

Town of Palmyra - Minutes

1996



January 4, 1996

ORGANIZATIONAL MEETING

The Organizational Meeting of the Town Board of the Town of Palmyra, scheduled to be held on Thursday, January 4, 1996 at the Town Office, 201 East Main Street, Palmyra, was called to order at 7:30 PM by Town Supervisor David C. Lyon.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Town Board Members present upon roll call:
Town Supervisor - David C. Lyon
Town Board Members - Robert Grier
David Nussbaumer
Michael Lambrix
Lynne Green

ROLL CALL

Others present at this meeting included:
Elaine Hartnagel - the Times
Terry Rodman - Palmyra Town Justice
Nelson F. Cook - Palmyra Highway Superintendent

The following appointments were made by Supervisor Lyon:

APPNTMNTS MADE BY SUPERVISOR

Deputy Supervisor _____ David Nussbaumer
Clerk to the Supervisor _____ Diane DeVogelaere
Secretary to the Supervisor _____ W. Virginia Wilson
Town Historian _____ Robert Lowe

COMMITTEE APPOINTMENTS

COMMITTEE APPOINTMENTS

Highway Committee - Chairman _____ David Nussbaumer
(To include being a Master Plan Committee Representative)
Planning Committee - Chairman _____ Robert Grier
(To include Buildings)
Zoning Committee - Chairman _____ Michael Lambrix
Assessment Committee - Chairman _____ Lynne Green
(To include Insurance and to be Master Plan Committee Representative)

Supervisor Lyon moved to authorize the hiring of a attorney as needed by the Town of Palmyra.

MTN TO HIRE ATTORNEY

Second: Robert Grier Carried: Unanimously

Supervisor Lyon moved to authorize Paul T. Rubery, Attorney, to continue with pending legal matters he is presently working on for the Town of Palmyra.

MTN TO AUTH P. T. RUBERY TO CONTINUE W/PRESENT WK

Second: David Nussbaumer Carried: Unanimously

The following appointments and salaries were moved by David Nussbaumer.

MTN TO APV APPTMNTS & SALARIES

Second: Michael Lambrix Carried: Unanimously

ORGANIZATIONAL MTG. CONT.

JANUARY 4, 1996

<u>TITLE</u>	<u>NAME</u>	<u>SALARY</u>
Deputy Supervisor	David Nussbaumer	-NONE-
Budget officer	David C. Lyon	\$ 604.00 pr yr
Town Historian	Robert Lowe	\$ 150.00 pr yr
Town Constable	Fran Toole & Gary Rose	fee reimbmt
Zoning Enforcement officer & Bldg. Inspector	Earl Vanderwall	\$ 14.00 pr hr
Deputy Zoning Enforcement & Bldg Inspctr	James Youngman	-NONE-
Animal Control Officer & Rabies Responder	Gary Rose	\$ 5,500 pr yr
Deputy ACO & Rabies Responder	Michelle Rose & Bob Copenhagen	\$10.00 pr ocsn
Water Dist Cashier	Beverly E. Hickman	\$ 1,900 pr yr
Deputy Town Clerk	Catherine Contant	\$ 8,500 pr yr
Deputy Town Clerk	Sue Anne Regis	\$ 8.80 pr hr
Deputy Town Clerk	W. Virginia Wilson	\$ 8.80 pr hr
Computer Prog. Administrator	Catherine Contant	\$ 4,000 pr yr
Clk to the Supervisor	Diane DeVogelaer	\$ 8.00 pr hr
Sec to the Supervisor	W. Virginia Wilson	\$ 8.80 pr hr
Registrar (4 yrs-thru 1999)	Beverly E. Hickman	fee rmbmnt
Deputy Registrar	Catherine Contant	fee rmbmnt
Account Clerk to the Assessor	Elaine Herman	\$17,680 pr yr
Deputy Highway Superintendent	Fred Lawson	\$ 13.76 pr hr
Bingo Inspector	Robert Neillis	\$10.00 pr ocn
Health Officer (4 yrs-1999)	Alan Lorenz, MD	\$ per statute
Voting Machine Custodian	County Appointed	\$150.00 pr ocn
Voting Machine Custodian	County Appointed	\$150.00 pr ocn
Election Inspectors (each)	County Appointed	\$ 5.50 pr hr
Court Clerks (ea)	Helga Haak and Patricia Baynes	\$ 3,900 pr yr
Secretary to Zoning Bd, Plng Bd & Zng Offcr/Bldg Inspctr	Sue Anne Regis	\$ 8.80 pr hr
Clerk to Highway Superintendent	Karen Yantz	\$ 7.00 pr hr
Hourly rate for Town Highway Crew	Deputy Superintendent	\$ 13.76 pr hr
	Equipment Operator	\$ 12.90 pr hr
	Truck Driver	\$ 11.61 pr hr
	Mower Man	\$ 8.00 pr hr
	Summer Help	\$ 7.25 pr hr

- Rate for mileage - \$.26 per mile

Moved by: David Nussbaumer
Seconded by: Robert Grier Carried: Unanimously

- Designation of Official Newspaper - Courier-Journal

Moved by: Robert Grier
Seconded by: Michael Lamb. Carried: Unanimously

- Designation of regular meeting nights -

- 2nd Thursday of month - Workshop meeting if needed
- 4th Thursday of month - Regular business

MTN TO SET
RATE FOR
MILEAGE

MTN TO APV
OFFICIAL
NEWSPAPER

MTN TO SET
MEETING
NIGHTS

ORGANIZATIONAL MTG CONT.

JANUARY 4, 1996

meeting with the following exceptions:

- Second meeting in April & October to be held in East Palmyra
- February '96 meetings will be the 8th and 29th
- November '96 meetings will be the 7th and Tuesday, November. 26th
- December '96 meetings will be the 12th and 26th

Moved by: Robert Grier
 Seconded by: David Nussbaumer Carried: Unanimously

-Designation of Official Depositories

Marine Midland Bank N/A
 Chase Manhattan N/A
 M & T Trust Company
 Key Bank
 Fleet Bank
 Chemical Bank

MTN TO APV
OFFICIAL
DEPOSITORIES

Moved by: David Nussbaumer
 Seconded by: Michael Lambrix Carried: Unanimously

- Items to be paid prior to audit - Utilities, hospitalization, payrolls, postage, disability insurance, social security, retirement, insurance and Wayne County Water & Sewer Auth.

MTN TO APV
PAYMNT PRIOR
TO AUDIT

Moved by: Robert Grier
 Seconded by: David Nussbaumer Carried: Unanimously

- Price of gravel - not to exceed \$2.00 per cubic yard

Moved by: Robert Grier
 Seconded by: David Nussbaumer Carried: Unanimously

MTN TO APV
PRICE OF
GRAVEL

- All appointments and salaries are retroactive to January 1, 1996

MTN TO APV
RETROACTIVE

Moved by: Robert Grier
 Seconded by: Michael Lambrix Carried: Unanimously

- Adopt Rules of Procedure

Moved by: Robert Grier
 Seconded by: Lynne Green Carried: Unanimously

MTN TO APV
RULES OF
PROCEDURE

- Delegate and Alternate to Association of Towns Meeting

Delegate David Nussbaumer
 Alternate Paul T. Rubery

MTN TO APPT
DELEGATE &
ALTERNATE TO
ASSOC OF TNS

Moved by: Robert Grier
 Seconded by: David Nussbaumer Carried: Unanimously

- Authorization for check signing

David Lyon - OR - David Nussbaumer
 AND
 Beverly E. Hickman - OR - Catherine Contant

MTN TO AUTH
CHECK SIGNING

Moved by: Robert Grier
 Seconded by: David Nussbaumer Carried: Unanimously

ORGANIZATIONAL MTG CONT.

JANUARY 4, 1996

MTN TO SET
DATE FOR
AUDITING OF
TN JSTC &
TN CLK BOOKS

- Set date for auditing of Justice Abbott, Justice Rodman and the Town Clerk's books for the calendar year 1995
Moved by: David Nussbaumer
Seconded by: Robert Grier Carried: Unanimously

MTN TOA PV
MUTUAL LOAN
OF JUSTICES

- Mutual loan of Justices (to other towns)
Moved by: David Nussbaumer
Seconded by: Robert Grier Carried: Unanimously

MTN TO APV
HIRING OF
MRB GROUP

- Approval to hire MRB Group to do a cost evaluation to bring the present Town Hall building into compliance with State Building Codes

MTN WITHDRN

- Moved by: Robert Grier
Seconded by: David Nussbaumer Brief discussion.
Motion withdrawn by Mr. Grier
Second withdrawn by Mr. Nussbaumer

MTN TO HIR
ENGINEER TO
DO STUDY OF
TN HALL

- Robert Grier moved to hire an engineering firm to do a cost evaluation to bring the present Town Hall building into compliance with State Building Codes with this Board to obtain three quotes and to award job to whomever gives the lowest responsible quote.

- Seconded by: David Nussbaumer
Roll call vote: Town Supervisor - David Lyon - Aye
Town Board Members - Robert Grier - Aye
David Nussbaumer - Aye
Michael Lambrix - Aye
Lynne Green - Naye

MTN TO APV
INCREASING
TN CLK'S
CASH DRAWER

- Approval to increase Town Clerk's cash drawer from \$25.00 to \$50.00
Moved by: Robert Grier
Seconded by: Michael Lambrix Carried: Unanimously

MTN TO AUTH
SIGNING OF
CDL DRUG
TESTING AND
TO APPNT CONTACT
PERSON AND ZND

- Authorization signing of the NYS Contract for CDL Drug Testing and to appoint the Town Supervisor as the contact person with the Deputy Supervisor as the secondary contact and to authorize \$300.00 for 1996 for testing fees

- Moved by: Robert Grier
Seconded by: Lynne Green Carried: Unanimously

COPIER ANALYSIS

- Copier Analysis - Presented by Deputy Town Clerk, Catherine Contant

- Objectives: 1. Replace copier in Town Office
2. Upgrade copier used by Building/Zoning, Assessor
3. Replace copier in Highway Office
4. Provide copier for Justice Office

MTN TO PURCHASE
COPIERS

- Robert Grier moved to follow Ms. Contant's recommendation and funding plan with the extra \$2,300 to come out of contingency. Seconded by: Lynne Green
Carried: 4 ayes - 1 naye (Michael Lambrix voting naye)

ORGANIZATIONAL MTG CONT.

JANUARY 4, 1996

The following fund transfer was moved by Town Supervisor David Lyon and seconded by David Nussbaumer:

MTN TO APV
FUND TRANSFER

<u>FROM</u>	<u>TO</u>
DA III Savings Account	DA IV Savings Account
#584-561-0059	#584-561-067
\$4,200.00	\$4,200.00
Carried: Unanimously	

Robert Grier asked about the possibility of informational meetings regarding the possible purchase of a new town office, or maybe a press release. The board agreed that a decision would be made at the January 25, 1996 meeting.

INFORMATIONAL
MEETING

Lynne Green moved to go into executive session to discuss personnel matters. Robert Grier seconded this motion and it carried unanimously.

MTN TO GO INTO
EXEC SESSION

Supervisor Lyon declared this board out of executive session.

DECLARED OUT OF
EXEC SESSION

Lynne Green moved to contract with a accountant at a cost not to exceed \$3,000.00, to close the 1995 year and to have the year-end reports filed on time and to authorize the Town Supervisor to sign said contract. Seconded by: David Nussbaumer
Carried: Unanimously

MTN TO APV
ACCOUNTANT TO
CLOSE YEAR AND
DO YEAR-END
REPORTS

David Nussbaumer moved to adjourn this Organizational Meeting of the Town Board.

MTN TO ADJRN

Seconded by: Lynne Green Carried: Unanimously

Respectfully submitted,

Beverly E. Hickman
Town Clerk

January 25, 1996

REGULAR TOWN BOARD MEETING

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held on Thursday, January 25, 1996, was called to order at 7:30 PM by Town Supervisor David C. Lyon.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Upon roll call, the following Town Board Members were present:

ROLL CALL

- Town Supervisor - David C. Lyon
- Town Board Members - Robert Grier
- David Nussbaumer
- Lynne Green
- Michael Lambrix

Others present at this meeting of the Town Board included:

- Elaine Hartnagel - the TIMES
- Howard VanDuyne - Courier-Journal
- Ann Vinge Taber - Sole Assessor
- Nelson F. Cook - Highway Superintendent

The Supervisor's Monthly Report was received by the Board and will be on file at the Town Office.

SUPER'S MONTHLY RPT

COMMUNICATIONS

None

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

- 1. Assessor Update

Ann Vinge Taber, Sole Assessor, Town of Palmyra, submitted a written report and went over each item with the Board. This report can be found in a file folder entitled "Assessor Update/Building Inspector/Zoning Officer Update" as kept with these minutes.

ASSESSOR UPDATE

Highway Committee - David Nussbaumer, Chairman

- 1. Green Thumb Program

Nelson Cook, Highway Superintendent, told the Board that he had been contacted by Rachel Hunt regarding the Green Thumb Program. He explained that this program will pay for up to 20 hours per week for social security recipients to do various types of

REGULAR TOWN BOARD MTG. CONT.

JANUARY 25, 1996

work. Mr. Cook would like to hire a man that lives in Palmyra and is presently available, to do general housekeeping at the Town Barns. David Nussbaumer moved to authorize Nelson Cook to hire a person thru the Green Thumb Program, at no expense to the Town of Palmyra, contingent upon the Green Thumb Program providing proof of insurance.

Seconded by: Michael Lambrix Carried unanimously.

2. Cuyler Street culvert replacement

Mr. Cook reported that he had received a request from Dan Wooden, Palmyra Village Trustee, for help digging out the old culvert on Cuyler Street. He stated that it was basically the same thing he had done on Vienna Street. David Nussbaumer asked how long this work would take. Mr. Cook guessed about a month but could not be sure because a gas line would have to be moved also. Robert Grier asked if we could use our manpower for this kind of unscheduled work. Mr. Cook said that it is a good time of year for us to help. Mr. Grier asked if the Village would reimburse the Town for our services. Mr. Cook said "they help us when they can - we help them when we can. It's called cooperation between municipalities." The Board left this matter to the discretion of Nelson Cook, Highway Superintendent.

3. Approve contract for 1996 Municipal Auction to be held May 18, 1996

David Nussbaumer moved to authorize Nelson Cook, Highway Superintendent, to sign the contract with Roy Tietsworth for the 1996 Municipal Auction to be held May 18, 1996 at the Town Barns.

Seconded: Lynne Green Carried: Unanimously

Planning Committee - Robert Grier, Chairman

1. Town hall roof and gutters

Robert Grier reported that the Town Hall roof had been inspected and the problem is in the mason work going up the sidewalls of the building, not the roof.

MTN TO AUTH
HIRING PERSON
THRU GREEN
THUMB PROGRAM

CUYLER ST
CULVERT
REPLCMNT
PROJECT

MTN TO AUTH
CONTRACT FOR
ANNUAL
AUCTION

TOWN HALL
ROOF &
GUTTERS
DISCUSSION

REGULAR TOWN BOARD MTG CONT

JANUARY 25, 1996

Supervisor Lyon suggested that arrangements be made for early spring repair. Mr. Grier will take care of making the arrangements.

2. Insurance Inspection of Town Buildings

Robert Grier stated that the safety inspection done by our insurance carrier found that there are major problems in the Town Hall, but only minor problems at the Highway Barns. A written report will be sent to us from the insurance carrier at a later.

INSURANCE
INSPECTION OF
TOWN HALL

3. Approval to authorize additional \$150.00 for evaluation

Robert Grier moved to authorize an additional \$150.00 to be added to the \$150.00 already authorized so that we are able to pay \$30.00 per hour for the 10 hours required to do a safety evaluation of the Town Hall.

MTN TO AUTH
EXTRA MONIES
FOR BLDG
EVALUATION

Seconded: David Nussbaumer Motion Denied as follows:
Town Supervisor - David C. Lyon - Naye
Town Board Members - Robert Grier - Aye
David Nussbaumer - Aye
Michael Lambrix - Naye
Lynne Green - Naye

Zoning committee - Michael Lambrix, Chairman

1. Building Inspector/Zoning Officer Update

Earl Vanderwall, Building Inspector/Zoning officer, submitted his end-of-year report as well as a written monthly report that can be found in a file folder entitled "Assessor Update/Building Inspector/Zoning Enforcement Officer Update" kept with these minutes.

BLDG INSPCTR/
ZONG OFFCR
UPDATE

AGENDA ITEMS

1. Authorize Fair Housing ad for Courier-Journal

David Nussbaumer moved to authorize the placement of the Fair Housing ad in the Courier-Journal.

MTN TO AUTH
FAIR HOUSING
AD TO GO INTO
COURIER-JOURNAL

Seconded: Michael Lambrix Carried: Unanimously

2. Water Authority Update

Supervisor Lyon reported that the forty year contract between the Wayne County Water Authority and the Monroe County Water Authority has been signed. He added that the final draft of the agreement between the Towns of Palmyra, Marion, Walworth and Macedon is being drawn up.

WTR AUTHORITY
UPDATE

REGULAR TOWN BOARD MTG CONT

JANUARY 25, 1996

3. Special election details

Beverly E. Hickman, Town Clerk, requested that the Board change the voting hours for the special election. This Board had set 2:00 PM thru 8:00 PM; she would like the hours to be 12:00 noon thru 8:00 PM to be sure that anyone working a 2 - 10 shift would be able to vote. Supervisor Lyon moved to change the voting hours for the Town of Palmyra Special Election to 12:00 noon thru 8:00 PM.

Seconded: David Nussbaumer Carried: Unanimously

MTN TO CHG
VOTING HOURS
FOR SPEC
ELECTION

4. Transfer of funds

Supervisor Lyon moved approval of the following fund transfers:

MTN TO APV
TRANSFER
OF FUNDS

<u>FROM</u>	<u>TO</u>
General Fund Spec. Contingency A1990.4 \$71.94	General Fund Supervisor Contr. A1220.4 \$71.94
General Fund Spec. Contingency A1990.4 \$35.39	General Fund Justices Cont. A1110.4 \$35.39
General Fund Supervisor contr. A1990.4 \$1,160.24	General Fund Buildings Cont. A1620.4 \$1,160.24
General Fund Spec. Contingency A1990.4 \$ 7.00	General Fund Hiwy Super. Clerk A5011.1 \$ 7.00
Part Town Spec. Contingency B1990.4 \$32.53	Part Town Zoning Contractual B8010.4 \$32.53
Part Town Spec. contingency B5182.4 \$360.38	Part Town Street lighting B8020.1 \$360.38
Capital Project HB CWD/Labor forces HB8320.202 \$854.04	Capital Proj. Cent Wtr CWD/Finance HB8320.240 \$854.04
Capital Project HB Central Water HB8320.202 \$1065.00	Capital Project Central Water HB8320.245 \$1065.00

Seconded: Lynne Green Carried: Unanimously

5. Justice's Printer

Supervisor Lyon reported that the printer in the Justice's office is not working and the cost of repair is greater than the cost to purchase a new one, therefore, he moved to approve the purchase of a new printer for the Justice's office at a cost not to

MTN TO APV
PURCHASE OF
PRINTER FOR
JUSTICE OFF

REGULAR TOWN BOARD MTG CONT JANUARY 25, 1996

exceed \$300.00.

Seconded: Lynne Green Carried: Unanimously

6. Authorize the temporary hiring of Renee Lau as Clerk to the Supervisor

Following a brief discussion regarding circumstances, David Nussbaumer moved to approve the temporary hiring of Renee Law as Clerk to the Supervisor at a rate of \$9.50 per hour.

MTN TO APV
TEMP HIRING
OF R. LAU AS
CLK TO SUPER

Seconded: Lynne Green Carried: 4 ayes 1 naye
(Robert Grier voting naye)

7. Authorize advertising for a Clerk to the Supervisor

Lynne Green moved to authorize advertising for a permanent Clerk to the Supervisor.

MTN TO APV
ADVRTSG FOR
CLK TO SUPER

Seconded: Michael Lambrix Carried: Unanimously

8. Audit of the Justice's and the Town Clerk's books for 1995

Michael Lambrix moved to recess to enable the Board to audit said books.

MTN TO RECESS

Seconded: David Nussbaumer Carried: Unanimously

Supervisor Lyon called this Town Board Meeting back to order. Robert Grier moved to approve the audit of the books of Justice William Abbott, Justice Terry Rodman and Town Clerk Beverly E. Hickman for the fiscal year 1995. Seconded: Michael Lambrix Carried: Unanimously

CALLED BACK TO
ORDER

MTN TO APV
AUDIT OF 1995
BKS FOR JUSTICE
& TOWN CLERK

At this time, Robert Grier moved to approve the minutes of the November 30, 1995 and the December 14, 1995 Town Board meetings, as submitted.

MTN TO APV
MINUTES OF
11/30/95 &
12/14/95

Seconded: David Nussbaumer Carried: Unanimously

Following a review of the expenditures and claims submitted, David Nussbaumer moved to approve payment of same as shown on Abstract #1 with totals as follows:

MTN O APV
PAYMENT OF
VOUCHERS

<u>Account</u>	<u>Voucher #</u>	<u>Amount</u>
General Fund	482-487	\$20828.55
Part Town	1-20	
	1-	421.25
Hg. II,III,IV	258, 1-23	35052.13
Hg. I	-	-
North Water Dist.	1-3	3555.02
South Water Dist.	1	778.75
East Water Dist1	1	236.25
Central Water Dist.	1-3	8441.83

REGULAR TOWN BOARD MTG CONT JANUARY 25, 1996

Seconded: Michael Lambrix Carried: Unanimously

Supervisor Lyon reminded the Board that a workshop meeting has been scheduled for Thursday, February 8, 1996 at 7:30 PM.

REMINDER OF
WORKSHOP MTG

Robert Grier moved to go into executive session to discuss matters of possible litigation.

MTN TO GO
INTO EXEC
SESSION

Seconded: David Nussbaumer Carried: Unanimously

Supervisor Lyon declared the Town Board out of executive session.

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

MTN TO ADJRN

Seconded: Michael Lambrix Carried: Unanimously

Respectfully submitted,
Beverly E. Hickman
Beverly E. Hickman
Town Clerk

REGULAR TOWN BOARD MEETING

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held at the Town Office, 201 East Main Street, Palmyra, was called to order at 7:55 PM by Town Supervisor David C. Lyon.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

The following Board members were present upon roll call:

ROLL CALL

Town Supervisor - David C. Lyon
Town Board Members - Robert Grier
David Nussbaumer
Michael Lambrix

Others present at this meeting included:

Debbie Fraser Tom Fraser
Roxanne Kachel George Kachel
Robert J. Peace
Howard Van Dwyne - Courier-Journal
Elaine Hartnagel - Times

David Nussbaumer moved to approve the minutes of the December 28, 1995 regular Town Board meeting and the January 4, 1996 Organizational Meeting as submitted.

MTN TO APV
MINUTES OF
12/28/95 &
01/04/96

Seconded: Robert Grier Carried: Unanimously

COMMUNICATIONS

1. Letter from Palmyra VFW RE: Annual firefighters drill
2. Letter from American Legion RE: Erosion problem at Swift's Cemetery
3. Erosion Control Conference

Robert Grier moved to approve payment of the \$10.00 registration fee for any Town employee able to attend this Erosion Control Conference.

MTN TO APV
REGISTRATION
FEES FOR MTG

Seconded: Michael Lambrix Carried: Unanimously

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

1. Assessor Update

A written report was submitted by Ann Vinge-Taber, Sole Assessor for the Town of Palmyra and can be found in the file folder entitled " Assessor Update/Building Inspector/Zoning Officer Update" as kept with these minutes.

ASSESSOR
UPDATE

Highway Committee - David Nussbaumer, Chairman

1. Cablevision Franchise Update

CABLEVISION
FRANCHISE
UPDATE

David Nussbaumer told the Board that he had attended a meeting regarding the cablevision franchise on Tuesday, February 27, 1996 at the Wayne County Courthouse along with several other Towns that are in the process of renewing their franchises. The possibility of the entire county going under one contract was discussed, along with franchise fees, digital access TV etc. Louis DeLisio, Supervisor, Town of Galen, is the chairman for this group. Future meetings will be planned.

Planning Committee - Robert Grier, Chairman

1. Building Inspector/Zoning Officer Update

BLDG INSPCTR/
ZONING OFFCR
UPDATE

A written report was submitted by Earl Vanderwall, Building Inspector/Zoning Officer for the Town of Palmyra and can be found in the file folder entitled "Assessor Update/Building Inspector/Zoning Officer Update" as kept with these minutes.

2. Special Election Results

SPECIAL
ELECTION
RESULTS

The following results from the Town's Special Election regarding the proposed purchase of a new Town Hall Building were reported by Beverly E. Hickman, Town Clerk:

Polling Place	Dist #	"Yes" Votes	"No" Votes	Absentee "Yes"	Absentee "No"
Pal-Mac Hi School	1-2-3-4&6	37	511	3	30
E. Pal Fire Hall	5	3	110	0	2
Total Votes Cast		40	621	3	32
Summary		43 Yes votes		553 No votes	
		Proposal Defeated			

3. Set Public Hearing date for Robert Morgan - Special Authorization - Proposed Mobile Home Park

Robert Grier moved to schedule a Public Hearing for Robert Morgan for a Spec. Authorization to consider a proposed mobile home park on property located at 3119 Rt. 31, Palmyra, to be held at the Town Office at 7:30 PM on Thursday, March 28, 1996.

MTN TO SET
PUB HEARING
DATE - SPEC
AUTHORIZATION
MOBILE HOME
PARK

Seconded: David Nussbaumer Carried: Unanimously

- 4. Tom Morrison to discuss gravel project

Mr. Morrison did not appear at this meeting.

Zoning Committee - Michael Lambrix, Chairman

- 1. Set Public Hearing date - John Dibert - Special Authorization - Auto repair & renovation

Michael Lambrix moved to set a Public Hearing date of Thursday, March 28, 1996 at 8:30 PM to consider the application of John Dibert for Special Authorization to have a auto repair & renovation shop on his property at 3871 North Creek Road, Palmyra, to be held at the Town Office.

MTN TO SET
PUB HEAR DAATE
J. DIBERT
SPEC AUTH

Seconded: Robert Grier Carried: Unanimously

- 2. Temporary Camping Trailer Authorization

Michael Lambrix moved to approve a Temporary Camping Trailer Permit for Eleanor VanDelinder of 1350 Hammond Road, Palmyra, from May 10, 1996 thru August 20, 1996.

MTN TO APV
TEMP CAMING
TRAILER PRMT

Seconded: David Nussbaumer Carried: Unanimously

AGENDA ITEMS

- 1. Year end report

The Year End Report for 1995 has been duly filed with NYS, with a copy kept at the Town Office for any interested party/parties.

YEAR END RPT
1995

- 2. Water Authority Update

Supervisor Lyon reported that the Wayne County Water Authority has the bids out on the pump station for the Wayne County/Monroe County line which will enable them to bring more water to the western section of Wayne County. He said that they are presently arranging financing for same.

WAATER AUTHORITY
UPDATE

- 3. Transfer of funds

Supervisor Lyon moved the following fund transfers:

<u>FROM</u>		<u>TO</u>	
Justice Cont.		Justice Equipment	
A1110.4	\$84.36	A110.2	\$84.36
Emp. Benefits		Emp. Benefits	
Social Security		Disability	
A9030.8	\$29.60	A9055.8	\$29.60

MTN TO APV
FUND TRANSFRS

REGULAR TOWN BOARD MTG

FEBRUARY 29, 1996

Part Town
Contingency
B1990.4 \$55.00

Part Town
Registrar fees
B4020.1 \$55.00

Cap. Proj. CWD
Town Forces
HB8320.202 \$8,161.53

Cap. Proj. CWD
Administration
HB8320.241 \$8,161.53

Seconded: David Nussbaumer Carried: Unanimously

4. Tires at Trolley Road property
Tabled temporarily.

Following a review of the expenditures and claims
submitted, David Nussbaumer moved to approve payment
of same with totals shown on Abstract #2 as follows:

<u>Account</u>	<u>Invoice #</u>	<u>Amount</u>
General Fund	41-103	\$15233.41
Part Town Fund	5-13	553.09
Hg. II, III, IV	24-71	28446.43
Hg. I	1-4	1975.30
North Water Dist.	4-5)	3971.74
South Water Dist.	2-3	891.61
East Water Dist.	2-3	372.14
Central Water Dist.	4-7	6843.53

Seconded: Lynne Green Carried: Unanimously -
with the exception of Item #1 on Highway Outside - on
which Supervisor Lyon abstained.

At this time Michael Lambrix moved to go into
executive session to discuss matters of possible
litigation.

Seconded: Lynne Green Carried: Unanimously

Supervisor Lyon declared this Board out of
executive session.

The motion to adjourn this meeting of the Town
Board was offered by David Nussbaumer, seconded by
Michael Lambrix and carried unanimously.

Respectfully submitted,
Beverly E. Hickman
Beverly E. Hickman
Town Clerk

MTN TO APV
PAYMENT OF
CLAIMS

MTN TO GO
INTO EXEC
SESSION

DECLARED OUT
OF EXEC SESS

MTN TO ADJRN

PUBLIC HEARING
SPECIAL AUTHORIZATION - ROBERT MORGAN
PROPOSED MOBILE HOME PARK

The Public Hearing scheduled to be held on Thursday, March 28, 1996 at the Town Office, 201 E. Main Street, Palmyra, to consider the application of Robert Morgan, 7 Chelsea Park, Pittsford, NY, was called to order at 7:30 PM by Town Supervisor David C. Lyon.

PUB. HRC.
MOB. HOME PRK
CALLED TO ORDER

In addition to the Town Board Members, the following people were in attendance:

Gerald VanHout	Charlotte VanHout
Charles Krause	Katheryn Lane
Fay Gollinger	Doug Tinklepaugh
Harry Matteson	George Tilburg
Shirley Tilburg	Bill Malone
Richard Bump	Roy W. Burn
Jack L. Haight	Evelyn Farnsworth
Joseph Fish	Florence Fish
David Pulcini	Roger Wilson
David Wilsey	Tammy Wilsey
Wilda Payne	Helen VanMaldeghem
Randy Trask	Jenny Trask
Michael R. Shafer	A. W. Lester
Frank Koeberle	Robert E. Seeley
Barry K. Wiedrick	James Deys
Esther Deys	Tammy VanMaldeghem
Mark B. Carr	Floyd Dennie
R. F. Dickinson	John Orbaker
Art Woodard	Will ?
Robert Schram	Robyn Jordan
John Jordan	Roger Yost
Melissa Chase	Joseph Burn
Robert J. Pease	Judith Quigley
Robert Orbaker	Kathy Dibert
John Dibert	Robert Copenhagen
Jerry Blanchard	Chris Klatin
Robert K. Jagger	Illigible
Joe SanFilippo	Robert Morgan
Elaine Hartnagel - Times	
Nelson F. Cook, Town Highway Superintendent	

Supervisor Lyon asked those present if they would like to move this public hearing to the VFW or should we stay here with standing room only. The majority wanted to stay here.

The legal notice, as published in the Courier-Journal was read by the Town Clerk.

Joe SanFilippo, spokesman for Robert Morgan, gave a presentation regarding type of park Morgan would like to build on Rt. 31. He said this would be a 5 Star Park - 2 x 6 walls - shingled roof - vinyl siding and all completely self-contained units (by owner). A film was shown that demonstrated mobile home

development from early years thru todays manufactured homes. Photos were passed around the room show a park that is owned by Mr. Morgan showing the condition of same and also photos of a park presently being built by Morgan in Newfang, NY.

Supervisor Lyon asked that anyone wanting to comment on this application please stand and state their name prior to commenting.

Jerry VanHout - How much distance between each unit? SanFilippo - lots will be 60' x 100' as opposed to 50' x 70' - single lots will be 14' x 70' - plus a 12' driveway and about 16' on each side of unit.

Richard Bump, spokesman for the VFW, read the following petition that was signed as follows:

Petition to the Town Board
of the Town of Palmyra

Be it known that the names listed below are against approval of the application submitted by Robert Morgan for special authorization to have a mobile home park. The addition of the mobile home park to our area would cause the following problems:

The large participation in the Canal Town Days Event by the members of the local and visiting Black Powder organizations would no longer have a place to safely conduct their events. This leads to their lack of attendance at the Fair along with the families and relative who come to enjoy the festivities.

The Palmyra Memorial Post 6778, Veterans of Foreign Wars, is concerned about the security of the properties in the area. Past events have indicated that there is a lack of available patrols already.

The names listed below are all members of either:
Palmyra Memorial Post #6778, VFW
Palmyra Memorial Post #6778, VFW Ladies Aux
American War Dads Chapter 44
American War Dads Chapter 44, Ladies Aux
Palmyra Amvets Chapter
American Legion
American Legion Aux
Sons of the Legion

By signing below each person states that as a resident of the Town or Village of Palmyra, they are against the stated application in any form and will consider the board's decision in all future elections.

Edward J. Maskal	John Clancy
Eric Evankovich	Cathy Williams
Ann Guest	James G. Elliott
Bob Nellis	Mike Shafer
? C. Russell	? Hoad
R. Dickinson	Harold Cunningham
"Illegible"	Larry Waite
Carl Miner	Robert J. Austin
Rita VanDeveltdt	Fran DeWeaver
Hank Pieters	Tammy Pieters
June Guard	Richard Guard
? K. Russell	Fran Toole
Dean Guest	Thelma Cunningham

Robert Trox
Harry Matteson

Richard Bump

The following letter of objection from the VFW
was also read by Richard Bump:

Palmyra Memorial Post #6778 Inc.
Veterans of Foreign Wars of the U.S.
Route 31
Palmyra, New York 14522

March 27, 1996

Town Board of the Town of Palmyra
201 East Main Street
Palmyra, NY 14522

Dear Supervisor Lyon & Members of the Town Board:

This Post of the Veterans of Foreign Wars strenuously objects to the application for town authorization to install a 130 unit mobile home park at 3119 Route 31. This letter is written to document that fact and explain the reasons why.

At the outset, the installation of the mobile home park is inconsistent with the zoning law and totally out of character with the surrounding land uses. For ourselves, our post supports a facility available for veteran activities that may have to be curtailed if the proposal is approved. Specifically, our property hosts veteran and community related events involving the discharge of firearms. Our ability to hold these events - ongoing for many years now - will be legally and practically jeopardized.

Equally as important, the area is generally developed to low density residential use - single family residences - as well as agricultural. The installation of a mobile home park will negatively affect the desirability of the area properties for these traditional uses.

It needs also to be noted that there is a significant environmental impact stemming from the concentration of a large number of people into the area on a permanent basis. The traffic, to be sure, will be disrupted as a result of the influx of vehicles entering and exiting Route 31. Safety is a concern as well given the already highly traveled section of this state route at the maximum speed limit of fifty-five miles per hour. Public safety and protection of neighboring properties are serious concerns when one considers the number of people this project contemplates bringing into an area that has been limited to essentially residential, agricultural, and fraternal uses.

Any community needs to be concerned that it offers a spectrum of housing options geared to the needs of its residents and the goal of a balanced community plan. The Town of Palmyra already has approximately six mobile home parks and there is no showing that this is inadequate either in terms of numbers or locations. Development is positive if it comports with community need and surrounding land uses. The parcel in question can be developed reasonably in accordance with the uses already allowed in the zoning law. There is no need to undermine the zoning law and area property owners that rely upon it to authorize a use contrary to neighborhood character to the degree that this proposal is.

Thank you for the opportunity to express these views.

Veterans of Foreign Wars
By Richard P. Bump

Mr. Bump repeated several of the things already discussed in their petition and in their letter of objection, including the statement made regarding considering the board's decision in this matter in all future elections.

Mitch VanMaldeghem - 130 homes will make a difference in the pressure in the new waterline; how can that be corrected? Supervisor Lyon - A pump station is being put in to take care of any number of homes that might be added to that area. Mitch VanMaldeghem - Why wasn't a pump station put in already? What school district? Supervisor Lyon - The Village and Town of Palmyra have been working on a pump station since before the waterline was put in. It is the responsibility of the Village and it has not been done yet.

Earl Vanderwall - The dividing line for the school districts runs in back of the property line in question, therefore, the proposed mobile home park will be in the Palmyra School District.

Mitch VanMaldeghem - How many children will be there be? SanFilippo - 60% of the residents will be elderly with the balance being working people - average of 2 children per trailer in the 40% group of residents. Supervisor Lyon stated that there is no assurance that the next 100 homes built will not all have children.

Tammy Wilsey - Did not bargain for a trailer park when they bought their home.

Doug Tinklepaugh - What kind of sewage system plan is there? Bob Seeley, representing Schwartz Land Surveyors, said that the tentative plans are to have 4 to 7 units empty into a large septic tank with the leach field in the center; possibly using sections

of the leach field at a time.

Tinklepaugh - Have any impact studies been done?

SanFilippo - No.

George Tilburg - Are there gravel areas up there?

SanFilippo - One area tested 18' down and all gravel; one area 60' x 200'; very extensive gravel areas. Bob Seeley - Gravel area much larger than that even. Pumps may have to be installed but not sure at this time.

Bill Malone - Will the final decision be up to the Town Board? Supervisor Lyon - Yes.

John Orbaker - Can hear tires squealing all the time now; 260 extra vehicles will be a definite problem. The sight distance is bad on that curve; where will the driveway be? Bob Seeley - The driveway will be about where it already is; the sight distance has been checked from there and there are 741' to the east and 649' to the west which is far better than the 200' required.

Chris Klhan, Fire Chief, Port Gibson Fire Dept. -

Will there be fire hydrants throughout this park?

Bob Seeley - Fire protection is high on the list of priorities; whatever the State requires will be done plus. He thought the hydrants would be placed about 30' apart.

Charlotte VanHout - Trailers burn up faster than a regular house - also, our taxes are out of sight now and 130 sites will not pay what an individual pays in taxes. SanFilippo - The Town will not have to maintain anything at this park, therefore, the tax burden to the Town is less. Ms. VanHout - School taxes was what she meant, not Town and County taxes.

Barry Wiedrick - What fire district will this park be in? Supervisor Lyon - Probably Pt. Gibson but he will check on that to be sure.

Judy Quigley - There is no way you could control the number of children in that park. SanFilippo - The

state has regulations as to how many children can live in a mobile home - If residents have more than State allows they would have to sell their place.

Frank Koeberle - Isn't it state code that anything over 99 units needs it's own treatment plant?
Seeley - That depends on the conditions of the park.
Koeberle - This tax business does not sound good.

Bob Schramm - Are you going to provide a dirt track for the kids bikes?
SanFilippo - The rules of the park will be adhered to or people will have to move.

Bob Gieseey - You cannot control kids and you will not throw somebody out for that reason.
SanFilippo - They will be out - We will run a 5 star operation just like Morgan's other parks.

Esther Deys - Who will manage this park and where will the manager live?
SanFilippo - There will be a on-site manager.
Ms. Deys - What about pets?
SanFilippo - There will be a 12 pound limit on pets.

Jack Haight - The VFW events will be eliminated if a park is there - This will end a 27 year tradition and will mean a smaller participation in the Canal Town Days celebration.

Tammy VanMaldehem - In the summer she spends a lot of time in her backyard - There will be cats all the place and she will have no privacy.

Robyn Jordan - She wants no kids in her back yard - no trailers - no cats, and they will be all over the place.

John Jordan - Who is financing this project?
SanFilippo - The bank.
Jordan - Will the bank adhere to the rules of the park?
SanFilippo - That's not the bank's job.

Shirley Tilburg - She has managed trailer parks - It takes a 30-day notice, another 30 days to go to court and then the court gives them 30 more days to be out.
Mr. Morgan - It usually takes 60 - 90 days.

Art Woodard - The entrance is in a bad spot no matter what has been said - 60 mph on a dark night will cause a lot of accidents there.

Randy Trask - There is an average of four calls per year at the other park - 130 units will increase this number considerably - Is Pt. Gibson Fire Dept. going to get an increase in money for fire protection?

Supervisor Lyon - That will be taken into consideration if this project is approved.

Mitch VanMaldeghem - Why does the Town Board decide on the outcome of this? Supervisor Lyon - That is a New York State law but he will check into it to see if it should be put to a vote. VanMaldeghem - The people of the Town should have something to say about it.

George Tilburg - The kids will be a problem; they will be in my back yard constantly - The curve is terrible, especially in the winter.

Tammy Wilsie - Will there be a fence around the park? SanFilippo - Yes and the manager will take care of the problems with the kids.

Doug Tinklepaugh - Are there a set of rules and regulation for this park? SanFilippo - Yes and you may have a copy if you would like.

Charlotte VanHout - Invited the Board down to the VFW to the suppers they do for the Vets and said if they lose this money it is our Vets that will go without.

Chuck Krause - This is my snowmobile trail you are taking away.

Jerry VanHout - About 6 years ago he wanted to put a trailer on his own property and this Board refused him; are 130 units better than only one?

Dick Bump - Where will the trailers be exactly? The position was pointed out on the map and the engineer will address this with Bump.

Harry Madison - What's more important; the Vets

REGULAR TOWN BOARD MTG

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or this trailer park?

Bob Jagger - What did the County Planning Board recommend? Letter will be read into this meeting later.

Jack Haight - What about pollution? The VFW pays a pollution tax. Supervisor Lyon - That will be considered after a decision is made.

Doug Tinklepaugh - Where does this go from here? Supervisor Lyon - We have to read any letters and two recommendations into these minutes yet tonight but no decision will be made tonight; this public hearing will probably have to be adjourned to another time. Anyone that would like to be notified of the time and date of the adjournment should add your address to the sign-in sheet on the front counter.

Bob Schram - In the interest of contamination, how close to the neighbor's wells will the sewer system be? Joe SanFilippo - There is blue clay on each side of the gravel and this will not allow the drainage to go anyplace. Bob Seeley - There will be a distance of about 250' from the nearest neighbor.

Robyn Jordan - The school bus will hold up traffic and make it worse. SanFilippo - The bus will go into the park to pick up the kids - There will be a turn around area for the bus. Shirley Tilburg - You had better be sure the school will allow the bus to go into the park. Judy Quigley - I am a school bus driver and we are not allowed to go onto private property.

The following letter from Robert K. and Madelyn G Jagger was then read into these minutes:

March 25, 1996

Mr. David C. Lyon
Supervisor, Town of Palmyra
201 East Main Street
Palmyra, New York 14522

Dear Mr. Lyon:

My name is Robert Jagger and with my wife, Madelyn, are owners of property adjacent to the proposed development for a 130-unit mobile home

park at 3119 Route 31, Palmyra, New York. We wish to go on record as opposing the request for authorization for this development, which is one of the subjects at the Public Hearing on Thursday, March 28, 1996.

The following concerns are cited with their indicated questions for you and the Town Board:

First - There are already six mobile home parks in the Town of Palmyra. Why is another park necessary and were any surveys made to substantiate the assumed need for this development?

Second - The statement made before the planning board was that this would be mainly for retired people who would be only summer residents and a certain area for families. This begs the question of the ratio of each and what impact on our school system it would be, if the greater number of units were for families of school-aged children?

Third - The traffic flow on Route 31 is substantial and this site is located on a curve on a main highway. What safe means of entrance and egress are being considered and at what cost to taxpayers for any special access?

Fourth - There is concern over septic systems and leaching for this number of sites. How and what type of control would be maintained to assure the adequacy of these systems in a ground not conducive to proper drainage and how would leaching be monitored into the canal system?

Fifth - With a 130-unit mobile home site there is concern over the environmental impact study and if so has this been done?

Sixth - The development of this 130-unit mobile home site seems to denote city-concentrated living conditions and as such would be detrimental to all adjacent property values as opposed to a residential property development which would increase property values and add to Palmyra's tax base.

Section 3.2(b) of the town zoning law provides that uses for property located in an agricultural district shall be limited to agricultural activities and certain other uses allowed in the residential district; neither of which include mobile home parks.

We are concerned, as outlined, by its need, its impact on Palmyra-Macedon's school system, safety factors on its location, the fact it is owned by an absentee-landlord, and its negative effect on adjacent property values.

We respectfully request you and the Town Board reflect on our concerns and questions in good conscience.

Sincerely,
Robert K. Jagger Madelyn G. Jagger

CC: Lynne Green
Robert Grier
David Nussbaumer
Michael Lambrix
Beverly Hickman file

MARCH 28, 1996

REGULAR TOWN BOARD MTG

The following recommendation from the Town of Palmyra Planning Board was read into these minutes:

MEMO TO: Town Board
 FROM: Planning Board
 DATE: November 21, 1995
 RE: Recommendation for Proposed Mobile Home park - Rt. 31

At the November 20, 1995 meeting of the Palmyra Planning Board a sketch plan was presented by Joseph SanFilippo, Robert Morgan (Developer) and Robert Seeley (Engineer) for a proposed 130-unit Mobile Home Park on Rt. 31 in the town. The property is now or formerly owned by John Blazey, and consists of approximately 44 acres. The project will be located on the south side of Rt. 31, opposite Galloway Road. The area in question is zoned Agricultural, Tax Map No. 34111-00-090560.

According to Mr. SanFilippo, mobile home parks in New York State are rated on a 1-5 scale; the proposed park being rated a 5. The project (referred to as CANALSIDE ESTATES) will consist of 130 mobile home units, all HUD approved, with 6" walls.. There will be shingled roofs, and there will be no skirting on the units - they will be placed on block foundations. Each unit will be placed on a concrete slab. There will be paved roads, paved driveways, a community center, a park office, and there will be an on-site manager of the park 24 hours a day. Each unit will have a storage shed, with no storage being allowed outside at any time. A separate area of approximately 2 acres is designated for RV storage.

Mr. Morgan owns a park similar to this in Buffalo, and presented the board with pictures of it. It appeared to be a very neat, well-kept park, similar to those one would see in Florida. The main intent for this idea is to provide attractive housing at an affordable cost, and is geared mainly to retired people who probable will travel to Florida in the winters. Joe stated that there will be certain areas set aside in the park for families, and certain areas for retirees. Linda asked if they felt there was a need for this in this area; Roy Vanderwall, listing agent for the parcel, stated that he sees a great need in that he deals with the public and is aware of the current trends in housing. Mr. Morgan indicated that the average lot rent will be an estimated \$240.00/month. This project should generate between \$65 and 80,000 yearly in taxes for the town. There was some question as to the utilities; Robert stated they would all be underground to avoid unsightliness. In reviewing the plans, a question was raised as to the septic system needed; there will need to be a raised bed, since the area near the proposed ball diamond is not adequate for a regular system.

There will be a recreation center that will include a kitchen, two bathrooms and a game room. Linda asked about the fact that the entrance could possibly be on a curve on Rt. 31 - Joe stated that they will be working closely with the State Highway Department to provide an adequate means of entrance. Apparently there is an alternative that may be able to be used.

would be, and Robert replied 24' x 48' double-wide and 14' x 70' single wide. All of the lots will be the same size, 60' x 100'. All storage sheds will be identical for aesthetic purposes, and a 75' buffer will be placed around the entire property line to shelter neighbors from any view. Mr. Kaller asked if pets were allowed in a park such as this, and Mr. Morgan indicated that the elderly usually desire to have a pet, so they will allow them, but probable will require that a waiver be signed, and it will be closely monitored.

Mr. Kaller then made a motion to recommend this project to the Town Board, and it was seconded by Jim Welch, with the stipulation that the Planning Board review the proposed Park Regulations and that they see the application again in its final states before approval is granted by the Town. The board was favorably impressed with the concept, and agreed that there is a need in the town for housing for Senior Citizens and families, it will be an added tax base, and it is a fine use for the particular parcel of land. The fact that Mr. Morgan is willing to monitor the park so as to keep it up to the high proposed standards is favorable, as well.

Respectfully submitted,
Sue Regis, Secretary
Planning Board

The following recommendation from the Wayne

County Planning Board was read into these minutes:

March 28, 1996

Earl Vanderwall, ZEO
Town of Palmyra
201 East Main Street
Palmyra, New York 14522

Re: Canalside Estates
Route 31
Tax Map Ref. No: 34111-00-090560
Special Permit

Dear Mr. Vanderwall:

At its regular meeting on March 27, 1996, the Wayne County Planning Board reviewed the above referenced referral and recommended denial of the Special Permit as the Board wished to have more detailed site information, such as septic system and site drainage detail. Also, a Notice of Intent for a Pollution Prevention Plan would have to be filed with the DEC prior to project approval.

If you have any questions regarding this determination, please don't hesitate to contact me.

Sincerely,
Bret DeRoo
Planner

Supervisor Lyon asked if there were any more comments regarding this application that were not redundant. There being none, at 8:50 PM he declared

this hearing adjourned to a later date for completion and called for a 15 minute recess. He reminded those present to add their addresses to the sign-in sheet if they wanted to be notified of the date of the remainder of this Public Hearing.

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 PUBLIC HEARING
 JOHN DIBERT - SPECIAL AUTHORIZATION
 TO OPERATE A VEHICLE REPAIR/RESTORATION SHOP

The Public Hearing scheduled to be held on Thursday, March 28, 1996 at the Town Office, 201 East Main Street, Palmyra, NY, to consider the application of John W. Dibert, 2536 North Creek Road, Palmyra, for special authoration to operate a vehicle repair/restoration shop was called to order at 9:10 PM by Town Supervisor David C. Lyon.

PUB. HRG.
JOHN DIBERT
SPEC. USE

The legal notice was read by the Town Clerk, as printed in the Courier-Journal.

Mr. Dibert explained to the Board that he would like to continue repairing and restoring vehicles. He stated that he presently has more than the allotted number of cars on his property and would like to be able to have no more than ten (10) at one time. He said he will fence the area off; trys to run a clean, quiet shop; does not want to be a bad neighbor. Other than Alpco, he does not know what to do with the tires but is looking for an alternative.

Supervisor Lyon asked for any comments from those present regarding this matter.

Mr. Chapman - He treats older people well and he has not heard anything bad about him.

Bob Copenhagen - Looked the area over for himself and found it to be near and clean; no gargage or junk, never has heard any noise fr: here; lives very close to this property and was unaware of this business until he received letter regarding this public hearing.

Jerry Blanchard - His son's car broke down and he called Dibert; Dibert towed him home, fixed the car and only charged him \$30.00; very fair price; could have taken advantage of his son under the circumstances.

Robert Pease - Is he legally licensed to operate is the problem, not how nice a guy he is - He (Pease) has sunk a lot of money into his place and does not want to see property values go down; Using a 2-wheel dolly for towing seems to be rather unsafe; oil being burned is not done by registered shops, they use safe measures of disposal.

The following letter regarding this hearing was read into these minutes by the Town Clerk:

Town of Palmyra
201 East Main Street
Palmyra, New York 14522

Dear Mrs. Hickman,

RE: JOHN W. DIBERT

This is in response to your letter dated March 15

WE ARE IN TOTAL OBJECTION TO THIS REQUEST.

We live right around the corner from 2536 North Creek Road. Every day we have to pass same to reach our work destination. This premise is a total EYE SORE. Its in conflict with the character of the neighborhood and the fact this property is zoned Agricultural. We chose this area because of the quietness and beauty. If Mr. Dibert gets his request we can just imagine the noise (probably all hours of the day) for this business.

Twice I have phoned the Zoning Officer to complain about NON-REGISTERED vehicles on this property. I believe 2 is the proper number. As this letter is being written he has close to 10 vehicles, a camper, and a pile of wood. Traffic is awful - we have to deal with comings & goings all the time. The zoning officer I know has spoken to Mr. Dibert, but to no avail. Mr. Dibert strikes us as being a person who is given an inch and he takes a mile.

We own the pond which is near this property. Lots of woods for wild animals and birds. There are fish in pond - a real nice country setting. One of his vehicles is stuck way back in the trees (so we can't see). What would stop him from putting more near or around our pond. If that happens - the police for sure will be called. Our property is PRIVATE and we want the area kept zoned as it is already.

Also, the property owned by Scott Blackburn has

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several NON-REGISTERED vehicles. He has cars behind the house and some down by our pond.

WE ARE NOT HAPPY. Please see that his request is denied.

Very truly yours,
Carl & Rocchelee Morse
Shilling Rd., Palmyra, NY

The following was read into these minutes by Town

Councilman Michael Lambrix:

Honorable Michael Lambrix
Palmyra Town Councilman
201 East main Street
Palmyra, New York 14522

Re: People v. John Dibert

Dear Mr. Lambrix:

This will confirm that the referenced zoning/junkyard enforcement action was returned before Judge Rodman in Palmyra Town Court on April 9, at which time Earl Vanderwall and I appeared on behalf of the Town and Mr. Dibert appeared without counsel on his own behalf. A discussion was had in chambers with all parties, the result being that a trial was set for May 29 at 8:00 and a judicial directive to Dibert that no further vehicles be brought to the property pending trial and disposition. I asked Earl to monitor the situation, and report to us if Mr. Dibert is violating the court directive.

I will be in contact with you about this matter before trial. Of course, in the meantime, if you have any questions, do not hesitate to let me know.

Very truly yours,
John B. Nesbitt

xc: Mr. Earl Vanderwall

Jerry Blanchard - This is not a junkyard - He is trying to help the community, not hinder it.

Supervisor Lyon - According to definition, more than one unlicensed vehicle makes a junkyard.

Bob Pease - Dibert has applied for no permit and is operating anyway; what will keep him from expanding without any permission. Does not want a Hood/Carrier situation out there.

Dibert - At some point is planning to build a house on this property and does not want to live on a junkyard property himself; offended by comparison to junkyard.

Lynne Green - Do you have a license or permit from the State? Dibert - Need approval from the Town

to get a State permit; He is a registered used parts vendor with the State but has to apply for a repair permit.

Jerry Blanchard - This man (Dibert) has lost his job and needs to make a living.

Michael Lambrix - Just how many warnings have you gotten regarding unlicensed vehicles? Dibert - Two, but had only one day to clean up. Lambrix - You had ten days to clean up and pictures were taken on the tenth day; nothing had been done - then you made out an application for special authorization; why didn't you do that prior to warnings? Dibert - I have a registered business but I am out of code. Supervisor Lyon - You have a variance for restoration of private vehicles and the rest grew from there.

Bob Pease - He seems to be doing things backwards; he is in total violation and is now being forced by the Town to do things properly.

Bob Copenhagen - He is now going thru the proper process and needs to earn a living out there - Feels sure the neighbors will keep track of things.

Dick Dickinson - This seems to be turning into a trial instead of a public hearing.

The following recommendation from the Town Planning Board was read into these minutes by Sue Regis, Secretary to the Planning Board:

MEMO TO: Town Board
FROM: Planning Board
DATE: March 19, 1996
RE: Special Use Application - John Dibert
North Creek Road

At the March 18, 1996 meeting of the Town of Palmyra Planning Board, an application from John Dibert, 2536 North Creek Road, Palmyra, was received and reviewed. Mr. Dibert is applying to have an "auto restoration and repair shop" at the property at 3871 North Creek Road. There is currently a pole barn on the 4+ acre parcel. The majority of board members was driven by the property and/or spoke to Mr. Dibert prior to the meeting, so they have an idea what the property looks like currently. Mr. Kaller stated that he had no objections to the application if the cars were stored behind the barn. It was asked how many vehicles he expected to have on the premises at a given time; and could he live with the

restriction of six unlicensed and 4 licensed cars, for a total of 10. He agreed that 10 would be a fair number. He indicated that he made frequent trips to the scrapyard with vehicles, so there should be no accumulation.

Mr. Kaller asked John where he takes the vehicles to scrap; he replied that he goes to Seneca Metal and Scrap. He also indicated that there will be no crushing on the premises. Lyman then asked how he gets rid of oil and fluids. Apparently Mr. Dibert has been burning the oil in a furnace in the barn for heat. Ed Dundas asked him how he would be disposing of tires. Mr. Dibert indicated that he has not yet found a cost-effective way; currently he takes them to Alpco and pays to dispose of them. Used batteries go to Seneca Scrap and Metal. Mr. Kaller stated that he remembered a permit being issued in the past for this property, and asked Earl what it was for. Mr. Dibert had applied for a building permit to construct a pole barn and a permit was issued at that time. Mr. Dibert restored antique cars and that hobby required a barn. Mr. Dundas asked if Mr. Dibert was licensed as a repair shop in New York State; he replied he was not, and Ed felt that it was a mandatory requirement if he was going to be repairing cars for profit. Ed then asked Earl what ordinance was being violated - Earl said that Mr. Dibert was currently operating without a Special Use Permit for a business in an Agricultural District. It was also asked if there were any other commercial establishments in the immediate area of that neighborhood. Within a mile or so of the property is Herman's Appliances; Agway, and a bar, but there is nothing in the immediate vicinity.

At this time Mr. Dundas stated that he had a major problem with approving this application, for the following reasons:

1. A business such as this would be a major change in an otherwise single-family residence-type neighborhood;
2. The planning Board was not presented with a concept plan showing where the barn is located in proximity to the road, neighbors, etc., where the cars will be parked, where outside storage will be, etc., where setbacks are, etc.;
3. Ed does not like the fact that the oil is being burned in a furnace, instead of being disposed of. Mr. Dibert indicated that he knows several businesses like his that burn it in this manner; Ed, however, stated his insurance company covers many garages and none of them do it;
4. Mr. Dibert has been operating for quite some time without the required licenses or permits;
5. Ed is not comfortable with (and Mr. Welch agreed) the method of tire disposal. Jim Welch was concerned with what would happen if an accumulation of tires was present, and Mr. Dibert had a slow week, or two or three, with no income to pay for tire disposal.

Mr. Kaller then asked Ed if there were any

difference between the Hanley Road Repair Shop that Ed voted in favor of last year and this one...Ed replied yes, a large difference, in that the Hanley Road shop was already located in an area along Rt. 31 with many automotive-type businesses, as opposed to a residential living area.

At this point in the meeting, a vote was taken as to whether or not to recommend approval of this application to the Town Board. Mr. Kaller made a motion to recommend approval, with stipulations; it was seconded by Bill Baker. Mrs. Edinger agreed, but Ed Dundas voted against recommending the application. The following stipulations were mandatory, however:

1. There needs to be an adequate plan, approved by the Town Board, for disposal of waster products;
2. All vehicles must be parked behind the building;
3. There be no more than 10 cars total on the property - only 6 unregistered, 4 registered cars will be allowed;
4. The number of tires be limited to 40, and they must be stored inside the barn. There is to be absolutely no outside storage of tires;
5. No junk parts, motors, etc., stored outside the building; and
6. It needs to be resolved whether or not a license is required by New York State for a repair shop.

The board voted to recommend approval of this application, with these stipulations, with a vote of 4-1.

Respectfully submitted,
Sue Anne Regis, Secretary
Palmyra Planning Board

The following recommendation from the Wayne
County Planning Board was read by Beverly Hickman,
Town Clerk:

Earl Vanderwall, ZEO
Town of Palmyra
201 East Main Street
Palmyra, New York 14522

Re: John Dibert
3871 North Creek Road
Tax Map Ref. No: 33111-00-620843

Dear Mr. Vanderwall:

At its meeting on March 27, 1996 the Wayne County Planning Board reviewed the above referenced referral and recommended denial of the Special Permit as the Board wishes to have more information including a site plan illustrating the auto operation. Also an ag data statement must be submitted.

If you have any questions regarding this

determination, please don't hesitate to contact me.

Sincerely,
Bret DeRoc
Planner

At this time Mr. Dibert showed pictures of his facility to the Town Board and others present.

The Board determined that a long environmental form was required due to the fact that there is a "yes" answer on No. 15 of the short environmental form.

Supervisor Lyon asked if there were any more comments regarding this application. There being none he closed this public hearing at 9:50 PM.

REGULAR TOWN BOARD MEETING

The regular Town Board Meeting scheduled to be held on Thursday, March 28, 1996 at the Town Office, 201 East Main Street, Palmyra, was called to order at 9:51 PM by Town Supervisor David C. Lyon.

TN BRD MTG
CALL TO ORDER

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

PLEDGE OF
ALLEGIANCE

Upon roll call, the following Town Board members

ROLL CALL

were present:

- Town Supervisor - David C. Lyon
- Town Board Members - Robert Grier
- David Nussbaumer
- Michael Lambrix
- Lynne Green

David Nussbaumer moved to approve the minutes of

MIN TO APV
MINUTES OF 1/25/95
AND 2/29/96

the January 25, 1995 and the February 29, 1996 meetings as submitted.

MIN CARRIED

Seconded: Michael Lambrix Carried: Unanimously

The Board accepted the Supervisor's Monthly

SUPER'S REPORT

Report for filing.

COMMUNICATIONS

LTR: WTR ON
VIENNA RD.

1. Letter from Larry Meal RE: Water on Vienna Road

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

1. Assessor Update

ASSESSOR UPDATE

A written report was submitted by Ann Vinge-Taber, Sole Assessor for the Town of Palmyra, and can be found in the file folder entitled "Assessor Update/ Building Inspector/Zoning Officer Update" as kept with these minutes

Highway Committee - David Nussbaumer, Chairman

1. Swift's Cemetery Update

SWIFT'S CEMTRY
UPDATE

Mr. Nussbaumer stated that he is waiting for the weather to clear so that he and Nelson Cook, Highway Superintendent, can check out the erosion problem.

2. Town street-lighting inventory

TOWN STREET
LIGHTING INV.

Nelson Cook had done an inventory of the town street-lighting at the request of the Supervisor. Said inventory will be on file at the Town Office.

3. Archie Parrott Lane construction estimates

A. PARROTT LANE
CONSTRUCTION EST.

Nelson Cook had researched the construction cost of bringing Archie Parrott Lane up to Town codes for the residents out there. These figures will be sent directly to the residents.

4. CWD restoration funds & cleanup

CWD RESTORATION
FUNDS AND CLNUP

Mr. Cook thought that he still had \$57,000.00 to do the cleanup work on the CWD project, but the monthly reports look like there is only \$20,000.00 left. He needs to know how much he has to work with to enable him to complete the cleanup. Supervisor Lyon will check on this for Mr. Cook.

5. Auction - Surplus equipment list

AUCTION - SURPLUS
EQUIP. LIST

Lynne Green moved to declare the following items as surplus equipment and for same to be sold at the Municipal Auction to be held on May 18, 1996:

- 1994 - new - Cat D3C Series '11 Dozer
S/N 6SL00708
- 1991 - 5 yrs - GMC Jimmy S/N1GKCS18ZXM8544002
- 1991 - 5 yrs - Very Good - Case Tractor
S/N B500219B028505
- 1981 - 15 yrs - Good - Dodge Pickup

1972 - 24 yrs - Good - Rivinus R400
Trencher/Loader S/N 17157

1956 - 40 yrs - Very Good - Cedar Rapids 1024
Crusher S/N17279

1972 - 24 yrs - Fair - McCulloch Chain Saw
S/N12-003614 Mod. Mac 10-10

Seconded: David Nussbaumer Carried: Unanimously

6. Approval for Highway Superintendent to attend school 6/3 - 4 - 5 at cost of \$250.00

David Nussbaumer moved to approve the Highway Superintendent attend school at Cornell on June 3, 4 & 5 at a cost not to exceed \$250.

Seconded: Michael Lambrich Carried: Unanimously

7. Resolution of support for continued funding of the CHIPS program

The following resolution was moved by David Nussbaumer:

WHEREAS, the Transportation Industry Committee has formed to provide a foundation to promote to the New York State Legislature the need to secure funding for local transportation; and

WHEREAS, the Transportation Industry Committee meets with the Senate and Assembly Transportation Committees to discuss concerns about transportation funding and to recommend alternate sources of future revenue; and

WHEREAS, the Transportation Industry Committee plans to continue meeting with senators and assemblymen to further emphasize our mission of adequate and dependable local transportation funding; and

WHEREAS, the Transportation Industry Committee supports all agencies, businesses and organizations in the transportation industry; and

WHEREAS, the transportation issues affect every New Yorker daily; the need for secure funding for local transportation in 1996-97 and beyond is immense; and

WHEREAS, local governments are responsible for 9,000 bridges and 95,000 miles of road (85% of New York State roads); and

WHEREAS, the Consolidated Highway Improvement Program (CHIPS) ends in 1996; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Palmyra goes on record strongly supporting the Transportation Industry Committee's efforts promoting to the New York State Legislature the need for secure and adequate funding for local transportation; and

MTN TO APV
HIGHWAY SUPER'S
SCHOOLING AT
CORNELL

MTN CARRIED

CHIPS PROGRAM
RESOLUTION

BE IT FURTHER RESOLVED, that copies of this resolution be submitted to Governor George Pataki and all members of the New York State Legislature, as well as others deemed necessary and proper.

Seconded: Lynne Green Carried: Unanimously

8. Road surface management system

Nelson Cook, Highway Superintendent, explained to the Board that there are student engineers from Cornell available to go out in the field and gather information as needed by municipalities. He said this is a joint venture between the Village and the Town of Palmyra. The Village will have an engineer and the Town will have the two college students that already work for Nelson part time. There will be a week of training for these people beginning May 20, 1996.

ROAD SURFACE
MGMT. SYSTEM

Planning Committee - Michael Lambrix, Chairman

1. Set Public Hearing date for David Pulcini - Proposed junkyard on Trolley Road

The Board felt they did not have adequate information to be ready for a public hearing at this time. This matter will be held until the April 11, 1996 workshop meeting.

SET PUB. HRG.
DATE FOR D.
PULCINI -
TROLLEY RD.
JUNKYARD

2. Set Public Hearing date for Shane McNallie - Proposed car/truck rental on Rt. 31

Michael Lambrix moved to set April 25, 1996 at 8:00 PM to hold a public hearing to consider the application of Shane McNallie for a proposed car/truck rental business on Rt. 31 at the former Miles Winery property.

SET PUB HRG.
DATE FOR
MCNALLIE

Seconded: David Nussbaumer Carried: Unanimously

3. Declare Town of Palmyra as Lead Agency for the proposed mobile home park

Michael Lambrix moved to declare the Town of Palmyra as Lead Agency for the proposed mobile home park on Rt. 31.

MIN TO DECLARE
TN AS LEAD AGCY
FOR MOB. HOME
PARK

Seconded: Robert Grier Carried: Unanimously

MIN CARRIED

4. Special Authorization - John Dibert - Subject of Public Hearing held tonight

SPEC. AUTH.
J. DIBERT

The Board decided to postpone a decision regarding the

MARCH 28, 1996

John Dibert special authorization pending further information.

5. Approval of Permit to Collect, Transport and Dispose of Human Waste Material - Gene East

MIN TO APV PERMIT
FOR HUMAN WASTE
DISPOSAL

Michael Lambrix moved to approve the Permit to Collect, Transport and Dispose of Human Waste Material for Eugene East, Marion, NY for a period of April 1, 1996 thru March 31, 1997.

Seconded: David Nussbaumer Carried: Unanimously

MIN CARRIED

AGENDA ITEMS

1. Amendment #1 and Addendum #2 to Service Agreement among WCWSA and the Towns of Macedon, Marion, Palmyra and Walworth

Supervisor Lyon moved the following:

Amendment No. 1
to
Service Agreement
among

WAYNE COUNTY WATER AND SEWER AUTHORITY
and

THE TOWN OF MACEDON, THE TOWN OF MARION,
THE TOWN OF PALMYRA ND THE TOWN OF WALWORTH

MIN FOR AMNDMT.
TO SERV. AGRMT.
WCWSA and 4 TWNS

This Amendment No. 1 is entered into effective April 1996 by and among the undersigned parties.

The undersigned parties entered into a Service Agreement effective April 1, 1995 (the "Agreement") whereby the Wayne County Water and Sewer Authority ("Authority") is providing certain services to the Towns of Macedon, Marion, Palmyra and Walworth (collectively the "Towns"). The agreement provides that the Towns will pay a service fee to the Authority as compensation for the services being provided. The fee for 1996 is established in the Agreement, and may be changed only by the mutual agreement of the parties thereto.

The undersigned parties desire to change the service fee charged, effective April 1, 1996, and are, therefore, entering into this Amendment to the Agreement.

Therefore, for mutual consideration had and received, the parties agree as follows:

1. Effective April 1, 1996, the service fee due by the Towns to the Authority shall be changed from \$105.00 per year (\$8.75 per month) for each retail customer to \$96.00 per year (\$8.00 per month) for each retail customer. The change shall be effective during the period from April 1, 1996 through December 31, 1996.
2. All other terms and conditions of the Agreement shall remain as set forth in the Agreement.
3. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment with the intent that it be effective on the day and year first written above.

WAYNE COUNTY WATER AND SEWER AUTHORITY
By: David C. Lyon, Chairman

- - - - AND - - - -

Addendum No. 2
to
Inter-Municipal Agreement

This Addendum No. 2 is entered into effective April 1, 1996 by and among the undersigned parties.

ADDENDUM #2

The undersigned parties, together with the Town of Ontario and the Town of Williamson, entered into Intermunicipal Agreement dated August 1, 1992, the term of which was extended by Addendum No. 1 dated effective December 31, 1993 (the "Agreement"), pursuant to which the Wayne County Water and Sewer Authority ("Authority") is purchasing water from the Towns of Ontario and Williamson and selling the water at wholesale to the Town of Macedon, Marion, Palmyra and Walworth and the Village of Macedon (collectively the "User Communities"). The Agreement provides that the User Communities will pay the Authority for the water purchased pursuant to a formula set forth in the Agreement.

The Authority has undertaken some improvements to the supply system that will improve the delivery of water to the User Communities. To help finance the improvements, the undersigned parties desire to change the amount charged by the Authority to the User Communities for water purchased, effective April 1, 1996, and are, therefore, entering into this Addendum to the Agreement.

Therefore,, for mutual consideration had and received, the parties agree as follows:

1. Effective April 1, 1996, the rate charged by the Authority to the User Communities for water shall be increased by the amount of \$.07 per thousand gallons. The change shall be effective during the period from April 1, 1996 through December 31, 1996.
2. All other terms and conditions of the Agreement shall remain as set forth in the Agreement.
3. This Addendum may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

IN WITNESS WHEREOF, the parties hereto have executed this Addendum with the intent that it be effective on the day and year first written above.

WAYNE COUNTY WATER AND SEWER AUTHORITY

By: David C. Lyon, Chairman

Seconded: David Nussbaumer Carried: Unanimously

MIN CARRIED

2. Transfer of funds

Supervisor Lyon moved to approve the following fund transfers:

MIN TO APV
FUND TRANSFERS

<u>FROM</u>	<u>TO</u>
General Fund A1220.2	General Fund A1220.4
Superv Equip \$20.00	Superv Cont \$2020.00
General Fund A1990.4	
Contingency Exp \$1500.00	
Capital Project CWD	Capital Project CWD
Town Forces HB8320.202	Permits/Misc/Admin
\$628.20	HB8320.241 \$628.20

Seconded: David Nussbaumer Carried: Unanimously

MARCH 28, 1996

RMNDR - ANNUAL
FIREFIGHTERS DRILL
AND BREAKFAST

3. Reminder of annual Fire Fighters Drill -
Sunday, April 21, 1996 at 7:00 AM with
breakfast at the VFW served at 9:30AM

MTN TO APV
PMT OF CLAIMS
ABSTRACT #3

Following a review of the claims and expenditures,
David Nussbaumer moved to approve payment of same as
shown on Abstract #3 with totals as follows:

<u>Account</u>	<u>Voucher #</u>	<u>Amount</u>
General Fund	104-159	\$16317.53
Part Town Fund	14-24	10164.56
Hg. II, III, IV	72-104	26315.23
Hg. I	5-6	184.66
North Water Dist.	6-9	3627.45
South Water Dist.	4-7	937.60
East Water Dist.	4-6	245.47
Central Water Dist.	8-15	129100.54

MTN CARRIED

Seconded: Robert Grier Carried: Unanimously

MTN TO GO INTO
EXEC. SESSION

At this time Lynne Green moved to go into
executive session to discuss matters of possible
litigation.

MTN CARRIED

Seconded: Robert Grier Carried: Unanimously

OUT OF EXEC. SESSION

Supervisor Lyon declared this Board out of
executive session.

MTN TO ADJOURN

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

MTN CARRIED

Seconded: Robert Grier Carried: Unanimously

Respectfully submitted,

Beverly E. Hickman
Town Clerk

TOWN BOARD WORKSHOP MEETING
W/BUSINESS

Following the workshop session of the Town Board, CALL TO ORDR
Town of Palmyra, held on Thursday, April 11, 1996 at the
Town Office, 201 East Main Street, Palmyra, Supervisor
Lyon called this business meeting to order.

Town Board members present at this meeting included:

Town Supervisor - David C. Lyon ROLL CALL
Town Board Members - David Nussbaumer
Michael Lambrix
Lynne Green
(Robert Grier was absent)

Others present at this meeting included:

Elaine Hartnagel - the TIMES
Nelson F. Cook - Highway Superintendent

Item #1 - Approval of "Crop Walk" route

Following a review of the proposed route by Nelson APVL OF CROP
Cook, Highway Superintendent, David Nussbaumer moved to WALK ROUTE
approve the route as designated for the "Crop Walk for the
Hungry" to be held on Sunday, May 5, 1996.

Seconded: Lynne Green Carried: Unanimously

Item #2 - Declare Town of Palmyra Lead Agency for David
Pulcini project

Michael Lambrix moved to declare the Town of Palmyra DECLARE TN
as Lead Agency for the proposed David Pulcini project on OF PALMYRA
Trolley Road, Palmyra. LEAD AGENCY
PULCINI
PROJECT

Seconded: David Nussbaumer Carried: Unanimously

Item #3 - Declare Town of Palmyra Lead Agency for the
Shane McNallie project

Michael Lambrix moved to declare the Town of Palmyra DECLARE TN
as Lead Agency for the proposed Shane McNallie project on OF PALMYRA
Rt. 31, Palmyra (former Miles Winery property). LEAD AGENCY
MCNALLIE
PROJECT

Seconded: David Nussbaumer Carried: Unanimously

Michael Lambrix then moved to go into executive MTN TO GO
session to discuss matters of possible litigation. INTO EXEC
Seconded: Lynne Green Carried: Unanimously SESSION
Supervisor Lyon declared this Town Board out of
executive session.

David Nussbaumer moved to adjourn this meeting to the DECLRD OUT
Town Board. OF EXEC SESS

Seconded: Michael Lambrix Carried: Unanimously MTN TO ADJRN

Respectfully submitted,

Beverly E. Hickman
Town Clerk

PUBLIC HEARING
Shane McNallie - Special Authorization

The Public Hearing scheduled to be held on Thursday, April 25, 1996 at the East Palmyra Fire Hall, East Palmyra, NY, to consider the application for a variance to the Zoning Ordinance of the Town of Palmyra for Shane McNallie, Marion, NY, to have a car and truck rental, self storage, propane sales and trailer hitch outlet on Route 31 (formerly Miles' Winery), Palmyra, was called to order at 8:00 PM by Town Supervisor David C. Lyon.

PUBLIC HEARING
CALLED TO ORDER

Those present, in addition to the Town Board members included:

Harry Wilkins	Florence Wilkins
Elizabeth DeWitt	Robert K. Jagger
Roy C. Wilck	James A. Milliman
Harlin Tyler	Frank Gorall
Lucile Leenhouts	Florence Pickering
Phil Marvin Sr.	Stephen Goulette
Linda Guest	William Guest
Fred McGowan	Joan McGowan
George Tilburg	Bruce Tolleson
Shaun T. Koh - Courier Journal	
Nelson F. Cook - Highway Superintendent	

The legal notice, as published in the Courier-Journal, was read by Beverly E. Hickman, Town Clerk.

Supervisor Lyon asked Mr. McNallie to explain to those present what the purpose of his application is. Mr. McNallie said that he would like to extend services to the Palmyra area that are not presently available; car and truck rental, propane sales, trailer hitch outlet and self-storage.

Supervisor Lyon asked those present to identify themselves prior to making their comments, either for or against this application.

Fred McGowan stated that the neighbors are against the proposed change and feel it should be kept agricultural; it is not conducive with the neighborhood (the winery was an extension of the agricultural district due to the growing of the

APRIL 25, 1996

grapes) and filed the following petition against this application:

April 25, 1996

To: TOWN BOARD of the TOWN OF PALMYRA
(Historic Canal Town)

RE: Application of Shane McNallie of Marion,
NY

We the LOCAL Resident's and Neighbor's of the Area being proposed for a Special Zoning Variance, whether it be for purchase or rental of this property (formerly Mile's Winery) for a Car and Truck Rental, Self Storage, Propane Sales and Trailer Hitch Outlet Officially "OBJECT" to the granting of a Variance to create "ANOTHER" Commercial Operation in our Rural Agricultural and Historic (Old Erie Canal) Neighborhood.

"Many of us have spent our entire lives residing in the general area in question, and many more of us have chosen the area specifically for its rural setting. The approval of this project will immediately ADD to erode that setting and destroy the beauty and integrity of where we call HOME." A Wine Selling Operation was allowed to exist at that location originally because Wine Making/Selling are an Agricultural entity in our State.

Respectfully: Your Eastern Most Town of Palmyra Neighbors

Fred J. McGowan Stephen L. Goulette Bruce E. Tolleson
Joan M. McGowan Patricia Goulette Mary I. Tolleson
Dorothy DeNering Alden Clark Mildred Clark

cc: NY State Thruway Authority
New York State Canal Corporation
Old Thompson Road
P. O. Box 308
East Syracuse, NY 13057-0308
Attn: Mr. John Zamarthie

Phil Marvin - Where is there room to get a 35' mobile home up there; fill it up and turn it around?

McNallie - Did not necessarily have that kind of fill-up in mind. Marvin - Where are you going to park everything?

McNallie - I have provided a map showing the parking areas. Marvin - There is not enough room up there.

Joan McGowan - Agree there is not enough room; Where is the water coming from? - Is the septic system adequate?

Earl Vanderwall - Zoning Enforcement Officer - the well is on the left side of the building and so is the septic system.

Joan McGowan - There is a pipe that drains into the pond; what is this? Supervisor Lyon said it would be checked out.

At this time the following recommendation from the Palmyra Planning Board was read into these minutes by the clerk:

MEMO TO: Palmyra Town Board
FROM: Palmyra Planning Board
DATE: March 22, 1996
RE: Special Use Application - McNallie
Former Winery on Rt. 31 (Miles)

At the March 18 meeting of the Planning Board, an application was received from Shane McNallie to have a Car and Truck Rental establishment at the former "Barrel People Winery" on Rt. 31 in Palmyra. He will be renting the property from David Miles, the current owner.

Ed Dundas asked where the signs displaying the nature of the business will go; according to the Zoning Ordinance, signs in an Agricultural District are limited to 15 sq. ft. Mr. Dundas also felt that the board should be presented a concept plan outlining where the rental vehicles will be parked, where proposed shrubbery will be, and where the propane storage will go. There was also concern about what means of protection will be in place to shield vehicles from the propane area. It was unsure whether the sign issue would be decided by the Town Board or the Zoning Board of Appeals.

The board agreed that this was a positive improvement to the area, and it is a business that is needed in the town. The property is in an area that is currently surrounded by other automotive establishments, so it is not out-of-character with the area. Lyman Kaller made a motion to recommend approval of the application, and it was seconded by Bill Baker. The motion was passed with all ayes.

Respectfully submitted,
Sue Anne Regis, Secretary
Planning Board

The following recommendation from the Wayne County Planning Board was then read into these minutes:

REGULAR TOWN BOARD MEETING

APRIL 25, 1996

April 25, 1996

Earl Vanderwall, ZEO
Town of Palmyra
201 East Main Street
Palmyra, NY 14522

Re: Shane McNallie
5012 Route 31
Tax Map REF. No: 35110-00-080880

Dear Mr. Vanderwall:

At its regular meeting on April 24, 1996, the Wayne County Planning Board reviewed the above referenced referral and recommended its approval.

If you have any questions regarding this determination, please don't hesitate to contact me.

Sincerely,
Bret DeRoo, Planner

Fred McGowan - Why weren't we notified prior to these other hearings instead of after?
Supervisor Lyon - The other boards do not notify the neighbors, only the Town Board does and that is not mandatory, we do it as a "nicety" so that the neighbors will be aware of what is going on in their neighborhood.

Bruce Tolleson - Where do they intend to put all this stuff? - Concerned about the safety of his family with this propane service.

Supervisor Lyon asked if there were any more comments or questions regarding this application. There being none, he declared this public hearing closed at 8:15 PM.

PUB HEARING
CLOSED

REGULAR TOWN BOARD MEETING

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held on Thursday, April 25, 1996, at the East Palmyra Fire Hall, East Palmyra, New York, was called to order by Town Supervisor David C. Lyon at 8:05 PM.

CALL TO ORDER

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

PLEDGE OF
ALLEGIANCE

Upon roll call, the following Town Board

ROLL CALL

members were present:

Town Supervisor - David C. Lyon
 Town Board Members - Robert Grier
 David Nussbaumer
 Michael Lambrix
 Lynne Green

David Nussbaumer moved to approve the minutes of the March 28, 1996 Town Board meeting as submitted.

MTN TO APV
MINUTES OF
3/28/96

Seconded: Lynne Green Carried: Unanimously

The Supervisor's Monthly Report was received by the Board for filing.

SUPER'S
MONTHLY RPT

COMMUNICATIONS

1. WCWSA RE: Notice of meeting
2. Cellular One Offer for municipalities

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

1. Assessor Update

A written report was submitted by Ann Vinge-Taber, Sole Assessor for the Town of Palmyra and can be found in the file folder entitled "Assessor Update/Building Inspector/Zoning Enforcement Officer Update" as kept with these minutes.

ASSESSOR
UPDATE

2. Set date for Grievance Day

Lynne Green moved to set Wednesday, June 5, 1996 as Grievance Day with flexible hours for appointments from 2:00 - 4:00 PM and again from 7:00 - 9:00 PM.

MTN TO SET
DATE FOR
GRIEVANCE
DAY

Seconded: Michael Lambrix Carried: Unanimously

3. Approval for E. Herman to attend school

Lynne Green moved to authorize Elaine Herman, Clerk to the Assessor, attend schooling at a cost not to exceed \$135.00 and for same to be added to Abstract #4 of 1996.

MTN TO AUTHORIZ
E. HERMAN GO
TO SCHOOL

Seconded: David Nussbaumer Carried: Unanimously

Highway Committee - David Nussbaumer, Chairman

1. Swift's Cemetery Update

Dave Nussbaumer reported that he and Nelson Cook, Highway Superintendent, have checked out this situation. He said that no equipment can get up there to do any repair work.

SWIFT'S
CEMETERY UPDTE

REGULAR TOWN BOARD MEETING

APRIL 25, 1996

Therefore, posts have been driven into the bank to help stop the erosion problem.

2. Request for 30 MPH speed zone in several areas of the Town

REQUEST FOR
30 MPH SPEED
ZONE

Nelson Cook reported to the Board that residents from Meadow Drive, Bonnie Lane, Betty Brae Way, Bear Hill Drive and Rolfe Street have requested 30 MPH speed zones in their areas. Supervisor Lyon suggested that Mr. Cook have the residents put together petitions requesting same.

3. Report of planned summer work

PLANNED
SUMMER WORK
HIGHWAY

Mr. Cook stated that he has planned to continue the waterline cleanup project, a general spring cleanup of the roads, ten miles of chipseal work, Jeffery Road drainage work in addition to the regular daily work.

4. Waterline cleanup costs

WATERLINE
CLEANUP
COSTS

Mr. Cook presented to the Board a detailed summary of the costs for the waterline cleanup including equipment, labor and materials up to this point in time.

Planning Committee - Robert Grier, Chairman

1. Building Inspector/Zoning Officer

Update

BLDG INSPCTR/
ZONING OFFCR
UPDATE

A written report was submitted by Earl Vanderwall, Building Inspector/Zoning Officer for the Town of Palmyra and can be found in the file folder entitled "Assessor Update/Building Inspector/Zoning Officer Update" as kept with these minutes.

Zoning Committee - Michael Lambrix, Chairman

1. Shane McNallie - Special Authorization - Subject of Public Hearing

S. MCNALLIE
SPEC AUTH
REFERRED TO
COMMITTEE

Michael Lambrix moved to refer the Special Authorization for Shane McNallie to committee.

Seconded: Robert Grier Carried: Unanimously

2. Set Public Hearing date for David Pulcini - Special Authorization

MTN TO SET
PUB HEAR DATE
D. PULCINI

Michael Lambrix moved to set a Public Hearing date of Thursday, May 23, 1996 at 8:30 PM to

consider the application for Special Authorization for David Pulcini, 2465 Palmyra-Marion Road, Palmyra for property located at 3785 Trolley Road, Palmyra, (former junkyard property) to have a used parts/automotive repairs/salvage yard.

Seconded: Robert Grier Carried: Unanimously

3. Set Public Hearing date for Brian McDaniels - Special Authorization

Michael Lambrix moved to set a Public Hearing date of Thursday, May 23, 1996 at 9:00 PM to consider the application for Special Authorization for Brian McDaniels, 3495 Jeffery Road, Palmyra, to establish a shop for repair and service of automobiles and light trucks.

MTN TO SET
PUB HEARING
B. MCDANIELS
SPEC AUTH

Seconded: Lynne Green Carried: Unanimously

4. John Dibert - Special Authorization - Subject of Public Hearing held March 28, 1996

Michael Lambrix moved to deny Special Authorization to John Dibert to operate a vehicle repair/restoration shop on property located at 3871 North Creek Road, Palmyra, because he is in violation of Section 3 of the Town of Palmyra Junkyard Ordinance and Section 3.2 of the Town of Palmyra Zoning Ordinance.

MTN TO DENY
SPEC AUTH FOR
J. DIBERT

Seconded: Robert Grier

Roll Call vote:

Town Board Member - Robert Grier	-Naye
David Nussbaumer	-Naye
Michael Lambrix	-Naye
Lynne Green	-Naye
Town Supervisor - David Lyon	-Naye

Special Authorization denied.

5. Approval of Permit to Collect, Transport & Dispose of Human of Human Waste Material - Gene East

Application referred to committee; incomplete information.

AGENDA ITEMS

1. Linda Guest - Petition to Board RE: Guard rails

Linda Guest presented the Board with a petition, signed by thirty residents, requesting guard rails on the east side of East Palmyra-Port Gibson Road

PETITION FOR
GUARD RAILS
E PAL-PT GIBSN
ROAD

from the Harold Herman property to the top of the hill. Supervisor Lyon told Mrs. Guest that her petition would be sent on to the Traffic Safety Board.

2. Approval of Mobile Home Park Permits

David Nussbaumer moved to approve the Mobile Home Park Permits for all six parks located in the Town of Palmyra for a period to expire December 31, 1996.

Seconded: Michael Lambrix Carried: Unanimously

3. Wayne County Board of Supervisor's Update

Supervisor Lyon told the Board that the new courthouse plans have changed to a conventional heat system and is being put out to bid.

4. Transfer of funds

Supervisor Lyon moved the following fund transfer:

	From	To	
Part Town Contingency		Part Town Registrar Fees	
B1990.4	\$26.00	B4020.1	\$28.00

Seconded: David Nussbaumer Carried: Unanimously

5. Resolution to establish proposed Local Law #1 of 1996 entitled "Establishing Additional Duties and Increasing the Salary for the Town Highway Superintendent"

Supervisor Lyon moved the following resolution:

BE IT RESOLVED THAT Local Law #1 of the year 1996 entitled "A Local Law Establishing Additional Duties and Increasing the Salary for the Town Highway Superintendent in 1996" is hereby introduced before the Town Board of the Town of Palmyra in the County of Wayne and State of New York, and

BE IT FURTHER RESOLVED THAT the Town Board hold a public hearing on said proposed Local Law at the Town Office, 201 East main Street in the Town of Palmyra, New York at 8:00 PM on April 23, 1996, and

BE IT FURTHER RESOLVED THAT the Town Clerk publish or cause to be published a public notice in the official newspaper of the Town of said public hearing at least five (5) days prior thereto.

Seconded: David Nussbaumer Carried: Unanimously

6. Joint Town Village Board meeting to be held May 9, 1996 at the Palmyra Fire Hall at 7:30 PM

Reminder only.

MTN TO ADV
MOBILE HOME
PK PERMITS

W CTY SUPER'S
UPDATE

MTN TOA PV
TRANSFER
OF FUNDS

RESO TO ESTB
PROPOSED
E L #1 of 1996
DUTIES & SALARY
OF HWY SUPER

JOINT MTG OF
TW & VILL BBS

Following a review of the expenditures and claims,
David Nussbaumer moved to approve payment of those
claims shown on Abstract #4 with totals as follows:

MTN TO APV
PAYMENT OF
CLAIMS

<u>Account</u>	<u>Voucher #</u>	<u>Amount</u>
General Fund	160-184	\$ 7420.32
Part Town Fund	25-36	865.90
Hg. II,III,IF	102, 105-129	35450.34
Hg. I	7-14	8608.22
North Water Dist.	10-12	4688.98
South Water Dist.	8	712.00
East Water Dist.	7-8	355.45
Central Water Dist.	16-19	6246.68
Cap. Projecdts	1	52000.00

Seconded: Michael Lambrix Carried: Unanimously

At this time, George Tilburg, Rt. 31 resident,
presented the Board with a petition protesting the
proposed mobile home park on Rt. 31. Supervisor
Lyon told Mr. Tilburg that this petition would be
added to the proposed mobile home park file.

PETITION
AGAINST MOBILE
HOME PARK
(PROPOSED)

Supervisor Lyon then opened this meeting up to
questions and/or comments. Fred McGowan asked what
is next step regarding the McNallie project.
Supervisor Lyon told him the matter will go to
committee. The committee will review the
information we have and will look into the
questions asked tonight; the Board will try to have
an answer at the next regular meeting.

SUPER LYON
OPND MTG TO
COMMENTS &
QUESTIONS

Bruce Tolleson told the Board that he has a
similar water source as the winery and his is not
potable. He suggested that the water be checked.

Fred McGowan said that he would like to tell
Nelson Cook and the highway crew that they did a
great job on the roads this winter.

Supervisor Lyon thanked the East Palmyra
Firemen for allowing us to hold our Town Board
meeting at their hall.

THANK YOU TO
E PALMYRA
FIREMEN

Michael Lambrix moved to adjourn this meeting
of the Town Board.

MTN TO ADJRN

Seconded: Robert Grier Carried: Unanimously

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman
Town Clerk

TOWN BOARD WORKSHOP MTG W/BUSINESS MAY 09, 1996

TOWN BOARD WORKSHOP MEETING
W/BUSINESS

The business meeting, held on Thursday, May 9, 1996 at the Palmyra Fire Hall, East Main Street, Palmyra, was called to order by Supervisor Lyon at 7:36 PM.

CALL TO ORDER

Town Board members present at this meeting included:

Town Supervisor - David C. Lyon
Town Board Members - David Nussbaumer
Michael Lambrix
Robert Grier
Lynne Green

Others present at this meeting included:

Village Mayor Peter Wilson
Village Clerk Alicia Lynch
Village Trustees Fred Celentano, Ann Guest,
Kurt Salomon and Robert Gunkler
Elaine Hartnagel - the TIMES
Nelson F. Cook - Highway Superintendent
Earl Vanderwall - Town BZO
Margaret DeNeef, Harold Baker, Robert Joslyn,
Roxanne Kachel, George Kachel, Dan Gilmore,
Joe Suhr, Phil Retan and
several unidentified residents

Item #1 - Approval of Special Use - Shane McNallie

Mike Lambrix moved to approve the Special Use Application of Shane McNallie to operate a car and truck rental, self storage, propane sales and trailer hitch outlet at 5012 Route 31 East (former Miles' Winery). Conditions to be set at the next regular Town Board meeting on May 23, 1996.

MIN TO APV
SPEC. USE FOR
MCNALLIE FOR
AUTO RENTAL,
SALES AND PROPAN
SALES

Seconded: Lynne Green

Roll Call Vote: David Nussbaumer - Aye
Robert Grier - Aye
Michael Lambrix - Aye
Lynne Green - Aye
David Lyon - Aye

ROLL CALL VOTE

Carried Unanimously.

MIN CARRIED

Item #2 - M/M Jeffrey Mousso - Mobile home replacement

MOUSSO MOB.
HOME REPLCMT.

Mr. Vanderwall explained the application of Mr. and Mrs. Mousso who propose to replace an existing mobile home at their property at 3230 Jagger Road with a new double-wide unit. They would like to place the new home on a permanent

TOWN BOARD WORKSHOP MTG W/BUSINESS MAY 09, 1996

foundation further back from the road than the existing unit.

MTN TO APV REPLACEMENT

David Nussbaumer moved to approve the replacement.

Seconded: Michael Lambrix

MTN CARRIED

Carried: Unanimously

Item #3 - Approval of Moose Club Bingo License Retroactive to May 1, 1996

MTN TO APV MOOSE BINGO LIC.

Moved: Robert Grier

MTN CARRIED

Seconded: David Nussbaumer

Carried Unanimously.

JOINT TN/VILLAGE MTG. RE: hghwy SERVICES

The board then entered into a joint Town-Village board meeting regarding the proposed Agreement for the Village to contract for highway services with the Town. A lengthy discussion followed, and some revisions were made to the Agreement.

MTN TO APV HIGHWAY AGRMNT. TN/VILLAGE

David Nussbaumer moved to approve the Agreement with the Village of Palmyra for Highway Services with revisions.

Roll Call Vote:	David Nussbaumer	- Aye
	Robert Grier	- Aye
	Michael Lambrix	- Aye
	Lynne Green	- Aye
	David Lyon	- Aye

MTN CARRIED

Carried Unanimously.

David Nussbaumer moved to adjourn this meeting of the Town Board at 9:23 PM.

MTN TO ADJOURN

Seconded: Michael Lambrix

Carried: Unanimously

Respectfully submitted,

Catherine C. Contant
Deputy Town Clerk

PUBLIC HEARING
PROPOSED LOCAL LAW #1 OF 1996 entitled

"A Local Law establishing additional duties and increasing the salary for the Town Highway Superintendent in 1996"

The Public Hearing scheduled to be held on Thursday, April 25, 1996, at the Town Office, 201 E. Main Street, Palmyra, to consider proposed Local Law #1 of 1996 was called to order at 8:10 PM by Town Supervisor David C. Lyon.

PUB HEARING
CALLED TO ORDER

Those present, in addition to the Town Board members included:

- Shaun Koh - Courier-Journal
- Nelson F. Cook - Town Highway Superintendent

The legal notice, as published in the Courier-Journal, was read by the Town Clerk.

Supervisor Lyon asked those present if they had any comments or questions. There were none. He then asked the Board members if they had any comments or questions. Again, there were none.

Supervisor Lyon closed this public hearing at 8:15 PM.

PUB HEARING
CLOSED

PUBLIC HEARING
David Pulcini - Special Authorization
to have a used parts/automotive repairs/salvage
yard on Trolley Road

Prior to the opening of this scheduled public hearing, David Pulcini withdrew his application for same because of pending legal matters. Mr. Pulcini thanked the Board members for their help and consideration.

PUB HEARING
APPLICATION
WITHDRAWN
D. PULCINI

REGULAR TOWN BOARD MEETING

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held on Thursday, May 23,

CALL TO ORDER

1996 was called to order at 8:20 PM by Town Supervisor David C. Lyon.

PLEDGE OF ALLEGIANCE

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

ROLL CALL

Upon roll call, the following Town Board members were present:

Town Supervisor - David C. Lyon
Town Board Members - Robert Grier
David Nussbaumer
Michael Lambrix
Lynne Green

David Nussbaumer moved to approve the minutes from the April 23, 1996 and the May 9, 1996 Town Board meetings as submitted.

Seconded: Robert Grier Carried: Unanimously

The Supervisor's Monthly Report was accepted by the Board for filing.

MTN TO APV
MINUTES OF
4/23/96 &
5/9/96

SUPER'S
MONTHLY RPT

COMMUNICATIONS

1. Notice of Memorial Day Parade from VFW
2. Canal Town Days Parade information
3. Wayne County Rabies Schedule
4. Resignation from Earl Vanderwall, Building Inspector/Zoning Officer

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

1. Assessor Update

Ann Vinge-Taber, Sole Assessor, Town of Palmyra, filed a written report that can be found in the file folder entitled "Assessor Update/Building Inspector/Zoning Officer Update" as kept with these minutes.

Highway Committee - David Nussbaumer, Chairman

1. Auction Summary

Nelson Cook, Highway Superintendent, reported to the Board that he did not have a final report of the figures from the auction, but he believes it was in the area of \$61,500.00 net. He said that he pulled the trencher/loader out due to the low bids that came in for it and the dozer and the pickup brought more than we paid for them originally. All went well according to Mr. Cook and he will get back to the Board with the final figures upon receipt of same.

ASSESSOR
UPDATE

AUCTION
SUMMARY

Planning Committee - Robert Grier, Chairman

1. Approval to hire engineer to witness perc test for proposed mobile home park

Robert Grier moved to hire Matthews Consulting to witness the perc test for the proposed mobile home park planned for Rt. 31, Town of Palmyra.

MTN TO HIRE
ENGINEER TO
WITNESS PERC
TEST

Seconded: David Nussbaumer Carried: Unanimously

Zoning Committee - Michael Lambrich, Chairman

1. Approval of Permit to Collect, Transport & Dispose of Human Waste Material for Jeffrey East

Michael Lambrich moved to approve the Permit to Collect, Transport & Dispose of Human Waste Material for Jeffery East, DBA, East's A-1 Septic Tank Svc. & Excavating, Inc.. for a period of one year to terminate April 15, 1997.

MTN TO APV
HUMAN WASTE
PERMIT FOR
J. EAST

Seconded: Robert Grier Carried: Unanimously

2. Set conditions for McNallie Special Authorization

The following resolution was moved by Michael Lambrich:

Please be advised that the Town Board, Town of Palmyra, at their regular meeting held on Thursday, May 9, 1996, by motion duly moved and carried, did approve a Use Variance allowing you to have a car & truck rental, self storage, propane sales and trailer hitch outlet at 5012 Rt. 31, Palmyra, with the following stipulations:

1. Sales will be limited to hitches and bottled gas.
2. Rentals will be limited to cars and trucks.
3. Absolutely no sales of gasoline on the premises.
4. Repair areas will be confined to the inside of the building.
5. Storage, other than rental vehicles and propane, will be limited to the confines of the building.
6. There will be no more than ten (10) rental cars and three (3) U-Haul trucks on the property at any one time.
7. Hours of operation will be 8:00 AM - 5:30 PM Monday thru Friday, 8:00 AM - 2:30 PM Saturday and BY APPOINTMENT ONLY on Sunday.
8. Disposal of all hazardous materials is to be off-site.
9. Customer parking will be allowed only as shown on the site plan as received by the Town of Palmyra.
10. No parking along the side of the road will be allowed.
11. Applicant will conform with all regulations of the Zoning Ordinance of the Town of Palmyra at all times.
12. This Special Use Authorization is limited to Mr. Shane McNallie only and is nontransferable.
13. An annual inspection of the property will be done by the Town of Palmyra Building Inspector/Zoning Officer.

MTN TO SET
CONDITIONS
FOR MCNALLIE
SPEC AUTH

14. This Special Use Authorization will be effective as soon as this document is signed and returned to the Town Office.

Seconded: Robert Grier Carried: Unanimously

AGENDA ITEMS

1. Transfer of funds

David Nussbaumer moved the following fund transfers:

MTN TO APV
TRANSFER
OF FUNDS

FROM		TO	
Part Town Contingency B1990.4	\$103.00	Part Town Registrar fees B4020.1	\$103.00
Capital Project CWD Contingency HB1990.4	\$538.95	Capital Project CWD Permits/Misc/Admin HB8320.241	\$538.95

Seconded: Michael Lambrix Carried: Unanimously

2. Approval of Local Law #1 of 1996 - Subject of Public Hearing

MTN TO APV
LOCAL LAW
#1 of 1996

Lynne Green moved to approve Local Law #1 of 1996 entitled "A Local Law establishing additional duties and increasing the salary for the Town Highway Superintendent in 1996".

Seconded: Robert Grier

Roll Call vote:

- Town Supervisor - David C. Lyon - Aye
- Town Board Members - Robert Grier - Aye
- David Nussbaumer - Aye
- Michael Lambrix - Aye
- Lynne Green - Aye

Following a review of the expenditures submitted,

MTN TO APV
PAYMNT OF
CLAIMS

Robert Grier moved to approve payment of the claims and expenditures on Abstract #5 with totals as follows:

Acct.	Invoice #	Amt
General Fund	185-227	\$ 9903.47
Part Town Fund	37-45	1330.02
Hg. II,III,IV	134-159	4969.42
Hg. I	15-25	9458.18
North Water Dist.	13-16	3797.08
South Water Dist.	9-10	768.81
East Water Dist.	9-10	1291.00
Central Water Dist.	20-26	84528.06

Seconded: Michael Lambrix Carried: Unanimously

At this time Michael Lambrix moved to go into executive session to discuss personnel and legal matters.

MTN TO GO
INTO EXEC
SESSION

Seconded: Robert Grier Carried: Unanimously

Supervisor Lyon declared this Board out of executive session.

DECLARED OUT
OF EXEC SESS

David Nussbaumer moved to appoint Sue Regis, Robert Grier and Gary Rose as interim Building Inspectors/Zoning Officers until a permanent replacement can be appointed.

MTN TO APPOINT
INTERIM BLDG
INSPCTR/ZONING
OFFICER

Seconded: Lynne Green

Carried: 4 ayes - Robert Grier abstained

David Nussbaumer moved to authorize advertising for a part-time Building Inspector/Zoning Officer.

MTN TO ADVERTISE
FOR POSITION
OF BI/Z OFFICER

Seconded: Lynne Green Carried: Unanimously

Robert Grier moved to adjourn this meeting of the Town Board, Town of Palmyra.

MTN TO ADJOURN

Seconded: Michael Lambrix Carried: Unanimously

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman
Town Clerk

REGULAR TOWN BOARD MEETING

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held on Thursday, June 27, 1996 at the Town Office, 201 E. Main Street, Palmyra, was called to order at 8:00 PM by Town Supervisor David C. Lyon.

CALL TO ORDR

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

PLEDGE OF ALLEGIANCE

Upon roll call, the following Town Board members were present:

ROLL CALL

Town Supervisor - David C. Lyon
 Town Board Members - Robert Grier
 David Nussbaumer
 Michael Lambrix
 Lynne Green

Others present at this meeting included:
 Mrs. P. Miller T. A. Miller
 Matt Patnaude David Olck
 Calli Walsh Heinnel
 Nelson F. Cook, Town Highway Superintendent

David Nussbaumer moved to approve the minutes of the May 23, 1996 regular Town Board meeting, as submitted.

APV OF MINUTES FROM 05/23/96

Seconded: Michael Lambrix Carried: Unanimously

The Supervisor's Monthly Report was accepted by the Board for filing.

SUPER'S MTNLY RPT

COMMUNICATIONS

1. Letter from Wayne County Cablevision Comm. (Referred to Zoning Committee)

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

1. Assessor Update

ASSESSOR UPDATE

A written report was filed by Ann Vinge-Taber, Sole Assessor for the Town of Palmyra, and can be found in the file folder entitled "Assessor Update/Building Inspector/Zoning Officer Update" kept with these minutes.

After reading the written report, Supervisor Lyon stated that he is opposed to upgrading the assessor's computer again. He said that the State has to put an end to this; small towns cannot afford continual upgrading.

Highway Committee - David Nussbaumer, Chairman

1. Final Auction Report

(Have not received report from Nelson as yet)

FINAL AUCTION
REPORT

2. Snow & Ice Removal

Nelson F. Cook, Highway Superintendent, submitted a written report stating that his salt and sand supplies are low and the cost of the salt has gone up considerably. He said he wanted the Board to be aware of this. Supervisor Lyon suggested that he be more careful with usage because he cannot spend his entire budget on snow and ice removal.

SNOW & ICE
REMOVAL
UPDATE

Supervisor Lyon declared this Town Board in recess at 8:35 PM to hear a presentation from the SPRINT representatives.

RECESS CALLED

Supervisor Lyon declared this meeting of the Town Board back to order at 9:10 PM.

REG TN BOD MTG
CALLED BACK
TO ORDER

3. Village and Town Highway Consolidation

Mr. Cook reported that he had held a meeting with the Village Highway Crew, Town Highway Crew, Fred Celentano - Village Trustee and David Nussbaumer - Town Councilman. He stated that things are moving along well and he expects everything will work out nicely. He also said that the radios have been changed over and they are all on the same ban now.

VILL & TN HWY
CONSLDATION

4. Church of Latter Day Saints-Stafford Rd

The Church of Latter Day Saints would like to re-route Stafford Road. They have already had engineers working on their ideas. Lynne Green stated that walking across Stafford Road was a factor and also reverting back to the original dirt lane had been taken into consideration. Supervisor Lyon added that they are willing to take our waterline down the proposed new road to the Ontario County line.

STAFFORD ROAD

5. Letter from Wayne County Cablevision Committee (Referred from Communications)

David Nussbaumer moved to authorize sending \$50.00 to the Wayne County Cablevision Committee to help with

MTN TO AUTH
MONEY FOR
WCC COMM.

legal fees.

Seconded: Robert Grier Roll call vote as follows:
 Town Supervisor - David Lyon - Aye
 Town Board Members - Robert Grier - Naye
 David Nussbaumer - Aye
 Michael Lambrix - Naye
 Lynne Green - Naye

Motion denied - 2 Ayes to 3 Naves

Michael Lambrix moved to have a re-vote on the \$50.00
 to go to the Wayne County Cablevision Committee.

MTN TO REVOTE

Seconded: Robert Grier Second roll call vote as
 follows:

Town Supervisor - David Lyon - Aye
 Town Board Members - Robert Grier - Naye
 David Nussbaumer - Aye
 Michael Lambrix - Naye
 Lynne Green - Aye

Motion carried. 3 Ayes to 2 Naves

At this time, Supervisor Lyon recessed this Board
 Meeting to continue the Public Hearing for Brian
 McDaniels that began May 23, 1996.

RECESS CALLED

.....

PUBLIC HEARING
 CONTINUED FROM MAY 23, 1996
 BRIAN MCDANIELS - SPECIAL AUTHORIZATION TO
 ESTABLISH A SHOP FOR THE REPAIR AND SERVICE
 OF AUTOMOBILES AND LIGHT TRUCKS

Supervisor Lyon called back into session, at 9:20
 PM, the Public Hearing to consider the application of
 Brian McDaniels for Special Authorization to establish
 a shop for the repair and service of automobiles and
 light trucks, as recessed on May 23, 1996.

CALL TO ORDR

Supervisor Lyon asked if there were any questions
 that had come up since the beginning of this Public
 Hearing.

The Pastor from Heritage Baptist Church was
 present and stated that he had no problems with the
 idea and was in fact, in favor of it.

A Board member again asked Mr. McDaniels if he
 was planning to work on buses. He again told him he
 only intended to do automob'les and light trucks;
 nothing larger.

The sight distance for the driveway was
 discussed. Nelson Cook, Highway Superintendent, was

REGULAR TOWN BOARD MTG

JUNE 27, 1996

not completely happy about this and suggested checking it out again.

The following recommendation from the Palmyra Planning Board was read by the Town Clerk:

DATE: June 20, 1996
MEMO TO: Town Board
FROM: Planning Board
RE: Brian McDaniels - Spec. Use Application
Automotive Repair Shop
Jeffery Road

At the June 17, 1996 meeting of the Palmyra Planning Board an application was again reviewed for Brian McDaniels to have an automobile repair shop on his property at 3495 Jeffery Road. Mr. McDaniels presented his original application to the Board at their May meeting, but the Board required a detailed site plan before further review could be done. Brian did submit one.

After some brief discussion concerning exterior storage (there will be none), disposal of hazardous wastes, signage, hours of operation, required licenses, and septic and water issues, the board felt that Mr. McDaniels had responded to all of their concerns adequately, and Bill Baker made a motion to recommend approval of this project to the Town Board. The motion was seconded by Lyman Kaller. Mr. Dundas voted for declination of this application, citing that he felt uncomfortable with a commercial use in an agricultural area. The board felt this application was in character with the businesses in the rest of the neighborhood (Vander Molen's, Bells, and Jeffery Fuels), it will be well-buffered by natural surroundings, (trees, brush, etc.), it is a business that is well-needed in the community, and Mr. McDaniels is willing to work with and be flexible with his neighbors. Mr. Welch did indicate that he would like any storage to be inside only.

Mr. McDaniels will be attending the County Planning Board meeting to answer questions.

Respectfully Submitted,
Sue Regis, Secretary
Palmyra Planning Board

The following recommendation from the Wayne County Planning Board was read by the Town Clerk:

Sue Regis, Deputy Clerk
Town of Palmyra
201 East Main Street
Palmyra, New York 14522

Re: Brian McDaniels
3495 Jeffery Road
Tax map Ref. No: 33112-00-180790

Dear Ms. Regis:

At its regular meeting on June 26, 1996, the Wayne County Planning Board reviewed the above referenced referral and recommended approval of the Special Permit with the conditions that all hazardous materials are disposed of properly, off-site, and that there be no outside storage of parts or parts vehicles.

IF you have any questions regarding this determination please don't hesitate to contact me.

Sincerely,
James Coulombe
Sr. Planner

Supervisor Lyon again asked if there were any questions or comments regarding this application. There being none, he declared this Public Hearing closed at 9:35 PM.

PUB HEARING
DECLARED CLOSED

REMAINDER OF REGULAR TOWN BOARD MEETING

Supervisor Lyon called the regular Town Board meeting back into session at 9:35 PM.

REG TN BD MTG
CALLED BACK
INTO SESSION

Planning Committee - Robert Grier, Chairman

1. Town Hall roof and gutters

Robert Grier stated that he will call Upstate Roofing again tomorrow to get a estimate.

TN HALL ROOF
AND GUTTERS

2. Schooling

Michael Lambrix moved to authorize funds not to exceed \$250.00 for Robert Grier to attend the last class he needs to have his CEO certification.

MTN TO APV
SCHOOLING FOR
R. GRIER

Seconded: Lynne Green Roll call vote as follows:
Town Supervisor - David Lyon - Aye
Town Board Members - Robert Grier - Abstained
David Nussbaumer - Naye
Michael Lambrix - Aye
Lynne Green - Aye

Motion carried.

3. Building Inspector/Zoning Officer Update

A written report was submitted by Sue Anne Regis, Interim Building Inspector/Zoning Officer and can be found in the file folder entitled "Assessor Update/ Building Inspector/Zoning Officer Update" as kept with these minutes.

BLDG INSPCTR/
ZONG OFFICER
UPDATE

Zoning Committee - Michael Lambrix, Chairman

1. Special Authorization - Brian McDaniels
Subject of Public Hearing

Michael Lambrix moved to approve the Special Authorization for Brian McDaniels to establish a shop for the repair and service of automobiles and light

MTN TO APV
SPEC AUTH FOR
B. MCDANIELS

trucks at 3495 Jeffery Road, Palmyra, with conditions to be set by the Palmyra Planning Board.

Seconded: Robert Grier

A brief discussion followed, after which the motion was withdrawn by Michael Lambrix and the second was withdrawn by Robert Grier. This matter will be discussed again following a review of the site distance at the proposed driveway site.

AGENDA ITEMS

1. Approval of 1996 Library Contract

Robert Grier moved to approve contracting with the Palmyra Kings Daughters Free Library in the amount of \$17,500.00 for the calendar year of January 1, 1996 thru December 31, 1996.

Seconded: David Nussbaumer Carried: Unanimously

2. Approval of 1996 Community Center Contract

Robert Grier moved to approve contracting with the Palmyra Community Center in the amount of \$20,800.00 for the calendar year of January 1, 1996 thru December 31, 1996.

Seconded: David Nussbaumer Carried: Unanimously

3. Approval of 1996 PVA Contract

Robert Grier moved to approve contracting with the Palmyra Volunteer Ambulance in the amount of \$8,000.00 for the calendar year of January 1, 1996 thru December 1, 1996.

Seconded: David Nussbaumer Carried: Unanimously

4. Amend the 1996 budget by \$8750.00

Supervisor Lyon moved to approve amending the 1996 budget due to money received from the Village of Palmyra per Highway Contract in the following manner:

Increase General Fund	
A2300. Est Revenue	-----\$8750.00
Increase General Fund	
A5010.1 Super-Personal Svcs	-----\$5850.00
A9030.8 Social Security	-----\$ 500.00
A1990.4 Contingency	-----\$2400.00

Seconded: David Nussbaumer Carried: Unanimously

5. Establish a Highway Reserve Account in the amount of \$2,000.00

Michael Lambrix moved to authorize establishing a

MTN TO APV
SPEC AUTH FOR
B. MCDANIELS
WITHDRAWN

SECOND
WITHDRAWN

MTN TO APV
LIBRARY
CONTRACT '96

MTN TO APV
COMM CNTR
CONTRACT '96

MTN TO APV
PVA CONTRACT
'96

MTN TO AMEND
1996 BUDGET

MTN TO AUTH
ESTBLSHG A
HIWY RESERVE
ACCT

Highway Reserve Account in the amount of \$2,000.00.

Seconded: David Nussbaumer Carried: Unanimously

6. Transfer of funds

The following fund transfers were moved by David Nussbaumer:

MTN TO APV
TRANSFER OF
FUNDS

<u>FROM</u>	<u>TO</u>
Part Town Contingency B1990.4 \$127.00	Part Town Registrar Fees B4020.1 \$127.00
Capital Project Central Water Contingency HB1990.4 \$2100.00	Capital Project Central Water Engineering-MRB HB8320.245 \$2100.00
Capital Project Central Water Contingency HB1990.4 \$59.12	Capital Project Central Water Permits/Misc/Admin HB8320.241 \$59.12
Capital Project Central Water Town Forces HB8320.202 \$675.14	Capital Project Central Water Permits/Misc/Admin HB8320.241 \$675.14

Seconded: Michael Lambrix Carried: Unanimously

7. Quotes for HUD Audit

Supervisor Lyon reported that the following are bids from CPA firms for the HUD Audit that is required be done prior to 12/31/96 for the HUD Grant the Town received toward the waterline project:

Butera, Sinicropi & Healy, LLP	\$4900-\$5900
Wood & Nathan CPA,PC	\$4900
Raymond F. Wager CPA,PC	Not to exceed \$3500

Following a brief discussion, David Nussbaumer moved to hire Raymond F. Wager CPA,PC in a amount not to exceed \$3500.00 to do the audit required for the HUD Grant received by the Town of Palmyra towards the Central Water Project.

MTN TO HIRE
CPA FIRM FOR
HUD AUDIT

Seconded: Michael Lambrix Carried: Unanimously

Following a review of the expenditures submitted, David Nussbaumer moved to approve all expenditures as submitted for payment as shown on Abstract #6, with totals as follows:

MTN TOA PV
PAYMENT OF
EXPNDTRS AS
SHOWN ON
ABSTRACT #6

<u>Account</u>	<u>Voucher #</u>	<u>Amount</u>
General Fund	228-277	\$11278.88
Part Town Fund	46562	10475.32
Hg. II,III,IV	160-174	28562.94
Hg. I	26-35	8648.24
North Water Dist.	1-18	3929.22
South Water	12	712.00
East Water Dist.	12-13	253.47
Central Water Dist.	28-30	6793.26

REGULAR TOWN BOARD MTG

JUNE 27, 1996

Seconded: Robert Grier Carried: Unanimously

At this time, David Nussbaumer moved to go into executive session to discuss personnel matters.

Seconded: Michael Lambrix Carried: Unanimously

Supervisor Lyon declared this Town Board out of executive session.

Lynne Green moved to approve a agreement with the Village of Palmyra to provide the Town of Palmyra with a Code Enforcement Officer and a On-site Building Inspector at a rate of \$20.00 per hour plus mileage.

Seconded: Michael Lambrix Carried: Unanimously

Michael Lambrix then moved to adjourn this meeting of the Town Board.

Seconded: David Nussbaumer Carried: Unanimously

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman
Town Clerk

MTN TO GO
INTO EXEC
SESSION

DECLARED OUT
OF EXEC SESS

MTN TO APV
AGREEMNT W/
VILL OF PAL
FOR CEO &
BLDG INSPCTR

MTN TO ADJRN

REGULAR TOWN BOARD MEETING

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held on Thursday, July 25, 1996 at the Town Office, 201 E. Main Street, Palmyra, was called to order at 8:00 PM by Town Supervisor David C. Lyon.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Upon roll call, the following Town Board members were present:

ROLL CALL

Town Supervisor - David C. Lyon
Town Board Members - Robert Grier
David Nussbaumer
Michael Lambrix
Lynne Green

Others present at this meeting included:

Ellen Sampson Brian McDaniels
Chuck Canfield - Church of Latter Day Saints
Ken Graham - Church of Latter Day Saints
James F. Dwyer - Attorney for SPRINT
John Hotto - Rep. from The Sear-Brown Group
Shawn Kow - Courier/Journal
Nelson F. Cook - Town Highway Superintendent

David Nussbaumer immediately moved to go into executive session to discuss matters of litigation.

MTN TO GO INTO EXEC SESSION

Seconded by: Michael Lambrix Carried: Unanimously

Supervisor Lyon declared this Board out of executive session at 8:20 PM.

DECLARED OUT OF EXEC SESSION

A motion was offered by David Nussbaumer to approve the minutes of the June 27, 1996 Town Board meeting as submitted.

MTN TO APV MINUTES OF 6/27/96

Seconded by: Michael Lambrix Carried: Unanimously

The Supervisor's Monthly Report was accepted for filing by this Town Board.

COMMUNICATIONS

COMMUNICATIONS

1. Meeting notice from Friends of Wayne County Agriculture
2. Wayne County Fair Parade Notice (Lynne Green, Robert Grier & possibly Nelson Cook will participate. The Supervisor will be riding with the Board of Supervisors)
3. SMART Application form from the Office of the State Comptroller

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

1. Assessor Update

Lynne Green submitted to the Board a written report from the Town Assessor, Ann Vinge-Taber. Said report can be found in the file folder entitled "Assessor Update/Building Inspector/Zoning Officer Update" as kept with these minutes.

ASSESSOR
UPDATE

Highway Committee - David Nussbaumer, Chairman

1. Stafford Road

Ken Graham and Chuck Canfield showed the Board the engineers preliminary plan of where the Church of Jesus Christ of Latter Day Saints would like to have Stafford Road run. Supervisor Lyon stated that the Town would have to have the engineer attest to the fact that this road would be done according the Town of Palmyra road specs. Mr. Graham told the Board that the potential bidders have already been given Palmyra's road specs to work with. Mr. Canfield assured the Board that they will pay for any and all inspections that need to be done. Michael Lambrix asked where they would be disposing of the old road surface when it was torn up. Mr. Canfield said it would be saved to use as a base for their parking lot. Supervisor Lyon said that this project needs to be referred to the Palmyra Planning Board. Michael Lambrix then moved to refer the Stafford Road Project to the Palmyra Planning Board.

RE-ROUTING
OF STAFFORD
ROAD

MTN TO REFER
STAFFORD RD
PROJECT TO
PAL PLNG BD

Seconded by: Lynne Green Carried: Unanimously

2. Approval for Highway Superintendent to attend the annual Superintendent's Conference 9/24 - 27

David Nussbaumer moved to approve the Highway Superintendent attend the annual Superintendent's Conference from September 24 - 27, 1996 at a cost not to exceed \$550.00.

MTN TO AUTH
ATTNDNCE AT
HIWY CONF

Seconded by: Robert Grier Carried: Unanimously

REGULAR TOWN BOARD MEETING

JULY 25, 1996

Planning Committee - Robert Grier, Chairman**1. Master Plan Update**

John Hotto, representative of the Sear-Brown Group, explained to the Board just what needs to be done now to go forward with the Master Plan. Supervisor Lyon asked about time-tables. Mr. Hotto stated that Phase 1 would take about 1 to 3 weeks; Phase 2 about 2 - 3 months and Phase 3 could not be determined at this time. Robert Grier asked if the maps would show each individual property and exactly what zone it was in. Mr. Hotto said that that kind of detailed information was possible, but it is time consuming. Supervisor Lyon told him that the information already gathered by the 911 team could help with that process. Lynne Green suggested that it was time to have professionals work on our Master Plan. Supervisor Lyon agreed with her and stated that the volunteers have done about all they can do. Michael Lambrix asked if they had overlays for the topographical map. Mr. Hotto said they do not have them but they have access to them. David Nussbaumer moved to go forward with Phase 1 and to authorize payment of \$1,500.00 as the Town of Palmyra's share of same (the Village of Palmyra is responsible for the other \$1,500.00).

MASTER PLAN
UPDATEMIN TO AUTH
PHASE 1 W/
\$1500 COST
TO TOWN

Seconded by: Michael Lambrix Carried: Unanimously

2. Town Hall Roof and Gutters

Robert Grier told the Board that he had talked to two companies about the roof and gutter problems and is currently waiting for their bids. He will see what he can do to speed up the process.

TN HALL ROOF
& GUTTERS

He also reminded the Board that he will be away at school August 12 - 15 and that Sue Regis and Dan Wooden will fill in for his office hours.

Zoning Committee - Michael Lambrix, Chairman

1. Brian McDaniels - Special Authorization
- Subject of Public Hearing held 5/23/96

A brief discussion was held regarding the placement of

REGULAR TOWN BOARD MEETING

JULY 25, 1996

the driveway for the business. Nelson Cook, Highway Superintendent, stated that there is a 35 MPH speed limit in that area because of the curve in the road, therefore he does not believe that it will be necessary to change the location. Michael Lambrix then moved to approve the special authorization for Brian McDaniels, 3495 Jeffery Road, Palmyra, to establish a shop for repair and service of automobiles and light trucks on said property, with the driveway as submitted and with conditions to be set forth by the next regular Town Board meeting.

Seconded by: David Nussbaumer Carried: Unanimously

2. SPRINT Spectrum

Robert Grier moved to make the Town of Palmyra the Lead Agency for the SPRINT Spectrum application.

Seconded by: David Nussbaumer Carried: Unanimously

Mr. Grier then stated that the application as submitted by SPRINT is incomplete. Following a brief discussion, James F. Dwyer, Attorney for SPRINT, stated that he would like to formally withdraw the application and EAF from SPRINT and will submit it again at a later date. Michael Lambrix moved to accept the withdrawal of the SPRINT application and EAF as submitted to the Town Board on July 27, 1996.

Seconded by: David Nussbaumer Carried: Unanimously

A five minute recess was called by Supervisor Lyon.

Supervisor Lyon called this Town Board meeting back to order.

Supervisor Lyon told Mr. Dwyer, Attorney, to submit a completed application to the Town Zoning Officer who will refer same to the Town Board. The Town Board will then refer it to the Town Planning Board and the County Planning Board for their recommendations.

3. Proposed amendment to Zoning Ordinance

Michael Lambrix stated that he needed to put the

MTN TO APV
SPEC AUTH FOR
B. MCDANIELS

MTN TO DECLARE
TN OF PALMYRA
LEAD AGENCY
FOR SPRINT

MTN TO ACCEP
WITHDRAWAL OF
SPRINT APPLICTN

RECESS CALLED

BACK TO RODR

REGULAR TOWN BOARD MEETING

JULY 25, 1996

proposed amendment to the Zoning Ordinance on hold until such time as more work can be completed on it.

Michael Lambrix then moved to place a ninety (90) day moratorium on any and all towers within the Town of Palmyra.

MTN TO AUTH
90 DAY
MORATORIUM

Seconded by: David Nussbaumer Carried: 4 ayes
Robert Grier abstained.

Agenda Items

1. Upcoming vacancy on the Board of Assessment Review - 9/96

UPCOMING VACNCY
ON BD OF ASSMNT
REV BOARD

Supervisor Lyon wanted the Board to be aware that Joe VanScott's term on the Board of Assessment Review will expire 9/96.

2. Upcoming vacancy on Zoning Board of Appeals also 9/96

UPCOMING VACNCY
ON ZONING BD
OF APPEALS

Gary Wildey's term on the Zoning Board of Appeals will expire 9/96 also.

The Board agreed that they would like to re-appoint both gentlemen if they wanted to continue in these positions. Supervisor Lyon will contact them and report back to this Board.

3. Transfer of funds

The following fund transfer was moved by Supervisor

Lyon:

FROM	TO
Part Town Contingency	Part Town Registrar Fees
B1990.4 \$97.00	B4020.1 \$97.00

MTN TOAPV
TRANSFER OF
FUNDS

Seconded by: David Nussbaumer Carried: Unanimously

4. Western Wayne County Water Authority Update

Supervisor Lyon informed the Board that they are discussing the possibility of leasing the waterlines and the operations to the Water Authority on a forty year contract. Also, the Water Authority has been testing the auto-readers in our East Water District the last few days and are greatly impressed with the things they are capable of.

WSTRN WAYNE CTY
WATER AUTH
UPDATE

Following a review of the expenditures and claims submitted, David Nussbaumer moved to approve payment of the claims as shown on Abstract #7 with

MTN TO APPROVE
PAYMNT OF
VOUCHERS

REGULAR TOWN BOARD MEETING

JULY 25, 1996

totals as follows:

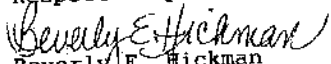
<u>ACCOUNT</u>	<u>VOUCHER #</u>	<u>AMOUNT</u>
General Fund	278-301	\$ 6468.02
Part Town Fund	63-73	1630.71
Hg. II, III, IV	174-190	3024.92
HG. I	37-43	43152.16
North Water Dist.	19-21	4191.16
South Water Dist.	13	712.00
East Water Dist.	14	216.00
Central Water Dist.	31-35	7089.73

Seconded by: Lynne Green Carried: Unanimously

The motion to adjourn this meeting of the Town Board was offered by Lynne Green.

MTN TO ADJRN

Seconded by: Robert Grier Carried: Unanimously

Respectfully submitted,

 Beverly E. Hickman
 Town Clerk

July 27, 1995

WORKSHOP MEETING

The Town Board, Town of Palmyra, met in a workshop meeting at 7:00 PM this date. The purpose of the workshop was to allow Tony Malo, Charles A. Bastian, Bernard P. ... update the Board regarding the ... progress and the financial status up to this date. No minutes were taken at this meeting.

*Duplicate
To Be purged
& page renumbered*

REGULAR TOWN BOARD MEETING
W/PUBLIC HEARING

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, July 27, 1995 at the Palmyra Town Office, 201 East Main Street, Palmyra, was called to order at 8:20 PM by Supervisor David Lyon.

CALL TO ORDER

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

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page
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EDGE OF
ALLEGIANCE

Upon roll call, the following Town Board members were present:

*will
mess up
index*

ROLL CALL

- Town Supervisor - David
- Town Board Members - Andy
- Rober
- David
- Lynne

Others present at this meeting of the Town Board included:

- Laurie and Harry Schraffenberger, Public Hearing
- Aaron Johnston, Johnston's RV Center
- Howard Van Duyn, the Courier-Journal
- Elaine Hartnagel, the TIMES
- Nelson F. Cook, Highway Superintendent
- Paul T. Rubery, Town Attorney

Andy Baran moved to approve the minutes of the meetings of May 11, 1995, the May 26, 1995 and the June 22, 1995 Town Board meetings as submitted. David Nussbaumer seconded this motion and it carried unanimously.

MIN TO APV
MINUTES OF
5/11/95 &
5/26/95

The Supervisor's Monthly report was accepted by the Town Board for filing.

SUPER'S MONTHLY
REPORT

July 27, 1995

WORKSHOP MEETING

The Town Board, Town of Palmyra, held a workshop meeting at 7:00 PM this date. The purpose of this workshop was to allow Tony Malone, MRB Group, and Charles A. Bastian, Bernard P. Donegan, Inc., to update the Board regarding the Central Water Line progress and the financial status up to this date. No minutes were taken at this meeting.

REGULAR TOWN BOARD MEETING
W/PUBLIC HEARING

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, July 27, 1995 at the Palmyra Town Office, 201 East Main Street, Palmyra, was called to order at 8:20 PM by Supervisor David Lyon.

CALL TO ORDER

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

Duplicate
page 4's wrong
will
mess up
index

EDGE OF ALLEGIANCE

Upon roll call, the following Town Board members were present:

ROLL CALL

- Town Supervisor - David
- Town Board Members - Andy
- Rober
- David
- Lynne

Others present at this meeting of the Town Board included:

- Laurie and Harry Schraffenberger, Public Hearing
- Aaron Johnston, Johnston's RV Center
- Howard Van Duyme, the Courier-Journal
- Elaine Hartnagel, the TIMES
- Nelson F. Cook, Highway Superintendent
- Paul T. Rubery, Town Attorney

Andy Baran moved to approve the minutes of the May 11, 1995, the May 26, 1995 and the June 22, 1995 Town Board meetings as submitted. David Nussbaumer seconded this motion and it carried unanimously.

MIN TO APV
MINUTES OF
5/11/95 &
5/26/95

The Supervisor's Monthly report was accepted by the Town Board for filing.

SUPER'S MONTHLY
REPORT

July 27, 1995

WORKSHOP MEETING

The Town Board, Town of Palmyra, held a workshop meeting at 7:00 PM this date. The purpose of this workshop was to allow Tony Malone, MRB Group, and Charles A. Bastian, Bernard P. Donegan, Inc., to update the Board regarding the Central Water Line progress and the financial status up to this date. No minutes were taken at this meeting.

REGULAR TOWN BOARD MEETING
W/PUBLIC HEARING

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, July 27, 1995 at the Palmyra Town Office, 201 East Main Street, Palmyra, was called to order at 8:20 PM by Town Supervisor David Lyon.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Upon roll call, the following Town Board members were present:

ROLL CALL

Town Supervisor - David Lyon
Town Board Members - Andy Baran
Robert Grier
David Nussbaumer
Lynne Green

Others present at this meeting of the Town Board included:

Laurie and Harry Schraffenberger, Public Hearing
Aaron Johnston, Johnston's RV Center
Howard Van Duyne, the Courier-Journal
Elaine Hartnagel, the TIMES
Nelson F. Cook, Highway Superintendent
Paul T. Rubery, Town Attorney

Andy Baran moved to approve the minutes of the May 11, 1995, the May 26, 1995 and the June 22, 1995 Town Board meetings as submitted. David Nussbaumer seconded this motion and it carried unanimously.

MIN TO APV
MINUTES OF
5/11/95 &
5/26/95

The Supervisor's Monthly report⁺ was accepted by the Town Board for filing.

SUPER'S MNTHLY
REPORT

COMMUNICATIONS

- 1. Letter from Eleanor VanDelinder requesting temporary permit for occupancy of a mobile home on her property
- 2. Letter from some of the election inspectors
- 3. Letter from John Estleford requesting temporary permit for occupancy of a mobile home on his property

REPORTS OF STANDING COMMITTEES

Assessment Committee - David Nussbaumer, Chairman

1. Assessor Update

ASSESSOR UPDATE

Ann Vingee-Taber, Sole Assessor for the Town of Palmyra, submitted a written report to the Board and went over this report with them. A copy of this report can be found in the file folder entitled "Assessor Update/ Building Inspector/Zoning Officer Update" as kept with these minutes.

2. Assessor Appointment

MTN TO APT ASSESSOR TO A 6 YR TERM

David Nussbaumer moved to appoint Ann Vingee-Taber as Sole Assessor for the Town of Palmyra for a term to begin October 1, 1995 and to terminate September 30, 2001. This motion was seconded by Andy Baran and carried unanimously.

3. Changes in Dog Control Ordinance

DOG CONTROL ORD

David Nussbaumer, Paul Rubery - Town Attorney and Gary Rose - DCO will pursue this matter and bring it back to the Board at a later date.

MTN TO ADJRN TO PUB HEARING

Supervisor Lyon then adjourned this meeting of the Town Board to go into the Public Hearing scheduled for 8:30 PM.

PUBLIC HEARING
HARRY & LAURIE SCHRAFFENBERGER
Special Authorization - Bed & Breakfast

PUB HEARING CALLED TO ORDER

The Public Hearing scheduled to be held on Thursday, July 27, 1995 at th. Town Office, 201 East Main Street, Palmyra, to consider the application of Harry and Laurie Schraffenberger, 3313 Jeffery Road,

REG TN BD MTG W/PUB HEARING CONT. JULY 27, 1995

Palmyra, to have a Bed and Breakfast Inn at their residence, was called to order at 8:35 PM by Town Supervisor David Lyon.

The legal notice, as published in the Courier-Journal, was read by the Town Clerk.

Harry told the Board that they would like to have a Bed and Breakfast Inn at their home that would consist of two bedrooms, each with a private bath. He stated that they are not ready to do this 52 weeks a year at this time but they might want that after he retires. Laurie said that a Bed and Breakfast would fit in nicely with the Master Plan that is in progress and added that the rooms are tastefully decorated.

Supervisor Lyon asked if there were any comments or questions.

Robert Grier asked about the septic system. Harry answered that it had already been planned for a four-bedroom home so there would be no problem.

Supervisor Lyon again asked if there were any comments or questions. There being none, he declared this public hearing closed at 8:45 PM.

PUB HEARING
DECLARED
CLOSED

REGULAR TOWN BOARD MEETING CONTINUED

Highway Committee - Andy Baran, Chairman

1. Transfer of funds

The following transfer of funds was moved by Andy Baran, seconded by David Nussbaumer, and carried unanimously:

FROM	TO
Capital Reserve/ Mach HA9901.9	DA Highway Interfund DA5032
\$28,000.00	\$28,000.00
\$36,000.00	\$36,000.00

REG TN BD MTG
CONTINUED

MIN TO APV
TRANSFER OF
FUNDS

2. Section 112 - Supplemental Appropriation

Andy Baran moved to approve a supplemental appropriation to increase DA5130.2 in the amount of

REG TN BD MTG W/PUB HEARING CONT. JULY 27, 1995

\$46,365.00 for equipment purchases. This motion was seconded by Robert Grier and carried unanimously.

3. Archie Parrott Lane

ARCHIE PARROTT
LANE

Nelson Cook, Highway Superintendent, reported that he now has the results of test borings on Archie Parrott Lane. He said the results show that this "laneway" is suitable for a sub-base but not as a read base. He will not be able to figure the cost to bring this up to town specs and will get back to the Board.

Planning Committee - Robert Grier, Chairman

1. Building Inspector/Zoning Officer Update

BLDG/INSPCTR
ZONING OFFCR
UPDATE

Earl Vanderwall presented the Board with a written report that can be found in the file folder entitled "Assessor Update/ Building Inspector/Zoning Officer Update" as kept with these minutes.

2. Possible set Public Hearing date for Division Street Partners

MTN TO SET
PUB HEAR
DATE FOR
DIV ST
PARTNERS

Robert Grier moved to set a public hearing date of August 24, 1995 at 8:00 PM at the Town Office to consider the application of Division Street Partners to construct Phase 1 of a new warehouse on Division Street in which paper and cardboard will be stored. Andy Baran seconded this motion and it carried unanimously. Robert Grier then moved to modify the original resolution for Division Street Partners as it is a matter of the wording that is the cause of it not being signed and properly in place. This motion was seconded by Andy Baran and carried unanimously.

MTN TO MODIFY
ORIG RESO
FOR DIV ST
PARTNERS

Zoning Committee - Lynne Green, Chairman

1. Johnston's RV Center

JOHNSTON'S
RV CENTER

Lynne Green reported that the signature of the owner of the property is needed on this application. This matter will be taken care of at the August 24, 1995 meeting after obtaining same.

2. Temporary Permit - Occupancy of a mobile home

OCCUPANCY OF
MOBILE HOME
TEMP PERMIT

Paul Rubery, Town Attorney, advised the Board that

REG TN BD MTG W/PUB HEARING CONT. JULY 27, 1995

this matter was included in the Mobile Home Ordinance.
Mr. Vanderwall will take care of this.

AGENDA ITEMS

1. Resolution to adopt Archives Week

The following resolution was moved by David Nussbaumer, seconded by Robert Grier and carried unanimously:

WHEREAS, archives help us anchor our rapidly changing society in the stream of time, document our stewardship of the present, and remind us of our accountability to future generations, and

WHEREAS, archives are central to research and education, both now and in the future, and

WHEREAS, the archives of our government protect the rights of citizens, support the effective operation of government and document the evolution of our democracy, and

WHEREAS, archives are essential to understanding the diversity of our society and the development of our private and non profit organizations, and

WHEREAS, the sound selection, preservation, accessibility, and broad use of archival records vital to the present and future citizens of the Town of Palmyra, and

WHEREAS, greater public awareness of archival conditions and increased support for archival programs in the Town of Palmyra is urgently needed, and

WHEREAS, the second week in October is being celebrated statewide as NEW YORK ARCHIVES WEEK,

NOW, THEREFORE, WE, the TOWN Board, do hereby proclaim October 8 - 14, 1995 as ARCHIVES WEEK in the Town of Palmyra.

2. Approve \$1000 temporary extension line charge for two Town of Manchester residents

Lynne Green moved to approve the amount of \$1000 to cover the cost of installation for a temporary extension line charge for two Town of Manchester residents to hook into the Town of Palmyra Central Water District.

Robert Grier seconded this motion and it carried unanimously.

3. Approve \$250 water deposit for all Town of Manchester residents for CWD

David Nussbaumer moved to approve the amount of \$250 for the water deposit for all Town of Manchester

MIN TO DECLARE
ARCHIVES WEEK

MIN TO APV
TEMP EXT LINE
CHARGE FOR TN
OF MANCHESTER
RESIDENTS IN
CWD

MIN TO APV
WTR DEPOSIT
FOR TN OF
MANCHESTER
RESIDENTS CWD

REG TN BD MTG W/PUB HEARING CONT.

JULY 27, 1995

residents hooking into the Town of Palmyra Central Water District. Lynne Green seconded this motion and it carried unanimously.

4. Transfer of funds

MTN TO APV
TRANSFER
OF FUNDS

The following fund transfers were moved by Robert Grier, seconded by David Nussbaumer and carried unanimously:

<u>FROM</u>	<u>TO</u>
General Fund A9030.8	General Fund A9055.8
Soc Sec \$10.50	Disability \$10.50
Centrl Wtr SW8310.220	Centrl Wtr SW8320.400
Adm \$3,689.28	Misc & Cont \$3,689.28
Centrl Wtr SW8340.210	Centrl Wtr SW8340.400
Hook Ups \$1,321.25	Msc & Cont \$1,321.25
Cap Proj HB8320.201	Cap Proj HB8320.240
Res Observ \$6,272.97	Fical/Legal \$6,105.46
	Cap Proj HB8320.245
	Engineering \$167.51
Capital Facilities	Fuel Pump H5132.2
Reserve \$1,680.00	\$1,680.00

5. Approval of Drug-Free Work Place Policy

Andy Baran moved to approve the following Drug Free Work Place Policy:

MTN TO APV
DRUG FREE
WORK PLACE
POLICY

DRUG-FREE WORK PLACE POLICY FOR THE TOWN OF PALMYRA

In accordance with the Drug-Free Policy Work Place Act of 1988, which requires Federal Governmental contractors to ensure a drug-free work place, the Town Board of the Town of Palmyra does hereby establish the following policy:

- A. All employees are required to report to work in appropriate mental and physical condition. Reporting to work, or working under the influence of a controlled substance (without a physicians' prescription) is prohibited.
- B. The criminal use, manufacture or distribution of a controlled substance, on either company or client property, is prohibited.
- C. Employees are required to report any drug-related criminal conviction in accordance with the law. A written report of conviction must be made to the Town Supervisor within five (5) days of conviction.

Employees who violate this policy are subject to the following disciplinary action:

- A. The manufacture or distribution of a controlled substance at the offices or on the property of the Town will result in termination.
- B. The use of a controlled substance at any work place of the Town of Palmyra on Town property (or while conducting Town business) is grounds for disciplinary action which may include suspension or termination.

REG TN BD MTG W/PUB HEARING CONT. JULY 27, 1995

C. The failure to report any drug-related criminal conviction as outlined in (C) above, will result in termination.
(Above resolution to be signed and dated by every Town of Palmyra employee.)

This resolution was seconded by Robert Grier and carried unanimously.

6. Water contract with Village of Palmyra

David Nussbaumer moved to authorize David Lyon, Town Supervisor, to sign the water contract with the Village of Palmyra as of August 10, 1995. Robert Grier seconded this motion and it carried unanimously.

MTN TO AUTH
SIGNING OF
WATER CNTRT
W/VILL OF PAL

7. Fair Parade reminder

The Wayne County Fair Parade will begin at 7:00 PM on Friday, August 18, 1995. Lineup is at 6:30 PM at the Palmyra Fire Hall.

W CTY FAIR
PARADE REMNDR

8. Confirm Town of Arcadia be Lead Agency for Water District #2

David Nussbaumer moved to confirm that the Town of Arcadia be Lead Agency for Water District #2. Andy Baran seconded this motion and it carried unanimously.

MTN TO CONFIRM
TN OF ARCADIA
LEAD AGENCY FOR
WTR DIST #2

9. Wayne County Water Authority Update
10. Long Term Water Supply Agreement

Supervisor Lyon reported to the Board that the Wayne County Water Authority is in the process of drafting a contract with the Monroe County Water Authority and also a long-term water supply agreement.

W CTY WATER AUTH
UPDATE

11. Request from Palmyra-Macedon Central School to appoint Mary Strong the Tax Collector

Paul Rubery, Town Attorney, advised the Board that we are not a Class 1 town and this is not necessary.

SCHOOL TAX
COLLECTOR INFO

Following a review of the claims and expenditures, David Nussbaumer moved to approve payment of the expenditures on Abstract #7 with totals as follows:

MTN TO APV
PAYMNT OF
CLAIMS

<u>Account</u>	<u>Voucher #</u>	<u>Amount</u>
General Fund	213 - 250	\$ 8486.34
Part Town Fund	50 - 8	1047.72
Highway III,IV	126 - 133	69036.84
Highway I	55 - 70	7383.83
North Water	21 - 25	4098.90
South Water	14 - 15	852.06
East Water	15	236.25
Central Water	37 - 42	437193.01
Cap. Proj. (Central Wtr.)	8 - 12	20810.83
Cap. Proj. (Palmyra)	3	1680.00

REG TN BD MTG W/PUB HEARING CONT.

JULY 27, 1995

This motion was seconded by Robert Grier and carried unanimously.

MTN TO GO
INTO EXEC
SESSION

At this time David Nussbaumer moved to go into executive session to discuss matters of possible litigation and personnel. Andy Baran seconded this motion and it carried unanimously.

DCLARD OUT OF
EXEC SESSION

Supervisor Lyon declared this Board out of executive session.

MTN TO AUTH
HIWY SUPER
TO POST WGT
LIMITS AND
TO STOCKPILE
MATERIAL

David Nussbaumer moved to authorize Nelson Cook, Town Highway Superintendent, to post weight limits on all Town roads wherever or whenever necessary and to authorize him to stock-pile material along the side of any Town of Palmyra road within the Town's right-of-way. This motion to be effective as of August 1, 1995. Lynne Green seconded this motion and it carried unanimously.

MTN TO APV
PAYING WATER
COLLECTION
CLERK ADDTL
MONIES

Andy Baran moved to approve paying the Water Collection Clerk an additional fee to cover the extra work generated by the new customers in the Central Water District, an amount not to exceed \$600.00 for the remainder of 1995. This motion was seconded by Robert Grier and carried unanimously.

MTN TO ADJRN

The motion to adjourn this meeting of the Town Board was offered at 11:15 PM by David Nussbaumer, seconded by Andy Baran and carried unanimously.

Respectfully submitted,
Beverly E. Hickman
Beverly E. Hickman
Town Clerk

REGULAR TOWN BOARD MEETING

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held at the Town Office, 201 E. Main Street, Palmyra, on Thursday, August 22, 1996 was called to order at 8:15 PM by Town Supervisor David C. Lyon.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Upon roll call, the following Town Board members were present:

ROLL CALL

- Town Supervisor - David C. Lyon
 - Town Board Members - Robert Grier
 - Michael Lambrix
 - Lynne Green
- (David Nussbaumer was absent)

Others present at this meeting included:
Elaine Hartnagel - the TIMES
Shaun Koh - the Courier-Journal

Robert Grier moved to approve the minutes of the regular Town Board meeting held on July 25, 1996.

MTN TO APV
MINUTES OF
7/25/1996

Seconded by: Michael Lambrix Carried: Unanimously

The Supervisor's Monthly Report was accepted by the Town Board for filing.

SUPER'S
MTHLY RPT

COMMUNICATIONS

1. NYMIR safety recommendations for the town buildings
 2. Request for a new telephone from Court Clerk
 3. Complaint RE: Bridge Pub
- Supervisor Lyon referred this complaint to the Zoning Department.

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

1. Assessor Update

ASSESSOR
UPDATE

Lynne Green moved to accept the written report as submitted by Ann Vinge-Taber, Sole Assessor, Town of Palmyra, and for same to be kept in the folder entitled "Assessor Update/Building Inspector/Zoning Officer Update" as kept with these minutes.

Seconded by: Robert Grier Carried: Unanimously

Highway committee - David Nussbaumer, Chairman
David Nussbaumer informed the Board that he had no report at this time.

Planning Committee - Robert Grier, Chairman

BLDG INSPCTR/
ZONG OFFICER
UPDATE

1. Building Inspector/Zoning Officer Update
Robert Grier reported to the Board that he has just completed the New York State Code Enforcement Officer training and has received his diploma for same.

TOWN HALL
ROOF & GUTTERS

2. Town Hall roof and gutters
Mr. Grier told the Board that he has had a verbal quote of \$300 to repair the town hall gutters with 6" commercial gutters and for the work to be done by October 1, 1996. He also received a written quote of \$2380 for the roof repair to be done by Oct. 1, 1996. The Board decided to wait for a more official quote regarding the gutter repair. At this time, Mr. Grier moved to approve the quote of \$2380 from Jackson W. Burm, to repair the town hall roof by October 1, 1996.

MTN TO AUTH
\$2380 FOR
RPAIR WOEK ON
TOWN HALL

Seconded by: Lyane Green Carried: Unanimously

Zoning Committee - Michael Lambrich, Chairman

1. Brian McDaniels - Conditions for Special Authorization

The following resolution was moved by Michael Lambrich:

MTN TO SET
CONDITIONS FOR
B. MCDANIELS
SPECIAL AUTH

Please be advised that the Town Board, Town of Palmyra, at their regular meeting held on Thursday, July 25, 1996, by motion duly moved and carried, did approve a Use Variance allowing you to establish a shop for repair and service of automobiles and light trucks at 3495 Jeffery Road with the following conditions:

1. Repair areas will be confined to the inside of the building.
2. Repairs will be limited to automobiles and light trucks.
3. Storage: to include supplies, parts and vehicles; will be limited to the confines of the building.
4. A limit of two (2) completed vehicles; ready for pickup; will be allowed on the exterior of the building.
5. Disposal of all hazardous materials is to be off-site, in a timely fashion, and in accordance with DEC disposal procedures.
6. Hours of operation will be 8 AM - 9 PM Monday thru Friday; 8 AM - 6 PM on Saturday, no Sunday hours.
7. No parking along the side of the road will be allowed.
8. Applicant will conform with all regulations of the Zoning Ordinance of the Town of Palmyra at all times.
9. This Special Use Authorization is limited to Mr. Brian McDaniels only and is nontransferable.
10. An annual inspection of the property will be

- done by the Town of Palmyra Building Inspector/Zoning Officer.
11. This Special Use Authorization will be effective as soon as this document is signed and returned to the Town Office.

Seconded by: Lynne Green Carried: Unanimously

AGENDA ITEMS

1. Appointment to Board of Assessment Review - 5 year term

Supervisor Lyon informed the Board that he had talked with Joe Van Scott regarding the expiration of his term on the Board of Assessment Review and was told that he is retired now and does not want to be appointed again. The Board agreed that a letter should be sent to Mr. VanScott thanking him for his many years of service to the Town of Palmyra. Much thought will be given to his replacement.

APPTMNT TO BD
OF ASSESSMENT
REVIEW

2. Appointment to Zoning Board of Appeals - 5 year appointment

Supervisor Lyon said that he had talked to Gary Wildey regarding the expiration of his term on the Zoning Board of Appeals and was told that he would be honored to serve another term if the Town Board so chose.

Supervisor Lyon then moved to appoint Gary Wildey to a five (5) year term on the Zoning Board of Appeals to terminate in September of 2001.

MTN TO APPT
G. WILDEY TO
ZONING BD OF
APPEALS-5 yrs

Seconded by: Robert Grier Carried: Unanimously

3. Water Authority Update

Supervisor Lyon reported that the Tellier Road project has been completed; a small job in Marion will start next week; the pump station on Gananda Parkway has been completed and the preliminary draft contract with the 4 towns for 40 years is in progress.

WATER AUTHORITY
UPDATE

4. Transfer of funds

The following fund transfers were moved by Supervisor

Lyon:

FROM	TO
Part Town Contingency B1990.4 \$150.00	Part Town Registrar ees B4020.1 \$150.00
Central Water Contingency FC1990.4 \$2990.00	Central Water Meters FC8340.23 \$2990.00

MTN TO APV
TRANSFER OF
FUNDS

Seconded by: Lynne Green Carried: Unanimously

REGULAR TOWN BOARD MTG

AUGUST 22, 1996

5. Canal Town Days Parade reminder

CANAL TOWN
DAYS PARADE
REMINDER

The Palmyra Town Officials and the Palmyra Village Officials float entitled "Bridging the Gap" will be on the far end of West Main Street for the lineup position. Everyone should be there by 3:15 PM on Saturday. Remember - wear your red, white & blue.

6. Approval for Court Clerk to attend Conference

Lynne Green moved to authorize Helga Haak, Court Clerk, to attend the Justice's and Clerk's Conference at a cost not to exceed \$412.50.

Seconded by: Robert Grier Carried: Unanimously

Robert Grier moved to approve the purchase of a telephone for the Justice's Office at a cost not to exceed \$20.00.

Seconded by: Michael Lambrix Carried: Unanimously

Following a review of the expenditures submitted, Robert Grier moved to approve payment of same as submitted on Abstract #8 with totals as follows:

<u>Account</u>	<u>Voucher #</u>	<u>Amount</u>
General Fund	302-332	\$ 8546.33
Part Town Fund	74-88	66293.22
Hq. II, III, IV	191-199	853.11
HG. I	44-48	3615.10
North Water Water Dist.	22-24	3932.37
South Water Dist.	14-16	3905.85
East Water Dist.	15-16	5006.40
Central Water Dist.	36-41	14063.42

Seconded by: Lynne Green Carried: Unanimously

REMINDER OF
INFORMATIONAL
MEETING-WATER

Supervisor Lyon reminded all present that there will be a informational meeting held September 12, 1996 at 7 PM at the Palmyra Fire Hall to discuss the proposed extension to the Central Water District. He said letters will be sent to the residents to be included in this extension.

The motion to adjourn this meeting of the Town Board was offered by Robert Grier, seconded by Michael Lambrix and carried unani... usly.

MTN TO ADJRN

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman
Town Clerk

Town Board Wrkshp Mtg with Business

September 12, 1996

Town Board Workshop Meeting
with Business

The business section of the Town Board workshop meeting held on Thursday, September 12, 1996 at the Palmyra Fire Hall, Palmyra, NY, was called to order by Town Supervisor David C. Lyon at 8:30 PM.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Upon roll call, the following Town Board members were present:

ROLL CALL

Town Supervisor - David C. Lyon
Town Board Members - Robert Grier
David Nussbaumer
Michael Lambrix
(Lynne Green was absent)

Item #1 - Proposed Extension #1 of the Central Water District

The following resolution was moved by David Nussbaumer:

RESOLUTION -
PROVISION TO
PAY EXCESS WIR
FACILITIES FOR
CWD EXT. #1

NOTICE IS HEREBY GIVEN that at this meeting held on the 12th day of September 1996, the Town Board of the Town of Palmyra duly adopted a resolution, an abstract of which follows, which resolution is subject to a permissive referendum pursuant to Article 7 of the Town Law of the State of New York.

That the Town of Palmyra provide for excess water facilities in the proposed Extension #1 of the Central Water District at a cost not to exceed \$108,000.00. That the cost of excess facilities be paid from unexpended surplus of Part Town Funds.

Seconded by: Michael Lambrix

Roll call vote as follows:

Supervisor Lyon - Aye
Robert Grier - Aye
David Nussbaumer - Aye
Michael Lambrix - Aye

ROLL CALL VOTE

The following resolution was also moved by David Nussbaumer:

WHEREAS, the Town of Palmyra is advertising a hearing for the proposed construction of proposed construction of Extension #1 to the Central Water District; and

RESOLUTION -
HRG FOR PROPOSE
CONSTR. OF
EXT. #1

WHEREAS, because the extension involves areas which would be a part of a major water distribution system; and

WHEREAS, it would be economical to increase the capacity of the lines to be installed now from 8" to 12"; and

WHEREAS, the Town has on hand excess funds in the Part Town Account for use on areas of the Town outside of the Village which will benefit the residents of the Town.

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Palmyra will hold a hearing at 7:30PM on the 26th day of September 1996 at the Town Office Building, 201 E. Main Street,

Town Board Wrkshp Mtg with Business

September 12, 1996

Palmyra, NY, to consider the expenditure of Part Town Funds to increase the size of pipe to be laid in Extension #1 of the Central Water District; and

BE IT FURTHER RESOLVED that the Town Clerk shall cause a legal notice of this hearing to be published in the Town newspaper.

Seconded by: Michael Lambrix

Roll call vote as follows:

ROLL CALL VOTE

Supervisor Lyon - Aye
Robert Grier - Aye
David Nussbaumer - Aye
Michael Lambrix - Aye

Item #2 - Self Insurance

Supervisor Lyon explained that if the Town desires, it is possible to reduce the deductible amount on our self-insurance from \$50,000.00 to \$10,000.00 at a cost to the Town of \$89.12 per year. Michael Lambrix moved to reduce the Town's deductible amount to \$10,000.00 at a cost not to exceed \$89.12.

MIN TO REDUCE
DEDUCTIBLE AMT
ON INSURANCE

MIN CARRIED

Seconded by: David Nussbaumer Carried: Unanimously

Item #3 - Relocation of Stafford Road

Michael Lambrix moved to declare the Town of Palmyra Lead Agency for the Stafford Road project.

MIN TO DECLARE
TOWN LEAD AGENCY
FOR STAFFORD RD
RELOCATION PROJ.

MIN CARRIED

Seconded by: David Nussbaumer Carried: Unanimously

Item #4 - Tentative Budget for 1997

Supervisor Lyon reminded the Board that the Tentative Budget for 1997 has to be submitted to the Town Clerk by September 20, 1996 and then the budget workshop sessions will start.

COMMIT YOUR
1997 BUDGETS!

MIN TO ADJOURN

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

Seconded by: Robert Grier Carried: Unanimously

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman
Town Clerk

REG TOWN BD MTG W/PUBLIC HRG

SEPTEMBER 26, 1996

PUBLIC HEARING
 Spending of \$108,000.00 for the proposed
 Extension #1 to the Central Water District

The Public Hearing scheduled for Thursday,
 September 26, 1996 to discuss the spending of
 \$108,000.00 for the proposed Extension #1 to the
 Central Water District was called to order at 7:30 PM
 at the Town Office, 201 E. Main Street, Palmyra, by
 Town Supervisor David C. Lyon.

CALL TO ORDER

Those in attendance, other than the Town Board
 members included:

Roy Wilck	Joe Pasarek
Ken Graham	Chuck Canfield
Shawn Koh - Courier/Journal	

The legal notice was read by the Town Clerk, as
 published in the Courier-Journal.

Roy Wilck - Will this \$108,000.00 help offset any
 expense on the Central Water District?

Supervisor Lyon - It will be of no help to the
 CWD at all, as it is a separate district. The Town
 has already put \$300,000.00 into the CWD to offset
 expenses in that district.

Roy Wilck then asked if the Highway crew or a
 outside contractor would be doing the work.

Supervisor Lyon told him it would be the Wayne County
 Water Authority and that would be their contribution
 to the project. He added that this project would
 complete a major loop in our waterline.

Joe Pasarek - Parker Road - Last property in the
 proposed extension area - Will this money lower the
 project cost to the included residents? Supervisor
 Lyon explained that it would not; it is extra expenses
 that the Town will pay for instead of the residents.
 Supervisor Lyon told Mr. Pasarek about the request
 received by the Town to take Parker Road out of this
 proposed extension. He said it would be at least
 another week before we know if there will be water out
 there or not. He added that there would probably be a
 meeting for the Parker Road residents before a final

decision was made.

Supervisor Lyon stated that the only justification for spending this \$108,000.00 would be the upgrading from 8" to 12" pipe on Rt. 21 which would benefit everyone.

Supervisor Lyon then asked if there were any comments or questions regarding this matter. There being none, he declared this public hearing closed at 7:50 PM.

PUBLIC HRG
CLOSED

REGULAR TOWN BOARD MEETING

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held on Thursday, September 26, 1996 at the Town Office, 201 E. Main Street, Palmyra, was called to order at 7:50 PM by Town Supervisor David C. Lyon.

CALL TO ORDER

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

PLEDGE OF
ALLEGIANCE

Upon roll call, the following Town Board members were present:

ROLL CALL

- Town Supervisor - David C. Lyon
- Town Board Members - Robert Grier
- David Nussbaumer
- Michael Lambrix
- Lynne Green

David Nussbaumer moved to approve the minutes of the August 22, 1996 regular Town Board meeting as submitted.

MIN TO APV
MINUTES FROM
8/22/96

Seconded by: Robert Grier Carried: Unanimously

MIN CARRIED

The Supervisor's Monthly Report was accepted by the Town Board for filing.

COMMUNICATIONS

1. Notice of Annual Planning & Zoning Institute to be held September 29 - October 2
2. Notice of Fall Planning & Zoning Workshop to be held November 8th
3. Notice of NYS Canal Conference Oct. 26 & 27
4. Cablevision seminar Oct. 1st at 8:30 AM

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

1. Assessor Update

Ann Vingee-Taber, Sole Assessor for the Town of Palmyra submitted a written report to the Board. This report can be found in the file folder entitled "Assessor Update/Building Inspector/Zoning Officer Update" as kept with these minutes.

ASSESSOR UP-
DATE

Ms. Taber told the Board that she would like any cablevision information they might pick up at the meeting, if anyone should attend.

Robert Grier told the Board that Ms. Taber and her clerk, Elaine Herman, have been of great value to him in his endeavors in holding down the Building Inspector/Zoning Officer position during this transition period.

Robert Grier then moved to approve the purchase of blinds for the Assessor's Office and her Clerk's Office, at a cost not to exceed \$570.00.

MTN TO APV
PURCHASE OF
BLINDS FOR
ASSESSOR'S
OFFICE

Seconded by: David Nussbaumer Carried: Unanimously

Highway Committee - David Nussbaumer, Chairman

1. Temporary labor

It was explained that one of the highway crew is out of work for a surgery and Mr. Cook would like to keep one of his temporary men until this man is able to return to work and he would also like to give this temporary man a raise. David Nussbaumer moved to allow Mr. Cook to keep his temporary man until his permanent man is able to return to work, or until he runs out of money to pay him; and to increase the pay rate from \$7.25 per hour to \$8.00 per hour.

MTN TO APV
KEEPING ONE
TEMP MAN

Seconded by: Lynne Green Carried: Unanimously

Planning Committee - Robert Grier, Chairman

1. Town Office Roof & Gutters Update

Robert Grier reported that the Town Office roof and gutter repair is supposed to be completed by the first of October, but he has not heard from the contractor lately so he is not sure where the project stands.

TN OFFICE ROOF
AND GUTTERS

2. Building Inspector/Zoning Officer Update

Mr. Grier reported that he is going through the 1995 records for C of O's that were issued; letters have

been sent out where necessary; and he is doing some general office re-organizing.

3. Stafford Road re-location contract
 Supervisor Lyon went over the proposed contract between the Town of Palmyra and The Corporation of the Residing Bishop of the Church of Jesus Christ of Latter-Day Saints regarding the re-location of Stafford Road with the Board and Ken Graham and Chuck Canfield representatives of the church. Following a review of said contract, Robert Grier moved to authorize David C. Lyon, Town Supervisor, to sign the contract between the Town of Palmyra and The Corporation of the Residing Bishop of the Church of Jesus Christ of Latter-Day Saints.

Seconded by: Lynne Green Carried: Unanimously

Zoning Committee - Michael Lambriz, Chairman

No report at this time.

AGENDA ITEMS

1. Approval to spend \$108,000.00 for the proposed Ext. #1 to the Central Water District - Subject of Public Hearing

David Nussbaumer moved to approve the spending of \$108,000.00 for the proposed Extension #1 to the Central Water District following a review of the public hearing held this evening.

Seconded by: Lynne Green Carried: Unanimously

2. Set Public Hearing date to establish Ext. #1 to the Central Water District (Oct. 24th ?)

Lynne Green moved to set October 24, 1996 for the date to hold a Public Hearing to establish Ext. #1 of the Central Water District, with said hearing to be held at the East Palmyra Fire Department at 8:00 PM.

Seconded by: Robert Grier

Following a brief discussion, Ms. Green withdrew her

motion and Mr. Grier withdrew his second.

3. Transfer of funds

The following fund transfers were moved by Supervisor Lyon:

MIN TO AUTH
SUPERVISOR TO
SIGN CONTRACT
W/ MORMON CH.
RE: STAFFORD RD.

MIN TO APV
SPENDING OF
\$108,000

MIN TO SET
PUB HRG DATE
ESTABLISH EXT
#1 OF CWD

MIN WITHDRAWN

REG TOWN BD MTG W/PUBLIC HRG SEPTEMBER 26, 1996

<u>FROM</u>	<u>TO</u>
General Cont. A1990.4 \$277.03	General Shared Bldgs. A1620.4 \$277.03
General Cont. A1990.4 \$4645.00	General Tn Bd Cont. Exp. A1010.4 \$4645.00
Part Town Cont. B1990.4 \$99.00	Part Town Registrar fees B4020.1 \$99.00
DB Highway Soc Sec. DB9030.8 \$694.99	DB Highway Med Ins. DB9060.8 \$694.99
South Water Equip FS8340.2 \$416.12	South Water Purchase FS8320.4 \$416.12
Central Water Admin FC8310.22 \$1415.00	Central Water Meters FC8340.23 \$1415.00
HB Cap Proj/CWD Fund Balance HB909 \$14104.52	HB Cap Proj/CWD Town Forces HB8320.202 \$14104.52

MTN TO APV
XFER OFFUNDS

Seconded by: David Nussbaumer Carried: Unanimously

- 4. Request to purchase vacuum cleaner for Town Office (\$120.00)

MTN TO APV
VAC. CLNR.
PURCHASE

David Nussbaumer moved to authorize the purchase of a vacuum cleaner for the Town Office Building at a cost not to exceed \$120.00.

Seconded by: Robert Grier Carried: Unanimously

- 5. Request from Planning/Zoning Dept, Assessor & Clerk to the Supervisor to purchase small refrigerator for the 2nd floor (\$100.00)

MTN TO APV
PURCHASE OF
SMALL FRIDGE

David Nussbaumer moved to approve the purchase of a small refrigerator the 2nd floor of the Town Office Building at a cost not to exceed \$100.00.

Seconded by: Lynne Green Carried: Unanimously

- 6. The Clerk will present the Tentative Budget for 1997 to the Town Board

PRESENTATION
OF TENTATIVE
BUDGET 1997

Beverly E. Hickman, Town Clerk, presented the Tentative Budget for 1997 to the Town Board.

- 7. Set up Budget Workshop sessions

SET UP WRKSHHP
SESSIONS

The Board set October 3rd at 7 PM and October 10th at 7 PM to begin budget workshops. More dates will be scheduled as needed.

Following a review of the expenditures and claims, David Nussbaumer moved to approve payment of same as shown on Abstract #9 with totals as follows:

MTN TO APV
PMT. OF VCHRS

<u>Account</u>	<u>Voucher #</u>	<u>Amount</u>
General fund	333-365	\$17758.67
Part town fund	89- 99	\$10285.90
DA Highway	200-209	\$ 2215.38
DB Highway	49- 58	\$ 9520.79
North Water	25- 28	\$ 4755.27
South Water	17- 19	\$ 3005.75

REG TOWN BD MTG W/PUBLIC HRG SEPTEMBER 26, 1996

East Water	18- 19	\$ 2800.18
Central Water	42- 48	\$11429.72

Seconded by: Robert Grier Carried: Unanimously

MIN TO ADJOURN

The motion to adjourn this meeting of the Town Board was offered by Lynne Green, seconded by David Nussbaumer and carried unanimously.

Respectfully submitted,

Beverly E. Hickman
Town Clerk

Town Board Wrkshp Mtg w/Business

October 10, 1996

Town Board Workshop Meeting
with Business

Prior to the Budget Workshop Meeting, a Business Meeting of the Town Board, Town of Palmyra, was called to order at the Town Office, 201 E. Main Street, Palmyra, by Town Supervisor David C. Lyon.

CALL TO ORDER

Upon roll call, the following board members were present:

ROLL CALL

Town Supervisor - David C. Lyon
Town Board Members - Robert Grier
David Nussbaumer
Michael Lambrix
(Lynne Green was absent)

Item #1 - Contract w/Village of Palmyra for fire protection

Robert Grier moved to set a Public Hearing date of October 24, 1996 at 7:00 PM at the East Palmyra Fire Hall, East Palmyra, to consider the contract between the Town of Palmyra and the Village of Palmyra for fire protection.

MIN TO SET
PUB. HRG. DAT
VILLAGE/TOWN
FIRE CONTRACT

Seconded by: David Nussbaumer Carried: Unanimously

MIN CARRIED

Item #2 - Contract w/East Palmyra Fire Department for fire protection

Michael Lambrix moved to set a Public Hearing date of October 24, 1996 at 7:15 PM at the East Palmyra Fire Hall, East Palmyra, to consider the contract between the Town of Palmyra and the East Palmyra Fire Department for fire protection.

MIN TO SET
PUB. HRG.
DATE FOR
E. PAL/TOWN
FIRE CONTRACT

Seconded by: Robert Grier Carried: Unanimously

MIN CARRIED

David Nussbaumer then moved to adjourn this business meeting of the Town Board and go directly into the budget workshop meeting.

MIN TO ADJOUR

Seconded by: Michael Lambrix Carried: Unanimously

Respectfully submitted,
Beverly E. Hickman
Beverly E. Hickman
Town Clerk

PUBLIC HEARING
TOWN OF PALMYRA/VILLAGE OF PALMYRA
FIRE CONTRACT

The Public Hearing scheduled to be held on Thursday, October 24, 1996 at the East Palmyra Fire Hall, to consider increasing the amount of the contract between the Town of Palmyra, Wayne County, New York and the Village of Palmyra, Wayne County, New York, for furnishing fire protection in the amount of \$50,000 for the calendar year 1997; \$52,500 for the calendar year 1998 and \$55,000 for the calendar year 1999 was called to order at 7:00 PM by Town Supervisor David C. Lyon.

PUB HRG CALLED
TO ORDER -
TN/VILLAGE
FIRE CTCT

Those present, in addition to the Town Board members included:

James A. Milliman	Roy C. Wilck
Harry Wilkins	Neil G. Gates
Frank Gorall	Nora Jane Gorall
Robert K. Jagger	George Tilburg
Elizabeth DeWitt	Lucille Leenhouts
Russell ?	Not legible
Mike Green	
John Lester, Fire Chief, East Palmyra Fire Dept.	
L. William Marshall, President, Palmyra Fire Co.	
Elaine Hartnagel, the TIMES	
Nelson F. Cook, Highway Superintendent	

The legal notice, as published in the Courier-Journal, was read by the Town Clerk.

Supervisor Lyon asked for any comments or questions regarding this contract. There were none.

Supervisor Lyon again asked for any comments or questions regarding this contract. Again there were none.

PUB HRG CLOSED

Supervisor Lyon declared this public hearing closed at 7:03 PM.

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REGULAR TOWN BOARD MEETING

The regular Town Board meeting scheduled to be held on Thursday, October 24, 1996 at the East Palmyra Fire Hall was called to order at 7:03 PM by Town Supervisor David C. Lyon.

TN BRD MTG
CALLED TO ORDER

REG. TOWN BOARD MTG W/PUB HEARINGS October 24, 1996

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

PLEDGE OF ALLEGIANCE

Upon roll call, the following Town Board members

ROLL CALL

were present:

- Town Supervisor - David C. Lyon
- Town Board Members - Robert Grier
- David Nussbaumer
- Michael Lambrix
- Lynne Green

David Nussbaumer moved to approve the minutes of the Town Board Workshop Meeting with business held September 12, 1996 as submitted.

MIN TO APV
MINUTES OF
9/12/96

Seconded by: Michael Lambrix Carried: Unanimously

The Town Board accepted the Supervisor's Monthly Report for filing.

COMMUNICATIONS

- 1. Resignation of Robert Nellis - Bingo Inspector

RESIGNATION OF R. NELLIS - BINGO INSPECTOR

Supervisor Lyon stated that he accepted this resignation with regrets and that he will be looking for someone to replace Mr. Nellis.

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

ASSESSOR UPDATE

- 1. Assessor Update

A written report was submitted by Ann Vingee-Taber, Sole Assessor, Town of Palmyra, and can be found in the file folder entitled "Assessor Update/Building Inspector/Zoning Enforcement Officer Update" as kept with these minutes.

MIN TO ADJRN TO PUB HRG

At this time, Supervisor Lyon adjourned this Town Board meeting to go to the Public Hearing scheduled to be held at 7:15 PM.

PUBLIC HEARING
TOWN OF PALMYRA - EAST PALMYRA FIRE DEPT
FIRE CONTRACT

The Public Hearing scheduled to be held on Thursday, October 24, 1996 at the East Palmyra Fire Hall to consider renewing the contract between the Town of Palmyra, Wayne County, New York and the East

Palmyra Fire Department, Wayne County, New York, for furnishing fire protection to the East Palmyra area of the Town of Palmyra for the increased amount of \$11,225, which will take this contract to a total of \$30,000 for the calendar year 1997 was called to order at 7:15 PM by Town Supervisor David C. Lyon.

The same people were in attendance at this public hearing as for the first.

The legal notice, as published in the Courier-Journal, was read by the Town Clerk.

Supervisor Lyon asked for any comments or questions regarding this contract.

David Nussbaumer stated that he would like to have a three year contract rather than a one year. He suggested \$20,000 for 1997; \$21,000 for 1998 and \$22,000 for 1999. These amounts will keep the fire tax rate the same as the Village of Palmyra Fire Department.

Roy Wilck - member of the E. Palmyra Fire Dept. - He would like a increase of \$3,000 per year for the next five years.

James Milliman- member of the E. Palmyra Fire Dept. - He is not happy with a 5% increase because of the water tax the fire hall now has to pay to be in the Central Water District.

John Lester, Fire Chief, East Palmyra Fire Dept. - He will take the figures Mr. Nussbaumer suggested back to the Board of Directors of his fire department and he will remind them that in a six year period the amount of this contract has just about doubled.

Supervisor Lyon informed those present that the new ISO Fire Ratings are out and that they should check with their individual insurance companies. If their companies subscribe to the ISO Ratings, their rates could be lowered considerable; perhaps 20 - 25%.

Supervisor Lyon asked for any more comments or questions regarding this contract. There being none, he declared this public hearing closed at 7:25 PM.

REGULAR TOWN BOARD MEETING CONTINUED

Highway Committee - David Nussbaumer, Chairman

1. Street light for the intersection at Rt. 31 and Hanley Road

David Nussbaumer moved to authorize the Town Supervisor to contact NYSEG regarding a street light for the intersection at Rt. 31 and Hanley Road as per request from the residents in that area.

Seconded by: Michael Lambrix Carried: Unanimously

2. Cablevision

Mr. Nussbaumer informed the board that the Wayne County Cablevision Committee is looking for help with some decisions that need to be made regarding a new contract. The Committee will be sending out survey letters to the community soon.

Planning Committee - Robert Grier, Chairman

1. Building Inspector/Zoning Officer Update

Robert Grier submitted a written report that can be found in the file folder entitled "Assessor Update/Building Inspector/Zoning Enforcement Officer Update" that can be found with these minutes.

2. Set Public Hearing date for Jean Curtin-Special Authorization to sell antiques out of her home

Robert Grier moved to set a Public Hearing date of Thursday, November 7, 1997 at 7:30 PM at the Town Office, 201 E. Main Street, Palmyra, to consider the application of Jean Curtin, 4266 Rt. 31, Palmyra, to sell antiques out of her home.

Seconded by: Michael Lambrix Carried: Unanimously

Zoning Committee - Michael Lambrix, Chairman

1. Intermunicipal Agreement for Administration & Enforcement of Zoning and Building Codes

Michael Lambrix asked the Board if they could go over the draft contract and sort things out. The Board agreed to do so. Much discussion followed and several changes to the draft contract were made. It will be returned to the attorney for corrections and the Board will review it again at a later date.

MIN TO AUTH
STREETLIGHT AT
HANLEY RD.
INTERSECTION

CABLEVISION
UPDATE

BLDG. INSP.
UPDATE

MIN TO SET PUB.
HRG. DATE FOR
J. CURTIN

INTRMUNICIPAL
AGREEMENT
DISCUSSION

2. Set Public Hearing date for 1997 Preliminary Budget

Michael Lambrix moved to set a Public Hearing date of Thursday, November 7, 1996 at 7:00 PM for the 1997 Preliminary Budget at the Town Office, 201 E. Main Street, Palmyra.

MIN TO SET
PUB HRG DATE
FOR 1997
PRELIM. BCGT

Seconded by: David Nussbaumer Carried: Unanimously

AGENDA ITEMS

1. Economic Construction Incentives

ECONOMIC
CONSTRUCTN
INCENTIVE

Supervisor Lyon had received information regarding Economic Construction Incentives and asked the Board if they would like to consider this type of thing. The Board decided they would all like to have copies of this information and they will discuss it at a later meeting.

2. Transfer of funds

MIN TO APV
TRANSFER OF
FUNDS

Supervisor Lyon moved to approve the following fund transfers:

<u>FROM</u>	<u>TO</u>
General Contingency A1990.4 \$108.19	General Justices Cont. Exp. A1110.4 \$108.19
General Tn Bd Cont. Exp. A1010.4 \$29.52	General Supervisor Equip A1220.2 \$29.52
General Tn Bd Cont. Exp. A1010.4 \$7.84	General Supervisor Cont. Exp. A1220.4 \$7.84
General Contingency A1990.4 \$377.50	General Shared Bldgs. A1620.4 \$377.50
Part Town Plng. Cont. Exp. B8020.4 \$612.48	Part Town Zong Cont. Exp. B8010.4 \$612.48
Part Town Contingency B1990.4 \$15.00	Part Town Registrar Fees B4020.1 \$15.00
Central Water Admin FC8310.22 \$2060.00	Central Water Meters FC8340.23 \$2060.00
HB Cap Proj/CWD Fund Balance HB909 \$784.41	HB Cap Proj/CWD Tn Frns HB8320.202 \$784.41

Seconded by: David Nussbaumer Carried: Unanimously

3. Set Public Hearing date for proposed Extension #1 to the Central Water District

Supervisor Lyon moved to set a Public Hearing date of Tuesday, November 26, 1996 at 7:00 PM at the Palmyra Fire Hall to consider the proposed Extension #1 to the Central Water District. *

MIN TO SET
PUB HRG DATE
PROPOSED EXT.
#1 TO CWD

Seconded by: David Nussbaumer Carried: Unanimously

REG. TOWN BOARD MTG W/PUB HEARINGS

October 24, 1996

MIN TO APV
FIRE CTRCT
W/VILLAGE PAL.
FOR 3 YRS

4. Approval of fire contracts

Supervisor Lyon moved to approve the contract for fire protection between the Town of Palmyra and the Village of Palmyra in the amount of \$50,000 for the calendar year 1997; \$52,500 for the calendar year 1998 and \$55,000 for the calendar year 1999.

Seconded by: Michael Lambrix Carried: Unanimously

E PAL FIRE
CTRCT ON HOLD

(Approval of the East Palmyra Fire Contract will be held until the November 7, 1996 meeting)

MIN TO APV
PMT OF CLAIMS

Following a review of the expenditures and claims submitted, David Nussbaumer moved to authorize payment on claims shown on Abstract #10 with totals as follows:

<u>Account</u>	<u>Voucher #</u>	<u>Amount</u>
General Fund	366 - 398	\$11,249.11
Part Town Fund	100 - 111	\$ 2,612.57
Highway II, III, IV	210 - 221	\$ 2,733.67
Highway I	59 - 64	\$12,082.25
North Wtr Dist.	29 - 31	\$ 4,099.72
South Wtr Dist.	20	\$ 712.00
East Water Dist.	20 - 21	\$ 379.54
Central Water Dist.	49 - 53	\$ 7,800.19

Seconded by: Lynne Green Carried: Unanimously

MIN TO ADJRN

Robert Grier moved to adjourn this meeting of the Town Board.

Seconded by: Michael Lambrix Carried: Unanimously

Respectfully submitted,

Beverly E. Hickman
 Town Clerk

*NOTICE
 TOWN OF PALMYRA
 PUBLIC HEARING POSTPONEMENT

Please be advised that the Public Hearing scheduled to be held on Tuesday, November 26, 1996 at 7 PM at the Palmyra Fire Hall, to consider the proposed Extension #1 of the Central Water District, has been postponed until Thursday, December 12, 1996 at 7:30 PM at the Palmyra Fire Hall.

The regular Town Board meeting scheduled for November 26, 1996 has been moved back to the Town Office, 201 E. Main Street, Palmyra, and will begin at 7:30 PM.

We apologize for any inconvenience this may cause you.

Members of the town Board
 Town of Palmyra

PUBLIC HEARING
Preliminary Budget 1997

The Public Hearing scheduled to be held on Thursday, November 7, 1996 to consider the Preliminary Budget for the Town of Palmyra for the calendar year of 1997, at the Palmyra Town Office, 201 E. Main Street, Palmyra, was called to order at 7:00 PM by Town Supervisor David C. Lyon.

PUB HRG CALLED
TO ORDER

Those in attendance at this public hearing, in addition to the Town Board Members included:

Elaine Hartnagel - the TIMES
Shawn Koh - the Courier-Journal
Nelson F. Cook - Town Highway Superintendent

The legal notice was read by the Town Clerk, as published in the Courier-Journal.

Supervisor Lyon asked for questions and/or comments regarding this preliminary budget. There being no comments from those present, Supervisor Lyon commented on two changes that he felt needed to be done to this preliminary budget.

1. East Palmyra Fire Department Contract

Supervisor Lyon informed those present that some of the members of said fire department do not want a three year contract. He has offered them (on behalf of the Town Board) \$20,000.00 for 1997, \$21,000.00 for 1998 and \$22,000.00 for 1999. He added that he has told them that if they are only willing to go for a one year contract, he is only willing to offer \$19,600.00 for 1997; the same tax rate as the Palmyra Fire Department will receive for 1997. He said that the fire department Board of Directors are meeting tonight also, and they will call him here with their decision yet tonight.

E. PAL. FIRE
DEPT. CTRCT

2. Central Water District

Supervisor Lyon stated that 4,000.00 needs to be added to interest income CWD 2401. and then \$4,000.00 added to contingency 1990.4.

CENTRAL WTR.
DISTRICT

Supervisor Lyon again asked if there were any

Reg. Town Board Meeting

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comments or questions. Elaine Hartnagel, the TIMES, asked the amount of the total budget. Supervisor Lyon told her it was \$1,787,565.00 including fire and water districts. He said the rates will be \$2.12 per thousand dollar assessed value inside the Village and \$3.10 per thousand dollar assessed value outside the Village. These rates compare to \$2.15 inside the Village and \$3.10 outside the Village in 1996.

Supervisor Lyon again asked for any further comments or question; there being none, he declared this public hearing closed at 7:10 PM.

PUB HRG CLOSED

.....

REGULAR TOWN BOARD MEETING

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held on Thursday, November 7, 1996 at the Town Office, 201 E. Main Street, Palmyra, was called to order at 7:10 PM by Town Supervisor David C. Lyon.

TN BRD MTG
CALLED TO ORDER

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

PLEDGE OF
ALLEGIANCE

Upon roll call, the following Town Board members were present:

ROLL CALL

Town Supervisor - David C. Lyon
Town Board Members - Robert Grier
David Nussbaumer
Michael Lambrix
Lynne Green

David Nussbaumer moved to approve the minutes from the September 26, 1996 regular Town Board meeting as submitted.

MIN TO APV MINUTES
FROM 9/96

Seconded by: Michael Lambrix Carried: Unanimously

This Board accepted the Supervisor's Monthly

SUPERVISOR'S REPORT

Report for filing.

COMMUNICATIONS

1. Seminar/Workshop for Municipal Officials

David Nussbaumer moved to approve \$175.00 plus mileage to cover the expenses for any board member or department head able to attend this workshop.

OFFICIALS
WORKSHOP

Seconded by: Lynne Green Carried: Unanimously

- 2. Phone call RE: Veteran's Day Service - at the VFW - 11:00 AM
- 3. Joint Village Board/Town Board meeting at the Palmyra Fire Hall, 7 PM on Monday, Nov. 18, 1996 RE: Proposed signing of the Intermunicipal Contract for Building and Zoning Departments

VET. DAY SRVCE

BLDG/ZON.
CTRCT MTG

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

No report at this time.

ASSESSOR'S
REPORT

At this time Supervisor Lyon adjourn the remainder of the Town Board meeting to go into the second public hearing scheduled for this evening.

ADJ. TN. BRD.
MTG.

PUBLIC HEARING

Jean Curtin - Special Authorization

The Public Hearing scheduled to be held on Thursday, November 7, 1996 at the Town Office, 201 E. Main Street, Palmyra, to consider the application of Jean Curtin, 4266 Rt. 31, Palmyra for a Variance to the Zoning Ordinance of the Town of Palmyra, to sell antiques at her residence was called to order at 7:45 PM by Town Supervisor David C. Lyon.

SPEC. AUTH. -
J. CURTIN

The legal notice, as published in the Courier-Journal, was read by the Town Clerk.

Supervisor Lyon asked for any comments or questions regarding this application.

Lynne Green stated that she was under the impression that Ms. Curtin wanted to use her garage for her business as opposed to her home. Robert Grier said that Ms. Curtin had decided to use her home and only use the garage for storage.

Supervisor Lyon again asked for any comments or questions. There being none, he directed the Town Clerk to read the following recommendation from the Palmyra Planning Board:

MEMO TO: Palmyra Town Board
FROM: Palmyra Planning Board
RE: Jean Curtin - Special use Application
DATE: October 22, 1996

PLANNING BRD.
RECOMMENDATION

At the October 21, 1996 meeting of the Town of Palmyra Planning Board, an application was received from Jean Curtin, 4266 Rt. 31, Palmyra, for a special use permit to sell antiques from her home. The board reviewed her application and felt that since this appeared to be a very small business which would have no adverse affect on the community, the permit should be granted. it appears that there will be no significant increase in traffic in the area, with a maximum 3 to 4 customers at any given time.

The board felt that it was an acceptable business use in the area, and agreed that it would not alter the character of the neighborhood. Member Jim Welch did stress, however, that since the application was in an Agricultural District, signage would be limited to 15 square feet without a variance. A motion was then made by Mr. Welch to recommend approval of the Special use application to the town Board, and it was seconded by Bill Baker. The motion was approved with all ayes.

Respectfully submitted,
Sue Anne Regis, Secretary
Town Planning Board

At this time, Robert Grier, Acting Building Inspector/Zoning Officer, told the Board that he had received only a verbal recommendation for approval from the Wayne County Planning Board, with a written recommendation to follow.

PUB HRG CLOSED

Supervisor Lyon again asked for any comments or questions regarding this application. There being none, he declared this public hearing closed at 7:55 PM.

TN BRD MTG CNT'D

REGULAR TOWN BOARD MEETING CONTINUED

HIGHWAY REPORT

Highway Committee - David Nussbaumer, Chairman

- 1. Declare a truck surplus

Upon recommendation of Nelson F. Cook, Highway Superintendent, David Nussbaumer moved to declare our 1974 Osh Kosh truck surplus equipment and to advertise to take bids to sell same.

MTN TO DECLARE surplus truck

Seconded by: Michael Lambrix Carried: Unanimously

MTN CARRIED

- 2. Road Cinders

Nelson Cook reported that he had gone to Dresden to check out this new source of cinders. He said they are still in the pond; have to be dug and dried yet.

ROAD CINDERS

The towns immediately surrounding Dresden get to purchase said cinders first and then if there are any left they sell to towns farther away. Also, Mr. Cook did not see where there would be any savings to the Town of Palmyra. The Board agreed that it did not appear to be a savings measure. David Nussbaumer stated that it had been worth looking into.

Mr. Cook asked if he was supposed to look into obtaining a light at Hanley Road as discussed at a previous meeting. Supervisor Lyon told him he would appreciate it if he would.

LIGHT - HANLEY
RD INTERSECTION

3. Lack of sand and salt

Nelson Cook, Highway Superintendent, informed the Board that he is short \$14,500 to be able to fill his sand/salt barn. He had talked to this Board previously giving them fair warning that this might happen due to the heavy snows we had last winter and any extra supplies being used up. Following a lengthy discussion, David Nussbaumer moved to take \$14,500 from DA Reserve and add it to DA5142.4 Contractual Expense - Snow Removal.

SAND/SALT
SHORTAGE

MTN TO MOVE
\$14,500 FROM
DA RESERVE TO
DA5142.4

Seconded by: Lynne Green Carried: 3 Ayes
(Robert Grier - Naye and Michael Lambrix abstained)

MTN CARRIED

Planning Committee - Robert Grier, Chairman

1. Building/Zoning Officer Update

Mr. Grier reported that the 1995 permits are being revised and updated and we presently have one new home being built and he expects two more before the end of the year.

ZON OFF. UPDATE

2. Engineering study

Robert Grier said that the cost of a feasibility study for a joint Town/Village Hall will cost approximately \$3,400.00. This, of course, would be \$1,700.00 if split between the Town and the Village. Supervisor Lyon suggested that this matter be tabled for the moment and discussed at the joint Town/Village meeting to be held on November 18, 1996. The Board agreed.

ENGINEER STDY
FOR JOINT HALL

3. 911 Address Changes

911 ADDRESSES

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Mr. Grier and Supervisor Lyon have met with Jim Lee, 911 Coordinator. Mr. Lee suggested that approximately 40 address changes be made in the Town of Palmyra in order to ensure that people could be located quickly if a emergency should arise. Following a brief discussion, the Board agreed to have these changes done now before we have any problems. As soon as Supervisor Lyon reports the Board's decision, Mr. Lee will finalize these changes and the people involved will be notified.

Zoning Committee - Michael Lambrix, Chairman

MTN TO APV
BLDG/ZON. DEPT.
CONTRACT

1. Building/Zoning Department Contract
Michael Lambrix moved to approve conceptual agreement of the joint Town/Village Building Department contract.

Seconded by: David Nussbaumer Carried: 4 Ayes
(Robert Grier abstained)

MTN CARRIED

2. Advertise for positions for Building/
Zoning Department

MTN TO ADVISE
FOR ZON OFFICER

Following some discussion, it was decided by this Board that the only position that should be advertised at this time is the full time enforcement officer position because the part time deputy and the clerk should be hired by the full time person. Michael Lambrix moved to authorize advertising for a Code Enforcement Officer for the Building Department of the Town and Village of Palmyra; applicant must be a resident of the Town or Village of Palmyra; must have a New York State Basic Code Enforcement Training Certificate and must have experience in the building trades; with applications to be accepted at the Town Clerk's Office until 5:PM Friday, November 22, 1996.

Seconded by: David Nussbaumer Carried: 4 Ayes
(Robert Grier abstained)

MTN CARRIED

3. Jean Curtin - Special Authorization -
Subject of Public Hearing

Michael Lambrix moved to approve the Special Authorization of Jean Curtin, 4266 Rt. 31, Palmyra, to sell antiques out of her home with stipulations to be set down and sent to Ms. Curtin for signing.

MTN TO APV
SPEC USE -
CURTIN

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Seconded by: David Nussbaumer Carried: Unanimously

MTN CARRIED

AGENDA ITEMS

1. East Palmyra Fire Department Contract

David Nussbaumer moved to approve the contract between the Town of Palmyra and the East Palmyra Fire Department for fire protection at a cost of \$20,000 in 1997; \$21,000 in 1998 and \$22,000 in 1999.

MTN TO AFV
E. PAL FIRE
DEPT. CONTR

Seconded by: Michael Lambrix Carried: 4 Ayes
(Supervisor Lyon abstained)

MTN CARRIED

2. Preliminary Budget 1997

Michael Lambrix moved to approve the 1997 Preliminary Budget with three changes to be made:

MTN TO AFV
PRELIM. 1997
BUDGET W/
CHANGES

- a) Central Water District \$4,000 correction
- b) East Palmyra Fire Contract correction
- c) DA Highway \$10,000 increase from sale of surplus machinery be reduced by \$10,000 and additional \$10,000 be taken from machinery reserve.

Seconded by: Robert Grier Carried: Unanimously

MTN CARRIED

3. Reminder of next regular Town Board meeting - Tuesday November 26th because of Thanksgiving Day - Also - Joint Town/Village Board Meeting, Monday, November 18, 7 PM at the Fire Hall

REMINDER OF
NEXT MTG

4. Authorize bid on loader and attachments

David Nussbaumer moved to authorize bidding on loader and attachments for the Bob Cat with monies to come out of the 1997 budget.

MTN TO AUTH
BID ON LOADER
& ATTCHMTS

Seconded by: Robert Grier Carried: Unanimously

MTN CARRIED

The motion to adjourn this meeting of the Town Board was offered by Michael Lambrix.

MTN TO ADJRN

Seconded by: David Nussbaumer Carried: Unanimously

MTN CARRIED

Respectfully submitted,

Beverly E. Hickman
Town Clerk

SPECIAL TOWN BOARD MEETING

Town Supervisor David C. Lyon called for a special meeting of the Town Board, Town of Palmyra. The meeting notice was properly posted and the Courier-Journal and the Times were telephoned.

Supervisor Lyon called this special meeting of the Town Board, Town of Palmyra, to order at 8:20 PM on Tuesday, November 12, 1996 at the Town Office, 201 E. Main Street, Palmyra.

CALL TO ORDER

Upon roll call, the following Town Board members were present:

ROLL CALL

Town Supervisor - David C. Lyon
 Town Board Members - Robert Grier
 David Nussbaumer
 Michael Lambrix
 (Lynne Green was absent)

There was no one else present at this meeting.

Item #1 - Engineering work by MRB Group

Michael Lambrix moved to approve payment of \$8,000 to MRB Group for preliminary engineering fees for the proposed Extension #1 to the Central Water District.

Seconded by: David Nussbaumer Carried:

Unanimously

MIN TO PAY
MRB \$8,000
PRELIM. ENG.
FEES FOR EXT.
#1

MIN CARRIED

Item #2 - Public Hearing Postponed

Supervisor Lyon informed the Board that the public hearing scheduled for the purpose of establishing the Extension #1 to the Central Water District has been postponed until Thursday, December 12, 1996 at 7:30 PM and will be held at the Palmyra Fire Hall.

CWD EXT. #1
PUB HRG
POSTPONED

Robert Grier moved to adjourn this Special Meeting of the Town Board at 8:30 PM.

MIN TO ADJOURN

Seconded by: Michael Lambrix Carried: Unanimously

Respectfully submitted,

Beverly E. Hickman
 Town Clerk

JOINT TOWN BOARD/VILLAGE BOARD MEETING

The joint Town Board/Village Board meeting scheduled to be held on Monday, November 18, 1996 at the Palmyra Fire Hall was called to order at 7:00 PM by Village Mayor Peter Wilson.

JOINT TN
AND VILLAGE
MTG CALLED
TO ORDER

Upon roll call the following Board members were present:

ROLL CALL

Town Board

Town Supervisor - David C. Lyon
Town Board Members - David Nussbaumer
Michael Lambrix
Lynne Green
(Robert Grier was absent)

Village Board

Village Mayor - Peter Wilson
Village Board Members - Ann Guest
Fred Celantono
Robert Gunkler
Curt Solomon

Mayor Wilson led those present in the Pledge of Allegiance to the Flag.

PLEDGE OF
ALLEGIANCE

Mayor Wilson moved to approve the Intermunicipal Agreement for the Administration and Enforcement of Zoning and Building Codes and Planning Services between the Village of Palmyra and the Town of Palmyra.

MIN TO APV
INTERMUNICIPAL
AGREEMENT
FOR ZONING
SERVICES

Seconded by: Robert Gunkler Roll Call vote:
Mayor Wilson - Aye
Trustee Guest - Aye
Trustee Celantono - Aye
Trustee Gunkler - Aye
Trustee Solomon - Aye
Carried.

MIN CARRIED

Michael Lambrix then moved to approve and sign the Intermunicipal Agreement for the Administration and Enforcement of Zoning and Building Codes and Planning Services between the Town of Palmyra and the Village of Palmyra.

MIN TO SIGN
AGREEMENT

Seconded by: David Nussbaumer Roll Call vote:
Supervisor - David C. Lyon - Aye
Town Board Members - David Nussbaumer - Aye
Michael Lambrix - Aye
Lynne Green - Aye
(Robert Grier was absent)
Carried.

MIN CARRIED

Mayor Wilson asked if there was any other business for these joint boards. There being none, he adjourned this joint board meeting.

MTG ADJ'D

Respectfully submitted,

Beverly E. Hickman
Town Clerk

REGULAR TOWN BOARD MEETING

The regular Town Board meeting scheduled to be CALL TO ORDER held on Tuesday, November 26, 1996 at the Town Office, 201 East Main Street, Palmyra was called to order at 7:01 PM by Town Supervisor David C. Lyon.

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

Upon roll call, the following Town Board members were present:

Town Supervisor - David C. Lyon ROLL CALL
 Town Board Members - Robert Grier
 David Nussbaumer
 (Lynne Green and Michael Lambrix were absent)

Others present at this meeting included:
 Christie Fogal, Saydra Bean, Jennifer McCormick, Dan Herrera, Beth A. Nagel and Shawnda P. Lewis (High School Politics students), and Town Clerk Beverly Hickman.

David Nussbaumer moved to approve the minutes of the Town Board Meetings held October 10, October 24, APV MINUTES OF 10/10, 10/24 & 11/7/96 and November 7, 1996 as submitted.

Seconded by: Robert Grier Carried: Unanimously

The Town Board accepted the Supervisor's Monthly SUPV MONTHLY REPORT Report for filing.

COMMUNICATIONS

1. Letter from NYS Dept of Agriculture & Markets NEG DEC CWD X#1
 RE: Preliminary Notice of Intent - Central Water District (CWD) Extension #1
2. Information from Time Warner Communications - CABLE RATE INCREASE
 RE: Increase in cable rates
3. Resignation of Beverly Hickman as Records Management Officer (RMO) RESIGNATION OF RMO

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

1. Assessor Update

No report at this time.

2. David Lyon moved the following: AUTH 1998 REVALUATION

WHEREAS, Section 305 of the New York State Real Property Tax Law mandated uniform and equitable assessments; and

WHEREAS, computer-assisted mass appraisal systems, technical advice, and financial assistance are available by cooperative agreement with the New York State Office of Real Property Tax and the Wayne County Real Property Tax Services Agency; and

WHEREAS, the last town wide reassessment of our real property took place in 1992, and

WHEREAS, the Town Board is convinced that a reassessment is necessary to comply with Section 305 of the New York State Real Property Tax Law;

REGULAR TOWN BOARD MTG

November 26, 1996

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

SECTION 1. That the Assessor of the Town of Palmyra is hereby authorized to undertake and implement a revaluation/update for the 1998 Assessment Roll.

SECTION 2. That the Town Board does hereby agree, in conjunction with the New York State Office of Real Property Tax Agency, to support the Town's Assessment Staff in this reassessment.

This resolution shall take effect immediately.

Seconded by: David Nussbaumer Carried: Unanimously

Highway Committee - David Nussbaumer, Chairman

1. Oshkosh bids

David Nussbaumer read the four bids received to purchase the surplus 1974 dump truck. He then moved to accept the recommendation of Town Highway Superintendent Nelson Cook to accept the highest offer of \$11,597.00 from Adamson Industries Corp. of Lawrence, MA.

Seconded by: Robert Grier Carried: Unanimously

2. Transfer of funds

David Nussbaumer moved to approve the following fund transfers:

FROM		TO	
DA Highway - Snow Removal-Pers Serv		DA Highway - Emp. State Retirement	
DA5142.1	\$1234.71	DA9010.8	\$1234.71
DA Highway Fund Bal		DA Highway-Snow Removal Cont. Exp.	
DA909	\$14500.00	DA5142.4	\$14500.00
DB Highway		DB Highway - Emp. State Retirement	
DB5110.4	\$234.72	DB9070.8	\$234.72

Seconded by: Robert Grier Carried: Unanimously

Planning Committee - Robert Grier, Chairman

1. Building Inspector/Zoning Officer Update

Robert Grier reported 2 new house permits were issued, and Peter Freund is ready to apply for a permit for Phase 3 on Division Street. Mr. Grier also mentioned the mobile home park inspections normally conducted at this time will be handled by the new Code Enforcement Officer (CEO).

OSHKOSH BIDS

AMEND BUDGET

CEO REPORT

Zoning Committee - Michael Lambrix, Chairman

1. CEO position update

David Lyon reported he had met with Village Mayor Peter Wilson and they directed Councilman Michael Lambrix and Village Trustee Robert Gunkler to interview the qualified candidates and report back to the Village and Town with their recommendations by December 9, 1996. CEO INTERVIEWS

AGENDA ITEMS

1. Approval to sign Palmyra Fire Dept Contract PALMYRA FIRE CONTRACT

Moved by: David Nussbaumer Seconded by: Robert Grier
Carried: Unanimously

2. Wayne County Board of Supervisors Report COUNTY SUPV REPORT

Supervisor Lyon reported work is continuing on the new Courthouse with occupancy expected after the 1st of the year. The 1997 Wayne County Budget Hearing will be held December 10 at 7:00 PM; there will be no County tax increase due to a favorable change in equalization rates.

3. Wayne County Water & Sewer Authority Update WCWSA REPORT

Supervisor Lyon reported the Authority is still attempting to finalize the long-term contract.

4. Amendment to 6/27/96 minutes AMEND 6/27/96 MINUTES

David Lyon moved to amend the Regular Town Board Meeting minutes of 6/27/96 to include:

"David Lyon moved to authorize MRB Group, the Town's Consulting Engineers, to prepare a general plan, report and map providing water service to an area of the Town of Palmyra, outside of the Village of Palmyra and existing Town Water Districts. Such motion was seconded by David Nussbaumer and carried unanimously."
Seconded by: David Nussbaumer Carried: Unanimously

APV MRB TO PREPARE MAP CWD EXT #1

5. Appointment of RMO APPOINT RMO

Upon recommendation of Town Clerk and former RMO Beverly Hickman, Robert Grier moved to appoint Catherine C. Contant as Records Management Officer.
Seconded by: David Nussbaumer Carried: Unanimously

REGULAR TOWN BOARD MTG

November 26, 1996

6. Transfer of funds

Supervisor Lyon moved to approve the following fund transfers:

FROM	TO
General Contingency A1990.4 \$119.26	General Justices Cont. Exp. A1110.4 \$119.26
General Contingency A1990.4 \$109.34	General Supv. Cont. Exp. A1220.4 \$109.34
General Contingency A1990.4 \$5939.89	General Town Bd Cont. Exp. A1010.4 \$5939.89
General Contingency A1990.4 \$903.96	General Shared Bldg Cont Exp. A1620.4 \$903.96
General Contingency A1990.4 \$1591.30	General Electn Per Serv. Exp. A1450.1 \$1591.30
General Contingency A1990.4 \$42.39	General Electn Cont. Exp. A1450.4 \$42.39
General Contingency A1990.4 \$885.57	General Emp State Ret. Exp. A9010.8 \$885.57
Part Town Contingency B1990.4 \$107.00	Part Town Registrar Fees B4020.1 \$107.00
Part Town Plng. Cont. Exp. B8020.4 \$353.37	Part Town Zong Cont. Exp. B8010.4 \$353.37
South Water Equipment FS8340.2 \$783.88	South Wtr Pump St Water FS8320.4 \$783.88
South Water Op & Maint FS8340.4 \$969.97	South Wtr Pump St Water FS8320.4 \$969.97
East Water Equipment FE8340.2 \$295.12	East Wtr Pump St Water FE8320.4 \$295.12
Machine Reserve HA9901.9 \$20000.00	Hwy Interf Tr/Mach Rs DB5033 \$20000.00
HB Cap Proj/CWD Fund Balance HB909 \$168.00	HB Cap Proj/CWD Tn Fracs HB8320.202 \$168.00

Seconded by: David Nussbaumer Carried: Unanimously

7. Approval for Supervisor to attend NYS-GFOA
Winter Conference Dec 4

APV SUPV TO ATTEND
CONFERENCE

David Nussbaumer moved to authorize Supervisor David Lyon to attend the conference at a cost not to exceed \$45.00 plus mileage. Seconded by: Robert Grier
Carried: Unanimously

8. Concern RE: Hunting/Game Preserve - Floodman
Rd area

HUNTING PRESERVE
CONCERN

Discussion of letter from Annette Yost of Floodman Road. Robert Grier stated Zoning is now investigating the matter and will report back to the Board.

Following a review of the expenditures and claims submitted, David Nussbaumer moved to authorize payment on claims shown on Abstract #11 with totals as

follows:

<u>Account</u>	<u>Voucher #</u>	<u>Amount</u>
General Fund	399 - 469	\$23,006.43
Part Town Fund	112 - 120	\$ 1,210.15
Highway II, III, IV	222 - 249	\$32,763.85
Highway I	65 - 72	\$28,949.63
North Wtr Dist.	32 - 35	\$ 4,217.86
South Wtr Dist.	21 - 23	\$ 2,465.85
East Water Dist.	22 - 24	\$ 5,487.97
Central Water Dist.	54 - 58	\$10,690.84
HB Cap Project	82	\$ 168.00

APV PAYMENT OF
VOUCHERS

Seconded by: Robert Grier Carried: Unanimously

Supervisor Lyon reminded the Board the next Town Board Meeting will be held at the Palmyra Fire Hall December 12 at 7:30.

MIN TO ADJRN

At 8:02 PM David Nussbaumer moved to adjourn this meeting of the Town Board. Seconded by: Robert Grier
Carried: Unanimously

Respectfully submitted,

Catherine C. Contant
Deputy Town Clerk

PUBLIC HEARING
TOWN OF PALMYRA/VILLAGE OF PALMYRA
CENTRAL WATER DISTRICT EXTENSION NO. 1

The Public Hearing scheduled to be held on Thursday, December 12, 1996 at the Palmyra Fire Hall, to consider the creation of Extension No. 1 to the Central Water District at 7:00 PM by Town Supervisor David C. Lyon.

PUB HRG
CENTRAL WATER
DISTRICT EXT. 1

Those present, in addition to the Town Board members included:

Nelson F. Cook, Highway Superintendent	
Anthony Malone and Jonathan Kaiser, MRB Group	
Dom Bartucca	Russell Waeghe
Ralph Stubbings	Darlene Denosky
Veronica A. Fontaine	Doyle E. Denosky
Jacob DePoint	Bob Gunkler
Annette Yost	Lucille Leenhouts
Scott Schneckenburger	Saydra L. Bean

The reading of the legal notice, as published in the Courier-Journal, was waived due to length by the Town Supervisor.

A presentation was made by Mr. Malone summarizing the financial details of the Extension. The total project cost is \$600,000 to install 24,880 linear feet of water line (8" and 12") in 4 sections of the Town. The Wayne County Water & Sewer Authority will contribute Labor and Equipment (value of \$124,000) to install the water line in the Rt. 21 North section as part of its Transmission Main Master Plan. General Fund-Part Town contribution of \$108,000 to increase the pipe size from 8" to 12" in sections was approved for transmission purposes. It was estimated that 80% of the eligible parcels (63 of 79) would connect at the \$1000 fee, which would apply \$18,900 (\$1,000 connection fee less \$700 cost of connection = \$300 per parcel net contribution) to the project. The net project cost is \$350,000. This amount will be financed by the properties included in the Extension over 25-27 years at 6-1/2 to 7% per year. The owner of an average parcel assessed at \$85,000 will pay approximately \$317 per year Special Water District Tax

December 12, 1996

for the first 5 years, to reduce proportionately over the life of the bond. The maximum tax rate over the first five years will be \$3.70 per thousand dollars of assessed value.

Supervisor Lyon asked for any comments or questions regarding this extension. Annette Yost and Veronica Fontaine questioned the Board about extending the line further down Floodman Road. Mr. Malone and Mr. Lyon explained that the lack of taxable property in the area according to the State guidelines prohibited going farther at this time. Some further discussion followed, and all present asked and had their questions answered.

Supervisor Lyon declared this public hearing closed at 8:03 PM.

PUB HRG CLOSED

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REGULAR TOWN BOARD MEETING

The regular Town Board meeting scheduled to be held on Thursday, December 12, 1996 at the Palmyra Fire Hall was called to order at 8:16 PM by Town Supervisor David C. Lyon:

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Upon roll call, the following Town Board members were present:

ROLL CALL

Town Supervisor - David C. Lyon
Town Board Members - Robert Grier
David Nussbaumer
Michael Lambrix
Lynne Green

Mr. Malone and Mr. Kaiser discussed other possible extensions in the South Water District, the Clean Water Act, and building a water storage tank. Also mentioned were the potential of extending sewers along Canandaigua Road and Division Street.

Mr. Nussbaumer moved to approve the Engineering Agreement of the Central Water District Ext. No. 1 with MRB Group, subject to approval by the Town

MTN TO APV
ENG. AGRMNT.

Attorney.

Seconded by: Lynne Green Carried: Unanimously

MIN CARRIED

Mr. Lambrich moved to approve the minutes of the Town Board Meetings held November 12, November 18 & November 26, 1996 as submitted.

MIN TO APV
11/12/96
MINUTES

Seconded by: David Nussbaumer Carried: Unanimously

The Town Board accepted the Supervisor's Monthly Report for filing.

SUPERVISOR'S
REPORT

COMMUNICATIONS

1. Negative Declarations - Central Water District Extension No. 1

Supervisor Lyon reported the receipt of Negative Declarations from Wayne County Highway Department, Wayne County Planning, and New York State Department of Transportation.

NEG. DECL.
FROM WCTY.
DEPTS.

2. Nesbitt & Williams invitation

Mr. Lyon mentioned all Town Council members and employees were invited to a Holiday Open House at Nesbitt & Williams, Law Offices on December 20 from 2 to 6 pm.

OPEN HOUSE
AT NESBITT'S

3. Videopresentation - Drinking Water State Revolving Fund

Mr. Lyon announced that this presentation will be held on Monday, December 16. Anyone interested may contact the Town Clerk to register.

VIDEO - WTR.

4. Canal Corridor Initiative Conference

Supervisor Lyon read the announcement of this conference to be held December 18 & 19 in Rochester. Any Board member interested in attending may contact the Town Clerk to register.

CANAL CORRIDOR
CONFERENCE

5. Animal Control Officer Annual inspection by NYS Agriculture & Markets

Mr. Lyon reported that the Town's kennels and records were inspected and were satisfactory in all respects.

ACO INSP.
BY AG/MRKTS

6. Master Plan Committee meeting Thursday, December 18, 1996 at 3PM at the Village Hall

Supervisor Lyon reminded all of the next Master Plan Committee Meeting.

MASTER PLAN
MTG.

AGENDA ITEMS

1. Approval to establish CWD EXT NO. 1

December 12, 1996

MIN TO APV
ESTABLISHMENT
OF CENTRAL WTR
DIST. EXT. 1

The following order was moved by Lynne Green, seconded by Michael Lambrix, and carried unanimously:

ORDER

AT A MEETING OF THE TOWN BOARD OF THE TOWN OF PALMYRA, WAYNE COUNTY, NEW YORK HELD AT THE PALMYRA FIRE HALL, EAST MAIN STREET, PALMYRA ON THE 12TH DAY OF DECEMBER 1996

IN THE MATTER OF THE ESTABLISHMENT OF A PROPOSED EXTENSION TO THE CENTRAL WATER DISTRICT IN THE TOWN OF PALMYRA, WAYNE COUNTY, NEW YORK TO BE KNOWN AS EXTENSION NO. 1 TO THE CENTRAL WATER DISTRICT

A Resolution having been duly adopted by the Town Board of the Town of Palmyra, pursuant to Article 12A of the Town Law on June 27, 1996 directing the Town Consulting Engineers to supervise the preparation of a map, plan and report for providing the facilities, improvements or services in a portion of the Town of Palmyra where an extension to an existing water district was proposed to be established, and said map, plan and report with an estimate of cost having been duly prepared by the Town consulting Engineers, MRB Group Engineering, Architecture & Surveying, P.C. and filed in the office of the Town Clerk on November 18, 1996; and

WHEREAS, the proposed Extension No. 1 to the Central Water District consists of four (4) separate sectors adjacent to the Central Water District which are currently outside of any Village and any existing water district, all as shown on the general map showing the benefited area (identified with tax map numbers) and plan as filed in the Town Clerk's Office and shall be bounded and described as more particularly set forth in Schedule A attached hereto and made a part hereof; and

WHEREAS, the improvements to be built in the proposed Extension No. 1 to the Central Water District consist of a 12" transmission system and an 8" distribution system consisting of a total of 24,800 lineal feet of pipes and related appurtenances; and

WHEREAS, the maximum amount to be expended is \$600,000; and

WHEREAS, a contribution for the installation of a part of the proposed improvement will be made by the Wayne County Water and Sewer Authority, (WCW&SA), because a portion of the proposed improvement will be a part of the WCW&SA proposed transmission network. The contribution will be by providing in kind, services and equipment for the installation of the Route 21, North Sector, which services have been valued by the Town's Consulting Engineers at \$124,000; and

WHEREAS, the Town will provide \$108,000 from excess Part Town funds (sales tax revenue) pursuant to Section 192A of the Town Law to pay the cost differential between the 12" pipe, which is desirable to provide for future expansion and surplus capacity and the traditional 8" distribution system; and

WHEREAS, after application of the two supplemental contributions from the maximum amount to be expended of \$600,000, and application of excess connections fees estimated at \$19,000 the balance to be borne by the area within the proposed Extension No. 1 to the Central Water District is \$350,000; and

WHEREAS, the proposed method of financing the cost of Extension No. 1 to the Central Water District shall be by the issuance of serial bonds of said Town, maturing in annual installments over a period not to exceed forty (40) years. It is proposed that the Town will finance the proposed improvement with serial bonds in the amount of \$350,000 paying an estimated interest at six and one half percent (6.5%), payable in annual installments over 27 years. Said bonds are to be paid from assessments levied upon all the taxable real property within said area proposed to be known as Extension No. 1 to the Central Water District at the same time and in the same manner as other Town charges, in an amount to pay the principal and interest on said bonds as the same become due. Said bonds shall be secured by the full faith and credit of the Town of Palmyra and in the event the bonds, when due, are not paid from the District, then all of the taxable real property in the Town shall be subject to the levying of an ad valorem tax without limitation as to rate or amount, sufficient to pay the principal and interest on said bonds, as the sum shall become due; and

WHEREAS, the establishment of said Extension No. 1 to the Central Water District has been determined by the Town to be a Type 1 Action, pursuant to the regulation promulgated by the New York State Department of Environmental Conservation implementing the State Environmental Quality Review Act. The Town Board has determined that this improvement will not result in any significant environmental effects; and

WHEREAS, the future operation and maintenance of the proposed water improvements will be taxed by charges to property owners in the area herein included into and made part of the Extension No. 1 of the Central Water District of the Town of Palmyra on an ad valorem basis to be levied against and assessed against property as defined as within the said Extension No. 1 of the Central Water District of the Town of Palmyra and/or user's fees, connection fees, and/or a combination thereof; and

WHEREAS, the estimated cost or hookup fees to the typical property in the proposed Extension No. 1 to the Central Water District is \$1,000 and the estimate cost of hookup fees to the typical one or two family home in the proposed extension district is \$1,000; and

WHEREAS, the estimated cost to the typical property in the proposed extension district whose assessed valuation is \$85,000, which is the average assessed valuation in said proposed district, is \$517 in the first year in which water supply operations, maintenance, debt service and other charges and expenses are to be paid and the estimated cost to the typical two family home in the proposed extension district whose assessed valuation is \$125,000, in the first year in which water supply operations, maintenance, debt service and other charges are to be paid is \$812; and

WHEREAS, a detailed explanation of the maximum by which said estimated costs of hookup fees and first year cost to the typical property and typical one and two family homes in the proposed extension has been filed in the Office of the Town Clerk, which is available during regular office hours for examination

by any person interested thereto; and

WHEREAS, the Town Board upon all of the above has decided to hold a hearing upon the questions of the establishment of Extension No. 1 to the Central Water District of the Town of Palmyra, as prescribed by Article 12A of the Town Law.

NOW, THEREFORE, IT IS HEREBY ORDERED, by the Town Board of the Town of Palmyra, Wayne County, New York as follows:

Section 1. A meeting of the Town Board of the Town of Palmyra, Wayne County, New York, shall be held at the Palmyra Fire Hall, East Main Street, in Palmyra, New York, in said Town, on December 12, 1996 at 7:30 PM, prevailing time, for the purpose of holding a public hearing to consider the establishment of a proposed water district extension of said Town as described in the herein reference to be known as Extension No. 1 to the Central Water District for the benefited area, and to consider the map, plan and report including an estimate of cost set forth in the Notice in relation thereto, and to hear all persons interested in the subject matter thereof concerning the same, and for such other action on the part of said Town Board as may be required by law or shall be proper in the premises.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of this Order to be published once in the Palmyra Courier-Journal, the official newspaper of said Town, the first publication thereof to be not less than ten nor more than twenty days before the day set herein for the hearing as aforesaid, and said Town Clerk shall also cause a copy thereof to be posted on the sign board of the Town, maintained pursuant to subdivision 6 of Section 30 of the Town Law not less than ten nor more than twenty days before the day set for the hearing as aforesaid.

Section 3. This Order shall take effect immediately.

TOWN BOARD OF THE TOWN OF PALMYRA

DAVID LYON
DAVID NUSSBAUMER
ROBERT GRIER
LYNNE GREEN

SCHEDULE A

DESCRIPTION
OF THE
TOWN OF PALMYRA
CENTRAL WATER DISTRICT
EXTENSION NO. 1
BOUNDARY SEGMENT NO.1 (NYS ROUTE 21 AND COLE ROAD)

OCTOBER 1996

Beginning at a point said point being located on the Town of Palmyra - Town of Marion Town line 100'± west of the northwest property corner of Tax/map no. 33113-00-460960 thence;

- 1) Easterly along the northern property line of said parcel, also being the Town line for a distance of 860'± to a point, said point being located on the northern R.O.W. of Shilling Road, thence;
- 2) Southerly across the R.O.W. of Shilling Road and along the western property line of Tax/map no.

- 33113-00-531976 for a distance of 200'± to a point, said point being the southwest property corner of said parcel, thence;
- 3) Easterly along the southern property line of Tax/map no. 33113-00-531976 for a distance of 106'± to a point, said point being located on the eastern property line Tax/map no. 33113-00-515921, thence;
 - 4) Southerly along the eastern property line of Tax/map no. 33113-00-515921 for a distance of 950'± to the southeast property corner of said parcel, thence;
 - 5) Westerly along the southern property line of said parcel for a distance of 360'± to a point said point being located 500'± from the centerline of NYS Route 21, thence;
 - 6) Southerly across the property of Tax/map no. 33113-00-528799, and Tax/map no. 33113-00-552604 parallel to and 500' east of the centerline of NYS Route 21 for a distance of 3900'± to a point, said point being located on the northern property line of Tax/map no. 33113-00-535479, thence;
 - 7) Easterly along the northern property line of Tax/map no. 33113-00-535479 for a distance of 1000'± to a point, said point being located on the northeast property corner of said parcel, thence;
 - 8) Southerly along the eastern property line of said parcel for a distance of 90'± to a point, thence;
 - 9) Southwesterly along the southern property line of said parcel for a distance of 1010'± to a point, thence;
 - 10) Southerly across the property of Tax/map no. 33113-00-542422 parallel to and 500'± east of the centerline of NYS Route 21 for a distance of 840'± to a point, said point being located on the northern property line of Tax/map no. 33113-00-485361, thence;
 - 11) Easterly along the northern property lines of Tax/map no. 33113-00-485361 and Tax/map no. 33113-00-531360 for a distance of 480'± to a point, said point being the northeast property corner of Tax/map no. 33113-00-531360, thence;
 - 12) Southerly along the eastern property line of said parcel for a distance of 595'± to a point, said point being the southeast property corner of said parcel, thence;
 - 13) Westerly along the southern property lines of Tax/map no. 33113-00-531360 and Tax/map no. 33113-00-485361 for a distance of 610'± to a point, thence;
 - 14) Southerly across the property of Tax/map no. 33113-00-592284 and Tax/map no. 33113-00-442161 parallel to and 500'± east of the centerline of NYS Route 21 for a distance of 3500' to a point said point being located on the northern property line of Tax/map no. 33112-00-481841, thence;
 - 15) Westerly along the northern property line of Tax/map no. 33112-00-420960 for a distance of 290'± to a point, said point being located on the northeast property corner of Tax/map no. 33112-00-420960, thence;
 - 16) Southerly along the eastern property lines of Tax/map no. 33112-00-420960, 33112-00-414925 and

- 33112-00-410906 and 33112-00-406883 for a distance of 1256'± to a point, said point being located on the southeast property corner of tax/map no 33112-00-406883, thence;
- 17) Southerly across the property of Tax/map no. 33112-00-481841 parallel to and 430'± east of the centerline of NYS Route 21 for a distance of 700'± to a point, said point being located on the northern property line of Tax/map no. 33112-00-361801, thence;
 - 18) Easterly along the northern property line for a distance of 100'± to a point, said point being located on the Town of Palmyra Central Water District Boundary, thence;
 - 19) Westerly along the Town of Palmyra Central Water District Boundary, across NYS Route 21, and along the northern property line of Tax/map no. 33112-00-325830 for a distance of 1200'± to a point, said point being located on the southwest property corner of Tax/map no. 33112-00-334848, thence;
 - 20) Northerly along the western property line of Tax/map no. 33112-00-334848 for a distance of 350'± to a point, said point being located on the northwest property corner of said parcel, thence;
 - 21) Northwesterly across the property of Tax/map no. 33112-00-267909 for a distance of 500'± to a point, said point being located on the southwest property corner of Tax/map no. 33112-00-335900, thence;
 - 22) Northerly along the western property lines of tax/map numbers 33112-00-335900, 33112-00-340925 and 33112-00-350967 for a distance of 810'± to a point, said point being located on the northwest property corner of Tax/map no. 33112-00-350967, thence;
 - 23) Easterly along the northern property line of Tax/map no. 33112-00-350967 for a distance of 500'± to a point, said point being located on the southwest property corner of Tax/map no. 33112-00-381982, thence;
 - 24) Northerly along the western property line of Tax/map no. 33112-00-381982 for a distance of 148'± to a point, said point being located on the northwest property corner of said parcel, thence;
 - 25) Easterly along the northern property line of said parcel for a distance of 80'± to a point, said point being located 500'± west of the centerline of NYS Route 21, thence;
 - 26) Northerly across the property of Tax/map no. 33113-00-268038 and Tax map no. 33113-00-442161 parallel to and 500'± west of the centerline of NYS Route 21 for a distance of 2360'± to a point, said point being located on the southern property line of Tax/map no. 33113-00-419250, thence;
 - 27) Westerly along the southern property line of Tax/map no. 33113-00-419250 for a distance of 220'± to a point, said point being located on the southwest property corner of said parcel, thence;
 - 28) Northerly along the western property line of said parcel for a distance of 313'± to a point, said point being located on the southern property line of Tax/map no. 33113-00-417281, thence;
 - 29) Westerly along the southern property line of said parcel for a distance of 50'± to a point, said

- point being located on the southwest property corner of Tax/map no. 33113-00-417281, thence;
- 30) Northerly along the western property line of said parcel for a distance of 300'± to a point, said point being located on the northwest property corner of said parcel, thence;
 - 31) Easterly along the northern property line of said parcel for a distance of 250'± to a point, said point being located 500'± west of the centerline of NYS Route 21, thence;
 - 32) Northerly across the property of Tax/map no. 33113-00-315302 for a distance of 720'± to a point, said point being located on the southern property line of Tax/map no. 33113-00-421406, thence;
 - 33) Westerly along the southern property line of Tax/map no. 33113-00-421406 for a distance of 200'± to a point, said point being located on the southwest property corner of said parcel, thence;
 - 34) Northerly along the western property line of said parcel for a distance of 673'± to a point, said point being located on the northwest property corner of said parcel, thence;
 - 35) Easterly along the northern property line of said parcel for a distance of 235'± to a point, said point being located 500'± west of the centerline of NYS Route 21, thence;
 - 36) Northerly across the property of Tax/map no. 33113-00-322421 for a distance of 510'± to a point, said point being located on the southern property line of Tax/map no. 33113-00-423493, thence;
 - 37) Westerly along the southern property line of Tax/map no. 33113-00-423493 for a distance of 160'± to a point, said point being located on the southwest property corner of said parcel, thence;
 - 38) Northerly along the western property line of said parcel for a distance of 145'± to a point, said point being located on the northwest property corner, thence;
 - 39) Easterly along the northern property line of said parcel for a distance of 160'± to a point, said point being located 500'± west of the centerline of NYS Route 21 of said parcel, thence;
 - 40) Northerly across the property of Tax/map no. 33113-00-322589 for a distance of 1800'± to a point, said point being located on the southern property line of Tax/map no. 33113-00-371701, thence;
 - 41) Westerly along the southern property lines of Tax/map no. 33113-00-371701, 33113-00-315701, 33113-00-281701, 33113-00-261691 and 33113-00-242681 for a distance of 1260'± to a point, said point being located 240'± south of the centerline of Cole Road and 365'± east of the southwest property corner of Tax/map no. 33113-00-242681, thence;
 - 42) Southwesterly across the property of Tax/map no. 33113-00-322589 parallel to and 240'± from the centerline of Cole Road for a distance of 960'± to a point, said point being located on the southeastern property corner of Tax/map no. 33113-00-167620, thence;

- 43) Southerly along the southern property lines of Tax/map no. 33113-00-167620 and Tax/map no. 33113-00-150600 for a distance of 377'± to a point, said point being located on the southern property corner of Tax/map no. 33113-00-150600, thence;
- 44) Northwesterly along the western property line of said parcel for a distance of 250'± to a point, said point being located on the centerline of Cole Road, thence;
- 45) Westerly along the centerline of Cole Road for a distance of 270'± to a point, thence;
- 46) Northerly across the R.O.W. for a distance of 50'± to a point, said point being located on the southwestern property corner of Tax/map no. 33113-00-130610, thence;
- 47) Northeasterly along the western property line of said parcel for a distance of 253'± to a point, thence;
- 48) Easterly along the property line of said parcel for a distance of 46'± to a point, thence;
- 49) Northeasterly along the property line of Tax/map no. 33113-00-157647 for a distance of 806'± to a point, said point being located on the western property line of Tax/map no. 33113-00-195720, thence;
- 50) Northerly along the western property lines of Tax/map no. 33113-00-195720 and Tax/map no. 33113-00-215741 for a distance of 1170'± to a point, said point being located on the northwestern property corner of Tax/map no. 33113-00-215741, thence;
- 51) Easterly along the northern property lines of Tax/map no. 33113-00-215741, 33113-00-241735, 33113-00-260730, 33113-00-293766, 33113-00-320770 and 33113-00-381777 for a distance of 2060'± to a point, said point being located 500'± west of the centerline of NYS Route 21, thence;
- 52) Northerly across the property of Tax/map no. 33113-00-305838 and Tax/map no. 33113-00-335937 parallel to and 500'± west of the centerline for a distance of 2069'± to the point of beginning.

DESCRIPTION OF THE TOWN OF PALMYRA
CENTRAL WATER DISTRICT EXTENSION NO. 1
BOUNDARY SEGMENT NO. 2 (VIENNA ROAD)

OCTOBER 1996

Beginning at a point, said point being located on the western property line of Tax/map no. 33111-00-724283 70'± north of the southwest property corner and also located on the Town of Palmyra Central Water District boundary line, thence;

- 1) Easterly along the Town of Palmyra Central Water District boundary line for a distance of 800'± to a point, thence;
- 2) Northerly along the Town of Palmyra Central Water District boundary line for a distance of 170'± to a point, said point being 170'± to a point, said point being located on the northern property line of Tax/map no. 33111-00-776119, thence;

- 3) Easterly along the northern property lines of Tax/map no. 33111-00-776119 and 33111-00-890100 for a distance of 250'± to a point, thence;
- 4) Southerly across the property of Tax/map no. 33111-00-890100 parallel to and 500'± east of the centerline of Vienna Road for a distance of 4220'± to a point, said point being located on the southern property line of said parcel, 450'± east of the southwest property corner, and also located on the Wayne County-Ontario County line, thence;
- 5) Westerly along the Wayne County-Ontario County line for a distance of 1550'± to a point, thence;
- 6) Northerly across the property of Tax/map no. 33110-00-693995 parallel to and 500'± west of the centerline of Faas Road for a distance of 500'± to a point, thence;
- 7) Westerly across the property of Tax/map no. 33110-00-693995 for a distance of 3200'± to a point, said point being located on the southern property line of Tax/map no. 33111-00-724283, thence;
- 8) Westerly along the southern property line of said parcel for a distance of 100'± to a point, said point being located on the southwest property corner of said parcel, thence;
- 9) Northerly along the western property line of said parcel for a distance of 70'± to the point of beginning.

DESCRIPTION OF THE TOWN OF PALMYRA
CENTRAL WATER DISTRICT EXTENSION NO. 1
BOUNDARY SEGMENT NO. 3 (HANLEY ROAD)

OCTOBER 1996

Beginning at a point, said point being located on the northeast property corner of Tax/map no. 35110-00-210976, thence;

- 1) Southerly along the eastern property lines of Tax/map no. 35110-00-210976, 35110-00-211924, 35110-00-215855 and 35110-00-221830, also being the Town of Palmyra-Town of Arcadia Town line for a distance of 1960'± to a point, said point being located on the Wayne County-Ontario County line, thence;
- 2) Westerly along the Wayne County-Ontario County line for a distance of 1700'± to a point, said point being located on the western property line of Tax/map no. 35110-00-143858, thence;
- 3) Northerly along the western property lines of Tax/map no. 35110-00-143858 and 35110-00-080880 for a distance of 650'± to a point, thence;
- 4) Easterly along the northern property lines of Tax/map no. 35110-00-080880, across New York State Lands, Tax/map no. 35110-00-158940, 35110-00-171945, 35110-00-182966, across Hanley Road R.O.W., Tax/map no. 35110-00-210976 for a distance of 2120'± to the point of beginning.

DESCRIPTION OF THE TOWN OF PALMYRA
CENTRAL WATER DISTRICT EXTENSION NO. 1
BOUNDARY SEGMENT NO. 4
(CANANDAIGUA RD - NYS ROUTE 21)

PROCUREMENTS
INVESTMENT

OCTOBER 1996

said point being located on the
corner of Tax/map no. 32110-00-

southern property lines of
00-785904, 32110-00-658858,
across NYS Route 21 R.O.W.,
2110-00-429870, this line also
Wayne County - Ontario County
line of 4500'± to a point, said
point on the Town of Palmyra Central
District boundary line, thence;

the Town of Palmyra Central Water
District boundary line and across the property of
Tax/map no. 32110-00-429870, 32111-00-488029,
32111-00-318156 for a distance of 6040'± to a
point, said point being located on the Village of
Palmyra corporation line, thence;

- 3) Easterly, southerly, easterly, southerly,
easterly, northerly and easterly along the Village
of Palmyra corporation line for a distance of
3050'± to a point, said point being located on the
northern property line of Tax/map no. 32111-00-
559393 390'± east of the northwest property corner
of said parcel, also located on the Town of
Palmyra South Water District, thence;
- 4) Southerly along the Town of Palmyra South Water
District Boundary across the property of Tax/map
no. 32111-00-559393, 32111-00-562376, 32111-00-
562356, 32111-00-561337, 32111-00-5383 10, 32111-
00-547276, 32111-00-567256, 32111-00-564234, 32111-
00-561203 and 32111-00-557170 for a distance of
2500'± to a point, said point being located on the
southern property line of Tax/map no. 32111-00-
557170, thence;
- 5) Easterly along the Town of Palmyra South Water
District also being the southern property line of
Tax/map no. 32111-00-557170 for a distance of
350'± to a point, said point being located on the
northwest property corner of Tax/map no. 32111-00-
604145, thence
- 6) Southerly along the Town of Palmyra South Water
District also being the western property lines of
Tax/map no. 32111-00-604145, 32111-00-604129 for a
distance of 295'± to a point, said point being
located on the southwest property corner of
Tax/map no. 32111-00-604129, thence;
- 7) Easterly along the Town of Palmyra South Water
District also being the southern property line of
said parcel for a distance of 650'± to a point,
thence;
- 8) Northerly along the Town of Palmyra South Water
District for a distance of 50'± to a point, said
point being located on the Northern property line
of Tax/map no. 32111-00-665087, thence;
- 9) Easterly along the northern property line of
Tax/map no. 32111-00-665087 for a distance of
1000'± to a point, said point being the northeast
property corner of said parcel, thence;
- 10) Southerly along the eastern property of Tax/map
no. 32111-00-665087 and along the easterly
property line of Tax/map no. 32110-00-785904 for a
distance of 774'± to a point, thence;

... Easterly along the northern property line of

OCTOBER 1996

Beginning at a point, said point being located on the southeast property corner of Tax/map no. 32110-00-785904, thence;

- 1) Westerly along the southern property lines of Tax/map no. 32110-00-785904, 32110-00-658858, 32110-00-659833, across NYS Route 21 R.O.W., 32110-00-609864, 32110-00-429870, this line also described as the Wayne County - Ontario County line for a distance of 4500'± to a point, said point being located on the Town of Palmyra Central Water District Boundary line, thence;
- 2) Northerly along the Town of Palmyra Central Water District Boundary line and across the property of Tax/map no. 32110-00-429870, 32111-00-488029, 32111-00-318156 for a distance of 6040'± to a point, said point being located on the Village of Palmyra corporation line, thence;
- 3) Easterly, southerly, easterly, southerly, easterly, northerly and easterly along the Village of Palmyra corporation line for a distance of 3050'± to a point, said point being located on the northern property line of Tax/map no. 32111-00-559393 390'± east of the northwest property corner of said parcel, also located on the Town of Palmyra South Water District, thence;
- 4) Southerly along the Town of Palmyra South Water District Boundary across the property of Tax/map no. 32111-00-559393, 32111-00-562376, 32111-00-562356, 32111-00-561337, 32111-00-5383 10, 32111-00-547276, 32111-00-567256, 32111-00-564234, 32111-00-561203 and 32111-00-557170 for a distance of 2500'± to a point, said point being located on the southern property line of Tax/map no. 32111-00-557170, thence;
- 5) Easterly along the Town of Palmyra South Water District also being the southern property line of Tax/map no. 32111-00-557170 for a distance of 350'± to a point, said point being located on the northwest property corner of Tax/map no. 32111-00-604145, thence;
- 6) Southerly along the Town of Palmyra South Water District also being the western property lines of Tax/map no. 32111-00-604145, 32111-00-604129 for a distance of 295'± to a point, said point being located on the southwest property corner of Tax/map no. 32111-00-604129, thence;
- 7) Easterly along the Town of Palmyra South Water District also being the southern property line of said parcel for a distance of 650'± to a point, thence;
- 8) Northerly along the Town of Palmyra South Water District for a distance of 50'± to a point, said point being located on the Northern property line of Tax/map no. 32111-00-665087, thence;
- 9) Easterly along the northern property line of Tax/map no. 32111-00-665087 for a distance of 1000'± to a point, said point being the northeast property corner of said parcel, thence;
- 10) Southerly along the eastern property of Tax/map no. 32111-00-665087 and along the easterly property line of Tax/map no. 32110-00-785904 for a distance of 774'± to a point, thence;

... along the northern property line of

Tax/map no. 3110-00-785904 for a distance of 313'± to a point, thence;

- 12) Southerly along the eastern property line of said parcel for a distance of 599'± to a point, thence;
- 13) Easterly along the northern property line of said parcel for a distance of 1270 ± to a point, thence;
- 14) Southerly along the extreme eastern property line of said parcel for distance of 1612'± to the point and place of beginning.

This order is subject to a thirty day permissive referendum period following publication in the Town's legal newspaper.

2. CEO Committee report

CEO REPORT

The Board heard the recommendations of the committee formed to interview Code Enforcement Officer candidates. Ten applications were received, and four people were interviewed. The committee recommended Robert Grier be appointed as CEO. Mr. Grier's experience in all aspects of the construction business, including his ability to perform electrical inspections, made him the best qualified candidate, according to the committee.

3. Set Public Hearing date for Amendment to Town Junk Yard Ordinance

SET PUB HRG DATE FOR AN AMENDMENT TO JUNKYARD ORD

Michael Lambrix moved to set a Public Hearing date of Thursday, January 2, 1997 at 7:30 PM at the Town Office, 201 East Main Street, Palmyra, to consider the amendment to Section 130 of the Town Law (Junk Yard Location Requirements).

Seconded by: Robert Grier Carried: Unanimously

4. Purchase Policy

PURCHASE POLIC

Mr. Lambrix made a motion to adopt the following Purchase Policy, which was seconded by Mr. Nussbaumer and carried unanimously.

Policy and Procedures for Purchases Less than Bid Procurements

In order to comply with General Municipal Law Section 104b "Procurement Policies and Procedures for Non-Bid Procurements" this resolution is set forth to be known as: Policy and Procedures for Purchases Less than Bid Procurements.

General Method of Purchasing:

Any employee or Board member shall present a request to the Town Board of the Town of Palmyra who shall

accept or deny the request as a matter of record in the board minutes. An explanation of denial will be written as part of the Town Board minutes. The original request will be kept by the Town Clerk as documentation for action taken for procurements.

Items Exempt From Purchase Order Request Form:
 1. Food for workers during emergencies

METHOD OF COMPETITION FOR NON-BID PROCUREMENTS

Purchase Contracts Below \$10,000	Verbal Quotes		Written Quotes	
	1	2	2	3
Under \$1,000	X			
\$1,000 -- \$2,999		X		
\$3,000 -- \$4,999			X	
\$5,000 -- \$10,000				X

Contracts for Public Works Below \$20,000	Verbal Quotes		Written Quotes	
	1	2	2	3
Under \$3,000		X		
\$3,000 -- \$9,999			X	
\$10,000 -- \$19,999				X

Other Purchases:

Insurance -	quoted every three (3) years
Emergencies -	Board Approval
Professional Svcs. -	Board Approval
Sole Source -	Board Approval

Awards to other than low bidder:

Where quotations for pricing are obtained and other than low bid is made, documentation will be in the Town Board minutes. The best interest of the taxpayers is to be the ultimate goal.

Review:

Comments from Employees and Board members may be solicited and the Policy and Procedures for Purchasing be reviewed at least annually.

Failure to Comply:

The failure to fully comply with the provisions of this resolution shall not be grounds to void any action taken, or give rise to a cause of action against the Town of Palmyra or any officer or employee thereof.

5. Investment Policy for Town of Palmyra

Mr. Lambrix made a motion to adopt the following Investment Policy, which was seconded by Mr. Nussbaumer and carried unanimously.

INVESTMENT POLICY
 TOWN OF PALMYRA

I. SCOPE

This investment policy applies to all moneys and other financial resources available for investment on

its own behalf or on behalf of any other entity or individual.

II. OBJECTIVES

The primary objectives of the local government's investment activities are, in priority order,

- * to conform with all applicable federal, state and other legal requirements (legal);
- * to adequately safeguard principal (safety);
- * to provide sufficient liquidity to meet all operating requirements (liquidity); and
- * to obtain a reasonable rate of return (yield).

III. DELEGATION OF AUTHORITY

The governing board's responsibility for administration of the investment program is delegated to the Town Supervisor who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability based on a data base or records incorporating description and amounts of investments, transaction dates, and other relevant information and regulate the activities of subordinate employees.

IV. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the Town of Palmyra to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V. DIVERSIFICATION

It is the policy of the Town of Palmyra to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling.

VI. INTERNAL CONTROLS

It is the policy of the Town of Palmyra for all moneys collected by any officer or employee of the government to transfer those funds to the Town Supervisor within 45 days of deposit, or within the time period specified in law, whichever is shorter.

The Town Supervisor is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

VII. DESIGNATION OF DEPOSITORIES

<u>Depository Name</u>	<u>Maxim.</u>	<u>Amount</u>	<u>Officer</u>
Marine Midland Bank, N.A.	N/A		Timothy Ashman
Chase Manhattan Bank, N.A.	"		
M & T Trust Company	"		Richard A. Harter
Key Bank	"		
Fleet Bank	"		
Chemical Bank	"		

Ontario National Bank

VIII. COLLATERALIZING OF DEPOSITS

In accordance with the provisions of General Municipal Law, ss10, all deposits of Town of Palmyra, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

1. By a pledge of "eligible securities" with an aggregate "market value" as provided by GML ss10, equal to the aggregate amount of deposits from the categories designated in Appendix A to the policy.
2. By an eligible "irrevocable letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.
3. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims-paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

IX. SAFEKEEPING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by the depository and/or a third party bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure local government deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events which will enable the local government to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the local government, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the Town of Palmyra or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause

ineligibility. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

X. PERMITTED INVESTMENTS

As authorized by General Municipal Law, ss11, the Town of Palmyra authorizes the Supervisor to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- * Special time deposit accounts;
- * Certificates of deposit;
- * Obligations of the United States of America;
- * Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United States of America;
- * Obligations issued pursuant to LFL ss24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district or district corporation other than the Town of Palmyra
- * Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes governing such entities or whose specific enabling legislation authorizes such investment such investments.
- * Certificates of Participation (COPs) issued pursuant to GML ss109-b.
- * Obligations of this local government, but only with any moneys in a reserve fund established pursuant to GML ss6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n.

All investment obligations shall be payable or redeemable at the option of the Town of Palmyra within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the Town of Palmyra within two years of the date of purchase.

XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

The Town of Palmyra shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments which can be made with each financial institution or dealer. All financial institutions with which the local government conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the Town of Palmyra. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The Supervisor is responsible for evaluating the financial position and maintaining a listing of proposed depositories, trading partners and custodians. Such listing shall be evaluated at least annually.

XII. PURCHASE OF INVESTMENTS

The Supervisor is authorized to contract for the purchase of investments:

1. Directly, including through a repurchase agreement, from an authorized trading partner.
2. By participation in a cooperative investment program with another authorized governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all

the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the governing board.

3. By utilizing an ongoing investment program with an authorized trading partner pursuant to a contract authorized by the governing

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CUSTODIAL/SECURITY registered or
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bank or trust
written custodial
municipal Law, ss10.
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agent of and cu... al government, will
be kept separate and apart from... general assets of
the custodial bank or trust company and will not, in
any circumstances, be commingled with or become part
of the backing for any other deposit or other
liabilities. The agreement shall describe how the
custodian shall confirm the receipt and release of the
securities. Such agreement shall include all
provisions necessary to provide the local government a
perfected interest in the securities.

XIII. REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions:

- * All repurchase agreements must be entered into subject to a Master Repurchase Agreement.
- * Trading partners are limited to banks or trust companies authorized to do business in New York State and primary reporting dealers.
- * Obligations shall be limited to obligations of the United States of America and obligations guaranteed by agencies of the United States of America.
- * No substitution of securities will be allowed.
- * The custodian shall be a party other than the trading partner.

APPENDIX A

Schedule of Eligible Securities

(i) Obligations issued, or fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or a United States governmental sponsored corporation.

(ii) Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Asian Development Bank, and the African Development Bank.

(iii) Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the Market Value of the obligation that represents the amount of the insurance or guaranty.

the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the governing board.

3. By utilizing an ongoing investment program with an authorized trading partner pursuant to a contract authorized by the governing board.

All purchased obligations, unless registered or inscribed in the name of the local government, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the Town of Palmyra by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, ss10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

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- (ii) Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Asian Development Bank, and the African Development Bank.
- (iii) Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the Market Value of the obligation that represents the amount of the insurance or guaranty.

- (iv) Obligations issued or fully insured or guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of such State or obligations of any public benefit corporation which under a specific State statute may be accepted as security for deposit of public moneys.
- (v) Obligations issued by states (other than the State of New York) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vi) Obligations of Puerto Rico rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vii) Obligations of counties, cities and other governmental entities of a state other than the State of New York having the power to levy taxes that are backed by the full faith and credit of such governmental entity and rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (viii) Obligations of domestic corporations rated in one of the two highest rating categories by at least one nationally recognized statistical rating organization.
- (ix) Any mortgage related securities, as defined in the Securities Exchange Act of 1934, as amended, which may be purchased by banks under the limitations established by bank regulatory agencies.
- (x) Commercial paper and bankers' acceptances issued by a bank, other than the Bank, rated in the highest short term category by at least one nationally recognized statistical rating organization and having maturities of not longer than 60 days from the date they are pledged.
- (xi) Zero coupon obligations of the United States government marketed as "Treasury strips".

6. Snow & Ice Contract

MIN TO APV
SNOW/ICE CTCT

Mr. Nussbaumer made a motion to approve the Snow and Ice Contract with Wayne County for 1997, which was seconded by Mr. Lambrix and carried unanimously.

MIN CARRIED

7. NYMIR Insurance Proposal

NYMIR INSURANCE
PROPOSAL

Mr. Lyon announced the New York State Insurance Reciprocal package from Van Parys Insurance is in the Town Clerk's Office for review and will be discussed at the next meeting.

8. Wayne County Board of Supervisors Report

SUPERVISOR'S
REPORT

Mr. Lyon reported the County Budget for 1997 has been approved, and Town of Palmyra rates should reflect a 5

to 6 cent decrease. He also reported on the Government Financial Officers Meeting he attended, which covered flexible benefit plans. The Benefit conversion plan would deduct medical and dental benefits before taxes, which would save the employee tax dollars, as well as saving the Town the 7-1/2% Social Security payment.

FLOODMAN RD.
HTG. PRESERVE
UPDATE

9. Floodman Road area hunting preserve update
Mr. Grier reported the owner, who lives out of state, had signed a one year agreement for the land to be used as a hunting preserve. This will not be done again, although the area will continue to be used for deer hunting.

SET ORGANIZATIONAL
MTG. DATE

10. Set Organizational Meeting Date
Mr. Lyon set Thursday, January 2, 1997 at 7:30pm at the Town Office for the Organizational Meeting for 1997.

11. Transfer of funds

Supervisor Lyon moved to approve the following fund transfers:

MIN TO APV
FUND TRANSFERS

<u>FROM</u>		<u>TO</u>	
General Contingency A1990.4	\$ 73.00	General Town Board Contr A1110.4	\$ 73.00
General Contingency A1990.4	\$ 78.70	Gen Shared Bldgs Contr A1620.4	\$ 78.70
General Contingency A1990.4	\$ 20.00	Gen Election Pers Serv. A1220.4	\$ 20.00
General Contingency A1990.4	\$ 45.00	General Supv. Contr Exp A1620.4	\$ 45.00
Part Town Plng. Cont. B8020.4	\$845.62	Part Town Zong Cont. B8010.4	\$845.62
North Water Equip FN8340.2	\$977.89	North Water Pump Station FN8320.4	\$977.89
South Water I/F Resrv FS9950.9	\$329.22	South Water Op & Maint FS8340.4	\$329.22

Seconded by: Michael Lambrix Carried: Unanimously

MIN CARRIED

12. Approval of Engineering Contract for Central Water District Extension No. 1 with MRB Group

MIN TO APV
ENG. CTRCT FOR CWD
XT. 1 WITH MRB

Mr Nussbaumer moved to approve the contract for Engineering services for the Central Water District Extension No. 1 with MRB Group, contingent upon approval by Paul Rubery, the Town's counsel in this

matter.

Seconded by: Lynne Green Carried: Unanimously

MTN CARRIED

Following a review of the expenditures and claims submitted, David Nussbaumer moved to authorize payment on claims shown on Abstract #12 with totals as follows:

MTN TO AUTH.
PMT ON CLAIMS

<u>Account</u>	<u>Voucher #</u>	<u>Amount</u>
General Fund	470 - 493	\$ 8,111.92
Part Town Fund	121 - 126	\$ 10,490.62
Highway III & IV	250 - 261	\$ 9,819.55
Highway I	73 - 76	\$ 3,321.48
North Wtr Dist.	36 - 37	\$ 3,485.86
South Wtr Dist.	24	\$ 712.00
East Water Dist.	25	\$ 216.00
Central Water Dist.	59 - 62	\$148,145.26

MTN CARRIED

Seconded by: Michael Lambrix Carried: Unanimously

At 8:40 pm Michael Lambrix moved to adjourn this meeting of the Town Board.

MTN TO ADJOURN

Seconded by: David Nussbaumer Carried: Unanimously

Respectfully submitted,

Catherine C. Contant
Deputy Town Clerk

TOWN OF PALMYRA
SPECIAL BOARD MEETING

The special Town Board meeting scheduled to be held on Sunday, December 15, 1996 at 2799 Lyon Road, Palmyra was called to order at 5:00 PM by Town Supervisor David C. Lyon.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Upon roll call, the following Town Board members were present: Town Supervisor - David C. Lyon
Town Board Members - David Nussbaumer
Michael Lambrix
Lynne Green

ROLL CALL

Those present at the meeting in addition to the Town Board members were:
Beverly E. Hickman, Town Clerk
Paul T. Rubery, Town Attorney
Elaine Hartnagle, The TIMES

Mr. Lambrix moved to accept the resignation of Town Board member Robert Grier after eleven years of continuous service to the Town beginning in January, 1986, as submitted to Town Clerk Beverly E. Hickman effective December 15, 1996.

MTN TO ACCEPT RESIGNATION OF TN BRD MEMBER GRIER

Seconded by: David Nussbaumer Carried: Unanimously

MTN CARRIED

Mr. Lambrix moved to establish the full time position of Code Enforcement Officer for the Town of Palmyra at a salary of \$32,999 per year, effective December 15, 1996.

MTN TO EST. A FULL-TIME CODE ENFRMNT. OFFICER

Seconded by: Lynne Green Carried: Unanimously

MTN CARRIED

Mr. Nussbaumer moved to direct the Code Enforcement Officer to fulfill the terms of the Code Enforcement contract with the Village of Palmyra dated November 18, 1996.

MTN TO ABIDE BY TERMS OF NEW CONTRACT

Seconded by: Michael Lambrix Carried: Unanimously

MTN CARRIED

Mr. Lambrix moved to appoint Robert Grier to the position of Code Enforcement Officer.

MTN TO APPT. ROBERT GRIER AS CEO

Seconded by: David Nussbaumer Carried: Unanimously

MTN CARRIED

Mr. Lambrix moved to adjourn this special meeting of the Town Board at 5:07 PM.

Seconded by: David Nussbaumer Carried: Unanimously

Respectfully submitted,

Catherine C. Contant
Deputy Town Clerk

REGULAR TOWN BOARD MEETING

The regular Town Board meeting scheduled to be held on Thursday, December 26, 1996 at the Palmyra Town Office was called to order at 7:40 PM by Town Supervisor David C. Lyon.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Upon roll call, the following Town Board members were present:

ROLL CALL

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

In addition to the Town Board members, the following were also present:

Nelson F. Cook, Highway Superintendent
Robert A. Grier, Code Enforcement Officer
Beverly E. Hickman, Town Clerk
Elaine Hartnagle, the Times
Kevin Carrier

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

1. Assessor Update

ASSESS. UPDATE

There was no report from the Assessor at this time.

2. Report on Canal Conference

CANAL CONF. REPORT

Ms. Green attended the Canal Corridor Initiative Conference held in Rochester on December 18 & 19. She informed all present guidelines for the HUD grants available for canal development. The plan is to combine requests with other canalside communities and submit one proposal through Wayne County. Ms. Green requested the Board consider funding 1/11th of Stu Brown's fee, which should amount to less than \$2000 per municipality, to write the grant application.

Highway Committee - David Nussbaumer, Chairman

1. Christmas tree pickup

XMAS TREE PICKUP

Nelson Cook, Highway Superintendent, reported the Highway Department will be picking up Christmas trees for recycling as needed; they may also be dropped off at the Highway Department on Kent Street.

2. Agreement to Spend Town Highway Funds

REGULAR TOWN BOARD MTG

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MTN TO SPEND
TN HWAY FUNDS

Mr. Nussbaumer moved to approve the 1997 Agreement to Spend Town Highway Funds as submitted by Nelson Cook. The motion was seconded by Lynne Green and carried unanimously.

MTN CARRIEDPlanning Committee

1. Code Enforcement Officer Update

CODE OFF. UPDATE

Robert Grier gave an oral report of activity for December; 2 building permits issued, 2 Cease & Desist orders. He also had a list of questions for the Board, which were discussed. The Board referred him back to the Advisory Committee for most of the questions. Mr. Grier announced the Code Enforcement Office would be moved into the Village Hall tomorrow.

Zoning Committee - Michael Lambrix, Chairman

1. Tower Moratorium Extension

TWR MORATORIUM
EXTENSION MTN

Michael Lambrix moved to extend the ninety (90) day moratorium on any and all towers within the Town. Seconded by: David Lyon Carried: Unanimously

MTN CARRIEDAGENDA ITEMS

1. Addendum #3 to WCW&SA Inter-Municipal Agreement

MTN TO APV
ADDENDUM #3
WCWSA

Mr. Lyon made a motion to approve Addendum #3 to the Inter-Municipal Agreement with the Wayne County Water & Sewer Authority. The original contract, dated August 1, 1992, was modified by two subsequent addendums to expire on December 31, 1996. Addendum No. 3 extends the term of the contract to December 31, 1997, or until the Agreement is superseded by the new long term arrangement, whichever is earlier.

Seconded by: David Nussbaumer Carried: Unanimously

MTN CARRIED

2. Wayne County Water Authority Update

WCWA UPDATE

Supervisor Lyon reported there will be a joint meeting of the four Town Boards and the Water Authority at the Walworth Town Hall on Wednesday, January 22, 1997 at 7:30 pm to review the proposed long term agreement between the municipalities and the Water Authority. All involved have worked diligently on the agreement, which is very near completion.

3. Declare Negative Declaration on Central Water District Ext. No. 1

Ms. Green moved to approve the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Palmyra, assuming Lead Agency, has determined that based on information presented in the Full Environmental Assessment Form (EAF) and upon review of the EAF Parts One (1) and Two (2) conclude that the proposed action (Central Water District Extension No. 1) will not have a significant effect on the environment and therefore, moves to declare a Negative Declaration, and have such Negative Declaration prepared.

BE IT FURTHER RESOLVED, that the Town Board of the Town of Palmyra, based on the conditions stated in the Negative Declaration, authorizes the Supervisor to take all necessary action to file the negative Declaration and conclude the SEQR process for the proposed action.

Seconded by: David Nussbaumer Carried: Unanimously

3. NYMIR Insurance Proposal

David Nussbaumer moved to accept the Insurance package as prepared by New York Municipal Insurance Reciprocal and Van Parys Associates for the calendar year 1997.

Seconded by: Michael Lambrix Carried: Unanimously

4. Planning Board Appointment

Supervisor Lyon moved to appoint Bill Baker to the Town of Palmyra Planning Board for a term to begin January 1, 1997 and expiring on December 31, 2001.

Seconded by: David Nussbaumer Carried: Unanimously

5. Transfer of funds

Supervisor Lyon read the following fund transfers and asked for a motion to approve:

FROM		TO	
General Contingency A1990.4	\$317.63	General Town Board Cntr. A1010.4	\$317.63
General Contingency A1990.4	\$358.22	General Shared Bldg Cntr A1620.4	\$358.22
General Contingency A1990.4	\$355.20	General Supvr. Contractl A1220.4	\$355.20

MTN TO DECLARE
NEG. DECLARTN
CMD X#1

MTN CARRIED

MTN TO ACCEPT
NYMIR INSUR.
PROPOSAL

MTN CARRIED

MTN FOR
PLANNING BRD
APPTMT.

MTN CARRIED

MTN FOR XPER
OF FUNDS

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General Contingency A1990.4 \$1021.64	General Justices Contr. A1110.4 \$1021.64
General Contingency A1990.4 \$226.08	General Just Clk Salary A1111.1 \$226.08
General Contingency A1990.4 \$324.48	General Clk & Sec Salary A1221.1 \$324.48
General Contingency A1990.4 \$1246.37	General Deputies Salary A1411.1 \$1246.37
General Contingency A1990.4 \$268.50	General Social Security A9030.8 \$268.50
General Contingency A1990.4 \$1000.00	General Town Clk Equip A1410.2 \$1000.00
General Assr Contr. A1355.4 \$ 66.17	General Assessor Equip. A1355.2 \$ 66.17
General Bld Cap A1620.210 \$40330.00	HA Cap Resv-Cap Facilit HA874 \$40300.00
General Central Mail A1670.4 \$1000.00	General Supvr Equipment A1220.2 \$1000.00
Part-Town Plan Cont. B8020.4 \$1183.18	Part-Town Zoning Contr. B8010.4 \$1183.18
Part-Town Plan Clk B8020.1 \$94.80	Part-Town Zoning Clerk B8011.1 \$94.80
Part-Town Contingency B1990.4 \$ 59.50	Part-Town Registrar Fees B4020.1 \$59.50
North Water Op & Mnt FN8340.4 \$134.51	North Water Pump Sta Wtr FN8320.4 \$134.51
East Water Op & Mnt FE8340.4 \$129.74	East Water Pump Sta Wtr FE8320.4 \$129.74
HB Cap Proj/CWD Fund HB909 \$14886.95	HB Cap Proj/CWD Tn Fracs HB8320.202 \$14886.95

MIN CARRIED

Seconded by: David Nussbaumer Carried: Unanimously

Supervisor Lyon set time and date for the 1997

TIME/DATE SET
FOR ORG. MTG
1997

Organizational Meeting for Thursday, January 2, 1997

at 7:30 pm at the Town Office, 201 East Main Street,
Palmyra, NY.Following a review of the expenditures and claims
submitted, David Nussbaumer moved to authorize paymentMIN TO AUTH.
PMT OF CLAIMS
ON ABSTRACT 12Bon claims shown on Abstract #12B with totals as
follows:

<u>Account</u>	<u>Voucher #</u>	<u>Amount</u>
General Fund	494 - 532	\$35,631.55
Part Town Fund	127 - 143	\$ 2,628.96
Highway III & IV	262 - 269	\$ 648.76
Highway I	77 - 78	\$ 593.02
North Wtr Dist.	38	\$ 134.51
South Wtr Dist.	-0-	\$ -0-
East Water Dist.	26	\$ 129.74
Central Water Dist.	-0-	\$ -0-
CWD Cap Project	83	\$14,886.95

MIN CARRIED

Seconded by: Lynne Green Carried: Unanimously

REGULAR TOWN BOARD MTG

December 26, 1996

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Michael Lambrix moved to adjourn this meeting of
the Town Board at 8:30 PM.

MTN TO ADJOURN

Seconded by: David Nussbaumer Carried: Unanimously

Respectfully submitted,

Catherine C. Contant
Deputy Town Clerk