

VILLAGE OF PALMYRA BOARD OF TRUSTEES
REGULAR MEETING

September 6, 2011 7:00 p.m.

ROLL CALL: Present: Mayor Daly, Trustees Bradstreet , Husk, Piccola, and Nolan and Attorney Williams.

PLEDGE OF ALLEGIANCE

CALL TO ORDER: Mayor Daly called the meeting to order at 7:00 p.m.

EXECUTIVE SESSION: Motion was made by Trustee Nolan, second by Trustee Piccola, for a matter in litigation at 7:00 p.m. immediately followed by a matter to discuss possible personal financial information with Micro Enterprise Loan applicant Judy Recca. Vote, 4 ayes. CARRIED.

PUBLIC SESSION: Motion was made by Trustee Bradstreet, second by Trustee Husk to move back into public session with no action having taken place. Vote, 4 ayes. CARRIED.

REGULAR MEETING

APPROVAL OF MINUTES: Motion was made by Trustee Bradstreet, second by Trustee Husk to approve the minutes from August 1, 2011 as submitted. Vote, 4 ayes. CARRIED.

APPROVAL OF ABSTRACTS: Motion was made by Trustee Nolan , second by Trustee Piccola to approve payment of Abstract #5, vouchers 218-265 for \$87,776.24 and Abstract #6, vouchers 266-269 for \$12,814.99. Vote, 4 ayes. CARRIED.

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

- Donation: American flag for Village Hall from the American Legion
- Property transfer info from assessor
- Brownfield Site cleanup information
- Thank you from Canal Corp. director, Brian Stratton
- Information on Workmen's Compensation costs; new procedure for formulating cost
- Monthly budget reports have been submitted to Village Board and department heads
- Comfort Station final reimbursement request submitted today

TRUSTEE REPORTS

Trustee Bradstreet reviewed a report from the CEO:

- Notices have been sent to tenants about appliances left at curb.
- Three notices sent regarding yard maintenance violations.
- Three notices sent regarding unlicensed vehicles.

Trustee Husk reviewed the stats from Finger Lakes Ambulance. In July, there were 73 calls with an average response time of 4 minutes 25 seconds and in August, there were 72 calls with an average response time of 4 minutes 9 seconds. Trustee Husk suggested that Finger Lakes be invited to a future meeting to give an annual update. Mayor Daly suggested the Town Board be asked to attend as well.

Motion was made by Trustee Husk, second by Trustee Piccola to approve Fire Department membership for William Jerome, Andy Prebalick, Lawrence Howard and Raymond Freyn (fire police only) following completion of the appropriate training and a satisfactory physical examination. Vote, 4 ayes. CARRIED.

Trustee Husk publicly thanked Firemen Eric Bruening, Joe Bruening and Jeff Bulman. The firemen took Engine 25 down to the Albany area to help out with Hurricane Irene cleanup.

Motion was made by Trustee Husk, second by Trustee Bradstreet to approve the appointment of Kevin Bruening as Fire Chief. Vote, 5 ayes. CARRIED. These appointments will automatically take place with Mr. Bruening's accession into the Chief's position:

Jason Dickenson 1st Assistant Chief
John Pieters 2nd Assistant Chief

Tabled the appointment of the 14-4 position for the 3rd assistant chief.

The marina signs have been removed off Main Street as they were not approved signs (wrong color) and we do not have a boat launch so win the eyes of DOT we are technically not a marina. From Supt. Hopkins, all four Village entry signs and all club medallions have been installed now.

Trustee Nolan reviewed the monthly operating report from WCWSA for the water and wastewater treatment plants:

- Routine equipment maintenance has been completed.
- New pressure control valve installed.
- 57 new remote readers installed.
- Hydrants have all been painted.

Trustee Nolan and Mayor Daly met with Bob Raeman and WCWSA about long term projects for the Water/Wastewater plants. Trustee Nolan asked the Board to review the summary for future action.

Costs estimates are in for the roof project at the Water plant. It will be installed by Supt. Hopkins. The roof at the pump out station on Throop also needs repair. The estimate from Santelli's, \$6800.00, is included in the budget.

Trustee Piccola reported that he has completed the annual audit of the Village court. Motion was made by Trustee Piccola, second by Trustee Nolan to acknowledge that the annual Court Audit for the period of August 10, 2010 - August 4, 2011 has been completed – as always no deficiencies were noted, and all was satisfactory. Vote, 4 ayes. CARRIED.

Trustee Piccola reviewed the Highway Superintendent's written report:

- Two rounds of brush pickup completed in August.
- Slurry sealing completed on Jackson, Fayette and E. Foster.
- The lower and upper parking lots and the south lot have been sealed.
- Raw water line repair completed near 1121 Johnson Rd.
- New Caterpillar loader should be here next week, there is currently 613 hours on the 2010 loader.
- Supt. Boesel is hoping to start the SRTS grant work and continue through fall as weather permits.

Attorney Williams reported that he was contacted by John Morell, attorney for the buyer of the Cuyler Street library. Apparently, approximately 3 feet of the south portion of the Library Building encroaches into the sanitary sewer easement area. The Building has been in its current location since the 1800's and the easement was not granted to the Village until 1973. They would like the Village to grant a partial release of the easement for that portion of the building. Attorney Williams recommended that the Board authorize the Mayor to sign the partial release of easement as per Atty. Morell's request. Motion was made to the effect by Trustee Piccola, seconded by Trustee Bradstreet. Vote, 4 ayes. CARRIED.

Mayor Daly provided her usual written report and highlighted that she attended a meeting for the GFLRPC grant. She also pointed out the Guidelines for Implementation of The Property Tax Cap.

NEW/OLD BUSINESS:

OFFICIAL APPROVAL OF CAR SHOW AT FAIRGROUNDS: Motion was made by Trustee Husk, second by Trustee Nolan to approve the car show at the Wayne County Fairgrounds on August 26-28 as had been previously approved by email. Vote, 4 ayes. CARRIED.

APPROVAL FOR HOMECOMING PARADE: Motion was made by Trustee Bradstreet, second by Trustee Nolan to approve the homecoming parade on Sept. 23rd at 6:00 pm from the Fairgrounds to the High School. Vote, 4 ayes. CARRIED.

NYSOPRHP – POST COMPLETION INSPECTIONS: As mentioned during Trustee Husk’s report, the Village underwent a post completion inspection of the Palmyra Marina on August 9. The Marina was found to be in overall excellent condition however there were three deficiencies noted, all of which Supt. Hopkins will be addressing.

JOB DESCRIPTION – VILLAGE ATTORNEY: Motion was made by Trustee Nolan, second by Trustee Bradstreet to adopt the job description for Village attorney. Vote, 4 ayes. CARRIED.

SUPT. BOESEL – HWY. PERMITS-PARK DR. AND KENT ST.: Verizon Communication is requesting permit approval for a project on Park Drive and Kent Street. But the paperwork calls for the signature of the Town Highway Superintendent. All their work will be aerial on existing utility poles with no impact to village streets. On Attorney Williams recommendation, motion was made by Trustee Piccola, second by Trustee Nolan to authorize Supt. Boesel to sign the permits, indicating he is doing so as a representative of the Village. Vote, 4 ayes. CARRIED.

MICROENTERPRISE LOAN COMMITTEE: Motion was made by Trustee Nolan, second by Trustee Piccola to approve the micro enterprise loan application as recommended by the Loan Committee. Vote, 4 ayes. CARRIED.

PFD REQUEST: Motion was made by Trustee Piccola, second by Trustee Bradstreet to approve the serving of alcohol at the Firemen’s Banquet. Vote, 4 ayes. CARRIED. The request should be allowable under the terms of the agreement with the Auxiliary, who should be monitoring the banquet.

Motion was made by Trustee Bradstreet, second by Trustee Husk to allow alcohol at the Firemen’s baseball field behind the Fire Hall. Vote, 4 nays. DEFEATED.

Motion was made by Trustee Husk, second by Trustee Nolan to allow alcohol after training and company meetings. Vote, 4 nays. DEFEATED.

LOAN COMMITTEE APPOINTMENTS: Motion was made by Trustee Bradstreet, second by Trustee Nolan, to appoint Amy Shaffer and Ron Oates to the MicroEnterprise Loan Committee. Vote, 4 ayes. CARRIED.

CRAFT METER DISCREPANCY AND REPAYMENT: After research done by the Clerk Treasurer, it was found that M. Craft’s water meter was installed in Sept. 1989. It appears that the meter has never worked properly and readings were all over the place. In order to come up with a rate to charge the Crafts the total discrepancy was divided over 86 quarters (the age of the meter) and the rate that was in effect at that time was charged. The total amount owed then would be \$529.59 of which they have already paid \$160.00. Clk. Treas. Lynch asked if it wouldn’t be possible to have the Crafts work off their balance through his services of providing sound at all Village events. Attorney Williams advised that for accounting purposes it would not be advisable but suggested that the Clerk Treasurer should ask NYCOM for a possible “shortcut”. Some members of the Board felt this would start a precedent and down the road property owners would want to work off their tax bill or another example may be a fireman has a water discrepancy and feels he shouldn’t have to pay it because he volunteers his time through the fire department. Attorney Williams feels the best way to handle it would be as we have always done it in the past; divide it over several quarters. If the Crafts choose to charge the Village for their services in the future, the Village may have to look at other sources for that service. (Note: Crafts paid the discrepancy in full on Sept. 9)

AMENDMENT TO HEALTH REIMBURSEMENT ACCOUNT: Motion was made by Trustee Husk, second by Trustee Piccola to adopt the summary of material modification to the Health Reimbursement Account by adding the following sentence to the end of Article 2(Definitions):

“The term “spouse” as used in this Plan means a person to whom a Participant is legally married and who is treated as the Participant’s spouse for federal income tax purposes.”
Vote, 4 ayes. CARRIED.

ILLNESS/LEAVE TIME: Motion was made by Mayor Daly, second by Trustee Nolan to approve the request for leniency in vacation time usage contingent upon Attorney

Williams' approval of a Memorandum of Agreement to be drawn up by CSEA; time is to be used by Jan. 1, 2012, and noting this is a one-time occurrence. Vote, 4 ayes.
CARRIED.

EXECUTIVE SESSION: Motion was made by Trustee Piccola, second by Trustee Husk, for personnel, litigation, and contractual matters at 9:05 p.m. Vote, 4 ayes.
CARRIED

PUBLIC SESSION: Motion was made by Trustee Piccola, second by Trustee Nolan to re-enter public session at 9:45 p.m. with no action having taken place during executive session. Vote, 4 ayes. CARRIED.

ADJOURNMENT: Motion by Trustee Piccola, second by Trustee Nolan, to adjourn at 9:50 p.m.. Vote, 4 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch
Clerk Treasurer