

JOINT MEETING
VILLAGE & TOWN BOARDS OF PALMYRA
January 19,1998 7:00 p.m.

PRESENT: Mayor Wilson, Trustees Celentano, Gunkler, Salomon, and Guest.
Supervisor Lyon, Council members Nussbaumer, Lambrix and Welch. Steve Cleason for the Master Plan.

CALL TO ORDER: Town Board meeting called to order by Supervisor Lyon at 7:05.
Village Board meeting called to order by Mayor Wilson.

PLEDGE OF ALLEGIANCE

MASTER PLAN HEARING: The reading of the following legal notice was waived (due to failure of Village Clerk to have it on hand).

**NOTICE OF PUBLIC HEARING
TOWN & VILLAGE OF PALMYRA
MASTER PLAN**

The Village and Town of Palmyra will hold a public hearing on Monday, January 19th, 1998 at 7:00 pm. The hearing will be held at the Palmyra Fire Hall at 617 East Main Street, Palmyra, Wayne County, New York 14522.

The hearing is for the purpose of allowing the Village and Town residents to provide the Town Board and Village Board of Trustees written or oral comments or ask questions on the proposed Master Plan.

Alicia M. Lynch
Village Clerk
Beverly E. Hickman
Town Clerk

Steve Cleason re-capped his presentation of the Master Plan from the informational meeting. The Master Plan in its final form will aid the Planning and Zoning boards. The different zoning areas identified. The next step will be to rewrite and update the zoning laws using the Master plan as a guideline. New property owner, Gary Bishop expressed concern about any changes that may affect his building. Steve explained to him that the Master Plan is only a map for the future. No changes can take place until the Boards change the zoning laws.

Supervisor closed the public hearing at 7:25 pm.

As the Town is lead agency, Mr. Lambrix motioned to make a negative declaration of adverse impact due to the Master Plan, second by Mr. Welch. Vote, 4.0 CARRIED. (Town Bd. Vote)

Motion by Mayor Wilson to approve the Master Plan, inclusive of the changes that have been requested previously by Village Board. Second Trustee Gunkler. Vote, 5.0 CARRIED.

Motion by Supervisor Lyon to approve the Master Plan, inclusive of the changes that have been requested previously by Town Board. Second Mr. Lambrix. Vote, 4.0 CARRIED. (Town Bd. Vote)

Mayor Wilson congratulated and thanked Steve Cleason and the Master Plan Committee for a fine job.

Mayor Wilson called a recess at 7:30 pm.

The meeting was reconvened at 7:40 pm.

VILLAGE/TOWN COURT CONSOLIDATION: Mayor Wilson drew the Boards' attention to the proposed agreement for administration of the Town and Village court systems. He pointed out that the clause regarding the rental of Village facilities will have to be eliminated but other than that he didn't see any other discrepancies. The agreement calls for quarterly payments to the Village of 50 % of the court proceeds to coincide with the State reimbursements. Mayor Wilson opened the meeting up to public discussion. Resident Hartnagel wanted to go on record as not in favor of this project. She feels it is just isn't good business. She also wondered if the Village will have it in writing exactly how much will be disbursed by the state back to the Town and this amount will remain the same. Mayor Wilson said he thought that the State has a legal obligation to disburse these funds but there are no guarantees as to how many, more or less, tickets that the Police Department will write.

Trustee Guest referred to an ordinance that the State required that addressed the disbursement of funds. We had to file this ordinance in order to receive any monies. She asked if we needed a public hearing in order to dissolve this ordinance. Attorney Nesbitt was not familiar with any such ordinance but would look into. Trustee Guest also said she thinks the percentage of monies disbursed from State from fines is less given to the Town than the Village gets.

Mayor Wilson said he looked at two things when considering this project. One being - will we receive services and/or benefits of equal or better value if the change is made? He believes the answer to that is clearly yes. The second view he looks at is the economic aspect. Will we net more with the change? Again he feels the answer is yes.

Elaine asked how many people are required by petition to overturn the Board's decision. Mayor Wilson thought that to be approximately 20% of those who voted in the last election or about 320.

Mayor Wilson asked for comments from the Town Board. Supervisor Lyon said that if we looked at this from a strictly financial view we're missing the boat. This change will give improved service to the public by freeing up time to the clerks in both Village and Town halls by providing a full-time office these people can contact. The money issue is secondary.

Mr. Lambrix agreed that it would certainly offer improved service to the public. Mr. Welch said that he felt the general consensus of the Board was that the consolidation was a win - win situation. Mr. Nussbaumer concurred.

Subject to coming to an agreement with the Town, Mayor Wilson made the following resolution:

**NOTICE OF ADOPTION OF RESOLUTION
BY THE BOARD OF TRUSTEES OF THE VILLAGE OF PALMYRA
ABOLISHING THE OFFICE OF VILLAGE JUSTICE
SUBJECT TO PERMISSIVE REFERENDUM**

NOTICE IS HEREBY GIVEN that on January 19, 1998 the Board of Trustees of the Village of Palmyra at a duly noticed and convened public meeting did adopt the following resolution to permissive referendum.

WHEREAS, pursuant to section 3-301(2)(a) of the Village Law of the State of New York, the board of trustees of any village by resolution subject to permissive referendum may abolish the office of Village Justice to take effect upon the expiration of the current term of such office, and

WHEREAS, the Board of Trustees has investigated the efficiencies and economies of abolishing said office and those resultant from the town justices assuming the functions heretofore performed by the village justice;

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the Office of Village Justice be, and the same hereby is, abolished upon the expiration of the current term ending on April 6, 1998, subject to the Village of Palmyra and the Town of Palmyra entering into an intermunicipal contract for the disposition of revenue theretofore generated by the Office of Village Justice, said agreement to be approved by the respective boards of the Town and Village on or before the thirtieth (30) day after adoption of this resolution, and

2. That this resolution is adopted subject to permissive referendum, and the Village Clerk is hereby authorized and directed to publish and post notice of such adoption in accordance with law.

Dated: January 19, 1998

By Order of the Board of Trustees
of the Village of Palmyra
Alicia Lynch, Village Clerk

Second by Trustee Celentano. Voting was as follows:
Mayor Wilson aye Trustee Salomon aye
Trustee Gunkler aye Trustee Celentano aye
Trustee Guest nay 4 ayes, 1 nay - CARRIED.

ADJOURNMENT: Motion to adjourn by Mayor Wilson, second by Trustee Salomon.
Vote, 5 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch
Village Clerk