

VILLAGE OF PALMYRA BOARD OF TRUSTEES

REGULAR MEETING

11-2-92

7:00 p.m.

PRESENT: Mayor James G. Elliott, Deputy Mayor Lynch, Trustees C.D. Gilmore and K. Drews. Trustee Wooden was absent and Attorney Nesbitt arrived at 7:50 p.m. Chief Dalton and P. Retan also attended.

CALL TO ORDER: Mayor Elliott opened the meeting at 7:08 p.m. and welcomed the students on assignment. The Mayor asked the audience to raise their hand and be recognized if they had a question.

MINUTES 10-19-92: A motion was made by Deputy Mayor Lynch to approve the minutes of the 10-19-92 meeting seconded by Trustee Drews, vote, 4 ayes, **CARRIED.**

TREASURER'S REPORT: Mayor Elliott asked that all the Trustees read the report and vote on the report at the next meeting on 11-16-92.

Mayor Elliott explained that the Trustees should be looking for items that are way out of line for the useage thus far this year. The Mayor noted that if the budget amounts were divided by 12 installments an average useage would be 41.6%.

JOB BOND ACT: Mayor Elliott reported that the VOP had applied for (3) projects and that the (3) replies had come back from the State saying that the Downtown improvement was the only project that meets the requirements of the Job Bond Act for approx. \$16,000. However, some of the other projects may be applied for at a later date. Mayor Elliott noted that he was skeptical about the Job Bond Act being passed.

LEHMAN ANNEXATION: The joint hearing will be next meeting, Monday, November 16, 1992.

ABSTRACT #11: Mayor Elliott moved to authorize the Treasurer to pay Vouchers #499-#542 totalling \$24,220.42, seconded by Trustee Gilmore, vote, 4 ayes, **CARRIED.**

MUTUAL AID INSURANCE ENDORSEMENT: Bonnie Hays, Village Clerk, reported that a letter had been sent to the NYS Dept. of Ins. with a the letter received from the VOP Insurance Co. stating the limitations of the mutual aid endorsement. As a lobbying item, the mutual aid endorsement has been brought before NYCOM and is recommended for lobbying.

RCI: The Clerk reported on the difference between the RCI long distance program and AT&T long distance. It appears that RCI can save the VOP money on the phone bills and the VOP can try the RCI service for 3 months. At the end of the 3 months the RCI service can be removed at no additional charges. Mayor Elliott moved to try the RCI long distance carrier for at least 3 months to check cost savings, seconded by Trustee Drews, vote, 3 ayes and 1 nay from Trustee Gilmore. **CARRIED - 3-1.**

Trustee Gilmore noted that he was opposed to this because he felt there would be no savings.

HISTORIC PRESERVATION OF PALMYRA HOTEL: Mayor Elliott reported that the Palmyra Hotel is a registered historical sight and that he is meeting with Mark Crane and the President of the Palmyra Historic Society, Pat Pope. The Griffith-McLouth Foundation can only grant monies to a non-profit organization. Portions of a letter were read by Mayor Elliott concerning the possible grant of \$30,000 for restoration to repair the upper portion of the Pal. Hotel. It was reported that 2 people from the Crawford and Stearns Architects who looked over the Palmyra Hotel and recommended to Griffith-McLouth what needs doing. Agnes Griffith and Mayor Elliott met with Mark Crane on Sunday, November 1, 1992, to look over the top part that is proposed for saving at

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the Palmyra Hotel. Mayor Elliott thanked the VB for their support and reaffirmed that he thinks it would be nice to save the Palmyra Hotel as it is.

It was reported that a way has been designed to hold the roof up, supporting the deck, and the pillars while preserving the front as is without removing the pillars using 6 x 6's and 2 x 12's which will make the front structurally sound. A representative, Steve Jordan, of the Landmark Society of Western New York visited the Vill. Hall on Friday, October 30. Mr. Jordan did not physically inspect the Hotel but will send the VOP some information on applying for grants.

Mrs. Davis and the raccoon: Mayor Elliott reported that he had received a call from Mrs. Davis who had a problem with a raccoon and contacted the PD who referred her to Mr. Murray because Mr. Eldredge had just been released from the hospital and was unable to come. Mayor Elliott noted that he told her that our usual fee for raccoon is about \$8-\$10 and it would be a VB decision to reimburse her or not. The PD noted to Mrs. Davis that the VOP usually pays for the capture of raccoons. Mayor Elliott noted that the VOP pays \$5 and mileage to Mr. Eldredge which would not equal the \$35 that Mr. Murray had charged. Trustee Gilmore asked what would happen if Mr. Eldredge is not available and Mayor Elliott replied that had never happened before. P. Retan asked about the ACO taking care of this and Mayor Elliott noted that she could not because she does not have a trapping license.

Depty Mayor moved to pay \$10 to Mrs. Davis to cover what Mr. Eldredge would have charged plus mileage, seconded by Trustee Gilmore. Discussion: Trustee Gilmore felt that the full amount should be paid to Mrs. Davis. Depty Mayor Lynch asked if taking care of raccoons is a VOP problem. Mayor Elliott noted that this is a service the VOP offers. Depty Mayor Lynch asked if we have to offer this service. Trustee Drews asked if the PD called Mr. Murray. Chief Dalton said that the standard policy is to assist the citizen with a name. Depty Mayor Lynch withdrew his motion and suggested that something be set up since Mr. Eldredge may not be capturing raccoons too much longer.

Chief Dalton asked if the VOP could ask Mr. Eldredge to contact someone when he would not be available who agreed upon a certain amount similar to what Mr. Eldredge charges. Depty Mayor Lynch moved to reimburse Mrs. Davis \$35 which Trustee Gilmore seconded and amended to read because of a safety and health situation and not a precedent.

FAYETTE STREET PROJECT: Mayor Elliott and Depty Mayor Lynch reported that the contract has been signed and that all was looked over and the project could be done without encroachment on M. McGuire's property. The project will begin on Monday, November 9, and M. McGuire's easement is not needed. Atty. Nesbitt said it was okay to sign the contract. The project will begin on the North side at the Perkins garage because of the flat surface and move to the South side. Blair Supply will begin with the piping. Depty Mayor Lynch asked P. Retan if a survey line should be shot. P. Retan said that he measured and the line is 3' from the house. Depty Mayor Lynch asked if there were any problems with trees and noted that we would do whatever the contractor wants. The contractor would take out the trees and the wood would be available to whoever wants it. Mr. Rosenbauer would like some dirt on a low spot which Depty Mayor Lynch agreed to.

WCVO: Mayor Elliott reported that the Village Officials meeting was November 18, 1992, in Lyons with Barb Samuels of NYCOM as the speaker. Mayor Elliott moved that the VB authorize and Village Personnel and the members of the Vill. Bd. and Vill. Attorney be able to attend, seconded by Trustee Gilmore, vote, 4 ayes, **CARRIED.**

DRAINAGE STUDY: Depty. Mayor Lynch reported that Steve Vinci had noted the description of the drainage study needed to be more specific. Depty. Lynch is working on this and planning to have specifications sent out on Tuesday to those that have already sent in proposals on the water study, etc.

MARAFIOTI'S: Depty. Mayor Lynch reported that a plan had been discussed to take care of the catch basin for Marafioti's. The Marafioti's would pay for the materials and the VOP would pay for the labor. P. Retan, Super. of Highway Dept. noted that a catch basin is not needed near Marafioti's home and if this work is done for them it should be done for all citizens. Trustee Lynch stated that he would like the VB to decide whether they want to do this project. Not all consider the water a problem, however, it is entirely on the VOP property and Marafioti's are willing to pay \$1,000 for materials. Mayor Elliott noted that the water does flow down the street and that there appears to be a need for a catch basin when the street is rebuilt. When asked if this was a problem now, Mayor Elliott, replied, yes. An example of a Mrs. Swan was brought up and Mayor Elliott said that she did pay some of the expenses for a similar project. P. Retan questioned that she paid anything.

Trustee Gilmore reported that he had never seen a problem and sees no reason to put in this catch basin. Water flows down hill said Trustee Gilmore and he sees no significant problem. There are places that need sidewalks and curbs repaired or have no sidewalks and curbing. Trustee Gilmore stated that if Marafioti's would pay for the entire project he may agree but he would not agree to do the project if the Marafioti's were not paying all the expenses. Chief Dalton asked if this was a have or have not situation where those that could afford work would get it done and those that could not afford would not get it done. Chief Dalton also stated that if the catch basin is not needed why get involved if it is not budgeted for. Trustee Drews asked if a catch basin would take care of the problem. Depty. Mayor Lynch said that this is a problem to Marafioti's and they think this would take care of their problem. P. Retan reported that this catch basin project would take 2 men 2 days to do -- estimated cost \$2,000, also the asphalt plants are closed.

Depty. Mayor Lynch moved that the VOP install a catch basin at Marafioti's home and Marafioti's pay the cost of the materials and authorize Mayor Elliott to sign the contract for this project. Seconded by Mayor Elliott, vote, Mayor Elliott, aye, Depty. Mayor Lynch, nay, Trustee Drews, abstain, and Trustee Gilmore, nay. **DEFEATED 2-1-1.**

It was requested that a letter be sent to the Marafioti's explaining that they would be required to pay for the labor as well as materials.

VILLAGE HALL ROOF REPAIR: P. Retan reported that he had inspected the roofing job, which was reshingling the east half of the roof, and that Mark Elvin, Contractor, had done a very professional job. Mayor Elliott confirmed by saying there were no leaks.

FEE SCHEDULE TO COMPLIMENT LL#1: Trustee Gilmore asked if all had inspected the fee schedule. Mayor Elliott noted that on Page 1, REINSPECTION stated, any inspection not covered by a permit would be \$35 which conflicted with Page 2 ADMINISTRATIVE CHARGE for such things as a letter indicating use of existing structure or inspection report by banks, attorneys or etc. will be \$15. Mayor Elliott believes both amounts should be \$35. A motion was made by Trustee Gilmore to accept the proposed fee schedule to compliment LL#1 as changed making the \$15 charge on Page 2 ADMINISTRATIVE CHARGE, seconded by Mayor Elliott, vote, 4 ayes, **CARRIED.**

CONTRACTS WITH HUMANE SOCIETIES: Trustee Drews reported that Atty. Nesbitt is still working on the the WCHS contract. Atty. Nesbitt is also checking over the recently received MCHS contract and noted that he had a problem with the contract not reading that all charges to the VOP have to go through the ACO.

LL#4, 1992: Trustee Drews reported that the the new local law #4 had been submitted to the N.Y.S. Sec. of State for filing and that upon return of proof of filing the law would become effective.

VILLAGE ENTRY SIGNS: Trustee Drews reported that the Art Dept. rep. Mr. Dave VanGordon will get in touch with her when the Art Dept. has something for the sign. Mayor Elliott reported that he had been contacted by Mrs. Ganoung who called upset about the Art Dept. doing the signs. Trustee Drews said, she would call Mrs. Ganoung.

LIGHTING OF THE CHRISTMAS TREE AND CHRISTMAS PROGRAM: Trustee Drews noted the receipt of a letter from the Canaltown Queens saying that they would like to help light the Village Christmas tree. Mayor Elliott said that he had an idea and would speak to Trustee Drews after the meeting. Depty Mayor Lynch said that the Jaycees were definately disbanding and would not be able to assist, however, the Lions Club may be interested.

Trustee Drews said that the Community Center may be talking about doing something for Christmas and she will check with Gary Haigh.

Attorney Nesbitt arrived at 7:50 p.m.

Mayor Elliott moved to adjourn to Executive Session at 8:05 p.m. for matters of personnel Trustee Gilmore seconded and noted he also had a personnel matter for Executive Session, vote, 4 ayes, **CARRIED.**

EXECUTIVE SESSION: A motion was made by Trustee Gilmore to adjourn from Executive Session at 9:02 p.m., seconded by Mayor Elliott, vote 4 ayes, **CARRIED.**

ADJOURNMENT: A motion was made to adjourn the meeting at 9:03 p.m. by Trustee Gilmore, seconded by Trustee Drews, vote 4 ayes, **CARRIED.**

Respectfully submitted,

Bonnie J. Hays, Village Clerk