

Kirchhoff: Land is classified as A, B, C, D, & E as far as being agricultural. 64,000 acres involved in agricultural district.

J. Aiken Agway Mgr: Advised that Agricultural District was formed so farmers can continue farming.

P. Rubery: Questioned how many farmers got \$10,000.00 off their land during past few years.

Johnson: Advised he could not say within the Town of Palmyra.

Rubery & Aiken: 1926 acres -- 11 parcels applied. Land rents for \$10.00 acre.

Baran: Questioned why law was put into effect?

Alderman: Advised that 23% of Town taxes paid by village of Palmyra residents.

Johnson: Stated that 3,000 notices were sent out and only 50 people showed up for hearing.

Adjourn: Supervisor Aplin adjourned the meeting at 3:20 P.M.

Theresa P. Otte, Clerk Treas.

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December 2, 1974

Regular Board Meeting

Board of Trustees

7:00 P.M.

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

2 Min. Silence: Two minute silence was observed prior to the beginning of the meeting.

Vouchers: Motion by Trustee Green, 2nd by Trustee McGuire and carried, to approve payment of the vouchers in the amount of \$4,593.63.

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

I. Moore: Mayor Fitzgerald commented on a letter that he had received as well as a petition received from Iverson Moore regarding the parking of cars on the west side of Park Drive, across from the P. T. Freund Co., which would be parked in front of the Moore residence. Mayor Fitzgerald commented that he would check on the matter and write a letter.

VanEtten: Hiram VanEtten, Operator of the Water and Sewer Plant, commented that he had received a call from the Monroe County Water Authority relative to a bill of \$517.00 for services of some of their representatives in 1971, which was unpaid. Clerk had advised that a Mr. Ray Ottman had been contacted at the time these gentlemen agreed to confer with Village Board members relative to the pump at Canandaigua Lake and the water line. It was suggested that Pitometer Associates be contacted for their analysis of the line. This was done and the contracted price was \$500.00 which was paid. Trustee Strong was asked to handle the matter.

Wayne Co. Water Studh: The towns of Ontario, Marion, Williamson and Palmyra, according to Water Plant Operator VanEtten, have recently discussed the possibility of cooperating to the extent of forming their own water authority. Mr. VanEtten advised that it would be his opinion that the village would be wise to connect in for 65¢/1,000 gals. of filtered water. At present, this is a 6" line and would have to be replaced with a 12" line. The village, he continued, could clear 35¢/1,000 gals, as the present charge to the consumer is \$1.00/M gals. As for the present line, there might be a possibility that an arrangement agreeable to all could be arranged with Garlock, Inc.

Vil. Cost - Mr. VanEtten emphasized that in his opinion, it would be wise to tie into this new line. The Village Board must decide whether to connect to the line or to up-date the filter plant.

- Ext. Wat. Line to Trolley Rd(?):** Mr. VanEtten informed the board that Tony Malone, Water Engineer for the Town of Palmyra inquired about the possibility of extending the water line to incorporate the "Trolley Road" area. Mr. VanEtten commented that if the water plant is expanded, then in his opinion, this would be feasible. However, if the board does not install the previously suggested improvements, it would be risky to consider allowing further expansion of this line into the Town of Palmyra.
- Board Agrees:** Mayor Fitzgerald suggested that a letter be written to the Wayne County Water Authority advising that the village would be interested in cooperating but that more facts and figures should be projected before a definite commitment.
- Raw Water Line & Filter Plant:** The following resolution was proposed by Trustee Strong, 2nd by Trustee Wilson:
WHEREAS, the Board of Trustees of the Village of Palmyra feel it imperative to the general overall requirements for the proper functioning of the Filter Plant that general upkeep and repairs are kept current to be kept in constant working order,
BE IT RESOLVED THAT, Lozier Engineers shall be notified to have installed a pump control valve as well as a ventilating system, pending proper bidding, as required, for the Filter Plant as previously discussed earlier this year. Unanimously approved.
- N.Y.S. Dept. of Trans.:** John Edinger, Regional Engineer, of the N.Y.S. Dept. of Transportation, Newark, N.Y. reviewed for the board that the state highway department is trying to update all highways with the prime focal point on safety, with removal of obstacles, should need be. He commented that along the highway, where places of business are located, close to the highway, posts will be installed with an allowance for each place of business one entrance drive to be fifty (50') feet wide or two, each to be thirty-five feet (35') wide, providing there is no sight disability or viewing disability onto the main thoroughfare. Mr. Edinger advised that the village would have five years (5 yrs.) in which to conform. The parking blocks, he commented would be eight to twelve feet (8-12') off the edge of the pavement. Again he commented, safety, was their prime concern.
- 5 yrs. to Conform:**
- Citizens Protest:** Several business merchants, F. Pulcini, owner of Pulcini's Restaurant; J. Suhr, operator of the Star Market; Paul Ludwig, owner of Ludwig Motors, all on East Main Street between Throop and Kent Street, commented that all of their parking space would be eliminated with the installation of these posts. Edinger advised that the department would cooperate in placing the drives where the owner so desired and would even change the approach after installation, if owner found it inaccessible. Mayor Fitzgerald thanked the citizens for their opinions.
- Exxon Station:** Mr. Edinger commented that at the corner of Park Dr., Canal St. and East Main where the street has recessed, it is proposed to place a right angle interchange and channelize the roadway for easier flow of traffic. The county may do some beautification at this point.
- Traffic Arrows:** Mr. Edinger indicated that a left arrow may be placed on the corner of Cuyler and William on East Main to indicate the better flow of traffic. Mr. Edinger also suggested that for safety reasons, it would be wise to eliminate the parking on West Main Street in front of the Methodist Church. It was mentioned that it may mean moving the "John Swift" stone on the northwest corner of West Main and Church Streets.
- J. Blazey:** John Blazey, owner of Blazey's Implements on Canal Street, exhibited a small piece of plastic pipe that has been perfected which, he contends, is superior to the copper pipe now used. He suggested that perhaps the water ordinance should be changed to allow for the installation of this material. He commented that Macedon is using this type and is about eight (8) times cheaper than copper.
- Blazey Sign:** Mr. Blazey commented that he expects to have a new sign erected by International Harvester which will be larger than the size allowed. He advised that unless he agrees to place this sign in a strategic spot, International Harvester will not give him the franchise, for this area.

Marine Mid. Municipals: Mr. Dick Parsons, representative of the Marine Midland Municipals in Buffalo, conferred with the board relative to the renewal of the \$100,000. Bond Anticipation Note with a payment of \$50,000. and interest, in order that the note might fall due on June 4, 1975, at which time the other BAN in the amount of \$125,000. will be due. At this time, it would be deemed apropos to issue bonds for \$200,000. Board asked him to prepare a resume of the services and fees that his company would be prepared to assume, should the village decide to avail itself of their services. He commented that it would be apropos to submit application to the Farmers' Home Loan at a guaranteed interest rate of 5%.

Arch. Rev.: Mayor Fitzgerald commented that in all fairness to everyone concerned, he felt that a public hearing should be held relative to the establishment of an Architectural Review Board. The following motion was made by Trustee Wilson, 2nd by Mayor Fitzgerald as follows:
WHEREAS, a group has prepared a proposed format for the establishment of an Architectural Review Board,
BE IT RESOLVED THAT, a public hearing shall be held to determine if the majority of the citizens of the Village of Palmyra feel such a board should be appointed.
 Vote:

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

 Resolution defeated.

Remove ARB from list: The following motion was made by Trustee Strong, 2nd by Trustee Green:
WHEREAS, it has been determined by the vote of the Village Board that the majority are not in favor of the establishment of an Architectural Review Board,
BE IT RESOLVED THAT, the matter be dropped from the list of items to be completed.
 Vote:

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

 Carried.

Flasher: Mayor Fitzgerald commented that it has been indicated by the New York State Electric & Gas that it might be possible to use one of their poles for attaching a flasher signal on the approximate corner of Canandaigua Street and Brookside Drive. More information is needed before proceeding.

Employees Union: Trustee Strong commented that there are twelve (12) of the village eligible employees who have signed cards making the needed 30% to form a union. He advised that a letter should be forthcoming from a Mr. Kline regarding additional signatures. General discussion. Union dues would be deducted from each members paycheck and transmitted by the treasurer to the union.

Taylor Law Seminar: Motion by Trustee Green, 2nd by Trustee McGuire and carried, to authorize payment of expenses for Trustee Warner Strong to attend a seminar on 12/14/74 at 10:00 A.M. in Albany, at the Ramada Inn relative to arbitration of unresolved negotiations in connection with the Taylor Law.

Potter Sign Suit: Village Attorney Laura Jane Poyzer advised that papers were prepared to be served on 12/3/74.

Executive Session: Motion by Trustee Strong, 2nd by Trustee Green and unanimously carried, to convene in Executive Session at 9:30 P.M.

Theresa P. Otte, Clerk Treas.

Reconvene: Motion by Trustee Green, 2nd by Trustee Strong and carried, to re-convene in regular meeting at 10:05 P.M.

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

December 2, 1974

- Pal.Agric. Society:** Attorney Poyzer commented that the court case relative to the suit against the Zoning Board of Appeals filed by the Palmyra Agricultural Society ruled that the Zoning Board of Appeals was justified in rendering its decision of disallowing the erection of a storage building on the fairgrounds in addition to those already there.
- Town Water Contract:** Motion by Trustee Strong, 2nd by Trustee Green and carried, to authorize Mayor Fitzgerald to sign the water contract on behalf of the Village of Palmyra. Clerk to submit contract to the Town of Palmyra for signatures.
- Police Report:** Motion by Trustee McGuire, 2nd by Trustee Green and carried, to accept the Police Report for the month of November, 1974. Highlights of the report indicated 165 complaints investigated, 3 arrests for public intoxication, 42 apprehended for speeding and 28 apprehended for illegal parking. Total fines and bail forfeitures amounted to \$644.00.
- Landfill:** Final arrangements not complete in view of the fact that Koeberle, who borders on the landfill on Garnsey Road, has indicated that a 20 x 400 foot strip should be negotiated.
- Manchester Wat.Cont.:** Attorney Poyzer commented that the Village of Manchester would agree to a contract price of \$.45 cents rather than \$.50 cents, as in suggested contract. Trustee Strong commented that it would be apropos at this time to delay further negotiations in view of the possibility of the Village of Palmyra connecting with the Wayne County Water System. Attorney Poyzer asked to write the Village of Manchester explaining the present position of the Village of Palmyra.
- Meli Con.:** Ron Pastro advised by letter that the village had refused to recognize the escalator clause in the agreement. He commented that the 1974 law states that this was justifiable in requesting terms for negotiating. (Any petroleum based product that exceeds 15% of the original quoted price, would be legal for an increase in price).
- Trim Vil. Trees:** Agnes Griffith, daughter of Mrs. Agnes Griffith, Canandaigua St., who owns a small lot on West Foster near Canandaigua Street, advised that there are two trees on village property that she would like to have permission to trim, cable and tar cavities. Board agreed that she could do this at her expense.
- Cap.Res. Water Invest.:** The following resolution was proposed by Trustee Strong, 2nd by Trustee Wilson and carried:
WHEREAS, the treasurer, Theresa P. Otte, has advised the Marine Midland Trust Co. of intent to withdraw \$50,000.00 from the Capital Reserve Fund Water to invest in a Certificate of Deposit along with the \$400,000. presently in a Certificate of Deposit,
BE IT RESOLVED THAT, the Treasurer be instructed to place the additional \$50,000. with the \$400,000. currently in a C.D. for a total of \$450,000.00 for a rate and period of time that may be most advantageous.
- Rev.Shar.:** Clerk advised that the Village of Palmyra must make a definite commitment for the \$23,821.00 received in Revenue Sharing for the first two periods December, 1972 and January, 1973. Failure to comply with regulations, according to a Municipal Affairs Review, may result in loss of funds in question.
- Adjourn:** Mayor Fitzgerald adjourned the meeting at 10:31 P.M.

Theresa P. Otte, Clerk Treas.

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Informational Meeting

December 4, 1974
Village Hall

4:00 P.M.

Present: Mayor Sidney J. Fitzgerald, Trustee Warner Strong, Garlock Inc. Representatives, Richard Watson and Lloyd A. Green. Lozier Engineers, Rochester, N.Y. -- Wayne Ackart.

Subject: Wayne County Water Study for northwestern Wayne County.

Mr. Ackart, Lozier's, commented that the present water line belonging to the Village of Palmyra, which is gravity fed from

Canandaigua Lake, is nearly forty (40) years old with possibly repairs for more efficient service to be completed. The pump that was installed several years ago does not function adequately due to the leaks in the line, many of which are undetected because of the line being laid in a swamp area. Garlock Inc., in the past has cooperated in putting in valves etc., which has reduced the waste of water. The Village of Palmyra had planned to expand the filter plant but due to the recent discussion of a Wayne County plan to have wholesale water available, it might be advantageous for the village to connect to this system. Basically, there are three methods that might be followed to improve the present line - - - (1) repair leaks and place corrosion protection on line; (2) complete reconstruction of the line; or, (3) reline the complete line. The estimated costs would range from \$2,million up to \$7,million.

County Water System: There would be no expense to the village as far as filtering water. The only cost would be about \$.65/1,000 gals. of filtered water. Village lines on streets would have to be maintained by Village. If Garlock Inc. had to switch to the county water, the cost would be the same unless they made some arrangement with the water system. At the present time, Garlock Inc., pays about \$.08/1,000 gals for all water both treated and untreated. Should the village decide to tie in with the proposed system, it might be to Garlock's advantage to lease the Village of Palmyra's line for its own use.

Cost to Taxpayer: The first two or three years the cost would be about 20¢/M and after three or four years, it would increase to probably 45¢/M. Initially, the water would come from Lake Ontario at the Ontario or Williamson plants. They average about 3½ to 4 million gallons a day extra that can be sold.

Village Line: The Village Line between Canandaigua Lake and the Filter Plant on Spring Street in the Village of Palmyra, is worth much to the village. **Valuable** Right of Ways and easements were obtained at the time of installation. The village would be remiss to sell. Mayor Fitzgerald commented that it might be apropos for Garlock to consider leasing the line. Mr. Green, representative of Garlock, suggested the possibility of leasing for \$1.00 with the possible stipulations that all taxes, repairs, and any expenses of same would be paid by Garlock, Inc.

Joint Meeting: Those present felt it would be apropos to have a joint meeting of representatives of Garlock Inc., the County and those presenting the proposed plan of water at a meeting with village board members on January 15, 1975 at 2:00 P.M., provided such a time would be agreeable to all concerned.

Adjourn: Informational meeting closed at 4:45 P.M.

Theresa P. Otte, Clerk Treas.

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December 16, 1974

Regular Board Meeting

Board of Trustees

7:00 P.M.

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

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

Vouchers: Motion by Trustee Green, 2nd by Trustee Wilson and carried, to approve payment of the vouchers in the amount of #69,452.27.

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

Flasher: Police Chief Donald Henry and Highway Foreman Raymond Smith conferred with the board relative to the placement of a flasher on Canandaigua Street. Chief Henry advised that the best spot to have the flasher would be at the corner of West and East Jackson and Canandaigua Streets with flashing red and yellow which would definitely slow down traffic. A control box will be needed which would be installed by the New York State Electric & Gas at village expense. The telephone company has advised that they would be willing to remove and install a new pole at this spot as the present one will not be high enough to accomodate the

overhanging wires. A cost figure as projected by Bob Lyons, Newark, for the controls, light and installation would be about \$1,000.00 plus or minus.

Lastly, it was suggested that it might be better to install a regular green, yellow and red light that could be changed to flashing when desired and visa versa.

Motion
to

Install:

The following motion was made by Trustee Wilson, 2nd by Trustee Green;

WHEREAS, the Board of Trustees of the Village of Palmyra feel it desirable for the safety of school children and for the general traffic incoming on Canandaigua Street, to have a signal light at the corner of Canandaigua and East & West Jackson Streets,

Rev.Fds.
for pay-
ment:

BE IT RESOLVED THAT, such a light shall be installed with payment of such equipment to be made from Revenue Sharing Funds which specify such expenditures for safety purposes.

Parking
Signs:

Police Chief Henry commented that the "No Parking: signs on Fayette Street near the East Main Street intersection should be replaced.

Park Dr.
Parking:

Mayor Fitzgerald commented that recent letters received from the P. T. Freund, Inc. and residents of the west side of Park Drive have been reviewed and evaluated. It now appears that there is no ordinance which prohibits parking on the west side of the street. In addition, the signs were placed there by the residents and not the village crews. Clerk instructed to write residents advising signs to be removed, otherwise, village crews would do same.

Comm.
Complex:

A letter addressed to Mayor Fitzgerald and the Village Board from the Town of Palmyra, advised that they do not feel that they could contribute any funds for such a project at the present time, although, they advised, the idea for such a building is commendable.

Hsg. &
Comm.
Dev.Act:

The subject of the Housing & Community Development Act of 1974 was mentioned with Mr. William Roche, Urban Renewal Director commenting that it might be possible to obtain funds for a community complex, but that this act is devoted primarily to housing for the benefit of the lower income groups.

Urban
Renewal:

Mayor Fitzgerald commented that the Urban Renewal Agency has indicated that the work is now complete, with everyone paid with the exception of a \$9,000.00 retention. In view of this it has been requested that the bond for the work be released. Mr. Roche commented that there would be a one-year guarantee period, or maintenance bond which would be submitted by Meli Construction, which would be accepted by the Village of Palmyra after it had been approved by the Village Attorney, L. J. Poyzer.

Public Hearing

Public
Hearing:

A public hearing was scheduled for 8:00 P.M. relative to the Urban Renewal Area for certain modifications as approved by the Planning Board on November 1, 1974. Proof of Publication is so attached.

4. Changes to building controls including lot coverage, building height and setback requirements and the establishment of building regulations of residential for elderly usage.

5. Establishment of parking requirements for residential for the elderly usage.

6. Elimination of off-street loading requirements for residential uses.

7. Deletion of Minimum Property Rehabilitation Standards.

The Amended Urban Renewal Plan together with appropriate maps is on file at the Village Clerk's Office and is available for public inspection.

The amended Main Street Urban Renewal Area is more particularly described as follows:

Located in the Village of Palmyra, County of Wayne, State of New York, and bounded generally as follows: BEGINNING at the intersection of the westerly line of William Street and the southerly line of Canal Street; thence west along the southerly line of Canal Street approximately 65 feet to a point; thence north from said point across Canal Street and continuing along a property line to the southerly line of the former

Erie Canal right-of-way; thence east along the southerly line of the former Erie Canal right-of-way for a distance of approximately 396.9 feet to a property line; thence north along said property line for a distance of approximately 43.7 feet to a line; thence east along said line to the easterly line of Division Street; thence south along the easterly line of Division Street to the northerly line of Canal Street; thence southeast along the northerly line of Canal Street to the easterly line of Market Street, as extended; thence south along the easterly line of Market Street to the intersection of a property line, as extended; said property line being approximately 364 feet from the south line of Canal Street; thence west along said property line for a distance of approximately 91.5 feet to a property line; thence south approximately 6.5 feet to a property line; thence west approximately 28 feet to a property line; thence north approximately 15.5 feet to a property line; thence west approximately 3 feet to a property line; thence north approximately 32 feet to a property line; thence west approximately 105.5 feet to a property line; thence north

approximately 118 feet to a property line; thence west approximately 20 feet to a property line; thence north approximately 80 feet to a property line; thence west along said property line to the westerly line of William Street; thence north along the westerly line of William Street to the south line of Canal Street, the point of BEGINNING.

Dated: November 5, 1974

VILLAGE OF PALMYRA

Theresa P. Otte, Clerk

N.13

(531)

LEGAL NOTICE
NOTICE OF
PUBLIC HEARING

Notice is hereby given that the Board of Trustees of the Village of Palmyra will hold a Public Hearing in the Trustees Room of the Village Hall at 144 East Main Street, Palmyra, New York, on December 16, 1974 at 8:00 P.M. o'clock for the purposes of considering an amended Urban Renewal Plan which provides for certain modification to the Urban Renewal Plan for the Main Street Urban Renewal Area, No. N.Y. R-212, said Urban Renewal Plan being previously approved by the Planning Board on September 3, 1969, and an amended Urban Renewal Plan on November 1, 1974.

Modifications under consideration include:

1. Deletion of certain properties from the project area, which properties are identified on the revised Project Boundary and Land Acquisition Map.

2. Addition of one property to the project area for acquisition owned by John Bain, which property is identified on the Project Boundary and Land Acquisition Map.

3. Changes in proposed land uses to identify residential for the elderly and public use areas.

STATE OF NEW YORK,)

COUNTY OF WAYNE)

ss:

Darlene E. Matteson

being duly sworn, says that she is the Secretary

of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at

Palmyra, Wayne County, N. Y., and that a Legal Notice

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

each week for one ~~successive~~ weeks, beginning Nov. 13, 1974

and ending Nov. 13, 1974

Sworn before me this 18th

day of November 1974

Dorothy S. Schorr
DOROTHY S. SCHORR Notary Public, Wayne County.
Notary Public, State of New York

No. 8844260

Commission Expires March 30, 1976

Fees \$33.60

William Roche, Urban Renewal Director and Paul Symanski of the New York Office, were present.

Mrs. Henry Griffith and Miss Agnes Griffith asked about the John Bain property on Division Street.

Mayor Fitzgerald commented that the purpose of this hearing was to incorporate this area in the Urban Renewal land. He further commented that there are funds available for the purchase of this piece of property. Mrs. Griffith queried if a survey had been made by the housing authority.

Mayor Fitzgerald advised that he had no itemization as yet, but Urban Renewal Director Roche interjected that he had talked with Chairman of the Housing Authority, Thomas Zani, who has indicated that the response has been very good.

Close

Hearing: Mayor Fitzgerald closed the hearing at 8:15 P.M.

Theresa P. Otte, Clerk Treas.

Re-con-vene: On motion by Trustee Wilson, 2nd by Trustee Green and carried, the board re-convened in the regular board meeting at 8:25 P.M.

Present: Mayor Sidney J. Fitzgerald, and Trustees Lloyd A. Green, Mary Lou Wilson, Village Attorney Laura Jane Poyzer.
Absent, Trustees Warner Strong and David McGuire.

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

WHEREAS, the Board of Trustees of the Village of Palmyra held a public hearing on December 16, 1974 at 8:00 P.M., a quorum being present, relative to certain modifications to the Urban Renewal Plan, known as the R-212 area, and approved by the Planning Board of the Village of Palmyra on November 1, 1974, and,

WHEREAS, it appears that no objections to the deletion of certain properties were voiced, and that the addition of one property was indicated with no objection, along with changes in proposed land uses, with no objections,

BE IT RESOLVED THAT, the Board of Trustees shall adopt the amended Main Street Urban Renewal Area as outlined in the Proof of Publication of Notice of Public Hearing, pending any formal legal filing necessary for such adoption.

Vote:

Trustee Green	Aye
Trustee Wilson	Aye
Mayor Fitzgerald	Aye
Trustee Strong	Absent
Trustee McGuire	Absent

Resolution Carried.

Paul Symanski: Paul Symanski, advisor to the Urban Renewal Agency advised that the money for the housing authority, Section 8, subsidy is different from the "lock-grant" funds.

Potter Sign: Attorney Poyzer advised that 20 days after she had filed the formal papers charging Laurence Potter of violation of the zoning for the erection of a business sign overhanging a village sidewalk, that he has to reply. The reply would probably be through his attorney.

Marine Midland Municipals: Marine Midland Municipals, Buffalo, N.Y. submitted a resume of the services they would render if the board so chose to enlist their aid in floating a bond issue for approximately \$200,000. for the balance owed on the updating of the sewer disposal plant and for the installation of lines on East Foster and South Howell Street. Board members asked to review this along with the resume submitted by Bernard P. Donegan, Rochester. Attorney Poyzer asked to render an opinion, for deciding at next board meeting.

Info. Transfer Cable T.V.: Attorney Poyzer advised that at this time no specific rules have been established for the conduct of a public hearing for a request by Information Transfer, Cable T.V., for an increase in rates from \$6.00 to \$7.00 per month per subscriber, according to information she received from their attorney. Attorney Poyzer suggested that the village board insert a notice in the local newspaper at least two (2) wks. prior to the hearing.

News.ad 2 wks. prior: Attorney Poyzer commented that the village board has to hold the public hearing. However, she advised it would be well to have a representative of the Cable T.V. at the hearing so that any problems might be discussed at this point.

- Public Hearing:** On motion by Trustee Green, 2nd by Trustee Wilson and carried, January 13, 1975, at 7:30 P.M. was set for the public hearing.
- Sidewalks Should be Clean:** Mayor Fitzgerald commented that newspaper should solicit co-operation of village residents to clean sidewalks so that students walking to and from school would not be forced to walk in the streets.
- Emergency Gas:** Mayor Fitzgerald questioned plight of vehicles stranded because of lack of gasoline. Board agreed that police department should be called to request closed station to open for gas.
- Comm. Ctr.:** A letter addressed to the board from the Community Center indicated that the center will be able to sponsor a swim program at the Canandaigua Y during the winter months due to the contribution of the Town of Palmyra for \$1,000. from Revenue Sharing Funds. They asked for a \$200. donation from the Village of Palmyra.
- Table:** Motion by Trustee Green, 2nd by Trustee Wilson and carried, to table the matter until the next board meeting.
- James Sapienza re: Zon.:** James L. Sapienza, Esq.; commented to the board that it might be apropos for the board to consider the East Main Street area which is zoned C--3, denoting use of generally service stations. His request was based on the fact that his client, Isaac Cook, owner of property at the corner of Throop and East Main, a former gasoline station, has had two buyers, but, because the zoning officer was unable to issue a Certificate of Occupancy for either, one a used car salesroom (lack of sufficient area for parking of more than 5 cars) and the other for a vacuum sales showroom, both sales were not finalized. Mr. Sapienza mentioned that generally there are "step-down" areas for an area, but the C-3 Area has none. It would be his feeling that the board consider revising this area of zoning. He commented that Agway sells everything from toys to appliances. It was noted that Agway was located there just prior to the adoption of the present zoning code.
- Retail Outlet:** Planning Board should be informed that this area should be scrutinized for changing to allow for offices, retail outlet, etc. At present, "Highway Commercial" is too restrictive and should be geared for the present and future.
- Beaut. Project:** Zoning Officer Bruce Wideman commented that there is a possibility the Wayne County Board of Supervisors will be voting on a beautification project to allow for making of parks along the desired Canal Area. This would entail creating the area agricultural.
- Side St. Merchants:** Zoning Officer Wideman revealed that the side-street merchants are very anxious to have some ruling relative to the indication of signs for the information of would-be customers. He advised that perhaps the village should consider a type of sign that would list --- Postoffice, Library, Dry Cleaning --- together in an appropriate spot.
- NO Parking:** Clerk asked to confer with Police Chief Henry for an evaluation of the desirability of "No Parking" on West Main Street, north and south sides for a number of feet in front of the Baptist Church and Methodist Church.
- Plastic Pipe:** Clerk asked to write Lozier Engineers and confer with H. VanEtten and Ray Smith regarding the practicability of using plastic pipe as opposed to copper pipe. Water ordinance would need to be changed to allow for either, if found to be satisfactory.
- Discuss. of News Media:** Trustee Wilson commented that she would like to interject while the news media was in attendance, that she would not vote to move into "Executive Session" in the future in view of the fact that it appears that everything that is said in such a session makes its way into the newspaper.
- MeliBros.** Attorney Poyzer advised that Meli Bros. had requested an increase in the contract figure due to the fact that they had to pay more for materials than had been anticipated when bid. Attorney Pastro for Meli Bros. reiterated that if the actual cost exceeds 15%, it is permissible to request an increase. This, he contends is mandatory, while Attorney Poyzer indicates that the statute is permissive. The village can ponder. Urban Renewal should be involved in the decision.

STATE OF NEW YORK
COUNTY OF WAYNE
VILLAGE OF PALMYRA

I, Ann F. Guest, duly appointed secretary of
the Planning Board of the Village of Palmyra, New York, do
hereby certify that the attached is a copy of resolution
adopted by the Planning Board of the Village of Palmyra, New
York, at a meeting held November 1, 1974, following a
public hearing, and is a true, correct and compared copy
of the whole of said original resolution as adopted at said
meeting, the same being on file in this office.

Witness my hand this 1st day
of November, 1974

Ann F. Guest.

Secretary

RESOLUTION OF THE PLANNING BOARD
OF THE
VILLAGE OF PALMYRA, NEW YORK

WHEREAS, an Urban Renewal Plan for the Neighborhood Development Program Area No. 1 dated February, 1969, as revised January, 1974, has been submitted to this body for its approval and certification; and

WHEREAS, a public hearing has been held on the revisions to the Urban Renewal Plan, said hearing having been held after due notice of it having been published in the official newspaper of the Village of Palmyra,

NOW, THEREFORE, BE IT RESOLVED:

1. That the Planning Board of the Village of Palmyra does hereby certify that the Urban Renewal Plan as revised for the Neighborhood Development Program Area No. 1 conforms to the comprehensive community plan of the Village of Palmyra, and is consistent with local objectives.

2. That such Urban Renewal Plan as revised includes a statement of the proposed land uses; proposed land acquisition, demolition and removal of structures; proposed methods or techniques of urban renewal; proposed public, semipublic, private or community facilities or utilities; a statement as to proposed new codes and ordinances and amendments to existing codes and ordinances as are required or necessary to effectuate the plan; a proposed time schedule for the effectuation of such plan.

3. That said Urban Renewal Plan as revised therefore complies with the provisions of subdivision 7 of Section 502 of Article 15 of General Municipal Law of the State of New York.

BE IT FURTHER RESOLVED, that the Planning Board of the Village of Palmyra does hereby certify the said Urban Renewal Plan as revised conforms to the findings made pursuant to Section 504 of Article 15 of the General Municipal Law of the State of New York, namely that the area being

considered is a "substandard and insanitary area" appropriate for Urban Renewal; as defined in Section 502, Subdivision 4 of the General Municipal Law of the State of New York; and

BE IT FURTHER RESOLVED, that the Planning Board of the Village of Palmyra hereby certifies to its approval of said Plan; and

BE IT FURTHER RESOLVED, that this finding of the Planning Board be submitted to the Village Board of the Village of Palmyra for their consideration of this Plan.

PLANNING BOARD VILLAGE OF PALMYRA

John M. Hunt
Secretary

John M. Hunt
Member

Donald T. Wallan
Member

John M. Hunt
Member

John M. Hunt
Chairman

Reduce Sewer: On motion by Trustee Green, 2nd by Trustee Wilson and carried, the sewer rate for the former Assembly of God at 117 West Main Street, now a single family residence owned by Kermit Jones, Jr. will be reduced from \$21.00 to \$17.28 beginning with the March 1, 1975 quarter.

James Campbell The following motion was made by Trustee Green, 2nd by Trustee Wilson: **WHEREAS**, James Campbell has successfully completed the necessary **Per.App.** examinations for director of the Palmyra Community Center as **Com.Dir.:** prescribed by the County of Wayne Civil Service, **BE IT RESOLVED THAT**, James Campbell shall receive a permanent appointment as of this date.

Adjourn: Mayor Fitzgerald adjourned the meeting at 10:20 P.M.

Theresa P. Otte, Clerk Treas.

Regular Board Meeting

Board of Trustees

7:00 P.M.

Present: Mayor Sidney J. Fitzgerald, and Trustees Mary Lou Wilson, David C. McGuire, Warner Strong and Lloyd A. Green. Village Attorney, Laura Jane Poyzer.

2 Min. Sil. Mayor Fitzgerald opened the meeting with a two minute period of silence.

Vouchers: Motion by Trustee McGuire, 2nd by Trustee Green and carried, to approve payment of the vouchers in the amount of \$4,406.01.

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

Landfill: Trustee Green advised that he has an agreement with the Town and the Village for an extension of the operation of the landfill by the Village until 3/28/75, unless it is possible to remove the trash that has fallen or slid onto the property of Koeberle before this date. Trustee Green advised that he and Andy Baran, Town Board member, had tried to obtain a signed agreement with Koeberle, but this was not possible. Mayor Fitzgerald interjected the possibility of condemning the piece of property. Trustee Green replied that if it were summer weather, there would be no problem in removing the trash from the Koeberle property and as soon as the weather breaks, he expects to be able to have this done.

Resol.: The following resolution was proposed by Trustee Green, 2nd by Trustee McGuire:
WHEREAS, the Village of Palmyra has been negotiating with the Town of Palmyra for the transfer of the landfill owned by the Village of Palmyra on Garnsey Road located in the Town of Palmyra, to become the property of the Town of Palmyra, and,
WHEREAS, because of some boundary lines which had to be resolved prior to the transfer,
BE IT RESOLVED THAT, the Village of Palmyra agrees to continue to assist with the covering of the landfill until March 28, 1975, at which time it is expected that the weather will be conducive for the removal of the trash on the property of Frank Koeberle, who, then would be willing to sign an agreement relative to the boundary line of the landfill.

Vote:

Trustee Green	Aye
Trustee McGuire	Aye
Trustee Wilson	Aye
Trustee Strong	Abstained

Resolution carried.

Flasher: Can. & Jackson Bob Lyons of Newark discussed with the board the possible installation of a red, yellow, and green light at the corner of Canandaigua and East & West Jackson Streets. New equipment, he advised, would cost about \$1,500. This would have a time clock. However, he commented that the Village of Newark has some nearly new equipment which was replaced by Urban Renewal, which they would be willing to sell at a price of \$400.00 for the signal head and \$450.00 for the controller. Installation charges for this would be about \$1,100., including the cost of the wire. The New York Telephone Co. has indicated that they would be willing to install a new pole at this spot as the present pole is not high enough to accommodate the height needed for extending the wires and dropping the light in the middle of the intersection. He advised that he would be prepared to do the work, if the board so chose, but would like the use of the Village of Palmyra ladder truck. The work, he commented, would be guaranteed for a year. The following motion was made by Trustee Green, 2nd by Trustee Strong:

WHEREAS, the Village of Palmyra desires to have a traffic light at the corner of Canandaigua Street and East & West Jackson Streets,

BE IT RESOLVED THAT, the services of Robert Lyons, Newark, N.Y. be obtained for the installation of the light at a cost of approximately \$1,100.00 to include materials, meaning wire, and other incidentals, and use of village ladder truck, and,

BE IT FURTHER RESOLVED THAT, the Village of Palmyra purchase from the Village of Newark, a slightly used signal head and controller at a cost of \$850.00, and a request shall be made to the New York Telephone Co. to request that a taller pole be installed in this area to allow for the attaching of wire from a pole owned by the New York State Electric & Gas Co.

Vote:

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

Carried.

Sewage
Quar.
Rpts.:

Sewer Plant Operator, Hiram VanEtten, advised that the quarterly report that he submitted in relation to the sewage monitoring for discharge into the streams of the state (Barge Canal) was reviewed by the state with the comment that items were not placed in the correct blocks. Trustee Strong requested a copy of the permit so that he might have an opportunity to review it and assist Mr. Van Etten with completing the next report.

Union
Employ.:

Trustee Strong advised that to date he had heard nothing from the Civil Service Employees Association as to the rejection or acceptance of, for village employees.

Lozier
Advice:

Lozier Engineers, Rochester, N.Y., advised by letter that they would recommend the purchase of a "Pump Control Valve" for the Filter Plant from a David Vilas, Rochester, N.Y. at a cost of \$1,256. In addition ventilation system in the Filter Plant should be improved for safety measures. This item would have to be bid.

Loc. Laws
#1, 2, 3
of 1975:

Local Laws Nos. 1, 2, 3 of 1975 were introduced by Trustee Strong, and were seconded by Trustee McGuire to be placed on the desks of board members.

Public Hearing for the proposed local laws were set for January 27, 1975 at 8:00, 8:15, and 8:30 P.M. in the Trustees Room of the Village Hall. Said Local Laws will provide for Stop Intersection on Market Street, designate a portion of Market Street as one-way, and provide for a Yield Intersection at the corner of Market and Canal Streets.

Lynn
Letter re:
Ethics:

Mayor Fitzgerald advised that he had written to Attorney John Lynn for an opinion regarding the claim of Charles Richardson that his reputation has been jeopardized because of the decision in the "Pop Bottle Case". The reply from Attorney Lynn was read to the board. Attorney Lynn indicated that Village Attorney Poyzer should be consulted. Mayor Fitzgerald commented that a summary of the proceedings should be sent to Attorney Lynn. Attorney Poyzer replied that a factual statement could be prepared. Trustee Wilson countered with the question of "Why are we getting involved?"

Motion to
"Drop":

The following motion was made by Trustee Green, 2nd by Trustee Wilson:

WHEREAS, Charles Richardson, Acting Village Police Justice, has asked the aid of the Village of Palmyra to refute allegations damaging to his reputation,

BE IT RESOLVED THAT, the Board of Trustees of the Village of Palmyra refrain from any involvement in a personal threat to the reputation and integrity of Charles Richardson.

Discuss-
ion of
Question:

Mayor Fitzgerald commented that C. Richardson is considered as a village employee.

Trustee Green advised that Richardson should retain own counsel if he wishes to carry the matter further.

Charles Richardson interjected that there is some ethics involved in the case. He suggested that the Village of Palmyra provide counsel for him.

Trustee Green questioned, What the village to gain by this action? Attorney Poyzer countered with the fact that it is a question of ethics and not legality and the settlement already reached would not be undone.

Vote:

Trustee Green	Aye
Trustee Wilson	Aye
Trustee McGuire	Aye (with reservations)
Trustee Strong	Naye

Carried. (Matter closed).

Potter Sign Case: Attorney Poyzer advised that the attorney for Mr. Laurence Potter, Maurice Strobbridge, has asked for an extension of time until January 10, 1975 for this case.

Bond Consultants: Discussion of the proposals of the two consultants, Marine Midland Municipals and Bernard J. Donegan, for the financing of a proposed \$200,000.00 Bond Issue in June, 1975 for work on the extension of the East Foster, South Howell Street Sewer Line and the balance unpaid for the up-dating of the Sewer Disposal Plant.

The following motion was made by Trustee Strong, 2nd by Trustee Green:

WHEREAS, a proposal has been presented by both Marine Midland Municipals and Bernard J. Donegan relative to the issuing of \$200,000. approximately in bonds,

BE IT RESOLVED THAT, Marine Midland Municipals be engaged at a cost of \$1,200.00 which would not include any legal fees.
Carried.

Animal Ordinance: Mayor Fitzgerald advised that he was suggesting that the ordinance entitled "Control of Animals" be amended in Section 4 to emphasize the removal of manure.

The following motion was made by Trustee Strong, 2nd by Trustee Green:

BE IT RESOLVED THAT, the Board of Trustees of the Village of Palmyra refrain from changing the present ordinance which regulates the Control of Animals and adopted by the Board of Trustees of the Village of Palmyra with amendments on as of 8/2/71 and 6/1/73.

Sew. Ease.: Attorney Poyzer advised that she had received a letter from Attorney Gary Morell, attorney for the Moose Club on Cuyler Street, relative to the replacement by the Village of Palmyra of blacktop which had been damaged at the time the sewer line was installed. Trustee Green advised that he would have Highway Foreman Raymond Smith check on the matter.

E. Main Posts: A letter was read that had been received from the New York State Dept. of Transportation relative to the blocks that will be placed along the highway for the purpose of traffic safety. Board asked the clerk to request a schematic drawing of the proposal.

Lozier Suggests: Lozier Engineers, Rochester, New York, informed the Village Board by letter that it was their opinion that funds should be held back rather than accepting a maintenance bond from Meli Bros. Construction. Attorney Poyzer also commented that the General Municipal Law states that the bonds would have to be Federal or State Bonds and not a Letter of Credit, as suggested by Meli. Board agreed to abide by suggestions of Lozier Engineers.

Urb. Ren. Canal Street: A letter from W. Roche, Urban Renewal Director, suggested that the Village Board might consider resurfacing the street from the western edge of the Urban Renewal area on Canal Street to Church Street, thereby extending the resurfacing of the street into a uniform area.
Board agreed to table the matter.

Comm. Ctr.: The following motion was made by Trustee Strong, 2nd by Trustee McGuire:

WHEREAS, the Community Center has indicated that the Town of Palmyra has appropriated a sum from the Revenue Sharing Fund to aid in their activities,

BE IT RESOLVED THAT, the Village of Palmyra provide the sum of \$200.00 from Revenue Sharing Funds for the aid of the Community Center program to finance swimming instruction at the Canandaigua Y.M.C.A.

Vote: Carried.

Landfill: The following motion was made by Trustee Green, 2nd by Trustee McGuire:

WHEREAS, the Village of Palmyra highway crews as well as outside contractors with bulldozing equipment have been needed to provide cover for the landfill, and,
WHEREAS, no funds were appropriated in the current budget of the Village of Palmyra (6/1/74 - 5/31/75) for the operation of a landfill,

BE IT RESOLVED THAT, the treasurer shall be empowered to transfer the sum of \$10,000.00 from the Revenue Sharing Account to offset the deficit in the general funds of the Village of Palmyra in the landfill account.

Vote:

Trustee McGuire Aye
Trustee Strong Naye

Trustee Wilson Aye
Trustee Green Aye

Carried.

Meeting Time: Mayor Fitzgerald advised that beginning with the January 27, 1975 Village Board Meeting, the time of the meeting will be 8:00 P.M. with committees meeting at 7:00 P.M. for organization.

Fire Dept. Members: On the recommendation of the Board of Fire Commissioners, the following were recommended for membership in the Palmyra Fire Department: Mark J. Craft, 336 Spring Street; Ken McConnell, 336 West Foster Street; Thomas L. Thurman, 118 Clinton Street; Harold D. Griffin Sr., 214 1/2 East Main Street; and Elton Hartwick Sr 414 Canal Street.

On motion by Trustee McGuire, 2nd by Trustee Green and carried, the above were approved for membership pending completion of the training prescribed by the department.

Adjourn: Mayor Fitzgerald adjourned the meeting at 10:00 P.M.

Theresa P. Otte, Clerk Treasurer

Special Board Meeting January 9, 1975
Board of Trustees 8:00 P.M.

Present: Mayor Sidney J. Fitzgerald, and Trustee Warner Strong.
Village Attorney, Laura Jane Poyzer.
Absent, Trustees David C. McGuire, Lloyd A. Green and Mary Lou Wilson.

Dismissed: Lacking a quorum for an official meeting, Mayor Fitzgerald dismissed those present at 9:30 P.M.

Theresa P. Otte, Clerk Treasurer

Regular Board Meeting January 13, 1975
Board of Trustees 7:00 P.M.

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

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

Vouchers: Motion by Trustee Strong, 2nd by Trustee Green and carried, to approve payment of the vouchers in the amount of \$22,388.23.

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

Public Hearing: Proof of Publication is so attached relative to a Public Hearing for Information Transfer, Inc., Cable T.V., for a request to increase the per month subscriber rate from \$6.00 to \$7.00.
7:30 P.M.

LEGAL NOTICE
NOTICE OF
PUBLIC HEARING
PLEASE TAKE NOTICE
that a public hearing will be
held in the Trustees Room in
the Village Hall, Village of

STATE OF NEW YORK,
COUNTY OF WAYNE

ss:

Darlene E. Matteson

being duly sworn, says that she is the Secretary