

MINUTES of a Regular Meeting of the Village Board of Trustees held Tuesday evening, May 19th at 5:45PM, Village Hall, 111 Elm Street, Room 202, Penn Yan, NY 14527

PRESENT Mayor D. Marchionda Jr.; Trustees R. Church; R. Stewart; N. Taylor; M. D’Abbracci
Attorney Ed Brockman; Clerk/Treasurer S. Wilber; Director of Public Works E. Balsley; Police Chief Mitchell; Parks Director D. Doyle; Assistant Director of Public Works R. Osgood; Fire Chief R. Retorick

ABSENT: Trustee W. Allison; B. Hoban ; CEO B. Lyon; Working Supervisor D. Rapalee; Cemetery Superintendent L. Axtell;

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

PUBLIC:

Bruce LeClaire and Barb Stewart

Mayor Marchionda called the Public Hearing to order at 5:45 PM.

PUBLIC HEARING for water rate increase of 28 cents per 1000 gallons

Mayor Marchionda asked if there were any comments from the public with regards to the water rate increase. No comments.

MOTION by Trustee Church, seconded by Trustee Taylor to close the Public Hearing at 5:50 PM.

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

MOTION by Trustee Church, seconded by Trustee Taylor to approve Resolution No 23-2009, increase in water rates 28-cents per 1000 gallons.

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

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 19, 2009, 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.

Date of Adoption: May 19, 2009

Mayor Marchionda called Public Hearing to order at 5:50 PM.

PUBLIC HEARING for sewer rate increase 28 cents per 1000 gallons

Mayor Marchionda asked if there were any comments from the public with regards to the sewer rate increase. No comments.

MOTION by Trustee Taylor, seconded by Trustee Stewart to close the Public Hearing at 5:55 PM.

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

MOTION by Trustee Stewart, seconded by Trustee Church to approve resolution No 24-2009, increase in sewer rates 28-cents per 1000 gallons.

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

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 19, 2009, 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.

Date of Adoption: May 19, 2009

Atty. Brockman arrived at 5:54 PM and Trustee D'Abbracci arrived at 5:57PM for the Village meeting.

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

CALL FOR EXECUTIVE SESSION:

MOTION by Trustee Stewart seconded by Trustee Church to have an Executive Session to deal with work history with a group of employees.

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

MINUTES:

MOTION by Trustee D'Abbracci, seconded by Trustee to approve the Organization Meeting minutes from April 21, 2009, two Public Hearings from April 21, 2009 and the Special Village Board Meeting from April 28 and May 7, 2009.

Discussion: Trustee Stewart explained that there had been a change to the regular Village minutes for the April 21, 2009. He is asking to have these held for approval until the next Village meeting. Village Clerk will forward the small correction of the minutes to the Board. Trustee Stewart and Clerk/Treasurer S. Wilber explained it had to do with the explanation for the payment before audit.

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

Carried

GUESTS, PUBLIC REQUEST & COMMENTS:

Barb Stewart is questioning the Historic Preservation Commission’s ability to maintain a quorum for a meeting to take place. Barb mentioned that a member of her church, the First Baptist Church, had written a letter asking to place a fence around the air conditioning unit outside of the church. She feels it is unfair to have to wait due to the lack of meeting participation especially because they have a contractor lined up and would like to move quickly. Atty. Brockman explained that this matter of the Historic Committee is already on the agenda for tonight’s meeting and will be discussed later. Shawna Wilber questioned when was the letter mailed? Barb believes Monday (the day before this meeting). Village Clerk Martin mentioned she spoke with the Secretary of the Historic Preservation Commission early this day and they have moved the meeting to Monday June 8th instead of June 9th. They plan to have a quorum at that meeting.

MOTION by Trustee Church, seconded by Trustee D’Abbracci to approve Yates County Chamber Commerce holds the 13th annual Cruisin’ Night & Block Party on Main Street, Friday June 19th, 2009 from 4:30 pm to 9:30 pm.

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

Carried

Discussion: Chief Mitchell explained he tries to get help this night from the State Police & Sheriff Dept. He understands the parade will be later in the night but still needs extra help to post 12-13 spots.

Mayor discussed the request from O’Leary’s Irish Pub for placement of a fence to place a few tables and chairs in the front of their restaurant. Atty. Brockman questioned how much sidewalk will remain after it’s installed. Need to review this along with if any light poles and or fire hydrants are present. Shawna Wilber did explained that they should have a specific time frame set up and take down these fences and that each restaurant should have to abide by the time frame. Mayor Marchionda and Atty. Brockman would like a detailed drawing of the measurements and will ask Bruce Lyon to help out with this.

Mayor Marchionda will start the interviews for the County Planning Board within the next two weeks.

Trustee D’Abbracci discussed the updates for the Boat Museum. He stated Mr. Oben had requested some information from Steve Griffin regarding the Indian Pines site. The Committee likes the Indian Pines area but they have not decided on a spot yet. Trustee D’Abbracci will keep the Village Board posted on any decisions.

Trustee D’Abbracci discussed the moving forward with charging for boat trailer parking at the Boat launch. He hopes to be able to start this year. He stressed that this is for out of town residents that park the boat trailers at the launch. Village residents would get a sticker at the Village office at no cost. There will be no cost imposed for dropping off your boat if the individual does not leave behind the trailer. Atty. Brockman would draft up a local law and he feels the Village would be able to start charging until at least August. Trustee Stewart mentioned that if we start that late would a reduce fee be offered for the season stickers, since the season is almost over at that point. This will be discussed as we get closer to the start of the program.

MOTION by Trustee D’Abbracci, seconded by Trustee Taylor to approve Atty. Brockman draft up a local law for charging boat trailers for parking at the Village Boat launch.

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

Carried

Atty. Brockman asked the Board if they had any changes for the signage code. Atty. Brockman stated the Planning Board filled out Part 1 of the SEQR and asked the Board if we need to amend anything to Part 1. The Village Board reviewed in full the SEQR for the Amendment to sign regulation – zoning- Village of Penn Yan. Atty. Brockman stated that we need to set up Public Hearing for June 16th at 5:55pm.

MOTIONS by Trustee D'Abbracci, seconded by Trustee Church to authorize Mayor Marchionda sign the Full Environmental Assessment Form (SEQR) for the Amendment to sign regulation – zoning- Village of Penn Yan.

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

Carried

MOTION by Trustee Church, seconded by Trustee D'Abbracci to schedule a Public Hearing for June 16th at 5:55PM for

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

Carried

MAYOR:

ATTORNEY:

MOTION by Trustee Church, seconded by Trustee Taylor to approve Resolution No 22-2009 Conduct of Village Election by Yates County Board of Election Transfer Election to County Board of Election.

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

Carried

WHEREAS, the Village of Penn Yan is a municipal corporation of the State of New York which holds its general election on the third Tuesday in March; and

WHEREAS, the Village of Penn Yan has previously conducted its own elections but now desires to have Village elections conducted by the Yates County Board of Elections; and

WHEREAS, the Yates County Board of Elections, by letter dated April 29, 2009, has indicated its willingness to conduct such elections each March, including but not limited to: voter registration; petition process; campaign finance matters, absentee ballots, the election process and election certification.

Now Therefore, be it Resolved, that:

1. Commencing with the March, 2010 general Village election and thereafter, the Yates County Board of Elections shall conduct all election activities for the Village of Penn Yan including, but not limited to: voter registration, petition process, campaign finance matters, absentee ballots, the election process, including supplying of voting machines, and election certification.
2. The general Village election shall continue to be held on the third Tuesday of March.
3. The Village of Penn Yan shall incur and be responsible for payment of the cost of such election activities being conducted by the Yates County Board of Elections as outlined in a letter from the Yates County Board of Elections dated April 29, 2009.
4. This resolution is adopted pursuant to §15-104.1.c. of the Village Law of the State of New York and is accordingly subject to permissive referendum, as that process is prescribed pursuant to Article 9 of the Village Law.
5. The Village Clerk and Village Attorney are directed to provide for the requisite Notice of Adoption hereof and provide for the effectuation of the resolution as is provided by law and otherwise.

Atty. Brockman discussed the Village's agreement with the DEC on the Waste Water Plant. Ed Balsley reviewed the agreement and was in agreement with it.

MOTION by Trustee D'Abbracci, seconded by Trustee Taylor to authorize Mayor Marchionda to sign the modification agreement of the implementation schedule for the Waste Water Treatment Facility.

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

Carried

Atty. Brockman recommended that the Historic Preservation Commission be changed to five members instead of seven. Secretary Lynn Duryea had explained to Atty. Brockman that it has been difficult to schedule a meeting and have enough Commission members present for a quorum. The Commission is currently 3 members short and if it does change to a 5-member Commission that would be enough for a quorum. The Secretary and Committee members are still looking for more people for the Committee.

MOTION by Trustee Church, seconded by Trustee D'Abbracci to approve Atty. Brockman review the local law to look in to reducing the Historic Preservation Commission number of Board members from seven to five.

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

Atty. Brockman discussed we received one proposal for the development of Workplace Violence Prevention Program. Chief Mitchell feels we could do some of the training in house. Trustee Church would like to discuss with the county more about how they did their training. Atty. Brockman concerned about doing this in house with regards to the legal aspects that could arise and feels that an outside firm is better suited.

MOTION by Trustee Church, seconded by Trustee Taylor to table the Workplace Violence proposal for one month.

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

Carried

Atty. Brockman mentioned we have had an issue regarding the section of the Code Book that pertains to Water Meters. After reviewing the code Atty. Brockman feels the Board needs to have these looked into. #198-12 mentioned the meters shall be purchased by the property owner and maintained by the Board. #198-13 states Municipal Utilities Board will pay the cost for routine testing and maintenance. Also mentions consumer will pay all repair costs of meters and components broken. Atty. Brockman feels this needs to be revised and would like to work with Ed Balsley and Bob Elliott on this matter.

MOTION by Trustee D'Abbracci, seconded by Trustee Church to authorize Atty. Brockman to review the wording and move forward with the changes to the Water Meter Codes with assistants from Ed Balsley and Bob Elliott.

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

Carried

MOTION by Trustee Church, seconded by Trustee Taylor to pay current Village and Municipal bills as submitted.

AUDIT:

VILLAGE:			
	Paid before Audit - General Fund	\$	8,595.00
	Capital Paid before Audit		0.00
	General Fund		145,929.68
	Capital Fund		46,466.51
	TOTAL VILLAGE AUDIT:	\$	<u>200,991.19</u>
MUNICIPAL:			
	Paid before Audit	\$	221,911.14
	Capital Paid before Audit		00.00
	Electric Fund		146,026.98
	Water Fund		90,124.38
	Sewer Fund		91,314.50
	Capital Projects		00.00
	TOTAL MUB AUDIT:	\$	<u>549,377.00</u>

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

Carried

FINANCE & ADMINISTRATION:

MOTION by Trustee Church, seconded by Trustee Taylor to approve Resolution No 19-2009 Real Property Tax Law for 2009-2010.

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

Carried

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	100.00
Milo	100.00

and

WHEREAS, this Board is to determine what proportion of the 2009-2010 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	\$ 17,196,446
Jerusalem	4,583,049
Milo	<u>157,909,668</u>
	\$ 179,689,163

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	\$ 17,196,446
Jerusalem	4,583,049
Milo	157,909,668

for a total Village full valuation of \$ 179,689,163

3. The proportion of the 2009-2010 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	.095700
Jerusalem	.025500
Milo	.878800

And be it further

RESOLVED that the 2009-2010 Village tax levy shall be levied upon each part of each town included in the Village in the following proportions:

Benton	9.57 %
Jerusalem	2.55 %
Milo	<u>87.88 %</u>
	100.00

Date: May 19, 2009

MOTION by Trustee Church, seconded Trustee D'Abbracci to approve Resolution No 20-2009 Tax Levy for 2009-2010.

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

Carried

WHEREAS, THE Village Board of Trustees has adopted a budget for the fiscal year 2009-2010 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 2008-2009:

General Fund Tax Levy	\$ 2,462,369.00
TOTAL TAXES FOR 2009-2010 BUDGET	2,462,369.00
Delinquent Water Rents & Charges	583.04
Delinquent Sewer Rents & Charges	1,143.65
Delinquent Public Works Charges	-0-
TOTAL TAX LEVY	<u>\$ 2,464,095.69</u>

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. 19-2009, the

following sums for the operation of Village government for the fiscal year beginning, June 1, 2009, at the following rates per thousand dollars of assessed valuation:

<u>Town</u>	<u>% Tax Levy</u>	<u>Tax Levy</u>	<u>Assessed Valuation</u>	<u>Tax Rate per 1000</u>
Benton	9.57	235,648.71	17,196,446	13.703338
Jerusalem	2.55	62,790.41	4,583,049	13.700576
Milo	<u>87.88</u>	<u>2,163,929.88</u>	<u>157,909,668</u>	13.703593
	100.00	2,462,369.00	179,689,163	

Dated: May 19, 2009

MOTION by Trustee Church, seconded by Trustee Taylor to approve Resolution No 21-2009 Tax Warrant for 2009-2010.

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

Carried

YOU ARE HEREBY COMMANDED to receive and collect from the several persons names in the tax roll hereunto annexed, the several sums stated in the last column hereof opposite their respective names, being a total of \$2,464,095.69 for the following purposes:

Town of:	<u>Benton</u>	<u>Jerusalem</u>	<u>Milo</u>
2009-10 Tax Levy	\$ 235,648.71	\$ 62,790.41	\$ 2,163,929.88
Re-levied Water Rents & Charges	-	-	583.04
Re-levied Sewer Rents & Charges	-	-	1,143.65
Re-levied Public Works Charges	-	-	-
	\$ <u>235,648.71</u>	\$ <u>62,790.41</u>	\$ <u>2,165,656.57</u>

YOU ARE FURTHER COMMANDED to receive and collect such sums without additional charges between the first day of June and the thirtieth day of June, 2009, both inclusive; and thereafter to collect with such sums as have not theretofore been collected, and additional interest charge of five per centum for the first month or fraction thereof, at the annual rate as set by the State Tax Commissioner, which has been divided by twelve and rounded to the nearest hundredth of a percent.

YOU ARE FUTHER COMMANDED to return the tax roll and warrant to your office on or before the second day of November 2009, and to deliver to the Board of Trustees at the same time an account of the taxes remaining due and unpaid, what each parcel of real property is assessed for and showing as to each parcel the amount of tax unpaid. Transmittal of delinquent village taxes shall be, with resolution, made to the County Treasurer by November 16, 2009.

MOTION by Trustee Church, seconded by Trustee Stewart to request a Special Village meeting on Thursday, May 28th at 3:00pm. Regarding the final warrant for the 2008/2009 fiscal year and any other business.

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

Carried

PERSONNEL:

MOTION by Trustee Stewart, seconded by Trustee Church to approve to hire John D. Tusch as a part-time (approximately 32 hours per week) Meter Reader at \$15.76 hour retro effective May 12, 2009.

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

Carried

Trustee Stewart explained that he is in hopes to have the personnel evaluation forms ready for the board to approve at the May 28th Special Village meeting.

PARKS & RECREATION:

Trustee D’Abbracci explained that the Lions Club is looking into placing a Gazebo on the Outlet Trail near the newly placed stairs on Main Street, instead of a drinking fountain at the mini park. They are interested in placing a camera on or near it to help stop vandalism. Chief Mitchell explained that it would be expensive to place a camera nearby. Dick Osgood explained his concern that it should be weighed down so it could not get tip over in the channel.

Trustee D’Abbracci mentioned Dan has started to work on the summer camps and we will be replacing the destroyed park benches with in the next few weeks.

Trustee Stewart questioned if we have heard anything with regards to the grant for the Outlet trail. Dick Osgood mentioned we did get an acknowledgement that we were granted the money but has not received a contract yet. He was notified they needed more information regarding the project. Dick sent this is and did receive notification that the information was adequate. Dick has not received any other notification from them so far. Trustee Church thought it was decided Planning & Development would handle all grants. Trustee Stewart volunteered that he will do the research to see where the different grants stand at this time.

PLANNING BOARD:

MOTION by Trustee Church, seconded by Trustee Taylor to approve Richard Osgood as Vice Chair for the Village Planning Board for a 1-year term.

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

Carried

PLANNING & DEVELOPMENT:

PUBLIC SAFETY:

POLICE DEPARTMENT:

MOTION by Trustee Taylor, seconded by Trustee Stewart to approve one Officer to attend the Federal Law Enforcement Toolbox Training in Syracuse, NY on June 18th, 2009. No fee

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

Carried

MOTION by Trustee Taylor, seconded by Trustee D’Abbracci to approve one Officer to attend the Handling and Processing of Juveniles Training in Corning, NY on August 4, 2009. No fee

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

Carried

Chief Mitchell informed the Board that on May 14th John Digman and an associate from DCJS (Division of Criminal Justice Services) did an onsite visit at the PY Police Department for the administrative study that we have requested. They will be getting back to us this summer with the results.

The PY Police Department in conjunction with the State of New York’s “Buckle Up New York” campaign – will be conducting enhanced enforcement of New York seat belt use law thru May 31st, 2009. Goal is to increase seat belt usage in an effort to reduce serious injury or death from traffic crashes.

MOTION by Trustee Taylor, seconded by Trustee Church to approve Investigator Donovan attends Photography school June 8th – 12th in Syracuse, NY. Unknown of the cost at this time.

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

Carried

MOTION by Trustee Taylor, seconded by Trustee D'Abbracci to approve Investigator Donovan attends Evidence Tech School June 15th- June 19th and June 22nd – 26th in Syracuse NY. No fee.

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

Carried

FIRE DEPARTMENT:

Trustee Taylor was questioned by Trustee Stewart if the Board could receive some kind of information with regards to safety , fire training and number of fire calls they have. Trustee Taylor remembers that this had been done in the past. Chief Retorick mentioned that he could do this. Has this information in his system already and he will come up with something. Trustee Stewart explained that he recalls last month that Chief Winslow mentioned all the training the Volunteer fireman have to do to keep up to be certified. Trustee Stewart would like to know and that the public might not realize all the time and effort they do. Trustee Stewart explained to chief Retorick whatever would be the easiest quarterly or may be semi-annually.

CODE ENFORCEMENT:

MOTION by Trustee Taylor, seconded by Trustee Church to approve Bruce Lyon attends the NYSBOC (NYS Building Officials Conference) June 5, 2009 at 10:00am at Slingerland, NY No cost

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

Carried

PUBLIC WORKS:

Shawna Wilber explained that we sent out for Bids on the Mini Excavator. Jim Hey and Don Rapalee will review them and we hope to have a recommendation at the Special Meeting on May 28th.

STREETS:

MOTION by Trustee Church, seconded by Trustee D'Abbracci to accept the Bid from Hanson's for Ready Mix-Concrete.

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

Carried

MOTION by Trustee Church, seconded by Trustee Taylor to accept the Bid from Stewart Wilson, Inc. for Gasoline, Fuel, Oil & Kerosene.

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

Carried

MOTION by Trustee Church, seconded by Trustee Taylor to accept the Bid from Hanson's Aggregates Hot Mix Bituminous.

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

Carried

MOTION to accept the Bid from Long Milk Haulers, Inc. for Hauling of Materials.

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

Carried

CEMETERY:

No Report

BUILDINGS:

No Report

MUNICIPAL:

MOTION by Trustee Church, seconded by Trustee D'Abbracci to approve Car #1 (Director Balsley's 2002 Ford Taurus wagon) as surplus and sell it after Director Balsley retires in September, 2009.

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

Carried

MOTION by Trustee Church, seconded by Trustee D'Abbracci to approve the attendance of up to three (3) employees at the NYMPA 12th Annual Meeting May 21st in East Syracuse at a cost of \$45 per person.

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

Carried

MOTION by Trustee Church, seconded by Trustee Taylor to approve the attendance of up to five (5) employees at the FLWWC Spring Workshop June 4th in Geneva at a cost of \$20 per person.

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

Carried

MOTION by Trustee Church, seconded by Trustee Taylor to approve the attendance of one (1) employee at the NYWEA Spring Technical Conference and Exhibition June 1st through 3rd in West Point, NY at a cost of \$635.

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

Carried

MOTION by Trustee Church, seconded by Trustee Taylor to approve the proposal from RAM Consulting to perform upgrades for the water plant's PLC and related controls at a cost of \$11,775.

Mayor Marchionda	Aye	Trustee Hoban	Absent
Trustee Allison	Absent	Trustee Stewart	Aye

Trustee Church Aye Trustee Taylor Aye
Trustee D'Abbracci Aye

Carried

Discussion: Trustee Church questioned where we are with the PLC. Ed Balsley stated the Company from Rochester has stopped down to analyze the current PLC. They will review the shop drawings with Bob Elliott and once approved will order it. Ram Consulting will put the piece of equipment together in there shop to be sure all is running accurately and then rebuild it at the plant after everything has been checked out.

MOTION by Trustee Church, seconded by Trustee D'Abbracci to approve the Payment Agreements in the amount of \$9,794.03.

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

Carried

COMMENTS

Trustee Stewart reminded everyone of the premiere of *The Diverters* at the Smith Opera House in Geneva, NY on Saturday May 23, at 7:00pm. He also mentioned the time of the Personnel meeting has been changed from 9:00 AM to 10:00AM on the 2nd Wednesday of each month.

ADJOURNMENT:

At 7:28 PM, MOTION by Trustee Church, seconded by Trustee D'Abbracci to move into Executive Session.

ADJOURNMENT OF EXECUTIVE SESSION:

At 8:38 PM, MOTION by Trustee Taylor, seconded by Trustee D'Abbracci to leave Executive Session and return to regular Village Meeting.

ADJOURNMENT:

At 8:40 PM MOTION by Trustee Church , seconded by Trustee Taylor to adjourn the regular meeting.

Mary Ann Martin, Deputy Clerk

ANNOUNCEMENTS: