

Present: Warner H. Strong, Mayor; Trustees J. Vrubel, J. G. Elliott, P. Frontuto & C. D. Gilmore; & Vill. Atty. Nesbitt.

Moment of Silence: Judge John Baynes' father having died recently, the Mayor requested that he be remembered during the MOS.

Mr. Robert Rider approached the Board regarding his concerns at his place of business - **UNCLAIMED FREIGHT**. He said that he had run into several problems (old Dealer's property on Throop St.). Working on corners of Rts. 21 & 31; drainage line there about which no one had knowledge - wtr. comes frm. Vienna & Prosp. under Rt. #31 - comes out and stops - big pit there; another pipe goes into Canal. Sd. he had talked wth. Mayor & Vill. Atty. - no Vill. easement on sd. pipe, however, Mr. R. willing to give same. Dollars involved re pipe fittings, etc. - wld. Vill. consider making pipe connection so that he can get on wth. project. Atty. Nesbitt sd. that drainage area goes where survey lines are. The Mayor inquired as to whose responsibility it is & was told by Atty. "no one's at this time." No recorded easement - sme. public body shld. have easement. Trustee Elliott sd. that the State 'indicated' it was theirs. Mr. R sd. he had talked wth. Jon Edinger who gave him a map frm. early '60's. Disc. on where culvert starts & ends. Atty. sd. both culverts are the State's; if Vill. wanted to put in, it cld. - someone has to do it. Mr. R. sd. that if he puts it in, he's responsible - State says it's between Mr. Rider/Vill. Atty. Nesbitt said their only concern is State highway going through. Disc. on cst. to Vill. - P. Retan sd. \$500. perhaps, not counting labor. Mayor Strong posed the question - "does Vill. want to spend \$\$\$'s or refer bk. to State"? Mr. Gilmore felt a 'State problem,' - pre-existing use. Mr. Vrubel wanted to know approx. how lng. wld. it take State; Mayor sd. 'probably' 4-5 mos./legal process. Mr. Elliott sd. "State drain/Vill. will be draining St. rd." Bd. generally felt the problem a State one; Mrs. Frontuto sd. more info. needed/wld. like not to be bad neighbor to Mr. R. He sd. "State prop./Vill. water - nothing dne. there for 50 yrs. or so." It was stated that Garlock surveyed in 1979. Mayor hoped for some answers by nxt. Bd. mtg. - 5/4/87. Mr. R. spke. of 'visual' problem/bldg. must be painted now.

Continuing wth. his concerns, Mr. R. spke. of problem lst. fall re water line/Troop St. - getting wtr. across st. and repaving of st. Vill. agreed, he sd., to pave portion of D. VanHout's prop. Mayor spke. of restoring prop. back to orig. condition. Mr. R. sd. markers clear frm. '79 survey; he & VanHout hd. problem wth. prop. line. J. Elliott in chrg. of sd. proj. His prop. paved /markers that separated Uncl. Frt./Kky. Largo were intact - no one asked Mr. R. who added that "13 people wld. swear marker there" (problem was on east line); when prop. paved, marker remov. He sd. he called Mayor who told him that Mr. Elliott didn't follow proper procedure; Mayor interjected that he req. Engineer (D. Means) be used - not pleased when Engineer not used. Mr. Elliott took center of Main St., knowing there was a problem wth. prop. line. Mr. R. req. Vill. to remove blktp. The Mayor agreed that if Vill. inadvertently removed, shld. return to original state. Mr. R. spke. of yellow lines/Ky. Largo. Further disc. - Mr. R. mentioned re-surveying - wld. hve. lost property by 'adverse possession.' Mr. R. showed Bd. pictures of area under disc. Mr. R. sd. 6'/8' area, about 50' lng. Est. frm. Poretta Const. to cut out & haul away; MRB sd. approx. \$375. to put marker bk. in. Mayor referred matter to Vill. Atty. Atty. sd. common for stakes to get changed/moved. Dispute as to where boundary line actually is. Mr. R. rd. letter frm. 'Mr. Schwartz' - prop. staked out. Mr. R. sd. no elevation problem; to expand parking lot to its full size. Mayor - If Vill. caused (blktp'ed over Mr. R's land) then Vill. shld. remove it. Get estimate, he sd. - unfair to have Vill. crew do it. Mrs. Frontuto felt 'prudent under circumstances.' J. Nesb. asked for verification that the prop.

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dispute has been solved/cld. ask Mr. Vhout to come to nxt. mtg. - both prop. owners agree to accuracy. Mayor sd. 'have both parties sign off' - J. Nesb. agreed. Mr. Elliott sd. that if they agree that boundary is clear, then Vill. remove. Mayor explained why he'd like to have priv. contrac. - if Vill. mde. mistake, cld. lv. Vill. open to 'other questions' - may cost more in lng. rn. Disc. ended re above, Mayor motioned same; Trustee Gilmore seconded. Voting "aye" were Trustees Gilmore, Frontuto, Elliott & Vrubel. Carried. Mr. R. asked about marker for which Trustee Elliott responsible; Mr. Elliott sd. he & P. Retan measured to where paving had been - no markers. Re responsibility, ck. to be mde. wth. MRB Grp. by nxt. mtg. by Atty. Nesb.

Re powers of the Mayor, ltr. rec'd frm. Atty. dated 4/13/87; Atty. Nesb. explained re "Zng. Administrator" - 3-member Bd. vote. Trustee Gilmore spke. of 'interim bldg. inspector' - cld. serve up to 18 mos./need some type of Bd. communic. Re apps., Trustee Frontuto had not seen; Trustees Gilmore/Vrubel reviewed 4/13/87. Mr. Gilmore sd. Mayor's apptmnts. had been outstanding; carries wt. that Mayor recommended Mr. J. MacGuidwin. Mrs. R. Surline sd. still waiting for bldg. per. If appt. unresolved cld. she rec. something in writing so that they cld. begin bldg. Mr. Elliott sd. 30-mos. before fully certified. Trustee Frontuto spke. of interviewing prospective candidates; Mayor Strong nominated Mr. MacG.; Trustee Gilmore sd. unaware enough to mke. fair dec. Trustee Frontuto asked Mr. MacG. if interested in 'interim appt.' to which he answered "yes." Salary disc. Mrs. E. Hartnagel spke. of good job done by Mr. D. Wooden; two prospects do not lv. in Vill. - availability disc. Reciprocal agreement wth. Newark - \$18.75 p.h., fully trained. One-half Newark amt. - \$9.50 - estab. by Bd. Trustee Frontuto moved that letters be sent to prospects re interviews. Trustee Elliott seconded. Voting "aye" were Trustees Frontuto, Elliott, Gilmore & Mayor Strong; Trustee Vrubel abstained. Carried by major. Min., 4/13/87--3

Date of Wed., 5/6/87 establ. @ 7:00 p.m. - 15 min. intervals. Mayor believed he wld. be out-of-tn. on sd. date.

Trustee Frontuto read/moved resolution, attached hereto, re Bd. committee assignments; Trustee Elliott seconded. Mayor sd. a power play by Democratic Pty./Mayor's responsibility, he sd. - Democratic 'ploy' to establish power, adding that he found 'it difficult to comprehend that after three yrs. question never raised before...felt it not in best interests of Palmyra'. Voting "aye" were Trustees Frontuto, Elliott & Gilmore; Voting "Nay" were Mayor Strong & Trustee Vrubel. Carried by majority. Mayor declared all other positions open.

Trustee Elliott read prepared resolution, attached hereto, re Bd. Mtg. Agenda; Trustee Vrubel seconded. Voting "aye" were Trustees Elliott, Frontuto & Gilmore. Mayor Strong voted "Nay"; Trustee Vrubel abstained. Carried by majority.

The proposed budget for the Village of Palmyra, 1987-88, discussed briefly, following which Trustee Frontuto moved adoption; Trustee Elliott seconded (with change), i.e. Contingency Fund not high enough; contract negotiations are not complete. Change/Amendment - Reduce HR-7, Cap. Res., by \$14,000. increase Contingency Acct. by \$14,000. Trustee Frontuto amended her motion to include above amendment; Trustee Elliott seconded. Voting "aye" were Trustees Frontuto, Vrubel & Elliott; Trustee Gilmore abstained; Mayor Strong voted "Nay." Carried by majority.

Trustee Elliott asked Bd. if they had had opportunity to review proposed "Water Supply Law" as rewritten by W&WW Supt. & himself - Trustee Elliott then motioned that hearing occur @ 7:00 p.m., 5/4/87, on Loc. Law #2, 1987. Trustee Frontuto seconded. Voting "aye" were Trustees Elliott, Frontuto, Vrubel & Gilmore. Carried. Clk. to so adv. Leg. Not.

Mr. Elliott sd. that ten (10) bids out re sewer plant imprvmnts. Re the proposed sub-division (ten acres) & the "Creek," Mr. Elliott sd. that he had Memo'ed Bd. Drainage area of that creek is 125 acres; aver. flow 30 c.f. per sec. Bld. culvert/if clean wld. handle 38 c.f. per sec. Re sedimentation, sme. areas are low. Approx. half developed area will flow to Canandaigua St. Mr. Elliott sd. Engineer Means wld. nd. letter frm. Bd. authorizing him to do preliminary study - measurements on the culverts, etc. - nds. formal Bd. authorization. He added that Bd. "owes it to the citizens" since Vill. problem. Trustee Elliott so moved - Mayor asked about 'dollar' amt. Trustee Gilmore seconded. Voting "aye" were Trustees Elliott, Vrubel, Gilmore & Frontuto. Carried.

Re newspaper article/increases in Mayor's/Trustees' salaries - Mr. Elliott sd. he was most vocal objecting to the amt. of the raise; that he was dissenting vote out of four (4). Mayor's position was that he wld. support whatever decision the Bd. wanted.

Trustee Frontuto sd. that she had nothing to report.

Trustee Vrubel spke. of Prosp. Hill and moved resolution, attached hereto, re transfer of \$1,000.; Trustee Frontuto seconded. Voting "aye" were Trustees Vrubel, Frontuto, Elliott & Gilmore. Carried. Abundance of wk. @ Cemetery/Parks cited by Trustee Vrubel; Bd. approved employment in this area.

Re WCSafety Bd.'s 20th Anniv. celebration on 4/10/87 @ Newark Sheraton, Trustee Gilmore's wife guest of honor re wearing car safety belt. Trustee Gilmore gave rpt. & spke. of the "Persuader" machine.

Re F.D. app./Bruce Otto for which Bd. needed more info., Trustee Gilmore moved his acceptance; Trustee Elliott seconded. Voting "aye" were Trustees Gilmore, Elliott & Vrubel. Trustee Frontuto abstained. Carried by majority.

Re P.D. Rpt. for March, 1987, the Mayor motioned acceptance; Trustee Gilmore seconded. Voting "aye" were Trustees Gilmore, Vrubel, Elliott & Frontuto. Carried.

Re Mayor's Conference, sponsored by NYCOM frm. 6/7-10/87 to be held at the Nevele Hotel, Trustee Elliott moved that Bd. members and Vill. Atty. be authorized to attend. Trustee Vrubel seconded. Voting "aye" were Trustees Elliott, Vrubel, Gilmore & Frontuto. Carried.

Trustee Gilmore motioned that the Mayor be authorized to sign Abstract #22 & payment of Vouchers which contain at least three (3) Trustees' initials. Trustee Elliott seconded. Voting "aye" were Trustees Gilmore, Elliott, Frontuto & Vrubel. Carried.

Further disc. on the "Crop" Wlk. for Hungry, sponsored by Pal-Mac-Far Council of Churches to be conducted on 5/2/87. Bd. again expressed concerns re Maple Ave. Bridge - alt. route dwn. Canal/cross Div. St. Bridge/west on Quaker. Trustee Frontuto so moved; Trustee Elliott seconded. Voting "aye" were Trustees Frontuto, Elliott, Vrubel & Gilmore. Carried.

Re erection of antenna on Flagpole by Family Stations, Inc., Bd. disc. - Vill. shld. rec. 'token' rent. Liability issue disc. Atty. Nesb. req. to draft letter. Trustee Gilmore so moved; Trustee Elliott seconded. Voting "aye" were Trustees Gilmore, Elliott & Frontuto. Trustee Vrubel voted "Nay." Carried by majority.

Other Bd. business - mtg. re sidewalks/Staff. St., 7:00 p.m., Wed., 5/13/87 @ Comm. Ctr. Mayor spke. of incentive retiremnt. - Mrs. A. Cowell availed herself of opportunity. Mention mde. of "Super Collider." Citizen E. Hartnagel asked pointed questions re Bd. Agenda & Bd. answered to her satisfaction. Trustee

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Elliott sd. that Pty. Chairpersons must be contacted re Election Inspectors to bring bks. up to date.

Trustee Frontuto motioned that Bd. exercise Exec. Sess. @ 9:12 p.m. re Union negotiations (Bd. received counter proposal frm. Union). Those to sit in Exec. Sess. - Bd. & Vill. Atty. Trustee Elliott seconded. Voting "aye" were Trustees Frontuto, Elliott, Vrubel & Gilmore. Carried.

At 9:50 p.m. Bd. emerged frm. Exec. Sess. with above persons in attendance. Immediately following Trustee Frontuto motioned adjournment; Trustee Vrubel seconded. Voting "aye" were Trustees Frontuto, Vrubel, Gilmore & Elliott. Carried. Bd. adjourned.

The next regular Village Bd. mtg. - Mon., 5/4/87.

Ethel B. Johnson, Clk.