

REGULAR TOWN BOARD MEETING

PALMYRA TOWN HALL DECEMBER 28, 2006

At 7:30 p.m., Supervisor David C. Lyon called to order the regular town board meeting, scheduled to be held on Thursday, December 28, 2006, at the Palmyra Town Hall, 1180 Canandaigua Road, Palmyra, NY.

CALL TO ORDER

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

**PLEDGE TO THE
FLAG**

Upon roll call, the following board members were present:

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

ROLL CALL

Others in attendance at the Town Board meeting were Roy Wilck, Shane Maxwell, Tim Gallahan, Bob Kirchhoff, Mike Boesel and Bob Grier.

Motion was made by Dave Nussbaumer to approve the minutes of the December 14, 2006 meeting of the Town Board.

**MTN: APPROVE
MINUTES OF
12/14/2006
MEETING**

Second: Mike Lambrix

Vote: 5 ayes. Carried.

COMMUNICATIONS

1. Resolution and Dog Quarantine Order: Annually, the Wayne County Board of Supervisors is presented with a resolution and order establishing quarantine on dogs to prevent deer depredation. A copy was provided to each town. In addition, a copy was provided of a resolution to approve Wayne County Consolidated Agricultural District Number 2. The Board of Supervisors approved both resolutions at their session on December 19, 2006.

**RESOLUTIONS
PASSED BY
WAYNE COUNTY
BOARD OF
SUPERVISORS**

**PROUD
PARTNERSHIP
HONORS LOCAL
BUSINESSES
FOR SELLING
ALCOHOL ONLY
TO THOSE OLD
ENOUGH TO
PURCHASE IT**

- 2. PROUD Partnership Honors Local Businesses: Every year, the Wayne County Stop DWI program takes measures to combat underage drinking. The PROUD (Promoting the Reduction of Underage Drinking) Partnership, consisting of representatives from all Wayne County Communities, has targeted several goals: 1) reduce the availability of alcohol to all youth under 21 in Wayne County, 2) increase awareness of the potential harms related to underage drinking, and 3) change community norms that are favorable towards underage drinking. One activity is to conduct compliance checks with local retailers, usually twice a year. In Palmyra, two merchants were honored for selling responsibly. They are: Rite-Aid Pharmacy, and Newcomb Oil. The Supervisor received a letter from Billie Lohr, Environmental Prevention Specialist for the Council on Alcoholism, with certificates to present to these retailers.

**TWO UPCOMING
COMMUNITY
MEETINGS**

- 3. Two Upcoming Meetings: Fliers of two upcoming free public meetings were presented to board members: "Rediscover Palmyra: How to Preserve and Promote Your Community" on January 7, 2007, at 2 p.m. in the Palmyra Fire Hall, and "Economic Development in Palmyra" on January 11, 2007, at 7:30 p.m. in the Palmyra Fire Hall. Both the village and town boards will be exploring ideas at this meeting.

**MEMOS
CONCERNING
RECONFIGURED
PARKER-
JOHNSON-
FLOODMAN
WATER
PROJECT
FUNDING**

- 4. New Water Project: Since a majority of residents of Cambier Road have rejected the proposal to have municipal water on their road, the proposed Parker-Cambier water district could not continue as originally designed. Steps are now being taken with town engineers to add Parker Road to the proposed Johnson-Floodman water district. This change would also affect funding for the project. Micky Sergent, of the USDA's Rural Development program has been contacted to see if grant money is available for the reconfigured and expanded water project. In addition, it was necessary to contact a local bank or other financing organization letting Rural Development know they cannot finance the project.

REPORTS OF STANDING COMMITTEES

Buildings and Grounds Committee – Ken Miller, Chairman

**TOWN HALL
BUILDING
UPDATE**

Update on Town Hall Items: Ken Miller announced the new stove was installed and is now working. Members of the highway crew have drywalled the hole in the ceiling above the stove.

Highway Committee – Michael Lambrix, Chairman

1. Highway Department's Monthly Report: Palmyra Highway Superintendent Mike Boesel provided board members information about happenings in the Highway Department during the month of December:

Highway Superintendent Report
For Town Board Meeting
12/28/2006

**HIGHWAY
DEPARTMENT'S
REPORT FOR
DECEMBER**

Since the 11/30/06 meeting we have completed the following work:

- Snow fence installation
- Brushmowing – Floodman Road, Jagger Road, Fagner Road
- Equipment service – E66 (Case Drott), T16 (F-550) sander, T24 (Mack 10-wheel) plow equip, T12 (Ford 10-wheel) elec/lighting, T28 (Mack 10-wheel) new pump/gearbox
- Hauling – hauled 800+ ton of washed 1A stone

Other miscellaneous items include:

- Plowing/Sanding runs on 4 of the past 29 days. (Dec 5th, 8th, 9th, 27th) *Last year by the end of December we had been on Plowing/Sanding Runs on 14 of the last 24 days for a season total of 29 trips out of the barn. 11 of these 29 were for blowing/drifted snow.*
- Sidewalk Project – Restoration is complete for this season. We will re-evaluate the lawn restoration work in the Springtime.
- Sign Inventory – Lu Engineers started working in Palmyra on 12/18/2006
- Village Budget – I have been starting to work on the 2007-2008 Village Budget. My budget papers are due back to Village Hall in mid-January. Workshop sessions are proposed January – March.
- Fuel Facility – We have been experiencing a number of problems with the joint fuel facility. I have been working with the school reps on the issues. The school has parts on order and maintenance work by an outside contractor is tentatively scheduled for early January.
- Galloway/Hogback Intersection – UFPO stakeout has been called in for installation of the new Stop/Stop Ahead signs. Once all clearances are obtained the signs will be installed, which should be by next Wednesday, January 3rd, 2007.

Any questions, comments or concerns I will be glad to answer.

MTN: AUTHORIZE SUPERVISOR TO SIGN AGREEMENT WITH COUNTY HIGHWAY FOR SNOW AND ICE CONTROL WINTER OF 2006-2007

- 2. Snow & Ice Control Agreement With County: The Town Supervisor received an agreement between the Town of Palmyra and the County of Wayne for Snow and Ice Control on County Roads (2006-2007 Winter Season). Each year the town and county highway departments arrange for appropriate and efficient use of equipment and crew for snow and ice control on county highways during the winter. Dave Nussbaumer made the motion to authorize the Town Supervisor to sign the agreement between the town and the county for snow and ice control.

Second: Jim Welch

Vote: 5 ayes. Carried.

Planning Committee – James Welch, Chairman

MTN: REFER OPEN BURNING QUESTION TO TOWN PLANNING BOARD

Jim Welch followed up on a resident's request to define Open Burning in the town, since there have been several problems. Jim Welch made the motion to refer the Open Burning question to the Town Planning Board for review and recommendation.

Second: Ken Miller

Vote: 5 ayes. Carried.

Bob Grier added that the Planning Board's next meeting will be Monday, January 8, 2007.

Zoning Committee – David Nussbaumer, Chairman

CEO REPORT FOR DECEMBER

CEO Report for December: Bob Grier distributed his December CEO Report to board members. He added that Garlock had received a Certificate of Occupancy for its new building. More work is to be done starting March at Garlock, including demolition of an older building and construction of another new one.

The ARC home on Jeffery Road has been undergoing renovation and is "ready to go" according to Grier.

INFORMATIONAL ITEMS

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| <p>1. <u>Town Clerk's Office Report:</u> Town Clerk Lynne Green's report updates the board on more items as Irene Unterborn and Celeste Finewood transition into their new positions. Irene and Joan Gates have prepared the Town/County tax bills for mailing on December 29th. Tax collection starts January 2nd, 2007. In addition, a new part-timer, on an "as needed" basis, is necessary for adequate office coverage during heavy customer times, and for when someone else is out of the office.</p> | <p>TOWN CLERK'S
OFFICE
DECEMBER
REPORT</p> |
| <p>2. <u>2007 Organizational Meeting:</u> A reminder to all town board members that the 2007 organizational meeting of the town board is scheduled for next Thursday evening, January 4, 2007, at 7:30 p.m., at the Town Hall.</p> | <p>2007 ORGANIZA-
TIONAL
MEETING
11/4/2007</p> |
| <p>3. <u>Joint Town/Village Boards Meeting:</u> A joint meeting with both the town and village boards will take place on Thursday, January 11 at the Palmyra Fire Hall. It will be an idea session for Economic Development, with Leslie Vecchiotti facilitating the discussion.</p> | <p>JOINT TOWN/
VILLAGE
BOARDS
MEETING
1/11/2007</p> |
| <p>4. <u>Public Informational Meeting:</u> An open, public informational meeting is scheduled for Thursday, January 25, 2007, at 7:30 p.m., in the Town Hall. This meeting will be aimed at residents on Canandaigua Road (Route 21 South) who would be affected by a sanitary sewer district, currently being proposed. Suggestions and ideas from residents are encouraged. This is only the preliminary meeting, an information-gathering meeting. A formal public hearing must precede any project like this.</p> | <p>PUBLIC INFO
MEETING FOR
PROPOSED
SEWER
EXTENSION ON
CANANDAIGUA
ROAD (RT. 21)</p> |

AGENDA ITEMS

- | | |
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| <p>1. <u>Extend Lease with Congressman Walsh:</u> A lease to extend the lease for the four-room suite of Congressman Jim Walsh was presented to the town board. This would extend space in the Palmyra Town Hall through January 2, 2008, at a monthly rent of \$925.00. Mike Lambrix made the motion to extend Congressman Walsh's lease for another year.</p> | <p>MTN: EXTEND
CONGRESSMAN
WALSH'S LEASE
AT TOWN HALL
THROUGH 2007</p> |
|---|---|

Second: Dave Nussbaumer Vote: 5 ayes. Carried.

**MTN: APPROVE
RESOLUTION OF
SUPPORT FOR
WILLOW
LANDING
EXPANSION**

- 2. Willow Landing Apartments Expansion: Conifer Realty, LLC, the developers of the Willow Landing Apartments on Division Street, plan to expand their project. Phase I included 40 apartments and is fully rented at this time. To begin Phase II, it is necessary for the town to demonstrate its support for the project to improve the chances of the project receiving financing. Two requests were made by Conifer to accomplish this: 1) decrease the "recreation fee" by \$25 per unit (a total of \$600 for the 24 units), and 2) pass a resolution of support for the financing application. Discussion ensued about these requests. Dave Nussbaumer made the motion to support the project and resolution, but not to decrease the "recreation" fee.

Second: Mike Lambrix

Vote: 5 ayes. Carried.

A letter of support for the building project will be sent from the town.

**MTN: APPROVE
HIRING OF JOAN
SHAFFER IN
TOWN CLERK'S
OFFICE**

- 3. Approve "Casual Part-Time Employee: The request was made by the Town Clerk to hire Joan M. Shaffer as a Clerk on an "as needed basis" starting at \$10 per hour. Mike Lambrix made the motion to approve the request to hire Joan Shaffer.

Second: Ken Miller

Vote: 5 ayes. Carried.

**MTN: ADJUST
AMOUNT OF
PAYMENT TO
E.P.F.D. FOR
2008**

- 4. Adjustment to Agreement with East Palmyra Fire Department: After signing the agreement between the town and the East Palmyra Fire Department, it was noted that the contract's amount of payment to the EPFD during 2008 was incorrect. Dave Nussbaumer made the motion to adjust the amount during 2008 from \$42,210 to \$44,743.

Second: Mike Lambrix

Vote: 5 ayes. Carried.

**MTN: APPROVE
GIFT TO TOWN
OF SCHOOL
DISTRICT
MINUTES IN
EARLY 1800s**

- 5. Gift to the Town: Although the Palmyra Historian, Beth Hoad, was unable to attend the meeting, she provided the town board with information about a book that has been given to the town consisting of "hand written minutes taken at School District meetings dated August 24, 1813 through October 9, 1877....School Record for the fourth School District in the town of Palmyra County of Ontario and State of New York." This schoolhouse is the cobblestone building located at the intersection of North Creek Road and Lyon Road in East Palmyra. The donor to the Palmyra Historian is G. Thomas McCollough of Penfield, NY. Mike Lambrix made the motion to accept the gift of a historic book for the Historian's office.

Second: Dave Nussbaumer Vote: 5 ayes. Carried.

- 6. Resolution: Final Budgetary Adjustments for 2006: The following resolution was introduced before the town board for approval:

"Be it resolved, that the Town of Palmyra bookkeeper, Petra Anderson, be authorized to make any necessary adjusting and budgetary journal entries in closing the 2006 fiscal year."

**RESOLUTION:
FINAL BUDGET
ADJUSTMENTS
FOR 2006**

Mike Lambrix made the motion to approve the above resolution.

Second: Jim Welch Vote: 5 ayes. Carried.

- 7. Specific Budgetary Adjustments: Adjustments were necessary for specific budget lines in the General Fund, Part-Town Fund, the Highway/General Fund, DA Highway Fund and DB Highway Fund. Mike Lambrix made the motion to approve these budget adjustments, and to include the list of adjustments as an attachment to the minutes.

**MTN: SPECIFIC
BUDGETARY
ADJUSTMENTS**

Second: Jim Welch Vote: 5 ayes. Carried.

- 8. Approve Abstract #118 (for vouchers already paid) & Abstract #119 (for vouchers to be paid): Dave Nussbaumer made the motion to approve the claims and expenditures shown on Abstract #118, which includes Vouchers 7723 through 7729, for \$227,986.03; and Abstract #119, which includes Vouchers 7730 through 7817, for \$90,823.79.

**MTN: APPROVE
ABSTRACTS
#118 AND #119**

Second: Jim Welch Vote: 5 ayes. Carried.
Dave Lyon abstained on Voucher 7764.

- 9. Adjournment: Dave Nussbaumer made the motion to adjourn the meeting at 7:52 p.m.

**MTN: ADJOURN
MEETING**

Second: Ken Miller Vote: 5 ayes. Carried.

Respectfully submitted,

Lyndall Ann P. Green
Palmyra Town Clerk

Next town board meeting: Annual Organizational Meeting,
Thursday, January 4, 2007, at 7:30 p.m.
Palmyra Town Hall