

Special Meeting

June 10, 1981

7:30 p.m.

- Present: Mayor Mary Lou Wilson; Trustees Mary Kay McGrath, Lloyd Green, Fred Goulden & James DePoint; and Attorney Laura Jane Poyzer.
- Moment of Silence: Prior to the official business of the Board, Mayor Wilson requested a moment of silence following which she read a prepared statement to the large crowd of citizens regarding the Police car going out of the Village and the subsequent Breathalyzer test which was given as a demonstration. A question and answer period followed.
- Waiver: Mayor requested that Board members sign the "Waiver of Notice of Special Meeting," The special meeting, held in the Girl Scout rooms of the Park & Club Rooms, 149 E. Main Street, officially began at 8:25 p.m.
- Labor Un. Contract.: Discussion was held regarding the Labor Union Contract. Representing C.S.E.A. were Mr. Timothy Averill and Patrolman Fred Trowbridge, Palmyra Unit President. Trustee DePoint motioned that the Contract for 1981-82 be executed; Trustee Green seconded. All voted "aye," motion carried.
- Resignations: Mayor Wilson announced the following resignations - Patrolman Nicholas Alvaro, effective June 19, 1981; and Cemetery Foreman Larry Toole, effective, also, on June 19, 1981. Trustee DePoint moved that the Board regretfully accept the above resignations; Trustee McGrath seconded. All voted "aye," motion carried.
- Grndbkg. E.Pal.: Mayor Wilson said that Trustee McGrath had attended the groundbreaking for the new East Palmyra Christian School at 10:00 a.m. on 6/5/81.
- N.Y. Mayors' Conference: Mayor Wilson spoke of the N. Y. Mayors' and Village Officials' Annual Meeting from 6/14-18, 1981 at Grossinger's, and would be attended by the following Village of Palmyra officials - Mayor Wilson; Att. L. J. Poyzer; Trustee Goulden; and Village Justice, Wm. Abbott.
- Mayor's Off. Hours: The last Saturday of the month, from 10-12 Noon, beginning 6/27/81, citizens may come to the Village Hall regarding complaints, etc. when Mayor Wilson shall hold office hours.
- Comm.Ctr. Dr.: Discussion held on new lighting on Community Center Drive, with specific requests having been made to Mr. Wm. Wilson of NYSE&G.
- Zng.Hrg.: Announcement was made that a Zoning Hearing would be held at 7:00 p.m. on 6/9/81 regarding Mr. Maurice DiNicola's request to conduct a small, part-time printing operation in his home at 120 Washington St.
- Thank-you to Garden Club: Mayor Wilson spoke of the hanging flower pots on downtown poles and publicly thanked the Palmyra Garden Club for this asset to the downtown area.
- Chg.- Bd. Mtg.Place: It was announced by the Mayor that a Legal Notice had been published in the 6/10/81 Courier-Journal edition that the Village Board would hold its meetings in the Park & Club Rms., for the convenience and comfort of citizens, on 6/15; 7/13; 8/10; and 9/8/81, until further notice.
- Palmyra Inn Req.: The untidy appearance of the partially burned "Palmyra Inn" was discussed and it was stated that, following several complaints, the owner had been requested to mow the high grass or the Village would mow same and add the cost to the owner's taxes.
- Adjournment: There being no further business to come before the Board. Trustee Goulden motioned that the Bd. adjourn at 8:55 p.m. Trustee McGrath seconded, all voted "aye," motion carried. It was announced by Mayor Wilson that the next Regular Bd. would be held on 6/15/81 in the Park & Club Rms. at 7:00 p.m.

Ethel B. Johnson, Village Clerk

Special Meeting

June 25, 1981

5:15 p.m.

- Present: Mayor Mary Lou Wilson; Trustees J. DePoint, M.K. McGrath & F. Goulden; and Atty. L. J. Poyzer. Absent: Trustee Lloyd Green.
- Waiver: Those present signed a "Waiver of Notice of Special Meeting."
- Moment of Silence: A moment of silence was requested by the Mayor prior to conducting business of the Board.
- Resol.#81-20: Trustee DePoint moved that Resolution #81-20 be adopted in which Comm. Ctr. Director, Mr. J. Campbell filed a Quarterly State Aid Expenditure Estimate. Trustee McGrath seconded, all voted "aye," motion carried. Resolution #81-20 attached hereto.
- Resol.#81-21: Discussion held on making application to the State of New York for State Aid for O&M of the sewage treatment plant. Mayor Wilson spoke of State taking funding away if plant not up to their standards. Trustee DePoint moved that Resolution #81-20 be adopted wherein Village applies for aforementioned State Aid. Trustee Goulden seconded, all voted "aye," motion carried. Resolution #81-20 attached hereto.
- Urban Renewal: Discussion held on executed Urban Renewal papers and that amount of \$1,664. requested in Amendatory Contract should be forthcoming.
- Cable T.V. - Macedon: Mention was made of having received a declaration from the Village of Macedon's Business Manager, Mrs. Gail Bradley, regarding Macedon having served notice of its intent to issue a Cable T.V. Franchise to Wayne Co. Cablevision.
- Mr.Kaveny's Retirement: Trustee McGrath made mention of the fact that Mr. Wm. Kaveny did not want a "Retirement" party as such.
- WC Village Officials: Mayor Wilson spoke of the newly formed Wayne County Village Officials' Association - and the next meeting on 7/9/81., in Lyons. She said that Mr. Donald Walsh, Counsel for the N.Y. Conf. of Mayors, would be guest speaker, touching upon such important subjects as Highway Items 3 & 4; Federal & State Aid; police & related activities, etc. The Mayor urged that all Bd. members attend.
- Office Closed: Discussion held on closing the Village Office for the 4th of July Holiday with the Board stating that the office employees choose which day they would observe the 4th - Friday, 7/3/81 or Monday, 7/6/81. In any event, the Board stated that a newspaper ad should state same.
- Zoning Enforcement Officer: The Board discussed Mr. Jack Ryan, Zoning Enforcement Officer & Bldg. Inspector, and his having been a consultant and filling in since Mr. Frederiksen's resignation on 5/31/81. It was determined that Mr. Ryan's appointment would be retroactive until 6/1/81.
- Mayor's Hrs.: Mayor Wilson reiterated that she would hold office hours on Saturday from 10:00-12:00 Noon, beginning on 6/27/81, the last Saturday of each month, for the purpose of hearing citizens' complaints, etc.
- Fairgrnds. Hookup: Trustee DePoint spoke of having talked with Water Supt., Harold Kruger, regarding a hook-up line at Fairgrounds from new facility to E. Foster St. He said that because of the cost involved, they would like to pay one-third each year for a period of three years. Installation would be one-half in. pipe. Discussion held and Bd. felt it a reasonable request and agreed to same. Mayor Wilson asked if the above would begin this year and was told by Mr. DePoint that it would.
- Vill.Pk. Addition: Trustee McGrath said that the new merry-go-round had arrived and placed in the Village Park for the enjoyment of youngsters.

- Cemetery: Trustee Goulden, in his report on the Palmyra Cemetery, asked if signs could be placed in the Cemetery to keep dogs out. Discussion held on whether or not it would entail a Local Law, and Atty. Poyzer said that it would depend upon what the signs say. Trustee Goulden suggested that G. Griffin is a good sign painter and discussion held on the cost and that it might be cheaper to buy them already painted.
- Rpt. on Conf.: Trustee Goulden spoke of his enjoyment at Grossinger's Mayors' Conf. and that he had gone to all of the meetings from which he learned a lot.
- Noise Ord.: Trustee DePoint read a 6/25/81 Memo to the Police Dept. re citizens' complaints of loud noises and fowl language emanating from a Main St. apt. He emphasized penal law sections regarding harassment and/or disorderly conduct as possible solutions to situations.
- Exec. Sess.: At 5:45 p.m., Trustee DePoint motioned that the Bd. exercise Executive Session to discuss personnel and legal matters. Trustee McGrath seconded, all voted "aye," motion carried. Present: Mayor Mary Lou Wilson; Trustees J. DePoint, M.K. McGrath and F. Goulden; and Atty. L.J. Poyzer.
- Trustee DePoint informed the Board that a written appeal, dated June 11, 1981, had been received from James F. Foley, Esq., regarding access to the Palmyra Police Department Breathalyzer Operation Records for May 16, 1981.
- The Board took up the matter of the above appeal and a discussion held following which Trustee DePoint motioned and Trustee McGrath seconded that the appeal of James F. Foley, Esq., from the denial of access to the Village of Palmyra Police Department's Breathalyzer Operation Records be denied, and that the Village Clerk/Village Records' Access Officer be instructed to so inform Mr. Foley of the Board's decision by letter, in which the reasons for the Board's determination should be set forth. Upon roll call, voting was as follows: Trustee McGrath, "aye"; Trustee Goulden, "aye"; Trustee DePoint, "aye"; with Mayor Wilson abstaining. It was announced that the above motion was passed by a majority.
- Re-Convene: At 6:30 p.m., Trustee DePoint motioned and Trustee McGrath seconded that the Board resume regular session. All voted "aye", motion carried.
- Present: Mayor Mary Lou Wilson; Trustees J. DePoint, M. K. McGrath & F. Goulden; and Atty. Poyzer.
- Salary Inc.: Trustee DePoint moved that the following positions; persons receive percentage salary increases: Treasurer - 9 1/2%; Deputy Clerk - 12%; Highway Supt. - 9 1/2%; and W&S Supt., 9 1/2%. Trustee Goulden seconded Mr. DePoint's motion. Roll call votes were as follows: Mayor Wilson, "aye"; Trustee DePoint - "aye"; Trustee Goulden, "aye"; and Trustee McGrath, "nay." Mayor Wilson announced that the motion was passed by majority.
- Expenditure: Trustee DePoint motioned and Trustee McGrath seconded that the Village of Palmyra Board of Trustees authorize the Treasurer to expend the sum of \$400. on a budget matter which cannot be made public under the "Freedom of Information Act." Roll call vote was as follows: Trustee McGrath, "aye"; Trustee Goulden, "aye"; Trustee DePoint, "aye"; and Mayor Wilson abstaining. Mayor Wilson announced passage of the above motion by a majority.
- Sergeant for P.D.: Trustee DePoint spoke of hiring a Police Sergeant for a period up to five months at a pro-rated salary of \$14,000. Trustee McGrath moved passage of such a motion; Trustee DePoint seconded. All voted "aye," motion carried.
- Summer Bd. Meetings: Mayor Wilson spoke of the Board observing a "summer schedule" and that the next regular Bd. Mtg. would occur on Monday, 7/13/81.

Adjournment: At 6:50 p.m., Trustee McGrath motioned to adjourn. Trustee Goulden seconded, all voted "aye," motion carried.

Ethel B. Johnson, Village Clerk

RESOLUTION #81-20

Trustee DePoint moved that the following Resolution be adopted:

Form D-1 (Rev. 12/80) (NYSDJ Form 5030)
RESOLUTION #81-20



NEW YORK STATE EXECUTIVE DEPARTMENT
DIVISION FOR YOUTH
84 HOLLAND AVENUE
ALBANY, NEW YORK 12208

PROJECT APPLICATION

NOTE: SUBMIT 5 SIGNED COPIES OF THIS APPLICATION.

DFY USE ONLY
Total Youth Popul:
Base Year Total:
YS \$
Rec \$

MUNICIPALITY: VILLAGE OF PALMYRA | 15 |
Name Code

COUNTY: WAYNE | 54 |
Name Code

PROJECT YEAR: From 01 01 82 To 12 31 82
Mo/Day/Yr Mo/Day Year

COMPREHENSIVE PLAN: Yes No

PROJECT FUNDING CATEGORIES (Check all applicable)	TOTAL BUDGET (ALL SOURCES)	STATE AID REQUESTED	PROJECT FUNDING CATEGORIES (Check all applicable)	TOTAL BUDGET (ALL SOURCES)	STATE AID REQUESTED
<input checked="" type="checkbox"/> 1 YDDP Regular			<input type="checkbox"/> 3 Special Legislative	\$ _____	\$ _____
<input checked="" type="checkbox"/> R Recreation	\$ <u>41,595.00</u>	\$ <u>1,741.20</u>	<input type="checkbox"/> 4 Youth Initiatives	\$ _____	\$ _____
<input type="checkbox"/> S Youth Service	\$ _____	\$ _____	<input type="checkbox"/> 5 Runaway	\$ _____	\$ _____
<input type="checkbox"/> B Youth Bureau	\$ _____	\$ _____	<input type="checkbox"/> 6 Detention	\$ _____	\$ _____
<input type="checkbox"/> 2 Special Delinquency Prevention	\$ _____	\$ _____	<input type="checkbox"/> 7 Other (specify)	\$ _____	\$ _____

TOTAL PROJECT BUDGET (ALL SOURCES): \$ 41,595.00

TOTAL STATE AID REQUESTED: \$ 1,741.20

QUARTERLY STATE AID EXPENDITURE ESTIMATE
For YDDP Programs Only

QUARTER: 1. \$ 435.30 2. \$ 435.30 3. \$ 435.30 4. \$ 435.30

This information is required pursuant to §420.1b(1) of the Executive Law. The estimates should relate as closely as possible to anticipated quarterly State aid expenditures.

CERTIFICATION

I, Mary Lou Wilson, hereby certify that as Mayor
Name of Chief Executive Title

the municipality indicated above, having been authorized through a resolution of the Municipal Board, do hereby make application to the New York State Division for Youth for approval of the Projects described in this application. In submitting this application it is agreed:

- 1) the municipality will abide by the decision of the Division as to the propriety of all expenditures upon which State aid is requested;
- 2) this project will be operated in compliance with all laws, rules, regulations, resolutions, and codes of the State of New York and its various political subdivisions;
- 3) no youth will be denied the services or facilities of this project because of race, creed, color, or sex; and
- 4) the municipality may not charge a fee for programs which are supported by State aid.

Chief Executive: Mary Lou Wilson Date: 6/25/81
Signature Date

RESOLUTION CERTIFICATION

I, Ethel B. Johnson, Clerk of the Village of Palmyra
of Palmyra, New York, do hereby certify that a resolution was properly passed
6/25/81 by the Municipal Board, authorizing the above application, and is on file in this office. If a Comprehensive

Date

Regular Meeting BOARD OF TRUSTEES
June 15, 1981

7:00 p.m.

Present: Mr. Lloyd Green, Deputy Mayor; Trustees Mary Kay McGrath and James I. DePoint.

Absent: Mary Lou Wilson, Mayor; Attorney Laura Jane Poyzer; and Trustee Fred Goulden.

Moment of Silence: A moment of silence was requested by Deputy Mayor Green prior to conducting business of the Board.

Call to Order: Deputy Mayor Green called the meeting to order at 7:10 p.m. following a moment of silence. He welcomed the citizens present and spoke of a Legal Notice having been published in the Courier-Journal, the Village's legal newspaper, in which notice was given that June 15, July 13, August 10, and September 8, 1981, Board meetings would be held in the Park & Club Rooms, 149 E. Main Street, for the convenience and comfort of Village citizens.

Approval of 6/1/81 Minutes: Deputy Mayor Green asked if there were any corrections or additions to 6/1/81 Board Mtg. Minutes and when there were none, Trustee DePoint moved that said Minutes be accepted; Trustee McGrath seconded, all voted "aye," motion carried.

Annual Mayors' Conf.: Deputy Mayor Green stated that Mayor Wilson, Trustee Goulden, Atty. Poyzer & Police Justice, Wm. Abbott, were absent due to their attendance at the Annual Mayors' and Village Officials' Conference at Grossinger's.

Cable T.V.: A brief discussion was held on Cable T.V., and their desire to increase rates. Trustee McGrath said that same had been referred to Atty. Poyzer for her recommendations.

Labor Un. Contract: It was brought out that Patrolman Trowbridge, who is also Union Unit President, had stated that a typographical error existed on Page 18 of the new Contract, i.e. regarding shift differential payment and that new Contract should have reflected increase. The Board felt that the Contract had been signed, gone into effect - and same should not be allowed.

Committee Reports -

Trustee McGrath reported briefly on Village Hall renovation. She stated her intent to attend a meeting at the Fire Dept. in the near future - and felt that Fire Dept. Application for Michael Harris should be retained for further information.

Trustee Green said that new curbing had been placed on Prospect Drive. Sidewalk on east side of Stafford St. has been scheduled with Village crew.

Trustee DePoint postponed a report on water lines until next full Board meeting.

Salaries: Discussion held on Village employees' salary increases. The three-member Board reached an impasse and no determination was made in this regard.

"Citizens' Awards: "The Clerk was requested to obtain the Firehouse for a 6/27/81 ceremony honoring "Citizens of the Year" selections. No alternate site was discussed.

Phone - Fire Dept.: It was related that Fire Chief Spanganberg was responsible for a "call forwarding" system at the Firehouse which would result in a savings of \$1,000. per year to Village, i.e. formerly a tie-line to Fire Dept. in Lyons, now a local call which rings in and automatically forwarded to Fire Control. Mrs. Elaine Hartnagel, a citizen who was present, explained the workings of the "call forwarding" system.

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- Voucher Payments: Trustee DePoint motioned voucher payments in the amount of \$20,534.11, retaining three vouchers - Mr. Spitz', Pitney-Bowes, and a Fire Dept. Voucher - for further breakdown or explanation. Trustee McGrath seconded Mr. DePoint's motion, all voted "aye," motion carried.
- Questions & Answers: Deputy Mayor Green reiterated the Board's appreciation for the presence of Village residents at the meeting and said that the Board would be happy to answer any questions they may have.
- G.Griffin: Mr. Griffin wanted to know if any new housing was being built in Village - or construction to keep tax base at low ebb. Mr. Green stated that not too many lots were left - and a short discussion was held on the Palmyra Economic Development Corporation.
- D.Henry, III: Mr. Henry asked what the P.E.D.C. was and Mr. DePoint told him that it was a non-profit organization whose objective was to induce new business to come into the Village and/or Town. He added that P.E.D.C. officials had not come before the Village Bd. in some time. Mr. Henry wanted to know the makeup of the Corp. and was told that Messrs. Fontaine, Alderman, Richardson, & Watson were among the officers. Mr. Griffin added, "at least they're trying."
- Zoning Ord. Revision: Trustee DePoint spoke of the need for revision of the Zoning Ordinance and stated that he and the Mayor would soon draft a letter to Chairman Kirchhoff, outlining several needed changes among which is a "Noise Ordinance." Citizen Griffin agreed that the Village needs such an Ordinance.
- G.Griffin: Mr. Griffin asked the Board if businesses could have a fund-raising project to do away with the duty tax. Trustee DePoint felt that this would be illegal. Mr. Griffin, being more specific, asked about holding a 'carnival.' Trustee DePoint asked how the proceeds would be apportioned and Mr. Griffin said that the businesses could keep some - give rest to Village. He added that the downtown economy not as good as in other areas - "something has to give." Trustee DePoint felt that this was not the solution.
- E.Hartnagel: Mrs. Hartnagel requested a copy of the Mayor's 6/10/81 statement and was told by Trustee DePoint that she may have same. She asked if the Village was 'covered' while the Patrolman went to Pultneyville to pick up the Mayor - and was told that W. LaJoie of Sheriff's Dept. was covering the Village. The inaccuracies of the Democrat & Chronicle articles were pointed out and discussed briefly. Mrs. Hartnagel spoke of 'rumors' - asked about the 'internal investigation' by the Police Commissioner - and the policy of the police car leaving the Village. She mentioned an officer having been 'written up' for having gone out of Village when Macedon ambulance was hit - and how is it that it isn't known the proper procedure for the police car to go out of the Village. Deputy Mayor Green said that it had been a 'hard and fast' rule - except in the case of an emergency, and that the officer on duty has to write a report why it left the Village. Mrs. Hartnagel wanted to know if citizens could talk to the officers regarding the night in question with more discussion held on regulations. Trustee McGrath pointed out that 'laws' and 'regulations' are different. The Board did not have any knowledge of an officer being 'written up' on the event in question.
- Mrs. Hartnagel asked about the Judge's decision to keep Chief Henry on the payroll - and the Chief's offer to work during this time. Deputy Mayor Green stated that the Board had had no official word from the Chief or his Attorney. Trustee DePoint explained the Judge's order more fully, i.e. that the Chief would remain on salary but he had to post an 'undertaking'. If the Village prevails, he would owe the Village.

- L.Lynch: Mrs. Lynch thanked the Board for explaining everything to them - they appreciated being kept informed. Mrs. Hartnagel agreed.
- Executive Session: There being no further business to come before the Bd., Trustee DePoint moved that the Board exercise Executive Session, at 7:40 p.m., to discuss a personnel matter. Trustee McGrath seconded, all voted "aye," motion carried.
- Adjournment: At 8:25 p.m., Trustee Green announced that Executive Session was over, with the above members present, and that the Board adjourn. Trustee McGrath seconded, all voted "aye," motion carried.
- Mr. Green announced that the next Village Board meeting would occur at 7:00 p.m. on Monday, July 13, 1981, in the P&C Rms., 149 E. Main St.

Ethel B. Johnson, Village Clerk

BOARD OF TRUSTEES

Regular Board Meeting July 13, 1981 7:00 p.m.

- Present: Mayor Mary Lou Wilson; Trustees J. DePoint, M.K. McGrath, Lloyd Green & Goulden; and Atty. L. J. Poyzer.
- Moment of Silence: Mayor Wilson requested a moment of silence prior to conducting the business of the Board.
- Approv. of 6/10/81 Minutes: Mayor Wilson asked if there were changes or additions to the 6/10/81 Special Board Mtg. Minutes. When there were none, Trustee Green moved that said Minutes be accepted. Trustee McGrath seconded, all voted "aye," motion carried.
- Minutes 6/15/81: When there were no corrections or additions to the regular Board Mtg. Minutes of 6/15/81, Trustee Goulden moved that said Minutes be accepted. Trustee DePoint seconded, all voted "aye," motion carried.
- Zoning Hrg. #133: Mayor Wilson spoke of Zoning Hearing #133 to be held by the Zoning Bd. of Appeals at 7:00 p.m. on 7/21/81, regarding R. Rider's application to construct a carport adjacent to his residence at 229 Canandaigua St.
- WC Vill. Officials: Mayor Wilson gave a brief report on the 7/9/81 meeting of the Wayne County Village Officials' Association Mtg. in Lyons, New York, at which time Mr. Donald Walsh, Counsel for the N. Y. Conf. of Mayors, was guest speaker. This mtg. was attended by Mayor Wilson, Trustee McGrath & Atty. Poyzer.
- CETA Req. for P&C Rms.: A communication from CETA in Lyons was read by Mayor Wilson in which officials requested use of the Park & Club Rms. for five consecutive Tuesday's from 7-10:00 p.m. for the purpose of tutoring math students in the hope that students could obtain gainful employment. Discussion held and the Board un-animously agreed to CETA's use of P&C Rms.
- "Citizens of Yr.": A "thank-you" letter from James R. Alsdorf was read by Mayor Wilson for Jim & Norma Alsdorf having been selected as "1981 Citizens of the Year." Ms. Wilson gave a brief report on the Awards' Ceremony held on 7/11/81 at the Firehouse and the citizens' appreciation for said awards - Mrs. Theresa P. Otte & Luther G. Sheldon - 1980 recipients; and James & Norma Alsdorf - 1981 recipients. Attending the ceremony/reception were Mayor Wilson, Trustees DePoint & Goulden & the Village Clerk. It was stated that a large plaque will be placed in the Village Hall lobby on which the present and future "Citizen" selections' names shall be placed.

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Canaltown Days:

It was brought out that Canaltown Days' Chairman, Richard Watson, had requested that vendors not be allowed to plug into electricity at the Village Hall during the 1981 celebration. His reasoning was that it was unfair to other vendors in the Village Park. The Board unanimously agreed that this would not be allowed and the Clerk was requested to advise him of same by letter.

Public Trans.:

Mayor Wilson stated that a letter had been written to the Rochester-Genesee Transportation Authority requesting a review of area public transportation, with a specific request to reinstate the "Shoppers' " Bus to Rochester, previously run weekly on Friday noon.

Fire Chief's Resignation:

A communication, dated 7/3/81, from Messrs. John Truitt and Robert I. Nichols, Jr., respective President and Secretary of the Palmyra Fire Company, Inc., was read by Mayor Wilson in which it was stated that Fire Chief, Gene Spanganberg, had resigned as of 9/1/81. Discussion held with Trustee DePoint moving that the Board regretfully accept said resignation. Trustee McGrath seconded, all voted "aye," motion carried. The Clerk was instructed to write Mr. Spanganberg the Board's regrets - and thanks.

Cable T.V.:

A short discussion was held on Cable T.V. and their desire to increase area rates. It was pointed out that Atty. Poyzer is researching the above. Trustee DePoint stated his opposition in that Cable T.V. signed a Contract for 'a certain period at a certain rate' and that this should be upheld. Mayor Wilson stated that the current Contract does not expire until 8/82.

Historic Palmyra, Inc. Req.:

Mayor Wilson read a communication of 6/30/81 from Mr. Bruce Davidson, former President of Historic Palmyra, Inc., in which he stated that the Board's prior request for an annual statement of accounts had been misplaced. In the above letter, Mr. Davidson made an appeal to the Board for financial assistance, the Board having previously provided a stipend of \$2,000. for several years. Discussion held and an impasse reached at which time the Clerk was instructed to mail copies of Mr. Davidson's communication to all Bd. Members to peruse for action at the 8/10/81 Bd. Mtg.

Selective Service:

Mayor Wilson read from a communication rec'd from the Selective Service System in which they requested recommendations for Board members, should the need arise. Discussion held but no action taken by the Board.

Am. Legion Req.:

A letter from Mr. Terrence Goodwin, American Legion Commander, was read by Mayor Wilson, in which he requested that two Main St. flag brackets be replaced by the Village, as well as placing the present brackets higher on the poles to further deter vandalism. Discussion held and Trustee Green motioned that the Village accomplish the above; Trustee DePoint seconded. All voted "aye," motion carried. The Clerk was instructed to reply to Commander Goodwin's letter, and to inform the Highway Supt. of this approved request.

Req. Frm. Conifer:

Conifer's request for a "curb" cut at Towpath Manor was presented to the Board, accompanied by plans on which the cut was outlined. Discussion held and the Board unanimously agreed to permit said "cut," allowing additional entrance/exit space. The Clerk was requested to inform Conifer of Bd.'s decision.

JayNcees Rep.:

Mrs. Sandy DeForge, representing the Palmyra JayNcees, approached the Board requesting permission to utilize the Village Park from Noon to 5:00 p.m. on Thursday, Aug. 6, 1981, for a children's competitive pet show. She stated that animals will be transported from Lollypop Farm for showing and petting purposes; veterinarians have been requested to conduct a "Pet Care Clinic" - and other activities in line with the above. Discussion held on the above, following which Trustee DePoint moved that the Board permit the use of the Village Park for the Pet Show which would supplement children's summer recreation. Trustee McGrath seconded, all voted "aye," motion carried.

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- Palmyra Cemetery: Trustee Goulden reported that operations at the Cemetery were running smoothly - and that he had placed Mr. Elden DeMay in charge of same. It was stated that a request had been made by Comm. Ctr. Dir., Jim Campbell, for the crew to cut the grass on Wednesday's at the Little League Field at the Ctr. The Bd. unanimously agreed to same.
- Fire Dept. Applicant: Trustee McGrath moved that Mr. Michael Harris' application to become a member of the Fire Department be approved. Trustee Green seconded, all voted "aye," motion carried.
- Tn.of Manch. Fire Cont.: Discussion held on the Town of Manchester/Village of Palmyra Fire Contract - and that Palmyra had opted to re-negotiate during the first year of the five-year Contract. The Board unanimously agreed to re-negotiation.
- Village Hall Renova.: Trustee McGrath spoke of having received Architect Sherman's final plans for Village Hall renovation and an advertisement for bids would be placed in the Courier for bid opening on 8/12/81. Trustee McGrath moved that the bids be let out; Trustee Green seconded, all voted "aye," motion carried. Trustee McGrath said that no word had been received from Historic Preservation regarding Federal funding for exterior of Village Hall renovations.
- Village Bldgs.: Trustee McGrath spoke of insulating the Park & Club Rms. and the Water Plant on Spring Street, for which the amount of \$2,000. had been budgeted, however, estimate is for \$2,500. Discussion held with Trustee McGrath moving that the amount of \$2,500. be expended on insulating these Village-owned properties. Trustee Green seconded the motion, all voted "aye," motion carried.
- Discussion held, also, on the need for storm windows at the P&C Rms. and the need for extension of heat in an area of the apartment over the P&C Rms., occupied by Mr. R. Smith. She was requested to obtain estimates on the above.
- Citizen Eggert: Citizen Esther Eggert spoke of the Village Barns on Division St. and debris surrounding same constituting an "eyesore." Discussion held by Board with Trustee Green stating that he would investigate same.
- Prop. Trans. - Old Moose Club: It was stated that in a recent property transfer, the old Moose Bldg. was purchased by Marine Midland. No date has been set by MM for demolition, however, the Clerk had been queried regarding a permit for demolition. Per several citizens' complaints, MM had mowed the grass surrounding the building.
- Highway: Trustee Green said that operations of the Highway Department were running smoothly and that there were no immediate problems.
- Trustee DePoint's Statement: Trustee DePoint made the following statement regarding an internal Police Dept. investigation: "As Police Commissioner, I, with full Board approval, have been conducting an internal investigation of certain events and certain documents under the control of our Police force, which necessitated hiring an independent investigating agency. That agency has prepared a written Memoranda which was received by me, and copies of that report have now, this evening, been given to our attorneys. Hopefully, after they have had an opportunity to review this report and discuss it with me, by the latter part of this week, further report by me may be able to be made or other action taken.
- As a member of this Board, I strongly resent the apparent inference in papers recently filed in Wayne County Supreme Court, which seem to infer or cast disbursement on my integrity and character." Referring to the above papers, Mr. DePoint specifically referred to #11 - "specifically to frustrate the public's right to know".....and #15 - "may reflect upon their right to serve in office"....."they should not be allowed to withhold such information for their own personal benefit."

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Community
Ctr. Req.:

Representing the Palmyra Community Center, Gary LaBerge approached the Board regarding construction of the gym - an addition to the Center. He stated that the gym is one-half to three-fourths completed with completion slated for, perhaps, a week into August. Discussion held on the proposed gym floor with Mr. LaBerge informing the Board that a synthetic floor would cost in the range of \$13,000.-\$18,000. with a life expectancy of 20-25 yrs. The price for wooden gym floors begin at \$25,000. and up with life expectancy the same as that of the building.

Discussion held on the above with Mr. LaBerge requesting money to meet bills, already pledged by the Village. The Board un-animously agreed to fund the Center approx. \$20,000. within the next two weeks with the balance to be funded in 8/81. Trustee DePoint stated that he would be going over the above funding with the Treasurer within the next few days.

Legal
Matters:

Referring to old Board business, Atty. Poyzer requested a list of all surplus or abandoned Village property, including bicycles, which the Board would like to dispose of. Trustee McGrath spoke of several items in the Village Hall which should be disposed of prior to renovation.

Atty. Poyzer stated that a bill could be rendered for a minimum charge to a water & sewer customer whom the Village did not bill on a quarterly basis. Atty. Poyzer also said that the above had been discussed with the W&WW Supt. Board unanimously agreed to render a bill for minimum charge;

Zoning:

A short discussion was held on Zoning regarding dog control, and the probable necessity of adopting a Local Law. Trustee McGrath spoke of the probability of the Village adopting a State Fire & Housing Code in the near future.

Village
Attorney:

Atty. Poyzer spoke of property at the corner of Routes #21 and #31 which was thought to be owned by the Village. Trustee Green said that this matter had been clarified and was now on file.

Regarding assessments for Hopewell, Gorham and the City of Canandaigua, Atty. Poyzer spoke of challenges and the latter two having been re-assessed at lower rate - Gorham would reduce from \$42,900. to \$9,000. - not as large a reduction frm. Canandaigua. Hopewell did not decrease the \$52,900. and Atty. Poyzer questioned whether or not the Board desired another lawsuit; Trustee DePoint motioned to pursue the matter, Trustee McGrath seconded, all voted "aye," motion carried.

Trustee DePoint clarified the above for new Trustee Goulden, stating that four or five communities charge by the foot for the Village's water pipeline passing through their respective communities from Canandaigua Lake. About two years ago the costs were significantly increased on the 45-year old pipeline, therefore, the Village of Palmyra is fighting said increase. Trustee DePoint said that to date, nothing had been received by Treasurer regarding the above - there is a time limit after their tax rolls are made final.

Sidewalks:

Discussion was held on sidewalks and Trustee Goulden asked Trustee Green why the entire east side of Stafford Street had been accomplished when some of it was in good condition. Trustee Green informed him that, in the long run, it would and could be accomplished more cheaply and easily in this manner.

Citizen
Hartnagel:

Mrs. Elaine Hartnagel asked about Police coverage from 6/29/81 through 7/3/81 and was told by Trustee DePoint coverage was the same, i.e. 3:00 p.m. to 7:00 a.m. - and that the Sheriff's Dept. covers the Village the remainder of the time. Mrs. Hartnagel asked the Board if they felt this coverage was adequate and was told by Mr. DePoint that he believed it was.

Mrs. Hartnagel asked about the recent expenditure of the Board for an investigation - and asked if this was the

Citizen
Hartnagel
Cont'd:

total fee. Trustee DePoint said that it would not be the total fee - and spoke of independent investigators regarding the Police Dept. Mrs. Hartnagel defended her position regarding asking for certain documents in that the documents were not presented when requested. She spoke of "Open Meetings Law," Village Board "Executive Sessions," etc. stating that the public should be informed of what is going on.

Trustee DePoint, citing the School Board as an example, said that certain deliberations are a part of many organizations, matters of personnel, litigation, etc., some of which the Board might never be in a position to indicate why or what the Board does. He emphasized that this does not mean that the Board chooses to act in this manner. Mrs. Hartnagel asked if citizens might speak with officers when the investigation is completed and was told by Mr. DePoint that he was unsure - could not pre-determine anything. He said that there is no intent to deny the public those things which the public is generally entitled to.

Mrs. Hartnagel asked about extending sidewalks and curbing on west side to the end of Stafford Street - and that curbing ends at Abbotts' house. Trustee Green stated that the Village owns only to curb - citizens would have to pay for same. He added that curbing is customarily done when new streets are put in - this procedure was begun about two years ago.

Executive
Session:

Trustee DePoint motioned at 8:15 p.m. that the Board exercise Executive Session for the purpose of discussing personnel and legal matters. Trustee Goulden seconded, all voted "aye," motion carried. Present: Mayor Mary Lou Wilson; Trustees J. DePoint, M.K. McGrath, Lloyd Green and F. Goulden; and Atty. Poyzer.

Trustee DePoint informed the Board that a written appeal, dated June 30, 1981, had been received from James F. Foley, Esq., regarding access to Palmyra Policemen's Activity Sheets for May 16, 1981; Ampoule Control Record; and any written reports or memoranda completed by any Palmyra Police Officer.

The Board took up the matter of the above appeal and a discussion held following which Trustee DePoint motioned and Trustee McGrath seconded that the appeal of James F. Foley, Esq., be denied on the grounds that these records are excepted from disclosure under Public Officer's Law, Section 87(2)(b), (e) and (g), for the following reasons: 1. Such records are generally compiled for law enforcement purposes and if disclosed, could interfere with law enforcement investigation, or deprive a person of a right to an impartial adjudication; 2. The authenticity of any alleged records which you have requested is presently under investigation and if disclosed, such disclosure could interfere with law enforcement investigation, or deprive a person of a right to an impartial adjudication; and 3. The records are intra-agency materials, part of which relate to the present investigation regarding their authenticity.

The Village Clerk/Village Records' Access Officer was instructed to inform Mr. Foley of the Board's decision, by letter, outlining the above. Upon roll call, voting was as follows: Trustee McGrath, "aye"; Trustee Goulden "aye"; Trustee Green, "aye"; with Mayor Wilson abstaining. It was announced that the above motion was passed by a majority.

Re-Convvene: At 9:20 p.m., Trustee DePoint motioned and Trustee McGrath seconded that the Board resume regular session. All voted "aye," motion carried. Present: Mayor Mary Lou Wilson; Trustees J. DePoint, M. K. McGrath, L. Green and F. Goulden; and Atty. Poyzer.

JULY 13, 1981

Regular Session:

Trustee McGrath invited those present to view the Architect's plans for renovation of the Village Hall.

Mrs. Hartnagel requested a copy of the 6/15/81 Bd. Minutes; and a copy of Police Commission and/or Bd. Minutes regarding the Police car leaving the Village. The Clerk was instructed to provide same.

Voucher Payments:

Trustee McGrath motioned that voucher amounts of \$36,668.55 be approved for payment with Trustee DePoint requesting that the voucher from Harris, Beach be retained for further breakdown of hours. Trustee DePoint seconded Mrs. McGrath's motion, all voted "aye," motion carried.

Adjournment:

At 9:25 p.m., Trustee Green moved that the meeting be adjourned. Trustee Goulden seconded, all voted "aye," motion carried.

Ethel B. Johnson
Village Clerk

Legal Notice:

"Proof of Publication" for Legal Notice - Advertisement for Bids - attached hereto:

AFFIDAVIT OF PUBLICATION

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

**LEGAL NOTICE
ADVERTISEMENT
FOR BIDS**

Separate sealed bids for General Construction Work, for Electrical Work and for Heating and Plumbing Work for Village of Palmyra Offices Project, consisting of renovations to the existing Village Hall, will be received by the Village Clerk at the Office of the Village of Palmyra until 4:00 P.M. EDT, Wednesday, August 19, 1981 at which time the bids will be publicly opened and read aloud.

The Instructions to Bidders and Special Requirements, Form of Bid, Non-Collusive Bidding Certificate, Forms of Bid Bond and Performance Bond(s), Wage Rates, Form of Contract, Plans, Specifications and other contract documents may be examined at the Village Clerk's Office, Palmyra, New York. Copies may be obtained upon a deposit of \$35.00 per set. Any unsuccessful bidder, upon returning such set within two weeks of date of bid opening and in good condition, will be refunded his payment and any non-bidder upon so returning such a set will be refunded \$20.00.

The Architect for the Project is Robert B. Sherman - Architect, 115 West Maple Avenue, Newark, New York 14513, Tel. 315-331-5520.

The Owner reserves the right to waive any informalities or to reject any or all bids.

Each bidder must deposit simultaneously with his bid, security in the amount of 5% of his bid in the form of a certified check or bid bond.

Attention of bidders is particularly called to the requirements as to conditions or employment to be observed and minimum wage rates to be paid under the contract.

No bidder may withdraw his bid within 45 days after date of bid opening.

By order of the Village Board
Ethel B. Johnson
Village Clerk
Date: 7/20/81
(807) (J-22)

.....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:

July 22, 1981

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 24th day of July 1981

Sallie K. Bush
Notary Public

SALLIE K. BUSH
Notary Public for the
State of New York, County of Wayne
4736128
Expiration Date March 30, 1983

Fee: \$22.27

July 22, 1981

Special Meeting

Present:

Mary Lou Wilson, Mayor; Trustees J. DePoint, L. Green, M. K. McGrath & F. Goulden; Attorneys Laura Jane Poyzer and James Spitz.

Call to Order:

Mayor Wilson called the meeting to order at 6:35 p.m. in the Village Hall, 144 E. Main St., Palmyra, New York. She announced that the Special Meeting was called by Police Commissioner, James I. DePoint, concerning a report and recommendations to the Village Board on an investigation of the Police Department.

Executive Session:

Trustee DePoint, at 6:40 p.m., moved and Trustee McGrath seconded that the Board exercise Executive Session for the purpose of discussion personnel and legal matters. Upon roll call, all voted "aye," motion carried.

Trustee DePoint distributed copies of his report and recommendations regarding the internal investigation conducted by him, as Police Commissioner, into the Palmyra Police Department and the actions of Officer Fred Trowbridge regarding the incident on May 16, 1981, when the Police transported Mayor Wilson from Pultneyville to Palmyra when her own car became disabled. The independent investigation, conducted by Hanrahan & Mintz of Washington, D.C., revealed that certain records were altered and/or destroyed, regarding a Voluntary Breathalyzer Test involving the Mayor on the above date.

A lengthy discussion was held on the above, following which Trustee McGrath moved that the Board accept Trustee DePoint's report and recommendations - and that a letter enumerating the findings and recommendations for a ten-day suspension without pay be delivered to Officer Trowbridge immediately.

Trustee Green seconded the motion, and upon roll call, voting was as follows: Trustee McGrath, "aye"; Trustee Green, "aye"; Trustee Goulden, "aye"; Trustee DePoint, "aye"; with Mayor Wilson abstaining. It was announced that Trustee DePoint's report and recommendations, and action taken against Officer Trowbridge, was passed by a majority.

Re-Convene:

At 7:50 p.m. Trustee Green moved and Trustee Goulden seconded that the Board resume regular session. All voted "aye," motion carried. At this time the Board re-convened at 149 E. Main St., the Park & Club Rooms, where several citizens had gathered to hear the proceedings.

Present:

Mary Lou Wilson, Mayor; Trustees J. DePoint, M.K. McGrath, L. Green and F. Goulden; Attorneys L. J. Poyzer and Atty. J. Spitz.

At 7:55 p.m., Mayor Wilson stated that Trustee DePoint was ready to report on an investigation which he had begun several weeks hence. She added that the 7/22/81 Special Meeting was expressly being held for Mr. DePoint to release some of his findings. Mr. DePoint read his six-page report, completing same at 8:03 p.m. - following which he stated that he would answer no questions on the advise of counsel.

Adjournment:

Trustee McGrath moved that the Board adjourn, Trustee Green seconded. All voted "aye," motion carried.

Ethel B. Johnson
Village Clerk

BOARD OF TRUSTEES

Special Meeting

August 3, 1981

8:00 p.m.

Present:

Mary Lou Wilson, Mayor; Trustees L. Green, J. DePoint, M. K. McGrath and F. Goulden; and Atty. L. J. Poyzer.

Moment of Silence:

Mayor Wilson requested a moment of silence prior to conducting the business of the Board.

Approv. of 7/13/81 Min.:

Mayor Wilson asked if there were changes or additions to the 7/13/81 Minutes. When there were none, Trustee Green moved acceptance of same; Trustee DePoint seconded. All voted "aye," motion carried.

AUGUST 3, 1981

Approv.
7/22/81
Minutes:

A Minutes' correction was made by Trustee McGrath, i.e. Trustee McGrath moved adjournment of 7/22/81 Bd. Mtg. and Trustee Green seconded. Trustee Green, then, motioned acceptance of the 7/22/81 Minutes with the above correction; Trustee Goulden seconded. All voted "aye," motion carried.

Spec.Mtg.
Notices:

Mayor Wilson stated that Special Mtg. Notices were properly mailed, posted and the official newspaper notified.

Committee
Reports:

Trustee Green stated that he had nothing to report regarding the Highway Dept., however, he did suggest that money be placed in a reserve fund for 1982-83 for paving all streets which need to be accomplished - a better price could be obtained, collectively. He spoke of putting water line in on Vienna St. before paving and discussion was held on the cost of paving this street, which extends more than one mile - the longest street in the Village, the cost of which would be 'well over \$100,000.'

Comm.Ctr.
Drive:

Discussion held on ownership of Community Center Drive and residents' complaints regarding dirt in pools and sticking to clothes on lines. The Village Attorney was requested to determine ownership of Comm. Ctr. Dr. and the Board unanimously agreed to make some arrangements to settle the dust if said street does in fact belong to Village.

Cemetery:

Trustee Goulden said that Mr. E. DeMay, Cemetery Foreman, was presently in hospital. A lengthy discussion was held on obtaining a tractor, mower & blower for Cemetery. Trustee Goulden gave some comparison figures, but stated he would check further by 8/10/81 Bd. Mtg.

Trustee
McGrath:

Trustee McGrath spoke of meeting on Drug & Alcohol Bause to be held one week hence. She talked briefly of Village Hall renovation and general contractors.

Police
Dept.:

Trustee DePoint spoke of conducting interviews to fill positions within the Police Dept., following which he recommended that Mr. Daniel Emmi of Auburn, N.Y., who was the top Civil Service applicant, be hired. Trustee DePoint so moved; Trustee McGrath seconded, all voted "aye," motion carried. Mayor Wilson, then, appointed Mr. Daniel Emmi as a Patrolman in the Police Dept., effective as soon as he could begin - possibly in two weeks - with the usual probationary period of 26 weeks. Trustee DePoint emphasized that he is anxious to have a full Dept., getting Police Dept. back to what it was previously.

Storm
Sewer:

Mayor Wilson read a communication from the Paul T. Freund Corp. (Box Factory on Park Drive) wherein they stated that their sewer facilities were inadequate, i.e. during the course of a heavy rainstorm, the storm sewers back up, flooding their warehouse and production area. The Clerk was requested to refer this matter to Mr. Smith, Highway Supt.

Transp.
Authority:

Mayor Wilson read excerpts from a communication received from the Rochester-Genesee Regional Transportation Authority regarding a review of area transportation needs, in which it was stated that the "Friday Noon Shoppers' Bus" had been discontinued due to low 'ridership' - and that they are conducting investigations into other means of providing expanded public transportation to western Wayne County.

NYSE&G:

A request from NYSE&G was read wherein they seek permission to break surfaces of the following streets for service work - 139 Jackson; 550 Vienna; 237 Howell, 251 & 260 Fayette; and 110 Throop St. The request for Bear Hill Drive could not be acted due to its Town location. Trustee McGrath motioned that permission be granted NYSE&G; Trustee Goulden seconded, all voted "aye," motion carried. The Clerk was requested to communicate with NYSE&G.

- CETA
"Thank-you": Mayor Wilson read a communication from the CETA Office in Lyons thanking the Board for permitting use of the Park & Club Rms. for tutoring students for five successive Tuesdays.
- Arriv. of Pol. Car: It was announced that the new, long-awaited Police car had arrived and was operational following installation of roof lights, radio, etc.
- P.E.D.C. Req.: A communication from Mr. R. Watson, Secretary of P.E.D.C., was read by Mayor Wilson wherein they inquired about disposition of former "Skorc" property on Rt. #31 East. A copy of same was submitted to Atty. Poyzer for review. Trustee DePoint elaborated on P.E.D.C. and a recent conversation with Mr. Richardson regarding dispensing funds to P.E.D.C. Trustee DePoint felt that the Board's request for status reports, etc. were not received in a timely fashion. It was stated, also, that they previously had been provided with alternate sites. Mayor Wilson suggested that an appraisal be made of the former "Skorc" Property.
- N.D.C.: Mayor Wilson spoke of an invitation to attend a meeting of an "Advisory Committee" made up of area citizens regarding the Community Residence on Cuyler St. She added that she had been unable to attend.
- Comm. Ctr. Funding: Discussion held on dispensing remaining funding to Comm. Ctr. It was stated that a previous Resolution had been drawn, however, Trustee DePoint made the motion to direct the Treasurer to transfer such funds as necessary to effectuate an immediate payment to the Center with the remaining amount to be paid no later than 8/15/81. Trustee McGrath seconded the motion and upon roll call, the entire Board voted "aye," motion carried.
- Historic Pal. Inc.: A communication from Historic Palmyra, Inc. was read by Mayor Wilson wherein a request was made for a stipend from the Village for operation of H-P. Discussion held - Trustee DePoint felt their request had not been timely. Mayor Wilson felt this a worthwhile cause - that monies given to other interest groups such as the Library. Trustee McGrath motioned that the Village dispense \$2,000. to H-P for their operations; Mayor Wilson seconded. Roll call voting was as follows: Trustee Green, "nay"; Trustee DePoint, "nay"; Trustee McGrath, "aye"; Mayor Wilson, "aye"; Trustee Goulden abstained, therefore, the Board reached an impasse.
- Mormons: Mayor Wilson related that she had welcomed the Mormons on 7/28/81 during the Pageant - and that during "Mormon Pageant Week" she met with several Mormon officials to discuss various issues, among which was their "Museum" on Main St., formerly the Ben-Franklin Five & Dime. They informed her of the poor conditions inside and the exorbitant amount of money it is going to cost to renovate same. She emphasized that taxes are being paid on the building--and that Mormon officials informed her that they would contact her within ten days or so, telling the Village of their plans.
- Rustic Signs: Discussion held on rustic, historic signs which dot the Village. It was stated that Mr. Colacino of Newark had given an estimate of \$1,000. to refurbish same as compared to Mr. Warren's estimate of \$1,250. to refurbish and \$1,800. for new signs. The Board generally felt both amounts were too high. Trustees DePoint and McGrath spoke of different type of signs joined together by chains which would be interchangeable as businesses changed hands. Trustee DePoint volunteered to look into the matter and make a report in the near future.
- Fire Contr.'s: Trustee McGrath stated that she was researching into Fire Contracts among the Village of Palmyra and the Towns of Palmyra and Manchester. She questioned about adopting the State Fire and Housing Codes and was told that passage would have to be Local Laws. Trustee DePoint added that this would be integrated part of Code revision - problems of interpretation, etc.

AUGUST 3, 1981

Possible
Funding:

Mayor Wilson spoke of a communication from Assemblyman Talomie wherein he is supporting a Bill in which funds would be distributed to various towns and villages in N.Y. State. If passed, Palmyra stands to receive \$20,000. - or more. The Clerk was instructed to write to Mr. Talomie in support of said Bill. Trustee DePoint so moved; Trustee McGrath seconded, all voted "aye," motion carried.

Debris
Removal:

It came to the Board's attention that debris, etc. placed by persons unknown in back of several southside merchants present a health hazard. The Bd. agreed to request Village crew to remove same, however, it was emphasized that this would not be accomplished on a regular basis.

Cable
T.V.:

Atty. Poyzer spoke of running dispute between Village of Palmyra and Cable T.V. A lengthy discussion was held on said franchise, the ramifications, etc. of their recent requests for installation and rate increases.

Atty. Poyzer spoke of credit on their annual franchise taxes because they pay the Village franchise taxes of three percent of the revenue per Contract which expires in August, 1982 - and based upon recent legal decisions, they are not entitled to the credit. She spoke of a recent Opinion from the State Comptroller in which they interpret the statutes identical to Atty. Poyzer's interpretation.

Trustee DePoint felt there is no basis for a rate increase - Contract twice amended - and the multi-year Contract on the rates. It was stated that 'package' was anticipated from Cable T.V., per their appearance at a recent Bd. Mtg., setting forth their formal request. In any event, a public hearing would be required.

Resolu.
#81-22:

Trustee McGrath proposed passage of Resolution #81-22 wherein a parcel belonging to the Village was erroneously placed on the re-levied County Tax Roll for the year 1980-81 for unpaid taxes. Said parcel is known as a playground adjacent to Crescent Dr. and should have been fully exempt. Trustee Goulden seconded Trustee McGrath's motion, all voted "aye," Resolution #81-82 unanimously adopted, and attached hereto.

Executive
Session:

At 9:00 p.m., Trustee DePoint moved that the Board exercise Executive Session to discuss matters of personnel. Trustee McGrath seconded, all voted "aye," motion carried.

Present:

Mayor Wilson; Trustees Green, DePoint, McGrath & Goulden; and Atty. Poyzer.

Adjourn-
ment:

At 9:25 p.m., Trustee Green moved that the Board emerge from Executive Session and subsequent adjournment. Trustee Goulden seconded the motion, all voted "aye," motion carried.

Ethel B. Johnson
Village Clerk

RESOLUTION #81-22

"WHEREAS, a parcel belonging to the Village of Palmyra was erroneously placed on the re-levied County Tax Roll for the year 1980--1981 for unpaid taxes, and

WHEREAS, this Parcel known as a playground adjacent to Crescent Drive, Centroid #32111-12-942554, should have been fully exempt and not taxable,

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be instructed to notify the County Treasurer to strike this Parcel, with an assessment of \$4,000., from the regular roll and made the necessary adjustments for the 1980-81 County re-levy." This Resolution shall take effect immediately.

Trustee McGrath motioned passage of the above resolution; Trustee Goulden seconded. All voted "aye," Resolution #81-22 unanimously adopted.

Regular Meeting

August 10, 1981

7:00 p.m.

- Present: Mary Lou Wilson, Mayor; Trustees J. DePoint and M. K. McGrath; Attorney Laura Jane Poyzer. Absent: Trustee L. Green. Trustee Goulden arrived at 8:35 p.m.
- Call to Order: Mayor Wilson called the meeting to order at 7:05 p.m., following which she requested that a moment of silence be observed.
- Minutes 8/3/81: Minutes for the Special Meeting held on 8/3/81 were not available for approval.
- Fiddlers' Picnic: Trustee DePoint reported on the Fiddlers' Picnic, held on 8/9/81 at the Fairgrounds. He spoke of the commendable job done by the Committee, State Police, Sheriff's, etc. and that a total of 24 officers had combined their efforts to avoid problems and that seemingly there were only two minor incidents. Mr. DePoint estimated that approx. 10-15 thousand persons attended the Picnic and that, in view of the trouble-free afternoon, he would have no compunctions about having the "Ye Olde Fiddlers" return in 1982.
- New Patrolman: Mr. DePoint stated that Mr. Daniel Emmi of Auburn would begin duty on 8/17/81 as a Patrolman with the Palmyra Police Dept.
- Fire Dept.: Trustee McGrath said that she had attended the Fire Department monthly meeting on the prior Thursday night, and the following officers were appointed by President John Truitt, pending approval by the Village Board: Chief - David McGuire; First Asst. Fire Chief - Ronald Madsen; Second Asst. - Richard Culver; Third Asst. - Roger Reubens; and Capt. Phil Retan & Lt. Ron Hickman.
- Mrs. McGrath stated that the Fire Department had discussed "Fire Prevention Week" and she felt that full Board should appear for inspection this year. Mayor Wilson said that the above coincides with "Annual Open House" at the Firehouse. A discussion was held on a mower - and mowing grass in the rear of the Firehouse.
- D&A Abuse Mtg.: Trustee McGrath spoke of Drug & Alcohol Abuse Meetings and that data is being assembled. FLACRA will be working in the community and FLACRA & DELPHI funded by State and County. She said that informational meetings are upcoming - need support from community as this will be valuable to community, i.e. young & older people with problems. She added that the Village's contribution is a room in which to work, on a part-time basis.
- Fire Contracts: Fire Contracts between the Village of Palmyra/Town of Palmyra; and Village of Palmyra/Town of Manchester were discussed briefly by Trustee McGrath and that work is being done for re-negotiation.
- Bids - Vill.Hall: Mrs. McGrath said that bids on Village Hall renovation would be opened at 4:00 p.m. on Wednesday, August 19, 1981.
- Water Intake Lines: Trustee DePoint spoke briefly of having received a payment voucher from J. Benne, whose firm did considerable work on the Village water intake lines, i.e. cleaned conical intake valves and repositioning and securing support beams. He said that marked (identified) photographs had been received by the Village and this work had not previously been done as routinely as might have been.
- DEC pre-sentat.: Mr. Tim Fore, an Environmental Conservationist, approached the Board about the Part 500 Program which pertains to buildings in flood zone. A lengthy discussion was held regarding the Village which did not adopt "Flood Plan Management Laws". Village has option of adopting minimum standards as does the State - most County's in Mr. Fore's eleven-County area have done this. Village could set own permit fee - \$20.00 is the least expensive. Village would be under no restrictions one way or another. The A-Zone was discussed and needing a permit to build in a designated flood area. Mr. Fore questioned if there is any building going on in flood area and was told by Mayor Wilson that some land is available in the Village's only flood zone. Could be industrial or

AUGUST 10, 1981

DEC
Cont'd:

housing. Atty. Poyzer spoke of a model "Ordinance" under Federal Program. She stated that discussed procedure would require a public hearing and adoption of a "Local Law." Before his departure, Mr. Fore stated that he had some "models" that could be provided to the Village for Village Atty. to review.

Citizen
Fields:

Mrs. Levina Fields, a Village resident, approached the Board about police coverage and could a potentially serious recent incident involving a Village resident and a gun have been avoided had we a policeman on duty. Mrs. Fields felt that the State Police and Sheriff's Dept. handled the matter expediently having had cars in the immediate vicinity, however, residents shouldn't have to wait until something serious happens - lucky this time.

P.D.:

Trustee DePoint said that Policemen had to be Civil Service qualified and one person had been hired from the list sent from Lyons. He added that he had interviewed all four on said list and one he had hired was at top of list and had Police Science training. Village Board IS concerned - can't offer as much money as, say, Monroe County. In the past, Patrolmen hired - attend 10-12 hrs. of schooling - for which the Village pays and often, after 6-8 months they leave for more pay - sometimes for personal reasons.

Mrs. Fields asked how long a time it would be until Village has 24-hr. coverage and someone to head Police Dept. Mr. DePoint emphasized that Bd. wants a Police force which meets the needs of the community and spoke of sending letters to Rochester seeking people. Mrs. L. Lynch asked about the pay scale and was told by Mr. DePoint new Patrolman's salary would be \$13,500. Mrs. Fields asked if there was anything she could do, as a citizen, to help. Mr. DePoint stated -- "your concern - showing up here tonight."

PEDC &
Hist.Pal.:

Mayor Wilson said that a budget and statement of accounts had been received from the Palmyra Economic Development Corporation on 8/4/81. It was emphasized that the above was several months late in submission. Trustee DePoint felt requests for financial assistance, on behalf of Historic Palmyra & PEDC should be reconsidered, but would like a full Bd. Trustee McGrath said, regarding Historic Palmyra, that both she and Mayor had voted for funding H-P, however, Mr. DePoint wanted a full Bd. The Clerk was requested to make contact with representatives of both interest groups for placement on 9/8/81 Agenda. Mayor Wilson added that Town/Village are on different fiscal years, thus funds dispensed at various times.

Canaltown
Days:

Chairman R. Watson's request for communications' person to stay overnight on grounds was granted by the Board. Parking for Canaltown Days and utilizing help by State Police and Sheriff's Dept. was discussed briefly by Bd.

Clk.;
Treas.
School:

Mayor Wilson read a communication from N.Y. Conf. of Mayors in which it was stated that a Training School for Fiscal Officers and Municipal Clerks would be held in Rochester from 9/15/81-9/18/81 - Registration fee is \$30.00. The Board felt this a worthwhile School and Trustee McGrath moved that the Board authorize the Clerk and Treasurer to attend. Trustee DePoint seconded, all voted "aye," motion carried.

Firemen's
Parade:

Mayor Wilson related that a communication had been received from the Fire Department inviting the Village Board to ride in the Firemen's Parade on 8/22/81 - and those riding should be at the Firehouse promptly at 6:00 p.m.

Community
Ctr.Dr.:

Discussion held on ownership of Community Center Drive. Atty. Poyzer reiterated, that the Fair Association owns right-of-way and Village has access to same. Mayor Wilson, again, spoke of citizens' problems with dirt in pools and on clothes on clotheslines. Atty. Poyzer suggested writing the Fair Assoc. a letter stating what Village proposes.

- Assessment: Atty. Poyzer spoke of lawsuit with City of Canandaigua and that assessment is being reduced from \$15,000. to \$3,250. Trustee DePoint explained assessment procedure regarding pipeline running through five municipalities, etc. Trustee DePoint moved that Mayor Wilson be authorized to execute stipulation regarding above. Trustee McGrath seconded, all voted "aye," motion carried.
- Hartnagel/Lynch Law-suit: A short discussion was held on the Hartnagel/Lynch lawsuit against the Village and the Calendar date of 8/24/81. Trustee DePoint 'reluctantly' moved that the Board authorize the Village Attorney to proceed in this case. Trustee McGrath seconded, all voted "aye," motion carried.
- Mrs. Hartnagel: Mrs. Hartnagel stated that she believed there was a misunderstanding at last meeting, according to the Minutes. Regarding Police coverage from 6/27-7/3/81 from 3:00 p.m. to 7:00 a.m., and with daytime coverage by the Sheriff's Dept., she wanted to know about the Police car. She was told by Trustee DePoint that at some point in time - day or so - Patrolmen found it necessary to do foot patrol due to new engine being placed in old car - and new car had not arrived on schedule. Mayor Wilson emphasized that new Police car had been placed in budget at time when Police Dept. had two cars and spoke of main car having been in accident. It was discussed at one time that when new car arrived, third car would be delegated to Cemetery.
- New Patrolman: Mrs. Hartnagel asked how much training the new Patrolman had and was told by Trustee DePoint that he had had basic training, most firearms, etc. Trustee McGrath said that he had schooling - some minimal number of courses. Mr. DePoint said that Mr. Emmi had held a part-time position at Skanateles where their Police force was similar to Palmyra's. Mrs. Hartnagel wanted to know why Tony Virts and Rick Baker could not be hired - and Mr. DePoint explained the necessity of being Civil Service qualified. Further discussion was held on those on Civil Service list. Mrs. Lynch wanted to know if others on the list were from Wayne County and Mrs. Hartnagel asked why the Chief could not return since he is being paid. Mr. DePoint said this was a "dead issue," and that he had also read in the paper that the Police Chief was prepared to come back, but to the best of his knowledge, no request from the Chief or his attorney had been received - and in any event the Board probably wouldn't take him back because of the present litigation. It was stated that Patrolman Trowbridge had elected to grieve his suspension and same could not be discussed.
- Mr. R. Lawrence asked where the remaining Board members were. He was told that Mr. Green was on vacation and it was unknown where Mr. Goulden was. Mrs. Hartnagel commended Trustee DePoint on the handling of the Fiddlers' Picnic on 8/9/81 and Mr. DePoint said that many factors were involved, along with "luck." Mr. Lawrence asked why Board could not bring Chief back and let him "earn" his pay. When decision is made and if he is found to be "wrong," then "can" him. Trustee DePoint stated that certain charges were established as to his degree of proficiency. Same could jeopardize lawsuit. Trustee McGrath spoke of "undertaking" on Chief's home - should he lose, he must pay Village back. Mr. Lawrence spoke of Hearing itself and the **wasting of a lot of money.** Mr. DePoint said that he is exercising his rights, that of the appeal process. It was stated that public should take the time to look at allegations and findings. Mr. Lawrence questioned how it could have gone on so long a time - and Mr. R. Bullard questioned that in view of petitions, meetings, etc., wasn't it obvious that public wanted the Chief to return, asking how many petitions had been brought up against him. Bd. should take into consideration the petitions for him. An unidentified man (to the Clerk) asked where the Board was when citizens' meeting held prior week, and spoke of the Bd.'s disregard for people. He stated that they "wanted the Board" to attend the next meeting. The gentleman was told by Mr. DePoint that they would not attend under those terms.

AUGUST 10, 1981

Cable
T.V.:

Mr. Dan Nofs, representing Wayne County Cablevision, Inc., approached the Bd. requesting a public hearing on proposed charges on present franchise. A lengthy discussion ensued regarding the request for an amendment of rates - Installation - from \$19.95 to \$29.95; service charge on first outlet - \$8.50 to \$9.50; additional outlets - from \$1.00 to \$1.75. Mr. Nofs said that the above rates had been filed with the N.Y. State Commission on Cable T.V., and that approval for rate increases had received approval in six other area municipalities. Having received "Financial Statement" packets, the Board asked several questions of Mr. Nofs regarding salaries, profit and loss, etc., over the past year. Trustee DePoint was adamant in his feeling that rate increase should not be allowed until 8/82 - Contract expiration date.

At 8:35 p.m., Trustee Goulden arrived at the Board meeting and joined in the discussion of the proposed rate increase and the desire for a public hearing. It was stated previously the desire for a full Bd. decision as to whether or not a public hearing would be allowed. Citizen G. Griffin felt that Cable T.V. has a monopoly - franchises are monopolistic - and spoke of a video tape package being developed wherein plays could be presented, mobile units, broadcast to another system, etc. Mayor Wilson said that Cable T.V. was introduced into school system. Citizen R. Bullard asked about profits for past year and was read net loss from "Financial Statement" by Mr. Nofs. Citizen Griffin questioned whether or not solar or wind power had been investigated and was told it had not, but would appreciate receiving any information on same. Following additional discussion on another service coming to the Village, among other matters, Trustee McGrath moved that a public hearing be held at 7:00 p.m. on Tuesday, 9/8/81, at which time the Village Board would consider the proposed rate and installation charge increase for Cable T.V. Trustee Goulden seconded Mrs. McGrath's motion and roll call votes were as follows: Trustee McGrath - "aye"; Trustee Goulden - "aye"; Trustee DePoint - "nay"; and Mayor Wilson - "aye." Motion carried by majority. Mr. Nofs said that he would like to meet with the Board prior to public hearing to go over the items in detail.

Cemetery
Tractor:

Trustee Goulden spoke of discussing new tractor for Cemetery with four or five different firms, obtaining prices, and that an Agway tractor seemed to be the better price. In talking with Mr. DeMay, Cemetery Foreman, he was satisfied with Agway model. Various prices were related to the Board and it was felt that Village should deal locally when possible. Trustee DePoint wanted to know if this piece of equipment had been budgeted and was told by Trustee McGrath that \$2,500. had been budgeted. Trustee Goulden moved that the Village purchase a tractor/mower and blower from Agway - for a cost of approximately \$1599.; \$640. and \$295., respectively. Trustee McGrath asked about steel weights and chains, then seconded the motion. All voted "aye," motion carried.

Voucher
Approv.:

Voucher payments in the amount of \$47,935.42 were approved, having been moved by Trustee DePoint. Trustee Goulden seconded, all voted "aye," motion carried.

Prosp.Dr.
Wh.Stripe:

Citizen R. Bullard requested that a white stripe be painted from one end of Prospect Dr. to the other. G. Griffin suggested that a divider be placed there instead.

Resol.
#81-22A:

Trustee DePoint moved adoption of Resolution #81-22A in which it states, regarding Community Center Funding, that the Treas. made a budgetary adjustment for the remaining \$35,000. pledged to the Center. Trustee Green seconded adoption of said Resolution, attached hereto.

Adjourn-
ment:

There being no more business to come before the Board, Trustee DePoint moved adjournment at 9:15 p.m. Trustee McGrath seconded, all voted "aye," motion carried.

Ethel B. Johnson, Village Clerk

RESOLUTION #81-22A

Trustee DePoint moved adoption of the following Resolution:

"WHEREAS, the Village of Palmyra pledged \$40,000. to the Palmyra Community Center, \$5,000. of which was budgeted in Federal Revenue Sharing, and

WHEREAS, the Village Board, by Resolution #81-17A on 5/18/81, instructed the Treasurer to make a budgetary adjustment in Contingency Account #A1990.4 to A7310.4 to cover the \$35,000. balance,

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer has completed the budgetary adjustment for the remaining \$35,000."

Trustee Green seconded Trustee DePoint's motion to adopt the foregoing Resolution. All voted "aye," Resolution #81-22A unanimously adopted.

BOARD OF TRUSTEES

Special Meeting

August 24, 1981

7:00 p.m.

- Present: Mayor Mary Lou Wilson; Trustees L. Green, J. DePoint, & F. Goulden; and Atty. Laura Jane Poyzer. Absent: M. K. McGrath.
- Call to Order: Mayor Wilson called the meeting to order at 7:10 p.m. in the Village Office, 144 E. Main Street, Palmyra, New York. The Board members signed the "Waiver of Notice of Special Meeting."
- Organiza. Funding: Trustee Goulden spoke in favor of funding certain amounts to the Palmyra Economic Development Corporation and Historic Palmyra, Inc. It was stated that representatives would attend the next regular Bd. Mtg. on 9/8/81.
- Agenda - 9/8/81: The Clerk read the Agenda for the next Board meeting which included the Concerned Citizens' request to be placed on the Agenda. As is customary, the Clerk was asked to have representatives state their reasons for Agenda placement. Mayor Wilson said that due to a crowded Agenda and many Village matters to take up that said Citizens would have to be limited to one-half hour.
- Fire Contracts: Atty. Poyzer led a short discussion on negotiation of two Fire Contracts - the Towns of Manchester and Palmyra. The Board generally felt that both Contract amounts should be increased.
- Minutes Request: Mrs. Elaine Hartnagel approached the Board about obtaining Minutes of 8/10/81 regular Bd. Mtg., mentioning the "Open Meetings Law." Following discussion about Minutes containing possible errors before approval, Trustee DePoint moved that ALL Minutes be approved by the Board before distribution to interested parties. Trustee Green seconded, all voted "aye," motion carried.
- Executive Session: At 7:20 p.m. Trustee DePoint moved that the Board exercise Executive Session to discuss matters of litigation. Trustee Green seconded, all voted "aye," motion carried.
- Present: Mayor Mary Lou Wilson; Trustees L. Green, J. DePoint & F. Goulden; and Atty. L. J. Poyzer.
- It was brought to the Board's attention the appeal for denial of access to certain records received in the Village Office on 8/13/81 from Mr. Steve Crosby of the Rochester Democrat & Chronicle.
- A lengthy discussion was held and it was stated that releasing of requested records could depend upon the Judge's decision of 8/28/81 regarding a lawsuit in the matter of Lynch/Hartnagel vs. Mayor Wilson, the Village of Palmyra, and the Village Board of Trustees.

AUGUST 24, 1981

Denial: Trustee DePoint moved that access to the requested records be denied on the grounds that said records are excepted from disclosure under Public Officers' Law, Section 87(2) (b), (3) and (g), for the following reasons: (1) Such records would constitute an unwarranted invasion of personal privacy under Section 89(2) (b), (iv), and (v) of the Public Officers' Law; (2) The authenticity of any alleged records which you have requested has been under investigation if disclosed, such disclosure could interfere with law enforcement investigation and pending disciplinary proceedings, and could deprive a person of a right to an impartial adjudication; (3) The records are intra-agency materials, part of which relate to the investigation regarding their authenticity; and (4) There is a suit presently pending in Supreme Court regarding the propriety of the Village's release or denial of access to such records.

Trustee Green seconded Mr. DePoint's motion to deny records' access and roll call voting was as follows: Trustee DePoint - "aye"; Trustee Goulden - "aye"; Trustee Green - "aye"; with Mayor Wilson abstaining. Motion carried by majority.

Re-Convene: At 8:25 p.m., with the above members present, Trustee DePoint motioned that the Village Board resume Special Meeting Session; Trustee Green seconded. All voted "aye," motion carried.

Village-owned Canal Property: Mayor Wilson spoke of a communication from the County regarding the purchase of approximately eight acres of land owned by the Village. She stated that Mr. Wideman thought this a good idea and that the County would maintain said property - sale could occur, perhaps, for \$1.00. She requested that Bd. membersthink about this matter which shall again be discussed at the 9/8/81 Regular Mtg.

Adjournment: At 8:30 p.m., Trustee DePoint moved adjournment of the meeting; Trustee Goulden seconded. All voted "aye," motion carried.

Ethel B. Johnson
Village Clerk

BOARD OF TRUSTEES

Regular Meeting

September 8, 1981

7:00 p.m.

Present: Mayor Mary Lou Wilson; Trustees M. K. McGrath, F. Goulden, L. Green & J. DePoint; and Atty. L. J. Poyzer.

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

Public Hearing

Cable T.V.: Mayor Wilson read the Legal Notice, published in the Palmyra Courier-Journal on 8/26/81, regarding a Public Hearing to consider a request by Wayne County Cablevision, Inc. for an amendment to its Cable Television Franchise to provide for increases in certain rates and charges - "Proof of Publication" attached hereto.

The following representatives from Cable T.V. were present for the public hearing, along with several interested area residents: Messrs. Merrill Gray; J. Doucette; A. Forand & Wm. Kirk, with Mr. Doucette as spokesman for the group.

Prior to a T.V. tape demonstration, Mr. Doucette said that it was time to upgrade the system and services and the proposed rate increase would include same. He spoke of many T.V. sets which are cable-ready - otherwise, a converter would be needed for which \$2.00 would be charged for conversion.

Cable T.V.
Public
Hearing
Cont'd:

Following playing the tape, he invited questions regarding the system. A few citizens spoke out in criticism in that their Cable goes out during storms, etc. Mr. Doucette read dates of equipment failures and number of hours out of commission - and said that outages were often caused by NYSEG. It is a long system, he said, and from many miles 'down the line.' Mr. Forand explained that Cable T.V. is one long link, starting in Newark and that if one link is out, all hook-ups are out. One citizen likened this to old Christmas tree lights. He also stated that installation rate increase would apply to only new customers.

Discussion held on Home Box Office vs. Cinemax - H.B.O. has a current charge of \$9.00 per month - Cable T.V.'s Cinemax is competitive for \$7.00 per month, through satellite service. Trustee Green asked if there is a discount to annual subscribers and was told there is. Mr. Forand said that only Cable T.V. operates in this area - Rochester is franchised by Peoples' - that Marquart's Mobile Home Court has been serviced. Hopefully, Valleyview Mobile Court and Macedon will be serviced in the near future. Mr. Doucette said that there are 640 customers in the Palmyra area as compared to 60,000 in Rochester. Newer service would include four channels and Cinemax.

In closing, Mr. Doucette said that the company was almost bankrupt when they took it over and of the money and time put into the system, with a gain in new customers in this area. Mr. E. Smith asked if any others were interested in bidding in Palmyra and was told by Mayor Wilson there were none. Mayor Wilson added that the service is in the school systems with free service hook-up in all municipal buildings - Firehall, etc. At 7:45 p.m. Mayor Wilson declared the Public Hearing closed.

Village
Hall
Renova.:

Trustee McGrath introduced Mr. Robert Sherman, Architect, who stated that Village Hall renovation bids had been opened on 8/27/81, Bid List attached hereto. He said that low bidders were as follows: General Construction - Thornwood Enterprises, Inc., 10 Thornwood Circle, Pittsford, N.Y. 14534 - \$107,780.00 (deduct painting \$5,500. and deduct folding wall - \$1,200.); Electrical - Delta Electric Construction, 141 Overlook Dr., Sodus Point, N.Y. 14555 - \$17,074.00; and Plumbing & Heating, Viking Plumbing & Heating, Lenox Road, Geneva, N.Y. 14456 - \$32,747.00 (omitting all pipe insulation - heat only). Mr. Sherman said that bids were close together which means these firms are very much interested in job. Mr. Sherman elaborated on the renovation, emphasizing that the heating system was inefficient for which some measures would have to be taken regardless of renovation plans. He also spoke of original plan which was to have included the Town of Palmyra offices as well as Village. Trustee-in-charge, Mrs. McGrath, spoke of pigeon control, deterioration of gutters and overhangs and that the roofer and carpenter would work in conjunction using same scaffold, however, estimates would be separate.

The question was asked if different architectural firms were contacted regarding Village Hall renovation plans and person was told by Trustee McGrath that it was a "by-the-hour" type thing with no set fee, i.e. certain percentage. Further discussion was held on prior plans which included the joint project for Town/Village.

Mr. Sherman said that it would cost five times the amount of total bid - \$157,000. to build a new building - good value for money. It was emphasized that some money was in reserve for renovation - no money would have to be borrowed - remainder could come out of contingency fund. Taxpayers paid approx. \$20,000. in 1960's, otherwise no investments had been made in historic Village Hall.

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Village Hall
Renovation
Cont'd:

Citizen G. Griffin asked about renting upstairs of Village Hall for commercial use to which Trustee McGrath answered that five fire escapes would be needed - room left in plan for future renovation of second floor. Mr. Griffin felt that collecting rent could reduce taxes. Mrs. Peggy Farnsworth reiterated that Village Hall was in poor condition, speaking from experiences when Fire Dept. was maintained in same. Mr. John Clancy spoke of proper bracing, etc. for second floor. Mr. Sherman said that building is structurally wound - structural engineer had checked same. Trustee DePoint suggested that decision be deferred until the next regular Bd. Mtg. on 9/21/81. It was stated that decision, regarding bids, must be arrived at within 45 days.

Historic-Pal.
Inc.:

Mr. John Jacks, President of Historic Palmyra, accompanied by Mr. James Alsdorf, gave a review of Historic Palmyra's endeavors and the three Museums they maintain. He emphasized that The Alling Coverlet was the largest in the U.S. containing over 300 woven coverlets - adding that H-P has no benefactor such as Geneva's historic group. Mr. Jacks spoke of how H-P members try to help themselves such as antique shows, bake sales, a bazaar, etc., and that financial assistance is needed until a better basis could be found for funding.

Mayor Wilson said that their efforts are appreciated and that \$2,000. not an unreasonable amount of money. Citizen Gerald Griffin asked if the organization paid any taxes and when it was stated that H-P does not pay taxes, he felt they should. Mr. Jacks said that H-P is non-profit and considered an education tool. A heated discussion evolved with Mr. Peter Buck and Mrs. Marjorie Lawrence speaking positively of Palmyra's Museums and the pride taken in the Village of Palmyra. Mr. Griffin was outnumbered when Trustee DePoint motioned that the Village authorize the expenditure of \$2,000. to assist Historic Palmyra in maintaining their three Museums whose utilities' costs are mounting each year. Trustee Green seconded, and upon roll call vote, all voted "aye," motion carried.

Palmyra Econ.
Dev. Corp.:

Mr. Charles Richardson, President of P.E.D.C., approached the Board seeking financial assistance toward their operation. Mr. Richardson reviewed the birth of P.E.D.C., naming the present officers and spoke of the new business, Proven Designs, Inc., which occupies part of the old Dealer's Plant on Throop St., for which P.E.D.C. is responsible for bringing into the area.

A lengthy discussion was held on the need for bringing in new businesses and several prospects were mentioned and places where they might locate. Mr. Richardson recently submitted a statement of accounts to the Board, stating that it was unknown what had happened to the previous one they thought they had submitted requesting financial assistance. He stated that P.E.D.C.'s treasury almost depleted - approx. \$600. remaining.

Trustee DePoint motioned that the Village, out of its contingency fund, dispense \$2,634.50 to P.E.D.C.; Trustee Green seconded, all voted "aye," upon roll call. Mr. Richardson requested the monies in one lump sum and spoke of the need in the future of additional funding - perhaps \$15,000. and requested that the Board pledge such an amount. Following a discussion during which the Board said that such an amount could not be "pledged," it was stated by the Board that when P.E.D.C. has a firm commitment, a Special Board Meeting could be called for a decision on this matter.

Concerned
Citizens'
Group:

Mayor Wilson stated that due to a heavy Agenda, the Concerned Citizens' Group had been allowed one-half hour in which to query the Board. Mr. Peter Buck replied and handed the Bd. a list of 14 demands for which the group wanted answers. Mr. Al Hunt read the "demand" list. The Board reviewed the list and although the group requested answers by or during the next Bd. Mtg. on 9/21/81, Board members' answers to some of the "demands" were as follows:

Concerned
Citizens'
Grp.
Cont'd:

Trustee Green, answering "Demand No. 11," stated that the Village street sweeper was used at Garlock three times during the past year - old machine had been used intermittently in the past. Mr. Green emphasized that this would not happen again. Regarding "No. 12," Mr. Green stated that Village machinery was never used at his home re a new driveway and that he had receipts to show that he had paid for same. He said that there is a storm sewer on his property - catch basin - and that Village cleaned this out as it does in areas where silt builds up.

A discussion ensued regarding the Village bidding procedures. It was stated that low bidder is usually awarded the Contract, however, Village has purchased equipment when the lowest bidder was not awarded Contract, i.e. street sweeper in which Village awarded Contract to second lowest bidder because this was the machine Village wanted. This particular item was bid three times.

Trustee Green spoke of 50-50 agreement regarding sidewalks, i.e. owner pays half/Village pays half. When one long strip is done, Village pays all of same. He stated that he had private contractor accomplish this work in lieu of Village.

Village
Attorney:

"Demand No. 5" was responded to by Trustee DePoint who stated that the Village Attorney is appointed annually and paid a salary, which at the present time is \$8,800. per yr. Mrs. Hartnagel wanted to know what Atty. Poyzer's duties are - her obligations for amount paid. Ms. Poyzer said that a list of her duties would be provided - which include attending Board meetings, answer legal questions, lawsuits outside that realm, correspondence, Zoning Hearings, etc.

The Board was questioned about how a Village Attorney is hired and was told by Mr. DePoint that when a resignation occurs, the Board solicits names of those interested - an attorney is hired from among said list.

Vouchers/
Abstract:

The questions arose about the paying of bills to which Mr. DePoint stated that each and every bill received by the Village has to be submitted on voucher form. Three Trustees' initials are placed on the voucher if approved - part of Audit & Control procedure required by the State. An Abstract lists all of the vouchers and is signed by the Mayor - then bills are paid by the Treasurer. Mayor Wilson added that the above are a matter of public record. A short discussion was held on audits and the Mayor said that the state Dept. of Audit & Control audits Village books every three years. During this time they remain approximately three months, pouring over books, Minutes, Resolutions, etc.

Confer-
ences:

Mrs. Hartnagel asked about Mayors' Convention and who attends. She was told by the Mayor that the following may attend: Mayor; Trustees; Attorney; Village Justice; Clerks/Treasurers; and Zoning & Building Inspector.

Snow Re-
moval Ma-
chine:

"Demand No. 8" was answered by Trustee McGrath. She spoke of hand-shoveling and the need for clearing Village property, especially area near Towpath Manor where senior citizens are housed. She said that \$2,500. was placed in Cemetery budget for new tractor - \$700. placed in Highway budget for an attachment - and that very recently Trustee Goulden had purchased the above. She spoke of obligation by Village to remove snow from Village-owned property, otherwise Village could not enforce snow removal by residents on their respective properties. Mr. John Clancy had asked if taxpayers were being taxed individually for snow removal and Mr. DePoint spoke of "Snow Removal Ordinance" - Village could have snow removed and bill the property owner, although this has never been enforced. Mrs. June McKeun spoke of keeping children on sidewalk on West Foster St., difficult to drive with school children walking down the street. Mr. Richard Lawrence spoke of "rinky-dink" tractor and plowing school first - suggested more police and arresting people for jaywalking. Trustee McGrath said that this equipment just placed in budget when Mr. Al Hunt asked if this piece of equipment was available last winter.

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Mayor's
Atty.:

Mayor Wilson stated that she had her own attorney, Mr. John Owen, in response to "Demand No. 4," emphasizing that Atty. Poyzer represents the Village - the lawsuit in question is against the Village of Palmyra.

Open
Mtgs.:

Regarding "Demand No. 7," Trustee DePoint asked what more they wanted - "you're here." Bd. Mtgs. open to public - Executive Session is common where policies are set, contracts finalized, etc. Mrs. Hartnagel asked where the Board would place 200 people if they showed up for a meeting and was told by Mr. DePoint that he had discussed with Mr. C. Hutt, School Supt., the possibility of utilizing the Auditorium at High School. Mrs. Millie Lynch suggested using the Community Center.

Audit &
Control:

"Demand No. 10" was discussed and Mayor Wilson said that the Village received an excellent report from State Dept. of Audit & Control. Criticisms were minor such as changing Code Nos., etc. Mr. Hunt said, based on what's happened, he would definitely suggest that the Village Bd. dig into those audits - explain to general public. Mr. Buck said that certain people feel there were inaccuracies discovered in the reports. Trustee McGrath said that the criticisms had to be corrected.

Manchester
Water Cont.:

"Demand No. 2" relating to the Village of Manchester/Village of Palmyra Water and its status was discussed. Treasurer Dickinson said that every six months the water meter is read and a bill sent to Manchester. Mrs. Hartnagel asked about a period of time gone by when they did not pay, to which Trustee Green replied that there was a time when the Village did not bill Manchester for the water in an amount of over \$20,000. When a bill was sent, Manchester did not honor same. It was stated that former Trustees Strong and Alderman were involved in the above.

Chief
Henry:

Regarding the status of Chief Henry, in "Demand No. 1," it was stated that this matter was in litigation and could not be discussed. Litigation precludes any attempt to settle out of court, however, Board could attempt to settle out of court. Trustee Goulden stated that contrary to procedure, he had talked with the Chief making him a proposition - negotiating with him. He added that no one on Bd. had "anything against the man," that he was a stubborn gentleman. Mrs. M. Lynch asked if the Bd. had come across anyone with the Chief's qualifications and bringing in new people. Trustee DePoint said that the decision regarding the Chief was something the Bd. did not take lightly - was not an easy decision. Discussion by several citizens that residents' welfare concerned - general consensus is that Chief should be reinstated - no one in agreement with Bd. decision to fire Chief Henry. Trustee DePoint said that there are two sides and invited citizens to take time to read transcript of Hearing and recommendations made by Hearing Officer. Mrs. Hartnagel said that many of people at meeting tonight attended the Hearing. Mr. Don Henry, Jr. said that he preferred to have the courts settle the matter regarding his father. Trustee Goulden spoke of the Chief's over 20 years of service, his integrity, and that he has always been on "his side." The matter of Village police protection was a concern to residents.

Gen. Disc.
re: P.D.:

Mrs. MacGuidwin wanted to know how many Patrolmen, etc. constitutes a full Police force and was told that it would be a Chief and four Patrolmen. Presently have two full-time and two part-time. The Civil Service Eligibles' List was again discussed and it was stated that Patrolman Jay Orlopp, who had no Civil Service standing, had resigned on 8/28/81. It was stated by the Mayor that he was over age limit of 29 yrs. and that his time already had been over-extended. Mrs. Lois Emmi) and was told that it cost too much for him to commute from Auburn, i.e. \$50. per wk. for gasoline. Mrs. Lynch asked why that was not considered when he was hired. Mrs. Hartnagel and Mrs. Lynch asked about hiring of Mr. R. Baker who is now on the Civil Service List. Mrs. Hartnagel asked Mr. DePoint if he had contacted Mr. Emmi's superior prior to hiring him -- that she had learned that he did not have proper amt. of schooling. Evidently he had lied to Pol.Comm. in that he had had only 90 hrs. of training according to Mr. Davis - she had papers to support this statement.

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- P.D.: Mrs. Hartnagel asked about giving preference to Village residents regarding hiring Patrolmen. Mr. DePoint said that one must have a valid reason for hiring Patrolmen from bottom of list, and spoke of necessary schooling, in some cases, after employment by Village.
- Mrs. Peggy Farnsworth spoke of vigilante measures where she lived at Park Hill Apts. when police did not come when called.
- Mr. R. Lawrence stated that Mr. Rigney said that the Mayor was a reasonable person, following which he asked why did she not resign? Mayor Wilson asked his reasons and he said that the Village Board does not work as a group - personal feelings re firing Chief Henry. It was stated that the Bd. was elected by voters and that others had the option of running for Mayor or Board. Discussion with Citizens' Group was discontinued at approx. 10:15 p.m.
- Approv. of Min.: Board Minutes of 8/3/81, Special Bd. Mtg., were approved upon a motion by Trustee DePoint; seconded by Trustee Goulden. All voted "aye," motion carried. Board Minutes of regular meeting on 8/10/81 were approved upon a motion by Trustee McGrath; seconded by Trustee DePoint; all voted "aye," motion carried. Minutes of a Special Bd. Mtg. on 8/24/81 were approved upon a motion by Trustee DePoint; seconded by Trustee Goulden; all voted "aye," motion carried. Trustee DePoint motioned to rescind a motion contained in 8/24/81 Bd. Minutes in which the Bd. voted that all Bd. Mtg. Minutes must be approved by Bd. prior to distribution to interested parties. Mrs. Hartnagel submitted evidence from Mr. Robert Freeman, Director of the Committee on Access to Public Records, in which it stated that Bd. Minutes must be available to the public within two weeks after said meeting and five days following Spec. Bd. Mtgs. Said Minutes may be marked "unofficial" by the Clerk.
- Interest Earned: Mayor Wilson stated that a recent statement from the Village's investment counselors, Donegan Assoc., showed that the Village earned \$211,000. in interest on investments in the past year.
- Donegan Contract: Regarding an annual Contract with Donegan Assoc. of Victor, in the amount of \$1,500., Trustee DePoint moved that Mayor Wilson be authorized to execute said Contract; Trustee McGrath seconded. All voted "aye," motion carried.
- Assessments: Atty. Poyzer said that Village had been successful in lawsuit against Gorham - some confusion arose re Canandaigua School District since Village did not know how much school taxes are. She spoke of assessment having been reduced to figure below what it was originally. She spoke of having served Hopewell recently and did Bd. want to compromise. Trustee DePoint asked Atty. Poyzer to bring back any offers to Bd.
- Parking - Canaltn. Days - Resol.# 81-23: Regarding parking during Canaltn. Days - 9/17/81-9/20/81, Trustee DePoint moved the passage of Resolution #81-23 wherein parking shall be prohibited in certain areas on the above dates; Trustee Green seconded. All voted "aye," motion carried and Resolution #81-23 unanimously adopted and attached hereto.
- Handi-capped Parking: A communication from Mrs. Linda Lord regarding a "No Parking" sign at St. Anne's for a handicapped person was related to the Board. No action was taken, however, Atty. Poyzer was requested to check into same. It was also stated that other areas in the Village should be designated for handicapped.
- Comm. Block Grant: It was stated that Mr. D. Birt of HUD in Buffalo would be coming to Village to close out Community Block Grant re Community Ctr. Trustee DePoint moved that Mayor Wilson be authorized to execute close-out papers; Trustee McGrath seconded, all voted "aye," motion carried.
- Pal-Mac Homecmg.: Trustee Green submitted a letter from the Pal-Mac Homecoming Chairman in which it was requested that the Parade pass through the Village from 10-11:00 a.m. on Sat., Oct. 24, 1981. The

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Pal-Mac
Cont'd:

Clerk was requested to contact State Dept. of Transportation for permission to close off Route #31 for approx. one hr. on above date.

Fire Dept.
Applica-
tions:

Trustee McGrath submitted the following names for Bd. approval to work within Fire Dept. - Cammy Raye Weitzel, 236 1/2 East Main St., Palmyra - Ambulance Corps only. Trustee DePoint moved acceptance; Trustee McGrath seconded, all voted "aye," motion carried. Charles Winfield Forman, 134 Fayette St., Palmyra - Oxygen Service only. Trustee DePoint moved acceptance; Trustee McGrath seconded, all voted "aye," motion carried. Thomas R. Fraser, 3805 Trolley Rd., Palmyra - Fire Dept. Trustee McGrath moved acceptance; Trustee Goulden seconded, all voted "aye," motion carried.

Fire Dept.
Appoint.:

Trustee DePoint moved; Trustee McGrath seconded the Bd.'s approval of the following Fire Co. appointments made on 8/6/81 by Mr. John Truitt, Palmyra Fire Co. Pres. - Fire Chief, David McGuire; First Asst. Chief - Ronald Madsen; Second Asst. Chief - Richard Culver; and Third Asst. Chief - Roger Ruebens. The Bd. unanimously approved the above appointments.

Fire
Contracts:

Fire Contracts among the Village of Palmyra/Towns of Palmyra and Manchester were discussed briefly by the Board. Trustee McGrath stated the following reasons for probable increases in Contract amounts in these non-hydrant areas -- sizeable increases in the costs of insurance and equipment, the ratio of the charges to the number of call responses, and the number of pieces of equipment rolled into the non-water districts.

Door -
Water
Plant:

Discussion was held on the difficulty of manipulating the garage door at the Water Plant on Spring St. No decision was made regarding the replacement of said door at a cost of \$660.

Pigeon
Control:

Trustee McGrath spoke of two estimates regarding the control of pigeons at the Village Hall. No decision arrived at except that some control must be exercised.

Voucher
Payments:

Trustee DePoint moved that voucher amounts of \$48,792.47 be approved for payment; Trustee McGrath seconded, all voted "aye," motion carried.

Local Law
#8 re Al-
coholic
Beverages:

Regarding the sale of alcoholic beverages during CanalTown Days by the Chamber of Commerce permitted under Local Law #8, dated July 21, 1975, Trustee DePoint moved that the above be permitted. Trustee McGrath seconded - Roll call voting was as follows: Goulden, DePoint, "aye"; McGrath, "aye"; Green, "nay"; Mayor Wilson, "nay"; "aye". Motion carried by majority.

Trustee DePoint moved that the above also apply to a wine-tasting; cheese party at Mr. Beaucage's establishment at 209 E. Main St. if allowed by ABC Bd. Trustee McGrath seconded - Roll call voting was as follows: DePoint, "aye"; McGrath, "aye"; Green, "nay"; Goulden, "nay"; Mayor Wilson, "aye". Motion carried by majority.

Re-hiring
N. Alvaro:

Trustee DePoint/Police Commissioner made the recommendation that Nicholas Alvaro be re-hired as a Police Dept. Patrolman, having resigned for personal reasons on 6/19/81. Trustee DePoint moved his re-employment; Trustee McGrath seconded, all voted "aye," motion carried. Mayor Wilson announced the re-appointment of Patrolman Alvaro.

Rotary
Auction:

Mayor Wilson read a communication from the Palmyra Rotary Club in which they requested use of the Fairgrounds for their Annual Auction on 9/26/81. The Board unanimously agreed to permit this use.

Cable
T.V.:

Citizen Robert Bullard wanted it recorded that he was against any hike in Cable T.V. rates.

Salary Trustee Green made the motion that the Village Clerk
Hike - be given a 12% raise in salary, retroactive to 9/1/81 and
Clerk: an evaluation be made hereafter on 6/1 each year. Said
raise to come out of Village Contingency Fund. Trustee
McGrath seconded - Roll call voting was as follows:
Trustee Green, "aye"; Trustee McGrath, "aye"; Trustee
Goulden, "aye"; Trustee DePoint, "nay"; and Mayor Wilson,
"aye," motion carried by majority.

Execut. At 11:00 p.m. Trustee DePoint made the motion that the
Sess.: Board exercise Executive Session for the purpose of dis-
cussing personnel and legal matters. Trustee McGrath
seconded; all voted "aye," motion carried.

Present: Mayor Wilson; Trustees Green, McGrath, DePoint & Goulden;
and Atty. Poyzer.

It was brought to the Bd.'s attention that an appeal was
received on 9/3/81 from James F. Foley, Esq. for the Bd.'s
8/25/81 denial of access to records contained in his letter
of 8/13/81.

A discussion was held and Trustee DePoint moved that Atty.
Foley's appeal be denied on the grounds that the records
involved are excepted from disclosure pursuant to Public
Officers' Law, Section 87(2)(e), (i) and (ii), and 87(2)
(g), for the following reasons:

"Such records are compiled for law enforcement purposes
and if disclosed, would: Interfere with law enforcement
investigations or judicial proceedings, which are presently
pending; Deprive a person of a right to a fair trial or im-
partial adjudication; and - Such records are intra-agency
materials prepared in connection with the departmental
investigation and pending judicial proceedings."

Trustee Green seconded Mr. DePoint's motion to deny Atty.
Foley's appeal of 9/3/81 and roll call vote was as follows:
Trustee DePoint, "aye"; Trustee Goulden, "aye"; Trustee
Green, "aye"; Trustee McGrath, "aye"; with Mayor Wilson ab-
staining. Motion carried by majority.

Re-Con- At 11:20 p.m. the Board, with the above Board members
vene: present, emerged from Executive Session having been moved
by Trustee McGrath, seconded by Trustee DePoint; all voted
"aye," motion carried.

Resolut. Trustee DePoint moved that Resolution #81-24 be adopted re-
#81-24: garding the site of Village Board meetings. Said Resolution
states that Village Board Meetings be held in the Park &
Club Rms., 149 E. Main St., Palmyra, New York, for six months'
hence. Trustee McGrath seconded Trustee DePoint's motion,
all voted "aye," Resolution #81-24 unanimously adopted and
attached hereto.

Adjourn- There being no more business to come before the Board,
ment: Trustee Green moved adjournment at 11:25 p.m. Trustee McGrath
seconded; all voted "aye," motion carried.

Ethel B. Johnson, Village Clerk

Legal "Proof of Publication" for Legal Notice re: Cable T.V. Public
Notice: Hearing attached hereto.

AFFIDAVIT OF PUBLICATION

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 news-
paper 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:

Aug. 26, 1981

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

LEGAL NOTICE
NOTICE OF
PUBLIC HEARING
PLEASE TAKE NOTICE
that a public hearing will be
held in the Park & Club
Rooms, 149 East Main
Street, Palmyra, New York,
Wayne County, at 7:00 p.m.
on Tuesday, September 8,
1981, for the purpose of
considering a request by
Wayne County Cablevision,
Inc. for an amendment to its
cable television franchise
to provide for increases in
certain rates and charges

Village Hall
Renovation
Bids:

Village Hall renovation bids, opened on 8/27/81, attached hereto.

(Opened 8/27/81)

<u>Copy No.</u>	<u>Name & Address of Firm</u>	<u>Deposit</u>	<u>Deposit Returned</u>	<u>Amount of Bid</u>
1	(Retained by Village Clerk)			
2	Pal-Oil (Williamson's) Palmyra, N.Y.	\$ 35.00	x	None
3	Herendeen Bros. Hardware Corp. Shortsville 14548 (289-4020)	x	x	None
4	R. C. Conheady Elec. Corp. 616 Brown St., Roch. 14611	x	x	\$25,572.00 (Elec.)
5	Delta Elec. Constructors 141 Overlook Dr., Sodus Pt. 14555	x	x	\$17,074.00 (Elec.)
6	E & L Piping, Inc. 190 Murray St., Roch. 14606	x	x	\$17,385.00 (Plmb.) 25,957.00 (Htg.)
7	D. J. Beardsley & Sons 8 Prospect St., Castile 14427	x	x	None
8	Viking Plumbing & Heating Lenox Rd., Geneva 14456	x	x	\$32,747.00 (Plmb. & Htg.)
9	Chrisantha, Inc., P.O. Box 165 Gorham N.Y. 14461	x	x	\$111,725.00 (Gen.)
10	" " "	"	"	
11	Thornwood Enterprises, Inc. 10 Thornwood Circle Bittsburg	x	x	\$107,780.00 (Gen.)

Trustee Green seconded Trustee Depoint's motion to adopt the above Resolution; all voted "aye," Resolution #81-23 unanimously adopted.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY.

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RESOLUTION #81-24

Trustee DePoint moved adoption of the following Resolution:

"WHEREAS, Resolution #81-19 was adopted on 6/1/81 in which the Village Board Meeting site was changed from the Village Hall, 144 East Main Street, Palmyra, New York, to the Park & Club Rms., 149 East Main Street, Palmyra, New York, which is a Village-owned building, and

WHEREAS, citizens requested larger and more comfortable accommodations while observing and participating in Village Board Meetings, and

WHEREAS, Board members stated that citizens have always been welcome to observe Bd. Mtgs. with requests for Agenda placement to occur by Friday Noon preceding the meetings, having given their reasons for said request,

NOW, THEREFORE, BE IT RESOLVED, that for six months hence and until further notice, ALL Board meetings shall be conducted in the Park & Club Rooms, 149 East Main Street, Palmyra, New York, until further notice and advertised as such by the Clerk with the exception that should an overflow crowd attend, The Village Board retains the right to adjourn to even larger quarters." This Resolution shall take effect immediately.

Trustee McGrath seconded adoption of the above Resolution; all voted "aye," Resolution #81-24 unanimously adopted.

Legal Notice regarding a change of Bd. Mtg. site attached hereto.

AFFIDAVIT OF PUBLICATION

TATE OF NEW YORK, } ss:
County of Wayne.

LEGAL NOTICE
NOTICE IS HEREBY GIVEN: That by Resolution #81-24 adopted by the Board of Trustees of the Village of Palmyra at a regular meeting on September 8, 1981, for a projected period of six months hence, Village Board meetings will be held in the Park & Club Rooms, 149 East Main Street, Palmyra, New York. Regular Board Meetings are held at 7:00 p.m. the first and third Monday of each month. If a designated Monday falls on a holiday, said meetings will be held on Tuesday immediately following the Monday holiday. Special Board meetings may be scheduled at the discretion of the Village Board of Trustees. BY ORDER OF THE BOARD OF TRUSTEES Ethel B. Johnson Village Clerk Dated: September 8, 1981 (855) (S-16)

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:

Sept. 16, 1981

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 18th day of Sept. 1981

Judith A. MacDuff
Notary Public

Fee: \$9.15

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4736126
Expiration Date March 30, 1983

Spec.

Prese.

Moment
Silenc

Cable I

Executive Session: At 7:07 p.m. Trustee DePoint moved that the Board exercise Executive Session for the purpose of discussing personnel matters; Trustee McGrath seconded, all voted "aye," motion carried.

SEPTEMBER 14, 1981

- Re-Convene: At 7:58 p.m. Trustee Green motioned and Trustee McGrath seconded that the Board resume regular session. All voted "aye," motion carried.
- Present: Mayor Mary Lou Wilson; Trustees J. DePoint, L. Green, M.K. McGrath & F. Goulden; and Atty. L.J. Poyzer.
- Cable T.V.: Discussion held on whether or not Cable T.V. rep. should come to next Bd. Mtg. on 9/21/81 and Atty. Poyzer requested to contact their Atty.
- Patrolman
Hired: Police Commissioner/Trustee DePoint spoke of having interviewed Walter C. Metz as a prospective Police Department Patrolman and that his name was taken from Civil Service List. Mr. DePoint recommended that Mr. Metz be employed by the Village, effective as soon as he could assume the position, following which Mayor Wilson made said appointment. The Board unanimously voted in favor of Mr. Metz' appointment.
- Research by
former Clk./
Treasurer: Discussion was held on the additional work required to do research regarding answers to the Concerned Citizens' questions from the 9/8/81 Bd. Mtg. in view of the present workload of the office staff, collection of water & sewer bills, etc. Trustee McGrath motioned that former Village Clerk/Treasurer, Mrs. Theresa P. Otte, be contacted and requested to assist the Board in this matter. An alternate would be if Mrs. Matteson chose to work over-time in this search. Trustee DePoint seconded Mrs. McGrath's motion to request Mrs. Otte to work on a 'fee basis.' All voted "aye," motion carried.
- Adjournment: At 8:05 p.m., Trustee McGrath made the motion that the Special Board Meeting adjourn; Trustee DePoint seconded, all voted "aye," motion carried.

Ethel B. Johnson, Village Clerk

BOARD OF TRUSTEES

Regular Meeting

September 21, 1981

7:00 p.m.

- Present: Mayor Mary Lou Wilson; Trustees Lloyd Green, Mary Kay McGrath and Fred Goulden; and Attorney Laura Jane Poyzer. Absent: James I. DePoint, Trustee.
- Moment of
Silence: Mayor Wilson requested the observance of a moment of silence before calling the Bd. Mtg. to order.
- 9/8/81 Bd.
Minutes: Mayor Wilson asked if there were any additions or corrections to the 9/8/81 Bd. Minutes - and when there were none, Trustee Green motioned that said Minutes be accepted; Trustee Goulden seconded, all voted "aye," motion carried.
- 9/14/81
Minutes: When there were no additions or corrections to the Special Bd. Mtg. Minutes of 9/14/81, Trustee Green motioned that said Minutes be accepted; Trustee McGrath seconded. All voted "aye," motion carried.
- Highway
Dept.: No report per Trustee Green.
- Cemetery
Dept.: Trustee Goulden mentioned that the truck maintained by the W&S Dept. was in a minor accident recently. Regarding the Cemetery, Mr. Goulden stated that there is one less person on the work force. He also stated that the Cemetery would remain open for approx. two more months.
- Fire Dept.
Applica.: Trustee McGrath submitted the Application of Mr. Lawrence A. Farnsworth, 250 Johnson St., Palmyra, as a member of the Fire Dept. After the Bd. studied his Application, Trustee McGrath moved his acceptance; Trustee Goulden seconded. All voted "aye," motion carried.

Fire Prev. Wk. 10/4-10/10: Mayor Wilson read a communication from the Fire Dept. regarding Fire Prevention Week - 10/4/81-10/10/81. She emphasized that the full Board should attend Inspection at 9:00 a.m. at the Firehouse on 10/4/81, followed by Church attendance at the Methodist Church.

Comm. Ctr. Open Hse.: Mayor Wilson spoke of Community Center Open House on 9/27/81 with a ribbon-cutting ceremony set for 1:30 p.m., and invited one-and-all to attend. The Center has been years in the making, she said, and a dream has finally become a reality.

Village Hall Renovation: Trustee McGrath introduced Mr. Robert Sherman, Architect, for the Village Hall renovation project. She spoke of overhang and gutters which need repair - and pigeon control. Two prices have been obtained regarding pigeon control - \$300. and three traps for one month, from Mr. Riley of Ovid; and \$540. from Ehrlich, a Pennsylvania firm. She stated that this should be an on-going service and a suggestion had been made for the Health Officer to contact Agway where pigeons feed.

The above must be accomplished before renovation begun, according to Mrs. McGrath with Mr. Sherman also stating that this should occur. It was stated that Village had applied for historic renovation funds, hopefully it will be received. Potential water problems and a fire hazard are also reasons for above work to be done on outside of Village Hall prior to renovation.

Trustee McGrath spoke of cost of scaffolding and carpentry work and touched upon the expenses which would be in addition to recent bids for inside renovation. Mr. Green said that since this had to be bid, specs should be prepared.

Discussion held on bids for general construction, electrical, and plumbing & heating and that low bids, opened on August 27, 1981, were as follows - Thornwood - \$107,780., General Construction; Delta Electric - \$17,074., Electrical; and Viking Plumbing & Heating - \$32,747. Mr. Sherman was asked about his review of bids and he recommended to the Bd. that the above low bids be accepted, following which Trustee McGrath motioned the acceptance of same; Trustee Green seconded. All voted "aye," motion carried. It was stated that a Performance Bond was not required until Contract signed and a ten per cent retainage is part of bid document. Mr. Sherman felt contractors could begin working soon and that workers would have to "work around" the office. Mrs. McGrath emphasized that boiler would have to be taken care of as quickly as possible.

Town Election: Mayor Wilson stated that Registration to vote in the Town Election on 11/3/81 would be held in Town Office on 10/10/81 - Saturday.

New Patrolman: In the absence of Mr. DePoint, Police Commissioner, Mayor Wilson stated that the Board had hired a new Police Dept. Patrolman, Mr. Walter A. Metz of Vienna Rd., Palmyra, who would begin his duties 'around' 9/28/81.

Flu Vaccine: The Board unanimously agreed to provide flu vaccine for Village employees and the Clerk was requested to make the arrangements.

Use of Vill. Prk.: Ms. Donna Camblin approached the Board about the use of the Village Park the afternoon of 10/24/81 for the purpose of holding a Democratic Rally. The Bd. unanimously agreed to said use.

Hist. Pal.: Mayor Wilson read a letter of "thanks" from Mr. John Jacks, President of Historic Palmyra, Inc., regarding the Board's recent decision to remit the amount of \$2,000. toward their Museum operations.

Handicapp. Parking: A brief discussion was held on handicapped parking and it was suggested that the Police Dept. be requested to follow-up on a previous request for a survey for handicapped parking on a Village-wide basis.

Driveway
Sign:

Trustee Goulden spoke of the need for a "driveway" sign on W. Foster St. announcing the approach to Salzburg Village on Laurentian Drive. The Clerk was requested to relate same to the Police Dept. for a study.

Cable
T.V.:

Mr. Daniel Nofs, Assistant Director of Cable T.V. operations, and Mr. A. Forand approached the Board regarding certain increases for which a Public Hearing was held on 9/8/81.

Mayor Wilson said that Cable T.V. representatives had asked to come back because some questions still existed in people's minds regarding Cable's requests for increases. Using charts for demonstrations, Mr. Nofs pointed out Cable's proposed expansion and the services to be provided if increases allowed. Attributes would include expanded sports programs, Cinemax - which complements Home Box Office - round-the-clock movies, etc. He explained in detail monthly charges, additional outlet charges, no charge on reconnection, charges to move outlet from one room to another, buying or renting converter, cable-ready sets, etc.

Trustee Green reiterated - if \$1.00 rate increase and additional charges allowed, then Cable T.V. would provide the enumerated six new services, if decision is not favorable, these services would not be provided. Mr. Nofs said that it was their last request to Board for action on Village of Palmyra/Cable T.V. Franchise Amendment and presented the Bd. with a check in the amount of \$790.19 which represents this year's taxes. When Contract expires in 8/82, Mr. Nofs said that Cable would come back for renewal - and it was pointed out that there had been two amendments since 12-yr. Contract in 1970.

The questions was asked if Towpath Manor could be provided with Cable T.V. to which Mr. Forand answered that it would be an expensive proposition for owner and unattractive for wires to run alongside building - should have been placed between walls prior to completion. Mrs. M. Lynch wanted to know if those present would decide regarding increases to which Mr. Nofs answered that the Board would decide - the way it is done in municipalities. The question was asked, then, what the purpose of Public Hearing was. Mayor Wilson said that it would be a Board decision and if decision not arrived at, perhaps a Spec. Bd. Mtg. would be held. Mr. Forand said that citizens would be receiving notices in the mail explaining proposed increases.

Mayor
Answers
Citizens:

Mayor Wilson read prepared answers for Concerned Citizens' "demands" made at 9/8/81 Bd. Mtg. and former Clerk/Treasurer, Mrs. Theresa Otte, read a prepared statement regarding the auditing process. Trustee Green said that his statement from 9/8/81 still stands - and a receipt copy had been given to the Citizens' group regarding his driveway. Mayor Wilson read a rough estimate for the years 1977, 1978, 1979 & 1980 regarding Mr. Spitz' fees and this year's total for Hanrahan and Mintz. Mayor Wilson said that a better breakdown is forthcoming, however, amounts do not approach \$40,000. as previously stated in newspaper.

Citizen
Farnsworth:

Mrs. Peggy Farnsworth thanked the Board for accepting her husband as a member of the Fire Department - and the tenants at Park Hill thank them for making an effort in regular Police patrols there.

Urban
Renewal:

Paul T. Rubery, Esq. approached the Board regarding remaining UR funds amounting to approx. \$29,000. He stated that these funds would have to be used in the UR area, perhaps, the Village Barn area at the corner of Canal & Division Sts.

General discussion held and Mayor Wilson asked about a time constraint regarding the money. Mr. Rubery said that action should occur within "two or three months" and added that the \$1,664. would be coming from the State. Mr. P. Buck asked if money could be used for private citizens - low