

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

February 3, 2003 6:30 p.m.

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

PLEDGE OF ALLEGIANCE

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

APPROVAL OF MINUTES: Motion by Trustee Celentano, second by Trustee Palmer to approve the minutes from January 16, 2003 as submitted. Vote, 3 ayes, 1 abstain – Trustee Salomon. CARRIED.

Motion by Trustee Celentano, second by Trustee Palmer to approve the minutes from January 20, 2003 as submitted. Vote, 3 ayes. CARRIED.

APPROVAL OF VOUCHERS: Motion by Trustee Celentano, second by Trustee Palmer to approve payment of vouchers 647-653 for \$742.63. Vote 4 ayes. CARRIED.

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

1. Wayne County Cable Television Council Meeting
2. Thank you from Walsh's office
3. WC Master Plan Kickoff Meeting – Feb. 10, 2003 7:30 LGI Newark High
4. WC Travel Showcase

TRUSTEE REPORTS: Trustee Salomon moved to name Richard Clayton as Commissioner and himself as alternate to the Canandaigua Lake Watershed Commission, term of appointment to run from January 1, 2003 through December 31, 2003. Second was made by Trustee Celentano. Vote, 4 ayes. CARRIED.

Trustee Salomon reported on the two water main breaks that have occurred in the Village in the past week. One was at the corner of Jackson and Cuyler, the other one was on West Foster between Canandaigua and Birdsall. Both were repaired by the Highway crew.

Severn Trent has asked the Village for reimbursement in the amount of \$17,424.00 for New York State Sales Tax. Sales tax has not been paid by ST on consumable items over a multi year period purchased on behalf of the Village. Under the terms of the contract, the Village is responsible and liable for any sales taxes incurred. Severn Trent has known about this since November 2001 but has said nothing to Village until January of 2003. As a result of not coming forward sooner, the Village has incurred an extra sales tax expense. The Village could have been purchasing as a tax exempt buyer for itself. One of the advantages to having ST purchase all supplies was the reduction of work for the Village staff. This will no longer apply and perhaps the cost of the contract with ST should reflect that.

The Mayor will be writing to the Department of Taxation requesting a "private letter ruling" on our request that ST be named our agent thereby granting them tax exempt status on purchases made on our behalf. The village attorney will create an amended draft to the ST contract naming ST our agent. The Mayor will also be talking about this to Senator Nozzolio at NYCOM in February.

Trustee Piccola moved to appoint the following people to the respective positions in the Economic Support Committee, as well as the following committee members at large:

Chair	Carey Bailey
Financial liaison	Kim Giardina
Secretary	Beth Bradley
Committee:	Joseph Jackson, Joan Shaffer, Bob Grolling, Irene Unterborn, Kathy Wooden, and Jason Miller

The motion was seconded by Trustee Celetano. Vote, 3 ayes, 1 abstain – Trustee Palmer. CARRIED.

Trustee Palmer reported that the \$15,000 grant monies that were awarded to the Fire Department have not been received yet. There is no word when this money will come in, possibly March. This money has already been allocated towards the air packs.

Trustee Celentano gave a report comparing costs between last year and the present for snow removal costs.

	Last Year	This Year
Overtime Hours	67.5	380
Labor Cost	\$1494	\$8573
Salt tonnage	80.5	366.5
Salt costs	\$2143	\$9085
Plow runs	17	88

Mayor Daly reviewed her written report. The Economic Task Force met January 18th. Pete Langfield and Fred Borrelli are creating a marketing packet to be used to solicit new businesses. Jace Hudak is meeting with area service clubs to discuss cooperative beautification efforts.

The Wayne County Strategic Plan for Transportation has been presented to the County Board of Supervisors for comment and/or endorsement. The committee feels that the first issue to be addressed should be creating greater awareness of WATS.

Another informational meeting was held by Empire Zone Administrator for Wayne County, Lydia Birr and Town of Sodus Supervisor Donna Chittenden on January 20th at the Ultralite Facility in Newark.

The Town of Palmyra is waiting for an estimate from Stuart Brown Associates for doing the final stage on the Master Plan.

The committee putting together the text for the kiosks on Canal St. will be meeting again in February. The Small Cities Planning Committee is meeting February 4 at the Park & Club Rooms. Historian Beth Hoad has been asked to participate in a roundtable discussion on February 11, 2003 in Brockport for the Western Erie Canal Heritage Corridor Commission.

NEW/OLD BUSINESS:

PROPERTY MAINTENANCE CODE: Copies of the new state Property Maintenance Code were distributed for Board review and reference. Chapter 3 covers minimum conditions for exterior maintenance. This code is more detailed than what has been enforced in the past. Fines for violations to this code would have to be laid out by the Village. The next step before enforcing the new codes will involve educating the public about them. Supervisor Lyon and Mayor Daly will probably write a joint letter for publication.

Committee and Buildings and Ground Maintenance Superintendent Roger Weaver. It will be located on the left hand side of the walkway in front of Village Hall. The committee provided a sketch of the proposed memorial which will say:

ARMY MARINES NAVY

CITIZENS AND PATRIOTS COME FORTH AND SAY
THANK YOU
TO THE MEN AND WOMEN FROM PALMYRA WHO
SERVED THE ARMED FORCES OF THE UNITED STATES

AIR FORCE COAST GUARD

Motion was Trustee Celentano, second by Trustee Palmer to permit the installation of the War Memorial as outlined above, cost to be borne by the Class of 1940 and Mr. Ed. Dickinson. Vote, 4 ayes. CARRIED. Mr. Dickinson would like a dedication ceremony to take place on Memorial Day weekend. Their committee will make all the arrangements.

SIDEWALK PLOWING: The Board discussed Section 16-6 (Responsibility to Maintain Public Access to Sidewalks) of the Village Code. The Village offices have received several phone calls, in one case, a resident asking that the law be enforced. The general census of the Board was that the current law on the books is far too vague to enforce. The new Property Maintenance Code also addresses the issue but the Town and Village has not informed the public of it as yet. Further action will be taken along with the review of the Village code as part of the re-codification project and implantation of the new state code.

SALE OF VILLAGE PROPERTY: A Palmyra businessman approached Mayor Daly about purchasing adjoining Village property to his property. She will tell the property owner to make his request in writing. According to the village attorney, the next step will be to have several realtors give us a market analysis of the property to determine fair market value. Any sale of Village property must be for fair market value.

Motion by Trustee Celentano, second by Trustee Palmer to enter executive session for discussion of pending litigation. Vote, 4 ayes. CARRIED.

EXECUTIVE SESSION

Motion by Trustee Celentano, second by Trustee Palmer to re-enter public session with no action having been taken. Vote, 4 ayes. CARRIED.

ADJOURNMENT: Motion to adjourn at 8:00 p.m. by Trustee Celentano, second by Trustee Piccola. Vote, 4 ayes. CARRIED.

Respectfully submitted,

