

August 13, 1979

- Sewer:** Trustee Alderman advised that the mixers on top of the digesters at the Sewer Disposal Plant are in need of repair. He commented that they are not agitating. As a result the sludge cannot be removed. A crane will be needed to remove the mixers, which should be done before winter. Trustee Alderman remarked that he had asked for prices on the needed parts, which he expects to have on Tuesday.
- Motion to Order Parts:** The following motion was proposed by Trustee Green, 2nd by Trustee West:
- WHEREAS**, it is apparent that parts for the digesters are needed in the Sewerage Disposal Plant, and,
WHEREAS, Trustee Alderman has indicated that he has asked for free estimated of the needed parts,
BE IT RESOLVED THAT, Trustee Alderman shall be authorized to purchase the needed parts at a cost not to exceed \$2,500.00.
 Vote: Unanimously approved.
 Resolution adopted.
- Motorola:** Trustee Alderman advised that he has received price estimates to make the base station operable that is owned by the Village of Palmyra together with an antenna that was received at no cost to the Village from Edwin Wheeler. He advised that before the Village does decide on the type of equipment needed, whether a portable radio or mobile units, it is essential that an application for frequency be obtained, which could take three to six months. He added that it would be his suggestion that the clerk apply for the frequency, and in the meantime, thought could be given to the type of equipment needed. Board agreed and instructed the clerk to apply for the frequency. Trustee Alderman added that a microphone plus labor would be about \$200.00, with mobile units costing about \$500.00 each or a cost of around \$1,500. including labor and materials.
- Land for Vil. Barn:** Trustee Alderman commented that he has talked to Nelson Cook, Town Councilman, relative to the site on Kent Street which, several years ago was to be deeded to the Village of Palmyra for the purpose of a Village Barn. He commented that he would have further information in the near future.
- Carts:** Trustee Alderman indicated that Patrolman Trowbridge had suggested the use of carts for picking up trash in the Main Street area. Patrolman Trowbridge planned to have some concrete information for the board to review.
- Water:** Trustee Alderman informed the board that the Town of Palmyra has not installed the Master Meter in the East District, Route #31. Trustee Alderman commented that he informed the Town that it would not be possible to turn the water on until a Master Meter had been put in place for metering the water. Moreover, Trustee Alderman queried if there had been any previous negotiations with the Town relative to fees for the East District. He added that the present contract for the North & South Water Districts of the Town will expire early in 1980 and negotiations should be started soon.
- Quit Claim Deed:** Christopher Mumford, Esq., Walworth, briefed the board relative to a description error of abandon canal lands received by the Village of Palmyra in 1928 and deeded to Harry Young. In essence he advised, the description of the land located on the east side of the then Railroad Avenue, now Park Drive, north of the Shell Gas Station, was incorrectly described and did not come back to the point of beginning. As a result a "Correction Deed" to rectify the wording would be in order. The title should be corrected but in no way would this obligate the Village of Palmyra.
- Resol.** The following resolution was proposed by Trustee Alderman, 2nd by Trustee Green:
- WHEREAS**, the Village of Palmyra, by quitclaim deed dated May 31, 1928 and recorded in the Wayne County Clerk's Office on June 14, 1928 in liber 284 of deeds at p. 172, did convey a certain parcel of land to Harry E. Young; and,
WHEREAS, it has now been brought to the attention of the Village of Palmyra that said conveyance appears to be erroneous in that it does not accurately describe the parcel of land which was intended to be conveyed; and,
WHEREAS, the Village of Palmyra wishes to make a proper conveyance by delivering a quitclaim deed for the lands herein described to the contract vendee of the property, John C. Russell, III;

August 13, 1979

Regular Board Meeting

Board of Trustees

7:00 P.M.

Present: Deputy Mayor Mary Lou Wilson, and Trustees Fred Alderman, David West, and Lloyd Green, and Village Attorney Laura Jane Poyzer.

2 Min.

Silence: Deputy Mayor Wilson opened the meeting with a moment of silence.

Minutes: Motion by Trustee West, 2nd by Trustee Alderman and carried to accept the minutes of the previous meeting, July 23, 1979.

Vouchers: Motion by Trustee Green, 2nd by Trustee Alderman and carried to authorize the treasurer to issue checks in the amount of \$14,291.11 for vouchers as presented.

Committee Repots: Trustee West reported that the Community Center is having the electrical service installed. Recently, he commented, the Village of Palmyra backhoe was borrowed and the Town of Palmyra furnished a bulldozer. Trustee West added that the next big job will be the installation of the sewer line. He indicated that it is expected that the center will be usable in the winter.

Comm.Ctr.

Dogs: Trustee West commented that after reading the information that he has received, relative to the regulations relating to dogs as of the first of January, 1980, it would be his feeling that the Town of Palmyra should assume the duties of controlling the Village as well as the Town. He added that to be effective, a full-time Control Warden should be hired. This, he commented, would be expensive.

Streets: Trustee Green commented that there are many streets that should be paved in the Village, however, he felt that Birdsall Parkway should be placed at the head of the list.

The following motion was made by Trustee Alderman, 2nd by Trustee Green,

WHEREAS, it is pertinent to keep the streets of the Village of Palmyra in constant repair and repaving, and,

WHEREAS, it has been determined that funds in the amount of approximately \$25,000.00 could be used from Revenue Sharing,

BE IT RESOLVED THAT, specs be drawn for the repaving of Birdsall Parkway with bids to be requested for the work to be performed.

Vote: Unanimously approved.

Motion adopted.

Cemetery: Trustee Green advised that he had conferred with Cemetery Caretaker, William Kaveny, who indicated that it would be possible to gain graves which would generate some \$7,000. provided a retaining wall were installed. Trustee Green advised that he felt it would be apropos for his crew to undertake to do this work as time allowed thereby increasing the number of graves in Section "D".

Work must be done, Trustee Green commented, on the winter vault to prevent cave-in in the near future. Trustee Green advised he asked Caretaker Kaveny to obtain a cost estimate for the proposed work, as most of work will need to be done by a mason, who could be assisted by cemetery help.

Cemetery Vehicle:

Lastly, Trustee Green advised that over the years Mr. Kaveny has purchased for himself a second or "junker" car which he has used primarily for running errands on cemetery business, to the Village Hall, hardware store for tools, carting mowers to be repaired, etc. There is a truck in use in the cemetery, but generally, this is filled with dirt, tools, etc., or is in some part of the cemetery where it would not be feasible to be used. Originally, the purchase price of such a car was nominal, but now has about tripled. As a result, Mr. Kaveny has suggested he would appreciate it if the board would consider paying him mileage to help offset the cost of the cars.

Motion: The following motion was proposed by Trustee Green, 2nd by Trustee Alderman:

WHEREAS, Caretaker William Kaveny, Cemetery Foreman, has been using his personal car for running errands on cemetery business,

BE IT RESOLVED THAT, the Village Board will pay him \$.14¢/mile on a trial basis for a year until April 1, 1980.

Vote: Approved.

Motion adopted.

August 13, 1979

- Bldg. Inspec.:** Deputy Mayor Wilson advised that she feels an inspection of buildings in the Main Street area should be made by the Fire Department, Zoning Officer and the owner informed to remedy any hazardous condition as well as any health matter.
- Stand By Police:** Deputy Mayor Wilson informed the board that the members of the Police Department have agreed to be on stand-by at all times. If they intend to leave the village, they will notify the department.
- Donegan Assoc.:** Deputy Mayor Wilson commented that Deputy Clerk Dickinson, Clerk Treasurer Otte and she met with Bernard Donegan of Donegan Assoc. on August 6th relative to the various trust funds of the village. She added that Mr. Donegan will confer with the board on September 17th at 7:00 P.M.
- Assessor Roney:** Deputy Mayor Wilson concluded that Assessor Jud Roney had indicated that he would be glad to meet with the board at any time. Board asked the clerk to invite him to attend the board meeting of September 17, 1979 at 8:15 P.M.
- Rotary Club Request:** Deputy Mayor Wilson advised that a letter had been received from the Palmyra Agricultural Society requesting that the Rotary Club be allowed to use the Floral Hall in the Fairgrounds for an auction on September 22, 1979, funds to be used for their many needy projects. Motion by Trustee Green, 2nd by Trustee Alderman and carried to grant the request.
- Police Report:** On motion by Trustee Green, 2nd by Trustee West and carried, the Police Report for the month of July, 1979 was accepted. Highlights of the report indicated 213 complaints handled with 20 accidents investigated, as well as 8 cited for Petit Larceny, and 8 apprehended for Open Container Law, along with 7 caught for speeding. Total fines and bail forfeitures amounted to \$170.00.
- NYSE&G Service:** On motion by Trustee Alderman, 2nd by Trustee West and carried, clerk was instructed to write to the New York State Electric & Gas to inform them that they would be allowed to renew the gas service at 418 Howell Street with stipulation that surface is repaired in satisfactory condition.
- NYSE&G Cathod. Protect.:** On motion by Trustee Alderman, 2nd by Trustee West and carried, clerk was instructed to inform the New York State Electric & Gas that they would be allowed to install Cathodic Protection of gas mains in the area of Vienna, Crescent, Throop and Prospect Drive as noted in their letter of July 27, 1979.
- Muscular Dystrophy Foot Race:** A request to ask the cooperation of the Palmyra Police Department to assist in the foot race to be sponsored by the Palmyra Jaycees on August 18, 1979 was previously noted. Jim Ricciuto is the Co-Ordinating Chairman who outlined the streets and roads involved.
- Conifer Devel.:** A letter addressed to former Mayor Davin from Senator Jacob K. Javits, United States Senate, congratulated the Village for engaging the approval of Conifer Associates to construct a 32 Unit Housing for Senior Citizens.
- K.Harter Letter:** The Kenneth Harters, 119 W. Jackson Street, asked if special designated dates might be named for the pick-up of bags of debris by the Highway Crew so that it would not be necessary to leave bags between the sidewalk & curbs for long periods of time. The Harters also commented that two Horsechestnut trees in front of their property are very messy and would like to have thought given to possible removal of at least one. The Harters also added that they would like to see a stricter dog control law for the Village.

August 13, 1979

Resol. NOW, THEREFORE, BE IT RESOLVED THAT, the Deputy Mayor of the Village of Palmyra is hereby authorized and directed to execute a quitclaim deed and impress the Village Seal thereon for the lands described in the attached Schedule "A" to John C. Russell, be intended to correct the description in the conveyance by the Village of Palmyra dated May 31, 1928 to Harry E. Young.

Vote:

Trustee Green	Aye
Trustee West	Aye
Trustee Alderman	Aye

Resolution duly adopted.

Vil. Hall Trustee Alderman discussed the heating system of the Village Hall advising that it would be apropos to consider re-zoning and cutting off the upstairs area in view of the fact that it has been determined that Community Center activities can be arranged for other places during the next year inasmuch as the new Community Center will be available for some activities. Moreover, he added, it is his feeling that the Village should consider delaying further renovation of the building until more concrete plans can be drafted.

Historic Trust: Trustee Alderman queried if there were funds for the Historic Survey being made by a group of citizens, formerly chaired by former Mayor Davin. He commented that he was aware that Marc Vande was a member of the group and that the group would receive credit for "in-kind" services. However, he asked if the Village had to provide any funds. Clerk Otte advised that \$1,500. of unused funds in the previous year's budget had been encumbered for use in this year's expenditures. It had been determined, she added, that the state would provide some \$4,900., but the Village had to provide \$1,500. in cash, with the balance of \$3,400 to be the "in-kind" services. When it could be shown that the Village would provide "in good faith" an amount equal to \$4,900., the State in turn would reimburse the Village for the \$4,900.

Trustee Alderman asked Deputy Mayor Wilson to ascertain if there was any further information available on this project.

Lock Sewer Plant: Trustee Alderman commented that he had stopped at the sewer plant recently, found no one there, but all doors open and unlocked. He advised that he has instructed Sewer Plant Operator Kruger to inform all employees that the plant should be kept locked at all times when no one is there in order to thwart any attempts of vandalism.

Fire Dept: Deputy Mayor Wilson advised that the specs for the new fire truck have been prepared and the advertisement for bids are in the recent edition of the Palmyra Courier-Journal.

Police Dept.: Deputy Mayor Wilson informed the board that there was a "bad situation" last weekend at the Wayne County Food & Beverage, East Main Street. Knives, clubs, tire irons were used as weapons with a group from Marion interfering with a group from Palmyra. The trouble started about 10:30 P.M. on Friday evening. Back-up was called to the Sheriff's Dept. who responded to the aid of the Palmyra Police. Eventually Judge Abbott arraigned people from about midnight until 4:00 A.M. In the interim a fight ensued at the "Pub" on East Main Street, with another smaller entanglement at the Landmark Inn. Deputy Mayor Wilson commented that the Village of Palmyra Police Dept. were harrassed with one arrested.

"Gang War:" Deputy Mayor Wilson advised that some villages in the area have had success with a "Noise Ordinance". which provides a tool to cite someone for "squealing tires", loud talking, screaming to someone unnecessarily. Deputy Mayor Wilson commented that Scott Parsons, Part-time Patrolman for the Village of Palmyra, is also a patrolman for the Village of Lyons. He, Parsons, has indicated that Lyons has been quite successful with the ordinance with stiff fines imposed.

Noise Ordinance? Deputy Mayor Wilson added that she felt that additional lighting in the Village Park as well as the mini park at the end of Park Drive adjacent to the Barge Canal would be a deterrent to congregation of gangs. Clerk asked to contact the New York State Electric & Gas for their suggestions in this area.

More Lites Needed;

SEPTEMBER 4, 1979

Public Hearing

Board of Trustees

7:00 P.M.

Present: Deputy Mayor Mary Lou Wilson, and Trustees David West, Lloyd A. Green, Village Attorney, Laura Jane Poyzer. Absent, Trustee Frederick Alderman.

Subject: Proposed Local Law #5, 1979 relative to No Parking on the north side of West Jackson from Canandaigua Street west to Washington Street.

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

~~County~~~~City~~~~Town~~

Village

of Palmyra

Local Law No. 5 of the year 19 .. 79

A local law prohibiting the parking or standing of vehicles on the north side of West Jackson Street between Canandaigua Street and Washington Street.

Be it enacted by the Board of Trustees of the
(Name of Legislative Body)

~~County~~~~City~~~~Town~~

Village

of Palmyra as follows:

Section 1. Section 25-3, Parking prohibited, of Chapter 25, Vehicle and Traffic, of the Code of the Village of Palmyra is hereby amended by the addition of a new subdivision N., to read as follows:

N. On the north side of West Jackson Street between Canandaigua Street and Washington Street.

Section 2. This local law shall take effect upon the date of filing in the Office of the Secretary of State of New York State.

Citizens: One (1).

Proof of Publicat.: Deputy Mayor Wilson read the Proof of Publication relative to the proposed Local Law, which is so attached.

AFFIDAVIT OF PUBLICATION

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

Rosalie J. Mouton....., being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper 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:

August 17, 1979

LEGAL NOTICE
NOTICE OF PUBLIC
HEARING
PLEASE TAKE NOTICE
THAT, the Board of
Trustees of the Village of
Palmyra will hold a Public
Hearing on September 4,
1979 at 7:00 P.M.E.D.S.T. in
the Trustees Room of the
Village Hall, 144 East Main
Street, Palmyra, New York,
to consider the adoption of
Local Law #5, 1979 which

Local Law: A proposed Local Law #5, 1979 was placed on the desks of board members. Such proposed law would prohibit parking or standing of vehicles at all times on the north side of West Jackson St. between Canandaigua Street and Washington Street.

Hearing: On motion by Trustee Green, 2nd by Trustee West and carried, a
9/4/79 Public Hearing will be held on September 4, 1979 at 7:00 P.M.
A copy of proposed law is so attached.

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

~~County~~
~~City~~ of Palmyra
~~Town~~
Village

Local Law No. 5 of the year 19 79

A local law prohibiting the parking or standing of vehicles on the north side of West Jackson Street between Canandaigua Street and Washington Street.

Be it enacted by the Board of Trustees of the
(Name of Legislative Body)

~~County~~
~~City~~ of Palmyra
~~Town~~
Village as follows:

Section 1. Section 25-3, Parking prohibited, of Chapter 25, Vehicle and Traffic, of the Code of the Village of Palmyra is hereby amended by the addition of a new subdivision N., to read as follows:

N.: On the north side of West Jackson Street between Canandaigua Street and Washington Street.

Section 2. This local law shall take effect upon the date of filing in the Office of the Secretary of State of New York State.

Exec. Meeting: On motion by Trustee Green, 2nd by Trustee Alderman and carried, the board adjourned into Executive Meeting at 9:05 P.M. to discuss personnel matters.

Theresa P. Otte, Clerk Treas.

Re-Convene: On motion by Trustee West, 2nd by Trustee Alderman and carried, the board re-convened in regular board meeting at 9:20 P.M.

Present: Deputy Mayor Mary Lou Wilson, Trustee F. Alderman, D. West, L. Green and Village Attorney Laura Jane Poyzer.

Adjourn: There being no further business, Deputy Mayor Wilson adjourned the meeting at 9:25 P.M.

Theresa P. Otte, Clerk Treas.

* * * * *

September 4, 1979

Resol.: The following resolution was proposed by Trustee West, 2nd by Trustee Green:

WHEREAS, the Village of Palmyra has designated the Town of Palmyra as the Lead Agency in conjunction with the application for BOR funds for the Palmyra Community Park, and,

**No Impact
on Envir.**

WHEREAS, the Town of Palmyra has determined that the proposed shrubbing and walkways in the Palmyra Community Park surrounding the Palmyra Community Center, will not have any significant effect on the environmental area, as determined under the provisions of Part #614 of the State Environmental Quality Review Act, and,

WHEREAS, the Town of Palmyra has on file a document so stating that there will be no impact on the environment,

BE IT RESOLVED THAT, the Village of Palmyra shall accept the findings of the Town of Palmyra, as the Lead Agency, that there will be no impact on the environment surrounding the Palmyra Community Center Building located in the southwest area of the Village of Palmyra at the intersections of West Foster Street and Stafford Street.

Vote: Unanimously approved.
Resolution adopted.

**Audit of
Comm.Ctr.
Funds:**

Deputy Mayor Wilson informed the board that it would be required that a formal audit be made of the Community Development Block Grant Funds which were received in the amount of \$66,240.10 for the construction of a Community Center, such funds, originally a part of the Urban Renewal Grant. Treasurer Otte had applied for a "desk review", inasmuch as the amount involved was nominal, but a formal letter from HUD advised that a formal audit would be in order.

Deputy Mayor Wilson advised that Pete Battisti, a local CPA, had been contacted to make the audit for a fee of between \$400 and \$500.

**Garlock
House
Fire:**

Deputy Mayor Wilson advised that an inspection has been made of the Garlock House, which was gutted by fire. The Zoning Officer, Jack Ryan, has placed a thirty (30) day notice on the building, according to Deputy Mayor Wilson, that the building must be demolished or concrete evidence of re-construction must begin.

**Survey of
Lights:**

Deputy Mayor Wilson commented that she, along with Bill Wilson of the New York State Electric & Gas have recently viewed the cemetery area, the end of Park Drive which "dead-ends" at the Barge Canal, the Village Park and the alley between Jim's Sports Shop and the building to the east. Mr. Wilson will make a survey and submit a recommendation to the board for better lighting.

**NYSE&G
Request:**

On motion by Trustee Green, 2nd by Trustee West and carried, the New York State Electric & Gas was granted permission to break the surface at Mill Street to install a gas service at 502 East Main Street.

Police:

Deputy Mayor Wilson commented that the extra police hired during the summer months has worked out well, with extra patrolmen working the late hours. Deputy Mayor Wilson advised that there may be a need to extend the request for extra patrolmen.

**Comm.Ctr.
Jt.Applic.**

The following resolution was proposed by Trustee West, 2nd by Trustee Green:

WHEREAS, the Town of Palmyra and the Village of Palmyra have cooperated in a joint project to provide Community Center activities to the residents, especially the children, of the Town and Village, and,

WHEREAS, the Village of Palmyra has been designated and the paying agency for the project with the Town of Palmyra reimbursing the Village of Palmyra for its share, and,

WHEREAS, the Village of Palmyra applies to the State of New York for State Aid in the amount of \$1,741.20,

BE IT RESOLVED THAT, the Village of Palmyra shall participate in the Joint Aid for Youth, Community Center Activities, as the paying agent with reimbursement from the Town of Palmyra, and,

Comments: Deputy Mayor Wilson advised that several citizens had commented to her that since signs had been placed on West Jackson denoting no parking too close to the intersection, traffic problems have lessened.

Deputy Mayor Wilson added that Police Chief Henry had indicated a need for No Parking on the north side of West Jackson from Canandaigua Street to Washington.

Trustee Green commented that he has noted people parking on the south side where it specifies "No Parking:."

Deputy Mayor Wilson added that perhaps the Village Board should make a study of all village streets to determine if there should be "No Parking: on one side or the other.

No further comments.

Close: Deputy Mayor Wilson closed the hearing at 7:15 P.M.

Theresa P. Otte, Clerk Treas.

* * * * *

Regular Board Meeting September 4, 1979 7:20 P.M.
Board of Trustees

Present: Deputy Mayor Mary Lou Wilson, and Trustees Lloyd A. Green, David West, Village Attorney, Laura Jane Poyzer. Absent, Trustee Frederick Alderman.

2 Min. Silence: Deputy Mayor Wilson opened the meeting with a moment of silence.

Minutes: On motion by Trustee Green, 2nd by Trustee West and carried, the minutes of the previous meeting, August 13, 1979, were accepted as drafted.

Vouchers: On motion by Trustee Green, 2nd by Trustee West and carried, the treasurer was authorized to issue checks in the amount of \$5,514.59 for vouchers as presented.

Comm.Ctr. Project: Trustee West reported that the electrical connections are installed and operative. They are waiting for the electrical parts for the furnace. There are a few other minor items to be taken care of. In regard to the sewer line, he added, it has been decided to contract this out.

Funds: Trustee West advised that there is \$52,000.00 in cash available at the present time, with some \$30,000.00 of verbal commitments or pledges.

Shrubbing of Center: Deputy Mayor Wilson advised that the Town of Palmyra had applied for federal funds for the purpose of landscaping the area surrounding the Community Center. In conjunction with this, she continued, the Town of Palmyra desires assurances from the Village of Palmyra that the Village of Palmyra is in agreement with their application, and will so designate the Town of Palmyra as the Lead Agency.

Resol.: The following resolution was proposed by Trustee West, 2nd by Trustee Green:

WHEREAS, the Village of Palmyra has been instrumental in promoting the construction of a Community Center on land donated by the Palmyra Agricultural Society, located in the southwest area of the Village of Palmyra which is bounded by Stafford Street and West Foster Street, under a ninety-nine (99) year lease agreement to expire in the year 2076, and,

Twn. of Pal. Lead Agcy **WHEREAS**, the Town of Palmyra has adopted the State Environmental Quality Review Act which designated that when more than one municipality is involved in a cooperative project, a "Lead Agency" must be designated, and,

WHEREAS, the Town of Palmyra has applied for a BOR Grant for the Palmyra Community Park, such area to surround the constructed Community Center,

BE IT RESOLVED THAT, the Town of Palmyra shall be designated as the Lead Agency for the BOR Grant for the Palmyra Community Park.

Vote: Unanimously approved.

Resolution adopted.

September 4, 1979

Adjourn: Deputy Mayor Wilson adjourned the meeting at 8:30 P.M.

Theresa P. Otte, Clerk Treas.

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Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

~~County~~

~~City~~

~~Town~~

Village

of Palmyra

Local Law No. 5 of the year 19 79

A local law prohibiting the parking or standing of vehicles on the north side of West Jackson Street between Canandaigua street and Washington ~~Street~~ ^(Insert Title).

Be it enacted by the Board of Trustees of the
(Name of Legislative Body)

~~County~~

~~City~~

~~Town~~

Village

of Palmyra as follows:

Section 1. Section 25-3, Parking prohibited, of Chapter 25, Vehicle and Traffic, of the Code of the Village of Palmyra is hereby amended by the addition of a new subdivision N., to read as follows:

N. On the north side of West Jackson Street between Canandaigua Street and Washington Street.

Section 2. This local law shall take effect upon the date of filing in the Office of the Secretary of State of New York State.

* * * * *

Regular Board Meeting

September 17, 1979

Board of Trustees

7:00 P.M.

Present: Deputy Mayor, Mary Lou Wilson; Trustees, Lloyd A. Green, David West, Frederick Alderman; Village Attorney, Laura Jane Poyzer.

2 Min. Silence: Deputy Mayor Wilson asked that the board observe a moment of silence.

Minutes: Motion by Trustee Green, 2nd by Trustee West and carried, to accept the minutes of the previous meeting, September 4, 1979.

Vouchers: Motion by Trustee Green, 2nd by Trustee West and carried, to approve payment of the vouchers as presented in the amount of \$153,475.58, and authorize the treasurer to issue checks in this amount.

Donegan Assoc.: Bernard Donegan, President of B. Donegan, Assoc., Victor, New York, and his associate, Roy McMaster, conferred with the board relative to obtaining a greater return on especially the Savings Accounts, of which the Cemetery Trust Fund and the P. T. Sexton Trust Fund are a part. It was their suggestion that these accounts be transferred from the 90 day savings accounts to "Day of Deposit-Day of Withdrawal Accts.", in order to maximize the return

BE IT FURTHER RESOLVED THAT, the Deputy Mayor, Mary Lou Wilson, and the Clerk Treasurer, Theresa P. Otte, shall be authorized to sign the application for State Aid in behalf of the Village of Palmyra.

Vote: Unanimously approved.
Resolution adopted.

Regional Seminar:

On motion by Trustee Green, 2nd by Trustee West and carried, the Clerk Treasurer, Theresa P. Otte, and the Deputy Clerk, Phyllis G. Dickinson, were granted permission to attend the Comptroller's Regional Seminar on September 18, 1979 at the Genesee Plaza Holiday Inn, Rochester, New York, with any expense of mileage, lunch, etc. to be paid by the Village of Palmyra.

Vote: Unanimously approved.
Resolution adopted.

Letter from Sylvan Beach:

Deputy Mayor Wilson received a letter from the Mayor of Sylvan Beach, New York, which indicated that a committee is being formed to petition the State of New York to present legislation to the effect that Items #3 & #4 of the Town Highway Budgets, be exempt from taxation in the Villages. Board felt this a worthwhile project and instructed the clerk to write to advise that the Village of Palmyra would be interested, providing the overall assessment to the Village would not be too high.

EDA Firehse Audit:

Deputy Mayor Wilson informed the board that the Village of Palmyra share for the cooperative audit, its share being funds received from the Federal Government for the construction of the Palmyra Firehouse, would be \$1,000.00. She advised that there is approximately \$900.00 remaining of the total funds received from the government for the construction of the firehouse building.

Proposed Loc. Law #5:

The following resolution was proposed by Trustee Green, 2nd by Trustee West: Copy Local Law #5 on Page 188.

WHEREAS, the Village of Palmyra held a public hearing on 9/4/79 relative to a proposed Local Law #5, 1979 which would ban parking on the north side of West Jackson Street, between Canandaigua and Washington Street, and,

NOT ADOPTED: **WHEREAS**, it appears that no citizens appeared to contest or approve of such a law,

BE IT RESOLVED THAT, proposed Local Law #5, 1979 shall not be adopted.

Vote: Unanimously Denied.
Resolution Not Adopted.

East Wat. Dist. Tn. Palmyra

Deputy Mayor Wilson advised that she had talked with the Town Board Member Nelson Cook relative to the installation of the Master Meter and the main transmission lines for the East Water District. Nelson Cook indicated that all conditions have been met as requested by the Village of Palmyra. They, the Town of Palmyra, now desire an agreement so that the water may be made available to the residents in the area. Clerk asked to write the Town of Palmyra to advise that Village Trustee Alderman would be contacting them to draft a water agreement.

Vill. Barn on Twn. Prop:

Deputy Mayor Wilson read a letter received from Town Attorney Paul Rubery relative to a request that the Village of Palmyra resolve a drainage problem in the Kent Street area before proceeding with a final lease agreement for lands owned by the Town on which the Village may place a Village Barn, and secondly, if at some future time the Village decided to demolish the Village Barns if placed on the Town land, or discontinued use of the land, should the property be sold, such funds should be transferred to the Town of Palmyra. Trustee Green commented that it was his opinion that both Town Supervisor James DeBrine and Highway Foreman Raymond Smith are working on a solution for the drainage.

Attorney Poyzer commented on a lease of the land. The board indicated that inasmuch as Trustee Alderman instigated the possible lease of land from the Town of Palmyra several years ago, it would be apropos if he were to persue the matter at this time.

No Vote by Proxy:

Clerk Treasurer Otte informed the board that a recent memo in the Municipal Affairs Review, August, 1979, advised that it is not possible for a board member to vote by proxy or via the telephone. The board member must be present to cast his vote for or against a proposal. Votes by proxy or telephone are in direct violation of the Open Meetings Law.

September 17, 1979

Fire Trk. Bids received:

Bids: Sanford Fire Equipment Company
East Syracuse, N.Y.

Bid Bond of \$12,000.00 Attached
Non-Collusive Statement Attached

No other bids received, although clerk advised that the Halperin Fire Co., Elmira, New York, had picked up specs, with a \$25.00 deposit paid for the specs.

Representative of Sanford Fire Company advised that if the Village accepts their bid after review by the committee, a \$1,500.00 discount may be deducted from the price of the equipment if the Village of Palmyra will pay for the chassis when it is delivered to Sanford. Delivery of the chassis, he advised could be expected in six or seven months.

Refer to
Comm.:

On motion by Trustee Green, 2nd by Trustee Alderman and carried, the bid received for a Custom 1250 GPM Pumper was turned over to the Fire Committee for review and evaluation. Committee advised that they would have a recommendation for either acceptance or rejection at the next Village Board meeting on October 1, 1979.

J.Roney
Assessor

Judson Roney, Assessor for the Village of Palmyra informed the board that a new secretary has been hired for his office, for 20 hrs./wk. at \$3.00/hr. Mr. Roney reviewed the method of basis for maintaining the tax records. He advised that there are between 50-60 Old Age Exemptions annually filed. Each person has to file annually, to qualify for an exemption. A discussion ensued relative to the method of taxing, along with "rewarding" a property owner for upgrading his house, procedures to be followed with books used for making assessments on property. Mr. Roney advised that he is in need of another special type of file, cost of which is some \$395.00. The Town of Palmyra has provided other files and office area, but does not feel they can provide funds for another file. Board agreed to review the matter.

Needs
File:Donegan
Agree.:

Deputy Mayor Wilson advised that the agreement between Donegan Associates and the Village of Palmyra to provide consulting services for investment of Village Funds had not been signed, although agreement had been approved, until Trustee Alderman might have an opportunity to be briefed on their services. Board agreed that Deputy Mayor Wilson should sign the agreement and submit to Donegan Associates, Victor, New York.

Rt. #31
East
Wat.Line:

Trustee Alderman advised that water is being lost on Rt. #31, East Water Line, recently installed by the Town of Palmyra at the intersection of East Main Street and Kent Street, to the Village of Palmyra 12" water line, in accordance with agreement with the Town of Palmyra. Trustee Alderman commented that the valve at the intersection was turned on by "persons unknown", which caused a drop in the Village of Palmyra million gallon water tank, with pressure loss decreasing the supply tank to 2/3 full. In addition, he added, there appears to be a leak in their main transmission line.

Resol.
Sell
Water:

The following resolution was proposed by Trustee Alderman, 2nd by Trustee West:
WHEREAS, the Town of Palmyra has installed a transmission line from the corner of East Main Street and Kent Street, within the Village limits, and,
WHEREAS, the Town of Palmyra through agreement with the Village of Palmyra did install at their expense some 700 feet of transmission line from the corner of Kent Street and East Main Street to the Village of Palmyra Corporation Line, and,
WHEREAS, no formal agreement for the sale of water to the Town of Palmyra has been drafted for this district,
BE IT RESOLVED, that an addendum may be included in the present North & South Districts which will reflect the sale of water at \$1.05/C Cubic Feet, providing all State Tests have been completed, there are no leaks in the line, the Master Meter is in place and all valves have been properly sealed.

Vote:

Unanimously approved.

Resolution adopted.

Donegan
Assoc.:

Sugg. Chg.
Savings
from 90
Day to
Day of
Dep. to
Day of
Withdrl.

Discuss.
of P.T.
Sexton &
Cemetery
Trust:

Fire Trk.
Bids:
Proof of
Publicat.

of interest. With this type of account, it would be possible to group funds together, for bank purposes, in order to take advantage of investing in increments of over \$100,000.00, but is possible to allocate the interest earned to each individual account. Clerk commented that this has been done on occasion in the past, but has always been necessary to notify the bank 90 days ahead for a withdrawal.

Mr. Donegan pointed out that the sheets he had prepared revealed the dates of board meetings, payroll dates, in order to keep funds in maximum Certificates of Deposit.

Discussion of yield of 6.9% on the P. T. Sexton Trust Fund and Cemetery Trust Fund, each of which have some \$95,000.00 in stocks and bonds. Board questioned if it might be possible to cash in some of the lower yielding stocks and bonds without sustaining too great a loss, providing an increase in investment might be shown by re-investing.

Trustee Alderman pointed out that he was speaking for himself, and would suggest that caution and prudence be engaged when considering the reinvestment of the P.T. Sexton and Cemetery Trust Funds.

Deputy Mayor Wilson thanked Donegan Associates for their interest and information. Donegan Associates advised that they would report at a later date to the board relative to their findings and further suggestions.

Bid opening at 8:00 P.M. for a Custom 1250 GPM Pumper. Attached is the Legal for the Notice to Bidders for Fire Apparatus.

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK,

County of Wayne,

ss:

LEGAL NOTICE NOTICE TO BIDDERS FIRE APPARATUS

PLEASE TAKE NOTICE: that the Board of Trustees of the village of Palmyra is seeking bids, sealed, for the construction and delivery of one (1) Custom 1250 GPM Pumper with a 1000 gallon booster tank in compliance with specifications heretofore adopted by the Village Board, on September 17, 1979, at 8:00 P.M. local time in the Village Hall, 144 East Main Street, Palmyra, New York, in the Village Clerk's Office. Bids will be publicly opened and read aloud at 8:00 P.M. The enclosure containing the proposal shall have endorsed on the outside thereof, the name of the bidder, the business address to which communications may be sent and the title of the work for which the proposal is made.

Copies of the specifications for such Pumper and related Equipment may be obtained from the Village Clerk's Office at 144 East Main Street, Palmyra, New York on Monday through Friday 9:00 A.M. to 4:00 P.M. with a deposit of \$25 to be returned to bidder if specs are returned in good condition following award or rejection. Each bid shall state the price at which the bidder will furnish the complete apparatus, the terms of payment and the date of delivery of same to the village of Palmyra on acceptance of the bid. Section 103-d of the General Municipal Law requires a Non-Collusive Certificate attached to the bid signed by the bidder.

The Village Board and or Village Clerk will not be responsible in any manner for verbal answers to any inquiries regarding the

specifications, the Notice to Bidders or any other matter in connection with the awarding of this contract.

A 10% Bid Bond for the amount bid, payable to the Village of Palmyra shall accompany each proposal. Bonds of unsuccessful bidders shall be returned within 10 days after the award of the contract or rejection of all bids. The bid Bond of the successful bidder is to be held until the proper execution of the

contract is accomplished and the performance Bond called for in the specifications is furnished. In case of failure to execute the contract and to furnish said Performance Bond, the Bid Bond is to become property of the Village of Palmyra.

The Village Board of the Village of Palmyra reserves the right to reject any and all bids, the right to waive any informalities, and the right to award the contract to the lowest responsible bidder who meets specifications, or re-advertise for new bids in their discretion.

Dated August 7, 1979
VILLAGE OF PALMYRA
Therese P. Otte,
Clerk, Treasurer

251

A-10

.....Rosalie J. Mouton....., being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper 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:

.....August 10, 1979.....

.....

.....

.....

.....*Rosalie J. Mouton*.....
Foreman of the Publisher

Subscribed and sworn to before me

this.....*10*.....day of.....*Aug*.....19.....*79*.....

.....*Michael N. Donov*.....
Notary Public

Fee: \$30.78

MICHAEL N. DONOV
WAYNE COUNTY COMM. EXPIRES 3/30/81
#4632609

signature of both Theresa P. Otte, Treasurer, and Phyllis G. Dickinson, Deputy Clerk, for all checking accounts and other savings accounts entrusted to the Village of Palmyra, Bank Resolution to be filed with the bank, Marine Midland Trust Co., Palmyra Branch.

Vote: Unanimously approved.
Resolution adopted.

Fire
Dept.
Member:

On the recommendation of the Board of Fire Commissioners, the name of Tyrone N. Taylor, 351½ Vienna Street, has been recommended for membership in the Fire Department.
On motion by Trustee West, 2nd by Trustee Green and carried, the name of Tyrone N. Taylor, 351½ Vienna Street is approved, pending completion of the training as prescribed by the Fire Department.

Procla-
mation:

Deputy Mayor Wilson advised that she wished to issue the following Proclamation relative to Constitution Week:
WHEREAS, Constitution Week has been designated by the Government of the United States of America as September 17th through September 24th, 1979, and,
WHEREAS, Citizenship Day shall be noted as September 20th,
BE IT RESOLVED THAT, the Village of Palmyra shall charge each and every citizen of the village to consider the attributes and privileges accorded a citizen, either natural born or naturalized, during this period, and,
BE IT FURTHER RESOLVED THAT, after introspection they shall endeavor to continue to observe and uphold the beliefs so drawn by our forefathers to acclaim this country as allowing the right to life, liberty and the pursuit of happiness.

Preserve
Vill.Hall
Letter:

A letter received from David C. Downey, Macedon, New York, suggested that the Village Board consider restoring the upper floor of the Village Hall to its former use, an Opera House. Mr. Downey commented that he would be glad to investigate possible funding for such a project.
Deputy Mayor Wilson asked the clerk to write to Mr. Downey, sending a copy of his letter to Mark Vande and the group that is presently making a survey of all Village Buildings which may be worthy of being placed in the Historic Register and possible funding.

Legal
Treas.
Rpt.:

Proof of Publication of Legal relative to the filing of the Annual Treasurer Report with the Department of Audit & Control is so attached.

AFFIDAVIT OF PUBLICATION

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

LEGAL NOTICE
NOTICE IS HEREBY
GIVEN THAT the Treasurer
of the Village of Palmyra
has filed the annual
financial report for the
Village of Palmyra for the
fiscal year ended May 31,
1979 with the New York
State Department of Audit
& Control and a copy is on
file for inspection in the
office of the Village Clerk.
Dated: August 24, 1979
Theresa P. Otte
Clerk Treasurer

264

(A-31)

.....Rosalie J. Mouton....., 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:

...Aug: 31, 1979.....

.....*Rosalie J. Mouton*.....
Foreman of the Publisher

Subscribed and sworn to before me

this.....13.....day of.....Sept.....1979.....

.....*Michael N. Donovan*.....
Notary Public

Fee : \$ 5.13

MICHAEL N. DONOVAN
WAYNE COUNTY COMM. EXPIRES 3/30/81
#4632609

- Vil. Hall Point Up Brick:** George Tilburg, Tilburg Construction, Inc., Palmyra, N.Y. presented a figure for the pointing up of the brick on the Village Hall. Clerk commented that Mr. Tilburg had reviewed the area of the outside walls indicating many areas where the mortar has been completely washed away. A resume of the work to be done including labor amounted to \$358.00. On motion by Trustee Alderman, 2nd by Trustee Green and carried, clerk was asked to notify Mr. Tilburg to point up the Village Hall for a price of \$358.00.
- Comm. Ctr** Trustee West advised that the Committee for the construction of the Community Center Building had intended to contract out the installation of the sewer line to the Center, but found that it would be very expensive. The electrical problems have been resolved and heat will be available within the week.
- Hist. Preserv. Survey:** Deputy Mayor Wilson commented that a new chairman for the Historic Preservation Survey Group has been named. However, Mark Vande has not submitted the name, but will in a letter shortly.
- East Dist Water: Rpt. by Kruger:** Harold Kruger, Operator of the Water & Sewer Plants, spoke to the board relative to the valves at the corner of Kent St. & East Main Street at which point the Town of Palmyra has connected to the Village of Palmyra line. He advised that the pressure had dropped on Friday night and by Saturday the tank was at a 600,000 gallons level. He commented that he had checked the valve on Kent Street and found that it was open. Trustee Alderman informed the board that he would like to be excused so that he might have an opportunity at this point to view the situation with Mr. Kruger.
- Cable-vision:** Deputy Mayor Wilson advised that in accordance with the agreement with Cable T.V., it is possible to have cable installed to all municipal buildings, as well as schools at no charge for installation or monthly fees. Board agreed that Cablevision should be notified to request that the cable be installed to the Village Hall, Park & Club Bldg., Fire House, and with the consent of the Schools, cable may be installed there, also.
- Police Car:** The Police Car which was ordered from a Buffalo dealer, last May through a state bid price, has arrived. Discussion of keeping the 1978 Ford as a second car and selling the 1974 Ford. Clerk asked to prepare a legal requesting bids on the 1974 Ford - "AS IS".
- Police Report:** On motion by Trustee Green, 2nd by Trustee West and carried, the Police Report for the month of August, 1979 was accepted. Highlights of the report indicated that 222 complaints were answered, together with 20 accidents investigated, 20 apprehended for criminal mischief and 16 cited under the Open Container Law, along with 24 apprehended for speeding and 57 cited for illegal parking. Total fines and bail forfeitures amounted to \$1,310.00.
- Certificates:** Deputy Mayor Wilson commented that she felt some type of recognition should be given to the Canaltown Days Committee as well as Garlock, Inc. She suggested that the Board consider a scroll or plaque of some type.
- Executive Session:** On motion by Trustee Green, 2nd by Trustee West and carried, the board convened in Executive Session at 9:50 P.M. to discuss legal matters.
- Theresa P. Otte, Clerk Treasurer
- Re-convene:** On motion by Trustee West, 2nd by Trustee Green and carried, the board re-convened in the regular board meeting at 10:15 P.M.
- Present:** Deputy Mayor Mary Lou Wilson, and Trustees Lloyd A. Green, David West, Village Attorney, Laura Jane Poyzer. Excused earlier in the meeting, Trustee F. Alderman.
- Bank Resol.:** The following resolution was proposed by Trustee Green, 2nd by Trustee West:
WHEREAS, the treasurer, Theresa P. Otte, has recommended that it would be advantageous to have the Deputy Clerk, Phyllis G. Dickinson able to sign checks for all bank accounts,
BE IT RESOLVED THAT, approval shall be given to authorize the

September 24, 1979

Notice read by Clerk.

Bids: American Roadways, Inc.
1112 Empire Blvd.
Rochester, New York 14609 \$10,880.00
as specified for
resurfacing.

Non-collusive statement attached

Wage statement attached

\$650.00 Certified check representing 5% of Bid, attached.

No other bids.

Bid to Comm.: Clerk advised that the bid would be turned over to the Committee on Highway for perusal.

Adjourn: Bid Opening was adjourned at 12:10 P.M.

Theresa P. Otte, Clerk Treas.

* * * * *
October 1, 1979

Regular Board Meeting Board of Trustees 7:00 P.M.

Present: Deputy Mayor Mary Lou Wilson, and Trustees Lloyd A. Green, Fred Alderman, David West, Village Attorney, Laura Jane Poyzer.

2 Min. Silence: Deputy Mayor Wilson opened the meeting with a moment of silence.

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

Vouchers: Motion by Trustee Green, 2nd by Trustee West to authorize the treasurer to issue checks for vouchers as presented with the exception of the Palmyra Oil bill in the amount of \$389.95, for further explanation, thereby approving of payment of vouchers in the amount of \$33,995.86.

Comm. Ctr. Progress: Trustee West advised that it will be necessary to have Harnish & Lookup to review the estimated figures for the installation of the sanitary sewer system, which have appeared to be too high. Trustee West indicated that this is part of the original plans as proposed by Harnish & Lookup for the construction of the building and should not reflect another charge.

Vil. Hall to be used Winter of 1979-80: Trustee West further advised that heat will be available in the building, but the building itself, will not be usable, as anticipated, for the winter season. As a result the upstairs of the Village Hall will be used for center activities during the winter months.

Ins. on Ctr. Bldg: Deputy Mayor Wilson advised that she had informed VanParys Assoc. to place insurance on the building for fire in the amount of \$123,000.00. Board agreed that this was proper procedure.

B. Wideman: Bruce Wideman, in charge of the Erie Canal Bank renovation and restoration, informed the board that a load of gravel from the Village would be welcome at the project site, in order that the area that has been excavated can be held in place. Board agreed that the clerk could inform Ray Smith, Highway foreman, to supply the gravel.
Erie Can. Restor.
Gravel: Mr. Wideman asked if it would be possible to use the Village Chipper in the near future. Trustee Green suggested that a Village employee work with the group when the chipper might be borrowed. Board agreed.

Paving Bids: Trustee Green advised that on September 24, 1979 bids were received for the resurfacing of Birdsall Parkway. Only one bid was received in the amount of \$10,880.00 from American Roadways.

Audit by Board: On motion by Trustee Green, 2nd by Trustee West and carried, the Annual Report of the Treasurer, Theresa P. Otte is accepted by the Board of Trustees of the Village of Palmyra and ordered to be filed.

Adjourn: On motion by Trustee Green, 2nd by Trustee West and carried, Deputy Mayor Wilson adjourned the meeting at 10:25 P.M.

Theresa P. Otte, Clerk Treasurer

September 24, 1979

Bid Opening **Board of Trustees** **12:00 Noon**

Present: Trustee Lloyd A. Green, Deputy Clerk, Phyllis G. Dickinson, and Water & Sewer Cashier, Darlene Matteson.

Subject: Bid Opening of Resurfacing of Birdsall Parkway.

Proof of Publica: Legal Notice of request for bids for the resurfacing of Birdsall Parkway is so attached.

AFFIDAVIT OF PUBLICATION

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

.....Rosalie, J. Mouton..., being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper 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:

Sept. 14, 1979

LEGAL NOTICE
PLEASE TAKE NOTICE that the Board of Trustees of the Village of Palmyra is seeking sealed bids for the resurfacing of Birdsall Parkway, Palmyra, New York. Bids must be submitted in a sealed envelope, identified on the outside as a bid. Such bids will be received by the Village Clerk until 12:00 Noon, Monday, September 24, 1979, at which time all bids will be publicly opened.

Copies of specifications may be obtained from the Village Clerk's Office, 144 East Main Street, Palmyra, New York, Monday through Friday, 9:00 A.M. until 5:00 P.M.

Each bidder must deposit with his bid, security in an amount not less than 5% of the amount of the bid in the form and subject to the conditions provided in the information to bidders.

Successful bidder must furnish Performance Bond, one year Maintenance Bond and satisfactory proof of having Public Liability and Compensation Insurance in

an approved amount.

Non-Collusive statement must be furnished with each bid.

Attention of bidders is called to the requirement as to conditions of employment to be observed and minimum wage rates to be paid under the contract.

No bidder may withdraw his bid within thirty (30) days of date set for receipt of same. The Village reserves the right to waive any informality in bids or to reject any or all bids.

Dated: September 11, 1979

BY ORDER OF THE
BOARD OF TRUSTEES
OF THE VILLAGE OF
PALMYRA
Theresa P. Otte, Clerk
(277) (S-14)

Subscribed and sworn to before me

this 14 day of Sept 1979

Michael J. Mouton
Notary Public

Fee: \$ 20.44

MICHAEL J. MOUTON
WAYNE COUNTY CLERK
8/

October 1, 1979

**Fire
Dept.:**

The cost of the chassis, he added for the truck would be \$48,000.00 and might be available on or about the first part of December. Fire Chief White added that the hard suction hose, bars, nozzles, etc., all come as standard equipment. There is a one year guarantee on the truck and a five year guarantee on the Detroit Diesel engine.

Zoning:

Jack Ryan, Zoning Officer, reported the condition of the Garlock House, 401 East Main Street, which was gutted by fire the end of August, 1979, to the board as follows:

**Garlock
House
Report:**

1. West wall of the building, adjacent to Clinton Street, is in seriously weakened condition. Second floor is leaning inward and shows signs of collapse. First floor is bowing out, and should second floor collapse, force would initiate the first floor to tumble onto the Village sidewalk and street.
2. Roof and interior extensively damaged by fire.
3. North portion of roof and some exterior walls have collapsed.
4. Immediate measure must be taken or building is in danger of entirely collapsing.

**Bldg.
Unsafe:**

Mr. Ryan reported that the responsibility of the building rests with the owner. Mr. Ryan intimated that he has reason to believe that the owner does not intend to rebuild. Mr. Ryan advised that he feels that the building should be declared as Unsafe.

Resol.:

The following resolution was proposed by Trustee Green, 2nd by Trustee West:

WHEREAS, Zoning Officer, Jack Ryan, employee of the Village of Palmyra has kept a constant vigil with documented reports of the condition of the Garlock House, 401 East Main Street, which was ravaged by fire on August 21, 1979, and,
WHEREAS, in accordance with the Unsafe Building Code of the Village of Palmyra it is the prerogative of the Board of Trustees to order and direct a property owner to make a building safe and secure or remove building, following the report of the Zoning Officer,
BE IT RESOLVED THAT, the clerk shall be directed to comply with the directive of the Board of Trustees of the Village of Palmyra to serve the required Notice and Order Pursuant to Chapter 4, Unsafe Buildings, of the Code of the Village of Palmyra, on the property owner, the legal representative, agent, lessee and other person having a vested or contingent interest in the premises, to make such building safe and secure.

Vote:

Unanimously approved.

Resolution adopted.

**Palmyra
Inn:**

Zoning Officer Ryan advised that a Notice & Order had been served on the Palmyra Inn, at 109 Cuyler Street, the former Moose Club, relative to the use occupancy of the building which is in an R-2 Zone, and originally, under the ownership of the Loyal Order of Moose, was a non-conforming use in an R-2 Zone.

Petition:

Deputy Mayor Wilson advised that she had received a petition on September 18, 1979 from approximately fourteen residents in the vicinity of Cuyler Street who suggest that the Village of Palmyra take appropriate action under the provisions of the Zoning Laws to restrain the Palmyra Inn from operating the public bar and restaurant dispensing alcoholic beverages. Board so noted the petition.

Zoning Officer Ryan advised that the attorney for the owner of the Palmyra Inn, is aware of the situation, and believes that an appeal will be made through the Zoning Board of Appeals.

**Former
Shell
Sta.:**

Zoning Officer Ryan commented that the former Shell Station at 519 East Main Street has changed hands with the new owner opening an Auto Parts Store, which will be an improvement.

- Resol.:** The following resolution was proposed by Trustee Green, 2nd by Trustee Alderman:
- WHEREAS**, the Village of Palmyra advertised for bids for the resurfacing of Birdsall Parkway, to be opened on 9/24/79, and,
- WHEREAS**, only one bid was received,
- BE IT RESOLVED**, that the bid of American Roadways, Inc., P.O. Box #3537, Rochester, New York, in the amount of \$10,880.00 for the resurfacing of Birdsall Parkway, in accordance with specifications, shall be accepted.
- Vote:**
- Unanimously accepted.
- Resolution adopted.
- Other Streets:** Trustee Green commented that both West Charlotte Avenue and East Charlotte Avenue need paving. He indicated that he feels that these streets could be resurfaced for under \$5,000.00 each. On motion by Trustee Alderman, 2nd by Trustee Green and carried, Trustee Green was authorized to resurface East and West Charlotte, if it is possible to each of these streets for under \$5,000. each.
- D.E.C. re: Flood Ins.:** Howard McGee, 180 State Street, Elmira, New York, 14901 (tel. 607-734-6289), representative for the Department of Environmental Conservation which relates to the "Flood Insurance Program" indicated to the board that he was here to inform the board relative to the program.
- He advised that loans in some areas are not available where flood insurance is non-existent. He commented that there are
- (1) Two types of programs - - Emergency and Regular.
 - (2) Insurance is federally subsidized, but is sold by local agents.
 - (3) Cost is twenty-five cents (25¢) per hundred in the emergency program, which applies to the whole community. After a study has been made, the rates can be dropped, to even one cent (01¢)/C.
 - (4) Would be necessary to enact an ordinance or Local Law to adopt the Flood Insurance. DEVELOPER PERMITS would be required.
 - (5) No buildings can be placed in the flood prone designated area. People would not be eligible for building loans in flood plain.
- Kent St. Area:** Discussion of the Kent Street area in the northeast quadrant of the Village of Palmyra which comprises some 600' x 900' designated as Zone "A" Flood Area.
- Mr. McGee commented that people are entitled to protection. He advised that the Federal Subsidy Program now pays 40% of the premium. He indicated that without flood insurance, there could be NO MORE FEDERAL AID.
- State May Enforce:** The minimum permit cost would be \$30.00 for a resident, if the village does not approve of applying for a Local Law, at which time the State would then hold a hearing and adopt the Flood Program for the community.
- Historic Survey:** Mark Vande, Harnish & Lookup representative, as well as technical advisor for the Historic Building Survey recently conducted by a group of interested citizens, who desire to have buildings in the Village placed on the Historic Register, reviewed the funding of the project. He advised that the State will grant \$4,900.00 for the survey. The Village, in turn, has committed \$1,500.00 in cash together with volunteer labor for "In-Kind" matching funds. Mr. Vande commented that he has donated his time except when at work for Harnish & Lookup. He revealed that the "In-Kind" services exceed \$5,000.00.
- The prime reason for the survey, he revealed, would recognize property of significance. Buildings selected by qualification, would be registered, thereby allowing the property owner to apply for a matching grant to refurbish.
- Approximately 231 houses have been surveyed. The volunteer workers will send out letters requesting information on these properties. It will take four to eight months after the survey before the properties would be acknowledged as being placed on the historic register.
- Fire Dept.:** Harry White, Fire Chief, of the Palmyra Fire Department commented that the one bid submitted from Sanford Fire Apparatus Corp., East Syracuse, New York, in September 17, 1979, has met the specifications as requested, at a cost of \$103,825.00. Deputy Mayor Wilson asked if the department had any plans for the old truck. Chief White replied that the old truck, a 1950 model, could be sold, however, at a nominal price, some \$3,000. as tops.

October 1, 1979

- Resol.:** The following resolution was proposed by Trustee Alderman, 2nd by Trustee West:
WHEREAS, James Potter, owner of property on a pathway, known as Willow Drive, north of Canal Street, between Church Street and Division Street, in the Village of Palmyra, has requested permission to connect to the Village of Palmyra Water Main on Canal Street, for the usual fee of \$200.00,
BE IT RESOLVED THAT, James Potter shall be allowed to connect to a curb box on Canal Street, provided he meet all the requirements of piping, obtain the proper easements and any other incidental costs involved therein shall be paid for by him, and,
BE IT FURTHER RESOLVED, that he shall pay the Village of Palmyra the sum of \$200.00 in order to be allowed to connect to the Village of Palmyra Water line on Canal Street and shall be billed quarterly thereafter for water used in accordance with the ordinance for water use as required by the Village of Palmyra, and,
BE IT FURTHER RESOLVED, that any future leaks or problems which may arise due to faulty installation on his part, shall be his responsibility to repair.
Vote:
Unanimously approved.
Resolution adopted.
- Fire Pre-vention Week:** Deputy Mayor Wilson advised that National Fire Prevention week will be October 7-13th. The Fire Department Inspection will be October 14, 1979 at 10:00 A.M. followed by church at St. Anne's Catholic Church at 11:30 A.M. Open House of the Fire Department will be on Sunday, October 14th, at 2-4 P.M.
- East Wat Dist.:** Trustee Alderman advised that the water for the Town of Palmyra East Water District, has been turned on, with apparent leaks having been repaired.
- Propos. Hwy. Barn:** Trustee Alderman commented that the Town of Palmyra has agreed to allow the Village of Palmyra to construct a barn on town property. However, the matter of the drainage in this area must be resolved. It appears, he commented, that it will be necessary to obtain a right of way on some of the property involved. The following motion was proposed by Trustee Green, 2nd by Trustee West:
WHEREAS, the Town of Palmyra is willing to allow the Village of Palmyra to place a barn on Town Property on Kent Street, off Railroad Avenue, and,
WHEREAS, there appears to be a drainage problem that must be alleviated prior to the construction of such barn,
BE IT RESOLVED THAT, Trustee Alderman shall be authorized to proceed to obtain the necessary right-of-ways and any other legal matters that may pertain thereto.
Vote:
Unanimously approved.
Motion adopted.
- Add'l. Lites:** Deputy Mayor Wilson commented on the proposal sheets provided by the New York State Electric & Gas relative to additional lighting on the Cemetery Drive area and the Marina Park area off Park Drive. Proposals indicated an additional annual cost of \$390.00 plus an estimated fuel adjustment of \$60.00, for (1) 3350 Lumen Mercury Light and (7) 7000 Lumen mercury lights together with (6) new poles. General discussion indicated that this would not alleviate the vandalism problems in the cemetery. However, it might be advantageous to have two (2) additional lights in the play area of the marina off Park Drive. Matter is under advisement.
- Police Dept.:** It was suggested that the hours of the part-time patrolmen, W. LaJoie and Scott Parsons be decreased within the next month, thereby using these men for only (1) eight hour shift each, in the interim and phasing the extra help out, until such time as it might be advisable to contact them to assist the department.

Fire Trk: The following resolution was proposed by Trustee Alderman, 2nd by Deputy Mayor Wilson:
WHEREAS, the Village of Palmyra requested bids on a 1250 GPM Pumper for the Fire Department, and,
WHEREAS, only one bid was received in the amount of \$103,825.00, which, according to the Fire Chief, Harry White, and the Board of Fire Commissioners, met the specifications of the bid,
BE IT RESOLVED THAT, the bid be awarded to Sanford Fire Apparatus Corp., East Syracuse, New York, 13057 for a price of \$103,825.00.

Vote:

Trustee Alderman	aye
Trustee Green	naye
Trustee West	naye
Deputy Mayor Wilson	aye

Resolution deadlocked.

Discussion: Trustee Alderman commented that the Fire Department has good spirit with all the volunteer help involved. Clerk interjected that according to law a permissive referendum would be required, now that a firm figure or price had been established.

Permissive Refer.: The following resolution was proposed by Trustee Alderman, 2nd by Trustee West:
BE IT RESOLVED: by the Board of Trustees of the Village of Palmyra, to HEREBY CERTIFY:

Section 1. The purchase by the Village of Palmyra, Wayne County, New York of a 1250 GPM Pumper for fire service, including apparatus to be used in connection therewith, at a maximum estimated cost of \$104,000.00; and,

Section 2. The plan for financing of such maximum estimated cost be by the expenditure of \$104,000.00, or so much thereof as is required, from the Capital Reserve Fund Fire of said Village heretofore established for the purchase of fire apparatus; and,

Section 3. It is hereby determined that the period of probable usefulness of such specific object or purpose is twenty years, pursuant to subdivision 10 of paragraph of Section 11.00 of the Local Finance Law; and,

Section 4. Upon this resolution taking effect, the same, shall be published in full in the Palmyra Courier-Journal, the official newspaper, and posted in accordance with the provisions of Section 9-900 of the Village Law.

Vote:

Trustee Green	Aye
Trustee West	Aye
Trustee Alderman	Aye
Deputy Mayor Wilson	Aye

Resolution adopted.

Request for Water: James Potter, owner of property on a pathway, known as Willow Street, north of Canal Street, between Church Street and Division Street, in the Village of Palmyra, appeared with a letter addressed to the Village Board to request permission to connect to the main on Canal Street so that he might have Village water. His letter indicated that he would pay for all the necessary materials, as well as labor involved. The Board advised him that inasmuch as this property was not on a dedicated street, it would be his responsibility to obtain any right-of-ways or easements that might be required in order to run the line from his property to the Village main. The village would only provide the curb box on Canal Street. Mr. Potter commented that there would be some 450' from his house to Canal Street.

October 15, 1979

WHEREAS, inasmuch as a number of communities were involved in one joint federal grant, it was possible to share the expense of an audit of each individual municipality, and,
WHEREAS, the Village of Palmyra share for such audit is \$1,000.00, and,
WHEREAS, there is only \$908.25 remaining in the EDA Firehouse Acct.,

BE IT RESOLVED THAT, the treasurer, Theresa P. Otte, shall be instructed to transfer the sum of \$91.75 from the General Funds of the Village of Palmyra to the EDA Fire House Acct. to cover the balance due of \$1,000.00 for an audit.

Vote:

Unanimously approved.

Resolution adopted.

Vouchers:

On motion by Trustee Green, 2nd by Trustee Alderman and carried, the treasurer was authorized to issue checks in the amount of \$27,204.90 for vouchers as presented.

**L. Toole
Wage
Rate:**

Trustee Green advised that erroneously Larry Toole a highway employee was classified with cemetery employees in the CSEA contract. As a result, he has been receiving \$4.38/hr. rather than \$4.61/hr.

**Resol. to
rectify:**

The following resolution was proposed by Trustee Green, 2nd by Trustee West:

WHEREAS, Larry Toole, an employee of the Village of Palmyra in the Highway Department, was inadvertently classified in the present CSEA Union Contract, effective 6/1/79 - 5/31/81, as an employee of the Cemetery, and,

WHEREAS, Cemetery employees were designated to receive \$4.38 per hour, and,

WHEREAS, laborers in the Highway Department were designated to receive \$4.61/hr. effective 6/1/79,

BE IT RESOLVED THAT, an addendum shall be made to the CSEA contract to correctly designate Larry Toole as an employee of the Highway Department, and,

BE IT FURTHER RESOLVED THAT, Larry Toole shall be entitled to \$4.61/hr. as a laborer in the Highway Department and such wage per hour shall be retroactive to 6/1/79.

Vote:

Unanimously approved.

Resolution adopted.

Comm.Ctr.:

Trustee West advised that the Palmyra Community Center has just received its own tax exempt number.

Trustee West indicated that there are funds in the amount of \$53,000. - \$54,000. He intimated that a substantial sum can be expected from an area business.

Trustee West explained that the installation of the sanitary sewer line is posing a problem in that the main transmission line on Stafford Street is one foot (1') too high. As a result, it is possible that a pumping station may need to be installed. Trustee West commented that they are looking for a private contractor.

Plan.Brd.:

Trustee West informed the board that the Planning Board met on Saturday morning at which time they discussed the former Moose Club which changed ownership during the summer to a private person who wishes to operate as the "Palmyra Inn" with the general public allowed to enter, not as a private club as before. He indicated that the Planning Board plans to recommend to the Zoning Board that the license for operation be changed.

Dog Control:

Trustee West informed the board that he feels that the Town of Palmyra should assume the complete control of dogs and other animals. He advised that he feels that the proper approach would be to go to the Town of Palmyra Board Meeting to ask that they assume this responsibility.

Trustee Green suggested that he feels it would be apropos to wait to attend a Town Board Meeting until after the first part of November. It would then be his suggestion that Trustee West speak personally with Town Board members to ascertain their views on the matter before approaching the board in open meeting.

October 1, 1979

Mingo Matter: Deputy Mayor Wilson advised that there will be a court proceeding on 10/2/79 in connection with the R. Mingo matter at which time, James Spitz, will represent the Village of Palmyra.

Exec. Session: On motion by Trustee Green, 2nd by Trustee West and carried, the regular meeting of the Board of Trustees convened in an Executive Session to discuss personnel matters at 10:35 P.M.

Theresa P. Otte,
Clerk Treasurer

Re-Con-vene: On motion by Trustee Alderman, 2nd by Trustee West and carried, the Village Board reconvened in regular meeting at 10:50 P.M.

Present: Deputy Mayor Mary Lou Wilson, and Trustees David West, Fred Alderman, Lloyd A. Green.

Toys For Tots: Ann Guest, according to the clerk, had asked permission to use a room in the Park & Club Bldg. for the storage of used toys which the Jaycees and Jayncees are collecting for repair to be distributed to needy children at Christmas. Board agreed that room could be provided.

Pumpkin Contest: Jayncees asked permission to use the Village Park on October 27, 1979 from 1:00 - 3:00 P.M. for a Pumpkin judging contest. Board granted request.

Flu Shots: On motion by Trustee Green, 2nd by Trustee West and carried, the board authorized the clerk to make arrangements with Dr. Braell to give flu shots, free of charge to the employee for this year, 1979, to any employees who so wish.

CETA Program: Clerk advised that the CETA program will be cancelled as of 9/30/79, unless funds are forthcoming.

Adjourn: Deputy Mayor Wilson adjourned the meeting at 11:15 P.M.

Theresa P. Otte, Clerk Treasurer

October 15, 1979

Regular Board Meeting Board of Trustees 7:00 P.M.

Present: Deputy Mayor Mary Lou Wilson, and Trustees Lloyd A. Green, David C. West, Fred Alderman, Village Attorney, Laura Jane Poyzer.

2 Min. Silence: Deputy Mayor Wilson opened the meeting with a moment of silence.

Minutes: On motion by Trustee West, 2nd by Trustee Green, the minutes of the previous meeting, October 1, 1979, were accepted with the following corrections: (1) In connection with lighting of park or cemetery area, it should be noted that twollights might be placed in the center of the play area which is adjacent to the Cemetery, and (2), the State of New York would hold a hearing relative to the Flood Insurance Program after which such plan would be adopted by the State for the Village.

Transfer of Fds: The following resolution was proposed by Trustee Green, 2nd by Trustee West:

EDA Firehse Audit **WHEREAS**, through the cooperation of the Wayne County Planning Board, it was possible for the Village of Palmyra to obtain federal funds for the construction of a FireHouse for the Village of Palmyra, and,
WHEREAS, in accordance with federal government regulations, it is required that a complete audit be made of the expenditures and funds received for the project, and,
\$1,000. to CPA **WHEREAS**, at the same time that the construction of the firehouse was transpiring, other area villages were involved in similar programs, and,

October 15, 1979

Fire Dept. Inspect.: Deputy Mayor Wilson and Trustee Alderman commented that they had been present for inspection of the Palmyra Fire Department on Sunday, October 14, 1979.

Permiss. Refer: Clerk advised that postings had been placed as of 10/5/79 for the Permissive Referendum in relation to the purchase of a 1250 Pumper from Capital Reserve Fund Fire funds with Affidavit of Posting so attached.

LEGAL NOTICE
NOTICE OF ADOPTION
OF VILLAGE RESOLUTION
NOTICE IS HEREBY
GIVEN that the Board of
Trustees of the Village of
Palmyra, New York, at a
regular meeting held
thereof on the 1st day of
October, 1979, duly adopted
a resolution subject to a
Permissive Referendum as
follows:

BE IT RESOLVED, by the
Board of Trustees of the
Village of Palmyra, to
HEREBY CERTIFY:

Section 1. The purchase
by the Village of Palmyra,
Wayne County, New York of
a 1250 GPM Pumper for fire
service, including ap-
paratus to be used in
connection therewith, at a
maximum estimated cost of
\$104,000.00; and,

Section 2. The plan for
financing of such maximum
estimated cost be by the
expenditure of \$104,000.00,
or so much thereof as is
required, from the Capital
Reserve Fund Fire of said
village heretofore
established for the pur-
chase of fire apparatus;
and,

Section 3. It is hereby
determined that the period
of probable usefulness of
such specific object or
purpose is twenty years,
pursuant to subdivision 10
of paragraph of Section
11.00 of the Local Finance
Law; and,

Section 4. Upon this
resolution taking effect, the
same shall be published in
full in the Palmyra Courier-
Journal, the official
newspaper, and posted in
accordance with the
provisions of Section 9-900
of the Village Law.

BY ORDER OF:
THE BOARD OF
TRUSTEES
OF THE VILLAGE
OF PALMYRA
Theresa P. Otte,
Clerk Treas.
Dated: October 2, 1979

(290) (O-5)

AFFIDAVIT OF POSTING

OF NEW YORK :

OF WAYNE :

I, the undersigned Clerk of the Village of
Wayne County, New York, being duly sworn, hereby
and says:

1. That on the 5th day of October, 1979, I
duly posted a Notice of Permissive Refer-
endum relative to the purchase of a
1250 Pumper from funds of the Capital
Reserve Fund Fire at a maximum estimated
cost of \$104,000.00, a true, correct and
complete copy of which is attached hereto,
in at least four (4) conspicuous public
places in said Village pursuant to the
provisions Section 11.00 of the Local
Finance Law, subdivision 10, to wit:
 1. Village Hall, 144 East Main Street
 2. Marine Midland Trust Co., East Main Street
 3. Town Clerk Bulletin Board, East Main Street
 4. Knapp Insurance Agency, East Main Street

2. That on the 5th day of October, 1979, I duly
posted such Notice.

3. That said attached copy constitutes the true
form in which said notice was actually posted.

Theresa P. Otte

Village Clerk

Subscribed and sworn to before me

this 5th day of October, 1979.

[Signature]
Notary Public

Notary Public, State of New York
Qualified in Palmyra County
My Commission Expires March 31, 1981

**1 Side
Parking:**

Trustee Green commented that he had received a sample ordinance relative to parking on one side of the street on even days and on the other side on odd days. He indicated that enforcement could be costly as well as confusing. He did feel that it may be advisable to consider an ordinance or local law that could be applicable to events such as the "Fair" or Fiddlers' Picnic.

**Paving
Streets:**

Trustee Green advised that the cost per square foot for paving is \$.35/sq. ft. Trustee Green advised that American Roadways have done Birdsell Parkway, which was bid for \$10,880.00. He added that both Sunset Drive and Clairmount Park could be done for under \$5,000.00 each. No bidding would be required. On motion by Trustee Alderman, 2nd by Trustee Green and carried, authorization was given to Trustee Green to hire the American Roadways to pave these streets as well as East and West Charlotte, both of which can be done for under \$5,000.00 each. Treasurer Otte advised that funds would be available to transfer from other accounts to pay for these streets.

**Sanitary
Sewer:**

Trustee Alderman informed the board that while he was away on a business trip last week, he had a telephone call in Milwaukee from a Palmyra resident asking if it would be possible to allow a "Honey-Bee" hauler to dump sewage collected from septic tanks, etc., in the Village of Palmyra Sewage Disposal Plant. He said he informed the caller that he did not have the Village Sewage Ordinance in front of him and this would have to be a Village Board decision.

Trustee Alderman continued that perhaps, (and underline perhaps) if it were an emergency or humanitarian situation for a very limited time, it might be permissable. However, he added, much thought should be given to such a request; such as, (1) what would the charge be?; (2) patrol at sewer plant to know who is dumping; (3) this could entail the need for an extra man, meaning additional cost to the village; (4) how would it be possible to monitor what might be "dumped" into the sluiceway. Much thought, he added, should be given to such a request.

**Police
Dept:**

Officer Trowbridge informed Deputy Mayor Wilson that there are now about 25 young people working on Saturday morning to "Pay Off a Sentence" by Judge Abbott, sweeping streets, cleaning village cars and other vehicles, picking up glass in the parking lots, etc. Usually there are two crews working, with an auxiliary policeman as overseer. However, the Captain of the Auxiliary Police has indicated that it has been the same men each week as overseers and it has now become a "chore" to get a man each week, inasmuch as this is a volunteer service, and men do have other things to take care of on Saturday.

Motion by Trustee Alderman, 2nd by Trustee Green and carried, to authorize Deputy Mayor Wilson to ascertain if it might be possible for the former part-time policemen, LaJoie and Parsons, to supervise the work detail, with stipulation that they be paid from Village Payroll.

**Police
Rpt.:**

On motion by Trustee Green, 2nd by Trustee West, the Police Report for the month of September, 1979 was accepted. Highlights of the report indicated 157 complaints, with 15 assists to other departments, along with 8 cited for Open Containers and 6 apprehended for Criminal Mischief, together with 38 caught speeding and 13 cited for illegal parking. Total fines and bail forfeitures amounted to \$815.00.

**Pol.Dept.
R.Mingo:**

Deputy Mayor Wilson advised that she had received an ORDER & JUDGMENT DISMISSING PETITION of Robert M. Mingo at a Special Term of the Supreme Court of the State of New York, held in the Hall of Justice, City of Rochester, New York, on the 2nd day of October, 1979.

In essence the order and judgment upheld the termination of Robert M. Mingo's employment with the Village of Palmyra.

Deputy Mayor Wilson informed the clerk to file the papers with the personnel file of Robert M. Mingo.

October 15, 1979

1974
Police
Car:

Bids were requested for the sale of the 1974 Ford Police Car, to be sold "As Is" at 8:00 P.M.
Proof of Publication requesting bids is so attached.

AFFIDAVIT OF PUBLICATION

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

LEGAL NOTICE
PLEASE TAKE NOTICE
THAT the Board of Trustees
of the Village of Palmyra is
offering for sale a 1974
FORD CUSTOM "500"
FORDOR, "As Is".

Bids for the above should
be submitted to the Board
of Trustees by October 15,
1979, at 8:00 P.M. at which
time bids will be publicly
opened. Award of such bid
will be the highest bidder.

Vehicle may be inspected
Monday through Friday,
9:00 A.M. - 5:00 P.M.

By Order of the
Village Trustees
Village of Palmyra
Theresa P. Otte,
Clerk Treasurer

285

(S-28)

.....Rosalie J. Mouton....., 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:

September 28, 1979

Rosalie J. Mouton

Foreman of the Publisher

Subscribed and sworn to before me

this 9 day of Oct 1979

Michael N. Donovan
Notary Public

Fee: \$ 7.63

MICHAEL N. DONOVAN
WAYNE COUNTY COMM. EXPIRES 3/30/81
#432609

One bid was received from Mrs. Helen Maddock, Lyons, N.Y. in the amount of \$51.00.

Motion by Trustee Green, 2nd by Trustee West and carried, to accept the bid of \$51.00 for the used, "As Is" 1974 Ford Police Car.

Clerk asked to so notify Mrs. Helen Maddock, Lyons, N.Y. advising her that it would be her responsibility to pay the treasurer, and remove the vehicle, at her expense from the village premises.

Town
Brd.
Repres.:

Supervisor Roy Aplin and Town Councilman Bruce Wideman conferred with the board.

Jt.Meet.
with
Brds.:

Supervisor Aplin advised that he had been asked by the Town Board to ask the Village Board if they would be willing to confer with the Town Board to discuss Consolidation of Government. Deputy Mayor Wilson concurred with this thought.

Prepare
2 Sub-
jects:

Trustee Green suggested that he felt this a fine idea providing no past disagreements would be discussed. He felt that in all fairness to both boards, it would be apropos to inform both boards of the subjects to be discussed, not more than two (2) in an evening. In this way, both boards would have an opportunity to prepare information that might be pertinent to the subject in advance.

Twn.Land
for
Vil.Barn:

Town Councilman Wideman interjected that the village needs land on Kent Street for a village barn.

Supervisor Aplin commented that there are various points to be worked out in relation to the land.

Trustee Alderman commented that he had received information from Town Highway Superintendent DeBrine relative to the piece of land. However, he added, has the Town Board agreed to the use of the land for a village barn.

October 15, 1979

Proof of Attached is proof of publication of Legal Notice of Permissive Publica.: Referendum.

Minutes
10/15/79

AFFIDAVIT OF PUBLICATION

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

**LEGAL NOTICE
NOTICE OF ADOPTION
OF VILLAGE RESOLUTION
NOTICE IS HEREBY
GIVEN that the Board of
Trustees of the Village of
Palmyra, New York, at a
regular meeting held
thereof on the 1st day of**

October, 1979, duly adopted a resolution subject to a Permissive Referendum as follows:

BE IT RESOLVED, by the Board of Trustees of the Village of Palmyra, to HEREBY CERTIFY:

Section 1. The purchase by the Village of Palmyra, Wayne County, New York of a 1250 GPM Pumper for fire service, including apparatus to be used in connection therewith, at a maximum estimated cost of \$104,000.00; and,

Section 2. The plan for financing of such maximum estimated cost be by the expenditure of \$104,000.00, or so much thereof as is required, from the Capital Reserve Fund Fire of said village heretofore established for the purchase of fire apparatus; and,

Section 3. It is hereby determined that the period of probable usefulness of such specific object or purpose is twenty years, pursuant to subdivision 10 of paragraph of Section 11.00 of the Local Finance Law; and,

Section 4. Upon this resolution taking effect, the same shall be published in full in the Palmyra Courier-Journal, the official newspaper, and posted in accordance with the provisions of Section 9-900 of the Village Law.

OF THE VILLAGE OF:
BY ORDER OF:
THE BOARD OF
TRUSTEES
OF THE VILLAGE
OF PALMYRA
Theresa P. Otte,
Clerk Treas.
Dated: October 2, 1979
(290) (O-5)

...~~Rosalie J. Mouton~~..., being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper 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:

October 5, 1979

Rosalee J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this.....⁹.....day of.....^{Oct}.....19.....⁷⁹.....
Michael P. Bonavan

 Notary Public

Fee : \$ 22.57

October 15, 1979

- Canal Town Days:** Deputy Mayor Wilson received a letter from Richard Watson, Chairman of the 1979 Canaltown Days Committee thanking the Village Board for their cooperation. Mr. Watson advised that plans for 1980 Canaltown Days will be September 11-14th.
- Twn. of Manch:** Deputy Mayor Wilson advised that she had received a letter from the Town of Manchester relative to Fire Protection which is provided by the Palmyra Fire Department in specified areas south of Palmyra and north of Manchester in the vicinity of Armington Road area. The present contract will be valid through December 31, 1980.
- Mooneys' Request:** Village Attorney Poyzer advised that a letter had been received from the "Unification Church" requesting a permit to solicit funds in the village. Board instructed clerk to deny a permit in accordance with the village ordinance which specifies "Except as hereinafter provided, no license shall be refused except for a specific reason for the protection of the public safety, health, morals or general welfare". Clerk instructed to deny permit for moral reasons.
- SEQR Seminar:** Village Attorney Poyzer advised that on 11/9/79 there would be a seminar for attorneys in Syracuse relative to the guidelines of the State Environmental Quality Review Act.
- Mar. Mid. Request:** Eliud Mumby, Manager of the local Marine Midland Bank has asked if in case of dire emergency, would it be possible to designate the Village Clerk's Office and vault as a place in which to relocate banking facilities for a limited time. Board agreed to request.
- Emergency:**
- Wood Cutting:** Clerk asked Trustee West if any scheduled days have been planned for cutting of wood in the Prospect Hill area. Several requests from citizens.
- NO** Trustee West advised that no days have been scheduled for the fall.
- NY TEL Pol. Phone:** Discussion relative to the inability of citizens reaching the Police Dept. by phone although calls should be relayed to the Sheriff's Office in Lyons. Clerk interjected that a N.Y. Telephone repairman has been here several times, but the problem does not seem to be resolved. Clerk asked to write a letter directly to the company to explain the problem.
- Open Mtg. Law Changes:** Clerk advised that following is a resume of the changes in the Open Meetings Law: (1) Section 97 (1) - Amendment defines "meeting" as the "official convening of a public body for the purpose of conducting public business". Word "official" is intended to avoid chance meetings. (2) Status of committees & sub-committees defines "public body", included committees, sub-committees. (3) Amendments to Section #99 require notice shall be given to news media and shall be posted. (4) Executive Session - - - permitted only when discussion concerns a particular person. (5) Section 100 (1) will permit an Executive Session to discuss the proposed acquisition, sale or lease of real property only when the publicity would substantially affect property or securities. (6) Minutes need not include matters that are not required to be made available under the Freedom of Information law. Open Meetings Law provides that minutes of Executive Sessions shall be compiled within one week. Minutes of Open Meetings should be compiled and available within two weeks of meeting. Minutes should be made available when they are created, but such minutes might be marked "Unapproved" "Draft" or "Non-Final".
- Used Fire Equip:** Clerk commented that a former Municipal Bulletin (April-July, 1979) listed Used Fire Equipment For Sale, such as a 1960 100' ladder 1000 GPM Pump, 300 gal. tank. Minimum acceptable bid is \$42,000. Clerk wondered why it has been indicated that the used 1957 Tanker is only worth approximately \$2,000., according to information from the Fire Department.

Vil.
Hall
Renov.:

Town Councilman Wideman reminded the village board that last year thought was given to the renovation of the Village Hall. He indicated that at that time, a cost figure of some \$9.00/Sq. Ft. was indicated, which would mean some \$18,000.00 per year rent. Trustee Alderman responded that he had in his possession suggested plans which indicated a cost renovation of some \$200,000., which, he added, is quite out of the question at this time. Both Supervisor Aplin and Town Councilman Wideman seemed to indicate that if the village board had thoughts of renovation, they would be willing to cooperate, at a reasonable price.

Vil.
Sew.
Plant:

Councilman Wideman informed the Village Board that on January 1st, 1980, the Town Board is expecting to adopt a Local Law regulating the dumping of sewage or waste from septic tanks or any other type of waste that is hauled by a "Honey-Bee", onto agricultural or farm land. Councilman Wideman asked if the village board would authorize the use of the Village of Palmyra Disposal Plant for "septic tank haulers".

Trustee Alderman responded that many questions would have to be answered -- short-term operation, humanitarian, emergency, policing. He indicated that this would be a matter that the board would have to survey with utmost scrutiny.

Trustee Green questioned the volume that was anticipated, and where would it come from?

Councilman Wideman asked the village board to review the matter.

Assessor: Councilman Wideman commented on the letter received from Deputy Mayor Wilson, in behalf of the Village Board, in which it was suggested that the Town Board consider the possibility of paying the assessor a complete salary, rather than the Village also paying a salary. The letter, he indicated, suggested that the assessor salary be based on a parcel basis, thereby sharing the cost throughout the town.

Erie
Canal:

Councilman Wideman commented that he wished to thank the Village Board for the gravel that was provided recently to be placed in the area of the former Erie Canal which is being restored.

Fire
Truck:

The following resolution was proposed by Trustee West, 2nd by Trustee Alderman:

WHEREAS, a proper Legal Notice requested bids for a 1250 Pumper for the Fire Department, and,

WHEREAS, only one bid was received from the Sanford Fire Apparatus, East Syracuse, N.Y. in the amount of \$103,825.00, and,

WHEREAS, in accordance with the expenditure of funds from the Capital Reserve Fund Fire for the purchase of Fire Fighting Equipment, it is mandatory to adopt a resolution for a Permissive Referendum, and,

WHEREAS, such legal was adopted as of October 1, 1979, which grants a thirty (30) day period in which a petition may be presented to the Village Board, and,

WHEREAS, Sanford Fire Apparatus, has indicated that it would be advantageous to place the order for the truck immediately in order to avoid an increase in price,

BE IT RESOLVED THAT, Deputy Mayor Wilson may sign the agreement for the purchase of a 1250 Pumper at a cost of \$103,825.00, in behalf of the Board of Trustees of the Village of Palmyra, provided that the following wording is inserted:

"Provided that if purchase of the apparatus and equipment is disapproved at Permissive Referendum, this contract will be null and void and of no force or effect."

Vote:

Trustee West	Aye
Trustee Alderman	Aye
Trustee Green	Naye
Deputy Mayor Wilson	Aye

Resolution adopted.

Maple
Ave.
Canal
Bridge:

Deputy Mayor Wilson advised that she had written to the Department of Transportation requesting that the Maple Avenue Barge Canal & Division Street Canal Bridges be painted. Reply indicated that they have tentative plans for painting in the 1981-82 budget.

November 5, 1979

- Resol. BE IT RESOLVED, that the amount of \$10,393.08 shall be
 re: Fds. designated for Street Repairs in the fiscal year, 6/1/79 -
 for 5/31/80, and the amount of \$3,433.40 shall be transferred
 Streets: within the Capital Fund Account from the Urban Renewal to
 Street Repairs Improvement, and,
 BE IT FURTHER RESOLVED, that the balance remaining in the
 amount of \$721.89, in the Urban Renewal Account, shall be
 transferred within the account to Street Repairs Improvement
 along with \$234.97 from Trees Reserve, leaving a balance of
 \$765.03 in Trees Reserve, to liquidate the cost of repaving
 Birdsall Parkway, in the amount of \$10,880.00, which was bid.
 Vote: Unanimously approved.
 Resolution adopted.
- RESOL. The following resolution was proposed by Trustee Green, 2nd by
 re: Fds. Trustee Alderman,
 for WHEREAS, American Roadways was contracted with for the paving
 Other of Birdsall Parkway, per bid, and,
 Streets: WHEREAS, other streets were authorized to be paved, all under
 \$5,000.00, and,
 WHEREAS, in the final figure of the total amount needed to pay
 the contractor, the amount of \$1,262.06 is needed,
 BE IT RESOLVED THAT, the treasurer shall be instructed to
 transfer from CF -- Revenue Sharing allocated for sidewalks,
 the amount of \$1,262.06, to cover the needed amount of
 \$32,112.00 in the Capital Checking Account.
 Vote: Unanimously approved.
 Resolution Adopted.
- Twn.Wat. Trustee Alderman advised that Harold Kruger, Operator of the
 Meters: Water Plant, had discussed with him the installation of the
 Master Meter in the vicinity of Division Street, which feeds
 the Maple Avenue Water District as well as Garlock, Inc. with
 filtered water. He indicated that there is some question
 relative which side of the street it should be installed,
 inasmuch as Garlock, Inc. has a contract with the Village of
 Palmyra for water and should not be included in the Master Meter
 billing for the Maple Avenue Water District.
- Cost of Trustee Alderman commented that he had been asked the cost of
 Wat.Mtrs: the Town Water Meters for each home. Clerk Otte was asked to
 figure the cost of the meters, should the Town of Palmyra decide
 to purchase them from the Village.
- Twn.&Vil. Trustee Alderman commented that the Town of Palmyra is
 Wat.Plt. negotiating with the Village of Palmyra Water Plant Operator,
 Oper. Harold Kruger, relative to a salary increase. Trustee Alderman
 Neg.Wages: commented that during the last few months it is apparent that
 the Town Water Districts have needed assistance quite fre-
 quently, during the hours when our water plant is in operation.
 Trustee Alderman questioned in his own mind, "Who would he be
 obligated to service first, in an emergency situation?" Trustee
 Alderman feels it may be apropos that the village contract with
 the town for services of our water plant operator otherwise
 it may be construed as "Moonlighting."
- Vil.Barn Trustee Alderman commented that apparently it is not going to
 on Twn. be possible at this time to finalize the transfer of property
 Property: to the village for the construction of a Village Barn on the
 Kent Street Area. Therefore, he suggested, the matter should
 be tabled until further notice.
- Fire Trk. Deputy Mayor Wilson advised that no petitions have been received
 Permiss. by the clerk relative to objecting to the purchase of a tanker
 Refer.: truck for an approximate cost of \$104,000. with funds provided
 in the Capital Reserve Fund Fire. (Time expired on 11/2/79).

October 15, 1979

**Drain-
age
Kent St:** Trustee Alderman conferred with Attorney Poyzer indicating the area that the Village desires to place a village barn, as well as pointing out the area where it will be advantageous to have a storm sewer drain installed on Kent Street, between the property of William Kaveny and ECO Systems, building owned by Mrs. Ramsey, Meadow Drive.

Adjourn: Deputy Mayor Wilson adjourned the meeting at 9:30 P.M.

Theresa P. Otte, Clerk Treasurer

* * * * *

November 5, 1979

Regular Board Meeting Board of Trustees 7:00 P.M.

Present: Deputy Mayor Mary Lou Wilson, and Trustees Lloyd A. Green, David West, Frederick Alderman, Village Attorney, Laura Jane Poyzer.

**2 Min.
Silence:** Deputy Mayor Wilson opened the meeting with a moment of silence.

Minutes: Motion by Trustee Green, 2nd by Trustee Alderman and carried, the minutes of the previous meeting October 15, 1979, were accepted as drafted.

Vouchers: Motion by Trustee West, 2nd by Trustee Green and carried, the treasurer was authorized to issue checks in the amount of \$181,027.47 for vouchers as presented.

**Zon.Hrgs:
P.T.
Freund** Trustee West reported that the Zoning Board of Appeals granted the variance to the P. T. Freund Corporation, Park Drive for an addition to their warehouse.

Trustee West commented that some of the neighbors voiced a complaint relative to the employees of P.T. Freund who park on the street in front of their homes, making it difficult for them (the neighbors) to get out or into their driveways.

Chairman Luther Sheldon, Zoning Board of Appeals, advised that they (the neighbors) should voice their complaint to the Village Board, and not to the Zoning Board.

**Pal.Inn.
Zon.Hrg.:** The application of G. Yohonn, owner of the Palmyra Inn, formerly the Moose Club, Trustee West continued, for an interpretation of the Certificate of Occupancy, will be continued on November 13, 1979 at 7:00 P.M., in the Park & Club Bldg.

**Comm.Ctr.
Rpt.:** Trustee West advised that the Village of Palmyra crews have installed the sanitary sewer line to the new Community Center Bldg. from Stafford Street. Both water and sewer are now installed.

**Wood
Cutting:** Trustee West advised that he will arrange to allow people to cut wood in the Prospect Hill Park on November 17, 1979 from 9:00 - 12:00 Noon.

Streets: Trustee Green advised that the streets that were designated to be repaved have been done, with vouchers submitted in the amount of \$32,112.00 for the streets.

**RESOL.
re: fds.
for** The following resolution was proposed by Trustee Green, 2nd by Trustee Alderman:

Streets: WHEREAS, the treasurer, Theresa P. Otte, has advised that there are funds in the Capital Checking Account, Acct. #584-01062-1, which had been designated in the amount of \$10,393.08, for Highway Equipment, in the previous year, 6/1/78-5/31/79, and were unused, and, WHEREAS, in the same Capital Checking Account, through oversight during the illness of Theresa P. Otte, in the fiscal year, 6/1/78-5/31/79, the amount of \$3,433.40, was inadvertently overlooked to be transferred within the same account from the remaining balance of Urban Renewal Funds of \$4,155.29, to the Street Repairs Improvement, such fund overdrawn by \$3,433.40,

November 5, 1979

- Noise Ord.:** Deputy Mayor Wilson commented that the Village of Lyons had been quite successful with the noise ordinance. She suggested that the board consider holding a public hearing for this at the time of the No Parking Various Streets.
- Pro's & Con's:** Trustee West interjected that he would not be in favor of a noise ordinance, adding that in his opinion, what is considered noise to him, might not be so to anyone else. Trustee Alderman questioned, "What is noise?" Deputy Mayor Wilson mentioned a loud stereo, especially in the summer. Matter placed under advisement.
- Congrat. Clk. Otte** Deputy Mayor Wilson commented that she, along with the present Village Board, and in behalf of all previous boards, wanted to congratulate Clerk Treasurer Theresa P. Otte, for 25 years of service as an employee as of November 1, 1979, for the Village of Palmyra. She indicated that she wanted this noted in the record. Clerk Otte responded that only through the cooperation of all village boards and departments and office personnel was it possible to fulfill the responsibility of the position to which she had been appointed. Without their cooperation and help, it would not have been possible.
- Frozen Water Pipes:** Deputy Mayor Wilson suggested that perhaps the board might want to consider the purchase of equipment for thawing out water pipes of residents, or contracting with someone for the season. Discussion indicated that more thought should be given to the matter before contracting or purchasing.
- Garlock House:** Mr. Anthony LaPietra, as well as Al Pardie, Architect and consultant to Mr. LaPietra, and Robert Gonet, Park Mgr. of New York State Parks & Recreation Committee, Trumansburg, N.Y., and representative of the New York State Fingerlakes Historical Society, conferred with the board relative to the Garlock House, which was gutted by fire on August 21, 1979.
- Plan to restore** Mr. Pardie indicated that he has been retained by Mr. LaPietra to restore the Garlock House. He commented that there will be small design changes but will be more in keeping of the period when it was built in 1812 and then restored in 1890 by Mr. Olin J. Garlock. The first step, Mr. Pardie indicated, will be to get the building enclosed, get a new roof on and then work on the inside. The back portion, north side, will be completely rebuilt, the south, east and west sides will be restored to the former facade.
- Grant Fds.:** Mr. Gonet interjected that it may be possible to obtain federal monies in New York State for restoration. He did say that it will not be possible to obtain funds this year, as all funds have been allocated, but in next year's budget, this would be a reasonably sure structure which would receive funds for restoration. He added that the building in the meantime, should be placed on the National Register, inasmuch as funds are always allocated to projects that "show", and certainly this structure can qualify.
- Match Fds.:** Mr. Gonet advised the owner, Mr. LaPietra, that matching funds would be forthcoming, with one-half (1/2) from the owner and the balance from the government. Trustee Alderman questioned, "What can the Village do at this time?" Mr. Gonet replied that the village could indicate its cooperation by not hastening the removal of the building until funds may be forthcoming. A waiver, he added, would allow them to get the primary work done and then apply for funds. Trustee Alderman questioned Mr. LaPietra whether or not he could carry the load even if no matching funds might be forthcoming. Mr. LaPietra indicated that he would only be able to restore two rooms upstairs.
- Zoning Officer Ryan:** Zoning Officer, Jack Ryan, informed the board that he is concerned about the walls "buckling" on Clinton Street, if we should get a heavy snowstorm in the immediate future.

November 5, 1979

- Fire Dept. Members:** On the recommendation of the Board of Fire Commissioners, the following, on motion by Trustee Wilson, 2nd by Trustee Alderman, and carried, were approved for membership in the Fire Department: Bruce D. Otto, 1666 Walker Road with the recommendation that he must obtain from his physician a certificate regarding his diabetic condition; and John S. Truitt, 313 Prospect Drive.
- Police Report:** On motion by Trustee Green, 2nd by Trustee West and carried, the Police Report for the month of October, 1979 was accepted. Highlights of the report revealed that there were 164 complaints investigated along with 21 assists to other departments. Of the 43 criminal matters, 7 were for Petit Larceny and 8 for Criminal Mischief, with 12 motorists caught speeding. Total fines and bail forfeitures for motor vehicle and criminal arrests amounted to \$870.00.
- Police Dept. - Justice Ct.:** Deputy Mayor Wilson commented that the policy of Judge Abbott of persons who were to spend time in jail or pay a fine, has been to have them working on Saturday morning. Deputy Mayor Wilson advised that she had been asked if the Village of Palmyra was paying these people to work for three hours on Saturday morning. She advised that she would like it made known that these people are working off a sentence.
- Town Budget:** Deputy Mayor Wilson advised that the Public Hearing for the TOWN Budget will be 11/8/79. She asked Trustee West if he could plan to attend along with her.
- Plan. Brd. Resig.:** Deputy Mayor Wilson advised that she had received a letter from Thomas Duffy who has been a member of the Planning Board for two terms, ten years, stating that he wished to resign as of 10/31/79. Board instructed clerk to write him a letter thanking him for his assistance and service as a member the last ten years.
- Cable-vision:** Deputy Mayor Wilson advised that the Village Board should decide where the cable should be placed in the Village Hall for reception. Deputy Mayor Wilson added that cable will be connected to the Park & Club Bldg., the new Firehouse, and the Community Center as well as the school. This is in accordance with the agreement of the Cablevision. Trustee Alderman suggested that the cable be connected to the Police Department room. He indicated that in the future it may be possible to have an overall area cable to tie into the county as well as to the State Department of Motor Vehicles or perhaps other State level buildings for information.
- Budget Date:** Deputy Mayor Wilson commented that Donegan Associates desire to set the first Budget meeting date for January 14, 1980, at which time they would like to have the board indicate the salary levels of department heads.
- 1/14/80:**
- Aplin Letter:** Supervisor Aplin, Deputy Mayor Wilson, advised sent a letter to the Village indicating that the residents of the Senior Citizen housing had sent a letter to him complaining that sidewalks were not shoveled in the winter, making it difficult for the residents to walk up to the Main Street area. In addition the Towpath Manor residents advised that the parking situation on Williams Street caused traffic problems for those driving from the Manor Parking lot.
- Snow on Sidewalks:** Board members commented that the sidewalks should be shoveled by the property owner. In regard to the parking, they would refer the matter to the Police Department for study.
- Wms. St. Pkg. Hazard:**
- Petition:** A petition was received from the residents of Gates Street, West Jackson Street, Tremont Street, Birdsall Parkway, and Clairmount Pk. relative to the parking on both sides of these streets during special events at the Fairgrounds. The petitions requested that the village consider parking on one side of the streets, with the exception of Gates Street, where there should be NO PARKING on either side during special events. Board instructed the clerk to so inform the Village Attorney to prepare a local law which would limit parking to one side on these streets except Gates which would have No Parking, during special events.
- Pkng. Var. Sts.: Request No Pkg:**

November 5, 1979

WHEREAS, the Village of Palmyra will be scheduled to hold an election on March 18, 1980, from 12:00 Noon until 9:00 P.M., in the Village Hall, Justice Room, 144 East Main Street, BE IT RESOLVED THAT the following officers are to be elected at such election:

OFFICETERM

Mayor

Four (4) Years

Trustee

Four (4) Years

Trustee

Four (4) Years

Trustee

Two (2) Years

(to fill an unexpired term)

Vote: Unanimously approved.
Resolution adopted.

Piano
Park &
Club
Bldg.:

Clerk advised that a piano in the Girl Scout Rooms, in need of repair, could be renovated at a cost of \$150.00 by the Piano Man, on Alderman Road.

Motion by Trustee Alderman, 2nd by Trustee Green to sell the piano for surplus inasmuch as the Girl Scouts have no further need for the instrument.

Vote:

Unanimously approved.

Motion adopted.

Tree
Removals:
Motion to
remove:

Clerk advised that Empire Tree Surgeons have quoted the removal of 26 trees on village property for a price of \$2,460.00, with 8 trees in the cemetery for \$980.00.

On motion by Trustee Green, 2nd by Trustee West, the following resolution was adopted:

WHEREAS, Empire Tree Surgeons, Newark, N.Y. have quoted a price of \$2,460.00 for the removal of 26 trees, including stumping, on village streets, village owned property, as well as a figure of \$980.00 for the removal of 8 trees in the cemetery,

BE IT RESOLVED THAT, Empire Tree Surgeons, Newark, New York, shall be instructed to remove the trees for the price as agreed upon.

Vote:

Unanimously approved.

Resolution adopted.

Filing
Debt
Exclus.:

Proof of Publication is so attached relative to the treasurer filing "Application for Sewer Debt Exclusion" in the amount of \$495,000.00.

AFFIDAVIT OF PUBLICATION

NEW YORK, }
y of Wayne, } ss:

LEGAL NOTICE
NOTICE OF FILING
OF APPLICATION 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
9th day of October, 1979, for
an exclusion in the amount
of \$495,000.00 of a bond
issue for the construction
of the plant for the treat-
ment of sewage, laterals,
and trunk lines for the in-
tercepting of sewage to
such sewage treatment
plant, and the acquisition
and installation of original
furnishings, equipment,
machinery, or apparatus
suitable 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.

Rosalie J. Mouton, 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:

Oct. 12, 1979

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 22 day of Oct 1979

Michael J. Donora
Notary Public

November 5, 1979

Mr. LaPietra mentioned again that he would appreciate more time to get started.

Zoning Officer Ryan responded that the next step according to the Village of Palmyra Unsafe Building Ordinance would be to appoint a surveyor, engineer and builder and advise Mr. LaPietra to do the same. Following this, a twenty (20) day period is allowed before the Village would initiate proceedings for the demolition of the building.

Mr. LaPietra advised that within two (2) weeks, it would be possible for his consultant, Mr. Pardie, to have finalized plans for the restoration. At this point, a building permit would be needed from Zoning Officer Ryan.

Trustee Green suggested that the village proceed and advise Mr. LaPietra that he is to provide the name of an engineer during the twenty (20) day interim.

RESOL.: The following resolution was proposed by Trustee Alderman, 2nd by Trustee Green:

WHEREAS, the Garlock House, located in the northeast corner of the intersection of East Main Street and Clinton Street, built in 1812 and renovated by a subsequent owner, Olin J. Garlock in 1890, who lived in the house until his demise in 1942, when the property was purchased by an entrepreneur for the establishment of a historic dining facility which would preserve the atmosphere of the era when it was first renovated, and,

WHEREAS, the Garlock House on August 21, 1979, about midnight, was gutted by fire which has caused the building to be unusable and unsafe, and,

WHEREAS, the present owner, Anthony LaPietra, in good faith has indicated to the Board of Trustees of the Village of Palmyra, that he desires to restore the building and reconstruct the damaged north side and will endeavor to preserve the east, south, and west side as it was originally built, and,

WHEREAS, in accordance with the "Unsafe Building Code, Local Law #1, of 1970", of the Village of Palmyra, it was apropos that the clerk notify the present owner, Anthony LaPietra, that the structure must be made safe and secure within a specified time,

BE IT RESOLVED, that the Board of Trustees of the Village of Palmyra shall go on record as accepting the good faith intent of the owner, Anthony LaPietra, to reconstruct the building, and,

BE IT FURTHER RESOLVED, that the Board of Trustees of the Village of Palmyra shall endeavor to assist the owner, Anthony LaPietra, in placing the building on the records of Historical Places to be preserved in the Village of Palmyra.

Vote:

Trustee Green	Aye
Trustee West	Aye
Trustee Alderman	Aye

Resolution adopted.

Mrs. E. Bauer Letter: Clerk advised a letter was received from Mrs. Elmer W. Bauer, West Foster Street, relative to a request for the formation of a sewer district so that she, along with two other homes on the south side of West Foster Street, which is in the Town of Palmyra, but does obtain village water, although not a district, might avail themselves of sewerage.

Annex: Board instructed clerk to respond that if these homes or residents will annex to the village, sewerage will be made available.

J. Grey: Letter re: Lower Sewer: Mrs. Jacqueline T. Grey, new owner of property at 352 West Jackson Street, the former David Davin property, requested that the sewer rate be dropped from four units to three, inasmuch as they, as well as the former owner are using two apartments to live in, thereby renting out only two apartments. Clerk instructed to write Mrs. Grey to advise that if sewer rate is reduced to three (3) units, it will not be possible to convert the property back to a four-family dwelling, should they desire to sell the property in the future as a four (4) family structure, in that property in an R-1 Zone only allows for single or double families, unless the property was pre-existing prior to zoning.

Notice of Election: The following resolution was proposed by Trustee Green, 2nd by Trustee West:

November 5, 1979

Proof of
Publica-
tion:

AFFIDAVIT OF PUBLICATION

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

LEGAL NOTICE
NOTICE IS HEREBY
GIVEN that the Chief Fiscal
Officer of the Village of
Palmyra has filed with the
Office of Revenue Sharing a
report of the expenditures
from Revenue Sharing
Funds for the fiscal year
6/1/78-5/31/79. Public in-
spection of the report will
be available Monday
through Friday, from 9:00
A.M. to 5:00 P.M. in the
Village Clerk's Office, 144
East Main Street, Palmyra,
New York.

Theresa P. Otte,
Treasurer
Chief Fiscal Officer
of the Village of
Palmyra
Dated: 10/19/79

(313)

(O-26)

Rosaliee J. Mouton, 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:

October 26, 1979

Rosaliee J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 5 day of Oct 1979

Michael N. Donovan
Notary Public

Fee: \$ 7.63

MICHAEL N. DONOVAN
WAYNE COUNTY COMM. EXPIRES 1/1/81

Regular Board Meeting

November 19, 1979
Board of Trustees

7:00 P.M.

Present: Deputy Mayor Mary Lou Wilson, and Trustees Fred Alderman, David West, Village Attorney, Laura Jane Poyzer. Absent, Trustee Lloyd A. Green.

2 Min.

Silence: Deputy Mayor Wilson opened the meeting with a moment of silence.

Vouchers: Motion by Trustee Alderman, 2nd by Trustee West and carried, the vouchers in the amount of \$10,110.55, were audited for payment by the treasurer.

Minutes: On motion by Trustee Alderman, 2nd by Trustee West, the minutes of the previous meeting, 11/5/79, were accepted with the following wording change, "the sanitary sewer line on the Community Center property, is in, but not connected to the building."

Assessor Roney: Village Assessor Judson Roney commented on the Assessment Grievance as filed by Conifer Development Associates relative to Towpath Manor, built and owned by Conifer, south side of Canal Street, between Market and William Streets. He commented that a Rochester firm is working on the grievance. Mr. Roney indicated that he feels the Village of Palmyra has a strong position, with the assessment being correct and justifiable.

Wood Cutting: Trustee West revealed that the Wood Cutting Day, November 17th, netted some \$90.00, such funds to be turned over to the Community Center Project. There was a good turnout of people, who were very orderly. (Cutting confined to Prospect Hill Park).

Anti-Rec. Proof of Publication is so attached relative to the Chief Fiscal
Fd. Rpt.: Officer filing notice of expenditures for the fiscal year
6/1/78 - 5/31/79 in Anti-Recession Funds.

AFFIDAVIT OF PUBLICATION

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

LEGAL NOTICE
NOTICE IS HEREBY
GIVEN that the Chief Fiscal
Officer of the Village of
Palmyra has filed with the
Office of Revenue Sharing a
report of the AN-
TIRECESSION FISCAL
ASSISTANCE FUNDS as
expended during the fiscal
year 6/1/78-5/31/79. Public
inspection of the report will
be available Monday
through Friday, from 9:00
A.M. to 5:00 P.M. in the
Village Clerk's Office, 144
East Main Street, Palmyra,
New York.
Theresa P. Otte,
Treasurer
Chief Fiscal Officer
of the Village of
Palmyra
Dated: 10/19/79
(312) (O-26)

Rosalie J. Mouton....., 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:

.....October 26, 1979.....

.....

.....

.....

.....
Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 5 day of Oct 1979

.....
Michael N. Donovan
Notary Public

Fee: \$8.54

MICHAEL N. DONOVAN
WAYNE COUNTY COMM. EXPIRES 3/30/81
#03169

Revenue Proof of Publication is so attached (Page 214) relative to the
Shar.Fds: Chief Fiscal Officer filing notice of expenditures for fiscal year
6/1/78 - 5/31/79 in Federal Revenue Sharing Funds.

Adjourn: Deputy Mayor Wilson adjourned the meeting at 9:10 P.M.

Theresa P. Otte, Clerk Treas.
