

BOARD OF TRUSTEES
5/1/89

Regular Meeting

7:00 p.m.

PRESENT: Mayor James Elliott, Trustees P. Frontuto, D. Wooden, D. Pope, III & C.D. Gilmore and Attorney John Nesbitt.

CALL TO ORDER Mayor Elliott called the meeting to order at 7:00 p.m.

MINUTES 4/17/89 Trustee Frontuto moved to accept the minutes of April 17, 1989 as written. D. Wooden seconded. Voting "aye" were Trustees Frontuto, Wooden, Gilmore and Mayor Elliott. Motion carried.

CEM/PKS R. Weaver stated how busy he is right now. A friend donated 35 scotch pine seedlings which are now on Prospect Hill and in Cemetery.

ASCAP P. Frontuto stated we have recieved an executed copy of ASCAP contract, which we will file. There is a bicentennial committee meeting this Wednesday.

AGENDA ADDITIONS Mayor Elliott requested to add the following items to the agenda:
1. motion to establish a park reserve fund
2. tax warrant & tax resolution
3. J. Rigney's tree
4. Letter of resignation from M.L. Wilson
5. Letter from Historic Palmyra
6. Bond Anticipation note
Trustee Frontuto moved to add these items to agenda. D. Gilmore seconded motion. Voting "aye" were trustees Frontuto, Wooden, Gilmore and Mayor Elliott. Motion carried.

Trustee Pope arrived at 7:10 p.m.

ANIMAL CONTROL Trustee Gilmore spoke to J. Baynes re paperwork for animal control. We need Agricultural and Markets Law. J. Baynes will try to acquire one. There is a police officer who has one in Macedon and he will be working with our new animal control officer.

ANTS IN VILL HALL There is an ant problem in the Village Hall. We have an estimate from Rentokil for \$155.00. Trustee Gilmore moved to accept proposal for \$155.00 from Rentokil. Trustee Frontuto seconded motion. Motion passed unanimously.

SIDEWALKS HGHWY D. Wooden stated there are several sidewalk requests. There is no money in budget until June for sidewalks. According to D. Wooden, the first priority in June is Foster St. to get sidewalk and curb in. P. Retan will be out for a while after his recent knee surgery. S. Smith is on vacation, so we're shorthanded this week.

WATER BREAK Mayor Elliott mentioned the highway will be working on a ruptured service on Gates St. tomorrow. Two houses, (3-families) are out of water. The problem should be fixed tomorrow.

PLANNING/ZONING D. Pope mentioned the letter from Mary Lou Wilson stated she is resigning from ZBA effective immediately. Need to appoint new member. Trustee Pope moved to accept M.L. Wilson's resignation. P. Frontuto seconded motion. Motion passed unanimously.

LIST OF H. Kruger stated he would like the old backhoe

SURPLUS

removed from surplus list, so it can be utilized by the sewer plant. R. Weaver would like the brush cutter removed from list, so his department can use same. J. Elliott mentioned third item to be removed - Sliding glass doors. H. Kruger was storing for Rotary Club and F. Huff didn't realize and put on list. J. Elliott moved to remove these three items from surplus list. P. Frontuto seconded. Motion passed unanimously.

RAW WATER INTAKE CONE CLEANING

H. Kruger mentioned that the Village of Newark is having the intake cone of their raw water line (Canandaigua Lake) cleaned. Would be advisable for us to do the same, to cut cost. It would be \$300. to do at same time or \$500 to do separately. Haven't had cleaned in many years. Mayor Elliott moved to ask Newark to get definite proposal with the dollar amount to clean both municipalities, including before and after pictures. D. Wooden seconded. Motion passed unanimously.

NATL WATER WEEK

H. Kruger will be at Wegmans in Newark tomorrow between 10:00 and 12:00 with water samples for people to sample and judge. Other towns that will be there include Newark, Ontario, Williamson, Savannah, Lyons and Sodus. The winner will go to the 5-county sampling at Eastview Mall on Friday.

SECONDARY DIGESTOR

Received quotes from Waste Stream Environmental, Inc. to have secondary digester cleaned out at sewer plant. Received two proposals. Discussion was held. H. Kruger would like to go with Proposal #2 and commence work on June 18th. Mayor Elliott moved to accept Proposal #2 and secure dates for same. P. Frontuto seconded motion for discussion. Discussed dollar amounts. J. Elliott withdrew motion until discussed with attorney Nesbitt.

CITIZEN PETTENGILL

D. Pettingill approached board re: the new parking ordinance. Has caused a dilemma at his residence (302 E. Foster). He doesn't have a driveway presently, but is planning on putting one in next year. There is 2-1/2' of asphalt between the sidewalk and gutter (no curb) where he has been parking in the past. D. Pettingill requested to be able to park there until next year, when he puts in driveway.

J. Nesbitt arrived at 8:00 p.m. When parked legally in road, it causes a hazard for traffic, which D. Dalton agreed with. There is another problem with this village law on Throop St. J. Nesbitt said we might want to amend law with variance procedure. P.D. will not give Pettengills' tickets until next board meeting, when matter is resolved. D. Pope moved to table this until next board meeting. D. Wooden seconded. P. Frontuto abstained, all others votes "aye". Motion carried.

SISTER CITY

J. Elliott was approached by Garth Seastrand and Bert Lynn re: becoming a Sister City with Oberammergau, Germany. When Oberammergau was spared from the Black Plague, the people promised God they would stage a passion play every ten years to thank God for saving their village. Matter tabled.

MEMORIAL DAY PARADE

Received letter from American Legion requesting ok for parade on 5/29 at 9:00 a.m. D. Gilmore moved to accept their request. P. Frontuto seconded. Motion carried unanimously.

WCVOA
DINNER MTG

Newark hosting dinner meeting May 17th at Castelli's in Newark. P. Frontuto moved that anyone wishing to attend be authorized to do so. D. Pope seconded. Motion carried unanimously.

AB#23

D. Pope moved that the treasurer be authorized to pay all vouchers on AB#23 including vouchers 1075 - 1116 in amount of \$77,544.76 on which appear three signatures. P. Frontuto seconded. Motion carried unanimously.

FAIR FUNC-
TIONS

Received request from fair association for numerous functions to be held. They do not need approval for fair. August 6th - Western Jamboree from 1-9 p.m. August 19th - Kiddie Parade (forming at Birdsall Pkwy, left on Jackson, then into the main gate of fairgrounds. September 30th - Wayne County Realtor's Board Auction. Board discussed traffic for kiddie parade. Too much traffic. Street would have to be closed down, wouldn't take long. D. Dalton said P.D. could handle. D. Pope would like to table, until D. Dalton has opportunity to talk with people from fair association.

FAMILY
STAT.

J. Nesbitt said month to month contract with Family Stations re: antenna has been terminated. This item should be removed from agenda.

VILLAGE
LOGO

Need ideas, prizes or whatever re: the village logo. Tabled until next meeting.

CROP
WALK

Committee received permission from contractor to go over Maple Ave. bridge for crop walk. Contractor's decision because they were awarded bid and now has possession of same.

OLD FIRE
TRUCK

When new firetruck arrives, an old one will become surplus. East Palmyra is interested in purchasing same. East Palmyra does assist Palmyra at times, so tanker could still be used for Palmyra fires. R. Ruebens to get independent appraisal for firetruck and write to East Palmyra asking them to make offer.

PK RESERVE
FUNDS

J. Elliott stated the village has received a check from D. Triou, in lieu of park land. J. Elliott moved adoption of the following resolution:

Be it resolved that the board of trustees of the village of Palmyra does hereby establish a reserve fund titled "Dedicated Park Land and Capital Improvement Fund". Said fund to receive funds under the Subdivision Ordinance and other funds as allotted. Funds and income to be expended only for the acquisition of Village park land or capital improvements in a Village Park. Said expenditure subject to permissive referendum under New York State village Law.

P. Frontuto seconded. Motion passed unanimously.

RIGNEY'S
TREE

Mrs. Branch was in V. Hall to complain about the tree in creek on Brookside Terrace. J. Elliott said we wrote J. Rigney last year telling him to remove and clean up same or Village would do so and charge him. J. Nesbitt to research.

F.D. TRSNFR

R. Ruebens requested budget transfer of \$1,000. from A3410.427 (equip. parts/rprs) to A3410.424 (auto parts/rprs). D. Pope moved to do same. D. Gilmore seconded. Motion passed unanimously.

HIST. PAL

Received letter from Historic Palmyra requesting the Village repair some areas between the sidewalk and curb on Market Street in front of their properties. Some areas have gravel, nothing will grow. In section of Village right-of-way. The Village has topsoiled that in other areas. One of the areas the Village dug two years ago, and backfilled with gravel. D. Wooden to take a look at it.

BOND ANTIC.
NOTE

The Ban sale is due at end of the month. With the interest, we owe \$317,640 at the end of the month. Principle - \$300,000. Original discussion when project was starting was that it would be paid off by reserve and funds on hand. We thought we would have enough. Presently, Capital Project CD - \$114,604.29 and Operating Funds - \$30,000. Balance needed to retire debt - \$173,935.71. Reserve Funds - \$186,125.70. If we use reserve funds, the balance left as of 5/31 would be \$12,189.99. The new budget has money going into reserve fund, which would raise it back up to \$72,689.99 plus interest at the end of the next fiscal year. J. Elliott would like to pay it off and get it over with. P. Frontuto moved to table until next board meeting. D. Pope seconded. Motion passed unanimously.

BUDGET

D. Pope proposed some changes to budget. End result is instead of having a tax levy of \$14.70, it will be \$14.77. Only \$.01 higher than last year. P. Frontuto would rather have tax levy stay the same. D. Pope would like to put an extra \$35,000 into contingent acct. We can later make changes, if we have money in contingent account, we wouldn't be using up the reserves. P. Frontuto disagrees with putting into contingent account, doesn't feel we need that much money.

D. Wooden said he had no problem with the \$.01 increase, but doesn't feel we need to purchase new police car and new weapons for P.D. D. Gilmore agreed.

D. Pope moved to pass the following resolution:

Be it resolved that there be levied and assessed against the real property of the Village of Palmyra the following sums for village government and other charges for the fiscal year 1989-90 a tax rate of \$14.77 per thousand of assessed valuation:

Tax Rate Calculation:

General Fund Tax Levy - \$607,690 X \$1,000

Assessed Valuation \$41,153,440

The addition of delinquent water rents and charges of \$4,012.40 and sewer rents and charges of \$5,972.76 and charge for services of sidewalks of \$96.00 for a total revenue of \$617,771.16.

J. Elliott seconded for discussion. D. Gilmore is uncomfortable adopting this budget, but is pleased that tax levy only went up \$.01. He feels the Highway Dept. needs new truck. Voting "aye" were Mayor Elliott, Trustees Frontuto & Pope. Voting "nay" were Trustees Gilmore and Wooden. Motion carried.

TAX WARRANT

D. Pope authorizes J. Elliott to sign a tax warrant to the treasurer of the VOP to collect \$10,081.16 which is the amounts we added to tax roll. (relev. wa/se and unpaid sidewalk) and that the mayor is to

direct the treasurer to collect these amounts between 6/1/89 and 7/1/89, thereafter an additional charge of 5% for the first month increasing by 1% per month until the taxes are turned over to the County November 1, 1989. D. Pope moved to adopt the resolution. P. Frontuto seconded. Motion carried unanimously.

P.D.

The State Police and Sheriff's Dept. are ready to assist with Canaltown Days this year. The Health Fair went well with the P.D. fingerprinting the kids. Sgt. Coleman and Officer Ron Hall should be commended for their participation in same. D. Dalton is now radar certified.

NEW P.D.
CAR

For discussion J. Elliott moved that Chief Dalton be authorized to order 1989 Chevy P.D. car at state bid price, car to be equipped with light bars, siren PA system and a cage. D. Pope seconded. D. Gilmore asked what we are to do other 2 cars. D. Dalton said the oldest one (1985) has 62,000+ miles on it. We are using that instead of paying mileage for employees attending school, etc. D. Dalton has gotten a price of \$2,400 for the 1987 car. Whenever we're ready to sell, let him know. D. Dalton said it is a lousy running auto. The P.D. does not drive that car unless they have to. Voting "aye" were Mayor Elliott, trustees Frontuto and Pope. Voting "nay" were trustees Gilmore and Wooden. Motion carried.

TAXI
STAND

Elaine Hartnagle brought up getting something done in front of the Taxi Stand. Every morning cans, bottles, etc. D. Dalton said when we have the manpower, we will be doing footpatrol.

EXEC. SESS

J. Elliott moved to go into Executive Session at 9:50 p.m. for matters of personnell with Chief Dalton. P. Frontuto seconded. Motion carried unanimously.

D. Pope moved to emerge from Executive Session at 10:47 p.m. Seconded by J. Elliott. Motion carried unanimously.

HIRE NEW
PATROLMAN

J. Elliott moved that the Village Board authorize the provisional appointment of James C. Hall as patrolman subject to receiving a list of eligibles from Wayne county civil Service containing his name, and same becoming one of top three on list. Said appointment to be effective 5/10/89. D. Pope seconded. Motion carried unanimously.

ADJOURN.

D. Wooden moved to close the meeting at 10:48 p.m. D. Gilmore seconded. Motion carried unanimously.

Kerry K. Elvin
Deputy Clerk

000229

BOARD OF TRUSTEES

Regular Meeting

5/15/89

7:00 p.m.

Present: James G. Elliott, Mayor; Trustees Penelope K. Frontuto, Charles D. Gilmore, & Daniel S. Pope III, Daniel E. Wooden. Absent: Vill. Atty., J. Nesbitt.

Moment of Silence: Mayor Elliott requested that a moment of silence be observed in remembrance of Mrs. Lois Lynch, 413 Fayette St., who passed away on prior Sunday. He stated that Mrs. Lynch had been active in community affairs and had been interested in Village government. attending many VB mtgs. over period of yrs.

Agenda

Additions: Trustee Frontuto moved that Agenda additions include Nos. 1-6 (Assessor's resignation for 24-hr. period; the above Moment of Silence; Citizen Chase's req. for 'no parking' on Tremont St.; Appreciation Letter frm. Ms. Ann Guest; Voucher Nos. & amt. & "Critical Drivers' Program"). Trustee Wooden seconded. Voting "aye" were Trustees Frontuto, Wooden, Gilmore & Mayor Elliott. Carried.

Trustee Pope arrived following VB action on Agenda Additions, above.

Citizen

Pettengill: Mrs. Linda Pettengill's appearance before the Bd. was a 'carry-over' the Mayor sd., re the Bd.'s adoption of LL#2, 1989 ("Parking Prohibited" on Village streets between pavement edge & sidewlk. or on streets without public sidewlks., 5' frm. pavement edge). The Pettengill's future plans are to build a driveway, however, presently they are in violation of sd. LL - VB was to have looked over the parking situation at their E. Foster St. residence. Mayor Elliott spke. of street 'widening out'.....of parking up to curb-line and Chief Dalton's opinion that it wld. be legal to park up to that spot due to unusual circumstances. Mrs. Pettengill agreed to the foregoing.

F.D.:

Mr. C. Forman, who is one of three Fire Dept. Commissioners, approached the VB re sale of "21" fire truck as new truck to arrive end of June/1st of July (sooner than anticipated, per Mayor); Mr. Forman sd. that the Commissioners had researched and on behalf of the Commissioners recommended that above-mentioned truck be sold for amt. of \$7,000.-\$8,000. Monies wld. be placed in "Truck Fund," he said. Mayor & Trustee Frontuto spke. of East Palmyra's interest in purchasing sd. truck.

Mr. Forman stated that the Fire Dept.'s ball field had been maintained by Firemen for many yrs. In prior yrs. 'snow fence' had been used around ball park....now that many other organizations use sd. field, F.D. wld. like to replace 'snow fencing' wth. something more permanent - he described fencing (determined to be 'welded wire' & pressure tested wooden posts which may be obtained @ Agway) - F.D. wld. place fence & maintain; he asked if VOP wld. be willing to absorb cost of \$400. - if more, F.D. wld. pay, he sd. VB discussion included metal posts as opposed to wooden posts - tabled until nxt. VB mtg. (6/5/89) so that F.D. budget is reviewed. Mr. Forman pointed out that if fence/posts exceed \$400. amt., F.D. wld. pay difference. Trustee Gilmore spke. of need and number of persons using field.

Nolan & Brooks:

Mr. R. Nolan submitted copy of Minutes frm. Macedon Planning Bd. mtg. in which "conceptual approval" rec'd for construction of houses on west side of