

**MINUTES** of a Regular Meeting of the Village Board of Trustees held Tuesday evening, November 17, 2015 at 6:00 PM, Village Hall, 111 Elm Street, Room 202, Penn Yan, NY 14527

**PRESENT** Mayor L. MacKerchar; Trustees C. Benedict; C. Christensen; B. Church; D. Reeve; R. Stewart; Attorney Ed Brockman; Clerk/Treasurer G. Meeks; Assistant Director of Public Works B. Jensen; Police Chief M. Hulse; CEO B. Lyon; Fire Chief M. Clancy

**ABSENT:** Trustee W. Allison; Director of Public Works B. Bodine;

News Media present: Gwen Chamberlain, Chronicle Express

**PUBLIC:** Mark Morris, Earl Gleason, Jeremy Russell

At 6:00 PM, Mayor MacKerchar called the Village Board meeting to order.

**CALL FOR EXECUTIVE SESSION:**

**MOTION** by Trustee Benedict, seconded by Trustee Stewart to authorize to have an Executive Session for legal counsel regarding contractual Development.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

**MINUTES:**

**MOTION** by Trustee Church, seconded by Trustee Benedict to approve the Village Board Minutes from October 20<sup>th</sup>, 2015 and Special Board meeting on October 30, 2015.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

**GUESTS, PUBLIC REQUEST & COMMENTS:**

Jeremy Russell lives on Keuka Street and his property butts up to the skate park property. He mentioned there is garbage everywhere at the park and is starting to enter into his property, anything from beer cups to trash. Part of the fence is torn down we put it up and it gets torn down again. Some of the ramps have been torn down. He feels this is used as a drug area. Jeremy mentioned last night they started a fire about 20 yards from his barn. Mayor stated this has been an area that we have had problems in the past. Mayor asked Chief Hulse if he could have this patrolled more. Mayor asked Trustee Stewart to discuss this at the next Parks meeting and look at the set up. Trustee Stewart mentioned the committee has already started to discuss ways to help curve this problem. Chief has received complaints for years regarding the skate park. Chief Hulse feels if this gets moved the problem will follow. Bill Jensen mentioned this is part of the reason the rest rooms have been closed down there with the vandalism to them. Jeremy is concerned about the ongoing problem and trash. Chief Hulse will have it patrol more.

Earl Gleason Thanked the Board and resident for helping him get elected as a Yates County Legislator. Mr. Gleason mentioned he had business to attend to at the cemetery today and mentioned how Lynn Axtell was very helpful, professional and courteous. Earl stated he found the road ways to be in better shape than a few months ago. He thanked the crew for the paving.

**MAYOR:**

Mayor mentioned we are in the process of organizing a holiday luncheon again for employees and board members on Friday December 11<sup>th</sup> from Noon – 1:00pm. More details will follow in the coming weeks.

**ATTORNEY:**

**MOTION** by Trustee Benedict, seconded by Trustee Stewart to designate the Village of Penn Yan as lead agency for SEQRA purposes, declares this to be as an unlisted action regarding the Trash Rack in Sucker Brook.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

Atty. Brockman reviewed in full Part 1, Part 2 and Part 3 of the SEQRA (Short Environmental Assessment Form) for the Trash Rack installation in Sucker Brook.

**MOTION** by Trustee Church, seconded by Trustee Christensen to authorize the Mayor to sign the SEQRA form for the Trash Rack installation in Sucker Brook.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Church, seconded by Trustee Benedict to authorize Resolution No 86-2015 Regarding Easements for Installation and Maintenance of a Trash rack In Sucker Brook on Penn Yan Academy Grounds

**WHEREAS**, it has been determined by the Village Director of Public Works that an easement is necessary for the installation and maintenance of a trash rack in Sucker Brook on Penn Yan Academy grounds; and

**WHEREAS**, entry onto Penn Yan Academy grounds is required for such installation and maintenance; and

**WHEREAS**, such entry necessitates an easement agreement with the Penn Yan Central School District; and

**WHEREAS**, the Board of Trustees of the village of Penn Yan intends to address SEQRA issues related to the easement.

**Now Therefore, be it**

RESOLVED, The Board of Trustees designates itself as lead agency for SEQRA purposes, declares this to be an “unlisted action” and therefore a Short Environmental Assessment form will be prepared.

RESOLVED, that the Mayor is authorized and directed to execute the necessary documents to effectuate the easement agreement.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

Atty. Brockman reviewed in full Part 1, Part 2 and Part 3 of the SEQRA (Short Environmental Assessment Form) for the Boat Launch Storm Water Improvement Project.

**MOTION** by Trustee Church, seconded by Trustee Benedict to authorize the Mayor signs the SEQRA the SEQRA (Short Environmental Assessment Form) for the Boat Launch Storm Water Improvement Project.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

Atty. Brockman reviewed in full Part1, Part 2 and Part 3 of the SEQRA for the Purchase of the Owl’s Nest property. During the review of the SEQRA, Trustee Reeve did have a question on Part 2 question number 8 regarding historic, archaeological, architectural or aesthetic resources. Mayor explained been looking at the expense above and beyond what FEMA and state would cover. It’s \$170,000.00 for the observation area to view the archway. FEMA explained this is not an essential thing, they would cover it up. Mayor has made a lot of phone calls and spoke with a lot of people about funding. Mayor was referred to different avenues for funding along with (SHPPPO) State Historical Preservation Parks Office. Mayor has heard there is no money available. Mayor mentioned \$170,000.00 is a large amount of money, we aren’t discussing about destroying the fixture. It was suggested we just cover it up and if we do find the money we could always relook at the project and uncover it. Mayor mentioned we are looking at an agreement with Elliott Engineering for FEMA’s approval and the repairs.

Atty. Brockman asked for a motion to be made regarding the decision for the SEQRA on Part 2 question 8 so there will not be any questions later on. Atty. Brockman did state remember this is only for the purchase of the land will do another SEQRA later on. Mayor feels looking at it as purchasing it only would be a NO.

**MOTION** by Trustee Church, seconded by Trustee Christensen to authorize the SEQRA for the purchase of the Owls’ Nest property, on Part 2 question 8 is answered NO.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

Discussion; Trustee Benedict mentioned if that is the case we need to review Part 1 question 17 again on the SEQRA. She stated if looking strictly as a purchase then this question should all be NO. Atty. Brockman agreed as did the board. All changed answer to read NO. Atty. Brockman explained to the board this is for the purchase of property and any development of land another SEQRA will be required. Atty. Brockman finished reviewing the SEQRA.

**MOTION** by Trustee Stewart, seconded by Trustee Benedict to authorize the Mayor to sign the SEQRA (Short Environmental Assessment Form) for the purchase of the Owl’s Nest property.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart

Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Church, seconded by Trustee Benedict to authorize Resolution No 87-2015 Purchase of former "Owl's Nest" Property for \$6,000.00.

**WHEREAS**, a parcel of real restate consisting of approximately 0.114 acre at the southwest corner of Seneca Street and Basin Street, formerly occupied by the "Owl's Nest" building has become available for purchase; and

**WHEREAS**, the owner of the property has offered to sell said parcel of real estate to the Village of Penn Yan for the sum of \$6,000.00; and

**WHEREAS**, an appraisal of said property was obtained indicating the value of the property to be at least \$6,000.00; and

**WHEREAS**, it appears that at least a part of said parcel could be used for public parking; and

**WHEREAS**, additional public parking is needed in the "downtown" Penn Yan area; and

**WHEREAS**, Department of Public Works Director Bodine, has recommended the purchase of said parcel of real estate; and

**WHEREAS**, the Board of Trustees intends to address SEQRA issues related to such purchase.

**NOW THEREFORE BE IT RESOLVED, THAT**

1. The Board of Trustees of the Village of Penn Yan designates itself lead agency for SEQRA proposes and that this action is determined to be an "Unlisted Action" for SEQRA purposes.
2. The Board of Trustees approves the purchase of the parcel of real estate formerly occupied by the so called "Owl's Nest", which is now unimproved due to severe flooding damage, consisting of 0.114 acres, for the sum of \$6,000.00.
3. The Mayor is authorized and directed to expend the sum of \$6,000.00, together with any costs necessary for the closing of the purchase and to execute such documents as are required to effectuate said purchase.

Discussion: Atty. Brockman reminded the Board this is regarding the purchase of the Owl's Nest property.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Reeve, second by Trustee Christensen to authorize the Mayor to sign the Petition for Annexation of Territory adjoining the Village of Penn Yan in the Town of Milo.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

**COMMUNITY REVITALIZATION:**

None

**MUNICIPAL:**

**MOTION** by Trustee Church, seconded by Trustee Christensen to hire Mark Cordaro with PLM to provide a cost analysis associated with the purchase of a generator for supplement demand. (\$3,800.00).

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Benedict, seconded by Trustee Church to authorize the Mayor to sign the agreement with Southern Tier Network.

Discussion: Trustee Reeve question we are authoring the Mayor to sign the agreement or to negotiation an agreement. Mayor it's to sign it. No agreement was present for the board to review. Question was asked has there been negotiation to benefit the Village. The agreement is regarding eight fiber optical which the county has and the village will receive two. Atty. Brockman advised the board not to act on this until they are able to get a copy of the agreement to review.

**MOTION** by Trustee Church, seconded by Trustee Benedict to table the Motion until December's meeting for the Mayor to sign the agreement with Southern Tier Network.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Church, seconded by Trustee Christensen to hire John Conrady Consultant Services to do the West Lake Road water tank inspection including the thickness measurement.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Benedict, seconded by Trustee Stewart to purchase Car 4 (Meter Reader vehicle) for \$22,790.36, Truck 2 (Utility Worker Pickup) for \$28,756.53 and Truck 12 (WWTP pickup) for \$28,432.17.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Church, seconded by Trustee Reeve to approve the Penn Yan Middle School Water Conservation Program to tour the WTP and WWTP's from mid to late January, 2016. Approximately 120 students.

Discussion: Trustee Reeve stated he feels this is an excellent opportunity for the students.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Christensen, seconded by Trustee Church to approve Utility Payment Agreements in the amount of \$12,461.82.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**FINANCE & ADMINISTRATION:**

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

**AUDIT:**

		<b>Amount:</b>
<b>Paid Before Audit:</b>		
General		78,079.95
Electric		217,439.24
Sewer		9,421.52
Water		9,195.13
Capital Projects		
<b>Total Paid Before Audit</b>		<b>\$ 314,135.84</b>
<b>Current Audit:</b>		
General	\$	391,366.53
Community Development - CRC		-
Electric		132,328.56
Sewer		118,485.50
Water		102,466.84
Capital Projects		-
<b>Total Current Audit Items</b>		<b>\$ 744,647.43</b>
<b>TOTAL AUDIT</b>		<b>\$ 1,058,783.27</b>

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Church, seconded by Trustee Christensen to authorize Resolution No 83-2015 Budget Transfers for 2015-2016

<b><u>TO:</u></b>			<b>Fund</b>
<b>Account Id</b>	<b>Description</b>	<b>Date</b>	<b>Totals</b>
A -5110-4-400	Street Maintenance-Engineering		1,500
			<u>1,500</u>

<b>General</b>	<b>1,500</b>
<b>Electric</b>	-
<b>Sewer</b>	-
<b>Water</b>	-
-	<u><b>1,500</b></u>

**FROM:**

<b>Account Id</b>	<b>Description</b>	<b>Date</b>
A -5110-4-410	Street Maintenance-Contractual Services	<u>1,500</u>
		<u><u>1,500</u></u>

<b>General</b>	<b>1,500</b>
<b>Electric</b>	-
<b>Sewer</b>	-
<b>Water</b>	-
-	<u><b>1,500</b></u>

Budget transfer to cover higher than anticipated engineering expenses, with corresponding reduction to contractual services budget, as costs budgeted for milling came in lower than expected.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Church, seconded by Trustee Christensen to authorize Resolution No 84-2015 Budget Transfer for 2015-2016

**TO:**

<b>Account Id</b>	<b>Description</b>	<b>Date</b>	<b>Fund Totals</b>
ES-8130-4-400	Sewage Treatment-Engineering	<u>25,500</u>	
		<u><u>25,500</u></u>	

<b>General</b>	-
<b>Electric</b>	-
<b>Sewer</b>	<b>25,500</b>
<b>Water</b>	-
-	<u><b>25,500</b></u>

**FROM:**

<b>Account Id</b>	<b>Description</b>	<b>Date</b>
ES-8130-4-412	Sewage Treatment-Gas & Oil	1,000
ES-8130-4-414	Sewage Treatment-Sludge Landfill Fees	3,000
ES-8130-4-418	Sewage Treatment-Maint on Plant	2,500
ES-8130-4-440	Sewage Treatment-Lab Services	2,000
ES-8130-4-450	Sewage Treatment-Computer Services	500
ES-8130-4-480	Sewage Treatment-Prof Fees/Publications	1,000
ES-8130-4-500	Sewage Treatment-Supplies & Materials	1,000
ES-8130-4-505	Sewage Treatment-Process Machinery	<u>14,500</u>
		<u><u>25,500</u></u>

<b>General</b>	-
<b>Electric</b>	-
<b>Sewer</b>	<b>25,500</b>
<b>Water</b>	-
-	<u><b>25,500</b></u>

Budget transfer to accommodate higher than anticipated engineering costs for composting plant project, with corresponding reductions in several accounts within sewage treatment budget.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Church, seconded by Trustee Reeve to authorize Resolution No 85-2015 Budget Transfer for 2015-2016

**TO:**

<b>Account Id</b>	<b>Description</b>	<b>Date</b>	<b>Fund Totals</b>
A -8810-4-413	Cemetery-Vehicle & Equipment Repairs	<u>700</u>	
		<u><u>700</u></u>	

<b>General</b>	<b>700</b>
<b>Electric</b>	-
<b>Sewer</b>	-
<b>Water</b>	-

			-	700
<b>FROM:</b>				
<b>Account Id</b>	<b>Description</b>		<b>Date</b>	
A -8810-4-415	Cemetery-Landscaping/Tree Removal	700		
		700		
			<b>General</b>	<b>700</b>
			<b>Electric</b>	-
			<b>Sewer</b>	-
			<b>Water</b>	-
				<b>700</b>

Budget transfer within cemetery accounts in order to purchase new tires for vehicle, with budget for tree removal being reduced accordingly.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**PERSONNEL:**

**MOTION** by Trustee Benedict, seconded by Trustee Reeve to accept William Knauss resignation as Part time Laborer effective October 30, 2015.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Benedict, seconded by Trustee Church to hire Tom Dublin as Part time Laborer retroactive to November 2, 2015. \$10.00 per hour, maximum 20 hours per week.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Benedict, seconded by Trustee Christensen to promote Adam Folts to Lineworker, retroactive to November 2, 2015. Group 8 Step 3 \$25.73 per hour.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Benedict, seconded by Trustee Church to authorize the Mayor signs the Memorandum of Agreement between Village of Penn Yan and the CSEA.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Benedict, seconded by Trustee Church to authorize the Mayor signs the Memorandum of Understanding between Village of Penn Yan and the Penn Yan Police Department P.B.A.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**PUBLIC SAFETY:**

**POLICE DEPARTMENT:**

Monthly activity report for October

**MOTION** by Trustee Christensen, seconded by Trustee Church to authorize Officer Conover to attend the NARK II Field Test Instructor Training on Thursday November 19<sup>th</sup> from 10:00pm – 4:30pm in Geneva, NY.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Christensen, seconded by Trustee Church to authorize the following items as surplus and sold at auction:

- 10 ICOM portable radios with microphones and battery
- 10 ICOM desktop chargers for ICOM portable radio's
- 13 ICOM leather radio holders
- 1 Microphone

- 6 Portable radio clips
- 6 Federal Signal Smart siren units
- 6 Harris/MACOM mobile radios with hand microphones and speakers
- 2011 Chevrolet Impala Police Sedan with 64,000 + miles on it.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**FIRE DEPARTMENT:**

Chief's Report for October

**MOTION** by Trustee Christensen, seconded by Trustee Benedict to authorize and remove Greg Doan from the Active Roll effective November 3rd, 2015.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Christensen, seconded by Trustee Church to authorize to elect John Hanson and Jordan Smith to the Hydrant Hose Co. effective November 3, 2015.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Christensen, seconded by Trustee Church to authorize to hire Glenn Miller at \$50.00 an hour to help with writing the next grant application, pending budget transfers, as this expense was not budgeted.

Discussion: Chief Clancy explained like to have Glen Miller help with the next grant application which will be opening up soon. He has helped a few surrounding township to get grant money. Bath received \$263,000.00 for air packs. Dan Doyle and Chief Clancy have written these in the past and have receive monies but the application has changed they feel Glen Miller would be more of an assets for upcoming grant money. Chief Clancy looking at the grant to get new air packs and other items needed for the Department.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**CODE ENFORCEMENT:**

**MOTION** by Trustee Christensen, seconded by Trustee Benedict to authorize Bruce Lyon to attend the Annual Holiday Celebration for Finger Lakes Building Officials Association (FLBOA) on December 11, 2015 at 11:30AM at the Burgundy Basin Inn. No cost

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**PUBLIC WORKS:**

**MOTION** by Trustee Reeve, seconded by Trustee Benedict to authorize the Mayor to sign the TAP consulting agreement with Fisher Associates for consulting service not to exceed \$81,200.00.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
 Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Benedict, seconded by Trustee Christensen to authorize the Mayor to sign a consulting agreement with Elliott Engineering Solution for Basin Street FEMA repairs not to exceed \$22,600.00.

Discussion: Trustee Reeve questioned how we can hire Elliott Engineering if we have not selected an option yet on whether to preserve the archway or fill it in. Mayor stated we have the FEMA application and they approve the repair to Basin Street, not the cost to preserve the archway. We also asked our consultants if possible to have additional work done on this and if it would be covered by FEMA, they said no. Mayor MacKerchar explained to preserve the archway with a viewing area will cost an additional \$170,000.00 which will be at the Village expense. He has contacted several places to help find funding and unfortunately with no results. Mayor does not want to put this burden on the tax payers. Trustee Reeve feels the board has by passed the Planning Board you had asked the Planning Board to have a Public Hearing to get their input. People at the meeting were in favor of it. Mayor assured that we are not destroying it only filling it in. If we do find funding in the meantime or in the future we can relook at this project. After a lengthy discussion. Trustee Reeve feels should vote on the option for the archway before the Motion to hire Elliott Engineering.

**MOTION** by Trustee Reeve, seconded by Trustee Christensen to table the motion to authorize the Mayor to sign a consulting agreement with Elliott Engineering Solution for Basin Street FEMA repairs not to exceed \$22,600.00.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Reeve, seconded by Trustee Stewart to accept option #3 that was presented at the Public Hearing (Sept. 24, 2015) by the Planning Board which included preserving a viewing plaza for the historical archway and the additional cost at an estimate of \$170,00.00 would be to cover thru a BAN and long term Bonding.

Discussion: Trustee Reeve stated we have spent thousands of dollars on the project. The value is the historical characteristic of the archway. Trustee Reeve feels this is a benefit for the residents and to preserve it for generations to come, it's not just for the tourist. Trustee Benedict, Christensen and Church were all in favor of the archway think it sounds and looks great but cannot justify spending \$170,000.00, at this time. They are in favor of filling it in and if we were to find funding to revisit the project. Mayor emphasized the archway will not be destroyed, will just buried it again and if we find funding in the future we can uncover it.

**Mayor asked for a roll call vote:**

Trustee Stewart	Aye	Trustee Christensen	Nay	
Trustee Benedict	Nay	Trustee Reeve	Aye	
Mayor MacKerchar	Nay	Trustee Allison	Abstain	
Trustee Church	Nay			Denied

**MOTION** by Trustee Benedict, seconded by Trustee Christensen to un-table the Motion to authorize the Mayor to sign a consulting agreement with Elliott Engineering Solution for Basin Street FEMA repairs not to exceed \$22,600.00.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

**MOTION** by Trustee Benedict, seconded by Trustee Christensen to authorize the Mayor to sign a consulting agreement with Elliott Engineering Solution for Basin Street FEMA repairs not to exceed \$22,600.00.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

**PARKS & RECREATION:**

No update

**PLANNING & DEVELOPMENT:**

**PLANNING BOARD:**

Trustee Reeve mentioned there is a Comp. Plan Steering Committee meeting this Thurs at 10:00AM here at the Village Office.

**COMMENTS**

Trustee Benedict mentioned the ZBA has approved the same type of zoning for the house on RT 364 –which the school system is selling can stay as a residential property but would allow the same type of business to operate in that structure. The property will be going back on the tax roll.

Atty. Brockman mentioned he has met with the Historic Committee, Chairman Brenda Ingram and CEO Bruce Lyon and they will be revising the Village Code in the near future to state who will be enforcing the Historic regulations for the Historic District in the Village.

**EXECUTIVE SESSION:**

At 7:40 PM, **MOTION** by Trustee Christensen, seconded by Trustee Benedict to enter into Executive Session.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

**ADJOURNMENT OF EXECUTIVE SESSION:**

At 8:04 PM, **MOTION** by Trustee Christensen, seconded by Trustee Benedict to leave Executive Session and return to regular Village Meeting.

**ADOPTED** Ayes 6 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

**ADJOURNMENT:**

At 8:07 PM, **MOTION** by Trustee Christensen, seconded by Trustee Benedict to adjourn the regular Village Board meeting.

**ADOPTED** Ayes 7 MacKerchar, Benedict, Christensen, Church, Reeve, Stewart  
Nays 0 Abstain 0 Absent Allison

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Mary Ann Martin, Deputy Clerk

**ANNOUNCEMENTS:**