

BOARD OF TRUSTEES

Regular Meeting

11/16/87

7:00 p.m.

**Present:** Warner H. Strong, Mayor; Trustees J. Elliott, P. Frontuto & C. D. Gilmore; Atty. J. Nesbitt.  
**Absent:** Trustee J. Vrubel.

**Moment of Silence:** The Mayor requested a moment of silence prior to conducting the business of the Board and that during this time **Mr. Titus Sunremi** of Stafford Street be remembered (Mr. Sunremi, accompanied by his wife, frequently attended Board meetings prior to his illness).

**Minutes 11/2/87:** Trustee Frontuto moved that Minutes be accepted as written; Trustee Elliott seconded with following changes - Pg. 4, 2nd Paragraph/4th line - change word "straw" to "stone"; Pg. 5.....new Paragraph - **Memo to** the Mayor not **from** the Mayor; on the basis of these corrections accepted by Trustee Frontuto in her motion, voting "aye" were Trustees Frontuto, Elliott & Gilmore. Carried.

**NYSEG:** Mr. J. Pierie, NYSEG Rep., had been req. to attend Bd. Mtg. to explain communic. of 9/2/87 from NYSEG re **New Street Light Tariff, PSSC-118**, containing 27 pages (leafs) replacing **Tariff PSC-117**. He sd. set of guidelines came about slowly; spke. of amt. of wiring and voltage Vill. being billed for on monthly basis. Ref. mde. specifically to **Leaf Nos. 3, 5, 6, 7, & 14**. He explained, regarding conversions, any fixtures in Vill. fifteen (15) yrs. or older NYSEG can change to high pressure sodium for free. Disc. on reporting lts. out - Mr. P. sd. that villages usually designate someone to do sme. Lts. cld. be "cycling" as opposed to burned out. He sd. there are the following service classifications - New installations; municipality ownership; all services grouped together and new addition - new housing development (Vill. can req. contractor to install @ NYSEG's specs/Vill. keep ownership or give bk. to NYSEG & they maintain). Further explanation on "shoebox" type fixtures; light levels in Vill. i.e. higher lighting in front of school(s); foot candles explained. With recommended changes, Vill. cld. realize savings per yr. of **\$1,143**. saving **\$264**. first yr. - Vill. wldn't be billed until after work is complete. Mrs. Frontuto asked how NYSEG determined Village's needs, Mr. P. sd. by traffic patterns lighting done on individual basis/under contract every yr. - now there's one (1) contract for all. Trustee Frontuto spke. of nd. to review amt. of light in Vill. & Mr. P. sd. sme. had been dne. Nothing can be changed unless Vill. sends a ltr. He spke. of "residential collector" which meets national standard & "commercial collector"..... The Mayor reiterated re reclassification & accepting proposal (**Schedule of Facilities, dated 9/2/87**) - Trustee Gilmore reiterated, also - "more light on the streets for less money" - the Mayor asked about poles being scaled to location & was told by Mr. P. that a lt. meter is taken into field. Trustee Elliott sd. that it wld. pay to accept NYSEG's proposal due to a savings to Vill., motioning same - Trustee Gilmore seconded. Voting "aye" were Trustees Elliott, Gilmore & Mayor Strong. Trustee Frontuto voted "nay" - carried by majority. Clk. to Memo P.D. re lts. out in Vill.; Mayor to write to NYSEG - to Mr. Pierie's attention, confirming Village's wishes. Mr. P. sd. cpy. of above-mentioned **Schedule** signed by Mayor will be returned executed by NYSEG. Mayor to req. Vill. Engineer to observe

246

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south side of Canandaigua St. (sub-division).

Aldrich Drive:

M/M Robert Toomb & Terry Leone, Aldrich Dr., approached the Bd. re problem of cars parking on their street/cul-de-sac - parking restricted @ High School, therefore, several students park on Aldrich & Burnham and "cutting" through to H.S. Mr. Toomb showed Bd. pictures - sd. he had called the Police & WC Sheriff's who can't enforce since parking is not prohibited. Presents problems shld. emergency vehicles nd. to enter and snowplow; sd. that street littering also occurs & young people sit in cars & don't even go to schl. The Mayor sd. that the Hi-Way Supt. concerned.....Citizen E. Hartnagel sd. this occurs on Stafford & W. Foster, suggesting that license nos. be obtained & notify schl. The Mayor spke. of new ruling @ schl. whereby in sme. cases only Seniors allowed to prk. @ schl. Mrs. Toomb suggested two-hr. parking, M-Fri. until 3 p.m. Atty. Nesbitt sd. a possibility; Mayor emphasized that the Bd. did not want to take away citizens' privileges & rights.....can't have selective enforcement. At this point, Mr. Toomb sd. the street had also become a drag strip to which Mr. T. Leone added that street is narrow. Disc. on changing V&T Law - Trustee Frontuto suggested making contact wth. schl. - young people today want to drive to schl. - the Mayor sd. he wld. write to Schl. Bd. req. that they review their decision - nxt. avenue wld. be to change V&T Law.

Chamber of Commerce:

Mr. Harold Boerman, Chamber Pres., approached the Bd. re Christmas lts./decorations - Chamber in a quandry as to what to do; he req. of the Bd. status of \$500. req. during budget cycle. Clk. to chk. wth. Treas. then contact Mr. Boerman. Mr. B. sd. that M&W Elec. to place lts. in Main St. trees @ rate of \$100. p.h. - did req. of Vill. that Hi-wy. crew do wiring & perhaps hang lanterns. Clk. to req. P. Retan to make contact wth. Mr. B. Trustee Frontuto sd. a Christmas affair to be held in Vill. Pk. 11/29/87. S. Smith reiterated Bd.'s wishes....shortage of Hi-way personnel, he sd. - one man injured/another on vacation.....plug on every lightpole- 15' ht. men - tioned & continue dwn. E. Main as far dwn. E. Main as Dr. Merritt/Atty. Rubery's respective offices. Mayor Strong to comply wth. NYSEG's requiremnts., i.e. req. in writing. Mrs. Frontuto asked Chamber Pres. if decorating contest to be conducted - Mr. B. answered in affirmative.

Trustee Frontuto:

Mrs. Frontuto sd. that during Hallowe'en, vandalism occurred - rest stop shed in Towpath area was burned however, vandals caught & restitution mde. Est. of replacement \$500. Disc. held on whether or not to rebuild/replace sd. shed.

Towpath Shed:

Cemetery:

Mrs. Frontuto sd. that Atty. Nesbitt reviewed White Haven's contract re selling Cemet. plots on time. Atty. thought good except for one area- VOP cld. adapt to its needs. Trustee Frontuto then moved that contract be written authorizing purchase of burial plots on time-payment plan. Trustee Gilmore seconded. Voting "aye" were Trustees Frontuto, Gilmore & Elliott. Carried.

Community Center:

Trustee Frontuto sd. she had nothing to rpt. re Sen. Citizens, however, she asked Bd.'s feeling re snow-plowing Commun. Ctr. Bd. agreed VOP shld.

248

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page

Minutes - 11/16/87  
Page 3

Special  
Events:

Budget  
Transfer:

Re this category, Trustee Frontuto sd. that \$1500. budgeted - unaware that Flagpole grouped there/will propose changing during nxt. budget cycle - VOP expended monies in amt. of \$2263.93 to raise/repair Flagpole. She motioned that \$2263.93 be transferred frm. Contingency Fnd., A1990.4 - into Spec. Events, A7550.4; Trustee Elliott seconded. Voting "aye" were Trustees Frontuto, Elliott & Gilmore. Carried. Mrs. Frontuto req. that two, 3x5 buntings - \$47.72 be re-posted to bldgs. and handicapped prkng. posters - \$36.00 be re-posted to Hi-wy Ddept. Trustee Gilmore sd. that posters were exclusive for Spec. Event. The Mayor commended Trustee Frontuto for reviewing the budget - what computer is for.

Christmas  
Event:

Trustee Frontuto sd. that Santa Claus will be arriving by horse-drawn buggy, courtesy of Ms. Karen Caybic of Whistlestop Farms, in the Vill. @ 6 p.m., Sun., 11/29/87; Mayor Strong will light the tree in the Bandstand/candy canes distributed to children. Shld. VOP win 1st prize of \$25., Mrs. Frontuto suggested that hard-working crew rec. same/Trustee Gilmore questioned legality - Mayor suggested that money be placed in Christmas Fnd. nxt. yr. Clk. asked to req. Police escort for "Santa."

Change/  
Bd. Mtg.:

In view of NYCOM Legislative Mtg. in Binghamton on 12/7/87 - date of nxt. reg. Bd. Mtg. - Trustee J. Elliott motioned that Bd. Mtg. be moved to 12/8/87, Tues. night, and notification to public in newspaper. Trustee Frontuto seconded. Voting "aye" were Trustees Elliott, Frontuto and Gilmore. Carried.

Penser:

Trustee Elliott sd. that proposed move by Penser to former Garlock Plant, Fayette St., fits into zoning following disc. wth. Atty. J. Nesbitt.

Alt. Member  
Plann. Bd.:

Trustee Elliott sd. that Mr. Darryl Triou had expressed an interest in serving on the Village Planning Bd. - for a recent mtg. Bd. did not have a quorum therefore, he motioned that Mr. Triou be appointed to sd. Bd. voting only in absence of reg. member. Trustee Frontuto seconded. As to "legality" of alt. member, Atty. Nesbitt sd. same is done and alright until challenged. Voting "aye" were Trustee Elliott, Front. & Gilmore. Carried.

Houle  
ZBA:

Mr. G. Houle, ZBA #177, tabled frm. 11/10/87 to 11/17/87. Re Zng./Plann. Wrkshp. in Lyons, 11/18/87, Trustee Elliott motioned that any Palmyra officials who wish to attend be allowed mileage (no regis. fee); Trustee Frontuto seconded. Voting "aye" were Trustees Elliott, Frontuto & Gilmore. Carried.

Zng.  
Matters:

Trustee Elliott sd., regarding the "old Palmyra Motors property," that the ZBA would not give a variance which leaves Village open for a lawsuit (since courts have ruled villages liable for losses); second time around.....none of Village ordinances fit as he read list of possible uses. Bd. agreed that Village denying petitioner's rights; cld. be a personality conflict - Mayor read frm. Planning Board Minutes re polling of Vill. Bd. - entire Bd. was not polled, per Mayor. Trustee Elliott sd. he had spoken wth. Atty. Nesbitt re creating a new commercial district - C-2 or C-3 which prohibit 'others' except by "Special Permit" only....wld. go through Zng. Bd.....allow use for what property owners asked for and what neighbors agreed to. Mayor sd. ZBA Bd. shld. be req. to resign....if they can't be open wth. prop. owners/

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page

interpret the law. Trustee Elliott sd. term of one ZBA member up end of March '88...removal wld. require public charges - by time resolved sd. term wld. be up in any event. The Mayor stated that problem was not just 'one' person asking the Vill. Atty. "what exposure?" Atty. Nesbitt sd. same shld. be done not in 'open session.' ZBA sd. prop. owner shld. apply for another variance - "why would he apply for another one?" Trustee Elliott sd. he and Atty. Nesbitt wld. work up some type of district before nxt. mtg.

W&S:

Trustee Elliott reported that W&S Employee, Forrest Huff had passed his test for which he attended schl. recently. Also, notification frm. Monroe County they wld. honor sludge into June '88.....ltr. & chk. in amt. of \$8250. representing first payment frm. State re O&M. Re Sewer Plnt. Proj., domes for filters arrived this date - Trustee Elliott sd. Bd. welcome to tour the Plant to see progress mde.

Re valves for settling tank - pit fills up wth. water - pumping more water into primary tank than necess. - essential that valves not leak....H. Kruger sd. good price given the Village by Hubbard; Trustee E. sd. Engineer Means had recommended that Hubbard install parts in primary tank - additional pts. needed; parts & labor cost, approx. \$5,000.; for secondary, Vill. employees may be able to install - parts wld. cost approx. \$704. This cld. be paid out of \$\$\$'s for plant repairs.....not as "add-on" - separate contract. Trustee Elliott moved entering into a separate contract & Vill. buy parts; Trustee Frontuto seconded. Voting "aye" were Trustees Elliott, Frontuto & Gilmore. Carried.

DOH WKSHP:

Trustee Elliott motioned that two (2) people frm. Vill. be authorized to attend Dept. of Health Wkshp. on 12/9/87 @ Cananad. Coop. Ext. Bldg., adding that VOP part of "Watershed." Trustee Frontuto seconded; voting "aye" were Trustees Elliott, Frontuto & Gilmore. Carried.

Annex.  
Req.:

Trustee Elliott mentioned that Mr. Austin Dodge wld. like to annex to the Vill. for sewer; Atty. Nesbitt sd. necessary to petition - Town & Vill. must agree - Bd. authorizes. Trustee Elliott sd. Town wld. have to form district for lone prop. or petition to annex to VOP. Talking to contractor re putting lateral on line - cost \$600. - if under road (cutting) cost of \$1,000. Mr. Dodge cannot hook on until he is annexed to the VOP. Disc. on "cap" - H. Kruger sd. Vill. wld. put "stub" in/same proced. as for everyone else. Mr. K. suggested doing while "it's open," questioning amt. of \$600. - Vill. cld. do itself (Highway). Disc. - not VOP's line....getting Mr. D. Triou's permission suggested by Atty. Nesbitt. Trustee Elliott sd. storm sewer in bad condition - shld. be replaced. Since work going on @ sub-division, Mr. Elliott proposed that H-Way Supt. go and see. The Mayor sd. storm sewer not installed properly - to hook in it shld. be lower or higher.

Trustee Elliott sd. that report frm. A. MacNeill to arrive soon; disc. on date for mtg. on 23rd, however, Bd. will need to review prior to mtg., therefore, tentative date of 11/30/87 established - Trustee Elliott to call Mr. MacNeill & firm date wth. Bd.

Re Handicapped Ramp, Trustee Elliott sd. Hubbard Construction may be interested; disc. - bid twice and rejected by Bd. - question of whether or not must go

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page



233

to competitive bidding; Atty. Nesbitt to ask P. Wilson - Cty. Planner. Bd. agreed that Clk. may release prior specs, etc. to Mr. Hubbard.

Re proposal frm. Newark Engineer, Jan Kem, for use of sludge gas, Bd. tabled same as Dennis Means req. to submit similar proposal.

25th Anniversary - F. Horton:

Mayor announced 25th Anniv. Dnr. in honor of Congressman Frank Horton - Roch. Conv. Ctr., 12/11/87, @ \$250. per plate.

Misc.:

The Mayor briefly disc. the Village's Dental Plan - an added benefit for Village employees contained in the new Union Contract; October P.D. Reports tabled for approval @ nxt. Bd. Mtg.; Mayor announced recpt. of communic. frm. NYCOM re informal mtg. @ 10:00 a.m., 11/24/87/Roch. City Hall, hosted by Mayor T. Ryan. No indication that anyone frm. Bd. cld. attend.

Abstract #12:

Trustee Elliott motioned that the Mayor be authorized to sign Abstract #12 and that all Vouchers containing initials of at least three Trustees by the end of the meeting be approved for payment. Trustee Gilmore seconded. Voting "aye" were Trustees Elliott, Gilmore and Frontuto. Carried.

Status - ARC:

Status of ARC - Atty. Nesbitt sd. he wld. soon be circulating a ltr. to Bd.

Trustee Gilmore:

Main overhd. door @ old Vill. Barns badly deteriorated - Town H-way recently had three of these done - contacted same company. Trustee Gilmore motioned that transfer of \$2500. be made from A5410.4 (Sidewlks.) to A1640. (Central Garage) for door repair. Trustee Elliott seconded. Voting "aye" were Trustees Gilmore, Elliott & Frontuto. Carried. Trustee Gilmore led a disc. on Village leaf pickup, chipping, rocks, etc. mixed in wth. leaves - shld. public be notified around 12/1.... Mayor sd. that by this time of yr. Hi-wy. re-setting equip. - getting trucks set up for snowplowing.

Disc. on area on Stafford St. wth. two fire hydrants where two different lines meet. Disc. on moving one short distance; H. Kruger sd. that 4" line shld. be removed/cap it - wouldn't hook into both anyway.

Misc.:

Village Supts. to give their input into Village Policy Manual. Supercollider disc. briefly - some Bd. members support same. Mtg. @ 8:00 p.m./Towpath Manor this date. Stated that Collider affects Town more than Village - wld. give 'impact aid'. Citizen E. Hartnagel asked if Village being re-assessed - Mayor sd. Town is, therefore, wld. assume Vill. also.... Vill. does adopt Town tax rolls. Mrs. Hartnagel sd. Assessor came when she was not @ home - why aren't residents notified?

Adjourn.:

There being no further business to come before the Bd., at 9:20 p.m. Trustee Gilmore motioned adjournment; Trustee Elliott seconded. Voting "aye" were Trustees Gilmore, Elliott & Frontuto. Carried.

Ethel B. Johnson, Clk.

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