

BOARD OF TRUSTEES

Special Meeting

May 5, 1982

6:30 P.M.

Present: Mayor Mary Lou Wilson; Trustees James DePoint, Richard Rolland, Steve Hays & Mary Kay McGrath; Jack F. Ryan, Village Zoning Officer & Bldg. Inspector; and Atty. Laura Jane Poyzer.

Moment of Silence: Mayor Wilson requested a moment of silence prior to conducting Special Meeting.

Short discussion held on Executive Session for personnel and pending litigation, however, Board determined to hear Mr. Ryan's report in "open session."

"Landmark Inn": Mr. Ryan stated that report had been received regarding Lozier's recommendations following their external inspection of the "Landmark Inn," also known as "The Palmyra Hotel." Mr. Ryan said that the report contained information that an emergency exists and said structure is an immediate threat to public safety, i.e. southeast corner where brick has deteriorated. Also, that front section - east and west sides of roof overhang - completely deteriorated. Lozier's report/recommendation, with which Mr. Ryan concurred, was to close area on east side of building, placing barricades at curb-line. Barricades should also be placed on west side of building (alley).

A lengthy discussion ensued regarding the seriousness of the problem and the Board's concern for two businesses housed in the Hotel - Drews' Paint Spot and the Lunch-In. Mr. Ryan spoke of previous patch-job repairs and the major structural problems - and Lozier's concern, since they were requested by the Board to inspect said premises - could be liable. Village Board's responsibility, also. Mr. Ryan spoke of Code - one code for new construction, another for pre-existing. Concern was also shown by the Board for approximately ten tenants who presently reside in the "Landmark Inn."

Following discussion of potential danger, Trustee Rolland moved to request the building inspector to direct the Highway Department to erect barricades as recommended by Lozier's report, to direct the Building Inspector to serve a notice upon the building owners to repair the premises and bring it into compliance with the Housing Code, with an order that the premises except for Drews' Paint Spot and the Lunch-In be vacated unless repaired, and also that the Board institute procedures under the Village's "Unsafe Buildings Act" to obtain a court order permitting the Village to repair or demolish the premises if the owners fail to repair it. Attorney Poyzer, referring to "Unsafe Building Ordinance," said it unnecessary to "level" building - building could be repaired, demolished or anything in between. Trustee McGrath seconded, all voted "aye," motion carried. Notice to owner to close down by midnight 5/11/82, following discussion, was moved by Trustee Rolland; Trustee DePoint seconded. Mayor Wilson and all Trustees voted "aye", carried.

Internal Inspect: Concern for an internal inspection of the above establishment was discussed by the Board, following which Trustee Rolland moved that Lozier's be requested to conduct such inspection; Trustee McGrath seconded. All voted "aye", carried. Regarding the cost for same, Mr. Ryan stated that money remained in his budget.

Laurentian Drive: The recurrent water leak on Laurentian Drive was discussed by the Board. Mr. DePoint said that Attorneys Poyzer, Sapienza and himself had met on 5/4/82 for approximately two hours in an attempt to resolve the problem. He said that Attorney Sapienza represents only one of two parties involved and as part of resolution would be payment of \$200. by each party to Village.- would not cost the Village what had been anticipated. Mr. DePoint added that easements would be required from the respective owners.

Mr. DePoint said the offer to owners a generous and advantageous one to all concerned. Solution preferable to turning water off. Trustee DePoint requested authorization from the Board, at the discretion of the Water Commissioner, Mr. DePoint, to continue negotiation regarding the water leak at Laurentian Drive rather

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THAN TO PROCEED AS TO THE PRIOR RESOLUTION (turning water off). With the Board's authorization, Mr. DePoint so moved; Trustee Rolland seconded. All voted "aye", carried. Mr. DePoint promised a full report by next meeting (5/17/82). Mr. DePoint moved that if not in place by next meeting, alternative would be sought. Trustee McGrath seconded; all "ayes", carried.

Executive Session: Trustee DePoint moved, at 7:10 P.M., that the Board exercise Executive Session for the purpose of personnel and pending litigation; Trustee McGrath seconded. All voted "aye", carried.

Re-Convene: At 8:30 p.m., Trustee Rolland moved that Executive Session be ended; Trustee McGrath seconded. All voted "aye", carried.  
Present: Mayor Wilson; Trustees McGrath, DePoint, Rolland and Hays, Mr. Ryan and Atty. Poyzer having departed.

Permanent Appt.: Trustee DePoint moved that Mr. David Dalton, Deputy Police Chief, be appointed on a permanent basis; Trustee McGrath seconded. Roll Call voting as follows: Trustee DePoint - "aye"; Trustee McGrath - "aye"; Mayor Wilson - "aye"; with Messrs. Hays and Rolland abstaining.

Adjournment: At 8:45 p.m. Trustee DePoint moved meeting adjournment; Trustee McGrath seconded. All voted :aye:, carried.

Ethel B. Johnson  
Village Clerk

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BOARD OF TRUSTEES

Regular Meeting May 25, 1982 7:00 P.M.  
(rescheduled from 5/17/82)

Present: Mary Lou Wilson, Mayor; Trustees M. Kay McGrath, James DePoint, Richard Rolland & Stephen Hays; and Atty Laura Poyzer.

Call to Order: At 7:08 p.m., Mayor Wilson called the meeting to order and requested a moment of silence.

5/3/82 Minutes: Mayor Wilson asked for corrections or additions to the Minutes of the Regular Bd. Mtg. on 5/3/82. When there were none, Trustee DePoint moved their acceptance; Trustee Rolland seconded. All voted "aye", motion carried.

5/5/82 Min. - Spec. Mtg.: Mayor Wilson asked if there were any corrections or additions to the Minutes of Spec. Bd. Mtg. on 5/5/82, and a discussion followed. Trustee Hays spoke of "two" sets of minutes in that when Minutes had been mailed, another set was sent in which it was stated that "content" was the same - wording was changed. Mr. Hays said that "barricading" was not a part of Trustee Rolland's resolution regarding the Landmark Hotel. Mayor Wilson said that Minutes should have reflected "corrected" copy; Mr. Hays suggested the taping of Bd. Mtgs., and motioned that Village Attorney read over resolutions, when possible, prior to Bd. Mtgs. Trustee McGrath motioned that the "corrected" Minutes be accepted; Trustee DePoint seconded. The following "aye" votes were registered - Trustee McGrath, Trustee DePoint, and Trustee Rolland. Trustee Hays voted "nay", Passed by majority.

Trustee Rolland: Mr. Rolland said that Mr. John Zea of General Code had attended Zoning Code Revision Committee meeting on 5/13/82, giving much helpful information.

Landmark Inn: He spoke of structural analysis of Landmark Inn, completed on 5/12/82 and that Mr. Ryan was present to report following Monday's legal court action. Mr. DePoint said that Village's position was sustained by Judge Siracuse - returned to Village Zoning Board of Appeals. Mr. Ryan said that a hearing would be held by the Zoning Board of Appeals at 8:00 p.m. 6/03/82. Mr. Foley had requested a "stay" in his request to the Zoning Bd. - it is Village Law for a "stay" to be automatic unless it is not in the best interest as determined by the Zoning Officer, which, he added, he had certified. If Village granted a "stay", could be held liable if something happened to Landmark - New York City has been held liable for not enforcing Building Code.

A lengthy discussion ensued regarding the condition of the Landmark and portions of same being a safety hazard. Mr. Ryan reiterated his former position that front of bldg. is sound and having met with real estate person regarding sale of said bldg. Mr. Richardson said that, from a business standpoint, action could scare prospective buyer away. Mrs. Hartnagel wondered how it could be guaranteed that all of bldg. wouldn't come down if part of it collapsed. Trustee Rolland said it was unknown to Bd. that this bldg. was for sale when action begun. Questions were asked about prospective buyer looking into funds for historic preservation. Mr. Ryan said he had no knowledge of same - that when inspection occurred on 3/27/82, present owner spoke of placing a new roof on bldg. Mr. Hays said that new owner would have to obtain a "Certificate of Occupancy."

Mr. Ryan said that former Sellen Hotel would be opening at the end of June under the name of "Christy's."

- Auction  
5/22/82: Mayor Wilson thanked Mr. Ryan for auctioning off unclaimed bicycles and surplus equipment on 5/22/82 - and that the Village realized over \$1,000. from said auction.
- Mem. Day  
Parade: Mayor Wilson read a communication from Commander A. Woodard of the V.F.W. inviting the Bd. to participate in the Mem. Day Parade at 9:30 a.m. on 5/31/82. Mayor Wilson and Trustees Hays and Rolland will ride in the Parade for which only one car would be needed. Clerk req. to inform Commander Woodard.
- Town  
Historian: Mayor Wilson read a letter from Miss Lorene Warner, Town Historian, in which she requested that the Village Bd. pass the necessary laws to prevent the moving of historic homes out of the Village (an event which recently happened in Marion). A short discussion was held and Trustee Hays commented that a law should not be created that people can't do what they want with their own property - if property is listed in historic records, and people buying it were made aware of restrictions, however, who would enforce same? Trustee Rolland spoke of creating more ordinances - have many already. He also spoke of present restrictions on properties. No action taken.
- NYSEG  
Request: Mayor Wilson read a letter from New York State Electric & Gas Corp. in which they requested breaking the surface of 413, 418, 448, 492 and 3752 Howell St. for the purpose of performing maintenance to gas main. Trustee DePoint motioned granting this request; Trustee Rolland seconded. All voted "aye", motion carried.
- Loc.Law #1  
re: Sewer  
Rate Inc.: Having received notice of filing with the State of New York of Local Law #1 regarding sewer unit rate increases, Mayor Wilson stated that unit rates would be \$28.00 as of 6/1/82.
- Wayne Co.  
"Show  
Off": Mayor Wilson complimented Mr. C. Richardson on the success of the recent WC "Show-Off" at Cty. Highway Barn, for which Mr. Richardson was chairman. Mr. R. Stated that Palmyra contributed five or six booths - hopefully more next year.
- Public Svc.  
Commission: Mayor Wilson read a response to her letter from Senator Kehoe regarding increases in utility rates. Senator Kehoe suggested that the Bd. write to the Public Service Commission in Albany. The Clerk was requested to do so.
- Resol.  
#82-21  
Library: A Contract between the Library/Village was discussed wherein the Village budgeted a stipend of \$10,000. toward the operation of the Library. Trustee Hays motioned that the Mayor be authorized to execute said Contract, moving passage of Resolution #82-21. Trustee McGrath seconded, all voted "aye", carried. Resolution #82-21 attached hereto.
- Resol. #82-22  
Hist.Pal.: An agreement between Historic Palmyra/Village of Palmyra was discussed and the \$2,000. stipend budgeted toward the operation of their three Museums. Trustee McGrath motioned that the Board execute said Agreement and passage of Resolution #82-22. Trustee Hays seconded, all voted "aye", carried. Resolution #82-22 attached hereto.

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WC Village  
Officials:

Mayor Wilson spoke of Mr. D. Walsh of N.Y. Conf. of Mayors having addressed the WC Village Officials' Assoc. at a dinner-meeting on 5/20/82 at Cinelli's in Sodus. Mr. Walsh told of the plight of small Villages, along with an insight into the Governor's budget, etc. Regarding operation of the organization, mailings, representative to travel to workshops, etc., each Village was requested to contribute \$100. Trustee McGrath motioned that the Village of Palmyra expend \$100. for the above; Trustee Hays seconded. All voted "aye", motion carried.

Conf. of  
Mayors -  
6/6-6/10:

The annual meeting of the Conf. of Mayors is scheduled for Grossiners from 6/6-10/82. Mayor Wilson spoke of having been among eight Mayors - only two from villages - invited to meet at the Conf. of Mayors with N.Y. City Mayor Koch on 6/4/82. She added that a National Press Conference will be held following an a.m. meeting, would not want to miss opportunity.

Justice  
Baynes:

Justice John Baynes said that he had requested an appearance before the Board about some misconceptions regarding the role of an Acting Justice upon which the Bd. is deliberating. He said that the need does exist and pointed out the importance of getting a qualified person to fill the position. Mr. Baynes said that an Acting Justice is needed in case of a conflict of interest - close or blood relationship with someone who might come before Justice. Also, Justice is sometimes absent from Village - appointment of Acting Justice would not be a financial burden to Village, having previously paid \$200. He added that Village Ct. brings approx. \$12,000. in revenue, annually, to Village.

Discussion continued when Mayor Wilson said it was legal and that she had said she would appoint one. Trustee Hays spoke of compliance with the law and motioned to set a salary of \$300. per yr. for Acting Justice. Trustee Rolland seconded. Trustee DePoint felt salary of \$300. annually would not attract anyone. Discussion held on disposition fee paid per case, bail forfeiture, etc., and wherever case goes, money does come back to Village. Atty. Poyzer suggesting setting amt. of salary based on time put in, reviewing at end of 90 and 180 days. Trustee Hays amended his motion for "review at end of 90 and 180 days" regarding salary for Acting Justice. If justified, Bd. would increase salary. Trustee Rolland seconded Trustee Hays' amended motion. All voted "aye", motion carried. It was pointed out that applications would be received from men or women.

Fire Dept.:

Trustee McGrath said that it is customary for the Fire Dept. to remove persons from Fire Dept. rolls if they fail to comply with F.D. training regulations - required Bd. action. Trustee DePoint motioned that the following persons be removed: Ms. Cammy R. Weitzel, 236½ E. Main St., Palmyra; Ronald White, 115 W. Jackson St; Gerald Kachel, 158 Canandaigua Rd.; Jeffrey Williams, 3539 North Ck. Rd.; Leonard Campbell, 1688 Marion Rd.; Bruce Otto, 1666 Walker Rd.; and Wayne Maylin, North Creek Rd., all of Palmyra. Trustee McGrath seconded the motion to remove the above from F.D. rolls; all voted "aye", motion carried.

New  
Applica.:

The names of Mrs. Nancy C. Bruening, 215 Vienna St. (Fire Police only); and Mrs. Jayme Childers, 250 Johnson St., were submitted to the Bd. for approval as members of Fire Dept. Trustee DePoint moved approval; Trustee McGrath seconded. Upon roll call, all voted "aye", motion carried.

Ball Field--  
F.D.:

Trustee McGrath spoke of the Fire Dept. having requested \$1,000. for back-stop for ball field in back of Firehouse which is used by Comm. Ctr. as well as other organizations. Firemen would place back-stop themselves and it was pointed out that the ball field is one of nicest in Village. Mr. DePoint spoke of encumbering funds for same and discussion held on amount of money in "Code." Mrs. McGrath spoke of getting another price from them and monies remaining in "Parks & Playgrounds." She still has to purchase a set of swings, she said. No further action taken.

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- Village Hall: Mrs. McGrath said that three rooms of the Village Hall would be carpeted on 5/26/82 - moving Police Dept. on 6/1 tentatively. Regarding hallway artwork, Mrs. Frontuto reported that her husband was almost finished - that approx. \$500. had been spent for art supplies and was looking into picture frames. Mrs. L. Lynch asked about facilities for handicapped in Village Hall - not just those in wheelchairs, but the elderly, etc. Mayor Wilson said it will be budgeted and Mrs. McGrath said that she and Architect have discussed same.
- P&C Rooms: Pole Barn: The Park & Club Rms. were recently pointed, reported Mrs. McGrath and that a pole barn for Village Highway was still under discussion.
- Vienna St.: Mrs. McGrath said she had met with engineer from Lozier's, Highway and W&WW Supts. regarding Vienna St. Recommendation from men who would be assisting in work would be for Lozier Engineers' Rpt. Option #1A - for new roadway with granite curb, 20-yr. maintenance-free. Economy-wise, should be bid this year. Regarding water main, PVC best way to go using copper, cutting across every house. As far as road goes, she recommended putting in binder only (crushed stone) in 1982, applying top-coat in 1983. Best way, also, for taxpayers and method recommended by Mr. Smith and Engineer. She spoke of road settling in winter - coarse coat gravel, then armor coat. Mayor Wilson asked about water pressure on Vienna and was told by Mr. J. Elliott that it was "terrible," and that curbing extends from Howell St. west. Mrs. McGrath said that plan includes additional storm sewers. The watermain and pavement options were taken from Page 10 of an "Engineering Study" conducted by Lozier Architects/Engineers, dated March, 1982.
- Trustee DePoint reiterated his former position of not being in favor of putting W&S monies into highways, questioning legality of same. Mayor Wilson suggested that Kent, which is a short street and badly in need of repair, be included when Vienna St. is done. Regarding legality of Vienna St. water & roadwork, Mayor Wilson said that this had been accomplished before, and suggested having Village Atty. look into the matter. Discussion discontinued.
- Canandaigua St.: Re-paving Canandaigua Street was discussed and Mrs. McGrath said cost of same was approx. what Mr. Smith had budgeted - \$34,000., and saving by using milled goods. She said that she had requested Lozier Engineers to write bid specs for Canandaigua St. following which Mr. DePoint so moved; Trustee McGrath seconded. All voted "aye," carried.
- Water Contracts: Trustee DePoint reported that the Town of Palmyra/Village of Palmyra Water Contract for one-year had been approved and executed by the Town, containing the same terms and conditions. He said that a letter had been written to Town Councilman Lyons regarding the Service Agreement for Mr. Kruger's service which expires 12/31/82; also, a letter to Atty. John Tyo regarding the Village of Manchester/Village of Palmyra Water Contract which expires at the end of the summer.
- 48-hr. parking: Mr. DePoint requested the Clerk to contact Village Atty. about time restrictions, i.e. 48-hr. parking wherein merchants would be considered (rear parking lots). Car repair work is often done in this area leaving oil drippings, etc. Discussion on how same could be enforced - it was pointed out that some people operate a Main St. store and live over store. Some people who use "Park & Ride" use parking lots and a suggestion was made to issue stickers.
- Increase Patrols: Mr. DePoint said that he had requested P.D. to increase patrols in Cemetery and spoke of traffic control signs which were being checked into by Mr. Smith. Re: unlicensed vehicles, inventory is partially complete having been done by P.D. & Zoning Officer. Hopefully completed by next Bd. Mtg. Ten-day notice will be sent, if not complied with, appropriate action will be taken.
- Unlicensed Vehicles:
- Handi-capped Parking: A lengthy discussion was held on "Handicapped Parking" when Trustee Hays spoke of State Law which became effective 1/1/82. He suggested parking in north & south parking lots - parking does not have to be provided on Main St. Mr. DePoint favored areas on four corners as previously discussed as opposed to middle of the block. Further discussion included accessibility to downtown stores, proximity factor, curb cuts at crosswalk, crossing at the stoplight, ramps, etc. Mr. DePoint said that he would have specific recommendations at next Bd. met. and the Clerk was requested to order "Handicapped" Parking signs for parking lots - need in any event.

- Water Comm.: Mr. DePoint said that in addition to Mr. Lloyd Green as Chairman of a Village Water Committee, Mr. Joe VanScott and himself would serve on same.
- Laurentian Dr.: Regarding Laurentian Drive, Mr. DePoint said that the Village will repair existing line and accept \$200. from each of the two families involved. He added that an easement will be required from said two families, as well as Marber Homes, best possible solution. According to Water Supt., would cost \$2,000.-\$3,000. to replace copper tubing, inserting line into present line. Mr. DePoint felt solution would be resolved by next board meeting.
- Trustee Rolland: Having covered Zoning & Building briefly at the beginning of the meeting, Mr. Rolland reported on other areas for which he is responsible - a new flag was placed on flagpole on 5/13/82. He gave two estimates for painting the flagpole, the lowest of which was \$1,575., however, no money in budget for same. He said that insurance cost is high and spoke of method of painting, i.e. wire brushed and hand-painted with wool mitts to prevent dripping on cars, passersby, etc. Another look will be taken. The light bulb which illuminates the flag is burned out - this particular type of bulb is expensive.
- Cemetery: Winter burials finished; Cemetery crew working diligently preparing for Memorial Day. Hired another person for Cemetery; hiring another depends upon whether or not Village maintains Towpath. Mayor Wilson felt Village should maintain; Board voted previously not to turn over to County.
- Animal Control: Trustee Hays said he had had one major complaint regarding dog control (Fayette St.--which had been referred to Mr. Fisher.
- Comm. Ctr. Drive: He spoke of Community Center Drive and problem of dust in summer, however, Town has dumped gravel there. Perhaps Village, in near future, could place calcium there and/or oil. Something more permanent should be investigated.
- Revitalization: Regarding his area of "Revitalization," Mr. Hays said that Stuart Brown Associates had responded to his inquiry that said firm would make commitment at no charge to meet with group twice - would advise Village on monies which can be obtained. Received call from State people who worked with Village of Perry. Perry merchants formed private corporation, "Greater Perry Development Company," to begin their revitalization project. Mr. Hays said that he had contacted Mr. T. Beaucage and Mrs. Sue Drews in the above regard. He added that funds are available through UDAG and that he had attended PEDC meeting re prospective clients on Main Street. Mr. DePoint asked about proposed swimming pool and Mr. Hays said he had heard nothing.
- Bid Authorization: Discussion held on budgeted amounts for sewer cleaning machine and pickup truck for Water & Wastewater Dept. Trustee DePoint moved that the board advertise for bids for an hydraulic sewer cleaning machine and pickup truck; Trustee Rolland seconded. All voted "aye," carried.
- "Citizens of Year": Regarding "Citizens of the Year" Awards begun by the Board in 1981, Mayor Wilson said that Board and citizens alike, could submit names of candidates.
- Police Dept.: Trustee Hays asked several questions why a Police Officer was out-of-town on several occasions and P.D. uncovered and a lengthy discussion was held regarding coverage, etc. Trustee DePoint said that any questions about the P.D. should come to him as Police Commissioner and the reasons for the P.D. not being covered could be explained. Mayor Wilson said the Police Chief does the scheduling for the P.D. Several citizens who were present wanted to know, also, about Police Dept. and that oftentimes people ask person they are closest to about Village matters. Mr. DePoint felt that the Board Meeting was no place to discuss the above.

June 7, 1982

Regular Meeting

Board of Trustees

7:00 P.M.

Present: James I. DePoint, Deputy Mayor; Trustees Richard Rolland and Stephen Hays.  
Absent: Mayor Mary Lou Wilson, Trustee Mary Kay McGrath; and Atty. Laura Jané Poyzer.

Call to  
Order:

Deputy Mayor DePoint called the meeting to order at 7:06 p.m.

Approve  
5/25/82  
Minutes:

Mr. DePoint asked for any corrections/additions to the 5/25/82 Board minutes. Trustee Hays, regarding "Handicapped Parking," Page 5, requested that the portion be deleted which referred to contacting him before placement of signs. The Clerk reported that "Handicapped Parking" signs had been ordered by the Highway Dept. With the above noted, Trustee Hays motioned to accept said Minutes; Trustee Rolland seconded. All voted "aye," motion carried.

Handi-  
capped  
Parking:

Mr. DePoint stated that his recommendations for "Handicapped Parking" would be in place by the next Board meeting.

Laurentian  
Drive:

A preliminary description regarding easements was submitted by Atty. J. Sapienza, according to Mr. DePoint. Atty. Poyzer reviewed same recommending some changes with Atty. Sapienza changing the basic description. This should be ready by next meeting. The Clerk requested that the word "each" be placed in 5/25/82 Board minutes regarding \$200. to be paid by "each" of the two families involved, as suggested by Atty. Poyzer.

May P.D.  
Report:

Mr. DePoint said that the May, 1982, Police Dept. Report had been received from the Chief.

Ptlmn.  
Resigns:

Mr. DePoint read a letter of resignation, effective 5/29/82, from Patrolman John Judge. Trustee Rolland moved to accept said resignation; Trustee Hays seconded. All voted "aye," carried.

Hire New  
Ptlmn:

The recommendation by the Police Chief to hire, as a Patrolman, Mr. Kevin Schneider, 20 Dellwood Dr., East Rochester, N.Y., was revealed by Mr. DePoint. Mr. Schneider has passed his Civil Service Exam and comes highly recommended, having worked with the East Rochester P.D. and completed his basic training. The usual eight-week probationary period - then twenty-six weeks, would apply. Trustee Rolland moved employment of Mr. Schneider; Trustee Hays seconded, all voted "aye," motion carried.

Courtrooms  
- Town:

Discussion held on cost to Town of Palmyra for use of Courtroom in renovated Village Hall. Mrs. McGrath having left a written suggestion of \$90. per mo. With maintenance, utilities, etc., it was stated that the Village would need to charge at least \$750. per year just to break even, and said amt. would be suggested to Trustee McGrath. It was pointed out that the Town now pays \$375. per yr. Discussion discontinued - no further action taken.

Landmark  
Inn:

Regarding Zoning Bd. of Appeals' Hearing #136, the "Landmark Inn," Mr. DePoint spoke of the Bd.'s "Decision and Order" listing the seven conditions under which a "stay" was granted. Trustee Rolland spoke of the Village Board's prior motion after having heard from architect the danger to tenants, etc. at the "Landmark"; of the "Notice and Order" under Chapter 12; and the request to Village Atty. to proceed under Chapter 4. He motioned that the Village Bd. halt any further action against the "Landmark" to include decision by the Zng. Bd. of Appeals to allow time to comply. Trustee Hays seconded, all voted "aye," motion carried.

Fire Dept.  
Apps.:

The following applications for Fire Dept. membership were submitted by Mr. DePoint, all of which contained the three necessary Fire Commissioners' signatures: Wayne Maylin, 3513 N. Creek Rd.; Pete V. Smith, 1677 Division St.; Charles M. Denosky, Jr., 314 Clairmount Pk.; & Bruce D. Otto, 1666 Walker Road. Trustee Hays motioned acceptance of said applications; Trustee Rolland seconded. All voted "aye," motion carried.

Trustee  
Rolland:

Mr. Rolland said that he had nothing to report on the Flagpole. Concerning a list of abandoned vehicles which is not complete, Mr. Ryan will send out violation notices in the near future. Mr. DePoint spoke of a partial list which included approx. 40. The Cemetery was in good condition for Memorial Day, according to Mr. Rolland. Regarding a part-time employee, C. Johnson, Mr. Rolland motioned that he become full-time, serving the standard probation period. Trustee Hays seconded, all voted "aye," carried.

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- P.D. Rpt.: Trustee Rolland moved that the Police Dept. report for 5/82 be accepted; Trustee Hays seconded. All voted "aye," carried.
- Swimming Pool: Mr. Hays said that he had rec'd no communication from P.E.D.C. regarding the proposed swimming pool - have to assume idea has been dropped. A letter from the Village's insurance carrier was noted in which many areas were covered with which the Village would have to comply.
- Trustee Hays: Heading the Village's "Revitalization" Committee, Mr. Hays said that interested Village merchants would be holding informal meetings soon with Mr. T. Beaucage and Mrs. S. Drews pursuing potential people to serve. He added that municipal planner & grantsman, Stuart Brown, would review projects on a two-time basis, gratis. Mr. DePoint wanted to know how long a time UDAG funds would be available and it was unknown the time-frame.
- Revitalization: (See above)
- Comm.Ctr.: Mr. Hays said that he had been invited by Mr. Gary LaBerge, Pres., Comm. Ctr. Bd., to meet with them, however, he had not had opportunity.
- Dog Cont.: Continual problem on Fayette St. regarding dogs, and Mr. Hays said that he had requested Mr. Fisher to make several trips into the area.
- Retirement: Quoting from the N.Y. State Municipal Bulletin, Mr. Hays said that "Tier III" which was coordinated 7/1/76 wherein municipal employees pay only three percent toward their retirement is currently under scrutiny in Albany. He felt this a minor amount for employees to contribute and motioned that the Bd. write to Legislators urging them to make this "Tier III Program" permanent. Trustee Rolland seconded, all voted "aye," carried.
- Taxpayers' Input: Mr. Hays also motioned that when a resolution or motion is made at Bd. Mtgs., if Village taxpayers/residents who are present desire to comment, that prior to a Bd. vote a reasonable time be allotted to receive input. He felt that since public participation limited until meeting is over, this would encourage taxpayer participation, adding that it would be up to person chairing mtg. to control. A short discussion was held by the three Bd. members present, and Mr. DePoint felt that since three affirmative votes are needed for passage, the above should be brought up before full Bd. Mr. Hays was agreeable to do so, saying he would be the first to rescind it if it got "out of hand."
- CHIPS: The Clk. reported that the Mayor, having attended a recent mtg. at the Conf. of Mayors in Albany, said that highway monies - CHIPS - would be going to municipalities. Village's percentage would amt. to approx. \$13,000.
- Municipal Aid: Also, at the above mtg. the Mayor was informed that Legislators had passed the \$79. million State Aid Bill for municipalities.
- Bid Openings: Mr. DePoint said that bid openings would be held at 2:00 and 2:30 p.m., respectively, for a one-half ton pickup truck and hydraulic cleaning machine for water & sewer dept., on 6/14/82.
- Vienna Street: Mr. DePoint said that Trustee McGrath and himself have to meet regarding Vienna St. - water & highway - and the three formats presented. Differences - probably won't be accomplished this yr.
- Voucher Approval: Mr. Rolland motioned payment of properly signed vouchers in the amount of \$30,432.64. Trustee Hays seconded, all voted "aye," carried.
- General Discussion: Discussed was a "Grand Opening" date for Village Hall; Mr. J. Elliott concurred with Mayor's statement that when Vienna St. work done - Kent St. should be included; Mrs. L. Lynch spoke of condition of Foster St. extension which Mr. Rolland said that, in part, a drainage problem. Mr. DePoint said that CHIPS monies would 'probably' go into Canandaigua St. - Bd. attempts to set aside 20-30 thous. pr. yr. into improv. sts.; Mrs. F. Abbott asked about P.D. employees passing "Breathalyzer School," and one person not having passed - to which Mr. DePoint said that he would have an answer at next mtg., and that "Breathalyzer" not the only school Police Officers have to attend.
- Trustee Hays: Mr. Hays requested that the Clerk check for guidelines with Village Atty. regarding the Village of Palmyra designating suppliers for needed materials, whereas same are purchased at random at present time at the convenience of the buyer, or the immediacy of need. He was suggesting bidding for their total business - electrical, plumbing, etc. He emphasized that municipality would pay its bill and pay on time, which should attract suppliers. As an example, Mr. Hays said that because of volume, Village could buy what specified firm would provide if sold at their cost plus "x" percentage-



Trustee Hays: they might make less profit but would add more dollars to their pockets. If dealer makes an agreement, Village would buy if deadline for delivery is met. Village could, perhaps, save thirty percent. Mr. DePoint said that Village attempts to use local merchants when possible - above may be legal or practical question, adding that \$3,500. purchases must be let out for bid. Mr. Hays suggested writing or talking to dealers. Mr. DePoint saw no problem referring to Village Atty. and no problem with procedure above as long as no coerciveness is used.

Adjournment There being no more business to come before the Bd., Trustee Hays motioned adjournment at 7:55 p.m.; Trustee Rolland seconded. All voted "aye," motion carried.

Ethel B. Johnson, Village Clerk

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Board of Trustees  
June 21, 1982

Regular Meeting

7:00 P.M.

Present: Mary Lou Wilson, Mayor; Trustees Richard Rolland, Stephen G. Hays, Mary Kay McGrath and James I. DePoint; and Attorney Laura Jane Poyzer.

Approval 6/7/82 Minutes: Mayor Wilson asked for additions/corrections to the 6/7/82 Bd. minutes; when there were none, Trustee DePoint moved their acceptance, Trustee Rolland seconded. All voted "aye," carried.

Acting Village Justice: Mayor Wilson said that she had been interviewing those who had applied for the position of Acting Village Justice - and had received an additional application tonight.

Cable T.V.: Cablevision's Application has been received, according to Mayor Wilson, and is on file in the Clerk's Office. Trustee DePoint wanted to know if there will be an increase when the Contract expires in 8/82 - and can the Board direct a letter from the Village Attorney to them.

Pal-Mac "Thank You": A communication from the Pal-Mac Prom Committee was read by the Mayor in which Miss Debbie Coons thanked the Board for use of Village benches.

Historic Palmyra: A communication from Mr. John Jacks, President, Historic Palmyra, Inc. was read by the Mayor in which they thanked the Board for a stipend of \$2,000.

"Open House"-H-P: Mayor Wilson read an invitation to the Board to attend an "Open House" from 2-5 p.m. on 6/23/82 to meet M/M Charles Hadsell. Mr. Hadsell is the grandson of Ira Hadsell, famous Palmyra weaver.

Mayor Koch: Mayor Wilson reported on meeting with Mayor Koch, as well as seven other Mayors, in Albany on 6/4/82. She said she was quite impressed with Mayor Koch and that disc. included the cap on State Aid which they would like to see removed; CHIPS - some of which is going for mass transit in larger cities; and what Mayor Koch would and could do if he were elected Governor.

CHIPS: Regarding CHIPS, the Mayor read excerpts from a letter in which it stated Palmyra's allotment was \$13,230. - probably \$50,000. over the next few years.

\$79.9 Million: Assembly Speaker, Stanley Fink, acknowledged a letter from the Board thanking them for their support of the \$79.9 million for Special Aid to Municipalities.

Mormons - Banner: The Board agreed that the Mormons may place a banner across Main St., during the Mormon Pageant, providing the application is approved by the St. Dept. of Transp. - and a fee of \$22.50.

Moving - Village Office: Trustee McGrath suggested that the Village Office should be closed for one day each the first two weeks in July; so that the records could be organized. Trustee DePoint so moved; Trustee McGrath seconded. All voted "aye," carried.

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- Work Session: Mayor Wilson said that a Bd. "Work Session" had been scheduled for 6/28/82 at which time the Clerk-Treas. from Newark, Mr. Wm. Maddock, would discuss Board policies & procedures. Mr. Maddock has spoken at several seminars, sponsored by the N.Y. Conference of Mayors. Since 6/28/82 is Pal-Mac Graduation and two Board members are necessarily involved, the "Work Session" to be arranged by the Clerk on 6/29 or 6/30.
- 5th Holiday: The Village Office will be closed on 7/5/82 for observance of the 4th of July.
- Trustee Hays: Trustee Hays had nothing to report on animal control, however, regarding Youth & Elderly, he said that he had met with Comm. Ctr. Pres., Gary LaBerge. Discussed were ways in which the Village could assist them, i.e. their concern for new gym floor. Most of gravel placed around Ctr. is gone and following rain, there is a trail of mud into Ctr. Mr. Hays said that a site plan would be forthcoming proposing some sidewalk construction from doorway to main part of parking lot to front. He said he would come back to the Bd. upon receipt of the above.
- Welcome - Bakery: Mr. Hays said that he would like to see the Board send a welcoming letter to Mr. Naughton who recently opened the bakery on Main St. The Clerk was requested to do same.
- U.R.: Trustee Hays wanted to know if the Village is legally bound to a price of \$11,000. for UR Parcel 3B. Atty. Poyzer said reimbursement Village entitled to would affect ultimate (\$27,000.). Mayor Wilson stated that a letter is on file regarding same from Atty. Rubery. She added that UR Balance Sheet is still being worked upon, HUD officials having been here on previous Friday; Sharon Lilla will be on Agenda for next Bd. Mtg.
- P.E.D.C.: Mr. Hays spoke of P.E.D.C. investigating PIC (Private Industry Council - a government organization) for funding to promote Palmyra area via professionally done folders which, if approved, would provide 75-80% of funding. He also touched upon U.D.A.G. funding for on-the-job-training. Mr. Hays mentioned that if the Bd. desired, he would request Mr. Richardson to approach the Bd.
- Regarding the "Revitalization Committee," Mr. Hays said same is regrouping--contacting other merchants who will take more active roll.
- Village Hall Roof: Architect Robert Sherman and Messrs. John Gregory & Roger Brei approached the Bd. regarding the Village Hall roof on which Thornwood Enterprises is currently working under a separate Village Hall Contract. It was stated that east and west roof sides were replaced at different times, by different firms. In an attempt to fulfill their contract regarding the roof overhang, etc., it was discovered serious problems exist - drip edge is rotted on west side; soffits and fascia need repair due to leaking; rafter tails need replacement, etc. The Thornwood reps. said they could do repairs - complete their obligation, however, if the above not tended to it would cause more problems than if nothing done. Mr. Hays questioned why the above was not discovered when specs were done. Mr. Brei said that extent was unknown until they got a machine to go up and inspect. Mr. Gregory added that damage was not obvious, visually. Mr. Hays felt that Village paid an engineer to look at Landmark Inn - why not Village Hall? A lengthy discussion was held by the Bd. on the pros and cons of accomplishing the work mentioned above and a rough estimate on cost of same. Mr. Gregory said he could not complete his work as it stands now - felt he should not be penalized and suggested if project has to be bid to terminate his contract following which he would issue Village appropriate credit for west side of roof. Protecting the Village's investment below (Village Hall renovation) was discussed and the Village Atty. consulted regarding bidding. She spoke of the General Municipal Law and whether or not these repairs were an emergency. Mr. Sherman, as the Architect, felt it is an emergency and was requested to inspect the area in question the following day. At the same time, the Bd. requested Mr. Gregory to arrive at an estimate for submission to the Bd. Discussion held on the possibility of a "Change Work" Order.
- Jaycees' Request: Mr. Ed Plesa, President of the Palmyra Jaycees, approached the Bd. relative to a request for the Jaycees to utilize the Village Hall second floor again this year for a "Halloween Spook House". Trustee McGrath said there were no conduits upstairs and a lot of cleaning needs to be done. Mayor Wilson spoke of adequate supervision, especially since the renovation. Trustee Hays said he would assist the Jaycees as the time approached mentioning an outlet box, or perhaps power-packs. Mr. Sherman said that under 90 people would not constitute "assembly" and the necessity of the fire escape still being accessible.

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF PALMYRA

THAT:

The Village of Palmyra make application to the State of New York for State Aid for the direct costs for operation and maintenance of the sewage treatment works under the provisions of Section 1263-c of the Public Health Law and that the application be in the form and content as annexed hereto, and,

BE IT FURTHER RESOLVED

That the Treasurer of the Village of Palmyra be authorized to execute the necessary application.

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STATE OF NEW YORK :

: ss.

COUNTY OF WAYNE :

Phyllis G. Dickinson, does certify that she is the Treasurer of the Village of Palmyra and that on June 21, 1982, the foregoing resolution was adopted by the Board of Trustees of the Village of Palmyra relative to application for O.&M. Sewer State Aid for the fiscal year 6/1/81 - 5/31/82, and that resolution has not been rescinded.

*Phyllis G. Dickinson*  
Treasurer

by Trustee McGrath

Motion by Trustee DePointe approved.  
Vo.  
Resolut.



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Jaycees' Request (Cont'd):

The board requested notification of dates and as far as wiring is concerned, Mr. Hays would supervise. Trustee Hays moved approval of the Jaycees' use of second floor; Trustee Rolland seconded. All voted "aye," carried.

Trustee Rolland:

Trustee Rolland said that he had nothing to report on the Flagpole; some problems in Cemetery around public vault, however, he felt no major work would be required in this area this year. He spoke of a 6/14/82 report, regarding the Landmark Inn, citing all structural and interior violations which needed repair to obtain a "C. of O." Mr. Rolland spoke of a few complaints on unsightly lawns which is a Code Violation - Chapter 12. (Trustee McGrath said that one had since been mowed.) Having met with P.E.D.C., Mr. Rolland said that they received permission to utilize the vacant property on E. Main St. (old Weykman property) until - and if - owner files an intent to build. P.E.D.C.'s current use would be a supervised "Farm Market." Discussion held following Mr. Rolland's motion to permit same, limiting the market to Saturday's only throughout the summer. It was emphasized that the area be policed and properly cleaned up afterwards, and it was suggested that Mr. Rolland's motion contain "providing the Market meets Zoning Regulations." Trustee McGrath seconded; all voted "aye," carried.

Mayor Wilson asked Mr. Rolland about the "Towpath" area. He spoke of the water situation there and it was stated that there is a lot of work to maintaining said area. Discussion held on spraying and Mr. Rolland said he would check into same - that he had previously checked with DEC. Trustee McGrath suggested installation of gates due to cars and motorcycles racing through the area.

Laurentian Drive:

Trustee DePoint stated that \$200. each had been received from the two families on Laurentian Drive and the Village is awaiting proposed easements from Atty. Sapienza.

Bids:

Mr. DePoint said that bids were received on 6/14/82 for a sewer cleaning machine as follows: DOW & CO., model MHV-4, High Velocity - \$18,347.00; and WALTER M. ROBERTS, FMC Model 3530, Trail Mounted - delivered - \$17,777.00. No specs were picked up for the pick-up truck which is to be used by the Water Dept. Mr. DePoint said that the W&WW Supt. recommended purchase of the latter sewer cleaning machine, however, Mr. DePoint recommended that the Bd. take no action and bid at a later date since Federal Revenue Sharing funds come piece-meal and a large expenditure should not be made out of current contingency funds. Mr. DePoint moved that the Bd. reject the above bids reserving the right to re-bid at a later date; Trustee Rolland seconded. Trustees Hays, DePoint and Rolland voted "aye," with Trustee McGrath voting "nay." Motion carried by majority.

Resol. #82-22A:

Trustee DePoint moved adoption of Resolution #82-22A wherein the Village of Palmyra makes application to the State of N.Y. for St. Aid for the direct costs for operation and maintenance of the sewage treatment works... and the Treasurer is hereby authorized to execute the necessary application..... Trustee McGrath seconded adoption of the foregoing resolution; all voted "aye," Resolution #82-22A unanimously adopted.

"Stop" Sign:

Regarding the petition from Walker St. residents for a "Stop: sign, Mr. DePoint said that same had been forwarded to the Police Chief for his recommendations/action.

Provis- ional Appts. P.D.:

Mr. DePoint recommended that Officer Howard Blocher be appointed, provisionally subject to passing C.S. Exam. He made the same recommendation, also, regarding Patrolman Gordon DeWind, and so moved. Trustee McGrath seconded, all voted "aye," carried.

Trustee McGrath:

Mrs. McGrath said she is looking into complaints about lighting on Stafford St. Regarding specs for work on Canandaigua St., Mrs. McGrath said she had not had time to devote to same due to demands of Village Hall renovation.

Vienna St.:

Mr. DePoint suggested a "Work Session" for the Bd. regarding Vienna St. - have to understand more fully alternatives presented. Atty. Poyzer suggested combining the two - prior "work session" at which time Mr. Maddock would meet informally with the Bd. - and request Lozier's the same night. The Clerk was requested to contact Lozier's and inform the Bd.

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Purchase  
Procedure:

Trustee Hays motioned that all vendors' paperwork contain an itemized list of what is purchased, speaking of his interest in the Village's purchasing procedure. Trustee DePoint seconded; all voted "aye," carried. Physical description of whatever purchased should appear on bill, whether a part for tractor, truck, etc.

Citizen  
Input:

Having motioned at the 6/7/82 Bd. Mtg., for passage of a motion to permit citizens' input regarding Bd. resolutions, Mr. Hays again presented same to the Bd. stating that Mr. Hays has knowledge on something Bd. has overlooked. This would not include, he said, routing business of the Bd. and Bd.'s decision will affect the taxpayers. Discussion included limitations and Mayor said that members elected as representatives of the people to make decisions. Mr. Hays reiterated that he would be the first to withdraw the motion if the above were to get out of control. He added to his prior motion that a three-minute time limit be set and this would involve matters brought up the first time for consideration. Trustee Rolland seconded Mr. Hays' motion. Trustees Hays, Rolland and DePoint voted "aye," Trustee McGrath "Nay". Carried by majority.

Citizen  
Clancy:

Mr. John Clancy of Hathaway Place questioned why the Simplex (telemetering system for water plant) was not properly handled seven months ago when the Village Hall was closed and work begun - it has cost taxpayers \$172.90. The Clerk said that W&WW Supt., Mr. Kruger, had taken care of same and she would get his explanation. Mrs. McGrath said that it is a small amount compared to saving taxpayers approx. \$30,000. in next five yrs.

Playgrnd.  
Dedica.:

Mrs. P. Frontuto said that she had been asked to extend formal invitation to the Bd. to Playground Dedication Ceremony on 6/22/82 at 7:30 p.m. Mr. DePoint commented that the Playground is "excellent" - community can be very proud of its efforts.

Citizens:

Mr. J. Elliott read portions of Law which states that Bd. Minutes should show vouchers and voucher amounts. The Treasurer stated that all of the above is shown on the Abstract, i.e. what is expended from various funds - General Fund, Revenue Sharing, etc. She added that a copy of the Abstract could be included in Bd. Minutes.

Breath-  
alyzer  
Case:

Mrs. Frontuto questioned the Mayor about private vs. public funds used in the lawsuit against the Mayor and the Village regarding release of Breathalyzer records. She spoke of a copy of a voucher in her possession showing the Village Atty. had been pd. and discussion ensued. Mrs. E. Hartnagel added that since Village appeal was not filed by 6/1/82, when would the records be forthcoming. Trustee DePoint said that the records were close to being released; discussion discontinued.

Salary-  
P.D.  
Chief:

Trustee Hays moved that the Board establish an annual salary for Police Chief Henry in the amount of \$21,000., retroactive to 6/1/82. Mr. Hays reiterated his position that the Chief of Police should be highest paid employee of P.D. Trustee Rolland seconded; Roll Call Vote - "ayes" Trustees Hays and Rolland; "Nays" - Mayor Wilson & Trustees DePoint & McGrath.

P.D.:

Mr. Hays requested that the flooring in Chief's Office be checked - does not seem to be smoothly placed. Regarding new Patrolman, Mr. Kevin Schneider, Mr. DePoint said that he would be pd. entry rate, however, he would request a waiver from the Labor Union for higher salary due to his experience & status.

Voucher  
Payment:

Trustee McGrath moved that voucher amounts of \$42,781.05 be approved for payment on all vouchers containing three Bd. signatures. Trustee DePoint seconded; all voted "aye," carried.

Exec.  
Session:

Trustee McGrath moved that the Bd. exercise Exec. Sess. at 9:15 p.m. for the purpose of discussing personnel and pending litigation. Trustee DePoint seconded; all voted "aye," carried.

Re-Convene:

With the above members present, at 10:45 p.m. Trustee Rolland motioned that the Bd. emerge from Exec. Sess.; Trustee Hays seconded. All voted "aye," carried.

Town - Discussion held on use of Courtroom by Town of Pal. and Town  
Ct.Rm.: Justices. Trustee DePoint motioned that the Village charge  
\$1100. per yr. plus \$25. per day (or night) for any other time,  
as Bd. agreed this amt. not unfair. Trustee McGrath seconded,  
all "ayes," carried.

Adjourn: There being no more business to come before the Bd., at 10:50  
p.m. Trustee DePoint motioned adjournment. Trustee McGrath  
seconded, all voted "aye," carried.

Ethel B. Johnson, Clerk

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Board of Trustees

Special Meeting June 23, 1982 5:30 p.m.

Present: Mary Lou Wilson, Mayor; Trustees J. DePoint, M. Kay McGrath,  
S. Hays & R. Rolland; Atty. Laura Poyzer, and Atty. James Quinn.

Call to Order: Mayor Wilson called the meeting to order at 5:38 p.m.

Exec. Session: Mr. DePoint moved that the Board exercise "Executive Session"  
for the purpose of pending litigation; Trustee McGrath seconded.  
All voted "aye," motion carried.

Re- Convene: With the above Board members present, Trustee McGrath, at  
6:45 p.m., motioned that the Board resume regular session.  
Trustee DePoint seconded; all voted "aye," motion carried.

Village Hall "Change Order": In view of serious problems which Thornwood Enterprises, Inc.  
discovered when working on the Village Hall overhang, fascia  
& soffits, which were discussed at length at the 6/21/82  
regular Board Meeting, the Bd. discussed having received a  
letter from Architect R. Sherman in which he recommended to  
the Bd. correct the above as soon as possible. He added, in  
the above 6/22/82 communication, that said condition was  
serious enough so as to be classed as an emergency.

The Board reviewed a "Change-Order" proposal from Thornwood  
in which the cost was outlined as follows:

- A. Removal of cupolas and framing opening and sheething same - \$210.
- B. Painting of upper windows on east and north sides - \$2800.
- C. Repair and paint fascia and soffit on south side of building - \$2250., and
- D. Remove plywood and roll roofing on west side of building for four (4) feet from fascia board. Replace with new rafter tails as needed, new plywood and shingles. Installation to be similar to work done on the east side - \$9,124.

Following discussion and the less urgent "Item B" of the above, Trustee DePoint moved that a "Change-Order" include Items A, C & D of the above proposal with Item B to be accomplished at a later date. Trustee McGrath seconded; all voted "aye," motion carried.

Adjourn: At 6:50 p.m., Trustee Hays motioned adjournment. Trustee Rolland seconded; all voted "aye," motion carried.

Ethel B. Johnson, Clerk

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Regular Meeting

July 12, 1982

7:00 P.M.

Present: Mary Lou Wilson, Mayor; Trustees James DePoint, Richard Rolland and Stephen Hays; Attorney Laura Jane Poyzer.  
Absent: Trustee Mary Kay McGrath, who is on vacation.

Call to Order: At 7:05 p.m. Mayor Wilson called the meeting to order following which she requested a moment of silence.

Minutes : Correction on Pg. 4 re Worksession - Trustee DePoint suggested 6/21/82 :: combining the Work Session and talking to a rep. from Lozier's - instead of Atty. Poyzer. The Clerk recorded the correction; Trustee DePoint moved approval of the 6/21/82 Bd. Mtg. Minutes. Trustee Hays seconded, all voted "aye," carried.

Spec.Mtg. Trustee Hays motioned acceptance of the 6/23/82 Spec. Mtg. 6/23/82 Minutes; Trustee Rolland seconded. All voted :aye," Minutes: motion carried.

Resol. Resolution #82-23 was introduced in which it is stated where #82-23: parking is prohibited for the following: Fiddlers' Picnic - 8/8/82; Wayne County Fair - 8/16-21/82; and Canaltown Days - 9/16-19/82. Trustee DePoint moved adoption of the above resolution; Trustee Hays seconded. All voted :aye,: motion carried - Resolution #82-23 attached hereto.

Fiddlers' Trustee DePoint requested the Clerk to have Chief Henry report Picnic: on progress made regarding the Fiddlers' Picnic on 8/8/82.

WC Vill. Mayor Wilson said that she hoped the Board could attend the Officials: 7/28/82 dinner-meeting of the Wayne County Village Officials' Association at Connelly's Cove, Sodus, hosted by Vill. of Wolcott.

Mormons - Mayor Wilson stated that the Mormons would make a presentation - Vill.Pk.: "Pageant's Gift to Palmyra" in the Vill. Pk. at 7:00 p.m. on 7/29/82. She added that Palmyra's Canaltown Chorale will perform.

Resol. Trustee DePoint moved adoption of Resolution #82-24 wherein the #82-24: Village Board Mtg. site shall be moved to the Village Hall, 144 E. Main St., meetings having been held in the Park & Club Rms. during Village Hall renovation. Trustee Hays seconded; all voting "aye," Resol. #82-24 unanimously adopted and att. hereto.

P.D. Trustee DePoint moved full-time position for P.D. Clerk, Clerk: JoAnn Cassavino, with 26-wk. probationary period, upon the recommendation of Chief Henry; Trustee Hays seconded. All voted "aye," motion carried.

Simplex Trustee DePoint read a statement from W&WW Supt., H. Kruger, System: regarding the Simplex Alarm System about which a citizen questioned the Bd. recently. The rpt. contained info. that on the advice of the phone company, it would cost more to detach and re-attach said system.

Water Cont. Trustee DePoint spoke of Villages of Pal./Manch. Water Contract Manchester: which expires 9/13/82 and that he had requested a rate increase. The Service agreement with the Town for Mr. Kruger's services was touched upon.

P.D. Rpt. Trustee DePoint moved acceptance of the Police Dept. Rpt. 6/82: for the month of June, 1982, prepared by the Chief. Trustee Rolland seconded; all voted "aye," motion carried.

Laurentian Regarding the water leak on Laurentian Drive, Trustee DePoint Drive: said that the Marber Corp. and another resident have refused easements. He said that Mr. Gerber had proposed placing lines underneath Laurentian, scooping out, to cut and hook into his 6" line. The cost would be \$800. approx. and residents have pd. \$200. ea. - would seem feasible for Village to pick up extra \$400.

A lengthy discussion was held on the above regarding setting a precedent and length of time treated water has been wasted, etc. Trustee DePoint moved that the Village expend \$400. to permit residents at Nos. 2 and 4 Laurentian Drive to tie into



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- Laurentian Drive (contd): A lengthy discussion was held on the above regarding setting a precedent and length of time treated water has been wasted, etc. Trustee DePoint moved that the Village expend \$400. to permit residents at Nos. 2 and 4 Laurentian Drive to tie into Marber's water line with the Village crew accomplishing work to cut cost down. Mayor Wilson announced failure of the motion for lack of a second. Following discussion of number of days' notice, Trustee Hays motion that if the water leak at Nos. 2 and 4 Laurentian Drive is not repaired within 21 days, the water service will be turned off. Trustee Rolland seconded the above motion, Roll Call Voting was as follows: Trustees Hays and Rolland - "aye,"; Mayor Wilson - "aye"; Trustee DePoint - "nay." Motion carried by majority.
- Handicapped Parking: Regarding the designation of "Handicapped Parking", Trustee DePoint said that he and Chief Henry physically surveyed the situation, suggesting the area adjacent to Johnson's Pharmacy on Cuyler St. and the other on Market St. next to Wooden's Upholstery Shop. Discussion and notation made that same requires public hearing, following which Trustee DePoint moved the above seconded by Trustee Rolland. All "ayes," carried.
- Cable T.V.: Mr. Merrill Gray, representing Cable T.V., approached the Bd. regarding Contract Amendments to meet State regulations - which amt. to language changes in the franchise agreement. Discussion. Atty. Poyzer suggested addition of one paragraph - payment of property taxes in addition to franchise fee. With the insertion of the above, Trustee DePoint motioned that a public hearing be held at 7:00 p.m. on 8/9/82; Trustee Hays seconded. All voted "aye," carried. Mr. Gray stated that his company would reimburse the Village for cost of advertising the hearing.
- Zoning: Trustee Rolland spoke of serving notice on property owners who have not complied with Zoning Ord. - problems with several parcels. Citing the "Landmark Inn," he said there are two violations of agreement reached among parties and Zng. Bd. of Appeals. He said that he had requested Village Atty. to get a decision frm. Court to close the "Landmark." Any violation of the six conditions presented constitutes "Notice and Order." Trustee Rolland moved to enforce the Zoning Board of Appeals' order regarding the "Landmark Inn" by way of Supreme Court proceeding. Discussion. Trustee DePoint seconded; all voted "aye," carried. Trustee Hays wanted to know if Atty. Poyzer handled litigation - she stated that litigation is above and beyond her salary.
- Flagpole: Trustee Rolland spoke of Mr. R. Place whose estimate to paint the Flagpole was \$1575. and that he is in the position of being able to accomplish this work at present time. Trustee DePoint suggested that above be accomplished and contract contain "subject to Trustee Rolland's satisfaction re bonding, etc." Trustee Rolland motioned that the Village enter into Contract with Mr. Place for painting the Flagpole for a sum not to exceed \$1600. and that said amount be transferred from contingency to the appropriate fund category. Discussion. Trustee DePoint seconded, all voted "aye," motion carried.
- Cemetery: Trustee Rolland spoke of approx. 15 graves having been damaged in Cemetery - may need assistance from Highway to restore in place. Hired third part-time person - reviewed budget; re Towpath and placement of gates - more of a hindrance than help per P.D. Trustee Rolland motioned an amendment to prior motion in which the Bd. determined that P.E.D.C. may conduct a supervised Farmers' Market on E. Main St. in space of "old Weykman" property on Saturdays only. The amendment would allow said Market to include Mondays, Wednesdays AND Saturdays, subject to the same conditions. Trustee Hays seconded, all voted "aye," carried. Mayor Wilson asked if Market is just for summer and was told by Trustee Rolland that there could be a cut-off date, if desired.
- Farmers' Market:

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Trustee Hays led a lengthy discussion on the hiring of the son of a Village Official in Cemetery Dept. Trustee DePoint said that this should have been taken up with said Official prior to meeting and who was absent at present mtg. Discussion held on proper channels for hiring; Trustee Rolland had no knowledge of Foreman looking for additional employee; and the situation in which two Trustees overlook Foreman, i.e. Cemetery & Parks & Bldgs. Trustee Hays felt relatives of elected officials should not be employed and a request was made for Atty. Poyzer to research legalities by next Bd. Mtg.

Dog Control: Trustee Hays said that the area on Fayette St. where dog problems existed is being scrutinized. No other problems re dog control. He is awaiting a site proposal re sidewalks, according to Trustee Hays regarding the Comm. Ctr. on Stafford Street. Trustee Hays said that Supervisor Aplin and Trustee Rolland and himself attended P.E.D.C. Bd. Mtg. He related that taxpayers are financing the storefront; and that Village did not place a line item in budget for P.E.D.C., however, \$1,000. was inserted for "Economic Development." He said that P.E.D.C. has submitted a proposal to PIC for \$12,421.; plan on using \$2,000. from Village and Town along with \$500. donation from Chamber with which to publish 2,500 brochures.

Regarding the Committee, Trustee Hays said that he has not had much success with one merchant - working with another - and spoke of mailing list and possibly holding meetings in Village Hall.

Chamber: Mrs. E. Hartnagel, speaking of Chamber, said that Chamber would like reps. from Town and Village; now meeting at 8:00 a.m. at Comm. Ctr.

U.R.: Mayor Wilson said that a Memo had been rec'd from Atty. Paul Rubery re UR - that if and when Village sells Parcel 3B, funds may be kept for Village's own purposes. She added that a two-year option is held on said Parcel by P.E.D.C. Bal. Sheet needed for \$28,000. unfinished - Mr. Rubery working with HUD .

Jaycees/  
Jayncees: Having written letters to the Board requesting re-use of space used as Ct. Rm. in P&C Rms. for meetings, Mrs. Deborah Rude and Mr. Ed Plesa represented Jayncees & Jaycees, respectively. Mayor Wilson said that the above groups are requested by the Bd. to review the room's use every six months. Discussion held on changing locks; adding deadbolt, etc. Re the Jaycees' copying machine, it was suggested that they provide their own security for same, i.e. building an enclosure. The Bd. generally agreed to the room's use. Trustee Hays stated that all of the P&C door locks should be changed and the Clerk was requested to contact Mr. A. Nash.

Dixieland  
Band  
Concert: Mayor Wilson said that the Dixieland Band Concert in the Village Park was set for 7/17/82, sponsored by the Village.

P&C Ct.  
Rm.: Discussion held on Town Justice's use of P&C Ct. Rm. and his desire to have a letter stating limitation of time. Trustee Hays motioned that the Clerk write letter stating that Twn. may use said rooms until 8/1/82; Trustee Rolland seconded. All voted "aye," carried.

Resol.  
#82-25: Trustee Hays introduced Resolution #82-25, an anonymously authored bill, "Closed Caucus Bill," which he said violates concept of Open Meetings Law. Trustee DePoint suggested bringing it up at next full Bd. Mtg. and the Clerk was instructed to provide copies for study to all Bd. members.

- Purchasing Procedure: Trustee Hays suggested that the Village establish a committee to set up and instigate a purchasing policy and purchasing arrangements with Village vendors. Citing examples of savings when allowed State Bid prices, Mr. Hays said that it could take up to two years to set up a system. Following discussion, Mayor Wilson appointed Mr. Hays in charge of setting up a purchasing system - developing a uniform policy.
- Voucher Approv.: Trustee Rolland motioned that voucher amounts of \$47,653.70 be approved for payment - vouchers containing at least three members' signatures; Trustee Hays seconded. All voted "aye," carried. (For reference purposes, please see Abstract No. 3.)
- Vienna St.: Discussion on water lines/repaving of Vienna St. and Contract presented by Lozier's; along with Mr. Ackart's cover letter requesting acceptance/rejection by 7/15/82.
- Spec.Bd. Mtg.: The necessity of a Spec. Mtg. was discussed and the following Wed. was suggested, however, it was pointed out that Trustee McGrath would not be back from vacation. It was suggested that Lozier's be contacted requesting a deadline extension. Atty. Poyzer was assigned this task.
- Exec. Session: At 8:45 p.m., Trustee DePoint moved that the Bd. exercise Exec. Session for personnel reasons; Trustee Rolland seconded. All voted "aye," carried.
- Re-convene: With Mayor Wilson; Trustees Rolland, Hays & DePoint; and Atty. Poyzer present, regular session was resumed at 9:10 p.m. upon a motion by Trustee Rolland. Trustee Hays seconded, all voted "aye," carried. Trustee DePoint departed.
- Acting Justice Appt.: Mayor Wilson, having interviewed four persons for the position of Acting Justice, motioned the appointment of Mr. Preston Hansel, 450 E. Main St., effectively immediately. Trustee Rolland seconded, all voted "aye," carried.
- Spec.Bd. Mtg. 7/19/82: Certain matters which require action were discussed, following which Trustee Hays motioned that a Spec. Bd. Mtg. occur at 7:00 p.m. on 7/19/82. Trustee Rolland seconded, all voted "aye," carried.
- Chief's Salary: Mr. Hays, stating that he felt Police Chief should be highest paid person in his Dept., motioned that the Bd. raise Chief Henry's salary, retroactively to 6/1/82, in the same dollar amount that would otherwise be required to comply with General Municipal Law 207-M; Trustee Rolland seconded, all voted "aye," carried. This would ward off additional expenses to taxpayers re lawyer's fees, according to Mr. Hays.
- Adjournment: There being no more business to come before the Board, Trustee Rolland, at 9:15 p.m., motioned adjournment. Trustee Hays seconded, all voted "aye," motion carried.

Ethel B. Johnson, Clerk

RESOLUTION #82-23 - 7/12/82

Trustee DePoint moved adoption of the following resolution:

"WHEREAS, Article II, Parking, of Chapter 25, VEHICLE AND TRAFFIC, of the Code of the Village of Palmyra was amended by the addition of Section 25-26.1, and,

WHEREAS, it is necessary that the Village Board of Trustees, pursuant to this Section shall designate the area, street or portion thereof within which the stopping, standing or parking of vehicles is prohibited, and the period of time of such prohibition during special events in the Village,

NOW, THEREFORE, BE IT RESOLVED, that parking shall be prohibited for the following events, dates and areas:

Resol.  
#82-23:

FIDDLERS' PICNIC - Sunday, Aug. 8, 1982 - Fairgrounds -  
Time: Noon to 8:00 p.m.

WAYNE COUNTY FAIR - Parking shall be allowed on the SOUTH SIDE of West Jackson from Canandaigua Street to Stafford Street ONLY. Parking shall be allowed on the WEST SIDE of Birdsall Parkway and Gates Street, and,

IT IS FURTHER RESOLVED, that there shall be NO PARKING on either side of Gates Street on Friday, August 20, 1982, to avoid congestion during the Firemen's Parade held on that date, and,

IT IS FURTHER RESOLVED, that the above resolution shall be enforced from August 16, 1982, through August 21, 1982,

IT IS FURTHER RESOLVED, in conjunction with Canaltown Days, that parking shall be prohibited on either side of Main St. from its intersection with Washington & Liberty Streets east to Cuyler St., ALL DAY during "Canaltown Days" on Sat., Sept. 18, 1982, from 11:00 a.m. until 6:00 p.m. except for loading, unloading and exiting, and from Hyde Parkway to Park Drive from 4:45 p.m. until such time as the PARADE ends (approx. 6:30 p.m.), and,

BE IT FURTHER RESOLVED, that parking shall be prohibited on all of Gates Street, on Sunday, Sept. 19, 1982, from 1:30 - 3:00 p.m.,

IT IS FURTHER RESOLVED, that temporary signs or markings be placed in the areas affected in accordance with the applicable provisions of the VEHICLE AND TRAFFIC LAW of the State of New York, and,

IT IS FURTHER RESOLVED, that any person who violates this Resolution adopted by the Board of Trustees pursuant to Section 25-26.1 shall be subject to the penalties provided in Section 25-30 of the Code of the Village of Palmyra."

This Resolution shall take effect immediately.

Trustee Hays seconded adoption of the foregoing Resolution; all voted "aye," Resolution #82-23 unanimously adopted.

\* \* \* \* \*

RESOLUTION #82-24:

Trustee DePoint moved adoption of the following Resolution:

"WHEREAS, Resolution #82-07 was adopted on 3/1/82 in which the Village Board Meeting site was maintained at the Park & Club Rms., 149 East Main Street, Palmyra, Tew York - 'that for six months hence and until further notice, ALL meetings would be conducted at the above site as advertises,

NOW, THEREFORE, BE IT RESOLVED, that renovation to the Village Hall, 144 East Main Street, Palmyra, N.Y. having been completed, that the Village Board Meeting for July 12, 1982, shall be held in the Trustees' Room of the above quarters." This resolution shall take effect immediately.

Trustee Hays seconded passage, unanimously adopted.

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