

Reject Bid: The following motion was made by Trustee Wilson, 2nd by Trustee Strong:
WHEREAS, the Village of Palmyra requested bids for a Squad Car for the Fire Department on 8/26/74, and,
WHEREAS, there was only one bid received from Saulsbury Fire Equipment Corporation, Tully, New York, which was handed to the clerk one minute after eight P.M., and,
WHEREAS, a delivery date cannot be met within eight months as specified in the legal,
BE IT RESOLVED THAT, the one and only bid be rejected and the clerk shall be instructed to re-advertise for new bids, omitting any mention of a delivery date.

Vote:

Trustee Wilson	Aye
Trustee Strong	Aye
Trustee McGuire	Naye
Deputy Mayor Green	Aye

Carried.

Adjourn: Deputy Mayor Green adjourned the meeting at 7:25 P.M.

Theresa P. Otte, Clerk Treas.

* * * * *

Regular Board Meeting **October 7, 1974**
 Board of Trustees **7:00 P.M.**

Present: Mayor Sidney J. Fitzgerald and Trustees David McGuire, Lloyd A. Green, Mary Lou Wilson, Warner Strong.

2 Min.

Silence: Meeting was opened with a two-minute silence.

Vouchers: Motion by Trustee Green, 2nd by Trustee McGuire and carried, to authorize the treasurer to pay the vouchers in the amount of \$112,738.41.

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

Police Report: Motion by Trustee McGuire, 2nd by Trustee Wilson and carried, to accept the Police Report for the month of September, 1974. Highlights of the report revealed complaints numbered 175; 12 speeders, and 13 noted for illegal parking. Total fines and bail forfeitures for motor vehicle and criminal arrests totalled \$570.00.

Mkt. & Wm. Sts.: A letter received from Wayne Ackert, Lozier Engineers, Rochester, advised the board that it would be too late in the season for any contractor to consider resurfacing, laying sidewalk and curbs to finish off these two streets, the northern strip of which have been done by Urban Renewal, but the balance of the southern end, approximately 300' +, each street, one side, should be finished by the village.

Urb. Ren. Mayor Fitzgerald reviewed the work that has been completed, including electrical lines that have been buried. However, walks are still not finished and driveways will need to be tilted to the sidewalk. Granite curbing is in place and the streets themselves are in. Mayor Fitzgerald further commented that the area is about ready for assessment valuation. He added that he had conferred with Urban Renewal Director William Roche and Housing Authority Chairman Thomas Zani, on this facet.

Mkt. St. 1-Way: The Village Board, he added, should be considering whether it would be feasible to make Market Street a ONE-WAY STREET, as it presently is, or only part way at the former C. Smith property, now the property of the Village of Palmyra, allowing the Urban Renewal Section, which is now enlarged to be a 2-Way Street. The retaining wall on the south end has waves in it, but the contractor has agreed that this will be repaired. There are 3 new electric light fixtures 50 to 60' apart on the east side.

October 7, 1974

Police Car Requests for a 1975 Police car were requested from bidders to
Bid: be opened at 7:30 P.M. this date. Proof of Publication is so
 attached.

LEGAL

PLEASE TAKE NOTICE that the Village Board of Trustees of the Village of Palmyra requests sealed bids be submitted for a 1975 Police Car, and will be received by the Village Clerk until 7:30 P.M.E.D.S.T. on October 7, 1974, at which time bids will be publicly opened in the Office of the Village Clerk.

Specifications are available in detail at the office of the Village Clerk and bids shall be submitted in sealed envelopes, marked "POLICE CAR BID." Section 103-d of the General Municipal Law requires a non-collusive certificate attached to the bid signed by the bidder.

The purchase of the above item will be awarded by the Board of Trustees of the Village of Palmyra to the lowest responsible bidder. In cases where two or more responsible bidders submit identical bids as to price, the Board of Trustees may award the contract to either of such bidders. The Board of Trustees may reject all bids and re-advertise for new bids in their discretion.

September 19, 1974

VILLAGE OF PALMYRA
 Theresa P. Ofte, Clerk
 S.25 (498)

STATE OF NEW YORK,)

ss:

COUNTY OF WAYNE)

Darlene E. Matteson

Secretary

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 Legal Notice

of which the annexed printed slip is a true copy, was duly published therein once in each week for one ~~successive~~ weeks, beginning Sept. 25, 1974 and ending Sept. 25, 1974

Sworn before me this 27thday of September 1974Fees \$8.88

DOROTHY S. SCHORR

Notary Public, Wayne County.

Notary Public, State of New York

No. 8844260

Commission Expires March 30, 1976

The following bids were received:

U.W. Sherburne, Inc., Palmyra, N.Y.

1975 Model

Less: Trade-In

Difference

\$5,600.00

-2,001.00

\$3,599.00

1975 Model

Less: Power Windows

Less: Trade-In

Plus: Air Conditioning

Difference

\$5,600.00

- 156.00

-2,001.00

+ 375.00

\$3,818.00

No further bids, other than the one, it was turned over to the Police Committee for checking of the specs.

Vil.Mgr.: Motion was made by Trustee Green, to table the matter of re-viewing the resolution relative to a village manager so that each board member might have an opportunity to study the papers which Trustee Strong had prepared.

McConnell Home Imp. Sign: Trustee Strong commented that the sign erected by McConnell Home Improvements on East Main Street flush with the side of the building is illegal in size. Zoning Officer Wideman is aware of this.

Garlock Water Contract: Trustee Strong commented that he would propose a figure of about \$30,000.00 based on figures that Water Plant Operator Hiram VanEtten had submitted to him, with the contract to operate for 10 years with an escalator clause. Trustee Strong emphasized that whenever the village might adjust its water rates, that the Garlock Water Contract should, likewise, be up for adjustment.

Vil.Hall Roof: Trustee McGuire commented that he expects that it may be possible within the next two or three weeks to have the village hall roof repaired.

- Jail Fire Detect.:** Trustee McGuire advised that he had obtained a quotation from Penfield Electric for the installation of a fire detection system in the men's lock-up which would cost approximately \$1,400.00. Trustee McGuire commented that in view of the fact that there are a limited number of incarcerations, it would be his suggestion that prisoners be transported directly to the Wayne County Jail. Motion by Trustee Strong, 2nd by Trustee Green, to refer the matter to the Police Committee for study regarding the transporting of prisoners to the Wayne County Jail. Carried.
- Arch. Rev.:** Mayor Fitzgerald advised that the Architectural Review Committee has drafted a set of rules in rough form which he expects will be available for the next board meeting.
- PVA & Oxy. Rep.:** Donald Sinclair and Jean Welch were selected to represent the Palmyra Volunteer Ambulance Squad at a joint meeting with the Oxygen Squad. Trustee Wilson advised that she would contact Fire Chief Culver again, who has just returned from the hospital after an emergency operation.
- Cdga. St. Flasher:** Trustee Green asked Highway Foreman Raymond Smith and the clerk to check on obtaining a flasher for the intersections of Canandaigua Street and East and West Jackson Streets.
- Town Board:** Town of Palmyra Supervisor LeRoy Aplin, along with Councilmen Fred Alderman, Andy Baran, G. Wideman, conferred with the Village Board relative to the landfill. Supervisor Aplin commented that the grading has not been done and the dirt taken from the Koeberle property, adjacent to the landfill, has not been replaced. Moreover, he continued, the brush dump is not acceptable. Supervisor Aplin added that it is possible that the Village of Palmyra will be required to purchase approximately eighteen to twenty (18-20) feet from the property of Koeberle in order to round off the section where it has been troublesome to level off. The brush, Supervisor Aplin advised, should be pushed over but not covered.
- Hyde Pk. & W. Main Traf. Sig. Survey Reveal No Need Present Arrange. Okay -:** A letter received from the New York State Department of Transportation indicated that a study had been made of the need of a traffic light at the corner of Hyde Park and West Main Street. In essence the survey indicated that no better flow of traffic could be arranged by the installation of a light than is being handled presently by an employee of the Village of Palmyra, Mrs. Harriett Mahoney, who stops traffic for a very limited time to allow the ingress and egress of buses at peak periods. Therefore, it was their opinion that a light would not be warranted at this time.
- Public Hearing**
- Pub. Hear. re: E. Main Park.:** At 8:30 P.M. Mayor Fitzgerald advised that a public hearing had been scheduled relative to parallel parking between Church and William on East Main and between Canandaigua & Cuyler on East Main. Diagonal Parking would be allowed between Cuyler and Fayette and between Market and William on East Main, both sides.
- Proof of Publication.:** Proof of Publication so attached.

LEGAL NOTICE

NOTICE OF PUBLIC HEARING
PLEASE TAKE NOTICE that, a public hearing will be held for the Board of Trustees of the Village of Palmyra on the 7th day of October, 1974, at 8:30 o'clock in the evening at the Village Hall, 144 East Main Street, Palmyra, New York, Wayne County, to consider the adoption of LOCAL LAW NO. 6, of 1974, relative to parking zones on East Main Street between Market and William Street and Cuyler and Fayette Street.

The proposed Local Law is on file in the office of the Village

STATE OF NEW YORK,)
COUNTY OF WAYNE)

ss:

Darlene E. Matteson

Secretary

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 Legal Notice

of which the annexed printed slip is a true copy, was duly published therein once in

beginning Sept. 25, 1974

October 7, 1974

Pub. Hear.:

Trustee Strong questioned if the width between Church and William and between William and Market on East Main Street were not the same and, therefore, did not agree with the parallel parking between Church and William.

One (1) citizen present.

Closed:

Motion by Trustee Green, 2nd by Trustee McGuire and carried, to close the public hearing at 8:40 P.M.

Theresa P. Otte, Clerk-Treas.

Re-con-vene:

Mayor Fitzgerald re-convened the regular meeting of the Village Board at 8:42 P.M.

Present:

Mayor Sidney J. Fitzgerald and Trustees L. Green, ML Wilson, D.C. McGuire, and W. Strong. Village Attorney, L.J. Poyzer.

Loc. Law #6, 1974:

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

WHEREAS, the Village of Palmyra has duly published a notice of public hearing for a proposed Local Law #6, 1974 relative to diagonal parking on East Main Street, and,

WHEREAS, such public hearing was held on 10/7/74,

BE IT RESOLVED THAT, Local Law #6, 1974 shall become effective following proper legal filing of papers with the State Department Bureau of Elections, State Transportation Dept. and the State Comptroller.

Vote:

Trustee Strong	Naye
Trustee Green	Aye
Trustee Wilson	Aye
Trustee McGuire	Aye

Carried.

Access to Pub. Records:

Discussion of tape recordings without knowledge of person being taped. Attorney Poyzer commented that someone had brought a claim against the village and Hartford, insurers for the Village of Palmyra, took over and paid the claim. Their contract gives them the authority to do this. Approval of the Village Board was not needed.

L. Ziegler Denial:

L. Ziegler, newspaper reporter, commented that he would like his letter admitted to the minutes which requested an explanation in accordance with the regulations set down relative to "Access to Public Records" as to why he was not allowed within seven (7) days to see the information that he requested. Attorney Poyzer commented on such an instance of withholding information until a point in time when it can be released.

Trustee Strong commented that all village employes should be asked not to talk to the public defender on the phone regarding any village problems.

Civil Service Emp? Assoc.:

Attorney Poyzer was asked to contact Mr. Werne and the Conference of Mayors in relation to the notice received by the Village of the intent to form a union of Village of Palmyra employees.

Assessment Records:

Mayor Fitzgerald advised that he would arrange to talk with Robert Kirchhoff relative to the assessment records.

Flu Shots:

For the last few years, Dr. Braell has given flu shots to village employees who so desired them at expense of the village. Motion by Trustee Green, 2nd by Trustee Strong and carried, to instruct the clerk to make arrangement for the shots this year at village expense.

U.W. Sherburne: A letter from U. W. Sherburne, Inc. advised that the truck that was ordered last year probably will not be available until in late January, 1975. Board agreed that we should wait and should need arise for more equipment to remove snow, it will be necessary to contract for the removal.

Bi-Cent. '76: Trustee Wilson commented that she feels plans should be formulated for the Bi-Centennial in 1976. Trustee Green commented that this should be a town function. Trustee Wilson advised that she would contact the Town Board to ascertain their feelings on the matter.

Tn. of Man. Fire Con.: Trustee Wilson commented that she feels that the amount of \$438.00 per year should be more in view of the fact that there is an increase in the population that the Village of Palmyra Fire Dept. is required to cover.

Zon. Brd.: Clerk advised that the Palmyra Union Agricultural Society under Article 78 is suing the Zoning Board of Appeals for a reversal in the decision of the board relative to the denial of allowing the erection of another storage barn. Village Attorney Poyzer advised that she would be willing to handle the case for the Village of Palmyra unless she finds that it would be too much of an increase on her work load. Fee for this work would be in addition to the annual salary she is now paid.

Pal. Oxy. Squad: Attorney Poyzer advised that she had had a letter from Fire Chief Culver relative to the Oxygen Squad. Attorney Poyzer indicated that there could be a 5-year contract drawn with the Palmyra Oxygen Squad. Trustee Strong interjected that this should become a merger with the Palmyra Ambulance Squad.

Gas & Elec. Request: New York State Electric & Gas requests permission to excavate the street at 123 Canandaigua St. for the purpose of installing a new gas service. Board agreed that they could, providing the service is restored as before. Trustee Strong commented that at the corner of Canandaigua and Jackson the area had been excavated and to date has not been replaced as it should have been.

Knapp Side-walk: Clerk commented that a new sidewalk and curb on William Street has been laid next to Knapp Insurance Office at their request. In view of the fact that a few years ago, curbing and new walks were laid in front of other merchants' stores on the Main Street without charge to the merchant, would the board consider that this reasoning should be applied in this case. Motion by Trustee Green, 2nd by Trustee Strong, that a regular bill be sent to the Knapp Insurance Agency.

Vote:

Trustee Green	Aye
Trustee Strong	Aye
Trustee McGuire	Aye
Trustee Wilson	Naye

Carried.

Fire Dept. Inspect.: Fire Chief Culver asked that the board be reminded of the annual inspection of the Department on Sunday, October 13, 1974 at 9:30 A.M. Church services will follow at the Episcopal Church. Board members are cordially invited to attend.

Adjourn: Mayor Fitzgerald adjourned the meeting at 10:05 P.M.

Theresa P. Otte, Clerk Treas.

October 21, 1974

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

Present: Mayor Sidney J. Fitzgerald and Trustees David McGuire, Mary Lou Wilson, Lloyd A. Green. Absent, Trustee Warner Strong.

2 Min. Silence: Mayor Fitzgerald opened the meeting with a two-minute period of silence.

October 21, 1974

- Vouchers:** Motion by Trustee Green, 2nd by Trustee McGuire and carried, to approve payment of the vouchers in the amount of \$21,973.91.
- Minutes:** Motion by Trustee McGuire, 2nd by Trustee Green and carried, to accept the minutes of the previous meeting.
- Manure Fairgrounds:** David McEwen, 235 Birdsall Parkway, commented that the manure in the Fairgrounds, west of his property, has been a constant source of obnoxious, unhealthy odors, worsened during fair week by the large number of animals brought in for display. He advised that he had called the police department who advised that this should be a matter for the Zoning Officer. If this failed to bring results, the Health Officer, Dr. Morton Adams, should be called.
- Raw Water Line:** Hiram VanEtten, Operator of the Filter Plant, advised the board that in 1949 the intake screens in Canandaigua Lake were cleaned. Recently Monroe Contractors took pictures of the line including the intake cones, which revealed that it would be apropos to have the cones cleaned and any repairs made. Clerk was asked to write a letter to Monroe to ascertain a price for cleaning indicating that work should be accomplished, if possible this fall or early winter.
- Garlock Water Contract:** Mr. Van Etten commented that he would like to have Trustee Strong confer with him relative to the proposed Garlock Water Contract.
- Sewer Plant Sign:** Mayor Fitzgerald advised that he had noted in other villages that a Sewage Disposal Plant was so indicated by either a sign attached to the building or an appropriate spot near the entrance. Motion was made by Trustee McGuire, 2nd by Trustee Green and carried, to advise Trustee Strong and Sewer Plant Operator Hiram VanEtten to confer to propose a sign that would be fitting for the Village of Palmyra Sewer Facility.
- Jail:** Trustee McGuire advised that he would have a report at the next board meeting relative to the transfer of prisoners to the Wayne County Jail in preference to holding any in the local lock-up for even a few hours.
- Housing Author.:** Mayor Fitzgerald informed the board that he had called Urban Renewal Director, William Roche, suggesting that the Urban Renewal Board and the Housing Authority should confer soon regarding the assessment of the property which may in the future be used for the construction of apartments.
- Landfill:** Mayor Fitzgerald revealed that ownership of the landfill to the Town of Palmyra has not been accomplished because it appears that there has been some spillage on the neighboring property of Koeberle which Koeberle feels should be paid for by the Village of Palmyra in view of the fact that it is not possible at this point to fill in the area as it was originally plotted. The Village of Palmyra has attempted to move the earth but because of the impacted material, it has not been possible. Mr. Koeberle has not, at this point, indicated a price for this piece of land.
- Merchant Signs:** Mayor Fitzgerald advised that the Planning Board expects to have a recommendation ready soon relative to signs that would indicate places of business, especially in the downtown area.
- P.V.A.:** A "Target Date" of November 18, 1974 was proposed for the completion of negotiations with the Palmyra Volunteer Ambulance and the Palmyra Oxygen Squad.
- Burnham Heights Repair:** A letter from Supervisor J. Fratangelo, Town of Macedon, in reply to a letter sent to him relative to the repair of Burnham Heights, the east side of which is in the Village of Palmyra and the west in the Town of Macedon, revealed that the Town of Macedon would be prepared to share the cost of a resurface job next year, but would only consider a patching job this year. Board agreed to place funds in the budget in 1975-76 for a complete repair.

Cdga. & Clerk advised cost of lights including control box but no labor and any other materials needed for the installation of a BLINKER light at the corner of Canandaigua and East & West Jackson Streets would be under \$500.00.

Motion by Trustee McGuire, 2nd by Trustee Green and carried to instruct the clerk to proceed with the purchase of lights, poles, cable, and services of a qualified person for installation.

E.Main Island (?) Trustee Green commented that the board might consider the possibility of creating an island at the intersection of East Main, Canal, and Park Drive where the highway tends to recess with flowers or some other low foliage to enhance the area in addition to diverting traffic in a better manner.

Market St.: 1 & 2 Way Traf.: With the revamping of Market Street at the northern end to Canal, the board is considering changing the traffic pattern from 1-Way north, to 1-Way north approximately 250' and 2-Way the balance of approximately 350' to Canal. Trustee McGuire asked to contact Police Chief D. Henry to review and make recommendations for signing.

C.Smith Prop.: The former C. Smith property at 115 Market St. purchased by the Village of Palmyra, adjacent to the Urban Renewal Area has not been deeded over to the Renewal Agency. Board discussed when an appropriate time would be. No definite decision.

Squad Car Bid: Requests for bids for a squad car for the Fire Department were accepted at 8:00 P.M.E.D.S.T. Proof of Publication so attached.

LEGAL NOTICE

PLEASE TAKE NOTICE:

That the Board of Trustees of the Village of Palmyra is seeking bids, sealed for a squad car mounted on a chassis for fire service including apparatus to be used in connection therewith. Detailed specifications are available on request at the Village Clerk's Office, 144 East Main Street, Palmyra, New York, 14522, between the hours of 9:00 A.M. to 5:00 P.M.E.D.S.T., Monday through Friday.

Bids should be marked "SQUAD CAR BID" on envelope. Section 103-d of the General Municipal Law requires a non-collusive certificate attached to the bid signed by the bidder. Bids will be publicly opened by the Board of Trustees on October 21st, 1974 at 8:00 P.M.E.D.S.T. The award of the contract by the Board of Trustees of the Village of Palmyra will be made to the lowest responsible bidder. In cases where two or more responsible bidders submit identical bids as to price, the Trustees may award the contract to either of such bidders. The Board of Trustees may reject all bids and re-advertise for new bids in their discretion.

Unit to be delivered at Palmyra, New York. Every bid must be accompanied by a certified check payable to the Village of Palmyra in the amount of five (5) per cent of the bid price. Such check will be returned to the unsuccessful bidder and to the successful bidder on the execution of the contract of purchase. No bid received may be withdrawn by any bidder for a period of forty-five (45) days from the date of bid opening.

Dated: October 1, 1974

VILLAGE OF PALMYRA
Theresa P. Otte, Clerk

O.2

(512)

STATE OF NEW YORK,)
COUNTY OF WAYNE) ss:

Darlene E. Matteson

Secretary

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 Legal Notice

of which the annexed printed slip is a true copy, was duly published therein once in each week for one ~~successive~~ week, beginning Oct. 2, 1974 and ending Oct. 2, 1974

Sworn before me this 21

day of October 19 74

Fees \$13.20

Dorothy S. Schor
DOROTHY S. SCHOR, Notary Public, Wayne County.

Notary Public, State of New York

No. 8844260

Commission Expires March 30, 1976

were as follows:

Fire Equipment Corp.

\$37,500.00

New York

13159

in amount of \$2,000. and Non-Collusive Certificate

Squad

Car Bids: Motion was made by Trustee Green, 2nd by Trustee McGuire as follows:

WHEREAS, bids were requested for a Squad Car for the Fire Department, and,

WHEREAS, only one bid was received,

BE IT RESOLVED THAT, the one bid be referred to Mrs. Mary Lou Wilson, committee for the Fire Department to check with the department relative to the specs and order as she may see fit the piece of equipment. Motion carried.

Discuss.
Bid:

Saulsbury Representative advised that Ford Motor Company will not be able to guarantee a firm price after October 25, 1974. Later there would be an unknown price on the chassis with an escalator clause. They advised there is no escalator clause in the price that they have bid and no down payment is required. It would be advantageous if the order were placed by October 25th.

Arch.
Review
Brd.

Discuss.:

The members of the study committee of the Architectural Review Board, with Marc Vande, Walker Road, presented the proposed draft. He commented that there was much discussion as to whether such a board was needed. There are, he said, to be 3 buildings placed in the National Historic Trust.

Goals of
Board:

The prime concern of the board would be to persuade a builder to conform to the general atmosphere of the village. The second concern would be to protect the real estate value of the merchants and residents. Thirdly, the board would work with the merchants to try to enhance the shopping district, and lastly, protection of existing buildings, especially those that are listed in the National Register, would be of concern to the board.

5 Member
Board:

A 5 member board for any new construction and major additions would be review plans. Essentially the C-1 Area should be the prime area to be considered.

App.
Process

To expedite applications, there should be a 30 day process with the preliminary application including sketches, basic idea for construction submitted. No excessive similarity would be allowed and no excessive dissimilarity.

Appeal to
Vil.Brd.

Should the Architectural Review Board deny the application, applicant could appeal to the Village Board who could override ARB decision. If the application is under \$5,000.00, no need for app. Prime importance is the exterior of a building.

Questions:

Paul Braun, Braun's Appliance, commented that no merchants on study board and no C-1 Area residents.

Trustee Green commented that he was looking for an overlap of the Zoning Board and Architectural Review Board.

Vande: When building inspector cannot completely decide on whether plans are compatible, application would be submitted to ARB.

D. Pope, Planning Board Chairman and a member of the study group, advised that he had talked with a representative number of the merchants.

Mayor Fitzgerald commented that the Urban Renewal Agency is more than anxious to have such a board with guidelines for them to be able to pass on to future contractors and builders.

Mrs. Jackie O'Connell emphasized that the board is trying to preserve the quality of the village by the formation of such a board.

Vil.Emp.
Civ.Svc.:

Village Attorney Laura Jane Poyzer commented that she had contacted Mr. Benjamin Werne in New York City relative to the letter Mayor Fitzgerald had received indicating that some village employees had expressed a desire to be members of the Civil Service Employees Association. A vote to form should be by units (police, highway, water & sewer) or only one unit could be formed, which would be the village board decision. 30% of the employees must petition for a vote which then must be unanimous. Attorney Poyzer advised that she would contact the CSEA for further information.

News-
paper
Article:

A recent newspaper article indicated that village funds had been mismanaged. Village Clerk Treasurer, Theresa P. Otte, informed the board that she had immediately contacted the New York State Department of Audit & Control to request a spot audit. Motion by Trustee Green, 2nd by Trustee Wilson and carried, to spread the letter written by the Clerk Treasurer to the newspaper in reply to the accusations.

Voice Of Reader

THE COURIER-JOURNAL

OCTOBER 23, 1974

Clerk Responds To 'Mismanagement' Article

To The Editor:

An article in the Courier-Journal, October 16, 1974, titled "Village Trustee Says Funds Mismanaged," has prompted me as your appointed Clerk-Treasurer to recite the overlooked details relative to the subjects involved.

1. The \$180,000. loan in conjunction with Urban Renewal.

As an example, to obtain State Aid for Youth and State Aid for the Narcotics Guidance Council, it was first necessary for the village to expend at least double the amount requested and allowed from the state. A village must spend its money first, then submit bona fide claims to obtain partial refund. William Roche, Urban Renewal Director's Letter To The Editor in the Courier-Journal, 10-16-74, clarified the misconception of funds involved.

2. \$25,000. uncollected from Manchester water contract.

This year the Board of Trustees voted to nullify the contract, in effect since 1963, for sale of water to the Village of Manchester. Pursuant to the contract, the Village of Manchester has never used a drop of water as evidenced by a master

meter.

3. \$3,000 paid to a defendant in the "soda pop case."

The Village of Palmyra is insured in event of a lawsuit. Generally, a claim against the village is served on the mayor or the treasurer, the chief fiscal officer, or both, and the claim is then submitted to the insurance company. However, in this case, the village insurer was contacted directly by the claimant's attorney and insurance company negotiated the settlement.

4. Mismanagement of village's \$200,000 investment portfolio.

Unlike an individual or personal portfolio of investments of stocks and bonds, it is not permissible for a municipality to invest in just any type of fund. Specific regulations must be adhered to even though the return might not be so large, but the investment must be classified as "blue chip." "Playing the market" with municipal funds is a "NO-NO!". Stocks and bonds must be kept locally and cannot be turned over to a broker for buying and selling at will.

5. Spraying of maple trees for

aphids at \$8.00 per tree.

The clerk's office was deluged with calls regarding loss of leaves on trees. Immediate action was warranted. The clerk was overheard saying, "We'll be damned if we do, and damned if we don't."

6. Village Hall roof leak.

Bids were requested and received for repair, but far exceeded the money budgeted. Recently, a reasonable figure was submitted. Repair should be proceeding shortly.

Lastly, the pulse of a municipality can be found in the legal section of the designated newspaper. A report is filed annually with the State Comptroller of the complete financial affairs of the Village of Palmyra.

The legal section of the newspaper tells when it was filed and that a copy is on file locally for public viewing. To date no one has made a request to view the report for the fiscal year ending May 31, 1974.

Very truly yours,
VILLAGE OF PALMYRA
Mrs. Theresa P. Otte
Clerk Treasurer
Palmyra

Trustee Strong Explains Charges

To The Editor:

In response to the Courier-Journal article of October 16 regarding my reasons why the Village of Palmyra should study other forms of village management:

1) Urban Renewal and the village. People can rationalize all they wish but the reason this village has not received the state share of the local costs is our zoning was not recertified. Why wasn't it recertified?

2) Manchester water contract. Regardless of whether they (Manchester) used water or not; why didn't the village of Palmyra submit billing statements for over seven years? By stating they didn't use any water is analogous to saying I should not pay for my insurance because I didn't use it.

3) The "soda pop" case. Good leadership would definitely have prevented this episode from happening. Maybe under a different form of village management it could have been caught. Money in this case is academic; village pride was at stake.

4) The village investment portfolio. State laws do not state what stocks you have to invest in. All that is required is investment

with prudence. State law does not say we have to have 50 per cent bonds and 50 per cent stocks.

One of my responsibilities as a member of the village board is financial. I do not profess to be an investment advisor nor is anyone in current village management. Investment of someone's portfolio takes expertise and time, none of which is currently available.

5) The leaking roof. After a roof leaks for several years it probably should be fixed. Of course, if it is not raining, the roof isn't leaking and if it is raining you can't fix it anyway.

6) The maple trees. I use this point merely as a further indication of areas where a different form of village management may have saved the village taxpayers some money, maybe not.

In conclusion the Courier-Journal article was quite accurate. Unfortunately "people do not want to hear the truth."

The reason Watergate happened is because people do not listen to hard facts. I have been called many things by people but one thing they are sure of and that is: I will give them facts, and what they want to do with these facts is their business. They

elected me to represent them and represent them I will.

If the public does not want facts please let me know and I'll fall asleep as most of the other elected and tenured leaders have.

Sincerely,
Warner Strong
231 W. Jackson St.
Palmyra

October 21, 1974

- Access to Pub. Records:** Attorney Poyzer advised that she would like to study the draft of a resolution further. Fees indicated on proposed acceptable to a point, but in event of need to remove pages from minute book, would these apply? Clerk to confer further with Miss Poyzer.
- McConnell Home Imp. Sign:** Zoning Officer Wideman advised that he has noted that the sign on the facade of the building is large. Will check further for actual measurements.
- Potter Sign:** Mayor Fitzgerald commented that he feels that this matter should be pursued and that the Laundromat should be sued.
- Vil. Mgr.** General discussion of the format as proposed by Trustee Strong for a Village Manager form of government. Attorney Poyzer commented that a section relative to this is being placed back in the Village Law. Generally a referendum is required. Attorney Poyzer advised that she is checking further with the Office for Local Gov't. for their decision regarding the referendum procedure.
- Police Car:** The following motion was made by Trustee McGuire, 2nd by Trustee Green:
WHEREAS, bids were requested for the purchase of a 1975 Police car with a trade-in of a 1974 Ford,
BE IT RESOLVED THAT, the bid received from Sherburne Ford in the amount of \$5,600.00 less a trade-in of \$2,001.00, leaving an amount to be paid of \$3,599.00 be accepted.
 Vote:

Trustee McGuire	Aye
Trustee Green	Aye
Trustee Wilson	Naye
Trustee Strong	Absent

 Carried.
- App. for Water:** A letter received from Mr. & Mrs. Rodney VanGee who desired to purchase a lot on Maple Avenue contingent upon approval of receiving the right to connect to the Maple Avenue Water District. Clerk commented that matter should be referred to the Town of Palmyra with information relative to procedure for application as it was necessary two years ago to obtain special permission from the Water Resources to add four additional connections to this district.
- Prospect Drive:** A letter from Mrs. Nancy Rubery, Prospect Drive, advised that due to the flow of traffic on Prospect Drive, which is a curve area, it might be apropos to changing it to a One-Way Street or signs denoting "Dangerous Curve". Board suggested that a line in the road and curve signs be installed at this time.
- Wayne County Water:** A letter received by the mayor advised that if a County Water Supply plan is adopted, villages are asked to submit their plans of existing plants and cooperate to have their engineers confer with the county.
- Market St. Wat. Break:** A letter received from William Roche, Urban Renewal Director, described in detail a water line problem on Market Street on the property of David Baker, 118-120 Market Street, on 10/5/74. A bill submitted by Baker for \$310.00 for his labor and a helper to repair the problem was discussed. Mr. Roche indicated that in all fairness it would be apropos that the agency pay 50% of this but the balance should be the responsibility of the owner. Clerk was asked to write Mr. Roche to this effect.
- Ceramic Shop:** Trustee Wilson commented that she had had complaints of obnoxious odors from the newly-opened ceramic shop on East Main Street next to the Rock Shop. She was advised to contact the Fire Department and the Department of Conservation as a last resort.
- Conf. re. Access to Records:** Attorney Poyzer commented that a conference is being held at the Sheraton Gatehouse, Rt. #15 on 10/31/74, cost of which is \$7.50, including registration and lunch to discuss in particular - Access to Public Records. Board unanimously approved of attendance by the attorney at this meeting.

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Fire Dept. Members: Motion by Trustee Wilson, 2nd by Trustee McGuire and carried, to approve of the recommendation of the following for membership in the Fire Department pending completion of the training period as prescribed by the department. Richard McPike, 429 E. Main St.; Henry C. Rogers, 98 Macedon Center Rd.; Edward C. Bavis, 259 Fayette St.; William E. Abbott, 150 Fayette St.

No-Lit. Cert.: Mayor Fitzgerald and Attorney Laura Jane Poyzer were asked by the Urban Renewal Agency to sign a No-Litigation Certificate relative to the Urban Renewal Capital Grant Contract. Board approved of their signing the form and returning to the agency.

FORM NO-LITIGATION CERTIFICATE
(Urban Renewal Capital Grant Contract)

We, the undersigned officials of the / Village of Palmyra, Palmyra, N.Y.
(Municipality)

do hereby certify that no litigation other than as hereinafter set forth in detail, of any nature is now pending or threatened or contemplated in any municipal, State or Federal court, questioning, restraining or enjoining the issuance, execution or delivery of any documents necessary or required for the payment to the Agency of the Municipality of any or all of the monies to be paid pursuant to the State Capital Grant Contract No. NYSUR-172 (N.Y.212) nor pursuant to the Cooperation Agreement between the Municipality and Agency dated May 8, 1972 .

We further certify that no litigation as above mentioned has been or is being prosecuted, in any manner questioning the authority or proceedings for the issuance, execution or payment of the said Capital Grant or local funds as provided in said Cooperation Agreement or affecting the validity of either thereof and that neither the Urban Renewal project, the title and incumbency of the signatories hereto or their respective offices are being contested and that the authority of the Chief Fiscal Officer of the Agency to execute and deliver the documents necessary for the payment of such Capital Grant has not been repealed, rescinded or revoked, or challenged.

We further certify that these are our signatures and that the seal of the municipality impressed upon this certificate is the legally adopted, proper and only official seal of the Municipality.

WITNESS our hands and municipal seal this 21st day of October 1974.

(SEAL)

Signature	Official Title	Expiration of Office
<u>Laura J. Fitzgerald</u>	Mayor	4/1/76
<u>Laura Jane Poyzer</u>	Municipal Legal Officer	4/1/75

Signatures above are those of the municipal officers as respectively designated.

Peresa R. O'Leary Clk. Treas.
(Official Certifying Clerk of Municipality)

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Not. of Perm. Ref.: Notice of Adoption of Village Resolution relative to a Permissive Referendum for the purchase of fire fighting equipment in the amount of \$38,000.00.

Loc. Law #2, 1969: Attorney Poyzer advised that in 1969 a Public Hearing was held for the re-zoning of the Towpath Area behind the Palmyra Motors and was re-zoned to C-1. However, clerk informed her that final filing was not accomplished. In checking with the Bureau of Elections, it would still be possible to submit the forms for filing the Local Law. However, in view of the fact that Miss Poyzer was not the attorney at the time, she would suggest that the clerk contact the former attorney to have him certify to the filing. Board agreed.

Adjourn: Mayor Fitzgerald adjourned the meeting at 11:03 P.M.

Theresa P. Otte, Clerk Treas.

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Regular Board Meeting November 4, 1974 Board of Trustees 7:00 P.M.

Present: Mayor Sidney J. Fitzgerald and Trustees David McGuire, Lloyd A. Green, Mary Lou Wilson, and Warner Strong.

2 Min. Silence: Mayor Fitzgerald opened the meeting with a 2-minute silence.

Vouchers: Motion by Trustee Green, 2nd by Trustee McGuire and carried, to approve payment of the vouchers in the amount of \$157,716.54.

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

Police Report: The monthly Police Report for the month of October, 1974, was reviewed. On motion by Trustee McGuire, 2nd by Trustee Wilson and carried, the report was accepted. Highlights of the report indicated that the police department handled 174 complaints, 4 cases of burglary 3rd degree, apprehended 10 speeders, and collected fines and bail forfeitures in the amount of \$462.00 for both motor vehicle and criminal arrests. Car traveled 4,013 miles during the month.

Lock-up Memo from Chief Henry: Police Chief Henry advised Trustee McGuire by letter that since January 1, 1974, there have been only 12 persons incarcerated in the local jail for short periods of time. It would be his suggestion that there be constant supervision by utilizing the auxiliary police (volunteer work) when needed. To transport a prisoner to and from the County Jail in Lyons, would not only leave the village without local police an average of 1 hour per one-way, but generally it is not necessary to keep the prisoner in the jail for more than two or three hours before being arraigned.

Halloween: Trustee McGuire commented on the fine condition of the village during the Halloween period, due primarily to the efficient organization of the Auxiliary Police who manned most all the corners and trouble spots in the village.

Pulcini Fire: Ptlmn. Smith Responds: Trustee McGuire commented that he felt the board should commend Patrolman James Smith for his alertness and fast action last week one night when he noted a flicker of flames in Pulcini's Restaurant on East Main Street while on patrol after the restaurant was closed. Due to his quick action by ramming the front door, he averted a major fire. Clerk was asked to write a letter to him thanking him for his efforts.

Plan. Brd. Approves 212 Urb. Ren.: The attached resolution of the Planning Board advocates the acceptance of the amended plan for Urban Renewal for the 212 Area as evidenced by a previous public hearing and official notice to the Village Board of its approval.