

July 19, 1982

261

Special Meeting

BOARD OF TRUSTEES

7:00 p.m.

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

Call to Order: Mayor Wilson called the meeting to order at approx. 7:15 p.m. following which she requested a moment of silence.

Purpose of Meeting: Mayor Wilson stated that the purpose of the Spec. Mtg. was to discuss and sign certain contracts - and to arrive at a decision regarding the renovation of Vienna & Kent Sts., and Canandaigua St.

Schooling Acting Justice: Mayor Wilson spoke of schooling needed for Acting Justice Hansel - and that next term is 7/26-30/82 at St. Lawrence University, Canton, N.Y. She added that there is no charge for schooling - Mr. Hansel would be reimbursed for room board & mileage. Trustee DePoint motioned the above; Trustee Rolland seconded. All "ayes," motion carried.

"Open House" Vill.Hall: Discussion held on date for "Open House" for renovated Village Hall. The Board determined that same would be held from 2:00-4:00 p.m. on Sunday, 8/29/82.

Use of Ct.Rm.: A short discussion was held on use of Trustees' Rm. regarding Social Security representative once a month, etc. The Board suggested Probation Officers and S.S. Rep. use Courtroom when possible.

Employee Picnic: Mayor Wilson announced that a Village Employee/Family picnic has been planned for 8/7/82.

Senior Citizens' Req.: Discussion held on Senior Citizens' request for the transport of chairs and tables for booth which they man at the Palmyra Fair. Trustee McGrath was requested to take up with Highway Dept.

Committee Reports: Trustee Hays spoke of a form he had improvised for rpts. from Dog Warden, Harold Fisher. Regarding "Revitalization Committee," he talked of a list of merchants which he rec'd from P.D. Mr. Hays spoke briefly on his endeavors regarding Village purchasing procedures, citing an example of sodium bulbs for northside merchants' parking lot. The Mayor told him of Albany's "list" and the Clerk was asked to write for same.

Trustee Rolland said that he had received Zoning Bd. of Appeals' opinion regarding the "Landmark Inn," and paperwork in preparation to go to State Supreme Ct. Mr. Rolland spoke of Ordinance enforcement by the Building Inspector regarding certain properties and a list of 60-70 abandoned vehicles for which they would proceed with form letters. Prior to requesting Atty. Poyzer to draw up a Contract, Trustee Rolland said that he needed additional information from Mr. Place. Mayor Wilson asked about the Planning Committee and was told by Mr. Rolland that various committees are supposedly meeting and regarding a "Noise Ord.", he would be handling personally.

Mr. Rolland reported that Cemetery employee, Matt Daly had resigned due to a better job - and that Mr. Weaver feels that he can manage with two or three part-time held remaining. Budgetwise, could handle a third part-time position. He emphasized that Cemetery looks very good; Mayor added that Towpath in excellent condition. Trustee Rolland motioned to extend C. Johnson's probation from eight weeks to 26 wks; Trustee DePoint seconded. All voted "aye," carried.

Lauren. Drive: Regarding Laurentian Drive water leak at Nos. 2 and 4 which involves two families, Atty. Poyzer spoke of having talked to Legal Counsel of State and their recommendation to publish newspaper notice to residents. Discussion held by Bd. with Mr. DePoint saying that any litigation would cost more than \$400. Village would pay for repair. Atty. Poyzer said residents involved had been served notice to repair by 8/6/82. Trustee DePoint moved publication of notice; Trustee Hays seconded. All voted "aye," motion carried.

- Donegan Assoc.: Regarding an annual Contract re budget work with Donegan Assoc. of Victor, in the amt. of \$3,500. plus out-of-pocket monies, Trustee DePoint moved that the Mayor be authorized to execute said Contract; Trustee McGrath seconded. All voted "aye," motion carried.
- Resol. #82-26  
Comm.Ctr: Regarding a Quarterly State Aid Expenditure Estimate, prepared by Comm. Ctr. Director, J. Campbell, the total Contract amt. is \$48,000., \$13,500. of which is allocated by the Village. Trustee Hays, having looked over same, motioned that the Mayor execute said forms; Trustee Rolland seconded. All voted "aye," motion carried - Resol. #82-26 attached hereto.
- Rustic Signs: Mayor Wilson questioned Mrs. E. Eggert if she had been in contact with BOCES regarding refurbishing of rustic signs placed in Village. Mrs. Eggert said that her son does not attend school there now, however, she would look into same.
- Band Concert - Activity Dates: Mayor Wilson spoke of the successful "Dixieland Band Concert" in the Village Park on 7/17/82 - and gave the following dates for other Village activities: Pageant Dates - 7/23-7/31/82; WC Village Assoc. Dinner-Meeting - 7/28/82; 8/8/82 - Old Fiddlers' Picnic; 8/16-8/21/82 - Wayne County Fair; and 9/16-9/19/82 - Canaltown Days.
- Vienna/Kent St. Renovation: Mayor Wilson said that Atty. Poyzer had reviewed Contract between Village and Lozier Engineers regarding Vienna & Kent Sts., adding that decision should be forthcoming at the Spec. Mtg. A lengthy discussion was held regarding expense of approx. \$400,000. for street/water line work. It was stated Lozier's recommendation of having full-time supervisor present during reconstruction with Trustee McGrath stating that certain Highway Dept. personnel qualified to oversee. Trustee DePoint reiterated his feelings on legalities of using water fund for streets. Atty. Poyzer said same is legal for any work that has to be done occasioned by water line can be authorized to the water fund - not one mile beyond where water line work is done. Discussion continued on source of funding and the possibility of borrowing monies, interest rate, and not enough money in Highway Budget until 1983. Mrs. McGrath said that Village must have money prior to bidding. Of the above amt. of \$400,000., resurfacing the sts. would cost approx. \$248,000.-\$250,000. Trustee Hays moved that the Board accomplish street resurfacing and water line replacement; Trustee Rolland seconded. Roll Call Voting was as follows: Trustees Hays, Rolland & McGrath - "ayes," Trustee DePoint abstained. Motion carried by majority.
- Trustee Hays moved authorization for money to hire Lozier Engineers to prepare bid specifications regarding the above; Trustee Rolland seconded. Roll Call Voting: Trustees Hays, Rolland & McGrath - "ayes,"; Trustee DePoint abstained. Carried by majority. No houses on Kent St. regarding water line replacement, however, Mr. J. Elliott suggested checking with Bucknam's since their water, it is believed, comes from old Ludwig's Bldg.
- Misc.: Mrs. McGrath spoke of flower planting in front of Vill. Pk. Gazebo; and she touched upon source for money for steel bldg. in which to house highway equip. Mayor Wilson said, regarding UR funds, that UR balance sheet has not arrived - that Village informed by Mr. Rubery that if Parcel 3B sold, Village may retain funds. May have to send it back - will be returned to Village. It is unknown whether or not HUD will permit funds to be used for curbing and setting bldg. back at highway barns.
- A lengthy discussion ensued regarding the employment of elected officials' family members. Atty. Poyzer stated that there are no provisions in the Code of Ethics or Municipal Law which prohibit same.

August 9, 1982

- Comm. Rpts.: Mr. Hays said that he had met with Deputy Chf., Dalton and Dog Warden, Mr. H. Fisher during which time they had reviewed procedures re issuing appearance tickets - fines imposed would be received locally. Mr. Hays said that he would check with Village Attorney regarding hiking cost of seizure - State allows \$5.00 per day charge, also. Would like to look into charging \$10.00 for pickup and \$5.00 per day for boarding dogs.
- Re office supplies, Mr. Hays said that Clk. would contact all department heads for an estimate of amt. used, which, in turn, he'll use for informal price quotation. Trustee Hays said that he had rec'd a letter from Stuart Brown Assoc. in connection with "Revitalization"; he spoke of having the Clk. write to "Christy's" Restaurant welcoming them to business district; and that he had been requested to address the Palmyra Chamber. Mr. Hays requested a rep. from the Chamber, along with Mr. Roy Aplin, to serve on the "Revitalization" Committee and will send letters to special interest grps. requesting their input. A short discussion was held on placing calcium on Comm. Ctr. Dr. and the Town's offer for services. Mr. Hays said he would check into the Village providing the calcium and Town spreading same - cost would probably be under \$100.
- Village Hall: Trustee McGrath said that Thornwood coming with "punch list" on 8/10/82 and cited that the Cemetery and Highway crews deserve much credit for their assistance with Village Hall work.
- Fire Dept. Apps.: Trustee McGrath submitted Fire Dept. Membership Applications of Gerald J. Cook, 3702 Rt. 31, and Terrance A. Goodwin, 132 Stafford St., to the Bd. for approval, following which she moved their acceptance; Trustee Rolland seconded. All voted "aye," carried.
- Ctrm.- Town: Discussion held on Town Justices' use of Ctroom in Vill. Hall, and Town Board's request to use P&C Rm. on month-to-month basis. It was pointed out by Trustee McGrath that the two Town Justices require six nights' use. Bd. determined that \$1,000. firm offer for Vill. Hall and the Clerk was requested to write the Town that the P&C Rms. would not be available after 8/31/82. Trustee McGrath placed the above in the form of a motion; Trustee Rolland seconded. All voted "aye," carried.
- Vill. Hall: Mrs. McGrath spoke of hallway art-work and Mr. Frontuto having donated the plaques underneath. Mr. Hays requested that plumbing fastened to wall in men's room be checked.
- Minutes- 7/12/82: Mayor Wilson asked for corrections/additions to Regular Bd. Mtg. Minutes of 7/12/82. When there were none, Trustee Hays moved their acceptance; Trustee Rolland seconded. All "ayes," carried. When there were no corrections/additions to Spec. Bd. Mtg. Minutes of 7/19/82, Trustee Rolland moved their acceptance; Trustee Hays seconded. All voted "aye," carried.
- Minutes: 7/19/82: Trustee Hays moved their acceptance; Trustee Rolland seconded. All voted "aye," carried.
- Vienna St.: Trustee McGrath said that bid specs were not prepared as yet - she needs to meet with Trustee DePoint to coordinate water line replacement/street reconstruction. She added that Mr. L. Bower of Lozier's feels that streets should be bid in January; awarded in February, 1983, however, water line replacement could occur in Winter, 1982-83. Money - \$60,000 - \$90,000. may be available at end of fiscal year -- discussion. PVC less expensive; street will be torn up for six months anyway; base; and soil tests.
- Citizen Richardson: Mr. Chuck Richardson approached the Board regarding his concerns - felt that treated unfairly, not necessarily by Bd. but by some individuals. He said that he was talking a six-month leave of absence from P.E.D.C., effect. 7/12/82. Referring to P.E.D.C., he said that he (they) trying to serve Palmyra; needed place to meet with prospects and phone service, thus use of his office. He emphasized more cooperation needed by everyone and brochure preparation touched upon. Mayor Wilson said that Trustee Hays was liaison person fm. Vill. Bd. - some questions needed answering - no doubt that P.E.D.C. had done lot of work. Mr. Hays said that Supervisor Aplin had some concerns and spoke of internal problems. Trustee McGrath said unfair to question integrity of whole Bd. and the make-up of P.E.D.C. was disucssed. She'd like to see Vill. Bd. supportive. Discussion discontinued.

August 9, 1982

- Donegan Assoc.: Mr. B. Donegan of Donegan Associates of Victor, Consultant for Village, approached the Board to discuss various business matters, among which was how Bd. may or may not finance Vienna St. In Mr. DePoint's absence, it was brought out his concern re using "water" money for streets - Mr. Donegan said it is commonly done by municipalities, citing Marion as an example, and assuming same amt. of distance covered for both. He spoke of current "borrowing" interest rate - 9 & 10%; investment rate - 10 & 11%. His explanation covered bond anticipation note; statutory installment bond; temporary vs. permanent; dependence on credit rating & positive fund balance; possibility of Bd. adopting bond resolution - "period of probably usefulness"; interest and principal payments; Chief Fiscal Officer's duties after Bd. authorization; bond resolution or free up from Capital Reserve, publishing in paper - special form of permissive referendum, two different time-frames; local concern working with bond counsel; Sunshine Law procedure, etc.
- Mr. Donegan recommended Village work with organized bond counsel recognized by banks - work with Village Attorney in getting raw data - prepare legal framework - Village Atty. review and present to Bd. - complete set of all to transpire - if Vill. takes longer than five yrs., can go to a Serial Bond; Bond Anticipation Notes might enhance process. Mr. Hays asked about necessity of bond counsel and fees. Vill. Atty. can easily obtain fee schedule. Fee for Donegan touched upon lightly and possible preparation of "Prospectus" - avoid if possible - costs money. Mayor Wilson requested Mr. Donegan to prepare proposal from his firm for 9/7/82 Bd. Mtg. and appearing to explain. Paid out of bond issue would be engineering charges, inspection, administrative cost and financial cost - line item - "Contingent Acct."
- Trust Funds: Re: P. T. Sexton Fund, Bd. needs to give Donegan's guidelines as to investment objective - all of items could be in liquid state - CD's, etc. Able to invest in AAA bonds or "Double A", high quality corporate bonds. Discussed was stipulation of original trust and Mr. Donegan touched upon "Stockport" and "Penn Central" The latter common stock (129 shares) with market value of \$7,800. Currently not paying a dividend - liquidate?? Timing aspect - leave some in fund - sell on strength. Re: cemeteries & bldgs. & perpetual care - Donegan has copies of all Village bonds - Donegan makes recommendations to Treasurer, Bidding procedure discussed - commercial banks only (no savings & loan banks) - list of ten - could be surveyed for highest rate of return. Mr. Donegan completed his presentation by saying that a separate letter would be sent - addendum to Contract for Services and it was stated that Village Atty. should be consulted regarding authorization for Treasurer to conduct bidding procedures previously mentioned. Mr. Donegan said that he had a previous engagement for 9/7/82, however, Mr. R. McMaster of his firm could be at the Bd. Mtg.
- Annual Treas. Report: Mayor Wilson said that the 1982-82 Annual Treasurer's Report was final and may be inspected in Village Office.
- Req. for Rm. Use: The Clerk informed the Bd. that Mr. John Rigney had asked about citizens' and organizations' use of new Trustees' Room in renovated Village Hall. Following a short discussion, the Bd. determined that the P&C Rms. sufficient for meetings - Trustees' Rm. may be used only if there is a conflict. The Clerk was instructed to inform Mr. Rigney of same.
- Laurentian Drive: It was stated that letters had gone out to two property owners and a copy of the published notice for water shut-off on 8/6/82, however, Atty. Sapienza had filed for stay - same would be heard in Ct. at 10:00 a.m. on 8/23/82. Trustee McGrath felt that highway and water depts. should have gone ahead and accomplished the work - Mayor Wilson spoke of street not being dedicated.
- Parking - Spec. Events: The Clk. told the Bd. of Canaltown Days' Committee request for no parking on either side of Jackson St. during Sat. & Sun. - 9/18 & 9/19/82. Following discussion, Trustee Rolland motioned that Resolution #82-23 be amended....."there shall be no parking on North side of Jackson St. on the above dates"; Trustee McGrath seconded. All voted "aye," carried.



September 7, 1982

- Urban  
Renewal: Mayor Wilson spoke of a communication from Ms. Sharon Lilla regarding Urban Renewal. She spoke of UR abolishment in 1976 by resolution and that funds were to have been placed in Community Development and Village should be administering funding. Atty. Poyzer will be requested to review and discussion held on procedure of getting funds turned over to Village.
- Lauren.  
Dr.: Mayor Wilson requested "retroactive" authorization for Village Atty. to represent Village regarding water problem on Laurentian Dr., the Clerk having received authorization via phone for same. Mr. Hays motioned Village Atty.'s representation; Trustee McGrath seconded. All "ayes," except for Mr. DePoint who abstained. Carried by majority.
- Court -  
Copying: It was brought out that Village Justice needs service of copying machine; Trustee DePoint will speak with Police Chief re: use of copier in P.D.
- Retro-  
active pay  
Trowbridge: Trustee DePoint moved that authorization be given Treasurer to pay Mr. F. Trowbridge for five days according to Court decision - Trustee Rolland seconded. All voted "aye," carried.
- Eagle  
Scout  
Project: Trustee McGrath stated that Mr. Timothy Rifenberg of Maple Avenue had written regarding an Eagle Scout project for Prospect Hill, i.e. clean campsites, repair roads, clean out dead wood, etc., restoring the Park as a whole, for which he requested use of Village tools. Mrs. McGrath discussed the above with Cemetery Foreman Weaver. In order to make it a "walking park", Mrs. McGrath reiterated her former position of installing gates. Mr. Weaver has located two old gates for which the Village would have to pay \$25.00 each. Mrs. McGrath so moved; Trustee Hays seconded. All voted "aye," carried.
- Bid  
Award  
(Cdga.  
St.) The following bids were received for repaving Canandaigua St.: Titus - \$75,765.; Wesley - \$39,585.; Crown - \$54,120.; and Bates - \$46,944. Mrs. McGrath stated that \$35,000. had been appropriated for the repaving of Canandaigua St. Mr. DePoint questioned about taking the remainder out of contingency and was told by Atty. Poyzer that no problem exists if the money is there, following which Trustee DePoint moved the passage of Resolution #82-30; Trustee Rolland seconded. All voted "aye," Resolution #82-30 unanimously adopted and attached hereto. Trustee McGrath moved that Wesley Paving be awarded bid for repaving said street; Trustee DePoint seconded. All voted "aye," carried.
- Resol.  
#82-30:
- Vienna  
Street: A lengthy discussion was held among board members regarding proposed work on Vienna Street, a meeting held with Lozier's on 9/1/82, and pictures and a report from Lozier's. Discussed was encumbering CHIPS money to resurface Kent and Throop Sts.; bidding now for streets, placing in next year's budget in conjunction with Vienna Street. Repaving only on Kent St. and going 60' up Prospect St., according to Trustee McGrath, where there lies a serious problem as water main is in soft soil. Mr. Hays motioned to place Prospect Dr. in bid as an alternate (paving only); Trustee Rolland seconded. All voted "aye," motion carried. It was pointed out that Highway Supt. Smith agreed with bidding alternates.
- Town -  
Use of  
Ctrm.: Mr. DePoint led a discussion on Town of Palmyra Justices using Village Courtroom, suggesting a figure of \$500.-\$900. per yr. He suggested one year's try-out and spoke of sharing law books/supplements and the like. Mr. DePoint volunteered to negotiate with the Town on the matter. Trustee McGrath said that storage space could be a problem - \$1,000. original 'offer' to Town for use of Courtrooms would not cover costs of copying, janitor, utilities, etc.



September 7, 1982

- Vienna St.: Further discussion on Vienna Street and the meeting mentioned above when preliminary plans were reviewed. Engineer's recommendation to begin project next year. Mrs. McGrath said that Mr. Smith would like the road "settled" first - at least six months; and that she would like to see water lines completed because of water line breaks in that area. Tentative plans to be submitted by end of Sept. - Village will have to bid with 'option.'
- Ramp/Sprinkler Vill. Hall: A concerned citizen asked about a sprinkler system and ramp for handicapped in Vill. Hall. Trustee McGrath and Mayor Wilson said that Vill. Hall considered an "existing" structure. Mrs. McGrath stated, also, that the above had been discussed with Architect Sherman and the plans to incorporate the above features.
- Janitor: Trustee McGrath said that the janitor is quite ill - Peggy MacKay filling in.
- P.D. Report: Trustee DePoint moved to accept August Police Department Report; Trustee Rolland seconded. All voted "aye," carried.
- Pol.Comm. Rpt.: Mr. DePoint said that he had met with Chief Henry several times and he also spoke of Fiddlers' Picnic, commending the Committee for its preparation - only one minor incident occurred. Trustee DePoint stated that he had issued a directive re: status of budgets as year progresses. He said that Chief Henry had recommended to extend Officer Kevin Schneider's probationary period; that the Chief had ordered vests for the P.D. for which they will receive 100% reimbursement. He related a request from P.D. re paycheck stubs - change to a running total of deductions. Would have to standardize for all.
- Sewer Unit Reduction: Mr. DePoint spoke of having received a letter from Councilman Dave Lyon from the Town re: reducing sewer unit at Town Office from one and one-half units to one unit. Said request was complied with for Sept. billing.
- P.D. Matters: Chief Henry recommended a shield or overhang be looked into for the steel Flagpole, another incident having occurred there in recent months. Mr. DePoint moved acceptance of July Police Department report; Trustee Rolland seconded. All "ayes," motion carried.
- Lauren. Dr.: Atty. Poyzer stated that the Judge had reserved a decision on the Laurentian Drive water matter, for both counsel to submit a statement of the facts and any applicable law in support of their respective positions.
- Parking: Discussion on turning list of abandoned vehicles over to Village Atty./ Zoning Officer and law for Jackson Street parking. Trustee Hays moved that a full report on parking be contained in one Ordinance, i.e. Village-wide; Trustee Rolland seconded. All voted "aye," carried.
- Raise - Chief: Trustee DePoint stated that it was his plan to re-evaluate Chief Henry in May re: a pay increase. He said that he felt the Chief had done what Board expected him to do - that his January and May, 1982, evaluations were both good, therefore, as of 6/1/82, Chief should have received a 9½% increase which amounted to approximately \$400. above what he was given under Gen. Mun. Law. Mr. DePoint received no support from the Board in this regard and stated his disappointment; thought the Board had made commitment and reneged.

September 7, 1982

- Flags: Trustee Rolland stated that both "Flagpole" flags had been sent for repair; estimates for painting Flagpole to be resolved soon.
- Cemetery: Mr. Rolland said that Cemetery "summer help" gone; need new leaf blower (8 h.p. range - approx. \$700. cost); small kerosene heater needed for office; possible phone installation there; repairs needed on roof; looking into changing basic plumbing structure in Spring (tamper-proof faucets); blade for snowblower; Foreman Weaver shall man ice-skating rink - and possible addition of rink in Vienna Street Park. He added that Mr. Weaver will be occupied during winter months when Cemetery closed with the above work, time studies, etc.
- Zoning/  
Plng.: Trustee Rolland, re Zoning & Planning, said that Mr. J. Ryan was asked to contact committee on re-zoning for a late September meeting; the Judge had been contacted re: appearance tickets; and having toured the Palmyra Hotel/Landmark Inn for which he felt 80% completion on compliance items for C. of O. Mr. Rolland stated that a letter had been sent to Mr. D. Scheer, owner, that barricades may be removed; side door may be opened to public in view of above.
- Purch.  
Procedure: Trustee Hays, regarding standardizing the Village's purchasing procedure, said the Village paying over double for light bulbs - memo would be sent to departments - will purchase at State Bid prices; received wrong info. from State - re: wording Village's request for "authorized award list."
- Animal  
Control: Mr. Fisher utilizing new form furnished him for report to Mr. Hays; devised another form for people who do not want to sign a complaint; and Mr. Hays' recommendation for raising fees for holding/seizing animals.
- Revital-  
ization: Mr. Hays said that he is drafting a letter to organizations to appoint a person to serve on the "Revitalization" Committee, as well as a request to high school for two students' representation. He said Committee would be composed of eight or nine members.
- Comm.Ctr.: Reitering his former position of assisting Comm. Ctr. regarding problem of dust, he said problem would be addressed in Spring as well as providing concrete for walkway and has yet to receive proposal from Mr. Gary LaBerge. He spoke of cost of concrete and Village's charges for short lots.
- Tier 3: Mr. Hays said that the "Tier III" Retirement Program had been salvaged by the Legislators during summer months.
- Assess-  
ments: Ms. Poyzer said date of Sept. 20 set for assessments and Judges being transferred; Assessment for Town of Hopewell more than doubled; have not resolved in last two years.
- Handi-  
capped  
Pkg.: Discussion on "Handicapped Parking" and same should be done along with "parking" - one Ordinance, requiring public hearing. Dimensions discussed and penalty to be imposed.
- Auction: The Rotary Auction (annual) scheduled for 9/11/82 at the Fairgrounds. The Board approved of said activity.
- Clerk/  
Treas.  
Conf.: The annual Clerk/Treasurer Conference at Grossinger's from 9/28-10/1/82 was brought to Board's attention. Mr. DePoint moved that either or both Clerk/Treasurer be authorized to attend; Trustee McGrath seconded. All voted "aye," carried.



September 7, 1982

- Curbs on Vienna: A Vienna Street resident asked if curbs would be placed on Vienna Street during water line/paving work. Trustee McGrath said they would be.
- Voucher Payment: Trustee Rolland motioned that all vouchers containing three signatures be authorized for payment in amount of \$30,533.49, Abstract #5. Trustee Hays seconded, all voted "aye," carried.
- Executive Session: At 10:00 p.m. Trustee McGrath moved that the Board exercise Executive Session for discussion of personnel matters; Trustee Rolland seconded. All voted :aye," carried.
- Re-convene: At 10:50 p.m. the Board emerged from Executive Session upon a motion by Trustee DePoint; seconded by Trustee Rolland. All voted "aye," carried. Present: Mayor Wilson; Trustees Rolland, DePoint, Hays & McGrath.
- Adjourn: The Board adjourned at 10:52 p.m. upon a motion by Trustee Hays; seconded by Trustee DePoint. All "ayes," carried.

Ethel B. Johnson, Clerk

Resol. #82-28: TO WHOM IT MAY CONCERN:

Please be advised that by Resolution #82-28, dated September 7, 1982, the Village Board of the Village of Palmyra extends the boundaries of the consumption of alcoholic beverages, which are not to be sold, to one hundred feet beyond the premises as described in Section 1A-2, Paragraph "b," 1A-3 and 1A-4 of Local Law #8, dated July 21, 1975, on Saturday, September 18, 1982, from 11:00 a.m. to 5:00 p.m., at 209 East Main Street, Palmyra, New York 14522, sponsored by the Taylor Wine Company of Hammondsport, New York, constituting a wine tasting party.

BY ORDER OF THE VILLAGE BOARD

Ethel B. Johnson  
Village Clerk

Dated: September 17, 1982

Resol. #82-29: Trustee DePoint moved passage of the following resolution, thereby ratifying purchase of a 1982 Chevrolet, one-half Ton, 4 x 4, light blue truck, Model CK10903, on August 30, 1982:

"WHEREAS, the Village Board recognized the need for replacement of the 1977 Chevrolet Water & Wastewater truck, and,

WHEREAS, the Village Board voted on May 25, 1982, to advertise for bids for said truck, the bid date being 2:00 p.m., June 14, 1982, for which no bids were received, and,

WHEREAS, since Federal Revenue Sharing funds are to be used for the purchase of said truck and which are disbursed quarterly, it was determined by the Board to postpone purchase of said truck awaiting these funds, and,

WHEREAS, major repairs were accomplished on the present W&WW truck on August 16, 1982, by Village mechanics, purchase order #2715, and it was determined by said mechanics that more repairs were forthcoming, and,

WHEREAS, a long waiting period would be involved when ordering a new truck and McLouth Chevrolet of Macedon, New York, having located a 1982 model which filled the Village's specifications,

NOW, THEREFORE, BE IT RESOLVED, that having weighed all of the above and in view of the emergency situation, approval was given for the purchase by the Mayor, and,



September 7, 1982

Resol.  
#82-29  
cont'd:

BE IT FURTHER RESOLVED, THAT, since the foregoing circumstances constitute a public emergency under General Municipal Law S-103, Subd. 4, said vehicle was purchased on August 30, 1982, purchase order #2719, in the amount of \$10,460.00, with a delivery date of September 10, 1982, without awaiting the competitive bidding procedure normally followed for such purchases.

Trustee McGrath seconded adoption of the foregoing resolution; All voted "aye," Resolution #82-29 unanimously adopted.

\* \* \* \* \*

Resol.  
#82-30:

Trustee McGrath motioned -

BID/TENDER FORMS  
SECTION 00370

PART 1 - BID ACCEPTANCE

1.1 RESOLUTION OF AWARD

WHEREAS, on August 25, 1982, bids were received for the Resurfacing of Canandaigua Street;

WHEREAS, due consultation has been had with the engineers for this project, along with the attorney for the Village of Palmyra, and due deliberations having been had;

NOW, THEREFORE, BE IT RESOLVED THAT, award be made of the contract for construction to the following:

WESLEY PAVING

at an estimated contract sum of \$39,585.00.

Trustee DePoint seconded; all voted "aye," - Resolution #82-30 unanimously adopted.

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BOARD OF TRUSTEES  
September 20, 1982

Regular Meeting

7:00 p.m.

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

Moment of Silence: Mayor Wilson requested a moment of silence - and that the Board remember the late Miss Lorene Warner, Town Historian, during the moment of silence.

Canaltown Days: Ms. Wilson, speaking of Canaltown Days, thanked the Committee for its success and commended the various Village departments for their efforts, especially Pete Smith of the Highway crew.

Minutes - 9/7/82: Mayor Wilson asked for corrections/additions to the 9/7/82 board minutes. Trustee Rolland requested correction on Page 4 wherein the raise for Chief Henry, although stipulated under General Municipal Law, was not adhered to as the Board approved of said raise equal to General Municipal Law increase. Board was not bound by Gen. Mun. Law. With the above change noted, Mr. DePoint moved acceptance of the Minutes; Trustee Hays seconded. All voted "aye," carried.

September 20, 1982

Committee Reports:

Trustee Hays: Regarding "Purchasing," Mr. Hays said that he was awaiting word from the State re: requesting N.Y. State Bid List. He had been negotiating, he said, with various vendors in areas where he could save Village the most money, i.e. tentative purchasing agreement with Palmyra Electric to purchase electrical supplies from them. Mr. Hays added that Memos had been sent to department heads for authorized persons to be designated for purchases - tighter control needed in this area.

Mr. Hays said that eight complaints had been received re: animal control; did not know status of P.E.D.C. as he had been out-of-town; and letters had been mailed regarding the "Revitalization Committee," requesting names of assigned individuals by 10/12/82.

Trustee Rolland: Trustee Rolland said that he had met with Chief Henry regarding placement of a shield around Flagpole before same is painted. Repainting, he said that he had asked Village Atty. for assistance with Contract.

He had requested an estimate for telephone at Cemetery Office which would be forthcoming from N. Y. Tel.

Zoning & Planning - Hearing for Columbia Banking/Palmyra Motors - set for 7 p.m., 9/28/82. Mr. Rolland added that Zoning Board chose to extend permission to Palmyra Hotel to operate without a "C. of O." until 11/1/82. Regarding Dr. Bidwell's request to convert Professional Bldg. into apartment complex, Mr. Rolland said that said hearing was postponed until 10/20/82 to receive his "proof of hardship." Mr. Martens of Crescent Drive was granted a variance to build an attached garage; and the 9/15/82 hearing for Christy's Restaurant sign was dismissed due to fact that their desired sign did conform to Code.

Regarding the list of 60-65 abandoned cars, Mr. Rolland said that form letter in preparation for mailing. Discussion held on enforcement following serving of appearance tickets; Mr. Ryan probable one.

The quote of \$1,575. from T&H for painting flagpole, formerly accepted by the board, a good price, especially since that firm will carry own insurance.

Trustee DePoint: Mr. DePoint spoke of having received a memo from Chief Henry regarding merchants' complaints of public parking lots, i.e. people park there for excessive periods of time - changing oil, mechanical work, etc. Felt merchants asking for change which would limit 24-hr. continuous parking. May need amendment to that section of Code and/or creation of separate section.

Mayor Wilson questioned Mr. Rolland about meetings held by committee in charge of Code Revision. Mr. Rolland said a meeting was to have been held by end of Sept.

Trustee McGrath: Re: Vienna Street, Trustee McGrath said she anticipated hearing from Lozier's by end of month - anticipates receiving whole plan for board to review. Finalized plan to be based on board's discussions at last meeting - hopefully, ready for next board meeting. She spoke of putting out bids in month of Oct. for the entire project.

Trustee DePoint: Mr. DePoint spoke of having started negotiations with Deputy Chief per instructions from board - same will be taken up in Executive Session. He said that he was waiting to hear from County Court re: Laurentian Drive - attorneys were to have submitted their memoranda. Mr. DePoint spoke of Town Office building having requested and received sewer rate reduction to one unit.

September 20, 1982

Trustee  
DePoint:

Regarding Town Justices' use of Village Ctrm. facilities, Mr. DePoint said same had been discussed with Councilman Lyon - and preparation of a list of all publications both Courts utilize in an attempt to determine total cost, sharing thereafter what both use/need. Use would include use of Justice Office - it is mandatory that youthful offenders be arraigned separately. He also spoke of Clerks, place to store records, dockets, etc., and need for all three justices to have keys, as well as Clerks. In another area, Mr. DePoint said that arrangements for making copies for Court use had been accomplished through Chief. Discussion. Mrs. McGrath said that Village Court Clerk uses office two days a week. Further discussion held on how crowded Justices' Office would be; Town always asking Village to cooperate - how about Master Meter (Mr. DePoint says Town Engineer working on same); Town's willingness to pay recommended amt. of \$1,000., to which Mr. DePoint answered that problems are not insurmountable. Mr. DePoint motioned that the Clerk convey to the Town an offer of \$1,000. including the sharing of publication expenses; use of Justice's Office; with access to making copies; and a Contract to run one year from date-to-date. Trustee McGrath insisted that same be contained in writing. Trustee Rolland seconded; all voted "aye" (roll call), carried.

Cdga.  
Street:

Trustee McGrath said that paving work to begin on Canandaigua Street on 9/21/82. She said that she gave tour of Village Hall to approx. 100 persons on 9/18/82 - Canaltown Days. Regarding one-way streets, Mrs. McGrath stated that Memos sent to P.D., Fire Dept., & Vol. Amb., for their suggestions for one-way streets. Mrs. McGrath reiterated Mayor's thanks to Highway Dept. for work accomplished in connection with "Canaltown Days." She stated that Fire Dept. would like all streets designated one-side parking only. A suggestion from F.D. was Holmes - P.V.A. had not responded as of this date.

Handi-  
capped  
Pkg.:

A lengthy discussion was held on "Handicapped Parking," Local Law #2 having been placed on Board's desks prior to meeting. There were, according to Ms. Poyzer, specific requirements for each zone. The Board determined to make dimensions on Cuyler the same as for Market - 34". Trustee McGrath was not in agreement for "Handicapped Parking" on Cuyler - curbs too high. Discussion on "Handicapped" access to Village Hall - ramp vs lift. Mayor Wilson suggested local handicapped person, Mr. M. Sheehe, as well as Cty. Planner, Paul Wilson, from whom assistance could be obtained. Mr. DePoint said that "mechanics" could be accomplished, motioning that above be considered as Local Law #2 with a public hearing date of 7 p.m., 10/4/82, and the Clerk was instructed to publish Legal in CJ. Trustee Rolland seconded, all voted "aye," carried.

NYSEG:

A request from NYS Electric & Gas to break the surface of Vienna Street was brought before the Bd. The Village Atty. said that she had talked with Mr. Reinshagen and that estimate of one mo. completion date, following which street will be replaced. Trustee McGrath motioned that NYSEG be permitted the above; Trustee Rolland seconded. All voted "aye," motion carried, and the Clerk instructed to notify company of Bd's decision.

Urban Ren.:

Atty. Poyzer said there remains a conflict as to "who" can do "what." UR Agency has to have one more mtg., according to Atty. Rubery; need written authorization from HUD's Mr. Birt; and everyone on present UR bd. has to resign, following which Village appoints itself to administer funds. Mr. Birt feels that Village will be able to keep all of excess UR funds - approx. \$27,000. Atty. Poyzer req. Clk. to contact Mr. Rubery following wk. to see if he had recd. letter from HUD. Short discussion held on possible use of excess funds - Mayor said might be able to use some money for improvement of lot where Highway Barn situated - do not have to use for Highway. Re recent communication on "Small Cities Grant," it was suggested that Vienna St. might fall into that category. Mrs. McGrath said that a check would be made with Lozier's.

Assessor  
Roney:

Mr. Roney approached the Bd. regarding assessments on Salzburg and Swiss Chalet and Village's practice of adopting Village portion of Town tax roll. He spoke of "status day" for both Tn. & Vill. In the Spring of '82, Mr. Roney said settlement reached whereby Swiss Chalet's assess. was \$360,000. & Salzburg's \$1,110,000. In "Town yrs.", owner wanted it held for '82, '83 & '84; however, Village did not want to "tie" themselves into said yrs. A lengthy discussion was held on Mr. Roney re-evaluating based on current market value; they would fight - would cost Village in dollars to defend market value which would be different from Town value; litigation which preceded this; keeping appraisal at same level for this yr. In effect, Village would be adopting Town Rolls on all Village property except



re-sale property - Assessor's job to get equality into assessment roll - do them at a percentage - gross inequity. Mayor Wilson felt that Salzburg and Swiss Chalet assessments might better stand as they are at present; Trustee Rolland agreed to same for one year to see where Village stands; Trustee Hays motioned that the Village hold assessments for Salzburg and Swiss Chalet for the 1982 year; Trustee Rolland seconded. Trustee DePoint abstained. Trustees McGrath, Rolland & Hays voted "aye," carried by majority.

- School Cross.Gd. Sub.: The Clerk said that the School Crossing Guards had requested info. regarding substitutes. Mayor Wilson said that Bd. should receive request in writing.
- Misc.: Mayor Wilson questioned Mr. DePoint re Manch/Village water contract. Mr. DePoint said that Contract would be forthcoming at one of the Bd's Oct. meetings. Regarding a Public Works' Workshop, Mayor Wilson said that Mr. Smith on vacation; had not attended in past yrs.; Town of Palmyra shall be preparing budget - Village should petition them re Items 3 & 4. Item 3 presently exempted (purchase, repair and custody of highway machinery, tools and implements) - Item 4 (removal of snow, cutting of brush and other miscel. items) has never been. Spirit of cooperation from Town touched upon.
- Items 3 & 4: budget - Village should petition them re Items 3 & 4. Item 3 presently exempted (purchase, repair and custody of highway machinery, tools and implements) - Item 4 (removal of snow, cutting of brush and other miscel. items) has never been. Spirit of cooperation from Town touched upon.
- Clerk's Conf.: Trustee McGrath said that both the Treasurer & Clerk would be attending the Clerk's Conf. in Grossinger's from 9/28-10/1/82.
- Rustic Signs: Mayor Wilson said that an estimate had been recd from Miller's Signs, Newark, for rustic signs which "dot" downtown area, est. having been for approx. \$1,000. Discussion held on inter-changeability; possibility of Chamber/Village, 50/50 basis. Mayor Wilson said that Chamber had assisted with addition/deletion of names. Bd. to determine at 10/4/82 meeting.
- Towpath Vandalism: Mayor Wilson spoke of vandalism at Towpath in which eleven sections of split-rail fence were used in bonfire. Arrests made; Mayor signed deposition - culprits in jail for period of time.
- Cuyler St. Sign: Mrs. P. Frontuto asked about disposition of her req. for "Cuyler St." sign and the clerk was instructed to check with Mr. Smith - several signs had been ordered. Mrs. Frontuto also asked about something comparable to Bulletin Bd. for posting public notices outside of bldg. - Village Hall, in which notices are posted, is locked after 5 p.m. Churches have that type - disc. on who would take care of it.
- Donegan's Proposal: Donegan's proposal regarding financing of Vienna St. re water line replacement and street paving were discussed by the board. The Mayor asked Atty. Poyzer for her comments to which she said that she had none, legally; however, why borrow and incur all that cost if Village has the money. Mayor Wilson spoke of taking monies out of Water Fund and should a major emergency occur, money would not be available. Mr. DePoint said that any venture as costly as this project, Bd. should understand what exceptions are - Donegan's have done their job; he agreed that money should be expended from water fund, cautioning that water tower needed at some point in time; 'something' could happen to main water line frm Canandaigua - new line would cost seven, eight or nine million dollars; \$400,000. estimated for water tower yr. or two ago. Mayor Wilson stated that this might be joint Town/Village effort. Further discussion held on Highway fund depleted - will have to increase substantially; may be able to repay water fund over period of yrs; bonds and estimated bond schedule - 60-90 days; can't award bid unless money to cover; necessity of "Permissive Referendum" if money spent out of water fund. Mr. Hays said he would rather have a bond - Mr. DePoint saying that water fund money has been accumulating since 1947-49. It was emphasized that with Donegan's assistance, substantial sums added to water fund, considerably little before. Trustee McGrath spoke of "sleeving" water line from Canandaigua, however, labor expensive. Trustees McGrath & DePoint agreed to review situation; could call Spec. Bd. Mtg. for purpose of making a decision. Mr. Rolland still felt best option was ten-year bond. Mr. DePoint felt taxpayers being taxed "double" - float bond under current rates, in effect, taxing people twice. Potential drawback to Permiss. Ref. - not sure it would pass. Atty. Poyzer defined Perm. Ref. Discussion discontinued.
- Voucher Payment: Trustee Rolland motioned payment of vouchers signed by at least three Trustees in the amount of \$22,412.40; Trustee DePoint seconded. All voted "aye," motion carried. Abstract No. 6.

September 20, 1982

Chief Henry's Raise: Trustee Rolland said some questions had been raised re Chief Henry's raise - 9½% inc. based on evaluations in Jan. & May; motion made in July - a non-supported vote - proposed amt. was not increased until that time, effective in August. Mr. DePoint said that negotiations were going on between Village Bd. and the Chief. Mr. Rolland stated his reason for asking, i.e. Mr. DePoint wanted questions concerning P.D. & anything employee-related, to be directed to him.

Discussion held on press revising article re Mr. Henry's raise - Mr. Hays emphasized that no motion or no vote taken regarding said raise. Mr. Lyons said that if he made a mistake, he's gladly revise same. Mayor Wilson closed the meeting at 8:55 p.m., following which concerned citizens asked questions of the Bd.

Exec. Session: At 9:11 p.m. Trustee DePoint moved that the Board observe Exec. Sess. for personnel matters; Trustee Rolland seconded. All voted "aye," carried.

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

Adjourn: Trustee Rolland motioned adjournment, immediately following Exec. Sess.; Trustee McGrath seconded. All voted "aye," motion carried.

Ethel B. Johnson, Clerk

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September 27, 1982

Special Meeting Board of Trustees 7:00 p.m.

Present: Mayor Mary Lou Wilson; Trustees M. Kay McGrath, R. Rolland, S. Hays and J. DePoint; and Laura J. Poyzer, Village Attorney.

Call to Order: Mayor Wilson called for a moment of silence prior to calling the meeting to order.

Purpose of Meeting: Mayor Wilson said that the purpose of the Special Meeting was to discuss financing of Vienna St. water lines and new road, along with any other business to come before the Bd. She spoke of time constraints - if bonded, must begin immediately; if water money is used, more time could be taken.

Discussion: Atty. Poyzer spoke of having talked with T. Galloway of N.Y. - serious question if Village can borrow due to extent of fund balance and she spoke of "arbitrage." Mr. DePoint said that money cannot be taken (used) to make money - improper out of municipal funds. Ms. Poyzer said that Mr. Galloway would be sending materials, speaking of certifying independently re seeker - "Quality Review Act." Trustee McGrath brought up the fact that Mr. B. Donegan had not informed the Bd. of the above. Mr. DePoint, stating the complicated process, said that it was because Mr. Donegan was not a lawyer. Ms. Poyzer said that if one has bond resolution, specific amts. have to be included for water and highway. The cost of paving would be in the area of \$130,000. according to Mrs. McGrath. Mr. DePoint wanted to know if a Cap. Improve. Fund existed (separate) for sidewalks and curbs and was informed by the Treasurer there was not.

Mr. DePoint suggested, for succeeding year, to place in the budget less in water fund; more in highway fund. Mr. Hays posed the question - could this be let out for bid with anticipation of placing in budget. Ms. Poyzer said this could occur when Contract is isgned and when bids come in, add figure. Disucssed was ten-year bond - and difference of people drawing interest themselves; Village draws it. According to Mr. Galloway, Ms. Poyzer spoke of estimated return of 11.5 - optimistic. Mentioned was Village's tax levy of 9.35 per thous. for past five-six years. Ratio of how much water; how much road was discussed and Mrs. McGrath said that Mr. Washburn of Lozier's would have projection - Lozier's projection for Canandaigua St. was high - \$7,000. Ms. Poyzer spoke of bonding over five years - "sinking fund" - 1) Capital Fund Resolution; 2) What is in it now; 3) How much goes into it every year; and 4) What was it set up for originally (\$75,000.00). She spoke, also, of a "Prospectus" and the many current requirements. Discussion discontinued as Board felt more information needed from Mr. Galloway.

September 27, 1982

Exec. At 7:25 p.m. Mr. Rolland moved that the Board exercise "Exec. Sess." for the  
Sess.: purpose of personnel and litigation matters; Trustee Hays seconded. All  
voted "aye," motion carried.

Re-convene With the above Bd. members present, at 7:46 p.m. Trustee Hays moved the Bd.  
resume regular session; Trustee Rolland seconded, all voted "aye," carried.  
Further disc. held on Canandaigua St. paving completed. Mr. Rolland spoke  
of Zng. Hearing on 9/28/82 re: Columbia Banking/Palmyra Motors.

Adjourn: Meeting adjourned at 7:55 p.m. upon motion by Mr. DePoint; Mr. Rolland  
seconded. All voted "aye," carried.

Ethel B. Johnson, Clerk

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October 4, 1982

Regular Meeting

Board of Trustees

7:00 p.m.

Present: Mayor Mary Lou Wilson; Trustees S. Hays, M. Kay McGrath, R. Rolland & James  
DePoint; Absent - L. J. Poyzer, Vill. Atty.

Call to Mayor Wilson called the meeting to order at 7:00 p.m., requesting a moment  
Order: of silence prior to public hearing.

Pub.Hrg. Mayor Wilson read the "Legal Notice" which was published in the 9/29/82 edition  
re: Handi- of the Village's official newspaper, the Courier-Journal. She read ex-  
capped Pkg. cerpts from "Local Law #2," having handed out copies for citizens' perusal.  
The Mayor added that by law, the Village must provide handicapped parking  
(designated areas were on the east sides of Market and Cuyler Streets).  
She asked those present for comments following which Mrs. M. Lynch said that  
the penalty to be imposed should be placed in the paper "for whatever it is  
worth." Trustee McGrath felt that the east side of Cuyler St. was not a  
choice spot as the curbing is so high. Mayor Wilson asked for further  
discussion - when there was none, Trustee DePoint moved that the Village  
Board adopt "Local Law #2," designating the east sides of Market and Cuyler  
Streets for handicapped parking; Trustee Rolland seconded, all voted "aye,"  
carried. Mayor Wilson declared the adoption of "Local Law #2" directing the  
Clerk to transmit the proper copies to Albany and furnish Mr. Jon Edinger  
of the Newark Office, N.Y. State Dept. of Transp. a copy.

Fire The Mayor stated that "National Fire Prevention Week" had been set for  
Prevent. 10/3-10/82 and that the Village Fire Dept. should receive recognition, reading  
Week: Proclamation/Resolution #82-31.  
Resol. Trustee Rolland moved adoption of said Resolution; Trustee McGrath seconded.  
#82-31: All voted "aye," Resolution #82-31 unanimously adopted and attached hereto.  
The Clerk was directed to request publication of Resolution #82-31.

Town-Items Discussion held on Town Items 3 & 4 regarding the Highway - Mayor Wilson said  
3 & 4: that it had been the Village's position, annually, to request exemption in  
these areas. She added that the Town does exempt the Village for Item 3 -  
some Towns in N.Y. State do allow exemption from both. The Mayor read  
Resol. Resolution #82-32, following which Trustee McGrath moved its adoption; Trustee  
#82-32: Rolland seconded. All voted "aye," carried. The Bd. was requested to sign  
same and the Clerk requested to submit the above to the Town. Resolution  
#82-32 attached hereto.

Snow Regarding "Snow Removal" for 11/1/82-4/1/83, Trustee McGrath moved that same  
Remov. be published; Trustee DePoint seconded. All voted "aye," carried. The  
Ord.: Clerk was directed to publish same.

#### Committee Reports:

Trustee Trustee Rolland said that the Agreement with T&H Steeple Jack of Port Byron,  
Rolland prepared by Atty. Poyzer seemed in order, following which Trustee DePoint  
Flagpole: moved that the Mayor execute; Trustee Rolland seconded. All voted "aye,"  
carried. The Clerk was directed to contact the above company re the  
Agreement.

Cemetery: Mr. Rolland stated that a small heater had been purchased for the Cemetery;  
looking into phone installation there.



Zng. &  
Plng.:

Mr. Rolland said that a variance had been granted to Columbia Banking re: Palmyra Motors - on 9/28/82 during Zoning Hearing; building to be fixed up and occupied in near future - offices and small maintenance performed. Other building may be sold soon which would require hearing, also.

He said that there were three cases in Village Court recently for "Notices and Orders" which weren't complied with. Letters re: unlicensed/abandoned vehicles will be sent within next two weeks. Mr. Rolland spoke of hearing pending re: Prof. Bldg. - continuation on 10/20/82.

Trustee  
Hays:

Chamber

Mr. Hays said that he had attended Chamber luncheon meeting this date, addressing group. Re: "Revitalization Committee," he said that Chamber had appointed Mr. Dan Wooden - Chamber would like assistance from Village to purchase four large, corner-type Christmas decorations - Chamber would split 50/50 with Village. Mr. Hays moved that \$380. be taken from "Celebration" budget - discussion. Village would pay total amount of \$680. then bill Chamber. Although this item had not been placed in budget, Bd. determined to expend the monies - Trustee DePoint seconded; upon Roll Call vote, all voted "aye," carried. The clerk was directed to contact Mr. Don Chase to inform of board's decision.

Revit.  
Comm.:

Mr. Hays expects responses by 10/12/82 re: the Revitalization Committee to those whom he contacted to serve. Mr. V. Vezza to rep. P.E.D.C.

Animal  
Control:

Waiting for advise from Vill. Atty. re: hiking fee for seizing/boarding dogs, according to Trustee Hays.

Purchasing:

Trustee Hays said that he had issued a Memo to Village dept. heads requesting names of persons authorized to purchase needed items. He spoke of getting quotation re stationary supplies - purchasing procedure a long-term project and that he hopes to have a written procedure eventually.

Jaycees -  
2nd Flr.:

Regarding Jaycees' use of Village Hall second floor for Halloween "Spook House" a discussion was held on mode of supplying electricity to same. Mr. Hays motioned that the cost of electricity be borne by Village; he would supply commercial extension cords; Trustee DePoint seconded. All voted "aye," carried. Trustee McGrath said that she would request Fire Dept. to stand by; materials stored since last year must be removed when "Spook House" dismantled.

Vill. Spd.  
Limit:

Trustee Hays spoke of a "Village Speed Limit" - and revenues Village could realize up to \$7500. Discussion held on fact that it might make a difference on which street ticket is written; if State Police or Sheriff writes same, etc. Mr. Hays said that Vill. Atty. would be asked to research this matter. The Mayor felt that this was accomplished by Village at one time.

Trustee  
DePoint:

Mr. DePoint said that he had received from the Chief the Police Report for Sept., 1982. He spoke of strict enforcement of speed limit near schools where a 15-mile p.h. limit exists. A citizen said that law is in effect one hour before school starts; one hour after school out.

Mr. DePoint talked of the possibility of Town/Village Justices sharing cost of books & supplements should the Town decide to utilize Village Chambers. Re: Laurentian Dr., Mr. DePoint said there had been no reply from Judge Stiles - he is now serving in Monroe Co. and shall then be vacationing.

Trustee  
McGrath:

Mrs. McGrath, speaking of Memo she sent to P.V.A., Fire Dept. and Chief re: one-side parking on Village Streets, said that none of the responses were in agreement; will have to accomplish ones which present most severe probelms

1-side  
parking:

Ambul. Fd.:

Mrs. McGrath said that she met with Fire Commissioners previous week. Present 1976 ambulance needs repairs amount to over \$2,000., inc. exhaust system and has begun to rust rather badly; Municipal ambulance they would like to purchase costs \$27,500., stripped; will use own funds to purchase, however, would need \$9,000. from Village. Discussion held on determination of need; Mr. DePoint questioned why Village needs two ambulance services. It was pointed out that one is a cardiac unit - Fire Dept. utilized their own at fire scenes; not enough personnel for 24-hr. service, etc. It was determined by the board to hold off until next meeting to check old ambulance.

287  
October 4, 1982

- Bonding:** Mayor Wilson said that in communication with Mr. Galloway of N.Y.C., it would appear that Village may not be able to bond Vienna Street.
- Vienna St.:** Treasurer conferred with Mr. Galloway at Conference; not too much encouragement due to amount of money in Water Fund. If board wants to consider bonding will have to postpone decision - Trustees Hays & Rolland felt Village should bond. Dollar amounts - water lines installed, \$186,450., depending upon economy, could be lower, according to Trustee McGrath. She said that reconstruction of street & curbing and sidewalks that will have to be repaired (widening at Mill St.) - cost would be approx. \$293,950. Issue bonds for \$250,000. - might be able to write off \$43,950. Treas. said that board might have to appropriate - curbing/sidewalks cannot be taken from water fund. Further discussion - Mr. DePoint wanted actual amount that could be legally attributed to water - talk to Engineer. Trustee McGrath said that he would have to compute sq. footage - specs must go to State for approval before Village can bid it. It was stated that Vill. Atty. should be instructed to obtain answer from Mr. Galloway the next day.
- Cemetery**  
**Gates:** Trustee McGrath said that the gates placed at Prospect Hill entrance (Johnson St. only) had been vandalized three times - culprits using bolt cutters. No determination made by board.
- Citizens:** Mayor opened the meeting to citizens for their questions, discussion, etc.  
**Vouchers:** following which Trustee DePoint moved that vouchers containing three Trustees' signatures be approved in amount of \$58,809.98, Abstract #7. Trustee Rolland seconded, all "ayes," carried.
- Exec.Sess.:** At 8:37 p.m., Trustee McGrath motioned that the board exercise Exec. Sess. for purpose of discussing litigation. Mr. DePoint seconded, all voted "aye," carried.
- Re-convene:** At 9:05 p.m., Mr. DePoint moved that the board resume regular session; Trustee Rolland seconded, all "ayes," carried. Mayor Wilson asked the board if they wanted to request bids for fuel and the board agreed.
- Adjourn:** Trustee DePoint motioned adjournment at 8:40 p.m.; Trustee McGrath seconded. All voted "aye," carried.

Ethel B. Johnson, Clerk

**Legal Notice:**

October 4, 1982

Resol.  
#82-31:

WHEREAS, the Palmyra Fire Company is one of the Village's greatest assets and among many of the fine civic and service organizations in the Village of Palmyra, and,

WHEREAS, the Village of Palmyra can boast of one of the most modern and best equipped Fire Companies in the surrounding area, and,

WHEREAS, the Palmyra Fire Company merits our support for its contributions for the betterment and safety of our community, and,

WHEREAS, the Village Board, through this Resolution shall endeavor to recognize the tremendous services rendered by the Volunteer Fire Company and its Auxiliary,

NOW, THEREFORE, BE IT RESOLVED, that I, Mary Lou Wilson, Mayor of the Village of Palmyra, hereby proclaim the week of October 3 through October 10, 1982, as FIRE PREVENTION WEEK, for the Village of Palmyra, and,

BE IT FURTHER RESOLVED, that the Village Board requests that the entire community recognize and give full regard to the services of the Palmyra Fire Company.

Signed Mary Lou Wilson  
Mary Lou Wilson, Mayor

The foregoing Resolution was motioned for passage by Trustee James I. DePoint; seconded by Trustee Mary Kay McGrath. Upon Roll Call vote, all voted :aye," Mayor Wilson announced Resolution #82-31 unanimously adopted.

Dated: October 4, 1982

Resol  
#82-32:

Trustee Mary Kay McGrath motioned passage of the following Resolution:

"WHEREAS, the Town of Palmyra has, in the past, exempted the Village of Palmyra for Item 3 of the Highway Law, i.e. purchase, repair and custody of highway machinery, tools and implements, and

WHEREAS, the Town has maintained Item 4 of the Highway Law, i.e., removal of snow, cutting of brush and other miscellaneous items related to Town highways, although annually petitioned by the Village of Palmyra for exemption,

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Palmyra, hereby requests exemption to the Town of Palmyra from Items 3 and 4 as authorized by Section #277 of the Highway Law, on the basis that some Towns in New York State do allow exemption from both Items 3 and 4.

Trustee Richard E. Rolland seconded the foregoing Resolution; upon Roll Call vote, Mayor Wilson - "aye"; Trustee McGrath - "aye"; Trustee James DePoint - "aye"; Trustee Richard Rolland - "aye"; and Trustee Steve Hays - "aye". Mayor Wilson announced the unanimous adoption of Resolution #82-32.

Dated: October 4, 1982

Ethel B. Johnson, Clerk

Signed:

Mary Lou Wilson, Mayor

James I. DePoint, Deputy Mayor

Mary Kay McGrath, Trustee

Stephen G. Hays, Trustee

Richard E. Rolland, Trustee



- Present:** Mayor Mary Lou Wilson; Trustees Mary Kay McGrath; Stephen Hays; Richard Rolland; and James DePoint; and Atty. Laura J. Poyzer.
- Call to Order:** Mayor Wilson called the meeting to order at 7:00 p.m., following which she called for a moment of silence.
- Minutes' Approv.:** Regarding the 10/4/82 minutes, Trustee McGrath motioned acceptance following a correction that the Fire Dept. ambulance exhaust system is new; chassis is rusted through. Trustee Hays seconded acceptance of the minutes; upon Roll Call vote, all voted "aye," carried.
- 10/4/82  
9/20/82 Acceptance of the 9/20/82 board meeting minutes was motioned by Trustee Hays; seconded by Trustee McGrath. Roll call vote, all "ayes," carried.
- Exec. Sess.:** At 7:05 p.m. Trustee McGrath motioned that the board exercise Exec. Sess. for discussion of litigation; Trustee DePoint seconded. Roll call vote, all "ayes," carried. Architect R. Sherman was present for Exec. Sess. At 7:30 p.m., Trustee DePoint moved that the board resume regular session; Trustee Hays seconded. Roll call vote - all "ayes," carried. All of the above board members were present for Exec. Sess.
- Regular Sess.:** Trustee McGrath said that there are several outstanding problems with construction relative to electrical work in the Vill. Hall. The board directed the Vill. Atty. to issue a letter to the bonding company indicating that the Vill. is preparing - and willing - to meet with the bonding co. and atty., along with a representative of the Vill. to try and resolve to the Village's complete satisfaction the current problems. If not completely resolved at the meeting on the following Thursday, Village will institute lawsuit against the bonding company. If meeting occurs and not resolved, authorize village to institute lawsuit - or if there is no meeting, village will institute lawsuit against bonding company. Trustee DePoint so moved; Trustee Hays seconded. Roll call vote - all "ayes," carried.
- Vienna St.:** Messrs. Roy McMaster and Richard Washburn, representing Donegan Associates & Lozier Engineers, respectively, were present, according to the Mayor, to determine how village shall finance water line replacement and construction of Vienna Street. Mr. McMaster said that Donegan had looked for past two weeks into alternatives - and spoke of having approached the board three weeks ago re: money to finance water; not for highway. Village would have to borrow, bond it, or take out of Highway budget next year and place more money in Cap. Res. Fund. Mayor Wilson said that Trustees had had opportunity to look over plans, time being of the essence - adding that Atty. Poyzer had discussion with bonding company in NYC re: bonding. Atty. Poyzer stated that said report had arrived on this date, and Mr. Galloway's feeling that village can't bond for water portion - violation of N.Y. State Law; village has a fund for same purpose...investing money at a higher rate; can't use Cap. Res. Fund portion to pay off debt service. Mr. McMaster said that it depended upon resolution set up originally - question of interpretation - gray area. Discussion on Internal Revenue Code and constituting "arbitrage" and the interest being taxable. Mr. Washburn was questioned by the Mayor re exact figures on water portion; Trustee McGrath spoke of "estimate." Mr. Washburn said if water done first, it would primarily be a "trench", torn up along length by every house; coarse gravel, removal of asphalt & concrete which lies under same, which is approx. one ft., if done separately - and that plans should be sent to Health Dept.
- Estimates - \$186,450. (water); \$293,950. (highway) which does not include Kent & Throop Sts. (CHIPS money will be used) curbs & sidewalks; 26' width throughout. Changing traffic flow at Mill Street and end of Prospect Dr. to give better traffic flow. Mayor Wilson remarked that Prosp. an addition - not what board began with. Trustee DePoint emphatically disagreed; not part of original plan. Trustee McGrath said only portion of Prosp. which is necessary - perhaps 100' on Mill & Prosp. Mr. Washburn said that storm drain should be included; just a realignment to allow parking on one side of street; poor side distance on Vienna. Trustee DePoint questioned Lozier's addition of Prospect; whose authorization. Trustee McGrath said Lozier's felt they had to do as part of Vienna Street, would cost \$13,000. to take care of drainage problem from hill...catch basin...water stands there.