

**MINUTES** of a Special Meeting of the Village Board of Trustees held Friday morning, June 26, 2009 at 7:30 AM, Village Hall, 111 Elm Street, Room 202, Penn Yan, NY 14527

**PRESENT** Mayor D. Marchionda Jr.; Trustees R. Church; M. D'Abbracci; R. Stewart; Attorney Ed Brockman; Clerk/Treasurer S. Wilber; CEO B. Lyon; Assistant Director of Public Works R. Osgood

**ABSENT:** Trustees W. Allison; B. Hoban; N. Taylor; Director of Public Works E. Balsley; Police Chief Mitchell; Working Supervisor D. Rapalee; Parks Director D. Doyle; Fire Chief R. Retorick; Cemetery Superintendent L. Axtell;

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

**PUBLIC:**

None

Mayor Marchionda called the meeting to order at 7:40 AM.

Bruce Lyon, Code Enforcement Officer explained to the Board the events of a porch that had collapsed at 112 Clinton Street in the Village on the night of June 11th. Bruce Lyon explained that a storm with heavy rains came through the Village that night. He had received a call at night that a porch had collapsed and it was leaning towards Jacob Creek. After an inspection it looked as part of the retaining wall failed. That night Bruce posted the house unsafe and not inhabitable. On June 15<sup>th</sup> the Village notified Ms. DeBolt in writing that she had 10 days to take care of the eminent danger with the porch and her contents. Ms. DeBolt had indicated that she has no money and no way of taking care of this. She explained that she has been in contact with local organizations and agencies in the community but they have no money available at this time to help her. It was discussed that this needs to be taken care of immediately to prevent further damage to the arch way on Clinton Street or that any house hold items or pieces of the porch could block the water from flowing down the creek and more damage could arise elsewhere.

Dick Osgood explained that the Village would cut the roof rafters with the bucket truck or if needed will use the ladder truck from the Fire Department. He does not want to place a man on the roof at this time. Dick stated will use either the DPW crew or Electric crew to cut the rafters. Dick has asked three local contractors for quotes for the dismantling and removal of the debris. He received two quotes. Mike Morehouse for \$4200 and TRT Masonry for \$3500, no response from the third, City Hill Construction. Dick explained that this will include removal of the porch, the porch roof and the contents, the concrete wall and transfer to the landfill. Mayor Marchionda wanted to be sure we can get the receipts from the landfill. Dick stated that the contractor could start Monday morning. Dick will be on site with his camera to document the project along with Bruce Lyon.

MOTION by Trustee D'Abbracci, seconded by Trustee Church to approve to hire TRT Masonry for \$3500 to demolish and truck away the debris from the collapsed porch at 112 Clinton Street in the Village.

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

Bruce Lyon explained after the debris is cleaned up and removed he will conduct an inspection of the exterior walls of the house to determine if the structure is safe and sound for Ms. DeBolt to return and live in it.

Trustee Church questioned about payment of the project. After the project is complete and the final costs are in the Village will work with Ms. DeBolt to come up with a one year repayment plan. This will include any cost of equipment and labor from the Village. S. Wilber explained if not paid within the year the amount will be placed on the taxes and go to the County for payment. It will never be that the Village would take ownership of the house.

**ADJOURNMENT:**

At 8:00 AM, MOTION by Trustee Church, seconded by Trustee D'Abbracci to adjourn the special Village meeting.

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