

**MINUTES** of a Regular Meeting of the Village Board of Trustees held Tuesday evening, May 19, 2020 streamed by Zoom at 6:00 PM, Village Hall, 111 Elm Street, Room 202, Penn Yan, NY 14527

**PRESENT** Mayor MacKerchar; Trustees C. Benedict; D. Condella; T. Hoban; K. McLoud; R. Spencer R. Stewart; Attorney Ed Brockman; Clerk/Treasurer G. Meeks; Deputy Clerk/Treasurer H. Easling; Director of Public Works T. Schwartz; Police Chief T. Dunham; CEO B. Lyon; Fire Chief F. Ellis

**ABSENT**: Deputy Dir. Of Public Works TBD;

News Media present: None

**PUBLIC**: Rivka (Farmers Market); Diane Morse, Barb (did not identify themselves)

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

**Mayor** – I'll start out with the COVID. We are involved in the regional reopening. We are in Phase one right now which deals with manufacturing construction and limited retail. Phase two which is the next phase will be professional services. Phase three restaurants and food service. Phase four the final stage will be entertainment and recreation. Had some discussion with other municipalities' about their recreation programs. I did not perceive us having any kind of Recreational program this year. The interaction with the kids is just not inline with what we have here. Even though we are re-opening we have to process with the up most of caution here. Social distancing if you can't stay 6 feet away from somebody need to cover your face with either one of these or one of (masks) if you want to go with one of these if you want to go cowboy. So that's what we got to do. Got to wash our hands disinfect surfaces. This is not a time to be lax in observe those per caution. We need to pay up most attention to all those.

**Trustee Spencer** – Leigh as a merchant what authority do, we have to make sure people have a mask on. We have already run into several incidents were people refuse to wear the masks.

**Mayor**- individual merchant has the right to refuse the entrance to someone that doesn't have a mask on. There is local enforcement, there is the COVID hot line, that people call to report to make a compliant, they forward the compliant down. Chief will tell you they have responded to several calls like that. I think it just irresponsible for someone to try to have someone to go in to someone establishment without a masks. It's disrespectful for one thing they don't care about themselves, they need to care about others.

**Trustee Spencer** – Understood, but you'd be surprised who it is. It's very upsetting and wanting to avoid confirmation but it's an issue. I think it's going to be a worse issue this weekend, and I think with the weather and people being out and about going to be crazy.

**Mayor** – Yes, it's going to be a problem. I was talking with the Mayor from Hammondsport; he was inquiring about our rest rooms at our parks and someone had asked him. He was looking for answers. Well, the answer for us heck no. We can't sanitize restrooms. A person using it and we have to go in and sanitize it. Restroom at parks of ours won't be open. The Governor is talking about opening beaches for State parks. Today posted there going to have swimming in some parks., pools won't be open. We are in no position to open the beaches here in the Village.

**Atty.** - to answer Ray's questions more specifically someone is on your property and not obeying your directions there trespassing and they can be removed by the Police Department. I know you don't want to do that but that the alternate choice you have.

**Trustee Spencer** – We offered them an alternative, if they don't want to wear a mask they can stay in their car and we will bring it out to them, but people just walk in and tell us this is BS and it's not the majority, but it's more that what you would expect.

**Mayor** - Yes there are those out there and I'd – we can enforce, we can't have either Bruce or one of the Police Department stand in their business.

**Mayor** - I think it's up to the individual business owners to put a sign up saying no admits with out a masks or face covering.

**Trustee Spencer** – We can legally do that Ed.

**Atty. Brockman** – Yes

**Trustee Spencer** – Okay that was really my question.

**Atty.** – it's your property and you can apply reasonable rules for enter into your property and staying on your property. Under the circumstances. I think Leigh's suggestions is good, put a little sign on the door or a big sign so people can see it. If they want to abide your wishes. You have the right to ask to leave and tell them if they don't leave there trespassing and you can have them removed by the Police Department and even charge for trespassing for that matter. I doubt anybody is going to do that but that's the altimated.

**Mayor** –that was very important Thank you Ray. We need to get that out to the community. Face masks, it's unexpected for anybody to go into somebody's shop and to buy something without a mask. Just ridiculous they need to adhere to that. I want to Thank all of our employees for dealing with the COVID restrictions and protocols we had to go through. It's been tough, were almost to full staff and crews are back full time. I want to Thank everybody. Your' all doing a great job. There are two people I want to recognize. One is Laurie Schroeder she's the account clerk for the Municipal Department. She's dealing with people, real concerned about the HEAP and that was extended, has gotten information from Keuka Housing Council that will assist people with their Utility bills. She has been stellar throughout trying to help people. Want to recognize her for that. The other one is George Burnett. George while we were on half time. George on his non-schedule days came in to help mowing on a number of occasions. He didn't want to sit home so he came in to help us out for mowing. Want to recognize him for going above and

beyond. I should name everybody but these are the two that stood out at the moment. But everybody's doing a great job. We all appreciate it. I guess we'll move on to the agenda.

**Mayor** – First order is at 6:05 PM Public Hearing. Public Hearing first one Local Law D 2020 Zoning Chapter

**Trustee Spencer** - at 6:10 PM I'll make that motion to open Public Hearing Local Law D 2020

**Trustee Benedict** – I'll second it.

**Mayor** – Motion made by Mr. Spencer, seconded by Mrs. Benedict

Roll Call

Mr. Spencer Yes Mrs. Benedict Yes Mr. Condella Yes  
Mr. McLoud Yes Mr. Stewart Yes Dr. Hoban Yes carried

**Mayor** - Anyone at this time would like to comment on Local Law D regarding Zoning Chapter Atty. -I'll comment on this briefly the purpose of this law is to one comply with the State law the time frame for public publication so forth of notices was different of what State law also there was three different sections in the law which dealt with the number of site plans copies that were required and making that uniformed throughout the Zoning Chapter that's the primary purpose here.

**Mayor** – Thank you Mr. Brockman, is there anyone who wishes to speak to these changes if not.

**Mayor** – I'll make a Motion to close the Public Hearing

**Trustee Condella** – I'll make that Motion

**Trustee Stewart**- second

**Mayor** – Roll Call

Mr. Spencer Yes Mrs. Benedict Yes Mr. Condella Yes  
Mr. McLoud Yes Mr. Stewart Yes Dr. Hoban Yes  
carried

**Trustee Benedict** – I'll make a Motion to authorize Resolution No 41-2020

**Trustee McLoud** – I'll second

**Mayor** – Motion by Mrs. Benedict, second Mr. McLoud any discussion

Roll Call

Mr. Spencer Yes Mrs. Benedict Yes Mr. Condella Yes  
Mr. McLoud Yes Mr. Stewart Yes Dr. Hoban Yes  
carried

**Mayor** – we have a second Public Hearing which will be followed by a third. Second one we have here is dealing with DMV- Vehicles and Traffic. A lot of changes for I believe this deals with the Department of Motor Vehicles test site moving to Chapel Street. Can we get a Motion to open the Public Hearing?

**Atty.** – it's Court Street or Chapel Street.

**Mayor** – did I say Chapel excuse me Court Street.

**Trustee Condella**- I'll move

**Trustee McLoud** – second it

**Mayor** – At 6:13 PM Motion by Mr. Condella, seconded by Mr. McLoud any discussion

Roll Call

Mr. Spencer Yes Mrs. Benedict Yes Mr. Condella Yes  
Mr. McLoud Yes Mr. Stewart Yes Dr. Hoban Yes carried

**Mayor** – Public Hearing is now open. Will get a brief explanation on that. Is there anyone that would like to speak to this changes to the Vehicles & Traffic. Mayor if there is no questions or concerns. It's for the DMV test site on Court Street. Do we have a Motion to close the Public Hearing?

**Trustee Hoban** – I'll make that Motion

**Trustee Stewart** – I'll second

**Mayor** – Dr. Hoban, second Mr. Stewart any discussion-

Roll Call

Mr. Spencer Yes Mrs. Benedict Yes Mr. Condella Yes  
Mr. McLoud Yes Mr. Stewart Yes Dr. Hoban Yes carried

**Mayor** – Next order of business will be the Resolution No 38-2020 Amending Chapter 190

**Trustee Stewart** – I'll move to pass Resolution No 38-2020 Amending "Vehicles and Traffic" Chapter 109 of the Village Code Establishing a DMV Road Test Area on Court Street.

**Atty.** – That will be Chapter 190, I think Rich mentioned 109

**Trustee Spencer** – second

**Mayor** – Motion by Mr. Stewart, second Mr. Spencer any other discussion.

Roll Call

Mr. Spencer Yes Mrs. Benedict Yes Mr. Condella Yes  
Mr. McLoud Yes Mr. Stewart Yes Dr. Hoban Yes carried

**Mayor** - We have an additional Public Hearing this deals with the tentative Municipal Utilities Budget. Someone care to make a motion to open the Public Hearing.

**Trustee Benedict**- I'll make a motion to open Public Hearing.

**Trustee McLoud**- I'll second

**Mayor**- Motion by Trustee Mrs. Benedict, second Mr. McLoud any discussion

Roll Call

Mr. Spencer Yes Mrs. Benedict Yes Mr. Condella Yes  
Mr. McLoud Yes Mr. Stewart Yes Dr. Hoban Yes carried

**Mayor** - anyone would like to speak about the Budget before I turn it over to Gary. If not, I'll turn it over to Gary Meeks our Clerk/Treasurer. I believe he has a few things to go over with us.

**Gary** - Thank you. I'll go over this in a pretty high level, but I would be glad entertain questions the Board has or Public has. So, we had put together the tentative Budget and this is for Electric Water & Sewer. I would comment we had done a full review of those Budgets in great detail with the Municipal Board and they recommended to the Village Board that these budget to be adopted. The details highlighted assumption that Holly and I put together are in your packet. I'm not going through and read all that, but if you have any questions at all. I'd be glad to answer. What I'm going to do is share some real high-level highlights and share a screen so show you some of reports that I'm referring to. You all should be able to

see the page of electric budget. As you all know there are no Electric business there are no changes at this point in time. We are regulated by the Public Service Commission on rates. We would have to go through a rate case. The cash budget Holly has put together shows here \$18, 248 dollars surplus of cash in being greater than cash spent. However, our business has a comparable amount \$382,000 which is due to the general fund from years passed and were really going to need to watch all of our expenditure in the electric business very closely. Working on a multiyear year plan to pay some of this back to the general fund or have it forgiven. Really our focus for electric business is to rebuild the electric crew control our expenditures very closely and working on the multiply year plan to and improve our cash position. That's it for our electric. I'll jump to the highlight for the Water Budget. You should see that document in front of you at this point in time. So, the Water Fund which is made up of water transmission and as well as Water Treatment Plant you can see the fund the total expenditure are about \$153,000. We do have debt cost that are decreasing due to a pay off of a BAN of our DRI (Revitalization project), but our operational cost are increasing. I'm just going to move ahead to the Water Treatment Plant budget. So, this is a budget that impacts one wholesale water customer. Its' a subset off the Water Fund and with costs up in total \$66,766. With that increase spread over the anticipated volumes of our wholesale customers we're seeing rates for our whole sale customers go up on the range of \$0.17-0.19 cents per thousands. I'm going to jump ahead to the water rates and this is a little analyze that I put together for each year to show the impact of the change of our rates on our customers that this 1<sup>st</sup> column is a one equivalent dwelling per customer and fixed cost per EDU is decreasing from \$8.63 to \$6.11. That's due to paying down some of our debt so the annual user costs. For single family average user one residential Unit will go down \$30.24. As our operational costs have increased the variable cost per thousand per gallon is increasing \$6.42to \$8.23. Causing an increase in the variable cost of \$102.20. So, the total estimated change in the water bill per year would be \$71.96. I'm going to jump to the Sewer Fund and as you can see here in the Sewer Fund budget are expenditure are up \$96,000. Our expenditures on fixed assess and capital investment are down \$281,594 and our debt our principal on debt is down \$105,000. Primarliar due to pay off the compost project at the Waste Water Treatment Plant. So, overall costs are down about \$386,000. I'm going to jump ahead or I'll show you the Capital project list for the Waster Water Treatment Plant. Just briefly. We've got about \$450,000 of net capital investment for this coming year, but in this years ahead it's specifical 21/22. You can see there a very sizable investment at the Waste Water Treatment Plant of about \$2.6 million. Most of that being implantation of a new disinfection system and we will need to work hard with the Department of Environmental Conversation as well EFC to see if we can get some great funds for that and if we can't go to have to think about can we delay that project a little bit or do we have to take out a loan for that amount. I'm go to go back to the Waste Water Treatment Plant budget this impacts are wholesale customer Milo & Jerusalem so with overall cost being down at the Waste Water Treatment Plant about \$150,000 capital cost being down a bit. Overall, for the plant. Cost are down \$251,837 as per our contractual agreement with the Town of Milo and Jerusalem. Milo's budget for the year will go down \$25,033 and Jerusalem will go down \$62,959. Jumping back to the rate analyst for the Sewer fun our fixed user is decreasing \$2.00 from \$9.78 to \$7.78. Will a lower amount of costs debit and that reduces the annual fixed user cost by \$24.04 and with our operational cost increasing of variable user the rate is increasing from \$7.97 to \$8.47 per thousand gallons causing an increase in the variable cost of \$28.30 a net change of \$4.26 for a sewer bill and when you combine the Water bill and Sewer bill a single EDU resident would expect their annual cost for the Water & Sewer to increase by \$76.23? So, with that , that is the prepared comments that I had. I would be more than happy to attend any questions from the board from the Public.

**Gary** - and hearing none. I would recommend that we move along with the Resolution 35 and 36.

**Mayor**- if there are no other questions or comments I want to thank Gary, Holly and Tom and everybody else that was involved getting budget together during this time it's amazing how you were able to keep us under the tax cap with our general fund . There are very reasonable budgets. Thank you very much.

**Mayor**- Motion to close Public Hearing

**Trustee Condella** - I'll mov

**Trustee Spencer** - second

**Mayor**- Motion- Mr. Condella, second Mr. Spencer.

Roll Call

Mr. Spencer Yes Mrs. Benedict Yes Mr. Condella Yes  
Mr. McLoud Yes Mr. Stewart Yes Dr. Hoban Yes carried

**Mayor** - Now we have the recommendation Resolutions No 35 adopt, the Electric, Water and Sewer budgets

**Trustee McLoud** - I'll make that motion to adopt

**Trustee Condella** - second

**Mayor** - Motion Mr. McLoud, second Mr. Condella any discussion

Roll Call

Mr. Spencer Yes Mrs. Benedict Yes Mr. Condella Yes  
Mr. McLoud Yes Mr. Stewart Yes Dr. Hoban Yes  
carried

**Mayor** - next Resolution No 36 for the Water Sewer Rent rates effective June 1.

**Trustee Spencer**- I'll make that motion for Resolution No 36-2020

**Trustee Stewart** - I'll second that

**Mayor** - Motion Mr. Spence, second Mr. Stewart any other discussion

Roll Call

Mr. Spencer Yes Mrs. Benedict Yes Mr. Condella Yes  
Mr. McLoud Yes Mr. Stewart Yes Dr. Hoban Yes CARRIED

**Mayor** - moving on. Do we have a need for Executive Session? I don't believe we do at this time. Will move on to the approval of minutes of March 17, 2020 and April 21, 2020 and our special meeting April 27. This requires a lot of reading. Anyone find any errors, corrections or omit that we need to make, if not I'll entertain a motion to approve the minutes.

**Trustee Condella** - I'll make that Motion

**Trustee Hoban** - I'll second

**Mayor**- Motion Mr. Condella, second Dr. Hoban. Got a second from by Mr. McLoud let's do a roll call.

- Mr. Spencer - yes
- Mrs. Benedict - yes
- Mr. Condella - yes
- Mr. McLoud - yes
- Mr. Stewart - yea
- Dr. Hoban - yes carried

**Mayor** - Public Request or comments- 1<sup>st</sup> of all I think that our Scouts on here. They are doing a Civic project for observing I don't know if boy Scouts or get Scouts if girl scouts, I still have some cookies let. Boy Scouts try to be prepared so Thank you.

**Atty.** - uniforms to me look like Boy Scouts - that is the Boy Scout

**Diane** - how are you

**Mayor** - good how are you doing.

**Mayor** - any questions.

**Diane** -No just listening.

**Mayor** - well Thank you for coming- hopefully this will help you get to sleep tonight. We will try not to make it boring. Thank you for doing your Civic duty. Thank you

**Mayor**- is there anybody else that wishes to speak or make a public request or comment if not I'll move down to some of the items we have on here. We have a waiver 30 day liquor license application for the Keuka Lake Hotel. These are pretty much standard now, general when you apply for one- you have a comment period. It's been reviewed by the Atty. and Public Safety if we have no objections to waiving the 30 day notice.

**Trustee Benedict**- I'll make a Motion to authorize the waiver.

**Mayor** - Thank you Mrs. Benedict

**Trustee Stewart** - I'll second it

**Mayor**- any other discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Mayor**- next items I have one here. I see Rivka is on with us. Deals with the Farmers Market. How are you doing this evening. We do have authorize for the Farmers market to use Jacobs Street for the yearly Farmer Market. We have received some diagrams really of what we're are asking for. We were asking for we didn't want a create any issues or unnecessary soliciting on the sidewalk interacted on Main Street with the business. Starting to reopen. Rika and her group were good enough to consider moving down on to Jacob Street and working with the bank an option. 1. That looks to be excitable to me and other comment from the Public Safety.

**Atty.** - has some questions if you don't mind particular to the map. It's not clear from the sketch which dimension of which to putting if the booths area. I'm assuming the dimension running parallel to the sidewalk going down Jacobs Street is in the 20

**Rivka** - yes that is correct.

**Atty.** - the depth would be 10. Is that correct.

**Rivka** - yes that's correct on one of these sketch. I provided two of them, if we have space enough. Which would depend both on thew number of stalls and of # of vendors or any given week and on whether we are able to use either the bank parking lot. Which we actually don't know yet or weather we are to use the Village parking lot or the area behind the Town Hall. We would like to be able to have room within the stalls for the vendors behind in case the space needs to be 20 X 20. If there are to many stalls to fit and were not able to over flow into a Parking lot, then some of the vendors would move their vehicle else were after setting up. Then the spaces could be 10 feet, 20 feet along the sidewalk 10 feet in the other direction which would allow to be on both sides of the Street and still have room in between and let people pass by with social distancing.

**Atty.** - let me point out I know this isn't drawn to scale that's obviously the way you got it drafted it's looks fine plenty of room. However, if you do the math on here. If your booth , I assume that large booth up in the corner by Main Street that must be 20 feet or 30 feet parallel to the sidewalk on Jacob Street and 20 feet deep correct.

**Rivka**- correct

**Atty.** - if you have booths on the other side, you're not going to have any clearance between the booth, cause the Street is only 33 1/2 feet wide according to the sketch and if your booth is 20 feet deep on the Southern side of the Street and you have another booth on the other side of the Street. It's 10 feet. It's 30 feet you only got 3 1/2 feet clearance between then two. The way you.

**Rivka**- sorry I believe that the sketch if you look at it again does not actually show a second booth directly across from that specific stall but shows just the signage there. If we do have to have stalls on both sides of the Streets there would not have room. For one immediately across from them. That stall would have to be further down the street. The reason for that stall being that size is that he expects to be bringing a trailer and a double tent. 1- stand but 2 tents involved. They would need extra space.

**Atty.** - I would say if that is the case you would have to delete the stall towards to westerly end because the way the sketch is. The westerly line of the sketch along that booth along the bank that line of that booth is in the same plain as the easterly line of the 30 feet. That means that there is 3 1/2 feet between them.

**Rivka**- Sorry I got doing those sketches unexpectedly. I expected another vendor to be doing this and she became it and I had to do this the last minute. I didn't draw it very carefully. I did have the measurements since it is possibly that 3 stalls can be in that stretch without been across from the booths when we set up and practice it's not going to work then we won't set up that way.

**Atty.** - alright my other issue is with regards to the booths along the sidewalk next to the town hall. Those booths are 20 feet wide and 1,2,3,4,5 - that's 100' feet and you got 30 feet for the big one that 130

feet, and the sidewalk dimension is 156 feet that only leaves about 5' 2" feet between the booths. So, if people are allowed to walk around the side of the booths that won't be enough room. Now if there not allowed to walk around the side of the booth that's fine. I think you need to have some thing between the booths so folks can't walk back in those areas.

**Rivka-** if necessary, we will do that and mark off the spaces in between. I think we are looking at slightly different measurements is that how we set it up or maybe I added things up several times, it seems those did finish those. If necessary, we can make it off. I should tell you actually we have an updates guidelines from NYS which is actually advisory 10 feet between tents, but the thing is a tent is not a standard tent is not 20 feet long. The vendor tents that come to this market are either 10 feet long or 12 feet long. So, we should be able to meet than even 10 foot distance between tents as the sketch is shown. That update guidance that's new guidance just came out today. I have forwarded it to the town hall. You won't have it yet, cause I didn't get it until 5:00 today.

**Atty.** -I'm just using the map and the figures that is on the sketch that the sizes 156 feet. I'm assuming that you're using the entire area. If you are and booths are 20 feet wide except the one that's 30 that a total of 130 feet that would leave 26 feet for space between the booths and there's 5 spaces. 1,2,3,4,5 so it's very simple math 5 divided into 26 is 5 feet and a couple of inches between the booths. So, that's how I came up with that. I'm just using the figured that are on the sketches. I'm not trying to be probably Matic about this, but we don't want to have happen is the booths set up and people walk by from the Village and see what's going on and say, my god we thought from the sketches it was going to be totally different than that.

**Rivka-** We can take things off, the attention would be for customers to be coming down the center of the street where there is approximately 13 feet space available on either of those sketches for people to come through the center of the street and pass each other.

**Atty.** - that's fine if you're using the parking lot, you got 1,2,3,4 you got 4 booths 20 feet wide. That's 80 feet and over indicating the sidewalk is 90 feet, you only got 2 or 3 feet between the booths. When you actually set up you may have to do a little different.

**Mayor** - Rivka is this indicate all your actually commented vendors or where would you like to be at some point in the future.

**Rivka-** that's were we would like to be at some time in the further. We do not have 12 commented vendors at this point. We still actually have applications coming in and weather we also have 2 vendors that thought they were going to set up and probably not going to set up, and not all vendors come all season. The Sugar shack blueberries comes in the middle of the summer and bedding plant comes in the spring. I was trying to lay out space enough for 12 people and we might not have 12 people and we may be setting up 1<sup>st</sup> week for 3-4 stalls.

**Mayor** - so then you would be able to do there recommended 10 feet separated guide lines that you received today, which I think is a good idea.

**Rivka-** I think we could do that at any case of it's between the tents, because the tents are bit as long as the spaces given here. .

**Atty.** - why don't we approve it then with the condition it has to be at least 10 feet between the booth.

**Atty.** - yes

**Rivka-** if we have vehicle with the stands the vehicle are longer than the tents but the vehicles are not part of the customer's space. My market van is 18 feet long which why I would need a space 20 X 20 if I'm going to be have that van in the stand, but customer don't access the van. I access the van during the market if I'm able to have it with me, because I put things in it and get in and out of the van. The customer between the market stand and the tables, which I shooter than the length of the van.

**Atty.** - were is he van going to be next to the tent.

**Rivka-** yes, the vehicle and other people vehicle would be along the tent would be next to van and street.

**Trustee Condella .** - 10 feet has to be open space doesn't it.

**Rivka-** 10 feet has to be between customer

**Rivka** - I don't believe it has to be space anyway the customer not going to be getting into the booth. The van will be along the street then a table between me and the customer are on the far side of the table.

**Atty.** - why don't we say the spaces between the booths have to be blocked off because it doesn't seem to me, you're going to have 10 feet in there.

**Rivka-** we could do that.

**Atty.** -I think that would be more reasonable way to do it.

**Rivka** - We could tape it between the booths no problem,

**Atty.** - Village could supply you with saw horse or whatever, if need be, to block areas off.

**Rivka-** We could also tie rope or something.

**Trustee Condella-** I don't know how many saw horses we have.

**Rivka** - what we would like is the Village could barricades the street off first thing in the morning. So, people would know the street was blocked. So, we wouldn't have people come in there to park, but I would also like to ask one additional thing, because we're not sure weather we can use the bank space. Is the space behind the town hall part of the Village property. Parking lot

**Mayor** - you'll have to talk with the town it's there parking area. The Main parking lot behind that is the Village correct.

**Trustee Condella-** yes

**Rivka-** if we need extra space is it possible and if we can't reach turn with the bank or town hall is there a possibility, we can use some of the Village parking lot if necessary.

**Mayor** - that asking quite a bit for a Saturday if you want people to come and shop, they need a place to park.

**Mayor** - can't eat up the whole parking area. Would have to take that up for consideration. Doesn't sound like you'll need that space this week correct.

**Rivka-** No we except to open May 30. We definite not needing that space at this time.

**Mayor-** that's something we would have to consider. We're not sure how this is going to work. Feels it going to be Zoo like this Saturday. I hope people pay attention to the guidelines, but you are assuring you'll make sure all of your set up are done in a safe manor and you'll discourage and have safe distancing.

**Rivka-** we will be in complacency with the NYS Standards and stay with there as the change. The update we just got would allow our craft vendor to set up. Up until the new update it was only food vendors there and now craters. This may change again in the future we don't know what going to happen in the future and if necessary, we will comply with the NYS guidelines. We will strongly encourage customer to wear face masks and keep proper social distance and we would like to. I have several risk factors myself. I do not want to catch this; we don't want our customer to catch this thing/. Would not be good for the market. We are going to try our best do this safety as possible to do it.

**Atty.** - Could I add some thing no one is trying to give you a difficult time. I have two concerns as the Village Atty. 1. We comply with the various executive orders and other directions from the State and equally important as an Atty. I have full expectation with in 6 months to a year you're going to see the negligence lawyers coming out of there woodwork suing anybody they can to get money. I don't want to see us expose the Village and the residents with litigation or some thing like that. It sounds silly but gives theses Atty. a peg to hang their hat on.

**Mayor** - Thank you Mr. Brockman sound advice what the Board pleasure on this with the information. We now have on the Farmer Market do we authorize or what.

**Atty-** my suggestion as the Atty. to authorize and the sponsors comply with all the Executive orders and AG & Market direction that apply to this event.

**Rivka-** yes, we attend to do so.

**Trustee Benedict** - I'll make that motion based on Mr. Brockman advise.

**Trustee McLoud** - I'll second it.

**Mayor** - Motion made by Mrs. Benedict, seconded by Mr. McLoud. Thank you, any other comments.

**Atty.** - I have one other comment could we ask someone from the Village to look at this on Saturday 30<sup>th</sup>. When ever it is and report back as weather any issues with the way it's set up. So, we don't have a problem.

**Tom** - either Bruce or I will do that Ed.

**Atty.** - Thank you very much Tom.

**Mayor** - any other discussion

**Rivka-** if the Village ahs another comment if they wish us to do something different, please us know.

**Tom** - yes one of us will communicate with you on how things are set up, suggestions if needed for changes.

**Atty.** - Tom did some measuring down there

**Tom** - no Bruce did.

**Atty.** - Well he needs to be commended for helping out.

**Tom** - I'll pass that along.

**Mayor** - Any other discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

Carried

**Atty.** - let's do Local Law G. A Motion for Resolution 31, this is the repeal of the tax cap waiver cause Gary did such a good job on the budget and came in under the tax cap. We will repeal the tax cap waiver. So, we need a motion to adopt that Resolution.

**Trustee Condella** - I'll move

**Trustee Stewart-** I'll second

**Mayor** - Motion made by Mr. Condella, second by. Stewart any discussion Thanks for putting this together Mr. Brockman and Gary. Once again and don't lose that magic wand. Any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

Carried

**Atty.** - next item is the Champlin Ave. bidding. We have three bids that I have opened and I'll run through them. First from Dean Knapton and Grace Knapton.

**Mayor** - yes

**Atty.** - there bid is \$1,000. The next one is Chad Allison and he has a bid \$10,500. I see Gary smiling already and the third bid is from Jerry Proctor he is owner of Procter Enterprises and his bid is \$12,500. So, the Proctor Bid would be the high bid. There were problems with all of the documents that were submitted in terms of everybody left something out. But the way the notice of sale was term of sale are worded. They have until the actual of closing of the auction and that would be when checks are delivered tomorrow. So, anything that is out of order. I think could be rectified in the morning when the check is brought in. So, if the highest bidder is to be awarded the sale, then that would be Procter and Jerry would have to bring in a check for \$1,250.00 tomorrow. And he left out the non-collusion certificate so he would have to sign that when he deliveries the check. I know Mary Ann is not going to be in tomorrow, but I have talked with Robin about it and she knows what is going on.

**Trustee Condella** - is that the Procter that does roofs

**Atty.** - yes, it is

**Trustee Condella** - out of Gorham

**Atty.** - yes that's correct

**Trustee Condella** - and Chad is local. I know he's a little short on his bid and staff but I guess we normally take higher bids. I'm just thinking keep it local. Just a thought.

**Atty.** - I don't see any rational in this matter to

**Trustee Condella-** Ok

**Atty.** - the highest bidder

**Trustee Condella-** ok

**Atty.** - if there was, I would tell, I know Chad and I know Jerry Procter both

**Trustee Condella-** yup

**Atty.** - they both do a good job on there property but I don't see anyway to get around the highest bid.

**Trustee Condella** - that's fine I was just asking

**Atty.** - I want to Thank Mary Ann for helping out on this because she was the communicator

**Mayor** - yup a lot of work went into this multiple times.

**Atty.** - as I told you earlier, we are all Human and all fallible, so everybody made a mistake

**Mayor** - you don't have to tell me every day. So, your recommendation is that we except the highest bid Mr. Brockman.,

**Atty.** - yes Sir

**Mayor** - alight the Board wish to entertain a motion to except the high bid from Mr. Proctor \$12,500.

**Trustee McLoud**- I'll make a motion

**Trustee Benedict**-I will second

**Mayor** - Motion made Mr. McLoud, second Mrs. Benedict any discussion

**Clerk** - question who will get in touch with Chad and Dean & Grace

**Atty.** - I could do that if you want. I think everyone has a phone number. Knapton have a phone number.

**Clerk** - I have there folders' here so

**Mayor** - there should be contact number information on the folder.

**Atty.** - I have Chad's phone number on here also.

**Clerk**- I have everything with me Ed so. either can leave. Are you going to Penn Yan tomorrow?

**Atty.** - I can call over there that's no problem.

**Clerk** - Ok

**Atty.** - probably call Proctor tonight and see if I can get ahold of him. I want some dough in the office tomorrow.

**Clerk** - Ok I told Robin I would drop off the folder tomorrow and let he know who owes what and who got the bid and the check.

**Atty.** - excellent Thank you very much Mary Ann

**Clerk** - if you don't have his number, I got it.

**Mayor** - Thank you

**Atty.** - I don't think I got Chad's

**Clerk** - ok

**Mayor** - Ok any other discussion do we have a motion on the floor

**Atty.** - Motion would be to except the bid from Proctor, Jerry Proctor of Proctor Enterprise for the purchase of Champlin Ave. for the price of \$12,500.

**Mayor** - I believe we have a motion and second correct May Ann

**Clerk** - yes

**Mayor** - Ok I'll call the question

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

Mayor - do we have any other legal issues to discuss this evening Mr. Brockman.

**Atty.** - not this evening

**Mayor** - see you tomorrow then

**Atty.** - right - always tomorrow

**Mayor** - alight we'll move on to Community Revitalization no meeting this month no new applications and we will be discussing a little bit about that later on here in the agenda. I'll move on to Municipal. Don't see Rom on here. Mr. McLoud do you care

**Trustee McLoud**- yes, I'd like to request a Motion to authorize Resolution No 37 -2020 designate Thomas Schwartz to represent the Village of Penn Yan's interests at the New York Municipal Power Agency's 2020 Annual Meeting on May 27<sup>th</sup> via WebEx.

**Trustee Spencer**- second

**Mayor** - Motion Mr. McLoud, second Mr. Spencer any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee McLoud** - I'd like to request a motion accept Control Point Technologies' budget proposal for engineering services which will cost \$4,000.00 and increase their estimated total cost for Phase 2 of their Planning Study (No. P190256.02) from \$25,800.00 to \$29,800.00.

**Trustee Stewart**- I'll second

**Mayor** - Motion made by Mr. McLoud, second Mr. Stewart any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee McLoud** - I'd like to request a motion to award Irby Utilities the Pole Line Hardware bid based on a pricing comparison of all hardware which, when totaled, would cost \$3,502.46

**Trustee Stewart** - I'll second that

**Mayor** - Motion made by Mr. McLoud, second Mr., Stewart any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Tom** - can I speak really quick to that

**Trustee McLoud** - absolutely

**Tom** - to that a little bit better. So, we had 3 vendors we gave them a list of items that we buy for our poles lines hardware to put into our inventory and I added up all the items up but only like one each did they give up a price they give us each item. That we would be purchasing through the year. Some of the items

would be like 100 each or 25 each. I just took the single unit price and added them all up of all the line items that we usually buy with the past history and Irby we had the cheapest tally of all those line items. So, were going to probably spend way more than \$3,502. But when I added up each item per price, they were the cheapest bid. Does that make sense.

**Trustee McLoud** - yes it does

**Mayor** - so they have become the sole source for this type of equipment that we need

**Tom** - yes so when we need 1200 to order we don't have to either bid it out or multiple quotes.

**Mayor** - thank you do we have a motion

**Trustee Condella** - I'll move

**Trustee Spencer**- second

**Clerk** - Kevin made the initial, so Dan will second it.

**Mayor** - Motion Mr. McLoud, second Mr. Condella I want to say I feel comfortable with Zoom meeting I'm treating just like we sitting in the Main meeting room. I think we are all adapting

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee McLoud** - I'd like to request a motion to award the Chemical Supplies at the Water Treatment Plant bid piecemeal. The Sodium Hypochlorite for the amount of \$1.326/gallon and the Sodium Fluoride for the amount of \$0.894/pound to Slack Chemical. The Liquid Phosphate to Shannon Chemical for the amount of \$9.83/gallon

**Trustee Condella**- second

**Mayor** - Motion Mr. McLoud, I think second Mr. Condella any discussion Hey frank

**Frank** - yes

**Mayor**- any discussion ok if not

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee McLoud** - I'd like to request a motion to authorize award Cardinal Disposal the Biosolids Container Hauling bid for the amounts listed below for hauling services.

**Trustee Spencer**- second

**Mayor** - Motion made by Mr. McLoud, second Mr. Spencer any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee McLoud** - I'd like to request a motion to approve Utility Payment Agreements in the amount of \$5180.38

**Trustee Spencer** - second

**Mayor** - Motion Mr. McLoud, second Mr. Spencer any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

Carried

**Mayor** - that's it for Municipal Thank you Mr. McLoud Administration Mrs. Benedict

**Trustee Benedict** - I'd like to make a motion to pay current Village and Municipal bills as submitted.

Water	7,377.85
Capital Projects	

<b>Total Paid Before Audit</b>	<b>\$ 276,617.14</b>
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**Current Audit:**

General	\$ 25,710.55
Community Development - CRC	-
Electric	11,208.09
Sewer	50,370.18
Water	9,534.14
Capital Projects	-

<b>Total Current Audit Items</b>	<b>\$ 96,822.96</b>
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<b>TOTAL AUDIT</b>	<b>\$ 373,440.00</b>
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**Trustee McLoud** - I'll second

**Gary** - This is before we approve that we did have a slight change to the warrant today Carolyn based on audit bills So, I think a few of those numbers. Mary Ann did send out a new warrant, but the current warrant General amount should be \$25,705.85. Total current audit total correct audit items \$96,818.26 and the total audit \$373,435.40 to reflect that change that was made today.

**Mayor** - very good

**Trustee McLoud** - second it

**Mayor** - Motion Mrs. Benedict, second Mr. Spencer - any other discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee Benedict** - I'd like to make a motion to authorize Resolution No 32-2020 Make Determinations Reuqited by Section 1402 (3) (d) of the Real Property Tax Law.

**Trustee Spencer** - second

**Mayor** - Motion Mrs. Benedict, second Mr. Spencer any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

Carried

**Trustee Benedict** - I'd like to make a motion to authorize Resolution No 33-2020 Tax Warrant.

**Trustee Condella** - second

**Mayor** - Motion Mrs. Benedict, second Mr. Condella for tax warrant any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee Benedict**- I'd like to make a motion to authorize Resolution No 34-2020 2020/2021 Tax Levy.

**Trustee Condella** - second

**Mayor**- Motion Mrs. Benedict, second Mr. Condella any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee Benedict** - I'd like to make a motion to authorize the annual payment to the Yates County Historical Society in the amount of \$3,500 for June 1, 2020.

**Trustee Stewart** - I'll second that

**Mayor** - Motion Mrs. Benedict, second Mr. Stewart any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee Benedict** - I'd like to make a motion to authorize the annual payment to the Penn Yan library in the amount of \$1,000 for June 1, 2020.

**Trustee McLoud** - second

**Mayor**- Motion Mrs. Benedict, second Mr. McLoud any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee Benedict** - I'd like to make a motion to authorize payments to VFIS for the annual LOSAP premium in the amount of \$130,650, and to Glatfelter Insurance Group for volunteer firefighter life insurance in the amount of \$2,724.48. Payments are to be made on June 1, 2020.

**Trustee Spencer** - second

**Mayor** - Motion Mrs. Benedict, second Mr. Spencer any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee Benedict** - I'd like to make a motion to accept Margarita Trombley's resignation as Sr. Typist effective May 8, 2020. We thank her for her 13+ years of service and wish her the best in her future endeavors

**Trustee Condella** - second

**Mayor** - Moton Mrs. Benedict, second Mr. Condella Yes, I would also like to Thank Margarita . We will have a difficult to replace her and all the things she did. CRC for one but we are hard at work on that. They were interviewing on that this morning, but I want to Thank her again for her years of service here. any other discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee Benedict** - I'd like to make a motion to move forward with recruitment/interviews for a Keyboard Specialist.

**Trustee Spencer** - second

**Mayor** - Motion Mrs. Benedict, second Mr. Spencer any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee Benedict**- I'd like to make a motion to accept Officer Nicolaus Fratto's resignation as a full time Police Officer effective 6/1/2020 and to transfer Officer Fratto's status to a part time Officer at a pay rate of \$18.50 per hour.

**Trustee Condella** - second

**Mayor** - Motion Mrs. Benedict, second Mr. Condella any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee Benedict** - I'd like to make a motion to contract with ENI to provide an Employee Assistants Program to the Village employees.

**Trustee Stewart** - second

**Mayor** -Motion Mrs. Benedict, second Mr. Stewart any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee Benedict** - I'd like to make a motion to authorize Resolution No 39-2020 Seasonal Employee Pay Schedule.

**Trustee Spencer** - second

**Mayor** -Motion Mrs. Benedict, second Mr. Spencer We are setting the seasonal rates. We're not sure how many seasonal we will have. any other discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee Benedict**- I'd like to make a motion to authorize Resolution No 40-2020 Non-Union Salary Schedule.

**Trustee Condella** - second

**Mayor** -Motion Mrs. Benedict, second Mr. Condella any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Mayor**- Ok on to Public Safety- Thank you Mrs. Benedict. Mr. Condella Public Safety

**Mayor** - Thank you Mrs. Benedict Public Safety Mr. Condella

**Trustee Condella** - Ok will move down to the Police Department. Chief how is everything going on out there.

**Chief Dunham** - everything is well in the department.

**Trustee Condella** - good - everyone there is doing a great job

**Chief Dunham** - Thank you

**Trustee Condella** - Motion to authorize adjusting the quarterly bill for the School Resources Officer for the school being closed in March.

**Trustee Hoban** - second

**Mayor** - Motion Mr. Condella, second was that Dr. Hoban

**Trustee Hoban** - yup

**Mayor** - Motion made by Mr. Condella, second Dr. Hoban any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried Thank you

**Trustee Condella** - Fire department - Frank you out there

**Chief Ellis** - Oh yes- I'm here can you hear me.

**Trustee Condella**- how are things

**Mayor** - we know that Frank

**Trustee Condella** - how's it going tonight

**Chief Ellis** - you got my report. See were down since the 1<sup>st</sup> of the year. 9 structures fires we take a quite a few structures this year already our average route time is 3-33 and our average manpower has gone way up 18.5 which is really good. I do have a question for Leigh in what phase is it we can go back to meetings and what do we have to do .

**Mayor**- you're talking about your full Department meeting with potential of how many people.

**Chief Ellis**- 54

**Mayor** - No, no were not ready for that yet

**Chief Ellis**- but what phase

**Mayor** - you need a date. I can't give you one right now Frank.

**Chief Ellis** - Just wondering what phase, would it be 3, 4 phase 3 or phase 4.

**Mayor** - I think it's only to local determination and that is going to operate all of our meeting requirements and that is what we're going to have to review. I think that large of a group Frank I think that can't be done right now the election of your officers. Will coincided with the Village Elections. Which are moved to September 15<sup>th</sup>. So, were not going to do any real organization stuff till then. We're still operating under the executive orders. Everybody that who was in office when this happened are still in office. That's how I believe you should consider. As far as your operation I think a full Board meeting is out. I think Zoom meeting something is un wheeling.

**Chief Ellis**- probably wouldn't be good for us.

**Mayor** - no

**Chief Ellis**- wanted your opinion on it. Just so I know for so if people ask me, I can tell them

**Mayor** -well you can blame it on me. Say the Mayor can't do it cause

**Chie Ellis** - I'm not going to do that. I just tell

**Mayor** - do that- just do that that is too large of a social gathering. I know you have a big room up there but I know the guys that are there doing the six foot and it's working well but you're not going to be able to do that safely. There will be more to follow but for right now not advisable.

**Atty.** - put it on the Village Atty also.

**Chief Ellis**- keep to 10 people for meetings also right

**Mayor** - 10

**Chief Ellis** - yeah

**Mayor** - we talked about 10 at one time, but the number was due to one we just don't need to have a masks at social gatherings. You got your fire officers. You have a small group there. You can socially distance on that and could caring on. If zoom doesn't work for you. I think you could probably do that. The whole Department meeting thing, that just no

**Chief Ellis**- I'm just asking get your opinion on it

**Mayor** - Thanks you very much for asking and thank you guys and paying attention to their social distance thing, face masks thing. You guys should have all your face masks. I know you have air packs for interior firemen and the other guys should also be supporting some kind of face masks.

**Chief Ellis**- we do pretty good when the Public Safety Chairman comes around.

**Mayor** - Ok Thanks Frank I wish I had better news for you

**Chief Ellis** - nope that's fine

**Mayor** - that's how it is right now

**Chief Ellis**- yup I'll pass that on

**Mayor**- Thank you

At 7:24 PM **Chief Ellis**- your welcome can I leave

**Trustee Condella** - no not yet Frank - no you can see ya alight Bruce you on Code Enforcement

**Atty.** - I don't see him on here.

**Trustee Condella** - no ok have his months report that's it for Public Safety. Just want to say Thanks to Police Department, Fire Department and everybody out there doing a good job.

**Mayor**- thank you

**Trustee Condella** - your welcome

**Mayor** - Public Works Mr. McLoud

**Trustee McLoud** - I'd like to request a Motion award Naples Contracting Inc. the Cemetery Office Repair bid for the total amount of \$46,760.00. Construction start date TBD.

**Trustee Condella** - second

**Atty.** - I'd like to meet with the owner of that Company along with Tom Schwartz and know the reasoning right now. I got no problem with the award bid to him. I want to make sure we have an understanding before we go forward.

**Mayor**- Motion Mr. McLoud, second Mr. Condella any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee Spencer**- I have a question two things really. I thought we were going to do this in house so for the second thought because of this COVID situation we were going to put it off all together. So, is this really a priority to move forward on now?

**Atty.** - the original. Tom if I get this wrong the original thought by Brent was to tear the building down that was based on his analysis. Also, I think Bob Elliott's glad were going to proceed with the main part of the structure instead of just replacing the slit places and some of these port mechanism under neath

**Tom** - and all the flooring to all the decking needs to be replaced.

**Atty.** - correct so the super structure of the building roof and tresses and what ever else will be preserved and the problems is the bottom is rotted out and the bid here is not to only to replace all the support mechanism but also to improve the area underneath the building so the rot will not come back and I would say this is something that needs to be done before the rot gets into the rest of the structure. So, putting it off in my view would not be appropriate.

**Trustee Benedict** - the other consideration we have planned expensive in the 19- 2020 budget and we have already raised the revenue to be able to find the expense.

**Mayor**- and correct me if I'm wrong. We did have a deal with the outfit that went out of business.

**Tom** - yes Thanks we didn't give them any money in advance. Like you said yes, a lot of people got shortage with that money.

**Mayor**- yes, they did

**Tom** - Ray there's some money left over to do some minor upgrades like replace the bathrooms stall, commode, sink and do a little bit of work to the breakroom. The rest of the building is really looks fine- completely replace the carpet to with the monies left over for the work we were going to do our selves.

**Trustee Spencer** - I understand I'm still maybe from Gary's perspective not knowing what is coming down the road. Is this \$46,700 to spend now.

**Gary** - Normally Ray I would probably say no but we like Carolyn said we did include this in the year's current budget and raise the tax revenue to pay for that and we also deferred this already about 2 years ago. That our Code Office that this needs to be addressed. So, that's why I recommend go ahead with it.

**Tom** - Ray we do have the Pubic going in and out of there meeting with personnel out there and locate graves and genealogy and it's going to get you the point unsafe to have public or our own employees walking around in there, with the floor in the condition of floor joist as they are now.

**Atty.** - how much our we saving by proceeding with us instead of replacing the whole structure.

**Tom** - they had budgeted \$50,000 for I think Woodtex to just supply us a shell and then we had budgeted I forget the exact number but we had budgeted money for material and us to go in and we do all the electrical work and drywall and finish. We won't have to be doing any of that work. Just those minor upgrades mentioned and it's going to be done in two weeks. So, we really don't even need to set up a temporary office and I don't really believe we move anything out of the building when they do the work. Matter of

fact the utilities will be extended while they raise it up so in effect you can still use the bathroom while they are working on it and then there going to lower the building back down.

**Atty.** - good- great

**Mayor**- I think that about covers it. any other discussion If not I'll call the question

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee McLoud** - I'd like to request a Motion authorize the Mayor signs the Yates County Youth Bureau Memorandum of Understanding for lifeguard funding in the amount of \$10,260.00

**Trustee Condella**- second

**Mayor** - Motion Mr. McLoud, second Mr. Condella any discussion

**Mayor** - I will go ahead and sign this but I think at this point it's a waste of paper

**Trustee Condella** - you never know

**Mayor** - any other discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee McLoud** - I'd like to request a Motion to award Hamm's Landscaping the Mowing and Yard Clean Up bid for services which will cost \$92 per hour and \$92 for minimum call outs per location.

**Trustee Hoban**- second

**Mayor** - Motion Mr. McLoud, second Dr. Hoban any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee McLoud** - I'd like to request a Motion to award Hamm's Landscaping the Snow and Ice Removal on Sidewalks bid for services which will cost \$52 per hour and \$52 for minimum call outs per location.

**Trustee Spencer** - second

**Mayor** - Motion Mr. McLoud, second Mr. Spencer this was no discussion correct

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee McLoud**- I'd like to request a Motion to award Superior Plus Propane dba Griffith Energy the Gas and Diesel bid for Unleaded Gasoline at \$0.68 over EIA price [based on 10,000-gallon need] and Diesel at \$0.54 over EIA price [based on 12,000-gallon need].

**Trustee Condella** - second

**Mayor** - Motion Mr. McLoud, second Mr. Condella any discussion

**Atty.** - What EIA for

**Tom** - correct me Gary if I'm wrong. I believe is that, it's like the future they look at the future market for fuel, oil and gas.

**Gray** - It's a compensatory index of some sort. I don't know what the acronym is Ed.

**Atty.** - It's not like were paying .68 cents over market price.

**Trustee Benedict** - I just google it. Energy Information Administration.

**Mayor**- Well that's very helpful

**Atty.** - excellent Carolyn- where are they located alright Thank you

**Trustee Benedict** - efficient energy statistics for the US Government.

**Mayor** - Ok well It's got to be right then

**Trustee Spencer** - I may lose you folks. I'm running low on battery.

**Mayor** - We're almost done any other discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Trustee McLoud** - I'd like to request a Motion to authorize the Mayor signs the Yates County Indemnification Agreement as presented.

**Trustee Condella**- second

**Mayor** - Motion Mr. McLoud, second by Trustee Condella any discussion

**Atty.** - Why are we signing this thing. I've looked at it and I don't like it

**Mayor** - Oh - I did not know that

**Atty.** - what that I looked at it

**Mayor**- no that you didn't like it. I know you had it referred to you. So, you would rather have us not approve this at this time.

**Atty.** - I guess my question is. I don't want to take up too much time with Ray running out of battery. Do we borrow County equipment and operate it ourselves? Cause that is what it refers to

**Trustee Condella**- I think we use County equipment

**Tom** - I think there's times they would borrow it and special in an event in an emergency Ed. So, what it I didn't see the agreement but normally if you do that or use their equipment, we won't hold them liable for if we get injured or injure someone with it or we have to return it in the same condition as we received it

**Atty.** - what this thing says and what worries me if it's breaks down while we got it, we pay the freight to fix it even if was ready to go anyways and we used it for 5 minutes that's' what I don't like about it.

There's just an open end invitation to the county to stick it to the Village in my view.

**Mayor** - your recommendation is to withdrawal and reconsider

**Atty.** - I would like to discuss it in more detail. I think it should go to the appropriate committee. So, we are can talk about it there.

**Tom** - probably Public Works

**Atty.** - Public Works

**Tom** - the one thing we have to consider we borrow equipment that we don't have in our inventory. So, if we didn't have equipment to do for us to use. We would have to buy. So, there's a problem as a substantial savings there, but we can discuss that on Public Works Committee.

**Atty.** - I don't want to cause problems but, for your outfit Tom. But when we borrow equipment. Do we operate it

**Tom** - yes

**Atty.** - yes there's the issue

**Mayor** - let's send that back to Public Works for reconsideration

**Trustee Benedict**- I make a Motion to table this Motion and return it to the Public Works committee.

**Trustee Stewart** - I'll second it

**Mayor** - Motion Mrs. Benedict, second Mr. Stewart any discussion

Roll Call

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried

**Tom** - actually I think that was a very good catch Ed. Thank you. I think it's worth a discussion looking at what we're talking about.

**Mayor**- on to Planning and Development

**Trustee Stewart** - yes, we met yesterday we had a real good meeting and I have nothing to present.

**Atty.** - that's a really good meeting

**Mayor** - Planning Board, Zoning and Historic we are looking for members. Do we have any other discussion?

**Trustee Stewart** - yes, I have been thinking since we are Zooming and I don't have the paper hard copies of the attachments. It would be better for me if I don't need them. If I could use additional bring my I pad to the meeting if we go back to the physical meeting. Do we have to have the paper copies? Do we legally have do? Can we just have them. I know we make paper copies somewhere

**Mayor** - I believe as long as you have access to the document that were dealing will weather it's the electric or hard copy. When I sign them, I have to have the hard copy. Other than that, the only reason we need a hard copy

**Trustee Stewart**- I believe there are municipals that Watkins is paperless. I think they all operate off of I pad.

**Trustee Benedict**- and many schools districts have gone to paperless and agenda's as well

**Mayor** - I like paper. I'll plant a tree ok that's something for us to consider Rich. I don't know about you guys but I like Zoom- were getting the same thing done and watch TV at the same time.

**Trustee Condella** - yup

**Mayor** - got anything else. I have been working with the County and Public Health trying to get some inquiring testing done.

**Trustee Spencer**- I've got to sign out.

**Mayor** - Ok Ray. With the new COVID and phasing in this should be testing available for essential workers and first responders and some people returning to work were and few other things should be if feeling good or not. If your feeling healthy, you're a first responder an essential worker as we are part of the Village there should be testing available. There wasn't. Finger Lakes Health is unwilling and unable to provide the service we expected to the Community. However, Finger Lakes Community Health not to be confused with Finger Lakes Health Mary Zelazny. They are willing to step up and take care of the Village needs. We should have something in days along with first responders need to get registered and tested and all the employees and essential workers. It's not mandatory but something we offer. I don't know anybody wouldn't get it done. I have a couple of test it's only a little uncomfortable up your nose. No big deal. Hopefully we will have something available for everybody to sign up for. It will probably be a one day drive thru. First round we do got to get it in a place but we need to do.

**Atty.** - I'm glad the Mayor stepped up on this issue. Unfortunately, the County didn't see fit to take care of it. But the Mayor was on the ball.

**Mayor**- Well I'm very disappointed the Hospital is not willing to provide the community service that. They need to take their vision statement down. It's to bad but I thank Mary Zelazny for and Community Health for stepping up and willing to do what needs to be done.

**Tom** - to echo Ed that you live by the Village values or lead by the Village values

**Mayor**- Well thank you that's how I roll and that's how I'll continue to operate. So, thank Public Safety we got to get things rolling on economic and safety of our employee and Penn Yan. First for most

**Mayor** - Thank you all that's all I have tonight no other issues. Motion to adjourn

**At 7:44PM Trustee Benedict**- So moved

**Trustee Stewart**- second.

Roll Call

Mr. Spencer	Absent	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McLoud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes

carried