

- Sample Ord. re: Yard & Garage Sales: Trustee Green read some suggested changes in a "sample" yard and garage sale Ordinance and directed the Clerk to submit to Village Attorney for a possible Local Law. Discussion held on need for Zoning changes re: dog control, noise nuisance, etc.
- Resurfacing Johnson, Tremont, & Walker Streets: Mayor Wilson spoke of having received a grant of \$15,633. from the State Dept. of Transportation to assist in resurfacing Johnson, Tremont and Walker Streets. Trustee Green said that he had talked with contractors and that work would begin very soon.
- Lumen Lighting: Additional lighting suggested by NYSE&G on Prospect Drive was discussed and Trustee Green stated that this should be held up until decision made on widening Prospect.
- Police Report: Trustee Abbott read Police Report for September, 1980. Trustee Green made motion to accept, seconded by Trustee Abbott. All voted "aye," motion carried.
- Community Center: Mayor Wilson requested the Board to attend an 8:30 a.m. meeting on October 18, 1980, with the Town regarding the Community Center. Trustee DePoint said the progress delay was not on part of Village Board. When asked if the doors were open, Trustee DePoint said they were and some equipment had been moved there. Mayor Wilson spoke of the formation of a Recreation Commission. A meeting on "Assessments" will follow the Community Center meeting.
- Vill. Hall Renovation: Trustee McGrath said a resolution could not be obtained from the Town, perhaps in two weeks hence. Discussion held on the Village Hall renovation and heating and cooling engineers. Bids could conceivably go out first part of December.
- Vill. Barn Roof: Mayor Wilson spoke of the unhealthy working conditions existing in the Village Barns due to holes in the roof. Discussion held on "patching" the roof and sharing facilities with the Town of Palmyra; Highway Superintendent doesn't relish repairing roof or putting on a new one; putting up a pole barn, etc. Trustee Green felt that the roof should be "patched" for winter months and discussion held on getting bids from area "roofers" for emergency repair. No motion made.
- Expiration of Gen. Rev. Sharing: Mayor Wilson read a letter from Representative Frank Horton dated October 3, 1980, wherein he stated that authorization for the General Revenue Sharing program expired on Sept. 30, 1980 and his hopes for passage of legislation after Congress reconvenes.
- Sewer Expenses/ Bonded Indebt.: A letter from Donegan Associates was read also in which sewer expenses/bonded indebtedness - IRS 79-201 were discussed. The Mayor stated that residents would have to be notified at end of year, probably by postcards.

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Residents' Complaints:

An anonymous letter was read to the Board from a resident in the area of West Jackson Street. One complaint that a neighbor was operating a business out of their home and the other consisted of problem parking concerning St. Anne's Formation Center. The Clerk was directed to send the prior complaint to the Zoning Enforcement Officer, while the latter complaint of parking was discussed, i.e. odd/even parking, taking a survey, etc. Trustee Green felt that the Police Department should give advice on this matter. No action taken.

Canaltown Days - "Thank You":

A "thank-you" letter from Canaltown Days Chairman, Mr. Richard Watson, was read in which he also stated that Canaltown Days' dates for 1981 are September 17-20.

Unsafe Sidewalk Conditions:

Presented was a letter from a Cuyler St. resident regarding the unsafe sidewalk conditions at northeast corner of West Jackson Street. The Clerk was asked to write a letter to the effect that the Highway Superintendent would look into same.

Wood Pick-up:

Request for wood pick-up on Prospect Hill was approved by the Board for an area resident, providing the statement is signed absolving the Village of any liability.

Flu Shots:

The Board voted unanimously to provide flu shots for Village employees. The Clerk was asked to set up schedule with Dr. Braell.

Cemetery Foreman's Accident:

Mr. Kaveny's car accident was relayed to Board and it was stated that flower arrangement had been sent. Discussion held regarding Mr. Kaveny's salary vs. compensation. The Board felt that his salary should be paid but perhaps compensation should be returned to Village. No definite action taken on this matter.

Donegan's Budget Contract:

Trustee DePoint stated that he had examined Donegan Associates' Contract for Budgeting very carefully. He said that the \$3,100. was a \$300.00 increase over 1979 and added that it was money "well spent." Trustee DePoint made the motion that the Village enter into Contract with Bernard Donegan Associates for budgeting in the amount of \$3,100. Trustee Green seconded. All voted "aye," motion carried. This Contract shall take effect immediately.

Report on Canal Bridges:

Mayor Wilson said that letters had been written to the State requesting that the Canal Bridges be painted - and copies of Village correspondence had been sent to the President of Garlock, Inc. and Town Supervisor.

Fuel Bids:

It was stated that the Village did not bid on fuel and the Board unanimously agreed that this should occur. The Clerk was requested to obtain information on this matter.

Park & Club Rooms:

The Mayor spoke of communications with the Jaycees regarding the use of the Park & Club upstairs rooms, and their answer to the letter from the Mayor was discussed. It was felt that the conditions of the rooms during Canaltown Days were due in part, perhaps, to other persons besides the Jaycees, however, the Mayor felt that the Jaycees should have received permission to place a refrigerator there. The Clerk was asked to write a "general" letter to the Jaycees. The Jaycees have stated their desire to retain use of the upstairs rooms.

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Executive Session:

Trustee DePoint moved at 10:45 p.m. that the Board exercise Executive Session to discuss personnel and legal matters. Trustee Abbott seconded, all voted "aye," motion carried.

At 11:20 p.m. the Board emerged from Executive Session following a motion made by Trustee McGrath, seconded by Trustee DePoint. All voted "aye," carried.

Present:

Mayor Mary Lou Wilson; Trustees: Mary Kay McGrath, George Abbott, Lloyd Green and James DePoint.

Manchester Fire Contract:

Mayor Wilson requested Trustee Abbott to contact the Town of Manchester regarding the Fire Contract, i.e. want to continue on a two-year basis instead of five-year.

Minutes:

The Board minutes for 9/15/80 were accepted with minor corrections.

Vouchers:

Trustee Green made the motion to pay voucher amounts of \$17,165.98, seconded by Trustee Abbott. All voted "aye," Motion carried.

Labor Contract:

Mayor Wilson requested Trustee Green to begin a study of the Labor Contract which shall expire in the spring of 1981.

Adjourn:

Trustee Green made the motion to adjourn at 11:30 p.m., Trustee McGrath seconded, all voted "aye," motion carried.

Ethel B. Johnson
Village Clerk

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OCTOBER 20, 1980

Regular Board Meeting

Board of Trustees

7:00 p.m.

Present:

Mary Lou Wilson, Mayor; Trustees: Mary Kay McGrath and James DePoint; and Village Attorney, Laura Jane Poyzer. Absent: Lloyd Green and George Abbott.

Mom. of Silence:

Mayor Wilson requested that a moment of silent prayer be observed.

Minutes:

Mayor Wilson asked if there were any additions or corrections to the Minutes and when there were none, Trustee DePoint made the motion that the Minutes be accepted. Trustee McGrath seconded, all voted "aye," motion carried.

Committee Reports:

Trustee McGrath reported that she and the Mayor attended a joint meeting with the Town of Palmyra on the morning of 10/18/80. Regarding the Center's proposed gymnasium, a presentation was made on a "pressurized bubble" as opposed to a solid structure.

Comm.Ctr.

Following a lengthy discussion, those present opposed the "pressurized bubble" stating that it is too expensive, would not be durable and subject to vandalism. It was stated that costs may climb to \$120,000.-\$135,000. and that the Village previously put \$77,000. into the proposed Center, whereas the undertaking was originally to have been a joint Village/Town venture. Mayor Wilson spoke of having left the meeting with the impression that funding would be on a fifty-fifty basis. The Board felt strongly that a solid structure was more practical, however, Mayor Wilson felt that a full complement of the Board should be present before voting.

Comm.Ctr.:

She spoke of the Town's dilemma in paying their share and was told by Trustee DePoint that at the outset, Attorney Sapienza had outlined three variable positions open in terms of financing.

As a quorum was present, Trustee DePoint made the motion that the Village undertake the cost of a joint venture with the Town on a fifty-fifty basis to build the Center Gymnasium, based on original plans and cost as presented previously by the Palmyra Community Center Board of Directors. Trustee McGrath seconded the motion, all voted "aye," motion carried.

Vill.Hall
Renova-
tion:

Trustee McGrath vented some of her frustrations regarding working with the Town on the proposed Village Hall renovation. She stated although indefinite, the Town appears to be holding back and may want to renovate their proposed part of the Village Hall only, i.e. "use" the renovated Courtroom, Trustees' Room and the bathrooms but not contribute to the renovation of same. It was stated that Councilman Wideman has stated their desire to go back to the original Town's contribution of \$32,000. It was emphasized that the Town has heavy commitments regarding assessments, etc. and that their Federal Revenue Sharing fund is depleted.

Alternates were discussed by the Board, i.e. renovate the Village Hall and rent the offices to someone other than the Town, the East side of the building for Village offices, placing the Police Department in the West bay area, etc.

Trustee DePoint asked about the cost of architectural plan changes for the past six months and felt that the Town is obligated to pay their share. He spoke of sending a letter to the Town regarding the time and effort expended by Trustee McGrath, their good faith at the outset and the Village's feeling of the original spirit of cooperation regarding the renovation. Trustee McGrath reiterated her prior position of having promised employees better working conditions and discussion was held on villagers who pay water and sewer charges as well as Town taxes.

Discussion continued in the realm of replacing the heating plant in the Village Hall. Trustee McGrath stated that a representative from Honeywell had inspected the boiler, replaced a gauge, and touched upon his recommendation of a newer, more modern unit. The high cost of heating and maintenance were discussed and Mayor Wilson felt that Honeywell should return and make a recommendation.

Prospect
Hill:

Trustee McGrath said that gathering of wood on Prospect Hill must be curtailed immediately in view of 'someone' having cut live trees down the preceding week.

Village
Barn
Roof:

Trustee McGrath related the following prices in regard to repairing or replacing the present Village Barn roof: Siden's of Rochester - \$4,255; Provost - \$8,000. complete with insulation, \$4,500. without insulation, and \$2,500. for repair of roof; and Norris & Leitch, Inc. of Lyons - \$2,970. for a new roof with no insulation. She pointed out that Norris & Leitch could begin as soon as they receive a Contract. Discussion held on a new roof vs. "patching" and the eventuality of the construction of a "pole" barn and sharing facilities with the Town.

Trustee DePoint made the motion that the Village enter into Contract with Norris & Leitch for a new Village Barn roof for \$2,970. including a guarantee - and that said work be completed this Fall. Trustee McGrath seconded, all voted "aye," motion carried.

Patrolman
Trowbridge
Proposal:

Patrolman Trowbridge approached the Board regarding new police officers. He spoke of "no objection by the Union," his desire for the Board to hire Jay Orlopp, and if a promotion is to be made he requested that it come from within the Department.

Cemetery
Foreman
Kaveny:

Trustee McGrath stated that Mr. Kaveny had been released from the hospital and discussion was held on Disability payment as opposed to Compensation. Since Mr. Kaveny had filed through VanParys Insurance for Disability, it seemed apparent that he was not on duty at the time of his automobile accident.

Discussion held on whether or not to issue a paycheck from the Village and being reimbursed by "Disability."
"Disability" payments would be made to the employee and employee would not be obligated to remit to Village.
"No-fault" insurance was discussed and that Mr. Kaveny would receive 95% of his pay in any event. "Disability" payments would be made up to 26 weeks - and it was pointed out that the Village Cemetery closes as of 12/1/80.

Palmyra
E.D.C.:

Mayor Wilson read a responsive letter from Mr. Charles Richardson, President of P.E.D.C., relative to the Board's request that future requests be submitted in writing as well as far enough in advance to give the Board ample time to digest same.

Mr. Richardson approached the Board, also, inquiring about properties at 305 E. Main St., (the former Weykman property), Urban Renewal Parcel 3-B and property belonging to the Village on Kent Street. Mr. Richardson stated that the P.E.D.C. is still working with Agrionics and their Seneca Falls project had been delayed. Mr. Richardson said that parties had expressed interests in the above mentioned properties but had not committed themselves in writing.

Discussion on the above properties found the Board unwilling to forgive the taxes on the "Weykman" property. A lengthy discussion was held on the former "Urban Renewal" property and that the Project had not been finalized. Attorney Poyzer spoke of certain values assigned to the property (\$11,000.) and Village required to guarantee realization of set amount of monies to receive reimbursement from Federal and State. A "UR purpose" and "non-UR purpose" were discussed and Attorney Poyzer spoke of strict "commercial" usage. She emphasized that the property certainly could be sold for more than stipulated \$11,000. and the possibility of a lease with option to buy. Trustee DePoint spoke of giving P.E.D.C. a lease or a two-year deed - if not developed in that period of time, the property would revert back to Village. Re "consideration" - Trustee DePoint said that ownership could not be transferred unless it is stated what the "consideration" is. Attorney Poyzer said that an "option" is a binding contract and Trustee DePoint mentioned giving an "option" to buy in two years hence for \$11,000.

Mr. Richardson stated that Mr. Russ Fowler of the Wayne County Economic Development Corp. and the P.E.D.C. Attorney had been asked to contact Village Attorney Poyzer in regard to the above. He asked about revisions to the Zoning Code and was told that it would be six months to a year - that P.E.D.C. should think in terms of "existing Code." He requested that at least one member of P.E.D.C. be appointed to the Planning Board and was told that they have a full complement and there could possibly be a conflict of interest, i.e. someone on the Board helping to make a decision and/or someone Village deeding property to. Mayor Wilson defined the steps for Special Permit or Variance when asked what would occur if P.E.D.C. needed an "extra foot" of space here-and-there.

Report - Trustee DePoint stated that an official from the State
Water recently checked out Village's water facilities and a
Commiss.: preliminary investigation completed. This report stated that
 the Village is having a loss by waste up to 25% of the
 untreated water that we are receiving. Water Superintendent
 Kruger felt the percentage to be between 3 and 8 percent due
 to fact that the official did not understand how our meters
 work, but some problems could arise with permit. Trustee
 DePoint said that Mr. Kruger was asked to contact an engineer,
 perhaps Lozier's, familiar with Village water system.

Trustee DePoint spoke of inspection of the water intake lines
 having been done, however, a broken camera prevented Mr. Benne
 from taking "before" pictures. As previously agreed upon, a
 report from Mr. Benne shall be forthcoming.

Discussed was the series of letters re: water contracts which
 are past due for re-negotiation. Trustee DePoint remarked
 about an upcoming meeting with the Town Board regarding water
 surveys.

Fiddlers' Discussion held on alleged problems at the Fairgrounds sur-
Picnic rounding the Annual Fiddlers' Picnic held in August. The Clerk
Postponed was directed to write a letter to Mr. LeRoy requesting that the
for 1981: Picnic not be held at the Fairgrounds at least for the coming
 year.

Urban Attorney Poyzer spoke of having talked with Attorney Rubery in
Renewal: relation to Urban Renewal, and specifically of six items which
 remain to be completed. Mayor Wilson said that she had
 written Attorney Rubery several letters and was informed that
 independent and Government audits needed to be conducted. Mayor
 Wilson suggested that if nothing occurs within a month's time,
 that HUD be asked to come in. Attorney Poyzer stated that
 Attorney Rubery was questioning whether or not the alleged
 \$30,000. is part of what Village already received.

NYS Conf. Mayor Wilson read a letter from Mr. Donald Walsh, General Counsel,
of Mayors: N.Y. State Conference of Mayors, wherein he states that State
 Aid cuts will not be on the Agenda when the Special Session
 of Legislature convenes on November 17, 1980. The Clerk was
 directed to write letters to the Governor and Legislators
 requesting State Aid restoration.

Mayor's Mayor Wilson spoke of Fire Department Annual Inspection on
Report to 10/12/80, attending church as a body and Annual Open House.
Board: She stated that the "Fire Contract" with the Town of Palmyra,
 in the amount of \$21,000. had been received for execution by
 the Village and same was given to Attorney Poyzer for review.
 Trustee DePoint made the motion that the Village enter into
 Contract with the Town of Palmyra for Fire Protection in the
 amount of \$21,000. for one-year, Trustee McGrath seconded.
 All voted "aye," motion carried.

Bridges: Mayor Wilson spoke of having written to the State in regard to
 painting the two bridges spanning the Canal, and that they
 stand firm on only one bridge scheduled for painting in 1981.

Street She stated that the street sweeper which had been ordered from
Sweeper: the Roberts' firm is scheduled for delivery in three to four
 weeks.

OSHA: Mayor Wilson spoke of having written to VanParys Insurance
 Associates, the Village's carrier, requesting that a represen-
 tative make an inspection to see that the Village is complying
 with the OSHA Law in regard to a 6/30/80 amendment signed by
 Governor Carey affecting all public employees.

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- Value Management: Communications and vouchers from Value Management were discussed. No action taken.
- Assessments: Mayor Wilson brought to the attention of the Board the course of action being taken by the Town regarding the assessments on Salzburg, Swiss Chalet, Conifer Associates, etc., the extensive costs for appraisers, and the Town's desire for the Village and School District to share in the expenses. It was generally felt that both should share expenses, however, no action was taken. Attorney Poyzer pointed out that municipal funds were involved, intervention, and that if the assessment is reduced by 50% the Town has to back up their legal cost - if assessment reduced by one-half, Village would have to pay legal fees, i.e. instead of \$20,000. could amount to \$40,000.
- "Reserve" for Next Budget: Trustee DePoint said that taxes have already been paid and spoke of contingency fund - or could, perhaps be made up next year. The Clerk and Treasurer were asked to place in "tickler" file for next year's budget, setting up a reserve.
- Street Paving: Discussion held on Johnson, Walker and Tremont Streets having been paved and a letter written to Mr. Kiesinger in regard to the manholes on Johnson Street. It was stated, also, that a Performance Bond had not yet been received.
- Exec. Session: At 9:45 p.m. Trustee McGrath made the motion that the Board exercise Executive Session to discuss matters of negotiations, personnel and three legal matters. Trustee DePoint seconded the motion, all voted "aye," motion carried.
- At 10:35 p.m. Trustee DePoint made the motion that the Regular Board Meeting be resumed, Trustee McGrath seconded. All voted "aye," motion carried.
- Present: Mary Lou Wilson, Mayor; Trustees: Mary Kay McGrath, James DePoint, and Attorney, Laura Jane Poyzer.
- Vouchers: Trustee DePoint made the motion to pay voucher amounts of \$13,281.99, seconded by Trustee McGrath. All voted "aye," motion carried.
- NYSEG Request: The Board approved a request by NYSE&G to break surface of the street (Canandaigua) for installing Cathodic Protection on gas distribution main. NYSE&G agrees to restore the surface of the street and accept responsibility for any injury.
- Street Paving: A lengthy discussion was held in the area of bid specifications, i.e. passing a resolution for there to be contracts, an engineering firm hired to check if the winning bidder had fulfilled in the bid, checking into cost of their inspecting such work in the future, etc. It was determined that all paving work done in the future should be by engineer's specifications, and the potential cost to the Village. Trustee McGrath was asked to look into this matter, no action taken.
- Amendment 10/6/80 Minutes: Attorney Poyzer talked of the proposed Contract for Jacob and Roger Benne to perform the "emergency" work on water intake from Canandaigua Lake. The urgency of this matter necessitated amending the Board Minutes of 10/6/80 and the following Resolution was proposed by Trustee DePoint, and seconded by Trustee McGrath:

RESOLUTION: "WHEREAS, the Board of Trustees has tonight received a report concerning the condition of the water intake screens and cribs in Canandaigua Lake, which report indicates that due to algae growth accumulation the Village is presently receiving only sixty percent of available water volume; and,

WHEREAS, the Board of Trustees deems the situation to be one of public emergency due to the fact that the Village water supply is depended upon by Village inhabitants, Garlock, Inc. and several other municipalities and organizations with which the Village has contracts, and, therefore, it is essential that the water supply system be placed in proper working order without delay, and,

WHEREAS, immediate action is required which cannot wait competitive bidding on a contract for cleaning and repair of the water supply system;

NOW, THEREFORE, BE IT RESOLVED, that the six screens be cleaned underwater at a cost of \$450.00 each; that the 15 cribs be repaired at a cost of \$250.00 each; and that 'before and after' photographs be taken at a cost of \$30.00 each for screens."

Resolution unanimously passed. This resolution shall take effect immediately.

Assessment Matters re: Canandaigua, Twns. of Gorham, Hopewell: Attorney Poyzer spoke of assessment matters regarding the City of Canandaigua, and the Towns of Gorham and Hopewell. Returnable by 12/1/80, City of Canandaigua not "wed" to the values they have assigned. Pipes are of some value - Village should consider a mutually agreeable engineer to review the Assessment and come up with a recommendation. They could justify the Village a 90% depreciation - 90% puts Village in very good position. Village may want to accept their engineer (Lozier's). Discussion was also held on the pumping station which is now said to never having been constructed properly. It was suggested that the Board discuss the above with Lozier's.

Adjourn: Trustee DePoint made the motion at 11:25 p.m. to adjourn, Trustee McGrath seconded, all voted "aye," motion carried.

Ethel B. Johnson, Village Clerk

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NOVEMBER 3, 1980

Regular Board Meeting - Board of Trustees - 7:00 p.m.

Present: Mayor Mary Lou Wilson; Trustees, James DePoint, George Abbott, Lloyd Green, Mary Kay McGrath; and Attorney Laura J. Poyzer.

Moment of Silence: Mayor Wilson requested that a moment of silent prayer be observed prior to beginning the Board meeting.

Village Barn Roof: Mayor Wilson asked Trustee McGrath to report on the status of the Village Barn roof. Trustee McGrath stated that she had spoken with Norris & Leitch of Lyons, the roofers selected by the Board at its meeting on 10/20/80, and that with weather permitting, work shall begin on the Village Barn roof during the week of 11/10/80.

Community Center Funding: Mrs. McGrath, from her standpoint as Trustee, felt that the Community Center funding was at a standstill. Trustee DePoint stated that having talked with Director Jim Campbell recently, it looked as if the reluctance of a commitment from the Town Board would place the future of the Center Gymnasium in serious jeopardy. Trustee DePoint spoke of the Town Board's desire to enter a "joint" venture in regard to water and elaborated upon his disappointment in recent "joint" Village/Town ventures.

NOVEMBER 3, 1980

Village
Hall
Renovation:

Mayor Wilson reiterated the Village's willingness to enter into "joint" ventures with the Town regarding the Community Center and the Village Hall renovation. Trustee McGrath said that she had spoken with Town Supervisor, Fred Kaempffe, and their position in this matter. He stated that the Town could go as high as \$35,000.; could manage without the Trustees' Room and the Courtroom by utilizing the Park & Club rooms, however, the Town would provide fifty percent on maintaining the "municipal" venture. She spoke of the Village Board's obligations to its employees, the present architect's fees of \$6,474.50, and the percentage division of the proposed renovation, i.e. Village - 20.27%; Town - 18.11% with 33% of dual space.

Trustee DePoint spoke of renting the renovated rooms out to the Town. Mayor Wilson stated that by law, the Village does not have to have a Village Justice; therefore, the Town should pay a fair share of the proposed Courtroom. Mayor Wilson felt that a time limit should be placed on the Town Board's response and the date of 11/13/80 was decided upon. The Clerk was instructed to write the Town Board requesting action on the pending, joint Village/Town matters at their 11/13/80 meeting.

Discussion was held on deeding the Town one-half of the Village Hall with ownership to take place when the renovation is completed. The Board generally agreed upon this arrangement, however, no action was taken.

Policy
Manual:

Mayor Wilson stated that Mr. Mark Higgins would like to meet with Trustee Abbott, Patrolman Fred Trowbridge and herself at an appointed time on 11/7/80, presumably in regard to the Village's proposed POLICY MANUAL. Discussion was held on receiving approval of the MANUAL by Mr. Higgins, and Mayor Wilson stated that a copy had been sent to him for his perusal and to ensure that there was no conflict with the Labor Union Contract.

Discussion held on charges by Value Management for preparation of the MANUAL. Trustee DePoint made the motion that the amount of one bill - \$250. - be paid but the remaining amount of over \$700. be retained for awhile. Trustee Abbott seconded, all voted "aye," motion carried. Trustee DePoint requested a copy of the MANUAL in which changes had been incorporated.

Fire &
Pol.Comm.
Rpts.:

Trustee Abbott stated that he wouldn't receive the Police Chief's Monthly Report until Nov. 4 or 5 - and in regard to Patrolman Jay Orlopp, a letter had not been received from Patrolman Trowbridge as yet.

Mayor Wilson inquired about the Fire House addition and was told by Trustee Abbott that the structure was in the process of being built. Trustee Green registered his disapproval, i.e. the Fire Department had not followed proper procedures in that a Building Permit had not been approved. Discussion was held on the necessity of the Fire Department waiting for a Building Permit in the future before beginning a project. Trustee DePoint made the motion that the Firehouse addition be approved, seconded by Trustee **Abbott**. The motion was carried by a majority with Trustee Green abstaining. The Clerk was directed to transmit, by letter, the Board's feelings about the situation to the Fire Department via the Fire Chief.

Trustee DePoint said that beginning in 1981, he favored an independent audit of the Fire Department as a matter of routine. The Board generally agreed, however, no action was taken on this matter.

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Manchester
Fire
Contract:

Trustee Abbott said that there were no recent developments regarding re-negotiation of the Town of Manchester Fire Contract other than he had requested the Village Attorney to write a letter. It was decided to negotiate for a two-year period as opposed to a five-year period. Discussion held on increased rates and the suggested rates posed in a letter from the Town dated 7/17/80 (1st yr. - 15% inc.; 2nd yr. - 8% inc.; with an 8% inc. suggested for the succeeding 3 yrs.). It was pointed out that the Village did not want to realize a profit. Mayor Wilson suggested a 10% increase the first year; 15% the second year. Trustee Abbott made a motion to this effect, seconded by Trustee DePoint. All voted "aye," motion carried. Attorney Poyzer was requested to begin negotiation in this vein.

Village
Parking:

Bottleneck parking areas within the Village were discussed, including a recent complaint from the area at St. Anne's Formation Center. Trustee Abbott stated that there are 12 problem areas on the list as far as the Police Department is concerned, according to a recent survey. Discussion also held on "parking for the handicapped" and the obligations and responsibilities of the Village in this regard. This discussion was prompted by a letter from the Director of St. Anne's Formation Center requesting that a "handicapped" parking sign be erected at the Center. It was pointed out that the Federal Government is requiring much more along these lines and that the schools have at least one parking place reserved for the handicapped; there are none downtown - perhaps the need does exist. The Clerk was requested to obtain information on requirements, etc. to present at the Board meeting on 11/17/80.

Prospect
Drive:

Discussion held on Prospect Drive and the Mayor asked Trustee Green approximately when lights would be installed and a stripe painted. Trustee Green said the above would occur when the street was widened. Discussion held on blacktopping and the effect the ravages of winter have on blacktopping, etc. General specifications for road paving were discussed, conformation to specs, and inspections while the work is being done were touched upon and that Larson Engineers charge about 8% of total cost for inspection. Trustee Green felt it to be the responsibility of the contractor as opposed to Lyons as far as measuring is concerned. Trustee DePoint said that the specs should be for repaving, not reconstruction.

Resol.re:
John.Walker
Sts.

The following Resolution was proposed by Trustee Green, seconded by Trustee Abbott:

"WHEREAS, paving of Johnson and Walker Streets were completed in October, 1980, in the amounts of \$20,232. and are 75% reimbursable by New York State through the Safer Local Roads and Streets Program, and

WHEREAS, funds were budgeted in the amount of \$5,000. for street paving in Account #A5010.4,

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be instructed to transfer from the Contingency Account #A1990.4 the sum of \$15,232. with the anticipated reimbursement from the State during the fiscal year 1980-81 in the amount of \$15,644."

Resolution unanimously adopted. This resolution shall take effect immediately.

Water
Commissioner
Rpt.:

Trustee DePoint spoke of the report and accompanying pictures submitted by Jacob & Roger Benne regarding the water intake lines. Village did not realize a large increase in water rate following the cleaning of the screens - contributing factors may be clogs, leaks, pumping station has never worked properly, etc. Trustee DePoint stated that a meeting had been held with Town Supervisor, et al. regarding consideration or evaluation of five recommendations regarding Village water line. Premature at this point in time, however, Village wary of entering into "joint" ventures with Town. Discussion held on putting in another water tank, relocating pumping station,

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- Water
Commiss.
Rpt.: possible leaks and that only 70% of water comes through this line - 30% has to be going somewhere. Mayor Wilson stated that most engineers familiar with the Village water system feel that the line is generally in good shape and problems that have arisen come from the line at the other end.
- Trustee DePoint spoke of complying with State requirements regarding the water line and that a report to the State of New York is due 45 days from receipt of report. The State's figures do not agree with Village's - disagreement with the way they computed. Water Superintendent, Harold Kruger, will be asked to reply to State by letter.
- Water
Contracts: Short discussion held on Water Contracts' statuses. Mayor Wilson said that she had been advised by an engineer that Village would be "better off" not having so many Water Contracts.
- Zoning
Enforce.
Officer: Trustee DePoint stated that the status of several "C of O's" are unknown and asked the Clerk to write to the Zoning Enforcement Officer, Jack Ryan, requesting that permanent records remain in Village Office.
- P.E.D.C.
Mtg.: Mayor Wilson spoke of the Village Attorney and herself having attended a joint meeting with members of the Palmyra Economic Development Corporation. It was agreed that if property is located for P.E.D.C., Mr. Robert Kirchhoff, Planning Board Chairman, would obtain descriptions in 60 days as to what it could be used for. The next meeting is scheduled in January, 1981, at a date to be announced.
- Resolu.re
Vill.Elec.
3/17/81: The following Resolution was offered by Trustee James DePoint and seconded by Trustee Lloyd Green, who moved its adoption:
"WHEREAS, the next General Village Election for Officers will be held on March 17, 1981, and
WHEREAS, the Board of Trustees must designate by resolution and publish the offices which are to be filled in such election and the terms thereof,
NOW, THEREFORE, BE IT RESOLVED,
Section 1. That the Board of Trustees designate the following office as vacant at the end of the current official year, to be filled at the Village Election to be held on March 17, 1981, for the following term:
Trustee - One (1) year
Section 2. The Village Clerk is hereby directed to publish this resolution in full in the Palmyra Courier-Journal.
Section 3. This resolution shall take effect immediately."
Resolution declared approved. Dated: November 3, 1980.
"Proof of Publication" attached hereto.
- Urban Re-
newal Aff.
Exec.: To attain final closeout of Urban Renewal, Mayor Wilson executed a required Affidavit which states that the two parking facilities developed on Disposition Parcels 4A and 4B are for public parkins and that no profit shall be realized by the Village of Palmyra or any other person or group. The Board unanimously approved of execution of the Affidavit.
- Assessor's
Communic.: Mayor Wilson related communications from Assessor Roney re "Renewal of Application for Senior Citized Partial Tax Exemption Section 467 of the Real Property Tax," for residences within the Village; and a form prepared by Assessor Roney authorizing the S.S.A. to release information re Senior Citizens.

NOVEMBER 3, 1980

- Wayne Cty. Pl. Bd.: Mayor Wilson read a Memorandum from Mr. John A. Steele, Director of the Wayne County Planning Board re "1981 Small Cities Pre-Application" for Community Development. It was stated that the Village of Palmyra would, perhaps, be ineligible because of the absence of minority groups among Village residents.
- Willow St. Easements: Trustee DePoint reported that no word had been received from residents on Willow Street regarding easements.
- N.Y. Tel. Chg. to Pol. Dept.: Mayor Wilson stated that New York Telephone had proposed an extra charge of \$1.12 per month to place the Palmyra Police Dept. phone number in a block grouping of other Wayne County Police Departments in the proposed 1981 phone book. This received the Board's unanimous approval.
- Demolition of former NAPA(Bain) Bldg.: Trustee Green spoke of the former NAPA (Bain) Building on Division and its unsightly appearance. Discussion held on demolition of same. Mayor Wilson stated that the Village Highway Department utilizes this building for storage. Attorney Poyzer said that the Deed requires that the area was to become a dedicated park and allowance in the overall budget was discussed. No action taken on this matter, however, it was determined that the Urban Renewal Attorney, Paul Rubery, be contacted.
- Fuel - Hgwy. Dept.: The Clerk reported that the "Division of Purchase" in Albany had been contacted re State bids for fuel, and was told that this was not possible because of the "freeze" in 1971-72. The Clerk was requested to contact dealers in Wayne County for fuel prices.
- Resolu. re "Dump Fund" Cap. Res.: Attorney Poyzer related her findings regarding transferring monies from the "Dump Fund" to the "Capital Reserve Fund for Village Hall Reconstruction." The Board Minutes from 1957 were unclear, i.e. does not actually designate as a "Capital Reserve Fund." The two people with whom Atty. Poyzer spoke from Audit & Control in Albany felt it might create a "defacto" reserve fund. She recommended that the matter be made subject to Permissive Referendum, publish same, and objectors would have 30 days (20%).
- Trustee DePoint offered the following resolution for adoption, seconded by Trustee Abbott:
- "WHEREAS, a fund was established by resolution of the Board of Trustees on November 12, 1957, the purpose of such fund being to reserve monies for future expenditures which might be required in connection with the Village's operation of a dump; and
- WHEREAS, the Village of Palmyra has for several years discontinued the operation of a dump and has transferred the dump lands to the Town of Palmyra; and
- WHEREAS, there are funds remaining in the Dump Fund previously set aside by the Village, in the amount of \$23,186., which funds are no longer needed for such purposes; and
- WHEREAS, the Board of Trustees on July 19, 1949, established a Capital Reserve Fund for Reconstruction of the Village of Palmyra Village Hall, and the Village is presently proceeding with renovations to the Village Hall and, therefore, will need additional funds for such reconstruction;
- NOW, THEREFORE, BE IT RESOLVED, that the balance of funds in the amount of \$23,186. remaining in the Dump Fund shall be transferred to the Capital Reserve Fund for Village Hall Reconstruction, to be used and expended for the purposes authorized thereby; and
- BE IT FURTHER RESOLVED, THAT SINCE THE TRANSFER OF THE DUMP FUND BALANCE may be properly subject to a Permissive Referendum under Section 6-c of the New York State General

NOVEMBER 3, 1980

Resolu.re Municipal Law, the Village Clerk, is hereby directed to
"Dump Fund" post and publish a notice of this resolution indicating
Cap. Res.: that the same is subject to a Permissive Referendum; and

BE IT FURTHER RESOLVED, that this resolution shall take effect thirty (30) days after its adoption, or as otherwise provided in Section 9-902 of the New York State Village Law in the event that a request for referendum is received in accordance with that section."

Resolution unanimously adopted. "Proof" of Publication attached hereto.

Urban Attorney Poyzer spoke of having talked with a "Mr. Cohen"
Renewal: of Candeub, Fleissig regarding UR - and with Attorney
 Rubery, who requested copies of CF's communications with
 the Village, and also a copy of the "Urban Renewal Plan."
 The Clerk was requested to submit copies to Mr. Rubery.

P.E.D.C. Discussion was headed by Atty. Poyzer regarding P.E.D.C.'s
Option: desire to obtain an option on former UR Parcel 3B. She
 spoke of limits which should go into the option, however,
 Trustee DePoint felt there should be no limits - give
 P.E.D.C. two-year option with existing ordinance in effect.
 Atty. Poyzer talked of necessity to be consistent with UR
 requirement and discussion centered around lot coverage,
 height requirements, variances, etc. and that Conifer
 Associates had had to apply for variances prior to con-
 struction of the Senior Citizens' Building. Trustee
 DePoint felt that the UR Plan was more lenient regarding
 the above. Atty. Poyzer spoke of the terms and conditions
 regarding an option - tax stamps, abstract, etc. must be
 paid for by optionee.

Trustee DePoint moved that the draft option be adopted by the Board, seconded by Trustee Abbott. All voted "aye," motion carried with the Mayor to sign said option.

Prop.Ord. Atty. Poyzer asked about her position in regard to drafting
on "Lawn a proposed Ordinance on "Lawn & Garage" sales in the Village.
& Gar. The Board unanimously felt that same should be retained for
Sales": zoning review, therefore, no action was taken.

Voucher Trustee DePoint made the motion that voucher amounts of
Approv.: \$17,879.48 be approved, seconded by Trustee Abbott. All
 voted "aye," motion carried.

Execut. Trustee DePoint moved that the Board exercise Executive
Sess.: Session at 9:05 p.m. in which to discuss a personnel
 matter. Trustee Abbott seconded, all voted "aye," motion
 carried.

At 9:28 p.m. Trustee McGrath made the motion that the Board resume its Regular Board Meeting, Trustee Green seconded. All voted "aye," motion carried.

Present: The following were present when the Board reconvened:
 Mayor Mary Lou Wilson; Trustees DePoint, McGrath, Green
 and Abbott; and Village Attorney, L. Poyzer.

Adjourn- There being no more business to come before the Board,
ment: Trustee Green made the motion for adjournment at 9:30 p.m.
 Trustee McGrath seconded, all voted "aye," motion carried.

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, }
County of Wayne, } ss:

LEGAL NOTICE
 At a regular meeting of the Board of Trustees of the Village of Palmyra, the following resolution was offered by Trustee James DePoint and seconded by Trustee Lloyd Green, who moved its adoption.
 WHEREAS, the next general Village Election for Officers will be held on March 17, 1981, and,
 WHEREAS, the Board of Trustees must designate by resolution and publish the offices which are to be filled in such election and the terms thereof,
 NOW, THEREFORE, BE IT RESOLVED: Section 1. That the Board of Trustees designate the following office as vacant at the end of the current official year, to be filled at the Village Election to be held on March 17, 1981, for the following terms:
 Trustee - One (1) year
 Section 2. The Village Clerk is hereby directed to publish this resolution in full in the Palmyra Courier-Journal.
 Section 3. This resolution shall take effect immediately. Resolution declared approved.
 Date: November 3, 1980
 Ethel B. Johnson
 Village Clerk
 (643) (N6)

Rosalie J. Mouton....., being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

.....Nov...6, 1980.....

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this.....17..... day of..... Dec..... 1980.....

Michael J. Danov
Notary Public

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, }
County of Wayne, } ss:

LEGAL NOTICE
 NOTICE IS HEREBY GIVEN, that the Village of Palmyra is presently proceeding with plans to renovate the Village Hall for which additional funds are needed; a Village Hall Reconstruction Fund having been established on July 19, 1949, and
 Under Section 6-c of the New York State General Municipal Law, the Board of Trustees of the Village of Palmyra unanimously passed a resolution at its regular board meeting on November 3, 1980, to transfer monies in the amount of Twenty-Three Thousand One Hundred and Eight-Six Dollars (\$23,186.00) from its Dump Fund to a Capital Reserve Fund for Village Hall Reconstruction, the above resolution being subject to a permissive referendum, and
 The above resolution shall take effect thirty (30) days after publication of same, or as otherwise provided in Section 9-902 of the New York State Village Law in the event that a request for referendum is received.
 Ethel B. Johnson
 Village Clerk
 Date: November 18, 1980
 (651) (N20)

Rosalie J. Mouton... being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

.....November 20, 1980.....

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this.....5..... day of..... Dec..... 1980.....

Michael J. Danov
Notary Public

Fee: \$ 13.42

WAYNE COUNTY
87

NOVEMBER 17, 1980

Regular Board Meeting

Board of Trustees

7:00 p.m.

Present: Mayor Mary Lou Wilson; Trustees Mary Kay McGrath, James DePoint and George Abbott. Absent: Trustee Lloyd Green and Attorney Laura Jane Poyzer.

Moment of Silence: Mayor Wilson requested that a moment of silence be observed prior to conducting the business of the Board.

Firehouse Addition: One of the Fire Commissioners, Mr. Harry White, approached the Board regarding an apparent misunderstanding or lack of communication between the Fire Department and Village officials. He spoke of having received a Memo from the Board in which it was stated that the Village Board had approved the addition to the Firehouse, however, construction had begun before approval. The Board had previously determined that the Fire Department should file an Application for a Building Permit as should any resident - and that plans should be presented to the Board.

Mr. White spoke of the good rapport and spirit of cooperation held by the Fire Department and Village Board - and that an Application had been completed and submitted to the Village Zoning Enforcement Officer. The Officer gave them verbal approval, stating that since the Firehouse was owned by a municipality there was no need for a formal Application, as such. Thus, construction began.

Trustee DePoint said that the Board had acted in good faith and an apparent apology was due in view of the circumstances. Those present voiced agreement and the Clerk was directed to write a letter of clarification. Mr. White pointed out that the Fire Commissioners were liaisons between the Fire Department and Village Board and requested that the letter be addressed to him.

Approval of Min.: Mayor Wilson requested that, regarding P.E.D.C., "Mr. Kaempffe" be changed to "Mr. Kirchhoff", following which Trustee DePoint moved that the Minutes of 11/3/81 be accepted. Trustee McGrath seconded, all voted "aye", motion carried.

Manch. Water Cont.: Trustee DePoint made the motion that the Board accept and the Mayor sign the new two-year Water Contract with the Town of Manchester which stipulates \$.70 per thousand gallons of water for the first year of Contract - and \$.75 per thousand gallons the second year. Trustee McGrath seconded the motion, all voted "aye," motion carried. The Clerk was asked to relay this information to the Attorney who was absent.

Service Contract - Town: Trustee DePoint requested the Clerk to contact Town Councilman Nelson Cook in regard to the one-year Service Contract in which the Town utilizes the services of Water Superintendent Harold Kruger. A short discussion was held on the expiration of Contracts with the Church of Latter-Day Saints and the Town of Macedon.

Plann. Bd.: Discussion held on revision of Zoning Code and no word of scheduled meetings having come from the Planning Board.

Cuyler St. Property - N.D.C.: Mayor Wilson read a communication from Mr. Visconti of Newark Developmental Center in which he stated that a "C of O" had not been received for the property at 255 Cuyler Street after repeated requests from the Zoning Enforcement Officer. Mayor Wilson stated that the Zoning Officer, Mr. Jack Ryan, was under the impression that the "C of O" should be sent to Albany. The Mayor requested Mr. Ryan to send a letter to this effect to Mr. Visconti, along with a "C of O."

Zoning Viola. Spring St.: It was brought to the Board's attention by the Mayor that building renovation on Spring Street by an area resident was in violation of the Zoning Ordinance. She read three letters from surrounding property owners complaining about the renovation. Mayor Wilson said that the Zoning Enforcement Officer had placed a "Stop Work Order" on said building.

NOVEMBER 17, 1980

Survey Map
of Intake
Lines:

Trustee DePoint gave the Clerk a Survey Map of Intake Water Lines for safekeeping. He added that it was unknown if work had been completed on the intake lines by Jacob and Roger Benne.

Marj-Jo
Riggs'
Sign:

Mayor Wilson asked the Clerk to contact Mr. Ryan regarding Marj-Jo Riggs' sign on West Main Street which is placed on Village property. Mrs. Riggs previously was granted a variance by the Zoning Board to conduct custom picture framing in her home.

Destiny of
"Palmyra
Inn":

Mayor Wilson requested the Clerk to contact Mr. George Yohonn, owner of the "Palmyra Inn" which was gutted by fire during the past summer, to get an indication of his plans for his building, restoration, demolition, etc.

Community
Center:

Trustee McGrath reported that no written response had been received from the Town regarding the joint Village/Town renovation and occupancy of the Village Hall. She stated that the Community Center has planned an "Open House" for 12/13/80. Mayor Wilson read the following Memorandum sent to the Town on 11/5/80:

Vill.Hall
Renova.:Vill./Tn.
Joint
Ventures:

"Proposals for Community Center funding and renovations to the Village Hall having been initiated by the Town, the Village Board feels that a sincere effort to cooperate to the fullest has been extended. However, time is of the essence and public opinion is beginning to question the sincerity of our efforts. We need answers and we need them immediately.

The Village Board expresses its concern and respectfully requests that your Board reply to us immediately after your 11/13/80, meeting concerning joint Village/Town renovation and joint Village/Town funding of the Community Center. We feel that it is essential that continuing progress be made in both of these matters so that the public can be made aware - and also the Community Center Board of Directors.

Further, we wish to reiterate our belief that the proposed joint expenditure of funds regarding the renovation must be along the lines provided in the last plans which call for joint funding of a Justice Courtroom, a meeting room, and jointly funded lavatories. To date, our joint architectural fees amount to over \$6,000.

I am sure the Town Board is aware that the Village is not required to have a Village Justice or supply chambers. Village residents also pay Town taxes in addition to carrying a heavy burden in the Village proper.

The Village is willing to consider the possibility, if the joint arrangement is undertaken, to deed to the Town a one-half interest in the jointly renovated building upon the completion of such renovation.

Thank you for your consideration in these matters."

Mayor Mary Lou Wilson

Possible
Public
Referen.:

A lengthy discussion ensued regarding the Village/Town proposed joint ventures. Trustee McGrath stated that the Center isn't just for young people - it is to be a "total" Community Center. Trustee DePoint felt that a Public Referendum should be held as many Villagers had contacted him. The Clerk was directed to write to Mr. Fred Kaempffe, Town Supervisor, requesting that a joint Village/Town meeting be held in the near future with all members present.

Proposed
Skating
Rink:

Trustee McGrath spoke of having talked to Community Center Director, Jim Campbell, regarding a proposed skating rink in back of the Village Park, and having some Maintained Friday's, Saturday's and Sunday's. She felt that, perhaps, a small fee could be charged, serve hot chocolate, and open the public bathrooms. Also, she mentioned the possibility of buying a

- Proposed Skat.Rink Cont'd: blade for cemetery equipment with which to keep the snow plowed from the proposed rink. It was mentioned that the area had not been sealed in a long time, however, Trustee McGrath stated that she would contact Mobil Chemical regarding obtaining a large sheet of plastic with which to cover the area. The Board generally felt that this was a service that should be provided and Trustee McGrath was given the "go ahead" to further pursue the proposed ice skating rink.
- Village Barn Roof: Trustee McGrath stated that work had not begun on the new Village Barn roof and that she had been in touch with Norris & Leitch, Inc. to whom the Contract had been given. The urgency of this matter was emphasized and it was stated that Siddon's of Rochester had given the next lowest price for a new roof.
- Police Report: Trustee Abbott read the Police Reports for October, 1980. Trustee McGrath moved acceptance of same, Trustee Abbott seconded. All voted "aye," motion carried.
- Police Dept.: Trustee Abbott read from a list compiled by the Police Chief and Patrolmen regarding eleven areas which needed the Board's attention, i.e. parking on one side of the street in certain areas, a "Stop" sign at the corners of Stafford Road and Foster Street, sending men back to Radar School, etc. The Clerk was directed to send a copy of this Report to the Village Attorney.
- Discussion was held on hiring a Patrolman but no action taken.
- Mingo vs. Pirnie: Mayor Wilson informed the Board that a decision had been reached regarding the Appellate Division of the Supreme Court in Mingo vs. Pirnie, i.e. the Appellate Division affirmed the order of the Supreme Court upholding Mr. Mingo's dismissal. One Justice dissented, therefore, Mr. Mingo has the right to appeal the decision to the Court of Appeals. Once the Clerk issues an order in accordance with the decision, Mr. Mingo will then have thirty days within which to file an appeal. If there is no appeal, the entire matter shall be disposed of.
- Village Policy Manual: Discussion was held on the proposed VILLAGE POLICY MANUAL. The Board went over the suggested changes by C.S.E.A. and saw no reason for those changes not to be incorporated into the MANUAL, in that Value Management Consultants had prepared the MANUAL in accordance with the old Labor Contract. Trustee DePoint moved that the POLICY MANUAL, with suggested changes, be adopted effective 12/1/80. Trustee Abbott seconded, all voted "aye," motion carried. The Clerk was instructed to make the changes and distribute copies to all Department Heads prior to 12/1/80.
- Fiddlers' Picnic: Mayor Wilson stated that she had had a call from Mr. Don Henderson, President of Ye Olde Fiddlers' Association, in regard to holding their Annual Picnic at the Palmyra Fairgrounds in August, 1981. Mr. Henderson wants to speak to the Board, however, the Mayor suggested that he write a letter to the Board first.
- Resolu. re Water Billing Machine: Trustee DePoint moved that the following Resolution be adopted regarding payment for the Village's new water billing machine:
- "WHEREAS, the Village of Palmyra purchased a water and sewer billing machine from Burroughs Corporation in the amount of Nine Thousand Four Hundred and Forty-Five Dollars (\$9,445.00), and
- WHEREAS, funds were insufficient in the F8310.2 and G8110.2 accounts to cover this expense,

NOVEMBER 17, 1980

Water
Bill.
Mach.
Cont'd:

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to transfer Four Thousand Five Hundred and Twenty-Three Dollars (\$4,523.00) from the Contingency Fund F1990.4 to F8310.2 and to transfer Four Thousand Five Hundred and Twenty-Two Dollars (\$4,522.00) from Contingency G1990.4 to G8110.2 since Four Hundred Dollars (\$400.00) was budgeted for equipment."

Trustee McGrath seconded this motion, Resolution unanimously adopted. This resolution shall take effect immediately.

Consoli.
re Vill./
Tn. High.
Depart.:

Mayor Wilson brought to light a letter from Town Supervisor Kaempffe regarding a proposal by Chapman, Schifferli & Company to perform an economic impact study of the consolidation of the Village/Town Highway Departments, at a cost of \$1,000. to be paid by the Town. The Clerk was instructed to inform Trustee Green of a meeting in this regard, scheduled for 11/20/80 at 7:30 p.m. in the Town Office.

Trustee DePoint added that future joint Village/Town meetings should include consideration of a water study.

P.E.D.C.:

Mayor Wilson stated that the Palmyra Economic Development Corporation felt that the option extended by the Village was a good one. She stated that President Richardson had requested a letter from the Village stating that a realtor had not been involved in the past 120 days. This letter should come from the Village Attorney.

State
Aid:

Mayor Wilson spoke of having received several replies to her plea to various Legislators, etc., requesting restoration of Governor Carey's State Aid cuts, the latest letter having come from Mr. Stanley Fink, Speaker of the State Assembly.

Handi-
capped
Parking:

A lengthy discussion was held on parking for the handicapped and the Village's responsibilities. The Clerk reported on research into this matter and stated that she was awaiting a reply to a request for a "Sample" Ordinance from General Code.

Req. for
Trees:

The Clerk informed the Board that Highway Superintendent Smith had requested that 30-40 trees be purchased to be placed throughout the Village. Trustee McGrath made the motion that the trees be purchased, seconded by Trustee Abbott. All voted "aye," motion carried.

Snow Re-
moval -
Side-
walks:

Trustee McGrath spoke of the condition of the sidewalks from Towpath Manor to downtown during the winter months, i.e. difficult for the elderly to navigate because of the icy conditions. Mayor Wilson told of the Ordinance to shovel sidewalks - people could be charged and charges added to their taxes. Discussion held on placing an ad in the newspapers and enforcing the Ordinance, asking Zoning Enforcement Officer to enforce same, and contacting the Chamber of Commerce. The Clerk was asked to distribute copies of Zoning Regulations regarding snow removal from sidewalks, along with copies of the Minutes to Board members.

Personal
Insur.:

Mayor Wilson spoke of personal insurance for Board members since lawsuits have come about in several areas. Following a discussion, Trustee DePoint stated that lawsuits for individual Board members come about due to "gross negligence." Discussion also held on multi-year insurance as opposed to yearly contracts, and "umbrella" insurance. Mr. DePoint volunteered to look into the matter of insurance and asked the Clerk to prepare a file for him to go over - once it is set up, Clerk could do automatically.

Prospect
Drive:

It was stated that Highway Department would begin process of widening Prospect Drive during the coming week. It was emphasized that this would be a temporary measure following discussion of blacktopping cut-off date, etc.

Manches.
Fire
Contr.:

Short discussion revealed that Village may have to abide by old Contract since Manchester had recent public hearing. Trustee Abbott was requested by the Mayor to look into the matter before next Board Meeting on 12/1/80.

Execut. Sess.: Trustee Abbott made the motion that the Board exercise Executive Session to discuss litigation and personnel matters, at 9:00 p.m. Trustee McGrath seconded, all voted "aye," motion carried.

Reconv.: Executive Session ended at 10:10 p.m. following a motion by Trustee McGrath that Regular Board Meeting be resumed. Trustee DePoint seconded, all voted "aye," motion carried.

Present: Mayor Mary Lou Wilson; Trustees Mary Kay McGrath, DePoint and Abbott.

Acct. Clk.: Mayor Wilson instructed the Treasurer to file the necessary paperwork appointing Mrs. Darlene Matteson as Provisional Account Clerk, retroactively.

Referendum: Discussion continued on a Referendum regarding the Community Center, thereby giving the Villagers and Townspeople the opportunity of having a say. Town-wide Referendum would give the Town an opportunity to enter.

Voucher Approv.: Trustee DePoint moved that Vouchers in the amount of \$21,710.25 be approved for payment. Trustee Abbott seconded, all voted "aye," motion carried.

Adjournment: Trustee McGrath moved meeting adjournment at 10:15 p.m. Trustee DePoint seconded, all voted "aye," motion carried.

Ethel B. Johnson
Village Clerk

DECEMBER 1, 1980

Regular Board Meeting Board of Trustees 7:00 p.m.

Present: Mary Lou Wilson, Mayor; Trustees James DePoint, Lloyd Green, George Abbott and Mary Kay McGrath; and Village Attorney, Laura Jane Poyzer.

Mom. of Silence: Mayor Wilson requested that a few moments of silence be observed prior to the beginning of the Board meeting.

Appr. of 11/17/80 Minut.: Trustee Abbott made the motion to accept the Minutes, requesting that "Patrolmen" be added to the name of "Police Chief" regarding a list of eleven problem areas in the Village. Trustee McGrath seconded, all voted "aye", motion carried.

Vill. Barn Roof: Trustee McGrath stated that a communication from Norris & Leitch, Inc. of Lyons revealed that due to the time of year and inclement weather, they would be unable to place a new roof on the Village Barn. Although not in agreement to patch the roof, Trustee McGrath said that Provoost Roofing & Insulation had been contacted and requested to patch the roof per their prior quote of \$2,500. It was pointed out that Provoost of Newark would be in the same area within the next ten days performing other roofing work and the condition of the Village Barn roof necessitated immediate action.

Trustee DePoint made the motion that the Village expend \$2,500. for the purpose of patching and coating the Village Barn roof, and that the prior motion to enter into Contract with Norris & Leitch, Inc. be withdrawn or rescinded. Trustee Abbott seconded, all voted "aye," motion carried.

The prior motion from 10/20/80 Board meeting reads as follows: "Trustee DePoint made the motion that the Village enter into Contract with Norris & Leitch for a new Village Barn roof for \$2,970. including a guarantee - and that said work be completed this Fall. Trustee McGrath seconded, all voted "aye," motion carried."

The above motion is hereby rescinded.

DECEMBER 1, 1980

Meeting
With
Town:

Trustee McGrath stated that the Town had not notified the Village of a joint meeting date. Discussion held on the difficulty of obtaining meeting dates from the Town and their reluctance on behalf of funding for Village Hall renovation and Community Center. Mayor Wilson stated that Councilman Wideman had contacted her recently and the Town's awaiting notice of whether or not they would receive Revenue Sharing Funds.

Proposed
Skating
Rink:

Trustee McGrath spoke of having contacted Bill Kaveny regarding the possibility of placing a blade on a cemetery-owned lawnmower for plowing the surface of the proposed skating rink. Trustee McGrath spoke of conversations with Jim Campbell and Ray Smith, Community Center Director and Highway Superintendent, respectively, and the fact that they didn't foresee any problem with the area behind the Village Park "holding" water. A lengthy discussion was held on who shall maintain the proposed rink, accidents, placing signs, funding, the possibilities of hockey games occurring simultaneously with skating, etc.

The Board agreed that it would be worth the effort and to attempt to provide a skating rink for a year on a trial basis.

Vandalism
in Cemet.:

Mayor Wilson reported that there had been recent vandalism in the Village Cemetery and that the Highway Superintendent had been requested to turn water off. Discussion held on Police Department patrolling the area more frequently and the consideration of installation of gates. It was stated that Trustee McGrath should discuss this possibility with Foreman Kaveny.

Foreman
Kaveny:

Discussion held on Fireman Kaveny's disability checks having been delayed and the completion of "No-Fault" Insurance forms having been handled, which should expedite payments.

Patrol-
man
Needed:

Trustee Abbott spoke of the necessity of hiring another Patrolman. Mayor Wilson mentioned a list of men on Civil Service status and Trustee Abbott said that Mr. P. Pirnie had projected March, 1981.

Fire-
house
Add.:

Trustee Green brought up the matter of the recent Firehouse addition and discussion was held on requesting an independent audit from the Fire Department. Mayor Wilson asked Trustee Abbott to notify the Fire Department of the Board's request, stating that the audit would occur in the Spring of 1981.

NYSE&G
Retir.
Serv.:

Trustee Green produced a letter from NYSE&G in which they requested permission to break ground at 209 Division St. for the purpose of retiring gas service. Trustee Abbott made the motion for permission to be granted, Trustee Green seconded. All voted "aye," motion carried.

Bldg.
Demol.:

Discussion held on demolition of the old "NAPA" Building on Division Street which may be realized after retirement of the gas service. Trustee Green moved that said building be demolished within a two-week period, Trustee Abbott seconded. All voted "aye," motion carried.

Widen.
Prosp.
Dr.:

Trustee Green spoke of Village crews having begun widening of Prospect Drive and that part of same would have to be resurfaced. He stated that the west end would be widened in the Spring so that it lines up with Jackson Street.

Inspec.
of John.
St.:

Mayor Wilson stated that a State inspection had been made of Johnson Street and same was reported to be satisfactory. She added that compaction could have been tighter. Trustee Green said that ten ton rollers were used in the compaction and vehicular traffic will compact it even more.

DECEMBER 1, 1980

- Retirement Resolution: The Treasurer reported that under Section 384 of the New York State Policemen's and Firemen's Retirement System, it is deemed necessary that a Resolution is required to reopen the "Twenty-Five Year Retirement Plan" for Chief Donald Henry and Patrolman Fred Trowbridge. They were eligible to file Election forms in order to participate under Section 384, but failed to do so within the prescribed time limit through no fault of the Village or their own. The Treasurer reported that the Retirement System should be paid the initial actuarial payment of \$2,033. created by the above action. The Board of Trustees acknowledged the inadvertent omission of the filing of the Election forms and Trustee Green made the motion that the above Resolution be adopted, seconded by Trustee Abbott. All voted "aye," carried. Resolution unanimously adopted and attached hereto. (Page 49)
- It was stated by the Treasurer that notarized forms have been completed by the remainder of the Patrolmen for inclusion in the above mentioned "Twenty-Five Year Retirement Plan."
- Rev. of Zoning Ord.: Trustee DePoint stated that he would be meeting with the Planning Board within the next two weeks for the purpose of Zoning Ordinance revision.
- Handicapp. Parking: A "sample" Ordinance regarding parking for the handicapped received from General Code was distributed to Board members. The Clerk was instructed to send same, along with the "sample" Yard & Garage Sale Ordinance, to Mr. Robert Kirchoff, Planning Board Chairman.
- Problem Parking: Discussion was held on the parking situation at the corner of Canandaigua and West Jackson Streets, i.e. when activity is held in St. Anne's Formation Center and cars parked alongside, it creates a problem for drivers.
- Highway Consolida. Mtg.: Trustee Green said that a proposed meeting with the Town re an economic impact study of the consolidation of the Village/Town Highway Departments slated for 11/20/80 had been cancelled due to Mr. Schifferli's inability to attend.
- Water Contracts: Village Water Contracts were discussed at length and it was stated that all Contracts are subject to underlying Contract with Garlock, Inc. Attorney Poyzer stated that she had written a letter to Mr. Richard Watson of Garlock, including Contract copies, in which the general terms of the Manchester and Mormon Church would remain the same except for price changes. She added that Macedon representatives are reviewing their Contract.
- State Requirements re Water: Trustee DePoint met previously with Attorney Poyzer and Mr. Harold Kruger, Water & Sewer Superintendent, regarding a series of reports and corrective measures required by the State of New York Department of Health. Mr. Kruger replied to the State on 11/20/80 regarding the ten steps to be taken. He also feels that State's statistics of a 25% water loss are inaccurate. Trustee Green spoke of not getting total design flow of water that Village should get and numbers from various engineers are different. Should be easily measured - when it leaves Canandaigua and when it arrives here. Trustee DePoint said that Mr. Kruger shall be going over Rules and Regulations adopted by Town of Palmyra re Water Service Ordinances as they relate to a Cross-Connection Ordinance. Attorney Poyzer stated that recommendations shall be made to the Board by Mr. Kruger.
- Water Intake: Trustee DePoint stated that most of the work on the water intake lines had been completed by Messrs. Jacob and Roger Benne - there will be some minimal things to be done in the Spring, i.e. photographs to be taken. Mayor Wilson asked whether they were being paid less the "after" photographs and was told that they were.

DECEMBER 1, 1980

Water Bills
Delayed:

Mayor Wilson spoke of programming the new water and sewer billing machine and difficulties encountered thereby delaying the mailing of bills. Trustee DePoint felt the circumstances unusual and made the motion that notification of the above be placed in the official Village newspaper - and publishing a Legal the following week. Trustee Green seconded the motion, all voted "aye," motion carried.

The following article to be placed in the 12/4/80 issue of the Courier-Journal:

"The Village Board has announced that the December quarter water and sewer bills shall be unavoidably delayed due to programming of a new water billing machine. Upon receipt of water and sewer bills, Villagers shall have fifteen days in which to make payment before a penalty is added. The Board appreciates the Villagers' patience in this matter."

The following Legal Notice, prepared by the Clerk, was approved for placement in the 12/11/80 issue of The Courier-Journal:

"NOTICE IS HEREBY GIVEN that during a meeting of the Board of Trustees of the Village of Palmyra on December 1, 1980, it was determined by said Board that water and sewer bills for the 1980 December Quarter would be unavoidable delayed due to the programming of a new water billing machine.

The Board further determined that Villagers may exercise the usual fifteen days from the date of mailing in which to make payments before a penalty is added. Therefore, penalties for unpaid Fourth Quarter water and sewer bills shall begin on December 23, 1980." "Proof of Publication" attached hereto. (Please see Page 49)

Service
Agreement:

Regarding the Water Service Agreement between the Village and Town, utilizing Mr. Kruger's services, Trustee DePoint asked the Clerk to follow up on Memo to Town re negotiation.

Urban
Renewal:

Attorney Paul T. Rubery approached the Board regarding the status of Urban Renewal. He spoke of a communication to the Mayor from Mr. Joseph B. Goldman, Acting Commissioner of the State Division of Housing and Community Renewal, including Exhibits "A" and "B" - and a copy of a letter from Ms. Barbara Brunner, Urban Renewal Coordinator.

The communication from Ms. Brunner states that the Village is entitled to requisition a payment of \$21,315.00 on the existing Capital Grant Contract and the proper forms were enclosed in Attorney Rubery's packet, for completion.

Attorney Rubery spoke of the "Cooperation Agreement" between the Village and Urban Renewal Agency, grants-in-aid exceeding the existing Capital Grant Contract by \$1,664. and that an Amendatory Contract for this amount may be subject to the availability of funds.

Attorney Rubery emphasized that the Urban Renewal Board had not disbanded - it was created by an Act of Legislature and shall have to be disbanded in the same manner. He spoke of certain documents, dates, etc. needed from the Clerk and that once they are supplied, forms shall be submitted.

The Village Board felt that since it had taken this long a time that there was no need to hold a Special Meeting - that ample time would be allowed for the Board's action.

Manchester
Fire Cont.:

Attorney Poyzer spoke of Manchester having had their Public Hearing regarding the renewal of the Manchester Fire Contract. Since the Village of Palmyra received no notification of said Hearing, the Clerk was asked to write Ms. Dorothy Bement, Town Clerk of Manchester, for a copy of same. Attorney Poyzer stated that the Village of Palmyra does not have to agree to their terms.

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- Fire Dept. Contract - Co-Ray-Vac: A Contract with Co-Ray-Vac for repairs and inspection of the Fire Department's heating system was approved by the Board and signed by Commissioner Abbott. The Contract amount is for \$10.00 per burner. The Clerk was directed to send the completed Contract to the Fire Chief.
- Zoning Decisions: Mayor Wilson requested information on Decisions regarding Zoning Hearings on Marj-Jo Riggs, Webaco and John Maletta - and was told by Attorney Poyzer that they were in the process of being done.
- Pol. Dept. Recommend.: The eleven recommendations made to the Board by the Police Chief and Patrolmen were discussed briefly and Commissioner Abbott stated that Attorney Poyzer was sent a copy for legal implications such as special events, etc.
- Fuel Bids: Discussion held on fuel bids and Attorney Poyzer was asked her legal opinion as to whether or not fuel bids should be advertised. She read excerpts from the General Municipal Law which states that purchases exceeding \$3,500. per year should be competitively bid. Trustee Green stated that since letters had been sent to area dealers, that the above should perhaps occur in the Spring of 1981. It was pointed out that the auditors had not made any recommendations in this regard. The Clerk was asked to send letters to those who responded, stating that since our present supplier was low bidder, that Village would continue contracting with them.
- Mingo vs. Pirnie: Mayor Wilson read the 11/21/80 communication from Mr. James A. Spitz, Jr., Esq., re the order of the Appellate Division of the Fourth Judicial Department in the matter of Mingo vs. Pirnie.
- Value Management: The payment to Value Management Consultants regarding preparation of the VILLAGE POLICY MANUAL for a balance of approximately \$725. was discussed. Trustee DePoint stated that he would be responsible for a letter to this firm regarding the balance of payment beyond the original Contract.
- Labor Negotiat.: Mayor Wilson read Mr. Mark Higgins' letter regarding Village negotiators for Labor Contract. The Clerk was asked to notify Mr. Higgins that Trustees Green and DePoint would act in this capacity for the Village, with the assistance of Attorney James A. Spitz, Jr.
- Park & Club Rms.: It was brought out that there has been considerable noise in the Park & Club Rooms beyond reasonable hours by the Jaycees and the janitor. Mayor Wilson stated that the six-month trial period had passed and asked the Clerk to request a representative from the Jaycees attend the 12/15/80 Board meeting. Trustee McGrath said that she would speak to the janitor.
- Resol. to Adpt. Town Tax Rolls: Discussion was held on the Village adopting the Town Tax Rolls, as has been practiced by the Board in the past. Attorney Poyzer felt the move acceptable, providing the Board is satisfied with the figures. The following Resolution was moved by Trustee DePoint:
- "WHEREAS, for several years the Village of Palmyra has found it advantageous to adopt the inside Village Rolls from the Town of Palmyra Assessment Rolls, so that there would be a uniform assessment for the basis of levying taxes with the Town, School, and Village, and,
- WHEREAS, it is apropos that a resolution shall be adopted annually so stating that the Village of Palmyra, will avail itself to the inside Village/Town of Palmyra Rolls,
- BE IT RESOLVED THAT, the Village of Palmyra shall adopt the Town of Palmyra Rolls as of August 1, 1980, assessments on which to base the June 1, 1981, Tax Levy."

DECEMBER 1, 1980

- Adopt. Town Rolls: Trustee Abbott seconded the motion to adopt the above resolution. Said Resolution was unanimously adopted.
- Citizen Maletta: Mayor Wilson stated that Mr. Maletta had responded to her request to remove the stack of tires in back of his establishment.
- George Yohonn: The Clerk said that no response had been received from Mr. Yohonn regarding the Mayor's letter asking the disposition of his building - The Palmyra Inn - which partially burned in July, 1980.
- Cemetery Employees: Discussion held on transfer of Cemetery employees to Highway Department since Cemetery closes 12/1/80 to approx. 4/1/81. It was stated that the Cemetery budget running low with two months to go in fiscal year. Trustee Green made the motion that the two remaining Cemetery employees be transferred to the Highway crew. Trustee Abbott seconded, all voted "aye," motion carried.
- Prop. Clk. Pol. Dept.: A short discussion was held on the need and possibility of hiring a Clerk in the Police Department - perhaps under C.E.T.A. No action taken.
- Employee Evalua.: Mayor Wilson produced a copy of an "Appraisal Performance" for exempt employees, stating that an evaluation must be accomplished this year.
- Insur.: Trustee DePoint reiterated his willingness to review the Village's insurance policies upon receipt of copies of same.
- Person. Liabil. Ins.: The Clerk was asked to call VanPary's, Knapp's and Chapman's Insurance firms to obtain information on personal liability insurance for the Board. Trustee Abbott felt that all of the insurance should be taken care of at one time.
- P.E.D.C.: Palmyra Economic Development Corporation representatives - Charles Richardson, Richard Fontaine and Richard Watson - approached the Board having signed the "Option to Purchase" Disposition Parcel 3B (Urban Renewal) and they presented the Board with the agreed upon check in the amount of \$1.00. Said Option shall run for a period of two years, beginning Nov. 3, 1980, and terminating Nov. 2, 1982.
- Mayor Wilson asked that the list of P.E.D.C. parcels be provided the Planning Board as well as the Village Board. Mr. Richardson stated that P.E.D.C. had just received same that day along with maps. P.E.D.C. Architect needs to know certain facts before beginning work, i.e. maximum use, height and depth requirements, conforming use, etc. Discussion on P.E.D.C. abiding by Urban Renewal regulations for Parcel 3B. Mr. Richardson stated that the Application for U.D.A.G. had been postponed for present time.
- Approv. of Vouchers: Trustee McGrath moved that Voucher amounts of \$38,600.43 be approved for payment, Trustee Abbott seconded. All voted "aye," motion carried.
- Execu. Sess.: Trustee DePoint moved that Executive Session be exercised for the purpose of discussing negotiations, pending litigation, and personnel matters, at 9:10 p.m. with the above members present. Trustee Green seconded; all voted "aye," carried.
- Adjournment: The Regular Board Meeting was adjourned at 9:30 p.m. Trustee Green moved adjournment, Trustee DePoint seconded. All voted "aye," motion carried.

Ethel B. Johnson, Clerk
Village of Palmyra

DECEMBER 1, 1980

384

NEW YORK STATE POLICEMEN'S AND FIREMEN'S RETIREMENT SYSTEM
Albany, N.Y. 12244

40229

RESOLUTION TO REOPEN TWENTY-FIVE YEAR RETIREMENT PLAN
(Chapter 482 - Laws of 1980)

At a meeting of the Board of Trustees
(Local Legislative Body)

of the Village of Palmyra, State of New York,
(Name of Municipality)

held at the Village Hall, 144 E. Main St., Palmyra, New York, on
(Place of Meeting)

December 1 19 80, the following resolution was enacted:
(Date)

"BE IT RESOLVED: that the Board of Trustees
(Local Legislative Body)

of the Village of Palmyra
(Name of Municipality)

does hereby elect, as provided in Chapter 482 of the Laws of 1980 to permit participation in Section 384 of the Retirement and Social Security Law (the 25 year retirement plan), by those members of its Police and/or Fire Department Who

1. were eligible to file election forms to participate in Section 384.
- and
2. failed to file such forms within the time period prescribed by the Retirement and Social Security Law

AFFIDAVIT

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, }
County of Wayne, } ss:

Rosalie J. Mouton....., being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

December 11, 1980

LEGAL NOTICE
NOTICE IS HEREBY GIVEN that during a meeting of the Board of Trustees of the Village of Palmyra on December 1, 1980, it was determined by said Board that water and sewer bills for the 1980 December Quarter would be unavoidably delayed due to the programming of a new water billing machine. The Board further determined that Villagers may exercise the usual fifteen days from the date of mailing in which to make payments before a penalty is added. Therefore, penalties for unpaid Fourth Quarter water and sewer bills shall begin on December 23, 1980.
Ethel B. Johnson
Village Clerk
Date: December 8, 1980
(673) (D11)

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 17 day of Dec 19 80
Michael J. Johnson
Notary Public

Fee: \$ 8.54

MICHAEL J. JOHNSON
WAYNE COUNTY CLERK

DECEMBER 15, 1980

Regular Board Meeting

Board of Trustees

7:00 p.m.

- Present: Mary Lou Wilson, Mayor; Trustees George Abbott and Mary Kay McGrath; and Laura Jane Poyzer, Village Attorney.
- Moment of Silence: Mayor Wilson requested that a moment of silence be observed prior to opening the meeting.
- Minutes' Approv.: Trustee Abbott made the motion that the Minutes of 12/1/80 be approved as read. Trustee McGrath seconded, all voted "aye," motion carried.
- Village Barn Roof: Trustee McGrath reported that the roofing contractor - Provoost of Newark - had come to repair the Village Barn roof but had found same to be in such deplorable condition that it would be impossible for his firm to repair and guarantee it. Trustee McGrath reiterated her desire for a new roof and discussion was held on what course to take, taking into account the present feasibility study being conducted by the Town for highway consolidation. Trustee McGrath then made the motion to retain Siddon's of Rochester to replace the roof at their original quoted price of \$4,255., and to rescind the Board's prior motion on 12/1/80 to have the roof patched. This motion was considered an emergency measure for which the Board has the authority. Trustee Abbott seconded the motion, all voted "aye," the motion was carried. The Clerk was instructed to call Siddon's on 12/16/80 to inform them that they had been selected to place a new roof on the Village Barn - and to then call Provoost requesting that they discontinue any roof patch-work, per Provoost's recommendation. Regarding Village/Town highway consolidation, Trustee McGrath felt that the respective superintendents be contacted. The prior motion regarding patching the Village Barn roof - from the 12/1/80 Board meeting read as follows:
- "Trustee DePoint made the motion that the Village expend \$2,500. for the purpose of patching and coating the Village Barn roof, and that the prior motion to enter into Contract with Norris & Leitch, Inc. be withdrawn or rescinded. Trustee Abbott seconded, all voted 'aye,' motion carried."
- The above motion is hereby rescinded.
- Skating Rink: Trustee McGrath stated that the ice skating rink plans have been completed, depending upon the weather. Ray Smith will fill same, and it shall be maintained during the week, however, a representative from the Community Center shall maintain the rink on weekends. Cemetery equipment shall be utilized for the purpose of cleaning and removing snow.
- Mrs. McGrath reported on the Community Center "Open House" held on 12/13/80. She stated that the Center is usable with programs to begin there during the coming week. The probability of receiving Revenue Sharing Funds during 1981 was discussed and it was pointed out that this was what the Town had been waiting for regarding Village/Town joint ventures.
- Police Dept. Rpt.: Trustee Abbott related that the Police Department Report for 11/80 showed eight criminal arrests; 88 motor vehicle arrests; 187 parking tickets issued; 17 accidents investigated; 10 criminal matters investigated; and 129 complaints answered. Total fines and bail forfeitures collected for this period amounted to \$1,840.
- Parking: Parking and parking lot problems were discussed briefly following a citizen's complaint.
- Resign. of P-T Patrolman: Trustee Abbott read a letter of resignation from part-time Patrolman, Jay Orlopp, effective 12/18/80. Trustee McGrath made the motion to accept Mr. Orlopp's resignation, Trustee Abbott seconded. All voted "aye," motion carried.

DECEMBER 15, 1980

- Police Dept. Appt.: Trustee Abbott spoke of two interviews held recently by the Mayor, Chief of Police, and himself for prospective policemen. Following a discussion, Mayor Wilson made the motion to appoint Mr. Charles Walker, who previously worked on a part-time basis, to the position of a provisional policeman pending the outcome of a Civil Service Examination. Trustee McGrath seconded the motion, all voted "aye," motion carried. Mr. Abbott added that Mr. Walker would attain probationary patrolman status providing he passed the test. The Clerk was asked to inform Mr. Walker, by letter, of his appointment effective 1/5/81. Having interviewed a prospect for a part-time position, it was stated that Police Chief Henry was checking into the matter.
- Fire Dept. Mtgs.: Trustee Abbott spoke of having talked with Fire Chief Spanganberg and of their mutual agreement to meet once a month on a night other than Thursday - regular Fire Company meeting night.
- Resign. of Zng. Officer: Mayor Wilson read a letter of resignation from Mr. Jack Ryan, Village Zoning Enforcement Officer. The Clerk was directed to send a letter of appreciation to Mr. Ryan for his past efforts. The Mayor requested the Clerk to prepare an advertisement for a Zoning Officer, placing same in the Village's official newspaper - and that interested parties should contact Trustee DePoint.
- Sr. Cit.s Request: The Clerk related that the Senior Citizens would like to reserve the Park & Club Rooms every other Saturday night for card playing. Trustee Abbott made the motion to permit this use, Trustee McGrath seconded. All voted "aye," motion carried. Mayor Wilson added that the Clerk should include in the letter to the Senior Citizens, that same would be on a six-months' trial basis as with all organizations.
- Park & Club Rms.: Trustee McGrath led a discussion on the Park & Club Rooms and felt that some of the expenses therein might be offset if a small fee were charged for its use, excluding Girl Scouts. She also spoke of some repairs needed and the need for putting on storm windows. The Mayor requested Mrs. McGrath to research how often the building is used and by whom.
- IRS Rul. re Sewer Charges: A short discussion was held on IRS Ruling 79-201, Section 164, wherein sewer benefitted charges paid during 1980 are not tax deductible. The Clerk was requested to prepare a newspaper release and the eventuality of mailing postcards to area residents is a distinct possibility. No decision was made as to placing a Legal Notice in the newspaper.
- Municipal-ity Ins.: Mayor Wilson spoke of the Upstate Municipal Risk Association wherein municipalities join together to reduce rising insurance costs. She stated that Trustee DePoint had checked into the advantages of same and had recommended that the Village enter this Association. Trustee Abbott motioned that the Village pay \$75.00 to join the Upstate Municipal Risk Association, Trustee McGrath seconded. All voted "aye," motion carried.
- Village/Town Ser. Agree.: Attorney Poyzer presented the Water Service Agreement with the Town utilizing Mr. Kruger's services, stating an increase from \$1200. to \$1500. for the period 1/1/81 - 12/31/81. Trustee Abbott made the motion to accept the Contract as written for presentation to the Town of Palmyra, Trustee McGrath seconded. All voted "aye," motion carried.
- Dist. Eval. Sheets: The Clerk was instructed to distribute several Evaluation Sheets from the POLICY MANUAL to Chief Henry for future evaluations of Police Department personnel.
- Exec. Sess.: At 7:40 p.m., Trustee McGrath moved that the Board exercise Executive Session for the purpose of discussing legal matters. Trustee Abbott seconded, all voted "aye," motion carried.
- Trustee Abbott made the motion at 9:25 p.m. that the Board emerge from Executive Session. Trustee McGrath seconded the motion, all voted "aye," motion carried.

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- Present: Mayor Wilson; Trustees McGrath and Abbott; and Laura Jane Poyzer, Village Attorney. Zoning Enforcement Officer, Jack Ryan, was present for the remainder of the meeting.
- Zng.Enfor. Off.'s Resignation Wthdrwn.: Discussion was held on the plight of the Village without the services of a Zoning Enforcement Officer. Mayor Wilson asked Mr. Ryan if he would serve, withdrawing his resignation, for perhaps another month or so until a replacement could be found. Mr. Ryan agreed to perform in this capacity for an indefinite period of time following which Trustee McGrath made the motion that Mr. Ryan's resignation be withdrawn, seconded by Trustee Abbott. All voted "aye," motion carried.
- State Fire Code: Mr. Ryan stated that the State Fire Code should be adopted as quickly as possible and that a property owner on Market Street was building without a permit.
- Palmyra Inn: Mayor Wilson reported that Marine Midland had signed a Purchase Offer regarding the former Palmyra Inn owned by Mr. George Yohonn, contingent upon non-intervention by Historic Palmyra, Inc.
- UR Certificates: Trustee Abbott motioned that the Urban Renewal Certificates, prepared by Attorney Paul T. Rubery, be approved and executed by the Mayor, Village Attorney and Village Clerk. Trustee McGrath seconded, all voted "aye," motion carried.
- H&L Survey: The Mayor requested that the Clerk keep a close check on the survey being prepared by Harnish & Lookup regarding the Webaco property on E. Main as same is needed as quickly as possible.
- Voucher Approv.: Trustee McGrath made the motion that Voucher payments in the amounts of \$12,606.07 be approved. Trustee Abbott seconded, all voted "aye," motion carried.
- Adjournment: There being no more business to come before the Board, Trustee Abbott motioned adjournment at 9:45 p.m. Trustee McGrath seconded, all voted "aye," motion carried.

Ethel B. Johnson
Village Clerk

JANUARY 5, 1981

Regular Board Meeting

Board of Trustees

7:00 p.m.

- Present: Mary Lou Wilson, Mayor; Trustees Lloyd Green, George Abbott, James DePoint and Mary Kay McGrath; and Village Attorney, Laura Jane Poyzer.
- Moment of Silence: Mayor Wilson requested that a moment of silence be observed prior to conducting the business of the Board.
- Canaltown Days: Mayor Wilson read a letter from Mr. Richard Watson, General Chairman of Canaltown Days, in which he stated that Canaltown Days are scheduled for September 17-20, 1981. The Board held a short discussion on the need for additional bathroom facilities.
- Revenue Sharing: Mayor Wilson read a letter from the Honorable Frank Horton in which he spoke of Federal Revenue Sharing Funds having been apportioned.
- Mingo vs. Pirnie: A communication from Mr. James A. Spitz, Jr. was read by the Mayor regarding Mingo vs. Pirnie. Mr. Spitz enclosed a "Notice of Appeal" filed by dissenter Attorney Hancock.