

## BOARD OF TRUSTEES

Regular Meeting

4/18/88

7:00 p.m.

Present: James G. Elliott, Mayor; Trustees Penelope K. Frontuto, Charles D. Gilmore, Daniel E. Wooden and Daniel S. Pope III; and Attorney John B. Nesbitt.

Moment of Silence: During the moment of silence requested by Mayor Elliott, he asked that Mrs. Evelyn Wilson and P.D. Patrolman P. Coleman's father be remembered.

Rpt. of Dept.Hds.: R. Weaver, C&P Supt., sd. that Forester Martin Dodge of Naples, N.Y. had evaluated Prospect Hill - all, not just the red oaks. If Prosp. to be a park, oaks shld. remain - if not, VOP cld. obtain top price now, referring to ltr. rec'd. He sd. some construction & furniture grade - most veneer grade - although one can't always tell until cut - stem is what is worth the money - red oaks only tree on Hill of any value/size (on west side of hill). Bd. disc. Trustee D. Pope saw no reason to dispose of trees; Mayor Elliott agreed...."it's a park." Trustee Frontuto read last paragraph of Mr. Dodge's ltr. in which he stated the attributes of Prospect Hill. Trustee Pope moved that the VOP reject Mr. Luckman's proposal to buy red oak trees; Trustee Frontuto seconded stating that she wld. inform Mr. L. of Board's decision. Voting "aye" were Trustees Pope, Frontuto, Gilmore, Wooden and Mayor Elliott. Carried.

Trustee Wooden asked about amt. of work on Prosp. Hill re excess material to be removed; Mayor Elliott spke. of "natural state" in which rotted trees remain - it was brt. to Bd.'s attention by Trustee Frontuto that approach road fixed (east side). Mr. Weaver sd. that there's much work to be done on Prosp. Hill and his desire to accomplish same. Trustee Wooden suggested sending to area schools excerpt frm. Mr. Luckman's ltr. Disc. on the two (2) structures on hill-top which shld. be removed - and exorbitant cost of demolition of sme. P. Retan mde. suggestion on how to close the one structure/cld. wk. up estimate. Bd. to consider for future selling load(s) of wood chips - presently placed for anyone to pick up.

Resident  
J. Tombs.:

Having approached the Bd. prev., along wth. her husband & other interested parties, Mrs. Julie Tombs of Aldrich Dr., again approached the Bd. re problem of parking, litter, etc. on sd. street caused frm. high schl. students/h.s. parking lot overcrowded. Mrs. T.'s concern was safety faction re emergency procedures; insurance rates wld. go up....students congregate early....go cross-lots to schl. She suggested sign placement...Sept. 1-June 30/2 hr. parking/Mon. - Fri./8 a.m.-3 p.m. - signs to be visible; added that she had gone to School Bd. mtgs. also attended by Trustee Frontuto - 47 parking spaces to be added - no time-frame. Trustee Wooden sd. a problem, also, at corner of W. Foster/Stafford & Burnham. The Mayor sd. solution seems to be restricted parking M-F. Trustee Frontuto sd. wld. only move problem some place else. Atty. Nesbitt sd. he cld. easily draft law - propose local law or amend V&T Law. P. D. Chief Henry asked why 2-hr. parking...why not 8 a.m.-4 p.m. Matter tabled - ltr. to be written to Mrs. Tombs - Atty. Nesbitt sd. the more people who support it, the better. Mrs. E. Hartnagel suggested checking @ schl. to see how many open parking spcs. during day - not all seniors drive to school.

Highway  
Dept.

Supt. Retan reported that in H-W Dept. chipping and brush pickup had begun; working up figures for

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paving Fayette St. - must use up CHIPS money. Mayor Elliott asked about curbing repair - P. Retan sd. shld. all be replaced....disc. on use of blacktop vs. concrete. Trustee Gilmore sd. resolution needed to repair rd. surface frm. Main to Foster St., curb-to-curb. P. Retan explained "cold surface" process, "truing" up, etc.....oil & chip sealing...lasts about five yrs. Trustee Gilmore moved that the Bd. approve street repair and curbing on Fayette St., using up CHIPS money; Trustee Frontuto seconded for discussion purposes. Narrow st., per the Mayor, shld. get direct line when replacing curbing....no set line, per P. Retan....how much does VOP have control of? It was pointed out that Town is different....Trustee D. Wooden suggested that Fayette St. be one way going south....Bd. to study for nxt. mtg.

Citizen E. Hartnagel spke. of driving problems @ corner of Johnson's Drug Store (Main St.)...suggested rt. turn only/other lane straight through....was told that State (DOT) marks lanes....Trustee Wooden asked if enough money to accomplish wk. on Fayette St. 'once and for all'....P. Retan wld. check reserve fnds., he said. Voting "aye" were Trustees Gilmore, Frontuto, Wooden & Pope, and Mayor Elliott. Carried.

Trustee Gilmore read excerpts frm. ltr./Mrs. R. Wixson, Tremont St., in which she spke. highly of Hwy. Supt./Hwy. Dept.; Clk. req. to place in Phil Retan's "E" File. Hwy.'s req. to take floating holiday resolved. Mr. R. Kirchhoff's req. for new curbing/Presby. Church related and disc. on granite curbing and VOP's Hwy. Dept. accomplishing wk. Church wld. pay their share....according to P. Retan, State supposed to come through and do milling on Main St. Following further discussion on number of ft. for curbing @ Church, etc., Trustee Frontuto moved that Bd. table the matter for Hwy. Supt. to obtain cost figure; Trustee Gilmore seconded. Voting "aye" were Trustees Frontuto, Gilmore, Pope & Wooden, & Mayor Elliott. Carried.

Chief Henry:

Chief Henry, in his rpt., sd. that new P.D. car shld. be purchased soon or VOP wld. lose out on St. bid; \$14,000. placed in budget - new car (Chevy) wld. cost approx. \$12,000. wth. up to 120-day delivery (equipped except for light & cage) - company (WARNOCK) wld. ship to Syracuse/VOP pick up there. Trustee Frontuto sd. prevents VOP frm. going to bid; cost efficient, per Atty. Nesbitt. Mayor Elliott moved that the VOP purchase **1988 Caprice Chevrolet** from WARNOCK at St. bid price. Trustee Frontuto seconded wth. amendment that purchase contingent upon passage of VOP's 1988-1989 budget. Voting "aye" were Mayor Elliott and Trustees Frontuto, Gilmore, Wooden & Pope. Carried. Bd. disc. on 'old' police car; Chief Henry sd. he wld. like to retain same as backup or use as 'Vill. car.' Disc., following which Trustee Frontuto moved that old car placed in 5/21/88 auction (Town). Trustee Wooden seconded. Voting "aye" were Trustees Frontuto - Wooden, Gilmore & Pope & Mayor Elliott. Carried.

P.D.:

Mayor Elliott sd. that two (2) VOP employees shld. become permanent - Patrolmen R. Hall & T. Murdock; probation begins the day they begin school (in or out of schl.)..... in 26 wks. classified as permanent ...however, if fail to pass schooling then lose their jobs....VOP Labor Union Contract contains 20-wk. clause, following which Mayor Elliott moved that Patrolmen Hall & Murdock become permanent appts. (20)

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wks. frm. date of hire). Trustee Wooden asked about performance to which Chief Henry sd. Patrolman Hall an excellent policeman; Patrolman Murdock is doing well in school - top of class. Also, Chief Henry req. that before Bd. makes decision re parking on Aldrich Dr., he'd like to talk to Bd.

P&C Line  
Dancing:

Mrs. Rosemary Allen approached Bd. re her prior req. to utilize P&C Rm. to practice 'line dancing'; Mrs. Allen provided a tape and demonstrated the type of dance she wld. like her grp. to perform. Classes wld. consist of approx. eight (8) adults and eight (8) children. Bd. disc. and times/availability of sd. rms. Clk. to firm up times/dates of actual use by Girl Scouts - Thursday's may be possible but not consecutively.

ZBA Chair-  
man:

Mr. Raymond Marr, ZBA Chairman, approached the Bd. re zoning matters; something must be done - pending decision/Fayette St. Wed. night, 4/19/88 - shld. never have happened. Trustee Wooden spke. of a moratorium on hearings until VOP gets zng. matters settled..... apps. incomplete.....no maps included, etc. Mr. Marr asked about enforcement/decisions no good unless enforced. Trustee Wooden suggested full-time zng. officer or part-time one wth. part-time secretarial help. Sd. problem exists @ sub-division without permit. Mayor Elliott spke. of ZBA'ers having talked of guidelines/give to zng. officer. Mr. Marr sd. "Step No. 1"....VOP Code outdated & has to be changed. Trustee Wooden sd. that job requires 'about' 20 hrs. per wk. Trustee Gilmore suggested input frm. Mr. J. MacGuidwin. Mr. Marr spke. of change on ZBA - people gain experience - wld. like to see procedure changed. Disc. on advertising for interested people; Mayor sd. Newark follows this procedure. Trustee Frontuto sd. "better pool....." can VOP have a moratorium? Trustee Wooden sd. that VOP to just "get in deeper." Mayor spke. of local lady interested in clerking for ZBA.

Exec.  
Sess.:

Mayor Elliott motioned Exec. Sess. @ 9:00 p.m. for personnel matters - wth. entire Bd. present, Atty. & Clk. Trustee Gilmore seconded. Voting "aye" were Mayor Elliott, Trustees Gilmore, Frontuto, Wooden & Pope. Carried. At 9:45 p.m. Trustee Pope moved that Bd. emerge frm. Exec. Sess.; Trustee Frontuto seconded. Voting "aye" were Trustees Pope, Frontuto, Gilmore & Wooden & Mayor. Carried.

C&P:

Trustee Frontuto moved the following money transfers re C&P: Cemetery - From A8810.1, Salaries, +5000. - To A8810.4, Misc.+1675.; A8810.425, Landscape Mtls., +1000.; A8810.423, Auto Gasoline, +400.; A8810.424, Auto Repairs/Parts, +500.; A8810.426 - Bldg. Repairs & Maintenance, +300.; A8810.427, Eqpt. Repair/Maintenance, +1000.; A8810.428, Telephone, +100.; and A8810.429, Office Supplies - +25.

Parks - From A7110.1, Salaries, -3000. - To A7110.4 Misc., +350.; A7110.426, Bldg. (Pts., repair & mainten.) +50.; A7110.427 - Eqpt. (Pts., repair & mainten.) +2500.; A7110.429 - Office Supplies, +100. Trustee Gilmore seconded; voting "aye" were Trustees Frontuto, Gilmore, Pope & Wooden & Mayor Elliott. Carried.

Trustee Frontuto sd., in view of additional money in Cemet. salary line, that T. Cooper be hired, P-T, until budget year end - 5/31/88 - within week's time @ \$4.50 p.h. - and so moved; Trustee Gilmore se-

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conded. Voting "aye" were Trustees Frontuto, Gilmore - Pope & Wooden & Mayor Elliott. Carried. Trustee Frontuto reported that historical info. re Cemet. Chapel & Park Bandstand sent to WC Plann. Dept. (Ms. Sharon Lilla) to see about VOP obtaining grant money.

Trustee  
Gilmore:

Announcement rec'd of Association of Towns' Highway Schl. in Ithaca, 6/6,7 & 8/88; P. Retan wld. share rm. with Town Hwy. Supt., N. Cook @ approx. cost of \$150. Trustee Gilmore so moved P. Retan's attendance - Trustee Pope seconded. Trustee Wooden asked that motion be amended for Bd. to receive rpt. Amendmnt. accepted; voting "aye" were Trustees Gilmore, Pope, Frontuto & Wooden & Mayor Elliott. Carried.

Fuel  
Bids:

Trustee Gilmore moved that VOP utilize lower fuel bid (J&L) - disc. on beginning date - suggestions of 6/1/88 (for one yr.) - and 'immediately' - the latter decided upon by Bd., although bids rec'd some time ago. Trustee Pope seconded. Voting "aye" were Trustees Gilmore, Pope, Wooden & Frontuto & Mayor. Carried.

Fire  
Dept.:

Trustee Gilmore sd. that **Annual F.D. Report** rec'd and available to public, following which he moved acceptance by Bd. Trustee Frontuto seconded. Bd. had positive comments regarding same - voting "aye" were Trustees Gilmore, Frontuto, Wooden & Pope & Mayor Elliott. Carried. Disc. on chip sealing F.D. pkg. lot - wld. last 4-5 yrs. If sprayed wth. sealer wld. lst. two (2) yrs. Mention mde. of accomplishing Sewer Dept./F.D. driveways jointly - \$1000. in this yr.'s budget....cold patch process temporary measure. The Mayor spke. of a newer process which towns have used.

Trustee Gilmore stated that on 4/24/88, P. Retan & himself wld. use F.D. snorkel, during snorkel training, to observe Vill. Hall. Trustee Frontuto req. that look be taken, also, at P&C. bldg.

Trustee  
Pope:

Trustee Pope sd. that he had nothing as yet to rpt. re animal control; he spke. of amendments mde. to VOP 1988-89 budget @ 4/11/88 wkshp. which were incorporated making the VOP tax levy **\$14.76 per thous.** On this basis, Trustee Pope moved that Bd. adopt sd. budget as amended; Trustee Frontuto seconded. Voting "aye" were Trustees Pope, Frontuto, Wooden & Gilmore & Mayor Elliott. Carried.

Adoption/  
1988-89  
Budget:

Misc.

Trustee Frontuto sd. that the Community Chest includes evaluation of employees; she added that she was unable to evaluate Comm. Ctr. Dir., J. Campbell. Trustee Wooden stated that Comm. Ctr. Officers to change in June. He had nothing to rpt. re "Economic Development and Revitalization".....rec'd ltrs. frm. Fayette St. residents re ZBA variance on 3-family apt./complaint frm. PAL-OIL re WEBACO & putting in a mini-mart - their complaint that variance did not include sme. Electrical contractor (PAL-OIL) in touch wth. Trustee Wooden re lighting frm. outside; there were no lighting plans for outside. ZBA Hrng. set for PAL-OIL re lighting....spke. of VOP having site plans for review for all new construction in commercial zones.

Trustee  
Wooden:

Trustee Wooden submitted, for review by the Bd., copies of the Community Center's Fall, Winter & Spring Programs & Center Special Activities.

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Patrolman  
Coleman:

Transfer of credit time for employment in Lyons disc. by Bd. re Patrolman Coleman; Mayor found no mention in past Minutes, however, Bd. had approv. - Mayor Elliott motioned that Minutes of 8/17/88 be amended as follows...."Mayor Warner H. Strong moved that Police Officer Patrick Coleman's service time wth. the Lyons P.D. frm. 2/14/82 until 10/6/83, be recognized and his employment records changed to reflect this service. This time will be used in calculating seniority, vacation time, sick time, shift selection, holidays and any other benefits that are affected by date of hire." Trustee Frontuto seconded foregoing motion, voting "aye" were Mayor Elliott, Trustees Frontuto, Pope, Wooden & Gilmore Carried.

P.D.  
Rpt.:

Mayor Elliott moved that the Bd. accept P.D. Rpts. for 3/88; Trustee Gilmore seconded. Voting "aye" were Mayor Elliott & Trustees Gilmore, Wooden & Pope. Voting "nay" was Trustee Frontuto. Carried. Bd. disc. - Trustee Pope moved that all P.D. rpts. to include disposition of cases; Trustee Frontuto seconded. Voting "aye" were Trustees Pope, Frontuto, Gilmore & Wooden & Mayor Elliott.

Per Mayor, price quotes for O. R. Lawrence re grinder pump to grind sludge and controls needed to run pump. Employees will regulate, i.e. shut it down or turn on pump...grinder pump will eliminate the blocking - Mayor moved that the three (3) price quotations be accepted in amt. of \$1,714. Motion seconded by Trustee Frontuto. Voting "aye" were Mayor Elliott & Trustees Frontuto, Gilmore, Wooden & Pope. Carried.

HUD (Close-  
Out):

The Mayor sd. that he had rec'd "Closeout Agreement" regarding the Sewer Plant Hud Grant....need to execute and ret. three (3) copies to HUD....VOP has expended entire \$400,000. - Mr. L. Cook of Hunt Eng. says normal "shut-down" procedure. Trustee Gilmore moved that the Mayor be authorized to sign sd. Agreement; Trustee Frontuto seconded. Voting "aye" were Trustees Gilmore, Frontuto, Pope & Wooden. Carried.

Lead  
Notice:

Mayor Elliott said that publication of "Lead Notice" re VOP water placed in C-J to run once per mo. - April, May & June - requirement of State Dept. of Health.

Tn./VOP  
Ct.Cont.:

Mayor Elliott stated that the Town of Palmyra had approved contract for use of Courtrm./Judges' Office in amt. of \$150. per.mo.

Taxes/3rd  
Party:

Mayor Elliott moved that for each ensuing year until changed by vote of Vill. Bd., elderly/disabled persons may designate third pty. to rec. dup. copies of tax bills/notices of unpd. taxes; Trustee Frontuto seconded wth. amendment of 5/14/88 as deadline for current yr. Amendment acceptable to Bd., voting "aye" were Mayor Elliott & Trustees Frontuto, Wooden, Gilmore & Pope. Carried. Clk. to so advertise.

WC Soil &  
Wtr. Cons.  
District:

Communic. frm. WC Soil & Water Conservation District (Mr. T. DeRue) disc. by Bd. re creek survey done by Engineer D. Means...grant limit of \$10,000. Mayor to call for more definite info. - Bd. agreed that creek does cause flooding in VOP causing damage.

Coopera-  
tive Ext.:

Per Mayor, info. requested re Cooperative Ext. communication on "Municipal Yard Waste Composting." VOP may want to wk./handle in tandem wth. Town.

F.D. Mechanic:

Trustee Gilmore, referring to Pg. 6 of "Organizational Meeting" in which F.D. mechanic, Mr. K. Skeels appointed for 1-yr. term - why not a longer time..... Mayor sd. that appts. were upon recommendations of F.D. Atty. Nesbitt sd. that Mayor free to accept or reject sme. Speaking of "Organizational Meeting," the Mayor moved that sme. be amended wth. corrected dates, i.e. rather than 4/1/88 to 3/31/89 - let the record show noon dates of 4/4/88 - 4/3/89 or additional terms when applicable.....Trustee Frontuto seconded. Voting "aye" were Mayor Elliott, Trustees Frontuto, Gilmore, Wooden & Pope. Carried.

Minutes  
Org. Mtg.:  
4/4/88 -

Trustee Pope asked Clk. to strike "motioned" utilize "moved" instead; typo on Pg. 7, add "other banks"... strike "and" in official newspaper...change "motions" to "resolutions"...i.e. "resolution" seconded by.... as opposed to "motions"; Trustee Frontuto seconded above corrections which are to include change of dates re "Organizational Meeting/Appointments"..... voting "aye" were Trustees Pope, Frontuto, Wooden & Gilmore & Mayor Elliott. Carried.

Bd. Mtg.  
Minutes:  
4/4/88 -

Trustee Pope requested that "motions" be stricken/use of "moved" or "resolutions"; clarification bottom of Pg. 1 re Fed. Rev. Shrng....Mr. Rigney asked what items were Federally mandated....Rev. Shrng. eliminated....but mandates were not; top of Pg. 4, Mr. R. asked to let the record indicate that the Agenda had been changed; typo Pg. 5 "send" instead of "sent"; disc. on voting upon Minutes' acceptance by Board; Clk. req. placing in Minutes the disposition so that in the future 'whomever' wld. know why no Bd. vote shown as in the past. Trustee Gilmore moved Bd. acceptance of Minutes; Trustee Frontuto seconded. Voting "aye" were Trustees Gilmore, Frontuto, Wooden, & Pope & Mayor Elliott. Carried.

Minutes  
4/11/88:

The Minutes for Budget Wkshp. held on Mon., 4/11/88 accepted as written was moved by Trustee Frontuto; Trustee Pope seconded. Voting "aye" were Mayor & Trustees Frontuto, Pope, Gilmore & Wooden. Carried.

Abstract  
#22:

Trustee Frontuto moved that the Mayor be authorized to sign Abstract #22 and Bd. approval of all Vouchers containing three (3) initials by end of mtg.; Trustee Gilmore seconded. Voting "aye" were Trustees Frontuto, Gilmore, Pope & Wooden. Carried.

Rape Cris.  
Service:

Communic. frm. subject Service re balloon launch in Lyons on 4/18/88 not acted upon by Bd. Bd. agreed that function not appropriate.

Solid Wste.  
Seminar:

The Western Finger Lakes Solid Waste Management Seminar in Waterloo on 4/25/88 approved for one or more to attend moved by Trustee Frontuto; Trustee Gilmore seconded - voting "aye" were Trustees Frontuto, Gilmore, Wooden & Pope & Mayor. Carried. In all probability, Mayor/Vill. Atty. to attend.

Dble. Entry  
School:

Double entry bookkeeping schooling to be held in Canandaigua 6/7-9/88 & 6/14-16/88 - Mayor Elliott moved that Dpty. Clk. K. Elvin be authorized to attend; Trustee Wooden asked amendment - both K. Elvin & D. Matteson attend - then seconded; amendment accepted by Bd. - voting "aye" were Trustees Wooden, Frontuto, Pope & Gilmore & Mayor Elliott. Carried.

Surplus  
(Auct.):

Mayor Elliott moved that the following items be

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declared "surplus" & included in auction to be conducted by Town on 5/21/88: Checkwriter, old telephone(s), old furnace presently in P&C attic, old P.D./C.B. radio, police car, cemetery truck, various and sundry bikes - Trustee Pope seconded. Trustee Frontuto req. that bikes be advertised prior to placing in auction. Bd. agreed. Voting "aye" were Mayor Elliott, Trustees Frontuto, Pope, Gilmore & Wooden. Carried.

**Mayors'**  
**Conf.:**

Mayor Elliott moved that Bd. members who desire and /or sign up be authorized to attend Mayors' Conf. @ Concord Hotel 6/5-8/88. Trustee Frontuto seconded. Voting "aye" were Mayor Elliott & Trustees Frontuto, Pope, Wooden & Gilmore. Carried.

**Records'**  
**Mngemnt.:**

Seminars on Records' Management to be held in Amherst 6/16/88 & in Buffalo on 6/23/88; Mayor Elliott moved that Clerk E. Johnson be authorized to attend; Trustee Gilmore seconded. Voting "aye" were Mayor E. & Trustees Gilmore, Pope, Frontuto & Wooden. Carried.

**Hwy.**  
**Chipping:**

Bd. discussion on method/dates VOP brush pickup and chipping occur; Mayor Elliott sd. ad shld. include notice not to place sme. on sidewlks./streets; Trustee Frontuto sd. shld. be simplified as people do not understand. More Bd. disc. - did not arrive @ decision on this matter.

**Park**  
**Concert:**

Village Park Concert date of 7/23/88 firm wth. "Krazy Firemen" - following which she moved that Bd. authorize Mayor to execute contract in amt. of \$600. for sd. concert - time, 7:00-11:00 p.m. Clk. requested to reserve Firehall in case of rain; food vendors will be allowed.

**P.D. Mny.**  
**Transfer:**

Mayor Elliott moved transfer of money re P.D. from A3120.2 - Equipment - to A3120.420 - Schooling/ Training in the amount of \$1777. Trustee Gilmore seconded - Voting "aye" were Mayor Elliott & Trustees Gilmore, Pope, Frontuto & Wooden. Carried.

**Adjourn.:**

Trustee Frontuto, at 11:30 p.m., moved that Bd. adjourn; Trustee Gilmore and Mayor seconded. Voting "aye" were Trustees Frontuto, Gilmore, Wooden & Pope & Mayor Elliott. Carried.

Ethel B. Johnson, Clk.