

MINUTES of a Special Meeting of the Village Board of Trustees held Wednesday evening, October 1, 2008 at 5:30 PM, Village Hall, 111 Elm Street, Room 202, Penn Yan, NY 14527

PRESENT Mayor D. Marchionda Jr.; Trustees W. Allison; R. Church; N. Taylor; M. D’Abbracci; B. Hoban ; R. Stewart; Attorney Ed Brockman; Parks Director D. Doyle; Assistant Director of Public Works R. Osgood; Fire Chief B. Winslow; Deputy Clerk/Treasurer R. Morse

ABSENT : Clerk/Treasurer S. Wilber; CEO B. Lyon; Director of Public Works E. Balsley; Police Chief Mitchell; Street Superintendent R. Jensen; Cemetery Superintendent L. Axtell;

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

PUBLIC:

Bart Winslow, Mr. Armstrong

Mayor Marchionda called the meeting to order at 5:30 PM.

Trustee Allison spoke about the renovation project at the Firehouse. The total package would be \$480,242 and the reduced price is \$414,274. The Board discussed the amount of money needed to be borrowed. Trustee Allison questioned about the Bids would it be better if we only did part of the project – looking at only the elevator. Is it a possibility that we do the electric in house? It was mentioned what if the electric crew gets pulled away for another major problem throughout the Village, this then could hold up the other contractors with their work. It could cost more money. Mayor stated we have \$8,000 in reserved funds, \$80,000 that was promised from Senator Winner and Bacalles and borrowed \$331,000. This amount would reach the 3.6 million Bonding limit. This would leave around \$60,000 left to finance. Trustee Allison mentioned we are foolish if we don’t do the complete project. After a discussion it was decided to stay with the Full Size Price and not have our electric crew involved. Fire Chief Brian Winslow spoke up stated he understands the concerns about the finance, but the renovation of the firehouse has been going on since 2001. It keeps getting put off or voted down. Chief Winslow talked about the needed space and the Fire Chief’s office is overcrowded and the overall expansion has been cut. The firemen themselves are not happy - running out of space. It seems that each time it is discussed about renovations for the firehouse things are getting taken away we get less and less. They are all unhappy.

MOTION by Trustee Taylor, seconded by Trustee D’Abbracci to authorize/award the full size Bid price of \$480,242 for the Firehouse Project.

Discussion: Trustee Church excused himself from voting since he is also a Volunteer Fireman-a conflict of interest. He had been advised by NYCOM not to take part in this type of vote. He would be able to vote on any finances. Trustee Allison not in agreement with the decision he would also excuse himself. Atty. Brockman will look into this matter further of them not able to vote.

Mayor Marchionda called for a roll call vote.

Trustee Stewart	Nay	Trustee Hoban	Nay	
Trustee Taylor	Aye	Trustee Church	Abstain	
Mayor Marchionda	Aye	Trustee Allison	Abstain	
Trustee D’Abbracci	Aye			Defeated

Mayor Marchionda questioned the Board about the decision. Wanted to remind them this has been going on for quite a few years and if they voted for the original bid years ago the project would be done and the firehouse would have gotten more projects done for less money then what they are spending now. Reminded everyone that the Fireman are all Volunteers. It was decided to bring it back up for a vote.

MOTION by Trustee Hoban, seconded by Trustee Stewart to have the original motion resubmitted to the Board for a revote to authorize/award the full size Bid price of \$480,242 for the Firehouse Project.

Mayor Marchionda	Aye	Trustee Hoban	Aye	
Trustee Allison	Aye	Trustee D’Abbracci	Aye	
Trustee Church	Abstain	Trustee Stewart	Aye	
Trustee Taylor	Aye			Carried

CASP Payment Agreement – It was brought up that the CASP agreement letter did not have the correct amounts in the letter nor did it have the correct wording. The letter mentioned about ten or twelve months and the motion had twelve months. Trustee Hoban mentioned that the \$20,000 for the manhole and pipe was not mentioned in the letter. Feels this needs to be added. Feels if we vote on this we are accepting the

letter as is and it is incorrect. Mayor Marchionda asked that the letter be corrected and the Board will review it at the Oct. 17th meeting.

Mayor Marchionda mentioned that October 17th at 3:00pm is the Bid opening for Basin Street. Will also hold a Special Village meeting. Would like to have the correct paper work on the CASP agreement at this time.

MOTION by Mayor Marchionda, seconded by Trustee Church to hold a Special Village Board meeting on October 17, 2008 at 3:00pm.

Mayor Marchionda	Aye	Trustee Hoban	Aye	
Trustee Allison	Aye	Trustee D'Abbracci	Aye	
Trustee Church	Aye	Trustee Stewart	Aye	
Trustee Taylor	Aye			Carried

Atty. Brockman had an update on the feline issue. He met with a gentleman - that is licensed with the DEC. He has been involved with other feline issues and other pest issues elsewhere. He is willing to help us. Would be trapping in public areas, would only trap cats without collars. Does not want to trap a family's pet. He will do the transporting and charge \$30.00 per cat. He is available to start the end of October if the Village has everything ready. Atty. Brockman discussed about placing an ad in the paper to advise the residents of the upcoming trapping. This would give residents time to get a collar or be sure to leave family pets inside. Looking at holding a cat for approximately 3 days in case it is a family's pet. Would charge \$1.00 a day per cat. Transporting to a farm in Livingston County that is willing to take them. All cats would be spayed or Neuter. They will feed them. Need to look into a place to hold them over before transporting them. Will discuss more at October's meeting.

Dick Osgood apologized to the Board on the issue of the Bond Resolution for Brown Street that was discussed at the Village meeting on September 23, 2008. That it had not been voted on at the Municipal meeting. Trustee Hoban mentioned he was against the Bond before and still is. Trustee Hoban would like to bring it up to a revote.

MOTION by Trustee Hoban, seconded by Trustee Stewart to ask the Board to resubmit for a revote on the Bond Resolution for Brown Street.

Mayor Marchionda called for a roll call vote:

Trustee Stewart	Nay	Trustee Hoban	Aye	
Trustee Taylor	Nay	Trustee Church	Nay	
Mayor Marchionda	Nay	Trustee Allison	Nay	
Trustee D'Abbracci	Nay			Defeated

MOTION by Trustee Taylor, seconded by Trustee Allison to approve Deputy Clerk R. Morse to contact Yates County Personnel office and request the current Police Investigator list.

Mayor Marchionda	Aye	Trustee Hoban	Aye	
Trustee Allison	Aye	Trustee D'Abbracci	Aye	
Trustee Church	Aye	Trustee Stewart	Aye	
Trustee Taylor	Aye			Carried

ADJOURNMENT:

At 7:37 PM, Trustee Allison, seconded by Trustee Taylor to adjourn the regular Village meeting.

ADJOURNMENT OF EXECUTIVE SESSION:

None

Mary Ann Martin, Deputy Clerk

ANNOUNCEMENTS:

Special Village Board meeting Friday October 17, 2008 at 3:00 PM