

MINUTES of a Regular Meeting of the Village Board of Trustees held Tuesday evening, February 20, 2018 at 6:00 PM, Village Hall, 111 Elm Street, Room 202, Penn Yan, NY 14527

PRESENT Mayor MacKerchar; Trustees W. Allison; C. Benedict; D. Condella; K. McLoud; D. Reeve (via Skype); R. Stewart; Attorney Ed Brockman; Clerk/Treasurer G. Meeks; Deputy Clerk/Treasurer H. Pealer; Director of Public Works B. Bodine; Assistant Director of Public Works B. Jensen; Police Chief T. Dunham; CEO B. Lyon; Fire Chief B. LaRock; Municipal Chairman R. French

ABSENT:

News Media present: None

PUBLIC: Yvonne Tucker, Ray Spencer, Bill Laffin, Mark Morris

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

6:00PM Public Hearing –Tax Cap Waiver 2018-2019

At 6:00 PM **MOTION** by Trustee Allison, seconded by Trustee McLoud to open the Public Hearing.

Mayor MacKerchar asked if anyone had any questions or concerns. No comments

At 6:01PM **MOTION** by Trustee Allison seconded by Trustee McLoud to close the Public Hearing.

Local Law C 2018 Tax Levy

MOTION by Trustee Condella, seconded by Trustee Benedict to authorize Resolution No 18 -2018 Adoption of Local Law New York State Tax Cap Waiver.

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 February 20, 2018; and

WHEREAS, the Board of Trustees previously received a copy of the proposed Local Law more than seven (7) days prior to the date of adoption hereof more than .

NOW THEREFORE BE IT RESOLVED, THAT

1. The Board of Trustees of the Village of Penn Yan adopts the proposed Local Law.
2. The Village Clerk is directed to file such Local Law 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.

ADOPTED Ayes 7	MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0	Abstain 0 Absent 0

CALL FOR EXECUTIVE SESSION:

MOTION by Trustee Benedict, seconded by Trustee McLoud to authorize to have an Executive Session to discuss the employment record of an employee and legal counsel.

ADOPTED Ayes 7	MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0	Abstain 0 Absent 0

MINUTES:

MOTION by Trustee Allison, seconded by Trustee Stewart to approve the Village Board Minutes from January 16th, 2018.

ADOPTED Ayes 7	MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0	Abstain 0 Absent 0

GUESTS, PUBLIC REQUEST & COMMENTS:

MOTION by Trustee Allison, seconded by Trustee Condella to authorize the Farmers Market to sell local produce. They will be using the East side of Main Street between Jacob and Elm Street from the middle of May to the middle of October, 2018 between 6:00am – 1:00pm. (asking to use the south side of Jacob Street where it adjoins Main Street briefly while loading or unloading, may need to use this section during peak season for any overflow and will keep traffic lane open.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

Mayor MacKerchar discussed the Touch a Truck event this is a good opportunity for kids to see up close different equipment. This is a fund raiser for Sampson Theater renovation and a Peruvian school founded by PYA alumni. Mayor is asking if we could provide 2-3 items along with a Fire Truck. He Thanked all who are involved on working with them on this.

MOTION by McLoud, seconded by Trustee Condella to authorize the Village of Penn Yan supports the fund raisers with PYTCO for the Touch a Truck event on Saturday March 24th from 10:00am – 1:00pm at the Penn Yan Elementary

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MAYOR:

Mayor MacKerchar explained last Saturday (February 17th) Dan Doyle, Trustee Condella and Mayor met the students from Cornell University on updating our Comprehensive Parks Master Plan. We applied to the University and won a free semester for them to help us out through the Cornell’s “Design Connect Program”. They have some good ideas and feel it will benefit us. A great bunch of kids that are working on this. They will be doing two community forms tentatively on March 10, 2018.

ATTORNEY:

Atty. Brockman review the SEAF – Consolidation Planning Board Local Law A.

MOTION by Trustee McLoud, seconded by Trustee Allison to authorize Resolution No 20- 2018 Setting a Public Hearing and Adopting an SEAF with Respect To The Proposed Local Law Amending the Code of the Village of Penn Yan By Consolidating the Planning Board, Site Plan and Zoning Chapters of the Village Code. Public Hearing is set for Tuesday March 20, 2018 at 6:00PM.

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

WHEREAS, the Board of Trustees previously designated itself as “Lead Agency” for the purposes of the review of this proposed Local Law under the provisions of SEQRA and determined this to be an “Unlisted Action” and

WHEREAS, a Short Environmental Assessment Form (SEAF) has been prepared and reviewed.

Now Therefore, be it

RESOLVED, that the SEAF with respect hereto is adopted and a Negative Declaration is issued; and be it further

RESOLVED, that a public hearing on the proposed Local Law is hereby scheduled for March 20, 2018 at 6:00 p.m. at the Village Hall and that notice thereof be made by legal counsel; and be it further

RESOLVED, that this matter is an amendment to administrative procedure and therefore there is no need for a GML 239-m referral to the Yates County Planning Board for its review and action.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

COMMUNITY REVITALIZATION:

No updates

MUNICIPAL:

MOTION by Trustee Allison, seconded by Trustee Condella to authorize Evan Green attending apprentice lineworker school at a cost of \$3,700.00 plus hotel accommodations at a cost of \$1,272.00 (total cost \$4,972.00).

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Allison, seconded by Trustee McLoud to authorize issuing a Notice of Award to Myers Power Products to purchase a 38KV Breaker for Ryder Substation, parts and five year warranty for a total amount of \$31,706.00.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Allison, seconded by Trustee Condella to authorize hiring TRC to do the Engineering and Design work for Ryder Substation - Expand Station, Add New Bay for Breaker at a cost not to exceed \$25,148.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Allison, seconded by Trustee McLoud to authorize issuing a Notice of Award to WEG c/o Irby Utilities to purchase three phase padmount transformers. (totaling \$60,693.00)

- (1) 750 kVA, 480Y/277 volts at \$14,857
- (1) 500 kVA, 480Y/277 volts at \$11,035
- (2) 300 kVA, 480Y/277 volts at \$8,145 (each)
- (2) 150kVA, 208Y/120 volts at \$6,384 (each)
- (1) 112.5 KVA, 208Y/120 volts at \$5,743 (in place of the 100 kVA)

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Allison, seconded by Trustee Stewart to authorize the purchase of trees through the NYPA Tree Power Program for an amount not to exceed \$1,500.00.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Allison, seconded by Trustee McLoud to authorize the award of the Kimball's Gully directional drilling of water main project to Randsco Pipeline, Inc. in the amount of \$22,700.00.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Allison, seconded by Trustee McLoud to authorize the purchase of a 2018 Ford F-150 Regular Cab XL (Car 2) from Webster Ford Inc. for \$28,687.61 and to authorize Gary Meeks to execute all documents associated with the purchase.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Allison, seconded by Trustee Condella to grant sewer forgiveness in the amount of \$123.14 to Wendy Warren, 118 Elm Street.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Allison, seconded by Trustee Stewart to grant sewer forgiveness in the amount of \$1,902.22 to Lucille M. Farrell, 126 Sheppard Street.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Allison, seconded by Trustee McLoud to grant sewer forgiveness in the amount of \$626.88 (\$609.11 principal + \$17.77 penalty) to Matt Reed and Jason Shoff, owners of 109 Hamilton Street.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Allison, seconded by Trustee McLoud to authorize Resolution No 19- 2018 Determination of Sole Source for Effluent Discharge Sampling Station at KanPak. (Quote is \$13,230.00)

WHEREAS, the Village of Penn Yan owns and operates a municipal wastewater treatment system which serves a milk products manufacturing facility named KanPak which is located in the Horizon Business Park; and

WHEREAS, the effluent discharge from the KanPak facility has been of a chemical nature that is detrimental to the Penn Yan wastewater treatment system; and

WHEREAS, KanPak has undertaken to pre-treat its effluent discharge to minimize any deleterious chemical content thereof; and

WHEREAS, KanPak and the Village have entered into an agreement whereby a sampling station for the effluent discharge will be located at the KanPak facility, the nature and capabilities of the sampling station have been recommended by the Village Engineer; and

WHEREAS, pursuant to said agreement KanPak will reimburse the Village for one-half (1/2) of the cost of the acquisition and installation of the sampling station apparatus; and

WHEREAS, based upon the Village Engineer’s recommendation that the sampling station capabilities should include a pH probe, multiple samples capability and GSM modem equipment, DPW Director Bodine undertook to locate sources for that equipment in order to obtain price quotes to comply with the Village’s Procurement Policy; and

WHEREAS, after making diligent efforts to locate sources for said sampling station equipment only one source for that equipment was located, to wit: Corrosion Products and Equipment in Rochester, New York, a copy of their quote for such equipment being attached hereto; and

WHEREAS, DPW Director Bodine has executed a certificate as to his efforts to obtain quotes on the requisite sampling station equipment which was recommended by the Village Engineer; and

WHEREAS, the Board of Trustees intends to address any SEQRA issues related to this action.

Now Therefore, Be It Resolved That:

1. The Board of Trustees designates itself as “Lead Agency” with respect to any SEQR issues related hereto, determines that no negative environmental impacts will result, therefore declares this to be a “Type II” action and accordingly no environmental review will be undertaken.
2. The Board of Trustees determines that, based upon the certificate of DPW Director Bodine as to his efforts to obtain a sufficient number of quotes to comply with the Village Procurement Policy, Corrosion Products and Equipment is a “sole source” for the sampling station equipment recommended by the Village Engineer and therefore compliance with the Procurement Policy is not feasible or necessary.
3. Accordingly, the acquisition of the sampling station equipment components from Corrosion Products and Equipment is approved, the Village Mayor is authorized to execute any documentation necessary for the implementation of the acquisition thereof and the Village Treasurer is authorized to expend the funds necessary for said acquisition, subject to the approval of the Mayor and DPW Director as to the amount to be expended for the acquisition.

Discussion: Trustee Allison explained this was the only bid we received in the area to this specific type of work.

ADOPTED	Ayes 7	MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
	Nays 0	Abstain 0 Absent 0

MOTION by Trustee Allison, seconded by Trustee McLoud to approve Utility Payment Agreements in the amount of \$6372.66

ADOPTED	Ayes 7	MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
	Nays 0	Abstain 0 Absent 0

Brent Bodine mentioned we have submitted our first required submission for the consent order for the WWTP that was issued to the DEC on February 13. The next submission is set for three months out. The submission included spill Prevention Plan, Best Management Plan also statement of our I & I investigation to look for the source of I & I and illegal connections to our sanitary sewer system. Pending the approval next step is to implement the changes to our WWTP.

FINANCE & ADMINISTRATION:

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

AUDIT:

		Amount:
Paid Before Audit:		
General		31,726.39
Electric		313,836.95
Sewer		9,928.63
Water		6,995.26
Capital Projects		
Total Paid Before Audit		\$ 362,487.23
Current Audit:		
General	\$	67,824.04
Community Development - CRC		-
Electric		65,754.60
Sewer		47,722.85
Water		18,278.63
Capital Projects		1,600.00
Total Current Audit Items		\$ 201,180.12
TOTAL AUDIT		\$ 563,667.35

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION by Trustee Benedict, seconded by Trustee McLoud to authorize the Sheppard Street water Main replacement – CDBG project #895PW158-16 Warrant for \$1,799.44.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION by Trustee Benedict, seconded by Trustee McLoud to authorize Resolution No 8-2018 Budget Transfer for the 2017-2018 Fiscal Year for \$840.00. (Village Justice cost center to accommodate overspend in professional, training, supplies and materials for court)

TO:			Fund
Account Id	Description	Date	Totals
A -1110-4-480	Village Justice-Prof Fees/Publications	640	
A -1110-4-500	Village Justice-Supplies & Materials	<u>200</u>	
		<u>840</u>	
			General 840
			Electric -
			Sewer -
			Water -
			- 840
FROM:			
Account Id	Description	Date	
A -1110-1-130	Village Justice-Court Security	<u>840</u>	
		<u>840</u>	
			General 840
			Electric -
			Sewer -
			Water -
			840

Budget transfer within the Village Justice cost center to accommodate overspend in professional and training and supplies and materials, with funds coming from court security costs which are running less than budgeted.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION by Trustee Benedict, seconded by Trustee McLoud to authorize Resolution No 9-2018 Budget Transfers for 2017-2018 Fiscal Year for \$3,000.00. (Firehouse cost center to accommodate higher costs due to work on compressor)

TO:			Fund
Account Id	Description	Date	Totals
A -1622-4-410	Firehouse-Contractual Services	<u>3,000</u>	
		<u>3,000</u>	
		General	3,000
		Electric	-
		Sewer	-
		Water	-
		-	<u>3,000</u>
FROM:			
Account Id	Description	Date	
A -1622-4-500	Firehouse-Supplies & Materials	<u>3,000</u>	
		<u>3,000</u>	
		General	3,000
		Electric	-
		Sewer	-
		Water	-
			<u>3,000</u>

Budget transfer within the Firehouse cost center to contractual services to accommodate higher costs due to work on compressor, with funds being pulled from supplies and materials, as the repair of the bell tower was lower than budgeted.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION by Trustee Benedict, seconded by Trustee Condella to authorize Resolution No 10-2018 Budget Transfers for 2017-2018 Fiscal Year for \$4,964.00. (Fire Department cost center to cover over runs in health services and bunker gear)

TO:			Fund
Account Id	Description	Date	Totals
A962	Budgetary Provisions - DPW Equipment Reserve		
A -3410-4-415	Fire-Health Services	457	
A -3410-4-520	Fire-Bunker Gear/Bags/Gloves	<u>4,507</u>	
		<u>4,964</u>	
		General	4,964
		Electric	-
		Sewer	-
		Water	-
		-	<u>4,964</u>
FROM:			
Account Id	Description	Date	
A -3410-4-530	Fire-Fire Equipment	<u>4,964</u>	
		<u>4,964</u>	
		General	4,964
		Electric	-

Sewer	-
Water	-
	<u>4,964</u>

Budget transfer in Fire Dept. cost center to cover over runs in health services and bunker gear, with funds being pulled from fire equipment account.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION by Trustee Benedict, seconded by Trustee Condella to authorize Resolution No 11-2018 Budget Transfers for 2017-2018 Fiscal Year for \$500.00. (Safety Inspections to move funds to supplies and materials account which were incorrectly budgeted in the computer supplies account).

TO:			Fund
Account Id	Description	Date	Totals
A -3620-4-500	Safety Inspections-Supplies & Materials	<u>500</u>	
		<u>500</u>	
		General	500
		Electric	-
		Sewer	-
		Water	-
		-	<u>500</u>

FROM:			
Account Id	Description	Date	
A -3620-4-510	Safety Inspections-Computer Supplies	<u>500</u>	
		<u>500</u>	
		General	500
		Electric	-
		Sewer	-
		Water	-
		-	<u>500</u>

Budget transfer within Safety Inspections to move funds to the supplies and materials account which were incorrectly budgeted in the computer supplies account.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION by Trustee Benedict, seconded by Trustee Condella to authorize Resolution No 12-2018 Budget Transfers for 2017-2018 Fiscal Year for \$6,000.00. (Streets Maintenance to cover cost for vehicle and equipment repairs and computer services).

TO:			Fund
Account Id	Description	Date	Totals
A -5110-4-413	Street Maintenance-Vehicle & Equipment Repairs	5,845	
A -5110-4-450	Street Maintenance-Computer Services	<u>155</u>	
		<u>6,000</u>	
		General	6,000
		Electric	-
		Sewer	-
		Water	-
		-	<u>6,000</u>

FROM:		
Account Id	Description	Date
A -5110-2-230	Street Maintenance-Crack Filling/Chip Sealing	

		2,000		
A -5110-4-410	Street Maintenance-Contractual Services	2,000		
A -5110-4-480	Street Maintenance-Prof Fees/Publication	<u>2,000</u>		
		<u>6,000</u>		
			General	6,000
			Electric	-
			Sewer	-
			Water	<u>-</u>
				<u>6,000</u>

Budget transfer within Streets Maintenance to cover higher than budgeted costs for vehicle and equipment repairs and computer services, with offset coming from other accounts that will under run the budget.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION by Trustee Benedict, seconded by Trustee Condella to authorize Resolution No 13-2018 Budget Transfers for 2017-2018 Fiscal Year for \$1,050.00. (Parks & Recreation cover accounts that are over budget with planned spending reductions).

TO:				Fund
Account Id	Description		Date	Totals
A -7140-4-412	Parks & Recreation-Field Trips	315		
A -7140-4-450	Parks & Recreation-Computer Services	100		
A -7140-4-480	Parks & Recreation-Prof Fees/Publication	150		
A -7140-4-561	Parks & Recreation-Grant Waterfront & Trail	<u>485</u>		
		<u>1,050</u>		
			General	1,050
			Electric	-
			Sewer	-
			Water	<u>-</u>
			-	<u>1,050</u>
FROM:				
Account Id	Description		Date	
A -7140-4-410	Parks & Recreation-Contractual Services	300		
A -7140-4-415	Parks & Recreation-Landscaping/Tree Removal	400		
A -7140-4-540	Parks & Recreation-Picnic Tables	<u>350</u>		
		<u>1,050</u>		
			General	1,050
			Electric	-
			Sewer	-
			Water	<u>-</u>
				<u>1,050</u>

Budget transfers within Parks and Recreation cost center to cover accounts that are over budget with planned spending reductions in other accounts.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION by Trustee Benedict, seconded by McLoud to authorize Resolution No 14-2018 Budget Transfers for 2017-2018 Fiscal Year for \$1,531.00. (employee benefits FLEX/MRA account that is slightly overspent, with funds from debt payments on Street BAN).

TO:			Fund
Account Id	Description	Date	Totals
A -9089-8-800	Employee Benefits-FLEX/MRA	<u>1,531</u>	
		<u>1,531</u>	
		General	1,531
		Electric	-
		Sewer	-
		Water	-
		-	<u>1,531</u>
FROM:			
Account Id	Description	Date	
A -9730-6-600	Debt Service-BAN Principal - Streets	<u>1,531</u>	
		<u>1,531</u>	
		General	1,531
		Electric	-
		Sewer	-
		Water	-
			<u>1,531</u>

To transfer funds to employee benefits FLEX/MRA account which is slightly overspent, with funds coming from debt payments on Streets BAN that was less than budgeted.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION by Trustee Benedict, seconded by Trustee McLoud to authorize Resolution No 15-2018 Budget Transfers for 2017-2018 Fiscal Year for \$3,000.00. (Sanitary sewer I & I correction to various accounts in sanitary sewer)

TO:			Fund
Account Id	Description	Date	Totals
ES-8120-4-400	Sanitary Sewer-Engineering	1,000	
ES-8120-4-410	Sanitary Sewer-Contractual Service	1,000	
ES-8120-4-417	Sanitary Sewer-Maintenance on Vehicles	500	
ES-8120-4-420	Sanitary Sewer-Phone/Internet/Utilities	<u>500</u>	
		<u>3,000</u>	
		General	-
		Electric	-
		Sewer	3,000
		Water	-
		-	<u>3,000</u>
FROM:			
Account Id	Description	Date	
ES-8120-4-413	Sanitary Sewer-I&I Correction	<u>3,000</u>	
		<u>3,000</u>	
		General	-
		Electric	-
		Sewer	3,000
		Water	-

3,000

To transfer budget funds from sanitary sewer I&I correction to various accounts in sanitary sewer that have exceeded their budget.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION by Trustee Benedict, seconded by Trustee McLoud to authorize Resolution No 16-2018 Budget Transfers for 2017-2018 Fiscal Year for \$613.00. (Sewer and Water funds cover costs slightly over budget in employee FLEX/MRA accounts transferred from retirement accounts).

TO:			Fund
Account Id	Description	Date	Totals
ES-9089-8-810	Employee Benefits-FLEX/MRA	160	
EW-9089-8-800	Employee Benefits-FLEX/MRA	<u>453</u>	
		<u>613</u>	
		General	-
		Electric	-
		Sewer	160
		Water	<u>453</u>
		-	<u><u>613</u></u>
FROM:			
Account Id	Description	Date	
ES-9010-8-800	Employee Benefits-State Retirement	160	
EW-9010-8-800	Employee Benefits-State Retirement	<u>453</u>	
		<u>613</u>	
		General	-
		Electric	-
		Sewer	160
		Water	<u>453</u>
			<u><u>613</u></u>

Budget transfers within the Sewer and Water funds to cover costs slightly over budget in the employee benefits FLEX/MRA accounts with funds being transferred from the retirement accounts which are under the budgeted amount.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION by Trustee Benedict, seconded by Trustee Condella to authorize the Mayor to sign the Audit engagement agreement with BST Co. CPA's, LLP to audit the regulatory basis financial statements of the Village for each of the years ending May 31, 2018, 2019, 2020, 2021, 2022.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

PERSONNEL:

MOTION Trustee Stewart, seconded by Trustee Condella to approve the Part Time Police Officer 'Trainee' contract.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
 Nays 0 Abstain 0 Absent 0

MOTION Trustee Stewart, seconded by Trustee McLoud to authorize an increase in the annual salary rate for acting justice David Grace from \$3,000 annually to \$6,000 annually, effective 2/21/18.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

PUBLIC SAFETY:

POLICE DEPARTMENT:

Monthly activity report for January

Chief Dunham produced a yearly report to show the 2017 Year statistics. He mentioned this has been a busy year.

FIRE DEPARTMENT:

Chief's Report for January

MOTION by Trustee Allison, seconded by Trustee McLoud to authorize Hunter Greene be elected to the Hydrant Hose Company effective February 6, 2018.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

Trustee Allison Thanked Chief LaRock and the firefighters for taking time to have a Fire Truck up to the March 24th event Touch a Truck at the Penn Yan Elementary School.

Chief LaRock stated the fire department has submitted a grant application through FEMA to try and fund the replacement of 33 air packs.

CODE ENFORCEMENT:

FYI - 2017 Year-end report which is submitted yearly to NY State. These include building and fire safety permits.

PUBLIC WORKS:

Brent Bodine mentioned the Public Works and Public Safety committee met with the DOT last Thursday. The DOT is letting us know they will be doing some work on the touring route from Clinton Street – Liberty Street. There are two possible touring routes. We should be able to see the design plans in April. This is to improve pedestrian safety for the route, will include curb bump outs. No cost to the Village.

PARKS & RECREATION:

MOTION by Trustee Condella, seconded by Trustee McLoud to authorize the Mayor to sign a letter stating no objections with the Keuka Lake Association putting signage in the Keuka Lake Outlet for reverse prop areas.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Condella, seconded by Trustee Allison to authorize the 2018 Summer Playground rates the same as 2017:

- Free for Village residents
- \$25.00 for Non-Village Residents
- \$45.00 for family Non-Village Residents

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Condella, seconded by Trustee Stewart to authorize the 2018 Village pavilion rental rates the same as 2017.

- Rates are as follows:
- Red Jacket Park: \$125 for Residents - \$250 for Non-Resident;
- Indian Pines pavilion: \$125 Resident/\$250 Non-Resident
- Boat Launch – small pavilion: \$25 Resident - \$50 Non-Resident;
- Boat Launch - large pavilion and Lake Street Pavilion: \$50 Resident/\$100 Non-Resident;

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

MOTION by Trustee Condella, seconded by Trustee McLoud to authorize Resolution No 17 -2018 Priority Lakes Vulnerable to Harmful Algae Blooms (HABs). This will be forwarded to listings in Resolution.

WHEREAS, on December 21st 2017, Governor Cuomo unveiled his 12th proposal of the 2018 State of the State; and

WHEREAS, this proposal is entitled, “Protecting New York’s Lakes from Harmful Algae Blooms”; and

WHEREAS, within this proposal are identified twelve priority lakes that are vulnerable to harmful algae blooms (HABs) and are critical sources of drinking water and vital tourism drivers; and

WHEREAS, the proposal provides nearly \$60 million in grant funding to implement action plans created by Steering Committees; and

WHEREAS, Keuka Lake is not one of the twelve lakes identified in this proposal; and

WHEREAS, Keuka Lake is vulnerable to HAB’s; and

WHEREAS, Keuka Lake is the primary source of drinking water for the Villages of Penn Yan and Dresden and townships of Benton, Jerusalem, Milo and Pulteney; and

WHEREAS, Keuka Lake is a vital tourism driver for the Village of Penn Yan and Yates County alike.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Board of Trustees of the Village of Penn Yan call upon Governor Andrew Cuomo, that New York State Senate and the New York State Assembly to expand the list of priority lakes in this proposal to include Keuka Lake.
2. The funding for Keuka Lake be included at the same level as the priority lakes already identified in this proposal.
3. Copies of this resolution be sent to Governor Andrew M. Cuomo, State Senator Thomas F. O’Mara, Assemblyman Philip A. Palmesano, Senate Majority Leader John J. Flanagan, Senate Democratic Conference Leader Andrea Stewart-Cousins, Senate Independent Democratic Conference Leader Jeffrey D. Klein, Assembly Speaker Carl E. Heastie, Assembly Majority Leader Joseph D. Morelle and Assembly Minority Leader Brian M. Kolb.
4. Copies of this resolution shall be forwarded to the parties listed below:

- Keuka Lake Association (KLA)
- Bluff Point Association
- Keuka Watershed Improvement Cooperative (KWIC)
- Town of Barrington
- Town of Benton
- Town of Jerusalem
- Town of Milo
- Town of Torrey
- Town of Wayne
- Town of Urbana
- Town of Pulteney
- Village of Dresden
- Village of Hammondsport
- Steuben County

ADOPTED	Ayes 7	MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
	Nays 0	Abstain 0 Absent 0

PLANNING & DEVELOPMENT:

Trustee Reeve mentioned they did meet a lot going on reviewed what committee is working on. Nothing new.

PLANNING BOARD:
COMMENTS

Trustee Stewart stated last month Murray Hestley from the Oliver House offered to set up a tour of the Museum for the Board. He has two dates and asked if we could pick one of these. March 22 or 27 at 2:00

PM. Trustee Stewart will e-mail everyone to see what date is best; he will correspond with Mr. Hestley. New Trustee will also be welcome.

EXECUTIVE SESSION:

At 6:38 PM, **MOTION** by Trustee McLoud, seconded by Trustee Condella to enter into Executive Session.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

ADJOURNMENT OF EXECUTIVE SESSION:

At 7:35 PM, **MOTION** by Trustee Allison, seconded by Trustee Stewart to leave Executive Session and return to regular Village Meeting.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

ADJOURNMENT:

At 7:36 PM, **MOTION** by Trustee Allison, seconded by Mayor MacKerchar to adjourn the regular Village Board meeting.

ADOPTED Ayes 7 MacKerchar, Allison, Benedict, Condella, McLoud, Reeve, Stewart
Nays 0 Abstain 0 Absent 0

Mary Ann Martin, Deputy Clerk

ANNOUNCEMENTS: