

VILLAGE OF PALMYRA BOARD OF TRUSTEES  
Regular meeting August 4, 1997 7:00 p.m.

**PRESENT:** Mayor Wilson, Trustees Guest, Celentano, and Gunkler. Trustee Salomon is on vacation.

**CALL TO ORDER:** Mayor Wilson called the meeting to order at 7:00 pm.

**PLEDGE OF ALLEGIANCE**

**ABSTRACT #4:** Motion by Trustee Gunkler to approve Abstract #4 for vouchers #148-#153 (7-25-97) and #154-245 (8-4-97) for a total of \$114, 855.47. Second by Trustee Celentano. Vote, 4 ayes. CARRIED. (Corrected August 5<sup>th</sup> - eliminate vouchers #224-\$151.90 and #232-\$2.52 and add voucher #246 for \$7,426.36 for an amended total of \$122,127.41)

**MINUTES OF JULY 21<sup>st</sup>:** Motion to approve the minutes from July 21, 1997 made by Trustee Celentano, second by Trustee Guest. Vote, 3 ayes, Trustee Gunkler abstain. CARRIED.

**CORRESPONDENCE:** The following correspondence has been received and is on file at the Village Clerk's office:

1. Notification of WC Cable TV meeting for August 14<sup>th</sup>.
2. Letter from Senator D'Amato stating he was looking into the status of HUD grant application.

**TRUSTEE REPORTS:** Trustee Salomon - no report.

**Trustee Celentano** reported that NYSEG will be in the Village trimming trees. The highway department is busy putting down NOVA chip and hot seal. The following streets are being done: West Foster from Hyde Pk. to Stafford, Clairmont Pk., Birdsall Parkway, Sunset Dr., Charlotte Ave. West & East, Walker St., Brookside Ter., Washington St., Tremont St., Prospect Dr., Vienna St., Buckman Pl., Crescent Dr., Throop St., and Canal between Williams and Market. In light of this information, Trustee Celentano moved to approve 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 August 4, 1997 subject to Permissive Referendum as follows:

BE IT RESOLVED that a sum of up to and not to exceed \$75,000 (Seventy Five Thousand Dollars) be expended from HR6 Capital Reserve for Street and Sidewalk Repair for the purchase of Hot Mix pavement for the purpose of paving Village streets. 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: 8-13-97

Completion date: 9-13-97

Second by Mayor Wilson. Vote, 4 ayes. CARRIED.

Trustee Guest told Trustee Celentano that tractor trailer trucks are really hitting the trees along Canandaigua Street. Trustee Celentano thought that these trees were sure to be trimmed by NYSEG when they start trimming.

**Trustee Guest** reported that the CanalTown Days Banner is up and on Wednesday, Aug. 6<sup>th</sup> the Peace Torch will be running through the Village at approximately 9:00 am.

**Trustee Gunkler** moved that the Board accept the resignation, with regrets, of Dan McCarthy from the Zoning Board of Appeals. Second by Mayor Wilson. Vote, 4 ayes.

CARRIED. Trustee Guest asked that a thank you be sent to him. Village Clerk reported that was common practice.

**NEW/OLD BUSINESS**

**BOB RIDER:** Request from property owner, Bob Rider addressed the Board to request that his “phantom” sewer bill be reduced. After reviewing the procedure for the yearly account review once again, Mayor Wilson stated that any changes to procedure would have to be undertaken with a new local law. Mr. Rider thanked the Board for their consideration and departed. Roy McMaster, who happened to be here for some bonding business, commented that he thought the way we figure the sewer billing is archaic. There is another way we could consider with the solution built right into our software program that would be more accurate. (Sewer charges would be based on the previous quarter usage.) This would also involve a new local law. Roy agreed to bring back some recommendations to the Board in September.

**STEVE AUSTIN:** Steve Austin introduced himself to the board as the new owner of the old Sherburne Ford building on Main Street. They would like to return the building to how it looked back in the 1920’s, which will mean that the macadam out front will have to be removed (like what was done in front of the old Post Office) and sidewalk put back in. Mr. Austin asked if the Village would be willing to provide the sidewalks. Trustee Celentano reported that the highway crews were booked for the next few weeks and he would have to check into the fiscal end of as well. Trustee Celentano promised to let him know.

**P.T. FREUND:** The request from P.T. Freund Corp. to have the late charges waived from their account was discussed. It was decided that this request might better be addressed to and by the Post Office. Wilson moved to have the Village Clerk send them a letter denying their request based on the evidence we have and send a copy to Postmaster J. Johnson. Second by Trustee Gunkler. Vote 4 ayes. CARRIED.

**WATER TOWER AND GATES STREET:** Based on recommendation from Sniedze Associates and Atty. Nesbitt, motion made by Trustee Guest, second by Trustee Gunkler to approve final payment to Global for the painting of the water tower and to Villager for the Gates Street project. Vote, 4 ayes. CARRIED.

**BONDING:** Mayor Wilson introduced Roy McMaster who will be helping us with the next bond projects. Mayor Wilson asked Mr. McMaster if the first step would be for us to declare ourselves as lead agency for the projects for the purpose of filing the SEQR forms. Mr. McMaster discussed the spreadsheet he provided which identifies the projects and the maximum time allowed by law for re-payment for each. It was decided that each project should be given an identification number. The following ID numbers were given:

- H27 - the North Parking lot - reconstruction and addition
- H28 - Road resurfacing - various streets
- H29 - Jackson Street (road reconstruction portion)
- H30 - Hyde Park and Foster Street - water line replacements
- H35 - Jackson Street (water line replacement)
- H36 - Retirement debt

Projects may be combined into a single bond but the shortest maximum time frame allowed must be used to determine repayment for the entire bond. In light of which, the projects were divided into two sections. Ten (10) year bond projects were grouped together (North parking lot, road resurfacing, Jackson St. road repair and the retirement debt) and 40 year bond projects were grouped together (Jackson Street, Hyde Park and Foster Street water line replacements). Based on the above information the following resolutions were offered:

**LEAD AGENCY:** Mayor Wilson moved that the Village of Palmyra be declared lead agency for SEQR purposes for the projects as identified previously as such

- H27 - the North Parking lot - reconstruction and addition
- H28 - Road resurfacing - various streets
- H29 - Jackson Street (road reconstruction portion)

H30 - Hyde Park and Foster Street - water line replacements

H35 - Jackson Street (water line replacement)

said Mayor is authorized to sign for lead agency. Second by Trustee Gunkler. Vote, 4 ayes. CARRIED.

**NEGATIVE DECLARATION:**

At a regular meeting of the Village Board of Trustees of the Village of Palmyra, New York, held in the Trustee's Room, of the Village Hall, 144 East Main Street, Palmyra, New York, on the 4<sup>th</sup> day of August, 1997:

PRESENT: Mayor Wilson, Trustees Gunkler, Guest and Celentano.

ABSENT: Trustee Salomon

Trustee Celentano presented the following resolution and moved that it be adopted and it was seconded by Mayor Wilson:

BE IT RESOLVED BY THIS VILLAGE BOARD OF TRUSTEES AS FOLLOWS:

WHEREAS, on the date hereof the Village of Palmyra, New York shall consider a bond resolution authorizing not to exceed \$1,260,000.00 aggregate principal amount of general obligation bonds (and bond anticipation notes in anticipation thereof) to finance certain improvements consisting of a.) Jackson Street, Hyde Park and Foster Street water line replacement. (b.) resurfacing of Village Streets and c.) rehabilitation of North Main St. Parking lot; and

WHEREAS, to aid the Board of Trustees in determining whether such Projects and financing and other actions of the Village in connection therewith (these "actions") may have a significant effect on the environment, the Board has caused to be prepared an environmental assessment form or similar information ("EAF"), copies of which is attached hereto; and

WHEREAS, the Board of Trustees has duly reviewed the EAFs and related documents with respect to the above-referenced capital project and duly considered the impacts which may be expected to result from the proposed actions with the criteria set forth in Article 8 of the State Environmental Quality Review Act and the applicable regulations promulgated thereunder ("SEQR");

NOW, THEREFORE, BE IT RESOLVED BY THIS VILLAGE BOARD OF TRUSTEES AS FOLLOWS:

1. Based upon the review by the Village Board of Trustees of each EAF and other necessary criteria, the Board hereby finds that the object of the above-referenced actions and approval on any financing therefor (a) will result in no major impacts and therefore, is not one which "may have a significant effect on the environment," (b) will not have a "significant effect on the environment," and (c) no "environmental impact statement" need be prepared, as such quoted terms are defined in SEQR. The proposed actions do not constitute a "Type I Action" as such quoted term is defined in the regulations of the Department of Environmental Conservation of the State of New York (6NYCRR Part 617, as amended). Reasons supporting this determination are set forth on the notice of negative declaration of the Board attached hereto and hereby made a part of this resolution for the purposes of SEQR. This determination constitutes a negative declaration for purposes of SEQR.

2. A copy of this resolution, together with the notice of negative declaration, shall be placed on file in the office of the Clerk of the Village where the same shall be available for public inspection during business hours and such notice of negative declaration shall be filed in such offices, posted in such places and published in such newspapers as shall be necessary to conform to the requirements of SEQR.

This resolution shall take effect immediately.

The motion having been duly seconded by Mayor Wilson the following votes were cast:

AYES

NAYS

Mayor Wilson

Trustee Guest

Trustee Gunkler

Trustee Celentano

**ENGINEERING SERVICES:** Sniedze Associates has provided itemized engineering contracts for each of the proposed capital projects that are to be bonded.

**STOP-STICKS:** First of all, Chief Dalton reported that ACO, Gary Rose used the Building Dept. car to run to Albany for Wayne County Health Department. The chief then reported on the recent rash of chases through the village. One was a high-speed chase and we are fortunate no one was hurt. There is a product on the market that the Chief would like to purchase. It is a piece of equipment that is laid down across the road and deflates the perps tires. It doesn't blow the tires just deflates them slowly. Mayor Wilson feels that this is something that should be expended out of Capital Reserve. The Chief feels he can take it out of his budget now and probably be able to reimburse it through donations in the next few months. Motion to approve the expenditure of \$758.00 for the purchase of 2 sets of "Stop-sticks" (one set for each police car), second by Trustee Guest. Vote 4 ayes. CARRIED

Motion to take a five minute recess by Trustee Celentano, second by Trustee Gunkler. Vote 4 ayes. CARRIED.

**SELF EVALUATION:** Trustee Celentano thanked the Village Clerk for her work in completing the Village self-evaluation and motioned to forward same to the US Dept. of Justice and that the Village of Palmyra extends their thanks to the EPVA for their work in completing the evaluation of the Village structures. Second by Trustee Gunkler. Vote, 4 ayes. CARRIED. And on a related note, Trustee Celentano moved to run the advertisement about the relay station in Rochester once every quarter in the paper, second by Trustee Gunkler. Vote, 4 ayes. CARRIED. An evaluation will be made of the effectiveness of the ad next year.

**ELAINE HARTNAGEL:** Thanks to the Pete, Fred, Nelson Cook and the Village/Town Highway crews for the work recently completed to her yard. It should solve the drainage problem there for many years to come.

**MISC:** County expects a bill to be submitted by Gary Rose for running to Albany for them. Chief said Gary would only be submitting bill for standard mileage and the Board agreed.

**EXECUTIVE SESSION:** Motion to go into executive session at 9:00 pm. by Trustee Celentano, second by Trustee Gunkler for the purpose of discussing pending litigation. Vote, 4 ayes. CARRIED.

Public Session reconvened at 9:10 pm.

ADJOURNMENT: Motion to adjourn at 9:10 pm by Trustee Celentano, second by Mayor Wilson. Vote, 4 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch  
Village Clerk

