

**REGULAR MEETING OF THE TOWN BOARD**

**PALMYRA TOWN HALL  
FEBRUARY 23, 2012**

At 7:00 p.m., Supervisor Kenneth Miller called to order the Town Board meeting, scheduled for Thursday, February 23, 2012, at the Palmyra Town Hall, 1180 Canandaigua Road, Palmyra, New York.

**CALL TO ORDER**

As prescribed by law, a copy of tonight’s agenda was posted on the Town Hall bulletin board before the meeting, available for all to read.

**AGENDA  
AVAILABLE TO  
PUBLIC**

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

**PLEDGE TO THE  
FLAG**

Upon roll call, the following board members were present:  
Kenneth F. Miller, Supervisor  
James Welch, Deputy Supervisor  
Michael Lambrix, Councilman  
Todd J. Pipitone, Councilman  
Councilman David Nussbaumer was excused

**ROLL CALL**

Also attending: Code Enforcement Officer Dan Wooden, Roy Wilck, Leslie Green, Boy Scout Bradley Green, Andrew Lambrix, Deputy Town Clerk Irene Unterborn and Highway Superintendent Mike Boesel.

**MEETING  
ATTENDANCE**

Motion was made by Todd Pipitone to approve the minutes of the January 26, 2012 meeting of the Town Board.

**MTN: APPROVE  
MINUTES OF  
1/26/2012 TOWN  
BOARD MEETING**

Second: Mike Lambrix

Vote: 4 Ayes. Carried.

**COMMUNICATIONS**

**Wayne County Sheriff’s Office Report:** The Wayne County Sheriff’s department provided 2011 year-end statistics of Tickets by Town.

**WAYNE COUNTY  
SHERIFF’S 2011  
REPORT**

## REPORTS OF STANDING COMMITTEES

### Economic Development, Appeals and Town Clerk's Office Committee – Todd Pipitone, Chairman

#### TOWN CLERK'S OFFICE REPORT FOR FEBRUARY

1. **Town Clerk's Office Report for February:** Councilman Todd Pipitone suggested Board members read the report, which includes details about projects and tasks the Town Clerk's office worked on in February. In addition to these tasks, Celeste provided a detailed list of counter/phone support, and a cash transaction analysis for the month. Lynne provided a list of miscellaneous items done since January 2012 that are not part of a particular project, but which are an integral part of the things a Town Clerk does in the office.

#### TOWN BOARD PREPARED STATEMENT ABOUT TOWN CLERK'S OFFICE HOURS

2. **Town Board Statement Concerning Town Clerk's Office Hours:** At this point, Councilman Todd Pipitone read a prepared statement from the Town Board concerning the reduction in hours for the Town Clerk/Records Management Coordinator position:

*"The decision of the Palmyra Town Board to restructure the hours of the part-time Deputy Clerk/Archives was made as part of the 2012 budget process. The change was initially conceived from a recommendation made by the Town Clerk for the Deputy Town Clerk to be made a full-time position. The change to go forward with the restructured personal services lines was shared with the Town Clerk from the outset for the purposes of planning and scheduling within the Clerk's office. By not increasing the cost to taxpayers in the 2012 budget for the introduction of a full-time Deputy Town Clerk, the Town Board's decision in this matter is consistent with its goal to maintain fiscal responsibility and accountability."*

#### REGIONAL TOWN CLERKS ASSOCIATION SEMINAR

3. **Regional Town Clerks' Association Seminar in Geneva:** Since the statewide Town Clerks' Association Conference is in Saratoga Springs this year, and many town clerks around the state cannot attend, a regional seminar is being offered in Geneva on March 26, 2012. The cost is \$30 to attend, which includes lunch. Irene indicated an interest in attending. Her request includes cost of the seminar plus mileage reimbursement.

## Highway Committee – James Welch, Chairman

1. **February Highway Report:** Highway Superintendent Mike Boesel submitted the following report From January 26 to February 23:

Highway Superintendent Report  
for Town Board Meeting  
02/23/2012

Since the 1/26/12 meeting we have completed the following work:

- **Plowing/Sanding** –To date this winter season we have made a total of 34 trips out of the barn.  
A comparison to this point of the past 4 winter seasons is below:
  - February 2011 - 110 trips.
  - February 2010 – 90 trips.
  - February 2009 - 90 trips.
  - February 2008 - 78 trips.

Other miscellaneous items include:

- **Salt Orders** – To date this winter season we have ordered 1299 tons of our 3300 ton allotment, which is 39% of our requested allotment. I intend to order another 500 tons soon, which will bring us to approx 54%. If we don't take 70% of our requested allotment by the end of August, we could be charged storage fees of \$3.50/ton.
- **Tree & brush work** –We recently trimmed trees on Floodman Road and Hanagan Road. We recently brushmowed roadsides on Port Gibson, Hogback, Goldsmith, Lusk, Schilling, Garnsey and Trolley Roads. Village assistance to offset the labor balance is being used on these tree trimming projects.
- **Hauling Stone** – Over the past month we have hauled over 1000 tons of stone for summer road projects. Village assistance in hauling this stone was used to offset the labor balance.
- **Town Hall work** – Last month we completed our parking lot light pole re-painting project. This month we have been on a bathroom re-painting project at the Town Hall. We have also been working on the kitchen ceiling. Village assistance to offset the labor balance was used again this month.
- **Red Barn Roof** – I continue to review/discuss our options regarding not only the red barn roof, but also our overall building needs. I will continue to work on our options for next meeting.
- **Pothole Patching** – Over the past month we have routinely patched potholes around the Town.

## FEBRUARY HIGHWAY REPORT

**FEBRUARY  
HIGHWAY  
REPORT**

- **Equipment** – We continue to perform routine maintenance on all trucks and equipment. We recently performed an annual service to our mowing tractor, sweeper tractor and roller.
- **Bobcat Purchase Approval** - I am asking permission to place the order for our new 2012 Bobcat S650. This is a budgeted purchase for 2012. The new machine will cost NTE, \$28,213.00
- **CHIPs Funding** – Governor Cuomo recently announced he has no intentions to cut back (or raise) our CHIPs funding in his upcoming budget. This funding is critical to keeping our roads in good condition. Nevertheless, we are gearing up for our annual Advocacy Day in Albany on March 7<sup>th</sup>.
- **Palmyra Municipal Auction** – The date has been set for Saturday May 12, 2012. The Contract Agreement is on the agenda for approval.
- **Village Budget** – It's budget season in the Village and I had my second/third budget meetings this past month. The next meeting is scheduled for 3/5/12.

**MUNICIPAL  
AUCTION  
CONTRACT**

1. **Municipal Auction Contract:** With the date set for May 12<sup>th</sup>, the contract between the Town and Roy Teitsworth, Inc. was reviewed. Mike said the terms are the same as last year. He added that Garlock has approved parking in their lot for auction goers. Jim Welch wanted to know if the Palmyra Community Center will still have concessions. Mike said that they do, with the Pal-Mac Lions Club helping out.

**PURCHASE  
BOBCAT  
SKIDSTEER**

2. **Purchase of Bobcat Skidsteer:** The request for approval of a 2012 Bobcat Skidsteer had been budgeted for this year. Its cost is \$28,213.

**Operations and Planning Committee**

– **Mike Lambrix, Chairman**

**PLANNING  
BOARD MTG ON  
2/13/2012**

**Planning Board Meeting:** Mike Lambrix informed Board members that the minutes to the Planning Board meeting on February 13 were in their packets. There were no comments.

**Zoning and Assessor’s Office Committee  
– David Nussbaumer, Chairman**

- 1. **Assessor’s Office Report for February:** The February Assessor’s Report will be included on the March agenda. Assessor Elaine Herman submitted a request to attend three RPS courses, each course being two days in length, held in Batavia. RPS V4 Evaluation is June 5 & 6; Field Review is June 19 & 20; RPS V4 Commercial Valuation is June 27 & 28. She proposed driving to and from Batavia each day. She is now requesting Board approval to attend them, driving back to Palmyra each day, charging only mileage and meals. Clerk to the Assessor, Joan Gates, would attend the Field Review course and ride with Elaine.

**ASSESSOR’S  
REQUEST FOR  
APPROVAL AT  
TRAINING  
SESSIONS**

Discussion centered on why Elaine wishes to return home each day, rather than stay at Batavia-area lodging. It was felt comparison should be made between cost of driving twice per session vs. staying in Batavia overnight.

- 2. **Code Enforcement/Zoning Office Report:** February CEO Reports were included in Board packets. There were no comments about them. Dan Wooden reported a number of business and apartment inspections in February. Soon, he will be inspecting Manufactured Home Parks in the Town.

**CODE  
ENFORCEMENT/  
ZONING OFFICE  
REPORTS**

- 3. **No Zoning Board of Appeals Meeting in February:** Although the Zoning Board didn’t meet during February, Town Board members asked Dan Wooden to update them on several ongoing issues:

**NO ZONING  
BOARD MEETING  
IN FEBRUARY**

- Jim Welch asked Dan Wooden about the current status of the Christofferson property on Garnsey Rd. Dan said it was not yet cleaned up and is back in legal hands.
- Mike Lambrix asked about the Secore property on Route 31. Dan said the zoning was changed to Commercial, so the owner may have some salvage or un licensed cars on the property.
- Mike also asked about the Dibert property on North Creek Road. Dan said that the court judgment was that since Dibert had a purchase offer in for the old Plassche Lumber property by the railroad tracks, to move his salvage business to that property, the court would

**STATUS OF  
GARNSEY RD.  
PROPERTY --  
CHRISTOFFERSON**

**STATUS OF  
SECORE  
PROPERTY--  
ROUTE 31**

**STATUS OF  
DIBERT  
PROPERTY—  
N. CREEK RD.**

approve his request. However, the judge didn't say he had to buy the property. Dibert rescinded his offer, so he is currently out of compliance. In fact, Dibert's current property is worse than ever. Dan will check with Judge Rodman on that issue.

**STATUS OF  
TROLLEY RD.  
PROPERTY—  
NOW OWNED BY  
WAYNE COUNTY**

- Ken Miller brought the Board up to date on the Trolley Road property. Currently, the property was moved to Roll Section 8 because of non-payment for back taxes. Recently, Kevin Carrier requested that the County restore the status of the property if he pays the back taxes. Ken said at a County Supervisors' meeting this morning (February 23), this subject was voted on. If Kevin satisfies all current and back taxes plus penalties, and he provides a statement to the County attorney from the DEC that the county will not be held liable for any environmental issues in the future, then the County would contact Palmyra to return the property to Roll Section 1. This can only be done at the direction of the Wayne County Attorney.

**ATTACHMENT A**

Wayne County "Resolution No. 1-1: Authorizing County Treasurer to Reinstate Kevin Carrier on the Tax Roll" is included with these minutes as Attachment A.

**INFORMATIONAL ITEMS**

**PALMYRA  
HISTORIAN'S  
2011 ANNUAL  
REPORT**

1. **Historian's 2011 Annual Report:** Palmyra Historian, Beth Hoad, submitted to the Town Board her 2011 Annual Report. She outlined the projects she worked on during the year, as well as the Historians' meetings she attended.

Beth also submitted a voucher for mileage reimbursement and registration fee to attend the Regional Winter Meeting of the Association of Public Historians of New York State.

**CONGRATU-  
LATIONS TO  
EAGLE SCOUT**

2. **Congratulations to Eagle Scout:** Town Supervisor, Ken Miller, wrote a letter of congratulations to Eagle Scout Jacob Habecker, of Palmyra Troop 96, on his achievement of Scouting's highest award.











**ATTACHMENT A:** Wayne County "Resolution No. 1-1: Authorizing County Treasurer to Reinstate Kevin Carrier on the Tax Roll"

**NEXT TOWN BOARD MEETING:  
THURSDAY, MARCH 22, 2012, 7:00 P.M.  
PALMYRA TOWN HALL**