

88

VILLAGE OF PALMYRA BOARD OF TRUSTEES

REGULAR BOARD MEETING

7-20-92

7:00 p.m.

PRESENT: Mayor James G. Elliott, Trustees Thomas N. Lynch, Daniel E. Wooden, Kathleen C. Drews and C. D. Gilmore who arrived at 7:13 p.m. Guests were Doreen and Dan Ganoung and a number of citizens. Village Attorney John Nesbitt arrived at 7:35 p.m. Dept. Heads Chief David Dalton and Phil Retan were present.

CALL TO ORDER: Mayor Elliott called the meeting to order at 7:05 p.m. Mayor Elliott proclaimed the following:

THANK YOU TO ALL VILLAGE EMPLOYEES, FIRE COMPANY PERSONAL AND VOLUNTEERS WHO ASSISTED DURING THE FLOODS ON FRIDAY CONTINUING THROUGH THE WEEKEND UP TO MONDAY.

DAN AND DOREEN GANOUNG: Mrs. Ganoung introduced herself and her husband stating that she had lived in the VOP for over 20 years and graduated from PAL-MAC. She stated that she is proud of the VOP and its heritage. Her concern was voiced about the change in the look of the downtown district. Sign work is greatly lacking in good appearance, colors that clash with surrounding businesses' signs, non professional looking layout and lettering, she noted. Mrs. Ganoung feels that the downtown is decreasing in its values. Hand lettered signs being done on cardboard, with crayon or magic markers, signs being put on roofs of automobiles and parked on the street, confusing window splashes and in general signs that work against the general, overall appearance of the downtown instead of complimenting the beauty that is there are among her serious concerns. She noted that the sign restrictions on overhanging signs required removal of such signs and that now because of a lack of sign criteria anyone can "paint" a sign and several have been installed by non-professionals which are not installed properly.

Dan Ganoung began his presentation noting the four primary entry routes into the VOP and there is only one VOP sign to welcome visitors and commuters. Every summer the VOP swells at pageant time, fair time, and VOP's unique Canaltown Days. Photos were shown of the entry points on Route 31 coming from the West and East. He noted that at the entry from the East on Rt. 31 there is overgrown vegetation, confusing variety of scattered service organization signs and no entry to VOP sign. The entry from the West on Rt.31 has confusing and redundant signs. All signs are rundown and overgrown with vegetation. The North and South entries on Route 21 have very little to offer the traveler in the way of appealing signs. The suggestions made are conforming the distinctive elements of the VOP through colors and materials native to the area, using appealing layouts, readable, conveniently placed and tastefully grouped signs. Relaying a welcome, friendly and warm message to the daily visitor to the VOP and to those who visit on special occasions.

Mr. Ganoung showed three designs of signs: (1) Painted MDO, mounted, single side which is a lower cost initially, greater flexibility with design, wide selection of colors and easily changed. Longevity of this sign is 5-6 years before the sign begins to break down. Needs regular annual maintenance. (2) Sand blasted or hand carved, single side, redwood, gold leaf or painted letter detail. Low maintenance, upkeep of painted letters can be done by a non-professional, requires annual maintenance for staining, design cannot be changed and not a solid installation. (3) Railroad or landscaping ties and field stone creating the background, cast aluminum or bronze letters, stud mounted on background. Solid installation, virtually no maintenance, durable, long life. All signs would have a "privilege" area at the bottom for organizations.

Some discussion followed by the VB concerning some interest from local organizations. E. Hartnagel invited Mr. Ganoung to attend the Planning Board Mtg. since the Planning Board was looking at changes in the sign ordinance.

GARY HACK: Resident of 145 Cuyler Street, along with Mr. & Mrs. Jones and Mr. & Mrs. Lester. Mr. Hack was voicing his concern over the recent water problem experienced by himself and others in his surrounding area during the rain storm of Friday night. Mr. Hack believed that the problem with the creek overflowing could have been prevented. There had never been a problem before because of the creek. Mr. Lester stated that approx. 2 years ago rocks had fallen in the culvert and that may have contributed to the problem. Photos were shown of the grating that was full of debris which did not allow water to drain. Mr. Lester noted that he had informed the VOP that the rocks had fallen and that he believed it was done by heavy equipment. Mr. Lester also stated that he maintains the creek, but it is too difficult for him to remove the rocks.

Trustee Lynch asked P. Retan to check out the possibility of rocks which had fallen. Gary Hack noted that he felt that by adding the screens, one problem was solved but another was created. P. Retan noted that the screens are cleaned out at least once per week and that they had been cleaned out that Friday morning of the storm. Mr. Lester questioned that degree of clean up being done. Trustee Lynch noted that this will be checked into and see what can be done at this time. Trustee Wooden confirmed that the screen was clean at 5:00 p.m. but at 7:00 p.m. that same day banks were overflowing. Some discussion on the size of the proposed culver for Spring Creek at Prospect Dr. and the type of culvert re cement box culvert. Mr. Lester again noted that because of the block, the water was level with his driveway.

Trustee Wooden asked the other board members what they thought of a trash pick up or dumpster provided to those who had items damaged by the water and needed to clean up. Possibly a curb side pick up. Other VB members did not feel that this was a good idea and may create a problem. Trustee Lynch noted that the area by the Carriage Stop Restaurant is still a problem. P. Retan said that it is the responsibility of the owner and not the VOP's problem to keep the grates clean (which had been researched by Atty. H. Nesbitt), however, some owners are not cleaning them at the Carriage Stop. Trustee Lynch noted that he would like to send out a letter to those involved in that area to inform them of the situation. Trustee Lynch asked Atty. J. Nesbitt to get a copy of the law concerning civil obligations. Atty. Nesbitt noted that civil obligations are, not to obstruct the flow of water. It is suggested to send notification out and also note publically.

Trustee Lynch stated that because of the recent road problems due to flooding, Nelson Cook, Super. TOP Highway Dept. would not have time to do the culvert relocation on Prospect. Trustee Lynch suggested bidding out the project.

Trustee Lynch moved to speak to Paul Russell of J. R. ENGINEERING, to draw up bid specifications to bid out the Prospect Drive(Spring Creek) project, seconded by Trustee Wooden who also mentioned that when discussing with P. Russell, ask him how far did he go and that we should look at all the way to the canal. Mayor Elliott noted that Mr. Means did a study from the Canal to Dar Lin Lane and the paperwork is in the Village Hall.

90

MINUTES: Trustee Lynch questioned the resignation date of Ron Hall stating that Chief Dalton said Sept. 1 and Trustee Drews stated that the minutes of June 29 should reflect that. A motion was made by Trustee Wooden to accept the minutes of of 6-15-92 seconded by Mayor Elliott, vote, 4 ayes, 1 abst. by Trustee Gilmore, **CARRIED.** Mayor Elliott moved to table the minutes of 6-29-92 making them available to the public and checking on the date for R. Hall's leaving. Vote, 5 ayes, **CARRIED.**

DRAINAGE E. FOSTER STREET: Mayor Elliott reported that S. Venturino signed the easement. Mrs. Lapes land was flooded but the water did subside. Mayor Elliott noted that the Cty is going to do the drainage project in that area.

ANNEXATION: Mayor Elliott reported that the TOP will meet on Thurs. July 23 to discuss acceptable dates for a Public Hearing. Trustee Gilmore asked about Rolfe Street requesting annexation a couple of years ago and nothing being done. Trustee Gilmore noted he would accept the Lehman Annex. if it was tied to Rolfe St. Mayor Elliott noted that he believed Rolfe had not filled out the proper paperwork. Gilmore disagreed and stated that the petition had been filled out and gone to the TOP. The question of tax revenue was mentioned vs expense for sewer system on Rolfe. P. Retan noted that the expense would not be too bad considering a manhole was at the end of the Rolfe.

Mayor Elliott noted that Lehman had the proper papers and that Rolfe had not, however, locating papers done on Rolfe would be looked into. Mayor Elliott noted that the State law requires public hearing notice to be in the local paper approx. 20 days after receipt of the petition and the public hearing itself would need to be approx. 20 days after publication. The VB discussed having the Public Hearing on Aug. 3rd or 13th and submitting these two dates to the TOP for their agreement or suggestions. Attorney Nesbitt asked that when the TOP notifies the VC of a date he be contacted so a proper public notice can be written up.

HEPATITIS B; Bonnie Hays, VC, reported on the recent OSHA seminar that was given on the Bloodborne Pathogens Hep. B and HIV. A manual was received at this class which B. Hays will be distributing to the pertinent departments of the VOP who have been declared at risk. B. Hays explained that each situation must be treated as a risk situation and suits must be worn with protective gloves, eyewear and face mask. A training seminar will be held on compliance of these regulations, at date to be determined later.

REPAVING OF MAIN STREET: Mayor Elliott reported on a mtg. with the NYS DOT and law enforcement agencies concerning the paving of Route 31 as well as the Fair and Canaltown Days. Paving will be August 4th and 5th and possibly the 6th. The State of NY will pave Main Street from the four churches to Breens curb to curb. The Village Clerk will send out letters to all merchants. West bound traffic will remain on Main St. while East bound traffic will use Jackson St. as a detour. There will be no parking on Main Street during the paving. Work will begin approx. 7-7:30 a.m. and continue until the days projects are completed. Pavement markings were discussed and the State is requesting that the VOP use parallel parking vs diagonal parking in order to get the lanes marked with a right turn, left turn, and straight through. Unless the parking is changed, Mayor Elliott reported, the lanes will not be marked as requested. Ed Adams of the Roch. office of NYS DOT is the person stating this. It was reported that the VOP was in the Syracuse jurisdiction but has been changed to Rochester which resulted in the change of lane markings. The Roch. office noted that the VOP did not make a request for the lane changes thus removing them. If the VOP can do what it wants with Route 21 S since it is their road why cannot the VOP mark Route 31 the way it wants. Atty. J. Nesbitt will check into this and suggests that Assemblyman Talomie and Senator Kehoe be informed of the NYS DOT stipulation and possible visit the site.

91

NOISE ORDINANCE: Chief Dalton asked what had been done with this. Mr. Ogren has been having more problems. Mayor Elliott will look into.

ABSTRACT #4: A motion was made by Mayor Elliott to authorize the Village Treasurer to pay all invoices on which appear the initials of at least three VB members, invoice nos. 113, 114, 115, and 116-177 totalling \$39,092.17 seconded by Trustee Drews, vote, 5 ayes, **CARRIED.**

NYCOM CONFERENCE: A motion was made by Mayor Elliott to allow the Village Clerk, Deputy Clerk and Treasurer to go to the Clerk's Conference Sept. 22-24 and have Ex-Village Clerk Ethel Mae Johnson watch the office. Trustee Lynch seconded, vote, 5 ayes, **CARRIED.**

REPLACEMENT OFFICER: Mayor Elliott asked when the VB would want to get together and discuss another officer, and is the VOP going to maintain a five (5) member PD force. Chief Dalton noted that we do not know where Sgt. Hall stands and the Chief would feel better with R. Hall's resignation in his hand. The Chief stated that he feels a new 5th man would be less expensive than the Sgt. is now. Trustee Lynch noted that the VB has to cut where it does not want to. Chief Dalton made reference to Mrs. Bartholomew's letter of complaint concerning lack of PD response noting that it was only one complaint of many that have been received. Trustee Lynch noted that the VB should look at both part-time and fulltime, however, part-time very seriously.

Trustee Wooden would like to have a meeting to figure out the policy of critical hours needing PD coverage and what people needed. Chief Dalton noted that the VB was taking a gigantic step backwards. Harry White noted that it is the responsibility of the VB to offer what is really needed and maybe the VB should cut somewhere else. Possibly a percentage cut in each dept. Mr. White feels that the PD and FD are very needed, and that the PD can justify a fulltime force and possibly look at other areas that are not so important. Mr. White noted his general concern about the interest of government in special interest groups.

Chief Dalton noted that he will do what is directed of him with regards to the schedule. The Chief stated that basically four people are working and there are a number of irrate citizens because of lack of coverage. There have already been a number of mtgs. and it appears that we are in the same position we were in, this is not going to solve the problem, explained the Chief.

The VB decided to have a mtg. on Thursday, July 30, 1992, at 5:00 p.m. in the Village Hall to discuss this police matter.

WATER DRAINAGE GATES AND TREMONT: Trustee Drews noted that the manhole was lifted and that there was standing water between Gates and Tremont as well as a problem with the sewer. With little rain this appears to be backing up again. Trustee Lynch noted that the drainage pipes were 10" - 12" and that the entire drainage system should be looked at depending on the size and age. S. Smith of the HIGHWAY DEPT. noted that the drain in question had been cleaned out about 120' and was clear and running. Trustee Lynch asked P. Retan if the drains were being cleared out throughout VOP. P. Retan noted that after stones were cleared and streets washed from storm that would be done. P. Retan noted that all manholes were full and that the sewer plant could not take the volume and the out flow lines were under

water. Trustee Drews asked why is this a problem on Gates St. P. Retan noted that it was a lower area. Trustee Drews asked if someone could be contracted to clean out the storm sewer lines. Trustee Wooden asked if H. Kruger Super. of Water Dept. had contacted P. Retan to use the sewer machine. P. Retan replied that H. Kruger had not, however, Trustee Lynch noted that H. Kruger had mentioned to him that if the Highway could free up a man and the Water Dept. could free up a man they could use the sreco and work on cleaning the sewers. P. Retan said that the Highway would have to give up doing sidewalks etc. to make time for this other work. Trustee Lynch suggested doing this storm sewer clean out in the fall.

92

Trustee Drews noted that Bradstreets still have sewage in their cellar Sunday and they could not use anything. S. Smith said that Bradstreets may have something in their lateral and that would be their responsibility. Trustee Lynch said that the clipping pick up should be delayed one week to do the clean up in the VOP from the storm. P. Retan said that people will complain because their clippings are rotting and smell. Trustee Drews asked what would happen if the storm sewer was plugged and took extra time. Trustee Wooden noted that the storm sewer can flood at any time, however, if they are cleaned twice a year on a regular schedule it would reduce the possibility of problems. Trustee Lynch asked if work can be done in winter time. It was noted that the water and equipment would freeze.

Trustee Drews asked about the street sweeper and how to arrange to get that to clean the streets and is there a schedule. The reply from P. Retan was that they are done but not on a regular schedule. The streets maybe washed clean from the rain, however, S. Smith said that Main Street was going to be swept.

Dumpster again approached by Trustee Wooden for flood clean up. Disagreement by other VB members. Possibility of flood aid discussed and VC let the VB know that names are being taken of those having damage from the flood and given to Wyn. Cty. Diaster Prep. for possible State aid. The VC put an ad in the paper asking for names.

OLD CANAL DITCH: Trustee Lynch noted he had a complaint about the standing water behind Main Street in the Old Canal Bed but the people have no ideas on what they want done with this problem. Mayor Elliott said that this area was dedicated to the VOP as park lands. Mayor Elliott stated that where the park is is where the problem is. The VOP has sold some of the land to some of the Main Street residents. Trustee Gilmore said that the dam is too high and if cut down 16-18" would drain. P. Retan said that a pipe is in there to keep the water at a certain level he would check to see if it was plugged, however, he believes that Mud Creek's level is too high and if we cannot lower Mud Creek, we cannot lower this water level. Trustee Lynch said that he will take a look at this.

MARAFIOTI'S: Trustee Wooden said he got a letter from Marafioti's whose Cuyler Street home has a problem with the catch basin and Marafioti's stated that they would pay to have a new catch basin installed. The Marafioti's are asking for a price on doing this project. Trustee Lynch suggested that an estimate be gotten from W. Pulcini. Trustee Wooden suggested that the VOP get a price and availability of the VOP crews doing the project vs a contractor and give Marafioti the choice. Trustee Wooden said that basically what Marafioti's are asking for is permission to cut a hole in the street. Trustee Lynch and Mayor Elliott noted that prices will be requested.

PART-TIME EMPLOYEE FOR HIGHWAY: P. Retan would like to hire the Community Service worker, Seung Lee, after his Comm. Service term is over for a temporary position in the Highway Dept. for 6 weeks at \$5 per hour. Trustee Lynch moved to hire a part-time worker for no more than 6 weeks at \$5 per hour to help when highway men go on vacation, seconded by Trustee Drews. Discussion: Mayor Elliott noted that this decision would go against a conscious decision by the board not to hire any part-time workers and let one man go, it seems that the VB is back tracking on that now. Trustee Gilmore asked if this was being done because of the flood emergency. Trustee Gilmore noted that he had driven around the VOP and noted the bad condition. Trustee Gilmore stated that whether or not the need for a part-time worker was because of emergency would determine his vote. Trustee Lynch said that he did not believe it was because of an emergency it will help out but not just because of an emergency. Trustee Wooden noted the part-time employee from the Cemetery Dept. that was let go, it was stated that this person quit. Trustee Gilmore said the VOP highway crews are starting to get behind and because of the extra work during the storm it sounds like an emergency need. VOTE: 4 aye, Mayor Elliott, nay. **CARRIED.**

CITIZEN BRADSTREET: Mr. K. Bradstreet was asked by Trustee Drews if he is still having a sewage problem today. Mr. Bradstreet said no but inquired as to the age of the storm sewer and what material it was which was determined to be clay and sealed. The size of the pipe is 8" - 10". Mr. Bradstreet asked if the VOP expected that size pipe to take water from Main, Gates, and Tremont, as well as Jackson Streets? Mr. Bradstreet noted that this water/sewer problem has affected himself and his family for the past 5 years. The storm sewer will back up and come into his yard. Mr. Bradstreet believes that the pipe is not large enough to handle this water. Mr. Bradstreet also asked about the root system being a problem and asked if the VOP had a map of the sewer system. Trustee Lynch noted that the map was not dependable. Mr. Bradstreet noted his house was built in 1895 and is questioning how long the basement walls could stand.

Trustee Gilmore asked if the VOP could reduce the amount of water coming off Main and Jackson Street. Possibly get something under Main Street to Carol^P Street, North to Clinton's ditch. Possibly a catch basin near the corner to alleviate some of the water. Is this practical? Trustee Lynch suggested a 15" pipe line may be a better idea. Mayor Elliott asked where the water comes from on Jackson Street. P. Retan gave a description of the water flow both East and West. Mr. Bradstreet noted that the yards are getting lower. Trustee Wooden suggested raising the sidewalk and maybe the storm drain is ok. Mr. Bradstreet said that the storm drain backs up then goes over his driveway. Trustee Lynch inquired about the size of line. P. Retan said that the VOP needs to start at the canal go up Main Street to put in a larger line. Mayor Elliott said that the VOP needs to look at the drainage in the Village and P. Retan said that the VB needs to raise taxes realistically now so that the VOP can take care of this work instead of later. Trustee Drews noted that this problem continues and Mr. Bradstreet asked if the VOP was interested in improving the infrastructure of the VOP or not. The VOP needs to invest in this community. Trustee Wooden pointed out that those who are dry will not care. Mr. Bradstreet asked which is more important sidewalks or drainage? A suggestion was made to do a storm drain study and if water related may be able to use water monies. Mr. Bradstreet noted that the raw sewage was a serious problem.

TRUSTEE GILMORE REPORTS: New member for FIRE COMPANY. Trustee Gilmore moved to accept the membership application of Ronald Short for the Palmyra Fire Company pending a successful physical examination seconded by Trustee Wooden, vote, 5 ayes, CARRIED.

FIRE TRUCK ACCESS: Ron Hickman, Fire Chief, checked Spring Street and E. Charlotte to see if a fire truck could get down both of these streets with a car parked. The truck driver said no problem. Trustee Wooden noted that there needs to be "no parking here to corner" signs.

PARKING ON SPRING STREET: Scott Smith, resident of Spring Street, thinks there should be no parking on Spring Street. Trustee Gilmore suggests that everyone on that street receive a letter asking what they think about parking and invite the residents to come to the VB meeting.

TRUSTEE DREWS REPORTS: Humane Society Contract for Wayne Cty. Attorney Nesbitt is still working on this.

FIRE PARADE: Those participating in the parade will be Mayor Elliott and Trustee Lynch on Friday, Aug. 14.

CANALTOWN DAYS AND FAIR PD COVERAGE: Mayor Elliott reported that the Fair and Canaltown Days commitment for PD coverage would be 1 regular and 1 relief officer. The Fire Police will need to be used, at least enough for the parades and for the fair only the sheriffs and state police in their booths.

94

TRUSTEE WOODEN REPORTS; HANDICAP RAMP: Trustee Wooden said that he was having trouble with the Comm. Service person and will speak to the Judge about this problem. Trustee Drews asked if ramp would be done before Canaltown Days. Trustee Wooden said that he hopes so. Trustee Drews asked about a private contractor to complete the work.

WATER TANK; Letters have gone out to engineers.

HILL CUMORAH CONTRACT: Contract is in Utah getting signed by church officers.

ROOF IN VILLAGE HALL: Highway Dept. will repair the roof with sealant.

Trustee Gilmore noted that the VH should have plastic covers for all of the computer, copier and other equipment in the Central Office.

INLET PIPE AT CANANDAIGUA LAKE: Trustee Wooden reported that a report had been done with the Village of Newark (to save money on divers) on the pipe and there is no problem. The report shows no evidence of zebra mussels and the temperature of the water is too cold for them to multiply.

LETTER FROM TOWN OF PALMYRA; A letter from the TOP on the new water rates is being turned over to the Village Attorney to discuss with the Town Attorney. The TOP says that they are not required to pay the new water rates in September because they require 90 days notification prior to usage of water.

EXECUTIVE SESSION: Trustee Gilmore moved to adjourn to executive session at 10:25 p.m. for matters of legal seconded by Mayor Elliott, vote, 5 ayes, **CARRIED.**

Trustee Gilmore moved to leave executive session at 10:35 p.m. seconded by Mayor Elliott, vote, 5 ayes, **CARRIED.**

ADJOURNMENT: Mayor Elliott moved to adjourn the meeting seconded by Trustee Wooden, vote, 5 ayes, **CARRIED.**

NEXT MEETING AUGUST 3, 1992, 7:00 p.m. with a special meeting on Thursday, July 30, 1992 at 5:00 p.m.

Respectfully submitted,

Bonnie J. Hays, Village Clerk

Blank
page