

**VILLAGE OF PALMYRA BOARD OF TRUSTEES
PUBLIC HEARING &
REGULAR MEETING**

October 7, 2002 7:00 p.m.

PRESENT: Mayor Daly, Trustees Palmer, DeVogelaere, Salomon and Celentano, Attorney Williams.

CALL TO ORDER: Mayor Daly called the public hearing to order and asked the Village Clerk to read the following legal notice:

NOTICE IS HEREBY GIVEN, that there has been introduced before the Village of Palmyra a proposed local law, which, if adopted would add a new chapter to the Village Code entitled Skate Boards, Roller Skates, Roller Blades and Similar Devices. The substance of the ordinance is to regulate the use of skateboards and similar devices.

NOTICE IS FURTHER HEREBY GIVEN that, pursuant to section 20 of the Municipal Home Rule Law, the Village Board will hold a public hearing on the 7th day of October, 2002 at the Palmyra Village Hall, 144 East Main Street, Palmyra, NY for the purpose of hearing comments for or against the adoption of the proposed local law.

Any person may appear in person or by representative. Copies of the proposed local law may be examined in the Village Clerk's office during normal business hours.

Dated: September 23, 2002

By Order of the Village Board of the Village of Palmyra

Alicia M. Lynch
Village Clerk

Mayor Daly opened the floor for public comment. Several residents and young people spoke in opposition to the proposed ordinance. It will restrict the use of skateboards and similar devices to sidewalks and to the street as close to the curb as possible when there are no sidewalks present. Additionally, skateboards or roller bladers will have to yield the right-of-way to pedestrians and will be banned from municipal parking lots or any sidewalk fronting or adjacent to a business, commercial or retail establishment. The law does not ban the use of skateboards as some of the residents thought. Chief Dalton explained the need behind the proposed ordinance. Mayor Daly closed the public hearing at 7:25 pm.

CALL TO ORDER: Mayor Daly called the regular meeting to order at 7:25 pm.

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES: Motion by Trustee Celentano, second by Trustee Palmer to approve the minutes from September 3, 2002, modifying the Abstract to reflect a total of \$128,944.92 and adding voucher 293 for \$14.03. Vote, 4 ayes. CARRIED.

APPROVAL OF VOUCHERS: Motion by Trustee Celentano, second by Trustee DeVogelaere to approve payment of vouchers #294-298 pending the appropriate signatures. Vote, 4 ayes. CARRIED.

ANNOUNCEMENTS/CORRESPONDENCE: The following correspondence has been received and is on file in the office of the Village Clerk:

- Subcontractor agreement
- Palmyra Community Center - letter regarding status of expansion project
- WCVOA minutes

TRAIL/NELSON COOK, HWY. SUP.: After reviewing the plans for the trail with Mr. Vanderbrook, Hwy. Superintendent Cook feels that the scope of the project is within the capabilities of the highway department. Permits have not yet come through and the highway will have to follow all regulations named in the permits. He estimated that they could probably complete the project by October 2003 and would be able to use many of the reusable materials they obtained off the Route 31 project. The Town Board will need to give its stamp of approval for the project as well.

Mr. Cook discussed the need for a part-time man from November 1st through April 1st. It appears that the Board had reduced the amount requested for this in the finalized budget. Mr. Cook asked how the Board wanted him to proceed. The Board agreed to check with the Village Treasurer about the funding.

TRUSTEE REPORTS: Trustee DeVogelaere – no report.

Trustee Celentano – no report.

Trustee Palmer moved to accept the following for membership into the Palmyra Fire Department pending a physical and appropriate training, Jonathan Smith, Brian Kroll, James Bowman, and Tyrone Millerd. Second was made by Trustee DeVogelaere. Vote, 4 ayes. CARRIED.

Additionally, Trustee Palmer reported that the Fire Department is in the process of putting a new fire siren into service. It should be up and running in a couple of days. Once again, the Fire Department will be offering their calendars, available through local merchants. The next pancake breakfast at the Fire Hall is October 27th.

Trustee Salomon reported on the meeting with ST Environmental regarding recommendations for upgrading the water treatment plant. ST feels that replacement of the cloth water filters is long overdue. Over the last 12 months, ST has seen a gradual drop in the efficiency of the filters. The old filters are made of cloth and replacements come partially sewn. The filters are removed from the stainless steel plates and the new ones sewn on. ST has found someone who feels they will be able to do the work. The manufacturer of the filter units is still in business but stopped making the original units 30 years ago and spare parts are limited. Before starting the work, ST would first ensure the water tank was filled to its maximum and then replace one unit at a time. After completing the first unit, the water tank would be refilled before replacing the second one. There are three units. The units are fairly basic but there is some concern that due to the age of these filter units, there may be unforeseen problems getting them back into service. A part may break and have to be custom made.

Running two filters continuously should produce about 360,000 gallons per day compared to 550,000 gallons with three. We should be able to run the plant for a week on two filters before the water level in the tank falls below an acceptable level. Richard Clayton recommended that during that time we do not sell any water to WCWSA and thereby save about 49,000 gallons per day.

If repairs take a significant period of time, it may become necessary to purchase water from WCWSA. Mr. Clayton has already spoken with Marty Aman of WCWSA. Mr. Aman suggested the Village wait until the end of October before starting the project as the demand for water will be reduced. In order to fund the project, Trustee Salomon made the following resolution:

PERMISSIVE REFERENDUM

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Village of Palmyra, Wayne County, New York, adopted a resolution during a meeting on October 7, 2002, subject to Permissive Referendum as follows;

BE IT RESOLVED that a sum up to and not to exceed FOURTEEN THOUSAND DOLLARS (\$14,000) shall be expended from the Capital Reserve Water System Improvements HR3 for replacement of the cloth filters in the water treatment plant.

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

BY ORDER OF THE VILLAGE BOARD

Palmyra, New York
Alicia M. Lynch
Village Clerk

Dated: October 7, 2002

Completion: November 7, 2002

Second was made by Trustee Celentano. Vote, 4 ayes. CARRIED.

Attorney Williams – no report.

Mayor Daly reported that the Tourism Committee met Sept. 18th, the topic was collaboration among local merchants. The committee is still growing. Next meeting is October 16th, 9 am at the Garlock House. The Signage committee will be meeting to

brainstorm on October 9th at 7:00 pm at Village Hall. All are invited to attend both meetings.

DOT and Village anticipate another 5 to 6 weeks of construction. They expect to have the project completed by Fall 2003 with the exception of the bushes and shrubs that require planting in the Spring. The Thursday, October 17 construction meeting will deal with the closing down of the project for the winter. Chief Dalton, Nelson Cook and Roger Weaver have been asked to attend. Regarding an earlier memo about the new Main St. light poles and painting process, the light poles will be painted black as the process for painting them has been accepted.

There has been no award announcement yet for the Main Street or Technical Assistance grants. The Planning Committee for the writing of the Strategic Plan for the Village will meet in Village Hall, October 16 at 7:00 pm. Their intent is to move forward, with or without a grant.

The Master Plan has had its last meeting. The Town is considering altering the zoning maps. Mayor Daly suggested that the Board discuss the Master Plan further at the October 21st meeting. Copies of the plan are available in the office.

The Small Cities Conference, September 29-30, was well attended by Palmyrans. A series of workshop were given on what was available to municipalities both in grants and support.

Mayor Daly attended the Community Transportation Conference last week sponsored by Wayne County Rural Health. Palmyra was once again well represented.

NEW/OLD BUSINESS:

IRENE UNTERBORN/EDC: EDC Chair Irene Unterborn reported that there is a travel guide in the process of being written which will include Palmyra. Irene highlighted the plans for EDC's Trick or Treat event which will take place October 26th. Lyons Club and the Kiwanis Club will be setting up in the park. Rotary is coming as well and Irene asked the Board what location they thought would be best for them. The Board agreed that it would be best to keep them all in the park.

MR. PORTER: Carroll Street resident Irwin Porter asked the status of the permit process for Lerner Imports. Mayor Daly referred him to CEO Bob Grier's office.

FIRE DEPT GRANT: The Fire Department would like to submit a grant application to the State for fire and emergency equipment. The maximum grant amount is \$50,000 and the Fire Department would use it to defray costs of the recently purchased air packs. Trustee Celentano moved to approve and authorize the Mayor to sign the NYS Emergency Services Grant Application. Second by Trustee DeVogelaere. Vote, 4 ayes. CARRIED.

ART WORK: John Morrell would like permission to use the Village's website artwork for the Rotary newsletter. Motion by Trustee Salomon, second by Trustee Celentano to grant permission. Vote, 4 ayes. CARRIED.

NYS THRUWAY CRUISING GUIDE: Motion by Trustee Celentano, second by Trustee Palmer to purchase advertising in the next New York State Canal Guide in an amount not to exceed \$200, expense to be shared with the Town of Palmyra. Vote, 4 ayes. CARRIED.

APPENDIX N, WATER RESTRICTION POLICY: While writing an emergency water plan for the Village, Richard Clayton found that the State recommends that Villages should have a policy in place about restricting water in a draught or other similar circumstance. He submitted copies to the Board for their review. Discussion was tabled to the October 21st meeting.

PARKING ON MAIN STREET: Bob Grolling, Zen Garden Café, wrote the Board asking them to consider 30-minute parking on Main Street. He feels it would encourage Main Street residents and business employees to utilize the parking lots behind the businesses. Mayor Daly let him know that the Village is looking to modify the parking regulations for the entire Village and would discuss his suggestion at that time.

CHANGE ORDER/BLUE HERON CONSTRUCTION: The Board discussed Change Order #1 for Blue Heron Construction for an increase to the contract price of \$13,622.78 for additional sludge removal from the primary digester. Trustee Salomon would like to talk to Bob Raeman to find out why there was more sludge than anticipated before the Board approves the Change Order. Tabled until the October 21st meeting.

BOCES BID: The Board discussed and decided not to participate in the bid with BOCES for electric.

LOCAL LAW #1, 2002/SKATEBOARDS: Motion by Trustee DeVogelaere, second by Trustee Salomon to adopt Local Law #1, 2002 as written. Vote, 4 ayes. CARRIED.

Motion by Trustee Celentano, second by Trustee DeVogelaere to enter executive session following a five minute break for discussion of personnel and possible litigation. Vote, 4 ayes. CARRIED.

EXECUTIVE SESSION

Motion by Trustee Celentano, second by Trustee DeVogelaere to re-enter public session at 8:50 pm with no action having been taken. Vote, 4 ayes. CARRIED.

ADJOURNMENT: Motion to adjourn at 8:50 p.m. by Trustee Celentano, second by Trustee Palmer. Vote, 4 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch
Village Clerk