

## BOARD OF TRUSTEES

Regular Meeting

February 2, 1981

7:00 p.m.

- Present: Mary Lou Wilson, Mayor; Trustees James DePoint, Mary Kay McGrath, George Abbott and Lloyd Green; and Laura Jane Poyzer, Village Attorney.
- Moment of Silence: Mayor Wilson asked that a moment of silence be observed before conducting the business of the Board.
- Minutes: Trustee Green motioned that the Minutes of 1/19/81 Bd. Mtg. be accepted; Trustee Abbott seconded. All voted "aye," motion carried.
- Mayor's Rpt. on Conf.: Mayor Wilson stated that her trip to the Mayors' Conf. in Albany on 1/23/81-1/26/81 had been informative, however, the Governor's budget will have a serious impact on villages and cities. She spoke of State Aid having been frozen, a cap on expenditures determined by the State on a percentage of personal income tax. Mandates re OSHA and the Toxic Substance Law will affect villages tremendously. Village is in position of cutting budgets or raising taxes - or both. She spoke, also, of municipal and personal liability insurance and the possibility of "pooling" insurance; the additional paperwork which will be required to comply with State mandates, etc. The Mayor emphasized the importance of letting legislators know the Board's feelings on these mandates and the support the Village should give to the Conference of Mayors, and that letters should be sent to legislators. She touched upon Proc. 80-55 instigated by IRS regarding Certificates of Deposit and interest rates, the lobby of bankers and IRS's extension to 5/31/81.
- Water Contracts: Trustee DePoint said that the Contracts have not been finalized, however, they will be retroactive. He added that if the Contracts are not signed on Village's terms, the Village would be withdrawing its offer. It was pointed out that meter reading would occur soon at Hill Cumorah.
- Labor Contract: Trustee Green spoke of having received a communication from CSEA and that he would be in touch with representative.
- Police Car: Discussion held on the need for a new police car, the present one has 60,000 miles on it, etc. It was stated that a new battery was purchased recently and the radio in the second car was not operable. Trustee Abbott said that he had discussed reconditioned radios which run about \$400. - new ones about \$1200. Mayor Wilson spoke of 1980 cars and that Patrolman Trowbridge had discussed these new cars with a dealership. Trustee Abbott was requested to check on car prices and radios for 2/16/81 Bd. Mtg.
- Req. to Harbor Dogs: Trustee Abbott, having investigated M/M Rutledges' request to harbor five dogs at their Howell St. residence, reported that he found no strenuous objections by neighbors. Trustee Green spoke of a similar situation on Hansen St. and suggested that a permit be given for a one-year period. If problems arise, permit could be rescinded. The Clerk was asked to inform the Rutledges' by letter of the Board's unanimous decision - and a \$10.00 fee.
- Introd. Zng.Enf. Officer: Mr. Dave Frederiksen, who was appointed Village Zoning Enforcement Officer and Building Inspector on 1/19/81, was introduced to the Board by Mayor Wilson. He spoke informally of his background, his current position as Safety Manager for Aetna Casualty and Ins. Co., and his general knowledge of Codes. He stated that he had met with his predecessor and was being informed of procedures, and that he was not known for laxity in Code enforcement.
- NYSE&G: Trustee McGrath asked if Village charged for utility poles and was told by Treasurer Dickinson that Village pays franchise tax - and that the Village had paid a utility tax for some time.



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OSHA  
Conf.:

Trustee McGrath reported on her attendance at OSHA Orientation Workshop on 1/30/81 and recent OSHA and SOSHA Laws. She emphasized the magnitude of the Toxic Substance Law and its effects and costs to municipalities. The list of toxic chemicals number over 35,000 which would involve not only water treatment but highway, cemetery, police, etc. She spoke of necessary postings and the fact that an employee would not be required to work if a given chemical could not be identified in 72 hrs. She added that one could not exercise any control over chemicals an employee would use at home, i.e. chemical used in car repair, furniture refinishing, etc. Mrs. McGrath felt that legislators should be informed of Village's displeasure of these laws, taxpayers should know, and the amount of paperwork involved in compliance. Trustee DePoint said that legislators should be contacted to determine how they voted on these laws and inform them of the Village's unhappiness about the impact on municipalities - an attempt should be made to get laws changed. Trustee McGrath stated that superintendents are responsible and the necessity of providing insurance.

Comm.  
Ctr.:

Community Center representatives approaching the Board were - Gary LaBerge, J. Sapienza, Nelson Cook and Jim Campbell. Regarding funding for building a gym at the new Center on Stafford St., Mr. Sapienza told of the Town Board Resolution and commitment for \$50,000. and their purpose for attending this meeting was to obtain a commitment from the Village of Palmyra. He said that the Town's share would be paid in installments over the next two years - \$17,000., \$17,000. and \$16,000. - \$6,000. of which would be in services. Mr. Sapienza said that \$10,000. is out in collectable pledges, and that "up front" money needed with which to begin construction of the steel bldg. The total projected cost of the gym will be from \$117,000.-\$120,000. Cash flow is needed.

Discussion was held on the new Center and the energy-saving concept used in its construction, and the large number utilizing same. It was emphasized that it is not a "Youth Center" - it is for the entire community. Following discussion, Trustee Green made the motion that Resolution #81-04 be adopted re Community Center funding by the Village wherein \$10,000. shall be paid in the 1980 fiscal year and the balance of \$40,000. early in the 1981 fiscal year, depending upon advisement on 2/9/81 of Donegan, the Village's counseling service - perhaps an earlier payment on the balance might be possible. Trustee DePoint seconded Mr. Green's motion and upon roll call by Mayor Wilson, all voted "aye," Resolution unanimously adopted and Resolution #81-04 attached hereto.

Fiddlers'  
Picnic:

Messrs. Don Henderson and B. Boyd approached the Board regarding the Annual "Ye Olde Fiddlers' Picnic" held at the Fairgrounds on W. Jackson St. In prior correspondence, the Board had requested that the Picnic be held elsewhere due to the many problems which stemmed from last year's. Mayor Wilson spoke of control not being exercised over the use of alcohol and controlled substances, fights, neighbors' complaints, etc. Mr. Henderson agreed that incidents had occurred but insisted that they looked to the Fair Assoc. for assistance and guidance. He stated that a check had been made with State Police and their willingness to assist as opposed to hiring Rent-A-Cop in previous years. The Board insisted that a commitment in writing must be received from State Police regarding numbers of personnel who would be involved.

Trustee McGrath felt that charging admission might be the answer to which Mr. Henderson objected in that it had always been free and "passing the hat" covers their expenses. He said that 1981 would be the Fiddlers' 50th Anniv. and he spoke of the changing times - that the Fiddlers' did not promote or condone the happenings which went on. Mayor Wilson suggested that a possible solution might be to prevent patrons bringing in their own food and alcoholic beverages. Mr. Henderson pledged that an attempt would be made to prevent alcoholic beverages (bottles) from being brought onto grounds by placing a guard at the gate leading from the parking lot. It was pointed out by Attorney Poyzer that concealed weapons are against the law after it was mentioned that some patrons carried knives, pellet guns, etc. at last year's picnic.

The Fiddlers' representatives departed stating that they would be in touch with the Board regarding their requests and concerns.



Assessor: Mr. Jud Roney, Assessor, asked if the Board had any questions about assessment procedure status and when there were none, he stated that he had received Assessment Rolls and they would be ready for public on 2/3/81.

Executive Session: Trustee Green moved that the Board exercise Executive Session to discuss litigation matters. Trustee Abbott seconded, all voted "aye," motion carried.

Present: Mary Lou Wilson, Mayor; Trustees James DePoint, Mary Kay McGrath, George Abbott and Lloyd Green; and Laura Jane Poyzer, Village Attorney, were present following Executive and re-  
Re-con-  
vene: sumption of the regular Board Meeting, at 8:00 p.m.

Present: Mary Lou Wilson, Mayor; Trustees James DePoint, Mary Kay McGrath, George Abbott and Lloyd Green; and Laura J. Poyzer, Village Attorney, were present following Executive Session and resumption of the regular Board Mtg.

Trustee Candidate: Mayor Wilson introduced Mr. Fred A. Coulden of 116 Gates St. stating that he was the Democratic candidate for Trustee in the 3/17/81 Village Election. She welcomed him stating that he was present to observe Village Board mtgs.

Village Hall  
Twn./Vill.: Discussion was held on deeding one-half of the Village Hall to the Town, preparing deed and holding in escrow until completion of renovation, and drawing a deed with a reverter clause. Trustee McGrath spoke of problems with preparing a deed and wordage after talking with Atty. Poyzer. She spoke of additional architect's fees of more than \$2,000. and among other things, the need for fire protection which would cost 'around' \$2,500. A "straight division" of cost of renovation between Town/Village is not possible because of plans for Police Department to be placed in back of Village Hall. Trustee Green asked if the Town had yet committed to pay its share and was told by Trustee McGrath that the Town had committed only \$32,000. - Town has to show Village that they will expend over \$62,000. CETA help was again discussed briefly, and Mayor Wilson said that Village did not oppose CETA help at 12/18 meeting. Trustee DePoint spoke of a short-fall of \$20,000. - at the outset the Town had agreed to share everything but Police Dept. Mayor Wilson felt that the Village should offer "something" - perhaps a "Cooperation Agreement." Trustee Green made the motion that the project with the Town be abandoned and the Village eventually consider remodeling the Village Hall just for the Village. This motion was not seconded, however, discussion continued on the municipal complex.

Atty. Poyzer questioned relinquishing one-half building ownership to another party - what happens if terms aren't acceptable? Trustee DePoint spoke of the difficulty in drawing a deed but felt drawing it and holding it in escrow best way. Atty. Poyzer questioned recording deed before Town would free any money. A check with Audit & Control shows the best way is to draw up a "Cooperation Agreement" under General Municipal Law to provide for the problems discussed. "Cooperation Agreement" could contain that the deed be transferred to which Trustee DePoint objected - deed should not be transferred until Town does 'something.' Concerning deed, Atty. Poyzer stated that deed could contain reverter clause for non-compliance of "Co-op Agreement" for future. Trustee DePoint felt that deed should be kept as 'barren' as possible. He motioned that a letter be sent to the Town from the Mayor or Clerk stating amount of money needed for renovation purposes, requesting a response by 2/12/81, and the terms that go into "co-op Agreement." Trustee McGrath seconded, and with Trustee Green abstaining, the remainder of the Board voted "aye," motion carried by majority.

Trustee DePoint commended Trustee McGrath on the large amount of work and time she had expended in regard to Village Hall renovation.

Budget  
Mtg.: Mayor Wilson stated that Donegan Assoc. would be holding a budget work session at 7:00 p.m. on 2/9/81 and requested the presence of the entire Bd. She also stated that Donegan would explain about borrowing monies for renovation and Comm. Ctr.



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- Evaluation-  
tions: Having handed out Evaluation Sheets, Mayor Wilson requested that the respective Trustees complete their employee evaluations and return completed sheets within one week.
- Beaut.  
Proj.: It was stated that \$56,000. is outstanding re the Beautification Project - that merchants objected to five-year plan which was extended to eight years for which new rates will be charged.
- Twn./Vill.  
Contr. re  
Comm.Ctr.: Having received the annual Contract from the Town regarding the Community Center, in the amount of \$9,750., discussion was held on this year's change in that the Town desires to pay this amount quarterly. The Board voted unanimously that the Village be paid in one lump sum as in previous years and the Clerk was instructed to inform the Town of same by letter.
- Voting  
Mach.: Mayor Wilson read a communication from the Town Clerk granting permission for the Village's use of one voting machine for the Village Election on 3/17/81.
- Voter  
Regis.: On a motion by Trustee McGrath, Registration Day for the 3/17/81 Village Election was set for February 28, 1981, from Noon until 9:00 p.m. in the Village Hall, in accordance with the Election Law Ruling. Trustee Abbott seconded the motion, all voted "aye," motion carried. "Proof of Publication" attached hereto.
- Elec.Insp.  
& Voting  
Mach.Cus-  
todians: The following Election Inspectors were appointed for a one-year term to serve during the Village Election on 3/17/81:  
Democratic Inspectors: Mrs. Nora O'Brien, Mrs. Janet Fitzgerald -  
 Alternates - Messrs. John Rigney and Sidney Fitzgerald.  
Republican Inspectors: Mrs. Elizabeth Schrader, Mrs. Helen  
 Parsons - Alternates: Mrs. Gladys Batterby & Louise Sexton.
- Trustee Green motioned the above appointments, seconded by Trustee Abbott. All voted "aye," motion carried.
- Messrs. John Rigney & Ellsworth Bedette shall function as Voting Machine Custodians for the Village Election, also upon a motion by Trustee Green; seconded by Trustee Abbott, all voted "aye," motion carried.
- Water Req.  
re Town: A communication from Town Supervisor, Fred Kaempffe, was read by Mayor Wilson regarding the potential for a North Water District. Discussion held on Village doesn't have water to permit this, legally - and Village is over-committed on paper. Discussion was discontinued.
- Chamber's  
Flea Mkt.: The Chamber of Commerce decided the Village Park would be more accessible for their proposed "Flea Market" from April to September and made such a request. The Board unanimously agreed and asked the Clerk to respond, cautioning about damage to the Park grounds, when the ground is wet.
- Sale of  
Radio: A \$200. offer extended for the unused Motorola radio stored in the Village Hall was discussed. The Clerk was asked to contact Mr. John Hoskins of the Village for an estimate of its worth.
- NYSE&G  
Request: Permission was requested by NYSE&G to break the street surfaces at 312 Canal St. & Birdsall Pkwy, to renew gas services. Trustee Green made the motion that permission be granted, Trustee Abbott seconded. All voted "aye," motion carried.
- Hearing re  
Rev.Shar.: Mayor Wilson stated that the first of two required Hearings regarding Revenue Sharing shall be held from 7:30-8:00 p.m. on 2/16/81.
- Griev.Day: It was stated that Grievance Day has been set for 2-4:00 p.m. and 7-9:00 p.m. on 2/17/81 in the Park & Club Rms. and that by law, Village Board members must be in attendance with Assessor Jud Roney. Trustees DePoint and McGrath shall preside for the 2-4:00 p.m. session and Mayor Wilson and Trustee Abbott for the 7-9:00 p.m. session.



Albany  
Side  
Trips:

Mayor Wilson reported that while in Albany for N.Y. Mayors' Legislative Meeting she contacted the Office of Mental Retardation regarding the Cuyler St. Community Residence. Scheduled to open in March, she was seeking ways of obtaining monies in lieu of taxes on the Cuyler St. property which totals \$2,500. The State Office is taking her request "under consideration." She spoke of a lease arrangement available with the State which Wolcott has taken advantage of.

A visit to the Historic Preservation Office was also made by Mayor Wilson, in the hope that help could be obtained for fixing the outside of the Village Hall. They were impressed with the architecture of the Village Hall and suggested taking out the fire doors, putting in original or similar ones. She also asked about assistance for the owner of The Garlock House who would like to finish off the upstairs which was destroyed by fire. Mayor Wilson stated that no monies shall be forthcoming from Historic Preservation in the near future as they have not received funding.

Comm. Ctr.  
Agree.:

Regarding the Community Center Agreement, Atty. Poyzer said that it has to be determined who shall spend the money. Mr. Sapienza could hold committed money until it is needed to pay bills, at least the Village's portion. She suggested that the three attorneys meet to decide upon what should be done. It was suggested that said meeting be postponed until 2/9/81 when the Board meets with Donegan Assoc. regarding funds and borrowing.

Voucher  
Approv.:

Trustee Green motioned that voucher amounts of \$11,279.71 be approved for payment. Trustee McGrath seconded, all voted "aye," motion carried.

Outstand.  
Cit.:

The names of Mrs. Theresa P. Otte and Mr. Luther G. Sheldon, along with Mr. and Mrs. James Alsdorf, were submitted as "outstanding citizens" and worthy of plaques and a ceremony. A choice was deferred until a later date.

Execu.  
Sess.:

Trustee Green motioned at 10:20 p.m. that the Board exercise Executive Session for the purpose of discussing personnel matters. Trustee Abbott seconded, all voted "aye," motion carried.

Adjourn-  
ment:

Immediately following Executive Session, with the above members present, at 10:35 p.m. Trustee DePoint made the motion that the meeting be adjourned. Trustee McGrath seconded, all voted "aye," motion carried.

Ethel B. Johnson  
Village Clerk

RESOLUTION #81-04

February 2, 1981

Trustee Green moved adoption of the following Resolution:

"WHEREAS, the first phase in the construction of a Palmyra Community Center located at 424 Stafford Street, having been completed through in-kind services and contributions by area citizens and industries, is presently in use by the youth and citizens of Palmyra, and

WHEREAS, said Center contains a Director's Office, large game room, an arts and crafts and reading room, lounge, two shower and rest rooms, storage and utility rooms, and

WHEREAS, the second and final phase in the overall plan calls for the construction of a gymnasium to be built adjacent to the North side of the present facility, and

WHEREAS, the Town of Palmyra and the Village of Palmyra have been requested to jointly assist in the financing of the gymnasium construction, and

WHEREAS, the Town of Palmyra has pledged a contribution of \$50,000. as its share of the financing for construction of said gymnasium,



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RESOLUTION #81-04 Cont'd -

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Palmyra hereby pledges an amount of \$50,000. as the Village's share of financing for said gymnasium to be used by the Palmyra Community Center, \$10,000. of which shall be paid during the 1980 fiscal year ending May 31, 1981, and the remaining amount of \$40,000. to be paid during the 1981 fiscal year at a time to be determined by the Village Board upon collaboration with its consultants."

Trustee DePoint seconded Trustee Green's motion to adopt the above Resolution, all voted "aye,"; Mayor Wilson announced the above Resolution #81-04 unanimously adopted.

Legal The Legal Notice of Registration for Village Election on 3/17/81  
Not.: with Registration to occur on 2/28/81, is attached hereto.

**AFFIDAVIT OF PUBLICATION**

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

LEGAL NOTICE  
NOTICE OF  
REGISTRATION FOR  
VILLAGE ELECTION  
BE IT RESOLVED, that: In  
accordance with the  
provisions of Section 15-  
118, Sub. 4, Election Law,  
that  
1. The Justice Court  
Room in the Village Hall in  
the Village of Palmyra,  
Wayne County, New York, is  
hereby designated as the  
place for the preparation of  
the register for the forth-  
coming Village Election, the  
place for registration on  
registration day and the  
place of the General Village  
Election.  
2. Registration day shall  
be on the 28th day of  
February, 1981, and the  
hours for registering shall  
be from Noon until 9:00  
P.M., and the Clerk of the  
Village is hereby ordered  
and directed to publish a  
copy of this resolution in  
the Palmyra Courier-Journal  
at least ten (10) days prior to  
said registration day.  
VILLAGE OF PALMYRA  
Ethel B. Johnson,  
Clerk  
Dated: February 2, 1981  
(691) (F11)

Rosalie J. Mouton....., being duly sworn,  
deposes and says that he is the foreman of  
the Timesaver Advertising Inc., publisher of  
the COURIER-JOURNAL, a public news-  
paper 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:

.....Feb....11, 1981.....

.....

.....

.....

.....*Rosalie J. Mouton*.....  
Foreman of the Publisher

Subscribed and sworn to before me

this.....*18*.....day of.....*Feb*.....19.....*81*

.....*Michael J. Hanson*.....

Notary Public

**BOARD OF TRUSTEES**

Regular Meeting

February 16, 1981

7:00 p.m.

Present: Mary Lou Wilson, Mayor; Trustees Mary Kay McGrath, James DePoint, Lloyd Green and George Abbott. Absent: L. Poyzer, Village Atty.

Moment of Silence: Mayor Wilson requested that a moment of silence be observed prior to conducting the business of the Board.

Scout Guests: Mayor Wilson introduced four Boy Scouts from Troop #95, and their leader, who were present to observe the workings of local government.

Minutes' Approv. Mayor Wilson asked if there were any changes or additions to the 2/2/81 Board Minutes and when there were none, Trustee Abbott motioned their acceptance. Trustee DePoint seconded, all voted "aye," motion carried.



Committee ReportsWater  
Contracts:

Reporting on the Water Contracts, Trustee DePoint stated that some problems existed in the wording of the Village of Manchester Contract, i.e. a general disclaimer provision regarding the quality of the water they receive (non-potable). He said that an impasse might be reached. Regarding the Mormon Contract for a three-year period for an amount of \$.70 per thous. for first yr., and \$.75 per thous. for the two succeeding years, Trustee DePoint made a motion authorizing Mayor Wilson to execute the Contract. Trustee Green seconded the motion, all voted "aye," motion carried. Trustee DePoint emphasized that the Mormon Contract must be executed by Utah officials and returned in a month's time, otherwise the Contract would be voided. The Clerk was instructed to inform Atty. Poyzer when and if returned. The Town of Macedon Contract is still before the Board.

Zng. Revis.  
Committee:

Trustee DePoint instructed the Clerk to check on the status of the Zoning Review Committee. He said that to his knowledge, only one meeting had convened. Zoning Bd. Hearings on Maletta/Poretta have been scheduled for 3/4/81.

Grievance  
Day:

Grievance Day on 2/17/81 was discussed and Mayor Wilson requested the presence of Board members as previously arranged.

Outstand.  
Citizens:

No new suggestions for recipients of "Outstanding Citizen" Awards were submitted and Trustees DePoint and Green reiterated their choices - Mr. and Mrs. James Alsdorf and Mr. Luther Sheldon and Mrs. Theresa P. Otte, respectively.

Labor Un.  
Contract:

Trustee Green reported that no word had been received of negotiations, however, Contract does not expire until June. The Clerk was instructed to write to the Unit President, Mr. Fred Trowbridge, urging negotiation as soon as possible for budgetary reasons.

Police  
Report:

Trustee Abbott read from the January, 1981, Police Report which stated in part that during January, 146 complaints were received, 19 accidents investigated, assisting other departments 14, 21 criminal matters, 49 traffic arrests and 10 arrests for crimes and violations. Trustee Abbott motioned to accept said report; Trustee DePoint seconded all "ayes," motion carried.

Police  
Radio &  
New Car  
Pricing:

Trustee Abbott stated that a re-conditioned radio for the police car, at a cost of \$400., had been ordered and was due to arrive shortly. He added that new cars were being priced for use by the P.D.

Applic.fr.  
Fire Dept.:

Trustee Abbott recommended that the following Fire Department Applications be approved: Steven Hanrahan, 145 Stafford St. - Fire Dept.; Mary Zella Hanrahan, 145 Stafford St. - Ambulance only; and Marie B. Otto, 666 Walker Rd. - Oxygen Squad. The Board approved the Applications unanimously upon a motion by Trustee Abbott, seconded by Trustee DePoint.

Provoost -  
Vill.Barn  
Roof:

Trustee McGrath spoke of the bill from Provoost Roofers in the amount of \$783.60 being excessive. She spoke of having asked for a breakdown of said bill and that final contractor, Siddon's of Rochester, stating that no roofing work had been accomplished except the sweeping off of stones. Trustee McGrath asked Treasurer to send Provoost a voucher upon instructions from Atty. Poyzer.

Evalua-  
tion:

Mayor Wilson stated that evaluations of Village department heads and employees were nearing completion. Trustee McGrath spoke of evaluating Mr. Kaveny, Cemetery Foreman, and that he anticipates returning to work by 4/1/81. She stated his need for a vehicle since he used his own in prior years, for which he was granted mileage, and that same was demolished in his accident last Fall. Discussion held on a vehicle and the possibility of using second police car for this purpose.



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Motorola Radio: The surplus Motorola radio stored in the Village office was discussed and the offer made for same of \$200. It was pointed out that Mr. Hoskins was unable to give an estimate on same and discussion held on Village's use and a cost of approx. \$2,000. to equip Village trucks and cars. Trustees DePoint and Green felt the radio should be sold. The Clerk was instructed to obtain an opinion from Atty. Poyzer regarding its sale.

### Board of Trustees

Public Hearing

February 16, 1981

7:30 p.m.

Present: Mary Lou Wilson, Mayor; Trustees Mary Kay McGrath, James DePoint, Lloyd Green and George Abbott. Absent: Atty. Laura J. Poyzer.

Subject: Suggested uses for anticipated Federal Revenue Sharing Funds.

Proof of Pub.: Mayor Wilson read the "Proof of Publication" advising of Public Hearing, attached hereto.

Use List: Mayor Wilson read an extensive list of possible uses of Federal Revenue Sharing Funds and asked those present to state their requests.

Community Center Director, Mr. James Campbell, requested that the Board consider the Community Center as a recipient of a share of the funds for the completion of a gymnasium. He spoke of the commitments from the Village/Town and the plan to get the project bid in the near future. He added the hope that the gym would be completed in September, 1981.

Trustee DePoint said that the Village is committed to \$10,000. for the Comm. Ctr. during this fiscal year with the remainder of \$40,000. as soon as possible afterwards.

Resident Robert Bullard's request for use of the funds was the consideration of the Village buying a snowblower for sidewalks, and that his feelings reflected those of many citizens. This was felt to be a valid request but it was felt that a larger piece of equipment might be needed in this regard, i.e. a tractor with a blower. Discussion ensued on the cost for maintenance of all sidewalks in the Village and Trustee Green said that there are eleven miles of streets in the Village. Sidewalks are plowed in some neighboring villages - and were at one time in Palmyra.

Mayor Wilson stated that a portion might be used to update the Village Zoning Code which is now in process. Contingency accounts were discussed briefly by the Board and the cost of conforming to State mandates regarding toxic substances, etc.

Hearing Closed: Mayor called for more suggestions and when there were none, she declared the Hearing closed at 7:40 p.m.

Reg. Bd. Mtg. Re-convened: The Regular Bd. Mtg. was re-convened at 7:40 p.m. with the following present: Mary Lou Wilson, Mayor; Trustees McGrath, DePoint, Green and Abbott.

Assessor Roney: Village/Town Assessor, Mr. Jud Roney, appeared before the Board to explain his decision to conduct a town-wide revaluation during the current year. He stated that Palmyra assessments are not presently equitable and his responsibilities in this regard. He spoke of letters which will be sent to citizens and a tally sheet, "Notice of Proposed Change in Assessment for 1981-82." Since the previous 1978 revaluation of residential properties, the value of real estate has increased from five per cent on some properties to thirty-five per cent on others. Eight per cent of properties are assessed at or above its current estimated market value - others are assessed below their market value by from one to sixty per cent. Assessor Roney spoke of proposed informational meetings at the high school and Grievance Day on 6/16/81.

A lengthy discussion was held on adopting Town rolls, raising assessments, and County's revaluation. Mayor Wilson wanted to know if Village obligated to adopt County's revaluation and was



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Assessor Roney told by Mr. Roney that Village does not - Village could do it equitably. Also, that Village need not adopt Town Tax Rolls. He spoke of Assessor being free agent - his budget could be cut, or he not be re-hired.

Trustee DePoint wanted clarification on the fact that the Assessor was going to bring into place more realistic assessment of properties than would occur in other villages/towns before County does. Mr. Roney said Palmyra would be "closer" - others would be corrected at a later point in time. He added that Village tax rate may drop \$.40 per thous. - Assessor has nothing to do with raising taxes, load may be shifted. The question was asked if the Town of Palmyra is aware and Mr. Roney said they were - they are funding publicity in this regard. The Board felt Mr. Roney's idea a good one and to support Assessor's actions. Mr. Roney spoke of inaccuracies on inventory rolls with local real estate, i.e. additions, demolitions, etc. and his need for more time to check for building permits, etc. He indicated his willingness to cooperate with Village.

Vill./Tn. Renovat. Venture: Mayor Wilson talked of the many months of concentration by Trustee McGrath on the Village/Town joint venture of Village Hall renovation and the "Cooperation Agreement" drawn up by Trustee McGrath and Atty. Poyzer, on 2/12/81 - and a request from the Village for an answer by 2/16/81 - a regular Bd. mtg. The Mayor re-capped by saying that both the Village and Town Attorneys, along with Audit & Control, had agreed that the drawing up of a "Cooperation Agreement" was the manner in which the joint venture should be handled. The Town's investment of \$62,000. would be in a building valued at approximately \$250,000.

Mayor Wilson quoted from a letter written by Supervisor Kaempffe on 2/12/81 rejecting the Village's "Cooperation Agreement" and the Town Board's decision to seek alternate sites. A lengthy discussion was held by the Board with commendations to Trustee McGrath for her efforts. The question arose as to whether or not the Town would pay its share of the architect's fees to date. Trustee Green suggested putting the proposed joint venture behind and proceed with plans for renovating building for Village, adding that perhaps the Police Department could still be placed in back of the Village Hall. It was suggested that perhaps a portion of the renovated rooms could be rented out. Trustee McGrath said that she would be willing to re-work the plans with Architect Sherman. Boiler still needed, could cross off the \$4,500. for wall that Town desired, and she agreed that renovation plans should go forth.

Boy Scout Goetzman inquired about the distinction between Town and Village and their functions - is there always a Town/Village. He was told that Marion and Walworth have only "Towns" - no Villages. Trustee Green made the motion that the Village/Town joint renovation venture be abandoned. Trustee McGrath seconded, and upon roll call by the Mayor, all voted "aye," motion carried unanimously. Trustee DePoint suggested that a letter of clarification be written by the Mayor to the Town outlining the Village's point of view.

Court Cases: The Clerk was instructed to write Judge Abbott stating that any cases involving the Village, specifically the "Open Container Law," should be referred to the Clerk immediately - who shall then contact the Village Attorney as to prosecution.

Voucher Approv.: Trustee McGrath motioned that voucher amounts of \$15,703.88 be approved for payment, seconded by Trustee DePoint. All voted "aye," motion carried.

Execut. Sess.: Trustee Green, at 8:30 p.m., moved that Executive Session be exercised by the Board for the purpose of discussing personnel matters. Trustee DePoint seconded, all voted "aye," motion carried.

Present: Mayor Wilson; Trustees McGrath, DePoint, L. Green & G. Abbott; Absent - L. Poyzer, Atty.



FEBRUARY 16, 1981

Adjourn-  
ment:

Executive Session having ended at 9:00 p.m., Trustee DePoint moved adjournment. Trustee Green seconded, all voted "aye," motion carried.

Legal  
Notice:

The Legal Notice of Public Hearing on possible Village uses of Federal Revenue Sharing Funds attached hereto -

## AFFIDAVIT OF PUBLICATION

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

**LEGAL NOTICE  
NOTICE OF  
PUBLIC HEARING ON  
POSSIBLE VILLAGE  
USES OF FEDERAL  
REVENUE SHARING  
FUNDS**

The Village of Palmyra will hold a public hearing on Monday, February 16, 1981 between 7:30 P.M. and 8:00 P.M. The hearing shall be held in the Village Board Room of the Village Hall at 144 E. Main Street. Residents of the Village shall have the opportunity to provide the Village Board of Trustees written or oral comments and suggestions regarding the possible uses of entitlement funds. The Village anticipates the balance of entitlement funds on hand at the end of the current fiscal year May 31, 1981 to be \$0- and expects to receive \$26,992 during the fiscal year.

Dated 2-2-81  
Phyllis G. Dickinson  
Treasurer  
(688) (F4)

Rosalie J. Mouton....., being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising 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:

Feb...4...1981.....

*Rosalie J. Mouton*  
Foreman of the Publisher

Subscribed and sworn to before me

this..... day of Feb 1981

*Michael J. DePascio*  
Notary Public

Registra-  
tion Affi-  
davit:

Affidavit of Posting "Notice of Village Registration" to occur on 2/28/81, attached hereto -

## AFFIDAVIT OF POSTING

STATE OF NEW YORK :

COUNTY OF WAYNE :

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

1. That on the 13th day of February 1981, I duly posted a Notice of Village Registration to be held on February 28, 1981, in preparation of Village Election to be held on March 17, 1981, a complete copy of which is attached hereto, in six conspicuous public places in said Village pursuant to the provisions of Section 15-118 of the Election Law, to wit:

1. Village Hall, 144 East Main Street.
2. Marine Midland Trust Co., East Main Street.
3. Town Clerk Bulletin Board, East Main Street.
4. U. S. Post Office, Cuyler Street.
5. Knapp Insurance Agency, East Main Street.
6. First Federal Savings & Loan, East Main Street.

2. That on the 13th day of February 1981



Regular Meeting

March 2, 1981

7:00 p.m.

- Present : Mary Lou Wilson, Mayor; Trustees Mary Kay McGrath, James I. DePoint, George Abbott, and Lloyd Green; and Village Attorney, Laura Jane Poyzer.
- Moment of Silence: Mayor Wilson requested that a moment of silence be observed prior to conducting the business of the Board.
- C-J Reporter: Mayor Wilson introduced Courier-Journal Reporter, Mr. Charles Lyons, who shall be covering Village Board Meetings in the future.
- Village Ins.: Trustee DePoint stated that he had reviewed three-fourths of the Village Insurance Contracts and hoped to complete his review and make recommendations prior to Board Meeting on 3/16/81, at which time he shall be on vacation. Mayor Wilson said that VanParys' Assoc. had been in touch with her stating that the Village "package" will be lower, and added that she wasn't sure that quotes from the various agencies should be obtained each year. Trustee DePoint spoke of dates Contracts come due - "after the fact" - and mentioned paying short-term, pro-rated or going to new Contracts.
- Personal Liability: Mayor Wilson, having spoken with VanParys' Assoc., also, about personal liability insurance, said that a policy would cover all Village employees and that there has not been a claim in New York State to date. The personal liability insurance applies to a major wrongful decision made by a given Board - a decision which could affect the tax rate.
- Water Contracts: Trustee DePoint reported that the Town of Macedon Water Contract is in a "holding pattern"; the Mormon Water Contract is to be executed and returned to Village by 3/16/81; and that he would speak with Attorney Tyro regarding the Village of Manchester Contract regarding "wording."
- Avail. Funds - Fire Department: Trustee Green presented a brochure which he felt might be of interest to the Fire Department regarding funds available to rural fire departments. Trustee McGrath suggested that the Fire Department apply directly to the source.
- H & L Vouch.: A short discussion was held on a voucher from Harnish & Lookup in the amount of \$350. Trustee Green felt there should be a breakdown of services. Mayor Wilson stated that she had spoken with Mr. Mark Vande requesting same.
- Union Contract: Trustee Green said that he had not heard from the Labor Union regarding a new Contract. Patrolman Trowbridge, who happened to be passing by, said that he had met with Mr. Higgins on the prior Monday and his schedule is busy. Mr. Trowbridge added that he could present some information in two weeks hence, however, he was told by Mayor Wilson and Trustee Green that because of budget preparation, 3/9/81 was the date for filing with the Clerk and to have the budget ready for public inspection, and they would expect his input by the above date. Discussion held on the "work session" on 3/9/81 with Donegan Assoc. Atty. Poyzer said that the budget would be given to each Bd. member on the above date and said Board could not take any action before they receive same.
- Former "Skorc" Property: Mayor Wilson stated that the Village has received a resolution from the Wayne Cty. Bd. of Supervisors regarding the former "Skorc" Property at 644 E. Main St., and that the Village should be receiving a deed shortly. The Bd. agreed that the larger building on said property could be demolished by the Village crew.
- Organizations' Assets: Trustee DePoint spoke of the not-for-profit corporations and the letter the Village Board wrote asking for a listing of their assets. Discussion held on if there was no response, perhaps they should not receive money. Trustee DePoint felt the Fire Co. should reveal their resources - whether or not a "social" organization.



MARCH 2, 1981

Surplus Mat.  
& Equip.:

Mayor Wilson said that Highway Supt., Ray Smith, had requested permission to sell the old street sweeper by advertising in the Rochester papers. It was pointed out that there is obsolete office equipment in the Village office which could also be advertised. Atty. Poyzer stated that the above could be declared as surplus and try to get the best price, obtaining bids would not be necessary.

Bicycles:

Discussion held on unclaimed bicycles stored in Village Hall basement and whether or not they could be sold. Atty. Poyzer suggested checking with other municipalities to see how they have handled this problem. Trustee Green suggested that Commissioner Abbott talk with Police Chief, D. Henry, to put something together in this regard.

Motorola  
Radio:

Motorola Rep., Jim Gill, and Tom Gott, Highway Supt. of Livonia, appeared before the Board regarding prior discussions of surplus Motorola Radio stored in Village office. Mayor Wilson said that the cost for equipping Village vehicles to accommodate the radio was quite high - Village this size doesn't need the system. Trustee Green moved that the Motorola Bay Station be sold to Mr. Gott of Livonia in the amount of \$200. Trustee DePoint seconded. All voted "aye," motion carried. The accompanying microphone could not be located and the aerial which was stored at the Water Plant was to be picked up by Mr. Gott.

Evaluations:

Mayor Wilson stated that Department Head Evaluations must be completed and submitted.

Letter to  
Town:

Mayor Wilson said that she had received no response from her letter of 2/25/81 to the Town Supervisor and Town Councilmen regarding the termination of the Village/Town Municipal Complex. She pointed out that an effort was made on her part for them to receive the letter at their Board meeting, however, she understood that the letter was not acknowledged or read.

G.S. Use of  
P&C Rooms:

The Girl Scouts, who presently use the West side of the P&C Rms., requested permission from the Board to use the East side (both sides) one night a week. Discussion was held on the lack of cleaning up after themselves in the area and Trustee McGrath felt their request should be disallowed. Mayor Wilson suggested that a letter be written to G.S. Leaders, Mrs. Sue Nussbaumer - or a call placed. Trustee McGrath spoke of the care given the P&C Rooms by the custodian and his plans to gym-seal the floors.

King's  
Daughters'  
Budg. Req.:

Mayor Wilson spoke of the Palmyra King's Daughters' Free Library having submitted a listing of their assets and budget request for 1981-82. It was pointed out that some Rev. Sharing funds were granted the Library in 1980-81 - and that they received \$10,000. total. Their request is somewhat higher this year.

NYSE&G:

Per a letter request from NYSE&G to break the surface of 143-147 Washington St., to restore gas service, Trustee DePoint moved that permission be granted, seconded by Trustee McGrath. All voted "aye," motion carried.

Sidewalk  
Repair:

Trustee Green said that the sidewalk in the area of the Floyd Bavis home on W. Main St. had been torn up during remodeling to their home after their fire last Fall. The Clerk was directed to write a letter to the Bavis' requesting that they repair the sidewalk to its original condition.

G.M.A.C.:

Mayor Wilson acknowledged a letter from The Honorable Frank Talomie's assistant, Mr. John Hicks, regarding Palmyra Motors and G.M.A.C.

Village Hall  
Renovation:

Trustee McGrath said that plans to renovate the Village Hall, although not abandoned, were temporarily placed on "hold." She questioned whether or not the Police Dept. should be planned for the Village Hall or in the back barn. Trustee DePoint felt this situation could be discussed at the "work session" on 3/9/81.



Assessor: Assessor Jud Roney, who had requested to come before the Board, did not appear - regarding the Assessment Board of Review.

Fire Dept. Ins.: Mr. Eric Chapman of Chapmans' Insurance in Macedon, Mr. Ron Madsen, Fire Chief Gene Spanganberg and Harry White appeared before the Board to discuss Fire Dept. Ins. Mr. Chapman presented copies of his 1/22/81 quote to each Bd. member and explained in detail the present Fire Dept. coverage and his recommendations for extended coverage. Speaking of personal liability insurance for the Board, he also stated that all employees would be covered - and the policy would be based on population, not on employees.

Regarding the Fire Dept., and the high value with trucks and equipment, they are not covered adequately in the present ins. policies. A lengthy discussion was held on comprehensive coverage but no collision. Mr. Harry White said that the Fire Dept. had never had collision and that it had been a concern of theirs for years. He highly recommended that the Board consider this extended coverage. Mr. Chapman said that the current coverage costs the Village approximately \$416. per year as opposed to his company's ability to insure all of the Fire Dept. equipment for full replacement cost for all-risk coverage in the amount of \$3,403. per year.

Trustee DePoint stated that he would discuss this extensively with both representatives - Lou VanPary's and Eric Chapman - and then make his recommendations. Mr. Chapman requested a simultaneous Board appearance with Mr. VanPary's which he felt is a fair approach.

N.Y. State Fire Code: Fire Chief Spanganberg recommended adopting the N.Y. State Fire Code and presented the information to the Board on same. He said that the Code is constantly amended and updated - and once adopted, must be enforced. Trustee DePoint pointed out that the Village Planning Board is in the process of updating the entire Zoning Ordinance.

Disposit. of 1950 Maxim Pumper: Fire Chief Spanganberg said that he had been unable to dispose of the Village's 1950 Maxim Pumper with a Hercules engine, and his attempts to sell same had been futile. He spoke of a rural area in West Virginia interested in the pumper - at present they use water carried on flat-bed trucks. Discussion was held on legal entanglements of getting the pumper to its destination and Mr. Spanganberg stated that reps. from Piney View, W. Va. would come and drive it back. Discussion held also on the preparation of a "Bill of Sale" in which the pumper would be sold for the amount of ONE DOLLAR (\$1.00).

Resolution #81-05: Trustee Green moved that Resolution #81-05, in which the Village of Palmyra would sell the 1950 Maxim Pumper for the sum of ONE DOLLAR (\$1.00) to the Piney View, W. Va. Fire Dept., be adopted. Trustee DePoint seconded the motion on the above Resolution; all voted "aye." Mayor Wilson declared the Resolution unanimously adopted. Resolution #81-05 attached hereto.

Fire Dept. Budget: Fire Chief Spanganberg, having submitted his 1981-82 budget previously, requested that he be permitted to go over same with the Board if they had questions. Trustee Abbott arrived at the Bd. mtg. at 8:40 p.m.

Fire Co. Assets: Mr. Harry White, Fire Commissioner, presented a letter to the Board dated 3/2/81 in which he stated his resentment for the Board having asked for a list of their assets. Mr. White elaborated upon his letter stating that the assets of the Fire Co., a not-for-profit organization, were "none of the Board's business." Comparing the Fire Co. to other organizations such as the Masons, Am. Legion, V.F.W., etc., Mr. White emphasized that the Fire Co. was a separate entity from the Fire Dept. which is funded by the Village. As such, the Fire



MARCH 2, 1981

Fire Co.  
Assets  
Cont;d:

Co. conducts fund drives, hosts wedding receptions, holds raffles, etc. to raise funds. He spoke of the pride the Fire Dept. takes in their new building and the equipping of the kitchen which was made by the Fire Co.

Discussion was held on the recent addition to the Firehouse by the Fire Co. and members of the Board felt it was the Village's business in this regard since the Village owns the Firehouse. Chief Spanganberg spoke of the poor attendance by the Board during Annual Inspection and Open House and it was stated that Sunday morning was inconvenient for some. He said that the day could be changed - not necessary that it occur on a Sunday.

Mayor Wilson spoke of a great number of "special interest groups" who want additional funding, adding that the Fire Dept. had cut their budget by 8%. Mr. White defined "Fire Councils" under which East Palmyra operates - it is an independent company and all fire companies maintain a "social" group from within their organizations. Trustee Green inquired if the Fire Dept. was covered should injuries occur during activities there and was told by Mr. White that they had liability ins. Mr. Madsen said that the Fire Dept. does not utilize outside janitorial service, and the Fire Co. provides its own cleaning supplies, etc. Mr. White reiterated the position of the Fire Co. and felt the Board's request unfounded. He stated that the first letter response to the Board's request was recommended by their attorney.

Value  
Mang.Con-  
tract:

The outstanding voucher of Value Management in the amount of \$709. was discussed and the Clerk was requested to send a copy of the original Contract to Atty. Poyzer.

Registra-  
tion Day:

Mayor Wilson stated that only six people registered on 2/28/81 for the Village Election on 3/17/81.

Approval  
of Min.  
2/16/81:

Mayor Wilson asked if there were any corrections or additions to the 2/16/81 Bd. Minutes. When there were none, Trustee McGrath moved that the Minutes be approved. Trustee Abbott seconded, all voted "aye," motion carried.

Provoost  
Bill:

Atty. Poyzer wanted to clear up a matter which involved her commendation to send Provoost a voucher for the work they were alleged to have completed on the Village Barn roof. It was pointed out that the reason for sending Provoost a voucher for payment was that the Board could refuse to sign it upon receipt of same.

Voucher  
Approval:

Trustee Green moved that voucher amounts of \$12,580.63 be approved for payment except those of Value Management, Pulcini, Harnish & Lookup and a Fire Dept. Voucher so that more info. could be obtained. Trustee McGrath seconded. All voted "aye," motion carried.

Executive  
Session:

Trustee McGrath motioned that the Board exercise Executive Session at 9:15 p.m. in which to discuss a legal matter. Trustee Abbott seconded, all voted "aye," motion carried.

ReConvene:

At 9:40 p.m. the Board, upon a motion by Trustee Abbott, seconded by Trustee Green, voted to resume the Regular Board Meeting. All voted "aye," motion carried.

Present:

Mary Lou Wilson, Mayor; Trustees McGrath, DePoint, Abbott and Lloyd Green; and Atty. Poyzer.

UR Funds:

Mayor Wilson stated that no word had been received regarding UR funds which the Village is to receive. She felt stronger action might be needed and perhaps a letter written to HUD through the Buffalo Regional Office. Atty. Poyzer spoke of Atty. Paul Rubery's letter in Dec., 1980, from HUD acknowledging receipt of papers for final closeout. Atty. Poyzer suggested writing to the person who acknowledged receipt of the above papers and the Clerk was requested to do so.



- NYSE&G Lights: Mayor Wilson spoke of several pole lights being out, i.e. behind Post Office, Village Park, etc. and the Clerk was requested to check with Mr. Smith of the Highway Dept. as to the lights for which the Village is responsible.
- Light - Comm.Ctr. Drive: Trustee Green spoke of the need for more lighting on Stafford Street and Community Center Drive. The Clerk was requested to obtain information on same.
- New Pol. Car: Trustee Abbott spoke of having received one estimate on a new Police car. Mayor Wilson said that the last new car was a State bid. No more discussion on this matter.
- New Stake-Bed Truck: Trustee Green said that the street work on Prospect Dr. would be less than anticipated and suggested the purchase of a new stake-bed truck for the Highway Supt.'s use. Same could be taken out of 1980-81 budget and perhaps give old truck to Cemetery for its use. Trustee Green made the motion that bids be let for a new truck and specs and advertisement legal be prepared. Trustee Abbott seconded the motion, all voted "aye," motion carried. Mayor Wilson asked about the metal posts which had been hit on Prospect Drive, and was told by Trustee Green that curbing was planned for both sides of the Drive.
- Trees Marked: Trustee McGrath spoke of having Conservation Department mark Village trees to be removed and a short discussion was held on the "Tree Survey" conducted by Micha within the last few years.
- Adjournment: There being no more business to come before the Board, Trustee Abbott motioned adjournment at 9:50 p.m. Trustee McGrath seconded, all voted "aye," motion carried.

Ethel B. Johnson, Village Clerk

#### RESOLUTION #81-05

Trustee Green moved adoption of the following Resolution:

"WHEREAS, the Village of Palmyra Fire Department possesses a 1950 Maxim Pumper Fire Engine containing a Hercules engine which has served the Fire Department capably over the years, and

WHEREAS, the Fire Department of the Village has updated its equipment over the past several years and said Pumper is no longer used or needed by said Department, and consequently has become surplus equipment of no value to the Village, and

WHEREAS, an attempt was made by the Fire Chief to dispose of said Pumper by sale or other means, and the Village has been informed that no interest has been shown by anyone in purchasing said equipment, and

WHEREAS, it has come to the attention of the Village of Palmyra that said Pumper would serve the purposes of the Piney View, West Virginia Fire Department, and that said Fire Department is willing to make arrangements to transport said Pumper to the aforementioned geographical location,

NOW, THEREFORE, BE IT RESOLVED, that the ownership of said equipment be transferred to the Piney View, West Virginia Fire Department, and that a Bill of Sale shall be prepared by the Village Attorney for the sale of the 1950 Maxim Pumper in the amount of ONE DOLLAR (\$1.00), and that Mayor Mary Lou Wilson shall execute said document upon which the Village Seal shall be affixed, with a delivery date to be agreed upon by both municipalities, on the condition that said purchaser arrange for the transport of said equipment from its present location to West Virginia; and that the purchaser assume all responsibility and liability for said equipment upon delivery of the Bill of Sale therefor."

Trustee DePoint seconded Trustee Green's motion to adopt the above Resolution, all Voted "aye"; Mayor Wilson announced the unanimous adoption of Resolution #81-05. This resolution shall take effect immediately.



MARCH 2, 1981

Legal

Notice : "Proof of Publication" for Legal Notice of Annual Election to be held on March 17, 1981, attached hereto.

## AFFIDAVIT OF PUBLICATION

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

LEGAL NOTICE  
OF ANNUAL ELECTION  
NOTICE IS HEREBY  
GIVEN: That the Annual  
Election of and for the  
Village of Palmyra will be  
held in said Village in the  
Village Hall, 144 East Main  
Street, Palmyra, New York,  
County of Wayne on the  
17th day of March, 1981,  
with the polls open between  
the hours of 12:00 o'clock  
Noon and 9:00 P.M. in the  
evening, and at such  
Election the following  
candidates have been

Rosalie J. Mouton....., being duly sworn,  
deposes and says that he is the foreman of  
the Timesaver Advertising Inc., publisher of  
the COURIER-JOURNAL, a public news-  
paper 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:

.....Feb. 25, 1981.....

Affidavit / Affidavit of Posting "Notice of Village Election" to occur on  
re: Annual March 17, 1981, attached hereto:  
Election:

## AFFIDAVIT OF POSTING

STATE OF NEW YORK :  
COUNTY OF WAYNE :

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

1. That on the 27th day of February, 1981,  
I duly posted a Notice of Village Election stating thereon the  
offices to be filled and the candidates so nominated to fill the  
offices on March 17, 1981, a complete copy of which is attached  
hereto, in six conspicuous public places in said Village pursuant  
to the provisions of Section 15-118 of the Election Law, to wit:

1. Village Hall, 144 East Main Street.
2. Marine Midland Trust Co., East Main Street.
3. Town Clerk Bulletin Board, East Main Street.
4. U. S. Post Office, Cuyler Street.
5. Knapp Insurance Agency, East Main Street.
6. First Federal Savings & Loan, East Main Street.

2. That on the 27th day of February



Regular Meeting

March 16, 1981

7:00 p.m.

- Present: Mary Lou Wilson, Mayor; Trustees Lloyd Green, George "Bud" Abbott, and Mary Kay McGrath; and Laura Jane Poyzer, Village Attorney. Trustee James I. DePoint on vacation.
- Moment of Silence: Mayor Wilson requested that a moment of silence be observed prior to conducting the business of the Board.
- Newark Reporter: Mayor Wilson introduced Miss Jean Eustance who shall be covering Village Board meetings for the Newark Courier-Gazette.
- Approval of Minutes: Re the 3/2/81 Minutes, Mayor Wilson said that possibly both buildings on the former "Skorc Property" would be demolished when Deed received by the Village from the County. Trustee Green then moved that the Minutes be accepted; Trustee Abbott seconded. All voted "aye," motion carried.
- Community Center: Trustee McGrath stated that the bids for the new Community Center Gym had been opened, of which there were several, however award had not been made as yet. She spoke of a new feature at the Ctr., the sponsoring of pee-wee wrestling, which is very popular. Mayor Wilson said that the Ctr. had been requested to handle a Nutrition Program for Senior Citizens, and that the Comm. Ctr. provides a well-rounded program.
- Water Plant: The Water Plant and adjacent housing occupied by Mr. Kruger, Water Supt., was inspected recently by Trustee McGrath. In her opinion, the house does not need to be sandblasted but needs "pointing" - repair and replacement of some bricks. Even if sandblasted, still has to be "pointed" and "sealed." Discussion held and suggestions made for an estimate - Richardson's of Newark (power washing of bricks); Bernie Huntley of Newark; and Teddy Jacobs of Palmyra. It was stated that George Tillberg of Palmyra had done some repair work on the Village Hall in recent years. Trustee McGrath added that an estimate had been obtained for sandblasting for \$3,000. - "pointing" should be less.
- Village Hall: Trustee McGrath led a discussion about renovation of the Village Hall, keeping Police Dept. intact, cleaning up jail cells and retain them since Village has to maintain a "holding" center. She spoke of replacing pipe with plastic pipes, painting and placing new mattresses there. Trustee Green spoke of H & R Block expressing an interest in leasing 500-550 sq. ft. of office space - should obtain a square footage cost for interested parties. Mayor Wilson suggested that Trustee McGrath contact Architect Sherman again and a short discussion was held on the fact that apparently the Village does have the finances to renovate the Village Hall.
- Girl Scouts: Trustee McGrath said that the Girl Scouts were using the P&C Rms. as requested. She had talked with Leader Sue Nussbaumer - both had agreed that the rooms should be kept clean and the Scouts' appreciation of use of the rooms.
- Drug & Alcohol Council: Trustee McGrath spoke of Mr. Dan Shey of the Drug & Alcohol Council, Rochester, who shall be working in the Palmyra-Macedon area for one year. He shall be working with community resources - groups, local governments and schools - with a positive approach rather than a negative one. Since this Council is privately funded, they need community assistance, i.e. the use of a desk and phone, etc., with meetings to probably be held at the Comm. Ctr. in new meeting rm. Discussion held on allowing Mr. Shey to work out of the "water billing room". General consensus was that this be permitted, working out a schedule with Water Cashier, Mrs. Darlene Matteson,
- Trustee Green stated that these efforts were similar to those of the Narcotics Guidance Council in prior years, and that he would like to see it continued if started. Mayor Wilson added that she saw no problems from the Village's standpoint. Trustee McGrath said that a brochure is proposed following individuals' evaluations of the needs in the community. Trustee Green motioned that the Village cooperate with the Drug & Alcohol Council and permit intermittent occupancy of the water billing room and its phone. Trustee Abbott seconded, all voted "aye," motion carried.



MARCH 16, 1981

Re-surface  
P&C Room  
Floors:

Trustee McGrath said that Custodian Lake shall soon be re-surfacing the hardwood floors in the Park & Club Rooms, the cost of materials to cost approx. \$335.10. It was emphasized that the money for this work would come from Mr. Pliny T. Sexton's Trust Fund. Trustee Abbott felt that all Village buildings should be kept up.

2/81 Police  
Report:

Trustee Abbott read excerpts from the February, 1981 Police Dept. Rpt. - 39 parking violations; 54 vehicle & traffic; 7 criminal arrests. Total fines and bail forfeitures amounted to \$1,370.00.

Patrol.  
Walker's  
Probat.:

Trustee Abbott said that Patrolman C. Walker's probation had been extended through 7/3/81 on recommendation by Chief Henry. A short discussion was held on the possibility of a Patrolman resigning in the near future.

Fire Dept.  
Appl.App.:

Trustee Abbott submitted the Applications of David Otto, 1666 Walker Rd., as a "Fire Policeman," and David Sheer, 3034 Bonnie Lane as a regular Fireman, both of whom had been approved by the Fire Dept. Commissioners. Mayor Wilson questioned whether or not Mr. Otto should sign a waiver since he is supposed to refrain from lifting, etc. Trustee Abbott motioned that the above Applications be approved, Trustee McGrath seconded. All voted "aye," motion carried.

Truck  
Bid:

Trustee Green said that bids for a truck for the Highway Department had been advertised and would be opened at 12:00 Noon on 3/30/81. Legal Notice - "Proof of Pub." attached hereto.

Demolition  
of NAPA  
Bldg.:

Trustee Green announced that the "old NAPA Bldg." would be demolished in a few days. Highway crews will perform the work.

May  
Clean-up:

Discussion held on designating May as "Clean-up Month" and the placing of a dumpster in Village parking lot off Market St. as in prior years. Mayor Wilson felt dumpster should be placed for two weeks only - preferably the first two weeks in May.

Labor Un.  
Contract:

Trustee Green said that a meeting regarding the Labor Union Contract would be held when Trustee DePoint returns - possibly on 3/30/81. Mr. Timothy Averill is the negotiator, representing C.S.E.A.

Resig.frm.  
Zg.Bd. of  
Appeals:

Mayor Wilson read a "Letter of Resignation", effective 4/1/81 from Ms. Joan Wiedrick, a four-year member of the Zoning Bd. of Appeals. Ms. Wiedrick's resignation was tendered because she is moving out of the Village. Trustee Green motioned to accept with regret Ms. Wiedrick's resignation. Trustee Abbott seconded, all voted "aye," motion carried. The Clerk was instructed to write a letter of thanks to Ms. Wiedrick.

New Copy.  
Machine:

Mayor Wilson asked the Clerk to obtain estimates on a new copy-ing machine in view of the recent break-downs of the present machine. Discussion held on transferring present machine to the Police Dept. No action taken.

Scout Lead.  
"Thank-You":

A "thank-you" note was read by Mayor Wilson from Mrs. Betty Colasindo, Scout Leader of Boy Scout Troop 95, for the Bd.'s cooperation when four Boy Scouts attended the 2/16/81 mtg. in conjunction with their "Citizenship in the Community" Merit Badges.

Scout  
Projects:

Trustee Green stated that he had been contacted regarding "Scout Projects" for Scouts working toward their respective Eagle Awards. Discussion was held and several suggestions made, i.e. re-painting fire hydrants, perhaps outside work at the Comm. Ctr., sign-painting, painting the Park "gazebo," etc. Mayor Wilson emphasized that the Village has always been willing to provide paint and/or needed materials.

Fiddlers'  
Assoc.:

Messrs. Don Henderson and Bill Boyd approached the Bd., representing "Ye Olde Fiddlers", along with Sheriff's Dept. rep, Mr. Broomstrup, and State Trooper rep., Mr. Casselman.



Fiddlers'  
Assoc.  
Cont'd:

Mr. Henderson informed the Bd. that meetings had been held to determine security, etc. at the Fairgrounds should the Fiddlers' be allowed to hold their 50th Anniv. celebration there in 8/81. Discussion revealed the Fiddlers' plans to ensure that eight men would patrol the grounds at all times, to be accompanied by one dog; six auxiliary men would assist; and Chief Henry stated that three Palmyra Policemen would provide assistance outside the Fairgrounds. It was stated that four to six cars in the County would provide a back-up.

The "traffic" plan has been altered in that the main gate would be closed - cars would come in west and east sides. In addition, Fair Committee will serve only draft beer, served in corrugated cups - patrons must leave beverages in their vehicles, passing through a "check-point" into grounds proper. Also, patrons shall not be allowed to carry beer six-packs around the grounds.

Mayor Wilson wanted to know about toilet facilities - if new rest rooms aren't completed, will the Assoc. be responsible for port-a-johns. Mr. Boyd said that the Fair Assoc. had promised same for 1980 gathering. Mr. Henderson reiterated his statement at a previous meeting that the Fiddlers wanted to complete their 50th year without charging an admission fee - may change next year. Trustee Green asked if a survey had been conducted of the neighborhood as to whether or not they wanted them to return - and suggested a large park near Walworth. Mr. Henderson said a survey had not been attempted as they assumed their complaints came to Bd. members. He added that the Walworth Park was not large enough to accommodate the Fiddlers' - and that there was only a two-lane road approach, coming and going. The Picnic shall run from 12:00 Noon to 8:00 p.m. allowing egress before the sun goes down, according to Mr. Henderson.

Trustee Green wanted assurance that men assigned would be present - adding that a County emergency might take them away. Trooper Casselman said that this would be a "special" assignment such as Wayne County Fair and Hill Cumorah Pageant, and a commitment made. Mayor Wilson requested the above commitments in writing and commented that a lot of work had been put into this year's Picnic planning. Trustee McGrath added that she was impressed with the amount of work, planning, etc., also. Trustee Green wanted to wait for a vote until 4/6/81 during which time he and Trustee Abbott could talk with area neighbors. Mayor Wilson said that a letter would be sent to the Fiddlers on April 8 or 9 regarding the Bd.'s decision.

POLICY  
MANUAL:

Regarding the outstanding bill of \$709. from Value Management, Atty. Poyzer said that the Village did not have a Contract with them, as such. Two proposals were accepted according to resolution regarding POLICY MANUAL to expend \$6,000. The request for changes in the MANUAL were discussed and Mayor Wilson said that they were changes one would expect in a POLICY MANUAL. Atty. Poyzer said that the question arises as to whether those changes came about as a part of the original proposal. Trustee Green spoke of the additional changes after POLICY MANUAL sent to Atty. Spitz and C.S.E.A. Mayor Wilson requested that Atty. Poyzer write a letter to Dr. Charles Ganim of Value Management, and that if they are legally entitled to payment, payment should be made. The Board felt that the "change" items came under the original POLICY MANUAL - any substantiation of something different should be listed by Dr. Ganim. Atty. Poyzer reviewed the break-down sent by Dr. Ganim.

N.Y.State  
Fire Code:

Trustee McGrath questioned why the Village had not adopted the N.Y. State Fire Code. Discussion held on the proposed revision to the Zoning Ord. Atty. Poyzer stated that it would be adopted as a "Local Law," when passed. Trustee Abbott said that the Fire Dept. was for the adoption - 100%. Trustee McGrath asked if most municipalities adopt it and was told by Mayor Wilson that the County has begun to do same. Trustee Green, regarding the Zoning Ord. revision, felt the overall revision better - one law instead of several.



MARCH 16, 1981

Mayors'  
Assoc.:

Mayor Wilson spoke of having written to Wayne Cty. Mayors seeking their interest in a W.C. Mayors' Assoc., in view of the Governor's proposed budget cuts. Mutual, serious problems in which Mayors could perhaps cooperate. She stated that she had had positive responses from seven W.C. Mayors.

Communica-  
tion frm.  
Town:

Mayor Wilson read excerpts from two 3/7/81 communications rec'd from Supervisor Kaempffe in which he states "that no budget overages will be tolerated by any department or contract agency." Discussion held on Village not having raised Fire Dept. Budget, water has not been raised in some time, Town rental of Justice Rooms, maintenance costs for same, etc. Mayor Wilson said that the Village cannot remain at the same levels and that some changes would have to be made. She added that she will respond to Mr. Kaempffe's communication.

Sewer Rate  
Reduction:  
Re -  
Palmyra  
Motors -

Mayor Wilson read excerpts from letters to the Board from Columbia Banking Vice-Pres., Mr. Wayne Scheik, regarding sewer rate reductions on Palmyra Motors' property. After discussion, Trustee Abbott motioned that sewer rental charges on 451 West Main Street be reduced from \$63.00 for three units to \$15.75 for a three-fourths unit - and that charges on 505 and 535 West Main Street currently in effect in the amount of \$68.25 shall be reduced to \$21.00 which is a one-unit charge. Trustee McGrath seconded, all voted "aye," motion carried. The Clerk was asked to write to Mr. Scheik, bearing in mind that water and sewer charges are based on consumption and the reductions shall remain in effect until such time as the buildings are occupied again.

Mayors'  
Conf.  
6/14-18:

The 72nd Annual Mayors' Conference at Grossinger's on June 14-18, 1981, was discussed. Trustee Green felt that the Village could not afford to send five people to the Conference and Trustee McGrath wanted to know what the workshops entailed. Atty. Poyzer said that the programs are outlined but speakers are not. Those planning to attend were asked to request the Clerk to make their respective reservations.

C.E.T.A.:

C.E.T.A. workers were discussed and it was stated that 20 weeks' work makes one eligible for unemployment for which the Village could be responsible.

W.C.Plann.  
Seminar:

Mayor Wilson spoke of a Planning Seminar planned by the Wayne Co. Planning Bd. on 4/1/81 to which the Village Planning Bd. had been invited, to be conducted in Lyons.

Zoning  
Hearings:

Mayor Wilson reported briefly on recent Zoning Bd. Hearings in which John Maletta's req. to open a gas station had been turned down; the Bd.'s approval of M. Poretta's decorative welding shop on Vienna St.; and denial of a three-family dwelling on Fayette St. The "Webaco" situation on E. Main St. was discussed and the Village's encroachment on a portion of their property which constitutes one-half of Canal Street. Atty. Poyzer said that if same had been there long enough, it would become public highway - or Webaco would have to establish that Canal Street was moved in last few years. The Zoning Ordinance requires a 10' grass strip which cuts down on square footage requirement. Withdrawal of Webaco's temporary "Certificate of Occupancy" was discussed and Mr. Pinkney's agreement to submit an amended proposal regarding installation of the grass strips.

Sale of  
Land:

Trustee Green spoke of a "For Sale" sign at corner of Routes #21 & #31 on which the name of "Landmiere Realty" appears. Discussion held on the property and it was felt that the Village owns a portion; the State; and a private party - John Homberger. Mayor Wilson requested Atty. Poyzer to check on the Village's interests in this matter.

1981-82  
Budget:

Mayor Wilson touched upon the 1981-82 tentative budget and said that a meeting had been held the previous week. She requested that the Bd. pour over their respective budget sheets prior to the Budget Hearing on 4/6/81. Mayor Wilson felt that Village taxes would remain "about" the same rate as previous year.



MARCH 16, 1981

Water Contracts: Atty. Poyzer spoke of a letter and draft copy of Town of Macedon Water Contract. She said that the Contract had not been reviewed as yet by Trustee DePoint and Water Supt., Harold Kruger. Atty. Poyzer said that Trustee DePoint had been in touch with Atty. Tyo regarding the Manchester Water Contract. It was pointed out that the Village of Palmyra/Mormon Church Water Contract had been executed and the Seal affixed in Utah - and returned to the Village prior to the 3/16/81 deadline.

Manch. Fire Cont.: Atty. Poyzer stated that re-negotiation of the Village of Palmyra/Town of Manchester Fire Contract must begin in May, 1981 - the Village must serve a notice that re-negotiation must be served by 6/30/81. The Village of Palmyra executed the Contract on this basis.

Historic Preserva.: Mayor Wilson briefly mentioned Historic Preservation and the surveying of streets and individual homes which would be paid for by the State with reimbursement to the Village, and the extension of Palmyra's Historic District. She did not know what all this entails but guidelines are forthcoming, and the possibility of the Village Hall being included.

Voucher Payment: Trustee McGrath motioned that voucher amounts in the amount of \$23,266.21 be paid, Trustee Abbott seconded. Trustee McGrath asked that her motion include the Fire Dept. Voucher for \$115. All voted "aye," motion carried.

Exec. Sess.: Trustee McGrath motioned that, to discuss a personnel matter, that the Bd. exercise Executive Session at 9:45 p.m. Trustee Abbott seconded, all voted "aye," motion carried.

Present: Mayor Wilson; Trustees Green, George Abbott, M. K. McGrath & Atty. Poyzer.

Adjournment: At 10:00 p.m., Trustee Green motioned that the Bd. adjourn, Exec. Session having ended at this time. Trustee Abbott seconded; all voted "aye," motion carried.

Ethel B. Johnson, Clerk

Legal Notice: "Proof of Publication" for Legal Notice for Bids for a 10,000 GVW Truck attached hereto.

## Affidavit Of Publication

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

**LEGAL NOTICE**  
**NOTICE FOR BIDS FOR A**  
**10,000 GVW TRUCK**  
**PLEASE TAKE NOTICE**  
that the Board of Trustees of the Village of Palmyra is seeking bids, sealed, for a 10,000 GVW truck. Specifications are available in detail at the office of the Village Clerk, 144 East Main Street, Palmyra, New York, between the hours of 9:00 a.m. and 5:00 p.m., Monday through Friday.  
Bids will be received by the Village Clerk at 12:00 Noon on Monday, March 30, 1981, at which time they will be publicly opened. Section 102-d of the General Municipal Law requires a non-collusive certificate attached to the bid signed by the bidder.  
The Board of Trustees of

.....Rosalie J. Mouton being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising 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:

March 11, 1981

.....Rosalie J. Mouton



Special Meeting

March 30, 1981

7:00 p.m.

Present : Mary Lou Wilson, Mayor; Trustees McGrath, DePoint, Green & Abbott; and Atty. Laura Jane Poyzer.

Purpose of Meeting: Mayor Wilson stated that a Special Mtg. was necessary to make emergency arrangements for the provision of a main police car, the newer and more operable police car having been involved in an accident on 3/26/81, at 11:26 p.m.

Waiver: The Clerk produced a written "Notice of Waiver of Special Meeting," signed by the Board members and stated that the press had been notified of the calling of said meeting.

Accident Rpt.: Mayor Wilson said that the Palmyra Police had been requested to assist in a two-car collision on Route east of the Village when Patrolman Timothy Doyle, driving Car #239, collided with another vehicle en route to the above accident. The latter two drivers were not injured, however, Car #239 had to be towed to Bells' Body Shop, Jeffery Rd., Palmyra, from which an estimate for repairs in the amount of \$2,748.81 was given. The Village's insurance carrier, VanParys', gave the Village an estimate of \$2,756.46 for repairs.

Discussion was held on repairing Car #239 vs. purchasing a new vehicle. Trustee DePoint read a list of various repairs needed on Car #239 prior to the accident, which would run over \$600., and it was felt that sound parts might be placed on the "back-up" Police car - the remaining salvagable parts and/or car could possibly be sold to an auto parts dealer. Trustee Abbott said that the car had 60,000 miles on it and further discussion was held on the method of payment, i.e. insurance payment, etc., should the Bd. decide to buy a new car. Mayor Wilson pointed out that since it is an emergency situation, money could be withdrawn from the Village's contingency fund without awaiting the competitive bidding which is standard procedure. Atty. Poyzer confirmed this approach.

Mayor Wilson spoke of two agencies in Newark with whom the Village might deal and Patrolman Trowbridge was asked to make contact. It was stated that a purchase amount could not be finalized at this time, however, it was felt that the price for a new car would be "around" \$6,000. in addition to the insurance amount rec'd and #239 salvage part sales. In view of the above, Trustee Abbott motioned that Resolution #81-06, attached hereto, be passed permitting the Village to purchase a new Police car under an emergency situation. Trustee DePoint seconded, all voted "aye," motion carried. Mayor Wilson said that Patrolman Doyle was carrying out his plans to resign and had submitted same effective 4/13/81.

Police Dept.: Mayor Wilson stated that, following suspension of Police Chief Henry on 3/17/81, she had appointed herself to be in charge of the Police Dept. Depending upon the outcome of the Hearing, etc. she said that other measures may have to be taken in the future. She spoke of two sets of petitions presented on 3/30/81 containing 661 Villagers' signatures which would be taken up at the 4/6/81 Bd. Mtg. Atty. Poyzer said that the Mayor was acting under Village Law - powers of supervision given to Mayor. The Bd. agreed. Trustee DePoint took the opportunity to give his support to the Board regarding the Police Chief's suspension since he had been out-of-town on the suspension date.

Adjournment: The Mayor asked if there was any more business to come before the Bd. at this Special Mtg., and when there was none, Trustee Abbott motioned adjournment at 7:40 p.m. Mrs. McGrath seconded, all voted "aye", motion carried.

Resolution #81-06: Trustee Abbott moved adoption of the following Resolution:

"WHEREAS, for the past several months the Village has been considering the purchase of a new Police car to replace the 'back-up' car and to use the newer and more operable car (containing 60,000 miles and needing various repairs), as the 'back-up' car, and



WHEREAS, the newer Police car was involved in a two-car accident on March 26, 1981, and

WHEREAS, said Police car was towed to Bell's Body Shop, Jeffery Road, Palmyra, where an estimate for repairs totaled \$2,748.81, and an estimate of damages from the Village's insurance carrier, VanParys', has been received in the amount of \$2,756.46, and

WHEREAS, the present 'back-up' Police car is also in need of various repairs,

NOW, THEREFORE, BE IT RESOLVED, that having weighed all of the above and in view of the present emergency situation, the Board agrees that a new Police car be purchased forthwith, and that parts from the damaged Police car be salvaged and used on the 'back-up' Police car where needed, and that the remaining parts be sold, and

IT IS FURTHER RESOLVED, that since the foregoing circumstances constitute a public emergency under General Municipal Law S-103, Subd. 4, said vehicle shall be purchased without awaiting the competitive bidding procedure normally followed for such purchases." This resolution shall take effect immediately.

Trustee DePoint seconded Trustee Abbott's motion to adopt the foregoing Resolution. All voted "aye," following which Mayor Wilson announced the unanimous passage of Resolution #81-06.

# BOARD OF TRUSTEES

Regular Meeting April 6, 1981 7:00 p.m.

Present: Mary Lou Wilson, Mayor; Trustees Lloyd Green, James DePoint, Mary Kay McGrath and Fred Goulden. Absent: Attorney Laura Jane Poyzer.

Moment of Silence: Following a moment of silence, Mayor Wilson convened the Bd. Mtg. at 7:10 p.m. Trustee Goulden was welcomed to the Bd. by Mayor Wilson.

Petit.re Chief D. Henry: Mayor Wilson acknowledged the presence of five citizens - Mrs. Lois Lynch, Elaine Hartnagel, Linda Roland, Connie Lawson and Marg. Lawrence, asking them if they were present for the Budget Hearing which was scheduled for 7:30 p.m. Spokeswoman Lynch stated that they were present to discuss the two petitions given to the Mayor on 3/30/81 regarding suspension of Chief Henry, on which 661 citizens' names appear.

Approval 3/16/81 Minutes: Mayor Wilson asked if there were any corrections or additions to the 3/16/81 Minutes and when there were none, Trustee Green motioned that they be accepted. Trustee McGrath seconded, all voted "aye," motion carried.

Truck Bids: Trustee Green spoke of truck bids, "Proof of Publication" attached hereto, which were opened at 12:00 Noon on 3/30/81. They are as follows: Note - "Proof" attached to 3/16/81 Minutes - Pg. 85

SLEETH OLDS GMC TRUCK - North Syracuse. Non-Collusive statement attached. One-ton cab chassis body-type, TW 9, 1981 GMC Truck with no trade-in. Bid - \$7276. delivered if picked up in North Syracuse. If different size wheel base, bid is increased by \$62.00. Delivery - 80-120 days.

GENESEE FORD TRUCK SALES - Rochester, New York. Non-Collusive statement attached. 1981 Ford F-350. Total Price: \$7,648.61. Delivery in approximately six weeks.

CONWAY CMC TRUCKS - Rochester, New York. Non-Collusive statement attached. Bid: 1981 GMC Model, \$7,341. Delivery 60 days from award.



APRIL 6, 1981

WILLIAM MCCLINTOCK, INTERNATIONAL HARVESTER CO. - Rochester.  
Non-Collusive Statement attached. One, 1981 International  
Truck Series 1624. Bid: \$10,121. Delivery 60 days from  
award of bid.

Bid  
Awarded:

Trustee Green announced that Genesee Ford Truck Sales, Rochester, New York, met the bid specifications, therefore, they were awarded the bid. This was placed in the form of a motion by Trustee Green; Trustee DePoint seconded. All voted "aye," motion carried. Trustee DePoint questioned whether the money to purchase the truck is in the existing budget and was told by Trustee Green that money remained in the budget from roadwork on Prospect Drive.

Water  
Depart.:

Regarding the Water Dept., Trustee DePoint related that an increase in present rates is not anticipated at this time, however, rates shall be reviewed during next two weeks. He added that joint Village/Town meetings are planned within the next few weeks to discuss the status of Village's water line - line is over 46 years old - and the need for consideration of adding another "holding" tank.

Village  
Ins.:

Trustee DePoint stated that he had reviewed the Village's insurance contracts and had been in touch with Chapmans' and VanParys' - that both agencies were bidding on existing contracts. It is in Village's best interests to have these competitively bid - may save Village money.

Water  
Contracts:

The status of the Village Water Contracts was discussed - Mormon Contract finalized; language change being sought regarding Manchester; and that Town of Macedon requested that Contract "be in place by May 1, 1981" - which Trustee DePoint felt a realistic date. The Macedon Contract is one in which they supply emergency water back to Village.

Zoning  
Bd. Mem.&  
Zng. Rev.:

Trustee DePoint said that a new members shall be appointed soon to the Zoning Bd. of Appeals - and spoke of more meetings to be held by the Planning Bd. regarding changes to the present Zoning Ordinance. The changes shall 'probably' be drastic ones since piece-meal additions have been made since 1955.

Noise:

Trustee McGrath, regarding Zoning, spoke of the noise generated by motorcycles.

Comm.Ctr.:

Mrs. McGrath said that LeFrois Bldg. out of Webster had been awarded the Community Center Gym Contract in the amount of \$90,000. She said that \$30,000. is still needed to complete the gym. Volunteers are desperately needed at the Center for various jobs - and she read a letter from Mr. Gary LaBerge, President of the Community Center Bd., regarding toilet facilities at the Fairgrounds.

Addit.Lts.  
Comm.Ctr.:

Mayor Wilson stated that Mr. Wilson of NYSE&G had contacted her following the Bd.'s request for additional lighting near the Community Ctr. Mr. Wilson recommended that two lights be installed - on existing poles - for approximately \$120. per year. Discussion held on the need for said additional lighting, following which Trustee DePoint moved that NYSE&G install the above lighting. Trustee McGrath seconded, all voted "aye," motion carried.

Fire  
Depart.:

The Application of Mr. Leonard Bechtold, 115 E. Charlotte Ave., as a "Fire Policeman" only was submitted for Board approval. Trustee McGrath moved that his application be approved, Trustee DePoint seconded. All voted "aye," motion carried.

Police  
Dept.:

Mayor Wilson stated that two Patrolmen had received training during past week in completing State reports and monthly reports. She added that Police Dept. had towed several cars from parking lots. She spoke of 3/30/81 Special Bd. Mtg. when Bd. voted to purchase a new Police car - that same has been ordered (Chev.) with a 6-8 wk. delivery date. The salvage value of wrecked police car should be from \$500.-\$700.



Police Dept. Cont'd. Mayor Wilson said that the Village is receiving excellent coverage from the State Police during the day in the absence of a Police Chief. She brought to the Board's attention two sets of petitions, signed by 661 Villagers, submitted to her on 3/30/81, by Mrs. Elaine Hartnagel.

Police Chief Suspen. Mayor Wilson was requested to read the headings on both petition sets by the previously mentioned citizens' group. She stated that since the Village is in litigation regarding Chief Henry, that comments from the Board would be inappropriate. In three weeks' time the Hearing Officer will have made his findings and shall make a recommendation to the Village Board, following which the Village Board will take appropriate action. The Chief was suspended without pay for one month after which he will receive his salary. Mrs. Roland asked if the Board is bound by the Hearing Officer's decision and was told by the Mayor it is not; that the Board shall take whatever action it feels necessary. The Board's decision may be appealed to a higher court. Mrs. Lynch asked if the Board had made its mind up and was told by Mayor Wilson that it had not.

Assessment Rl. Mayor Wilson read the "Proof of Publication" attached hereto, regarding the "Notice of Completion of Village Assessment Roll for the Village of Palmyra."

Public Hrng.re Tenta. Budget, etc.: Mayor Wilson read the "Proof of Publication," attached hereto, regarding the Public Hearing on the Tentative Budget & Federal Revenue Sharing, at 7:30 p.m. She acknowledged the presence of Mr. Roy McMaster of Donegan Associates, the Village's investment counselors.

Fed.Rev. Shar.: Trustee DePoint spoke of the high inflation rate - high interest rates and that the Village has benefitted, and that Villagers can enjoy the same level of services without any tax increase. Mayor Wilson pointed out that the Village tax rate has not increased for five years and in the tentative budget, the rate of \$9.35 per thousand shall remain unchanged. Trustee DePoint said that the proposed share of \$50,000. toward the Community Ctr. shall be borne internally rather than adding indebtedness. He also requested that three or four thousand dollars be set aside for a new boiler, regardless of renovation plans. Mr. McMaster suggested that the boiler be discussed with architect and discussion was held on setting up reserve accounts and long-range fiscal responsibility. Mrs. Linda Roland asked about the new assessments which Assessor Roney has been establishing. Discussion held on some \$80,000. for Village Hall renovation and the anticipation of using Cap. Res. Funds as well as Fed. Rev. Sharing Funds. Mayor Wilson asked if there were any more questions or discussions to be held on the tentative budget. When there were none, she declared the Hearing closed at 7:45 p.m.

Annual Meet.: Mayor Wilson said that, according to Village Law, the first Monday in April is termed "Organization Day," when managerial level appointments are made - other employees are covered by the C.S.E.A. Union Contract. Said meeting was called to order at 7:47 p.m. Ms. Wilson read the contents of the "Organizational Meeting," attached hereto. Discussion held following which Trustee DePoint motioned that Resolution #81-07 be adopted in that all members being present at the meeting approved of the appointments contained in said attachment. Trustee Green seconded the motion, all voted "aye," motion carried. Mayor Wilson announced the unanimous adoption of Resolution #81-07, attached hereto. The "Organizational Meeting" was adjourned by the Mayor at 8:00 p.m.

Hist. Preser.: Mayor Wilson spoke of Ms. Janet Johnstone of Albany's Historic Preservation Dept., having visited Palmyra on 3/31/81. They toured the Garlock House, however, Mr. LaPietra's application had been previously denied. She spoke of the absence of guidelines for assistance from the State. Mayor Wilson felt that an application for assistance in preserving the Village Hall should be completed.

Patrol. Resign.: According to a letter read by Mayor Wilson, Patrolman Timothy Doyle resigned from the Police Dept. effective 4/13/81, to accept a like position in California.



APRIL 6, 1981

May -  
Clean-up  
Month:

May, 1981, having been designated as "Clean-up Month" was discussed by the Board. The placement of a dumpster on Market St. was touched upon and the need for a dumpster on E. Main St. shall be needed the second week in May, according to the Mayor. Mayor Wilson said that she and Mr. Smith, Highway Supt., had inspected the former "Shorc" property on the previous Saturday and a determination that Villagers may obtain wood when buildings are demolished. A designated person from the Village crew will be stationed at said property for the first week to distribute wood - debris will be placed in the dumpster following wood pick-up. Mayor Wilson added that Village has Property Deed.

Canand.St.  
Property:

Mayor Wilson and Mr. Smith also inspected Village property on Canandaigua St. during the above mentioned Saturday about which an inquiry had been received from a real estate developer. Apparently there is a potential buyer for the "Avery Beer Property" who wants to know responsibilities to make Village water and sewer available. Discussion held on the 10 3/4 acre parcel in an R-1 District and the present water and sewer limits - and on previous denials for developments there. Mayor Wilson suggested that the Clerk send a copy of the above letter to Atty. Poyzer, requesting her assistance in this matter.

Flea  
Mkt.:

Mayor Wilson read a communication from Merchant Gerald Griffin regarding a request to use or lease Park & Club Rms. or former fire bays for displays during Chamber's Flea Market, in case of inclement weather. Trustee McGrath stated that the P&C Rms. were given to the community for its use to which Trustee DePoint added that the Village Board was sanctioned to affectuate the terms of Mr. Sexton's will. Mayor Wilson spoke of the Village being liable if fire bays used and the creation of traffic hazard when street-crossing, and that the Flea Mkt. was strictly an "outdoor" enterprise. The Clerk was instructed to write to Mr. Griffin, stating the above.

G.M.A.C.  
Letter:

Mayor Wilson read a letter from G.M.A.C. in response to the Board's letter of 1/22/81 stating the serious impact the closing of Palmyra Motors shall have on the Village's economy. G.M.A.C. stated that they have filed suit against Palmyra Motors for a \$1.2 million breach of certain financing agreements - and stated their regret for any damage to the Village's economy.

Urban  
Renewal:

A letter from Atty. Paul Rubery was read by the Mayor in which he stated that contact with the Housing Community Renewal of N.Y. indicated that a check would be forthcoming in "about a month."

NYSE&G:

A letter request from NYSE&G was read in which they requested permission to break the surface of 527 Vienna St. Trustee Green motioned that permission be granted; seconded by Trustee DePoint. All voted "aye," motion carried.

C.E.T.A.:

Mayor Wilson read from a C.E.T.A. communication in which it was stated that there is not enough money in C.E.T.A. to cover unemployment costs of all those who will be covered under C.E.T.A. Program.

Sewer &  
Water Pen.  
Request:

Mayor Wilson read a letter from Park Hill Ants.' owner, Mrs. Patricia A. Gullo, in which she stated that various checks, including her water & sewer payment mailed on 3/6/81, had been stolen. Her letter included copies of the Sheriff's and Postal Service Rpts. Discussion held on this matter and the Village's obligation therein. Trustee McGrath felt her \$97.42 penalty be returned since checks totalling a large amount of money were involved. Other instances were cited where residents had stated they did not receive a bill and the penalty was not forgiven. The Board reached an impasse and the Clerk was instructed to write Mrs. Gullo, including a copy of the Water Ordinance, that further discussion and a decision made at the 4/20/81 Bd. Mtg.

Zoning  
Seminar:

A Zoning Bd. Seminar shall be held in Lyons on 5/13/81, according to a communication from the Wayne Co. Plann. Bd. The Clerk was asked to notify all Zoning Bd. members and Atty. Poyzer.



- Firehouse Add.: Mr. Harry White reported that the Firehouse addition was almost completed and invited the Bd. to inspect same. He stated that a partition had been placed in the middle - one part for storage with shelving - the other for recreational purposes, i.e. card table, ping-pong table, etc. This addition will be a savings to the Village regarding heat, lights, etc., he said, and soon the outside shall be stucco'ed to match the Firehouse proper.
- Mr. White requested a few minutes of the Bd.'s time at their next meeting - 4/20/81 - to discuss the traffic congestion on Holmes St. - especially on Friday night. It was brought out that the Police Chief had been requested to make recommendations in this regard.
- Mayors' Wkshp.: Discussion held on representatives to attend a Workshop in North Syracuse on April 9-11, 1981. Trustee Goulden felt same would be helpful to him, however, previous commitments would prevent his attendance. The attendance of the Village and Deputy Clerk was discussed but no decision made.
- Citizens of Yr. Awards: Trustee DePoint felt, as did Trustee Green, that the Board should make a "Citizen(s) of the Year Award" to a man and woman who have contributed and provided services to the Village. It was stated that criteria and proposed names would be examined at next Bd. Mtg.
- Copying Machine: A short discussion was held on the purchase of a new copying machine for the Village Office - and a suggestion made to contact Xerox since they now have moderately priced machines available.
- Fiddlers' Picnic: Mayor Wilson gave some background information to new Trustee, Fred Goulden, regarding the controversy surrounding the Fiddlers' Picnic. Trustee Goulden asked if the "Open Container Law" would apply here and was told it would not. Trustee DePoint felt that the number of policemen for crowd control should be doubled or tripled. Trustees Green and McGrath felt, no matter the numbers, they would have to vote against it. Trustee Green said that he checked with seven area neighbors, none of whom want their families exposed to the goings on. He said that he represented the taxpayers - not the Fiddlers'. Trustees DePoint and Goulden thought the same citizens might object, also, to the Wayne Cty. Fair - and Trustee Goulden indicated that these events are known of when one purchases property there. Trustee DePoint motioned that the proposal be turned down as presented - and that another look could be taken at same if Fiddlers' could come up with 'numbers.' Trustee Goulden seconded this motion. The vote on this motion was 2-2 with Mayor Wilson breaking the tie, voting for the above. The Clerk was instructed to relay this information to Fiddlers' Pres., Donald Henderson, via letter.
- Drug Prog.: The progress the Drug Program has made so far was discussed and Mayor Wilson questioned Trustee McGrath in this regard. Mrs. McGrath said that the representative is working at the High School, however, the program won't be set up until September - Committee is not yet ready.
- Salzburg & Swiss Chalet: Mayor Wilson spoke of legal papers having been served on the Village re: Salzburg Village and Swiss Chalet, on 4/3/81 - their assessments are still being contested. These will be referred to Atty. Poyzer when she returns.
- Union Cont.: Trustees Green and DePoint said that a brief meeting regarding the Union Contract was held with Mr. T. Averill on 3/30/81 - and another meeting scheduled for 4/9/81.
- Provoost Bill: The outstanding Provoost bill for \$783. was discussed and reviewed for Trustee Goulden. Said bill was not approved for payment in that the Bd. felt that only a small amount of work had been accomplished on the Village barn roof.



APRIL 6, 1981

Voucher  
Approv.:

Vouchers in the amount of \$10,181.40 were approved for payment with Trustee McGrath moving that payment be made, seconded by Trustee DePoint. All voted "aye," motion carried.

Adjourn-  
ment:

There being no more business to come before the Board, at 9:25 p.m. Trustee Green moved adjournment and Trustee McGrath seconded. All voted "aye," motion carried.

Legal  
Notice:

"Proof of Publication" for Legal Notice, "Notice of Completion of Village Assessment Roll for the Village of Palmyra," attached hereto.

**AFFIDAVIT OF PUBLICATION**

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

**LEGAL NOTICE  
NOTICE OF COM-  
PLETION OF VILLAGE  
ASSESSMENT ROLL FOR  
THE VILLAGE OF  
PALMYRA.**

**PLEASE TAKE NOTICE:**  
The final Assessment Roll for the Incorporated Village of Palmyra, New York, for the fiscal year 1981-1982 has been completed and will be filed in the Office of the Village Clerk, 144 East Main Street on the first day of April, 1981, where same may be seen and shall remain open for inspection by the public for fifteen days after the date above written.

Judson Roney,  
Assessor  
Ethel B. Johnson,  
Village Clerk  
VILLAGE OF PALMYRA  
Date: March 23, 1981  
(720) (M25)

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising 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:

March 25, 1981

*Rosalie J. Mouton*

Foreman of the Publisher

Subscribed and sworn to before me

this 27<sup>th</sup> day of March 1981

*Elind M. Munday*

Notary Public

Fee: \$8.24

ELIND M. MUNDAY, Notary Public  
For The State of New York  
Qualified in Wayne County  
My Commission Expires March 30, 1982

**AFFIDAVIT OF PUBLICATION**

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

**LEGAL NOTICE  
OF PUBLIC HEARING  
PLEASE TAKE NOTICE.**

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising 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



APRIL 6, 1981

RESOLUTION #81-07

(RESOLUTION #81-07)

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## ANNUAL ORGANIZATION MEETING

VILLAGE OF PALMYRA  
Palmyra, New York

April 6, 1981

7:45 p.m.

The Clerk advised that the Oath of Office has been administered to elected Trustee, Fred A. Goulden, for a one-year term beginning April 1, 1981, and ending March 31, 1982.

Mayor Mary Lou Wilson announced that appointments would be made by her, subject to the approval of the Board of Trustees for the ensuing year.

Mayor Wilson announced the appointment of

(None)

as ACTING VILLAGE POLICE JUSTICE for a period of one year beginning April 1, 1981, and ending March 31, 1982.

Mayor Wilson announced the appointment of

Jeanne Drake

as COURT CLERK, for a period of one year beginning April 1, 1981, and ending March 31, 1982, to assist Justice Abbott and Acting Police Justice.

Mayor Wilson announced the appointment of

Jane Poyzer, Esq.

as VILLAGE ATTORNEY, for a period of one year beginning April 1, 1981, and ending March 31, 1982.

Mayor Wilson announced the appointment of

Johnson

as VILLAGE CLERK, for a period of one year beginning April 1, 1981, to March 31, 1982, to fill the unexpired term of retired Village Clerk-Treasurer, Theresa P. Otte, whose term would have expired on March 31, 1982.

Mayor Wilson announced the appointment of

Dickinson

as VILLAGE TREASURER, for a period of one year, beginning April 1, 1981, and ending March 31, 1982.

ACTING  
POLICE  
JUSTICE:

COURT  
CLERK:

VILLAGE  
ATTORNEY:

WATER  
OPERATOR  
VILLAGE  
CLERK:

VILLAGE  
TREASURER:

ADJOURN-  
MENT:

Mayor Wilson adjourned the meeting at 8:00 p.m.

*Ethel B. Johnson*  
Village Clerk



APRIL 6, 1981

Trustee Green seconded Trustee DePoint's motion to adopt the foregoing Resolution; all voted "aye." Mayor Wilson announced the unanimous adoption of Resolution #81-07.

Election: The official return of votes cast for the General Village Election on March 17, 1981, attached hereto.

## OFFICIAL RETURN OF VOTES

## CAST FOR TRUSTEE

Village Election

County of Wayne

March 17, 1981

Village of Palmyra

Assembly District

Election District

Total number of ballots voted; .....	Absentee	383
Number to be elected to said office; ..... One		2
		385
Total number of votes to be canvassed; .....		385
For the office of Trustee the candidates named below received the number of votes set opposite their respective names.		
1. Fred A. Goulden .....	received	213
2. George Abbott .....	received	170)
3. ....	Absentee	2) 172
4. ....	received	
5. ....	received	
6. ....	received	
7. ....	received	
8. ....	received	
9. ....	received	
10. ....	received	
Blank Votes.....		0
Void Votes.....		0
	TOTAL	385

STATE OF NEW YORK

ss.

County of Wayne

The undersigned, being duly sworn, do depose and say, each for himself, that the foregoing is a correct return of the ballots cast for the above office at the election held on the 17th day of March, 1981, at the One Election District in the Village of Palmyra Assembly District of the County of Wayne

Mrs. Elizabeth Schrader Inspector

Mrs. Helen Parsons Inspector

Mrs. Nora O'Brien Inspector