

VILLAGE OF PALMYRA BOARD OF TRUSTEES
REGULAR MEETING
May 21, 2012 7:00 p.m.

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

PLEDGE OF ALLEGIANCE

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

REGULAR MEETING

APPROVAL OF MINUTES: Motion was made by Trustee Bradstreet, second by Trustee Husk to approve the minutes from May 7, 2012 as submitted. Vote, 3 ayes. CARRIED.

APPROVAL OF ABSTRACT #15: Motion was made by Trustee Husk, second by Trustee Bradstreet to approve payment of Abstract #15, voucher 850-938 for \$167,662.68. Vote, 3 ayes. CARRIED.

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

- Thank you from Canesius and McQuaid HS Row for the Cure and \$150 donation
- Letter from Finger Lakes Housing Consortium
- Finger Lakes Economic Development Council meetings about the plan

TRUSTEE REPORTS:

Trustee Bradstreet – no report.

Trustee Husk reported for Finger Lakes Ambulance; for the month of April there were 63 calls with an average response time of 4 minutes 2 seconds. From here on out, they will submit a quarterly report.

Trustee Nolan – no report.

Trustee Piccola – no report.

Mayor Daly provided her usual written report highlighting the Special Olympics at the High School. She was very impressed. Over 700 participated and there were over 200 volunteers.

Attorney Williams reported that the “end of Liberty” street can be sold to the Kragers for fair market value with the understanding that it has very little value. The buyer would get a quit claim deed, no abstract of title and the buyer would have to do the survey and pay for any recording fees.

NEW/OLD BUSINESS:

HIGHWAY EQUIPMENT: The Village will have to bond four pieces of equipment as Supt. Boesel was unable to purchase two of the needed pieces at the auction. The International 7400 was sold at auction but Supt. Boesel contacted the buyer and we were able to purchase it anyway directly from the buyer for \$37,000. The Village will have to borrow for this piece and the other three pieces of equipment for a maximum of five years. The Village will be selling three pieces of equipment (T17, T-15 and C-20) to make up the difference between the quotes and the anticipated borrowing amount. Additionally, we will hold off on the roller purchase.

CAPITAL PROJECT: Motion was made by Trustee Piccola, second by Trustee Bradstreet to establish Capital Project H12- 2012 Highway Equipment. Vote, 3 ayes. CARRIED.

BOND RESOLUTION: The following resolution was offered by Trustee Piccola, who moved its adoption, seconded by Trustee Bradstreet, to-wit:

BOND RESOLUTION DATED MAY 21, 2012.

A RESOLUTION AUTHORIZING THE PURCHASE OF EQUIPMENT FOR CONSTRUCTION AND MAINTENANCE FOR THE VILLAGE OF PALMYRA, WAYNE COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$190,000 AND AUTHORIZING THE ISSUANCE OF \$190,000 SERIAL BONDS OF SAID VILLAGE TO THE COST THEREOF.

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

Section 1. The purchase of equipment for construction and maintenance, together with incidental equipment and expenses in connection therewith, for the Village of Palmyra, Wayne County, New York, is hereby authorized at a maximum estimated cost of \$190,000.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$190,000 serial bonds of said Village hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purpose is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will not exceed five years.

Section 4. The faith and credit of said Village of Palmyra, Wayne County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

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

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Vote, 4 ayes. CARRIED.

FIRE DEPARTMENT: Chief Baker would like to consolidate some equipment. Right now it's hard to find drivers for both a pumper and the rescue truck. There is a 1993 "heavy rescue" pumper for sale in New Jersey that he is going to try to look at this weekend. He is also going to talk to a broker about what our rescue truck and Engine 21 might possibly be worth. Engine 22 is older but the department likes it better. What he would like to propose if the 1993 truck is suitable is to purchase that and sell Engine 21 and R-9, the rescue truck to pay for it.

MUNICIPAL AUCTION RESULTS: It was the biggest ever; over 4 million in sales.

GRANT APPLICATION DISCUSSION: Mayor Daly attended a session about the Main Street grant program. The grant this year is to be used to "rehab" neighborhoods with rental units. Mayor Daly suggested we do not go after any monies with the requirements that are in place now; it's not a good fit for us. Mayor Daly suggested another Canal grant to move forward with the parking lot on Park Drive. In-kind services are reimbursable expenses. Supt. Boesel reports he has enough stone, millings, people and equipment to put in the parking lot. Trustee Piccola suggested we look into prices for the asbestos removal. Supt. Hopkins mentioned his crew could probably take the house down. This grant must be in by July.

METER DISCREPANCIES: Motion was made by Trustee Piccola, second by Trustee Bradstreet to approve the billing for the meter discrepancies as outlined by the Clerk Treasurer for B. Jones and W. Jerome. Vote, 3 ayes. CARRIED.

TAX LEVY: Motion was made by Trustee Piccola, second by Trustee Bradstreet to adopt the following tax levy resolution:

TAX LEVY RESOLUTION

A resolution levying the total taxes and other charges extended and levied against each parcel of real property shown on the rolls prepared and verified by the assessors for the 2012-2013 fiscal year.

RESOLVED that there be levied and assessed against the real property of the Village of Palmyra the following sums for Village government and other charges for the fiscal year 2012-2013, a tax rate of \$11.99 per thousand of assessed valuation.

TAX RATE CALCULATION:

$$\frac{\text{General Fund Tax Levy X } \$1,000 = \$ 1,357,223.00 \text{ X } \$1,000}{\text{Assessed Valuation } \$113,196,228} =$$

Tax Rate: \$11.99 Per Thousand

General Fund Levy (A1001 A250/A980)	\$ 1,357,223.00
Omitted Taxes of Previous Years	.00
Excess on Roll	
Total Taxes for Current Budget	
Delinquent Water Rents & Charges (A250/A630)	\$ 56,879.99
Delinquent Sewer Rents & Charges (A250/A630)	\$ 56,898.66
Delinquent Special Assessments (A1030 A250/A980)	\$ 3,163.19
Total Real Property Taxes &	
Other Charges on Roll	\$
TOTAL	\$ 1,474,164.84

Vote, 3 ayes. CARRIED.

TAX WARRANT: Motion was made by Trustee Piccola, second by Trustee Bradstreet to instruct the Clerk Treasurer to execute the following tax warrant:

TAX WARRANT

To: Alicia M. Lynch, Village Clerk Treasurer

YOU ARE HEREBY COMMANDED to receive and collect from the several persons named in the tax roll hereunto annexed, the several sums stated in the last column hereof opposite their respective names, being a total of \$1,474,164.84. for the following purposes:

For the Current Budget	\$1,357,223.00
Omitted Taxes of Previous Years	.00
For Charges for Services	
For Releived Water Rents & Charges	\$ 56,879.99
For Releived Sewer Rents & Charges	\$ 56,898.66
For Special Assessments	\$,,3,163.19
TOTAL	\$ 1,474,164.84

YOU ARE FURTHER COMMANDED to receive and collect such sums without additional charge between the first day of June and the first day of July, 2012, both inclusive; and thereafter to collect with such of the sums as have not been theretofore collected, an additional charge of five per centum for the first month or fraction thereof until paid.

YOU ARE FURTHER COMMANDED to return the tax roll and warrant to the Village Clerk on or before the first day of November, 2012 and to deliver to the Board of Trustees at the same time an account of the taxes remaining due and unpaid; describing each parcel of real property upon which taxes are unpaid, showing person or persons to whom the parcel is assessed and showing as to each parcel the amount of tax unpaid.

Mayor

Dated: _____

Attest: _____
Clerk Treasurer

Vote, 3 ayes. CARRIED.

BANNER: Trustee Husk and Supt. Hopkins are going to draft a policy for banners being hung across Main St. Motion was made by Trustee Piccola, second by Trustee Bradstreet to allow only vented banners above Main Street. Vote, 3 ayes. CARRIED.

PARKING ON PROSPECT DRIVE: Residents on Prospect Drive have been parking on Village property, several concerns have been raised by Supt. Hopkins. The curb has begun deteriorating, the ground is a mud hole and the stability of some of the trees on the hill are suspect. Trustee Bradstreet will ask Code Enforcement Officer Wooden to notify the property owners that the parking will no longer be allowed in this area.

YEAR END BUDGET TRANSFER: Motion was made by Trustee Piccola, second by Trustee Husk to authorize Clerk Treasurer Lynch to make budget transfers to balance individual lines items, the list to be provided at the June 18th meeting. Vote, 3 ayes. CARRIED.

EXECUTIVE SESSION: Motion was made by Trustee Husk, second by Trustee Piccola to enter executive session for a personnel matter at 8:10 p.m. Vote, 3 ayes. CARRIED.

PUBLIC SESSION: Motion by Trustee Bradstreet, second by Trustee Piccola, to move back into public session with no action having taken place at 8:20 p.m. Vote, 3 ayes. CARRIED.

ADJOURNMENT: Motion by Trustee Bradstreet, second by Trustee Piccola, to adjourn at 8:20 p.m. Vote, 3 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch
Clerk Treasurer