

**VILLAGE OF PALMYRA BOARD OF TRUSTEES
REGULAR MEETING**

April 17, 2000 6:30 p.m.

PRESENT: Mayor Wilson, Trustees Salomon, and Gunkler. Trustee Celentano and DeVogelaere unable to attend due to emergency business and sickness, respectively.

CALL TO ORDER: Mayor Wilson called the meeting to order at 6:33 p.m.

PLEDGE OF ALLEGIENCE

APPROVAL OF ABSTRACT: Motion by Trustee Gunkler, second by Trustee Salomon to approve for payment voucher #99878 of April 10, 2000 for \$75.00 and Abstract #12 for vouchers 99879 and 99939 for \$94,636.78. Vote: 3 ayes. CARRIED.

BUDGET TRANSFERS: Motion by Mayor Wilson, second by Trustee Gunkler to authorize Village treasurer to make the following budget transfers to balance present line item overages:

From Acct. #	Account Description	To Acct. #	Account Description	Transfer Dollars
A5410.1	SIDEWALKS - SALARY VILLAGE CLERK	A1640.1	CENTRAL GARAGE - SALARY	\$9,626.13
A1410.425	CLERK - MEMBERSHIPS/DUES POLICE DEPARTMENT	A1410.429	CLERK - OFFICE SUPPLIES	\$250.00
A3120.420	POLICE - SCHOOLING/TRAINING	A3120.419	POLICE - UNIFORMS	\$193.00
A3120.434	POLICE - AMMO & SUPPLIES STREET MNTC/ENGINEERING	A3120.428	POLICE - TELEPHONE	\$400.00
A5110.444	ST. MNTC.- FOUL WEATHER GEAR	A1440.4	ENGINEERING - MISC/CONTRACTUAL	\$634.64
A1990.4	CONTINGENCY	A1910.4	INSURANCE - MISC/CONTRACTUAL	\$896.23
A1990.4	CONTINGENCY	A1950.4	TAXES ON PROPERTY- SPRINT TOWER	\$499.99
A1990.4	CONTINGENCY	A9040.8	WORKMAN'S COMP	\$1,907.00
WATER FUND				
F1990.4	WATER - CONTINGENCY	F1950.4	WATER - TAXES & ASSESSMENT	\$6,437.50
F1990.4	WATER - CONTINGENCY	F9040.8	WATER - WORKMAN'S COMP.	\$6,714.00
GENERAL FUND				
A599/A960	APP. FUND BALANCE	A9950.9	TRANSFER TO CAP.PROJECTS COVER PRIOR YEAR EXPENSES LEGAL NOTICES CHARGED AFTER ACCOUNT CLOSED	\$4,921.00

Vote, 3 ayes. CARRIED.

APPROVAL OF MINUTES: Motion by Trustee Gunkler, second by Trustee Celentano to approve the minutes from March 20, March 22 and April 3, 2000. Vote, 3 ayes. CARRIED. (Approval of minutes from April 13th - tabled.)

CORRESPONDENCE/ANNOUNCEMENTS: The following correspondence has been received and is on file at Village Hall:

1. Stations of the Cross will take place Good Friday, April 21st at 4:00 p.m.

TRUSTEE REPORTS

Trustee Gunkler moved to accept Donald Butterbaugh as a member of the Palmyra Fire Department and Carrie Thomas as a member of the PFD Fire Police pending the appropriate training and satisfactory physical. Second by Mayor Wilson. Vote, 3 ayes. CARRIED

Trustee Salomon no report.

Mayor Wilson reported that he has submitted a grant application to the Office of Local Government and Community Services. If successful, it will help pay the engineering study by Bero Associates Architects of Village Hall.

NEW/OLD BUSINESS:

HIGHWAY CAPITAL PROJECTS 2000: Highway Superintendent, Nelson Cook presented the Board with handouts for the upcoming highway capital projects. The packets included cost estimates. Every project was assigned a priority ranking as follows:

Project Priority	Est. Proj. Cost
1. Sidewalk replacement from inventory provided by highway department, estimated project cost.	\$107,400
2. Stafford Street Culvert replacement	\$ 53,500
3. Mill Street Culvert replacement	\$ 60,000
4. Street improvements, 11 village streets & South Main Street parking lot	<u>\$491,450</u>
TOTAL ESTIMATED COST	\$712,350

In March and April, Nelson and Bob Raeman surveyed the Village Streets. The purpose of the survey was to assess the condition of various streets, document the necessary repairs and set a priority rating system. Each street was rated for condition and assigned a number from 1 to 5, 1 being the best condition and 5 being the worst condition. Priority ratings were also assigned a number from 1 to 5, 1 being low priority and 5 being high priority. Streets with the highest priority (in need of work) were Carroll, Hansen, Liberty, Crescent, Clinton, Willow and Fayette. The Village highway crew will not be able to do all the work so plans were made on how to put the projects out to bid. It was decided that the best way to bid it out will be by a unit price; ie. by the square foot for the sidewalks or by the type of activity for the streets such as milling or paving.

The culvert on Stafford needs to be completely replaced. Bob Raeman has already submitted plans to DEC. It won't be long before the culvert on Mill Street will be in just as bad condition. The catch basins are located in the top of the arch and keep eroding. Mr. Raeman estimated that it will cost approximately \$25,000 for the engineering of all the projects to prepare them for bid.

Motion by Mayor Wilson to prepare the sidewalks, both the Stafford and Mill Street culverts and items 1 through 6 from the street replacement listing for bid. Second by Trustee Salomon. Vote, 3 ayes. CARRIED.

On a final note, Mr. Raeman reported it will take about 30 days to get everything in order. Mayor Wilson reminded him to prepare any of the required SEQRs.

PEDDLARS/VENDORS: Mayor Wilson reported that the Board had received several letters and phone calls from business owners about the vendors being allowed to set up on Main Street during the Mormon pageant. The Village Clerk read the Mayor's memo to the Board regarding his observations with regards to the vendor issue.

To: Village Board

From: Mayor Wilson

Date: April 16, 2000

Ref: Vendor Issues

I'm sure all of you have thought of issues related to street vendors during July. I'd like to share some of my thoughts and concerns prior to Monday's meeting. Many of these

issues were reviewed last year and some have risen recently in response to my letter sent to the businesses this month.

Safety:

- It is clear that during the month of July there will be significantly increased pedestrian and vehicle traffic downtown during the Mormon Pageant. This of course has been one goal in trying to support commercial businesses. However the increased density will increase the risk of accidents, thus the board must consider this as an important issue. I am not concerned about the idea of having vendors use the sidewalks during this period, if some strict guidelines are adhered to. If done correctly, this can be safe for visitors and beneficial to our businesses. Some suggestions are:
 1. Limit the hours that any stands can be on display so that during traffic of people going to or returning from home are minimally impacted by any issues created by vendors using sidewalks. Perhaps something like 9:00 AM to 4:00 PM and 7:00 - 9:00 PM. All stands must be removed from the sidewalks during the other periods of the day. I would suggest less restrictions if any during the weekends.
 2. Limit the size of the stands to maximize the allowable clearance for pedestrian traffic.
 3. Specifically assign acceptable locations for vendors' stands so that it eliminates a zig-zag path on the sidewalk. Perhaps along the storefronts, or up to X feet from the storefront.
 4. Vendor tables must never reduce or restrict entry to any business entrance.

Appearance and Perception

- There will be many thousands of visitors during the month of July. Many of them will be visiting Palmyra for the first time and perhaps the only time in their life. These visitors could negatively impact the perception or image of our Village if the concept of the sidewalk vendors is not reasonably controlled. I have noticed an increasing number of varying sizes and styles of vendor stands and that some are more like fair booths and have articles hanging in the air like that of clothes drying between tenant buildings that we all have seen on television. I have difficulty believing that this image is positive or pleasant to those visiting. Do we want the word of mouth to say that the Village is a nice little place that operates and looks like a midway at the fairgrounds during fair week? This is a growing concern that again maybe offset by following some simple guidelines. Some suggestions:
 1. Consider the size and height of the vendor tables.
 2. Consider eliminating or minimizing the hanging lines with articles above the stands.
 3. Consider eliminating the A style or other large free standing signs in the past.

Fees/rentals and Ownership

- There appears to be a gross misunderstanding of who has what responsibilities relating to sidewalks. The business owners do not own the sidewalks in front of their stores. The same rules apply to the downtown sidewalks as they apply to the sidewalks in front of your homes in the Village. The Village is responsible for the repair, replacement and liabilities associated with sidewalks as it is for all Village Municipal property. The residents or business owners are responsible for such things as clearing snow and keeping them clean of rubbish. Issues related to this include:
 1. The vendors only fiscal responsibility that is required is to obtain a vendors permit from the village. Charging vendor's fees or rental for property that is not owned is improper and illegal. This should be stated on the vendor permits.
 2. If vendors are allowed to use the public sidewalks then the rules must be consistent and fair for all vendors. Rules like first come, first serve basis and that they must always abide by the rules and laws set-forth by the Village Board of Trustees. There are no assigned rights to any vendor or storeowner but locations designated as available for use as permitted. This should also be stated on permits issued to vendors.

In summary, I guess that I am not opposed to the vendors during this period, as it is a special time and event and can benefit everybody. However, I do have several concerns of past practices and what these issues can lead to as the volume of visitors may continue to increase over the years.

Mayor Wilson asked if anyone else had any comments. Resident Elaine Hartnagel feels it is a better idea to have the vendors in the park because of Chief Dalton's recommendation; it's not that the Village is saying we don't want them. After a brief discussion, the decision was made to hold another meeting with the business owners to discuss possible restrictions and regulations that could make the situation safer. This meeting will take place on Saturday, April 29th at 8:00 am at Village Hall. Prior to that meeting, the Village Clerk was instructed to send out a notification of this meeting as well as a survey to each business owner in the main business district.

CANAL STREET: Motion by Trustee Gunkler, second by Trustee Salomon to authorize LaBella Associates to advertise the Canal Street project bid. Vote, 3 ayes. CARRIED.

On a final note, Mayor Wilson reported that the judge has signed the order of public nuisance for 241 E. Main St. Due to the extreme condition of the building, the Code Enforcement Officer has contacted several firms regarding bidding on the demolition of the building.

EXECUTIVE SESSION: Motion by Trustee Gunkler to close the public session at 8:00 p.m. and enter into executive session for discussion of a contractual matter. Second by Trustee Salomon. Vote, 3 ayes. CARRIED.

Motion to re-enter public session at 8:10 p.m. by Mayor Wilson, second by Trustee Gunkler. Vote, 3 ayes. CARRIED.

ADJOURNMENT: Motion to adjourn at 8:12 p.m. by Trustee Gunkler. Second was made by Trustee Salomon. Vote, 3 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch
Village Clerk