

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

November 6, 2000 6:30 p.m.

PRESENT: Mayor Wilson, Trustees Gunkler, Celentano, Salomon and DeVogelaere.

CALL TO ORDER: Mayor Wilson called the meeting to order at 6:31 p.m.

PLEDGE OF ALLEGIENCE

Mayor Wilson announced a change in the sequence on the agenda and asked Mike Schaffron and Steve Metzger to give their update on the Canal Street reconstruction project. Steve reported the all the asbestos has been removed. All sanitary sewer laterals and the trunk line have been replaced. The water line has been completed and all services have been changed over. A completed works certificate has been issued for the water main by the Department of Health. The construction of the storm sewer is now in progress and should be about 60% complete by the end of the week.

Excavation down to the road base has been done and Villager has started to rebuild with the road materials. The sub-base will be compacted and optimistically, the curbs will be set sometime this week as well. Villager is hoping to get the binder down by the 16th as the plants will be closing soon.

There has been a water leak on the north side which will be replaced on Thursday. The Village will be able to go back on line with Garlock at that time. Presently, they are being supplied the WCWSA.

Mayor Wilson questioned Mike & Steve about the widths of the sidewalks. A resident mentioned to him today that back in November of 1999, it was decided to go with four foot wide sidewalks; Villager has them staked out at five foot as is indicated on the plans. Steve said the original proposal called for six foot sidewalks and they cut them back to five. He also reported that the sidewalks may also be installed this year. John Sargent, the resident who had spoken with the Mayor Wilson arrived and reiterated what he had told the Mayor earlier; he was certain four foot sidewalks were agreed upon. He requested that this be researched in the minutes. He has spoken with several residents who would like them to be four. Mike Shaffron reminded the Board that the design concept of Canal Street was to make it "more pedestrian friendly" and that the wider sidewalks would help to do this. Trustee DeVogelaere believes that the road specifications adopted by the Board last year also included a standard for sidewalks. He believes that the minimum standard was five feet. Project coordinator, Joyce Dutton agreed to contact all the homeowners. Mayor Wilson agreed that now would be the time to make changes if need be. The mayor and Joyce will work with LaBella and report back to the Board.

Joyce Dutton asked if the driveway aprons would be completed this year. Mr. Metzger said probably not but provisions would be made to give homeowners access after the binder was put down. This will probably be done with stone.

Apparently, after the sidewalks and recessed parking areas were staked out, Blazey's (corner of Homes and Canal) reported to the Village that the 55 foot tractor trailer which delivers to them once every two weeks will probably not be able to make the turn from their driveway onto Canal Street without running over the curb and tree on the corner.

Mr. Shaffron feels the best solution would be to increase the length of the parking "cut-out" area by three or four foot, tapering it toward the corner of Holmes and eliminate the tree altogether. The Board agreed to these changes. Mayor Wilson thanked Mike & Steve for the project review.

INSURANCE UPDATE: Mayor Wilson introduced John VanParys to make his presentation. John distributed hand-outs to the Board and gave a brief overview of the

coverage we now carry. As no one had any questions, Mayor Wilson thanked John for his time.

CORRESPONDENCE/ANNOUNCEMENTS: The following correspondence has been received and is on file at the Village Clerk's office:

- Workshop topic 11/20 Board meeting - Mutual of America 457 Plan for employees - all employees will be invited.

APPROVAL OF MINUTES: Motion by Trustee Celentano, second by Trustee Gunkler to approve the minutes from October 16, 2000. Vote, 5 ayes. CARRIED.

TRUSTEE REPORTS

Trustee Celentano reported that leaf pick up is on going. The culvert project on Mill Street should be completed in a couple of weeks.

Trustee Gunkler moved that Steven Bullock be accepted as a member of the Fire department pending the appropriate training and a satisfactory physical. Second by Trustee Celentano. Vote, 5 ayes. CARRIED. Trustee Gunkler reported that Chief Dalton will escort Santa to the Holiday Open House on December 2nd. He moved that the Fire Police handle the traffic due to the horse-drawn wagon rides between 10:30 am and 1:00 pm. Second by Mayor Wilson. Vote, 5 ayes. CARRIED.

Trustee Salomon reported that the new raw water line has been installed. On the other end of the village, the water main on Stafford Street is leaking and will be scheduled for repair. The water main on Mill Street was repaired last week; it had been broken by the culvert contractor. It should be no surprise to anyone but the water shut off valve in the vicinity of the Citgo station needs to be replaced. Unfortunately, ST Environmental thinks it may be located within the Civic Club's garden area. It would be best to wait till after the election to tell anyone from the Civic Club.

Trustee DeVogelaere - no report.

APPROVAL OF VOUCHERS: Trustee DeVogelaere moved for approval vouchers #387- 391 of November 6, 2000 for \$8,905.48. Second by Trustee Celentano. Vote, 5 ayes. CARRIED.

Mayor Wilson announced that DOT is recommending the use of heavy duty pavers for the crosswalks on all four legs of the intersections at Market/Fayette and William/Cuyler. They feel the paved crosswalks would tie the business district together better. The State would have maintenance responsibility for all of the crosswalks.

The State also requires a 10% "deposit" for the Village's share of "upgrades" ie. water main and sewer line replacements. The total estimated cost of this work is \$315,266.00. This deposit must be given to the NYS Comptroller within 20 days after the Letting Date (April 5,2001). In order to authorize this work to be done, Mayor Wilson made the following resolution:

RESOLUTION AUTHORIZING THE INCORPORATION OF, AND APPROPRIATING THE FUNDING FOR, MUNICIPAL WORK IN A STATE HIGHWAY PROJECT

A resolution authorizing the State of New York to incorporate the construction of 659 meters of water main, 1425 meters of water main size upgrades and 217 meters of PVC sewer main and related appurtenances, in the contract for the construction and/or reconstruction of Routes 31 and 21, P.I.N. 4021.03, in the Village of Palmyra.

WHEREAS, Section 10, Subdivision 27 of the New York State Highway Law provides, in part, that the Commissioner of Transportation shall have the power, upon the request of the municipality, to perform for and at the expense of such municipality, any work of construction or reconstruction, including the removal and relocation of facilities, provided the Commissioner of Transportation deems it practicable to perform such work in connection with the performance of work of construction, reconstruction, or improvement; and

WHEREAS, the State of New York is presently preparing contract plans for the construction, reconstruction, or improvement of Routes 31 and 21, which involves

construction within the route which the Village of Palmyra contemplated using for the construction of the water and sanitary sewer main betterment, and

WHEREAS, said construction, reconstruction, or improvement can be undertaken in conjunction with the construction of the aforesaid water and sanitary sewer main betterment at a substantial ultimate savings to the Village of Palmyra, and

WHEREAS, the Village Board desires the said water and sanitary sewer main betterment, the Village share of which based on the "additional cost" method is estimated to be \$315,266 for the water and sanitary sewer main, to be constructed expense of the Village of Palmyra, in connection with the above mentioned State contract, as set forth in the plans for said project.

NEW THEREFORE, it is

RESOLVED that the Village of Palmyra in regular meeting convened, petitions the New York State Department of Transportation as follows:

PETITION 1: The State of New York is hereby authorized to proceed with the necessary arrangements to incorporate the proposed water and sanitary sewer main betterment in the contract for the construction, reconstruction, or improvement of Routes 31 and 21, with the cost of said construction and necessary work in connection therewith to be borne by the Village of Palmyra.

PETITION 2: The Village of Palmyra will maintain said water and sanitary sewer main betterment subsequent to the construction thereof.

PETITION 3: This resolution shall take effect immediately.

FURTHER RESOLVED, that pursuant to Section 10 subdivision 27 of the Highway Law, the sum of \$315,266 is hereby appropriated to cover the cost of the water and sanitary sewer main betterment, and the Village Treasurer is hereby authorized and directed to deposit 10% of such sum with the State Comptroller within seven days following passage of this resolution, and the balance prior to the contract award and be it

FURTHER RESOLVED, that a copy of this resolution be filed with the State Comptroller and with the State Commissioner of Transportation; it being understood that upon completion of said water and sanitary sewer main betterment, in the Village of Palmyra, the Commissioner of Transportation of the State of New York shall transmit to this Board a statement showing the actual costs and expenses of such work and shall notify the Village Treasurer of the amount due from or to be returned to the Village, as the case may be, and that any sum due the State of New York shall be paid by the Village of Palmyra within ninety (90) days after the date of transmittal of said statement, and the funds therefor shall be raised according to the statutes in such cases made and provided; and

BE IT FURTHER RESOLVED that the Clerk of the Village Board is hereby directed to transmit five (5) certified copies of the foregoing resolution to the new York State Department of Transportation.

BE IT FURTHER RESOLVED, that Mayor Peter K. Wilson is hereby authorized to execute all necessary agreements on behalf of the Village of Palmyra, with the New York State Department of Transportation approving of the above-subject requested and authorized work and providing for the Municipalities participation in the cost thereof.

Trustee Celentano seconded the motion. Vote, 5 ayes. CARRIED.

PERMISSIVE REFERENDUM: In order to financially prepare for the Route 31 and 21 project costs, Mayor Wilson offered the following resolution:

PERMISSIVE REFERENDUM

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Village of Palmyra, Wayne County, New York, adopted a resolution during a meeting on November 6, 2000, subject to Permissive Referendum as follows;

BE IT RESOLVED that a sum up to and not to exceed TWO HUNDRED FORTY THOUSAND DOLLARS (\$240,000) shall be expended from the Capital Reserve Water System Improvements HR3 for the purpose of replacing a portion of the water main for the Route 31 and 21 project.

Following publication, the foregoing resolution shall be posted in six (6) conspicuous places and in accordance with Section 9-902 of Village law, shall take effect in thirty (30) days.

BY ORDER OF THE VILLAGE BOARD

Palmyra, New York
Alicia M. Lynch
Village Clerk

Dated: November 6, 2000

Completion: December 6, 2000

Second by Trustee Celentano. Vote, 5 ayes. CARRIED.

PERMISSIVE REFERENDUM

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Village of Palmyra, Wayne County, New York, adopted a resolution during a meeting on November 6, 2000, subject to Permissive Referendum as follows;

BE IT RESOLVED that a sum up to and not to exceed EIGHTY THOUSAND DOLLARS (\$80,000) shall be expended from the Capital Reserve Sewer System Improvements HR4 for the purpose of replacing a portion of the sewer line for the Route 31 and 21 project.

Following publication, the foregoing resolution shall be posted in six (6) conspicuous places and in accordance with Section 9-902 of Village law, shall take effect in thirty (30) days.

BY ORDER OF THE VILLAGE BOARD

Palmyra, New York
Alicia M. Lynch
Village Clerk

Dated: November 6, 2000

Completion: December 6, 2000

Second by Trustee Gunkler. Vote, 5 ayes. CARRIED.

As required by the State, Mayor Wilson offered the following motion:

RESOLUTION FOR THE MAINTENANCE OF WATER and SANITARY SEWER MAINS AND RELATED APPURTENANCES

WHEREAS, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of NY Route 3, S.H. 8036 in the Village of Palmyra, located in Wayne County, P.I.N. 4021.03, and

WHEREAS, the State will include as part of the construction, reconstruction and improvement of the above mentioned project the relocation of and adjustment to 2,265 meters of 6 NPS, 8 NPS and 12 NPS water main appurtenances, and 217 meters of 8NPS and 15 NPS sanitary sewer mains and related appurtenances, pursuant to Section 10, Subdivision 24, of the State Highway, as shown and described in the contract plans relating to the project and meeting the requirements of the owner, and

WHEREAS, the service life of the relocated and or replaced utilities has not been extended, and

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown and described in the contract plans relating to above mentioned project.

NOW, THEREFORE,

BE IT RESOLVED: That the Village of Palmyra approved of the relocation of and adjustment to their existing water and sanitary sewer mains and appurtenances and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Village of Palmyra will maintain or cause to be maintained the adjusted facilities performed as above state and as shown and described in the contract plans.

BE IT FURTHER RESOLVED: That Mayor Peter K. Wilson, acting in his capacity as the Mayor of the Village of Palmyra is hereby authorized to sign any additional documents or agreements necessary to progress this work.

BE IT FURTHER RESOLVED: That the Clerk of the Village of Palmyra is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.

Second by Trustee Celentano. Vote, 5 ayes. CARRIED.

NEW BUSINESS:

EDC/PLAYGROUND EQUIPMENT: Mayor Wilson introduced Irene Unterborn to explain the EDC's recommendations for the playground equipment for the Membership Item Grant. First of all, Irene wanted to publicly thank all those who helped in the Halloween festivities including the Village Board, Fire and Police Departments, Palmyra Democrats, Bonnie Hays, Roger Weaver and crew, Joyce & Tom Dutton, the press and all the families of the committee members. According to Irene, Stu Brown needs some direction before submitting the paperwork for the Membership Item Grant for the replacement of the park playground equipment. Irene recommended that the grant be used to replace the equipment that is already there. The one exception being the jungle gym. A four-way coaster climber would be purchased to replace it. Motion by Trustee Celentano, second by Trustee Gunkler to approve the equipment recommendations as outlined and presented by Irene Unterborn. Vote, 5 ayes. CARRIED.

FIRE HALL ROOF/NEGATIVE DECLARATION: Motion by Trustee Celentano, second by Trustee Gunkler to accept the Negative Declaration as prepared by Sniedze Associates for the replacement of the Fire Hall roof. Vote, 5 ayes. CARRIED.

SEWER AGREEMENT EXTENSION: The Village entered into an agreement with the Town of Palmyra in August of 1999 to receive and treat wastewater. The Town has applied to bond this improvement and institutions willing to fund the project require proof that the Village agrees to accept and treat the flows for the life of the bonding period. Motion by Trustee Celentano, second by Trustee Gunkler to authorize Mayor Wilson to sign the extension with the Town of Palmyra for sewage collection and treatment services. Vote, 5 ayes. CARRIED.

241 EAST MAIN ST.: Mayor Wilson reported that a construction meeting took place on November 3rd with potential bidders for the demolition of 241 E. Main St. Another meeting was held at Village Hall for the neighboring property owners to outline the project and the purpose of their easements. Bids will be opened on Friday, November 10, 2000.

NYSEG EASEMENT: The Board reviewed a proposed easement for NYSEG for the three new buildings going up at G & G Development (Swiss Chalet) on Fayette Street. NYSEG wants to bring the gas service line in from Spring Street on Village property.

Motion by Trustee Gunkler, second by Trustee Celentano, to authorize the Mayor to sign the easement pending attorney approval. Vote, 5 ayes. CARRIED.

FUELING STATION UPGRADE: In order to make all the vehicles compatible with the fueling facility upgrade, Mayor Wilson offered the following resolution:

PERMISSIVE REFERENDUM

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Village of Palmyra, Wayne County, New York, adopted a resolution during a meeting on November 6, 2000, subject to Permissive Referendum as follows;

BE IT RESOLVED that a sum up to and not to exceed ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500) shall be expended from the Capital Reserve Machinery & Equipment (HR7) for the purpose of purchase and installation of fueling upgrades for the vehicles.

Following publication, the foregoing resolution shall be posted in six (6) conspicuous places and in accordance with Section 9-902 of Village law, shall take effect in thirty (30) days.

BY ORDER OF THE VILLAGE BOARD

Palmyra, New York
Alicia M. Lynch
Village Clerk

Dated: November 6, 2000

Completion: December 6, 2000

Second by Trustee Celentano. Vote, 5 ayes. CARRIED.

TGL EASEMENT PURCHASE AGREEMENT: The Board reviewed the Easement Purchase agreement for the assignment of the ground lease from the Village to TGL Development Corp. for 355 Spring Street. The purchase price is \$100,000. Motion by Trustee Celentano to accept the terms of the Easement Purchase Agreement pending attorney approval and authorize the Mayor to sign. Second by Trustee Gunkler. Vote, 5 ayes. CARRIED.

MARINA: APD and Empire State Mechanical are requesting a change order for the work at the marina. Change order No. 3 is for an increase of \$4,682.59. The Board reviewed the following list detailing the modifications:

ITEMS	ACTION	INCREASE/DECREASE
Watermain discovery	Uncovered the main to determine the possibility of working around it and also to tap it to see if it was live.	Increase of \$1,626.00
Sheet pile wall revisions	Revised sheet pile wall to account for the proposed grading.	Decrease of \$4,721.50
Sanitary pump station revision	The length of the pump station is increased to account for the flow.	Increase of \$2,162.09
Backflow prevention	The NYSDOH has required the use of backflow prevention.	Increase of \$5,066.00
Additional Constructed Wetland Excavation	A greater amount of excavation is required in order to maintain an average depth of 18" for the constructed wetland area.	Increase of \$550.00

BALLET BAR: The Board discussed a request from the "Dance Out" class that meets every Thursday upstairs at the Park & Club Rooms. They would like to install a ballet

bar. The for some reason they relocated to another facility they would remove the bar and fill in any holes. Motion by Trustee DeVogelaere, second by Trustee Celentano to approve Dance Out's request and have them ask CEO, Bob Grier for instructions on its placement. Vote, 5 ayes. CARRIED.

ADJOURNMENT: Motion to adjourn at 8:35 p.m. by Trustee Celentano. Second was made by Trustee Gunkler. Vote, 5 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch
Village Clerk