

**MINUTES** of a Regular Meeting of the Village Board of Trustees held Tuesday evening, September 21, 2010 at 6:00 PM, Village Hall, 111 Elm Street, Room 202, Penn Yan, NY 14527

**PRESENT** Mayor R. Church.; Trustees C. Christensen; M. Christensen; W. Davidson; R. Stewart; B. Winslow; Attorney Ed Brockman; Director of Public Works D. Osgood; Assistant Director of Public Works B. Bodine; Police Chief Hulse; Parks Director D. Doyle; CEO B. Lyon; Fire Chief R. Retorick  
Trustee W. Allison arrived at 7:35pm

**ABSENT:** Clerk/Treasurer S. Wilber

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

**PUBLIC:** Patrick McKnight, Tom McCormick, Mark Morris

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

**PUBLIC HEARING** – Amending Site Plan Review Chapter – Local Law F – 2010

MOTION by Trustee Davidson, seconded by Trustee C. Christensen to open the Public Hearing for Amending the Site Plan review Chapter - Local Law F 2010 at 6:00 PM.

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

Carried

Mayor Church inquired if any comments or questions from the public regarding the Local Law F, Amending the Site Plan review Chapter. No comments from the public.

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

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

Carried

**PUBLIC HEARING** – Road Preservation and Repair Agreement

MOTION by Trustee Davidson, seconded by Trustee C. Christensen to open the Public Hearing at 6:05PM

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

Carried

Mayor Church inquired if any comments or questions from the public regarding the Local Law B, Road Preservation and Repair Agreement. No comments from the public.

MOTION by Trustee Davidson, seconded by Trustee Winslow to close the Public Hearing at 6:06PM

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

Carried

**CALL FOR EXECUTIVE SESSION:** MOTION by Trustee Stewart, seconded by Trustee Davidson to have an Executive Session to meet with our Attorney for legal counsel and to discuss CSEA negotiations.

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

Carried

**MINUTES:**

MOTION by Trustee C. Christensen, seconded by Trustee Winslow to approve the Village Board Minutes from August 17, 2010 and the Special Village Board Meeting from August 30, 2010.

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

Carried

**GUESTS, PUBLIC REQUEST & COMMENTS:**

MOTION by Trustee Winslow, seconded by Trustee C. Christensen to approve the annual Penn Yan Area Council of Churches Turkey Walk for Sunday November 7, 2010.

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

Carried

MOTION by Trustee Stewart, seconded by Trustee M. Christensen to approve the Wellspring Fellowship group to hold a small music event in the parking lot of the First Baptist Church on Friday Oct. 1 (depending on weather) from 5:00PM – 8:00PM for the young people of the community. If the weather is bad will have it either on Sunday night or a different weekend.

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

Carried

**MAYOR:**

Mayor Church read the Proclamation aloud to the Board and public.

MOTION by Trustee Davidson, seconded by Trustee Winslow to authorize the Mayor to sign the Proclamation of the Gu-Ya-No-Ga- Chapter, National Society Daughters of the American Revolution. Proclamation for Constitution week is September 17-23, 2010.

CONSTITUTION WEEK

September 17-23, 2010

Proclamation presented by the Gu-Ya-No-Ga Chapter  
National Society Daughter's of the American Revolution

WHEREAS: The Constitution of the United States of America, the guardian of our liberties, embodies the principles of limited government in a Republic dedicated to rule by law; and

WHEREAS: September 17, 2010, marks the 223<sup>rd</sup> anniversary of the framing of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS: It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary, and to the patriotic celebrations which will commemorate it; and

WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week,

NOW, THEREFORE I, Robert Church by virtue of the authority vested in me as Mayor of the Village Penn Yan, State of New York do hereby proclaim the week of September

17 through 23 as

CONSTITUTION WEEK

And ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the Village of Penn Yan to be affixed this 21st day of September of the year of our Lord two thousand ten.

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

Carried

Mayor Church explained that the Historic Preservation Commission has had a difficult time recruiting members. The Historic Commission is asking that we review the Village Code regarding non Village resident holding a position for the Historic Commission. Mayor Church explained we have had two excellent candidates that are interested in being on the committee. Mayor Church asked that the Village Clerk to forward a copy of the two resumes to the Board and have them review the resumes along with the Code. Atty. Brockman explained they will need a Local Law to amend the code. This will be reviewed at October’s Village Board meeting.

**ATTORNEY:**

Atty. Brockman question if all the Committees had time to review the hand out from Steve Hill for Workplace Violence Prevention Training. A few committees had. Atty. Brockman asked that each committee review and make recommendations/ comments /suggestions and forward those to Trustee Stewart for the Personnel Committee to review and Trustee Stewart will do a written report. This will reviewed at October’s Village Board meeting.

Atty. Brockman mentioned Trustee Davidson asked that the Ethics Chapter Code – Proposed Local Law E 2010 be placed on hold for the time being. Atty. Brockman feels this needs to be looked at, the original Ethics Chapter code is 30 years old. Atty. Brockman stated Trustee Davidson put a lot of work into. Trustee Stewart questioned if we do not pass this we go by the old code which is a 5 member Board. After a discussion it was decided to table this and discuss it at October’s Village Board meeting. Atty. Brockman asked the Board to review this and make any comments concerns be sent to Trustee Davidson.

MOTION by Trustee Davidson, seconded by Trustee Winslow to approve to table the Ethics Chapter Code until October Village Board meeting.

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

Carried

Atty. Brockman reviewed the Law Enforcement Intermunicipal Agreement with Schuyler County and he is in favor of it but also suggested to Chief Hulse that the Officers fully understand that they are not on Village time and are not working for the Village. They will have Village uniforms on and will be paid by Schuyler County and Schuyler would be responsible for any injuries, damages etc. Atty. Brockman wants them to know that no Village benefits follow them there when working. Atty. Brockman stated it is in the best interested for the Village to sign this and in return have the Officers sign a Memorandum of understanding. Chief Hulse could not find an agreement for years past. Atty. Brockman asked Chief Hulse to review this with Office Stewart and discuss it at October’s Village Board meeting. Chief Hulse stated we have in the past sent no more than two Officers down to Watkins Glen to help with the August Race.

Atty. Brockman received information from the Planning Board to amend the Zoning Law to include the Waterfront Development and Conservation District which includes the Outlet Trail area and Penn Yan Boats. Trustee M. Christensen mentioned this Zoning will have a great impact on the Village. Need to see what kind of consideration the Village is going to get for the exchange for agreeing with the zoning. The changes on the infrustrction on Municipal, Police, Fire Department and Public Safety issues. Need to consider our residents. Trustee M. Christensen mentioned we have to look at the budget we can’t sit back and encourage economy growth and all we see in return is pilot programs or non-profit organizations come in. Bruce Lyon agreed but right now the Waterfront Development can be developed whether this is

passed or not. Need to give the Planning Board and the Site Plan have more of a direction as where the Village wants to go and how it is developed. Mayor Church explained the Village does not have money to front this program without cooperation from other townships and the County. Rom French stated we want to be sure everything is in the proper place. After the discussion it was decided to have the Board review all information for the Waterfront Development and Conservation District and discuss this at the October's Board meeting.

MOITION by Trustee Winslow seconded by Trustee M. Christensen to approve Resolution No 47-2010 Amending the Zoning Chapter of the code of the Village of Penn Yan.

**WHEREAS**, the Planning Board of the Village of Penn Yan deems it appropriate to consider a local law amending the Zoning Chapter of the Village Code by adding provisions for waterfront development and conservation in the Village of Penn Yan; 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; and

**WHEREAS**, the Planning Board has prepared a Part I to an FEAF which has been circulated to the Board of Trustees along the with the proposed changes to the Code.

**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 be it 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) has been prepared; and be it further

**RESOLVED**, that the Village Attorney is requested to prepare a local law with respect hereto.

Date of Adoption: September 21, 2010

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

Carried

**COMMUNITY REVITALIZATION:**

Mayor Church explained we have not received any new applications at this time. He did mentioned that Long's has their new sign up and Roto Salt has spruced their building up. Both look good.

**MUNICIPAL:**

MOTION by Trustee Davidson, seconded by Trustee M. Christensen to approve the existing contract with Natgun to include tank cleaning and inspection and the installation of appurtenances necessary to accommodate future system upgrades at the Benton Hill Reservoir at a cost not to exceed \$24,900.

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

Carried

MOTION by Trustee Davidson, seconded by Trustee C. Christensen to approve the rebuilding of pump #1 at the raw water building at the water treatment plant by Siewert Equipment at a cost of \$6,971.

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

Carried

MOTION by Trustee Davidson, seconded by Trustee M. Christensen to approve the purchase of six (6) 15 KVA pole-mounted distribution transformers with mineral oil from Cooper Power Systems/Irby at a cost of \$816 each (\$4,896 total).

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

Carried

MOTION by Trustee Davidson, seconded by Trustee M. Christensen to approve the purchase of wood poles from Thomasson Company in the quantities listed below for a total cost of \$11,319.40.

Ten (10)	35 foot poles	@ \$203.70 each
Sixteen (16)	40 ft. poles	@ \$275.00 each
Sixteen (16)	45 ft. poles	@ \$305.15 each

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

Carried

MOTION by Trustee Davidson, seconded by Trustee Winslow to approve Terry Tree Service to cut brush (\$3,240) and trim trees (\$7,995) on Flat Street and Cherry Street for a total cost of \$11,235.

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

Carried

Discussion: Trustee Stewart question where the money was coming out of. Dick Osgood replied the electric fund.

MOTION by Trustee Davidson , seconded by Trustee Winslow to approve the attendance of up to three (3) employees at the IEEP Annual Meeting being held Thursday, September 30<sup>th</sup> in East Syracuse, NY; the cost to the Village will be mileage only.

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

Carried

MOTION by Trustee Davidson, seconded by Trustee Winslow to approve the attendance of up to four (4) employees at the NYMPA Semi-Annual Meeting being held Wednesday, October 27<sup>th</sup> in East Syracuse, NY at a cost of \$50/pp.

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

Carried

MOTION by Trustee Davidson , seconded by Trustee C. Christensen to approve Village Engineer Robert Elliott to prepare specifications and advertise for bids in October for the painting of all three (3) filters at the water treatment plant; this painting work will be scheduled to commence in January and be completed in April.

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

Carried

MOTION by Trustee Davidson, seconded by Trustee Winslow to declare an electrical panel box at the Water Treatment Plant (WTP) as ‘surplus’ and sold if possible. This no longer being used.

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

Carried

MOTION by Trustee Davidson, seconded by Trustee M. Christensen to approve Utility Payment Agreements in the amount of \$6,156.50.

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

Carried

**FINANCE & ADMINISTRATION:**

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

**AUDIT:**

	<b>Amount:</b>
<b>Paid Before Audit:</b>	
General	\$ 26,050.53
Electric	218,286.31
Sewer	7,750.41
Water	6,299.93
<b>Total Paid Before Audit</b>	<b>\$ 270,957.41</b>
<b>Current Audit:</b>	
General	\$ 51,898.11
Community Development - CRC	6,790.56
Electric	110,718.08
Sewer	63,057.64
Water	50,366.73
Capital Projects - Brown St. Watermain	4,787.00
H- Capital Fund-Village Parking Lot	36.89
<b>Total Current Audit Items</b>	<b>\$ 287,655.01</b>
<b>TOTALAUDIT</b>	<b>\$ 558,612.42</b>

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

Carried

Discussion; Trustee Stewart mentioned that he knows he said this last month but he really likes the newer report. This is much easier to read.

Mayor Church explained that we have had six (6) Cornell students in the Village this fall on two different weekend’s for a study of Village trees. The six (6) students will be paid \$100.00 each for this survey plus the lunch bill. Mayor Church is asking if the Board will approve paying them now otherwise they will have to wait five (5) weeks to get paid.

MOTION by Mayor Church, seconded by Trustee Davidson to approve payment of \$680.50 to the six (6) Cornell students for the tree survey in the Village plus the lunch bill.

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

Carried

MOTION by Trustee Winslow, seconded by Trustee M. Christensen to authorize Shawna Wilber to attend the Annual NYCOM Conference being held in Lake Placid on September 20 – 24<sup>th</sup> at a cost of \$1,342.32 for the conference, lodging and meals, plus mileage. (Please note the Mayor previously authorized the trip as permitted under Village of Penn Yan Code §5-1.

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

Carried

Discussion: Mayor Church stated that Mrs. Wilber was hesitant to go but these conferences are very informative.

MOTION by Trustee Winslow, seconded by Trustee Davidson to approve the last payments on the Brown Street Water project is paid to Municipal Solutions and any other bills to wrap this project up.

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

Carried

#### **PERSONNEL:**

Trustee Stewart was asked by Atty. Brockman if he has had review the contents of the CSEA agreement with the information that was agreed upon back in March. Trustee Stewart had not but will. It was decided to place the CSEA Agreement on hold until October's Village Board meeting.

Trustee Stewart explained the handbook will be sent to the Board for their review and will ask for approval at October's Board meeting.

#### **PUBLIC SAFETY:**

#### **POLICE DEPARTMENT:**

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to approve Chief Hulse to attend the Annual Executive Development Seminar on Oct, 5, 6 and 7, 2010 at the Byrnclyff Resort in Varysburg, NY. Event is sponsored by the Finger Lakes Law Enforcement Academy, cost is \$225.00

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Absent	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 Investigator Donovan to attend the Latent Print Processing Level One Course at Erie Community College in Williamsville, NY on September 20 – 24, 2010. No cost for course, has overnight accommodations with family.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Absent	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 Investigator Donovan and Sergeant Dunham to attend the "Syringe Programs" and training amendments to Criminal Possession of Controlled Substances Offenses (Penal Law Article 220) training to be held in Batavia on September 28, 2010. No cost for training.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Absent	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 Investigator Donovan to attend the Advanced latent Print Processing Level Two Course at Erie Community College in Williamsville, NY on October 4 – 8<sup>th</sup>, 2010. No cost for course, has overnight accommodations with family.

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

Carried

Trustee M. Christensen explained the Village had sponsored Officer Patrick McKnight through the academy and a Full Time position is currently funded in our budget this year. At present it is being covered by Part Timers. Trustee M. Christensen explained that we know that next year we are all going to be struggling on the budget. Trustee M. Christensen mentioned that we know the advantages of part time help and we have been fortunate that we have experience Officers on our staff. Chief Hulse stated we are using some federal grant money to fund the part time help and this will go away next July. Trustee M. Christensen stated do we utilize more Part Time help in the future or do we want to wait till next year and see where we are at budget time. Want to be fair to Officer McKnight hate to fill the Full Time position and then 6 months down the road discussing layoffs. Mayor Church explained that we did increase the Part Time budget. Chief Hulse explained that the part time- over time should go down and he has been utilizing other part time staff to help cover the shift. Chief Hulse explained Office McKnight is now working Part Time and has done an excellent job – Office McKnight has received offers from other agencies for employment opportunities. Mayor Church asked Chief Hulse to be sure if this gets approved that he tries to keep the Over time down. Mayor explained not sure what will be going on next year regarding the budget. Mayor explained to Officer McKnight that this has nothing to do with him it's about budgeting. Trustee Winslow feels a permanent Full Time officer would be good. Trustee Stewart feels this would be a good move.

MOTION by Trustee M. Christensen, seconded by Trustee Winslow to approve to offer Officer Patrick McKnight Full Time this will be effective after his completion and passing of Civil Service testing. Which Chief Hulse explained should be in a few weeks.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Absent	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 annual Trick or Treating time to be held on Sunday October 31, from 6:00 pm – 8:00pm in the Village of Penn Yan.

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

Carried

#### **FIRE DEPARTMENT:**

Trustee M. Christensen stated after the Elm Street project is completed the DPW will look at the Firehouse drainage system to be fixed.

Brent Bodine explained that this Thurs. the old ticker tape machine will be installed on a temporary basis at the 911 Center while we wait for the old equipment to be fixed.

Trustee M. Christensen explained the Penn Yan Fire Department's Annual Village Inspection is October 6, at 7:00PM. Mayor Church asked that any Board member is more than welcome to show this night.

MOTION by Trustee M. Christensen, seconded by Trustee Winslow to approve Rich Yahn as a new member of the Hunter Hook & Ladder Company.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Absent	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 remove Derek Filipiak from the Active Role in the Penn Yan Fire Department.

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

Description	Number	Firefighters	Manhours
Fire Alarms			
House Fires	1	31	32.6
Business Fires			
Grass/Brush Fires			
Outside Building/Barn Fires			
Car/Vehicle Fires			
Other Fires	1	11	1.8
Wires	3	34	4.9
Other Emergency	13	173	85.2
Automatic Alarm Fires	9	113	13.9
Mutual Aid Scene	1	9	28.1
Mutual Aid Standby			
Public Service	2	15	9.4
Vehicle Accident			
<hr/> Total Fire Calls	<hr/> 30	<hr/> 386	<hr/> 175.9
Medical/Rescue Calls			
First Responders			
Assist Ambulance			
Other Medical			
<hr/> Total Med/Resc Calls	<hr/> 0	<hr/> 0	<hr/> 0.0
<hr/> Total ALL Calls	<hr/> 30	<hr/> 386	<hr/> 175.9
Other Activities			
Courses			
Drills	3	38	85.0
Monthly Meetings	7	49	49.5
Committee Meetings			
Fire Prevention	1	3	9.8
Fund Raising			
Parades/Cleanup	1	40	80.0
Work Detail	3	25	105.0
Wake/Funeral			
Line Of Duty			
Other			
<hr/> Total Other Activities	<hr/> 15	<hr/> 155	<hr/> 329.3
*****	***	*****	*****
<hr/> Total ALL Activities	<hr/> 45	<hr/> 541	<hr/> 505.2

Trustee M. Christensen Aye Carried

Mayor Church explained we need to have the NYS Liquor Authority Special Events Permit filled out and signed. This will allow the PY Fire Department to distribute alcohol at the annual Turkey raffle. One needs to be signed each time of an event if distributing to the public.

MOTION by Mayor Church, seconded by Trustee C. Christensen to authorize Mayor Church to sign the NYS Liquor Authority Special Events Permit, as the owner of property at the Firehouse for the Annual Turkey Party held November 5th.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Absent	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 set a Public Hearing for November 16, 2010 at 6:00 PM to establish the Fire Department proceeds with the Non for Profit organization

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

Carried

Trustee M. Christensen read the Final Report/Recommendation PYFD Budget/Expenditures that this is the final report from the Ad Hoc Committee. We are asking that the Fire Department do nothing more than exactly what other Departments do for their budgets. Chief Retorick mentioned he did not know this was the final report. Mayor Church and Trustee M. Christensen explained it's a final report from the Ad Hoc Committee, explained that items still can be changed or we can take suggestions. Chief Retorick had questions regarding mileage about the men and Fire Police; he thought we were getting clarification on this. Mike will look into that. Chief Retorick asked about the mileage for the men, should they start to keep

track of this now. Mayor Church stated yes definitely. Mayor mentioned that the men might want to review which would be better for them. They can either get reimbursed for the mileage or use the \$200.00 tax credit doesn't think they can do both. Mayor expressed again this document can be changed - just need to ask and show documentation. Mayor also mentioned the mileage would be retroactive back to June 1, 2010. Trustee M. Christensen would like to thank the Fire Chiefs, the Ad Hoc Committee, Atty. Brockman and Clerk/Treasurer S. Wilber for all their time and effort spent in compiling all the information. Trustee M. Christensen explained this is a learning process for all of us. Mayor Church stated that Chief Clancy and the Clerk/Treasurer will get together regarding the reimbursement and will reconcile this year's budget. Mayor explained again this can be changed we will work together and it's a work in progress. A copy was given to Chief Retorick and the Village Clerk will make sure the other three Chiefs get a copy. Trustee M. Christensen explained that in addition to this report that he has the e-mails and different correspondence from the Trustee regarding this report. This will be available at the Clerk's Office.

MOTION by Trustee M. Christensen, seconded by Trustee Davidson to approve the Final Report/Recommendations of the PYFD Budget/Expenditures from the Ad Hoc Committee.

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

Carried

At 7:35 PM Trustee Allison enter the Board meeting.

**CODE ENFORCEMENT:**

No report

**PUBLIC WORKS:**

MOTION by Trustee Allison, seconded by Trustee Winslow to authorize to obtain quotes regarding survey work in the area of Old Route 14A and Himrod Road and East Main Street.

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: Trustee Allison explained we need to know where the Village line is and would like to improve this intersection. Trustee M. Christensen question regarding the regulations for motorized wheelchairs in the highway. We have a nice new wide sidewalk and they use the Street for transportation. Chief Hulse will look into this he will also contact the office at Meadowside regarding the safety concerns for them and drivers.

MOTION by Trustee Allison, seconded by Trustee Winslow to approve Bill Jensen, Deputy Assistant Director to attend four (4) workshops sponsored by Cornell Local Roads Program. \$40/per workshop - totaling \$160.00 plus mileage.

September 29	Roadway & Roadside Drainage	Waterloo
October 7	Traffic Signs & Pavement Markings	Wellsville
October 12	Pavement Maintenance	Penn Yan
November 4	Powers and Duties of Hwy. Officials	Watertown

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 last month we had a motion to purchase a 2010 International 7400 4x2 Chassis on state bid at a cost of \$63,905.45 - not realizing the price quote was for a manual transmission. There is an additional charge of \$2,843.70 for this; truck can still be purchased for less than the budgeted amount.

MOTION by Trustee Allison, seconded by Trustee Davidson to approve the addition cost of \$2, 843.70 to cover the cost of the upgrading from a manual to automatic transmission.

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 that we will be paving on E. Elm Street on Friday asking the public please be patient during this process. It will be worth it when completed.

**PARKS & RECREATION:**

Dan Doyle explained the Village Code for the Parks needs to get updated very ancient. Dan mentioned that the Park Committee has reviewed the Code and made changes. Dan spoke with Bruce Lyon, CEO to find out what he needs to have in the code. Atty. Brockman would like to sit down with Dan with in the week or so and review the code and changes. Dan explained cannot move forward on the Boat Launch project until we have rules and regulations for the area. We also need to know what kind of device we will be using at the boat launch. Dan is still looking into different options. Mayor Church asked if he could be included in the meeting with Atty. Brockman and Dan. Mayor Church asked Dan to contact Sarah Purdy at the County regarding if the Village’s park money that the Village requested is in the budget, if not when do we need to come in to explain why we need their help.

Dick Osgood asked about signing the contract from the State of NY. Dick explained that we have a grant from NY State for \$300,000. The Village has to match the \$150,000. He mentioned that the Committee has looked at what we have to do for the grant. Dick explained this is very similar to the Brown Street Water Main project. We have to come up with \$77,000 cash. Dick stated we were under the impression it would be for 5 years and we would have \$10,000 each year now reading the grant we have 3 years. Dick and Dan have looked at their budgets and with transferring money around would be about \$60,000 short. Dick explained I hate to lose \$150,000 in grant money for a small amount of \$60,000. I know the budget will be deeply impacted next year. Dick feels we should approach other service organizations to see if they can help with purchasing some materials and or labor. Mayor Church feels we should ask the County and other townships to see if they will help chip in. We have well over 50% of non Village residents that use the parks. Mayor Church asked Dan to write a letter to the County and area townships explaining the situation and ask for funding. Mayor Church asked Dick what exactly needs to be done. Dick explained the biggest is removing and replacing the bath rooms and changing areas at Red Jacket will also look at the parking issue. The Outlet Trail near the playground area by Lake and Liberty Streets this needs to be hand-i-cap acceptable. For the majority of work will be done in house by the DPW. Need repaving on the Outlet Trail approximately 5,000 feet. The last item which I hope we can get amend is the stairway at the Outlet Trail up to Main Street. Last year the County built those and hope we can use the money to refurbish the existing bridge crossing the Outlet the former railroad structure.

MOTION by Trustee C. Christensen, seconded by Trustee Davidson to approve Mayor Church signs the contract for the State of NY for the \$300,000 grant.

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

Discussion: Trustee Davidson explained that the \$60,000 is over 3 years. Dan questioned after he writes the letters does the Village Board need to approve them. Mayor Church stated no and he will sign the letters.

MOTION by Trustee C. Christensen, seconded by Trustee Davidson to authorize the Mayor to sign the grant.

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

Carried

**PLANNING & DEVELOPMENT:**

No Report

**PLANNING BOARD:**

Trustee Davidson explained he has spoken with Dale Lane if the Fair Board wanted to, what are the steps to annex into the Village. What process needs to be done?

**COMMENTS:**

Trustee Allison explained that we need to name the drive thru from Elm Street to Maiden Lane for CHIPS purpose. A suggestion was Firehouse Ave.

Trustee M. Christensen asked Chief Retorick if he received the third quote for the alarm system, he explained we have one from Simplex, and Peter Covert. Chief Retorick stated yes it should be in your mailbox.

**ADJOURNMENT:**

At 8:04 PM, MOTION by Trustee Davidson, seconded by Trustee Winslow to move into Executive Session and asked Dick Osgood and Brent Bodine to join.

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

Carried

**ADJOURNMENT OF EXECUTIVE SESSION:**

At 8:25 PM, MOTION by Trustee Allison, seconded by Trustee M. Christensen to leave Executive Session and return to regular Village Meeting.

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

Carried

**ADJOURNMENT:**

At 8:35 PM MOTION by Trustee Allison, seconded by Trustee M. Christensen to adjourn the regular meeting

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

Carried

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Mary Ann Martin, Deputy Clerk

**ANNOUNCEMENTS:**