

VILLAGE OF PALMYRA BOARD OF TRUSTEES

Regular Meeting

July 17, 1995

7:30 p.m.

PRESENT: Mayor James G. Elliott, Trustees Ann F. Guest, Kathleen C. Drews, and Daniel E. Wooden. Trustee Frederick Celentano was absense due to vacation.

CALL TO ORDER: Mayor Elliott called the meeting to order at 7:30 p.m. with a moment of silence in memory of Ron VanHout a long time businessman and resident in the Village of Palmyra.

MINUTES: Trustee Guest made a motion to pass the minutes of special meeting 6/20/95 seconded by Trustee Wooden, vote, 4 ayes, CARRIED.

Trustee Wooden moved to pass the minutes of regular board meeting 6-19-95 seconded by Trustee Drews, vote, 4 ayes, CARRIED.

NYCOM CONFERENCE: Mayor Elliott moved to authorized Village Clerk B. Hays, Deputy Clerk K. Elvin, and Treasurer D. Matteson to attend the Clerks' Conference in Lake Placid from Sept. 11 through Sept. 15, 1995, seconded by Trustee Drews, vote, 4 ayes, CARRIED.

ABSTRACT #4: Mayor Elliott moved to authorize the Treasurer to pay vouchers #173 through 220 totalling \$37,105.88, seconded by Trustee Guest, vote, 4 ayes, CARRIED.

TOWN OF PAL. WATER CONTRACT: Trustee Wooden noted that Mayor Elliott and he were to meet with the Town. Trustee Wooden suggested that a Town representative be invited to the next VB meeting.

FLEX PLAN: Mayor Elliott reported that Theresa Northrup, rep. from BC/BS flex plan would be presenting an informational meeting on the flex plan on Weds., July 19, 1995, in the Village Hall, Trustees' Room.

Trustee Guest made a motion to authorize all non-union employees to sign up for the Flex Plan seconded by Trustee Drews, vote, 4 ayes, CARRIED.

PURCHASE OFFER ON SPRING ST. VACANT LAND: Mayor Elliott reported that a purchase offer from Brad Jacobs for \$6,000 had been received. Mayor Elliott noted that he had spoken to Attorney Nesbitt who agreed with Mayor Elliott that the offer should be higher. Mayor Elliott moved to entertain a purchase offer for the appraised value of the land. Motion died for lack of second.

Trustee Drews noted that \$10,500 is too high for the location and size. B. Jacobs noted his intention is to keep his driveways. Mr. Jacobs noted that a lot on Main St. sold for \$6,000 which is why he is offering the \$6,000.

Trustee Wooden moved to counter offer \$8,500 seconded by Trustee Guest, vote, Mayor Elliott nay, Trustees Guest, Wooden, and Drews, aye. CARRIED. 3-1.

Mayor Elliott noted that he would contact the realtor. Trustee Wooden mentioned his understanding that no realtor was involved at this point since a contract had not been renewed. Mayor Elliott noted the clause in the realtor contract which says that 90 days after the lapse of the realtor's contract, should the land be purchased the realtor would still receive comm. on the sale.

WINDOW'S SCHOOL: Mayor Elliott moved that Village Clerk Hays, Depty Clerk Elvin, Chief D. Dalton and PD Clerk, S. Clemons be authorized to attend the windows school for computer programs in Rochester on Sept. 18th, 1995, seconded by Trustee Guest, vote, 4 ayes, CARRIED.

CRIMINAL JUSTICE PROGRAM TRAINING SCHOOL IN ALBANY: Mayor Elliott moved to authorize two police dept. personnel be entitled to go to the training school and the Village would pick up rooms and expenses, Trustee Wooden seconded, vote, 4 ayes, CARRIED.

COURT COMPUTER: Mayor Elliott reported that the memory on the Court Comp. was at capacity and that a repair man had temp. fixed the problem. Need to consider a plan of correction.

HISTORIC PALMYRA TREES: Mayor Elliott reported that a tree had come down in the backyard of Historic Museum at 136 Market St. during the recent storm. R. Weaver had looked at the problem and said he could take down and clean up the fallen tree as well as two others which would need to come down in addition.

Motion was made by Trustee Guest for the Village Crew to cut and remove the fallen trees and bring a report on the other two trees which need to be taken down to determine if the Vill. crew can remove, seconded by Trustee Wooden, vote, 4 ayes, CARRIED.

PARKING BETWEEN THE SIDEWALK AND CURB OR 'ROAD' AREA: Mayor Elliott reported that a local law had been passed and enforcement be suspended. The reasoning for suspension was that there are many areas in the Village where people could not park. Which is why the VB made a temp. decision to suspend. Trustee Guest moved to re-enact the local law and deal with complaints as they come in. Mayor Elliott said there cannot be selective enforcement. Mayor Elliott seconded for discussion only. It was noted that most people park between the sidewalk and curb area for convenience rather than necessity. Trustee Wooden noted that this local law be checked into, with Trustee Guest stating that a ruling be given by the next VB meeting.

FIRE DEPT. APPLICATION OF DEBORAH ROTHFUSS: A motion made by Trustee Drews to accept the application of D. Rothfuss for the Fire Dept. pending a positive physical examine, no second followed, motion died with decision to investigate the needed number of commissioners' signatures.

FIRE CONTRACT WITH MANCHESTER: Trustee Drews would speak to Chief Hickman and get Fire Dept. opinion on this. The Town of Manchester is planning a public hearing.

OVERLAY DISTRICT FOR THE GARLOCK OFFICE BLDG. ON CHURCH ST.:

Mayor Elliott reported that the zoning had lapsed for this property since the bldg. had been vacant for more than a year. Mayor Elliott and Trustee Guest met with the realtor along with the Village Attorney Nesbitt which resulted in a overlay district and overlay area for the Garlock Building. The seller (Garlock) was requesting this overlay district which was the proper procedure stated Mayor Elliott.

Trustee Wooden noted that he thought the overlay district had a primary concern of preserving historic districts where the structure of a bldg. cannot be changed. Mayor Elliott noted that the LL would need to be referred to the County Planning and Planning Board, then to the VB. Mayor Elliott requested a tentative date for hearing. Trustee Guest requested suspending discussion until exec. session. Mayor Elliott said this cannot be done in exec. session. Trustee Wooden noted that a sold sign was in front of the bldg. and questioned why? Mayor Elliott stated that a sale was contingent on overlay district. Mayor Elliott noted that he saw no reason to discourage business and that there could be a problem with a variance. Again Mayor Elliott emphasised the need for the district at Garlock's request which was the proper procedure. Trustee Wooden noted that he would like the overlay to say the historic bldg. cannot be changed. Nothing was done and no second was made for motion on hearing.. Issue tabled.