

BOARD OF TRUSTEES

Regular Meeting

3/6/91

9:00 a.m.

000172

Present: James G. Elliott, Mayor; Trustees Charles D. Gilmore, Daniel E. Wooden, Daniel S. Pope III and Thomas N. Lynch; Assessor/CEO Jud Roney & the Village Atty.; John B. Nesbitt was present for a short time.

Call to Order: Mayor Elliott called the meeting to order at 9:08 a.m. (for the record, the 3/4/91 meeting was canceled due to severe ice storm creating many Village emergencies - a brief meeting was scheduled for 6:30 p.m. 3/5/91 to precede the Board's budget meeting with Donegan Assoc. with offices in Victor. Power outtages prevented Donegan's from completing the Village's budget work, therefore, the Board meeting was rescheduled as shown above - 9:00 a.m., 3/6/91 - (proper procedures were followed, i.e. postings, newspapers notified, etc.).

Minutes
2/4/91: Trustee Pope moved acceptance as written the 2/4/91 Bd. mtg. Minutes; Trustee Wooden seconded. Voting "aye" were Trustees Pope, Wooden, Gilmore & Lynch & Mayor Elliott. Carried.

Minutes
2/19/91: The 2/19/91 Bd. mtg. Minutes were unavailable, therefore, Mayor Elliott moved tabling approval of said Minutes - but that they be made available to the public; Trustee Pope seconded. Voting was unanimously in favor/carried.

C&P: Trustee Lynch spoke of the need for additional help in the C&P Dept. - especially since tree damage, etc. which occurred during ice storm (3/4/91); money exists in budget, he sd. Trustee Lynch then moved that Darin Moore be an early "re-hire" effective the nxt. pay period; Trustees Gilmore & Pope seconded. Voting was unanimously in favor. Carried.

Tree Damage
(Ice Strm): C&P Supt., R. Weaver was present to give a report on tree damage in Village, caused by ice storm. He said that ten (10) years hence the Village will have lost trees that were damaged during storm on 3/4/91; bad time for tree damage/sap flowing...he spoke of trees which bleed/don't bleed. His crew working almost exclusively on clean-up - would be necessary to hire outside firm for some tree-work (Monroe). Trees on nineteen (19) Village streets received damage - Johnson St. & W. Charlotte received most damage. Mr. Weaver elaborated on types of trees damaged or destroyed. Mayor Elliott stated that for the record, Village should declare tree-work and Flagpole damage - clean-up and repair as emergencies and a public safety hazard - Trustee Pope so moved; Trustee Gilmore seconded. Voting "aye" were Trustees Pope, Gilmore, Wooden & Lynch & Mayor Elliott. Carried.

Highway
Dept.: Trustee Gilmore stated that Willow St. was impassable with more work needed on Johnson St. An abundance of firewood available for residents - Hwy. chipping; Trustee Gilmore commended the Fire Dept. for their efforts (pumping water out of basements). Also, Ms. Ann Guest, Red Cross Rep., highly commended for her efforts @ elementary school which was used as a shelter for those without heat. He spoke of food contributions from Breen's, MacDonald's, etc. and the school for those in the shelter.

Flagpole: The historic Flagpole on Main St., having been damaged (bent @ top) during ice storm, Bear Construction of Rochester (an erector/rigging company) to submit an estimate for repair. Discussion on

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removing portion of Flagpole; Mayor suggested that Village might pursue consulting a structural engineer re removal of Flagpole portion - discussion. Trustee Wooden felt no reason for the Village to go to that length, i.e. would be costly - if portion removed would remove stress from tower...Mayor says pole flexes - won't have as much flex to base if some removed. Mr. Barry Warner of Bear Construction arrived in time to give company rates re Flagpole repair, portal-to-portal for crane, low-boy, etc. Mr. Warner's estimate in area of \$3000. could be more - he did not think removal of bent portion would affect the tower's structure. Anticipated high winds may deter repairs for day or so (for the record, Flagpole repaired Fri., 3/8/91 @ a cost of \$2200. for which a budget transfer mde. on 3/18/91).

Budget & Union:

Trustee Pope had copies for distribution re budget - Donegan's unable to finish budget work as power outage - budget meeting established for 7:00 p.m., Tues. night, 3/12/91. Date for Union negotiation meeting to be held Thurs. night, 3/7/91. Note: CSEA Rep., Debbie Lee, canceled foregoing meeting - re-scheduled for Thurs., 3/14/91.

Abstract #19:

Trustee Pope moved that the Treas. be authorized to pay **Voucher Nos. 918-963** in the amount of \$14,932.16 and **Voucher #917** (Manual check on 2/28/91) in amount of \$500. on which appear the initials of at least three (3) Village Board members. Mayor Elliott seconded/voting was unanimously in favor - carried.

Local Law #1, '91:

Trustee Wooden said that public hearing re Local Law #1, 1991 re "fee hikes" to be conducted @ 7:00 p.m., 3/18/91; CEO Roney's recommendations to be included, i.e. "demolition fee," etc. Clerk referred to Atty. Nesbitt - Legal Notice prepared for publication in 3/13/91 edition of Village's official newspaper. Text of Local Law to contain that Bd. may change "fee schedule" by resolution - attach fee schedule to law, per Mayor.

Village/Town Wtr. Cont.:

Trustee Wooden said that proposed Village/Town Water Contract to be ready for distribution to Bd. shortly.

Pine Tree Park:

Trustee Lynch said that interest had been shown in purchase of the Village-owned property on Canal St. (known as "Pine Tree Park") - Bd. had removed from 'surplus' category; interested party would agree to Village's desire to retain right-of-way there. Discussion following which Trustee Wooden moved that the Bd. re-declare aforementioned Village property surplus; Mayor Elliott seconded. Lot has 120' frontage, per Mr. Lynch - 80' needed for building without a variance. Trustee Gilmore felt strongly that said area should be retained as part of/extension of Village Park. Remainder of Bd. said they would consider purchase offer. Voting was as follows: "Ayes" - Trustees Lynch, Pope & Wooden & Mayor Elliott; "Nay" - Trustee Gilmore. Carried by majority.

JPTA:

The Mayor acknowledged a communication from JPTA - a WC work program in which the Village has participated in prior years; Bd. agreed a good idea - determination to be made on placement in various departments.

Hazardous Plan:

Mayor spoke of WC's Hazardous Response Plan as written by the WC Emergency Management Office and moved that the Village adopt Village portion of same; Trustee Pope seconded. Voting was unanimously in favor/carried.

Drainage

Ditch:

Re the drainage ditch on E. Foster St., the Mayor said topographical maps received from the Soil & Water District - Mr. Smith was scheduled to physically walk the area; needed to check the elevation. Mr. R. VanHout, who was present, said that some residents asked that easements be established for 25 yrs. rather than "life-time"; he had spoken with Mr. Wm. Clark who was concerned about the 'mess' - silting, etc. - when digging done. Mr.

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Wizeman's reticence could be skirted by moving the ditch in 15' from present site. Cost to cut trees down a consideration. Mr. VH stated that he had discussed at length with Mr. S. Venturino. Trustee Wooden said that the Town should be involved - clients from "Butler Shock Facility" a possibility to do work. Mayor reiterated that the Town had considered forming a "District." Bd. to await word from Soil Conservation's "Mr. Smith."

Creek/Carriage

Stop Rest.:

Mayor Elliott spoke of the creek @ the Carriage Stop Restaurant (Prospect Drive) and problem the overflowing presents to other area residents - looks as if the Village must prod the owners. Bd.'s belief that the culvert is crushed and doesn't allow water, residue, etc. to pass through as it should. Trustee Wooden felt that area should be dug up, leaving creek open. Mayor said Village Atty. would write letter if the Bd. passed a resolution.

Mayor Elliott then moved passage of the following Resolution: "**BE IT RESOLVED** that the Village Attorney be authorized to write to the owners of the parcel at 363 Prospect Drive (Carriage Stop Restaurant) requesting them to clean the culvert and pipe on said property (put in place and covered at that site by former property owner), the silt and debris that is clogging it and impeding water flow. Said restriction of flow raises water levels in the creeks that flow through the Village."

Trustee Pope seconded. Discussion. Trustee Wooden said that passage of resolution acceptable, however, unsure if new owner understands the problem - he would prefer talking to the owner in an attempt to work out a solution before referring to the Village Atty. regarding the Village's resolution. Trustee Lynch agreed. Voting was unanimously in favor - for passage of resolution and a dialogue with "Carriage Stop Restaurant" owners (M/M Paul Smith, Magog Rd., Palmyra).

Dar-Lind

Lane:

Mayor said that time had come for Hwy. and W&WW Supt. to inspect Dar-Lind Lane re Marine Midland \$50,000. "Letter of Credit" (bond issue expiring); Trustee Pope moved passage of the the following resolution:

"**BE IT RESOLVED** that upon receipt of signed statements by the Village Highway & Water & Wastewater Supts., that there are no needed repairs to the pavement, storm drainage system, and public

water and sewer lines installed by or for Triou's Custom Homes on Dar-Lind Drive, that the Mayor is authorized to sign a cancellation document for a \$50,000. Letter of Credit provided for said public improvements, and

BE IT FURTHER RESOLVED that if repairs are needed to said improvements, the Mayor be authorized to sign an extension for up to one (1) year upon advice of the Village Attorney."

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Mayor Elliott seconded Trustee Pope's motion to adopt the foregoing resolution. Voting was unanimously in favor/carried.

Storm

Clean-up:

Mayor said a resident had made suggestion, re ice storm clean-up, that why not hire someone for two (2) or so weeks rather than paying overtime. Trustee Gilmore spoke of time involved in training person to use chipper, etc. - many catch basins cleaned out (probably need again since storm). Work needed in other areas, per Mayor. Trustee Wooden asked why Village should have over-time (except a snowstorm) - Trustee Pope said the Marafioti's had contacted re their problems on Cuyler Street.

Rally re

D. Storm:

Mayor Elliott related that Boy Scout Troop #66 would like to conduct a Rally on 4/13/91 in the Village Park in celebration of war's end - Mayor so moved; Trustee Lynch seconded. Voting was unanimously in favor/carried.

Budget

Transfer:

Trustee Pope moved that the following budget transfer be made (to cover the cost of major Hwy. truck repair) in the amount of \$6600. from Contingency (A1990.4) to Street Maintenance, Equipment, Parts/Repairs (A5110.427). Mayor Elliott seconded, however, he said that the State auditors (currently auditing Village records) informed him that budget transfers should be on record before bill paid. Voting was unanimously in favor/carried.

Judge

Baynes:

Judge Baynes spoke of the Annual Report (3/1/90-2/28/91) completed by Court Clerk Drake and statistics compared to prior years as well as funds Village may retain - those sent to the State....Governor utilizing local governments as a fund source he said...Court's dispositions 'down' current year...dramatic increase in lawsuits. Judge Baynes recommended to Bd. that efforts be renewed to make sure Village gets its 'fair share' from State.

He spoke of funds in bank for which interest may not accumulate. Trustee Gilmore spoke of writing letter to powers that be @ Marine Midland.

Pal-Mac

Team:

Trustee Gilmore said he would like to publicly recognize Pal-Mac's basketball team and their efforts @ the War Memorial. Village "send-off" begun by Treas. D. Matteson and Trustee Wooden; Trustee Gilmore moved official "Village recognition" of Mrs. Matteson and Mr. Wooden; Mayor Elliott seconded. Voting was unanimously in favor/ carried.

Adjourn-
ment:

There being no further business to come before the Board, @ 10:20 p.m. Trustee Pope moved adjournment. Mayor Elliott seconded. Voting was unanimously in favor/carried.

Ethel B. Johnson, Clerk

VILLAGE OF PALMYRA BOARD OF TRUSTEES

Special Meeting

3/12/91

7:00 p.m.

Present: Mayor James G. Elliott; Trustees Charles D. Gilmore, Daniel E. Wooden & Thomas N. Lynch; Darlene E. Matteson, Treas.; representing Donegan Assoc. - Mark Wagner and Karen Wiemer. Absent: Trustee Daniel S. Pope II.

Purpose: The Mayor called the Special Meeting to order @ 7:10 p.m. for the purpose of conducting a 1991-92 "budget session," along with any other business to come before the Board.

Budget Review: Preliminary budget figures were reviewed; some budget lines were adjusted. The next budget work session (second) was scheduled for Thursday, 3/21/91 @ 7:00 p.m.

Adjournment: The Board unanimously agreed on adjournment which occurred @ 10:55 p.m.

(Minutes Recorded by Mayor James G. Elliott)

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