

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

October 6, 2008                      7:00 p.m.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:** Present: Mayor Daly, Trustees Nolan, Husk, Palmer and Piccola and Attorney Williams.

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

**APPROVAL OF MINUTES:** Motion by Trustee Husk, second by Trustee Nolan, to approve the minutes from September 15, 2008 as submitted. Vote, 4 ayes. CARRIED. Motion by Trustee Husk, second by Trustee Piccola, to approve the minutes from the special meeting on September 16, 2008 as submitted. Vote, 3 ayes, 1 abstain, Trustee Palmer. CARRIED.

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

- Brownfield Cleanup Report: Garlock Sealing Technologies
- Celebration of Palmyra's Preserve NY grant, Village Hall 10/16/08 @11:00
- NYCOM about to turn 100 years old
- Thank you from Supt. Ike re: SRTS grant
- NYS DEC grant availability
- Serial Bond/BAN bid results
- Unified Planning Work Projects: Call for Action-Genesee Transportation Council
- Legal Briefs update
- Canandaigua Lake Watershed Council budget

**TRUSTEE REPORTS:**

**Trustee Husk** reported that he met with the Skateboard Committee. They discussed the wording of the proposed contract. Some of their concerns were valid. They are going to email him a "hard copy" of their concerns which he will bring before the Board. Supt. Hopkins anticipates that the apartment in the Sexton Building should be ready for showing by November 1<sup>st</sup>. On the fire contract, Trustee Husk and Mayor Daly will be meeting with Town representatives soon to discuss renewal terms.

**Trustee Nolan** reported that the Pirate Committee will be meeting on Thursday, October 9, 2008 at 7:00 pm at Village Hall. They will be working on a mission statement. He notified the Planning and Zoning Board Chairs of an upcoming Local Government Training session in Mt. Morris given by GFLRPC in case any members need to fulfill any training requirement. He also shared with those chairs information on the Julian Adams presentation on Historic Preservation on October 15, Lorri's Secret Garden at 6:00 pm.

**Trustee Piccola** reviewed Superintendent Boesel's written report, highlighting that the Highway Department completed the last scheduled brush pickup. The 2001 John Deere loader sold at the Monroe County Municipal Auction for \$71,000. The fork attachment for \$1400 and the clam attachment went for \$2200... for a total of \$74,650. The new loader should be delivered sometime this week. Brookside Terrace and Liberty Street were slurry sealed. A draft Inter-municipal Agreement has been prepared for the Shared Services grant. Supt. Boesel is working on bid specifications and is hoping to get that equipment out to bid within a couple of weeks. Summer laborer Mike Woodard has finished his stint as summer help, he'll be back for his winter duties the first week in November. The raw water line suffered from two more breaks today, one on E. Foster near Johnson and the other one on the Schwartz property on Johnson. Rd. The crews completed patching potholes on Sept. 16<sup>th</sup> on Canandaigua, Fayette and Foster Streets. Lastly, the new stop sign has been installed at Mill Street at Vienna making that intersection a three-way stop.

**Trustee Palmer** – no report.

**Attorney Williams** – no report.

**Mayor Daly** provided her usual written report, highlighting events that took place over the weekend; the Graduates of Distinction ceremony on Saturday and the NYS Canal Conference in Grand Island. STES' Richard Clayton and Mayor Daly took part in

a conference call with the NYS Office of Co-Funding and discussed funding for possible future water and sewer projects. NYS Environmental Services Corp. will be coming to the Village to look into it further.

### **NEW/OLD BUSINESS**

**REQUEST FOR WAIVER OF FOUNDATION FEE FOR REVOLUTIONARY WAR VETERAN:** Mayor Daly reported that she completed further research into the issue of providing foundations to veterans. She spoke with the NYS Division of Cemeteries and found that they regulate Association Cemeteries only. In the case of a municipal cemetery, it would be governed under NYS municipal law and as previously thought at the last Board meeting would not be allowed to waive foundation fees to any special interest groups. NYS law prohibits the use of public funds to benefit private individuals or businesses. Mayor Daly suggested that it might be a good project for the VFW and American Legion to undertake and establish a fund to cover costs outside the normal guidelines of perpetual care. As a point of information, a copy of the rules and regulations for the cemetery are given out with every lot purchase. The Village's prices for cemetery services are established by Board resolution and are available in the office of the Clerk.

**HYDE PARKWAY PROJECT:** Bob Raeman of Clark, Patterson, Lee, outlined the plans for the reconstruction of Hyde Parkway, particularly the first block. The first contract will be for the water main which will be replaced from Route 31 to Jackson Street. All water services and curb stops will be replaced as well. The new four foot sidewalk will be installed over the new 8" water line and the old 6" water main under the road surface will be abandoned. The second contract for sewer work will include relining two sections and the rehab of 3 manholes. The request for bids will be advertised October 15<sup>th</sup> and opened on November 10<sup>th</sup>. Mr. Raeman suggested that the Village send the residents of that area a letter telling them that if they have a galvanized water service line into their home, now would be a good time to replace it. Supt. Boesel recommended that one of the curb cuts be eliminated onto Hyde Parkway from the Mobil Station on the corner. It was thought that the extra curb cut was going to be eliminated when Route 31 was reconstructed but somehow it was forgotten.

**MARINA SURVEY:** With the upcoming improvements at the marina, Supt. Boesel and the office staff have been unable to locate any maps showing the location of Verizon's fiber optic line. Supt. Boesel asked if it might be a good idea to have an easement drawn up for future reference. Attorney Williams thought that that would not be necessary but a good idea to have the survey done. Motion was made by Trustee Piccola to engage Clark Patterson Lee to complete a survey of the marina, which has an approximate lot size of 1.67 acres for \$500.00 to be expended from Contingency A1990.4 and transferred to A1440.4 Engineering. Vote, 4 ayes. CARRIED.

**EXECUTIVE SESSION:** Motion was made by Trustee Husk, second by Trustee Nolan to enter executive session for discussion of possible litigation. Vote, 4 ayes. CARRIED.

**PUBLIC SESSION:** Motion was made by Trustee Palmer, second by Trustee Piccola to re-enter public session with no action having taken place in executive session. Vote, 4 ayes. CARRIED.

**SEQR HYDE PARKWAY PROJECT:** Motion was made by Trustee Piccola, second by Trustee Nolan to authorize the Mayor to sign the Short Environmental Assessment Form for the Hyde Parkway Improvements naming the Village of Palmyra as lead agent. Vote, 4 ayes. CARRIED.

**WATER TREATMENT STUDY:** The bids were opened September 24<sup>th</sup> for the water treatment system engineering study. They ranged from \$8900.00 to \$23,630.00. Board discussion was tabled until Richard Clayton has time to review the bids.

**SURPLUS BIKE SALE PROCEDURE:** Tabled until written procedure can be submitted by Chief Dalton.

**COMPUTEL:** The Board discussed a proposal from Computel Consultants for a utility billing analysis of our Time Warner Cable franchise fees. There are no up front costs and if they do not secure a refund there is no charge for their service. If they do secure a refund, their fee is a one-time charge of 50% of the refund. Motion was made by Trustee Piccola, second with Trustee Palmer, to send the response card in indicating our interest in pursuing a review of our Cable TV franchise agreement. Vote, 4 ayes. CARRIED.

**INTERMUNICIPAL AGREEMENT:** Motion was made by Trustee Palmer, second by Trustee Nolan, to authorize the Mayor to sign the inter-municipal agreement for the temporary exchange of law enforcement officers. Vote, 4 ayes. CARRIED.

**WCWSA:** Trustee Piccola reported that he has a mutual aid agreement from Wayne Co. Water and Sewer Authority for collaboration on emergency water and sewer services. Marty Aman would be happy to come to a Board meeting to discuss. Trustee Piccola will share the information with Richard Clayton.

**GARLOCK SIGN:** Garlock would like to erect a sign which directs traffic flow to the Kent Street entrance. They would like to know how to go about it. The Board asked Supt. Boesel to make a recommendation and talk with former trustee Kurt Salomon about it.

**CEMETERY WALK:** Motion was made by Trustee Palmer, second by Trustee Piccola to grant permission to Historic Palmyra to hold the fourth annual Cemetery Walk on Friday October 17<sup>th</sup> and Saturday, October 18<sup>th</sup> at 6:30 and 7:45 pm. Vote, 4 ayes. CARRIED.

**SCIENTIFIC PARANOMAL INVESTIGATIONS:** At the last meeting, Rob Henning with Scientific Paranormal Investigations, indicated that his group would like permission to run an investigation in the Palmyra Cemetery. At that time, he was asked about insurance and informed the Board that indeed they did not have insurance. Normally, they just use waiver forms. The Board agreed that until such time that they get liability insurance their request could not be considered.

**EXECUTIVE SESSION:** Motion was made by Trustee Nolan, second by Trustee Piccola to enter executive session for discussion of a personnel matter. Vote, 4 ayes. CARRIED.

**PUBLIC SESSION:** Motion was made by Trustee Palmer, second by Trustee Husk to re-enter public session with no action having taken place in executive session at 8:50 p.m.. Vote, 4 ayes. CARRIED.

**ADJOURNMENT:** Motion by Trustee Piccola, second by Trustee Husk to adjourn at 8:50 p.m. Vote, 4 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch  
Clerk Treasurer