

## BOARD OF TRUSTEES

000178

Regular Meeting

1/16/89

7:00 p.m.

Present: Mayor James G. Elliott; Trustees Penelope K. Frontuto, Charles D. Gilmore & Daniel E. Wooden; Village Atty., John B. Nesbitt. Absent: Trustee Daniel S. Pope III.

Minutes  
12/19/88:

Trustee Frontuto moved acceptance of the 12/19/89 Bd. Mtg. Minutes with corrections as noted in 1/3/89 Minutes; Trustee Wooden seconded. Voting "aye" were Trustees Frontuto, Wooden & Gilmore. Carried.

Minutes  
1/3/89:

Trustee Frontuto asked for clarification re Trustee Pope's request to meet wth. Trustees-in-Charge/Dept. Hds. (Pg. 2, 2nd para.) - her understanding was that 2nd & 4th Tuesday's determined as best time to meet as a Bd. to conduct budget planning. Mayor Elliott sd. that on 1st page re "trees" - he spke. 'about' Mr. Franky, not 'to' him. On Pg. 4, Mayor Elliott had sd. DOT 'should' barricade the Towpath re the Maple Ave. Bridge - not 'will' barricade sme. With these corrections, Trustee Frontuto moved acceptance of 1/3/89 Minutes; Trustee Wooden seconded. Voting "aye" were Trustees Frontuto, Wooden & Gilmore & Mayor Elliott. Carried.

Minutes  
1/11/89:

Acceptance of the brief Minutes of the Special Bd. Mtg. on 1/11/89 to discuss Union Contract negotiations was moved by Mayor Elliott; Trustees Frontuto & Wooden seconded. Voting "aye" were Mayor Elliott & Trustees Frontuto, Wooden & Gilmore. Carried.

W&WW:

Mayor had nothing to report re W&WW & deferred to Supt. Kruger who reported that a water line break had been discovered @ the Water Plant/Prosp. Hill...no valve to turn off the line, he sd....Hwy. wld. be repairing sme. nxt. day. Wtr. running toward creek, he said, therefore, no damage experienced.

Regarding the "Beepers" which the VOP dept. hds. were using on a trial basis @ \$25. per mo. ea., Mr. Kruger sd. he'd like to turn his back in....does not utilize three (3) times per mo. Cld. better use two-channel portable type radio through which one cld. receive and talk back....will place in his budget for review. Mayor Elliott commented that the "Beepers" were not as effective as had been hoped. The Bd. & dept. hds. present discussed alternatives; Trustee Frontuto will ck. wth. C&P Supt. his feelings re "Beeper." Consensus, however, was to return "Beepers" to company.

Trustee  
Wooden:

Trustee Wooden distributed copies of proposed changes in Zoning and hearing date discussed wth. 2/21/89 as tentative date. Note: Atty. Nesbitt to review 'regular' Zng. Law in addition to Local Law. Trustee Wooden elaborated upon his recommended zoning changes, i.e. hiking fees re zng. hrngs., bldg. permit fees; Mr. Wooden felt that zoning shld. be self-sufficient. Flood Plan Ordinance discussed - unless in place, per Mayor, VOP cannot legally issue a bldg. permit in Kent St. area - even something as simple as rebuilding set of steps. Atty. Nesbitt sd. that in the event a project to be done in designated flood zone, VOP wld. not be required to go through the regular zng. law. Note: Atty. Nesbitt to review 'regular' Zng. Law in addition to Local Law. Bd. to establish hearing dates during course of meeting.

Agenda

Additions: Mayor Elliott asked that the following additions be mde. to the 1/16/89 Agenda: 1) Family Stations

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Contract (authorization for Mayor to sign); and LL#2, 1989 re amendment to V&T. Trustee Frontuto moved Agenda additions; Trustee Gilmore seconded. Voting "aye" were Trustees Frontuto, Gilmore & Wooden & Mayor Elliott. Carried.

Christmas  
Decora.  
Main St.:

Trustee Wooden again brought up Christmas decorations for Main St. in 1989. Trustee Frontuto stated her thoughts that the VOP shld. take over sme. frm. CofC. Trustee Wooden sd. that he had talked to the CofC; suggestion mde. that Trustees Wooden & Frontuto work together on the project....Mayor agreed that Trustees Frontuto & Wooden cld. work on together. Trustee Wooden had ideas, he sd., wherein it might not cost VOP any money (knew an electrician who wld. do work gratis, however, VOP wld. supply wires). Mayor sd. NYSEG's permission needed for work on poles. Trustee Wooden sd. he wld. like to talk to NYSEG re painting the utility poles. Borrowing Newark's "bucket truck" for hanging decorations discussed - possible to rent one, also, per D. Wooden; Trustee Wooden sd. amt. cld. be placed in Econ. Development's budget for 1989; he wld. like to work on the decorations wth. CofC - a member of sme. he sd. Mr. Wooden thought one person frm. VOP wld. be better - his interests are the light poles on Main St.....CofC cld./wld. split cost wth. VOP. He wanted to know amt. allotted to CofC; amt. of \$500. per Mayor - they order decorations, VOP pays wth. CofC. paying their pt. to VOP. Use of VOP's snorkel fire truck disc. by Bd. - Trustee Gilmore voiced his disapproval of snorkel's use (if parts broken, expensive for repairs). Bd. did not arrive @ a decision.

Trustee  
Frontuto:

Trustee Frontuto referred to Cemetery Rules & Regs. re Winter burials in which it is stated no burials in VOP wld. occur between 12/15 and 3/15 of nxt.yr. Supt. wld. like to bury as far into Winter as possible, she sd....easier for families/less storage space needed. She asked for Bd.'s input. Closing Cemetery to public when rds. hazardous was discussed and allowing only families to enter. Trustee Gilmore felt that people shld. be allowed in Cemetery. Bd. unopposed to Supt. Weaver's recommendation re Winter burials. Mayor sd. better for VOP financially - and emotionally for families to bury for as long a time as possible.

It was reported that the skating rink in Vill. Pk. being utilized the rare times frozen over. Supt. R. Weaver wld. like to take a DEC-sponsored operator training course 3/1/89 in Avon. Hwy. Supt. may be interested, also.

Mrs. Frontuto sd. that the application for \$2000. to WC Council on the Arts for funding re Park concerts had been denied. Re trees, R. Weaver working on two (2) unsafe intersections - E. Foster/Johnson Sts. and W. Charlotte/Canandaigua Sts. Homeowners contacted - total of four (4) trees removed.

Boy Scts./  
Assist.frm.  
VOP:

Ms. Ann Guest, Commissioner for Scouting in the VOP, approached the Bd. requesting assistance wth. VOP vehicles for distribution of 2400 recycling boxes by Boy Scouts on Sat., 1/21/89 - a County-wide event, she sd. Ms. Guest stated that she had also approached the TOP for assistance. System of distribution discussed - adult(s) ride trucks and hand to Scouts who dist. two (2) boxes per household frm. door-to-door...one adult to accompany eight (8)

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Scouts. Volunteer basis or over-time disc. 14/18.  
 Guest sd. she realized the operation on a Sat.  
 Insurance coverage discussed - Ms. Guest sd. a ck.  
 mde. wth. Cty. - covered under "Municipal Law." Atty.  
 Nesbitt to prepare disclaimer for Ms. Guest to sign.

Trustee  
Gilmore:

Discussion held on surplus Hwy. equipment - grader  
 and old backhoe - Supt. Retan recommended placing in  
 Town Auction in 5/89. Mayor suggested, rather than  
 piece-meal, to obtain list frm. all depts./Bd.  
 declare all VOP surpluses @ sme. time. No action  
 taken.

Manch.Fire  
Contract:

Town of Manchester/VOP Fire Contract to expire on  
 12/31/89, per Mr. Gilmore - amt. in this yr.'s  
 contract, \$2,175. - he spke. of taxes levied on VOP  
 for water line and possibility of hiking contract  
 amount. Mayor/Bd. agreed might be good business to  
 increase Fire Contract amt. Taxes levied on VOP frm.  
 other areas for water lines running through touched  
 upon - and agreed to be exorbitant/often pd. under  
 protest. Common complaint of municipalities @ NYCOM  
 mtgs., per Mayor Elliott.

Fire Trk.  
Bd.Award:

Trustee Gilmore announced that bid opening for new  
 fire apparatus held @ 4:00 p.m., Thurs., 1/12/89;  
 sole bidder - Young Fire Equipment, 204 Cemetery Rd.,  
 Lancaster, N.Y. 14086 - bid amt., \$149,563. for 1250  
 GPM Pumper wth. non-corrosive body and water tank,  
 mounted on a new Ford C8000 Series Chassis, delivery  
 for which wld. occur within 300 days. Atty. Nesbitt  
 had reviewed and found Specs & Contract to be in  
 order, however, he sd. the VOP, having rec'd one bid,  
 cld. award if specs met. Atty. Nesbitt sd. his job  
 to compare bids - close bidders, etc. Bid amt. under  
 amt. authorized in Perm. Ref., per Mayor. Young Fire  
 Equip. provided approx. cost for new truck early on,  
 per P. Retan. Trustee Gilmore, then, moved acceptance  
 of the bid frm. Young Fire Equip. - then amended to  
 include authorization for Mayor to sign sme. Trustee  
 Frontuto seconded, along wth. amendment. Voting  
 "aye" were Trustees Gilmore, Frontuto & Wooden &  
 Mayor Elliott. Carried.

P.D.:

Mayor acknowledged Chief Dalton having rec'd  
 completion certificates for his recent F.B.I.  
 schooling in Canandaigua. Discussion on hrng. date  
 for Local Law amending V&T Law....10' back in case of  
 no sidewlk....signs for "No Parking"...discussion on  
 obsolete DOT signs....contact for which shld. be mde.  
 wth. Jon Edinger...Chief Dalton spke. of auxiliary  
 police uniforms/jackets (no auxiliary since 1981)  
 ....inquiries made for same included Macedon...Mayor  
 Elliott moved declaring obsolete police auxiliary  
 gear surplus and Chief Dalton thereby authorized to  
 sell to Macedon P.D.; Trustee Frontuto seconded.  
 \$\$\$'s wld. go into VOP's Gen. Fnd., per Mayor.  
 Voting "aye" were Mayor Elliott & Trustees Frontuto,  
 Wooden and Gilmore. Carried. Short discussion on  
 need for inventory stickers. Chief Dalton stated that  
 Basic School begins 2/16/89 - \$1300. Patrolman Eric  
 Fuehrer enrolled wth. Bd.'s permission. Will utilize  
 VOP vehicle for commuting. Radar training cost of  
 \$106. included (sme. expense for Patrolman Gumaer to  
 take course). Trustee Frontuto moved that Patrolman  
 E. Fueher be enrolled in B.T.S. for which the  
 foregoing expenses would be incurred; Mayor Elliott  
 seconded. Voting "aye" were Trustees Frontuto,  
 Wooden & Gilmore & Mayor Elliott. Carried.

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Schooling: Chief Dalton spke. of availability of an "Intervention" School (re adolescents, drugs, alcohol, etc.) through auspices of schl. to be conducted on 3/13, 14, 15, 16 & 17/89; cost of \$395. wld. be borne by Pal-Mac Schl. District - he added that course wld. allow for 4 1/3 college credits - four (4) people frm. schl. will be attending. Mayor Elliott moved that the VOP avail itself of offer extended by the Schl. wth. Chief to determine who shall attend. The Chief sd. he or Sgt. P. Coleman wld. attend - allow for another Officer nxt. yr. Trustee Frontuto seconded. Voting "aye" were Mayor Elliott & Trustees Frontuto, Wooden & Gilmore. Carried. Chief Dalton mentioned various other available schooling which the Bd. will address @ a later date.

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Plaque: Chief Dalton presented a handmade plaque rec'd frm. the Estate of the late Mr. Homer Pulver, former Police Chief - made and presented by Mr. & Mrs. V. Craft (& H. Kruger); the Chief mentioned giving the plaque to Historic-Palmyra, however, Mayor Elliott sd. it would be more visible/appropriate to hang sme. in P.D. Bd. agreed.

Aband. Veh.: Chief Dalton stated that Mr. B. Bell, who tows cars for VOP, has a surplus of abandoned vehicles @ his place of business on Jeffery Rd. & suggested that the VOP find place for storage re unregistered vehicles.

Haven Homes: Chief Dalton asked Atty. Nesbitt VOP liability re reinstatement of Haven Homes (sponsored by TAPS @ Pal-Mac); rec'd several applications for which he wld. need birth dates for record checks - he asked Bd.s direction; Bd. discussed - Atty. Nesbitt to draft ltr. re VOP's position.

Cmptr. Maint. Cont.: Maintenance Contract wth. Tomaselli Associates disc. by Bd. - payment of \$750. annually for 'computer license' as opposed to one-time payment of \$3750. (perpetual license). Bd. felt latter wld. be better course for Bd. to follow, however, in view of present status of budget, check wth. Tomaselli's if possible to pay for six (6) mo. period.

NYCOM WNTR. MTG.: Mayor announced that the NYCOM Winter Legislative Mtg. to be held in Albany (Hilton) frm. 2/26-28/89 - Mayor Elliott & Trustee Frontuto indicated their availability and desire to attend, Mayor encouraged other Bd. members to attend if possible. Trustee Frontuto, then, moved authorization for any Bd.

members who so desire to attend the above NYCOM mtg. on sd. dates; Trustee Gilmore seconded. Voting "aye" were Trustees Frontuto, Gilmore & Wooden & Mayor Elliott. Carried.

Abstract #16: Trustee Frontuto moved authorization for the Vill. Treas. to pay all vouchers on which appear initials of @ least three (3) Trustees - Voucher Nos. 730-782 in the amt. of \$37,636.28. Mayor Elliott seconded. Voting "aye" were Trustees Frontuto & Wooden & Mayor Elliott. Carried. (Trustee Gilmore was out of the room when vote recorded).

Family Stations: Bd. discussion on Family Stations Contract re antenna attached to Flagpole; small language change suggested on Page 1 re location description. Atty. Nesbitt requested to change to "Southeast corner of East Main Street and Fayette Street". Trustee Gilmore, then, moved that the Mayor be authorized to sign new two-

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yr. Contract wth. Family Stations - \$157.50 per mo. (first yr.) - \$165.00 (second yr.). Trustee Frontuto seconded. Voting "aye" were Trustees Gilmore, Frontuto & Wooden & Mayor Elliott. Carried.

**Public**

**Hrng.LL#2:** Discussion on amendment to V&T Law - Local Law #2, 1989, re "No Parking" between sidewlks./curbs - or 10' where no curbs exist. Mayor Elliott moved that public hearing on Proposed Local Law #2, 1989, be scheduled for 7:00 p.m. Monday, 2/6/89 - Trustee Frontuto seconded. Voting "aye" were Mayor Elliott & Trustees Frontuto, Wooden & Gilmore. Carried. Clerk to so advertise.

**Public**

**Hrng.LL#3:** Bd. discussion on the "Flood Ordinance" which had been an 'Agenda-ed' item for quite some time. Following disc., Mayor Elliott moved that public hearing on Proposed Local Law #3, 1989, be scheduled for 7:00 p.m. Tuesday, 2/21/89; Trustee Frontuto seconded. Voting "aye" were Mayor Elliott & Trustees Frontuto, Wooden & Gilmore. Carried. Clerk to so advertise.

**Public**

**Hrng.LL#4:** Trustee Wooden spoke of prior discussion on what he felt were necessary changes to Zoning (Bd. received copies for review) - and moved that a public hearing on Proposed Local Law #4, 1989, be scheduled for 7:15 p.m. Tuesday, 2/21/89; Trustee Gilmore seconded. Voting "aye" were Trustees Wooden, Gilmore & Frontuto & Mayor Elliott. Carried. Clerk to so advertise.

**Fuel Bids:**

Atty. Nesbitt rec'd ltr. frm. Pal-Oil in which they amended their prior bid; ltr. unavailable (if Clerk does not locate, call for copy).

**Misc.:**

Bd. discussed meetings re Union Contract; WCVO Assoc. Dnr.-Mtg. @ Garlock Hse. on 1/18/89, hosted by VOP; Which employee evaluation sheets to be utilized; Congressman Horton's visit on Sat., 2/18/89; and Annual Grievance Day - Tues., 2/21/89 (4-6 p.m., Mayor Elliott & Trustee Pope; 7-9 p.m., Trustees Frontuto & Wooden).

**Exec.**

**Sess.:**

At 9:10 p.m. Mayor Elliott moved that the Bd. exercise Exec. Sess. for legal & personnel matters, with above four (4) Bd. members present, Police Chief & Vill. Atty. Trustee Gilmore seconded. Voting "aye" were Mayor Elliott & Trustees Gilmore & Wooden; Trustee Frontuto voted "Nay." Carried by majority.

**Reconvene:**

At 10:00 p.m. Mayor Elliott moved that the Bd. emerge frm. Exec. Sess.; Trustee Gilmore seconded. Voting "aye" were Mayor Elliott & Trustees Gilmore, Wooden & Frontuto. Carried.

**Salary**

**Incrses.:**

Mayor Elliott moved, effective 1/18/89, that Patrolman Warren Gumaer's salary be increased to the Job Rate amt. of \$20,427. upon the recommendation of Chief Dalton who stated "he was doing a fine job and in recognition of his excellent job performance." The Bd. is cognizant, also, added the Mayor, that Mr. Gumaer had not yet rec'd his "Probationary Civil Service" appointment. Trustee Gilmore seconded. Voting "aye" were Mayor Elliott & Trustees Gilmore, Frontuto & Wooden. Carried.

The Mayor moved that Patrolman Eric Fuehrer's salary be increased to Job Rate amt. of \$20,427., retroactive to 1/9/89 on the basis of his job performance. Trustee Wooden seconded. Voting "aye"

were Mayor Elliott & Trustees Wooden, Gilmore & Frontuto. Carried.

Effective Wed., 1/18/89, Mayor Elliott moved that the salary of School-Crossing Guard, Mrs. Nancy Breuning, be increased to \$5,224. on the basis of her job performance. Trustee Gilmore seconded. Voting "aye" were Mayor Elliott & Trustees Gilmore, Frontuto & Wooden. Carried.

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Condemnation:

Trustee Wooden reported to the Bd. of CEO's (M. Smith) condemnation of apartment hse. on Fayette St. and large amt. of work needed before re-occupancy by tenants.

Adjournment:

There being no further business to come before the Bd., @ 10:15 p.m. Trustee Frontuto moved adjournment; Mayor Elliott seconded. Voting "aye" were Trustees Frontuto, Gilmore & Wooden & Mayor Elliott. Carried.

Ethel B. Johnson, Clerk

BOARD OF TRUSTEES

Special Meeting 1/25/89 8:00 p.m.

Present: Mayor James G. Elliott; Trustees Daniel S. Pope III, Penelope K. Frontuto & Charles D. Gilmore. Absent: Trustee D. Wooden.

Purpose: The Mayor called the Special Meeting to order @ approx. 8:00 p.m. for the purpose of discussing proposed changes in the Contract between the CSEA/VOP, said Contract to expire on 5/31/89.

Patrolman Resign.:

Mayor Elliott read "Letter of Resignation" from P. D. Patrolman Thomas Murdock, effective 1/31/89; Mayor moved that Bd. accept sd. resignation, Trustee Pope seconded. Voting "aye" were Mayor Elliott & Trustees Pope, Frontuto & Gilmore. Carried.

Trustee Gilmore departed @ 9:15 p.m. Prior to adjournment, the Bd. mde. a determination to meet @ 7:00 p.m. on 2/1/89 for the purpose of further discussion on the Union Contract.

Adjournment:

At 10:00 p.m. Trustee Frontuto moved that the Bd. adjourn; Trustee Pope seconded. Voting "aye" were Trustees Frontuto, Pope & Mayor Elliott. Carried.

(Minutes Recorded by Mayor James G. Elliott)

BOARD OF TRUSTEES

Special Meeting 2/1/89 7:00 p.m.

A Special Meeting was called by Mayor Elliott for 7:00 p.m. Wednesday, February 1, 1989, in the Trustees' Room of the Village Hall, the purpose of which was to discuss proposed changes in the Contract between CSEA/VOP, along with any other business to come before the Board.

Present: Mayor James G. Elliott & Trustee Penelope Frontuto were the only members present, therefore, no business was conducted without a quorum. Mayor Elliott & Trustee Frontuto reviewed various aspects of the Cont. and discontinued disc. @ approx. 11 p.m.

(Brief Minutes Provided by Mayor Elliott)