

**VILLAGE OF PALMYRA BOARD OF TRUSTEES**  
REGULAR MEETING  
SEXTON BUILDING  
January 22, 2013      7:00 p.m.

**PRESENT:** Mayor Piccola, Trustees Husk, Luke, Nolan and Perry, and Attorney Williams.

**PLEDGE OF ALLEGIANCE**

**PUBLIC HEARING:** Mayor Piccola called the public hearing to order noting the following legal had been placed in the official Village newspaper:

LEGAL NOTICE  
VILLAGE OF PALMYRA  
NOTICE OF  
PUBLIC HEARING  
ON PROPOSED LOCAL LAW

NOTICE IS HEREBY GIVEN, that there has been introduced before the Village of Palmyra a proposed local law, which, if adopted would establish an override of the tax levy limit established in General Municipal Law 3-c.

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 22nd day January, 2013 at the Palmyra Village Hall, 144 East Main Street, Palmyra, NY beginning at 7:00 p.m. 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: January 7, 2013

By Order of the Village Board of the Village of Palmyra

Alicia M. Lynch  
Village Clerk

**PUBLIC COMMENTS:** There was nobody from the general public in attendance.

**ADJOURNMENT:** Motion was made by Trustee Nolan, second by Trustee Perry to close the public hearing at 7:02 p.m. Vote, 4 ayes. CARRIED.

**REGULAR MEETING**

As there were no comments from the public, motion was made by Trustee Nolan, second by Trustee Luke to approve Local Law #1 Tax Cap Override. Vote, 4 ayes. CARRIED.

**APPROVAL OF MINUTES:** Motion was made by Trustee Nolan, second by Trustee Husk to approve the minutes from Jan.7, 2013 as submitted. Vote, 4 ayes. CARRIED.

Motion was made by Trustee Luke, second by Trustee Husk to approve the minutes from Jan. 11, 2013 as submitted. Vote, 3 ayes, abstain, Trustee Nolan and Perry. CARRIED.

**APPROVAL OF ABSTRACT #8B:** Motion was made by Trustee Perry, second by Trustee Nolan to approve payment of Abstract #8B Vouchers 600-641 for \$28,446.99. Vote, 4 ayes. CARRIED.

**CORRESPONDENCE/ANNOUNCEMENTS/INFORMATION:**

- Palmyra Community Library Open House Feb. 10 2-4
- Canandaigua Lake Watershed report on inspections
- NYS DOH: 2013 Sampling requirements

- PESH training notification, Jan 29 in Village of Macedon

### **TRUSTEE REPORTS**

**Trustee Husk** reviewed the report from Buildings and Grounds Supt. Hopkins. Cody Martini has submitted an Eagle Scout proposal to consider. He would like to repair the portable park benches by scrapping, sanding, replacing any substandard wood slats and painting. Motion was made by Trustee Husk, second by Trustee Luke to approve Cody's park bench improvement Eagle project. Vote, 4 ayes. CARRIED. Five bids specs have been received (out of 85) for the foresting project. The highest bid was \$49,091 from Gutchess Lumber. Motion was made by Trustee Husk, second by Trustee Nolan, to award the bid to Gutchess Lumber Company for \$49,091.00. Vote, 4 ayes. CARRIED.

**Trustee Luke** reported that she has contacted the four organizations that have adopted sections of the trail about participating in the Canal Clean Sweep 2013 in April. One of those, the Gellatly family will participating for sure as well as the athletes from Pal-Mac Central School. The Palmyra Democratic Committee is interested in adopting a section of the trail as well. Vicky Daly will be meeting with Trustee Luke to go over the map to identify the unassigned sections.

**Trustee Nolan** reviewed the monthly operating report for the Water and Wastewater plants for December which will be on file in the office of the Clerk Treasurer. They have ordered fire hydrant markers and are busy installing them.

**Trustee Perry** reported that all members of the Fire Dept. have completed the Sexual Harassment training and it has been forwarded to the Auxiliary.

The issue of Fire Department members driving Finger Lakes Ambulance was discussed with Atty. Williams. He said any liability would fall upon Finger Lakes, however, any Fire Department member that might be injured while driving the ambulance would be covered under the Village's Workmen's Compensation and under 207C.

**Attorney Williams** - no report.

**Mayor Piccola** reviewed plans for highway department equipment purchasing for this budget year. We had budgeted \$12,500 in the .2 for the joint purchase of a roller with the Town which is not going to be purchased. They would like to purchase the following in place of the roller: a utility trailer for \$1400, \$2500 for a jumping jack, a Road cut-off saw for \$3000; Supt. Boesel would have been requesting all these items in the 2013-14 budget. Motion was made by Trustee Nolan, second by Trustee Perry to purchase the utility trailer, the Jumping Jack, and the Road Cut-off saw at a total cost of \$6,900 from A1640.2 Central Garage Equipment/Capital Outlay. Vote, 4 ayes.

Additionally, Teitsworth Auction has guaranteed a price of \$22,400 for the F350 4X4 pickup truck, \$42000 for the E42 Bobcat Excavator and \$125,000 for the CAT 930H if the hours on it remain under 700. Motion was made by Trustee Nolan, second by Trustee Husk to accept the Teitsworth guarantee of \$125,000 for the CAT930 loader and Purchase a new one for \$139,0009; the net price of \$14009 to be paid out of A5110.411 Asphalt and Blacktop. Vote, 4 ayes. CARRIED.

Motion was made by Trustee Nolan, second by Trustee Perry to accept Teitsworth guarantee for the E-42 Bobcat Mini-Excavator and purchase a new one for \$43006.00; a net cost of \$1006.00 from A1640.2. Vote, 4 ayes. CARRIED.

The plan is to also accept the guarantee for the F350 4X4 pickup by purchasing from off a bid from Chautaugua County Dept. of Public Facilities when we have a firm price on the new truck pricing. The net cost of the truck will also be paid from A1640.2.

Mayor Piccola has asked the Clerk Treasurer to research the cost of replacing her dying laptop from state bid, cost to be borne by the balance of A1640.2.

### **NEW/OLD BUSINESS:**

**CONTRACT RENEWAL- ADVANCED OCCUPATIONAL SERVICES (DRUG TESTING):** Motion was made by Trustee Husk, second by Trustee Nolan to authorize the Mayor to sign the renewal contract for 2013 with Advanced Occupational Services for state required drug testing; noting a slight increase in pricing. Vote, 4 ayes. CARRIED.

**CONTRACT RENEWAL-CODE ENFORCEMENT** : Motion was made by Trustee Husk , second by Trustee Perry to authorize the Mayor to sign the 3 year renewal contract for Code Enforcement with the Town, terms as previously reviewed in October. Vote, 4 ayes. CARRIED.

**REQUEST FROM NYS ASSEMBLYMAN MICHAEL KEARNS REGARDING FORECLOSURE BILLS:** Motion was made by Trustee Nolan, second by Trustee Luke to adopt the following resolution regarding the proposed laws concerning contact information for vacant structures:

WHEREAS, vacant, abandoned and foreclosed homes and structures have proliferated throughout New York State over the last five years; and  
WHEREAS, vacant structures that are not maintained for months at a time degrade and depreciate the value of the vacant structure as well as the value of surrounding properties; and

WHEREAS, lending institutions that hold mortgages on said vacant properties do not always provide the contact information of a responsible party; and

WHEREAS, Assembly Bill A.88 and Assembly Bill A.824, currently pending, would make it mandatory for lending institutions to provide contact information of responsible parties regarding vacant structures; and require good faith in obtaining a foreclosure; and  
WHEREAS, the Village of Palmyra Board of Trustees supports the passage of said Bills.

NOW THEREFORE, BE IT RESOLVED that the Village of Palmyra hereby supports the passage of said Bills and respectfully requests that the State Representatives who represents constituents in the Village of Palmyra support the passage of said Bills.

Vote, 3 ayes, abstain, Trustee Husk. CARRIED.

**RESOLUTION HONORING FORMER MAYOR VICKY DALY:** Motion was made by Trustee Nolan, second by Trustee Perry to adopt the following resolution:

WHEREAS, Victoria W. Daly, henceforth referred to as Vicky Daly, was the Mayor of the Village of Palmyra from Dec 3<sup>rd</sup>, 2001 through Dec. 2, 2012; and

WHEREAS, Vicky Daly did much to promote the Village of Palmyra throughout her tenure through her involvement with, among other things, CanalNY, the Western Erie Canal Alliance, the Preservation League of New York State, the Wayne County Village Officials Association; and

WHEREAS, Vicky Daly worked tirelessly writing several successful grants for the Village, as well as representing the Village at travel shows, and

WHEREAS, Vicky Daly did much to promote the businesses in Palmyra through her newspaper column and stints on WACK radio, and

WHEREAS, Vicky Daly is hereby recognized as the longest-standing Mayor in Village history and as such is valuable resource to all Board of Trustees henceforth,

NOW THEREFORE, BE IT RESOLVED that the Village of Palmyra Board of Trustees hereby recognizes Vicky Daly's love of the Village of Palmyra, her loyalty to the Village of Palmyra and her accomplishments by bestowing upon her the title of "Mayor Emerita".

Vote, 4 ayes. CARRIED.

**RESOLUTION IFL FROM H5 TO H2 \$5029.66:** Motion was made by Trustee Nolan, second by Trustee Perry to authorize the Clerk Treasurer to make an Interfund Loan from H5 Canandaigua Street to H2 Safe Routes to School to balance that account. Vote, 4 ayes. CARRIED.

**BLOOD PATHOGEN POLICY:** The policy for Bloodborne Pathogens needs to be updated and a new committee put in place to replace the one named in 1992. This is the committee responsible for designing and maintaining the Exposure Control Plan.

Motion was made by Trustee Nolan, second by Trustee Perry to assign the following employees and/or staff to the Bloodborne Pathogens Committee:

DEPARTMENT

PERSON

Central Office

Alicia M. Lynch

Fire Department

Derick Baker, Chief

Police Dept.

David Dalton, Chief

Highway Dept.

Supt. Mike Boesel

Water/Wastewater Dept.

WCWSA Brian Bieda

Bldgs. & Grounds

Supt. Gary Hopkins

Vote, 4 ayes. CARRIED.

**PART TIME DEPUTY CLERK:** The Clerk Treasurer met with Pam Ebert today and is happy to report she will be starting on Feb. 4<sup>th</sup>.

**ADJOURNMENT:** Motion by Trustee Husk, second by Trustee Perry, to adjourn at 8:05 p.m.. Vote, 4 ayes. CARRIED.

Respectfully submitted,

Alicia M. Lynch, Clerk Treasurer