

Penn Yan Municipal Board Meeting

Thursday, August 13th, 2020 at 8:30 a.m. via Zoom

I. Attendees: Chairman Rom French, Vice Chair Dan Banach, Commissioners Ray Hamilton, Lee Sackett and Dave Payne, Village Trustee Kevin McCloud, Clerk-Treasurer Gary Meeks, Deputy Clerk-Treasurer Holly Easling, Director of Public Works Tom Schwartz, Secretary of Public Works Chey Bradley, Mayor Leigh MacKerchar, Village Engineer Robert Elliott and Village Attorney Ed Brockman

II. Call to Order at 8:30 a.m.

Zoom Meeting ID: 856 7276 9127

III. Review/Approval of the last month's meeting minutes:

MOTION to approve the Minutes: first Dan Banach, seconded by Dave Payne; carried.

IV. Municipal Employee:

V. Public Requests and Comments:

KanPak -Update via Tom

Letters for two violations last were sent last month; issues have been addressed.

Transformer for the plant was delivered and will be set up by O'Connell Electric.

VI. Executive Session: MUB, Director of Public Works, Mayor, Clerk-Treasurer, Deputy Clerk-Treasurer, Chairman of the Public Works Committee

Executive session held at the end of the Zoom meeting.

VII. Audit: *Warrant Listing*

MOTION to approve the Audit as presented: first Dan Banach, seconded by Lee Sackett; carried.

VIII. Treasurer's Report

1. YTD revenue and expense analysis for water and sewer (Gary)

Sewer fund:

Revenue 18%

Expenses 12%

Water fund:

Revenue 16%

Expenses 18%

2. Electric Fund Cash Flow Statement (Holly)

Cash flow: Receipts cover cash disbursements at this point. Cash available in checking approximately equals \$213,000.00 and we are currently saving \$15,000.00/month in payroll expenses. With the general fund subsidizing the Electric fund, the total Electric fund cash available, including reserves, equals \$456,000.00.

In June on Eastman Ave, a tree fell in "no man's land" which caused power failure to a few homeowners. Investigation found that the lane way – "no man's land"- does in fact belong to the Town of Jerusalem. Village intends to bill the Town of Jerusalem \$2,670.93 for the electric work which was completed. MUB approved of the billing; didn't feel it necessary to motion approval.

IX. Department Business

A. Electric

1. Operations report

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2. Firm Hydro Energy for September 1 – 30, 2020 –No reduction in sales
3. 2020 MEUA Annual Conference

Electric crew continues to operate as they are able and continues to replace priority poles throughout the village. Apprentices are well on their way to completing year 1 of the MEUA Apprentice Linemen School program. T. Schwartz would like to commend the crew for the work being completed on the firehouse to get the siren and civil defense alarm back in working order.

Wood Pole Bid: we will be receiving submissions until September 4, 2020 to restock the department's wood utility poles.

R. Corey recommends the early termination of Joseph Yankanich's probation period based on his exemplary performance during his first six months with the Village. Tyler Ayers is in the same position. -Not granted at this time due to his provisional civil service status.

MOTION to designate Thomas Schwartz to represent the Village of Penn Yan's interests at the Municipal Electric Utilities Association (MEUA)'s 2020 Annual Conference on September 17th via virtual meeting.: First Dave Payne, seconded by Ray Hamilton; carried.

B. Water/Sewer

1. Change Order #2 to Franklin Street Water Main Replacement Project
2. Payment Request #3 to Franklin Street Water Main Replacement Project
3. Sewer Forgiveness: Ken Buschner 108 Horizon Park Drive

Should be noted that Change Order #1 to Franklin Street Water Main Project increased the contract award amount by \$12,619.95. The change order, which was approved in February, changed the contracted amount to \$241,490.13.

MOTION to approve the change order for the Franklin Street Water Main Project to decrease the contract award amount by \$776.89; which was awarded to TLM Excavating for the original amount of \$228,870.18. This decrease would change the contracted amount to \$240,713.24.: First Lee Sackett, seconded by Ray Hamilton; carried.

NOT GRANTED Sewer forgiveness in the amount of \$67.49 to Ken Buschner, 108 Horizon Park Drive.

Motion to take a roll call vote: first Lee Sackett, seconded by Dave Payne; carried. Roll call: Dave Payne, No Ray Hamilton, No Dan Banach, No Lee Sackett, No Rom French, No

C. Water Treatment Plant

1. Operations Report

D. Wastewater Treatment Plant

1. Operations Report
2. Rainer Hamm
3. Southern Tier NY Water Works Operators Conference

Four Village employees to attend: Dave Cohick, Rainer Hamm, Thomas Schwartz and Yvonne Tucker

MOTION to send four Village representatives and allow the use a Village vehicle to attend the

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Southern Tier NY Water Works Operators Conference on September 16th in Hammondsport, NY. Fee: \$45.00/member; total cost \$180.00.: First Dan Banach, seconded by Dave Payne; carried.

X. Other:

1. Septage hauling suspension letter
2. Yates County Water Feasibility Study

Septage hauling letter: A couple of legislators received a copy of the letter sent to City Hill and they take issue with the Village's response. The Village remains firm in their decision to suspend City Hill for wrongfully dumping industrial waste at the Wastewater Treatment Plant. Tom Schwartz reiterated, yet again, how important it is to seek a full facility study of not just the wastewater treatment plant buildings but their operations and septage treatment expenses as well.

Yates County Water Feasibility Study: Kick off meeting on August 19th at 6:00 pm in the county building auditorium Tom Schwartz and Leigh MacKerchar to attend.

XI. Payment Agreements:

MOTION to the Village Board to accept the payment agreements in the amount of \$1,723.13.: First Dan Banach, seconded by Ray Hamilton; carried.

XII. Village Engineer's Report – Bob Elliott

1. RBC project
2. Other projects

RBC: Contractor was able to come in for final measurements; still experiencing issues with media supply chain. He can't get in all of the media that he needs so he hasn't signed the contract yet. He has problems with some of the wording regarding project time frame which need to be addressed. Although he is hoping to receive the pieces he needs in the next month.

DEC inspection went pretty well. Bob believes that the plant looks good because KanPak's treatment plant has been up and running.

T. Schwartz: Were you able to discuss the RBC project timeline and how it may affect the numbers that we report to the DEC? Are they willing to work with us and grant lenience?

Bob: Yes, there was some discussion. We will let the DEC know when we take the RBC train offline.

- Consent order: Brad mentioned that it might be time to close out the DEC consent order. Bob raised concern that the points may help us with grant applications. Brad told him that our SPDES permit should offset the loss of consent order points. Believes grant funding may be more of a political matter than an application deficiency problem.
- Grant funding: still no time line for when grant funding will be available for applications.

Composting: May be seeking to increase the compost production limit for 5-year permit. Will be going over the calculations before applying for limit increase.

VI. Executive Session: MUB, Director of Public Works, Mayor, Clerk-Treasurer, Deputy Clerk-Treasurer, Chairman of the Public Works Committee

MOTION to move into Executive Session at 10:12 a.m.; first Dan Banach, seconded by Dave Payne; carried.

MOTION to exit Executive Session at 10:27 a.m.; first Dan Banach, seconded by Ray Hamilton; carried.

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XIII. Reminder the Village Board Meeting- August 18th at 6:00 p.m.

XIV. Service Request Review and Discussion, if needed.

XV. Next Meeting – Thursday, September 10th at 8:30 a.m.

XVI. Adjournment: 10:28 a.m.

Transcribed by Chey Bradley