

Present: Mayor M. K. Davin, and Trustees Mary L. Wilson, David West, David Williamson, Attorney Laura J. Poyzer and Bruce Wideman, Zoning and Building Inspector. Absent, Trustee Lloyd Green.

Zon.Chg. Mayor Davin opened the meeting reading a letter from the Palmyra
Pal.Un. Planning Board recommending that the Village adopt and amend
Ag.Soc.: Section 29-9 and Section 29-14B in the Zoning Ordinance. (See
letter signed by D. Pope dated July 10, 1978 attached).

DANIEL S. POPE III
406 CANANDAIGUA STREET
PALMYRA, NEW YORK 14522

July 10, 1978

Mrs. M. Katherine Davin, Mayor
The Village of Palmyra
East Main Street
Palmyra, New York 14522

Dear Mayor Davin:

The Village Planning Board has given a good deal of consideration to the request of the fair association for a change in the Zoning Code to permit its operation in the existing R-1 district. We have considered the objections to noise and poor sanitation, as well as parking problems, associated with the county fair. We recognize that it was the intent of earlier village planning and zoning to discourage the operation of the fair within the village and to encourage the development of the present site for residential purposes, thus adding to the taxable base of the village.

In the opinion of the present members of the Planning Board, current state law not only protects the fair association, but also discourages it financially from any attempt to relocate. We also are of the opinion that the fair does attract people to our village and that this is good for local business. If the fair is to continue at its present location, however, we should encourage the best possible use of the land and buildings.

In view of all of these considerations, the Planning Board of the Village of Palmyra adopted the following recommendations at its regular meeting on July 8, 1978:

Amend Section 29-9 Definitions by the following insertion after the definition of ACCESSORY USE:

"AGRICULTURAL FAIR GROUNDS - An area of land, including structures thereon, that is used primarily for the display and judging of agricultural products, animals and machinery during a period of not more than seven (7) days per year."

Amend Section 29-14B by the addition of subsection

"(10) Agricultural Fair Grounds on a site of not less than thirty (30) acres, provided that no buildings

July 17, 1978

B.Wideman: Mr. Wideman stated that the Planning Board had done a thorough job in exploring this recommendation and that the recommendation was an admirable one.

Motion: Motion by Trustee Wilson, seconded by Trustee Williamson that the Board of Trustees hold a Public Hearing on Aug. 7, 1978 at 7:00 P.M. in the Park and Club rooms on the proposed Local Law to Amend Section 29-9 and 29-14B. Motion carried.

Adjourn: On a motion by Trustee West, seconded by Trustee Wilson that the meeting be adjourned. Motion carried. Meeting adjourned at 7:35 P.M.

Phyllis G. Dickinson, Deputy Clerk

* * * * *

Regular Board Meeting July 24, 1978
Board of Trustees 7:30 P.M.

Present: Mayor M. K. Davin, and Trustees Wilson, Williamson, West, Attorney L. J. Poyzer, B. Wideman, Zoning Officer, Wayne Ackart, Lozier Engineers representative. Absent, Trustee Green.

Moment of Silence: Mayor Davin opened the meeting with a moment of silent prayer.

Plan.Bd. Recommend: Mayor Davin read a letter from the Planning Board recommending changes to the Zoning Code: Amend Section 29-9 CUSTOMARY HOME OCCUPATION OR PROFESSION by inserting "accountant," before "architect" in line 5; change "studio of an instructor in musical instruments limited to one (1) person at a time" to "studio of an instructor in the arts limited to instruction of four (4) persons at a time"; insert after "occupation" in line 9, "hair styling occupation limited to one chair."

Zoning Officer Wideman commented that he did not agree with the Planning Board's recommendation and feels that the Village Board should be very cautious in opening residential districts to all kinds of small business ventures. He feels it will encourage other kinds of small business operators to open their homes for business.

The Board agreed to study this recommendation further before agreeing to changing this section of the Zoning Code.

I. Free-land: Mrs. Isabelle Freeland requested to speak in regard to her desire to move her beauty shop from a Yellow Mills address to her home at 139 Stafford St. She recently applied for a variance pursuant to Section 29-41C and was denied the variance by the Zoning Board of Appeals. She feels that there would be no problem in operating a shop in her home since there would be ample space for parking at the rear of the house. She urged the Board to consider changing the Zoning Code amending Sec. 29-9.

W.Ackart Lozier Eng. Proj. Beaut.: Wayne Ackart, Lozier Engineers appeared before the Board to discuss the parking lot at the rear of the Post Office building which has not proved satisfactory to the owners. It does not drain properly and Mayor Davin questioned why there was no final inspection report of the project given to the Board. A one year guarantee on the Beautification Project exists until Oct. 19, 1978 but it appears that there is no more money left in the project to rectify the existing problem.

C.Williams Wayne Cty. Plan. Bd.: Cliff Williams then explained that the contractor of the project was willing to pave the entire parking lot but claims that the Post Office tenants did not want paving up to their landing ramp. Mr. Williams suggested that the Village do the drainage work and possibly the Village could receive reimbursement from some later grant from the County. Mayor Davin would like to have the intentions of the County in this matter by way of a written statement since the big question is as to who signed the final inspection acceptance of the project. The Board would like a reply from the County by the next Board meeting on August 7th. Village expects the County to pay the entire repair project satisfactorily.

July 24, 1978

- Williams (Cont'd.):** Mr. Ackart stated that if the County replies with a negative answer as to funding the repair project it is questionable if the Village would have recourse with the contractor who originally performed the paving at the Post Office parking lot. He believes that the County is the key to the problem since the contract was with the County and the contractor.
- New Firehse:** Trustee Wilson reported on the meeting held Saturday, July 23rd with Mr. Iversen, contractor; Mr. Robert Sherman, architect; a representative from EDA that the new firehouse is 60% completed. All felt that the exterior masonry is as good a job as can be done and that further spraying would not be of much help. Trustee Wilson also recommended that the interior painting be done professionally. Site work has yet to be completed.
- Resol. Chg.Ord. #6:** Trustee Wilson moved, seconded by Trustee West for a change order to have the interior painting done professionally in the amount of \$3800.00. Motion carried.
- Local Law Resol. Amend Zon. Ag.Fair:** Motion by Trustee Wilson, seconded by Trustee West to accept recommendation of Planning Board to amend the Zoning Code, to introduce a proposed Local Law for the Board's consideration, and to confirm the public hearing date of Aug. 7th, 1978 at 7:00 P.M. in the Park & Club Building. Motion carried.
- Minutes:** Motion by Trustee Williamson, seconded by Trustee West to accept the minutes of July 10, 1978. Carried.
- Minutes Spec.Mtg:** Motion by Trustee Wilson, seconded by Trustee Williamson to accept the minutes of the Special Meeting of July 17, 1978.
- Vouchers:** Motion by Trustee Wilson, seconded by Trustee West to pay the vouchers in the amount of \$390,620.82. Carried.
- Water Dept.:** Trustee Williamson reported that Mr. Ronald Rudio of the NYS Dept. of Health had completed the annual inspection of the Water Plant and noted that various corrections had been made satisfactorily. Inspection was made on July 18th and Trustee Williamson was present along with Supt. Kruger for the annual inspection.
- Req. Fair Assoc. by Wilson:** David Andrew has requested of the Board to use the Highway ladder truck to string lights at the Fair Grounds for the forthcoming fair. It was decided to turn the matter over to Trustee Green for the authorization of lending it to Mr. Andrew.
- Cemet. Vandalism:** Deputy Clerk reported that the new fence which had been placed on either side of the hill at the Cemetery vault had been removed by bike riders and that the situation of vandalism is causing many problems in the area. David West commented that he will study the matter and will make a recommendation to the Board as to handling this situation.
- Comm.Ctr. Proj.:** Trustee West reported that a meeting with Narnish & Lookup Assoc., Engineers are drawing up plans for the proposed new Community Center and that bids should be going out next month for building construction.
- Walker House:** Mayor Davin read a letter from the NYS Parks & Recreation Commission suggesting that the CCB Walker House at 109 West Main may meet the criteria for listing in the National Register. The house is presently owned by Mr. & Mrs. John Vrubel.
- Canal Town Days:** Mayor Davin read a letter from Richard Pickett, Chairman of the Canal Town Days Parade Committee extending an invitation for all Board Members to participate in the parade held on Sept. 16 at 5:00 P.M.

July 24, 1978

Proc.: Mayor Davin declared that July 28, 1978 will be a day set aside to honor the young men and women who have enlisted for service in the U.S. Army from this area.

Trash Pick-up: Mayor Davin asked that the Board consider a monthly collection of trash and refuse along with the regular Spring and Fall clean-up days since Village residents have deluged both the Mayor's and Clerk's office with requests for pick-up of debris which has been on their property for weeks. Trustee Williamson proposed the possibility of a private trash collector to be employed to pick up trash once a month and locating a site to dispose of the trash.

Resol. Pref. Devel.: Trustee West proposed, seconded by Trustee Wilson the following resolution:

WHEREAS, Conifer Development Associates had planned to submit re-development plans to the Village Board for Disposition Parcel 3 and;

WHEREAS, Conifer Development Associates has requested to be named preferred developer for said Disposition Parcel 3 for a period of 90 days;

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

Conifer Development Associates is hereby designated preferred developer for Disposition Parcel 3 in Urban Renewal subject to complying with all Local, Federal, and State requirements for a period of 90 days.

Motion carried.

Adjourn: There being no further business, by a motion from Trustee Williamson, seconded by Trustee Wilson, the meeting was adjourned at 10:00 P.M.

Phyllis G. Dickinson, Deputy Clerk

* * * * *

August 7, 1978

Public Hearing

7:00 P.M.

Present: Mayor Davin and Trustees Mary Lou Wilson, David Williamson, Lloyd Green, Attorney L. J. Poyzer. Absent, Trustee David West.

Proof of Pub.: Mayor Davin called the meeting to order and read the proof of publication of the legal notice published in the Palmyra Courier-Journal July 21, 1978 and July 28, 1978 proposing a change to the existing Zoning Ordinance.

AFFIDAVIT OF PUBLICATION

NEW YORK, }
of Wayne, } ss:

LEGAL NOTICE

NOTICE IS HEREBY GIVEN: that a Public Hearing will be held by the Board of Trustees of the Village of Palmyra on August 7, 1978 at 7:00 P.M. in the Park & Club Building at 149 East Main Street, Palmyra, New York to consider the amendment of Chapter 29, Zoning, of the Code of Village of Palmyra to add a new definition to Section 29-9, definitions, and to add an agricultural fair grounds to the uses permitted in Residence 1 (R-1) Districts, as set forth in Section 29-14B.

The proposed amendment to Section 29-9 would add a definition of "Agricultural Fair Grounds," to read as follows: "AGRICULTURAL FAIR GROUNDS - An area of land, including structures thereon, that is used primarily for the display and judging of agricultural products, animals and machinery during a period of not more than seven (7) days per year."

The proposed amendment to Section 29-14 would add the following subsection to subdivision B, which sets forth the uses permitted in residence 1 (R-1) districts:

"(10) Agricultural Fair Grounds on a site of not less than thirty (30) acres, provided that no buildings for the housing of animals are located closer than one hundred (100) feet to any property line, that housing of animals for purposes other than agricultural display be limited to not more than ten (10) stalls, that adequate space be reserved for off street parking of patrons and visitors, and that uses where the public is invited, other than the agricultural fair, must have prior approval of Palmyra Union Agricultural Society and the Board of Trustees of the Village."

Dated: July 18, 1978
VILLAGE OF PALMYRA
Phyllis G. Dickinson,
Deputy Clerk

J.21,28

(946)

Elizabeth M. Main, 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:

July 21, 1978

July 28, 1978

Elizabeth M. Main
Foreman of the Publisher

Subscribed and sworn to before me

this 31 day of July 1978

Michael N. Donovan
Notary Public

Fee: \$ 32.84

MICHAEL N. DONOVAN
WAYNE COUNTY COMM. EXPIRES 3/30/80
#4632609

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

~~County~~
~~City~~ of PALMYRA
~~Town~~
Village

Local Law No. _____ of the year 19 78

to amend Chapter 29, Zoning, of the Code of the Village of
Palmyra
A local law _____
(Insert title)

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

~~County~~
~~City~~ of PALMYRA as follows:
~~Town~~
Village

- Section 1. Section 29-9, Definitions, of Chapter 29, Zoning, of the Code of the Village of Palmyra, is hereby amended by the addition of the following paragraph, following ACCESSORY USE:
- AGRICULTURAL FAIR GROUNDS - An area of land, including structures thereon, that is used primarily for the display and judging of agricultural products, animals and machinery during a period of not more than seven (7) days per year.
- Section 2. Section 29-14, Residence 1 (R-1) Districts, subdivision B., Permitted uses, is hereby amended by the addition of subsection (10) to read as follows:
- (10) Agricultural Fair Grounds on a site of not less than thirty (30) acres, provided that no buildings for the housing of animals are located closer than one hundred (100) feet to any property line, that housing of animals for purposes other than agricultural display be limited to not more than ten (10) stalls, that adequate space be reserved for off street parking of patrons and visitors, and that uses where the public is invited, other than the agricultural fair, must have prior approval of the Palmyra Union Agricultural Society and the Board of Trustees of the Village.
- Section 3. This local law shall take effect upon the date of filing in the Office of the Secretary of State of New York State.

copy in mem.

for the housing of animals are located closer than one hundred (100) feet to any property line, that housing of animals for purposes other than agricultural display be limited to not more than ten (10) stalls, that adequate space be reserved for off street parking of patrons and visitors, and that uses where the public is invited, other than the agricultural fair, must have prior approval of the ~~Trustees~~ of the Village."

~~John Pope~~ & The Village Board

Sincerely,
Village Planning Board

Daniel Pope
Chairman

*Palmira Union
Agricultural Society*

August 7, 1978

- Plan. Board Recom.:** Mayor Davin then read a letter from the Village Planning Board recommending the change in the Zoning to permit the Fair Association to operate in the existing R-1 district. The opinion of the Planning Board is that the fair does attract people to the village and that this is good for local business. And, if the fair is to continue at its present location, we should encourage the best possible use of the land and buildings. The Mayor then asked the gathering to express their feelings on the matter.
- E. Lawrence:** Mr. Lawrence recommended the Zoning change and wishes to see the fair be allowed to expand.
- Henry Deys:** Mr. Henry Deys, resident of W. Jackson St. read a letter from David McEwen of Birdsall Pkwy. opposing the change to the ordinance and asked the Board to consider the ordinance to remain intact and unchanged. Mr. Deys also made his own statement opposing the zoning change.
- Opposed Change:** In like order, the following citizens made statements opposing the proposed change: John Wilson, Cheryl Collier, Leona Smith, Richard Krebbeks, Lydia Kommer, David Taylor and Weldon Shepard.
- Recommend Change:** The following citizens made statements recommending the change in the ordinance: James Deagman, Ernest Hack, Jay Wilson, B. Michaelson of Marion, NY; Mr. Gabriel of Lyons, NY; Donald Huntley, R. Leak of Williamson, NY and Lorene Warner.
- D. Wallace:** Mr. Donald Wallace, member of the Village Planning Board explained that the Planning Board was trying to encourage the best use of the Fair Grounds and have zoning control on it.
- Poll:** Mayor Davin thanked all for attending the hearing and asked if anyone wished to state their opinion. An extemporaneous poll was taken:
RECOMMEND: Marion LeRoy and E. Hack.
OPPOSED: Cynthia Deys, Sandra Wahl, Maitland Volkomer, Adelaide Cook, Agnes Denosky, E. Smith, Raymond Wahl, Mildred Blessing, Emma Morey, William Deys, Harold Gilman, Douglas DuVall, Mildred Kommer, Irene Gunkler, Helen Cook, Magdalena Zegers, Ethel Shepard and Louise Burns.
- Adjourn:** Mayor Davin adjourned the meeting at 8:20 P.M.

Phyllis G. Dickinson, Deputy Clerk

August 7, 1978

Regular Board Meeting

Board of Trustees

8:20 P.M.

Present: Mayor M. K. Davin, and Trustees Mary Lou Wilson, David Williamson, Lloyd Green. L. J. Poyzer, Village Attorney; Bruce Wideman, Robert Stanton, Attorney, and Mr. & Mrs. Raymond Grills. Absent, Trustee, David West.

Exec. Session: Mayor Davin declared that the meeting would go into Executive Session at 8:40 P.M.

August 7, 1978

Re-Convene Regular Board Meeting

9:15 P.M.

Regular Meeting: Mayor Davin called the regular meeting to order with Trustees Wilson, Williamson and Green present. Village Attorney, L. J. Poyzer also present.
Mayor Davin read a letter from the Department of the Army disclosing that the NYS Dept. of Transportation, Waterways Maintenance had applied for a permit to dispose of material in a proposed 20 acre upland disposal site south of the canal. Approximately 1-1/2 acres of this site consists of a fresh water wetland. Bruce Wideman will make a request of the Dept. of the Army to hold a public hearing to consider this application.

August 7, 1978

- Zon.Chg.** The Mayor asked for comments in regard to changing the Zoning ordinance re: Agriculture Fairgrounds. Trustee Green posed the question, "If we deny the change, what happens and if we accept to grant the change, what can happen?"
- Agric.**
- Fair:**
- Resol.to** A motion by Trustee Williamson, seconded by Trustee Wilson to accept the Planning Board's recommendation to change the Zoning Ordinance to enact Local Law #1 was made. The Local Law would amend Chapter 29-9 and 29-14.
- Accept:** Trustee Green then requested a roll call vote and since there was no response, he suggested that the matter be further discussed. He stated that he could not understand how the Board can enact this law when there is so much opposition to it as evidenced at the Public Hearing. He does not believe the Board should go against the wishes of the people and their disapproval of the zoning change.
- Trustee Williamson stated that the residents who purchased homes in the area of the fairgrounds were aware of the fair's existence and that the fair itself should be allowed to progress. Trustee Wilson remarked that if we were to enact the local law, the Board would have zoning control in that area of concern. Mayor Davin stated that she would like more time to give a decision on the matter.
- After this discussion, Trustee Williamson withdrew his resolution. The Board will consider this Zoning change at a later date.
- Firemen** Trustee Wilson presented the names of Terry J. Moulton, 128 E. Main St., and Frank E. Williams, 217 W. Jackson St. as applicants to the Palmyra Fire Co. also Audrey Freyn, 23 Trolley Rd., and Joan Ruebens, 232 Vienna St. as applicants for Fire Police and Emergency Squad. Motion by Wilson, second by Davin to accept the applications. Carried.
- Apolic.:**
- Vouchers:** Motion by Trustee Green, seconded by Trustee Williamson to accept the vouchers in the amount of \$15,583.63 and pay same. Carried.
- Minutes:** Motion by Trustee Williamson, seconded by Wilson to accept the minutes of the Regular Board meeting of July 24, 1978 with the following correction re trash pick-up, ie: "Trustee Williamson will look into the possibility of asking a private trash collector to pick up bagged trash at owner's expense." Motion carried.
- Fair** Trustee Wilson announced that the annual Firemen's Parade will be held on August 26th in conjunction with the Palmyra Fair and an invitation to the Village Board members is extended to them to participate in the Parade.
- Parade:**
- Comm.** Trustee Williamson reported that the roof at the Village Barn is leaking badly and feels that the Town and Village highway facilities could combine into one building. The present Town Barn on Kent Street has four bays and could easily accommodate the two departments. Trustee Green will initiate a conference with the Town Board members as to the possibilities of consolidating the departments.
- Reports:**
- Trustee Williamson asked the board to consider establishing a committee to determine the wishes of the residents of Palmyra in abolishing the Police Department.
- Trustee Green reported that new sidewalks are being installed in portions of Vienna Street. He also reported that in studying the matter of Prospect Drive and the best feasible way to correct the problem is to cut the crest of the hill away.
- A thank you note was read by Mayor Davin from Mrs. Nancy Rubery of Prospect Drive in appreciation to the highway department for painting a white line on that street.
- Dis.** Trustee Williamson suggested that the Village consider putting the Clerk-Treasurer on disability insurance and the Board paying the balance of her regular wages while she is absent from work.
- Clerk-**
- Treas.:**
- Firehse** The official dedication of the new Firehouse will be held on September 30th and an invitation to the Village Board members to attend the dedication was extended.
- Ded.:**

August 7, 1978

- Firehse:** Trustee Williamson commented that the stucco on the exterior of the new Firehouse was still unsatisfactory to him.
- Rod & Gun Club Mtg.:** Mayor Davin reported that the meeting with her and a Citizen's Committee regarding possible uses of the Rod & Gun Club for the community was very well attended and that the Committee will make a recommendation to the Board at its Sept. 5th meeting.
- Beaut. Proj. Problem:** Mayor Davin has not received an acknowledgement from Supervisor Arney in regards to the drainage problem at the Post Office parking lot. She did receive a letter from Cliff Williams, Planning Dept. of Wayne County that he and Philip Rice, Supt. of Highways, Wayne County, had viewed the area and it has not been determined as yet who will pay for the resurfacing.
- Police Report:** On motion by Trustee Green, 2nd by Trustee Wilson and carried, the Police Report for the month of July, 1978 was accepted. Highlights include 165 complaints with 11 assists to other departments with 5 Petit Larceny and 4 Criminal Mischief; 32 apprehended for speeding and 20 for illegal parking. Total fines and bail forfeitures amounted to \$575.00.
- Adjourn:** Motion by Trustee Williamson, second by Trustee Wilson to adjourn at 11:25 P.M.

Phyllis G. Dickinson, Deputy Clerk

August 21, 1978

Regular Board Meeting Board of Trustees 7:30 P.M.

Present: M. K. Davin, Mayor; Trustees L. Green, D. Williamson, M. L. Wilson, D. West. Absent, Atty. L. J. Poyzer.

Moment Silence: Mayor Davin opened the meeting with a moment of silent prayer.

Min. Pub.Hrg.: Motion by Trustee Green, second by Trustee Wilson to accept the minutes of the Public Hearing held on August 7, 1978. Carried.

Bid Open. Snow Plow: Mayor Davin read the Legal Notice for bids for snow plow equipment. Legal Notice is herewith attached.

AFFIDAVIT OF PUBLICATION

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

Elizabeth M. Main, 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:

August 4, 1978

Elizabeth M. Main
Foreman of the Publisher

Subscribed and sworn to before me

this 15 day of August 1978

Michael N. Donovan
Notary Public

Fee: \$ 12.26

MICHAEL N. DONOVAN
WAYNE COUNTY COMM. EXPIRES 3/30/80

**LEGAL NOTICE
NOTICE FOR BID**
PLEASE TAKE NOTICE:
That the Board of Trustees of the Village of Palmyra is seeking bids, sealed, for a Front Plow, Push Frame, Hydraulic equipment for raising and lowering wing to be placed on a 1978 Ford truck and will be received by the Village Clerk until 7:30 P.M. E.D.S.T. on August 21, 1978 at which time the bids will be publicly opened.
Minimum specifications are available in detail at the office of the Village Clerk. Section 103-d of the General Municipal Law requires a non-collusive certificate attached to the bid signed by the bidder.
The purchase of the above items will be awarded by the Trustees of the Village of Palmyra to the lowest responsible bidder. In cases where two or more responsible bidders submit identical bids as to price, the Trustees may award the contract to either of such bidders. The Trustees may reject all bids and reserve the right to advertise for new bids in their discretion.
Dated: August 1, 1978

August 21, 1978

Bids: Bids were received from the following:

James R. Hanna - \$9150.00 (Viking Model)
6800 W. Henrietta Rd.
West Henrietta, NY

Mike & Joe Equip - \$11,180.00 (Frink Model)
737 Atlantic Ave.
Rochester, NY

The specifications were referred to Trustee Green for review and the Village will notify the bid award in two weeks.

Zon.Chg. Thomas Gilmore, Attorney for the Palmyra Union Agricultural
Agr. Society presented the Board with a petition of 79 signatures
Fairgds: favoring the proposed Zoning change returning back to the original
Agricultural status.

Gary Morell, Attorney, submitted a petition containing some 200 plus signatures opposing the Zoning change.

At this point, Mayor Davin thanked the Attorneys for their comments and advised that the Board would make a decision on the matter.

Motion: Motion by Trustee Green, 2nd by Trustee West NOT to enact Local Law to amend Chapter 29, Zoning, of the Code of the Village of Palmyra Agricultural Fairgrounds.

Trustee Williamson stated that we should consider an amendment to the Local Law which would be written in a more satisfactory manner.

Trustee Wilson remarked that if the Local Law is not enacted, the Village would have no control.

Trustee Green asked for roll call vote on the above motion:
VOTE:

Trustee West	Aye
Trustee Green	Aye
Trustee Wilson	Naye
Trustee Williamson	Naye
Mayor Davin	Aye

Motion carried NOT to enact the Local Law.
(Denied Local Law attached on Page 79).

Mayor Davin commented that a committee should be formed to determine what control the Village can have and what would benefit the Fair Assoc. in amending the Code. She suggested that the committee be comprised of representatives from the Planning Board, the Zoning Board, the Fair Assoc. and the Neighborhood Committee.

Newfang Mayor Davin read a letter from the Town of Palmyra requesting
Request: water service for eleven lots on Meadow Drive adjacent to the North Water District.
Trustee Green moved, seconded by Trustee West that the Village inform the Town of Palmyra that they are willing to sell additional water to the North District with the provision that permission is given from Garlock, Inc. also.

Hearing Zoning Officer Bruce Wideman stated that there has been no word
Request from the Department of the Army as to a scheduled hearing to
Wetlands: consider the application of the NYS Dept. of Transportation to dump material in a wetland area located south of the canal.

Vouchers: Motion by Trustee Williamson, seconded by Trustee Green to accept the vouchers in the amount of \$100,028.49 and to pay same.
Carried.

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

County

City

Town

Village

of PALMYRA

Local Law No. of the year 19 78

*Denial
7th meet.
8/21/78*

to amend Chapter 29, Zoning, of the Code of the Village of Palmyra

A local law (Insert title)

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

County

City

Town

Village

of PALMYRA as follows:

Section 1. Section 29-9, Definitions, of Chapter 29, Zoning, of the Code of the Village of Palmyra, is hereby amended by the addition of the following paragraph, following ACCESSORY USE:

AGRICULTURAL FAIR GROUNDS - An area of land, including structures thereon, that is used primarily for the display and judging of agricultural products, animals and machinery during a period of not more than seven (7) days per year.

Section 2. Section 29-14, Residence 1 (R-1) Districts, subdivision B., Permitted uses, is hereby amended by the addition of subsection (10) to read as follows:

(10) Agricultural Fair Grounds on a site of not less than thirty (30) acres, provided that no buildings for the housing of animals are located closer than one hundred (100) feet to any property line, that housing of animals for purposes other than agricultural display be limited to not more than ten (10) stalls, that adequate space be reserved for off street parking of patrons and visitors, and that uses where the public is invited, other than the agricultural fair, must have prior approval of the Palmyra Union Agricultural Society and the Board of Trustees of the Village.

Section 3. This local law shall take effect upon the date of filing in the Office of the Secretary of State of New York State.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

(Final adoption by local legislative body only.)

1. I hereby certify that the local law annexed hereto, designated as local law No. of 1978.
~~County~~
of the ~~City~~ of Palmyra was duly passed by the Board of Trustees
~~Town~~ (Name of Legislative Body)
Village
on 1978 in accordance with the applicable provisions of law.

(Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer or repassage after disapproval.)

2. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
County
of the City of was duly passed by
Town (Name of Legislative Body)
Village
on 19..... not disapproved
and was approved by the
repassed after disapproval Elective Chief Executive Officer
and was deemed duly adopted on 19....., in accordance with the applicable provisions of law.

(Final adoption by referendum.)

3. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
County
of the City of was duly passed by the
Town (Name of Legislative Body)
Village
on 19..... not disapproved
and was approved by the
repassed after disapproval Elective Chief Executive Officer
on 19..... Such local law was submitted to the people by reason of a
mandatory referendum and received the affirmative vote of a majority of the qualified electors voting
permissive general
thereon at the special election held on 19....., in accordance with the appli-
annual
cable provisions of law.

(Subject to permissive referendum and final adoption because no valid petition filed requesting referendum.)

4. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
County
of the City of was duly passed by the on
Town (Name of Legislative Body)
Village
..... 19..... not disapproved
and was approved by the on
repassed after disapproval Elective Chief Executive Officer
..... 19..... Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
..... 19....., in accordance with the applicable provisions of law.

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or if there be none the chairman of the board of supervisors, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or

5. I hereby certify that the local law annexed hereto, designated as local law No. of 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 of the Municipal Home Rule Law and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the special election held on 19 became operative.

6. I hereby certify that the local law annexed hereto, designated as Local Law No. of 197 ... of the County of, State of New York, having been submitted to the Electors at the General Election of November, 19, pursuant to subdivisions 5 and 7 of Section 33 of the Municipal Home Rule Law and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph1..... above.

Theresa P. Otte

(Seal).

STATE OF NEW YORK
COUNTY OF WAYNE

(Title of Officer) **Attorney at Law for**
Village of Palmyra
~~County~~
~~City~~ of **Palmyra**
~~Town~~
Village

Dated:

August 21, 1978

Manchester Water Contract: Trustee Williamson advised that the Board should consider increasing the rates charged for raw water to the Village of Manchester when the contract is renewed September 13, 1978. It was decided to charge a rate of 55¢/M for the first year of the contract and charge 60¢/M during the second year. Motion by Trustee Wilson, seconded by Trustee Green to notify the Attorney, John Tyo, of the proposed rates and await for the approval from the Village of Manchester for the new contract to be signed. Carried.

Comm. Reports: Trustee Wilson reported that the blacktopping at the new Fire-house is in progress and that a new siren had been installed. She also informed the Board that a fire contract has to be negotiated with the Town of Palmyra and that she would prefer that the forthcoming contract should be negotiated for a three year period.

Street Paving: Trustee Green reported that he had received estimated cost figures for paving Prospect Drive, Hyde Park, Hathaway Place, Cuyler Street and Crescent Drive.

Snow Plow Bid: Motion by Trustee Williamson, seconded by Trustee West to allow Trustee Green to accept and award the bid for the snow plow equipment. Carried.

Library Request: Mrs. Kathleen Vande, Pres. of the Board of Trustees of the Palmyra Library appeared before the Board requesting funds from Revenue Sharing to help the library in their budget needs. Their request of \$2,000.00 in addition to the \$4,000.00 appropriated in the Village budget would aid the library to repair their antiquated electrical system. The Board will consult the Clerk as to possible funds available to give the additional \$2,000.00 to the library.

Treas. Report: Deputy Clerk stated that the Treasurer of the Village of Palmyra has filed the annual financial report for the fiscal year ended May 31, 1978 with the NYS Dept. of Audit & Control and that a copy of such report is on file for inspection in the Office of the Village Clerk. Proof of Publication is so attached.

AFFIDAVIT OF PUBLICATION

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

LEGAL NOTICE
NOTICE IS HEREBY
GIVEN THAT the Treasurer
of the Village of Palmyra
has filed the annual financial
report for the Village of
Palmyra for the fiscal year
ended May 31, 1978 with the
New York State Department
of Audit & Control and a
copy is on file for inspection
in the office of the Village
Clerk.

August 8, 1978
Theresa P. Otte,
Clerk Treasurer

A.18

(971)

Elizabeth M. Main, 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:

..... August 18, 1978

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.....

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.....

.....

Subscribed and sworn to before me

this..... day of..... 19.....

.....

Notary Public

Fee: \$

5.13

MICHAEL N. DONOVAN
WAYNE COUNTY CLERK

#461207

80

August 21, 1978

Resol. The following resolution was proposed by Trustee Green, seconded
 Disabil. by Trustee West:
 T.P. Otte, WHEREAS, the Village Clerk-Treasurer, Theresa P. Otte, an
 Clerk: employee of the Village of Palmyra since November 1, 1954, was
 hospitalized from May 31, 1978 to June 23, 1978 for major surgery
 and was confined at home for convalescing from June 23, 1978 -
 August 7, 1978, and,
 WHEREAS, it was in the best interest of the Village of Palmyra to
 pay the salary of Mrs. Otte, an appointive employee, during this
 time,
 BE IT RESOLVED THAT, Mrs. Otte may file a Disability Claim for
 the period May 31, 1978 - August 7, 1978 to VanParys Associates,
 Palmyra, N.Y., disability carrier for the Village of Palmyra, with
 the stipulation that reimbursement shall be made to the Village
 of Palmyra.
 VOTE: Carried.

Resolution adopted.

Resol. The following resolution was proposed by Trustee Green, seconded
 Brd.Mtg. by Trustee Wilson:
 9-5-78: WHEREAS, the regular scheduled meeting of the Board of Trustees
 would be on September 4, 1978, Labor Day,
 BE IT RESOLVED THAT, the regular first meeting of the Board of
 Trustees in the month of September shall be Tuesday, September 5,
 1978, to allow board members to enjoy the holiday.
Resolution carried.

NYSE&G The Deputy Clerk read a letter from the NYS Electric & Gas Corp.
 Request: requesting permission to break the surface of the street at
 Clairmount Park for the purpose of extending a 4" gas main to the
 proposed new Community Center. Motion by West, seconded by Green
 to grant the request. Carried. Clerk to write letter to R. F.
 Fanning, Manager, of the Board's decision.

Comm. Trustee West disclosed that bids were to be opened on August
 Ctr. 23, 1978 for the new Community Center.
 Bids:

Joint Mayor Davin read a letter from LeRoy Aplin, Town Supervisor,
 Mun. stating the feasibility of a joint complex municipal building
 Bldg.: with the Village. The Town is interested in rough floor plans
 and estimated costs to determine their share of the effort before
 considering a commitment.

Bauer Mayor Davin read a letter from Mrs. Elmer Bauer, 2904 West Foster
 W.Foster St., a town resident, requesting the Village for sewer services
 Res. involving three homes in that area. The Deputy Clerk was
 Req.Sewer instructed to draft a letter to Mrs. Bauer explaining the legal
 procedure of either annexing or forming a sewer district.

Resol. The following resolution was proposed by Trustee Wilson, seconded
 Fiscal by Trustee Green:
 Training WHEREAS, the New York State Department of Audit & Control in
 School: conjunction with the New York State Conference of Mayors sponsor
 a seminar in the fall of each year for the benefit in particular
 of clerks, deputy clerks, treasurers and related assistants in a
 municipality, and,
 WHEREAS, the conference for the fall of 1978 will be held at
 Grossingers, Liberty, NY September 19th through September 22,
 1978, and,
 WHEREAS, funds have been appropriated in the budget for attendance
 at the training school for a member of the Clerk's Office,
 BE IT RESOLVED THAT, Mrs. Phyllis Dickinson, Deputy Clerk, shall
 attend the school with expenses, including transportation, lodging,
 meals and registration paid from appropriated funds of the
 Village of Palmyra. Carried.

Policy August 28, 1978 at 7:30 P.M. has been set aside for the Board to
 Manual: meet to discuss finalizing the Policy Manual which has been
 prepared by Value Management Consultants in Buffalo, N.Y.

August 21, 1978

Public Hearing Rev. Shar. Funds: The Board will hold a Public Hearing on September 5, 1978 at 8:00 P.M. in the Trustees Room relative to the proposed use of Federal Revenue Sharing Funds in the amount of \$21,003.00 to be received by the Village of Palmyra for the period October 1, 1978 - September 30, 1979.

Adjourn: Motion by Trustee Green, seconded by Trustee Williamson to adjourn. Carried. Meeting adjourned at 10:54 P.M.

Phyllis G. Dickinson, Deputy Clerk

* * * * *

Regular Board Meeting **September 5, 1978** **7:30 P.M.**
Board of Trustees

Present: Mayor Davin, Trustees: L. Green, M.L. Wilson, D. West, D. Williamson. Attorney L. J. Poyzer.

Silence: Mayor Davin opened the meeting with a moment of silent prayer.

Minutes: The minutes of the Board meeting of August 21, 1978 were accepted with the following correction noted, ie: Trustee Wilson would prefer to negotiate the upcoming fire contract with the Town of Palmyra for a two year period. With that correction, Trustee Green made a motion, 2nd by Trustee Wilson that the minutes be accepted. Carried.

Pub. Hrg. NYS DOT: Mayor Davin read an announcement from the Dept. of the Army, Corps of Engineers that a Public Hearing will be held on October 3, 1978 at the Palmyra-Macedon High School Auditorium at 7:30 P.M. for the purpose of obtaining information and data relevant to the application by the NYS Dept. of Transportation Waterways Maintenance for a permit to dispose of approximately 20,000 cubic yards of material in a proposed 20 acre upland disposal site; in a site of which 1½ acres is a fresh water wetland. The Mayor urged that all the board members and interested parties should attend this public hearing and make their objections known.

Library Request: After consulting with the Village Treasurer, it was decided that \$2,000.00 from Revenue Sharing funds could be expended to the King's Daughters Library for their budgetary needs. This additional \$2,000.00 is over and above the \$4,000.00 the Village appropriated in the current budget. Motion by Williamson, seconded by Green to contribute \$2,000.00 to the Library. Motion carried.

Exec. Session: At 7:51 P.M., Mayor Davin declared that the Board would go into an Executive Session.

* * * * *

Public Hearing **September 5, 1978** **8:00 P.M.**

Present:
Rev. Shar. Funds: Mayor Davin opened the public hearing at 8:00 P.M. and read the Legal Notice for the Revenue Sharing Funds regarding Entitlement Period Ten (10) Oct. 1, 1978 - Sept. 30, 1979. She asked for comments from the Board as to their suggestions for using the funds available. It was the consensus that some funds should be used for updating sidewalks throughout the village and for planting trees; Prospect Drive revamping; aiding the Community Center and reducing taxes. Mayor Davin suggested aid for both the Library and Museum. Regular trash pick-up was another suggestion. Proof of Publication attached, Page 83. Since there was no further discussion, Mayor Davin adjourned the Public Hearing at 8:23 P.M.

Phyllis G. Dickinson, Deputy Clerk

* * * * *

Legal
Notice
Rev.
Shar:

AFFIDAVIT OF PUBLICATION

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

LEGAL
NOTICE OF
PUBLIC HEARING
PLEASE TAKE NOTICE:
that a public hearing will be
held on September 5, 1978
at 8:00 P.M. in the Trustees
Room of the Village Hall at
144 East Main Street,
Palmyra, New York, relative
to the proposed use of
Federal Revenue Sharing
Funds in the amount of
\$31,003.00 to be received by
the Village of Palmyra for
the period October 1, 1978 -
September 30, 1979.
Public participation,
either written or oral, will be
accepted by the Village
Board for the use of these
funds. The Village Board
reserves the right to
evaluate all suggestions
which may be rejected or
revised.
Senior citizens, or
organizations represen-
ting their interests, are
asked to participate in
suggesting uses for these
funds.
Dated: August 17, 1978
BY ORDER OF THE
BOARD OF TRUSTEES
OF THE VILLAGE
OF PALMYRA
Teresa P. Otte,
Clerk Treasurer
A.25 (980)

Elizabeth M. Main
....., 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:

August 25, 1978

Elizabeth M. Main
.....
Foreman of the Publisher

Subscribed and sworn to before me

this..... day of Sept 1978

Michael N. Donovan
.....
Notary Public

Fee: \$ 12.26 WAYNE COUNTY COM. EXPIRES 3/79

Regular Board Meeting

September 5, 1978
Re-convened

8:24 P.M.

Reg. Mtg.: Mayor Davin called the regular meeting to order at 8:24 P.M.

Prospect Drive: Trustee Green was asked by Mayor Davin to draw up a profile on plans for revamping Prospect Drive and to inform residents in that area of the Village's intentions for improving the street.

Colacino Appeal - Beaut. Area: Attorney Poyzer stated that Michael Colacino had filed an appeal in the matter of his property in the Beautification project and Atty. Poyzer will have to make a response to the appeal.

Exec. Session: Mayor Davin called for the meeting to go into Executive Session at 8:36 P.M.

Convene: The regular meeting was reconvened by Mayor Davin at 8:50 P.M.

Comm. Reports: Trustee West reported that bids have been opened for the new Community Center and contracts are being finalized.

Trustee Green asked for suggestions for renovating the Village Hall when the Fire Department is moved to their new Firehouse on September 30th. Mayor Davin has learned that if Main Street from Stafford east and including Jackson Street could be placed on the Historic Register that it might be possible to receive a Federal grant to renovate the Village Hall.

September 5, 1978

- NY Tel. Request:** Trustee Green read a letter from R. W. Smith of the New York Telephone Company requesting permission to place a 6'x6' pre-cast manhole near the Church of God on Canandaigua Street. Motion by Trustee Green, seconded by West to grant permission and instructed Deputy Clerk to write letter of decision of the Board. Carried.
- Resol. Cuyler St. Pav.:** The following resolution was proposed by Trustee Green, seconded by Trustee West:
WHEREAS, it has been necessary to disturb the paved street of Cuyler due to broken water transmission lines, and,
WHEREAS, in order to repair the street for a smooth surface, a complete resurfacing was necessary,
BE IT RESOLVED THAT, the Treasurer, Theresa P. Otte, shall be instructed to transfer the sum of \$16,528.00 from the Capital Reserve Fund Water to underwrite the cost of repaving of Cuyler Street to the Capital Fund Checking Account #H5199.0 - Streets.
Carried.
- Resol. Hyde Park Paving:** The following resolution was proposed by Trustee Green, seconded by Trustee Wilson:
WHEREAS, it was deemed imperative that Hyde Parkway from West Main Street south to West Foster Street and West Foster Street from Hyde Parkway east to Stafford Street be resurfaced due to the heavy traffic of school buses, and,
WHEREAS, time schedule was limited for resurfacing prior to September 1st, and,
WHEREAS, American Roadways, Rochester, New York, indicated that it would be possible for them to resurface the area immediately,
BE IT RESOLVED THAT, the invoice in the amount of \$16,440.00 for the resurfacing of Hyde Parkway and West Foster Street shall be honored.
Carried.
- Police Dept.:** Trustee Green reported that the grievance filed by James D. Smith has been denied since Ptlm. Smith resigned his position in March and after his reinstatement, his seniority with the Village dates from the date of his reinstatement, i.e. July 6, 1978.
- New Firehse:** Trustee Wilson reported that the floor has been completed in the new Firehouse and blacktop is near completion. The Board has asked that Mr. Robert Sherman, architect, submit a final report on the Firehouse and that he attend the next Board meeting on Sept. 19, 1978.
- Mormon Water Contract:** Trustee Williamson advised that the upcoming water contract between the Village and the Church of Latter Day Saints (Mormon) should specify an increase of 55¢/M the first year of the contract and 60¢/M the second year. Motion by Trustee Williamson, seconded by Green to increase the rates pending acceptance and further negotiations with the Church of Latter Day Saints.
- Water Line East of Vill:** Trustee Williamson reported that he will meet with the Town Board on September 7th to discuss extending the water line east of the Village.
- WA & SE Trainee, Persyns:** Bradley Persyns, Water and Sewer Treatment Plant Operator, Trainee, recently completed the Civil Service exam for this position and has been placed on the eligible list for certification.
- Vouchers:** Motion by Green, seconded by Williamson to accept the vouchers with the exception of the two American Roadway bills. Carried. (amt)
- Rod & Gun Club Recomm.:** Mayor Davin advised that the Citizen's Committee who had been appointed to determine the possible uses of the Rod & Gun Club building on Division Street have recommended that the joint Village and Town Boards should not accept the generous offer made by Colt for use in the community. The Committee feels that maintaining the building at this time is too expensive for the taxpayers. The Mayor will write a letter to Mr. George Townsend informing him of the decision.
- New Palmyra Museum:** Mayor Davin announced that the new Palmyra Museum on Market Street will formally open on Sept. 9th, 1978 at a 2:00 P.M. ribbon cutting ceremony.

September 5, 1978

- CETA Workers:** Mayor Davin reported that she had received word from John Steel, Wayne County Planning Board that the county has 5 CETA workers available to the Village on a one day basis to aid the community in raking, gardening and general clean-up tasks. No expense would be incurred by the Village. Trustee Green will confer with Ray Smith, Highway Foreman and determine the needs of this work crew.
- Change to Zon. Code Sec. 29:** Motion by Trustee Green, seconded by Trustee West to direct Atty. Poyzer to draw up Local Law (proposed) to amend Zoning Code - Sec. 29 re Customary Home Occupation or Profession.
- Police Dept. Report:** Motion by Trustee Green, seconded by Trustee Wilson to accept monthly Police Dept. report. Carried.
- Beaut. Tax Bills:** Trustee Wilson questioned the mailing of the Beautification District Tax bills. She feels it is urgent for these tax bills to be mailed as soon as possible.
- Adjourn:** Motion by Trustee Green, 2nd by West to adjourn. Carried.
Adjourn: 10:25 P.M.

Phyllis G. Dickinson, Deputy Clerk

* * * * *

September 18, 1978

Regular Board Meeting Board of Trustees 7:30 P.M.

Present: Mayor Davin, Trustees, D. West, D. Williamson, M. L. Wilson, Atty. L. J. Poyzer and Zoning Officer, B. Wideman.

Silence: Mayor Davin opened the meeting with a moment of silence.

Correct Minutes 9/5/78 Bd. Mtg: The board minutes of the Board meeting of Sept. 5, 1978 were accepted with the following correction on the resolutions to pave Cuyler St. and Hyde Parkway. Trustee Williamson voted Naye on these resolutions.

C. Williams Wayne Cty. Plan. Bd.: Cliff Williams of the Wayne County Planning Board appeared before the Board to discuss cost figures of the new Firehouse as of this date. The present costs total \$428,561.00 and the grant was \$422,000.00 leaving a cost to the Village of \$7,561.00. It is a possibility that EDA will audit the books. Mr. Williams suggested that if other projects in the area had to have an audit, that one outside auditor could be engaged to do the audit at a cheaper fee with the costs being spread with two or more municipalities. Trustee Williamson disclosed that he is still very displeased with the exterior paint job on the building. Mr. Williams reported that the retainer fee of 10% could be withheld from the final payment to Iversen Construction Corp. in order to get a satisfactory seal on the building. Mr. Williams also disclosed that there is a possibility of a third round grant to be released and that approximately one half of a grant would be intended for new firehalls and the other half to rehabilitate the front of the village hall if the village hall was located in a preservation district.

Tree Survey, Micha; Frederick R. Micha, tree consultant, appeared before the Board with a recommendation for a new tree planting program and a pruning program throughout the village. It was his suggestion that a committee be formed to promote a good working program of tree care and new planting. Mr. Micha will also present the Board with a suggested appropriation for pruning the trees along East and West Main Streets.

J. Grey, "Punkin Patch" Nursery School: Jacqueline F. Grey appeared before the Board stating that there are problems with parents parking on Main St. in front of her nursery school while they are discharging their children at the school. Bruce Wideman suggested to Mrs. Grey that she widen the east side of the driveway to permit two way traffic.

September 18, 1978

Pub.Hrg.
Wetlands
DOT Dumping
Request:

Bruce Wideman reminded the Board of the forthcoming Public Hearing on October 3, 1978 in reference to the DOT's request to dump sludge on the south side of the canal and Bruce urged all interested parties to attend this hearing.

New
Firehse:

Harry White, Fire Chief, appeared before the Board requesting the need for a 900' 3/4" rope to be installed in the hose tower and that the alarm connected with the schools be instituted into one central system along with the Towpath Manor and Presbyterian Church systems at a cost of \$185.00. The Board authorized the purchase of these items, costs to be borne out of the Fire Dept. budget.

Trustee Wilson announced that Fire Prevention week will be Oct. 8-15th and that a church service will be held at the Episcopal Church on Oct. 15th urging all Board members to attend. The new chaplain for the Fire Dept. is Father Charles Taylor.

Committee
Reports:

Trustee Wilson reported that she had met with the Town Board and that they had agreed to a two year Fire contract stipulating they would pay the village \$19,500.00 in 1979 and \$21,000.00 in 1980. Motion by Trustee Wilson, seconded by Trustee Green to instruct Atty. Poyzer to draw up contract for a two year period with the new rates agreed.

Bruce R. Carr, 149 Canandaigua St. has been recommended for membership in the Fire Dept. Motion by Trustee Wilson, seconded by Williamson to accept the application.

Ltr. re:
Fairgds.
Comm.:

Mayor Davin reported that she had received a letter from Gary Morell, attorney for the Fairgrounds Citizen Committee, suggesting that David McEwen, Raymond Wahl and Henry Deys would like to be the representatives on the committee to discuss amending the Zoning Code which would benefit both the citizens and the Fair Association.

Dog
Problems:

Trustee West reported that he had discussed the "dog problem" with Judge Abbott and the Judge recommended that the ordinance be changed to leashing a dog when he is off the owner's property. The Judge also feels that the charge for seizure should be raised to a fee of \$25.00 paid to the Village court rather than to the Village Clerk.

Trustee West also reported that the plumbing and heating for the new Community Center had to be re-bid.

Bids &
Specs.
Paving:

Trustee Green submitted bids and specifications for the paving of Hathaway Place and Crescent Drive which will be published in The Courier-Journal on Sept. 22, 1978.

Master
Meters
Cdga.
Rd.:

Trustee Williamson stated that the master meters for the South Water District will be installed jointly by the Village and Town crews before the winter sets in.

Trustee Green has been asked by the Board to investigate the idea of consolidating the Town and Village highway facilities as a more feasible and economical way of utilizing both municipalities highway needs and equipment.

Water
Line
Vienna
Street:

Trustee Williamson suggested that the 8" water line which runs along Vienna Street would be a possible means for the Town to connect to the East end water line extensions rather than connecting on to the Main Street line.

Museum
Letter:

Mayor Davin read a letter from Historic Palmyra Museum thanking the Village for the \$2,000.00 recently appropriated to them for use in installing a new security system in the museum.

Historic
Preserva-
tion:

Letters were received from Harnish & Lookup, Newark, NY and Roland Stevens of A. L. Pardi requesting the Board to consider their companies in aiding the village in applying for various buildings to be put in the National Register since there are funds available to restore old buildings if they are historically recognized.

September 18, 1978

Exec. Session: Motion by Trustee Green, seconded by Trustee Williamson to go into Executive Session at 10:20 P.M.

Reconvene The regular board meeting was reconvened by Mayor Davin, all board members present.

Vouchers: Motion by Trustee Green, seconded by Trustee West to pay vouchers in the amount of \$20,259.51. Carried.

EDA Auditor: Mayor Davin suggested that she inquire of various auditors in the area as to the costs of a possible audit of the EDA funds for the new Firehouse and will report back to the Board.

Policy Manual: Mayor Davin announced that the Board will meet informally on Sept. 25th to discuss finalizing the Policy Manual being prepared by Value Management Consultants.

Adjourn: Motion by Trustee Green, seconded by Trustee Wilson that the meeting be adjourned. Adjourn at 10:55 P.M.

Phyllis G. Dickinson,
Deputy Clerk

October 2, 1978

Bid Opening Board of Trustees 12 Noon

Present: Trustees L. Green and D. Williamson. H. Kiesinger, Pres., American Roadways and Al Ayling, Wesley Paving.

Legal Notices Read: Trustee Green read the Legal Notices for sealed bids for the resurfacing of Crescent Drive and Hathaway Place. Proof of Publication is so attached.

AFFIDAVIT OF PUBLICATION

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

Elizabeth M. Main, 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:

September 22, 1978

Elizabeth M. Main
Foreman of the Publisher

Subscribed and sworn to before me

this 29 day of Sept 1978
Michael P. Donovan
Notary Public

Fee: \$ 15.96

MICHAEL P. DONOVA
WAYNE COUNTY COMM. EXPIRES 3/30/80
#4632609

LEGAL NOTICE
PLEASE TAKE NOTICE:
That the Board of Trustees of the Village of Palmyra is seeking bids, sealed, for the resurfacing of Crescent Drive, Palmyra, New York.
Detailed specifications are available at the Village Clerk's Office, Monday through Friday, 9:00 A.M. to 5:00 P.M. Project site may be seen on these days and time.
Section 103-d of the General Municipal Law requires a non-collusive certificate attached to the bid signed by the bidder. Bid security of 5% of the total bid will be required when submitting the bid. Minimum wage rates in accordance with New York State Labor rates will be required.
Bids will be received by the Village Clerk until October 2, 1978 until twelve o'clock noon (12:00 Noon) at which time bids will be publicly opened.
The award of the contract by the Board of Trustees of the Village of Palmyra will be made to the lowest responsible bidder. In cases where two or more responsible bidders submit identical bids as to price, the Trustees may award the contract to either of such bidders. The Board of Trustees reserve the right to reject any and all bids and re-advertise for new bids in their discretion. Work to be completed within thirty days following awarding of the contract.
Dated: September 19, 1978

October 2, 1978

Legal
Notice:

AFFIDAVIT OF PUBLICATION

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

LEGAL NOTICE
PLEASE TAKE NOTICE:
That the Board of Trustees of the Village of Palmyra is seeking bids, sealed, for the resurfacing of Hathaway Street, Palmyra, New York.
Detailed specifications are available at the Village Clerk's Office, Monday through Friday, 9:00 A.M. to 5:00 P.M. Project site may be seen on these days and time.
Section 103-d of the General Municipal Law requires a non-collusive certificate attached to the bid signed by the bidder. Bid security of 5% of the total bid will be required when submitting the bid. Minimum wage rates in accordance with New York State Labor rates will be required.
Bids will be received by the Village Clerk until October 2, 1978 until twelve o'clock noon (12:00 Noon) at which time bids will be publicly opened.
The award of the contract by the Board of Trustees of the Village of Palmyra will be made to the lowest responsible bidder. In cases where two or more responsible bidders submit identical bids as to price, the Trustees may award the contract to either of such bidders. The Board of Trustees reserve the right to reject any and all bids and re-advertise for new bids in their discretion. Work to be completed within thirty days following awarding of the contract.
Dated: September 19, 1978
VILLAGE OF PALMYRA
Theresa P. Otte, Clerk
S.22 (997)

Elizabeth M. Main, 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:

September 22, 1978

Elizabeth M. Main
Foreman of the Publisher

Subscribed and sworn to before me

this 29 day of Sept 1978

Notary Public

Fee: \$ 15.96

MICHAEL N. DONOVAN
WAYNE COUNTY COMM. EXPIRES 3/30/80
#4632609

pd. 10-16-78

The following bids were received:

American Roadways, Inc.
1112 Empire Blvd.
Rochester, N.Y. 14609

Hathaway: 30¢ per sq.ft. road & 25¢ per sq.ft. driveways

Lump sum: \$6,184.00 including raising 2 manholes.
Non-Collusive bid attached.

Crescent: 30¢ per sq.ft. road & 25¢ surface driveways.

Lump Sum: \$4,278.00.

October 2, 1978

Bids: Wesley Paving, Inc.
1200 Empire Blvd.
Rochester, NY 14609

Hathaway: 19,900 sq.ft.
24¢ sq.ft. for road and 90¢ sq.ft. for driveways.

Crescent Dr.: 15,800 sq.ft.
344 sq.ft. for road and 900 sq.ft. for driveways.

Non-Collusive not with bid.

Adjourn: Trustee Green adjourned the meeting at 12:10 P.M.

Phyllis G. Dickinson, Deputy Clerk

* * * * *

Regular Board Meeting October 2, 1978
Board of Trustees 7:30 P.M.

Present: Mayor M. K. Davin, Trustees M.L. Wilson, D. West, D. Williamson,
L. Green and Village Attorney, L.J. Poyzer.

Silence: Mayor Davin opened the meeting with a moment of silent prayer.

Minutes: The minutes of the Board meeting of Sept. 18th were accepted with
Corrn.- the correction of including Trustee Green's name as being present
at that Board meeting. With the correction noted, motion by Green,
seconded by Williamson, minutes were accepted. Carried.

Committee Reports: Trustee Williamson reported the resignation of Bradley J. Persyns, Water and Sewer Trainee. Deputy Clerk read letter of his resignation effective Sept. 29, 1978. The Deputy Clerk reported that the office had received several applications to fill this vacancy and she turned them over to Trustee Williamson for review and study.

Trustee Williamson noted that a great deal of residue had collected in the eaves trough at the Village Hall and with winter coming on, the eaves troughs should be cleaned out to prevent ice build-up. Deputy Clerk will ask Ray Smith to look into the situation.

Street Paving Bids: Trustee Green reported that bids for Crescent Drive and Hathaway Place had been opened at noon on this date but he wished to study the bids further before awarding the bids. He also reported the resignation of Part-time Patrolman Wilfred RR LaJoie and that a search will be made for a replacement to this position.

Community Center: Trustee West stated that contracts for the Community Center will be awarded the week of October 9th.

Preservation District: Mayor Davin has recently met with A. Coville, a member of the NYS Preservation District and has learned that monies are available in the National Trust and that a survey has to be made by October 15th to determine if the Village Hall could be placed in a preservation district. Motion by Trustee Wilson, seconded by Trustee Williamson to authorize Mayor Davin to fill out the necessary papers to apply for registration and to engage professional help to aid her in the application. Carried.

NYSE&G The Deputy Clerk read a letter from the NYS Electric & Gas Corp.
Request requesting permission to break the surface of the street on Howell
Howell: Street at five locations for installing cathodic protection on their
10' gas mains. Motion by Green, seconded by Williamson to grant
permission and instructed Deputy Clerk to write letter to Mr.
Fanning of Board's decision.

October 2, 1978

Items
3 & 4
Tn. Pal.:

Mayor Davin presented a petition to the Board members for their signatures to be sent to the Town Board members requesting to exempt all property owners in the Village of Palmyra from the levy and collection of taxes for items #3 and #4 of the Town Highway Budget as authorized by Section 277 of the Highway Law.

Watson
Canaltown
Days:

Mayor Davin read a letter from the Canaltown Days Chairman Thanking all the Board members and employees of the Village for their help in making this annual event a huge success.

Vouchers:

Motion by Trustee Green, seconded by Trustee Williamson to pay the vouchers in the amount of \$9500.26. Carried.

Exec.
Session:

Motion by Green, seconded by Trustee West to go into Executive Session at 8:00 P.M. Carried. Purpose of session was to discuss Personnel.

October 2, 1978

Reconvene

On motion by Trustee West, seconded by Trustee Williamson the regular meeting was reconvened at 8:15 P.M. All members present.

Chief
Henry:

Chief Henry discussed the distress and low morale among his department employees.

Debt
Exclusion:

Proof of Publication of Notice of Filing of Debt Exclusion in amount of \$540,000.00 on original sewer installation is so attached.

AFFIDAVIT OF PUBLICATION

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

Elizabeth M. Main, 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:

September 15, 1978

Elizabeth M. Main
Foreman of the Publisher

Subscribed and sworn to before me

this 20 day of Sept 1978

Michael N. Donovan
Notary Public

Fee: \$ 14.54

MICHAEL N. DONOVAN
WAYNE COUNTY COMM. EXPIRES 3/30/80
#4632609

LEGAL NOTICE
NOTICE OF FILING OF
APPLICATION ON BEHALF
OF THE VILLAGE OF
PALMYRA, WAYNE COUN-
TY, NEW YORK, WITH THE
COMPTROLLER OF THE
STATE OF NEW YORK FOR
A DEBT EXCLUSION.

PLEASE TAKE NOTICE:
that an application on
behalf of the Village of
Palmyra, Wayne County,
New York, has been filed
with the Comptroller of the
State of New York, on the
8th day of September, 1978,
for an exclusion in the
amount of \$540,000.00 of a
bond issue for the construc-
tion of the plant for the
treatment of sewage,
laterals, and trunk lines for
the intercepting of sewage
to such sewage treatment
plant, and the acquisition
and installation of original
furnishings, equipment,
machinery, or apparatus
suitable for the operation of
such sewers, pumping sta-
tions and plant, and the ac-
quisition of any land or
rights in land required
therefore, for the Village of
Palmyra, New York.

Dated: September 8, 1978

Theresa P. Otto,
Treasurer of the
Village of Palmyra
Chief Fiscal Officer

Help Wanted: Proof of Publication for Notice of Help Wanted Water and Sewer Department as a trainee is so attached.

AFFIDAVIT OF PUBLICATION

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

**LEGAL NOTICE
HELP WANTED**
The Village of Palmyra is seeking applications for a Water & Sewer Plant Trainee. Must be between the ages of 18 and 55, and must have high school or equivalency diploma. Applicant must take state test to obtain necessary license permit to become an operator for both water and sewer plants.
A list of the complete qualifications are on file in the office of the Village Clerk.
VILLAGE OF PALMYRA
Theresa P. Otte, Clerk
S.29 (005)

Elizabeth M. Main, 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:

September 29, 1978

Elizabeth M. Main
Foreman of the Publisher

Subscribed and sworn to before me

this 29 day of Sept 1978

Michael N. Donovan
Notary Public

Fee: \$ 6.27

MICHAEL N. DONOVAN
WAYNE COUNTY CLERK
#411001

Adjourn: Motion by Trustee Green, seconded by Trustee Wilson to adjourn. Meeting adjourned at 8:27 P.M.

Phyllis G. Dickinson, Deputy Clerk

Regular Board Meeting October 16, 1978 Board of Trustees 7:30 P.M.

Present: Mayor M. Katherine Davin, David West, Trustee; Mary Lou Wilson, Trustee. Absent: Trustees Lloyd Green and David Williamson. Bruce Wideman and Harold Kruger were also present.

Silence: Mayor Davin opened the meeting with a moment of silence.

Minutes: Motion by Trustee Wilson, seconded by Trustee West to accept minutes of regular board meeting held on October 2, 1978. Motion carried.

Comm. Reports: Trustee Wilson reported that a drainage pipe had been installed at the new Firehouse site by the NYS Dept. of Transportation at no cost to the village.

Change Order #7 Motion by Trustee Wilson, seconded by Trustee West to accept change order #7 in Alternate #4 of the specifications of the new Firehouse eliminating the furnishing and installation of the kitchen and bar cabinets and the allowance in the bid amount of \$7000.00 to be deducted from the contract amount per section 11.2.1. Carried. Paul Evans has been engaged by the Village to do the kitchen and bar cabinets in the amount of \$4700.00.

October 16, 1978

New Comm. Ctr.: Trustee West reported that groundbreaking ceremonies took place on Saturday, October 14th for the new Community Center on Stafford St. and that Iversen Construction Corp. will begin construction on October 23. The following bids were awarded:

Blankenberg Heating & Plumbing - \$12,000.00 heating
2,000.00 plumbing

Yeager Elec. of Webster, N.Y. - \$ 9,000.00

Iversen Construction Corp. - \$96,000.00

Cemetery: Trustee West stated that William Kaveny, Supt. of the Cemetery has been clearing brush on the south side of the cemetery for future lots in the "F" Section.

Dog Ord.: Trustee West suggested some changes be made in the Dog Ordinance; ie;
Sec. 6-3 OWNER - Omit the word "otherwise"
Sec. 6-6 RUNNING AT LARGE - add: "By leash, cord or chain not over 6' in length."
Sec. 6-15B - Change from "Village Clerk" to "Village Court" and change the fees to \$10.00 for seizure and \$5.00 for feeding for first offense and add the amount of \$20.00 for seizure plus \$10.00 for feeding on second offenses and third offenders would be charged \$40.00 for seizure plus \$20.00 for feeding. If a fourth offense is committed, dog is to be destroyed.
Sec. 6-15-C - Change the wording to Village Court.

Board will study these new recommendations.

Ltr. NYS Dept. Envir. Cons.: Mayor Davin read a letter from David C. Woodruff, Conservation Biologist Region #8 of the NYS Dept. of Environmental Conservation asking to review plans with the Mayor or Bruce Wideman for the canal restoration project. The canal project is adjacent to site 17A, a protected fresh-water wetland and there may be portions of the restoration project that should be covered by an interim wetlands permit and/or letter of permission from the Dept. of Environmental Conservation. Mr. Wideman will confer with Mr. Woodruff on the matter.

Exec. Sess.: Motion by Trustee Wilson, seconded by Trustee West to go into Executive Session to discuss personnel matters at 8:00 P.M. Motion carried.

Phyllis G. Dickinson, Deputy Clerk

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October 16, 1978

Reconvene: Motion by Trustee Wilson, seconded by Trustee West to reconvene the regular board meeting at 8:45 P.M. Motion carried.

Present: Mayor Davin, Trustees West and Wilson. Trustee Williamson was present at 8:30 P.M. Absent: Trustee L. Green. Also present: Attorney L.J. Poyzer, Harold Kruger, Water & Sewer Supt.

Wat.&Sew. Trainee: Trustee Williamson reported that he and Mr. Kruger had been interviewing candidates to fill the vacancy of the water and sewer trainee. They hope to be able to employ someone in the very near future.

Comm.Ctr. PipeLine: Trustee Williamson stated that approximately 600 feet of 1½" copper is needed to install a water line to the new Community Center from the street. The estimated cost for 1½" copper pipe including unions would be \$1350.00 and 2" pipe including unions would be \$2110.00. Trustee Williamson asked the Board if the Village of Palmyra would be willing to expend the money to install this water line.
Motion by Trustee Williamson, seconded by Trustee West to determine from the clerk if there is enough money in Revenue Sharing funds to purchase 600' of 1½" copper pipe plus unions, amount not to exceed \$1500.00. Carried.

**Waterline
Ext. East
Rte. 31:** Trustee Williamson reported that the Town of Palmyra received bids on extending the water line east at the intersection of Kent Street and East Main to the 12" line were very costly and it would be more feasible at this time to make the connection at Vienna Street and to install master meter later. Mayor Davin stated that the six houses on the southeastern section of Vienna Street should be included in the extension.

Trustee Williamson moved that the Town of Palmyra be allowed to make a water connection at the Vienna Street location, the point of connection being at the Welch property and installing the necessary valving at the time for installation of master meter to be installed no later than 12 months from this date. An 8" pipe must be provided from this location to serve the district by the Town of Palmyra and to loop this from Route 31 to Vienna Street. Trustee Wilson seconded the motion. Carried.

**Consol.
Tn.&Vil.
Hwy.Bns:** The Town of Palmyra has requested that the Village write a letter stating that the Village is requesting the use of the Town Highway barns to house village highway equipment. The village would provide a shop for oiling and repairs to their own equipment. This arrangement would provide for the village and town highway departments an adequate consolidation of mutual facilities.

**Appln.
Historic
Prsvn:** Mayor Davin has filed for an application to the Historic Preservation Field Service, NYS Dept. of Parks and Recreation, Albany, NY for a grant of \$9830.00 to survey Main and Jackson Streets to enable us to be put in the National Trust of Historic Places. If the Village receives the funds, the survey has to be completed by June 1979.

**Bids
Awarded
Crescent
& Hath-
away:** On behalf of Trustee Green, Trustee Wilson recommended that American Roadways, 1112 Empire Blvd., Rochester, NY be awarded the bid to pave Crescent Drive at 30¢ a square foot for the streets and 25¢ a square foot for driveways.

He also recommended that Wesley Paving, Inc., 1200 Empire Blvd., Rochester, NY be awarded the bid at 24¢ a square foot for streets and 90¢ a square foot for the driveways to pave Hathaway Place.

Mr. Green also recommended that the additional driveways on Hyde Parkway to be finished at 25¢ a square foot and that they be done by American Roadways.

Motion by Trustee Wilson, seconded by Trustee Williamson to award bids to the aforementioned bidders. Carried.

**Resol.
Paving
Cuyler,
Hyde Pk.
Streets:** The following resolution was proposed by Trustee West, seconded by Trustee Wilson:

WHEREAS, American Roadways was requested to perform street resurfacing on Hyde Parkway and Cuyler Streets in the Village of Palmyra, said resurface work being necessitated because of broken water transmission lines on Cuyler Street and poor road surface conditions on Hyde Parkway which is a main route for school traffic, and, **WHEREAS**, said public works projects were not advertised for bid in accordance with the applicable sections of the General Municipal Law, but in fact, written competitive bids were obtained from three qualified contractors and the resurfacing work was thereafter awarded to the lowest bidder, American Roadways, for the quoted price of \$.30 per square foot (the three submitted bids having been \$.30, \$.32 and \$.37 per square foot), and, **WHEREAS**, subsequent to the award of said work projects, the Village had occasion to advertise for bids for other street resurfacing, such bids having been advertised in accordance with the procedures set forth in the General Municipal Law, and two bids having been received: \$.30 per square foot from American Roadways, and a bid from Wesley Paving of \$.24 for one street and \$.34 for another street, said bids having been submitted based upon specifications similar to the previously awarded projects, and,

October 16, 1978

Resol.: WHEREAS, the Board of Trustees has considered the requirements and specifications of all of the resurfacing work as well as the quality of the resurfacing already completed, and further has considered the various bids submitted, all for the purpose of determining a fair compensation to be paid for the resurfacing work completed on Hyde Parkway and Cuyler Street, NOW, THEREFORE, BE IT RESOLVED THAT, this Board hereby determines that American Roadways shall be paid at the rate of \$.29 per square foot for the resurfacing of Cuyler Street, such rate representing the average between the high and low bids received after public advertisement for the same type of work to be performed on other streets, and at the rate of \$.25 per square foot for resurfacing of Hyde Parkway as per the vouchers submitted therefore.

Resolution carried.

**Pol.Comm.
Bd.Prop:** Mayor Davin proposed that the Board establish a separate Board of Police Commissioners in order to promote liaison between the Board of Trustees and the Police Department. She feels that this Commission could establish goals and policy in the department, review performance of the department and review complaints. Mayor Davin proposed the names of William Reeves and George Contant along with Trustee Green, present commissioner, to serve on the commission. If this proposed commission is formed, it will be reviewed at each organizational meeting.

Motion by Trustee Williamson, seconded by Trustee Wilson to set the date of November 6, 1978 at 7:00 P.M. for a public hearing for establishing a separate Board of Police Commissioners.
Carried.

**Amend.
Zon.Code
Sec. 29-9** Mrs. Isabelle Freeland asked the Board of their intentions of holding a hearing on amending the Zoning Code, Section 29-9 in Customary Home Occupation. Discussion ensued and a motion by Trustee Wilson to hold a hearing on the amendment died for a lack of a second vote.

**Conifer
N.side
Bldg.Site** Mayor Davin reported that a member of Conifer Development Assoc. have received financing from Lincoln First Bank and will attend the Board meeting on November 6, 1978 to discuss the matter.

**Drainage
Problem
P.O. Bldg** The drainage problem at the rear of the Post Office building was discussed and Trustee Wilson disclosed that the Wayne County Board of Supervisors will take action on alleviating the situation at their next board meeting.

**Weykman
Bldg.:** Mayor Davin read a letter from Supervisor Roy Aplin in reply to her letter dated October 3rd, 1978 regarding the vacant lot on Main Street where the Weykman building once stood. He states that a problem exists on the wall of the adjoining property and that the county is proceeding to repair the wall and he will continue to stress to the County the need of filling the hole where the former Weykman building was demolished.

**Ltr.
Newark
Dev.Ctr:** Mayor Davin read a letter from Dr. Marguerite Rogler, Admin. of the Newark Developmental Center asking for the Village's aid in locating homes for placing residents outside the center.

**Sounding
Board:** It was announced that the Sounding Board meeting would meet on October 18, 1978 with upcoming candidates in this fall's election to be the panel of this meeting.

**Lazerson
Case:** Attorney Laura J. Poyzer stated to the Board that Judge Mastrella had ruled in favor of the village and decision upheld the Zoning Board's determination.

**Exec.
Session:** Motion by Trustee Williamson, seconded by West for the Board to go into Executive Session at 10:45 P.M. to discuss personnel and union matters. Moved.

* * * * *

Executive Session

10:45 P.M.

Present: Mayor M. K. Davin, Trustees West, Wilson and Williamson; Attorney L.J. Poyzer. **Absent:** Trustee Green.

A personnel matter was discussed but no determination was made.

Resol.: On a motion by Trustee Williamson, seconded by Trustee West, authorization was given to Mayor Davin to sign a petition of decertification based upon the good faith objective belief that the Union no longer represents a majority of the employees in the Unit.

Roll call vote on this motion:

Trustee Williamson	Aye
Trustee West	Aye
Trustee Wilson	Aye

Carried.

Phyllis G. Dickinson, Deputy Clerk

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October 16, 1978

Reconvene The regular board meeting was reconvened on a motion by Trustee Williamson, seconded by Trustee Wilson at 11:30 P.M.

Present: Mayor Davin, Trustees Williamson, West and Wilson were all present. Atty. Poyzer was also present. **Absent:** Trustee Green. **Carried.**

Adjourn: Motion by Trustee Williamson, seconded by Trustee West, the meeting was adjourned at 11:31 P.M.

Phyllis G. Dickinson, Deputy Clerk

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