

**VILLAGE OF PALMYRA  
BOARD OF TRUSTEES**  
November 1, 2004                      6:30 p.m.  
Village Hall                      Trustees Room

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:** Present: Mayor Daly, Trustees Piccola, Salomon , Celentano, and Palmer and Attorney Williams.

**CALL TO ORDER:** Mayor Daly called the meeting to order at 6:30 p.m.

**GUEST LEAH BARRY:** Mayor Daly welcomed fourth grader Leah Barry and shared her school project with the Board and public. Leah wrote about Palmyra and her family. Her project will remain on display at Village Hall. Mayor Daly thanked her for coming and congratulated her on a fine job done.

**RESIGNATION:** Trustee Celentano read the resignation letter from Nelson Cook, Town Highway Superintendent. Mr. Cook has worked for the Town for almost 29 years and is leaving to pursue his hobbies and spend more time with his family. Trustee Celentano thanked Mr. Cook for his service to the community; he has been an asset to Palmyra. The Town will be conducting a search before an appointment is made. Trustee Celentano will be a part of that search committee.

**APPROVAL OF MINUTES:** Motion by Trustee Celentano, second by Trustee Piccola to approve the minutes from October 18, 2004 as submitted. Vote, 4 ayes. CARRIED.

**ANNOUNCEMENTS/CORRESPONDENCE:** The following correspondence has been received and is on file in the office of the Clerk Treasurer:

- Thank you to B. Sexstone
- Chief Dalton memo - computers
- Thanks from Campbell family
- NYS Office of the State Comptroller – refund on SS contributions

**TRUSTEE REPORTS:**

**Trustee Piccola** reported that the Trick or Treat event was a smashing success; some estimates of over 500 kids participating. Trustee Piccola reminded everyone of the upcoming Holiday Open House on Dec. 4<sup>th</sup> in conjunction with breakfast with Santa at the Elementary School.

**Code Enforcement Officer Grier** provided a written report and a brief summary on a couple of pending projects. The 60 unit motel will break ground some time this week and it looks like work should begin soon to the building façade at 208-212 East Main. The building was damaged by fire over a year ago.

**Trustee Palmer** reported that leaf pick up has been started by Buildings and Grounds Dept. They will begin putting up the Christmas decorations soon.

For the Fire Department, E22, the old pumper, is out of service and being stored at the Fairgrounds. Motion by Trustee Palmer, second by Trustee Celentano to declare E22 surplus. The vehicle is of nominal value and is not repairable for use on a public highway. After a brief discussion, Trustee Celentano moved to advertise for sealed bids on E22 to be sold in an as-is condition, bids to be received at Village Hall by 5:00 pm on November 15<sup>th</sup>. Trustee Piccola seconded the motion. Vote, 4 ayes. CARRIED.

**Trustee Celentano** reported that the insurance company has determined that the salvage value of the sewer cleaning machine is \$1400. Hwy. Superintendent Cook feels it can also be fixed in-house for a negligible amount of money. After the Village's deductible, the insurance company will be sending a check for \$3600. A new sewer cleaner could be purchased from Sewer funds so we need to check dollars available in reserve.

**Trustee Salomon** reported that he has contacted Bob Raeman about the hydrant study on Throop Street. Mr. Raeman will be meeting with Peter Freund and Nelson

Cook. After studying the water lines at that location, it is likely that the box factory will be required to install back flow preventers on their service line and on their sprinkler line. R. Clayton will follow up.

**ST ENVIRONMENTAL INVOICES:** Motion was made by Trustee Salomon, second by Trustee Piccola to move \$10,600 into the ST joint account and to approve the invoices as submitted by ST Environmental to be paid by ST out of said account as well as any other invoices that would incur late charges if not paid by the next scheduled Board meeting:

DATE	COMPANY	INVOICE/ACCT.	CHECK AMT.
10/10/04	Frontier	394645905	\$22.59
10/13/04	Blair Supply	1120228	\$1,685.55
10/13/04	Blair Supply	1120842	\$204.24
10/14/04	NYSEG	1042401008100-08	\$984.69
10/10/04	Blair Supply	1120842-1	\$2,694.00
10/14/04	NYSEG	142401008300-06	\$179.11
10/07/04	J. Blazey	48473	\$150.00
09/21/04	Midstate Labs	12600	\$25.00
10/07/04	Midstate Labs	12778	\$25.00
10/08/04	Midstate Labs	12811	\$46.00
10/13/04	Breens	ST P CARD	\$23.23
10/20/04	Chase Pitkin	ST P CARD	\$24.33
10/15/04	Chase Pitkin	R. Clayton	\$29.10
10/21/04	Auburn Armature	R. Clayton	\$254.00
10/14/04	Midstate Labs	12842	\$50.00
10/14/04	Midstate Labs	12861	\$46.00
10/19/04	Midstate Labs	12880	\$25.00

**TOTAL PAID AS AGENT FOR VILLAGE** **\$6647.84**

Vote, 4 ayes. CARRIED.

Attorney Willaims presented the Board with the updated version for the proposed changes to Chapter 183 Vehicles and Traffic of the Village Code and Chapter 163 Streets and Sidewalks. The Board approved the changes for the Vehicle and Traffic law. Attorney Williams added a section that will allow the Board to make changes and/or deletions to this chapter in the future by Board resolution. Any changes would need to be advertised and then traffic signs would need to be erected. The hearing will be November 15<sup>th</sup>, the next Board meeting. The proposed changes to the chapter on sidewalks still needs some work. Attorney Williams will make the discussed changes and forward it on.

Mayor Daly shared her written report. She attended a presentation put on by Sharon Lilla, Wayne County Planning, about Main Street revitalization. She used Palmyra as the model.

Mayor Daly attended the annual meeting of the Department of Aging and Youth and brought back their annual report. If anyone is interested it will be on file in Village Hall. There was a presentation made on Consumer Fraud and Identity Theft that she feels would be useful to repeat here in the Village. Chief Dalton and Mayor Daly will be scheduling that after the first of the year.

**NEW/OLD BUSINESS:**

**PROBATION REQUEST:** Steve Collward, WC Dept. of Probation, has requested that he be allowed to resume taking reports here once a week. He has received permission to use Judge Rodman's office. The Board unanimously agreed that there just is not enough supervision for this activity in the building. Mayor Daly will let him know his request has been denied.

**WAYNE COUNTY SOIL AND WATER CONSERVATION:** The Village has once again been awarded a \$1600 grant from WC Soil and Water towards the purchase of trees to be planted along village streets. Trustee Palmer moved to accept the grant, money will

be expended from the general fund and repaid from the grant. Second by Trustee Piccola. Vote, 4 ayes. CARRIED.

**TAX REFUND:** Due to a clerical error, a relieved water/sewer bill was put on the wrong tax bill. Mr. and Mrs. Patrick Nolan are due a refund of \$805.20. Motion was made by Trustee Piccola, second by Trustee Celentano to issue the refund to the Nolans as recommended by Wayne County Real Property Tax Services and Attorney Williams. Vote, 4 ayes. CARRIED.

**LEAD AGENCY-PALMYRA COMPREHENSIVE PLAN:** Trustee Celentano moved to adopt the following resolution:

WHEREAS, the Town and Village of Palmyra appointed an ad hoc committee to prepare a joint comprehensive plan, and

WHEREAS, the ad hoc committee has completed its preparation of the proposed comprehensive plan and has submitted the proposed plan to the Town and Village Boards for adoption, and

WHEREAS, before the plan may be adopted by the Town and Village Boards, an environmental review must be completed in accord with the State Environmental Quality Review (SEQR) regulations, and

WHEREAS, both the Town and Village Boards are "Involved Agencies" as defined by the SEQR regulations and it is necessary for one of the boards to serve as the Lead Agency for conducting the environmental review, and

WHEREAS, the Town Board has volunteered to serve as the Lead Agency, has enacted a resolution expressing its intent to do so, and has formally notified the Village of Palmyra of its intent, and

WHEREAS, the Town of Palmyra encompasses the Village of Palmyra and Village residents are also Town residents, it is rational and sensible for the Town Board to serve as the Lead Agency,

NOW THEREFORE BE IT RESOLVED, that the Palmyra Village Board does hereby consent to the Palmyra Town Board serving as Lead Agency for conducting the environmental review for the proposed action, and the Mayor is hereby directed to notify the Palmyra Town Board of the Village Board's consent.

Trustee Piccola seconded the motion. Vote, 5 ayes, unanimous. CARRIED.

**CANANDAIGUA LAKE WATERSHED COUNCIL:** Trustee Celentano moved to adopt the following resolution:

A RESOLUTION RE-AUTHORIZING THE INTERMUNICIPAL AGREEMENT  
TO CONTINUE THE CANANDAIGUA LAKE WATERSHED COUNCIL

WHEREAS, THE Canandaigua Lake Watershed encompasses 174 square miles within two primary counties (Ontario and Yates) and twelve municipalities (Towns of Gorham, Canandaigua, Hopewell, Middlesex, South Bristol, Italy, Naples, Potter and Bristol, Villages of Rushville and Naples and the City of Canandaigua, with another two municipalities outside the watershed purveying water from the Lake (Villages of Palmyra and Newark- Wayne County): and

WHEREAS, Canandaigua Lake and its surrounding watershed provide numerous benefits to the region including water for 60,000 people, varied recreational opportunities, scenic beauty and ecological significance; and

WHEREAS, the goal of the Canandaigua Lake Watershed Council is to protect the lifeblood of this region - Canandaigua Lake and its surrounding watershed by maintaining and enhancing the high water quality of this watershed; and

WHEREAS, the continued successful protection of the watershed will require the leadership, coordination and commitment of the fourteen municipalities through the Canandaigua Lake Watershed Council; and

WHEREAS, we the Village of Palmyra will send Richard Clayton to act as our designated representative on the Canandaigua Lake Watershed Council; and

WHEREAS, all decision making authority regarding municipal fund expenditures for plan implementation and the position of Watershed Manager will reside with the Canandaigua Lake Watershed Council; and

NOW THEREFORE. BE IT RESOLVED, that we the Village Board of the Village of Palmyra agrees to re-authorize the Canandaigua Lake Watershed Program intermunicipal Agreement until December 31 , 2009 this 15<sup>th</sup> day of October, 2004.

Trustee Salomon seconded the motion. Vote, 4 ayes. CARRIED.

**OTHER PARKING ISSUES:** Chief Dalton submitted a list last February of additions to the Traffic Code. The Board discussed the Chief's recommendations and directed the Attorney to include these suggestions in Local Law #1, 2004. There was some confusion about the need for the verse on use of yellow lights on snow-removal equipment. Attorney Williams will check the state vehicle and traffic law to see if any alteration is needed to the Village Code.

**RESIGNATION:** Mayor Daly read a resignation letter from Police Clerk Sue Clemons. Motion was made by Trustee Celentano, seconded by Trustee Piccola to accept her resignation with great regrets. Vote, 4 ayes. CARRIED. Sue's last day in the office will be November 12<sup>th</sup>. She will be going to work for the Newark School District. Chief Dalton related that the obvious choice for Sue's replacement would be Patricia Burditt, who has filled in for Sue in the past.

Motion by Trustee Celentano, second by Trustee Piccola to enter executive session at 8:20 p.m. for contractual and personnel. Vote, 4 ayes. CARRIED.

#### **EXECUTIVE SESSION**

Motion by Trustee Piccola, second by Trustee Celentano to re-enter public session with no action having been taken at 8:25 p.m.. Vote, 4 ayes. CARRIED.

Motion was made by Trustee Celentano, second by Trustee Palmer to appoint Patricia Burditt as interim Police Clerk at 8:50 per hour. Her permanent appointment to the position will be contingent upon satisfactorily passing the Civil Service exam. Vote, 4 ayes. CARRIED.

**ADJOURNMENT:** Motion to adjourn at 8: 25 p.m. by Trustee Celentano, second by Trustee Palmer. Vote, 4 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch  
Village Clerk