

May 7, 1979

Regular Board Meeting

Board of Trustees

7:30 P.M.

**Present:** Mayor M. Katherine Davin, and Board of Trustees Mary Lou Wilson, David Williamson, David West, Village Attorney Laura Jane Poyzer.  
Absent, Trustee Lloyd A. Green.

**Moment**

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

**Vouchers:** Motion by Trustee Wilson, 2nd by Trustee West and carried to authorize the treasurer to issue checks in the amount of \$71,322.74 for vouchers as presented.

**Minutes:** Minutes of the April 2, 1979 meeting will be held open until board members who were present may so approve.

On motion by Trustee Wilson, 2nd by Trustee Williamson and carried, the minutes of the April 16, 1979 board meeting were approved.

Public Hearing on April 30, 1979 - Mayor Davin advised that the court stenographer will keep the complete proceedings on file. (Mrs. Helena Saxman, Williamson, N.Y.)

Mayor Davin advised that a resume of the public hearing was drafted by Clerk Treasurer Otte. On motion by Trustee Williamson, 2nd by Trustee Wilson, and carried, the public hearing was accepted with an amendment relative to a statement by Chairman of the Zoning Board of Appeals, Luther Sheldon, suggesting that regulations should be placed on a building, when and if built on the Fairground Area.

**Wood Clean-up**

Trustee West advised that he would like to schedule another wood clean-up in the Old Erie Canal Area and Prospect Hill Area on May 26th from 9:00 A.M. - 1:00 P.M. Permits, he advised, will be required as before and may be obtained in the clerk's office. Clerk asked to insert a notice in paper and Timesaver.

**Dogs:**

Trustee West informed the board that he expects to have some new information relative to the proposed Laws of 1980 regulating the control of dogs for the next board meeting.

**Comm.Ctr:**

Trustee West advised that the steel structure for the new Community Center is complete, the electrical service is not in but will be soon.

**Comm.Ctr. Fd.Drive:**

James Sapienza, Esq., informed the board that Community Center Director, James Campbell had asked that he bring the Village Board up-to-date relative to the proposed fund drive in order that funds will be available for the completion of the Community Center, located adjacent to Stafford Street and West Foster. In essence, Mr. Sapienza commented, the Town and Village of Palmyra have been divided into regions in order to solicit from all residents. VanParys has volunteered to be a "Major Gift Bureau". Hopefully, funds will be forthcoming from Colt Industries, Mobil Chemical, Xerox. Mr. Sapienza revealed that there are approximately 2,800 prospects in the community to canvass for funds. While no direct funds would be forthcoming from the schools, it is anticipated there will be essay contests, which would prompt the student to inform the parents of the intent of the fund drive. The goal is \$200,000.00 of which \$100,000.00 is needed to complete the building. The balance will be needed for the gym. Trustee Williamson questioned if those who gave before, will be re-contacted. Mr. Sapienza advised that they would be but any previous contribution would be a credit to any future gift. Hopefully, those who gave previously will be willing to contribute again. Recognition, Mr. Sapienza continued, will be given to contributors.

**Goal: \$200 G's**

Mr. Sapienza added that the committee feels that the area can be controlled as opposed to the present facility. Inasmuch as it is nearer the High School and Middle School, it is expected that more activities can be promoted.

**Comm.Ctr. Week:**

Mayor Davin advised that she wished to Proclaim May 19-May 26th as Community Center Week and would urge all citizens to get behind the drive.



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A brief discussion ensued relative to the application by the Town of Palmyra for funds for landscaping of the Community Center Building Area.

**Fire Dept.  
Members:**

On motion by Trustee Wilson, 2nd by Trustee Williamson and carried, the names of Jeffery W. Williams, 3539 North Creek Road, Palmyra and Francis Rush, Jr., 117 Stafford, were approved for membership in the Fire Department pending completion of training as directed by the Fire Department.

**Removal of  
Member:**

Trustee Wilson advised that the name of Richard DeNearing is to be dropped from the Fire Department Roster inasmuch as he was unable to complete the training as prescribed.

**Firehouse  
Driveway:**

Trustee Wilson advised that the driveway area some 32,000 Sq.Ft., should be cleaned and sealed at the new Firehouse. She advised that she had received a proposal from Perinton Paving, Inc., Fairport, New York, who would do this work for \$2,240. Motion by Trustee Wilson, 2nd by Trustee Williamson and carried to accept the proposal of Perinton Paving Inc., Fairport, N.Y. to clean and seal with two coats, 32,000 Sq.Ft. of surface at the Palmyra Firehouse on East Main Street, for \$2,240.00. Clerk ordered to sign the proposal.

**Lites:  
Rt. 31  
E.Main**

Trustee Wilson informed the board that after the widening of the intersections of Routes #31 and #21, prior to which time there were light poles which had to be removed, a letter was sent to the New York State Electric & Gas in November, 1975, advising that the Village of Palmyra did not feel additional lighting would be needed in this area.

Trustee Wilson added that with the construction of the new Firehouse and the Sundae Shoppe, this area now needs additional lights. The New York State Electric & Gas has viewed the area and has recommended the removal of one 11,000 Lumen Mercury Light to be replaced by four 20,000 Lumen Mercury lights for an annual estimated additional cost of \$316.00.

**Resol.to  
Approve:**

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

**WHEREAS**, a survey has been made by the New York State Electric & Gas relative to inadequate lighting on Route #31, East Main Street in the vicinity of the Village of Palmyra Fire House and the Sundae Shoppe,

**BE IT RESOLVED THAT**, the Village of Palmyra shall authorize the New York State Electric & Gas to remove one 11,000 Lumen Mercury Light and install four 20,000 Lumen Mercury Lights in the vicinity of the Village of Palmyra Fire House and the Sundae Shoppe at strategic points for an additional cost of approximately \$316.00 per annum.

Vote:

Unanimously approved. Absent, Trustee L. Green.

**Police  
Car:**

Trustee Wilson informed the board that a police car has been ordered from Mid-City Dodge, Inc., Buffalo, N.Y., under state bid at a cost of \$4,876.45.

**No Trade-  
In:**

Trustee Wilson added that there is no trade-in under this arrangement, but the police department has found it advantageous to have an extra car on hand. It will be the decision of the board which car should be kept and the other to be sold, as is. Under the state bid regulations, wiring will be correct for additional lights, etc.

**Zoning:**

Trustee Williamson advised that he had asked the Palmyra Agricultural Society to ascertain the total footage of the present buildings on the fairgrounds, which, he added is 42,911 Sq.Ft. In accordance with the Zoning Code, he continued, 20% of the land area in an R-1 Zone in which the Fairgrounds is located, may be used for buildings. Trustee Williamson added that there remains some 600,000 Sq.Ft. that could be covered.

**Loc.Law  
#4, 1979:**

Mayor Davin commented that the Public Hearing relative to the Proposed Local Law #4, 1979, which will define "Agricultural Fairgrounds", revealed that the prime objection seemed to be the construction of another "horsebarn". Mayor Davin continued that the Fairgrounds are subject to a non-conforming use in an R-1 District.



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Resol. to Adopt Loc. Law #4, 1979: The following resolution was proposed by Trustee Williamson, 2nd by Trustee Wilson:

WHEREAS, a Public Hearing was held on April 30, 1979 relative to a Proposed Local Law #4, 1979, relative to the defining of Agricultural Fairgrounds and its uses, BE IT RESOLVED THAT, Local Law #4, 1979, shall be adopted pending proper filling with the Secretary of State of the State of New York.

Vote:

Trustee Williamson Aye
Trustee Wilson Aye
Trustee West Aye
Trustee Green Absent

Resolution adopted.

Local Law #4, 1979 is so attached, Page 152.

Letter to Fair Assoc.:

Mayor Davin suggested that a letter be sent to the Palmyra Agricultural Society advising that the Local Law had been adopted, but pointing out that the fairgrounds is located in an R-1 Zone and is subject to a non-conforming use. Attention to Section #2, Permitted Uses, as well as Section #3, relating to harboring of animals during 51 weeks of the year, and Section #5, relating to Parking, should also be pointed out in the letter. Lastly, mention should be made that the surrounding residents, in the past, have been subject to undue aggravation because of amnure accumulation that has not been readily disposed of within a reasonable time. Clerk asked to compose such a letter.

Rt. 31 Wat. Line Twn. Proj

Harold Kruger, Superintendent of the Water Plant, informed the board that construction has begun on Route #31, in the Town of Palmyra, for the extension of a water line to be known as the East Water District in the Town of Palmyra. The Town of Palmyra is laying the line which will connect to the Village of Palmyra water line (12") at the corner of Kent Street and East Main Street, Village of Palmyra. Inasmuch as the Town of Palmyra is desirous of connecting to the Village of Palmyra water line, it will be apropos for the Town of Palmyra to install mains in the Village of Palmyra on Route #31 from Kent Street to the corporation line, some 750'.

Asbestos Pipe:

Mr. Kruger continued that he had ordered the Town of Palmyra to stop work on the Village property until he had had an opportunity to check with the Village Board relative to this type of material. Mr. Kruger commented that the Aldrich Street water line and the West Jackson Water Line, installed in the last ten years is asbestos. However, he added that because of the recent discussions by government officials, he felt that the board should be aware of this. He continued that there is no positive proof, but it has been suspected that lung cancer could develop from the use of asbestos pipe. There is no proven factor thst asbestos has been found anyplace in the state in waterpipes. "OSHA" has ok'd any cutting of asbestos in the field.

Ductile Pipe:

Mayor Davin interjected that Mr. Kruger advised that ductile pipe could be used in the installation of the Village line, but would cost more, which cost might be borne by the Village, (some \$3,000.- \$4,000.)

Dedicate Line:

Trustee Williamson suggested that the water line, when installed by the Town, should then be dedicated to the Village. Mr. Kruger, also felt that a valve should be placed on Vienna Street, at the corporation line, which would be closed, except in an emergency, which would assure the flow of water to the six property owners east of the corporation line from the new Route #31 water line in the Town of Palmyra. General discussion relative to the use of asbestos pipe and the above comments.



I hereby certify that the local law annexed hereto, designated as local law No. .... of 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the <sup>special</sup> ~~general~~ election held on ..... 19 ..... became operative.

(County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as Local Law No. .... of 19..... of the County of ....., State of New York, having been submitted to the Electors at the General Election of November ....., 19 ....., pursuant to subdivisions 5 and 7 of Section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph .....1..... above.

*Theresa P. Otte*

~~Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body~~

Date: *May 7, 1979*

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK

COUNTY OF ~~.....~~ WAYNE.....

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

*Lauren Jane Poyzer*

Signature

..Attorney..at..Law..for..Village..of..Palmyra

Title

Date: *May 7, 1979*

~~County~~  
~~City~~ of PALMYRA  
~~Town~~  
Village



(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

**(Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as local law No. .... of 19...79

County  
of the ~~City~~ of PALMYRA was duly passed by the BOARD OF TRUSTEES  
~~Town~~ (Name of Legislative Body)  
Village

on 5/7/1979 in accordance with the applicable provisions of law.

**(Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer, \* or repassage after disapproval.)**

I hereby certify that the local law annexed hereto, designated as local law No. .... of 19.....

County  
of the City of ..... was duly passed by the .....  
Town (Name of Legislative Body)  
Village

on ..... 19..... and was approved not disapproved by the .....  
repassed after disapproval Elective Chief Executive Officer \*

and was deemed duly adopted on ..... 19....., in accordance with the applicable provisions of law.

**(Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. .... of 19.....

County  
of the City of ..... was duly passed by the .....  
Town (Name of Legislative Body)  
Village

on ..... 19..... and was approved not disapproved by the .....  
repassed after disapproval Elective Chief Executive Officer \*

on ..... 19..... Such local law was submitted to the people by reason of a mandatory referendum, and received the affirmative vote of a majority of the qualified electors voting permissive general thereon at the special election held on ..... 19....., in accordance with the applicable provisions of law.

**(Subject to permissive referendum, and final adoption because no valid petition filed requesting referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. .... of 19.....

County  
of the City of ..... was duly passed by the ..... on  
Town (Name of Legislative Body)  
Village

..... 19..... and was approved not disapproved by the ..... on  
repassed after disapproval Elective Chief Executive Officer \*

..... 19..... Such local law being subject to a permissive referendum and no valid petition requesting such referendum having been filed, said local law was deemed duly adopted on ..... 19....., in accordance with the applicable provisions of law.

\*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.



C. Agricultural Fairgrounds in R-1 District. Buildings for the housing of animals for purposes other than agricultural display shall contain not more than twenty (20) stalls and not more than twenty (20) such animals shall be kept on the Agricultural Fairgrounds at any time, with the exception of fair week. Uses other than an agricultural fair or exhibition shall have prior written approval of the Board of Trustees of the Village of Palmyra.

Section 4. Section 29-22, Temporary Uses, of Article V, Supplementary Regulations and Exceptions, of Chapter 29 of the Code of the Village of Palmyra, is hereby amended by the addition of a new subdivision E to read as follows:

E. Agricultural fair or exhibition. An agricultural fair may be conducted by a chartered agricultural society during a period of not more than seven (7) consecutive days in any calendar year, or such additional period of time as may be required by state regulations in order to qualify for premium payment, within the premises of an Agricultural Fairgrounds. An exhibition of agricultural products and/or animals may be conducted by a chartered agricultural society for not more than one (1) day in any week and in not more than nine (9) weeks in any calendar year, unless the Board of Trustees of the Village of Palmyra shall approve additional events; such exhibition to be conducted within the premises of an Agricultural Fairgrounds. For purposes of this subdivision, a week shall mean a period of seven (7) consecutive days commencing on Sunday and ending on the following Saturday.

Section 5. Subsection (2), Parking units required, of subdivision B, Required parking, of section 29-29, Off-street parking, of Chapter 29 of the Code of the Village of Palmyra, is hereby amended by the addition of a new paragraph (s) to read as follows:

(s) For agricultural fairgrounds; sufficient spaces to accommodate all patrons and visitors.

Section 6. This local law shall take effect upon the date of filing in the office of the Secretary of State of New York State.



Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  
City of PALMYRA  
Town  
Village

Local Law No. 4 of the year 19 79

local law to amend Chapter 29, ZONING, of the Code of the Village of Palmyra to provide for an agricultural fairgrounds as a permitted use in an (Insert title) R-1 District.

Be it enacted by the Board of Trustees of the (Name of Legislative Body)

County  
City of PALMYRA  
Town  
Village as follows:

Section 1. Section 29-9, Definitions, of Article II, Word Usage and Definitions, of Chapter 29 of the Code of the Village of Palmyra, is hereby amended by addition of the following definition, to follow the definition of ACCESSORY USE:

AGRICULTURAL FAIRGROUNDS - An area of land, including structures thereon, that is used primarily for the display and judging of agricultural products, animals and machinery, during a period of not to exceed seven (7) days per year, or such additional period of time as may be required by state regulations in order to qualify for premium payment.

Section 2. Subdivision B, Permitted Uses, of Section 29-14, Residence 1 (R-1) Districts, of Chapter 29 of the Code of the Village of Palmyra, is hereby amended by the addition of a new subsection (10) to read as follows:

(10) Agricultural Fairgrounds on a site of not less than thirty (30) acres, provided that buildings for the housing of animals be located not less than one hundred twenty five (125) feet from any property line, not less than two hundred (200) feet nor more than six hundred (600) feet from any rear street line, and not less than six hundred (600) feet nor more than eight hundred (800) feet from any westerly through street line; and provided further that buildings for uses other than housing of animals be located not less than fifty five (55) feet from any property line and not less than forty (40) feet from any existing structure.

Section 3. Section 29-21, Use regulations, of Article V, Supplementary Regulations and Exceptions, of Chapter 29 of the Code of the Village of Palmyra, is hereby amended by the addition of a new subdivision C to read as follows:



May 7, 1979

**Resol:** The following resolution was proposed by Trustee Williamson, 2nd by Trustee West:

**WHEREAS**, the Town of Palmyra is desirous to install a water line on Route #31, to be connected to the Village of Palmyra 12" Line at the intersection of Kent and East Main Street, and,

**WHEREAS**, the Town of Palmyra has agreed to install asbestos pipe for some 750' from the intersection of Kent Street and East Main Street to the corporation line of the Village of Palmyra and the Town of Palmyra, at no cost to the Village of Palmyra,

**BE IT RESOLVED THAT**, the Village of Palmyra shall accept the offer of asbestos pipe from Kent Street to the corporation line at no cost to the Village of Palmyra.

**Asbestos  
Pipe  
Approved:**

Vote:

Trustee Wilson	Naye	Absent, Trustee Green
Trustee West	Aye	
Trustee Williamson	Aye	
Mayor Davin	Naye	

Resolution deadlocked.

2nd Vote on above resolution:

Trustee Wilson	Naye	Absent, Trustee Green
Trustee West	Aye	
Trustee Williamson	Aye	
Mayor Davin	Aye	

Resolution Adopted.

**Resol.  
re:  
Condi-  
tions of  
Water  
Line:**

The following resolution was proposed by Trustee Williamson, 2nd by Trustee West:

**WHEREAS**, the Town of Palmyra desires to install a water line to be known as the East Water Line District, Route #31, which shall be connected to the Village of Palmyra Water Line at the intersection of Kent Street and East Main Street, a 12" Line, and,

**WHEREAS**, the Town of Palmyra has agreed to underwrite the cost of materials and labor for some 750' of pipe from Kent Street east to the Village of Palmyra Corporation Line on East Main Street to be installed by the Town of Palmyra at no cost to the Village of Palmyra, and,

**BE IT RESOLVED THAT**, prior to completion and covering of such line, the Village of Palmyra Water Plant Superintendent, Harold Kruger, shall be permitted to inspect the line and fittings, and,

**BE IT RESOLVED THAT**, upon the recommendation of Water Plant Superintendent, Harold Kruger, as to the satisfactory installation of the line, that such line shall be dedicated to the Village of Palmyra, and,

**BE IT FURTHER RESOLVED**, that a Master Meter shall be in place and operational prior to the deliverance of water to the Route #31, East Water District, at the corporation line on East Main Street, and,

**BE IT FURTHER RESOLVED**, that a valve be placed on Vienna Street, at no cost to the Village of Palmyra, at the corporation line, which shall be closed except in case of emergency, to insure that the six (6) residents, namely, L. Wizeman, D. Sinclair, F. Halsey, R. DeSmith, R. Gannon and E. Butler, property owners on Vienna Street, east of the Village of Palmyra Corporation Line, in the Town of Palmyra, shall become a part of the East Water Line District, on Route #31.

Vote:

Unanimously approved. Absent, Trustee Green.

**Inspector  
Twn.Wat.  
Line:**

Trustee Williamson questioned Mr. Kruger who would be inspecting the installation of the Town Water Line inasmuch as he, Mr. Kruger, is the Town of Palmyra appointed Water superintendent. Mr. Kruger informed the board that the engineers, Hershey & Malone will be overseeing the work.



May 7, 1979

- Thanks to H.Kruger:** Mayor Davin thanked Water Plant Superintendent, H. Kruger, for his interest and for the information relative to the asbestos pipe to be installed by the Town of Palmyra.
- Fire Dept:** Mayor Davin reviewed the Capital Reserve Fire Fund advising that it was originally formed in 1948 for the purpose of accumulating funds for the purchase of fire fighting equipment. This was in accordance with a resolution and is so approved by the State Comptroller Opinion #93, 1948. Trustee Wilson questioned if it might be possible to use some \$5,000.00 per year toward expenses of the new firehouse from the Capital Reserve Fund Fire. Village Attorney Poyzer advised that she would check with the N.Y. State Department of Audit & Control for an opinion.
- Vandalism Wat.Trk:** Trustee Wilson commented that it is believed that someone put sand in the water truck crankcase. A wrench was also stolen which would indicate vandalism.
- Street Paving:** Trustee Williamson advised that Hathaway Street which was not paved last year by the contract will be done soon.
- P.T.SEXTON & Cemet. Tr.Fds.:** Discussion by the board of the investment firms who had talked with the board at previous meetings. Firms who had reviewed their fees and willingness to review and reinvest village funds were Manning & Napier Advisors, Inc., Rochester, N.Y. and Bernard Donegan, Associates, Victor, N.Y.
- Resol.:** The following resolution was proposed by Trustee Wilson:  
**WHEREAS**, Bernard Donegan Associates have presented their proposals for the investing of funds in the P.T. Sexton Trust Fund and Cemetery Trust Fund, as well as management of other funds of the Village of Palmyra,  
**BE IT RESOLVED THAT**, Bernard Donegan Associates, Victor, New York, shall be appointed consultants for management of Village funds.  
 The above resolution died for lack of a second.
- Dbl. Entry Workshop:** Clerk Otte advised that there would be a Double Entry Workshop at East Rochester on May 23, 1979 beginning at 9:00 A.M. to 4:00 P.M., cost of which would be \$8.00, including lunch, sponsored by the N.Y.S. Department of Audit & Control.  
 Motion by Trustee Wilson, 2nd by Trustee Williamson and carried, to authorize the Clerk Treasurer to attend the Workshop, with any expense involved to be paid by the Village, on May 23, 1979 at East Rochester.
- Village Ins.:** Mayor Davin read a letter regarding the insurance coverage from VanParys Insurance. Letter advised that premium is up due to reduction in the experience credit. Village losses in the last three years have amounted to \$20,000.00. Trustee Williamson commented that he would like to contact another insurance agent for his comment relative to village coverage.
- Wayne Co. Yth.Bur. Fds.:** Letter addressed to James Campbell, Community Center Director, from R. C. Oakes, Director, Wayne County Youth Bureau, advised that N.Y. State Division for Youth Supplemental Application for the Village of Palmyra has been approved in the amount of \$800.00.
- Resig. Zon. Offcr:** A letter was received from Bruce Wideman, Zoning Officer, advising that he would be resigning as Building, Housing & Zoning Officer for the Village of Palmyra as of July 1, 1979. Board accepted his resignation with regret and offered their thanks for the twelve years that he has served in this capacity for the Village of Palmyra.



May 7, 1979

- Police Report:** The Police Report for the month of April, 1979 was viewed. On motion by Trustee Wilson, 2nd by Trustee Williamson and carried, the report was accepted and ordered filed. Highlights of the report indicated 144 complaints with 14 accidents investigated, 8 apprehended for Criminal Mischief, and 7 cited for Illegal Parking with only one (1) arrested for Speeding. Total fines and bail forfeitures collected amounted to \$485.00.
- State Rev. Shar:** Mayor Davin summarized a letter received from Paul Kehoe, Assemblyman for this district, which advised that beginning in 1980, the Village of Palmyra will loose some \$4,022.00 in State Revenue Sharing (formerly named State Aid Per Capita) along with other communities inasmuch as the Governor has altered the percentage formula from 18% to 8% of the personal income tax collections.
- Assess. NY Tel.:** Village Attorney Poyzer advised that the New York Telephone Co. has challenged the assessment as levied by the State, filing a petition on the village assessor, the village treasurer and the Village Attorney. Motion by Trustee West, 2nd by Trustee Wilson and carried, to instruct Village Attorney Poyzer to answer the challenge.
- Conifer Assoc.:** Village Attorney Poyzer advised that Conifer Associates of Palmyra has challenged the assessment as levied by the State, filing a petition on the village assessor, the village treasurer and the Village Attorney. Motion by Trustee West, 2nd by Trustee Wilson and carried, to instruct Village Attorney Poyzer to answer the challenge.
- Executive Meeting:** On motion by Trustee Williamson, 2nd by Trustee West and carried, the board convened in Executive Session at 11:13 P.M. to discuss a personnel matter, R. Mingo.
- Theresa P. Otte, Clerk Treasurer
- Re-Convene:** On motion by Trustee Wilson, 2nd by Trustee West and carried, the board re-convened in regular board meeting at 11:17 P.M.
- Present:** Mayor M. Katherine Davin, and Trustees David Williamson, David West, Mary Lou Wilson, Village Attorney, Laura Jane Poyzer. Absent, Trustee Lloyd A. Green.
- R.Mingo Arbitration:** On motion by Trustee Williamson, 2nd by Trustee West the following resolution was proposed:
- WHEREAS**, the Village of Palmyra has been cited by Robert Mingo, former patrolman in the Village of Palmyra Police Department, for various reasons,  
**BE IT RESOLVED THAT**, the Village of Palmyra shall engage the services of James Spitz, of Harris, Beach, Wilcox, Rubin & Levey, Rochester, New York, to stay the arbitration for the Village of Palmyra.
- Vote:
- |                    |        |
|--------------------|--------|
| Trustee Wilson     | Aye    |
| Trustee West       | Aye    |
| Trustee Williamson | Aye    |
| Trustee Green      | Absent |
- Resolution Adopted.
- Mayor Proclaim:** Mayor Davin advised that she wished to proclaim May 5th to May 12th as Mother's Week and designate Mrs. Dorothy Baker, East Jackson Street, as Mother of the Year for the Village of Palmyra.
- Assessor Salary:** Mayor Davin advised that in talking with the Village of Palmyra appointed assessor, Judson Roney, it would be apropos to reinstate the former salary of \$2,000.00 in the budget as opposed to the \$1,000.00 as appropriated.
- Adjourn:** Mayor Davin adjourned the meeting at 11:20 P.M.

Theresa P. Otte, Clerk Treasurer



May 21, 1979

Regular Board Meeting Board of Trustees 7:30 P.M.

**Present:** Mayor M. Katherine Davin and Trustees Lloyd A. Green, Mary Lou Wilson, David Williamson, David West, and Village Attorney, Laura Jane Poyzer.

**2 Min. Silence:** Mayor Davin opened the meeting with a few minutes of silence.

**Vouchers:** Motion by Trustee Wilson, 2nd by Trustee Green and carried, to approve payment of the vouchers in the amount of \$82,437.83.

**Minutes:** Motion by Trustee Green, 2nd by Trustee Wilson and carried, to accept the minutes of the meeting of April 2, 1979 together with the Organization Meeting of April 2, 1979, which were not previously accepted inasmuch as those board members who were present, were not all in attendance at subsequent meetings to approve.

Motion by Trustee Williamson, 2nd by Trustee Wilson and carried, to accept the minutes of the May 7, 1979 meeting with the following corrections:

Square Footage of the Palmyra Agricultural Fairgrounds should be 60,000.

Cost of Ductile pipe should be \$2,700, not \$3,000-\$4,000.  
With the above corrections, minutes were accepted.

**Union CSEA Contract:** Trustee Green advised that the CSEA and the Village of Palmyra have now completed negotiations with a contract ready for Mayor Davin's signature.

Motion by Trustee Green, 2nd by Trustee Wilson and carried, to authorize Mayor Davin to sign the agreement in behalf of the Village of Palmyra.

**Contract Changes:** Trustee Green advised that no longer will names of persons be designated but rather "job titles". The general wage increase the first year will be 5 1/2% and 6 1/2% the second year. The overall cost, he added the first year will be about 7%, with somewhat less the second year. Eleven (11) holidays have now been designated, with 2 additional days for sick leave in the second year of the contract. Mileage will be increased in the second year to 17¢/mi., with a raise in the shift differential. The Deputy Clerk has now been excluded from the Union. The name of the union has been changed to CIVIL SERVICE EMPLOYEES ASSOCIATION, INC., PALMYRA VILLAGE UNIT OF WAYNE COUNTY CHAPTER. Above are highlights of general changes, others may be noted when contract available to all.

**Mandatory Arbitration:** Mayor Davin advised that a letter was received from Mayor Becker, Lynbrook, N.Y., who urged that villages write their legislators, as well as the Governor to urge defeat of the Mandatory Arbitration Bill now up for ratification. Clerk asked to compose such letters.

**Kings Daugh. Library:** Representatives of the Palmyra Kings Daughters' Library Association -- Arthur McKeown, Mrs. Kass Vande, Mrs. Shelia Maxwell -- informed the Village Board that specifications have been prepared for a new entry to service the handicapped, new lighting and wiring to be a part of the improvements.

**Conifer:** Mayor Davin advised the board that Conifer Associates desire to purchase the property north of Canal Street, west of Division Street, and opposite the Towpath Manor, Senior Citizen Housing. The required Down payment on this piece of property has been made to the Village. It is their intent to construct housing.

**Propos. Hsng.:** Attorney Poyzer interjected that housing must be offered to the elderly, handicapped and disabled. If any spaces are still available after screening for the aforementioned, anyone may apply.



May 21, 1979

**Storm  
Drain:**

Mayor Davin added that Conifer Associates have indicated the need for an easement for a storm drain into the canal. In addition, they have asked that they be allowed to use the former Goebert Building for Storage, until they have completed construction. Trustee Green commented that the Village of Palmyra Highway Department has been using the building for storage. According to the Urban Renewal Agreement, this building must be demolished when this area is sold and new construction is completed.

**\$10,000.  
In Escrow:**

Mayor Davin informed the board that the sum of \$10,000. has been placed in escrow for fill for the area which measures 72,710 square feet or 1.669 Acres, all of which includes the easement of the New York State Electric & Gas in the southwest corner of the parcel.

Village Attorney Poyzer will confer with Paul Rubery, Esq., former Attorney for the Urban Renewal Agency regarding the above matters. Village Attorney Poyzer added that if the plan can be amended, the Village of Palmyra should have some assurance that there would be senior citizen housing available.

Trustee Williamson discussed the possibility of placing the easement for the storm drain farther to the west, some 120 feet nearer to the west property line.

**Lazerson  
Petition:**

Village Attorney Poyzer advised that she felt the arguments went well at the hearing for the Lazerson Petition. There will be three to four weeks before a final determination is rendered.

**Conifer  
Petition:**

Village Attorney Poyzer advised that the Conifer Petition regarding the assessment for the Towpath Manor, owned by Conifer Development Associates, Rochester, New York, will be heard on May 22, 1979.

**Marine  
Midland  
re: Invest-  
ment  
Accts:**

Jack Rogan, representative of the Marine Midland Bank, Rochester, New York and consultant since 1977 for the P.T. Sexton & Cemetery Trust Funds for the Village of Palmyra, although affiliated with the Marine Midland for the last ten years, discussed the accounts. Mayor Davin suggested that the board would appreciate a resume of any changes they may have suggested.

Trustee Green advised that the Village of Palmyra would like the best investment for the Village.

Mr. Rogan commented that there are 13 full time analysts in their New York Office who have connections with the investment world.

Mr. Rogan commented that Burroughs and I.B.M. Stock are quite attractive as well as Eastman Kodak Stock.

Trustee Green added that the Village Board would like to have resume of what they, Marine Midland, could do for the village.

Trustee Green asked the clerk to inform Mr. Rogan of board's desires.

**Clerk  
Advises:  
Cemetery  
Fund:**

Clerk Otte pointed out that in the case of the Cemetery Trust Fund, only 35% can be placed in stocks, in accordance with State Village Law, such stocks to be "gold chip". Need for a substantial return on investments arises as annual accumulated interest is withdrawn from the time deposit savings account and transferred to the general fund to help offset the expense of operating the cemetery. Clerk Otte added that investment income realizes approximately \$5,000.00 per year, which today accounts for only 1/6 of what it costs to operate the cemetery.

**P.T.  
Sexton  
Fund:**

In relation to the P. T. Sexton Trust Fund, she continued, there is no stipulation regarding the percent of purchase of stocks. However, the Village Board is charged with "prudently" investing the funds of the Trust Fund left to the Village by Pliny T. Sexton, so that the Village Park, would be self sustaining. Here again, she commented, approximately \$5,000. is realized in interest from the investments annually, and this amount is used to defray the operating costs of the parks, and building to include heat, light, general maintenance, mowing, etc. A larger yield would be welcome.

**Other  
Invest.  
Consul-  
tants:**

Trustee Williamson advised talking to Bernard Donegan, Associates, Victor, N.Y., who advised that they would not be available to invest funds of the P.T. Sexton Trust Fund and the Cemetery Trust Fund, but would handle other short term investment of general village funds, such as water, sewer and general fund. Manning & Napier, Rochester, New York, investment counselors, according to Trustee Williamson could handle the investment program if Donegan Associates were to refer this facet of village work to them. Trustee Green commented that Jack Rogan, Marine Midland, should be given an opportunity to reply to the Village Board by June 4, 1979,



May 21, 1979

as to a proposed program of investment that they might recommend. At this time, the board could then decide on a consultant for the Cemetery Trust and P.T. Sexton Trust Fund.

Arbitra-  
tion:

Trustee Wilson advised that James Spitz, Harris, Beach, Wilcox, Rubin & Levey, attorneys in conjunction with the R. Mingo matter, have indicated that the fault may lie with the Civil Service Law and not with the Village of Palmyra.

Police  
Comm.:

Trustee Wilson advised that the Police Commission is continuing to meet every two weeks. Trustee Wilson commented that the new entry rate for a new policeman, if hired for the Village of Palmyra Police Department would be 80% of the regular policeman's salary.

Trustee Wilson further advised that the Police Commission is studying the possibility of a sergeant for the department.

Sewer  
Dept.  
Rpt.:

Trustee Williamson advised that specs will be drawn for the purpose of requesting bids for the installation of black-topping in the drying beds at the Sewer Plant. Trustee Williamson added that Sewer Plant Superintendent Kruger has indicated that with blacktop laid in the drying beds, it will be possible to remove the condensed sludge more often, even in the winter months.

Water  
Dept.  
Rpt.:

Trustee Williamson commented that the South District, (Canandaigua Road, Bear Hill and Rolfe Street) Water District Master Meter to be installed by the Town of Palmyra is in, but not operational.

Annex  
West  
Side  
Burnham  
Hts. (?):

Trustee Williamson informed the board that he is exploring the possibility of enticing the residents on the West Side of Burnham Heights to annex to the Village of Palmyra rather than rather than continue as residents of the Town of Macedon. He indicated that a number of the residents would like to be able to annex so that they might connect to the Village of Palmyra sanitary sewer as well as to the storm sewer.

On the negative side, he revealed, if the Village of Palmyra were to annex the west side of Burnham Heights, there is a 5 Yr. Water Bond Issue to be paid. This, he indicated, would have to be borne by the Village of Palmyra.

Comm.  
Ctr.:

Trustee West advised that the new Community Center Complex is now totally enclosed. An "Open House" was held on Saturday, May 19, 1979. Those who viewed the complex were very impressed and most indicated they would be more than glad to contribute funds to aid in the completion of the building.

Unsafe  
Bldg.:

Mayor Davin read a letter from Zoning Officer Bruce Wideman, who advised that he wished the board to declare the property owned by H. C. Smith, off Spring Street, known as Parcel #740489, to be declared unsafe and a hazard to the environment and neighborhood.

Resol.:

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

**WHEREAS**, Zoning Officer, Bruce Wideman, has advised the Village Board that property known as Parcel #740489, owned by H. C. Smith, located adjacent to Spring Street and Fayette Street, is hazardous and unsafe,

**BE IT RESOLVED THAT**, the Board of Trustees of the Village of Palmyra shall instruct Zoning Officer, Bruce Wideman to make a thorough inspection of Parcel #740489, owned by H.C. Smith, and located adjacent to Spring Street and Fayette Street, and shall, within thirty days (30) make a full report to the Board of Trustees, so that in due course proper legal action may be taken to notify the owner that removal of the building shall be instituted or proper repairs made in order to make the building structurally sound.

Vote:

Unanimously approved.

Resolution adopted.



May 21, 1979

**Assessor:** Mayor Davin discussed the appointment of Judson Roney, as Assessor for the Village of Palmyra. Mayor Davin indicated that in talking with Mr. Wideman, Councilman in the Town Board, it is his feeling that the Town of Palmyra should assume the complete salary for the assessor. Trustee Green interjected that he expected to be talking with Judson Roney at Garlock, Inc., within the next week, and would at that time be glad to talk with him, J. Roney, relative to accepting the salary of \$2,000.00 that has been appropriated in the budget for the Village of Palmyra Assessor. Mayor Davin seemed to feel that Mr. Roney had anticipated an increase in the salary from the Village of Palmyra.

**Apps. for Zon. Ofcr:** Clerk advised that several applications had been received for a Zoning Officer. Board advised that add should be "run again", after which all applications would be screened by the Village Board and Zoning Officer Bruce Wideman, who would then contact three or four of the most qualified to be interviewed.

**Memorial Day**  
**NO PARADE:** Mayor Davin advised that a letter had been received from the American Legion Commander, William Nelson, who advised that there would be no parade this year due to the two designated dates of May 30th and May 28th. However, he stated that a service would be held on Wednesday, May 30th, at 6:00 P.M. at the Soldier's & Sailor's Memorial in the Palmyra Cemetery, at which time the public was welcome to attend.

**Vil. Ofc. Closed:** The Village Board directed that the Village Offices should be closed on Monday, May 28, 1979 and re-open on Tuesday, May 29th, in observance of Memorial Day.

**City Ct. Geneva Request:** Letter received by Mayor Davin from the City Court of Geneva requesting that the Village Board allow Judge William Abbott to assist the Geneva Court in disposing of the many cases pending, backlog of which has been occasioned by the recent illness of one of their City Court Judges. Clerk instructed to write the City Court of Geneva to advise that inasmuch as the Village of Palmyra does not have an Acting Police Justice, and inasmuch as Judge Abbott, assists the Town of Palmyra Justice, it would not be possible for Judge Abbott to be of assistance at this time.

**Poppy Day:** Mayor Davin read a proclamation denoting the week of May 28th as Poppy Day Week.

**Concert:** Trustee Wilson reminded the Board that there will be a band concert on June 8th, 1979 from 6:30 - 1:30 P.M. in the Village Park by the Pal-Mac Band.

**Resol: Releived Water & Sewer:** The following resolution was proposed by Trustee Green, 2nd by Trustee Wilson:  
**WHEREAS**, Treasurer Otte has advised that the amount of \$3,429.59 representing unpaid water and sewer charges plus penalties, is outstanding in the water and sewer department, and,  
**WHEREAS**, in accordance with State Village Law it is permissible to add unpaid water and sewer charges to the tax levy,  
**BE IT RESOLVED THAT**, charges in the amount of \$3,429.59 shall be added to the tax levy, as of 6/1/79.  
Vote: Unanimously approved.

Resolution adopted. List attached on Page 160.

**Unpaid Beaut. Assess:** The following resolution was proposed by Trustee Green, 2nd by Trustee Wilson:  
**WHEREAS**, bills were levied as of September 15, 1978 to those property owners designated in the Beautification Downtown Area, and,  
**WHEREAS**, in accordance with State Village Law, Article 5-518 Subdivision #9, unpaid charges may be added to the next Tax Roll,  
**BE IT RESOLVED THAT**, the amount of \$\*,284.94, representing the amount of unpaid Beautification Assessment Charges, shall be added to the Tax Levy as of 6/1/79.

Vote: Unanimously approved.

Resolution adopted.



May 21, 1979

**Misc. Unpaid Charges:**

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

**WHEREAS**, ANY unpaid miscellaneous charges levied to property owners may be added to the village tax levy in accordance with State Village Law, Article 5-518 subdivision #9,  
**BE IT RESOLVED THAT**, the amount of \$142.50 representing unpaid sidewalk, frozen water meters, shall be levied on the Tax Roll as of 6/1/79.

Vote:

Unanimously approved.

Resolution adopted.

**Trees:**

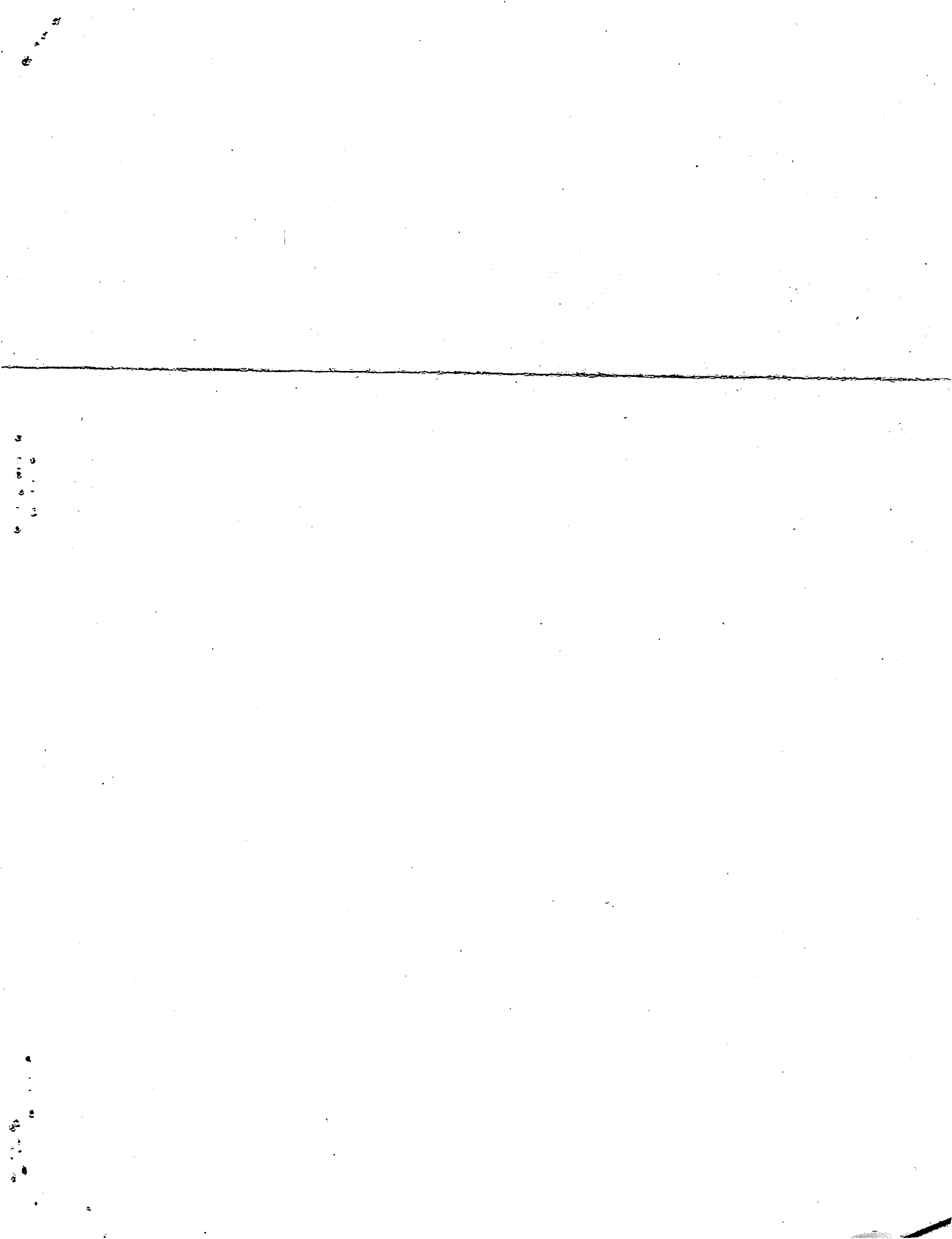
On motion by Trustee West, 2nd by Trustee Wilson the following resolution was proposed:

**WHEREAS**, appropriated funds in the amount of \$1,000.00 for purchase of new Village trees was unused during fiscal year, 6/1/78-5/31/79,

**BE IT RESOLVED**, that the Treasurer shall be instructed to encumber the amount of \$1,000.00 for purchase of new Village trees, 6/1/79-5/31/80.

Unanimously approved.







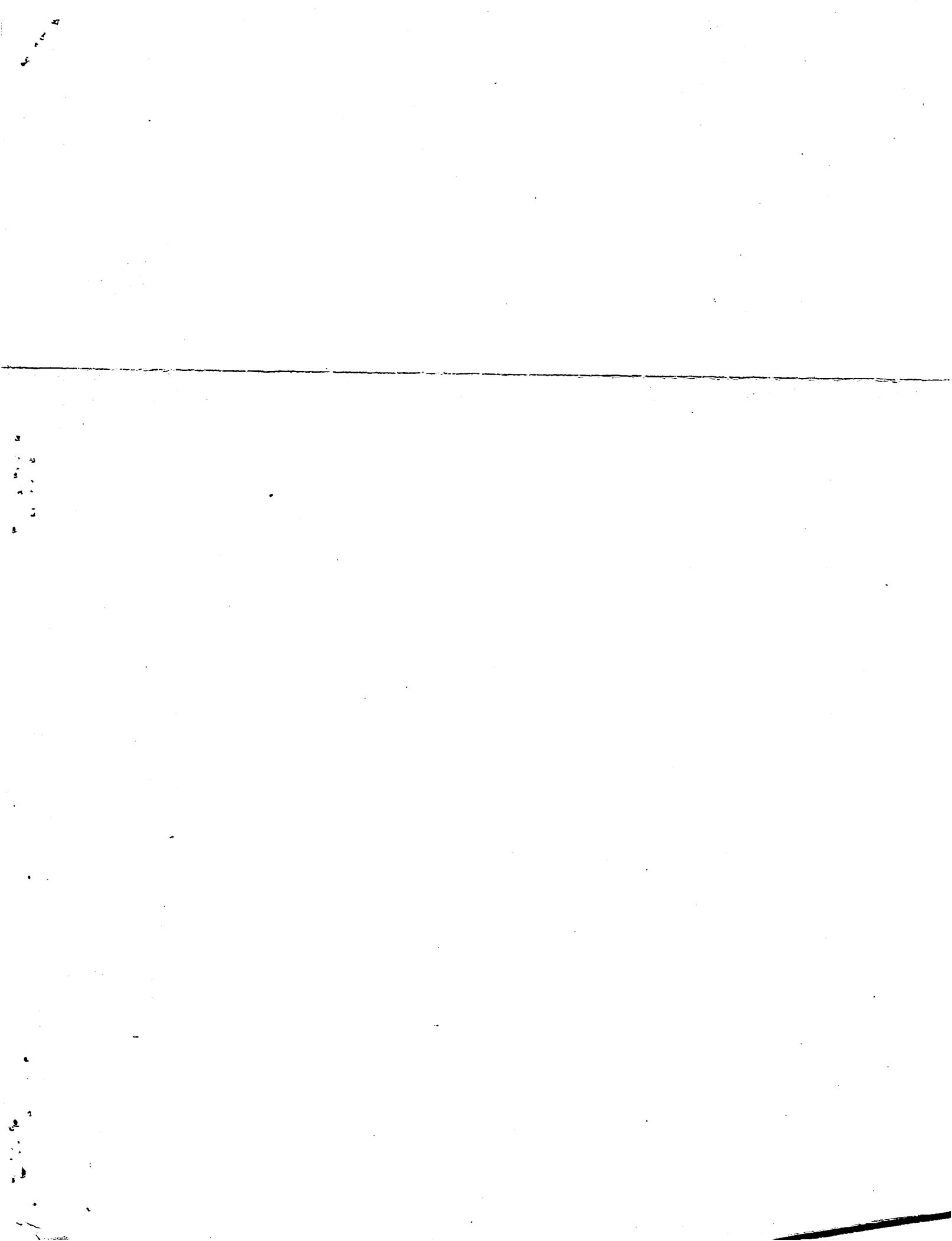
VILLAGE OF PALMYRA

<u>CENTROID NO.</u>	<u>PROPERTY OWNER</u>	<u>CODE NO.</u>	<u>ADDRESS</u>	<u>TOTAL</u>
32111-16-882359	Robert Shaffer	47-5	Johnson Rd.	32.89
32111-16-853437	Edwin Nichols	47-363	363 Johnson St.	41.97
32111-12-954538	James Swan	49-111	111 Crescent	35.75
32111-16-995404	Robert Orbaker	51-411	411 Howell	39.33
32111-16-996382	James Manning	51-415	415 Howell	44.61
33111-13-020381	Larry White	52-418	418 Howell	78.21
32111-07-727754	VanScott Bros.	65-309	309 Canal	18.15
32111-12-873648	Larry Marker	90-112	112 Throop	44.61
32111-12-879643	Persyns Coll.	90-114	114 Throop	74.64

74.64  
3,429.59

JUNE 1978 QUARTER	-	93.23
SEPT 1978 QUARTER	-	565.74
DEC 1978 QUARTER	-	409.21
MARCH 1979 QUARTER	-	<u>2,361.41</u>
TOTAL		3,429.59







<u>CENTROID NO.</u>	<u>PROPERTY OWNER</u>	<u>CODE NO.</u>	<u>ADDRESS</u>	<u>TOTAL</u>
33111-09-103568	Robert Simpson	17-527	527 Vienna	31.35
32111-12-843629	William G. Smith	18-202	202 Vienna	46.48
32111-12-851624	Donald Behlke	18-210-1	210 Vienna	23.10
32111-12-795657	L. Jacobs	19-381	381 Prospect	32.89
32111-10-453623	G. Lanseer Fairport, NY	23-323-2	323 W. Jackson	16.17
32111-11-533590	Dermott Quinn	24-204	204 W. Jackson	37.07
32111-11-530650	E. Langworthy	33-129	129 Washington	36.47
32111-11-554655	James LeFever Macedon, NY	34-126-1 34-126-2	126 Washington	20.74
32111-11-698522	Gary Gumaer	1-39-217	217 Walker St.	35.75
32111-11-641505	James Firestine	1-40-122	122 E. Charlotte	52.86
32111-15-640490	Norris Harloff	41-317	317 Hathaway	61.60
32111-15-662465	G. Schumacher	42-338	338 Hathaway	28.33
32111-11-706652	Francis Rauber	45-133	133 Fayette	72.27
32111-11-728629	Marius Thompson	46-146-2	145 Fayette	9.08
32111-11-728624	William Abbott	46-150	150 Fayette	32.89
32111-11-723559	Ralph Ingold	46-230	230 Fayette	58.91
32111-15-725489	Wm. D. Herman	46-318-1	318 Fayette	12.65
32111-15-725471	Laurel A. Drury	46-334-1	334 Fayette	35.75
32111-15-722462	George Knibbs	46-402	402 Fayette	66.39
32111-15-722458	Mary Romeiser	46-406	406 Fayette	32.07



## VILLAGE OF PALMYRA

(2)

<u>CENTROID NO.</u>	<u>PROPERTY OWNER</u>	<u>CODE NO.</u>	<u>ADDRESS</u>	<u>TOTAL</u>
32111-11-545705	Cora J. Maine Williamson, NY	3-149-4	151½ W. Main	8.97
32111-11-505721	Joseph Ioele Palmyra, NY	3-223-4	220 Hansen	7.43
32111-10-482699	Albert Young Palmyra, NY	3-305	305 W. Main	66.83
32111-11-567671	William McGrath	4-132	132 W. Main	69.47
32111-10-269630	Joseph VanScott	5-136	136 Burnham Hts.	57.20
32111-10-296692	H. VanBortel	6-103	Burnham Hts.	277.20
32111-10-333512	Harold Edinger	8-142	142 Hyde Pkwy.	32.18
32111-15-510397	Elaine Mott	10-234	230 Laurentian Dr.	52.80
32111-14-462422	A. Darbyshire	10-314	336 W. Foster	45.27
32111-14-473421	Bruce Eddy	10-326	326 W. Foster	42.63
32111-15-693446	Louis Carroll	11-229	229 E. Foster	56.93
32111-15-642416	Mary E. Fraher	12-122	122 E. Foster	39.99
32111-10-365635	G. Freeland Rochester, NY	13-139	139 Stafford	20.85
32111-10-364629	Elden Elliott	13-145	145 Stafford	20.68
32111-14-370485	Albert Dennie	13-425	425 Stafford	37.90
32111-10-401655	Wm. W. Lowery	14-124	124 Stafford	39.05
32111-12-822656	John DiSanto	17-103	103 Vienna	58.03
32111-12-844654	Phillip Retan	17-117-2	117 Vienna	9.79
32111-12-921616	Michael Day	17-267	267 Vienna	59.40
33111-09-059571	Lester Skeels	17-439-3	439 Vienna	6.60

UNPAID WATER & SEWER BILLS TO TAXES  
JUNE 1, 1979  
VILLAGE OF PALMYRA

<u>CENTROID NBR.</u>	<u>PROPERTY OWNER</u>	<u>CODE NO.</u>	<u>ADDRESS</u>	<u>TOTAL</u>
32111-11-737698	Robert Pollak 10 Perrin St. Fairport, NY	1-327-1	327 E. Main	266.76
32111-11-737698	Robert Pollak Fairport, NY	1-327-2	327 E. Main	230.45
32111-12-797698	Ann O'Leary 1216 N 15th St Allentown, PA	1-439-2	439 E. Main	15.51
32111-12-802697	Robert Major 443 E. Main Palmyra, NY	1-443	443 E. Main	419.54
32111-11-679681	J. Donald Roe Canandaigua, NY	2-208-2 2-208-3	208-210 E. Main	13.92
32111-11-682680	D. Nussbaumer Vienna St. Palmyra, NY	2-212-3	212 E. Main	7.15
32111-12-778672	Peter Taves Palmyra, NY	2-424	424 E. Main	36.80
32111-12-895650	Thomas Natcias 610 Hazelwood Terr. Rochester, NY	2-600	600 E. Main	92.73
32111-12-915637	Jerry Blankenberg Palmyra, NY	2-606-1	606 E. Main	40.43
33111-09-025588	J. McEvoy 75 Alpine Knoll Rochester, NY	2-628	628 E. Main	48.40
33111-09-106577	Conrad Skoro Palmyra, NY	2-644	644 E. Main	95.72



Encumb. The following resolution was proposed by Trustee Green, 2nd by  
Fds. Trustee Wilson:  
Snow

Equip: WHEREAS, Treasurer has advised that in the Snow Removal Equipment  
Account there is some \$10,000.00 unspent from the current fiscal  
year, 6/1/78 - 5/31/79, and,  
WHEREAS, it is expedient that the Village of Palmyra has  
sufficient equipment to cope with the winter snow storms in this  
area,  
BE IT RESOLVED THAT, the Treasurer shall be instructed to encumber  
\$10,000.00 to be held in reserve for the following fiscal year  
and placed with the appropriated amount for Snow Removal Equipment.  
Vote:

Unanimously approved.

Adjourn: Mayor Davin adjourned the meeting at 10:45 P.M.

Theresa P. Otte, Clerk Treasurer

\* \* \* \* \*

June 4, 1979

Regular Board Meeting

Board of Trustees

7:30 P.M.

Present: Mayor M. Katherine Davin, and Trustees Lloyd A. Green, David  
West. Absent, Trustees Mary Lou Wilson, David Williamson, Village  
Attorney Laura Jane Poyzer.

2 Min. Silence: Mayor Davin asked that the board observe a moment of silence.

Vouchers: Motion by Trustee Green, 2nd by Trustee West and carried, to  
authorize the treasurer to issue checks in the amount of  
\$90,706.82 for vouchers as presented.

Minutes: Mayor Davin advised that an amendment should be inserted to denote  
that the board (Village Board) did agree to follow the plans as  
drafted by the engineers in relation to the Storm Drain in the  
Conifer Development proposal on the north side of Canal Street.  
Mayor Davin also commented that Donegan Associates had indicated  
that they would place investments of the P.T. Sexton & Cemetery  
Trust Fund with another group of consultants, who would work in  
conjunction with Donegan Associates.  
On motion by Trustee Green, 2nd by Trustee West and carried, the  
minutes of the previous meeting, May 21, 1979, were accepted with  
amendments.

Newark Dev. Ctr.: Bob Healy and Brian Dean, representatives of the Newark Develop-  
ment Center informed the Village Board that they wish to have a  
housing facility in the Village of Palmyra. They advised that five  
larger homes in the Village of Palmyra which have FOR SALE signs  
have been viewed by the Development Center. They continued that,  
with the approval of the Village Board, a person knowledgeable in  
the needs of retarded individuals in relation to inside facilities  
of a home, would view all the selected For Sale homes. In some  
instances, the property is leased, rather than sold to the state.  
Property May Be Leased: When the property would be made ready for the retarded individuals,  
no more than fourteen (14) would be housed but preferably eight (8)  
or ten (10), to a home.

They pointed out that the type of person selected for housing  
would be capable of perhaps sheltered employment, meaning many can  
go out in the community to do work. Others would be or remain in  
the home to do the usual household chores, of cleaning, preparing  
meals, etc. There would be constant supervision of the group  
chosen.  
Mr. Healy continued that there is a program at St. Anne's former  
Catholic School for the retarded. There are a number of people  
who are brought in from other communities on a daily basis for a  
program of fun, instruction and general development.  
Mr. Healy further added that there has been apprehension of the  
general public regarding the type of persons who might be  
living in this type of facility. He advised that those persons  
chosen or picked are capable of taking care of themselves physically,  
but need supervision and the assurance that someone is in charge  
and cares. Moreover, he continued, there are some 350 residences  
in New York State, with 290 operated by the state and 60 classified  
as Community Residences.



June 4, 1979

Brian Dean interjected that there are a number of handicapped persons in the village who could be allowed to participate in a "Community Residence for the Mentally Retarded". He continued that applicants would be screened, with first choice given to any village residents, then town and finally county. Those who can pay do, and in some cases, there are those who cannot, but a person is not barred from living in this type of environment if he proves he is capable of handling himself.

Approval  
of Com.  
Res. for  
Mental  
Retard.:

The Village Board informed Mr. Healy and Mr. Dean, that they would welcome a facility for the mentally retarded as outlined by the gentlemen. The representatives assured the board that they would cooperate in every way possible to guarantee that a facility would be completely supervised to the extent that from outward appearances, it would appear to be like any other home on the street.

Resig.  
Mayor  
Davin:

Mayor M. Katherine Davin read a letter of resignation which advised that she was submitting her resignation as Mayor to be effective as of June 30, 1979, inasmuch as her husband has taken another position out of state. The board accepted the resignation with deep regret advising that under any other circumstances, it would be difficult for the board to justify the acceptance.

Deputy  
Mayor:

Mayor Davin felt that it would be in the best interest of the community to have Deputy Mayor, Mary Lou Wilson, assume the reins of administration. Mayor Davin advised that Deputy Mayor Wilson prefers to assume the role of Acting Mayor, only, until the next election, March 18, 1980, at which time a Mayor would be elected to assume office on April 1, 1980, thereby allowing her to retain her seat as a Trustee on the Village Board.

Resig.  
D. Wmson,  
Trustee:

Mayor Davin read a letter of resignation from David Williamson, received by Mayor Davin following the last board meeting with the letter dated May 21, 1979.

Motion by Trustee Green, 2nd by Trustee West and carried, to accept his resignation inasmuch as he has moved from the village.

Democ.  
Letter:

A letter received from Mrs. Lois Lynch, Chairman of the Democratic party suggested that Mr. Williamson submit a resignation inasmuch as he no longer lived in the village.

Comm. Ctr.  
Wood-  
Cutting:

Trustee West advised that the wood cutting project on May 26th was very worthwhile and some \$88.00 was realized, which was turned over to the Community Center for funds toward the development of the Community Center.

Trustee West commented that many people are working to canvass the village and the town to solicit funds so that it may be possible to accumulate sufficient monies to complete the building.

Trustee West revealed that many trees are growing close together especially in the Prospect Hill area. It would be well if the village might consider hiring an arborist, such as "Micha" to mark the trees that could be cut down. He indicated that perhaps three to four hours, probably less at \$25.00/hr, would be sufficient to mark dying and dead trees.

Grills  
Pros.  
Park:

Mayor Davin commented that Trustee Wilson had sent a memo to the effect that a group of scouts would like to have a project to clean up the Prospect Hill area. The scouts would spread gravel, if furnished by the village, in the needed areas of the access road as well as repair the grills, if materials were supplied. Tracy Smith, a Scout, would be in charge of the repairs.

Board agreed that this would be a worthwhile project not only for the scouts, but the eventual use of the park for other persons, would be promising.



June 4, 1979

**Dog Control:**

Trustee West revealed that the information that he has on hand relative to the Dog Control Act of 1980, seems to indicate that the name of the Dog Warden has now been changed to Dog Control Officer.

Trustee West commented that the ordinance that the Village of Palmyra presently has is good but needs to be enforced. In comparing with another community, their fees seem to be slightly higher than those specified on our books.

**Thanks to Trustee Green & Board:**

A letter addressed to Trustee Green and the Village Board thanked the village for placing the retaining wall, dirt and other needed materials in the "triangle area" at the intersection of Canal, East Main Street and Park Drive. Letter was received from the women's Civic Club who were instrumental in planting the flowers, and shrubs.

**Lazerson Appeal:**

Mayor Davin advised that Village Attorney Poyzer had indicated that the appeal of Irving Lazerson has been denied before five (5) judges.

**Comm. Dev. Fds.:**

Mayor Davin read a letter from the Department of State which seemed to indicate that the Village of Palmyra would be the recipient of Community Development Funds, but no stipulated amount was stated. Clerk asked to check further on the matter.

**Police Report:**

On motion by Trustee Green, 2nd by Trustee West and carried, the Police Report for the month of May, 1979 was accepted. Highlights of the report indicated \$176 complaints with 8 apprehended for criminal mischief, of the 23 motor vehicle arrests, three each were cited for Driving While Intoxicated and DWI over 10%. Total fines and bail forfeitures collected totaled \$440.00.

**NYSE&G:**

The New York State Electric & Gas requested permission to break the surface at Liberty and Hansen Street for the purpose of installing Cathodic Protection on gas mains. Motion by Trustee Green, 2nd by Trustee West and carried, to grant the request with condition the street will be restored to satisfactory condition.

**Invest. Counsel:**

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

**WHEREAS**, the Board of Trustees of the Village of Palmyra has interviewed several investment firms for the purpose of selecting one who would manage, under the direction of the Board of Trustees of the Village of Palmyra, the Pliny T. Sexton Trust Fund and the Cemetery Trust Fund in order to obtain the best financial returns, **BE IT RESOLVED THAT**, the firm of Bernard Donegan Associates, Victor, New York, shall be designated to manage the Pliny T. Sexton Trust Fund and the Cemetery Trust Fund until such time when the Village Board shall deem it proper to terminate.

Vote:

Trustee West	Aye		
Trustee Green	Aye		
Mayor Davin	Aye		
Trustee Wilson	Aye	(Absentia)	(Vote by Proxy)

Resolution adopted.

**Finance Dept. Increase:**

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

**WHEREAS**, the Clerk Treasurer, Theresa P. Otte, employee of the Village of Palmyra since 11/1/54, and Deputy Clerk Phyllis G. Dickinson, employee of the Village of Palmyra since 9/1/67, both appointive personnel, and,

**WHEREAS**, it is the prerogative of the Board of Trustees to set salaries of the Finance Department, in which the above people are classified,

**BE IT RESOLVED**, that the percentage of increase beginning as of April 1, 1979 for the ensuing year for the Clerk Treasurer, Theresa P. Otte, shall be thirteen percent (13%) based on the weekly salary as was set as of April 1, 1978, and,

**BE IT FURTHER RESOLVED**, that the percentage of increase beginning as of April 1, 1979 for the ensuing year for the Deputy Clerk, Phyllis G. Dickinson, shall be thirteen percent (13%) based on the final weekly salary as of 3/31/79, which includes a specified amount as of April 1, 1978, together with increases as approved by the



Village Board from April 1, 1978 - March 31, 1979.

Vote:

Trustee Green	Aye
Trustee West	Aye
Mayor Davin	Aye
Trustee Wilson	Absent

Resolution adopted.

Adjourn: Mayor Davin adjourned the meeting at 9:40 P.M.

Theresa P. Otte, Clerk Treasurer

\*\*\*\*\*

June 18, 1979

Regular Board Meeting

Board of Trustees

7:30 P.M.

Present: Mayor M. Katherine Davin and Trustees Lloyd A. Green, Mary Lou Wilson, Village Attorney, Laura Jane Poyzer. Absent, Trustee David West.

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 the treasurer to issue checks in the amount of \$30,755.42 for vouchers as presented.

Minutes: Village Attorney Poyzer advised that the minutes of June 4, 1979, should be amended to read that the Deputy Mayor, Mary Lou Wilson, would assume the position as Deputy Mayor, and not Acting Mayor, when Mayor Davin's resignation will become effective as of 6/30/79.

On motion by Trustee Green, 2nd by Trustee Wilson and carried, the minutes of the previous meeting, June 4, 1979, were accepted with the amendment to rectify the statement of Acting Mayor, while in fact, the position would be DEPUTY MAYOR.

Trustee Appoint: Mayor Davin advised that she would like to appoint Frederick Alderman, as a trustee to fill the vacated position of David Williamson, resigned, until the next Village Election, March 18, 1980, at which time a person would be elected for a two year term to complete the elected term of resigned David Williamson, from 4/1/78 - 3/31/82.

Board unanimously concurred with the appointment. Absent, Trustee David West.

Frederick Alderman, at this point, was so notified, appeared at the meeting, and was officially sworn in as Trustee by the Clerk at 7:48 P.M.

Mayor Davin informed Trustee Alderman that she would like him to assume charge of the departments formerly handled by Trustee Williamson, namely, Water, Sewer, Buildings, Consolidation.

Urb. Ren. Rpt.: Mayor Davin advised that a meeting of the Urban Renewal Agency recommended that there be a minor change in Parcel #1, Urban Renewal, which would restrict housing to Senior Citizens.

Closeout Fds.: Mayor Davin informed the board that there is approximately \$31,000.00 in funds before audit, a portion of which will be needed for the final complete audit. Any balance then remaining would be placed in COMMUNITY DEVELOPMENT FUNDS. Mayor Davin suggested that the Community Development would be well spent, if and when received, to renovate the village hall which is in dire need of a new heating system.

Mayor Davin pointed out that the funds would have to be applied for under grants such as was received by the village for an initial start of the Community Center, such funds, also a part of the unused Urban Renewal Grant, which amounted to \$66,240.00.



Conifer  
Develop.  
Assoc.:

Peter Obourn, General Counsel, Conifer Development Associates, Rochester, New York, conferred with the board relative to the language in the deed of Parcel #1, Urban Renewal, north side of Canal Street, west to Division Street, which stated that the property would revert to the Village of Palmyra if it did not continue to be Senior Citizen Housing.  
Mr. Obourn continued that the federal aid that his company will be receiving indicates that housing is to be for the elderly under the 30 yr. mortgage. As a result the deed for the land need not have the same stipulation. In other words, inasmuch as the federal aid stipulates housing for the elderly, the village could sue the Conifer Development Associates, if they did not provide elderly housing.  
The units, he added will be one (1) bedroom especially designed for the elderly, with grab rails in bathrooms, etc. Management of the housing will be handled by the present managers of the Towpath Manor across the street, which was built and owned by Conifer Associates.  
Mr. Obourn added that the contractor that has been engaged by his firm is very efficient, in that he has indicated that occupancy for the housing will be available in a matter of six months after breaking ground.

Resol.  
re:Hsg:  
for  
Elderly  
Parcel  
#1-  
Urb.Ren:

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

"WHEREAS, the Village of Palmyra has contracted with Conifer Development Associates, Inc., Rochester, New York, for the sale of disposition Parcel #1 in the Urban Renewal Project N.Y.R.-212, and,  
"WHEREAS, the Village of Palmyra has requested that the said property shall be limited in use for residential housing for the elderly, and Conifer Development Associates, Inc. has agreed to such use limitation, and,  
"WHEREAS, said parcel is now designated for residential medium high density use pursuant to the Urban Renewal Project, and,  
"WHEREAS, the Zoning Board of Appeals has granted a Special Permit and Variances to permit the construction of dwelling units based upon plans and specifications for a senior citizen project, and,  
"WHEREAS, by letter of June 14, 1979, Conifer Development Associates, Inc. has petitioned the Village of Palmyra to amend the Urban Renewal Plan to designate the use of said Parcel No. 1 as housing for the elderly, and,  
"WHEREAS, the proposed change in the land use map is considered minor in nature, and will have no effect upon the other parcels in said plan,  
NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Village of Palmyra, that the Land Use Map, Map #2, of the Urban Renewal Plan, N.Y.R.-212, is hereby amended to designate the use of Disposition Parcel No. 1 as residential for the elderly.

Vote:

Trustee Green	Aye	Trustee Wilson	Aye
Trustee Alderman	Aye	Trustee West	Absent
Mayor Davin	Aye		

Resol.  
Adopted:

Resolution duly adopted and unanimously approved with one absent Village Board member.

Resol.  
re:  
Author.  
Mayor  
to sign  
Title  
Trans.:

The following resolution was offered by Trustee Green, 2nd by Trustee Wilson:  
"WHEREAS, Conifer Associates, Rochester, New York, have placed an offer to purchase land known as Parcel #1, Urban Renewal Area, located on the north side of Canal Street, in the amount of \$17,800.00 for the purpose of building housing for the elderly,  
"BE IT RESOLVED, that Mayor M. Katherine Davin, is hereby authorized to sign the title of transfer in behalf of the Village of Palmyra to Conifer Associates, Rochester, New York, with the stipulation that such parcel of land shall be used for construction of housing for the elderly, for the set price of #17,800.00.

Vote:

Trustee Green	Aye	Trustee Wilson	Aye
Trustee West	Absent	Trustee Alderman	Aye

Resol.  
Adopt.:

Resolution duly adopted and unanimously approved with one absent Village Board Member.



Annex.  
Burnham  
Hts.  
Discuss:

David Williamson, 165 Burnham Heights, (West Side), informed the Village Board that he had talked with the Town of Macedon suggesting that the Town of Macedon relinquish the west side of Burnham Heights, which is in the Town of Macedon, dividing line between the Village of Palmyra and the Town of Macedon being the middle of the street, Burnham Heights, for annexation to the Village of Palmyra.

Mr. Williamson pointed out that if such transpired, the Village of Palmyra would be obligated to assume the balance of a water bond issue on the west side of Burnham Heights in the Town of Macedon for the next five years at which time, it would be retired.

Moreover, Mr. Williamson, continued, many of the residents on the west side of Burnham Heights have only septic tanks, and their grounds are now becoming saturated. As a result they would be glad to annex for this reason.

The process of annexation, Mr. Williamson commented, would mean a petition would be circulated among the residents on Burnham Heights, west side, in the Town of Macedon, and eventually a referendum would be required. Time element could result in eight to ten months, possibly a year.

Board thanked Mr. Williamson for the information and at the same time asked that he continue his efforts inasmuch as with the possible annexation of this area, the village could pick up a substantial assessment base.

Plaque  
to Mayor  
Davin:

Deputy Mayor Wilson interjected to present a plaque to Mayor Davin in appreciation of her service to the Village of Palmyra. The plaque read as follows:

Presented to M. Katherine Davin  
Mayor of the Village of Palmyra  
1976 - 1979

In appreciation of her outstanding contribution &  
efforts on behalf of the residents of the  
Village of Palmyra  
June 18, 1979  
Palmyra Village  
Board of Trustees

Mayor Davin thanked the Board for their help and assistance during the last three years and warmly acknowledged that the Village of Palmyra would always have a special place in her heart.

Merchants  
re:  
Dwntwn  
Beaut.:

A group of approximately 15 merchants, whose spokesman was Donald Chase, owner of Pearsall Style Shop, East Main Street, informed the board that it had been their understanding when the original discussions were held for the Beautification District, that the assessment would be some \$5.00/M (thousand). In addition, they were under the impression that they would have 20 years to pay off their share. When the property owners received bills on 9/15/78, Mr. Chase continued, this was their first notification of their individual cost. Mr. Chase added that the group feels that the Village should have gone to a government agency for funding, and would like something done at this point.

Mayor  
Davin:

Mayor Davin responded that there were many public hearings on this subject. The filing of a petition by the merchants in 1975 asked that the Village Board consider constructing parking lots which would be accessible to the downtown merchants.

D.Chase:

Questioned why the balance of the Urban Renewal Funds, some \$66,000.00, which was used for the start of construction of the Community Center was not used to pay the Merchant's share of the project.

Mayor  
Davin:

Responded that it was not possible or permissible to use one government grant money to pay off another grant project. She informed the group that the total cost of the project was some \$423,000.00, of which the government paid a third, the county paid a third, and the Village of Palmyra paid some \$143,000.00, one half of which or \$70,000.00 was deemed to be attributable to the merchants. She added that the Village of Palmyra had to borrow the money in behalf of the merchants.



- D.Chase:** Asked if the board had considered spreading the full share of \$70,000.00 assessed to the merchants over the full village tax roll.
- Lee Sachs:** Commented that the merchants do not get the benefit of the parking. As a result, the assessment should be spread over the entire village.
- Mayor Davin:** Mayor Davin read the typed information on the petitions circulated in 1975 which stressed that the merchants felt a definite need for adequate parking to generate business.
- Trustee Green:** Interjected that the merchants wanted the parking areas and the village board has really tried to help them solve an undesirable parking situation with adequate off-street parking.
- L.Sachs:** Questioned if the Farmer's Home Loan would not have been a better choice with a possible lesser rate of interest.
- Trustee Wilson:** Suggested that the group pursue other avenues of payment.
- M.Volkomer:** Maitland Volkomer, East Main Street, former laundry establishment, reiterated that there should have been a referendum on this issue.
- Attorney Poyzer:** Informed the group that several banks were contacted prior to obtaining the Statutory Installment Bond for \$70,000. to be repaid in a five year period. She added that she had received information from Bond Counsel in New York who advised that it would be very difficult to re-issue the bond over a longer period in that a definite savings of interest would have to be shown with other legal findings to substantiate a change. At the present time the rate of interest at 5.5% is very nominal. Moreover, she added, special legislation would be required if a change could be proven advantageous.
- Mayor Davin:** Suggested that the group investigate for themselves other avenues of finance.
- Police Dept.:** Trustee Wilson informed the board that it is felt that two more policemen for full-time work will be needed in the department. She added that they are considering and investigating the possibility of a sergeant for the department. There are two or three persons who might qualify for this position.
- Wm. Reeves:** William Reeves, Fayette Street, advised the board that one member of the Police Department recently had to enter one of the upstairs apartments over businesses in the East Main Street area. He, the Policeman, found the apartment or housing very unclean. Mr. Reeves questioned what could be done about this situation.
- Clk. Otte:** Advised that this was a health matter. The officer should report the conditions either to the Clerk's Office who in turn would notify the Health Officer, Dr. Morton Adams to investigate, or have the Police Department contact Dr. Adams, who in turn would contact the property owner. In turn, it would be the responsibility of the property owner to demand that the housing be cleaned or it would be his prerogative to file eviction papers.
- Policy Manual:** Mayor Davin reiterated that the Policy Manual prepared by Dr. Charles Gamin and his associates, should be adopted.
- Prospect Drive:** Other unfinished matters, Mayor Davin added, are Prospect Drive and the heating system in the village hall.
- Conifer Assess. Griev.:** Village Attorney Poyzer advised that she had informed Conifer Development Associates who are protesting the assessment of the Towpath Manor Apartments, 202 Canal Street, that the Village of Palmyra adopts the Town of Palmyra assessment roll, so at the present time they will adjourn the case until some later date.
- Sound Brd.Mtg:** Mayor Davin informed the board that the Wayne County Sounding Board will meet on June 20, 1979 to discuss the subject of "Disaster Preparedness".



June 18, 1979

W.Kaveny  
Letter:

William Kaveny, owner of property at 110 Cuyler Street, sent a letter to the Village Board asking their cooperation in accepting notes from him for the next four years for his share of the beautification. He advised at the end of that time, he would be in a position to pay the notes and would in this way be able to clear his indebtedness. Board instructed clerk to reply to Mr. Kaveny that the treasurer has no authority to accept notes for future payment of any village assessments.

Historic  
Palmyra:

A letter from Bruce Davidson, President of Historic Palmyra, thanked the Village Board for their contribution of \$2,000.00 to aid in their restoration projects.

Donegan  
Assoc.:

Letter received from Roy McMaster, Donegan Associates, informed the board that Mr. McMaster had worked with the clerk treasurer and deputy clerk over some rough spots in the bookkeeping procedure. It was their suggestion that even though the books were not completed for the fiscal year 6/1/78 - 5/31/79, it would be apropos to set the books up for the current year in an effort to keep abreast of the expenditures and income. In this way, he felt that it would be possible to keep on top of the volume of work.

Hist.  
Trust:

Mayor Davin reviewed the progress of the group that has been working on the Historic Trust, scanning street by street any homes that may qualify for designation. She advised that this has been an important project on her part and was sorry to have to leave in "mid-stream". However, she continued, Mark Vande has a strong interest along with other members of the group to see the project through.

O&M  
Applic.:

The following resolution was proposed by Trustee Green, 2nd by Trustee Alderman and carried to instruct the treasurer to apply for Operation & Maintenance Sewer State Aid for the fiscal year 6/1/78 - 5/31/79.

**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 June 18, 1979, the foregoing resolution was adopted by the Board of Trustees of the Village of Palmyra relative to application for O. & M. Sewer State Aid for the fiscal year 6/1/78 - 5/31/79, and that resolution has not been rescinded



NYSE&G  
Correct  
TaxBill:

The following resolution was proposed by Trustee Alderman, 2nd by Trustee Wilson:  
WHEREAS, the State Board of Equalization & Assessment had indicated a tentative assessment of \$1,455,337 as a Special Franchise for the New York State Electric & Gas, resulting in a tax bill in the amount of \$13,953.54, and,  
WHEREAS, a tax bill in the amount of \$13,953.54 was levied, and,  
WHEREAS, a final assessment figure in the amount of \$1,500,785, was received from the New York State Board of Equalization & Assessment after tax bills had been levied,  
BE IT RESOLVED, that the Treasurer shall be instructed to send a corrected bill to the New York State Electric & Gas for the Special Franchise in the amount of \$14,389.30 based on the final assessment figure of \$1,500,785.

Vote:

Unanimously approved.

Resolution adopted.

Amer.  
Fld.  
Svc.:

Mrs. Judy Taylor, President of the local American Field Service, (AFS), asked permission to use the Village Park on July 1st, at 7:00 P.M. at which time area AFS students would gather to have a talent show prior to their going to Washington, D.C. and return to their homelands.  
Board unanimously agreed to grant request.

Manda-  
tory  
Bind.  
Arbit.:

Clerk advised letters were received from Francis X. Becker, Village of Lynbrook, Secretary to Governor Carey, Assemblyman L. P. Kehoe, and Senator F. L. Warder, in response to a plea from the Village of Palmyra to defeat a bill relative to Mandatory Binding Arbitration.

Retire.  
System  
Quest.&  
Answers:

Clerk summarized a message relative to the Retirement System of the State of New York which revealed that (1) the system has been in force since 1921, (2) average contribution rate consists of over 100 different rates, (3) Individual contribution rates are now higher because of spiralling inflation, (4) When Tier 1 members leave or retire and replaced by Tier 33 members, gradual decrease in rate will result, (5) there are over 600,000 working members with about 140,000 retired, (6) system has assets of \$10.1 billion with about half (\$4.7 billion) needed to secure pension payments for members who have retired while another \$3.8 billion is needed to secure pension benefits for those who are eligible to retire but still working, along with \$1.1 billion for vested employees (10 yrs. service but less than age 55), (7) pension plan financing arises from employer & employee contributions plus investment income, (8) Section 17 of the Retirement Law requires that each participating employer make an annual contribution to the system.

Legal  
Notice  
Collec.  
Taxes:

**AFFIDAVIT OF PUBLICATION**

NEW YORK, }  
of Wayne, } ss:

...Rosalie J. Mouton....., 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:

June 1, 1979

*Rosalie J. Mouton*  
Foreman of the Publisher

Subscribed and sworn to before me

LEGAL NOTICE  
NOTICE OF COLLECTION  
OF TAXES  
PLEASE TAKE NOTICE:  
That, I the undersigned, Clerk-Treasurer of the Village of Palmyra, New York have received the tax roll and warrant for the collection of taxes for the fiscal year June 1, 1979 - May 31, 1980, and that I will attend at the Village Hall, Palmyra, New York, from June 1, 1979 from 9:00 A.M. until 12:00 Noon and from 1:00 P.M. in the afternoon through 4:30 P.M., except Saturdays, Sundays, and Holidays for the purpose of receiving such taxes, during which period taxes may be paid to me without additional charge.  
TAKE FURTHER NOTICE: that on all such taxes remaining unpaid after July 1, 1979, that five percentum (5%) will be added for the first month, with an additional one-half percentum

12 day of June 19 81



June 18, 1979

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

Theresa P. Otte, Clerk Treasurer

\* \* \* \* \*

July 2, 1979

Regular Board Meeting

Board of Trustees

7:30 P.M.

**Present:** Deputy Mayor Mary Lou Wilson and Trustees David West, Lloyd A. Green, Village Attorney, Laura Jane Poyzer. Absent, Trustee Fred Alderman.

**2 Min. Silence:** Deputy Mayor Wilson requested that our thoughts should be directed to the memory of Constance Sinclair, 36, wife of former Village Trustee Donald Sinclair, who entered into eternal rest on June 30, 1979.

**Minutes:** Motion by Trustee Green, 2nd by Deputy Mayor Wilson and approved on vote by members of the Village Board, the minutes of the previous meeting June 18, 1979 were accepted.

**Vouchers:** Motion by Trustee West, 2nd by Trustee Green and carried, to authorize the treasurer to issue checks in the amount of \$6,595.00 for vouchers as presented.

**Zoning Inspec:** Deputy Mayor Wilson expressed the thanks of the present board and previous boards to Bruce Wideman, who has been Zoning Officer for the Village of Palmyra for the last twelve years. Mr. Wideman assured the board that he would work closely with a new inspector, when he is selected, until such time as he has become oriented to the position. Mr. Wideman commented that a new inspector must become familiar not only with the Village of Palmyra Zoning, Housing Code, but must be well versed in the State of New York Building Code. Mr. Wideman advised that he feels it imperative that the Village of Palmyra adopt the State of New York FIRE CODE. Mr. Wideman added that the Village of Palmyra has a Fire Code but it would be advantageous to adopt the State of New York Fire Code, as well. Prior to 1967, Mr. Wideman informed the board, third floor apartments in the Village of Palmyra could exist. Now if property changes hands, a Certificate of Occupancy is required. Many of these third floor apartments have had to be vacated through his direction by citing on the C. of O. (Certificate of Occupancy) that they were not safe and most did not have adequate facilities.

**Vil. shld. Adopt State Fire Code:**

**Skorc Property:** Deputy Mayor Wilson questioned Mr. Wideman relative to the Skorc property on East Main Street (#644), relative to demolishing Mr. Wideman replied that through the Unsafe Building Code of the Village, this could be done.

**Executive Session:** Motion by Trustee West, 2nd by Trustee Green and carried, the board convened in Executive Meeting to discuss personnel relative to applications for a Zoning Officer, at 7:50 P.M.

Theresa P. Otte, Clerk Treasurer

**Re-Convene** On motion by Trustee Green, 2nd by Trustee West and carried, the board re-convened in a regular meeting at 8:07 P.M.

**Zoning Officer:** Trustee West and Trustee Green advised that they would meet with Bruce Wideman to interview three or four of the applicants who had applied for the position of Zoning Officer.

**Erie Canal Project:** Bruce Wideman advised that the Town of Palmyra is employing help through the CETA program so that work can be continued on cleaning up the Erie Canal bank. Mr. Wideman commented that the people who are working on this project, are chronically unemployed. There are at the present time, 8 workmen with a foreman. He commented that if the Village Board hears any "feed-back" relative to the workers, he would like them to bear in mind his information regarding the help.



- Village Shd. Retain Can.Bed: Mr. Wideman, again reiterated that the Village Board should not sell any more of the Erie Canal Bed Area in order that the Canal project restoration will not be locked in by ownership of any private individual who wished to extend his lot line to the north.
- Comm. Ctr.: Trustee West advised some \$30,000.00 in cash with a number of pledges has been received. Water line, sewer line, etc. are in, as well as the heat runs. Next step would be to finish off the inside.
- Zon. Hrg.: Deputy Mayor Wilson advised that the Zoning Board of Appeals will convene on July 17, 1979 at 7:00 P.M. in the Park & Club Bldg. to consider the application of James Foley, Esq., to establish a law office on West Main Street in an R-1 Zone. Special Permit is required.
- Police Dept.: Deputy Mayor Wilson informed the board that the Police Commission has discussed the possibility of having gates installed at the entrances to the cemetery which would be locked after a certain hour to try to discourage vandalism. Clerk Otte interjected that Cemetery Foreman William Kaveny feels that if a large light, such as those used by farmers in their barnyards, were installed, this would be of help. Trustee Green commented that the cost for light per month would be nominal and would certainly be worth trying.
- Fire Trk.: Deputy Mayor Wilson advised that the Fire Department has prepared preliminary specs for a new pumper. However, she added, she has asked the representatives of the Fire Department to attend the next board meeting to discuss the matter with the board.
- Beaut. Pmts.: Deputy Mayor Wilson reviewed the merchants request relative to an extension of time for the payment of the Statutory Installment Bond which was issued in June, 1978 in the amount of \$70,000.00 to "pay back" the Village for having paid the merchants' share of the beautification as well as the Village's. Deputy Mayor Wilson continued that she had talked with the Farmer's Home Loan to learn that inasmuch as the bond had already been issued, it would not be possible for them to re-issue. Deputy Mayor Wilson added that she had talked with the New York State Department of Audit & Control to learn that it would be possible to extend the time for payment to the merchants for nine more years, even though the Village would be obligated to take care of the debt within the next four.
- Letter to Merchants: Deputy Mayor Wilson directed the clerk to draft a letter to the merchants asking them to indicate their preference with response to be returned by August 1, 1979.
- Newark Devel. Ctr.: Deputy Mayor Wilson read a letter that she had asked the clerk to compose to Robert Healy, Newark Developmental Center, Newark, New York 14513, relative to a news release in the Geneva Times which indicated that the Community Residence in Newark had recently been cited for uncleanliness. Deputy Mayor Wilson added that she felt it would be apropos to ask Mr. Healy to clear up any misinformation before proceeding further to purchase or lease a home for some 8 or 10 people who might be able to live in a more "home-like" atmosphere.
- Davin Letter: Deputy Mayor Wilson read a letter from former Mayor M. Katherine Davin which thanked the Village Board for the cooperation and help that they had given her during the three years that she was mayor.
- Side-walk Letter: Gary Hack, 143 Cuyler Street, sent a letter to Deputy Mayor Wilson advising that Cuyler Street in front of his property and on either side, needed new sidewalks. Trustee Green commented that no specific areas have been designated for complete walks such as was done on Canandaigua, from West Jackson to West Main last year. He advised that he would discuss the matter with Highway Foreman Smith.



July 2, 1979

Chg. Brd.  
Meet.  
Dates:

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

WHEREAS, the Board of Trustees desire to change the meeting dates of the regular 1st and 3rd meeting of the month on Monday,

BE IT RESOLVED THAT, the following schedule shall be designated as follows:

July 23, 1979	Monday	7:00 P.M.
August 13, 1979	Monday	7:00 P.M.
September 4, 1979	Tuesday	7:00 P.M.
September 17, 1979	Monday	7:00 P.M.

BE IT FURTHER RESOLVED THAT, beginning October 1, 1979, Monday, the regular schedule of meetings shall be the first and third Monday of the month unless otherwise specified.

Vote:

Unanimously approved.

Absent: Trustee Alderman

Traffic  
Corner  
W. Jackson  
& Canand:

A note received from Mr. & Mrs. E. Kenneth Harter, 119 E. Jackson Street, requested that the board consider parking on one side of the street, inasmuch as, they indicated, in the winter, with cars parked on both sides of West Jackson, it is not possible for cars to move east and west at the same time. Clerk asked to give Police Department a memo to investigate.

Fiddler's  
Picnic:

A letter from the Palmyra Agricultural Society requested permission to allow the Fiddlers' Association to hold their annual affair in the Fairgrounds on August 12, 1979. Raymond LeRoy, President of the Palmyra Union Agricultural Society, on whose property the affair would be held, advised that they will instruct the Fiddlers' Association that the grounds are to be used only on Sunday, with allowance for setup, only, on Saturday. Moreover, he added, the grounds are to be vacated by 10:00 P.M. on Sunday. The Fair Association will arrange to have the grounds cleaned on Monday, August 13th. Motion by Trustee Green, 2nd by Trustee West and carried, to grant the request of the Palmyra Agricultural Fair Association for a Fiddlers' Picnic on August 12, 1979 with agreement as indicated in their letter.

NYSE&G  
Request:

New York State Electric & Gas has requested permission to break the surface of 134 Fayette Street for the purpose of renewing the gas service. Motion by Trustee Green, 2nd by Trustee West and carried to grant the request.

N.Y.S.  
Energy  
Code:

Clerk advised that through an advisory bulletin from the New York State Energy Office the following highlights of the questions regarding a code have been answered:

1. Municipalities of N.Y.S. do not need to adopt a code inasmuch as the Energy Code is a State Law.
2. The code however, does apply to the construction of government buildings, such as the Village Hall.
3. Alterations: If the cost is \$10,000.00 or less, the code would not apply.
4. Other details in the bulletin.

Binding  
Arbitra-  
tion:

Clerk noted that in the minutes of the Board of Supervisors meeting on 6th of June, the Wayne County Clerk was also asked to send letters to Governor Carey, Majority and Minority Leaders and others in the state level requesting that they vote NO for Compulsory Binding Arbitration.

Tax Search  
\$2.00 Fee:

Clerk advised that the fee for Tax Searches has been \$1.00 since 1961. Many places charge much more. Clerk advised that there is no charge for the Certificate of Occupancy that is made for the new property owner at the time a Tax Search is requested. On motion by Trustee Green, 2nd by Trustee West and carried, the fee for a tax search shall be raised to \$2.00 beginning July 1, 1979 until rescinded.



**Rev. Shar. Fds. for Library: \$4,000. No Contract:** Village Attorney Poyzer advised that she had checked with the New York State Department of Audit & Control relative to the preparation of an agreement or contract with the Palmyra Library Association (not Village owned) for the funding of \$4,000.00 in Revenue Sharing money for the purpose of defraying part of the cost of electrical connections. Miss Poyzer advised that the clerk could prepare a statement which would indicate that the grant would be used for "Improved Services to be Rendered".

**Cable T.V. Vil. Tax:** Village Attorney Poyzer advised that the clerk had sent a copy of a letter received from Cable T.V. in which they indicate that inasmuch as they have paid the 3% Utility Tax as specified in the 12 Yr. Agreement which will expire in 1982, that they have completed their obligation of the franchise tax of \$761.79 assessed by the Village of Palmyra along with all taxes levied as of 6/1/79.

Village Attorney Poyzer commented that more than two years ago, the Village of Newark Attorney had indicated that they, in Newark, had not received the tax as agreed. It was his feeling that all the villages in the area should "ban together" to demand proper payment of both the regular franchise tax and the utility tax. However, Attorney Poyzer, continued, the matter seems to have been dropped. Attorney Poyzer indicated that as long ago as September, 1977, the Comptroller of the State of New York was reviewing the matter to render an opinion. Discussion revealed that when the "Information Transfer" was assumed by Wayne County Cablevision, Inc., it was the understanding of the new officers of Wayne County Cablevision, Inc., they would pay all the taxes as levied.

**Conifer Dev. Taxes:** Village Attorney Poyzer advised that she had reviewed the papers served on the treasurer relative to the grievance of assessment for Conifer Development of the Towpath Manor Senior Citizen Housing. Attorney Poyzer commented that in talking with them, they have agreed to delay any proceedings until the Town of Palmyra has been served inasmuch as the Village of Palmyra adopts the inside Village Rolls from the Town of Palmyra Assessment.

**Adjourn:** Deputy Mayor Wilson adjourned the meeting at 9:00 P.M.

Theresa P. Otte, Clerk Treasurer

\* \* \* \* \*

July 23, 1979

**Regular Board Meeting** **Board of Trustees** **7:00 P.M.**

**Present:** Deputy Mayor Mary Lou Wilson and Trustees Frederick Alderman, David West, Village Attorney Laura Jane Poyzer. Absent, Trustee Lloyd A. Green.

**2 Min. Silence:** Deputy Mayor Wilson opened the meeting with a moment of silence.

**Minutes:** Motion by Trustee West, 2nd by Deputy Mayor Wilson and carried to approve the minutes of the previous meeting, July 2, 1979.

**Vouchers:** Motion by Trustee Alderman, 2nd by Trustee West and carried to authorize payment of the vouchers as presented in the amount of \$418,006.64.

**Dog Report:** Trustee West advised that it would be his suggestion that a referendum be held for the purpose of obtaining the wishes of the citizens of the Village of Palmyra relative to a Leash Law. At the present time, the dog owner is supposed to command the dog to return to the owner's yard. He commented that people want the dogs off their property. Trustee West reviewed some of the suggested changes to the present Local Law relative to dog control. Deputy Mayor Wilson suggested that a referendum be held next March, 1980, at the general village election. In the interim, it would be apropos that figures be procured for costs of a leash law. Trustee Alderman suggested that Trustee West talk with the Village of Fairport and the Village of Macedon relative to their dog control. Trustee Alderman commented that our present dog



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control law was patterned after the Village of Fairport.

Zon.Hrg.  
Spec.Per.  
Denied:

Trustee West advised that the Zoning Board of Appeals denied the application of James Foley, Esq., for the use of a house at 311 West Main Street for an attorney's office in an R-1 Zone, on the grounds that no hardship was shown and such a use would be construed as spot zoning.

Comm.Ctr.:

Trustee West advised that a backhoe is needed for digging the sewer line and for the electric line. Trustee Alderman suggested that he contact the Town of Palmyra to ask their cooperation in loaning the backhoe on a weekend.

Pledges:

Trustee West commented that the funds are coming in slow. About \$36,000.00 has been received. Other commitments, he added, would bring the total to some \$90,000.00. Trustee West suggested that perhaps the Village could dig the sewer line and it might be possible to get the Town of Palmyra to dig the ditch for the electric line.

Vil.Hall  
Heating  
System:

Trustee Alderman informed the board that he had reviewed the heating system of the Village Hall. He indicated that the building could be zoned with each room having an individual thermostat. In this way, the present Community Center upstairs could be cut off, thereby conserving much heat loss. Trustee Alderman indicated that F. Rush Plumbing has been asked to give a quotation for zoning the building.

Hwy.  
Barns:

Trustee Alderman commented that when he was on the Village Board several years ago, a survey had been made for the possibility of moving the village barns to Kent Street adjacent to the Town of Palmyra barns. Trustee Alderman added that he would be glad to discuss the matter with Trustee Green. Trustee Alderman commented that the land where the village barns are presently located is valuable and could be used by some business where the village would generate some tax money, while the land on Kent Street, where a proposed barn had been suggested, has no sewer facilities and certainly will never be developed any further.

Police  
Dept:

Deputy Mayor Wilson commented that she had a letter from Police Chief Henry who had made a survey of the traffic flow on West Jackson from Canandaigua to Washington in relation to parking of cars on both sides of the street.

Chief Henry advised that at the intersection of Canandaigua and West Jackson there have been 10 motor vehicle accidents, generally being caused by cars being parked on both sides of West Jackson, since January 1st.

Loc.Law  
to be  
Drafted:

Board unanimously agreed that a Local Law should be prepared for placement on the desk of board members at the next board meeting, August 13, 1979. Clerk instructed to so advise the Village Attorney, to prepare a local law that would prohibit parking on the north side of West Jackson from Canandaigua Street to Washington Street.

Vandalism:

Deputy Mayor Wilson informed the board that the Police Department has asked that extra coverage be approved during the summer months for the 7:00 P.M. - 2:00 A.M. or 3:00 A.M. shift. Two part-time patrolmen would be required. Deputy Mayor Wilson added that the Police Commission feels that additional patrolmen would help deter the escalating threat of vandalism.

Hire 2  
Part-  
time  
Patrolmen:

The following resolution was proposed by Trustee Alderman, 2nd by Trustee West:  
**WHEREAS**, on the recommendation of the Police Commission and the Village of Palmyra Police Chief, it would be advantageous to hire two part-time patrolmen during the summer months,  
**BE IT RESOLVED THAT**, the Police Chief shall be informed that two part-time patrolman may be hired at a rate of \$4.30 per hour for hours 7:00 P.M. to 2:00 A.M. or 3:00 A.M. as may be needed, during the balance of the summer months.

Vote:

Unanimously approved.

Resolution adopted.



**Cemetery Vandalism:** Deputy Mayor Wilson commented that vandalism in the cemetery caused by motor bikes, bicycles, and general desecration in the cemetery area has caused concern for some rules or an ordinance which would relate to cemeteries. Trustee Alderman commented that enforcement of the rules or having the manpower to enforce the rules could pose a problem.

**Exec. Session:** Motion by Trustee West, 2nd by Trustee Alderman to convene in executive session to discuss personnel matters at 8:00 P.M.

Theresa P. Otte, Clerk-Treas.

**Reconvene:** On motion by Trustee West, 2nd by Trustee Alderman, the board re-convened in regular meeting at 8:24 P.M.

**Present:** Deputy Mayor Mary Lou Wilson, and Trustees David West, Frederick Alderman, Village Attorney, Laura Jane Poyzer. Absent, Trustee Lloyd A. Green.

**Fire Dept:** Representatives of the Palmyra Fire Department, Harry C. White, Chief, and Assistant Chiefs Richard Culver, Gene Spanganberg, Harry Beach, conferred with the board to advise that they will need a new pumper, similar to the picture of a Sanford Truck. R. Culver advised that they desire a diesel engine with a 1,000 gallon capacity for water. The approximate cost of such a truck will be between \$90,000 and \$105,000. Mr. Culver added that the Village of Manchester recently replaced a truck which cost some \$92,000. A new pumper, Culver continued, would replace the 1950 Maxim Pumper. Gene Spanganberg interjected that when the village purchased a new truck in 1960 and another in 1970, prices had gone up accordingly. He advised that they have talked with Sanford, American LaFrance, all of whom indicate that a truck would cost off the floor some \$88,000 to \$96,000. Mr. Spanganberg added that they have a preference, if at all possible, for a Sanford Truck, in that it has a Hale Pump. Mr. Spanganberg continued that if a truck were ordered prior to January 1, 1980, there would be a 3% saving, in that prices will be increased. He added that the Fire Department has been purchasing equipment for several years with their funds. Mr. Spanganberg explained that the money received from the fund drives was used for the purchase of the oxygen van, monitors and other equipment as needed.

**Auto Trans-mission:** Mr. Culver interjected that the committee feels that it would be wise to order an automatic transmission in that many of the new men in the department who would be drivers are not familiar with standard transmission. Mr. Culver added that it could be expected that every two years the cost of equipment increases some \$20,000. General discussion of funds that are available in the CAPITAL RESERVE FUND FIRE for the purchase of new equipment. The committee advised that they had visited other companies to view their pieces of equipment. Mr. Spanganberg commented that he was pleased to say that our equipment has been kept up very well in comparison with other volunteer departments. Chief White added that he feels that there are a good group of men who do a lot on their own time, not only with keeping the equipment in good shape but taking the time to shop around for needed supplies. Trustee West questioned the need for a new truck. Mr. Spanganberg advised that the present pumper has only a 500 gallon capacity. It could be sold to another community but that community would not be able to be rated by the Fire Rating Organization. It might be possible to receive some \$2,000. for the pumper from someone who is interested in collecting antique fire fighting equipment.

**Resol: Prepare Bid:** The following resolution was proposed by Trustee Alderman, 2nd by Trustee West:  
**WHEREAS**, the Palmyra Fire Department has advised that a new 1,000 gallon pumper will be needed in the immediate future, and,  
**WHEREAS**, it appears that there are funds available in the Capital Reserve Fund Fire which would cover the cost of new equipment,  
**BE IT RESOLVED THAT**, the Palmyra Fire Department shall be instructed to prepare the proper specs for bidding, and,  
**BE IT FURTHER RESOLVED THAT**, such bids shall be opened on September 17, 1979 at 8:00 P.M. at the regular meeting of the Board of Trustees.

Vote: Unanimously approved.  
Resolution adopted.



July 23, 1979

**Jaycees  
Request:**

A representative of the Jaycees, Phil Opdycke, asked permission of the board to place "Jaycees' Signs" at either end of Route #31 on entering the Village of Palmyra. Deputy Mayor Wilson questioned if the signs would become rusty, and if so, would they be good enough to replace the signs. She also added that it would be necessary for them to obtain permission from the New York State Department of Transportation before placing the signs at either entrance. Board agreed to allow placement of the signs providing permission is obtained from the DOT.

**Thanks to  
T. Smith:**

Deputy Mayor Wilson advised that a letter of thanks was sent to Tracy Smith, Boy Scout, who along with other help cleaned up the area in Prospect Park Hill so that it would be possible for people to have small picnics in the area. Letter was needed for his scout award. Highway Foreman Ray Smith picked up the piles of trash.

**Assessor:**

General discussion relative to appointment of the assessor. Jud Roney was appointed by former Mayor, M. Katherine Davin, but there was reluctance on J. Roney's part to assume the full duties. Hopefully, the matter can be resolved soon.

**Comm. Dev.  
Fds.:**

Deputy Mayor Mary Lou Wilson informed the board that Paul Rubery, Esq., Attorney for the Urban Renewal Agency, advised that a final audit of all the funds will be made after which a small amount would be funnelled to pay an auditor. The funds remaining, after all bills have been taken care of, would amount to some \$30,000. Mr. Rubery suggested that it would be apropos if the board authorized Paul Szymanski of Candeb, Fleissig to apply for the funds through HUD, in that the remaining funds cannot be turned over directly to the Village of Palmyra but must be applied for under the Community Development Act.

**Newark  
Dev. Ctr:**

Deputy Mayor Wilson commented that a letter had been written to Mr. Robert Healy, Newark Developmental Center, requesting more information relative to the housing planned in the Palmyra area for eight to 10 people who are capable of living in a home-like atmosphere. Deputy Mayor Wilson revealed that a recent article in the GENEVA TIMES indicated that some of the "home-like" care homes in the nearby area were not according to state standards. Mr. Healy suggested that he would welcome any of the village board members to view the homes presently in the Newark Area. Mr. Healy thanked Mrs. Wilson for writing.

**Zoning  
Offc.  
Appoint:**

Trustee West advised that he would like to make an appointment for Zoning Officer of the Village of Palmyra. He advised that there were many applicants, and of the number several were personally interviewed. Trustee West moved to appoint Jack Ryan, Macedon, New York, for Zoning Officer of the Village of Palmyra to be effective as of August 15, 1979, until April 1, 1980, with an annual salary of \$2,650.00. Trustee Alderman 2nd the appointment. Board unanimously approved with one absent member, Lloyd A. Green.

**Sewer  
School:**

Sewer Plant Operator, Harold Kruger, recommended that Carlton Timerson, Sewer Plant Trainee, be enrolled in the Community College of the Finger Lakes Sewer School, beginning August 7, through November 8, Tuesday and Thursday evening, at a cost of \$135.00. Clerk Otte advised that she had checked with Bruce Butler, N.Y.S. Department of Env. Cons. at Avon relative to the course offered. He advised that it was qualified and a person completing the course would be certified.

**Resol. to  
Approve:**

The following resolution was proposed by Trustee Alderman, 2nd by Trustee West:

**WHEREAS**, a Sewer Training School will be held from August 7 - November 8, 1979 on Tuesday and Thursday evening at a cost of \$135.00 for tuition,

**BE IT RESOLVED THAT**, Carlton Timerson, Sewer Plant Trainee shall be enrolled to attend that course with the tuition paid in the amount of \$135.00 plus any transportation or mileage that may be incurred to be paid by the Village of Palmyra.

Vote: Unanimously approved. Absent, Trustee Green.  
Resolution adopted.



Commend. for Ptlmn. Trowbridge: The following resolution was proposed by Trustee Alderman, 2nd by Trustee West:

**WHEREAS**, it was noted in the Rochester Democrat & Chronicle, July 17, 1979, that Patrolman Frederick Trowbridge, a member of the Village of Palmyra Police Department, during off hours is a Palmyra Boy Scout Leader, and,

**WHEREAS**, Patrolman Trowbridge along with another Boy Scout Leader, Richard Larsson, were returning from a week camping trip with scouts, and,

**WHEREAS**, they were flagged to stop in Bakers Mills, Warren County, by a distraught mother whose son had fallen into the river, and,

**WHEREAS**, both Patrolman Trowbridge and R. Larsson, dove into the river in an attempt to rescue the 8 year old boy, and,

**WHEREAS**, they applied resuscitation but to no avail,

**BE IT RESOLVED THAT**, the Village of Palmyra Board of Trustees shall commend Patrolman Trowbridge for his act of mercy and shall attach this resolution to his personnel file, and shall spread this resolution in the Board of Trustees minutes of the Regular Meeting of the Board of Trustees on July 23, 1979, and,

**BE IT FURTHER RESOLVED**, that a letter of commendation shall be drafted to Patrolman Trowbridge advising him of the action of the Board of Trustees of the Village of Palmyra.

Vote:

Unanimously approved. Absent, Trustee L. Green.  
Resolution adopted.

**Police Report:**

On motion by Trustee West, 2nd by Trustee Alderman and carried, the Police Report for the month of June, 1979 was accepted. Highlights of the report revealed 197 complaints investigated, together with 18 accidents investigated and 10 assists to other departments. Of the 49 Criminal Matters, 11 were apprehended for Criminal Mischief and 10 for Petit Larceny, and 2 for Grand Larceny. Of other note were two (2) cited for the "Open Container Law". Of the 45 Motor Vehicle arrests, 4 were cited for Driving While Intoxicated with 4 cited DWI over 10%, with only 2 apprehended for speeding. 18 Criminal arrests were made by the department with fines and bail forfeitures for criminal arrests for a total of \$265.00.

**NYSE&G:**

A request by the New York State Electric & Gas asked permission to break the surface of Canal & Clinton Street for the purpose of installing Cathodic Protection. Motion by Trustee Alderman, 2nd by Trustee West and carried, to grant the request.

**Fire Dept. Parade:**

A letter from the Palmyra Fire Department invited board members to participate in the annual Fire Department Parade at the Wayne County Fair on Saturday, August 25, 1979 at 6:30 P.M. Board members are asked to assemble in front of the Village Hall at 6:00 P.M. David McGuire, Parade Chairman, requests that he be informed of the number who wish to participate.

**Quality Review Act:**

Clerk advised that a letter had been received from John Steele, Director, Wayne County Planning Board, relative to a meeting on July 25, 1979 in the Wayne County Courthouse, Lyons, at 7:30 P.M., at which time Tom Niederkorn, from Planning Environmental Research Consultants in Ithaca, who would discuss the Quality Review Act as it may pertain to our area.

**Water Dept:**

A letter from the N.Y.S. Department of Health, Ronald Rudio, Geneva, N.Y., advised that additional testing of water will be required as of June, 1980. In conjunction with this requirement, a session will be conducted on September 6, 1979 at Bristol Harbour Village as a part of the Finger Lakes Water Works regular meeting. Letter urged that all certified operators as well as those not certified attend the information meeting.



July 23, 1979

**Legal Notice:**

Proof of Publication relative to the Environmental Assessment Part #1 for the Palmyra II Project in accordance with Environmental Conservation Law relative to the proposed building for Senior Citizens on the North Side of Canal Street, to be constructed by Conifer Development, Rochester, New York, is so attached.

**AFFIDAVIT OF PUBLICATION**

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

.....Rosalie J. Mouton...., 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:

July 13, 1979

*Rosalie J. Mouton*  
Foreman of the Publisher

Subscribed and sworn to before me

this 23 day of July 1979

*Michael N. Donovan*  
Notary Public

Fee : \$ 10.55

MICHAEL N. DONOVAN  
WAYNE COUNTY COMM. EXPIRES 3/30/81  
#1031609

**LEGAL NOTICE**  
**PLEASE TAKE NOTICE**  
THAT the Village of Palmyra has filed with the Village Clerk a completed Environmental Assessment Part #1 for the Palmyra II Project in accordance with Environmental Conservation Law S-0113, Part 617.7 for the construction of a building for senior housing to be located north of Canal Street, east of Property owned by Garlock, Inc., south of the Barge Canal and west of Division Street, comprising some 1.669 acres.  
Impact Report may be viewed by the public Monday through Friday, 10:00 A.M. - 12:00 Noon and 1:00 P.M. - 4:00 P.M.  
BY ORDER OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PALMYRA.  
Theresa P. Otte  
Clerk Treasurer  
Dated: July 9, 1979  
7/13/79 (232)

Clerk Otte advised that the Village of Palmyra is noted as the "lead agency" and as such was required to fill in the impact statement to be kept on file. Of the eighteen questions, only three (3) were answered with a yes answer, noting that the impact would be small to moderate. Relative to the Impact on Transportation, Clerk Otte commented that Egress & Ingress to the project should be limited at peak periods to allow for industrial traffic flow; project drainage flow might be altered due to construction of the sidehill building, thereby causing water to drain elsewhere; and lastly where construction on land that has a depth to the water table less than 3 feet, could cause a physical change. Such information must be kept on file.

**Adjourn:** Deputy Mayor Wilson adjourned the meeting at 10:20 P.M.

Theresa P. Otte, Clerk Treasurer

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