

VILLAGE OF PALMYRA BOARD OF TRUSTEES

Regular Meeting

April 18, 1994

7:30 p.m.

PRESENT: Mayor James G. Elliott, Trustees Ann F. Guest, Daniel E. Wooden, Kathleen C. Drews, and Harold Kruger. Mr. Ed Bastian, Town of Macedon Water Superintendent and representative of the Wayne County Water and Sewer Authority was a guest.

CALL TO ORDER: Mayor Elliott called the meeting to order at 7:30 p.m. with Ed Bastian of the Wyne Cty W/S Authority speaking.

ED BASTIAN: Gave a brief history on the WCW&SA saying it formed in 1988. It took over the Wolcott water treatment plant and also purchased Sodus Bay, Shaker Heights. Now authority supplies 5 local communities and is interested in doing a study to see if the WCW&SA would be a good investment and project to supply water to the Westside of Wayne Cty or if purchasing water from Monroe Cty Pure Waters would be a better idea. The Monroe Cty Pure Waters is less expensive at this time and it is estimated that it will continue to be less expensive than Wyne Cty. Western Wayne Cty is growing and it is necessary to assess the situation and determine what the long range plan should be. A study will be done by MRB costing \$20,000. The WCW&SA will pay \$10,000 and the balance of \$10,000 be split among the 7-8 municipalities in Wayne Cty. Should Wyne Cty decide to go with Monroe Cty Pure Waters, than there maybe a plant installed in Webster sooner than planned to fill the need. The time is getting short and the WCW&SA cannot wait two (2) years to get this information. A long term committment is needed by those who wish to participate. The study will take approx. 3 months and will be done by MRB engineering. The VOP would be expected to participate in this study and would need to pay \$1,250 as its portion.

Mayor Elliott moved that the VOP fund \$1,250 to the Wayne County Water and Sewer Authority for a proposed study in a six Western town area, seconded by Trustee Kruger, vote, 5 ayes, CARRIED.

MINUTES APRIL 4, 1994: Motion to approve the minutes of April 4th, 1994, made by Trustee Guest with a correction on the last page under WATERSHED MEETING: change to FINGERLAKES WATER WORKS CONFERENCE: and also change Fingerlakes Watershed meeting to Fingerlakes Water Works conference. seconded by Trustee Kruger, vote, Trustee Drews not present at meeting and Trustee Wooden has not read the minutes to date, abstained, Trustees Guest, Kruger, and Mayor Elliott, CARRIED 3-2.

ABSTRACT #22: Mayor Elliott moved to authorize the Village Treasurer to pay abstract #22 voucher nos. 1137 through 1188, totalling \$24,451.21 seconded by Trustee Wooden vote, 5 ayes, CARRIED.

VILLAGE HALL GARAGE: Trustee Guest reported on the status of the falling plaster and cracking walls of the garage. It was noted that the police cars need to be protected against the falling plaster. Three quotes (3) were received (1) from Mike Jacobs, \$1,200 (1) from Zurichs \$1,700 and (1) from Ron Finewood (Woodfine Constr.) \$1068.

Trustee Guest moved that Woodfine receive a contract to do the garage and that the shoring up of the outside walls of the garage be done by the Village crews, seconded by Trustee Kruger, vote, 5 ayes, CARRIED. It was noted to make sure the proper insurance certificate is received.

FLAG DONATIONS VFW: Commander Bump of the VFW would like to present the VOP with an American Flag for the large flag pole on Main St. and Fayette St. with the flag being put on the pole and the press there for the presentation. May 9th at 10:00 a.m. The flag will be up for Memorial Day. A spare flag will also be given at that time.

USE OF THE UPSTAIRS OF THE VILLAGE HALL FOR AIRPLANES: A letter was read by Trustee Guest from Mr. Tim Patnaude to use the Village Hall upstairs to fly balsa wood airplanes. This would be done on one (1) Saturday per month. Trustee Guest would ask CEO Dundas to check the upstairs for useability and it was determined that there was an exit door. The Village insurance is also to be checked. This item is tabled until May. Trustee Kruger asked who would be at the Village Hall to let them in on Saturdays? Mayor Elliott responded saying that someone could let them in or they could receive a key.

BUDGET 1994/1995: Mayor Elliott asked if the VB wanted to leave the amount of \$2,000 for Historic Palmyra and \$18,500 for the King's Daughter's Free Library as is now in the budget. The VB agreed that these amounts would remain as is.

Mayor Elliott moved to adopt the proposed 1994/1995 Village of Palmyra Budget as presented, seconded by Trustee Kruger, vote, 5 ayes, **CARRIED.**

LL #1, 1994, First Floor restrictions on apts. in C-1 districts: Trustee Guest moved to adopt local law #1, 1994, seconded by Trustee Kruger, vote, 5 ayes, **CARRIED.**

LL#2, 1994, PROPOSED, AMENDMENTS TO PLANNING AND ZONING: Trustee Guest presented a proposed LL#2, 1994, for changing and amending making a new Chapter 29 by adding Schedule A to the Village Code. The Local Law #2, 1994, is called Zoning Board of Appeals and Planning Board. Trustee Guest explained the changes and additions being on the restriction of only (2) 5 yr. terms. and consequences of a member of either Planning or ZBA missing three (3) meetings in a row being discharged.

Mayor Elliott moved to have a hearing for this local law on May 16, 1994, at 7:30 p.m. seconded by Trustee Wooden, vote 5 ayes, **CARRIED.** Legal notice to be put in the paper for publication next week.

SNIEDZE CONTRACT FOR \$1,100 FOR BID SPECS. AND OPENING: Trustee Kruger moved to authorize Mayor Elliott to sign the contract with Sniedze and Assoc. for \$1,100 to assist with the bidding process for the drainage project which is being done with a \$150,000 bond.

RESOLUTION IN SUPPORT OF CONTINUING THE RECORDS MANAGEMENT GRANTS PROGRAMS: Mayor Elliott moved to make the following resolution seconded by Trustee Guest:

WHEREAS, the appropriate management of local government records through their creation, use, maintenance, and disposition is essential to efficient and effective government and

WHEREAS, local government records document the responsibilities and prerogatives of local governments and protect the property and rights of citizens, and

WHEREAS, the Local Government Records Management Improvement Fund was established in Chapter 78, Laws of 1989, to benefit the local governments of a program of regionally-based technical assistance administered by the New York State Archives and Records Administration of the New York State Education Department, and

WHEREAS, the Local Government Records Management Improvement Fund has enormously benefitted the Village of Palmyra through two (2) grants totalling \$20,400, frequent and readily accessible consultation by the Improvement Fund-supported State Archives and Records Administration Regional Advisory Officer and through Improvement Fund-sustained training available through regularly scheduled workshops on records and information management-related subjects attended by the Village of Palmyra employees, and

WHEREAS, the grants have supported successful projects to inventory records, dispose of obsolete records, and plan and develop programs for the systematic management of inactive records and a storage facility for those records,

WHEREAS, the grants, consultation, workshops and other services to the Village of Palmyra supported by the Fund have contributed significantly to the improved management of its records, to the availability and accessibility of those records to its officials and citizens, and to economical and responsive administration saving taxpayer's dollars, and

WHEREAS, there is much more to be accomplished here in the Village of Palmyra and in the other local governments of New York State, where needs will continue in the future with the growth in the volume of records, as needs change and information technologies present new challenges, and

WHEREAS, grants and technical advice are essential in assisting all the local governments of New York State in developing records management programs adequate to the demands of governments and citizens, and demand for those grants and services remains critical, and

WHEREAS, these needs are served and programs sustained without the use of state tax revenues through modest surcharges on fees for records filed and recorded by county clerks and the Register of the City of New York which sustain the Improvement Fund,

WHEREAS, the Local Government Records Management Improvement Fund was created with a sunset date of December 31, 1995, therefore

BE IT RESOLVED that the Village of Palmyra fully supports the perpetuation of the Local Government Records Management Improvement Fund through the elimination of its sunset provision and supports its continued administration by the New York State Archives and Records Administration of the New York State Education Department with oversight by the Local Government Records Advisory Council, and

BE IT FURTHER RESOLVED THAT the Village of Palmyra forward copies of this resolution to its state legislators of the state legislature and to the Governor of New York State.

Vote, 5 ayes, **CARRIED...**

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STATE AUDIT: Mayor Elliott reported that the audit had been completed and the required meeting had taken place with himself, Trustees Kruger and Guest and Village Clerk Hays, and Treasurer Matteson on Friday 4-15-94. One of the points brought up were that the court records need to be audited by the VB. It was decided that the entire VB would sit with Court Clerk Linda Ingram at the regular VB meeting on May 16th, 1994, and go over records.

SIDEWALKS: Mayor Elliott suggested that each VB member take a section of the VOP and walk it determining the need for sidewalks, curbing, and streets need repair. All agreed this was a good idea. The VB members are not to take sidewalks in their own areas. Asphalt curbing is to be considered in need of repair. This is to be complete by June 1, 1994.

PARKING: Chief Dalton gave the VB and Trustee-in-charge Kruger a letter concerning the Main St. parking. Trustee Kruger read the letter. Main points looked at were all night parking, Chief suggests that there be none throughout the Village all year round. Chief Dalton also noted that he had given out 9 parking tickets and that some of them were given to the store owners who complained. Attorney Nesbitt also suggested that vehicles not motorized be prohibited from parking on the streets which has been a problem in the past. Ex. Vienna St. trailer parked all summer, day and night.

FIRE DEPT. PARKING LOT, HOLE: Trustee Drews reported on a large caved in area in the Fire Dept. parking lot which is very dangerous to persons and trucks. This is a serious condition per Ron Hickman, Fire Chief. Trustee Kruger noted that he and Jerry Kachel of Highway Dept. will look at tomorrow, and repair.

DRAINAGE PROJECT EASEMENTS: Attorney Nesbitt asked if the easements had been taken care of to begin this project. The answer was no. Attorney Nesbitt said that all easements must be signed.

AMEND MINUTES OF MARCH 21, 1994: Mayor Elliott moved to amend the minutes of March 21, 1994, to expand the negative declaration for the SEQR, seconded by Trustee Guest, vote 5 ayes, **CARRIED:**

Motion is amended as follows: **WHEREAS,** the Village Board is proposing the construction of certain storm water drainage improvements, including approximately 1,400 linear feet of storm sewers, in the vicinity of Gates, Washington, and Canal Streets in the Village, and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Section 8-0101 et seq. and regulations promulgated thereunder as contained in 8 N.Y.C.R.R. Part 617, the Village Board has caused to be prepared an Environmental Assessment Form as reflected in Appendix C to section 617-21, dated March 21, 1994, and

WHEREAS: the Village Board has review such Environmental Assessment Form for the purpose of classifying the proposed action and for determining whether the proposed action may have a significant effect upon the environment,

NOW THEREFORE, BE IT RESOLVED, by the Village Board of the Village of Palmyra, Wayne County, New York, as follows:

1. That the proposed action to adopt Local Law No. 2 of 1994 is an "unlisted action" as defined in Part 617.2 (KK) of the regulations promulgated under the State Environmental Quality Review Act.

2. That the Village Board is the lead agency pursuant to Part 617.6(a), inasmuch as the proposed legislative adoption is an unlisted action that does not involve another agency.

3. That the Village Board has considered the proposed action defined in Part 617.2(b) and Part 617 3k.

4. That the Village Board has reviewed the Environmental Assessment Form, the criteria set forth in Part 617.11 and other information to identify the relevant areas of environmental concern.

5. That the Village Board has thoroughly analyzed the areas of environmental concern to determine if the proposed action may have a significant effect on the environment.

6. That the Village Board determines that the proposed action will not have a significant environmental impact in the negative senses, but will have a positive impact in mitigating the existing drainage problems.

7. That the Village Board determines that the project will not result in any negative impacts, and therefore, is one that will not have a significant impact on the environment, and a negative declaration shall be prepared.

8. The Village Clerk is hereby directed to maintain for public inspection a file containing a copy of this resolution, the negative declaration and all submissions to date concerning the environmental review of this project and all action related thereto.

9. This resolution shall take effect immediately.

LATE CHARGES ON WATER BILLS: Trustee Wooden inquired as to the VB decision on forgiving the two (2) residents, Peter Rienstra, 111 Vienna Street and Dick Freyn, 113 Vienna Street. The VB discussed this after which Trustee Kruger moved to forgive the late charges and credit to the next water billing, seconded by Trustee Guest, vote, Mayor Elliott nay, Trustee Guest, aye, Trustee Kruger aye, Trustee Wooden nay, Trustee Drews nay, DEFEATED 3-2.

MARAFIOTI DRAINAGE: Trustee Kruger had the storm drain flushed and cleaned both side of Cuyler.

JOHNSON DRAINAGE: Trustee Kruger checked over the weekend and there was no water. It was discussed having the Village clean a small swale. Mayor Elliott noted that should Ms. Johnson want to pay for a catch basin and hook into the VOP storm sewer system she could also do that. Trustee Kruger also noted that he would suggest Ms. Johnson getting 8-10" of top soil and raising her land area at this spot.

Mr. Notoreski contacted the Mayor about a drainage problem stating that he never had water until the pipes were cleaned two (2) years ago. Mayor Elliott suggested that the camera for sewer pipes be borrowed from Newark to inspect the line in question.

E. HARTNAGEL ON DRAINAGE: E. Hartnagel voiced her concern on the drainage problem she has experienced for a number of years in her yard. Mrs. Hartnagel has been to the VB a number of times requesting assistance since she believes the drainage tiles are broken from the Drews putting in a swimming pool leaving no where for the water to go. The question from Mrs. Hartnagel was what does she have to do to get assistance like many others who have not suffered with a drainage problem nearly as long. Trustee Kruger said he would check on this.

EXECUTIVE SESSION: Mayor Elliott moved to go into exec. session at 9:40 p.m. for matters of legal and personnel with the Village Attorney, VB, and Chief Dalton. seconded by Trustee Wooden, vote, 5 ayes, CARRIED.

A motion to go out of exec. session at 11:43 a.m. was made by Trustee Wooden, seconded by Trustee Drews, vote, 5 ayes, CARRIED.

HIGHWAY SUPERINTENDENT: A motion was made by Mayor Elliott to appoint Roger Weaver Superintendent of the Highway and Cemetery and Parks. Said appointment to be probationary for a period of one (1) year. Salary during said period to be \$29,000, seconded by Trustee Kruger, vote, Mayor Elliott aye, Trustee Guest aye, and Trustee Kruger aye, Trustee Wooden nay, and Trustee Drews nay, vote 3-2 CARRIED.

NUTRITION SITE CONTRACT: A motion was made by Trustee Drews and seconded by Trustee Wooden to authorize the Mayor to sign the Nutrition Site agreement, vote, 5 ayes, CARRIED.

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Trustee Kruger left at 11:50 p.m.

ADJOURNMENT: Trustee Wooden moved to adjourn the VB meeting at 12:03 p.m. seconded by Trustee Guest, vote, 4 ayes.

Respectfully submitted,

Bonnie J. Hays, Village Clerk

VILLAGE OF PALMYRA BOARD OF TRUSTEES

Sp. Mtg.

April 22, 1994

9:00 a.m.

PRESENT: Mayor James G. Elliott, Trustees Harold Kruger, Ann Guest, Kathleen Drews, and Dan Wooden.

CALL TO ORDER: Mayor Elliott called the meeting to order at 9:06 a.m.

RELEVY F/S BILLS: Mayor Elliott moved to relevy the water and sewer bills that remain unpaid as of April 31, 1994, to the Village tax bills, seconded by Trustee Wooden, vote, 5 ayes, CARRIED.

R. WEAVER PAY INCREASE: Trustee Kruger moved to increase R. Weaver, Super. Highway and C&P Dept. to \$30,000 per year during the probationary period, seconded by Trustee Guest, vote, Ayes Mayor Elliott, Trustee Kruger and Trustee Guest, Nays Trustee Wooden and Trustee Drews, CARRIED 3-2.

ADJOURNMENT: Motion to adjourn the meeting at 9:23 a.m. by Trustee Wooden, seconded by Mayor Elliott, vote, 5 ayes, CARRIED.

Minutes taken by Mayor Elliott and transcribed by
Bonnie J. Hays, Village Clerk

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