

Discussion held on number of water line breaks each year; \$15,000. out of Village money in order to issue our own bonds; \$480,000.; \$47,000. less if Prosp. not included. Discussion held on orderly fashion of plans between Trustees DePoint & McGrath; and cause of deterioration of Prosp. - soft soil, frost & truck traffic. Mr. Washburn felt line at least 50 years old, maybe 80. Trustee Hays spoke of resurfacing Kent Street; drillings; options; trade-off for approx. same amount of money; addition should perhaps include Prosp. since water stands there; and Mayor Wilson asked if storm drain would take care of same without going up Prosp. Trustee McGrath said that board had talked of amount of "\$500,000." from the beginning. Trustee Rolland spoke of separate bids for Vienna and Prosp. - bid and see how they come in; Trustee Hays said that he felt it should be bid. Mr. Rolland said that if board looking to bond the street portion, \$295,000., board could still bond for said amount. Trustee McGrath spoke of 5% payment; Trustee DePoint felt that it doesn't pay to bond anything... more than actually need. Permissive Referendum needed in any event and chg. to Cap. Res. Fund, providing work on water line proceeds as it has to - work on road may occur when additional monies placed in next year's budget and thus reduce amount of money village has to bond. Mr. McMaster spoke of Bond Anticipation Notes when actual cost is known - then money taken to pay off notes - provision if one does not know amount, and spoke further of permanent financing (Serial Bonds). Mr. DePoint said Village would be "into" next fiscal year before actual roadwork to be done - can appropriate. Mr. McMaster cautioned that if Village going to finance, resolution has to be in place by time of awarding contracts; may bid; award; not have to pay out of current funds; and 50 days. He added that interest rates are 11% currently; rates down from 6 mos. ago; favorable public rates now; would have spread in terms of what village able to invest; construction period; depending on cash flow; down payment, etc. Mr. DePoint emphasized that motions must be in place immediately as Mr. McMaster spoke of going through Permiss. Ref., contacting NYC Bond Counsel to draft bond resolution (need dollar amt.); period to be re-bid 5% down payment; two weeks to get resolution back; by 2/3 majority (4 out of 5 roll call votes); within 10 days publish in paper; and the 30-day period. Adopt bond resolution; village doesn't have to go through with it; when bids come in, decide - can cut it out; maximum potential project - put financing in place in beginning; make decision of use.

Resol.  
#82-35:

Regarding realignment of intersection, citizen J. Elliott asked for what purpose and was told so that cars coming down Prospect could have better vision re: cars coming up Vienna - more Mill St. oriented. Mr. Elliott asked about "taking" portions of yards and was told property owners would have more footage; tighter/cleaner intersection. Mayor Wilson wanted to know if price of land is included in estimate and was told by Mr. Washburn it had been. Trustee DePoint began a resolution, however, Trustee Rolland motioned the following: That the board adopt Resolution #82-35, subject to Permissive Referendum, that a sum not to exceed \$200,000. shall be expended from the Village of Palmyra Capital Reserve Water Fund toward the Vienna Street project for payment of the water portion and that portion of Prospect under the alternate bid, as described by the plans prepared by Lozier. Trustee Hays seconded; Roll call vote - Trustees Hays, Rolland & McGrath - "ayes," Trustee DePoint - "nay." Resolution #82-35 passed by majority vote. Resolution attached hereto.

Resol.  
#82-35A:

Trustee McGrath, regarding the portion of funding for Highway, made a motion that the board authorize the Village Atty. to request that a resolution be prepared by bonding counsel - to communicate with bond counsel - to investigate re an amount not to exceed \$300,000. in bonds for the reconstruction of Vienna St. and alternate bid for part of Prospect Dr. as per Lozier's plans. Trustee Hays seconded - discussion. Roll call vote - Trustee Hays, Rolland & McGrath - "ayes," Trustee DePoint - "nay." Carried by Majority.

Resol.  
#82-35B:

Trustee McGrath motioned that the board expend a sum not to exceed \$10,000. of CHIPS money for the repaving of Throop & Kent Streets, said bid to occur at the same time as the Vienna/Prospect bids; Trustee Hays seconded, followed by discussion. Mayor Wilson emphasized that CHIPS money has to be committed -- must define project; four-year CHIPS project - \$13,500 per yr. - and she asked if any of CHIPS monies used for Canandaigua St. Trustee McGrath said that \$4,000. approx. taken from Gen. Fund for remainder of bid of \$35,000.+. When Trustee DePoint was told that CHIPS monies could be used in any area, he said it could be used for Vienna St. - Kent St. could be accomplished later. Trustee McGrath said that it would save money when equipment in place. Mr. Hays wanted to know if village could have project just to resurface. Mrs. McGrath said that CHIPS money could be thrown into

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Kent/Throop - not part of resolution. Mr. DePoint suggested amending resolution to "alternatively money could be applied to Vienna Street project." Mrs. McGrath said those streets have to be bid in conjunction to obtain good price; only resurfacing them, not reconstruction...

Kent/Throop as alternates or "in addition to." Mr. Washburn said "yes" when asked by Mr. Rolland if the engineering work was done and the question arose if board wanted resolution for balance of CHIPS money in any area. Roll call vote, after discussion concluded - Trustees Hays, DePoint & Rolland voted "nay," defeated.

Trustee Hays suggested bidding with the Vienna St. project as options, i.e. resurfacing of Kent/Throop Sts. Trustee DePoint moved that \$10,000. be authorized to pay for Kent/Throop Sts. - \$13,500. be earmarked of CHIPS to be applied for Kent/Throop streets project, or alternatively. Trustee McGrath seconded - Roll call vote - Trustees McGrath, Hays & Rolland - "ayes;" Trustee DePoint - "nay" - carried.

Mr. McMaster said that when bond resolution comes from N.Y.C. - and board adopts, Donegan would put together deadline dates - official statement, additional material from Vienna in terms of financing to bring issue to market - bond anticipation notes for \$300,000. He suggested delaying the investing of funds until required to pay out to contractor. Mayor Wilson asked if a duplication existed between Donegan's work and bond counsel. Mr. McMaster stated establishing relationship with Wilkie-Farr would be Donegan's recommendation - take proper legal steps; obligation would be binding on Village. W-F will give their opinion; Donegan's function to bring village to financial marketplace. Atty. Poyzer, speaking of bond counsel, said that in order to issue an authorized opinion, he would have to have proof of compliance with SEQUA. Mr. Washburn's opinion was that Village would not be required to enter into matter of "environmental impact"; existing situation and completing form and clarifying re: Type I. Atty. Poyzer said that the Village's position is that it is replacement (reconstruction) of present facility. Mr. McMaster suggested contacting Mr. Galloway; get process started; inform him that engineer is working on SEQUA and Atty. Poyzer was requested to obtain project description from engineer. Atty. Poyzer asked re: length of time and was told by Mr. McMaster - the shorter the issue, lower the interest rate; pay back more principal each year - have to balance what market will accept; Bond Anticipation Notes first year until we see how much it costs - need to know right dollar amount; interest rates favorable; looks as if they will stay that way. Discussion discontinued; Messrs. McMaster & Washburn departed.

Temp. Assign. of Judges: Mayor Wilson spoke of communication received from Seventh Judicial District requesting Village's position on temporary assignment of Judges. She added that although Village board determined not to participate last year, Village had participated previously. A lengthy discussion ensued with Ms. Poyzer stating that board had previously asked a Judge assignment while Village Justice went to school and no one was assigned to Palmyra. Mr. DePoint was opposed to assignment; Village Judge could be gone for a month at a time - Village might be assigned one for only two weeks. Trustees Hays and Rolland said that they had spoken with Judge Baynes and he felt it might give him background re other courts; might be an opportunity. Mr. DePoint didn't see the benefit; Atty. Poyzer said benefit might be realized if Judge needed here - board would have had to have passed this legislation. Trustee Hays felt Village taxpayers would not be served by persons whom they elected; Trustee Rolland said that Judge's cases are paramount. Further discussion and a board Roll call vote was as follows: Trustees Hays, DePoint & Mayor Wilson - "nay"; Trustees Rolland and McGrath - "aye," following a prior motion by Trustee Rolland that Village comply with Seventh Judicial's request; Mr. Hays seconded. Motion defeated.

Mormon's Open House: Mayor Wilson said that, the Grandin Museum having been completed, an "Open House" invitation had been received for 11:00 a.m. - 1:00 p.m. on 10/30/82.

Election: Mayor Wilson urged everyone to vote on 11/2/82.

#### COMMITTEE REPORTS:

Resol. #82-33: Resol. #82-33 re Jayncees' "Freedom Week" Proclamation moved for adoption by Trustee McGrath; seconded by Trustee DePoint - all voted "aye," carried. Clerk requested to publish in Courier-Journal.

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Trustee  
Rolland:

Mr. Rolland said that Village awaiting a "commencing date" from T&H re: painting the Flagpole - company owner had been hospitalized.

Re: Cemetery, workers picking up leaves; received a quote from N.Y. Tel. re: phone.

Re: Zoning & Planning - Dr. Bidwell's case to be continued on 10/20/82; court cases still pending re zoning; vehicle notice had been sent previous week; hopefully will have mistakes cleared up before next meeting.

Trustee  
Hays:

Mr. Hays said that Atty. Poyzer was drafting papers re Local Law for boarding and seizure of dogs; and that he had received report from Mr. Fisher re: animal control. Mr. Hays spoke of assisting Jaycees for provision of temporary electricity of Halloween.

Still occupied with purchasing procedures; waiting for list to standardize purchase of office supplies. Received info. from State of bids awarded during past year. Mr. Hays said that a date had been set for first (organizational) meeting of the "Revitalization Committee" - the following have been appointed to serve: Historic Palmyra - Mrs. Lillian Black (J. Snyder, Pro Tem); P.E.D.C. - Vince Vezza; Jaycees - Gary Jones & Abe Cleason; Chamber - Dan Wooden; Trustee Rolland - Zoning & Planning. To be appointed are reps. from the Senior Citizens; Town of Palmyra; and two High School students.

Fire Dept.  
App.:

Trustee McGrath submitted the name of Donald Truitt as having been approved by three Fire Commissioners. A lengthy discussion was held following Trustee DePoint's statement of "potential liability" and possible requirement of a physical examination; those having a medical problem when they join the Fire Dept., etc. Talk of "all new hires" - no decision by board. The duties of the Health Officer were discussed; his term; his salary per capita. Mayor Wilson said that the board may act as "Board of Health." Trustee DePoint requested Atty. Poyzer to look into phy. exam requirements - he felt Village could pay for same. Atty. Poyzer stated that Firemen are not covered by Contract; and her direction previously to look into same. Trustee McGrath motioned Mr. Truitt's acceptance as a Fireman; Trustee Hays seconded. Roll call vote - Trustees McGrath, Hays and Rolland - "aye,"; Trustee DePoint - "nay". Carried by majority.

Money Trans  
Resol.  
#82-34:

Trustee McGrath said that she and Trustees Rolland & Hays had looked at the old Emerg. Sq. Ambulance and due to its poor condition (holes in chassis, etc.) determined the need existed for a new one, following which she motioned that the board adopt a resolution that a sum not to exceed \$9,000. be expended from the Cap. Res. Fire Equip. Fund to pay a portion of the purchase price for acquisition of a new ambulance to be used by the Palmyra Fire Department/Emergency Oxygen Squad; the balance of the purchase price shall be paid by the Palmyra Fire Company, subject to a Permissive Referendum. Trustee Rolland seconded the above motion; discussion - several potential problems with old ambulance, and Mr. Hays added that cosmetically it doesn't look too bad - corroded underneath - the only ambulance that the board is utilizing taxpayers' money for; firemen have means for disposing of old one; Mr. Rolland stated that although there may be some duplication of ambulances in Village, board not in any position to resolve and felt it in the best interest of the community to expend the \$9,000. Mayor Wilson asked for comments from the citizens who were present; when there were none, she called for a Roll call vote - Trustees McGrath, Hays and Rolland - "aye," Trustee DePoint abstained. Carried by majority - Resol. #82-34 attached hereto.

Copying  
Machine:

Trustee McGrath spoke of a new copying machine and requested the board's approval of same; Mayor Wilson, who is in charge of the office, said that she had no knowledge of said purchase and a discussion was held - prior machine one year old; should have been more competitive. Trustee Hays, who is attempting to establish purchasing procedures, said that he did not know of need; and Trustee Rolland wanted to know if other small copiers on the market had been looked into. Trustee DePoint said that paper for old one more expensive; several problems with it; new machine copies both sides; and he had discussed new one with office staff. Mayor Wilson spoke of board policy that any purchase over \$250. must be approved by Trustee-in-charge.

PEDC  
Option:

It was brought out that the option for UR Parcel 3B, extended to P.E.D.C., would expire on 11/2/82 and discussion on whether or not they want to renew; Village want land back, etc. Questions the board had included Mr. Hays' desire to see about lowering purchase price to reasonable competitive market price; amount bound by; possibility of giving tax credit or exemptions; he'd like to see village dispose of and place on tax rolls. Mayor Wilson spoke of sliding 10-year scale if sold. Atty. Poyzer spoke of correspondence in file

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from UR Atty. that village not bound by the \$11,000. purchase price. Mr. Hays stated that he would contact Mr. Robinson of P.E.D.C. to determine their plans re above property.

- Manch/Pal Water Contract: Trustee DePoint, speaking of the proposed Water Contract between the Village of Manchester/Village of Palmyra, said they had accepted new terms - \$.75 per 1,000 gallons of metered water for 1982-83; \$.80 per 1,000 gallons for 1983-84 - other terms and conditions would remain the same; above recommended by W&WW Supt., H. Kruger. Mr. DePoint felt that rates were fair and equitable and moved that the board authorize the Mayor to execute said Contract. Trustee McGrath seconded; Mayor Wilson wanted to know if they used any water during the past year, except on emergency basis. Trustees DePoint, McGrath, Hays & Rolland voted "aye" on execution of the contract. Carried; contract executed.
- Police Dept.: Trustee DePoint spoke of having received a Memo from Chief re hiring a sixth full-time policeman; only one part-time one at present since Patrolman LaJoie was on leave; Mr. DePoint said he was not opposed to sixth person in next year's budget.
- Cost-Ct. Bks.: Mr. DePoint said that he is investigating the cost of books required for Court re Town Justices occupying village space.
- Lauren. Dr.: Re: Laurentian Drive water leak, Mr. DePoint said that same is held up in Court due to Judge Stiles' assignment in Monroe County, anticipates delay until middle or end of November.
- Master Meter: Trustee DePoint stated that the Town has been very cooperative re the master meter; Mr. Kruger said that he had repaired master meter - gears were installed, apparently, upside down - either at factory, or outlet. He has been monitoring after dismantling & assembling properly, having contacted Mr. D. Matthews from Hershey-Malone. He suggested to Mr. Kruger to monitor the meter for several days, taking a reading to see if it is calibrating properly.
- C.S.E.A. Contract: Mayor Wilson said she shall review CSEA Contract; will have recommendations; would like to complete negotiations early - Contract expires end of May, '83. Mr. DePoint said he would like to be one of the negotiators - the Mayor said Labor Atty. could be involved with one board member, however, charge for Labor Atty. Mr. DePoint was opposed, unnecessary - the Mayor felt it would have been a help for last Contract.
- Parking Lots: Local Law #4, re Village Parking Lots, was discussed briefly by the board, following which Trustee DePoint moved that a public hearing be advertised for 7:00 p.m. on 11/1/82; Trustee Hays seconded. All voted "aye," carried.
- Loc. Law #4:
- P&C Rms.: The Clerk told of a request from the "New York State Driving Club" to utilize the P&C rooms on occasion for their meetings. The board agreed to said use and the Clerk directed to notify President, Mrs. Busch.
- Speed Restrictions: Local Law #3, re Speed Restrictions within the Village, was discussed briefly and retaining fines; options; Atty. Poyzer stated that limit can't be less than 15 mph.; State Law for Canandaigua Street; change to 25 mph for high school. (Loc. Law #3): Trustee DePoint proposed amendment to change "B1" to read 25 m.p.h. on Hyde Pkwy; 1 & 2 of that portion of W. Foster. Trustee Hays motioned adoption of L.L. #3, and that a public hearing be advertised for 7:15 p.m. on 11/1/82; Trustee DePoint seconded, all "ayes" - Trustee DePoint motioned addition of amendment above; Trustee Hays seconded, all "ayes," carried. Mayor Wilson asked about signs stating times & hours.
- Health Officer: Trustee Hays asked about a job description for Health Officer; Mayor Wilson doubted imposing additional duties at this time, i.e. H.O. to accompany Bldg. Inspector in some instances.
- Voucher Approv.: Trustee Rolland motioned payment of vouchers in the amount of \$18,943.15 for all which have three signatures; Trustee DePoint seconded, all "aye," carried. Ab. #8.
- Exec. Sess.: Trustee DePoint motioned the board exercise Exec. Sess. at 10:23 p.m. for personnel reasons; Trustee Hays seconded, all "ayes," carried.

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McGrath said that on "Page 1" - it was Mr. DePoint who had talked to Vill. Atty. - and that for reconstruction of Vienna St., plans must be sent to Health Dept. The Mayor suggested waiting for Atty. Poyzer in case she had corrections/additions to Minutes.

- Girl Scouts/  
PC Rms: Mrs. Sue Nussbaumer, Mrs. Barbara Bucknam & Mrs. Jane Eckburn approached the board regarding the poor condition of the P&C Rooms, where Girl Scouts meet daily. A lengthy discussion was held - Trustee McGrath pointed out that the janitor was ill and the person whom she had employed part-time had also been ill - she also emphasized that board had given her support for said building to be insulated, placement of storm windows and pointing of building. Discussion on obtaining an estimate for carpeting; Mr. J. Elliott wanted to know how Village could afford to carpet same if Village couldn't afford to hire janitor to clean - after Trustee McGrath said that the Fund (Pliny Sexton) does not cover the cost - \$9,000. interest; can't touch the principal. Mr. Rigney requested an accounting of the Pliny Sexton Fund. Discussion on shortage of chairs - Mayor said rooms would be cleaned; board may have to take another look in six months. Trustee Hays motioned that the board authorize Trustee McGrath to expend up to \$200. for cleaning the P&C Rooms within the next two weeks; Trustee DePoint seconded. All "ayes," carried.
- Judge Baynes: Justice John Baynes approached the board re 7th Judicial District assigning Judges on temporary basis to serve outside their jurisdiction and was told by the Mayor that the board had determined not to participate in said assignment. Judge Baynes requested that the board re-vote on the matter as he had looked forward to participating to enlarge himself as a Justice; to obtain the experience; he would have right to refuse - he would not make a decision which affected his court in a harmful way; he felt he was entrusted by voters; educational opportunity. Mrs. L. Lynch reiterated the Judge's position - he was requesting approval from board; Mrs. M. Lynch spoke of others going to Grossinger's, to which the Mayor replied that the Justices receive schooling opportunities. Mr. DePoint felt that Judge Baynes relatively new - his efforts should be primarily directed to Palmyra. Mr. Rolland asked about nights of court and was told - every Wednesday of each month; one other night as it dictates and on 24-hr. call for arraignments. Mr. Rolland said that he stands behind the assignment. Discussion discontinued - the Mayor asked for further discussion or motion - when there was none she thanked Judge Baynes for coming to meeting.
- W.C. V.O.A.: Mayor Wilson said that the next meeting of the Wayne County Officials' Assoc. would be a dinner-meeting on 11/17/82, hosted by Village of Newark - she urged board to attend.
- Resol. #82-36 - Unpd. Taxes: Trustee DePoint moved adoption of Resolution #82-36 in which the board resolved to turn unpaid 1982-83 taxes over to the County for collection; Trustee McGrath seconded. All voted "aye," carried. Resolution attached hereto.
- Fire Dept. Aux.: Mayor Wilson spoke of a communication from the Fire Dept. Auxiliary in which they requested permanency for use of the P&C kitchen during "Canaltown Days." The Clerk was requested to obtain more information.

Committee Reports:

- Trustee Hays: Mr. Hays' reports included a brief summation of Jaycee-sponsored Halloween "Haunted House" - second floor of Village Hall; of having received monthly report from Animal Control Officer; P.E.D.C. did not desire to renew option on UR Parcel 3B - it will revert back to Village - his "Revitalization Committee"; purchasing; and vast amount of property owned by Village - he would like to see Village 'do something with it.'
- Trustee Rolland: Mr. Rolland spoke briefly of meeting date for Re-Zoning Committee; Cemetery; Flagpole; Zoning Bd. Mtgs. on 11/3/82 - B. Howell; Ralph Slocum & decision on Dr. Bidwell re Prof. Bldg. Mr. Rolland req. the board to allow the Cemet. Foreman to use his discretion re opening a lot in Potter's Field, should it be necessary and Trustee DePoint so moved; Trustee McGrath seconded. All voted "aye," carried.

Trustee DePoint: Mr. DePoint spoke of having received figures for water used by Vill. of Manchester, which were considerable; nothing to report on Lauren. Dr. perhaps after next Bd. Mtg.; discussion with Tn. Councilman D. Lyon re Tn./Vill. - Tn. Justices authorized to use P.D. copier @ \$.10 per copy; total of Ct. bks. = \$360.48 - proposed that Tn./Vill. contribute \$150. ea. for joint bk. cost; \$1,000. for one-yr. occupancy. A lengthy discussion was held on Tn. Justices & Clerks utilizing Vill. Ct. Rm./Office space, and Mr. DePoint said arrangements could be worked out - Mr. Rolland suggested that Mr. DePoint find out amt. of space needed for records, etc. - how many days Clerks work. Some citizens felt amplt space in Vill. Hall - good mark of cooperation - residents are in Tn. as well as Vill. Mr. Baynes said that the Ct. rm. is used approx. 25 hrs. per wk. - the office as well, between Judge & Ct. Clk. - and he spoke of vandalism already experienced in Vill. Hall. Discussion discontinued.

Trustee McGrath: Mrs. McGrath spoke of having received an "Avvessibility" Rpt. from Mr. Michael Sheehe re access for the handicapped in Vill. Hall. She added that she would not motion until it can be studied by Bd., however, it states that a ramp or lift through back garage would be acceptable.

Small Cities Grant: Trustee McGrath said that Lozier Engineers' had submitted a preliminary Application for a Small Cities; Grand - deadline is 11/20/82 - chg. for complete Application, \$1,500. More to it - taking pictures & drawing schematics. Mr. Hays felt that Lozier's could accomplish contingent upon its success. Mayor Wilson said that she had had a letter frm. Larsen Engineers wherein they were willing to prepare preliminary applic. - if grant comes through, they would like to do work. The Mayor said that public hrng. must be held - Larsen felt Vill. would be most interested in Tn./Vill. water tower - possible to have two projects, main one and supported project. Elimination of blight was touched upon and discussion of condition of Vill. Barns. Mr. Hays felt if Larsen willing to do gratis, Vill. should avail themselves of their services; Mr. Rolland wondered if Larsen could meet deadline.

Mr. DePoint motioned that the Bd. authorize Larsen Engineering to prepare a Small Cities' Grant Application to include, 1) Questions regarding Vill. Barn, and 2) Possible joint Tn./Vill. venture for water tower - and that such be processed no later than 11/20/82; that public hearing be set for 7:15 p.m. 11/15/82 to enable the above to be accomplished; Trustee McGrath seconded. All voted "aye," carried.

Pub.Hrg. re: Dogs: Trustee Hays motioned that the Bd. consider Local Law #5 to amend Chapter 7, Dogs, of the Code of the Village of Palmyra, to clarify the definition of dogs subject to seizure, to amend the provisions regarding impoundment and redemption of seized dogs, to establish increased impoundment and boarding fees, and to amend the provisions regarding enforcement, violations and penalties for offenses; and that a public hearing be held at 7 p.m. on 11/15/82; Trustee DePoint seconded. Discussion held on voice control/leash law & placing latter before voters when Atty. Poyzer advised the Bd. that same could not be placed on a Perm. Ref. Mayor Wilson cautioned of the possibility of hiring "dog catcher" - could possible be another Tn./Vill. effort. Discussion discontinued. All voted "aye," regarding holding a public hearing at above time and date. Carried.

Voucher Payment: Trustee Rolland motioned that voucher amounts of \$42,317.27 on Abstract #9 be approved for payment on which there appeared three Trustees signatures; Trustee Hays seconded. All voted "aye," carried.

Contract Negotia.: The Mayor said that Contract negotiations would begin in 1/83; that Mr. DePoint to be on negotiating committee; Trustee Rolland, along with Atty. Poyzer, also, providing that if labor atty. needed, one should be consulted. Mr. Rigney questioned Deputy Chief's Cont.when Mr. DePoint moved that the Bd. exercise Exec. Sess. to discuss matters of personnel and possible litigation at 8:10 p.m.; Trustee Rolland seconded. All voted "aye," carried. Regular session resumed at 9:05 p.m., upon Mr. DePoint's motion; Trustee Rolland seconded. All voted "aye," carried. When regular sess. resumed, Trustee DePoint motioned that the Bd. authorize an inspect. of htg. system and that a rpt. indicating any necess. corrections be made available to the Bd. as soon as poss.; Trustee Hays seconded. All "ayes," carried.

Exec.Sess. Re-convene:

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Adjourn: Trustee DePoint motioned adjourn.; Trustee Hays seconded, all "ayes," carried.

E. Johnson, Clerk

Resol. #82-36 - 11/1/82:

Trustee DePoint moved adoption of the following Resolution:

"RESOLVED, that the Village of Palmyra requests the collection of delinquent Village taxes by the County of Wayne pursuant to Wayne County Local Law No. 4-1978 and Section 1442 of the Real Property Tax Law; and

BE IT FURTHER RESOLVED, that the Village Treasurer is hereby authorized and directed to send a Certified Copy of this Resolution together with the account and certificate described in Sub-Division 3, Section 1436 of the Real Property Tax Law to the Wayne County Treasurer in accordance with the provisions of Section 2 of Wayne County Local Law No. 4-1978."

Trustee McGrath seconded adoption of the foregoing Resolution, Roll call vote - Trustee DePoint - aye; Trustee McGrath - aye; Trustee Rolland - aye; & Trustee Hays - aye.. Resolution #82-36 carried.

TREASURER'S CERTIFICATION -

I, Phyllis G. Dickinson, Treasurer of the Village of Palmyra, Wayne County, New York, DO HEREBY CERTIFY:

That this is a true copy of the resolution passed by the Village Board of Trustees at the regular meeting of the Board on November 1, 1982. In witness whereof, I have hereunto set my hand and affixed the Seal of the Village.

/s/ Phyllis G. Dickinson  
Treasurer

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November 3, 1982

Special Meeting

Board of Trustees

5:30 p.m.

Present: Mayor Mary Lou Wilson; Trustees Rolland, McGrath, Hays & DePoint; and Atty. L. J. Poyzer.

Mom. of Silence: Following a moment of silence, the Mayor read the Notice of the Special Meeting.

Contract - Dep. Chief: Trustee DePoint moved that the Board authorize the Mayor to execute a Contract with Deputy Chief David Dalton, as set forth in said Contract which had been prepared by Mr. Dalton's atty., and forwarded to the board for consideration and approval. Trustee McGrath seconded. The Mayor allotted a three-minute period for citizens' comments. Trustee DePoint read, following requests, the terms of the Contract - questions were asked regarding its' stipulation of four weeks vacation; \$1,000. travel expense; \$250. clothing allowance; and attendance at F.B.I. School. Trustee DePoint reiterated his above motion; Mayor Wilson called for a Roll call vote - Trustee DePoint - "aye"; Trustee Hays - "aye"; Trustee Rolland - "aye"; and Trustee McGrath - "aye". Carried.

Vill. Hall Renovation: Trustee DePoint introduced Resolution Nos. 82-37 & 82-38 having to do with Village Hall renovation and motioned passage; Trustee McGrath seconded. Discussion. It was pointed out that the amount of \$200,000. originally authorized was insufficient; change work order for roof, etc. - combined in "neat" package for Treasurer & Auditors, and that monies come from funds from which they're supposed to; charges are legitimate - Village owes \$30,000. additional monies. Mayor Wilson called for a Roll call vote - Trustee McGrath - "aye"; Trustee Rolland - "aye"; Trustee Hays - "aye"; and Trustee DePoint - "aye". Carried, Resolutions attached hereto.

Small Cities Grant: Mayor Wilson introduced Messrs. John Karle and Stuart Brown, respective representatives of Larsen Engineers and S. Brown Assoc., who were present to assist the board in determining the feasibility of filing an Application for a Small Cities' Grant; possibility in area of water, i.e. water tower or Village/Town water project. Trustee Hays, prior to the meeting, had taken Messrs. Karle and Brown for a tour of portions of the Village; with emphasis on the area in and around the Highway Barn.

It was stated that razing the above structure and replacing for municipal use does not meet intent and the following three criterion were major priorities - 1) 51% low and moderate income; 2) use money to correct blighted situation or problem creating blighting situation; and 3) correct serious health and safety problem. Historic Palmyra's two Museums and the historic preservation district; the Highway Barn bordering on other UR properties would lend itself; combining above with water tower (joint project), to which Mr. Brown stated that a joint application would be unique - must demonstrate problem can't be solved by one. He suggested completing application for tank - if granted, plan could be altered. Re the Capital Reserve Water Fund which contains over one million dollars - spending \$200,000., \$750,000. remaining - would Village be eligible for grant was asked by Trustee DePoint. Mr. Brown stated that Village could still apply; and the board was informed of dependence on consultants to guide board - competitiveness among other communities, all of whom are seeking points in this regard.

Deadline for application - 11/22/82; HUD's decision by 12/31/82; HUD does not appear - evaluates proposal by rating system; discussion on placement of proposed water tower, i.e. in Village of Town. Mr. Brown emphasized that all monies received must be spent in one year's time - board felt they "had nothing to lose" - no local matching money required - Messrs. Karle & Brown were invited to further enlighten the board at a "workshop" at 8:00 p.m. on 11/8/82 in the Trustees' Room.

Voucher Payment: Trustee McGrath motioned that all vouchers containing three signatures be approved for payment; Trustee DePoint seconded; All voted "aye", carried - Voucher amount \$7,551.00; Abstract #9A.

Adjourn: Trustee McGrath motioned adjournment at 6:25 p.m.; Trustee Hays seconded. All voted "aye", motion carried.

Ethel B. Johnson, Clerk

November 3, 1982

Resol.  
#82-37:

WHEREAS, \$200,000.00 was originally authorized in Resolution #82-15 for the Village Hall Renovation, and,

WHEREAS, that authorization was found to be insufficient; it has become necessary to increase the authorization by an additional \$33,000.00 to complete the project, which includes the original roofing contract and roofing change order.

BE IT RESOLVED, THAT, the Village Hall Renovation Project authorization be increased from \$200,000.00 to \$233,000.00.

\* \* \* \* \*

Resol.  
#82-38:

BE IT RESOLVED THAT, there is sufficient General Fund Unappropriated Balance available for the additional financing needed,

THEREFORE, the Village Board authorized the Treasurer to transfer from the General Fund to the Capital Project Fund the additional amount needed, not to exceed the total authorization of \$233,000.00 for the project.

\* \* \* \* \*

Regular Meeting Board of Trustees November 15, 1982 7:00 p.m.

Present: Mayor Mary Lou Wilson; Trustees S. Hays, McGrath, Rolland and DePoint.  
Absent: Atty. Laura Jane Poyzer.

PUBLIC HEARING

Local Law  
#5:

Mayor Wilson read the "Legal Notice", attached hereto, regarding the amendment of Chapter 7, Dogs, of the Code of the Village of Palmyra, to clarify the definition of dogs subject to seizure, to amend the provisions regarding impoundment and redemption of seized dogs, to establish increased impoundment and boarding fees, and to amend the provisions regarding enforcement, violations, and penalties for offenses. Mayor Wilson emphasized Section 6E 1, 2 and 3 regarding impoundment and boarding fees, i.e. \$20. for first; \$40. for second; \$5. per day dog impounded, etc., following which she opened the Hearing for citizens' comments. She added that many comments had been made on dog control - or lack of dog control and spoke of dogs being off the premises of the owner; not under voice control of owner or by means of a leash not over six feet in length. This would be a "Leash Law," she said.

Citizen Sunriemi asked about fenced in property and was told by Mr. DePoint no problem would arise as long as dog on owner's property. Justice John Baynes asked to speak from legal standpoint and its implications, i.e. Local Law and its effect. Mr. Hays said, having spoken with Animal Control Officer, Mr. Harold Fisher, who felt current law outdate, outmoded; people taking advantage; minimal \$5. charge for picking up dogs. Mr. Hays said that if Officer has to go out, all taxpayers should not be burdened by paying; having talked with Village Atty., contradictions in Law - he would like to have a public vote, however, it is illegal to hold a Referendum for said purpose.

Mayor Wilson said that the Board must make the decision and referred, again, to "Off the premises".....which states that dog has to be on chain. Trustee McGrath said that taxpayers have rights; others have responsibilities - as she spoke of "walkers" and dogs biting at heels; persons do not have right to harbor animal which might harm another person. Mrs. M. Lynch spoke of mailmen getting bitten and a discussion held on cats which are comparatively harmless. Justice Baynes talked of Law which exists; statute - condition for imprisonment harsh; consistent with V&T Law - first speeding violation, one could be sentenced for 30 days - subsequent offenses, 180 days; broad discretionary power could be abused. Problem of convicting persons re: "voice control", difficult to prove; vagueness - he felt law needed that keeps dogs off streets. Way law presently written, difficult to enforce, was interjected by the Mayor. Justice Baynes said that everyone wants to see a good law re dogs, speeding, etc.; repeaters; those who have money to pay fines.

November 15, 1982

Pub.Hrg.  
Cont'd:

Mayor Wilson asked for further comments from Trustees; when there were none, she closed the Hearing at 7:15 p.m. Trustee Hays motioned adoption of Local Law #5 as proposed; Trustee DePoint seconded. Upon roll call vote by the Mayor, all voted "aye," carried.

\* \* \* \* \*

PUBLIC HEARINGSmall  
Cities  
Grant:

Mayor Wilson read the "Legal Notice", attached hereto, regarding consideration by the board to file for a "Small Cities Grant" for Village Highway Barn reconstruction or property improvement; and/or a Village or Village/Town Water Project. She introduced representatives from Larsen Engineers who explained project most favorable in area of water; water tank and possibly some new lines where 4" lines exist - going to 8" or 10" along with addition of some hydrants. The gentleman from Larsen displayed a map showing village streets and existing water mains and spoke of village's lone water storage tank; need of another one million gallon tank as a standby and storage in case of emergency; water line from Canandaigua Lake 80,000 ft. long - old pipe; need storage in the village if old tank to be repaired. He spoke of grant applications being filed by many communities and the scoring system. Fire flow tests show what is available - 675 gallons a minute in school area - should be 2,000.

Mayor Wilson asked for citizens' comments - Mr. J. Blazey questioned where second tank would be installed and it was stated "adjacent". He wanted to know if grant would cover all of project, 100%, and was told chances might be better if Village willing to contribute "something." Up to HUD - if project costs one-half million, Village may have to pay \$100,000., or \$50,000. Mr. Blazey said that he did not like "add on" projects. Mr. Sunriemi felt it "free money"; Mr. Hays said that money set aside for projects - part of everyone's money; if Palmyra doesn't receive, someone else will; when and if Palmyra accepted, decide whether it is acceptable or not. Mrs. M. Lynch said that it might be "more" in year's time - tank will have to be taken care of anyway. Larsen's said that a copy of application would be available in Village office and Mr. DePoint questioned how long a time until decision made on recipients. Larsen's said that it would be 60 days from filing date of 11/22/82. Mr. DePoint spoke of having received letter from Garlock - their feeling is that their water situation is o.k. and further discussion held on Village's input; plenty of time if grant obtained. Trustee McGrath spoke of Village having discussed a new water tank for two and one-half years. Larsen's spoke of "phase programs" - show to Federal Government that Village has needs - Village establishes own priorities - if another project comes up, file for it. The Board agreed it would behoove Village to file for "Small Cities Grant." Mayor Wilson, when there were no further comments, declared the Hearing closed at 7:44 p.m., following which Trustee DePoint moved that Mayor Wilson be authorized, as official representative of the Village, execute and Village submit "Small Cities Grant Application" and provide information as might be required. Trustee McGrath seconded. Upon roll call vote, all voted "aye," carried. It was stated that said Application would be available for inspection in Village office on 11/19/82.

Minutes  
11/1/82:

Regarding the 11/1/82 board meeting minutes, Trustee Hays said that Mrs. Sue Nussbaumer, regarding the cleaning of the P&C Rooms, had agreed that the Girl Scouts would clean same once Village provided a thorough cleaning. Trustee DePoint moved acceptance of the Minutes as amended; Trustee Hays seconded. All voted "aye," carried.

Spec.Mtg.  
Minutes  
11/3/82:

When there were no additions/corrections to the Special Board Meeting minutes of 11/3/82, Trustee Rolland moved their acceptance. Trustee Hays seconded, all voted "aye," carried.

Committee Reports -Trustee  
McGrath:

Trustee McGrath submitted the name of Mrs. Dorothy B. Wright, 324 Canandaigua St., as a prospective member of the Fire Dept. Emergency Squad only. Trustee McGrath moved her acceptance; Trustee DePoint seconded. All voted "aye," carried.

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Trustee McGrath spoke of having received notice from insurance company that Village should install smoke detectors in P&C Bldg. & Comm. Ctr., as well as an additional exit (upstairs) from back of P&C Bldg. Trustee Rolland spoke of recent laws passed re apt. houses with some provisions which covered public bldgs. Discussion held on effect on insurance premiums; moral issue; and types of smoke detectors.

Trustee McGrath said that money exists in "contractural" part of budget to cover cost of liner for Vienna St. skating rink. Same has been ordered - Mr. Weaver will request help from highway.

Trustee Rolland reported briefly that T&H Steeplejacks had come prepared to paint flagpole, however, inclement weather had prevented same. Re: Zoning Review Committee, he was awaiting word from Zoning Enforcement Officer. Re: Cemetery - good cleanup; should be able to close around Thanksgiving-time. Mr. Rolland said that two employees will be going to Highway Dept.; one is taking leave with Mr. Weaver being assigned various tasks - maintaining skating rinks; Cemetery records work, etc.

Trustee DePoint said that he had talked with Atty. Poyzer; answer from Judge Stiles re: Laurentian Dr. should be forthcoming soon. He spoke of having received a letter from Mr. John Baldwin, Engineer - Dept. of Transportation re: Barge Canal - which he would answer soon.

Mr. DePoint said that details had been worked out with Town Councilman D. Lyon regarding Town's use of Village Courtroom/ Justice Office, and moved that the Village enter into a one-year contract for use of same for \$1,000. per year, to include provision of office space; use of Courtroom, \$150. joint venture for payment of books; and payment of \$.10 per copy for use of P.D. copying machine. He requested that space be made available for Clerk from 9-12 a.m. on Monday and Fridays - one Clerk to continue working out of her home. Trustee Rolland seconded the above motion.

Discussion followed - Mayor Wilson said that she felt Village had shown more than share of cooperation, speaking of master meter; Village not having raised water rates, etc. She said that Village had requested exemption for Item 3 (Tn. equipment to maintain roads); and Item 4 (Snow and brush removal) - Town's budget calls for \$15,368. and \$91,890. respectively. Mayor Wilson added that the Town exempted the Village re: Item 3 for past 3-4 years. - did not in new budget. - their action not in spirit of cooperation; until they exempt Village from Item 3, she said she would not recommend that Town use Village Courtroom facilities.

Tn. Use of Ctrm.:

Trustee DePoint felt that it would be good to foster better relations and cooperation - may be reasons of which Board is not aware; both municipalities cannot agree on everything. Trustee McGrath talked of taxpayers having paid "dearly" for "cooperation" between Tn. & Vill., and time spent on Tn./Vill. prior proposed ventures. Trustee Hays felt \$1,000. would barely cover cost of Ctrm. use; as a representative of Vill. taxpayers, must use common sense, voicing his disapproval. Mr. Hays motioned an amendment to Trustee DePoint's motion - Town's use of Ctrm. contingent upon Town exempting Village from Item 3. Mr. DePoint said that Town's action finalized for this year - didn't think it could be done. Trustee McGrath seconded Mr. Hays' amendment - Roll Call vote - Trustee McGrath - "nay"; Trustee Rolland - "aye"; Trustee Hays - "aye"; Trustee DePoint - "aye"; Mayor Wilson - "aye". Roll call vote on Mr. DePoint's prior motion - Trustee McGrath - "nay"; Trustee Rolland - "aye"; Trustee Hays - "nay"; Trustee DePoint - "aye" Mayor Wilson - "nay". Motion did not carry.

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- Tax Rate: Mayor Wilson spoke of Town tax rate on Village property (1.7258); about \$.19 per thousand, according to Assessor Roney, as opposed to \$.04-\$.05 for Town. She asked Reporter Lyons to check with Mr. Roney for more accurate report. Trustee Hays said that Trustee Rolland, Mr. R. Weaver and himself shall, during the winter months, index, etc., to form a base for purchasing procedure.
- Purchasing: Trustee Hays said, re: Revitalization Committee, he lacks only a rep. from Town; and spoke of appointing an Acting Chairman to coordinate first couple of meetings.
- Revital. Comm.: Trustee DePoint motioned acceptance of the P.D. report for October, 1982, Board members having reviewed previously. Trustee Hays seconded, all voted "aye" carried.
- P.D. Rpt.: Mayor Wilson said she felt an adjustment should be made in Donegan's contract - should be reduced since they'll have nothing to do with bonding. Trustee McGrath said that she understood that Village must have \$15,000. - 5% down - re: Vienna St. Taking out of Highway budget; not going to finance and a short discussion held on bond counsel.
- Donegan's Cont.: Trustee McGrath spoke of a "Street Lighting Seminar" being held in Newark - Village lighting could be changed; lower cost. Mr. DePoint felt this worth exploring; Mr. Hays spoke of getting pay-back - how many lights involved. Trustee McGrath said that Village lighting is "poor" - the Mayor requested Mrs. McGrath to get preliminaries - further investigate.
- St. Light Seminar: Mayor Wilson said that it has been Village custom to adopt the inside Village tax rolls from the Town of Palmyra Assessment Rolls, following which Trustee DePoint moved adoption of Resolution #82-39, attached hereto regarding the above; Trustee McGrath seconded. All voted "aye," carried.
- Resol. #82-39: Trustee Hays motioned adoption of Resolution #82-40, attached hereto, regarding the Village's Chief Fiscal Officer having filed a report of the expenditures from Rev. Shar. Funds and that said report is on file for public inspection. Trustee Rolland seconded, all voted "aye" Resol. #82-40 unanimously adopted.
- Resol. #82-40: Trustee DePoint moved that voucher amounts of \$16,027.01 be authorized for payment which contained three signatures; Trustee McGrath seconded. Upon roll call vote - all "ayes," carried. Abstract #10.
- Voucher Payment: Mayor Wilson said that Wednesdays, from 3-5 p.m. will be set aside for persons to make requests under the "Freedom of Information Act" and citizens' cooperation would be appreciated. Mayor Wilson opened the meeting up for citizens' questions and general discussion.
- Exec. Sess.: Trustee DePoint moved that the Board exercise Executive Session, at 8:43 p.m., for the purpose of negotiations, personnel and litigation; Trustee Rolland seconded. Upon roll call vote - all voted "aye," carried.
- Re-con/vene: At 9:12 p.m. Trustee DePoint moved that the board emerge from Executive Session; Trustee Hays seconded, all voted "aye," carried. Present: all of the above.

November 15, 1982

Legal Action:

In regular session, Trustee DePoint moved that the Village institute legal action against Delta Electric regarding deficiencies in electrical work provided by them in the renovation of the Village Hall. Trustee McGrath seconded. Mrs. P. Frontuto asked what action the board had taken to rectify the situation and was told by Mr. DePoint that three board members had met with bonding company and Mr. O'Connell's Atty.; had worked on reasonable time-table for Mr. O'Connell to come back and resolve problems and he had not. Mr. Rolland felt that board had made effort to best of its ability. Roll Call Vote on above - all "ayes," carried.

Adjournment:

Trustee Polland motioned adjournment at 9:00 p.m., with time for voucher-signing to follow; Trustee DePoint seconded. All "ayes," carried.

Ethel B. Johnson, Clerk

Resol. #82-39:

"WHEREAS, for several years the Village of Palmyra has found it advantageous to adopt the inside Village Rolls from the Town of Palmyra Assessment Rolls, so that there would be a uniform assessment for the basis of levying taxes with the Town, School and Village, and,

WHEREAS, it is apropos that a Resolution shall be adopted annually so stating that the Village of Palmyra will avail itself to the inside Village/Town of Palmyra Rolls,

NOW, THEREFORE, BE IT RESOLVED, that the Village of Palmyra shall adopt the Town of Palmyra Rolls as of August 1, 1982, assessments on which to base the June 1, 1983, Tax Levy, with adjustments for any fire losses."

Trustee DePoint motioned passage of the foregoing Resolution; Trustee McGrath seconded. Resolution #82-39 adopted.

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Resol. #82-40:

Trustee Hays motioned passage of the following Resolution:

"WHEREAS, the Chief Fiscal Officer of the Village of Palmyra has filed with the Office of Revenue Sharing, a report of the expenditures from Revenue Sharing Funds for the fiscal year 6/1/81 to 5/31/82,

NOW, THEREFORE, BE IT RESOLVED, that a public inspection of the report will be available Monday through Friday, from 9:00 a.m. to 5:00 p.m. in the Village Office, 144 East Main Street, Palmyra, New York, and

BE IT FURTHER RESOLVED, that the Chief Fiscal Officer so publish a Legal Notice in the Village's official newspaper, The Courier-Journal.

Trustee Rolland seconded passage of the foregoing Resolution; Resolution #82-40 unanimously adopted.

\* \* \* \* \*

BOARD OF TRUSTEES

Regular Meeting

December 6, 1982

7:00 p.m.

Present:

James I. DePoint, Esq., Deputy Mayor; Trustees S. G. Hays & R. E. Rolland; and Atty. L. J. Poyzer. Absent: Mayor Mary Lou Wilson (illness); and Trustee M. K. McGrath.

Call to Order:

Deputy Mayor DePoint called the meeting to order promptly at 7:00 p.m.

Sewer Unit Decrease/ Colt:

Mr. DePoint spoke of having received a letter, dated 11/10/82, from Colt Industries (Garlock) in which they requested an adjustment in sewer rates for their Main & Fayette Street plants due to said facilities having been closed. 400 E. Main St. - two and one-half units for which they currently pay \$70.00 - reducing same to one unit (\$28.00) would result in a \$42.00 reduction; the Fayette St. plant contains six and one-half units for which a charge of \$182.00 is assessed - reducing same to one unit (\$28.00) would result in a \$154.00 reduction.

Trustee Rolland moved that sewer rates be reduced as requested to one unit each; Trustee Hays seconded. Discussion. The question was asked if the bldgs. were used for anything and Mr. Rolland said that in the event

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December 6, 1982

the buildings are reopened, Colt would be reassessed at a fair rate. Voting: Unanimous. Carried.

- UR Monies: Mr. DePoint said, as a point of information, that the Board had received a letter from HUD in which they had indicated amount of over \$26,000. had been approved for release to the Village. Treasurer signed vouchers; last stage mechanically - money to be placed in Village's "General Fund" - previously earmarked toward cost of new Village Barns.
- Highway Employee: Upon the recommendation of Mr. R. Smith, Highway Supt., that employee Jeffrey Williams had rec'd a favorable evaluation during his probat. period, Trustee Hays moved that Mr. Williams be appointed on a permanent basis and that his salary inc. be retroactive to 10/25/82. Mr. Hays added that Trustee McGrath was in accordance; Trustee Rolland seconded. All voted "aye," carried.
- Revit. Comm.: Mr. Hays stated that Mr. Vince Vezza of P.E.D.C. would coordinace first meeting of "Revitalization Committee" - and that a full complement exists from all areas.
- Purch.: Mr. Weaver, Cemetery Foreman, shall be coordinating basic functioning system re "purchasing" over winter months.
- Animal Control: Mr. Hays spoke of new forms for Animal Control Officer, based on new fees for dog pickup. He also req. Clk. to replenish Mr. Fisher's supply of report forms. It was stated that letters sent to all reidents around St. Anne's Cemetery re: dogs/chipmunks and damage.
- Flag-pole: Mr. Rolland said that T&H Steeplejack Co. shall try to accomplish Flagpole painting within next two weeks - Flag shall be restored, in any event.
- Zng. & Plng.: Mr. Rolland spoke of his hope to get re-zoning committee together on 1/5 or 1/12/83 - major reassessment of Code. He added that Cemetery would be open for burials until 12/15/82 - Cem. laborers to Highway crew in preparation for winter. Mr. Weaver shall be updating records; year's end maintenance - some vandalism occurred to Cemetery Office, P.D. notified. Brief review of Budget - in order.
- Union Contract: Discussion held on Contract which expires 5/31/83 - contact made by Union - waiting for meeting date after first of yr. Reviewed existing Contract - mtg. to be held among Trustees DePoint, Rolland & Village Atty.
- 12/20/82 Mtg. Trustee Rolland motioned adoption of Resolution #82-42 in which 12/20/82 Board Meeting cancelled due to closeness to Holidays. Trustee Hays seconded; discussion. Mr. Rolland said that workload fairly current; could call Spec. Mtg. if need be. Mr. DePoint said cancellation is typical and requested questions - hearing none, he requested vote on motion. Unanimous. 3 #82-42: Next board meeting - 1/4/83. Resol. att. hereto.
- Evaluations: Mr. DePoint said that all department heads had been asked to complete employee evaluations.
- Lauren. Dr.: No decision from Judge Stiles.
- P.D. Rpt. Nov.: The board having reviewed P.D. report of 11/82, Trustee Rolland moved acceptance of same; Trustee Hays seconded. Voting: Unanimous. Carried.
- Liab.Ins. Resol. #82-41: Trustee Hays introduced Resol. #82-41 and moved its adoption which was authorized by Gen. Municipal Law #52 in 1976 - to expend the sum of \$650. to VanParys Assoc. for Public Liability Officials' Liability Insurance in amt. of \$2 million - one-yr. coverage. Trustee Rolland seconded. Discussion. Contemplated and discussed by board for several years. Company recommended by Conf. of Mayors \$750. for one million; VanParys - \$500. for one million; \$650. for two million; local concern. Mr. DePoint added that two board members who weren't present were known to be in favor of above and called for a vote - voting unanimous carried. Resol. att. hereto.

December 6, 1982

- Vouchers: Trustee Rolland motioned that Deputy Mayor DePoint and Village Treasurer be authorized to pay voucher amounts of \$26,285.70; Abstract #11. Trustee Hays seconded. Voting: Unanimous, carried.
- General Discussion Period: Mrs. P. Frontuto asked about Christmas decorations - Tn./Vill. and was told by Mr. Hays that four new lanterns were Village/Chamber venture - Village took billing - Chamber paid half. Place in budget for next year - also obtain on sale. Mrs. Frontuto asked about park (bandstand) decorations and was told this was done previously, but vandalized.
- It was stated that the Village will be maintaining skating rinks in Village Park & Vienna St. Park. Mr. DePoint said that the Mayor's absence was due to recent surgery and she is recuperating. She is expected back by first regular meeting in January, 1983.
- Recess: Mr. DePoint called for a five-minute recess at 7:31 p.m.
- Re-con/vene: Atty. Poyzer said that Bond Counsel has all the information needed re: financing Vienna Street, however, before he can draw up resolution he needs to know whether five per cent down payment to be paid from current funds or borrowed following which Trustee Hays motioned adoption of Resolution #82-43 authorizing money to be transferred from General Fund in the amt. of \$15,000. - or alternative - borrowing if necessary for the above purpose; Trustee Rolland seconded. Discussion. Mr. DePoint asked citizens if there were any questions, stating that it is necessary to put up some money as a down payment on highway portion only re: Vienna Street. It is believed that money remains in street repair fund. Mr. DePoint called for a vote which was unanimous, carried. Resol. att. hereto.
- Delta Elec.: Mr. DePoint said that lawsuit had been commended re: Delta Electric (Contractor for Village Hall) per board vote.
- St.Assist. re: Fire Code, etc.: Trustee Rolland motioned that the Clerk be authorized to submit an application for "State Assistance for Fire and/or Building Code Administration and Enforcement Activities." Trustee Hays seconded. Discussion - Village of Palmyra entitled if qualified; amount of funding unknown. Mr. DePoint asked for questions from citizens - when there were none, he called for a vote which was unanimous, carried.
- Exec. Sess.: At 7:45 p.m. Trustee Hays moved that the Board exercise Executive Session for litigation and personnel purposes. Trustee Rolland seconded, unanimous - carried.
- Reconvene: The Board emerged from Executive Session at 8:32 p.m. upon a motion by Trustee Hays; Trustee Rolland seconded. Voting - unanimous, carried. Present: Deputy Mayor DePoint; Trustees Hays and Rolland and Atty. Poyzer.
- Adjourn: Trustee Rolland moved adjournment immediately following Executive Session; Trustee Hays seconded. Voting - unanimous, carried.

Ethel B. Johnson, Clerk

**AFFIDAVIT OF PUBLICATION**

OF NEW YORK, }  
of Wayne, } ss:

Rosalie J. Mouton  
....., being duly sworn,  
deposes and says that he is the foreman of  
the Timesaver Advertising

BOARD OF TRUSTEES  
December 27, 1982

5:30 p.m.

Special Meeting

Present: James I. DePoint, Esq., Deputy Mayor; presiding; Mayor Mary Lou Wilson; Trustees R. Rolland, S. Hays & M. Kay McGrath; and Atty. L. J. Poyzer.

Call/Purp. of Mtg.: Deputy Mayor DePoint called the meeting to order at 5:30 p.m., stating purpose of same - 1) Action on continuing plans re: Vienna Street; and 2) Voucher approval for payment.

Atty.Poyzer: Ms. Poyzer spoke of need to acquire easements re: Vienna Street - south side of Vienna; south line of existing sidewalk bk. to approx. 5' to allow regarding of drive to be compatible.

Lozier's Rep.: Mr. R. Washburn, representing Lozier Engineers, specified area - between Johnson St. and Cemetery where driveways go up steeply to edge of sidewalks - difficult to negotiate sidewalks; easier for residents to get into driveways, avoiding complaints of dragging. Mayor Wilson asked number involved and was told "15." Mr. Washburn said reducing grade would give drainage - driveways bad now, would be worse if not remedied. Short discussion on obtaining easements; condemnation; Atty. Poyzer said those involved are individual land owners. Mr. Washburn brought maps to substantiate Lozier's position.

Easements:

Trustee McGrath said "6 ft." from sidewalk line, not "5 ft." Mr. DePoint felt this could have been accomplished at 1/4/83 board meeting; Mayor Wilson questioned "Ambulance" property. Discussion held on storm drain on "Ambul." prop.; Mr. Washburn said new curb could be placed from edge of limit of street right-of-way; Mayor Wilson asked about improvement to "Ambul.: prop. Atty. Poyzer spoke of south side of Prospect Dr., going up hill which she thinks is Village prop. (location of "Trowbridge" property). Mr. Washburn identified prop. as "across from Garlock gate;" re: Kent St. easement, Mr. Washburn said that this street is narrow and crooked.

Motion: Mr. DePoint asked for a motion to obtain necessary easements - Trustee McGrath motioned that Village Atty. try to obtain the necessary easements for south side of Vienna; northwest corner of Mill and west side of Kent St. - and to check into southeast corner of Prospect to see if same is Vill. prop. Trustee Hays seconded. Discussion. Mayor Wilson wanted to know if costs included in the project to which Mr. Washburn stated that "Mill & Prospect are." Talk of charging to water fund; Mrs. McGrath said that Kent would not be. Atty. Poyzer asked about storm drain on Kent; Trustee Rolland said Kent "strictly a highway." Vote on motion - Trustee Hays, McGrath, Rolland, "ayes," Deputy Mayor DePoint and Mayor Wilson, "ayes." Carried.

Motion to Bid: Trustee McGrath motioned that the board publish for bid the proposed Vienna Street reconstruction and water line replacement to include the alternate of Prospect Dr. and resurfacing of Kent and Throop Sts. Trustee Rolland seconded. Discussion. Trustee Rolland, in review, spoke of bidding alternately for part of Prosp. Dr., Kent & Throop Sts. Trustee McGrath said alternate on water; resurface ONLY Kent & Throop St. - main pt. of water on Vienna St. Roll Call Vote: Trustees Hays, Rolland, McGrath & Mayor Wilson - "ayes," Deputy Mayor DePoint - "nay." Carried by majority.

Voucher Payment: Trustee McGrath motioned that voucher amounts of \$16,281.11, Abstract No. 12, containing three signatures be approved for payment; Trustee Hays seconded. All voted "aye," carried.

Bond Resol.: Mayor Wilson asked Atty. Poyzer about bond resolutions re: Vienna St. and Ms. Poyzer said that she assumed they would be ready by next meeting.

Adjourn: Trustee McGrath moved adjournment at 6:00 p.m.; Trustee Rolland seconded. All voted "aye," carried.

Ethel B. Johnson, Clerk

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