

More VB discussion on whether or not VOP to hire individual in Hwy. Dept., currently supplied by WC Agency, or retain through the latter. Determination to be mde.

Adjournment:

At 10:50 p.m. Trustee Gilmore moved adjournment; Trustee Wooden seconded. Voting was unanimous/carried.

Ethel B. Johnson, Clerk

**BOARD OF TRUSTEES**

Regular Meeting

5/21/90

7:00 p.m.

Present:

James G. Elliott, Mayor; Trustees Charles D. Gilmore, Daniel S. Pope III, Daniel E. Wooden & Thomas N. Lynch; and Village Attorney, John B. Nesbitt.

Call to Order:

The Mayor called the meeting to order @ 7:00 p.m.

Vill.Pk.:

Mayor Elliott recognized Mr. Don Drury & Co. re their request to approach the Bd. conduct "field days" in the Village Park on 6/23 & 6/24/90. The amateur radio group meets in Newark on a monthly basis, he sd. - want to enhance the hobby - as a club they participate in public service events (including Crop Walks, NYS Games & Canaltown Days) and emergency preparedness activities (including warrants @ Cty. & State levels for nuclear emergencies re Ginna). "Field Days" an annual event sponsored by the amateur radio grp. which promotes and lobbies for amateur radio interests - they simulate emergency operating conditions....wld. be operating multiple stations on different frequencies. Generators & antennas provided for ea. operating station....will be open to public (to educate the public to the hobby and its service to the community).

Trustee Lynch asked what activity wld. be occurring @ say, midnight or 2:00 a.m. Two travel trailers set up, he sd., and described the set up. Since a 'national' event, amateurs country-wide attempting to contact ea. other for 'points'.

Discussion on area needed and VB informed that back area east of skating rink wld. be sufficient - disc. on noise....only noise wld. be the generator, they sd. Importance of "ham radio operators" extolled by Trustee Gilmore. Mayor Elliott spke. of availability of rest rooms (P&C Bldg.).

Trustee Lynch moved that the VB permit use of the Village Park for an "amateur radio field days" event on the aforementioned dates as presented by Mr. Drury & his associates; the Clerk to coordinate same in conjunction wth. a scheduled wedding in the Park. Trustee Gilmore seconded. Voting was unanimous/carried.

Minutes 5/7/90:

Trustee Gilmore moved acceptance of the 5/7/90 VB Minutes wth. one correction, i.e. on Page 3, cost of Highway truck under State bid was \$14,100. rather than \$14,000. Trustee Wooden seconded acceptance wth. correction. Voting "aye" were Trustees Gilmore, Wooden, Pope & Lynch. Mayor Elliott did not register a vote. Carried by majority.

Min., 5/21/90--2

Lease/Van  
Scott:

Trustee Gilmore spke. of the proposed lease agreement between VOP/VanScott Bldrs. re ingress/egress to area between Hwy. Barn/VanScott's used by Hwy. vehicles for many years; VB did not act upon during 5/7/90 mtg. It was his (Mr. Gilmore's) understanding that the VB had agreed to perform work there during past year. Mayor Elliott recalled VB discussion & desire of Hwy. to pave for having used sd. driveway over a period of yrs., but believed VB did not act upon same; agreement states that the VOP wld. 'maintain, repair & plow.' Mayor felt VOP shld. not 'improve' sme. - maintain in condition it is in presently...if another way out needed, why not use VOP street that remains unused...'old Franklin St.' - clean up and use, he suggested. Trustee Gilmore sd. area in agreement comes right out to Canal St. - other comes out @ Clinton St....easier for trucks going and coming....smoother traffic flow.

Trustee Wooden stated that whether or not the VOP continues to use, owe it to VanScott's to fix for having used for many yrs. Mayor sd. private drive - VOP cld. grade...more discussion...Trustee Gilmore sd. to use Franklin St. wld. require lot of filling. Trustee Wooden sd. it wld. be \$1500. expense at the most to do VanScott's driveway. Mayor wld. rather see the VOP improve its own property.

Trustee Gilmore, then, moved authorization for Mayor to sign the proposed agreement; Trustee Wooden seconded. Voting "aye" were Trustees Gilmore, Wooden, Lynch & Pope (a qualified "aye" - Mr. Pope sd. "not to say he agreed on anything other than maintenance.") Mayor Elliott voted "nay"; carried by majority.

Trustee Pope inquired & VB discussion on time-frame re sidewalks/curbing on W. Foster St. Work must be accomplished in current budget, per Trustee Pope. He asked about bids and Trustee Wooden sd. VB had turned down bids approx. yr. ago when he presented bids which included Mr. B. Jacobs. The \$35,000. estimate was under a Perm. Ref., per Mr. Wooden; unsure at the time if Hwy. had time for sidewalks., thus the bids. Mayor sd. signed contract needed for work in order to encumber funds, or an outstanding voucher. Determination to be mde. re length of time in which subject funds to be used.

Mr. Wooden reported that Mr. Jud Roney, VOP/CEO, had sent letters to property owners and their responsibility to provide means of trash disposal under Chapter 12 of Village Code.

Run-off  
Cuyler:

Trustee Gilmore spke. of perennial problem suffered by the Marafioti's on Cuyler St. re water/sand @ end of driveway. Legitimate complaint, he sd. Trustee Wooden sd. he had suggested filling in at end of driveway. Hwy. to attempt to resolve the problem.

Budget  
Transfers:

Trustee Pope stated that a resolution was necessary to make budget transfers/adjustments in order to make the funds balance at the year end. Mayor Elliott then moved that the Vill. Treas. & Budget Officer be authorized to transfer the funds necessary in the general budget and water and sewer budgets to cover over-expenditures on line items in those respective budgets. Trustee Pope seconded adding that each

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fiscal budget year-end, monies must be transferred within "the fund" - alternative, he sd. was to conduct a meeting on 5/31/90. Following discussion, voting was as follows: Trustees Pope, Gilmore, Lynch and Wooden & Mayor Elliott. Carried. Trustee Gilmore asked about dpt. hds. who go over budget while others remain under - wld. it be possible when under budget to retain monies and form an equipment fund for respective dept. Per Mr. Pope, under municipal accounting "carry-over" is not allowable as he explained the process....unappropriated surplus.. fund balance...cannot carry-over a line item.

Trustee Lynch felt that the dept. hds. shld. be aware of tightness of budget and attempt to conserve more. Some items wld. have no control over - in other areas they do. Trustee Gilmore agreed that just because monies remain, does not have to be spent. Mayor sd. that all dept. hds. receive a monthly budget rpt. frm. Treas. - they know @ all times where they stand - where their line items are. Trustee Wooden asked if appropriate to obtain bids at beginning of budget year, citing tree-work as an example....also boiler work - cld. VOP not bid hourly rate, etc. Mayor sd. that, perhaps, could occur in some areas. Cemetery Supt. does tour VOP re necessary tree-work, per Mayor Elliott; does obtain bids frm. @ least two sources.

Drainage  
E. Foster:

Mr. & Mrs. S. Venturino recognized by the VB (also Mr. R. Lape was present) re the E. Foster St. drainage problem. Mr. Gilmore sd. he had attended Town Bd. mtg. - Town Atty. had sd. to the advantage of both municipalities to establish a "drainage district." Problem, he sd., does not lie within the VOP but @ end of ditch which is within Town boundary. Suggested by Town Bd. member that 'a' resident in the area shld. spear-head an attempt to create a "drainage district" in that area. He described that work there wld. be minor - Mrs. E. Hartnagle asked why forming the district, ditches had been there forever.....VB agreed that the Lape family most affected; Trustee Wooden suggested that the interested parties attending 'wrong' meeting - shld. address the Town. Mr. Gilmore sd. that Town stated they cld. not go along wth. type of project without formation of a district. Mr. Lape sd. pre-existing. VOP can clean the ditch, then it's out of VOP (Mr. Wooden). Mr. Venturino spke. of possible solutions - an agricultural solution - they may not qualify - 4-yr. 'que.' Drainage district - did VOP have an agreement wth. Town @ one time??? Mr. Gilmore sd. contact mde. wth. Graf's - req. by Town to attend their mtg. due to problem wth. an opinion frm. Town Atty. VOP willing - existing ditch.....Mr. Wooden sd. his understanding of "drainage district" was simply getting permission to go on the land and do the work. Mayor sd. "drainage district" may be set up for any size desired - determine area to be drained and they can determine any cost for the district....can assess to the Town as a whole on tax base - or drainage district drains "x" number of properties - charging to "x" number of properties by desired method... equal amts.....% of sq. footage drained, etc. Mr. Lape reiterated seriousness of the water problem and just as serious in parts of the Cemetery....still no resolution, he sd. Talk of disrupting natural flow of the water to which DEC wld. object stated the Mayor. Damage to the road a

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factor, also. Further discussion.....Mr. Wooden reviewed the proposed process re Town, hiring Graf's, etc. during time he was the T-I-C. Mayor sd. important that property owners (collectively) attend a Town Bd. mtg. - state that they wld. "like it ditched" by whatever means possible and inquire how they plan to finance a district. Talk of obtaining 'temporary easements.' Once work done, maintenance wld. not amt. to much, per Mr. Gilmore.

Mayor Elliott then moved that in conjunction wth. the Town, the VB wld. support excavating the ditches necessary to drain the properties in the East Foster St. and Johnson Rd. area in order to alleviate the standing water problems that exist in that area - and that the VB send a letter so stating to the Town Bd. Trustee Pope seconded. The VB agreed that they were anxious to get the matter resolved - and would help in any way possible. Mention mde. of State Health Dept. getting involved and "forcing their hand." Atty. Nesbitt mentioned the Public Health Law; jurisdiction primarily upon the Town, he sd. Voting was unanimous/carried.

C&P:

Trustee Lynch stated that additions/revisions being made to the Cemetery "Rules & Regulations"; Supt. R. Weaver to attend VB mtg. on 6/4/90 to explain the changes. The Mayor questioned the section on "disinterments" (Pg. 2) in which no fee was stated - shld. be added, he sd. Also, he sd. on following page..."all grass markers" - believe he's speaking of flat grave-stones. Mr. Lynch sd. reasons for Mr. Weaver attending nxt. mtg. - to address questions.

Cemetery getting in good shape, he sd. re Memorial Day - ahead of last year.

Re pressure-treated covers for trash barrels, lifting out to empty may prove difficult; builder may add door for taking barrel out for dumping - new price forthcoming.

Skate

boarding:

Having talked to VanParys, Trustee Lynch sd. that if skateboarding incorporated in the VOP (rear of Vill. Pk. requested), the VOP wld. have to purchase frm. a different carrier (ins. wld. cost 10-20 thous. \$\$\$'s wth. 10-15 thous. \$\$\$'s deductible. If skating rink repaved, he sd., place sign, "No Skateboards" - school taking big risk....seems to be several problems if VOP promotes skateboarding. In answer to Mrs. B. Anthony's question @ prior mtg. re condition of young man in area of Comm. Ctr., Mr. Lynch inquired, he sd. and subject person was not/had not been @ Ctr.

Mrs. E. Hartnagel requested of the VB to ban skateboards frm. downtown citing danger and incidents she had witnessed in area of her store. The Clerk distributed copies of law passed by VB/Lyons. VB sd. the subject law was quite severe. Trustee Lynch posed the question - if skateboards banned, shld. not bikes be also. Trustee Gilmore sd., on both counts, if person(s) involved acting in inappropriate fashion, are they subject to disorderly conduct? Atty. Nesbitt spke. of regulating - wld. affect everyone, not just the small grp. involved. Further discussion. Mr. Gilmore sd. generally, good kids - most are courteous, etc. Mayor Elliott sd. inappropriately dressed - shld. wear proper equipment, i.e. helmet, pads, etc. Mr. Wooden sd. VOP

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could have ordinance requiring proper gear. Mrs. Hartnagel sd. the speed wth. which they pass her store, have no control. Mr. Lynch sd. if law passed, wld. have to be enforced - no enforcements now, perhaps talk to parents. Majority wld. respond, he sd. - several parents interested as shown by request for specific area to perform. Trustee Wooden sd. problem in area of his store and he occasionally has to speak to them. Totally against passing ordinance, he sd. Further discussion - no action taken.

**BAN Sale:** Mayor announced that the Bond Anticipation Note sale (re Sewer Plant) went to Canandaigua National Bank @ 6/34% - closing to be held @ Donegan's on 5/31/90.

**Paper Shredder:** Trustee Gilmore asked about paper shredder - Mayor sd. old one broke - Clerk had money in her budget, therefore, new one ordered. Clarification asked and it was stated that VOP wld. have three - two in the P.D./one in office. Discussion. Request mde. by VB for P.D. to cancel order for one shredder.

**Abstract #23:** Trustee Pope moved that the Treas. be authorized to pay **Voucher Nos. 1119-1147** in the amount of **\$13,673.27** on which appear the initials of @ least three (3) VB members. Trustee Wooden seconded. Voting "aye" were Trustees Pope, Wooden, Gilmore & Lynch. Mayor Elliott did not register a vote as he had not reviewed same. Carried by majority.

**Misc.:** Mayor Elliott reviewed Agenda "Old Business" - Dumpster dates re-announced; retain Cable T.V. & Handicapped Ramp on Agenda; Annexation - work progressing, per Atty. Nesbitt; no response to date frm. Mr. P. Russell re dedication of Laurentian Dr.; no word re utilizing gas tanks @ Town Barns; Village Policy Manual to be retained on Agenda; remaining Agenda items to be handled by Vill. Atty. - Elec. Inspections (proposed Local Law); sale of Market St. property; and response to/frm. Mr. N. Gerber re expansion of Swiss Chalet Apts.

**Library:** The VB discussed the Library's request for additional funds (**\$2000.**) for 1989-90; Trustee Pope spke. of unknown quantity re surplus funds. Trustee Gilmore, having spoken recently to Library Treas. Mrs. C. Schade, sd. that the Library cld. use the money, however, if request for coming year fulfilled, Library cld. get by. Mayor Elliott moved that the VOP deny the Library's request for **\$2000....**with the VB's regrets due to budget constraints at present time. Trustee Pope seconded. Trustee Lynch asked pointed questions about when Library's request mde., etc. Trustee Pope sd. that perhaps if budgeted surplus at current yr.-end is exceeded when transfer made, authorize dispersing the **\$2000.** - cld. be encumbered. Atty. Nesbitt sd. that it cld. be done - in other words, if money exists, Library cld. receive up to **\$2000.** VB discussion and agreement on withdrawal of prior motion. Trustee Pope then moved that the Library be awarded the additional funds if surplus amt. following necessary budget transfers. Trustee Gilmore seconded. Voting was unanimous/carried.

**Mem. Day Parade:** The Clerk polled the VB re participation in Mem. Day Parade scheduled for 9:00 a.m., 5/28/90 so as to arrange transportation.

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Salaries: Trustee Pope stated that during 6/4/90 VB mtg. salaries wld. be established for non-Union employees - may or may not be amt. budgeted.

Exec.

Sess.: At 9:00 p.m. Trustee Wooden moved that the VB exercise Exec. Sess. for "Personnel" reasons wth. VB present along wth. the Vill. Atty. Trustee Gilmore seconded. Voting "aye" were Trustees Wooden, Gilmore, Lynch & Pope & Mayor Elliott. Voting was unanimous/carried. Trustee Pope departed prior to Exec. Sess.

Reconvene: At 9:20 Trustee Gilmore moved that the VB emerge frm. Exec. Sess.; Mayor Elliott seconded. Voting "aye" were Trustees Gilmore, Wooden & Lynch & Mayor Elliott. Carried.

New

Hire: Trustee Gilmore moved that the VOP hire Mr. Roger Bulman, E. Main St., to fill a summer position beginning wth. nxt. pay period, 5/22/90, @ the job rate of \$4.86 p.h. for a 40-hr. work wk. Hwy. Supt. P. Retan to be Mr. B's immediate supervisor.

Adjournment:

At 9:25 p.m. Trustee Lynch moved adjournment; Mayor Elliott seconded. Voting "aye" were Trustees Lynch, Gilmore & Wooden & Mayor Elliott. Carried.

Ethel B. Johnson, Clerk

★SEE INSERT

## BOARD OF TRUSTEES

Regular Meeting

6/4/90

7:00 p.m.

Present: James G. Elliott, Mayor; Trustees Thomas N. Lynch, C. D. Gilmore (arrived @ 7:20 p.m.), Daniel S. Pope III (arrived @ approx. 7:30 p.m.) & Daniel E. Wooden (arrived @ approx. 8:00 p.m.). In attendance, also, was Vill. Atty., John B. Nesbitt, Esq.

Call to Order:

Mayor Elliott delayed calling the meeting to order due to lack of a quorum, however, when Trustee Gilmore arrived @ approx. 7:20 p.m. the mtg. began. G. Scout Troop #298, wth. Leader Mrs. Jackie Hackett as spokesperson - did approach the VB re a proposal to refurbish the Roger's Memorial Chapel in the Palmyra Cemetery as a Scout project. Mrs. Hackett presented a letter to the VB outlining the the proposed project and expressed the hope of locating and returning various items to the bldg. which which are believed to be in the area.

Roger's Chapel:

C&P Supt. was present to answer questions. It was stated that various items/equipment presently stored in the Chapel for lack of space elsewhere. Trustee-in-Charge, T. Lynch, sd. he wld. like to see the subject bldg. restored. Discussion on various aspects. R. Weaver sd. that \$800. had been budgeted for pointing the bldg. Everyone agreed - and the Mayor sd. the Chapel an asset to the Cemetery and Palmyra. Perhaps frosted glass cld. be placed in the windows which once contained lead (stained)glass. The group rec'd VB sanction to begin work and Mr. Lynch asked that the VB be kept informed of progress. The VB thanked the group for attending the VB mtg. and wished them well in their efforts for the proposed refurbishing project for the Memorial Chapel.

# Sewer Fund Budget Adjustments

DMH  
 5/29/90

	<u>Over Expended</u>	<u>Take From</u>
G1325.4	1,001.08	
G1380.4		1,100.00
G1410.1	57.34	
G1420.1	44.95	
G1990.4		1,038.00
G8810.429	151.66	
G8120.1		2,644.29
G8120.420	694.14	
G8120.440		1,507.32
G8130.1	9,278.98	
G8130.1R	2,783.00	
G8130.2		4,400.00
G8130.410		2,767.35
G8130.422		2,984.28
G8130.424	59.22	
G8130.429	250.00	
G8130.435		926.98
G8830.442	1,893.55	
G9030.8	714.80	
G9730.7	439.50	
	17,368.22	17,368.22

Unexpended Balance 73,975.87

	<u>Over Expended</u>	<u>Take From</u>
A 1010.1	.16	
A 1010.425		441.75
A 1110.425	1.15	
A 1110.428	21.62	
A 1325.1	340.46	
A 1355.1	255.67	
A 1355.4	108.40	
A 1355.429	71.41	
A 1380.4	56.76	
A 1410.1	19.07	
A 1410.1R	5,060.00	
A 1410.429	34.78	
A 1420.1	134.95	
A 1440.4		3,000.00
A 1490.425	816.61	
A 1620.1	535.09	
A 1620.4	1,137.31	
A 1620.422	729.26	
A 1621.4	460.00	
A 1640.1	10,409.93	
A 1990.4		60,954.00
A 2546.4	15.00	
A 3120.4	1,481.23	
A 3120.419	724.92	
A 3120.424	38.25	
A 3120.428	143.47	
A 3120.429	407.15	
A 3310.422	182.53	
A 3410.1	112.52	

General  
Fund  
Year End  
Budget  
Adjustments  
DD 5/25/90

5/25/90  
rec'd from  
D. Pope.

e.



Over

From

A 3410. 22	108.73	
A 3410. 423	158.69	
A 3620. 4	93.70	
A 5110. 1		12,593.41
A 5142. 1	3,899.57	
A 5142. 4	2,586.59	
A 5410. 1	249.79	
A 5410. 4	1,146.05	
A 7110. 2	172.59	
A 7110. 427	124.20	
A 7140. 4	1,002.24	
A 7140. 422	5,287.74	
A 7340. 4	3,409.98	
A 7520. 1	42.40	
A 7520. 4	19.37	
A 7550. 4	89.87	
A 8010. 4	458.55	
A 8170. 1	12,434.63	
A 8170. 4	70.53	
A 8510. 4	11.00	
A 8540. 1	44.23	
A 8560. 1	270.05	
A 8560. 4	50.08	
A 8810. 1	3,329.14	
A 8810. 2	21.79	
A 8810. 4	197.55	
A 8810. 424	1,224.49	
A 8810. 426	614.26	

	<u>Over</u>	<u>From</u>
A 8810.428	4.37	
A 9030.8	4,844.78	
A 9060.8	<u>11,724.50</u>	
	16,573.65	
	23,297.70	64,395.75
	<u>37,117.81</u>	<u>12,593.41</u>
	\$ 76,989.16	\$ 76,989.16

Unexpended Balance \$107,548.12

Total Expenditures \$1,043,113.83

6/1/89 \$301,973

Receipts 1,071,662.  
1,373,635

Expenditures 1,043,113.83

Fund Balance 5/31 330,521

Planned Balance

Appropriated '90-'91 204,787

125,734

Needed  
\$102,750

# Water Fund Budget Adjustments

Over  
Expended

Take  
From

DJP  
5/25/96

F1410.1	57.21	
F1420.1	45.00	
F1950.4	1,255.08	
F8330.1	6,305.65	
F8330.1R	1,012.00	
F8330.418	9.58	
F8330.420	560.54	
F8330.422	4,948.89	
F8330.426	344.05	
F8330.427	4,998.72	
F8330.435	387.25	
F8340.1R	1,265.00	
F8340.4	6,342.16	
F1990.4		19,354.00
F8340.151		8,177. <del>37</del> <sup>13</sup>
	27,531.13	27,531.13

Unexpended Balance      \$41,902.69