

**PUBLIC HEARING
DONALD REENERS
SPECIAL AUTHORIZATION TO MANUFACTURE RECYCLED
PLASTIC LUMBER**

The Public Hearing scheduled to be held on Tuesday, November 21, 2000, at the Village Hall, 144 East Main Street, Palmyra, NY, to consider the application of Donald Reeners, 889 East Palmyra-Port Gibson Road, to manufacture plastic lumber, was moved across Main Street to the Park and Club Rooms due to a meeting conflict at the Village Hall and called to order by Town Supervisor David C. Lyon at 7:30 PM.

PUBLIC HRG
- ULTIMATE
RECYCLED
PLASTICS

The legal notice, as published in the Courier-Journal, was read by the Deputy Town Clerk.

Those in attendance at this public hearing included:

David C. Lyon	Town Supervisor
David Nussbaumer	Town Council
Lynne Green	Town Council
Michael Lambrix	Town Council
James Welch	Town Council
Nelson F. Cook	Superintendent of Highways
Petra Anderson	Clerk to the Supervisor
Julie Philipp	The Daily Messenger
Donald Reeners	Ultimate Recycled Plastics
Greg Reeners	Ultimate Recycled Plastics
Vicky Daly	Palmyra
Steve & Nancy Mitchell	1034 Floodman Rd., Palmyra

Supervisor Lyon asked Mr. Reeners to present his proposal. Mr. Reeners explained his intent is to manufacture recycled plastic waste into lumber. He does not intend to produce "deck board" at this time; rather, to extrude framing-type lumber. He claimed there is no waste with this process, no

exhaust and no water discharge. It is a simple heat and pressure process.

Mr. Reeners said he intends to take one million pounds of waste out of the waste stream in the first year of operation. They can use any type of plastic waste whether it's labeled for recycling or not; the only material they cannot accept is polyvinyl chloride (PVC). If PVC is inadvertently introduced to the process, it will automatically be recognized and removed. His expectation is to remove four to seven million pounds of plastic waste from the waste stream in the next four years, keeping it out of landfills and putting back into use. Mr. Reeners commented he has worked on this project for eight years, and he feels the time is right, and consumer demand is right.

Supervisor Lyon then opened this hearing to comments either for or against this application.

Councilmember Lynne Green asked about the growth potential for the business. Mr. Reeners replied they can only grow to four machines, which is all they feel this area will bear regarding raw materials.

Mrs. Green asked about price comparison of the finished product; Mr. Reeners replied we would see the day when they are competitively priced. At present they will charge more for this product. It will not warp and is practically indestructible.

Nancy Mitchell asked about the potential for exhaust into the environment. Mr. Reeners explained the process produces no exhaust.

Steve Mitchell wanted to inform Mr. Reeners of the old railroad bed running next to the property, and the intent of Wayne County to continue building a recreational trail within the bed. Mr. Reeners said the trail would not affect his business, and if need be he would install a suitable barrier to shield the business from the trail.

Supervisor Lyon asked if there were any more comments regarding this application. Being none, he directed the Town Clerk to read the recommendation from the Palmyra Planning Committee:

DATE: November 16, 2000
TO: Beverly Hickman
FROM: Petra Anderson
RE: Ultimate Recycled Plastics, L.L.C.
Special Use Application

PLANNING
BD REC. –
ULTIMATE
RECYCLED
PLASTICS

At the November 13, 2000 Town Planning Board meeting, the board recommended the approval of the application for a Special Use Permit submitted by Ultimate Recycled Plastics, L.L.C. I have enclosed copies of the Town Planning Board minutes for you and the Town Board members.

Supervisor Lyon again asked for any comments for or against this application and again there were none. He declared this hearing closed at 7:59 PM.

PUBLIC
HRG
CLOSED

REGULAR TOWN BOARD MEETING

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held on Tuesday, November 21, 2000, at the Village Hall, 144 East Main Street, Palmyra, NY, was moved across Main Street to the Park and Club Rooms due to a meeting conflict, and called to order at 8:00 PM by Town Supervisor David C. Lyon.

CALL TO ORDR

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:

ROLL CALL

- Town Supervisor - David C. Lyon
- Town Board Members: - David Nussbaumer
- Michael Lambrix
- Lynne Green
- James Welch

MTN TO APPR MINUTES OF OCT. 26, 2000

David Nussbaumer made a motion to approve the minutes of October 26, 2000 as submitted.

Seconded by: Michael Lambrix Carried: Unanimously

COMMUNICATIONS

RESIGNATION OF TAX COLLECTOR

1. Letter of resignation
Sally Lynch, Collector of Taxes, has submitted her letter of resignation to the Town Clerk, as she is retiring and moving out of Town. The resignation is to become effective December 15, 2000.

2. Village Holiday Open House

The Palmyra Economic Development Committee is hosting their Holiday Open House on Main Street and in the Village Park on Saturday, December 2 from 9:00 AM to 4:00 PM. Local merchants will participate with open houses, specials and refreshments; radio station WACK AM1420 will broadcast live from the event. Details are posted in the Town Clerk's Office.

HOLIDAY OPEN HOUSE

REPORTS OF STANDING COMMITTEES

Assessment Committee – Lynne Green, Chairman

ASSESSOR UPDATE

- 1. Assessor Update

Lynne Green reported the Assessor is on vacation and there is no report this month.

Highway Committee – David Nussbaumer, Chairman

HIGHWAY UPDATE

- 1. Highway Supt. Update

Highway Superintendent Nelson F. Cook reported the crews have been installing fencing and delineator posts for snow control, and mounting snow equipment on the trucks.

- 2. Truck and equipment bid

David Nussbaumer made a motion to approve advertising for bids for one truck, sander, dump body and plow equipment to be funded from the 2001 budget.

MTN TO APPRV ADVERTISING FOR TRUCK & EQUIPMENT BIDS

Second: James Welch

Carried: Unanimously

- 3. Budget adjustments

BUDGET
ADJUSTMENTS -
HWY

David Nussbaumer made a motion to approve the following
budget adjustments:

General

From:
Superintendent Hwy-Cont Exp
A5010.400 \$470.01
Garage-Cont Exp
A5132.400 \$316.37

To:
Superintendent Hwy-Equipment
A5010.200 \$786.38

DA Highway

From:
Machinery-Contractual Exp
DA5130.400 \$1556.00

To:
Machinery-Equipment
DA5130.200 \$1556.00

Misc/Weeds-Cont Expense
DA5140.400 \$960.00

Machinery-Personal Svcs
DA5140.100 \$960.00

DB Highway

From:
General Repairs-Cont Exp
DB5110.400 \$3452.75

To:
General Repairs-Personal Svcs
DB5110.100 \$3452.75

Improvements-Capital Outlay
DB5112.200 \$2289.96
General Repairs-Cont Exp
DB5110.400 \$127.32

Improvements-Personal Svcs
DB5112.100 \$2417.28

Medical/Dental Insurance
DB9060.800 \$529.61

Social Security
DB9030.800 \$529.61

Second: Michael Lambrix

Carried: Unanimously

Planning Committee – James Welch, Chairman

CEO UPDATE

1. CEO Update

James Welch reported the Code Enforcement Officer is on
vacation and there is no report this month.

SPECIAL USE
AUTHORIZATION
– REENERS,
ULTIMATE
RECYCLED
PLASTICS

Zoning Committee – Michael Lambrix, Chairman

1. Special Use Application – Donald Reeners – Subject
of Public Hearing

Michael Lambrix moved to approve a Special Use Variance for Donald Reeners to operate a recycled plastic lumber business, with additional conditions to be set by Mr. Lambrix and CEO Robert Grier.

Second: David Nussbaumer Carried: Unanimously

2. Budget Adjustments

BUDGET ADJ
- CEO

Michael Lambrix made a motion to approve the following budget adjustments:

Part - Town

From:	To:
CEO/Contractual Exp-Misc B8015.410 \$432.63	CEO/Contractual Exp-Telephone B8015.403 \$432.63
CEO/Contractual Exp-Misc B8015.410 \$123.85	CEO/Contractual Exp-Postage B8015.405 \$123.85

Second: David Nussbaumer Carried: Unanimously

AGENDA ITEMS

1. Wayne County Humane Society Agreement for Shelter Services

2001 WAYNE
CO HUMANE
SOCIETY
AGR

David Nussbaumer made a motion to approve the following 2001 Agreement with the Wayne County Humane Society and to authorize the Town Supervisor to sign same.

**THE WAYNE COUNTY HUMANE SOCIETY
AGREEMENT FOR SHELTER SERVICES**

THIS AGREEMENT, made this **21st day of November, 2000** pursuant to the provisions of Sections 115 and 116 of the Agriculture and Markets Law, by and between the **Town of Palmyra**, a municipal corporation in the State of New York, party of the first part, and the **Wayne County Humane Society**, a corporation organized and existing pursuant to the Not-For-Profit Corporation Law of the State of New York, and having its office and principal place of business at 1475 County House Road, Lyons, New York, party of the second part,

WITNESSETH:

FIRST: The party of the second part, in consideration of the payment to it by the party of the first part of the sums of money to be paid in the manner and at the times hereinafter particularly described, hereby covenants and agrees that:

1. The party of the second part will provide and maintain a shelter for animals in such shelter and will humanely euthanize or make available for adoption seized domestic animals not redeemed as provided in Article 7 of the Agriculture and Markets Law. Such shelter shall at all times during the term hereof be under the care and charge of a competent employee and shall be open to the public at reasonable hours.
2. The party of the second part will not turn domestic animals away from the shelter if brought to the shelter by individuals from a contracting Town. The animal control officer will be notified when dog turnovers are made. The shelter personnel will require a DL 18 at this time. The animal control officer will be given pertinent information on the dog and the person making the turnover.
3. The party of the second part will follow the provisions of Article 7 of the Agriculture and Markets Law and any rules and regulations promulgated pursuant thereof in relation to the holding, care, adoption, licensing, redemption and disposition of seized animals.
4. The party of the second part will file and maintain a complete record of any turn over and subsequent disposition of any dog in the manner prescribed by the Commissioner of Agriculture and Markets as well as any other records required by Article 7.
5. The party of the first part will control its impound fees.

SECOND: In consideration of the performance by the party of the second part of the terms of this Agreement, the party of the first part hereby agrees to pay the party of the second part in accordance with the attached schedule of charges, whenever applicable, to be billed and payable on a monthly basis. Injured animals brought in by a DCO or any duly authorized Town officer of the party of the first part must be seen and treated by a veterinarian before being left with the party of the second part and be accompanied with veterinarian instructions for care. Party of the first part is responsible for veterinary bills in all cases.

This Agreement shall commence on January 1, 2001 and be terminated either upon 30 days written notice by one of the parties to the other or upon the signing of a new Agreement by the parties.

IN WITNESS THEREOF, the parties hereto have caused their separate corporate seals to be hereunto affixed and this Agreement to be signed by their duly authorized officers, the day and year first above written.

CONTRACTED CHARGES

NO CONTRACT

*\$20.00 Admission Fee per animal
2001)

*\$20.00 Admission Fee (beginning
per animal (beginning 2001)

Same as 2000:

EUTHANASIA AND DISPOSAL

CATS: \$35.00 per animal \$45.00 per animal

DOGS: \$45.00 per animal \$55.00 per animal

DOA: \$25.00 per animal \$35.00 per animal

BOARD (if applicable):

CATS AND DOGS:
\$7.00 per day per animal \$10.00 per day per Animal

The Humane Society of Wayne County reserves the right to determine which animals are adoptable and which are not. Dogs are tested for heartworm and positive dogs will be euthanized.

An Explanation for why a "town/village" dog is euthanized will accompany your billing statement.

Second: Lynne Green

Carried: Unanimously

2. Amended Bond Resolution – North Sewer District

Michael Lambrix made a motion to approve the following resolution:

AMENDED
BOND RES –
N SEWER
DISTRICT

**AMENDED BOND RESOLUTION
DATED NOVEMBER 21, 2000**

A RESOLUTION AUTHORIZING THE CONSTRUCTION OF A SEWER COLLECTION SYSTEM TO SERVE THE NORTH SEWER DISTRICT IN THE TOWN OF PALMYRA, WAYNE COUNTY, NEW YORK, AND AMENDING THE BOND RESOLUTION DATED JANUARY 27, 2000 AND AUTHORIZING THE ISSUANCE OF \$300,000 SERIAL BONDS OF SAID TOWN TO PAY THE COST THEREOF

WHEREAS, by proceedings heretofore duly had and taken pursuant to Article 12 of the Town Law, the Town Board of the Town of Palmyra, Wayne County, New York, has duly established the North Sewer District in said Town; and

WHEREAS, it is now desired to authorize the construction of the improvements for said Sewer District and provide for the financing thereof in accordance with said proceedings;

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the

Town of Palmyra, Wayne County, New York, as follows;

Section 1. The construction of the improvements proposed for the North Sewer District in the Town of Palmyra, Wayne County, New York, consisting of a pumping station, force mains and gravity mains substantially in accordance with the map and plan accompanying the petition for said District, is hereby authorized at a maximum estimated cost of \$840,000.

Section 2. The plan for the financing of such maximum estimated cost consists of receipt of \$25,000 from current Town Funds, \$15,000 from New York State Department of Environmental Conservation, a \$100,000 grant from Wayne County, a \$400,000 grant from HUD and the balance by the issuance of \$300,000 serial bonds of said Town hereby authorized to be issued therefore pursuant to the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is 40 years, pursuant to subdivision 4, 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 exceed 5 years.

Section 4. The faith and credit of said Town of Palmyra, Wayne County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same become due and payable. There shall be imposed sewer rents on all the properties using the sewer in sufficient amount to pay the principal and interest that may become due and payable, but if not paid from such source, all the taxable real property within said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds.

Section 5. Subject to the provisions of the Bond Resolution and the Local Finance Law, pursuant to the provisions of Section 80.00 relative to the authorization of the issuance of serial bonds and bond anticipation notes or the renewal of said obligations and of Sections 21.00, 50.00, 54.90, 56.00 through 60.00, 62.10 and 63.00 of the Local Finance Law, the powers and duties of the Town Board relative to authorizing serial bonds and bond anticipation notes, and prescribing terms, form and content as to the sale and issuance of bonds authorized by the Bond Resolution, including, without limitation, the determination of whether to issue bonds having substantially level or declining debt service and all matters related thereto, and of any bond anticipation notes issued in anticipation of said bonds, and of the renewals of said bond anticipation notes, are hereby delegated to the Supervisor of the Town as the Chief Fiscal Officer of the Town.

Section 6. The validity of such bonds may be contested only if:

1. such bonds are authorized for an object for purpose for which said Town 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

