

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 stated we are in Phase 1 of COVID-19 which is dealing with manufacturing, construction and limited retail. Phase 2 is the next phase will be professional services and Phase 3 food, Phase 4 the final stage will be entertainment and recreation. Unsure if we will be having the Recreation program this summer. The interaction with the kids is not inline what we have here. We must proceed with the upmost precaution here, social distancing or your face is covered, wash our hands and disinfect surfaces. This is not a time to be lax. Trustee Spencer asked for merchants what authority do we have to make sure people have a mask on. I have had several incidents were people refuse to a wear mask. Mayor stated there is local enforcement, the COVID hot line people call to make a complaint they forward the complaint down. Chief Dunham has responded to several calls like that. He feels it's irresponsible for people to enter an establishment without a mask. If they don't care about themselves, they need to care about others. Mayor mentioned it's going to be worse this weekend (Memorial Day) and unable to open any of the park Bathrooms. We can't go in each time to clean after it being used. Governor is talking about opening beaches for State Parks today with some swimming in places. We are in no condition to open our beaches yet. Mayor and Atty. Brockman suggested for businesses to place a sign on front doors saying no admittance without masks or face covering and if not, we will deliver to you at the curb side. You do have the right to ask them to leave and if not could charge them with trespassing and have them removed by Police. Trustee Spencer Thanked Mayor and Atty.

Mayor wanted to thank all of our employees for dealing with the COVID restrictions. It's been tough and we are almost at full staff and crews are back full time. Mayor wanted to thank and recognize two people. First Laurie Schroeder an account clerk for the Municipal Department. She's dealing with people and has a real concern for them. She assists them with the HEAP that has been extended and she recently received notice from Keuka Housing Council they could assist people with their Utility bills. She has been stellar throughout this trying to help people during this time. Want to recognize her for that. The second one is George Burnett. While being out 1/2 the time he came in several times on his non-schedule days off to help mow on a number of occasions. Want to recognize him for going above and beyond. Mayor expressed his gratitude to ALL Village employees for the great job there doing.

6:00PM PUBLIC HEARING – Local Law 2020

6:00 PM PUBLIC HEARING LOCAL LAW D 2020 ZONING Chapter

At 6:10 PM **MOTION** by Trustee Spencer, seconded by Trustee Benedict to open the Public Hearing.

Mayor asked for a Roll Call Vote

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

Mayor asked for any comments or concerns.

Discussion: Atty. Brockman discussed this is to comply with the State Law regarding the time frame for public publications. Also had 3 different sections that dealt with number of site plans copies.

At 6:11 PM **MOTION** by Trustee Condella, seconded by Trustee Stewart to close the Public Hearing.

Mayor asked for a Roll Call Vote

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

MOTION by Trustee Benedict, seconded by Trustee McLoud to authorize Resolution No 41 -2020 Amending the Zoning Chapter of the Village of Penn Yan.

HEREAS, the Board of Trustees of the Village of Penn Yan 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 May 19, 2020; 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.

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.

Mayor asked for a Roll Call Vote

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McCloud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes
Motion Carried					

6:05 PM PUBLIC HEARING LOCAL LAW E 2020 Vehicles and Traffic

At 6:13 PM **MOTION** by Trustee McCloud, seconded by Trustee Condella to open the Public Hearing.

Discussion: Mayor explained the DMV test site will move to Court Street next to the County Building near the Motor Vehicle Department. Mayor asked is anyone had any other concerns or comments. No comments.

At 6:14 PM **MOTION** by Trustee Hoban, seconded by Trustee Stewart to close the Public Hearing.

MOTION by Trustee Stewart, seconded by Trustee Spencer to authorize Resolution No 38-2020 Amending chapter 190 "Vehicles and Traffic" of the Village Code Establishing a DMV Road Test Area on Court Street.

WHEREAS, the Board of Trustees of the Village of Penn Yan previously dealt with SEQRA issues related to this proposed Local Law, by declaring itself Lead Agency and designating the Local Law as an "Unlisted" action; and

WHEREAS, a public hearing was held before the Board of Trustees on said proposed Local Law on May 19, 2020; 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.

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.

Mayor asked for a Roll Call Vote

Mr. Spencer	Yes	Mrs. Benedict	Yes	Mr. Condella	Yes
Mr. McCloud	Yes	Mr. Stewart	Yes	Dr. Hoban	Yes
Motion Carried					

6:10 PM PUBLIC HEARING Tentative Municipal Utility Budgets

At 6:16 PM **MOTION** by Trustee Benedict, seconded by Trustee McCloud to open the Public Hearing.

Mayor asked for a Roll Call Vote

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

Motion Carried

Gary Meeks, Clerk/Treasurer discussed briefly the tentative Budget for Electric, Water and Sewer if anyone has any questions let me know. Our focus is to rebuild the electric crew and control expenditures. The Water Budget consist of the transmission and Water Treatment Plant, the total expenditures are up from last year \$153,000. Have some decreasing debt due to paying off a BAN for our revitalization project, and our operational cost is increasing. The budget impacts our wholesale water customers, seeing rates going up with a range from 0.17 - .19 cents per thousand gallons. A one-unit equivalent dwelling per customer and fixed EDU is decreased from \$8.63-\$6.11, one residential unit will go down around \$30.24 annually. As our operational cost increased the variable cost per thousand per gallons is increasing \$6.42-\$8.23. An estimated change in the water bill per year would be an increase around \$71.96. The Sewer Fund expenditures are up \$96,000 our expenditures on fixed assets and capital investments are down \$281,594 and our principal on debt is down \$105,000. Primarily due to paying off the compost project at the Waste Water Treatment Plant. So overall costs are down \$386,000. The Waste Water Treatment Plant is about \$450,000 net capital investment for this coming year. Have a sizeable investment at the Waste Water Treatment Plant for next year of about \$2.6 million, most of that being implementation of the new disinfection system. Will work with the Department of Environmental Conversation will see if we can get some grant funds for that if not may have to delay that. The WWTP budget which includes customers of Milo and Jerusalem is down around \$251,837. As per our contractual agreement with Milo and Jerusalem. Milo's down \$25,033 and Jerusalem down \$62,959. The Sewer fund fixed user cost is decreasing form \$9.78 - \$7.78 with a lower amount of \$24.04 annually and with the operational cost increasing the rate from \$7.97-\$8.47 per thousand gallons causing an increase of \$28.30 annually and a change of \$4.26 for a sewer bill annually. When you combine the water and sewer bill a single EDU resident would increase around \$76.22 annually. Gary asked if there were any other comments or questions. None

At 6:27 PM **MOTION** by Trustee Condella, seconded by Trustee Spencer to close the Public Hearing.

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee McLoud, seconded by Trustee Condella to authorize Resolution No 35-2020 Budget Adoption Municipal Utilities, Electric, Water and Sewer for 2020-2021.

WHEREAS, the Board of Trustees of the Village of Penn Yan has met at the time and place specified in the Notice of Public Hearing (Tuesday, May 19, 2020 for Municipal Utilities, Electric, Water and Sewer) for the preliminary Municipal Budget and heard all persons desiring to be heard thereon: now,

THEREFORE, BE IT RESOLVED, that the preliminary Municipal Budget as amended and revised and as hereinafter set forth are hereby adopted and that several amounts stated in the column titled "Tentative or Adopted" are hereby appropriated for the objects and purposes specified and the salaries and wages stated in such budgets shall be and are hereby fixed at the amounts shown therein effective June 1, 2020.

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee Spencer, seconded by Trustee Stewart to authorize Resolution No 36-2020 for the Water and Sewer Rent Rates and Fees effective June 1, 2020.

WHEREAS, provisions of §154-2 and §154-7 of the Sewer Rents Chapter of the Code of the Village of Penn Yan establish the sewer rent rate computation and review of charges; and

WHEREAS, provisions of §198-16.1 of the Water Rents Chapter of the Code of the Village of Penn Yan establish the water rent computation; and

WHEREAS, the Municipal Utility Board of the Village of Penn Yan has reviewed the annual budgets for the 2020-2021 fiscal year and reviewed information relative to the existing rates and fees charged for water and sewer and has determined the same should be modified; and

WHEREAS, the Municipal Utility Board of the Village of Penn Yan has recommended to the Board of Trustees of the Village of Penn Yan that the following rates for water and sewer customers of the Village of Penn Yan be established; and

NOW THEREFORE BE IT RESOLVED that the following rates and fees are hereby established, effective June 1, 2020 until the same shall be modified or amended by subsequent resolution of the Village of Penn Yan

Mayor asked for a Roll Call Vote

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

CALL FOR EXECUTIVE SESSION:

No Executive Session tonight

MINUTES:

MOTION by Trustee Condella, seconded by Trustee McLoud to approve the Village Board Minutes from March 17, 2020, April 21, 2020 and Special Village Board meeting April 27, 2020.

Mayor asked for a Roll Call Vote

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

GUESTS, PUBLIC REQUEST & COMMENTS:

MOTION by Trustee Benedict, second by Trustee Stewart to authorize a waiver of the 30-Day Notice for the Liquor License application for Keuka Lake Hotel, LLC (Hampton Inn) (request is for the Hotel and Convention Center both)

Mayor asked for a Roll Call Vote

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

MOTION by Trustee Benedict, seconded by Trustee McLoud to authorize the Farmers Market to use Jacob Street for their yearly Market.

Discussion: Rivka Davis, Penn Yan Market President had diagrams showing the layout for the vendors on Jacob Street. Atty. Brockman and Board wanted to be sure the vendors are 6 feet away and plenty of room for customers to move about and not be close to each other. After a lengthy discussion the Board and Ms. Davis agreed to the lay out for the vendors. Mayor asked that people pay attention to all the guidelines. Tom Schwartz mentioned either he or Dan Condella will check on the layout on Saturday.

Mayor asked for a Roll Call Vote

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

MAYOR:

ATTORNEY:

Atty. Brockman mentioned the Village received three bids for 25 Champlin Ave. Jerry Proctor was the highest.

- 1. Dean Knapton from the Sampson Theater \$1,000
- 2. Chad Allison \$10,500
- 3. Jerry Proctor \$12,500

Atty. Brockman mentioned he will contact all the Bidders with the results and Mr. Proctor needs to drop off a check tomorrow for \$1,250. Atty. will start to get necessary paperwork together to transfer the property.

MOTION by Trustee Condella, seconded by Trustee Stewart to authorize Resolution No 31-2020 Proposed Local Law to Repeal the Tax Cap Waiver for 2020-2021 and set a Public Hearing at for June 16th, 2020 at 6:00 PM.

WHEREAS, the Village previously adopted the Tax Cap Waiver Local Law for the fiscal year 2020-2021 pursuant to General Municipal Law Section 3-c; and

WHEREAS, the 2020-2021 budget for the Village of Penn Yan has been adopted and said budget does not exceed the tax cap limit for the 2020-2021 fiscal year; and

WHEREAS, it is therefore appropriate to repeal the Tax Cap Waiver Local Law for 2020-2021 fiscal year; and

WHEREAS, a proposed Local Law for the purpose has been circulated to the Board of Trustees.

NOW THEREFORE, BE IT RESOLVED, THAT

1. The Board of Trustees designates itself as “Lead Agency” for SEQRA issues related hereto, determines that there will be no detrimental environmental impacts resulting from this action, therefore declares this to be a “Type II” action and accordingly no environmental review will be undertaken.
3. That a public hearing on the proposed Local Law is hereby scheduled for June 16, 2020 at 6:00 p.m. at the Village Hall and that notice thereof be made by legal counsel.

Mayor asked for a Roll Call Vote

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

Motion Carried

COMMUNITY REVITALIZATION:

No updates

MUNICIPAL:

MOTION by Trustee McLoud, seconded by Trustee Spencer 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 27th via WebEx.

At a regular meeting of the Village Board of the City/Tow/Village of Penn Yan, New York, held on May 19, 2020, the following resolution was adopted:

Moved by _____, seconded by _____

WHEREAS, the Village Board of the City/Town/Village of Penn Yan, New York, is a municipal member of the New York Municipal Power Agency, and

WHEREAS, in accordance with the bylaws of New York Municipal Power Agency, each municipal member may cast one vote on each transaction properly brought before this meeting,

NOW THEREFORE BE IT RESOLVED, that Thomas Schwartz be and is hereby designated as the accredited delegate of the City/Town/Village of Penn Yan, New York.

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee McLoud, seconded by Trustee Stewart to 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.

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee McLoud, seconded by Trustee Condella to authorize 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

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee Benedict, seconded by Trustee Spencer to authorize Resolution No 32-2020 Make Determinations Required by Section 1402 (3) (d) of the Real Property Tax Law.

WHEREAS, the Village of Penn Yan has by Local Law No. 8 of 1989, adopted pursuant to Section 1402 (3) (a) of the Real Property Tax Law, ceased to be an assessing unit, and

WHEREAS, the Village tax levy must henceforth be allocated among the portions of the Village located in the Towns of Milo, Benton and Jerusalem, pursuant to the provisions of Section 1402 (3) (d) of the Real Property Law, and

WHEREAS, this Board has secured from the New York State Board of Equalization and Assessment (the "SBEA") a certificate stating the latest state equalization rates established by the SBEA for each Town in which the Village of Penn Yan is partially situated as follows:

TOWN	FINAL RATE
Benton	100.00
Jerusalem	96.00
Milo	100.00

and

WHEREAS, this Board is to determine what proportion of the 2020-2021 taxes to be levied in the Village shall be levied upon each part of a town included in the Village by dividing the full valuation of taxable property, in the appropriate part of each town, by the total in the Village.

NOW, THEREFORE, BE IT RESOLVED that this Board, pursuant to Section 1402(3)(d) of the Real Property Tax Law, hereby makes the following determinations:

1. Based upon the assessment roll provided by the several towns, the assessed valuation of taxable real property located in each portion of the Village is as follows

Benton	\$ 22,672,898
<i>Jerusalem</i>	<i>6,298,703</i>
<i>Milo</i>	<u><i>194,355,376</i></u>
	\$ 223,326,977

2. Dividing the above assessed valuations by the aforementioned equalization rates, the full valuation of taxable real property located in each portion of the Village is as follows:

Benton	\$ 22,672,898
Jerusalem	6,561,149
Milo	194,355,376

for a total Village full valuation of \$ 223,589,423

3. The proportion of the 2020-2021 tax to be levied upon each portion of the Village (expressed to the nearest exact ten thousandth as required by Section 1402 (3) (d), obtained by dividing the town full valuation totals by the Village full valuation total, is as follows:

Benton	.101404
Jerusalem	.029345
Milo	.869251

And be it further

RESOLVED that the 2020-2021 Village tax levy shall be levied upon each part of each town included in the Village in the following proportions:

<i>Benton</i>	<i>10.140 %</i>
<i>Jerusalem</i>	<i>2.934 %</i>
Milo	<u>86.925 %</u>
	100.00 %

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee Benedict, seconded by Trustee Condella to authorize Resolution No 33-2020 Tax Warrant.

YOU ARE HEREBY COMMANDED to receive and collect from the several persons named in the tax roll hereunto annexed, the several sums stated in the last column hereof opposite their respective names, being a total of \$3,185,479.77 for the following purposes:

<i>Town of:</i>	<i>Benton</i>	<i>Jerusalem</i>	<i>Milo</i>	<i>Total</i>
2020-21 Tax Levy	322,627.82	93,362.97	2,765,612.46	\$3,181,603.25
Re-levied Water Rents	60.80	289.25	1,130.61	1,480.66
Re-levied Sewer Rents	72.67	307.54	1,319.20	1,699.41
Mowing Charges	-	-	696.45	696.45
Snow Removal Charges			00.00	00.00
	\$322,761.29	\$93,959.76	\$2,768,758.72	\$3,185,479.77

YOU ARE FURTHER COMMANDED to receive and collect such sums without additional charges between the first day of June and the first day of July, 2020, both inclusive; and thereafter to collect with such sums as have not theretofore been collected, and additional interest charge of five per centum for the first month or fraction thereof, at the annual rate as set by the State Tax Commissioner, which has been divided by twelve and rounded to the nearest hundredth of a percent.

YOU ARE FUTHER COMMANDED to return the tax roll and warrant to your office on or before the thirty-first of October 2020, and to deliver to the Board of Trustees at the same time an account of the taxes remaining due and unpaid, what each parcel of real property is assessed for and showing as to each parcel the amount of tax unpaid. Transmittal of delinquent village taxes shall be, with resolution, made to the County Treasurer by November 11, 2020.

Mayor asked for a Roll Call Vote

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

MOTION by Trustee Benedict, seconded by Trustee Condella to authorize Resolution No 34-2020 2020/2021 Tax Levy.

WHEREAS, THE Village Board of Trustees has adopted a budget for the fiscal year 2020-2021 pursuant to Section 5-508 of the Village Law.

NOW, THEREFORE BE IT RESOLVED, that the following tax levy be adopted levying the total taxes and other charges extended and levied against each parcel of real property shown on the roll prepared by several town assessors for the fiscal year 2020-2021:

General Fund Tax Levy	\$ 3,181,603.25
TOTAL TAXES FOR 2020-2021 BUDGET	3,181,603.25
Delinquent Water Rents & Charges	1,480.66
Delinquent Sewer Rents & Charges	1,699.41
Mowing Charges	696.45
Snow Removal Charges	00.00
TOTAL TAX LEVY	\$ 3,185,479.77

and be it further

RESOLVED, that there be levied and assessed against taxable real property located in each part of a town included in the Village of Penn Yan, pursuant to Section 1402(3)(d) of the Real Property Tax Law and the determinations made by this Board, in accordance with said law, in its Resolution No.32 - 2020, the following sums for the operation of Village government for the fiscal year beginning, June 1, 2020, at the following rates per thousand dollars of assessed valuation:

<u>Town</u>	<u>% Tax Levy</u>	<u>Tax Levy</u>	<u>Assessed Valuation</u>	<u>Tax Rate per 1000</u>
Benton	10.1404	322,627.82	22,672,898	14.229668
Jerusalem	2.9345	93,362.97	6,298,703	14.822571
Milo	<u>86.9251</u>	<u>2,765,612.46</u>	<u>194,355,376</u>	14.229668
	100.0000	3,181,603.25	223,326,977	

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee Benedict, seconded by Trustee Stewart to authorize the annual payment to the Yates County Historical Society in the amount of \$3,500 for June 1, 2020.

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee Benedict, seconded by Trustee McLoud to authorize the annual payment to the Penn Yan library in the amount of \$1,000 for June 1, 2020.

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee Benedict, seconded by Trustee Spencer 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.

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee Benedict, seconded by Trustee Condella 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.

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee Benedict, seconded by Trustee Spencer to move forward with recruitment/interviews for a Keyboard Specialist.

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee Benedict, seconded by Trustee Condella 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.

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee Benedict, seconded by Trustee Stewart to contract with ENI to provide an Employee Assistants Program to the Village employees.

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee Benedict, seconded by Trustee Spencer to authorize Resolution No 39-2020

Seasonal Employee Pay Schedule

Title	Hourly Rate Range
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	Minimum	Maximum
Cemetery Laborer	12.50	13.20
Street Dept. Laborer	12.50	13.20
Park Maintenance	12.50	12.50
Recreation Supervisor	12.50	12.90
Recreation Assistant	12.50	12.50
Lifeguard	13.20	13.20

Mayor asked for a Roll Call Vote

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

Motion Carried

MOTION by Trustee Benedict, seconded by Trustee Condella to authorize Resolution No 40-2020 Non-Union Salary Schedule.

		Increase	Annual	Bi-Weekly	Hourly
MAYOR	MackKerchar		4835	185.96	
TRUSTEES			3986	153.32	
COMMISSIONERS			2568	98.79	
MUB CHAIR	French		2909	111.89	
HEALTH OFFICER	Dewitt		3000	115.38	
HISTORIAN	Dumas		1200	46.15	
ACTING JUSTICE	Grace		6000	230.77	
VILLAGE JUSTICE	Christensen		22259	856.11	
ATTORNEY	Brockman		36463	1402.42	
DEPUTY CLERK	Morse		49000		25.13
DEPUTY CLERK	Martin		46460		22.34
DEPUTY CLERK/TREASURER	Easling		62500		30.05
CLERK/TREASURER	Meeks		80000		38.46
DIRECTOR OF PUBLIC WORKS	Schwartz		89610		43.08
SENIOR TYPIST	Bradley		43769		21.04
CODE ENFORCEMENT OFFICER	Lyon		52404		25.19
CONFIDENTIAL ASSISTANT TO THE CHIEF	Pedder		46000		22.12
RECREATION & FACILITIES DIRECTOR	Doyle		57588		27.69
CHIEF OF POLICE	Dunham		84716		40.73
COURT CLERK	Jensen				17.00
COURT CLERK	Degner				17.00
COURT CLERK	Coon				17.00
SECRETARY P/H/Z	Duryea				19.31
PART TIME OFFICERS 20+ YEARS OF SERVICE					20.50
PART TIME OFFICERS < 20 YEARS OF SERVICE					18.50

Mayor asked for a Roll Call Vote

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

Motion Carried

PUBLIC SAFETY:

POLICE DEPARTMENT:

Monthly activity report for April

MOTION by Trustee Condella, seconded by Trustee Hoban to authorize adjusting the quarterly bill for the SRO to reflect schools being closed earlier in March.

Mayor asked for a Roll Call Vote

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

FIRE DEPARTMENT:

Chief's Report for April

CODE ENFORCEMENT:

Monthly activity report for April

PUBLIC WORKS:

MOTION by Trustee McLoud, seconded by Trustee Condella to award Naples Contracting Inc. the Cemetery Office Repair bid for the total amount of \$46,760.00. Construction start date TBD.

Discussion: Atty. Brockman asked if he and Tom Schwartz could meet with the contracted before the project begins. Trustee Spencer thought this was going to be done inhouse and with COVID to place it on hold and is it a priority. It was discussed the building was original going to be torn down and replaced with a Woodtex building, they are no longer in business. After reviewing the structure again would replace the sill plate and some support underneath. Tom mentioned would replacing the decking also replace the bathroom and carpet. We have the public entering the building to discuss cemetery issues. Need to make if safe. Gary Meeks mentioned this project has been placed out of a couple of years and our Code Office has address these issues and we need to get them fixed.

Mayor asked for a Roll Call Vote

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

MOTION by Trustee McLoud, seconded by Trustee Condella to authorize the Mayor signs the Yates County Youth Bureau Memorandum of Understanding for lifeguard funding in the amount of \$10,260.00

Discussion: Atty. Brockman questioned why are we signing this. Asked do we borrow County equipment and operate it ourselves? This is what the MOU refers to. Tom stated yes. Atty. mentioned if it breaks down, we got to fix it and we pay the freight even if we use it five minutes and it's ready to go back. Atty. would like to discuss this more at the Public Works meeting before it's signed.

MOTION by Trustee Benedict, seconded by Trustee Stewart to table this Motion for the Mayor to signs the Yates County Youth Bureau Memorandum of Understanding for lifeguard funding in the amount of \$10,260.00 and forward it to the Public Works Committee.

Mayor asked for a Roll Call Vote

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

MOTION by Trustee McLoud, seconded by Trustee Hoban 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.

Mayor asked for a Roll Call Vote

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

MOTION by Trustee McLoud, seconded by Trustee Spencer 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.

Mayor asked for a Roll Call Vote

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

MOTION by Trustee McLoud, seconded by Trustee Condella 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].

Mayor asked for a Roll Call Vote

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

MOTION by Trustee McLoud, seconded by Trustee Condella to authorize the Mayor signs the Yates County Indemnification Agreement as presented.:

Mayor asked for a Roll Call Vote

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

PLANNING & DEVELOPMENT:

Trustee Stewart had a meeting but nothing to report tonight.

COMMENTS

Trustee Stewart questioned since we are Zooming and I don't have hard copies of the attachments. It would be better for him if he doesn't get the papers and just uses his I Pad for the meeting once we are able to re-zoom to our regular meetings. Wondering if that would be alright. Trustee Benedict mentioned she know of school's districts using I Pad's. Mayor has no problem with it just as long as you can bring up papers if you need to review them at the meeting.

Mayor stated he has been working with the County and Public Health trying to get some COVID testing set up. Mayor reached out to the hospital (Finger Lakes Health) and they were not able to help which is very disappointing to the community. Mary Ann Zelazny from Finger Lakes Community Health stepped up. Looking at a drive thru for all essential's workers, more information to follow in a few days. Mayor again upset the Hospital did not step up and thanks to Mary Ann Zelazny.

EXECUTIVE SESSION:

No Executive Session tonight

ADJOURNMENT:

At 7:44 PM, **MOTION** by Trustee Benedict, seconded by Trustee Condella to adjourn the regular Village Board meeting.

Mayor asked for a Roll Call Vote

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

Mary Ann Martin, Deputy Clerk

ANNOUNCEMENTS: