

VILLAGE OF PALMYRA BOARD OF TRUSTEES

REGULAR MEETING

3-15-93

7:00 P.M.

**PRESENT:** Mayor James G. Elliott, Deputy Mayor Thomas N. Lynch, Trustees Daniel E. Wooden, C. D. Gilmore, Kathleen Drews.

**CALL TO ORDER:** Mayor Elliott called the meeting to order at 7:07 p.m. Guest Angela Dean from the NYSEG.

**NYSEG:** Angela Dean, Electrical Marketing Representative for Industrial and Municipal Energy spoke to the VB about rebate programs, stating that the NYSEG, at this time, was not building anymore energy producing plants which is why there is a rebate program. NYSEG wants to be in the public eye and work with the Village explaining her visit to the board meeting.

Mayor Elliott noted that the VOP is spending approx. \$70,000 for street lights and the VOP was having the old bulbs changed to high pressure sodium. Mayor Elliott noted that the VB would like to look at the VOP as a whole at which A. Dean noted that the NYSEG had maps which can show where the lowest wattage areas are in the VOP with regards to lighting. There are no meters on any particular lights in the VOP. Deputy Mayor Lynch noted that although lights are out on poles the VOP is still being charged. A. Dean noted that when a light on a pole goes out a call should be made immediately to NYSEG or the VOP pays for the out time. The NYSEG repair people will respond within 3 business days or give the VOP a credit. A. Dean noted that the rebate is still in effect but is less from last year.

**CONDOLENCES:** Trustee Gilmore requested a moment of silence for Mr. Theodore Veit of Crescent Drive, Palmyra, who had recently passed away. Mayor Elliott added Mrs. Mary Jane Patridge who with her husband Jim, owned and ran "Jim's Sports", Mrs. Patridge passed on over the weekend. Both will be deeply missed.

**MINUTES:** Trustee Gilmore moved to approve the minutes of 2-16, 2-25, 3-8, and 3-1-93 with a minor correction to Page 3 changing re to ie sectioned by Mayor Elliott, vote, 5 ayes, **CARRIED.**

**MAYOR ELLIOTT REPORTS:**

**NYCOM-JUNE MEETING:** Mayor Elliott reported that the June meeting registration can be sent in by the end of April for a savings. Mayor Elliott moved that any VB members and the Vill. Attorney be allowed to attend, seconded by Trustee Gilmore, vote, 5 ayes, **CARRIED.**

**ELECTION ANNOUNCEMENT MADE THAT THE VILLAGE ELECTION IS STILL ON FOR MARCH 16, 1993, AT THE PAL-MAC HIGH SCHOOL EVEN THOUGH THE SCHOOL IS CLOSED.**

**WCVO:** Mayor Elliott reported that the March WCVO meeting will be held in Sodus. Mayor Elliott moved that the VB and the Village Office Personnel be authorized to go to the WCVO MEETING, seconded by Trustee Gilmore, vote, 5 ayes, **CARRIED.**

**SEWER OUT DIVISION STREET POSSIBLE PROPOSAL FROM TOWN OF PALMYRA:**

Mayor Elliott reported that a letter had been received from Supervisor Lyon of the TOP indicating an interest in hooking to the VOP sewer line out Division St. and North Creek Road and water. Mayor Elliott noted that the VOP has the capacity and all agreed that it would be a good idea to set up a time to meet with the TOP board on this 1/2 hr. before our meeting or their meeting. Trustee Gilmore noted that the VB should talk to each wanting to work with the TOP, ie TOP willingness to work out drainage in the SE corner of the VOP. Deputy Mayor Lynch noted that the TOP meets 2nd and 4th Thurs. of each month. Could have meeting at 6:30 vs 7:00 p.m. at the TOP or the VOP board meetings. Trustee Wooden suggested that this should be discussed at an open board mtg. and the VB should know how many houses,

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how much water, how much sewer, and who would be hooking up. Mayor Elliott noted that he would speak to D. LYONS and set up a mtg. It was also noted that if the TOP was willing to work out Maple and Division and water at N. Creek this would be cost effective.

**BUDGET TRANSFERS:** Mayor Elliott moved to allow the treasurer to make the following transfer of \$3,000 from acct. 8810.1 cemetery salary to 8810.4 cemetery miscellaneous and contractual to cover overage, seconded by Trustee Wooden, vote, 5 ayes, **CARRIED.**

**ISO MEETING:** Mayor Elliott announced that a mtg. with the ISO representative would be at the Vill. Hall to meet with FD repres. Water Dept. and Vill. repres., Monday morning, March 28, 1993, at 9:00 a.m.

**DEPUTY MAYOR LYNCH REPORTS:** O. Sniedze, who is doing the Village Storm Drainage Study has not responded to date.

**SNOW REPORT ROADS AND SIDEWALKS:** Deputy Mayor Lynch noted that all crews were working on Main Street clearing snow. Snow on the sidewalks is a problem for school to open. Deputy Mayor Lynch noted that, at this time, the Village has no way to do the sidewalks. R. Weaver will check into a small tractor and plow to do sidewalks. Dr. Tobin, Super. of Schools, was the complaintant along with many other village residents. Mayor Elliott suggested that the village should try to do at least 1 side of the sidewalks. Dr. Tobin is concerned with the Elem. students walking to school. Trustee Wooden suggested looking into borrowing Macedon's plow. It was announced that the C&P DEPT. was doing the corner of Can. and Jackson Sts.

**PARK AND CLUB ROOMS:** Deputy Mayor Lynch reported that a letter had been received from the Free Methodist Church of Macedon asking to use the P&C Rooms for Sunday nights from 7:00 to 9:00 p.m. for church services. Trustee Wooden moved not to allowed such church services seconded by Mayor Elliott, discussion, Attny. Nesbitt stated that once an a denominational service is allowed to occur than all requests of that nature from and church group could be allowed and it was not a good practice to begin. Vote, 5 ayes, **CARRIED.**

A note will be written by the Vill. Cl. concerning this decision to the Free Methodist church.

**ABSTRACT #20:** A motion was made by Mayor Elliott to allow the Treasurer to pay the vouchers 931 through 976 on Abstract #20 which have the signatures of three (3) VB members, seconded by Trustee Wooden, vote, 5 ayes, **CARRIED.**

**RESOLUTION FOR MAINTENANCE OF WATER MAINS AND APPURTENANCES FROM NYS DOT RESOLUTION ON THE ROUTE 21 BRIDGE AND WATER LINE:** A motion was made by Mayor Elliott and seconded by Trustee Wooden to accept the following resolution and authorize the Mayor to sign said resolution:

Whereas, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of Route 21 bridge over Walker Road and Conrail, Village of Palmyra, Town of Palmyra, Wayne County, P.I.N. 4084.14, and

Whereas, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the relocation of the water main, valves, fire hydrants and water services, south of the Conrail tracks, pursuant to Section 10, Subdivision 24, of the State Highway Law, as shown on the contract plans relating to the project and

Whereas, the service life of the relocated and or replaced utilities has not been extended and

Whereas, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans relating to the project.

Now, therefore,

Be it resolved: That the Palmyra Village Board approves of the relocation of the water main, valves, fire hydrants and water services and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Village of Palmyra will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans.

Be it further resolved: That the Clerk of the Palmyra Village Board is hereby directed to transmit five (5) certified copies of the foregoing resolution to the State Department of Transportation.

Vote taken, 4 ayes, Deputy Mayor Lynch was out of the room.

TRUSTEE DREWS : Nothing to report.

TRUSTEE GILMORE REPORTS:

AGREEMENT TO EXCEPT REFERRAL AND REVIEW OF CERTAIN LOCAL ZONING AND SUBDIVISION APPLICATIONS: Trustee Gilmore discussed this agreement from the Wayne Cty Planning Board and asked Atty. Nesbitt for his legal opinion on whether the VOP should enter into this agreement. Atty. Nesbitt reviewed and explained the the agreement saying that if not executed, people would have to wait for approx. (1) month to get their permit and this would allow the VOP to carve out a group of items that do not need county approval.

A motion was made by Trustee Gilmore to allow the VB to approve the contract for Except Referral and Review of Certain Local Zoning and Subdivision Applications, seconded by Trustee Wooden, vote, 5 ayes, CARRIED.

NEWLY ELECTED OFFICERS FOR THE FIRE DEPARTMENT: Trustee Gilmore congratulated and read the list of newly elected officers for the Fire Dept. Trustee Gilmore noted that a Fire Dept. crew was standing by during the emergency snowstorm and noted that there are many great things in VOP and dedicated people in the Fire Dept. "There are many good people out there."

LOCAL LAW #4, 1993, NO RESIDENCE ON FIRST FLOOR OF C-1 DISTRICT. A motion was made by Trustee Gilmore and seconded by Trustee Wooden, to hold a public hearing on LL#4, 1993, at 8:00 p.m. on April 5th, 1993, at the regular VB meeting, vote, 5 ayes, CARRIED.

FIRE DEPARTMENT APPLICANTS: Trustee Gilmore moved to approve the applications received for Fire Dept. Membership with a successful physical examination with the Village Dr., seconded by Trustee Wooden, vote, 5 ayes, CARRIED.

DAVE DENNIE, COACH RODMAN, AND COACH HABECKER WEEK: A motion was made by Trustee Gilmore and seconded by Trustee Wooden to proclaim the week of March 28 through April 3, 1993, Dave Dennie, Coaches Rodman and Habecker week. Discussion noted that all were Palmyra residents, vote, 5 ayes, CARRIED.

TRUSTEE WOODEN REPORTS: MACEDON WATER CONTRACT: Trustee Wooden noted that it was with Ed Bastian of the Town of Macedon at this time.

MHPC: Trustee Wooden inquired as to the opinion of the VB whether to pursue MHPC or not. Trustee Wooden noted that making more phone calls to references at this time was not cost effective.

Mayor Elliott stated he would like to see what the VOP W/WW can do to save money. Mayor Elliott suggested a DPW as an option after finding out the exact amount of money saved with MHPC and comparing it to what the VOP can do in house. Trustee Gilmore noted that he liked the MHPC idea.

**LL#4, FIRST FLOOR RESIDENCE IN C-1 DISTRICT:** R. Reinwald asked what the procedure to approval of this LL was. Mayor Elliott explained that a public hearing would be held and the vote would be done at the same meeting, which is not mandatory but the usual course of events.

It was noted that areas involved would be Main St. to Old Garlock bldg., Market to the Place and Fayette to Palmyra Hardware, Cuyler to Atty. Nesbitt's Office, and Big M.

**SIDEWALKS:** J. Churchill asked the VB is there was an ordinance that the home owner is responsible for their sidewalk. The VB was quite sure there was. Mayor Elliott noted that he had spoken to Dr. Tobin, School Superintendent, and explained that with this kind of snow many were not capable of shoveling even those who usually do shovel. Mayor Elliott explained that the residents are responsible for their sidewalks, however, Atty. Nesbitt added that the ordinance does not enforce a civil liability the VOP is still responsible. A penalty can be given and a ticket to appear in court. The VB could pass a LL making the homeowner responsible with civil liability making the homeowner's insurance covering a problem. Trustee Drews asked if the VOP could do the sidewalks in the school district. Deputy Mayor Lynch responded that there was not funds or manpower and the VOP is not responsible to provide.

**COMMENDATIONS:** E. Hartnagel commended all the VOP crews with the recent snow storm by saying, they have done a great job, considering what we had, they (Village Crews) have done wonders.

**GEORGE KACHEL:** Deputy Mayor Lynch announced that George was in the hospital with an injured back.

**EXECUTIVE SESSION:** Mayor Elliott moved to go into Executive Session at 7:58 p.m. for matters of personnel with the Village Attorney present, seconded by Deputy Mayor T. Lynch, vote, 5 ayes, **CARRIED.**

A motion was made by Trustee Drews to leave executive session at 8:52 p.m. seconded by Trustee Gilmore, vote, 4 ayes, Dpty. Mayor Lynch out of the office, **CARRIED.**

**WORKSHOP DISCUSSION ON MHPC AND DPW:** MHPC discussed whether interested in pursuing or not? Trustee Wooden noted that if hired MHPC might work very well with a DPW. Opinions on pursuing MHPC were taken Mayor Elliott and Dpty. Mayor Lynch **NO.** Trustee Gilmore and Trustee Wooden, **YES.** Trustee Drews would like to **wait and check out** MHPC more. Trustee Wooden said, "Let's have a plan".

Mayor Elliott noted that the DPW idea had been advocated for a long time. Trustee Wooden inquired about the union requirements in this area. General discussion was on the number of people working now including supervisors. How many people may be eliminated and who could do what. It was noted that it could be possible and necessary for only 1 person to have an operator's license at the W/WW and could tell others what buttons to push and Mayor Elliott and it said that as MHPC proposed 1 man 1/2 day could take care of the W/WW. Hiring an outside Superintendent was discussed. It was discussed that the VOP opinion should be considered and people should be spoken to.

Trustee Wooden noted that if MHPC was hired they may work very well with a DPW.

ADJOURNMENT: A motion to adjourn the meeting was made by Trustee Gilmore at 9:20 p.m. and seconded by Mayor Elliott, vote, 5 ayes, CARRIED.

Respectfully submitted,

Bonnie J. Hays, Village Clerk

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