahead if and when it's

developed we will already have sewer in place and will benefit the Village for the anticipation of the development in the future.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Benedict to authorize sending a letter of intent to Bobcat of Finger Lakes in Fairport, NY to purchase two S650 T4 Bobcat Skid-Steer Loaders for a total of \$6,415.80 pending approval of the 2016-2017 budgets.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee McLoud to authorize to go out for bid for hauling of liquid sludge.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Condella to authorize signing the Engineering Consultant Agreement with Elliott Engineering Solutions for the period of June 1, 2016 through May 31, 2017.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee McLoud to declare Car 4 (meter reader), Truck 2 (utility service worker), and Truck 12 (WWTP) as surplus and authorize selling them at fair market value.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Benedict to the Village Board to declare the 1974 Hot stick Trailer as surplus and to dispose of it appropriately.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Condella to deny the YCRR's request for forgiveness on Invoice #16-00312 for \$12,978.96, for material associated with the extension of three phase electric service to the facility at 467 North Main Street and allow Clerk/Treasurer Gary Meeks to work out a payment agreement with the YCRR.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Benedict to approve Utility Payment Agreements in the amount of \$10,271.50

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

FINANCE & ADMINISTRATION:

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

AUDIT:

		Amount:
Paid Before Audit:		
General		30,177.14
Electric		335,281.89
Sewer		6,702.03
Water		7,657.05
Capital Projects		
Total Paid Before Audit		\$ 379,818.11
Current Audit:		
General	\$	77,747.96
Community Development - CRC		-
Electric		43,269.48
Sewer		476,855.99
Water		41,563.14
Capital Projects		-
Total Current Audit Items		\$ 639,436.57
TOTAL AUDIT		\$ 1,019,254.68

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Benedict, seconded by Trustee Reeve to authorize the Re-levy of Water (\$4,685.61) & Sewer (\$2516.54) rents to be forwarded to the County by April 29, 2016 for placement on Village taxes.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Benedict, seconded by Trustee Allison to authorize Resolution No 47-2016 Budget Amendments for 2015-2016 Fiscal Year.
 Increase Revenue Budget

A-2665-00 Sale of Equipment 2,900

Increase Expense Budget

A-3120-4-411 Police - Vehicle Repairs 2,900

Increase revenue budget for sale of police car which was not budgeted, and increase expense budget for vehicle repairs by same amount in order to cover higher than anticipated expenses for vehicle repairs.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Benedict, seconded by Trustee Allison to authorize Resolution No 48-2016 Budget Transfers for 2015-2016 Fiscal Year.

TO:			Fund
Account Id	Description	Date	Totals
A -3120-2-200	Police-Equipment	2,500	
		<u>2,500</u>	
		General	2,500
		Electric	-
		Sewer	-
		Water	-
		-	<u>2,500</u>
FROM:			
Account Id	Description	Date	
A -3120-4-412	Police-Gas & Oil	2,500	
		<u>2,500</u>	
		General	2,500
		Electric	-
		Sewer	-
		Water	-
			<u>2,500</u>

Budget transfer to cover higher than expected costs for equipment, with corresponding budget reduction to gas and oil account which is under running due to lower than anticipated fuel prices.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Benedict, seconded by Trustee Reeve to authorize Resolution No 49-2016 Budget Amendments for 2015-2016 Fiscal Year. (purchase front end loader)

Decrease Revenue Budget

A-2665-00 Sale of Equipment 133,044

Decrease Expense Budget

A-5110-2-200 Street Maintenance - Equipment 133,044

When the budget was developed, the intent was to purchase a new front end loader (budgeted full expense in equipment account) and sell the old unit at auction (budgeted as revenue is sale of equipment). We will be trading in the old unit as opposed to selling it at auction, and revenue and expense accounts are being amended to reflect no sale in revenue and a purchase net of trade in allowance in expense.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Benedict, seconded by Trustee Allison to authorize Resolution No 50-2016 Budget Transfers 2015 - 2016 Fiscal Year.

TO:

Account Id	Description	Date	Fund Totals
A -5110-1-120	Street Maintenance-Part Time	1,700	
A -5110-4-413	Street Maintenance-Vehicle & Equipment Repairs	<u>3,400</u>	
		<u>5,100</u>	
		General	5,100
		Electric	-
		Sewer	-
		Water	-
		-	<u>5,100</u>

FROM:

Account Id	Description	Date	
A -5110-1-100	Street Maintenance-Personal Services	1,700	
A -5110-2-270	Street Maintenance-Curbing & Fabric	1,700	
A -5110-4-410	Street Maintenance-Contractual Services	<u>1,700</u>	
		<u>5,100</u>	
		General	5,100
		Electric	-
		Sewer	-
		Water	-
			<u>5,100</u>

1) Budget transfer to part-time salaries to cover part-time help for the balance of the year, with corresponding reduction in personal services account which is under running.

AND

2) Budget transfer to equipment repairs to cover unexpected costs for repairing PW-3, with corresponding reductions in budgets for curbing and fabric and contractual services.
 (cover part-time help for balance of year & equipment repairs)

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Benedict, seconded by Trustee Allison to authorize Resolution No 51-2016 Budget Transfers for 2015-2016 Fiscal Year. (WWTP utility costs and lab services)

TO:

Account Id	Description	Date	Fund Totals
ES-8130-4-420	Sewage Treatment-Phone/Internet/Utilities	23,000	
ES-8130-4-440	Sewage Treatment-Lab Services	<u>4,000</u>	
		<u>27,000</u>	
		General	-

Electric	-
Sewer	27,000
Water	-
	<u>27,000</u>

FROM:

Account Id	Description	Date	
ES-8130-4-412	Sewage Treatment-Gas & Oil	1,500	
ES-8130-4-414	Sewage Treatment-Sludge Landfill Fees	5,000	
ES-9060-8-800	Employee Benefits-Health Insurance	<u>20,500</u>	
		<u>27,000</u>	
			General -
			Electric -
			Sewer 27,000
			Water -
			<u>27,000</u>

Budget transfer to cover WWTP utility costs and lab services which are both running over budget, with corresponding reductions to WWTP gas and oil, landfill fees, and health insurance costs.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Benedict, seconded by Trustee Allison to authorize Resolution No 52-2016 Budget Transfers for 2015-2-16 Fiscal Year.
 (overtime at WTP)

TO:

Account Id	Description	Date	Fund Totals
EW-8320-1-100	Pumping & Purification-Personal Services	15,000	
		<u>15,000</u>	
			General -
			Electric -
			Sewer -
			Water 15,000
			- <u>15,000</u>

FROM:

Account Id	Description	Date	
EW-8320-4-412	Pumping & Purification-Gas & Oil	1,000	
EW-8320-4-415	Pumping & Purification-Storage Fac/BH	1,000	
EW-8320-4-420	Pumping & Purification-Phone/Internet/Utilities	5,000	
EW-9060-8-800	Employee Benefits-Health Insurance	<u>8,000</u>	
		<u>15,000</u>	
			General -
			Electric -
			Sewer -
			Water 15,000
			<u>15,000</u>

Budget transfer necessary due to actual overtime at WTP being higher than budgeted (primarily from early in year investigation of lost water). Corresponding reductions made to WTP accounts that are expected to under run the budget (gas and oil, storage facility BH, utilities, and health insurance).

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

PERSONNEL:

MOTION by Trustee Benedict, seconded by Trustee Reeve to accept Brad Braman’s retirement as Utilities Service Worker effective March 18, 2016, he was employed over 32 years.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Benedict, seconded by Trustee McLoud to authorize Resolution No 58-2016 the 2016-2017 seasonal Employee Pay Schedule.

Establish hourly pay rates/ranges for seasonal part-time employees as follows:

Title	Hourly Rate Range	
	Minimum	Maximum
Cemetery Laborer	\$9.00	\$10.00
Street Dept. Laborer	\$9.00	\$11.00
Park Maintenance	\$9.00	\$9.75
Summer Intern (streets,water,sewer)	\$9.00	\$10.00
Recreation Assistant	\$9.00	\$10.00
Playground Leader	\$9.00	\$10.00
Lifeguard	\$9.00	\$11.00

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Benedict, seconded by Trustee Reeve to authorize the hiring of the following seasonal laborers:

Corey Grace	Kendra Reed	Mike Gleason (retro 4/15/16)
Shawn Peck	Laura Willoughby	Matt Hulse (retro 4/11/16)
Derek Sisson	Bri Young	
Harry Baker	Doug Braman (Possible)	
Christine Peck	Tyler Keech	

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

Will be hiring two additional laborers will be hired for the Parks/Cemetery before May personnel meeting; names will be available as soon as Dan Doyle has confirmation from them.

PUBLIC SAFETY:

POLICE DEPARTMENT:

Monthly PYPD Report

MOTION by Trustee Allison, seconded by Trustee McLoud to authorize the Intermunicipal Agreement for Special Details Deputies performing Mutual Aid Police Duties in Schuyler County. (5 year agreement)

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Condella to authorize the Mayor to sign the (MOU) Memorandum of Understanding between the Penn Yan Police Department P.B.A. and the Village of Penn Yan. (yearly)

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee McLoud to authorize Officers Dawes and DeHond to attend the Law Enforcement Traffic Safety Conference – April 21 & 22, 2016 in Rochester, NY. No cost.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Condella to authorize one Officer to attend the Missing Persons Training Course for May 18 & 19, 2016 in Rochester, NY.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
 Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Condella to authorize Officer Conover to attend the Police Mountain Bike School from June 7-11, 2016 at Ithaca College. Cost \$250.00.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

Trustee Allison mentioned Investigator Dunham was recognized on April 22, 2016 by the American Legion Post 355 as Penn Yan’s Police Department Officer of the Year.

Trustee Allison stated the new Tasers that were purchased for the Police Department have been put in service. New Tasers are yellow and old ones are black.

FIRE DEPARTMENT:

Monthly Fire Department report

MOTION by Trustee Allison, seconded by Trustee Benedict to authorize Jordan Smith to be removed from the active roll effective Feb. 23, 2016

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Benedict to authorize David Hopkins be elected to the Hunter Hook and Ladder Company effective April 5, 2016.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee McLoud to approve the new slate of Officers of the Penn Yan Fire Department voted on at the Fire Department April 17th, 2016 meeting. Fire Chief’s for 2016-2017.

2016-2017 Elected Officers

- Chief – Mike Clancy
- 1st Assistant – Bill LaRock
- 2nd Assistant - Frank Ellis
- 3rd Assistant – Mike Pedersen

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

MOTION by Trustee Allison, seconded by Trustee Benedict to approve the Fire Department – Garverick Plan for the LOSAP Point System from January 1, 2015 – December 31, 2015. Our insurance agent will submit the report.

ADOPTED Ayes 6 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0 Abstain 0 Absent Stewart

Chief Clancy stated they have 9-10 Firemen attending the NYS Fire Chief training in Hammondsport the last weekend of the month. Cost is \$100.00 each and the Fire Department will cover that.

CODE ENFORCEMENT:

PUBLIC WORKS:

MOTION by Trustee Allison, seconded by Trustee McLoud to authorize Resolution No 59-2016 to add Elmwood Avenue extension to the New York State Department of Transportation Local Highway Inventory.

BE IT HEREBY RESOLVED by the Village of Penn Yan that the Village is adopting the below listed street as a Village street and acknowledges that the Village of Penn Yan maintains this street including all repairs and capital maintenance, that the Village of Penn Yan accepts all legal responsibility for the street which includes liability in case of lawsuits, and that the roadway is fully open to the public at all times (excepting construction and short term weather-related issues).

Elmwood Avenue from Sherman Street to Himrod Road extending the street .20 Miles for a total new length of .56 Miles

NOW, THEREFORE, VILLAGE OF PENN YAN BOARD MEMBERS HEREBY RESOLVE AS FOLLOWS:

Mayor MacKerchar asked for a roll call vote:

Mayor MacKerchar	Aye	Trustee McLoud	Aye	
Trustee Condella	Aye	Trustee Stewart	Absent	
Trustee Benedict	Aye	Trustee Reeve	Aye	Carried
Trustee Allison	Aye			

MOTION by Trustee Allison, seconded by Trustee Reeve to approve the proposed vehicle rates for 2016-2017.

ADOPTED Ayes 6	MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0	Abstain 0 Absent Stewart

PARKS & RECREATION:

MOTION by Trustee Condella, seconded by Trustee Reeve to the Village Board to allow Penn Yan Boy Scouts Pack 44 to use Red Jacket Pavilion on June 4th from 4 p.m. to 8 p.m. at no charge.

ADOPTED Ayes 6	MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0	Abstain 0 Absent Stewart

PLANNING & DEVELOPMENT:

Trustee Reeve stated they have a draft version of the Comprehensive Plan, waiting for input from the Steering Committee for the final draft. Looking for public presentation and maybe a Board workshop to review and understand the plan. A possibility could have a condensed version to show interested groups what we are planning in 10/20 years.

PLANNING BOARD:

Trustee Reeve mentioned the Board approved the Penn Yan Marine site and development plan.

COMMENTS

Trustee Allison mentioned after last month’s meeting we went up and opened up the new road - Elmwood Ave. up by the sewer plant. Been a long time coming. Trustee Allison asked DPW Assistant Bill Jensen if he has contacted or sent letters out to our haulers about the new road being opened. No he hasn’t yet but will he also stated the employees have been talking with the truck drivers and informing them the road is now open. Trustee Allison mentioned in 2016/2017 Franklin is on the schedule to be rebuilt and widen with new drainage etc.

Mr. Anderson questioned the renting of the pavilion on Lake Street by old Pudgies. He was confused by the article in the paper regarding the renting of the pavilions. Mr. Anderson and Mr. Willis both felt what was in the paper was not clear. Mayor explained that renting the pavilion will reserved it for you or you can take a chance that no one else will have it that day and pay nothing and hope for the best. It’s your choice. Mayor stated if anyone does have a question to please call the Village Office.

EXECUTIVE SESSION:

At 7:25PM, **MOTION** by Trustee Condella, seconded by Trustee Allison to enter into Executive Session.

ADOPTED Ayes 6	MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0	Abstain 0 Absent Stewart

ADJOURNMENT OF EXECUTIVE SESSION:

At 8:29 PM, **MOTION** by Trustee Reeve, seconded by Trustee Benedict to leave Executive Session and return to regular Village Meeting.

ADOPTED Ayes 6	MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0	Abstain 0 Absent Stewart

ADJOURNMENT:

At 8:30 PM, **MOTION** by Trustee Benedict, seconded by Trustee Condella to adjourn the regular Village Board meeting.

ADOPTED Ayes 6	MacKerchar, Allison, Benedict, Condella, McLoud, Reeve
Nays 0	Abstain 0 Absent Stewart

Mary Ann Martin, Deputy Clerk

ANNOUNCEMENTS: