

**MINUTES** of a Regular Meeting of the Village Board of Trustees held Tuesday evening, October 26, 2004 at 7:00 PM in the Maxwell Building, 127 Main Street, Penn Yan, New York.

**PRESENT:** Mayor D. Marchionda, Jr.; Trustees N. Taylor, R. Schwingle, N. Koek, M. Christensen and G. Smith; Director of Public Works E. Balsley; Assistant Director of Public Works R. Osgood, Police Chief S. Hill, Village Attorney E. Brockman; Village Treasurer M. Socola; Street Superintendent R. Jensen; Recreation Director D. Doyle; Code Enforcement Officer B. Lyon; and Cemetery Superintendent L. Axtell

**ABSENT:** Trustee W. Allison and Fire Chief Pallar

Public Attendee: Mrs. Armstrong

News Media present: Gina Muscato, Finger Lakes Times and Peg Thompson, Dundee Observer

Mayor Marchionda called the meeting to order at 7:00 PM and led the Pledge Allegiance to the Flag.

**CALL FOR EXECUTIVE SESSION:**

MOTION by Trustee Koek, seconded by Trustee Taylor to hold an *Executive Session* at the end of the meeting concerning a personnel matter. Unanimously Carried.

**MINUTES:**

MOTION by Trustee Koek, seconded by Trustee Schwingle to approve the minutes of the regular Village Board meeting of October 12, 2004 as submitted. Unanimously Carried.

**GUESTS, PUBLIC REQUESTS & COMMENTS:**

- (1) Boy Scout Troop 44
- (2) Carl Sands and a couple members of the Snowmobile Club were present to answer any questions that the Village Board might have concerning riding snowmobiles on the Outlet Trail

**MAYOR:**

Mayor Marchionda welcomed Boy Scout Troop 44 and briefly explained the Village government procedures. He invited them to ask questions at any time.

**ATTORNEY:**

MOTION by Trustee Schwingle, seconded by Trustee Smith to adopt and authorize the Mayor to sign the Addendum to Inter-Municipal Agreement between the Village of Penn Yan and the Village of Dresden relative to the planning, design, construction, operation and maintenance of a Regional Water Treatment Facility. The original was signed in 1995. Unanimously Carried.

Attorney Brockman presented the Board with a resolution pertaining to the Local Community Development grant issued to Doug Marchionda, Sr. in 1995. Following discussion, the Trustees decided to review the document to adopt it at the November 9<sup>th</sup> meeting.

**CORRESPONDENCE:**

**AUDIT:**

MOTION by Trustee Smith, seconded by Trustee Taylor to pay the current bills as submitted:

Village:	General Fund	32,027.56
Municipal:	Electric	11,956.95
	Water	12,556.69
	Sewer	13,758.28
	Capital – Water	12,426.97
	Capital – Sewer	3,244.50

Unanimously Carried.

**FINANCE & ADMINISTRATION:** G. Smith

The last meeting was held this afternoon, October 12<sup>th</sup> at 2:30 PM in the Village Office.

Trustee Smith reminded the Public Works Department, that since there is a time limit on receiving the \$20,000 grant for grading the Sherman Street railroad crossing, it should be done fairly soon.

MOTION by Trustee Smith, seconded by Trustee Allison, to pay for the DPW barn's new roof from the Capital Reserve Fund for repairs. Unanimously Carried.

**PERSONNEL:** N. Koek, Chair

Last meeting was held Tuesday, September 14<sup>th</sup> at 7:00 AM in the Village Office, 2<sup>nd</sup> fl.

MOTION by Trustee Schwingle, seconded by Trustee Allison to hire employee Dean Roberts, presently a DPW MEO (L), to the position of *Water/Sewer Maintenance Helper*, Group III, at Step 2 (\$14.79 an hour). The position of *Helper* is for one year. The effective date of transfer will be determined at a later time. Unanimously Carried.

MOTION by Trustee Schwingle, seconded by Trustee Allison to hire Keith Hayes to the position of *Cemetery Groundskeeper*, Group I at \$12.87 an hour with a 1-year probation period. He began work today, October 12, 2004. Unanimously Carried.

Trustee Schwingle informed the Board that as of Friday, October 15<sup>th</sup>, the vacant position of *MEO (L)* will have been posted internally for seven working days, as per the CSEA Contract. The committee would like to hire someone as soon as possible.

**PARKS & RECREATION** – Randy L. Schwingle, Chair

The next meeting is scheduled for Monday, October 18<sup>th</sup> at 3:00 PM in the Village Office.

Parks and Recreation Director Doyle informed the Board that by the end of this week, Red Jacket pavilion will be closed for the season.

**PLANNING & DEVELOPMENT**: M. Christensen

The next meeting is scheduled for Monday, October 25<sup>th</sup> in the Village Office at 7:00 PM.

No report.

**AD HOC BUILDING COMMITTEE for VILLAGE HALL/POLICE STATION**: D. Marchionda, Jr., Chair

Mayor Marchionda set Tuesday, October 19<sup>th</sup> at 7:00 PM in the Village Office for the next Ad Hoc Building Committee meeting. The Clerk was asked to notify the committee members of the meeting.

Mayor Marchionda also informed the Board that *RENOVATIONS TO THE FIRE STATION* will be put out to bid as soon as possible.

**PUBLIC SAFETY**: N. Taylor, Chair

The last meeting was held Friday, September 24<sup>th</sup> at noon in the Wagner Inn; the next meeting will be determined at a later date.

**Police Department**:

Chief Hill has agreed to switch over the Village Police Department phones to 911 at Yates County on a trial basis. Presently, the phones are switched over around 10:00 PM; he will now turn them over around 4:00 PM or 6:00 PM, whichever works better. This would discontinue the walk-ins during this time frame, and free the Police Officers to patrol. After further discussion, it was decided that Board approval was not necessary.

**Fire Department**:

Trustee Taylor met with Fire Chiefs Pallar, Winslow and Retorick to discuss the “fire horn” issue brought to the Board’s attention at the September 28<sup>th</sup> meeting. The Fire Department is willing to experiment a couple of ways to lower the loudness of the fire horn. They are going to try to lessen the amount of air allowed into the siren with the hope that it will lower the volume. Another way might be to put the new cupola over the siren, thereby muffling some of the noise. The Village Board appreciates their co-operation.

**Code Enforcement Office**:

No report.

**PUBLIC WORKS**: W. Allison, Chair

The next meeting is scheduled for Monday, October 18<sup>th</sup> at 1:00 PM in the Village Office, 2<sup>nd</sup> fl.

**Streets**:

Street Superintendent Jensen informed the Board that fall leaf pick-up would not begin until more leaves are on the ground.

**Cemetery**:

Trustee Allison welcomed Lynn Axtell, the new Cemetery Superintendent, to the meeting.

**MUNICIPAL**:

Last meeting was held on Thursday, October 7, 2004 at 2:00 PM in the Maxwell Building

MOTION by Trustee Allison, seconded by Trustee Smith to authorize Director of Public Works Balsley to attend the NYMPA Semi-Annual meeting on October 28<sup>th</sup>, and to be designated as Penn Yan’s delegate. Unanimously Carried.

MOTION by Trustee Allison, seconded by Trustee Schwingle to amend last meeting’s motion by authorizing up to ten (instead of 6) employees to attend to the Finger Lakes Water Works Conference Fall Workshop at Crooked pines Golf Club on Thursday, October 14, 2004. Unanimously Carried.

DPW Director Balsley presented an *Addendum to Inter-Municipal Agreement between the Village of Penn Yan and the Village of Dresden* to be signed by the Mayor. Mayor Marchionda referred the agreement to Attorney Brockman for his review.

At 7:35 PM, MOTION by Trustee Schwingle, seconded by Trustee Smith to adjourn into *Executive Session* concerning pending litigation. Unanimously Carried.

(10 minute break)

At 8:30 PM, MOTION by Trustee Smith, seconded by Trustee Allison to adjourn the *Executive Session* and the regular Village Board meeting. Unanimously Carried.

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Linda K. Banach, Village Clerk

\*The next Regular Village Board meeting is scheduled for Tuesday, October 26, 2004 in the Maxwell Building.

