

April 12, 1976

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Adjourn: Mayor Davin adjourned the meeting at 9:25 P.M.

Theresa P. Otte, Clerk Treas.

April 19, 1976
Board of Trustees

Regular Board Meeting

7:30 P.M.

Present: Mayor M. Katherine Davin and Trustees William Reeves, Mary Lou Wilson, Gary VanBortel, Village Attorney Laura Jane Poyzer.
Absent, Trustee Lloyd A. Green.

Silence

Observed: Mayor Davin opened the meeting with a two-minute silence.

Vouchers: Motion by Trustee Wilson, 2nd by Trustee Reeves and carried, to authorize the treasurer to issue checks in the amount of \$173,742.16 as presented.

Minutes: Motion by Trustee Reeves, 2nd by Trustee VanBortel and carried, to accept the minutes of the meeting of April 5, 1976. Mayor Davin advised that Dr. Brigham was present at the Budget Public Hearing on 4/12/76, but was not so noted in the minutes. Motion by Trustee Wilson, 2nd by Trustee VanBortel and carried, the minutes of the Public Hearing relative to the Budget on 4/12/76 will be so amended to include the name of Dr. Brigham as an interested citizen.

Weykman Bldg: Trustee Wilson commented that Donald McGuire, owner of the "Place", Market Street, whose rear building is contiguous to the Weykman Bldg., 305 East Main Street, indicated to her the spots where the interior is decaying and rotting to the extent that it is a hazard and dangerous. Clerk advised that Zoning Officer Wideman had declared the building unsafe, after which the former Village Attorney, H. B. Nesbitt, directed the clerk to inform the supposed owner regarding the structure. At the same time, requests were made to two firms for quotes for demolition. Neither responded. Eventually, clerk prepared a list of the unpaid taxes as of March, 1975 in the amount of approximately \$3,000.00 owing to the village together with the same amount owed to the County as letter indicated from the Wayne County Treasurer. Discussion revealed that it might be possible for the county to proceed to acquire through taxes. Village Attorney Poyzer was asked to delve into the matter and research the village's "Unsafe Bldg. Code" for means of acquiring and/or making safe.

Motion to Proceed: The following motion was made by Trustee VanBortel, 2nd by Trustee Reeves:
WHEREAS, it has been apparent that for over six (6) years, the Weykman Bldg., 305 East Main Street, has not been occupied and is a dangerous and hazardous area,
BE IT RESOLVED THAT, Zoning Officer Wideman be instructed to initiate any proceedings in conformance with the "Unsafe Building Ordinance" to eliminate the detriment caused by the dilapidated condition of the building.
Unanimously approved.

Police Study: Trustee Reeves advised that he had received the report of the committee which delved into the matter of a county-wide police force several years ago. Trustee Reeves commented that the report never really got out of committee. He said that he would continue reading the manual and give a further report at a later date.

Assess-ment of Dwntrwn Improve.: Trustee VanBortel showed figures of all the C-1 area with the exception of the "Big M", which revealed an assessment of \$883,065.00. Urban Renewal, he commented, is included in this area but has no tax base at present. Some \$60,000.00 to \$70,000.00 could be raised by taxation of this district in conjunction with the "Downtown Beautification" plan, co-sponsored by the County. Trustee VanBortel projected that if \$60,000.00 were borrowed for 10 years, the total amount to be repaid would be about \$90,000.00 (based on an 8% interest rate). The contract with the county will obligate the village, but means of payment can be decided later.

April 19, 1976

Wayne Co. Mayor Davin advised that she had received a letter from George Brd. Supvr. Arney, Chairman, Wayne County Board of Supervisors, advising Letter: that the Economic Development Administration (EDA) had requested that a contract be drawn which will allow for the bidding out of the overall project rather than allowing the county to use some of its labor force. The County Attorney has been directed to draw the contract, which would be forthcoming in the immediate future for signatures. Mayor Davin commented that it is imperative that assessments be finalized by April 30th.

Leases & Purchases Attorney Poyzer advised that the owners of the Villani Bldg., at 108 William Street have accepted the purchase offer of Dwntrn. \$22,500.00 from the Village of Palmyra. Improve.: Patridge, owner of the parking lot, south of his business, "Jim's Sports Unlimited", 224 East Main Street, with an access on Cuyler Street between the Mate Funeral Home, 122 Cuyler and Wm. Kaveny Bowling Hall, 110 Cuyler, which access is the property of the Village of Palmyra, has advised that he wants to retain twenty-five feet (25') from his south wall.

Robert Peterson, Chairman of the Wayne County Planning Board, and instigator of the Downtown Improvement Project, advised that only fifteen feet (15') could be retained by Patridge. (Leases will indicate that merchants will have the right to repair their adjacent property).

6 Unsigned Leses: Attorney Poyzer continued that six (6) leases are not yet signed, of which two (2) will be no major problem. Those not signed are Knapp, Milliken, Barberi, McCarthy, N.Y.S. Electric & Gas, and D. Pearsall.

Nothing has been done regarding the Pollak and Ehler property east of Market on East Main Street.

Federal Mr. Peterson interjected that the Federal Contribution for the Contrib.: six (6) communities involved with a "Beautification Project" would be \$645,000. with the County contributing another \$226,329.00 and the local shares would be \$328,671.00 of which Pal.Share the Village of Palmyra share would be \$139,379.00. According to the plan, trees to be placed in the business area, after removal of the present trees, would be placed three (3) feet from the curb with six foot (6') openings. (Present granite curb would not be damaged). Mr. Peterson indicated that a projected figure for the merchants involved would be \$5.00/M (Five Dollars Per Thousand of Assessed Valuation).

Public Mr. Peterson informed the board that a public hearing should be Hearing: held at which time it would be expected that all downtown merchants would be cognizant of the proposed plan and would arrange to attend.

Hearing The following motion was made by Trustee Reeves, 2nd by Trustee Date VanBortel: Set: WHEREAS, it is apropos that a Public Hearing be held to inform the Merchants, especially, of the proposed "Downtown Beautification" in relation to assessments on their property, BE IT RESOLVED THAT, a Public Hearing shall be held on May 10, 1976 at 7:30 P.M. in the Park & Club Bldg., 149 East Main Street, Palmyra, New York, and such notice shall be published in the legal section of the Courier-Journal as of 4/29/76. Unanimously approved.

Village Mayor Davin advised that the Jayncees and the Garden Club had Park advised that weather permitting, they would clean-up the Village Clean-up: Park on East Main Street on May 2, 1976. Rain date would be the following week.

Legal Legal Notice of Water & Sewer Arrears to be added to taxes as of Notice: 4/30.76 is so attached.

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, }
County of Wayne, } ss:

**LEGAL
NOTICE OF WATER &
SEWER ARREARS ADDED
TO TAXES**

Notification is hereby given that pursuant to State Village Law, Section 11-1116, delinquent water rents plus accrued penalties and Section 11-1118, delinquent Sewer Rents plus accrued penalties as of April 30, 1976 will be included in the 1976 Tax Roll.

Theresa P. Otte,
Village Treasurer
Dated: April 5, 1976
A.8

(299)

Gregory L. Rheude, being duly sworn, deposes and says that he is the foreman of the Canandaigua Messenger, Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

April 8, 1976

Gregory L. Rheude
Foreman of the Publisher

Subscribed and sworn to before me

this 8th day of April 1976

Dorothy S. Schorr
Notary Public

Fee: \$5.70

DOROTHY S. SCHORR
Notary Public, State of New York
No. 8844260
Commission Expires March 30, 1977

April 19, 1976

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Oxygen Wagon Attorney Poyzer advised that she is preparing an agreement to be signed by Mayor Davin and Edwin Wheeler, owner of the storage area
Agree.: for the Oxygen Wagon. Monthly fee is to be \$25.00 per month.

Adjourn Mayor Davin adjourned the meeting at 11:15 P.M.

Theresa P. Otte, Clerk Treas.

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Public Hearing April 26, 1976
Park & Club Bldg. 7:00 P.M.

Present: Mayor M. Katherine Davin, Trustees Gary VanBortel, Mary Lou Wilson.
Absent, Trustees Lloyd A. Green and William E. Reeves.

Urban Renewal Agency Board Members: T. Viet, Arthur McKeown,
Robert Daly, Finley Hunt, Attorney Paul Rubery.

Joint Pub. Hearing: Village of Palmyra Mayor Davin read the Notice of the Public Hearing relative to the disposition of Parcel #1 and Parcel #2 to Conifer Development Associates, Inc., Rochester, N.Y. for the purpose of erecting a high rise housing unit for the elderly on Parcel #2 and a middle income housing unit on Parcel #1 in accordance with the Urban Renewal Plan for the Village of Palmyra.

Citizens Present: Mr. & Mrs. Ralph Stubbings, Johnson Street; Mrs. Henry Griffith, Canandaigua Street, Lou Ziegler, Cuyler Street, reporter for the Democrat & Chronicle; and Marilou Toth, Palmyra Courier-Journal reporter.

L.Ziegler Questioned: How many acres are involved in Parcel #1?

Attorney Rubery: Advised that there are less than two (2) acres.

Ziegler: How was price determined?

Rubery: Federal government determines the price. All has been approved by Housing & Urban Development.

Ziegler: Was an original amount set?

McKeown: There was no set price.

Ziegler: Who gets the money for the parcels?

Rubery: Money goes back to the credit of the total project.

Ziegler: Is there a performance clause?

Rubery: Developers must begin 120 days after the signing of the contract and must finish the work in 18 months.

Hearing Closed: Mayor Davin advised that if there were no further questions regarding the project, the public hearing would be closed at 7:20 P.M.

Theresa P. Otte, Clerk Treas.

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Special Board Meeting April 26, 1976
Park & Club Bldg. 7:25 P.M.

Present: Mayor M. Katherine Davin, and Trustees Gary VanBortel, Mary Lou Wilson. Absent, Trustees Lloyd A. Green and William Reeves.

Resol.: The following resolution was proposed by Trustee VanBortel, 2nd by Trustee Wilson:

WHEREAS, a joint public hearing was held on April 26, 1976 at 7:00 P.M. in the Park & Club Bldg., 149 East Main Street, for the purpose of informing the public relative to the disposition of Parcels Nos. 1 and 2, located in the Urban Renewal Area, and,

James Smith Letters: Trustee Reeves advised that he had written a letter to Patrolman James Smith, and a copy of it together with a letter to Police Chief Donald Henry, to commend Patrolman Smith for his alert action in noticing smoke in the second floor of the Landmark Hotel on April 20, 1976, at which time, James Tate, a resident of the hotel, was unaware that there was a fire in his room. Trustee Reeves instructed the clerk to keep a copy of these letters in Patrolman Smith's file.

Meeting Agenda: Mayor Davin advised that any board member receiving a request from a citizen or anyone wishing to speak to the village board, should make known his request to the village clerk by the THURSDAY BEFORE the scheduled board meeting.

Ehler Open Well: Report received relative to an open well on the property of Leonard Ehler, 317 East Main Street, indicated that the premises is vacant. Trustee Green suggested that Highway Foreman Raymond Smith be instructed to place a heavy plate over the well to keep intruders from falling in or trespassing on the property.

Rev. Shar.: Clerk advised that the Revenue Sharing Planned Use Report for the period July 1, 1976 through December 31, 1976 should be filled in for publication and submission. On motion by Trustee Green, 2nd by Trustee Wilson and carried, clerk was instructed to indicate that the sum of \$15,259.00 would be used for Public Transportation, meaning the resurfacing of village streets.

RESOL. Urb. Ren: The following resolution was offered by Trustee Reeves, 2nd by Trustee Green:
WHEREAS, both Trustees Green and Reeves were absent on April 26, 1976, at a Special Meeting following a public hearing relative to the disposition of Parcels Nos. 1 & 2, located in the Urban Renewal Area, and,
WHEREAS, it would be apropos that all board members have an opportunity to voice a vote on such dispositions,
BE IT RESOLVED THAT, the matter be again proposed with all board members present, to wit:
BE IT FURTHER RESOLVED THAT, the Board of Trustees of the Village of Palmyra shall accept the offer of Conifer Development Associates of Rochester, New York, on the recommendation of the Urban Renewal Agency for the sale of Parcels Nos. 1 and 2, at a price not less than \$17,400.00 for Parcel #1 and not less than \$38,000.00 for Parcel No. 2.

Vote:

Trustee Wilson	Aye
Trustee VanBortel	Aye
Trustee Reeves	Aye
Trustee Green	Aye
Mayor Davin	Aye

Unanimously approved.

Oxygen Squad Car Lease: Proposed lease drawn by Attorney Poyzer for use of the Wheeler garage by the Oxygen Squad for storage of its vehicle, next to the Village Hall at 138 East Main Street was reviewed by the board. The following resolution was proposed by Trustee VanBortel, 2nd by Trustee Wilson:
WHEREAS, it is apropos to have a lease for the storage of the Oxygen Wagon on the premises of Edwin Wheeler, 138 East Main Street, such wagon a part of the Palmyra Fire Department,
BE IT RESOLVED THAT, Mayor Davin shall be instructed to sign such lease which will include a year to year renewal clause.

Unanimously approved.

Re-Zone: The following resolution was proposed by Trustee Reeves, 2nd by Trustee VanBortel:
WHEREAS, the Village of Palmyra has received letters requesting the re-zoning of the former Dr. Anthony Iati home at 123 East Main Street, and the former Cady & Mate Funeral Home at 122 Cuyler Street,
BE IT RESOLVED THAT, the Village of Palmyra shall instruct the village attorney to prepare a local law which would include the #123 East Main Street in the C-1 Area as well as the Village Park, adjacent to #123 East Main Street, and #122 Cuyler Street, the James R. Hickey Post #128 Cuyler Street, the Palmyra Kings Daughters Library, #127 Cuyler Street, and the Loyal Order of the Moose, #109 Cuyler Street.

Unanimously approved.

May 3, 1976

Cable
TV:

Village Attorney Poyzer advised that she, together with the Village of Newark and the Village of Lyons attorneys have recently been conferring relative to a federal law, newly enacted, which Information Transfer, Cable T.V. in the Villages, has indicated would not allow them to pay over 3% total Utility Tax. Village of Palmyra contract with Cable T.V. stipulates a 3% tax. Their belief relates to also the paying of village taxes in this category. Attorney Poyzer will relate more information as it is received.

Weykman
Bldg.:

Mayor Davin advised that the controversial "Weykman Bldg.", 305 East Main Street, is in the name of Weykman. She indicated that Zoning Officer Wideman has advised that the building will not stand another winter. Mayor Davin further indicated that she had talked to Hart B. Pierce, Esq., attorney for Lawrence Weykman, who has indicated that he wants "no part of the building". Village Attorney Poyzer believes that the buildings should be classified under the "Unsafe Building Ordinance". The notice, she advised, must contain five (5) pieces of information.

Manchest.
Wat.Cont.

Attorney Poyzer advised that the contract submitted by the Village of Manchester was signed by their mayor and clerk, but there should be an amendment in relation to obtaining permission from Garlock, Inc. for the Village of Manchester to use the raw water line belonging to the Village of Palmyra.

Mormon
Wat.
Contract:

Village Attorney Poyzer advised that she had received a letter from Richard Pickett, Cumorah Mission, Bureau of Information, Hill Cumorah, Palmyra, N.Y., relative to their request to connect to the raw water line belonging to the Village of Palmyra on Curran Road, Town of Ontario. Board agreed that a two (2) year contract should be offered to the church commencing with the date of execution. Attorney Poyzer asked to inform the church.

Amend.
Resol.
re:Cap.
Note:

The attached resolution amends a prior resolution on 4/5/76 relation to the issuance of a note by the Village of Palmyra for the balance due on a loan made to the Palmyra Urban Renewal Agency, which loan repayment was guaranteed by the Village of Palmyra, in the amount of \$91,403.22.

Unanimously approved.

AMENDED RESOLUTION AUTHORIZING THE ISSUANCE OF A CAPITAL NOTE BY THE VILLAGE OF PALMYRA

At a regular meeting of the Board of Trustees of the Village of Palmyra, Wayne County, New York, held at the Village Hall, 155 East Main Street, Palmyra, New York, on the 3rd day of May, 1976, at 7:30 o'clock p.m., Eastern Daylight Saving Time.

The meeting was called to order by Mayor Davin, and upon roll being called, the following were

PRESENT: Trustee Green, Trustee Wilson,
Trustee Reeves, Trustee VanBortel

ABSENT: None.

The following resolution was offered by Trustee Reeves, who moved its adoption, seconded by Trustee VanBortel, to wit:

RESOLUTION DATED MAY 3, 1976

A RESOLUTION TO AMEND A PRIOR RESOLUTION OF THE VILLAGE BOARD DATED APRIL 5, 1976, RELATING TO THE ISSUANCE OF A NOTE BY THE VILLAGE OF PALMYRA FOR THE BALANCE DUE ON A LOAN HERETOFORE MADE TO THE PALMYRA URBAN RENEWAL AGENCY, WHICH LOAN REPAYMENT WAS GUARANTEED BY THE VILLAGE OF PALMYRA.

WHEREAS, the Board of Trustees of the Village of Palmyra heretofore, on April 5, 1976, adopted a resolution authorizing the Village Treasurer to negotiate a note in the name of the Village of Palmyra, in the amount of \$91,403.22, which note is to be issued in place of a note previously issued by the Palmyra Urban Renewal Agency, the repayment of said Agency note having been guaranteed by the Village of Palmyra; and,

WHEREAS, said resolution of April 5, 1976, did not contain certain information as required by the Local Finance Law of the State of New York and it is now desired to set forth in full such required information in order that all proceedings in regard to the authorization of such borrowing can be certified as legally valid and binding; and,

WHEREAS, consultants have been held with the Department of Audit and Control relative to the procedure to be followed, and Mr. Cooper of said department has advised that the Village is in substantial compliance with the applicable statutory requirements, by the enactment of the following amended resolution;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Village of Palmyra as follows:

Section 1. The resolution of April 5, 1976, which authorized the Village Treasurer to negotiate a note in the amount of \$91,403.22 shall constitute a capital note resolution pursuant to section 31 of the Local Finance Law of the State of New York, and its title shall be "A CAPITAL NOTE RESOLUTION OF THE VILLAGE OF PALMYRA".

Section 2. Said resolution of April 5, 1976, shall be amended to include the following statements:

a. The specific object or purpose to be financed pursuant to this resolution is the repayment of the balance of an obligation of the Palmyra Urban Renewal Agency issued to Marine Midland Bank - Rochester on September 2, 1975, which repayment was guaranteed by the Village of Palmyra.

b. The maximum cost of said purpose is the sum of \$91,403.22, which constitutes the principal balance due upon said obligation on April 8, 1976, together with interest at the rate of 7.15 per centum per annum, and no money has heretofore been authorized to be applied to the payment of the cost of said purpose.

c. The amount of the capital note to be issued for such purpose is the sum of \$91,403.22.

d. It is hereby determined that the purpose is one of the purposes described in subdivision 41-a. of paragraph a of section 11.00 of the Local Finance Law and that the period of probable usefulness of said purpose is 50 years. However, the proposed maturity of the obligation authorized hereby will not exceed two years.

Section 3. This resolution shall take effect immediately upon its adoption.

The motion having been duly moved and seconded, the question of adoption was duly put to a roll call vote, which resulted as follows:

Trustee Green	Aye
Trustee Wilson	Aye
Trustee Reeves	Aye
Trustee VanBortel	Aye
Mayor Davin	Aye

The resolution was thereupon declared duly adopted.

Urb.
Ren.:

Village Attorney Poyzer advised that she had had a call from Urban Renewal Attorney Paul Rubery regarding the deed and papers to be signed in connection with the property given to Urban Renewal, known as formerly the Cy Smith property on Market Street. The following resolution was proposed by Trustee Green, 2nd by Trustee Reeves:

WHEREAS, it is apropos for the deed and various papers to be executed in relation to the transfer of the former Cy Smith property on Market Street from the Village of Palmyra to the Urban Renewal Agency,

BE IT RESOLVED THAT, Mayor Davin shall be authorized to execute the necessary papers as soon as they are prepared.

Unanimously approved.

May 3, 1976

Complaint: Trustee VanBortel questioned the debris that is on various streets between the sidewalk and curb. Questioned if village crews might schedule times for collection. Trustee Green advised that crews have been busy with other matters and would be working on clean-up as time permits.

Assessor Appoint.: Mayor Davin advised that she would like to appoint Robert Kirchhoff as assessor for the six month period beginning April 1, 1976 during which time Roger Schwing should co-operate with Kirchhoff to learn the method of assessing property within the village limits. Beginning October 1, 1976, Roger Schwing would become assessor for the Village of Palmyra. Mayor Davin further directed that Roger Schwing should be paid \$500.00 during the training period of six months and Robert Kirchhoff should receive the amount of \$1,000.00, after which time, Mr. Schwing would assume the position and receive \$1,000.00 for the next six month period, beginning October 1, 1976.

Adjourn: Mayor Davin adjourned the meeting at 10:07 P.M.

Theresa P. Otte, Clerk Treas.

May 10, 1976

Public Hearing **Park & Club Bldg.** **7:30 P.M.**

Present: Mayor M. Katherine Davin, and Trustees William Reeves, Lloyd A. Green, Mary Lou Wilson, and Gary VanBortel. Village Attorney, Miss Laura Jane Poyzer, and Village Assessor, Robert Kirchhoff. Wayne County Planning Board representatives: Russell Fowler, Clifford Williams, John Steel. Lozier Engineers, Rochester, New York - Wayne Ackart.

20-25 Citizens.

Proof of Publication: Mayor Davin read the Notice of the Public Hearing as printed in the legal section of the Courier-Journal. Proof of Publication is so attached.

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, }
County of Wayne, } ss:

LEGAL NOTICE OF PUBLIC HEARING
PLEASE TAKE NOTICE: that a Public Hearing will be held pursuant to Section 22-2200 of the Village Law on May 10, 1976 at 7:30 P.M.E.D.S.T. in the Park & Club Bldg., 149 East Main Street, Palmyra, New York to consider the construction of public parking areas and related improvements including sidewalks, curbs, lighting and landscaping on certain properties to be purchased or leased by the Village of Palmyra on the north and south sides of East Main Street in the business district.
BY ORDER OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PALMYRA
Theresa P. Otte,
Clerk

A.29

(321)

Gregory L. Rheude, being duly sworn, deposes and says that he is the foreman of the Canandaigua Messenger, Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

April 29, 1976

Gregory L. Rheude
Foreman of the Publisher

Subscribed and sworn to before me

this 30th day of April 19 76

Dorothy S. Schore
Notary Public

Fee: \$ 8.55

DOROTHY S. SCHORE
Notary Public, State of New York
No. 8844280
Commission Expires March 30, 1978

Purpose
of

Hearing: Discussion of Downtown Improvement Project.

Paul Cherry: Resident of Canandaigua Street but owner of the Ben Franklin, East Main Street, north side between Market and William. What is red line on map?

John Steel: Represents area that will be in the assessment area in relation to the Downtown Improvement.

Cherry: Are you eliminating the southeast area of East Main adjacent to Fayette?

Mayor: This was the decision of the Village Board. It was not possible to obtain the right of way for exit onto Fayette. Owner of the property did not wish to relinquish and would not consider improvement to the rear of his building.

C. Williams: Passed out maps.

William Kaveny: Resident of Kent Street but own property on Cuyler Street, the Bowling Hall. Would it be possible to have a review of the events leading up to this meeting?

Russell Fowler: Going back some six or seven years, meetings were held to try to study ways of improving the downtown area, especially public improvements, meaning streets, storm sewers, curbs, sidewalks. With the use of sales tax monies some three years ago, offered by the Wayne County Board of Supervisors, these funds were fed back to the villages, towns and schools. Interest was shown by two agencies of the federal government -- H.U.D. (Housing & Urban Development) and EDA (Economic Development Association, Department of Commerce). The Village of Palmyra will be responsible for one-third (1/3) of the cost. You, however, must decide locally how to share this responsibility.

Kaveny: How is this improving the area?

Fowler: To create additional parking, proper drainage.

General discussion by Fowler and Kaveny revealing that 1/3 of business goes out of the village.

Mayor: Purpose of this hearing is to decide if the village should go ahead. Last September a petition was submitted by the merchants requesting that the village try to alleviate the congested parking problem.

Ed Wheeler: Edwin Wheeler, Cuyler Street, owner of the Palmyra Florist, 138 East Main Street. What will I get for my tax of \$177.00 plus?

Mayor: Sidewalks, trees and curbs. Another hearing will be scheduled to determine who would be exactly in the tax district.

Fowler: Purpose of the meeting is to evaluate what is needed: such as, we know that each year more traffic flows through the area which means more dollars will be coming into the village. Palmyra is growing and each merchant will get his share. Downtown area, convenience for parking, appearance will all determine the number of transients who would be beckoned to stop.

Steele: Explained the two maps -- indicated the parking areas -- new lights in parking area for 70 spaces, with shrubbery. On the south side, an attractive alternative could be planned -- with midnight madness a bi-annual event, there are no places left to park on the street.

John Blazey: John Blazey, Birdsall Parkway, owner of Blazey's Implements on Canal Street. At \$5.00/M of assessed valuation, I won't do one more dollar more of business with this improvement.

May 10, 1976

Donald
Wallace:

Donald Wallace, Fayette Street, owner of the Wallace Paint Store, 235 East Main. The original idea for this came from the Village of Palmyra Planning Board. A sketchy design was made two years ago after which they went to the Wayne County Planning Board. Lack of funds forced burying the idea in the bottom drawer. Last year funds seemed to be available from the federal government -- some \$412,000.00 for a project -- which is higher than will probably be needed. 50% to be funded by the federal government with 1/3 from the county government, and 2/3 to be obtained from local sources. (1/3 from a special tax district). The Village has indicated that \$65,000.00 would be allocated. In regard to Urban Renewal, the Planning Board looked at this project very carefully. Urban Renewal will be a good assessment and definitely would be an added improvement. However, the developers have only one (1) space for every three (3) people and this does not appear to be adequate. The proposed Downtown Parking Improvement would compliment each other. Accessibility will enhance the area.

Kaveny:

What makes this project so great? I have checked with my clients at the bowling hall and they advise that they like to go to EastView and other plazas. This \$387.00 increase in taxes will "whip me good". First of all, I have the lot next to me. Jim's Sports lot is very seldom filled. It seems too far to walk onto Main Street. People won't park there. -- No stores are open at night anyway. -- No peak use, should only consider average use. I don't need this. You can't plant full blown trees.

Blake
Duffy:

Blake Duffy, 160 Cuyler Street, corner Cuyler and East Jackson. As a result of a better parking lot on Cuyler Street, this would call for a C-1 Area. I can also see an increase in the traffic pattern on Cuyler Street. This would be an encroachment on the residential area of Cuyler. Has there been any thought for an exit onto Fayette Street.

Kaveny:

What about maintenance? Winter time especially. Parking lot is never plowed. This would add to themaintenance. Why don't the crews plow when the lot is empty?

Trustee
Green:

More logical to clean streets first and the lots second.

Wallace:

Project is not an end to all. Duffy's remark is a valid one. We wanted to obtain property onto Fayette, but not possible at this time. 2 Hour Parking Ordinance -- now in effect on Main Street and not enforced. Long term parking would be for parking lots. Parallel Parking has been a subject with John Edinger, resident engineer for the New York State Department of Transportation in Newark. The present 26 diagonal parking places would be reduced to 12 on the south side.

Cherry:

If we go to parallel parking, there will be a property evaluation.

Mayor:

A \$1,000,000.00 Tax Assessment on a \$18,000,000.00 village tax base.

Wheeler:

South Parking Lot -- Should come up with another exit.

Kaveny:

I was shocked that I was in the beautification area.

Jerry
Griffin:

Jerry Griffin, owner of the Canaltown Record Shop, East Main between Market & William, south side. Do not approve of taking out trees that are already there. Could save money by trimming up the trees. They need a proper maintenance. Canal Town signs do not convey message of spots to park. Printing does not show up. Granite curbing is too expensive. Would suggest using black top curbing. Could use crush stone in the parking lot instead of black-topping.

Paul Braun: Paul Braun, 113 East Jackson. Planning Board missed planning for 1-Way Streets.

Blazey: Will Kaveny have to enter into this if he doesn't want any part of it?

Louis Kirchhoff: L. Kirchhoff, Carroll Street, but caretaker of the Moose Club, Cuyler Street. Moose Club is a non-profit organization.

Douglas Wilson: D. Wilson, 218 Canandaigua Street, employee of McPike Appliances, 301 East Main Street. Original plan had William Street with an island.

Wayne Ackart: Plan has been redesigned.

Wilson: Is there any chance of building next to McPike being demolished?

Mayor: Village Attorney Poyzer and I have tried to determine owner and hope to be able to resolve the situation in the not too distant future.

Griffin: What about the laundromat on William Street. Is it not included on the sheet.

Mayor: Should not be deleted and will be included.

Kaveny: You're not talking about more business by beautifying. You took the commercial signs down and no better business developed. It can't benefit me, my business. Removing the parking meters and taking down the signs was a mistake.

Green: No mistake. We are paying. Village has revenue sharing money of some 60 to \$65,000. Federal government is giving the money to somebody. It will cost 50 people \$70,000. to get back \$274,000.00 of our own money.

Wallace: 30% of my present paint business comes from Newark because of the torn up streets. Williamson residents wish that this had been done in their town. Unless a solution to the parking situation is found, many will have to move. I have been to some villages where buildings have been allowed to deteriorate.

Blazey: Newark has gone all out for everything and I don't want this.

Wallace: We asked county to come in and help. They didn't come in and issue an edict.

Ziegler: Is this to be Revenue Sharing money? Is this a proper expenditure?

VanBortel: This \$412,000.00 to be spent won't put a nickel in the merchant's pocket but it will assist business and is a tool that will help. It's like putting a new front on a building.

Mrs. Mary Duffy: Mrs. Mary Duffy, 160 Cuyler Street. Part educational process to train people to shop in local stores.

B. Duffy: Presume that the property could be acquired. One thing, in other places you can go from parking lot to the rear entrance of a store. Palmyra merchants must do this.

Wilson: What is property acquisition time schedule.

Fowler: County must bid. 30 days time schedule. Construction to start during the first fifteen days of July.

Mayor: Another hearing will be scheduled regarding the actual special assessment district. The village has not committed any funds.

Poyzer: The Village Board must decide after this hearing whether to go ahead. Then a tax district will be decided upon.

May 10, 1976

- Donald Chase:** D. Chase, Tremont Street, proprietor of Pearsall's Style Shop, East Main Street. Assuming the board does agree to go ahead, how long before acquisition of properties?
- Poyzer:** Two (2) months total. Deadline by the first of July.
- Cliff Williams:** Whole scope of trees. -- Cut out sidewalk to a larger section. Trees will be surrounded by bricks and properly hoed up for growth.
- Mayor:** Hour is getting late and I believe we will adjourn this meeting.
- Adjourn:** Mayor Davin adjourned the meeting at 10:00 P.M.

Theresa P. Otte, Clerk Treas.

* * * * *

May 10, 1976
Park & Club Bldg. 10:10 P.M.

Present: Mayor M. Katherine Davin, and Trustees Lloyd A. Green, Gary VanBortel, William Reeves. Absent, Trustee Mary Lou Wilson. Present: Village Attorney, Laura Jane Poyzer.

Spec. Meeting: A special meeting of the Board of Trustees had been called by written notice on May 6, 1976 by the clerk as directed by Mayor Davin upon a request of Village Attorney Laura Jane Poyzer for 7:00 P.M. on 5/10/76. In view of the number of citizens who assembled prior to this time, to speak informally with village board members, it was not possible to have a special meeting at 7:00 P.M. as planned. Therefore, the meeting will begin as of 10:10 P.M.

Loc.Law #1, 1976: A proposed Local Law #1, 1976 was introduced by Trustee Reeves, 2nd by Trustee VanBortel and placed on the desks of board members as of this date. Proposed Local Law is so attached on Page 91. In essence, Proposed Local Law #1, 1976 will expand the boundary of the C--1 Area on East Main Street between William and Church, to include the Village Park west to the property of the Western Presbyterian Church, along their eastern boundary to include deceased Dr. Anthony Iati residence at 123 East Main Street, Thence, the line would be picked up at the rear of the Village Hall, 144 East Main Street to run south between the property of the Palmyra Kings Daughters Library, which will then include the Loyal Order of the Moose, Palmyra Kings Daughters Library, thence a right angle east across Cuyler to include the James R. Hickey Post at 128 Cuyler Street, James Patridge Parking Lot at the rear and the properties north of J.R. Hickey Post to include the Post Office and the former Cady & Mate Funeral Home.

Pub.Hear. Set: On motion by Trustee Reeves, 2nd by Trustee VanBortel, a Public Hearing will be scheduled for May 24, 1976 at 7:00 P.M. on proposed Local Law #1, 1976. Motion carried.

Vil.Brd. Meet. Chg.: Mayor Davin advised that it was not possible for her to be present on May 17, 1976 for the Regular Board meeting. Deputy Mayor Green advised that he could not be present on May 17th either. The following resolution was proposed by Trustee Reeves, 2nd by Trustee Green:

WHEREAS, it appears that neither Mayor Davin nor Deputy Mayor Green can be present for the regular meeting of the Village Board on May 17, 1976 at 7:30 P.M.,

BE IT RESOLVED THAT, the Village Board Meeting shall be scheduled for May 24, 1976 with the Public Hearing at 7:00 P.M. followed by a regular board meeting at 7:30 P.M.

Unanimously carried.

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE THAT, a public hearing will be held before the Board of Trustees of the Village of Palmyra on the 24th of May, 1976 at 7:00 P.M.E.D.S.T. in the evening in the Village Hall, 144 East Main Street, Palmyra, New York, Wayne County, to consider the adoption of LOCAL LAW No. 1 of 1976, TO AMEND LOCAL LAW NO. 3 of 1967, BY ADOPTION OF A NEW ZONING DISTRICT MAP, AS REFERRED TO IN CHAPTER 29 OF THE CODE OF THE VILLAGE OF PALMYRA. SUCH PROPOSED CHANGE IN THE ZONING MAP IS ON FILE WITH THE CLERK OF THE VILLAGE OF PALMYRA.

1. The Zoning District Map of the Village of Palmyra attached to the Village Zoning Local Law (adopted by Local Law No. 3 of 1967, amended by Local Law No. 5 of 1974, and being Chapter 29 of the Code of the Village of Palmyra) and made a part thereof by Section 29-12 of that local law, is hereby amended by changing from Residence 2 (R-2) to Central Commercial (C-1) that certain area described as follows:

All that tract or parcel of land situated in the Village of Palmyra, County of Wayne, State of New York, bounded and described as follows: commencing at a point which is an angle in the west line of the present Central Commercial District, which point is also the northwest corner of land now or formerly owned by Michael J. Colacino, and running thence westerly to the northeast corner of premises owned by St. Anne's Roman Catholic Church Society, Inc.; thence running southerly along the east boundary lines of premises now owned by St. Anne's Roman Catholic Church Society, Inc. and the Western Presbyterian Church to a point in the center line of Main Street, which point is in the present south boundary of the Central Commercial District; thence easterly along the center line of Main Street to the present west boundary of the Central Commercial District; thence northerly along the west boundary of lands now or formerly owned by Michael J. Colacino, which line is also the present west boundary line of the Central Commercial District, to the point and place of beginning.

Also, all that tract or parcel of land situated in the Village of Palmyra, County of Wayne, State of New York, bounded and described as follows: Commencing at a point in the present south boundary of the Central Commercial District, which point is approximately 256 feet east of the northwest corner of premises now owned by Palmyra-Macedon Central School District No. 1, and running thence southerly along the east boundary of said premises presently owned by Palmyra-Macedon Central School District No. 1 to a point which is the southwest corner of premises now owned by Palmyra-Macedon Central School District No. 1; thence easterly along the south boundary of said parcel owned by Palmyra-Macedon Central School

Loc.Law
#1,1976:

Page 2

District No. 1 and continuing along the south boundary of premises owned by the Palmyra Kings Daughters Free Library to Cuyler Street and continuing across said Cuyler Street to its east side; thence south along the east boundary of Cuyler Street to the southwest corner of premises owned by James R. Hickey American Legion Post No. 120; thence east along the south boundary line of said premises owned by James R. Hickey American Legion Post No. 120 to the southeast corner thereof; then north easterly to a point in the south boundary of premises now owned by James R. Patridge; thence easterly along Patridge's south boundary to the southeast corner of said premises; thence north along Patridge's east boundary to a point in the present south boundary of the Central Commercial District; thence westerly following the present south boundary of the Central Commercial District to the point and place of beginning.

Such land being further described and bounded by a map accompanying this amendment and hereby made a part thereof.

2. This Local Law shall take effect upon the date of filing in the Office of the Secretary of State of New York State.

ALL INTERESTED PERSONS SHALL have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: May 10, 1976

BY ORDER OF THE VILLAGE BOARD
OF THE VILLAGE OF PALMYRA

Theresa P. Otte, Clerk Treas.

May 10, 1976

Lozier Engineer Light Fixture: Wayne Ackart, Lozier Engineers, Rochester, N.Y. exhibited for the board a type of light fixture that was designed by his company for the purpose of lighting parking lot areas. Board felt this fixture to have advantages over the conventional type now used by the gas & electric. Board to place the matter under advisement.

Disability Coverage: Village Attorney Laura Jane Poyzer advised the board that under the CSEA Union Contract, members of the union must be covered by disability insurance. Provision for this coverage will be provided as soon as the Workmen's Compensation Board, New York State Department of Labor, approves coverage for the Village of Palmyra.

Clerk questioned if it was the intention of the Village Board to give this fringe benefit to only members of the union or if all village employees, full and part time, would be covered.

Resol.: The following resolution was proposed by Trustee Green, 2nd by Trustee VanBortel:

All Vil. Employees to be covered: WHEREAS, the Village of Palmyra has become obligated by contract with the Civil Service Employees Association to provide disability benefits for the employees covered by such contract, and, WHEREAS, the Board of Trustees feels that it would be appropriate to provide such benefits for all village employees, NOW, THEREFORE, BE IT RESOLVED THAT, the Village of Palmyra shall apply to become a covered employer under the New York State Disability Benefits Law, and hereby elects to provide disability benefits for all village employees, without contributions being required from its employees, and, IT SHALL BE FURTHER RESOLVED, that this resolution shall take effect immediately.

The motion having been duly moved and seconded, the question of adoption was duly put to a roll call vote, which resulted as follows:

Trustee Green	Aye
Trustee VanBortel	Aye
Trustee Reeves	Aye
Mayor Davin	Aye
Trustee Wilson	Absent

The resolution was thereupon declared duly adopted.

Dwntwn. Improv. Project: The following resolution was proposed by Trustee VanBortel, 2nd by Mayor Davin:

WHEREAS, the Board of Trustees of the Village of Palmyra has been considering for some time the making of local public improvements in the nature of municipal parking areas, curbing, lighting, sidewalks, drainage facilities, and general appearance improvements in the downtown business area of the village, and, WHEREAS, the Village has the opportunity to participate with Wayne County in a program to accomplish such local public improvements, and, WHEREAS, the Village of Palmyra has been advised by Wayne County Planning Board that supporting funds to cover cost of such a program including land acquisition, demolition, engineering, legal and construction costs will be available from federal and county sources, and, WHEREAS, it has been determined that the Village portion of the overall project cost will not exceed \$140,000.00, and, WHEREAS, said program of public improvements has been recommended by the Village Planning Board, and endorsed by petition by many village business men and property owners in the downtown area, and, WHEREAS, a public hearing was duly held pursuant to Section 22-2200 of the Village Law to consider participation by the Village of Palmyra with Wayne County in the proposed plan, and, WHEREAS, the Board of Trustees is of the opinion, that the proposed local improvement project is in the best interests of the village residents, property owners and the village in general; NOW, THEREFORE, BE IT RESOLVED THAT, the Board of Trustees of the Village of Palmyra shall proceed with the construction and installation of said local improvements at a cost to the village not to exceed \$140,000.00, and shall execute the necessary contracts with the County of Wayne for the demolition and construction work related thereto, and shall proceed to determine the lands benefited, and the apportionment and assessment of said costs in accordance with Section 22-2200 of the Village Law.

LEGAL

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE THAT, a public hearing will be held before the Board of Trustees of the Village of Palmyra on the 21st of June, 1976 at 7:00 P.M.E.D.S.T. in the evening in the Village Hall, 144 East Main Street, Palmyra, New York, Wayne County, to consider the adoption of LOCAL LAW No. 1 of 1976, to AMEND LOCAL LAW NO 3. of 1967, BY ADOPTION OF A NEW ZONING DISTRICT MAP, AS REFERRED TO IN CHAPTER 29 OF THE CODE OF THE VILLAGE OF ~~XXX~~ PALMYRA. SUCH PROPOSED CHANGE IN THE ZONING MAP IS ON FILE WITH THE CLERK OF THE VILLAGE OF PALMYRA.

1. The Zoning District Map of the Village of Palmyra attached to the Village Zoning Local Law (adopted by Local Law No. 3 of 1967, amended by Local Law No. 5 of 1974, and being Chapter 29 of the Code of the Village of Palmyra) and made a part thereof by Section 29-12 of that local law, is hereby amended by changing from Residence 2 (R-2) to Central Commercial (C-1) that certain area described as follows:

All that tract or parcel of land situated in the Village of Palmyra, County of Wayne, State of New York, bounded and described as follows: commencing at a point which is an angle in the west line of the present Central Commercial District, which point is also the northwest corner of land now or formerly owned by Michael J. Colacino, and running thence westerly to the northeast corner of premises owned by St. Anne's Roman Catholic Church Society, Inc.; thence running southerly along the east boundary lines of premises now owned by St. Anne's Roman Catholic Church Society, Inc., and the Western Presbyterian Church to a point in the center line of Main Street, which point is in a part of the present north boundary of the Central Commercial District; thence easterly along the center line of Main Street to the present west boundary of the Central Commercial District; thence northerly along the west boundary of lands now or formerly owned by Michael J. Colacino, which line is also the present west boundary line of the Central Commercial District, to the point and place of beginning.

Also, all that tract or parcel of land situated in the Village of Palmyra, County of Wayne, State of New York, bounded and described as follows: Commencing at a point in the present south boundary of the Central Commercial District, where said boundary is intersected by the east boundary line of Cuyler Street, and running thence south along the east boundary line of Cuyler Street to the southwest corner of premises owned by Sherwood W. and Marjorie C. Mate; thence running easterly along the south boundary line of Mates' premises to the southeast corner thereof;

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE THAT, a public hearing will be held before the Board of Trustees of the Village of Palmyra on the 21st of June, 1976 at 7:00 P.M.E.D.S.T. in the evening in the Village Hall, 144 East Main Street, Palmyra, New York, Wayne County, to consider the adoption of LOCAL LAW No. 1 of 1976, to AMEND LOCAL LAW No. 3 of 1967, BY ADOPTION OF A NEW ZONING DISTRICT MAP, AS REFERRED TO IN CHAPTER 29 OF THE CODE OF THE VILLAGE OF ~~XXX~~ PALMYRA. SUCH PROPOSED CHANGE IN THE ZONING MAP IS ON FILE WITH THE CLERK OF THE VILLAGE OF PALMYRA.

Vote:

Trustee Green	Aye
Trustee VanBortel	Aye
Trustee Reeves	Aye
Trustee Wilson	Absent
Mayor Davin	Aye

Unanimously approved.

Attorney The following resolution was offered by Trustee VanBortel, 2nd by to Purch. Trustee Green:

Property: WHEREAS, the Village of Palmyra has determined to undertake a program of local public improvements in the downtown business area in conjunction with Wayne County; and, WHEREAS, said program requires the acquisition of certain properties by the Village and the owners of said properties have agreed to sell and/or lease said properties to the Village; NOW, THEREFORE, BE IT RESOLVED THAT, Laura Jane Poyzer, attorney, be retained and directed to obtain title searches and complete the following land purchases:

OWNER	TAX ACCT. NO.	PURCHASE PRICE
James Patridge		\$ 8,400.00
A. Villani/T. Gilmore		\$22,500.00
Roger Powers		\$20,000.00
Mary Pierce		\$ 250.00
E. Hargrave, not to exceed		\$15,000.00

and be it further, RESOLVED, that Laura Jane Poyzer, Attorney, be retained and directed to proceed with lease negotiations for the remainder of the properties to be included in said program and that she be authorized to obtain title searches for said properties, and, BE IT FURTHER RESOLVED THAT, at the discretion of the Attorney, Miss Laura Jane Poyzer, the Village Treasurer, Theresa P. Otte, shall be authorized to issue such funds to the attorney as may be needed.

Vote:

Trustee Green	Aye
Trustee VanBortel	Aye
Trustee Reeves	Aye
Mayor Davin	Aye
Trustee Wilson	Absent

Unanimously approved.

Change Order #1 Filter Plant: Wayne Ackart, Lozier Engineers, Rochester, N.Y., engineers appointed by the Village Board for overseeing the installation of additional filter and acceptable renovation of the plant by the New York State Department of Health & Environmental Conservation, advised that the state had recommended that a back wash pond be installed at the filter plant, the effluent to be emitted into the sanitary sewer. At the time the edict was given, no soil borings had been taken and it was determined that it would not be possible to construct in the conventional manner, due to the fact that the soil was full of water.

Alternative: As an alternative, it was deemed possible to place a pond on top of the ground by using the fill from the West Jackson Street Water Line Installation. Again a problem arose, the pond was too high on top of the ground for the connection of pipes to drain into the pond. Ultimately, the design had to be revised to eliminate pumping. Ackart continued that last spring the contractor was asking some \$21,000.00 for this additional work, but after a year he has now reduced the figure to \$9,400.

RESOL.: The following resolution was proposed by Trustee Green, 2nd by Trustee Reeves:

WHEREAS, Lozier Engineers, Rochester, N.Y., have advised that unavoidable additional changes will be necessary to properly install an effluent pond at the Village of Palmyra Filter Plant on Spring Street,

BE IT RESOLVED THAT, the Board of Trustees shall accept their recommendation of an additional cost of \$9,400.00 to McCormick & Sons, Inc., contractors, to properly install the pond.

Vote:

Trustee Green	Aye
Trustee VanBortel	Aye
Trustee Reeves	Aye
Trustee Wilson	Absent

Unanimously approved.

May 10, 1976

N.Y.S.
Div.
for
Youth:

The following resolution was offered by Trustee Reeves, 2nd by Trustee Green:
WHEREAS, the Village of Palmyra contracts annually with the New York State Division for Youth for reimbursement of funds available after expenditure by the Village of Palmyra, and,
WHEREAS, the project dates for the current year will be from June 1, 1976 to December 31, 1976, with a maximum amount available from the State of New York of \$1,015.70,
BE IT RESOLVED THAT, the Mayor of the Village of Palmyra, M. Katherine Davin, shall be authorized to sign the Contract for Youth in behalf of the Village of Palmyra.
 Unanimously approved.

Adjourn: Mayor Davin adjourned the meeting at 11:05 P.M.

Theresa P. Otte, Clerk Treasurer

DB-135

STATE OF NEW YORK
WORKMEN'S COMPENSATION BOARD
DISABILITY BENEFITS LAW

EMPLOYER'S APPLICATION FOR VOLUNTARY COVERAGE
 (Employee Contribution NOT Required)

TO THE CHAIRMAN, WORKMEN'S COMPENSATION BOARD:

VILLAGE OF PALMYRA

(herein called the EMPLOYER)

Name of Employer
VILLAGE OF PALMYRA

Name Under Which Business is Conducted
144 East Main Street, Palmyra, New York

14522

Address

No. of employees **53**

U. I. Registration No. **None**

- A. The EMPLOYER represents that he is not a covered employer within the definition thereof in Section 202 of the New York State Disability Benefits Law.
- B. The EMPLOYER hereby gives notice of his election, under Section 212 of said Law, to provide benefits to the extent and in the manner described below.

1. EMPLOYEES COVERED	<input type="checkbox"/> All employees in New York State employment. <input type="checkbox"/> Class or classes of employees at the place or places of employment as follows: All Employees of the Village of Palmyra
2. BENEFITS TO BE PROVIDED	<input type="checkbox"/> As provided by a Plan to be filed under Section 211. <input checked="" type="checkbox"/> As provided under Section 204, if there is no Plan for such employees.
3. METHOD OF PROVIDING BENEFITS	<input checked="" type="checkbox"/> Insurance. Certificate to be filed as required. <input type="checkbox"/> Self-insurance, subject to approval of the Chairman.

C. The EMPLOYER agrees that:

- No contributions to the cost of providing benefits shall be required from employees.
- Payment of benefits will be provided for a period of at least one year, and thereafter unless and until terminated as provided in par. 3.
- At least ninety days prior written notice that the Employer wishes to discontinue coverage will be given to the Chairman and to the covered employees; and provision will be made for the payment of obligations incurred on and prior to the effective termination date, including a rateable part of assessments for the current period, all subject to approval of the Chairman.

The undersigned hereby affirms, under the penalties of perjury, that he is **MAYOR** of the above named EMPLOYER: that he has carefully read the foregoing application, including attachments, and that the facts therein stated are true.

Date Signed **May 10,** 19 **76**

Signature of Owner, Partner or Authorized Official
Mayor

Title

RESOLUTION AUTHORIZING DISABILITY BENEFITS

FOR VILLAGE OF PALMYRA EMPLOYEES

At a special meeting of the Board of Trustees of the Village of Palmyra, Wayne County, New York, held in the Park & Club Bldg., 149 East Main Street, Palmyra, New York, on the 10th day of May, 1976, at 10:10 o'clock P.M., Eastern Daylight Saving Time,

The meeting was called to order by Mayor Davin, and upon roll being called, the following were

PRESENT: Trustee Lloyd A. Green, Trustee Gary Van Bortel, Trustee William Reeves,

ABSENT: Trustee Mary Lou Wilson.

The following resolution was offered by Trustee Green, who moved its adoption, seconded by Trustee Van Bortel, to wit:

RESOLUTION: Whereas, the Board of Trustees of the Village of Palmyra duly considered the providing of disability benefits for its employees, and

Whereas, the Village of Palmyra has become obligated by contract with the Civil Service Employees Association to provide disability benefits for the employees covered by such contract, and,

Whereas, the Board of Trustees feels that it would be appropriate to provide such benefits for all village employees,

Now, therefore, be it resolved that the Village of Palmyra shall apply to become a covered employer under the New York State Disability Benefits Law, and hereby elects to provide disability benefits for all village employees, without contributions being required from its employees, and,

It shall be further resolved, that this resolution shall take effect immediately.

The motion having been duly moved and seconded, the question of adoption was duly put to a roll call vote, which resulted as follows:

Trustee Green	Aye
Trustee Van Bortel	Aye
Trustee Reeves	Aye
Mayor Davin	Aye
Trustee Wilson	Absent

The resolution was thereupon declared duly adopted.

FOR VILLAGE OF PALMYRA EMPLOYEES

At a special meeting of the Board of Trustees of the Village of Palmyra, Wayne County, New York, held in the Park & Club Bldg., 119 West Main Street, Palmyra, New York, on the 10th day of May, 1936, at 10:10 o'clock P.M., Eastern Daylight Saving Time,

The meeting was called to order by Mayor Davis, and upon roll being called, the following were

PRESENT: Trustees Lloyd A. Green, Trustee Gary Van Bortel, Trustee William Reeves,

ABSENT: Trustee Mary Lou Wilson.

The following resolution was offered by Trustee Green, who moved its adoption, seconded by Trustee Van Bortel, so read:

RESOLUTION: Whereas, the Board of Trustees of the Village of Palmyra duly considered the providing of disability benefits for its employees, and

Whereas, the Village of Palmyra has become obligated by contract with the Civil Service Employees Association to provide disability benefits for the employees covered by such contract, and

Whereas, the Board of Trustees feels that it would be appropriate to provide such benefits for all village employees,

Now, therefore, be it resolved that the Village of Palmyra shall apply to become a covered employer under the New York State Disability Benefits Law, and hereby elects to provide disability benefits for all village employees, without contribution being required from the employees, and,

It shall be further resolved, that this resolution shall take effect immediately.

The motion having been duly moved and seconded, the question of adoption was duly put to a roll call vote, which resulted as follows:

Trustee Green	Aye
Trustee Van Bortel	Aye
Trustee Reeves	Aye
Mayor Davis	Aye
Trustee Wilson	Absent

The resolution was thereupon declared duly adopted.

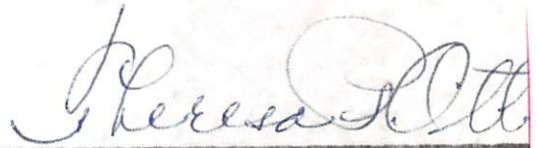
STATE OF NEW YORK :
 : ss.
 COUNTY OF WAYNE :

I, the undersigned Clerk of the Village of Palmyra, Wayne County, New York, DO HEREBY CERTIFY:

That I have compared the annexed copy of the Resolution relating to the adoption of Disability Benefits for Village of Palmyra employees, with the original thereof on file in my office, and that the same is a true and correct copy of the whole of said original;

That said original was filed in my office on the 10th day of May, 1976.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Village this 11th day of May, 1976.



Village Clerk

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Regular Board Meeting May 24, 1976 Board of Trustees 7:40 P.M.

Present: Mayor M. Katherine Davin, and Trustees Gary VanBortel, Mary Lou Wilson, William Reeves, Lloyd A. Green, and Village Attorney, Laura Jane Poyzer.

2 Min.

Silence: Mayor Davin opened the meeting with a two-minute silence.

Vouchers: Motion by Trustee Reeves, 2nd by Trustee VanBortel to authorize the treasurer to issue checks in the amount of \$135,406.38.

Motion carried.

May 24, 1976

- Minutes:** Motion by Trustee Reeves, 2nd by Trustee VanBortel to approve the minutes of the regular meeting on 5/3/76. Motion by Trustee Wilson, 2nd by Trustee VanBortel to approve the minutes of the Public Hearing on 5/10/76 and the Special Board Meeting on 5/10/76. Motions unanimously approved of the three recordings.
- Weykman Bldg.:** Zoning Officer Bruce Wideman advised that the Lawrence Weykman Building, 305 East Main Street, according to Weykman, belongs to the insurance company. Mayor Davin and Wideman had tried to speak with Weykman but were unsuccessful. Wideman commented that the three (3) story brick building has a non-existent roof, the mortar is seriously damaged by rains, snow, etc., the beams charred by fire. The north wall could be repaired. The other walls appear to be sturdy. However, the building is unsafe. A formal letter was presented to the clerk for part of the file on the matter. Village Attorney Poyzer was asked to start proceedings as soon as possible.
- BLDG. UNSAFE:**
- Manchester Wat. Contract:** A letter was received from Wayne Ackart, Lozier Engineers, Rochester, regarding the Manchester Village request for water under a proposed contract. Mr. Ackart advised that he could see no problem in supplying the requested water, but it is up to the village if they wish to enter into an agreement. Village Attorney Poyzer commented that in view of the fact that the Church of Latter Day Saints are also negotiating a contract at this time, it may be apropos to include the word "uninterruptable". Water so supplied in both cases is raw, but Village of Manchester does intend to use for consumption after filtering, while the Church of Latter Day Saints intend to use it for lawn watering.
- Justice Abbott Report:** Acting Police Justice Abbott filed report for period 3/1/75 to 2/29/76, which included 120 dispositions together with \$1,080.00 submitted to the N.Y.S. Dept. of Audit & Control for fines.
- Dr. Chas. Ganim, Vil. Cons. in Lbr. Negot.:** Trustee Lloyd Green reviewed for members of the board the events that prompted the Village of Palmyra to engage the services of Dr. Charles Ganim, Value Management Consultants, Inc., Buffalo, N.Y., in negotiations for a labor contract. Contract was ultimately signed the end of March to run from 6/1/75-5/31/77. (A 2 Year Contract). Dr. Ganim commented that he had submitted to Trustee Green a Personnel Policy Manual. It was his understanding that the Village does not have a policy, such as no drinking on Village property. The need, he said, for such a policy manual, evolved out of negotiations -- the need for a working tool for day to day operation. The biggest part of the village budget is to be found in personal services and fringe benefits. Benefits, overtime in the water and sewer plant, are not in conformance with the law. Records must be kept on employees and would be subpoenaed should the occasion arise.
- Cost of Services:** Dr. Ganim advised that a review of the past history and practices of the Village would be made at a cost of \$3,000.00. Records would be compiled for a cost of \$3,000.00 and finally a \$100.00 monthly charge would be billed for up-dating.
- Attorney Poyzer:** Commented that in reference to prior board minutes, it was her opinion that when the Union Contract was adopted, that this became the ruling factor.
- Dr. Ganim:** Discipline, department head procedure, grievance, sick leave, proper method of administering, all of these would be "spelled out" for step by step procedures.
- Green:** Advised that the contract will expire in 1977 and that the village should start negotiations by February, of 1977.
- Dr. Ganim:** The Village should have some form of Policy formation. Value Management Consultants does provide Personal Director Service. Village could talk anytime regarding negotiations. (A 2 Yr. agreement for our size community would be \$5,000.00 for each of two years).
- Mayor Davin:** Thanked Dr. Ganim for his interest and information. Advised that the board would study the matter before making a decision.

- Wayne Co. Plan.:** Robert Peterson, Chairman of the Wayne County Planning Board advised that bids would be opened on June 14, 1976 and bids would be let by July 1st relative to the Downtown Improvement Project together with other projects in the County. Up-dated plans were shown.
- Legal Techni- calities:** Mr. Peterson advised that he had been to Albany to discuss legal and bookkeeping procedures with the Department of Audit & Control and tentatively it was expected that Miss Agnes Nash would come to this area to discuss the matter of bookkeeping further.
- Memorial Day:** Mayor Davin advised that an invitation had been extended to the board to ride in the Memorial Day parade. Formation would be at the Elementary School on May 31st at 9:00 A.M. She urged all board members to try to attend.
- County Letter:** Mayor Davin advised that she had received a letter from the county relative to a "Long Range Development" objective.
- Wheeler Lease:** Mayor Davin advised that the proposed lease with Edwin Wheeler for use of the garage area for the Oxygen Squad Van, was not agreeable to Mr. Wheeler's attorney. Mayor Davin advised that she had, therefore, asked the attorney for Mr. Wheeler to prepare a lease and submit it to the Village of Palmyra.
- Horton Letter:** Mayor Davin advised that she had received a copy of a letter that Representative Frank Horton, U.S. House of Representatives, had sent to the Department of Housing & Urban Development indicating in the letter that he was very much interested in the future development of Wayne County and would like to have them allocate funds for the county from the Metro Discretionary funds under the Community Development Block Grant program.
- C.Young Illness:** Motion by Trustee Reeves, 2nd by Trustee Wilson as follows:
WHEREAS, Patrolman Charles Young has been hospitalized as of 5/11/76 for an illness not job related, and,
WHEREAS, under the Union Contract with the Village of Palmyra, sick leave days are provided,
BE IT RESOLVED THAT, Patrolman Young shall be paid whatever he is entitled regarding sick leave, and,
IT SHALL BE FURTHER RESOLVED THAT, claim shall be instituted with the Disability Insurance Carrier, VanParys Insurance, for any benefits that might be available for C. Young.
- Propos. Loc.Law #1,1976** General discussion relative to the Proposed Local Law #1 of 1976 relative to the C-1 change which include the Dr. Iati home at 123 East Main Street and the former Cady & Mate Funeral Home at 122 Cuyler.
- RESOL.:** The following resolution was proposed by Trustee Green, 2nd by Trustee Reeves:
WHEREAS, the Board of Trustees held a Public Hearing relative to a proposed Local Law #1, 1976 to change parcels of property from a R-2 area to a C-1 Area, and,
WHEREAS, information gleaned from the Public Hearing seemed to indicate that such adoption of the Local Law as proposed would not be advantageous,
BE IT RESOLVED THAT, Local Law #1 of 1976 shall not be adopted.
Vote:
Unanimously agreed.
- Rules to be Fol- lowed:** The following resolution was proposed by Trustee Green, 2nd by Trustee Reeves:
WHEREAS, the Zoning Code recites the proper procedure to be followed in connection with a change in the zoning by either the Village Board or a petitioner, and,
WHEREAS, when a petitioner requests a change, charges for legal should be borne by him together with other requirements to be filed with the clerk,
BE IT RESOLVED THAT, the clerk inform the applicants, Mrs. Joanne Iati and Henry B. Nesbitt, Esq., who wrote in behalf of Sherwood Mate, owner of 133 Cuyler, that proper procedure must be followed in accordance with the Zoning Code.
Unanimously approved.

May 24, 1976

- Comm.Ctr. Report:** James Campbell, Director of the Palmyra Community Center, filed the report for the year ending 5/31/76, which listed all the special events and activities of the center. Clerk asked to file report.
- Police Dept.:** Trustee Reeves advised that he would like, at the suggestion of Police Chief Henry, to recognize Patrolman Smith as Sargeant until the next Civil Service examination, at which time, following the examination when passed, he would be classified as Provisional Sargeant. Mayor Davin advised that she intended to be at the Mayor's Conference the week of June 6th and would be glad to check on the matter.
- Pol.Dept. Hand Guns:** Trustee Reeves advised that the Police Department have guns that do not fire. A price of \$113.00 each for new guns with a trade in of \$25.00 each (original cost \$127.00). Motion by Trustee Wilson, 2nd by Trustee VanBortel to authorize Police Chief Donald Henry to order 6 new guns for the department. Motion carried.
- Compli-ment Pol. Dept.:** Mayor Davin advised that she wished to compliment Trustee Reeves for his active interest and help in the Police Department. She commented that she had been pleased to see Police Department on foot patrolling the Main Street Business Area.
- Open Container Law:** Trustee Reeves questioned if the Village Board had ever considered an "Open Container Law." Trustee Green commented that it had been discussed several years ago, but not adopted. Trustee Reeves advised that he would like to delve into the matter further.
- Town of Macedon Zon.Chg.:** Clerk advised that the Town of Macedon had sent a letter indicating a proposed change in the Residential Area in the Town of Macedon. Clerk advised that she had gone to the Town of Macedon offices to view the map with the proposed changes. She advised that the proposed changes would not effect the street, Burnham Heights, the west one half of which is in the Town of Macedon and the east side of which is in the Village of Palmyra. Clerk instructed to send a letter to the Town of Macedon advising that the Village of Palmyra would not object to the change in zoning as proposed in view of the fact it does not effect Burnham Heights.
- Fire Dept. Members:** On the recommendation of the Board of Fire Commissioners and on motion by Trustee Green, 2nd by Trustee Reeves, the following applicants were approved for membership in the Fire Department pending completion of the training program: Daniel Offer, 250 Johnson Street; Timothy T. Couch, 346 East Foster Street; Edward H. Verbridge, 222 Fayette Street. Motion carried.
- Unpd.Wat. & Sewer Bills Added to Taxes:** The following resolution was offered by Trustee Green, 2nd by Trustee Reeves:
WHEREAS, in accordance with State Village Law, Sections 11-1116, delinquent water rents plus accrued penalties and Section 11-1118, delinquent sewer rents, plus accrued penalties as of 4/30/76, together with any other unpaid assessments in accordance with Section 5-518, shall be added to Village Taxes so levied as of 6/1/76. (Total Water & Sewer of \$2,485.48, and unpaid sidewalk of \$80.) Complete list on Page 99.
 Unanimously approved.
- Police Dept. School:** Patrolman William Kallberg completed Police Schooling with a record of satisfactory with exam of 81 and firearms of 95.2. Letter to be so filed in his file.
- Summer Lunch Program:** Clerk had a request for use of the kitchen facilities in the Park & Club Bldg. for the preparation of a noontime lunch, cost of which is funded by the Federal Government and preparation is taken care of by the Wayne County Action Program. Board unanimously agreed to allow use for this project to provide lunch for students who wish it, free of charge, in the Summer Program.

May 24, 1976

R.Breen Clerk advised that she had been instructed in January to write a letter from the village board authorizing the installation of a water line to the premises of Richard Breen, on the north side of East Main Street beyond the Seaway Gas Station.

Wat.Line: General discussion revealed that cost to the Village would be about \$1,000.00. Moreover, he should apply for sewerage as there is a manhole available in front of his property but would entail considerable work on his part to connect.

Cost to Village: In addition, this is a C-1 area. No indication has been made as to its use. Board agreed that further investigation should be made before proceeding.

Funds for W.Jack. Street Repair: The following resolution was proposed by Trustee Green, 2nd by Trustee Wilson:

WHEREAS, the Village of Palmyra has contracted to excavate and install a 10" water line on West Jackson Street between Canandaigua Street and Stafford Street, and,

WHEREAS, the repair of West Jackson Street road bed was not a part of the installation of the water line, hydrants, curb boxes, and related parts, and,

WHEREAS, the street was torn up to the extent that it was not possible to patch with gravel and cold patch,

BE IT RESOLVED THAT, funds in the amount of \$37,381.60 shall be expended from the Capital Reserve Fund Water to take care of the resurfacing of West Jackson Street between Canandaigua & Stafford Streets.

Unanimously approved.

Re-Invest Water Funds: The following resolution was proposed by Trustee VanBortel, 2nd by Trustee Wilson:

WHEREAS, the Treasurer, Theresa P. Otte, had previously invested the amount of \$325,000.00 from the Capital Reserve Fund Water in a Certificate of Deposit at 6 1/2% to mature on 6/1/76, and,

WHEREAS, the Treasurer, Theresa P. Otte, advised that an additional amount of \$25,000.00 would be available for investment as of 6/1/76,

BE IT RESOLVED THAT, the Treasurer be instructed to invest the amount of \$350,000.00 in a Certificate of Deposit to mature in 149 days at 6.25%.

Unanimously approved.

BAN's Due 6/4/76: The following resolution was proposed by Trustee VanBortel, 2nd by Trustee Green:

WHEREAS, the Treasurer, Theresa P. Otte, advised that BAN's in the amount of \$175,000.00, would be due and renewal notes negotiated,

BE IT RESOLVED THAT, the treasurer who had been authorized to negotiate the notes by law as they become due, shall now be instructed to pay on the notes the minimum required and so negotiate the renewal thereof in the best interest of the Village of Palmyra.

Unanimously approved.

Adjourn: Mayor Davin adjourned the meeting at 11:00 P.M.

Theresa P. Otte, Clerk Treas.

Public Hearing May 24, 1976
Board of Trustees 7:00 P.M.

Present: Mayor M. Katherine Davin, and Trustees Mary Lou Wilson, William Reeves, Lloyd A. Green, Gary Van Bortel.
Village Attorney, Laura Jane Poyzer.
12-15 citizens.

Subject: Proposed Local Law #1, 1976, regarding the rezoning of Dr. Anthony Iati, 123 East Main Street residence from R-2 to C-1 and the former Cady & Mate Funeral Home, 122 Cuyler Street from R-2 to C-1, together with immediate adjoining property.

Proof of Publica.: Mayor Davin opened the meeting by reading the Legal Notice of Publication. Legal so attached.

and continuing across said Cuyler Street to its east side; thence south along the east boundary of Cuyler Street to the southwest corner of premises owned by James R. Hickey American Legion Post No. 120; thence east along the south boundary line of said premises owned by James R. Hickey American Legion Post No. 120 to the southeast corner thereof; then north easterly to a point in the south boundary of premises now owned by James R. Patridge; thence easterly along Patridge's south boundary to the southeast corner of said premises; thence north along Patridge's east boundary to a point in the present south boundary of the Central Commercial District; thence westerly following the present south boundary of the Central Commercial District to the point and place of beginning.

Such land being further described and bounded by a map accompanying this amendment and hereby made a part thereof.

2. This Local Law shall take effect upon the date of filing in the Office of the Secretary of State of New York State.

ALL INTERESTED PERSONS SHALL have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: May 10, 1976

BY ORDER OF THE
VILLAGE BOARD
OF THE
VILLAGE OF PALMYRA
Theresa P. Otte,
Clerk Treas.

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**NOTICE OF
PUBLIC HEARING
PLEASE TAKE NOTICE**
THAT, a public hearing will be held before the Board of Trustees of the Village of Palmyra on the 24th of May, 1976 at 7:00 P.M.E.D.S.T. in the evening in the Village Hall, 144 East Main Street, Palmyra, New York, Wayne County, to consider the adoption of LOCAL LAW No. 1 of 1976, TO AMEND LOCAL LAW NO. 3 of 1967, BY ADOPTION OF A NEW ZONING DISTRICT MAP, AS REFERRED TO IN CHAPTER 29 OF THE CODE OF THE VILLAGE OF PALMYRA. SUCH PROPOSED CHANGE IN THE

ZONING MAP IS ON FILE WITH THE CLERK OF THE VILLAGE OF PALMYRA.

1. The Zoning District Map of the Village of Palmyra attached to the Village Zoning Local Law (adopted by Local Law No. 3 of 1967, amended by Local Law No. 5 of 1974, and being Chapter 29 of the Code of the Village of Palmyra) and made a part thereof by Section 29-12 of that local law, is hereby amended by changing from Residence 2 (R-2) to Central Commercial (C-1) that certain area described as follows:

All that tract or parcel of land situated in the Village of Palmyra, County of Wayne, State of New York, bounded and described as follows: commencing at a point which is an angle in the west line of the present Central Commercial District, which point is also the northwest corner of land now or formerly owned by Michael J. Colacino, and running thence westerly to the northeast

corner of premises owned by St. Anne's Roman Catholic Church Society, Inc.; thence running southerly along the east boundary lines of premises now owned by St. Anne's Roman Catholic Church Society, Inc. and the Western Presbyterian Church to a point in the center line of Main Street, which point is in the present south boundary of the Central Commercial District; thence easterly along the center line of Main Street to the present west boundary of the Central Commercial District; thence northerly along the west boundary of lands now or formerly owned by Michael J. Colacino, which line is also the present west boundary line of the Central Commercial District, to the point and place of beginning.

Also, all that tract or parcel of land situated in the Village of Palmyra, County of Wayne, State of New York, bounded and described as follows: Commencing at a point in the present south boundary of the Central Commercial District, which point is approximately 256 feet east of the northwest corner of premises now owned by Palmyra-Macedon Central School District No. 1, and running thence southerly along the east boundary of said premises presently owned by Palmyra-Macedon Central School District No. 1 to a point which is the southwest corner of premises now owned by Palmyra-Macedon Central School District No. 1; thence easterly along the south boundary of said parcel owned by Palmyra-Macedon Central School District No. 1 and continuing along the south boundary of premises owned by the Palmyra Kings D. Free Library to C

Gregory L. Kleide, being duly sworn, deposes and says that he is the foreman of the Canandaigua Messenger, Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

May 20, 1976

Gregory L. Kleide
Foreman of the Publisher

Subscribed and sworn to before me

this *2nd* day of *May* 19 *76*
Dorothy S. Schorr
Notary Public

Fee: \$ *45.03*

DOROTHY S. SCHORR
Notary Public, State of New York
No. 8844280
Commission Expires March 30, 1978

Property Owner	Major No.	Address	Tenant	Code No.	Water	LWater Pen.	Mr. Rnt.	Sewer Rnt.	Sew. Pen.	Total
*Barbara DePauw Palmyra, N.Y.	<u>517</u>	147 W. Cuyler St.	William Hackett	43-147-1	11.40	1.22	.75			13.37
*Abraham Datthyn Palmyra, NY	<u>716</u>	229 Fayette St.		45-229-1	20.50	2.12	.75	17.28	1.73	42.38
*Ralph Ingold Palmyra, N.Y.	<u>218</u>	230 Fayette St.		46-230	18.80	1.95	.75	17.28	1.73	40.51
*Dana Watts Palmyra, NY	<u>373</u>	334 Fayette St.		46-334-1	28.00	2.87	.75	17.28	1.73	50.63
*Robert Shaffer Palmyra, NY	<u>935</u>	Johnson Rd.		47-5	18.20	1.89	.75	17.28	1.73	39.85
*Edwin Nicholas Palmyra, NY	<u>313-1</u>	363 Johnson St.		47-363	19.40	2.01	.75	17.28	1.73	41.17
*Mary Fiero Palmyra, NY	<u>932</u>	Howell St.		52-4	20.50	2.12	.75	17.28	1.73	42.38
*Thomas Denma Palmyra, NY	<u>377</u>	215 Hansen St.		54-215	31.80	3.26	.75	21.60	2.16	59.57
*Anthony Villani Palmyra, NY	<u>680</u>	108 Williams St.		60-108	5.25	.60	.75	17.28	1.73	25.61
*William Scheemaker 48 Division St. Palmyra, NY	<u>323</u>	414 Canal St.		66-414-2	20.00	2.07	.75	17.28	1.73	41.83
					742.90	77.30	30.50	1,486.08	148.70	2,485.48

WATER 742.90

WATER PENALTY 77.30

METER RENT 30.50

SEWER RENT 1,486.08

SEWER PEN. 148.70

\$2,485.48

Property Owner	Major No.	Address	Tenant	Code No.	Water	Water Pen.	Mr. Rent	Sewer Rnt.	Sew. Pen	Total
*Arthur Foster Palmyra, NY	<u>689</u>	217 Walker St.		1-39-217	6.75	.75	.75	17.28 (Sep)	1.73	27.26
*	<u>689</u>					.07	.75	17.28 (Dec)	1.73	19.83
*Sotirios, Styliadis Pavlos, Christidis 1153 Winton Rd. N Rochester, NY 14609	<u>689</u> <u>49</u>	515 Canal St.	S & P Diner	65-515	92.55 (Jun)	.07 9.31	.75 .50	17.28 (Mar)	1.73	19.83 102.36
*Gerald Monto Filkins Rd. Newark, NY 14513	<u>51-20</u>	337 E. Main		1-337	52.05	5.26	.50	51.84 (Mar)	5.18	114.83
*Raymond Murray Palmyra, NY	<u>739</u>	417 E. Main		1-417	41.25	4.20	.75	17.28	1.73	65.21
*Roe, Donald 20 Fallbrook Pk. Canandaigua, NY	<u>497-03</u>	210 E. Main	Pat Leddick	2-208-3	11.40	1.19	.50			13.09
*Thomas Natchias 610 Hazelwood Terr. Rochester, NY 14609	<u>163</u>	600 E. Main		2-600		.05	.50	17.28	1.78	19.56
*Thomas Rifenberg Palmyra, NY	<u>77</u>	371 W. Main		3-371	24.00	2.47	.75	17.28	1.73	46.23
*Harold Ward Palmyra, NY	<u>778</u>	334 W. Main		4-334	8.15	.89	.75	17.28	1.73	28.80
*George Hoffmeier Palmyra, NY	<u>143</u>	135 W. Foster		9-135	15.20	1.59	.75	17.28	1.73	36.55
*Douglas Heath Palmyra, NY	<u>800</u>	150 Stafford St.		14-150	12.05	1.28	.75	17.28	1.73	33.09
*Joseph McMenamin Palmyra, NY	<u>145-25</u>	27 Aldrich Dr.		16-27	10.75	1.15	.75	17.28	1.73	31.66
*William Quick Palmyra, NY	<u>537</u>	123 Vienna St.		17-123	21.00	2.17	.75	17.28	1.73	42.93
*Timothy Thompson Palmyra, NY	<u>583</u>	543 Vienna St.		17-543	21.50	2.22	.75	17.28	1.73	43.48
*Chester Wilson Palmyra, N. Y.	<u>431</u>	143 W. Jackson St.		23-143	17.00	1.77	.75	17.28	1.73	38.53
*Leonard Quigley Box 98 Macedon, NY	<u>805</u>	147 W. Jackson St.		23-149-1	20.00	2.08	.75			22.83
*Leonard Quigley (same as above)	<u>805</u>	149 W. Jackson St.		23-149-2	14.60	1.53	.75	34.56	3.46	54.90
*Erm Dermott Quinn Palmyra, NY	<u>114-10</u>	204 W. Jackson St.		24-204	18.80	1.88		17.28	1.73	39.69
*Earl Langworthy Palmyra, NY	<u>123</u>	129 Washington St.		33-129	17.00	1.77	.75	17.28	1.73	38.53

UNPAID WATER & SEWER BILLS TO TAXES - JUNE 1, 1976

Min.
5/24/76

Tithing

Property Owner	Major No.	Address	Tenant	Code No.	Water	Water Pen.	Mr.Rnt.	Sewer Rt.	Se.Pen.	Total
*Donald Seconi Palmyra, NY	<u>742</u>	230½ E. Main	Robert Rauber (final)	2-230-5	13.35 (Mar)	1.39	.50			15.24
*L. J. Weykman Palmyra, NY	<u>812</u> <u>812</u> <u>812</u> <u>812</u>	305 E. Main	vacant	1-305				12.96 (Jun)	1.30	14.26
								12.96 (Sep)	1.30	14.26
								12.96 (Dec)	1.30	14.26
								12.96 (Mar)	1.30	14.26
*Robert Pollak 10 Perrin St. Fairport, NY	<u>495</u>	309 E. Main		1-309	16.00	1.65	.50	43.20 (Jun)	4.32	65.67
*Robert Pollak (see above)	<u>51</u>	339 E. Main		1-339-4				51.84 (Jun)	5.18	57.02
*Anna Curtis Palmyra, NY	<u>336</u>	421 E. Main		1-421				69.12 (Dec)	6.91	76.03
	<u>336</u>				40.80	4.16	.75	69.12 (Mar)	6.91	121.78
*Shell Oil 106 Stuart Ave. Newark, NY	<u>160</u>	519 E. Main		1-519-1				17.28 (Dec)	1.73	19.01
*Conrad Skorc Palmyra, NY	<u>695</u> <u>695</u> <u>695</u> <u>695</u>	644 E. Main		2-644		.		12.96 (Jun)	1.30	14.26
						.07	.75	12.96 (Sep)	1.30	15.08
						.07	.75	12.96 (Dec)	1.30	15.08
						.07	.75	12.96 (Mar)	1.30	15.08
*The Bables c/o R. Trumbull Palmyra, NY	<u>792</u> <u>792</u> <u>792</u>	223 W. Main		3-223-1		.08	.75	51.84 (Sep)	5.18	57.85
						.08	.75	51.84 (Dec)	5.18	57.85
*Howard Van Bortel Palmyra, NY	<u>905</u> <u>905</u> <u>905</u> <u>905</u>	Burnham Heights		6-103	4.00	.48	.75	51.84 (Mar)	5.18	62.25
								77.76 (Jun)	7.78	85.54
								77.76 (Sep)	7.78	85.54
								77.76 (Dec)	7.78	85.54
								77.76 (Mar)	7.78	85.54
*Harold Edinger Palmyra, NY	<u>887-45</u>	142 Hyde Pkwy.		8-142-1				21.60 (Jun)	2.16	23.76
*Leonard Ehler Palmyra, NY	<u>657</u> <u>657</u>	315 E. Main		1-315	8.80 (Jun)	.93	.50			10.23
					10.10 (Sep)	1.06	.50			11.66
*Leonard Ehler Palmyra, NY	<u>657</u> <u>657</u> <u>657</u> <u>657</u> <u>657</u>	317 E. Main		1-321	14.60 (Jun)	1.51	.50	34.56 (Jun)	3.46	54.63
					14.00	1.45	.50	34.56 (Sep)	3.46	53.97
					15.20	1.57	.50	34.56 (dec)	3.46	55.29
						.05	.50	34.56 (Mar)	3.46	38.57
*Robert Pollak 10 Perrin St. Fairport, NY	<u>51</u>	339 E. Main	Robert Vandenberg (final)	1-339-1	8.15 (Sep)	.87	.50			9.52

Discussion: Henry B. Nesbitt, Esq., spoke in behalf of Sherwood Mate, owner of property at 122 Cuyler Street. He pointed out that this building is actually surrounded by commercial establishments, the Bowling Alley to the north and the Post Office to the south.

H.Nesbitt speaks: However, he continued, in just the last few minutes it had occurred to him that his mother, Mrs. C.C. Nesbitt, 133 Cuyler Street, would, according to the proposed change have her northern boundary, which would include the Palmyra Kings Daughters Library, on the C-1 Area. The American Legion which is located directly across from her house, he commented, would also be included in the C-1. This has always been a residential neighborhood, he continued, but wondered, if, this were changed, what would hinder the American Legion in a few years from selling and perhaps sell to a hotel owner, a restaurant owner, which in essence would, undoubtedly, mean an increase in traffic in this area.

P.T. Rubery speaks: Paul T. Rubery, Esq., spoke in behalf of Mrs. Joanne Iati, 123 East Main Street. He advised that since the death of Mrs. Iati's husband, Dr. Anthony Iati, an optometrist, she has desired to sell her husband's practice but intended to allow the purchaser to use the premises in her home renovated by Dr. Iati for the purpose of an optometrist's office. According to the zoning rules, this was not possible when the optometrist was not living on the premises. However, if the zoning were changed to C-1, this would not be in violation.

B.Wideman Zon. Ofc.: Bruce Wideman, Zoning Officer, interjected that he, too, now has second thoughts about placing the Library, American Legion and Post Office in the C-1. There is a permitted use of the Post Office and the Library in the R-2, which it presently is classified.

Louis Ziegler, 145 Cuyler Street, commented that he would not complain about the change of Dr. Iati's home to a C-1, but would suggest that Mr. Mate consider applying for a variance.

H.B. Nesbitt, countered that it would not be possible to just get a variance, that one would have to show hardship. When one wants to re-zone, this should be done. Nesbitt advised that there is no proposed use for the former Cady & Mate Funeral Home, although the owner has the property for sale.

L.Ziegler L. Ziegler read a letter which he presented to the clerk which expressed his feelings and those of his wife relative to keeping Cuyler Street a quiet residential neighborhood.

Trustee Reeves: Asked the clarification of a C-1 if the Post Office were included in the area.

B.Wideman: Commented that Federal Buildings in the Zoning Code can be placed and can remain in an R-1 Area. Mr. Wideman further suggested that there was no formal request from the Post Office owner, Michael Colacino, to change the Post Office to a C-1 Area, and it would be his suggestion that it remain in the R-2.

Adjourn: Mayor Davin advised that if there were no further comments or questions, she would close the hearing. She thanked the citizens for coming to express their opinions. Hearing closed at 7:36 P.M.

Theresa P. Otte, Clerk Treasurer

June 7, 1976

Regular Board Meeting Board of Trustees

7:30 P.M.

Present: Deputy Mayor Lloyd A. Green, and Trustees Mary Lou Wilson, Gary VanBortel, William Reeves. Absent, Mayor M. Katherine Davin.

2 Min. Silence Deputy Mayor opened the meeting with a two minute period of silence.

June 7, 1976

- Vouchers:** Motion by Trustee Reeves, 2nd by Trustee Wilson and carried, to authorize the treasurer to issue checks in the amount of \$255,874.60, as presented.
- Minutes:** Motion by Trustee Wilson, 2nd by Trustee Reeves and carried, to accept the minutes of the previous meeting.
- Wheeler Agree.:** Paul Rubery, Esq., discussed the agreement between the Village of Palmyra and Edwin Wheeler indicating that the wording as drawn was not satisfactory to Mr. Wheeler. Mr. Rubery advised that Mr. Wheeler, who has allowed the Oxygen Wagon to be placed in the garage, has indicated that some of the terminology is not in accord with his thinking. Mr. Rubery continued that he would try to get an agreement drawn satisfactory to Mr. Wheeler and submit to the Village of Palmyra for their approval.
- Chg.Ord. Filter Plant:** A letter received from Lozier Engineers, Inc. regarding the renovation of the Filter Plant advised that a Change Order in the amount of \$365.22, being Change Order #2, should be attached to the contract for the installation of a steel lintel in the North Wall of the Process Room.
- Zon.Chg.:** A letter was received from Attorney Henry B. Nesbitt, in behalf of Sherwood Mate, owner of the former Cady & Mate Funeral Home, 122 Cuyler Street. Attorney Nesbitt advised that his client had applied separately for the zoning change to a C-1 Area and felt that the board was remiss in not so honoring the change as he had applied. He suggested that the board should make the change on its own motion.
- Propos. Loc.Law #1,1976:** A proposed Local Law to be Local Law #1, 1976 was placed on the desks of board members which would incorporate the former Cady & Mate Funeral Home at 122 Cuyler Street and the home of Mrs. Joanne Iati at 123 East Main Street in the C-1 Area.
- Pub.Hear. Set:** On motion by Trustee Reeves, 2nd by Trustee Wilson and carried, a Public Hearing will be scheduled for June 21, 1976 at 7:00 P.M.E.D.S.T. in the Trustees Room of the Village Hall, 149 East Main Street. Clerk was so advised to publish proper legals in the Courier-Journal, official newspaper.
- Pol.Chf. Conf.:** Motion by Trustee Reeves, 2nd by Trustee VanBortel and carried, to authorize Police Chief Donald Henry to attend the New York State Police Chiefs Association Conference at the Holiday Inn, Rochester, New York the week of July 18th-July 22nd at village expense.
- Breen Water Line:** Trustee VanBortel reviewed the circumstances regarding the request for water by Richard Breen for property on the east end of the village just within the corporation line on East Main Street, north side. There is no sewer connection, but, he commented that this would be possible at his expense. However, the property on which is a small building about fifteen (15) feet square, which, while it is in a C-1 Area, appears to be living quarters and not a commercial enterprise. Across the highway is property which the owner is now using as a residence. Zoning Officer Wideman, he continued, has been asked to investigate the residence of Conrad Skorc, which has been under the surveillance of the Zoning Board of Appeals following a Public Hearing last year regarding the use of the building. Before water is extended, he continued, the other matters should be resolved.
- Paint Fire Hydrants:** Trustee Wilson advised that there are 135 fire hydrants that should be painted. The Fire Department has indicated that the tops will be color coded by the department. Trustee Green suggested checking with the Boy Scout Troops to ascertain if it would be feasible for them to undertake the initial coat. Trustee Wilson advised that following the under coat of paint on fifteen (15) on Main Street, East & West, art club will decorate the hydrants in keeping with the Bi-Centennial theme.
- Parking Problems:** Fire Department Commissioners Evans and Spangenberg commented to the board that consideration should be given to eliminating parking on one side of Cuyler and Fayette Streets, from Main to Walker on Fayette and Jackson to Main on Cuyler. Trustee Wilson advised that she would confer with the Fire Department to ascertain the proper recommendation to the village board.

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thence running northerly along Mates' east boundary line and continuing north to a point in the present south boundary of the Central Commercial District; thence westerly following the present south boundary of the Central Commercial District to the point and place of beginning.

Such land being further described and bounded by a map accompanying this amendment and hereby made a part thereof.

2. This Local Law shall take effect upon the date of filing in the Office of the Secretary of State of New York State.

ALL INTERESTED PERSONS SHALL have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: June 8, 1976

BY ORDER OF THE VILLAGE BOARD
OF THE VILLAGE OF PALMYRA

Theresa P. Otte, Clerk Treas.

June 7, 1976

Fire Lanes: Fire Department Commissioners Evans & Spanganberg suggested that additional signs be placed on the east of the Village denoting that the space is a fire lane. Clerk advised that signs have been placed on the village hall building east side. Commissioners felt a sign placed on the light pole or in this vicinity might deter cars from parking here.

Fire Barn: Trustee Wilson advised that the Fire Department has advised that there is a hole in the roof of the back fire barn garage. Plaster is falling in a three to four square foot area.

Whistle System: Commissioner Spanganberg advised that the fire alarm whistle system is also faulty. Cost of replacement would be some four to five thousand dollars (\$4,000.-\$5,000.) He indicated that because of the coverage by the monitor system, mutual aid, phones, etc., it would be costly to consider repairing. In addition the compressor is leaking. However, board felt Spanganberg should investigate the cost of repairing or replacing.

Fire Contract w/Town of Pal.: Commissioner Spanganberg and Trustee Wilson were asked to review the Fire Contract with the Town of Palmyra which will expire on December 31, 1976. Currently, the Town of Palmyra has contributed \$12,000.00 for the year.

Fund Drive Fire Dept.: Commissioner Spanganberg commented on the fund drive of the fire department mentioning that they had received good and bad comments relative to individual's donations to the department for the oxygen squad, rescue equipment, monitors, supporting equipment. The emergency van, according to Spanganberg, was purchased from campaign funds of the department.

Village Ins.: Trustee VanBortel commented that he had discussed the village insurance program with Louis VanParys, of VanParys Associates. Commissioner Spanganberg and Trustee VanBortel commented that the \$100,000. - \$300,000. coverage on the fire department is very inadequate. Trustee VanBortel advised that he would study the matter further and make a recommendation at a later date.

Referendum re: Firehse: Commissioner Spanganberg commented on the possibility of obtaining "grant money" without the necessity of a referendum. Trustee VanBortel questioned if it would be feasible to build a building over a period of years. Spanganberg replied that he did not know. General discussion by Trustee Green indicating ways of raising money for such a building. Trustee Reeves contributed that good Public Relations (PR) would be necessary in order to present such a project to the people.

Skorc Property: Conrad Skorc, owner of property at 644 East Main Street, over six months ago moved his family into this property which is in a commercial district. Zoning Officer B. Wideman advised that at the time of the Zoning Board of Appeals public hearing, Mr. Skorc's attorney indicated that Mr. Skorc would have a "merchant residency" on this property, as Mr. Skorc intended to sell flowers, etc. Zoning Officer Wideman has recently investigated the situation but has found no evidence of selling. Zoning Officer Wideman continued that Richard Breen, owner of property approximately across the highway is requesting a "Use Variance". R. Breen should submit an application to Zoning Officer Wideman after which the matter would be referred to the Zoning Board of Appeals.

Police Report: Motion by Trustee Reeves, 2nd by Trustee Green and carried, to accept the monthly report of the Police Department for the month of May, 1976. Highlights of the report revealed 190 complaints investigated along with five (5) cases of Petit Larceny, together with 10 apprehended for speeding and 14 for illegal parking. Total fines and bail forfeitures amounted to \$330.00.

Chas. Young Disabil. Claim: Trustee VanBortel reviewed the application of the Village of Palmyra for Disability Insurance advising that the New York State Compensation Board authorized eligibility for the Village of Palmyra as of May 13, 1976. Patrolman Young entered the hospital on May 17, 1976 for a non-job related knee operation. VanParys Insurance had indicated that coverage would not be effective until June 1, 1976. However, because of the authorization of the Compensation Board as of 5/13/76, it would be feasible to expect that Patrolman Young would be covered.

Trustee Reeves proposed the following resolution, and was seconded by Trustee Green:

WHEREAS, the Village of Palmyra has applied for Disability Insurance through VanParys Insurance Associates, and,

WHEREAS, the State of New York Compensation Board has authorized approval for the Village of Palmyra to have such insurance as of May 13, 1976, and,

WHEREAS, Patrolman Charles Young entered the hospital for a non-job related illness as of 5/17/76, and,

WHEREAS, VanParys Insurance Associates have indicated that final application has not been confirmed,

BE IT RESOLVED THAT, the treasurer, Theresa P. Otte, shall be authorized to pay Patrolman Young 50% of his regular salary up to a maximum of \$95.00 per week, until such time as the insurance company shall commence payments to him with the stipulation that he, Patrolman Young, shall be instructed that upon receipt of funds from the insurance company, he will return them to the Village of Palmyra for reimbursement.

Vote:

Trustee Wilson	Aye
Trustee VanBortel	Aye
Trustee Reeves	Aye
Deputy Mayor Green	Aye

Resolution approved.

Request for Water: A request was received from Harnish & Lookup, Associates, Newark, New York, in behalf of Valley View Mobile Home Park, owner Ken Years, for connection to the Village of Palmyra Water Line. Clerk asked to contact Lozier Engineers for their opinion.

Vil. Hall Roof Est.: Repair of a leak together with a complete section of new roof on the south section of the Village Hall was estimated to cost \$1,650.00 by W. McConnell Home Improvement. Trustee Green suggested that estimates be obtained from Norris & Leach and Jake Provost.

Storm Sew. Perm.: George Frey, 106 Vienna Street, requested permission to attach to the Village of Palmyra Storm Sewer on this street. Motion by Trustee Green, 2nd by Trustee VanBortel to grant permission on payment of the \$75.00 fee.
Motion carried.

Notice of Coll. of Taxes: Proof of Publication so attached for Collection of Taxes for the fiscal year 6/1/76-5/31/77.

OF NEW YORK, }
County of Wayne, } ss:

**NOTICE OF
COLLECTION OF TAXES**

PLEASE TAKE NOTICE:
That, I, the undersigned, Clerk-Treasurer of the Village of Palmyra, New York have received the tax roll and warrant for the collection of taxes for the fiscal year June 1, 1976 to May 31, 1977, and that I will attend at the Village Hall, Palmyra, New York, from June 1, 1976 from 9:00 A.M.E.D.S.T. until 12:00 Noon and from 1:00 P.M. in the afternoon through 4:30 P.M.E.D.S.T., except Saturdays, Sundays, and Holidays for the purpose of receiving such taxes, during which period taxes may be paid to me without additional charge.

TAKE FURTHER NOTICE:
that on all such taxes remaining unpaid after July 1, 1976, that five percentum (5) will be added for the first month, with an additional one-half percentum (1/2) for each month or fraction thereof thereafter until paid.

Dated: May 20, 1976
VILLAGE OF PALMYRA,
NEW YORK
Theresa P. Otte,
Clerk-Treas.

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(339)

Gregory L. Rhende, being duly sworn, deposes and says that he is the foreman of the Canandaigua Messenger, Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

May 27, 1976

Gregory L. Rhende
Foreman of the Publisher

Subscribed and sworn to before me

this *28th* day of *May* 197*6*

Dorothy B. Schorr
Notary Public

Fee: \$ *10.53*

DOROTHY B. SCHORR
Notary Public, State of New York
No. 8844280
Commission Expires March 30, 1978

June 7, 1976

- Curbs, Ramps:** State Law requires ramps on intersections and mid-block cross-walk which has curbs. Any new construction must adhere to this directive.
- Firemen enroute:** State Comptroller's Opinion (76-334) 4/26/76 -- Volunteer fireman involved in accident enroute to a fire, is responsible for repairs to his own vehicle. Volunteer's personal injuries are covered, but not his vehicle.
- RESOL.:** The resolution to apply for Oper. & Main. State Aid Sewer is attached to minutes:

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF
THE VILLAGE OF PALMYRA THAT:--

The Village of Palmyra make application to the State of New York for State Aid for the direct costs for operation and maintenance of the sewage treatment works under the provisions of Section 1263-c of the Public Health Law and that the application be in the form and content as annexed hereto, and

BE IT FURTHER RESOLVED

That the Treasurer of the Village of Palmyra be authorized to execute the necessary application.

* * * * *

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

Theresa P. Otte, does certify that she is the Clerk Treasurer of the Village of Palmyra and that on June 7, 1976 the foregoing resolution was adopted by the Board of Trustees of the Village of Palmyra and that resolution has not been rescinded.

Theresa P. Otte

Motion by Trustee Gary Van Bortel, 2nd by Trustee William Reeves, that resolution be adopted, and carried.

(SEAL)

Adjourn: Deputy Mayor Green adjourned the meeting at 9:36 P.M.

Theresa P. Otte, Clerk Treas.

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