

VILLAGE OF PALMYRA BOARD OF TRUSTEES

Regular Meeting November 20, 1995 7:30 pm

PRESENT: Mayor James Elliott, Trustees Frederick Celentano, Ann Guest, Kathleen Drews. Absent - Trustee Daniel Wooden.

CALL TO ORDER: Mayor Elliott called the meeting to order at 7:30 p.m. Mayor Elliott announced that Village Clerk, Bonnie Hays is absent due to illness.

MINUTES: Trustee Guest moved to approve the minutes of the November 6, 1995 meeting as written. Seconded by Trustee Drews. Vote - 4 aye. Approved unanimous.

ROUTE 31: Mayor Elliott announced that J. Wheeler, N.Y.S.D.O.T. Engineer called and informed him that the proposed reconstruction of N.Y.S. Route 31 through the Village has been postponed approximately two years. New dates are; design fall of 96, let winter of 99, construction 2000.

TRANSFERS: Mayor Elliott Elliott moved the following transfers; \$3,000.00 from Contingency A1990.4 to Economic Opportunity & Development A6989.4 for payment of professional services regarding the marina. \$4,000.00 from State Retirement A9010.2 to Police/Fire Retirement A9015.8 for bill due 12/15/95. \$2,300.00 from Contingency A1990.4 to Police/Fire Retirement A9015.8 for bill due 12/15/95. Seconded by Trustee Guest. Vote - 4 aye. Approved unanimous.

ABSTRACT # 12: Mayor Elliott moved that the Village Treasurer be authorized to pay vouchers number 631 - 701 with the exception of voucher number 648 in the amount of \$85.00 which was removed. Total amount of abstract is \$57,926.75. Seconded by Trustee Celentano. Vote - 4 aye. Approved unanimous.

FIRE CONTRACTS: Trustee Drews reported that no word has been received from the Town of Palmyra regarding the proposed fire contract. The proposed fire contract with the Town of Manchester has been given to the Palmyra Fire Company for their approval.

EXECUTIVE SESSION: Mayor Elliott moved that the Board enter executive session at 7:45 p.m. for Union Contract negotiations and one contractual matter with the Village Board and Union Representatives present. Seconded by Trustee Drews. Vote - 4 aye. Approved unanimous.

UNION PRESENT: Union representatives P. Domoratz, C. Deys, D. Herman, S. Smith arrived at 8:30 p.m.

RE-ENTER OPEN SESSION: At 10:25 p.m. Trustee Guest moved that the Board leave executive session. Seconded by Trustee Celentano. Vote - 4 aye. Approved unanimous. Union representatives left meeting at this time.

SEQR, DOH FORMS: Trustee Celentano moved that Mayor Elliott be authorized to sign State Environmental Quality Review, Short Environmental Assessment Form and New York State Department of Health, Application for approval of plans for public water supply improvement (form Gen 296) relating to the proposed pump station. Seconded by Trustee Drews. Vote - 4 aye. Approved unanimous.

ADJOURNMENT: Mayor Elliott moved to adjourn at 10:28 p.m. Seconded by Trustee Drews. Vote - 4 aye. Approved unanimous.

Minutes recorded and submitted by Mayor Elliott.

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VILLAGE OF PALMYRA BOARD OF TRUSTEES

REG. BD.

December 4, 1995

7:30 pm

PRESENT: Mayor James G. Elliott, Trustee Kathleen C. Drews, Trustee Daniel E. Wooden, and Trustee Ann F. Guest. Trustee Frederick Celentano absent due to work. Representing Attorney Nesbitt was Peggy Howard. Guests Robert Raeman, Engineer representing the Village and John Zmarthie of the Canal Corridor Comm.

CALL TO ORDER: Mayor Elliott called the meeting to order at 7:32 p.m.

TROOP 66 CAMP FIRES AT FAIR GROUNDS: Scouts Brian VanderMalle and Robbie Snyder spoke to the VB concerning a jamboree being held in May, first weekend, requesting either small fires per troop or one (1) large fire. Mr. Baker, President of Fair Board noted that the area is about 200' from the nearest house and not near any fair buildings. Mayor Elliott said he was Chairman of the Committee for this event and would abstain from voting.

Trustee Guest moved to authorize the scouts to have one open fire per troop for cooking purposes, seconded by Trustee Drews, vote, 3 ayes, Mayor Elliott abstain. CARRIED.

MR. JOHN ZMARTHIE OF THE CANAL AUTHORITY CONCERNING SPOIL AREA BY CANAL: The canal is filling in near the lock area being 8' deep when it should be near 14' deep. The Canal Auth. wants to reclaim spoil area East of boat launch. The spill box has been plugged and should drain. Dredging is needed for tour boats if the marina project is a plan as well as needing to dig out and remove the silt to accommodate canal boats now. A 12" and 15" pipe are there now and are both plugged. J. Zmarthie suggested getting rid of all pipes and relocating the drainage. Will be pumped in "mud slurry" letting sediments settle and get solid then either sell, let Village use, or given away. Mayor Elliott mentioned taking out the drain going to the county park discontinuing use of the 15". Mr. Zmarthie noted the state would assist the Village in this project. Trustee Wooden asked if there would be cost to the Village? Zmarthie said yes. Trustee Wooden asked why there would be cost to the Village if it is not the Village's problem and is a necessity of the Canal. Mr. Zmarthie responded noting that a permit had been needed for the Village to do the recent drainage project and that could be stopped. Mr. Zmarthie noted he could play hard ball. Eng. Bob Raeman noted to Mr. Zmarthie that the VOP had used the abandon land for the drainage project and did not need a permit. Trustee Wooden stated that the VOP labor could assist, however, the State would need to pay for the material, labor, and heavy equipment. Mr. Smarthly said that the State would purchase and install the pipe and move the outflow structure, also clean out any trees. Trustee Wooden asked about weed control and what to use on the banks of the water. Mr. Smarthly said the State uses Round-up.

Mayor Elliott may a motion to authorize Mr. Bob Raeman of Sniedze Associates, an engineering firm working for the Village, to do work on a feasibility study, seconded by Trustee Drews, vote, 4 ayes, CARRIED.

Mayor Elliott reported that the DEC and Army Corp. seemed to have no problem with this project. We need an engineer on this project for our own protection, stated Mayor Elliott.

CUYLER STREET CULVERT REPAIR: Mayor Elliott reported that the NYSEG Co. was having problems with a gas line on Cuyler St. and needed to install a new line. The VOP needs to replace a collapsing culvert at that location. B. Raeman would look at condition of the culvert. B. Raeman reported that the eastside is in bad condition. There is a metal sleeve, Raeman doesn't know reason.

B. Raeman is going to look at the condition of pipe and see if it can be reused and determine whether to reuse and meet or use a new part. The stone culverts are not replaceable. Should we replace catch basins? Can we use the VOP crews or hire done? Mayor Elliott said VOP doesn't have equipment. B. Raeman could come in with a material list, a drawing, and scope of work after looking at the area. Trustee Wooden suggested that the TOP could help and that he would ask N. Cook, Superintendent of Town Highway if he could assist. Trustee Wooden also asked if the VOP should close Cuyler Street. B. Raeman said the VOP should put up barricades lighted on both sides. He is also very concerned about the catch basin. Mayor Elliott suggested that Cuyler St. at the culvert be one way for local traffic only with no trucks allowed temporarily. B. Raeman will have a survey crew go into culvert and assess. Results will be ready by Wednesday. Trustee Guest made a motion to authorize the Mayor to restrict traffic or close Cuyler Street depending on the assessment results, seconded by Trustee Drews, vote, 4 ayes, CARRIED.

DRAINAGE ON GATES AND WASHINGTON ST.

Trustee Wooden asked B. Raeman if he would recommend some solutions for the drainage problem in the back of Trustee Drews and other Gates St. residents' yards. Mr. Raeman thought that putting in a perforated drain may help.

DEPT. OF LABOR - OSHA INSPECTION: Mayor Elliott reported that on Wednesday two inspectors came out and checked the PD and the Village Office. Looking at the training records for PD and emergency response plans for HazMat and Bloodborne Path. MSDS sheets were in order. Did very well with minor corrections needed. Railing on stairway to cellar and emergency plan from Cty. Mayor said that the PD training was well above that required.

MINUTES OF 11/20/95: Mayor Elliott moved to approve the minutes of 11/20/95 as written, seconded by Trustee Drews, vote 3 ayes, Trustee Wooden Abstained.

ABSTRACT #13: Mayor Elliott moved to authorize the Treasurer to pay vouchers #702 through 731 totalling \$9,083.86 seconded by Trustee Wooden, vote, 4 ayes, CARRIED.

FIRE DEPARTMENT RESOLUTION FOR CONTRACT OF SERVICE TO TOWN OF PALMYRA:

Mayor Elliott moved accept the following resolution:

WHEREAS, the Village of Palmyra provided the Town of Palmyra with a proposed contract for fire services in August 1995 to be effective during the years 1996 through 1998, and

WHEREAS, the Village of Palmyra is informed that the Town Board of the Town of Palmyra has not, and will not approve the proposed contract based upon the amount to be aid for services to be provided, and

WHEREAS, the Village has consulted with the Palmyra Fire Company and the Company will not give approval of a contract based upon the amount offered by the Town for services,

BE IT RESOLVED, the Village of Palmyra hereby adheres to the proposed contract offer for fire services previously provided to the Town of Palmyra, after constultation with the Palmyra Fire Company.

seconded by Trustee Guest, vote, 4 ayes, CARRIED.

Mayor Elliott read the following letter to the Town of Palmyra Supervisor regarding the fire contract:

December 4, 1995

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Supervisor David C. Lyon
TOWN OF PALMYRA
201 East Main Street
Palmyra, NY 14522

Re: Fire Contract

Dear Supervisor Lyon:

Please let this letter serve as a notice to you, as Supervisor, that the contract for fire services for the Town, provided by Village, terminates December 31, 1995 at midnight.

The Palmyra Fire Company is unable to provide fire services to the Town beyond this date as no contract has been agreed upon by the parties. You should notify the proper county authorities of this fact.

Very truly yours,

William Marshall
President
Palmyra Fire Company

VILLAGE OF PALMYRA

By _____
James G. Elliott
Mayor

Seconded by Trustee Guest, vote, 4 ayes, CARRIED.

LETTER FROM MOOSE LODGE REQUESTING COURTESY EMBLEM ON VILLAGE BOARD: Mayor Elliott read the request from the Palmyra Moose Lodge NO. 1420, requesting inclusion of their sign on the Village signs. Mayor Elliott moved to authorize the Moose Lodge sign of the appropriate size to be put on the by the Village crews, seconded by Trustee Drows, vote, 4 ayes, CARRIED.

Motion to hire Newton Gowdy to survey Franklin St.: Mayor Elliott made a motion to hire Eng. Newton Gowdy for \$450 to survey the boundaries of Franklin Street, seconded by Trustee Drows, vote, 4 ayes CARRIED.

VILLAGE HOLIDAY SCHEDULE: Mayor Elliott listed off the days the Village Hall will be closed for the holidays as follows:
Christmas Holiday: December 22, 25, 26, 1995 and New Year's December 29, January 1 and 2, 1996 open back up for business on January 3rd, 1996. If there is no business for the VB the mtg. will be cancelled on Jan. 2nd, 1996.

SKANEX TO DO SEWER REPAIR ON WEST MAIN STREET: Trustee Guest moved to hire SKANEX PIPE Co. to install approx. 700' of new sewer line under W. Main Street including a 10' deep catch basin #48-1 and approx. 12 connections. J. Nesbitt, Village Attorney will make up a standard contract, seconded by Trustee Wooden, vote, 4 ayes, CARRIED. Get insurance certificate for proper insurance necessary. Clerk to contact insurance co. for amount required.

Trustee Wooden moved to authorize Mayor Elliott to sign the contract for the SKANEX job asap Trustee Wooden noted SKANEX was prepared to begin right away, seconded by Trustee Guest vote, 4 ayes, CARRIED.

LIGHT AT THE INTERSECTION OF KENT ST. AND ROUTE 21:

Mayor Elliott read the memo from Clerk Hays regarding the NYSEG's

plan to install at 150 Watt high pressure sodium light on an existing pole and removing the light which is there now. One light at that location will be sufficient.

ROLLER FOR HIGHWAY DEPT.: Three prices were received for the roller replacement the lowest price from Keystone Builders for \$12,125. Trustee Wooden suggested that the Town and Village could go in halves on the roller and that Trustee Celentano should speak with Nelson Cook, Superintendent of Town Highway. Mayor Elliott noted the ramifications of sharing a piece of equipment. Ex. are where to keep the machine, insurance on the equipment, and who gets to use it if both need at the same time? Trustee Guest moved to table the decision on the purchase of a roller until next meeting Dec. 18th, 1995, and ask Trustee Celentano to check with the Town of Palmyra, seconded by Trustee Wooden, vote, 4 ayes, CARRIED.

FIRE CONTRACT WITH THE TOWN OF MANCHESTER: Trustee Drews moved to authorize Mayor Elliott to sign the three (3) year contract for fire protection with the Town of Manchester, seconded by Trustee Guest, vote, 4 ayes, CARRIED.

EXECUTIVE SESSION: Trustee Guest moved to go into exec. session at 9:06 p.m. seconded by Trustee Drews, vote, 4 AYES, CARRIED.

Motion out of exec. session at 9:40 by Trustee Guest seconded by Trustee Wooden, vote, 4 ayes, CARRIED.

EASEMENT : Motion by Trustee Wooden to authorize Mayor Elliott to sign the easement with Mr. Welch subject to the attorney's approval, seconded by Trustee Guest, vote, 4 ayes, CARRIED.

ADJOURNMENT: A motion to adjourn was made by Mayor Elliott 9:43 p.m. and seconded by Trustee Guest, vote, 4 ayes, CARRIED.

Respectfully submitted,

Bonnie J. Hays, Village Clerk

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Village of Palmyra Board of Trustees

Reg. Mtg.

December 18, 1995

7:30 pm

PRESENT: Mayor James G. Elliott, Trustees Frederick Calentano, Daniel E. Wooden, Kathleen C. Drews, and Ann F. Guest. Mr. John Zmarthie from the N.Y.S. Canal Development, resident, Erwin Porter, and former C.E.O. and Village Official Bruce Wideman.

CALL TO ORDER: Mayor Elliott opened the meeting at 7:30 p.m. with a moment of silence for Mr. Harold "Curly" Rodman a long-time business owner and resident of the Village who recently passed away. Also a moment of silence for Mrs. Joyce Meeker whose husband along with the Hyman's owned the old Creamery passed away late last week. "Curley" and Joyce will be greatly missed.

CITIZEN IRWIN PORTER: Mr. Porter noted he has lived on Carroll St. since 1964 and remembers the old canal bed being proclaimed forever wild. The State had wanted to dredge about 20 years ago, and were told no said Mr. Porter who also wondered why now and what was different to allow it today vs 20 years ago. Much discussion followed about the damming and area of the wetlands. Discussion was also lengthy about the boundaries of the Village property running through the edge of the bed or in the middle of the area. Mr. Porter noted the wild life consisting of blue herons, turtles, fish, and ducks which were living in that area.

Mr. Porter questioned the reason for not using the berm in back of Breen's Bells off Route 21 North which was built 20 years ago to hold the dredgings when the use of the old canal bed area was blocked. Mr. Zmarthie of NYS said he was not aware of the berm but thought the distance prevented the use of it.

MR. BRUCE WIDEMAN PREVIOUS AND VILLAGE CEO.: Mr. Wideman stated he had been in charge of the wetlands project approx. 20 years ago and worked with the CETA funds to clean up and keep the area in question forever wild. Mr. Wideman noted that 20 years ago the support against the state dumping area was overwhelming. The VB was very supportive along with about 60 - 70 active citizens who opposed the state's project and help clean up the area.

Federal money was used and the Army Corp. determined the State could not use the land for dumping stated Mr. Wideman. The wild life in the old canal area was to be protected. Mr. Wideman noted that the State was uncooperative 20 years ago and had already received a permit until the village residents got involved and alerted the Army Corp. of the wild life. Mr. Wideman emphasised his concern about keeping such a beautiful area looking natural and available to walkers and park visitors and to cherish this area as an asset which the VOP is fortunate to have. It was noted that the VOP owns to the toe of the slope on the east side. The dumping will fill in the slope. Mr. Wideman said he would pursue this and not return to Michigan