

**Present:** Mayor David M. Nussbaumer and Trustees David McGuire, Lloyd Green, Robert Brown and Frederick Alderman.

**Vouchers:** Motion by Trustee McGuire, 2nd by Trustee Green to approve payment of the vouchers as presented in the amount of \$43,462.10.

**Water Line:** Water Plant Operator, Hiram VanEtten advised that Lozier's, Consulting Engineers, and himself started to try to test the valves on the raw water line between Canandaigua Lake and the Village of Palmyra. He advised that he had had no luck in trying to find the "blow-out" valves. H. VanEtten commented that it was his feeling that considerable thought should be given to the raw water line in view of the fact that the line will have been in service for forty years about 1975.

**Old Age Tax Exemption:** Fred Denosky, 356 West Main Street asked the board if it was going to adopt the "Old Age Tax Exemption". Trustee Alderman commented that much to the surprise of the Village Board at the time of the public hearing on August 28, 1972, no one appeared to voice an opinion either pro or con. Trustee Alderman intimated that it would be apropos if there were more interest in the matter before the board made any decision. Mrs. Mildred Lynch, 213 Stafford Street, voiced her feelings, that while she would not be eligible, she knew that there were many in the village who should be given some consideration. The board replied that the matter had been tabled and would be given further study.

**Trees for Aldrich Drive:** Mrs. Mildred Lynch, 213 Stafford Street, queried if any thought had been given to the planting of trees on Aldrich Drive. She commented that she, herself, would be more than happy to see that they would be watered, if some were planted.

**Pal. Agri. Society:** Thomas Gilmore, local attorney, appeared in behalf of the Palmyra Union Agricultural Society to inform the village board that it was the feeling of the Agricultural Society that in the past few years, the fair grounds have been cleaned up in record time following the annual event. Moreover, he emphasized that the fair here in Palmyra is one of the few left from an era long ago and it is the purpose of the fair to help preserve the nostalgia in the minds of the younger generation.

**Manure Removal:** Mayor Nussbaumer commented that the neighbors who live adjacent to the fairgrounds complain each year that the manure is not removed quickly, that trailers moved in, dug holes and dropped their sewer lines directly into the ground. Attorney Gilmore suggested that Trustees Green and Brown confer in the near future with Raymond LeRoy, President of the Fair Association. Attorney Gilmore wished to point out that the Fair Association has a limited income and the fair itself is not a money-making venture.

**Snow on Sidewalk:** Mayor Nussbaumer suggested that some means should be arranged where it would be possible to keep West Foster Street sidewalk clear of snow in the winter so that students walking to school would not be forced to walk in the street or road.

**Bottle Reclam.:** Trustee Alderman had viewed the area adjacent to Breen's Market where the bottle reclamation has been set up for the last year and one half. The situation is still unsatisfactory, but he commented that another two more weeks will be allowed for reclamation and if the situation, with filthy housekeeping on the part of the donors who have in the past persisted in dumping garbage along with unclean bottles continues, the bottle reclamation will be abolished.

**Canal-Town Parade:** Board members were reminded of the parade scheduled on September 16, 1972 at 5:00 P.M. in conjunction with the Canal Town festivities. All board members were urged to attend.

**Film for Hwy. Dept.:** Trustee Alderman suggested that it might be well for Ray Smith, Forman of the Highway Department to take pictures of various phases of work that might have meaning at some future time for identification. Motion by Trustee Alderman, 2nd by Trustee McGuire and carried that Forman Smith be authorized to purchase film at any time that he saw fit to keep a picture record of installation of water lines, curbing, resurfacing of highway, etc.



New Fire  
Dept.  
Members:

On the recommendation of the Fire Commissioners, the following were suggested for members of the Fire Department pending completion of the fire training program as outlined by the fire department: James W. Sampson, 310 Spring Street; John D. McPike, 324 Fayette Street; Robert A. Grier, 334 Fayette Street. Motion was made by Trustee McGuire, 2nd by Trustee Brown and carried to approve these applicants.

New Fire  
Truck  
Extras:

Robert Giles and Francis Rush, members of the Board of Fire Commissioners, discussed with the board the possibility of purchasing some extras for the ordered pumper in the amount of approximately \$2,000.00. It was their feeling that these extras would be of value in the operation of the pumper. Trustee Brown volunteered to confer with the commissioners and delve into the matter further to ascertain if such extras would be warranted and where the funds might be available.

Young  
Fire:

A letter received from Young Fire Equipment Corp. indicated that they would suggest a 50 gallon tank for fuel rather than a 40 at no extra cost. In addition, a low mounted triple boot rack could be installed at no extra cost. Board was in full agreement to have these features installed and clerk was instructed to so write Young Fire Equipment.

Stuart  
Alderman:

Stuart Alderman, 337 Canandaigua Street, a High School Student, asked permission of the Village Board to have a "Home Coming" Parade on September 22, 1972, which would organize on the Fairgrounds, proceed west on West Jackson Street, thence south on Hyde Park to the high school football field. Board advised him to confer with the Police Chief, Donald Henry, and with the Fire Chief, Richard Culver so that they might make arrangements for a bon-fire.

Lauren.  
Drive:

Trustee Alderman discussed the so-called Laurentian Drive project in progress under the auspices of John Martin, Webster, N.Y., in connection with curbing, the sewer line inspection, etc. Clerk asked Attorney Nesbitt to read a draft of a letter that had been written with intention of sending to Mr. Martin which outlined some of the items the board felt should be adhered to prior to dedication of the pathway as a street to the village. Board unanimously agreed letter should be sent as written.

Plan.Brd.:

Trustee Alderman suggested that the Planning Board Chairman, Jay Wiley, and any other members of the board along with Bruce Wideman, Zoning Officer, be invited to the next Village Board Meeting to suggest to the planning board that specific changes be drawn by the planning board in relation to acceptance of streets. The changes, if approved, by the village board would be adopted and become a part of the zoning in relation to the development of a subdivision. Board instructed clerk to so invite Mr. Wiley and Mr. Wideman to the board meeting of 9/25/72.

Alcoholic  
Ban:

A discussion of an alcoholic ban in the village parks ensued. The question was whether to have an ordinance or curfew in the East Main Street Park. Is it a matter that we are against actions of drinkers or are we against drinking? Should permits be issued for use on Prospect Hill? Enforcement of persons being obnoxious or disorderly to conform to proper behavior is probably the answer. Attorney Nesbitt interjected that the parks could be closed at a specific hour and if people refused to leave, they could be arrested for disorderly conduct.

Executive  
Session:

Motion was made by Trustee Green, 2nd by Trustee McGuire and carried to adjourn into Executive Session at 8:50 P.M.

Theresa P. Otte, Clerk

Reconvene:

Motion was made by Trustee McGuire, 2nd by Trustee Alderman to reconvene to the regular Board Meeting of 9/11/72 at 8:55 P.M.

Present:

Mayor David M. Nussbaumer, Trustees Lloyd A. Green, Frederick Alderman, Robert Brown and David McGuire. Attorney, Henry B. Nesbitt.



**Public Hearing:** Motion was made by Trustee McGuire, 2nd by Trustee Brown as follows:  
**WHEREAS**, the Board of Trustees of the Village of Palmyra have been presented with petitions for and against the Use of Alcoholic beverages in the Village Parks, and,  
**WHEREAS**, much informal discussion has ensued from interested persons who have presented themselves at village board meetings,  
**BE IT RESOLVED THAT**, a Public Hearing be scheduled on September 27, 1972, at 7:00 P.M.E.D.S.T., in the Park & Club Bldg., 149 East Main Street to evaluate the Question:

"Shall Alcoholic Beverages be banned in the East Main Street Village Park, the Children's Park on Vienna Street, adjacent to the Village Cemetery, and shall a curfew be imposed on the Prospect Hill Park from 12:00 Midnight until 6:00 A.M.?"

The clerk asked for a voice vote which was as follows:

Trustee Brown	Aye
Trustee Green	Naye
Trustee McGuire	Aye
Trustee Alderman	Abstain
Mayor Nussbaumer	Aye

**Dump:** Alan Granger, contractor for the care of the Village of Palmyra Dump on Garnsey Road informed the board that he was keeping approximately 15 Feet from Koeberle's line. Board commented to Mr. Granger that the dump appeared to be in excellent condition. He mentioned that he expected to be visited by Mr. Clark, N.Y.S. Dept. of Environmental Conservation, within the near future and expected that a favorable report would be in evidence.

**Acting Police Justice:** The Village Board had received three applications for the position of Acting or Assistant Police Justice. The names are as follows: James I. DePoint, Attorney; William Abbott, Barber; and Warner Strong, affiliated with the University of Rochester. Motion by Trustee Alderman, 2nd by Trustee McGuire and carried to appoint James DePoint at a salary of \$200.00 per year, term of appointment to be until April, 1973.

**Change Order for Sew. Alter.:** On the recommendation of K. G. Woodward Associates, consulting engineers, by letter, a motion was made by Trustee Brown, 2nd by Trustee Alderman and carried to instruct the contractor, Frank Marianacci to replace the existing underground conduit and wiring at the Sewage Disposal Plant at a cost of \$3,475.99, of which approximately 60% will be funded by state and federal grant.

**Cable T.V.:** Mayor Nussbaumer asked the clerk to contact Information Transfer, Mr. Hatton, to be present at the next board meeting to discuss with the board possible means of preventing damage to village trees and private trees from T.V. cable wires.

**Police Report:** On motion by Trustee McGuire, 2nd by Trustee Brown and carried the Police Report for the month of August, 1972 was reviewed and approved. Highlights indicated that there were 164 complaints, 5 burglary 3rd degree, and 7 speeding arrests. Total fines and bail forfeitures collected for the month were \$140.00.

**Conf. of Mayors:** The Conference of Mayors will be sponsoring a Public Works School on October 18, 19, & 20, 1972. Motion by Trustee Alderman, 2nd by Trustee Brown and carried to allow Raymond Smith, Highway Forman, to attend if he can so arrange it.

**Conf. of Mayors:** Clerk informed the board that one of the particular panel discussions to be aired at the Conference of Clerks and Treasurers at Kutchers, on October 3, 4, 5 and 6th, will be Local Laws and Ordinances and codification of same. Clerk suggested that if the board saw fit to send Attorney Nesbitt, if such could be arranged by him, it might be advantageous. Motion by Trustee Alderman, 2nd by Trustee Brown to contact Mr. Nesbitt to ascertain if he might arrange to be in attendance.

**Report of Dog Warden:** A report of the dog warden of his activities since the first of June, 1972, was reviewed by the board, and ordered filed.



September 11, 1972

**Proofs of Posting:**

Proofs of Posting of Amendments to the Water and Sewer Ordinance are so attached.

①

2

**Adjourn:** Mayor Nussbaumer adjourned the meeting at 9:45 P.M.

Theresa P. Otte, Clerk Treas.

\*\*\*\*\*

September 25, 1972

**Regular Board Meeting**

**Board of Trustees**

**7:00 P.M.**

**Present:** Mayor David Nussbaumer, Trustees David McGuire, Lloyd Green, Robert Brown and Frederick Alderman.

**Vouchers:** Motion by Trustee Green, 2nd by Trustee McGuire to approve payment of the vouchers as presented in the amount of \$174,525.30.

**NOTICE OF ADOPTION  
OF AMENDMENT TO  
WATER ORDINANCE**

NOTICE IS HEREBY GIVEN THAT the Board of Trustees of the Village of Palmyra, New York at a regular meeting held on the 28th day of August, 1972, duly adopted an amendment to the Ordinance of the Village of Palmyra entitled "A Village Ordinance Covering Water Service in the Village of Palmyra," adopted by the Village of Palmyra August 9, 1955 with amendments, thereto, the 10th day of May, 1972 as follows: Section 14 - Payment of Water Charges, Penalties, etc., shall be amended to read as follows: Charges for water supplied in each quarter year shall be due and payable on the 1st day of March, June, September and December in each year for the preceding quarter, and shall be payable in full without discount or reduction of any kind. There shall be added to any charges remaining unpaid after the 15th day of each March, June, September and December a penalty of ten (10) per centum of the amount due and unpaid and if such bill is not paid within thirty days from its due date, the supply shall be cut off without notice and thereafter service will not be restored unless and until all charges and penalties are paid in full and in addition a fee of Five Dollars (\$5.00) be paid. Receipt by the Village of amounts due, or payment enclosed in a postpaid wrapper deposited in a United States Post Office showing cancellation on said dates shall constitute time of payment for penalty purposes.

This amendment to said Ordinance adopted by the Board of Trustees of the Village of Palmyra shall take effect immediately.

By Order of  
the Board of Trustees  
of the Village of Palmyra,  
Wayne County, New York

Theresa P. Otte,  
Village Clerk  
Dated: August 29, 1972

STATE OF NEW YORK,  
COUNTY OF WAYNE

ss:

Martha Anne Smith  
Assoc. Editor

being duly sworn, says that she is the  
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at  
Palmyra, Wayne County, N. Y., and that a

Copy  
of which the annexed printed slip is a true copy, was duly published therein once in  
each week for one successive weeks, beginning Aug. 30, 1972  
and ending Aug. 30, 1972

Sworn before me this 6  
day of Sept 1972

HARRY K. WHITE  
Notary Public,  
State of New York, County of Monroe  
Qualified in Wayne County  
My Commission Expires, March 30, 1973  
Notary Public, Wayne County.

follows:

1. Marine Midland Trust Co., Bulletin Board
2. Town of Palmyra Bulletin Board
3. Breen's Market Bulletin Board
4. Village Hall Bulletin Board

That the above are four (4) of the most conspicu-  
as public places in said Village of Palmyra, Wayne County,  
New York.

Theresa P. Otte  
Clerk

Sworn to before me this

7<sup>th</sup> day of September 1972

Ruth A. Barnhart

RUTH A. BARNHART  
Notary Public in the State of New York  
WAYNE COUNTY, N. Y.

NOTICE OF ADOPTION  
OF AMENDMENT  
TO SEWER ORDINANCE  
NOTICE IS HEREBY GIVEN  
THAT the Board of Trustees of  
the Village of Palmyra, New  
York at a regular meeting held on  
the 28th day of August, 1972, duly  
adopted an amendment to the  
Ordinance of the Village of  
Palmyra entitled "An Ordinance  
Regulating the Use of Public and  
Private Sewers and Drains,  
Private Sewage Disposal, the  
Installation and Connection of  
Building Sewers, and the  
Discharge of Waters and Wastes  
into the Public Sewer System,  
and providing penalties for  
Violations thereof, in the Village  
of Palmyra, County of Wayne,  
State of New York" be and the  
same is hereby amended as  
follows:

Section V entitled "Use of  
Public Sewers," subdivision a.  
thereof, shall be amended as  
follows:

"No Person shall  
discharge or cause to be  
discharged any storm  
water, surface water,  
ground water, roof run-off,  
subsurface drainage,

cooling water or unpolluted  
industrial process waters  
to any sanitary sewer, nor  
make nor maintain any  
connections facilitating the  
discharge of said storm  
water, surface water,  
ground water, roof run-off,  
subsurface drainage,  
cooling water or unpolluted  
industrial process  
waters."

This amendment to said Or-  
dinance adopted and enacted on  
August 2, 1960 shall take effect  
immediately.

By Order of  
the Board of Trustees  
of the VILLAGE OF  
PALMYRA,  
WAYNE COUNTY, NEW  
YORK

Theresa P. Otte,  
Village Clerk  
Dated: August 29, 1972

STATE OF NEW YORK,  
COUNTY OF WAYNE

ss:

*Martha Anne Smith*

*Assoc. Editor*

being duly sworn, says that she is the  
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly  
Palmyra, Wayne County, N. Y., and that a

*Copy*  
of which the annexed printed slip is a true copy, was duly published therein or<sup>n</sup>  
each week for *one* successive weeks, beginning *Aug. 30, 1972*  
and ending *Aug. 30, 1972*

*Martha Anne Smith*

Sworn before me this

day of *Sept*

19 *72*

*Harry K. White*

HARRY K. WHITE, Notary Public  
State of New York, County of Monroe  
Qualified in Wayne County  
My Commission Expires, March 30, 19*73*

Notary Public, Wayne County.

Palmyra, New York, which are respectively described as

1. Marine Midland LTrust Co., Bulletin Board
2. Town of Palmyra Bulletin Board
3. Breen's Market Bulletin Board
4. Village Hall Bulletin Board

That the above are four (4) of the most conspicu-  
ous public places in said Village of Palmyra, Wayne County,  
New York.

*Theresa P. Otte*

Clerk

Sworn to before me this

*7<sup>th</sup>* day of *September* 1972

*Ruth A. Barnhart*

RUTH A. BARNHART  
Notary Public in the State of New York



September 25, 1972

173

- Public Hearing:** The date of Oct. 4, 1972 at 2:00 P.M. was set for a public hearing regarding the supply of water to the Maple Avenue area.
- Nat'l. Fire Assoc. Wk.** The week of October 15, 1972 has been set aside as "National Fire Association Week" and in accordance the Palmyra Fire Department will honor fire chiefs on Oct. 15, 1972.
- Visitor:** Mrs. Watts (on Police Study Commission).
- Sidewalk:** Motion by Trustee McGuire, 2nd by Trustee Green to rescind the sidewalk bill of Mrs. Waite, Throop Street.
- Alcohol Ban:** A letter was received from Rev. William Emblidge regarding the request for ban of Alcohol in Parks.
- Remington Letter:** Letter from Dale Remington, 260 Howell St. stating his water bill appears extremely high. Clerk instructed to write him to advise him to check for any leaks (faucets or toilet tank).
- Police Car :** A discussion regarding the police car going outside the village. Attorney Nesbitt to be asked for legal opinion. Why doesn't Sheriff's Department deputize village police? Keep inside until legal ruling is obtained.
- Adjourn:** Motion by Trustee McGuire, 2nd by Trustee Green to adjourn at 7:29 P.M.

Theresa P. Otte, Clerk

September 25, 1972  
Board of Trustees

7:30 P.M.

- Public Hearing**
- Present:** Mayor David Nussbaumer and Trustees Frederick Alderman, Lloyd Green, Robert Brown and David McGuire.
- Re:** Affidavit of Posting herewith attached with regard to the "time limit of cars parking on Hyde Parkway and West Foster Street".
- Adjourn:** Motion by Trustee Green, 2nd by Trustee Brown to adjourn the Public Hearing at 7:35 P.M.

Theresa P. Otte, Clerk

- Reconvene:** The regular meeting was reconvened at 7:31 P.M.
- Present:** Mayor David Nussbaumer and Trustees Frederick Alderman, Lloyd Green, Robert Brown and David McGuire.
- J. Martin:** John Martin discussed with Mayor Nussbaumer that there is a turn around and there is curbing at Salzburg Village. He would like the village board to view by next meeting.
- Pol. Dept.:** Police Chief Henry advised that he needs one man immediately. Civil Service to send letters to names on list and if they refuse, then we can go to look for someone.
- Bicycle Regis.** Trustee Green discussed the registration of bicycles within the village but felt it could be voluntary and each one bring in his own registration.
- Urb. Ren.:** Mayor Nussbaumer read several letters regarding Urban Renewal and the Johncox Property on Market Street.
- Cable T.V.:** Mr. Bowen from Cable T.V., Newark, N.Y. advised they are past the Newark Plaza. About Nov. 1st Cable T.V. will be in area and in 1st homes by Nov. 15th. He advised wires would not be placed in trees. In future should arrangements be made, cable could be buried. He advised they have 1,000 subscribers in Newark. New charge if \$4.00/month. Installation free, 1st month free.
- Water Service:** A discussion of water service on Howell Street. Extension of former Jehovah's Witness for Dr. Smith's office in Town. (Town Board to contact the Village).
- Old Age:** Motion by Trustee Alderman, 2nd by Trustee McGuire to approve Old Age Exemption for Assessments of \$4,000.00 exempt.



**1966 Truck:** The board was advised that the 1966 truck is leaking water and is not working properly.

**Plan.Brd.** Mayor Nussbaumer advised of the various ideas desired re:  
**Zon.Officer:** zoning for subdivision, any new streets. Trustee Alderman advised he feels that macadam gutters would be "bad news". Trustee Alderman wishes a set of specs for acceptance of a street, curbs, sidewalks.

**Pal.Fair:** Zoning Officer, Bruce Wideman, advised that a Zoning Ordinance should incorporate a permit for Fairs. General discussion of possible rules for fairs.

**P.Rubery:** A letter was received from Paul Rubery thanking the board for their cooperation for the annual Canaltown Days events.

**W.Plassche:** Walter Plassche, Palmyra Building Supply owner, advised they are to be relocated because of Urban Renewal. Advised he has a supply area in East Williamson and would only have a store here. Would build store about \$75,000 to \$100,000. with an inventory of \$130,000.00 (45,000 ft. store area, 45,000 ft. storage area). Matter tabled.

**Fire Dept.:** Oct. 8th Open House 2-4 Oct. 15th for Inspection. Board members invited. Presbyterian Church.

**Resol.** The following resolution was made by Trustee Green, 2nd by  
**Cert. of** Trustee McGuire and carried:  
**Deposit:** **WHEREAS**, Theresa P. Otte, is the Chief Fiscal Officer of the Village of Palmyra, and,  
**WHEREAS**, a Certificate of Deposit placed with the Security Trust Co. in the amount of \$100,000.00 became due as of September 13, 1972, and,  
**WHEREAS**, Federal Funds in the amount of \$52,500.00 were delivered to the Village of Palmyra on September 15, 1972 in connection with the allocation of funds for the updating of the Sewer Plant,  
**BE IT RESOLVED THAT**, the Board of Trustees of the Village of Palmyra are in accord with the decision of the Treasurer, to invest the sum of \$150,000.00 in a Certificate of Deposit for 60 days at the rate of 4 7/8%, as of September 15, 1972.

**Accident:** Raymond Smith, Highway Foreman, advised that the Village Payloader was involved in an accident on Sept. 16, 1972. The driver was Frank Scrooby and driver of the automobile involved was W. R. Sinack, Phelps, New York. VanDenBout Associates were notified.

**Ontario Fair Assoc.:** Hiram VanEtten, Water Plant Operator, advised the board that refuse was being deposited by the Ontario Fair Association near our water lines. Board instructed the clerk to write the Ontario Fair Association regarding the deposit of wastes on our water line.

**Adjourn:** Mayor Nussbaumer adjourned the meeting at 10:10 P.M.

Theresa P. Otte, Clerk Treasurer

\* \* \* \* \*