

VILLAGE OF PALMYRA BOARD OF TRUSTEES
REGULAR MEETING
August 3, 2009 7:00 p.m.

ROLL CALL: Present: Mayor Daly, Trustees Bradstreet, Husk, Piccola, and Nolan
Attorney Williams and Richard Clayton.

PLEDGE OF ALLEGIANCE

CALL TO ORDER: Mayor Daly called the meeting to order at 7:00 p.m.

REGULAR MEETING

APPROVAL OF MINUTES: Motion was made by Trustee Nolan, second by Trustee Husk, to approve the minutes from June 22, July 7, and July 27, 2009 as submitted. Vote, 4 ayes. CARRIED.

APPROVAL OF ABSTRACT: Motion was made by Trustee Bradstreet, second by Trustee Husk to approve payment of Abstract #2 of July 20, for vouchers 94-200 for \$248,532.19. Vote, 4 ayes. CARRIED.

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

- Pal-Mac Middle School thank you to Clerk Treasurer
- Patrol Car Damage report
- Pathway brochure
- Planning report from committee for Autumn on the Erie events

JUDGE REPORT: Judge Rodman explained the notification efforts made by his office before the recent medical leave of the court clerk. A month before her medical leave was scheduled, they announced every week in court that people should call the court office to check the hours. Letters were sent out with every piece of correspondence outlining the reduced office hours as well. It was posted on the door and the tape machine was set up to inform people to call the Judge. Judge Rodman explained that most people that come into the court clerk's office have business that does not need to be done immediately and in most cases they have had several weeks to take care of it. He felt the court had adequate coverage while Clerk Peterson was gone as he was available for anyone that called him. He also had made arrangements with people to meet them outside of normal business hours. The Board felt the court had provided ample notice of the office closure and thanked him for explaining the procedure.

EXECUTIVE SESSION: Motion was made by Trustee Nolan, second by Trustee Bradstreet to enter into executive session for discussion of a contractual matter at 7:15 p.m. Vote, 4 ayes. CARRIED. (end File 39)

PUBLIC SESSION: Motion was made by Trustee Piccola, second by Trustee Nolan to re-enter public session with no action having been taken at 7:55 p.m. Vote, 4 ayes. (Start File 40)

KENT STREET RESIDENTS: Attorney Williams reported back on removing Kent Street residents from the Village tax rolls. There is no authority that he can find that would allow for this to take place. An entire Village could be dissolved but parts of it can not legally be removed from the whole. Attorney Williams reported that the only remedy for the Kent Street residents would be to challenge their assessments through the assessor. Mr. Scribner asked that the subject remain open for next month until the Kent Street residents can consult with their own attorney. The residents reported that the quality of the water has improved, STES has been making an effort every week to address this issue.

Trustee Husk reported on his results of his inquiry for the Kent Street residents about getting gas service. If the residents are interested, they must request a study to be completed by NYSEG.

TRUSTEE REPORTS

Trustee Bradstreet reported that both Planning and Zoning Boards will be meeting this month for training sessions. On July 14th, he welcomed over 430 bicyclists at Nazareth College and then again in the Village Park. Palmyra Pathways gave a slide show presentation about our trails and cycling here. On July 27th, Trustee Bradstreet and Deputy Code Enforcement Wooden reviewed the Village owned properties. Bob Henry, the initial contact that requested the kayak launch, has been notified that the launch has been completed. He will be getting the word out to different kayak groups.

Lastly, Trustee Bradstreet urged the Board to read the article on sales tax and probable pension costs increase. Both issues will be of great concern during our next budget planning.

In answer to a questions from the Clerk, it was decided that the writing samples from July 4th celebration will be moved to Village Hall and will be available for public inspection.

Trustee Husk reported once again that the crews did a great job on the kayak launch. The Fire Hall dumpster saga continues and has been moved again. Motion was made by Trustee Husk, second by Trustee Bradstreet to permit the hanging of the Fair Banner, to be erected by the Buildings and Grounds crew. Vote, 4 ayes. CARRIED. Motion was made by Trustee Bradstreet, second by Trustee Nolan to close the mural parking lot on August 7-9, close Market Street from the entrance of the upper parking lot entrance to Canal St. on August 8 and 9th and allow the use of the new parking lot at the Marina for the "Pirate Vendors". Vote, 4 ayes. CARRIED. Posting of the closures will be the responsibility of Supt. Hopkins and Chief Dalton. Trustee Husk requested that Attorney Williams amend the Skate Board contract as discussed.

Trustee Nolan reported that he met with Clark Patterson Lee last week regarding the water study. Additional items will be added to that study and the study should be ready for Board review soon.

Trustee Piccola reported that brush pickup continues. Today, five hundred foot of granite curbing was installed on Hyde Park from Jackson to the High School. The storm drain has been completed for that project.

He discussed Mr. Goodspeed's letter requesting a new sidewalk or removal of same in front of his house as it goes nowhere. Motion was made by Trustee Piccola, second by Trustee Nolan to remove the sidewalk in front of 407 Canandaigua Street as requested. Vote, 4 ayes. CARRIED.

Last week, there was a demonstration of the new radar speed sign which will be located in front of the grade school. Trustee Piccola will ask Mr. Rink to come to the second meeting in September to report further on the SRTS project. The Canandaigua Street project is waiting for final approval of the detour route. It may start soon after CanalTown Days.

On July 22nd, Trustee Piccola met with Court Clerk Peterson to do the court audit. Clerk Peterson's record keeping is excellent. A great benefit to her is the new TSLED system (electronic tickets). The new grant, if successful, will be used for a new conference table and chairs in the judge's chambers. Motion was made by Trustee Piccola, second by Trustee Husk to acknowledge completion of the annual court audit. Vote, ayes. CARRIED. A copy of the court audit will remain on file in Village Hall.

Attorney Williams will review the property maintenance code again to incorporate the notes from the Code Enforcement Office and bring back to the next meeting.

Mayor Daly provided her written report and highlighted the plans Pirates weekend. There will be a State Police boat on the Canal, thanks to Supervisor Hoffman and Chief Dalton. There will also be a Midlakes rental boat open for public inspection as well.

NEW/OLD BUSINESS:

WEST FOSTER SPEED LIMIT AND PARKING: A request came in from a West Foster Street resident asking that the speed limit be lowered on Foster Street. According to Attorney Williams, the state does not allow varying speed limits within a village to avoid the creation of speed traps. In a memo, Chief Dalton said they would pay particular attention to speeding on West Foster Street. He did agree that there should

only be parking on one side of W. Foster from Canandaigua to Laurention Drive and suggested that auctions that are held in the Village should be required to get a permit. This would alert the Police Dept. of areas that may require special attention with parking and other traffic concerns. Attorney Williams said that would be allowed; the Board decided against it. The Police Dept. should already have advance notice of upcoming auctions because of the auctioneer signs.

FOOTBALL BANNER: The High School Football Coach has requested that they be allowed to hang a banner across Main Street prior to all their home football games. The Board discussed the problems of allowing. Motion was made by Trustee Bradstreet, second by Trustee Nolan, to approve the banner request contingent that a meeting occur between Supt. Hopkins and the school so they can be notified of the banner requirements such as size and material. Vote, 4 ayes. CARRIED.

ADDITIONAL GRANT OPPORTUNITIES: Mayor Daly outlined some additional grant opportunities. The Board decided that the Village has enough on its plate for the time being.

PALMYRA KINGS DAUGHTERS REQUEST: Pat Brockhuisen, President of the Palmyra Kings Daughters, has inquired as to the possibility of re-locating their Loan Closet to a space in a Village building. It is currently in the library and has been for many years. It was to have moved to the Community Center, but the PCC no longer has space for it. Ms. Brockhuisen suggested the Rogers Memorial Chapel which Supt. Hopkins did not think would be a good idea. The Board agreed that the Village just does not have any space available either.

SEPARATION OF AMBULANCE AND FIRE DEPARTMENT: Currently, the ambulance falls under the certificate of need which is in the name of the Palmyra Fire Department (as per Chief Colburn). Attorney Williams suggested that the Village should initiate a Municipal Ambulance and the easiest, fastest way in which to accomplish this would be to have the CON transferred into the Village's name. Then the Village could contract with someone to have third party billing.

SPRING STREET HOUSE: The Board discussed and set the rent for the Spring Street house for \$600 which would be including utilities. The Clerk will notify the interested party.

ADJOURNMENT: Motion by Trustee Bradstreet, second by Trustee Husk, to adjourn at 9:15 p.m. Vote, 4 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch
Clerk Treasurer