

## Regular Board Meeting Board of Trustees

7:30 P.M.

**Present:** Mayor M. Katherine Davin, and Trustees Mary Lou Wilson, William Reeves, Lloyd A. Green, Village Attorney, Laura Jane Poyzer.  
**Absent:** Trustee Gary VanBortel.

**2 Min.**

**Silence:** Mayor Davin opened the meeting with a two-minute silence.

**Vouchers:** Motion by Trustee Green, 2nd by Trustee Reeves and carried, to authorize the treasurer to issue checks in the amount of \$14,255.41.

**Minutes:** Motion by Trustee Reeves, 2nd by Trustee Wilson and carried, to accept the minutes of the previous meeting.

**Zon. Offc.:** Zoning Officer Bruce Wideman advised that he did not have anything to report at this time.

**Citizen Com-plaint:** Robert Pollock and Donald McGuire, property owners on Market Street and East Main in the vicinity of the Weykman Bldg., 305 East Main Street, commented to the board that since 1969 when the Weykman Bldg. was gutted by fire, the building has gradually been crumbling to the extent that they recently learned that it could not withstand another winter. Such building, they complained, if it crumbles further could damage their property extensively. Mayor Davin replied that the Village is working on the matter but that there are many legal technicalities involved. In addition, she continued, the Freezer Locker on Market Street will be demolished as a part of the "Beautification Project" now in progress. The remaining wall will be shored up, in conjunction with the removal of the balance of the building. Trustee Wilson interjected that should it become necessary to remove the complete Weykman Bldg., it is anticipated that the facade will remain to become a part of the nostalgia of the Village of Palmyra.

**Noise Nuis-ance:** Mayor Davin commented that she had had a call from Mrs. Katie Goetzman who advised that information received from the Palmyra Motors indicated that they hope to have a new system of calling their employees on a loud speaker. Mrs. Goetzman also advised that Palmyra Motors had received a request from the Town of Macedon to reduce the volume on their speakers. Mrs. Goetzman wanted the Village Board to know that the residents of the Quaker Road area appreciated the efforts of the Village of Palmyra and hopefully the matter will be remedied in the near future.

**Parking E.Main:** Trustee Reeves commented that the sign near East Main and Fayette should be moved farther to the west to better identify the spaces that are not to be used for parking.

**Portable Caution:** School Crossing Guard, Harriett Mahoney, requested a "Portable Caution Light" for use at the corner of Hyde Park & West Main to assist her in directing traffic.

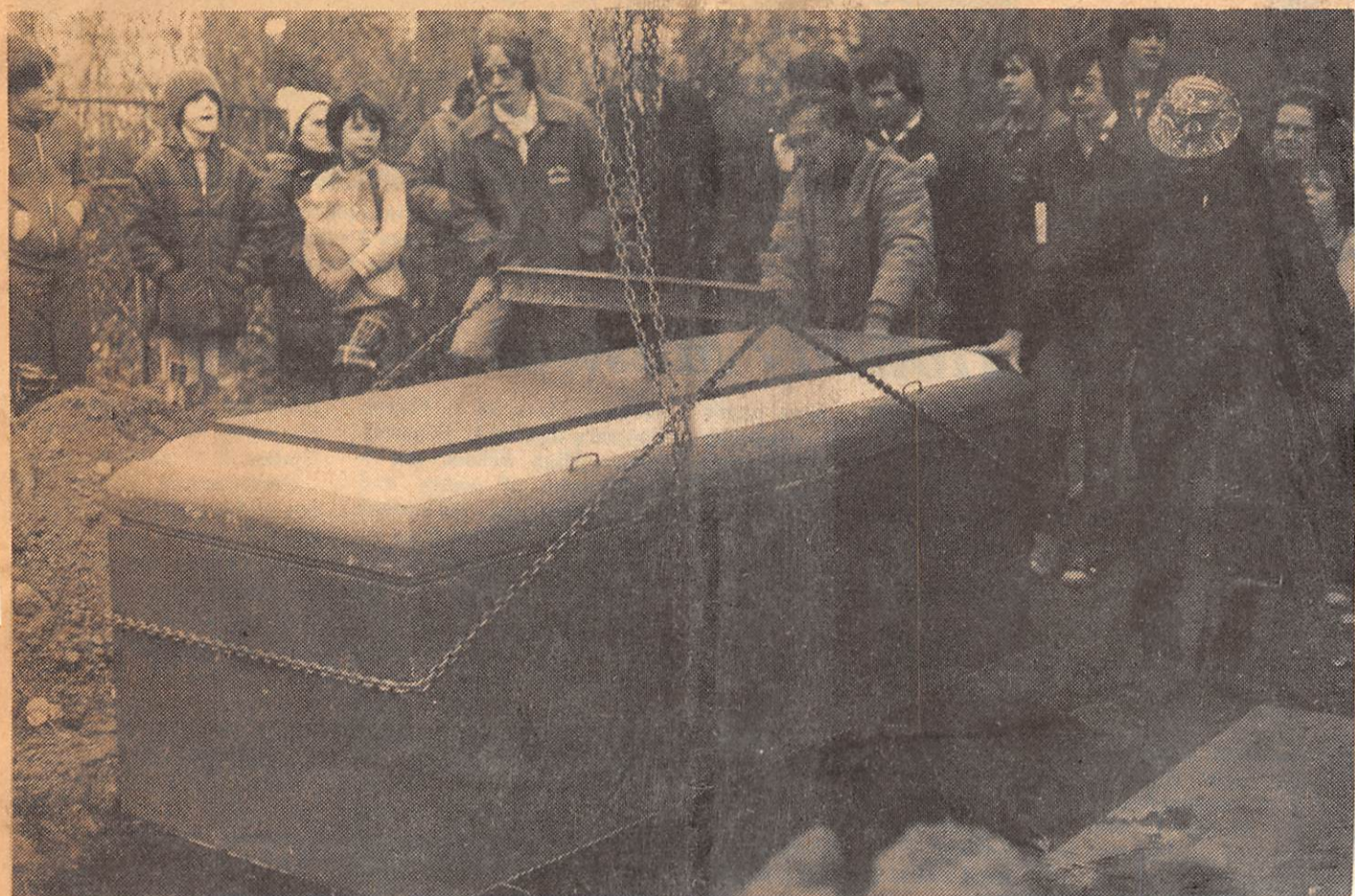
**Fire Dept.:** Trustee Wilson informed the board that the Palmyra Fire Dept. is appropriating funds for the purpose of testing the soil on East Main Street, property of the Village of Palmyra adjacent to the Sewer Disposal Plant, to determine if pilings would be needed for the construction of a Firehouse.

**Comm. Ctr.:** Trustee Wilson commented that a lease is to be drawn between the Palmyra Agricultural Society and the Community Center which would designate the land space to be allotted to the Center when it might be possible to erect a Community Center on the land owned by the Agricultural Society.

**Capsule:** Trustee Wilson advised that the Bicentennial Time Vault to be opened in the year 2076 was buried with appropriate ceremonies on November 6, 1976 in the Village Park with the C.A. Palmer Fife & Drum Corps heralding the lowering of the vault containing the memorabilia distinctive of our era. See Page 164.

# The Courier-Journal

Serving The Southwestern Wayne County Towns of Macedon, Marion, Palmyra and Walworth  
ST., PALMYRA, N.Y.—TIMESAVER ADV. INC.—C-J OFFICES—597-6614—597-6655— FRIDAY, N



**CLOSED FOR 100 YEARS.** The Bicentennial Time Vault was sealed and buried in a special ceremony in the Palmyra Village Park last Saturday. Newspapers, literature and other 1976

memorabilia will be excavated for Palmyra residents in 2076. [Photo by Bill Contant]



**A MUSICAL TIME CAPSULE FAREWELL.** Flutes and drums played Saturday as the Palmyra Bicentennial Time Capsule was lowered into the ground where it will remain for a hundred years. This scene is looking eastward in the Village Park off Main Street. [Photo by Bill Contant]

- Beauti- fication Project:** Cliff Williams, overseer of the Downtown Beautification Project promoted by the County of Wayne Planning Board, informed the Village Board that he would be meeting with the Wayne County Board of Supervisors on Tuesday, November 16, 1976, at which time, he commented, the revised budget figure for the Village of Palmyra would now be proposed at \$401,724. He estimated that the project will wind up some \$13,276. under what had been planned. He assured the board that there would be funds to take down the "Freezer Locker", Market Street, property of the Village of Palmyra." Cost would probably run some \$15,000. to demolish. In relation to the
- Engin. Problem:** Beautification Project, itself, he revealed that there are some engineering problems - - drainage is not satisfactory. Williams also commented that the village is paying too much for engineering. He advised that he would inquire if there is any recourse.
- Roof Run-Off:** Mayor Davin interjected that it is obvious that there is considerable run-off from roofs. Williams countered that he was aware of this and had complained to the engineers.
- No Salt Walks!** The sidewalks, according to Williams, in the rear should not be salted this winter. Mayor Davin reminded the board that it will be necessary to set up a special tax district soon. Engineering fees, according to Williams, are usually based or set at 7.5% of project cost.
- Dr. Chas. Ganim:** Dr. Charles Ganim, Value Management Consultants, Buffalo, N.Y. asked if any questions or problems had arisen, regarding the union contract as drawn.
- Hosp. Costs:** Clerk commented that hospitalization is offered to village employees at no cost to employee. Hospitalization costs have increased and village has assumed the cost. In addition, all employees, whether part-time or full-time, have same benefit. She suggested that some thought might be given to the village assuming 50% of any future increase and perhaps a 50% payment of premium by part-time employees.
- Policy Manual:** Dr. Ganim advised that a "Policy Manual" would cost some \$6,000. It was his suggestion that he sit down with department heads to go over the present contract. It would be possible to insert job descriptions. An annual fee following this would be some \$1,200. after a manual would be compiled. (He commented that their usual charge is some \$50.00 or \$60.00 per hour.) Board has the matter under advisement.
- Woodward Assoc.:** Kenneth Woodward, Consulting Engineers, Webster, N.Y. discussed with the board the Fayette Street, Prospect Drive and East Jackson Street drainage problem. Mr. Woodward advised that he had walked with Ray Smith, highway foreman, over the problem area. He commented that over the years the problem has increased due to the development of apartment housing, paving by blacktop, where heretofore, this particular area had been land with trees and undeveloped. In addition, paving had been done on the access streets together with curbs. No one special cause could be pin-pointed.
- Remedy:** To remedy the situation the first step, he felt, would be to prepare some long range plan so that any improvement would fit in. To cite a few of the changes he felt that some of the drainage is of inadequate size; in addition, leaves and brush are a real problem as they float down the creek. Grates, he felt, have not been placed properly, and the big culvert under Jackson Street may not be large enough to now accomodate the extensive flow. In addition, the banks of the creek are overgrown.
- Immed- iate Suggest:** To get the plan in motion, an engineering field survey should be made using the sanitary sewer maps as a base. A beginning point for survey would be where Spring Brook and Hathaway Brook meet to the Village Line. After this is done, village crews could then do some of the minor things. The second part would have to be contracted out.
- Eng. Cost:** The cost of engineering for the above survey and related work would be a maximum of \$3,900.00. Mr. Woodward advised that he would present a master plan in two to three months.

**Resol.:** The following resolution was proposed by Trustee Green, 2nd by Trustee Reeves:  
**WHEREAS**, the area of East Jackson, Prospect Drive, and Fayette Street intersection has been flooded following torrential rains due to housing development, new curbs, and blacktop, and, **WHEREAS**, heretofore prior to modern development the water filtered into the undeveloped land,  
**NOW THEREFORE BE IT RESOLVED THAT**, the Village of Palmyra shall engage the engineering services of Woodward Associates, Webster, New York, to make a survey to remedy the situation at a cost not to exceed \$3,900.00.  
 Vote:

Unanimously approved.

- I. Lazerson:** Irving Lazerson, and his Attorney, Henry B. Nesbitt, questioned the decision of the Planning Board of the Village of Palmyra in relation to their decision not to honor the petition of Irving Lazerson, owner of property at the corner of Kent Street and Vienna to be rezoned from R-1 to C-3. Mr. Lazerson commented that when he purchased the property, this together with the area of property on the corner of East Main and Kent Street was all commercial. Attorney Nesbitt commented that Mr. Lazerson might have difficulty in selling the property in view of the fact that the property could not conform to the rear lot requirements. Attorney Nesbitt indicated that both Mr. Lazerson and himself should have had an opportunity to speak before the Planning Board before the decision was rendered by the Village Board not to honor Lazerson's petition to have the area rezoned. Clerk asked to arrange for a meeting with the Planning Board and Mr. Lazerson and Attorney Nesbitt.
- R. Peterson:** Robert Peterson, Chairman of the Wayne County Planning Board, advised that he had sent the preliminary application to Local Public Works Capital Development in conjunction with an application for funds for a Fire House. He commented that in the spring there will be another round of funding, but he is hopeful that we might be the recipients of funds this fall. Mr. Peterson advised that it would be necessary for the mayor to sign the application in behalf of the village. Motion by Trustee Wilson, 2nd by Trustee Green and carried, to authorize Mayor Davin to sign the transmittal papers for an application for aid for a firehouse.
- Items #3 & #4 Tn. Budg.:** Discussion by Trustee Green and Mayor Davin regarding their personal appeal to the Town Board to cancel the rate for village residents on items #3 of the Highway Budget and #4 of the Snow Removal Budget. Mayor Davin commented that perhaps the village should now consider addressing their appeal to the state level, to Assemblyman Hurley and Senator Warder.
- Conifer Dev.:** Mayor Davin advised that Conifer Development, contractor for the construction of housing on Canal Street for Senior Citizens in the designated Urban Renewal Area, has submitted their plans to F.H.A. for funding.
- Urban Funds:** Mayor Davin advised that Paul Symanski, of Candeub, Fleissig & Association has indicated that there would be only some \$66,240. funds "left over" and not some \$140,000. as originally had been indicated.
- Tax Break:** It is to be noted that if merchants would put in some \$10,000. in improvements to each of their pieces of property, they would be eligible for a tax break.
- Sign:** No-Parking Sign on East Main Street near the corner of Fayette & East Main should be moved farther west. Trustee Green advised that he would inform Highway Foreman Smith to move the sign so that car owners would no longer complain that sign was not placed in proper spot.
- Light Survey:** Carlton Lape, owner of property at 20 East Foster Street, just east of Johnson Street, inquired if it would be possible to have a street electric pole and light in this area. Trustee Green asked clerk to contact the New York State Electric & Gas to make a survey and advise the Village of the annual cost for such a fixture.



- Police Report:** Motion by Trustee Reeves, 2nd by Trustee Wilson and carried, the Police Report for the month of November, 1976 was accepted. Highlights of the report indicated 158 complaints with 15 accidents investigated, along with 3 each of Criminal Mischief and Burglary 3rd Degree, and 193 apprehended for illegal parking. Total fines and bail forfeitures totaled \$650.00.
- Pal. Agri. Soc.:** Village Attorney Poyzer commented that Attorney Thomas Gilmore, attorney for the Palmyra Agricultural Society, has indicated that he has written to the New York State Department of Audit & Control for an opinion regarding leasing of property owned by the Agricultural Society to the Palmyra Community Center for the purpose of building a building, which would be owned by the Community Center. Trustee Wilson interjected that the stockholders' meeting is scheduled for December 15th, at which time, she continued, she would like to have the information to present to the meeting.
- Fire Dept.:** Trustee Wilson advised that she has not received any definite information relative to funds for a proposed firehouse.
- Death-P. Mierke:** The following resolution was proposed by Trustee Green, 2nd by Trustee Reeves and carried:  
**WHEREAS**, it has been learned that Paul Mierke, a former member of the Board of Trustees of the Village of Palmyra from 1956-1959 and Mayor from 1959-1960, passed away on December 5, 1976, and,  
**WHEREAS**, it would be fitting to remember him with a moment of silence,  
**BE IT RESOLVED THAT**, the clerk shall be instructed to incorporate a resolution which would show that a moment of silence was observed at the regular meeting of the Board of Trustees on December 6, 1976 to honor his devotion to the Village of Palmyra.
- Demol. Freezer Locker:** Mayor Davin advised that Cliff Williams, liaison between the Wayne County Planning Board and the contractor, Crown Asphalt, Rochester, N.Y., in conjunction with the Downtown Beautification Project, has indicated that it would be possible to remove the Freezer Locker, Market Street, at a cost of \$15,000. Mayor Davin continued that the Village Board had previously authorized county to put the demolition up for bid. As of today, she advised, such has been done.
- Weykman Bldg.:** Attorney Poyzer commented that as of 12/10/76, the Village may appoint appraisers, after which Weykman has 20 days to also appoint an appraiser. Attorney Poyzer advised that hopefully following this procedure, it would be possible to get the case on the Supreme Court calendar by the first part of January.
- Ins. Program:** Mayor Davin read a letter that she had received from the Wayne County Board of Supervisors regarding a suggested insurance program in which villages, towns, schools and county would participate, thereby, hopefully, reduce to each unit the cost of coverage. Mayor Davin asked Trustee VanBortel to supply the information requested and send on to the county for their evaluation.
- Noise Ord.:** Trustee Green presented a brochure that he had received from the County of Arlington relative to a Noise Control Ordinance. Board asked if further information could be obtained from other sources.
- Library:** Mayor Davin advised that there would be a reception for "Friends of the Library" on December 12, 1976, at which time the additional renovated space for the library would be officially opened.
- Resign:** Kenneth Skeels, custodian of the fire fighting equipment for the last few years, submitted his resignation to be effective on December 15, 1976. On motion by Trustee Green, 2nd by Trustee Wilson and carried, resignation was accepted with regret.



RESOLUTION RE: JUSTICE FUNDS

The following resolution was introduced by  
Trustee Green , 2nd by Trustee Reeves :

WHEREAS, the New York State Department of Audit & Control has been making an examination of the accounts of the Village of Palmyra, and,

WHEREAS, in conjunction with the examination, the records of the Police Justice and the Acting Police Justice are scrutinized, and,

WHEREAS, it has been determined by visual examination of the bank certification from the Marine Midland Bank that funds in the amount of \$285.00 are in the account of former Acting Police Justice, Charles Richardson, and,

WHEREAS, the examiners have tried unsuccessfully to contact the former Acting Police Justice, Charles Richardson, to request the transfer of these funds to the State Justice Fund,

BE IT RESOLVED THAT, the Board of Trustees of the Village of Palmyra, hereby authorizes the Marine Midland Bank to transfer the amount of \$285.00 to the General Funds of the Village of Palmyra, and,

BE IT FURTHER RESOLVED THAT, the Treasurer of the Village of Palmyra, Theresa P. Otte, shall be instructed to prepare the proper form for submission to the New York State Justice Fund together with a check in the amount of \$285.00 which shall be designated as "Unidentified Funds".

VOTE:	Trustee Reeves	<u>Aye</u>
	Trustee Wilson	<u>Aye</u>
	Trustee Green	<u>Aye</u>
	Trustee VanBortel	<u>Aye</u>

Unanimously approved.



AFFIDAVIT OF PUBLICATION

OF NEW YORK, }  
County of Wayne, } ss:

LEGAL NOTICE  
NOTICE OF FILING OF APPLI-  
CATION ON BEHALF OF THE  
VILLAGE OF PALMYRA,  
WAYNE COUNTY, NEW YORK,  
WITH THE COMPTROLLER OF  
THE STATE OF NEW YORK  
FOR A DEBT EXCLUSION.

Please Take Notice: that an  
application on behalf of the  
Village of Palmyra, Wayne  
County, New York, has been  
filed with the Comptroller of the  
State of New York, on the 22nd  
day of November, 1976 for an  
exclusion in the amount of  
\$630,000.00 of a bond issue for  
the construction of the plant for  
the treatment of sewage, later-  
als, and trunk lines for the  
intercepting of sewage to such  
sewage treatment plant, and the  
acquisition and installation of  
original furnishings, equipment,  
machinery, or apparatus suit-  
able for the operation of such  
sewers, pumping stations and  
plant, and the acquisition of any  
land or rights in land required  
therefore, for the Village of  
Palmyra, New York

Dated: November 22, 1976  
Theresa P. Otte,  
Treasurer of the  
Village of Palmyra  
Chief Fiscal Officer

N.26

[465]

*7/11/77*  
Geraldine A. Allen, being duly sworn,  
deposes and says that he is the foreman of  
the Timesaver Advertising Inc., publisher of  
the COURIER-JOURNAL, a public news-  
paper published weekly at Palmyra, N.Y., in  
the County of Wayne, and that the notice of  
which the annexed is a true copy, clipped  
from said newspaper, was regularly  
published in said Courier-Journal on the  
following dates:

November 26, 1976

*Geraldine A. Allen*

Foreman of the Publisher

Subscribed and sworn to before me

this 30 day of Nov 1976

*Michael M. Donovan*

Notary Public

MICHAEL M. DONOVAN  
WAYNE COUNTY COM. EX. 12345

Fee: \$ 12.54

Village Board members thanked the gentlemen for their comments and advised that better records would be kept by the department heads.

Close: Discussion closed at 3:30 P.M.

Theresa P. Otte, Clerk Treasurer

\* \* \* \* \*

December 20, 1976

Regular Board Meeting

Board of Trustees

7:30 P.M.

Present: Mayor M. Katherine Davin, and Trustees Lloyd A. Green, Mary Lou Wilson, Gary VanBortel, William Reeves, Village Attorney, Laura Jane Poyzer.

2 Min.

Silence: Mayor Davin opened the meeting with a two minute silence.

Vouchers: Motion by Trustee VanBortel, 2nd by Trustee Wilson and carried, to authorize the treasurer to issue checks in the amount of \$6,546.47, for vouchers as presented.

Minutes: Motion by Trustee Green, 2nd by Trustee Wilson and carried, to accept the minutes of the previous meeting.

Fair Assoc.: Mayor Davin advised that Village Attorney Poyzer and herself attended the annual meeting of the Palmyra Agricultural Society Fair Association on 12/15/76, at which time they were assured by the association that the society would honor a lease to be drawn stipulating the area for the construction of a proposed Community Center Building.

Policy Manual: Mayor Davin commented that she had talked to Mr. Fischette, Personnel Manager for the County of Wayne, who in turn advised that the County does not have a Policy Manual. However, it is expected that in a year or so, it will be put on a computer.

Conifer Assoc.: Mayor Davin informed the board that Conifer Associates do have a few problems to resolve but DeMarco of Rochester, contractors, plan to move ahead. There will be some changes to the building, with the first story being brick, as planned, but the other stories, 2nd through 5th will be concrete.

Name Contest: Mayor Davin announced that Conifer Associates have indicated that they would like to sponsor a name contest for the Senior Citizen Housing, the winner of which would be treated to a dinner for two at the Garlock House.

Urb. Ren. Funds: Mayor Davin advised that Paul Szymanski will be present on January 3, 1977 for the Public Hearing regarding the funds of some \$66,000., unused, in the Urban Renewal Development. On 1/3/77 a Public Hearing will be held as well as on February 7, 1977 for the Community Development funds. Mayor Davin advised that Cliff Williams, Wayne County Planning Board Associate, has advised that the County Planners would be glad to fill out forms to apply for additional funds for the village.

Open Meet. Law: Attorney Poyzer informed the board that all village board meeting dates must be published at least one week before the meeting. Executive sessions can be called by motion. Any legal action that might cause litigations should be in executive session until a decision can be reached. The decision can then be made public in an open meeting. The final recommendation could then be recorded.

E. Fost. Lites: Mayor Davin advised that a letter has been received from N.Y.S. Electric & Gas advising the cost of installation of lights on East Foster Street adjacent to Johnson Street, property annexed to the Village of Palmyra more than a year ago. Annual net increase in cost of lighting would be \$135.00 for the installation of 2-3350 lumen Mercury on East Foster, and 2-3350 Lumen Mercury and 1-7000 lumen Mercury on Johnson St.

- Approv.** The following motion was made by Trustee Green, 2nd by Trustee Wilson:  
**WHEREAS**, the N.Y.S. Electric & Gas has advised that for an annual increase of \$135.00, 2-3350 lumen Mercury lights could be installed on East Foster Street, and 2-3350 lumen Mercury lights and 1-7000 lumen Mercury light on Johnson Street, area annexed to the Village of Palmyra more than a year ago,  
**BE IT RESOLVED THAT**, the N.Y.S. Electric & Gas shall be informed to proceed with the installation as soon as the work may be scheduled.  
 Vote:  
 Unanimously approved.
- Canal Town Days:** Mayor Davin informed the board that a letter has been received from Richard Watson, Chairman of the Canal Town Committee, requesting the reservation of the Park & Club Bldg. and the Village Park for the weekend of September 15-18th, 1977, for the festivities.
- Fire Truck Cust.:** On the recommendation of the Board of Fire Commissioners, the name of Elwood Verbridge has been submitted for Fire Truck Custodian.  
 On motion by Trustee Wilson, 2nd by Trustee VanBortel, Elwood Verbridge is appointed as Fire Truck Custodian at a salary of \$100.00 per month.  
 Vote:  
 Unanimously approved.
- No Park Cuyler:** Previous letter from Anson Johnson, owner of Johnson's Pharmacy, requested reinstating the parking of cars on the east side of Cuyler, next to his building. Trustee Reeves commented that according to law, an allowance of twenty to thirty (20-30) feet back from Main Street must be allowed on Cuyler.
- Master Key System:** Village Attorney Poyzer informed the board that the Village has the privilege of submitting forms for reimbursement in connection with federal anti-trust violations resulting from installations of new key and lock safety measures during the period of 1950-1970.  
 Clerk advised that Village Hall was renovated in 1971 with a change in locks at that time. Total cost of locks at that time was estimated at \$100.00.  
 Board did not choose to take any action.
- Comm. Ctr. Appoints:** A letter received from the Palmyra Community Center Board advised that the following are to serve for the next year: President, Melvin Bushart; Vice President, Bernard Root; Secretary, Lois Parsons; Treasurer, James DePoint.
- Weykman Bldg.:** A notice received by the Clerk advised that the County of Wayne is now the owner of the Weykman property at 305 East Main St. Village Attorney Poyzer commented that she had learned that a deed has been filed.
- Wat. Line Break:** Clerk advised that a call was received by village office from a resident on Maple Avenue who questioned if the village would take care of a water line break between the curb box and his cellar wall. Resident was informed that this was his responsibility. After the call, clerk notified Town of Palmyra that a letter should be sent to the resident giving him two weeks to repair. Clerk commented that this is one of the reasons the Village should urge the Town of Palmyra to install Master Meters. Water loss at this time will be free to the town residents. Leaks of this nature cannot be billed to the town at the present time.
- American Zoning Updated:** Village Attorney Poyzer advised that the American Law of Zoning is now being updated. It would be her recommendation that Zoning Officer Wideman may want to have the updated version. Clerk asked to contact Zoning Officer Wideman.
- Value Mgm. Consul.:** Dr. Charles Ganim submitted letters to the Mayor and the Board of Trustees for their perusal relative to the fees involved for his services in negotiations for a new contract with the union which will expire on June 1, 1977. Policy Manual would be \$6,000.00, cost of which would or could be spread over a two (2) year period plus professional labor at \$55.00 per hour. Board tabled the matter for further study.