

Adjourn: Mayor Davin adjourned the meeting at 10:40 P.M.

Theresa P. Otte, Clerk Treas.

* * * * *

Public Hearing **March 7, 1977** **Board of Trustees** **7:00 P.M.**

Present: Mayor M. Katherine Davin, and Trustees Lloyd A. Green, Mary Lou Wilson, Gary VanBortel, Village Attorney, Laura Jane Poyzer.
Absent, Trustee, William Reeves.

Subject: Proposed Local Law #1, 1977 relative to the rezoning of the southeast corner of Kent & Vienna Streets, such property owned by Irving Lazerson, from a R-1 Area to C-3.

Citizens: Approximately 18-20.

Proof of Publica.: Mayor Davin read the Notice of the Public Hearing outlining the area involved for rezoning from R-1 to C-3.
Mayor Davin advised that anyone who wished to speak should give his name and address for the record.

AFFIDAVIT OF PUBLICATION

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

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
PLEASE TAKE NOTICE
THAT, a public hearing will be held before the Board of Trustees of the Village of Palmyra on the 7th day of March, 1977, at 7:00 P.M. in the evening in the Village Hall, 144 East Main Street, Palmyra, New York, Wayne County, to consider the adoption of LOCAL LAW No. 1, of 1977, to AMEND LOCAL LAW NO. 3 of 1967, BY ADOPTION OF A NEW ZONING DISTRICT MAP.

The proposed Local Law shall amend the Residence 1 [R-1] to Highway Commercial [C-3] in the area so designated, such area being the southeast corner of Vienna and Kent Streets.

The proposed Local Law is on file in the office of the Village Clerk of the Village of Palmyra together with a map indicating the section to be changed, where same may be inspected during office hours, Monday through Friday, 9:00 A.M. to 5:00 P.M.

ALL PERSONS INTERESTED AND CITIZENS shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: February 23, 1977
BY ORDER OF
THE VILLAGE BOARD
OF THE VILLAGE
OF PALMYRA
Theresa P. Otte, Clerk Treas.
F.25 [546]

Geraldine A. Allen, 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:

February 25, 1977

Geraldine A. Allen
Foreman of the Publisher

Subscribed and sworn to before me

this 25 day of Feb 1977

Michael N. Donovan
Notary Public

Notary Public

MICHAEL N. DONOVAN

WAYNE COUNTY COMM. EXPIRES 3/30/78

Fee: \$ 13.11

1163209

Paul
Rubery:

Paul Rubery, Esq., Prospect Drive, commented that his property was not directly affected but advised that seven (7) years ago he appeared at the time of the rezoning of the Erie Canal, located behind the Palmyra Motors, West Main Street, to a C-3 area. This has, in his opinion, become a "Spot Zoning" area. Because of the re-zoning of this spot, the Palmyra Motors, are now using it for retail purposes, and is not in keeping with the plans of the Historic Society for preservation by renovation of the Towpath Area. If this proposed Local Law is allowed to be adopted, it would be considered spot zoning at the corner of Vienna & Kent. In addition, he commented, both the Denosky & Herman property have frontages on Vienna and Main. They, too, could ask for a variance to be allowed to have the area changed to C-3.

H. B.
Nesbitt:

Henry B. Nesbitt, Esq., attorney for Irving Lazerson questioned of Mr. Rubery if he attached "historic significance" to this area (referring to the Lazerson request).

Rubery:

The west end of the village where the Aquaduct and Towpath are located, had historic value. Now because of the area zoned as it is, it will not be possible to have it restored.

Nesbitt:

Do you own property in this area (meaning, adjacent to the Lazerson property)?

Rubery:

No.

J. Cleason

James Cleason, 440 Vienna, advised that he wished to submit a petition signed by neighbors in the area who object to a change. He commented that he had spoken to the Zoning Officer regarding many properties which have their rear areas adjoining property which is located in another zoned section. Some of these areas have junk cars, and could be classified as "spot zoning". Vienna Street, itself, has been residential for many years.

H. Gilman:

Harold Gilman, 414 Vienna Street, commented that all the people in the room live within a few yards of the area involved. If the Local Law is passed, this will encourage others to apply for spot zoning.

H. Beach:

Harry Beach, 410 Vienna Street, advised that he was of the same opinion as Mr. Gilman. Beach advised that he had lived 50 years in this area. This lot, he continued, has been there for the last 40 years. Why change now?

L. Skeels:

Lester Skeels, 439 Vienna Street, advised that he agreed 100% with the others.

R. Trow-
bridge:

R. Trowbridge, corner Howell and Vienna, commented that he had been there since 1959. If this proposed local law is allowed to be adopted, other back yards would or could be allowed to become commercial.

J. Collins:

John Collins, 421 Vienna Street, commented that when Pulcini installed the car wash, he placed a fence up so that motorcycles, etc. could not get through.

Trustee
Wilson:

Trustee Wilson questioned if all the people here are those who live within the immediate neighborhood.

Response: Yes.

H. B.
Nesbitt:

Attorney Nesbitt interjected that going back some ten years at the time the Urban Renewal Plan began, it would appear that a line seems to bisect these lots. The scale does not work out on the map. It all depends on where you want to measure. It is impossible to determine where C-3 & R-1 is. Mr. Lazerson has been a businessman for years.

Lazerson:

Irving Lazerson, Hyde Park, owner of property at the corner of Kent and Vienna, questioned where the line of residential and commercial is actually located.

H. B.
Nesbitt:

Interjected that there is no home located on the Vienna Street parcel. It is all one parcel, with one owner. The line is vague where it goes from east to west facing Main and Vienna Streets.

pg 000 3/7/77
The following resolution was proposed by Trustee Green,

2nd by Trustee VanBortel:

WHEREAS, the petition of Irving Lazerson requesting a change in the Village of Palmyra zoning map to rezone property owned by him at the southeast corner of Kent & Vienna Sts. from an R-1 to a C-3 classification was recommended for adoption by the Planning Board and thereafter in accordance with section 29-56 of the Zoning Law the Village Board has held a public hearing on the proposed amendment as of March 7, 1977, and,

WHEREAS, at the public hearing the petitioner stated his reasons for requesting the amendment, and several property owners from the neighborhood expressed opposition to the proposed amendment, and

WHEREAS, in reaching its determination the Village Board has considered whether the proposed amendment would be in the best interests of the health, safety or welfare of the Village generally, and whether the proposed amendment is calculated to benefit the community as a whole, and would be in accordance with the original plan of community development,

NOW, THEREFORE, after consideration and due deliberation of the facts and circumstances, it is the opinion of the Board of Trustees that adoption of the proposed amendment to the Zoning District Map would not be consistent with the overall zoning plan of the Village and would not serve to benefit the community as a whole.

In view of the foregoing, it is resolved that proposed Local Law No. 1 of 1977, to adopt a new zoning district map, shall not be adopted.

Vote:	Trustee Green	Aye	Trustee Wilson	Aye
	Trustee VanBortel	Aye	Trustee Reeves	Absent

Resolution approved. Local Law #1, 1977 Disapproved.

Lazerson: I cannot add on.

Cleason: James Cleason commented that there are a lot of junk cars in the rear of Ludwig Motors, tenant of the property owned by Lazerson.

Lazerson: Commented that he was noted for keeping junk yard clean. He added that he had had a junk yard on Canal Street for years, kept it well fenced in and was not an eye-sore. He advised that he was not aware when he bought the property that it was so chopped up.

General discussion of many talking between themselves.

Mayor Davin: Mayor Davin read a letter received from the Planning Board which advised that they, the Planning Board, would recommend the change with the stipulation that adjoining property owners have an opportunity to speak at a Public Hearing.

N. VanBortel: Nancy VanBortel, 202 Vienna Street, commented that property values could go down because of placing of junk in rear yards.

J. Elliott: James Elliott, 403 Vienna St., agreed that it would affect the value of their homes, in addition to causing a traffic problem when an area is zoned commercial.

Cleason: How could the Planning Board get the true picture?

Mayor Davin: Mayor Davin replied that this hearing is for the purpose of allowing those in the immediate area to speak out either in favor or against.

Nesbitt: Each case stands on its own merit.

Sandy Cleason: Mrs. Sandy Cleason, 440 Vienna Street, commented that with the garage on Main Street, they even have to think of the safety of their children from cars which drive onto Kent Street from the garage and then onto Vienna.

Lazerson: Other children use motorcycles, making a raceway of Kent Street. It is up to the parents to stop this. There is no exit on Vienna Street.
If the property is sold, how can I determine what is what?

Nesbitt: Commented that he was glad to see so many in attendance to learn their opinions. Mr. Nesbitt advised that he had, in behalf of Mr. Lazerson, presented a petition to the Village Board to have the area rezoned. He further commented that he was glad to hear both sides.

Close: Mayor Davin thanked the group for expressing their views on the matter. Hearing closed at 7:50 P.M.

Theresa P. Otte, Clerk Treas.

March 7, 1977

Regular Board Meeting

Board of Trustees

8:04 P.M.

Present: Mayor M. Katherine Davin, and Trustees Lloyd A. Green, Gary Van Bortel, Mary Lou Wilson, Village Attorney, Laura Jane Poyzer.
Absent: Trustee William Reeves.

2 Min.

Silence: Mayor Davin opened the meeting with a two minute silence.

Vouchers: Motion by Trustee Wilson, 2nd by Trustee Green and carried, to approve payment of the vouchers in the amount of \$9,159.65, and authorize the treasurer to issue checks.

Minutes: Village Attorney Poyzer advised that the wording in the previous board meeting relative to an agreement for land on which to erect a Community Center, land presently owned by the Palmyra Agricultural Society, should read "a lease between the Village of Palmyra and the Palmyra Agricultural Society would be arranged".
On motion by Trustee Green, 2nd by Trustee VanBortel, with the amendment to the previous minutes, 2/21/77, the minutes were accepted.

March 7, 1977

Lazerson Mayor Davin advised that the board should make a decision
Hearing relative to the adoption or rejection of Proposed Local
Discuss.: Law #1, 1977, relative to a change in the zoning of the
 property of Irving Lazerson southeast corner of Vienna &
 Kent Streets from R-1 to C-3.

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

Request WHEREAS, the petition of Irving Lazerson requesting a change
Denied: in the Village of Palmyra zoning map to rezone property owned
 by him at the southeast corner of Kent & Vienna Streets from
 an R-1 to a C-3 classification was recommended for adoption by
 the Planning Board and thereafter in accordance with section
 29-56 of the Zoning Law the Village Board has held a public
 hearing on the proposed amendment as of March 7, 1977, and,
 WHEREAS, at the public hearing the petitioner stated his
 reasons for requesting the amendment, and several property
 owners from the neighborhood expressed opposition to the pro-
 posed amendment, and,
 WHEREAS, in reaching its determination the Village Board has
 considered whether the proposed amendment would be in the best
 interests of the health, safety or welfare of the Village
 generally, and whether the proposed amendment is calculated to
 benefit the community as a whole, and would be in accordance
 with the original plan of community development,
 NOW, THEREFORE, after consideration and due deliberation of the
 facts and circumstances, it is the opinion of the Board of
 Trustees that adoption of the proposed amendment to the Zoning
 District Map would not be consistent with the overall zoning
 plan of the Village and would not serve to benefit the
 community as a whole.
 In view of the foregoing, it is resolved that proposed Local
 Law #1 of 1977 to adopt a new zoning district map, shall not
be adopted.

Vote:	Trustee Green	Aye
	Trustee VanBortel	Aye
	Trustee Wilson	Aye
	Trustee Reeves	Absent

Resolution approved. Local Law #1, 1977 Disapproved.

Conifer Mayor Davin advised that Conifer Development hopes to move
Dev.: equipment onto the site for the construction of the Senior
 Citizen Housing on Canal Street on or about March 15, 1977.
 The balconies, originally, planned for use and beauty, had
 to be removed because H.U.D. advised that Palmyra is in an
 earthquake zone.
 Zoning Officer Wideman indicated that Conifer Development would
 have to re-apply for a permit for building. The Zoning Board
 has approved of the previous plans as the structure was com-
 patible with Historic Palmyra. Now only the first floor with
 brick and other stories to be cement block may alter the esthetic
 effect of the building.
 Mayor Davin added that the cost of the building has increased
 from over one million to about two million. A date for the
 closing on the purchase of the land has been arranged.

Dog Mrs. Robert Tetlow, 320 Canandaigua Street, together with other
Complaints residents of Canandaigua Street between Charlotte and Foster,
 conferred with the board relative to dogs which persist in
 tipping over their garbage cans, digging up their lawns. She
 advised that there are many repeat offenders, those that have
 been picked up by the dog warden, paid the \$10.00 fine and are
 turned loose again.
 Mr. Wright asked if the fine couldn't be increased. He commented
 that Mr. Fisher, the dog warden, has been very cooperative. Some-
 times there have been between 10-15 dogs. The problem seems to
 start about 6:30 A.M.
 General discussion by the board of the \$50.00 fine as outlined
 in the ordinance for owners of dogs who do not keep them
 within calling distance.
 Mr. Rodman commented that he has a dog on a leash as he walks
 the dog. At times he added, he has to carry the dog, because
 of the harassment of other dogs.
 Discussion of having the dog warden fill out an information form
 and then make an example of the owner of the dog by taking the
 matter to court.

Dog Group were informed that the board would delve into the matter but
Com- in the final analysis, it is up to the home owner to be willing to
plaints: file a complaint, sign it so that the police may serve the proper
 legal papers on the offender.

Court Mayor Davin read a letter received from the Court Clerk, Jeanne
Clerk Drake, in which she indicated a need for better equipment to work
Request: with, along with a request for a raise.

Conf. of A letter from the Conference of Mayors requested that the Village
Mayors: Board solicit the aid of the legislature to: (1) Reinstate the
Info.: former Revenue Sharing Formula, (2) Urge the State to pay 1/3 of
 the Operation & Maintenance Cost of Sewage Disposal Plants, and a
 resolution requesting the statute providing for the experiment
 with the compulsory binding arbitration of police and fire labor
 disputes to expire.

Resol.: The following resolution was proposed by Trustee Wilson, 2nd by
 Trustee VanBortel and carried:
 WHEREAS, the Conference of Mayors has urged the cooperation of the
 Village of Palmyra to send resolutions to various legislators to
 request their assistance to restore the 1/3 aid for Operation &
 Maintenance of the Sewage Disposal Plant, to reinstate the former
 Revenue Sharing Formula, and request the experiment with the
 compulsory binding arbitration of police and fire labor disputes
 to expire.
 Clerk directed to send such resolutions to legislators.

E.D.A. Village of Palmyra has received File Nos. of SAI - 15651 & 15652,
Funds: according to Mayor Davin.

James James DePoint, Esq., filed a letter with Mayor Davin advising that
DePoint: he wished to be considered for the position of Village Attorney
 when appointments are made on April 4, 1977.

Village A letter received from George Larssen, Cuyler Street, together with
Flag: a sketch of a proposed flag depicting the Aquaduct area, which
 Larssen advised might be indicative of the environs of the Village
 of Palmyra and could become its symbol, was read to the board.
 Board commented that colors of blue and white were attractive, but
 if red could be interspersed, it would add color to the proposed
 flag. Clerk asked to write Larssen thanking him and suggesting
 the additional color.

Consol. Mayor Davin advised that there will be a meeting in Lyons on March
of Tn. & 23, 1977 at 7:30 P.M. in the Court House, at which time the matter
Village: of consolidation of municipalities will be discussed.

Dredging Mayor Davin advised that a memo received from the State Department
 of Transportation and Waterways has indicated that they will be
 doing dredging along the Barge Canal bed in the early summer of
 1977.

Knapp Letter received and read at previous board meeting from Sheldon
Freeze Knapp of Knapp Insurance Agency, corner East Main and William,
Up; advised that because of a new installation of a water line to their
 building last summer (1976), which was not properly compacted,
 froze twice. As a result, Knapp Agency had to pay \$25.00 on both
 occasions to get the lines thawed. They felt a refund was in
 order.
 Clerk advised conferring with Raymond Smith, Highway Foreman, who in
 turn commented that if the area had not been compacted properly,
 there would have been considerable sinking of the earth. Such was
 not the case. To the best of his belief and knowledge, work was
 properly done and the freezing was just one of many scattered areas
 throughout the village where lines froze. This, according to
 Smith, was just an Act of Nature.
 Board agreed clerk should write to Knapp Agency informing them that
 according to information obtained, no refund would be in order.

Dr. Smith Dr. Vincent Smith, owner of property at the corner of Howell and
Complaint East Foster, advised by letter together with an estimate of
 damages, for sign posts in the amount of \$132.28. He advised
 that the snow plows had done this and felt he should be reimbursed.
 Clerk asked to check with Ray Smith as to the exact location of
 the sign posts, if on village or private property.

March 7, 1977

- Doyle Sign:** Discussion of the removal of the broken sign of Doyle & Denosky Upholstery on West Main Street. If village crews were to remove, could it be charged back to the owner? Sign is on Village property between sidewalk and curb.
- Reimburse Baldauf:** The following resolution was proposed by Trustee Wilson, 2nd by Trustee Green:
WHEREAS, on or about January 19, 1977, the raw water line bridging the Canal Bridge in the vicinity of Park Drive, froze, and,
WHEREAS, through the cooperation of a resident, Paul Baldauf, 273 Park Drive, it was possible for workmen thawing the line to use the facilities of their cellar, running water, etc. which assisted in the repairing of the raw water line, and,
WHEREAS, in the process of using their (Baldauf's) electrical connections, insulation on wires was burned off and as a result it was necessary for Baldauf to have the insulation repaired at a cost of \$10.00,
BE IT RESOLVED THAT, a check in the amount of \$10.00 shall be issued to Paul Baldauf, 273 Park Drive, for reimbursement of the cost of his electrical repairs.
 Vote:
 Unanimously approved.
- Police Report:** On motion by Trustee VanBortel, 2nd by Trustee Wilson, and carried, the Police Report for the month of February was accepted. Highlights of the report indicated 110 complaints investigated; 4 each for Criminal Mischief and Petit Larceny; and 19 cited for illegal parking. Total fines and bail forfeitures amounted to \$110.00.
- No Pkg. Johnson Drug Store:** Mayor Davin commented that in November, 1976, Anson Johnson, owner of Johnson's Pharmacy wrote a letter to the board requesting that parking on the west side of their store, Cuyler Street, be re-installed. In the interim, board members were asked to check with the Police and ascertain by their visual observance whether this would be feasible. Discussion by board indicated that such a change to parking would hinder traffic and could cause more problems. Clerk asked to write Mr. Johnson to so advise him.
- Info.Mtg. re: Fire-house:** Mayor Davin reminded the Board that there will be an information meeting regarding the proposed firehouse on March 8th at which time board members and citizens are urged to attend.
- Fire Dept. Members:** On recommendation of the Board of Fire Commissioners, the following were recommended for membership in the Palmyra Fire Department pending the completion of the training period:
 On motion by Trustee Green, 2nd by Trustee Wilson and carried, the following were accepted for membership: Ronald Hickman, 39 Canandaigua Road, and Jeffery Ruben, 320 Fayette Street.
- Weykman Bldg.:** Mayor Davin advised that the County of Wayne has asked for bids for the purchase of the Weykman Bldg., located at 305 East Main Street, Palmyra, New York, which building has been deemed unsafe by the Zoning Officer, Bruce Wideman, Village of Palmyra, due to a fire which gutted the interior in 1969.
- Union Contract:** Trustee Green advised that he together with Trustee Reeves has had several negotiating sessions with the Union (CSEA), which represents employees of the Village of Palmyra, at which time Dr. Charles Ganim, Management Consultants, have interceded for the best interests of the Village of Palmyra. Trustee Green further commented that in his opinion, it would be advisable to retain the services of Dr. Ganim to negotiate the best interests of the Village.
 The following resolution was proposed by Trustee VanBortel, 2nd by Trustee Wilson:
WHEREAS, it is advantageous to have the expert advice of a consultant in order to negotiate the terms of a proposed Union Contract with the CSEA and the Village of Palmyra,
BE IT RESOLVED THAT, the services of Dr. Charles Ganim be retained at \$55.00 per hour plus personal expenses, on a "as needed" basis; together with the presence of both Trustees Lloyd A. Green and William Reeves.
 Vote:
 Unanimously approved.
- Resol: Hire, Ganim:**

~~DRAFT~~

WHEREAS, the petition of Irving L. Person requesting a change in the Village of Palmyra zoning map to rezone property ^{at the Southeast Corner of Kent & High Sts.} owned by him, from an R-1 to a C-3 classification was recommended for adoption by the Planning Board and thereafter in accordance with section 29-56 of the Zoning Law the Village Board ^{has} held a public hearing on the proposed amendment, ^{as of March 7, 1977} and,

WHEREAS, at the public hearing the petitioner stated his reasons for requesting the amendment, and several property owners from the neighborhood expressed opposition to the proposed amendment, and

WHEREAS, in reaching its determination the Village Board ^{has} considered whether the proposed amendment would be in the best interests of the health, safety or welfare of the Village generally, and whether the proposed amendment is calculated to benefit the community as a whole, and would be in accordance with the original plan of community development,

NOW, THEREFORE, after consideration and due deliberation of the facts and circumstances, it is the opinion of the Board of Trustees that adoption of the proposed amendment to the Zoning District Map would not be consistent with the overall zoning plan of the Village and would not serve to benefit the community as a whole.

In view of the foregoing, it is resolved that proposed Local Law No. 1 of 1977, to adopt a new zoning district map, shall not be adopted.

The following resolution was proposed by Trustee Green, 2nd by Trustee Van Bortel:

Vote:	Trustee Green	Aye	Trustee Wilson	Aye
	Trustee Van Bortel	Aye	Trustee Reeves	Absent

Resolution approved. Local Law #1, 1977 Disapproved.

Mim.
Lay.
M.B.
P.L. Bed
File Copy

Dr. Hahnel 950.

Woman: If you have 3,200 subscribers, they must be from Lyons, Clyde, Newark and Palmyra.

Dr. Hahnel That is correct.

Mayor: Advised that if there were no further questions or comments, the
Davin: hearing would be closed at 7:50 P.M.

Theresa P. Otte, Clerk Treasurer

* * * * *

Regular Board Meeting March 21, 1977 Board of Trustees 8:00 P.M.

Present: Mayor M. Katherine Davin, and Trustees Gary VanBortel, Lloyd A. Green, Mary Lou Wilson, William Reeves; Village Attorney, Laura Jane Poyzer.

2 Min.

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

Vouchers: Motion by Trustee Green, 2nd by Trustee Wilson and carried, to authorize payment of the vouchers in the amount of \$25,849.18.

Minutes: Motion by Trustee Green, 2nd by Trustee VanBortel and carried, to accept the minutes of the Public Hearing on March 7, 1977 relative to proposed Local Law #1, 1977, rezoning of property at corner of Kent Street and Vienna Street.
Motion by Trustee Wilson, 2nd by Trustee Green and carried, to accept the minutes of the board meeting on March 7, 1977.

"Pitch" Mrs. Marilyn Green, Washington Street, conferred with the board
for Turn advising that in an effort to raise some funds for "Turning Point"
Point: (a house located at 223 Canandaigua Street, for boys who have mal-adjustment problems in homes, etc.) advised that they would like to sponsor a "Rock-A-Thon" which would entail the placement of rocking chairs on the Main Street business block.
Rock-A- Thon: A person could sit in the chair and rock for an hour or longer. He would have a sponsor who in turn would volunteer to pay the committee a stipulated amount. Each participant would receive a token rock.

The date would be June 4th, 1977 from 9:00 A.M. to 6:00 P.M.
Approval Motion by Trustee Reeves, 2nd by Trustee Wilson and carried, to
Granted: grant the request for a Rock-A-Thon on East Main Street business district on June 4, 1977 from 9:00 A.M. to 6:00 P.M. as requested by Mrs. Green.

Emer. Mayor Davin read a news clipping relative to Emergency Jobs Program
Job. Extension Act of 1976. Zoning Officer Bruce Wideman interjected
Act: that he would like the village to apply for this aid or service. Men could be used to further promote the clearing of the job started last year of the Erie Canal project of making a road along the former banks of the canal. Hopefully, he added, it could be completed to the west end of the village to connect with the area renovated by the county last year at the Locks. Zoning Officer Wideman commented that he hoped to have additional information, but at present his understanding was that the people seeking these jobs are presently unemployable.

Letter Mayor Davin explained that it would be necessary for the Village
of of Palmyra to submit a Letter of Intent.

Intent: The following resolution was proposed by Trustee Wilson, 2nd by
Resol.: Trustee Green:
WHEREAS, the Village of Palmyra would have work available for unemployed persons to assist in the clearing of the former Erie Canal Area,
BE IT RESOLVED THAT, the Clerk shall be directed to write a "Letter of Intent" to the Wayne County Personnel Office to advise that the Village of Palmyra would like to make application for a grant under Emergency Jobs & Program Extension Act of 1976.
Vote:

Unanimously approved.

March 21, 1977

- Weykman Bldg.:** Mayor Davin asked Bruce Wideman if any bids were received for the purchase of the Weykman Bldg. He advised that no bids were received by the County.
- Conifer Devel. Zon. Hearing:** Mayor Davin questioned the legal reason for a new zoning hearing regarding the development of the proposed senior citizen housing on Canal Street, between Market and William, area cleared by the Urban Renewal Agency. Zoning Officer Wideman replied that he felt it apropos to hold another hearing in view of the fact that the facade of the building had been altered from the original plans submitted to the Zoning Board.
- Signs:** Discussion relative to signs which have not been removed within the village limits, especially, the sign on West Main Street in front of Denosky Upholstery. Mayor Davin suggested that in view of the fact that the sign is located on Village Property, between the sidewalk and curb, perhaps Raymond Smith, Highway Foreman and Zoning Officer Wideman could arrange to remove the sign within the near future.
- Environ. Impact:** Mayor Davin advised that Village Attorney Poyzer had attended a meeting in Lyons relative to legislation which indicated that any new construction must come under the Environmental Impact Program. Attorney Poyzer advised that the Village of Palmyra must adopt rules and regulations regarding environment. The intent is to prevent anything detrimental from defacing the environment. It will be required that someone in the village be appointed to review any building applications and determine if there would be any impact on the environment. Attorney Poyzer added that the state rules and regulations would be a pattern for adoption.
- Hiking Trail Erie Canal:** Robert Peterson, Chairman of the Wayne County Planning Board suggested to the board that the county is desirous of finishing the work begun last year for walking, hiking, and bike riding along the Towpath area on the former Erie Canal Bank. He advised that it would be their suggestion and desire to be able to cut through the area between Church Street to the east and end at Division Street.
- Easement:** Discussion centered around easements to be obtained. Mr. Peterson advised that the State has given an easement to the County of Wayne for work on the north bank of the old Erie Canal. The path would be ten (10) to twelve (12) feet wide. The following resolution was proposed by Trustee VanBortel, 2nd by Trustee Green:
- WHEREAS**, the County of Wayne has endeavored to clear the debris on the north bank of the Old Erie Canal between Church Street east to Division Street for the purpose of providing walking, hiking, bicycle riding facilities,
- BE IT RESOLVED THAT**, the Village of Palmyra shall give the County permission to clear, trespass upon, that area belonging to the Village of Palmyra on the old Erie Canal Bank providing they will assume responsibility for any injuries, accidents or problems that might arise while they are attempting to clear the area with their equipment and personnel.
- Vote:
- Unanimously approved.
- County-wide House Nos.:** Robert Peterson, Chairman of the Wayne County Planning Board, advised that the county is anticipating a re-numbering system for the entire county beginning at the county line on the west where Monroe borders onto Wayne. Numbers would be counted at every 25 feet of land. General discussion of plan. Fire Chief Harry White, advised that it would be beneficial to the fire department.
- Freezer Locker:** Mr. Peterson advised that the county had received a low bid of \$11,975.00 plus \$400.00 for lot grading of the demolition of the Freezer Locker, 116 Market Street, owned by the Village of Palmyra. Mr. Peterson added that this was a part of the Beautification Project started last summer by the County.

in said Village, at which the polls will remain open for the purpose of voting between the hours of 12:00 o'clock noon and 9:00 o'clock P.M., Eastern Standard Time, for the following purposes:
To elect to the office set forth below and for the term specified, those persons whose names and addresses appear below:
William Abbott, 150 Fayette St., Palmyra, New York - Police Justice - 1 year;
Judson Roney, 121 West Foster St., Palmyra, New York - Police Justice - 1 year".
To fill balance of a term

Any person qualified to vote at a general Village election may vote upon the proposition to be submitted at the aforesaid special election, provided his or her name is included in the registration list of electors prepared by the Village Clerk in accordance with the provisions of subdivision 3 of Section 9-902 of the Village Law.
Dated: Palmyra, New York February 21, 1977
BY ORDER OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PALMYRA, WAYNE COUNTY, NEW YORK
Bry: Th...

March 4, 1977

Geraldine A. Allen

Foreman of the Publisher

Subscribed and sworn to

Adjourn: Mayor Davin adjourned the meeting at 10:16 P.M.

Theresa P. Otte, Clerk Treasurer

Public Hearing March 21, 1977 Board of Trustees 7:00 P.M.

Present: Mayor M. Katherine Davin, and Trustees William Reeves, Mary Lou Wilson, Lloyd A. Green, Gary VanBortel. Village Attorney, Laura Jane Poyzer.

Subject Proposed rate increase for Information Transfer, Inc. (Cable T.V.) from \$7.00 to \$8.50 per month.

Proof of Mayor Davin read the notice of publication of the hearing regarding Public. a proposed rate increase. Affidavit of publication is so attached.

AFFIDAVIT OF PUBLICATION

2

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

2

Geraldine A. Allen, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

March 4, 1977

Geraldine A. Allen

Foreman of the Publisher

Subscribed and sworn to before me

this 7 day of Mar 1977

Michael J. Donovan

Notary Public

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
PLEASE TAKE NOTICE that a public hearing will be held in the Trustees Room in the Village Hall, Village of Palmyra, Wayne County, New York at 7:00 p.m., Eastern Standard Time, on the 21st day of March, 1977, concerning a rate increase as requested by Information Transfer, Inc., Cable T.V. from \$7.00 to \$8.50 per month.
February 22, 1977
BY ORDER OF THE VILLAGE BOARD
Theresa P. Otte, Clerk
M.4 [545]

March 7, 1977

203

Affi. of Publica. Election The attached affidavit of publication indicating the persons to be elected together with proposed Bond Resolution to be approved is herewith attached.

AFFIDAVIT OF PUBLICATION

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

LEGAL NOTICE
NOTICE OF SPECIAL ELECTION
NOTICE IS HEREBY GIVEN that a special village election in and for the Village of Palmyra, Wayne County, New York, will be held on the 15th day of March, 1977, at the Village Hall, 144 East Main Street, in Palmyra, New York, in said Village, at which the polls will remain open for the purpose of voting between the hours of 12:00 o'clock noon and 9:00 o'clock P.M., Eastern Standard Time, for the following purposes:

To elect to the office set forth below and for the term specified, those persons whose names and addresses appear below:

William Abbott, 150 Fayette St., Palmyra, New York - Police Justice - 1 year*;

Judson Roney, 121 West Foster St., Palmyra, New York - Police Justice - 1 year*.

*To fill balance of a term due to resignation.

VOTING SHALL BE BY VOTING MACHINE FOR THE ABOVE OFFICES.

To submit the following described proposition for the approval of the qualified electors of said Village:

PROPOSITION

Shall the bond resolution adopted by the Board of Trustees of the Village of Palmyra, New York, dated February 21, 1977, authorizing the construction and equipment of a new firehouse in and for said Village at a maximum estimated cost of \$275,000;

authorizing the issuance of \$260,000 serial bonds and a \$15,000 appropriation in the 1977 annual budget of said Village to pay the cost thereof; determining the period of probable usefulness thereof is thirty years and that the maximum maturity of said bonds will exceed five years; and providing for other matters in relation to the issuance and payment of said bonds and notes, be approved?

VOTING ON SAID PROPOSITION SHALL BE BY BALLOT.

A copy of the bond resolution referred to in the aforesaid proposition is on file in the office of the Village Clerk of said Village, where the same may be examined by any interested person during regular business hours.

Any person qualified to vote at a general Village election may vote upon the proposition to be submitted at the aforesaid special election, provided his or her name is included in the registration list of electors prepared by the Village Clerk in accordance with the provisions of subdivision 3 of Section 9-902 of the Village Law.

Dated: Palmyra, New York February 21, 1977

BY ORDER OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PALMYRA, WAYNE COUNTY, NEW YORK

By: Theresa P. Otte
Village Clerk

M.4 [550]

Geraldine A. Allen, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

March 4, 1977

Geraldine A. Allen

Foreman of the Publisher

Subscribed and sworn to before me

this 7 day of Mar 1977

Michael N. Donovan
Notary Public

Fee: \$ 28.22

MICHAEL N. DONOVAN

WAYNE COUNTY COMM. EXPIRES 3/30/78

#4632609

Laura Jane Poyzer.

Subject Proposed rate increase for Information Transfer, Inc. (Cable T.V.) from \$7.00 to \$8.50 per month.

Proof of Publica. Mayor Davin read the notice of publication of the hearing regarding a proposed rate increase. Affidavit of publication is so attached.

AFFIDAVIT OF PUBLICATION

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

Geraldine A. Allen, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

March 4, 1977

Citizens: Approximately six (6).

Cable TV: Dr. Alwin Hahnel, representative of Information Transfer, Inc., outlined the need for the rate increase. Dr. Hahnel advised that the investors have not received any dividends. In addition, Sylvania, to whom they are indebted, are asking for the \$850,000. payment. It has not been possible to even meet expenses. Franchises have been more than doubled in the last three (3) years. The present rate of \$7.00 per home would need at least 5,000 subscribers, and there are only some 3,200 subscribers. To break even, a rate of \$11.00 per subscriber per month would be levied. Dr. Hahnel continued that to increase the number of subscribers, they are planning to offer to the public Home Box Office type of movies. These movies, he advised, would be uncut, with no commercials. In order to have this type of movie in the home, it would be necessary to subscribe to another device or mechanism to be attached to the cable. Dr. Hahnel informed the group that there would be a basic charge for the installation for "descrambling". The prime reason, he reiterated, for the increase, is to meet the debt of some \$850,000.

Trustee Wilson: Asked Dr. Hahnel if there has been an increase in the present type of cable T.V. for installation.

Dr. Hahnel: Replied that they have not. It would be their desire to be able to give a better rate for senior citizens, but they cannot do this according to the F.C.S. regulations.

Trustee Green: Is there a discount to the annual payment?

Dr. Hahnel: Yes. The Palmyra area is generally good for reception and only about 40% of this area are subscribers. Basically, the overhead remains the same.

H. Van- Etten: Is Information Transfer obligated to continue if the board does not approve of the rate increase?

Dr. Hahnel: Replied that they will sponsor an advertising campaign to get more subscribers and try to push HBO. The overhead for this extra service, he continued, would not be excessive.

H. Van- Etten: When Information Transfer first installed the Cable, they must have had some idea or feeling as to the number of potential subscribers they could expect.

Mayor Davin: Commented that the Village of Palmyra has a contract with Cable T.V. for a 3% utility tax but we have only received 1%.

Dr. Hahnel: That is correct, but the state takes 2% and the Village of Palmyra received the other 1%. Village should receive full 3%, and will arrange for this in the future.

Jack Churchill: Questioned if the increase will be levied to all subscribers. He further questioned if it would be possible to remove the home T.V. tax.

Dr. Hahnel: Trying to eliminate.

Lou Ziegler: Originally, when Cable T.V. proposed cable, they promised local news coverage, video of the village board meetings. The right to increase the rate was given to the village. Originally, you had hoped for the development of Gananda which did not or has not materialized. You gambled and lost. You obtained the exclusive franchise.

Dr. Hahnel: You really have a good point. There is nothing in the cash register now. We can raise the rate or fold.

Trustee Reeves: This was a bad investment (meaning Gananda).

Dr. Hahnel: If we can obtain the rate increase, Sylvania will probably consent to a longer range for payment of our debt.

Trustee Wilson: How many subscribers are there in Palmyra?

Resol.: The following resolution was proposed by Trustee Green, 2nd by Trustee Reeves:
WHEREAS, on December 20, 1976, bids were received for the Demolition of Buildings and Structures and Side Clearance for the Village of Palmyra Downtown Improvements, such building being known as the "Freezer Locker", 116 Market Street, and,
WHEREAS, the Village Board of Trustees has carefully considered the Engineer's Report on these bids;
NOW, THEREFORE, BE IT RESOLVED THAT, the contract for demolition and site clearance be awarded to the lowest responsible bidder JIM FREDERICO WRECKING, CO., INC., at an estimated contract sum of \$11,975.00, plus \$400.00 for grading, and,
BE IT FURTHER RESOLVED THAT, the Mayor of the Village of Palmyra, M. Katherine Davin, shall be authorized to sign the contract for the demolition in behalf of the Village of Palmyra.
 Vote:

Unanimously approved.

Ground Break. Ceremony: Mayor Davin advised that all board members were invited to a ground breaking on March 29, 1977 at 10:30 A.M. for the proposed Senior Citizen Housing to be known as Towpath Towers.

N.Y.S. Plan. Agcy.: Mayor Davin advised that a letter received from the New York State Planning & Development Clearinghouse indicated that there are no agencies who have indicated any desire to review our full application, annual performance report or any other information concerning the Community Development Program.

National Geog: Mayor Davin advised that she had been contacted by the National Geographic Magazine, which hopes to have in a later issue, information relative to our Canal Town activities as well as the Hill Cumorah Pageant.

F.Horton Frank Horton, Representative of this district, to the U.S. House of Representatives, has advised that he will have a new office based in the County Courthouse in Lyons. Someone will be in the office on Tuesdays to meet and see constituents.

Mayor's Conf.: On motion by Trustee Reeves, 2nd by Trustee Green and carried, authorization will be given to Mayor Davin and Trustee Mary Lou Wilson to attend the New York State Conference of Mayor's at Grossinger's, from June 5-9, 1977 at Village Expense.

Act. Just. Rpt.: On motion by Trustee Reeves, 2nd by Trustee Green, the annual report of Acting Police Justice, William Abbott, having been reviewed and audited by the Board of Trustees, is hereby accepted.
 Motion carried.

Police Justice Report: On motion by Trustee Reeves, 2nd by Trustee Green, the annual report for the Police Justice, Paul Rubery, having been reviewed and audited by the Board of Trustees, is hereby accepted.
 Motion carried.

Rev. Shar. Etc. Letters: Village Clerk Theresa P. Otte advised that several responses from state legislators have been received in reply to the resolutions sent to them regarding Revenue Sharing formula, Operation & Maintenance Aid for Sewage Disposal Plants, and Labor Disputes.

Dog Compl.: Clerk Otte advised that Police Chief Donald Henry has prepared a form, changing the wording on one of his "Information" forms, so that anyone wishing to file a complaint regarding the "running loose of dogs" etc., may do so with his office.

J.Griffin: Jerry Griffin, 239 East Main Street, called the village office to inquire if the village would remove the sidewalk step up to his place of business at village expense, and reinstall a ramp which would be more practical. Board agreed that if he would be willing to pay half of the cost, this could be done.

Dr. V. Smith: Clerk Otte advised that Raymond Smith, Highway Foreman, had checked the complaint of Dr. Vincent Smith, corner of East Foster and Howell Street, relative to his belief that the snow plow had torn up his light posts during the plowing of the snow. Mr. Smith advised that village trucks could not get over that close to the posts, inasmuch as if this were done, the trucks would get stuck in the yard. Mr. Smith, suggested that the office check with the Town of Palmyra, inasmuch as they have wider wing-tips which might have touched the posts.

March 21, 1977

Annual Elec. Results: The official return of report of the returns of village election held March 15, 1977, is hereby attached.

OFFICIAL BALLOT

Authorizing the construction and equipment of a new firehouse.

VILLAGE OF PALMYRA
WAYNE COUNTY, NEW YORK

March 15, 1977

Theresa P. Otte, Village Clerk

PROPOSITION

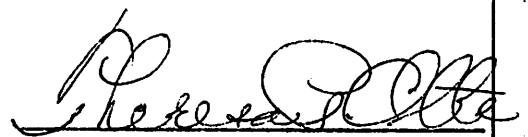
☐ YES

☐ NO

Shall the bond resolution adopted by the Board of Trustees of the Village of Palmyra, New York, dated February 21, 1977, authorizing the construction and equipment of a new firehouse in and for said Village at a maximum estimated cost of \$275,000.00 authorizing the issuance of \$260,000.00 serial bonds and \$15,000.00 down payment of said Village to partially pay the cost thereof; determining the period of probable usefulness thereof is thirty years and that the maximum maturity of said bonds will exceed five years; and providing for other matters in relation to the issuance and payment of said bonds and notes, be approved?

STATE OF NEW YORK)
) ss.:
COUNTY OF WAYNE)

I, THERESA P. OTTE, the duly constituted Clerk
of the Village of Palmyra, Wayne County, New York,
DO HEREBY CERTIFY that the attached Certificate of
Result of Canvass is a true copy of the certificate
presented to me and filed in my office on the 16th
day of March, 1977.



Village Clerk

(SEAL)

OFFICIAL RETURN OF VOTES
CAST FOR POLICE JUSTICE

SPECIAL

Election

County of Wayne

VILLAGE

of PALMYRA

GENERAL

Assembly District

March 15, 19 77

XXX

Election District

Total number of ballots voted:.....

786

Number to be elected to said office:.....

1

786

Total number of votes to be canvassed:.....

For the office of Police Justice the candidates named below received the number of votes set opposite their respective names.

1. JUBSON RONEY received

2. WILLIAM ABBOTT received

3. _____ received

4. _____ received

5. _____ received

6. _____ received

7. _____ received

8. _____ received

9. _____ received

10. _____ received

305

476

Blank Votes.....

5

Void Votes.....

-0-

Total

786

The number of blank, void and protested ballots was: 5

The number of ballots which were taken from the ballot box by the chairman as excess ballots and placed with the spoiled and mutilated ballots, was: -0-

STATE OF NEW YORK

County of Wayne

The undersigned, being duly sworn, do depose and say, each for himself, that the foregoing is a correct return of the ballots cast for the above office at the election held on the 15 day of March 1977, at the General Election District in the XXX Assembly District of the County of Wayne

Elizabeth Schrader
Elizabeth Schrader

Inspector

Inspector

Sworn to before me this
15th day of

March

19 77

Janice Fitzgerald
Janice Fitzgerald

Inspector

Inspector

Lucille Clark
Lucille Clark

Poll Clerk

Poll Clerk

Ballot Clerk

Nora O'Brien
Nora O'Brien

N. B. Annex tally sheet to two sets of these returns.

OFFICIAL RETURN OF VOTES

CAST ON...PROPOSITION - FIREHOUSE

SPECIAL Election County of...WAYNE
VILLAGE of...PALMYRA XXXX Assembly District
March 15, 19 77 General Election District

Return of votes cast on Question Number...1 relating to Authorizing the construction & equipment of a new firehouse, at a maximum estimated cost of \$275,000.00 with serial bonds in the amount of \$260,000. and a down payment of \$15,000.

Total number of ballots voted	786
-------------------------------	-----

Upon Question Number...#1 relating to Authorizing the Construction & equipment of a new firehouse.

otes were cast as follows:

Votes in favor	531
Votes against	247
Blank votes	2
Void votes	6
Total	786

The number of blank, void, and protested ballots was	8
--	---

The number of ballots which were taken from the ballot box by the chairman as excess ballots and placed with the spoiled and mutilated ballots, was	8
---	---

STATE OF NEW YORK

County of...Wayne } ss.

The undersigned, being duly sworn, do depose and say, each for himself, that the foregoing is a correct return of the ballots cast for constitutional amendments and questions submitted at the election held on the 15th day of March, 19 77, at the General Election District in the First Assembly District of the County of Wayne, Village of Palmyra

Sworn to before me this 15th day of March, 1977

Elizabeth Schrader Inspector
Janice Fitzgerald Inspector
Lucille Clark Poll Clerk

Nora O'Brien Ballot Clerk.
Nora O'Brien

Amend.to The following resolution was proposed by Trustee Green, 2nd by
Cable TV Trustee VanBortel:

Franch.

Agree.: WHEREAS, Grantee, Cable T.V. (Information Transfer, Inc.) Newark, New York requested an increase in the present rate of \$7.00 per month charged to subscribers within the Village to \$8.50 per month, and,

WHEREAS, according to sections 825 of the New York State Executive Law, a public hearing must be held, and,

WHEREAS, such public hearing was held on March 21, 1977,

BE IT RESOLVED THAT the Village of Palmyra shall authorize an increase in the rate from \$7.00 to \$8.50 charge to Village of Palmyra residents.

Vote:

Unanimously approved.

County Mayor Davin reminded the board that there will be a meeting at the
Meeting Court House on March 23, 1977 at 7:30 P.M. at which time the New
Consol. York State Department of State will hold a seminar on Consolidation
of Vil.: of Local Governments.

Adjourn: Mayor Davin adjourned the meeting at 10:26 P.M.

Theresa P. Otte, Clerk Treas.

* * * * *

April 4, 1977

Regular Board Meeting

Board of Trustees

7:30 P.M.

Present: Mayor M. Katherine Davin, and Trustees Lloyd A. Green, William Reeves, Mary Lou Wilson, and Gary VanBortel. Village Attorney, Laura Jane Poyzer.

2 Min.

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

Vouchers Motion by Trustee Reeves, 2nd by Trustee Wilson and carried, to authorize payment of the vouchers in the amount of \$19,626.88.

Minutes: Mayor Davin advised that the Senior Citizen Housing on Canal Street is to be named TOWPATH MANOR and not Towpath Towers as recorded in the previous minutes.

Mayor Davin commented that Village Attorney, Laura Jane Poyzer is to be included in the list of village officials who will be attending the Mayor's Conference at Grossingers the first of June. Mayor Davin commented that Trustee Gary VanBortel also, is to be included in the list of village officials who wish to attend the Mayor's Conference in June at Grossingers.

Mayor Davin advised that Dr. Alwin Hahnel, Information Transfer, Inc., representative at the public hearing in behalf of Information Transfer to request a rate increase of Cable T.V., advised that he would bend his efforts to obtain the other 2% which is due the Village of Palmyra for the utility tax, as opposed to the 1% which has been paid, but contract stipulations indicate a 3%.

On motion by Trustee Green, 2nd by Trustee Reeves, the minutes of the public hearing and the regular board meeting on March 21, 1977 were approved with the above amendments so noted.

E. Lawrence:

Ernest Lawrence, 234 West Foster Street, conferred with the board advising that a building permit for a residence on the west of his property had been approved. He commented that he would like the zoning revised to read: "No dwelling shall be constructed unless on a line with existing structures on the street especially the house adjacent to such dwelling". He wished to petition the village board to have this amendment drawn.

Denosky Sign:

Zoning Officer Wideman commented that the sign in front of Denosky Upholstery, West Main Street, has been removed by village crews.

Unemploy Funds:

Zoning Officer Wideman advised that the application for the "Man-power" program to be funded for the next six (6) months is to be completed by April 12, 1977. Letter of intent was sent to the County.

April 4, 1977

Thanks
by
Mayor:

Mayor Davin commented that she would like to extend her appreciation and thanks to all department heads, Ray Smith, Don Henry, Police Chief; Hi VanEtten, William Kaveny, for their efforts during the last year which had made her job easier. She commented that she appreciated the volume of work that is being done in the village office. In addition, she thanked the board members for their support and help. In summation, Mayor Davin reviewed some of the accomplishments of the board: Beautification of the downtown area to include better parking facilities, lots, etc. She did comment that a hearing must be held to determine the businesses which will bear the proportionate share of the beautification project. New Firehall will now be a reality, the approval of a bond issue having been approved by the voters on the March 15th election.

Accomp-
lish-
ments:

Urban Renewal is almost closed out and the senior citizen housing has broken ground.

Cooperation and better relations between the Town of Palmyra and the Village of Palmyra will be a desired goal.

Conifer
Hsng:

Mayor Davin advised that the Zoning Board of Appeals did have a hearing relative to the change on the facade of the senior citizen housing to be developed by Conifer Associates. The Zoning Board, after listening to Stephen Whitney, Conifer Associates, agreed that the facade proposed would be acceptable.

County-
wide
Renumb.:

Mayor Davin advised that she had talked to the Postmaster of the local post office relative to the renumbering system proposed by the Wayne County Planning Board. Postmaster Russell Scott advised that he felt that this plan would be highly recommended and would not inconvenience his department to any great extent, once the plan would be introduced.

Dr. Smith
Elec.
Posts:

Village Clerk Theresa Otte advised that she had conferred with both Town of Palmyra and Village Crews relative to the damage incurred on the lawn of Dr. Vincent Smith, East Foster Street, near the corner of Howell, during the winter, when his electrical posts were knocked down. Both highway departments have advised that it would not be possible to have the wings of the plows touch these posts without the truck, itself, careening, thereby sliding onto the lawn, which in turn would cause the truck to be mired in the snow on the soft part of edge of the road, or the lawn area.

Board advised the clerk to write Dr. Smith to so advise him.

McGonigal
Letter:

Former Mayor Richard McGonigal wrote a letter to Mayor Davin thanking her for the invitation to the ground breaking ceremony of the senior citizen housing. He advised that he was in Florida and regretted that he would not be able to attend but was glad to know that his efforts as the first director of the Urban Renewal Agency have now, nearly ten years later, become a part of the projected plan for beautification of the Canal, Market and William Street area.

2nd small
Police
Car (?):

Trustee Reeves commented that he has been discussing with the Police Department, the possibility of a second small police car along with a plain clothes man. He added that there will be a review of the recommended various rules and regulations for the department.

Firehse:
Rt. #31,
May en-
croach(?)

Gene Spanganberg, Fire Commissioner, advised that he and Fire Department Member Richard Culver, had talked to Sherman & Sherman relative to the placement of the proposed firehouse on Rt. #31, adjacent to the Village of Palmyra Sewage Disposal Plant, property owned by the Village of Palmyra. In turn, they had talked to John Edinger, Regional Engineer for the New York State Dept. of Transportation, relative to the Village of Palmyra being allowed to encroach on some ten (10) feet of State land for the purpose of the proposed firehouse. Spanganberg also commented that the Agway fence is on Village of Palmyra property, adjacent to the sewer plant, and was determined by a recent survey.

Adjourn: Mayor Davin adjourned the meeting at 7:58 P.M.

Theresa P. Otte, Clerk Treas.

*Minutes
Clerk*

ANNUAL ORGANIZATION MEETING

VILLAGE OF PALMYRA, N.Y.

APRIL 4, 1977

8:00 P.M.

The Clerk-Treasurer advised that the oath of office had been administered to the elected Police Justice, William Abbott, for a term of one year to complete a term, vacated by a resignation.

Mayor M. Katherine Davin announced that appointments would be made by her subject to the approval of the Board of Trustees for the ensuing year.

ACTING
VILLAGE
JUSTICE:

Mayor Davin announced the appointment of _____ as ACTING VILLAGE POLICE JUSTICE for a period of one year beginning April 1, 1977 and ending March 31, 1978.

COURT
CLERK:

Mayor Davin announced the appointment of Jean Drake as COURT CLERK, for a period of one year beginning April 1, 1977 and ending March 31, 1978, to assist Police Justice Abbott and Acting Police Justice.

CLERK
TREAS-
URER:

Mayor Davin appointed Theresa P. Otte as Clerk Treasurer on April 5, 1976 for a two year period to end on March 31, 1978, and such appointment and term shall continue.

DEPUTY
CLERK:

year beginning

Mayor Davin announced the appointment of Phyllis Dickinson as Deputy-Clerk for a period of one year beginning April 1, 1977 and ending March 31, 1978.

VILLAGE
ATTORNEY:

Mayor Davin announced the appointment of Laura Jane Poyzer as VILLAGE ATTORNEY for a period of one year beginning April 1, 1977 and ending March 31, 1978.

ASSESSOR:

Mayor Davin announced the appointment of Robert Kirchhoff as ASSESSOR, for a period of one year beginning April 1, 1977 and ending March 31, 1978.

ZONING,
BLDG.,
HSG. INSP.

Mayor Davin announced the appointment of Bruce Wideman as Zoning, Building, and Housing Inspector for a period of one year beginning April 1, 1977 and ending March 31, 1978.

PLAN. BRD.,
ZONING
APPEALS BRD.
URBAN REN.
BRD.

Mayor Davin advised that these boards are comprised of volunteer citizens who serve on the respective boards without compensation except the Urban Renewal Agency, whose funds for operation are allocated under State & Federal Grants, all of which is subject to audit by the New York State Department of Audit & Control.

VILLAGE
ENGINEER:

Mayor Davin advised that due to lack of sufficient need for an engineer on a retaining fee, that if and when needed, an engineer may be employed on a fee basis.

SCHOOL
CROSSING
GUARDS:

Mayor Davin advised that two school crossing guards shall be included in the budget appropriation for the safety of children crossing street traffic during school days.

1977 Organization Meeting
Village of Palmyra, N.Y.

PUBLIC
WORKS
FOREMAN:

Mayor Davin announced the appointment of

Raymond Smith as PUBLIC WORKS FOREMAN for a period of one year beginning April 1, 1977 and ending March 31, 1978. In addition to the direct salary paid to the Public Works Foreman, living quarters shall be provided at 149 East Main Street in the apartment on the second floor of the P.T.Sexton Bldg., known as the Park & Club Bldg., which shall include utilities, such as water, sewer, heat and light, which shall be in the public interest to have residency on the premises to thwart any possible attempts of vandalism and destruction to the building and village park. In lieu of salary compensation, living quarters shall be figured at an equivalent of \$25.00 per week, to be classified as "Officers Maintenance", on which the Public Works Foreman will contribute from his weekly salary to Social Security based on \$25.00 and the Village of Palmyra as employer, shall contribute an equal share to Social Security.

CEMETERY
FOREMAN:

Mayor Davin announced the appointment of

William Kaveny as CEMETERY FOREMAN.

PUBLIC
HEALTH
OFFICER:

Mayor Davin announced the appointment of

Dr. Morton Adams as Public Health Officer, having been appointed for a four year term beginning June 1, 1975 to terminate on May 31, 1979, with compensation to be determined on a fee basis by population as set by the State of New York.

VITAL
STATIS-
TICS:

Mrs. Betty Stubbings, Town Clerk, in accordance with State Village Law may serve as Registrar of Vital Statistics for the Village of Palmyra and is to continue in this position.

COMMISSION
YOUTH:

Mayor Davin advised that upon the recommendation of the Board of Directors of the Community Center, she desires to appoint the following on the Youth Commission:-

- | | |
|-------------------|----------------|
| 1. President | Melvin Bushart |
| 2. Vice President | Bernard Root |
| 3. Secretary | Lois Parsons |
| 4. Treasurer | James DePoint |

WATER
SUPER-
HOUSING:

Mayor Davin advised that living quarters shall be provided for the Water Superintendent at the Spring Street Water Plant, including utilities, such as water, sewer, heat, light and telephone, which shall be in the public interest to be available and on call in case of emergency, at no charge to the superintendent except for personal long distance phone calls, which personal calls shall be reimbursed to the village. Such living quarters shall be figured at an equivalent of \$40.00 per week, to be classified as "Officers Maintenance" on which the Water Superintendent will contribute from his weekly salary to Social Security based on the \$40.00 and the Village of Palmyra shall contribute an equal share to Social Security.

WATER
BILLER
COLLECTOR:

Mayor Davin advised that due to the volume of work which is done on a quarterly basis, that clerical help in the village offices, shall act as biller of water and sewer and the collection thereof shall be part of the duties of the Clerk-Treasurer and the Deputy Clerk.

TAX
COLLECTOR:

Mayor Davin advised that the Tax Collector shall be

Theresa P. Otte, as part of the duties of the Clerk-Treasurer

1977 Organization Meeting
Palmyra, New York - Village

BANK
DEPOSITORY:

The Marine Midland Trust Company, Palmyra Branch, shall be the depository for funds of the Village and all collectors of village funds shall make deposits only at this bank. The Marine Midland Trust Company has agreed to provide security for village funds in the amount of \$40,000.00 in school and New York State Bonds.

The above resolution was porposed by Trustee VanBortel

2nd by Trustee Green, and duly adopted.

INVESTMENT
COUNSELORS:

Motion by Trustee VanBortel, seconded by

Trustee Green, that a contract with Marine Midland Company be continued as investment counselors for the Village, for the investing of funds of the Cemetery Trust Fund and the Pliny T. Sexton Trust Fund. Motion carried. Pending review of an alternative counselor.

OFFICIAL
NEWSPAPER:

Motion by Trustee Green, seconded by

Trustee Reeves, that the Palmyra Courier-Journal be approved as the official newspaper of the village, to publish and bring such legal notices, statements, notices for bids and other legal notices for the ensuing year to the attention of the citizens of the Village of Palmyra. Motion carried.

EMPLOYEE
BONDS:

Motion by Trustee Wilson, seconded by

Trustee Green, that bonds be provided by Knapp Insurance Agency for the following employees for the amounts set by this board.

Village Clerk-Treasurer	\$25,000.00
Deputy Clerk	\$10,000.00
Police Justice	\$ 4,000.00
Blanket Bond	\$ 2,500.00

for all other employees handling village funds. Motion carried.

BOARD
MEETINGS:

Motion by Trustee Green, seconded by

Trustee Wilson, that the regular meetings of the Board of Trustees of the Village of Palmyra shall be:

1. Every Two Weeks on _____ beginning
_____/_____/1977 OR
2. The First and Third Monday in the month
beginning 4/4 /1977 .
3. The Second and Fourth _____ in the month
beginning ____/____/1977 .

beginning at 7:30 P.M., with the exception that any holidays that may fall on the above dates will automatically move the regular meeting night to the next day evening. Carried.

SPECIAL
MEETINGS:

Motion by Trustee Green, seconded by

Trustee VanBortel that Mayor Davin may call a Special Meeting of the Board of Trustees by a written notice at least seventy-two (72) hours before the date of the meeting or by

1977 Organization Meeting
Village of Palmyra, N.Y.

personally calling such board members at least twenty-four hours before the hour of the meeting, with the exception, that in case of an emergency, board members will be notified by means as may be most appropriate. Carried.

Such Special Board Meetings shall designate subject matter to be discussed at the time of notice. Carried.

OFFICE
HOURS &
HOLIDAYS:

Motion by Trustee Reeves, seconded by

Trustee Green, that the office hours of the Village Clerk shall be Monday through Friday, from 9:00 A.M. until 5:00 P.M., with Wednesday afternoons closed to the public from 1:00 P.M. to 5:00 P.M. The following holidays shall be observed with Village Offices closed: Same as Union Contract.

New Years Day
Memorial Day

July 4th
Labor Day

Thanksgiving
Christmas

Motion carried.

TAX LEVY:

Motion by Trustee Green, seconded by

Trustee Wilson, that upon completing of the currently tentative budget for the fiscal year 1977-1978, a public hearing be held on April 14th, 1977 and after final alteration and approval and adoption of said budget, that taxes be levied upon the real property of the village as required by the sum of funds in said budget. Budget hearing shall be at 7:30 P.M. on date above.

ADJOURN:

Mayor Davin adjourned the meeting at 8:45 P.M.

Theresa P. Otte, Clerk Treas

April 4, 1977

211

VILLAGE OF PALMYRA

ORGANIZATION MEETING

8:00 P.M.

April 4, 1977

Regular Board MeetingBoard of Trustees9:00 P.M.

Re-convene: The regular board meeting reconvened at 9:00 P.M.

Present: Mayor M. Katherine Davin, and Trustees Lloyd A. Green, William Reeves, Mary Lou Wilson, Gary VanBortel and Village Attorney, Laura Jane Poyzer.

BoyScout Request: Richard Pickett, Gates Street, and Scoutmaster for the Church of Latter Day Saints Boy Scouts, asked if they might have a village project to be done on April 20th, for 1½ hours, early evening beginning at 7:00 P.M. Mayor Davin suggested that they clean up the village park, ridding it of debris from the winter months. Clerk was asked to ask the cooperation of the highway department to place extra containers for placing of trash, which they, in turn, would remove on the following day.

Rigney Complaint John Rigney, Canandaigua Street, advised that every time he places his trash containers for pickup, the dogs overturn. Would like the village to try to enforce the dog ordinance. Trustee Reeves advised that if he knew the owner of the dog, he should come to the Police Department and file a formal complaint.

NYSE&G: Mayor Davin advised that the New York State Electric & Gas office on Main Street has a cellar door on the north side opening onto the newly completed parking lot which is unsightly. Mayor Davin suggested the clerk write to the Gas & Electric to ask their cooperation in either removing or repairing the door to be more in keeping with the updated area.

NYSE&G Cathodic Protect.: New York State Electric & Gas asked permission by letter to break the surface of Carroll Street near Hansen for the purpose of performing cathodic protection work. Motion by Trustee Reeves, 2nd by Trustee VanBortel and carried, to approve this request.

Police Report: On motion by Trustee Reeves, 2nd by Trustee Wilson and carried, the Police report as submitted by Chief Donald B. Henry for the month of March was accepted. Highlights of the report indicated 149 complaints investigated, with 15 each of accidents and assists to other departments, along with 4 each of arrests for Criminal Mischief, and 11 cited for illegal parking. Total fines and bail forfeitures amounted to \$135.00.

DePoint Letter: Mayor Davin asked the clerk to write to James I. DePoint, Esq., thanking him for his interest in submitting a letter to request the appointment for Village Attorney, but to advise him that Miss Laura Jane Poyzer, Esq. has been appointed to the post.

Letter to R. Culver: Trustee Mary Lou Wilson suggested that a letter be written to Retired Fire Chief Richard Culver, thanking him for his many years service as Fire Chief. Mayor Davin asked the clerk to write a letter in behalf of the Village Board.

Water Line: Trustee VanBortel advised that he had talked with Water Plant Operator, Hiram VanEtten, regarding the suggestion by Clyde Johnson, Hathaway Place that the water line on Hathaway Place be lowered to prevent freezing of the line in the winter months. Mr. VanEtten advised that he had conferred with our engineers and was advised that this has been an unusual winter with freezing scattered all over the village, no one particular spot. To lower just the Hathaway Street line would be prohibitive, monetary speaking. Clerk asked to so inform Mr. Johnson.

Water Supply: Trustee VanBortel suggested that a study be made of the availability of water ten years from now. He suggested that some plans should be formulated for a regional approach or some plan for expansion.

April 4, 1977

213

Co-wide Water Study: Clerk Otte commented that more than a year ago it was discussed that water would be available from Lake Ontario, a county-wide project, whereby it would undoubtedly be feasible for the Maple Avenue and Division Street District, now the "North Water District" to connect to this county line. As a result, the Village of Palmyra would have more water available for its use, no longer having to supply some two hundred customers north of the Canal.

Wat.Line Ease.: Clerk Otte further reminded the board that the Village of Palmyra does own the water line from Canandaigua Lake with easements that are fifteen feet wide. A parallel line or watchful repair of the present line may allow the village sufficient water.

Remove Fire Members: Fire Chief Harry White, advised that the following names should be removed from the roster of active members of the department: William Abbott, Ivan Beach, and John McPike. Members are removed in view of the fact they have not met the requirements of the department.

Dwntwn Improv.: Village Attorney Poyzer advised that Cliff Williams of the Wayne County Planning Board has prepared a tentative assessment and map for use in determining the assessments on the properties benefited by the parking, sidewalks, etc. in the Downtown Improvement project started last summer by the County. Attorney Poyzer advised that

Pub.Hrg. a MUST: the proposal appears to be logical. A public hearing would be required ten days after the notice is published in the newspaper.

J. Kaufman re: Conifer Hsng.: A letter received from James J. Kaufman, Esq., Newark, N.Y., in behalf of the Air Park on Division Street, indicated that the Air Park does not object to the construction of the Conifer Development Housing for Senior Citizens on Canal Street, as long as it does not interfere with FAA regulations.

Adjourn: Mayor Davin adjourned the meeting at 9:38 P.M.

Theresa P. Otte, Clerk Treas.

April 14, 1977

Board of Trustees

7:30 P.M.

Budget Hearing

Present: Mayor M. Katherine Davin, and Trustee William Reeves. Absent, Trustees Gary VanBortel, Mary Lou Wilson and Lloyd A. Green.

Proof of Mayor Davin read the notice of the public hearing on the budget Public.: and proof of such publication is so attached.

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

Geräldine A. Allen, 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:

April 8, 1977

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
PLEASE TAKE NOTICE: that a public hearing will be held on the 14th day of April, 1977 at 7:30 P.M. in the Trustees Room in the Village Hall relative to a tentative budget, a copy of which is available for viewing in the Village Clerk's Office of the Village Hall at 144 East Main Street, Palmyra, New York, and may be inspected by interested persons during the office hours of said village clerk, Monday through Friday, from 9:00 A.M. to 5:00 P.M.
Dated: April 5, 1977
BY ORDER OF THE
BOARD OF TRUSTEES OF
THE VILLAGE OF PALMYRA
Theresa P. Otte,
Clerk Treasurer
A.8 [569]

Foreman of the Publisher

Subscribed and sworn to before me

this.....day of..... 1977

Notary Public

MICHAEL N. DONOVAN

Fee: \$ 7.41

WAYNE COUNTY COMM. EXPIRES 3/30/78

#4632609

April 14, 1977

214

Citizens: Lou Ziegler, Cuyler Street; Richard Culver and Gene Spangenberg in behalf of the Fire Department. Reporter Paul Burkett.

Budget Discuss: Discussion of various areas in the budget. Mr. Ziegler questioned the Downtown Beautification relative to the merchants repayment. Treasurer Otte advised that the Village of Palmyra would borrow some \$70,000. in behalf of the merchants. In turn a proposed figure in the amount of \$4,200 interest and the principal payment of \$10,000. is to be noted in the expenditures by the village. In turn as income, known "Other Payments in Lieu of Taxes", the Village is anticipating the collection of \$14,200.00. A note would probably be written or drawn for 10 years, in behalf of the merchants, who would be billed during this time for each merchant's share. Treasurer Otte commented that the Village now has to appropriate some \$7,000.00 for Unemployment benefits. Previously a municipality did not have to participate in unemployment insurance. Beginning January 1, 1978, the Village will be liable. Treasurer Otte further advised that the Village Board decided to allocate \$15,000.00 of present Revenue Sharing Funds toward the reduction of taxes. Previously no funds from Revenue Sharing have been used to lower taxes.

Close Hearing: Mayor Davin advised if there was no further discussion, the hearing would be closed at 7:55 P.M.

Theresa P. Otte, Clerk Treasurer

April 18, 1977

Board of Trustees

7:00 P.M.

Public Hearing

Present: Mayor M. Katherine Davin, and Trustees Mary Lou Wilson, William Reeves. Absent, Trustees Gary VanBortel, Lloyd A. Green.

Subject: Revenue Sharing Funds: Proposed Use of \$22,180.00 to be allocated for a period between January 1, 1977 and September 30, 1977.

Citizens: One (1).

Comments: No comment by citizen. Board members suggested the installation of sidewalks plus repairs of same, repair of streets, together with blacktopping those in worse condition, replacement of trees between the sidewalk and curb, especially where many trees have been removed because of the Dutch Elm Disease.

Close Hearing: No further comments by the board of interested citizens, the hearing was closed at 7:20 P.M.

AFFIDAVIT OF PUBLICATION

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

Geraldine A. Allen, 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:

April 8, 1977

LEGAL NOTICE
PLEASE TAKE NOTICE: that a public hearing will be held on April 18, 1977 at 7:00 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 \$22,180.00 to be received by the Village of Palmyra for the period January 1, 1977 to September 30, 1977.

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 representing their interests, are asked to participate in suggesting uses for these funds.

Dated: April 4, 1977
BY ORDER OF THE
BOARD OF TRUSTEES OF
THE VILLAGE OF PALMYRA

Geraldine A. Allen
Foreman of the Publisher

Subscribed and sworn to before me

this 11 day of April 1977

Michael J. [Signature]
Notary Public

Minister

STATE OF NEW YORK :

: ss.

COUNTY OF WAYNE :

I, the undersigned Clerk of the Village of Palmyra, Wayne County, New York, DO HEREBY CERTIFY:

That I have compared the annexed copy of a resolution relative to placement of a building (house) on #388 Prospect Drive, with the original thereof on file in my office, and the same is a true and correct copy of the whole of said original;

That said original was filed in my office on the 18th day of April, 1977.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Village this 20th day of April, 1977.

Robert C. Otte
Village Clerk

S
E
A
L

The following resolution was proposed by Trustee Reeves, 2nd by Trustee Wilson:

WHEREAS, the property at #388 Prospect Drive, formerly the Estate of Preston Cochran, now in the name of Carol Lee Trowbridge, which is bounded on the north by Prospect Drive; south by Sexton Park, property of the Village of Palmyra; east by Lindstrom; and west by Sexton Park, with a frontage on Prospect Drive of some sixty-five (65) feet, plus or minus, and,

WHEREAS, the building or house on property at #388 Prospect Drive is placed on an angle to face the northwest rather than directly north, and,

WHEREAS, the northwest corner of the house (building) is only approximately three (3) feet from the east property line of Sexton Park, property of the Village of Palmyra, while the southwest corner of the house (building) is approximately eight (8) feet from the east boundary line of Sexton Park, and, WHEREAS, the present owner, Carol Lee Trowbridge, is desirous of receiving the assurance from the owners of Sexton Park, the Village of Palmyra, that the northwest corner of the lot some three (3) feet from the east boundary of Sexton Park, will in no way now or at any future time be cause of a dispute or disagreement,

BE IT RESOLVED THAT, the owners of Sexton Park, the Village of Palmyra, acknowledge the closeness of the house (building) some three (3) feet from the northwest corner of the property, which was placed in this position some eighty (80) years ago, and,

BE IT FURTHER RESOLVED THAT, this resolution shall be spread on the minutes of the regular meeting of the Board of Trustees of the Village of Palmyra on April 18, 1977.

Regular Board Meeting

Board of Trustees

7:30 P.M.

Present: Mayor M. Katherine Davin, and Trustees Mary Lou Wilson, William Reeves, Lloyd A. Green, Gary VanBortel, Village Attorney, Laura Jane Poyzer.

2 Min.

Silence: Mayor Davin opened the meeting with a two minute silence.

Minutes: Motion by Trustee Wilson, 2nd by Trustee Reeves and carried, the minutes of the April 4, 1977 meeting were accepted.
On motion by Trustee Reeves, 2nd by Trustee Green and carried, the minutes of the Budget Public Hearing were accepted.

Vouchers: Motion by Trustee Reeves, 2nd by Trustee Wilson and carried, the vouchers in the amount of \$72,190.91 were approved for payment, and treasurer authorized to issue checks in this amount.

Adopt Budget: On motion by Trustee Reeves, 2nd by Trustee Wilson and carried, the Village Budget for the fiscal year 6/1/77-5/31/78 in the amount of \$345,000.00 to be raised by taxation based on the assessment of \$18,803,871 would levy a tax rate of \$18.35 per thousand.
Unanimously approved.

P. Rubery re: 388 Prospect Drive: Paul Rubery, Esq., attorney for Frederick Trowbridge and his wife, Carol, asked the board for a resolution relative to the property owned by Carol Trowbridge, formerly Estate of Preston Cochran at #388 Prospect Drive, which is located on the south side of Prospect on the incline side of Prospect Hill, owned by the Village of Palmyra. Position of house faces north-westerly with the northwest corner of the house barely three (3) feet from the boundary line of Prospect Park or Hill.
The attached resolution indicates that the Village of Palmyra will not dispute the boundary lines at any future date.
Resolution approved.

2/

All board member being present the vote was as follows:

Trustee Van Bortel	Aye
Trustee Green	Aye
Trustee Wilson	Aye
Trustee Reeves	Aye

The resolution was unanimously approved.

April 18, 1977Lease
w/Fair
Assoc.:

Mayor Davin advised that she had attended the board meeting of the Wayne County or Palmyra Agricultural Fair Society at which time the matter of a lease agreement between the Village of Palmyra and the Fair Association for the construction of a building to be known as a Community Center on property of the Fair Association, was discussed. Mayor Davin indicated that the Fair Association Board would approve of a lease.

Johnson
Letter:

Trustee VanBortel advised that Clerk Otte had written a letter to Clyde Johnson, Hathaway Place, relative to the water line. Johnson, Trustee VanBortel advised, called to say that the letter did not indicate what he proposed. Johnson informed Trustee VanBortel that he was interested in having only the area from the curb box to the village main lowered and he in turn would lower his line. Trustee VanBortel indicated that he would delve into the matter further.

Envir.
Review:

THE WAYNE COUNTY BOARD OF SUPERVISORS have prepared a Local Law relative to preserving the quality of the environment in the County of Wayne. Article 14 indicated that unless a local agency had previously, before the public hearing of the county and final adoption of said local law, approved of its own local law relative to environment, that local agency, municipality, would automatically fall under the jurisdiction of the county. Public Hearing for County is scheduled for April 21, 1977 at 2:00 P.M.

Tn. of
Pal. Wat.
Inspect.:

Letter received from the Town of Palmyra advised that Harold Kruger has been appointed by the Town of Palmyra as custodian of the water transmission lines in the four town districts.

L.Ziegler
Apprec.
Letter:

Louis Ziegler informed the board by letter that he wished to inform the board that through the quick cooperation and help of Hiram VanEtten, a disastrous flooding problem in their home was averted when the washing machine would not shut off. Village Clerk's office was called which in turn called Mr. Van Etten, who personally went to Ziegler's home to turn the water off.

K.Wood-
ward
re:
Storm
Drains:

Kenneth Woodward, Consulting Engineers, Webster, New York, N.Y. discussed with the board the storm sewer problems, especially in the vicinity of East Jackson, Prospect Drive and Fayette Street area. Mr. Woodward advised that he would send copies of his recommendations within the next two weeks. He commented that the drainage facilities have just been added to during the years and the problems have increased or built up due to the construction of houses, paving of the street, sanitary sewer installation. He advised that he and Ray Smith had gone over the area but would like to have an opportunity to meet personally with the people who live in the area and who have been experiencing the actual problems.

Three reasons are apparent: (1) Rate of runoff: - As streets have been improved and buildings built, curbs, new driveways, parking facilities - - all have caused an added volume of water. (2) Some of the flooding is due to the clogging of inlets, roots, leaves, etc. Most of the storm sewers are very old. Just grew up, like Topsy, and do not have the carrying capacity. (3) Condition of Spring Brook has cut down the volume of water, due to the vegetation on the sides.

The ends at the low point - south of Jackson & Fayette - - a 15" storm sewer runs 500 feet before it drops into Spring Brook. The lower floor elevation of the newest house in this area is only two and one half (2½) feet above Spring Brook.

Recommend: How to Improve: -

- (1) Rebuild several inlets so they are lower in relation to the pavement surface. Use gratings with wider openings of Fabricated Metal.
 - (2) Installation of two small storm sewers which would discharge into the Creek rather than onto the street. This would mean obtaining easements from property owners on Fayette Street on the east side south of Prospect Drive and north of Walker Street.
 - (3) Cuyler Street and East Jackson Street Area. Village crews could do this if the board should so decide.
- Fayette Street area some \$4,500. and for Cuyler and East Jackson the cost would be \$9,000.00, if this were contracted out.

Cost:

Storm Drains (Cont'd) The complete solution would involve substantial expenditures. Mr. Woodward felt that the first project should be the grade of the culvert together with the widening of Spring Brook. He advised that the culvert should be wider in relation to the height and should be self-cleaning.

Major Constr.: Mayor Davin asked if it would be necessary to do the above major construction if new culverts were built, to which Mr. Woodward replied, "Yes".
Eventual cost, he added would be some \$100,000 to \$200,000. for an overall replacement of culverts. It might be possible to obtain a Federal Grant. In any event, it would be necessary to have preliminary plans, which would be established. Raymond Smith, Highway Foreman, interjected that the drain is barely a foot deep now.
Board thanked Mr. Woodward and Ray Smith for their comments.

Gas & Elec.: On motion by Trustee VanBortel, 2nd by Trustee Green and carried, the New York State Electric & Gas Corp. was given permission to break the surface of Washington Street in two areas for the purpose of performing Cathodic Protection work on the gas facilities.

Water Tank: Hiram VanEtten submitted a card from N. Dennis Means, P.E. in Webster who had informed Mr. VanEtten previously that it would be possible to obtain 100% funding for the construction of an extra pre-stressed concrete water tank for storing of filtered water. Clerk asked to write him for further details.

Village Barn: Board discussed possible means of offering a bid on a vacant warehouse for use of village barns. Building is located in the Town of Palmyra but adjacent to the Garlock Factory. Board felt a purchase offer might be in order.

Beautif. Project: Cliff Williams, Wayne County Planning Board, talked with the board relative to possible means of assessing the merchants for their share of the beautification project. The amount of the merchants share is some \$70,000. It would be possible for each merchant to make a single payment or by a ten year financing method. Mr. Williams suggested that 90% could be based on assessment and 10% could be based on lot size. Attorney Poyzer explained the formula devised. The board must decide how the \$70,000. is to be allocated. Mr. Williams advised that the cost of the storm drain came to \$62,300, the lights, \$5,700, which totals some \$68,000. Each merchant could be assessed \$7.91/M - - - the 10% balance would be \$1.15/M. General discussion followed relative to various assessments and a better way of equalizing the cost to each merchant.

Legal: Affidavit of Publication of Filing of Assessment Roll is attached, as of 4/1/77.

AFFIDAVIT OF PUBLICATION

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

Geraldine A. Allen, 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:

LEGAL NOTICE
NOTICE OF COMPLETION OF
VILLAGE ASSESSMENT ROLL
FOR THE INCORPORATED

April 18, 1977

J. Foley, Esq. Ltr. re: Dogs: A letter addressed to the Village Board relative to the Trapping of Dogs was read by Mayor Davin. Letter indicated that his client would like to retrieve the monies he had paid for the "pick-up" of his dog. Discussion by board revealed that board felt justified in upholding the Local Law as drawn and a part of the Local Laws of the Village of Palmyra.

Resol.:

The following resolution was proposed by Trustee Wilson, 2nd by Trustee VanBortel:

WHEREAS, the Village of Palmyra has received a letter from James F. Foley, Esq., written in behalf of his client, Mrs. James Firestine, of 122 East Charlotte Avenue, Palmyra, N.Y., and,

WHEREAS, such client feels that she has been unjustly fined and such fines for the pick-up of her dog which was trapped in a Village authorized trap, should be returned, and,

WHEREAS, Mr. Foley indicated that if necessary they would proceed with any court action,

BE IT RESOLVED THAT, Miss Laura Jane Poyzer, Village Attorney, shall be retained as counsel for the Village of Palmyra in accordance with Section 20-2006 of the Village Law to prosecute the violation of the dog ordinance, and,

BE IT FURTHER RESOLVED THAT, Miss Laura Jane Poyzer, may submit a bill to the Village of Palmyra for time, labor, telephone charges or any expenditures involved by her for the prosecution of this case.

Vote:

Unanimously approved.

Adjourn: Mayor Davin adjourned the meeting at 11:00 P.M.

Theresa P. Otte, Clerk Treasurer

* * * * *

May 2, 1977

Regular Board Meeting

Board of Trustees

7:30 P.M.

Present: Mayor M. Katherine Davin, and Trustees Lloyd A. Green, Mary Lou Wilson, William Reeves, Village Attorney, Laura Jane Poyzer.
Absent: Trustee Gary VanBortel.

2 Min.

Silence: Mayor Davin opened the meeting with a two minute silence.

Vouchers: Motion by Trustee Wilson, 2nd by Trustee Reeves and carried, to authorize the treasurer to issue checks in the amount of \$2,735.19, for vouchers presented for payment.

Minutes: Motion by Trustee Green, 2nd by Trustee Wilson and carried, to accept the minutes of the previous meeting 4/18/78.

Amend:

The following resolution was proposed by Trustee Wilson, 2nd by Trustee Green and carried:

Rev.

Shar.

Hearing:

WHEREAS, a public hearing was held on 4/18/77 to ascertain the desires of the public for the allocation and expenditure of Revenue Sharing Funds to be received from January 1, 1977 through September 30, 1977, and,

WHEREAS, following the hearing the board suggested that funds might be used for a radio for the Police Dept. to up-date the system now in use as well as allocating funds for the purpose of assisting the Community Center Project of a new building with the hook-up of sewer and water,

BE IT RESOLVED THAT, funds shall be allocated for the purchase of police radio and to assist with the utility hook-up of water and sewer for the proposed Community Center to be located on land to be leased by the Village of Palmyra, but owned by the Palmyra Agricultural Society.

HUD

Funds

Denied:

The Office of Housing & Urban Development has advised Mayor Davin by letter as of 4/26/77 that the \$300,000. requested has been denied.

Kruger & Shulters Letter:

Mayor Davin read a letter received from Harold Kruger and David Shulters, assistants to Hiram VanEtten in the Water & Sewer Departments, which advised that the notation in their file should be withdrawn relative to the incident at which time they were seen carrying alcoholic beverages to the village truck, on the grounds that the Supervisor uses the refrigerator in the Water Plant to store his "guest beverages". Board denied

Kruger & Shulters request and asked clerk to write a letter to both men advising them of the decision of the board.

Letter
(Cont'd.):

Steel Flag Pole: Mayor Davin advised that there is a picture of the Steel Flag Pole with the Flag flying taken last summer by the National Geographic Magazine and is in the May, 1977 issue with a full color spread.

Audit of Rev. Shar. Funds: On motion by Trustee Green, 2nd by Trustee Reeves and carried, the official report of the Audit of the Village of Palmyra Revenue Sharing Funds was audited and accepted by the Board of Trustees. Official audit was made by the Department of Audit & Control of the State of New York, under the surveillance of Michael Codega and Daniel Verzillo.

Wayne Trans. System: Mayor Davin advised that the Wayne County Transportation System began as of May 2, 1977 with regularly scheduled bus trips between villages in the County of Wayne.

Scribner Request: A letter was received from Harold Scribner, at 445 Stafford Street, who requested that some thought be given to the possibility of installing some type of storm sewer to prevent the flooding of thawing snow and heavy rains that recess onto the property where his trailer is placed at 445 Stafford. Bruce Wideman, Zoning Officer, advised that he would be glad to check on the matter immediately. Wideman returned to the meeting shortly to advise that in his opinion it would cost about \$2,000. to install a storm sewer which would have to be attached across the street on the east side. In addition, it would be necessary to obtain an easement from the owner of the property, Harvey Rodgers, on which Scribner has placed his trailer.

Test Borings: Trustee Wilson commented that the Fire Department is pleased to report that the test borings for the placement of the proposed Firehouse proved to be good.

Lease Agree.: Village Attorney Poyzer advised that the proposed lease between the Village of Palmyra and the Palmyra Agricultural Society for the use of land by the Community Center for a proposed community center building, was satisfactory with the exception that she would recommend that wording be added "that it appeared to be in the best interest of the Village" along with the wording that "the Village of Palmyra would authorize the Mayor of the Village of Palmyra" to sign the lease agreement in behalf of the Community Center. Board agreed that these changes should be inserted.

Beauti- fication Project: Mayor Davin commented that a public hearing must be held relative to the actual amount of assessment to be imposed on each merchant who will benefit from the Beautification Project. Village Attorney Poyzer advised that ten (10) days must elapse before a hearing can be held after it has been published. A map and plan must be filed with the clerk before it will be permissible to send the letters registered mail advising the merchant of the hearing. At least thirteen (13) days should be allowed for sending out the letters and so notifying each merchant.

Police Report: Motion by Trustee Reeves, 2nd by Trustee Wilson and carried, to accept the Police Report for the month of April, 1977. Highlights of the report indicated: 165 complaints investigated, together with 14 accidents, along with 9 apprehended for Criminal Mischief with 6 apprehended for speeding and 44 for illegal parking. Total fines and bail forfeitures amounted to \$255.00.

Dog Fines: Village Attorney Poyzer revealed that she had discussed the matter of fines for apprehension of dogs with John Galligan, New York State Conference of Mayors. Mr. Galligan indicated that the Village should have a reasonable fee to cover, such as mileage of the dog warden, liability insurance, time involved for pick-up and feeding or any other reasonable related cost. Discussion by the board of adopting the town ordinance and the exact meaning of the Agriculture and Markets Law.

May 2, 1977

Dog Problems: Village Attorney Poyzer advised that another complaint had been filed property by Ralph Ingold against John Lantier, 217 Fayette Street, relative to a dog problem.

Fire Dept. Members: On the recommendation of the Board of Fire Commissioners, the following names are submitted.
On motion by Trustee Wilson, 2nd by Trustee Green and carried, the following will be accepted in the Palmyra Fire Department pending the completion of the fire training program:

1. Jane B. VanManen, 250 Johnson St.
2. Roy L. Milliman, 407 Canal St.
3. Thos. R. Wiedrick, 220 Walker St.
4. John H. Bruening, 215 Vienna St.
5. Leon L. Langdon, 201 Park Drive

Water Plant Inspec.: Mayor Davin advised that she had received a letter from the N.Y.S. Dept. of Health advising that an inspection of the plant will be taken on May 23, 1977 at 9:30 A.M. Preliminary information needed by Mr. Rudio, Asst. Sanitary Engineer, will be completed by Hiram VanEtten, operator of the Water Treatment Plant.

N.Y.S. E.&G. Request: New York State Electric & Gas Corporation has requested permission to break the surface of Brookside Terrace and Walker Street at specific spots for the purpose of replacing gas mains. Motion by Trustee Wilson, 2nd by Trustee Green and carried, request granted.

Jr. Achiev. Group: Michael Rosenbauer, 215 Fayette, advised that he and a group of young men, known as the Junior Achievement Group, and sponsored by Garlock, Inc., would like to have permission to sell on Monday, Tuesday and Wednesday, small stools, trouble lights and thermometers in front of the Village Park between the sidewalk and curb.
On motion by Trustee Green, 2nd by Trustee Wilson and carried, permission granted.

Unification Ch. Request: Clerk advised a letter was received from David Payer, Director of the Unification Church in Lancaster, N.Y., which has asked permission to solicit funds from residents of the Community. Clerk was advised to deny permission on the grounds of a permit which indicated that the consensus of opinion seemed to be that such an act might affect the morals of the residents. This is in accordance with "Licensing or Permits" of the Village Code, Section #11-5.

NYSE&G Ease.: The following resolution was proposed by Trustee Green, 2nd by Trustee Wilson:
WHEREAS, the New York State Electric & Gas Corporation, Geneva, New York, 14456, has requested an easement to install guying facilities about 40 feet easterly from the center of 140 William Street, property of the Village of Palmyra, and about 10 feet northerly from the southerly property line, such property being owned by Miller's Restaurant,
BE IT RESOLVED THAT, the Village of Palmyra shall grant the easement.
Vote:

Unanimously approved.

NYSE&G Ease.: The following resolution was proposed by Trustee Green, 2nd by Trustee Reeves:
WHEREAS, the New York State Electric & Gas Corporation, Geneva, New York, 14456, has requested an easement and right of way on property of the Village of Palmyra, known as the Village Park on East Main Street, between the property of Iati, 123 East Main Street, and the Park & Club Bldg., property of the Village of Palmyra at 149 East Main Street, for the purpose of extending lines from a northwesterly point from Iati, southerly to connect with the southerly west corner of the land of Michael Colacino, which is the eastern boundary of the Village Park,
BE IT RESOLVED THAT, the easement shall be granted.
Vote:

Unanimously approved.

Property Owner	Address	Tenant	Code No.	Water	WA Pen.	MR	Sewer	SE Pen.	TOTAL	MAJ. NO.
Charles DeMityr 280 Howell St. Palmyra, NY	280 Howell St.		52-280				38.28	3.83	42.11	<u>33111-13-019448</u>
Gary N. Alger 237 Birdsall Pkwy. Palmyra, N.Y.	237 Birdsall Pkwy.		29-237	10.10	1.09	.75	21.00	2.10	35.04	<u>32111-11-527529</u>
William D. Herman RD 1 Palmyra, NY	318 Fayette St.	R.Simpson	46-318-2	4.50	.45				4.95	<u>32111-15-725489</u>
				395.50	41.74	21.00	1,213.32	121.36	1,792.92	

WATER	395.50
WATER PENALTY	41.74
METER RENT	21.00
SEWER RENT	1,213.32
SEWER PENALTY	<u>121.36</u>
	1,792.92

VILLAGE OF PALMYRA

UNPAID WATER & SEWER BILLS TO TAXES -- JUNE 1, 1977

Property Owner	Address	Tenant	Code No.	Water	WA Pen.	MR	Sewer	SE Pen.	TOTAL	MAJ. NO.
James Everett Outlet Road Shortsville, NY	417 E. Main	Raymond Murray	1-417	30.00	3.08	.75	42.00	4.20	80.03	<u>32111-12-771701</u>
Nora March 433 E. Main Palmyra, NY	433 E. Main		1-433	12.05	1.28	.75	21.00	2.10	37.18	<u>32111-12-791699</u>
Hinkley % Shell Oil Box 14 Newark, NY	519 E. Main	Doug Parkison	1-519	9.45	1.02	.75			11.22	<u>32111-12-861695</u>
Hinkley % Shell Oil Box 14 Newark, NY	519 E. Main	Doug Parkison	1-519-1				21.00	2.10	23.10	<u>12-861695</u> <u>32111-11-57</u>
Donald Roe Fallbrook Pk. Canandaigua, NY	208 E. Main	P.Frederickson	2-208-3	17.00	1.75	.50			19.25	<u>32111-11-679681</u>
XXXXXXXX Andrew Calabrese E. Main St. Palmyra, NY	628 E. Main		2-628	10.75	1.13	.50			12.38	<u>33111-09-025588-1</u>
Thomas Rifenberg 371 W. Main St. Palmyra, NY	371 W. Main	(Dec.) (Mar.)	3-371 3-371	4.00 7.50	.48 .83	.75 .75	42.00 42.00	4.20 4.20	51.43 55.28	<u>32111-10-397705</u> <u>32111-10-397705</u>
Elden Elliott 147 Stafford St. Palmyra, NY	145 Stafford	Chas. Steehler	13-145	5.25	.53				5.78	<u>32111-10-364629</u>
Albert Dennie 425 Stafford St. Palmyra, NY	425 Stafford		13-425	9.45	1.00	.50	21.00	2.10	34.05	<u>32111-14-370485</u>
Paul H. Bartlett 241 Vienna St. Palmyra, NY	241 Vienna		17-241	18.20	1.90	.75	21.00	2.10	43.95	<u>32111-12-895631</u>

PAGE 221 1/2

UNPAID WATER & SEWER TO TAXES

VILLAGE OF PALMYRA

Page 2

Property Owner	Address	Tenant	Code No.	Water	WA Pen.	MR	Sewer	SE Pen.	TOTAL	MAJ. NO.
Michael Day 267 Vienna St. Palmyra, NY	267 Vienna St.		17-267	21.50	2.23	.75	21.00	2.10	47.58	<u>32111-12-921616</u>
Ray Packard 135 Kittering Rd. Macedon, NY	527 Vienna St.	R.Giles	17-527	4.00	.48	.75	21.00	2.10	28.33	<u>33111-09-103568</u>
Dermott Quinn 204 W. Jackson Palmyra, NY	204 W. Jackson		24-204	15.20	1.52		21.00	2.10	39.82	<u>32111-11-533590</u>
Joseph Ioele 335 Canandaigua St. Palmyra, NY	154 Tremont St.	S.Weber	25-154	30.00	3.08	.75	21.00	2.10	56.93	<u>32111-10-441615</u>
Douglas Wilson 218 Canandaigua St. Palmyra, NY	220 Canandaigua	W.Leitch	36-218-2	13.35	1.41	.75			15.51	<u>32111-11-628571</u>
James R. Hickey Post % Donald Halsey 10 Vienna St. Palmyra, NY	128 Cuyler St.		44-128	27.00	2.78	.75	31.50	3.15	65.18	<u>32111-11-682644</u>
Nelson B. Leenhouts % Francis G. Rauber 133 Fayette St. Palmyra, NY	133 Fayette St.		45-133	18.80	1.96	.75	21.00	2.10	44.61	<u>32111-11-706652</u>
William Abbott 150 Fayette St. Palmyra, NY	150 Fayette St.		46-150	8.15	.89	.75	21.00	2.10	32.89	<u>32111-11-728624</u>
Ralph Ingold 230 Fayette St. Palmyra, NY	230 Fayette St.		46-230	20.00	2.08	.75	21.00	2.10	45.93	<u>32111-11-723559</u>
Ida Ferentz 60 Waterford Way Fairport, NY	244 Fayette St.	R. Dennie	46-244	23.00	2.38	.75			26.13	<u>32111-11-723539</u>

Property Owner	Address	Tenant	Code No.	Water	WA Pen.	MR	Sewer	SE Pen.	TOTAL	MAJ. NO.
Ida Ferentz 60 Waterford Way Fairport, NY	244 Fayette St.	R.Dennie	46-244-1				21.00	2.10	23.10	<u>32111-11-723539</u>
Robert Shaffer Johnson Road Palmyra, NY	Johnson Road		47-5	13.35	1.41	.75	21.00	2.10	38.61	<u>32111-16-882359</u>
Edwin Nichols 363 Johnson St. Palmyra, NY	363 Johnson St.		47-363	14.60	1.54	.75	21.00	2.10	39.99	<u>32111-16-853422</u>
Larry White Howell St. Ext. Palmyra, NY	Howell St. Ext.	R.Littlejohn	52-288	18.80	1.96	.75			21.51	<u>33111-13-020381</u>
Mary Fiero Howell St. Palmyra, NY	Howell St.		52-4	25.50	2.63	.75	21.00	2.10	51.98	<u>32111-16-996382</u>
Mrs. Ramsey Palmyra, NY	320 Railroad Ave.	Eco Systems	88-320 68-320	4.00	.45	.50			4.95	<u>33111-05-017783</u>
Leonard V. Ehler 317 E. Main St. Palmyra, NY	317 E. Main St.		1-321		.20	2.00	123.48	12.35	138.03	<u>32111-11-729708</u>
Anna Curtis Est. 421 E. Main St. Palmyra, NY	421 E. Main St.		1-421				138.24	13.82	152.06	<u>32111-12-775700</u>
Thomas Natcias 610 Hazlewood Terr. Rochester, NY	600 E. Main St.		2-600		.20	2.00	61.74	6.19	70.13	<u>32111-12-895650.1</u>
Patricia VanBortel Burnham Heights Palmyra, NY	Burnham Hts.		6-103				281.52	28.16	309.68	<u>32111-10-296692</u>
Georganna Zani 75 Honeysuckle Terrace Fairport, NY	W. Jackson St.		23-323-3				76.56	7.66	84.22	<u>32111-10-453623</u>

Dog Problems

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

WHEREAS, Village Attorney Laura Jane Poyzer has advised that she has been notified that Ralph Ingold, Fayette Street, has filed a complaint against John Lantier, Fayette Street, all in accord with proper procedure relative to the Dog Ordinance adopted by the Village of Palmyra, and,

WHEREAS, it would appear that a court proceeding is imminent, BE IT RESOLVED THAT, Miss Laura Jane Poyzer, Village Attorney, shall be retained as counsel for the Village of Palmyra in accordance with Section 20-2006 of the Village Law to prosecute the violation of the dog ordinance, and,

BE IT FURTHER RESOLVED THAT, Miss Laura Jane Poyzer, may submit a bill to the Village of Palmyra for time, labor, telephone, charges or any expenditures involved by her for the prosecution of this case.

Vote:

Trustee Green	Aye	Trustee Wilson	Aye
Trustee Reeves	Naye	Trustee VanBortel	Absent
Mayor Davin	Aye		

Resolution adopted.

Unpd. Water & Sew. Bills Plus Other Unpds.

The following resolution was offered by Trustee Green, 2nd by Trustee Wilson:

WHEREAS, in accordance with State Village Law, Sections 11-1116, delinquent water rents plus accrued penalties and Section 11-1118, delinquent sewer rents, plus accrued penalties as of 4/30/77, together with any other unpaid assessments in accordance with Sec. 5-518, shall be added to Village Taxes so levied as of 6/1/77.

Unanimously approved.

May 2, 1977Adjourn: Mayor Davin adjourned the meeting at 9:17 P.M.

Theresa P. Otte, Clerk Treas.

* * * * *

May 16, 1977Regular Board MeetingBoard of Trustees7:30 P.M.Present: Mayor M. Katherine Davin, and Trustees Mary Lou Wilson, William Reeves, Village Attorney, Laura Jane Poyzer. Absent, Trustees Lloyd A. Green, and Gary VanBortel.2 Min.Silence: Mayor Davin opened the meeting with a moment of silence.Vouchers: Motion by Trustee Reeves, 2nd by Trustee Wilson, to authorize payment of the vouchers as presented in the amount of \$115,125.91.Minutes: Village Attorney advised that omission in the previous minutes was noted relative to engaging the services of Miss Laura Jane Poyzer, Esq., to prosecute the violation of the "Open Container Law" of the Village of Palmyra. On motion by Trustee Wilson, 2nd by Trustee Reeves and carried, the minutes of the previous meeting were approved with the following amendment:Open Con. Law Challenge WHEREAS, Police Officer F. Trowbridge, has charged a person with violation of the Village of Palmyra Open Container Law, and, WHEREAS, it is apropos that the Village Attorney, Miss Laura Jane Poyzer, has consented to prosecute the case, BE IT RESOLVED THAT, any monetary charges incurred by Miss Poyzer, together with any field work or court appearances shall be paid by the Village of Palmyra, apart from the salary received by Miss Poyzer, as Attorney for the Village of Palmyra.B.D. Riggs Reduce Sewer: The following resolution was proposed by Trustee Wilson, 2nd by Trustee Reeves and carried: WHEREAS, Mrs. Bruce D. Riggs, 223 West Main Street, has advised by letter that the former "Gables Nursing Home", 223 West Main Street, is now a private residence with two families, and, WHEREAS, as the Gables Nursing Home, a sewer tax of (3) units was levied, BE IT RESOLVED THAT, the sewer tax may be lowered to two (2) units, beginning with the June 1, 1977 bill.Cemetery Dept.: Trustee Reeves advised that the generator recently repaired for the cemetery use, was accidentally burned up. A new one will cost some \$250.00. To repair old one again would be \$150.00 plus. Trustee Reeves advised that he feels a new one should be purchased.E.D.A. Funds: Mayor Davin advised that Robert Peterson, Chairman of the Wayne County Planning Board has advised that all applications submitted last year for E.D.A. Funds, have now been put back on the active file. Mr. Peterson indicated that we should obtain some help for the construction of the proposed Firehouse building.Vienna St. Pkng.: Trustee Reeves was asked by Mayor Davin to check on the possibility of having one-side of the street parking, in the vicinity of Prospect Drive, Mill and Johnson Street. Congestion of parked cars, she commented, does not allow for ample vision or easy flow of traffic.Police Justice: Mayor Davin advised that she has not been able to interest anyone for the position of ACTING POLICE JUSTICE to discharge the duties of the elected Police Justice when he is unable to be present. Mayor Davin commented that the clerk has received a letter from the New York State Judicial System advising that an appointment should be made.Garden Club: Mayor Davin commented that a letter should be written to the Garden Club to thank them for the planting of two (2) trees in the Village Park.

- Hist. Soc.: Mayor Davin advised that the Palmyra Historic Society will be having a special dinner at which time, Mrs. Jackie O'Connell will retire as President of the Historical Society. On motion by Trustee Reeves, 2nd by Trustee Wilson and carried, clerk instructed to prepare a citation with Village Seal reciting accomplishments of Mrs. O'Connell as President of the group.
- Tn.App. for Park Fed. Grant: Mayor Davin asked clerk to file a copy of the application for a Federal Grant drawn by the Town of Palmyra for possible funds to repair, including paving, landscaping, etc. of the area which would surround the proposed Community Center site in the vicinity of West Foster and Stafford Streets.
- For Sale Former Fun. Home: Mayor Davin advised that a letter had been received from Mrs. Eva Mate, wife of Sherwood W. Mate, former funeral director, who commented that the property at 122 Cuyler Street was for sale at a price of \$50,000. Board agreed that Village was not in a position to negotiate for the piece of property and letter should be written to Mrs. Mate to thank her for her offer.
- Steel Flag Pole: Mayor Davin informed the board that she had received a letter from a Mr. Theodore, Jr., who in 1968 had urged that the American Flag be flown 24 hrs. per day. Mr. Theodore complimented the Village of Palmyra for its flagpole and the picture in particular, in the National Geographic Magazine, May, 1977 issue.
- P. Rubery Letter: Mayor Davin commented that she had received a letter from Paul Rubery, Esq., inquiring if it would be possible for the Catholic Church to obtain permission to sponsor "Games of Chance" on their "Monte Carlo" night in the month of June. Board agreed to put the matter under advisement.
- Re-nbr. System: Mayor Davin commented that the Postmaster of the Palmyra Office had recently called to advise that he could see no problem in the re-numbering system in the Town of Palmyra, but was not aware that the Village of Palmyra would be involved. This, he added, could pose a problem.
- Cable T.V.: Mayor Davin informed the Board that she had received a letter from Information Transfer which indicated that they had made application to the New York State Commission on Cable T.V. for rate increases.
- State Aid: Mayor Davin informed the board that she had received a communication from Assemblyman James Hurley who advised that the State Aid revision is now increased so that we can expect to receive some \$44,459.00 as opposed to \$41,245.00.
- Storm Sewer: Kenneth Woodward, Woodward Associates, Webster, N.Y., conferred with the board relative to storm sewer problems in the vicinity of Fayette, Prospect Drive, and East Jackson Street. Letters had been sent to ten residents in the immediate vicinity but only Mrs. Lucille Clark, 226 Fayette Street, appeared to express her views on the matter.
- Mrs. Clark: Mrs. Clark advised that since the apartments have been built, her backyard fills with water, during and after a rain. Her sump pump in the basement runs constantly. When the developer built the buildings, the creek, she continued, was re-routed.
- Tr.Reeves: Trustee Reeves, who resides at 220 Fayette Street, interjected that the grating must be kept clean. As soon as village crews remove the debris, during a heavy rain, the watersubside by flowing down the creek.
- K.Woodward: Mr. Woodward informed the board that the elevation of Jackson Street is only one (1) foot higher than the creek bed. He commented that he would like to look closer at the trash grates to ascertain if it would be possible to build the grates in such a fashion to allow the water to flow more readily but contain the brush, boards, sticks, leaves that seem to accumulate.
- National Register: Mayor Davin advised that she had received a letter which indicated that funds are available for property that is listed in the National Register. Mayor Davin indicated that she had tried to contact Robert Pollak, owner of property at 309 and 327 East Main Street to ascertain if it might be possible for him to obtain funds for repair, etc.

May 16, 1977Prospect Park:

Mayor Davin revealed that it might be possible to obtain federal funds for landscaping purposes of the P. T. Sexton or Prospect Hill Park. Applications must be submitted by January, 1978.

Compul. Arbitra:

Mayor Davin read a letter that she had received from the Conference of Mayors which urged that letters be sent to the Governor, Senator W. Anderson, Assemblyman S. Steingut, and to our own local representatives, Assemblyman Jas. Hurley, and Senator F. Warder. Motion by Trustee Reeves, 2nd by Trustee Wilson and carried, to send letters to these representatives to urge defeat of this bill.

Aqueduct Flag:

Mayor Davin displayed the flag that was made by George Larsson which depicts the Aqueduct. Flag measured about 3 x 5 feet. Board agreed he had done a fine job.

Beaut. Project:

Mayor Davin commented that she had talked with Cliff Williams, Wayne County Planning Board official, relative to the assessment of the merchants for their share of the Beautification Project. He has indicated that some \$63,000. will be their share. He indicated that it would not be possible to remove the Bowling Alley on Cuyler Street from the assessment.

Chg. Next Brg. Mtg. Night:

The following resolution was proposed by Trustee Reeves, 2nd by Trustee Wilson:
WHEREAS, the regular meeting of the Board of Trustees would be June 6, 1977, at 7:30 P.M., in the Trustees Room, in accordance with the dates of meeting set at the annual organization meeting on April 4, 1977, and,
WHEREAS, Mayor M. Katherine Davin, Trustee Mary Lou Wilson, and Trustee Gary VanBortel, as well as Village Attorney, Laura Jane Poyzer, have registered for the annual Conference of Mayors meeting at Grossingers, on June 5th through June 9, 1977,
BE IT RESOLVED THAT, in place of the June 6, 1977 meeting, the Board of Trustees of the Village of Palmyra shall meet on May 31, 1977, Tuesday, at 7:30 P.M., in the Trustees Room of the Village Hall.

Vote:

Unanimously approved.

Withdraw from Cap. Res. Water:

The following resolution was proposed by Trustee Wilson, 2nd by Trustee Reeves:
WHEREAS, Treasurer, Theresa P. Otte, has advised that the Change Orders for the Filter Plant Renovation amounted to some \$20,435.72, and,
WHEREAS, funds had been withdrawn from the Capital Reserve Water to cover the expenditures of the bid, in the amount of \$125,860.00, such funds withdrawn in the amount of \$127,000.
BE IT RESOLVED THAT, the Treasurer, Theresa P. Otte, shall be instructed to withdraw the amount of \$22,000.00 to cover any change orders and other items incidental to the renovation of the plant.

Vote:

Unanimously approved.

Fire-house:

Trustee Wilson advised that it would appear that a survey should be done by Harnish & Lookup. All indications are that the Agway fence is some 15 Feet on Village Property.

Comm. Ctr:

The land for the proposed building is owned by the Fair Assoc. Recent developments, according to Trustee Wilson, and Village Attorney Poyzer indicated that an abstract of title cannot be located. To obtain same would take at least three to four weeks and a survey cost of about \$500. to \$600.
 The following resolution was proposed by Trustee Wilson, 2nd by Trustee Reeves:

WHEREAS, it has been ascertained that the attorney for the Union Agricultural Society, owner of property on which the proposed Community Center is to be located, has indicated that an Abstract of Title of Land does not seem to be in the records of the Agricultural Society, and,
WHEREAS, legal counsel for the Village of Palmyra has advised that it would be apropos to have reference to an abstract in the preparation of the proper lease of the land by the Village of Palmyra,
BE IT RESOLVED THAT, Village Attorney Poyzer shall be instructed to proceed to obtain a survey, if a representative of the Palmyra Agricultural Society is unable to furnish an Abstract of Title for research. Vote: Unanimously approved.

Dog Case: Village Attorney Poyzer commented that the Tetlow-Firestine case is still in the stage of negotiations.

Envir. Conser. Qual. Review: Village of Palmyra, according to Village Attorney Poyzer, must adopt a Local Law relative to the Environmental Conservation Quality Review. Village of Palmyra is not encompassed by the adoption of the Local Law of the County of Wayne or the Town of Palmyra.
Attorney Poyzer advised that she would study the matter further to ascertain guidelines for adoption of a Local Law.

Peddling Permits: Village Clerk, Theresa Otte, reviewed a recent issuance of a Peddler's Permit to the National Provision Meat Co. which she held up pending authorization from Mr. Jack Baker, Macedon area representative of the Agriculture & Markets of the State of New York as to the cleanliness of the meat. In the interim, calls were made to 2 local meat firms, Better Business Bureau of Rochester, N.Y.S. Dept. of Health in Geneva and Mr. Baker. In addition, calls were received from the Getzville, N.Y. manager of the meat firm demanding issuance of the permit. Village Attorney Poyzer suggested that Clerk Otte be assured by Mr. Baker before issuing permit.
Village ordinance relative to Permits specifies permit can be denied on reasons of public safety, health, morals or general welfare. Clerk felt health was reason for denying until meat had been certified by a local person.

Remove from 1976 Tax Roll: The following resolution was proposed by Trustee Wilson, 2nd by Trustee Reeves:
WHEREAS, the Village of Palmyra purchased property formerly assessed to Anthony J. Villani, 108 William Street, in the amount of \$10,280. and taxed in the amount of \$201.00, together with property in the name of Anthony J. Villani, 108 William Street, Vacant lot, assessed in the amount of \$1,380, and taxed in the amount of \$23.55,
BE IT RESOLVED THAT, the Treasurer shall be instructed to remove from the June 1, 1976 taxes the amount of \$201.00 and \$23.55 to be collected, by reason of property now owned by the Village of Palmyra.
Vote:

Unanimously approved.

Adjourn: Mayor Davin adjourned the meeting at 9:21 P.M.

Theresa P. Otte, Clerk Treasurer

* * * * *

May 31, 1977

Regular Board Meeting

Board of Trustees

7:30 P.M.

Present: Mayor M. Katherine Davin, and Trustees William Reeves, Mary Lou Wilson, Lloyd A. Green. Absent, Trustee Gary VanBortel and Village Attorney, Laura Jane Poyzer.

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

Vouchers: Motion by Trustee Wilson, 2nd by Trustee Green and carried, to authorize the treasurer to issue checks in the amount of \$49,455.61 for the vouchers as presented.

Minutes: Motion by Trustee Wilson, 2nd by Trustee Green and carried, the minutes of the previous meeting were approved with the following amendment:
WHEREAS, clerk had erroneously indicated that the Village Attorney, Miss Laura Jane Poyzer was instructed to obtain a survey and abstract for land to be leased by the Village of Palmyra from the Palmyra Agricultural Society for the purpose of erecting a Community Center, at a cost of \$500.00 for each of these, and not together,
BE IT RESOLVED THAT, the minutes shall be corrected to read that the cost for both the survey and abstract would not exceed \$500.00.

Manpower Program: Zoning Officer, Bruce Wideman, advised that the Village of Palmyra may participate in the Manpower Program for the completion of the Erie Canal Project and Towpath clearing, inasmuch as funds have been allocated through the County of Wayne in the

May 31, 1977

amount of \$25,936.17. Funding will be available for six (6) months beginning the first of June, 1977. Zoning Officer Wideman advised that he would be the Project Manager and a foreman has been hired to supervise the daily routine. Board thanked Zoning Officer Wideman for his efforts in filling out the proper papers so that funds would be available for the project.

No Pkg.
Vienna
St. (?):

Trustee Reeves advised that in response to a complaint, Police Chief Donald Henry had viewed the parking on Vienna Street. It would be his recommendation that parking be allowed on the north side ONLY between Mill & Throop. Board discussed the matter but felt that matter should be tabled at this time in view of the fact that only one person complained of the congested traffic problem in this area.

Comm.
Ctr.:

Trustee Wilson advised that the survey has been done by Harnish & Lookup so that it will be possible to have a lease prepared within the near future.

Oxygen
Vehicle:

Trustee Green commented that the expenditure of some \$12,000. for a new vehicle at this particular time was poorly timed in view of the recent approval by voters for a firehouse. Trustee Wilson countered that the fire department had voted more than six months ago to purchase the vehicle from funds available in the Oxygen Fund. If they were to wait another year, the cost would be some \$17,000.

Vill.
Barn:

Trustee Green advised that he had reviewed the property for sale which would provide ideal space and facilities for a village barn and free up the present space at the corner of Canal and Division for selling. However, he added, in view of the other expenditures facing the Village of Palmyra residents, it would be his recommendation at this time, that the matter be tabled.

Bid
Open:

Legal Notice for Request for Bids on a Heavy Duty Dump Truck is attached:

AFFIDAVIT OF PUBLICATION

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

Geraldine A. Allen, 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:

May 20, 1977

Geraldine A. Allen
Foreman of the Publisher

Subscribed and sworn to before me

this 23 day of May 1977

Michael N. Donovan
Notary Public

MICHAEL N. DONOVAN

Fee: \$ 12.82 WAYNE COUNTY COMM. EXPIRES 3/30/78

#4632609

**LEGAL NOTICE
NOTICE FOR BIDS FOR
DUMP TRUCK**
Please take notice that the Village Board of Trustees of the Village of Palmyra requests sealed bids be submitted for a Heavy Duty Dump Truck Chassis & Body, not less than 35,000 G.V.W., latest factory model, and will be received by the Village Clerk until 8:00 P.M.E.D.S.T. on May 31, 1977, at which time bids will be publicly opened. Specifications are available in detail at the office of the Village Clerk and bids shall be submitted in sealed envelopes, marked HEAVY DUTY DUMP TRUCK BID. 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 truck 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 re-advertise for new bids in their discretion.
Dated: May 17, 1977
VILLAGE OF PALMYRA
Theresa P. Otte
Clerk Treasurer
M.20

[612]

The following bids were received:

Sherburne Ford, Palmyra, N.Y.

1978 Ford Chassis

Mike & Jo Body

\$19,986.92

3,616.00

23,602.92

\$---475.00

\$24,077.92

Added cost of 14 ply

Total

Conway Truck, Rochester, N.Y.

1977 H. Cab & Chassis

Theo Body

\$18,496.00

3,180.00

\$21,676.00

Alternate Bid #1 (Conway Trk)

Heil Body

\$18,496.00

3,451.00

\$21,947.00

Alternate Bid #2 (Conway Trk)

Steel Fab Body

\$18,496.00

3,694.00

\$22,190.00

Truck Town Sales & Service, Geneva

1978 International Cab & Chassis

Body Mike & Jo

\$20,250.00

3,451.00

\$23,701.00

Alternate Bid #1 (Truck Town)

Hanna Body

\$20,250.00

3,694.00

\$23,944.00

Non-Collusive statements attached to all bids.

Genesee Truck Sales, Rochester, N.Y.

1977 Ford L8000 (with options)

1977 L8000

Body Mike & Jo Hoist

\$22,300.00

20,853.97

3,451.00

\$24,304.97

Non-Collusive Statement attached.

Mayor Davin thanked the companies for submitting bids and advised that the bids would be turned over to the village committee for further evaluation.

With-
draw
Bid: Conway Truck of Rochester, Representative, interjected that he would appreciate it if the board would consider allowing him to withdraw their bid in view of the fact that he just realized that he had figured the excise tax on the truck twice. On motion by Trustee Green, 2nd by Trustee Reeves and carried, the board authorized the withdrawal and return of the bid to Conway Truck, Rochester, N.Y.

Water
Plt.
Inspe.: Mayor Davin advised that Ron Rudio of the New York State Dept. of Health, inspected the Filter Plant on Spring Street. Mr. Rudio commented that there would be a meeting on June 2, 1977 at the Farm Restaurant. Mr. Rudio further advised that there is a possibility of a new Local Law regarding "Cross Valves". The Village of Palmyra, according to Mr. Rudio, is losing 17% of its filtered water. Master meters, he continued, should be installed for the districts so that there might be a check between the master meter and the amount of water used in the individual home.

Filter
Plant
Complete
W/hold
5%: Lozier Engineers, Rochester, New York, engineers for the renovation of work at the Filter Plant advised on 4/25/77, that a final estimate of the work done by Wm. A. McCormick, had been submitted. Board agreed that 5% as per the agreement should be withheld for a year, before paying.

H5D: Mayor Davin advised that she had received a letter asking for additional information in relation to the Community Development Funds. In turn, she continued, she had contacted Paul Szymanski, of Candeub, Fleissig, Assoc., who filled out the original forms for the Village of Palmyra.

May 31, 1977

- Secy. of State: Mayor Davin advised that she had received a letter regarding proposed regional meetings regarding management and local training.
- Church Festival: A recent letter addressed to Mayor Davin from Attorney Paul Rubery regarding church festivals who wish to have "wheels of chance" for an evening's entertainment along with other festivities, prompted the board to instruct the clerk to write Attorney Paul Rubery to the effect that the passage of another Local Law to cover such a one night event would be unneeded and superfluous.
- Tetlow Case: Mayor Davin advised that Judge Abbott has dismissed the case of Tetlow and Firestine regarding the problem on Firestine dog trespassing on the property of Tetlow, in view of the fact that the Firestine dog has been disposed of.
- Historic Register: Mayor Davin advised that the clerk has received and filed the information relative to certain areas of East Main Street, Market Street that have been placed in the Historic Register and are so designated.
- Cemetery: Trustee Reeves advised that Caretaker William Kaveny advised that the cub cadet tractor has to be replaced every three years. Unfortunately, a major breakdown would cost \$500.00 at this time to repair the piece of machinery. To replace at this time would cost \$1,500 to \$1,600. Motion by Trustee Reeves, 2nd by Trustee Green and carried, to authorize Caretaker William Kaveny to obtain a new piece of machinery rather than repairing.
- Hand Radio Police: Trustee Reeves commented that he feels it would be advantageous for him to have one of the "Police Radios" so that he might be in better contact with the department, especially in the evening and night. Cost of such a radio for his use would be \$565.00. Board agreed to discuss the matter further.
- NYSE&G: Bob Fanning, N.Y.S. Electric & Gas, informed the clerk in response to a letter directed to the company relative to the north cellar door entrance of their property at 231 East Main Street, which was in need of repair, that the company would either remove or repair the door to be more in keeping with the general area now renovated by the Beautification Project.
- N.Y.S.E.&G: New York State Electric & Gas requested permission to break the surface of the West Jackson & Canandaigua Street corner for the purpose of performing Cathodic Protection work on their gas line facilities. On motion by Trustee Green, 2nd by Trustee Wilson and carried, approval was given to the New York State Electric & Gas to perform the necessary work.
- Antenna: Water Plant Operator Hiram VanEtten advised that he had contacted the owner of the building, 138 East Main Street, Edwin Wheeler, relative to the antenna and parts for a communication system between a "base" and mobile vehicles. Mr. Wheeler advised that he wished the components removed from his building and would gladly give same to the village for removal, but would like a form of resolution indicating that the value of the parts would amount to \$2,000. Board felt that this could be done.
- O&M State Aid - Sewer: The O&M State Aid resolution is so attached:

Adjourn

Mayor Davin adjourned the meeting at 9:08 P.M.
Theresa P. Otte, Clerk Treas.

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF
THE VILLAGE OF PALMYRA THAT:-


The Village of Palmyra make application to
the State of New York for State Aid for the direct costs
for operation and maintenance of the sewage treatment works
under the provisions of Section 1263-c of the Public Health
Law and that the application be in the form and content as
annexed hereto, and,

BE IT FURTHER RESOLVED

That the Treasurer of the Village of Palmyra
be authorized to execute the necessary application.

State of New York :
: ss.
County of Wayne :

Theresa P. Otte, does certify that she is
the Clerk Treasurer of the Village of Palmyra and that on
May 31, 1977 the foregoing resolution was adopted by the
Board of Trustees of the Village of Palmyra and that reso-
lution has not been rescinded.



Motion by Trustee Green , 2nd by Trustee
Wilson , that resolution be adopted, and carried.

(SEAL)