

**REGULAR MEETING OF THE TOWN BOARD  
OCTOBER 27, 2005**

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held on Thursday, October 27, 2005, at the East Palmyra Fire Hall, Tellier Road, Palmyra, NY, was called to order at 8:04 p.m. by Town Supervisor David C. Lyon.

**CALL TO  
ORDER**

Supervisor Lyon led those present in the Pledge of Allegiance to the Flag.

**PLEDGE OF  
ALLEGIANCE**

Upon roll call, the following board members were present:

David C. Lyon, Supervisor  
Michael Lambrix, Councilman  
Kenneth Miller, Councilman  
Dave Nussbaumer, Councilman  
James Welch, Councilman

**ROLL CALL**

Also attending the meeting:

Harry Wilkins	4728 Tellier Rd., East Palmyra
Todd Pipitone	Palmyra <i>Courier-Journal</i>
Bob Grier	Palmyra Code/Zoning Officer
Michael Boesel	Palmyra Highway Superintendent
John Rush	4138 Hogback Hill Rd. East Palmyra
Beth Hoad	4839 Tellier Rd., East Palmyra
Sylvia Lyon	Lyon Rd., East Palmyra
Cathe Flanagan	Palmyra-Marion Rd., Palmyra

**MEETING  
ATTENDANCE**

Motion was made by Ken Miller to approve the minutes of the October 13, 2005 meeting of the Town Board.

**MTN: APPRV  
10/13/2005 MTG  
MINUTES**

Second: Dave Nussbaumer

Vote: 5 ayes. Carried.

**COMMUNICATIONS**

Computel Consultants audit of cable television franchise fees:  
Computel Consultants, who have contracted with Palmyra to audit Time Warner Cable Franchise Fee payments to Palmyra have found a misapplication of part of the franchise agreement and have written the NY State Public Service Commission about this problem. The request is for Time Warner to pay the Town of Palmyra "all due underpayments" for the time period in question.

**AUDIT OF  
CABLE  
FRANCHISE  
FEES TO  
PALMYRA**

**REPORTS OF STANDING COMMITTEES**

**Buildings and Grounds Committee – Kenneth Miller, Chairman**

**ROUTINE  
WORK IN  
ANTICIPATION  
OF WINTER  
DONE**

Ken Miller reported general items around Town Hall have been tended to within the past month, such as furnace filters. He stressed that furnaces need preventive maintenance work. He also reports both sump pumps in the basement are working.

**Highway Committee – Michael Lambrix, Chairman**

**HIGHWAY  
DEPARTMENT  
REPORT FOR  
OCTOBER**

1. Highway Department Monthly Report: In his report for October, Highway Superintendent Mike Boesel outlined projects his crew has worked on during the month. Plow frames are now on trucks, and they have been serviced and prepped for winter. Paving at the Shilling/Goldsmith/Lusk Roads intersection, along with the washed out area of Hogback Hill Rd. took place also. Mike met with the NYS DOT and MRB to start investigating the sidewalk project from the village line to Town Hall. He submitted a grant for trees, and received \$1000 from the Wayne County Soil and Water Conservation Department.

2. Authorization to Purchase a Vehicle on the State contract: Mike Boesel requested authorization from the Board to purchase a 2006 Ford F-250 4x4 Extended cab truck for the Highway Superintendent, to replace the 2000 Jeep previously purchased by Nelson Cook. The truck would include a trailer hitch, adapter for snow plow, Switches for the rack of lights on the roof, cab steps, and a Tow Command package. The amount quoted to Mike from VanBortel Ford in Victor is \$26,982. Mike Lambrix added that the truck should have mud flaps, and asked Mike to get a price on them. Jim Welch thought Mike should consider a tailgate-mounted hopper for a salt spreader. Mike will check on that also. It can be purchased at another time.

**MTN:  
AUTHORIZE  
PURCHASE OF  
TRUCK FOR  
HIGHWAY  
SUPERINTEN-  
DENT**

Motion was made by Dave Nussbaumer to authorize purchase of this vehicle for \$26,982 plus mud flaps.

Second: Ken Miller

Vote: 5 ayes. Carried.

**Planning Committee – James Welch, Chairman**

1. Construction on Division Street: Councilman Jim Welch asked Bob Grier for an update on the construction of the apartment complex on Division Street. Bob said all five buildings are in Phase 1—with their bases in. Two buildings have building materials on site ready to use. With the warm weather, construction is proceeding. **UPDATE ON DIVISION ST. CONSTRUCTION**
  
2. Windmills in the Town to Provide Electrical Power: It was noted at the meeting that the town Planning Board has discussed the issue of windmills in the town. The concern seems to be large commercial applications. The current zoning code limits the height of such structures in the town at 40 feet, virtually eliminating windmill building. **ISSUE OF WINDMILLS IN THE TOWN FOR ELECTRICAL POWER**

**Zoning Committee – David Nussbaumer, Chairman**

1. CEO Report: Bob Grier submitted his CEO report which summarizes activity through October 27, 2005. **CEO REPORT FOR OCTOBER**
  
2. Follow-Up to Town Burning Ordinance: Roy Wilck, East Palmyra resident, had come before the town board previously with a concern about open burning of trash on a neighbor's property. Dave Lyon commented, as a follow-up to Wilck's request, that the town board had referred the issue to the town Planning Board, and as yet, the town board has no recommendation from them. **FOLLOW-UP ON TOWN OPEN BURNING OF TRASH ORDINANCE**

**INFORMATIONAL ITEMS**

1. Assessor's Report for October: Palmyra Assessor Elaine Herman has been taking advantages of the warm Fall days for field review of the building permits. When Bob Grier's office issues permits, Elaine's office notes the changes on the official property description. **ASSESSOR'S REPORT FOR OCTOBER**

Lynne Green, Joan Gates and Elaine met to discuss the change in Joan's employment status during 2006. She will no longer be half time in each office. The Town Board has approved Joan to be  $\frac{3}{4}$  time in the Assessor's office and  $\frac{1}{4}$  time in the Town Clerk's office. It was necessary to decide

when Joan would be in each office, depending on their needs at different times of the year.

**TOWN CLERK'S  
REPORT FOR  
OCTOBER**

- 2. Town Clerk's Office Report for October: Archives Room A contains a React-Pak, available for use in Town Hall. It contains everything that might be needed in the event of a minor disaster, especially from water. Betsy found two metal desks at an auction, which would be perfect for the Archives Rooms. The price for them was \$3 each. October 31<sup>st</sup> ends school tax collection. September and October have been busy months in the office.

**HISTORIAN'S  
REPORT**

- 3. Historian's Report: Newly-appointed Palmyra Historian, Sarah Herendeen, submitted a report outlining her objectives in the position, as well as the people she has met concerning historian issues, both in Palmyra and at the county level. Her first published article in the Courier-Journal on September 28<sup>th</sup> was about the Kings Daughters organization. Her office hours are Friday mornings from 10 a.m. to noon.

**UPDATE ON  
ROUTE 21  
TRUCK TRAFFIC  
GROUP  
MEETING**

- 4. Route 21 Truck Traffic meeting: On September 29<sup>th</sup>, the group met to update everyone on happenings with grant requests, status with our DOT request for reduced speed on Route 21, communications written and on the phone by various group members, and a new report on deterioration of Canandaigua Street's underground infrastructure.

**AGENDA ITEMS**

- 1. Resolution: Application for Grant to Study Truck By-Pass Around Village: The following resolution was presented to the Town Board for consideration:

**RESOLUTION**

**RESOLUTION TO  
APPLY FOR  
GRANT TO  
STUDY OPTIONS  
FOR A TRUCK  
BY-PASS  
AROUND  
VILLAGE**

WHEREAS the Genesee Transportation Council has issued a "Call for Projects" for planning studies relating to transportation, and  
 WHEREAS the Palmyra Comprehensive Plan states:  
 "Identify options for a truck by-pass around the Village of Palmyra to reduce the impact of truck traffic on Main and Canandaigua Streets"; and  
 WHEREAS the application process is straightforward and will not require voluminous supporting materials; and

WHEREAS a cooperative project between the town and village would reduce the cost of the planning study for each municipality, as well as receive a more favorable rating,

NOW, BE IT THEREFORE RESOLVED that the Town Board of the Town of Palmyra authorizes Stuart I. Brown Associates, Inc. to prepare an application for such a study on its behalf, with the hope of finding relief from the huge volume of trucks on town roads and village streets.

DATED: October 27, 2005

Jim Welch made the motion to approve the resolution, authorizing Stuart I. Brown Associates, Inc. to apply for a grant to look at alternative truck routes, and for the town to pay \$250—town’s half of the \$500 application fee—toward the grant application.

**MTN: APPROVE  
RESOLUTION  
FOR GRANT  
APPLICATION**

Second: Mike Lambrix                      Vote: 5 ayes. Carried.

Note: The Village Board has already approved \$250 toward the grant application fee.

- 2. Adjust mileage rates for town business: The Internal Revenue Service has approved increases in mileage rates for tax deduction. The current rate as of October 1, 2005 is \$.485 per mile. Dave Lyon said our current \$.30/mile rate has been in place for many years and he will consider raising it at the town board’s organizational meeting in January. No motion was offered.

**MILEAGE RATE  
ADJUSTMENT  
TABLED UNTIL  
ORGANIZA-  
TIONAL  
MEETING**

- 3. Canal Cruising Guide Advertisement Revisited: Dave Lyon said he did more investigation concerning this matter, and found that the LDS Church volunteered to help out with the Cruising Guide ad. Also, the design envisioned for the ad would coordinate with the *Palmyra: Queen of Canal Towns* brochure. A half-page ad would speak well of Palmyra. The difference between the black-and-white one-third-page ad approved by the board last month and the town’s portion of the full-color half-page ad would be about \$50. Dave felt it would be worth the difference in cost. Dave Nussbaumer made the motion to approve the full-color half-page ad with the town contributing \$250 toward the cost.

**MTN: PAY FOR  
1/3 OF COLOR,  
HALF-PAGE AD  
IN CANAL  
CRUISING GUIDE**

Second: Mike Lambrix                      Vote: 5 ayes. Carried.

4. Purchase 2-Drawer Lateral File, PC Power Tower for Town Clerk's office: For tax collecting purposes, having a two-drawer lateral file cabinet is necessary for tax records. Quotes were obtained, with the lowest quote, \$258.79 from Village Office Supply being offered for approval. In addition, a newer PC tower for Joan Gates's PC is necessary to handle tax information without daily crashes. A quote of \$642.48 by CDW-G would meet the software and hardware needs of the office. Town Clerk Lynne Green was asked to check whether these purchases could be made with this year's equipment budget in that department, or if these items could be purchased in December, so the invoice would be paid with next year's equipment budget. Ken Miller's concern was that the PC would be adequate to last for quite a few years. Mike Lambrix made the motion to purchase a two-drawer lateral file cabinet not to exceed \$258.79 and a PC tower not to exceed \$642.48 for the Town Clerk's office.

**MTN: APPROVE  
PURCHASE OF  
FILE CABINET  
AND PC TOWER  
FOR TOWN  
CLERK'S OFFICE**

Second: Dave Nussbaumer      Vote: 5 ayes. Carried

5. 2005 Budget Adjustment Resolution: Resolution to modify the 2005 Budget by increasing revenue account A3060—Records Management, in the amount of \$7,322.00, and increasing expense account A1460.400—Records Management/Contractual Expense, in the amount of \$7,322.00, to reflect the final payment of a grant received by the town for the Historian's office. Motion made by Mike Lambrix to approve this resolution.

**MTN: BUDGET  
ADJUSTMENT  
RESOLUTION**

Second: Dave Nussbaumer      Vote: 5 ayes. Carried

6. Approval for Town Hall to be Inspected as Possible Short-Term Evacuation Center for Red Cross: Beth Hoad had been notified by the Wayne County Red Cross office that certain areas in the county have been identified as short-term evacuation centers for emergency situations. The Palmyra Town Hall is one of these locations. They need town board approval to have inspectors come to the building and determine its suitability. A short-term evacuation center is needed for those who cannot go through the regular procedures at other long-term shelters at county school buildings. Dave Lyon noted that the county Hazard Mitigation Committee has already started identifying procedures and shelters for various types of emergencies. He felt it would be okay to get the Town Hall inspected. Ken Miller requested that he be given a copy of inspection criteria before inspectors come. The Director of the

Wayne County Red Cross office, Woody Seufert, Wayne County Red Cross Disaster Coordinator, is to contact Ken about these criteria. Mike Lambrix made the motion to approve Palmyra Town Hall to be inspected by the Red Cross as a possible short-term evacuation center in the event of an emergency.

**MTN: APPROVE INSPECTION OF TOWN HALL FOR POSSIBLE FUTURE SHORT-TERM EMERGENCY EVACUATION CENTER**

Second: Dave Nussbaumer                      Vote: 5 ayes. Carried.

- 7. Approve Abstracts #90 and #91: Dave Nussbaumer made the motion to approve the claims and expenditures shown on Abstract #90, (for vouchers already paid), which includes Voucher Numbers 6573 through 6572, for a total amount of \$24,673.75 and Abstract #91, (for vouchers to be paid) which includes Voucher Numbers 6573 through 6640 (except for Voucher #6626, which was skipped), for a total amount of \$96,869.23.

**MTN: APPROVE ABSTRACTS #90 AND #91**

Second: Ken Miller                              Vote: 4 ayes. Carried.  
Supervisor Dave Lyon abstained on Voucher #6603.

- 6. Motion to Adjourn: At 8:41 p.m., Mike Lambrix made the motion to adjourn the meeting.

**MTN: ADJOURN MEETING**

Second: Ken Miller                              Vote: 5 ayes. Carried.

Respectfully submitted,

Lyndall Ann P. Green  
Palmyra Town Clerk

**NEXT MEETING AND 2006 BUDGET PUBLIC HEARING:  
THURSDAY, NOVEMBER 10, 2005, AT 7:30 P.M., PALMYRA TOWN HALL**