

VILLAGE OF PALMYRA BOARD OF TRUSTEES
11/4/91

PRESENT; James G. Elliott, Mayor: Trustees Daniel S. Pope III, and Thomas N. Lynch.

CALL TO ORDER; Mayor Elliott called the meeting to order at 7:00 p.m.

7:00 p.m. Mayor Elliot opened the PUBLIC HEARING TO AMEND LOCAL LAW #3. 1991 RE RETIREMENT INCENTIVE. Village attorney, John Nesbitt, explained that the amendment needed to be changed to Local Law #4 and that the correction to Section 3 changing 60 days to 90 days was made. With no further comments Mayor Elliott closed the hearing at 7:11 p.m. Trustee Pope moved that Local Law #4 be adopted. Mayor Elliott seconded. Discussion: Trustee Lynch noted at this time that he had voted against the Law in the first place, however, he was voting for it now since all the board at voted for it. Three (3) ayes. Law passed.

JULIE TOOMB of Aldrich Drive, Palmyra, approached the VB re zoning problem and citation letter from the VOP'S CEO. Mrs. Toomb discussed her location of the boat in question, the condition of her property and discussed Code Section 29 14H of the Village of Palmyra. Mrs. Toombs stated that the boat had been there for five (5) years with no complaints. She wants to comply with the law and they have put in a black top to park the boat on. Mrs. Toombs is questioning the interpretation of Mr. Roney. She asked that the ordinance be made more specific. Trustee Pope cited Section 29 14C2 re status of outdoor storage. It was suggested by Mayor Elliott and Trustee Pope that Mrs. Toomb apply to the ZBA for a variance. Mayor Elliott asked Jud Roney, CEO, why a complaint was made. Mr. Roney stated he was instructed by an unnamed trustee to take care of a particular vehicle in a particular yard and anyone not complying was a problem. Mayor Elliott will be asking the Planning Board to look at the related Village Codes as to storage of vehicles in the Village.

BOARD MEETING MINUTES: Re 10/21/91 minutes, Trustee Pope moved that these minutes be tabled, seconded by Mayor Elliott. Three (3) ayes, passed.

Re 10/24/91 minutes, Mayor Elliott moved that these minutes be tabled, seconded by Trustee Pope, three (3) ayes, passed.

COMPOSTING SCHOOL. Corky Timerson, Water Department, would like to take a home study course given by Cornell University on composting. Since this is the method that will be acceptable for getting rid of the sludge it was thought to be a good idea. The price of the school will be \$95. A motion was made by Mayor Elliott and Seconded by Trustee Pope and carried with three (3) ayes, passed.

BID AWARD; Bid opening 3:00 p.m. 10/18/91 for (2) WORTHINGTON 4LR-4 horizontal split case water pumps and (2) Baldor 50 H.P. energy efficient motors, or dimensional and functional equivalent and (2) ASEA Brown Boveri 50 H.P. variable split drives and (2) Browning 2080H guide-flex couplings. Successful bidder H.M. CROSS & SONS, 50 Ridgeland Road, P.O. Box A, Rochester, NY 14623, (2) ea. 4LR-4 WATER PUMPS \$3,490 inc. freight, and (2) ea. Baldor 50 HP MOTOR/ASEA BOVERI 50 HP/BROWNING 2080H GRID-FLEX COUPLING. \$10,800 ea. set inc. freight. TOTAL AMOUNT \$28,580. Mayor Elliott moved to accept the above bid and purchase the items as listed above, Trustee Pope seconded, three (3) ayes, passed. JOHN NESBITT NOTED; WARRANTY IS FOR ONE (1) YEAR FROM SET UP AND 18 MONTHS FROM PURCHASE.

NEWSPAPER TUBES; Mayor Elliott has received complaints from the residents concerning the newly installed Times Union Newspaper tubes installed on the Village property between the sidewalks and the street in many locations throughout the Village. John Nesbitt suggested that we inform Gannett that they are not privileged to use municipal property. Trustee Lynch moved to inform Gannett to remove the tubes, amended to read all delivery tubes, Mayor Elliott seconded and three (3) ayes. passed

FOSTER STREET DRAINAGE; A letter from J.C. Smith was introduced by Mayor Elliott. This letter included a standard easement and some suggestion on a drop inlet and swale. John Nesbitt noted that the Village would have to sue Venturino. Jud Roney noted that the VOP agreement for Venturino to sign is with his lawyer. John Nesbitt suggested that Mayor Elliott be authorized to write a letter with a specific time limit of the next board meeting as the deadline for response from Venturino at which time further action will be taken. Mayor Elliott volunteered to attend the Town of Palmyra meeting to discuss this.

A motion was made by Trustee Pope to authorize Mayor Elliott to write a letter with a time limit for reply and a remedial plan for submission and remedy, Trustee Lynch seconded, three (3) ayes, passed.

PAGERS; The pagers cost \$37.55/month to rent with a total annual fee of \$450.60. If we pay one (1) year in a lump sum we will be paying \$413.05 which gives us a free month. Some discussion was held on the need of the pagers after which it was determined that they are necessary. No motion was necessary and payment will be made for (1) year.

LEAVES; Trustee Lynch noted that the Highway Department is still working on the leaves. Trustee Pope noted that 7:15 a.m. on Sunday morning was too early. Trustee Lynch said he would check into.

CEMETARY DRAIN; Trustee Lynch is still trying to contact Robin Petix.

CEMETARY VANDALS; Chief Dalton reported that they have found the third person involved in the destruction of cemetery property in South Carolina. Discussion was held as to whether or not to extradite him. Trustee Pope recommended that we put out a warrant go for only NYS which will only effect him if he returns to this state and let him sit where he is.

UNION CONTRACT; Trustee Pope noted that the contract has been agreed to by the union as changed and that it needs to be ratified. Mayor Elliott noted that the new contract has to be in final written form. Trustee Pope will work on. A man is coming from Blue Cross/Blue Shield to talk to employees about new options.

PARKING TO CORNER; Bill Showman complained that he could not see to get out of Main Street when cars are parked on either side of the intersection. It was noted that this is a problem in other areas of the Village. Mayor Elliott is going to check on a Local Law concerning this and report at the next meeting. Mayor Elliott also noted that this problem can be addressed by a VOP Board resolution.

AUTHORIZATION FOR ACCESS RESOLUTION AND ELECTION OF OFFICERS; Mayor Elliott moved to delete Ethel B. Johnson and add Bonnie J. Hays to the access resolution and also savings and checking accounts. Motion seconded by Trustee Lynch, vote was three (3) ayes, passed.

ABSTRACT #12: Trustee Pope moved to approve all vouchers #472 through #513 and voucher #341 from 9/16/91 totalling \$25,604.78 with at least three (3) signatures of approval on them. Mayor Elliott seconded, three (3) ayes, passed.

ABSTRACT #11 CORRECTION: Trustee Pope moved to approved the correction on Abstract #11 10/21/91 less voucher #441 - C.I.D. - \$2,306.75 with new total \$15,275.12. Mayor Elliott seconded, three (3) ayes, passed.

PEDDLER'S PERMIT: Discussion as to whether this is a planning board matter or not. Mayor Elliott stated this is not a planning board or ZBA area. Mayor Elliott said that they should have a tax certificate in hand and Chief Dalton stated that a photo copy of the driver's license or name and date of birth be recorded for future if needed. Mayor Elliott also noted that the waiting period already in existance should be adhered to.

PUMPING STATION: Ron VanHout, village resident, asked if John Nesbitt has gotten any information on the pump station. Mayor Elliott said that he had not.

ADJOURNMENT: Mayor Elliott moved to adjourn at 9:36 p.m. seconded by Trustee Lynch, three (3) ayes, passed.

Respectfully submitted,

Bonnie J. Hays, Village Clerk

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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:

October 29, 1991

LEGAL NOTICE
PLEASE TAKE NOTICE that a public hearing will be held by the Village Board of the Village of Palmyra at 7:00 p.m., Monday, November 4, 1991, in the Trustees' Room of the Village Hall, 144 East Main Street, Palmyra, Wayne County, New York, to amend Local Law #3, 1991, relating to providing an Employees' Retirement Incentive Program as set forth in Chapter 178, Laws of 1991.
Said Local Law may be seen in its entirety at the Village Clerk's Office during normal business hours.
BY ORDER OF
THE VILLAGE BOARD
VILLAGE OF PALMYRA
Ethel B. Johnson,
Village Clerk
Dated: October 25, 1991
(2307) (O-30)

Rosalie J. Mouton
foreman of the Publisher

Subscribed and sworn to before me
this 31st day of October 1991
Maureen Freida
Notary Public

Fee: \$10.40

MAUREEN FREIDA
Notary Public, State of New York
WAYNE COUNTY
Registration # 4980596
Commission Expires 4/22/93