

**VILLAGE OF PALMYRA
BOARD OF TRUSTEES
June 5, 2006 7:00 p.m.**

ROLL CALL: Present: Mayor Daly, Trustees Piccola, Palmer, Celentano, Hopkins, and Attorney Williams.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF MINUTES: Motion by Trustee Celentano, second by Trustee Hopkins to approve the minutes from the May 15, 2006 as submitted. Vote, 4 ayes. CARRIED.

CORRESPONDENCE/ANNOUNCEMENTS/INFORMATION:

- Village Board Meeting for July – Wed. July 5th
- Auction results – Village netted \$9814.00 Total sales - \$3,035,111.50
- Palmyra in state trail newsletter, CANALWAY
- Mural article in Daily Messenger
- Palmyra in the newsletter from Midlakes Navigation
- Copy of handout about revolving business fund
- July 20 and 21 the Colonial Belle will be at the Port of Palmyra for rides and on July 30th for a dinner cruise
- Superintendent Weaver received the outstanding achievement award in horticulture for 2006 from FLCC

NEW/OLD BUSINESS:

RESIDENT REQUEST/FISCHEFFE: Ray and Carol Fischette addressed the Board requesting that the Board consider enacting an ordinance against Jake brakes. Attorney Williams reminded the public that that sort of ordinance is very hard to enforce. However, it was thought that the signs banning the brakes might prove to be deterrent enough. Attorney Williams will research and have something prepared for the next meeting. We may be able to do something by resolution.

RESIDENT REQUEST/WILLIAMSON: Business owner Dean Williamson addressed the Board about the drainage and erosion of the right-a-way and sidewalk on the west side of the Getty Mart property. Mr. Williamson proposed a joint project to fix the problem and discussion followed regarding possible solutions. It was agreed that Trustee Piccola would meet with Mr. Williamson, then bring in Bob Raeman and Mike Boesel for further discussion after the cost split is determined.

TIME WARNER BORING: Joe Iannello, engineering representative with Time Warner, addressed the Board to request permission for Time Warner to bore under Burnham Heights to get service to the Nolan home. An email from Richard Clayton, strongly recommends a camera inspection of the sewer prior to any boring given recent events on Hyde Park. Mr. Iannello admitted that if the gas line is in the street (which is unlikely) they would make other arrangements.

TRUSTEE REPORTS: Trustee Hopkins reported that the Farmer's Market is underway and will run every Saturday morning from 8:00 am to noon. June 17th is scheduled for the community garage sale in the park from 8 am to 1 pm and the movie in the park at dusk. Fabulous Fridays begin June 16th, merchants will be open to 7:00 pm and there will be live music in the park, June through October.

Trustee Celentano reported that STES has been doing smoke testing of the Village sewer system and have not run into any major problems.

Trustee Palmer – reported on a minor accident in the cemetery involving the old pick-up truck. An estimate to fix our truck was \$4,000 and Superintendent Weaver recommends NOT spending the money, the truck is too old. They will, however, repair the running board. There was a report filed with the police.

At their monthly meeting, the Fire Department discussed the "missing firemen's exemptions" on their tax bills. The exemptions have been calculated in their amounts just not listed on the bill as they normally would appear. We are taking a look at the procedure for reporting to the assessor on who would be entitled to these exemptions. The Fire Department is once again looking at re-writing their by-laws and reviewing the insurance coverage.

Trustee Piccola reported that the new Ford 250 pickup was also involved in a mishap with a deer. Damage was \$1100 and will be fixed towards the end of June. The check has already been received, the deductible is \$250.00. On May 23rd the final walk through took place on Howell Street. The privets are all planted at the Records but the lilacs on the other corner are not in yet. The new sign has been installed at the marina. The chip sealing has been completed on five village streets and they are sweeping to pick up any access stone. The brush pile has been ground and eliminated, including what has accumulated this year. It took twelve and a half hours at \$325.00 per hour.

Attorney Williams – no report.

Mayor Daly provided her customary written report and reported that the first official walk on the new Wetlands' Nature Trail will take place on June 17th. Eventually, both elementary schools are planning on making use of the trail as part of their science curriculum. At Mayor Daly's suggestion the Board agreed to tour the apartment in the Park and Club Room building and the Spring Street house.

Motion by Trustee Celentano, second by Trustee Palmer to enter executive session for discussion of several contractual matters. Vote, 4 ayes. CARRIED.

EXECUTIVE SESSION

Motion by Trustee Celentano, second by Trustee Palmer to re-enter public session. Vote, 4 ayes. CARRIED.

NEW/OLD BUSINESS:

CANAL STREET LOT: Motion was made by Trustee Palmer, second by Trustee Celentano to accept the terms of Mr. O'Connell's purchase offer for the vacant lot on Canal Street, purchase price to be \$6400. Vote, 4 ayes. CARRIED.

CSEA CONTRACT: Motion was made by Trustee Celentano, to ratify the CSEA, Village Unit 9109, contract. Second was made by Trustee Piccola. Vote, 4 ayes. CARRIED.

VILLAGE HISTORIAN: As the Town Board has named Beth Hoad to the position of Historian, motion was made by Trustee Hopkins, second by Trustee Celentano to endorse her appointment for Village Historian. Vote, 4 ayes. CARRIED.

BUILDING PROJECTS: Trustee Palmer reported on the outcome of the bids he solicited for removal of the Village Hall garage. Estimates were as follows:

Empire Wrecking:	Building tear down: \$24,000
	Floor removal 6,000
Sessler:	Building tear down: \$28,000
	Floor removal 5,000
Schrieber Excavating:	Building tear down: \$ 9,700
	Floor removal 3,300

One of the concerns for demolition is the way in which the garage is tied into the main building. All estimates would cost more than re-roofing the garage.

Trustee Palmer did not pursue any addition information on the window replacement as he wasn't sure how serious the Board was in doing that part of it. He feels any bonding that the Village decides to do, the estimates would be good enough to go on. After further discussion, motion was made by Trustee Palmer, second by Trustee Hopkins to direct bond counsel to prepare a bond resolution for the following work on

the Park and Club rooms, the Village Hall and the Fire Hall house, not to exceed \$75,000.00 which includes approximately 13% for overages:

<u>Village Hall:</u>		<u>Park & Club Rooms:</u>	
Police garage roof	\$10,560.00	Fire Escape	\$ 3,500.00
Garage interior	1,150.00	Driveway paving	10,000.00
Front ramp	1,850.00	Roof repair	<u>14,550.00</u>
Rear entrance stairs	1,525.00		\$28,050.00
Remove Fire escape & West side balcony	<u>800.00</u>		
	\$15,885.00		

<u>Fire Hall</u>	
Parking lot: crack and chip sealing	\$10,000.00
Stucco repair and paint to bldg.	<u>12,000.00</u>
	\$22,000.00

Vote, 5 ayes. CARRIED.

TAX ASSESSMENTS: Mayor Daly reported that the State Legislature has passed an amendment to the Real Property tax law which changes the basis on which subsidized properties are assessed. Income derived from the residents only (the subsidized income is now excluded) can be used when determining the value of the property. This will mean a 1.2 million dollar reduction in the Village tax rolls. Trustee Celentano moved to adopt the following resolution in response to this legislature:

The duly elected members of the Board of Trustees, Village of Palmyra, Wayne County, respectfully request that the Legislature of the State of New York rescind section 581-A of the Real Property Tax law.

This amendment, which alters the basis on which properties serving tenants who must meet an income test are assessed, places a further burden on the communities already struggling with increasing taxes and a shrinking property base.

The revitalization of Western New York State, Wayne County, and the Town and the Village of Palmyra, is further delayed, if not, prevented by this new financial burden. It acts not only as a deterrent to the establishment of new business or industry within the community, but may also cause the closing and/or flight of business from New York State.

Trustee Piccola moved to second the resolution. Vote, 4 ayes. CARRIED.

HORSE DRAWN VEHICLES: In light of recent discussion regarding horse drawn vehicles in the village, Animal Control Officer Mr. Rose recommends the adoption of the following guidelines:

Operation of a horse (or any other draft animal) drawn vehicle for commercial purposes within the Village of Palmyra will be permitted for the period of one season and may be renewed annually by the Village Board if the following conditions are met:

1. An annual veterinary report on the horse's condition is provided.
2. The horse is properly shod for walking on pavement.
3. Fouling of the street or sidewalk by manure is prevented. Should cleanup become necessary, it must be immediate and thorough.
4. The horse is not to be left unattended at any time.
5. The Village Office is to be provided with a copy of the route to be followed. The Office is to be informed of any changes made to the route and said route must be approved of by the Police department.
6. The operation must comply with all applicable New York State laws, rules and regulations.
7. The operation must provide proof of insurance.
8. The operation must obtain at peddler's permit.

Trustee Hopkins moved to adopt the guidelines as outlined by ACO Rose. Second was made by Trustee Celentano. Vote: 4 ayes. CARRIED.

KAYAK/CANOE DOCKING: Mayor Daly has been collecting data on having a kayak/canoe dock installed at the Port of Palmyra. Technidock submitted a \$5500 verbal quote on a floating dock. We had no response from Premier Material Tech or Wickcraft Company. Jet Float submitted a \$3943 quote but strongly recommended the construction of a wooden platform to connect their product to. VanScott Builders was for \$5,983.00 for a 12' X 20' X 1' pressure treated dock. The Jet Float dock would have to be removed and stored inside in the winter. Storage would be a problem in addition to its weight. According to Stu Brown's office, funding can come from the trail capital project (H46).

Stuart Brown Associates has completed the environmental assessment for construction of the kayak launch and it is on file at Village Hall. They have determined that there will be no negative impact upon the environment. A legal will be placed in the Courier Journal inviting comments from the public about the negative impact and to raise questions about the project.

Trustee Celentano moved to accept the bid from VanScott Builders for \$5,983.00 for a permanent pressure treated canoe/kayak launch to be expended from H46 pending completion of the public comment period. Trustee Hopkins seconded the motion. Vote, 4 ayes. CARRIED.

ADJOURNMENT: Motion to adjourn at 9:00 p.m. by Trustee Celentano, second by Trustee Hopkins, 4 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch
Village Clerk Treasurer