

**VILLAGE OF PALMYRA BOARD OF TRUSTEES  
REGULAR MEETING**

January 18, 2000                  6:30 p.m.

**PRESENT:** Mayor Wilson, Trustees DeVogelaere, Trustee Celentano, and Trustee Gunkler. Absent: Trustee Salomon- out of town on business.

**CALL TO ORDER:** Mayor Wilson called the meeting to order at 6:37 p.m.

**PLEDGE OF ALLEGIENCE**

**APPROVAL OF ABSTRACT:** Motion by Trustee Gunkler, second by Trustee DeVogelaere to approve for payment Abstract #9, vouchers #99666-99732, voucher #99724 is void, for a total of \$89,099.23. Vote: 4 ayes. CARRIED.

Mayor Wilson noted that the vouchers are now in a different format. The Village has a new software package in place that enables the Village treasurer to do the vouchers in the computer versus on the typewriter then duplicating that effort by posting the vouchers in the system. Palmyra is the second village in the state to be using the program. It saves a countless amount of hours for the treasurer.

**APPROVAL OF MINUTES:** Tabled.

**CORRESPONDENCE/ANNOUNCEMENTS:** The following correspondence has been received and is on file at Village Hall:

1. Comments on the Aldrich Change Bridge project from NYS Office of Parks, Recreation, Historic Preservation.
2. Plaque from Frontier Communications depicting cover of the new supplemental directories that have just been released because of a mistake made in the new Rochester telephone directory. The new supplemental directories will be mailed to any consumer requesting one from Frontier. The Village was reimbursed for use of the art work for the cover, which came from the Village web site. The Village also has several copies of the directory available.

**BUDGET TRANSFERS:** Motion by Mayor Wilson, second by Trustee Celentano to approve the following budget transfers to balance the departmental line items:

Cemetery Misc./Cont.	A8810.424	Cemetery Truck Parts/Repair	\$250.00
Cemetery Foul Weather Gear	A8810.424	Cemetery Truck Parts/Repair	\$250.00
Parks Misc. /Cont.	A8810.424	Cemetery Truck Parts/Repair	\$250.00
Parks Landscaping Material	A8810.421	Cemetery Landscaping Material	\$400.00
Parks Equip. Parts/Repair	A8810.427	Cemetery Equip. Parts/Repair	\$1,000.00
Hwy. Snow removal/Salary	A5142.4	Hwy. Snow removal - Misc/Cont.	\$5,000.00
Hwy. Sidewalks/Salary	A5410.4	Hwy. Sidewalks - Misc./Cont	\$5,000.00
Hwy. Street cleaning/Salary	A8170.4	Hwy. Snow Street cleaning - Misc./Cont	\$5,000.00

Vote, 4 ayes. CARRIED.

**TRUSTEE REPORTS**

**Trustee Gunkler** reported that the committee charged with making a recommendation on the feasibility of reconstructing Village Hall to house both Town and Village offices is actively working and should have their report ready much before the requested 90 day time frame.

**Trustee Celentano** - no report.

**Trustee DeVogelaere** reported that the people associated with the Wayne County Nutrition Site have sent a thank note for the excellent work being done at the Park & Club Rooms. The work is almost complete. The new cemetery truck has been ordered. Funds to pay for the truck were derived from the sale of old cemetery and parks equipment at the municipal auction last May. The Board will need to decide what to do with the old truck as the Village just paid to have a new transmission installed in it.

Superintendent Weaver reported to Trustee DeVogelaere that the Cemetery Department just completed their coldest burial to date, 6 degrees F., wind chill of -20 degrees.

A short discussion ensued regarding changing the name of the Parks and Cemetery departments. According to Trustee DeVogelaere, Superintendent Weaver agrees it would be a good idea. Mayor Wilson moved to change the name of the Parks and Cemetery Department to Building and Grounds Maintenance Department, any new signs needed, will be ordered with the new name as they need replacing. Second by Trustee Gunkler. Vote, 4 ayes. CARRIED.

**NEW/OLD BUSINESS:**

**SEWER FACILITY UPGRADE:** In order to cover all the bases, Mayor Wilson moved to declare the Village as lead agent for the sewer facility upgrade project. Second by Trustee Celentano. Vote, 4 ayes. CARRIED.

**SEQR:** Each of the Board had an opportunity to review the SEQR submitted by Sniedze Associates. There were no additions or objections to the review as written.

**NEGATIVE DECLARATION:** Mayor Wilson moved to make a negative declaration regarding the proposed improvements to the Wastewater Treatment Plant as no adverse impacts were identified. Second by Trustee Celentano. Vote, 4 ayes. CARRIED.

**PERMISSIVE REFERENDUM:** To help cover the costs of the sewer plant upgrade, Mayor Wilson made the following resolution:

**NOTICE IS HEREBY GIVEN** that the Board of Trustees of the Village of Palmyra, Wayne County, New York, adopted a resolution during a meeting on February 18, subject to Permissive Referendum as follows;

BE IT RESOLVED that a sum up to and not to exceed FOUR HUNDRED THOUSAND DOLLARS (\$400,000) shall be expended from the Capital Reserve Sewer System Improvements HR4 for the purpose of upgrading the wastewater treatment plant.

Following publication, the foregoing resolution shall be posted in six (6) conspicuous places and in accordance with Section 9-902 of Village law, shall take effect in thirty (30) days.

BY ORDER OF THE VILLAGE BOARD

Palmyra, New York  
Alicia M. Lynch  
Village Clerk

Dated: January 18, 2000

Completion: February 18, 2000

Second by Trustee Gunkler. Vote, 4 ayes. CARRIED.

**BOND RESOLUTION:** The following resolution was offered by Mayor Wilson who moved its adoption, second was made by Trustee Celentano to-wit:

A RESOLUTION AUTHORIZING THE UPGRADING OF THE SEWAGE COLLECTION AND TREATMENT FACILITIES OF THE VILLAGE OF PALMYRA, WAYNE COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,175,000, AND AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE ISSUANCE OF NOT EXCEEDING \$1,175,000 BONDS OF SAID VILLAGE TO PAY THE COST THEREOF.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Palmyra, Wayne County, New York, as follows:

Section 1. The upgrading of the sewage collection and treatment facilities of the Village of Palmyra, Wayne County, New York, including land or rights in land, original furnishings, equipment, machinery, apparatus and other improvements and costs incidental thereto, is hereby authorized at a maximum estimate cost of \$1,175,000.

Section 2. SEQR DETERMINATION: It is hereby determined that the aforesaid purposes constitute Type II Actions under the SEQRA regulations of the State of New York which by definition, will not have any significant impacts upon the environment.

Section 3. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of not exceeding \$1,175,000 bonds of the Village hereby authorized, SUBJECT TO PERMISSIVE REFERENDUM, to be issued therefor pursuant to the provisions of the Local Finance Law; PROVIDED, HOWEVER, that, to the extent that any State or Federal aid is received for the aforesaid project, the amount of the bonds to be issued therefor shall be reduced dollar for dollar.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of said bonds will exceed five years.

Section 5. The faith and credit of said Village of Palmyra, Wayne County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Village treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 7. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- a. Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- b. The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication, or
- c. Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. Upon this resolution taking effect, the same shall be published in full or in summary form in the *Palmyra Courier Journal*, which is hereby designated as the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 11. THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Mayor Wilson	aye	Trustee Celentano	aye
Trustee Gunkler	aye	Trustee DeVogelaere	aye <u>Unanimous/Carried</u> /Defeated

**ESTABLISHMENT OF CAPITAL PROJECT:** For the purpose of creating a cost center for the sewer facility upgrade, Mayor Wilson moved to establish Capital Project Number H71 to track costs associated with this project. Second was made by Trustee DeVogelaere. Vote, 4 ayes. CARRIED.

**RECONSTRUCTION RT. 31/21:** The Board once again discussed correspondence from Wes Alden, project design engineer for the Rt. 31/21 project. The next step for the Board to consider will be the approval of the dollar amount that will be spent by the Village for this project. This does not have to take place until next year.

**PUBLIC FORUM:** Project coordinator of Canal Street, Joyce Dutton asked about the status of the project as well as the Marina. Both projects should be going out to bid very soon. Daily Messenger reporter, Gretchen McNealus filled the public in on the new facility going into the old CanalPark Medicine Bldg. It will be a habilitation center operated by Finger Lakes DDSO. Thirty-six people from Palmyra and nearby communities will be using the center. It will employ 12 people. These 12 will be re-located from other locations. The property is being leased by the State and will remain on the tax rolls.

**EXECUTIVE SESSION:** Motion by Mayor Wilson to close the public session at 7:22 p.m. and enter into executive session for discussion of a personnel matter. Second by Trustee Gunkler. Vote, 4 ayes. CARRIED.

**ADJOURNMENT:** Motion to re-enter public session and adjourn at 7:50 p.m. by Trustee Celentano, second by Trustee DeVogelaere. Vote, 4 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch  
Village Clerk