

**SPECIAL MEETING OF THE TOWN BOARD
PALMYRA TOWN HALL
March 31, 2022**

The following legal notice was posted, and the reading was waved as it was also printed on all public agendas:

***LEGAL NOTICE
TOWN OF PALMYRA
NOTICE OF SPECIAL MEETING***

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Palmyra will conduct a Special Meeting to meet in executive session to discuss particular personnel, and to possibly vote on said topic on the evening of Thursday March 31, 2022, 7:00 PM at the Palmyra Town Hall, 1180 Canandaigua Rd, Palmyra, New York.

FURTHER NOTICE IS HEREBY GIVEN, that this special meeting is called to transact business related to the above topic, as well as any other business that may come before the Town Board.

Dated: March 25, 2022

*Irene E. Unterborn
Palmyra Town Clerk*

At 7:00 p.m., Deputy Supervisor Jim Welch called to order the Special Town Board meeting, scheduled for Thursday, March 31, 2022, at the Palmyra Town Hall, 1180 Canandaigua Rd, Palmyra, New York.

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

Upon roll call, the following Board members were present:

James Welch, Deputy Supervisor
Todd Pipitone, Councilman
Brad Cook, Councilman
Doug DeRue, Councilman

Supervisor Kenneth Miller was not present in the meeting room.

ATTENDANCE

Also in attendance: Marc Carrier, Frank Vascukynas, Shelley Carrier, Chuck and Julie Hartman, David Morrison, Renee Marty, Lev Covick, Bryant Seus, Tammy Carroll, Don Wilkins.

HEARING

There was no official hearing this evening.

NOTE:

The following statement is now to be included on all public agendas:

**If you are attending a Town Board Meeting have not signed up for Public Participation Section of the Town Board Meeting pursuant to the rules which have been established (24 hrs prior to start of meeting), then you will not be able to express your opinion. As a courtesy to those who attend the Board Meeting, you are requested not to interrupt the meeting, and refrain from conversation that would interfere with those attending being able to hear the Board transact its business. If in fact someone interferes with the meeting or the conversation with other spectators should require a warning and it is ignored, the person could be charged with Disorderly Conduct. For public hearings, speaking will be limited to topics on the agenda.*

REPORTS OF STANDING COMMITTEES

Reports from the standing committees and department heads will wait until the Regular Board Meeting of April 28, 2022.

GENERAL BOARD DISCUSSION

There was general discussion regarding payment for attendance to any necessary training in order to serve on the Zoning, Planning, or Board of Assessment Review Boards. Councilman Pipitone recommended that they get paid whether its virtual or in person, as well as mileage when appropriate. Councilmen Cook and Pipitone both agreed they should be paid same amount as a regular meeting to make it easy book keeping. At first, the board all agreed to wait to make any final decisions until next meeting when they have had time to inquire with the book keeper to see what they are paid. Mr. Cook then reminded the board that it is very difficult to find people to serve on these boards, and suggested moving forward with approval.

AGENDA

1. Approve: Payment for Attending Any Necessary Training for Members of The Zoning, Planning, Or Board of Assessment Review Boards: Brad Cook made the motion to approve payment for attending any necessary training, virtual or in person, for members of the Zoning, Planning, or Board of Assessment Review Boards. This will be the same rate as attending a regular meeting of said boards, plus any mileage when appropriate.

Second: Todd Pipitone

Vote: 3 Ayes. Carried

2. Approve: New Member to Board of Assessment Review: Todd Pipitone made the motion to approve Bryant Seus to serve as a member of the Board of Assessment Review, term beginning April 1, 2022, and ending September 30, 2024.

Second: Doug DeRue

Vote: 3 Ayes. Carried

The board members thanked Mr. Seus for volunteering.

2. Approve: Resolution #6-2022 for Payment of Litigation Costs Involving Challenges to Real Property Assessments: Todd Pipitone made the motion to approve *Resolution #6-2022 for Payment of Litigation Costs Involving Challenges to Real Property Assessments*. This would share the costs between the Town, County, and School District, as written below:

Second: Doug DeRue

Vote: 3 Ayes. Carried

RESOLUTION #6-2022

Payment of Litigation Costs Involving Challenges to Real Property Assessments

Concerning Notice of Petition to Review Tax Assessments commencing in the Year 2021

WHEREAS, Periodically the Town of Palmyra has challenges to assessments of Real Property in the Town; and

WHEREAS, litigation and appraisal costs of these challenges can be more than the Town can anticipate or budget; and

WHEREAS, Willow Landing Assoc, LP, Willow Landing II Assoc, LP, and Conifer Realty LLC, et al. have filed grievances, after receipt of the decision by members of the Palmyra Board of Assessment Review, claiming excessive and unequal values against the assessment for the property located at 1969 Division St. and 1977 Division St., both within the Town of Palmyra, County of Wayne, State of New York, known and designated as tax map numbers 543689 64112-19-638188 and 543689 64112-19-619245; and

WHEREAS, Willow Landing Assoc, LP, Willow Landing II Assoc, LP, and Conifer Realty LLC, et al. request that, beginning with the 2021 assessment rolls, be reviewed, using evidence to show that the assessment of said parcel of real property may be illegal and erroneous; and

WHEREAS, the Town of Palmyra, the Palmyra-Macedon Central School District and the County of Wayne are all stakeholders in resolving this issue equitably, in accordance with Real Property tax law; and

WHEREAS, the County of Wayne has already established minimum standards for participation and permitted change in an assessment challenge; and

WHEREAS, the Palmyra-Macedon Central School District has already established minimum standards for participation in an assessment challenge; and

NOW, THEREFORE, BE IT RESOLVED that all three (3) stakeholders will share equally in litigation costs, appraisal fees, and associated court fees for this assessment challenge; and

BE IT FURTHER RESOLVED those proceedings may involve the County Attorney and Town Attorney, and Pal-Mac CSD Attorney as consultants regarding appraisals and/or settlement strategies; and

BE IT FURTHER RESOLVED that the Town of Palmyra hereby requests approval for county and school participation in this litigation commencing with the year 2021, and ending in the year that the litigation and appraisal process for this property is complete.

Dated: March 31, 2022

MOTION TO ENTER INTO EXECUTIVE SESSION

At 7:05 PM, Todd Pipitone made the motion to enter into executive session to discuss the medical and employment history of a particular person.

Second: Doug DeRue

Vote: 3 Ayes. Carried

MOTION TO EXIT EXECUTIVE SESSION

At 8:12 PM, Todd Pipitone made the motion to exit executive session.

Second: Doug DeRue

Vote: 3 Ayes. Carried

CONTINUED AGENDA ITEMS

3. Approve: Code Enforcement Vehicle to be Driven only by CEO and Deputy CEO: Todd Pipitone made the motion that beginning immediately the only town employees allowed to operate the code enforcement vehicle will be the Code Enforcement Officer and the Deputy Code Enforcement Officer.

Second: Doug DeRue Vote: 3 Ayes. Carried

Deputy Supervisor Jim Welch then made the statement that it is the Palmyra Town Boards intent to pass a local law to reduce the supervisors pay in accordance with the time he has to devote to town business. The topic was then formally introduced.

4. Approve: Pursuing a Local Law to Reduce the Town Supervisors Salary: Jim Welch made the motion to pursue a local law to reduce Supervisor Miller’s pay in accordance with the time he has to devote to town business. Once written this would be Local Law #1-2022. Seconded by Todd Pipitone, and a roll call vote was requested.

James Welch, Deputy Supervisor	AYE
Todd Pipitone, Councilman	AYE
Brad Cook, Councilman	AYE
Doug DeRue, Councilman	AYE

Vote: 4 Ayes. Carried

The Town Clerk will contact our legal counsel to begin the process.

MOTION TO ADJOURN

At 8:17 PM, Todd Pipitone made the motion adjourn the meeting.

Second: Doug DeRue Vote: 3 Ayes. Carried

Respectfully submitted,

Irene Unterborn
Town Clerk

REGULAR TOWN BOARD MEETING
THURSDAY APRIL 28, 2022 7:00 PM -EAST PALMYRA FIRE HALL