

Aug. 5th. 1958.

Regular Board of Trustees

Meeting, Trustees Room, 7.30 P.M.

Present were: Pres. A.B. Johnson, Trustees Mierke, Goodness and Wilson.

Vouchers: were presented, audited and approved for payment on motion of Wilson, seconded by Goodness from the General Fund \$5640.73 and from the Water Fund \$858.06. Motion carried.

Tree Spray:

Monroe: Mr. Ingrick of Monroe Tree Surgeons of Rochester came before the Board due to refusal to pay the contract for "spraying all the trees in the village" as per bid requirement. Mr. Ingrick suggested that trees be examined for leaf damage as proof of spraying. Board suggested a 50% settlement of bid price. Report of investigation to be submitted later.

Melvin

Hunt: Of East Foster St. came before Board and suggested that he would like any mason work that village might have to be done. Also reported speeding on E. Foster St. and requested "slow, children playing" be installed. Board approved signs be made and installed.

Light on
Canal St.

Mrs. Seleste Clark requested a street light on east end of Canal St. due to dark area. Highway committee reported that area was dark but budget would not permit light this year. Clerk to write Mrs. Clark of decision.

Storage
Bldg.

Trustee Goodness reported that water storage building was under construction on Spring st. Walls up and ready for roof.

Community
Center:

Trustee Wilson reported that some effort had been made to clean up rubbish and further steps would be taken to finish cleaning. Wilson recommended that about 21 broken windows be replaced before cold weather and that plywood be installed over lower section of windows to prevent further breakage.

Divers-
Water line.
Lake.

Trustee Wilson reported that Wm. Larsen Engineers had made inspection of water line and intakes by diving, and a written report would follow.

Boat-for
diving.

Contract with Larsen Engineers required boat to be furnished at village expense. Motion by Goodness and seconded by Mierke that cost of boat and operator be paid by voucher.

Tractor-
Digger.

Trustee Mierke reported that a used International Tractor with rear boom and shovel, and front loading bucket, used, was available at a price of \$2000.00 and the worn Quickway shovel would be accepted in trade with an allowance of \$500.00 making the net cost of equipment \$1500.00. Original cost new, 2 years ago \$5200.00.

Advertise

Bingo-vote: Clerk requested to advertise the ordinance passed by the Board of Trustees for two weeks, so that a local ballot could be held Sept. 23rd. 1958 for the choice of the people.

Light-
Police
Office:

Trustee Mierke reported that the lighting in the police office to be very bad even though a 300 watt bulb was being used. Motion by Wilson and seconded by Mierke that a new light fixture be installed with fluorescent tubes. Motion carried.

Bond-LDS
Sign.

Church of Latter Day Saints furnished bond to village for protections in case over-street sign should cause damage. Bond ordered filed.

Parking-
Carroll St.

The matter of parking on Carroll St. was again discussed and no solution seemed to be available as residents were unable to accept any compromise other than complete prohibition on both sides of street. Matter tabled.

Aug. 5th. 1958.

Continued.

Adjourn: Motion by Trustee Wilson and seconded by Goodness that meeting adjourn at 10.10 P.M.

R.H.Fisk clerk.

USE BY

Aug.19th.1958 Regular meeting
Board of Trustees
7.30.P.M. Trustees Room.

Present: were Pres.A.B.Johnson, Trustees Mierke, Neale, Goodness and Wilson.

Vouchers: were presented, audited and approved for payment on motion of Mierke and seconded by Wilson, from the General Fund \$5155.88 and from the Water Fund \$775.39, Cap.Construction Fund \$53.48, being vouchers #335 to 368 inc.Motion carried.

Tractor-Digger: Foremen Hanagan and German were called before the Board to discuss purchase of International Digger and general use by all departments. German reported that he had not seen the machine, wondered who would run or operate it, would boom cylinder leak but he would try it for use on water main excavations.

Tree-E. Jackson "Elton". Trustee Mierke reported that tree would have to be removed at property of Jarvis Elton in order to permit a driveway to be built on east side of residence. Also the utility pole would need moved six feet by the expense of utility company as well as tree.

Willow & E. Jackson Extension Streets. Complaints by residents that these streets were not maintained or snow removed were presented by Board of Trustees and the question of deeding and dedication was brought up. Atty. Nesbitt to inquire as to status of these streets.

Cemetery Truck: Chief J.O'Brien of fire dept.requested that Board arrange to store cemetery truck at another place if possible as truck leaked oil on floor and was in the way at times and had to be moved frequently. Board decided that it remain for the time being in fire barn at rear of village hall.

Report of Charter Commission: The question of printing the entire report of bi-partisan commission of Village Charter vs village law so that the voters would be informed about the report prior to the voting, at a cost of \$44.80 as quoted by Palmyra Courier. Motion by Trustees Mierke and seconded by Neale that the report be printed in full Sept.10th.1958 in the Courier, motion carried.

Village Park: Mormon Scouts from Canada and Virginia were permitted to camp in the village park during the Mormon Pageant.Letter of thanks received for use of park.

Wage raise Scribner: Motion by Trustee Wilson and seconded by Neale that Sgt. Scribner, not having been increased in salary April 1st.1958 as were other police, be given an increase of \$2.50 per week starting Aug.16th.1958. Motion carried.

Petition Smoke Dump; A petition by residents of Town of Palmyra, protesting to the Supervisor Mate of smoke nuisance was received by Board from Mr.Mate with quotation from town ordinance on village dump.
Clerk to request Mr.Mate to come to next meeting, Sept.2nd. for further discussion on dump and discuss the terms for a renewal of fire contract with Town of Palmyra.

Full time Clerk. The Board of Trustee having discussed previously the project of having a full time clerk 9AM to 5 PM. on a salary basis of \$5,000.00 per year, with a weeks vacation with pay, to assume all clerks duties except cemetery clerical, tax collections, zoning permits and building permits. Clerk to have the privilege of continuing income tax service at his home and subdivision outside of town. Office to be open Monday thru Friday except usual holidays, six in number.
Motion by Trustee Wilson and seconded by Neale that Clerk Fisk be appointed full time clerk 9.AM to 5 P.M.

starting Oct.1st.1958 on the theory that water collections will be made until next April by the present water collector, and extra office help will be provided if and when necessary, should the work load exceed the expected full time office of five days per week. Motion carried.

Mormon

Signs: The Mormon Church applied for permission to erect two signs , one at Stafford St. and one at Main and Canandaigua Sts. 4ft. x 4ft. being directional signs to church properties.

The Board instructed clerk to advise the Church that further investigation of location, size, material and height from ground before permission be granted.

Judge

Lynn: The Board of Trastees have been questioned on the change of sentence of one "Cosco" sentenced to Jamesville Penitentiary for six months being released in about four weeks after incarceration. The Board is aware they have no jurisdiction over the office of police justice, but do wonder if justice is being observed and served at this time. A report is requested from the police committee at the next meeting.

Ballots:

Sept.23. Due to a special election on Sept.23rd.1958 for the purpose of the voters deciding as to the retention of the village charter and the choice of the voters regarding the legalizing of Charity Bingo, the village attorney is requested to prepare a legal notice of the special election to be published Sept.3rd.1958, and the form of ballot or ballots to be printed for this election.

Firemen: Clerk is requested to ask the assistance of the Fire Dept. with their public address system to urge voters to attend public hearing on the Village Charter Sept.19th.1958 in order that the public be informed before balloting on the issue at the special election.

RUSSELL H. FISK, Clerk

TRUSTEES

PAUL F. MIERKE (1 year)
REGINALD E. NEALE (2 years)
STANLEY J. GOODNESS (3 years)
CARROLL G. WILSON (4 years)

GEORGE T. HANAGAN
Highway Foreman
ELMER A. BROWN
Cemetery Foreman
WILLIAM E. GERMAN
Water Plant Operator

The Village of Palmyra

(INCORPORATED 1828)

ANSON B. JOHNSON, PRESIDENT

August 15, 1958

THERESA P. SMITH, Treasurer

DR. JAMES D. BRAMER
Health Officer
JOHN D. LYNN
Police Justice
JAMES C. O'BRIEN
Chief of Fire Department
HENRY B. NESBITT
Attorney
MERLE A. DICKINSON
Police Chief

Palmyra, N. Y.

To the Village Board of Trustees
Palmyra, New York

Att'n: Mr. Paul Mierke, Street Committeeman

Dear Sirs:

It is hereby requested that the Village Board make an immediate purchase of a tractor-digger.

As you may know, the High School Building on Hyde Park will be opened in a matter of two weeks. At the time of the opening and thereafter this street will receive very heavy traffic and its present condition is such that it is unsafe and in a dangerous condition to receive the heavy traffic including that of the school buses. There is a lack of proper drainage under the highway causing the road to break up creating very large holes and pits.

In order to immediately correct this situation, it will be necessary for me to have a new tractor-digger prior to the opening of school and in sufficient time to correct the situation. The present Quick-

ISSELL H. FISK, Clerk

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JUL F. MIERKE (1 year)
GINALD E. NEALE (2 years)
ANLEY J. GOODNESS (3 years)
RROLL G. WILSON (4 years)

GEORGE T. HANAGAN
Highway Foreman

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In order to immediately correct this situation, it will be necessary for me to have a new tractor-digger prior to the opening of school and in sufficient time to correct the situation. The present Quick-way shovel owned by the Village is beyond proper repair and cannot be suitably repaired prior to the opening of school.

As far as this Highway Department is concerned, the condition of the roadway on Hyde Park has created an emergency situation which must be taken care of prior to the opening of school.

Very truly yours,


George Hanagan,
Highway Foreman

The following resolution was offer by Trustee Paul Mierke and Trustee Reginald Neale moved its adoption:

WHEREAS, this Board has received formal notification from Mr. George Hanagan, Highway Foreman, that the roadbed on Hyde Park is in dangerous condition due to the fact that there is improper drainage causing large holes and pits in the roadway, and

WHEREAS, due to the fact that the High School Building on Hyde Park will be in use within a period of two weeks due to the opening of the school year and the roadway will then be used by the school buses and other traffic to and from the high school, and

WHEREAS, this Board has been informed that the Village does not have adequate equipment to fix the roadbed and that there is an immediate and emergency need for a tractor-digger to be used in work on the said roadbed, and

WHEREAS, this Board has been informally informed by the said Foreman that one John Blazey, implement dealer in the Village of Palmyra, has available a second-hand tractor-digger which can be purchased for the sum of \$2,000.00 and that the said Blazey will credit this Village with the sum of \$500.00 for a Quickway which is of no further practical use to the Village.

NOW THEREFORE, BE IT RESOLVED, that the Village of Palmyra under the emergency provisions of Section 103 of the General Corporation Law purchase the said tractor-digger from the said Blazey for the sum of \$2,000.00 less a credit of \$500.00 for the Quickway now owned by the Village of Palmyra, and that the said purchase price in a net amount of \$1,500.00 be paid to the said Blazey from the highway funds upon presentment of proper voucher and claim.

President Johnson requested a voice vote on the above resolution and Trustees: Wilson voted yes, Neale voted yes, Goodness voted yes, and Mierke voted yes, whereupon the President announced the unanimous adoption of the above resolution.

Transfers:

Resolved:

That the clerk shall be empowered to make the following transfers:

From the Contingent Fund to A 51-400	amount	\$275.00
From the Contingent Fund to A 60-400	"	\$ 20.00

The above resolution was offered by Trustee Mierke and seconded by Goodness that the above resolution be adopted. President Johnson requested a voice vote on the resolution and Trustees Mierke voted yes, Neale voted yes, Goodness voted yes, and Wilson voted yes, and the president announced the adoption of the resolution.

Special Election announced the
Charter-Bingo. Resolution.

The following resolution was offered for adoption by Trustee C. Wilson who moved its adoption, and seconded by Trustee Goodness:

BE IT RESOLVED that the Board of Trustees call a Special Election to be held at the Village Hall in the Village of Palmyra New York, on the 25th day of September, 1958, polls to be opened at 12:00 o'clock noon and polls to close at 7.00 oclock in the afternoon, Eastern Daylight Saving Time, for the purpose of voting upon the following propositions:

7-22-1971

[illegible]

12-17-1964 11:15 AM 12-17-1964 11:15 AM 12-17-1964 11:15 AM 12-17-1964 11:15 AM 12-17-1964 11:15 AM

AND: NOTICE TO THE ATTORNEY OFFICE:

FROM THIS BURNED COVER PAPER, AND ITS BLOOD, OF 20 MARCH.

THE ATTORNEY GENERAL'S OFFICE IS NOT A PART OF THE DEPARTMENT OF JUSTICE.

R.H.Fisk, clerk.

Special Election announced the adoption of the resolution.
Charter-Bingo. Resolution.

The following resolution was offered for adoption by
Trustee C. Wilson who moved its adoption, and seconded
by Trustee Goodness:

BE IT RESOLVED that the Board of Trustees call a Special
Election to be held at the Village Hall in the Village of Palmyra
New York, on the 25th day of September, 1958, polls to be opened
at 12:00 o'clock noon and polls to close at 7.00 oclock in
the afternoon, Eastern Daylight Saving Time, for the purpose of
voting upon the following propositions:

Proposition No. 1

"Shall the Village of Palmyra, New York, be reincorporated
under the Village Law of the State of New York, being Chapter 64
of the Laws of the State of New York for 1909, and the acts
amendatory thereof?"

Propositition No. 2

"Shall the ordinance adopted by the Board of Trustees of the
Village of Palmyra on June 10, 1958, which authorizes the conduct
of bingo games within the Village of Palmyra be approved?"

AND BE IT HEREBY FURTHER resolved that printed ballots be
provided for such election and that each ballot relating to the
proposition concerning reincorporation shall contain the words

"For the reincorporation of the Village of Palmyra, New York,
under the Village Law."

AND BE IT HEREBY FURTHER resolved that the Clerk of this
Board cause to be published in the Palmyra Courier-Journal, a
newspaper regularly printed and published in the Village of Pal-
myra, New York, weekly, on September 3, 1958, and on September 15,
1958, and on September 25, 1958, said publication being at least
20 days prior to the said Special Election and in accord with the
provisions of Section 4 of Chapter 194 of the Laws of 1879, and
acts amendatory thereto, a notice of said Special Election in the
following form:

Continued:

NOTICE OF SPECIAL VILLAGE ELECTION

The Board of Trustees of the Village of Palmyra, New York, hereby give notice that a Special Election for said Village will be held at the Village Hall in said Village on the 25th day of September, 1958, polls to open at 12:00 o'clock noon and to close at 7.00 oclock in the afternoon, Daylight Saving Time, for the purpose of voting on the following propositions:

Proposition No. 1

Shall the Village of Palmyra, New York, be reincorporated under the Village Law of the State of New York, being Chapter 64 of the Laws of the State of New York for 1909, and the acts amendatory thereto?

Proposition No. 2

Shall the ordinance adopted by the Board of Trustees of the Village of Palmyra, New York, on June 10, 1958, which authorizes the conduct of bingo games within the Village of Palmyra be approved?

AND BE IT HEREBY FURTHER RESOLVED that the Village Clerk shall file proof of publication of said notice in the Village Offices ⁱⁿ and further that said Clerk shall post ^{six} conspicuous places in the Village of Palmyra at least 20 days before said Special Election, true printed copies thereof and file proof of so posting such notices in the Village offices.

President A.B. Johnson requested a voice vote on the above resolution:

Trustees Paul Mierke voted yes, Reginald Neale voted yes, Stanley Goodness voted yes, and Carroll Wilson voted yes, whereupon the president announced the unanimous adoption of the resolution.

Sept. 2nd. 1958.

Meeting Board of Trustees, Village Hall. 7.30 P.M.

Present: Were President Johnson, Trustees Mierke, Neale, Goodness and Wilson.

Vouchers: Were presented for audit and approved nos. 370-396 Inc. and on motion of Wilson and seconded by Neale that payment be made from the General Fund \$7924.59, Water Fund \$3408.58 and Capital Construction Fund \$169.78, motion carried.

**Certify
Notices
Special
Election.**

AFFIDAVIT OF POSTING

RE: SPECIAL ELECTION SEPTEMBER 25, 1958

State of New York :

County of Wayne : ss.

Village of Palmyra :

Russell H. Fisk, being duly sworn, deposes and says, that he is over twenty-one years of age; that he resides in the Village of Palmyra, New York; that on the 3rd day of September, 1958, he posted copies of the annexed Notice of Special Election, pursuant to a resolution by the Board of Trustees of the Village of Palmyra, Wayne County, New York, adopted at a meeting held September 2nd, 1958, in six public places within the Village of Palmyra, Wayne County, New York, which are respectively described as follows:

1. On the bulletin board in the Village Hall on the south side of East Main Street, in the Village of Palmyra.
2. On the bulletin board in the Palmyra Office of Genesee Valley Union Trust Company, on the south side of East Main Street, in the Village of Palmyra.
3. In the Town Clerk's Office on Cuyler Street, in the Village of Palmyra.
4. On the bulletin board in the United States Post Office on Cuyler Street, in the Village of Palmyra.
5. In the window of the Henry E. Mitchell Agency, on the north side of East Main Street, in the Village of Palmyra.
6. In the window of Knapp's Insurance Agency, on the north side of East Main Street, in the Village of Palmyra.

That the above are six of the most conspicuous public places in said Village of Palmyra, Wayne County, New York.

Russell H. Fisk

Sworn to before me this

1st day of October, 1958

Henry B. Mierke
Notary Public, Wayne County, N.Y.
My Commission expires March 30, 1960

NOTICE OF SPECIAL VILLAGE ELECTION

The Board of Trustees of the Village of Palmyra, New York, hereby gives notice that a Special Election for said Village will be held at the Village Hall in said Village on the 25th day of September, 1958, polls to open at 12:00 o'clock noon and to close at 7:00 p.m. in the afternoon, Daylight Saving Time, for the purpose of voting on the following propositions:

Proposition No. 1

Shall the Village of Palmyra, New York, be reincorporated under the Village Law of the State of New York, being Chapter 64 of the Laws of the State of New York for 1909, and the acts amendatory thereto?

Proposition No. 2

Shall the ordinance adopted by the Board of Trustees of the Village of Palmyra, New York, on June 10, 1958, which authorizes the conduct of bingo games within the Village of Palmyra be approved?

STATE OF NEW YORK, }
COUNTY OF WAYNE } ss:

Virginia Jennings

being duly sworn, says that she is the

Bookkeeper

of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a

notice

of which the annexed printed slip is a true copy, was duly published therein once in

each week for *three* successive weeks, beginning *September 4, 1958*

and ending *September 18, 1958.*

Virginia Jennings

Sworn before me this

2nd

day of

October

19

Fees

Thelma A. Walton

THELMA A. WALTON Notary Public, Wayne County.

NOTARY PUBLIC, State of New York

Residing in Wayne County No. 59 - 4149400

Term expires March 30, 1959

Leak Locator: After examining various brochures on "leak locaters" for the water dept. a motion by Trustee Mierke and seconded by Trustee Neale that purchase be authorized from the Pollard Co. of New Hyde Park, N.Y. at an approximate price of \$295.00 with necessary equipment and our present "box locator" be shipped to the same manufacturer for repair, motion carried.

Dump nuisance:
S.W. Mate Supervisor Mate came before the Board to discuss the complaint of nuisance from the burning of Garlock waste material, which caught fire recently and created an immense amount of black smoke. It was agreed that the Garlock Co. had a serious need for disposal of waste. Mr. Mate produced Town of Palmyra ordinance which would prohibit the factory waste being dumped there. Clerk to request Garlock Co. to send an engineer at next meeting to discuss ways and means of eliminating nuisance.

Stafford St. Sewerage: Clerk instructed to write to Mrs. Elizabeth Cleason, that vacant lot on Stafford St. Owned by her and containing a depression into which overflows from various septic tanks, be filled with gravel, the Board of Trustees acting as a Board of Health.

Plywood-over windows upstairs Village Hall. Trustee Wilson requested that a motion by him for the installation of plywood over the lower section of 2nd. floor windows be installed at an estimated cost of \$75.00, was seconded by Trustee Goodness and carried.

Police Clothing: Chief Dickinson requested approval of the purchase of 2 raincoats for school patrolmen, and three pairs of pants and one hat for the policemen. Motion by Mierke and seconded by Neale that purchase be approved, was carried.

Cemetery Coll: Elmer A. Brown reported collections of \$395.00 for services at the cemetery.

Sept. 2nd. Meeting continued.

Board of Trustees.

Water Applications: Water service applications were received from Mrs. Marvin VanderWedge and William Scheemaker for installations on Maple Ave. District. On motion of Trustees Goodness and seconded by Mierke that both be approved, motion carried.

Adjourn:

A motion by Trustee Mierke and seconded by Wilson that meeting adjourn at 10.28 P.M.

R.H. Fisk, clerk.

PAGE FOUR

PALMYRA COU

BINGO LICENSING ORDINANCE OF THE VILLAGE OF PALMYRA

An Ordinance Authorizing Bingo Games to be Conducted by Authorized Organizations within the Territorial Limits of the Village, Requiring a License Therefor Regulating the Conduct of Said Bingo Games and Providing Penalties for the Violation hereof, Pursuant to the Authority Conferred by Chapter 854 of the Laws of 1957, of the State of New York.

SECTION 1. DEFINITIONS.

This ordinance shall be known as the "Bingo Licensing Ordinance" and for the purposes of the ordinance, unless the context requires otherwise, the following terms shall have the following meanings:

1. "Control Commission" shall mean the state lottery control Commission.
2. "Bingo" or "game" shall mean and include a specific game of chance, commonly known as bingo or lotto, in which prizes are awarded on the basis of designated numbers or symbols selected at random.
3. "Authorized Organization" shall mean and include only bona fide religious, charitable, or non-profit organizations of veterans, firemen and similar non-profit organizations.
4. "License" shall mean a license issued pursuant to the provisions of the ordinance.

SECTION 2. AUTHORIZATION.

It shall be lawful for any authorized organization, upon obtaining a license therefor, as hereinafter provided, to conduct the game of bingo within the territorial limits of the Village of Palmyra subject to the provisions of this ordinance, provisions of Article 14-G (Sections 475-499) of the General Municipal Law and the provisions of the State Lottery Control Law as they may from time to time be amended.

SECTION 3. RESTRICTIONS UPON THE CONDUCT OF BINGO GAMES.

Any bingo games authorized hereby shall be subject to the following restrictions, and in addition to such other restrictions as may be provided herein or contained in the rules and regulations of the State Lottery Commission.

1. No person, firm, association, corporation or organization, other than an authorized organization licensed under the provisions of this ordinance, shall be permitted to conduct such games.
2. The entire net proceeds of any game shall be exclusively devoted to the lawful purposes of the organization permitted to conduct the same.
3. No single prize shall exceed the sum or value of two hundred fifty dollars.
4. No series of prizes on any one occasion shall aggregate more than one thousand dollars.
5. No person except a bona fide

member of any such organization shall participate in the management or operation of such game.

6. No person shall receive any remuneration for participating in the management or operation of any such game.
7. The unauthorized conduct of a bingo game or any wilful violation or any of the provisions of this ordinance shall constitute and be punishable as a misdemeanor.
8. No game or games of chance shall be conducted on the first day of the week, commonly known and designated as Sunday, under any license issued pursuant to this ordinance.
9. No person under the age of eighteen years shall be permitted to participate in any game or games of chance held, operated or conducted pursuant to any license issued pursuant to this ordinance, unless personally accompanied by an adult.
10. No game or games of chance shall be held or conducted under any license issued pursuant to this ordinance oftener than on six days in any one calendar month.
11. No game or games of chance shall be held or conducted under any license issued pursuant to this ordinance, in any room or outdoor area where alcoholic beverages are sold or served during the progress of the game or games.

SECTION 4. APPLICATION FOR LICENSE.

1. Each applicant for a license shall file with the Village Clerk of the Village of Palmyra a written application therefor in the form prescribed by the rules and regulations of the control commission, duly executed and verified, and containing the information required by the provisions of Section 480 of the General Municipal Law and such other information as shall be prescribed by such rules and regulations.

2. In the application there shall be designated an active member or members of the applicant organization under whom the game or games of chance described in the application are to be held, operated or conducted and to the application shall be appended a statement executed by the applicant and by the member or members so designated that he or they will be responsible for the holding, operation and conduct of such games of chance in accordance with the terms of the license and the provisions of this ordinance. Article 14-G (Sections 475-499) of the General Municipal Law and the regulations of the control commission, if such license is granted.

3. In the event that any premises, upon which any such game of chance is to be held, operated, or conducted, or which is to be used for any other purpose in connection with the holding, operating or conducting thereof, is to be leased from any person, persons or corporation, a written statement shall accompany the application signed and verified under oath by

1. The Board of Trustees of the Village of Palmyra shall, with due expedition after the filing of each application, cause an investigation to be made of the qualifications of each applicant and the merits of each application.

2. If the Board of Trustees shall determine that the applicant is duly qualified to be licensed under the provisions of Article 12-G of the General Municipal Law to hold, and conduct games of chance under Article 14-G of the General Municipal Law and the rules and regulations of the control commission and the provisions of this ordinance; that the member or members of the applicant designated in the application to hold, operate and conduct games of chance, which the license was applied for, are bona fide active members of the applicant and are persons of good moral character and have never been convicted of crime; that such games of chance are to be held, operated and conducted in accordance with the provisions of Article 14-G of the General Municipal Law and in accordance with the rules and regulations of the control commission and the provisions of this ordinance and that the proceeds thereof are to be disposed of as provided by this ordinance, and if the Board of Trustees is satisfied that no commission, salary, compensation, reward or recompense whatever will be paid or given to any person holding, operating or conducting or assisting in the holding, operation or conduct of any such games of chance except as in this ordinance otherwise provided; and that no prize will be offered and given in excess of the sum or value of two hundred fifty dollars in any single game of chance and that the aggregate of all prizes offered or given in all games of chance held, operated and conducted on a single occasion, under said license, shall not exceed the sum or value of one thousand dollars, it shall issue a license to the applicant for the holding, operation and conduct of the specific kinds of games of chance applied for, accordingly, upon payment of a license fee or fees of ten dollars for each occasion upon which any games of chance are to be conducted under such license.

3. The license fee or fees are to be paid to the Village Clerk of the Village of Palmyra and on or before the thirtieth day of each month, and the Treasurer of the Village of Palmyra shall transmit to the State Comptroller a sum equal to fifty percent of all license fees collected by the Village of Palmyra pursuant to this section during the preceding calendar month.

4. No license shall be issued under this ordinance which shall be effective for a period of more than one year.

being used or intended to be used in the conduct thereof is found, for the purpose of inspecting the same.

SECTION 9. PERSONS OPERATING AND CONDUCTING GAMES: EQUIPMENT: EXPENSES: COMPENSATION.

No person shall hold, operate or conduct any game or games of chance under any license issued hereunder except an active member of the authorized organization to which the license has been issued, and no person shall assist in the holding, operating or conducting of any game or games of chance under such license except such an active member of an organization or association which is an auxiliary to the licensee or a member of an organization or association which is affiliated with the licensee by being, with it, auxiliary to another organization or association and except bookkeepers or accountants as hereinafter provided and no such game of chance shall be conducted with any equipment except such as shall be owned absolutely or used without payment of any compensation therefor by the licensee, and no item of expense shall be incurred or paid in connection with the holding, operating, or conducting of any game of chance, held or operated or conducted pursuant to any license issued under this ordinance, except such are bona fide items of reasonable amount for goods, wares and merchandise furnished or services rendered which are reasonably necessary to be purchased or furnished for the holding, operating or conducting thereof under any circumstances whatever; no rental shall be paid for the use of any premises for holding, operating or conducting any such game of chance thereon or for any other purpose in connection with the holding, operating or conducting thereof unless the amount of such rental is stated in a statement annexed to the application for the license as provided in Section 4, Sub-paragraph 3 hereof and Section 48 of Article 14-G of the General Municipal Law or which is in excess of the sum stated as the rental to be charged therefor in such statement; and no commission, salary, compensation, reward or recompense whatever shall be paid or given, directly or indirectly, to any person holding, operating or conducting of any game of chance so held, operated or conducted, except that reasonable compensation may be paid to bookkeepers or accountants for bookkeeping or accounting services rendered according to a schedule of compensation prescribed by the rules of the control commission.

SECTION 10. CHARGE FOR ADMISSION AND PARTICIPATION: AMOUNT OF PRIZES: AWARD OF PRIZES.

Not more than one dollar shall be charged by any licensee for admission to any room or place in which any game or games of chance are to be held, operated or conducted under any license issued under this ordinance which admission fee, upon payment thereof, shall entitle the person playing

be necessary to substantiate the particulars of each such report.

SECTION 13. EXAMINATION OF BOOKS AND RECORDS: EXAMINATION OF MANAGERS, ETC. DISCLOSURE OF INFORMATION.

The Board of Trustees and the Control Commission shall have power to examine or cause to be examined the books and records of any authorized organization to which such license is issued so far as they may relate to any transactions connected with the holding, operating and conducting of any game of chance thereunder and to examine any manager, officer, director, agent member or employee thereof under oath in relation to the conduct of any such game of chance under any such license but any information so received shall not be disclosed except so far as may be necessary for the purposes of carrying out the provisions of this ordinance.

SECTION 14. APPEALS TO CONTROL COMMISSION.

Any applicant for, or holder of, any license issued or to be issued under this ordinance aggrieved by any action of the Board of Trustees of the Village of Palmyra, its officers or agents, concerning an application which has been made or a license which has been issued, may appeal to the Control Commission from the determination of the Board of Trustees a written notice of appeal within thirty days after the determination of action appealed from, and upon the hearing of such appeal, the evidence, if any, taken before the Board of Trustees and any additional evidences may be produced and shall be considered in arriving at a determination of the matters in issue, and the action of the Control Commission upon said appeal shall be binding upon the Board of Trustees and all parties to said appeal.

SECTION 15. IMMUNITY FROM PROSECUTION, EXEMPTION.

No person or corporation (1) lawfully conducting, or participating in the conduct of, (2) possessing, selling or in any manner disposing of any shares, tickets or rights to participate in or (3) permitting the conduct upon any premises owned by him or it of any game of chance conducted or to be conducted under any license lawfully issued pursuant to this ordinance, shall be liable to prosecution or conviction for violation of any provision of article one hundred thirty of the penal law or any other law or ordinance to the extent that such conduct is specifically authorized by this ordinance, but this immunity shall not extend to any person or corporation knowingly conducting or participating in the conduct of any game of chance under any license obtained by any false pretense or statement made in any application for such license or otherwise, or possessing, selling or disposing of shares, tickets or rights to participate in, or permitting the conduct upon any prem-

ises owned by him or it of any game of chance conducted under any license known to him or it to have been obtained by any such false pretense or statement.

SECTION 16. OFFENSES: FORFEITURE OF LICENSES: INELIGIBILITY TO APPLY FOR LICENSE.

Any person, association or corporation who or which shall make any false statement in any application for any such license or in any statement annexed thereto or shall pay in rental for the use of any premises for holding, operating or conducting any game of chance under this ordinance or for any other purpose in connection with the holding, operating or conducting thereof, unless the amount of such rental is stated in a statement annexed to the application for the license as provided in section four hundred eighty of the General Municipal Law, or shall pay or receive sum for such rental in excess of the sum stated as the rental to be charged therefor in such statement executed by him or on its behalf, or shall fail to keep such books and records as shall fully and truly record all transactions connected with the holding, operating and conducting of games of chance under such license or shall falsify or make any false entry in any book or record so far as they relate to any transaction connected with the holding, operating or conducting of any game of chance under any such license or shall violate any of the provisions of this ordinance, or of any term of such license, shall be guilty of a misdemeanor and shall forfeit any license issued to it under this ordinance and be ineligible to apply for a license under this ordinance for one year thereafter.

SECTION 17. AMENDMENT AND APPEAL.

This ordinance may be amended from time to time, or repealed by the Board of Trustees, and such amendment or repeal, as the case may be, may be made effective and operative not earlier than thirty days following the date of the enactment of the ordinance effecting such amendment or repeal, as the case may be; and the approval of a majority of the electors of the Village of Palmyra shall not be a condition prerequisite to the taking effect of such ordinance.

SECTION 18. DELEGATION OF AUTHORITY.

The Board of Trustees of the Village of Palmyra shall have the right to delegate to an officer or officers thereof designated by it for that purpose any of the authority granted to it by the provisions of Article 14-G of the General Municipal Law in relation to the issuance, amendment and cancellation of licenses, the conduct of investigations and hearing, the supervision of the operation of the games and the collection and transmission of fees.

SECTION 19. SEVERABILITY.

If any provision of this ordinance or any provision of Article

14-G of the General Municipal Law of the application thereof to any municipality, person or circumstances shall be adjudged unconstitutional by any court of competent jurisdiction, the remainder of this ordinance and Article 14-G of the General Municipal Law or the application thereof to other municipalities, persons and circumstances shall not be affected thereby, and the Board of Trustees hereby declares that it would have enacted this ordinance without the invalid provision or application as the case may be, had such invalidity been apparent.

SECTION 20. REPEAL OF PREVIOUS ORDINANCES.

All ordinances or parts of ordinances of the Village of Palmyra inconsistent with the provisions of this ordinance shall be repealed as of the effective date of this ordinance if it is approved by a vote of the majority of the qualified electors of the Village of Palmyra voting thereon; provided however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be in addition to the other ordinances of the Village of Palmyra.

SECTION 21. INOPERATIVE UNTIL ADOPTED BY VOTERS: EFFECTIVE DATE.

1. The provisions of Article 14-G of the General Municipal Law and of this ordinance shall remain inoperative in the Village of Palmyra unless and until a proposition therefore is submitted at a Special Election to be held in the Village of Palmyra on Tuesday, September 23, 1958, and shall be approved by a vote of the majority of the qualified electors in the Village of Palmyra voting thereon. In the event that this proposition shall be approved this ordinance shall take effect immediately.

President Anson B. Johnson requested a voice vote on the ordinance, and the following result is tabulated:

Trustee: Goodness, YES;
Trustee: Wilson, YES;
Trustee: Neale, YES;
Trustee: Mierke, YES;

so the President declared the approval to be unanimous and the Ordinance adopted.

Russell H. Fisk,
Village Clerk

June 10, 1958

CHARLES DUNK
Rubbish Collection
Pal. LY 7-5772

AUCTIONEER
JOHN VerPLANK
Marion, N. Y.
PH. MARION WA6-4837

provisions of this ordinance, shall be permitted to conduct such games.

2. The entire net proceeds of any game shall be exclusively devoted to the lawful purposes of the organization permitted to conduct the same.

3. No single prize shall exceed the sum or value of two hundred fifty dollars.

4. No series of prizes on any one occasion shall aggregate more than one thousand dollars.

5. No person except a bona fide

operation and conduct of such games of chance in accordance with the terms of the license and the provisions of this ordinance. Article 14-G (Sections 475-499) of the General Municipal Law and the regulations of the control commission, if such license is granted.

3. In the event that any premises, upon which any such game of chance is to be held, operated, or conducted, or which is to be used for any other purpose in connection with the holding, operating or conducting thereof, is to be leased from any person, persons or corporation, a written statement shall accompany the application signed and verified under oath by such person or persons or executed and verified under oath on behalf of such corporation, stating his or its address and the amount of rent which will be paid for such premises and that such lessor or lessors, or if a corporation all of its officers and each of its stockholders who hold ten percent or more of its stock issued and outstanding, are of good moral character and have not been convicted of crime.

SECTION 5. INVESTIGATION: MATTERS TO BE DETERMINED ISSUANCE OF LICENSE AND DURATION.

sum equal to fifty percent of all license fees collected by the Village of Palmyra pursuant to this section during the preceding calendar month.

4. No license shall be issued under this ordinance which shall be effective for a period of more than one year.

SECTION 6. FORM, CONTENTS AND DISPLAY OF LICENSE.

Each license shall be in such a form as shall be prescribed in the rules and regulations promulgated by the Control Commission and shall contain a description of the kind of games of chance authorized to be held, operated or conducted thereunder, a statement of the name and addresses of the member or members of the licensee under whom such games of chance will be held, operated and conducted, of the number of times, or the hours during which, such games of chance are authorized to be conducted and the place or places where and the date or dates and time or times when, such games of chance are to be conducted and of the specific purpose to which the entire net proceeds of such games of chance are to be devoted; if any prize or prizes are to be offered and given in cash, a statement of the amounts of the prizes authorized so to be offered and given; and any other information which may be required by said rules and regulations to be contained therein and each license issued for the conduct of any game or games of chance shall be conspicuously displayed at the place where same is to be conducted at all times during the conduct thereof.

SECTION 7. HEADING: AMENDMENT OF LICENSE.

1. No application for the issuance of a license shall be denied by the Board of Trustees until after a hearing, held on due notice to the applicant, at which the applicant shall be entitled to be heard upon the qualifications of the applicant and the merits of the application.

2. Any license issued under this ordinance may be amended upon application being made to the Board of Trustees, if the subject matter of the proposed amendment could be lawfully and properly have been included in the original license and upon payment of such additional license fee, if any, as would have been payable if it had been so included.

SECTION 8. CONTROL AND SUPERVISION: SUSPENSION OF LICENSES, INSPECTION OF PREMISES

The Board of Trustees shall have and exercise control and supervision over all games of chance held, operated or conducted under any license issued pursuant to this ordinance to the end that the same are fairly held, operated and conducted in accordance with the provisions of such license. The rules and regulations promulgated by the Control Commission and the provisions of Article 14-G of the General Municipal Law governing the holding, operating and conduct of the same and the Board of Trustees and the Control Commission shall have the power and the authority to suspend any license issued by the Board of Trustees and to revoke the same, after notice and hearing, for violation of any such provision and shall have the right of entry by their respective officers and agents at all times into any premises where any such game of chance is being held, operated and conducted or where it is intended that any such game of chance shall be held, operated and conducted or where any equipment

BINGO LICENSING ORDINANCE OF THE VILLAGE OF PALMYRA

An Ordinance Authorizing Bingo Games to be Conducted by Authorized Organizations within the Territorial Limits of the Village, Requiring a License Therefor Regulating the Conduct of Said Bingo Games and Providing Penalties for the Violation hereof, Pursuant to the Authority Conferred by Chapter 854 of the Laws of 1957, of the State of New York.

SECTION 1. DEFINITIONS.

This ordinance shall be known as the "Bingo Licensing Ordinance" and for the purposes of the ordinance, unless the context requires otherwise, the following terms shall have the following meanings:

1. "Control Commission" shall mean the state lottery control Commission.
2. "Bingo" or "game" shall mean and include a specific game of chance, commonly known as bingo or lotto, in which prizes are awarded on the basis of designated numbers or symbols selected at random.
3. "Authorized Organization" shall mean and include only bona fide religious, charitable, or non-profit organizations of veterans, firemen and similar non-profit organizations.
4. "License" shall mean a license issued pursuant to the provisions of the ordinance.

SECTION 2. AUTHORIZATION.

It shall be lawful for any authorized organization, upon obtaining a license therefor, as herein-after provided, to conduct the game of bingo within the territorial limits of the Village of Palmyra subject to the provisions of this ordinance, provisions of Article 14-G (Sections 475-499) of the General Municipal Law and the provisions of the State Lottery Control Law as they may from time to time be amended.

SECTION 3. RESTRICTIONS UPON THE CONDUCT OF BINGO GAMES.

Any bingo games authorized hereby shall be subject to the following restrictions, and in addition to such other restrictions as may be provided herein or contained in the rules and regulations of the State Lottery Commission.

1. No person, firm, association, corporation or organization, other than an authorized organization licensed under the provisions of this ordinance, shall be permitted to conduct such games.
2. The entire net proceeds of any game shall be exclusively devoted to the lawful purposes of the organization permitted to conduct the same.
3. No single prize shall exceed the sum or value of two hundred fifty dollars.
4. No series of prizes on any one occasion shall aggregate

member of any such organization shall participate in the management or operation of such game.

6. No person shall receive any remuneration for participating in the management or operation of any such game.
7. The unauthorized conduct of a bingo game or any wilful violation or any of the provisions of this ordinance shall constitute and be punishable as a misdemeanor.
8. No game or games of chance shall be conducted on the first day of the week, commonly known and designated as Sunday, under any license issued pursuant to this ordinance.
9. No person under the age of eighteen years shall be permitted to participate in any game or games of chance held, operated or conducted pursuant to any license issued pursuant to this ordinance, unless personally accompanied by an adult.
10. No game or games of chance shall be held or conducted under any license issued pursuant to this ordinance oftener than on six days in any one calendar month.
11. No game or games of chance shall be held or conducted under any license issued pursuant to this ordinance, in any room or outdoor area where alcoholic beverages are sold or served during the progress of the game or games.

SECTION 4. APPLICATION FOR LICENSE.

1. Each applicant for a license shall file with the Village Clerk of the Village of Palmyra a written application therefor in the form prescribed by the rules and regulations of the control commission, duly executed and verified, and containing the information required by the provisions of Section 480 of the General Municipal Law and such other information as shall be prescribed by such rules and regulations.

2. In the application there shall be designated an active member or members of the applicant organization under whom the game or games of chance described in the application are to be held, operated or conducted and to the application shall be appended a statement executed by the applicant and by the member or members so designated that he or they will be responsible for the holding, operation and conduct of such games of chance in accordance with the terms of the license and the provisions of this ordinance. Article 14-G (Sections 475-499) of the General Municipal Law and the regulations of the control commission, if such license is granted.

3. In the event that any premises, upon which any such game of chance is to be held, operated, or conducted, or which is to be used for any other purpose in connection with the holding, operating or conducting thereof, is to be leased

1. The Board of Trustees of the Village of Palmyra shall, with due expedition after the filing of each application, cause an investigation to be made of the qualifications of each applicant and the merits of each application.

2. If the Board of Trustees shall determine that the applicant is duly qualified to be licensed under the provisions of Article 12-G of the General Municipal Law to hold, and conduct games of chance under Article 14-G of the General Municipal Law and the rules and regulations of the control commission and the provisions of this ordinance; that the member or members of the applicant designated in the application to hold, operate and conduct games of chance, which the license was applied for, are bona fide active members of the applicant and are persons of good moral character and have never been convicted of crime; that such games of chance are to be held, operated and conducted in accordance with the provisions of Article 14-G of the General Municipal Law and in accordance with the rules and regulations of the control commission and the provisions of this ordinance and that the proceeds thereof are to be disposed of as provided by this ordinance, and if the Board of Trustees is satisfied that no commission, salary, compensation, reward or recompense whatever will be paid or given to any person holding, operating or conducting or assisting in the holding, operation or conduct of any such games of chance except as in this ordinance otherwise provided; and that no prize will be offered and given in excess of the sum or value of two hundred fifty dollars in any single game of chance and that the aggregate of all prizes offered or given in all games of chance held, operated and conducted on a single occasion, under said license, shall not exceed the sum or value of one thousand dollars, it shall issue a license to the applicant for the holding, operation and conduct of the specific kinds of games of chance applied for, accordingly, upon payment of a license fee or fees of ten dollars for each occasion upon which any games of chance are to be conducted under such license.

3. The license fee or fees are to be paid to the Village Clerk of the Village of Palmyra and on or before the thirtieth day of each month, and the Treasurer of the Village of Palmyra shall transmit to the State Comptroller a sum equal to fifty percent of all license fees collected by the Village of Palmyra pursuant to this section during the preceding calendar month.

4. No license shall be issued under this ordinance which shall be effective for a period of more than one year.

Sept. 16 1958.

Meeting of Board of Trustees

Village Hall 7.30 P.M.

Present: Were President A.B.Johnson, and Trustees Mierke, Neale, Goodness, and Wilson.

Vouchers: were presented and audited and a motion by Trustees Mierke and seconded by Wilson that the vouchers be paid from the General Fund \$3260.62, Water Fund \$5439.58 and from the Capital Construction Fund \$16.00, motion carried.

Garlock Dump: Complaint: Present at this meeting were Town Atty.W.R.Converse, Supervisor S.W.Mate, and Garlock Engineer Edw.Dickinson. The matter of the residents of the town in their petition for an abatement of the smoke nuisance caused by the burning of rubber waste material. It was pointed out that the nuisance exists, will not abate by continuance of dumping, and violates Town of Palmyra ordinance.

President Johnson pointed out the need for a dumping site by our main industry and the desire of the village to cooperate in any way possible, and acknowledged ordinance violation.

Engineer Edw.Dickinson explored the various methods of waste disposal and acknowledged that an incinerator would be the best method, and the Garlock Co. found the cost excessive especially due to present stringent economic conditions existing at their plant. He also suggested that the Trustees request a meeting with Mr.Geo.L.Abbott, chairman of the Board of Directors of Garlocks and discuss the matter.

Due to the existing contract between the Village and the Garlock Packing Co. for a dumping site it was pointed out that a six month notice was necessary to terminate the contract as well as warrant a period of construction, which winter months was not conducive to pouring of concrete.

A motion by Trustees Goodness, seconded by Wilson that the Board of Trustees request a meeting with Mr.Abbott, was carried.

Heater and Cabinets Water Dept. On motion of Trustees Wilson and seconded by Mierke, Trustee Goodness was appointed to obtain a small gas heating unit and necessary cabinet units for testing equipment and work surface in the laboratory on Spring St. Motion carried.

Cub Scout Auction: Permission granted to Cub Scouts to use village park for a food auction on Sept.26th.1958.

Jackson St. Extension. Atty Nesbitt informs Board of Trustees that private road running east from Hyde Park toward Jackson St. has never been deeded and dedicated to the village and improvements have not been made for that reason. Also Willow St. is N.Y.State owned property and street also not dedicated or deeded to the village, and not subject to improvement.

Post Office Cement Bases: Postmaster of Palmyra requested permission to install 15 cement bases between curb and (large mail boxes) and sidewalks in order to fasten boxes from being dangerous. Motion by Trustees Wilson and seconded by Goodness that permission be given and letter to postmaster announcing same, carried.

Justice Court fines: Police justice Lynn reported August cases handled and fines collected and forwarded to Albany N.Y.

Certificate Police Chief: Chief Dickinson received a certificate from St.Lawrence University for completion of course on Juvenile Delinquency.

Adjourn: Motion Trustees Wilson, and seconded by Mierke that Board adjourn at 10.30 P.M.

R.H.Fisk, clerk.

Charter Study Commission Submits
Report TO Palmyra Village Board

STATE OF NEW YORK, }
COUNTY OF WAYNE } ss:

Virginia Hemmings
being duly sworn, says that she is the Bookkeeper
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at
Palmyra, Wayne County, N. Y., and that a report
of which the annexed printed slip is a true copy, was duly published therein once in
each week for one ~~successive~~ weeks, beginning September 11, 1958
and ending September 11, 1958.

Virginia Hemmings
Sworn before me this 2nd
day of October 1958 }
Thelma A. Walton
THELMA A. WALTON Notary Public, Wayne County.
NOTARY PUBLIC, State of New York

Fees _____

would resign at the end of one year, thus permitting the last man elected under the old Village Charter to take over as Mayor for one year.

In this manner, those men who were elected under the Village Charter would serve out their terms as they had expected they would and the Village would not be deprived of the experienced services. Furthermore, the office of Village Mayor is one of considerable dignity and it is an honor to hold it. Men who have served four years on the Village Board would seem to be entitled to that honor.

4 - Salaries for President and Trustees

It is the opinion of your Commission that the Trustees should be recompensed financially for the work they perform in behalf of this community. In any case, they certainly should be reimbursed for the expenses they incur while in office. There is no question but what Trustees not only give up a great deal of time, but make expenditures of money they might not otherwise make in the discharge of their functions. It is the recommendation of your Commission that serious consideration be given to establishing a reasonable salary for these officers. Section 86 of the Village Law provides that the Board of Trustees may (but is not required to) set salaries for the Mayor and Trustees in amounts not to exceed, in villages of the second class, \$2500 for the Mayor and \$1200 for the Trustees.

Your Commission does not necessarily recommend the maximum salaries provided by statute, but it does feel that some recompense should be given for the work and expense involved in performing this public service.

5 - Cemetery

It is the opinion of your Commission that the cemetery would, under the Village Law, continue to be the property of the Village and would continue to be operated as it is today. There is nothing that the Commission could find in the provision of Mr. Pliny Sexton's will or in the provisions of the State Law which would in any way effect the Village's present ownership and control over the cemetery.

6 - Membership in New York State Conference of Mayors

From our rather brief meeting with Messrs. Walsh and Mallory, we gained the impression that it would definitely be to the advantage of Palmyra to become a member of the Conference. This group is constantly working with the Legislature for improvements in laws relating to Villages. It is the one organization best suited to represent our interests at Albany. Furthermore, it would afford expert assistance and advice on particular problems involving this village. Our discussion with these gentlemen was a good example of the valuable assistance it could give us.

PALMYRA VILLAGE CHARTER VS. N. Y. STATE VILLAGE LAW

Comparative Analysis of Provisions

C = Charter

V = Village Law

Superior:

C = Charter

V = Village Law

N = Neither

Importance:

A - B - C

(A) = highest

Law and Charter Sections	Provisions	
3	Sale and Purchase of Real Estate C = Referendum required V = Trustees can act without referendum	V - B
4	Voting Hours C = Not less than 4 hours between sunrise and sunset (indefinite) V = Allows voting in evening	V - A
5	Ownership of Real Property by Elective Officers C = Not Required V = Required	C - B
5	Assessors C = Three, elected V = One, appointed	V - A
5	Vacancies in Elected Offices C = Trustees appoint for full unexpired term V = Trustees appoint until next election only	V - A
5	Bonding Officers C = Trustees may require of any officer V = Required for specific officers only	N
6	Voting - Taxpayers Only C = On "tax, appropriations and sale or acquisition of real property" V = On "propositions"	V - B
41	Voting on Propositions C = Men only - if man or wife is taxpayer V = Men and women taxpayers	V - C
57-A	Absentee Balloting C = No provision V = Provided for	V - C
7	Terms of Office President (Elect.) 1 year Mayor — Police Justice (Elect.) 1 year Trustee (Elect.) 4 years Assessor (Elect.) 3 years	V - A — (Elect.) 2 official (Elect.) 4 official (Elect.) 2 official (Appt.) 1-3 years

	Treasurer (Appt.) 1 year	(Appt.) 2 official
	Clerk (Appt.) 1 year	(Appt.) 2 official
8	Inspectors of Election C = Trustees may act V = Appointed	V - C
8	Fire Chief C = Trustees appoint V = Appointed by Fire Council which submits fire budget	C - B
9	Power of Appointment C = Limited to specified executive officers and subordinate employees. V = Sec. 371 - Permits appointment of Boards of Commissioners (fire, water, light, sewer, park, cemetery) or a Municipal Board or Village Manager	N - A
14 (14)	Tearing Down Unsafe Buildings	C - C
14 (21)	Preventing Exhibitions, etc.	C - C
14 (22)	Prevent and Regulate Hawking, Peddling, etc. C = Broad powers to trustees	C - C
16	Entering Premises C = Broad powers to trustees, without any process	V - C
22	Cemetery Trust Funds C = "Shall be invested only upon first mortgage upon real estate, worth, exclusive of buildings, double the amount loaned thereon." Income "shall be apportioned in April each year, ratably to each trust." (Above ignored in practice)	V - B
23	Budget - Annual C = Limited to 1/10 of 1% of assessed valuation (Ignored in practice) V = No similar limit	V - A
23	Budget - Extraordinary Expense C = Requires advertising 4 to 6 weeks before "annual meeting" (Ignored in practice. Never have "annual meeting")	V - A
27	Borrowing Limit C = \$500. (Probably overridden by Local Finance Law, Sec. 177) Village not obligated for money borrowed if no funds in treasury or no taxes authorized for same.	V - B
29	Assessments, Correction C = Trustees may correct up to one year after taxes levied V = Trustees and assessors decide on grievance day	V - C
30	Taxes Reduced or Released C = Trustees have power - for any person "whose age or infirmity and straitened circumstances" entitle him to relief. (Possibly unconstitutional)	V - C
31	Granting Tax Exemption C = On written consent of majority of taxpayers, trustees may, by unanimous vote, grant tax exemption to a manufacturer for up to 5 years	C - B
51	Village Boundaries C = Permits change by Board of Supervisors on petition of trustees without consent of inhabitants of area to be annexed. V = Requires consent of such inhabitants	V - C
348	Ordinances C = Effective upon passage "as to persons having or served at any time with, actual notice thereof"; as to others after publication same as for notice of annual meeting. V = Provides for public hearing after 7 days' notice.	C-V-N
14 (26)	Ordinances C = Effective upon passage "as to persons having or served at any time with, actual notice thereof"; as to others after publication same as for notice of annual meeting.	C-V-N
90	Ordinances V = Provides for public hearing after 7 days' notice.	C-V-N

many years ago when the Village Law was proposed and later revised, emphasize the advantages accruing from operating under the Village Law:

"The great object to be obtained by a general law is to secure the wisdom of the whole state, or at least of all the parts of the state interested in it, for the formation of that law; and to prevent those incongruities which special legislation presents. . . . The design of state government is to concentrate the experience and wisdom of a greater number of persons for the common benefit, by wise laws. Special legislation defeats this design. Localities for which this legislation is made, do not derive the benefit of the wisdom of the whole legislative body. . . . Local bills received little attention in the Legislature except from the members directly interested. As a result, opposite and dangerous principles are put into the statute book; and the wholesome and beneficent provisions of any united action on the part of the Legislature for a long period are sometimes lost"

"... A special village is made subject to such of its provisions as do not conflict with its Charter. A special village is authorized either to continue under its Charter in connection with the proposed general law, or to abandon its Charter and adopt the provisions of the new law by reincorporation thereunder. It has been our endeavor throughout to make the provisions of the proposed law so elastic as to permit variations according to local customs and conditions so that by reincorporation all or nearly all villages of the State will eventually have one uniform system of government. The home rule feature of the proposed law, we believe, will encourage this result. We have given to the officers and people of a village subject to its provisions broad power in determining what rights and privileges the village shall exercise and enjoy, so that a village with few wants and necessities, as well as one requiring a more comprehensive and complete form of government, can operate under it. But even if special villages do not reincorporate under its provisions, we think that the new law will tend to obviate the necessity for a large amount of legislation relating to special villages, for the reason that the provisions of the general law, when not in conflict with their special charter, are made applicable to them."

Respectfully submitted,

THE PALMYRA CHARTER STUDY COMMISSION

George Contant, Chairman
James R. Alsdorf, Secretary
Orey E. Richards
John D. Lynn

ADDENDA TO COMMISSION REPORT

In its study, your Commission naturally discussed a number of matters which are related to but not strictly within the scope of its as-

der the Village Law, continue to be the property of the village. The Commission could find in the provision of M will or in the provisions of the State Law which effect the Village's present ownership and control.

6 - Membership in New York State Conference of Mayors. From our rather brief meeting with Messrs. W. we gained the impression that it would definitely age of Palmyra to become a member of the Conference is constantly working with the Legislature for improvement relating to Villages. It is the one organization before us which represents the interests of the village. Furthermore, it would give us assistance and advice on particular problems involved. Our discussion with these gentlemen was a good one and the valuable assistance it could give us.

PALMYRA VILLAGE CHARTER VS. N. Y. STATE

Comparative Analysis of Provisions

C = Charter

V = Village Law

Law and Charter Sections	Provisions
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	Ownership of Real Property by Elective Officers
5	C = Not Required V = Required
	Assessors
5	C = Three, elected V = One, appointed
	Vacancies in Elected Offices
5	C = Trustees appoint for full unexpired term
42	V = Trustees appoint until next election
	Bonding Officers
5	C = Trustees may require of any officer V = Required for specific officers only
	Voting - Taxpayers Only
6	C = On "tax, appropriations and sale or acquisition of real property"
41	V = On "propositions"
	Voting on Propositions
6	C = Men only - if man or wife is taxpayer
41	V = Men and women taxpayers
	Absentee Balloting
	C = No provision
57-A	V = Provided for
	Terms of Office
7	President (Elect.) 1 year Mayor — (Elect.) Police Justice (Elect.) 1 year (Elect.) Trustee (Elect.) 4 years (Elect.) Assessor (Elect.) 3 years (Appt.)

to the Board, we are bringing some of the more significant items to your attention:

Village Board
Village of Palmyra, New York

Gentlemen:

Centralized Administration

It appears desirable to have one full-time employee in a managerial capacity to supervise all departmental work, thus ensuring efficiency and economy in operation. It is also desirable to have a person to insure that the policies of the Board are properly executed and to maintain an office open daily to the citizens of the community. There is uncertainty and lack of agreement as to whether the Charter allows for the creation of such an office. The State Village Law does provide for it.

It appeared to your Commission that by combining the positions now existing in the Village Government, Clerk, Tax Collector, etc., a managerial position could with little or no additional expense to the Village be made adequate for a full-time employee who would be able to administer many of the affairs of the Village.

2. - Incorporation As a City

In our discussions with Donald Walsh and Mayor M. J. Connelley of the New York State Conference of Mayors on 7 May 1951, it was suggested that it would be possible to incorporate Palmyra as a city in Oneida County, with a population of 1,000, the smallest city incorporated in the state.

- As a city, we would be relieved of our share of the cost of maintaining the town roads, but we would have to take on the cost of the state, the maintenance of Main Street. We do not recall a city charter being given consideration at this time.

3 - Transitional Problems - Terms of Office, Fiscal Years
It appears to your Commission that the transitional
not be very significant. The existing office holders
to serve out their terms in accordance with the Charter
in force when they were elected. There are some suggestions
we discuss below covering the office of Mayor or President
far as fiscal year problems go, it appears to your Commission
the period provided by State Law, viz., running from
February 28 of each year, would not present any great
since the current fiscal year under the Village Charter
April 1 to March 31. It was felt that the budget for
of operation under the Village Charter would take expenditures
through March 31 of the succeeding year, and
the State Law could take over with a transitional
first year under the Village Law running from April
28 of the succeeding year. Subsequent budgets would
from March 1 to February 28.

With respect to the office of Mayor (President under Charter), it appeared to your Commission that an improvement for permitting the existing Board members to serve one year as Village Mayor would be desirable. These men have been elected with the understanding that when they have served their years as Trustee, they would run for office as President under the new Village Charter. The Village Charter is in accordance with long-established procedures. When the Village Charter was made to the State Law, the provision for the Village Mayor was made for a two year term. In the natural course of events, it would mean that some of these experienced men would have to leave the Village Board prior to having an opportunity to serve as Mayor. It is therefore suggested that each of these men be permitted to serve one year as Village Mayor and then to run for re-permitting the Trustee whose term expires to run for a second year as Mayor. When that term was served, the Trustee would be in line for a two year term as Mayor but would resign at the end of one year, thus permitting the new Mayor elected under the old Village Charter to take over as Mayor for a second year.

In this manner, those men who were elected under the Charter would serve out their terms as they had and the Village would not be deprived of their services. Furthermore, the office of Village Mayor is of considerable dignity and it is an honor to hold it. Men who have served four years on the Village Board would seem to deserve that honor.

4 - Salaries for President and Trustees

It is the opinion of your Commission that the Trust recompensed financially for the work they perform this community. In any case, they certainly should for the expenses they incur while in office. There but what Trustees not only give up a great deal of the expenditures of money they might not otherwise make in charge of their functions. It is the recommendation of your Commission that serious consideration be given to establishing a reasonable salary for these officers. Section 86 of the Charter provides that the Board of Trustees may (but is not required to) set salaries for the Mayor and Trustees in amounts not exceeding, in villages of the second class, \$2500 for the Mayor and \$1000 for the Trustees.

Your Commission does not necessarily recommend salaries provided by statute, but it does feel that some should be given for the work and expense involved in this public service.

5 - Cemetery

It is the opinion of your Commission that the cemetery under the Village Law, continue to be the property of the Village and would continue to be operated as it is today. There is no provision in the Commission could find in the provision of Mr. ... will or in the provisions of the State Law which would effect the Village's present ownership and control over

Membership in New York State Conference of Mayors. From our rather brief meeting with Messrs. Walsh we gained the impression that it would definitely be a matter of time before the Village of Palmyra would become a member of the Conference. The Conference is constantly working with the Legislature for improvement relating to Villages. It is the one organization best suited to represent and protect the interests of the Village and we sent our interests at Albany. Furthermore, it would be glad to give assistance and advice on particular problems involving the Village. Our discussion with these gentlemen was a good one and we are sure that the valuable assistance it could give us.

C = Charter

V = Village

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V

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