

MINUTES of a Regular Meeting of the Village Board of Trustees held Tuesday evening, November 16, 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; Clerk/Treasurer S. Wilber; Director of Public Works D. Osgood; Assistant Director of Public Works B. Bodine; Deputy Assistant Director of Public Works B. Jensen; Police Chief Hulse; Parks Director D. Doyle; Fire Chiefs R. Simpson, M. Clancy; Municipal Board members D. Banach; R. French; D. Payne

ABSENT: Trustee W. Allison; CEO B. Lyon; Fire Chief R. Retorick

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

PUBLIC: Tom McCormick, Mark Morris, Robert Hand, Brian Housel

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

6:00 PM PUBLIC HEARING – Not-For-Profit-Corporation

Mayor Church called the Public Hearing to order at 6:00 PM.

MOTION by Trustee Davidson, seconded by Trustee Winslow to open the Public Hearing at 6:00PM

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 asked if there were any comments from the public regarding the Fire Department incorporating. No comments

Mayor Church mentioned this is the beginning for the Fire Department to move forward to Incorporate.

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

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 Davidson to approve Penn Yan Volunteer Fire Companies, Inc. to Incorporate.

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

Carried

6:05 PM PUBLIC HEARING – Dedication of and Creating a Village Street known as Firehouse Avenue

Mayor Church called the Public Hearing to order at 6:05 PM

MOTION by Trustee M. Christensen, seconded by Trustee Davidson to open the Public Hearing for Creating a Village Street known as Firehouse Avenue 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 asked if there were any comments from the public regarding the Dedication and Creating the Village Street known as Firehouse Ave. No comments from the Public. Mayor Church explained that with this CHIPS money now can be used on part of that parking lot for repairs.

MOTION by Trustee Davidson, seconded by Trustee C. Christensen to close the Public Hearing at 6:07PM.

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 Davidson to approve Resolution No 57-2010 Accepting Dedication of and Creating Village Street known as "Firehouse Avenue"

WHEREAS, it has been proposed to dedicate and create a village street known as "Firehouse Avenue" passing through Municipal Parking Field #4 in the Village of Penn Yan; and

WHEREAS, SEQRA issues have previously been dealt with regarding said action; and

WHEREAS, a public hearing was held with respect thereto on November 16, 2010 at 6:05 p.m.; and

NOW THEREFORE BE IT RESOLVED THAT:

1. The dedication and creation of said Village Street is accepted and the Village Clerk is to enter such street in the Village records and make notice to the County Highway Superintendent of such action.
2. Said Village Street shall be known as "Firehouse Avenue".
3. Said street shall be 24 feet in width throughout, shall extend from the northerly line of Elm Street approximately 350 feet to the southerly line of Maiden Lane and shall be open to two-way traffic throughout.
4. Action shall be taken by the Board of Trustees to consider adoption of a local law establishing a special limit of 15 miles per hour thereon for the entire length of such street.

Date of Adoption: November 16, 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

DISCUSSION: Atty. Brockman stated that at December Village board meeting we will have a Local Law to set a speed limit for this portion of the Street.

MOTION by Trustee Davidson, seconded by Trustee Winslow to approve Resolution No 61-2010 Updating the Local Highway Listing for the DOT for the Local Highway Inventory.

BE IT HEREBY RESOLVED by the Village of Penn Yan for the purpose of correcting and updating the Local Highway Listing provided to the Village of Penn Yan each year by the New York State Department of Transportation for verification of the Local Highway Inventory, we make the following corrections/changes:

ADDITIONS: The following additions are to add a NEW road that is not currently included on the Inventory listing from NYSDOT:

Firehouse Avenue from Elm Street to Maiden Lane for a total length of 0.07

Total Mileage Added: 0.07 Miles

CORRECTIONS:

Establishment of Firehouse Avenue from Elm Street to Maiden Lane

Existing LHI Centerline Miles Total: 21.40 Corrected to 21.47
Existing LHI Lane Miles Total: 42.80 Miles Corrected to 42.94 Miles

NOW, THEREFORE, VILLAGE OF PENN YAN BOARD MEMBERS HEREBY RESOLVE AS FOLLOWS:

The following vote was taken and recorded in the public or open session of said meeting as to the changes/corrections to the Local Highway Inventory listing:

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 Winslow to have an Executive Session to discuss CSEA negotiations and work history of an employee. This will be held at the end of the regular Village 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

MINUTES:

MOTION by Trustee C. Christensen, seconded by Trustee Davidson to approve the Village Board Minutes from October 19, 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

6:10 PM PUBLIC HEARING – Code of Ethics Chapter

Mayor Church called the Public Hearing to order at 6:14PM

Motion by Trustee Davidson, seconded by Trustee Winslow to open the Public Hearing for Code of Ethics Chapter at 6: 14PM.

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 asked if there were any comments from the public regarding the Code of Ethics Chapter.

Trustee M. Christensen had a question regarding 9-10 Future employment. Trustee Davidson explained if an employee works for us then leaves and works for ABC Company and the ABC Company comes to us with a bid that the former employee cannot represent the ABC Company and cannot do any part of the bidding. Trustee M. Christensen explained the interpretation is that you can't even work for them. Atty. Brockman explained that the real problem is if former employee working for the ABC Company and Village putting out for a bid and the ABC Company gets the low bid. We have a problem because the Village should not take that bid because of the former employee is working for them. Trustee Davidson explained that the former employee cannot be in the bid process.

Mayor Church asked again if any other questions about the Ethics. No comments from the public.

MOTION by Trustee Winslow, seconded by Trustee C. Christensen to close the Public Hearing at 6:23PM

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 Stewart to approve Resolution No 58-2010 Amending the Ethics Chapter of the Code of the Village of Penn Yan.

WHEREAS, the Board of Trustees previously dealt with SEQRA issues related to this proposed Local Law, by declaring itself Lead Agency and designating the Local Law as a Type II action; and

WHEREAS, a public hearing was held before the Board of Trustees on said proposed Local Law on November 16, 2010.

NOW THEREFORE BE IT RESOLVED, THAT

1. The Board of Trustees of the Village of Penn Yan adopts proposed Local Law E of the Year 2010 as Local Law 5 of 2010.
2. The Village Clerk is directed to file such Local Law 5 of 2010 with the Secretary of State of the State of New York and provide for the requisite publication and posting of the Notice of Adoption of such local law together with such other acts that are customarily associated with the adoption and implementation of the Local Law, including the entry thereof in the minutes of the Meeting of the Board of Trustees.

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:

Mayor Church explained that Sam Castner is working on the renovations at the old Maxwell building for the Arts Council. He has requested to place a dumpster in one – two parking spaces in front of the Maxwell Building on Tuesday November 23. The dumpster should only be there one day and all materials are on the first floor. Sam has already spoken with Chief Hulse and Chief Hulse does not see a problem. Sam mentioned that they will have someone near the sidewalk to watch for pedestrian traffic. The Village Board agrees to this, no vote necessary.

Robert Hand was denied a variance from the Zoning Board of Appeals to replace a canopy with an enclosed building. He is asking for an appeal from the Village Board regarding this. Atty. Brockman explained that the Village Board was unable to overturn a decision from the Zoning Board of Appeals. That Mr. Hand's recourse is to begin litigation in court. Mr. Hand explained that he was directed to come to the Board. Atty. Brockman explained it's a procedural issue; he will discuss this with the Zoning Secretary. Dick Osgood did explain that he received the question about the process and thought it would come to the Board. Atty. Brockman mentioned since the CEO Bruce Lyon is not in attendance tonight he is unsure what has transpired regarding this situation. Atty. Brockman would like to discuss this with Bruce Lyon first and Atty. Brockman will get back to Mr. Hand on how to proceed with this. Mr. Hand understood and will wait to hear back from Atty. Brockman.

S. Wilber explained that there was a Department Heads meeting on Monday (Nov. 15th) to discuss the hand out for the Workplace Violence Prevention Training. Shawna explained that there were concerns over the wording and a few changes were discussed. Need more time to change these before this is implemented? She stated the past meeting was very informative to all and we are making progress. Will know more in the next few months

Dan Doyle explained that we are moving forward on the Boat Launch parking project. The Parks Committee had a few questions and they were answered. Will be meeting with Atty. Brockman.

Mayor Church mentioned he has had a few discussions with Atty. Brockman regarding the Historic Preservation Commission regarding the eligibility of non Village residents for the Historic Commission. Mayor Church understands the reasons why the Board should stay as is. (A member should be a Village resident, own property in the Village or own a Village business). Trustee Stewart stated he was aware that a Village resident is interested in become a member and that she is sending in her letter of intent. Trustee Stewart explained as of this afternoon we have not received it. Atty. Brockman mentioned that he could look into it to see if they could become a three Committee member. After a brief discussion it was decided to stay with the five members Committee and look into one alternate.

Mayor Church explained will keep this on hold for one more month the Motion to approve the Memorandum of Understanding between Penn Yan Police Department P.B.A. and the Village of Penn Yan.

MAYOR:

Mayor Church explained that he was in a 4 ½ hr. meeting today regarding the Brown Street project with Charlie Philion from the Office of Community Renewal , Shawna Wilber Clerk/Treasurer, Tami Marchionda from the Municipal Office, Dick Osgood, Mary Chapel from Municipal Solution and Bob Elliott our Engineer. I cannot say enough how impressed I was with Shawna and Tami. Mr. Philion asked questioned on the Brown Street project and they had the paper work there for him. Mrs. Marchionda had the paper work and boxes after boxes on a cart; I could not believe how much they had for this project. They were prepared. I want to thank and commend them for a great job they did.

Mayor Church explained this past Saturday there was a fire on Lake Street and I want to thank the Fire Department and the men what a tremendous job they did with this situation. We had to take people off a porch roof. It could have been a lot worst without the quick response from the firefighters and the quick action from private citizens that went out of their way to help these people. Chief Rick Simpson explained that from the time of the call from dispatch to the fire putting ladders in place and rescuing the people it was five (5) minutes. Chief Simpson stated from the call from dispatch to the fire and having it under control it was 14 minutes. Mayor Church “THANKED” all that were involved. Trustee M. Christensen also commended the firemen for the fast response to the fire.

Mayor Church asked the board if they saw and if they haven’t they should read the article in the Sunday Nov. 14th issues of the Finger Lakes Times. Amanda Folts did an article on the PY Village DPW Crew and the procedure of picking up the fall leaves in the Village. It was a very nice article and thank you Amanda.

Trustee Davidson asked the Village Board do they want to change the date of the December’s Village Board meeting from Tuesday, December 21 to December 14. He questioned if there were going to be any conflicts for the 21st. There were none and all Board members that were present decided to keep the Village Board meeting on Dec. 21st.

ATTORNEY:

None

COMMUNITY REVITALIZATION:

None

MUNICIPAL:

MOTION by Trustee Davidson, seconded by Trustee Winslow to approve to declare the following vehicles as surplus and advertise them on e-bay.

Car 2 (Assistant Director Public Works-funded thru Sewer Equipment budget)
 Car 3 (Water Treatment Plant)
 Truck 10 (Electric Forman pick-up)
 Public Works 1991 Chevrolet Dump Truck cab and chassis
 Truck 7 (Water Sewer Crewman Forman Water Equipment budget)
 Caterpillar backhoe (Water Sewer Crew)

Discussion: It was discussed that the Public Works 1991 Chevrolet Dump Truck cab and chassis motion should have been approved under the Public Works Department. All Board members were ok to include this with the present motion.

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 two Electric crew members (Jef Bodine and Charlie Bush) to travel to Waukeshau, WI for a pre-paint inspection of the new hybrid bucket truck. Deuco will be covering the cost, no cost to the Village. Dates to be determined.

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 Trustee Davidson, seconded by Trustee C. Christensen to approve to purchase a Kubota KX080-3 excavator from Admar Supply for \$73,225 and trailer from Midlakes Trailer Sales for \$9,265 to haul the excavator. Funds are available in the water budget.

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: Bill Jensen explained that he looked for used trailers that were less than 5 years old – found two (2) one in the range of \$8,000 and one in Ohio for \$7,000. Both did not have the 24’ that we needed.

MOTION by Trustee Davidson, seconded by Trustee M. Christensen to approve the attendance of up to six (6) employees at the FLWWC Winter Meeting being held December 2nd in Newark, NY at a cost of \$20/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 Winslow to approve Water Treatment Plant - Filter Rehabilitation Painting Project is awarded to PIM Corporation for \$74,925.00. (PIM Corporation \$74,925.00; Atlas Painting and Sheeting Corporation \$84,000.00; Spensieri Diversified, LLC \$135,951.00; Niagara Coating Services, Inc. \$148,830.00)

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 Davidson, seconded by Trustee C. Christensen to approve Utility Payment Agreements in the amount of \$6,076.08

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 C. Christensen to approve Resolution 59-2010 Budget Transfers.

TO:

Account Id	Description	Amount
		9,80
1-A -3410-0-000	FIRE	0
		2,00
1-A -3620-0-000	SAFETY INSPECTIONS	0
		20,00
1-A -8810-0-000	CEMETERY	0
		<u>31,80</u>
		<u>0</u>

FROM:

Account Id	Description	Amount
		9,80
1-A-511-0000	Appropriated Reserves	0
		2,00
1-A -9010-8-800	Employee Benefits-State Retirement	0
		20,00
1-A -9015-8-800	Employee Benefits-Police Retirement	0
		<u>31,80</u>
		<u>0</u>

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 Davidson to approve payment of \$60 to the Yates County Clerk to renew Shawna Wilber’s Notary Public.

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 C. Christensen to approve payment of \$925 to the NFPA to renew the National Fire Codes subscription for Code.

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: S. Wilber Clerk/Treasurer explained that these two were received after the warrant was closed.

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

AUDIT:

	Amount:
Paid Before Audit:	
General	25,916.53
Electric	140,216.51
Sewer	8,175.35
Water	6,575.89
Capital Projects	36,520.00
Total Paid Before Audit	\$ 217,404.28
Current Audit:	
General	\$ 275,597.70
Community Development - CRC	-
Electric	110,967.52
Sewer	80,254.85
Water	164,713.89
Capital Projects	-
Total Current Audit Items	\$ 631,533.96
TOTAL AUDIT	\$ 848,938.24

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:

MOTION by Trustee Stewart, seconded by Trustee Winslow to approve Resolution No 56-2010 the Adoption of Employee Handbook.

WHEREAS, the Village of Penn Yan is a Municipal Corporation which maintains a work force of

employees for its various services to residents; and
WHEREAS, the Village has developed a proposed amended “Employee Handbook” containing various policies, procedures and regulations applicable to Village employees; and

WHEREAS, copies of such proposed “Employees Handbook” have been provided to the Board of Trustees.

NOW THEREFORE BE IT RESOLVED, THAT

The proposed “Employee Handbook” is adopted and the Village Clerk is directed to distribute a copy to each employee of 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

Discussion: Trustee M. Christensen explained the Department Heads were a great help with input. It was clear that they took time to read the current handbook and brain stormed the different areas that needed to be updated.

MOTION by Trustee Stewart, seconded by Trustee Davidson to approve Resolution No 60-2010 Standard Work Day & Reporting for elected and appointed officials.

BE IT RESOLVED, that the Village of Penn Yan hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees’ Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

TITLE	NAME	SS#	Reg#	WORK DAY	TERM	DAYS/MONTH
ELECTED OFFICIALS						
Board Member	William Allison	2707	37076544	8	4/1/10 – 3/31/14	.81
Village Justice	Danny Hibbard	0185	37543964	8	4/1/08 – 3/31/12	11.35
APPOINTED OFFICIALS						
Attorney	Edward Brockman	0932	40766362	8	4/1/10 – 3/31/11	4.59

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 SAFETY:

POLICE DEPARTMENT:

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to approve Sgt. Jeff Stewart to attend a two week Instructor Development Course at Ontario County Safety Training Facility in Canandaigua, NY November 29 – December 10, 2010. Cost \$150, plus meals.

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:

Monthly Fire Department report

Penn Yan Volunteer Fire Department REPORT TO THE CHIEF for Oct 2010
run 11-10-2010 Pg 1

Description	Number	Firefighters	Manhours
Fire Alarms			
House Fires			
Business Fires			
Grass/Brush Fires			
Outside Building/Barn Fires			
Car/Vehicle Fires	2	38	21.1
Other Fires	1	24	8.0
Wires			
Other Emergency	2	26	8.8
Automatic Alarm Fires	4	69	11.0
Mutual Aid Scene	1	13	3.5
Mutual Aid Standby			
Public Service			
Vehicle Accident			
<hr/>			
Total Fire Calls	10	170	52.4
Medical/Rescue Calls			
First Responders			
Assist Ambulance			
Other Medical			
<hr/>			
Total Med/Resc Calls	0	0	0.0
<hr/>			
Total ALL Calls	10	170	52.4
Other Activities			
Courses			
Drills	10	75	163.0
Monthly Meetings	6	66	64.5
Committee Meetings			
Fire Prevention	5	21	25.5
Fund Raising			
Parades/Cleanup			
Work Detail	4	28	76.8
Wake/Funeral			
Line Of Duty			
Other	1	38	9.5
<hr/>			
Total Other Activities	26	228	339.3
*****	***	*****	*****
Total ALL Activities	36	398	391.7

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to approve up to 20 PY Fire Department members to attend the Fall Seminar "Fire Dynamics, Smoke & Ventilation Profile" on December 13th at 7:00PM at the Benton Fire Department. Cost is \$15/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 M. Christensen, seconded by Trustee C. Christensen to approve the quote from Great Lakes Building System, Inc. in the amount of \$9,860.00 to repair the In house alarm system.

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 Davidson questioned where the money is coming from. Mayor Church explained money will come out of Village owned Buildings and will be replaced next year.

Trustee M. Christensen explained the County will be upgrading the Radios system at 911 Center. They are going to UHF- High Ban for the fire service. This will provide better coverage. Trustee M. Christensen explained we will need to upgrade the radios in the fire trucks, Chiefs vehicles and the pagers. Will not have to do this all at once. Will need to consider this in our future budget.

CODE ENFORCEMENT:

Trustee M. Christensen explained the needed for a Crosswalk in the vicinity of the ARC on North Ave. and Powell Lane. The ARC rents office space from Krog (Old Iron Age building) and clients and pedestrian walk across the Street at this area of the road. He explained that we are looking at the parking lot at the Call Center. Looking at a pedestrian sign at that point to warn truck and car traffic to watch for walkers. We might need sidewalks down the road. Bruce Lyon and Chief Hulse will be monitoring this. Atty. Brockman will look into the Crosswalk not sure if it needs to be a Local law. Dan Banach asked if anyone has noticed the new lights on Powell Lane. They are lit with the LED bulbs. .

MOTION by Trustee M. Christensen, seconded by Trustee C. Christensen to approve Bruce Lyon attends a Finger Lakes Housing Summit on November 18, 2010 at the Ramada Inn in Geneva. No cost for the workshop, only mileage.

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 WORKS:

MOTION by Trustee Davidson, seconded by Trustee Winslow to request bids for a dump trailer for the Cemetery.

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: S. Wilber Clerk/Treasurer this is included in the budget transfers that we have tonight.

PARKS & RECREATION:

Dan Doyle, Rec. Director stated the Parks Committee is looking at the recommendations that were discussed regarding the risk insurance assessment. One thing the assessment from the Insurance Company was to have a safety inventory done, which is due in the near future. Dan has been in contact with the Insurance Company. Dan explained he met with a certified playground inspector last Thurs. They spent most of the day going around looking at each playground. This usually would cost \$650 per playground – we had it for free this time. Mayor Church questioned if they looked at the Indian Pines playground and if any problems there. Dan stated they did and no problems. Trustee M. Christensen mentioned he thought years ago either the school or Village had an in-house Certified person that could do this. Dan explained that he was Certified at one time and he had no problem to become Certified again. The cost would be around \$350. And good for 3 years. Dan will look into what the school does for their inspections.

PLANNING & DEVELOPMENT:

None

PLANNING BOARD:

MOTION by Trustee Mayor Church, seconded by Trustee M. Christensen to approve Trustee Davidson attends a half day workshop Genesee-Finger Lakes Regional Waterfront Planning Program on Friday December 3, 2010 from 9:00am to Noon at the Ebenezer Watts Conference Center in Rochester. No cost for the workshop, only mileage.

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

Carried

COMMENTS:

MOTION by Trustee Davidson, seconded by Trustee C. Christensen to approve Resolution No. 62-2010 SEQRA and Setting a Public Hearing and Referral to the County Planning Board of the Local Law Amending the Waterfront Development and Conservation District.

WHEREAS, the Board of Trustees of the Village of Penn Yan has undertaken to amend the WDC provisions of the Zoning Chapter of the Code of the Village of Penn Yan: and

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

WHEREAS, SEQRA issues have previously been dealt with.

Now Therefore, be it

RESOLVED, that a public hearing on proposed Local Law H of 2010 is hereby scheduled for December 21, 2010 at 6:00 p.m. in the Village Offices and that due notice thereof be made by the Village Attorney; and it is further.

RESOLVED, that proposed Local Law H of 2010 is referred to the Yates County Planning Board for review and action pursuant to GML § 239-M, together with the draft FEAF.

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

Carried

ADJOURNMENT:

At 7:15 PM, MOTION by Trustee Winslow, seconded by Trustee Davidson to move into Executive Session.

Mayor Church	Aye	Trustee Davidson	Aye
Trustee Allison	Absent	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 Winslow, seconded by Trustee C. Christensen to leave Executive Session and return to regular Village 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

ADJOURNMENT:

At 8:26 PM MOTION by Trustee Davidson, seconded by Trustee Winslow to adjourn the regular 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

Mary Ann Martin, Deputy Clerk

ANNOUNCEMENTS: