

MINUTES of a Regular Meeting of the Village Board of Trustees held Tuesday evening, June 21, 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; Police Chief Hulse; Parks Director D. Doyle; CEO B. Lyon; Fire Chief R. Simpson; Municipal Chairman R. French; Municipal Member B. LeClaire; Ron Burd, intern student

ABSENT: Assistant Director of Public Works B. Jensen

News Media present: Gwen Chamberlain, Chronicle Express; Peg Thompson, Dundee Observer

PUBLIC: Steve Griffin (IDA) Industrial Development Agency; Kate Ring-ARC; Mark Morris; Bob Hawley; Chris Hawley; Vince Scarpechi Bob & Chris Hawley left at 7:15pm

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

CALL FOR EXECUTIVE SESSION: No Executive Session at tonight's Board meeting

MINUTES:

MOTION by Trustee Winslow, seconded by Trustee C. Christensen to approve the Village Board Minutes from May 17, 2011 and the Special Village Board meeting for 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

OLD ITEMS

Dan Doyle explained the Boat Launch Trailer permit Parking started this Saturday (June 18th). We have given out 49 resident's stickers and 17 non-residents as of today. Dan stated office staff have done a good job getting permits out it wouldn't have happened without their help and they have been working shorthanded.

Atty. Brockman mentioned he had received a survey from Rick Wilson on the Basin Street parking lot. Atty. Brockman received a 1982 map from Mr. Wilson – nothing current shows the complete block along with the building behind Cam's. Atty. Brockman will sit down with Brent Bodine and go over this with him.

GUESTS, PUBLIC REQUEST & COMMENTS:

Steve Griffin from IDA (Industrial Development Agency) was present to explain the situation on the (MOU) Memorandum of Understanding with Seancony LP, Lake Street Plaza. Mayor Church explained that the County and IDA would like the Mayor to sign the MOUA regarding the Lake Street Plaza and Seancony. Steve explained there are no major changes. Mayor Church stated if we want our money we will have to get this taken care of. Steve Griffin explained the changes will not impact the Village's revenue. Steve explained some tenants at the Plaza paid their own taxes- when on the Pilot program those tenants got a tax break. Seancony felt the Plaza assessment went up by 1 million. Steve explained the new agreement would divide the property in two. One includes portions where tenants pay their own taxes and second is where Seancony would pay. The payment would be \$36,971.55. Trustee M. Christensen feels this is unfair to us, Milo and Atty. Brockman that we just received this end of last week. Would we let a private person that fell behind on their taxes would we negotiation with them to catch them up on a fee schedule. Steve mentioned this has been a long process we are the mediator between everyone. Atty. Brockman stated April's date has changed. Steve Griffin stated the County has already sign on June 14 and the Plaza owner is signing. Steve will get these changes done.

MOTION by Trustee Winslow seconded by Trustee Allison to approve the pilot and authorize and direct the Mayor to execute it, condition upon approval of the pilot by the assessing editing that being the town of

Milo and a provision added that the Village and any other taxing authority be provide with the necessary information to issues tax bills.

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

Carried

Trustee M. Christensen explained this has been going on for months; we received this information the end of last week. Trustee M. Christensen feels unfair to us and Milo and any other resident we wouldn't negotiation the amount. Steve Griffin explained his Company is only the mediator. Steve stated the County has already signed along with the Plaza owner.

MAYOR:

Bob Hawley left the Board meeting around 7:15 pm he was not present for the discussion of his Foil Appeal.

Clerk/Treasurer S. Wilber explained Bob Hawley's Foil Appeal. He appealed the denial letter with the redacted list of the new tenants from his foil on May 27, 2011. The original request was for LOSAP requirements that must be completed before Penn Yan Fireman can receive pension and who is collecting a pension at present. In return he was given a point list the Fire Department provides to their new members when they join, the lists explains what the requirements are in order to be eligible for the LOSAP point's award program. Shawna explained Bob Hawley was provided a list by our third party carrier with the names of the new tenants. In the response she did include in his foil that certain parts had been redacted. (Personnel information). She provided him a list of what our third party carrier provides to us- all the members names. There was other information on the list but he did not request that information and she did not provide that to him. Trustee M. Christensen stated the reality is Bob Hawley received everything he requested. Shawna replied yes. Trustee M. Christensen stated he is appealing something after the fact, because some material he didn't request was redacted because he did not request it.

MOTION by Trustee M. Christensen, seconded by Trustee Allison to deny Bob Hawley's foil appeal regarding LOSAP information.

Discussion: Trustee Davidson question why do we get the list from our third party carrier- why don't we have it here. Trustee Winslow explained the list changes when people's date of birth allows them to the entitlement age of 65, Shawna has the previous lists and this might not be current and the carrier has a current list. Trustee Winslow explained as people come and go and those are vested and new tenants and who come back and start up again. He explained the wise thing to do is get the up to date list from the carrier. Shawna mentioned the Fire Department provides a list of current participates every year and this is hung in the Fire Hall. Trustee Davidson understand this, he stated this should be approved by the Board every year per the law. Mayor Church explained you Trustee Davidson just discovered this yourself. We can obviously do this going forward, but no one on this Board to my knowledge knew that was the case. Obviously you didn't know because you have been a Board member for two (2) years and never brought it up till now. Mayor Church stated I have no problem with approving the list by the carrier. Trustee Davidson stated according to the law it has to come from each Company then to the Village Board and forwarded to the carrier. Trustee Stewart mentioned the letter does say personnel information. Trustee Stewart's question is if Bob Hawley comes back requesting more information will he be provided with that. Trustee Stewart stated it was denied because of personnel information. Trustee M. Christensen explained that was an oversight by the Clerk/Treasurer, we have provided Bob Hawley everything he foiled. How can he foil something that he didn't get? If he wants to foil personnel information then let him. It's not appropriate for us to act until he foils something. If Mr. Hawley requests personnel information we will then ask our Council for advice regarding how much personnel information we give him. Atty. Brockman explained the following cannot be foiled. SS#, DOB, addresses. Trustee M. Christensen explained again Mr. Hawley did get everything he foiled.

MOTION by Trustee M. Christensen, seconded by Trustee Allison to denied Mr. Hawley's appeal request.

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

Carried

Mayor Church mentioned Edward Laursen will resign from the Zoning Board of Appeals effective July 31, 2011.

MOTION by Trustee Davidson , seconded by Trustee C. Christensen to approve Sarah Vestal to be appointed to the Zoning Board of Appeals effective August 1, 2011 for a 5-year term.

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 authorize Mayor Church to sign (3) copies of Resolution 53-2011 from the NYS DOT regarding maintenance responsibility for the Liberty Street project.

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:

Motion by Trustee Davidson, seconded by Trustee M. Christensen to approve Resolution No 51-2011 Proposed Local Law Amending the Zoning Chapter of the Code of the Village of Penn Yan to Create an Overlay Zoning District and Relocate Special Use Provisions within the Zoning Chapter. Public Hearing will be on Tuesday July 19, 2011 at 6:00PM.

WHEREAS, the Planning Board of the Village of Penn Yan deems it appropriate to recommend a Local Law creating an overlay zoning district and to relocate special use provisions within the Zoning Chapter; and

WHEREAS, the Board of Trustees intends to act as lead agency for the purposes of the review of this proposed Local Law under the provisions of SEQRA; and

WHEREAS, it appears that there will be significant changes to land use standards by the adoption of such a Local Law, such adoption should accordingly be deemed a "Type I" Action pursuant to SEQRA and therefore a full Environmental Assessment Form (FEAF) will be prepared.

Now Therefore, be it

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

RESOLVED, that the Board of Trustees of the Village of Penn Yan determines that the adoption of such a local law is a "Type I" Action under SEQRA and therefore a Full Environment Assessment Form (FEAF) should be prepared; and it is further

RESOLVED, that the Village Planning Board is requested to prepare and submit to the Board of Trustees, through the Village Clerk, a Part I to an FEAF with respect hereto; and it is further

RESOLVED, that the Village Attorney is directed to prepare a proposed Local Law for distribution the Board of Trustees.

Date of Adoption: June 21, 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

Atty. Brockman reviewed the complete SEQR – Short Environmental Assessment Form and Negative Declaration Form with the Village Board. No one had any major issues with the forms.

MOTION by Trustee C. Christensen, seconded by Trustee M. Christensen to approve Mayor Church signs off on the SEQR for the Vehicle and Traffic Chapter.

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 Resolution No. 54-2011 Create an Amendment of the Vehicle and Traffic Chapter of the Village Code with Respect to Parking Regulations. Will hold a Public Hearing on July 19, 2011 at 6:00 PM.

WHEREAS, the Village Department of Public Works has recommended amendment to the Vehicle and Traffic Chapter of the Village Code to create a loading/unloading zone on Main Street, the elimination of parking spaces on Seneca Street, short term parking on Jacob Street and the relocation of handicapped parking from Main street to Water Street; and

WHEREAS, a Local Law with respect thereto has been prepared and circulated to the Board of Trustees; and

WHEREAS, it appears that environmental impact resulting from this action will be minimal and the Board of Trustees intends to act as lead agency with respect thereto for SEQRA purposes;

Now Therefore, be it Resolved

1. That the Board of Trustees of the Village of Penn Yan hereby establishes itself as Lead Agency pursuant to 6NYCRR § 617 for the purposes of the environmental review of this action.

2. That the Board of Trustees determines that the adoption of such a Local Law is an “Unlisted Action” under SEQRA and therefore a short Environmental Assessment Form has been prepared reviewed and is hereby adopted and a Negative Declaration shall be issued.

3. A public hearing with respect to this matter shall be held on July 19, 2011 at 6:00 p.m. in the Village Offices and that due notice thereof be made by the Village Attorney.

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

Carried

Atty. Brockman will review the Proposed Local Law J of 2011 at next month’s Village Board meeting.

COMMUNITY REVITALIZATION:

None

MUNICIPAL:

MOTION by Trustee Allison, seconded by Trustee Davidson to approve Resolution No. 52-2011 Village of Penn Yan Not Accepting Wastewater from Hydrofracking Operations at the Village Wastewater Treatment Plant.

WHEREAS, hydraulic fracturing or “hydrofracking” is a form of natural gas drilling in which millions of gallons of water, sand and a mixture of chemicals are pumped into the ground to crack rock and release natural gas, a process which creates wastewater as a byproduct; and

WHEREAS, the components of the production water from the natural gas well drilling process known as hydrofracking may be unsuitable and unsafe for disposal at local wastewater treatment plants; and

WHEREAS, the potential water quality impacts from the migration of chemicals and radioactive substances through the discharge of wastewater from hydrofracking operations are a cause of environmental concern; and

WHEREAS, the Village of Penn Yan’s wastewater treatment facility has been under a consent order with NYSDEC since June of 2006 and must take steps to monitor & reduce their influent loadings to maintain compliance with their SPDES permit; and

WHEREAS, the Village of Penn Yan’s wastewater system is already strained from excessive wet weather flows and organic loading;

NOW, THEREFORE, BE IT RESOLVED by the Village of Penn Yan’s Board of Trustees that the policy of not accepting any hydrofracking production water for processing at our Wastewater Treatment Facility is hereby affirmed.

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 advertise for bids for liquid sludge hauling from the Wastewater 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

MOTION by Trustee Allison, seconded by Trustee C. Christensen to declare the five chairs in Room 216 (corner room from Karen’s office) of the Village Office building as ‘surplus’ and advertise locally for sale.

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 \$8,771.57.

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

Carried

Trustee Allison stated the Village is using the new Electric Bucket Trucks – going green.

FINANCE & ADMINISTRATION:

MOTION by Trustee C. Christensen, seconded by Trustee Allison to approve Resolution No 50-2011 Budget Transfers 2010-2011

INCREASE:

Account Id	Description			Fund Totals
1-A -0000-0-000	GENERAL FUND			
1-A -8010-0-000	ZONING			
1-A -8010-4-410	Zoning-Contractual Services	3		
			4	
1-A -8010-4-460	Zoning-Conference/Travel/Mileage	8		
			5	
		<u>1</u>		
				5
				General 1
				Electric -
				Sewer -
				Water -
				<u>5</u>
				1

DECREASE:

Account Id	Description			
1-A -0000-0-000	GENERAL FUND			
1-A -8015-0-000	HISTORIC PRESERVATION			
1-A -8015-1-460	Historic Preservation-Conference/Travel/Mileage	1	5	
			5	
		<u>1</u>		
				5
				General 1
				Electric -
				Sewer -

Water	-
	5
1	

Trustee C. Christensen explained after looking into the Credit Card Acceptance for paying bills, we found this is not feasible. We will not be pursuing this.

Trustee C. Christensen mentioned effective July the Finance meeting will change to 9:30 AM on Friday's before Village Board meeting.

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

AUDIT:

	Amount:
Paid Before Audit:	
General	147,784.10
Electric	25,816.50
Sewer	
Water	
Capital Projects	
Total Paid Before Audit	\$ 173,600.60
Current Audit:	
General	\$ 102,476.01
Community Development - CRC	7,786.00
Electric	44,516.25
Sewer	45,348.00
Water	16,273.82
Capital Projects	-
Total Current Audit Items	\$ 216,400.08
TOTAL AUDIT	\$ 390,000.68

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

Carried

PERSONNEL:

Trustee Winslow mentioned the July Personnel meeting has changed to 8:00 AM on Friday's before Village Board meeting.

Trustee Winslow stated we have over 80 applicants taking the Water Treatment Trainee test this Saturday.

PUBLIC SAFETY:

Trustee M. Christensen gave an update on the Parking issues. The 2/hr parking on Main Street is reactive as far as complaints. He explained at the Public Safety meeting it was discussed regarding the Fire House parking lot. It seems between 10:00am – 2:00pm is the busiest times. Trustee Allison suggested a possibility for a short term to lease some private property. Trustee Allison spoke with Mike Worden regarding his parking lot. Mike Worden did not have a problem with that he would like some type of agreement from the Village and we won't hold Mike Worden liable. Trustee Allison feels if we draw up an agreement with stipulation not to hold him liable. Village staff could use his parking lot until he sells the property. Trustee Allison we will try it for a while. Atty. Brockman will draw up the agreement and will need to get a hold of the Village Insurance carrier to add this lot on the insurance.

MOTION by Trustee M. Christensen, seconded by Trustee Davidson to approve to have Mayor Church signs a whole harmless agreement which Village Atty. Brockman will draft up for the old McCredy parking lot.

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

Carried

Trustee M. Christensen asked Mayor Church to share what he found out with the meeting with the Mennonite Community. 1. Mayor Church stated they explained to their knowledge has never wore the catchers in Yates County. They explained what you see are mud flaps. They have not been require to wear catchers in any community. 2. Mayor Church explains the horses' themselves they are through breads and for the distance they travel – they feel it would be a real danger to the people that operator of the buggies. Mayor Church stated the Mennonite have agree to work with the Village to do a better job where they park. Mayor Church explained the horse droppings are more biodegrade than dogs or cat droppings. Mayor does agree with Charlie Spacek it can be a nuisance. I feel we shouldn't go any further but work with the Mennonite Community to alleviate as much as possible. They are members of our Community.

Trustee M. Christensen explained we are in the process of getting a MOU with the DOT for the storing of two Fire Trucks at the State Barns on Brown Street during the Liberty Street project. Trustee Christensen discussed the concerns with the playground behind the Old Pudgies building will we close it completely or having it fenced off during the construction project. Atty. Brockman explained the State has an easement for the period of the project; the DOT will be using the driveway to get equipment to and from the bridge. The outlet trail will be closed from the bridge along with the pedestrian bridge. Brent Bodine will get a hold of the contractor to discuss where the fencing will be placed at the playground. Trustee M. Christensen mentioned the drive will be used for both trucks and public. We might have to compromise and have it open only on weekends. Trustee M. Christensen suggested waiting and seeing what the State is going to do before we make a decision to close the park.

POLICE DEPARTMENT:

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to declare the 2007 Chevrolet Impala as surplus and sell on e-bay.

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 declare the Chevrolet 2002 Impala (Investigator Car) as surplus and sell on e-bay.

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 M. Christensen, seconded by Trustee C. Christensen to approve John Peck's resignation effective June 20, 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 M. Christensen, seconded by Trustee C. Christensen to approve re-hiring John Peck effective July 2, 2011 at same rate of pay (\$18.00/hr).

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: Atty. Brockman mentioned The Village is very fortunate to have him on the force.

FIRE DEPARTMENT:

Monthly Fire Department report

Penn Yan Volunteer Fire Department REPORT TO THE CHIEF for 2011 YTD
run 06-20-2011 Pg 1

Description	Number	Firefighters	Manhours
Fire Alarms			
House Fires	3	75	164.3
Business Fires			
Grass/Brush Fires	1	25	2.1
Outside Building/Barn Fires			
Car/Vehicle Fires	3	40	9.0
Other Fires	6	105	33.6
Wires	9	126	44.8
Other Emergency	44	938	1186.7
Automatic Alarm Fires	42	601	114.8
Mutual Aid Scene	8	147	98.6
Mutual Aid Standby	1	12	51.8
Public Service	4	56	73.7
Vehicle Accident	6	164	154.3
<hr/> Total Fire Calls	<hr/> 127	<hr/> 2289	<hr/> 1933.7
Medical/Rescue Calls			
First Responders			
Assist Ambulance	3	13	4.4
Other Medical			
<hr/> Total Med/Resc Calls	<hr/> 3	<hr/> 13	<hr/> 4.4
<hr/> Total ALL Calls	<hr/> 130	<hr/> 2302	<hr/> 1938.1
Other Activities			
Courses	16	16	284.0
Drills	36	301	648.0
Monthly Meetings	48	544	602.8
Committee Meetings			
Fire Prevention			
Fund Raising			
Parades/Cleanup	1	9	40.5
Work Detail	9	39	96.3
Wake/Funeral	3	40	43.8
Line Of Duty			
Other	3	35	150.0
<hr/> Total Other Activities	<hr/> 116	<hr/> 984	<hr/> 1865.4
*****	***	*****	*****
<hr/> Total ALL Activities	<hr/> 246	<hr/> 3286	<hr/> 3803.5

MOTION by Trustee M. Christensen, seconded by Trustee Stewart to approve Colin Maher be elected to membership in the Hydrant Hose 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 Winslow to approve Michael Carmel be elected to membership in the Hunter Hook and 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 Jason MacMillan be elected to membership in the Ellsworth Hose 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 Stewart to approve Tasha MacMillan be elected to membership in the Ellsworth Hose 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 Winslow to approve the removal of John Burritt from the Active Roll.

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

Carried

Trustee Winslow explained the new members are a result from the Penn Yan Fire Department open house.

CODE ENFORCEMENT:

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to approve Bruce Lyon's annual Governmental Membership dues for \$125.00.

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

Carried

PUBLIC WORKS:

MOTION by Trustee Allison, seconded by Trustee Davidson to reject the current gas and diesel bids. Will rebid prices to an index called the New York Spot Barge Daily Diary in accordance with State contract stipulations.

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: Clerk/Treasurer S. Wilber questioned the legality of this. We already accepted the bid. Trustee Allison spoke up it was the wording in the Motion before. The correct way is with index Spot Barge Daily Diary with the State contract stipulations. Trustee Allison explained we tried to get with the Company that we went out to bid for and get a yearly contract with them. They would not commit to it. Trustee Allison stated in all fairness by doing it this way we know what we are getting.

MOTION by Trustee Allison, seconded by Trustee Winslow to obtain quotes for survey work on Hamilton Place.

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 advertise for bids for paving projects for the fiscal year 2011-2012.

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 55 -2011 Lakeview Cemetery Charges (new Foundation fees).

Received two bids for Foundation work - \$.39 (DC Masonry) and \$.40 (Finger Lakes Cemetery Service).

BE IT RESOLVED by the Board of Trustees of the Village of Penn Yan that the schedule of rates for Lakeview Cemetery shall be as follows:

<u>LOT INCLUDING</u>	<u>RESIDENT CHARGE</u>	<u>NONRESIDENT CHARGE</u>
Cremation & Childs' Grave purchase	250.00	300.00
Single Grave purchase	500.00	600.00
<u>BURIAL CHARGES</u>		
Grave Openings	450.00	450.00
Veteran's (Veteran's lot only)	300.00	300.00
Disinterment	700.00	700.00
Vault Storage	200.00	200.00
Child & Ash Burials	250.00	250.00
Saturday & Holiday Grave Openings	750.00	750.00
Saturday & Holiday Child & Ash Burials	300.00	300.00
Foundations	\$00.39 sq. in	\$00.39 sq. in
Recording Cemetery Lot Deed in Village Clerk's Office	37.50	37.50
Funeral services not completed by 3:30 PM, extra charge of	200.00	200.00

This amended resolution will take effect July 1, 2011.

Dated: June 21, 2011

by the Village of Penn Yan
Board of Trustees

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 Allison, seconded by Trustee Winslow to accept bid for Cemetery Foundation work submitted by DC Masonry for \$.39 per square inch for foundation work for fiscal year 2011-2012.

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

Carried

Trustee Allison explained Main and Clinton Streets are being paved- South Ave is next. The Water Treatment Plant will be done the second week in July. Trustee Winslow Thanked the DPW crew - everything came together. Atty. Brockman discussed the sale of surplus property which we will have this Friday June 18 at 11:00 AM here at the Village Offices. He explained the place on McKinley Ave is a small triangle near the Rail Road tracks. Will also sell several Streets that were never developed. The extension on Geneva Street and along with Davis, Swarthout and Watkins Streets these will be sold separately. This afternoon it was brought to my attention that a slues pipe goes down this small section of Watkins Street between Lincoln and East Main Street. Atty. Brockman suggested that we remove the section of land between Watkins St. and Lincoln Ave. from the sale. The sale will go on as usual but without that.

MOTION by Trustee Allison, seconded by Trustee Stewart to remove a section of Watkins Street between Lincoln Ave and East Main Street from the Sale and reverse the declaration of the surplus of property.

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:

Trustee Stewart discussed the Grant Workshop he attended on June 13in Waterloo. He mentioned it was very informative. The speaker encouraged people to apply for smaller grants if they are looking for money. This is monies that are left over from bigger grants. Dan Doyle explained the Department of Health did their yearly inspections. They inspected the parks, bathrooms, paperwork and safety plans- we are ready to go. All CPR classes will be done in the next week. Red Jacket and Indian Pines Playground program will start on July 6th. Dan mentioned the Pavilion at Red Jacket has been newly painted we have new inside lights and new wiring throughout along with a new paint on the outside. He wants to thank Jeff Gifford for funding the whole project at the Pavilion along with the labor to paint it. Also thank you to Carey’s rental and Jeff Bodine and the Electric Crew. Mayor Church also wanted to Thank Jeff Gifford for his generosities. Dan also thanked Mary Ann/Deputy Clerk and the Office crew for their help during the Boat Launch project. He stated the DOT donated the 6x6 post the payment box is on, the Electric and DPW Crews for their help at the Launch.

Mayor Church stated he went to the Keuka Arts festival the other weekend wanted to thank Chris Vaughn for his time and effort for the Festival. It looked as if there were more vendors than last year. He also went to down to the Crusin Night - had a great turn out even through not sure of the weather forecast.

PLANNING & DEVELOPMENT:

Trustee Davidson explained the Committee has been discussing the garbage pick-up issue in the Village. He would like to get the boards feeling as far as this issue. Trustee Davidson would like to get the can s off the Street in a reasonable time. Mayor Church explained we might be able to take care of a few things but it is still going to take a certain number of days to collect all of the garbage can’t do it completely in one day. Trustee M. Christensen suggested we might have limited hours. Trustee Davidson will look into this more.

Trustee Davidson explained the subcommittee of Waterfront Development met with the Municipal Board. Will have several meeting in the future regarding the Waterfront

PLANNING BOARD:

COMMENTS

ADJOURNMENT:

At 7:35 PM, MOTION by Trustee Allison, seconded by Trustee C. Christensen to move into Executive Session.

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

Carried

Mary Ann Martin, Deputy Clerk

ANNOUNCEMENTS: