

Advanced Justice School: An advanced training program will be held in New York on 2/4, 5, & 6th, at which time it is suggested that all non-lawyer justices so appointed since 3/1/72 should attend the advanced program within seven months of the new term of office. Motion by Trustee Green, 2nd by Trustee McGuire to contact Charles Richardson to so advise him that he would be eligible to attend. Motion carried.

Adjourn: Mayor Fitzgerald adjourned the meeting at 9:35 P.M.

Theresa P. Otte, Clerk Treasurer

Regular Board Meeting February 11, 1974
Board of Trustees 7:00 P.M.

Present: Mayor Sidney J. Fitzgerald, and Trustees David McGuire, Lloyd A. Green, Warner Strong, and Marcia Lynn.

Vouchers: Motion by Trustee Green, 2nd by Trustee McGuire to approve payment of the vouchers in the amount of \$6,103.36. Carried.

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

Dog Warden Rpt.: Harold Fisher, Dog Warden for the Village of Palmyra, informed the board that he had taken care of 14 dead animals, and 94 complaints in the last year. He mentioned that due to the energy crisis, people have now been asked to place their refuse on the curbs for easy pick-up by the commercial hauler. As a result, refuse placed in plastic bags has become strewn. His suggestion would be to place in metal containers. Dr. Adams, Health Officer, has assisted in giving medical treatment for any dog bites.

Dog Kennel: Warden Fisher advised that he has built a 4-run kennel on his premises for housing animals.

Dart Gun Recomm.: Warden Fisher commented that there had been discussion previously of obtaining an instrument which would anesthetize a vicious animal for easier pick-up. Fisher advised that he has talked with other agencies who use such an instrument and would like to recommend that the board consider the purchase of such in the next year budget. Board agreed that same would be included in next year's budget.

Free Library Request: Mrs. Betty Alderman, President of the Palmyra Free Library Assoc., informed the board that they would appreciate a contribution of \$2,000.00 for the fiscal year beginning 6/1/74. Funds have been set aside for repairs in the building and will undoubtedly be used this year. Possibly next year, she added, it will be necessary to request more money.

Priv. Tel. Vil. Barns: Motion by Trustee Lynn, 2nd by Trustee Strong and carried, to request New York Telephone to install a private phone line at the village barns rather than a party line.

Parking Overtime Fine: Discussion of overtime parking fine in 2 Hr. Parking Zone on East Main Street in the business block. Letter from N.Y.S. Dept. of Transportation dated 12/10/73, approving of ordinance enacted 10/11/71 indicated that a minimum or maximum fee should be discussed locally with the traffic court.

Urb. Ren. Respon. Wm. St. Elec. Cable: Discussion of installation of electrical cables on the west side of William Street. Trustee Strong commented that this should be the responsibility of the Urban Renewal Project and wished to go on record as emphasizing that the underground cables should be installed at the expense of Urban Renewal and not the Village of Palmyra.

Pal. Mot. Work: Board advised that Zoning Officer Bruce Wideman should check the activities behind the apartment house at 451 West Main Street and so advise what is in progress.

Plan. Brd. Chairman: Mayor Fitzgerald advised that he had appointed Daniel Pope, Canandaigua Street, to be the chairman of the Planning Board.

- Vil. Barn:** Discussion by Trustee Strong relative to the proposed lease of land belonging to the Town of Palmyra on Kent Street for the erection of a Village Barn. Trustee Lynn commented that the Town is anxious to have an answer whether or not the Village would or intends to negotiate. The "hang-up" apparently has been in relation to the condemnation clause. Trustee Lynn advised that she would take the agreement back to the Town Board as apparently there had been a misconception of the meaning between Village Attorney Poyzer and Town Attorney Rubery.
- Blinker Light:** Trustee Lynn advised that she would check on the cost of purchasing a "portable blinker light" which could be placed on the curbs south of the intersection of Canandaigua Street and East & West Jackson Street for use during school hours.
- One-Way Signs:** Clerk advised that "One-Way Arrow" signs had been ordered for placing on Market and Fayette Street, south of Walker and north of East Foster.
- Garlock Water Contract:** Trustee Strong commented that he had discussed with Attorney Poyzer the matter of a new water contract with Garlock, Inc. which will be up for renewal on or before September 1, 1975.
- Water Line:** The survey made by the Hinchman Co. indicated that anodes could be installed to detect leaks. Official report has not been received from the company, to date.
- Hydrants:** Trustee Lynn advised that Highway Foreman Smith has indicated that he would like to have about 6 new hydrants at a cost of about \$600.00 each, funds to be placed in the proposed budget for 1974-75.
- Vil. Hall Roof:** Discussion of Geo. Contant claim of damage to his building adjacent to the Village Hall on the west. Attorney Poyzer advised that she had not heard from Joseph Kenny, although he had received the certified letter that she had written to him in which she had asked for the amount due him for the balance of the work on the roof. Attorney Poyzer commented that she would contact VanParys Ins. relative to the suggested repayment for damages to the Contant Building caused by the carelessness of the roofer, Joseph Kenny.
- Mrs. W. Drury:** Mrs. Walter Drury, 505 E. Main St., inquired if the board had made arrangements to re-zone this area. It was their intention to have their "House of Flags" in their home and would open for business sometime in March. A list of names of some of the neighbors presented previously, indicated that there would be no objections for such a venture in their home. Trustee Strong replied that the matter would be checked with the Planning Board.
- P.T. Sexton & Cemeter. Tr. Funds:** Attorney Poyzer commented that she would check to ascertain if it would be permissible with the Department of Audit & Control to allow the stocks and bonds belonging to the P. T. Sexton Trust Fund and the Cemetery Trust Fund, entrusted to the Village of Palmyra, to be transferred to the Trust Department of the Marine Midland Bank in their offices for the purpose of selling and buying more readily.
- Easements:** A letter received from Attorney James Sapienza indicated that he would assist in any way possible in rendering any information relative to any easements obtained at the time of the installation of the Sanitary Sewer. To his knowledge the only one not obtained was between the Moose Club and the Marine Midland Bank. Village Attorney Poyzer interjected that it would be apropos to have a survey made and then obtain the written consent from the bank and Moose Club. Clerk asked to contact Harnish & Lookup to make a survey, following a motion by Trustee Strong, 2nd by Trustee Lynn and carried.

LEGAL NOTICE

NOTICE OF REGISTRATION FOR VILLAGE ELECTION

BE IT RESOLVED, that: in accordance with the provisions of Section 2-218 of the Village Law, that

1. The Justice Court Room in the Village Hall in the Village of Palmyra, Wayne County, New York, is hereby designated as the place for the preparation of the register for the forthcoming village election, the place for registration on registration day and the place of the general village election.

2. Registration Day shall be on the 2nd day of March, 1974 and the hours for registering shall be from noon until 9:00 P.M., E.D.-S.T. and the Clerk of the Village is hereby ordered and directed to publish a copy of this resolution in the Palmyra Courier-Journal at least ten (10) days prior to said registration day.

Dated January 29, 1974
Village of Palmyra
Theresa P. Otte, Clerk

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 weeks, beginning Feb. 6, 1974 and ending Feb. 6, 1974

Sworn before me this 7th

day of February 1974

Grace E. Hughes

Notary Public, Wayne County.

Fees \$7.44

GRACE E. HUGHES

NOTARY PUBLIC, State of N. Y., Wayne

No. 59-1888975

My Commission Expires March 30, 1975

NOTICE OF ANNUAL ELECTION

NOTICE IS HEREBY GIVEN: that the annual election of and for the Village of Palmyra will be held in said village at the VILLAGE HALL on the 19th day of March, 1974 with the polls open between the hours of 12:00 o'clock noon and 9:00 P.M. in the evening, and at such election the following officers are to be elected for the term set opposite thereto respectively:

OFFICE	TERM
1. Trustee	Four (4) Years
2. Trustee	Four (4) Years

Dated January 29, 1974

BY ORDER OF THE
VILLAGE BOARD OF THE
VILLAGE OF PALMYRA,
NEW YORK

Theresa P. Otte, Clerk

F.6

(296)

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 weeks, beginning Feb. 6, 1974 and ending Feb. 6, 1974

Sworn before me this 7th

day of February 1974

Grace E. Hughes

Notary Public, Wayne County.

Fees \$6.00

GRACE E. HUGHES

NOTARY PUBLIC, State of N. Y., Wayne County

No. 59-1888975

My Commission Expires March 30, 1975

Police Report: Motion by Trustee McGuire, 2nd by Trustee Green and carried, to accept the Police Report for the month of January, 1974. Highlights revealed 145 complaints, 4 Burglary 3rd Degree, and 26 Illegal Parking. Total fines and bail forfeitures for motor vehicle and criminal arrests amounted to \$426.00.

Executive Session: Motion by Trustee Green, 2nd by Trustee McGuire that the board adjourn and convene in Executive Session at 9:25 P.M.

Vote:

Trustee Green	Aye
Trustee Strong	Naye
Trustee McGuire	Aye
Trustee Lynn	Naye
Mayor Fitzgerald	Aye

Theresa P. Otte, Clerk Treasurer

Reconvene: Motion by Trustee Green, 2nd by Trustee McGuire and carried, to reconvene into the regular board meeting at 9:38 P.M.

Present: Mayor Sidney Fitzgerald, and Trustees L. Green, D. McGuire, M. Lynn, and W. Strong.

Midnite Sale: Charles Collie asked if it would be permissible to place a banner across the Main Street Business area in March for a Midnight Madness Sale. Clerk commented that the State Dept. of Transportation should be contacted for permission. A permit might be required with a fee of \$12.50. Clerk asked to check into the matter.

Kings Ct. Incinerator: Mayor Fitzgerald read a letter he had received from the State Dept. of Environmental Conservation relative to inspections that they had made in response to a complaint last summer of obnoxious odors from the incinerator at the Kings Court Apartments on West Main Street. Letter indicated that matter has been alleviated. Copy of letter sent to Porter, Carroll Street, who complained to the Mayor at that time.

Girl Scout Project: The Girl Scout Troops requested approval of the Village Board so that they might be allowed to plant marigolds, as a project, around the trees in the downtown business area. They hoped to plant the flowers prior to Memorial Day, weather permitting. Board agreed this a good project.

NYS Elec. & Gas.: New York State Electric & Gas has requested permission to excavate at 544 West Main Street for the purpose of installing a new gas line. Pavement will be restored to satisfactory condition. Board approved.

New Flag for Park: Clerk advised that Richard Guard in behalf of the Veterans of Foreign Wars had donated a new flag along with a spot bulb for use in the Village Park, which flag and pole were originally donated by James Camblin, deceased. Clerk had sent a letter to Guard to thank the organization.

Notice of Registration & Election: Proof of Publication and Affidavit of Clerk of Posting of the Notice of Election and Registration for the Village of Palmyra, is so attached.

February 11, 1974

Notice of Adopt. of Bond Resol.: Proof of Publication and Affidavit of Clerk of Posting of the Bond Resolution to authorize the Board of Trustees to borrow a maximum of \$125,000.00 for the construction of addition to the sanitary sewer system is so attached.

Notice of Filing Assess. Roll: Proof of Publication and Notice of Assessor filing of the Assessment Roll as of 2/1/74 with the Village Clerk is so attached.

**LEGAL NOTICE
NOTICE OF FILING
ASSESSMENT ROLL WITH
VILLAGE CLERK**

PLEASE TAKE NOTICE:

The assessment roll for the incorporated Village of Palmyra, New York for the fiscal year 1974-1975, has been filed in the office of the Village Clerk, at 144 East Main Street on the 1st day of February, 1974, where same may be seen and examined by any persons at all times during the business day until the third Tuesday of February, between the hours of 9:00 A.M. and 5:00 P.M., except 12:00 in the afternoon to 1:00 P.M. and excepting Saturdays and Sundays. And on said THIRD TUESDAY, February 19th, at 10:00 A.M. to 3:00 P.M. such board of committee and the assessor will meet for the purpose of completing the assessment roll and of hearing and determining complaints thereto.

Robert W. Kirchhoff,
Assessor of the
Village of Palmyra
Theresa P. Otte,
Village Clerk
Dated: February 1, 1974

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 weeks, beginning Feb. 6, 1974 and ending Feb. 6, 1974

Darlene E. Matteson

Sworn before me this 7th
day of February 1974

Grace E. Hughes

Notary Public, Wayne County

Fees \$9.12

GRACE E. HUGHES

NOTARY PUBLIC, State of N. Y., Wayne County

No. 59-188975

My Commission Expires March 30, 1975

LEGAL NOTICE

NOTICE OF ADOPTION
OF BOND RESOLUTION
NOTICE IS HEREBY GIVEN
that the Board of Trustees of the
Village of Palmyra, Wayne
County, New York, at a meeting
held on the 28th day of January,
1974, duly adopted the resolution
published herewith, subject to a
permissive referendum.
Dated: Palmyra, New York,
January 29, 1974.

Theresa P. Otte
Village Clerk

BOND RESOLUTION DATED
JANUARY 28, 1974.

A RESOLUTION
AUTHORIZING THE CON-
STRUCTION OF AN ADDITION
TO THE SANITARY SEWER
SYSTEM OF THE VILLAGE OF
PALMYRA, WAYNE COUNTY,
NEW YORK, AT A MAXIMUM
ESTIMATED COST OF \$125,000,
AND AUTHORIZING THE
ISSUANCE OF \$125,000 SERIAL
BONDS OF SAID VILLAGE TO
PAY THE COST THEREOF.

BE IT RESOLVED, by the
Board of Trustees of the Village
of Palmyra, Wayne County, New
York, as follows:

Section 1. The construction of
an addition to the sanitary sewer
system of the Village of Palmyra,
Wayne County, New York, in the
Southeast Section of said Village,
consisting of a gravity sewer
extension, pump station and
collector sewer, together with
original furnishings, equipment,
machinery or apparatus in-
cidental thereto, and the
acquisition of land or rights in
land which may be necessary in
connection therewith, is hereby
authorized at a maximum
estimated cost of \$125,000.

Section 2. The plan for the
financing of such maximum
estimated cost is by the issuance
of \$125,000 serial bonds of said
Village hereby authorized to be
issued therefor pursuant to the
Local Finance Law.

Section 3. It is hereby deter-
mined that the period of probable
usefulness of the aforesaid
specific object or purpose is forty
years, pursuant to subdivision 4
of paragraph a of Section 11.00 of
the Local Finance Law. It is
hereby further determined that
the maximum maturity of the
serial bonds herein authorized
will exceed five years.

STATE OF NEW YORK,

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 Feb. 6, 1974
and ending Feb. 6, 1974

Sworn before me this 7th

day of February 1974

Fees \$33.12

GRACE E. HUGHES

Notary Public, Wayne County, State of N. Y., No. 59-1888975

My Commission Expires March 30, 1975

principal of and interest on s
bonds as the same respecti
become due and payable.
annual appropriation shall
made in each year sufficien
pay the principal of and inte
on such bonds becoming due
payable in such years. Th
shall annually be levied on all
taxable real property of
Village a tax sufficient to pay
principal of and interest on s
bonds as the same become
and payable.
Section 5. Subject to
provisions of the Local Fin
Law, the power to authorize
issuance of and to sell bond
the participation notes in anticipatio
the issuance and sale of the se
bonds herein authorized, cl
cluding renewals of such note
hereby delegated to the Vill
Treasurer, the chief fiscal
ficer. Such notes shall be of s
terms, form and contents,
shall be sold in such manner
may be prescribed by s
Village Treasurer consistent
the provisions of the Lo
Finance Law.
Section 6. The validity of s
bonds and bond anticipat
notes may be contested only
1) Such obligations
authorized for an object
purpose for which said Villag
not authorized to expend mot
or
2) The provisions of law w
should be complied with at
date of publication of
resolution are not substanti
complied with,
and an action, suit or proceed
contesting such validity
commenced within twenty d
after the date of such publicat
or
3) Such obligations
authorized in violation of
provisions of the Constitution
Section 7. Upon this resolu
taking effect, the same shall
published in full in Cour
Journal, which is here
designated as the offic
newspaper of said Village
such purpose, together with
notice of the Village Clerk
substantially the form provi
in Section 81.00 of the Lo
Finance Law.
Section 8. This resolution
adopted subject to permis
referendum.

State of New York :
 : ss.
 County of Wayne :

Theresa P. Otte, being duly sworn, deposes and says, that she is over twenty-one years of age; that she resides in the Village of Palmyra, New York, that on the 6th day of February, 1974, she posted copies of the annexed newspaper Notice of Registration for Village Election and Notice of Election in six (6) public places within the Village of Palmyra, New York, which are respectively described as follows:

1. Marind Midland Trust Co. Bulletin Board
2. Town of Palmyra Bulletin Board
3. Village Hall Bulletin Board
4. Knapp Insurance Agency Front Vestibule Window
5. Courier Journal Office Door Window
6. Entrance door to Van Parys Insurance Agency

That the above are six (6) of the most conspicuous public places in said Village of Palmyra, Wayne County, New York.

Theresa P. Otte
 Clerk Treasurer

Sworn to before me this

7th day of February 1974

Ruth A. Barnhart

RUTH A. BARNHART
 Notary Public in the State of New York
 WAYNE COUNTY, N. Y.
 Commission Expires March 30, 1975

AFFIDAVIT OF POSTING

STATE OF NEW YORK

County of WAYNE

ss.:

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

1. That on the 6th day of February, 1974,

I duly posted a Notice of Adoption, a true, correct and complete copy of which is attached hereto, in at least six conspicuous public places in said Village, pursuant to the provisions of subdivision 5 of Section 4-428 of the Village Law and Article 7 of said Law, to-wit: Relative to the Notice of a Bond Resolution to authorize construction of an addition to the Sanitary Sewer System on East Foster & Howell Streets at a maximum estimated cost of \$125,000.00.

1. Marine Midland Bank Bldg. Bulletin Board
2. Town Clerk Bulletin Board
3. Village Hall Bulletin Board
4. Palmyra Courier Front Door Window
5. Knapp Insurance Office Front Vestibule Window
6. Van Parys Insurance Office Front Vestibule Window.

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

Herbert R. Otte

Village Clerk

Subscribed and sworn to before me

this 7th day of February, 1974

Ruth A. Bantick

Notary Public

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. 2 of the year 19 74

A local law Amending Local Law No. 3 of 1967, Regulating the use of
(Insert title)
Land and the Location, Use and Ancillary Requirements of
Buildings in the Village of Palmyra

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

County
City of Palmyra as follows:
Town
Village

1. Section 202, Definitions, Subdivision C-05, is amended to read as follows:

C-05 Customary Home Occupation, Profession; One of the following specific uses when carried on within a dwelling by a resident thereof with the incidental assistance of not more than one non-resident person; office of an architect, artist, dentist, doctor, engineer, lawyer, surgeon, osteopath, studio of an instructor in musical instruments limited to instruction of one person at a time; custom dress making and millinery occupation; providing that the use shall not require the utilization of more than three rooms nor occupy more than 300 square feet, that there be no exterior display or indication of the use other than permitted signs and that no inventory of goods be sold or mentioned. No use, not included, shall be permitted.

2. Section 401.3, Uses Requiring A Special Permit In Accordance with Section 702.2 and 710.4, Subdivision B is amended to read as follows:

B. Hospital and/or Office of a Licensed physician.

3. Section 401.4, Lot Area Requirements, Subdivision A.2. is amended to read as follows:

2. with central water and sewer; 9,600 Sq.ft.

4. Section 401.5, Minimum Lot Width Requirements; Subdivision B. is amended to read as follows:

B. with central water and sewer; 80 feet.

5. Section 401.7, Yard Requirements: Subdivision B. 1. and 2. is amended to read as follows:

b. side yards, minimum width;

1. For interior lot: both sides 22 feet
one side 10 feet
2. For corner lot: Street side 14 feet
Interior Side 10 feet

6. Section 411.1, Permitted Uses: is amended to read as follows:

A. Any use permitted in Section 401.1.

7. Section 411.3, Uses Requiring A Special Permit In Accordance with Sections 702 and 710 is amended by adding a new subdivision E. to read as follows:

E. Multiple dwellings and dwellings in groups, providing that there shall not be more than eight dwelling units in any one building; that all buildings shall be separated from each other by a minimum distance of 40 feet if within 30 degrees of parallel and opposite, and 20 feet if not; and that each dwelling unit have separate access to ground level without the use of common hallways or stairs.

8. Section 411.4, Lot Area Requirements: Subdivision A.. is amended to read as follows:

A. Minimum lot area requirements 9,000 sq.ft.

9. Section 411.5, Minimum Lot Width Requirement, is amended to read as follows:

A. Minimum Lot Width Requirement 60 feet.

10. Section 411.7, Yard Requirements, Subdivision B. 1. and 2.. is amended to read as follows:

B. side yards, minimum width:

1. For interior lot: both sides 22 feet
one side 6 feet
2. For corner lot: street side 14 feet
interior side 10 feet

11. Section 503.1, Supplementary Regulations Relating To Accessory Signs, Subdivision B. 1. b., is amended to read as follows:

b. A sign parallel to and flat against the facade of a building that does not meet the requirements of Section 503.1 B.2. can remain in place and is thereby classified as a non-conforming sign. Non-conforming signs may continue such non-conformity until they are destroyed, changed or removed.

12. Section 503.1, Supplementary Regulations Relating To Accessory Signs, Subdivision B.2., is amended to read as follows:

2. Business signs or identification signs not exceeding 1.5 sq.ft. in area for every one linear foot of street frontage occupied, but not exceeding sixty square feet for any sign parallel to and flat against the facade of a building, or fifteen square feet for any signs suspended in any other manner.

(Local Law No. 2 of 1974 - continued)

13. Section 710.0, is amended to read as follows:

710.0 In Residence 2 Districts.

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

Amend. to
Local Law
#3, 1967:

An attachment to Local Law #3, 1967, known as the Zoning Code, which will be Local Law #2, 1974, is hereby placed on the desks of all board members this date, and copy of such changes are attached hereto.

Adjourn: Mayor Fitzgerald adjourned the meeting at 10:25 P.M.

Theresa P. Otte, Clerk Treasurer

* * * * *

February 25, 1974

Board of Trustees

7:00 P.M.

Regular Board Meeting

Present: Mayor Sidney J. Fitzgerald and Trustees David C. McGuire,
Lloyd A. Green, Marcia Lynn and Warner Strong.

Moment of Silence: Mayor Fitzgerald advised that the board would honor a 2 minute silence prior to the opening of the meeting.

Vouchers: Motion by Trustee Green, 2nd by Trustee McGuire and carried, to approve payment of the vouchers in the amount of \$24,962.01.

Minutes: Amendments to the previous meeting of 2/11/74 minutes as follows:

1. Urban Renewal -- Trustee Strong advised that the wording in relation to the installation of the underground cables of electrical wiring should read, "this is the responsibility of the Urban Renewal Project" and not should be.

2. Clerk advised it was not clear to her relative to letters to be sent to Governor Wilson, State Senator Warder and Assemblyman Hurley relative to State Aid. Trustee Strong produced a letter from the Conference of Mayors which clarified the matter for the following resolution:

"The following resolution was made by Trustee Strong, 2nd by Mayor Fitzgerald:

WHEREAS, the Conference of Mayors has asked the cooperation of villages to write Governor Wilson, Senator Warder and Assemblyman Hurley to solicit their cooperation in returning to the State Aid funding level of 21%,

BE IT RESOLVED, that the Board of Trustees of the Village of Palmyra request that the level be raised to 23% for State Aid funding.

Vote:	Trustee Green	Naye
	Trustee Lynn	Naye
	Trustee McGuire	Aye
	Trustee Strong	Aye
	Mayor Fitzgerald	Aye

Resolution carried.

Agway: A recent request by Agway, Inc., East Main Street, for the purchase of land adjacent to the west of the area now owned by them from the Village of Palmyra which is a part of the area surrounding the Disposal Plant, was discussed by Mayor Fitzgerald who commented that in view of the fact that the village has very little land in this area, it would be his suggestion that this be retained for the possibility of future expansion.

Bids for Add. to Filter Proof of Publication is so attached for the request for bids for additions to the water treatment plant to be opened at 7:30 P.M. this date.

Sealed bids for the construction of additions to the water treatment plant will be received and opened by the Board of Trustees of the Village of Palmyra, at the Village Office, 144 East Main Street, Palmyra, New York 14522, until 7:30 o'clock, P.M., on the 25th day of February, 1974.

Plans and specifications may be examined and obtained at the office of the Village Clerk at the Village Office, or the office of Lozier Engineers, Inc., 10 Gibbs Street, Rochester, New York 14604.

Copies of plans and specifications may be obtained upon the payment of twenty dollars (\$20.00) for each set, which will be refunded, only if a bid is submitted to the Owner and the plans and specifications returned in good condition within thirty (30) days after the bid opening.

The work consists of the addition of one pressure filter, the replacement of two filter feed pumps, and miscellaneous improvements to the water treatment plant.

Bid security in the amount of 5 per cent of the bid must accompany each bid.

Mrs. Theresa P. Otte

VILLAGE CLERK

January 30, 1974

J30

(294)

STATE OF NEW YORK,)

COUNTY OF WAYNE)

ss:

Darlene E. Matteson

Secretary

being duly sworn, says that she is the

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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 ~~two~~ weeks, beginning Jan. 30, 1974

and ending Jan. 30, 1974

Sworn before me this 4th

day of February 19 74

Fees \$9.60

DOROTHY S. SCHOR

Notary Public, State of New York

No. 8844260

Expires March 30, 1974

The following bids were received:

K. D. Mandigo Construction Co. Baldwinsville, New York	\$143,850.00
Lewis M. Thurston Rochester, New York	\$123,811.00
Mechanical Contractors Rochester, New York	\$127,150.00
Hull-Hazard, Inc. Syracuse, New York	\$162,753.00
M. A. Bongiovanni, Inc. Syracuse, New York	\$134,900.00
Precision Air Corp. Rochester, New York	\$120,200.00
Ontario Pipeline Pittsford, New York	\$117,333.00

All of the above were accompanied by the proper bid bond and non-collusive statement. Motion by Trustee Green, 2nd by Trustee McGuire and carried, that the bids be referred to the water committee and Lozier, Engineers.

**Hinchman
Report:**

Wayne Ackart, Lozier Engineers, advised that he had received the report from the Hinchman Company, Detroit, Michigan, which in essence concluded that the line is in good condition. Fifteen miles were tested. Indications are that there is corrosion. W. Ackart wished to mention that every 40 feet there is a dresser coupling which should be protected by the electrical current. A possible cost for this would be about \$50,000.00 for the line. The report also indicates that they project a leak curve which would indicate that if there are 14 leaks now, by 1975, there could be 100. Even with cathodic protection, it might be impossible to catch up to repair all leaks, according to the report. Wayne Ackart discussed in generalities the County Wide Water Line, that is at the present time only on the drawing board.

**Co.Wide
Wat.Line:**

**Tree
Removal
Quotes:**

Quotations had been requested for the removal of approximately 19 trees and 20 stumps to be opened as of 2/25/74. The following were received:

Empire Tree Co. Newark, N.Y.	\$1,370.00
Monroe Tree Landscape Rochester, N.Y.	\$1,984.40
Genesee Tree Service Webster, N.Y.	\$2,160.00
Seneca Tree Experts Newark, N.Y.	\$1,305.00

Motion by Trustee Green, 2nd by Trustee Lynn to refer the quotations to the Highway Committee.

**Plan.
Brd.:**

Daniel Pope, Chairman of the Planning Board conferred with the board commenting on a recent request by Walter Drury, 501 East Main Street, to re-zone this area which would only entail the triangular or "flat-iron" area of Holmes St., Canal St., and East Main; (Canal and East Main converge to the east to Park Drive). Mr. Pope remarked that presently this area is zoned R-2 but is contiguous to C--3. Drury desires to sell flags, etc. from his home and has suggested that this be re-zoned to a C-1 District which would allow for selling inside his home. A C-3 Zone is primarily for gasoline stations. Mr. Pope commented that the Planning Board would prefer not to start "Spot Zoning", meaning to zone this "flat-iron" spot a C-1 bounded by R-2 and C-3. Mr. Pope suggested that perhaps Mr. Drury should apply to the Zoning Board of Appeals for a variance. General discussion of the pros and cons of amending the ordinance. Mr. Drury was asked to make application to the Zoning Board of Appeals.

**Spot-
Zoning
Taboo:**

February 25, 1974

Potter Sign: Attorney Laura Jane Poyzer commented that she had asked Harnish & Lookup to give her more specific information on the survey recently made of the area where Laurence Potter owns the Laundromat on William Street.

Landfill: The following motion was made by Trustee Strong, and there being no second, died for lack of a second:
WHEREAS, the Town of Palmyra has not signed the contract relative to the payment by the Town of Palmyra in the amount of \$6,000.00 as its voluntary contribution to the Village of Palmyra to help defray the expense of \$12,000.00 to be paid by the Village of Palmyra to the present contractor and operator of the landfill, Allen Granger, by 5/31/74;
BE IT RESOLVED THAT, if the Town of Palmyra does not sign the contract or agreement by March 11, 1974, that the Village of Palmyra shall close the landfill to residents of the Town of Palmyra, meaning those that do not live within the village limits.

Landfill: The following motion was made by Trustee Green, 2nd by Trustee Lynn as follows:
WHEREAS, the Town of Palmyra has not signed the contract or agreement relative to the payment by the Town of Palmyra in the amount of \$6,000.00 as its voluntary contribution to the Village of Palmyra to help defray the expense of \$12,000.00 to be paid by the Village of Palmyra to the present contractor and operator of the landfill, Allen Granger, by 5/31/74;
BE IT RESOLVED THAT, the Mayor of the Village of Palmyra, Sidney J. Fitzgerald, shall be allowed to sign the agreement or contract in behalf of the Village of Palmyra, as soon as the Town of Palmyra has returned the signed contracts to the Village of Palmyra.

Vote:	Trustee McGuire	Aye
	Trustee Green	Aye
	Trustee Lynn	Aye
	Trustee Strong	Naye

Vil. Barn on Town Land: The following motion was made by Trustee Strong, 2nd by Trustee Green as follows:
WHEREAS, the Village of Palmyra has had a survey made of lands owned by the Town of Palmyra on Kent Street which are in conjunction and adjacent to the Town of Palmyra barns, land which is unused by the Town of Palmyra, and,
WHEREAS, a proposed lease has been drawn and presented to the Town of Palmyra but not acceptable to them because of wording,
BE IT RESOLVED THAT, the lease agreement shall be closed at the present time until such time as either or both parties decide to renegotiate.

Vote:	Trustee McGuire	Aye
	Trustee Lynn	Aye
	Trustee Green	Aye
	Trustee Strong	Aye

Carried.

Freezer Locker: Mayor Fitzgerald advised that he had checked with the assessor relative to the worth of the "freezer locker" on Market Street, property of the Village of Palmyra, who advised that it should be worth \$500.00 to \$1,000.00. Mayor Fitzgerald commented that in view of the fact that Urban Renewal will be proceeding with rejuvenating this street (Market) within the next few weeks, it would be his feeling that this spot may prove more valuable at a later date.

Marine Midland Re: Tr. Funds: Attorney Laura Poyzer advised that she had checked with the Department of Audit & Control in Albany relative to whether it would be permissible to allow the Marine Midland Bank, consultants for the Cemetery Trust Fund and P. T. Sexton Fund, to hold in their vaults the securities of these various funds for the purpose of buying and selling at their discretion. The Department of Audit & Control, according to Attorney Poyzer advised that the Chief Fiscal Officer of a Village, or the Treasurer, must keep the securities in the depository so designated by the Village Board, and is allowed access to the vault only when either the clerk or deputy clerk shall accompany the Treasurer.


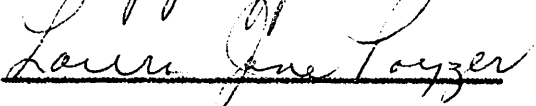
FORM NO-LITIGATION CERTIFICATE
(Urban Renewal Capital Grant or Loan and Subsidy Contracts)

We, the undersigned officials of the Village of Palmyra, New York, 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, (NYR-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 25th day of February, 1974.

(SEAL)

<u>Signature</u>	<u>Official Title</u>	<u>Expiration of Office</u>
<u></u>	<u>Mayor</u>	<u>4/1/76</u>
<u></u>	<u>Village Attorney</u>	<u>4/1/74</u>

THE UNITED STATES OF AMERICA
DEPARTMENT OF JUSTICE
WASHINGTON, D. C. 20535

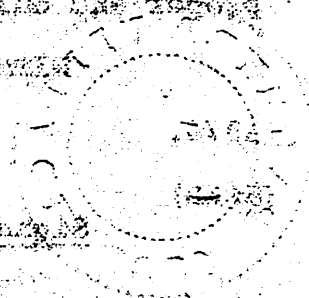
TO: THE ATTORNEY GENERAL
FROM: THE ATTORNEY GENERAL
SUBJECT: [Illegible]

[The following text is mirrored and largely illegible due to extreme blurring and bleed-through from the reverse side of the page. It appears to be a formal letter or memorandum.]

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NO-LITIGATION CERTIFICATE

2.

Signatures on the attached sheet are those of the municipal officers as respectively designated.


Theresa P. O'Hea
(Official Certifying Clerk of Municipality)

NEW YORK STATE URBAN RENEWAL ASSISTANCE PROGRAM

RESOLUTION BY VILLAGE OF PALMYRA
AUTHORIZING EXECUTION OF CAPITAL GRANT CONTRACT

Resolved:

Section 1. The following described area has been found to be a sub-standard and insanitary area appropriate for urban renewal and has been designated as an urban renewal area within the intent of the urban renewal laws of the State.

Main Street Urban Renewal Area, Palmyra, New York - Project No.
N. Y. R-212

Section 2. The existence of said area is impairing and arresting the sound growth and development of the Village and is inimical to the public health, safety, morals and welfare of the inhabitants thereof and of the State.

Section 3. An urban renewal plan has been prepared and approved for the said designated area. The Palmyra Urban Renewal Agency has undertaken and is carrying out an urban renewal project in said area, hereinafter called the "project," as authorized by and to effectuate the purposes of the Housing Act of 1949 as amended and supplemented.

Section 4. The undertaking and carrying out of the project is essential to the sound growth and development of the Village and to the welfare of the inhabitants thereof.

-2-

Section 5. It is necessary and in the public interest that the Palmyra Urban Renewal Agency avail itself of the financial assistance provided by the Urban Renewal Assistance Laws of the State for the purpose of carrying out the project.

Section 6. The Village of Palmyra hereby expresses its intent and recognizes its responsibility to do whatever is necessary or appropriate to assist the Palmyra Urban Renewal Agency to carry out the project.

Section 7. Mr. William J. Roche, Jr., Executive Director and Chief Fiscal Officer of the Palmyra Urban Renewal Agency of the Village of Palmyra, New York, is hereby authorized to execute a Capital Grant Contract among the State of New York, the Village of Palmyra and the Palmyra Urban Renewal Agency in an amount not to exceed \$137,433.00, to assist in carrying out project activities, a copy of which is attached hereto.

- 1st Meth. Church Request:** A letter received from the First Methodist Church asked the Village Board to consider reducing the speed on Church Street to 20 MPH, together with warning signs indicating driveways. Village Board concurred that there is a NO PARKING zone on the west side of Church Street and apparently many motorists have failed to heed the signs.
- Police Car Damage:** A bill of \$209.00 was received from U. W. Sherburne along with a memo advising that this damage was incurred after the appraisal of the 1973 Police Car. Therefore, the garage would appreciate the village rendering a remittance to them for this amount. Board agreed this was a reasonable request.
- N. Bishop Request:** Norman D. Bishop, 218 Canandaigua Street, requested that in view of the fact that he and his family (6) will be moving on 2/18/74 from this premise. As a result, they feel that the sewer rate should be cancelled as they would not be using the sewer. Board agreed that in accordance with the Sewer Ordinance that as long as there is a building on the property, a sewer charge is imposed. Clerk to so inform the Bishops.
- Fire Dept. Comm. Non-Res.:** The following resolution was proposed by Trustee McGuire, 2nd by Trustee Green and unanimously carried:
WHEREAS, the Village of Palmyra Fire Department is a volunteer department, and,
WHEREAS, the Town of Palmyra residents as well as Village of Palmyra residents are members of this volunteer organization,
BE IT RESOLVED THAT, the members of the department may select from their group to be commissioners on the Board of Fire Commissioners, members of the department who reside in either the Town of Palmyra or the Village of Palmyra, subject to the approval of the Village Board.
- Fire Dept. Member:** On motion by Trustee Lynn, 2nd by Trustee Green and carried, the name of Gerald E. Spanganberg, 27 Maple Avenue, as recommended by the Board of Fire Commissioners for membership in the Palmyra Fire Department pending completion of the prescribed training period, was approved.
- Park & Club Bldg. Heaters:** It was suggested that an estimate be obtained so that additional heating units be installed in the basement of the Park & Club Bldg. in the rooms used by the Fire Department.
- P. Wilson Yard Flooding:** Mrs. Phyllis Wilson, 132 Hyde Park, advised Trustee Green that her back yard had become a veritable lake during heavy rains and thaws. Trustee Green commented that in checking he had learned that since the development of Aldrich Drive, much of the land had shifted and at the same time any springs in the soil have been forced to change their natural flow. In addition, in view of the fact that this is on private property, the board should not become involved in any legal matter where it would appear that the flooding appears to be a run-off from properties owned by residents of Aldrich Drive. Clerk asked to so advise her.
- Wayne Co. Super. Meeting:** The Wayne County Board of Supervisors have extended an invitation to attend a meeting on 2/26/74 at 7:30 P.M. to all village board members to discuss the Sales Tax Distribution.
- No Litigation Cert.:** On motion by Trustee Green, 2nd by Trustee McGuire and carried, the attached Resolution authorizing the Execution of the Capital Grant Contract along with No-Litigation Certificate was approved. with the mayor being empowered to sign in behalf of the Village of Palmyra and the Village Attorney, Laura Jane Poyzer, witnessing his signature, in conjunction with the New York State Assistance Program for Urban Renewal.
- Adjourn:** Mayor Fitzgerald adjourned the meeting at 10:15 P.M.

Theresa P. Otte, Clerk Treasurer

* * * * *

March 11, 1974

Regular Board Meeting

Board of Trustees

7:00 P.M.

- Present:** Mayor Sidney J. Fitzgerald and Trustees Marcia Lynn, David McGuire, Lloyd A. Green and Warner Strong.
- Vouchers:** Motion by Trustee McGuire, 2nd by Trustee Green and carried, to approve payment of the vouchers in the amount of \$4,731.46.
- 2 Min. Silence:** Mayor Fitzgerald announced that there would be a two minute silence prior to the official commencement of the meeting.
- Minutes:** Motion by Trustee Strong, 2nd by Trustee Green and carried, to accept the minutes of the previous meeting as written.
- Visitors:** Nominees Mary Lou Wilson, Republican; Robert Bender, Democrat; as well as incumbent, Marcia Lynn, Democrat, and David C. McGuire, Canal Town Party, were present at the meeting. Other visitors, Mrs. Jane Bender, Donald Leysath, Frederick Alderman.
- Fire Dept.:** Vincent Craft, spokesman for the Palmyra Fire Department, together with Kermit Jones and Dick Ryckoff, informed the board that they would like to have the board investigate the possibility of the fire department becoming incorporated as a unit. Mayor Fitzgerald advised that he was not aware of any problems that might arise but would turn the matter over to our Village Attorney, Laura Jane Poyzer. Craft commented that a Certificate has to be filed with the state, and it would be necessary to advertise the fact in the newspaper for two weeks.
- Police Report:** On motion by Trustee McGuire, 2nd by Trustee Strong and carried, the Police Report for the month of February was accepted. Highlights of the report indicated 136 complaints, along with 4 cases of burglary 3rd degree, and 3 petit larceny, with one grand larceny; 10 found to be illegally parked and 9 apprehended for speeding. Total fines and bail forfeitures collected for both motor vehicle and criminal arrests amounted to \$302.00.
- Fire House:** Mayor Fitzgerald commented that he had seen the Wilson, N.Y. fire building which might be applicable to the Village of Palmyra need in relation to cost, size, etc. Trustee Lynn reported that she had written to Federal Housing and learned that there might be a possibility of a grant. In any event, a low interest rate would be applicable on a loan up to \$200,000. Trustee Strong commented that before this is investigated, it would be apropos to ascertain the needs, including the size of building required.
- Fire House Roof:** James Lefever, local roofer, commented that the south side of the Village Hall roof is covered with slate, it would be impossible to refrain from dropping some of the slate on the present rear firehouse roof. The following motion was made by Trustee Strong, 2nd by Trustee Green:
- WHEREAS**, the present roof on the rear firehouse is in need of repair, and,
WHEREAS, it has been pointed out that the south rear roof on the Village Hall, is in need of repair,
BE IT RESOLVED THAT, James Lefever, be asked to give a quotation for the repair of both of these areas as soon as possible.
- | | | |
|-------|-----------------|-----|
| Vote: | Trustee Green | Aye |
| | Trustee Strong | Aye |
| | Trustee McGuire | Aye |
| | Trustee Lynn | Aye |