

MINUTES of a Special Meeting of the Village Board of Trustees held Tuesday evening, April 28, 2009 at 6:00 PM, Village Hall, 111 Elm Street, Room 202, Penn Yan, NY 14527

PRESENT Mayor D. Marchionda Jr.; Trustees W. Allison; R. Church; M. D'Abbracci; R. Stewart; N. Taylor; Clerk/Treasurer S. Wilber; Attorney Ed Brockman;

ABSENT : Trustees B. Hoban; Assistant Director of Public Works R. Osgood; Parks Director D. Doyle CEO B. Lyon; Director of Public Works E. Balsley; Police Chief Mitchell; Working Supervisor D. Rapalee; Cemetery Superintendent L. Axtell; Fire Chief R. Retorick;

News Media present: Gwen Chamberlain, Chronicle-Express

PUBLIC: No attendees

Mayor Marchionda called the meeting to order at 6:00 PM

MOTION by Trustee Church, seconded by Trustee D'Abbracci to accept the proposed Retirement and Release Agreement between the Village of Penn Yan and Chief of Police, Gene Mitchell and to authorize and direct the Mayor to execute such agreement on behalf of the Village.

Mayor Marchionda	Aye	Trustee Hoban	Absent
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee Church	Aye	Trustee Taylor	Aye
Trustee D'Abbracci	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee D'Abbracci to advertise for bids for a mini excavator.

Mayor Marchionda	Aye	Trustee Hoban	Absent
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee Church	Aye	Trustee Taylor	Aye
Trustee D'Abbracci	Aye		

Carried

Trustee Allison noted that this will be very helpful in all Village work and each of the departments will contribute to the purchase price.

MOTION by Trustee Allison, seconded by Trustee Church to declare as surplus the 1957 Bomeg Double Drum Roller.

Mayor Marchionda	Aye	Trustee Hoban	Absent
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee Church	Aye	Trustee Taylor	Aye
Trustee D'Abbracci	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee Taylor to approve to authorize an engineer to proceed with the design work for a new water line on East Elm Street at a cost not to exceed \$13,000.

Mayor Marchionda	Aye	Trustee Hoban	Absent
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee Church	Aye	Trustee Taylor	Aye
Trustee D'Abbracci	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee Church to declare the Sewer Dept.'s Bobcat S250 as surplus and trade in towards the purchase of a Bobcat S220 with a net cost of \$1,709. This includes an upgrade to a 2 Speed, increase bucket size and an improved Cab.

Mayor Marchionda	Aye	Trustee Hoban	Absent
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee Church	Aye	Trustee Taylor	Aye
Trustee D'Abbracci	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee Church to declare the Village and Water/Sewer Crew's Bobcat S250 as surplus and trade in towards the purchase of a Bobcat S220 with a net cost of \$800. This includes an upgrade of the Cab.

Mayor Marchionda	Aye	Trustee Hoban	Absent
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee Church	Aye	Trustee Taylor	Aye
Trustee D'Abbracci	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee Church to approve revised Sewer Budget for 2009-2010.

Mayor Marchionda	Aye	Trustee Hoban	Absent
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee Church	Aye	Trustee Taylor	Aye
Trustee D'Abbracci	Aye		

Carried

Treasurer Wilber noted that the original sewer budget did not balance. There was an error of approximately \$3,000. This does not however change the rate increase of \$.28 per 1000 gallons. There was also an error of \$10,000 which was accidentally put in the wrong line item which was corrected.

MOTION by Trustee Stewart, seconded by Trustee Taylor to approve the Memorandum of Understanding Agreement for the Meter Reader Part-Time position and have the Mayor execute the agreement.

Mayor Marchionda	Aye	Trustee Hoban	Absent
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee Church	Aye	Trustee Taylor	Aye
Trustee D'Abbracci	Aye		

Carried

Trustee Allison added how important it is for the Village to look to save money where they can and we had an opportunity to make this change based on the needs of the position.

MOTION by Trustee D'Abbracci, seconded by Trustee Taylor to approve the Workplace Violence Request for Proposals and advertise.

Mayor Marchionda	Aye	Trustee Hoban	Absent
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee Church	Aye	Trustee Taylor	Aye
Trustee D'Abbracci	Aye		

Carried

This was previously sent out with no responses. Treasurer Wilber will make one change to eliminate the insurance requirement as advised by Attorney Brockman and resubmit for proposals. Sandra King is the only reasonable consultant that Brockman is aware of. He contacted NYCOM and the other options are very costly.

Trustee Allison spoke regarding the engineering work on Elm Street. The Village is planning to work on the Water Main on East Elm prior to paving. This is to reduce the problems that could occur if the crew was to mill and pave this section, the milling would most definite cause a water main break of the existing system. This will affect many businesses along East Elm Street but in the long run this will be a large improvement for the area.

Trustee Allison discussed the issue the DPW crew is having with the piles that residents are putting out on the curb for Spring Clean Up. He noted that this is not a time for residents to cut trees down and put on the curb. The intention is to clean up branches and debris that has come down as a result of the winter and the leaves that remain.

ADJOURNMENT:

MOTION at 6:20 PM, Trustee Allison, seconded by Trustee Church to adjourn the Special Village Board meeting and enter into Executive Session.

Mayor Marchionda	Aye	Trustee Hoban	Absent
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee Church	Aye	Trustee Taylor	Aye
Trustee D'Abbracci	Aye		

Carried

ADJOURNMENT OF EXECUTIVE SESSION:

At 7:05 PM, MOTION by Trustee D'Abbracci, seconded by Trustee Church to leave Executive Session and return to the Special Village Board Meeting.

ADJOURNMENT:

At 7:05 PM MOTION by Trustee Church, seconded by Trustee Allison to adjourn the Special Village Board Meeting.

Shawna Wilber, Clerk-Treasurer