

VILLAGE OF PALMYRA
BOARD OF TRUSTEES
JULY 10, 2023 6:30PM
VILLAGE MEETING

ROLL CALL: Present: Mayor Husk, Trustees Leo, Luke, Perry and Warters. Attorney St. Martin was absent.

OTHER ATTENDEES: David Augustine, Derick Baker, Chris Bucknam, Wayne Eidman, Mary Gellatly, Georgeann Graham, Mike and Anne Marie Hallings, Jim McGinnis, Lisa Premyslovsky, Gina Savage, Don Scanlon, Rich Sturgill, Margaret Tracy, Mary Ann Smith-Williams, Linda Valley, Jeff Vanderwege, Tracy Vanderwall. Others attended but didn't sign in.

PLEDGE OF ALLEGIANCE

PUBLIC HEARINGS- Mayor Husk read the legal advertisement as published in the July 2 issue of *The Times of Wayne County* as well as the rules for Public Hearings.

For a change in the Palmyra Village Codes shown below

Please take notice that the Village of Palmyra will hold five (5) Public Hearings at Village Hall, 144 East Main St., Palmyra, NY 14522 on July 10th at the following times:

6:30pm Repealing **Chapter 63:** Alcoholic Beverages and installing a new chapter regulating alcohol but allowing for exceptions at permitted events.

6:35pm Creating **Chapter 65:** Tobacco and Cannabis Use at Village Owned Properties

6:40pm Amending **Chapter 183:** Vehicles and Traffic, to add a fine schedule for parking tickets.

6:45pm Amending **Chapter 84-4:** Curfew, to change the curfew time from 10:00pm to 8:00pm on weekdays and 11:00pm to 9:00pm on weekends.

6:50pm Amending **Chapter 144-7:** Sewer Rents and Charges, to add the exception of not paying sewer minimum quarterly fee when water service has been turned off by request of the owner.

At each public hearing, all persons will be given an opportunity to be heard. Written and oral statements will be taken at that time. Time limitations may be imposed for each oral statement, if necessary.

Mayor Husk asked Clerk-Treasurer Wetherby if there had been any written correspondence regarding the Public Hearings. She responded that there was an email from a resident in support of the amendment to Chapter 144-7.

At 6:35pm, Mayor Husk opened the Public Hearing to repeal **Chapter 63** and install a new chapter. J. Vanderwege asked how many events there actually are and is not favor as to the cost to a get law rewritten. (Clerk-Treasurer's Note: There is no cost involved to change and this is to hopefully bring more events into the Village.)

Mayor Husk asked if any additional members of the public wished to speak regarding this topic. As no one responded, a motion was made by Trustee Perry, seconded by Trustee Luke to close this Public Hearing at 6:36pm. Vote, 4 ayes. CARRIED

At 6:36pm, Mayor Husk opened the Public Hearing on creating **Chapter 65**.

J. Vanderwege said he thought the Clean Air Act already covered this. Chief DiNardo responded that the act does but that passing this local law would enable police officers to enforce that law. The Village is planning on aligning with Wayne County's law. This is a proactive measure.

Lisa Premyslovsky asked if this is limiting use at all village owned properties. Mayor Husk and Trustee Perry said it will include playgrounds, parks, marina, cemetery, etc. She is in favor of the proposed local law.

Georgeann Graham asked to clarify if sidewalks were included as Village property. The Village will check with their attorney for clarification. She is opposed to the proposed local law.

Mayor Husk asked if any additional members of the public wished to speak regarding this topic. As no one responded, a motion was made by Trustee Perry, seconded by Trustee Wartens to close this Public Hearing at 6:40pm. Vote, 4 ayes. CARRIED

At 6:40pm, Mayor Husk expressed his wish to postpone **Chapter 183: Vehicles and Traffic**, to add a fine schedule for parking tickets, Public Hearing until he could confirm more details with Judge Rodman. Mayor Husk still asked if any members of the public wished to speak regarding this topic. As there was no response, a motion to postpone this Public Hearing was made by Trustee Perry, seconded by Trustee Wartens. Vote, 4 ayes. CARRIED

At 6:43pm, Mayor Husk opened the Public Hearing on Amending **Chapter 84-4**. J. Vanderwege, C. Bucknam, G. Savage, M. Gellatly and L. Premislovsky were opposed to this topic. Their concerns included the ability to enforce, whether curfews even work, increase of police walking patrols, what time are the majority of police calls, more community involvement, parent accountability, lack of community education and buy in. G. Savage raised some of the previous topics with her role at the Palmyra Community Center.

Mayor Husk asked if any other members of the public wished to speak regarding this topic. As no one responded, a motion was made by Trustee Perry, seconded by Trustee Wartens to close this Public Hearing at 6:57pm. Vote, 4 ayes. CARRIED

At 6:57pm, Mayor Husk opened the Public Hearing on Amending **Chapter 144-7**. Mayor Husk asked if any other members of the public wished to speak regarding this topic. As no one responded, a motion was made by Trustee Luke, seconded by Trustee Perry to close this Public Hearing at 6:58pm. Vote, 4 ayes. CARRIED

Motion to close the Public Hearing portion of the meeting at 6:59pm was made by Trustee Perry, seconded by Trustee Wartens. Vote, 4 ayes. CARRIED

REGULAR MEETING

CALL TO ORDER: Mayor Husk called the regular meeting to order at 6:59 pm.

APPROVAL OF MINUTES: Motion was made by Trustee Luke, seconded by Trustee Perry to approve the minutes from June 22, 2023. Vote, 4 ayes and 1 abstention, Trustee Wartens. CARRIED.

APPROVAL OF ABSTRACTS: Motion was made by Trustee Wartens seconded by Trustee Perry to approve payment of Abstract **2A** vouchers **24-00052** through **24-00102** for **\$126,847.74** Vote, 4 ayes. CARRIED

CORRESPONDENCE/ANNOUNCEMENTS/INFORMATION

- On 7/7, the Board was sent the Capital Project, Reserve, Revenue and Expense and Bank Balance reports.

REGULAR MEETING

OLD/NEW BUSINESS

SEWER CREDIT: BM and BW, LLC requested sewer credit for 212 West Jackson. The outdoor water hose was broken and couldn't be shut off by the tenant. The water cannot be forgiven but, as the water did not enter the sewer system, that portion of the bill can be submitted for adjustment. The average water consumption for the last year was 4 units per quarter. The amount used in the quarter in question was 52 units. The motion to add a credit for a portion of the sewer bill for \$72.00 (48 units x \$1.50 per unit) was made by Trustee Wartens, seconded by Trustee Leo. Vote, 4 ayes. CARRIED

NWE SPECIAL EVENT REQUESTS for 9/22/23 and 9/23/23 at the Wayne County Fairgrounds was approved by Trustee Wartens, seconded by Trustee Luke. Vote, 4 ayes. CARRIED

MULTI MODAL PROGRAM PROJECT RESOLUTION

Authorizing the implementation, and funding in the first instance of the State Multi-Modal Program-aid eligible costs, of a capital project, and appropriating funds, therefore.

WHEREAS a Project for the installation of a new drainage system on West Charlotte Avenue, Palmyra, NY, P.I.N. 4MA343.30N (the Project") is eligible for funding under New York State's Multi-Modal Program administered by the NYS Department of Transportation (NYSDOT); and

WHEREAS the Village of Palmyra desires to advance the Project by making a commitment of 100% of the costs of work for the Project or portions thereof; and

NOW, THEREFORE, the Board of Trustees of the Village of Palmyra, duly convened does hereby RESOLVE, that the Board of Trustees of the Village of Palmyra hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Board of Trustees hereby authorizes the Village of Palmyra to pay in the first instance 100% of the cost of the construction phase(s) of work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$25,000 is hereby appropriated from the General Fund and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

RESOLVED, that in the event the costs of the phase(s) exceeds the amount appropriated above, the Board of Trustees of the Village of Palmyra shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Village of Palmyra Clerk thereof, and it is further

RESOLVED, that Mayor David A. Husk of the Village of Palmyra be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Multi-Modal Program Funding on behalf of the Village of Palmyra with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and all Project costs that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project between the Village of Palmyra and the State of New York; and it is further

RESOLVED, that this Resolution shall take effect immediately.

Motion to accept this resolution was made by Trustee Perry, seconded by Trustee Luke. Vote, 4 ayes. CARRIED This is the Village accepting reimbursement for an already completed project, no money is being expended at this time.

BODY WORN CAMERA GRANT BUDGET ADJUSTMENT Motion to add \$20,000 to budgeted revenue line A3089 and adding \$20,000 to budgeted expense line A3120.4 was made by Trustee Perry, seconded by Trustee Luke. Vote, 4 ayes. CARRIED This will lead to no increase in the overall budget.

STREET SIGN REQUEST: Motion to approve a street sign, requested by legally blind C. Potter on Claremont Park, that says *Blind Person Area* or equivalent was made by Trustee Perry, seconded by Trustee Luke. Vote, 4 ayes. CARRIED

TRUSTEE REPORTS

Trustee Leo- No report

Trustee Luke – We have been receiving letters of interest regarding the Steering Committee for the Comprehensive Plan. She needs to schedule the annual audit with Clerk-Treasurer Wetherby.

Trustee Wartens- Fire Department calls for June are available at the Village Clerk's office.

Trustee Perry- Milling on Stafford Street starts tomorrow (July 11)

Mayor Husk- Engineering Planning Grant application was submitted on July 7. This is to fund a sewer pump and infiltration study.

He and the Deputy Mayor have been invited to the Wayne County VIP dinner for the Fair on August 3rd. He received a request from Historic Palmyra to close ½ of Market Street on August 5th from 10:00am - 3:00 pm for Pirates at the Museum. Motion was made by Trustee Perry, seconded by Trustee Wartens Vote, 4 ayes. CARRIED. Mayor Husk will inform Highway and Police Department.

Chief DiNardo There were 493 calls of service for the month of June:

13 arrests	5 mental health arrests	22 traffic tickets issues
2 burglaries at businesses	4 sex assault investigations	5 overdoses
2 stolen vehicles	A stolen vehicle pursuit	

felony criminal mischief of the bathroom arrest juvenile

felony criminal assault led to arrest of a juvenile

Wayne County Drug Take Down and Office of Cannabis Management both conducted operations that impacted a local business.

Officer Compton resigned effective June 22.

Awarded \$11,450 grant through DCJS is specifically for active threat response training and tactical care, a \$20,000 grant for body worn cameras only and a \$69,000 grant specifically for a patrol car and outfitting of the patrol car.

Body Armor grant is pending, and he hopes to hear back soon.

Applied for a grant to upgrade Live Scan system and a \$4200 training and evidence equipment grant.

The \$150,00 Public Safety grant for bike helmets and car seats won't been awarded until August or September.

Sunday Funday event is July 30 at the Palmyra Community Center. They are expecting a good turnout. Officer will be there doing car seat inspections.

The Police Department only has large bike helmets left.

He would like to request the Board surplus the extra bikes that have been here for over three years. He reached out to bike service to potentially donate time to fix the bikes before donating them.

Bicentennial Bike Ride is August 14- August 18. It starts and ends at the Wayne County Fairgrounds.

EXECUTIVE SESSION: As there were no further regular items to be discussed, a motion was made by Trustee Warters, seconded by Trustee Perry to go into Executive Session for contractual at 7:15pm. Vote, 4 ayes. CARRIED. Mayor Husk stated that there will be **no** action taken after Executive Session.

At 7:24pm, Mayor Husk opened the door to the hallway and announced that Executive Session was over.

Mayor Husk declared the return to public session at 7:25pm.

ADJOURNMENT: Motion was made by Trustee Perry and seconded by Trustee Warters to adjourn at 7:26pm. Vote, 4 ayes. CARRIED. Next meeting will be August 7, 2023 at 6:30pm at the Village Hall.

Respectfully submitted,
Rebecca Wetherby
Clerk Treasurer