

VILLAGE OF PALMYRA BOARD OF TRUSTEES
REGULAR MEETING
August 3, 2015 7:00 p.m.

ROLL CALL: Present: Mayor Piccola, Trustees Husk, Luke, and Nolan and Attorney Williams. Absent: Trustee Perry.

PLEDGE OF ALLEGIANCE

CALL TO ORDER: Mayor Piccola called the meeting to order at 7:00 p.m.

REGULAR MEETING

APPROVAL OF ABSTRACT #2A and 3A: Motion was made by Trustee Nolan, second by Trustee Husk to approve payment of Abstract 2A, vouchers 101-163 for \$71,448.06 and. payment of Abstract 3A, vouchers 164-207 for \$90,567.87. Vote, 3 ayes. CARRIED.

APPROVAL OF MINUTES: Motion was made by Trustee Nolan, second by Trustee Husk to approve the minutes from June 29, 2015 as submitted. Vote, 3 ayes. CARRIED.

CORRESPONDENCE/ANNOUNCEMENTS:

- Notice of Petition: Lor-Co
- Copy of Article from the *Preservation Advocate* about Upper Floor Reuse, Village is noted
- NYCOM email regarding Local Gross Recpts. Tax
- Annual Update Document filed with NYS Comptroller's Office on July 23, available to public

TRUSTEE REPORTS:

Trustee Husk reviewed the report from the Buildings and Grounds Superintendent which will be on file in the office of the Village Clerk Treasurer.

Trustee Luke reported that the Music in the Park on July 19th and the 26th was well attended. She also reviewed the events scheduled for the upcoming Pirates weekend. Motion was made by Trustee Luke, second by Trustee Nolan to approve the following street closings for Pirates Weekend:

Main Street: from Market St. to Route 21 South on Sat. 10:45 p.m. for the parade and the bed race

Lower Mural parking lot: from Friday at 5 p.m. to Sat. at 5 p.m.

Market Street: Saturday for the parade

From upper lot entrance to Canal St. 7:00 a.m. – 5:00 pm.

Vote, 3 ayes. CARRIED.

Trustee Perry's report was given by Trustee Husk. He has been meeting with CEO Grier about hiring a clerk and a new Code Enforcement Officer.

Trustee Nolan – no report.

Attorney Williams reported that he has turned in the Abstract of Title for the Community Center property. He will forward the PCC lease as soon as any changes have been finalized.

Mayor Piccola deferred to Supt. Boesel for his report. Supt. Boesel reported that the crew has been working on repairing storm sewers. In discussions with Debra Hughes, she has indicated they would like some sort of a buffer between their property and the new parking lot on Park Drive. He also noted that the CFA grant application has been submitted.

Mayor Piccola reported that the new highway contract went into effect July 1st. The Village requested that the Town allow the Village to pay actual highway repair costs for June instead of the old contract payment amount. The Town Board unanimously voted not to allow this concession of a reduced June payment.

NEW/OLD BUSINESS:

ELLIE DRAKE/SAMPSON FLAG: Ellie Drake updated the Board regarding her request to Congressman Katko for a flag to honor Admiral Sampson. Congressman Katko forwarded Ellie's request to the Dept. of the Navy, Naval History and Heritage Command. There is no agency within the Navy that provides flags to the public, but the Naval Historical Foundation (NHF) has expressed an interest in providing a 4'x'6' Rear Admiral's flag as a gift to the Palmyra Historic Preservation Commission. Motion was made by Trustee Nolan, second by Trustee Luke to accept this gift from the NHF on behalf of the Historic Preservation Commission and to display the flag somewhere suitable in the Village Hall. Vote, 3 ayes. CARRIED.

RESIGNATION: BECKY REMINGTON – PRESERVATION COMMISSION:

Motion was made by Trustee Husk, second by Trustee Nolan to accept the resignation of Becky Remington from the Preservation Commission with thanks for her service. Vote, 3 ayes. CARRIED.

RESOLUTION: JOHN ROBBINS – PRESERVATION COMMISSION

ADVANCE TO FULL MEMBER: Motion was made by Trustee Husk, second by Trustee Luke to name John Robbins to the Preservation Commission, Mr. Robbins advances from alternate to a full blown member. Vote, 3 ayes. CARRIED.

DRAINAGE ISSUES ON VIENNA AND FAYETTE: Mayor Piccola and Supt. Boesel have met twice with MRB Group regarding drainage issues on Fayette Street, Prospect Drive, Vienna Street and Stafford Street. Supt. Boesel reported we need special permits from Army Corps of Engineers, DEC and the Canal Corp. The Canal Corp has already given us approval for access to their property where the Hathaway and Spring Street creeks discharge into the Canal behind the Akropolis Diner. About eighty percent of the Village's storm system drains through this outlet. In addition, Supt. Boesel has contacted Wayne Co. Water and Soil about a stream maintenance permit to dredge that outlet which is full of sludge and garbage. Any drainage work and likely solution will need to begin here.

Attorney Williams has looked into this issue regarding the responsibility of repair. The general rule is a municipality is not liable for a water course that moves within its village. The Village can become liable if they have done something to aggravate the problem. It would be appropriate for the Village to make any necessary improvements or repairs if multiple storm drains enter a particular area and it affects a large number residents (and not just a single private property). In this case, no work can proceed until we get the proper permits and in one case homeowner permission to cross his property.

The drainage issue on Fayette and Prospect Streets will be deferred to the future street reconstruction of Fayette Street and will be more closely looked at next budget season.

There will be some survey work done in the Stafford Street area that floods. Supt. Boesel has been in contact with Greg Kerrick, DOT Wayne and Ontario County Regional engineer about getting some drawings. We are going to be incurring some engineering costs for this and MRB is working on their estimate for that.

RESOLUTION: INTERFUND LOAN FROM H71 STP UPGRADE TO H88

WWTP: Motion was made by Trustee Nolan, second by Trustee Luke to transfer \$10,000.00 from H71 to H88 WWTP Engineering grant. Vote, 3 ayes. CARRIED.

NEGATIVE IMPACT: The Board reviewed the updated Part 2 SEQR, Part 3 Negative Declaration, and Part 3 Narrative with Supt. Boesel. The Army Corps. of Engineers, DEC, DOT, SHPO, and NYS Canal Authority have all responded to our request for comments regarding the SEQR and their comments were noted. Motion was made by Trustee Luke, second by Trustee Nolan to adopt the Negative Declaration for the Canalside Nature Trail and Terminal Wall projects, recognizing that there will be no significant adverse impact to the environment and authorized the mayor to sign the documentation. Vote, 3 ayes. CARRIED.

EXECUTIVE SESSION: Motion was made by Trustee Nolan, second Luke to enter executive session regarding the possible purchase and/or lease of a property at 8:20 p.m. Vote 3 ayes. CARRIED.

PUBLIC SESSION: Motion was made and seconded to re-enter public session at 8:50 p.m. with no action having taken place. Vote, 3 ayes. CARRIED.

ADJOURNMENT: Motion was made and seconded to adjourn at 8:50 p.m. Vote, 3 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch
Clerk Treasurer