

VILLAGE OF PALMYRA BOARD OF TRUSTEES

Regular Meeting

9/3/91

7:00 p.m.

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

Call to

Order:

The Mayor called the meeting to order @ 7:08 p.m.

Beer

Tent:

The Mayor recognized Mr. Mark Crane who had requested placement on the Agenda re provision of a "beer tent" during Canaltown Days. Mr. Crane reiterated his prior request, however, Trustee Gilmore said that the prior request (in conjunction with Mr. R. LaRose) was for closing off Cuyler St. and a 'tent' placed across said street for protection in case of inclement weather - Mr. Gilmore added that the F.D. had 'nixed' such an arrangement due to placement of fire hydrants and leaving area businesses, etc. without fire protection (unable to travel Cuyler St. to the south).

The street dance on Friday night was reviewed as were other Canaltown Days' events and where the "beer tent" (booth) would be located. Trustee Lynch asked Mr. Crane if his operation would be identical to CofC operation in prior years; Mr. Crane said "yes" - beer would 'come out of a truck'.... Trustee Gilmore said the matter should come under auspices of the Canaltnw. Committee - Mr. Crane should direct his questions to them.

Mrs. Katie Miller, proprietor of Miller's Restaurant, spoke of a request for a beer permit for her daughter's engagement party and her request was denied....in business 37 yrs., she said. Mayor said all enforcement agencies and CTDays Chairman, Mr. Jerry Kelly, met prior week....subject came up...he said if the VOP allowed it (must have VB permission).. he said beer would be in back of park...fenced..no beer out of area. Trustee Wooden, a part of the Committee, said request was not made by the CTDays Committee - someone else...spot for beer truck set for front of 1st Fed. Bank (unoccupied) as of prior Sat. night. Request for fenced-in beer truck in back of Park made but not by CTDays Comm. Mayor said enforcement agencies said complaints before about loud and fowl language....no fights, however. J. Kelly said a family event....if beer approved wld. be in back of Park...he requested the fencing...Trustee Pope said he did not want people walking around freely with beer-in-hand...Trustee Wooden said he could see both requests....confusion as to who requested what...if in back of park, fenced... might promote people staying there (drinking too much beer)...potential of coming out in crowd and causing trouble ...if beer tent in front (Main St.)...more chance of buying a beer and going on their way..."times/people have changed," per Katie Miller...Mr. Keith Kroh (of Kroh-Bar) said that M. Crane his competition....might he (Mr. Kroh) also be permitted to have open container...'M. Crane got a jump on us, nothing against him'...

Trustee Wooden said the "Open Container" not given any one person...given to the CTDays Committee...whom-ever requests...must address the Committee...function of theirs...Mayor reviewed the VB resolution which rescinded the "Open Container Law" from 4-7 p.m. on Sat. only...the assigned area reviewed...Chief Dalton spoke of the change in areas - corner (1st Fed.) more where families congregate (viewing spot for Parade-also Boosters' Club will have a booth near there)...he said P.D. has no problems with VOP establishments...

Trustee Wooden said VB has no say - up to CTDays Com. Mayor said "whomever" - as for any one vendor (there are 5-6 within confines of the VOP) in addition to the "Big M"....anyone who wants a beer can pick any of the places in matter of minutes...have problem with giving one license-holder advantage over others... Trustees disagreed....not giving over others...Mayor said VOP wld. be if granted permission to one...Village property/sidewalks...Trustee Wooden said that the VOP grants "Open Container Law"...CTDays Comm. responsible Mayor Elliott spoke of times when the CofC sponsored a "beer tent" and the necessity for insurance certificate naming VOP/CT Comm. as co-insured (million dollar rider)...

Trustee Pope thought it was exceptionally late for one to appear before the VB requesting permission for CTDays - 3-4 days before the event, he said. It was pointed out that Messrs. Crane & LaRose had approached the VB several months (beer tent to span Cuyler St.). Mr. Crane explained the delay. Trustee Gilmore said the responsibility of the CTDays Comm. - Comm. should make the request for whomever responsible (vendor) - Mr. Gilmore reiterated his feeling that CTDays is a "celebration" - always supported having law rescinded for the Parade...would do so if the CTDays Comm. approached the VB to sell....however, concessions must be made for other VOP business-people...Mr. Crane said no beer could come out of his business place ("Stubby's")....nor any other bar....no competition there...Mrs. Barbara Parpora ("The Place") said "the strollers" would have choice of different bars...Mrs. K. Miller said CTDays originally was to help the merchants in the VOP, not one individual. Mrs. Parpora said she would rather see a non-profit organization (such as the Chamber) operate the "beer tent" or continue to do it....she was informed by the VB that it was too costly re insurance and the CofC had not done so in three or so years. Mr. Crane's feelings that lot of people like to stop and have a beer - didn't think they would overdo it.

Trustee Pope asked about the liquor license; Mr. Crane said he would obtain a "Caterer's License" - Mayor said he spoke of talking to Liquor Authority in Buffalo (couple of yrs. ago)...their reading of the Law, not to go out of the bar...but when people cited by an enforcement agency, the courts had traditionally held to the licensed premise (address of the bar) and not the building/property....cases were always dismissed... could take out a beer...but not hard liquor...does not hold true now per M. Crane/Chief Dalton....Mrs. K. Miller agreed that non-profit organizations shld. sponsor...if people want, they'll go to any of the establishments for beer, etc. Trustee Wooden said not the VB's function - CTDays Comm. function. Mrs. E. Hartnagle said, "but the CTDays Comm. not present requesting it"....

Mayor said when the Chamber sold beer, done the same as M. Crane's plans...Chamber asked the VB to grant permission...VB gave said permission...M. Crane has followed prior procedure...CTDays Chairman, Mr. J. Kelly, expected @ the mtg. in time to answer questions. Mr. Crane said he was approached by 'some people' about a 'beer tent' for CTDays - he thought it a 'great idea'...nice weather...walking around...stop for a beer...have a piece of pizza...gave the pizza to the soccer both, he said....could have sold it. Mr. Gilmore spoke of local bars who should be commended for their generosity to the school events. Mrs. Parpora reiterated...."if several other merchants asked

for a spot, they could have it"...Mr. Wooden said it would not mean that the Comm. wld. give everyone a spot...his guess that Mr. Crane was the first to ask. He said Comm. wld. allow only one pizza place or else he wld. have had one with beer tent...Mrs. Parpora said then he wld. have a monopoly...Mr. R. Smith, speaking for Carriage Stop, asked about adding sale of beer to craft booths....Mr. Gilmore said assignments for food booths, craft booths, etc. Mr. Wooden said his point that area assigned by the Comm. - not up to the VB to request where...

More discussion on a beer tent - and location of sme. Atty. Nesbitt spoke of rule changes...used to be CofC...always had a preference for non-profits...once abandoned, arbitration begins as to who gets the spot...discussion - let everyone start on equal footing. Not the VB's function, per Mr. Wooden. Mr. Lynch said that the Comm. Ctr. sold pizza in prior yrs. Mr. Crane said he would be glad to make a donation to one of the functions, probably a school function...if one of the issues. Issue tabled temporarily so that the Clerk cld. phone Mr. Kelly who was to have been on the Agenda anyway.

Citizen

VanDeVel.: Trustee Gilmore spoke of cancer surgery @ Newark-Wayne of life-long Palmyra resident, Mrs. Rita (O'Brien) VanDeVelde, and asked everyone to take a moment to remember her - wish her well....

Minutes

8/5/91:

Changes/additions included a date change from 8/7/91 to 8/5/91 (typo); re the "old Palmyra Creamery" owned by Mr. Mogavero, the Vill. Atty. was requested to obtain another Judge due to the heavy schedule of the presiding WC Judge; and the sidewalks replaced @ the elementary school were not slate sidewalks as stated in the Minutes. With the foregoing corrections, Trustee Lynch moved VB acceptance; Trustee Gilmore seconded. Voting was unanimously in favor/carried.

LL#3, '91

Minutes:

With an exception of a 'typo' Mayor Elliott moved acceptance as written of Spec. Mtg. Minutes of 8/14/91 re Local Law #3, 1991; Trustee Gilmore seconded. Voting "aye" were Mayor Elliott & Trustees Gilmore, Lynch & Wooden; Trustee Pope abstained. Carried by majority.

Minutes

8/19/91:

Due to late distribution of the 8/19/91 Minutes the VB had not had opportunity to review; Trustee Gilmore, then moved tabling action on said Minutes. Mayor Elliott seconded. Voting was unanimously in favor/carried.

The brief Minutes of 8/20/91 - Union Neg. Mtg. - overlooked by the Clerk, therefore, tabled; moved by Trustee Pope, seconded by Mayor Elliott. Voting was unanimously in favor/carried.

Additional Canaltown Days Parking:

Mayor Elliott submitted a new print-out re Canaltown Days parking which included parking for the handicapped (east on Canandaigua St. frm. Jackson to Main St.) and parking allowed for Sunday church services and hours for street closings (merchants and churches notified). Mayor Elliott also announced date and times for street closings. The Mayor so moved; Trustee Pope seconded. Voting was unanimously in favor/carried.

Canaltown

Days:

Mayor Elliott stated that the State no longer provides a truck for Engineer J. Edinger, therefore, request made for use of a VOP pick-up (and a driver) for use during Canaltown Days. Mayor said that he asked VOP's

ins. carrier who informed him that if VB approves, ins. would cover truck's use. VB discussion. Trustee Lynch said that two C&P employees were alternating days (Sat./Sun.) anyway - Trustee Lynch to handle - Mayor Elliott, then, moved that the VOP allow the CTDays Committee use of one pick-up truck for the duration of CTDays; Trustee Pope seconded. Voting was unanimously in favor/carried. Mention made that it would be necessary for the Hwy. Dept. to run street cleaner Sat. morning (following Fri. night street dance) and Sun. during CTDays.

Legion: In past years the American Legion had requested closing off Cuyler St. for a short period of time on Sat. night for a band demonstration; unknown Legion's plans for 1991, however, Mayor Elliott moved that allowance be made for the street closing for one-half to one hour if the Legion so desires. Trustee Pope seconded. Voting was unanimously in favor/carried.

Drainage: Mayor Elliott stated that Sgt. Kuzminski of the Butler Shock Incarceration Camp had met with him the prior week; walked the creek from the Canal up to the Carriage Stop - and on E. Foster...when easements signed, workers will cut and clear brush on the banks and ditches...pick up debris...crew will be assigned to the VOP for one week...sending list of materials required (long-handled, heavy duty shovels...) - VOP may have to purchase some...Sgt. Kuzminski looked @ Hwy. Barns - approved workers to lunch there...priorities - Foster, Canal to Prospect Dr. - committed to completing in 1991...possibly others... Trustee Pope asked status of easements - in the process, per Atty. Nesbitt. Names of all property owners submitted to Atty. Nesbitt, per the Mayor. Butler needs copies of easements before beginning.

Canaltown Days (Cont'd):

Mr. J. Kelly arrived, therefore, discussion continued re "beer tent" for CTDays; Mayor asked proposed location of same - and feeling by some that the request should come from the CTDays Comm. for permission to sell beer. Mr. Kelly said the Comm. had no problem with Mr. M. Crane selling beer...recommendation that it be sold in back of Park...in the past, problems have occurred on corner during parade...discussion re fencing the tent...M. Crane said he did not want a 'tent' - planning on a 'truck' - did not want people to congregate there...'congregating' the key, per J. Kelly...placed in back near food vendors...VB should determine whether or not "fencing in"...Jody McPike said sounds as if already set...Mayor said the VB has to grant permission...question asked if any more spots for sale of beer and told "No" by Mr. Kelly. R. Smith objected and felt that if beer sold there, most people would not walk around looking for places to drink beer...Mr. Kelly said could not have 3-4 of same commodity...M. Crane said he did not have a problem with insurance...Mr. Gilmore said comments from other tavern owners understandable...someone approaches VB..then the CTDays Comm. and request first, then request could be granted. Hours discussed, J. Kelly said prohibited on Fri. night for/during street dance...family oriented, he said...Sat./Sun. hours approved...can't sell before 12 Noon on Sun.

Trustee Wooden reviewed - if CTDays did not 'solicit' anyone to sell beer...how does everyone know now?? Heard through the grapevine, per a tavern owner. Trustee Gilmore said between Mr. Crane and the CTDays Comm. - with due respect to other tavern owners. Trustee Pope said he did not approve of the sale of

beer at such a gathering as CTDays - the Mayor concurred...enough places for people to go, he said. Trustee Gilmore said he expected that a tight rein wld. be exercised re the sale of beer....if things did not go well, he wld. not be in favor for next time. Mayor said a part should be that the ins. rider contain the name of the VOP along with the CTDays Comm. Trustee Wooden asked Mr. Kelly about plans the CTDays Comm. had for a wine-tasting booth, to which Mr. Kelly stated plans incomplete...Mayor said the CT Days Comm. had not approached the VB previously re the sale of beer...didn't this time either, per Mr. Kelly. Mr. Crane approached the VB - CTDays Comm. sets guidelines...

Trustee Wooden then moved that the VB grant the CTDays the authority to allow alcoholic vendors to operate in the Vill. Park only on Sat. & Sun. from Noon to 6:00 p.m. There was even more discussion on this matter and enforcing same....containing people to the back of the Park....up to the CTDays Comm. per Mr. Wooden. Trustee Gilmore seconded. Voting "aye" were Trustees Wooden, Gilmore & Lynch; voting "Nay" were Mayor Elliott & Trustee Pope. Carried by majority. Discussion on insurance, Mayor recommended that the CTDays Comm. & the VOP be co-insured by the ins. carried - Trustee Wooden so moved; Mayor Elliott seconded. Voting was unanimously in favor/carried.

CTDays Comm. Chairman Kelly said the Comm. has shown concern re skateboards and bicycles - especially in light of the unfortunate accident which occurred during the horse/carriage parade in 1990. He felt the large number of people attending CTDays and the congestion merited disallowing boards/bikes in area & requested that the VB ban them. Trustee Lynch said that he found it necessary to restrict them prior yr. in area of "Flea Market." Discussion....the Park, Main St. block from Cuyler to Church...to the school, per the Mayor...J. Kelly asked for banning in back of elem. school due to the "Antique Show"....times for the restrictions....10 am. - 5 p.m. suggested... Mr. Kelly requested time of street closing on Friday night to Sunday evening...Trustee Wooden objected to the proposed restrictions...perhaps during the parade & horse-drawn carriage parade on Sun. Small number of youngsters involved - police matter per Mr. Wooden... he agreed with a small number of youngsters...why impose restrictions on others....also, bike riders and some skateboarding on sidewalks at other times...

Further discussion...in area of vendors agreed upon which includes back of the elem. school...Chief Dalton said, due to crowd, he could understand banning from Canandaigua to Cuyler St. Trustee Gilmore agreed with Trustee Wooden re complete banning....Chief Dalton said publishing areas where skateboarding and biking not allowed wld. take care of big portion. Trustee Lynch moved banning of bike-riding and skateboarding in vendor areas (north of Main St. in church areas and the Park)...south of Main St. in the bank parking lot, church parking lot (pointing to specific areas) and area of "Antique Show," excluding anyone who is exclusively in the Parade. Agreeable to the VB...Mayor Elliott seconded. Voting was unanimously in favor/ carried. As for penalties, Mayor said as long as there is a motion, gives Police authority to enforce. Chief Dalton said easily handled with VB resolution - good relationship with "kids" here, he said. J. Kelly invited everyone to join in the fun for CTDays and departed.

Mayor Elliott requested of the Trustees that they review the Annual Financial Rpt. prior to the next VB mtg.

Book/Bid

Specs:

Mayor Elliott said that in view of the Treas. attending NYCOM's Fall Conference, book about writing bid specs, etc. to be on display...cost there, \$50. - short VB discussion....Trustee Lynch said the Treas. has all of the info. needed...needless to purchase bk.

Camera/

P.D.:

Mayor asked Atty. Nesbitt about a found camera in the P.D. and the statute of limitations re claiming - Atty. Nesbitt said a 90-day time period...has been more than 90, per the Chief. Obtain rcpt. from finder "a quit-claim"...relinquishing Village custody...Atty. Nesbitt said he wld. prepare paper for signature.

Dumping:

Trustee Lynch said complaint rec'd frm. Tremont St. resident re persons unknown (suspects someone from W. Main St.) dumping trash in neighborhood - VOP had a sign there @ one time. If VOP property, VOP should clean it up.

Sidewalk:

Complaint from resident of falling on uneven sidewalk in front of Episcopal Church. Mr. Lynch will observe and see if Hwy. can fix/build up..VB discussion - many bad sidewalks exist in VOP.

Burnham

Hts.:

Trustee Lynch spoke of Macedon Hwy. Supt. contacting him re Burnham Hts. - half of which is in Town of Macedon/other half in VOP - street hasn't been paved for 20-25 yrs.; Macedon has equipment..plans to pave....asked VOP to share cost (approx. \$4500. just for material). VB agreed street-work badly needed - small cost for VOP.

Zoning:

Complaint of furniture vendor at east end of VOP who, although he obtained a "Peddler's Permit" from VOP, infringes on local merchants. Mr. Lynch said he had received copy of law Watertown, N.Y. passed. VB shld. look into amending present law. Clerk said she was somewhat suspicious and asked him to read the law pertaining to "Peddlers"....informed P.D. verbally, however, did not issue a Memo.

Conferences - Hwy. Supt.:

Trustee Lynch said that the Hwy. Supt. had requested \$300. advance re Town/Village Hwy. Supts'. Conferences one previously approved. Trustee Pope said he would not vote for two conferences...talk of giving him a choice, either/or...discussion on allowing advances...done few times in past...Trustee Gilmore said advancing monies should be discussed in Exec. Sess., therefore discussion discontinued.

F.D. Mechanic:

Trustee Gilmore moved that the VB sanction hiring Mr. Mark Henning as F.D. mechanic (replacing Mr. K. Skeels who resigned due to ill health) for a three-month probationary period; if satisfactory then a permanent appointment - and that he receive same salary as his predecessor. Trustee Wooden seconded - voting was unanimously in favor/carried.

Rite

Aide:

Trustee Gilmore announced that a building permit had been issued to Rite Aide to build on E. Main St. - Mr. R. Rider waiting for papers from the State re small section of land.

Manchester

F. Cont.:

Trustee Gilmore announced that he had received an informal proposal from the Town of Manchester re a Fire Contract. The TOM currently pays the VOP \$2632. annually - proposals were as follows for a 4-yr. contract: 1992 - \$2670., 1993 - \$2915.; 1994 - \$3167.;

1995 - \$3442. Clerk requested to supply figures re cost of VOP water lines which pass through Manchester from Canandaigua Lake. Mayor said F.D. must approve contract.

P&C Rms.: The VB acknowledged a letter from Ms. Lisa Norsen of the WC Snowmobile Club in which use of the P&C Rms. was requested for the following dates: 10/7/91; 12/2/91; 2/3/92 & 4/6/92. Trustee Gilmore moved allowance; Trustee Lynch seconded. Voting was unanimously in favor/carried.

Animal Control Officer -

Trustee Gilmore spoke of positive comments re the Animal Control Officer, Mrs. Kim Diefendorfer. Question arose if signs obtained for Mrs. Diefendorfer's vehicle. Clerk to check with Town as TOP/VOP to divide cost.

CHIPS:

Trustee Wooden spoke of having received communications re the CHIPS Program and conflicts within.... Mayor said Treas./Hwy. Supt. had been working on forms for filing...\$8000. old program - unknown if VOP has to file or sent automatically....\$14,000. for entire year...VOP wld. have that much and more in claims up to present time...sidewalks. Hwy. did @ school wld. be on one line....ones on Jackson St. another line, etc. - not enough lines provided, when talking to State asked if attachment wld. be acceptable and informed "yes"...asked about one big project...come up with a figure...total from now through reporting year. Treas. said one bill, \$7000. in labor....submit it re attached list for sidewalks....cld. submit cost of oil, stone, etc. as in Vienna St. (some bought in prior year)...Treas. came up with \$14,000. which is what will be submitted...Mayor said that Lyons had helped the VOP before...Cty. has not received...included bills for Fayette in overall submission...Mayor said report ready to go...

Estimate - Air Conditioning for Vill. Hall -

Trustee Wooden submitted three separate estimates received from Pal-Oil for central air conditioning in the Village Hall - 2 systems, both sides; four systems with separate controls; and 1 system for entire bldg. - rebates from NYSEG if work accomplished in 1991...would have to be bid out...Pal-Oil rep. checked boiler which is sound system - one of best manufactured...too many controls, perhaps. Mr. Wooden said he wanted an evaluation of the system...discussion....and all the lights are energy inefficient, per the Mayor....Mr. Wooden suggested that Town might be requested for more assistance...Mayor said that Judge Smyers had asked about "rent" for Town's Ct.rm. use... Town working on budget...VB agreed that cost of \$165. per mo. low - Mr. Wooden said a reasonable amt. for the office....VOP might charge extra for court sessions...VOP pays custodian \$500. per month just to clean....number of people coming to Court certainly - including arraignments @ all hours - have a bearing on amount of cleaning needed. Mr. Wooden pointed out others who use bldg....Probation Dept., etc.

Town/Vill.

Wtr.Cont.:

Re the Town/Village Water Contract, Atty. Nesbitt said in his possession...same standard format as found in general municipality contracts - form of contract not objectionable legally...Trustee Wooden moved that the Mayor be authorized to sign aforementioned 20-yr. contract; Trustee Pope seconded. Voting "aye" were Trustees Wooden, Pope & Gilmore. Mayor Elliott & Trustee Lynch voted "Nay" (could not sanction a 20-yr. contract, they said - if VOP raises cost, their cost will go up per Trustee Lynch - did not want to be tied into a long-term contract - Mayor said 5-yr.

reasonable). Carried by majority. Clerk requested to supply Mr. Wooden with the last water contract between Town of Macedon/Village.

Canandaigua Watershed -

Trustee Wooden requested of the Bd. that they review the "Canandaigua Lake Watershed Commission Questionnaire" and return to him with their remarks.

Bids - W&WW Plant -

W&WW Supt. gave Mr. Wooden specifications for replacement of pumps & motors @ Water Plant - question of whether equipment (generally) could be bid before publication of Permissive Referendum...actual cost would be known, per Mr. Wooden. Atty. Nesbitt said as long as it is known that bids good for a period of time - "X" number of days - extend beyond the lapse of the Perm. Ref. Place in bid specs that bids good for "45 days," for example. Variation of \$50,000. to \$80,000. for pumps/motors...if done before 1st of yr. VOP wld. receive about \$8200. per pump back (rebates) - high efficiency, he said. Different bid processes...pumps, motors & installation...Mayor said not direct drive as VOP has now...won't take large amount of maintenance...direct drive but chain driven, per Mr. Wooden...W&WW Supt. to discuss wth. Genesee Brewing re buying old pumps...may attempt pump installation, etc. in October when water consumption drops.

Watertown's Peddler's Permit Law -

Clerk requested to copy the VB/Vill. Atty. re Peddler's Permit Law utilized by Watertown, N.Y.

Grant

Workshop: Mayor said that a workshop re Grant Application/Administration Workshop to be held on 10/3/91 @ Fairport - and in Hopewell on 10/4/91. Mayor said this workshop for Grant applications - and cost-free. Trustee Pope moved that any member of the VB or Clerk's Office be authorized to attend at will; Trustee Gilmore seconded. Voting was unanimously in favor/carried.

WCVOA:

Wayne County Village Officials' Assoc. dnr.-mtg. held on third Wednesday (traditionally) before next VB mtg. Mayor Elliott moved authorization for VB and officials desiring to attend be approved; Trustee Pope seconded. Voting was unanimously in favor/carried. Mayor said Vill. of Sodus had volunteered to host Sept. mtg.

Abstract

#7:

Trustee Pope moved that the Treas. be authorized to pay Voucher Nos. 254-291, less V#272 in the amount of \$25,754.20 on which appear the initials of at least three VB members; Trustee Wooden seconded. Voting was unanimously in favor/carried.

E. Foster St. Drainage -

Mayor said....(to Mr. S. Venturino) have to have someone 'shoot' grades - if you want to do anything needed in ditch...cheapest way out is to have someone look at both (Town and Village)...no sense in hiring two people to do the grades....have talked wth. Town Supervisor...Jim (Smith) told Mayor that if you (Mr. V.) would give him a letter in which the engineer said the pipe had to be changed...he had no objection to do your seeding, doing stone-work, etc. Would avoid problems using one person.

Mr. Mogavero - Old Creamery Bldg. -

Atty. Nesbitt said case set for Court on 9/24/91 - have to find Mr. Mogavero to serve him, he said.

Exec.

Sess.:

At 9:50 p.m. Mayor Elliott moved that the VB exercise Exec. Sess. for "Personnel and Legal" purposes - and that Atty. Nesbitt be present in addition to the Bd. Trustee Pope seconded. Voting was unanimously in favor/carried.

Reconvene: At 10:30 p.m. Trustee Gilmore moved that the VB emerge from Exec. Sess.; Trustee Pope seconded. Voting was unanimously in favor/carried.

Adjourn-
ment:

The VB adjourned immediately following as moved by Trustee Gilmore; Mayor Elliott seconded. Voting was unanimously in favor/carried.

Ethel B. Johnson, Clerk

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