

**Ackart:** Whether or not it will be feasible for Garlock to use canal water, will determine in a large sense the Village's action of connecting with the county.

**Green:** If the Village were to shut down the line, would the Village lose the rights to the line?

Ackart volunteered to check on this matter.

Van

**Etten:** By readjusting the pressure valve, water can be conserved.

**Adjourn:** Meeting adjourned at 3:15 P.M.

Theresa P. Otte, Clerk Treas.

\* \* \* \* \*

February 24, 1975

Regular Board Meeting

Board of Trustees

7:00 P.M.

**Present:** Mayor Sidney J. Fitzgerald, and Trustees David McGuire, Warner Strong, Lloyd A. Green, and Mary Lou Wilson. Village Attorney Laura Jane Poyzer was absent due to illness.

**Vouchers:** Motion by Trustee Strong, 2nd by Trustee Green and carried, to approve payment of the vouchers in the amount of \$15,170.74 less a voucher in the amount of \$300.00 payable to James DePoint, Esq. for services to the Housing Authority. Board requested further information as to the proper dates that his services were rendered.

**Minutes:** Motion by Trustee Strong, 2nd by Trustee Green and carried, to accept the minutes of the previous meeting.

**Urb. Ren.:** Trustee Strong questioned the reason for signing the Cooperation Agreement again. Mayor Fitzgerald commented that there could be a charge back if there is no housing developed. At the present time it appears that there are only about 20 out of a needed 60 who are interested in housing. The plan is the same as when the grant was obtained. Trustee Strong reiterated that we should be informed what the village's responsibility will be financially at the end of 12/31/75.

**2 Min. Silence:** Mayor Fitzgerald suggested that the board would observe the two minute silence before proceeding further with the meeting.

**Water for Mormons:** Wayne Ackart, representative of Lozier's, Rochester, N.Y., advised that the Church of Latter Day Saints, Mormons, had requested permission to tap into the raw water line at Curran Road. Mr. Ackart advised that the Village of Palmyra could spare water, the amount they desire -- 100 gals. per minute.

**Lozier Comments:** Basically, he advised, a valve could be changed at Garlock; secondly, the Village does have a contract with the Town of Macedon for emergency supply water -- 200 gals. per minute.

**Macedon Supply Emergency:** If it were necessary to use this supply, the Village would have to charge the Mormon Church in proportion. The Village of Manchester, according to Mr. Ackart would probably have the first option. Mr. Ackart volunteered to contact Paul Russell, Engineer for the Mormon Church, from Harnish & Lookup. Information that he would ask would be the exact amount of potable water needed (this would not mean filtered water). Trustee Wilson questioned if it would be possible to supply potable water to both Manchester and the Mormon Church. Mr. Ackart replied that it would be possible.

**Curb Cutback:** Mr. Ackart was asked to confer with the New York State Electric & Gas, the New York Telephone Co., and John Edinger, of the New York State Dept. of Transportation relative to a "slicing off" of the southeast and southwest corners of Canandaigua and Main Streets to facilitate the easier movement of trailer trucks around the corners.

**Main & Cdg. Sts.:** All wires would have to be moved back. Village crews would install new curb, preferably granite. The N.Y.S. Dept. of Transportation would cooperate in putting in a new pavement. Mr. Ackart advised that they will have to prepare drawings of the proposal. It may be necessary to contact the Episcopal Church for an easement in order to cut this back. Mr. Ackart advised that the telephone lines be placed underground.

February 24, 1975

**Co. Wat. Study: 3-5 yrs. Away:** Hiram VanEtten, Operator of the Water Plant, commented that the Wayne County Water System is, undoubtedly, 3 to 5 years away. While previously, he added, that he felt we should tie in with the county and ultimately this will probably be done, at the present time, in order to properly and adequately supply the needs of the village, it would be apropos that we consider making the changes as originally proposed about a year ago, meaning additional filters in the water plant.

**Repair Filter Plant:** Wayne Ackart, Lozier Engineers, reiterated and concurred with Mr. VanEtten's statements.

**Resol. to Ren. Filter Plant:** The following resolution was proposed by Trustee Strong, 2nd by Trustee Green:

**WHEREAS**, the Village of Palmyra has delayed the remodeling of the Filter Plant on Spring Street for the additional filters and ventilation system, due to the possibility of Wayne County forming a Water Supply System in the northwest section of Wayne County, namely, Ontario, Williamson, Walworth, Marion, and Palmyra, **BE IT RESOLVED THAT**, the Village of Palmyra reevaluate the situation in view of the fact that it may be three to five years before it would be possible to obtain water from the above mentioned system, and,

**BE IT FURTHER RESOLVED THAT**, Lozier Engineers, Rochester, N.Y. be instructed to prepare the necessary bid proposals for the remodeling of the Filter Plant as soon as possible, to include pumps, motors and electrical system and any other such components as may be necessary for an efficient workable filter system.

Vote:

|                 |     |
|-----------------|-----|
| Trustee Strong  | Aye |
| Trustee Wilson  | Aye |
| Trustee Green   | Aye |
| Trustee McGuire | Aye |

Resolution approved.

**Badger Meter Service:** Mr. VanEtten advised that Badger Meter are offering for rental use a portable testing mechanism at a cost of \$50.00/large meter. There are about a dozen or less large meters that should be tested for accuracy.

Motion by Trustee Strong, 2nd by Trustee Green and carried, that Badger Meter should be contacted for rental of this machine for testing these large meters.

**Signs:** Zoning Officer, Bruce Wideman, commented that he had talked with 98% of the side street merchants, who were all in accord with the proposed small sign that he had shown the board previously. As a business might change, new slots could be inserted. Wording would be such as to denote the type of business, such as "Hardware".

Four (4) signs would be needed with writing on both sides.

Motion by Trustee Green, 2nd by Trustee Strong and carried, to authorize Zoning Officer Wideman to have prepared the type of sign that he had shown.

**Mormon Church re: Water:** Mayor Fitzgerald commented that Mr. Pickett, Chairman of the Grounds Committee, for the Church of Latter Day Saints, Hill Cumorah, advised that they would be willing to agree to using or obtaining only the potable water for their sanitary needs, and not requesting further water for irrigation. If such were requested they would need for 6 acres about 1" per week. There would be no crops or cattle.

Water Plant Operator, Hiram VanEtten, commented that at the point in Curran Road where the church would propose to connect to the Village line, it is to be noted the lowest spot in the main. They, Mormon Church, would be required to pump to Hill Cumorah, as the water would not flow by gravity.

**Weykman Bldg.:** Miss Laura Jane Poyzer, Village Attorney, advised by a memo to the clerk that she had contacted the Wayne County Attorney, Larry Mooney. She indicated that a check should be made to determine from the Wayne County Clerk's Office, who last filed a record of a deed. After this is done, according to the ordinance, the property owner can either be served personally, or by mail, or by other substitute notice. It would be the board's decision as to what they wish to do.

**Salisbury Security Agreement:** Motion by Trustee Strong, 2nd by Trustee Wilson, to authorize Mayor Fitzgerald to sign the Security Agreement with Salisbury who are supplying the squad car for the Fire Department.

**Fire Dept. Member:** On motion by Trustee McGuire, 2nd by Trustee Green and carried, the name of Phillip A. Retan, 117½ Vienna Street, was accepted as a trainee for the Village of Palmyra Fire Department, following the recommendation of the Board of Fire Commissioners.

**Comm. Ctr.:** Trustee Wilson commented that James Campbell, Community Center Director, advised that there are several broken windows, which cannot be reached by him to repair. Clerk advised she would contact village crews to have windows repaired, if possible, by them. If not, other assistance would be sought. Trustee Strong commented that the Community Center should be a Town responsibility. Discussion centered around the possibility of leasing the Fair Association Bldg. Trustee Wilson intimated that the Fair Association would be reluctant to become involved in this type of venture, in view of the fact that they were denied a building permit to erect a barn for display of cattle, etc. Trustee Strong commented that the Fire Department needs a facility to house their equipment. Consequently, he feels any unused village funds should be used for this department.

**Plan. Brd.:** Daniel Pope, Chairman of the Planning Board, presented two proposed drawings of signs recommended by the Planning Board for side street merchants. Planning Board seemed to feel that free standing signs would not be feasible. Would be better to attach to a building. Discussion of visibility on buildings.

**C-3 Dist. Amend.:** Chairman Pope advised that the planning board had recommended that the uses in the C3 District on East Main Street should be expended. Board unanimously agreed that the letter be referred to Village Attorney, Laura Jane Poyzer, for drafting a Local Law to make the changes or amendments.

**Raise Sr. Cit. Exemp.:** The following resolution was proposed by Trustee Strong, 2nd by Trustee Green:  
**WHEREAS**, the Board of Trustees of the Village of Palmyra has adopted under Article II Taxation Section 20A-17, an exemption for Senior Citizens under certain conditions, in the Code of the Village of Palmyra,  
**BE IT RESOLVED THAT**, an amendment shall be drawn to read that the combined income of the owners of the property shall not exceed \$5,000.00 for the income tax year to allow for a 50% exemption of assessed valuation thereof."  
 Vote:

Unanimously approved.

Clerk advised to have a Local Law prepared.

**Sales Tax Rev.:** Clerk advised that a check was received in the amount of \$11,128.30 which will be used as a part of the carry-over to reduce village taxes.

**Lighting Urb. Ren.:** Mayor Fitzgerald commented on the extensive lighting on Market, Canal and William Street. Perhaps, some of the lights could be extinguished until some development is placed in the area. Board agreed that the lights should be left as they are.

**Letter from Pal. Rep. Party:** A letter was received by the Board from the Palmyra Republican Party which recommended that Items #3 and #4 be cut from the Town of Palmyra Budget in view of the fact that village residents pay for these items in the village taxes and town taxes, namely, for highway machinery for the Town and for snow plowing in the Town. In addition, they suggested that the Village make an in depth study of the possibility of combining Town & Village governments.

**Vill. Mgr.:** Motion by Trustee Green, 2nd by Trustee McGuire to table the matter of submitting a defined memo relative to the expected duties of a village manager until 3/10/75.  
 Motion carried.

**Budget Meeting:** Board agreed to schedule a Budget Meeting on March 3, 1975 at 7:30 P.M.

February 24, 1975

**Assessment:** Proof of Publication relative to Filing of Assessment Roll with Clerk as of 2/1/75 is so attached.

**Vill. Regis. & Election:** Proof of Publication relative to Registration Day and Village Election, together with Affidavit of Posting by the clerk is so attached.

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AFFIDAVIT OF PUBLICATION

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

**LEGAL NOTICE**  
NOTICE OF FILING  
ASSESSMENT ROLL WITH  
VILLAGE CLERK  
PLEASE TAKE NOTICE:  
The assessment roll for the  
incorporated Village of  
Palmyra, New York for the  
fiscal year 1975-1976, has been  
filed in the office of the Village  
Clerk, at 144 East Main Street  
on the 1st day of February,  
1975, where same may be seen  
and examined by any persons  
at all times during the business  
day until the third Tuesday of  
February, between the hours of  
9:00 A.M. and 5:00 P.M., except  
12:00 in the afternoon to 1:00  
P.M. and excepting Saturdays  
and Sundays. On said THIRD  
TUESDAY, February 18th, at  
10:00 A.M. to 3:00 P.M. such  
board of committee and the  
assessor will meet for the  
purpose of completing the  
assessment roll and of hearing  
and determining complaints  
thereto.  
Dated: February 3, 1975  
Robert W. Kirchhoff,  
Assessor of the  
Village of Palmyra  
Theresa P. Otte,  
Village Clerk  
F.5 (18)

*Gregory L. Blende*, being duly sworn,  
deposes and says that he is the foreman of the  
Canandaigua Messenger, Inc., publisher of the  
COURIER-JOURNAL, a public newspaper pub-  
lished 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 news-  
paper, was regularly published in said Courier-  
Journal on the following dates:

*February 5, 1975*

*Gregory L. Blende*  
Foreman of the Publisher

Subscribed and sworn to before me

this *10<sup>th</sup>* day of *February* 19*75*  
*Dorothy S. Schorr*  
Notary Public

Fee: \$ 10.26

DOROTHY S. SCHORR  
Notary Public, State of New York  
No. 8844260  
Commission Expires March 30, 1976

AFFIDAVIT OF PUBLICATION

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

**LEGAL NOTICE**  
NOTICE OF REGISTRATION  
FOR VILLAGE ELECTION  
BE IT RESOLVED, that: in  
accordance with the provisions  
of Section 2-218 of the Village  
Law, that  
1. The Justice Court Room  
in the Village Hall in the Village  
of Palmyra, Wayne County,  
New York is hereby designated  
as the place for the preparation  
of the register for the forth-  
coming village election, the  
place for registration on  
registration day and the place  
of the general village election.  
2. Registration Day shall be  
on the 1st day of March, 1975  
and the hours for registering  
shall be from noon until 9:00  
P.M.E.D.S.T. and the Clerk of  
the Village is hereby ordered  
and directed to publish a copy  
of this resolution in the  
Palmyra Courier-Journal at  
least ten (10) days prior to said  
registration day.  
Dated: January 30, 1975  
VILLAGE OF PALMYRA  
Theresa P. Otte, Clerk  
F.5 (19)

*Gregory L. Blende*, being duly sworn,  
deposes and says that he is the foreman of the  
Canandaigua Messenger, Inc., publisher of the  
COURIER-JOURNAL, a public newspaper pub-  
lished 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 news-  
paper, was regularly published in said Courier-  
Journal on the following dates:

*February 5, 1975*

*Gregory L. Blende*  
Foreman of the Publisher

Subscribed and sworn to before me

this *10<sup>th</sup>* day of *February* 19*75*  
*Dorothy S. Schorr*  
Notary Public

Fee: \$ 9.12

DOROTHY S. SCHORR  
Notary Public, State of New York  
No. 8844260  
Commission Expires March 30, 1976

3  
**AFFIDAVIT OF PUBLICATION**

**STATE OF NEW YORK,** }  
County of Wayne, } **SS:**

*Gregory L. Rheude*, being duly sworn, deposes and says that he is the foreman of the Canandaigua Messenger, 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 5, 1975*  
.....  
.....  
.....

**NOTICE OF ANNUAL ELECTION**  
NOTICE IS HEREBY GIVEN: that the annual election of and for the Village of Palmyra will be held in said village at the VILLAGE HALL on the 18th day of March, 1975 with the polls open between the hours of 12:00 o'clock noon and 9:00 P.M. in the evening, and at such election the following officers are to be elected for the term set opposite thereto respectively:

| OFFICE            | TERM            |
|-------------------|-----------------|
| 1. Police Justice | Three (3) years |

Dated January 30, 1975  
BY ORDER OF THE VILLAGE BOARD OF THE VILLAGE OF PALMYRA, NEW YORK  
Theresa P. Otte, Clerk  
F.12 (25)

*Gregory L. Rheude*  
Foreman of the Publisher

Subscribed and sworn to before me

this *14<sup>th</sup>* day of *February* 1975

*Dorothy S. Schorr*  
Notary Public

Fee: \$ 7.41

DOROTHY S. SCHORR  
Notary Public, State of New York  
No. 8944260  
~~Notary Public Expires March 30, 1976~~ 76

AFFIDAVIT OF POSTING

State of New York :

: ss.

County of Wayne :

Theresa P. Otte, being duly sworn, deposes and says, that she is over twenty-one years of age; that she resides in the Village of Palmyra, New York, that on the \_\_\_\_\_ day of February, 1975, she posted copies of the Notice of Registration for Village Election and Notice of Annual Election in four (4) public places within the Village of Palmyra, New York, which are respectively described as follows:

1. Marine Midland Trust Co. Bulletin Board
2. Town of Palmyra Bulletin Board
3. Village Hall Bulletin Board
4. Courier Journal Office Glass Window

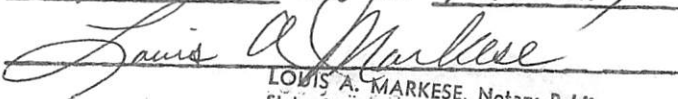
That the above are four (4) of the most conspicuous public places in said Village of Palmyra, Wayne County, New York.



Clerk Treasurer

Sworn to before me this

19th day of FEBRUARY 1975



LOUIS A. MARKESE, Notary Public  
State of New York, County of Monroe  
My Commission Expires March 30, 1975

Affidavit:

Adjourn: Mayor Fitzgerald adjourned the meeting at 10:15 P.M.

Theresa P. Otte, Clerk Treas.

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March 10, 1975  
Board of Trustees

7:00 P.M.

Regular Board Meeting

Present: Mayor Sidney J. Fitzgerald, and Trustees David McGuire, Warner Strong, Mary Lou Wilson, Lloyd A. Green. Village Attorney, Laura Jane Poyzer.

2 Min. Sil.: Mayor Fitzgerald opened the meeting with a 2 minute silence.

Vouchers: Motion by Trustee Strong, 2nd by Trustee McGuire and carried, for approval of payment of the vouchers in the amount of \$309,873.44.

Minutes: Motion by Trustee Strong, 2nd by Trustee Green and carried, to accept the minutes of the previous meeting.

Police Report: Motion by Trustee McGuire, 2nd by Trustee Green and carried, to accept the Police Report for the month of February, 1975. Highlights of the report indicated 140 complaints investigated, 4 arrests for public intoxication, 6 arrests for petit larceny and 6 snowmobile violations. Total fines and bail forfeitures for motor vehicle and criminal arrests amounted to \$250.00.

Water Plant Bid: Bids scheduled to be opened at this time were cancelled. Conference between Miss Laura Jane Poyzer, Esq., Village Attorney; Wayne Ackart, Lozier, Engineers; Hiram VanEtten, and Clerk, Theresa P. Otte, indicated that it would be possible to notify all bidders who had purchased specs that at a later date a more comprehensive detail of proposed plans for the Filter Plant would be available. Lozier Engineers returned all bid deposits by Certified mail. Board members agreed this was a proper approach to the matter.

Robert Pollak Request: Robert Pollak, owner of property at 307 East Main Street, requested that the sewer rate on this property be reduced inasmuch as the apartments have been vacant for some time because Zoning Officer, Bruce Wideman, had placed "Unfit for Occupancy" notices on the premises. Mr. Pollak was advised to write a letter to the Village Board so stating this information so that the board would have a written record of his request.

Weykman Bldg.: Mr. Pollak commented that he would be interested in renovating the former Lawrence Weykman Bldg. at 305 East Main Street, now vacant, due to a fire several years ago and uncertain knowledge as to the exact owner. He asked assistance of the board. Board asked clerk to write the Wayne County Clerk to ascertain the amount of unpaid taxes.



- Filter Powder:** Hiram VanEtten, Operator of the Water Plant, informed the board that at the present time we are paying \$196.00/ton for filter powder, which will be increased to \$220.00/ton. He has contacted the Village of Newark who might be interested in purchasing the powder in carload lots which would be at a cost of \$158.00/ton. This would mean the Village of Palmyra would get a half carload. The problem involved for the Village of Palmyra would be a storage space. Board instructed H. VanEtten to inquire where space might be available.
- Cemetery Vt. Plot:** Mrs. Ann Moss, representing the American Legion, advised the board that in delving into the purposes for the purchase of the Town of Palmyra of five lots with approximately ten graves per lot for use of deceased veterans, it was learned that they were purchased for use of any who were unable to financially purchase a grave for his burial. It may be used for the honorably discharged veteran who would have no funds for purchasing a grave, otherwise known as a "pauper's plot".
- Palmyra Aqueduct Park Site:** Bruce Wideman showed proposed drawings of areas that have been cleared along the former "Towpath". He requested that the board place a one or two year moratorium on the sale of any of the land belonging to the village in the Towpath Area, meaning from Church Street on the east to the property owned by Edward Fisher on West Main Street. He indicated that it may be possible to obtain a replica of a 50 Foot "Pack Boat" for display in the cleared area.
- 1 Yr. Morator. Approv.:** The following resolution was proposed by Trustee Strong, 2nd by Trustee Wilson:  
**WHEREAS**, Bruce Wideman has indicated that there are many who would volunteer to assist in the clearing and removing of the debris in the area of the old Towpath, not only for the celebration of the country's Bi-Centennial, but also to help preserve some of the local history of the Village of Palmyra,  
**BE IT RESOLVED THAT**, a one (1) year moratorium be placed on the sale by the Village of Palmyra of any of the land owned by the Village of Palmyra in the Towpath area from Church Street west to the property of Edward Fisher at 439 West Main Street.  
 Vote:  
 Unanimously approved.
- Baker Bill:** Letter received from Robert Purchase, Esq., attorney for David Baker, owner of property at 118-120 Market Street, asked payment of the repairs to his water line at the time that Meli Construction were installing storm sewers, water line, curbing, etc., in the Urban Renewal Area. Clerk advised to turn letter over to Wm. Roche, Urban Renewal Director.
- Lewd Magazine:** A letter received from a Mrs. Ordway to the Mayor advised that the board should take some action to remove this type of magazine from the local racks. Trustee McGuire asked clerk to turn letter over to Police Chief Henry.
- Hsg. Author.:** A letter received by the mayor advised that the Housing Authority has been receiving some bad publicity. Mayor Fitzgerald commented that a meeting has been set for March 27, 1975 at which time the Urban Renewal Officers, Housing Authority and Village Board are to be present to discuss the matter.
- Mormon Church Dinner:** A letter received by Mayor Fitzgerald from Mr. & Mrs. Grant Clove, caretakers of the Hill Cumorah, invited board members to attend a dinner at the Garlock House. Mayor Fitzgerald suggested April 4, 1975 at 6:30 or 7:00 P.M.
- Kingsley Assoc.:** A letter from Douglas R. Kingsley Assoc., Bath, N.Y. advised that they are equipped to study ways and means of saving communities tax dollars by more efficient methods of government operation. Clerk instructed to advise funds not available at this time for such a study.