

REGULAR TOWN BOARD MEETING

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held on Thursday, October 22, 1998, at the East Palmyra Fire Hall, East Palmyra, was called to order at 8:00 PM by Town Supervisor David C. Lyon.

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

Upon roll call, the following board members were present:

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

Others present at this meeting of the Town Board included:

Harry Wilkins	Harlin Tyler
James A. Milliman	Sylvia Harding
Frank Gorall	Albert Rykbost
Patty Diaz	Rose Frederiksen
Angela Dart	
Robert Grier, CEO	
Nelson F. Cook, Highway Superintendent	

David Nussbaumer moved to approve the minutes of the September 24, 1998 regular Town Board Meeting, with AGENDA ITEM #5 – Stafford Road Sewer Project to be amended to read as follows:

ORDER

At a meeting of the Town Board of the Town of Palmyra, Wayne County, New York, held at the Town Hall, 201 East Main Street, Palmyra, New York, on the 24th day of September, 1998 at 7:30 PM, Daylight Savings Time, a meeting was called to order by Supervisor, David Lyon, and upon roll being called, there were the following present:

DAVID LYON, SUPERVISOR
DAVID NUSSBAUMER, COUNCILPERSON
LYNNE GREEN, COUNCILPERSON
MICHAEL LAMBRIX, COUNCILPERSON
JAMES T. WELCH, COUNCILPERSON

The following Resolution was offered by Michael Lambrix, who moved its adoption, seconded by David Nussbaumer, to wit:

A RESOLUTION AUTHORIZING THE CREATION OF THE STAFFORD ROAD SEWER DISTRICT NO. 1 IN THE TOWN OF PALMYRA, WAYNE COUNTY, NEW YORK STATE

WHEREAS, by proceedings heretofore duly had and taken, the Town Board of the Town of Palmyra, Wayne County, New York, has duly established the creation of the Stafford Road Sewer District No. 1, and

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Palmyra, Wayne County, New York, as follows:

1. That the boundaries of the Stafford Road Sewer District No. 1 within the Town of Palmyra are as shown on Schedule "A" attached hereto.
2. That there are no sums to be paid for capital improvement and no bonds are to be issued.
3. That the estimated total cost of the Stafford Road Sewer District No. 1 in the construction of the sewer system and/or the acquisition of the land or improvement is zero dollars (\$0) as the improvements will be constructed by the Owner of the real property within the District and thereafter to be dedicated to the Town.
4. Pursuant to Section 202 of the Town Law the cost of construction of said Stafford Road Sewer District No. 1 shall be assessed by the Town Board to all the properties located within the District on a Benefit basis.

This Resolution, which takes effect immediately, shall be published in full in the *Courier Journal*, the official newspaper, together with a notice of the Town Clerk.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Supervisor David Lyon	Voting Aye
Councilperson, James Welch	Voting Aye
Councilperson, Lynne Green	Voting Aye
Councilperson, Michael Lambrix	Voting Aye
Councilperson, David Nussbaumer	Voting Aye

The Resolution was thereupon declared duly adopted.

I hereby certify that the above is a true and exact copy of a Resolution pertaining to the authorization of the creation of the Stafford Road Sewer District No. 1 on file in the office of the Town Clerk of the Town of Palmyra.

Dated at Palmyra, NY this
19th day of October, 1998

Beverly E. Hickman, Town Clerk

(This Resolution published herewith has been adopted on the 24th day of September, 1998 and the validity of the obligations authorized by such Resolution may be hereafter contested only if such obligations were authorized or an object or purpose for which the Town of Palmyra is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the constitution.)

SCHEDULE A

Description of Proposed Stafford Road Sanitary Sewer District.

ALL THAT TRACT OR PARCEL OF LAND, situate in Lot 43, Town of Palmyra, County of Wayne, State of New York, bounded and described as follows:

BEGINNING at a point in the centerline of Stafford Road in the County Line between the County of Ontario on the south and the County of Wayne on the north; running thence

- (1) Westerly 1700+LF, along the county Line, to a point on the westerly line of Tax Map Parcel No.. (TMP) 2.00-1-1-1, thence
- (2) Northerly 400+LF, along the westerly line of said TMP 2.00-1-1-1, to the northwest point thereof; thence
- (3) Easterly 800+LF, along the northerly line of said TMP, to a point marking the southwest corner of TMP 32111-00-367921; thence
- (4) Northerly 750+LF, along the westerly line of TMP 32110-00-367921, to a point marking the northwest corner thereof; thence
- (5) Easterly 650+LF, along the northerly line of said TMP, to a point in the centerline of Stafford Road; thence
- (6) Southerly 450+LF, along the centerline of Stafford Road, to a point marking the northwest corner of TMP 32110-00-429870; thence
- (7) Easterly 550+LF, along the north line of said TMP, to a point in the Lot Line between Lot No. 43 on the west and Lot No. 44 on the east; thence
- (8) Southerly 700+LF, along said Lot Line, to a point in the County Line between the County of Wayne on the north and the County of Ontario on the south; thence
- (9) Westerly 350+LF, along said County Line, to the point and place of beginning.

Seconded by: Michael Lambrix

Carried: Unanimously

COMMUNICATIONS

1. Thank You card from Nelson J. DeMay RE: Retirement Party
2. Letter from Western Finger Lakes Solid Waste Management RE: 2nd Annual America Recycles Day
3. 1999 Comprehensive Plan & intent to be Lead Agency from the Town of Manchester
4. Letter from Wayne Economic Development Corp. (Barb Harper) RE: Industrial Park Zoning
5. Letter of intent from Sorensen Aero Service RE: Airport Property
6. The following resolution was moved by Lynne Green:
Each year, Americans generate more than 208 million tons of municipal solid waste. That's more than 4.3 pounds per person per day. While the nation has reached an over-all recycling rate of over 27 percent, much more can be done, especially in closing the loop and purchasing products made with recycled content.

WHEREAS, to focus the nation's attention on the importance of recycling and closing the loop, businesses, industries, government agencies, non-profit organizations, and individuals have joined together to celebrate America Recycles day and are encouraging their employers, staff, customers, membership and all citizens to pledge to buy more recycled-content products starting on November 15.

WHEREAS, participating in America Recycles day is one way citizens can help raise awareness about the need to reduce waste by reusing, recycling, and buying recycled products;

WHEREAS, the theme of the event is "If you're not buying recycled, you're not really recycling."

WHEREAS, state and community leaders need to spread the word about the excellent programs they have established, the growth of markets for recyclables, the importance of buying recycled products;

NOW THEREFORE BE IT RESOLVED BY the Town Board that Sunday , November 15, 1998 is hereby proclaimed as AMERICA RECYCLES DAY in the Town of Palmyra.

Seconded by: David Nussbaumer Carried: Unanimously

7. 1999 Comprehensive Plan – Town of Manchester

Lynne Green moved to approve the Town of Manchester be the Lead Agency in the SEQR for their 1999 Comprehensive Plan.

Seconded by: David Nussbaumer Carried: Unanimously

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

1. Assessor Update

No report at this time.

2. Re-appointment of Derwent Jackson to Board of Assessment Review – 5 yr. Term to expire in September of 2003

Lynne Green moved to re-appoint Derwent Jackson to the Board of Assessment Review for a five year term to expire September 30, 2003.

Seconded by: David Nussbaumer Carried: Unanimously

Highway Committee - David Nussbaumer, Chairman

1. Reminder – No roadside parking on any road in the Town of Palmyra starting November 1, 1998 thru April 1, 1998

2. Storm Cleanup

Nelson Cook, highway Superintendent, reported to those present that he still had some cleanup from the storm to take care of; he had not forgotten about it.

Planning Committee - James Welch, Chairman

1. CEO Update

Robert Grier, Code Enforcement Officer, reported that one new house had been started; he had been working with Mr. Sorensen on the

airport property; the Garnsey Road people have been to court and found guilty; to date 140 building permits have been issued; 40 C of O's; 46 letters of completion and he has a meeting on Tuesday, AM to have the balloon test done for the cell tower people.

2. Set Public Hearing date for Bruce and Lori Facer – Special use Permit to have a part time taxidermy shop at their residence at 3702 Rt. 31

James Welch moved to set a public hearing date of Thursday, November 12, 1998 at 7:30 PM at the Palmyra Town Office, 201 East Main Street, Palmyra to consider the application of Bruce and Lori Facer to have a part time taxidermy shop at their residence at 3702 Rt. 31.

Seconded by: Michael Lambrix Carried: Unanimously

Zoning Committee - Michael Lambrix, Chairman

1. Re-appointment of Richard Kotwas to the Zoning Board of Appeals – 5 yr. Term to expire September 30, 2003

Michael Lambrix moved to re-appoint Richard Kotwas to the Zoning Board of Appeals for a term of five years to expire September 30, 2003.

Seconded by: Lynne Green Carried: Unanimously

2. Bob Meyers, Vault Road, problem with motorcycle club

Mr. Lambrix stated that he had talked with Bob Meyers again and wondered if "No Parking" signs would help the situation any. Bob Grier, CEO, reported that he is working with the Distant Riders on this problem and does not feel that signs are the answer. He would like to see what he can accomplish before any further steps are taken.

AGENDA ITEMS

1. Set a public hearing date for the 1999 budget (Suggested date – Nov. 5, 1998 at 8:30 PM)

Michael Lambrix moved to set Thursday, November 5, 1998, at 8:30 PM to hold a Public Hearing to consider the Preliminary Budget for the fiscal year 1999 at the Palmyra Fire Hall, if available, or the Village of Palmyra Park & Club Rooms.

Seconded by: Lynne Green Carried: Unanimously

- 1a. Informational meeting for the Division Street residents

Supervisor Lyon moved to hold an informational meeting for the Division Street residents regarding the proposed sewer line, on Thursday, November 5, 1998 at 7:30 PM at the Palmyra Fire Hall, if available, or the Village of Palmyra Park & Club Rooms.

Seconded by: Michael Lambrix Carried: Unanimously

2. Establishment of Deferred Compensation Committee

David Nussbaumer moved to appoint the Palmyra Town Board as the Deferred Compensation Committee and to authorize the Town Supervisor to sign any and all documents and/or contracts.

Seconded by: Lynne Green Carried: Unanimously

3. WCWSA Update

Supervisor Lyon reported that the road to the Palmyra tank site has been started; by November 1, 1998 they will have completed the waterline from the Village of Newark thru Lyons; the new WCWSA building will be located on Daansen Road, Walworth.

4. Wayne County Board of Supervisors Update

It is, of course, budget time at the county and requests for big increases have come in, as usual. A lot of time is being spent trying to cut down these figures.

5. Authorize the Town Supervisor to sign the contract #C980039 with the NYS Division of Management and Budget Services in the amount of \$70,000.00.

David Nussbaumer moved to authorize David C. Lyon, Town Supervisor, to sign the contract (#C980039) with the NYS Division of Management and Budget Services in the amount of \$70,000.00 .

Seconded by: Lynne Green Carried: Unanimously

6. Reminder of workshop meeting

Supervisor Lyon reminded the board of the workshop meeting scheduled to be held at 7:30 PM at the Town Office on Thursday, October 9, 1998 for the purpose of going over the preliminary budget.

David Nussbaumer moved to approve payment of the expenditures and claims as submitted on Abstract #10 with totals as follows:

<u>Account</u>	<u>Invoice #</u>	<u>Amount</u>
General	349-377	\$ 11,896.92
Part Town	174-187	\$ 1,683.27
DA Highway	173-185	\$ 1,794.03
DB Highway	84-95	\$ 18,399.38
FC Central Water	41	\$ 60.00

Seconded by: Michael Lambrix Carried: Unanimously

At this time, Supervisor Lyon asked those present if there was anything they would like to discuss with the Town Board. Frank Gorall asked about the condition of the water supply; it smells bad and it tastes bad he said. He asked if someone was responsible for flushing the lines once in a while. Supervisor Lyon told him that the Water Authority is responsible for flushing the lines. As far as the condition of the water, Ontario put in charcoal filter two years ago and they worked well. However, due to the especially warm summer, these filters have become covered with algae and they are cleaning them off now. He stressed that there is nothing unsanitary about the water; it is perfectly safe. He hopes that this will not happen next year when the lake turns. Harlin Tyler added that he will not drink the water the way it is.

At this time, Supervisor Lyon thanked the East Palmyra Fire Department for allowing us to hold this meeting at their hall.

David Nussbaumer moved to adjourn this meeting of the Town Board.

Seconded by: Michael Lambrix Carried: Unanimously

Respectfully submitted,

Beverly E. Hickman
Town Clerk