

**MINUTES** of a Regular Meeting of the Village Board of Trustees held Tuesday evening, May 17, 2011 at 6:00 PM, Village Hall, 111 Elm Street, Room 202, Penn Yan, NY 14527

**PRESENT** Mayor R. Church.; Trustees W. Allison; C. Christensen; M. Christensen; W. Davidson; R. Stewart; B. Winslow; Attorney Ed Brockman; Clerk/Treasurer S. Wilber; Director of Public Works B. Bodine; Assistant Director of Public Works B. Jensen; Police Chief Hulse; Parks Director D. Doyle; CEO B. Lyon; Fire Chief R. Simpson

**ABSENT:**

News Media present: Gwen Chamberlain, Chronicle Express; Amanda Folts, Finger Lakes Times; Peg Thompson, Dundee Observer

**PUBLIC:**

Mayor Church called the Village Board Meeting to order at 6:00 PM.

**6:00 PM PUBLIC HEARING - 2011** Increase Water Rent Rates

MOTION by Trustee Winslow, seconded by Trustee Davidson to open the Public Hearing at 6:00 PM.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

Mayor Church asked the public and board members if anyone had any comments regarding the water rates.

MOTION by Trustee Davidson, seconded by Trustee C. Christensen to close the Public Hearing at 6:03 PM.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee Winslow, seconded by Trustee Davidson to approve Resolution No. 45- 2011 Increase in Water Rent Rates

**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 water rates for water customers of the Village of Penn Yan be increased; and

**WHEREAS**, a public hearing was held on May 17, 2011, before the Board of Trustees of the Village of Penn Yan, due notice thereof having been given by posting and publication.

**NOW THEREFORE BE IT RESOLVED, THAT**

1. The Board of Trustees designates itself as "lead agency" for SEQRA purposes and determines this action to be "Type II" as the action will have no detrimental effect on the environment. Therefore, no environmental assessment will be undertaken.
2. Pursuant to the provisions of §198-16.1 of the Water Rents Chapter of the Code of the Village of Penn Yan the rates charged to water customers of the Village of Penn Yan shall be amended in accordance with the schedule of rates attached hereto.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

**6:05PM PUBLIC HEARING** – 2011 Sewer Rates

MOTION by Trustee M. Christensen, seconded by Trustee Allison to open the Public Hearing at 6:14PM.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

Mayor Church asked the public and Board Members if anyone had any comments regarding the sewer rates.

MOTION by Trustee Davidson, seconded by Trustee Winslow to close the Public Hearing at 6: 16PM.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee C. Christensen, seconded by Trustee Davidson to approve Resolution No. 46- 2011 Increase in Sewer Rates

**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 sewer rates for sewer customers of the Village of Penn Yan be increased; and

**WHEREAS**, a public hearing was held on May 17, 2011, before the Board of Trustees of the Village of Penn Yan, due notice thereof having been given by posting and publication.

**NOW THEREFORE BE IT RESOLVED, THAT**

1. The Board of Trustees designates itself as “lead agency” for SEQRA purposes and determines this action to be “Type II” as the action will have no detrimental effect on the environment. Therefore, no environmental assessment will be undertaken.
2. Pursuant to the provisions of §154-2 of the Sewer Rents Chapter of the Code of the Village of Penn Yan the rates charged to sewer customers of the Village of Penn Yan shall be amended in accordance with the schedule of rates attached hereto.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

**CALL FOR EXECUTIVE SESSION:** MOTION by Trustee M. Christensen, seconded by Trustee Davidson to have an Executive Session to discuss a personnel issue.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

**MINUTES:**

MOTION by Trustee C. Christensen, seconded by Trustee Allison to approve the Village Board Minutes from April 19, 2011 and Special Village Board Meeting May 10, 2011

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

**GUESTS, PUBLIC REQUEST & COMMENTS:**

Charlie Spacek addressed the Village Board on the topic of horse droppings (poop). Charlie explained he has been a lifelong resident and has his own private business. He welcomes and respects other cultures, but as a health issue something needs to be done with horse droppings. Charlie explained this has been going on for years and would **like** the Board to review what could be **done** to stop the droppings all over the Streets and parking lots. He remembers when the Mennonite first came to the area the horse's had a catcher for the droppings and then sometime it stopped; he is unsure why they stopped using the catchers. Charlie feels it is now becoming a Public Health issue. He has witness a child falling in some and **motorcyclists** having to put their feet in it at stops lights. Feels this is not good for the Community and tourism. Charlie has nothing against the Mennonites is friends with many of them. He is asking the Board to look into the matter to see what came be done and see if they could use the catchers again. Trustee Allison stated we could have the Mayor send a letter to the elders and see if they have suggestions. Trustee M. Christensen agrees with Mr. Spacek but feels is it a Village issue or County wide. This problem arises in Dresden, Dundee, out on 54, 14A etc. feels it's a bigger issue. Charlie stated nothing against them but hates seeing it and he is not alone many people agree me. Mayor Church stated the Board will discuss this and get back to you on what we have decided on. Dan Banach explained when they first came to the area we talked with the elders and they were more than agreeable to discuss things with us. He feels talk with them first.

**MAYOR:**

Mayor Church explained this morning he was presented with a plaque with the Penn Yan Village logo on it along with a description of how the logo was introduced. Bob Reynolds and son Parker Reynolds and families gave the plaque to the Village. Bob's brother Chuck was a designer and he came up with the logo. The Chronicle Express was also present they are doing an article in next week's paper on the logo and how and why it was introduced. Mayor Church thanked Bob and Parker Reynolds and families for this.

Nancy Christensen, member of the PY Business Association and the owner of **Scents and N' Scents** on Main Street. She stated it been discussed at the Association meetings regarding the parking issues with Main Street and Firehouse parking lot. **Any week day** morning you're lucky to find 5 spots open. Restaurants on Maiden Lane no parking for their patronages; **owners are not happy**. Ms. Christensen explained Basin Street also have problems. When the Sampson Theater and property on Basin Street open – where will all those patronages going to park. Feels we need to do something - look into more parking. Main Street it's 2 hour parking have people parking 8- 10 hours. Ms. Christensen explained on a Saturday morning you will see around 6-7 cars parked, during the week its office help. Mayor asked Ms. Christensen is your complaint the people parking on Main Street or not enough parking spaces. She replied both people are parking on the Streets because no spaces to park in the parking lots. Ms. Christensen we are asking the Board if they have a solution. Mayor Church understands her concerns we cannot take a **building** down and off the tax roll for parking, we the Village cannot afford that. Cannot ask Village resident to pay more to help with a parking lot to help generate sales tax revenue for the County that doesn't get shared with the Village. Mayor Church explained to Ms. Christensen your business generates sales tax and we the Village receive none of the taxes it stays at the county level. If we take a building down for parking that that is off the tax roll no money is generated to the Village for that property. Ms. Christensen stated we are very concerned. Mayor Church asked Chief Hulse to monitor the parking on Main Street and asked Trustee M. Christensen to discuss this at the Public Safety meeting in June.

Mayor Church introduced Ron Burd at the meeting. Ron is a Keuka College student who will be working with the Mayor at no charge starting now thru the summer doing his field period work. Ron will be coming to Board and Committee meetings with the Mayor. Ron will be working on projects with different Department.

Dan Doyle explained the envelope box has been order for the Boat Launch, signs are been printed up should be done next week. Stickers should be in next week. Dan mentioned we are looking at starting Memorial Day weekend if all goes well.

MOTIONS to approve Resolution No 44-2011 Keuka Street Boat launch Parking Fees.

**WHEREAS**, the Village recently adopted a Local Law authorizing parking fees at the Keuka Street Boat Launch parking lot; and

**WHEREAS**, the parking fees are to be set by Resolution of the Board of Trustees; and

**WHEREAS**, such action appears to result in no affect on the environment, resulting in this matter therefore being a Type II action for SEQRA purposes.

**NOW THEREFORE BE IT RESOLVED, THAT**

1. The Board of Trustees of the Village of Penn Yan declares itself to be “lead agency” for SEQRA

purposes determines this to be a Type II action and accordingly no environmental review will be undertaken.

2. The following rates are established for parking at the Keuka Street Boat Launch:

- a. Residents and property owners of the Village of Penn Yan No Fee
- b. Daily parking fee (each calendar day) \$5.00
- c) Seasonal pass fee \$30.00

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

Mayor Church stated Barb Elias has resigned from the Historic Committee effective immediately. He explained Mr. Karalow the alternate member will take her place on the Committee.

MOTION by Trustee Winslow, seconded by Trustee Stewart to approve the alternate member Dennis Karalow to be appointed to a 3-year term on the Historic Committee effective May 17, 2011.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

**ATTORNEY:**

Atty. Brockman explained he discussed with Reggie O’Hearn, President of Yates County Code Officials Association regarding the Agreement. This Agreement would have to be between municipalities not directly with the Yates County Code Officials Association. Atty. Brockman has advised other municipalities not to enter into this. Atty. Brockman will contact Mr. O’Hearn to discuss changes to the agreement. Atty. Brockman suggested the agreement should be between each Township not the Association. Bruce Lyon asked to meet with Atty. Brockman to discuss this further. Bruce feels we need something to cover him if he fills in for another Code Enforcer. Atty. Brockman explained again take out Association and list all the individual members or the agreement between the entities. Atty. Brockman suggested tabling this until next month. It will also be discussed at the Public Safety meeting in June

Atty. Brockman explained the letter from NYS DOT- regarding detour of Village Roads and condition. Atty. Brockman stated NYS DOT don’t and won’t do a written agreement for the conditions of the Roads and if we don’t go with this the project will be put off. He explained when the project is complete it’s a dickering process on how much the State will pay for repairs. Brent Bodine explained him and Bill Jensen, Assistant Director of Public Works and Don Rapalee DPW Supervisor review the document and would like a copy of video and still pictures they will be taking. Trustee Allison reminded everyone that we have discussed this issue since day 1.

MOTION by Trustee M. Christensen, seconded by Trustee Allison to approve Resolution No 37-2011 Detour.

WHEREAS, the New York State Department of Transportation proposes to reconstruct the State Route 14A (Liberty Street) over Keuka Lake Outlet Bridge, Capital Project Identification Number 6001.22.

WHEREAS, in conformance with Section 42 of the New York State Highway Law, the New York State Department of Transportation proposes to utilize the following roads and streets as detours during the period of construction:

Northbound SR 14A: Lake St between Liberty and Main, Main St between Lake and Wagener, Wagener St between Main and Liberty.

Southbound SR 14A Trucks: North Ave between Liberty and Main, Main St between North and Lake, Lake St between Main and Liberty.

Southbound SR 14A Non-trucks: Elm St between Liberty and Main, Main St between Elm and Lake, Lake St between Main and Liberty.

WHEREAS, the New York State Department of Transportation will provide traffic control devices and make improvements to the above mentioned roads and streets to make them adequate to handle additional detour traffic.

WHEREAS, the New York State Department of Transportation and the Village of Penn Yan will conduct a visual inspection of the detour route prior to the detour being implemented and again after the detour is abolished.

WHEREAS, the New York State Department of Transportation will coordinate efforts to restore the detour route to preconstruction conditions if there are resulting damages to the detour route as mutually agreed upon.

NOW THEREFORE BE IT RESOLVED: that the Board of the Village of Penn Yan does hereby authorize the New York State Department of Transportation to utilize the above mentioned roads and streets as detours during the period of construction.

BE IT FURTHER RESOLVED: that the Village of Penn Yan will continue to provide routine maintenance on the above mentioned roads and streets, including snow and ice control.

BE IT FURTHER RESOLVED: that the Village of Penn Yan will own and maintain the permanent improvements made to the detour routes on the above mentioned roads and streets.

BE IT FURTHER RESOLVED: that the clerk of this Board is hereby directed to transmit five (5) certified copies of this resolution to the State Department of Transportation

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

#### **COMMUNITY REVITALIZATION:**

None

#### **MUNICIPAL:**

MOTION by Trustee Allison, seconded by Trustee Davidson to approve the contract negotiations with the Town of Pulteney to reduce the minimum purchased gallons from 20 million to 13 million gallons (Section 11.0).

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee Davidson to approve the payment schedule for the Town of Pulteney for the amount in arrears as of May 31, 2011.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee Davidson to approve the attendance of up to four (4) employees at the FLWWC Spring Workshop being held June 2<sup>nd</sup> in Newark, NY at a cost of \$20 per person.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee Winslow to forgive \$1,828.80 of sewer charges for the Town of Milo, due to an error in the billing system.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye

Trustee M. Christensen Aye

Carried

MOTION by Trustee Allison, seconded by Trustee Davidson to authorize Brent Bodine to become a member of the NYMPA Board.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee Davidson to authorize payment to New York Independent System Operator, Inc. (NYISO) in the amount of \$25,816.50 for the annual renewal of Transmission Congestion Charges (TCC).

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee Davidson to approve Utility Payment Agreements in the amount of \$10,644.06

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

**FINANCE & ADMINISTRATION:**

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

**WARRENT:**

	<b>Amount:</b>
<b>Paid Before Audit:</b>	
General	31,788.30
Electric	263,505.15
Sewer	8,713.56
Water	21,798.50
Capital Projects	
<b>Total Paid Before Audit</b>	<b>\$ 325,805.51</b>
<b>Current Audit:</b>	
General	\$ 49,214.25
Community Development - CRC	5,100.00
Electric	11,345.01
Sewer	23,663.04
Water	49,360.66
Capital Projects	-
<b>Total Current Audit Items</b>	<b>\$ 138,682.96</b>
<b>TOTAL AUDIT</b>	<b>\$ 464,488.47</b>

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee C. Christensen, seconded by Trustee Winslow to approve Revised Resolution No 34-2011- Budget Transfers for 2010-2011 fiscal year.

**INCREASE:**

Fund

Account Id	Description		Totals
		(6,82	
<b>1-A-3021-00</b>	<b>NYS Aid - Justice Supplies</b>	5)	
<b>1-A -0000-0-000</b>	<b>GENERAL FUND</b>		
1-A -1010-0-000	BOARD OF TRUSTEES		
		97	
1-A -1010-4-410	Board of Trustees-Contractual Services	5	
		53	
1-A -1010-4-500	Board of Trustees-Supplies & Materials	0	
1-A -1110-0-000	VILLAGE JUSTICE		
		1,80	
1-A -1110-4-450	Village Justice-Computer Service	0	
		5,02	
1-A -1110-4-500	Village Justice-Supplies & Materials	5	
1-A -1450-0-000	ELECTIONS		
		97	
1-A -1450-4-410	Elections-Contractual Services	1	
		74	
1-A -9055-8-800	Employee Benefits-Disability Insurance	5	
		3,22	
		1	
			<b>3,22</b>
			<b>General 1</b>
			<b>Electric -</b>
			<b>Sewer -</b>
			<b>Water -</b>
			<b>3,22</b>
<b>DECREASE:</b>			<b>- 1</b>
<b>Account Id</b>	<b>Description</b>		
<b>1-A -0000-0-000</b>	<b>GENERAL FUND</b>		
1-A -1210-0-000	MAYOR		
		67	
1-A -1210-4-460	Mayor-Travel/Conferences	5	
		50	
1-A -1210-4-500	Mayor-Supplies & Materials	0	
		33	
1-A -9010-8-800	Employee Benefits-State Retirement	0	
		1,70	
1-A -9015-8-800	Employee Benefits-Police Retirement	0	
1-A -9025-8-800	Employee Benefits-LOSAP		
1-A -9030-8-800	Employee Benefits-FICA/Medicare		
			1
1-A -9040-8-800	Employee Benefits-Workers' Compensation		6
		3,22	
		1	
			<b>3,22</b>
			<b>General 1</b>

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee C. Christensen, seconded by Trustee Allison to approve Resolution No 39-2011- Real Property Tax Law

WHEREAS, the Village of Penn Yan has by Local Law No. 8 of 1989, adopted pursuant to Section 1402 (3) (a) of the Real Property Tax Law, ceased to be an assessing unit, and

WHEREAS, the Village tax levy must henceforth be allocated among the portions of the Village located in the Towns of Milo, Benton and Jerusalem, pursuant to the provisions of Section 1402 (3) (d) of the Real Property Law, and

WHEREAS, this Board has secured from the New York State Board of Equalization and Assessment (the "SBEA") a certificate stating the latest state equalization rates established by the SBEA for each Town in which the Village of Penn Yan is partially situated as follows:

TOWN	FINAL RATE
------	------------

Benton	100.00
Jerusalem	96.00
Milo	100.00

and

WHEREAS, this Board is to determine what proportion of the 2011-2012 taxes to be levied in the Village shall be levied upon each part of a town included in the Village by dividing the full valuation of taxable property, in the appropriate part of each town, by the total in the Village.

NOW, THEREFORE, BE IT RESOLVED that this Board, pursuant to Section 1402(3) (d) of the Real Property Tax Law, hereby makes the following determinations:

1. Based upon the assessment roll provided by the several towns, the assessed valuation of taxable real property located in each portion of the Village is as follows

Benton	\$ 16,566,862
<b>Jerusalem</b>	<b>4,504,073</b>
<b>Milo</b>	<b><u>152,592,888</u></b>
	\$ 173,663,823

2. Dividing the above assessed valuations by the aforementioned equalization rates, the full valuation of taxable real property located in each portion of the Village is as follows:

Benton	\$ 16,566,862
Jerusalem	4,691,743
Milo	152,592,888

for a total Village full valuation of \$ 173,851,493

3. The proportion of the 2011-2012 tax to be levied upon each portion of the Village (expressed to the nearest exact ten thousandth as required by Section 1402 (3) (d), obtained by dividing the town full valuation totals by the Village full valuation total, is as follows:

Benton	.095290
Jerusalem	.026990
Milo	.877720

And be it further

RESOLVED that the 2011-2012 Village tax levy shall be levied upon each part of each town included in the Village in the following proportions:

<b>Benton</b>	<b>9.529 %</b>
<b>Jerusalem</b>	<b>2.699 %</b>
Milo	<u>87.772 %</u>
	100.00 %

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee C. Christensen, seconded by Trustee Winslow to approve Resolution No 40-2011 - 2011-2012 Tax Levy

WHEREAS, THE Village Board of Trustees has adopted a budget for the fiscal year 2011-2012 pursuant to Section 5-508 of the Village Law.

NOW, THEREFORE BE IT RESOLVED, that the following tax levy be adopted levying the total taxes and other charges extended and levied against each parcel of real property shown on the roll prepared by several town assessors for the fiscal year 2011-2012:

General Fund Tax Levy	\$ 2,577,284.00
-----------------------	-----------------

TOTAL TAXES FOR 2011-2012 BUDGET	2,577,284.00
Delinquent Water Rents & Charges	1,405.90
Delinquent Sewer Rents & Charges	1,414.09
Delinquent Public Works Charges	-0-
 TOTAL TAX LEVY	 \$ 2,580,103.99

and be it further

RESOLVED, that there be levied and assessed against taxable real property located in each part of a town included in the Village of Penn Yan, pursuant to Section 1402(3) (d) of the Real Property Tax Law and the determinations made by this Board, in accordance with said law, in its Resolution No. 40-2011, the following sums for the operation of Village government for the fiscal year beginning, June 1, 2011, at the following rates per thousand dollars of assessed valuation:

Town	% Tax Levy	Tax Levy	Assessed Valuation	per 1000	Tax Rate
Benton	9.529	245,589.39	16,566,862	14.824134	
Jerusalem	2.699	69,560.90	4,504,073	15.443999	
Milo	87.772	2,262,133.71	152,592,888	14.824634	
	100.000	2,577,284.00	173,663,823		

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION Trustee C. Christensen, seconded by Trustee Allison to approve Resolution No 41-2011- Tax Warrant

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION Trustee C. Christensen, seconded by Trustee Winslow to approve Resolution No 42-2011 Budget Transfers

**INCREASE:**

Account Id	Description		Fund Totals
	<b>Budgetary Provisions - DPW Equipment Reserve</b>	(55,395)	
<b>1-A962</b>		6,00	
<b>1-A511</b>	<b>Reserve Funding - DPW Equipment</b>	0	
		(6,000)	
<b>1-A-2665</b>	<b>Sale of Equipment</b>	0	
<b>1-A -0000-0-000</b>	<b>GENERAL FUND</b>		
1-A -1010-0-000	BOARD OF TRUSTEES		
		14	
1-A -1010-4-460	Board of Trustees-Travel/Conferences	8	
		35	
1-A -1010-4-480	Board of Trustees-Prof Fees/Publications	1	
1-A -1620-0-000	BUILDINGS		
		28	
1-A -1620-4-500	Buildings-Supplies & Materials	0	
1-A -5110-0-000	STREET MAINTENANCE		
		55,39	
1-A -5110-2-200	Street Maintenance-Equipment	5	
		7	
1-A -8010-1-100	Zoning-Personal Services	2	
1-A -8015-0-000	HISTORIC PRESERVATION		
		25	
1-A -8015-4-460	Historic Preservation-Conference/Travel/Mileage	5	
		7	
1-A -8015-4-500	Historic Preservation-Supplies & Materials	0	
		1,17	
		<u>6</u>	
			1,17
	<b>General Electric</b>		<b>6 -</b>

				Sewer	-
				Water	-
					<u>1,17</u>
<b>DECREASE:</b>				-	<u>6</u>
<b>Account Id</b>	<b>Description</b>				
<b>1-A -0000-0-000</b>	<b>GENERAL FUND</b>				
			77		
1-A -1362-4-410	Taxes-Tax Processing	9			
1-A -7510-0-000	HISTORIAN				
			10		
1-A -7510-4-410	Historian-Contractual Services	0			
1-A -8020-0-000	PLANNING				
			7		
1-A -8020-1-100	Planning-Personal Services	2			
			22		
1-A -8020-4-490	Planning-Engineering Fees	5			
			<u>1,17</u>		
			<u>6</u>		
				<b>General</b>	<b>6</b>
				<b>Electric</b>	<b>1,17</b>
				<b>Sewer</b>	<b>-</b>
				<b>Water</b>	<b>-</b>
					<u>1,17</u>
					<u>6</u>

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION Trustee C. Christensen, seconded by Trustee Allison to request a Special Village Board meeting on Tuesday, May 31, 2011 at 2:00pm for approval of year-end invoices.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

Discussion: Mayor Church stated he is not available and questioned who would be available for the meeting. Trustees Allison, Davidson, C. Christensen, Winslow, Stewart are available and Trustee M. Christensen will be on standby if we need him.

MOTION Trustee C. Christensen, seconded by Trustee Winslow to approve to pay \$3,500 for the annual payment to the Yates County Historical Society on June 1, 2011.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION Trustee C. Christensen, seconded by Trustee Allison to approve to pay \$1,000 for the annual payment to the Penn Yan Public Library on June 1, 2011.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	<b>Recuse</b>
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

**PERSONNEL:**

MOTION by Trustee Winslow, seconded by Trustee Allison to promote Douglas Marchionda, Jr. to Water Treatment Plant Operator, Group VI, Step 1 at a rate of pay \$19.58 per hour, effective May 13, 2011. He has passed his testing and Dept. of Health Certification.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee Winslow, seconded by Trustee Allison to accept Barry Disbrow’s resignation and advertise for the test for the Operator Trainee position at the Water Treatment Plant.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

**PUBLIC SAFETY:**

**POLICE DEPARTMENT:**

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to authorize Mayor Church to sign the agreement for the Law Enforcement Inter-Municipal Agreement for Special Detail Deputies Performing Mutual Aid Police Duties in Schuyler County.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to authorize Mayor Church signs the Pre-Arrestment Detention Inter-Municipal Agreement by the Sheriff and Yates County and Village of Penn Yan, for Police Department Prisoners.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to approve Chief Hulse attends the TRACS Conference on June 2 and 3<sup>rd</sup> in Syracuse. No cost for the conference.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to approve Sgt. Dunham and Investigator Donovan to attend Basic Pharmaceutical Diversion Training Seminar on Wednesday, June 15 in Albany, at a cost of \$104.00 for lodging

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

Description	Number	Firefighters	Manhours
<b>Fire Alarms</b>			
House Fires	1	38	177.3
Business Fires			
Grass/Brush Fires			
Outside Building/Barn Fires			
Car/Vehicle Fires	2	42	22.5
Other Fires			
Wires	7	176	88.0
Other Emergency	4	44	17.2
Automatic Alarm Fires	6	93	20.8
Mutual Aid Scene			
Mutual Aid Standby			
Public Service	2	9	3.6
Vehicle Accident	1	11	3.1
<b>Total Fire Calls</b>	<b>23</b>	<b>413</b>	<b>332.5</b>
<b>Medical/Rescue Calls</b>			
First Responders			
Assist Ambulance			
Other Medical			
<b>Total Med/Resc Calls</b>	<b>0</b>	<b>0</b>	<b>0.0</b>
<b>Total ALL Calls</b>	<b>23</b>	<b>413</b>	<b>332.5</b>
<b>Other Activities</b>			
Courses	14	14	120.0
Drills	5	71	129.5
Monthly Meetings	6	63	69.0
Committee Meetings			
Fire Prevention			
Fund Raising			
Parades/Cleanup	1	5	5.0
Work Detail	2	16	38.0
Wake/Funeral			
Line Of Duty			
Other			
<b>Total Other Activities</b>	<b>28</b>	<b>169</b>	<b>361.5</b>
*****	***	*****	*****
<b>Total ALL Activities</b>	<b>51</b>	<b>582</b>	<b>694.0</b>

**FIRE DEPARTMENT:**

Monthly Fire Department report

MOTIONS by Trustee M. Christensen, seconded by Trustee C. Christensen to approve 7 firemen attend the NYS Association of Fire Chief's Conference in Verona, NY June 15-18. Along with up to 10 people to attend a one (1) day trip to the Conference. The cost is \$4,273 including lodging and meals at per diem rate, plus mileage and any additional cost for up to 10 that attend for 1 day.

- Mayor Church
- Aye
- Trustee Davidson
- Aye
- Trustee Allison
- Aye
- Trustee Stewart
- Aye
- Trustee C. Christensen
- Aye
- Trustee Winslow

**Recuse**  
 Trustee M. Christensen Aye

Carried

Discussion: Trustee Winslow explained last year he did go to the Chief Convention and I did vote to send the Fire Chiefs to go last year. He understands it was questioned if Trustee Winslow would recuse himself from the vote. Trustee Winslow could have answered this question but was not asked directly and if he was he would have given the answer to the person. Trustee Winslow will recuse himself and yes he will be going to the Fire Chiefs convention. Trustee Winslow explained that he did reimburse the Fire Department for his expenses last year.

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to approve Daniel Henries, Jr. be elected to membership in the Hunter Hook & Ladder Company.

- |                        |     |                  |     |
|------------------------|-----|------------------|-----|
| Mayor Church           | Aye | Trustee Davidson | Aye |
| Trustee Allison        | Aye | Trustee Stewart  | Aye |
| Trustee C. Christensen | Aye | Trustee Winslow  | Aye |
| Trustee M. Christensen | Aye |                  |     |

Carried

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to approve the Hook & Ladder Company to have a Chicken Barbeque on June 17<sup>th</sup> for Cruising Night.

- |                        |     |                  |     |
|------------------------|-----|------------------|-----|
| Mayor Church           | Aye | Trustee Davidson | Aye |
| Trustee Allison        | Aye | Trustee Stewart  | Aye |
| Trustee C. Christensen | Aye | Trustee Winslow  | Aye |
| Trustee M. Christensen | Aye |                  |     |

Carried

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to attend and March in the following parades: 6/11 – Montour Falls; 7/2 – Hammondsport;

7/9 – Geneva; 8/27 – Penn Yam.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

Mayor Church “Thanked” Chief Simpson and Firemen that helped with the flooding on Elm Street, pump out basements sandbags and directing traffic. Was a long night for some of them? Mayor mentioned they did a great job and asked Chief Simpson to let the men know. Mayor Church expressed his gratitude to Don Rapalee and his crew with cleaning out Elm Street Bridge. He would like that pass on to the DPW Crew.

**CODE ENFORCEMENT:**

None

**PUBLIC WORKS:**

MOTION by Trustee Allison, seconded by Trustee Winslow to approve the rent for the house at 365 Elm Street (Cemetery house) increase from \$550/month to \$575/month, effective July 1, 2011.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee M. Christensen to approve a Kubota tractor mower be purchased at cost of \$8,661.00 (after trade in of current mower).

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee Winslow to approve Resolution No 43-2011 Standardization in Purchase of Cemetery Lawn Tractor.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

MOTION by Trustee Allison, seconded by Trustee Winslow to approve the purchase of a trailer for the tractor mower at a cost of \$1,725.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Aye	Trustee Stewart	Aye
Trustee C. Christensen	Aye	Trustee Winslow	Aye
Trustee M. Christensen	Aye		

Carried

**PARKS & RECREATION:**

Received four bids for the Waterfront Park and Trail Improvement Engineering Contract.

<u>Bidder</u>	<u>Bid</u>	<u>Signed</u>	<u>Non-Collusive?</u>
Architectura, P.C.	Phase I - \$17,330		yes
Carnegie Place	Phase II - \$20,150		
247 North Goodman Street	Phase III - \$1,400		
Rochester, NY 14607	<u>Phase IV - \$13,050</u>		
	Total Quote - \$51,930		
Elliott Engineering Solutions	\$10,500		yes
2230 Penfield Road			
Penfield, NY 14526			
Saratoga Associates	Bid Rejected		no
443 Broadway	No Non-Collusion		
Saratoga Springs, NY 12866	Certificate Submitted		

