

VILLAGE OF PALMYRA BOARD OF TRUSTEES

Regular Meeting

5/20/91

7:00 p.m.

Present: James G. Elliott, Mayor; Trustees Charles D. Gilmore, Daniel E. Wooden, Daniel S. Pope III and Thomas N. Lynch. Village Atty., John B. Nesbitt, Esq. arrived prior to Exec. Sess.

Public Hearing:

Mayor Elliott called the meeting to order and opened the public hearing @ 7:12 p.m. on Local Law #2, 1991 re Village as an assessing unit.....the Clerk was requested to read the Legal Notice, following which former Assessor, Mr. Jud Roney spoke on the subject - Mr. Roney stated that the VB had been justified for past two (2) yrs. in having a Village Assessor...this year, because of Dar-Lind Lane construction, he added over \$400,000. worth of assessed value @ current tax rate of \$15.60 per thousand which added \$6200. income to the Village coffers (his budgeted salary as Village Assessor, \$3100.) - 200% return on investment.....figures less year before but VOP still made profit by having a Village Assessor...however, because of the economy and Dar-Lind Lane construction having come to an end (except for four lots)...not much other construction...do have coming this year the Rite Aid Drug Store which will go on assessment roll next year - at a cost of \$290,000. - wld. just about equal salary paid him if kept as an Assessor....he said he endorses elimination of assessment function for the VOP - and having been Town Assessor for ten & one-half yrs., assured it will make no difference to Town Assessor by not having a VOP assessor.

000215

Trustee Lynch said he would like to thank Mr. Roney for his job performance since being on the Bd. and as a real estate agent in VOP for five-six yrs. - pleasure to work with him, he said. Mayor added that being an Assessor not an 'easy' job. When there were no further comments, Mayor Elliott declared the hearing closed @ 7:20 p.m.

Trustee Pope moved VB adoption of Local Law #2, 1991; Trustee Wooden seconded. Voting "aye" were Trustees Pope, Wooden & Lynch & Mayor Elliott (Trustee Gilmore's vote was not registered due to his not having arrived as yet) - motion carried.

Minutes, 4/15/91:

Trustee Pope moved VB acceptance, as written, of the regular 4/15/91 Bd. Mtg. Minutes; Mayor Elliott seconded. Voting "aye" were Trustees Pope, Lynch & Wooden & Mayor Elliott/carried.

Minutes, 4/4, 4/11 & 4/18/91:

Re Minutes for Union negotiation meetings held on 4/4, 4/11 & 4/18/91, Trustee Pope moved acceptance as written & Mayor Elliott seconded. Unanimously approv.

5/16 Min.:

Trustee Wooden requested that the 5/16/91 Minutes reflect who attended said mtg. (Clerk researched - Mayor Elliott, Trustees Pope, Gilmore & Lynch were in attendance) - Trustee Pope moved acceptance as written with above correction; Mayor Elliott seconded. Voting "aye" were Trustees Pope, Lynch & Wooden & Mayor Elliott. Carried.

4/29 Min.:

Mayor Elliott moved VB acceptance, as written, of the 4/29/91 Spec. Mtg. Minutes; Trustee Pope seconded. Voting "aye" were Mayor Elliott & Trustees Pope, Gilmore & Wooden; Trustee Lynch abstained (had not had opportunity to review) - carried by majority.

5/6 Min.:

Trustee Pope moved acceptance of 5/6/91 Minutes with following corrections: Pg. 2 re 1/50th retirement, rather than 'contained' - should read 'restricted.'

Pg. 7, 3rd Paragraph, should read 'that the Village Bd. accept lower bid of Fruit Belt' (Bd.'s understanding, he said at that time that their bid was lowest); Pg. 2, date incorrect - change from 6/5/91 to 5/6/91) per Trustee Wooden. Mayor Elliott seconded with foregoing corrections. Voting was unanimously in favor/carried.

000216

718000

Rab. Vacc.:

Mayor Elliott said that media had reported that rabid raccoons headed north and Mr. A. Eldredge, the Village's 'raccoon trapper,' concerned about having the rabies vaccine (rather than charge of \$300. for office call and vaccine, Mr. Eldredge can obtain the services of a doctor gratis - just pay for \$120. cost of vaccine and cost be spread among various municipalities for whom he traps). Trustee Lynch, then, moved that the VOP pay one-third (1/3%) - \$40. Mayor Elliott seconded. Trustee Gilmore suggested... 'if the other municipalities also agree.' Trustee Lynch & Mayor added 'whether or not others pay'; voting was unanimously in favor/carried. Trustee Pope suggested that when need arises, VOP's Dog Warden, Mrs. Kim Diefendorfer, should obtain the rabies vaccine.

Health Officer:

Mayor Elliott stated that Health Officer (Dr. Braell's) term expires on 5/31/91; he desires to 'lighten his load,' therefore, would like to be relieved of said position; Mayor said he had asked Dr. V. Smith (who declined) - then he had written to Dr. Tillman Farley (with no response to date). Another doctor moving to Mr. M. Vande's offices on E. Main St. during 6/91 (shingle has been hung). Dr. Braell, having said he would serve until another Health Officer found, the Mayor moved his appointment to a four (4) year term as Village Health Officer from 6/1/91 to 5/31/95. Trustee Gilmore seconded. Voting was unanimously in favor/carried.

C&P Dept.:

Trustee Lynch said that the C&P crew working diligently in preparation for Memorial Day.

Highway Dept.:

Highway crew working on drainage problems; cleaned out culvert @ Carriage Stop Rest. - dug creek out and through back field...whether or not problems will be solved around Reinwald's (Fayette St.), unknown as yet. Culvert under road on Prospect Dr...not much clearance...may have to be dug out and re-done...discussed with Hwy. Supt. possibility of calling in an expert for an estimate, etc. Also, attempting to get catch basin in front of Reinwald's house (Fayette St.) working properly...lines seem to be clear but water does not run through quickly enough...another Hwy. employee has the opinion that when gas line put in they re-routed, may have been done in such a manner that water doesn't run through as fast as it should - found a catch basin under sidewalk on Prospect Dr...will put manhole there so that the catch basin can be cleaned...filled up with rain but went away...Trustee Wooden spoke of a pipe being put in on Fayette St. Discussion. Belief that pipe comes out by C.S. Rest. Angle/pitch may determine water flow. Trustee Wooden asked why not dig on Prospect and run new pipe to clear up...have to cross Prospect into street...more discussion...Mr. Wooden said pipe dangerously close to foundation of Mr. C. Place's house...Bd. agreed that effort had to be made to resolve problem.

Mayor said may be easier to hire surveyor, then moved to hire Surveyor Don Schwartz to 'shoot the grade' to see what levels would be - some readings of the present and make a recommendation where it should

be....determination would have to be made where utilities lie in said area...Trustee Lynch said VOP maps not true (didn't show basin under sidewalk). Trustee Pope seconded. Voting was unanimously in favor/carried.

Potter's house (Birdsall Pkwy.) - work to be done however, Hwy. Dept. had not the time yet...also, Hwy. putting in some water services....according to J. Roney, sidewalk on W. Foster St. (@ Rick Herbst's to corner) broken in process of building new house....contractor will handle....Brad Jacobs to do work.

000217

C&P Supt.: Condition of C&P Supt. discussed by Bd. and that he is home from hospital for recuperation (undetermined length of time).

Budget

Transfers: Trustee Pope said that budget transfers to be done by Treas. following posting of current vouchers (more transfers forthcoming re salaries, etc.), list attached hereto.

Special

Events: Trustee Pope said that he was contemplating special events - had discussed same with Trustee Lynch... spoke of budget crunch....talent show and 4th of July activity mentioned.

Union

Neg.: Trustee Pope announced that Union negotiation mtg. scheduled for 8:00 p.m., 5/30/91.

Dog

Warden: Bd. expressed consensus that Mrs. Kim Difendorfer, Dog Warden, doing excellent job; Chief Dalton stated that P.D. receives fewer calls.

Finance Conf.

Buffalo: Trustee Pope expressed desire to attend NYS Government Finance Officer's Association Conference in Buffalo on 6/26 & 6/27/91; Mayor Elliott moved authorization - Trustee Wooden seconded. Voting was unanimously in favor/carried.

Ithaca

Conf.: Mayor Elliott moved that Trustee Wooden be authorized to attend "Main Street, New York" (Main Street Economics: Survival in the 90's) in Ithaca on 7/24-26/91; Trustee Pope seconded. Voting was unanimously in favor.

Comm.

Service: Trustee Wooden stated that a "Community Service" person assigned by Judge J. Baynes to work for the VOP; would be scraping back garage doors...would report hours to Central Office. Torn wallpaper in ladies' room another possible project, per Mayor.

Mem. Day

Parade: VB invited to participate in Memorial Day Parade @ 9:00 a.m. Monday, 5/27/91 - Bd. indicated they would be riding (except for Trustee Wooden who would be out-of-town). Mr. D. Scribner requested driving the Bd.

Pal-Mac "Moving-

Up" Day: The Mayor acknowledged a request from Pal-Mac Teacher, Fred Ciaburri, to close Hyde Pkwy. on Fri., 5/31/91, from 12 Noon - 1:30 p.m. in celebration of "Moving Up Day" when fun (cycle) racing will be conducted. Trustee Wooden so moved; Trustee Pope seconded. Discussion held on area(s) involved...clarification needed - Trustee Wooden amended his motion to add that Chief Dalton will clarify by obtaining more specifics and working with Hwy. Dept. re placing cones, etc.; Mayor suggested notifying residents in immediate area. Voting was unanimously in favor/carried.

Abstract

#24:

Trustee Pope moved authorization for the Treasurer to pay Voucher Nos. 1147 - 1196 in the amount of \$19,067.66 (Voucher No. 1146 - a manual check in amt. of \$91.35 cut on 5/15/91) - on all vouchers containing the initials of at least three (3) Bd. members; Trustee Gilmore seconded. Voting was unanimously in favor/carried.

000218

Absences:

Mayor and Village Atty. to attend Mayors' Conf. @ The Nevele, 6/2-5/91, during which time Deputy Mayor Pope to be in charge; Deputy Mayor Pope to be absent 6/6-6/7/91 at which time his duties to be covered by the Bd.

Drainage

E. Fost.:

Nothing to report, per Mayor (no response as yet from Butler Shock Facility; Attorney to be consulted re rights-of-way.

Rite Aid:

Briefly mentioned was the proposed Rite Aid Drug Store on E. Main St. (property owned by Mr. R. Rider of Unclaimed Freight). Mr. J. Roney stated that Rite Aid had submitted an application for a 7200 sq. ft. store - did not submit plot plan showing boundaries on which building to set....Mr. Roney cannot proceed until VOP receives.

It was pointed out that Mr. Rider had not as yet submitted a rough layout of proposed signage (directory) re his complex (@ Unclaimed Freight).

P.D.Clerk:

Chief Dalton made a formal request that the P.D. Clerk's (Sue Clemmons) hours be extended up to six (6) hrs. as needed and as money available. Clerk submitted list of twenty-six (26) items for which she is responsible. The Chief went on to say VOP pays Police Officers too much money re paperwork (Clerk can do faster and better) - free Officers up for police work. Chief said prior Clerk who worked full-time several yrs. ago (J. Cassavino) and paperwork had markedly increased; Chief said not 'straight six hrs.' - some days would be more, some less. Even a 'trial' period would be helpful he said. Discussion.

Trustee Lynch suggested that the Bd., every three (3) months, look at budget line items.

Mayor Elliott then moved that the VB authorize Police Clerk, Mrs. Sue Clemmons, to work up to six (6) hrs. in one (1) day - and if there is a special situation where she would be needed to work in excess of that, that the Bd. be informed. Trustee Wooden seconded with suggested amendment....'six (6) hrs. a day or thirty (30) hrs. per week' (if it would be necessary for her to work ten - 10 - hrs., perhaps she wouldn't have to work next day at all)...the Mayor accepted the suggested amendment - voting "aye" were Mayor Elliott & Trustees Wooden, Gilmore, Lynch & Pope. Carried.

P.D. Rules

& Regs.:

Chief Dalton asked the VB to continue reviewing the P.D. Rules & Regs. so that adoption could come about, hopefully, in June.

Perm. Ref. re

Police Car:

The Chief spoke of status (mileage, etc.) of in-use Police cars and the need for purchase of new car; money exists in reserve fund, he said. The Chief spoke of advantages of VOP owning/operating an 'unmarked' car. Trustee Wooden said purchase of Police car, to his memory and knowledge, had not been brought up. Mayor said by virtue of Chief requesting in his budget, then 'moved' it into another area. Question arose re provision of State Police/Sheriff's

personnel for VOP events yet three (3) were @ recent auction. Discussion and Chief was questioned on use of VOP's three (3) cars in last parade.

Mayor, then, moved that the VOP expend up to and not to exceed \$16,000. from HR-7 "The Capital Reserve Fund for Machinery & Equipment" for the purchase of a 1991 Police car under State bid, subject to Permissive Referendum; Trustee Wooden seconded. Voting "aye" were Mayor Elliott & Trustees Wooden, Lynch & Pope. Trustee Gilmore voted "Nay". Carried by majority.

000219

Exec.
Sess.:

At 8:30 p.m. Trustee Lynch moved that the Board exercise Exec. Sess. for purposes of "personnel" matters; Mayor Elliott seconded. Voting was unanimously in favor/carried.

Reconvene:

At 9:40 p.m. Trustee Pope moved that the Board emerge from Exec. Sess.; Trustee Wooden seconded. Voting was unanimously in favor/carried.

Following reconvening, Trustee Lynch moved Board adoption of the following resolution:

LET IT BE RESOLVED, that any individual Trustee and Mayor may at any time discuss Village business with any of its employees, agents or contractors, notwithstanding any administrative policy or directive to the contrary, and

BE IT FURTHER RESOLVED, that all department heads shall conform their existing policies and practices accordingly.

Mayor Elliott seconded; voting "aye" were Trustees Lynch, Wooden, Gilmore & Pope & Mayor Elliott. Carried.

Adjourn-
ment:

Trustee Gilmore moved Board adjournment at 9:45 p.m.; Mayor Elliott seconded. Voting was unanimously in favor/carried.

Ethel B. Johnson, Clerk

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