

VILLAGE OF PALMYRA BOARD OF TRUSTEES

REGULAR MEETING

4-20-92

7:00 p.m.

**PRESENT:** Mayor James G. Elliott, Trustees: Daniel E. Wooden, Thomas N. Lynch, and C. D. Gilmore. Department heads, Chief David Dalton and Phil Retan, Superintendent of Highway.

**CALL TO ORDER:** Mayor Elliott called the meeting to order at 7:10 p.m.

**PUBLIC HEARING:** At 7:10 p.m. Mayor Elliott opened the Public Hearing for LL #1, 1992, Adult Entertainment and the hearing notice was read as follows:

**PLEASE TAKE NOTICE** that a public hearing will be held by the Village Board of the Village of Palmyra at 7:00 p.m. and 7:30 p.m. respectively, Monday, April 20, 1992, in the Trustees' Room of the Village Hall, 144 East Main Street, Palmyra, Wayne County, New York, to consider the adoption of Local Law No. 1, 1992, on Adult Entertainment and Local Law No. 2, 1992, on Lights on Private Snow Plows. Said Local Laws may be seen in their entirety at the Village Clerk's Office during normal business hours. BY ORDER OF THE VILLAGE BOARD, VILLAGE OF PALMYRA, Bonnie J. Hays, Village Clerk.

Mayor Elliott explained the circumstances which prompted the introduction of the Adult Entertainment Law as a preventative measure before a problem occurs. Mayor Elliott read excerpts from the LL#1 and explained that 50% of a businesses' income needs to come from Adult Entertainment but there are some items which are just not acceptable ie exposing some parts of the human body as specified in the LL.

Citizen Rider questioned the 50% of business which he felt would leave the LL very open. Citizen DeNeef noted that the ABC board does not allow certain entertainment in establishments under their jurisdiction.

Mayor Elliott closed the hearing at 7:20 p.m. with no action taken. Trustee Wooden and all Board members agreed that Village Attorney, J. Nesbitt, should look over an explain proposed LL#1.

**MINUTES:** A motion was made by Mayor Elliott to table the 4-6-92 minutes until the next board meeting making them available to the public immediately, seconded by Trustee Lynch, vote, 4 ayes, **CARRIED.**

A motion was made by Trustee Wooden to accept the minutes of 4-13-92 and 4-14-92 as written, seconded by Trustee Gilmore, vote, 4 ayes, **CARRIED.**

**MAYOR ELLIOTT REPORTS:** Nothing new on East Foster Street at this time. Noise ordinance is with Village Attorney Nesbitt.

**NYCOM MEETING IN JUNE:** A motion was made by Mayor Elliott to allow any VB members and the Village Attorney to attend the meeting in June, 1992, seconded by Trustee Lynch, vote, 4 ayes, **CARRIED.**

**HEPATITIS B:** It was reported that R. Hickman, Fire Chief, was getting names of all those firemen who wanted shots. This list will be given to the Village Clerk.

**AUCTION ITEMS:** Mayor Elliott moved that the Village Clerk get a complete list from all department heads and that a minimum of three (3) VB member to approve the list making the items surplus and acceptable to go to the auction. Motion seconded by Trustee Lynch, vote, 4 ayes, **CARRIED.**

**BUDGET ADOPTION:** Mayor Elliott noted that the budget must be adopted by May 1, 1992, and that the levy cannot be changed. However, this budget is tentative until its adoption.

Mayor Elliott moved to adopt the Village Budget as presented at the Public Hearing, seconded by Trustee Lynch. Discussion followed: Trustee Gilmore noted that he thought more could be cut, and Trustee Lynch noted that less than 2% not too bad and noted that a no increase year was blamed for the problems now. Trustee Wooden wants to go over the budget again. Trustee Lynch withdrew his second.

Citizen Lynn Pedersen stated that the only tax she had the least problem with was the Village taxes, because she saw the services that she received for her money. Citizen Pedersen noted that the highways were cleaned off, brush was picked up, sidewalks were maintained. L. Pedersen noted that she had problems with the Town, County and School taxes specifically. That her children were not getting their dollars worth.

Trustee Lynch moved to have a special board meeting at 4:30 p.m. next Monday, April 27, 1992, in the Village Hall, to go over the budget one more time seconded by Trustee Wooden, vote, 3 ayes, 1 nay by Mayor Elliott. **CARRIED.**

**PUBLIC HEARING LL#2, 1992:** At 7:40 p.m. Mayor Elliott opened the second Public Hearing on LL#2, Snow Plow Vehicles. Notice had been read with LL#1. Mayor Elliott described briefly the proposed LL concerning Private Snow Plow Vehicles having amber lights attached to the vehicle visible in normal conditions 500 feet away from such a vehicle. Mayor Elliott noted that there had been several complaints about being unable to see snow plows.

It was noted by Trustee Lynch and Mayor Elliott that there was no penalty listed on the LL and it appeared to be missing something. No action was taken and was tabled. Hearing was closed at 7:43 p.m.

**TELEPHONE PROPOSAL:** Mayor Elliott explained that there is no way of knowing how many calls are made to Lyons from the PD line at this time. However, without the phone line we would eliminate the a basic charge of \$217/month. But, the VOP would then have to pay a per call charge. The current charges for basic service is \$501.09 per month and the basic charges would be \$290.57 with the new phone system. The question was raised by Trustee Wooden about the number of calls made per month and if they would be at least 900 calls. It was determined that there could be as many as 30 calls per day which would equal the 900 calls. At present the VOP is allowed unlimited calls with the current phone system. Chief Dalton noted that the 911 service would help us when the County installs it because only 1 out of every 5 calls are from Village residents.

Mayor Elliott is going to check into the number of calls being made from the Sheriffs who are doing a 911 study.

**BUDGET TRANSFERS:** A motion was made by Mayor Elliott to allow the Treasurer to make the following budget transfers on the line items as listed:

GENERAL FUND TRANSFERS			
<u>From (Contingency)</u>	<u>Amount</u>	<u>To</u>	<u>Amount</u>
A1990.4	16880.60	A1355.4	162.00
		A1380.4	.60
		A1410.1R	276.00
		A1410.4	2000.00
		A1420.4	1800.00
		A1640.422	2000.00
		A1910.4	100.00
		A2546.4	15.00
		A3120.4	3220.00

		A3410.427	3350.00
		A3510.4	700.00
		A7320.4	1239.00
		A8020.4	450.00
		A8810.4	1500.00
		A1450.1	68.00
A1680.2	250.00	A1680.4	250.00
A1450.4	732.00	A1450.1	732.00
	17862.60		17862.60
		SEWER FUND TRANSFERS	
G1990.4	3492.00	G1410.1R	92.00
		G8120.4	1500.00
		G8120.44	1500.00
		G1940.4	400.00
			3492.00
		WATER FUND TRANSFERS	
F1990.4	9280.44	F1410.1R	92.00
		F1950.4	3670.28
		F8320.4	4467.96
		F8330.427	1000.00
		F8340.2	50.20
			9280.44

The motion was seconded by Trustee Lynch. Discussion: Trustee Wooden noted that the Treasurer should inform the Trustee-in-charge of any overages in their departments. Vote, 4 ayes, **CARRIED.**

**VILLAGE PROPERTY THROOP/PARK:** Mr. Russell of Russell's Auto Parts submitted two (2) purchase offers. (1) purchase offer for the large portion approx. 50'x200' for \$10,100 and the (2) purchase offer 50' x 52' just on Park Drive adjacent to his property lines \$1,100.

The purchase offer from Hardees was also shown for the same parcel at a price of \$2.19 per sq. ft. pending the survey of the exact footage of land. Mayor Elliott noted that Hardees needed the entire parcel to have enough land. Mayor Elliott asked Mr. Russell what his plans were for the land. Mr. Russell responded that he wanted to extend his lot but had no immediate plans for development at this time. Mayor Elliott noted that Hardees would bring in jobs and revenue to the Village.

Mayor Elliott noted that the appraisal had been made by Mr. Wills and that the amount for 4,985 sq. ft. which is a strip of land 50' wide from Throop to Park was \$10,925.

A motion was made by Trustee Wooden to accept the Hardees Purchase Offer for \$2.19 per sq. ft. pending final survey of the area, subject to the updated sq. footage so the price at least meets what the appraiser says that it should be (4,985 sq. ft). Amended to include approval by the Village Attorney. Motion seconded by Mayor Elliott, vote, 4 ayes, **CARRIED.**

**ABSTRACT #23:** Mayor Elliott moved to authorize the Village Treasurer to pay all invoices on which appear the initials of at least three VB members, Voucher Nos. 992-1035 totalling \$65,436.68 seconded by Trustee Gilmore, vote, 4 ayes, **CARRIED.**

**AUDIT PRICES ON ICE STORM MONIES:** Mayor Elliott read the quotations given from three (3) firms for the ice storm money audit as follows: Bonadio, Insero & Co., not to exceed \$1,250; Harvey M. Nusbaum, CPA, \$900; and Raymond F. Wager, CPA, P.C., not to exceed \$1500. Mayor Elliott moved to accept the quotation from Harvey M. Nusbaum for \$900 to perform the audit of the Village of Palmyra ice storm funds, seconded by Trustee Wooden, vote, 4 ayes, **CARRIED.**

**TRUSTEE LYNCH REPORTS:** INCREASE OF CEMETERY RATES: Trustee Lynch read a list of suggested cemetery rate increases as proposed by Superintendent, Roger Weaver, as follows:

	<u>Current</u>	<u>Proposed</u>
Lot	\$250	\$290
Opening	\$200	\$250
Ash opening	\$ 50	\$ 75
Any weekday	\$ 75	\$100 After 3:00 p.m.
Saturday burial	\$ 75	\$100
Sunday burial	\$ 75	\$150
Holiday	\$ 75	\$150

Trustee Lynch noted that he agreed with R. Weaver and that increases are necessary. Trustee Lynch said that R. Weaver had gotten prices from other area cemeteries and that Palmyra has been lower than most. Trustee Gilmore agreed with Trustee Lynch if R. Weaver thinks that prices are consistant.

**A motion was made by Trustee Lynch to accept the following increases in the Cemetery rates as follows:**

Lot	\$275	
Opening	\$225	
Ash opening	\$ 75	
Any weekday	\$100	after 3:00 p.m.
Saturday burial	\$100	additional
Sunday burial	\$150	additional
Holiday burial	\$150	additional

Motion seconded by Mayor Elliott, vote, 3 ayes and 1 nay, Trustee Wooden. **CARRIED.**

**DRUMLINS RADIO CLUB:** A motion was made by Trustee Lynch to allow the Drumlins Radio Club to have their annual emergency preparedness exercise at the Village Park and the Park and Club Rooms on June 26, 27, and 28th, 1992, from 2:00 p.m. Saturday thru Sunday. The motion was seconded by Trustee Gilmore, vote, 4 ayes, **CARRIED.**

**BATHROOM REMODELING IN THE PARK AND CLUB ROOMS:** Trustee Lynch noted that there were many groups that assisted with this project with funding as follows: Rotary, who hired Tom Curran, the carpenter; American Legion, Lions, and the Chamber of Commerce.

A motion was made by Trustee Lynch to send a letter of thanks for the assistance received from the above mentioned organizations, seconded by Trustee Gilmore, vote, 4 ayes, **CARRIED.**

**TRUSTEE GILMORE REPORTS:** Trustee Gilmore reported that the a new water heater had been ordered by the Fire Dept. from Pal-Mac Plumbing who would also install it.

**ISO REPORTS:** Trustee Gilmore noted that the Fire Company is working on the report. He also noted that there is a problem in many areas of the Village with pipe sizes being too small. Some pipes are 4", 6", and 8". Trustee Gilmore said that because of this Palmyra does not have the volume of water needed in some areas for proper pressure. Trustee Gilmore suggested that any work in the future on these problem areas be corrected as the opportunity allows. R. Hickman, Fire Chief, is using the Pumper Truck and had felt that this would assist in these problem areas, however, may not be acceptable for some insurance ratings.

**CEO APPLICANTS:** Trustee Gilmore noted that he has looked over all of the applications received to date and has noted those he does and does not recommend for further consideration. He asked the other Board members to individually look over all applications and recommend those for further consideration prior to calling them in for interviews.

**TRUSTEE WOODEN REPORTS: HANDICAP RAMP:** Trustee Wooden stated there was progress on the ramp and things were going OK.

**YOUTH BASEBALL PARADE:** A letter was received by Trustee Wooden asking permission to hold a Parade on May 2, 1992 at 10:00 a.m.

The parade route would go from the Palmyra Elementary, South to Jackson, West on Jackson to Stafford and South on Stafford to the Community Center. Seconded by Trustee Gilmore who asked Chief Dalton to contact the Fire Police for that day. Trustee Gilmore also noted that there is a great interest in baseball for the children and that it is very well attended and should be noted as a positive media event. Vote taken, 4 ayes, CARRIED.

WAYNE COUNTY ECONOMIC DEVELOPMENT ORGANIZATION: Citizen Elaine Hartnagel informed Trustee Wooden that there would be another meeting held on May 8th at the Williamson Library at 3:00 p.m.

REASSESSMENT LETTER: Trustee Wooden moved that a letter be sent to the Town of Palmyra Board as follows:

We the Village Board believe that there are far too many inequities in the now proposed tax assessment. We feel that the assessment roll proposed should be abandoned and that the current roll be used until a new roll can be made.

We feel that the proper approach to a new assessment would be a visual inspection of each property. This would allow the assessor to collect assessment data to then use in a computer program analysis. We also feel that the Town Board exercise its duty and instruct and work with the assessor during this long and difficult process.

We would also offer our assistance in the development of the new tax roll. We would also encourage the Town Board to enlist the services of concerned citizens in the Town and Village.

We believe that this will produce a more equitable tax roll.

This motion was seconded by Trustee Gilmore, vote, 4 ayes, CARRIED.

Trustee Gilmore commended those who are involved in OTF and noted that when people get together and get involved it makes a difference. He is impressed with OTF and those involved.

SOCIAL SERVICES: Trustee Wooden noted that Paul Peters of the Wayne County Social Services Office has asked if the VOP would like additional workers under the SS program such as R. Bulman. Trustee Wooden indicated to Mr. Peters that the VOP would take as many as they had. All agreed.

EXECUTIVE SESSION: Mayor Elliott moved to go into Executive Session at 9:00 p.m. for discussion on a job applicant and meeting with the Union President, Scott Smith, also Trustee Gilmore had a matter of personnel. Motion seconded by Trustee Lynch, vote, 4 ayes, CARRIED.

A motion to come out of Executive Session was made by Mayor Elliott and seconded by Trustee Gilmore at 10:02, vote, 4 ayes, CARRIED.

ADJOURNMENT: A motion was made by Mayor Elliott to adjourn the meeting at 10:03 seconded by Trustee Gilmore, vote, 4 ayes, CARRIED.

Next meeting is a special meeting on Monday, April 27, 1992, at 4:30.

Respectfully submitted,

  
Bonnie J. Hays, Village Clerk

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