

**SPECIAL MEETING OF THE TOWN BOARD
DECEMBER 15, 2003**

A special meeting of the Town Board, Town of Palmyra, was convened by Supervisor David Lyon at 7:34 p.m. on Monday, December 15, 2003, at the Palmyra Town Hall, 1180 Canandaigua Road, Palmyra, NY. He called the special meeting to order and led those present in the Pledge of Allegiance to the Flag.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

Upon roll call, the following board members were present:

Town Board Members:

- David C. Lyon, Supervisor
- Michael Lambrix, Councilmember
- Kenneth Miller, Councilmember
- David Nussbaumer, Councilmember

ROLL CALL

Councilmember James Welch entered at 7:39 p.m.

Also in attendance at the board meeting:

Robert Grier, Code Enforcement Officer

Motion was made by David Nussbaumer to approve the minutes of the November 20, 2003 meeting of the Town Board. Seconded by Michael Lambrix. Voting was unanimous in the affirmative.

**MTN: APPRV
MINUTES OF
11/20/2003 MTG**

COMMUNICATIONS

Petition for Water Service on South Creek Road: A "Petition for Water Service" was received at the Town Clerk's office, which reads: *"We the undersigned, being residents and owners of real property on South Creek Road in the Town of Palmyra, hereby request public water service be installed on South Creek Road. The quality of our water is very poor."* It was signed by South Creek Road property owners. This petition will be added to the growing list of requests by property owners asking for water service to their parts of town.

**PETITION
RECD FOR
WATER ON
SOUTH CREEK
RD.**

REPORTS OF STANDING COMMITTEES

Buildings and Grounds Committee – Ken Miller, Chairman

1. Update on action items within the past few weeks at Town Hall: Ken Miller reported that the kitchen drains have been treated to ease slow sink drains.

**ITEMS
ADDRESSED
WITH TOWN
HALL**

Furnace replacement filters have been received and Ken is now keeping a close watch on them to replace them regularly.

**LIGHTING IN
TOWN HALL
PARKING LOT**

The parking lot light poles have been looked at by local electrician, Jay Harding. He was not able to determine, at first look, whether our light pole problem is due to electrical wiring or just burned-out bulbs. He has arranged with Roger Weaver to use a truck with the lift and bucket to get to the top of the light poles. He will be working on the lights during the next few weeks. Jay also determined that the light which lights up the Town Hall sign needs replacing. It has deteriorated over the years. However, an equivalent replacement is prohibitively expensive, and he felt a standard floodlight would work well.

**SNOW
SHOVELING AT
TOWN HALL**

Also, Ken announced that we now have a youth hired to shovel and salt the sidewalks after snowfalls this winter. So far, the arrangement has worked well, keeping the sidewalks safe for people walking from the parking lot.

Highway Committee—Michael Lambrix, Chairman

**RESOL: BUDGET
TRANSFER IN
GENERAL FUND**

1. Mike reported Nelson Cook's Highway Department crew had been out plowing the night before the board meeting, and was anticipating another night of same.
2. The following budget resolution for the General Fund was moved by Mike Lambrix:

*Resolution to modify the 2003 Budget by an increase to revenue account **A3960 – Emergency Disaster Assistance in the amount of \$1,120.00** and an increase to expense account **A5010.101 – Highway Sup't/Clerk–personal services in the amount of \$1,120.00** to reflect a portion of the money received for FEMA from New York State.*

Jim Welch seconded the motion. Voting was unanimous in the affirmative.

**RESOL: BUDGET
TRANSFERS IN
DA HIGHWAY
FUND**

3. The following three budget resolutions for the DA Highway Fund were moved as a group by Mike Lambrix:

*Resolution to modify the 2003 Budget by an increase to revenue account **DA3960 – Emergency Disaster Assistance in the amount of \$8,467.00** and an increase to expense account **DA5140.400 – Misc/Weeds-Contractual Expense in the amount of \$8,467.00** to reflect a portion of the money received for FEMA from New York State.*

*Resolution to modify the 2003 Budget by an increase to revenue account **DA3960 – Emergency Disaster Assistance in the amount of \$3,251.00** and*

an increase to expense account DA5110.100 General Repairs-Personal Services in the amount of \$3,251.00 to reflect a portion of the money received for FEMA from New York State.

Resolution to modify the 2003 Budget by an increase to revenue account DA4960 – Emergency Disaster Assistance in the amount of \$18,734.41 and an increase to expense account DA5140.400-Misc/Weeds-Contractual Expense in the amount of \$18,734.41 to reflect the federal money received for FEMA.

Dave Nussbaumer seconded the motion. Voting was unanimous in the affirmative.

Planning Committee—James Welch, Chairman

Jim Welch reported on the Palmyra Task Force meeting he recently attended, where he represents the Town. He announced Curling on the Canal winter event, sponsored by the Rochester Curling Club, planned for February 22. In addition, Jim Denniston reflected on property values and average income of local residents as a way to attract people to move into the area.

**REPORT ON
PALMYRA
TASK FORCE
MTG.**

Zoning Committee—Dave Nussbaumer, Chairman

1. Dave announced he had attended the Palmyra Village Board meeting on December 1, at the invitation of the Mayor, where Martin Williams, the Deputy Director of the Wayne County Office of the Aging presented information about the programs offered by his department and trends projected for the next 15 to 30 years. Brochures were available to whomever wished to have them.
2. Code Enforcement Officer, Bob Grier, explained to the board about some inequities in the fee schedule for commercial buildings—for permits, reviews and inspections, primarily. He proposes there be a change based upon the size of the building project. Dave Lyon suggested that Bob, Dave Nussbaumer and Jim Welch meet and come back with a recommendation for the next board meeting.
3. The following resolution for the Part-Town Fund was moved by Dave Nussbaumer:

**FEE
SCHEDULE
REVIEW FOR
PERMITS,
INSPECTIONS
IN 2004**

Resolution to modify the 2003 Budget by an increase to revenue account B3089 – Codes Reimbursement in the amount of \$1,961.05 and an increase to expense account B8015.200 - Equipment in the amount of \$1,961.05 to reflect the additional amount received under the Code Enforcement Training Cost Reimbursement Program for software purchased.

**RESOL:
BUDGET
TRANSFER IN
PART-TOWN
FUND**

Mike Lambrix seconded the motion. Voting was unanimous in the affirmative.

**MTN: APPOINT
SPECIAL
COUNSEL FOR
PLANNING &
ZONING ISSUES**

4. Dave Nussbaumer also moved that special counsel be appointed for the remainder of 2003 and for 2004 to deal with planning and zoning issues for the town. He recommended John Morell, of Converse & Morell, to be named as the special counsel. In addition to John, Bruce Rosenkranz is part of that law firm, and can be a backup to the town if necessary. It was important to Dave that the appointment be a local attorney who is available when needed. John's requesting fee is \$100 per billable hour. This is to be an annual appointment. Mike Lambrix seconded the motion. Voting was unanimous in the affirmative. The Town Clerk was asked to notify John Morell by letter.

AGENDA ITEMS

**MTN: INCREASE
DOG LICENSE &
RENEWAL FEES
IN 2004**

1. Request was made by Town Clerk Lynne Green to increase the dog license and renewal fees as of January 1, 2004. The \$5 fee per spayed/neutered dog has been in place for decades and involves some of our office's most labor intensive paperwork. Area towns were polled to find out what they charge for their dog licenses and renewals, and it was learned that prices range from \$5 to \$12.50 per year for a spayed or neutered dog. Lynne proposed a change from \$5 to \$8 per year for a spayed or neutered dog, and from \$13 to \$15 per year for an unspayed or unneutered dog. An increase of \$2 or \$3 per year was seen as a reasonable increase. Dave Nussbaumer moved to approve the increase. Ken Miller seconded the motion. Voting was unanimous in the affirmative.

**1/15/2004 SET
FOR TOWN BD.
ORGANIZATION
MTG.**

2. The date was set for the 2004 organizational meeting of the Town Board for Thursday, January 15, 2004, at the Palmyra Town Hall, beginning at 7:30 p.m. It was also proposed that the regular meeting in January be held Thursday, January 29.
3. Supervisor Lyon introduced the issue concerning the insurance cap on health insurance for employees and retirees. As an example he cited the average highway employee. If we pass all increases to the active employees, they would take a net loss even with their pay raise which was approved in the 2004 budget. He proposed the Town pick up 1/3 of the increase for the year 2004 only. The situation would then be revisited at the end of 2004. If one considers what the town contributes to health insurance for all employees—active and retired—it comes to an average of about 50% of the increases. This includes those who, by contracts made years ago, have all increases paid by the town.

Dave Lyon made the following motion:

RESOLVED that health insurance for active employees with a cap of \$200 per month be increased to \$255 per month, and those with a cap of \$375 per month be increased to \$430 for the year 2004.

**MTN: HEALTH
INSURANCE
CAP INCREASE**

Dave Nussbaumer seconded the motion. Discussion ensued which included the facts that this would not apply to retired town employees, but would include the current town board. Dave Lyon also informed board members that the county is looking at alternative plans for future insurance issues. Also discussed is that the 2004 approved budget includes sufficient funds to cover this proposal. Voting was unanimous in the affirmative.

4. The following budget resolution for the General Fund was moved by Dave Lyon:

*Resolution to modify the 2003 Budget by an increase to revenue account **A1090 – Interest & Penalties in the amount of \$2,661.58** and increase to revenue account **A2210 – General Services-Other Governments in the amount of \$1,440.44** and an increase to expense account **A1410.200 - Town Clerk-Equipment in the amount of \$4,102.02** to reflect the purchase of Town Clerk software approved by the Town Board at the October 9, 2003 meeting.*

**MTN: BUDGET
TRANSFER IN
GENERAL
FUND**

Mike Lambrix seconded the motion. Voting was unanimous in the affirmative.

5. The following budget resolution, also for the General Fund was moved by Dave Lyon:

*Resolution to modify the 2003 Budget by an increase to revenue account **A3089 – Maintenance Aid in the amount of \$1,100.00** and an increase to expense account **A1110.200 – Justices-Equipment in the amount of \$1,100.00** to reflect a grant received under the Justice Court Assistance Program.*

**MTN: BUDGET
TRANSFER IN
GENERAL
FUND**

6. Claims and expenditures shown on Abstract #59: Motion was made by Dave Nussbaumer and seconded by Mike Lambrix to approve the claims and expenditures as shown on Abstract #59. This includes vouchers numbered from 4615 through 4686, for a total of \$294,555.50. Voting was unanimous in the affirmative.

**MTN: APPRV
CLAIMS &
EXPENDITURS
ABSTRACT 59**

7. Motion to adjourn: At 8:07 p.m., David Nussbaumer made the motion to adjourn the meeting. Michael Lambrix seconded the motion. Voting was unanimous in the affirmative.

**MTN: TO
ADJOURN MTG**

Respectfully submitted,

Lyndall Ann P. Green
Palmyra Town Clerk

NEXT MEETING: MONDAY, DECEMBER 29, 7:30 PM
PALMYRA TOWN HALL