

**MINUTES** of a Regular Meeting of the Village Board of Trustees held Tuesday evening, November 14, 2006 at 7:00 PM, Village Hall, 111 Elm Street, Room 202, Penn Yan, New York.

**PRESENT:** Mayor D. Marchionda, Jr.; Trustees W. Allison; R. Church; N. Taylor; R. Hoban; M. Christensen; R. Dailey Village Attorney Brockman; CEO B. Lyon; Assistant DPW R. Osgood; Police Chief G. Mitchell; Director of Public Works E. Balsley; Parks Director D. Doyle, Fire Chief J. Housel; Street Superintendent R. Jensen; Clerk/Treasurer S. Brennan

**ABSENT:** Cemetery Superintendent L. Axtell

News Media present: Gina Muscato, Finger Lakes Times; Loujane Johns, Chronicle Express

Mayor Marchionda called the meeting to order at 7:03PM and led the Pledge Allegiance to the Flag.

**EXECUTIVE SESSION:**

MOTION by Trustee Christensen, seconded by Trustee Taylor to hold an *executive session* at the end of the regular Village Board Meeting regarding a personnel matter.

Carried.

**MINUTES:**

MOTION by Trustee Allison, seconded by Trustee Church to approve the October 10, 2006 Village Board Meeting minutes.

Carried.

MOTION by Trustee Allison, seconded by Trustee Church to approve the October 19, 2006 Special Board Meeting minutes, as submitted.

Carried.

**GUESTS, PUBLIC REQUESTS & COMMENTS:**

Bob Stewart gave a fifteen-minute presentation asking the village to approve a MOTION where Stand Energy (Geneva NY) conducts a feasibility study to supply the Village of Penn Yan with natural gas for a cost to the village of \$5000.00.

MOTION by Trustee Hoban, seconded by Trustee Allison to allow Stand Energy to conduct a feasibility study for a cost to the village of up to \$5,000.00.

Gary Pinneo updated the Village Board on Trolley Days scheduled for the weekend of September 15th and 16<sup>th</sup>, 2007. He stated that some musical entertainment and vendors have already been booked, although details are still being worked through.

The Mayor suggested the pair attend a Public Safety Meeting to coordinate Police and Fire Department involvement and safety measures.

**CORRESPONDENCE:**

MOTION by Trustee Christensen, seconded by Trustee Taylor to waive the building permit and inspection fees for the Pennsylvania Yankee Theater Co.

Carried.

Penn Yan Methodist Church was referred to Public Safety with concern to an additional Handicap-Designated parking spot.

MOTION by Trustee Christensen, seconded by Trustee Hoban to allow Star-Shine Friday December 1<sup>st</sup>, 2006

Carried.

**MAYOR:**

MOTION by Trustee Taylor, seconded by Trustee Church to adopt Resolution #39-2006/ Feasibility study of coordinated Police, Sheriff, and Court Services at a cost to the village of \$2,600.00.

Carried.

Amy Leisenfelder, Director of Yates Cultural and Recreational Resources, Inc, asked Mayor Marchionda if the Village of Penn Yan could clarify the annexation process to her organization, as she has never been involved in an annexation process before. Attorney Brockman stated that YCRR's attorney should research on which annexation process would work best for their organization, as there is more than one way to complete the process. Attorney Brockman also stated that a joint meeting between the Town of Benton and the Village Office must take place.

**ATTORNEY:**

Discussion... MOTION by Trustee Christensen, seconded by Trustee Taylor to adopt Resolution #41-2006/ Amendment of the Code of the Village of Penn Yan to permit the operation of Snowmobiles on the Outlet Trail

**Record of Vote:**

Trustee Christensen	Aye
Trustee Taylor	Aye
Trustee Allison	Aye
Trustee Church	Abstain
Trustee Dailey	No
Trustee Hoban	No
Mayor Marchionda	Aye

MOTION by Trustee Hoban, seconded by Trustee Dailey to adopt Resolution #42-2006/ Keuka Lake Uniform Docking and Mooring Law of the Village of Penn Yan

Carried.

MOTION by Trustee Church, seconded by Trustee Hoban to pass Resolution 43-2006 / School Resource Officer Agreement

Carried.

**AUDIT:**

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

Village:	Paid before audit – General Fund	\$ 17,032.19
	General Fund	<u>\$ 133,664.73</u>
	Total Village audit:	<b>\$150,696.92</b>

Municipal:	Paid before audit – Electric	\$ 99,139.20
	Paid before audit – Water	\$ 0.00
	Paid before audit - Sewer	\$ 8,430.00
	Electric Fund	\$ 15,703.80
	Water Fund	\$ 61,861.18
	Sewer Fund	\$ 55,469.33
	Capital Electric	\$ 16,122.37
	Capital Water	\$ 0.00
	Capital Sewer	<u>\$ 0.00</u>
	Total Municipal audit:	<b>\$256,725.88</b>

Carried.

**FINANCE & ADMINISTRATION:** B. Church, Chair; W. Allison & N. Taylor

The last meeting was this afternoon, Tuesday November 14, 2006 at 2:30 in the Village Hall

MOTION by Trustee Church, seconded by Trustee Christensen to declare a building on Basin Street a surplus and put out a bid to sell.

Carried.

**PERSONNEL:** M. Christensen, Chair, N. Taylor & R. Hoban

The last meeting was held Monday, November 13, 2006 at 4:00 PM in the Village Hall, Room 210

**PARKS & RECREATION:** R. Dailey Chair; W. Allison; B. Church

The last meeting was held November 13, 2006 at 4:00 PM.

MOTION by Trustee Dailey, seconded by Trustee Church to write a letter to Keuka College stating the withdrawal on behalf of the Village of Penn Yan from the Keuka College Field Consortium.

Director Doyle stated the Zumba exercise class with a partnership to the YCRR is now full and has provided safe and fun recreation to the residents of the village.

**PLANNING & DEVELOPMENT:** R. Hoban, Chair, M. Christensen & R. Dailey

The meeting scheduled at 7:00 PM in the Village Hall was canceled; next meeting 11/27/06.

Meeting cancelled; No quorum.

**AD HOC BUILDING COMMITTEE:** D. Marchionda, Chair

No Report

**PUBLIC SAFETY:** N. Taylor, Chair, M. Christensen & R. Dailey

The last meeting was held, Wednesday November 1, 2006 at 6:00 PM in the Village Hall.

MOTION by Trustee Hoban, seconded by Trustee Christensen to hire Architectura to install an elevator in the Fire Department House.

Carried.

Discussion took place on processing an environmental assessment on the Fire House Building.

The Christmas Wreathes have arrived and Trustee Taylor thanked all of the Trustees who contribute to the Sunshine Fund as the payment for these wreathes comes out of this fund.

**Police Department:**

Police Chief G. Mitchell stated he will be away for two weeks in December, and a temporary replacement will be named

Fire Department:

Chief J. Housel stated that the Fire-Police could not be involved in this year's Star-Shine to direct traffic for the horse and carriage rides.

Code Enforcement

No Report

**PUBLIC WORKS:** W. Allison, Chair; B. Church & R. Hoban

The last meeting was held October 19, 2006.

No Report

Streets:

No Report

**MUNICIPAL:**

The last meeting was held Thursday November 9, 2006 at 2:00 PM in the Village Hall, Room 210

MOTION by Trustee Allison, seconded by Trustee Christensen that the Mutual Aid Agreement be signed and returned to the American Public Power Association, pending approval by Attorney Brockman

Carried.

MOTION by Trustee Allison, seconded by Trustee Taylor to authorize the payment of Payment Application No. 4 from Blackmon-Farrell Electric, Inc. in the amount of \$1034.20

Carried.

MOTION by Trustee Allison, seconded by Trustee Church to authorize the attendance of up to four (4) people at the FLWWC Winter Meeting December 7<sup>th</sup> in Newark, NY at a cost of \$15 per person

Carried

MOTION by Trustee Allison, seconded by Trustee Christensen to approve payment agreements in the amount of \$5, 459.07

Carried.

**The next Municipal Utilities Board Meeting will be held Thursday December 7<sup>th</sup> at 2:00 PM in the Executive Session Room in the Village Office Building.**

**ADJOURNMENT INTO EXECUTIVE SESSION:**

At 9:38 PM, MOTION by Trustee Allison seconded by Trustee Dailey to adjourn into Executive Session regarding a personnel matter.

Carried.

(The Deputy Clerk was excused)

MOTION by Trustee Christensen, seconded by Trustee Dailey to create a Principal Account Clerk Typist Position

Carried.

MOTION by Trustee Christensen, seconded by Trustee Church to accept Kristy Pedder's resignation as Account Clerk Typist at the Penn Yan Police Department

Carried.

MOTION by Trustee Christensen, seconded by Trustee Taylor to appoint Kristy Pedder to the full time position of "Confidential Assistant to the Police Chief" effective November 15, 2006 at an hourly rate of \$14.90 per hour. This is a managerial/confidential, non-sworn in, non-union position in the Penn Yan Police Department.

Carried.

MOTION by Trustee Christensen, seconded by Trustee Taylor to adopt the following part-time Police Officer pay schedule:

\$13.00 per hour starting pay  
\$14.00 per hour after two (2) years  
\$15.00 per hour after five (5) years  
\$16.00 per hour after fifteen (15) years  
\$18.00 per hour for any Penn Yan Police Officer or Yates County Sheriff Deputy who has retired after twenty (20) years of service as a full-time member.

Carried.

MOTION by Trustee Christensen, seconded by Trustee Hoban to appoint Stephen Hill as a part-time Police Officer effective December 1<sup>st</sup>, 2006

Carried.

**ADJOURNMENT OF EXECUTIVE SESSION:**

At 10:45 PM, MOTION by Trustee Christensen, seconded by Trustee Taylor to adjourn the executive session and return to the regular Village Board meeting.

Carried.

**ADJOURNMENT:**

At 10:47 PM, Trustee Allison, seconded by Trustee Hoban to adjourn the regular meeting.

Carried.

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Stacy L. Casterline, Deputy Clerk

**ANNOUNCEMENTS:**

► The next *Regular* Village Board Meeting is scheduled for Tuesday, Dec. 12<sup>th</sup> at 7:00 PM.